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PART-IIA

GOVERNMENT OF MEGHALAYA

NOTIFICATIONS

The 28th March, 2024.

OFFICE MEMORANDUM

Subject:- Standard Operating Procedure for obtaining authorisation of the State Government for inclusion of discovered mineral (other than Coal, Lignite, atomic minerals and minor minerals) in the Prospecting Licence or Mining Lease which is not already specified in the Licence or Lease.

No.MG.15/2024/23. - Whereas, the ownership of the land as well as of the sub-soil minerals in the State of Meghalaya vest in Tribal individuals or Tribal community;

And Whereas, Chapter IX (containing Rules 26 to 34) of **the Minerals (Other than Atomic and Hydro Carbons Energy Minerals) Concession Rules, 2016** (hereinafter referred to as the "Minerals (OAHCEM) Concession Rules, 2016") framed by the Central Government under the Mines and Minerals (Development and Regulation) Act, 1957 provides the procedure for obtaining a Prospecting Licence or Mining Lease in respect of land in which the minerals vest in a person other than the Government;

And Whereas, Prospecting Licence or Mining Lease in respect of minerals other than Coal, Lignite, atomic minerals and minor minerals in the State of Meghalaya are granted and regulated under the said Chapter IX of the Minerals (OAHCEM) Concession Rules, 2016;

And Whereas, the holder of Prospecting Licence or Mining Lease may discover any new mineral which are not specified in their Licence or Lease in association with the primary minerals specified in Licence or Lease during prospecting or mining operations or during processing or beneficiation of primary minerals;

And Whereas, it is in interest of conservation of minerals and encouraging zero-waste mining to facilitate the inclusion of discovered mineral in the Prospecting Licence or the Mining Lease;

And Whereas, it is also noted that many critical minerals which are not sufficiently available in the country are found in small quantities in association with other main minerals. The importance of critical mineral such as Rare Earth Elements, Titanium, Vanadium, Nickel, Gallium, Cadmium, etc. have increased in the economy due to their application in green energy transition, electric mobility, electronics manufacturing, etc. It is in

economic interest of the State as well as public interest it is expedient to provide a policy to facilitate mining of critical minerals found in association with other main minerals.

And Whereas, in view of the above, it is necessary to provide Standard Operating Procedure for inclusion of any mineral not already specified in the Prospecting Licence or Mining Lease in the State of Meghalaya.

Now Therefore, the Government of Meghalaya hereby notifies the following '**Standard Operating Procedure**' [hereinafter, referred to as the '**SOP**'] for obtaining authorisation of the State Government for inclusion of any mineral in the Prospecting Licence or Mining Lease which is not already specified therein:—

CHAPTER-I: APPLICABILITY OF THE SOP

1. The SOP is applicable in case of Prospecting Licence or Mining Lease for minerals **other than** Coal, Lignite, atomic minerals and minor minerals in the State of Meghalaya which are granted and regulated under the said Chapter IX of the Minerals (OAHCEM) Concession Rules, 2016.

CHAPTER-II: PROCEDURE FOR DEEMED AUTHORISATION FOR INCLUSION OF MINERAL IN PROSPECTING LICENCE

2. The licensee shall submit an application to the State Government in quadruplicate in **Form-A** of this SOP reporting the discovery of any mineral not already specified in the Prospecting Licence and for obtaining authorisation of the State Government for inclusion of such discovered mineral in the Prospecting Licence within a period of 60 (sixty) days from the date of such discovery.

A. Application Format and Fee in case of Prospecting Licence

3. The application shall be made in **Form-A** enclosed to this SoP. The application shall be accompanied by a fee of ₹1,00,000/- (Rupees one lakhs) only for every Square kilometre of land applied for.

