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Uttar Pradesh District Mineral Foundation Trust (First Amendment) Rules, 2020

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IN pursuance of provisions of clause (3) of Article 348 of the Constitution, the Governor is pleased to order the publication of the following English translation of notification no. 436/LXXXVI-2020-132-2016T.C.-II, dated March 18, 2020 :

No. 436/LXXXVI-2020-132-2016T.C.-II

Dated Lucknow, March 18, 2020

IN exercise of the powers conferred by sub-section (3) of section 9-B, 15 and 15A of the Mines and Minerals (Development and Regulation) Act, 1957 (Act no. 67 of 1957), the Governor is pleased to make the following rules with a view to amending the Uttar Pradesh District Mineral Foundation Trust Rules, 2017:

THE UTTAR PRADESH DISTRICT MINERAL FOUNDATION TRUST
(FIRST AMENDMENT) RULES, 2020

1. (1) These rules may be called the Uttar Pradesh District Mineral Foundation Trust (First Amendment) Rules, 2020 Short title and commencement

(2) They shall come into force with effect from the date of their publication in the *Gazette*.

2. In the Uttar Pradesh Mineral Foundation Trust Rules, 2017 for rule 17 set out in Column-I below, the rule as set out in Column-II shall be *substituted*, namely:- Amendment of rule 17

COLUMN-I

Existing rule

17. The funds available with the Trust shall be utilized for :-

(A) High priority areas-at least 60% fund shall be utilized under following heads:-

(a) Drinking water supply-Centralized purification systems, water treatment plants, permanent/temporary water distribution network including stand alone facilities for drinking water, laying of piped water supply system.

(b) Environment preservation and pollution control measures- Effluent treatment plants, prevention of pollution of streams, lakes, ponds, ground water, other water sources in the region, measures for controlling air and dust pollution caused by mining operations and dumps, mine drainage system, mine pollution prevention technologies, and measures for working or abandoned mine and other air, water and surface pollution control mechanisms required for environment friendly and sustainable mine development.

COLUMN-II

Rule as hereby substituted

17. The funds available with the Trust shall be utilized for :-

(A) High priority areas-at least 60% fund shall be utilized under following heads:-

(a) Drinking water supply-Centralized purification systems, water treatment plants, permanent/temporary water distribution network including stand alone facilities for drinking water, laying of piped water supply system.

(b) Environment preservation and pollution control measures- Effluent treatment plants, prevention of pollution of streams, lakes, ponds, ground water and other water sources in the region, measures to control air and dust pollution caused by mining operations and dumps, mine drainage system, mine pollution prevention technologies, measures for working or abandoned mines, other air, water and surface pollution control mechanisms, preparation of scientific district survey report for environmental friendly and sustainable mine development and providing necessary equipment and personnel for the creation of technical infrastructure to control illegal mining/ transportation with the purpose of environmental protection and pollution control:

COLUMN-I*Existing rule*

(c) Health care-The focus must be on creation of primary/secondary/tertiary health care facilities in the affected areas. The emphasis should not be only on the creation of the health care infrastructure, but also on provision of providing necessary staff, equipment and supplies required for making such facilities effective. To that extent, the effort should be to supplement and work in convergence with the existing health care infrastructure of the local bodies, State and Central Government. The expertise available with the National Institute of Mines Health may also be drawn upon to design special infrastructure needed to take care of mining related illness and diseases. Group insurance Scheme for health care may be implemented for mining affected persons.

(d) Education- Construction of school buildings, additional class rooms, Laboratories, Libraries, arts and craft room, toilet blocks, drinking water provisions, residential hostels for students/teachers in remote areas, sports infrastructure, vocational training facility, engagement of teachers/other supporting staff, e-learning setup, other arrangement of transport facilities (bus/van/cycles/ rickshaws etc.) and nutrition related programs.

(e) Welfare of women and children- Special programs for addressing problems of maternal and child health, malnutrition, adolescence, infectious disease etc. can be taken up under the Trust.

(f) Welfare of aged and disabled people- Special program for welfare of aged and disabled people.

(g) Skill development- Skill development for livelihood support, income generation and economic activities for local eligible persons. The project/ schemes may include training, development of vocational/skill development center, self employment schemes, support to Self help groups and provision of forward and backward linkages for such self-employment economic activities.

(h) Sanitation-Collection, transportation and disposal of waste, cleaning of public places, provision of proper drainage and sewage treatment plant, provision for disposal of fecal studge, provision of toilets and other related activities.

