

# Water Supply Management Board Act, 2063 (2006)

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Amendment,

Some Nepal Acts Amendment Act, 2064(2007)      2064.5.9 (26 Aug. 2007)

Act Number 21 of the Year 2063 (2006)

## **An Act made to provide for provisions relating to Water Supply Management Board**

**Preamble:** Whereas, it is expedient to establish and operate the Water Supply Management Board on making proper and effective provisions in order to provide, or cause to be provided, reliable services to the residents of the municipal areas by making water supply and sanitation services regular, managed, qualitative and easily available in these areas;

Now, therefore, be it enacted by the House of Representatives in the First year of the proclamation of the Declaration of the House of Representatives, 2063 (2006).

**1. Short title and commencement:** (1) This Act may be called as the “Water Supply Management Board Act, 2063 (2006)”.

(2) It shall be deemed to have come into force on 27 *Ashwin* 2063 (13 Oct. 2006).

2. **Definitions:** Unless the subject or the context otherwise requires, in this Act,

- (a) "Board" means the Water Supply Management Board formed under Section 3, and this term also includes the Kathmandu Valley Water Supply Management Board formed under Section 7.
- (b) "Committee" means the executive committee of the Board formed under Sections 10 and 11.
- (c) "Chairperson" means the chairperson of the Committee, and this term includes any other person who performs the functions of the chairperson in the absence of the latter.
- (d) "Member" means the member of the executive committee, and this term also includes the Chairperson.
- (e) "Municipality" means a municipality formed under the Local Self-governance Act, 2055.
- (f) "Corporation" means the Nepal Water Supply Corporation established pursuant to the Nepal Water Supply Corporation Act, 2046.
- (g) "Geographical area" means the area specified pursuant to Section 5 for the operation and management of the water supply or sanitation service by the Board.
- (h) "Natural water" means the water coming out from stone sprouts, wells, rivers, streams, ponds, lakes or surface natural resources or water extracted from ground water resources, since ancient times (*Sanatan*).
- (i) "Water supply service" means the provision of water to the users upon processing and purifying the natural water.

- (j) "Sanitation service" an act of destroying, discharging, processing or purifying dirty water discharged from human beings or from domestic, trade or industrial use and all kinds of dirty substances mixed with such water.
- (k) "Service" means the water supply or sanitation service.
- (l) "License" means the license provided to the service provider to operate and manage the service.
- (m) "Service provider" means any person, user committee or body corporate that provides the service by collecting tariff, and this term also includes any other person providing the service by making agreement with the Board.
- (n) "Service system" means pipes, water reservoirs built or installed with objective to provide the water supply or sanitation service or plants processing or purifying drinking water, dirty water or sewer mixed water or similar other equipment or structures.
- (o) "Tariff" means such tariff as the service provider may collect from the users in consideration for the service provided.
- (p) "Executive Director" means the executive director of the Board appointed pursuant to Section 17.
- (q) "Prescribed" or "as prescribed" means prescribed or as prescribed in the Rules framed under this Act.

## **Chapter -2**

### **Establishment, functions, duties and powers of the Board**

3. **Power to form Board:** (1) The Government of Nepal may, by a Notification in the Nepal Gazette and in consultation with the concerned Municipality, form a Water Supply Management Board, as required, to

effectively operate and manage, or caused to be effectively operated and managed, the service system within One or more than one Municipality, being operated by <sup>1</sup>any governmental body or corporation at the time of the commencement of this Act.

(2) If the service system and service as referred to in Sub-section (1) is also be operated in any part or whole of the Village Development Committee, such a part of the Village Development Committee may also be included in the geographical area of the Board to be formed pursuant to Sub-section (1).

(3) Notwithstanding anything contained in Sub-section (1), if any Municipality desires to operate and manage, or cause to be operated and managed, under this Act any service system or service being operated by <sup>2</sup>any governmental body, Municipality or corporation, it may make an application, setting out the following details, to the Government of Nepal to form a Board:

- (a) Geographical area where the service is operated and managed,
- (b) Where the service is also extended to any Village Development Committee, details thereof,
- (c) Condition of the source of water situated within the area where the service is operated and managed and related thereto,
- (d) Estimated number of users and description of demand for the service,

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<sup>1</sup> Amended by Some Nepal Acts Amendment Act, 2064.

<sup>2</sup> Amended by Some Nepal Acts Amendment Act, 2064.

