

King Mahendra Nature Conservation Trust Rules, 1984

History

- October 15, 1984 First Promulgated. Nepal Rajapatra,
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- March 3, 1986 First Amendment. Nepal Rajapatra,
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Consolidated Text

In exercise of the power conferred by section 16 of the 1982 King Mahendra Nature Conservation Trust Act, His Majesty's Government has framed the following rules in consultation with the Board of Directors of the King Mahendra Nature Conservation Trust.

1. Short Title and Commencement

- (1) These rules may be called the King Mahendra Nature Conservation Trust Rules, 1984.
- (2) These rules shall come into force at once.

2. Definition

In these rules, unless otherwise meant with reference to the subject or context, Act means the 1982 King Mahendra Nature Conservation Trust Act.

3. Establishment of Office

The Trust may establish a central office and branch offices according to need for the purpose of managing its affairs.

4. Arrangements for Staff and Advisors

- (1) Arrangements for staff and advisors required for managing the affairs of the Trust shall be made according to the decision of the Board.
- (2) The remunerations, allowances and other facilities of employees and advisors shall be as decided by the Board.

5. Employees to be sent on Deputation

- (1) At the request of the Trust His Majesty's Government may send any employee on deputation to perform or direct or help in the performance of the functions of the Board according to need.
- (2) The facilities to be obtained by employees sent on deputation under Sub-Rule (1) shall be as determined by the Board.

6. Employment on contract

The Trust may employ any local or foreign national on contract in case it deems it necessary to do so in the interest of the Trust.

7. Personnel Administration

The Trust may frame its own bye-rules for the purpose of personnel administration.

8. Remuneration of Chairman, Members, or other office-bearers

The remunerations, allowances, and other facilities of the Chairman, members or other office-bearers of the Board shall be as specified in the bye-rules according to the decision of the Board.

9. Functions

For the purpose of performing the Trust's functions and duties mentioned in Section 9 of the Act, the Trust may, in coordination with the appropriate agencies of His Majesty's Government or non-official organizations, associations or individuals, and, if necessary, with their approval and cooperation, perform or direct or help in the performance of the following functions:

- (a) Plant trees
- (b) Undertake soil and water conservancy functions.
- (c) Offer technical and other opinions or advice in respect to functions relating to national parks and wild life conservation.
- (d) Take measures to enlighten the public and promote public participation in the task of conservation of nature and natural heritage.
- (e) Conduct scientific research and studies regarding wild life and other natural resources.
- (f) Hold meetings, seminars, or conferences from time to time on the conservation of nature and natural heritage.
- (g) Formulate the long-term plan of the Trust
- (h) Offer necessary advice or suggestions to His Majesty's Government regarding the formulation of a national policy relating to conservation of nature and natural heritage.

- (i) Operate programs relating to consultancy and information services.
- (j) Perform other necessary functions relating to conservation of nature and natural heritage.

10. Collection of Funds or Procurement of Assistance

For the purpose of obtaining assistance in cash or in kind or in any other form from local or international agencies or associations or other sources, and raising funds, the Trust may perform or direct the performance of the following functions:

- (a) Maintain contacts with any particular local or international agency, association or individual.
- (b) Conduct publicity through local or foreign newspapers, radio, television or similar other publicity media.
- (c) Sponsor conferences, seminars, lectures, exhibitions, or tours at home or abroad.
- (d) Produce and distribute films on nature and nature conservation, wild life, national parks and sanctuaries.
- (e) Produce, sell, or distribute postcards, posters or any other material which can be used as souvenirs.
- (f) Collect donations from tourists on sight-seeing tours of national parks or sanctuaries or other places of natural importance, or from any individual, institution or mountaineers using natural resources.
- (g) Maintain donation boxes.
- (h) Operate lotteries.
- (i) Raise funds from such other means as the Trust may deem appropriate in the interest of the Trust.

11. Offer or Acceptance of Donations or Assistance

Any local or international association, agency or individual may offer donations or assistance to the Trust for any specific purpose with or without any conditions, and the Trust shall have the right to accept or not to accept such donations or assistance.

12. Honor of Donors

- (1) Any donor who offers donations or provides assistance to the Fund shall be honored as follows:-

- (a) The Chairman shall confer the title of "Honorable Director" (trustee) and the emblem of the Trust along with a certificate to any person who has donated at least Rs. 1,000,000 or the equivalent amount in foreign exchange.
 - (b) The Chairman shall confer the title of "Honorable Member" and the emblem of the Fund along with a certificate to a maximum of 501 donors who donate a minimum amount of Rs. 500,000 each or its equivalent in foreign exchange.
 - (c) The Chairman shall confer the title of "Honorable Cooperator" and the emblem of the Trust along with a certificate to a maximum of 1001 donors who donate a minimum amount of Rs. 250,000 or its equivalent in foreign exchange.
 - (d) The Chairman shall confer the title of "Cooperator" and the emblem of the Trust along with a certificate to any donor who has donated a minimum amount of Rs. 100,000 or its equivalent in foreign exchange. Such title shall be valid for 25 years.
- (2) The title mentioned in Clause (a) of Sub-Rule (1) may be conferred by the Patron himself at the request of the Chairman.

13. Exemption From Income Tax

The amount of donation or assistance given by donors to the Trust shall be exempted from income tax in accordance with current law.

14. Grants or Assistance From the Trust

- (1) The Trust may make available financial grants, or technical or any other necessary assistance, to any official or non-official organization, association or individual for the functions mentioned in Section 9 of the Act.
- (2) For obtaining grants or assistance from the Trust under Sub-Rule (1), any organization, association or individual must submit an application with detailed particulars of the work or scheme to be undertaken by it.
- (3) The organization, association or individual obtaining grant or assistance from the Trust under Sub-Rule (1) shall comply with the conditions prescribed by the Trust.

15. Expenses May be Paid

Any official or non-official agency or individual collecting donations in the interest of the Trust may be granted expenses not exceeding 15 per cent of the amount collected by it in consideration of costs incurred for such collection.

16. Investment

The Trust may invest funds or assets obtained by it in any way and earn income therefrom.

17. Exemption From Duties and Taxes

- (1) Cash, goods, movable or immovable property, equipment, or tools obtained by the Trust locally or from foreign sources as donation or assistance or imported or purchased from foreign countries or locally by the Trust through its own resources, shall be exempted from customs duty, sales tax, and all other taxes in accordance with current law.
- (2) Amounts or movable or immovable assets received by the Trust as donation or assistance or earned by it through investment shall be exempted from income tax.

18. Representative May be Designated

The Trust may designate or employ any local or foreign agency or individual as its representative to raise funds or conduct publicity for the Trust or perform any other function which may benefit the Trust.

19. Privileges for Foreign Advisors and Technicians

Foreign advisors or technicians working in the Trust shall be granted all such privileges as are available to advisors or individuals working in the Kingdom of Nepal in similar positions under the United Nations Development Program.

20. Formation of Sub-Committee

- (1) The Board may form sub-committees in foreign countries also in case it deems it necessary or appropriate to do so for promoting and consolidating the activities of the Trust.
- (2) The Sub-Committee shall consist of members nominated by the Board.
- (3) The Board may designate the chief of the Royal Nepali Embassy or mission of the concerned country as ex-officio member of the Sub-Committee to be formed under Sub-Rule (1).
