# REPUBLIC OF LIBERIA



# LIBERIA AGENCY FOR COMMUNITY EMPOWERMENT (LACE)

Additional Financing from the Africa Catalytic Growth Fund (ACGF) for the Youth, Employment, Skills (YES) Project

**Resettlement Policy Framework (RPF)** 

**April 2014** 

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#### EXECUTIVE SUMMARY

#### Background

This Resettlement Policy Framework (RPF) has been updated in compliance with the World Bank (WB) requirements as inscribed in its policy on Involuntary Resettlement (OP4.12). The RPF is primarily intended to meet the legal requirements of the Government of Liberia and the Liberia Agency for Community Empowerment (LACE) in addressing the concerns of people that be affected by the additional Africa Catalytic Growth Fund (ACGF) financing of the Youth, Employment, Skills (YES) Project Component 1: Community Livelihoods.

The Resettlement Policy Framework (RPF) covers the following themes:

- Project Description
- Operational Procedures
- Legal Framework
- Institutional Framework
- Valuation, Eligibility and Entitlement Procedures
- · Sources of Funding
- Consultation and Participation
- · Monitoring and Evaluation and
- Disclosure of Social Safeguards Instruments

# **Operational Procedures**

The Sub-projects to be undertaken under the Community Livelihoods component of the YES Project may involve land use implications but may not trigger the World Bank Safeguards Policy on Involuntary Resettlement (OP/ BP 4.12). However the World Bank's Operational Policy on Involuntary Resettlement (OP 4.12) has been prepared to apply to any Sub-project which may have implications of loss of assets or access to assets important to production, the loss of income sources or means of livelihood.

#### Legal Framework

The World Bank's safeguards policies operate to prevent and mitigate potential adverse impacts associated with the Bank's lending operation to people and their environment. The GoL Land Rights Policy defines Public Land, Government Land, Customary Land and Private Land as well as Protected Areas that will be conserved for the benefits of all Liberians.

#### Institutional Framework

The institutional framework for the implementation of the RPF will involve other government ministries and agencies as well as private institutions but the overall responsibility would be that of the LACE.

The Resettlement Policy Framework will ensure that where land acquisition is unavoidable, all project affected persons (PAPs) will be compensated for their lost assets at full replacement costs, and in the event of resettlement be provided with supplementary assistance to help them improve, or at least restore, their livelihoods

and standards of living to pre-displacement levels. In all cases after the compensation or resettlement has taken place the PAPs will not be "no worse-off if not better off".

#### Valuations, Eligibility and Entitlements

The Resettlement Policy Framework will ensure that where land acquisition is unavoidable, all project affected persons (PAPs) will be compensated for their lost assets at full replacement costs, and in the event of resettlement be provided with supplementary assistance to help them improve, or at least restore, their livelihoods and standards of living to pre-displacement levels. In all cases after the compensation or resettlement has taken place the PAPs will not be "no worse-off if not better off".

Based on an understanding of the social structure of the Liberia communities and the nature of the projects, it appears the most likely affected persons will include farmers, fisher folks, squatters and the respective land owners.

The basis of what is to be paid as compensation will be determined by identifying the most appropriate entitlement for each loss based on Bank Policy OP 4.12 and the merit of the option. An Entitlement Matrix will be establish to set the measure of the payment for all loses or impacts expected from the implementation of the sub-project.

#### Grievance Redress Mechanisms

In practice, grievances and disputes that arise during the course of implementation of a resettlement and compensation program may be related to the following issues (i) mistakes in inventorying or valuing properties, (ii) disagreement on plot boundaries, either between the affected person and the expropriation agency, (iii) disputed ownership of a given asset (two or more affected people claiming that the affected asset is theirs), (iv) disagreement on plot/asset valuation and (v) where affected person opt for a resettlement-based option, disagreement on the resettlement package (the location of the resettlement site does not suit them and/ or proposed housing or resettlement plot characteristics are not favourable to them).

#### Proposed Grievance Redress Mechanism

Grievance redress mechanism for affected people is established under the local government structure.

LACE will establish a register of resettlement/ compensation related grievances and disputes at all levels. The receipt of complaints will include its logging and registration as this will help with monitoring the status of the grievances and ease reporting on them. The existence and conditions of access to this register (where, when, how) will be widely disseminated within the project areas as part of the consultation undertaken for the project in general. The Projects will determine the redress action in consultation with the complainant if necessary and with the representative of the PAPs.

LACE will encourage the grievance redress setups in the local Government (chiefdom and clan levels) to determine the redress action in consultation with the complainant if necessary. The LACE Grievance Redress Committee will visit the affected property site or get in touch with the complainant to confirm that the redress action is carried out.

# **Budget and Funding Arrangements**

The three components of budgeting are the implementation of the RPF, preparation of RAP or ARAP and finally the implementation of RAP/ARAP. The implementation of the RAP/ARAP will involve addressing all the issues articulated in the RAP/ARAP and will be borne by the Government of Liberia.

# Consultation and Participation

The project affected persons (PAPs) will be consulted and involved in all resettlement activities: planning, implementation and monitoring. Their involvement provides them with greater understanding of the project, the resettlement issues and gives them opportunities to voice out their concerns about the project, and they may offer alternatives and compromises that tend to promote implementation.

#### Monitoring and Evaluation

Monitoring and evaluation will be a continuous process and will include internal and external monitoring. Internal monitoring of the resettlement/rehabilitation operations will be undertaken by LACE and County Administrators. External monitoring will be done by the Environmental Protection Agency (EPA) and relevant NGOs, will be considered in the external monitoring.

# Disclosure of Social Safeguards Instruments

LACE will disclose this Resettlement Policy Framework and subsequent RAPs/ARAPs by making copies available at its head office and the County Administrative offices in which the sub-projects are being undertaking. The Government of Liberia will also agree with the World Bank to disclose this RPF electronically through its InfoShop.

#### 1 INTRODUCTION

This Resettlement Policy Framework (RPF) has been updated in compliance with the World Bank (WB) requirements as inscribed in its policy on Involuntary Resettlement (OP4.12). The RPF is primarily intended to meet the legal requirements of the Government of Liberia and the Liberia Agency for Community Empowerment (LACE) in addressing the concerns of people affected by the additional financing from the Africa Catalytic Growth Fund for the Community Livelihoods component of the on-going Youth, Employment, Skills (YES) Project.

# 1.1 Background

LACE was established by an Act of the Liberian National Legislature to implement community driven development projects. The objective of LACE is to improve the welfare of poor communities, most of which have been devastated by the long period of civil unrest. LACE was selected by the Government of Liberia and the World Bank as the implementing partner for the Community Livelihoods component of the YES Project.

# 1.2 Description of LACE Projects

The original Project Development Objective (PDO) of the YES Project is to expand access of poor and young Liberians to temporary employment programs and to improve youth employability, in support of the Government of Liberia's response to the employment crisis. Toward this objective, the project is organized into two components, Community Livelihoods (previously Community Works) and Skills for Jobs, to provide immediate relief to the unemployment crisis while simultaneously developing longer-term solutions to train and employ young people in productive work. LACE is the implementing partner for the Community Livelihoods component, on which the Additional Financing expands.

The Additional Financing would contribute to the original PDO by revising the Project's Community Livelihoods component and adopting an emphasis on basic training throughout the activities. The component is on track to meet its development objective through expanded access to temporary employment and life skills for poor youth. The adoption of these activities was a key finding, pending additional financing, of the project's September 2012 midterm review (MTR).

Under the Additional Financing, the YES Project Component 1: Community Livelihoods would be scaled up from US\$9.4 million to US\$12.8 million. This would allow for continuation of the public works activities with the adoption of an emphasis on productive activities, the piloting of household enterprise training, and the undertaking of an expanded impact evaluation to assess these revisions to the Project cycle. The additional financing would target an additional 9,000 Liberians across the country's 15 counties. In order to evaluate the impact of the proposed Sub-project revisions, 1,500 people would participate in the household enterprise training activities outlined below; 3,750 people would participate in the productive works activities outline below; and 3,750 people would participate in both the productive works and household enterprise training activities.

Subcomponent 1.1 would be revised to encourage the productive outcomes witnessed amongst some previous Project beneficiaries, such as investing the labor and income transfer in agriculture and non-farm household enterprise activities. Through a participatory appraisal approach, community beneficiaries would be facilitated to develop Sub-project proposals for investment in community farms or other productive activities. Sub-project proposals would outline the identification of activities, allocation of participant labor, timeline for work phases,

necessary inputs, including allocation of land by the community, if necessary, and sustainability and management measures. Based on analysis of work required across an agricultural cycle, the Community Livelihoods would allocate 50 days of work to participants and also provide simple tools and agro-inputs, as identified in the community Sub-project proposals. The revised POM specifies a negative list for these inputs; it includes tree crops, poultry/livestock, and chemical fertilizers. The subcomponent name would change from "Community Works" to "Community Livelihoods" to reflect the proposed changes to the activities.

The Additional Financing would test the viability and impact of providing household enterprise training to the Project's beneficiaries. The household enterprise training has been developed for illiterate learners and depends on interactive pedagogies, including games, group discussion, and visual aides. The curriculum is based on good practice examples from Cote d'Ivoire, Liberia, and Uganda and has been subject to Government and NGO consultations. The training would be conducted over a three week period by locally recruited trainers, hired by a local NGO partner and approved and trained by LACE. The first week of training would provide introductory lessons about starting/expanding a household enterprises and basic market research. Participants would then have a one week break to begin drafting enterprise development plans, with one-on-one follow-up by the trainers during this period. The final week of training would focus on group review and assessment of the plans. Design of the curriculum and implementation arrangements prioritize delivery of these activities in remote and unserved communities.

The Additional Financing does not propose any changes to the institutional arrangements of the subcomponent. LACE would remain as the implementing partner. It would be responsible for the overall management of the activities and ensuring their implementation in keeping with the revised POM. As outlined in the POM, LACE would recruit local NGO partners, Community Facilitators (CFs), to undertake the day-to-day implementation of activities at the community level. The Project's Master Trainers would be retained to provide support CF implementation of the training modules.

Subcomponent 1.2 would continue to focus on capacity building and technical oversight for productive safety net activities. The Additional Financing would support an impact evaluation of the proposed revisions to the Community Livelihoods activities. The key research question of the evaluation would be to assess whether the design of a publics work project encourage 'productive' investment to promote self-employment and/or household enterprise development.

The YES Project <u>Component 2: Skills for Jobs</u> is implemented by the Ministry of Youth and Sports (MOYS). This component's activities focus exclusively on training of youth. The additional financing does not support continuation of Component 2.

# 2 Operational Procedures

The Community Livelihoods Sub-projects to be undertaken under the additional ACGF financing of the Component 1 of the YES Project may involve land use implications but may not trigger the World Bank Safeguards Policy on Involuntary Resettlement (OP/BP 4.12). However the World Bank's Operational Policy on Involuntary Resettlement (OP 4.12) has been prepared to apply to any Sub-project which may have implications of loss of assets or access to assets important to production, the loss of income sources or means of livelihood.

# 2.1 Objectives of the RPF

The overall objectives of the RPF are to set out the policies, principles and institutional arrangements for the resettlement policy. Specifically the RPF aims to:

- Develop a resettlement policy for the Additional ACGF Funding for the YES Project Component 1: Community Livelihoods;
- Describe the principles underlying the loss of income or livelihood;
- Describe institutional arrangements for resolving potential conflicts involving displaced persons; and
- Describe the arrangements for implementing and monitoring the resettlement process.

# 2.2 Rationale for Preparing RPF

The RPF will provide project stakeholders with procedures to address compensation issues as related to affected properties/ livelihoods including land and income generated activities during project implementation.

LACE will be responsible for facilitating the implementation, monitoring and follow-up on the activities that may be required as a result of an implementation of Sub-projects.

# 2.3 Resettlement Policy Framework Principles

The World Bank Group's OP 4.12 on Involuntary Resettlement provides that land-for-land resettlement is generally the preferred option. However, the resettlement plan must take into account legal and customary land rights in the country.

World Bank Operational Policy (OP) 4.12 will apply for the involuntary resettlement of owners and users of project lands. OP 4.12 requires that planning for resettlement be an integral part of the project design, and should be initiated as early in the project as possible. The policy sets out the following policy statements for consideration during resettlement planning:

- (a) Involuntary resettlement should be avoided or minimized where feasible, exploring all viable alternative project designs.
- **(b)** Where displacement is unavoidable, resettlement plans should be developed. All involuntary resettlement should be conceived and executed as development progresses with re-settlers receiving sufficient investment resources and opportunities to share in project benefits. Displaced persons should be (i) compensated for their losses at full replacement cost prior to the actual move; (ii) assisted with the move and supported during the transition period in the resettlement site; and (iii) assisted in their efforts to improve their former living standards, income earning capacity, and

production levels, or at least to restore them. Particular attention should be paid to the needs of the poorest groups to be resettled.