B. Cover Letter

4. The cover letter of the Application shall contain the following:

(i) A declaration that the application is made after obtaining consent of the land-owner/ licensor for inclusion of the discovered mineral in the Prospecting Licence;

(ii) A declaration to the effect that the application is being made under the provisions of Chapter IX of the Minerals (OAHCEM) Concession Rules, 2016 (As amended up to date);

(iii) A declaration to the effect that the applicant continues to be in compliance of the terms and conditions of the Prospecting Licence and the provisions of Chapter IX of the Minerals (OAHCEM) Concession Rules, 2016 (As amended up to date);

(iv) A declaration to the effect that the application in 'Form-A' along with the respective enclosures have been duly authenticated by the respective Departments of the Government of Meghalaya or a Nodal Officer which may be appointed by the State Government for that purpose;

(iv) A declaration to the effect that the English translated version of documents submitted in support of the application (if any) are true and correct translations of the respective originals.

D. Deemed Authorisation for Inclusion of Mineral in Prospecting Licence

5. Consequent upon submission of application by the licensee in accordance with the procedure prescribed in this Chapter of SOP, such newly discovered mineral shall be deemed to have been granted authorisation of the State Government and deemed included in the Prospecting Licence.

E. Other Terms and Conditions

6. The inclusion of newly discovered mineral in the Prospecting Licence shall be subject to the following terms and conditions, namely:—

(i) The period, area and other terms and conditions of the authorisation granted by the State Government under Rule 27 of the Minerals (OAHCEM) Concession Rules, 2016 shall remain the same.

(ii) The Licencee shall continue to undertake prospecting operations in accordance with the scheme of prospecting submitted to the Indian Bureau of Mines and in case of requirement of any revision in the scheme, the Licencee shall follow the procedure specified in Mineral Conservation and Development Rules, 2017 for submitting the revised scheme.

(iii) The Licencee shall submit to the State Government a full report of prospecting operations done by him and disclose all information acquired by him in the course of the operations carried out regarding geology and mineral resources of the area.

CHAPTER-III: PROCEDURE FOR AUTHORISATION FOR INCLUSION OF MINERAL IN MINING LEASE

7. The lessee shall submit an application to the State Government in quadruplicate in **Form-B** of this SOP reporting the discovery of any mineral not already specified in the Mining Lease and for obtaining authorisation of the State Government for inclusion of such discovered mineral in the Mining Lease within a period of 60 (sixty) days from the date of such discovery.

A. Application Format and Fee in case of Mining Lease

8. The application shall be made in **Form-B** enclosed to this SoP. The application shall be accompanied by a fee of ₹ 5,000/- (Rupees five thousands) only for every hectare of land applied for..

B. Cover Letter

9. The cover letter of the application shall contain the following:

(i) A declaration that the application is made after obtaining consent of the land-owner/ lessor for inclusion of the discovered mineral in the Mining Lease;

(ii) A declaration to the effect that the application is being made under the provisions of Chapter IX of the Minerals (OAHCEM) Concession Rules, 2016 (as amended up to date);

(iii) A declaration to the effect that the applicant continues to be in compliance of the terms and conditions of the Mining Lease and the provisions of Chapter IX of the Minerals (OAHCEM) Concession Rules, 2016 (As amended up to date);

(iv) A declaration to the effect that the application in 'Form-B' along with the respective enclosures have been duly authenticated by the respective Departments of the Government of Meghalaya or a Nodal Officer which may be appointed by the State Government for that purpose;

(iv) A declaration to the effect that the English translated version of documents submitted in support of the application (if any) are true and correct translations of the respective originals.

D. Authorisation for Inclusion of Mineral in Mining Lease

10. The State Government shall, upon satisfying itself of the *bona fides* of the applicant, pass an order, in writing, within a period of ninety (90) days from the date of receiving the application, either rejecting the application or authorising the applicant to include such newly discovered mineral in the Mining Lease.

11. Upon authorisation of the State Government, the land-owner/ lessor and lessee shall execute a supplementary mining lease for inclusion of the such newly discovered mineral in the Mining Lease and shall get it registered in accordance with the law.

12. Certified copy of the supplementary lease deed in duplicate shall be submitted to the State Government within three (3) months of authorisation from the State Government as required under Rule 30 of the Minerals (OAHCEM) Concession Rules, 2016.

E. Other Terms and Conditions

13. The inclusion of newly discovered mineral in the Prospecting Licence shall be subject to the following terms and conditions, namely:—

(i) The period, area and other terms and conditions of the authorisation granted by the State Government under Rule 27 of the Minerals (OAHCEM) Concession Rules, 2016 shall remain the same and the lessee shall continue to be in compliance of the said terms and conditions.

