



MILLENNIUM CHALLENGE ACCOUNT NEPAL (MCA-Nepal)

MILLENNIUM CHALLENGE ACCOUNT NEPAL (“MCA-Nepal”)

Synopsis of Minutes of 16th Meeting of the Board of Directors of Millennium Challenge Account Nepal

Nature: Emergency Meeting

MCA-N/BOD-M-16/06-04-2020

Date: 06 April, 2020 (2076/12/24 BS)
Time: 5:00 PM
Place: Through Video Conferencing
Notice Served: 04 April, 2020 (2076/12/22 BS)

1. PRESENT

1.1. Members

- **Sishir Kumar Dhungana**, Chairperson
And, Secretary, Government of Nepal, Ministry of Finance
- **Gopal Sigdel**, Member
And, Joint Secretary, Ministry of Physical Infrastructure and Transport
- **Kul Man Ghising**, Member
And, Managing Director, Nepal Electricity Authority – Joined by Telephone Call
- **Madhu Prasad Bhetuwal**, Member
And, Joint Secretary, Ministry of Energy, Water Resources and Irrigation
- **Kumar Pandey**, Member representing the Private Sector
And, Vice President, Independent Power Producers' Association of Nepal
- **Gopal Khanal**, Member representing the Civil Society
And, Journalist, Gorakhapatra National Daily – Joined by Telephone Call
- **Khadga Bahadur Bisht**, Member Secretary
And Executive Director, MCA-Nepal

*The Government of Nepal has established MCA-Nepal on 18th April 2018
under Development Board Act, 2013 as the accountable entity to implement the Compact with Millennium Challenge Corporation, USA.*

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1.2. Invitees

- **Shreekrishna Nepal**, Invitee
And, Joint Secretary, Government of Nepal, Ministry of Finance, International Economic Cooperation and Coordination Division (IECCD)
- **Troy E Kofroth**, Invitee
And, Resident Country Director Nepal – Millennium Challenge Corporation
- **Sanjay Poudyal**, Invitee
And, Deputy Resident Country Director – Nepal, Millennium Challenge Corporation

1.3. Others Attending

- **Rajib Dahal**
Chief Legal Officer, Millennium Challenge Account Nepal
- **Pushpa Adhikary**
Chief Financial Officer, Millennium Challenge Account Nepal

2. PRELIMINARY

- 2.1. The meeting of the Board of Directors was duly constituted on 06 April 2020 (2076/12/24 BS) after the notice was served in writing on 04 April 2019 (2076/12/22 BS). The meeting was an emergency meeting under Section 3.12 (b) (i) of Millennium Challenge Account - Nepal Internal Conduct Bylaws, 2075 (2019).
- 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



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Board of Directors.

3. UPDATE ABOUT CURRENT ACTIVITIES OF MILLENIUM 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.** The Executive Director presented to the Board of Directors update on the situation that has arisen after COVID-19 pandemic and nationwide lockdown, impact on the schedule of MCA-Nepal, updates on ongoing activities of MCA-Nepal in relation to substation activity, EIA Report submission, technical assistance activities and road maintenance projects.
- 3.3.** The Executive Director thanked the Ministry of Finance for providing budgets to meet the current needs of MCA-Nepal.

4. AGENDA ITEMS

- 4.1.** The Chairperson requested the members to consider and, if thought fit, pass a resolution on the following matter:
 - (A) Agenda One for Decision: Delegation of Certain Powers and Responsibilities to Executive Director during emergencies
 - (B) Agenda Two for Discussion: Budget allocation to MCA-Nepal and approval for payments to foreign individual consultants and Corporations

5. DECISIONS/RESOLUTIONS

5.1. Agenda One: Delegation of Certain Powers and Responsibilities to Executive Director during emergencies

5.2. Agenda in Brief

- 5.2.1.** MCA-Nepal Executive Director's authority is prescribed in the Millennium Challenge Account - Nepal Internal Conduct Bylaws, 2075 (2019). The Executive Director is responsible to manage day to day activities of MCA-Nepal with Support from

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Management Unit. (Compact Annex – I, Section 7 of MCA-Nepal Formation Order, 2074, Section 4.1 (a) and Section 4.2 (b) of Internal Conduct Bylaws, 2075). During emergencies and matters requiring urgent attention, MCA-Nepal Executive Director is required to take decisions to protect the MCA-Nepal's interests and of employees of MCA-Nepal.

5.3. Board Resolution

5.3.1. Executive Director is hereby authorized during emergencies and matters requiring urgent attention, to take decisions to protect the MCA-Nepal's interests and of employees of MCA-Nepal.

5.3.2. Executive Director provides the summary of actions that he has taken pursuant to this Board Resolution in every subsequent board meetings and if required, Board of Director may provide further Guidelines and instructions to Executive Director.

5.3.3. These authorizations are valid until revocation of these authorizations from the Board of Directors.

5.4. Agenda Two: Budget allocation to MCA-Nepal and approval for payments to foreign individual consultants and Corporations

5.4.1. Agenda in Brief

5.4.2. MoF has provided its recommendation to Nepal Rastra Bank (NRB) to make payments to foreign individual Consultants and has provided its recommendation to NRB to make payments as per the requests of Executive Director of MCA-Nepal as Executive Director of MCA-Nepal is legally authorized to request such payments to NRB.

5.4.3. The Board discussed on the need to coordinate with NRB for foreign currency payments to individual consultants and for corporations by MCA-Nepal. The Board requested Ministry of Finance to facilitate in these matters.

5.4.4. MCA-Nepal updated the Board members on the support provided by Ministry of Finance with respect to the Budget requirements of MCA-Nepal. The Board expressed its satisfaction for Ministry of Finance's continued support.

6. RECORDING OF THE DISCUSSIONS AND DECISIONS



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6.1. 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 such minutes for publication on the website of Millennium Challenge Account Nepal within two (2) weeks from the date of end of lockdown situation or from the date of ease of mobility by Government of Nepal arising due to COVID-19 pandemic.

7. CLOSE

There being no further business the meeting was then closed at 6:30 P.M.

Prepared by:

Rajib Dahal, Chief Legal Officer,
Millennium Challenge Account Nepal

Note: As Per the Notice Published on *Nepal Rajpatra* on *Jesth 17, 2077 BS* and the lockdown being eased out after *Asar 1, 2077 BS*, these minutes have been signed and published within two (2) weeks from the date of *Asar 1, 2077 BS*.