



International Environmental
Law Research Centre

Maharashtra Mineral (Prevention of Illegal Mining Transportation and Storage) Rules, 2001

This document is available at ielrc.org/content/e0127.pdf

Note: This document is put online by the International Environmental Law Research Centre (IELRC) for information purposes. This document is not an official version of the text and as such is only provided as a source of information for interested readers. IELRC makes no claim as to the accuracy of the text reproduced which should under no circumstances be deemed to constitute the official version of the document.

परिशिष्ट २९



संजिस्ट नं. टीईसीएम/ई०-३०३/एमवीआय/२००५

महाराष्ट्र शासन राजपत्र

प्राधिकृत प्रकाशन

गुरुवार, जून २८, २००५/आषाढ ७, शके १९२३

स्वतंत्र संकलन म्हणून फाईल करण्यासाठी या भागाला वेगळे पृष्ठ क्रमांक दिले आहेत.

भाग चार-अ

महाराष्ट्र शासनाने केंद्रीय अधिनियमान्वये तयार केलेले (भाग एक, एक-अ आणि एक-ल यांमध्ये प्रसिद्ध केलेले नियम व आदेश यांच्यातिरिक्त) नियम व आदेश

टीप.—प्रत्येक अधिसूचनेच्या आधी डावीकडील कोपऱ्यात जे ठळक आकडे छापलेले आहेत ते ह्या साप्ताहिक राजपत्रात छापलेल्या अधिसूचनांचे अनुक्रमांक आहेत.

TRADE, COMMERCE AND MINING DEPARTMENT

Mantralaya, Mumbai 400 032, dated the 16th June 2001

NOTIFICATION

82

MINES AND MINERALS (DEVELOPMENT AND REGULATION) ACT, 1957.

No. MNG. 1020/(7814)/Desk-IV.—In exercise of the powers conferred by section 23(c) of Mines and Mineral (Development and Regulation) Act, 1957 the Government of Maharashtra hereby make the following rule to regulate the possession, storage, trading and transport of major minerals and mineral products and to check the evasion of royalty or seigniorage fee, stopping of illegal mining and transportation in the State of Maharashtra and for the purpose connected therewith.

RULES

1. *Short title and commencement.*— (i) These rules may be called "Maharashtra Mineral (Prevention of Illegal Mining Transportation and Storage Rules) Rules, 2001."

(ii) It extends to the entire State of Maharashtra.

(iii) It shall come into force on such date as the State Government may by notifications in the official Gazette notify.

2. *Definitions.*—(i) In these rules, unless the context otherwise requires,—

(a) "Act" means the Mines and Minerals (Development and Regulation) Act, 1957 ;

(b) "Authorised Officer" means an officer authorised by the State Government of Maharashtra in Trade, Commerce and Mining Department by notification in the official Gazette, to perform functions under these rules and for such area as may be specified in the notification ;

(c) "Carrier" means any mode or conveyance of facility by which mineral is transported from one place to another and includes mechanized device, person, animal or cart ;

(d) "Dealer" means the person who holds a Dealers Registration including the mining lease to whom the lease have been sanctioned as per Minerals Concession Rule, 1960 who intend to deal with minerals other than the minerals sanctioned ;

(e) "Dealer Registration" means a registration granted under these rules authorising a person to whom it is granted to engage in the transaction to buy or sell and be in possession of major minerals;

(f) "Form" means form set out in Schedule to these rules;

(g) "Government" means State Government of Maharashtra in Trade, Commerce and Mining Department;

(h) "Mineral" means major minerals as defined in the Mines and Minerals (Development and Regulation) Act, 1957 ;

(i) "Mining Lease" means a lease granted for the purpose of undertaking mining operation and includes a sub-lease thereof;

(j) "Mineral Oil" means natural gas and petroleum;

(k) "Notification" means a notification published in the Government of Maharashtra Gazette and the word notified shall be construed accordingly ;

