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## **Kerala State Minerals (Prevention of Illegal Mining, Storage and Transportation) Rules, 2009**

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# **THE KERALA STATE MINERALS (PREVENTION OF ILLEGAL MINING, STORAGE AND TRANSPORTATION) RULES, 2009**

In exercise of the powers conferred by Section 23 C of the Mines and Minerals (Development and Regulation) Act 1957 (Central Act 67 of 1957) and all other powers enabling it in this behalf the Government of Kerala hereby make the following rules for preventing the illegal mining, storage and transportation of minerals and for the purposes connected therewith, in the State of Kerala namely:-

## **CHAPTER – I PRELIMINARY**

### **1. Short title, commencement and extent –**

- (1) These rules may be called the Kerala State Minerals (Prevention of illegal mining, storage and transportation) Rules 2009.
- (2) They shall come into force with effect from the date of their publication in the Official Gazette and the provisions in the rules 48(A) to 48 (J) & 48(L) of the Kerala Minor Mineral Concession Rules, 1967 shall cease to operate on the date on which these rules come into effect.

Provided that nothing in this sub rule shall effect any operations undertaken in any area in accordance with the terms and conditions of mineral concessions / dealer's licences granted under the Kerala minor mineral concession Rules, 1967 before the commencement of these rules which are in force at such commencement.

- (3) They shall extend to the whole of the State of Kerala.

### **2. Definitions:-**

In these rules, unless the context otherwise requires:-

- (i) “Act” means the Mines and Minerals (Development and Regulation) Act 1957 (Central Act 67 of 1957)
- (ii) “Rules” means any rules made under the Mines and Minerals (Development and Regulation) Act, 1957.
- (iii) “Government” means the Government of Kerala
- (iv) “Competent authority” means the Director of Mining and Geology, Kerala State.
- (v) “Authorised person” or “Authorised Officer” means Additional Director, Deputy Directors of the Department of Mining and Geology for the entire State, Senior Geologists/ Geologists/Assistant Geologists of the District Offices, Special Office (Mineral exploration and enforcement wing), Cherthala, and of Kerala Mineral Squads of the Department of Mining and Geology

within their respective area of jurisdiction or any other officer appointed by the State Government by notification in the Official Gazette to exercise the powers and perform the functions of the “Authorised Person” or “Authorised Officer under these rules.”

- (vi) “Quarrying permit” means a permit granted under the provisions of the Kerala Minor Minerals Concession Rules, 1967 for extraction and removal of minor minerals.
- (vii) “Quarrying lease” means a quarrying lease granted for extraction and removal of minor minerals under the provisions of the Kerala Minor Mineral Concession Rules, 1967.
- (viii) “Mining lease” means a mining lease granted by the Government of Kerala for the purpose of undertaking mining operations for removal of major minerals under the provisions of the Mines and Minerals (Development and Regulation) Act 1957 and the rules made thereunder.
- (ix) “Registered metal crusher unit” means a unit engaged in crushing of granite stones into aggregates by means of mechanical devices and its business as defined in Rule 3 (ixA) of the Kerala Minor Mineral concession Rules, 1967.
- (x) “Producer” means any person carrying on the business of extracting/producing/collecting minerals or mineral aggregates in accordance with the provisions of the Act or rules made thereunder in raw or processed form, as the case may be, including the licensee of a registered metal crusher unit as defined in the Kerala Minor Mineral Concession Rules, 1967.
- (xi) “Dealer” means any person carrying on the business of selling minerals in raw or processed form in accordance with the provisions of the Act and the rules made there under.
- (xii) Words “Mineral”, “Reconnaissance permit”, “Prospecting Licence” shall have the same meaning, as assigned to them in the Act.
- (xiii) “Mineral products” means minerals in any raw or processed form, bricks, dressed stone, rock aggregates, chips, ballast, stone dust and/or any product to be prepared from minerals without involving any chemical changes.
- (xiv) “Officer In-charge” means the Assistant Geologist of the Department of Mining and Geology in charge of the check post appointed by the Government or by the Director of Mining and Geology by notification in the Official Gazette to exercise the powers and perform the functions of the “Officer in- charge” under these rules.
- (xv) “Stock yard” or “Sales depot” means any place where the minerals or its products in any raw or processed form are stored and stocked for commercial purposes.
- (xvi) Licence means a mineral dealer’s licence granted under these rules.

- (xvii) “Licensee” means holder of a mineral dealer’s licence granted under these rules for the purpose of storing, trading and transporting of mineral/ mineral products either in raw or processed form.
- (xviii) “Licensing Authority” means the Director, Additional Director, Deputy Directors of the Department of Mining and Geology for the entire State and Senior Geologists/ Geologists of the District Offices and Special Office (Mineral exploration and enforcement wing), Cherthala of the Department of Mining and Geology within their respective area of jurisdiction or any other person authorised by the Government by notification in the Official Gazette to exercise the powers and perform the functions of the “Licensing Authority”.
- (xix) “Carrier” means any mode of conveyance by which mineral/minerals or its products are transported either in raw or processed form from the place of raising or from one place to another and includes any vehicle, animal, cart and barge.
- (xx) “Mineral Transit pass” means a transit pass for transportation of minerals as stipulated in Rules 20 & 25 of these rules.
- (xxi) Processing means all physical processes such as pulverising and/or grinding and/or powdering or washing of minerals in such a way that no chemical change takes place by that process and includes cutting and polishing process of granite blocks or marble blocks or blocks of any other type of rocks.
- (xxii) “Form” means a form appended to these rules.
- (xxiii) “Schedule” means a schedule appended to these rules.
- (xxiv) “Scientific Test” means any test conducted for geological and/or chemical analysis of minerals and rocks exclusively for academic and research purposes without any commercial motive.
- (xxv) The words and expressions used but not defined in these rules shall have the same meanings as assigned to them in the Act or rules framed thereunder.

### **3. Prohibition**

- (1) No person shall undertake any reconnaissance, prospecting or mining operation in any part of the State, except under and in accordance with the terms and conditions of a reconnaissance permit or of a prospecting licence or of a mining lease or of a quarrying permit or of a quarrying lease as the case may be, granted under the Mines and Minerals (Development & Regulation) Act 1957 and the rules made thereunder.

Provided that nothing in this sub section shall apply to prospecting operation undertaken by the Geological Survey of India, the Indian Bureau of Mines, the Atomic Minerals Directorate for Exploration and Research of the Department of Atomic Energy of the Central Government, the Department of Mining and Geology of the State of Kerala, Kerala State Mineral Development Corporation and the Mineral

Exploration Corporation Limited, a Government Company within the meaning of Section 617 of the Companies Act 1956.