- (e) Estimated cost required for the operation of the service,
- (f) Long-term plan prepared for the operation, management, repair, maintenance and reform of the service, and extension of the service,
- (g) Action plan prepared to make the service effective and of quality,
- (h) Matter of whether the Board itself has to operate the service or get the service operated by other person or body,
- (i) Where the service is to be operated by transferring the service system being operated by any governmental body to the Board, the assets and liabilities associated with such a service system, and the mode of transfer thereof and other provisions pertaining thereto, and
- (j) Such other matters as prescribed.

(4) If, in examining an application made pursuant to Sub-section (3), it appears necessary to form such a Board, the Government of Nepal may, by a Notification in the Nepal Gazette, form the Board as per the applicant's demand.

**4. Board as an autonomous body:** (1) The Board shall be an autonomous and corporate body with perpetual succession.

(2) The Board shall have a separate seal of its own for its functions.

(3) The Board may acquire, use, sell, dispose of or otherwise manage any movable, immovable property, like an individual.

(4) The Board may sue and be also sued by its name, like an individual.

**5. Geographical area of the Board:** (1) The geographical area of the Board to be formed pursuant to Sub-section (3) shall be as specified by the Government of Nepal in the notice published in the Nepal Gazette, at the time of the formation of the Board.

(2) If, for any reason, it is required to alter or change the geographical area of the Board as referred to in Sub-section (1), the Board shall make an application, accompanied by sufficient reason for the same, to the Government of Nepal.

(3) If an application is made pursuant to Sub-section (2), the Government of Nepal shall make necessary inquiry into the matter.

(4) If, in inquiring into the matter pursuant to Sub-section (3), it appears appropriate to alter or change the geographical area of the Board, the Government of Nepal may, by a notification in the Nepal Gazette, alter or change the geographical area of the Board.

**6. Functions, duties and powers of the Board:** The functions, duties and powers of the Board, in addition to the functions, duties and powers set forth elsewhere in this Act, shall be as follows:

- (a) To acquire, build, expand, reform and rehabilitate the service system, or cause to do so,
- (b) To formulate and implement, or cause to be implemented, policies on the use of the service,

- (c) To prevent the misuse of potable water and prevent pollution of potable water,
- (d) To carry out, or cause to be carried out, study, research and survey on the source, distribution of potable water, and sanitation,
- (e) To formulate and implement, or cause to be implemented, short-term and long-term policies on the service system,
- (f) To ascertain such investment as required for the operation of the service and prepare a plan for the same, and arrange, or cause to be arranged, financial resources,
- (g) To identify the source of funding required for the expansion and development of the service and acquire the same,
- (h) To have the rate of tariff of the service fixed pursuant to the prevailing laws,
- (i) To make necessary arrangements for the provision of qualitative and effective service,
- (j) To give license to the service providers for providing the service, or provide the service by entering into an agreement with the service providers,
- (k) To recover, or cause to be recovered, the fixed tariff in consideration for the service provided to the users,
- (l) If any user is aggrieved while providing the service by the service provider, to hear the grievance and provide appropriate remedy,
- (m) To perform such other functions as prescribed as may be required for the operation of the service.

**7. Power to form Kathmandu Valley Water Management Board:**

- (1) Notwithstanding anything contained in Section 3, the Government of

Nepal may form a separate Kathmandu Valley Water Management Board in order to operate the water supply service and sanitation service in the municipal areas within the Kathmandu Valley in a regular, systematic and effective manner.

(2) Where, at the time of formation of the Board pursuant to Sub-section (1), the service is also being operated from the service system of the Municipalities within the Kathmandu Valley to any Village Development Committee or any part thereof, such a Village Development Committee or any part thereof may also be included in the geographical area of the Board.

(3) After the formation of the Board pursuant to Sub-section (1), the Government of Nepal may transfer the service being operated and managed by the Corporation within the Kathmandu Valley and the service system, assets and liabilities related thereto to the Board as prescribed.

(4) Where, at the time of formation of the Board pursuant to Sub-section (1), the service is being provided by any governmental body in the municipal areas within the Kathmandu Valley, the Government of Nepal may also transfer the service system thereof to the Board formed pursuant to this Section.

(5) Within One year of the completion of the *Melamchi* Project in operation, at the time of the commencement of this Act, in relation to bring the water of the *Melamchi* stream situated in *Sindhupalchok* into the Kathmandu Valley and include the same within the service system, the Government of Nepal shall transfer, as prescribed, all structures of that Project and equipment installed to such structures and liabilities associated thereto to the Board formed pursuant to this Sub-section (1).



