



MILLENNIUM CHALLENGE ACCOUNT NEPAL (MCA-Nepal)

MILLENNIUM CHALLENGE ACCOUNT NEPAL DEVELOPMENT BOARD

Minutes

12th Meeting of the Board of Directors of Millennium Challenge Account Nepal Development Board

Nature: Regular Meeting

MCA-N/BOD-M-12/11-06-2019

Date: 11 June, 2019 (2076/02/28 BS)
Time: 9:30 AM
Place: Conference Room of the Secretary, Government of Nepal, Ministry of Finance, Singhadurbar, Kathmandu
Notice Served: 03 June, 2019 (2076/02/20 BS)

1. PRESENT

1.1. Members

- **Dr. Rajan Khanal**, Chairperson
And, Secretary, Government of Nepal, Ministry of Finance
- **Mr. Nabin Raj Singh**, Member
And, Joint Secretary, Ministry of Energy, Water Resources and Irrigation
- **Mr. Kul Man Ghising**, Member
And, Managing Director, Nepal Electricity Authority
- **Mr. Kumar Pandey**, Member (Member representing the Private Sector)
And, Vice President, Independent Power Producers' Association of Nepal
- **Mr. Khadga Bahadur Bisht**, Member Secretary
And Executive Director, MCA-Nepal

1.2. Invitees

- **Mr. Shreekrishna Nepal**, Invitee
And, Joint Secretary, Government of Nepal, Ministry of Finance, International Economic Cooperation and Coordination Division

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- **Mr. Troy E Kofroth, Invitee**
And, Resident Country Director for Nepal, Millennium Challenge Corporation

1.3. Others Attending

- **Mr. Udaya Raj Sapkota**
Joint Secretary, Government of Nepal, Ministry of Finance,
Legal and Judgment Execution Division
- **Mr. Sanjay Poudyal**
Deputy Resident Country Director for Nepal, Millennium Challenge Corporation
- **Mr. Rajib Dahal**
Chief Legal Officer, Millennium Challenge Account-Nepal

2. PRELIMINARY

- 2.1. The meeting of the Board of Directors was duly constituted on 11 June, 2019 (2076/02/28 BS) after the notice was served in writing on 03 June, 2019 (2076/02/20 BS).
- 2.2. The Chairperson welcomed all the members of the Board of Directors and other invitees attending the meeting.
- 2.3. The Chairperson reported that a quorum was present in accordance with Millennium Challenge Account Nepal Development Board Formation Order, 2074 (2018).
- 2.4. Mr. Khadga Bahadur Bisht, Executive Director, Millennium Challenge Account-Nepal updated on current activities of MCA-Nepal and presented the agendas to the MCA-Nepal Board of Directors.

3. UPDATE ABOUT CURRENT ACTIVITIES OF MILLENNIUM CHALLENGE ACCOUNT NEPAL

- 3.1. Mr. Khadga Bahadur Bisht, Executive Director briefed the MCA-Nepal Board of Directors on status of the current activities of MCA-Nepal.
- 3.2. He presented the Board of Directors the alignment of transmission line, and presented the challenges faced so far due to geographical difficulty, and land acquisition issues.

4. AGENDA ITEMS

- 4.1. The Chairperson requested the members to consider and, if thought fit, pass a resolution on the following matter:

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- (A) Agenda One: Approval for Respective Board Member to Act as a Facilitator to Execute the Signing of Project Cooperation Agreement,
- (B) Agenda Two: Committee report on Project Implementation Agreement ("PIA") to be negotiated with Millennium Challenge Corporation ("MCC")
- (C) Agenda Three: Approval of template of Performance Agreement to be signed with MCA-Nepal Executive Director by Board of MCA-Nepal
- (D) Agenda Four: Approval of amendment on Procurement Plan and approval of recommendation to award the bid to successful bidder in the procurement of Falling Weight Deflectometer (FWD)

5. DECISIONS/RESOLUTIONS

5.1. Agenda One: Approval for Respective Board Member to Act as a Facilitator to Execute the Signing of Project Cooperation Agreement.

5.1.1. The Board emphasized that there is a need to complete Project Cooperation Agreement ("PCA") with the responsible government partners to implement the project on effective manner on a timely basis.

5.1.2. Therefore, The Board RESOLVED THAT the respective Board members would act as a facilitator to execute the signing of Project Cooperation agreement with the concerned department and agencies

5.2. Agenda Two: Committee report on Project Implementation Agreement ("PIA") to be negotiated with Millennium Challenge Corporation ("MCC")

5.2.1. The Board reviewed the report presented by the Committee formed to advise Ministry of Finance to finalize Project Implementation Letter (PIA) to be negotiated with MCC.

5.2.2. The Board also reviewed the comments on PIA presented by Ministry of Finance.

5.2.3. Thereafter, the Board RESOLVED THAT the Board of Directors Requests Ministry of Finance to initiate the discussion on PIA with MCC based on the report submitted by the committee after independent review by Ministry of Finance.

5.3. Agenda Three: Approval of the template of Performance Agreement to be signed with MCA-Nepal Executive Director by Board of MCA-Nepal

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5.3.1. RESOLVED THAT the Board of Directors hereby appoints three-member committee to finalize the performance agreement, the relevant performance indicators and to sign Performance Agreement on behalf of the Board of Directors with MCA-Nepal Executive Director.

5.3.2. RESOLVED THAT the Board of Directors hereby appoints following Board members in the Committee for the finalization of the performance agreement:

- Mr. Nabin Raj Singh – Convener,
- Mr. Udaya Raj Sapkota – member,
- Mr. Kumar Pandey - Member

5.4. **Agenda Four: Approval of amendment on Procurement Plan and approval of recommendation to award the bid to successful bidder in the procurement of Falling Weight Deflectometer (FWD)**

5.4.1. RESOLVED THAT the Board of Directors hereby approves the amended "Procurement Plan Version 3.2".

5.4.2. RESOLVED FURTHER THAT the Board of Directors approves the cost increase as compared to the estimates in the procurement of Falling Weight Deflectometer after analyzing the price reasonableness study, and as per the justifications from MCA-Nepal.

5.4.3. The Board of Director directs the Executive Director to make the estimate procedure robust and make effort to find out the realistic estimates in the future.

6. ANY OTHER BUSINESS

6.1. **Approval of Results of the Position of "Project Manager- Power Sector Technical Assistance" and "Communications and Public Affairs Manager" for MCA-Nepal**

6.1.1 RESOLVED THAT the Board of Directors approve the selection memorandum for the Position of "Project Manager- Power Sector Technical Assistance" and "Communications and Public Affairs Manager" for MCA-Nepal for the D level position.

6.1.2 RESOLVED FURTHER THAT the salary negotiation committee is required to initiate salary negotiation based on the order of ranking within the board approved policy on hiring and recruitment.

7. RECORDING OF THE DISCUSSIONS AND DECISIONS

RESOLVED THAT the Board of Directors directs the Executive Director to record these minutes with the minute book of Millennium Challenge Account Nepal and to submit the synopsis of

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such minutes for publication on the website of Millennium Challenge Account-Nepal within two (2) weeks from the date of these Minutes.

8. CLOSE

There being no further business the meeting was then closed at 11:30 AM.

Prepared by:

Rajib Dahal, Chief Legal
Officer, MCA-Nepal

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