Provided further that the State Government may, if it is of opinion that in the interest of mineral development it is necessary to do so, by order in writing and for reasons to be recorded, authorise in any case the grant, renewal or transfer of any reconnaissance permit, prospecting licence or mining lease, or the working of any mine or quarry for the purpose of searching for or winning any mineral on terms and conditions different from those laid down in sub rule (1) of rule 3 of these rules.

- (2) (a) No person other than the holder of a quarrying permit or quarrying lease or mining lease under the Mines and Minerals (Development and Regulation) Act 1957 and the rules made thereunder shall stock, sell or offer for sale any mineral or mineral products, either in raw or processed form for commercial purposes or trade in the State without holding a mineral dealer's licence under these rules.
- (b) The holder of a quarrying permit or quarrying lease or mining lease shall not stock, sell or offer for sale any mineral or mineral products for commercial purpose or trade in the State outside the mine or quarry area without holding a mineral dealer's licence under these rules.

Note: A licensee of a registered metal crusher unit as per the provisions of Rule 48P of the Kerala minor mineral concession Rules, 1967 who is engaged in the business of crushed granite stones is exempted from obtaining a mineral dealer's licence for selling crushed stones produced in that registered metal crusher unit.

- (3). No person shall transport or cause to be transported any mineral and/or mineral products by any carrier from one place to another without having a valid mineral transit pass as defined in rule 2 (xx) of these rules.

#### **4. Exceptions**

Nothing in these rules shall apply to –

- (1) the mining, transportation or storage of clay or sand by hereditary Kumbhar or Co-operative Society of Kumbhars or such other people for making tiles, pots or bricks by traditional means but not by the process of manufacture in kilns or by way of any mechanical device.
- (2) the mining, transportation or storage of minor minerals quarried from Government lands by Grama Panchayats, Block Panchayats and District Panchayats for public works undertaken by respective panchayats for bonafide public purposes as long as the work is done under direct supervision of the Department of Local self Government..
- (3) the mining, transportation and storage of minerals and rocks for the purpose of scientific tests.

Provided that in such cases, the persons or the authorities of local self government concerned, as the case may be, shall pay royalty for all minerals to be extracted by them and the competent authority or licensing authority or authorised officer under these rules, may, if necessary, issue special mineral transit passes for transportation of minerals for the purpose.

**CHAPTER – II**  
**GRANT OR RENEWAL OF MINERAL DEALER'S LICENCE**

**5. Application for grant or renewal of a mineral Dealer's Licence:**

- (1) An application for the grant or renewal of a licence for storing and trading of mineral/minerals or its products outside the lease/mine/quarry area shall be made to Licensing Authority of the district concerned in Form – A.
- (2) Every such application shall be accompanied by
  - (a) A treasury receipted chalan for Rs.500/- (Rupees five hundred only) towards application fee remitted to the credit of the Department of Mining and Geology under relevant receipt head of account of the Department.
  - (b) A location map/ survey sketch showing the exact location of the stockyard or sales depot or processing unit and sales depot issued by the Village Officer concerned. (Survey No. and other details of the area proposed to be used as Stock yard/sales depot/processing unit where the applicant intends to store and trade mineral/minerals or its products shall be noted on the map).
  - (c) The Possession and Enjoyment Certificate issued by the Village Officer concerned, of the property or land to be used as stockyard/sales depot/processing unit by the applicant.
  - (d) Where the land is not owned by the applicant, a letter of consent from the owner of the land in stamp paper to the effect that he has no objection for storing and trading the mineral/minerals and /or its products by the applicant.

**6. Status of the grant on the death of applicant for licence:-**

Where an applicant who applied for grant or renewal of licence dies before the order granting or renewing a licence is issued, the application for the grant or renewal of licence shall be deemed to have been made by the legal heir/heirs of the applicant.

**7. Officers authorised to receive applications:-**

The Senior Geologist/Geologist/Assistant Geologist of the district office of the Department of Mining and Geology concerned shall receive the application and shall enter on it the date and time on which the application received by him.

**8. Acknowledgement of application**

- (1) Where an application for grant or renewal of a licence is delivered personally, its receipt shall be acknowledged forthwith and where such application is received by the registered post, its receipt shall be acknowledged within a period of seven days.
- (2) The receipt of application for grant or renewal of licence shall be acknowledged in Form - B.

## **9. Register of application for licence**

- (1) The register of application for grant or renewal of a licence shall be maintained by the Geologist/Senior Geologist of the concerned district in Form C
- (2) The register of application for grant or renewal of a licence shall be open for inspection by any person on payment of following non refundable fee:-
  - (a) Rupees fifty only for the first hour or part thereof.
  - (b) Rupees twenty five for next subsequent hours or part thereof:

Provided that the inspection fee shall be deposited in the same manner, as prescribed in Clause (2) of Rule 5 and the original treasury chalan shall be attached with the application for inspecting the same in Form D.

## **10. Renewal of Licence**

Applications for renewal of a licence shall be made to the Licensing Authority of the concerned districts at least one month before the date on which the licence is due to expire.

Provided that the Licensing Authority may condone the delay in submission of application for renewal of licence after the time limit prescribed, if the applicant satisfies the Licensing Authority that he has sufficient cause for not filing the application for renewal in time, provided that the applicant remits a late fee of Rs.200/- for each completed month in the same manner as prescribed in clause (2) of Rule 5.

## **11. Disposal of application for the grant or renewal of a licence**

- (1) The Licensing Authority after making such enquiries, as he may deem fit, may grant or renew the licence and shall issue such licence in Form - E or refuse to grant or renew the licence:

Provided that the Licensing Authority shall not refuse to grant or renew a licence for the whole or part of the area applied for without giving an opportunity of hearing to the applicant and without recording the reasons for refusal in writing and communicating the reasons for refusal in writing to the applicant.

- (2). No application for grant or renewal of a licence submitted under Rule 5 shall be refused only on the ground that Form - A is not complete in all material particulars or is not accompanied by the documents referred to in Rule 5.
- (3) Where it appears that the application is not complete in all material particulars or is not accompanied by the documents referred in Rule 5, the Licensing Authority shall, by notice, inform the applicant to supply the omission or, furnish the documents without delay as the case may be, and in any case not later than thirty days from the date of receipt of the said notice by the applicant.
- (4) The Licensing Authority may at his own discretion, may refuse to grant or renew a licence to such person, who is convicted of any offence under the Act/or Rules made thereunder.



- (5) In granting or refusing a dealer's licence under these rules the Licensing Authority shall take into consideration the following matters, namely:-
- (i) the location of the stock yard/sales depot/processing unit
  - (ii) the number of licensed dealers selling the mineral in the area.
  - (iii) availability of the mineral of the kind required for sale.
  - (iv) general demand for the mineral
- (6) An application for the grant or renewal of a mineral dealer's licence shall be disposed of within three months from the date of its receipt.