(6) In the event of transfer of the structures and equipment of such Project pursuant to Sub-section (5), the structures built under that Project, equipment and service system installed thereto shall be deemed to have ipso facto been transferred to the Board formed pursuant to this Section, and the Board shall be responsible for the repair, maintenance and expansion thereof.

(7) In transferring the structures and equipment of the Project pursuant to Sub-section (5), the employees related with the structures and equipment or service system may, as required, be transferred to the Board as referred to in this Section.

(8) The functions, duties and powers of the Kathmandu Valley Water Management Board, in addition to the functions, duties and powers set forth in Section 6, shall be as follows:

- (a) In order to divert the water of natural source from outside its geographical area into its geographical area and provide the service, to obtain such water and enter into an agreement with other person in that regard, in accordance with the prevailing laws,

Provided that, in diverting the water from outside its geographical area into its geographical area, it may provide reasonable amount to the local bodies or uses in that area.

- (b) If it is necessary to take transfer of the service system being operated by any Municipality or service provider at the time of the commencement of this Act, to obtain such a service system in its

ownership by providing a reasonable compensation and manage, or cause to be managed, the same,

- (c) Except as otherwise mentioned in the prevailing laws, to regulate, control or prohibit the extraction and use of water from groundwater resources within its geographical area, and, as per necessity, to give license, as prescribed, to extract or use such water.

8. **Operation of service by the Board:** (1) The Board may itself operate the service to be operated by it or cause it to be operated by a service provider, as required, by giving license to or making an agreement with the provider.

Provided that, the Board formed pursuant to Section 7 may cause the service to be operated only through the service provider.

(2) In giving the license to or making an agreement with the service provider pursuant to Sub-section (1), the Board may prescribe necessary terms and conditions.

(3) The terms and conditions required to be observed by the service provider shall be as set forth in the license or agreement.

(4) The format of the license and matters to be set forth in the agreement shall be as prescribed.

9. **Transfer of right relating to use and distribution of water:** (1) If the service system operated and managed by the Corporation is transferred to the Board, the Board shall have the right over all sources of the water used by the Corporation for the provision of the service.

(2) In relation to the laying of pipes in any public or personal land and house in the course of using, operating and repairing or maintaining

or rehabilitating the service system transferred from the Corporation pursuant to Sub-section (1) or in relation to the reconstructing or rehabilitating of the structures, the Board shall have the same powers as the Corporation has.

**10. Formation of Executive Committee:** (1) There shall be one Executive Committee in order to smoothly carry out all activities required to be carried out on behalf of the Board formed pursuant to Section 3.

(2) The Committee referred to in Sub-section (1) shall consist of the following members:

- (a) Mayors of the Municipalities within  
the geographical area of the Board -Member
- (b) Representative, Ministry of  
Physical Planning and Works -Member
- (c) One Chairperson of the Village  
Development Committee selected  
by the Chairpersons of the Village  
Development Committees within  
the geographical area of the Board  
from amongst themselves -Member
- (d) Chairperson of the local chamber of  
commerce and industry -Member
- (e) Chairperson of the local users'  
association -Member

(f) One person nominated by the Committee from amongst the local non-governmental organizations engaged in the field of water supply or sanitation service -Member

(g) One person nominated by the Committee from amongst the experts in the field of water supply or sanitation service -Member

(3) If, in making representation by the member as referred to in Clause (c), (d) or (e) of Sub-section (2), there are Two or organizations in the concerned field, such organizations shall make representation by turn.

Provided that, if such organizations do not reach an understanding on the representation by turn, the Committee itself shall make nomination in a manner to have representation from such organizations.

(4) In making nomination of the member pursuant to Clause (f) of Sub-section (2), priority shall be given to women, to the extent available.

(5) The tenure of the member nominated pursuant to Sub-section (2) shall be of Three years.

(6) The member selected by the members of the Committee from amongst themselves shall be the chairperson.

(7) The member of the Committee shall take an oath in the format as set forth in the Schedule, prior to assuming his or her office.

(8) The Executive Director shall act as the secretary of the Committee.

**11. Formation of Executive Committee of the Kathmandu Valley**

**Water Management Board:** (1) There shall be one Executive Committee in order to smoothly carry out all activities required to be carried out on behalf of the Kathmandu Valley Water Management Board to be formed pursuant to Section 7.

