NOTIFICATION
No. 2229/L.XXXVI-2016-130-2015 T.C.

Dated Lucknow, June 29, 2016

In exercise of the powers under sub-section (1) of section 15 of the Mines and Minerals (Regulation and Development) Act, 1957 (Act no. 67 of 1957), read with section 21 of the General Clauses Act, 1897 (Act no. 10 of 1897) the Governor is pleased to make the following rules with a view to amending the Uttar Pradesh Minor Mineral (Concession) Rules, 1963.

THE UTTAR PRADESH MINOR MINERAL (CONCESSION) (FOURTIETH AMENDMENT) RULES, 2016

1. (1) These rules may be called the Uttar Pradesh Minor Mineral (Concession) (Forthieth Amendment) Rules, 2016.

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

2. In the Uttar Pradesh Minor Mineral (Concession) Rules, 1963, hereinafter referred to as the said rules, after Chapter VIII, the following Chapter shall be inserted namely:-
CHAPTER-IX
GRANT OF PROSPECTING LICENSE OR MINING LEASE FOR DIASPHERE, PYROPHYLITE, FELDSPAR, CALCITE, SILICA SAND, CHINA CLAY, QUARTZ, ETC.

80. The provisions of this chapter shall be applicable for diaspore, pyrophylite, dolomite, feldspar, silica sand, china clay, quartz and any other minerals notified by the Government of India under notification no. S.O. 423(E), dated 10-02-2015 as a minor mineral.
81. The provisions of chapters II, IV and VI shall not be applicable to the lease granted under chapter.

82. Restriction on the grant of prospecting license or mining lease—
No mining lease or prospecting license shall be granted to any person who is not an Indian National.

Explanation - For the purpose of this rule a person shall be deemed to be an Indian National:
(a) in the case of a public company as defined in the Companies Act, 2013 only if the majority of the directors of the company are citizens of India and not less than fifty-one percent of the share capital thereof is held by persons who are either citizens of India, or Company defined in the Companies Act, 2013;
(b) in the case of a private company as defined in the Companies Act, 2013 only if all members of the company are citizens of India;
(c) in the case of firm or other association of individuals, only if all the partners of the firm or members of the association are citizens of India; and
(d) in the case of an individual, only if he is a citizen of India.

Provided that no mining lease shall be granted unless it is being satisfied that there is evidence to show that the area for which the mining lease is applied for has been prospected in the earlier or existence of the mineral therein has been otherwise established.

83. Application for grant of prospecting license—
(1) An application in the form MM-15 for grant of prospecting license shall be addressed to the State Government.
(2) The application referred to in sub-rule (1) shall be submitted in quadruplicate to the District Officer or to the officer authorised in this behalf by the State Government. Such officer shall endorse the receipt of the application on all the four copies entering the place, time and date of receipt. One copy shall be returned immediately to the person presenting the application.
(3) The application referred to in sub-rule (1) shall be entered in a register of prospecting license application in form MM-19.

84. Application for grant of mining lease—
(1) An application in form MM-16 for grant of a mining lease or in Form MM-16 (A) for renewal shall be addressed to the State Government.
(2) The application referred to in sub-rule (1) shall be submitted in quadruplicate to the District Officer or to the officer authorised in this behalf by the State Government. Such officer shall endorse the receipt of the application on all the four copies entering the place, time and date of receipt. One copy shall be returned immediately to the person presenting the application.
(3) The application referred to in sub-rule (1) shall be entered in a register of mining lease application in form MM-17.

85. Application fee and deposit for grant of prospecting license—
(1) Every application for grant of prospecting license shall be accompanied by—
(a) a non-refundable fee of ten thousand rupees, other than those specified in rule 101; and
(b) Four copies of the toposheet map on a scale of 1: 50000 which shows coordinates of the corresponding cadastral survey map on which the area applied for is clearly marked or four copies...
of topographical survey map on a scale of at least 1:4 mile, on which the area applied for is accurately marked;

(c) a certificate, issued by District Officer or by such officer as may be authorised by the District Officer in this behalf, showing that no mining dues are outstanding against the applicant:

Provided that such certificate shall not be required where the applicant has furnished an affidavit to the satisfaction of the state Government, stating that he does not hold or had not held any mining lease or any other mineral concession in the territory of the state.

(d) a certificate of residence of the applicant;

(e) a character certificate given by the District Officer of the District, where the applicant permanently resides.

(2) If the application is not complete in any respect or is not accompanied by the fee deposit or the documents mentioned in sub rule (1) the District Officer or the officer authorised by the State Government in this behalf, shall, by fifteen days notice require the applicant to complete the application in all respects or, to deposit the fee or furnish the documents within such time as may be specified in the notice and if the applicant fails to do so within the specified time, such application shall not be considered.

