



MILLENNIUM CHALLENGE ACCOUNT NEPAL (MCA-NEPAL)

MILLENNIUM CHALLENGE ACCOUNT NEPAL (“MCA-Nepal”) Synopsis of Minutes of 41st Meeting of the Board of Directors of Millennium Challenge Account Nepal (MCA-Nepal)

Nature: Emergency Meeting by Circulation of Agendas and without Physical Meeting
MCA-N/BOD-M-41/20-05-2024

Date: Monday, 20 May, 2024 (2081/02/07 BS)
Notice Served: Friday, 17 May, 2024 (2081/02/04 BS)

1. Board Meeting Notice Served to Members

- **Madhu Kumar Marasini**, Chairperson
And, Secretary, Government of Nepal, Ministry of Finance
Singhadurbar, Kathmandu
- **Kul Man Ghising**, Member
And, Managing Director, Nepal Electricity Authority
- **Nabin Raj Singh**, Member
And, Joint Secretary, Ministry of Energy, Water Resources and Irrigation
Singhadurbar, Kathmandu
- **Bhimarjun Adhikari**, Member
And, Joint Secretary, Ministry of Physical Infrastructure and Transport
Singhadurbar, Kathmandu
- **Kumar Pandey**, Member, Representing the Private Sector
And, Chairman of the Board, National Hydro Power Company (NHPC)
- **Surendra Mahto**, Member (Alternate), Representing the Civil Society
And, Senior Advocate, Supreme Court of Nepal
- **Khadga Bahadur Bisht**, Member Secretary
And, Executive Director, MCA-Nepal

2. Board Meeting Notice Served to Invitees

- **Shreekrishna Nepal**, Invitee
And, Joint Secretary, Government of Nepal, Ministry of Finance, International
Economic Cooperation and Coordination Division (IECCD)
- **Diane Francisco**, Invitee
Resident Country Director, Millennium Challenge Corporation, US Embassy,
Kathmandu



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- **Sanjay Poudyal**, Invitee
Deputy Resident Country Director, Millennium Challenge Corporation, US Embassy,
Kathmandu

3. PRELIMINARY

- 3.1.** The meeting of the Board of Directors was constituted on 20 May, 2024 by conduct of Emergency Meeting by Circulation of Agendas by Email on 17 May, 2024. The notice was served in writing and the meeting was constituted by circulation of agendas and without physical meeting.
- 3.2.** This Notice was issued pursuant to Section 5(3) of the Millennium Challenge Account Nepal Development Board Formation Order, 2074 (2018). Further, the Notice was issued under Section 3.12 (b) for an emergency meeting under Millennium Challenge Account - Nepal Internal Conduct Bylaws, 2075 (2019), and under 3.12 (b) (i) – for an emergency meeting by circulation of agendas without Physical meeting.
- 3.3.** 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 provided their consent to initiate the discussion on the agenda. Two board members did not comment on the agenda of their reappointment due to CoI issue.

4. AGENDA ITEMS AND BOARD'S DECISIONS/RESOLUTIONS

4.1. Agenda One: : Approval of Procurement Plan 8.3

- 4.1.1.** Accountable Entity Procurement Policy & Guidelines, MCC-DCO-2008.37.8, Effective January 1, 2024 (herein after “AE PPG”) required to be followed by MCA-Nepal as a condition of the Compact states that MCA-Nepal shall periodically prepare a Procurement Plan for acquiring goods, works, and consultant and non-consultant services needed to implement the Compact. Compliance, satisfactory to MCC, with the approved Procurement Plan shall be a condition precedent to MCC disbursements or payments.
- 4.1.2.** MCA-Nepal is required to regularly update a procurement plan that aligns to the Compact’s projects and guides technical and administrative activity.
- 4.1.3.** The Procurement Plan approved by MCA-Nepal Board of Directors need amendments and the amended and revised Procurement Plan Version 8.3 is presented for approval.

RESOLVED THAT the Board of Directors approves the Procurement Plan as per the document entitled "Procurement Plan Version 8.3".

4.2. Agenda Two : Re-appointment of Board Member representing Civil Society and Private Sector

- 4.2.1.** Mr. Kumar Pandey is a permanent board member representing Private Sector, and Mr. Surendra Mahto alternate board member from Civil Society. This agenda was presented to the Board of



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Directors for the re-appointment of Mr. Kumar Pandey and Mr. Surendra Mahto. In this agenda discussion, Mr. Kumar Pandey and Mr. Surendra Mahto did not take part in their self-appointment.

4.2.2. After considering the contributions of two board members, the Board of Directors resolved that the Board of Directors approves the re-appointment of Board Member Mr. Surendra Mahto as an Alternate Member representing civil society and Mr. Kumar Pandey as a member representing Private Sector.

4.3. Agenda Three: Delegation of Authority for Renewal of Employment Agreement to Executive Director

4.3.1. MCA-Nepal requires delegated power to Executive Director to decide on renewal of employment agreements and authority to implement implications under board approved Employment Agreement and implications under **6. Recognition/ Performance Management of HR Manual**. MCA-Nepal Executive Director shall ensure that, detailed analysis on the service requirement of Employees shall be made prior to the extension of employment agreement.

4.3.2. RESOLVED THAT the Board of Directors hereby delegate the authority to renew the Employment Agreements of existing Staff of MCA-Nepal (From Band A to E) to Executive Director of MCA-Nepal and it further instructed that MCA-Nepal Executive Director shall ensure a detailed analysis on the service requirement of Employees prior to the extension of employment agreement and provide the information on extension of employment agreement to the board.

5. RECORDING OF THE DISCUSSIONS AND DECISIONS

5.1. 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 signing of these Minutes.

6. CLOSE

There being no further business, the members of Board of Directors did not have to consider any other agendas.

This minute is prepared by: Rajib Dahal, Chief Legal Officer, MCA-Nepal

This minute is prepared and signed on: 20/05/2024



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