**12. Fee for licence**

Each licensee shall pay an annual licence fee at the rates prescribed as shown in the schedule I to the credit of the Department of mining & Geology under relevant receipt heads of account of the department.

**13. Register of Licence**

A register for licence shall be maintained by the Senior Geologist/Geologist of the district concerned in Form – F.

**14. Period for which licence may be granted or renewed**

The period of a dealer's licence shall be for the financial year for which it is granted and the period shall expire on the 31<sup>st</sup> March of every year unless it is rescinded by the Licensing Authority.

**15. Display of licence**

Every dealer shall display the licence granted to him in a prominent place at the Sales Depot or office attached with it, open to the public.

**16. Maintenance of records and production of the same for inspection**

A dealer shall maintain in Form-G a record of all purchases and sale effected by him of each mineral showing the particulars of the source and quantity of purchase and of the person to whom sold and a stock register in Form-L and such other records, if any, as the licensing authority or the officer authorised by him may specify and such records shall be open to inspection by the licensing authority or the officer authorised by him.

**17. Furnishing of statement of accounts by a dealer**

Every dealer shall after the close of each month submit to the licensing authority or to the officer authorised in this behalf a statement in Form-M of the total purchase, production and sale of mineral or processed mineral effected by him during the month. Separate statement of accounts shall be furnished for each mineral if the dealer is having licenses to deal in more than one mineral.

## **18. Loss of Licence**

A true copy of the dealer's licence may be issued to the dealer on payment of two hundred rupees if the Licensing Authority is convinced that the original licence is damaged, defaced or irrecoverably lost. The licence so issued shall be signed and stamped with the word "DUPLICATE" by the Licensing Authority.

## **19. Cancellation of licence**

If a dealer fails to comply with any of the condition of the licence or any of the provisions of the Act, Rules or orders in this regard, the licensing authority may by an order in writing rescind the licence issued under these rules.

## **20. Mineral Transit Pass**

- (i) Every producer of minor minerals, other than the holder of a licence for a registered metal crusher unit as per the provisions of the Kerala minor mineral concession Rules, 1967, while he sells or transports or cause to transport minor minerals shall give to the purchaser or the person in charge of the vehicle carrying minerals/mineral products duly filled up mineral transit pass for each transit of consignment in Form- H of these rules.
- (ii) Every dealer of major minerals under the provisions of the Act and/ or these rules while he sells or transports or cause to transport minerals shall give to the purchaser or to the person in charge of the vehicle carrying minerals/ mineral products duly filled up mineral transit pass for each transit of consignment in Form-IA of these rules.
- (iii) Every dealer of minor minerals under the provisions of the Act and/ or these rules while he sells or transports or cause to transport minerals shall give to the purchaser or to the person in charge of the vehicle carrying minerals/ mineral products duly filled up mineral transit pass for each transit of consignment in Form-IB of these rules.
- (iv) Every producer of major minerals under the provisions of the Act and the rules made there under while he sells or transports or cause to transport minerals or mineral products shall give to the purchaser or the person in charge of the vehicle carrying minerals / mineral products duly filled up mineral transit pass for each consignment in Form J of these rules.
- (v) Every producer of metals of various sizes produced from granite building stones who possesses licence of registered metal crusher unit as per the provisions of the Kerala minor mineral concession rules, 1967 while he sells or transports or cause to transport such mineral aggregates shall give to the purchaser or to the person in charge of the vehicle carrying mineral aggregates duly filled up mineral transit pass in Form K of these rules.

## **21. Checking of unauthorised dealing in mineral**

Any person, who possess any mineral or its products for consumption or for sale or consumed or sold any mineral or its products shall, if so required, produce sufficient proof to the licensing authority or to any other officer authorised in this behalf, to the effect that the mineral had been purchased from any duly authorised

producer or dealer as the case may be. If that person fails to produce sufficient proof to that effect the licensing authority or such authorised officer may recover the mineral or where such mineral has already been disposed of or consumed, recover from him/them the royalty or tax and fine if any, imposed.

**22. Inspection and verification of stock held by the producers and dealers.**

Every producer or dealer under these rules shall allow the licensing authority or the officer authorised in this behalf and any police officer not below the rank of Sub Inspector to enter with or without notice any premises where minerals are mined and/stocked or processed and stocked and to inspect, check and verify the stock of them.

**23. Checking of accounts of the producer and dealer**

Every producer or dealer under these rules shall afford the licensing authority or any other officer authorised by the licensing authority or State Government in this behalf all facilities for checking of his/their accounts and verify the stock of minerals or processed minerals, as the case may be, and shall furnish fully and correctly any information in his possession, as may be required for the purpose of the Act and Rules.

**24. Powers of the Government/Licensing Authority**

In the case of breach of any conditions prescribed in the licence by licensee, the State Government/Licensing Authority shall give a notice in writing to the licensee asking him/them to show cause why he/they should not be penalised and/or the licence should not be cancelled for the breach committed directing him/them to remedy the breach within thirty days from the date of receipt of said notice and if the licensee fails to show proper cause and/or if the breach is not remedied within such period, the Licensing Authority, without prejudice to any other action may determine the licence.

Provided that no such action shall be taken without giving an opportunity of being heard to the licensee.

## **CHAPTER – III**

### **25. TRANSPORTATION OF MINERALS AND ITS PRODUCTS**

- (1) The holder of a licence for a registered metal crusher unit as per the provisions of the Kerala minor mineral concession rules 1967 for the purpose of transporting metals produced from granite building stones from registered metal crusher unit shall obtain mineral transit pass in Form- K of these rules from the Licensing Authority concerned.
- (2) The holder of a prospecting licence or mining lease for the extraction of major minerals under the provisions of the Act and the Rules made there under for the purpose of transporting minerals from the leasehold shall obtain mineral transit pass in Form J of these rules from the Licensing Authority concerned.
- (3) The holder of a mineral dealer's licence under these rules for the purpose of transporting major or minor minerals from stock yard or sales depot shall obtain mineral transit pass in Form IA or IB of these rules, as the case may be, from the Licensing Authority concerned. The Licensing Authority shall issue or cause to be issued mineral transit passes to the licensee on production of valid documents in proof of purchase of minerals stocked in the stock yard/depot concerned.
- (4) Every producer of minor minerals under the provisions of the Kerala minor mineral concessions, 1967 other than the holder of licence for a registered metal crusher unit, for the purpose of transporting minor minerals from the place of extraction shall obtain mineral transit pass in Form H of these rules from the Licensing authority concerned.
- (5) Every dealer or producer of minerals/mineral products within the State of Kerala while he sells or transports or cause to transport minerals/mineral products shall fill up and prepare mineral transit pass as stipulated sub rules 25(1), 25(2), 25(3)&25(4) of these rules in quadruples by carbon process and shall give to every purchaser or the person in charge of the vehicle or carrier carrying minerals /mineral products for every trip of consignment original and duplicate of the same. The original of such transit pass shall clearly contain the seal and signature of the Licensing Authority concerned or any other officer authorised in this behalf. The duplicate of such pass shall be submitted by the person in charge of carrier to the officer in charge of the check post and the triplicate shall be submitted by the dealer or producer, as the case may be, to the Licensing Authority concerned for checking, verification and retaining and the quadruplicate shall be retained by the dealer or producer. Every purchaser/person in charge of any carrier carrying minerals or its products shall produce the original of such mineral transit pass at the time of inspection by the competent authority or the licensing authority or the officer in charge of the check post or any other officer authorised in this behalf. Any consignment of minerals or mineral products without a valid mineral transit pass shall be considered as illicit and the competent authority or any other officer authorised in this behalf may recover such minerals and also seize the receptacles in which the same is found and the carts, vehicles or other conveyances used in carrying the same. The date and time on each mineral transit pass shall be entered in figures and words by the dealer or producer at the time of dispatch of the consignment. The person in charge of the vehicle carrying the mineral shall