86. Application fee and deposit for grant of mining lease—

(1) Every application for grant of mining lease shall be accompanied by—

(a) a non-refundable fee of twenty five thousand rupees, other than those specified in rule 101; and

(b) Four copies of the topsheet map on a scale of 1:50000 with coordinate and corresponding cadastral survey map cadastral survey map on which the area applied for is clearly marked or four copies of topographical survey map on a scale of at least 1:4 mile, on which the area applied for is accurately marked;

(c) a certificate, issued by District Officer or by such officer as may be authorised by the District Officer in this behalf, showing that no mining dues are outstanding against the applicant:

Provided that such certificate shall not be required where the applicant has furnished an affidavit to the satisfaction of the state Government, stating that he does not hold or had not held any mining lease or any other mineral concession in the territory of the state;

(d) certificate of residence of the applicant;

(e) a character certificate given by the District Officer of the District, where the applicant permanently resides;

(f) Solvency certificate.

(2) If the application is not complete in any respect or is not accompanied by the fee, deposit or the documents mentioned in sub-rule (1) the District Officer or the officer authorised by the State Government in this behalf, shall, by fifteen days notice require the applicant to complete the application in all respects or, to deposit the fee or furnish the documents within such time as may be specified in the notice and if the applicant fails to do so within the specified time, such application shall not be considered.

87. Application fee etc for renewal of mining lease—

(1) An application for renewal of mining lease may be made at least six months before the date of expiry of the mining lease along with four copies of the map of lease hold area showing clearly the area applied for renewal and the provisions of clauses (a) and (c) of sub-rule (1) of rule 86 shall mutatis mutandis apply.

(2) The State Government may condone the delay cause in making the application for renewal of mining lease after the period specified in sub-rule (1).

88. Enquiry and reports—

The District Officer shall, unless he is authorised to grant or renew the mining lease or grant prospecting license cause an enquiry through Senior Mines Officer / Mines Officer / Mines Inspector of the concerned district to be made into all relevant and technical matters and, within two months from the date of receipt of application of mining lease, forward two copies of the application along with his report to the State Government or to such other authority as the State Government may authorise in this behalf.
89. Disposal of Application (1) The State Government or the authority authorised by it on behalf may, subject to the provisions of these rules and after making such further enquiry as it may consider proper-

(a) in case of application for grant of a mining lease or prospecting licence refuse or renew the mining lease for the whole or part of the area applied for and for such period as it may consider proper.

(b) in case of application for renewal of a mining lease, refuse or renew the mining lease for the whole or part of the area applied for and for such period, not exceeding the period of the original lease, as it may consider proper:

Provided that where an application for grant or renewal of a mining lease or grant of prospecting licence is refused or the area is reduced, reasons therefor shall be recorded in communicating to the applicant:

Provided further that if the application for the grant of mining lease or prospecting licence is not disposed off within 12 months from the date of receipt, it shall be deemed to be refused.

90. Preferential right for prospecting licence or mining lease where area has been declared under rule 104 (1) Where the availability of areas/areas are declared by the District Officer for grant of prospecting licence or mining lease under the provisions of rule 104, all the applications received during the period specified in such declaration shall be deemed to be received on the same day and shall be considered simultaneously after taking into consideration matters specified in sub-rule (2) and shall grant the mining lease to such one of the applicants as he/she may deem fit.

(2) The matters referred to in sub-rule (1) are-

(a) any special knowledge or experience possessed by the applicant.

(b) an intent to establish any value addition or processing or manufacturing unit.

(c) The financial resources of the applicant.

(d) The nature and quality of the technical staff employed or to be employed by the applicant.

(e) The conduct of the applicant in carrying out mining operations on the basis of any previous lease or permit and complying with conditions of such lease or permit of the provision of any law in connection therewith; and

(f) Such other matters, as may be considered necessary by the State Government.

(3) Notwithstanding anything contained in sub-rules (1) and (2) leases for one third of the mining areas of Naxal affected villages as declared by the State Government by general order may be granted to the Self Assistance groups containing the members of the local residents where such leases are situated and such one third areas shall be marked for the purpose by the District Officer of the district, after seeking such approval from the State Government:

Provided that those Self Assistance groups will be entitled for getting preference under sub-rule (3) in which one third members belong to Scheduled Caste/ Scheduled Tribe members of the castes traditionally engaged in sand mining such as Mallah, Kewat, etc. and are resident of the same village, where the lease areas are situated.

91. Preferential right for prospecting license where area is not declared for grant under rule 104 shall be as under:

(1) An application which has been received earlier shall have preference over subsequent application.
(2) If the application is received on same day, the preference shall be decided on following matter:

(a) any special knowledge or experience in prospecting operation and the nature and quality of technical staff employed or to be employed by the applicant;
(b) such other matters as may be considered necessary by the State Government.

92. Preferential right for mining lease where prospecting licence has been granted in respect of any land— Where a prospecting licence has been granted in respect of any land, the licensee shall have a preferential right for obtaining a mining lease in respect of that land over any other person if the State Government is satisfied that the licensee has—

(a) undertaken prospecting operations to establish mineral resources;
(b) not committed any breach of the terms and conditions of the prospecting licence.

