

**WELCOME
TO
Dr. ANUP K PUJARI, IAS**

**THE CHAIRMAN
COORDINATION-CUM-EMPOWERED
COMMITTEE (CEC)**

&

**SECRETARY
MINISTRY OF MINES, GOI**

**Presentation on
Innovative and best practices :
Steps taken for prevention of
illegal mining by Andhra Pradesh**

Action plan formulated to curb illegal mining

➤ **Monitoring information on Movement of trucks from Mining areas to Ports and Railway Stock yards:**

- Pursuant to the CEC initiative, Ministry of Railways, communicated salient features of the procedure for loading of ores from Railway goods sheds/Public/Private sidings.
- The State in the year 2011 framed guidelines on procedure for loading of ores from Railway goods sheds, etc., to prevent illegal Mining and Transportation of Minerals in the State.

Action plan to curb illegal mining (contd..)

- Issued instructions to the Dept. Vigilance Squads to collect data from Central Excise & Port Authorities on export of minerals/ores for reconciliation of royalty payment.
- In April, 2013 a meeting was held with the officials of Railways, Port Authorities, Customs & Central Excise and State Transport Dept. to evolve a common procedure for handling the export of minerals.
- The State Govt. in May, 2013 re-constituted the State Level Coordination-cum-Empowered Committee (SEC) by including officials from Vishakhapatnam Port Trust, South Central Railway and other Depts. to discuss issues relating to export of minerals for a better monitoring on remittance of Royalty.

Steps taken for prevention of illegal mining

- The State has taken steps to control the illegal mining and transportation of minerals by strengthening the regulatory functionaries at field level by creation of Vigilance Wing having:
 - (8) Regional Mobile/Flying Squads.
 - (3) Central Vigilance Squads at Directorate.
 - (8) Observation Check Posts at vulnerable locations.
 - (15) Spl. District Vigilance Squads.
- In addition to the Dept. Vigilance Wing, the State General Administration Department under the Chief Secretary is established the Vigilance & Enforcement Dept. headed by Director General of Police having Regional offices for (2) Districts each under cadre/non-cadre Supdt. of Police. The Vigilance & Enforcement Dept. conduct regular enquiries/investigations on the evasion of tax & forward findings for prosecution of evaders, submits alert/caution notes, system improvement notes to plug pilferage of State Revenue, recommend disciplinary action against erring officials to the State Govt. and monitor the overall functioning of various Departments.
- The Vigilance & Enforcement Dept. mostly consists of officials drawn from Police Dept. with representatives of other respective Depts.

Steps taken for prevention (contd....)

- Illegal Mining/quarrying and transportation of minerals is one among the subjects looked after by the Vigilance & Enforcement Dept. under Natural Resources Wing having State DM&G officials on deputation to assist on the Departmental issues.
- The Vigilance & Enforcement Dept. independently take up the following:
 - Surprise frisking/checking of mineral transportation.
 - Inspection of mineral processing units for verification of receipts.
 - Inspection of mines/quarries for pit assessment, detection of encroachments if any.
 - Enquiries into complaints/petitions/adverse news items on illegal mining/quarrying.
 - Inspection of major civil constructions for enquiry on the source of minor minerals & documentary evidence of having paid royalty.
- The Vigilance & Enforcement Dept. submit its findings to the Vigilance Commission working in the Govt. headed by a retired Chief Secretary. The Vigilance Commission forwards the findings to the respective Depts. for action and submission of report. There will be periodic review on the status of cases booked on the findings of Vigilance & Enforcement Dept.
- The Director General, V&E is member in the State Level Task Force & the regional heads of V&E Dept. are members in the District Level Task Force.
- In view of the existence of Vigilance & Enforcement Dept. there is no necessity for creation of Mineral Protection Force in the State.

Steps taken for prevention (contd....)

- The penalty/fine imposed on illegal mining/quarrying, transportation & possession of minerals during the last (3) years i.e. 2011-12 to 2013-14:

Rs. in crores

Sl. No.	Year	No. of Cases	Fine collected
1	2011-12	19913	27.47
2	2012-13	16592	26.82
3	2013-14	7692	11.92
	Total	44197	66.21

Gist of rules framed for action on illegal mining

- The provisions under Section 21 of MM(D&R) Act, 1957 are being followed.
- On minor minerals, penalty of 5-times on normal Seigniorage fee in addition to normal Seigniorage levied on minerals in transit.
- On minor minerals, penalty of 10-times on normal seigniorage fee in addition to normal seigniorage fee levied on illegal quarrying under Rule 26 of Andhra Pradesh Mineral Concession Rules, 1966.
- As per A.P. Mineral Dealer Rules, 2000 any person contravenes any of the provisions is punishable with a fine of Rs.10,000/- (if the offence is committed first time). In the event of repeated offence Rs.25,000/- or imprisonment for a term which may extends to One year or with both.

Gist of rules framed (contd....)

