

## MINISTRY OF MINES

### NOTIFICATION

New Delhi, the 13 August, 2009

G.S.R. 574 (E). — In exercise of the powers conferred by sub-section (3) of section 9 of the Mines and Minerals (Development and Regulation) Act, 1957 (67 of 1957), the Central Government hereby makes the following further amendments to the Second Schedule to the said Act, namely :-

In the Mines and Minerals (Development and Regulation) Act, 1957, for the Second Schedule, the following Schedule shall be substituted, namely :-

#### “THE SECOND SCHEDULE

(See section 9)

RATES OF ROYALTY IN RESPECT OF MINERALS AT ITEM 1 TO 9, 11 TO 37, 39 TO 45 AND 47 TO 51.

1.	Apatite and Rock Phosphate	
	(i) Apatite	Five percent of sale price on <i>ad valorem</i> basis.
	(ii) Rock Phosphate	
	(a) above 25 percent P <sub>2</sub> O <sub>5</sub>	Eleven percent of sale price on <i>ad valorem</i> basis.
	(b) upto 25 percent P <sub>2</sub> O <sub>5</sub>	Six percent of sale price on <i>ad valorem</i> basis.
2.	Asbestos	
	(a) Chrysotile	Eight hundred and eighty rupees per tonne.
	(b) Amphibole	Fifteen percent of sale price on <i>ad valorem</i> basis. .
3.	Barytes	Five and half percent of sale price on <i>ad valorem</i> basis.
4.	Bauxite and Laterite	a) Zero point five zero percent of London Metal Exchange Aluminium metal price chargeable on the contained aluminium metal in ore produced for those despatched for use in alumina and aluminium metal extraction.  b) Twenty five percent of sale price on <i>ad valorem</i> basis for those despatched for use other than alumina and aluminium metal extraction and for export.

5.	Brown Ilmenite (Leucoxene), Ilmenite, Rutile and Zircon	Two percent of sale price on ad valorem basis.
6.	Cadmium	Fifteen percent of sale price on <i>ad valorem</i> basis.
7.	Calcite	Fifteen percent of sale price on <i>ad valorem</i> basis.
8.	China clay/Kaolin : (including ball clay, white shale and white clay)	
	(a) Crude	Eight percent of sale price on <i>ad valorem</i> basis.
	(b) Processed (including washed)	Ten percent of sale price on <i>ad valorem</i> basis.
9.	Chromite	Ten percent of sale price on <i>ad valorem</i> basis.
10.	Coal (including Lignite)	*
11.	Columbite-tantalite	Ten percent of sale price on <i>ad valorem</i> basis.
12.	Copper	Four point two percent of London Metal Exchange Copper metal price chargeable on the contained copper metal in ore produced.
13.	Diamond	Eleven point five percent of sale price on <i>ad valorem</i> basis.
14.	Dolomite	Sixty three rupees per tonne.
15.	Felspar	Twelve percent of sale price on <i>ad valorem</i> basis.
16.	Fire Clay (Including plastic, pipe, lithomargic and natural pozzolanic clay)	Twelve percent of sale price on <i>ad valorem</i> basis.
17.	Fluorspar (also called fluorite)	Six point five percent of sale price on <i>ad valorem</i> basis.
18.	Garnet :	
	(a) Abrasive	Three percent of sale price on <i>ad valorem</i> basis.
	(b) Gem	Ten percent of sale price on <i>ad valorem</i> basis.

19.	Gold :	
	(a) Primary	Two percent of London Bullion Market Association Price (commonly referred to as “London Price”) chargeable on the contained gold metal in ore produced.
	(b) By-product gold	Three point three percent of London Bullion Market Association Price (commonly referred to as “London Price”) chargeable on the by-product gold metal actually produced.
20.	Graphite	
	(a) with 40 percent or more fixed carbon	Two percent of sale price on <i>ad valorem</i> basis.
	(b)with less than 40 percent fixed carbon	Twelve percent of sale price on <i>ad valorem</i> basis.
21.	Gypsum	Twenty percent of sale price on <i>ad valorem</i> basis.
22.	Iron ore: Lumps, Fines and concentrates all grades	Ten percent of sale price on <i>ad valorem</i> basis.
23.	Lead	Seven percent of London Metal Exchange lead metal price chargeable on the contained lead metal in ore produced.  Twelve point seven percent of London Metal Exchange lead metal price chargeable on the contained lead metal in concentrate produced.
24.	Limestone	
	(a) L.D. Grade (less than one and half percent silica content)	Seventy two rupees per tonne.
	(b) Others	Sixty three rupees per tonne.
25.	Lime Kankar	Sixty three rupees per tonne.
26.	Limeshell	Sixty three rupees per tonne.
27.	Magnesite	Three percent of sale price on <i>advalorem</i> basis.
28.	Manganese Ore	
	(a) Ore of all grades	Four point two percent of sale price on <i>ad valorem</i> basis.
	(b) Concentrates	One point four percent of sale price on <i>ad</i>