(l) "Permit" means permit granted under the Mineral Concession Rules, 1960;

(m) "Prescribed" means prescribed by these rules under the Mines and Minerals (Regulation and Development) Act, 1957;

(n) "Prospecting Licence" means a licence granted for the purpose of undertaking prospecting operations of Mineral Concession Rules, 1960;

(o) "Reconnaissance operations" means any operations undertaken for preliminary prospecting of mineral through regional, aerial, geophysical or geochemical surveys and geological mapping, but does not include pitting, trenching, drilling (except drilling of boreholes on a grid specified from time to time by the Central Government) or sub-surface excavation;

(p) "Reconnaissance permits" means a permit granted for the purpose of undertaking reconnaissance operations;

(q) "Research work" means any work done for beneficiation and upgradation of the major minerals and for examining its suitability for utilisation in the industry for the purpose of scientific study without any commercial motive;

(r) "Scientific Test" means any test conducted for chemical or Mineralogical analysis of mineral and assessment of its chemical and Mineralogical constituents and properties for the purpose of scientific study without any commercial motive;

(s) "Transit Pass" means a pass issued by the Officer authorised by the State Government of Maharashtra in Trade, Commerce and Mining Department for lawful transportation of any major mineral raised in accordance with the provisions of the Act and the rules made thereunder by a carrier which is issued to a Mineral Dealer; and

(t) "Year" means financial year 1st April to 31st March.

(2) Terms not defined in these rules will have the meaning assigned to them under the Act or the rules framed thereunder.

3. *Prohibition.*—(1) No person other than a mining lease holder or a holder of a dealer registration shall stock or sell or offer for sale or engage in any transaction in buying and selling of any major mineral in any place except under a dealer's registration by the competent authority under these rules.

(2) No person shall transport, carry by any means or cause the transport or carry any major mineral from the place of raising or sale to another place without being in possession of valid transit pass issued by the competent authority under these rules.

4. *Grant of Registration and its Renewal*—(1) Any person desiring to possess, store, sell, trade or otherwise deal with any major mineral shall make an application for registration to the Regional Deputy Director, Geology and Mining of the Region for any type of ores or mineral as specified in the Mines and Minerals (Development and Regulation) Act, 1957. The application shall be submitted in quadruplicate.

(2) Every application made under sub-rule 1 shall be accompanied by,—

(a) A fee of Rs. 1,000 (Rupees one thousand only) payable through treasury challan under the following head of account :—

0853, NON-FERROUS MINING AND METALLURGICAL INDUSTRIES

102-Mineral Concession Fees and Royalties (0853 001 2)

(02) Receipts from the Minerals Concession Rules, 1960.

(b) Income Tax Clearance Certificate;

(c) Sales Tax Clearance Certificate;

(d) An affidavit to the effect that he had not been convicted in any case relating to smuggling of ores and major minerals;

(e) A copy of the certificate issued by the Industries Department/Trade, Commerce and Mining Department or any other concerned Department of Government for establishment of the factory or beneficiation plant or any industry, if any.

(3) On receipt of application for Registration, the Regional Deputy Director of Geology and Mines shall acknowledge the receipt within five (5) days in Form 'B'. Acknowledgement shall be sent to the applicant by Registered Post.

5. *Processing of application by the Regional Deputy Director of Geology and Mines*—(1) The Regional Deputy Director of Geology and Mines shall maintain a register in his office in Form C wherein he will make necessary entries about the application immediately after its receipt and its disposal in due course.

(2) The Regional Deputy Director of Geology and Mines shall grant to dealers registration in Form D for a period of five (5) years within thirty (30) days from the date of receipt of the application. In case of refusal or rejection of the application, the reasons shall be recorded in writing and communicate to the applicant within thirty (30) days from the date of receipt of the application.

(3) Application for renewal shall be made to the Regional Deputy Director of Geology and Mines ninety (90) days prior to the date of expiry of the existing registration. If orders of renewal are not passed before the expiry, it is deemed to have been renewed for a period of one year.

