

GOVERNMENT OF UNITED REPUBLIC OF TANZANIA



**PRESIDENT'S OFFICE
REGIONAL ADMINISTRATION
AND LOCAL GOVERNMENT (PORALG)**

**MSIMBAZI BASIN DEVELOPMENT PROJECT
P169425**

NEGOTIATED ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN (ESCP)

September 9, 2022

1. The Government of United Republic of Tanzania (the “Recipient”) through President’s Office Regional Administration and Local Government (PO-RALG) is planning to implement the Msimbazi Basin Development Project through PORALG PCT with Tanzania National Roads Agency (TANROADS) and various Local Government Authorities (LGAs) being the implementing Agencies that will be coordinated by the Dar Es Salaam City Council (DCC). The International Development Association (hereinafter the Association) has agreed to provide financing for the Project.
2. The Government of United Republic of Tanzania will implement material measures and actions so that the Msimbazi Basin Development Sub-projects are implemented in accordance with the World Bank’s Environmental and Social Standards (ESSs). This Environmental and Social Commitment Plan (ESCP) sets out a summary of the material measures and actions.
3. The Government of United Republic of Tanzania will also comply with the provisions of any other E&S document required under the ESF such as the Environmental and Social Impact Assessment (ESIA), Environmental and Social Management Plan (ESMP), Resettlement Action Plan (RAP), Stakeholders Engagement Plan (SEP), and Labor Management Procedures (LMP) and any other documents that will be identified for the Project will be developed.
4. The Government of the United Republic of Tanzania is responsible for compliance with all requirement of the ESCP even when implementation of specific measures and actions are conducted by the Ministry, Agency or Unit referenced in 1 above.
5. Implementation of the material measures and actions set out in this ESCP will be monitored and reported to the World Bank by the Government of the United Republic of Tanzania through PO-RALG PCT as required by the ESCP and the conditions of the legal agreement, and the World Bank will monitor and assess progress and completion of the material measures and actions throughout implementation of the Project.
6. As agreed by the World Bank and The Government of United Republic of Tanzania, this ESCP may be revised from time to time during Project implementation, to reflect adaptive management of Project changes and unforeseen circumstances or in response to assessment of Project performance conducted under the ESCP itself. In such circumstances, Government of the United Republic of Tanzania will agree to the changes with the World Bank and will update the ESCP to reflect such changes. Agreement on changes to the ESCP will be documented through the exchange of letters signed between the World Bank and the Government of the United Republic of Tanzania through PO-RALG will promptly disclose the updated ESCP.
7. Where Project changes, unforeseen circumstances, or Project performance result in changes to the risks and impacts during Project implementation, the Government of the United Republic of Tanzania shall provide additional funds, if needed, to implement actions and measures to address such risks and impacts, which may include: environmental, health, and safety impacts, labour influx, Sexual exploitation and abuse and/or Sexual harassment.

Summary of the Material Measures and Actions to Mitigate the Msimbazi Basin Development Project's Potential Environmental and Social Risks and Impacts		TIMEFRAME	RESPONSIBLE ENTITY/AUTHORITY
ESCP MONITORING AND REPORTING			
A	<p>REGULAR REPORTING</p> <p>Prepare and submit to the Bank regular monitoring reports on the environmental, social, labor, health and safety (ESHS) performance of the Project, including but not limited to implementation of the ESCP, status of preparation and implementation of E&S instruments required under the ESCP including the RAP Implementation (to be reported separately), stakeholder engagement activities, and the functioning of the grievance mechanism(s).</p>	Quarterly throughout Project implementation	Environmental and Social Team at the PCT in PORALG, DCC-PIT, TANROADs PIT Funding from Project's budget. ¹
B	<p>INCIDENTS AND ACCIDENTS</p> <p>Promptly notify the Bank of any incident or accident related or having an impact on the Project which has, or is likely to have, a significant adverse effect on the environment, the affected communities, the public or workers including, <i>among others</i>, construction accidents, pollution, sexual discrimination, allegations of sexual abuse, exploitation, or harassment. Provide sufficient details regarding the incident or accident, indicating immediate measures taken to address it, and include information provided by any contractor and supervising entity, as appropriate. Subsequently, at the Bank's request, prepare a report on the incident or accident, and propose measures to prevent its recurrence.</p>	Promptly after learning of the incident or accident, (Notify the TTL of the World Bank not later than 36 hours after occurrence of the accident/incident). If a report is requested by the Bank, the same shall be delivered within a timeframe acceptable to the Bank.	Respective Project Coordinator at the PCT in PORALG, DCC-PIT, TANROADs and the World Bank
C	<p>CONTRACTORS MONTHLY REPORTS</p> <p>In contracts for works using the Bank's standard procurement documents, contractors are required to provide monthly monitoring reports to the Project Implementing Team (PIT) and if needed, such monthly reports would be submitted to the Association by the Recipient upon request.</p>	Be done in a monthly basis	Contractors, Respective Project Coordinator at the PCT in PORALG, DCC-PIT, TANROADs and the World Bank
ESS 1: ASSESSMENT AND MANAGEMENT OF ENVIRONMENTAL AND SOCIAL RISKS AND IMPACTS			

