Civil Society Version Draft Rule, 2076 of the Act Relating to Right to Food and Food Sovereignty, 2075

(Unofficial Translation)

Submitted to:
Ministry of Agriculture Development and Livestock
Singhdurbar, Kathmandu
Honorable Minister,
Ministry of Agriculture and Livestock Development
Sindh Durbar, Kathmandu

Subject: Submission of CSO version of Draft Rule 2076 of Right to Food and Food Sovereignty Act 2075

With reference to the aforementioned subject, we all are very aware that Nepal Government has enacted Right to Food and Food Sovereignty Act, 2075 with the spirit of Article 36 of the constitution that ensures rights related to food as fundamental rights. In this regards, Civil Society Organizations have played vital role eversince interim constitution till the act formulation. As a result right to food and food sovereignty is established as fundamental rights and Nepal Government has also taken this as remarkable achievement. Furthermore, collaborative actions of CSOs with Nepal Law Commission and National Human Rights Commission regarding consultations among stakeholders such as government officials, non-government organizations, political parties, private sector, peasants associations, media persons, affected groups at all levels have made contributions on the draft of Right to Food Bill, 2075 which was later submitted to Nepal Law Commission as a reference during finalization of Right to Food and Food Sovereignty Act, 2075.

For the effective implementation of this Act, Nepal Government and Ministry of Agriculture and Livestock Development shall formulate rule and develop necessary mechanisms to ensure the fundamental rights envisioned by the constitution. In absence of particular rule of Right to Food and Food Sovereignty Act, there is always risk of violation of fundamental right related to food persists. Therefore, it is our pleasure to inform the Ministry of Agriculture and Livestock Development that Civil Society Organizations working on Right to Food has prepared CSO version of Draft Rule 2076 of Right to Food and Food Sovereignty Act 2075 considering its spirit having a wise thought to contribute the Ministry during formulation of the rule taking the document as a reference material.

We civil society organizations hope that Nepal Government and Ministry of Agriculture and Livestock Development will take this document which had gone through the process of wider consultation with concerned stakeholders positively during regulation formulation. We firmly believe that the document will contribute Nepal Government's commitment for Zero Hunger.
National Plan of Action - 2025 and a dream of Happy Nepali, Prosperous Nepal come true. Civil Society Organization express commitments for continue supportive and collaborative actions to Nepal Government and the Ministry during entire process of formulating the rule in future and would like to submit the CSO version of Draft Rule 2076 of Right to Food and Food Sovereignty Act 2075 to the Honorable Minister in presence of below representatives of Civil Society Organizations.

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[This is unofficial translation of letter submitted to Ministry of Agriculture and Livestock Development along with the CSO version of Draft Rule 2076 of Right to Food and Food Sovereignty Act 2075]
Draft Rule, 2076 of The Act Relating to Right to Food & Food Sovereignty, 2075

Prepared on behalf of Civil Society

'Civil Society Working Group on Right to Food'
Secretariat
FIAN, Nepal

10 Mangshir, 2076 (26 Nov 2019)
In Exercise of the power conferred by Section 46 of the Act Relating to Right to Food and Food Sovereignty, 2075 BS, the Government of Nepal has formulated the following rules.

**Chapter-1 Preliminary**

1. **Short Title and Commencement:** (1) these rules may be called "The Rules Relating to Right to Food and Food Sovereignty, 2076 BS (2019 AD)"
   (2) These Rules shall come into force immediately.

2. **Definition:** Unless the subject or context otherwise requires, in this Rule:-
   (a) 'Act' means The Act Relating to Right to Food and Food Sovereignty, 2075 BS.
   (b) 'Right to Food' means the right of every person to sufficient, nutrient, safe and culturally acceptable food at all time for living healthy and active life with dignity.
   (c) 'Adequacy of Food' means pure, qualitative, harmless food items with necessary quantity required to meet the necessity of nutrition for the person.
   (d) 'Hungry' means the situation where person loss accessibility over the food stuffs requiring minimum calorie to prevent possible death or physical weakness due to lack of food and nutrition.
   (e) 'Hunger free' means the situation where every person has access to nutrient food stuffs that require to be protected from the starvation.
   (f) 'Nutrient' means the food stuffs containing healthy and nutrient substances; and this word also includes the healthy food stuffs containing protein, carbohydrates, vitamin, water.
   (g) 'Under-nutrition' means a situation denotes the lack or excess of nutrient substances requiring for the body.
   (h) 'Nutrition safety' means health care, prevention or control of diseases besides and availability of drinking water and sanitation besides availability of healthy food.
   (i) 'Discrimination' means any act done which limits the capacity of exercising the right to food and food sovereignty prohibited such right under prevailing law or undermine such right with that objective on any basis.
   (j) 'Vulnerable and Disadvantaged Condition' means the condition showing inability to fully enjoy the right to food or food sovereignty or the condition losing the access to food due to incapability for facing environmental, social, financial or cultural risks.
   (k) 'Food Assistance Identity Card' means an identity card provided pursuant to section 6 of the Act in the format stated in schedule-1 under this regulation.
   (l) 'Local Crop' means any crop to be locally produced and being purely distinct as well as producing only in certain place.
   (m) 'National Food Council' means the National Food Council formed under section 32 of the Act.
   (n) 'Supervision Officer' means any person appointed or the power conferred under section 44 of the Act.
   (o) 'Local Authority' means the authority prescribed in Rural Municipality or Municipality.
   (p) 'Ministry' means the Ministry of Agriculture and Livestock Development of Government of Nepal.
Chapter-2
Right to Food and Protection from Food Insecurity

3. **Provision Relating to Coordination:**
   (1) An arrangement as stated below is made pursuant to section (3) of the Act to respect, protection and fulfillment of the right relating to food.
   (a) The National Food Council shall be established in Federal level.
   (b) The State Food Council shall be established in State level.
   (c) The Local Food Councils shall be established in Local level.
   (2) The Council or Coordination Committee formed under sub-rule (1) shall make an arrangement for availability, accessibility, adequacy and stability of food by communicating information through Secretariat in mutual coordination in order to insure the right to food and food security.
   (3) A Coordination Committee shall be formed, as stated below, in federal level for coordination to be made as per sub-rule (2).
      
      (a) Secretary, Federal Ministry of Agriculture and Livestock Development, Coordinator
      (b) Secretary or representative deployed by him, Office of Chief Minister, Member
      (c) Secretary, State Ministry of Land Management, Agriculture and Cooperative, 7 persons, Member
      (d) Representative, National Planning Commission, Member
      (e) Representative, State Planning Commission, Member
      (f) President, Federation of Municipality, Member
      (g) President, Federation of Rural Municipality, Member
      (h) Representative, Ministry of Home Affairs, Member
      (i) Survey Officer, Ministry of Federal Agriculture and Livestock Development, Member
   (4) A Committee formed under sub-rule (3) shall conduct the coordinating tasks by developing the system of information in coordination and collaboration with State Food Council or Secretariat formed in States and Local Food Coordination Committees.
   (5) The Coordination Committee formed under sub-rule (3) shall conduct following tasks.
      (a) To communicate policy, rule and procedure made by the Federal Food Council to State and Local Level through State Secretariat and Local Food Coordination Committee.
      (b) A Secretariat shall be arranged in the Committee for coordination to be made as per clause (a).
      (c) To recommend the Ministry through Food Council for making policy and guidelines in the matter concerning inadequacy of food, food security including nutrition found in local and provincial level.
      (d) To make necessary collaboration and assistance in the task for capacity building required by making regular contact with State Food Coordination Council or Committee and Local Food Coordination Committee.
      (e) To recommend through Food Council to the Ministry by enacting procedure for necessary coordination in the condition when the disaster occurred and in the state of possible food shortage or food insecurity happened in local and province level.
   (6) The National Food Council may instruct additional mandate to the committee to be formed under sub-rule (3).

