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PART - II

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GOVERNMENT OF PUDUCHERRY
DEPARTMENT OF REVENUE AND DISASTER MANAGEMENT

No. 4567/DRDM/C2/MM/Desilting/2018.

Puducherry, the 9th July 2019.

NOTIFICATION

In exercise of the powers conferred by sub-section (1) of section 15 of the Mines and Minerals (Regulation and Development) Act, 1957 (Central Act 67 of 1957), the Lieutenant-Governor, Puducherry, hereby makes the following amendment to the Puducherry Minor Minerals (Concession) Rules, 1977 notified in G.O. Ms. No. 57, dated 20th April, 1977 of the Development Department, Government of Puducherry, namely:—

1. *Short title, extent and commencement.*—(1) These rules may be called the Puducherry Minor Minerals (Concession) Amendment Rules, 2019.

(2) They shall extend to the whole of the Union territory of Puducherry.

(3) They shall come into force on and from the date of their publication in the Official Gazette.

2. In the Puducherry Minor Minerals (Concession) Rules, 1977, after sub-rule (3) of rule 57, the following provision shall be added, namely—

“(4) Notwithstanding the provisions as contained in sub-rule (1) to sub-rule (3), the public may be allowed to desilt at their cost the identified tanks/ponds under the control of Public Works Department or Local Body subject to the conditions that—

(i) the ponds/tanks shall be identified for this purpose by Public Works Department/Local Body concerned and notified by way of a Government Order and the desilting works shall be supervised by the said Public Works Department/Local Body.

(ii) the applicant shall obtain a transport permit in Form MM-13 from the Deputy Collector(Revenue) concerned after submission of application in Form MM-12.

(iii) the applicant shall provide to the Deputy Collector (Revenue) concerned his name, address, name of identified pond/tank, quantity to be lifted, intended use, date before which lifting shall be completed and mode of transport.

(iv) the silt shall be removed by the applicant at his own cost and no damage shall be caused to the tank/pond or to the capacity of the water body during the silt removal and that the applicant shall compensate for the damages, if it so happens.

(v) the Deputy Collector (Revenue) concerned shall issue transport permit with a copy to the Public Works Department or Local Body concerned for keeping a watch on the desilting operations.

(vi) the Public Works Department/Local Body shall not charge any fee from the person lifting the silt from the identified tank/pond.

(vii) royalty of ₹ 50 per cart, ₹ 100 per tractor and ₹ 150 per lorry shall be charged and collected by the Revenue Department.”

(By order of the Lieutenant-Governor)

ASHOK KUMAR, I.A.S.,
Secretary to Government (Revenue).

FORM MM-12

Application for Obtaining Permission to Desilt from the Notified Government Ponds/Tanks

[Rule 57 (4)]

(To be submitted in triplicate)

Dated day of 20

Received

at (time)

on (date)

at (place)

(Signature of Receiving Officer)

To

The Deputy Collector (Revenue)

.....
.....

Sir,

I/We request that a transport permit under the Puducherry Minor Minerals (Concession) Rules, 1977 may be granted to me/us.

2. The required particulars are given below—

(a) Name of the applicant :

(b) Address :

(c) Name of identified pond/tank :

- (d) Quantity to be lifted :
- (e) Intended use :
- (f) Date before which lifting will be completed :
- (g) Mode of transport :

I/We do hereby undertake that the silt shall be removed at my own cost and no damage shall be caused to the tank/pond or to the capacity of the water body during the silt removal and that I shall compensate for the damages, if, it so happens.

Yours faithfully,

[Signature of the applicant(s)]

Place : Name of the Applicant(s) :

Date :

FORM MM-13

Transport Permit

[Rule 57 (4)]

Whereas, Shri/Smt. has/have applied for a permit to remove clay/silt from the pond/tank notified by the Government in under rule 57 of the Puducherry Mines and Minerals (Concession) Rules, 1977.

Permission is hereby granted for removal of clay/silt from the pond/tank mentioned below within a period of months from today subject to the conditions mentioned below:-

DETAILS OF POND/TANK

Region	Commune	Village	Notified tank/pond	Quantity to be lifted
(1)	(2)	(3)	(4)	(5)

Removal of clay/silt should not be more than the depth specified by the Public Works Department/Local Bodies.

The holder of the permit shall extract the clay/silt in such a manner that it shall not disturb or damage the bund or any road, public ways, building premises, public grounds or public property.

Transportation of the clay/silt should be made in vehicle with proper covering or escalation and without causing any inconvenience to the public.

Transportation of the clay/silt should be made well before the expiry of the prescribed date of permit or as soon as the quantity of clay/silt is removed as authorized by the Public Works Department/Local Bodies, whichever is earlier.

The permit holder has to transport the clay/silt in the mode of transport specified in the MM-12 with a speed limit of 30 Km per hour. The silt shall be transported through (route). The Truck Driver and Cleaner of the vehicle shall be instructed to keep the copy of the order and the same shall be produced before the Government Authorities, whenever demanded. The permit holder is hereby instructed not to indulge in any illegal activities and he should immediately report to the undersigned if, any events attracts law and order problem, which affects peace and tranquillity.

The permit holder shall strictly abide by other conditions laid down in the Puducherry Mines and Minerals (Concession) Rules, 1977 regarding transportation of clay/silt.

The vehicle used for the transportation of clay/silt is/are

Deputy Collector (Revenue).