- **(c)** Community participation in planning and implementing resettlement should be encouraged. Appropriate patterns of social organization should be established, and existing social and cultural institutions of re-settlers and their hosts should be supported and used to the greatest extent possible.
- **(d)** Re-settlers should be integrated socially and economically into host communities so that adverse impacts on host communities are minimized. The best way of achieving this integration is for resettlement to be planned in areas benefiting from the project and through consultation with future hosts.
- **(e)** Lands, housing infrastructure, and other compensation should be provided to the adversely affected population, indigenous groups, ethnic minorities, and pastoralists who may have usufruct or customary rights to the land or other resources taken for the project. The absence or legal title to land by such groups should not be a bar to compensation.

# 3 Legal Framework

The Government of Liberia (GoL) has set up the Government Reform Commission (GRC) to address the challenges emanating from land tenure and legal system amongst other issues.

# 3.1 Policy Framework

#### 3.1.1 World Bank OP 4.12- Involuntary Resettlement

The World Bank's safeguards policies operate to prevent and mitigate potential adverse impacts associated with the Bank's lending operation to people and their environment. The Additional funding for YES may not trigger the World Bank's safeguard policy on OP 4.12 – Involuntary Resettlement.

This policy covers direct economic and social impacts that result from Bank-assisted investment projects, and are caused by (a) the involuntary taking of assets resulting in: relocation or loss of shelter; loss of assets or access to assets; or loss of income sources or means of livelihood, whether or not the affected persons must move to another location, (b) the involuntary restriction of access to legally designated parks and protected areas resulting in adverse impacts on the livelihoods of the affected persons.

#### 3.2 Regulatory Framework

The Constitution and other Liberian Laws provide basis for resettlement and compensation. This section presents a detailed description of the legal framework for the implementation of involuntary resettlement projects in Liberia. The following Liberian laws and policy comprise the legal framework.

#### 3.2.1 Draft Land Rights Policy, May 2013

The draft Land Rights Policy defines Public Land, Government Land, Customary Land and Private Land as well as Protected Areas that will be conserved for the benefits of all Liberians.

The formulation of the Policy was guided by the following principles: secure land rights, economic growth, equitable benefits, equal access, equal protection, environmental protection, clarity, participation and evidence based. Most significantly, the policy aims to address historic inequalities by recommending that customary lands are given protection equal to that of private lands.

#### 3.2.2 Liberian Constitution 1986

Article 22 (a) and (b) of the Constitution vests in all individuals the right to own property either on individual basis or in conjunction with other individuals, as long as they are Liberian citizens. This right however does not extend to mineral resources on, or beneath the land.

#### 3.2.3 Land Act 1856

Prior to independence, land acquisition and distribution was done on the basis of relationship and class system. Opposition to this system of land tenure led to the establishment of a set of rules known as the 'digest of law to govern the affairs of the settlers in terms of land distribution'. This later culminated into the Land Distribution Act of 1856 which removed the restriction to land distribution based on citizenship. This Act was repealed by the 1950 Land Act which restricted land ownership to citizens and naturalized citizens especially those of Negro descents.

#### 3.2.4 County Act 1969

This Act officially distributed and demarcated land boundaries in Liberia. Prior to the Act, counties were created through political means. For instance the three older counties in Liberia-Montserrado, Sinoe, and Maryland were all products of political events.

# 3.2.5 Land Acquisition Act 1929

The Act lays down the procedure for obtaining rights to any piece of land in Liberia through purchase. The Act distinguishes land in Liberia into two categories viz: the Hinterland and the County areas.

The procedure for obtaining land located in the Hinterland is as follows:

- Obtaining consent of Tribal Authority to have a parcel of land deeded to the individual by the Government,
- Pay a sum of money as a token of his intention to live peacefully with the tribesmen,
- Paramount or clan chief signs a certificate which the purchaser forwards to the office of the District Commissioner (who also acts as the Land Commissioner for the area).

The District Commissioner after satisfying himself that the land is not encumbered in anyway approves that the land be deeded to the applicant and issues a certificate to that effect.

The procedure for obtaining land located in the County Area is as follows:

- Apply to the Land Commissioner in the county in which the land is located
- The Commissioner shall issue a certificate if he is satisfied that the land is unencumbered.

Upon completion of the above steps, the purchase shall pay the Bureau of Revenues the value of the land valued at a minimum rate of fifty (50) cents per acre (Land article 24 of the 1986 Liberian Constitution). He shall obtain and submit a receipt to the president for an order to have the land surveyed. A deed will then be drawn up by the Land Commissioner, authenticated, and given to the purchaser.

#### 3.3 Institutional Framework

The institutions involved and responsible for the implementation of the RPF are:

- LACE
- Environmental Protection Agency (EPA);
- Ministry of Youth and Sport;
- Ministry of Public Works (MOPW);
- Ministry of Agriculture;
- Local Government Authorities (LGA); and
- Local NGOs.

# 3.3.1 Liberia Agency for Community Empowerment (LACE)

LACE is the implementing partner for the YES Project Component 1 and therefore is responsible for the overall management of these activities, including the RFP.

# 3.3.2 Environmental Protection Agency (EPA)

The EPA is mandated to set environmental quality standards and ensure compliance with pollution control. It is responsible for the provision of guidelines for the preparation of Environment Assessments and Audits, and the evaluation of environmental permits. These may include certification procedure for landfill and other activities potentially dangerous to the environment.

The EPA is also established to coordinate, monitor, supervise and consult with relevant stakeholders on all activities in the protection of the environment and sustainable use of natural resources.

# 3.3.3 Ministry of Youth and Sports (MOYS)

The MOYS is the lead ministry designated by Government to oversee youth-related policy and programming, including the YES Project.

The Ministry is responsible for the formulation and implementation of policies and programmes aimed at providing employment for youths and helping them to achieve their full potential, spiritually, vocationally and culturally as positively motivated, socially responsible and economically productive citizens through sports oriented activities for recreation, leisure, health and fitness.

#### 3.3.4 Ministry of Public Works (MOPW)

The MOPW is responsible for land-use zoning and will be engaged in site the selection of sub-projects.

The Ministry of Public Works carries out the following broad functions:

- Provision of advice, technical services, planning, design and construction of works projects for other Government Departments and Agencies.
- Management of works and maintenance programmes associated with public buildings, roads bridges, airfields, jetties, water supplies, sewerage and rural electricity; and
- Maintenance and operation of facilities owned by the Government.

#### 3.3.5 Ministry of Agriculture

The Project will coordinate with the Ministry of Agriculture, particularly the County and District Agriculture Extension workers on community sub-projects related to farming.

The Ministry plays a pivotal role in the Liberia economy, providing critical and reciprocal linkages with all the other sectors of the economy and accounts for 50 per cent of the total formal employment. It is committed to stimulate sectoral growth, guarantee food security and improve the living standard of all people in Liberia.

# 3.3.6 Local Government Authorities (LGA)

The LGA oversees the operation of the local government system and implements policy in relation to local government structures, functions, human resources and financing.

The LGAs are responsible for the management of development at the county and district levels. As such, they are involved in site selection of the sub-projects.

# 3.3.7 Local NGOs

The local NGOs are contracted by LACE to facilitate community development of sub-projects and monitor their day-to-day implementation.

#### 3.4 Land Tenure System

#### 3.4.1 Customary Tenure

Customary tenure involves the use of land which the government has granted to people in the hinterland through customary rights. Such rights begin with the Town Chief, then the Clan or paramount Chief and finally the District Commissioner. The District Commissioner prepares Customary Land Grant Certificates which are subsequently legalised by the president of Liberia.

#### 3.4.2 Freehold Tenure

It derives its legality from the constitution and its incidents from the written law. It involves holding land in perpetuity or a term fixed by a condition and enables the holding to exercise, subject to the law, full powers of ownership.

#### 3.4.3 Leasehold Tenure

This is created either by contract or by operation of the law; it is a form under which the landlord or lessor grants the tenant or lessor exclusive right of the land, usually for a specific period in return for a rent, granting the tenant security of tenure and a proprietary interest in the land.

#### 3.4.4 Land Valuation System

Title to all land vests in the state. Thus the GoL is the original grantor of land and the public are all grantees. One who obtains land from the state has a bona fide title and right to full possession and use of the land. However the state has the right to revoke any previously granted title. Before such power can be exercised, the state through its institutions is statutorily obliged to first evaluate the current market value of the property to be acquired with the aim of providing just compensation to the affected owner. Where the land to be revoked is in public use, the state has the burden of replacing it with one of commensurate value.

In the case of public land, section 31 of the 1986 Liberian Code provides the procedure for determining the cost as follows:

- One dollar per acre for land on the margin of a river;
- Fifty cents per acre for land in the interior; and
- Thirty dollars per lot for town lots.

#### 3.5 Compensation

Article 24 of the 1986 Liberia Constitution provides the basis for compensation for acquired land. It states that, "expropriation may be authorized for national security issues or where the public health and safety are endangered, or for any other public purposes, provided."

For the expropriation to be successful the following issues need to be addressed:

- Prompt payment of just compensation;
- That such expropriation or the compensation offered may be challenged freely by the owner of the property in a court of law with no penalty for having brought such action; and
- That when property taken for public use ceases to be used for the intended purpose, republic shall accord the former owner, the right of first refusal to reacquire the property.

# 3.6 World Bank Safeguard Policies on Involuntary Resettlement

The full text of OP 4.12 including its Annex A on Resettlement Instruments is presented in Annex 1.

OP 4.12 on Involuntary Resettlement is to be complied with where impacts on livelihoods, impacts on assets, acquisition of land or restrictions to natural resources may take place as a result of sub-project activities. Where there is a difference between national legislation and World Bank policy, World Bank policy will be applied and followed. It includes requirements that:

- Involuntary Resettlement should be avoided or minimised exploring all viable alternatives project designs;
- Where it is not feasible to avoid resettlement, resettlement activities should be conceived and executed as sustainable development programs, providing sufficient investment resources to enable persons affected by the project to share in project benefits.
- Affected people should be consulted and should have opportunities to participate in planning and implementing resettlement programs;
- impacted persons should be assisted in their effort to improve their livelihoods and standards of living or at least to restore them to pre impact levels or to levels prevailing prior to the beginning of project implementation, whichever is higher;

According to OP 4.12, the Resettlement Plans (RAP) ) should include measures to ensure that the affected persons are:

- Informed about the options and rights pertaining to impacts caused by project activities;
- Consulted on, offered choices among, and provided with technically and economically feasible alternatives; and
- Provided prompt and effective compensation at full replacement cost for losses
- attributable directly to the project;

If impacts include physical relocation, the RAP (Annex 2 shows template for preparation of RAP) includes measures to ensure that PAPs are:

- Provided assistance (such as moving allowance) during relocation; and
- Provided with residential housing or housing sites or as required.

#### 3.7 Compensation of National and International Practices

Although Liberia has several laws concerning title to land and property, as compensation for acquisition of property, these regulation are 'asset-oriented' in contrast to the World Bank policies which focus on both asset and the restoration of livelihoods.

The asset oriented scheme of the GoL focuses on compensation based on pecuniary estimate of lost assets in exclusion of the socio- economic losses. A summary comparison between Liberian regulations and applicable WB policies is shown in Table 3.1.

The Project's compensation and resettlement program is designed to meet the Liberian legislation and is also guided by the provisions of the WB policies and therefore, all differences identified for this Project are bridged by the Project's compensation and resettlement policies. In particular, the Project's compensation and resettlement policies include provision for compensation at 'replacement cost' and also for providing financial and technical assistance to affected people to support economic and livelihood restoration activities will be borne by the Government of Liberia.

The right of an aggrieved to seek redress is statutorily recognised under Liberian laws. Where the grievance is against an agency of GoL, the steps in seeking redress is to lodge a complaint with the GoL ministry or agency which shall conduct a hearing and make a determination on the matter. Such decision is subject to appeal to a regular court.

Jurisdiction of the court is hierarchically structured with decision of lower courts subject and appealable to higher courts. The supreme court of Liberia is the highest court and its decisions are not appealable. The time frame for instituting proceeding depends on the gravity and nature of injury involved.

