

BY FAX/SPEED POST

F.No. 110/9/2015/NA (Part - I)

Government of India

Ministry of Coal

Office of Nominated Authority

131, Ground Floor, World Trade Centre, Babar Road
New Delhi, Dated: March 28, 2017

To,
The Pay & Accounts Officer,
PAO, Ministry of Coal,
Trikoort II, Bhikaji Camma Place,
R.K.Puram,
New Delhi-110066.

Subject: Transfer of compensation towards cost for Geological Reports and cost of consents to the Commissioner of Payment for further disbursal to the prior allottees.

Sir/Madam,

I am to convey the sanction of the President for transfer of a sum of **Rs. 66,78,78,580/-** (Rupees Sixty six crore seventy eight lakh seventy eight thousand five hundred and eighty only) to the Coal Controller's Organisation for disbursement to the prior allottees under the provisions of the Coal Mines (Special Provisions) Act, 2015 by the Coal Controller in his capacity as 'Commissioner of Payments' towards cost for Geological Reports and cost of consents. It is stated that the above mentioned amount is a part of Fixed Amount deposited by the Successful Bidders/Allottees of coal mines, details of which are annexed as **(Annexure-I)**.

2. The aforesaid amount may be transferred through RTGS to the account of Coal Controller, Coal Controller's Organisation who has been appointed as 'Commissioner of Payments' under the provisions of Section 15 (1) of the Coal Mines (Special Provisions) Act, 2015

3. The expenditure on this account is to be debited to the Head **8443.00.117.03.04.00**.

4. This issues with the approval of Integrated Finance Division, Ministry of Coal vide Note dated March 27, 2017.

Yours faithfully,



(N. K. Singh)

Deputy Secretary to the Govt. of India

Copy to:

1. **The Coal Controller in the capacity as Commissioner of Payments**, Coal Controller's Organisation, No. 1 Council House Street, Kolkata-700001 - for further disbursement to the prior allottees under the provisions of the Coal Mines (Special Provisions) Act, 2015 within ten days of the transfer of above amount from PAO. It may be ensured that payment is made to the prior allottee as per the said Act. All the prior allottees may be intimated of the sanction & requested to submit the required document (s) for receiving the amount. The claimant shall need to submit an NOC (**Annexure-II**) from the other allottees/partners. Further, an affidavit in the prescribed format (**Annexure-III**) may also be obtained from the claimant prior to disbursal.
2. **CMD, CMPDIL, Kanke Road, Ranchi**
3. **US (IFD)**, Ministry of Coal.
4. **US (CA-III)**, Ministry of Coal.
5. **DDO**, Nominated Authority.
6. **The Prior Allottees** of coal mines mentioned in **Annexure- I** under the Coal Mines (Special Provisions) Act, 2015.
7. **TD, NIC**: for uploading on the Website of Ministry of Coal.

(Annexure – I)

S. No.	Coal Mine	Prior Allottee	Successful Allottee	Cost of Geological Report (Rs.)	Cost of Consents (Rs.)	Total (Rs.)
1	Baitarni West	Kerala State Electricity Board, Odisha Hydro Power Corp., Gujarat Power Corporation Ltd.	Odisha Mining Corporation Limited	18,91,49,000	13,07,81,045	31,99,30,045
2	Gourangdih ABC	Himachal EMTA Power Ltd., JSW Steel Ltd.	West Bengal Mineral Development & Trading Corporation Limited	4,78,81,951	-	4,78,81,951
3	Patal East	Bhushan Power and Steel Ltd.	Jharkhand State Mineral Development Corporation Limited	20,43,00,000	-	20,43,00,000
4	Penagaddppa	Andhra Pradesh Power Generation Corpn. Ltd.	The Singareni Collieries Company Limited	-	-	-
5	Madanpur South	Hindustan Zinc Ltd., Akshya Investment Pvt. Ltd., Chhattisgarh Steel & Power Ltd., Chhattisgarh, Electricity Corporation Ltd., MSP Steel & Power Ltd., Chhattisgarh Captive Coal Mining Ltd. (Consortium of five Cos.)	The Andhra Pradesh Mineral Development Corporation Limited	3,38,64,453	-	3,38,64,453
6	Tubed	Hindalco Industries Ltd., Tata Power Company Ltd.	Damodar Valley Corporation	1,68,71,937	-	1,68,71,937
7	Amelia	Madhya Pradesh State Mining Corporation Ltd.	THDC India Limited	4,50,30,194	-	4,50,30,194

(Annexure – II)

(To be stamped in accordance with the relevant Stamp Act and duly sworn before Notary Public)

NO OBJECTION CERTIFICATE BY THE ASSOCIATE PRIOR ALLOTTEE FOR DISBURSAL OF THE AMOUNT TOWARDS COST OF GEOLOGICAL REPORT AND COST OF CONSENT TO LEADER PRIOR ALLOTTEE

I, _____ aged _____ years, resident of _____ working as _____ an authorized signatory on behalf of _____ (name of the 'Associate Prior Allottee') hereby states as under:

1. That I am the Authorised Signatory of the Associate Prior Allottee. I am conversant with facts and circumstances surrounding the subject of this No Objection Certificate and have been authorized to confirm the same.