Summary of the Material Measures and Actions to Mitigate the Msimbazi Basin Development Project's Potential Environmental and Social Risks and Impacts		TIMEFRAME	RESPONSIBLE ENTITY/AUTHORITY
1.1	<p>ORGANIZATIONAL STRUCTURE</p> <p>Establish and maintain an organizational structure that is adequate to support management of E&S risks including resources to support the management of ESHS risks and impacts of the Project, that are Environmental Officers and Sociologists/Community Development Officers with a clear chain of command A social specialist with experience on Grievance Handling and response shall be part of this organizational structure.</p>	<p>Prior to loan effectiveness.</p> <p>Maintained throughout Project implementation</p>	<p>PCT at PORALG, DCC-PIT, TANROADs</p>
1.2	<p>ENVIRONMENTAL AND SOCIAL ASSESSMENT</p> <p>Prepare, consult, update, disclose, adopt, and implement policy frameworks and management plans - Strategic Environmental and Social Assessment (SESA); and Environmental and Social Impact Assessment and Environmental and Social Management Plans (ESIA/ESMP) - that have been prepared for the Project, in a manner acceptable to the Bank.</p>	<p>During planning and preparation phase of specific sub-projects.</p>	<p>The Environmental and Social team at the PCT in PORALG, DCC-PIT and TANROAD's PCT</p>
1.3	<p>MANAGEMENT TOOLS AND INSTRUMENTS</p> <p>Assess all Project activities in accordance with the ESMF for the Project and thereafter, prepare, consult, adopt, disclose and implement any Environmental and Social Management Plans (ESMP) required for the respective subprojects or Project activities, in accordance with the ESSs, the ESMF and in a manner acceptable to the Bank.</p>	<p>For each subproject and Project activity requiring the preparation of an ESMP, this shall be completed, in a form and substance acceptable to the Bank, before launching of the corresponding bidding process. Once approved, the ESMPs shall be implemented throughout implementation of the respective subprojects or respective Project activities</p>	<p>The PCT at PORALG, DCC-PIT and TANROAD's PIT</p>

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1.4	<p>MANAGEMENT OF CONTRACTORS</p> <p>Develop and implement procedures for managing contractors and subcontractors. Incorporate the relevant aspects of this ESCP, including the relevant E&S instruments and/or plans, and labor and working conditions, into the environmental, labor, social, health and safety specifications of the procurement documents and contracts of contractors. Contractors shall ensure that subcontractors comply with these obligations. Thereafter, ensure that the contractors comply with the environmental, labor, social, health and safety specifications of their respective contracts. Contractors shall prepare C-ESMPs acceptable to the PIU prior to commencement of works.</p>	<p>During preparation of procurement documents and prior to commencement of works.</p> <p>Procedures to be maintained throughout the Project implementation.</p>	<p>The PCU at PORALG, PIU at TANROADS and PIU at DCC</p>
ESS 2: LABOR AND WORKING CONDITIONS			
2.1	<p>LABOR MANAGEMENT PROCEDURES</p> <p>Prepare and implement the Labor Management Procedures (LMP) for the Project to ensure that all requirements for implementation have been adopted. LMP will be maintained and updated as needed, depending on changing project circumstances.</p>	<p>Throughout project implementation</p>	<p>The PCT at PORALG</p>
2.2	<p>GRIEVANCE MECHANISM FOR PROJECT WORKERS</p> <p>Develop and maintain a grievance mechanism for Project workers as described in the LMP. Ensure that the Grievance Redress Mechanism has the capacity to receive complaints on sexual harassment in the workplace and to treat them with confidentiality.</p>	<p>Prior to implementation of works and will be maintained and updated throughout the Project implementation. Contractors work's contract to incorporate GRM. Operational throughout the Project implementation.</p>	<ul style="list-style-type: none"> • The PCT at PORALG, PIT at TANROADS and respective LGAs • Contractors <u>Budget</u> Contractors' E&S budget

