



TAMIL NADU GOVERNMENT GAZETTE

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Part III—Section 1(a)

General Statutory Rules, Notifications, Orders, Regulations, etc.,
issued by Secretariat Departments.

NOTIFICATIONS BY GOVERNMENT

CONTENTS

	<i>Pages.</i>
INDUSTRIES DEPARTMENT	
Amendment to the Tamil Nadu Minor Mineral Concession Rules ..	152-154

NOTIFICATIONS BY GOVERNMENT

INDUSTRIES DEPARTMENT

Amendment to the Tamil Nadu Minor Mineral Concession Rules

[G.O. Ms.No. 168, Industries (MMC-2) 18th September 2012.]

NOTIFICATION

No. SROA-30/2012.--In exercise of the powers conferred by Section 15 of the Mines and Minerals (Development and Regulations) Act, 1957 (Central Act LXVII of 1957), the Governor of Tamil Nadu hereby makes the following amendment to the Tamil Nadu Minor Mineral Concession Rules, 1959.

AMENDMENTS

In the said Rules,-

(1) for rule 7, the following rule shall be substituted, namely:—

“7. Quarrying for public purposes :- (1) Quarrying of minor minerals other than granite from unreserved waste lands including poramboke other than bunds of drinking water ponds or tanks may be permitted by the District Collector on payment of the cost of minerals and seigniorage fee as may be prescribed from time to time, in the case of Department of Government of India and the State Government, Panchayat Union Councils, Panchayats and Municipalities or contractors in their employ provided that such minerals are required and used solely for bonafide public purposes and not for sale or commercial profits.

(2) An application for lease under this rule shall be made by the contractor for whom the contract has been awarded by the user department or local body in the Form prescribed in Appendix III-A to these Rules alongwith the specific recommendation of the Officer who is empowered to sign the contract or agreement with the District Collector and the original chalan for payment of Rs.1,500/- (Rupees One thousand and five hundred only) towards the non refundable application fee.

(3) All documentary evidences including the attested copy of the agreement, copy of the work order, name of the minor mineral, actual quantity required and period of lease in support of the bonafide public purpose shall be accompanied with the application form.

(4) If the application is complete in all aspects and the District Collector is satisfied on the bonafide public purpose and on the documentary evidences furnished by the contractor under the employ of the user department or the local body, the District Collector may grant the quarry lease to the applicant for the bonafide public purpose, provided that the applicant shall remit the seigniorage fee and also the cost of minerals at one lumpsum for the total quantity of minor mineral permitted at the rates prescribed in Appendix II and the Appendix III-B, respectively, to these Rules.

(5) The committee consisting of Commissioner of Geology and Mining, Chief Engineer, Highways and Chief Engineer, Public Works Department shall take into consideration the prevailing market price for Earth commonly called as savudu, Gravel and Rough stone and shall arrive at the cost of the minerals at the quarry site or at pits mouth. The Commissioner of Geology and Mining shall forward a proposal to Government for revision of cost of the above said minor minerals based on the recommendations of the Committee. The Government shall issue orders fixing the cost of the above minor minerals and subsequently revise the same every year. Irrespective of the date of issue of the order of the Government, the cost of the minerals fixed by the Government will take effect from the 1st April of that year.

(6) The quarry lease may be granted in the name of the applicant for a period not exceeding one year depending upon the quantity of the minor minerals applied for. A lease deed in the Form prescribed in Appendix III to these Rules shall be executed within a period of thirty days from the date of receipt of order granting the lease, which shall be subject also to the other conditions as may be stipulated in the order.

(7) While executing the lease deed as in the Form prescribed in Appendix-III to these Rules, the District Collector shall take into consideration the revision of cost of the minor minerals every year and shall include a condition in the lease deed to the effect that the lessee shall remit the difference in the cost of the mineral whenever the cost of the mineral is revised by the Government after the execution of the lease deed.

(8) After the completion of the bonafide public purpose work for which the quarry lease is granted, the lessee shall obtain a certificate in original from the officer who is empowered to sign in the contract or agreement to the effect that the entire quantity of minor minerals removed from the area granted on lease has been fully utilised and accounted for in the bonafide public work and furnish the same to the District Collector concerned. The Officer empowered or authorised to settle the bills to the lessee under this rule shall not settle the bills to the lessee unless the lessee produces a certificate obtained from the District Collector concerned to the effect that the seigniorage fee and the cost of mineral for the quantity of the minor minerals removed and transported by the lessee for the said bonafide public purpose work has been remitted in full without any dues.

Provided that the Government may by order exempt from the payment of cost of minerals for any specific public welfare schemes, as may be implemented by the Rural Development and Panchayat Raj Department”.

N. SUNDARDEVAN,
Additional Chief Secretary to Government.

2. after Appendix-III, the following Appendix shall be inserted, namely :-

“APPENDIX III-A.

(See Rule 7)

APPLICATION FOR GRANT OF QUARRY LEASE
(to be submitted in triplicate).

From:

.....

.....

To:

The District Collector,

..... District.

Sir,

I / We submit this application for the grant of quarry lease under rule 7 of the Tamil Nadu Minor Mineral Concession Rules, 1959 for execution of work for bonafide public purpose of

1. Name and address of the applicant (Enclose 2
Attested copy of passport size photo) :
2. Name of the user Department / Local Body :
3. Name of the public work undertaken :

- | | |
|---|--|
| 4. Payment details of application fee
(Enclose Original remitted challan) | Amount:
: Challan No:
Date:
Bank: |
| 5. Name of the minor mineral applied for | : |
| 6. Quantity of mineral required for the work with the certificate by the competent authority of the user Department / Local Body | : |
| 7. The tentative date of commencement of project work and expected date of completion | : |
| 8. Period of Lease Required | : |
| 9. Work Order details (enclose the copy of the work order attested by the recommending authority) | : |
| 10. Terms and conditions of the contract (enclose the copy of the contract attested by the recommending authority) | : |
| 11. Whether the contractor is willing to remit the cost of the mineral and the seigniorage fee in one lumpsum as per rules | : |
| 12. Whether the contractor is willing to remit the difference in the cost of proportionate mineral after execution of the lease deed as and when such revision of cost of the mineral is notified | : |

I request that quarry lease under rule 7 of the Tamil Nadu Minor Mineral Concession Rules, 1959 may be granted.

Place :

Date :

Signature of the Applicant.

RECOMMENDATION OF THE USER DEPARTMENT / LOCAL BODY

Certified that the above information is correct to the best of my knowledge and belief. I do hereby undertake to recover and remit the same to the District Collector concerned, if any amount is later found to be recoverable from the said contractor on account of if any violation of rules, orders or terms and conditions with respect to the quarry permit granted to the said contractor.

Office seal

Signature:

and date :

Name:

(Capital letters)

Designation:

N. SUNDARDEVAN,
Additional Chief secretary to Government.