(2) The Committee referred to in Sub-section (1) shall consist of the following members:

- (a) Representative (Gazette First Class),  
Ministry of Physical Planning and Works -Member
- (b) Mayors of the Municipalities within the  
Kathmandu Valley -Member
- (c) One President of the District Development  
Committee nominated by the Kathmandu,  
Lalitpur and Bhaktpur District  
Development Committees from amongst  
themselves through mutual consultations -Member
- (d) Representative, Federation of Chamber of  
Commerce and Industry -Member
- (e) A representative nominated by the  
Committee from amongst users'  
associations engaged in the Kathmandu  
Valley -Member
- (f) A representative nominated by the  
Committee from amongst the

organizations related with the water supply or sanitation service within the geographical area of the Board

- (g) One person nominated by the Committee from amongst the experts in the field of water supply or sanitation service -Member

(3) The provisions relating to the term of the members of the Committee, selection of the chairperson, representation of women in the Committee and secretary of the Committee shall be as set forth in Section 10.

**12. Circumstance where the office of member falls vacant:** The office of the nominated member of the Committee shall fall vacant in the following circumstance:

- (a) If the member tenders resignation before the body nominating him or her,
- (b) If the term of the member expires;
- (c) If the member becomes insolvent,
- (d) If the member is convicted by a court of any criminal offence,
- (e) If the member, without giving a notice, absents himself or herself from Three consecutive meetings of the Committee, or
- (f) If the member dies.

**13. Fulfillment of vacancy:** If the office of a nominated member of the Committee becomes vacant for any reason, the vacant position shall be fulfilled for the remaining term by making nomination in accordance with the manner in which the member was previously nominated.

**14. Meetings and decisions of the Committee:** (1) The meeting of the Committee shall be held at least at least Six times a year, and the interval between two meetings shall not exceed Three months.

(2) The meeting of the Committee shall be held at such date, time and venue as specified by the Chairperson.

(3) Notwithstanding anything contained in Sub-section (2), if at least Twenty Five members of Committee make a written request for calling a meeting of the Committee, the Chairperson shall call a meeting of the Committee within Seven days after the date of receipt of such a request.

(4) The presence of more than Fifty percent of the total number of members of the Committee shall be deemed to constitute a quorum for the meeting of the Committee.

(5) The meeting of the Committee shall be presided over by the chairperson, and, in his or her absence, the meeting shall be presided over by a member chosen by the attending members from amongst themselves.

(6) Majority opinion shall prevail in the meeting of the Committee. In the case of a tie, the person presiding over the meeting shall exercise the casting vote.

(7) The decisions of the Committee shall be authenticated by the Executive Director.

(8) Other provisions relating to the meeting of the Committee shall be as determined by the Committee itself.

15. **Allowance and facilities of members:** (1) The members of the Committee shall be entitled to such meeting allowance as prescribed for taking part in the meeting.
- (2) Other facilities to which the members of the Committee are entitled for having done the business of the Board shall be as prescribed.
16. **Interest of people generally to be taken into account:** In carrying out activities on behalf of the Board, the Committee shall have regard to the larger interest and wider facilities of the people generally and also to the costs incurred in so carrying out the activities.

## Chapter -4

### **Provisions relating to Executive Director and Employees**

17. **Appointment of Executive Director:** (1) The Committee shall appoint person who has qualification as prescribed to the office of Executive Director to act as the administrative chief of the Board.
- (2) The term of office of the Executive Director shall be Five years.
- (3) Notwithstanding anything contained in Sub-section (2), if the Executive Director fails to discharge his or her official duties, does any act contrary to the interests of the Board or suffers any bad conduct or fails to act in consonance with the direction given by the Committee, the Committee may, at any time, remove him or her from the office of Executive Director in accordance with the prescribed procedures.

Provided that, prior to so removing him or her from the office, the Executive Director shall not be deprived of a reasonable opportunity to defend himself or herself.



(4) The remuneration, facilities and other terms and conditions of service of the Executive Director shall be as prescribed.

**18. Functions, duties and powers of the Executive Director:** The functions, duties and powers of the Executive Director shall be as follows:

- (a) To implement, or cause to be implemented, the decisions and directions of the Committee,
- (b) To prepare, or cause to be prepared, short-term and long-term plans, annual programs and budget of the Board,
- (c) To implement, or cause to be implemented, the programs approved by the Committee,
- (d) To carry out such other functions as prescribed.

**19. Provisions relating to employees:** (1) The Board shall have a required number of employees.

(2) The appointment, remuneration, facilities and other terms and conditions of service of the employees as referred to in Sub-section (1) shall be as prescribed.

