

Eng./Nep. Translation

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Security Printing Act, 2024

Date of Authentication

2 July, 2024

Act No. 2 of the Year 2024

An Act to Make Provisions Relating to Security Printing

Preamble: Whereas it is expedient to make legal provisions for the establishment and operation of a Security Printing Centre in order to ensure the secure, reliable, and quality printing of security printed materials within Nepal,

The Federal Parliament has enacted this Act.

Chapter -1

Preliminary

1. **Short Title and Commencement:** (1) This Act may be called the "Security Printing Act, 2024".

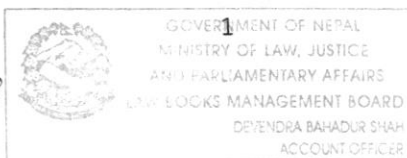
(2) This Act shall come into force on the thirty-first day from the date of its authentication.

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

(a) "Chairperson" means the Chairperson of the Board of Directors referred to in Section 6.



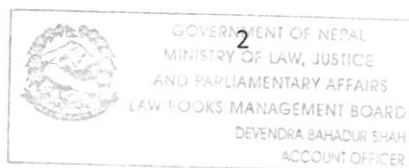
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- (b) "Production Site" means a facility where security printed materials are prepared, designed, pre-press work is carried out, security printed materials are printed or produced, or printed or produced security printed materials are stored; and the term also includes an industry that manufactures paper or other raw materials required for security printed materials.
- (c) "Executive Director" means the Executive Director referred to in Section 18.
- (d) "Office" means the Central Office of the Centre, and the term also includes any office under the Centre.
- (e) "Centre" means the Security Printing Centre referred to in Section 3.
- (f) "Prescribed" or "as prescribed" means prescribed by, or in accordance with, the Rules framed under this Act.
- (g) "Banknote" means a banknote that is in circulation as legal tender.
- (h) "Ministry" means the Ministry of Communications and Information Technology of the Government of Nepal.
- (i) "Personalization" means the personal details of the concerned individual contained in a citizenship certificate, passport, national identity card, or any other similar document or card issued by the Government of Nepal or the relevant agency of the Government of Nepal in accordance with the prevailing law, and the term also includes the process of entering such personal details of the concerned individual.
- (j) "Board of Directors" means the Board of Directors referred to in Section 6.
- (k) "Member" means a member of the Board of Directors, and the term also includes the Chairperson of the Board of Directors.
- (l) "Security Printing" means the printing of security printed materials using special security symbols, processes, technologies, and special kind of inks and paper, with appropriate security safeguards, in such a manner that they cannot be exactly reproduced by an unauthorized person.



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- (m) "Security Printed Materials" means citizenship certificates, passports, national identity cards, banknotes, visa stickers, postage stamps, excise duty stickers, driving licenses, or land ownership registration certificates prepared for use, and the term also includes any other materials designated by the Government of Nepal as security printed materials by publishing a notice in the *Nepal Gazette*.

Chapter -2

Establishment of the Centre and Its Functions, Duties, and Powers

3. **Establishment of the Centre:** (1) A Security Printing Centre is hereby established to carry out the printing of security printed materials.

(2) The Central Office of the Centre shall be located at such place as designated by the Government of Nepal.

(3) The Centre may establish other offices within Nepal as required.

4. **Centre to be an Autonomous and Corporate Body:** (1) The Centre shall be an autonomous body with perpetual succession and a common seal, and shall have a separate legal personality.

(2) As a body corporate, the Centre shall exercise its powers, perform its duties, and discharge its obligations in accordance with the prevailing law.

5. **Functions, Duties and Powers of the Centre:** In addition to the functions, duties, and powers provided elsewhere in this Act, the functions, duties, and powers of the Centre shall be as follows: –


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DEVENDRA BAHADUR SHAH
ACCOUNT OFFICER

- (a) to manage and prepare security printing materials and print security printing materials,
- (b) to make arrangements for the reliable and secure protection of the Centre's printing facility, production site, and completed security printed materials,
- (c) to participate in national and international tenders for the provision of security printing services,
- (d) to undertake other printing-related activities in a manner that does not interfere with security printing operations,
- (e) to conduct or cause to be conducted studies and research relating to security printing;
- (f) to obtain membership in international commercial organizations relating to security printing with the approval of the Government of Nepal, and
- (g) to provide necessary recommendations to the Government of Nepal for the formulation of policies to ensure that security printing activities are reliable and trustworthy.

