

English/Nepali Translation
Dispatch No. Df.B... 6234-69
E-mail: dearnotary@gmail.com



Schedule - 3
(Relating to Rule 4)
Government of Nepal
Ministry of Home Affairs
DISTRICT ADMINISTRATION OFFICE
Mustang

ORGANIZATION REGISTRATION CERTIFICATE


Registration Number: 121
Registration Date: 2062/10/29 BS
(11/02/2006 AD)

M/s President
Padma Sambhava Charity Foundation

As an organization named **Padma Sambhava Charity Foundation**,
Tukche, Mustang, is registered on 2062/11/29 BS (13/03/2006 AD)
pursuant to Section (4) of Organization Registration Act, 2034 BS
(1977 AD).

Signature of Local Authority: Sd.
Full Name, Surname: Kashi Nath Marasini
Designation: Chief District Officer
Office: District Administration Office, Mustang

Certified Replica
Sd.
2068/05/25 BS
(11/09/2011 AD)
Section Officer

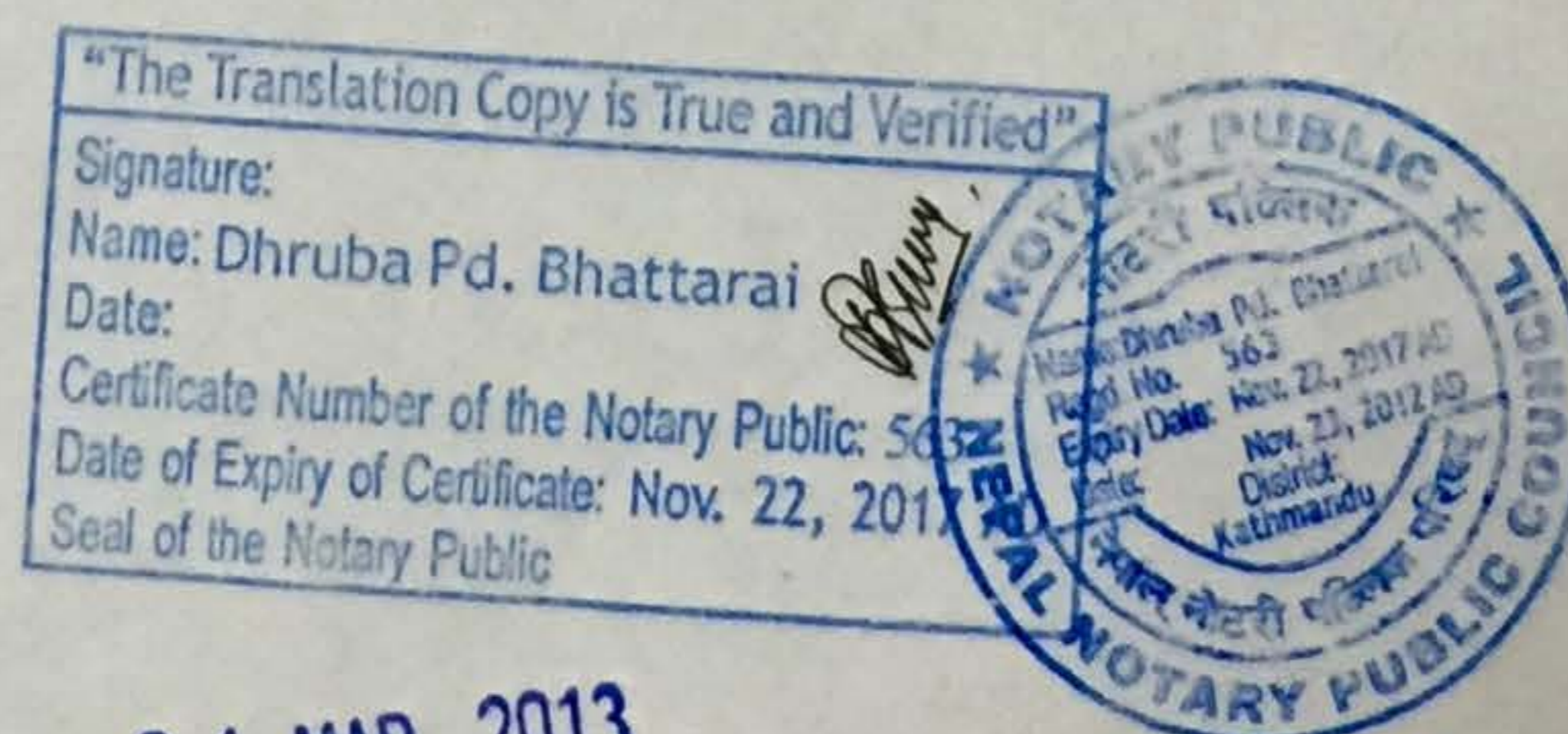
"The Translation Copy is True and Verified"
Signature: 
Name: Dhruba Pd. Bhattarai
Date:
Certificate Number of the Notary Public: 563
Date of Expiry of Certificate: Nov. 22, 2017 AD
Seal of the Notary Public



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Tukche Village: an Introduction