The table below compares Liberian legislation to OP 4.12. Where there is a difference, OP 4.12 shall apply.

Table 3.1: Comparison between Liberian Regulations and World Bank Policies

Theme	Liberian Legislation	World Bank Policies OP 4.12	Mitigation Measures
Categories of affected individuals	<ul> <li>There is no distinction between affected individuals.</li> <li>Land owners, land users, owners of buildings and owners of perennial crops are all lumped together and treated likewise.</li> <li>There are no separate provisions for especially vulnerable classes of people</li> </ul>	<ul> <li>Involuntary Resettlement should be avoided where feasible, or minimized.</li> <li>Particular attention should be given to vulnerable groups</li> <li>Affected persons should be assisted to improve their livelihoods and standards of living or at least to restore them to pre- project levels.</li> </ul>	Project should be designed to distinguish between classes of affected individuals and this should be taken into consideration in awarding compensation
Impacts	<ul> <li>Addresses only direct physical impact of acquiring land.</li> <li>Socio-economic considerations are not given priority.</li> </ul>	<ul> <li>Compensation involves direct economic and social impact cause by acquisition.</li> <li>It is good practice for the borrower to undertake social assessment and implementation measure to minimize adverse impacts, particularly to poor and vulnerable groups.</li> </ul>	Design project to take socio-economic issues into consideration in determining compensation
Compensation & Participation	<ul> <li>Affected person are to be informed before repossession of land.</li> <li>There is no provision on the notice period, and</li> <li>There is no distinction between farmed land, and developed land.</li> </ul>	Affected persons should be:  Informed in a timely manner on their options and right pertaining to resettlement  Offered choices among, and provided with technically and economically feasible resettlement alternatives.  Provided with timely and relevant information to host communities receiving re-settlers.	Adequate communication between government agencies and affected individuals well ahead of scheduled period of repossession and implementation of project.
Eligibility for compensation & benefits	Compensation is restricted to individuals having a legal title to affected land or required.	The absence of legal title to land or other assets is not, in itself, a bar to compensate for lots assets or other resettlement assistance.	Design project to extend compensation(Social and economic) to individuals who do not have legal title to property
Monitoring & Evaluation	External evaluation is not required	Internal monitoring and external evaluation are required.	Design project to involve third party input in assessment of compensation to be paid

#### 4 DESCRIPTION OF ENVIRONMENTAL AND SOCIO-ECONOMIC CONDITIONS

#### 4.1 General

#### **4.1.1** Administrative Structure and Population

Liberia is governed by the 1986 Constitution and administratively divided into 15 counties with a total population of 3,793,400 as estimated in 2008. Figure 4.1 shows the Map of Liberia.

The social structures of the counties and districts in which these sub-projects are located are administratively similar. In each county, there are districts, chiefdoms and clans, as well as cities or seats of counties. A county is headed by superintendent while district commissioner, Paramount Chiefs, Clan Chiefs, and city mayors head districts, chiefdoms, clans, and cites respectively. The Town chief is the head of a town/village. These social structures coordinate the chain of authority in the project areas.

#### 4.1.2 Physical Description

The Republic of Liberia is situated on the West Coast of Africa between longitude 7° 18′ –11° 30′ west and latitude 4° 20′-8° 30′ north). It covers an area of 38,000 square miles. Geographically Liberia is bounded on the West by the Republic of Sierra Leone; East by La Cote D'Ivoire (Ivory Coast); North by the Republic of Guinea, and on the South by the Atlantic Ocean.

The relief system of Liberia is sub-divided into 4 relief zones: 1) the coastal Belt extends upland 20 –25 miles (32 to 40 km). It is composed of gently undulating hills or low plains with an altitude not exceeding 50ft (15m), and 3 promontories that appear as landmark from the sea. These are: Cape Mount- which is the highest found in the north-west (close to Sierra Leonean border) and rises steeply to an elevation of over 10,000ft (350m); Cape Mesurado- the second highest in Liberia (in Monrovia) rises to 300ft; Cape Palmas- rises to about 100ft (30m) above sea level (South-East near the mouth of the Cavalla River), and a Belt of Rolling Hills that hardly reached an altitude of 300ft (100m). The coast line or coastal plain of Liberia is estimated at 579km (350 mile) long of almost unbroken sand strip (UNEP, 2004).

The relief zone is characterized by a great number of hills, some discontinuous ranges and occasional escarpments (e.g. Bomi Hills, Goe and Fawtro or Bassa Hills) regarded as the outlier of the disserted tableland that is the larger parts of Liberia's hinterland. These rolling hills have an elevation of about 90m above sea level and are covered with tropical rainforests.

The disserted plateaus are about 600 to 1000 ft (200-300m) above sea level and are separated from the former belts by steep escarpments that rise to the western and central parts and covering the larger part of the country's hinterland. These plateaus comprise a series of mountain chains and massifs. The plateau and table lands have an elevation of about 300m while the mountain ranges reach an altitude of 610m.

The northern highlands- are found in the (Wologisi range- South West of Voinjama) along the border with Guinea. Its highest peak- the wuluvi, reaching an altitude of 4450ft (1350m) and the Nimba range form part of the more extensive Nimba complex within the Guinea highlands (with elevations above 6000ft (1800m).

The highest peak on the Liberian side of Nimba range is the guest house hill, initially measured 4,540ft (1385m), but has been gradually leveled by the exploitation of iron ore. In reality, the Nimba Mountain (Mount Wuteve with 1,380m at Yekepa) is the highest mountain in Liberia. The mount is endowed with the highest grade iron deposit in the world. It also

contains important minerals. Iron ore mining on Mount Nimba accounted for approximately one per cent of the world production; currently set at around 900 million tons. The Wologisi Mountain is the second highest peak. The other smaller mountain ranges in Liberia include the Putu Range and Bong Range.

#### 4.1.3 Socio-Economic Profile

Traditionally, Liberia's agricultural production relies on shifting cultivation of mixed crop system. The principal food crops of Liberia are rice and cassava. Due to insecurity caused by the war, many fields were left unplanted and food production plummeted. The civil war left devastating effect on the country's economy. The gross domestic product (GDP) decreased by 50%. Research has shown that 76.2% Liberians lives in extreme poverty level. In addition 50% of the population lives on 0.5USD/day. (UNDP, 2003).

The Liberian health care system has suffered with many hospitals and clinics destroyed. Less that 10% of Liberians have access to health care and safe drinking water (World Bank 2000). At the beginning of 2003, the official formal sector unemployment rate in Liberia was 85%. Traditionally, about 75% of the workforce has been involved in agriculture, 15% in government related services and less than 10% in mining and manufacturing.

The years of civil war have left devastating effect on the educational system of Liberia, with 75% of the educational infrastructure damaged or destroyed leading to virtual collapse of educational services. Illiteracy rate is high estimated nationwide at 63%. Of this, rural female illiteracy is reported to be 87.5%. In early 2003, enrollment at primary school level was at 50% for boys, and 24% for girls and only 35% of boys and 27% of girls reach 5th grade level. (MOE, 2004 Annual Report)

#### 4.1.4 Land Use

Liberia has a total land area of 111,370 square kilometers, including 96,320 square kilometers of land (9.63 million hectares) and 15,050 square kilometers of water. About 3.43% of the land is arable, and 1.98% is in permanent crops (2005). About 30 square kilometers are irrigated (2003). Liberia's terrain comprises mangrove swamps and beaches along the coast, wooded hills and semi-deciduous shrublands along the immediate interior, and dense tropical forests and plateaus in the interior. The inland grassy plateau and swamplands support agriculture. Forests cover about 45% of the total land area (CIA 2009; USDOS 2009; GOL 2006).



Figure 1 shows the Map of Liberia

#### 5 VALUATIONS, ELIGIBILITY AND ENTITLEMENTS

# 5.1 Principles and Objectives

The objective of this Resettlement Policy Framework is to ensure that where land acquisition is unavoidable, all project affected persons (PAPs) will be compensated for their lost assets at full replacement costs, and in the event of resettlement be provided with supplementary assistance to help them improve, or at least restore, their livelihoods and standards of living to predisplacement levels. To support this objective, the following principles in pursuit of the principles of intergenerational equity and sustainability will apply:

- Consideration of technical options shall involve a concurrent assessment of potential associated land acquisition impacts, so that, where feasible, design alternatives to minimize such impacts can be identified as early as possible. Thus involuntary resettlement will be avoided or minimized by identifying possible alternative project designs and appropriate social, economic, operational and engineering solutions that have the least impact on the population in the Project area;
- Project proposals involving involuntary land acquisition or resettlement shall include the costs of compensation/rehabilitation;
- Consultation arrangements during the projects preparation processes shall be transparent and inclusive to ensure that all persons affected by involuntary land acquisition or resettlement agree on the mitigation measures;
- Replacement of landed properties or agricultural land will be located as near as possible to the
- land lost, and at an available site which is acceptable to the PAP;
- Lack of formal title to assets lost be it land, house or business premise will not bar a PAP from being entitled to receive assistance to achieve the objective of this RPF once it can be demonstrated beyond all reasonable doubt e.g., authentication by traditional authority that he/ she has rightful title to the land, house or business;
- The cut-off date for eligibility for compensation for physical assets affected by Project activities will be set at the beginning of the census;
- After the detailed design has been completed for each component, a census and socioeconomic survey will be conducted as the basis for resettlement planning and resettlement plan preparation. After the detailed design has been completed for each component, a detailed census will be carried out as a basis for compensation;
- Land and other assets will only be taken into possession after compensation has been paid to the affected person, and relocation assistance shall likewise be provided before people are displaced;
- In the event of any population relocation, efforts will be made for existing social and cultural institutions of the people who are being resettled to be maintained to the greatest extent possible;
- Consideration must be given and assistance provided, where necessary, to those most vulnerable to the adverse impacts of resettlement (including the poorest, female headed households, the disabled and elderly with no means of support, and those from minority groups) to mitigate their hardships and to assist them in improving their livelihoods. Their needs will be considered in the formulation of the RAP and in the options and mitigation measures;
- Distinction should be drawn from PAPs relating to hired business premises and property owners- both should have resettlement benefits;

- Preparation of RAPs, as part of sub-project preparation and implementation, is to be carried with the full participation of both affected people, as well as representatives of the local governments of the Project affected areas, community leaders, civil society and social organizations such as the Women's groups, Civil Society Organisations (CSOs) and NGOs. Comments, concerns and suggestions of those consulted will be duly taken into consideration during the design and implementation phase of the resettlement plans;
- Adequate budgetary support will be fully committed and be made available to cover the costs of land acquisition and resettlement and rehabilitation within the agreed implementation period; and
- Appropriate reporting, monitoring and evaluation mechanisms will be identified and set in place as part of the resettlement management system. Monitoring and evaluation of the land acquisition process and the final outcome will be conducted independently of the executing agency.

#### **5.1.1** Minimization of Displacement

In line with the World Bank safeguard policy OP 4.12, the LACE projects will minimize displacement through the following design procedures:

- Wherever inhabited dwellings may potentially be affected by a component of a project/ sub-project, the sub-project shall be redesigned (facility relocation, rerouting) to avoid any impact on such dwellings and to avoid displacement/relocation accordingly;
- Wherever the impact on the land holding of one particular household is such that this
  households may not be sustainable in the long term, even if there is no need to physically
  displace this household, the sub-project shall be redesigned (facility relocation, rerouting)
  to avoid any such impact;
- Costs associated with displacement and resettlement will be internalized into project/ subproject costs to allow for fair comparison of processes and sites; and
- To the extent possible, Project facilities will be located on public spaces.

These principles are intended to minimize negative impacts. However, it will not be always feasible to avoid displacement or land acquisition. In addition to impact minimization measures, mitigation measures are therefore needed, hence this RPF.

# **5.1.2** Fair and Adequate Compensation

One paramount principle of World Bank safeguards is that where people are affected by an undertaking, the aim of compensation or resettlement must be that they should be "no worse-off if not better off" after the compensation or resettlement has taken place. The compensation package will include loss of income or livelihood restoration assistance or relocation assistance as appropriate plus a disturbance allowance.

#### **5.1.3** Compensation Payment

Compensation principles will be as follows:

- Compensation shall be paid prior to displacement / land entry;
- Compensation will be at full replacement value.

By contrast with the depreciated or net value of a structure, the "replacement value" includes the full cost of materials and labour required to reconstruct a building of similar surface and standing. In other words, the affected person must be able to have their structure rebuilt in a different location using the compensation paid for the old building.