		<i>valorem</i> basis.
29.	Crude Mica, Waste Mica and Scrap Mica	Four percent of sale price on <i>ad valorem</i> basis.
30.	Monazite	One hundred and twenty five rupees per tonne.
31.	Nickel	Zero point one two percent of London Metal Exchange nickel metal price chargeable on contained nickel metal in ore produced.
32.	Ochre	Twenty rupees per tonne.
33.	Pyrites	Two percent of sale price on <i>ad valorem</i> basis.
34.	Pyrophyllite	Twenty percent of sale price on <i>ad valorem</i> basis.
35.	Quartz	Fifteen percent of sale price on <i>ad valorem</i> basis.
36.	Ruby	Ten percent of sale price on <i>ad valorem</i> basis.
37.	Silica sand, Moulding sand and Quartzite	Eight percent of sale price on <i>ad valorem</i> basis.
38.	Sand for stowing	**
39.	Selenite	Ten percent of sale price on <i>ad valorem</i> basis.
40.	Sillimanite	Two and half percent of sale price on <i>ad valorem</i> basis.
41.	Silver:	
	(a) By-product	Seven percent of London Metal Exchange Price chargeable on by-product silver metal actually produced.
	(b) Primary silver	Five percent of London Metal Exchange silver metal price chargeable on the contained silver metal in ore produced.
42.	Slate	Forty five rupees per tonne.
43.	Talc, Steatite and Soapstone	Eighteen percent of sale price on <i>ad valorem</i> basis.
44.	Tin	Seven point five percent of London Metal

		Exchange tin metal price chargeable on the contained tin metal in ore produced.
45.	Tungsten	Twenty rupees per unit percent of contained WO <sub>3</sub> per tonne of ore and on pro rata basis.
46.	Uranium	***
47.	Vanadium	Twenty percent of sale price on <i>ad valorem</i> basis.
48.	Vermiculite	Three percent of sale price on <i>ad valorem</i> basis.
49.	Wollastonite	Twelve percent of sale price on <i>ad valorem</i> basis.
50.	Zinc	Eight percent of London Metal Exchange zinc metal price on <i>ad valorem</i> basis chargeable on contained zinc metal in ore produced.  Eight point four percent of London Metal Exchange zinc metal price on <i>ad valorem</i> basis chargeable on contained zinc metal in concentrate produced.
51.	All other minerals not here-in-before specified [Agate, Clay (Others), Chalk, Corundum, Diaspore, Dunite, Felsite, Fuschite, Kyanite, Quartzite, Jasper, Perlite, Rock Salt, Shale, Pyroxenite, etc.]	Ten percent of sale price on <i>ad valorem</i> basis.

\* Rates of royalty in respect of item No. 10 relating to Coal (including Lignite) as revised vide notification number G.S.R. 522 (E), dated the 1st August, 2007, of the Government of India in the Ministry of Coal shall remain in force until revised through a separate notification by the Ministry of Coal.

\*\* Rates of royalty in respect of item No. 38 relating to Sand for stowing as revised vide notification number G.S.R. 214 (E), dated the 11th April, 1997, will remain in force until revised through a separate notification by the Department of Coal.

\*\*\* Rates of royalty in respect of item No. 46 relating to Uranium as revised vide notification number G.S.R. 96(E), dated the 13<sup>th</sup> February, 2009, will remain in force until revised.”

**Note:** The rates of royalty for the State of West Bengal in respect of the minerals except the mineral specified against item No. 10 shall remain the same as specified in the notification of the Government of India in the Ministry of Steel and Mines (Department of Mines) number G.S.R. 458 (E), dated the 5th May, 1987 till the outcome of litigation pending in the Supreme Court of India.”

