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## **Haryana Minor Mineral Concession, Stocking, Transportation of Minerals and Prevention of Illegal Mining (Amendment) Rules, 2013**

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*[Authorised English Translation]*

**HARYANA GOVERNMENT**  
**MINES AND GEOLOGY DEPARTMENT**

**Notification**

The 23rd January, 2013.

**No. S.O. 11/C.A.67/1957/S.15/2013.**—In exercise of the powers conferred by sub-section (1) of section 15 and section 23C of the Mines and Minerals (Development and Regulation) Act, 1957, the Governor of Haryana hereby makes the following rules further to amend the Haryana Minor Mineral Concession, Stocking, Transportation of Minerals and Prevention of Illegal Mining Rules, 2012, namely:—

**1.** These rules may be called the Haryana Minor Mineral Concession, Stocking, Transportation of Minerals and Prevention of Illegal Mining (Amendment) Rules, 2013.

**2.** In the Haryana Minor Mineral Concession, Stocking, Transportation of Minerals and Prevention of Illegal Mining Rules, 2012 (hereinafter called the said rules), in rule 6,—

- (i) in sub-rule (2), after clause (iii), the following clause shall be added, namely:—

“(iv)excavation of brick earth or ordinary clay up to a depth of one and half meters from the adjoining ground level:

Provided that the brick earth or ordinary clay so excavated shall be disposed off or consumed only after obtaining a permit from the Director or any officer authorized by him and on payment of the royalty as per First Schedule and application fee as mentioned in rule 35.”;

- (ii) after sub-rule (2), the following sub-rule shall be added, namely:—

“(3) Notwithstanding anything contained in these rules, the excavations or operations as mentioned in sub-rules (1) and (2) above shall not be treated as mining operations.”.

**3.** In the said rules, after rule 71, the following rule shall be inserted, namely:—

“71-A. Simplified procedure for obtaining environmental Clearance in certain cases.—(1) Wherever a mineral concession is granted for excavation of minor minerals for an area less than five hectares, the mineral concession holder shall obtain environmental clearance from a District Level Environmental Committee.

- (2) The mineral concession holder shall submit an application addressed to the Member Secretary of the District Level Environment Committee for the environmental clearance in the form specified for the purpose

along with all the requisite details as mentioned in guidelines issued in this regard by the Government. The mineral concession holder shall specify the environment impact mitigation measures proposed to be taken by him, wherever so required, as part of the Environment Management Plan.

- (3) The District Level Environmental Committee shall consider each application on merit in its periodic meetings convened for the purpose to which the concession holder shall also be invited and heard and the environmental clearance shall be granted with such directions as deemed appropriate, or it may refuse to grant such clearance with reasons specified for such refusal.
- (4) The process for consideration and approval of environmental clearances shall be completed by the District Level Environmental Committee within a period of two months from the date of receipt of application in this behalf, failing which the environmental clearance shall be deemed to have been granted.
- (5) The District Level Environmental Committee shall also ensure effective compliance of the directions and terms and conditions of the grant of environmental clearances and shall review the same at periodic intervals.”.

*Explanation.*— For the purposes of these rules, the District Level Environmental Committee (DLEC) shall consist of the following, namely:-

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| 1. Deputy Commissioner of the District   | Chairman            |
| 2. District Development & Panchayat Officer  | Member              |
| 3. Regional Officer, Haryana State Pollution Control Board   | Member              |
| 4. Divisional Forest Officer   | Member              |
| 5. Any other district level officer whose association is considered to be important by the Chairman as a special invitee | Member              |
| 6. AME/Mining Officer-in-Charge  | Member Secretary.”. |

4. In the said rules, in rule 109, in sub-rule (1), after the words “officer-in-charge”, the words “District Level Environmental Committee” shall be inserted.

Y.S. Malik,  
Principal Secretary to Government Haryana,  
Mines and Geology Department.