# **5.1.4 Vulnerable Groups**

Vulnerable groups are those at risk of becoming more vulnerable due to the displacement, compensation, and resettlement process. Vulnerable people include, but not limited to:

- disabled persons, whether mentally or physically;
- the elderly, usually above 60 years;
- widows;
- children;
- orphans;
- · female heads of households.

#### **5.1.5** Assistance to Vulnerable Persons

Assistance to vulnerable persons may include the following:

- Identification of vulnerable people and identification of the cause and impacts of their vulnerability, either through direct interviews by the Project Staff or through the community; this step is critical because often vulnerable people do not participate in community meetings, and their disability/vulnerability may remain unknown;
- Identification of required assistance at the various stages of the process: negotiation and
- compensation payment as well as moving from the project impacted area;
- Implementation of the measures necessary to assist the vulnerable person; and
- Monitoring and continuation of assistance after resettlement and/or compensation, if required.

Assistance may take the following forms, depending upon vulnerable persons' requests and needs:

- Assistance in the compensation payment procedure (e.g., going to the bank with the person to cash the compensation cheque);
- Assistance in the post payment period to secure the compensation money and reduce risks of misuse/robbery;

- Assistance in moving from project impacted area in the form of providing vehicle, driver and assistance at the moving stage;
- Assistance in building new structures by providing materials, workforce, or building new houses entirely; and
- Health care if required at critical periods during the transition period and the stage of moving from the project impacted area.

#### 5.2 Valuation of Assets

**Table 5.1** provides the general guideline and method for the preparation of the costs.

Table 5.1 General guidelines and methods for costs preparation

Item Types		Method	
Land Stool, private lands		Market value as at the time of replacement	
Farm crops	Crops and fruit trees	Market value as at the time of replacement	
	(cassava, oil palm tree, etc)		
Standing trees	Ornamental trees, Coconut	Follow EPA requirement. Pay cash for every tree felled and in	
	trees, etc.	addition plant two more at location similar to where the other	
		was felled.	
Forests	Dedicated community forest	Replacement cost method would be used and should be done in	
	areas, sacred groves,	consultation with and acceptable to the traditional authorities or	
	cemeteries, shrines	community leaders.	
Losses of income Farming, Fishing, etc.		Estimation of net monthly profit for business based on records;	
and livelihood		application of net monthly profit to the period when business is	
		not operating.	
Redundancy	Formal employment	Redundancy Pay to be dispensed according to the prescription of	
		the Labour	
Disturbance	-	10% of total compensation	
allowance			

# 5.3 Eligibility Criteria

Project affected persons are described as persons affected by land acquisition, relocation, or loss of incomes associated with the acquisition of land and/ or other assets, and restriction of access to legally designated sites.

Based on an understanding of the social structure of the Liberia communities and the nature of the projects, it appears the most likely affected persons will include farmers, fisher folks, squatters and the respective land owners and their eligibility for compensation payment is shown in **Table 5.2**.

Table 5.2 Eligibility Criteria

Category of affected persons	Assets	Type of compensation
Persons with formal legal rights to	Physical and non- physical	To be provided compensation for land lost
land.	assets such as residential	and other assistance
Persons without formal legal rights	structures, productive lands,	To be provided compensation for land lost
to land at time of notification but	farm lands, cultural sites	and other assistance
have claims to property recognized	commercial/ business	
by community leaders	properties, tenancy, income	
Persons with no recognizable legal	earning opportunities, and	To be provided resettlement assistance in
right or claim to land they are	social and cultural networks	lieu of compensation for land occupied.
occupying, e.g. squatters	and activities	
Persons encroaching on land after		Not eligible for compensation or any form of
the notification		resettlement assistance
Redundancy	Loss of Livelihood	Redundancy pay in accordance with the
		Labour law

#### 5.4 Method to Determine the Cut - Off Dates

It will be important to set a cut-off date at an early stage of the preparation process in order to avoid speculation and illegitimate claims at a later stage.

An appropriate cut-off date will be the time when the assessment of persons and their property in the sub-project area is carried out, i.e. the time when the sub-project area has been identified and when the baseline survey, census and preliminary asset inventory is undertaken. Thereafter, no new cases of PAPs will be considered. Unfinished structures would be identified and secured, and unused materials will be piled at the site so that the cut -off survey can estimate investment which should be compensated for in lieu of expenses (including labour) incurred until the cut - off date.

The establishment of a cut-off date is required to prevent opportunistic invasions /rush migration into the chosen land thereby posing a major risk to the project. Therefore, establishment of the cut-off date is of critical importance.

The local administrative Officer such as the Customary Heads will play a crucial role in identifying users of land since most of them would have acquired their customary rights to use the land from their customary heads.

#### 5.5 Entitlements

The basis of what is to be paid as compensation will be determined by identifying the most appropriate entitlement for each loss based on Bank Policy OP 4.12 and the merit of the option. An Entitlement Matrix will be establish to set the measure of the payment for all loses or impacts expected from the implementation of the sub-project. **Table 5.3** presents the entitlement matrix for the different categories of loss and other impacts, likely to be encountered on the Sub-projects.

Table 5:3 Entitlement Matrix

	Type of impact	Entitled units	Eligibility criteria	Entitlement
	Permanent acquisition of land (agricultural, residential, or commercial)	Landowner (individual, household or stool)	Own the affected plot in a recognized manner under Liberia law (which includes ownership under both common and customary laws)	1. Replacement by a piece of land of equivalent agricultural potential located in the vicinity of the affected plot OR Cash compensation at full replacement value if there is substantial evidence that the piece of land taken is not critical to the landowners' or user's livelihood. Compensation to be negotiated based on valuation by LVD or certified valuer, taking into account market values for land
LAND	Acquisition of easement rights	Landowner (individual, household or stool)	Own the affected plot (same as above)	Cash compensation of the restriction of use resulting from the easement. Compensation to be negotiated based on valuation by LVD or certified valuer, taking into account market values for land
	Temporary occupation of land	Landowner (individual, household or stool)	Own the affected plot (same as above)	Full reinstatement to pre-Project conditions     Rent to be agreed upon for the period during which land is occupied
CROPS	Destruction of standing crops	Landowner or tenant / sharecropper	Have grown the affected crop (regardless of related plot ownership)	Cash compensation for standing crops that cannot be harvested prior to land entry, counted at cut-off date and negotiated based on to Land Valuation Board rates     Disturbance allowance (10%)
3	Damage to crops	Landowner or tenant / sharecropper	Have grown the affected crop (regardless of plot ownership)	Cash compensation for damaged crops counted at cut-off date and negotiated based on Land Valuation Board rates     Disturbance allowance (10%)

	Type of impact	Entitled units	Eligibility criteria	Entitlement
ES	Destruction of permanent immoveable structures	Owner	Evidence of ownership of the affected structure (regardless of ownership of the plot where the structure is located)	Resettlement to a similar dwelling in similar location OR     Cash compensation at full replacement value of structure,     taking into account market values for structures and     materials 2. Cost of moving 3. Disturbance allowance (10%)
STRUCTURES		Occupant	Live in the affected structure on a permanent basis (tenant)	Cost of moving 2. Disturbance allowance (equal to three monthly rents)
TS	Temporary displacement of moveable structures	Owner	Own the affected structure (regardless of related plot ownership)	Cost of displacing the affected structure 2. Cost of moving the affected structure back to Project-affected land 3.  Disturbance allowance (10%)
	Agriculture	Farmer (may be distinct from the affected plot owner)	Use Project affected land for agriculture, regardless of the ownership situation (includes squatters)	Cash compensation of any loss of income incurred as a result of the Project, including during the transition period where the farmer is resettled 2. Assistance to livelihood restoration up to pre-Project conditions and related monitoring
LIVELIHOODS	Businesses -	Business person (may be distinct from owner of structure where business takes place)	Operate a business on Project affected land, regardless of the land ownership situation (includes squatters)	Cash compensation of temporary loss of income incurred because of the Project during the period required to reestablish the business to pre-Project conditions 2. Assistance to livelihood restoration up to pre-Project conditions, if necessary, and related monitoring
	Use of communal resources	User of such resources (can be individuals or communities)	Use communal resources as an element of livelihood	Assistance in identifying and accessing similar resources elsewhere 2. Cash compensation of temporary loss of income incurred because of the Project during the period required to access similar resources elsewhere
	Loss of Employment	Worker being redeployed/ severance	In formal employment of the organization (employer) undergoing changes that will necessitate involuntary resettlement	Redundancy Payment as per prescription of Act 651 (section 65)

Squatters		To be provided resettlement assistance to a place where they can legally live and work in lieu of compensation for land occupied; Right to salvage assets; Assistance with livelihood restoration

#### 6 RESETTLEMENT GRIEVANCE REDRESS MECHANISMS

# 6.1 Potential Grievances/ Disputes

In practice, grievances and disputes that arise during the course of implementation of a resettlement and compensation program may be related to the following issues:

- Mistakes in inventorying or valuing properties;
- Disagreement on plot boundaries, either between the affected person and the expropriation agency;
- Disputed ownership of a given asset (two or more affected people claiming that the affected asset is theirs);
- Disagreement on plot/asset valuation; and
- Where affected person opt for a resettlement-based option, disagreement on the resettlement package (the location of the resettlement site does not suit them and/ or proposed housing or resettlement plot characteristics are not favourable to them).

#### 6.2 Proposed Grievance Redress Mechanism

#### 6.2.1 Overview

In such compensation and resettlement processes, it often appears that many grievances derive from misunderstandings of project policy, which can usually be resolved through adequate mediation. Most grievances can be settled with additional explanation efforts and some mediation.

Grievance redress mechanism for affected people is established under the local government structure.

At chiefdom levels, the paramount chief is the political and tribal head of the chiefdom. Within the chiefdom are local courts where cases are heard and judgments made. On receipt of any complaint, the paramount chief summons his elders and the complainant. Upon hearing, if no amicable agreement is reached, the case will be referred to the District Commissioner for decision.

At clan levels there are chiefs and village elders that serve the same purpose of conflict resolution. Women groups are involved when necessary into the conflict resolution process. This local community structure assures equitable determination of cases, eliminates nuisance, claims, and satisfies legitimate claimants at reasonable cost determined by law.

In the case of flaw decision, there is an opportunity to appeal to high courts as prescribed by law.

The proposed mechanisms at all levels will comprise of the following steps:

- · Receipt and Registration of grievance;
- Determine and Implement the redress action;
- Verify the redress action;
- Amicable mediation/litigation and settlement; and
- · Dissatisfaction and alternative actions.

# **6.2.2** Receipts and Registration of Complaints

LACE will establish a register of resettlement/ compensation related grievances and disputes at all levels. The community-level management committees (Project Management Committee, Farm Management Committee, etc, as applicable) and the Community Trainers will be responsible for the receipt of complaints and their timely submission to LACE. The role of these focal persons to receive complaints will be widely disseminated within the project areas as part of the consultation undertaken for the project in general. The receipt of complaints will include its logging and registration as this will help with monitoring the status of the grievances and ease reporting on them. The Projects will determine the redress action in consultation with the complainant if necessary and with the representative of the PAPs.

#### 6.2.3 Determining and Implementing the Redress Action

LACE will encourage the grievance redress setups in the local Government (chiefdom and clan levels) to determine the redress action in consultation with the complainant if necessary. The proposed redress action and the timeframe in which it is to be implemented should be discussed within 1 week of receipt of the grievance. The grievance issue should be resolved within 2 weeks of receipt of complaints, unless it requires further investigation which could go to 4 weeks.

# **6.2.4** Verifying the Redress Action

The LACE Grievance Redress Committee will visit the affected property site or get in touch with the complainant to confirm that the redress action is carried out. If the complainant is not satisfied with the outcome of the redress action, additional steps may be taken to resolve the issue or reach an amicable agreement. Verification should be completed within one week of the redress action being taken. The Grievance Redress Committee will issue a grievance redress form (GRF) (as shown in **Annex 3**) to the complainant confirming resolution of grievance.

#### **6.2.5** Amicable Mediation and Settlement

The LACE Grievance Redress Committee attempting amicable mediation/litigation will be selected from among the following members:

- Representatives (preferably two) from LACE;
- Attorney of the affected person(s), if available;
- District Commissioner or representative;
- Civil Society Organisations (CSOs) and Non-Governmental Organisations (NGOs); and
- Clan leader (or representative).