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2.3	<p>OCCUPATIONAL HEALTH AND SAFETY (OHS) MEASURES</p> <p>Develop and implement occupational, health and safety (OHS) measures in line with OSHA Act 2003 and the World Bank Environmental and Social Framework, including disease/pandemic prevention and contingency planning for an outbreak.</p> <p>Contractor to develop and implement a Contractor's OHS management plan as specified in the Bill of Quantities with Safety Audits carried out monthly, which should be conducted by the contractors.</p>	Prior to initiating works	<p>Contractor with oversight from PORALG PCT. PIT at the DCC and TANROADS Budget</p> <ul style="list-style-type: none"> Contractors' E&S
ESS 3: RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT			
3.1	<p>WASTE MANAGEMENT PLAN: Prepare, adopt, and implement e-Waste Management Plan.</p>	Prepare, adopt, and implement and e-Waste Management Plan. Developed Six months after Project effectiveness and thereafter implemented throughout Project implementation.	PO-RALG, NEMC, PIT
3.2	<p>RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT: Resource efficiency and pollution prevention and management measures will be covered under the ESMP to be prepared under action 1.2 above.</p>	During construction phase, project implementation and	PO-RALG, NEMC, PIT, Local community, Contractors
ESS 4: COMMUNITY HEALTH AND SAFETY			
4.1	<p>TRAFFIC AND ROAD SAFETY: In consultation with the community, develop and implement measures and actions to assess and manage traffic and road safety risks for construction. Contractors will develop road safety management plan as part of the C-ESMP to address environmental, social and economic impacts on local communities at the project area. .</p>	<p>Prior to Commencement of each sub-project works.</p> <p>Maintained throughout construction activities</p>	<p>Contractors with oversight from PO-RALG PCT, PITs at TANROADS and PIT at the DCC</p> <p>Source of financing: contractors' E&S budget</p>
4.2	<p>COMMUNITY HEALTH AND SAFETY: Develop and implement measures and action to assess and manage specific risks (including risks of a disease/pandemic outbreak) and impacts to the community arising from Project activities, including in relation to Sub-Project Workers and any risks of labor influx..</p>	<p>After contract award and prior to commencement of works.</p> <p>Maintained throughout construction activities.</p>	<p>TARURA, TANROADS and contractors.</p> <ul style="list-style-type: none"> Contractors' E&S budget.