93. Extent of area for which a mining lease or prospecting licence may be granted—

(1) Minimum area for grant of a prospecting licence or mining lease for minerals mentioned in chapter IX shall be five hectare.

(2) No mining lease shall be granted in respect of any area which is not compact and contiguous or otherwise not suitable to scientific development:
Provided that in respect of small deposits not suitable to scientific mining in isolated patches a mining lease may be granted for a cluster of such deposits without any division.

(3) No person shall acquire in respect of minor mineral mentioned in this chapter more than 3 mining lease, covering a total area of four hundred hectare.

(4) No person shall acquire one or more prospecting licence, covering a total area of five hundred hectare;

Provided further that if the State Government is of opinion that in the interest of mineral development, it is necessary so to do, it may for reasons to be recorded in writing permit any person to acquire one or more mining leases covering an area in excess of the limits mentioned in this rule.

Explanation: For the purposes of these rules, a person acquiring by or in the name of another person a mining lease which is intended for himself shall be deemed to be acquiring, it himself.

94. Length and breadth of the area to be leased— The length of an area under a mining lease shall ordinarily not exceed four times its breadth.

95. Period of mining lease and prospecting licence— (1) A mining lease in respect of minerals shall be granted for a period not less than twenty years and not more than thirty years.
(2) Prospecting license shall be granted for a fixed period of Two years.

96. Security deposit— (1) An applicant for a mining lease shall, before the deed referred to in rule 99 is executed and in such manner as the State Government may, by order specify deposit as security, for the due observance of the terms and conditions of the lease, a sum equal to twenty five percent of the annual dividend of the leased area subject to the minimum of Rs. 50,000.00 (fifty thousand rupees) and no interest shall be payable on such security deposit.
(2) The security deposit for prospecting licence shall be Rs. 25,000.00 (twenty five thousand rupees) and no interest shall be payable on such security deposit.

97. Prospect licensing deed to be executed within three months— Where an order has been made for grant of prospecting license, the deed in form MM-3(A) shall be executed within 3 month and the date of commencement of prospecting license shall be effective from the date of execution or within such further period as the District Officer or the Committee, as the case may be, allow in this behalf.
98. Every prospecting license granted under these rules be subject to the following conditions:

(1) The licensee shall pay a prospecting fee of Rupees 100.00 per hectare of land covered by the license for each year or part thereof for which the license is granted subject to a minimum of Rs 5000.00, which can be changed from time to time by the State Government.

(2) The licensee may work for purposes other than commercial purposes—
   (a) thirty cubic meter of such mineral without any payment;
   (b) hundred cubic meter of such mineral on payment of royalty.

Provided that if any quantity in excess of the quantities mentioned above is won and carried away, the State Government may recover the cost of the excess quantity of minerals mentioned in clause (a) above, won and carried away.

(3) With the written approval of the State Government, the licensee may carry away quantities of minerals in excess of the limits specified in sub-rule (2).

(4) Save in the case of land in respect of which the license is granted a mining lease, the licensee shall, within 90 days from the date of determination of the licence or the date of abandonment of the prospecting operations, whichever is earlier, securely plug all holes and fill up or fence all excavations.

(5) The licensee shall report to the State Government the discovery of any mineral not specified in the licence within sixty days from the date of such discovery.

(6) The licensee shall not transfer his licence except with the previous sanction of the State Government.

(7) The licensee shall restore, to the extent possible, other flora destroyed by prospecting operations.

(8) The licensee shall pay to the occupier of surface of land such compensation as may be payable under these rules.

(9) The State Government may impose such further conditions as may be considered necessary for the interest of mineral development.

(10) In case of breach of any condition imposed on any holder of prospecting licence under these rules, the State Government may, by order in writing, cancel the licence and / or forfeit the security deposit by the licensee under rule 96(2) after giving opportunity of hearing.

(11) Any security deposit made under rule 96(2), if not forfeited under these rules, shall be refunded to the applicant after expiry of the licence.

(12) Every licensee shall maintain account of all expenses incurred by him on prospecting operations and also the quantity and other particulars of all minerals obtained during such operations and shall dispatch thereof.

(13) The licensee shall, after the survey and demarcation of the area granted under the licence and before executing the licence deed, at his own expense, erect and maintain at all times and good repair boundary marks and pillars necessary to indicate the demarcation shown in the plan annexed to the licence deed.

(14) The licensee shall pay such reasonable compensation as may be assessed by the State Government if any damage, injury or disturbance occurs by any action of the licensee.

(15) The licensee shall allow any officer authorised under rule 66 or by the Central Government or the State Government in that behalf to enter upon the premises including any building, excavation or land comprised in the lease for the purpose of inspecting, examining, surveying and making plans thereof, sampling and collecting any data and the licensee shall with suitable person in his employment acquainted with the mines and work, properly assist, such officer and his agents, servants and workmen conducting every such inspection, and shall afford and furnish to them all facilities information, etc.
connected with the working of the mines, which they may reasonably require, and shall also conform to and observe all orders and regulations which the Central Government or the State Government, as a result of such inspection or otherwise, may from time to time deem fit to make.

