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INSPECTORS AND CERTIFYING SURGEONS

SECTION 5 – CHIEF INSEPECTOR AND INSPECTORS

- (1) The Central Government may , by notification in the official Gazette, appoint such a person as possesses the prescribed qualification to which this Act extends
- (2) No person shall be appointed to be Chief Inspectors or an Inspector,

Who is or becomes directly or indirectly interested in any mine or mining rights in India.
- (3) The District Magistrate may exercise the powers and perform the duties of an.

Inspector subject to the general or special orders of the Central Government:

SECTION 6 FUNCTIONS OF INSPECTORS

1. The chief inspectors may, with the approval of the central government by order in writing authorize any inspector named or any class of inspectors specified in the order to exercise such of the powers of the chief inspector under this act.
2. The chief inspector may by order in writing, prohibit or restrict the exercise by any inspector named or any class of inspectors specified in the order of any power conferred on inspectors under this act.
3. Subject to the provisions contained in this section, the chief inspector shall declare the local area or areas with in which or the group or class of mines with respect to which inspectors shall exercise their respective powers.

(SECTION 7) POWER OF INSPECTORS OF MINES

The chief inspector and any inspector may

- a. Make such examination and inquiry as he thinks fit, in order to ascertain whether the provisions of this act of the regulations, rules and bye laws and of any orders made there under are observed in the case of any mine.
- b. With such assistants, if any, as he thinks fit, inspect and examine any time by day or night.

Provided that the power conferred by this clause shall not be exercised in such a manner as unreasonably to impede or obstruct the working of mine.

- c. Examine into, and make inquiry respecting, the state and condition of any mine or any part thereof, the ventilation of the mine, the sufficiency of the bye laws for the time being in force relating to the mine and all matters and things connected with or relating to the health, safety and welfare of the persons

employed in the mine and take whether on the precincts of the mine or elsewhere , statements of any person which he may consider necessary for carrying out the purposes of this act.

d. Exercise such other powers as may be prescribed by regulations made by the central government in this behalf:

Provided that no person shall be compelled under this sub section to answer any question or make any statement tending to incriminate himself.

(2) The chief inspector and any inspector may , if he has reason to believe, as a result of any inspection , examination or inquiry under this section , that an offence under this act has been or is being committed , search any place and take possession of any material or any plane section register other records appertaining to the mine and the provisions of the code of criminal procedure 1973 shall, so far as may be applicable , applied to any search or seizure made under this act as to apply to any search or seizure made under the authority of a warrant issued under section 94 of the code.