

VIOLATION LETTER

By Registered Post Ack. Due

भारत सरकार/Government of India
खान मंत्रालय/Ministry of Mines
भारतीय खान ब्यूरो/Indian Bureau of Mines
हैदराबाद क्षेत्रीय कार्यालय/Hyderabad Regional Office

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File No. AP/VZGM/MN-1/HYD.

603, 6th Floor,
CGO Towers, Kavadiguda,
Secunderabad – 500 080.
Date: 24.05.2018

To,

Shri Asok Konda, Nominated Owner
Saibaba Manganese Mines
M/s S K Sarawagi & Co.(Pvt). Limited
Sarawagi House, Kaspas Street
Chipurpalli – 532 128
Dist.-Vijayanagaram (A.P.)

Sub: Violation of Provisions of MCDR, 2017 in respect of your Saibaba Manganese Mines over an extent of 8.565 Ha situated in Kothakara and Budarayavalasa Villages in Marakamudidam Mandal of Vijayanagaram district of Andhra Pradesh State.

Sir,

The following provisions of Mineral Conservation and Development Rules 2017, were found violated in your above mine during the inspection of the mine for processing of review of mining plan on 27.04.2018 by the undersigned and accompanied by your good self, Sri MV Satyanarayana, Qualified Person, Shri Jitendra K. Mohanty, Mines Manager and Shri Dixit dass, Geologist, of your mine.

Rule no.	Nature of violation
11(1)	<p><i>No holder of a mining lease shall commence or carry out mining operations in any area except in accordance with the mining plan approved, modified or reviewed by the Indian Bureau of Mines or prepared and certified in accordance with the system established by the State Government pursuant to the proviso to clause (b) of sub-section (2) of section 5.</i></p> <p>Mining operations are not being carried out in accordance with the proposals given in approved Scheme of Mining vide letter no. AP/VZNR/MP/328 /HYD dated 07.10.2016 to the extent indicated below:</p> <ol style="list-style-type: none">It was proposed to undertake dumping at the site approved for the purpose and also the backfilling was proposed site in extended working within 7.5 m of the safety barrier in the Eastern direction. But during the inspection it was observed that the dumping was neither done at the approved site nor the backfilling was done despite the waste generation.There was no approved proposal of sub-grade generation in the plan period; but during inspection substantial quantity of fines ore was found stacked in the lease area.It was approved to maintain bench height of 6 meters for safe and systematic mining; against which bench height was found more than 8 meters on Northern, North-Western side of lease area, which defeats the systematic mining.The Scheme of mining last approved was having proposal valid up to 31.03.2018, but without any approved proposals for subsequent period mining operations are being carried out in the lease from 01.04.2018.However it has been noted that the above Scheme of Mining approved was without prejudice to any other law applicable to mining lease area from time to time made by Central government or the State Government. <p>MCDR, 2017 was notified by the central Government on 27.02.2017 and as <i>per the provision of rule 27(1) of MCDR 2017, the revised rate prescribed for</i></p>

	<p><i>Financial assurance is three lakh rupees for Category 'A' mines and two lakh rupees for Category 'B' mines, per hectare of the mining lease area put to use for mining and allied activities; subject to a minimum of ten lakh rupees for Category 'A' mines and five lakh rupees for Category 'B' mines.</i></p> <p><i>Further as per rule 27(2) of the Mineral Conservation and Development Rule 2017, you were supposed to submit the difference amount of bank Guarantee due as on the date of commencement of these rules within 90 days from the date of notification of these rules which is 27/2/2017.</i></p> <p>i. But despite the obligation to submit the revised Bank Guarantee to this office, you have not submitted the said amount as per rule till date, which constitutes an offence.</p>
14(2)	<p><i>The mineral or ore stock above the limit specified in the threshold values of minerals or otherwise, shall be properly maintained indicating the quantity and quality of all such material stacked, and the month-wise inventory of such materials shall be updated</i></p> <p>Substantial quantity of fines ore found stacked in the lease area whereas the quantity and quality in respect of the fines stacked in the lease area was not maintained and not produced during inspection.</p>
31(4)	<p><i>The plans and sections required under these rules shall be maintained up to date within three months in case of category 'A' mines as referred to in clause (a) of sub-rule (2) of rule 55, and within twelve months in the case of any other mine.</i></p> <p>During inspection it was observed that plans and sections were not maintained updated within 3 months, the plan & section last updated was on 28.05.2017.</p>
45(7)	<p>Discrepancies are observed in the annual return submitted for the year 2016-17</p> <ol style="list-style-type: none"> 1. The waste generation from the side burden was not found reported in the returns which is evident from the last updated surface plan dated 28.05.2017. 2. Area under reclamation and rehabilitation has been submitted as 0.15 hectare but you fail to show the said area in the lease during inspection. 3. The total area put to use as submitted in the return is also found incorrect.
67	<p>ROM register, Sub grade register, Mineral process register, waste generation register which are supposed to be kept in the mine for verification during inspection but were not shown to the undersigned. In this regard you are advised to furnish the above for verification.</p>

02. In this connection, it is brought to your notice that the above violation constitutes an offence punishable under rule 62 of MCDR, 2017. Besides inability to comply the provision of rule 11(1) is also liable for suspension of mining operations under the provision of rule 11(2) of MCDR, 2017.

03. You are advised to rectify the above violations immediately and intimate the position to this office within 45 (forty-five) days from the date of issue of this letter.

Yours faithfully,

(IBRAHIM SHARIEF/ ईब्राहिम शरीफ)

Sr. Assistant Controller of Mines/ वरिष्ठ सहायक खान नियंत्रक

मूल प्रति पर नहीं/Not on the Original:

- 1^प खान नियंत्रक(द), भारतीय खान ब्यूरो, बंगलूर को प्रतिलिपि सूचनार्थ अग्रेषित ।
2. The Director of Mines & Geology, Government of Andhra Pradesh, Hyderabad.
3. The Assistant Director of Mines & Geology, Government of Andhra Pradesh, Vijayanagaram, Vijayanagaram district, A.P.

(IBRAHIM SHARIEF/ ईब्राहिम शरीफ)

Sr. Assistant Controller of Mines/ वरिष्ठ सहायक खान नियंत्रक

Proposal

Year	Total tentative excavation (cum)	OB/SB/IB (cum)	Proposal		Total Waste (cum)
			ROM		
			Ore (69%) (Tons)	Waste (cum) (31%)	
2016-17	20,479.90	5479.6	30,016	4650	10,130
2017-18	19,143.43	4143.13	30015.6	4650	8793.22
Total	39,623	9,623	60,034.20	9300	18,922.91

Actual

Year	Total tentative excavation (cum)	OB/SB/IB (cum)	Proposal		Total Waste (cum)
			ROM		
			Ore (Tons)	Waste (cum)	
2016-17	36,808.58	32731	11,825	not reported	32,731
2017-18	15,339.97	11021	12525	not reported	11021
Total	52,148	43,752	22,350.00		43,752.00