## **Chapter-5**

### **Special Powers of the Board**

**20. Power to borrow loan and obtain assistance:** The Board may, as required, borrow loan or obtain assistance from any bank or financial institution within Nepal or any foreign government, international organization or body.

Provided that, prior to borrowing a loan or obtaining assistance from a foreign government, international organization or body, the Board shall obtain permission of the Government of Nepal.

- 21. Power to make investment:** (1) The Board may make investment of money in the fund as referred to in Section 28, taking into consideration of the interests of users.

(2) The areas and terms of investment to be made pursuant to Sub-section (1) shall be as prescribed.

- 22. Power to enter into house and land:** (1) If, in the course of performing his or her duties, any employee of the Board has to enter into the house and land of any user, the employee may enter into such a house and land by giving information thereof, accompanied by the reason, to the concerned person.

Provided that, if there is any reasonable ground and reason to doubt that any person is misusing the service or using the service in an unauthorized manner, it is not required to give information to enter into such a house and land.

(2) The service provider operating the service upon obtaining the license from the Board or making agreement with the Board shall also have the powers as referred to in Sub-section (1).

- 23. Power to lay pipes in public or private building and land:** (1) The Board may lay pipelines or make other structures in any public or private building and land for the purpose of provide the water supply or sanitation service to the users.

(2) If, in laying the pipelines or making other structures relevant thereto pursuant to Sub-section (1), any loss or damage is caused to the private building and land of any person in any manner, the Board shall

give a reasonable compensation to the concerned building and land owner in consideration for such loss or damage.

- 24. Power to collect fees from service providers:** (1) The Board may collect fees as prescribed from the service providers operating the service within its geographical area.

(2) Where the Board has given license to any service provider to operate its service system, it shall recover the amount as set forth in the license from such a service provider.

- 25. To levy additional fees:** (1) In cases where any user fails to pay the tariff required to be paid in consideration for the use of service within the specified or where additional service, in addition to the regular service, is provided to any user, the Board may recover from such user additional fees as prescribed.

(2) The service provider operating the service upon obtaining the license from the Board or making agreement with the Board may also levy and collect the additional fees as referred to in Sub-section (1).

- 26. Power to suspend or terminate service:** (1) The Board or service provider, as the case may be, may suspend or terminate the service of any user who defaults on payment of the tariff fixed pursuant to this Act or the prevailing laws or on payment of the tariff within the prescribed time.

(2) If the service is terminated pursuant to Sub-section (1) and the user pays such tariff and other fees as required to be paid to the Board or service provider, as the case may be, the service shall be provided again to the user.

## Chapter-6

### **Offences and Punishment**

**27. Offences and Punishment:** (1) If a person commits the following offence by doing any act in contravention of this Act or the Rules framed under this Act, the Board may punish such person as follows:

- (a) In the case of demolishing, disordering, or otherwise causing loss or damage to, any structure, installation or infrastructure relating to the service, a fine of up to Fifty Thousand Rupees in view of the magnitude of the offence, along with recovery of the loss and damage so caused,
- (b) In the case of causing adverse effect to the public health by contaminating the potable water, a fine of up to Twenty Five Thousand Rupees in view of the degree of the offence,
- (c) In the case of un-authoritatively using or misusing the service, a fine of up to Fifteen Thousand Rupees in view of the magnitude of the offence,
- (d) In the case of disordering the service measuring equipment or similar other equipment or causing obstruction to the provision of the service, a fine of up to Ten Thousand Rupees in view of the magnitude of the offence,
- (e) In the case of stealing, disordering, demolishing or destroying the pipeline installed to the service, a fine equal to the amount in question of the loss caused

from such act, along with the recovery of such amount from that person, and if the offender is a user, stoppage or suspension of the service to such a user for up to Six months.

(2) Where such service is provide by the service provider, the service provider may make an application to the Board to impose punishment or recover compensation in relation to the offence as referred to in Sub-section (1).

(3) If, in examining an application made by the service provider to the Board pursuant to Sub-section (1), any person is held to have committed the offence, the Board may order to impose appropriate punishment pursuant to Sub-section (1).

(4) The Board may form a judicial committee as prescribed to inquire into the offence and impose punishment pursuant to this Section.

(5) An appeal may be made to the Court of Appeal against the punishment imposed by the judicial committee pursuant to Sub-section (4).

(6) The Rules of procedure of the judicial committee formed pursuant to Sub-section (4) shall be as prescribed.

