

GOVERNMENT OF TELANGANA
ABSTRACT

MINES & MINERALS – The Telangana State Sand Mining Rules, 2015 – Amendments – Orders - Issued.

INDUSTRIES & COMMERCE (MINES.I) DEPARTMENT

G.O.Ms.No.30,

Dated:06.05.2015

Read the following:

1. G.O.Ms.No.38, Ind.&Com.(Mines.I)Dept., dated 12-12-2014.
2. G.O.Ms.No.3, Ind.&Com.(Mines.I)Dept., dated 08-01-2015.
3. G.O.Ms.No.15, Ind.&Com.(Mines.I)Dept., dated 19-02-2015.
4. From the Director of Mines & Geology, Hyderabad Letter No.87/P/2014, Dt.13.04.2015

ORDER:

The following Notification shall be published in an Extraordinary Issue of the Telangana State Gazette, dated the 6th May, 2015

NOTIFICATION

In exercise of the powers conferred by Section 15(1) of Mines & Minerals (Development & Regulation) Act, 1957 (Central Act 67 of 1957), the Governor of Telangana hereby issues the following amendments to the Telangana State Sand Mining Rules, 2015 issued in G.O.Ms.No.3, Industries & Commerce (Mines-I) Department, dated 08-01-2015 and same published in the Telangana Gazette, dated:08.01.2015 and subsequently amended from time to time.

AMENDMENT

In the said Rules,

1. In rule 4(1)(v)(f), after the word "weightment" the word "or Volumetric" shall be added.
2. In rule-5 (1)(f), after the word "weightment slip" the word "or Volumetric slip" shall be added.
3. In rule 7
(a) in sub-rule (1)(b) after sub clause (1), the following shall be inserted namely-
"(vi).The project officer/nominee of TSMDC shall also be part of joint inspection team for the patta land where the pattadar is giving willingness/consent for de-casting sand to TSMDC."
(b) for sub-rule (2) the following shall be substituted, namely:-
"After receipt of joint inspection report, the Assistant Director of Mines and Geology concerned shall stipulate the period of de-casting and place the proposals for de-casting sand before the District Level Sand Committee."
(c) for sub-rule (3), the following shall be substituted, namely-
"The District Level Sand Committee (DLSC) shall examine the proposals on de-casting sand from patta lands and accord its approval."
(d) In sub-rule (4)
(i) in clause (a), for the word 'Government' the words "District Level Sand Committee" shall be substituted.

(ii) after clause (b), the following clauses shall be inserted, namely:

- (c) Any pattadar giving willingness/consent to entrust de-casting sand from his pattaland through Telangana State Mineral Development Corporation shall enter into an agreement/understanding with Telangana State Mineral Development Corporation. After the approval of de-casting by the District Level Sand Committee and on production of willingness/consent, the District Level Sand Committee shall authorize the Telangana State Mineral Development Corporation to de-cast sand from that pattaland. Depending upon the extent of pattaland or quantity of sand to be de-casted, the Telangana State Mineral Development Corporation shall make arrangements on its own or appoint a raising contractor under strict competitive bidding process. The sand so de-casted shall either be moved to stockyards managed by the Telangana State Mineral Development Corporation or disposed directly from the pattaland.
- (d) Upon according permission by the District Level Sand Committee being State PSU, Telangana State Mineral Development Corporation is exempted from payment of refundable security deposit equivalent to 25% of seigniorage fee on the entire assessed quantity of sand. M/s.Telangana State Mineral Development Corporation shall enter into an agreement in amended Form-S4(a) as appended to this order with the Asst. Director of Mines & Geology concerned, remit seigniorage fee on the quantity of sand proposed for de-cast in advance before issue of dispatch permit in transit form in amended Form-S3(a).
- (e) in sub-rule (5), after clause (d), the following clauses shall be inserted namely;:
- (e) Telangana State Mineral Development Corporation shall de-cast sand from the pattaland and dispose alongwith amended transit Form-S3(a) issued by Assistant Director of Mines & Geology concerned duly indicating the quantity, destination, date & time. Every vehicle carrying de-casted sand from pattaland shall either carry amended Form-S3(a) at all times from source to end consumption point or Form-E transit pass if the de-caste sand is to be disposed from the stockyards managed by Telangana State Mineral Development Corporation.
- (f) M/s.Telangana State Mineral Development Corporation shall dispose de-casted sand from the pattaland as per the sale price fixed by the Government from time to time.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

