



MILLENNIUM CHALLENGE ACCOUNT NEPAL DEVELOPMENT BOARD

Millennium Challenge Account Nepal (MCA-Nepal)

Synopsis of the Minutes Sixth Meeting of the Board of Directors of Millennium Challenge Account Nepal Development Board

Nature: Urgent Meeting

MCA-N/BOD-M-6/28-12-2018

Date: 28 December 2018 (2075/09/13BS)
Time: 3.30 PM
Place: Conference Room of the Secretary, Government of Nepal, Ministry of Finance, Singhadurbar, Kathmandu
Notice Served: 14 December 2018 (2075/08/28 BS) and 26 December 2018 (2075/09/11BS)

1. PRESENT

1.1. Members

- **Dr. Rajan Khanal**, Chairperson
And, Secretary, Government of Nepal, Ministry of Finance
- **Mr. Kul Man Ghising**, Member
And, Managing Director, Nepal Electricity Authority
- **Mr. Surendra Kumar Mahto**, Member (Alternate Member representing Civil Society)
And, Senior Advocate
- **Mr. Kumar Pandey**, Member (Member representing the Private Sector)
And, Vice President, Independent Power Producers' Association of Nepal

1.2. Invitees

- **Mr. Troy E Kofroth**, Invitee
And, Resident Country Director for Nepal, Millennium Challenge Corporation
- **Mr. Shreekrishna Nepal**, Invitee
And, Joint Secretary, Government of Nepal, Ministry of Finance, International Economic Cooperation and Coordination Division

1.3. Others Attending

- **Mr. Dinesh Kumar Ghimire**
Secretary, Ministry of Energy, Water Resources and Irrigation
- **Mr. Udaya Raj Sapkota**



Joint Secretary, Legal and Judgment Execution Division, Ministry of Finance

- **Mr. Sanjay Poudyal**
Deputy Country Director for Nepal, Millennium Challenge Corporation
- **Mr. Semanta Dahal**
Legal Advisor, Millennium Challenge Account-Nepal
- **Ms. Needika Adhikari**
Legal Advisor, Millennium Challenge Account-Nepal

2. PRELIMINARY

- 2.1. The meeting of the Board of Directors was duly constituted after the notice was served in writing on 14 December 2018 (2075/08/28 BS) and 26 December 2018 (2075/09/11BS).
- 2.2. The Sixth Board Meeting originally scheduled for 16 December 2018 was postponed and rescheduled for 28 December 2018.
- 2.3. The Chairperson welcomed all the members of the Board of Directors and other invitees attending the meeting.
- 2.4. The Chairperson reported that a quorum was present in accordance with Millennium Challenge Account Nepal Development Board Formation Order, 2074 (2018).

3. MATTERS ARISING OUT OF THE FIFTH BOARD MEETING

3.1. Approval of Selection Memorandum and Results of Deputy Executive Director – Project Delivery and Deputy Executive Director – Management

3.1.1. The Board of Directors has decided to approve the Selection Memorandum for the following positions and results contained therein:

- (A) Deputy Executive Director – Project Delivery (Band E)
- (B) Deputy Executive Director – Management (Band E)

3.1.2. The Board of Directors has decided to authorize Legal Advisor of MCA-Nepal Mr. Semanta Dahal to proceed to make offer to the candidate for the above two positions in the order of ranking after receiving Millennium Challenge Corporation's No Objection of the Selection Memorandum and results.

3.1.3. The Board of Directors has decided to constitute and authorize the committee comprising of the following members to conduct salary negotiations with the candidates for the above two positions in the order of ranking complying with the approved salary structure of MCA-Nepal:

- (a) Mr. Shreekrishna Nepal, Joint Secretary, Government of Nepal, Ministry of Finance
- (b) Mr. Udaya Raj Sapkota, Joint Secretary, Government of Nepal, Ministry of



- Finance
(c) Mr. Semanta Dahal, Legal Advisor, MCA-Nepal

4. MATTER FOR DECISIONS

4.1. Agenda One: Appointment of Executive Director of Millennium Challenge Account-Nepal

The Board of Directors had decided to appoint Mr. Khadga Bahadur Bisht as Executive Director of MCA-Nepal for a period of three (3) years effective from the signing of the Employment Agreement subject to No-Objection from Millennium Challenge Corporation.

4.2. Agenda Two: Appointment of Manager-Administration and Human Resources of Millennium Challenge Account-Nepal

The Board of Directors had decided to appoint Mr. Shalav Risal as Manager-Administration and Human Resources of MCA-Nepal for a period of two (2) years effective from the signing of the Employment Agreement subject to No-Objection from Millennium Challenge Corporation.

4.3. Agenda Three: Approval of Amendment to Contract of Iron Vine Security related to Price and Technical Proposal for IT Infrastructure Phase 1

The MCA-Nepal Board of Directors has requested further information regarding: (a) the procurement process utilized in entering the contract with Iron Vine Security for the contract for the procurement of good and services, and (b) the details about financial proposal submitted for Iron Vine Security for the exercise of Phase 1 as per 2.2 Option #1: Phase I -Supply, Build and Configure.

5. ANY OTHER BUSINESS

5.1. Corrections needed in MCA-Nepal Recruitment Process (Letter dated 26 November 2018)

The Board of Directors took notice of the letter dated 26 November 2018 (2075/08/10 BS) and after careful consideration has concluded the assertion regarding the non-evaluation of the Strategic Vision Paper of the candidate inadmissible.

5.2. Approval of term extension of Mr. Tulasi Prasad Sitaula, National Coordinator, OMCN

The Board of Directors has decided to extend the employment period of Mr. Tulasi Sitaula, National Coordinator of Office of the Millennium Challenge Nepal until 31 March 2019.

5.3. Approval of Procurement Plan Version 3.0

The Board of Directors has approved the Procurement Plan entitled "Procurement Plan Version 3.0".

5.4. Conduct Inquiry (Letter of "Sachet Nepali" dated 15 Mangsir 2076)

The Board of Directors took notice of the email from "Sachet Nepali" dated 15 December 2018) and after careful consideration has concluded the assertion regarding conflict of interest during the selection process for the candidate of Executive Director inadmissible.



6. RECORDING OF THE DISCUSSIONS AND DECISIONS

RESOLVED THAT the Board of Directors directs person performing the role of secretary of the Board of Directors to record these minutes with the minute book of Millennium Challenge Account-Nepal and to submit such minutes for publication on the website of Millennium Challenge Account-Nepal within two (2) weeks from the date of these Minutes

7. CLOSE

There being no further business the meeting was then closed at 5:30 PM.

Synopsis of the Minutes Prepared By:

Semanta Dahal, Legal Advisor, Millennium Challenge Account-Nepal