



ABSTRACT

Industries, Investment Promotion and Commerce Department - Mines and Minerals – Minor Minerals – Amendment to the Tamil Nadu Minor Mineral Concession Rules, 1959 – Notification – Orders - Issued.

Industries, Investment Promotion and Commerce (MMC.1) Department

G.O.(Ms).No. 244

Dated: 14.12.2022

சுபகிருது வருடம் கார்த்திகை 28

திருவள்ளூர் ஆண்டு 2053

Read:

1. From the Water Resources Department Letter No.OT1/AE3/Vandal/ Dated 25.03.2022.
2. From the Commissioner of Geology and Mining, Letter No.7925/MM1/2016, dated 01.08.2022 and 26.08.2022.
3. From the Commissioner of Geology and Mining, Letter No.5864/MM2/2021, dated 01.08.2022.
4. From the Commissioner of Geology and Mining, Letter No.7925/MM1/2016, dated 19.10.2022.

ORDER:

In the letters 2nd to 4th read above, the Commissioner of Geology and Mining has sent proposals to amend the Tamil Nadu Minor Mineral Concession Rules, 1959. The details of proposals are as follows:

- i. The Hon'ble Madurai Bench of Madras High Court under para 59(ii) of the Common Order dated 12.02.2021 in W.P.(MD)No.20903 of 2016 etc., directed that there shall not be any quarry operation in the name of colloquial terms / local terms and any lease shall be in accordance with minerals notified under Section 3 of the Mines and Minerals (Regulation and Development) Act, 1957. Hence, amendments are needed for removal of the terms "savudu" appearing in Rule 12 of the Tamil Nadu Minor Mineral Concession Rules, 1959 and replacing the term "earth" appearing in sub rule (5) of Rule 7, sub rule (1) of Rule 36-A etc., by the term "ordinary earth" in the said Rules.
- ii. To delete the expression "(except Chennai, Kancheepuram and Tiruvallur Districts)" in rule 12 (2) (a) of the said Rules in order to

permit the above Collectors of the above Districts to de-silt the beds of tanks, channels and reservoirs in these three districts.

- iii. To amend the prohibited area for the grant of lease from the archaeological sites and remains/ancient monuments within the safety distance of 500 meter from the boundary of such site by reducing the radial safety distance to 300 meter in consonance with the Ancient Monuments and Archeological Sites and Remains Act, 1958 by making necessary amendments to the Rule 36 (1-A)(d) of the said Rules.

2. Accordingly, the Notification appended to this Order will be published in the Extra-ordinary issue of *Tamil Nadu Government Gazette*. The Works Manager, Government Central Press, Chennai – 600 001 is requested to supply 50 copies of the Notification each to this Department, Director of Geology and Mining, Chennai – 600 032 and to all District Collectors.

3. The Director, Tamil Development and Information (Translation) Department is requested to send the Tamil Translation of the Notification appended to this Order to the Works Manager, Government Central Press, Chennai – 600 001 for publishing in the *Tamil Nadu Government Gazette* and to the Collectors of all Districts for publishing it in the District Gazettes immediately.

(BY ORDER OF THE GOVERNOR)

**S. KRISHNAN
ADDITIONAL CHIEF SECRETARY TO GOVERNMENT**

To
The Works Manager, Government Central Press,
Chennai – 600 001.
The Director, Tamil Development & Information (Translation) Department,
Chennai – 600 009.
The Commissioner of Geology and Mining, Guindy, Chennai – 600 032.
All District Collectors. (through Commissioner of Geology and Mining)
All the Assistant Directors/Deputy Directors
(through Commissioner of Geology and Mining)
The Accountant General, Chennai – 18.
Copy to:
O/o. the Hon'ble Minister (Water Resources), Chennai – 600 009.
The Law Department, Chennai – 600 009.
The Industries (MMA/MMB/MMD/MME/E/OP.II/GIM)
Department, Chennai – 600 009.
SF/SC's

//Forwarded by Order//

J. Kelam 14.12.22
SECTION OFFICER
14/12/2022

APPENDIX.**NOTIFICATION.**

In exercise of the powers conferred by sub-sections (1) and (1A) of section 15 of the Mines and Minerals (Development and Regulation) Act, 1957 (Central Act 67 of 1957), the Governor of Tamil Nadu hereby makes the following amendments to the Tamil Nadu Minor Mineral Concession Rules, 1959, namely:-

AMENDMENTS.

In the said Rules,-

(1) in rule 7, in sub-rule (5), for the expression "Earth commonly called as savudu", the expression "ordinary earth which is used for filling or leveling purpose in construction work, embankments, roads, railways and buildings" shall be substituted;

(2) in rule 12,--

(a) the expression "savudu" wherever it occurs shall be omitted;

(b) in sub-rule(2),-

(i) in clause (a), the expression "(except Chennai, Kancheepuram and Tiruvallur Districts)" shall be omitted;

(ii) in the second proviso to clause (b), for the expression 'earth', the expression "ordinary earth" shall be substituted;

(c) in sub-rule (2-A), in clause (a), for the expression "earth", the expression "ordinary earth" shall be substituted;

(d) in sub-rule (4), for the expression "earth", the expression "ordinary earth" shall be substituted;

(3) in rule 36, in sub-rule (1-A), in clause (d), for the expression "500 meters", the expression "300 meters" shall be substituted;

(4) in rule 36-A, for the expression "earth", wherever it occurs, the expression "ordinary earth" shall be substituted;

(5) in rule 36-B, in the proviso to sub-rule (1), for the expression "earth", the expression "ordinary earth" shall be substituted; and

(6) in APPENDIX II, under the heading "A. SEIGNIORAGE FEE", in the tabular column, in column (2), against Serial Number 4 in column (1), for the expression "Earth", the expression "Ordinary earth" shall be substituted.

S.KRISHNAN
ADDITIONAL CHIEF SECRETARY TO GOVERNMENT

//True Copy//

J. Lalanan
14-12-22
SECTION OFFICER
14/12/2022