

rate of ten percent of annual licence fee for delay of every month or part thereof.

Provided also that period of letter of intent, issued before the commencement of these rules, may be extended by the Mining Engineer or Assistant Mining Engineer concerned, subject to payment of late fees at the rate of ten percent of annual [licence fee] for delay of every month or part thereof for such extended period [after expiry of the time period specified in the letter of intent].

- (3) †[The quarry licence shall be granted by the Mining Engineer or Assistant Mining Engineer concerned and the applicant or successful bidder], as the case may be, shall pay the §[second installment being twenty percent] of the offered premium amount before issuance of quarry licence in Form -7:

Provided that if the successful bidder fails to comply with the conditions of letter of intent within the stipulated or extended period of time, the Mining Engineer or Assistant Mining Engineer concerned shall reject the bid and forfeit the application fees, premium amount and performance security deposited, after providing an opportunity of being heard by issuing notice of thirty days.

\*\*[17A Grant of mining lease or quarry license in khatedari land,- (1)Notwithstanding anything contained in these rules, mining lease or quarry license in khatedari land shall be granted to khatedar concerned subject to payment of premium amount equivalent to five times of the annual dead rent of license fee respectively, The premium amount shall not be adjusted against annual dead rent or license fee , as the case may be.

(2) The maximum area shall be four hectare and minimum area shall be,-

- (i) in case of mining lease, one hectare; and
- (ii) in case of quarry license, as per sub-rule (2) of rule 8

(3) The premium amount shall be paid in five installments in following manner:-

- (i) first installment, twenty percent of the premium amount before the end of first financial year (i.e. 31<sup>st</sup> March) after execution of mining lease deed or issuance of quarry license.

Explanation: For example. Assuming the mining lease is executed in the month of November then first installment shall be paid before the end of March of subsequent year; and

- (ii) second and subsequent three installment, twenty percent of the premium amount at the end of respective financial year;

(4) An application for grant of a mining lease or quarry license shall be submitted online in Form-I to the Mining Engineer or Assistant Mining Engineer concerned, with a non-refundable fee of rupees ten thousand.

\* Substituted vide notification dated F.14(9)Mines/Gr.II/2015-Pt.II 30-8-2017

† substituted vide notification dated F.14(9)Mines/Gr.II/2015-Pt.II 14-3-2018

‡ substituted vide notification dated F.14(9)Mines/Gr.II/2015-Pt.II 30-8-2017

§ substituted vide notification dated F.14(9)Mines/Gr.II/2015-Pt.II 14-3-2018

\*\* inserted vide notification dated F.14(9)Mines/Gr.II/2015-Pt.II 25-6-2018

(5) Every online application for grant of a mining lease or quarry license shall be accompanied with the scanned copy of following documents, namely:-

- (i) a copy of PAN card or TIN;
- (ii) a copy of driving license or voter identification card or aadhar card photo identity and address proof;
- (iii) a copy of partnership deed and firm registration certificate in case of partnership firm issued under the Indian Partnership Act, 1932 or Limited Liability Partnership Act, 2008 or a copy of memorandum of association, articles of association and certificate of incorporation in case of company registered under the companies Act, 2013;
- (iv) a copy of resolution passed by the board of directors in favour of a person who is authorized to sign the application on behalf of the company;
- (v) a copy registered power of attorney in favour of a person who is authorized to sign the application on behalf of the firm or association of persons where application is not signed by all the partners or persons the case may be;
- (vi) a copy of no dues certificate from the Mining Engineer or Assistant Mining Engineer, concerned, if the applicant or his/her family member holds or has held any mineral concession or royalty or excess royalty collection contract in the State:

Provided that such certificate shall also be furnished by all the members of association of person or all the partners of the partnership firm or all the directors of the private limited company, in case the applicant is a association of person or partnership firm or a private limited company as the case may be. A no dues certificate shall also be submitted by the company or undertaking in case of limited company or Government undertaking as the case may be.

Provided further that where any injunction has been issued by the competent court or authority staying the recovery of the dues, non-payment thereof, shall not be treated as a disqualification for the grant of a mining lease or quarry license.

Provided also that no dues certificate shall not be required where the applicant. Partners of a firm, directors of the private limited company, members of association of persons, limited company or Government undertaking have furnished an affidavit to the satisfaction of the Government, stating that he/she or his/her family member does not or did not hold any mineral concession, royalty or excess royalty collection contract in the State.

- (vii) a copy of an affidavit giving particulars of areas already held by the applicant under mineral concession including the area held jointly with other persons, area applied but not granted and granted but not executed or registered;
- (viii) E-mail address and mobile number of an individual or all members of association of persons or firm or all partners of the partnership firm or company or all the directors of the company or Government undertakings as the case may be;
- (ix) a recent passport size color photo of applicant and all the partners, members or directors in case the applicant is a firm or association of person or company, as the case may be;

- (x) a copy of plan and description report of the applied area with latitude and longitude in WGS 84 Datum of all the corner pillars of the applied area; and
  - (xi) a copy of revenue details of the applied area with khasra naksha trace, khasra or araji number, jamabandi and extent of the area of the khasra or araji falling in the applied area along with superimposed map.
- (6) Every application submitted under sub-rule (4) shall be acknowledged, in Form-2, online at the time of submission of application.
- (7) Duly signed application along with self certified documents as mentioned in sub-rule (5) shall be physically submitted to the Mining Engineer or Assistant Mining Engineer concerned, within a period of fifteen days from the date of its online submission and same shall be acknowledged by the office concerned.
- (8) except otherwise provided in this rule, the provision of rule 16 or rule 17, as the case may be, shall apply mutatis mutandis to the grant of mining lease or quarry license, as the case may be, under this rule and decision on the application shall be communicated on registered address and e-mail of the applicant.
- (9) Where it appears that the application is not complete in all material particulars or is not accompanied by the required documents, the competent authority shall reject the application and forfeit the application fees and premium amount, after providing an opportunity of being heard by issuing notice of thirty days.
- (10) In case of any auction conducted or being conducted or any mining lease or quarry license granted in pursuance to notice inviting bid published before commencement of the Rajasthan Minor Mineral Concession (Third Amendment) Rules, 2018, the provision of this rule shall not apply.]

**18. Bid security of e-auction for mineral concession.-** (1) Bid security shall be in form of electronic fund transfer (RTGS/NEFT, etc.).

(2) The amount of bid security shall be,-

- (i) an amount equal to the \* [two times of annual dead rent or rupees one lac, whichever is more] for mining lease; and
- (ii) an amount equal to the annual licence fee of same quarry boundary and in case of quarry licence in new area, nearby quarry boundary.

(3) Upon submission of performance security by successful bidder, bid security shall be refunded by the competent authority, if not forfeited under these rules.

**19. Security deposit.-** (1) Security deposit shall be deposited before execution of the deed in the form of fixed deposit receipt of nationalized bank or scheduled bank or national saving certificate and duly pledged in favour of the Mining Engineer or Assistant Mining Engineer concerned or any other form of securities notified by the Government for the due observance of the terms and conditions of the mineral concession.

(2) The amount of security deposit shall be,-

- (i) an amount equal to one fourth of the annual dead rent for mining lease; and
- (ii) an amount equal to one fourth of the annual licence fee for quarry licence.

\* substituted vide notification dated F.14(9)Mines/Gr.II/2015-Pt.II 14-3-2018