(16) The licensee shall without delay send to the District Officer a report of any accident, causing death or serious bodily injury or serious injury to property, or seriously affecting or endangering life or property, which may occur in the course or any operations under the licence.

99. Mining Lease deed to be executed within six months:

(1) Where an order has been made for the grant of mining lease, a lease deed in Form MM-3 or in a form as near thereto as the circumstances of each case may require, shall be executed within six months of the communication of the said order or within such further period as the State Government may allow, in this behalf. If in such deed is executed within the aforesaid period due to any default on the part of the applicant, the State Government may revoke the order granting the lease and in that event, the application fee and security amount shall be forfeited to the State Government.

(2) The date of commencement of a mining lease referred to in sub-rule (1) shall be the date on which the deed is executed under the said sub-rule.

100. Restriction on determination of mining lease - No lessee shall determine a mining lease except after giving a notice in writing of not less than six months to the State Government.

101. Survey of the area licenced or leased -

(1) When a mining lease or prospecting licence is granted, arrangement shall be made by the Director for survey and demarcation of the area granted under the lease or licence for which lessees/licensees shall be charged at the following rates:

For mining leases:

(i) for areas up to 10 hectares Rs. 10,000.00

(ii) for areas beyond 10 hectares at the rate of Rs. 500.00 per hectare subject to the minimum of Rs. 15,000.00

For prospecting licence:

(i) for areas up to 10 hectares Rs. 5,000.00

(ii) for areas beyond 10 hectares at the rate of Rs. 250.00 per hectare subject to the minimum of Rs. 10,000.00

(2) The lessee or licensee shall, after the lease or licence is granted to him, pay the demarcation charges through treasury challan and submit a map of the area granted under the lease or licence certified by the District Officer, to the concerned Mines Officer or to such other officer as may be authorised by the Director in this behalf. The Mines Officer or the officer so authorised shall, on receipt of the certified map and satisfying that demarcation charges have been deposited, survey and demarcate the area within thirty days from the date of such receipt.

(3) The Mines Officer or the officer so authorised may, for the purpose of survey and demarcation of the area, take the help of such officer of the revenue and forest department of the district as he may consider necessary.

(4) If any dispute arises in respect of demarcation of the area, the matter shall be referred to the Director, who shall, after giving the parties a reasonable opportunity of being heard, decide the matter.

(5) The decision of the Director under sub-rule (4) shall be final.

102. Boundaries below the surface - The boundaries of the area covered by a mining lease shall run vertically downwards below the surface towards the centre of the earth.

103. Registers: The following registers shall be maintained in the office of the District Officer -

(a) a register of applications for prospecting licence in Form MM-19, and

(b) a register of prospecting licence in Form MM-20,

(c) a register of applications for mining leases in Form MM-17, and

(d) a register of mining leases in Form MM-18.
104. Availability of area for regrant on prospecting licence or mining lease to be notified:-(1) If any area, which was held under a mining lease under Chapter XX or under Mineral Concession Rules, 1960 or reserved under section 17-A of the Act becomes available for regrant on prospecting licence or mining lease, the District Officer shall notify the availability of the area through a notice inviting applications for grant of prospecting licence or mining lease specifying a date, which shall not be less than thirty days from the date of notice and giving description of such area and a copy of such notice shall be displayed on the notice board of his office and shall also be sent to the Tehsildar of such area and the Director.

(2) The applications for grant of prospecting licence or mining lease under rule (1) shall be received within seven working days from the date specified in the notice referred to in the said sub-rule, if, however, the number of applications received for an area is less than three, the District Officer may further extend the period for seven more working days and if even thereafter, the number of applications remain less than three, the District Officer shall notify the availability of this area a fresh in accordance with the said sub-rule.

(3) An application for grant of prospecting licence or mining lease for such area which is already held under a lease or notified under sub-rule (1) of rule 23 or reserved under section 17-A of the Act and whose availability has not been notified under sub-rule (1) shall be deemed to be premature and shall not be considered.

3. In the said rules, in the THIRD SCHEDULE after form MM-14, the following forms shall be inserted, namely :-

MM-15
Application for Prospecting Licence
[See rule-83]
(To be submitted in quadruplicate)

GOVERNMENT OF UTTAR PRADESH

Received at (Place) on (date)
Initial of Receiving Officer Dated the day of 20

To,

Sir,

I/We request that a prospecting licence under the Uttar Pradesh Minor Mineral Concession Rules, 1963 be granted to me/us.

2. A sum of Rs 10,000.00 being the fee in respect of this application (vide receipt, Challan No. , dated , of the State Bank of India, Treasury , )

3. The required particulars are given below:

(i) Name of the applicant with complete address.

