

RESUME

Name: Rupak Rajbhandari
Gender: Male Nationality: Nepali
Email: Rupak_Rajbhandari@yahoo.com
Mobile: 977- 9841380463 Date of Birth: June 1965
Mailing Address: G. P .O. Box- 10578, Kathmandu. Nepal.

Academic Background:

M. Sc. (Construction Management), Loughborough University. England. UK
B. E. (Civil) Distinction
Professional Diploma in Public Procurement (The World Bank and ISM)
Diploma in Procurement and Supply (CIPS UK)
PRINCE2 (Foundation)

Institutional Membership:

Life Member, Nepal Council of Arbitration (NEPCA)
Fellow, the Institution of Engineers (India)
Professional Engineer, Nepal Engineering Council
Life Member, Nepal Engineers Association (NEA)

Listing:

Listed Arbitrator, High Court Patan

Trainings:

'Training of Using Rated Criteria in evaluation ' Organised by the World Bank, 10 August 2023.
'Training of Trainers in Public Procurement ' Organised by International Training Centre of the ILO (ITCILO), 4-8 July 2022 funded by the World Bank.
'Study Visit on Hybrid/ Modified Annuity Contracting Model ' Organised by the World Bank, 7-11 June 2022, Bengaluru, India.
'FIDIC Training, Module 3: Understanding Dispute Avoidance / Adjudication Boards ' Provided by FIDIC, 21-24 February 2022.
'FIDIC Training, Module 5: Understanding the FIDIC Conditions of Contract for EPC/ Turnkey Contract ' Provided by FIDIC, 2-5 February 2022.

'FIDIC Training, Module 1: Overview of FIDIC Conditions of Contract, Module 4: Management and Administration of FIDIC Contracts, and Module 2: Management of Claims and Resolution of Disputes' Provided by FIDIC, 22 June- 21 August 2021.

'Contract Law: From Trust to Promise to Contract' a course of study offered by HarvardX, Harvard University, May-June 2020.

"Procurement Training for Project Officials" Organized by the World Bank, Nepal Country Office, 31 January 2020, Kathmandu. Nepal.

"Training on Procurement of Works and Consultancy Services " organised by the International Training centre of the ILO , PPMO and Nepal Administrative Staff College , 2-13 December 2019, Lalitpur , Nepal.

"Dispute Settlement – Basics of Claims/ Adjudication/Arbitration" Organized by Nepal Council of Arbitration, 18 December 2014, Kathmandu, Nepal.

"Building Awareness on Key Aspects of Fraud and Corruption" Organized by the World Bank, Nepal Country Office, 1 October 2013. Kathmandu. Nepal.

"Training of Trainers on Procurement and Contract Management" by Nepal Administrative Staff College/ Public Procurement Monitoring Office , 19 August-11 September 2013, Kathmandu, Nepal.

"Advanced Course on Management and Development" organized by Nepal Administrative Staff College, 13 March- 29 April 2013, Kathmandu, Nepal.

"Drafting Dispute Resolution Clauses and Adjudication in Construction Contracts" Organized by Nepal Council of Arbitration, 28 February 2013, Kathmandu, Nepal.

"Public Private Partnership" Organized by DOR and Kathmandu University, 10-14 February 2013. Kathmandu. Nepal.

Professional Experiences:

September 2023 to Date: Freelance Public Procurement Trainer /Contract Management Expert/ Arbitrator

Conducted training sessions at Nepal Administrative Staff College, Lalitpur for government Officials, including undersecretaries, section officers and Account Officers. The training included topics such as Procurement of Works, Procurement of Consulting Services, Contract Management and Dispute Resolution. Worked as an expert on Training Need Assessment for Contract Management of Department of Roads, Nepal.