#### 6.3 Appeal to Court

Courts of law will be a "last resort" option, in view of the first and second level mechanisms. However, as per the Constitution of the Government of Liberia any aggrieved person has the right to access to Courts of law.

#### 7 BUDGET AND FUNDING ARRANGEMENTS

The YES Project is funded by a US\$10 million Grant from the ACGF and a US\$6 million equivalent Grant from the IDA Crisis Response Window to the GoL. The YES Project Additional Financing will provide an additional US\$3.4 million Grant from the ACGF to the GoL.

The funding of any expected involuntary resettlement will be borne by the Government of Liberia. The implementation of the project, however, does not expect to cause any involuntary resettlement.

#### 7.1 BUDGETING

The three components of budgeting are the implementation of the RPF, preparation of RAP and finally the implementation of RAP. The implementation of the RPF will involve the following:

- Training and awareness creation for stakeholders; and
- Logistical support for key stakeholders; and
- Preparation of RAP.

The implementation of the RAP will involve addressing all the issues articulated in the RAP and will be borne by the Government of Liberia.

# 7.2 Funding Sources, Payment Methods and Entitlements

At national level, the government of Liberia is usually the main source of funding; whilst international donors also sometimes provide sources of funding. However, the YES Financing Agreement does not provide for such financial support. LACE's support or assistance to affected persons will therefore not be financial. However, in very exceptional cases (determined as such by LACE), and with strong justification, LACE may ask for financial compensation subject to "no objection" from the World Bank.

The resettlement support to all affected eligible persons will be for the following:

- Transportation assistance to areas of relocation;
- Receive food and non-food assistance and accommodation. The food and non- food assistance will be distributed in bulk from centralized distribution points within communities of resettlement
- Self- reliant jobs at places of resettlement

#### 7.3 Consultation on Payment Methods

No national legal framework exists for payment. However, LACE shall ensure that the sub-project community is committed to fairness and transparency in any distribution method whereby affected people receive assistance that is channelled through the local authority. LACE will encourage sub-project communities to consult with stakeholders to ensure transparency in the provision of assistance to affected people. A monitoring and reporting system of the processes will be put in place.

#### 7.4 CONSULTATION AND PARTICIPATION

LACE has carried out extensive stakeholder consultations with Sub-project beneficiaries and NGOs from a representative sample of counties from March 26

to March 31, 2014. The project beneficiaries generally welcomed the Sub-projects as having a positive impact on their livelihoods. Annex 5 shows the detailed consultations at the community level. In addition, the Government stakeholders, particularly the Liberia Environmental Protection Agency (LEPA), also was consulted in regards to the impact of Sub-projects.

The project affected persons (PAPs) will be consulted and involved in all resettlement activities: planning, implementation and monitoring. Their involvement provides them with greater understanding of the project, the resettlement issues and gives them opportunities to voice out their concerns about the project, and they may offer alternatives and compromises that tend to promote implementation.

Mechanism for community entry, consultation and participation of PAPs will be articulated well in the RAPs for the sub-projects and will be defined by cultural prescriptions which will be carefully studied and adhered to in each affected community. The mechanisms will include public meetings, participation in site preparation, resettlement committees for PAPs and communities and interagency committees for participating stakeholders.

a) Public meetings: meetings with Community leaders, opinion leaders, utility agencies, Assembly men and PAPs as individuals (as during the survey) and in their groups.

At the meeting with the project affected persons, the resettlement team will explain the various options of resettlement so that they can choose what they want; for instance cash compensations, alternative land or building, or group resettlement.

Group resettlement ensures that social networks and community institutions are not disintegrated and is appropriate for projects affecting whole settlements or sites.

PAPs will also be briefed on the compensation/resettlement process and each affected person will be given the chance to air their views on a draft resettlement plan on issues of concern to him or her.

- b) Involvement in site preparation
  Participation will also be fostered through use of local know-how and
  materials; the contractor will be encouraged to use local people to supply
  materials and goods needed for the sub-project implementation.
- b) Group formation: using existing groups or assisting PAPs to form groups provides institutional framework for participatory resettlement
- d) Involvement in resettlement committees and monitoring teams: participation in committees would be one of the key mechanisms for involvement of PAPs in the planning, implementation and monitoring of the RAPs.

#### 8 MONITORING AND EVALUATION

Monitoring and evaluation of the sub-project implementation process will be a continuous process and will include internal and external monitoring.

# 8.1 Internal Monitoring

Internal monitoring of the resettlement/rehabilitation operations will be undertaken by LACE and Local Government Authorities (LGA).

The day-to-day field supervision will be conducted by LACE program staff with regular oversight from LGA, including the County Development Officer, County Engineer and County Agriculture Extension Worker as applicable. Cost of monitoring will be the responsibility of LACE and the GoL.

# 8.2 External Monitoring

External monitoring will be done by the World Bank, Environmental Protection Agency (EPA) and relevant NGOs as and when the need arise.

# 8.3 Completion Audit

An audit will be done to determine whether the efforts to restore the living standards of the affected population have been properly designed and executed.

This completion audit will verify that all physical inputs earmarked in the RAP have been delivered and all services provided. The audit will also evaluate if the mitigation actions prescribed in the RAP have had the desired effect. The baseline conditions of the affected parties before the relocation will be used as a measure against their socio-economic status after the resettlement.

To be effective, the completion audit will take place after all RAP activities have been completed including development initiatives, but before the financial commitments to the program are finished. This will allow the flexibility to undertake any corrective action that the auditors may recommend before the project is completed.

# 9 DISCLOSURE OF SOCIAL SAFEGUARDS INSTRUMENTS

LACE will disclose this Resettlement Policy Framework and subsequent RAPs by making copies available at its head office and the County Administrative offices in which the sub-projects are being undertaking. The Government of Liberia will also agree with the World Bank to disclose this RPF electronically through its InfoShop.

Likewise, all RAPs to be prepared under the Sub-projects, will be disclosed by LACE, which will make copies available at its head offices in Monrovia, and make copies available to the local governments authorities and other stakeholders. The Government of Liberia will also authorize the World Bank to disclose the RAPs electronically through its InfoShop.

### 10 LIST OF ANNEXES

World Bank Policy on Involuntary Resettlement (OP 4.12) Annex 1:

RAP Outline Annex 2:

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### Annex 1: World Bank Policy on Involuntary Resettlement (OP 4.12)

### **OP 4.12, Annex A - Involuntary Resettlement Instruments**

These policies were prepared for use by World Bank staff and are not necessarily a complete treatment of the subject.

1. This annex describes the elements of a resettlement plan, an abbreviated resettlement plan, a resettlement policy framework, and a resettlement process framework, as discussed in OP 4.12, paras. 17-31.

### **Resettlement Plan**

- 2. The scope and level of detail of the resettlement plan vary with the magnitude and complexity of resettlement. The plan is based on up-to-date and reliable information about: (a) the proposed resettlement and its impacts on the d persons and other adversely affected groups, and (b) the legal issues involved in resettlement. The resettlement plan covers the elements below, as relevant. When any element is not relevant to project circumstances, it should be noted in the resettlement plan.
- 3. Description of the project. General description of the project and identification of the project area.
- 4. Potential impacts. Identification of:
- (a) the project component or activities that give rise to resettlement;
- (b) the zone of impact of such component or activities;
- (c) the alternatives considered to avoid or minimize resettlement; and
- (d) the mechanisms established to minimize resettlement, to the extent possible, during project implementation.
- 5. *Objectives*. The main objectives of the resettlement program.
- 6. Socioeconomic studies. The findings of socioeconomic studies to be conducted in the early stages of project preparation and with the involvement of potentially d people, including
- (a) the results of a census survey covering
  - (i) current occupants of the affected area to establish a basis for the design of the resettlement program and to exclude subsequent inflows of people from eligibility for compensation and resettlement assistance;
  - (ii) standard characteristics of d households, including a description of production systems, labor, and household organization; and baseline information on livelihoods (including, as relevant, production levels and income derived from both formal and informal economic activities) and standards of living (including health status) of the d population;
  - (iii) the magnitude of the expected loss--total or partial--of assets, and the extent of ment, physical or economic;
  - (iv) information on vulnerable groups or persons as provided for in OP 4.12, para. 8, for whom special provisions may have to be made; and
  - (v) provisions to update information on the d people's livelihoods and standards of living at regular intervals so that the latest information is available at the time of their ment.
- (b) other studies describing the following
  - (i) land tenure and transfer systems, including an inventory of common property natural resources from which people derive their livelihoods and sustenance, non-title-based usufruct

- systems (including fishing, grazing, or use of forest areas) governed by local recognized land allocation mechanisms, and any issues raised by different tenure systems in the project area;
- (ii) the patterns of social interaction in the affected communities, including social networks and social support systems, and how they will be affected by the project;
- (iii) public infrastructure and social services that will be affected; and
- (iv) social and cultural characteristics of d communities, including a description of formal and informal institutions (e.g., community organizations, ritual groups, nongovernmental organizations (NGOs)) that may be relevant to the consultation strategy and to designing and implementing the resettlement activities.
- 7. Legal framework. The findings of an analysis of the legal framework, covering
- (a) the scope of the power of eminent domain and the nature of compensation associated with it, in terms of both the valuation methodology and the timing of payment;
- (b) the applicable legal and administrative procedures, including a description of the remedies available to d persons in the judicial process and the normal timeframe for such procedures, and any available alternative dispute resolution mechanisms that may be relevant to resettlement under the project;
- (c) relevant law (including customary and traditional law) governing land tenure, valuation of assets and losses, compensation, and natural resource usage rights; customary personal law related to ment; and environmental laws and social welfare legislation;
- (d) laws and regulations relating to the agencies responsible for implementing resettlement activities;
- (e) gaps, if any, between local laws covering eminent domain and resettlement and the Bank's resettlement policy, and the mechanisms to bridge such gaps; and
- (f) any legal steps necessary to ensure the effective implementation of resettlement activities under the project, including, as appropriate, a process for recognizing claims to legal rights to land-including claims that derive from customary law and traditional usage (see OP 4.12, para.15 b).
- 8. Institutional Framework. The findings of an analysis of the institutional framework covering
- (a) the identification of agencies responsible for resettlement activities and NGOs that may have a role in project implementation;
- (b) an assessment of the institutional capacity of such agencies and NGOs; and
- (c) any steps that are proposed to enhance the institutional capacity of agencies and NGOs responsible for resettlement implementation.
- 9. *Eligibility*. Definition of d persons and criteria for determining their eligibility for compensation and other resettlement assistance, including relevant cut-off dates.
- 10. Valuation of and compensation for losses. The methodology to be used in valuing losses to determine their replacement cost; and a description of the proposed types and levels of compensation under local law and such supplementary measures as are necessary to achieve replacement cost for lost assets.
- 11. Resettlement measures. A description of the packages of compensation and other resettlement measures that will assist each category of eligible d persons to achieve the objectives of the policy (see OP 4.12, para. 6). In addition to being technically and economically feasible, the resettlement packages should be compatible with the cultural preferences of the d persons, and prepared in consultation with them.
- 12. Site selection, site preparation, and relocation. Alternative relocation sites considered and explanation of those selected, covering

- (a) institutional and technical arrangements for identifying and preparing relocation sites, whether rural or urban, for which a combination of productive potential, locational advantages, and other factors is at least comparable to the advantages of the old sites, with an estimate of the time needed to acquire and transfer land and ancillary resources;
- (b) any measures necessary to prevent land speculation or influx of ineligible persons at the selected sites;
- (c) procedures for physical relocation under the project, including timetables for site preparation and transfer; and
- (d) legal arrangements for regularizing tenure and transferring titles to resettlers.
- 13. Housing, infrastructure, and social services. Plans to provide (or to finance resettlers' provision of) housing, infrastructure (e.g., water supply, feeder roads), and social services (e.g., schools, health services); plans to ensure comparable services to host populations; any necessary site development, engineering, and architectural designs for these facilities.
- 14. Environmental protection and management. A description of the boundaries of the relocation area; and an assessment of the environmental impacts of the proposed resettlement3 and measures to mitigate and manage these impacts (coordinated as appropriate with the environmental assessment of the main investment requiring the resettlement).
- 15. Community participation. Involvement of resettlers and host communities,4
- (a) a description of the strategy for consultation with and participation of resettlers and hosts in the design and implementation of the resettlement activities;
- (b) a summary of the views expressed and how these views were taken into account in preparing the resettlement plan;
- (c) a review of the resettlement alternatives presented and the choices made by d persons regarding options available to them, including choices related to forms of compensation and resettlement assistance, to relocating as individuals families or as parts of pre-existing communities or kinship groups, to sustaining existing patterns of group organization, and to retaining access to cultural property (e.g. places of worship, pilgrimage centers, cemeteries);5and
- (d) institutionalized arrangements by which d people can communicate their concerns to project authorities throughout planning and implementation, and measures to ensure that such vulnerable groups as indigenous people, ethnic minorities, the landless, and women are adequately represented.
- 16. *Integration with host populations*. Measures to mitigate the impact of resettlement on any host communities, including
- (a) consultations with host communities and local governments;
- (b) arrangements for prompt tendering of any payment due the hosts for land or other assets provided to resettlers;
- (c) arrangements for addressing any conflict that may arise between resettlers and host communities; and
- (d) any measures necessary to augment services (e.g., education, water, health, and production services) in host communities to make them at least comparable to services available to resettlers.
- 17. *Grievance procedures*. Affordable and accessible procedures for third-party settlement of disputes arising from resettlement; such grievance mechanisms should take into account the availability of judicial recourse and community and traditional dispute settlement mechanisms.
- 18. Organizational responsibilities. The organizational framework for implementing resettlement, including identification of agencies responsible for delivery of resettlement measures and provision

of services; arrangements to ensure appropriate coordination between agencies and jurisdictions involved in implementation; and any measures (including technical assistance) needed to strengthen the implementing agencies' capacity to design and carry out resettlement activities; provisions for the transfer to local authorities or resettlers themselves of responsibility for managing facilities and services provided under the project and for transferring other such responsibilities from the resettlement implementing agencies, when appropriate.