(ii) Is the applicant a private individual / private company / public company / firm or association?

(iii) In case applicant is ;

(a) an individual , his nationality

(b) a company , an attested copy of all the certificates of registration of the company shall be enclosed

(c) firm or association , the nationality of all the partners of the firm or member association

\[\text{Data-3w5268 RPL_2016.doc Data 3}\]
(iv) Profession or nature of business of applicant.

(v) No. and date of the valid clearance certificate of payment of mining dues (copy enclosed)

(vi) If on the date of application the applicant does not hold a prospecting licence, it should be stated whether an affidavit to this effect has been furnished to the satisfaction of the State Government.

(vii) Mineral or minerals which the applicant tends to prospect.

(viii) Period for which the prospecting licence is required.

(ix) Extent of the area the applicant wants to prospect.

<table>
<thead>
<tr>
<th>District</th>
<th>Tehsil</th>
<th>Village</th>
<th>Khasra No.</th>
<th>Coordinates</th>
<th>Area In acre</th>
</tr>
</thead>
</table>

(x) (a) Does the applicant have surface rights over the area for which he requires a prospecting licence?

(b) If not, has he obtained the consent of the owner, and the occupier of the land for undertaking prospecting operations. If so, the consent of the owner and the occupier obtained in writing be filled.

(xi) Brief description of the area with particular reference to the following:

(a) the situation of the area in respect to natural features such as streams etc.

(b) In the case of village areas, the name of the village is applied for, the khasra number the area in hectares of each field or part thereof applied for.

(c) In the case of forest areas, the name of the working circle, the range and the land details.

(xii) The areas applied for should be marked on maps as detailed below:

(a) In case a cadastral map of the area is available, the area on this map should be marked showing the name of the village, khasra number and area in hectares of each field and part thereof.

(b) In the case of forest maps, the area should be marked on the map showing the range and felling series.

(xiii) An affidavit that the up-to-date income tax returns, as prescribed under the Income Tax Act, 1961, have been filed, and tax due, including the tax on account of self-assessment has been paid.

(xiv) (a) Particulars of the areas Mineral-wise within the jurisdiction of the State Government for which the applicant or any person joined in interest with him already holds under prospecting licence.

(b) Has already applied for but not granted.

(c) being applied for simultaneously.

(xv) Nature of joint interest, if any.

(xvi) If the applicant intends to supervise the works, his previous experience of prospecting and mining should be explained; if he intends to appoint manager, the name of such manager his qualifications, nature and extent of his previous experience should be specified and his consent letter should be attached.

(xvii) Financial resources of the applicant and the solvency certificate.

(xviii) Any other particulars or sketch map which the applicant wishes to furnish.

I/We hereby declare that the particulars furnished above are correct and am/are ready to furnish any other detail, including accurate plans as may be required by you.

Place

Date

Yours faithfully

(Signature and designation of the applicant)
GOVERNMENT OF UTTAR PRADESH

Received at
Initial of Receiving Officer

To,

Through:

Sir,

We request that a mining lease under the Uttar Pradesh Minor Mineral Concession Rules, 1963 may be granted to me/us.

A sum of Rs. 25000 being the fees in respect of this application payable under sub-rule (1) of rule 85 of the said rules have been deposited (vide receipt Challan No. _______________ dated _______________ of the State Bank of India/Treasury _______________)

3. The required particulars are given below:

(i) Name of the applicant with complete address: Status of the applicant

(ii) Is the applicant a private individual/co-operative/firm/association/private company/public company/public sector undertaking/joint sector undertaking or any other.

(iii) In case the applicant is,

(a) An individual, his nationality, qualifications and experience relating to mining.

(b) A company, an attested copy of the certificate of registration of the company shall be enclosed.

(c) Firm or Association, the nationality of all the partners of the firm or members of the association, and

(d) A co-operative the nationality of non-Indian members, if any alongwith place of registration and a copy of the certificate of registration

(iv) Profession or nature of business of applicant.

(v) Particulars of documents appended:

(a) Mining dues clearance certificate OR

(b) Affidavit in lieu of Mining Dues Clearance Certificate, subject to the production of mining lease dues, clearance certificate within the period of ninety days of making application OR

(c) Affidavit when not holding any mining lease.

(d) Affidavit that up-to-date Income Tax Returns as prescribed under the Income Tax Act, 1961 and that the tax due including the tax on account of self-assessment has been paid

(vi) Mineral or minerals which the applicant intends to mine.

(vii) Period for which mining lease is required.

(viii) Extent of the area for which mining lease is required

(ix) Details of the area in respect of which mining lease is required.

District Tehsil Village Khesra No. Coordinates Area Ownership/Occupancy

(x) Brief description of the area with particular reference to the following:

(a) Does the applicant have surface rights over the area for which he is making an application for grant of a mining lease.

(b) If not, has he obtained the consent of the owner, and the occupier of the land for undertaking mining operation. If so, the consent of the owner and occupier of the land be
(xi) (a) The situation of the area in respect of natural features such as streams or lakes.

