

Relevant Provisions of The Haryana Minor Mineral Concession, Stocking, Transportation of Minerals and Prevention of Illegal Mining Rules, 2012

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| Lessee | <ul style="list-style-type: none"> • person holding a valid grant of lease • for raising the minerals from the area granted on lease and | Rule 2 (xix) |
| Letter of intent (Lol) | <ul style="list-style-type: none"> • 'Letter of Intent' issued to the successful bidder on acceptance of the bid • for grant of a mining lease or contract or permit or a mineral concession • granted in any other form under these rules | Rule 2 (xx) |
| Licensing Authority | <ul style="list-style-type: none"> • Director, Mines & Geology, Haryana | Rule 2 (xxi) |
| Licensee | <ul style="list-style-type: none"> • holder of a Mineral Dealer License granted under these rules • for the purpose of storing, stocking, trading and dispatch of mineral/mineral products • either in raw or processed form | Rule 2 (xxii) |
| Mineral concession | <ul style="list-style-type: none"> • a mining lease or a mining contract or permit in respect of minor mineral and • includes quarrying permits and any other mineral concession • permitting the mining of minor mineral in accordance with the provisions of these rules | Rule 2 (xxiii) |
| Mining contract | <ul style="list-style-type: none"> • contract given on behalf of the Government • to carry, win, work and carry away any minor mineral(s) specified therein • through a competitive bidding process as notified by the Director | Rule 2 (xxiv) |
| Mining lease | <ul style="list-style-type: none"> • lease granted under these rules • to mine, search, undertake excavation • for winning of mineral and • to carry away any minor mineral(s) specified therein | Rule 2 (xxvii) |
| Mining operations | <ul style="list-style-type: none"> • any operation carried out | Rule 2 (xxviii) |

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| | <ul style="list-style-type: none"> • for the purpose of winning any mineral except mineral oils | |
| Mineral products | <ul style="list-style-type: none"> • minerals in any raw or processed form • bricks, dressed stone, rock aggregates, chips, ballast, stone dust, sand, and/or • any product to be prepared from minerals without involving any chemical changes | Rule 2 (xxx) |
| Reconnaissance/ prospecting/ mining operations only under permit/ licence/ lease/ contract/ permit | <ul style="list-style-type: none"> • Reconnaissance/ prospecting/ mining operations activity • in respect of any mineral(s) in any part of the State • shall be under and in accordance with the terms and conditions of a • reconnaissance permit/ prospecting licence/ mining lease/ mining contract/ permit | Rule 5 |
| Stocking and transportation of minerals | <ul style="list-style-type: none"> • stocking/ selling/ offering for sale • any mineral or mineral products • either in raw or processed form • for commercial purposes or trade in the State • shall require holding a valid Mineral Dealer License under these rules • a mineral concession holder shall not be required to obtain a Mineral Dealer License for sale of the excavated mineral stock from the concession area • licensee of a Stone Crusher is exempted from obtaining a Mineral Dealer Licence for selling crushed aggregate/ stone-dust from the premises of the licensed stone crusher • No person shall transport or cause to be transported any mineral and/or mineral products by any carrier from one place to another without having a valid mineral transit pass and mineral transport permit | Rule 8 |
| Prohibition and restrictions on stocking and trading of minerals | <ul style="list-style-type: none"> • No person, other than a mineral concession holder or a stone crushing unit operator, shall stock, sell or offer for sale any minor mineral or mineral products, in raw or processed form, for commercial purposes or trade in the | Rule 81 |

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| | <p>State without holding a license</p> <ul style="list-style-type: none"> • The mineral concession holder shall not stock, sell or offer for sale any mineral or mineral products, in raw or processed form, for commercial purposes for trade in the State outside the concession area without holding a license • The mineral concession holder shall not, at any given point of time, stock mineral more than two times the average monthly production of the mineral(s) within the area granted on mineral concession • The licensee of a stone crusher unit is exempted from obtaining a license for selling the crushed stone aggregate processed from the premises of such stone crusher unit • However, such licensee shall not stock, within the said premises at any given point of time, the raw mineral and processed aggregate put together which is equal to more than thirty days installed crushing capacity of the unit • No person, who has installed a sand washing plant or a screening plant, shall stock any mineral for sale or trading at any given point of time without obtaining a license | |
| <p>Requirement of a Mineral Transit Pass</p> | <ul style="list-style-type: none"> • No person shall transport or cause to be transported any mineral, in whatever form, from one place to another by any carrier without having a valid mineral transit pass | <p>Rule 98</p> |
| <p>Registration of a carrier used for transportation of mineral in any form and the requirement of a mineral transport permit</p> | <ul style="list-style-type: none"> • Any mode of carrier transport, mechanically driven or otherwise, and used for transportation of any mineral, in whatever form, shall be required to be registered with the Director or such officer as authorised by him for the said purpose and for such period as required for any part or parts of the State • No mineral concession holder or a licensee of a stone crushing unit or a licensee shall permit loading of any mineral, in whatever form, from its concession area or licensed premises in a carrier of whatever description, which is not registered as such in accordance with these rules or without | <p>Rule 99</p> |