- The Govt. delegated powers to:
 - Executive Officer of the notified Gram Panchayats, Sarpanch to non-notified Gram Panchayats, & MDOs concerned Mandal for checking of the movement of Minor Minerals in the year 1989.
 - a) RDOs, Tahsildars in-charge of Taluks and Deputy Tahsildars in-charge of Independent sub-taluks under Section 21(4) of MM(D&R) Act, 1957 in the year 1980.

➤ **Mineral Revenue Achievements**

The positive growth in mineral revenue collections from year to year shows the impact of effective steps taken by the State Government to curb illegal mining and transportation of minerals. The details of mineral revenue collections in the State of A.P are given below.

Rs in Crores

Year	Mineral Revenue Collections
2011-12	2275.74
2012-13	2726.74
2013-14	2694.18 *

* Due to agitations against the division of the State

Uniformity & Standardization in reporting Illegal Mining Detected & Action by State Govts.

- As per the CEC minutes of meeting held on 09-01-2014 on “Disparity in the No. of illegal mining cases detected & improper presentation of data” by the State Govts. to be reviewed by IBM.
- On 12-05-2014 attended meeting of the State DMGs (South Zone) at Bangalore convened by CoM, IBM, SZ on :
 - Uniformity in reporting data on illegal mining.
 - Streamline submission of quarterly reports on illegal mining.

Uniformity & Standardization in reporting Illegal Mining Detected (contd....)

- In the meeting the following is reviewed :
 - Sorting out discrepancies regarding No. of FIRs, Court cases filed and vehicles seized shown in the quarterly returns .
 - Modalities adopted by the State Govts. in imposing fines, Filing of FIRs & Court cases etc.
 - Issues related to implementation of Rules framed u/s 23-C of MM D&R Act, 1957.
 - Feedback on action taken for the cases referred on illegal mining, non-registration u/r 45 of MCDR, 1988, determination of leases u/r 27(5) of MCR, 1960 by IBM.

Uniformity & Standardization in reporting Illegal Mining Detected (contd....)

- Uniformity of units in furnishing quantity of minerals in tons, value of mineral/fine to be in lakhs & area in hectares.
- Furnishing of list of mines on 1st April every year.
- Empanelment of agencies to take DGPS survey.
- Action initiated for fixing of boundary pillars of lease boundaries as per Rule 33 of MCR, 1960.
- Furnishing of approved MP/SoM on 29 minerals to IBM by State Govts.

Uniformity & Standardization in reporting Illegal Mining Detected (contd....)

- On measures to be adopted for prevention & monitoring of illegal mining the CoM stressed for :
 - Identification of endemic areas.
 - Establishment of “prevention of illegal mining cell” with dedicated Police force.
 - Concerted efforts by different Govt. agencies.
 - Surprise checks by flying squads.
 - Setting up of check posts at strategic points to monitor mineral transportation.
 - Use of hologram/barcode in transport permits.
 - Use of satellite imagery.
 - Rigorous checking at mineral handling sites & mineral consuming industries.

Constitution of District / State Level Task Force with the Name & Designation of the Officers

The Government constituted State Level Task Force (SLTF) and Dist. Level Task Force (DLTF) in the year 2006 for effective control over the illegal mining/quarrying and transportation of minerals. The SLTF comprises of:

1. Secretary to Govt., Industries & Commerce Dept.,	Chairman
2. Director General, Vigilance & Enforcement Dept.,	Member
3. Principal Chief Conservator of Forests	Member
4. Inspector General of Police (Law & Order)	-Do-
5. Commissioner, Transport Dept.,	-Do-
6. Member Secretary, APPCB	-Do-
7. Secretary to Chief Commissioner of Land Administration	-Do-
8. Dy. Director General of Mines Safety	-Do-
9. Regional Controller, IBM, Hyd.	Member -
10. Director of Mines & Geology, AP	convenor

The DLTF comprises of:

1. District Collector	Chairman
2. Superintendent of Police	Member
3. All Asst.Directors of Mines & Geology in the District	Member
4. Divisional Forest Officer	-Do-
5. Regional Officer, APPCB	-Do-
6. Regional Transport Officer	-Do-
7. Regional Vig. & Enforcement Officer	-Do-
8. Dy.Director of Mines & Geology	Member - convenor

Creation of Special Anti-Extortion and Anti-Money Laundering Cell

- The State constituted a “Departmental special anti-extortion, anti-money laundering and prevention of illicit mining and illegal transportation cell” with the two Departmental officers in May, 2013.
- No cases were reported and the same was also informed during the CEC meeting held on 09.01.2014.

Salient features of
Rules made under
Section 23-C of
MM(D&R) Act, 1957

Rules framed under Section 23(c) of MMDR Act, 1957

- Enacted A.P. Mineral Dealer Rules, 2000 for preventing the illegal mining, transportation and storage of minerals as per Section 23 (c) of M.M(D&R) Act, 1957 in the year 2000.
- As per the Rules any person/group of persons/firms/companies involved in possession, storage, trading and transport of minerals will be called as “mineral dealers” and issued a dealer licence for a period of (5) years with a provision for renewal.
- All mineral dealers shall file monthly return on the receipt, processing, storage and trading of minerals.
- The Mineral Dealer Rules, 2000 are reviewed from time to time to meet the requirement.
- Proposals submitted for necessary amendments including establishment of stock yards for ordinary sand derived through open extraction, instream, de-siltation and de-casting.
- The amendments are under examination of the State Govt.

