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Separate paging is given to this part in order that it may be filed as a
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PART III

Laws, Regulations and Rules passed thereunder.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT& MINING DEPARTMENT, J&K

Notification

Jammu, the 15th of November, 2022.

SO-599.6 In exercise of the powers conferred by Section 15 read with Section 23C of the Mines and Minerals (Development and Regulation) Act, 1957 (Central Act No. 67 of 1957), the Government hereby makes the following amendments in the Minor Mineral Concession,

2 The J&K Official Gazette, 15th Nov., 2022/24th Kart., 1944. [No. 32-n
Storage, Transportation of Minerals and Prevention of Illegal Mining
Rules, 2016 ; namely :

1. In Rule 13,

- (i) after clause (b) to first proviso, the following proviso shall be added as second proviso ; namely :

Provided further that the cases as listed in Appendix-IX of Notification SO-1224 (E) dated 28th March, 2020 issued by the Ministry of Environment, Forest and Climate Change, GoI, shall be exempted from the requirement of Environmental Clearances.

- (ii) Second proviso shall be re-numbered as third proviso and substituted by the following ; namely :

Provided also the manual customary extraction of sand, silt and clay by local Hanjis, Khanias, Muleteers etc. shall be exempted from the requirement of Environmental Clearances.

- 2. In Rule 56,** in clause (vi) of Sub-Rule (1), the following shall be added as second proviso ; namely :

Provided further that Short Term Permits/Disposal Permits shall also be granted for manual customary extraction of sand, silt, clay by local Hanjis, Khanias, Muleteers etc.

- 3. In Rule 58,** the following shall be added as second proviso ; namely :

Provided further that the cases as listed in Appendix-IX of Notification SO-1224 (E) dated 28th March, 2020 issued by the Ministry of Environment, Forest and Climate Change, GoI, shall be exempted from the requirement of Environmental Clearances.

- 4. In Rule 94,** after clause (iii) of Sub-Rule (2), the following clause shall be added ; namely :

(iv) River bed material shall not be extracted up to a distance of five times (5) of the span (x) of a bridge/public civil structure (including water intake points) on upstream side and ten times (10) the span of such bridge on downstream side,

subject to a minimum of 250 meters on the upstream side
and 500 meters on the downstream side.ö

095. Simple Interest at the rate of 15% shall be charged per annum on any rent, royalty or other sum due to the Government under the Act and rules made thereunder or terms and conditions of any mineral concession from the sixteenth (60) day of the expiry of the date fixed by the Government for payment of such royalty, rent, fee or other sum and until payment of such royalty, rent, fee or other sum is made.ö

ð(3) Notwithstanding anything contained in these rules, extraction or digging of ordinary earth/clay used for filling, leveling or embankment of roads or railways, cement plants up to depth of two (02) meters, removal of overburden, free flowing material shall not be treated as mining operations :

Provided that such operations shall be carried out under proper Short-Term/Disposal Permit with payment of royalty and other applicable charges.ö

(Sd.) AMIT SHARMA, IAS,

Secretary to the Government.