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# BAN: SASEC Chittagong–Cox's Bazar Railway Project, Phase 1 - Tranche 2

Prepared for the Asian Development Bank.

#### **CURRENCY EQUIVALENTS**

(as of as of 29 October 2018)

Currency unit	_	Bangladesh Taka (BDT)
BDT1.00	=	\$.012
\$1.00	=	BDT 83.83

#### ABBREVIATIONS

ADB AH AP BR COI CPR	:	Asian Development Bank Affected Household Affected Person Bangladesh Railway Corridor of Impact Common Property Recourses
CCL	:	Cash Compensation under Law
DC	:	Deputy Commissioner
DPP	÷	Development Project Proposal
EA	÷	Executing Agency
EC	-	Entitlement Card
EP FGD	•	Entitle Person Focus Group Discussion
GOB	:	Government of Bangladesh
GRC	:	Grievance Redress Committee
GRM	:	Grievance Redress Mechanism
ILRP		Income and Livelihood Restoration Program
INGO	÷	Implementing Non-Government Organization
IOL	•	Inventory of Losses
JVC	:	Joint Verification Committee
LA	:	Land Acquisition
LAP	:	Land Acquisition Plan/Proposal
NTH	:	Non-Titled Holder
PAPs	:	Project Affected Persons
PVAC	:	Property Valuation Advisory Committee
CSC	:	Construction Supervision Consultant
RB	:	Resettlement Benefit
RP	:	Resettlement Plan
ROW	:	Right of Way
SASEC	:	South Asian Sub-Regional Economic Cooperation
SMR	:	Social Monitoring Report
TH	:	Titled Holder Household

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# I. INTRODUCTION AND PROJECT DESCRIPTION

## A. Introduction

1. This report presents the Due Diligence of social safeguards including Implementation of Land Acquisition and Resettlement Plan (RP) of SASEC Chattogram–Cox's Bazar Railway Project, Phase 1. The project has been undertaken by Bangladesh Railway (BR), Government of the People's Republic of Bangladesh with financial assistance from Asian Development Bank (ADB).

2. The scope of this Due Diligence Report is to verify safeguard compliance as per ADB Safeguard Policy Statement (SPS 2009) and to account for the implementation of resettlement activities at field level. The due diligence report was prepared through a review of documentation, consultations and site visits. More information about the methodology is provided in Section II of the document.

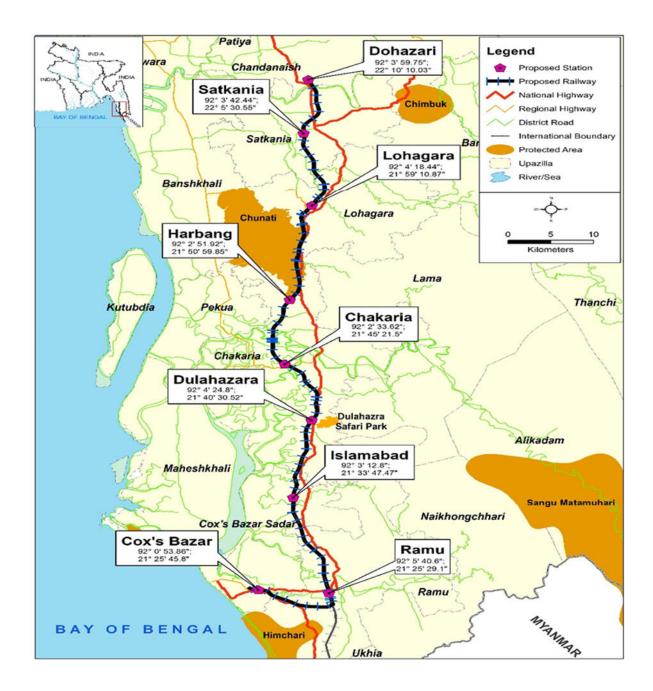
## B. Project description

3. The SASEC Chattogram–Cox's Bazar Railway Project involves the construction of 100.831 km of a new single dual gauge railway track. The project components are:

- The new construction of 100.831 km Dohazari-Cox's Bazar single line dual gauge railway;
- The construction of 09 new Railway Stations at Dohazari, Satkania, Lohagora, Harbang, Chakoria, Dulhazara, Islamabad, Ramu and Cox's Bazar;
- The construction of 6major bridges and 145 culverts;
- The construction of elephant crossing (underpass and overpass);
- The construction of Computer Based Inter Locking (CBI) signaling system;
- 4. The Project area is shown in Map 1 and table 1 shows the location by administrative boundaries

