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## Mines and Minerals (Development and Regulation) Amendment Act, 2010

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असाधारण

EXTRAORDINARY

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प्राधिकार से प्रकाशित

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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation.

## MINISTRY OF LAW AND JUSTICE (Legislative Department)

New Delhi, the 9th September, 2010/Bhadra 18, 1932 (Saka)

The following Act of Parliament received the assent of the President on the 8th September, 2010, and is hereby published for general information:—

### THE MINES AND MINERALS (DEVELOPMENT AND REGULATION) AMENDMENT ACT, 2010

No. 34 OF 2010

[8th September, 2010.]

An Act further to amend the Mines and Minerals (Development and Regulation) Act, 1957.

BE it enacted by Parliament in the Sixty-first Year of the Republic of India as follows:—

1. (1) This Act may be called the Mines and Minerals (Development and Regulation) Amendment Act, 2010.

Short title and commencement.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

67 of 1957.

2. In the Mines and Minerals (Development and Regulation) Act, 1957 (hereinafter referred to as the principal Act), after section 11, the following section shall be inserted, namely:—

Insertion of new section 11A.

'11A. The Central Government may, for the purpose of granting reconnaissance permit, prospecting licence or mining lease in respect of an area containing coal or

Procedure in respect of coal or lignite.

lignite, select, through auction by competitive bidding on such terms and conditions as may be prescribed, a company engaged in,—

- (i) production of iron and steel;
- (ii) generation of power;
- (iii) washing of coal obtained from a mine; or
- (iv) such other end use as the Central Government may, by notification in the Official Gazette, specify,

and the State Government shall grant such reconnaissance permit, prospecting licence or mining lease in respect of coal or lignite to such company as selected through auction by competitive bidding under this section:

Provided that the auction by competitive bidding shall not be applicable to an area containing coal or lignite,—

- (a) where such area is considered for allocation to a Government company or corporation for mining or such other specified end use;
- (b) where such area is considered for allocation to a company or corporation that has been awarded a power project on the basis of competitive bids for tariff (including Ultra Mega Power Projects).

*Explanation.*—For the purposes of this section, “company” means a company as defined in section 3 of the Companies Act, 1956 and includes a foreign company within the meaning of section 591 of that Act. 1 of 1956.

Amendment of  
section 13.

3. In section 13 of the principal Act, in sub-section (2), after clause (c), the following clause shall be inserted, namely:—

“(d) the terms and conditions of auction by competitive bidding for selection of the company under section 11A;”.

V. K. BHASIN,  
Secy. to the Govt. of India.

#### CORRIGENDA

In the Foreign Trade (Development and Regulation) Amendment Act, 2010 (No. 25 of 2010), as published in the Gazette of India, Extraordinary, Part II, Section 1, dated the 20th August, 2010 (Issue No. 33),—

- (1) at page 2, line 43, for “covenant”, read “covenant”;
- (2) at page 5, line 46, for “import of export”, read “import or export”;
- (3) at page 6,—
  - (a) line 20, for “class or classes or cases”, read “class or classes of cases”;
  - (b) line 37, for “Deputy Commissioner or customs”, read “Deputy Commissioner of customs”;
- (4) at page 8, line 26, for “import of export or specified”, read “import or export of specified”;
- (5) at page 9, line 37, for “of the section”, read “of section”.