4.3	<p>GBV AND SEA RISKS: Engage qualified institutions (e.g., NGOs, Government Hospitals etc.), to give Toolbox talks on GBV and SEA risks for continuous awareness and offer GBV (psychosocial and legal) referral services as needed.</p> <ul style="list-style-type: none"> • Develop and train the community and workers on a grievance/ feedback management process for reporting cases on GBV and SEA. • Develop a Code of Conduct that includes worker’s and contractor’s obligations vis-à-vis SEA, and issues related to GBV to be signed by contractors and workers. <p>Define, as part of the GBV Prevention and Response Action Plan monitoring mechanisms to ensure that all the mitigation and response measures are in place and working accordingly.</p>	<p>Prior to works initiation.</p> <p>Maintained throughout the Project implementation.</p>	<p>PIUs at TANROADS and LGAs as well as Contractors.</p> <ul style="list-style-type: none"> • Contractors’ E&S budget.
ESS 5: LAND ACQUISITION, RESTRICTIONS ON LAND USE AND INVOLUNTARY RESETTLEMENT			
5.1	<p>RESETTLEMENT PLANS Assess, prepare and implement resettlement action plans [RAPs] for sub projects consistent with the requirements of the RPF and ESS5 before carrying out the associated civil works.</p>	<p>All subproject RAPs will be finalized and implemented prior to commencement of any works.</p>	<p>PO-RALG PCT TANROADS and respective LGAs DART</p>
5.2	<p>GRIEVANCE MECHANISM Develop and implement the arrangements for the grievance mechanism for resettlement as described in the RPF and SEP in line with ESS10 requirement Develop and disclose a grievance/ feedback management process for project affected people .</p>	<p>Prior to project’s effectiveness</p> <p>Upon finalization of sub-projects’ Resettlement ActionPlan.</p>	<p>PO-RALG PCT, TANROADS, DART and Respective LGAs</p> <p>E&S Teams of PIUs</p>
ESS 6: BIODIVERSITY CONSERVATION AND SUSTAINABLE MANAGEMENT OF LIVING NATURAL RESOURCES [].			
6.1	<p>BIODIVERSITY RISKS AND IMPACTS: Develop and implement measures and actions to assess and manage risks and impacts on biodiversity, including identification of different types of habitat and circumstances in which offsets will be used.</p>	<p>Before subprojects commencement.</p>	<p>PO-RALG PCT, LGAs, contractors and Consultants.</p> <p>Contractors’ E&S budget</p>
ESS 8: CULTURAL HERITAGE			
8.1	<p>CHANCE FINDS: Identify measures to address risks and impacts on cultural heritage.</p>	<p>Before subprojects commencement and maintained throughout the Project implementation.</p>	<p>PO-RALG PCT , TANROADS and LGAs PIUs Contractors Consultants</p>

ESS 10: STAKEHOLDER ENGAGEMENT AND INFORMATION DISCLOSURE			
10.1	<p>STAKEHOLDER ENGAGEMENT PLAN PREPARATION AND IMPLEMENTATION</p> <p>Prepare and Implement the SEP and report on stakeholder consultation in the implementation of the project in the Monthly Progress Reports (MPRs) and Quarterly reports. Adopt the SEP for all sub-projects.</p>	Throughout the Project implementation	PO-RALG PCT, TANROADS and LGAs PITs.
10.2	<p>Project Grievance Mechanism : Prepare adopt maintain and operate a grievance mechanism as described in the SEP</p>	Prior to project implementation By March 2022	PO-RALG PCT, TANROADS and LGAs PITs.
CAPACITY SUPPORT (TRAINING)			
CS1	<p>Training may be required in but not limited to: Occupational health and safety; Gender mainstreaming in construction works; Implementation and monitoring of HIV/AIDS, STIs and STDs and preventive measures towards pandemic diseases such as Covid 19; Environment and social risks management; Grievances management implementation and monitoring Monitoring of ESMP Land acquisition and resettlement;</p>	<ul style="list-style-type: none"> • PO-RALG PCT and TANROADS E&S teams • PIU at each LGAs • Some officials at ward level • Contractors and Consultants staff <p>The trainings should be conducted as part of Project preparation and on biannual basis during project implementation</p>	<p>PO-RALG PCT, TANROADS and LGAs PITs.</p> <p>OSHA</p>
CS2	<p>Training may be required in but not limited to: Occupational health and safety; Implementation and monitoring of HIV/AIDS, STIs and STDs and preventive measures towards pandemic diseases such as Covid 19; Grievances Handling Monitoring of ESMP, Traffic Management Plan</p>	<p>Quarterly for some items Monthly for Occupational Health and Safety</p>	<p>CSC, Contractor, PO-RALG PCT, TANROADS, PIU, OSHA</p>

TBD: To be Determined.

DCC: Dar Es Salaam City Council – Formerly known as Ilala Municipal Council, the PIU will have staff from other LGAs that include Kinondoni, Ubungo, Kisarawe and the DCC