

No. 48023/1/2015-CA II

**Government of India
Ministry of Coal**

Shastri Bhawan, New Delhi, the ^{7th} 6th June, 2016

To

The Chief Secretaries/ Administrators of all the State Government/ Union Territories.

Sub: Common guidelines for Mine Developer and Operator (MDO) projects- reg.

Sir,

I am directed to refer to this Ministry's letter of even number dated 05.08.2015 (copy enclosed) wherein draft Modal Contract Agreement (MCA) was circulated and clarified that draft MCA is a suggestive one for the use of State Governments & Union Territories and they may modify the clauses of the draft MCA according to their requirements/suitability subject to certain conditions mentioned in the said letter.

2. In this regard, it is advised that State Governments & Union Territories may consider allowing the experience in mining in other minerals also as mining experience and may modify the relevant paras in the MCA. This will only enhance the competition.

Encl. as above

Yours faithfully,



**FOR (Kishore Kumar)
Under Secretary to Government of India
Email id: soca2.moc@nic.in**

No. 48023/1/2015-CA-II
Government of India
Ministry of Coal

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Shastri Bhawan, New Delhi
Dated the 5th August, 2015

To

The Chief Secretaries/Administrators of all the State Governments/
Union Territories.

Sub : Draft Model Contract Agreement(MCA) for Coal Mining-Reg.

Sir,

I am directed to refer to this Ministry's letter of even no. dated 21.04.2015 on the subject cited above whereby the comments/views of the State Governments/Union territories were called for on the above draft. In response thereto, the comments/views received in the Ministry were looked into and to inform further as under:-

1. The draft MCA is a suggestive one for the use of the State Governments and Union Territories.
2. The State Governments and Union Territories may modify the clauses of the draft MCA according to their requirement/suitability subject to the following conditions:-
 - (i) While making any modification in the draft MCA, it must be ensured that any of such modifications is neither infringing nor contradicting the conditions of terms of allocation by Ministry of Coal;
 - (ii) In the event the State Government, at its discretion, makes the mine operator responsible for land acquisition activities, taking possession of land, rehabilitation of project affected families and their engagement/employment etc, it must be expressly stipulated/understood that the state/allottee shall continue to be responsible for any instance of non-compliance with the terms of allocation of the coal block and consequential action.

Encl: Model Contract Agreement
Also available at coal.nic.in

Yours faithfully

(Kishore Kumar)

Under Secretary to the Government of India
Email:soca2.moc@nic.in

Copy to : NIC Cell, MOC for uploading the letter.