

The Construction Business Rules, 2056 (2000)

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In exercise of the powers conferred by section 27 of the Construction Business Act, 2055 (1999), Government of Nepal has framed the following Rules.

Chapter-1

Preliminary

1. **Short title, extent and commencement:** (1) These Rules may be called as the "Construction Business Rules, 2056(2000)."
(2) This Rules shall come into force immediately.
2. **Definitions:** Unless the subject or the context otherwise requires, in these Rules:
 - (a) "Act" means the Construction Business Act, 2055 (1999).
 - (b) "Committee" means the Implementation Committee formed pursuant to section 15 of the Act.
 - (c) "Chairperson" means the Chairperson of the Committee.
 - (d) "Fund" means the construction entrepreneurs' fund.

Chapter-2

Provisions relating to License

3. **Application for license:** A construction entrepreneur who intends to carry out public construction works shall submit an application, in the format as referred to in Schedule-1, to the committee for the license to carry out public construction works.

4. **Inquiry into application:** (1) After an application is made pursuant to Rule 2, the committee shall inquire into the financial capacity and technical qualification of such applicant construction entrepreneur.

(2) If, in holding inquiry pursuant to Sub-rule (1), the committee thinks that any other documents related with the contents mentioned in the application are also required, it may require the applicant construction entrepreneur to submit additional documents.

5. **Recommendation for issuance of license:** If, following the inquiry held pursuant to rule 4, the committee thinks it reasonable to issue the license as requested by the applicant construction entrepreneur, it may, no later than Thirty days from the date of making application, make recommendation to Government of Nepal to issue the license of the class which appears to be appropriate, out of the classes of construction entrepreneurs classified pursuant to Rule 10.

6. **Issuance of license:** (1) After a recommendation is made by the committee pursuant to rule 5, Government of Nepal shall, no later than Fifteen days from the date of such recommendation, issue the license in the format as referred to in Schedule-3 to the concerned applicant, by collecting the license fees as referred to in Schedule-2 from that applicant.

(2) The records of the license issued pursuant to Sub-rule (1) shall be updated in the format as referred to in Schedule-4.

7. **Provisions relating to renewal of license:** (1) The license issued pursuant to Sub-rule (1) of rule 6 shall expire at the end of each fiscal year.

(2) Each construction entrepreneur whose license has expired pursuant to Sub-rule (1) shall make an application, accompanied by the renewal fees as referred to in Schedule-2, and in the format as referred to

in Schedule-5, to the chairperson for the renewal of that license, within Three months from the date of expiration of the term of that license.

(3) After an application has been made for the renewal of license pursuant to Sub-rule (2), the chairperson shall make necessary examination of the application and renew the license.

(4) If a construction entrepreneur who has failed to have the license renewed within the time limit as referred to in Sub-rule (2) intends to have the license renewed within Six months of expiration of such time limit, he shall make an application, inclosing by the additional fees as referred to in Schedule-2, to the chairperson.

(5) After an application has been made for the renewal of license pursuant to Sub-rule (4), the chairperson shall make necessary examination of such application and renew the license.

(6) Notwithstanding anything contained elsewhere in this Rule, in cases where the authority to issue license to the construction entrepreneur of class "D" is delegated to the District development Committee pursuant to Rule 20, the District development Committee shall renew the license of that class pursuant to this Rule.

8. Provisions relating to temporary license: (1) If a foreign construction entrepreneur who is eligible to obtain the temporary license to carry out public construction works pursuant to Section 6 of the Act intends to obtain the temporary license to carry out public construction works, he/she shall make an application in the format as referred to in Schedule-6, to the committee.

(2) After an application is made pursuant to Sub-rule (1), the committee shall inquire into the financial capacity and technical qualification of such applicant construction entrepreneur; and if it thinks reasonable to issue the temporary license as demanded, it shall accordingly make recommendation to Government of Nepal.

(3) Notwithstanding anything contained in Sub-rule (2), if, in holding inquiry into the application, the committee thinks that any additional documents are also required, it may require the applicant construction entrepreneur to submit such additional documents.

