Special Tshogde Date: 05/03/2020

**Venue: Thromde Conference Hall** 

**Opening remarks by the Chairperson:** Welcomed and thanked everyone present in the hall for the hardship taken to organize the special Tshogde within a short period of time. Chairperson also expressed his gratitude to every division and officials for completing the budget estimation and preparation as asked for further submission to the MoF and Parliament.

Dasho also marked that this is the first time Phuentsholing Tshogde is organizing such Special Tshogde till date and it's done to familiarize all on the budget preparation and discuss on the budget proposal.

Dasho also Cautioned all the participants on the worldwide spread epidemic "Corona Virus" and also huge chances of Dengue outbreak as summer is approaching. Pleaded every member to take all the precautionary measures to prevent and combat the outspread.

#### Main Agenda

Agenda 1: Sitting Fees for Tenancy Dispute Settlement Committee

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Discussion: The Chairperson and the Member Secretary of the Tshogde questioned the Finance Division Head regarding the amount eligibility as per the Financial Rules and Regulation, whereby it was said that there is no clarity in the rules. The Tenancy Dispute Settlement Committee Secretary also explained about the non-existence of such payment trend in other Thromdes, but requested the Tshogde to adopt an amount as sitting fees to encourage the participation of other stakeholders as members of the committee, since the Tenancy Dispute Settlement Rules & Regulations already reflected the eligibility, though the amount is not reflected. The Committee member secretary also request Tshogde to endorse certain charges to be levied on the clients while attending private cases.

**Decision:** After much deliberation, the Tshogde decided to discuss it further during the 12th Tshogde session but during the next discussion, Finance Division and the Member Secretary of the Committee should present the findings on the amount eligibility or trend in other agency. They should also write to MoWHS (as being the agency to draft the Rule) inquiring on the eligibility of

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amount as sitting fees. In regards to levying of certain fees on the owner (Client), the Tshogde instructed the Member Secretary (Attorney) that, it should be done as per the Act/Rules and Regulations.

Action to be taken: Finance to write to MoWHS and seek clarification on the amount eligibility and present during the 12th Tshogde Session. Attorney to find out the trend of paying such fees to committee members in other agencies and present the findings in the next Tshogde Session.

## Agenda 2: Accident case of a Labour of Environment Division.

Presentation: Jamtsho Dukpa, Head of Solid Waste Section informed the Tshogde members that 18/01/2020, an accident occurred to Kancha Tamang, a labour of Solid waste section during implementation of work at the land fill site. The roller machine, which was operated by Raju Bishwakarma ran over the feet of Kancha Tamang and injured him. Kancha was immediately taken to the Phuentsholing General Hospital for treatment but couldn't be treated here. Then he was taken to a hospital in Cooch Bihar but was further referred to Siliguri Hospital. All necessary treatments were carried out in Siliguri Hospital, where Kancha lost his feet due to infection from the accident, permanently disabling him. The total medical treatment bill accumulated to Nu. 2, 96,000/- which both the labours are unable to bear. The amount was taken as advance from the office for urgent treatment expenses. Kancha had been working on muster roll with Thromde for the

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last five years whereas; Raju had been working under daily wage for the last 12 years. The solid waste incharge pleads the management to cover up the medical expenses as per the Labour Act of Ministry of Labour & Human Resources.

Discussion: Both the Chairperson and the Executive Secretary informed the members present in the Tshogde session that the accident report had been immediately reported on the same day by the section in-charge and the advance was released for the immediate treatment. Other members also shared the opinion of need to support the daily wage employees as they rendered their services in the need of time for Thromde. Section 96 under Chapter 5: Compensation and Benefits of the Labour Act states "An employer shall compensate all his or her employees against:

- a. Death due to work accident or occupational diseases
- b. Total permanent disablement
- c. Temporary partial disablement.

**Decision**: Based on the section 96 of Labour Act of Bhutan, the Tshogde decided to cover up all the medical expenses for the affected muster roll employee, amounting to Nu. 2,96,000/- (Two Hundred Ninety Six Thousand) only.

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**Action to be taken:** Mr. Jamtsho Dukpa, Head of Solid Waste Section to produce all the documents and medical bills for settlement of medical expense and submit to the Account Section.

