

Sindh Govt. Gazette
KARACHI, MONDAY MARCH 10, 1986
The Central Rescue Station (Coal Coke Mines) Rules, 1986

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LABOUR AND CO-OPERATION DEPARTMENT

NOTIFICATION

[4th March, 1986]

PRELIMINARY

No.LAB(1)19-5/84.— The following Rules, which the Government of Sind proposes to make in exercise of the powers conferred by section 30-A of the Mines Act, 1923 are hereby published as required by Section 31 of the said Act for information of the persons likely to be affected thereby, and notice is hereby given that the proposed rules together with any objections and suggestions with respect thereto which may be received by the Chief Inspector of Mines, Sind within a period of ninety days of the publication of this notification in the official Gazette, shall be taken into consideration after expiry of the said period.

1. (1) These rules may be called the Central Rescue Station (Coal and Coke Mines) Rules, 1986.

Short title and Commencement.

(2) They shall come into force at-once.

(3) They shall extend to Coal mines and the coke producing units belonging to the such mines.

2. In these Rules, unless the context otherwise requires, the following expressions shall have the meanings hereby respectively assigned to them, that is to say——

Definitions.

(a) "Act" means the Mines Act, 1923;

(b) "Board" means a board constituted under rules 5;

(c) "Central Rescue Station" means Central Rescue Station established under rule 3;

(d) "Fund" means the fund constituted under rule II.

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- (e) "Instructor" means the officer appointed to impart training to the workers at the Central Rescue Station or with the Mobile Training Unit at the site of the mines;
- (f) "mine" means a coal or coke mine and shall include any mine to which these rules are extended;
- (g) "Mobile Training Units" means a Mobile Training Unit established under these rules;
- (h) "Rescue Brigade" means a Rescue Brigade established under these rules;
- (i) "rescue work" means the operation to be conducted for rescuing the workers or other persons stranded in a mine by any mishap;
- (j) "Superintendent" means Rescue Superintendent of a central rescue station;
- (k) "worker" means the worker of a mine.

3. (1) Government may established one or more central rescue station for groups of specified mines or for all mines in a specified area.

Establishment of the central rescue station.

- (2) A central rescue station shall consist of—
 - (i) One Rescue Superintendent;
 - (ii) such other officers and staff including instructors, and other personnel capable of undertaking or conducting rescue work as are considered necessary by Government;
 - (iii) a mobile training unit;

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(iv) rescue brigade;

4. The Central Rescue Station shall—

**Functions of the
Central Rescue
station.**

- (i) impart training in courses prescribed by the Board in rotation to at least fifty in service workers and other persons interested in mining;
- (ii) arrange preliminary training to the workers of any mine through the mobile training unit;
- (iii) keep mobile training units, mobile in the mine field areas;
- (iv) carry out through a rescue Brigade or cause to be carried out rescue work by the owners;
- (v) take steps necessary to prevent accidents in a mine;
- (vi) maintain and cause the owners to maintain first aid facilities and where necessary ambulance cars;
- (vii) maintain and cause the owners to maintain adequate number of apparatus, devices, instruments, equipments and other material necessary for conducting rescue work;
- (viii) tender advice to the owners in respect of rescue work;
- (ix) do anything and take any action incidental to the rescue work.

5. A central rescue station shall be managed by a Board consisting of—

**Management of
the central rescue
station.**

- (a) the Chief Inspector;

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- (b) the Superintendent;
- (c) one representative of the owners;
- (d) one representative of the managers responsible for on the spot management of the mines;
- (e) one representative of the workers;
- (f) such other persons as may be nominated by Government.

6. The Board shall—

- (a) supervise the work of and be responsible for proper functioning of the central rescue station.
- (b) prescribe for training in courses to be imparted by the central rescue station.
- (c) take such measures as may be considered necessary to keep the central rescue station properly equipped;
- (d) determine fees to be paid by workers and persons admitted to the training in the prescribed courses.
- (e) Have power to incur expenditure as may be specified by Government for carrying out the purposes of these rules;
- (f) Make such action as may be necessary or conducive to the attainment of the objectives of these rules.

