Revenue (1897) Department.

MISCELLANEOUS SERIES.

G.O., No. 1716

DATED 30th March 97

[Despatch Abstract.]

Stating that certain alterations ~~and additions~~ should be made in the circular regarding Mica Mining. Submitted by the Collector of Nellore.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
Go	5330	Rev	22.12.96				

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
Go	2240 / 1.5.97						

Revenue (1897) Department.

CURRENT No.

GOVERNMENT OF MADRAS
12 FEB 97
PUBLIC DEPARTMENT

From

The Board of Revenue, Land Revenue, Madras.

Order

No. 335 Misc.

Dated 26th January 1897.

Received 2nd Feby 1897

Registered 3rd

Enclosures 4.

Spare copies

SUBJECT.

Approving with remarks Circular relating to prospecting & mining for mica received from the Collector of Nellore & requesting the Collector to furnish the Board with 200 copies of the same for distribution to such persons as may apply to the Board for rules relating to Mica mining.

BACK PAPERS.

G.O.	No.	Department.	Date.
4.	5330	Rev.	

FURTHER PAPERS.

G.O.	No.	Department.	Date.

MICA MINING RULES.

The following revised rules for prospecting and mining for mica in the Nellore District based upon the proposals approved in G.O., No. 618 dated 13th November 1896, are published for information.

Prospecting.

1. *Applications.*—Licenses to prospect for mica either in the reserved forests, reserved lands or unreserved lands at the disposal of Government will be issued by the Collector in the Forest Branch to whom applications should be made.

2. Each application should be accompanied by a certificate of approval of Government under sections 10 (1) and 11 (3) of the Government of India mining rules, and should contain the following particulars:—

(*a*) the name, residence and profession of the applicant.

(*b*) a description as accurate as possible and illustrated by a sketch prepared to scale of the situation boundaries and area of the land with respect to which the license is required. The position of the plot required shall have been determined with reference to known points.

3. *Period of license.*—The term for which the license shall be granted shall be one year or such shorter term as the applicant may desire. The license may be renewed by the Collector for a further term not exceeding one year whenever he is satisfied that the licensee has been prevented from completing his search of the land by any cause other than his own default.

4. *Fees.*—A surface rent equal to the land assessment in the case of all classified and assessed lands, and in other cases to the rate at which corresponding lands in the neighbourhood are assessed for land revenue, shall be paid for the land covered by the license.

5. The licensee shall be allowed to remove free 1$^{\frac{1}{2}}$ cwt of mica from the land covered by his license and on all quantity removed in excess thereof a royalty of 5 per cent *advalorem* shall be levied.

6. *Size of blocks.*—No licensee shall be granted a prospecting license over any area either in excess of one square mile or less than 10 acres. The length of any block shall not exceed 4 times its breadth.

7. *Distance between grants to the same person.*—No licensee shall while his license is in force be granted a prospecting license with respect to any other land which is within 4 miles from the land covered by his license.

8. *Deposits.*—No prospecting license shall be granted unless the licensee shall before the license is granted deposit security in respect of each license such sum as the Collector may determine or give security to the like amount to the satisfaction of the Collector, the minimum deposit in any case being Rupees 500.

Mining.

9. *Applications.*— Applications for the grant of mining leases in reserved forests, reserved lands and unreserved lands at the disposal of Government should be presented to the Collector.

10. Each application should contain.

(*a*) The name, residence and profession of the applicant.

(*b*) a map of the area over, which the proposed lease is to extend. The map should be prepared to scale and the position of the plot determined with reference to know points.

11. *Period of lease.*—The term for which a mining lease will be granted is 30 years.

12. *Fees* (i) *Royalty.*—The lessee shall pay a royalty of 5 per cent advalorem on mica removed from any mine. Estimates of the value of mica according to the size of the slabs in which it is removed will be framed time to time and each lessee shall deposit the amount of royalty due as calculated on the assumption that all the mica removed from his mine is the best of its size and will fetch the estimated value; if however the lessee subsequently produces a broker's certificate showing the actual receipts for the sales of mcia under each dimension he ~~would~~ be allowed to recover any short-fall.

As a tentative measusre royalty will be calculated on the scale (annexure A) drawn up by the Board ~~and sanctioned~~ by Government.

13. (ii) *Dead rent.*—The lessee shall also pay for every year after the first year an yearly dead rent of one Rupee per acre.

14. (iii) *Surface rent.*—The lessee shall also pay for all land which he may take up, use, or occupy for the purpose of the mine a surface rent equal to the land assessment in the case of classified and assessed lands and a uniform rate of 1 rupee per acre in the case of unassessed and poramboke lands.

15. *Size of blocks.*—The length of a block shall not be allowed to exceed 4 times its breadth and no lessee shall be granted a mining lease over any area either in excess of $\frac{1}{2}$ a square mile or less than 3 acres.