Working as an Arbitrator in the dispute of:

- Design and Build of Bishnumati bridge(Pappu –Roshan JV Vs Department of Roads)
- Construction of Dharan Chatara Road (Nagarjun Construction Company Vs. Road Division Biratnagar)

February 2022 to May 2023: Joint Secretary/ Superintending Engineer

Worked as a Joint Secretary of Ministry of Physical Infrastructure and Superintending Engineer of Federal Road Supervision and Monitoring Office, Surkhet.

Overall responsible for the Contract management and Procurement works of 8 Divisional Offices and 8 Road Projects. Leading the region and advising Division Chief/ Project Managers in Complex Procurement issue and Legal/ Contract related issues. Preparation of Respondent's document to the Supreme Court regarding the termination of Contract of Jyaksi bridge at Surkhet Jumla Road. Coordination for the responses of the Arbitration of 4 cases of Surkhet Division and Chaurjahari Division.

April 2009 to January 2022:

Senior Divisional Engineer / Project Coordinator/Project Manager/ Deputy Project Director/ Project Director

Department of Roads.

Worked at Division / Projects and Central level offices at Kathmandu, Lalitpur, Doti, Hetauda and Rauthat in government funded/ Donor funded Projects and carried out following works:

Procurement of works (National and International) and Procurement of Consulting Service for National Highways funded by Govt. of Nepal, Asian Development Bank, World Bank , and JICA.

Contract Management of International Contractor of Narayanghat Butwal Road, Butwal Lumbini Taulihawa , Narayanghat Mugling Road, Nagdhunga Tunnel Construction, Chandranigahpur Gaur Road , Mugling Pokhara using FIDIC Conditions of Contract and various National Contractors using standard conditions of contract. Familiar with different versions of FIDIC and ICE conditions of contract as well as PPMO conditions of Contract.

Contract management and construction supervision of various Construction contracts of roads, bridges and tunnel.

Worked and collaborated with various Multilateral and Bilateral Partners such as World Bank, Japan International Cooperation Agency, Kuwait Fund for Arab Economic Development, EXIM Bank of India, Chinese Government and WWF for the development of transport sector.

Prepared the responses on the International contractor's claim on the road construction (MDB Harmonized FIDIC Contract) / Defence Statement/ represented the employer in the Dispute Board / Arbitration and Public Procurement Review Committee.:

- Narayanghat Mugling Road (Contract No. NIRTTP-DOR-W-ICB-2) Department of Roads Vs. Woodhill- Lama JV (Arbitration)
- Landslide stabilization work of Narayanghat Mugling Work (Contract No. – NIRTTP-DOR-W-ICB-6, Review of Procurement decision) Department of Roads Vs M/s Swachhand/ Shyamsundar/Creation JV (Public Procurement Review Committee)

- Supply and Delivery of Modular Bridges (Contract No. RSDPAF-DOR-G-ICB-13) Department of Roads Vs. Titagarh Wagons Limited , Kolkata (Arbitration)
- Narayanghat Mugling Road (Contract No. NIRTTP- DOR-W-ICB-3) Department of Roads Vs. Supreme - Rautaha JV (Dispute Board)
- Damak – Gauiganj Road (Contract No. RNDP/ICB/ D-01) Department of Roads Vs. Lumbini –Mainachuli JV (Arbitration)
- Galchhi – Trishuli- Syaprubeshi Road (Contract No. RCSP/ICB/GTS/02) Department of Roads Vs. Hunan - Lama JV (Arbitration)
- Birgunj ICD to Tribhuvan Highway and Jeetpur Road (Contract No. STFP/ICB/BT) Department of Roads Vs. Sumec- Sharma JV (Arbitration)
- Kakarbhatta Inland Clearance Depot (Contract No. STEP/ICB/KB), Department of Road Vs.CGGC-Lama JV (Arbitration)
- Chandranigahpur – Gaur Road Project (Contract No. RIP/EXIM/CG-07) Department of Roads Vs. Rishi –Tundi JV (Adjudication)
- Upgrading of Gokuleshwor Darchula Road (Contract No. RSDPAF-W-UP-ICB-GD-1B) Department of Roads Vs. BajraGuru-Diwa JV (Arbitration)
- Upgrading of Dhading Gorkha Road (Contract No. EEAP/NCB/DG/02) , Department of Roads Vs. Lama Construction Company (Arbitration)
- Upgrading of Dhading Gorkha Road (Contract No. EEAP/NCB/DG/01) , Department of Roads Vs. Lama Construction Company (Arbitration)
- Upgrading of Dhading Gorkha Road (Contract No. EEAP/NCB/DG/03) , Department of Roads Vs. Nepal Adarsh - Tamang JV (Arbitration)

