

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

File No: KNT/BJP/LST-73/GOA

38KAR26051

Date- 17/04/2018

To,
Smt.RAJESWARI M.VIRAKTAMATH, (Mines Owner)
Naganapur Limestone & Dolomite Mine,
Post:- Lokapur,
Mudhol Taluk, Bagalkot District,
Karnataka- 587 122

Ref: 1) Violation Lr. No. KNT/BJP/LST-73/GOA dated 02/01/2018
2) Your reply to this office vide letter No. Nil dated 22/03/2018

Sub: Violation of provisions of Mineral Conservation & Development Rules, 2017 in respect of Naganapur Limestone & Dolomite Mine (ML-2425) over an extent of 2.78 Hectares situated in Naganapur Village, Mudhol Taluk, Bagalkot District of Karnataka State - Reg.

Sir,

Undersigned inspected your above mine on 19.12.2017 in presence of the mine officials Dr.S.K.Myageri, Consultant and Violation letter of even number KNT/BJP/LST-73/GOA dated 02/01/2018 was issued for below mentioned rules of Mineral Conservation & Development Rules, 2017.

11 (1)	<p>Mining operations in the lease area are not carried out as per the last approved Mining Scheme. The following deviation is observed during inspection,</p> <p>a) There is no proposal to produce to limestone from the existing pit during the scheme period. 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.</p> <p>b) As per para 4.6 & plate-6 there is an approved dumping proposal for stacking the waste material on southern side of lease area. During inspection it was noticed that waste has not been dumped as per proposal.</p> <p>c) It is proposed in Para 5.0 & plate-6 to keep all the benches of height at 3m each, whereas in the field it is observed to be more than the proposed height.</p> <p>d) During inspection it was noticed that ROM has been stocked outside the lease boundary on Northern side and adjoining lease also.</p> <p>e) There is no safety measures have been taken on common lease boundary permission.</p>
26 (2)	<p>A yearly report before 1st 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 year 2016-2017.</p>
27 (1)	<p>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:</p> <p>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:</p>

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.
35 (2)	Every holder of a mining lease shall monitor his mining and allied activities as per the notified template of star rating in the format prescribed in this behalf by the Indian Bureau of Mines from time to time, and shall submit online its self-assessment report before the 1st day of July every year for the previous financial year, along with the soft copy (in the standard format), of high resolution satellite images obtained from CARTOSAT-2 satellite LISS-IV sensor on the scale of cadastral map, as on the 31 st day of March for that financial year, covering the mining lease and an area of two kilometres. from the lease boundary, to the Regional Controller or the authorised officer of the Indian Bureau of Mines has not submitted for the year 2016-2017
55(1)(3)	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 2016 – 2017 along with supporting plans & sections representative photographs in hard as well as soft copy.

- Your reply vide letter No.Nil dated 22.03.2018 received in this office on 26.03.2018 has been considered. After examination it has been seen that, you have complied with Rule 11(1), 26(2), 35(2) and 63 of MCDR 2017. The clarification given by you for violation of Rule 27(1), 27(2), 33 & 55(1)(3) 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 27(1), 27(2), 33 & 55(1)(3) 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 27(1) & 27(2) are 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