

DEPARTMENT OF MINES

Notification

5/43/88-Mines

In exercise of the powers conferred by section 15 of the Mines and Minerals (Regulation and Development) Act, 1957 (Central Act 67 of 1957), and all other powers enabling it in that behalf, the Government of Goa hereby makes the following rules so as to amend the Goa, Daman and Diu Minor Mineral Concession Rules, 1985, namely: —

1. *Short title and commencement.* — (1) These rules may be called the Goa Minor Mineral Concession (Amendment) Rules, 1993.

(2) They shall come into force at once.

2. *Amendment of rule 5* — In clause (a) of sub-rule (2) of rule 5 of the Goa, Daman and Diu Minor Mineral Concession Rules, 1985 (hereinafter referred to as the 'principal Rules'), after the words "Rupees one hundred", the words "and fifty" shall be inserted.

3. *Amendment of rule 19.* — After sub-rule (4) of rule 19 of the principal Rules, the following shall be inserted, namely: —

"(5) The date of commencement of the period for which a quarrying lease is granted shall be the date of execution of the lease deed under sub-rule (2) of rule 7."

4. *Amendment of rule 62.* — In rule 62 of the principal Rules, —

(i) in sub-rule (1), for the words "one thousand", the words "five thousand" shall be substituted;

(ii) for sub-rule (2), the following shall be substituted, namely: —

"(2) Whoever is found extracting or transporting or using minor minerals or on whose behalf the extraction or transport or use is made otherwise than in accordance with the provisions of these rules, shall be punishable with simple imprisonment for a term which may extend to one year, or with fine which may extend to five thousand rupees, or with both and in the case of continuing contravention, with additional fine which may extend to five hundred rupees for every day during which such contravention after conviction for first such contravention"; and

(iii) in sub-rule (8), for the words "one thousand rupees", the words "five thousand rupees" shall be substituted".

5. *Amendment of rule 63.* — In sub-rule (1) of rule 63 of the principal Rules, for the words "rupees one thousand", the words "rupees five thousand" shall be substituted.

6. *Insertion of new Chapter.* — After Chapter XI of the principal Rules, the following Chapter shall be inserted, namely: —

"CHAPTER XII

Grant of quarrying permits for minor minerals

68. *Application for quarrying permit.* — (1) Application for quarrying permit shall be made to the Competent Officer in Form H.

(2) Every application for quarrying permit shall be accompanied by: —

- (a) Fees of rupees one hundred and fifty;
- (b) Certified copies of the relevant extracts of record of rights, revenue register or property register or any other legal document as the case may be pertaining to the persons or the Government;
- (c) A copy of the cadastral survey plan or the survey number delineating the area required for quarrying;
- (d) A No. Objection Certificate from such authority as may be required by the Competent Officer.

69. *Grant of quarrying permit.* — On receipt of an application under rule 68, the Competent Officer may, after making such enquiries as he deems fit, grant a quarrying permit to the applicant for the whole or part of the area applied for or refuse to grant it.

70. *Conditions of quarrying permit.* — A quarrying permit shall be granted subject to such conditions as may be imposed by the Competent Officer.

71. *Restrictions on quarrying permits.* — (1) The period of quarrying permit shall not exceed one year from the date of grant and the same may be renewed for one or more period, each period not exceeding the duration of the original permit.

(2) The total area under quarrying permit shall not exceed 1000 sq. mts.

(3) The total quantity under the quarrying permit shall not exceed 1000 cubic metres.

72. *Monthly returns and statement.* — Every person holding a quarrying permit shall furnish monthly returns to the Competent Officer before the 10th of every following month, giving the monthly production, despatch, stock, pit head value and the number of employees."

7. *Insertion of new Form.*—In the principal Rules, after Form G, the following Form shall be inserted, namely:—

"FORM H

Application for the Quarrying Permit

(See rule 68)

Dated:—

To,

...

...

...

Sir,

1. I/We submit an application for a quarrying permit for ... (mineral) from the area described below.

2. A sum of Rs. ... towards application fees for the permit has been paid in the Government treasury at ... and the receipted challan is enclosed.

3. The required particulars are given below:—

(i) Name of applicant: ...

(ii) Profession of the applicant: ...

(iii) Address of the Applicant: ...

(iv) Quantity proposed to be removed under the permit ...

(v) Details of the area from which the minerals are to be removed ...

(a) Village/Forest Range ...

(b) Survey Number ...

(vi) Period of validity of the quarrying permit.

Enclosures:—

(1) A copy of cadastral survey plan showing the location of the area proposed for quarrying permit.

(2) Record of Rights in Form I & XIV or Index of Lands in Form III, as the case may be.

(3) An affidavit that the applicant has obtained the consent of the occupant for the purpose of quarrying.

I/WE declare that the above particulars are correct and request that a quarrying permit may kindly be granted.

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

V. G. Manerkar, Under Secretary (Mines).

Panaji, 8th September, 1993.

LAW (LEGAL & LEGISLATIVE AFFAIRS) DEPARTMENT

Notification

7-17-93/LA

The Goa Barge (Taxation on Goods) Amendment Act, 1993 (Goa Act 22 of 1993) which has been passed by the Legislative Assembly of Goa on 12-7-1993 and assented to by the Governor of Goa on 4-9-1993, is hereby published for the general information of the public.

P. V. Kadnekar, Under Secretary (Drafting).

Panaji, 15th October, 1993.

The Goa Barge (Taxation on Goods) Amendment Act, 1993

(Goa Act No. 22 of 1993) [4-9-1993]

AN

ACT

to amend the Goa, Daman and Diu Barge (Taxation on Goods) Act, 1985.

Be it enacted by the Legislative Assembly of Goa in the Forty-fourth Year of the Republic of India as follows:—

1. *Short title and commencement.*— (1) This Act may be called the Goa Barge (Taxation on Goods) Amendment Act, 1993.

(2) It shall come into force at once.

2. *Amendment of section 3.*—In section 3 of the Goa, Daman and Diu Barge (Taxation on Goods) Act, 1985 (Act 22 of 1985), for the words "twenty paise per tonne", the words "forty paise per ton" shall be substituted.

Secretariat Annexe,

Panaji,

Dated: 15-10-1993.

B. S. SUBBANNA,

Secretary to the Government of Goa,
Law Department (Legal Affairs)