16. *Distance between grants to the same person.*—No lessee shall be granted either in the same lease or in separate leases more than one block unless the distance between each two of such blocks is not less than ½ a mile.

17. *Deposits.*—No mining lease shall be issued unless the lessee shall before the license is issued deposit as security in respect of each lease such sum as the Collector may determine or give security to the like amount to the satisfaction of the Collector, the minimum deposit in any case being rupees 500. Each lessee shall be responsible for filling up pits excavated by him unless the royalty paid in respect of any such excavation exceeds rupees 200.

19. *Form of lease accounts &c.*—The form and conditions of the lease will be published on receipt from Government. Pending such publication every lessee shall maintain an account in the form annexure B, and furnish an extract therefrom to the Collector on the 15th and last day of each month, failing which the lease shall be cancelled.

20. *Serial.*—Subject to the limitations mentioned in rules 7 and 16 *supra*, there is no objection to the same person having a prospecting and a mining block adjacent to each other or within the prohibited degrees of distance.

21. *Prospecting and mining for mica in pátta lands.*—Any ryot desirous of excavating mica on a large scale for the purpose of prospecting in his patta holding shall deposit a security of Rs. 500 and take out a prospecting license failing which the excavation will at once be treated as a mine. In the latter case the pattadar shall pay a royalty of 50 per cent. *advalorem* or a dead rent of Rs. 250 an acre whichever is greater. The rules as to levy of royalty and dead rent above enumerated apply also to mica mining in patta lands.

NOTE.—The above rules are only an amplication of the Government of India mining rules in so far as they relate to mica.

NELLORE COLLECTOR'S OFFICE,
19*th December* 1896.

W. S. MEYER,
Ag. Collector.

ANNEXURE A.

SCHEDULE showing the scale to be adopted for the purpose of calculating royalty leviable on every pound of mica removed from a mine (paragraph 4 of Board's Proceedings, No. 362, dated 24th September 1895.)

Size.	Estimated value. RS. A. P.
Two square inches and under	0 2 0
Above 2 inches and not more than 4	0 6 0
Do. 4 „ do. 8	0 12 0
Do. 8 „ do. 12	1 0 0
Do. 12 „ do. 16	2 0 0
Do. 16 „ do. 24	3 0 0
Do. 24 „ do. 32	4 0 0
Do. 32 „ do. 40	5 0 0
Do. 40 „ do. 48	6 0 0
Do. 48 „ do. 56	7 0 0
Do. 56 „ do. 64	8 0 0
Do. 64 „ do. 72	9 0 0
Do. 72 „ do. 80	10 0 0
Do. 80 „ do. 88	11 0 0
Do. 88 „ do. 96	12 0 0
Do. 96 „ do. 194	13 0 0
and so on.	

ANNEXURE B.

Daily account showing quantity of mica and the amount of royalty paid.

1	Taluk.
2	Village.
3	Name of the licensee or lessee, his residence and profession.
4	Area covered by the license or lease, with particulars of survey number or boundaries.
5	Dead-rent.
6	Surface-rent.
7	Weight of slabs removed from the mine to store.
8	Size and weight of plates removed from the premises classified as per schedule annexed.
9	Name of the place to which the plates are sent.
10	Name of the consignee.
11	Estimated value of the plates in column 8.
12	Royalty paid at 5% on the value shown in column 11.
13	Weight and size of plates on which drawback is claimed under broker's certificate.
14	Certified value of the plates shown in column 13.
15	Royalty at 5% on the value shown in column 14.
16	Drawback claimed, viz., the difference between the entries in columns 12 and 15.
17	Net royalty.
18	Remarks.

2,000
16-7-96

REVENUE BOARD OFFICE. MADRAS.

Proceedings of the Board of Revenue

(Land Revenue).

No.335 Misc.,dated 26th January 1897.

Read the following Endorsement of the Conservator of Forests Central Circle,No.912,dated 6th January 1897,on letter from the Collector of Nellore,Ref.No.134/B For.,dated 18th December 1896.

Forwarded.

Resolution.

The circular relating to prospecting and mining for mica received with the Collector's letter read above is approved subject to the following remarks:-

(1) Para 11 of the circular-

The Board sees no objection to the adoption of the full term of 30years in cases where the mines seem to be of value and the Collector is satisfied that the applicants are men who can be relied on to work on a large scale and to carry out implicitly the provisions of the lease with regard to weighments and accounts.In other cases,the leases should

~~before~~ be for short terms only. Para 11 should therefore run as follows:—

"The maximum term for which a mining lease will be granted is 30 years."

(2) Para 12

The words "and sanctioned by Government " should be omitted.

(3) Para 13 should be modified as follows with reference to para 23(ii) of the Government of India mining rules:-

"The lessee shall also pay for every year after the first year an annual dead-rent of one rupee per acre provided that no lessee shall pay both royalty and dead-rent in respect of the same lease but only such one of them as may be the greater in amount".