(4) After the committee has made recommendation for the temporary license pursuant to Sub-rule (2), Government of Nepal shall issue the license in the format as referred to in Schedule-7 to the applicant construction entrepreneur, by collecting the temporary license fees as referred to in Schedule-7.

9. **Registration book:** (1) the committee shall maintain and update a registration book of the license issued pursuant to these Rules in the format as referred to in Schedule-8 and of the temporary license in the format as referred to in Schedule-9.

(2) The registration book as referred to in Sub-rule (1) shall also update the records of the license and temporary license issued under the prevailing law prior to the commencement of these Rules.

10. **Classification of construction entrepreneurs:** (1) The construction entrepreneurs carrying out public construction works shall be classified according to their qualifications.

(2) In making classification pursuant to Sub-rule (1), the construction entrepreneurs having the following qualifications shall be classified as follows:

- (a) One having the qualifications as referred to in Schedule-10 as the construction entrepreneur of class "A",
- (b) One having the qualifications as referred to in Schedule-11 as the construction entrepreneur of class "B",

- (c) One having the qualifications as referred to in Schedule-12 as the construction entrepreneur of class "C",
- (d) One having the qualifications as referred to in Schedule-13 as the construction entrepreneur of class "D".

(3) Notwithstanding anything contained in Sub-rule (2), a construction entrepreneur who has obtained license pursuant to the prevailing law prior to the commencement of these Rules shall be considered, *ipso facto*, classified into the same class as of which he has so obtained license.

11. Obligation to submit details: (1) It shall be the obligation of the concerned construction entrepreneur to submit details of each public construction works completed by him to the committee in the format as referred to in Schedule-14 within thirty-five days after the date of receipt of such works completion certificate.

(2) Notwithstanding anything contained in Sub-rule (1), the concerned construction entrepreneur shall also submit one copy of the details of each public construction works completed by him to the concerned project or office.

(3) The committee shall maintain records of the details received under Sub-rule (1) in the format as referred to in Schedule-15.

12. Grounds for grouping construction entrepreneurs: The grounds for grouping the construction entrepreneurs classified pursuant to Rule 10 shall be as prescribed by Government of Nepal, by a Notification in the Nepal Gazette.

Chapter-4

Miscellaneous

13. **Functions, duties and powers of committee:** In addition to the functions, duties and powers of the committee as specified in the Act and these Rules, the other functions, duties and powers of the committee shall be as follows:
- (a) To prepare a code of conduct of construction entrepreneurs and submit it to the council for approval and implement, or cause to be implemented, upon approval,
 - (b) To identify such immediate, short term and long term measures as are to be adopted for the promotion and development of constructions business and interest of construction entrepreneurs and make recommendation and suggestions on the policies to be pursued in that respect,
 - (c) To determine necessary procedures on the annulment of license.
14. **Fees to be paid to fund:** For the purpose of Clause (b) of Sub-section (2) of Section 17 of the Act, the construction entrepreneur shall pay a sum to be set by 0.10 percent of the accepted contract price to the fund.
15. **Operation of fund:** The fund shall be operated by the counter signature of the chairperson and the member secretary of the committee.
16. **Audit of fund:** The fund shall be audited by an auditor registered under the prevailing law.
17. **Submission of details of goods imported under facility:** A native or foreign construction entrepreneur, who has imported any motor vehicle, machinery, tools and similar other machine and equipment into Nepal under the facility available pursuant to the prevailing law for public construction works to be carried out under a bilateral or

multilateral agreement, shall submit to the committee the details thereof in the format as referred to in Schedule-16.