6. *Grant of Transit Pass:*—(1) Any person desiring to transport or carry away any mineral from any place shall file an application before the Regional Deputy Director of Geology and Mines concerned along with the Transit Form Books as prescribed in Form E.

(2) The applicant shall among other things, specify:—

- (a) the place from which the mineral has been removed;
- (b) the quantity and the description of mineral along with a copy of the permit obtained on payment of royalty/siegniorage fee thereof; and
- (c) the destination to which the mineral is to be transported.

(3) On the receipt of an application under sub-rule (1), the Regional Deputy Director of Geology and Mines may grant Transit pass in Form G for such period and subject to such terms and conditions as prescribed by him or may refuse to grant Transit Pass for reasons to be recorded in writing and communicated to the applicant.

(4) Any person who transports the major mineral and who is required to carry Transit Pass shall on demand produce such pass to any officer authorised in this behalf.

7. *Conditions:*—The registration shall be granted in Form D subject to the following conditions:—

(i) The dealer shall deposit an amount of Rs. 5,000 as a security deposit duly pledged to the Regional Deputy Director of Geology and Mines.

(ii) The dealer shall maintain correct and intelligible accounts of ores and major minerals procured, processed and transported daily to different destinations in Form F.

(iii) In case of beneficiation plant and factory the dealer shall maintain a separate daily account of ores and minerals procured and fed into the factory or plant and the processed mineral or ores recovered in Form G.

(iv) The dealer shall submit copies of the Form E to the Regional Deputy Director of Geology and Mines by the 5th of the succeeding month.

(v) While removing the ore or major minerals from the stores or factories the dealer shall obtain permission from the concerned Regional Deputy Director of Geology and Mines and transport the material under prescribed transit permit in Form E obtaining from the concerned Regional Deputy Director of Geology and Mines.

(vi) The dealer shall maintain the details of stock and transit passes in Form H and submit to the Regional Deputy Director of Geology and Mines by the 5th of succeeding month.

(vii) The dealer shall allow any officer authorised by the Director to inspect the stores and factories to verify the stocks of ore and major minerals and take sample of the abstract from the records maintained by him.

(viii) Every dealer shall allow any officer authorised by the Director or his nominee to enter the inspect the premises where the mineral is kept or stored.

(ix) All officers mentioned in section 23 (B) of the Mines and Minerals (Regulation and Development) Act, 1957 are authorised to search any place in which there is reason to believe that an offence is being committed and seize any stock of minerals in respect of which the offence has been or is being committed.

8. Penalties:—(1) Any person who contravenes any of the provisions of these rules, or buys or sells or stores minerals except under and in accordance with the dealer's registration or who transports the major minerals except in his transit pass shall be punishable with a fine of —

(a) Rs. 10,000 if the offence is committed first time;

(b) in the event of repeated offence, Rs. 25,000 or imprisonment for a term which may extend to one year or with both.

(2) Any person who buys or sells major minerals except under and in accordance with the registration shall be punishable with a fine which may extend to Rs. 25,000 or imprisonment for a term which may extend to one year or with both.

(3) Any person who transports minerals except according to the route specified in his transit pass or permit except at a place specified in the pass shall be punishable with an imprisonment for one year or fine which may extend to Rs. 25,000 or with both.

(4) Whoever intentionally obstructs the competent authority or any other officer in performing his duties (in imposing penalties etc.) under these rules shall be punishable with an imprisonment for term which may extend to 6 months or fine which may extend to Rs. 10,000 or with both.

9. Seizure and confiscation.—(1) Every dealer or person permitted to stock, sell or transport shall allow any officer authorised by the Government or competent authority to enter and inspect any premises where the major mineral is kept or stored or transported.

(2) The Competent authority or authorised officer may search any place in which he has a reason to believe that an offence under these rules is being committed and seize any stock of major mineral.