ensure that the columns in the mineral transit pass is duly filled up by the dealer or producer, as the case may be.

Provided that the person in charge of any vessel, vehicle, cart or other conveyances in which the minerals or mineral products are carrying shall cause it to stop and to remain stationary so long as it may do so by any officer of the Department of Mining and Geology or Police or any other officer duly authorised in that behalf for the purpose of making any recovery under these rules. The competent authority or authorised officer under these rules or any other officer duly authorised in that behalf shall have the authority to keep the vehicle under safe custody of Police authorities and the Police authorities shall render such assistance as is necessary to enable the officer to exercise the powers conferred on him by the Act and the rules made there under.

- (6) In the case of transport of minerals purchased by auction conducted by Government Departments or in the case of transport of minerals for non-commercial purposes a special permit/ pass for the purpose issued by the licensing authority under these rules shall suffice.

## **CHAPTER IV**

### **26. INSPECTION OF TRANSPORT OF MINERALS AT CHECK POSTS**

- (1) The officer in charge of the check post may check any carrier transporting any mineral or its product at check post and the person in charge of the carrier shall furnish to the officer a valid mineral transit pass and other particulars such as bill or receipt or delivery note etc on demand.
- (2) At every check post set up under sub-rule (1) or at any place when so required by the authorised person or the Officer in charge of the check post, the person in charge of the carrier shall stop the carrier for examination of the mineral or its product in transit and allow inspection of all records and documents relating to mineral or its product in possession of such person. The person in charge of the carrier shall, if so required by the authorised person or the officer in charge of the check post, furnish his name and address as also that of the owner of the carrier and the name and address of both the consignor and the consignee and the particulars of the place from where the mineral was extracted and dispatched and any other particulars asked for. After checking the mineral or its products, if the authorised person or the Officer Incharge of the check post is satisfied that the mineral or its product is being transported under a valid Mineral Transit Pass, the authorised person or the Officer Incharge of the check post, as the case may be, shall put his seal and signature on the Transit Pass.
- (3) If the authorised person or the Officer In-charge of the check post has reason to believe that the mineral or its product being transported is not covered by the Mineral Transit Pass or the Transit Pass is found to be tampered or the transportation is found to be without any valid Transit Pass, the authorised person or Officer In-charge of the check post shall have power to seize the mineral or mineral products along with the carrier.
- (4) The authorised person or Officer In-charge of the check post shall give a receipt of such mineral or mineral product and the carrier seized, to the person, from whose possession or control it is seized;
- (5) The authorised person or Officer In-charge of the check post may direct the person in-charge of the carrier to take the carrier transporting the mineral or its product to the nearest police station or any other place. If the person in-charge of the carrier refuses to take the carrier transporting the mineral or its product to the nearest police station or the place asked for, the authorised person or officer in-charge of the check post may seize the mineral or mineral products along with carrier and take the same in his/her possession.
- (6) If the authorised person or officer in charge of the check post has reasons to believe that the weight recorded in the Mineral Transit Pass is not correct, he may direct the person in charge of the carrier to take the carrier transporting the mineral or mineral products to the nearest weigh bridge.

## **CHAPTER V**

### **APPEAL AND REVIEW**

#### **27. Form of appeal:-**

1. (a) Any person aggrieved by any order made by the competent authority or authorised officer, as the case may be under these rules, may, within two months from the date of communication of the order to him, prefer an appeal in Form – P to the Appellate Authority appointed by the State Government in this behalf by notification in the Gazette.
- (b) Any person aggrieved by an order of the Appellate Authority under clause (a) may, within one month from the date of communication of such order to him, prefer a second appeal in Form ‘P’ to the final Appellate Authority appointed by Government in this behalf by notification in the Gazette.

Provided that any such appeal, under clause (a) or clause (b), may be entertained after the period specified therein if the appellant satisfies the Appellate Authority or Final Appellate Authority, as the case may be, that he had sufficient cause for not making the appeal in time.

- (c) Every appeal memorandum, under clause (a) and clause (b) shall be accompanied by the treasury receipt showing that a fee of Rs.1000.00 (Rupees one thousand only) has been remitted in the Government Treasury to the credit of the State Government under the remittance head of the Department of Mining and Geology.
- 2 In every appeal memorandum under sub-rule (1) the authority against whose order the appeal is preferred shall be impleaded as a party.
3. Along with the appeal memorandum under sub-rule (1) the appellant shall submit as many copies thereof as there are parties impleaded under sub rule (2)
4. On receipt of the appeal memorandum and the copies thereof the Appellate Authority or the Final Appellate Authority, as the case may be, shall send a copy of the appeal memorandum to each of the parties impleaded under sub-rule (2 )

#### **28. Orders on appeal**

Where an appeal is made under clause (a) or clause (b) of sub rule (1) of rule 27, the Appellate Authority or the Final Appellate authority, as the case may be, may confirm, modify or set aside the order or pass such other order in relation there to as it may deem just and proper. The order passed by the Final Appellate Authority shall be final and binding on the parties.

**29. Review**

The competent authority or the appellate authority in case its order have not been challenged in appeal under clause (a) or clause (b) of sub rule (1) of rule 27 as the case may be, or the final Appellate Authority may, on its own motion or an application by the interested party, review any order passed by it and pass such orders in reference thereto as it may deem fit.

**30. Opportunity for being heard**

No order under rules 28 & 29 shall be passed against any person interested, unless he has been given a reasonable opportunity of being heard.

**31. Stay orders**

Pending the final disposal of an appeal, second appeal or review the competent authority, appellate authority or the final appellate authority, may, as the case may be for sufficient cause, stay the execution of the order against which appeal, second appeal or review has been made.



