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**Comments/suggestions on the draft Mineral Concession (Amendment) Rules, 2022**

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To: rishan.r75@nic.in

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**Ref. No. APP/DG/2022-23/2097****Shri Rishan Ryntathiang, Under Secretary (P&S-I Section), Ministry of Coal****Sub: Comments/suggestions on the draft Mineral Concession (Amendment) Rules, 2022**

Dear Sir,

At the outset, Association of Power Producers heartily welcomes and supports the proposed amendments. The proposed amendment of Rule 64B is especially a very positive development as power producers have been unable to get refund of excess royalty paid in cases of grade slippage where the final grade declared after sampling has been lower than the billed grade.

At the same time, we also request for the following to be considered while finalizing the Draft Mineral Concession (Amendment) Rules, 2022:

- a. It is important to ensure that royalty based components such as NMET, DMF and GST on royalty, are also adjusted based on the revised royalty amount. **Thus, in case of any change in grade of coal based on final declared grade after sampling, amounts paid against NMET, DMF and GST on royalty, should also be adjusted in line with the revised royalty amount.**
- b. **The amendment to Rules 64B may be made applicable retrospectively from the date of inception of the third party sampling mechanism** in order to enable the generating companies to recover excess amounts paid under Royalty and royalty-based components in instances where the actual grade of coal supplied has been less than the declared grade.

With regards,

Yours sincerely,  
For Association of Power Producers(Ashok Khurana)/  
Director General

With best regards,

**ASHOK KHURANA**

*Director General*

**Association Of Power Producers**

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