## **Chapter-7**

### **Fund and Audit of the Board**

**28. Fund of the Board:** (1) There shall be a separate fund of the Board.

(2) The fund referred to in Sub-section (1) shall consist of the following amounts:

(a) Amounts received from the Government of Nepal,

- (b) Amounts received in the form of loan, grant or assistance from any foreign government or international organization or body,
- (c) Amounts received in consideration for providing the service system to the service providers,
- (d) Amounts received as licensee fees from the service providers,
- (e) Amounts paid as tariff by the customers,
- (f) Amounts received from any other source.

(3) All the expenses of the Board shall be borne out of the fund as referred to in Sub-section (1).

(4) The amounts credited into the fund of the Board shall be deposited in an account to be opened with any bank or financial institution with Nepal, and the operation of such an account shall be as prescribed.

**29. User protection fund:** (1) The Board shall establish a user protection fund, into which the amount received as fine by the Board pursuant to Section 27 shall be credited.

(2) The amount credited into the fund pursuant to Sub-section (1) shall be used in the regulation of the service, repair, maintenance or rehabilitation of the service system, as required, and provision of grants, as prescribed, to the users.

(3) The procedures relating to the operation, management and use of the fund shall be as prescribed.

**30. Accounts and audit:** (1) The accounts of the Board shall be maintained in accordance with the prevailing laws.

(2) The Board shall carry out, or cause to be carried out, internal audit and internal control as prescribed.

(3) The audit of the accounts of the Board shall be carried out by the auditor appointed by the Committee.

(4) The Government of Nepal may, if it so wishes, examine, or cause to be examined, the accounts of the Board and documents relating thereto, at any time.

## **Chapter -8**

### **Miscellaneous**

31. **Power to give direction:** (1) The Government of Nepal may give necessary direction to the Board in relation to the maintenance of quality of service, protection of environment and maintenance of quality of potable and sanitation, and it shall be the duty of the Board to abide by such direction.
32. **Annual report to be submitted:** (1) The Board shall submit an annual report to the Government of Nepal within Three months of the expiration of each financial year, and the report shall also contain the following matters:
- (a) Statements of the incomes and expenses of the Board,
  - (b) Statements of the functions performed by the Board throughout the year and administrative expenses incurred therein,
  - (c) Action plan for the coming year and estimated budget required for the same and source thereof,
  - (d) Such other details as prescribed.

33. **Power to form sub-committee:** (1) The Board may form sub-committees, as required, comprising also of concerned experts related with various fields, service provider and users for the smooth operation of the activities to be operated by it.

(2) The functions, duties and powers of the sub-committees formed pursuant to Sub-section (1) and the facilities to be received by the members of the sub-committees shall be as prescribed.

34. **Liaison with the Government of Nepal:** In maintaining contact with the Government of Nepal, the Board shall make so through the Ministry of Physical Planning and Works.

35. **Power to frame Rules:** In order to implement the objectives of this Act, the Board may frame necessary Rules, and such rules shall come into force after being approval by the Government of Nepal.

36. **Power to frame and enforce directives:** The Board may, subject to this Act or the Rules framed under this Act, may frame and enforce necessary directives.

37. **Effect of inoperativeness of the Water Supply Management Board Ordinance, 2062 (2005):** With the Water Supply Management Board Ordinance, 2062 (2005) being inoperative, unless a different intention appears, the inoperativeness shall not:

- (a) revive anything not in force or existing at the time at which the Ordinance became inoperative;
- (b) affect the matter in operation as per the Ordinance or anything duly done or any punishment suffered thereunder;
- (c) affect any right, privilege, obligation or liability acquired, accrued or incurred under the Ordinance;



- (d) affect any penalty, punishment or forfeiture incurred under the Ordinance;
- (e) affect any action or remedy made or taken in respect of any such right, privilege, obligation, liability, penalty or punishment as aforesaid; and any such legal proceeding or remedy may be instituted, continued or enforced as if the Ordinance were in force.

NEPAL LAW COMMISSION

## **Schedule**

(Relating to Sub-section (7) of Section 10)

I.....do solemnly swear in the name of God/with truth and honesty that I shall discharge the responsibilities and duties assigned to me as the chairperson/member of the Committee impartially and honestly, without fear, partiality or enmity and being free from greed, avarice and favor, and that I shall not disclose any confidential matter known to me in the course of discharging my duties to any person in any case whether I hold or cease to hold office, except in cases where such disclosure is required by the prevailing laws.

Date.....

Signature.....