

KINGDOM OF CAMBODIA

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Ministry of Industry, Science, Technology & Innovation
Ministry of Public Works and Transport



Water Supply and Sanitation Acceleration Project
(WASAC) - P178417

ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN (ESCP)

October 11, 2023

ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN

1. The Kingdom of Cambodia (the Recipient) will implement the Water Supply and Sanitation Acceleration Project (the Project), with the involvement of the Ministry of Industry, Science, Technology & Innovation (MISTI), the Ministry of Public Works and Transport (MPWT), provincial Departments of Public Works and Transport (DPWT), provincial Departments of Industry, Science, Technology & Innovation (DISTI), and the General Department of Resettlement (GDR) of the Ministry of Economy and Finance, as set out in the Financing Agreement. The International Development Association (the Association) has agreed to provide financing for the Project, as set out in the referred agreement.
2. The Recipient shall ensure that the Project is carried out in accordance with the Environmental and Social Standards (ESSs) and this Environmental and Social Commitment Plan (ESCP), in a manner acceptable to the Association. The ESCP is a part of the Financing Agreement. Unless otherwise defined in this ESCP, capitalized terms used in this ESCP have the meanings ascribed to them in the referred agreement.
3. Without limitation to the foregoing, this ESCP sets out material measures and actions that the Recipient shall carry out or cause to be carried out, including, as applicable, the timeframes of the actions and measures, institutional, staffing, training, monitoring and reporting arrangements, and grievance management. The ESCP also sets out the environmental and social (E&S) instruments that shall be adopted and implemented under the Project, all of which shall be subject to prior consultation and disclosure, consistent with the ESS, and in form and substance, and in a manner acceptable to the Association. Once adopted, said E&S instruments may be revised from time to time with prior written agreement by the Association.
4. As agreed by the Association and Recipient, this ESCP will be revised from time to time if necessary, during Project implementation, to reflect adaptive management of Project changes and unforeseen circumstances or in response to Project performance. In such circumstances, the Recipient, through the MISTI and MPWT, and the Association agree to update the ESCP to reflect such changes through an exchange of letters signed between the Association and the Recipient. The Recipient shall promptly disclose the updated ESCP.

MATERIAL MEASURES AND ACTIONS	TIMEFRAME	RESPONSIBLE ENTITY/AUTHORITY
MONITORING AND REPORTING		
<p>A</p> <p>REGULAR REPORTING</p> <p>As a part of its regular project reporting, prepare and submit to the Association regular monitoring reports on the environmental, social, health and safety (ESHS) performance of the Project, including but not limited to the implementation of the ESCP, status of preparation and implementation of E&S documents required under the ESCP, stakeholder engagement activities, functioning of the grievance mechanism(s).</p> <p>Assess, monitor/report on implementation of activities to ensure equitable access to water supply and sanitation facilities by those from vulnerable backgrounds including poor households and Indigenous groups.</p>	<p><i>Bi-annual progress report, throughout project implementation to report an overall progress during project implementation including technical progress, procurement, finance, standards, gender and so on. The report prepared by PMUs with support from supervising firms to be submitting to the Association.</i></p> <p><i>Bi-annual ES standards monitoring report, throughout the project implementation to report about monitoring results of environmental and social standards implementation based on SEP, ESMF, RPF, IPPF, LMP, and for site specific ESMPs or ESCoPs</i></p> <p>Submit each report to the Association no later than 10 days after the end of each reporting period.</p>	<p>Project Management Units (PMUs) of MISTI and MPWT, and with support of GDR for resettlement related issues</p>

