

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Mines and Minerals – Expeditious disposal of Mineral Concession applications – Issue of NOC - Fixing of time limits at different levels – Orders - Issued.

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Industries & Commerce (Mines - II) Department

G.O.Ms No.107

Dated :30.07.2016

Read the following:-

1. G.O.Ms No: 122, Industries & Commerce (M.I) Dept., dated 07.04.1998.
2. G.O.Ms No: 181, Industries & Commerce (M.I) Dept., dated 28.05.1998.
3. G.O.Ms.No:2, Revenue (Assignments.I) Dept., dt.02.01.2013.
4. G.O.Ms No.73, Industries & Commerce (M.I) Dept., dated 07.08.2013.
5. Govt. Memo No.5624/For.I(1)/2005-2, dt. 01.09.2005 from EF & ST Dept.
6. Govt. U.O. Note No.4228/For.I(1)/2010, dt.15.09.2011 from EF & ST Dept.
7. File received from the DM&G, A.P., Hyd., under single file system.

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ORDER:

In the G.O.1<sup>st</sup> read above, Government issued orders authorizing the Assistant Director of Mines & Geology of the concerned District to receive the mineral concession applications.

2. In the G.O. 2<sup>nd</sup> read above, the Government issued orders prescribing the procedure for disposal of mineral concessions applications for compliance by all the officers of Government at different levels.

3. In the G.O. 3<sup>rd</sup> read above, the Government in Revenue Department have issued uniform guidelines for issue of "NOCs" in respect of licenses for mining lease and quarry lease etc., in supersession of all the existing orders on the subject matter.

4. In the G.O. 4<sup>th</sup> read above, orders were issued to file mineral concession applications through online service facilitated in Andhra Pradesh - portal of Government of Andhra Pradesh (i.e. Mee-seva).

5. In the reference 7<sup>th</sup> read above, the Director of Mines & Geology, Andhra Pradesh, Hyderabad has sent a proposal to Government for making certain modifications to the orders issued in G.O.Ms.No.2, dt.02.01.2013 issued by the Revenue Department, regarding no objection certificates (NOCs).

6. In furtherance to the objective of expediting disposal of Mineral concession applications and in supersession of the orders issued in the G.O. vide reference 3<sup>rd</sup> cited, the following instructions are issued for strict compliance by all the officers of the Government at different levels:-

- (i) Immediately after receipt of application, the Assistant Director of Mines & Geology shall fix a date for inspection and survey & demarcation of the area applied for and send one set of application to the Tahsildar concerned to report on the category of the land and availability of the land for grant of Leases.
- (ii) The Tahsildar will send his report to the Assistant Director of Mines & Geology within a period of 30 days duly marking a copy of his report to the District Collector. The report of the Tahsildar, need not be routed through the intermediate level of Revenue Divisional Officer/ Sub- Collector.

