

भारत सरकार /Government of India

खान मंत्रालय/ Ministry of Mines

भारतीय खान ब्यूरो/ Indian Bureau of Mines

क्षेत्रीय खान नियंत्रक का कार्यालय/ Office of the Regional Controller of Mines

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Opp. R.T.O.'s Office,
P.O. FATORDA - 403602,
Margao - GOA

KNT/BJP/LST-104/GOA

38KAR26087

Dated: 13/04/2018

To,
Shri.Nagappa Rudrappa Sidnal (Mine Owner),
At & Post Lokapur,
Mudhol Taluk, Bagalkot District,
Karnataka – 587 122.

Ref: 1) Violation Lr. No. KNT/BJP/LST-104/GOA dated 29/12/2017
2) Your reply to this office vide letter No. Nil dated 28/02/2018

Sub: Violation of provisions of Mineral Conservation & Development Rules, 2017 in respect of Lokapur Limestone Mine (ML-2662) over an extent of 4.86 Hectares situated in Lokapur Village, Mudhol Taluk, Bagalkot District, Karnataka State - Reg.

Sir,

Undersigned inspected your above mine on 20.12.2017 in presence of the mine officials Shri.N.R.Sidnal, Mines Owner and Dr.S.K.Myageri, Consultant and Violation letter of even number KNT/BJP/LST-104/GOA dated 29/12/2017 was issued for below mentioned rules of Mineral Conservation & Development Rules, 2017.

11 (1)	Mining operations in the lease area are not carried out as per the last approved Mining Scheme. The following deviation is observed during inspection, a) It was a proposed in Page-14 to drill 9 Boreholes during the year 2016-2017 in the lease area, against which no exploration work has been taken up so far. b) There is no proposal to produce to limestone from the existing pit during the scheme period for the year 2017-2018. But, on the day of inspection, it was observed, that the operation was going in the existing pit and depth also extended for further 3m. c) It is proposed in Page-27 & plate-III to keep all the benches of height at 3m each, whereas in the field it is observed to be more than the proposed height. d) It is proposed to produce limestone quantity for 2016-2017 & 2017-2018 is 100000 tons, whereas actually achieved quantity is 20000 tons & 10500 tons (till date). e) Valid EC is for only 20,000 tons, whereas mining scheme proposal is 1,00,000 tons. Hence it should be modified. f) Plate-III shows the area proposed for Crusher on the NW Side, but during inspection it has noticed that no crusher has been installed.
26(2)	A yearly report before 1 st July of every year setting forth the extent of protective and rehabilitation work carried out as envisaged in the approved progressive mine closure plan has not been submitted for last two years
27 (1)	A financial assurance shall be furnished by the holder of the mining lease, for due and proper implementation of the progressive mine closure plan contained in the mining plan or the final mine closure plan, as the case may be, which shall be an amount of 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: Provided that the minimum amount of financial assurance to be furnished under sub-rule (1), shall be ten lakh rupees for Category 'A' mines and five lakh rupees for Category 'B' mines:

27 (2)	where financial assurance has already been furnished before the commencement of these rules, an amount equal to the difference between the financial assurance due as on the date of notification of these rules and the financial assurance already furnished, shall be furnished to the authorised officer, as the case may be within a period of ninety days from the date of notification of these rules
33	The plans & sections prepared under rule 33 for the year 2016-2017 have not been submitted on or before 30 th June 2017.
55 (1)(3)(iv)	The mine is being operated without employing the part time or full time Mining Geologist or Mining Engineer required under the provision this rule.
67	Obligation to supply other information <ul style="list-style-type: none"> • A Self-Appraisal Report to be submitted by owner of the mine under Rule 67 of MCDR, 2017 stating extent of implementation of Approved Mining Plan/ Scheme of Mining during the year 2015 - 2016 & 2016 – 2017 along with supporting plans & sections representative photographs in hard as well as soft copy.

- Your reply vide letter No.Nil dated 28.02.2018 received in this office on 28.02.2018 has been considered. After examination it has been seen that, the clarification given by you for violation of Rule 11(1), 26(2), 27(1), 27(2), 33, 55(1)(3)(iv), and 67 of MCDR 2017 are not justified. Further, you had asked time to rectify the violations. However, it has been found that even after lapse of **45 days** from the issue of violation letter, the violations for the Rule 11(1), 26(2), 27(1), 27(2), 33, 55(1)(3)(iv), and 67 remain to be continued.
- In this connection, it is brought to your notice that the above violation constitutes an offence, punishable under **Rule 62** of Mineral Conservation & Development Rules, 2017.
- The Mining operations can be suspended under Rule 11(2), if compliance of Rule 11(1) is not found satisfactory.
- You are therefore, directed to show cause within a period of **thirty (30) days** as to why you should not be prosecuted for the above offence and/or why mining operations shall not be suspended as per provision of Rule 11(2) of MCDR, 2017.
- Please note that no further notice will be given to you in this regard.

Yours faithfully,

(G.S.Kannan)
Junior Mining Geologist

Copy forwarded for information to: -

- The Controller of Mines (SZ), Indian Bureau of Mines, Bangalore.
- Mine File

(G.S.Kannan)
Junior Mining Geologist