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Government of Kerala
കേരള സർക്കാർ
2002



Reg. No. KL/TV(N)/12/2002
രജി. നമ്പർ

KERALA GAZETTE

കേരള ഗസറ്റ്

EXTRAORDINARY

അസാധാരണം

PUBLISHED BY AUTHORITY

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GOVERNMENT OF KERALA Industries (L) Department NOTIFICATION

G. O. (Ms.) No. 19/2002. Dated, Thiruvananthapuram, 28th February, 2002.

S. R. O. No. 152/2002.—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 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, 2001.

(2) They shall come in to force at once.

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

(i) In rule 3 after clause (ix) the following clause shall be inserted, namely:—

“(ix A) “registered metal crusher unit” means a unit engaged in the business of crushing granite stones into aggregates by means of mechanical devices that conform to specific jaw sizes and dimensions, which has been duly registered with the Department of Mining and Geology and possessing valid quarrying lease or permit, as the case may be, on payment of Consolidated Royalty at the rates specified in Schedule IV;”

(ii) After Chapter VII A, the following Chapter shall be inserted, namely:—

“CHAPTER VII B

CONSOLIDATED ROYALTY

48P. *Payment of consolidated royalty.*—Notwithstanding anything contrary contained in any other provisions of these rules, a holder of registered metal crusher unit for production of metals of various size from granite building stones, who is in possession of quarrying lease or permit, as the case may be, shall opt to pay consolidated royalty at the rates specified in Schedule IV instead of paying royalty at the rates specified in Schedule I.

48Q. *Form and manner of application for registered metal crusher unit.*—

(a) Every application for registration of metal crusher unit shall be made to the competent authority or to the persons authorized in this behalf in Form R.

(b) Every such application shall be accompanied by,

(i) a treasury receipted chalan for the amount of fee at the rates shown in Schedule IV remitted under the relevant receipt head of the Department of Mining and Geology.

(ii) A location map showing the exact location of the registered crusher unit (Survey No. and other details of the place on which such a depot is situated).

(c) Every application for renewal of registration shall be made at least one month before the date on which the license is due to expire, accompanied by a treasury receipted chalan for the fee at the rate shown in Schedule IV remitted under the relevant receipt head of the Department of Mining and Geology. The renewal of the registration shall be granted only to those of the crushers having a valid mineral concession such as quarrying lease or quarrying permit.

48R. *Form and particulars for the grant of registration of registered metal crusher unit.*—(1) On receipt of an application for the grant of registration of a metal crusher unit or its renewal, the competent authority after making such enquiry as it deems fit may grant or renew a registration in Form S or refuse to grant a registration.

(2) Every registration issued under sub-rule (1) shall be subject to such conditions and restrictions as may be specified therein and to the provisions of the Act and rules.

48S. *Licensing-Grant or refusal to register metal crusher unit.*—In granting or refusing license to a metal crusher unit under sub rule (1) of rule 48R the competent authority shall take into consideration the following matters, namely:—

(i) The request for registration owned by any co-operative society in the locality possessing valid mineral concession such as quarrying lease or permit.

(ii) The number of registered metal crusher unit in the area.

(iii) Availability of the granite building stones for crushing.

48T. *Display of license of a registered metal crusher unit.*—Every registered metal crusher unit shall display the registration granted to him under sub-rule (1) of rule 48R in a prominent place of the premises open to the public.

48U. *Loss of license of registered metal crusher unit.*—A true copy of the registration may be issued to the registered metal crusher unit on payment of one hundred rupees if the competent authority is convinced that the original registration is damaged, defaced or lost.

48V. *Cancellation of license of registered metal crusher unit.*—If a registered metal crusher unit fails to comply with any of the conditions of the registration or any of the provisions of the Act, Rules, Orders in this regard, the competent authority may by an order in writing rescind the registration issued under these rules.

48W. *Period of license of registered metal crusher unit.*—The period of registration shall be for the financial year for which it is granted and the period shall expire on the 31st March every year unless the competent authority rescinds it earlier.