(b) In the case of village areas, the name of the village, the Khasra number, the area in hectares of each field or part thereof applied for.

(c) In case the area applied for is under forest, then the following particulars be given:--

1. Forest division, Block, and Range.
2. Legal status of the forest (namely reserved, protected, unclassified etc.).
3. Whether it forms part of a National Park or Wildlife Sanctuary.
4. Type and extent of vegetation in the area.

(xii) The area applied for should be marked on plan as detailed below:--

(a) In case a cadastral Map of the area is available, the area on this map should be marked showing the name of the village, Khasra number and area in hectares of each field and part thereof.

(b) In the case of forest maps the area should be marked on the map showing the range and land details.

(xiii) Particulars of the area mineral-wise in each State duly supported by an affidavit for which the applicant or any person joint in interest with him--

(a) already holds under mining lease;

(b) has already applied for but not granted;

c) being applied for simultaneously.

(xiv) Nature of joint in interest, if any.

(xv) (a) Does the applicant hold a prospecting licence over the area mentioned at(ix) above? If so, give its number and date of grant and the date when it is due to expire.

(b) Has the applicant carried out the prospecting operations over the area held under prospecting licence and submitted his report to the State Government. If yes reference of the report submitted.

(xvi) Broad parameters of the mineral/ore body/bodies found in prospecting licence.

(a) Strike length, average width and dip.

(b) Wall rocks on hanging and foot wall sides.

(c) Whether area is considerably disturbed geologically or is comparatively free of geological disturbance? (copy of geological map of the area is to be attached.)

(d) Reserves assessed with their grade(s)(chemical analysis reports of representative samples are to be attached).

(e) Whether the area is virgin? If not, the extent to which it has already been worked, in case there are old workings, their locations are to be shown on the geological map of the area.

(xvii) Broad parameters of the mine--

(a) Proposed date of commencement of the mining operations.

(b) Proposed rate of mineral production during the first 5 years (year-wise)

(c) Proposed rate of production when mine is fully developed.

(d) Anticipated life of the mine.

(e) Proposed method of mining.

(f) Nature of the land chosen for dumping over burden/waste and tailings (that is type of land whether agricultural, grazing land, barren, saline land etc.) and whether proposed site has been shown on the mine working plan. Give also the extent of area in hectares set apart for dumping of waste and tailings.
(xviii) A report giving the details of prospecting carried out in the area together with assessment of the ore reserves, geological plans, results of chemical analysis of the representative samples, and boreholes and logs.

(xix) Manner in which the mineral raised is to be utilised.

(a) (i) If for captive use, the location of plant and industry.

(ii) For sale for indigenous consumption.

(b) If for exports to foreign countries indicate:

(i) Name of the countries to which it is likely to be exported where the mine is being set up on 100% export oriented or tied-up basis.

(ii) Whether mineral will be exported in raw form or after processing. Also indicate the stage of processing, whether intermediate stage or final stage of the end-product.

(c) If it is to be used within the country, indicate -

(i) The industry/industries in which it would be used.

(ii) Whether it will be supplied in raw form or after processing (crushing/grinding/beneficiation/calcining).

(iii) Whether it would need upgradation and if so, whether it is proposed to set up beneficiation plant. Also indicate the capacity of such plant and the time by which it would be set up.

(d) In case of high bulk minerals/ores details of existing railway transport facility available and additional transport facility, if any. required.

(xx) Name, qualification and experience of the Technical Personnel available for supervising the mines.

(xx-i) (i) Financial resources of the applicant including solvency certificate.

(ii) Anticipated yearly financial investment during the course of mine construction and aggregate investment up to the stage of commencement of commercial production.

(xxii) (a) Nature of waste water, (e.g. whether acidic). If so, expected pH value.

(b) The application form should be accompanied by a statement of the salient features of the scheme of mining. This should be generally on the lines of the "Project at a Glance" given in a mining feasibility report including features relating to the protection of environment.

If we do hereby declare that the particulars furnished above are correct and am/are ready to furnish any other details including accurate plans and security deposit, as may be required by you.

Place
Date

Yours faithfully,

Signature of the applicant
APPLICATION FOR RENEWAL OF MINING LEASE

[See rule -84(1)]

(To be submitted in quadruplicate)

GOVERNMENT OF

Received at ....................................................... (Place) on .................................(Date)

Initial of Receiving Officer Dated.......................... the day of

To

Through

Sir,

I/We request for renewal of my/our mining lease under the Uttar Pradesh Minor Mineral Concession Rules, 1963. A sum of Rs. 25000 being the application fee payable under rule 87 of the said rules has been deposited. (vide receipt Challan No.…………………dated………………of the State Bank of India/Treasury…………………)

2. The required particulars are given below:

(i) Name of the applicant with complete address.

(ii) Is the applicant a private individual/private company/public company/firm or association?