ARVIND KUMAR
SECRETARY TO GOVERNMENT & CIP

To

The Commissioner of Printing, Stationary & Stores Purchase (Ptg. Wing) Hyderabad. (He is requested to publish the above Notification in the Extra-Ordinary issue of Telangana Gazette, and arrange to send 2500 copies of the same to Government in Industries & Commerce (M.I) Department).

The Director of Translation, Telangana, Hyderabad. (He is requested to furnish the Telugu version of the Notification direct to the Commissioner, Printing, Stationary & Stores Purchase (Ptg.Wing), Hyderabad)

The Director of Mines and Geology, Telangana State, Hyderabad

The Vice Chairman & Managing Director, Telangana State Mineral Development Corporation Ltd., Hyderabad.

All the District Collectors/Joint Collectors in the state of Telangana through Director of Mines and Geology, Hyderabad.

The Irrigation & CAD Department.
The Transport, Roads & Buildings Department
The Panchayat Raj & Rural Development Department
The Revenue Department.
The Commissioner of Transport, Hyderabad.
The Commissioner of Panchayat Raj, Hyderabad
All the Departments of Telangana Secretariat.

Copy to :

P.S. to Principle Secretary to the Hon'ble Chief Minister.
P.S to Hon'ble Minister for Mines and Geology.
P.S. to Hon'ble Minister for Panchayat Raj & Information Technology.
P.S. to Hon'ble Minister for Irrigation.
P.S. to Chief Secretary to Government.
P.S. to Secretary to Government & CIP, Ind. & Com Dept.
P.S. to Secretary to Government, Ind & Com Dept.,
The Joint Directors/Deputy Directors/Assistant Directors of Mines and Geology
Dept., through the Director of Mines & Geology, Hyderabad.
The Law (A) Department.
The General Administration (Cabinet) Department.
Sf/Sc.(C.No.9060/M.I(1)/2014)

//Forwarded::By order//

SECTION OFFICER

GOVERNMENT OF TELANGANA
FORM-S3(a)
Transit Form for De-casting Sand from Pattalands by TSMDC
{See Rule 7(4)}

Transit Form No. _____.

District Code: ____
Book No. _____

Order No. & Date of permission issued by DLSC/ADM&G _____.

1. Name of the Pattadar
2. Name & Address of the Consignee in case of direct dispatch to end consumption point or details of TSMDC stockyard:
3. Location of the De-casting area:
 - a) Sy.No.
 - b) Village
 - c) Mandal
4. Destination (end consumption point/ TSMDC stockyard) :
5. Date & Time of issue:
6. Vehicle No. :
7. Quantity:
8. VAT/TIN No. :

Signature of the Consignor/
Authorized Person.

Signature of the
Issuing
Authority

Conditions:

1. Overwriting in any form in the Transit form makes it invalid.
2. The driver shall carry the duplicate stamped copy of the transit form and hand it over to consignee.
3. The original Transit Form shall be surrendered by the consignor to the issuing authority.

FORM-S4(a)

**Agreement for De-casting Sand from Pattaland by TSMDC
[See Rule 7(4)]**

This agreement entered into on this ___ day of _____, 20___ between Asst. Director of Mines & Geology _____ District on behalf of Government of Telangana State, which expression shall unless repugnant to the subject or context mean and include its successors, assignees and representatives etc., on one part.

AND

M/s Telangana State Mineral Development Corporation Ltd., Rep. by Authorized Signatory Sri _____ having office located at 4th Floor, Rear Block, Hyderabad Metro Water & Sewerage Board Complex, Khairtabad, Hyderabad (hereinafter referred to as Authorized Agency to de-cast sand from pattaland on behalf of the pattadar) which expression shall include its successors in interest on other part.