Tukche is a mythological, religious, cultural and place where the people from different sectors and castes dwell. The villages like Chipang and Chokhopani lie in this Village Development Committee. Three schools in total are in operation here including Yogendra Secondary School constructed in 2007 AD (1950), a primary School in Chipang and a primary school in Chokhopani. There is Tak Library in Tukche VDC which is the oldest in the district. The house in Tukche village, where a Japanese monk (Ikai Kawaguchi), before 100 years, came via Tibet and settled in the house of Late Shu. Harka Man Sherchan for a month, is in our protection. Tukche Village is emblazoned with Dhaulagiri-Tukche Peak in the west, Neelgiri Mountain in the east whereas The Kali Gandaki River in the east and the Thapa River in the east of village flow. The major agricultural productions of Tukche are barley, buckwheat, maize on farming and on vegetables cabbage, potato, cauliflower, carrot, tomato are best producing crops and the rest 90% of the land is covered with apple and grapes orchard. The village is embellished with Tukche Gumba, Mahakali Gumba, Ghompa Samba, Quper Gumba. Among them, in Quper Gumba, there is a dance show of Guru Padma Sambhav or (Dhegep) fair in the month of November December according to according to lunar calendar. For the foreign guests, there are various mountains like Dhaulagiri, Tukche Peak, for mountaineering and French Pass, Dhampus Peak, Hidden Valley for rock climbing. Many tourists visit this place. Tukche Village looks like Yoyama of Japan and Towa village of Prefecture due to buckwheat of mountainous region. The people of Tukche village are courageous, industrious and laborious. We find that the district moving forward in term of development.



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Padma Sambhava Charity Foundation

Ad-hoc Committee
Tukche, Mustang
2062 (2006)

Certified Replica
Sd.
2068/05/25 BS
(11/09/2011 AD)
Section Officer

Constitution

Office Bearers

President	-	Mr. Mangal Dhoj Tulachan
Vice President	-	Mr. Indra Bahadur Tulachan
Treasurer	-	Mr. Samar Bahadur Thakali
Secretary	-	Mr. Shakti Gauchan
Joint Secretary	-	Mr. Bishnu Thakali
Member	-	Miss Sunita Sherpa
Member	-	Mr. Prem Thakali
Member	-	Miss Bimala Tulachan

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Preamble:

Whereas, it is expedient to conserve ancient practice of the entire Buddhists of this region and the origin of the oldest Thakali tribe of this Mustang district and for educating the knowledge of the religion and culture to the future generation; having these virtuous objectives, now, therefore, this constitution named Padma Sambhava Charity Foundation has been framed.

Chapter - 1 Preliminary


1. **Name, Expansion and Commencement:**

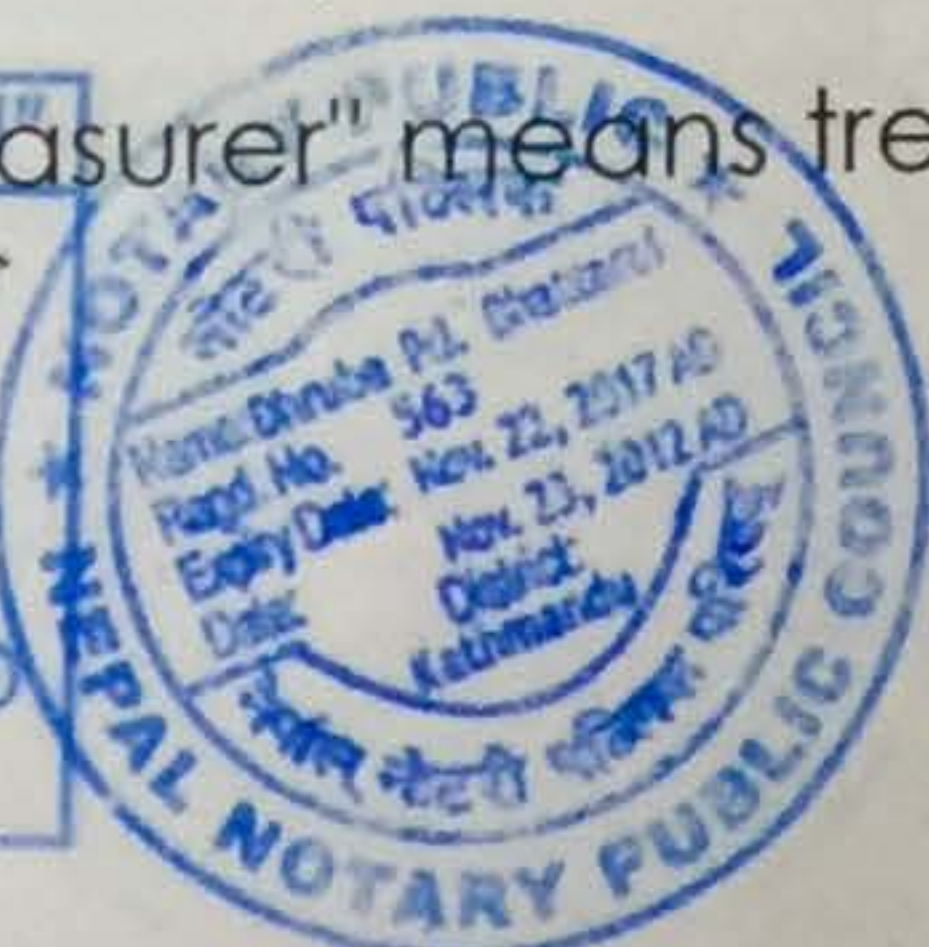
- (a) The name of this organization shall be called as **ཨཀབ\ད ;+e j Rof1/6L kmfp08] zgÆ**
- (b) It shall come into force after getting approval from His Majesty's Government.
- (c) In English, it shall be called as **PADMA SAMBHAVA CHARITY FOUNDATION**