Chapter-3

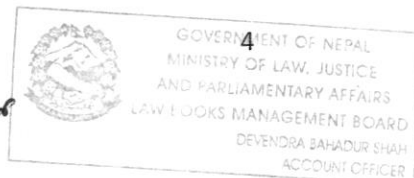
Constitution of the Board of Directors and Its Functions, Duties, and Powers

- 6. Constitution of the Board of Directors:** (1) There shall be a Board of Directors consisting of the following members to conduct, supervise, and manage all activities and operations, to be carried out on behalf of the Centre:-

- | | |
|---|---------------|
| (a) Secretary, Ministry | - Chairperson |
| (b) Joint Secretary, Ministry of Finance | - Member |
| (c) Joint Secretary, Ministry of Home Affairs | - Member |
| (d) Joint Secretary, Ministry of Foreign Affairs | - Member |
| (e) Joint Secretary, Ministry of Law, Justice and Parliamentary Affairs | - Member |



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- (f) Joint Secretary, Ministry of Industry, Commerce and Supplies - Member
- (g) Two persons, including at least one woman, nominated by the Ministry from among persons who have obtained at least a Master's degree in Science, Management, Engineering, Commerce, or Information Technology from a recognized university and have at least five years of work experience in the relevant field - Member
- (h) Executive Director -Member-Secretary

(2) The term of office of the members referred to in clause (g) of sub-section (1) shall be four years.

(3) Notwithstanding anything contained in sub-section (2), if a nominated member fails to discharge his or her official responsibilities or performs any act contrary to the interests of the Centre, the Ministry may remove such member from office.

(4) Before removing a member from office pursuant to sub-section (3), the member shall be provided with a reasonable opportunity to present an explanation.

(5) In nominating the members referred to in clause (g) of sub-section (1), the principle of inclusion shall be followed.



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7. **Functions, Duties and Powers of the Board of Directors:** In addition to the functions, duties, and powers provided elsewhere in this Act, the functions, duties, and powers of the Board of Directors shall be as follows:

- (a) to approve the policies, plans, budget, and programmes of the Centre;
- (b) to determine the fees for the services provided by the Centre;
- (c) to coordinate with the relevant agencies as necessary for the security of the Centre;
- (d) to formulate and implement a code of conduct for the employees of the Centre;
- (e) to formulate policies relating to the monitoring, inspection, and security arrangements of the Centre's production site for security printed materials and its administrative functions; and
- (f) to periodically evaluate the activities and operations carried out by the Centre.

8. **Procedure for Meetings of the Board of Directors:** (1) The meetings of the Board of Directors shall be held, as necessary, on the date, at the time, and at the place determined by the Chairperson.

(2) The Member-Secretary of the Board of Directors shall provide all members with a notice of the meeting, together with the agenda, at least forty-eight hours prior to the meeting.

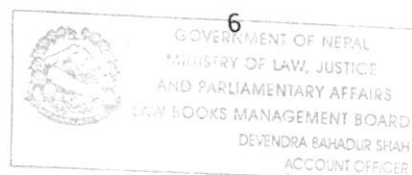
(3) The Board of Directors may, as necessary, invite any expert to attend its meeting.

Provided that such invited expert shall not have the right to vote.

(4) The presence of a majority of the total number of members of the Board of Directors shall constitute a quorum for the meeting.



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(5) The decision of the majority of the members present at the meeting shall be deemed to be the decision of the Board of Directors and in the event of an equality of votes, the Chairperson shall have a casting vote.

(6) The Chairperson and the Member-Secretary shall certify the decisions of the meeting.

(7) Other procedures relating to meetings of the Board of Directors shall be as determined by the Board of Directors.

Chapter-4

Provisions Relating to Security Printing

9. Security Printing for Government Purposes to be Carried Out by the Centre: (1)

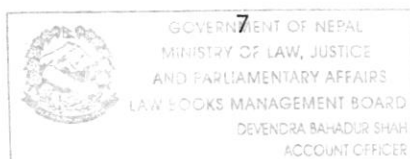
After the commencement of this Act, the Centre shall carry out all activities relating to security printing, including the manufacture or importation of security printing presses, machinery, machines, or equipment; the manufacture or importation of paper containing watermarks or security threads used in security printing; the manufacture, production, or importation of dyes, plates, or equipment; the use of other advanced technologies relating to security printing; and all other activities relating to security printing.