18. **Fee for the copy of license:** In making an application for a copy of the license lost or destroyed, the construction entrepreneur shall pay the duplicate copy fees as referred to in Schedule-2.
19. **Information to be given to the council:** The committee shall give information of the activities carried out by it pursuant to the Act and these Rules to the council within Fifteen days of the carrying out of such activities.
20. **Delegation of authority:** Out of the powers conferred to it pursuant to the Act and these Rules, Government of Nepal may delegate the powers to issue and annul the license to the construction entrepreneur of class "D" to the District Development Committee for a period of Five years at a time.
21. **Powers to alter Schedules:** Government of Nepal may, by a Notification in the Nepal Gazette, make necessary alteration in the Schedules.
22. **Repeal and saving:** (1) The Contractor Rules, 2031(1974) is hereby repealed.
(2) Any act done and action taken under the Contractor Rules, 2031(1974) shall be deemed to have been done and taken under these Rules.

Schedule-1

(Relating to Rule 3)

Application for license

Subject: Application for issuance of license.

Photograph
of the
Applicant

The implementation committee,
Ministry of Works and Transport.

This application is hereby made, setting out the following details, for the license to carry out the public construction works pursuant to the Construction Business Act, 2055(1999) and the Construction Business Regulation, 2056(2000).

1. Applicant's firm or company's:

Name:

Address:

Post box:

Telephone No.-----, fax No.----- email:-----

2. Nature of firm or company:

Private limited company

Public limited company

Sole trader

Partnership

3. Firm or company's authorized contact person's:

Name, surname:

Post box:

Email:

Address:

Fax:

Telephone:

4. Description of firm or company:

Registration number:

Date of registration:

Authorized capital:

Issued capital:

Registering office's name and address:

5. Class intended for license:

(Any class out of the classes referred to in Rule 10)

6. Group intended to be grouped into:

7. Description of financial source:

	Amount	Name of bank/financial institution
Permanent overdraft		
Fixed account		
Current account		
Saving account		

Description, if any, other than the above-mentioned description, may be submitted separately;

8. Description of workers:

(a) Technical:

(b) Non-technical:

(c) Others:

9. Description of motor vehicles, machineries and tools related with works under ownership of the firm or company:

SN	Name and description	Registration number	Capacity	Number	Value, date of purchase	Other details

Note bene: The title document (registration certificate) of the motor vehicles, machineries and tools mentioned in this description should be submitted; and it should be certified by a mechanical engineer that the said machineries and tools are in running condition.

10. Description of works completed previously:

SN	Nature of construction works	Year of works	Amount	Name contract awarding office
1.	Construction and maintenance of building			
2.	Road building and maintenance			
3.	Airport building and maintenance			
4.	Barrage, canal, reservoir, water tank and sewage building, pipe laying and maintenance			
5.	Tunnel, sub way and reservoir building and maintenance			
6.	Electricity line building, power station building and maintenance			
7.	Hydraulic structure			
8.	Reconstruction and maintenance			
9.	Others			

11. Tax clearance certificate/document:

(a)

(b)

(c)

I hereby covenant that all the contents mentioned in this application are true and correct and that if they are proved to be false, I shall bear and pay according to law.

Construction entrepreneur's seal:

Applicant's:

Signature:

Date:

Note bene: Certified copies of the concerned documents should be attached with this application form to verify the contents mentioned in this application form; and original documents should be submitted when so required by the office.

Schedule-2

(Relating to Sub-rule (1) of Rule 6, Sub-rule (2) of Rule 7, Sub-rule (4) of Rule 7, Sub-rue (4) of Rule 8, and Rule 18)

Fees

<u>SN</u>	<u>Class of construction entrepreneur</u>	<u>License fees</u>	<u>License renewal fees</u>	<u>Additional license renewal fees</u>	<u>Temporary license fees</u>	<u>License duplicate copy fees</u>
1.	Class "a"	Rs. 10,000/-	Rs. 7,000/-	Rs. 14,000/-	Nepalese rupees equivalent to American Dollars 1,500	Rs. 1,000/-
2.	Class "b"	Rs. 5,000/-	Rs. 3,000/-	Rs. 6,000/-	Nepalese rupees equivalent to American Dollars 1,000	Rs. 1,000/-
3.	Class "c"	Rs. 2,000/-	Rs. 1,500/-	Rs. 3,000/-	Nepalese rupees equivalent to American Dollars 500	Rs. 5,00/-
4.	Class "d"	Rs. 1,000/-	Rs. 1,000/-	Rs. 2,000/-	Nepalese rupees equivalent to American Dollars 250	Rs. 5,00/-

Note bene: In having the license renewed within the time limit pursuant to Sub-rule (4) of rule 6 of the Construction Business Regulation, 2056, only the fees mentioned in the column of license renewal additional fees shall be paid.