(3) Every officer seizing major mineral under these rules shall prepare a list of minerals so seized and deliver a copy thereof signed by him to the person found in possession of such minerals. He shall keep such property under his custody with proper official seal and with detailed information in Form I.

(4) When any major mineral or property seized is produced before the competent authority and he is satisfied that under these rules the offence is committed, he may order confiscation of mineral and other properties used in committing such offence subject to the condition that :—

(a) a notice shall be issued in writing in Form L to the accused person informing him on the ground on which it is proposed to confiscate such property ;

(b) an opportunity shall be given to the accused person for making a representation in writing within a period of three (3) days and a personal hearing against confiscation.

10. *Custody of the Seized Property.*—The authorised officer shall keep the seized material or properties under the custody of an institution belonging to Government or any responsible official of the Government as far as possible. The authorised officer may also in certain special circumstances at his own risk and responsibility keep the seized property in the custody of a third party for a period of one week or until the penalties are remitted whichever is earlier. If the penalties are not paid within a week, the seized properties shall become the Government property and the same will be auctioned as per the procedure.

11. *Appeals.*— 1) Any person aggrieved by an order of the Regional Deputy Director of Geology and Mines or authorised officer for a particular action under these rules may within thirty (30) days from the date of communication of the order prefer an appeal in Form J to the Director of Geology and Mining.

(2) Every application for an appeal shall be accompanied with a fee of Rs. 200 (Rupees two hundred only) to be deposited under the Head Account mentioned in sub-rule (2) of rule 4. The appeal shall be disposed off by the appellant authority within a period of one month from the date of its receipt.

(3) The appellate authority may for sufficient reasons condone the delay in filing of appeals.

12. *Revision.*—(1) Any person aggrieved by an order passed on an appeal under these rules may file an application for revision before the State Government within thirty (30) days from the date of communication of such order in Form K.

(2) Every Revision application shall be accompanied with a fee of Rs. 500 (Rupees five hundred only) to be deposited in Government Treasury under Head of Account as mentioned in Sub-Rule (2) of rule 4.

(3) The Government may for sufficient reasons condone the delay in submission of revision application.

FORM "A"

[See Rule 4 (f)]

(Application for Registration/Renewal)

PHOTO

1. Name of Applicant (in full)
2. Profession
3. Full Address
4. Father's name in full (in case of firm, give names and address of partners and person holding powers of attorney to act on behalf of the firm.)
5. Specific place or places of business
6. Financial status with details of person i. e., property annual payment of Income Tax and any other relevant evidence regarding financial status.
7. Specific purpose for which Registration is applied for (Processing/Storing/Selling/Trading).
8. Name of Mineral/Ore for which Registration is required.
9. Evidence of payment of application fee ..
10. Name and address of persons/firms from whom the Mineral/Ores will be purchased/Procured.
11. Period for which Registration is required ..
12. In case of renewal the number and date of original Registration.
13. Detail of Income Tax/Sales Tax Clearance Certificate.
14. Any special ground for grant of Registration in favour of applicant list of enclosures.

DECLARATION

I/We hereby declare that I/We have read and understood all the provisions of the Maharashtra Mineral (Prevention of Illegal mining transportation and Storage) Rules, 2001 made thereunder and the conditions of the Registration and I/We agree to abide by the same.

Date of application :

Place :

Signature of Applicant

FORM 'B'

[See Rule 4 (3)]

(Acknowledgement of Receipt of Application for Registration)

Received copies of applications for Grant of
 Registration for Processing/Storing/Selling/Trading
 (Name of Mineral/Ore) Ore/Mineral
 from..... Shri/Smt.
 Resident of P. O.
 P.S. District

Today with the following enclosures :

- (1)
- (2)
- (3)
- (4)
- (5)
- (6)

Date :

Signature of the
 Competent Authority.

