

PART I

GOVERNMENT OF KERALA
Industries (G) Department
NOTIFICATION

No. 11740/G3/75/I 2.

Dated, Trivandrum, 22nd July 1975.

In exercise of the powers conferred by subsection (1) of section 15 of the Mines and Minerals (Regulation and Development) Act, 1957 (Central Act 67 of 1957 and all other powers enabling it in this behalf the Government of Kerala hereby make the following amendments to "the Kerala Minor Mineral Concession Rules, 1967" namely:—

AMENDMENT

In the said rules:—

In rule 48-K, after the words "from the person" occurring at the end the following shall be added namely:—

"and also seize the receptacles in which the same is found and the carts, vehicles or other conveyances used in carrying the same:

Provided that the person in charge of any "vessel, vehicle or animal shall cause it to stop and to remain stationary so long as it may do so by any officer of the Department of Mining and Geology or Police or any other person duly authorised in that behalf for the purpose of making any recovery under this rule".

This amendment shall come into force on and with effect from 22nd July, 1975.

By order of the Governor,
K. NARAYANAN,
Special Secretary to Government.

Explanatory Note

(This is not a part of the amendment, but is intended to indicate its general purport.)

Rule 48 K of Kerala Minor Mineral Concession Rules, 1967 provides that any consignment of Minor mineral without a valid cash memorandum shall be considered as illicit and the competent authority or such authorised person may recover the mineral from the person. The Director of Mining and Geology has reported that unauthorised dealing in minor minerals can be prevented to a great extent by stopping and searching the vehicles in which the minerals are transported. For the purpose of evidence to initiate prosecution against the offenders of law, unauthorisedly quarried and transported minor mineral has to be produced before the court, for which the vehicle also has to be seized. The existing rules do not provide for these measures, and hence the amendment.