District	Upazila	Mouzas
<u>ب</u>	Chandanaish	Zamirjuri, Dohazari.
Chattogr am	Satkania	Kathgar, Kaliaish, Temohoni, Janarkeochia, Uttar Dhemsa, Dakkin Dhemsa, Paschim Dhemsa, Rupkania, Bardona
с С	Lohagara	Amirabad, Lohagara, Adunagar, Amtali, Chunti and Jungle Chunti.
Bazar	Chakaria	Harbang, Reserve Harbang, Paharchanda,Veola Manikchar, Bethua, Purba Baro Veola, Kahariagona, Rampur, Koraiyagona, PalaKata, Ringvong, Dulahazra, Medhakacchapia, Khutakhali, Phulchari.
Cox's B	Ramu	Dholirchora, Nandakhali, Joarianala, Nonachari, Uttar Mithachori, Meronglowa, Fatehkharkul, Razarkul, Umkhali, South Mitachari, Chainda, Varuakhali.
	Cox's Bazar Sadar	Jhilwanja, Chowfaldandhi, Machuakhali, Napitkhaali, Boalkhali, Eidgaon.

# Table-1: The Districts, Upazillas & Mouzas of Dohazari to Cox's Bazar Railway Project





#### C. PROJECT OBJECTIVE

5. The objectives of the project are to help the Government in achieving economic development and poverty reduction through improved and new connectivity of railway to the south-eastern part of Bangladesh, as well as other integrated railway network by linking the regions and the districts to the capital, Dhaka. The project will also contribute to development of Tourism and Industrialization in the project area.

#### D. PROJECT RESETTLEMENT PLAN

6. A detailed Resettlement Plan was prepared for the project by the Design Consultants in accordance with the ADB Involuntary Resettlement guidelines. The Resettlement Plan was approved by ADB in May 2016 and by the Ministry of Railway vide memo No. 54.00.0000.006.014.2016-86, date 17 August 2016. The approved RP is disclosed on ADB's website (<u>https://www.adb.org/sites/default/files/project-document/184412/46452-002-rp-01.pdf</u>) and Bangladesh Railway's website (<u>http://railway.portal.gov.bd/site/files/4ef9f30d-f148-4128-934c-0f011aac4de1</u>).

7. The RP addresses Land Acquisition (LA), assets impacted and economic resettlement and provides for mitigation measures, within the legal framework of the Government of Bangladesh (GoB) and ADB's SPS. It covers titled and non-titled Project Affected Persons (PAPs) and includes an income/livelihood restoration programs and poverty reduction assistance to vulnerable PAPs. Table 2 shows the resettlement impacts as identified by the RP:

SL. No.	Impacts	Total
A	Land to be acquired in hectares	562.83
В	Total Affected Persons in nos.	9.946
С	Total affected Common Property Resources in nos.	43
D	Total affected Private Household in nos.	1,984
	Total affected Household economically affected in nos. (includes loss of	1,569
	land, fish ponds, trees, wages – no relocation required)	
	Total affected Household require economically displacement in nos.	415
E	Total affected Title-holders (TH) in nos.	1,032
	Total affected Nontitle-holders (NTH) in nos.	537
F	Total affected encroachers in nos.	12
	Total affected Renters in nos.	160
	Total affected Vulnerable Household in nos.	984

#### Table 2: RP May 2016 (Summary of LA and Resettlement Impacts)

Above impacts may change after finalization of the Central Line for construction works and the joint verification survey by BR, the Deputy Commissioners' offices and the INGO. At present the joint verification survey is ongoing.

#### E. REVISION OF ALIGNMENT AND LAP

8. Since original RP approved on 17.8.2016, no revision of alignment or LA has been made.

# II. METHODOLOGY FOR PREPARING THE DUE DILIGENCE REPORT

9. This Resettlement Due Diligence Report has been prepared by the Resettlement Specialist Consultants of ADB based on desk review of key resettlement documents including monthly reports of INGO and SMR, field visits, consultation with Affected Persons (APs),consultation with key staffs of BR, data verification at the Deputy Commissioner's Office and with the INGO.