(ii) The lessee shall continue to undertake mining operations in accordance with the mining plan approved by the Indian Bureau of Mines and in case of requirement of any revision in the mining plan, the lessee shall follow the procedure specified in Mineral Conservation and Development Rules, 2017 for submission and approval of mining plan.

(iii) The lessee shall continue to be in compliance of condition stipulated under the Environmental Clearance, Forest Clearance, consent to operate and other statutory clearances.

(iv) The lessee shall pay royalty, payment to District Mineral Foundation Trust and National Mineral Exploration Trust and other statutory payment as applicable on such newly discovered mineral.

(v) Transportation of minerals has to be in accordance with the Meghalaya Minerals (Prevention of Illegal Mining Transportation and Storage) Rules and as per the provisions and conditions of the approved mining plan.

(vi) Safety aspects: Safety of mine workers shall be ensured in compliance of the Mines Act, 1952/ the Occupational Safety, Health and Working Conditions Code, 2020.

E. KHARMALKI,

Secretary to the Govt. of Meghalaya,
Mining and Geology Department.

To be submitted in Quadruplicate

Received at..... (Place)

On..... (Date)

Initial of Receiving Officer

GOVERNMENT OF MEGHALAYA

FORM-A

Application for authorisation of the State Government for inclusion of newly discovered mineral in the Prospecting Licence in respect of land in which the minerals vest in a person other than the Government.

(See Chapter IX of the Minerals (Other than Atomic and Hydro Carbons Energy Minerals) Concession Rules, 2016)

Dated _____ day of _____ (month), 2024.

To,
The Secretary
Mining and Geology Department
Government of Meghalaya.

1. I/We report that occurrence of [name of new mineral] mineral(s) have been discovered in the area covered under the Prospecting Licence of the licensee on [date] along with the [name of minerals specified in PL] minerals already specified in the Prospecting Licence and request that authorisation of the State Government for inclusion of such newly discovered mineral in the Prospecting Licence under Chapter IX of the Minerals (Other than Atomic and Hydro Carbons Energy Minerals) Concession Rules, 2016 (hereinafter, the Minerals (OAHCEM) Concession Rules, 2016) be issued to me/us.

2. A sum of ₹ _____ being the fee in respect of this application has been deposited *vide* Treasury Challan No. _____.

3. The required particulars are given below:-

(i) Order No. and date of the authorisation of the State Government for grant of Prospecting Licence under Rule 27 of the Minerals (OAHCEM) Concession Rules, 2016:

(ii) Name of the Land-owner/ Grantor of Prospecting Licence with complete address and contact number:

(iii) Name of the holder of Prospecting Licence with complete address and contact number:

(iv) Date of grant and execution of Prospecting Licence:

(v) Date of expiry of the Prospecting Licence:

(vi) Mineral(s) originally specified in the Prospecting Licence:

(vii) Mineral(s) applied to be included in the Prospecting Licence:

(viii) Brief description regarding discovery of the new mineral(s) to be included in the Prospecting Licence (Quantity, Grade, Primary Ores, etc.):

(ix) Particulars of receipted treasury challan attached for the amount referred to at 2 above:

(x) Details of the consent of the land-owner/ grantor of the Prospecting Licence:

(xi) Any other information:

I/we do hereby declare that the particulars furnished above are correct and I/we am/are ready to furnish any other details as may be required by you.

Yours faithfully,

Signature of the Prospecting Licence Holder

Place:

Date :

Enclosures to the Application:

Checklist

Documents	[√ or X]	Particulars
1. Copy of the consent of the land-owner/ grantor of the Prospecting Licence for inclusion of newly discovered mineral in the Prospecting Licence		
2. Copy of the order of the State Government for authorisation for grant of Prospecting Licence under Rule 27 of the Minerals (OAHCEM) Concession Rules, 2016		
3. Copy of the Prospecting Licence		

To be submitted in Quadruplicate

Received at..... (Place)

On..... (Date)

Initial of Receiving Officer

GOVERNMENT OF MEGHALAYA**FORM-B**

Application for authorisation of the State Government for inclusion of newly discovered mineral in the Mining Lease in respect of land in which the minerals vest in a person other than the Government.