## CHAPTER – VI

### PENALTY FOR UNAUTHORISED MINING, TRANSPORTATION OR STORAGE OF MINERALS AND ITS PRODUCTS

32. (1) Whoever contravenes any provisions of these rules shall be punishable with imprisonment for a term which may extend to one year or with fine which may extend to Rs. 5000/- (Rupees Five Thousand Only) or with both and in the case of continuing contravention, with an additional fine which may extend to Rs. 500/- (Rupees Five Hundred Only) for everyday during which such contravention continues after conviction for the first such contravention.
- (2) Whoever contravenes any provisions of rule 3(1) of these rules and extracts minerals without any lawful authority the State Government or the competent authority or the officer authorised under these rules may recover from such person the mineral so raised or, where such mineral has already been disposed of, may also recover from such person the rent,, royalty or tax, as the case may be for the quantity of the mineral so extracted from the land occupied by such person.

Provided that in the case of Government lands, may also recover from such person any rent, tax or fee, as the case may be as fixed by the Department concerned.

- (3) Whoever obtains quarrying permit under Consolidated Royalty Payment System as defined in sub rule 3(ivA) of the Kerala Minor Mineral Concession Rules, 1967 and a producer under these rules exceeds the permitted extent of land and extracts minerals outside the permitted area of extraction during the period of permit is liable to pay an amount equal to the next higher slab of royalty as provided in schedule V of the Kerala Minor Mineral Concession Rules 1967 in addition to the amount already paid and the State Government or the competent authority or the officer authorised under these rules may recover such amount from such a person.
- (4). Whoever obtains a registration for a metal crusher unit for crushing granite building stones into aggregates by operating a fixed number of jaw crushers with specified sizes of jaws as per the provision of the Kerala Minor Mineral Concession Rules 1967 if found operating any additional number of jaw crushers than permitted and also found operating any jaw crusher with sizes other than permitted he is liable to pay for every additionally fitted jaw an amount equal to the highest amount of annual consolidated royalty, as prescribed in schedule IV of the Kerala Minor Mineral Concession Rules 1967, in addition to the amount remitted for obtaining a registration for the metal crusher unit for that financial year.

Provided that the State Government or the competent authority or the Officer authorized under these rules may recover any amount as stipulated in sub rule (4) of rule 32 from the owner or proprietor or any other responsible person/ persons of such a metal crusher unit.

- (5). Whenever any person raises any mineral from any land in contravention of the provisions of these rules, any authority under rule 2 (iii, iv & v) may seize the

mineral along with any tool, equipment or any other things used in committing such offence and such person and /or the person or persons on whose behalf such extraction is/are made shall be liable for punishment under Rule 32 (1) of these rules.

- (6) Whenever any person is found transporting any mineral and/or mineral products in contravention of the provision of these rules, any authority under rule 2 (iii, iv, v & xiv) may seize the mineral or its products along with any tool, equipment, carrier or any other things used in committing such offence and the driver and /or the owner of the carrier shall be liable for punishment under rule 32(1), irrespective of the place from where the minerals have been raised
- (7) Whenever any person is found storing any mineral or its products in contravention of the provisions of there rules, the authority under rule 2 (iii, iv & v) may seize the mineral or its products together with any receptacle or carrier used in committing such offence and shall be liable for punishment under rule 32(1) of these rules.
- (8) Any authority under rule 2 (iii, iv, v & xiv) of these rules seizing illegally extracted, transported or stored mineral or its products, tools, equipments and carrier shall give a receipt of the same to the person, from whose possession such things were so seized and shall have the authority to prefer complaints in courts having jurisdiction to try such offence.
- (9) All properties seized under these rules shall be liable to be confiscated by an order of the court trying the offence, if the amount of fine and other sum imposed are not paid within a period of one month from the date of order.

### **33. Cognizance of offence**

No court shall take cognizance of any offence punishable under these rules, except upon complaint in writing made by the competent authority or a person authorised under rule 2 (iii, iv , v & xiv) of these rules.

### **34. Offences by companies:**

- (1) If the person committing an offence under these rules is a company, every person who at the time the offence was committed was in charge of, and was responsible to the company for the conduct of the business of the company, shall be deemed to be guilty of the offence and shall be liable to be proceeded against and punished accordingly.

Provided that nothing contained in this sub rule shall render any such person liable to any punishment if he proves that the offence was committed without his knowledge or that he exercised all due diligence to prevent the commission of such offence.

- (2) Notwithstanding anything contained in sub rule (1), where an offence under these rules has been committed with the consent or connivance of any director, manager, secretary or other officer of the company, such director, manager,

secretary or other officer shall be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

Explanation: - for the purpose of this rule, -

- (a) “company” means any body corporate and includes a firm or other association of individuals.
- (b) “director” in relation to a firm means a partner in the firm.

### **35. Compounding of offences**

- 1) Any offence punishable under these rules may, either before or after the institution be compounded by the officer authorised under rule 33 on payment to that person, for credit to the Government of such sum as that person may specify ;

Provided that in the case of offence punishable with fine only no such sum shall exceed the maximum amount of fine which may be imposed for that offence.

- 2) Where an offence is compounded under sub rule (1) no proceeding or further proceeding as the case may be, shall be taken against the offender in respect of the offence so compounded, and the offender if in custody, shall be released forthwith.

### **36. Revenue Recovery**

All sums found due to the Government under or by virtue of these rules may be recovered under the provisions of the Revenue Recovery Act for the time being in force as though such sums are arrears of land revenue and in such other manner as the Government may deem fit.

### **37. Role of Police**

The competent authority or an officer authorised under these rules shall request for the help of police as and when necessary and the police authorities shall render necessary assistance to the officer so requested to exercise the powers conferred on him by these rules in the matter of preventing illicit mining, stocking and transportation of minerals.

### **38. Delegation of powers**

The State Government or the competent authority with the previous sanction of the State Government may, by notification in the Gazette, delegate all or any of the powers vested in them or it to any officer or class of officers under them or it, other than those officers included in Rule 2 (iv, v, xiv) of these rules, as the case may be.

**FORM - A**

**(See Rule 5)**

**APPLICATION FOR GRANT OR RENEWAL OF MINERAL DEALER'S LICENCE  
(TO BE SUBMITTED IN DUPLICATE)**

Received at . . . . . (place) on the . . . . . day of . . . . . month . . . . . year  
From

. . . . .

. . . . .

. . . . .

To

THE SENIOR GEOLOGIST/GEOLOGIST,  
DISTRICT OFFICE,  
DEPARTMENT OF MINING AND GEOLOGY

. . . . .

