

Directorate of Mining
3004
Diary No. 05.11.2021
Date
480

GOVERNMENT OF MEGHALAYA
MINING AND GEOLOGY DEPARTMENT

No.MG.66/2021/60

Dated Shillong, the 22nd October, 2021

ORDER

Whereas Mr. Nehlang Lyngdoh, resident of Rymbai Synrang Sakhain village, East Jaintia Hills District, Meghalaya has submitted application for obtaining previous approval of Central Government for grant of Prospecting license for coal over an area of 100 hectares located at Lumiakhi, Wahsarang, Khliehriat C & RD Block, East Jaintia Hills District in favour of Mr. Leborlang Lyngdoh, resident of Lad Rymbai village, East Jaintia Hills District, Meghalaya under the provisions of Chapter V of Mineral Concession Rules, 1960 (as amended from time to time);

Whereas as the applicant is the owner of land and minerals vest with owner of land as per the provisions of Sixth Schedule of the Constitution;

Whereas the Chapter V of the Mineral Concession Rules, 1960 provides procedure for obtaining prospecting license or mining lease in respect of land in which the mineral vest in a person other than the Government;

Whereas the application is being made under the provisions of Chapter III A and Chapter V of Mineral Concession Rules, 1960 (as amended from time to time);

Whereas the application was scrutinized and submitted to Ministry of Coal, Government of India as per Standard Operating Procedure (SOP) for grant of Prospecting License and /or Mining Lease for coal notified vide O.M.No.MG.60/2014/Pt/398, dated 5th March, 2021 for previous approval of Central Government to grant Prospecting License;

Whereas the Ministry of Coal, Government of India vide letter No PS1-13016/1/2021-PS1(FTS:347376) dated 23rd September, 2021 has conveyed previous approval under Rule 42(2) of Mineral Concession Rules, 1960 for grant of Prospecting License;

Now, therefore, the State Government conveys approval to Mr. Nehlang Lyngdoh, resident of Rymbai Synrang Sakhain village, East Jaintia Hills District (hereinafter referred to as "Lessor") to grant Prospecting license for coal in favour of Mr. Leborlang Lyngdoh, resident of Lad Rymbai village, East Jaintia Hills District (hereinafter referred to as "Licensee") over an area of 100 hectares of land located at Lumiakhi, Wahsarang, Khliehriat C & RD Block, East Jaintia Hills District as specified in Schedule hereunder subject to compliance of all statutory requirements including following conditions;

- a) Licensee shall complete prospecting operations within 3 (three) years from the date of issue of the order.
- b) Prospecting License Deed in **Form C** shall be executed by the Lessor and Licensee within 90 (ninety) days from the date of communication of this order and submit to the State Government a certified copy of the license in duplicate. (Form C- Model Prospecting License Deed is enclosed)
- c) The Licensee shall engage firms/agencies empaneled by the State Government for conduct of prospecting operations and preparation of Geological Report.
- d) Prospecting operation shall be undertaken and Geological Report prepared in accordance with Indian Standard Procedure for Coal Resource Estimation issued by the Central Geological Programming Board of Geological Survey of India or any other standard procedure specified by the Central Government in accordance with rule 21B of the Mineral Concession (Amendment) Rules, 2020.
- e) The Licensee shall submit to the State Government within 60(sixty) days from the date of issue of order of prospecting operation a scheme of prospecting indicating the manner in which he proposes to carry out the prospecting operation.
- f) The licensee or agency conducting the prospecting operations shall submit a report of the work done by it during each half of financial year, stating the number of persons and machineries engaged and disclosing the complete geological data, geophysical data and all other information collected during the period to the Central Mine Planning and Design Institute Limited, a Government company and to the State Government within three months from the close of the half year to which it relates.
- g) On the completion or abandonment of prospecting operations or termination of the prospecting licence, whichever is earlier, Licensee or agency shall submit a report of the work done and Geological Report along with all information relevant to mineral resources acquired by it in the course of prospecting operations.
- h) The licensee as well as the agency shall be responsible for the data furnished in the geological report.
- i) The Licensee shall immediately report to the State Government on the existence of caves within area proposed for prospecting if any, encountered during the course of prospecting operations.
- j) The Licensee shall pay Royalty and Cess on Coal to the State Government as per the rate notified from time to time.