Schedule-3

(Relating to Sub-rule (1) of Rule 6)

License

License No.---

Date:

Government of Nepal

Ministry of Works and Transport

This license is issued to the firm or company with its office situated in ----- to carry on construction business pursuant to Sub-section (3) of Section 4 of the Construction Business Act, 2055(1999) and Sub-rule (1) of Rule 6 of the Construction Business Rules , 2056(2000).

Licensing authority's:

Signature:

Name:

Designation:



(mention the applicable class in this circle)

Date:

Office:

Renewal

Renewing authority	Date of renewal	Validity period of renewal	Renewal fees, voucher number and date	Signature of renewing authority

Schedule-4

(Relating to Sub-rule (2) of rule 6)

Records of License

Serial number of license:

(Mention the serial number mentioned in Schedule-8)

Part-A

1. Construction entrepreneur's (firm or company):
 - (a) Name:
 - (b) Address:
2. Construction entrepreneur registering office's:
 - (a) Name:
 - (b) Address:
3. Of the construction business:
 - (a) Registration number:
 - (b) Registration date:
4. Of the license:
 - (a) Class:
 - (b) Group:
5. Initial date of issue of license:

Part-B

Renewal

SN	Date of renewal	Voucher number of license renewal fees	Date of payment of renewal fees	Bank to which renewal fee paid to	Renewing authority's signature	Remarks

Part-C

Description of works records

SN	Name of project or office	Name of construction works	Amount according to contract agreement	Date of commencement of works	Works completion amount	Date of works completion	Concerned authority's signature	Remarks

Part-D

Description of payment of amount to construction entrepreneur fund

SN	Name of project or office	Name of construction works	Contract agreement number	Amount according to contract agreement	Total amount incurred in completion of works	Amount paid to the fund	Concerned authority's signature	Remarks

Schedule-5

(Relating to Sub-rules (2) and (4) of Rule 7)

Application for renewal of license

The chairperson,

Implementation committee,

Ministry of Works and Transport.

Subject: Application for the renewal of license.

I have made this application, setting out the following details, for the renewal of the license to carry on construction business, pursuant to the Construction Business Regulation, 2056(2000).

1. Construction entrepreneur's (firm or company):
 - (a) Name:
 - (b) Address:
 - (c) Post box:
 - (d) Telephone number:
 - (e) Fax number:
 - (f) Email:
2. Construction entrepreneur registering office's:
 - (a) Name:
 - (b) Address:
3. Construction entrepreneur's:
 - (a) Certificate number:

- (b) Registration date:
4.
 - (a) License number:
 - (b) Date of issue of license:
 - (c) License issuing office:
5.
 - (a) Membership number of Federation of Nepal Construction Entrepreneur:
 - (b) Date of renewal:
6. An original voucher of ---bank depositing a total of -----Rupees for the license renewal fees/additional fees is attached herewith.

I hereby covenant that all the contents mentioned in this application form are true and correct and that if they are proved to be false, I shall bear and pay according to law.

Construction entrepreneur's seal:

Person making application on behalf
of applicant construction
entrepreneur:

Name:

Designation:

Signature:

Date:

Schedule-6

(Relating to Sub-rule (1) of Rule 7)

Application for temporary license

The implementation committee,

Ministry of Works and Transport.

Subject: Application for temporary license.

I have made this application, setting out the following details, for the temporary license to carry on construction business, pursuant to the Construction Business Act, 2055(1999) and the Construction Business Regulation, 2056(2000).

