

Department of Mines

Directorate of Industries and 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 this behalf, the Government of Goa hereby makes the following rules, namely:—

1. *Short title and commencement.*— (1) These rules may be called the Goa Minor Mineral Concession (Amendment) Rules, 1996.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. *Amendment of rule 11.*— In rule 11 of the Goa, Daman and Diu Minor Mineral Concession Rules, 1985 & (hereinafter referred to as the "principal Rules"), sub-rules (1), (2) and (3) shall be omitted.

3. *Amendment of rule 19.*— In rule 19 of the principal Rules,— (i) in sub-rule (1), for the words "exceed two years in case of sand and ten years in case of other minor minerals", the words "exceed ten years" shall be substituted; (ii) after sub-rule (2), the following proviso shall be inserted, namely:— "provided that the competent Officer may, for reasons to be recorded in writing, condone the delay, if any, in an application for renewal of quarrying lease"; (iii) after sub-rule (4), the following shall be inserted, namely:—

"(6) Once an application for renewal of quarrying lease is made under the provisions of sub-rule (2), the period of that lease shall be deemed to have been extended by a further period till the Competent Officer passes orders thereon."

4. *Amendment of rule 22.*— After sub-rule (4) of rule 22 of the principal Rules, the following proviso shall be added, namely:—

"Provided that the Competent Officer may, in lieu, of giving a notice to lessee requiring him to remedy the breach impose upon the lessee after giving a reasonable opportunity of being heard, a penalty not exceeding Rs. 5000/- for every such breach of condition.

5. *Omission of Chapter IV.*— Chapter IV of the principal Rules shall be omitted.

6. *Amendment of Rule 40.*— In rule 40 of the principal Rules, the words "consisting of 100 passes each" and "on every 500 cubic metres" shall be omitted.

7. *Amendment of rule 59.*— In sub-rule (2) of rule 59 of principal Rules, for the figure "10%", the figure "24%" shall be substituted.

8. *Amendment of rule 63.*— In rule 63 of the principal Rules,

(i) For sub-rule (1), the following shall be substituted, namely:—

"The Competent Officer or the Inspecting Officer may either before or after the institution of the prosecution, compound any offence committed under these rules on payment of such sum to be specified by him and which shall be credited to the Government".

(ii) After sub-rule (2), the following shall be inserted, namely,

(3) Whenever any person raises without any lawful authority any minor mineral from any land, the Competent Officer or the Officer authorised by the Competent Officer may recover from such person the minor mineral so raised or where such minor mineral has already been despatched or consumed. The Competent Officer or the Officer authorised by Competent Officer may recover the cost of the minor mineral which may be computed as ten times the royalty payable at the prevailing rate.

9. *Amendment of rule 66.*— In clause (a) of sub-rule (1) of rule 66 of the principal Rules, after the words "quarrying lease", the words "where surface rights are vested in Government" shall be added.

10. *Amendment of Schedule II.*— For the Schedule II appended to the principal Rules, the following shall be substituted, namely:—

SCHEDULE II

Type of minor mineral	Rate of dead rent per year for area upto 5 ha.
1) Ordinary sand/pebbles/laterite chiras	Rs. 5,000/-
2) Basalt/granite/metal grit/limeshells	Rs. 10,000/-
3) Brick-earth/matti/lat. rubbles/murum and other minor minerals	Rs. 3,000/-

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

G. P. Chimulkar, Joint Secretary (Mines).

Panaji, 24th January, 1997.

Department of Panchayat Raj & Community Development

Directorate of Panchayats

Notification

13/DP/PAN/96-97

Whereas the draft of the Goa Panchayat (Publication of name of elected member) Rules, 1997, was published as required by sub-section (1) of section 240 of the Goa Panchayat Raj Act, 1994 (Goa Act 14 of 1994), in the Official Gazette, Extraordinary No. 2, Series I, No. 42 dated 17-1-97, under Notification No. 13/DP/PAN/96-97 dated 17-1-1997 of the Department of Panchayat Raj and Community Development, inviting objections and suggestions from all persons likely to be affected thereby before the expiry of ten days from the date of publication of the said Notification in the Official Gazette;

And Whereas the said Gazette was made available to the public on 17th January, 1997;

And Whereas no objections/suggestions have been received from the public on the said draft by the Government.