(2) In carrying out the printing of security printed materials pursuant to sub-section (1), the Centre shall undertake the printing of other government security printed materials in a manner that does not impede the printing of citizenship certificates, national identity cards, passports, banknotes, excise duty stickers, and driving licenses.

(3) Notwithstanding anything contained in sub-section (1), until the Centre commences security printing operations, or where, despite having commenced such operations, it is not in a position to print any security printed material as required, such



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security printed material may be printed or caused to be printed in accordance with the prevailing law.

(4) Notwithstanding anything contained in sub-section (1), the Government of Nepal may authorize an entity or institution in which the Government of Nepal holds a majority shareholding or ownership to undertake activities relating to security printed materials other than citizenship certificates, national identity cards, passports, banknotes, excise duty stickers, and driving licenses.

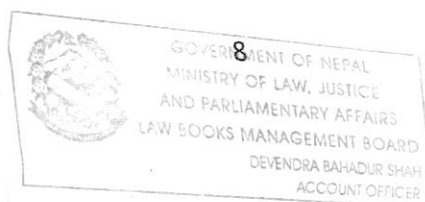
(5) Where an entity or institution in which the Government of Nepal holds a majority shareholding or ownership, as referred to in sub-section (4), informs that it is unable to carry out the requested security printing in accordance with the requirements of the concerned government agency, the concerned government agency may, with the approval of the Government of Nepal, procure the security printing of security printed materials other than citizenship certificates, national identity cards, passports, banknotes, excise duty stickers, and driving licenses through competitive bidding from other domestic persons or institutions in accordance with the prevailing procurement law.

10. Submission of Demand and Technical Details (Specifications): (1) A government agency responsible for issuing, publishing, or putting into use security printed materials shall project its annual requirement for such materials and submit the demand together with the technical specifications to the Centre at least six months prior to the required security printing.

(2) Notwithstanding anything contained in sub-section (1), where security printed materials are required due to special circumstances, the concerned government agency may immediately submit a request to the Centre for security printing, stating the reasons therefor.

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11. Required to be security printed and supplied: Upon receipt of the demand and technical details (specifications) pursuant to Section 10, the Centre shall, in coordination with the requesting government agency, security- print and supply the required security printed materials in accordance with the requirements of that agency.

12. Security Printing Technology, Materials and Symbols: (1) In carrying out security printing, the Centre may, as necessary, select appropriate technology, security printing materials, and symbols.

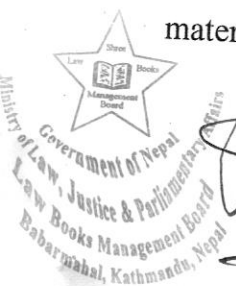
(2) The selection of the technology, security printing materials, and symbols pursuant to sub-section (1) for the printing or production of security printed materials shall be made by mutual agreement between the Centre and the government agency requesting such security printing or production.

(3) The procedure for the selection of security printing technology, security printing materials, and symbols shall be as prescribed.

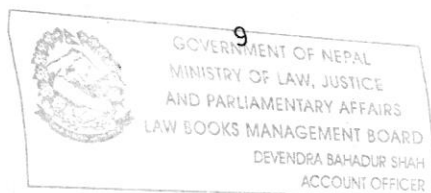
13. Notice to be Given: (1) If, for any reason, the Centre is unable to carry out the security printing of a particular type of security printed material, it shall notify the concerned government agency within fifteen days from the date of receipt of the demand pursuant to Section 10.

(2) Upon receiving the notice pursuant to sub-section (1), the concerned government agency may make the necessary arrangements relating to security printing in accordance with the prevailing law.

14. Security of Security Printed Materials, Infrastructure, and Production Site: At the request of the Centre, the Government of Nepal shall make the necessary arrangements for the security of security printed materials, the infrastructure required for security printing, the production site, and the transportation of security printed materials.



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Chapter- 5

Fund, Accounts, Audit and Annual Report of the Centre

15. Fund of the Centre: (1) There shall be a separate Fund in the name of the Centre.

(2) The following amount shall be maintained in the Fund referred to in Sub-section (1):

- (a) fees received for carrying out security printing;
- (b) grants received from the Government of Nepal; and
- (c) financial assistance received from international organizations and institutions.

(3) Prior to receiving any amount referred to in clause (c) of sub-section (2), the approval of the Ministry of Finance of the Government of Nepal shall be obtained.

(4) The entire expenditure to be incurred by the Centre shall be borne from the Fund referred to in sub-section (1).

