

Legislation Cited: Nepal

Legislation below informed analysis of community-based water tenure regimes (CWTRs) in Nepal, as published in “[Whose Water?](#)” and on the [RRI Tenure Tool](#). Analysis includes relevant national laws and regulations enforceable as of January 1, 2019.

Legal Instruments, Court Cases, Select Regional Treaties and Agreements, and Secondary Sources	Year Enacted or Ratified (Revised/Amended)
Constitution of Nepal 2015	2015
The Muluki Ain (General Code)	1963 (2010)
The Lands Act, 2021 (1964)	1964 (2010)
Land Acquisition Act, 2034 (1977)	1977 (2010)
Nepal Treaty Act, 2047 (1990)	1990
Electricity Act, 2049 (1992)	1992
Water Resources Act, 2049 (1992)	1992
Forest Act, 2049 (1993)	1993
Environment Protection Act, 2053 (1997)	1997
National Foundation for Development of Indigenous Nationalities Act	2002
National Human Rights Commission Act, 2068 (2012)	2012
Water Resource Rules, 2050 (1993)	1993
Environment Protection Rules, 2054 (1997)	1997
Drinking Water Rules, 2055 (1998)	1998
Irrigation Rules, 2056 (2000)	2000
<p>Aryal, Ravi Sharma. 2011. <i>The Law on Ownership and Right to Water in Nepal</i>. Kathmandu: Jalsrot Vikas Sanstha/Global Water Partnership, Nepal; Khadka, Shantam S. 1997. <i>Water use and water rights in Nepal: legal perspective</i>. International Water Management Institute; Lawyers’ Association for Human Rights of Nepalese Indigenous Peoples, Nepal Federation of Indigenous Nationalities, National Indigenous Women’s Federation, Youth Federation of Indigenous Nationalities, Nepal Indigenous Disabled Association, National Coalition Against Racial Discrimination, Indigenous Women’s Legal Awareness Group. 2018. <i>Alternative Report of the Indigenous Peoples of Nepal to the Sate Report Submitted by the Government of Nepal to the Committee on the Elimination of Racial Discrimination, Submitted to 95th Session of the United Nations Committee on the Elimination of Racial Discrimination</i>. Geneva: Office of the United Nations High Commissioner for Human Rights (OHCHR); Thami, Tahal and Gobinda Chhantyal (eds.) 2017. <i>Indigenous Peoples Rights in Nepal: Policy Status, Challenges and Opportunities</i>. Kathmandu: Lawyers’ Association for Human Rights of Nepalese Indigenous Peoples; WaterAid. 2005. <i>Water Laws in Nepal Laws Relating to Drinking Water, Sanitation, Irrigation, Hydropower and Water Pollution</i>.</p>	