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EXTRAORDINARY

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PART I : SECTION (I) — GENERAL
Government Notifications

L.D.B. 3/1992.

THE MINES AND MINERALS ACT, No. 33 OF 1992

REGULATIONS made by the Minister of Environment and Renewable Energy under Section 64 read with Section 34 of the Mines and Minerals Act, No. 33 of 1992.

A. D. SUSIL PREMAJAYANTHA,
Minister of Environment and Renewable Energy.

Colombo,
02nd January 2014.

Regulations

The Mining (Licensing) Regulations No. 1 of 1993 published in *Gazette Extraordinary* No. 794/23 of November 26, 1993, as amended from time to time are hereby further amended as follows :-

(1) in regulation 10 thereof -

(a) by the repeal of paragraph (1), and the substitution therefor of the following :-

“10. (1) Special negotiations in the form of an Investment Agreement may be conducted by the Secretary with any private sector proponent or participant with regard to the terms and conditions of and the supplementary rights and obligations under such agreement, before obtaining a licence for mining, trading in or export of -

(a) ilimanite, Zircon, rutile, graphite, mica, quartz, garnet and apatite, being industrial minerals ;

(b) iron, nickel, chromium, copper, lead and zinc, being base metal ; and

(c) gold, silver and platinum, being precious metals ; and



(d) exported dimension stone,.” ;

(b) in regulation (2) thereof -

(i) by re-lettering sub-paragraphs (k), (l), (m), (n), (o) and (p) as sub-paragraphs (k), (l), (m), (n), (o) and (p) ; and

(ii) by the addition immediately after the sub-paragraph (p), of the following sub-paragraph :-

“(q) specify, increase or deduct royalty” ;

(2) in regulations 33, by the repeal of paragraph (4) and substitution therefor of the following :-

“4. (a) The Secretary may in consultation with the Bureau, determine the market value of mine out put, percentage of royalty and permissible deductions or increases and royalty payment arrangement within the framework of the Investment Agreement ;

(b) The Bureau shall give its recommendation through a committee comprising of the following members to the Secretary in respect of determined market value of mine out put, percentage of royalty and for making arrangements for the payment of royalty to be incorporated in the Mineral Investment Agreement :-

(i) the Secretary to the Ministry of the Minister to whom the subject of Finance is assigned or his representative ;

(ii) the Secretary to the Ministry of the Minister to whom the subject of Environment and Renewable Energy is assigned or his representative ;

(iii) the Secretary to the Ministry of the Minister to whom the subject of Industries is assigned or his representative ;

(iv) Chairman of the Bureau

(v) Director General of the Bureau ; and

(vi) three Senior Executive Officers of the Bureau, who have practical experience for a period of not less than fifteen years in the field of geological survey, excavation engineering and the registration of title of Minerals.”.