16. Accounts and Audit of the Centre: (1) The accounts of the Centre's income and expenditure shall be maintained in the format approved by the Government of Nepal.

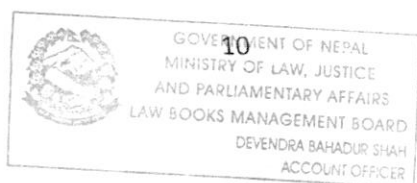
(2) The internal audit of the Centre's Fund shall be conducted in accordance with the prevailing federal law.

(3) The final audit of the income and expenditure of the Centre's Fund shall be conducted by the Auditor General.

(4) The Ministry may inspect or cause to be inspected the accounts of the Centre at any time.



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17. Provisions relating to the Annual Report: (1) The Centre shall submit its annual report to the Government of Nepal within three months after the end of each fiscal year.

(2) The report referred to in sub-section (1) shall include the following details:

- (a) details of the functions and activities carried out by the Centre;
- (b) details of the financial and fiscal status of the Centre; and
- (c) the matters referred to in the audit report.

Chapter-6

Appointment of the Executive Director and Functions, Duties, and Powers

18. Appointment of the Executive Director: (1) The Government of Nepal shall appoint an Executive Director, through open competition, to serve as the chief administrative officer of the Centre.

(2) The term of office of the Executive Director shall be five years.

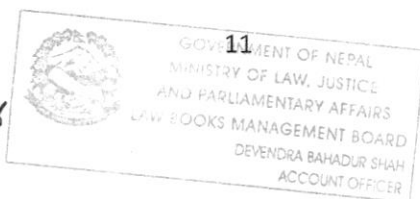
(3) For the purpose of recommending the name of a candidate to the Government of Nepal for appointment as the Executive Director through open competition pursuant to sub-section (1), there shall be a Recommendation Committee consisting of the following members:

- (a) Secretary, Ministry -Coordinator
- (b) One expert nominated by the Ministry from among persons having experience in the field of security printing -Member
- (c) Joint Secretary, Ministry -Member-Secretary

(4) For the purpose of recommending candidates for appointment as Executive Director, the Recommendation Committee shall publish a notice in a



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national daily newspaper inviting applications from candidates meeting the qualifications prescribed in Section 19, allowing a period of at least seven days for the submission of applications.

(5) The Recommendation Committee shall prepare a shortlist of qualified candidates from among the applications received pursuant to sub-section (4) and invite such candidates to participate in an interview and to submit and present a business plan.

(6) From among the candidates referred to in sub-section (5), the Recommendation Committee shall recommend to the Government of Nepal the names of not more than three candidates who obtain the highest scores based on the interview, the business plan, and its presentation.

(7) The Recommendation Committee shall recommend the qualified candidates pursuant to sub-section (6) within one month from the date of commencement of its functions.

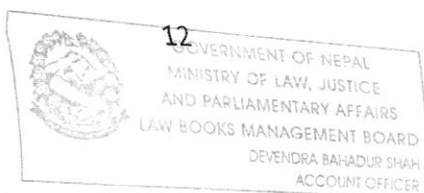
(8) The Recommendation Committee shall determine its other procedures relating to the recommendation process.

(9) Notwithstanding anything contained in sub-section (2), the Government of Nepal may remove the Executive Director from office in any of the following circumstances:

- (a) lacks the capacity to perform the duties of the office;
- (b) is found to have engaged in misconduct;
- (c) fails to perform the official duties honestly;
- (d) fails to perform in accordance with the performance agreement;



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- (e) breaches the confidentiality of the security printing materials prepared or to be prepared by the Centre;
- (f) provides security printing-related information to an unauthorized person or discloses such information;
- (g) performs any act contrary to the interests of the Government of Nepal or the Centre; or
- (h) is unable to perform the duties of the office due to physical or mental incapacity.

(10) Before removing the Executive Director from office pursuant to Sub-section (9), a reasonable opportunity to submit an explanation shall be provided.

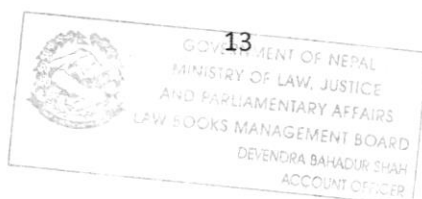
(11) Notwithstanding anything contained elsewhere in this Section, where the Executive Director is suspended pursuant to the prevailing law due to the filing of a corruption case and is thereby unable to perform the duties of the office for a period exceeding three months, the Government of Nepal may, on the recommendation of the Committee referred to in sub-section (3), appoint another Executive Director for the remainder of the term.