(iii) In case applicant is:

(a) an individual, his nationality,

(b) a company, an attested copy of the certificate of registration shall be enclosed.

(c) a firm or association, the nationality of all the partners of the firm or members of the association.

(iv) Profession or nature of business of applicant.

(v) No. and date of the valid clearance certificate of payment of mining dues (copy enclosed).

(vi) (a) Particulars of the mining lease of which renewal is desired.

(b) Details of previous renewal granted, if any.

(vii) Period for which renewal of mining lease is required.

(viii) Whether renewal is applied for the whole or part of the leasehold.

(ix) (a) Does the applicant continue to have surface rights over the area of the land for which he requires renewal of the mining lease.

(b) If not, has he obtained the consent of the owner and occupier for undertaking mining operations. If so, the consent of the owner and occupier of the land obtained in writing be filed

(x) Particulars of the areas mineral-wise in each State duly supported by affidavit for which the applicant or any person joint in interest with him

(a) already holds under mining lease;

(b) has already applied for but not granted; or

(c) being applied for simultaneously.

(xi) a mining plan which shall include:

(a) the plan of the area showing the nature and extent of the mineral body, spot or spots where the excavation is to be done in the first year and its extent, a detailed cross-section and detailed plan of spot(s) of excavation based on prospecting data gathered by the applicant, a tentative scheme of mining for the first five years of the lease;
(b) the details of geology and lithology of the area, the extent of manual mining through machines;

(c) annual programme and plan for excavation for five years, and

(d) the plan of the area showing natural water courses; limit of reserved and forest areas and density of trees, assessment of impact of mining activity of Forest, Lake, surface and Environment including air and water pollution, and details of the scheme for afforestation, land reclamation, use of pollution control devices.

(xii) Is the mineral going to be used in his own industry? if so, give full details.

(xiii) In case the renewal applied for is only for part of the lease hold:

(a) the area applied for renewal,

(b) description of the area applied for renewal (description should be adequate for the purpose of demarcating the plot),

(c) particulars of map of the leasehold with area applied for renewal clearly marked on it (attached),

(d) particulars of existing or created dumps of ore, if any.

(xiv) Means by which the mineral is to be raised, i.e., by hand, labour or mechanical or electric power.

(xv) Manner in which the mineral raised is to be utilised:

(a) for manufacture in India,

(b) for exports to foreign countries,

(c) in the former case the industries in connection with which it is required, should be specified. In the latter case, the countries to which the mineral will be exported and whether the mineral is to be exported after processing or in raw form should be stated.

(xvi) Details of output during the last three years and phased programme for production during the next three years along with a layout plan for development, if any.

(xvii) Any other particulars which the applicant wishes to furnish.

I/We do hereby declare that the particulars furnished above are correct and am/are ready to furnish any other details, including accurate plans as required by you before the grant of renewal of the lease.

Place
Date

Yours faithfully,

Signature and designation of the applicant.
1. Serial No.
2. Date of application for mining lease.
3. Date on which application was received by the Receiving Officer.
4. Name of the applicant with full address.
5. Situation and boundaries of the land applied for.
6. Estimated area of the land.
7. Particulars of minerals which the applicant desires to mine.
8. Particulars of the prospecting licence if the area applied for is covered by it.
10. Final disposal of the application together with number and date of the order.
12. Signature of the officer.

---

1. Serial No.
2. Name of the lessee
3. Residence with complete address of lessee
4. Date of application.
5. Date on which application was received by Receiving Officer
6. (a) Number and date of grant of lease.
   (b) Date of execution of mining lease.
7. Situation and boundaries of the land.
8. Total area for which lease has been granted.
9. Mineral or minerals for which lease originally granted.
10. Mineral or minerals added to the mining lease with date.
11. Period for which granted.
12. Date and period of renewal.
13. Date of change together with details of change that take place in name, nationality or other particulars of the holder of mining lease.
14. Date of assignment of transfer of the lease, if any, and the name and address of the assignee/ transferee.
15. Date of expiry or relinquishment or cancellation.
16. Date from which the area is available for regrant
17. Remarks
18. Signature of the officer.
REGISTER OF APPLICATIONS FOR PROSPECTING LICENCES
[See rule 103(a)]

1. Serial No
2. Date of application of P.L.
3. Date on which application was received by the Receiving Officer
4. Name of the applicant with full address
5. Situation and boundaries of the land applied for
6. Estimated area of the land
7. Particulars of the minerals which the applicant desired to prospect
8. Application fee paid
9. Remarks
10. Final disposal of the application together with number and date of the order
11. Signature of the Office

REGISTER OF PROSPECTING LICENCES
[See rule 103(b)]