Sir,

1. I/We request for the grant/renewal of Mineral Dealer's licence for the year.....
2. A sum of Rs. . . . . as application fee payable under these rules has been deposited vide chalan No. . . . . dated . . . . . at place . . . . .
3. The required particulars are given below :
  - i) Name of the applicant with complete address :
  - ii) Is the applicant is an Individual / :  
Private company/Public company/  
Firm or Association? Specify.
  - iii) Profession or nature of business of applicant :
  - iv) Previous year's Dealer's Licence No :
  - v) If ,on the date of application, the applicant :  
does hold any mineral concession/licence  
in the state furnish the details such as  
Lease No./Quarrying permit No. /Dealer's  
licence No. and date
  - vi) Mineral/minerals products, for which :  
the applicant intend to hold licence  
(Specify whether major or minor).
  - vii) Quantity of mineral to be stocked during the :  
year
  - viii) Details of the land on which applicant desires to  
store or trade the mineral/minerals or its  
products(Where the land is not owned by the  
applicant, consent of the owner is to be attached )

District :

Taluk :

Village :  
Desom :  
Panchayath :  
Sy. No. :  
Extent :

(ix) Details of the enclosed survey sketch :  
and latest revenue record of the  
land intended to be used for storing  
mineral/minerals or its products  
enclosed.

(x) Any other details :

I/We do hereby declare that the particulars furnished above are correct and am/are  
ready to furnish any other details including security deposit etc. as may be required by you.

Place:  
Date:

Signature of the applicant  
Name :  
Address:

**FORM – B**  
**(See Rule 8(1)& 8(2) )**

**Acknowledgement of Application for Grant or  
Renewal of Mineral Dealer's Licence**

Sl. No. ....

Date : .....

Received the application for the grant/renewal of Mineral Dealer's Licence with  
following enclosure from Shri.  
on ..... for the mineral(s)/products .....

Enclosure :

Signature of receiving  
Officer with seal of office

1	Serial No	:
2	Date of application of Licence	:
3	Date of receipt of application	:
4	Name of the applicant with full address	:
5	Name of the mineral/product applied for	:
6	Village, Sy.No., and extent of the stocking area	:
7	Quantity to be stocked in a year	:
8	Period for which grant/renewal of licence is applied	:
9	Application fee paid vide challan No. .... date .....	
10	Final disposal of the application together with number and date of the order	:
11	Signature of the Officer	

**FORM – D**

**(See Rule 9(2) )**

**Form of application for inspecting register of application  
For Mineral Dealer's Licence**

1. Name of the Applicant :
2. Full address of applicant :
3. Date of application :
4. Purpose of inspection :
5. Date and period required for inspection :
6. Inspection fee as per Rule (enclose original chalan):

Place :  
Date :

Signature  
(Name of Applicant)



**FORM - E**  
(See Rule 11(1))

**MINERAL DEALER'S LICENCE**  
**GOVERNMENT OF KERALA**  
**DISTRICT OFFICE OF THE DEPARTMENT OF MINING AND GEOLOGY**  
**DISTRICT .....**

**A Dealer's licence to stock, sell and exhibit for sale of mineral under Rule 11 of the Kerala State Minerals(Prevention of illegal mining, storage and transportation) Rules, 2009**

No. ....

Date . . . . .

Mineral Dealer's licence is hereby granted under the Kerala Minerals (Prevention of illegal mining, storage and transportation) Rules 2008 in favour of Shri./ Smt/M/s .....  
..... to sell, stock and exhibit for sale the under mentioned following Mineral (s) /Products at the stockyard indicated, below for the period commencing from ..... to .....

Mineral(s)/Products

- 1.....(Specify whether major or minor).
- 2.
- 3.
- 4.

Location of Stockyard

District:  
Taluk :  
Village:  
Sy.No. :  
Extent :  
Panchayat :

Quantity allowed to be stocked :  
during the year .....

The licence will be in force for the period from ..... to .....  
The licence already granted and which expired on 31<sup>st</sup> March ... ..  
is renewed upto 31<sup>st</sup> March ..... ( strike if not applicable)

## **CONDITIONS OF THE LICENCE**

- (i) the Licensee shall keep accurate and faithful accounts showing the quantity and other particulars of the mineral/minerals and/or its products received and dispatched from the stockyard in the register prescribed for the purpose in form G& L.
- (ii) the Licensee shall submit monthly returns to the Licensing Authority in form –M.
- (iii) the Licensee shall issue transit pass for every carrier transporting the mineral or its products for every trip from the stockyard.
- (iv) The Licensee shall allow any authorized person to
  - a) enter and inspect the stockyard including mineral processing unit , if any, building, office or any relevant premises ;
  - b) survey, weigh, measure or take measurements of the stocks of mineral/minerals and/or its products lying at the stockyards;
  - b) examine any documents, books , registers or relevant record in the possession of the licensee or any other person having the control thereof or connected therewith and take extracts from or make copies of such documents, books, registers or record;
  - d) examine the Licensee or any person having the control thereof or connected there with;
  - e) collect any other relevant information ;
  - f) collect samples of any mineral/minerals and /or its products.
- V) The Licensee shall display the licence prominently at the stockyard or at his/her normal place of business. If at any time the Licence granted under these rules is lost or destroyed, the Licensee shall forthwith report the fact to the Licensing Authority.
- vi) The Licensee shall comply with the provisions of the mines and minerals (Development and Regulation) Act, 1957 and the Kerala State Mineral (Prevention of illegal mining, storage & transportation) Rules, 2008 and all orders issued by the State Government from time to time.

Seal of the Licensing Authority  
Signature of the Licensing Authority

**FORM – F**

**(See Rule 13)**

**Register of Mineral Dealer's Licence**

(To be maintained separately for major and minor minerals)

1. Serial Number :
2. Name of the Licensee :
3. Full Address :
4. Name of Mineral(s) /Products:
5. Location of stockyard  
District :  
Taluk :  
Village :  
Locality :  
Panchayath :  
Survey No. :  
Extent :- 6. Number and date of Grant/  
Renewal of Licence :- 7. Period of Licence :- 8. Remarks :- 9. Signature of the Officer :

**FORM – G**  
**(See Rule 16)**

**Register showing purchase and sale of minerals to be maintained by a Dealer**

Name of Dealer :  
Licence No. :  
Name of minor mineral :

<b>Date</b>	<b>No. of each Mineral transit pass (purchase in MT/CBM)</b>	<b>Quantity of each purchase (MT/CBM)</b>	<b>Total purchase (MT/CBM)</b>	<b>Sl.No. of Mineral transit pass for each sale</b>	<b>Quantity of each sale (MT/CBM)</b>	<b>Rate</b>	<b>Voucher No.</b>	<b>Purchase price paid</b>	<b>Sale price realized</b>
<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>	<b>7</b>	<b>8</b>	<b>9</b>	<b>10</b>

## FORM - H

(See Rule 48 of the KMMC Rules 1967, Rule 20 & 25 of the Kerala State Minerals  
(Prevention of illegal mining, storage and transportation) Rules 2009)

### MINERAL TRANSIT PASS

Book No. .... : Pass No. ....

