



GOVERNMENT OF MAHARASHTRA
Industries, Energy, Labour And Mining Department
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Tel.No.022 22824519

NO.MNG-0125/C.R.01/Ind-9(B)

Date :- 01 April, 2024.

LETTER OF INTENT

To,

Assam Mineral Development Corporation
Limited
MSTC Registration No. 535734
Khanij Bhawan, Near Ganesh, Mandir,
R.P. Road, Dispur, Guwahati,
781006, Assam.

Sub: Letter of intent with reference to e-auction dated 23-October-2024 for grant of a Composite Licence for Vadakhol- Asoli Ni, Cr, Co and Associated Mineral Block in Shiroda, Tiroda, Ansur, Redi, Guldube, Asoli, Tak, Malewadi, Talavna, Mochemada, Nhaichiad village, Sindhudurg District on 1475.972 Hectare Area.

1. Background:

- 1.1. The Designated Officer pursuant to the Mines and Minerals (Development and Regulation) Act, 1957 (the "Act") and the Mineral Auction Rules, 2015 as amended from time to time (the "Auction Rules") issued the notice inviting tender dated June 24, 2024 to commence the auction process for grant of composite license for Vadakhol- Asoli Ni, Cr, Co and Associated Mineral Block located in Sindhudurg District. The e-auction process was conducted in accordance with the tender document for the said mineral block and Assam Mineral Development Corporation Limited was declared as the 'Preferred Bidder' under Rule 9(9)(iii) of the Auction Rules having quoted a Final Price Offer of 7.05%.
- 1.2. As required under Rule 18(1) of the Auction Rules and the tender document for the said mineral block, Assam Mineral Development Corporation Limited has made payment of performance security of INR 1,50,00,000 (Rupees One Crore Fifty Lakhs Only) through Bank Guarantee dated December 06, 2024, which was received on 09/12/2024 ("Performance Security").
- 2. Grant of Letter of Intent**
- 2.1. Accordingly, pursuant to Rule 18(1) of the Auction Rules and the terms of

of intent for grant of Composite Licence for Vadakhol- Asoli Ni, Cr, Co and Associated Mineral Block for Ni, Cr, Co and Associated Mineral in Shiroda, Tiroda, Ansur, Redi, Guldube, Asoli, Tak, Malewadi, Talavna, Mochemada, Nhaichiad village, Sindhudurg District on 1475.972 Hectare Area to Assam Mineral Development Corporation Limited.

3. Conditions

- 3.1. This letter of intent and the subsequent grant of aforementioned composite licence shall be subject to the provisions of the Act and the rules made thereunder, as amended from time to time, and the Assam Mineral Development Corporation Limited shall be designated as the 'Successful Bidder' and subsequently granted the composite licence only upon satisfactory completion of all the requirements under the Act and the Rules made thereunder.

Assam Mineral Development Corporation Limited shall be bound by (i) the enactment, bringing into effect, adoption, promulgation, amendment, modification or repeal of any Applicable Laws (including the Act and Rules) occurring at any time, including prior to or after the Bid Due Date; (ii) any amendments made by the Designated Officer/ State Government to this effect in the Tender Document, the letter of intent, the MDPA and/ or the mining lease deed at any time, including prior to or after the Bid Due Date.

- 3.2. For reference, the requirements under the Auction Rules for designation of Assam Mineral Development Corporation Limited as the 'successful bidder' and subsequent grant of the composite license are reiterated below. It is clarified that the requirements mentioned below are only for reference and in the event of any change in the Act or the rules made thereunder, the requirements under the modified Act or the rules made thereunder, as the case may be, shall be applicable.

(a) Designation as the "Successful Bidder":

Assam Mineral Development Corporation Limited shall be considered to be the 'successful bidder' upon:

- (i) compliance with all the terms and conditions of eligibility;
- (ii) obtaining all consents, approvals, permits, non-objections and the like as may be required under the applicable laws for commencement of prospecting operations; and
- (iii) submitting the scheme of prospecting.

4. Performance Security and Appropriation of Performance Security

The Performance Security must be valid till: (i) all the obligations of the Preferred Bidder or Successful Bidder under or by virtue of the Tender Document and/or the deed for grant of a prospecting licence to be executed between the State Government and the Successful Bidder with respect to the Performance Security have been fully paid and its claims satisfied or discharged; or (ii) till the State Government certifies that the term and conditions of the Tender Document and/ or the deed for grant of a prospecting licence to be executed between the State Government and the Successful Bidder with respect to the Performance Security have been fully and properly carried out by the Preferred Bidder or Successful Bidder and accordingly discharges this guarantee; or (iii) on provision of a revised

Performance Security under sub-rule (2) of rule 19 of the Auction Rules whichever is later.

