

## What is DMF

District Mineral Foundations are statutory bodies in India established by the State Governments by notification. They derive their legal status from section 9B of Mines and Minerals (Development and Regulation) Act, 1957 as amended on 26 March 2015 as Mines and Minerals (Development and Regulation) Amendment Act, 2015. This amendment came into force from 12 January 2015.

## Establishment

Each District Mineral Foundation is established by the State Governments by notification as a trust or non-profit body in the mining operation affected districts.

## Objectives

The objective of District Mineral Foundation is to work for the interest of the benefit of the persons and areas affected mining related operations in such manner as may be prescribed by the State Government.

## Composition and Functions

Composition and Functions of the DMF is prescribed by the State Governments taking guidelines from article 244 of Indian Constitution, fifth and sixth schedules, Provisions of the Panchayats (Extension to the Scheduled Areas) Act, 1996 and the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006. Funds every mining lease holder of will pay a fraction of royalty, not exceeding one-third of the royalty, to the DMF as per rates prescribed by Central Government. This fund will be used for welfare of the people affected in the mining affected areas.

The Pradhan Mantri Khanij Kshetra Kalyan Yojana (PMKKKY) will be implemented by the DMFs of the respective districts using the funds accruing to the DMF. The overall objective of PMKKKY scheme will be (a) to implement various developmental and welfare projects/programs in mining affected areas, and these projects/ programs will be complementing the existing ongoing schemes/projects of State and Central Government; (b) to minimize/mitigate the adverse impacts, during and after mining, on the environment, health and socio-economics of people in mining districts; and (c) to ensure long-term sustainable livelihoods for the affected people in mining areas.

## DMF Rule 2015

In exercise of the powers conferred by sub-section (4) of section 15 and section 15A read with section 9B of the Mines and Minerals (Development and Regulation) Act, 1957 (Act 67 of 1957), the Governor of Odisha do hereby make the following rules to regulate the composition, functions and manner of working of the District Mineral Foundations and the amount of payment to be made to the District Mineral Foundations by the concession holders of minor minerals for the interest and benefit of persons and areas affected by

mining related operations and for purposes connected herewith. These rules may be called the Odisha District Mineral Foundation Rules, 2015.

**Composition of Board of Trustees of the District Mineral Foundation:—**

- The Board of Trustees shall consist of the following members; namely:—
- 1. Revenue Divisional Commissioner or Collector, as may be decided by the Government, who shall be its Chairperson;
- 2. Collector, if he is not the chairperson, Additional District Magistrate and District Level Officers of Steel and Mines, Forest and Environment, Rural Development, Works, ST and SC Development and Health and Family Welfare Departments and of such other Departments as the Government may specify, who shall be its members, ex officio;
- 3. The Collector of the District shall be the Managing Trustee;
- 4. Each Member of the Lok Sabha and each Member of the Odisha Legislative Assembly in whose constituency any major mineral concession is situated, shall be its ex officio members;
- 5. A member of the Zilla Parishad situated within the District wherein the area in which any major mineral concession is situated to be nominated by the Government as an ex officio member;
- 6. Not exceeding three members of Panchayati Raj Institutions or Urban Local Bodies from the area in which any major mineral concession is situated to be nominated by the Government as members.
- The Chairperson may invite such other Officials to the meetings of the Board, as he may consider necessary.
- The quorum for the Board shall be fifty percent of the members (4) The Board shall meet at least twice in a financial year.

## **DISTRICT MINERAL FOUNDATION TRUST**

----- :: AN OVERVIEW ::-----

### **Formation of DMFT GIRIDIH**

The Giridih District Mineral Foundation Trust came into existence on 1131/100 Dated 09-03-2016 as a registered non-profit body (Trust) with the objective of benefiting the mining affected people.

#### **Vision :-**

- ❖ The Vision of the District Mineral Foundation (DMF) Trust is to “alleviate the adverse impacts of mining on communities and environment and create sustainable development opportunities for current and future generations”.

#### **Mission :-**

- ❖ The Mission of the District Mineral Foundation (DMF) Trust is to “work for the welfare and development of mining affected communities”.

### **Pradhan Mantri Khanij Kshetra Kalyan Yojana**

- The Pradhan Mantri Khanij Kshetra Kalyan Yojana (PMKKKY) will be implemented by the District Mineral Foundations (DMFs) of the respective districts using the funds accruing to the DMF.
- The overall objective of PMKKKY scheme will be (a) to implement various developmental and welfare projects/programs in mining affected areas, and these projects/ programs will be complementing

the existing ongoing schemes/projects of State and Central Government; (b) to minimize/mitigate the adverse impacts, during and after mining, on the environment, health and socio-economics of people in mining districts; and (c) to ensure long-term sustainable livelihoods for the affected people in mining areas.

