



# TAMIL NADU GOVERNMENT GAZETTE

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## Part III—Section 1(a)

**General Statutory Rules, Notifications, Orders, Regulations, etc.,  
issued by Secretariat Departments.**

### **NOTIFICATIONS BY GOVERNMENT**

#### **INDUSTRIES DEPARTMENT**

AMENDMENTS TO THE TAMIL NADU MINOR MINERAL CONCESSION RULES, 1959.

[G.O. Ms. No. 32, Industries (MMC2), 11th February 2011.]

#### **No. SRO A- 5(a) /2011.**

In exercise of the powers conferred by section 15 of the Mines and Mineral (Development and Regulation) Act, 1957 (Central Act 67 of 1957), the Governor of Tamil Nadu hereby makes the following amendments to the Tamil Nadu Minor Mineral Concession Rules, 1959.

2. The amendments hereby made shall come into force on the 11th Day of February 2011.

#### AMENDMENTS.

In the said Rules,—

1. after rule 38-B, the following rule shall be added, namely:—

“38-C. *Storage and transportation of sand.*—(1) (a) No person shall transport sand without a valid transport permit issued by the Public Works Department or without a sale slip of license duly authenticated by the taluk headquarters Deputy Tahsildar of the jurisdiction from which the sand is transported.

(b) No person shall stock sand for sale in any place without a valid licence.

(2) (a) No person shall transport sand in any vehicle from the quarry of the Public Works Department without a transport permit issued by the Public Works Department as in Appendix-XVII.

(b) No person shall transport sand in any vehicle from the stockyard without the sale slip issued by the licensee as in Appendix-XVIII and duly authenticated by the taluk headquarters Deputy Tahsildar as in Appendix-XIX.

(3) Any person who intends to store sand for sale shall make an application for grant of licence in the form in Appendix-XX to the District Collector concerned:

Provided that if any person who has stored sand for the purpose of sale on the date of coming into force of this rule shall apply to the District Collector in the said form for grant of licence for the purpose of this rule within sixty days from the date of coming into force of this rule.

[ 1 ]

(4) The person who makes an application as in Appendix-XX for the grant of licence, shall remit a non-refundable application fee of Rs.5000/- (Rupees five thousand only) to the District Collector concerned.

(5) On an application made provided that where the application is not complete in all material particulars, or is not accompanied by the required documents, the District Collector shall return or by notice require the applicant to supply the omission or furnish the document as the case may be within a period of ten days from the date of receipt of such notice under sub-rule (3). The District Collector may refer the said application to the Assistant Director or the Deputy Director of Geology and Mining concerned in the district for inspection of the area and report.

(6) (a) On receipt of inspection report from the Assistant Director or the Deputy Director of Geology and Mining as the case may be, the District Collector may grant a licence in the form in Appendix-XXI or for the reasons recorded in writing, refuse to grant such licence.

(b) The District Collector shall pass orders on the application within a period of thirty days from the date of receipt of the application:

Provided that the aforesaid period of thirty days shall be applicable only if the application for licence is complete in all respects. In respect of re-submitted applications, the said period shall be reckoned only from the date of re-submission of such application.

(7) The period of licence shall not exceed one year from the date of grant of licence.

(8) A licence may be renewed for a period of not exceeding one year from the date of expiry of licence granted under clause (a) of sub-rule (6). The application for renewal shall be submitted thirty days before the date of expiry of licence. The procedure specified for grant of licence and fee shall apply for renewal *mutatis mutandis*.

(9) When the licensee sells the sand from the stockyard, the licensee shall submit the original transport permit issued by the Public Works Department to the concerned taluk headquarter Deputy Tahsildar along with the sale slip issued by him. The taluk headquarter Deputy Tahsildar shall affix the seal as in Appendix-XIX on the quantum of sale slip which is equivalent of the quantum of sand transported with the Public Works Department transport permit slip and also make necessary endorsement on the original transport permit submitted by the licensee.

(10) Every licensee shall submit a monthly return as in Appendix-XXII to the District Collector before 10th of succeeding month.

(11) Non-possession of transport permit or sale slip for transport of the sand shall be construed as illicit transportation of sand.

(12) Whenever any person stocks the sand or transports or causes to be transported the sand without any lawful authority, and for that purpose uses any tool, equipment, vehicle or any other thing, such sand, tool, equipment, vehicle or any other thing shall be liable to be seized by the competent authorities and shall also liable for confiscation of the same. For such confiscation, the competent authorities shall make a compliant in this behalf before the competent Court. Before making such compliant, the competent authorities shall obtain specific sanction of the District Collector, for making such a compliant.

(13) The taluk headquarter Deputy Tahsildar who authenticates the sale slip shall maintain a day book register, indicating date wise number of authentication made by him, to whom it has been made and the quantum of sand for which sale slips are issued and such other particulars as are required.

(14) The taluk headquarter Deputy Tahsildar at the end of each month shall prepare and submit a return on the number of sale slips authenticated, to whom it has been issued and the quantum of sand covered therein to the District Collector concerned and such return shall be submitted before 10th of succeeding month.