FORM ' C '

[See Rule 5 (1)]

(Register of Application for Grant of Registration and its
Renewal)

Sr. No.	Date of Receipt of applica- tion	Name of applicant	Address of applicant	Name of Minerals Ores	Place of Process- ing/ Storing/ Selling/ Trading	Date of forwarding advance copy of application to D. G. M.	Date of forwarding processed application of D. G. M.	Date of grant/ refusal
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)

Date of appeal if any	Date of disposal of appeal	Brief orders on appeal	Date of expiry of licence if granted	Date of application for renewal	Date of grant of renewal	Period of renewal	Remarks
(10)	(11)	(12)	(13)	(14)	(15)	(16)	(17)

FORM 'D'

[See Rule 5 (2)]

(Form of Registration)

Photo

1. Name of Applicant (in full)
2. Full Address
3. Father's name in full (in case of firm, give names and address of partners and person holding powers of attorney to act on behalf of the firm.)
4. Profession of the Dealer
5. Specific place or places of business
6. Specific purpose for which Registration is granted
7. Name of Mineral/Ore covered under the licence
8. Challan No. Showing payment of application fee
9. Challan No. Showing payment of security deposit.
10. Name and address of persons/firms from whom the Mineral/Ores will be purchased/Procured.
11. Period of Registration
12. If it is case of renewal the number and date of grant of the original Registration.
13. No. and date of application for this Registration

Date of Grant :

Signature of the Competent Authority
to grant licence with designation.

FORM 'E'

[See Rule 6]

Transit Pass

Trade, Commerce and Mining Department

Government of Maharashtra

Transit Pass Book No. Transit Pass/S. No.

1. Name and address of the consigner (holder of ML/Mineral dealer's licence)
2. Name and Address of Consigner
3. Name of Mineral
4. Quantity (Weight/Volume)
5. Approximate value of Mineral being carried
6. Date and Time of Despatch
7. (i) Mode of Transport
- (ii) Carrier Registration No.
8. Name and Address of Vehicle Driver

Signature
with date (a) Consigner.

Signature
with date (b) driver.

Signature and Seal of
issuing Authority.

Signature and Designation
of checking authority.

Note.—(1) No over writing should be done.

(2) The original copy and the book has to be returned to the concerned authority after the book is exhausted.

(3) The vehicle driver shall carry two copies of the transit pass during transit.

FORM 'F'

[See Rule 7 (ii)]

Amount of Ores/Minerals

(To be maintained daily)

1. Name of the Dealer ..
2. Full Address ..
3. No. and Date of Registration ..
4. Period of Registration ..
5. Name of Mineral/Ore ..
6. Place of Business ..
7. Name of District Mining Officer under whose
Jurisdiction the Mineral/Ore is stores.

Name of Month and Year	Date	Gradewise opening balance of Mineral/ Ore at the store factory (In Tonnes)	Gradewise quantity of Ore/ Mineral received (In Tonnes)	Sources of receipt	Total stock of Ore/ Mineral (In Tonnes)
(1)	(2)	(3)	(4)	(5)	(6)

Gradewise quantity of Ores/Minerals consumed sold/despached for processing	Details of despatches with T. P. Nos. and date	Gradewise closing balance of Ore/Minerals at the store or factory site	Remarks
(7)	(8)	(9)	(10)

Signature of the Dealer

FORM 'G'

[See Rule 7 (iii)]

Account of Ores/Minerals Fed to Plant and their Recovery

(To be maintained daily)

1. Name of the Dealer ..
2. Full Address ..
3. No. and Date of Registration ..
4. Period of Registration ..
5. Name of Mineral/Ore ..
6. Name of the Plant/Factory ..
7. Postal Address of the Factory ..
8. Name of District Mining Officer under whose Jurisdiction the Mineral/Ore is stored.