Name and address of Producer :

Permit No./Lease No :

Details of location of the quarry :

District :

Taluk :

Village :

Desom./Locality :

Survey No :

Area :

DATE OF EXPIRY OF QUARRYING PERMIT :

/MOVEMENT PERMIT :

Name of minor mineral transported :

Quantity of mineral (MT/CBM) :

Name of the purchaser/ person in charge of  
the vehicle (if the purchaser is a dealer his  
licence No. should be shown) } :

Description of the vallom, barge, lorry tractor or  
other conveyance in which the consignment is  
loaded including its REGISTRATION No. :

To be transported :  
from.....to.....

THE DATE&TIME AT WHICH THIS :  
MINERAL TRANSIT PASS BECOMES  
INVALID:

Date : in figures :  
in words :

Time : in figures :  
In words :

Signature of producer

**CONDITIONS:-**

1. Serial No. of this pass shall be machine printed.
2. All columns of this pass shall be duly filled in using double sided carbon paper.
3. All entries should be without any overwriting and should be clearly readable.
4. Original and Duplicate copy should be handed over to the Driver of the Carrier.
5. Omission to record date and /or time or any over writing in the transit pass make the pass invalid.
6. Separate transit pass should be issued to the Carrier for each trip.
7. Duplicate copy should be handed to the officer in-charge of the check post, if necessary, by the person in charge of the carrier.

Signature & Seal of the officer  
issuing the transit pass with date

## FORM I A

(See Rule 48 K of the KMMC Rules 1967, Rule 20& 25 of the Kerala State Minerals  
(Prevention of illegal mining, storage and transportation) Rules 2009)

### MINERAL TRANSIT PASS

Book No. .... : Pass No. ....

Name and address of Producer :

Dealer's licence No :

Details of location of the quarry :

District :

Taluk :

Village :

Desom./Locality :

Survey No :

DATE OF EXPIRY OF DEALER'S LICENCE :

Name of major mineral transported :

Quantity of mineral (MT/CBM) :

Name of the purchaser/ person in charge of  
the vehicle (if the purchaser is a dealer , his  
licence No. should be shown) } :

Description of the vallom, barge, lorry tractor or  
other conveyance in which the consignment is  
loaded including its REGISTRATION No. :

To be transported :  
from.....to.....

THE DATE&TIME AT WHICH THIS :  
MINERAL TRANSIT PASS BECOMES  
INVALID:

Date : in figures :  
in words :

Time : in figures :  
In words :

Signature of the Dealer

**CONDITIONS:-**

1. Serial No. of this pass shall be machine printed.
2. All columns of this pass shall be duly filled using double sided carbon paper.
3. All entries should be without any overwriting and should be clearly readable.
4. Original and Duplicate copy should be handed over to the Driver of the Carrier.
5. Omission to record date and /or time or any over writing in the transit pass make the pass invalid.
6. Separate transit pass should be issued to the Carrier for each trip.
7. Duplicate copy should be handed to the officer in-charge of the check post, if necessary, by the person in charge of the carrier.

Signature & Seal of the officer  
issuing the transit pass with date



## FORM I B

(See Rule 48 K of the KMMC Rules 1967, Rule 20& 25 of the Kerala State Minerals  
(Prevention of illegal mining, storage and transportation) Rules 2009)

### MINERAL TRANSIT PASS

Book No. .... : Pass No. ....

Name and address of Producer :

Dealer's licence No :

Details of location of the quarry :

District :

Taluk :

Village :

Desom./Locality :

Survey No :

DATE OF EXPIRY OF DEALER'S LICENCE :

Name of minor mineral transported :

Quantity of mineral (MT/CBM) :

Name of the purchaser/ person in charge of  
the vehicle (if the purchaser is a dealer , his  
licence No. should be shown) } :

Description of the vallom, barge, lorry tractor or  
other conveyance in which the consignment is  
loaded including its REGISTRATION No. :

To be transported :  
from.....to.....

THE DATE&TIME AT WHICH THIS :  
MINERAL TRANSIT PASS BECOMES  
INVALID:

Date : in figures :  
in words :

Time : in figures :  
In words :

Signature of the Dealer

**CONDITIONS:-**

1. Serial No. of this pass shall be machine printed.
2. All columns of this pass shall be duly filled using double sided carbon paper.
3. All entries should be without any overwriting and should be clearly readable.
4. Original and Duplicate copy should be handed over to the driver of the Carrier.
5. Omission to record date and /or time or any over writing in the transit pass make the pass invalid.
6. Separate transit pass should be issued to the Carrier for each trip.
7. Duplicate copy should be handed to the officer in-charge of the check post, if necessary, by the person in charge of the carrier.

Signature & Seal of the officer  
issuing the transit pass with date

## FORM J

(See Rule 20 & 25 of the Kerala State Minerals (Prevention of illegal mining, storage and transportation) Rules 2009)

### MINERAL TRANSIT PASS

Book No. .... : Pass No. ....

Name and address of Producer :

Prospecting Licence No/ Mining Lease No. :

Details of location of the quarry / mine :

District :

Taluk :

Village :

Desom./Locality :

Survey No :

DATE OF EXPIRY OF PERMIT/LICENCE :

Name of major mineral transported :

Quantity of mineral (MT/CBM) :

Name of the purchaser/ person in charge of  
the vehicle (if the purchaser is a dealer his  
licence No. should be shown) } :

Description of the vallom, barge, lorry tractor or  
other conveyance in which the consignment is  
loaded including its REGISTRATION No.

To be transported :  
from.....to.....

THE DATE&TIME AT WHICH THIS :  
MINERAL TRANSIT PASS BECOMES  
INVALID:

Date : in figures :  
in words :

Time : in figures :  
In words :

Signature of producer

**Remarks**

1. Serial No. of this pass shall be machine printed.
2. All columns of this pass shall be duly filled in using double sided carbon paper.
3. All entries should be without any overwriting and should be clearly readable.
4. Original and Duplicate copy should be handed over to the Driver of the Carrier.
5. Omission to record date and /or time or any over writing in the transit pass make the pass invalid.
6. Separate transit pass should be issued to the Carrier for each trip.
7. Duplicate copy should be handed to the officer in-charge of the check post, if necessary, by the person in charge of the carrier.

Signature & Seal of the officer  
issuing the transit pass with date

## FORM K

(See Rule 20 & 25 of the Kerala State Minerals (Prevention of illegal mining, storing and transportation) Rules 2009)

### MINERAL TRANSIT PASS

Book No. .... : Pass No. ....