4. **The Provision Relating to Control and Prevention of Hunger:**
   (1) The Ministry has made following arrangements for controlling and preventing hunger in coordination and collaboration with provincial and local government:
      (a) To establish national, provincial and local food information center and archive at federal, province and local levels.
      (b) To conduct survey for the collection of data and information for the identification of the person, family, community and area that are vulnerable to the hunger or at the risk of hunger due to poverty, geographically remoteness, disaster or such other reasons and update it.
(c) To make arrangement for distributing Food Assistance Identity Card through local level after identifying the targeted household that are vulnerable to food insecurity due to poverty, geographical remoteness, disaster and such other reasons based on survey.

(d) To make arrangement for food distribution as per necessity in coordination and collaboration with State Food Council and Local Food Coordination Committee for providing food as far as possible to the person, family and community vulnerable to the risk at the time of disaster and to the targeted household family based on survey.

(e) To make available of food assistance at subsidized price or free of cost on the basis of immediate necessity, geographical condition, food availability and traditional or cultural acceptance upon identifying the condition of the families vulnerable to the risk of food security or extremely poor family.

(f) To establish 'State Food Storage Center' under the control or direction of State Food Council within the jurisdiction of the Ministry of State Land Management, Agriculture and Cooperative and 'Local Food Storage Center' under the control or direction of 'Local Food Coordination Committee' in local level for storing necessary food.

The Information Centers stated in clause (a) of Sub-rule (1) shall be established and operated in the direction or supervision of Food Coordination Committee in local level, State Food Council in Provincial Level and National Food Council in Federal Level.

(3) The statistic collection as stated in clause (b) of Sub-rule (1) shall be made in the format prescribed in schedule-2.

(4) The State Food Storage Center established pursuant to clause (f) of Sub-rule (1) shall be placed as specified by the State Food Council and in local level as specified by the Local Food Coordination Committee.

5. **The Provision Relating to Standard of Nutrition Substance and Nutrition Security:**

(1) The government may specify the measurement of quality standard, by publishing notice time to time, of the nutrition substance whether it is required to contain in food items to which extent of quality or quantity and for the purpose of providing food assistance as stated in section 7 of the Act or in any food item.

(2) The following matters shall also have to be included while specifying, pursuant to sub-section (1), the quality standard of food item or nutrition substance.

(a) Type, species and condition of food item or nutrition substance.

(b) The extent of minimum quality standard of food item or nutrition substance.

(c) In case the treatment was undergone by using chemical substance, the verification detail of making cleanliness of it.

(3) The government of Nepal, Province Government and local level shall store food for fulfilling the necessity of the nutrition in any circumstance by extending or modernizing the facility of its food storage in mutual coordination.

(4) To mobilize National and International assistance as per necessity to improve the situation of food and nutrition security for the purpose of sub-rule (3).

(5) The program shall be conducted to acquire International help to be received under sub-rule (4) by the Federal Government with the approval of Ministry of Finance and by the Provincial or Local Level with the approval of Federal Government, as specified.

(6) It shall be made arrangement for the distribution giving priority to the traditional food produced in local level while managing the food and nutrition as mentioned in this Act and Regulation. Provided that, the insufficient food may be brought from outside in case the food produced in local level is found not sufficient.
Chapter-3
Protection and Promotion of Right to Food Sovereignty Related

6. **The Provision Relating to Protection of Agriculture Occupation and Promotion of Living Standard of Farmer:**
   (1) The following tasks shall be done for promoting the living standard of farmer by protecting agriculture occupation in mutual coordination among Government of Nepal, State Government and Local level, in addition to the provision stated in section 13 of the Act.
   (a) To allocate 20 percent of the total budget to spend in agriculture by all the three tires of governments.
   (b) To establish a Cold Store targeting to the area where is supposed to be pocket region in view of agriculture production in each province.
   (c) To protect and promote the local seeds.
   (d) To establish the seed bank in local level.
   (e) To make an arrangement for providing insurance to the crop from local level based on the return of the production.
   (f) To develop agriculture information center at all levels; local, province and federal.
   (g) To develop Early Warning System about heavy rain, drought or long dry weather including climate in all 7 States.
   (h) To rebate on custom while importing high standard technology for modernizing agriculture sector.
   (i) To create employment by extending widely the agro industry.
   (j) To store agro production by purchasing in due price by the state and make arrangement for marketing.
   (k) To make an arrangement for giving the right to determine the price of agriculture production to the local level in collaboration with farmer based on actual investment cost.
   (l) To fix the minimum support price of the agricultural crops before cultivating it.
   (m) To make arrangement for giving prize and respect upon honoring the contribution made by the farmer towards the agriculture occupation as an encouragement.
   (n) To protect and promote the traditional knowledge and skills of the farmers.

7. **The Provision Relating to the Identification and Respect of Farmers:**
   (1) The identity card shall be issued by local level in the format as stated in schedule-3 after identifying and making classification of the farmers.
   (2) The farmers are classified as stated below pursuant to sub-rule (1) based on land ownership, investment in agriculture and livestock:
      (a) Landless and marginalized farmer
      (b) Small Farmer
      (c) Middle Farmer
      (d) Large Farmer
   (3) The standard of classification of the farmer is specified in the schedule-4 pursuant to sub-rule (2).
   (4) The Ministry shall review the classification made pursuant to Sub-rule (2) and its details in each three years and update it.
   (5) It may be altered the type of identity card or cancelled or renewed it based on the updated details pursuant to Sub-rule (2).
   (6) It shall be arranged through the local food coordination committee for providing facilities such as rebate, facility or subsidy to be provided from the state to the farmers based on the classification made as Sub-rule (2) including contribution based pension as per prevailing law.
   (7) Such rebate, facility, grant or subsidy to be provided from the state to the farmers based on the classification made as Sub-rule (2) shall be provided as 100% to the landless or marginalized farmers, 75% to the small farmers, 50% to the middle farmers and 25% to the large farmers.
8. **The Provision Relating To Sustainable Use and Management Of Arable Land:**

(1) Subject to federal and province law, the Land Use Implementation Committee as stated below shall be formed in local level to provide the help in the work of Local Food Coordination Committee for the sustainable use and management of arable land:

(a) Mayor or President of concerned municipality or rural municipality, Coordinator
(b) The concerned ward chairman, Member
(c) The concerned Section Chiefs of agro, forest, land, urban development and physical infrastructure in local level, Member
(d) Four persons including two women among concerned stakeholders specified by the Local Food Coordination Committee, Member
(e) The Chief Administrative Officer of concerned Local Level, Member

(2) The tenure of the members stated in clause (d) of sub-section 1 shall be for three years and they shall also be qualified to re-appoint.