1. Construction entrepreneur's (firm or company):
 - (a) Full name:
 - (b) Address:
2. Construction business license:
 - (a) Issuing office's name and office:
 - (b) Issuing country:
 - (c) Date of issue:
 - (d) Validity period of renewal:
3. Construction business certificate number:
4. Nature of construction business certificate:
5. (a) Where construction business is carried on solely, full name, surname and address of director:
 - (b) Where construction business is carried on jointly, full name, surname and address of directors:
6. Name of plan with public construction works:
7. Project/office under public construction works:

- (a) Name and address of project/office:
 - (b) Phone number, fax number and email of project/office:
8. Price of public construction works: Rupees ----(in figure and in words)
9. Whether the temporary license was obtained before or not:
10. Where the temporary license was obtained before, details thereof:
 - (a) Name of public construction works plan:
 - (b) Name, address of project/office:
11. Where the temporary license was obtained and public construction works completed before, details thereof:
 - (a) Date of commencement of works:
 - (b) Date of works completion:
 - (c) Date of maintenance period:
 - (d) Amount increased or decreased as per a variation order: Rupees in figure and words
 - (e) Total contract agreement amount: Rupees in figures and words
 - (f) Fees paid to the construction entrepreneur fund pursuant to Rule 14: Rupees in figures and words
 - (g) Construction works completion certificate:
 - (h) Tax clearance certificate:
 - (i) Where tax is yet to be cleared, details thereof:
 - (j) Description of the goods imported under facility:

SN	Name and details	Registration number	Registering office	Capacity number	Number	Value	Customs paid	Remarks

Note bene: A copy of the agreement related with these details should be submitted herewith.

(k) Where foreign human resource was employed for construction works, details thereof.

(A separate sheet setting out the name, qualifications and post may also be attached for this purpose.)

12. In the event of public construction works being carried out elsewhere at the moment, details thereof:

- (a) Date of commencement of works:
- (b) Date for completion of works:
- (c) Date of maintenance period:
- (d) Amount increased or decreased as per a variation order: Rupees in figures and words
- (e) Description of the goods imported or to be imported under facility: (For this purpose, the details of the goods imported shall be mentioned in the format as referred to in Clause (j) of serial number 11 of this Schedule and the goods yet to be imported shall be mentioned separately; and a copy of the concerned agreement shall also be submitted).
- (f) Fees paid to the construction entrepreneur fund pursuant to Rule 14: Rupees in figures and words
- (g) Details of foreign manpower:

(A separate sheet setting out the name, qualifications, post and visa period may be attached for this purpose.)

13. An original voucher of ---bank depositing a total fee of -----Rupees is attached with this application.
14. Authorized person for contact in the Nepal:
 - (a) Name and surname:
 - (b) Address:
 - (c) Post Box:
 - (d) Telephone number:
 - (e) Fax:
 - (f) Email:
15. I agree to carry out public construction works in the Kingdom of Nepal subject to the Construction Business Act, 2055(1999), the Construction Business Regulation, 2056(2000), the prevailing Nepal law and orders and directions issued thereunder.

I hereby covenant that the contents mentioned in this application form are true and correct and that if they are proved to be false, I shall bear and pay according to law.

Construction entrepreneur's seal:

Applicant's:

Name:

Signature:

Date:

Note bene: Serial numbers 9, 10, 11 and 12 of this form shall not be applicable to the acts done prior to the commencement of these Rules.

Schedule-7

(Relating to Sub-rule (4) of Rule 8)

Temporary License

Number:

Project:

To,

Mr.-----

Upon taking action on the application made by you on -----for the temporary license to carry on construction business, this temporary license, setting out the following details, is hereby issued to carry on the following construction business pursuant to the Construction Business Act, 2055 (1999) and the Construction Business Regulation, 2056(2000). You are required to carry on the construction business subject to the prevailing law.