[F. No. 3/1/2005-M-VI]  
AJITA BAJPAI PANDE Jt. Secy.

**Note:** The Second Schedule to the Mines and Minerals (Development and Regulation) Act, 1957 was amended earlier vide notification numbers :-

1. GSR No. 175 (E) dated 31st March, 1975
2. GSR No. 407 (E) dated 14th July, 1975
3. GSR No. 584 (E) dated 13th December, 1975
4. GSR No. 321 (E) dated 12th June, 1978
5. GSR No. 2(E) dated 1st January, 1979
6. GSR No. 67 (E) dated 13th February, 1979
7. GSR No. 63 (E) dated 12th February, 1981
8. GSR No. 449 (E) dated 23rd July, 1981
9. GSR No. 458 (E) dated 5th May, 1987
10. GSR No. 856 (E) dated 14th October, 1987
11. GSR No. 516 (E) dated 1st August, 1991
12. GSR No. 100 (E) dated 17th February, 1992
13. GSR No. 748 (E) dated 11th October, 1994
14. GSR No. 27 (E) dated 13th January, 1995
15. GSR No. 214 (E) dated 11th April, 1997
16. GSR No. 713 (E) dated 12th September, 2000
17. GSR No. 187 (E) dated 15th March, 2001
18. GSR No. 572 (E) dated 16th August, 2002
19. GSR No. 677 (E) dated 14<sup>th</sup> October, 2004
20. GSR No. 522 (E) dated 1<sup>st</sup> August, 2007
21. GSR No. 96 (E) dated 13<sup>th</sup> February, 2009

NOTIFICATION  
Delhi, the 13<sup>th</sup> August, 2009

**G.S.R. 575 (E)** – In exercise of the powers conferred by sub-section (2) of section 9A of the Mines and Minerals (Development and Regulation) Act, 1957 (67 of 1957), the Central Government hereby makes, the following amendments to the Third Schedule to the said Act, namely: –

In the Mines and Minerals (Development and Regulation) Act, 1957, for the Third Schedule, the following Schedule shall be substituted, namely:

“THIRD SCHEDULE  
(See Section 9A)  
RATES OF DEAD RENT

1. Rate of dead rent applicable to the leases granted for low value minerals are as under:

**Rates of Dead Rent in Rupees per Hectare Per annum**

From second year of lease	Third year and fourth year	Fifth year onwards
200	500	1000

2. Two times the rate specified in paragraph 1 in case of lease granted for medium value mineral(s).

3. Three times the rates specified in paragraph 1 in case of lease granted for high value mineral (s).

4. Four times the rates specified in paragraph 1 in case of lease granted for precious metals and stones.

**Note:**

1. For the purpose of this notification -
  - a) **“precious metals and stones”** means gold, silver, diamond, ruby, sapphire and emerald;
  - b) **“high value mineral”** means semi-precious stones (agate, gem garnet), corundum, copper, lead, zinc, asbestos (chrysotile variety) and mica;

- c) **“medium value minerals”** means chromite, manganese ore, kyanite, sillimanite, vermiculite, magnesite, wollastonite, perlite, diaspore, apatite and rock phosphate, fluorite (fluorspar) and barytes ;
- d) **“low value minerals”** means minerals other than precious metals and stones, high value minerals and medium value minerals;

2. The rates of dead rent for the State of West Bengal shall remain the same as specified in the notification of the Government of India in the Ministry of Steel and Mines (Department of Mines) number G.S.R. 458(E), dated the 5th May, 1987 till the outcome of pending litigation in the Supreme Court of India.”

[F.No. 3/1/2005-M-VI]  
AJITA BAJPAI PANDE, Jt. Secy.

**Note:** The Third Schedule to the Mines and Minerals (Development and Regulation) Act, 1957 was amended earlier, vide notification numbers:-

1. GSR No. 458 (E), dated 5th May, 1987.
2. GSR No. 856 (E), dated 14th October, 1987.
3. GSR No. 214 (E), dated 11th April, 1997
4. GSR No. 714 (E), dated 12th September, 2000
5. GSR No. 678 (E), dated 14<sup>th</sup> October, 2004