(15) If any violation of condition of licence is found, the District Collector concerned shall cancel the licence after affording an opportunity of hearing to the licensee.

**Explanation,— For the purpose of this rule:—**

(i) "competent authority" means the person as authorized under the Mines & Minerals (Development & Regulation) Act, 1957;

(ii) "stockyard" shall mean a place where a licensee stores the sand purchased from Public Works Department;

(iii) "sale slip" shall mean an authenticate proof for sale of sand from the stockyard;

(iv) "sand" means ordinary sand used for construction purpose which includes processed and filtered sand other than industrial sands like silica sand or Garnet sand";

2. after Appendix-XVI, the following Appendices shall be added, namely:—

**APPENDIX-XVII**  
[See rule 38-C(2)(a)]

TRANSPORT PERMIT FOR SAND ISSUED BY PUBLIC WORKS DEPARTMENT

Book Number:

Permit Number:

Date:

1. Government order No. \_\_\_\_\_ and date / the District Collectors  
Proceedings No. \_\_\_\_\_ and date in which sand quarry permit is granted.
2. Location of the Public Works Department sand quarrying point.
  - (i) Name of the Village Panchayat/ \_\_\_\_\_ :  
Town Panchayat /Township /  
Municipality / Corporation in  
which the quarry is located.
  - (ii) Name of the revenue village in \_\_\_\_\_ :  
which the quarry is located.
  - (iii) Field Survey Number \_\_\_\_\_ :
3. Quantity of sand permitted for transportation \_\_\_\_\_ :
4. (i) Details of value of sand \_\_\_\_\_ :  
(ii) Receipt Number \_\_\_\_\_ :  
(iii) Date and time of issue of permit \_\_\_\_\_ :  
(iv) Amount remitted \_\_\_\_\_ :
5. (i) Transport permit (Bill Number) \_\_\_\_\_ :  
(ii) Vehicle Number \_\_\_\_\_ :  
(iii) Date of issue of transport permit \_\_\_\_\_ :  
(iv) Destination \_\_\_\_\_ :
6. Name and Signature of permit holder \_\_\_\_\_ :  
or his power agent
7. Validity period of this permit \_\_\_\_\_ :  
From \_\_\_\_\_  
To \_\_\_\_\_  
(should be restricted to a maximum of seven days only)
8. (i) Signature of the Driver \_\_\_\_\_ :  
(ii) Office seal \_\_\_\_\_ :

Signature of the Issuing Authority

Office Seal:

Name:

Designation:

CONDITIONS

1. Particulars upto Serial No. 5 and signature in Serial No. 6 should be first filled up and thereafter Serial Nos. 7 and 8 should be filled up, then only the issuing authority should be signed.
2. The office seal shall be imposed only in the space indicated in the permit.
3. This permit is non transferable.
4. This permit is valid for a maximum period of seven days only from the date of issue. The licensee should maintain a Register containing the particulars on the quantity of sand purchased from the Public Works Department quarry, the quantity of sand sold to the individual customers from the stockyard and the balance stock of sand available at the stockyard. The Register should be in the following format:—

<i>Serial Number.</i>	<i>Date</i>	<i>Quantum purchased from Public Works Department (Number of Lorry loads/ Cubic meters).</i>	<i>Quantum sold from the stockyard (Number of lorry loads /Cubic meters).</i>	<i>Balance Quantum of sand (Number of Lorry loads/ Cubic meters) stored at the Stockyard.</i>
(1)	(2)	(3)	(4)	(5)

5. The stockyard should not be near the quarry site or on the river bank.
6. A copy of this permit should be kept in the quarry site with the permit holder.
7. The first copy of this permit should be issued to the permit holder and the second copy shall be retained by the authority issuing the transport permit.
8. This permit is issued subject to the compliance of the provisions of the Tamil Nadu Minor Mineral Concession Rules, 1959 and any other special conditions imposed by the authorities concerned from time to time.

APPENDIX-XVIII

[See rule 38 – C (2) (b)]

SALE SLIP ISSUED BY THE LICENSEE AT THE STOCKYARD

Book No.

Permit Slip Number:

Date :

- Name and address of the licensee :
- Licence Number and date :
- Expiry date :
- Officer who authenticates the sale slip :
1. (i) Name of the person to whom the sand is sold :
  - (ii) Place to which sand is transported :
  - (iii) Quantum of sand transported (Number of units / cubic meters) from the stockyard :
  - (iv) Balance Quantum of sand at the stockyard :
  - (v) Approximate time to be taken to reach the destination :

- (vi) Registration Number of the vehicle transporting the sand :
- (vii) Departure time of the vehicle from the stockyard :
- (viii) Name and signature of the driver of the vehicle transporting the sand :
2. (i) Signature of the licensee or person authorized by the licensee at the stockyard of licensee. :
- (ii) Date and time of issue of sale slip to the driver of the vehicle :

**APPENDIX-XIX**

[See rule 38 – C (2)(b)]

## FORM OF THE SEAL OF TALUK HEADQUARTERS DEPUTY TAHSILDAR TO BE AFFIXED AT THE BACK OF THE SALE SLIP ISSUED BY LICENSEE

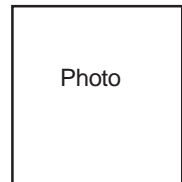
1. Name of the Licensee :
2. Licence Number and date :
3. Validity period :
4. Permit Number and Date :
5. Signature with Office seal :
6. Date of issue :

**APPENDIX-XX**

[See rule 38-C(3)]

## APPLICATION FOR GRANT / RENEWAL OF LICENCE FOR STORAGE AND TRANSPORTATION OF SAND

From  
 .....  
 .....