Name of Month and Year	Date	Opening balance of Mineral/Ore at the Plant/ Crude beneficiated	Quantity of Mineral/Ore received at plant
(1)	(2)	(3)	(4)

Quantity of Ore/Mineral recovered before beneficiation	Quantity of Ore/Mineral recovered after beneficiation	Closing balance of Ore/ Mineral at the Plant/Crude beneficiated	Remarks
(5)	(6)	(7)	(8)

Date of Submission of the Return

Signature of the Licensee

FORM 'H'

[See Rule 7 (vi)]

Account of Ores/Minerals Fed to Plant and their Recovery

(To be maintained daily)

1. Name of the Permit Holder ..
2. Address in full ..
3. Date of permit ..
4. Period of permit ..
5. Name of Mineral/Ore to be transported ..
6. Place from which Ore/Mineral is transported
7. Total amount of Mineral/Ore to be transported
8. Name of District Mining Officer having
Jurisdiction over the Mineral/Ore

Name of Month and Year	Date	Opening stock of Ore/ Mineral to be transported	Quantity of Ore/Mineral transported
(1)	(2)	(3)	(4)

No. of supporting Transit passes	Destination to which Ore/Mineral is transported	Closing stock of Ore/Mineral to be transported	Remarks
(5)	(6)	(7)	(8)

FORM 'I'
[See Rule 9 (3)]

Photo

1. Name of the Officer seizing the property ..
2. Designation and Address of the Officer ..
3. Details of property seized—
 - (a) Place of seizure with date and time ..
 - (b) Description of each property ..
4. Rule under which property is seized ..
5. Name and Address of person from whom the property is seized.
6. Name and Address of any other claimant for the seized property.
7. Details of ' Seal ' given on the seized property
8. Name and Address of person under whose custody the seized property has been kept.
9. Signature of the custodian ..
10. Approximate value of the seized property ..
11. Remarks ..
12. Name and Address of the witnesses with their signatures—
 - (i)
 - (ii)

Date :

Signature of officer seizing the
property with designation and address.

FORM 'J'
[See Rule 11 (1)]
Form of Appeal

PHOTO

1. Name of the Applicant/Appellant in full ..
2. Address ..
3. Father's name (in case of firm, give names and address of partners and person holding powers of attorney to act on behalf of the firm).
4. No. and date of order of competent authority against which appeal is preferred.
5. Ground of appeal ..
6. Evidence of payment of fee for appeal ..
7. In case of appeal preferred after 30 days of order the reasons of delay.
8. Whether the appellant desires to be heard in person or through pleader.
9. Any additional information the appellant desires to furnish.

Date of filing the appeal petition :

Signature of the Appellant.

FORM 'K'

[See Rule 12]

1. Name of Applicant ..
2. Address ..
3. Father's name (in case of firm, give names and address of partners and person holding powers of attorney to act on behalf of the firm).
4. No. and date of order of appellate authority against which application is filed.
5. Ground of revision ..
6. Evidence of payment of fee for application ..
7. No. and date of order by competent authority against which revision is preferred.
8. Any additional information the revisionist desires to furnish.

Date :

Signature of the Appellant.

FORM 'L'

[See Rule 9 (4) (a)]

To,

M/s.

Address

Sir/Madam,

Take notice that the following properties which were involved in an offence committed under the Maharashtra Mineral (Prevention of Illegal Mining Transportation and Storage) Rules, 2001 on and seized by Shri (Designation) at will be confiscated by

(Place of occurrence of offence)

the undersigned.

You are hereby informed that you may, submit a written representation and the request for a personal hearing within 3 days from the date of issue of this notice, failing which the matter will be decided exparte.

Date :

Signature of the Competent Authority,
with Designation.

By order and in the name of the Governor of Maharashtra,

J. P. DANGE,
Secretary to Government.

DIRECTOR OF GEOLOGY AND MINING
GOVT. OF MAHARASHTRA
NAGPUR

-OFFICE ORDERS-

No STC-911/2009/3979 - Nagpur Dt. 30/12/2009

In order to effective prevention of illegal mining excavation, Transportation and storage of mineral in the state, this office constitute Flying Squad at regional level and district level as follows.