48X. *Cash bills of registered metal crusher unit.*—The owner or agent of a registered metal crusher unit shall cause to issue cash bills on every consignment despatched from the premises of the registered metal crusher unit showing therein the registration number allotted by the competent authority together with the details of remittance of consolidated royalty, duly authenticated by the competent authority or the persons authorised in this behalf ;”

(iii) After Form Q the following Forms shall be added, namely:—

“FORM R
(See rule 48 Q)

Application for Grant/Renewal of Registration as “Registered Metal Crusher Unit”.

To

The Director of Mining and Geology
Through the Geologist District Office,
.....District.

Sir,

I/We request that my/our metal crusher unit may be registered to sell aggregates under the Kerala Minor Minerals Concession Rules, 1967.

The fee of Rs..... payable for the grant/renewal of registration has been paid and Treasury Chalan Receipt No..... dated..... is enclosed in original.

The required particulars are given below:

1. Name of the applicant with completed address:
2. Is the applicant a private individual/private/public/company/firm or association?
3. In case the applicant is,
 - (a) An individual, his nationality;
 - (b) A private company, the nationality of all members of the company along with place of registration:

(c) A public company, the nationality of Directors, the percentage of share capital held by Indian Nationals along with place of incorporation:

(d) A firm or association, the nationality of all partners of the firm or members of association:

4. Sizes of jaws in the metal crusher unit and the number of jaws employed for crushing:

5. Details of the Locations of the Quarrying Lease/Permit (Address, Sy. No. etc. of the area in which the QL/QP is situated and validity of quarrying lease/permit are to be furnished along with a location map):

6. Particulars of the previous registration, if applying for renewal:

I/We do hereby declare that the particulars furnished above are correct and am/are ready to furnish other details including security deposit etc. as may be required by you.

Yours faithfully,

Name and Signature of the Applicant.

Place :

Date :

FORM S

REGISTRATION AS REGISTERED METAL CRUSHER UNIT

(See rule 48 R)

A registration to register as registered metal crusher unit for making various sizes of aggregates from granite building stones under the Kerala Minor Mineral Concession Rules, 1967,.....is hereby registered to operate the crushing units and sell the aggregates made from granite building stones thereof.

Jaw size

No. of jaws

Location of the registered crusher unit and the facility.

This registration will be in force for the financial year 200....-200....

The registration already granted and which expired on 31st March 200... is renewed up to 31st March 200....

CONDITIONS FOR REGISTRATION

The registration shall be displayed in a prominent place in a part of the premises open to the public.

The registered crusher unit shall comply with the provisions of the Mines and Minerals (Development and Regulation) Act, 1957 and the Kerala Minor Mineral Concession Rules, 1967 and all orders issued by the competent authority in this regard.

The registered metal crusher unit shall display in a prominent place in a part of the premises the true list of granite aggregates offered for sale by them.

Dated this.....day of200...

Seal of the competent authority.

Signature of the competent authority:

(iv) after Schedule III the following Schedule shall be added, namely:—

"SCHEDULE IV

CONSOLIDATED ROYALTY

(See Rules 3, 48 P, 48 Q)

Sl. No.	Jaw size of the metal crusher (cm)	Annual consolidated royalty per machine
1	30.48 x 17.78 to 40.64x22.86	Rs. 25,000
2	Greater than 40.64 x 22.86 to 76.20 x 20.32	Rs. 50,000
3	Greater than 76.20 x 20.32, 76.20 x 22.86, 106.68 x 15.24	Rs. 1,00,000"

By order of the Governor,

JOHN MATHAI,

Principal Secretary to Government.

Explanatory Note

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

As per para 208 of the Budget Speech 2000-2001 Government have proposed to introduce a new compounding system for realization of royalty from granite metal quarries based on the number and size of the metal crushing machines in order to make the collection simple and easy. Now the Government have decided to implement the above said proposal.

Hence this Notification.

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