<p>B</p>	<p>INCIDENTS AND ACCIDENTS</p> <p>Prepare and operationalize the Incident Reporting Mechanism</p> <p>Promptly notify the Association of any incident or accident related to the Project which has, or is likely to have, a significant adverse effect on the environment, the affected communities, the public or workers including, inter alia, cases of sexual exploitation and abuse (SEA), sexual harassment (SH), and accidents that result in death, serious or multiple injury : road traffic related accidents on the project and other incidents occurred in the project construction sites or related to project financed civil works.</p> <p>Provide sufficient detail regarding the scope, severity, and possible causes of the incident or accident, indicating immediate measures taken or that are planned to be taken to address it, and any information provided by any contractor and/or supervising firm, as appropriate.</p> <p>Provide sufficient detail regarding the incident or accident, indicating immediate measures taken or that are planned to be taken to address it, and any information provided by any contractor and supervising entity, as appropriate.</p> <p>Subsequently, as per the Association’s request, prepare a report on the incident or accident and propose any measures to prevent its recurrence.</p>	<p><i>Notify the Association no later than 48 hours after learning of the incident or accident; a report will be provided within 3 business days after the incident or accident.</i></p>	<p>PMUs of MISTI and MPWT</p>
<p>C</p>	<p>CONTRACTORS MONTHLY REPORTS</p> <p>Require contractors (through supervising firms) to provide monthly monitoring reports on ESHS performance in accordance with the metrics specified in the respective bidding documents and contracts and submit such reports to the PMUs of the MISTI and MPWT (and the Association through PMUs).</p>	<p><i>Monthly throughout implementation of the project</i></p>	<p>PMUs of MISTI and MPWT</p>
<p>D</p>	<p>NOTIFICATIONS RELATING TO DAAB COMPLIANCE REVIEW OF CONTRACTOR COMPLIANCE WITH SEA/SH PREVENTION AND RESPONSE OBLIGATIONS</p> <p>Notify the Association of any referral submitted to the Dispute Avoidance and Adjudication Board (DAAB) to initiate a process of compliance review in relation to a contractor’s obligations to prevent and respond to sexual exploitation and abuse (SEA), gender based</p>		<p>PMUs of MISTI and MPWT</p>

	<p>violence (GBV) and/or sexual harassment (SH) specified in the respective works contract with such contractor; and, in the event of any such referral, notify the Association of: (i) the DAAB's decision on such referral; (ii) the contractor's Notice of Dissatisfaction, if any, with such DAAB decision; (iii) any notification received on the commencement of an emergency arbitration proceeding or full arbitration proceeding in relation to the DAAB's decision; and (iv) the resulting emergency arbitration order and/or full arbitration order, if any.</p>	<p>No later than 7 days after the issuance or receipt, as applicable, of the relevant document (i.e., referral to the DAAB, issuance of DAAB decision, Notice of Dissatisfaction, notice of commencement of emergency/full arbitration, emergency/full arbitration order, as applicable).</p>	
ESS 1: ASSESSMENT AND MANAGEMENT OF ENVIRONMENTAL AND SOCIAL RISKS AND IMPACTS			
1.1	<p>ORGANIZATIONAL STRUCTURE</p> <p>Establish and maintain the Project Management Units (PMUs) for the MISTI and MPWT, for their respective components, with qualified staff and resources to support management of ESHS risks and impacts of the Project.</p> <p>These PMUs will assign or recruit and maintain one qualified environmental consultant and one qualified social consultant (at least one needs to on a full-time basis) at PMU levels, with contractors required to assign and maintain a full time ES specialist at locations with active civil works, to ensure proper management of the E&S risks.</p>	<p><i>Established within 30 days of project effectiveness</i></p> <p><i>Recruited ES consultants within 6 months following the project effectiveness and maintained throughout the project implementation</i></p> <p><i>Contractors to assign ES specialist prior to carrying out civil works</i></p>	<p>PMUs of MISTI and MPWT</p> <p>GDR will handle issues related to resettlement</p>