19. Qualifications of the Executive Director: A person shall be eligible to be a candidate for appointment as the Executive Director if he or she has the following qualifications:

- (a) is a Nepali citizen who has attained at least thirty years of age;
- (b) has obtained a Master's degree from a recognized university in Computer Engineering, Electrical Engineering, Electronics Engineering, Mechanical Engineering, Information Technology, or Management;
- (c) has acquired at least five years of experience in a managerial position;
- (d) has not been dismissed from government service or from the service of any institution wholly or partly owned by the Government of Nepal, a Provincial



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Government, or a Local Level in a manner that would disqualify him or her from future public service;

- (e) has not been convicted by a court of corruption, rape, gender-based violence, human trafficking and transportation, narcotic drugs offences, money laundering, passport misuse, kidnapping, organized crime, or any other criminal offence involving moral turpitude; and
- (f) has not obtained permanent residence or citizenship of any foreign country.

20. Vacation of the Office of the Executive Director: The office of the Executive Director shall be deemed vacant in the following circumstances:

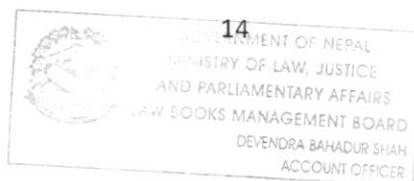
- (a) upon resignation submitted to the Government of Nepal;
- (b) upon completion of the term of office;
- (c) upon attaining the age of sixty years;
- (d) upon removal from office pursuant to sub-section (9) of Section 18;
- (e) upon ceasing to possess the qualifications prescribed in Section 19; or
- (f) upon death.

21. Functions, Duties, and Powers of the Executive Director: The functions, duties, and powers of the Executive Director shall be as follows:

- (a) to formulate the Centre's policies, plans, programmes, and annual budget and submit them to the Board of Directors for approval;
- (b) to implement or cause to be implemented the policies, plans, and programmes approved by the Board of Directors;
- (c) to coordinate with other agencies in relation to the functions and activities of the Centre;
- (d) to implement or cause to be implemented the decisions of the Board of Directors;



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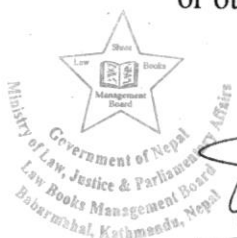
- (e) to prepare and submit to the Board of Directors the Centre's annual report and other reports;
- (f) to monitor or cause to be monitored the functions carried out by the Centre;
- (g) to make the necessary arrangements for the external and internal security of the security printing production site;
- (h) to ensure that accurate records are maintained of each security printed material produced, stored, or delivered to the concerned agency;
- (i) to submit to the Board of Directors proposals for determining the fees for security printed materials in respect of which printing orders have been received;
- (j) to carry out or cause to be carried out the production, storage, transportation, delivery, and record-keeping of security printed materials; and
- (k) to perform the functions delegated by the Board of Directors.

22. To enter into a Performance Agreement: (1) The Executive Director shall enter into a performance agreement with the Secretary of the Ministry.

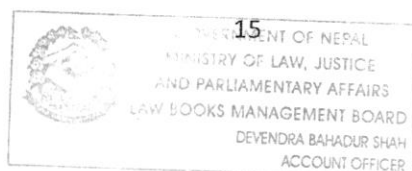
(2) The performance agreement shall specify measurable performance indicators for evaluating the work of the Executive Director.

23. Remuneration and Other Benefits of the Executive Director: The Executive Director shall receive remuneration and other benefits as prescribed by the Government of Nepal.

24. Prohibition on Other Employment: The Executive Director shall not undertake any other employment or provide services in any capacity as a consultant, adviser, expert, or otherwise, for the purpose of receiving any financial benefit or other remuneration.



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25. Employees of the Centre: (1) The Centre may appoint employees in accordance with the sanctioned posts approved by the Ministry for the purpose of carrying out its functions and operations.

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

(3) Notwithstanding anything contained in sub-section (1), until the Centre appoints its own employees, or upon the request of the Centre, the Government of Nepal may depute employees of the Government of Nepal or of any public institution in which the Government of Nepal holds a majority ownership to work at the Centre on secondment, with their salary and allowances to be paid by the Centre.

26. Prior Approval Required: (1) The Centre shall obtain the prior approval of the Ministry before importing such security printing presses, machinery, machines or equipment as may be prescribed.