## Agenda 3: Endorsement of Activities from 2019-2020 overall savings.

**Presentation:** Chief Engineer presented that while comparing the budget approved and expenses, there seem to be some savings in the budget of 2019-2020 (amounting to Nu. 24.89M). Savings had been done from different budget heads: (details of savings attached)

**Discussion:** The Chairperson expressed his concern over non-using of the savings from 2018- 2019 financial year which is around 57M from the capital budget alone. Chief Engineer presented the work details which required to be carried out before monsoon. (Detail and justification of the works attached). Total of nu. 12m from overall saving of 2918- 2019. Infra division also expressed their concern regarding resurfacing of road in RSTA area with our Thromde Capital Budget. In this, Chairperson responded that documentation (reasoning and MoU) is more important. Total 8 work proposals amounting to nu. 9.059m to be executed with the overall saving.

**Decision:** The members decided to endorse the works to be executed as proposed but the budget should be from overall saving of 2018-2019 instead of 2019-2020. In addition to this, the Tshogde also asked infra division to look into carrying out some works (drain constructions),

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 if any as there are some saving balance. Activities on construction of box-drain near Gurung carwash at Jorden lam to be also included and estimates to be done. Round about to NBR 1(maintaining of road and casting slabs) also to be included. List of activity attached for reference.

**Action to be taken:** Infra Division to proceed with the works and keep on following-up and report to the management regarding the works.

## Agenda 4: Discussion and Endorsement of 2020-2021 Budget Proposals.

**Presentation:** Finance Division made a presentation on the draft budget proposal to the members which require the endorsement of the Tshogde for further submission to MoF. Following are the budget heads with upper ceiling for current year 2019-2020 FY. Education ceiling: 17.026 M Thromde Current: 141.031M Capital Ceiling: 568.896M.

**Discussion:** The proposed draft budget was discussed in detail, deliberating activity-wise by all the members. Some editions were done in the proposal during the Tshogde based on the priority and implementable nature of the work.

**Decision:** The proposed budget for FY 2020-2021 was endorsed by the Tshogde. The detail of the budget for 2020-2021 FY as below:

(i) Total Current Budget Proposal: 141.031M

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**র্ত্রশন্তমুক্তঃ** র্ত্রশনেককনের নি প্রেক্তিশালাক ক্রিকালাক কর্মানিক ক্রিকালাক কর্মানিক ক্রিকালাক কর্মানিক ক্রিকালাক কর্মানিক ক্রিকালাক ক্রিকালাক

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(ii) Total Capital Budget Proposal: 624.191 M (9.72% higher than ceiling). Some additional Capital works like Zeera at Shedra (6M), Culvert at Kharevphu(3M) and Access road at Pekarshing(10M) were included with additional budget. A copy of final proposed budget attached for reference.

**Action to be taken:** Finance Division to include the changes made in the final proposal and lead the team during the budget discussion as per the budget call. Finance Division should also have the justifications ready for the activities proposed.

#### **Participants Present:**

- 1. Dasho Uttar Kumar Rai, Thrompon as the Chaiperson
- 2. Lungten Jamtsho, Executive Secretary as the Member Secretary
- 3. Sharmila Limbu, Thuemi of Phuentsholing Toed as the Dy. Chaiperson
- 4. Nar Bdr Rai, Thuemi of as the Member
- 5. Pravat Rai, Thuemi of Pasakha as the Member
- 6. Passang Norbu Tamang, Thuemi of Rinchending as the Member
- 7. Tertha Maya Mongar, Thuemi of as the Member
- 8. Chungku Dawa, Thuemi of Phuentsholing Mead as the Member
- 9. Chief of Divisions as observer

### Minute of the Tshogde Approved by:

#### **Members:**

1. Dy. Chairperson (Phuentsholing Toed Thuemi)

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- 2. Thuemi, Rinchending
- 3. Thuemi, Pekarshing
- 4. Thuemi, Pasakha
- 5. Thuemi, Phuentsholing Maed
- 6. Thuemi, Nyedra

(Dasho Thrompon) **Chairperson.** 

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