1.2	<p>ENVIRONMENTAL AND SOCIAL INSTRUMENTS</p> <p>Prepare, consult, adopt and implement, in a manner acceptable to the Association, the E&S documents as follows:</p> <ul style="list-style-type: none"> - Stakeholder Engagement Plan (SEP); - Environmental and Social Management Framework (ESMF), envisaging preparation of ESMPs, IPPF (Indigenous Peoples Planning Framework), RPF (Resettlement Policy Framework), LMP (Labor Management Procedures) <p>Prepare, consult, adopt, and implement site specific instruments under Components 1 and 2</p> <ul style="list-style-type: none"> - Screen proposed subprojects in accordance with the ESMF of the Project, and thereafter, draft, consult, adopt and implement the site-specific instruments, as required, in a manner acceptable for the Association. - These instruments will include Environmental and Social Impact Assessment (ESIA), Environmental and Social Management Plan (ESMP) or ESCOPs (Environmental and Social Codes of Practice), Resettlement Action Plans (RAPs), and Indigenous Peoples Plan (IPP) where relevant and appropriate. <p>For grants provided to Private Water Operators (PWOs)</p> <ul style="list-style-type: none"> - Screen proposed PWO projects, including using ineligibility criteria in accordance with the ESMF of the Project, and - Thereafter provide an ESCOP appropriate to the specific environmental and social conditions of the PWO. 	<p><i>Prepared, consulted and disclosed and thereafter implemented throughout the project implementation</i></p> <p><i>Throughout the project implementation</i></p> <p><i>Component 1 and 2 site specific instruments prepared, consulted and disclosed before the start of respective tenders, during the project implementation</i></p> <p><i>Review proposals and provide ESCOPs prior to provision of grants</i></p> <p><i>Application of ESS requirements in ESMF applicable throughout implementation of the grant projects</i></p>	<p>PMUs of MISTI and MPWT, and with support of GDR for RPF/RAPs</p>
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1.3	<p>MANAGEMENT OF CONTRACTORS</p> <p>Incorporate the relevant aspects of the ESCP, including, inter alia, the relevant E&S instruments as listed in line 1.2 above, the Labor Management Procedures, and code of conduct, into the ESHS specifications of the procurement documents and contracts with contractors and supervising firms. Thereafter ensure that the contractors and supervising firms comply and cause subcontractors to comply with the ESHS specifications of their respective contracts.</p> <p>Incorporate the relevant aspects of the ESCP, including, inter alia, the relevant E&S instruments, the Labor Management Procedures, and code of conduct, in the investment support agreements with PWOs. Thereafter ensure that the contractors and supervising firms engaged by PWOs comply and cause subcontractors to comply with the ESHS specifications of their respective contracts.</p>	<p><i>During the preparation of the bidding documents, and until signing of respective consultancy and construction contracts</i></p> <p><i>Supervise contractors throughout implementation of the respective consultancy and construction contract</i></p> <p><i>Supervise PWOs throughout implementation of the respective investment support agreement</i></p>	<p>PMUs of MISTI and MPWT</p> <p>PMUs of MISTI with assistance from provincial DISTI</p>
1.4	<p>TECHNICAL ASSISTANCE</p> <p>Ensure that the consultancies, studies, capacity building, training, and any other technical assistance activities under the Project are carried out in accordance with terms of reference acceptable to the Association, that are consistent with the ESSs. Thereafter ensure that the outputs of such activities comply with the terms of reference.</p>	<p><i>Throughout the project implementation</i></p>	<p>PMUs of MISTI and MPWT</p>
ESS 2: LABOR AND WORKING CONDITIONS			
2.1	<p>LABOR MANAGEMENT PROCEDURES</p> <p>Adopt and implement the Labor Management Procedures (LMP) for the Project, including, inter alia, provisions on working conditions, management of workers relationships, occupational health and safety (including personal protective equipment, and emergency preparedness and response), code of conduct (including relating to SEA and SH), forced labor, child labor, grievance arrangements for Project workers, and applicable requirements for contractors, subcontractors, and supervising firms.</p>	<p><i>Prepared, adopted and disclosed and thereafter implemented throughout the Project Implementation</i></p>	<p>PMUs of MISTI and MPWT</p>

2.2	<p>GRIEVANCE MECHANISM FOR PROJECT WORKERS</p> <p>Establish, maintain, and operate a grievance mechanism for Project workers, as described in the LMP and consistent with ESS2.</p>	<p><i>Prepared, disclosed and thereafter implemented throughout the Project Implementation</i></p>	<p>PMUs of MISTI and MPWT</p>
2.3	<p>OCCUPATIONAL HEALTH AND SAFETY (OHS) MEASURES</p> <p>Adopt, and implement occupational, health and safety (OHS) measures as part of respective ESMPs and ESMF under Components 1 and 2.</p> <p>Ensure that contractors’ and supervision consultants’ teams have designated staff responsible for the implementation of OHS measures</p> <p>Implement training of Project Workers designed to heighten awareness of OHS risks and the requirement included at the LMP (including workers’ Code of Conduct).</p>	<p><i>Adopt throughout the project implementation</i></p> <p><i>Throughout the project implementation</i></p>	<p>PMUs of MISTI and MPWT</p>
ESS 3: RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT			
3.1	<p>WASTE MANAGEMENT PLAN:</p> <p>Adopt and implement Waste Management Plans as part of works contracts, as envisaged by subproject specific ESMPs under actions 1.2 and 1.3 above.</p>	<p><i>Throughout the project implementation.</i></p>	<p>PMUs of MISTI and MPWT</p>
3.2	<p>RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT:</p> <p>Incorporate, adopt and implement measures for resource efficiency and pollution prevention, as part of respective ESMPs.</p>	<p><i>For Component 1 and 2 ESMPs – prior to tendering respective works, and throughout the project implementation</i></p>	<p>PMUs of MISTI and MPWT</p>
ESS 4: COMMUNITY HEALTH AND SAFETY			
4.1	<p>TRAFFIC AND ROAD SAFETY:</p> <p>Incorporate, adopt and implement measures and actions to assess and manage traffic and road safety risks as required in the ESMPs (Component 1 and 2.)</p>	<p><i>For Component 1 and 2 ESMPs – adopt throughout the Project implementation</i></p>	<p>PMUs of MISTI and MPWT</p>