- k) The Licensee may with the written permission of the State, carry away quantitative in excess of the limits specified in column 4 of Schedule III of said Rules on payment of royalty and cess to the State Government.
- l) The Licensee shall report to the State Government the discovery of any mineral not specified in the application within a period of 60 (sixty) days from the date of such discovery. Consequent upon such reporting, such newly discovered mineral shall be deemed to have been included in the prospecting scheme.
- m) The Licensee shall observe the provisions of the Mines Act, 1952 and Coal Mines Regulation 2017 and Coal Mines (Conservation and Development) Rules 1975.
- n) The Licensee shall at all times comply with the provisions of Act and rules made thereunder and any other applicable law.
- o) The Licensee shall take measures for the protection of environment like planting of tree, reclamation of mined land; use of pollution control devices and such other measures as may be prescribed by Central or State Government from time to time.
- p) The Licensee shall obtain prior approval from the Forests and Environment Department for felling of trees.
- q) The Licensee shall maintain an accurate and faithful account of all expenses incurred by him on prospecting operation and also quantity and other particular of all minerals obtained during such operations and their dispatch.
- r) The Licensee shall pay such compensation as may be assessed by lawful authority in accordance with law for all damage, injury or disturbance which may be done during the course of prospecting operation.
- s) No claim shall lie against the State Government which may be by any person or persons in respect of any such damage, injury or disturbance and all costs and expenses in connection therewith.
- t) There shall be no suits or legal proceedings against the Government relating to disputes arising out of the area under prospecting license.
- u) The lessor and licensee shall allow any officers authorized by Central Government or State Government in this behalf to inspect any prospecting operation carried on by him.
- v) This order is without prejudice to any other order or direction from the court or competent authority.
- w) This order does not, in any way, imply the approval of the Government in terms of necessary clearances under other relevant/applicable statutory provisions.
- x) The State Government may, by order in writing after providing the applicant the opportunity of being heard, cancel the order of granting the permission for

Prospecting operation at any time in the case of breach of any condition imposed on the lessor and licensee;

The order shall be communicate to all the concerned authorities.

SCHEDULE

| District | Block | Village | Area | Boundary |
|--------------------|-------------------------|-----------------------------|--------------|--|
| East Jaintia Hills | Khliehriat C & RD Block | Lumiakhi, Wahsarang village | 100 Hectares | East : Land of Matheus Siangshai North : Land of Diwittawan Dkhar West : Land of Nangailad Phawa South : Land of Daiadmon Lyngdoh |


Arunkumar Kembhavi, IAS
Secretary to the Government of Meghalaya
Mining & Geology Department.
Dated Shillong, the 22nd October, 2021

Memo No.MG.66/2021/60-A

Copy to :-

1. P.S. to the Chief Minister of Meghalaya for kind information of the Hon'ble Chief Minister.
2. The Under Secretary to the Government of India, Ministry of Coal, Shastri Bhavan, New Delhi-110001. This has a reference to the letter No.PS1-13016/1/2021-PS1 (FTS:347376), dated 23rd September, 2021.
3. The Principal Chief Conservator of Forest & HOFF, Meghalaya, Shillong for kind information.
4. The Director of Mineral Resources, Meghalaya, Shillong. Copy of GOI letter mentioned above is enclosed herewith for record and for future reference.
5. The Chairman-cum-Managing Director, Central Mine Planning & Design Institute Limited (CMPDI), Ranchi, Jharkhand - 834031 for kind information.
6. The Chairman, State Environmental Impact Assessment Authority (SEIAA) for kind information, Silviculture Building, Lower Lachumiere, Shillong-793001.
7. The Member Secretary, Meghalaya State Pollution Control Board for kind information.
8. Mr. Nehlang Lyngdoh, Rymbai Synrang Sahkhain village, East Jaintia Hills District, Meghalaya – 793160.
9. Mr. Leborlang Lyngdoh, House No:402, Lad Rymbai village, East Jaintia Hills District, Meghalaya – 793160.

By Order, etc.,

(Arunkumar Kembhavi, IAS)

Secretary to the Government of Meghalaya
Mining & Geology Department