2. That M/s. _____ (name of the 'Leader Prior Allottee') and M/s. _____ (name of the 'Associate Prior Allottee') are the joint Prior Allottees of the _____ (the "Coal Mine") in terms of the Coal Mines (Special Provisions) Act, 2015 (the "Act")/successor-in-interest of the Prior Allottees of the Coal Mine.

3. That M/s. _____ (name of the 'Joint Venture Partners') are joint venture partners of M/s. _____ (name of the 'Joint Venture Company') in favour of which Mining Lease had been executed for the (the "Coal Mine"). As such M/s. _____ (name of the 'Joint Venture Company') is the Prior Allottee in terms of the Coal Mines (Special Provisions) Act, 2015 (the "Act")/ successor-in-interest of the Prior Allottees of the said Coal Mine.

[Applicable in case where Mining Lease had been executed in favour of third party Delete the clause whichever is not applicable.]

4. As per the terms and condition of letter of allocation dated _____ the Leader Prior Allottee was mandated to make all the investment and undertake all mining operations to develop and extract coal from the Coal Mine. As such the Leader Prior Allottee is entitled to receive compensation on account of cost of Geological Report and cost of consent obtained in relation to the Coal Mine.

5. That M/s. _____ (name of the 'Associate Prior Allottee') has no objection in disbursal of the amount towards cost of Geological Report and cost of consent in relation to the Coal Mine to Leader Prior Allottee.

6. That nothing has been concealed in the information submitted as mentioned above.

Solemnly affirmed and verified on this _____ day of (month) 2017 at (place).

(Signature)
Deponent-Authorised Signatory
(Name, Designation & Seal)

VERIFICATION

I, _____ aged _____ years, resident of _____ working as _____ an authorized signatory on behalf of _____ (name of Associate Prior Allottee) do hereby solemnly declare that what is stated in paragraphs 1 to 5 above is on the basis of the books and records of the Prior Allottee, and verify that the contents of the above affidavit are true and correct, no part of it is false and nothing material has been concealed therefrom.

Verified at _____ day of (month) 2017 at (place).

(Signature)
Deponent-Authorised Signatory
(Name, Designation & Seal)

(Annexure III)

(To be stamped in accordance with the relevant Stamp Act and duly sworn before Notary Public)

**UNDERTAKING FOR RECEIVING THE AMOUNT TOWARDS COST OF
GEOLOGICAL REPORT AND COST OF CONSENT**

I, _____ aged _____ years, resident of _____ working as _____ an authorized signatory on behalf of _____ (name of Prior Allottee) hereby states as under:

1. That I am the Authorised Signatory of the Prior Allottee. I am conversant with facts and circumstances surrounding the subject of this Undertaking and have been authorized to undertake the same.

2. That M/s. _____ is/are the Prior Allottee (s) of the _____ (the "Coal Mine") in terms of the Coal Mines (Special Provisions) Act, 2015 (the "Act")/successor-in-interest of the Prior Allottee of the Coal Mine. As such the Prior Allottee is entitled to receive compensation on account of cost of Geological Report and cost of consent obtained.

OR

2. That the Mining Lease for the Coal Mine has been executed in favour of M/s. _____ and therefore by virtue of the provisions of the Coal Mines (Special Provisions) Act, 2015 (the "Act"), M/s. _____ is/are deemed to be the Prior Allottee (s) of the _____ (the "Coal Mine")/successor-in-interest of the Prior Allottee of the Coal Mine. As such the Prior Allottee is entitled to receive compensation on account of cost of Geological Report and cost of consent obtained. [*Applicable in case where Mining Lease had been executed in favour of third party Delete the clause whichever is not applicable.*]

3. That M/s. _____ has been authorised by the other Joint Prior Allottee (s)/Joint Venture Partners to obtain the claim on behalf of it. A "No Objection Certificate" from the Joint Prior Allottee (s)/Joint Venture Partners in this regard is **enclosed** herewith for record.

4. That the Prior Allottee (s) has incurred the cost of Geological Report and cost of consents for _____ coal mine and is entitled to get refund of the same. The details of account for this purpose is as under:

Name of the Account holder company _____
Name of the Bank/Branch _____
MICR _____
IFSC _____

5. That the Prior Allottee (s) indemnifies the Nominated Authority &/or the Central Government against any liability, cost, damages or losses in relation to the disbursement.

6. That the Prior Allottee (s) also undertakes that it is liable to return the amount disbursed to it, in case above cost (part or in full) is claimed and established by any other party.

7. That nothing has been concealed in the information submitted as mentioned above.

Solemnly affirmed and verified on this _____ day of (month) 2017 at (place).

(Signature)
Deponent-Authorised Signatory
(Name, Designation & Seal)

VERIFICATION

I, _____ aged _____ years, resident of _____ working as _____ an authorized signatory on behalf of _____ (name of Prior Allottee) do hereby solemnly declare that what is stated in paragraphs 1 to 7 above is on the basis of the books and records of the Prior Allottee, and verify that the contents of the above affidavit are true and correct, no part of it is false and nothing material has been concealed therefrom.

Verified at _____ day of (month) 2017 at (place).

(Signature)
Deponent-Authorised Signatory
(Name, Designation & Seal)