Powers and functions of the Board.

7. (1) All business of the Board shall be disposed of in the meetings of the Board.

Meeting of the Board.

- (2) The meetings of the Board shall be held at such

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time and place as may be determined by the Chief Inspector but shall be held at least twice a year.

(3) The meeting of the Board shall be presided over by the Chief Inspector and in his absence, by the Rescue Superintendent.

8. The Superintendent shall—

**Rescue
superintendent.**

- (i) be the incharge of a central rescue stations;
- (ii) require the owners to depute workers for training & courses and any worker so deputed shall be entitled to remuneration and be paid by the owners, through the central rescue station as if such worker had performed his routine duties at or in the mine;
- (iii) notify the time and schedule of the training and courses;
- (iv) have such financial powers as may be conferred by the Board.

9. (1) The Mobile Training Unit shall consist of such members of Instructors and other personnel headed by an in-charge as may be determined by the Superintendent.

**Mobile training
Unit.**

(2) The mobile training unit shall be responsible for imparting on the spot training of preliminary rescue work to the workers.

(3) The mobile training unit shall be equipped with such equipment as may be necessary for imparting training and staging practical demonstration of rescue work.

10. (1) A Rescue Brigade shall consist of teams of officers and personnel capable of performing rescue work.

Rescue Brigade.

(2) Every team shall be in the charge of a senior officer as may be appointed by the Superintendent and shall be

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equipped with necessary material for conducting rescue work.

(3) The duty hours of the teams shall be so arranged by the Superintendent that at least one team shall, at any time, be immediately available for rescue work.

(5) The owners shall place all available facilities and trained personnel at the disposal of the Rescue Brigade, and shall provide all possible assistance in enhancing the place of the rescue work.

11. (1) There shall be a fund to known as the Central **Fund.**
Rescue Station fund.

(2) The fund shall consist of—

(a) the excise duty levied on coal and coke under clause (d) of section 30-A of the Mines Act, 1923;

(b) grants made by Government;

(c) fees charged for trainee;

(3) All the moneys in the fund shall be kept in such bank as may be specified by the Government.

(4) The fund shall be utilized solely for the purpose of central rescue station.

(5) All expenditure of the central rescue station shall be met from the fund in accordance with the budget thereof approved by the Board.

(6) The accounts of the fund shall be audited by such person or authority as may be appointed by Government.

12. (1) There shall be levied an excise duty on coal and **Excise duty.**
coke at the maximum rate specified is clause (d) of section 30-A of the Act.

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(2) The excise duty shall be paid by the owner on all product of the mine produced dispatched therefrom to the head of the account (*to be indicated by the Finance Deptt.:*) through a bank Challan in quadruplicate.

(3) A copy of the challan shall be retained by the bank, and one each shall be forwarded to the Chief Inspector and the Board and the fourth shall be returned to the depositor.

(4) The amount of the cess recovered shall, be allocated to the Fund.

13. An owner shall, by the 10th of the month next following, submit a monthly return to the Board of all product of the mine produced and dispatched there form during the month, the amount of the excise duly paid thereon and the number and date of the Challan of the payment.

Returns.

14. The Chief Inspector shall keep an account of all Challans, and the returns and shall maintain a register of all the excise duty paid.

**Account of
Challans & returns.**

15. The Chief Inspector or any other office authorized by him in that behalf may from time to time, inspect the record of the mine with a view to see whether the cess has been paid or not.

Inspection.

16. In the case of default in payment of the cess or a part thereof the defaulting owner shall be proceeded in accordance with the Sind Government Dues Recovery Ordinance, 1962, for the recovery of the cess or part thereof.

Default.

17. In the case of any excess payment made by the owner a claim for the refund or adjustment of the amount paid in excess shall be preferred with Government which shall after making such enquiry as deemed fit and affording right of personnel hearing necessary orders which shall be final.

Refund of excess.

**SALIK NAZIR AHMED
Secretary to Government of Sindh**