Rules framed under Section 23(c) (Contd....)

- List of Mineral Dealers registered

Sl.No.	Region	Dealers registered
01	Visakhapatnam	439
02	Kakinada	340
03	Guntur	1323
04	Kadapa	658
05	Kurnool	600
06	Hyderabad	616
07	Warangal	540
08	Nizamabad	190
	Total	4706

**Implementation of IT Services
in the
Department of Mines & Geology**

Implementation of IT Services (Contd....)

- **The State Information Technology & Communications Department extended cooperation for development, implementation of IT Services and e-Governance in all Departments.**
- **Online services in the Department launched through Integrated Service Delivery Gateway i.e., 'Meeseva'—a prestigious e-Governance Portal of the GoAP**
- **Department identified (3) important services under e-Governance for effective Mineral Administration:**
 - **On-line receipt & processing of Mineral Concessions dispensing the manual receipt and processing.**
 - **On-line remittance of statutory payments viz., royalty/seig.fee/dead rent etc.**
 - **On-line generation of Mineral Transport Permits by the mine/quarry owners.**
 - **On-line filing of Returns, Mineral Revenue Assessments.**

Implementation of IT Services (contd...)

- **Filing of application for e-permits through online service**
- **Sanction of e-Permit by the ADMG through online service**
- **Mine Owner can generate e-transit forms at place of business.**
 - **Online e-payment & mineral e-permit is being implemented as pilot project in Karimnagar District.**
 - **After feedback to be extended through out the State.**

Implementation of IT Services (contd...)

- Govt. constituted Committee for implementation of IT in the Dept.
 - Director of Mines & Geology – Chairman.
 - Joint Secretary, Ind. & Comm.Dept – Member.
 - Representative from ITE&C Dept – Member.
- Committee held meetings in Feb & May' 2014 and
 - Rejected PPP model.
 - To develop 'Online Mineral Management System (OMMS)' in coordination with
 - IT&EC Dept.
 - Indian Bureau of Mines.
 - Depart of Mines & Geology
 - A.P. Mineral Development Corporation.

Implementation of IT Services (Contd....)

- To procure data/maps from GSI for use in:
 - Preparation of Mineral ATLAS
 - Integration in projects of Mining Tenement System.
 - On-line processing of concessions.
- Regarding dissemination of information/data by GSI, the Committee decided to:
 - Place the matter before the CEC for issue of instructions to DG-GSI to furnish required data & maps by the respective Regional Dy. D.G to the State DGMs.

Other relevant issues.....

Amendment to Minor Mineral Rules under Section 15 of the MMDR Act, 1957

- Proposed amendments to existing APMMC Rules, 1966 to be in conformity with Apex Court directions in Deepak Kumar Vs State of Haryana case (2012) on 25.06.2013 to GoAP.
- The amendments are under vetting in the State Government.
- For extraction of Sand, the directions of APEX Court are strictly adhered to and Environmental Clearance is insisted for leases even for below 5 Ha.

State Mineral Policy

- The State drafted the State Mineral Policy on the lines of National Mineral Policy, 2008.
- The draft State Mineral Policy was placed in the meeting held on 22-04-2013 with the stake holders i.e. Director of Mines & Geology, VC&MD, A.P. Mineral Development Corporation and the Regional Controller of Mines, IBM, Hyderabad and obtained suggestions.
- The final draft is under preparation.

Coordination with IBM

- Registration of Mine Owners/Traders/ Exporters with IBM.
 - 1843 No of Mine-owners /Traders and Exporters are registered with the Regional Office, IBM, Hyderabad.
- Recommendation from IBM for suspension of Mining operations.
 - During the quarter IBM recommended for suspension of Mining operations in the (35) cases.
- Non-issuance of permits for the breaches pointed out by RCoM, IBM.
 - Basing on the intimation of suspension of Mining operations, instruction issued to the District Mining officers concerned not to issue permits till the orders are revoked.
- Reporting as regards the illegal mining in the proforma prescribed.
 - As per the format devised for reporting cases booked on illegal mining, quarrying ,transportation of minerals, detection of encroachments, filing of FIR on illegal mining the return for the quarter ending 31-03-2014 furnished to the IBM.
- Refresher to the Departmental Officers on UNFC guidelines.
 - On communication from Regional Training Institute, GSI, Hyderabad the Departmental Officers are drafter for a refresher on UNFC guidelines being conducted by Regional Controller of Mines, IBM, Hyderabad .

Coordination with GSI

- The State DGM is placing request before the GSI, operations AP for inclusion of entrepreneur oriented field investigations.
- Regular interaction with the GSI in SGPB meetings and other forums on aspects advantageous to the State DMG.
- Proposals to draft State DMG geologists for refresher on the aspects of geological mapping and exploration.

Thank you