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| | <p>issuing a mineral transport permit</p> <ul style="list-style-type: none"> • The officer authorised for the purpose shall issue the mineral transport permit in the form of a sticker to be pasted on the front wind-screen of the vehicle so registered which shall be displayed by the owner of the vehicle at all times during its validity • Wherever any carrier is not deployed for transportation of mineral on a regular basis and is used only occasionally for transportation of any mineral, in raw or processed form, it may be issued a temporary transport permit by the concerned mineral concession holder or licensee of a stone crushing unit or the licensee from whose area or premises the mineral is dispatched for a one time | |
| <p>Consequences of violation</p> | <p>Wherever a carrier is found to be transporting any mineral, in whatever form, without a valid mineral transit pass as required under rule 98, and/ or a valid mineral transport permit as required under rule 99, he would be dealt with as under:-</p> <ul style="list-style-type: none"> • Where a carrier is found to be indulging in violation of the rules for the first time, the said mineral would be liable to be forfeited along with the impounding of the vehicle, which may be released only upon realisation of the payment of price of the mineral and the applicable royalty for the mineral being transported and, in addition, a fine which shall not be less than Ten Thousand rupees • Wherever a carrier is found to be indulging in such violation for the second time, the said mineral would be liable to be forfeited along with the impounding of the vehicle for a minimum period of three days and released only upon realisation of the payment of price of the mineral and the applicable royalty for the mineral being transported and, in addition, a fine which shall not be less than fifteen thousand rupees • Wherever a carrier is found to be indulging in such violation for the third time, the said mineral would be liable to be forfeited alongwith the impounding of | <p>Rule 102</p> |

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| | <p>the vehicle for a period of minimum ten days, and for release shall entail payment of price of the mineral and the applicable royalty for the mineral being transported and, in addition, a fine which shall be twenty five thousand rupees</p> <ul style="list-style-type: none"> • Wherever a carrier is found to be indulging in such violation for the fourth time or more, the officer concerned shall register an FIR and handover the carrier along with the mineral to the police • The penalty, fine and punishment for the offence shall be as provided under Section 21 of the Mines & Minerals (Development & Regulation) Act, 1957 | |
| <p>Consequences of illegal or unauthorised mining</p> | <p>Any act of illegal or unauthorised mining shall be liable to the following:-</p> <ul style="list-style-type: none"> • for a first time violation, the said mineral shall be liable to be seized along with the impounding of all such tools, equipment, vehicles or any other things used for such unauthorised operation, which may be released only upon realisation of the payment of price of the mineral and the applicable royalty for the mineral extracted and, in addition, a fine which shall not be less than Ten Thousand rupees • for a second time violation, the said mineral shall be liable to be seized along with the impounding of all such tools, equipment, vehicles or any other things used for such unauthorised operation for a minimum period of seven days, which may released only upon realisation of the payment of price of the mineral and the applicable royalty for the mineral extracted and, in addition, a fine which shall not be less than fifteen thousand rupees • wherever a person is found to be indulging in such offence for the third time or more, the officer concerned shall register an FIR and handover all such tools, equipment, vehicles or any other things used for such unauthorised operation to the Police • Any such offence shall entail (a) confiscation of all such tools, equipment, vehicles or any other thing used for such unauthorised operation for a period | <p>Rule 104</p> |

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| | of minimum thirty days or more, and (b) pecuniary penalty and punishment for the offence as provided under Section 21 of the Mines & Minerals (Development & Regulation) Act, 1957 | |
| Offences cognizable only on written complaint | <ul style="list-style-type: none"> • No court shall take cognizance of any offence punishable under these rules • except upon a complaint in writing made by the Director or any other officer authorised by him in this behalf • within three months of the date on which said offence is alleged to have been committed | Rule 115 |

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