



सत्यमेव जयते

राजस्थान राजपत्र
विशेषांक

साधिकार प्रकाशित

RAJASTHAN GAZETTE
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राज्य सरकार तथा अन्य राज्य-प्राधिकारियों द्वारा जारी किये गये (सामान्य आदेशों, उप-विधियों आदि को सम्मिलित करते हुए) सामान्य कानूनी नियम।

Mines and Petroleum (Gr.-II) Department

NOTIFICATION

Jaipur, October 24, 2024

G.S.R.70 .-In exercise of the powers conferred by section 15 of the Mines and Minerals (Development and Regulation) Act, 1957 (Central Act No. 67 of 1957), the State Government hereby makes the following rules further to amend the Rajasthan Minor Mineral Concession Rules, 2017, namely:-

1. Short title and commencement.- (1) These rules may be called the Rajasthan Minor Mineral Concession (Second Amendment) Rules, 2024.

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

2. Amendment of rule 2.- In sub-rule (1) of rule 2 of the Rajasthan Minor Mineral Concession Rules, 2017, hereinafter referred to as the said rules, after the existing clause (xx) and before the existing clause (xxi), the following new clause (xx-a) shall be inserted, namely:-

“(xx-a)“Drone” means unmanned aerial equipment that can navigate autonomously;”.

3. Amendment of rule 9.- In sub-rule (3A) of rule 9 of the said rules, the existing clause (iv) and clause (v) shall be substituted by the following, namely:-

“(iv) Payment of premium amount at the rate of annual dead rent of the area as per clause (iii) for each year of extension or part thereof sought by the lessee in following, manner:-

| S. No. | Period of extension | Number of installments | Payment mode |
|--------|-----------------------------------|------------------------|---|
| 1 | 2 | 3 | 4 |
| 1 | More than ten years | Five | (i) first installment along with application; and |
| 2 | More than five and upto ten years | Three | (ii) second and subsequent installment, as the case may be, at the beginning of financial year after issuance |
| 3 | More than two and upto five years | Two | |

| | | | |
|---|----------------|-----|------------------------|
| 4 | Upto two years | one | of order of extension. |
|---|----------------|-----|------------------------|

; and

- (v) The application for extension of mining lease period shall be disposed by the Mining Engineer or Assistant Mining Engineer concerned.”

4. Amendment of rule 10.- In sub-rule (3A) of rule 10 of the said rules, the existing clause (iii) shall be substituted by the following, namely:-

- “(iii) Payment of premium amount at the rate of one third of annual licence fee for each year of extension or part thereof sought by the licensee in following manner:-

| S. No. | Period of extension | Number of installments | Payment mode |
|--------|-----------------------------------|------------------------|--|
| 1 | 2 | 3 | 4 |
| 1. | More than ten years | Five | (i) first installment along with application; and |
| 2. | More than five and upto ten years | Three | (ii) second and subsequent installment, as the case may be, at the beginning of financial year after issuance of order of extension. |
| 3. | More than two and upto five years | Two | |
| 4. | Upto two years | One | |

”

5. Amendment of rule 18.- The existing serial number 1 and entries thereto of table of sub-rule (2) of rule 18 of said rules shall be substituted by the following, namely:-

“

| | | |
|----|---------------------|---------|
| 1 | less than 1 hectare | 2 lacs |
| 1A | 1 hectare | 10 lacs |

”

6. Amendment of rule 28.- After the existing sub-clause (d) and before the existing sub-clause (e) of clause (iv) of sub-rule (2) of rule 28 of the said rules, the following new sub-clause shall be inserted, namely:-

- “(dd) Every lessee shall carry out a drone survey of the leased area and upto hundred metres outside the lease boundary in the month of April or May every year and submit the processed output digital elevation model (DEM) and orthomosaic images obtained from such survey or any other format as may be specified by the Director in this regard to the Mining Engineer or Assistant Mining Engineer, concerned along with annual return:

Provided that in case of mining lease having common boundaries, the drone survey shall be limited to the concerned sides of the lease boundary which is common with another mining lease. ”

7. Amendment of rule 29.- After the existing sub-rule (5) and before the existing sub-rule (6) of rule 29 of the said rules, the following new sub-rule (5A) shall be inserted, namely:-

“(5A) All plans and cross-sections shall be prepared by using a combination of global positioning system (GPS) or differential global positioning system (DGPS) or global navigation satellite system or by the use of drone survey or as may be specified in this regard by the Director in relation to certain or all categories of mineral concession.”.