(3) The duty, responsibility and authority of the Committee formed as Sub-rule (1) shall be as follow:

(a) To prepare the land related record and update it in each 5 years.
(b) To prepare the record of arable land within the territory of the local level.
(c) To prohibit for making fragmentation of arable land.
(d) To make the record after identifying barren and other types of land remained within the territory of the local level.
(e) To prohibit keeping the arable land uncultivated or except for the purpose as specified in prevailing law in relation to the use of land, stop or cause to stop using the land for the other purpose.
(f) To stop providing grant, facility and support to such land owners who are not cultivating their land without any due reason which is supposed to be classified as arable land.
(g) To promote the cooperative farming, contract farming, leasehold farming or collective farming for the maximum use of productive land which are left barren.
(h) To make the record of the farmers based on their classification.
(i) To make the record of farmer identifying them to be actively engaging in agro field and conduct agriculture promotional programs.
(j) To take initiative to conduct or cause to conduct agro industry or agri occupation under private and government investment for effective implementation of the land which are left in barren situation in local level.
(k) To provide agro land with ownership or possession right based on priority to the poor women farmer and landless farmer.
(l) To conduct a targeted agriculture development programs to protect the interest of framer or dalit, indigenous, communities on the verge of extinction and landless farmer in coordination or collaboration with federal and province.
(m) While conducting promotional programs as per clause (g) collaboration and support of local farmer group, women group, government, private and non-government and Government Company, firm or associations should be taken.
(n) To mobilize by identifying the capacity and detail of the person or agencies working in agriculture sector in local level for the collaboration as per clause (h).
(o) To raise awareness about management, protection and use of arable land.

(4) The following programs shall be operated in federal, province and local level for minimizing the impact due to climate change in food production:

(a) To develop system for climate adaptive food, agriculture and seed.
(b) To disseminate information to the farmers by using climate prediction informative technology.
(c) To develop the capacity of the targeted farmer, entrepreneur and employees working in agriculture sector and of the concerned peoples representatives.
(d) To disseminate information through information center about alternative agro entrepreneurship and the possible impact causing due to climate change.
(e) To discuss about the impact of climate change in food production through media of central, province and local and disseminate the information.
To conduct the awareness programs about the impact and mitigation measures of climate change.
To conduct other necessary programs in collaboration with agencies working in regard to climate change and its impact.

9. The Provision Relating to The Compensation Against Loss & Damage of Agriculture Crop:
(1) If an offence defined under section 20 of the Act is committed and it causes loss and damage to the farmer, the farmer may submit an application in judicial committee of local level seeking compensation by determining the amount as equal to that loss and damage.
(2) A provision related to Damage Evaluation Committee as stated below is made in local level for evaluating the damage as claimed under sub-rule (1).
   (a) Agriculture technician of Local Government or an officer of similar status Coordinator
   (b) One local farmer representative, Member
   (c) One representative from local level civil society working in the sector of right to food and food sovereignty, Member
(3) A committee formed under sub-rule (2), while determining the damage, shall determine based on the return of the production.
(4) The Local Judicial Committee shall determine the amount of compensation as per sub-rule (1) on the basis of recommendation of Damage Evaluation Committee and provide such amount within one month to the victim.
(5) The person does not satisfy the determination of compensation against which it is determined as per sub-rule (4) may file a complaint before the concerned district court within fifteen days of knowing this fact and the decision of the district court shall be final.

Chapter-4
Implementation of the Right to Food

10. The Provision Relating to National Food Planning:
(2) The National Food Council shall receive the feedback from national, provincial or local and international level government and non-government agencies and organizations, national human right commission, farmer commission, women commission, dalit commission, indigenous commission, farmer, consumer, agriculture and women group working in the sector of right to food, food and nutrition security and food sovereignty by conducting wider discussion and consultations before making recommendation pursuant to sub-rule (1).
(3) The Food Plan as per sub-rule (1) shall have to include the following subjects:

The Subjects Related with Right to Food and Food Security:
   (a) To control or prevent hunger and malnutrition.
   (b) Easy, regular and permanent access of general people to adequate and nutrient food.
   (c) To protect and promote culturally acceptable traditional food
   (d) Insuring certainty and minimum quality standard of nutrition substance of the food.
   (e) Priority, protection and promotion of local food.
   (f) Special priority to the person of such class or group whom it needs to give special care from food and nutrition security point of view.
   (g) Emergency food and nutrition security.
   (h) Before taking any decision on the matter causing negative impact on the enjoyment of the right to food the concerned body shall conduct economic and social impact assessment of that matter including measures to minimize it.
   (i) Social assistance and protection to the person vulnerable to the right to food.
   (j) Insuring healthy and nutrient food by protecting food safety.
   (k) To establish a laboratory for examining food quality and operate it in local, province and federal level and make regular monitoring.
(l) Monitoring Indicators for the implementation of right to food and food sovereignty and, implementation and annual implementation status report.
(m) Women and children friendly policy and programs from right to food perspective.
(n) The subjects related with food and nutrition security.

The Subjects Related with the Right to Food Sovereignty

(a) Respect and identification of the farmer,
(b) Insuring an access of the farmer to the seed, fertilizer and the infrastructure of food production,
(c) Insuring the protection of intellectual property and the selection of local seed, technology, equipment and agriculture species.
(d) To make arrangement for the seed bank and protection of traditional or local food and seed.
(e) The development, use and extension of study, research and scientific technology related with food.
(f) Insuring gender and social inclusion in the distribution, procession and production of the food.
(g) Solution to the effect of climate change and environmental aspect of food production.
(h) The protection against forceful displacement from the source of livelihood of the farmer.
(i) Determine minimum support prices of the crop based on the investment of the farmer.
(j) Extension of access to the agriculture equipment and agricultural land based on the priority to the poor women farmers and landless family depended on agriculture.
(k) Targeted agriculture development program
(l) The matter related with management and sustainable use of agricultural land
(m) The promoting tasks to be done as it does not cause harm to traditional farming by using imported seed.
(n) Before taking any decision on a matter that could have longer term effect for the enjoyment of right to food sovereignty, the concerned body shall conduct impact economic and social impact assessment of that matter including measure to minimize that effect.

The Matter Relating to the System of Distribution, Supply & Availability of the Food:

(a) Storing and stock of the food items
(b) The capacity of Food Storage Center and the condition of present necessity or reserve
(c) Insuring food safety and nutrition substance in producing, processing, storing or distribution of food.
(d) The situation of trade, import or export of food
(e) Stability to the price and quality standard of the food and its sufficient supply
(f) Public food and distribution system
(g) Major challenges observed in the food distribution and keeping the record of food distribution
(h) Minimum reserve to be required for Storage Center in the stock for the management of disaster
(i) Type and quantity of food requiring for stock in storage centers
(j) Type and quantity of food possible to be collected in local level and type and quantity of food requiring to import.
(k) Estimation of annual investment and
(l) The matters relating to other necessary information

(4) The planning shall be formulated annually as pre sub-rule (3) and it may be amended and revised as per the requirement.

11. The Tasks Relating to Promotion:
(1) The government of Nepal, State and Local Level shall conduct following tasks to promote the right to food, food security and food sovereignty in coordination with National Human Rights Commission, and other governmental or non-governmental agencies, institutions, farmers group, or consumer groups working in the field of right to food, food and nutrition security and food sovereignty:
(a) To inform about the Act and Regulation to the targeted group and concerned stakeholders through various publications, communication medium and conference, seminar, summit etc.
(b) To make wider information and dissemination of the National Food Plan and plan related programs to the targeted and concerned stakeholders through various publications, communication medium and conference, seminar, summit etc.
(c) To provide the information and educational information relating to right food, food security and food sovereignty to the targeted and concerned stakeholders through documentation, various publications, communicative medium, interaction, conference, summit etc.
(d) To make arrangement to provide different grants and scholarships through agriculture university and agriculture education to develop scientific technology, necessary research and study for promoting sustainable development of agriculture, food production and food and nutrition security.
(e) To make arrangement for maintaining regular access and ownership on food stuffs and protecting traditional or locally produced food by farmer.
(f) To make an appropriate arrangement for implementing or developing the plan for the maximum use of arable land that was left barren for the promotion of cooperative farming, leasehold farming or contract farming, river-belt farming or collective farming.
(g) Insuring easy access of the consumers in local agriculture and livestock production by developing local livestock production and marketing.
(h) To make an arrangement for the protection of local knowledge and traditional food culture relating to agriculture production by developing traditional agro market and local market (Haat Bazar).
(i) To implement by preparing a targeted agriculture development programs for the protection of rights and interest of poor, dalit, community on the verge of extinction, indigenous, farmer and landless farmer.
(j) To promote agro tourism by utilizing the food produced in local level.
(k) To operate special food program by forming a group of women, dalit, indigenous who are poor and vulnerable in view of food security.
(l) To make necessary arrangement for the development of study, research and scientific technology required to strengthen and promotion of food production or food and nutrition security.
(m) To conduct other necessary task.

