



MILLENNIUM CHALLENGE ACCOUNT NEPAL (MCA-NEPAL)

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Synopsis of Minutes of 35th Meeting of the Board of Directors of Millennium Challenge Account Nepal (MCA-Nepal)

Nature: Emergency Meeting MCA-N/BOD-M-35/08-08-2023

Date: Tuesday, 08/08/2023, (2080/04/23 BS)
Time: 5:00 PM
Place: Conference Room of the Secretary, Ministry of Finance at Singh Durbar, Kathmandu
Notice Served: 03/08/2023 (2080/04/18 BS)

1. PRESENT

1.1. Members

- **Arjun Prasad Pokharel**, Chairperson
And, Secretary, Government of Nepal, Ministry of Finance
Singhadurbar, Kathmandu
- **Madhu Prasad Bhetuwal**, Member
And, Joint Secretary, Ministry of Energy, Water Resources and Irrigation
Singhadurbar, Kathmandu
- **Kul Man Ghising**, Member,
And, Managing Director, Nepal Electricity Authority
Durbarmarg, Kathmandu
- **Arjun Jung Thapa**, Member,
And, Joint Secretary, Ministry of Physical Infrastructure and Transport Singhadurbar,
Kathmandu
- **Surendra Kumar Mahto**, Member representing the Civil Society
And, Senior Advocate, Supreme Court of Nepal
- **Kumar Pandey**, Member representing the Private Sector
And, Chairman of the Board, National Hydro Power Company (NHPC)

The Government of Nepal established MCA-Nepal on 18 April 2018 under Development Board Act, 2013 BS as the accountable entity to implement a program co-funded by Nepal and US Government's Millennium Challenge Corporation.

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- **Khadga Bahadur Bisht**, Member Secretary
And, Executive Director, MCA-Nepal

1.2. Invitees

- **Shreekrishna Nepal**, Invitee
And, Joint Secretary, Government of Nepal, Ministry of Finance, International Economic Cooperation and Coordination Division (IECCD)
- **Bibek Chapagain**, Invitee
Development Specialist, Millennium Challenge Corporation
US Embassy, Kathmandu
- **Michael Mehen**, Invitee
Millennium Challenge Corporation, US Embassy, Kathmandu

1.3. Others Attending

- **Rajib Dahal**
Chief Legal Officer, Millennium Challenge Account Nepal
- **Satyam Pathak**
Legal Advisor, Millennium Challenge Account Nepal

2. PRELIMINARY AND OTHER DISCUSSION

- 2.1. The meeting of the Board of Directors was duly constituted on 08/08/2023 (2080/04/23 BS) after the notice was served in writing on 03/08/2023 (08/04/2080 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). The Chairperson apprised the board members on the latest situation at MCA – Nepal.
- 2.4. The Board Members declared that there is no Conflict of Interest (CoI) on any of the Agendas presented by MCA-Nepal, and all the members of the board attended the meeting.

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2.4.1. The Board of Director reviewed the progress made on site access CP (on land acquisition and forest clearance) and instructed Executive Director of MCA-Nepal **to present the detailed progress report in next board meeting for board's consideration**. The Board resolved that the next board meeting would be held on 16 August 2023 at 8.00 am in Ministry of Finance to review the progress made on issuance of Section 9 Notices under Land Acquisition and other related preparatory works with respect to progress made on site access.

2.5. Information Agenda: Bid Challenge for 'Consultancy Services for Construction Supervision For TL and S/S Activities For ETP REF: MCA-N/ETP/QCBS/006'

2.5.1. MCA-Nepal Board of Directors was informed of the bid challenge that MCA-Nepal received on the captioned procurement. It was informed that Level 1 Authority (Executive Director of MCA-Nepal) replied the bid challenge received from one of the bidders on 14 July 2023 rejecting the Challenger's bid challenge. The time for filling an appeal on the Level 1 authority has elapsed and Level 1 Authority's decision is now final and binding.

3. RECORDING OF THE DISCUSSIONS AND DECISIONS

3.1. 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 these Minutes.

4. CLOSE

There being no further business the meeting was then closed at 8.00 PM.

This minute is prepared and signed on: 16 August 2023.

Minutes Prepared by:

Rajib Dahal,
Chief Legal Officer, Millennium Challenge Account Nepal