1. Construction entrepreneur's (firm or company):
 - (a) Name:
 - (b) Address:
Within Nepal:
Outside Nepal:
2. Class and group of license:
3. Name of project procuring public construction works for which the license is issued:
4. Name and address of project/office:
5. Project period:
(In the event of extension of the period of project for this purpose, its period shall *ipso facto* be maintained on that basis.)
6. Seal of the license issuing office:

License issuing authority's:

Signature:

Name:

Designation:

Date:

NEPAL LAW COMMISSION

Schedule-8

(Relating to Sub-rule (1) of Rule 9)

License registration book

SN	License			Construction entrepreneur registering office		License		Certifying person's signature	Remarks
	Number	Class	Group	Name	Address	Date of issue	Renewal		

Schedule-9

(Relating to Sub-rule (1) of Rule 9)

Temporary license registration book

SN	License			Construction entrepreneur		Plan/project		Project/office				
	Number	Class	Group	Name	Address		Name	Duration	Name	Address	Post box	Telephone
					Within Nepal	Outside Nepal						

Schedule-10

(Relating to Clause (a) of Sub-rule (2) of Rule 10)

Required qualifications for class "A" construction entrepreneur

1. Financial capacity: It has to be registered with the Department of Industries as a private or public limited company or partnership firm with the running capital of a minimum of ten million rupees.
2. Work experience: It has to have satisfactorily completed four different public construction works valued at a minimum of Ten million Five thousand rupees each or various such works valued at a total of Sixty million rupees after having concluded an agreement on its own.

Provided that, nothing in this clause shall be deemed to prevent the classifying of a company having at least Two civil engineers with at least Twenty years of experiences in public construction works or of a company with an engineer or equivalent being its shareholder or promoter, having experiences in construction works valued at Sixty million rupees in last Ten years as the class "A" construction entrepreneur.

3. Description of key human resource: There should be a provision to avail the whole time service of two technicians having passed graduation level in civil engineering and four technicians having passed certificate level in that subject, Two persons having passed graduation level in any subject, three persons having passed certificate level in any subject, one person having passed graduation level in commerce and one person having passed certificate level in that subject.
4. Machine and equipment:
 - (a) Thodolide (two)
 - (b) Level (four)

- (c) Dump truck or truck (two)
- (d) Water pump (three)
- (e) Concrete mixture (three)
- (f) Vibrator (five)
- (g) Lab equipment (one set)
- (h) Any one out of backhoe, excavator, bull dozer
- (i) At least four items out of the following equipment:
 - (1) Loader
 - (2) Bitumen distributor/sprayer
 - (3) Water tanker/sprayer
 - (4) Motor grader
 - (5) Three wheeler roller
 - (6) One ton roller
 - (7) Pneumatic roller
 - (8) Bitumen paver
 - (9) Asphalt mix plant
 - (10) Crane
 - (11) Fork lift
 - (12) Crusher
 - (13) Compactor
 - (14) Vibrating roller
 - (15) Hydraulic auger
 - (16) Benz
 - (17) Building host

Note bene:

1. While submitting an inventory of equipment, ownership certificate of equipment as well as insurance document thereof shall be submitted.
2. It has to be certified by a mechanical engineer who has possessed educational qualifications of at least graduation in mechanical engineer and obtained membership of Nepal Engineers Association that the above-mentioned machines and equipment are in proper condition.
3. The above-mentioned machines and equipment shall not be sold and disposed of until at least Two yeas from the date of their registration.
4. Any machines and equipment which are more than Fifteen years old shall not be recognized for purposes of enhancing the standard of, and new registration of, the construction entrepreneur.

Schedule-11

(Relating to Clause (b) of Sub-rule (2) of Rule 10)

Required qualifications for class "B" construction entrepreneur

1. Financial capacity: It has to be registered with the Department of Industries as a private or public limited company or partnership firm with the running capital of a minimum of Five million rupees.
2. Work experience: It has to have satisfactorily completed Four different public construction works valued at a minimum of Eight million rupees each or various such works valued at a total of Two million rupees after having concluded an agreement on its own.