(4) Para 16. The following shall be added to this para:—
"It will, however, be open to the Collector to allow a lessee to give up his original lease and take out a new one embracing a larger area provided the prescribed limits as regards time & area are not exceeded."

(5) Para 19

For the words "The form and conditions of the lease", substitute "The forms of licenses and leases."

(6) Annexure A

For Rs.3-0-3 read Rs.3-0-0

For 194 -- 104.

2. For the inspection of the accounts and premises, an establishment consisting of a temporary Forester or Deputy Ranger on Rs.40 & of a peon on Rs.6 per mensem is sanctioned. The cost can be met from the Forest Budget("A Conservancy & works").

3. The Board takes this opportunity to request the Collector to collect information regarding the status and estimated produce of every existing mine, and area covered by prospecting licenses. Special arrangement should also be made for the adequate inspection of really important mines, and ~~feer~~ for ascertaining in the case of each mine whether facilities for the fraudulent disposal of mica are afforded in any case by the existence of private mines in the neighbourhood. For the above purposes the ordinary revenue and forest establishments may be utilized when convenient.

4. The Collector is requested to furnish the Board with 200 copies of the circular for distribution to such persons as may apply to the Board ~~(Settlement)~~ for rules relating to Mica mining.

(True Copy & Extract)

Secretary

To

The Collector of Nellore.

Copy to the Conservator of Forests Central Circle,

Copy to the Secretary to Government, Revenue Department, with a copy of the draft circular & letter to be returned.

Md.R.H.

fol-

to collect [illegible]

Mica Mining in Nellore, Collector's Circular

Read Cir 685 of 1897

H.M.

Please see the comments. H.M. has noted his views

Subjoined office draft of the marginal. A revised order will issue when the views

DA 14.3.97

GO mis

The Hon'ble Mr J Gorse C.S.I.E

In addition to the alterations and additions suggested by the Board of Rev in its Proc read above, the following modifications seem necessary in the circular:- see also clause (3)

Para — according to clause (c) under para 3 of the standing order no 15, the state has full right to mines and minerals 'in inams held on service tenure i.e as wages for public service and unenfranchised' the para should accordingly be modified by the insertion of the words 'or unenfranchised service inamlands' after the words 'Govt

Rule 6 - Add at the end of para, the words 'in the manner prescribed in para 12 ref' as would be such an addition, different the case of arise as to the mode of calculating royalty.

Para 17 - alter the word 'license' in the 1st line into 'lease' and 'you' in the second line into 'grantee'

Hm.

Seen

It need not be better to refer to "all the lands "specified in para 3 of the "B.S.O." of which the principal "clauses are" & there enter the clauses specified in para 1 of the Coll's circular

JG 24/3/97

DA 14.3.97

Hm.

Seen

The difficulty, if any, may be left to the Collector to solve. The presumption is that rule 12 applies

JG 24/3/97

DA 14.3.97

JG 24/3/97

DA 14.3.97

c.18/3/97.

Para 21. Sl. Willie observes that in accordance with para 2 of the standing order, the right of the state to minerals is limited to a share in the produce of the minerals worked also in unenfranchised shrotriems and minor inams not falling under clause(c) of para 3 of the S.O, unless there has been an express conveyance of the rights to minerals in the original grant. In view of the above principle the Board of Revenue is requested to consider whether there are any shrotriems and inams of the class contemplated above and if there are to modify the Para 21 so as to include them also.

Board of Revenue (L&R) Q.00
with collrs letters rets.

Delayed for three weeks by Govt. in mailing

This point requires notice
D
11.3.97

24/3/97

REVENUE DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read C. No. 985 of 1897.

Order, No. 1716 Mis, dt 30th March 97

In addition to the alterations and additions suggested by the Board of Revenue the following modifications appear desirable in the circulars which it is proposed to distribute:---

Para 1. This should run as follows:-- "Licenses to prospect for mica in the ~~x~~ classes of lands specified in para 3 of Board's S.O. No. 15 (of which the principal are reserved forests, reserved lands and unreserved lands at the disposal of Govt.) will be issued by the Collector in the Forest Branch, to whom applications should be addressed.

Para 17. For the words "License is ~~x~~ issued" should be substituted the words "Lease is granted".

Para 21. This paragraph should be amplified so as to cover the case of mica occurring in unenfranchised shrotriems and minor inams of the class referred to in Clause (c) of para 2 of B.S.O. No. 15., unless no such lands exist in the Nellore district

To Board of Rev (L&R) Letters 26/3/97 3 215 3 4

When given for copying ——
When copied ——
When examined ——
When signed ——
} 189

READ AGAIN G.O., No.
189 , ,

DATED

CURRENT

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT	A	A	A	A	A	A	A
LETTER OF GOVERNMENT							
STATEMENT WITH DITTO							
PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH IN ORIGINAL.							

N.B.—
A = Copy in full.
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