(See Chapter IX of the Minerals (Other than Atomic and Hydro Carbons Energy Minerals) Concession Rules, 2016)

Dated _____ day of _____ month, 20____

To,
The Secretary
Mining and Geology Department
Government of Meghalaya.

1. I/We report that occurrence of [name of new mineral] mineral(s) have been discovered in the area covered under the Mining Lease of the lessee on [date] along with the [name of minerals specified in ML] minerals already specified in the Prospecting Licence and request that authorisation of the State Government for inclusion of such newly discovered mineral in the Mining Lease under Chapter IX of the Minerals (Other than Atomic and Hydro Carbons Energy Minerals) Concession Rules, 2016 (hereinafter, the Minerals (OAHCEM) Concession Rules, 2016) be issued to me/us.

2. A sum of ₹ _____ being the fee in respect of this application has been deposited *vide* Treasury Challan No. _____.

3. The required particulars are given below:-

(i) Order No. and date of the authorisation of the State Government for grant of Mining Lease under Rule 27 of the Minerals (OAHCEM) Concession Rules, 2016:

(ii) Name of the Land-owner/ Grantor of Mining Lease with complete address and contact number:

(iii) Name of the holder of Mining Lease with complete address and contact number:

(iv) Date of grant and execution of Mining Lease:

(v) Date of expiry of the Mining Lease:

(vi) Mineral(s) originally specified in the Mining Lease:

(vii) Mineral(s) applied to be included in the Mining Lease:

(viii) Brief description regarding discovery of the new mineral(s) to be included in the Mining Lease (Quantity, Grade, Primary Ores, etc.):

(ix) Particulars of receipted treasury challan attached for the amount referred to at 2 above:

(x) Details of the consent of the land-owner/ grantor of the Mining Lease:

(xi) Any other information:

I/we do hereby declare that the particulars furnished above are correct and I/ we am/are ready to furnish any other details as may be required by you.

Yours faithfully,

Signature of the Prospecting Licence Holder

Place:

Date:

Enclosures to the Application:

Checklist

Documents	[√ or X]	Particulars
1. Copy of the consent of the land-owner/ grantor of the Mining Lease for inclusion of newly discovered mineral in the Mining Lease		
2. Copy of the order of the State Government for authorisation for grant of Mining Lease under Rule 27 of the Minerals (OAHCEM) Concession Rules, 2016		
3. Copy of the Mining Lease		

The 23rd July, 2024.

OFFICE MEMORANDUM

Subject:- Maintenance of Reservation Roster - Amendments thereof.

No.PER(AR)25/2022/Pt/24. - In partial modification of this Department's OM No.PER(AR)25/2022/Pt/23, dated 14th of June, 2023 the following lines may be added as under:

In Sub-para 3 (i) of Para B the line "For District Level Posts, format given in Annexure IV-A will be maintained, "is hereby added. The Para will now be *read* as:

"For posts where Reservation of posts for Persons with Disabilities (PWDs) is not applicable, a 100 points Reservation Roster is to be maintained by the Administrative Department/Heads of Department/District Heads/PSUs with sanctioned posts concerned for each category of post, as per format given in Annexure 1. For District Level Posts, format given in Annexure IV-A will be maintained."

In Sub-para 3(ii) of Para B the line "For District Level Posts, format given in Annexure IV-B will be maintained." is hereby added. The Para will now be read as:

"For posts which have been identified as eligible for Persons with Disabilities (PWDs) a Reservation Roster is to be maintained by the Administrative Department/Heads of Department/District Heads/PSUs with sanctioned posts concerned for each category of post, as per format given in Annexure II (204 Points). For District Level Posts, format given in Annexure IV-B will be maintained. The posts that have been identified as suitable for PWDs have been notified by Personnel and A.R. Department *vide* notification No.PER(AR).150/ 88/Pt.282, dated 25th January, 2012."