8. Insertion of new rule 29A.- After the existing rule 29 and before the existing rule 30 of the said rules, the following new rule 29A shall be inserted, namely:-

“**29A. Digital aerial images of mining lease area.-**(1) On and after 1st April, 2025, every lessee shall carry out a drone survey of his mining lease area and upto hundred meters outside the lease boundary within six months before submission of mining plan or mining scheme or modification thereto to the department for approval and shall submit processed output digital elevation model (DEM) and orthomosaic images obtained from such survey or any other format as may be specified by the Director in this regard to the approving authority concerned along with the application for approval or modification of mining plan or mining scheme, as the case may be:

Provided that the lessee who has submitted the satellite images under sub-clause (dd) of clause (iv) of sub-rule (2) of rule 28 on or before the 1st day of July falling immediately before submission of mining plan or mining scheme or modification thereto, as the case may be, shall not be required to submit the same under this sub-rule.

Provided further that in case of mining lease having common boundaries, the drone survey shall be limited to the concerned sides of the lease boundary which is common with another mining lease.

(2) All successful bidders who are issued with a letter of intent for grant of a mining lease shall carry out a drone survey of the plot granted through auction and upto hundred meters outside the plot boundary and submit the processed output digital elevation model (DEM) and orthomosaic images obtained from such survey or any other format as may be specified by the Director in this regard along with the mining plan to the approving authority:

Provided that in case of plot having common boundaries with another mining lease or plot, the drone survey shall be limited to the concerned sides of the plot boundary which is common with another mining lease or plot, as the case may be.

9. Amendment of rule 46.- In sub-rule (2) of rule 46 of the said rules,-

(i) for the existing punctuation mark “.”, appearing at the end, the punctuation mark “:” shall be substituted; and

(ii) the following new proviso shall be added, namely:-

“Provided that the data/record submitted under the provisions of sub-clause (dd) of clause (iv) of sub-rule (2) of rule 28 along with annual return may be used for the purpose of assessment under this sub-rule.”

10. Amendment of rule 61.- In rule 61 of the said rules,-

(i) for the existing heading “**61. Powers of entry, inspection of records and seizure of books of accounts of a dealer or assessee.-**”, the heading “**61. Powers of entry, inspection of mineral stocks/records of a dealer or assessee and their seizure.**” shall be substituted;

(ii) after the existing sub-rule (3) and before the existing sub-rule (4), the following new sub-rule (3A) shall be inserted, namely:-

“(3A) Where authority mentioned in sub-rule (1) has reason to suspect that any dealer or assessee has stocks mineral illegally, the Mining Engineer or Assistant Mining Engineer concerned shall make arrangements for volumetric assessment of such stocks as provided in rule 91 of these rules.”; and

- (iii) in sub-rule (4), for the existing expression “sub-rule (2) and (3)”, the expression “sub-rule (2), (3) and (3A)” shall be substituted.

11. Substitution of rule 91.- The existing rule 91 of the said rules shall be substituted by the following, namely:-

“91. Survey, demarcation and volumetric assessment.- (1) The Mining Engineer or Assistant Mining Engineer concerned may conduct survey and demarcation of the area granted under lease or licence using a combination of global positioning system (GPS) or differential global positioning system (DGPS) or global navigation satellite system or by the use of drone survey or as may be specified in this regard by the Director:

Provided that any survey and demarcation conducted on an application of lessee or licencee or on any application submitted for grant of mineral concession under these rules, the expenses shall be borne by the lessee or licencee.

(2) Fee for demarcation of area applied for grant of mineral concession shall be rupees one thousand and five hundred per hectare or part thereof subject to maximum of rupees fifty thousand:

Provided that demarcation fee for re-verification of boundary pillars shall be two times of the amount mentioned above.

(3) Notwithstanding anything contained in these rule, for the purpose of volumetric assessment, the Mining Engineer or Assistant Mining Engineer concerned shall make arrangements for survey and demarcation of illegal mining pits or mineral stock lying outside the leased or licenced area. The survey of such pit or stock may be conducted using a combination of global positioning system (GPS) or differential global positioning system (DGPS) or global navigation satellite system or by the use of drone survey or as may be specified in this regard by the Director.

(4) The standard operating procedure for carrying out the drone survey and form of the data to be submitted shall be specified by the Director, from time to time.

(5) In case of any restriction on use of drones under any law for the time being in force regulating the use of drones, the Director may specify any alternate mechanism for survey/demarcation/ verification and submission of data or images other than the mechanism specified under these rules.”.

[No. F.14(6)Mines/Gr.II/2024]

By order of the Governor,

Ashu Chaudhary,

Jt. Secretary to the Government.