To  
 The District Collector  
 .....District  
 Sir,

I / We request that a licence or renewal of licence under rule 38-C of the Tamil Nadu Minor Mineral Concession Rules, 1959, may be granted to me / us for storage and transportation of sand purchased from the Public Works Department quarries.

2. A sum of Rs.5,000/- (Rupees five thousand only) being non-refundable application fee for Licence / renewal of licence has been remitted under the following head of account:—

0853- Non ferrous Mining and Metallurgical Industries—  
 102. Mineral Concession Fees, Rent and Royalties-A Quarries  
 and Minerals – D.P. Code 0853.00.102-AA- 0007

3. I / we enclose the original chalan No.\_\_\_\_\_ Dt.\_\_\_\_\_

4. I/we submit that in the area furnished herein is the place where I / we would keep the sand purchased from the Public Works Department.

Name of Taluk	Number and Name of the Village	Survey Field No.	Area in Hect. with boundaries (North, South West and East)
(1)	(2)	(3)	(4)

5. If in case of application of Renewal: (details of previous licence granted, to be enclosed).

6. I / We do hereby declare that the particulars furnished above are correct to the best of my / our knowledge and ready to furnish any other details and ready to remit any other fees as may be required by the Government or District Collector. I / we hereby swear and state that I / we am/ are aware of the provisions contained in the Tamil Nadu Minor Mineral Concession Rules, 1959, in respect of granting of licence applied for and other conditions stipulated in connection with the storage and transportation of sand purchased from Public Works Department.

Yours faithfully,

Place:

Date:

(Signature of the applicant/s)

**APPENDIX – XXI**  
 [See rule 38- C (6) (a)]

**LICENCE GRANTED FOR STORAGE AND TRANSPORTATION OF SAND**

Licence No.

Date:



WHEREAS, Thiru / Tvl. .... (with address) has / have applied for grant of licence under rule 38-C of the Tamil Nadu Minor Mineral Concession Rules, 1959 for storage and transportation of sand from his / their place

where sand purchased from Public Works Department is stored at Survey Field No. .... in ..... village, .....taluk, ..... district and has / have remitted the licence fee amounting to Rs. 5,000/- (Rupees five thousand only) vide chalan No..... dt..... for keeping the sand. Licence is hereby granted to the above applicant to store the sand in the aforesaid area more fully described below and for transportation of sand from the said area on the following conditions.

	VILLAGE	S.No.	AREA
Bounded on the North by			
Bounded on the South by			
Bounded on the East by			
Bounded on the West by			

CONDITIONS

1. This licence shall be valid for .....days only from .....to .....
2. The licence is non-transferable.
3. No mineral except sand shall be permitted to be kept in the place under licence.
4. If any other mineral is found to be in the place under licence, the District Collector shall be at liberty to cancel the licence.
5. If the district administration finds any discrepancy or any evidence to show that sand is kept illegally and / or subjected to illicit storing and transportation, this licence shall be cancelled by the District Collector.
6. The licensee has to quote the licence number and date, in each of the sale slip issued to the purchaser of sand from him.
7. If any excess quantity of sand is found and if it is not relatable to the permit issued by the Public Works Department, the same shall be seized and the licence shall be cancelled.
8. If any violation of the above conditions or any of the provisions of the Tamil Nadu Minor Mineral Concession Rules, 1959 is found, this licence shall be cancelled and material lying on the site will be seized.

Date:

Signature of the Issuing Authority

To  
(The licence holder)

Thiru / Tvl .....  
.....  
.....

**APPENDIX - XXII**

[See rule 38- C(10)]

FORM OF MONTHLY RETURN FOR STORING AND SELLING OF SAND FROM THE STOCKYARD OF THE LICENSEE

Return for the month of \_\_\_\_\_

(To be submitted to the concerned District Collector before 10th of every month)

Name of the licensee :

Address of licensee :

Licence Number and Date :

Expiry date :

Location of stockyard :

(a) Opening stock \_\_\_\_\_ (in lorry loads/ cubic meters)

(b) Quantity purchased \_\_\_\_\_ (in lorry loads/ cubic meters)

(c) Total stock in the stockyard \_\_\_\_\_ (in lorry loads/ cubic meters)

(d) Quantity sold \_\_\_\_\_ (in lorry loads/ cubic meters)

(e) Sale slips used during the month of \_\_\_\_\_

Book No.	Serial No.	From	To
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(f) Balance of stock at the end of the month \_\_\_\_\_ (in lorry loads/Cubic meters)

Date:

Place:

Signature of the licensee".

RAJEEV RANJAN,  
*Principal Secretary to Government.*