(2) The procedure for granting the prior approval referred to in sub-section (1) shall be as prescribed.

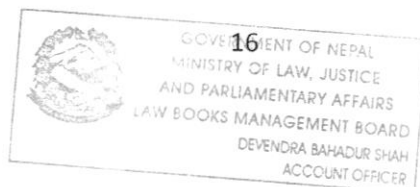
Chapter- 7

Offences and Punishment

27. Prohibition on Carrying Out Security Printing Activities: (1) No person other than the Centre shall, without obtaining approval pursuant to sub-section (4) or (5) of Section 9, undertake any security printing activity, including the printing of security printed materials or the manufacture or importation of presses, machinery, machines, or equipment related thereto.



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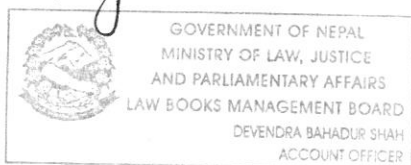


(2) Where any person, in contrary of sub-section (1), prints any of the following security printed materials, such materials shall be confiscated, and the offender shall, depending on the gravity of the offence, be liable to the following punishment and fine:-

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|--|--|
| (a) Citizenship certificate, National Identity Card or passport | Imprisonment for a term not exceeding twelve years and a fine of five hundred thousand to one million rupees; |
| (b) Banknotes | Imprisonment for a term not exceeding twelve years and, where the amount involved is ascertainable, a fine equivalent to the amount, and where the amount involved is not ascertainable, a fine of up to one million five hundred thousand rupees; |
| (c) Postage stamps | Imprisonment for a term not exceeding seven years and, where the amount involved is ascertainable, a fine equivalent to the amount involved, and where the amount involved is not ascertainable, a fine of up to seven hundred thousand rupees; |
| (d) Excise duty stickers | Imprisonment for a term not exceeding five years and, where the amount involved is ascertainable, a fine equivalent to the amount involved, and where the amount involved is not ascertainable, a fine of up to five hundred thousand rupees; |



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- (e) Printing any security printing Imprisonment for a term not exceeding material other than those three years and, where the amount mentioned in clauses (a), (b), (c), involved is ascertainable, a fine and (d) equivalent to the amount involved, and where the amount involved is not ascertainable, a fine of up to five hundred thousand rupees.

(3) If any person, contrary to sub-section (1), manufactures or imports any press, machinery, machine, or equipment referred to in that sub-section, such press, machinery, machine, or equipment shall be confiscated, and the person shall be punished with imprisonment for a term not exceeding two years or a fine not exceeding two hundred thousand rupees, or both.

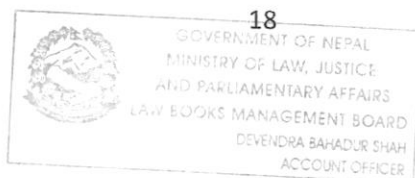
28. Prohibition on the Manufacture or Import of Paper Bearing a Watermark or Security Thread: (1) No person other than the Centre shall manufacture or import paper bearing a watermark or security thread containing any mark or letter that the Centre uses or has used for security printing.

(2) If any person manufactures or imports watermarked or security-threaded paper contrary to sub-section (1), such paper shall be confiscated, and the person shall be punished with imprisonment for a term not exceeding three years or a fine not exceeding three hundred thousand rupees, or both.

29. Prohibition on Manufacturing or Importing Dies, Plates, or Equipment: (1) No person shall manufacture or import any die, plate, or equipment related thereto for the purpose of printing in such a manner as to resemble security printing carried out by the Centre.



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(2) If any person manufactures or imports any die, plate, or equipment related thereto for preparing such materials, contrary to sub-section (1), such materials shall be confiscated, and the person shall be punished with imprisonment for a term not exceeding three years or a fine not exceeding three hundred thousand rupees, or both.

30. Prohibition on Printing in Excess of the Requested Quantity: (1) While carrying out security printing pursuant to Section 11, no security printing shall be carried out in excess of the quantity requested by the concerned government agency.

(2) Notwithstanding anything contained in sub-section (1), if security printing materials are printed in excess of the requested quantity for sample testing purposes or due to a technical error, such excess security printing materials shall be immediately destroyed after preparing a record of destruction.

(3) If security printing is carried out in excess of the quantity requested by the concerned government agency in contrary to sub-section (1), or if the excess security printing materials are not destroyed in accordance with sub-section (2), the responsible officer or employee shall be punished in accordance with sub-section (2) of Section 27.

