GOVERNMENT OF THE KHYBER PAKHTUNKHWA
MINERALS DEVELOPMENT DEPARTMENT

NOTIFICATION
Dated Peshawar, the 25th JUNE, 2018

No.SO(Appeal)/MDD/6-1(D&R)/2018/KC- The following draft of rules, which
the Government of Khyber Pakhtunkhwa in exercise of the powers conferred by section
103 of the Khyber Pakhtunkhwa Minerals Sector Governance Act, 2017 (Khyber
Pakhtunkhwa Act No. XXXVI of 2017), is hereby published, in pursuance of sub-section
(2) of section 103 of the ibid Act, for the information of persons likely to be affected
thereby and notice is hereby given that the said rules together with any objection or
suggestion with respect thereto, which may be received by the Secretary to Government
of Khyber Pakhtunkhwa, Minerals Development Department, within a period of fifteen
(15) days from the date of publication of this notification in the official Gazette shall be
taken into consideration. After the expiry of the said period:

THE KHYBER PAKHTUNKHWA MINERALS
REGULATION AND ENFORCEMENT RULES, 2018.

1. Short title and commencement.— (1) These rules may be called the Khyber

(2) These rules shall come into force at once.

2. Definitions.— (1) In these rules, unless the subject or context otherwise requires,-

“Act” means the Khyber Pakhtunkhwa Minerals Sector Governance Act,
2017.

(2) Words and phrases used in these rules but not defined shall have the same
meaning as are assigned to them in the Act.

3. Authorization of officers for imposition of fine under Schedule-VI of the Act.—
(1) The following officers are authorized to impose fine under Schedule-VI of the Act
in the range given against each category of officers, namely:

(a) Director General above rupees twenty five thousand; and

(b) Assistant Director or Deputy Director of the Directorate General of
Mines and Minerals, as the case may be, performing duties in the
regional office up to rupees twenty five thousand.
(2) In case, the fine is above the limit of the officer as mentioned in clause (b) of sub-rule (1) or if the field official observes any violation, the case shall be forwarded to the concerned officer for imposition of fine. The report shall contain the name and address of the offender, date and time of the offence committed, nature of offence committed and its location.

(3) Upon approval of the imposition of fine, the authorized officer shall issue challan of the fine so imposed to the accused for payment of the same.

(4) If the accused refuses to obtain copies of the challan issued by the officer or is not ready to give receipt in respect of the challan as per sub-section (2) of section 87 of the Act, the challan shall be sent to him through registered postal service on his or her postal address.

(5) Proceedings under section 88 of the Act shall be initiated against the accused in case he fails to pay the fine.

Secretary to
Government of the Khyber Pakhtunkhwa,
Minerals Development Department.

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