#### A. Documents reviewed

- 10. The following documents were reviewed as part of the due diligence:
  - (i) The approved Resettlement Plan May 2016,
  - (ii) Acquisition and Requisition of Immovable Property Ordinance 1982 of Bangladesh,
  - (iii) Acquisition and Requisition of Immovable Property Act 2017 of Bangladesh,
  - (iv) Land Acquisition Plans and Proposals to the Deputy Commissioners,
  - (v) Land Acquisition Estimates,
  - (vi) Development Project Proposal (DPP)
  - (vii) Joint Verification Committee 's (JVC) Joint Verification Survey of affected properties,
  - (viii) PVAC's minutes of replacement value for structures, Trees & Fruit,
  - (ix) INGO's monthly progress reports,
  - (x) Agreement between BR and NGO
  - (xi) Project Implementation Consultant's Social Monitoring Report June 2018,
  - (xii) Resettlement Benefits Payments documents of Non-title holders.

#### B. Field visits

11. ADB Consultants have been conducting field visits to project sites and PMU of BR at regular intervals during October 2017 to September 2018. Consultation meetings were held at Chandanaish, Satkania, Chakaria under Chattogram and Cox's Bazar District, conducted individual meetings with affected persons, had discussions with INGO field officials, reviewed the documents of the Deputy Commissioners' Joint survey of affected properties and assisted PMU/INGO for the methodology of Joint survey as per RP entitlement Matrix, Preparation of EP & EC, Preparation of EP's ID Card, Preparation of Non-title holder's payment documents, Preparation and reporting of LA status including DC's payment status, Collection of DC's Award and CCL documents, addressing all RP entitlement matrix during census/joint verification survey. Details of the consultation meetings held by ADB monitoring consultant and sample documents collected APs during field visits are presented in **Annexure 1**.

# **III. RESETTLEMENT PLAN IMPLEMENTATION ARRANGEMENTS**

12. The following section describes arrangements and institution wise responsibilities in the project for implementation of the Resettlement Plan.

## A. Bangladesh Railway (BR)

13. Bangladesh Railway (BR) is the Executing Agency (EA) for the SASEC Chattogram–Cox's Bazar Railway Project. A Project Management Unit (PMU) run by a Project Director (General Manager) and composed of SASEC BR officials has been set up. The unit includes two (2) officials

to implement the land acquisition and resettlement. The Deputy Director (Resettlement) oversees all aspects related to implementation of the RP and he is the convener of the Joint Verification Committee (JVC), Property Valuation Advisory Committee (PVAC) and Grievance Redress Committee (GRC) and signatory of the payment documents of resettlement benefits (RBs) while the second official of the rank of Senior Sub Assistant Engineer (SSAE) (Resettlement) works at the field level.

# B. Resettlement Implementation Non-Governmental Organization (INGO)

14. BR recruited the NGO *Development Organization of the Rural Poor* (DORP) and Pahtmark Associate Limited JV in February 2017 to assist in Land Acquisition and implementation of the Resettlement Plan. The JV has set up two field offices in the project area: one in Lohagora of Chattogram district and one in Cox's Bazar. In addition, it has a project coordination office at Chattogram.

15. The NGO staff resources has provisions for 47 project staff, including 11 professionals in key positions, 26 field staff and 10 office support staff. As of 30 September 2018, 43 staffs had been mobilized –including 8 key staffs. The replaced team leader (TL) has been deployed while the replacement for the Area Manager of Cox's Bazar who has resigned is to be recruited as soon as possible.

- 16. The key responsibilities of the INGO in R&R implementation are as under:
  - Conduct the census, the inventory of lost assets and support the Joint Verification Committee (JVC) and Property Valuation Advisory Committee (PVAC);
  - Assist in the Land Acquisition process;
  - Support in the compensation/assistance distribution process;
  - Conduct consultations and participation activities with affected persons;
  - Ensure good data management and monitoring of land acquisition and resettlement activities;
  - Assistance in finding alternative place/plot to rent/buy;
  - Assistance and participation to Grievance Redress Committee (GRC);
  - Coordination and support the other NGO recruited by BR to implement the Livelihood Improvement Training Program;
  - Conduct HIV/AIDS/and Anti-Trafficking Awareness Campaigns;
  - Support in the implementation of Gender related activities;
  - Support the implementation of the railway safety awareness campaigns to the communities.

17. The INGO has been providing assistance to the DCs in the land acquisition process, continuing the joint verification survey of nontitle holder APs, conducting consultations with the affected persons, distributing the information leaflets/brochures and assisting BR for making payments to the nontitle holders APs.