In Para C, the Sub-Para (d) is hereby added as follows:

"d. Notwithstanding anything contained in paras (a), (b) & (c) above, for recruitment that are done by the District Selection Committee for recruitment of posts at the District Level, the Appointing Authority shall forward the Reservation Roster along with the list of vacancies, category wise, to the Deputy Commissioner and Chairman of the District Selection Committee who shall compile the vacancies post wise and after approval, advertise the post category-wise as per the Reservation Roster. For the purpose of this para, the appointing authorities for District Level Posts will also include appointments made by the Directorates. "

In Para F the lines "So for District/Sub-Divisional Level Posts, the Reservation Rosters as provided for in Annexure I and Annexure II may be maintained accordingly by the authorities concerned." is hereby partially modified with the lines "For District Level/Sub-Divisional level posts, the Reservation Roster format for posts not eligible for Persons With Disabilities (PWDs) shall be as per format at Annexure IV-A and the Reservation Roster format for posts eligible for Persons With Disabilities (PWDs) shall be as per format at Annexure IV-B."

In partial modification of the O.M. No.PER (AR) 25/2022/Pt.I/5, dated 25th July, 2023 the following line "For District level posts, format given at Annexure IV-C will be maintained" is hereby added to Para 1 of the said O.M. The Para will now be *read* as follows:

"The undersigned is directed to invite attention to the Government Memorandum No.PER(AR).25/2022/Pt./23, dated 14th June, 2023 and to say that as the Reservation Roster is a Cadre based Roster, the 204 points Roster that is applied to posts which are eligible for Persons with Disabilities (PWDs) have to be further expanded to accommodate those posts having a cadre strength larger than 204. Therefore, for those posts having a cadre strength larger than 204, the 204 points Reservation Roster may further be extended till it reaches the 1000th point in the Reservation Roster. Thus, this extension of the PWD Roster will then cover all the posts having huge cadre strength. The extended Reservation Roster is placed at Annexure-III. For District level posts, format given at Annexure IV-C will be maintained."

C. V. D. DIENGDOH,

Secretary to the Govt. of Meghalaya,
Personnel & A.R.(B) Department.

The 23rd July, 2024.

PRELIMINARY DECLARATION OF PROTECTED SITES

No.MAC 3/2024/17. - In exercise of the powers conferred under Section 3 (1) (2) of the Meghalaya Heritage Act, 2012, the Government of Meghalaya hereby proposes to declare the **Law Lyngdoh (Sacred Grove) of Raid Sawkur Nongkseh, Nongkseh CT in East Khasi Hills as "Protected Site"**.

Objections to the issue of this notification, if any, received within thirty days from the date of issue of this notification will be considered by the Government.

F. R. KHARKONGOR,

Principal Secretary to the Govt. of Meghalaya,
Arts and Culture Department.

The 18th July, 2024.

No.PDS.26/2023/106. - The Governor of Meghalaya is pleased to notify the implementation of the Central Government "**Scheme to provide financial assistance to poor prisoners**" in the State of Meghalaya with immediate effect.

W. NONGSIEJ,

Secretary to the Government of Meghalaya,
Department of Prisons & Correctional Services.

The 18th July, 2024.

No.PDS.31/2022/134. - The Governor of Meghalaya is pleased to notify **THE MEGHALAYA PRISONS & CORRECTIONAL SERVICE RULES, 2024** to regulate the recruitment and the conditions of service of persons appointed to the Department of Prisons & Correctional Service of Meghalaya.

W. NONGSIEJ,

Secretary to the Government of Meghalaya,
Department of Prisons & Correctional Services.

The 23rd July, 2024.

No.UAU.69/2024/32. - The Governor of Meghalaya is pleased to notify the Shillong Municipal Board as the Implementing Agency (IA) for the improvement of Umjasai Water Source Project.

VIJAY KUMAR D.,

Commissioner & Secretary to the Govt. of Meghalaya,
Urban Affairs Department.

The 23rd July, 2024.

No.FE.509/2023/16. - In pursuance of Clause (3) of Article 166 of the Constitution of India and all other powers enabling him in this behalf, the Governor of Meghalaya is pleased to further amend the Meghalaya Delegation of Financial Power Rules, 2023 (As amended) thereafter referred to as Principal Rules, namely:-

1. **Short title and commencement** - (1) These Rules may be called the Meghalaya Delegation of Financial Powers (Amendment) Rules, 2024.
- (2) They shall come into force from the date of notification in the Official Gazette.