4.2	<p>COMMUNITY HEALTH AND SAFETY:</p> <p>Assess and manage specific risks and impacts to the community arising from Project activities including, inter alia, behavior of contractors' workers, risks of labor influx, response to emergency situations, COVID-19 pandemic, and include mitigation measures in the ESMPs (Component 1 and 2), in a manner acceptable to the Association.</p>	<p><i>For Components 1 and 2, ESMPs with community health and safety measures should be adopted prior to tendering respective works and implemented throughout life of the project</i></p>	<p>PMUs of MISTI and MPWT</p>
4.3	<p>GBV, SEA and VAC RISKS:</p> <p>Adopt and implement appropriate mitigation measures in accordance with the ESMF under 1.2 above.</p>	<p><i>Implement throughout the project implementation</i></p>	<p>PMUs of MISTI and MPWT</p>
ESS 5: LAND ACQUISITION, RESTRICTIONS ON LAND USE AND INVOLUNTARY RESETTLEMENT			
5.1	<p>RESETTLEMENT PLANS:</p> <p>Where required, adopt, and implement resettlement action plans (RAPs) for the project and, in case involuntary resettlement is envisaged, prepare, consult, adopt, and implement the subproject RAPs to be prepared in accordance with the Resettlement Policy Framework (RPF) in accordance with ESS 5 in a manner acceptable to the Association.</p> <p>Conduct due diligence review where land acquisition was already completed and/or displacement has occurred, and implement remedial actions as needed.</p>	<p><i>For Component 1 and 2 RAPs based in the RPF – implement site-specific RAP prior to start of respective civil works.</i></p> <p><i>Due diligence review to be conducted prior to start of respective civil works in areas where land acquisition and/or disruption has already occurred.</i></p> <p><i>Monitoring to be carried out throughout the Project implementation</i></p>	<p>GDR with support of PMUs of MISTI and MPWT</p> <p>PMUs of MISTI and MPWT</p>
5.2	<p>GRIEVANCE MECHANISM:</p> <p>As part of the RAPs and RPF specified in 5.1. prepare a Grievance Redress Mechanism (GRM) for potentially affected people as a result of land acquisition</p>	<p><i>For Component 1 and 2 RAPs based on the RPF – implement prior to land acquisition and resettlement and throughout the Project implementation</i></p>	<p>GDR with support of the relevant sub-national administrations</p>

ESS 6: BIODIVERSITY CONSERVATION AND SUSTAINABLE MANAGEMENT OF LIVING NATURAL RESOURCES			
6.1	BIODIVERSITY RISKS AND IMPACTS:	<i>ESIAs (if necessary) and EMSPs for subprojects will be prepared during the project implementation once the exact location is confirmed.</i>	PMUs of MISTI and MPWT
<p>Identify and implement measures to address biodiversity risks and impacts, as part of respective ESIAs (if necessary) and ESMPs</p>			
<p>The project will not finance civil works that could provide access to critical habitats such as wildlife sanctuary and protected areas or may cause deforestation.</p>			
<p>The ESIAs (if necessary) and ESMPs for MISTI and MPWT included an assess of impact to biodiversity and flora, fauna community and proposed appropriate measures to avoid, reduce and/or mitigate potential impacts from the project. The ESMF for MISTI and MPWT provided practical guidance for impacts screening check list, and identification and preparation of environmental and social management tool that will be prepared once subproject sites are identified.</p>			
ESS 7: INDIGENOUS PEOPLES/SUB-SAHARAN AFRICAN HISTORICALLY UNDERSERVED TRADITIONAL LOCAL COMMUNITIES			
7.1	INDIGENOUS PEOPLES FRAMEWORK:	<i>Based on the IPPF, adopt throughout the project implementation. If Indigenous Peoples are found, prepare IPP during project implementation</i>	PMUs of MISTI and MPWT
<p>Consult, adopt, and implement Indigenous Peoples Planning Framework (IPPF) that has been prepared for the Project and ESS7, in a manner acceptable to the Association.</p>			
<p>In case in the project area, there is presence of Indigenous Peoples, prepare, consult, adopt, and implement the subproject Indigenous Peoples Plans (IPPs) in accordance with the IPPF in a manner acceptable to the Association.</p>			
7.2	GRIEVANCE MECHANISM:	<i>Based on the IPPF, prepare and implement throughout the project implementation</i>	PMUs of MISTI and MPWT
<p>Prepare, consult, adopt, and implement the arrangements for the grievance mechanism for Indigenous People, as required under the Environmental and Social Framework and further describe such arrangements in the respective IPPs (if the grievance mechanism is distinctive from the one established under ESS10).</p>			