(2) The National food council in federal, province food council in province and local food coordination committee in local shall lead of the promotional tasks as stated in sub-rule(1).
(3) It shall be included the promotional tasks in periodic development plan by the local, province and federal level governments.

Chapter-5
Food Availability, Supply and Distribution System

12. The Provision Relating To Food Storage and Stock:
(1) There shall be established 'Province Food Storage Center' in every Province as per necessity for making arrangement of food storage to meet the food necessity during emergency period and to make availability of food for the purpose of the provision as stated in section 7, 9, or 10 of the Act in mutual coordination between the Government of Nepal and Province Government.
(2) The Provincial Government shall operate and take care of Food Storage Center as stated in Sub-rule (1).
(3) The Government of Nepal and The Province Government shall arrange necessary employee required for the Storage Center.
(4) The Government of Nepal shall fix the nature and capacity of the Storage Center as per necessity in coordination with the Province Government.
(5) The food to be required for the Storage Center shall be purchased internally as much as possible from the Province and Local Level. Import shall be carried out only when food is deficit from the internal purchase.
13. **Purchase, Transportation and Distribution of Food:**

(1) It shall be managed to purchase food directly for storing of food through Storage Center from the local farmer in the price as specified by the Nepal government as per rule 11.

(2) It shall be managed to transport food from the production place of farmers or by the local farmer to Storage Center.

(3) The Storage Center shall manage transportation of food while transporting from production place of farmers as of Sub-rule (2). While preparing rate list of food there shall be difference in the rate of food being transported from the production place or less in the price list of the goods being transported by the farmer to the Storage Center or shall manage to purchase food by reducing the transportation cost.

(4) While distributing the available food in Food Storage Center the Local Food Coordination Committee shall arrange for the distribution of food in coordination or collaboration with Provincial Food Council as per the standard determined by the National Food Council based on availability of food, necessity of the area demanding food, and targeted group.

(5) It shall be arranged for distribution of food through Fair Price Shop or Public Food Distribution Centers. The arrangement shall be made by giving special priority to Women’s Group or Agricultural Cooperative while operating Shop or Food Distribution Center.

(6) The Nepal Government, the State Government and Local level shall arrange to make public by updating of the status of food stock, quantity of stored food, price of food, types of food, system for distribution of food to be distributed as per this Act or Regulation.

(7) While determining the price of the food the Nepal Government shall determine the price so as to maintaining stability in price of basic food.

### Chapter-6

**The Provision Relating to National Food Council, State Food Council & Local Food Coordination Committee**

14. **The provision relating to National Food Council:**

(1) A National Food Council has been formed for arranging the task of respecting, protecting and fulfillment of the rights relating to right to food and food sovereignty as mentioned in section 32 of the Act as below:

- **(a) Minister, Ministry of Agriculture and Livestock Development**, Chairperson
- **(b) Joint Secretary, Ministry of Land Management, Cooperative & Poverty Elimination**, Member
- **(c) Joint Secretary, Ministry of Drinking Water**, Member
- **(d) Joint Secretary, Ministry of Forest and Environment**, Member
- **(e) Joint Secretary, Ministry of Industry, Commerce and Supply**, Member
- **(f) Joint Secretary, Ministry of Women, Children and Senior citizen**, Member
- **(g) Joint Secretary, Ministry of Health and Population**, Member
- **(h) Joint Secretary, Ministry of Finance**, Member
- **(i) Asst. Secretary, Ministry of Home Affairs**, Member
- **(j) Representative, National Planning Right Commission**, Member
- **(k) Representative, National Human Right Commission**, Member
- **(l) Representative, National Women’s Commission**, Member
- **(m) Two representatives including one woman nominated by the Ministry from amongst the Civil Society working in the field of right to food & food sovereignty**, Member
- **(n) Two representatives including one woman nominated by the Ministry from amongst farmers**, Member
- **(o) Secretary, Ministry of Agriculture**, Member-Secretary

(2) The tenure of the members nominated under clause (k) & (l) of Sub-rule (1) shall be of 3 years and they shall also be qualified for the re-nomination.
(3) The central office of the council shall be in the Ministry and the council may establish its office in other place as per necessity.

15. **Function, Duty and Power of the National Food Council:**

(1) Function, duty and power of the National Food Council shall be as follow:-

(a) To submit the national food plan to the ministry for approval by preparing in coordination with federal, province and local level.

(b) To recommend necessary advice and recommendation to the Nepal Government and the Ministry for legal, policy and institutional reformation that are required for the protection and promotion of the right to food, food security and food sovereignty.

(c) The council, after reviewing of prevailing law, policy, plan and program relating to food right, food safety and food sovereignty, shall provide advice and suggestion to the concerned body to amend and enact as per the spirit of the Constitution and the Act.

(d) To play the coordinating role in order to prohibit the duplication in the work by coordinating and collaborating with different local, national and international governmental non-governmental and private sectors working for the respect, protect and fulfillment of the right to food, food security and food sovereignty.

(e) To establish and cause to establish an archive and National Food Information Center.

(f) To make or cause to make policy level arrangement to get protection from arbitrary prevention from agricultural occupation, and protection of traditional and local food, selection of local seed, technology, tools and agricultural species and to get protection of their intellectual property; access to means and resource required for agricultural work; participate in food and agricultural production and distribution system; and to get identity and respect by every farmer or food producer.

(g) To develop and implement immediate, short and long term planning to control and starvation.

(h) To make provision for storage and distribution of food required for the control of hunger or risk of hunger;

(i) To insure or cause to insure the quality of nutrition substance to the food required for the purpose of providing food assistance pursuant to section 7 of the Act or any food presented for sell as per the standard specified by the Nepal Government.

(j) To prepare strategy and framework necessary for the sustainable protection to the traditional and local crops and livestock production business.

(k) To prepare strategy and framework necessary for the sustainable use and protection of agricultural land.

(l) To recommend to the ministry for implementing necessary immediate, short term and long term strategy for the promotion of food production, reserve, and storage and system of transportation and distribution of food.

(m) To protect and manage to protect useful source of food production related to traditional livelihood.

(n) To make and cause to make the compulsory provision for the evaluation of impact of the any decision by the concerned bodies before taking such decision that may have long term impact for the enjoyment of the right to food and food sovereignty.

(o) To implement and cause to implement Monitoring Indicators in consultation with concerned stakeholders working in the field of right to food and food sovereignty with regard to monitoring the implementing the Act.

(p) To prepare and make public National Report on the status of implementation of the right to food and food sovereignty on the basis of Right to Food Monitoring Indicators.

(q) To implement and cause to implement by preparing the awareness raising programs related to the right to food and right to food sovereignty.

(r) To reward the person, institutions and private sectors in each State who have excellent contribution in the area of the right to food, food and nutrition security and right to food sovereignty.