- (iii) In respect of the Revenue lands adjoining or within 500 mts distance from the R.F. boundary, the Tahsildar shall issue NOC after obtaining no objection report from the Divisional Forest Officer concerned.
- (iv) In respect of Assigned Lands/Patta Lands, the Tahsildar shall indicate the names of the Assignees/Pattadars based on the latest land records for obtaining consent from them.
- (v) If District Collector is in agreement with report of Tahsildar, there is no need to make any further report to the Director of Mines & Geology/ Deputy Director of Mines and Geology as the case may be. However, if the District Collector disagrees with recommendations of the Tahsildar, he will send his recommendations to the Director of Mines & Geology / Deputy Director of Mines and Geology within 30 days from the date of receipt of report from Tahsildar. In case no report is received from the District Collector within 30 days, it will be assumed that the Collector has no objection in grant of Mineral concessions.
- (vi) The Assistant Director of Mines & Geology will submit his report along with recommendations of Tahsildar to the Director of Mines & Geology / Deputy Director of Mines and Geology, as the case may be, within 15 days from the date of receipt of report from Tahsildar. The Assistant Director of Mines & Geology shall send his recommendations directly to the Director of Mines & Geology in respect of the leases to be granted by the Director of Mines and Geology / Deputy Director of Mines and Geology, without routing the same through the Regional Deputy Director of Mines & Geology to save time.
- (vii) In order to ensure that the Officers at field level i.e, Assistant Director of Mines & Geology & Tahsildar take action and send their reports within the stipulated time, Government issued orders in G.O.Ms No. 220, Industries & Commerce (IP) Department, dated 01.09.1997 to include Assistant Director of Mines & Geology of the District as a member of District Industrial Promotion Committee and review of pending mineral concession applications as one of the item in the monthly District Industrial Promotion Committee meeting. If there are delays in receipt of report from Tahsildar, Assistant Director of Mines & Geology will bring such cases to the notice of Collector at the monthly District Industrial Promotion committee meeting. The District Collector will ensure that Tahsildar send their reports within the specific time.
- (viii) The Regional Deputy Director of Mines & Geology shall take up a detailed half yearly inspection of each of Assistant Director of Mines & Geology office in his jurisdiction in order to ensure that the direction of the Government for timely disposal of applications are complied with and the proposals being processed in accordance with rules and regulations.
- (ix) In respect of areas falling in the Forest, the Assistant Director of Mines & Geology will submit proposals to the Director of Mines & Geology with technical observations of the area applied for, with 9 sets of application as per the Forest Conservation Act 1980, duly filled in, by the respective applicants. The Director of Mines & Geology in turn will forward the statutory proformae to the Principal Chief Conservator of Forest, so as to enable the applicant to obtain the forest clearance under the said Act. The Principal Chief Conservator of Forest (PCCF) will make his

recommendations to the Government within a period of 30 days. The Government in the Environment Forests Science & Technology Department (EFS&T) will in turn make recommendations to the Chief Conservator of Forest (Central), at Bangalore or Government of India, as the case may be, in consultation with the Department of Industries & Commerce (Mines) Dept., within a period of 30 days.

- (x) On receipt of report from the Assistant Director of Mines & Geology concerned, the Director of Mines & Geology / Deputy Director of Mines and Geology shall either pass orders granting lease or make recommendations to the State Government / Director of Mines and Geology depending upon the delegation of powers within the period of 30 days. While passing orders or making recommendations to the Government, the Director of Mines & Geology / Deputy Director of Mines and Geology will take note of the opinion of the Collector on the recommendations of the Tahsildar, if any such opinion is received. If no opinion of the Collector is received, the Director of Mines & Geology / Deputy Director of Mines and Geology will pass orders or make his recommendations to the Government, as the case may be, on the basis of report of the Tahsildar.
- (xi) Government will scrutinize the proposals and pass final orders or make recommendations to the Government of India as the case may be within a period of 30 days.

7. All the District Collectors are instructed to refer the mineral concession applications pending for issuance of NOC to the Tahsildar concerned for taking further action.

8. This order issued with the concurrence of Revenue Department through e-office file bearing C.No.9226/M.II(1)/2014, dt. 29.06.2016 and Environment, Forest, Science and Technology Department while issuing G.O.Ms.No.181, Ind & Comm (M.I) Dept., dt. 28.05.1998 and in accordance with instructions issued by the Environment, Forest, Science and Technology Department vide references 5<sup>th</sup> & 6<sup>th</sup> read above.

9. The above instructions shall be followed meticulously by all the concerned.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M. GIRIJA SHANKAR  
SECRETARY TO GOVERNMENT (M&G AND FP) (FAC)

To  
The Director of Mines & Geology, Andhra Pradesh, Hyderabad.  
The Principal Chief Conservator of Forest, Govt. of A.P., Aranya Bhavan,  
Hyderabad.  
All the Collectors & Dist. Magistrates in the State, Govt. of AP.  
The Revenue Department / E.F.S. & T Dept.  
Copy to P.S. to Minister for Mines & Geology  
Copy to P.S. to Secretary to Govt., (M&G and FP)(FAC).  
Industries & Commerce (M.I/M.III) Department.  
SF/SCs.

//FORWARDED :: BY ORDER//

SECTION OFFICER