Name and address of Producer :

RMCU LICENCE No . :

Details of location of the quarry :

District :

Taluk :

Village :

Desom./Locality :

Survey No :

DATE OF EXPIRY OF RMCU LICENCE :

Name of minor mineral transported :

Quantity of mineral (MT/CBM) :

Name of the purchaser/ person in charge of  
the vehicle (if the purchaser is a dealer his  
licence No. should be shown) }

Description of the vallom, barge, lorry tractor or  
other conveyance in which the consignment is  
loaded including its REGISTRATION No.

To be transported :  
from.....to.....

THE DATE&TIME AT WHICH THIS :  
MINERAL TRANSIT PASS BECOMES  
INVALID:

Date : in figures  
in words

Time : in figures  
In words

Signature of the producer

**Remarks**

1. Serial No. of this pass shall be machine printed.
2. All columns of this pass shall be duly filled in using double sided carbon paper.
3. All entries should be without any overwriting and should be clearly readable.
4. Original and Duplicate copy should be handed over to the Driver of the Carrier.
5. Omission to record date and /or time or any over writing in the transit pass make the pass invalid.
6. Separate transit pass should be issued to the Carrier for each trip.
7. Duplicate copy should be handed to the officer in-charge of the check post, if necessary, by the person in charge of the carrier.

Signature & Seal of the officer  
issuing the transit pass with date

**FORM – L**  
**(See Rule 16)**  
**Stock Register to be maintained by a Mineral Dealer**

- 1 Name and address of holder of licence :
- 2 Licence No. :
- 3 Location of stockyard :
- 4 Name of Mineral(s)/Product :
  - a) Date :
  - b) Opening balance (in tones/cubic meter) :
  - c) Quantity of mineral purchased (in tones/cubic meter) :
  - d) Total Stock (b+c) :
  - e) Quantity of Mineral dispatched from stockyard (in tones/cubic meter) :
  - f) Closing stock (in tones/cubic meter) :
  - g) Initial of the dealer :

**FORM – M**  
**(See Rule 17)**  
**Form of Monthly Return for Mineral Dealer Licensee**  
**Return for the Month of .....**  
**(To be furnished within 10<sup>th</sup> day of ensuing month)**

- 1 Name of the Licensee : .....
- 2 Address of the Licensee : .....
- 3 No. of Licence : .....
- 4 Period of Licence from ..... to .....
- 5 Location of stockyard. : .....
- 6 Name of Mineral(s) for which licence is granted : .....
- (a) Name of Mineral : .....
- (b) Opening stock (in metric tones/cubic meter) : .....
- (c) Quantity of mineral received (in metric tones/cubic meter) : .....
- (d) Total stock in the stockyard (in metric tones/cubic meter) : .....
- (e) Quantity of Mineral dispatched during the month (in metric tones/cubic meter) : .....
- (f) Transit passes used during the month –  
Book No :  
Serial No : .....  
From ..... to.....
- (g) Balance of stock at the end of the month (in tones/cubic meter) : .....

Date :

Place :

Signature of Licensee



**FORM – N**  
**(See Rule 25(1) & 25(2) & 25(4))**  
**Application for issue of Transit Pass Books for Mineral**  
**Concession Holders**

- 1 Name and address of Quarrying Permit/Quarrying lease /Prospecting Licence/Mining Lease holder .....
- 2 Particulars of Permit/Licence /Lease : .....  
Taluk ..... Village .....  
Sy. No. .... Area .....
- 3 Period of Lease /Permit from ..... to .....
4. Name of mineral to be transported .....  
4a. Number of transit passes required .....  
4b Number of transit passes issued from ..... to .....  
under this permit
5. Quantity of mineral to be transported (in .....  
tones/in cubic metre)
- 6 Mode of transport .....
7. Period within which the applicant desires to .....  
transport the mineral
8. Royalty of Rs. .... paid vide challan No ..... date .....

Place :  
Date :

Signature

Name of the Applicant

**FORM – O**  
**(See Rule 25(3))**

**Application for Issue of Transit Pass Books to Mineral Dealer's licence holder**

1. Name and address of Licensee : .....
2. Number and date of Licence : .....
3. Period of Licence (from ..... to .....)
4. Name of mineral to be transported : .....
5. Quantity of mineral to be transported (in : .....  
tonne/cubic meter)
- Number of passes required : .....
- Number of passes issue ..... to .....
6. Mode of Transport : .....
7. Period within which the applicant desires to : .....  
transport the mineral
8. Licence fee Rs. .... paid vide chalan No. .... date .....

Place :

Date :

Signature

Name of Applicant

**FORM - P**  
**Form of Appeal Memorandum**  
**(See Rule 27)**

1. Name and address of individual/firm/ company :
  
2. Profession of individual/ nature of business :
- 3 Full details of the order of the competent/ :  
Licensing Authority against which the appeal is  
made (enclose copy of the order)
  
- 4 Mineral/minerals forming the subject matter of :  
the appeal
  
- 5 Is the appeal filed within the specified period as :  
per rule 21(c)
  
- 6 Statement of facts in appeal :
  
- 7 Grounds of appeal :
  
- 8 Is the appeal memorandum is filed by the :  
holder of Power of Attorney?  
(If yes, attach the Power of Attorney)

Dated this the .....day of .....

Name and Signature  
of the appellant

**FORM Q**

Acknowledgement for custody of carrier carrying minerals  
(See Rules 20 & 25)

Date:

The vehicle No.....along with the mineral  
.....seized by me at.....hrs on..... has been entrusted for safe custody of the  
Station House Officer, .....Police station for taking  
further legal steps.

Signature of officer

Designation:

Address:

## SCHEDULE – I

- A. Fee for Dealer's Licence and its Renewal for the minerals included in schedule I of the Kerala Minor Mineral concession Rules, 1967 except item No.3

1.	Stocking upto 500 M.T a year	Rs.2000/-
2.	Stocking upto 1000 M.T a year	Rs.4000/-
3.	Stocking upto 2000 M.T a year	Rs.8000/-
4.	Stocking over 2000 M.T a year	Rs.8000/- +

Rs.400/- for every 100 M.T or part of it exceeding 2000 M.T.

- B. Fee for Dealer's Licence and its Renewal for the minerals included in the Second schedule of the Mines and Minerals (Development and Regulation) Act 1957 and for Granite Dimension Stones as specified in rule 8A, sub item (i) of the Kerala Minor Mineral Concession Rules, 1967.

1.	Stocking upto 1000 MT a year	Rs.5000/-
2.	Stocking upto 2000 MT a year	Rs.10,000/-
3.	Stocking upto 4000 MT a year	Rs.20,000/-
4.	Stocking over 4000 MT a year	Rs.20,000/- +

Rs.500/- for every 100 MT or part of it exceeding 4000 MT.

ks/25.9.