2. **Definitions:**

Unless the subject or context otherwise stated, in this constitution,

- (a) "Constitution" means constitution of Padma Sambhava Charity Foundation - 2062 (2006)
- (b) "General Meeting" means the general meeting formed pursuant to this constitution.
- (c) "Office Bearers" means present, vice president, secretary and treasurer of the executive committee.
- (d) "Executive Committee" means the executive committee having formed pursuant to this constitution.
- (e) "President" means president of foundation.
- (f) "Vice President" means vice president of foundation.
- (g) "Secretary" means secretary of foundation.
- (h) "Treasurer" means treasurer of foundation.

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- (i) "Member" means all the members of foundation.
- (k) "Local Authority" Chief District Office of District Administration Office.
- (l) "Rule" means rule having framed under this constitution.

3. **Autonomous Organization:**

This organization shall be a perpetual successor, organized, autonomous. The foundation shall may sue and complain in its name and it may be sued and complained in the same name as a person. The foundation may get the moveable and immovable properties and use and hire and purchase, invest and to give and take loan as a person.

4. **Seal and Logo:**

5. **Office of Jurisdiction of the Organization:**

(a) **Address of Office of the Organization:**

The office of this organization shall be situated at Mustang district, Tukche Village Development Committee Ward No. 01

(b) **Jurisdiction of the Organization:**

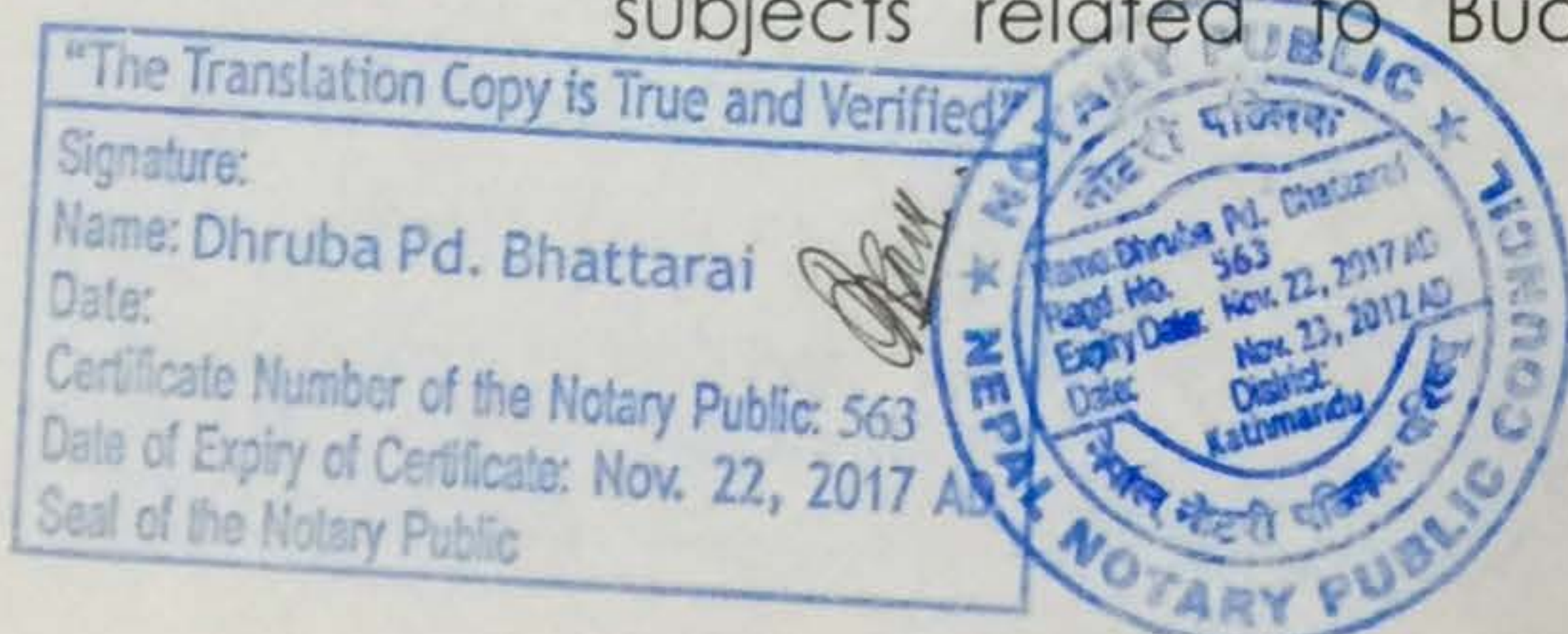
The jurisdiction of this organization shall be within Tukche Village Development Committee.

Chapter - 2

6. **Objectives:**

To preserve the Buddhism and help the religion and culture of Buddhists they are practicing from the ages old and educate the future generation about it by preserving and promoting it.

The appropriate education to the students of Buddhist religion in the subjects related to Buddhist Religion, education, culture shall be



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provided. The health service shall also be provided considering the welfare of the patients. The service to the guests from the other districts and the aged people shall be provided. The resting place, food and shelter shall be managed for handicapped, blinds and disables.

7. **Membership:**

The Nepalese Citizen who has attained the age of 18 years having feeling to do work towards objectives of the organization.

Type of membership of this organization shall be as follows.

- (a) General Member
- (b) Honorary Member
- (c) Life Member
- (d) Founder Member

Office bearers and members of Ad-hoc committee at the time of registration of the organization.

8. **Circumstances one may not resume the membership of the organization:**


The membership of the organization shall cease to continue in the following circumstances:

- (a) Not having mentally sound and lunatic.
- (b) In the event of having been punished for any criminal Charge involving moral turpitude.
- (c) Having been held to have misappropriated public property.

9. **Termination of membership:**

The membership of the organization shall cease to continue in the following circumstances:

- (a) If resignation tendered by the member on his desire is accepted.
- (b) If he/she dies.

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- (c) If he/she is absent in the meeting of executive committee in three times without information.
- (d) If general membership has not renewed within one year.

Chapter -3

Formation of General Meeting and Executive Committee

10. Formation of General Meeting:

There shall be one general meeting of this Padma Sambhava Charity Foundation and all members may participate in this meeting. The general meeting shall be held in each year. The general meeting of the company shall be chaired by the president of the organization. The notice of general meeting should send to the all the members prior to 15 days of general meeting.

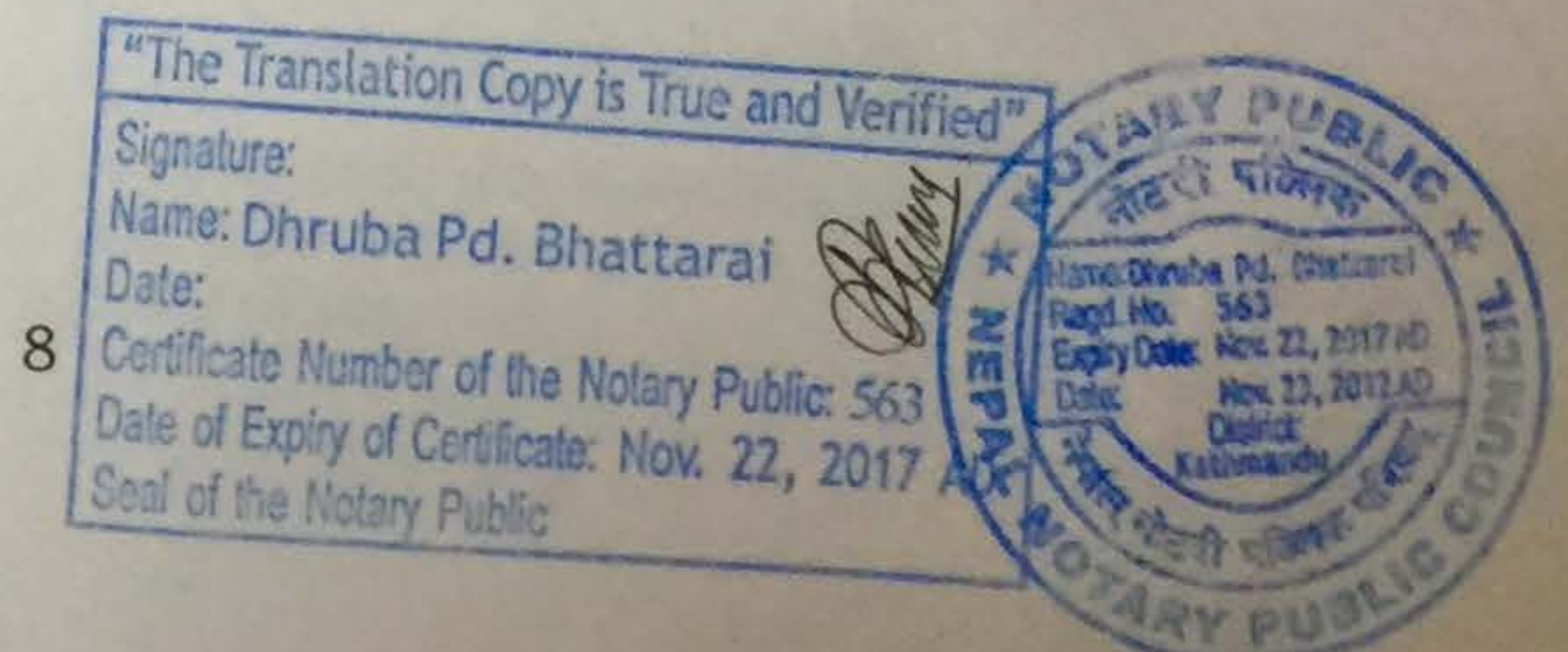
11. Executive Committee

1. The executive committee for performing the daily administration shall be elected by and from among the members of the general meetings, as follows:
 - (a) Elected from general meeting with majority - President -1
 - (b) Elected from general meeting with majority - Vice President -1
 - (c) Elected from general meeting with majority - Secretary -1
 - (d) Elected from general meeting with majority - Members - 6
 - (e) The president shall nominate the Treasure -1 and Joint Secretary -1 among elected members with majority of general meeting.
2. The tenure of the members of executive committee shall be of 3 (three) years.

12. Ad-hoc Committee:

1. The executive committee having existence at the time of registration of this foundation shall work as the ad-hoc committee.

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2. The ad-hoc committee shall form the executive committee within six months.
3. All the works furnished by Ad-hoc committee shall be deemed pursuant to this constitution.

13. **Meeting of Executive Committee:**

Generally, meeting of the executive committee shall be held once in each month. Provided that, there should not be any difficulty to hold meeting at any time as per necessity.

14. **Notice of Meeting of Board of Director:**

The secretary shall have to send the notice of the meeting along with agendas to be discussed to all the members prior to seven days of the meeting.

15. **Notice of Meeting of Board of Director:**

- (a) General Meeting: Function of General Meeting cannot be proceeded without presence of seventy five percent of total number of general members. Provided that there shall be no problem to proceed the meeting with an attendance of fifty one percent of total number of members in a General Meeting convened again under of the constitution.
- (b) Executive Committee: The majority presence of the executive committee shall be considered as quorum of the meeting.

Chapter - 4
Functions, Duties and Powers

16. **General Meeting:**

- (a) To approve the annual program and budge
- (b) To appoint the auditor



- (c) To give necessary direction to the Working Committee by making evaluation of the annual progress report or performance of the organization.
- (d) To amend the constitution.
- (e) To carry out the election of executive committee.
- (f) To instruct necessary policy for the fulfilment of objective of the organization.
- (g) To approve regulation of organization.

17. Executive Committee:

- (a) To work as per the policy and instruction of general meeting.
- (b) To prepare annual budget and estimate the budget for the coming fiscal year and present to the general meeting.
- (c) To executive the decision of the general meeting following the provision of the constitution.
- (d) To apply programme in favour of organization, and to maximum utilize its available resources to obtain its objectives.
- (e) To form the advisory board and sub committee as per necessity for the fulfilment of the objective of the organization.
- (f) To do and cause to do necessary work for the fulfilment of the objective of the organization.

18. President:

- (a) To bear the responsibility for operation of organization.
- (b) To chair the session of the executive committee and general meeting.
- (c) To grant deciding vote.
- (d) To do and cause to do necessary work for the fulfilment of the objective of the organization.
- (e) To affix the signature in financial transaction and bank account.

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19. **Vice President:**

- (a) To carry out all the activities in the absence of the president.
- (b) To do and cause to do necessary work for the fulfilment of the objective of the organization.

20. **Secretary :**

- (a) To call the meeting of executive committee and general meeting in instruction of president.
- (b) To contact the various person, organization, institution and office; to correspond the necessary letters.
- (c) To write the decision of meeting and to send the notice to the members.
- (d) To manage the security of moveable and immovable property of the organization.
- (e) To do and cause to do all the works for the operation of program of the organization.

21. **Treasurer :**

- (a) To supervise and operate the treasury of organization.
- (b) To submit annual program and budget at the General Meeting.
- (c) To maintain an up to date account.
- (d) To make annual audit regularly.
- (e) To take responsibility of account of the organization.

22. **Member:**

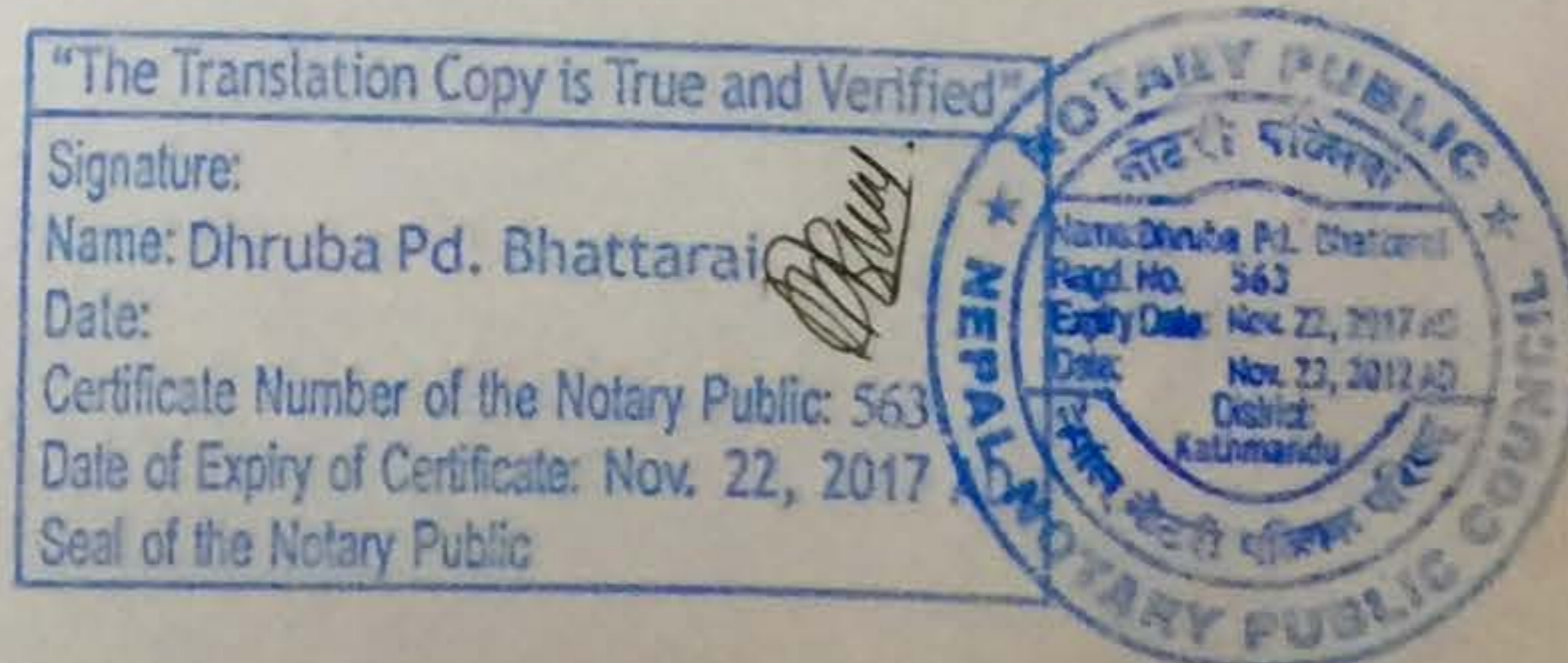
- (a) To carry out other works actively in favour of the organization.

Chapter - 5
Financial Provisions

23. **Financial Source:**

1. The organization shall maintain separate funds where all receipts are recorded as follows:

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- (a) Amount of admission fee of members and membership fee.
- (b) Amount of voluntary grant or aid from various governmental and nongovernmental organization.
- (c) Amount obtained from sale of fixed or movable assets of organization and other goods.

24. Operation of Bank Account:

The organization shall open bank account in any commercial bank. The accounts of the organization shall be operated by joint signature of chairperson and treasurer.

25. Accounts and Auditing of the Organization:

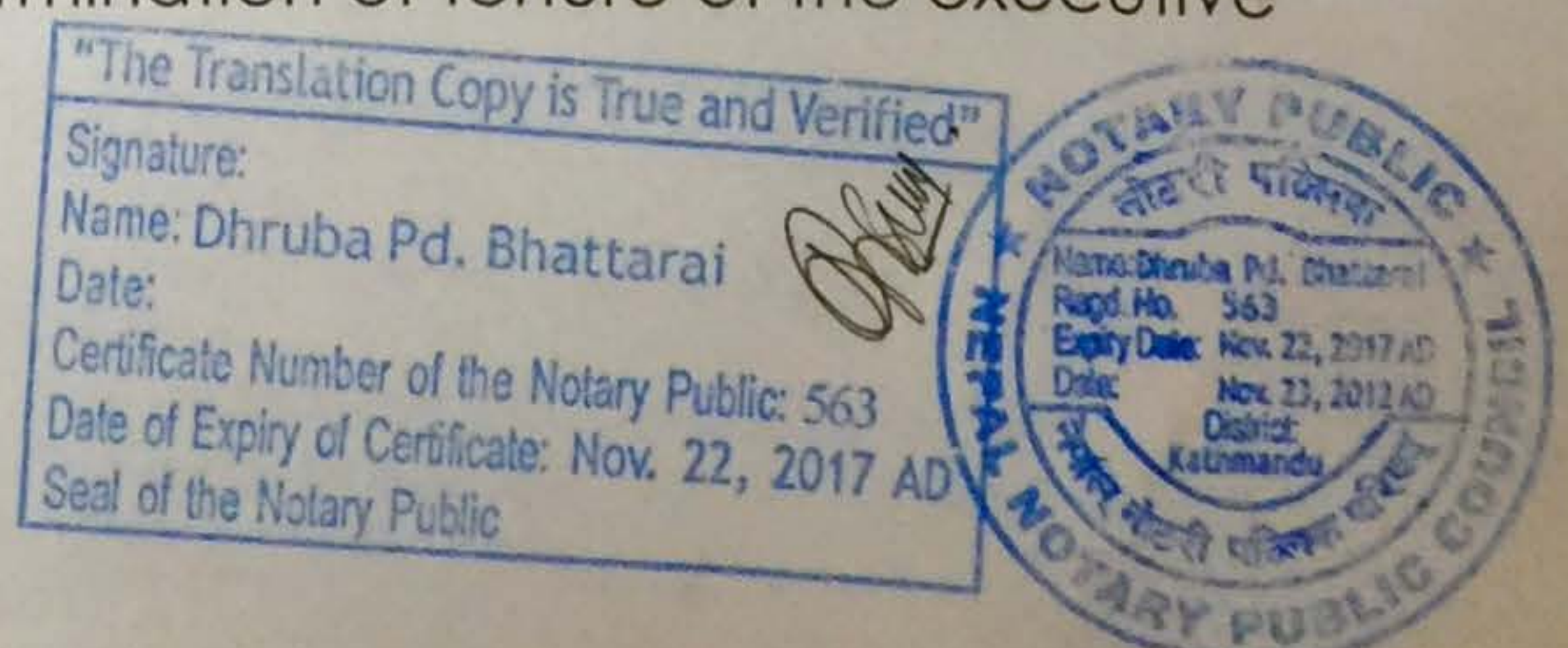
- (1) The Income and expenditure account of the organization shall be kept in accordance with prevalent laws with clear manner.
- (2) The books of accounts of the organization shall be audited by registered auditor in accordance with prevalent laws.
- (3) The account of the organization may examine if Government of Nepal or Local Authority themselves or their subordinate staff desires at any time.
- (4) The auditor shall be appointed by the General meeting. Provided that in case it is required to appoint an auditor before the first General meeting, this may be done by the executive committee.

**CHAPTER-6
ELECTION**

26. The Provisions Relating to Election:

- (a) The executive committee shall nominate one election officer for election of designators and members of executive committee prior to 3 months of before termination of tenure of the executive committee.

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(b) The place, date, time and election procedure for election shall be as prescribed by the election officer.

27. Candidate:

All general members and life members except honorary members of the organization may be the candidate in the election of executive committee.

28. Vote of No-confidence:

The no - confidence motion may be submitted in the extra ordinary general meeting with the acceptance of one third members of the total general member of the organization. The no confidence motion shall be discussed in the extra ordinary general meeting only. If a majority of two-thirds having presence in the general meeting in presence approves, the no-confidence motion shall be deemed to have been passed and election of new executive committee shall be done. Provided that, if no-confidence motion is approved against one or some executive committee officials, such officials shall only be terminated. The alleged official or member shall be given full opportunity to defend himself/herself.

**Chapter - १
Miscellaneous**

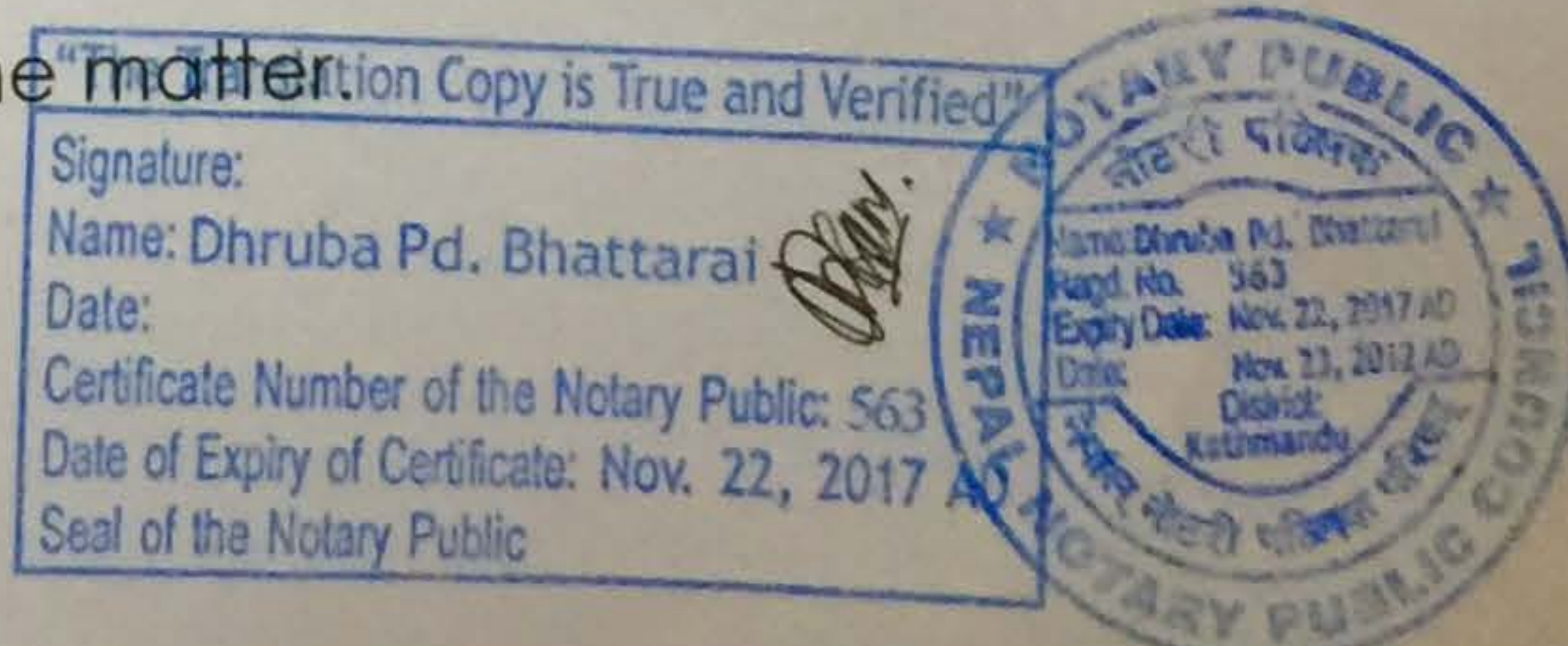
29. Arrangements for Staff:

The estimation of the staff, salary, allowance and other facilities and the term and condition of the staff shall be prescribed to administer day to day work and conduct plan and program.

30. Power to Make Rules:

The executive committee, in course of accomplishment of its affairs, may enact necessary Rules and By-rules. The said Rules and By-rules shall come into force after approval of the general meeting; and the Local Authority should be informed the matter.

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31. Amendment of the Constitution:

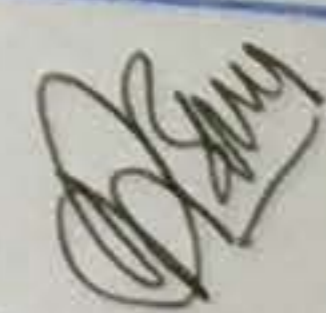
A resolution presented shall be considered as passed by the general meeting if two third majorities of all members are voting in favour, Provided that such amendment shall come into force only after receipt of the approval of the concerned local authority.

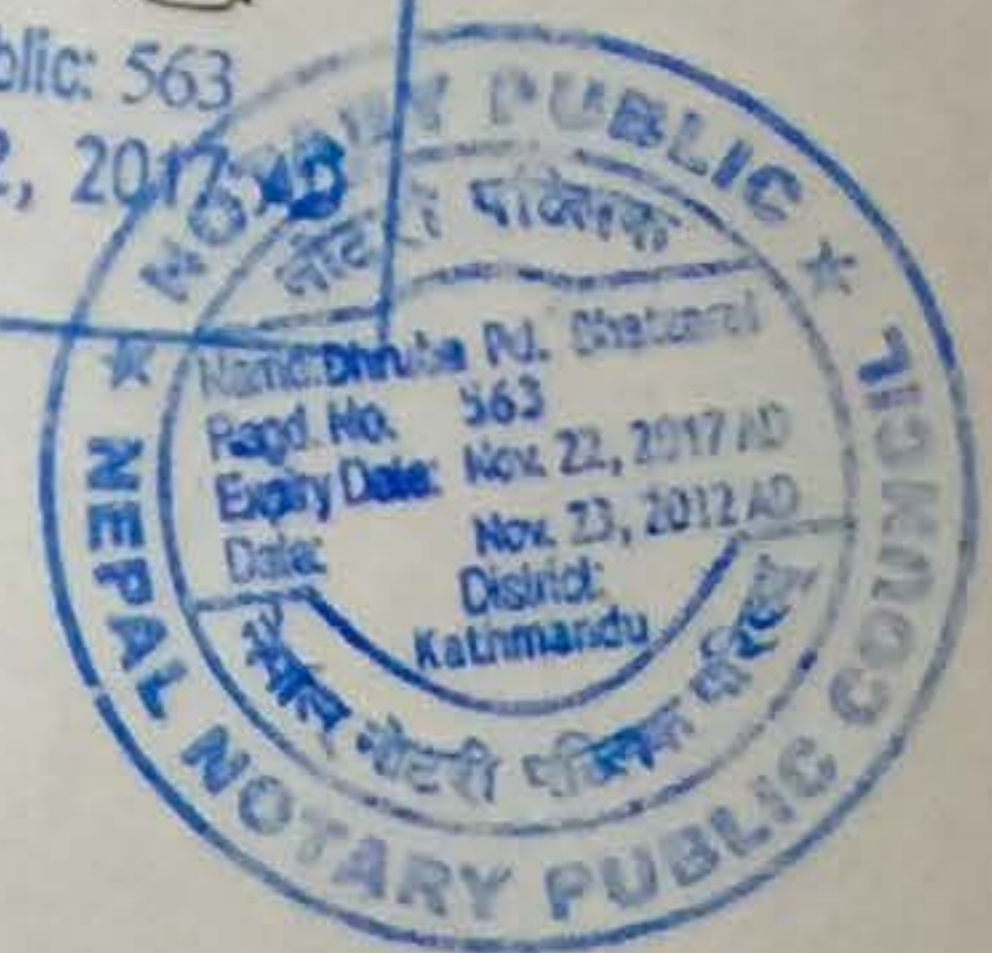
32. Shall be done according to Act :

Any matters not contained in this constitution shall be governed by the prevailing law, and if any matter contained herein is inconsistent with the Organization Registration Act, Rules and the prevailing law, such matter shall, *ipso facto*, be ineffective to the extent of such inconsistency.

33. Dissolution:

If the organization could not be operated pursuant to this constitution or other cause, the organization may be dissolved, in such conditions all the assets of the organization shall *ipso facto* be of Government of Nepal.

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