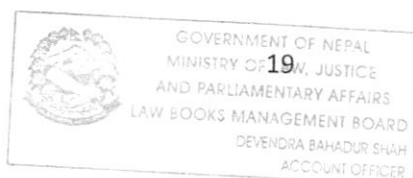
31. Prohibition on Breach of Confidentiality: (1) No person shall provide information concerning the technical specifications of security printing materials to any person other than an officer designated by law or otherwise breach the confidentiality thereof.

(2) If any person, contrary to sub-section (1), provides information concerning the technical specifications of security printing materials or breaches the confidentiality thereof, such person shall be punished with imprisonment for a term not exceeding three years or a fine not exceeding three hundred thousand rupees or both.

(3) If the confidentiality of personal information used in the course of security printing under this Act is breached or information is provided to any person with



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malicious intent, the person shall be punished in accordance with the prevailing law relating to privacy.

32. Prohibition on Unauthorized Removal from the Premises: (1) Except pursuant to a written order of an authorized officer, no person shall remove security printing materials from the Centre's production site, printing press or storage premises in an unauthorized manner.

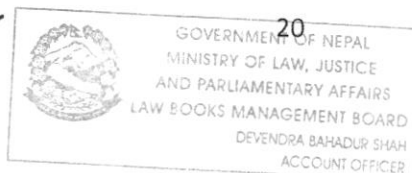
(2) If any person, contrary to sub-section (1), removes security printing materials from the Centre's production site, printing press, or storage premises in an unauthorized manner, such person shall be punished with imprisonment for a term not exceeding three years and, where the value of such materials is ascertainable, recovery of the value thereof and a fine equivalent to such value, or both; and where the value is not ascertainable, with imprisonment for a term not exceeding three years or a fine not exceeding three hundred thousand rupees, or both.

33. Prohibition on Unauthorized Removal of Blank, Non-Personalized Security Printing Materials: (1) No person shall remove blank, non-personalized security printing materials from the Centre's production site, printing press, or storage premises in an unauthorized manner.

(2) If any person, contrary to sub-section (1), removes blank, non-personalized security printing materials from the Centre's production site, printing press, or storage premises in an unauthorized manner, such person shall be punished with imprisonment for a term not exceeding one year and, where the value of such materials is ascertainable, recovery of the value thereof and a fine equivalent to such value, or both; and where the value is not ascertainable, with imprisonment for a term not exceeding one year or a fine not exceeding one hundred thousand rupees, or both.



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34. Prohibition on Delivering Personalized Security Printing Materials to Unauthorized Persons: (1) No person shall deliver personalized security printing materials produced at the Centre to an unauthorized person.

(2) If any person, contrary to sub-section (1), delivers personalized security printing materials to an unauthorized person, such person shall be punished with imprisonment for a term not exceeding one year and, where the value of such materials is ascertainable, recovery of the value thereof and a fine equivalent to such value, or both; and where the value is not ascertainable, with imprisonment for a term not exceeding one year or a fine not exceeding one hundred thousand rupees, or both.

35. Punishment for Repeated Offence: If a person who has been punished for an offence punishable under this Act commits the same or another offence punishable under this Act again, such person shall, in addition to the punishment prescribed for the respective offence, be punished with an additional fifty percent of such punishment.

36. Government of Nepal to Be Plaintiff: The Government of Nepal shall be the plaintiff in cases relating to offences punishable under this Chapter, and such cases shall be deemed to be included in Schedule-1 of the Criminal Procedure Code, 2017.

Chapter-8

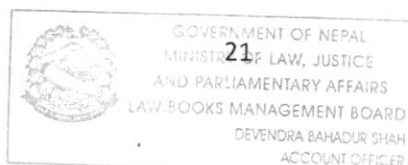
Miscellaneous

37. May Establish Industry: The Centre may, with the approval of the Ministry, establish an industry for the production of raw materials, including paper, thread, chemicals, and other materials required for printing security printing materials.

38. Delegation of Powers: The Board of Directors may, as necessary, delegate some of the powers conferred upon it under this Act or the Rules framed under this Act to the Chairperson, a member or the Executive Director.

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39. **Restriction on Use of Vested Personal Interest:** (1) If a member has any direct or indirect commercial interest in any matter related to the activities of the Centre, whether in their own interest or that of a member of their family or a close relative, the member shall inform the Board of Directors of such interest.