## C. Construction Supervision Consultant

18. The Resettlement team of the Construction Supervision Consultancy Services (CSC) includes one international Social/Resettlement Specialist, one international Gender Specialist, one national Senior Resettlement Specialist, one national Senior Gender Specialist, one mid-level

national Resettlement and Gender Specialist and two national junior Resettlement and Gender Specialist. The contract with the supervision consultant was signed on 14 September 2017 and the resettlement experts have been mobilized. The Consultant's resettlement experts provide guidance on the RP implementation, monitor its activities and prepare the bi-annual Social Monitoring Reports.

## D. Project Management Consultant (PMC)

19. The PMC team includes two resettlement expert positions to support BR in the implementation of the resettlement and land acquisition activities. The process to recruit the PMC experts is ongoing and the experts are likely to be recruited in October 2018.

## E. Asian Development Bank (ADB)

20. The ADB is monitoring the project through safeguards review missions from headquarter and regular meetings with the Bangladesh Resident Mission. Since the approval of the project in September 2016, five review missions have been fielded from headquarters during March, July and November 2017, and March & June 2018.

## F. Resettlement Independent Monitoring Consultant

21. To strengthen the implementation of the resettlement and land acquisition process and monitoring of compliance with ADB's Safeguards Policy Statement, the ADB has hired an independent monitor since October 2017. The independent Monitoring Consultant is assisting BR and INGO in strengthening of Land Acquisition process and implementation of the RP.

# G. Formation of JVC, PVAC and GRC

22. The three key committees (i) the Joint Verification Committee (JVC), (ii) the Property Valuation Advisory Committee (PVAC) and (iii) the Grievance Redress Committee (GRC) for the project and required for the implementation of the land acquisition and resettlement plan have been constituted by government order No. 54.00.0000.006.014.11.2016-555 on 02 November 2017.They are now operational. All 6 PVACs and 6 GRCs at the Upazilla level are operational. Details about the committees are provided in **Annexure 2**.

# IV. DETAILED STATUS OF IMPLEMENTATION OF THE RESETTLEMENT PLAN

## A. Land Acquisition (LA)

23. The Design Consultant prepared the Land Acquisition Proposals (LAPs) for the project and BR submitted them to the DC offices. After verification of the LAPs by the DCs, a total of 553.5896 hectare(1367.3664 acres) of land is finalized for acquisition.<sup>1</sup> This has been segregated under 10 LA Cases for the two Districts. Progress in land acquisition process is presented in table 3:

<sup>&</sup>lt;sup>1</sup> Although RP identified 562.83 ha of land to be acquired, DC offices during verification excluded 9.24 ha of the land under CPRs as the Government of Bangladesh's Acquisition and Requisition of Immovable Property Ordinance 1982 (ARIPO) and its subsequent amendments in 1993 and 1994 did not provide for acquisition of land under CPRs like burial grounds, religious structures etc. without a written agreement between the EA and the affected CPR authority. The new LA Act (Acquisition and Requisition of immovable Property Act, 2017) permits DC for acquiring CPR land after consultation meeting between the EA and the affected CPR authority. As the act has come into effect after RP was finalised and disclosed in 2016, BR will approach DCs to acquire affected land under CPRs as per new LA Act that were earlier excluded during verification by their offices.

SI No	LA Case No	Submission of LA Proposal	Land Required	Status as	s on 30 Septem	ber 2018
NO		(Date)	(Acre)	U/S-3 <sup>2</sup>	U/S -6 <sup>3</sup>	U/S -7 <sup>4</sup>
1	09/2016-17	21.05.2017	10.1725	11.12.2016	09.08.2017	30.11.17
2	31/2016-17	10.10.2017	55.0940	30.04.2017	13.02.2018	10.06.18
3	32/2016-17	10.10.2017	27.6325	30.04.2017	20.12.2017	14.03.18
4	33/2016-17	10.10.2017	51.1150	30.04.2017	20.12.2017	05.06.18
5	34/2016-17	10.10.2017	42.5105	30.04.2017	20.12.2017	06.05.18
6	35/2016-17	10.10.2017	85.0401	13.06.2017	22.02.2018	26.06.18
7	36/2016-17	10.10.2017	92.8764	13.06.2017	22.03.2018	-
	Sub Total Ch	attogram	364.4405			
1	02/2016-17	04.06.2017	514.0091	28.09.2016	-	
2	03/2016-17	04.06.2017	278.4908	28.09.2016	01.02.2018	
3	04/2016-17	04.06.2017	210.426	28.09.2016	12.10.2017	26.12.17
Sub Total Cox's Bazar			1002.9259			
	Grand T	otal	1367.36645			