2. Amendment of Schedule IV -

In Schedule IV of the Principal Rules for the Office of the Chief Commissioner, Meghalaya State Public Services Delivery Commission after the existing entries Sl. no. 33 "Meghalaya Public Service Commission" the following new entries Sl. No. 34 shall be added, namely:-

MEGHALAYA STATE PUBLIC SERVICES DELIVERY COMMISSION

Sl. No.	Nature of Powers	Authority	Extent of Powers	General Conditions
1.	Sanction of advance of Domestic Travelling Allowances to Employees of the Commission.	Secretary MSPSDC	Full Power	Subject to: (a) Budget provision, (b) In accordance with the procedure issued by Govt. from time to time, (c) Approval of the Chief Commissioner, MSPSDC.
2.	Sanction expenditure on seminar /workshop, exhibitions, fairs, shows.	Secretary MSPSDC	Full Power	Subject to: (a) Budget provision, (b) Approval of the Chief Commissioner, MSPSDC.
3.	Major repairs and overhauling of departmental vehicle/ machineries/ equipment.	Secretary MSPSDC	Full Power	(a) Repair should be done only on the report and recommendation of the D.T.O/Technical person dealing with the machineries/ equipment, (b) Repairs carried out at OEM Authorised Workshops/Service Centres. (c) Major repairs do not exceed 15% of original value of vehicle/ machinery in a year. (d) Subject to approval of the Chief Commissioner, MSPSDC.

4.	Purchase of furniture for new Office or on expansion for existing office or for replacement of old ones.	Secretary MSPSDC	Full Power	Subject to:- (a) Availability of funds. (b) Observance of procedures and other general directions. (c) Furniture should be of approved type and should be purchased from approved firm at Govt. approved rates. (d) The purchase should be made in accordance with prescribed scale. (e) Approval of the Chief Commissioner, MSPSDC.
5.	To sanction refund of Revenue.	Secretary MSPSDC	Full Power	Instances where penalties must be refunded.
6.	To sanction expenditure on purchase of POL for Pool Vehicle.	Secretary MSPSDC	Full Power	Subject to:- (a) Budget provision. (b) Proper maintenance of log book/register. (c) Approval of the Chief Commissioner, MSPSDC.
7.	To sanction expenditure on light refreshment during course of meetings/ seminars/ training/ conferences and similar occasions.	Secretary MSPSDC	Full Power	(a) Subject to budget provision and approval of the Chief Commissioner, MSPSDC. (b) Within rates notified by Govt. for such expenditure.

R. SWER,

Secretary to the Govt. of Meghalaya,
Finance (Establishment) Department.

The 23rd July, 2024.

No.FE.509/2023/15. - In pursuance of Clause 3 of Article 166 of the Constitution of India and Article 154 of the Constitution of India read with Rule 5 of the Meghalaya Delegation of Financial Power Rules, 2023 (As amended), the Governor of Meghalaya is pleased to order that the Chief Commissioner, Meghalaya State Public Services Delivery Commission may exercise powers as delegated to Head of Departments under Schedule II of the aforesaid Delegation of Financial Power Rules.

This order will come into force with immediate effect and until further orders.

R. SWER,

Secretary to the Govt. of Meghalaya,
Finance (Establishment) Department.

The 8th June, 2024.

No.JHADC/ESTT/2/2021/44. – Smti. Shirley Amity Shallam, Presiding Officer/Magistrate Subordinate District Council Court, Jaintia Hills Autonomous District Council, Jowai is under Rule 108 (3) of the Jaintia Hills Autonomous District Council, Service Rule 1981 as amended granted earned leave on Private Affairs for a period of 18 (eighteen) days with effect from 18th June, 2024 to 5th July, 2024 both days inclusively. Sufficing the 6th July, 2024 and 7th July, 2024 being holiday and Sunday respectively.

The Officer would have continued to hold the same post but for her proceeding on leave.

B. BAMON,
Secretary,
Executive Committee,
Jaintia Hills Autonomous District Council,
Jowai.

 UNCOMPLYCATE
Simplifying Compliance