1. Serial number
2. Name of the licensee
3. Residence with complete address of the licensee
4. Date of application
5. Date on which application was received by the Receiving Officer
6. Situation and boundaries of the land
7. The details of the area and the minerals in each State. State for which the applicant holds
   prospecting licence on the basis of information supplied by the licensee
8. Total area for which licence granted
9. (a) Number and date of grant of the licence
   (b) Date of execution of prospecting licence agreement
10. The mineral or minerals for which prospecting licence has been granted
11. Period for which granted
12. Date and period of renewal
13. Application fee paid
14. Prospecting fee and royalty, if payable
15. Amount of security deposit
16. Particulars of disposal or refund of security deposit
17. Date of application for mining lease (if any)
18. Date of assignment or transfer of licence, if any, and the name and address, of the
    assignee/transferor
19. Date of expiry or relinquishment or cancellation of licence or grant of mining lease
20. Date from which the area is available for regrant
21. Remarks
22. Signature of the Officer

By order,
GURDEEP SINGH,
Pramukh Sachiv.

2. First Amendment was issued vide notification No. 331- M/XVII F.M. 331-66 dated November, 16 1968.


4. Third Amendment was issued vide notification No.3389- M-X/VIII F-15 MM-68, dated August, 1970.

5. Fourth Amendment was issued vide notification No. 2746- M/XVIII-12(3)(14)-72, dated December, 28, 1972 Published in the U.P. Extra-ordinary Gazette, dated December 31, 1972

6. Fifth Amendment was issued vide notification No. 4669- XVIII-12-57-75 dated September, 14, 1976. Published in the U.P. Extra-ordinary Gazette, dated September, 15, 1976

7. Sixth Amendment was issued vide notification No. 1518-XVIII-12-200-77 dated April, 25, 1978. Published in the U.P. Extra-ordinary Gazette, dated May 01, 1978


15. Fourteenth Amendment was issued vide notification No. 6689-XVIII-12-206-85 dated August, 12, 1985. Published in the U.P. Extra-ordinary Gazette, dated August, 20, 1985


17. Sixteenth Amendment was issued vide notification No.2931 XVIII-12-90-03(16)-90 dated June, 30, 1990. Published in the U.P. Extra-ordinary Gazette, dated July, 07, 1990

18. Seventeenth Amendment was issued vide notification No.5233 XVIII-12-90-10-90 dated September, 1990. Published in the U.P. Extra-ordinary Gazette, dated October 20, 1990

19. Eighteenth Amendment was issued vide notification No.1862/XVIII-12-93-200-dated July, 19, 1993. Published in the U.P. Extra-ordinary Gazette, dated August, 14, 1993

20. Nineteenth Amendment was issued vide notification No.2835 XVIII-12-93-200-70 dated November, 25, 1993. Published in the U.P. Extra-ordinary Gazette, dated January, 01, 1994
21-Twentieth Amendment was issued vide notification No. 3871/XVII-12-94-10-90 dated August 27, 1994.
PUBLISHED IN THE U.P. EXTRA-ORDINARY GAZETTE, DATED AUGUST 27, 1994

22-Twenty First Amendment was issued vide notification No. 5471/XVII-12-94-10-90-TC dated February 02, 1995. Published in the U.P. Extra-ordinary Gazette, dated February, 11, 1995


24-Twenty Third Amendment was issued vide notification No. 859/77-5-2001-8(204)/95TC dated March 01, 2001. Published in the U.P. Extra-ordinary Gazette, dated March 31, 2001

25-Twenty Fourth Amendment was issued vide notification No. 1615/77-5-2001-200-77 dated March 01, 2001. Published in the U.P. Extra-ordinary Gazette, dated March 28, 2001

26-Twenty Fifth Amendment was issued vide notification No. 1773/77-5-2002-729SID(R)2 2001 dated April 12, 2002. Published in the U.P. Extra-ordinary Gazette, dated April 12, 2002

27-Twenty Sixth Amendment was issued vide notification No. 1666/77-5-2002-729 CID(R)/2001 dated June 22, 2004. Published in the U.P. Extra-ordinary Gazette, dated June 22, 2004

28-Twenty Seventh Amendment was issued vide notification No. 5666/77-5-2002-8(204)/95 dated October 16, 2004. Published in the U.P. Extra-ordinary Gazette, dated October 16, 2004

29-Twenty Eighth Amendment was issued vide notification No. 6714/77-5-2004-200-77 dated December 15, 2004. Published in the U.P. Extra-ordinary Gazette, dated December 15, 2004


31-Thirtieth Amendment was issued vide notification No. 5130/86-2009-269/77T.C II, dated 02 June, 2009. Published in the U.P. Extra-ordinary Gazette, dated 02 June, 2009

32-Thirty First Amendment was issued vide notification no. 336/86-10-141/07, DATED January 29, 2010

33-Thirty Second Amendment was issued vide notification no. 1704/86-2010-83-2010, DATED 12 May, 2010. Published in the U.P. Extra-ordinary Gazette dated 12 May, 2010

34-Thirty Third Amendment was issued vide Notification no. 7338/86-2011-183/2011, dated 01 December 2011.


By order,

GENDAN LAL,
Joint Secretary.