

# The Chhattisgarh Mineral Development Fund Act, 2003

Act 22 of 2003

Keyword(s): Mineral Development Fund, Mineral Exploration Development of Mining Activities

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नियम बनाने की 10. राज्य सरकार इस अधिनियम के कियान्वयन के प्रयोजन के लिए तथा उससे संतर्भित प्रयोजनों के लि इस्ति. निधन बनाएगी.

#### रायपुर, दिनांक 24 सितम्बर, 2003

क्रमांक 6107/21-अ/प्रारूपण/03.---भारत के संविधान के अनुच्छेद 348 के खण्ड (3) के अनुसरण में छत्तीसगढ़ खनिज विकास निधि अधिनियम, 2003 (क. 22 सन् 2003) का अंग्रेजी अनुवाद राज्यपाल के प्राधिकार से एतद्झारा प्रकाशित किया जाता है.

### छत्तीसगढ़ के राज्यपाल के नाम से तथा आदेशानुसार, सी, बी. बाजपेयी, उप-सचिव,

## CHHATTISGARH ACT (No. 22 of 2003)

### CHHATTISGARH MINERAL DEVELOPMENT FUND ACT, 2003

An Act to make special provisions for creation of Mineral Development Fund for the State of Chhattisgarh and its utilisation towards mineral exploration and development of mining activities in the State.

Whereas, it is expedient to make special provisions for creation of Miner-Development Fund for the State of Chilattisgarb and its utilisation towards miner: exploration and development of mitting activities in the State and for matters connected therewith or incidental thereto.

Be it enacted by the Chhatusgarh legislature in Fifty fourth year of the Republic of India as follows :-

Short title and Commencement,	1,	(i)	This Act may be called the Chhattisgath Mineral Development Fund Act, 2003 (No. 22 of 2003).		
		(ii)	It shall come into force from the date of its publication in the Official Gazette.		
Definitions.	2.	In this Act, unless the context otherwise requires;			
		<b>(</b> a)	"Advisory Committee" means the Advisory Committee constituted under section 6;		
		(h)	"Corporation" means the Chhattisgarh Mineral Development Corporation Ltd., Raipur, a Sfate Government Undertaking;		
		(c)	'Department' means the Mineral Resources (repartment of Government)		
		(J)	"Directorate" means the Directorate of Geology and Mining:		
		(c)	"Director" actuals the Director of the Directoneth of Geology and Monte-		

- "Fund" means Chhattisgarh Mineral Development Fund constituted under section 3 of the Act;
- (g) "Managing Director" means the Managing Director of the Chhattisgarh Mineral Development Corporation;
- (h) "Member" means the Member of the Advisory Committee;
- (i) "Principal Secretary" means Principal Secretary Mineral Resources Department of the Government of Chhattisgarh;
- (1) The State Government shall constitute, by appropriation made out of its mineral revenue and contribution from any other source, a Fund to be called the Chhattisgarh Mineral Development Fund.
  - (2) Every year an amount equivalent to five percent of mineral revenue collected during the preceding financial year shall be carmarked and contributed to the Fund.
- 4. The Fund so created shall be assigned to the Department which shall make available such sums, as may be required, to the Directorate of Geology and Mining and the Chhattisgarh Mineral Development Corporation.
- 5. The Fund may be utilised for :-

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- (a) carrying out the functions and activities of the Directorate of Geology and Mining specially for investigation and exploration of mineral deposits in the state, and
- (b) carrying out the activities of the Corporation, such as exploitation of minerals, partnership in Joint Ventures, providing infrastructures in mines and also for other purposes connected with mining activities for functions for promoting mineral based industries in the State in accordance with the State Mineral Policy.
- (1) The State Government shall by notification in the Official Gazette, constitute an Advisory Committee for the purposes of giving directives for proper utilisation of the Fund and allocation from the Fund for various purposes as per Section 5. The Advisory Committee shall also perform such other functions as may be prescribed.
- (2) The Fund shall be regulated and auministered by the Department and its utilisation shall be subject to the approval of the Advisory Committee.

Provided that, the Fund shall not be utilized for any purposes other than those for which it is created.

(3) The Advisory Committee shall consist of the following members :-

(a)	Chief Minister	Ex-officio: Chairman.
, (b)	Minister for Mineral Resources	Ex-officio Member;
(c)	Minister for Finance	Ex-officio Mumber;
(d)	State Minister for Mineral Resources	Ex-officio Member:
(e)	Chief Secretary	Ex-officio Member;
6)	Principal Secretary to Government Mineral Resources Department.	Fix-offic to Member

Chhattisgarh Mineral Development fund.

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Advisory Commi-

464 (0)		छत्तीराशद्व राजपत्र, दिनांक 25 सितम्बर 2003 	
		(g) Managing Director, Chhattisgarh Mineral Ex-officio I Development Corporation.	Momber:
		(h) Tow experts in the field of mining to be Member; appointed by the State Government.	
		(i) Director, Geology and Mining, Chhattisgarh Member Se	cretary.
		(4) A person appointed as an expert member under clause (h) of sub- shall hold office for a period of three years from the date of his a upless his term of office is terminated by the Government by notific Official Gazette.	ppointment
		(5) No act or proceeding of the Advisory Committee shall be invalid by of a vacancy therein, or any defect in nomination of any member, or proceeding is otherwise in accordance with the provision of th	if such act
Accounting Final.	7.	(1) The accounts of the amount credited, withdrawn and spent from the time to time, shall be maintained by the Department in the prescrib and shown under appropriate heads in the annual financial statement	bed manner
		(2) The annual financial statement shall be placed before the State Leg soon as may be, after it is prepared by the Department.	islature, as
Prolection of action taken in good faith.	8.	No suit, prosecution or legal proceeding shall lie against the Government or the Department or an officer or an employee of the State Government or of the Directorate, or of the Corporation for anything which is done in good faith or intended to be done under this Act.	
'ower la remove ifficulties.	9.	If any difficulty arises in giving effect to the provisions of this Act, Government may, by an order published in the Gazette, do anything not is the provisions of this Act, which appears to it to be necessary or expedie purpose of removing the difficulty.	included in
Power Lo make rules,	10.	The State Government shall make rules for the purpose of implementat Act and for purposes connected therewith.	ion of this

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