January 1993 to April 2009 :

Engineer / Project Engineer/ Resident Engineer/ Assistant Resident Engineer

Worked at Division / Projects and Central level offices at Bhaktapur, Biratnagar, Palpa, Doti, Kailali, Dhading , Damak in government funded/ Donor funded Projects/ Offices and carried out following works :

Procurement of works and Consulting Services (National and International) .

Construction Supervision and Contract administration of Rehabilitation/ Maintenance of Roads/ Bridges (International/ National Contracts) of Pathari – Belbari and Jhiljhile- Durgapur section (East West Highway), Naubise Malekhu Road, Godavari – Budhitola- Budar Section (Mahakali Highway) using FIDIC, ICE conditions of Contract as well as the conditions of contract of Government of Nepal.

Monitoring, evaluation and follow up of Bilateral and multilateral projects (Funded by World Bank, ODA UK, KfW, SDC) .

Evaluation of Contractor's claims (FIDIC and ICE Conditions of Contract). Preparation of responses of Contractor's claim.

Preparation of monthly progress reports, meeting reports and completion reports.
Worked in multicultural teams

Coordinated Negotiation meetings regarding claims with Contractor and other stakeholders.

Sept. 1997 to October 1998: Postgraduate Student in Construction Management

Loughborough University. Loughborough. England. UK

Successfully completed the postgraduate course in Construction management; Subjects include Construction Innovation & site management, **Introduction to legal system**, Information technology, financial management, Human Resource Management, **Law for Project Managers**, Research and Communication, Project Economics, Project planning and control; Completed a dissertation on **Time related contractual claims**. Familiar with **PPP model**, fundamentals of contract Law, Construction Claims and Procurement. Familiarity with Contract documents like ICE conditions of contract, JCT and FIDIC . Site visits / Interaction to different construction projects in Derbyshire and London.

Worked as a Trainer/ Resource Person:

" In Service Training Program for the Class II Government Officers (Undersecretary) , Enhancing Procurement Efficiency: Procurement Of Consulting Services" (various Groups) organised by Nepal Administrative Staff College , 22 January 2020 , 5 February 2020, 27 February 2020 , 10 March 2020, 13 July 2021, 19 August 2021, 25 August 2021, 1 September 2021,15 December 2021, 28 February 2022, Lalitpur, Nepal

"Procurement of Works and Consultancy Services ' on 17-18 February 2020, 13-15 September 2021, 24 September 2021, 19 October 2021, 9-11 March 2022, 3-5 June 2022 and " Procurement of Goods and Consultancy Services ' , February 10- 19, 2020 organised by the International Training centre of the ILO , Italy , PPMO and Nepal Administrative Staff College , Lalitpur funded by the World Bank.

Publications:

1. " *Marrying a Fruit* ", Nepal Traveller, May/June 1993, Nepal Traveller Publication. Kathmandu.
2. " *Mobilizing Engineers for Development* ", The Rising Nepal, December 10, 1993, Gorkhapatra Sansthan, Kathmandu.
3. " खरिद प्रक्रिया र नियमावली संशोधन (Procurement Process and Regulation Amendment) ", Nagrik , August 30, 2019 . (<https://nagariknews.nagariknetwork.com/news/89551/>)
([https://www.academia.edu/42242713/Procurement and Regulation Amendment](https://www.academia.edu/42242713/Procurement_and_Regulation_Amendment))