A) State level Flying Squad (Head Office)

- | | |
|--|----------------------|
| 1) Dy. Director | - Chief of the Squad |
| 2) Senior Geologist / Geologist | - Member |
| 3) Mines Inspector / Senior Clerk | - Assistant |
| 4) Geographical information Asst. (Surveyor) | - Assistant |
| 5) Class IV employee | - Assistant |

B) Regional level Flying Squad (Regional Office)

- | | |
|---|----------------------|
| 1) Sr. Dy. Director / Dy. Director / Senior Geologist | - Chief of the Squad |
| 2) Geologist / Junior Geologist | - Member |
| 3) Mines Inspector / Senior Clerk | - Assistant |
| 4) Geographical information Asst. (Surveyor) | - Assistant |
| 5) Class IV employee | - Assistant |

C) District Level Flying Squad (District Office)

- | | |
|--|----------------------|
| 1) District Mining Officer | - Chief of the Squad |
| 2) Representative of divisional Tahsildar Office | - Member |
| 3) Royalty Inspector / Clerk | - Assistant |

Work To Be Carried Out By Flying Squad

- 1) To pay Surprise visit to mining leases and mineral bearing area to detect illegal mining activities and to take necessary action against them as per existing rule.
- 2) To detect the illegal transportation of mineral and take necessary action against them..
- 3) To pay surprise visit to dealers permit areas and take necessary action against illegal cases of mineral if observed.

- 4) To Submit the report of action taken to the state level committee through Director, Directorate of geology and Mining Govt. of Maharashtra Nagpur
- 5) Flying squad take to necessary help from others department like Revenue, Forest, Police, Transport and etc. as and when necessary.

The flying squad should pay surprise visit at least 4 times in a month.

-Sd-
(V. S. Sawakhande)
Director,
Geology and Mining,
Govt. of Maharashtra, Nagpur

Copy Submitted For Information

- 1) The Principal Secretary (Industries) Industries, energy and Labour Dept.
Mantralaya Mumbai-32
- 2) All District Collector.

Copy forwarded for necessary action

- 1) Sr. Dy. Director, Chandrapur / Nagpur
- 2) Dy. Director Kolhapur / Aurangabad / Head office Nagpur
- 3) All District Mining Officers.

(Draft Approved By DGM)

-Sd-
For Director
Directorate of Geology and Mining
Maharashtra, Nagpur

(Translated Copy)

2/16 156
Constitution of State level
Coordination and High power
Committee

Government of Maharashtra
Industries, Energy and Labour Department
Government Resolution No. MNG-1009/C.No. 2942/Ind-9,
Mantralaya, Mumbai-32
Dated 30.03.2010

Preface-

To reduce the delays in granting of major mineral concessions at different levels and to bring about coordination between various departments involved in the process and to control and monitor the process of necessary clearances, the Government has resolved as follows :

Government Resolution:-

To reduce the delays in granting mineral concession for major minerals and to coordinate and monitor the process, State level coordination and empowered committee is being constituted . The committee shall comprise the following members.

- | | | |
|----|---|------------------|
| 1. | Chief Secretary | Chairman |
| 2. | Principal Secretary (Industries & Mining) | Member |
| 3. | Additional Chief Secretary (Revenue)
(Revenue & forest Department) | Member |
| 4. | Additional Chief Secretary (Forest)
(Revenue & forest Department) | Member |
| 5. | Secretary (Environment) Environment Department | Member |
| 6. | Director, Directorate of Geology and Mining, Nagpur | Member Secretary |

Ambit:-

- 1) To coordinate with the Revenue Department regarding availability of mineral areas with respect to mineral concessions.
- 2) To review case wise the progress of the clearances required to be taken by mineral concession holder from the Ministry of Environment and forest.

8/6

-2-

3) To maintain coordination amongst various Departments of state Government from which the mineral concession holder is required to obtain NOC / permissions.

4) To suggest measures for reducing delays in deciding mineral concessions and review the pendency.