**It undertakes the following activities for this purpose:**

- i. Receive, maintain, manage, release and utilize the funds accrued.
- ii. Plan, identify, design and undertake suitable welfare and developmental projects, following due procedure.
- iii. Monitor and coordinate with various executing agencies at field level for successful implementation of projects taken up.
- iv. Ensure convergence with ongoing/existing schemes/projects of State and Central Government.
- v. Identify and promote innovative solutions.
- vi. Ensure regular and swift redressal of grievances.
- vii. Coordinate with Planning and Convergence Department (Go)) and Steel and Mines Department (Go).

**Governance and Management of DMFT Trust**

MMDR Amendment 2015 requires State Governments to establish District Mineral Foundation (DMF) as per section 9B, that will be used for development of mining affected people and the areas. All DMFs shall also implement Pradhan Mantri Khanij Kshetra Kalyan Yojana (PMKKKY) notified on 16 September 2015. Accordingly, Government of Jharkhand issued a notification for constitution of DMF Trust in each

district of Jharkhand on 24 November 2015 along with the details of the Governing Council and Managing Committees (Gazette No. 854 dated 07 December 2015). Further, Jharkhand District Mineral Foundation (Trust) Rules, 2016 was notified on 22 March 2016 (Gazette No. 218 dated 23 Mar 2016) and they were extended for minor minerals, too, on 13 January 2017. (Gazette No 109 dated 27 Jan 2017).

The District Mineral Foundation (DMF) has been setup by the state government to benefit people in mining affecting areas. It was created in 2015 by the central government through an amendment in the mines and minerals (development and regulation) Act, 1957. To balance between the role of minerals in industrialization and degrading lifestyle of mining areas, the government of Jharkhand has come up with several policies to utilize the royalty received for environmental and livelihood development.

The Central Government has issued a directive to the State Governments, under Section 20A of the MMDR Act, 1957, laying down the guidelines for implementation of PMKKKY and directing the States to incorporate the same in the Rules framed by them for the DMFs. The Giridih District Mineral Foundation Trust came into existence on 1131/100 Dated 09-03-2016 as a registered non-profit body (Trust) with the objective of benefiting the mining affected people. The governance and management of the trust is being governed by the trust rules and with utmost transparency.

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## **MANAGING COMMITTEE**

<b>S.L No</b>	<b>Managing Committee</b>	<b>Designation</b>
1	Deputy Commissioner	<b>Chairman</b>
2	Deputy Development Commissioner	Member Secretary
3	Superintendent of Police Giridih	Member
4	Divisional Forest Officer (West) Giridih	Member
5	Divisional Forest Officer (East), Giridih	Member
6	Civil Surgeon, Giridih	Member
7	District Panchayati Raj Officer	Member
8	District Mining Officer	Member

## **GOVERNING COUNCIL**

<b>S.L No</b>	<b>Managing Committee</b>	<b>Designation</b>
1	Deputy Commissioner	Chairman
2	Deputy Development Commissioner	Member Secretary
3	Superintendent of Police Giridih	Member
4	Divisional Forest Officer (West) Giridih	Member
5	Divisional Forest Officer (East), Giridih	Member
6	Civil Surgeon, Giridih	Member
7	District Education Officer, Giridih	Member
8	Deputy Director- Mines & Geology	Member
9	District Mining Officer, Giridih	Member
10	Representative-Jharkhand Small Industries Association	Member
11	Hon'ble MP- Representative	Member
12	Hon'ble MLA, Giridih / Representative	Member
13	Hon'ble MLA, Dumri/ Representative	Member
14	Hon'ble MLA, Jamua/ Representative	Member
15	Hon'ble MLA, Gandey/ Representative	Member
16	Hon'ble MLA, Bagodar/ Representative	Member
17	Hon'ble MLA, Dhanwar/ Representative	Member
18	Pramukh/Up-Pramukh- Dumri, Giridih	Member
19	Mukhiya/Up Mukhiya- All mining affected villages/panchayats	Member



## Legal Status :--

<b>Details of Registration</b>	Giridih District Mineral Foundation Trust as a registered from Deed no.1131/100 Dated 09-03-2016
<b>PAN</b>	AADTD5763A
<b>TAN</b>	N/A

## Meetings of the Governing Council and Managing Committee

Meetings of both the Governing Council and the Managing Committee have been convened in order to ensure that the decisions are taken after due deliberations and on a timely basis. Meetings of both the Governing Council and the Managing Committee has been attached as annexure.

## Financial Accruals :- Contribution to DMFT Fund, Giridih

Rate of Contributions to the DMFT is as follows:

- 30% of the royalty amount payable for major mineral mines allocated before 12.01.2015 and for the existing minor mineral leases which are not granted through auction.
- 10% of the royalty amount payable from leaseholder for major mineral mines allocated after 12.01.2015 and for minor mineral leases which are granted through auction.