



ABSTRACT

Mines and Quarries – Preventive detention – Tamil Nadu Act 14/1982 proposal for offenders of illicit quarrying, Mining of Sand / mineral from Government poramboke land within ambit of Tamil Nadu Act 14 / 1982 – Empower Inspector of Police to exercise the powers of Sub section (4) of Section 21 of the Mines and Minerals (Development and Regulation) Act, 1957 (Central Act 67 of 1957) – Notification – Issued.

G.O. (Ms.) No. 114

Industries (MMC.1) Department

Dt.18.9.2006

Read:

G.O. Ms. No. 95, Industries (MMC1) Department, dated: 1.10.2003.

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ORDER:

In G.O. Ms. No.95, Industries (MMC.1) Department, dated: 1.10.2003 orders were issued introducing Rule 38A to Tamil Nadu Minor Mineral Concession Rules, 1959. As per the above rule, all sand quarry leases granted both in Government and patta lands will cease to be effective with effect from 2.10.2003 and supply of sand will be done by the Government through the Public Works Department.

2. Though the Public Works Department have been quarrying in the entire State, time and again Government have received reports on illicit quarrying and transportation of sand by unscrupulous elements. In order to curtail such activities of illicit quarrying etc., in the Tamil Nadu Act No.16/2006 'sand offenders' have been included within the purview of the Tamil Nadu Prevention of Dangerous Activity of Bootleggers, Drug offenders, Forest offenders Goondas, Immoral Traffic offenders, Slum-grabbers and Video Pirates Act 1982.

3. When the officials empowered under the provisions of Mines and Minerals (Development and Regulation) Act, 1957, tried to apprehend the culprits, the officials were at the receiving end physically i.e. they were driven out forcefully and sometimes even they have lost their lives. In order to strengthen the regulation of mineral administration, it is felt necessary that the personnel of the Police Department may also be empowered under the provisions of Mines and Minerals (Development and Regulation) Act, 1957 so that they can also exercise the powers under the provisions of this Act and seize the vehicles involved in such illicit activities and also to curb the illicit transportation of minerals, particularly common use minor mineral sand.

4. After careful considerations the Government have decided to issue necessary notification under the provisions of Mines and Minerals (Development and Regulation) Act, 1957 to include the personnel of the Police Department not below in rank of Inspector of Police so as to enable them to exercise the provisions of Sub section (4) of Section 21 of the Mines and Minerals (Development and Regulation) Act, 1957. (Central Act 67 of 1957) Accordingly, the Draft Notification has been appended.

5. The Notification appended to this order will be published in the Tamil Nadu Government Gazette and in the District Gazette. The Works Manager, Government Central Press, Chennai - 73 is requested to publish the Notification in the Tamil Nadu Government Gazette and supply 75 copies of the Notification to this Department and Commissioner and Director of Geology and Mining, Chennai - 32 and to all District Collectors.

6. The Director, Tamil Development and Culture and Religious Endowments (Translation) Department is requested to send the Tamil translation of the Notification appended to this order to the Works Manager, Government Central Press, Chennai-79 for publishing in the Tamil Nadu Government Gazette and to the Collectors of all Districts for publishing it in the District Gazette immediately.

(By Order of the Governor)

SHAKTIKANTA DAS.
SECRETARY TO GOVERNMENT

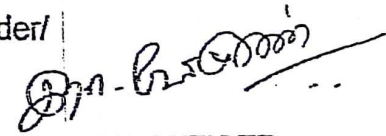
To
The Works Manager, Government Central Press, Ch.79.
The Director, Tamil Development and Culture and
Religious Endowments (Translation) Department, Chennai-9.
The Secretary to Government,
Public Works Department, Chennai - 9.
The Secretary to Government, Home Department, Chennai - 9.
The Secretary to Government, Law Department, Chennai - 9.
The Commissioner and Director of Geology and Mining, Chennai - 32.
All District Collectors.

The Director General of Police, Chennai-4
All Superintendent of Police.
The Accountant General, Chennai-18.

Copy to:

The Public (SC) Dept., Chennai-9
The C.M.'s Secretariat, Chennai-9
The Law Dept., Chennai-9
The Finance Department, Chennai-9
All Sections in Mining Wing,
Industries Department, Chennai-9
The Industries (OP.II) Department, Chennai-9
SF /SC

/Forwarded by Order/


SECTION OFFICER

NOTIFICATION

~~Under~~ sub-section (4) of section 21 of the Mines and Minerals (Development and Regulation) Act, 1957, (Central Act 67 of 1957) the Governor of Tamil Nadu hereby ~~empowers~~ the Police Personnel not below the rank of Inspector of Police to exercise ~~powers~~ the said sub-section (4) of section 21, within their respective jurisdiction.

SHAKTIKANTA DAS
SECRETARY TO GOVERNMENT