(s) To make approval of annual program and budget of the Council including policy, plan and program relating to management and operation of the Council.

(t) To submit for the approval to Federal Government by making framework of sources required for above said programs.
(u) To accomplish other necessary task.

(2) The Council shall form a Monitoring and Supervision Sub-Committee consisting of representatives from civil society, farmer and consumer working in the field of right to food and food sovereignty, supervision officer and agro expert under coordination of Agriculture Secretary for making regular monitoring and supervision to insure the right to food and food sovereignty.

(3) The sub-committee formed under sub-rule (2) shall submit the report before the council by making regular monitoring and supervision in coordination with State and Local Level.

(4) The Chairperson shall make public work progress report after preparing annual report as per sub-rule (1).

16. The meeting of National Food Council:

(1) the meeting of the Council shall be called in every four month. The meeting may be called by the Chairperson in emergency period or food crisis situation.

(2) The meeting of the Council shall be at the place, time and date as specified by the Chairperson.

(3) The Secretary of the Council shall send a notice with schedule of subject matters to be discussed in the meeting to all the members before fifteen days the meeting to be held of the council.

(4) Presence of the more than fifty percent of total members of the Council in the meeting shall be considered as a quorum of the meeting.

(5) Notwithstanding contained in sub-rule (4) there shall be at least seventy five percent presence of the members for the meeting to be called for the discussion on short and long term plan, annual program and budget of the council.

(6) The Chairperson shall chair the meeting of the Council and in his absence senior member among the members stated in clause (b), (c), (d), (e) & (f) of sub-rule (1) of rule 14 shall chair the meeting.

(7) Council, if it seems necessary, shall invite the person or expert related to right to food and food sovereignty in the meeting of Council as supervisor or observer.

(8) The opinion of the majority shall be valid in the meeting and in dues of the opinion the Chairperson shall have the right to decisive vote.

(9) The Member-Secretary shall require maintaining the record of the decision of the Council.

(10) The Council itself shall determine other procedure relating to Council meeting.

17. Selection Committee:

(1) the Five Members Selection Committee shall be formed for the purpose of nominating the member of National Food Council as mentioned in clause (n) & (o) of sub-rule (1) of rule (14) to recommend the Ministry as below:

(a) Secretary, Ministry of Agriculture and Livestock Development, Coordinator
(b) Secretary, Ministry of Industry, Commerce and Supply, Member
(c) Secretary, Ministry of Women, Children and Senior Citizen, Member
(d) Representative, National Human Rights Commission, Member
(e) Supervision Officer, Ministry of Agriculture and Livestock Development, Member Secretary

(2) The Selection Committee formed under sub-rule (1) shall recommend to the Ministry in more than double number the members required to be nominated while recommending for the nomination of the member.

(3) The Ministry shall nominate for the members from among the names recommended by the Selection Committee as per sub-rule (2).

(4) The Selection Committee shall itself determine the procedure and the process of the meeting to be followed while selecting the name for recommending for nomination.

18. The Formatting of Sub-Committee and Expert Group: The Ministry may receive the expert service by forming Expert Group and Sub-Committee so as to making represent of women and men proportionally as per necessity for the effective implementation of the Act and Regulation.
19. **The Provision Relating to the Formation of State Food Council:**

(1) it shall be formed one State Food Council in each State in order to protect, promote and fulfillment of the right relating to food, right to food security and right to food sovereignty as per section 34 of the Act.

(a) **Ministry, Ministry of Land Management, Agriculture & Cooperative,** President

(b) **Secretary, State Ministry of law and Internal Affairs,** Member

(c) **Secretary, Ministry of Social Development,** Member

(d) **Secretary, Ministry of Physical Infrastructure Development,** Member

(e) **Secretary, Ministry of Economic and Planning,** Member

(f) **(Secretary, Ministry of Industry, Tourism, Forest and Environment,** Member

(g) **Representative, Province Planning Commission,** Member

(h) **Representative, National Human Right Commission, Province Office,** Member

(i) **Two representatives including one woman nominated by Ministry from amongst the Civil Society working in the field of right to food and food sovereignty,** Member

(j) **Two persons including one woman nominated by Ministry from amongst farmers,** Member

(k) **Secretary, Ministry of Land Management, Agriculture & Cooperative,** Member-Secretary

(2) The tenure of member nominated under clause (i) & (j) of sub-rule (1) shall be of three years and they shall be qualified to re-appoint.

(3) State Office of the Council shall be in the Ministry. Council, as per necessary, may establish office in another place as well.

20. **Function, Duty and Power of the State Food Council:**

(1) The State Food Council shall work for the protection, promotion & fulfillment of the right to food, food security and food sovereignty in State Level as follows:

(a) To submit ‘Province Food Plan’ to Ministry for approval prepared by coordinating with the agencies of Province and Local Level related to food.

(b) To recommend necessary advice and recommendations to the State Government and the Ministry for legal, policy and institutional reformation that are required for the protection and promotion of the right to food, food security and food sovereignty.

(c) To provide suggestions to the concerned body for necessary reformation after reviewing of prevailing law, policy, plan and program relating to right to food, food security and food sovereignty.

(d) To insure and cause to insure the quality standard of nutrition substance in the food necessary for the purpose of food assistance to be provided as per section 7 of the Act and in any food item presented for the sell in State level as specified by the government of Nepal.

(e) To manage and cause to manage for developing and implementing short term, midterm and long term plan in order to prevent and control hunger remain within State.

(f) To manage and cause to manage for keeping integrated and updated record after identifying the targeted person, family, community and area who are vulnerable to food insecurity due to poverty, geographical remotesness, disaster or any other similar reason.

(g) To manage and cause to manage for providing Food Assistance at subsidized price to targeted households, and free of cost as prescribed to targeted households of particular nature or highly impoverished through local level.

(h) To develop and implement immediate, short term and longer term strategies in order to control hunger or risk of hunger remain within the State.

(i) To manage and cause to manage for storing and distribution of necessary food for controlling hunger and risk of hunger within the State in coordination with Federal and Local level.

(j) To play the coordinating role in order to prohibit the duplication in the work by coordinating and collaborating with different local, national and international governmental non-governmental and private sectors working for the respect, protect and fulfillment of the right to food, food security and food sovereignty.

(k) To promote the role of government and non-government sectors for protection, promotion and uplift the livelihood of person, family and community remained below poverty line or backward and marginalized from economic and social point of view.
(l) To make and cause to make the compulsory provision for the evaluation of impact of the any decision by the concerned bodies before taking such decision that may have long term impact for the enjoyment of the right to food and food sovereignty.

(m) To implement and cause to implement after preparing framework and strategy for the protection and sustainable use arable land remained within the State.

(n) To protect and cause to protect traditional means of livelihood and source of food production.

(o) To make or cause to make policy level arrangement to get protection from arbitrary prevention from agricultural occupation, and protection of traditional and local food, selection of local seed, technology, tools and agricultural species and to get protection of their intellectual property; access to means and resource required for agricultural work; participate in food and agricultural production and distribution system; and to get identity and respect by every farmer or food producer living within the State.

(p) To protect and cause to protect traditional and local food item produced by farmers.

(q) To prohibit keeping arable land uncultivated in otherwise purpose than prescribed by prevailing law,

(r) To formulate and implement or cause to implement policy provision to prohibit fragmentation of arable land.

(s) To make or cause to make appropriate arrangement for developing and implementing the plan for the maximum use of productive land that was left uncultivated.

(t) To formulate and implement or cause to implement targeted Agriculture Development Program for the protecting right and interest of the poor, dalit, communities on the verge of extinction, indigenous farmers and landless farmer.