Provided that, nothing in this clause shall be deemed to prevent the classifying of a company having at least one civil engineer with at least Ten years of experiences in public construction works or of a company with an engineer or equivalent being its shareholder or promoter, having experiences in construction works valued at twenty million rupees in last Ten years as the class "B" construction entrepreneur.

3. Description of key human resource: There should be a provision to avail the whole time service of one technician having passed graduation level in civil engineering and two technicians having passed certificate level in that subject, Two persons having passed graduation level in any subject, Two persons having passed certificate level in any subject and one person having passed graduation level in commerce.
4. Machine and equipment:
 - (j) Thodolide (one)
 - (k) Level (two)
 - (l) Dump truck or truck (one)
 - (m) Water pump (two)

- (n) Concrete mixture (two)
- (o) Vibrator (four)
- (p) Lab equipment (one set)
- (q) Any one out of backhoe, excavator, bull dozer
- (r) At least two items out of the following equipment:
 - (1) Loader
 - (2) Bitumen distributor/sprayer
 - (3) Water tanker/sprayer
 - (4) Motor grader
 - (5) Three wheeler roller
 - (6) One ton roller
 - (7) Pneumatic roller
 - (8) Bitumen paver
 - (9) Asphalt mix plant
 - (10) Crane
 - (11) Fork lift
 - (12) Crusher
 - (13) Compactor
 - (14) Vibrating roller
 - (15) Hydraulic auger
 - (16) Benz
 - (17) Building host

Note bene:

1. While submitting an inventory of equipment, ownership certificate of equipment as well as insurance document thereof shall be submitted.
2. It has to be certified by a mechanical engineer who has possessed educational qualifications of at least graduation in mechanical engineer and obtained membership of Nepal Engineers Association that the above-mentioned machines and equipment are in proper condition.
3. The above-mentioned machines and equipment shall not be sold and disposed of until at least Two years from the date of their registration.
4. Any machines and equipment which are more than Fifteen years old shall not be recognized for purposes of enhancing the standard of, and new registration of, the construction entrepreneur.

Schedule-12

(Relating to Clause (c) of Sub-rule (2) of Rule 10)

Required qualifications for class "C" construction entrepreneur

1. Financial capacity: It has to be registered with the Department of Industries as a private or public limited company or partnership firm with the running capital of a minimum of ten million rupees.
2. Work experience: It has to have satisfactorily completed four different public construction works valued at a minimum of One million rupees each or various such works valued at a total of Four million rupees after having concluded an agreement on its own.

Provided that, nothing in this clause shall be deemed to prevent the classifying of a company having at least one civil engineer with at least Five years of experiences in public construction works or Two civil overseers having passed certificate level in that subject or a company with an engineer or overseer or equivalent being its shareholder or promoter, having experiences in construction works valued at Ten million rupees in last Five years as the class "C" construction entrepreneur.

3. Description of key Human resource: There should be a provision to avail the whole time service of one technician having passed graduation level in civil engineering and Two technicians having passed certificate level in that subject, two persons having passed graduation level in any subject, Three persons having passed certificate level in any subject and One person having passed graduation level in commerce.
4. Machine and equipment:

- a. Level (two)
- b. Water pump (two)
- c. Concrete mixture (one)
- d. Vibrator (three)
- e. At least one item out of the following equipment:
 - i. Loader
 - ii. Bitumen distributor/sprayer
 - iii. Water tanker/sprayer
 - iv. Motor grader
 - v. Three wheel roller
 - vi. One ton roller
 - vii. Pneumatic roller
 - viii. Bitumen paver
 - ix. Asphalt mix plant
 - x. Crane
 - xi. Fork lift
 - xii. Crusher
 - xiii. Compactor
 - xiv. Vibrating roller
 - xv. Hydraulic auger
 - xvi. Benz
 - xvii. Building host

Note bene:

1. While submitting an inventory of equipment, ownership certificate of equipment and insurance document thereof shall be submitted.
2. It has to be certified by a mechanical engineer who has possessed educational qualifications of at least graduation in mechanical engineer and obtained membership of Nepal Engineers Association that the above-mentioned machines and equipment are in proper condition.
3. The above-mentioned machines and equipment shall not be sold and disposed of until at least Two yeas from the date of their registration.
4. Any machines and equipment which are more than Fifteen years old shall not be recognized for purposes of enhancing the standard of, and new registration of, the construction entrepreneur.