Procedure: - The committee shall meet possibly once in every three months. The committee will review the work done according to the decision taken by it. The Member Secretary would inform the Central Coordination and Empowered Committee about the proceeding of the committee.

By order and in the name of
Governor of Maharashtra.

Sd/-
Kishor Kadam,
Deputy Secretary,
Government of Maharashtra.

Translated copy)

GOVT. OF MAHARASHTRA

Formulation of State level Committee
For prevention of Illegal Mining

Industries, Energy & Labour Department
Govt. Resolution No.MNG-1005/CN 867/Ind-9
Mantralaya, Mumbai - 400032
Dated - 27th July 2010

PREAMBLE

The formulation of State and district level committees for effective monitoring of illegal mining of minerals in the State was under active consideration of the Government.

Government Resolution :

To review the issues related with illegal mining, levies, plans and to take concerted action against illegal mining and attain coordination amongst various departments, the government resolves to constitute the following committees.

State level committee :

Structure of Committee

- | | | |
|----|--|------------------|
| 1. | Chief Secretary | Chairman |
| 2. | Principal Secretary (Mining) | Member |
| 3. | Secretary (Environment) | Member |
| 4. | Inspector General of Police Mumbai | Member |
| 5. | Transport Commissioner Mumbai | Member |
| 6. | Chief Conservator of Forest, Govt. of Maharashtra | Member |
| 7. | Representative of Indian Bureau of Mines Nagpur/
Goa | Member |
| 8. | Director, Directorate of Geology and Mining,
Govt. of Maharashtra | Member Secretary |

Ambit of State Level Committee

1. The committee will take review of the work done by state level, Regional level and District level flying squad formulated by Director, Directorate of Geology and Mining, Maharashtra and also action taken by Dy. Director Directorate of Geology and Mining and Forest Officers under their jurisdiction with regards to prevention of illegal mining.
2. To take review, monitor to prepare action plan with regards to cases brought to notice by Indian Bureau of Mines and other authorities.
3. To bring co-ordination and simplification in expected action of concerned department.
4. To take review of action taken on the cases of illegal mining referred by State/Central government.
5. To give approval to information about action taken and recommendations to be submitted to Central / State Government.

The meeting of State Level Committee shall be convene once in every four months.

District level Committee

Structure of Committee

- | | | |
|----|--|------------------|
| 1. | Collector | Chairman |
| 2. | Superintendent of Police or his representative | Member |
| 3. | Concerned Dy. Collector | Member |
| 4. | District Transport Officer | Member |
| 5. | District Forest Officer | Member |
| 6. | District Mining Officer | Member Secretary |

Work of Committee

1. To take action with regards to illegal mining cases observed under their jurisdiction by co-ordination.
2. To prepare action plan to prevent illegal mining.
3. To take up surprise checking to curb illegal mining and transport.
4. To submit information to state level committee with regards to cases of illegal mining.

5. in case any difficulties arises for taking action, same shall be brought to the notice of state level committee.

Committee meeting shall be convened once in two months.

By the order and in the name of Governor of Maharashtra.

(V.S.Kulkarni)

Under Secretary to Govt.

Copy :

1. Additional Chief Secretary (Forest) Revenue & Forest Dept. Mantralaya, Mumbai - 32
2. Additional Chief Secretary (Revenue) Revenue & Forest Dept. Mantralaya Mumbai - 32
3. Additional Chief Secretary (Home) Home Dept. Mantralaya Mumbai - 32
4. Principal Secretary (Industries & Mining) Industries, Energy & Labour Dept. Mantralaya, Mumbai - 32
5. Inspector General of Police, Mumbai
6. Chief Conservator of Forest, Nagpur
7. Indian Bureau of Mines, Nagpur
8. Director, Directorate of Geology & Mining, Nagpur.
9. Deputy Director, Directorate of Geology & Mining/Chandrapur Kolhanu & Amroli.
10. All Collectors
11. All Superintendent of Police
12. All District Mining Officers
13. All District Transport Officers