Sr. No.	Appropriation Event	Amount of the Performance Security to be appropriated
1.	Failure of the holder of composite licence to comply with the terms of the composite licence as prescribed under the Act or rules made thereunder.	Such proportion as may be determined by the State Government in its sole discretion.
2.	Failure of the Preferred Bidder/ Successful Bidder/ holder of composite licence to comply with the terms of the letter of intent.	Such proportion as may be determined by the State Government in its sole discretion.
3.	Failure by the holder of the Composite Licence to complete the prospecting operations in accordance with sub-section (9) of Section 11 of the Act	Entire Performance Security.
4.	Any transfer of the composite licence which is not in conformity with the Act and Rules made thereunder.	Entire Performance Security.
5.	Termination of the composite licence (except termination under Section 4A(1) of the Act).	Entire Performance Security

In the event of a part or total appropriation of the Performance Security, the Preferred Bidder/Successful Bidder/holder of composite licence shall be required to: (i) rectify the Appropriation Event; and (ii) substitute the bank guarantee constituting the Performance Security OR deposit additional amount towards security deposit within fifteen days of receipt of a notice.

However, in case the holder of composite licence completes the prospecting operations in accordance with the Act, rules framed under the Act, the terms with respect to prospecting operations contained in the tender document for the said mineral block and the relevant permissions issued with respect to prospecting operations, but fails to establish the existence of mineral contents in accordance with sub-section (10) of section 11, and the Minerals (Evidence of Mineral Contents) Rules, 2015, then such holder shall not be eligible to receive a mining lease.

Provided that the State Government on being satisfied that the holder of Composite Licence has completed prospecting operations in accordance with sub-section (9) of section 11 of the Act but is unable to establish the existence of mineral contents even after making all possible efforts in accordance with sub-section (10) of section 11 of the Act, and the Minerals (Evidence of Mineral Contents) Rules, 2015, shall return the Performance Security.

5. Validity

- 5.1. This letter of intent is valid for a period of 1 (One) year from the date of its issuance, within which time all the above conditions must be fulfilled and the composite licence must be executed between the Assam Mineral

Development Corporation Limited and the Government of Maharashtra. In case there is a delay in execution of composite licence due to reasons beyond the control of the Preferred Bidder, then it may submit an application to Government of Maharashtra, requesting for further extension.

5.2. If the Government of Maharashtra is satisfied that there is a delay in execution of composite licence due to reasons beyond the control of the Preferred Bidder and a longer period is required to enable the Preferred Bidder to satisfy all or any of the above conditions, it may extend the validity of this letter of intent for such period or periods as the Government of Maharashtra may specify. Provided that this letter of intent shall be extended for a maximum period of 6 (six) months.

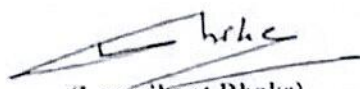
5.3. This letter of intent shall be valid only if Assam Mineral Development Corporation Limited ensures that the Bid Security is valid until the Performance Security is furnished to the Government of Maharashtra, failing which this letter of intent shall become invalid from the date of expiry of the Bid Security.

Provided that any excess area shall be deemed to be surrendered by the holder of Composite Licence after completing its reclamation:

Provided further that after submission of the geological report prepared in accordance with the Mineral (Evidence of Mineral Contents) Rules, 2015, the holder of composite licence may relinquish the entire area and in such case the State Government shall, after being satisfied that the geological report has been prepared conforming to the Mineral (Evidence of Mineral Contents) Rules, 2015, return the Performance Security.

It is clarified and confirmed that the terms and conditions of this letter of intent will continue to apply to the Preferred Bidder/ Successful Bidder for the duration of the composite licence.

Assam Mineral Development Corporation Limited shall furnish acceptance of the terms and conditions of the Letter of Intent by 17 April, 2025.



(Laxmikant Dhoke)

Joint secretary, Govt. of Maharashtra
Industries, energy, labour and mining department

Copy to:

1. Director General, Directorate of Geology and Mining, 27, Khanij bhavan, Shivaji nagar, Cement Road, Nagpur-10.
- 2) Collector, Sindhudurg.
- 3) Deputy Director, Directorate of Geology and Mining, Regional office, Kolhapur.
- 4) District Mining Officer, Collectorate Sindhudurg.
- 5) Select File (Ind.9B)