



Memorandum of Understanding

Between

Ministry of Home Affairs (MoHA), Government of Nepal

And

Asian Disaster Preparedness Center (ADPC), Bangkok, Thailand

1. Background

Ministry of Home Affairs of the Government of Nepal, hereinafter referred to as **MoHA**, is a mandated national nodal disaster risk management organization of the Government of Nepal (GoN) to coordinate with all national and international stakeholders, including United Nations agencies, donors and development partners for Disaster Risk Management (DRM) activities.

Asian Disaster Preparedness Center, headquartered in Bangkok, Thailand, hereinafter referred to as **ADPC**, is an inter-governmental organization, which has been providing technical assistance to national governments, local communities, and development partners on DRM, climate resilience, and risk-sensitive sustainable development in Asia and the Pacific region for past more than 30 years.

2. Framework of collaboration

This Memorandum of Understanding (the "Memorandum") sets forth the framework for a collaborative alliance between MoHA, and ADPC, jointly hereinafter referred to as "**the Parties**" and is expected to cover the following areas:

- a) Provide the necessary technical support to MoHA in reducing disaster risk and accelerating transition to recovery in the event of a disaster in Nepal;
- b) Support MoHA's efforts on community resilience focusing on lessening the impact of disasters and climate change on vulnerable groups through a range of structural and non-structural measures;
- c) Provide technical backstopping to MoHA on mainstreaming of disaster risk reduction into development planning process in support of long term risk-sensitive sustainable development both at the national and sub-national level;
- d) Support the DRM capacity-building efforts of MoHA in that focus on public and private sector institutions and civil society organizations in Nepal;



- e) Support sharing of knowledge, expertise, and existing networks of both institutions for the implementation of the Sendai Framework for Disaster Risk Reduction (SFDRR), the Sustainable Development Goals (SDGs) and other relevant global frameworks in Nepal; and
- f) Facilitate MoHA's contribution to regional DRM efforts through the Regional Consultative Committee on Disaster Management (RCC) mechanism that seeks to promote the sharing of lessons learnt and best practices in Asia and the Pacific region.

3. Identified actions for implementation

Under the framework for collaboration of the Memorandum, specific initiatives have been identified for implementation between MoHA and ADPC and they are: "Organization of the 14th Meeting of the Regional Consultative Committee on Disaster Management (RCC)", "Cooperation on the Program Strengthening Capacity of Government and Local Humanitarian Organizations on Preparedness for Emergency Response in Asia", and "Building Resilience through Inclusive and Climate-Adaptive Disaster Risk Reduction in Asia-Pacific". The details will be worked out by the identified focal points of the two institutions.

4. Limitations of the Memorandum

This Memorandum does not constitute any commitment by MoHA and ADPC to provide support for financing of any individual activity or project not specified in specific project agreements with their work programs that could be annexed to this Memorandum during its period of validity. MoHA and ADPC will each retain full discretion as to whether to provide support for work programs, in accordance with their own policies and procedures. Any sharing of information between the Parties shall be subject to their respective policies on the disclosure of information.

5. Disputes, controversies and claims

In case of a dispute, controversy, or claim between the Parties arising out of or relating to this Memorandum or an agreement for any activity undertaken pursuant thereto, the Parties shall attempt to reach an amicable resolution in good faith.

6. Relationships between the Parties

For legal purposes, nothing in this Memorandum shall be construed as creating a joint venture, an agency relationship or a legal partnership between MoHA and ADPC. Each Party will conserve its own legal status.

7. Assignment

No Party shall have the right to assign or in any way transfer any of its right or obligation under this Memorandum to any other person without obtaining the written consent of the other Party.

8. Effects, duration, modification and termination

This Memorandum shall enter into force on the date of its signature by both Parties and remain valid for a period of five (5) years. Any Party may terminate this Memorandum upon not less than 90-day prior notice to the other Party. Notwithstanding such notice of termination, the terms of this Memorandum shall remain in effect until such other work programs entered into under this Memorandum shall have





been fulfilled or are terminated. Unless otherwise, terminated as provided below, the term of this Memorandum shall be automatically extended at the end of the initial term for another term of two (2) years. This Memorandum may be modified by written agreement of the Parties.

IN WITNESS WHEREOF, the Parties hereto, acting through their duly authorized representatives, have executed this Memorandum in their respective names on the dates mentioned hereinafter.

Agreed and signed on behalf of MoHA

Agreed and signed on behalf of ADPC


Joint Secretary



Name: Kedar Neupane
Designation: Joint Secretary, MoHA
Date: 09 July 2018
Place: Bangkok, THAILAND

Name: Hans Guttman
Designation: Executive Director
Date: 09 July 2018
Place: Bangkok