(2) Where any proposal in which a member has a personal interest is discussed by the Board of Directors, such member shall not participate in the discussion.

Explanation: For the purposes of this Section, "relative" means the member's husband, wife, son, daughter, father, mother, stepmother, grandfather, grandmother, mother-in-law, father-in-law, elder brother, younger brother, elder sister, younger sister, elder sister-in-law (*Bhauju*), daughter-in-law, husband's elder brother (*Jethaju*), husband's younger brother (*Dewar*), wife of husband's elder brother (*Jethani*), wife of husband's younger brother (*Deurani*), husband's elder sister (*Amaju*), husband's younger sister (*Nanda*), paternal uncle (*kaka*), paternal aunt (*kaki*), father's elder brother or husband of mother's elder sister (*Thulobabu*), wife of father's elder brother or mother's elder sister (*Thuliama*), maternal uncle (*Sanobabu*), maternal aunt (*Saniama*), nephew (*Bhatija*), niece (*Bhatiji*), nephew (*Bhanja*), niece (*Bhanji*), brother-in-law (*Bhinaju*), son-in-law (*Jwai*), maternal uncle (*Mama*), maternal aunt (*Maiju*), father's sister (*Phupu*), father's sister's husband (*Phupaju*), wife's younger brother (*Sala*), wife's younger sister (*Sali*), wife's elder brother (*Jethan*), wife's elder sister's husband (*sadhudai*), wife's younger sister's husband (*sadhubhai*), their wives and children thereof.

40. **No Bar to Punishment under the Prevailing Law:** (1) If any act constituting an offence under this Act also constitutes an offence under any other prevailing law, nothing contained in this Act shall be deemed to prevent separate proceedings from being initiated and punishment being imposed for such offence under such other law.

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LAW BOOKS MANAGEMENT BOARD
DEVENDRA BAHADUR SHAH
ACCOUNT OFFICER

Provided that no person shall be prosecuted or punished more than once for the same offence.

(2) If an employee working at the Centre commits an offence punishable under this Act, such employee shall also be subject to departmental action in accordance with the law relating to his or her service.

41. **Deemed to Be Included in Essential Services:** The activities carried out by the Centre shall be deemed to be included in the list of essential services in accordance with the prevailing law.
42. **Liaison with the Government of Nepal:** The Centre shall maintain contact with the Government of Nepal through the Ministry.
43. **Power to Obtain Assistance:** The Centre may, with the approval of the Government of Nepal, obtain necessary assistance from a foreign government or an international association or organization in relation to machinery, tools, machines, equipment, technology, and expertise concerning security printing.
44. **Power to Make Rules:** (1) The Government of Nepal may make rules to implement this Act.

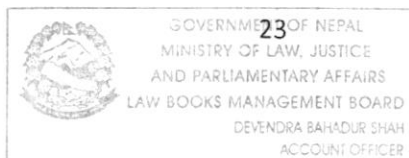
(2) Without prejudice to the generality of sub-section (1), rules may be made on the following matters:

- (a) relating to the terms and conditions of service and facilities of employees;
- (b) relating to financial administration;
- (c) relating to security printing;
- (d) relating to the operation of the Fund; and
- (e) matters to be included in the annual report.

45. **Power to Frame Bylaws or Procedures:** (1) Subject to this Act and the Rules framed under this Act, the Centre may, as necessary, make bylaws concerning the remuneration,

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terms and conditions of service and facilities of the Executive Director and employees of the Centre, and the operation of the Centre.

(2) Subject to this Act and the Rules framed under this Act, the Centre may, as necessary, make procedures required to manage the security printing activities carried out by the Centre.

(3) If the making of bylaws pursuant to sub-section (1) entails any additional financial liability on the Government of Nepal, prior approval of the Ministry of Finance, Government of Nepal, shall be obtained.

46. Assessment of Implementation of the Act: The Ministry shall assess the implementation of this Act within one year after the completion of five years from the date of commencement of this Act and thereafter within one year after the completion of every five years, and shall submit a report thereof to the relevant committee of both Houses of the Federal Parliament.

47. Repeal and Saving: (1) The Security Printing Development Board (Formation) Order, 2016 is hereby repealed.

(2) Any acts and actions carried out under the Formation Order referred to in sub-section (1) shall be deemed to have been carried out under this Act.

(3) The Executive Director and employees appointed under the Formation Order referred to in sub-section (1) shall be deemed to have been appointed under this Act.



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