Mines Act, 1952

Section 76 - Determination of owner in certain cases 3

a) [a] Substituted for section 76 by the Mines (Amendment) Act, 1959 (LXXI of 1959), section 41 (w.e.f.16-1-1960). [Where the owner of a mine is a firm or other association of individuals, all, or any of the partners or members thereof or where the owner of a mine is a company, all or any of the directors thereof or where the owner of a mine is a Government or any local authority, all or any of the officers or persons authorised by such Government or local authority, as the case may be, to manage the affairs of the mine, may be prosecuted and punished under this Act for any offence for which the owner of a mine is punishable: 3 (b) [b] Proviso substituted by Mines (Amendment) Act (42 of 1983), S. 41 (31-5-84). [Provided that where a firm, association or company has given notice in writing to the Chief Inspector that it has nominated,- (a) in the case of a firm, any of its partners or managers, (b) in the case of an association, any of its members or managers; (c) in the case of a company, any of its directors or managers. who is resident, in each case in any place to which this Act extends and who is in each case either in fact in charge of the management of, or holds the largest number of shares in such firm, association or company, to assume the responsibility of the owner of the mine for the purposes of this Act, such partner, member, director or manager, as the case may be, shall, so long as he continues to so reside and be in charge or hold the largest number of shares as aforesaid, be deemed to be the owner of the mine for the purposes of this Act unless a notice in writing cancelling his nomination or staling that he has ceased to be a partner, member, director or manager, as the case may be, is received by the Chief Inspector.