ESS 8: CULTURAL HERITAGE			
8.1	CHANCE FINDS PROCEDURES		
	<p>Prepare, adopt and implement chance find procedures, as part of the respective ESMF and ESMPs</p> <p>Ineligibility/Negative Criteria includes exclusion of sites with potential to cause serious damage to or loss of cultural property.</p>	<p><i>ESMF is prepared prior project appraisal and ESMP for Battambang Water Supply Subproject</i></p> <p><i>Subprojects to be screened prior to design.</i></p> <p><i>PWO grant projects to be screen prior to grant approval</i></p>	PMUs of MISTI and MPWT
ESS 10: STAKEHOLDER ENGAGEMENT AND INFORMATION DISCLOSURE			
10.1	STAKEHOLDER ENGAGEMENT PLAN PREPARATION AND IMPLEMENTATION		
	<p>Adopt and implement a Stakeholder Engagement Plan (SEP) for the Project, consistent with ESS10, which shall include measures to, inter alia, provide stakeholders with timely, relevant, understandable and accessible information, and consult with them in a culturally appropriate manner, which is free of manipulation, interference, coercion, discrimination and intimidation.</p>	<p><i>Adopt throughout the project implementation</i></p>	PMUs of MISTI and MPWT
10.2	PROJECT GRIEVANCE MECHANISM:		
	<p>Establish, publicize, maintain, and operate an accessible grievance mechanism, to receive and facilitate resolution of concerns and grievances in relation to the Project, promptly and effectively, in a transparent manner that is culturally appropriate and readily accessible to all Project-affected parties, at no cost and without retribution, including concerns and grievances filed anonymously, in a manner consistent with ESS10.</p> <p>The grievance mechanism shall be equipped to receive, register, and facilitate the resolution of SEA/SH complaints, including through the referral of survivors to relevant gender-based violence service providers, all in a safe, confidential, and survivor-centered manner.</p>	<p><i>As soon as possible, before starting of land acquisition and/or the civil works. This document will be made available during the training to be provided to relevant stakeholders including contractors/sub-contractors.</i></p>	PMUs of MISTI and MPWT

CAPACITY SUPPORT (TRAINING)

<p>CS1</p>	<p>Some key training will be provided, including but not limited to:</p> <ol style="list-style-type: none"> 1. PMU staff at national and provincial level (and implementation support consultants) and Environmental and Social staff of MISTI and MPWT: Basic requirements of ESF ESSs, including specific requirements of Environmental and Social Management Framework (ESMF), Indigenous Peoples Planning Framework (IPPF), Resettlement Policy Framework (RPF), Environmental, Social, Health and Safety (ESHS), Labor Management Procedures (LMP), Occupational Health and Safety (OHS), Gender-Based Violence (GBV), Violence Against Children (VAC), Stakeholder Engagement Plan (SEP) and Grievance Redress Mechanism (GRM), and how to prepare Environmental and Social Management Plans (ESMPs), Resettlement Action Plans (RAPs), Indigenous Peoples Plans (IPPs). 2. Contractors, sub-contractors and site supervisors/engineers of contactors/sub-contractors and implementation support consulting firm. Training to be provided by the E&S staff of MPWT and MISTI with the support of the Association, on the requirements of ESF ESSs on the E&S risks at the level of contractors, sub-contractors and supervision consultants, including SEP, ESHS, LMP, OHS, RPF/RAP, IPPF/IPP, GBV, VAC, SEP, C-ESMP and GRM 3. Communities: GBV, VAC, SEP, resettlement provisions, and GRM. 4. Contractors and their subcontractors, with oversight of the supervision consultants and PMUs of MISTI and MPWT, to ensure all workers of contractors and their Sub-contractors sign Codes of Conduct for the contractors' workers and trained on requirements of Codes of Conduct including ESHS, OHS, GBV, VAC, SEP and GRM. 	<p>6 months after project effectiveness.</p> <p>At least one month before starting the civil works.</p> <p>At least one month before starting the civil works.</p> <p>At least one month before starting the civil works and throughout implementation of civil works.</p>	<p>External consultants of MPWT, and GDR for RAPs</p> <p>Environmental and Social staff of MISTI and MPWT, and GDR for RPF/RAP</p> <p>Environmental and Social staff of MISTI and MPWT and GDR for GRM training.</p> <p>Supervision consultants.</p> <p>PMUs of the MISTI and MPWT</p>
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