COLUMN-II*Rule as hereby substituted*

(c) Health care-The focus must be on creation of primary/secondary/tertiary health care facilities in the affected areas. The emphasis should not be only on the creation of the health care infrastructure, but also on provision of providing necessary staff, equipment and supplies required for making such facilities effective. To that extent, the effort should be to supplement and work in convergence with the existing health care infrastructure of the local bodies, State and Central Government. The expertise available with the National Institute of Mines Health may also be drawn upon to design special infrastructure needed to take care of mining related illness and diseases. Group insurance Scheme for health care may be implemented for mining affected persons;

(d) Education- Construction of school buildings, additional class rooms, Laboratories, Libraries, arts and craft room, toilet blocks, drinking water provisions, residential hostels for students/teachers in remote areas, sports infrastructure, vocational training facility, engagement of teachers/other supporting staff, e-learning setup, other arrangement of transport facilities (bus/van/cycles/ rickshaws etc.) and nutrition related programs;

(e) Welfare of women and children- Special programs for addressing problems of maternal and child health, malnutrition, adolescence, infectious disease etc. can be taken up under the Trust;

(f) Welfare of aged and disabled people- Special program for welfare of aged and disabled people;

(g) Skill development- Skill development for livelihood support, income generation and economic activities for local eligible persons. The project/ schemes may include training, development of vocational/skill development center, self employment schemes, support to Self help groups and provision of forward and backward linkages for such self-employment economic activities;

(h) Sanitation-Collection, transportation and disposal of waste, cleaning of public places, provision of proper drainage and sewage treatment plant, provision for disposal of fecal studge, provision of toilets and other related activities;

COLUMN-I

Existing rule

(B) Other priority areas- Up to 40% Fund shall be utilized under the following heads-

(a) Physical infrastructure- Providing required physical infrastructure and its maintenance- roads, bridges, railway and waterways projects.

(b) Irrigation – Developing alternate source of irrigation, adoption of suitable and advanced irrigation techniques.

(c) Energy and Watershed development – Development of alternate source of energy and rainwater harvesting system. Development of orchards, integrated farming and economic and restoration of catchments.

(d) Any other measures for enhancing environmental quality in mines bearing district.

(i) The overall development of the area affected by mining related operation in the District in accordance with the Annual Action Plan prepared by the trustees of the Foundation for the purpose;

(ii) Creation of the local infrastructure for socioeconomic purposes;

(iii) Providing, maintaining or upgrading of community assets and service for local population in the area affected by mining related operations;

(iv) Organizing or conducted training programs for skill development and capacity building for creating employment and self-employment capabilities;

Provided that a sum not exceeding 5% of the total funds received by the Trust in the year may be spent by the Trust for meeting its administrative or establishment expenses:

Providing further that the trust fund or any part thereof shall not be used for advancement of any loan or grants in cash to any of the beneficiaries

COLUMN-II

Rule as hereby substituted

(B) Other priority areas- Up to 40% Fund shall be utilized under the following heads-

(a) Physical infrastructure- Providing required physical infrastructure and its maintenance- roads, bridges, railway and waterways projects.

(b) Irrigation – Developing alternate source of irrigation, adoption of suitable and advanced irrigation techniques.

(c) Energy and Watershed development – Development of alternate source of energy and rainwater harvesting system. Development of orchards, integrated farming and economic and restoration of catchments.

(d) Any other measures for enhancing environmental quality in mines bearing district.

(i) The overall development of the area affected by mining related operation in the District in accordance with the Annual Action Plan prepared by the trustees of the Foundation for the purpose;

(ii) Creation of the local infrastructure for socioeconomic purposes;

(iii) Providing, maintaining or upgrading of community assets and service for local population in the area affected by mining related operations;

(iv) Organizing or conducted training programs for skill development and capacity building for creating employment and self-employment capabilities;

Provided that a sum not exceeding 5% of the total funds received by the Trust in the year may be spent by the Trust for meeting its administrative or establishment expenses:

Providing further that the trust fund or any part thereof shall not be used for advancement of any loan or grants in cash to any of the beneficiaries.

By order,
Dr. ROSHAN JACOB,
Sachiv.

Note :-

1. The Uttar Pradesh District Minerals Foundation Trust Rules, 2017, issued vide notification no. 866/86-2017-132/2016, dated May 15, 2017 were published in the Uttar Pradesh Gazette dated May 15, 2017.

By order,
ATMA RAM,
Vishesh Sachiv.

पी०एस०यू०पी०-ए०पी० 754 राजपत्र-2020-(1793)-599 प्रतियां-(कम्प्यूटर/टी/आफसेट)।
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