- 19. *Implementation schedule*. An implementation schedule covering all resettlement activities from preparation through implementation, including target dates for the achievement of expected benefits to resettlers and hosts and terminating the various forms of assistance. The schedule should indicate how the resettlement activities are linked to the implementation of the overall project.
- 20. Costs and budget. Tables showing itemized cost estimates for all resettlement activities, including allowances for inflation, population growth, and other contingencies; timetables for expenditures; sources of funds; and arrangements for timely flow of funds, and funding for resettlement, if any, in areas outside the jurisdiction of the implementing agencies.
- 21. Monitoring and evaluation. Arrangements for monitoring of resettlement activities by the implementing agency, supplemented by independent monitors as considered appropriate by the Bank, to ensure complete and objective information; performance monitoring indicators to measure inputs, outputs, and outcomes for resettlement activities; involvement of the d persons in the monitoring process; evaluation of the impact of resettlement for a reasonable period after all resettlement and related development activities have been completed; using the results of resettlement monitoring to guide subsequent implementation.

### **Abbreviated Resettlement Plan**

- 22. An abbreviated plan covers the following minimum elements:
- (a) a census survey of d persons and valuation of assets;
- (b) description of compensation and other resettlement assistance to be provided;
- (c) consultations with d people about acceptable alternatives;
- (d) institutional responsibility for implementation and procedures for grievance redress;
- (e) arrangements for monitoring and implementation; and
- (f) a timetable and budget.

### **Resettlement Policy Framework**

- 23. The purpose of the policy framework is to clarify resettlement principles, organizational arrangements, and design criteria to be applied to subprojects to be prepared during project implementation (see OP 4.12, paras. 26-28). Subproject resettlement plans consistent with the policy framework subsequently are submitted to the Bank for approval after specific planning information becomes available (see OP 4.12, para. 29).
- 24. The resettlement policy framework covers the following elements, consistent with the provisions described in OP 4.12, paras. 2 and 4:
- (a) a brief description of the project and components for which land acquisition and resettlement are required, and an explanation of why a resettlement plan as described in paras.
- 2-21 or an abbreviated plan as described in para. 22 cannot be prepared by project appraisal;
- (b) principles and objectives governing resettlement preparation and implementation;
- (c) a description of the process for preparing and approving resettlement plans;
- (d) estimated population ment and likely categories of d persons, to the extent feasible;
- (e) eligibility criteria for defining various categories of d persons;

- (f) a legal framework reviewing the fit between borrower laws and regulations and Bank policy requirements and measures proposed to bridge any gaps between them;
- (g) methods of valuing affected assets;
- (h) organizational procedures for delivery of entitlements, including, for projects involving private sector intermediaries, the responsibilities of the financial intermediary, the government, and the private developer;
- (i) a description of the implementation process, linking resettlement implementation to civil works;
- (i) a description of grievance redress mechanisms;
- (k) a description of the arrangements for funding resettlement, including the preparation and review of cost estimates, the flow of funds, and contingency arrangements;
- (l) a description of mechanisms for consultations with, and participation of, d persons in planning, implementation, and monitoring; and
- (m) arrangements for monitoring by the implementing agency and, if required, by independent monitors.
- 25. When a resettlement policy framework is the only document that needs to be submitted as a condition of the loan, the resettlement plan to be submitted as a condition of subproject financing need not include the policy principles, entitlements, and eligibility criteria, organizational arrangements, arrangements for monitoring and evaluation, the framework for participation, and mechanisms for grievance redress set forth in the resettlement policy framework. The subproject-specific resettlement plan needs to include baseline census and socioeconomic survey information; specific compensation rates and standards; policy entitlements related to any additional impacts identified through the census or survey; description of resettlement sites and programs for improvement or restoration of livelihoods and standards of living; implementation schedule for resettlement activities; and detailed cost estimate.

### **Process Framework**

- 26. A process framework is prepared when Bank-supported projects may cause restrictions in access to natural resources in legally designated parks and protected areas. The purpose of the process framework is to establish a process by which members of potentially affected communities participate in design of project components, determination of measures necessary to achieve resettlement policy objectives, and implementation and monitoring of relevant project activities (see OP 4.12, paras. 7 and 31).
- 27. Specifically, the process framework describes participatory processes by which the following activities will be accomplished
- (a) Project components will be prepared and implemented. The document should briefly describe the project and components or activities that may involve new or more stringent restrictions on natural resource use. It should also describe the process by which potentially d persons participate in project design.
- (b) Criteria for eligibility of affected persons will be determined. The document should establish that potentially affected communities will be involved in identifying any adverse impacts, assessing of the significance of impacts, and establishing of the criteria for eligibility for any mitigating or compensating measures necessary.
- (c) Measures to assist affected persons in their efforts to improve their livelihoods or restore them, in real terms, to pre-ment levels, while maintaining the sustainability of the park or protected area will be identified. The document should describe methods and procedures by which communities will identify and choose potential mitigating or compensating measures to be provided to those adversely affected, and procedures by which adversely affected community members will decide among the options available to them.
- (d) Potential conflicts or grievances within or between affected communities will be resolved. The document should describe the process for resolving disputes relating to resource use

restrictions that may arise between or among affected communities, and grievances that may arise from members of communities who are dissatisfied with the eligibility criteria, community planning measures, or actual implementation.

Additionally, the process framework should describe arrangements relating to the following

- (e) Administrative and legal procedures. The document should review agreements reached regarding the process approach with relevant administrative jurisdictions and line ministries (including clear delineation for administrative and financial responsibilities under the project).
- (f) *Monitoring arrangements*. The document should review arrangements for participatory monitoring of project activities as they relate to (beneficial and adverse) impacts on persons within the project impact area, and for monitoring the effectiveness of measures taken to improve (or at minimum restore) incomes and living standards.
- 1. With regard to land and structures, "replacement cost" is defined as follows: For agricultural land, it is the pre-project or pre-ment, whichever is higher, market value of land of equal productive potential or use located in the vicinity of the affected land, plus the cost of preparing the land to levels similar to those of the affected land, plus the cost of any registration and transfer taxes. For land in urban areas, it is the pre-ment market value of land of equal size and use, with similar or improved public infrastructure facilities and services and located in the vicinity of the affected land, plus the cost of any registration and transfer taxes. For houses and other structures, it is the market cost of the materials to build a replacement structure with an area and quality similar to or better than those of the affected structure, or to repair a partially affected structure, plus the cost of transporting building materials to the construction site, plus the cost of any labor and contractors' fees, plus the cost of any registration and transfer taxes. In determining the replacement cost, depreciation of the asset and the value of salvage materials are not taken into account, nor is the value of benefits to be derived from the project deducted from the valuation of an affected asset. Where domestic law does not meet the standard of compensation at full replacement cost, compensation under domestic law is supplemented by additional measures so as to meet the replacement cost standard. Such additional assistance is distinct from resettlement measures to be provided under other clauses in
- 2. Provision of health care services, particularly for pregnant women, infants, and the elderly, may be important during and after relocation to prevent increases in morbidity and mortality due to malnutrition, the psychological stress of being uprooted, and the increased risk of disease.
- 3. Negative impacts that should be anticipated and mitigated include, for rural resettlement, deforestation, overgrazing, soil erosion, sanitation, and pollution; for urban resettlement, projects should address such density-related issues as transportation capacity and access to potable water, sanitation systems, and health facilities.
- 4. Experience has shown that local NGOs often provide valuable assistance and ensure viable community participation.

### 5. OP 4.11, Physical Cultural Resources.

6. In case some of the d persons lose more than 10% of their productive assets or require physical relocation, the plan also covers a socioeconomic survey and income restoration measures.

# Annex 2: RAP Outline

#### **OUTLINE OF A RESETTLEMENT ACTION PLAN**

Reference: OP 4.12, Annex A.

- 1. Description of the sub-project and of its potential land impacts
  - 1.1 General description of the project and identification of the project area
  - 1.2 Potential impacts. Identification of
    - 1.2.1 the project component or activities that give rise to resettlement;
    - 1.2.2 the zone of impact of such component or activities;
    - 1.2.3 the alternatives considered to avoid or minimize resettlement; and
    - 1.2.4 the mechanisms established to minimize resettlement, to the extent possible, during project implementation.
- 2. Objectives. The main objectives of the resettlement program.
- 3. Socio-economic studies and census of affected assets and affected livelihoods. The findings of socio-economic studies and census to be conducted with the involvement of potentially displaced people, include:
  - 3.1 the results of a census survey covering current occupants of the affected area to establish a
  - basis for the design of the resettlement program and to exclude subsequent inflows of people from eligibility for compensation and resettlement assistance;
  - 3.2 standard characteristics of displaced households, including a description of production systems, labour, and household organization; and baseline information on livelihoods (including, as relevant, production levels and income derived from both formal and informal economic activities) and standards of living (including health status) of the displaced population;
  - 3.3 the magnitude of the expected loss—total or partial—of assets, and the extent of displacement, physical or economic;
  - 3.4 information on vulnerable groups or persons as provided for in OP 4.12, para. 8, for whom special provisions may have to be made;
  - 3.5 provisions to update information on the displaced people's livelihoods and standards of living
  - at regular intervals so that the latest information is available at the time of their displacement.
  - 3.6 Other studies describing the following
    - 3.6.1 land tenure and transfer systems, including an inventory of common property natural resources from which people derive their livelihoods and sustenance, non-title-based usufruct systems (including fishing, grazing, or use of forest areas) governed by local recognized land allocation mechanisms, and any issues raised by different tenure systems in the project area;
    - 3.6.2 the patterns of social interaction in the affected communities, including social networks and social support systems, and how they will be

- affected by the project;
- 3.6.3 public infrastructure and social services that will be affected; and
- 3.6.4 social and cultural characteristics of displaced communities, including a description of formal and informal institutions (e.g., community organizations, ritual groups, nongovernmental organizations (NGOs)) that may be relevant to the consultation strategy and to designing and implementing the resettlement activities.
- 4. Legal and Institutional Framework.
  - 4.1 Summary of the information included in this RPF
  - 4.2 Local legal specificities if any
  - 4.3 Local institutional specificities
    - 4.3.1 identification of agencies locally responsible for resettlement activities and NGOs that may have a role in project implementation;
    - 4.3.2 assessment of the institutional capacity of such agencies and NGOs; and
- Eligibility and entitlements. Based on the definitions and categorization in this RPF (see entitlement matrix), definition of displaced persons and criteria for determining their eligibility for compensation and other resettlement assistance, including relevant cut-off dates.
- 6. Valuation of and compensation for losses. The methodology to be used in valuing losses to determine their replacement cost; and a description of the proposed types and levels of compensation under local law and such supplementary measures as are necessary to achieve replacement cost for lost assets.
- 7. Resettlement measures:
  - 7.1 Description of the packages of compensation and other resettlement measures that will assist each category of eligible displaced persons to achieve the objectives of the policy (see OP 4.12, para. 6).
  - 7.2 Site selection, site preparation, and relocation. Alternative relocation sites considered and explanation of those selected.
  - 7.3 Legal arrangements for regularizing tenure and transferring titles to resettlers.
  - 7.4 Housing, infrastructure, and social services.
  - 7.5 Environmental protection and management.
  - 7.6 Community participation. Involvement of resettlers and host communities
  - 7.7 Integration with host populations. Measures to mitigate the impact of resettlement on any host communities
  - 7.8 Specific assistance measures intended for vulnerable people, to be identified for instance amongst those listed in section 9 of the RPF
- 8. Grievance procedures. Based on the principle mechanisms described in this RPF, description of affordable and accessible procedures for third-party settlement of disputes arising from resettlement; such grievance mechanisms should take into account the availability of judicial recourse and community and traditional dispute settlement mechanisms.
- 9. Organizational responsibilities. The organizational framework for implementing resettlement, including identification of agencies responsible for delivery of resettlement measures and provision of services; arrangements to ensure appropriate coordination

between agencies and jurisdictions involved in implementation; and any measures (including technical assistance) needed to strengthen the implementing agencies'capacity to design and carry out resettlement activities; provisions for the transfer to local authorities or resettlers themselves of responsibility for managing facilities and services provided under the project and for transferring other such responsibilities from the resettlement implementing agencies, when appropriate.