(u) To make or cause to make necessary arrangements for the development of scientific technology and necessary research and study for promoting food and nutrition security or food production and sustainable development of agriculture.

(v) To develop and implement or cause to implement Provincial level Right to Food Monitoring Indicators,

(w) To prepare and make public State Level Report on the status of implementation of the right to food and food sovereignty on the basis of Right to Food Monitoring Indicators,

(x) To formulate and implement or cause to implement education and awareness raising program relating to the right to food, food security and food sovereignty.

(y) To provide guidelines necessary to the local level for ensuring right to food and food sovereignty.

(z) To reward the person, institutions and private sectors who have excellently contributed in the area of the right to food, food and nutrition security and right to food sovereignty.

(aa) To make approval to the program, policy and plan with regard to management and operation of the Council.

(bb) To make approval of annual program and budget of the Council

(cc) To make approval of the plan and program submitted before the Council.

(dd) To work or cause to work other necessary acts required to achieve objective of the Council.

(2) The council shall form a Monitoring and Supervising Sub-Committee consisting supervision officer, agriculture expert, farmer representative, right food activist and consumer representative under coordination of Agriculture Secretary for regular supervision and monitor for the operation of supply and distribution system, storage and availability of food.

(3) The Committee formed under sub-rule (2) shall submit the report before the Council after supervising and monitoring regularly in coordination with local level.

(4) The Chairperson shall prepare and make public Annual Progress Report as per sub-rule (1).

21. The Provision Relating to the Meeting of State Food Council:

(1) The meeting of the Council shall be called in every four month. The meeting may be called in emergency period or food crisis situation at the time specified by the Chairperson.

(2) The meeting of the Council shall be at the place, time and date as specified by the Chairperson.

(3) The Secretary of the Council shall send a notice with schedule of subject matters to be discussed in the meeting to all the members before fifteen days the meeting to be held of the Council.
(4) Presence of the more than fifty percent of total members of the Council in the meeting shall be considered as a quorum of the meeting.

(5) Notwithstanding contained in sub-rule (4) there shall be at least seventy five percent presence of the members for the meeting to be called for the discussion on short and long period plan, annual program and budget of the Council.

(6) The Chairperson shall chair the meeting of the Council and in his absence senior member among the members stated in clause (b), (c), (d), (e) & (f) of sub-rule (1) of rule 19 shall chair the meeting.

(7) If the council, if seems necessary, shall invite the person or expert related to right to food and food sovereignty in the meeting of the Council as supervisor or observer.

(8) The opinion of the majority shall be valid in the meeting and in dues of the opinion the Chairperson shall have the right to decisive vote.

(9) The Member-Secretary shall maintain the record of the decision of the Council.

(10) The Council itself shall determine other procedure relating to meeting of the Council.

22. Selection Committee:
(1) the Five Members Selection Committee shall be formed for the purpose of nominating the member of State Food Council as mentioned in clause (i) & (j) of sub-rule (1) of rule (19) to recommend the Ministry as below:

(a) Secretary, Ministry of Land Management, Agro and Cooperative, Chairperson
(b) Secretary, Office of the Chief Minister, Member
(c) Secretary, Ministry of Social Development, Member
(d) Director, National Human Right Commission, State Office, Member
(e) Representative, State Planning Commission, Secretary

(2) The Selection Committee formed under sub-rule (1) shall recommend to the State Government in more than double number the members required to be nominated while recommending for the nomination of the member.

(3) The State Government shall nominate for the members from among the names recommended by the Selection Committee as per sub-rule (2).

(4) The selection committee shall itself determine the procedure and process of the meeting to be followed while selecting the name for recommending for nomination.

23. The formatting of sub-committee and expert group: The Ministry may receive the expert service by forming Expert Group and Sub-Committee so as to making represent of women and men proportionally as per necessity in order to effective implementation of the Act and Regulation.

24. The Provision Relating to the Formation of Local Food Coordination Committee:
(1) One Local Food Coordination Committee shall be formed at Local Level for the protection and promotion of right to food, food security and food sovereignty in Local Level and for making food supply and distribution system easy in Local Level as per Section 36 of the Act.

(a) The Mayor of Municipality and the President of Rural Municipality, Chairperson
(b) Coordinator, Judicial Committee, Member
(c) Coordinator, Economic Development Committee, Member
(d) Chief Administrative Officer, Concerned Local Level, Member
(e) Two representatives including one woman nominated by the Rural Municipality or Municipality from amongst the Civil Society working in the field of Right to food and food sovereignty, Member
(f) Two representatives including one woman nominated by the Municipality or Rural Municipality from among the farmers, Member
(g) Chief, Agriculture Section, Member Secretary

(2) The tenure of the members nominated as per clause (e) & (f) of the Sub-rule (1) shall be of three years and they may be qualified for the re-nomination.

(3) The secretariat of the Committee shall be at Municipality or Rural Municipality.
25. **Function, Duty and Power of the Local Food Coordination Committee**: The function, duty and power of the Committee shall be as follows;

(a) To prepare Local Food Plan in coordination with different local agencies working on right to food, food security and food sovereignty and submit to Local Government for approval.

(b) To provide necessary suggestions to the Local Government for necessary law, policy, and institutional reformation required for the protection and promotion of right to food, food security and food sovereignty at Local Level.

(c) To review on existing law, policy, plan and programs relating to right to food, food security and food sovereignty and provide necessary suggestions to the Local Government in order to reform in line with the Act,

(d) To formulate and implement or cause to implement necessary policy, program and plan of Local Level in order to respect, protect and fulfillment of the right to food and food sovereignty.

(e) To make or cause to make compulsory provision for the evaluation of impact of the any decision by the concerned bodies before taking such decision which may have long term impact for the enjoyment of the right to food and food sovereignty.

(f) To play the coordinating role in order to prohibit the duplication in the work by coordinating and collaborating with different local, national and international governmental, non-governmental and private sectors working for respect, protect, fulfill and development of the right to food, food security and food sovereignty

(g) To make arrangement for establishing Food Information Center at Local Level.

(h) To conduct regular identification and keeping the record of the person, family, community and area vulnerable to hunger or risk of hunger remained at Local Level.

(i) To conduct survey for the identification of targeted household remained at the risk of food insecurity due to poverty, geographical remoteness, calamity or any other similar reason and make an arrangement for maintaining the updated record of the statistics.

(j) To make arrangement for distributing Food Assistance Identity Card to identified targeted household.

(k) To make an arrangement for providing food support at subsidized price to targeted households and free of cost to targeted household of particular nature.

(l) To make arrangement for establishing and operating of 'Local Food Storage Center'

(m) To make arrangement for storage and distribution of necessary food required to control the risk of hunger.

(n) To develop and implement immediate, short and long term plans for the prevention and control of hunger.

(o) As specified by the government of Nepal to insure or cause to insure the quality standard of nutrition substance or quantity of the food required for the purpose of food assistance to be provided as per section 7 of the Act or in any food items kept for the sell within Local Level.

(p) To make an arrangement for issuing Farmer Identity Card on the basis of farmer's classification.

(q) To identify and make an arrangement for maintaining record of barren land and other land remained at Local Level.

(r) To make an appropriate arrangement for the maximum utilization of productive land that was left barren by promoting cooperative farming, leasehold farming, contract farming, or collecting farming.

(s) To develop and implement or cause to implement Targeted Agriculture Development Program for the protection of rights and interest of Dalit, communities on the verge of extinction, indigenous farmers or landless farmers.

(t) To make and cause to make an arrangement by making targeted agriculture development program for the protection of right and interest of poor, dalit, rare, indigenous farmer and landless farmer.

