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MINING OPERATIONS AND

MANAGEMENT OF MINES

# NOTICE TO BE GIVEN OF MINING OPERATIONS

- 1. The owner, agent or manager of a mine is required to give notice in writing containing particulars of the mine to the Chief Inspector, the controller, Indian Bureau of Mines and the District Magistrate in which the mine is situated, before the commencement of any mining operation.**
- 2. Such notice should reach the persons concerned for at least one month before the commencement of any mining operation**

# MANAGERS

- ◉ **Every Mine is required to have a sole manager who will have the prescribed qualification for holding a post of that importance and the owner or agent of every mine shall appoint a person having such qualification to be the manager. Further, the owner or agent may appoint himself also as manager if he possesses to have such prescribed qualifications.**
- ◉ **The manager has to take responsibility and also, he can be held liable for the overall management, control, supervision and direction of the mine and all instructions when given by the owner or agent.**
- ◉ **In case of an emergency, the owner or agent of a mine or anyone on his behalf shall not give, otherwise without the consent of the manager any kind of instructions affecting the fulfilment of his statutory duties, to a person, employed in a mine, who is responsible to the manager.**

## DUTIES AND RESPONSIBILITIES OF OWNERS, AGENTS, AND MAN

- 1. For making financial and other provisions and for taking such other steps, the regulations, rules, bye-laws, and orders, etc to make the Managers, owners, and agents of such concerned mine are held responsible.**
- 2. The responsibility of the matters in this regard is provided in the rules made which shall be exclusively carried out by the owner and agent of the mine and by such person (other than the manager) whom the owner or agent may appoint for securing compliance with the aforesaid provisions.**
- 3. In carrying out any instructions given or otherwise given through the manager, if results in the contravention of the provisions of this Act or of the regulations, rules, bye-laws or orders made, every person giving such instructions will be obligated to be held liable for the contravention of the provisions concerned.**

## **DUTIES AND RESPONSIBILITIES OF OWNERS, AGENTS, AND MAN**

- (4) Subject to the provisions of sub-sections (1), (2) and (3), the owner, agent and manager of every mine shall each be responsible to see that all operations carried on in connection with the mine are conducted in accordance with the provisions of this Act and of the regulations, rules, bye-laws and orders made thereunder.**
- (5) In the event of any contravention by any person whatsoever of any of the provisions of this Act or of the regulations, rules, bye-laws or orders made thereunder except those which specifically require any person to do any act or thing or prohibit any person from doing an act or thing, besides the person who contravenes, each of the following persons shall also be deemed to be guilty of contravention when it is proved that he had used due diligence to secure compliance and had taken reasonable means to prevent such contravention:-**

## **DUTIES AND RESPONSIBILITIES OF OWNERS, AGENTS, AND MAN**

- **the official or officials appointed to perform duties of supervision in respect of the provisions contravened**
- **the manager of the mine;**
- **the owner and agent of the mine;**
- **the person appointed, if any, to carry out responsibility under sub-section (2):**

**(Provided that any of the persons aforesaid may not be proceeded against if it appears on inquiry and investigation, that he is not prima facie liable.)**

- (6) There shall not be any defence in any proceedings brought against the owner or agent of a mine stating that the manager and other officials have been appointed in accordance with the provisions of this Act or that a person to carry the responsibility has been appointed.**

THANK YOU