- 10. Implementation schedule. Based on the template presented in the RPF, present an implementation schedule covering all resettlement activities from preparation through implementation, including target dates for the achievement of expected benefits to resettlers and hosts and terminating the various forms of assistance. The schedule should indicate how the resettlement activities are linked to the implementation of the overall project.
- 11. Costs and budget. Tables showing itemized cost estimates for all resettlement activities (see Section
  - 13 of this RPF), including special assistance to vulnerable persons and other contingencies.
- 12. Monitoring and evaluation. Arrangements for monitoring of resettlement activities by the implementing agency, supplemented by independent monitors as considered appropriate by the Bank, to ensure complete and objective information; performance monitoring indicators to measure inputs, outputs, and outcomes for resettlement activities; involvement of the displaced persons in the monitoring process; evaluation of the impact of resettlement for a reasonable period after all resettlement and related development activities have been completed; using the results of resettlement monitoring to guide subsequent implementation.

### Annex 3: Sample Grievance Form

	GR	IEVANCE FORM		
Grievance Number			Copes to forward to:	
Name of Recorder			(Original) –Receiver Party	
County/District/Settlement			(Copy) – Responsible Party	
Date			,	
	INFORMAT	TON ABOUT GRIEV	ANCE	
Define the Grievance				
Name – Surname			Forms of Receipt	
Telephone no			Phone line	
Address				
Village/Settlement			Community Information	
District/Province			Informal	
Signature of Complainant			Other	
oignature of Complaniant	D.T.T.A.	TI C OF CRIEFILL MOR		
1. Access to Land	,	ILS OF GRIEVANCE 3. Damage to	4. Decrease or	5. Traffic
and Resources	2. Damage to	infrastructure or community Assets	Loss of Livelihood	Accident
a) Lands b) Fishing Grounds c) Pasture Land d) House e) Commercial site f) Others	a) Land b) house c) livestock d) Means of Livelihoods e) Other	a) Roads/Railway b) Power/Telephone lines c) Water sources, canals and water infrastructure for irrigation and animals d) Drinking water e) Sewage System f) Other	a) Agriculture b) Animal Husbandry c) Beekeeping d) Small scale trade e) Other	a) Injury b) Damage to property c) Damage to livestock d) Other
6.Incidents Regarding Expropriation And compensation (specify)	7. Resettlement Process (Specify)	8.Employment and Recruitment (Specify)	9. Construction Camp and Community Relations  a)Nuisance from	10. Other (Specify)
			dust b) Nuisance from noise c) Vibration due to explosion d) Misconduct of the project personal/worker e) Complaint follow-up f) Other	

## Annex 4: Grievance Redress Form (GRF)

### -GRIEVANCE REDRESS FORM-

Name (Filer of Con	ာplaint):			
•	D number):			
	on (house number/ mobile pho	·		•••
Nature of Grievand	ce or Complaint:			
<u>Date</u>	<u>Individuals Contacted</u>	Summary	of Discussion	
Signature		Dat	te:	
Signed (Filer of Cor	mplaint):			Name
_	mplaint (if different from File r:			Position or
Review/Resolution	1			
Date of Conciliation	n Session:			
Was Filer Present?	:	Yes	No	
Was field verification	on of complaint conducted?	Yes	No	
Findings of fie	eld investigation:			
Summary of Co	onciliation Session Discuss	ion		
Issues				
Was agreement rea	ached on the issues?	Yes	No	
If agreement was re	eached, detail the agreement	below:		
_	ot reached, specify the points	_		
Signed (Conciliator	):	Signed (Filer):		
(Independent Obse	orvar)			
(independent Obse	i vei j			

# Annex 5 Summary of Safeguard Consultations

### Introduction/Background

LACE prepared an Environmental and Social Management Framework (ESMF) and a Resettlement Policy Framework (RPF) which was approved for the parent YES Project by the Bank in January 2007. LACE has again updated the RPF and ESMP to cater for the ACGF additional financing of the YES Project under Component 1 Community Livelihoods which is targeting an additional 9,000 Liberians across the 15 counties of Liberia.

The purpose of the public consultations was to gather first-hand environmental and social information from all stakeholders especially project beneficiaries and local leaders pertaining to past YES Subprojects, as well as the additional funding of proposed agro-projects. The other objective was to identify, record and analyze the useful concerns, claims and grievances from community members relating to impacts (negative or positive) experienced during and after the implementation of sub-projects within their respective communities which will be used to update the existing safeguard instruments (including the ESMF and RPF) of LACE.

Stakeholder consultations were carried out from March 26-31, 2014 to selected Counties and Project Communities to engage with Project Beneficiaries by a joint team from the Bank represented by Felix Nii Tettey Oku, Senior Environmental Safeguards Specialist and the LACE team lead by Koffa Chie, Monitoring & Evaluation Specialist. The other LACE team members were Lamin G. Kamara Jr., Project Engineer, and Abraham G. Bah, Vehicle operator.

The selected Counties visited include Bomi, Montserado and Bong Counties. The Counties visited were however constrained due to the news of an outbreak of the Ebola virus in parts of Liberia. The mission schedule is shown in the Table below.

Project	Community	County	<b>CF Contact Person</b>	Date of visitation
Road-side Brushing	Klay	Bomi	Frank Sheriff	March 26, 2014
Road-side Brushing	Tubmanburg	Bomi	Frank Sheriff	March 26, 2014
Road-side Brushing	Cheesemanburg	Montserrado	Amadu Sarnor	March 27, 2014
Road-side Brushing	Gboidoi	Montserrado	Amadu Sarnor	March 27, 2014
Road-side Brushing	Kolila	Bong	Anthony Dolokeleh	March 31, 2014
Road-side Brushing	Zeansu	Bong	Anthony Dolokeleh	March 31, 2014

#### **Field Observations**

The community meetings were well attended and participatory in nature with equal opportunities given for both men and women to speak their minds in all the communities visited.

The Gbondoi community meeting in Montserrado County had a total number of 61 persons participating. The participation at Kolila Community in Bong was about 28 persons and the participation in Zeansue Town in Bong was 53 persons. At Memmeh Town in Montserrado County there was a total of number of 58 persons participating in the meeting. At Tubman Burg City in Bomi County there were 96 participants in attendance. At the Klay Community in Klay District and in the Bomi County there were 51 participants in attendance.

### **Summary of Concerns and Issues**

Generally there were no negative issues raised by the participants during the consultation process.

The key concerns and issues raised by the participants included the following:

- WATSAN and road side brushing helped to develop their community
- According to the District Clark, the project benefited the entire community in one way or another. He further stated that the project uplifted the community and improved the livelihood of its residents
- A male participant informed the mission that he appreciated the World Bank efforts through LACE for her continuous support to Liberia. The project has empowered the community members in establishing mini businesses and has reduced the crime rate in the community.
- The field supervisor of Equip Youth (CF) said that the project was very helpful to the people of Tubman Burg. According to him the project positively impacted the lives of the people of Bomi; as a result of the project you can see mini businesses established ever where around the city.
- He used his pay from the project to pay his children's school fees and established a business.
- A male participant informed the mission that the project positively impacted the community; it helped clean the community and improved their lives.
- A female participant informed the mission that her money was used to pay her husband's hospital bill and portion on her children's feeding.
- A female participant informed the mission that she used her money from the project to renovate her house and pay her children's school fees.
- A male participant informed the mission that he used his pay to attend a trade school and was able to obtain a certificate as a trained mason.
- The acting Paramount Chief said that the project was very helpful to the people of Memmeh Town. According to him the project positively impacted the lives of his people. So he hoped for more to come. His gratitude goes to the World Bank and LACE.

Detailed consultations from the community participants, Picture Gallery of Stakeholders Consultation and a sample of the scanned list of participants are presented below.

### I. Bomi County, Klay District- March 26, 2014

No.	Name	Positive impact	Negative impact	Recommendation
1	Theresa Nagomo	She said that the project helped her and her entire family. Her pay was used to do business.	There was no negative impact experienced.	World Bank should bring back similar projects in our community to help us improve our livelihood.
2	Edwin B.G Kpagba	According to the District Clark, the project benefited the entire community one way or another. He further stated that the project uplifted the community and improved the livelihood of its residents.	There was no negative impact experienced.	World Bank should bring back similar projects in our community to help us improve our livelihood.
3	James S. Martin	He used his pay from the project to pay his children's school fees.	There was no negative impact experienced.	World Bank should bring back similar projects in our community to help us improve our livelihood.
4	Meima Boakai	According to her, she is a single mother, so the project was a great help to her. She used her money from the project to take care of her and her children.		World Bank should bring back similar projects in our community to help us improve our livelihood.
5	Daniel Colman	He said the project was helpful to the community and that he	There was no negative impact	He recommended that onwards project should be

		commended the World Bank and	experienced.	sustainable and long lasting
		LACE for the past projects.		at least 6-months.
6	Noah Jackson	He said the project helped his	There was no	
		mother in-law to roof her	negative impact	
		building.	experienced.	
7	James K. Sirleaf	The WATSAN and road side	There was no	
		brushing helped to develop their	negative impact	
		community.	experienced.	
8	Sheku J. Johnson	The project was good. It helped	There was no	He recommended that
		their community to generate fast	negative impact	onwards project be spread
		money.	experienced.	out in every community.
9.	Alfred B.S Zinneh	He appreciated the World Bank	He said that the	World Bank should bring
		efforts through LACE for her	community selection	back similar projects in our
		continuous support to Liberia.	process was a serious	community to help us
		The project has empowered the	problem on the	improve our livelihood.
		community members in	ground that you have	
		establishing mini businesses and	more needed	
		has reduced the crime rates in the	community and fewer	
10	Dob Tordon	community.  He said that the project made	projects.	World Dook should bring
10	Bah Taylor	people become independent.		World Bank should bring back similar projects in our
		people become independent.		community to help us
				improve our livelihood.
11	George Coleman	He said that the project was good	For him, time was	World Bank should bring
11	George Coleman	and helpful.	what he saw as a	back similar projects in our
		and norprose	negative impact on	community to help us
			the project.	improve our livelihood.
12	Charles D. Kanley	He used his money to start his	Experienced no	World Bank should bring
		agriculture project and he's now	negative impact.	back similar projects in our
		producing crops and selling.		community to help us
				improve our livelihood.
13	Famata Sirleaf	She said that her money was used	Experienced no	World Bank should bring
		to buy Zinc for her new house.	negative impact.	back similar projects in our
				community to help us
				improve our livelihood.

## II. Bomi County, Tubmanburg City Meeting Minutes- March 26, 2014

No.	Name	Positive impact	Negative impact	Recommendation
1	Same Cole	The field supervisor of Equip	There was no	World Bank should bring
		Youth (CF) said that the project	negative impact	back similar project in our
		was very helpful to the people of	experienced.	community to help us
		Tubman Burg. According to him		improve our livelihood.
		the project positively impacted		
		the lives of the people of Bomi;		
		as a result of the project you can		
		see mini businesses established		
		ever where around the city.		
2	Vashtr E. Seh	She expressed many thanks and	There was no	We need more funding.