(u) To operate or cause to operate necessary programs by developing Food and Nutrition Security Plan for food and nutrition security.

(v) To reward the person, CSO organizations, institutions and private sectors who have excellently contributed in the area of the right to food, food and nutrition security and right to food sovereignty.

(w) To prepare and make public the annual on the status of implementation of right to food at Local Level on the basis of Right to Food Monitoring Framework.
(x) To formulate and implement or cause to implement educational and awareness raising programs related to right to food, food and nutrition security and food sovereignty.
(y) To make necessary arrangements for the development of scientific technology and necessary research and study for promoting food and nutrition security or food production and sustainable development of agriculture.
(z) To monitor regularly the situation of food security at the Local Level and maintain the record.
(aa) To develop policy, plan and program for the operation and management of Coordination Committee and take approval of annual program and budget.
(bb) To formulate framework of the resource required for the abovementioned programs and submit to Local Government for approval.
(cc) To conduct necessary other task as of the requirement.

26. The Provision Relating to Local Food Coordination Committee:
(1) The meeting of the Committee shall be called in every four month. The meeting may be called in emergency period or food crisis situation at the time specified by the Chairperson.
(2) The meeting of the committee shall be at the place, time and date as specified by the Chairperson.
(3) The secretary of the Committee shall send a notice with schedule subject matters to be discussed in the meeting to all the members before fifteen days the meeting to be held of the Committee.
(4) Presence of more than fifty percent of total members of the Committee in the meeting shall be considered as a quorum of the meeting.
(5) Notwithstanding contained in sub-rule (4) there shall be at least seventy five percent presences of the members for the meeting to be called for the discussion on short and long term plan, annual program and budget of the council.
(6) The Chairperson shall chair the meeting of the Council and in his absence senior member among the members stated in clause (b) & (c) of sub-rule (1) of rule 23 shall chair the meeting.
(7) Committee, if it seems necessary, shall invite the person or expert related to right to food and food sovereignty in the meeting of the Committee as a observer.
(8) The opinion of the majority shall be valid in the meeting and in dues of the opinion the Chairperson shall have the right to decisive vote.
(9) The Member-Secretary shall require maintaining the record of the decision of the Committee
(10) Committee itself shall determine other procedure relating to meeting of the Committee.

27. Selection Committee:
(1) The Selection Committee shall be formed for the purpose of nominating the member of Local Food Coordination Committee Local Government as mentioned in clause (e) & (f) of sub-rule (1) of rule (24) as below:
   (a) Coordinator, Judicial Committee, Chairperson
   (b) Coordinator, Social Development Committee, Member
   (c) Chief, Agriculture Section, Member
(2) The selection committee formed under sub-rule (1) shall recommend to the Local Government in more than double number the members required to be nominated while recommending for the nomination of the member.
(3) The Local Government shall nominate for the members from among the names recommended by the selection committee as per sub-rule (2).
(4) The selection committee shall itself determine the procedure and process of the meeting to be followed while selecting the name for recommending for nomination.

28. The Formatting of Sub-Committee and Expert Group: The Local Government may receive the expert service by forming Expert Group and Sub-Committee so as to making represent of women and men proportionally as per necessity in order to effective implementation of the Act.
Chapter-7
Miscellaneous

29. **The Provision Relating to Compensation:**
   (1) The victim may file an application before the concerned District Court by confirming the amount of the compensation of damage due to an offence committed as defined under section 40 of the Act.
   (2) A Damage Evaluation Committee is made at Local Level for evaluating the damage claimed under sub-rule (1) as stated below:
      (a) Mayor or Chairperson of the Municipality or Rural Municipality, Coordinator
      (b) Two Ward Chairpersons including one woman, Member
      (c) The chief of Agriculture Section of Local Level or Office of the same level, Member
      (d) One local representative of the Chamber of Commerce, Member
      (e) One representative from civil society working in the field of right to food or food sovereignty at local level, Member
      (f) One representative from civil society working in the field of consumer right, Member
   (3) The Ministry shall prepare and implement a standard for determining the damage under section 40 of the Act.

30. **The Appointment of Supervision Officer:**
   (1) The Ministry may appoint or depute at least one qualified employee as supervision officer in each Local Level for monitoring on the subject relating to food or effective implementation of the Act.
   (2) The Identity Card shall be provided to the Supervision Officer or person appointed or deputed under sub-rule (1) in the format stated in schedule-5.

31. **The Qualification of the Supervision Officer:** A person shall have the following qualifications to be appointed as the Supervision Officer:
   (a) A person who has passed bachelor degree in the field of Agriculture or food technology and food science with five years working experiences, or
   (b) A person who has passed bachelor or equivalent academic qualification in the field of ordinary science or lab technology or food technology and received at least one year training in the field of right to food and food sovereignty with at least 10 years working experiences, or
   (c) A person who has passed bachelor or equivalent academic qualification and received at least one year training in the areas of food examination or supervision or right to food or food sovereignty with at least 10 years of working experiences in the same field.

32. **Functions and Duty of Supervision Officer:** the function and duty of Supervision Officer shall be as follows;
   (a) To conduct an inquiry if any complain or information received for an act having been committed against the Act and the rule by any person or institution or firm.
   (b) Provided that, if found any false complaint or information by someone, shall be sent to the Ministry for an action.
   (c) To maintain the record of supervision and any action taken under this Act and Rule.
   (d) To help to the Council for preparing National Report after collecting statistics, monitoring and analyzing in coordination with State Food Council and Local Food Coordination Committee.
   (e) To provide necessary advice, suggestion and regularly assistance to the concerned Local Level for the implementation of right to food and right to food sovereignty on the basis of procedure and indicators prepared with regard to the implementation of this Act and Regulation.
   (f) To provide necessary assistance to the Councils and Local Food Coordination Committee while preparing periodic and regular with regard to the implementation of right to food and food sovereignty.
   (g) To conduct other tasks as specified by the Council and Ministry.
33. **Compulsory Assistance**: the Government officials, local agencies, CSO organizations and institutions and general public shall have duty for providing necessary assistance for the effective implementation of the Act.

34. **Directives may be issued**: The ministry may frame and issue necessary Directives for implementing the objective of the Act without contradicting the provision stated in this Act and Regulation.

35. **May Alter or Amendment in Schedule**: The Nepal Government may alter or amend in the schedule as per necessity by publishing notice in Nepal Gazette.
Schedule-1
(Relating to Section 6 of the Act and Clause (c) of Sub-Rule (1) of Rule 4)

CC No.: ....................  Date:

**Food Assistance Identity Card**

Name, Surname:
Address (stating Province and Local Level)
Gender:
Age:
The Sample of Signature of Card Holder:

Notable: the verifying signature of the Authority and office seal shall be visible in the Photo
This Food Assistance Identity Card shall be provided to you in the capacity as a member of targeted household pursuant to the Right to Food and Food Sovereignty Act, 2018.

**Date of Issued:**  
**Date of Expire:**
Signature:
Of the Officer verifying:
Office:

Photo
Sample Format for Collecting Statistics of Targeted Household

A. Name, Surname and Address of Chief of Household:
B. Number of Family member, Name and Age:
C. Major Occupation:
D. Occupation of Family member:
   1. ---
   2. ---
   3. ---
   4. ---
E. Dependent:
F. The condition of food availability:
G. Month sufficient to eat from self-production:
H. Source of fulfilling the food:
I. Place and distance for transportation of Food:
J. Other necessary information's:

Of the Officer collecting data:
Name:
Rank:
Signature:
Schedule-3
(Relating to Sub-Rule (2) of Rule 7)

CC No.: ............. Date:

Farmer's Identity Card:

Name, Surname and Citizenship No.: 
Address (stating Province, District and Local Level) 
Gender: 
Age: 
Type of Farmer: 
The Sample of Signature of Card Holder: 

Photo

Notable: the verifying signature of the person and office seal shall be visible in the Photo
This Farmer's Identity Card with your classification of farmer shall be provided to you pursuant to the Right to Food and Food Sovereignty Act, 2018.