Schedule-13

(Relating to Clause (d) of Sub-rule (2) of Rule 10)

Required qualifications for class "d" construction entrepreneur

1. Financial capacity: It has to be registered with the Department of Industries as a private or public limited company or partnership firm with the running capital of a minimum of One million rupees.
2. Description of key Human resource: There should be a provision to avail the whole time service of one technician having passed certificate level in civil engineering, One administer having passed certificate level in any subject and One persons having passed certificate level in commerce.
3. Machine and equipment:
 - f. Level (One)
 - g. Water pump (One)
 - h. Vibrator (One)

Note bene:

1. While submitting an inventory of equipment, ownership certificate of equipment and insurance document thereof shall be submitted.
2. It has to be certified by a mechanical engineer who has possessed educational qualifications of at least graduation in mechanical engineer and obtained membership of Nepal Engineers Association that the above-mentioned machines and equipment are in proper condition.
3. The above-mentioned machines and equipment shall not be sold and disposed of until at least Two yeas from the date of their registration.

4. Any machines and equipment which are more than Fifteen years old shall not be recognized for purposes of enhancing the standard of, and new registration of, the construction entrepreneur.

NEPAL LAW COMMISSION

Schedule-14

(Relating to Sub-rule (1) of rule 11)

Description of public construction works

The implementation committee,
Ministry of Works and Transport.

Subject: Submission of description of construction works.

I hereby submit the description of the public construction works, with the following details, pursuant to the Construction Business Act, 2055(1999) and the Construction Business Regulation, 2056(2000).

1. Construction entrepreneur's:
 - (a) Name:
 - (b) Address:
2. Name of project/plan:
3. Project/office:
 - (a) Name:
 - (b) Address:
4. Construction entrepreneur's engineer's:
 - (a) Name:
 - (b) Period of work:
 - (c) Membership number of Nepal Engineers Association:
5. Key manpower:
 - (a) Technical:
 - (b) Non-technical:

6. Amount of contract completed:
7. Amount as per the contract agreement: Rs
8. Whether variation was made or not, if made:
 - (a) Amount increased: Rs.
 - (b) Amount decreased: Rs
9. Short description of construction works:
 - (a)
 - (b)
 - (c)
 - (d)
10. Date of construction completion certificate:
11. License number:
(In the event of temporary license, its details should be mentioned.)

Seal



Applicant's:

Name:

Signature:

Date:

Schedule-15

(Relating to Sub-rule (3) of rule 11)

Records of public construction works

SN	Name of construction entrepreneur	License number	Name of construction works	Name of project/office	Amount as per completion of contract	Remarks

Schedule-16

(Relating to Rule 17)

Description of goods imported under facility

The implementation committee,
Ministry of Works and Transport,
Kathmandu.

Subject: Submission of description.

I hereby submit the following description of the motor vehicles, machineries, tools and other machines and equipment imported into the Kingdom of Nepal under facility, pursuant to the Construction Business Act, 2055 (1999) and the Construction Business Regulation, 2056 (2000).

1. Construction entrepreneur's:
 - a. Name:
 - b. Address:
2. Name of project/plan:
3. Contract agreement number:
4. Duration of contract:
5. Project/office:
 - a. Name:
 - b. Address:

6. Description of the goods imported under facility:

SN	Description	Model	Capacity	Year of manufacture	Manufacture company	Date of import	Customs duties levied	Remarks

7. A copy of the bill of quantities setting out the description of the goods that may be imported under facility as per the agreement is attached with this application.

Seal



Applicant's:

Name:

Signature:

Date: