

CURRICULUM VITAE

Name : KESHAV PRASAD POKHAREL
Date of Birth : 23 August 1949
Current Address : Himali Marg 128/30, Koteshwor,
Kathmandu-32
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Nationality : Nepali

Nepal Engineering Council

Registration No : 4404 Civil "A" Category

Languages Known : Nepali (Mother tongue)
English (Reading, Writing fluent)
Hindi (Reading, Writing fluent)

Awards : Mahendra Vidya Bhushan (Academic) , 2029

Education::

	Degree obtained	Institution/Country	Year
1.	M. Sc. (Sustainable Development) Specialization/Thesis: Environmental Audit of Road Projects	Sikkim Manipal University of Health, Medical and Technological Sciences, India	2009
2.	Master in Public Administration (MPA)	Tribhuvan University (TU) Nepal	1998
3.	B.E. (Civil)	Mysore University India	1972

Major Training, Seminar and Study Tours:

- FIDIC Training for Building and Engineering Works Designed by the Employer (Red Book), conducted by DRC Nepal on 27-28 November 2022 in Kathmandu, Nepal
- Webinar on " a close look at the IBA Guidelines for Drafting International Arbitration Clauses" organized by International Bar Association on 5 June 2020.
- Workshop on " Role of Arbitrators in Fostering Efficient Settlement of Disputes" jointly organized by NEPCA and SAARCO in Lalitpur, Nepal on 26 June 2018
- Seminar on Importance of SAARCO as Regional Arbitration Centre for Development of trade and Investment and The Context of Arbitration in Nepal organized on August 15, 2016 in Kathmandu, Nepal by NEPCA, SARC Arbitration Council, Pakistan and FNCCI
- Training on "Enhancing Technical Audit Capacity" organized by National Vigilance Centre (NVC) on 19 December 2014, Kathmandu



- "Introduction to Dispute Settlement-Basics of Claims/ Adjudication/ Arbitration " a one day seminar organized by NEPCA on December 18, 2014 at NEPCA Office, Lalitpur
- International Symposium on "Transport and Economic Development: Issues, Challenges and Opportunities in Developing Countries" organized on 18 September 2014 in Kathmandu by Society of Transport Engineers, Nepal, Ministry of Physical Infrastructures and Transport, Nepal and Eastern Asia Society for Transportation Study, Japan
- One day Seminar on " The FIDIC MBD and Dispute Boards and their Successful Use in International Construction Contracts" organized by Dispute Resolution Board Foundation, on 5th November 2011 in Kathmandu
- Seminar on "International Arbitration on Construction Disputes" Organized by NEPCA on 18th February 2011 at Kathmandu. The topics covered in the seminar were (a) ICC Arbitration-Procedures and some lessons (b) Drafting International Arbitration clauses.
- Training on "Management of Land Acquisition, Resettlement, Rehabilitation and Environmental Management for Engineers, Social and Environmental Executives" organized by Geo-environmental and Social Unit, Department of Roads, Continuing Education Division, Institute of Engineering, Tribhuvan University and BRAC University, Bangladesh, 12-16 December 2010, Kathmandu, Nepal
- One day Seminar on "Construction Dispute, Arbitration, and Contract Interpretation" organized by Nepal Council of Arbitration (NEPCA) on 10 September 2010 at Kathmandu.
- Senior Executive Development Programme (SEDP), August 2004 - April 2005 (Four Modules each of 9 days approximately) conducted by Nepal Administrative Staff College.
- Contract Management Training (Consultancy Services), 13-17 February, 2006, conducted by TITI and organized by national Vigilance Centre.
- Technical Audit Training, 21 February - 11 March 2005, conducted by TITI and organized by National Vigilance Center.
- Study tour of Tibet to study the possibility of developing cross boarder road between Nepal and China in October 2003.
- International Seminar on "Sustainable Slope Risk Management for Roads" jointly organized by Department of Roads and Permanent International Association for Road Congress (PIARC) at Kathmandu Nepal, March 25-28, 2003
- Study tour of South Africa and Tanzania for assessing the effectiveness of toll road in developing countries 5 April-21 April, 2003
- Seminar on Institutional Component and the comparative study on the planning process of road development in Nepal and Bangladesh, Sept 29-Oct 4, 2002 Dhaka Bangladesh.
- Seminar on Bridge Management, 16-20 April 2002, London.
- Executive Road Infrastructure Management Seminar, 19-24 August 2001, Stockholm, Sweden.
- Training on HDM- 9-21 April 2001, New Delhi, India.
- Seminar on dispute resolution; "Towards Project Without Disputes" by BUMP/Department of Roads, 23-24 Sept 2000, Kathmandu.

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- Seminar on Roads by Road Authority of Asia and Australia 18-20 April 2002, Kuala Lumpur Malaysia.
- Study tour of Bangladesh and Indonesia (Aug 27-Sept 6, 2000) to study the institutional arrangement for road development and also the role of autonomous organization (Road Board, Road Agency) in developing countries.
- Tenth Session of committee on Transport and Communication (ESCAP –Economic and Social Commission for Asia and Pacific, Committee), 1-4 December, 1997, Bangkok, Thailand
- International Seminar on Private Sector Participation in Highway Development by Indian Road Congress, New Delhi, 28-29 September, 1995.
- Training on Organization and Management of Road Maintenance, 16 August -16 September 1994, Stockholm, Sweden.
- Workshop on Benefit Monitoring and Evaluation jointly organized by ADB and the Ministry of Finance, Kathmandu, 21-24 November, 1993.
- Highway and Bridge Training, 14th January to 14th February 1991, New Delhi, India.
- Project Analysis and Management, 5 March - 10 April, 1990, Nepal Administrative Staff College, Kathmandu.
- Water Resources Training, 1-24 July 1981, Ministry of Water Resources, Kathmandu.

Membership of Professional Organizations:

- Life Member, Nepal Engineer's Association.
- Life Member, Nepal Council of Arbitration.
- Life Member, Public Administration Association Nepal.
- Life Member and Founder President, Society of Technical Auditors, Nepal
- Life Member and Founder Member, Society of Transport Engineers, Nepal

Work Experience

(a) Experience in Adjudication/ Dispute Board

17 February 2022 to 19 May 2023

Employer: Nepal Council of Arbitration (NEPCA)

Position: Adjudicator

Venue: NEPCA Office

Case: Dispute between Department of Urban Development and Building Construction, Federa Project Implementation Unit, Division Office, Dhangadhi, Kailali and Ashis/ Adventure/ Budi ganga JV, on contract No: DUDBC/Kailali/Work/NCB/07/068/069 " Construction of PHC Building of Udasipur, Kailali

Work Performed: analyzed claims and responses, conducted hearings, and award given

09 August 2020 to date

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Employer: Nepal Council of Arbitration (NEPCA)

Position: Adjudicator

Venue: NEPCA Office

Case: Dispute between Road Division Office, Birendranagar, Surkhet and Kumar Shrestha Rajendra JV, Mahendranagar on contract No: 58/067/68 "construction of RCC bridge over Rakam Karnali river" along Surkhet-Dailekh-Achham road, Dailekh

Work Position: ongoing

24 March 2019 to 12 December 2019

Employer: Nepal Council of Arbitration (NEPCA)

Position: Adjudicator

Venue: NEPCA Office

Case: Dispute between District Election Office, Sarlahi and Nandu/Akas JV, Malangala Sarlahi on the contract of Construction of Office Building of District Election Office at Malangawa

Work performed: analyzed claims and responses, conducted hearings, and award given

18 October 2017 to 17 September 2018

Employer: Tundi Construction and DOR, ADB Directorate

Position: Adjudicator

Venue: NEPCA Office

Case: Dispute on contract No: STEP/NCB/HO 02-Construction/ Improvement of Harkapur-Okhaldhunga Road

Work performed: analyzed claims and responses, conducted hearings, and award given

21 February 2016 to 30 January 2017

Employer: Lama-Sharma JV and DOR, ADB Directorate

Position: Adjudicator

Venue: NEPCA Office

Case: Dispute on following five contracts for Construction/ Improvement of Okhaldunga- Salleri road:

Contract No: STEP/NCB/OS/01: Km. 0+000 to Km. 10+000

Contract No: STEP/NCB/OS/02: Km. 10+000 to Km. 22+000

Contract No: STEP/NCB/OS/03: Km. 22+000 to Km. 34+000

Contract No: STEP/NCB/OS/04: Km. 34+000 to Km. 46+000

Works performed: analyzed claims and responses, conducted hearings, and award given

27 March 2015 to 5 November 2016

Employer: Nepal Council of Arbitration

Position: Adjudicator

Venue: NEPCA Office



Case: Dispute on Road Construction contract No: 5/068/69 between Sap/ Om Sai/ Bandan Bhagawati JV and Division Road Office, Dang

Works performed: analyzed claims and responses, conducted hearings, and award given

23 February to 15 July 2013

Employer: Nepal Council of Arbitration

Position: Adjudicator

Venue: NEPCA Office

Case: Dispute No 2 on Road Construction/ Improvement Contract No: 2 of Chainpur- Khandbari Road (CK-02) between MG Contractors and Department of Roads, Project Directorate (ADB)

Works performed: analyzed claims and responses, conducted hearings, and award given

April 2011 to May 2012

Position: Chairman, Dispute Board (three member dispute board)

Venue: I.C. Sharma's Office, Kamaladi

Case: Disputes on Road Construction/Improvement contract RCSP/ICB/GTS-02, Galchhi-Trishuli-Syaprubesi Road between Department of Roads, Project Directorate (ADB) and Hunan-Lama JV

Works performed: analyzed claims and responses, conducted hearings, and award given

(b) Experience as Arbitrator

22 August 2023 to date

Employer: Shyamsundar-Motidan JV

Position: Arbitrator

Venue: NEPCA Office

Case: Dispute on "Construction of Nine School Building Complexes at Ramechhap District, Contract ID: GOI/CLPIU(E)/2076/77 between Central Project Implementation Unit, Gyaneswar, Kathmandu and Shyamsundar-Motidan JV

Work Position: ongoing

04 August 2022 to date

Employer: Elite Construction Company, Sukedhara, Kathmandu

Position: Arbitrator

Venue: Legal Research and Development Forum, anamnagar, Kathmandu

Case: Dispute on " Construction of prestressed Concrete Bridge over Tinau River along Manigram –Motipur Road, Rupendihi between department of Roads, Rod Division, Butwal and Elite Construction Company, Sukedhara, Kathmandu

Work Position: ongoing



31 March 2022 to date

Position: Third/Presiding Arbitrator

Venue: NEPCA Office

Case: Dispute on "Construction of Kavre Valley Integrated Water Supply Project" Contract No: STIUWP/KVIWSP/ICB-01 between Kavre Valley Integrated Water Supply Project, Banepa Nepal and Ningbo Ningshing International Inc..

Work Position: ongoing

22 February 2022 to 02 December 2022

Position: Chief Arbitrator

Venue: DRCN Dhumbarahi

Case: Dispute Between Department of Roads and Adventure Construction Company on Contract ID: DROBTL/3371574/072-73/106 "Construction of Bridge over Kerunge Khola along road connecting Ward No: 4 and 5 of Kawasoti Municipality" ,

Work performed: analyzed claims and responses, conducted hearings, and award given

15 July 2021 to 05 May 2023

Position: Arbitrator

Employer: ZIEC- Sharma-Lama Joint Venture

Venue: DRCN, Dhumbarahi, Kathmandu

Case: Dispute between Department of Roads (DoR) and ZIEC- Sharma-Lama Joint Venture, Maharajgunj, Kathmandu on contract No: DCGKSHP/337125/072/073-01, Improvement of Birendrachowk-Bhiman Section

Issue: Deduction of Quality Testing for Sub Grade

Work Performed: parties gone to amicable settlement, arbitration process closed.

29 September 2020 to 27 September 2021

Position: Chief Arbitrator

Venue: NEPCA Office

Case: Dispute between Central Level Project Implementation Unit (CLPIU) Earthquake Emergency Assistance Project, Jwagal, Lalitpur and Tamang- Kumar JV, Sitapaila Kathmandu on contract No: MoFALD/CLPIU/EEAP/Works/NCB-22/2073-74 "Reconstruction and Rehabilitation of Bhirkot-Sahare-Hawa road Km. 0+000 to Km.14+700, district Dolakha

Works performed: analyzed claims and responses, conducted hearings, and award given

4 September 2020 to date

Employer: Department of Roads

Position: Arbitrator

Venue: NEPCA Office

Case: Dispute between Department of Roads, Division Road Office, Damauli Tanahun and Mahalaxmi/Ashish/Specific /Machhapuchhre/Uttam JV Sokedhara, Kathmandu, on contract No: 29/064/65 Construction of Bridge over Marsyangdi river, Bhote Odar, Lamjung



Work Position: ongoing

22 September 2019 to 29 November 2020

Employer: District Coordination Committee, Myagdi (by the decision of High Court, Pokhara)

Position: Arbitrator

Venue: DRCN, Kathmandu

Case: Dispute Between District Coordination Committee on contract No: DRILP-AF/Myagdi/BRP/NCB 02 (R), Rehabilitation and Upgrading of Beni- Toripani Road

Works performed: analyzed claims and responses, conducted hearings, and award given

19 June 2019 to 14 February 2020

Employer: Department of Roads

Position: Arbitrator

Venue: NEPCA Office

Case: Dispute Between Department of Roads and Lumbini Builders on contract No: 06-HRBP/066/067 Construction of Prestressed Concrete Bridge over Bagmati River at Ratauhat-Sarlahi boarder in Hulaki Rajmarga

Works performed: analyzed claims and responses, conducted hearings, and award given

25 April 2019 to 01 January 2021.

Employer: M/S Sapana/K.S. Nandegada JV

Position: Arbitrator

Venue: NEPCA Office

Case: Dispute between Division Road Office, Kanchanpur and the JV on contract No: DROMMNR/ 33715/071/072-079, Construction of Bridge along road, connecting Dhangadhi 6 and 7

Work Performed: analyzed claims and responses, conducted hearings, and award given

31 August 2015 to 15 July 2016

Employer: Amar-Surya JV

Position: Arbitrator

Venue: NEPCA Office

Case: Dispute between Pupalal (Midhill) Highway and Amar-Surya JV on Daram Khola Bridge Construction, Contract No: MHWH/WS/Bridge-01/2067/68

Works performed: analyzed claims and responses, conducted hearings, and award given

26 August 2015 to 12 July 2016

Position: Chief Arbitrator

Venue: NEPCA Office

Case: Dispute on Local Development Ministry Building Construction Contract No: 07/064/65 between Shyam Sunder/ Chakreswari Nirman Sewa and Singhadarbar Reconstruction Project



Works performed: analyzed claims and responses, conducted hearings, and given award

24 February 2010 to July 2010

Employer: Roads Board, Nepal

Position: Arbitrator

Venue: NEPCA Office

Case: Dispute between Roads Board, Nepal and Danfe Construction Company on the contract of Toll Collection in Narayanghat-Butwal Road II Phase (period 2065-6-1 to 3066-4-2)

Works Performed: analyzed claims and responses, conducted hearings, and award given

11 July 2009 to January 2010

Employer: Roads Board, Nepal

Position: Arbitrator

Venue: NEPCA Office

Case: Dispute between Roads Board, Nepal and Danfe Construction Company on the contract of Toll Collection in Narayanghat-Butwal Road I Phase (period 2065-3-1 to 3065-5-30)

Works Performed: analyzed claims and responses, conducted hearings, and award given

(c) Experience in writing response to claims and pleading on behalf of Respondent during Arbitration

October 1998 to February 2004

Employer: Department of Roads, Planning and Design Branch

Position: Deputy Director General

Case: Disputes on Bridge Construction contracts of Biratnagar-Rangeli Road under BUMP (Bridge Upgrading and Maintenance Project) with contractors:

- Lama Construction Company (2 sets of claims) and
- Tundi Construction Company (2 sets of claims)

Works Performed:

- Prepared and submitted response to claims on behalf of DOR
- Pleaded on DOR behalf during the hearing by Arbitration Tribunal

(d) Other Professional Experience:

25 February 2019 to 15 July 2019

Employer: National Vigilance Centre

Position: Technical Auditor

Works Per: Tecformed: Technical Audit of (a) Bhurigau-Gulariya-Murtiya Road and (b) Aurahi Bridge, Dhanusha

May 2016 to 15 July 2016

Employer: National Vigilance Centre

Position: Technical Auditor

Works performed: Technical Audit of Danda River Bridge, Rupandehi



25 April 2015 to 16 July 2015

Employer: National Vigilance Centre
Position: Technical Auditor

Works performed: Technical Audit of i) Mawa-Haricha mod ii) Rani-Kanchanbari Road package: RSDPAF-W-TYPM-NCB-ER-Biratnagar 1C

16 May 2014 to 15 July 2014

Employer: National Vigilance Centre
Position: Technical Auditor

Works performed: Technical Audit of Surkhet-Jumla road Package RSDPAF-W-UP-ICB-KJ-6A and 6B (Ch. 126+440-141+000 and 141+000-154+660)

9 May 2014 to 15 July 2014

Employer: National Vigilance Centre
Position: Technical Auditor

Works performed: Integrated Technical Audit of Rato Khola Bridge: Janakpur-Bhramarpura Road, Dhanusha, on behalf of IDRS consultancy

9 April to 15 July 2013

Employer: National Vigilance Centre
Position: Technical Auditor

Works performed: Technical Audit of Mohana- Boradandi and Godavari- Phaltude Road, Kailali

28 January to 30 May 2013

Employer: National Vigilance Centre
Position: Technical Auditor

Works performed: Technical Audit of (a) Ilaka Prahari Karyalaya, Hirmunia, Banke (b) Ilaka Prahari Karyalaya, Rajapur, Bardia

19 April 2012 to 15 July 2012

Employer: National Vigilance Centre
Position: Technical Auditor

Works performed: Technical Audit of (a) DUDBC, Ghorahi, Dang and (b) CEOC, Bhawan Khalanga, Salyan

(c) Package RSDPAF-W-UP-ICB-GD-1A and (d) RSDPAF-W-UP- ICB-GD-1B of Gokuleswar-Darchula Road

2 May 2011 to 15 July 2011

Employer: National Vigilance Centre
Position: Technical Auditor

Works performed: Technical Audit of (a) Ilaka Prahari Karyalaya, Auhari, Dhanusha (b) Ilaka Prahari Karyalaya, Khajuri, Dhanusha

28 April 2011 to July 10 2011

Employer: Ministry of Physical Planning and Works
Position: Technical Auditor



Works performed: Technical Audit of Bhairahawa-Taulihawa Road

18 April 2011 to 15 July 2011

Employer: National Vigilance Centre

Position: Technical Auditor

Works performed: Technical Audit of Damauli Hospital Bhawan Nirwan, Damauli

13 April 2011 to 15 July 2011

Employer: Department of Roads, PMEU

Position: Technical Auditor

Works performed: Technical Audit of Dhalkebar-Janakpur Road for Department of Roads, PMEU

28 May 2010 to 16 July 2010

Employer: National Vigilance Centre

Position: Technical Auditor

Works performed: Technical Audit of (a) Mugling Bridge-Abukhaireni-Gorkha Road and (b) Butwal-Kothi Road

27 May 2010 to 16 July 2010

Employer: Department of Roads/PMEU

Position: Technical Auditor

Works performed: Technical Audit of Chandranigahapur-Gaur Road

May 2010 to July 2010

Employer: National Vigilance Centre

Position: Technical Auditor

Works Performed: Technical Audit of Auraiya-Rampurkhap-Bankul-Himalibas Road, Rautahat (b) Kabahigoth-Bariyarpur-13 Km. (MRM) Road, Bara and (c) Atma Ram Path, Parsa,

May 2009 to 15 July 2009

Employer: National Vigilance Centre

Position: Technical Auditor

Works performed: Technical audit of (a) Satbanjh-Tripurasundari-Jhulaghat road and (b) Satbanjh-Gokuleswar road

May 2009 to 15 July 2009

Employer: Department of roads/ PMEU

Position: Technical Auditor

Works performed: Technical Audit of ShahidMarga (Ghorahi-Nuwagaon-Tila-Ghartigaon-Musikot Road)

January 2009 to April 2009

Employer: Department of Roads, Bridge Unit

Position: Designer

Works performed: Design Review of Bagmati Bridge on KantiRajpath



May 2008 to 15 July 2008

Employer: Department of roads/PMEU
Position: Technical Auditor

Works performed: Technical Audit of Dadeldhura-Patan-Satbanjh Road (Km.12-37)

January 2005 to 23 August 2007

Employer: National Vigilance centre, Technical Audit Division
Position: Joint Secretary

Works performed: Technical Audit of infrastructure projects, preparation of guideline and manual for technical audit of road, building, irrigation, hydropower, electricity, water supply and rural road sector projects, training engineers on technical auditing, general administration and personnel administration.

February 2004 to January 2005

Employer: Ministry of Physical Planning and Works, Foreign Cooperation Division
Position: Joint Secretary

Works performed: Progress monitoring of foreign aided road projects, Arranging foreign assistance for selected projects, coordination with donor countries and donor agencies, promotion of construction industry, classification of contractors, initiated DPR preparation and prepared preliminary report through India Government team for upgrading of Hulaki road in Tarai region, TOR preparation for BOT project with special focus on Kathmandu-Tarai Fast Track

October 1998 to February 2004

Employer: Department of Roads, Planning and Design Branch
Position: Deputy Director General

Works performed: Design of bridges and roads, Planning, programming, budget allocation and progress monitoring of road projects, annual programme preparation, feasibility study, detail engineering survey, soil investigation and detail design of roads and bridges, road safety manpower planning and conducting various type of training related with required manpower, quality control of works, Supervision of central road laboratory, specification and norms development, dispute resolution, study on the possibility of developing cross boarder road between Nepal and China.

March 1995 to October 1998

Employer: Department of Roads Maintenance Branch
Position: Deputy Director General

Works performed: Coordination for planning, budgeting and implementation of road project run by GON funding, maintenance of roads all over the country

July 1994 to March 1995

Employer: Department of Roads, ADB project Directorate
Position: Senior Divisional Engineer

Works performed: Planning, programming and progress monitoring of ADB funded road projects

November 1991 to July 1994

Employer: Department of Roads, Planning Branch

Position: Senior Divisional Engineer

Works performed: preparation of annual and periodic programme of road projects, budget allocation, progress monitoring of road projects.

December 1989 to November 1991

Employer: Department of Roads, Lalitpur District Office
Position: Chief District Engineer

Works performed: Maintenance of roads in Lalitpur district

December 1987 to December 1989

Employer: Gandaki Zonal Office, Pokhara (DOR)
Position: Zonal Engineer

Works performed: Maintenance of roads in Gandaki Zone, construction Dumre-Besisahar road

October 1982 to December 1987

Employer: Department of Roads, Kohalpur-Mahakali Highway project
Position: Senior Divisional Engineer

Works performed: Design and construction of road, bridges, Design and construction supervision of cable ferry over Karnali river at Chisapani

November 1981 to October 1982

Employer: Department of Roads, Inspection Branch
Position: Senior Divisional Engineer

Works performed: Feasibility study and design of roads, construction supervision of three roads.

July 1980 to November 1981

Employer: Small Hydel Development Board

Position: Senior Divisional Engineer,

Works performed: Planning, programming and monitoring of small hydel projects.

October 1979 to July 1980

Employer: Department of Roads, Central Development Region
Position: Assistant Engineer

Works performed: Programming and progress monitoring of maintenance of roads within the region.

February 1977 to October 1979

Employer: Department of Roads, M.R.M. Malangawa Road
Position: Assistant Engineer

Works performed: Survey, design and construction of Road (24 Km.),

January 1977 to February 1977

Employer: Ministry of Works and Transport
Position: Assistant Engineer

Works performed: Design review of timber structures including bridge.

July 1976 to January 1977

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Employer: Public Works Office Bardiya

Position: Assistant Engineer

Works performed: Design and construction supervision of district level projects

October 1972 to July 1976

Employer: Department of Roads, Nepalgunj-Kohalpur-Surkhet Road

Position: Assistant Engineer

Works performed: Survey, design and construction of road, site selection and survey of three major bridges namely Bheri, Babai and Chhinchu.

I, certify that, to the best of my knowledge and belief, these data correctly describe me, my qualifications, and my experience. There is no any objectionable issue by law related to me for the assignment.

Signature: K. P. Pokharel

Date: 25 September 2023