3	Mayamu Fofana	appreciation to the World Bank and the LACE family. According to her the project helped them get their own businesses running and enabled them pay their children's school fees.  She said that the pay from the project was used to settle her rent.	negative impact experienced.  There was no negative impact experienced.	World Bank should bring back similar project in our community to help us
4	Varney Konneh	He said beneficiaries benefited from the past project in upholding the livelihood of their families.	There was no negative impact experienced.	improve our livelihood.  World Bank should bring back similar projects in our community to help us improve our livelihood.
5	Cather Johnson	He said that he used his money from the project to build himself academically.	There was no negative impact experienced.	We need more funding.
6	Musu Varney	She will use her money to support her children.	There was no negative impact experienced.	We need more funding.
7	Tenneh Johnson	As a single Mother, she used her money to pay her four children's school fees.	There was no negative impact experienced.	We need more funding.
8	Catherine Washgtson	Said that her husband is dead, so she will take opportunity of this project to re-establish the livelihood of herself and her children.	There was no negative impact experienced.	World Bank should bring back similar projects in our community to help us improve our livelihood.
9.	Fatu Varney	She said that her money was used to buy one plot of land and also applied portion to educate her children.	There was no negative impact experienced.	We need more funding.

## III. Montserrado County, Memmeh Town Meeting Minutes- March 27, 2014

No.	Name	Positive impact	Negative impact	Recommendation
1	K. Moley Morris	He used his pay from the project	No negative	We need similar projects to
		to pay his children's school fees	experienced.	improve our living
		and established a business.		condition.
2	James Dunneh	He said that the project positively	No negative impact	We need similar projects to
		impacted the community; it	experienced.	improve our living
		helped clean the community and		condition.
		improved their lives.		
3	Meima Kawah	She has a current business	No negative impact	Similar projects should
		running as a result of the project.	experienced.	resuscitate in order to
				improve our lives.
4	Kornieh Kebbeh	According to her, her grandson	No negative impact	Similar projects should
		acquired land and noted that the	experienced.	resuscitate in order to
		entire community benefited from		improve our lives.

		the project.		
5	Fata Peter	According her, her money was used to pay her husband's hospital bill and portion on her children's feeding.	No negative impact experienced.	Similar projects should resuscitate in order to improve our lives.
6	Gebbah M. Sayon	He said the project helped his mother in-law to roof her building.	No negative impact experienced.	Similar projects should resuscitate in order to improve our lives.
7	Baindu P. Sheriff	She said that she used her money from the project to renovate her house and paid her children's school fees.	No negative impact experienced.	Similar projects should resuscitate in order to improve our lives.
8	Hawah Dukley	She said that she used her money to make business and paid her children's school fees.	No negative impact experienced.	Similar projects should resuscitate in order to improve our lives.
9.	Meima Morris	She used her money to pay her husband's medical bills, children's school fees and renovate her house.	No negative impact experienced.	Similar projects should resuscitate in order to improve our lives.
10	Momo Kamara	According to him he used his pay to establish/attend a trade school and was able to obtain a certificate as a trained mason.	No negative impact experienced.	Similar projects should resuscitate in order to improve our lives.
11	Karmo V. Dukley	His pay was used to take care of his son's medical bills.	No negative impact experienced.	Similar projects should resuscitate in order to improve our lives.
12	Konneh David	He used his money to do agriculture and he is now producing crops and selling.	No negative impact experienced.	Similar projects should resuscitate in order to improve our lives.
13	Meima Sayon	She used her money to pay her school fees and a portion to do business.	No negative impact experienced.	Similar projects should resuscitate in order to improve our lives.
14	Jenneh Dorley	She used her money for business.	No negative impact experienced.	•
15	Toniah Thomas	She said that she used her money to make business and paid her son's school fees.	No negative impact experienced.	World Bank should bring back similar projects in our community to help us improve our livelihood.
16	Memmeh Dukley	The acting Paramount Chief said that the project was very helpful to the people of Memmeh Town. According to him the project positively impacted the lives of his people. So he hoped for more to come. His gratitude goes to the World Bank and LACE.	No negative impact experienced.	World Bank should bring back similar projects in our community to help us improve our livelihood.

## IV. Montserrado County, Gbondoi Meeting Minutes- March 27, 2014

No.	Name	Positive impact	Negative impact	Recommendation
1	J. Boakai Musa Acting Paramount Chief	He said that most people benefited from the project and were engaged in petty businesses. His sister also used her money to buy zinc for her house.	No negative impact experienced.	World Bank should bring back similar projects.
2	Yammah Boakai	She used her money to start palm oil business.	No negative impact experienced.	We want Community works project back in our community.
3	Amadu Dulley, Dean of Elders	The project helped him and his entire family, they are now into agriculture (pin apple farm).	No negative impact experienced.	LACE should convince World bank for more money to do similar projects in the future.
4	Fatu A. Sarnor	The project helped him and his children to get their daily bread.	No negative impact experienced.	The project helped improved our lives, so we want it to continue.
5	Lamin V. Sarnor	According to him the project helped to link his village to other villages through manual road construction.	No negative impact experienced.	World Bank should bring back similar projects in our community to help us improveour livelihood.
6	Musu Sonie	She said that she used her money to make business.	No negative impact experienced.	We want Community works project back in our community.
7	Meima Konneh	She said that she used her money from the project to do business and paid her children's school fees.	No negative impact experienced.	We need similar projects to improve our living condition
8	Baindu Swary	She said that the project elevated her from mat to mattress and helped her son to go to school.	No negative impact experienced.	We need similar projects that will put money in our pockets.
9.	Prince N. Karduan	He used his money on paying school fees for himself and his sister.	No negative impact experienced	We want Community works project back in our community.
10	Samuel Kamara	According to him, he used his money to pay hospital bills for himself and his daughter.	No negative impact experienced.	World Bank should bring back similar projects in our community to help us improve our livelihood.
11	Baindu Bality	She established a business with her money received as compensation.	No negative impact experienced.	We need similar projects to improve our living condition.
12	Musu Kamara (household member)	Money received by her daughter helped the family with food when she got her compensation.	No negative impact experienced.	We want projects that will make us get more money to support ourselves.
13	Matenneh Konneh	She indirectly benefited from family members who were involved with the project.	No negative impact experienced.	We want Community works project back in our community.

14	Musu Fofana	She used her money to buy zinc for	No negative	The project helped me
		her house.	impact	to get a new dwelling
			experienced.	place, so we need it
				back in our community.
15	Hawah P. Sheriff	She used her money for business	No negative	The project helped to
		purpose.	impact	improve my life, so I
			experienced.	want to see it back in
				our community.
16	Faleku Konneh	He said that two of his sons sat for	No negative	World Bank should
		University of Liberia entrance exam	impact	bring back similar
		from the money received, and still	experienced.	projects in our
		doing business with the remaining		community to help us
		sum.		improve our livelihood.
17	Boakai A. Fofana	He invested his money in agricultural	No negative	The project helped me
		production.	impact	to get more money
			experienced.	through my agro-
				business, so I need it
				back.

# V. Bong County, Kolila Town Meeting Minutes- March 31, 2014

No.	Name	Positive impact	Negative impact	Recommendation
1	Jacob Kamara ( Clan Chief )	He said that the project positively impacted the lives of his people. Beneficiaries were able to pay their children's school fees, establish small businesses, and pay medical bills and many others.	No negative impact noticed during and after project implementatio n.	We need similar projects to improve our living condition.
92	Rachard S. Suakollie	He said that the project positively impacted the community; the road connection to other villages was the greatest achievement for our community.	No negative impact noticed during and after project implementatio n.	World Bank should bring back similar projects in our community to help us improve our livelihood.
3	Tutugirl Kamara	She said the road connection helped the community people have easy access to the market. She is now doing business and sending her children to school with the little money she got.	No negative impact noticed during and after project implementatio n.	World Bank should bring back similar projects in our community to help us improve our livelihood.
4	Fatu Togba	She used her money to pay her school fees and a portion to do business.	No negative impact noticed during and after project implementatio n.	We need similar projects to improve our living condition.
5	David J. Bull	According to Mr. Bull, he used the money to pay her hospital bill.	No negative impact noticed	We need similar projects to improve our

			during and after project implementatio n.	living condition.
6	Massa Morris ( Chair Lady )	She said that the road work helped the entire community; it enabled farmers transport their Agricultural products to the local market.	No negative impact noticed during and after project implementatio n.	World Bank should bring back similar projects in our community to help us improve our livelihood.
7	Musu Sackie	She said that she used her money from the project to pay her children's school feel.	No negative impact noticed during and after project implementatio n.	We want projects in our community that will help us to pay our children's school fees.
8	Sylvester Kpayea	He said they benefited from the road project by connecting their community to more villages.	No negative impact noticed during and after project implementatio n.	The project provided road connectivity in our district, so we need similar projects to connect other villages that are yet to be connected.
9.	Tommy Sackie	He said that the road work positively impacted the lives of the people through road connectivity in the chiefdom.	No negative impact noticed during and after project implementatio n.	World Bank should bring back similar projects in our community to help us improve our livelihood.
10	Mohammed Mansary	He benefited from his son's money to feed his family.	No negative impact noticed during and after project implementatio n.	We need similar projects to improve our living condition.
11	Emmanuel Dekergai	The transportation system has improved from footpath to car road as a result of the project.	No negative impact noticed during and after project implementatio n.	World Bank should bring back similar projects in our community to help us improve our livelihood.

# VI. Bong County, Zeansue Town Meeting Minutes- March 31, 2014

No.	Name	Positive Impact	Negative Impact	Recommendation
1	Garman Sackie	She paid her son's school fees and used the remainder of the money to do	No negative	I observed that the project helped
		business.		majority of us to

				improve our livelihood.
2	Korto Kolleh	She bought zinc for her new house and used the balance money to pay her son school fees.	No negative impact.	We need similar projects in our community to help us pay our children school fees.
3	Amelia Konneh	She is doing business with her money.	No negative impact.	World Bank should bring back similar projects in our community to help us improve our livelihood.
4	Famata Konneh	She benefited from the project by means of the road connection.	No negative impact.	We need similar projects to improve our living condition.
5	Mary Yeaza	She used her money to pay her school fees and feed herself.	No negative impact.	We need similar projects to improve our living condition.
6	Musu Johnson	Doing business with her money.	No negative impact.	We need similar projects to improve our living condition.
7	Orether Demminy	She bought mattress, paid her hospital bill. She was able to settle some debts and use the remainder for business.	No negative impact.	World Bank should bring back similar projects in our community to help us improve our livelihood
8	Matta Sackie	She bought mattress, paid her hospital bills and doing business with the remainder.	No negative impact.	LACE should convince World bank for more money to do similar projects in the future.
9.	Patient Lavaleh	He said that the road works connected their town to other farming villages, which impacted the lives of the people.	No negative impact.	LACE should convince World bank for more money to do similar projects in the future.
10	Rupher Taplah	According to him, the project built their capacity, and they are now using the tools from the project to do other community related projects.	No negative impact.	World Bank should bring back similar projects in our community to help us improve our livelihood.
11	Anita Jimmy	She used her money to pay school fees and do business.	No negative impact.	The project is good for us, therefore we

				want it to come back
				in our community.
12	Everline Mulbah	Paid her children's school fees with her money.	No negative impact.	The project enables me to pay my children's school fees, so I need it back.
13	Rebecca Gbah	Paid her children school fees and doing business with her money.	No negative impact.	World Bank should bring back similar projects in our community to help us improve our livelihood.

# Picture Gallery of Stakeholders Consultation











# Sample of scanned list of participants

	Consultation	El Dochsure	March 26, 2014
B Klo	omi County, ay Dotnet		
No.	VAME	POSITION	SKNATUSE
1.	Lamin G. Kamara, Ic	Project Engineer, LACE/CN	ENGLIPE
J.	Kosta Clie	M&E Specialist W District Clonk	The state of the s
3.	Edmin A. Go. Kpingsa -	Dist. Commissioner	ABBU (
4.	Alfred BS. Zimmel	Dean Elder	Equipped +-
5.	Sekou Johnson	bran Elder	Bossen 80
6,	Albraham G. Bal Muss Dukuy	Community member	
7·	Musu Taylor	Community member	
		Community member	
9.	Famata Sirleaf	Elder	
10.	Bah Taylor	Security	Duman
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12	Marie Morris	Solutent	450
13	games K. Sirley	Teacher	Fif
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(16)	Afred B. Dorley J.	Student	02-0
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(25.)	Naomi Marton	Con	78
1001	Bill Backie	Community Member	
		1)	B. Sala
4 7·)	Miatta Sando	(/	3