Whereas, the District Collector & Chairman, District Level Sand Committee vide order No. _____ dated _____ accorded permission for de-casting sand from pattaland situated between the following geo-coordinates:

Pattaland permitted for de-casting sand					
Sl. No.	Reference Point	Geo-coordinates		Extent (in Ha)	Qty. of sand to be de-casted (in Cu.Mt.)
		Longitude	Latitude		

This contract is subject to the extent, terms and conditions of order, Telangana State Sand Mining Rules, 2014 or any suitable Rules/Amendments to be issued by Govt. from time to time.

NOW IT IS MUTUALLY AGREED AND DECLARED BY AND BETWEEN PARTIES HERETO AS FOLLOWS:

1. SCOPE OF THE WORK:

M/s TSMDC shall de-cast sand from the specified pattaland situated in Survey No. _____, _____ Village, _____ Mandal, _____ District.

2. PERIOD OF THE AGREEMENT:

- (i) The agreement shall be in force with effect from _ to .
- (ii) The agreement is not transferable.

3. QUANTITY OF SAND TO BE DE-CASTED; M/s TSMDC shall:

- (i) De-cast sand as per the quantity indicated in the order of confirmation from the specified pattaland as estimated by the Ground Water Department during joint inspection.
- (ii) De-casting shall confine to the thickness specified by the Ground Water Department from the pattaland having the boundaries fixed.
- (iii) Dispose the de-casted sand during the period of agreement after payment of Seigniorage Fee in advance as per the prevailing rates or revised from time to time.

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- (iv) Dispose de-casted sand from the pattaland after obtaining Transit Form in Form-S3(a) from the competent authority either to end

consumption point or to stockyard managed by TSMDC as the case may be. In case of dispatches to stockyard, the disposal from the stockyard shall be after obtaining Form-E from the competent authority.

- (v) Maintain records of dispatch of de-casted sand from the specified pattaland and shall file monthly returns on the quantity of sand de-casted to the Asst. Director of Mines & Geology concerned.

4. PAYMENT OF SEIGNIORAGE FEE:

M/s TSMDC shall pay Seigniorage Fee in advance for the quantity of sand proposed to be de-casted from time to time as per the prevailing scheduled rates or revised from time to time in the Zilla Parishad General Funds and furnish challan to the Asst. Director of Mines & Geology for obtaining transit form in amended Form-S3(a).

5. CONDITIONS: M/s TSMDC shall:

1. Abide by the conditions and the rules made under River Conservancy Act, 1884, Andhra Pradesh Water Land & Trees Act 2002 or any suitable Rules/Amendments to be issued by Govt. from time to time and Environment Protection Act 1986 and subsequent amendments issued by the State and Central Governments from time to time.
 2. Obtain way bills in amended Form-S3(a) from the Asst. Director of Mines & Geology concerned and dispatch de-casted sand from the specified pattaland to end consumption point. If the dispatch is to stockyard managed by TSMDC, the disposal from the stockyard shall be after obtaining Form-E from the Asst. Director of Mines & Geology concerned.
 3. Maintain daily production and dispatch register & statutory returns/clearances prescribed under various statutes at the specified area.
 4. De-cast sand from the specified pattaland in a systematic manner as per the guidelines issued by the District Collector from time to time.
 5. Not allow vehicles carrying sand to ply over the flood banks.
 6. Use the paths authorized by the Tahsildar concerned to approach the specified pattaland.
 7. Disposal of de-casted sand from specified pattaland shall be through designated route only.
 8. Not to de-cast sand more than the permitted quantity and beyond the specified thickness. Sand de-casted beyond the specified boundaries or in excess of permitted thickness shall be treated as unauthorized de-casting and liable for penalization.
 9. Erect and maintain at their own expense, boundary pillars at each corner or angle in the line of boundary of the Specified pattaland for de-casting sand.
6. Any other specific condition deemed fit in the opinion of the District Collector/Chairman, DLSC on a case-to-case basis as per local conditions (to be mentioned).

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