



**Government of Goa
Directorate of Mines Geology
Institute Menezes Braganza, Panaji-Goa**

e-mail: dir-mine.goa@nic.in Ph: (0832) 2420349 Fax:(0832) 2425291

File No. 01/1001/Misc-Mines/2016/4884 Date : 09/03/2016

To,

- 1) The District Magistrate (North), Panaji - Goa
- 2) The District Magistrate (South), Margao - Goa.
- 3) The Superintendent of Police, (North), Panaji - Goa
- 4) The Superintendent of Police, (South), Margao - Goa.
- 5) The Captain of Ports, Panaji - Goa.
- 6) The Superintendent of Police, (Traffic), Panaji - Goa.

Sub: Illegal stoppage of transportation of mineral in contravention of the Goa (Prevention of Illegal Mining, Storage and Transportation of Minerals) Rules, 2013.

Sir,

The transportation of minerals within the State of Goa is governed by MMDR Act and the Goa (Prevention of Illegal Mining, Storage and Transportation of Minerals) Rules, 2013.

Hon'ble Supreme Court of India in W.P. (C)No. 435/2012, in its judgment and order dated 21/04/2014 has specifically directed the State Government to strictly enforce the provisions of Rules 2013.

As such, strict enforcement of the Goa (Prevention of Illegal Mining, Storage and Transportation of Minerals) Rules, 2013, is not only job of this department but also the job of other line departments like District Administration, Police Department, Traffic Police, Captain of Ports etc.

Prior to suspension of mining in 2012, when price of mineral was at peak, in the name of social cost, dust pollution, traffic jam, etc, some of the people residing in the vicinity of transportation routes were extorting money from the lease holders and the same was paid by the lease holders under distress.

Apart from enforcement of the Goa (Prevention of Illegal Mining, Storage and Transportation of Minerals) Rules, 2013, to protect interest of effected people Hon'ble Supreme Court of India has directed lease holders to pay 10% of sale price of mineral in the interest of sustainable development and intergenerational equity into Goa Iron Ore Permanent Fund, which amount is to be utilized for people of Goa, including people residing in vicinity of lease or enroute transportation of mineral. In addition to that in view of addition of section 9(B) to MMDR Act, 1957, additional contribution is also made by lease holder towards District Mineral Fund, which fund is also to be utilized for purposes beneficial to people residing in districts wherein mining is carried out, as such both the Districts are covered.

All above mentioned measures are to be undertaken so that profits received for damages done to environment because of mining activities is duly compensated in transparent manner to subserve the larger interest of society by which any act of omission or commission done by any such individual's like in the past as mentioned hereinabove are arrested.

Such being the case, it is imparative that in upholding the provisions of law and enforcing the directions of Hon'ble Apex Court of India, all organs and instrumentalities of the State should work perfect harmony. Any act of commission or omission done by any member of society to obstruct legal mining operations or transportation or storage thereof are not only to be acted against swiftly but also sternly, so that law and order is maintained and

is sent across the State that such illegal acts of omission and commission shall not be tolerated in future.

It is brought to my notice that one such incident has taken place concerning transportation of e-auctioned cargo from Pissurlem mines to Maina Jetty which is a graver violation as e-auction process is carried out as per directions of Hon'ble Supreme Court of India.

As such, I hereby request District Magistrate and Police Administration and all concerned to act sternly and swiftly against such illegal acts of individuals so that the State Government is not found in contempt of order of Hon'ble Supreme Court of India.



Yours faithfully,

(Prasanna A. Acharya)
Director of Mines & Geology

Copy for information to :

- 1) The SDM, Valpoi, Sattari - Goa
- 2) The Dysp. Bicholim - Goa
- 3) The Mamlatdar of Sattari, Valpoi, Sattari - Goa