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2011



Reg. No. രജി. നമ്പർ  
KL/TV(N)/12/2010-2011

## KERALA GAZETTE

കേരള ഗസറ്റ്

EXTRAORDINARY

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GOVERNMENT OF KERALA

Industries (A) Department

NOTIFICATION

G. O. (P) No. 201/2011/ID. Dated, Thiruvananthapuram, 26th September, 2011.

**S. R. O. No. 660/2011.**—In exercise of the powers conferred by sub-section (1) of section 15 of the Mines and Minerals (Development and Regulation) Act, 1957 (Central Act 67 of 1957), the Government of Kerala hereby make the following rules further to amend the Kerala Minor Mineral Concession Rules, 1967 issued under Notification No. 15203/E2/63/ID dated 24th November, 1967 and published as S. R. O. No. 364/67 in Part I, Section (iv) of the Kerala Gazette No. 49 dated 12th December, 1967, namely:—

### RULES

1. *Short title and commencement.*—(1) These rules may be called the Kerala Minor Mineral Concession (Amendment) Rules, 2011.

(2) They shall come into force at once.

33/3851/2011/DTP.

2. *Amendment of the Rules.*—In the Kerala Minor Mineral Concession Rules, 1967,—

(a) in rule 3, after clause 3 (ivA), the following clause shall be inserted, namely:—

(ivB) “Consolidated Royalty Payment System (CRP System) for Granite Dimension Stones” means a mode of advance payment of consolidated royalty for extraction and removal of Granite Dimension Stones specified in item 3 of Schedule I of these rules by the lessees who possess quarrying leases for the extraction and removal of Dimension Stones at the rates specified in Schedule VI;

(b) in rule 17, after sub-rule (1A), the following sub-rule shall be inserted, namely:—

(“1B) The holder of a quarrying lease for extraction and removal of Granite Dimension Stones as specified in item 3 of Schedule I of these rules may opt for the payment of consolidated royalty at the rates specified in Schedule VI. The period of movement permit for removal of Dimension Stones on payment of such royalty shall be for the financial year for which it is granted and the period shall expire on the 31st of March every year unless it is rescinded by the competent authority earlier.

(c) in rule 28 for sub-rule (1A), the following sub-rule shall be substituted, namely:—

“(1A) In respect of dimension stones as specified in item 3 of Schedule I of these rules, the period of lease shall not exceed 10 years.”

(d) in rule 58, after sub-rule (4), the following sub-rule shall be inserted, namely:—

“(5) Whenever a lessee who opted for the payment of royalty as specified in sub-rule (1B) of rule 17, extracts Dimension Stones exceeding the area permitted for extraction, he shall be liable for payment of the entire quantity of mineral extracted at the rate of royalty of Dimension Stones as specified in item 3 of Schedule I”.



(e) after Schedule V, the following Schedule shall be added, namely:—

SCHEDULE VI  
CONSOLIDATED ROYALTY FOR DIMENSION STONES  
[See Rules 3 (iv B) 8A and 17 (1B)]

Sl. No.	Area of lease hold (in hectares)	Annual Consolidated Royalty (Rs.)
1	upto 1.50	10 lakhs
2	Above 1.50 to 2.00	15 lakhs
3	Above 2.00 to 3.00	20 lakhs
4	Above 3.00 to 4.00	25 lakhs
5	Above 4.00	50 lakhs

By order of the Governor,

T. BALAKRISHNAN,

*Additional Chief Secretary to Government.*

**Explanatory Note**

(This does not form part of the notification, but is intended to indicate its general purport.)

As per sub-section (15) of the Mines and Minerals (Regulation and Development) Act, 1957 (Central Act 67 of 1957), the holder of a mining lease or any other mineral concession granted under any rule made under sub-section (1) shall pay royalty at the rate prescribed in the rules framed by the State Government in respect of minor minerals.

The Granite Dimension Stones are mined and transported as per the permit issued by the Director of Mining and Geology, under Kerala Minor Mineral Concession Rules, 1967. The lessee has to execute a lease deed before commencing quarrying operations. After mining the dimension stones, the lessee should report the matter to the District Geologist for fixing royalty. But, now it has been ensured that, the existing system of royalty collection for Granite Dimension Stones, is not effective and thus it cause heavy royalty evasion and huge loss to State exchequer.

Accordingly, Government have decided to amend Kerala Minor Mineral Concession Rules, 1967 by revising the rate of royalty for Granite Dimension Stone, by introducing Consolidated Royalty Payment System (CRP System) for Granite Dimension Stones, based on the area of lease hold (in Hectares).

This notification is intended to achieve the above object.