Date of Issue: 
Date of Expire: 
Signature: 
Of the officer verifying: 
Office:
## Schedule-4
(Relating to Sub-rule (2) of Rule 7)

<table>
<thead>
<tr>
<th>Farmer's Classification</th>
<th>Land-Ownership</th>
<th>Investment in Agriculture Equipment &amp; infrastructure</th>
<th>Livestock (Cow, Buffalo, Goat etc.)</th>
<th>Remarks for farming</th>
</tr>
</thead>
<tbody>
<tr>
<td>Landless and Marginalized Farmer</td>
<td>0.3 hectare or less than 0.3 hectare</td>
<td>Less than one hundred thousands</td>
<td>5 numbers or less than 5</td>
<td>The person who has other occupation including agriculture, livestock property and own land but do not engage in farming but given his land on lease, share cropping or contract shall not be provided Farmer's Identity Card, instead the Card shall be provided to those who has taken that land on lease, sharecropping or contract</td>
</tr>
<tr>
<td>Small Farmer</td>
<td>0.3 hectare to 0.5 hectare</td>
<td>One hundred thousand to five hundred thousands</td>
<td>10 numbers or less than 10</td>
<td></td>
</tr>
<tr>
<td>Middle Farmer</td>
<td>0.5 hectare to 3 hectare</td>
<td>5 hundred thousand to 15 hundred thousands</td>
<td>10 to 30 numbers</td>
<td></td>
</tr>
<tr>
<td>Big Farmer</td>
<td>3 hectare to 5 hectare</td>
<td>15 hundred thousand to 50 hundred thousand</td>
<td>30 to 100 in numbers</td>
<td></td>
</tr>
</tbody>
</table>

**Notable:** in respect of other livestock property, the number shall require to fix adjusting accordingly.
Schedule-5
(Relating to Sub-Rule (1) of Rule 30)

Certificate No.: .............

Date: ........................................

Supervision Officer’s Identity Card:

Name, Surname: ........................................
Citizenship No.: ........................................
Address (stating Province, District and Local Level): ........................................
Gender: ........................................
Age: ........................................
The Sample of Signature of Card Holder: ........................................

Notable: the verifying signature of the person and office seal shall be visible in the Photo
This Supervision Officer’s Identity Card shall be provided to you pursuant to The Right to Food and Food Sovereignty Act, 2018.

Date of Issued: ........................................

Date of Expire:
Signature: ........................................
Of the Officer verifying: ........................................
Office: ........................................
## Civil Society Working Group on Right to Food

<table>
<thead>
<tr>
<th>SN</th>
<th>Organizations</th>
<th>Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>FIAN Nepal</td>
<td>Secretariat</td>
</tr>
<tr>
<td>2</td>
<td>National Network for Right to Food</td>
<td>Member</td>
</tr>
<tr>
<td>3</td>
<td>NGO Federation</td>
<td>Member</td>
</tr>
<tr>
<td>4</td>
<td>Informal Sector Service Center (INSEC)</td>
<td>Member</td>
</tr>
<tr>
<td>5</td>
<td>National Farmers Group Federation Nepal</td>
<td>Member</td>
</tr>
<tr>
<td>6</td>
<td>Nepal National Dalit Social Welfare Organisation</td>
<td>Member</td>
</tr>
<tr>
<td></td>
<td>(NNDSWO)</td>
<td></td>
</tr>
<tr>
<td>7</td>
<td>Feminist Dalit Organization (FEDO)</td>
<td>Member</td>
</tr>
<tr>
<td>8</td>
<td>Dalit Welfare Organization (DWO)</td>
<td>Member</td>
</tr>
<tr>
<td>9</td>
<td>WOREC Nepal</td>
<td>Member</td>
</tr>
<tr>
<td>10</td>
<td>Justice and Rights Institute (JuRI) Nepal</td>
<td>Member</td>
</tr>
<tr>
<td>11</td>
<td>Nepal Permaculture Group (NPG)</td>
<td>Member</td>
</tr>
<tr>
<td>12</td>
<td>National Dalit Network (RDN)</td>
<td>Member</td>
</tr>
<tr>
<td>13</td>
<td>Dalit NGO Federation (DNF)</td>
<td>Member</td>
</tr>
<tr>
<td>14</td>
<td>Rural Reconstruction Nepal (RRN)</td>
<td>Member</td>
</tr>
<tr>
<td>15</td>
<td>Community Self Reliance Center (CSRC)</td>
<td>Member</td>
</tr>
<tr>
<td>16</td>
<td>Forest Action</td>
<td>Member</td>
</tr>
<tr>
<td>17</td>
<td>NGO Federation of Nepalese Indigenous Nationalities</td>
<td>Member</td>
</tr>
<tr>
<td></td>
<td>(NGO FONIN)</td>
<td></td>
</tr>
<tr>
<td>18</td>
<td>Nepal Federation of Indigenous Nationalities (NEFIN)</td>
<td>Member</td>
</tr>
<tr>
<td>19</td>
<td>Community Information Netowrk (CIN)</td>
<td>Member</td>
</tr>
<tr>
<td>20</td>
<td>Janata Media</td>
<td>Member</td>
</tr>
<tr>
<td>21</td>
<td>Social Transformation Campaign Nepal</td>
<td>Member</td>
</tr>
</tbody>
</table>
फियान नेपाल खाद्य अधिकारको प्रत्याभूति र सुनिश्चितताको लागि पैरबी तथा बकालत गर्ने उद्देश्यका साथ स्वापित मानव अधिकारवादी संस्था हो । फियान नेपाल वि.सं. २०६३ सालमा जिल्ला फ्राशासन कार्यालय, काठमाडौँमा दर्ता भई वि.सं. २०६६ सालदेखि फियान अन्तराष्ट्रिय, जर्मनीको नेपाल शाखाको सम्बन्धमा समेत मान्यता प्राप्त गरेको हुन् । फियान नेपालका कृष्याकलापहरु मानव अधिकारको विश्वव्यापी घोषणापत्र र आधिकारिक, सामाजिक तथा सांस्कृतिक अधिकार सम्बन्धी अन्तराष्ट्रिय कानूनी प्रावधानमा आधारित छ। नेपाल पक्ष राष्ट्र रहेका अन्तराष्ट्रिय मानव अधिकार दस्तावेजलाई खाद्य अधिकारको सन्दर्भमा सर्जिन्त राज्यका दायित्वहरू नेपालको नीति, कानून, योजना तथा कार्यक्रममा आल्मसात् गर्ने गराउने, भोक्तारी विरुद्धको अभियान संचालन गर्ने, खाद्य अधिकार सम्बन्धी जनतत्तना अभिवृद्धि गर्ने पैरबी तथा बकालत गर्ने यसका प्रमुख कृष्याकलापहरु हुन् । यसले सरकारी निकायहरू, गैर सरकारी संस्थाहरू र नीति केत्रहरूसँग समेत सहकार्य गरी जोखिममा रहेका समुदायहरूको खाद्य अधिकार सुनिश्चितताको लागि सहजीकरणको कार्य समेत गर्दछ ।