 Table - 3: Status of LA notice in Chattogram and Cox's Bazar district up to Sept. 2018

24. The status of land handover to BR and CCL payment up to September 2018 is presented in **Annexure 3**. As of September 2018, out of the total land requirement of 1,367.3664 acres, DCs have handed over 760.4809 acres of land to BR and CCL payment of BDT 3493.51 million out of estimated BDT 17591.56 million have been made to the APs

#### B. Compensations and Resettlement benefits payments to Titled Holders (THs)

25. The estimates of compensation have been finalized by the DC except for the LA Case No. 35/2016-2017, 36/2016-2017under the district of Chattogram and LA Case No.02/2016-2017, 03/2016-2017 under Cox's Bazar district. (**Details provided in Annexure 3**). The Deputy Commissioners of Chattogram and Cox's Bazar have been disbursing the compensation to the titled holders for land, structures, trees and business as per finalized estimates.

26. BR will pay the difference between the replacement cost and the CCL (the "top-up'), including other entitlements as per the approved RP. BR and the INGO will prepare a CMIS database including all entitlements for all TH as per the DC's joint verification survey and the INGO's survey.

27. As of September 2018, total 1,148 Title Holders (Awardees) have been paid compensation under CCL. Although valuation for resettlement benefits to 76 THs have been completed, they are yet to be paid by BR.

<sup>&</sup>lt;sup>2</sup> U/S-3(Preliminary notice to people): Publication of Preliminary Notice of Acquisition of Property saying that proposal sent to government for acquiring the land for public interest. The interested people can lodge objection against these acquisition within 15 days, if any.

<sup>&</sup>lt;sup>3</sup> U/S-6(notice to interested person): Government has decided to acquire the land. The affected persons entitled to claim compensation as against his/her losses, according to the legal framework.

<sup>&</sup>lt;sup>4</sup> U/S-7(notice to respective people saying to come at DC office with papers for compensation): Deputy Commissioner office declare and ensure the compensation payment for affected persons as against the loss of land and assets. in this notice amount of money is include with necessary identity of affected people and this notice also tells the affected people to come at DC office with necessary documents so that affected people can get the compensation.

<sup>&</sup>lt;sup>5</sup> 553.5896 hectares equivalent. Also refer footnote 1.

#### C. Payments of Resettlement Benefits (RB) to THs and NTHs

28. The payment of Resettlement Benefits to the THs (i.e. top-up for land, compensation for loss of structures, trees, crops, fish stock, rent and income on public land) has not yet started.

29. The payment of Resettlement Benefits (RB) for Non-titled holders (NTHs) has started. INGO has started the identification of NTHs, preparation of the budget and the EP files in the prioritized section for a smooth handover of the land to the Contractors. The PVAC is determining the price in the prioritized sections (**Details provided in Annexure 5**).

#### D. Common Property Resources

30. As of 30<sup>th</sup> September 2018, 12 nos. of CPRs in Chattogram District and 36 nos. CPRs in Cox's Bazar district, have been identified by INGO that will be affected by the project. The JVC will verify the CPRs and the PVAC will determine the replacement cost.

#### E. Vulnerable Households

31. As of 30<sup>th</sup> September 2018, the INGO has surveyed 38 TH and 175 NTH vulnerable households in Chandanaish, Lohagara, Chakaria, Ramu and Cox's Bazar sadar Upazilla. Details as per vulnerability category of the APs are presented in Table 4 below:

			Number as per Joint Verification												
SI No.	Particulars (Vulnerable Category)		Chandanaish	Carnailia	Satkania	Foliagara	chanara		Chakaria		Rami	Caca	Cox's Bazar Sadar	Affe Hous	tal cted ehold Hs)
		Т	Ν	Т	Ν	Т	Ν	Т	Ν	Т	Ν	Т	Ν	Т	Ν
1.	Female Headed (HH)	0	2	3	-	0	2	0	13	4	12	7	17	14	46
2.	Male Headed under the poverty level	2	9	0	-	1	4	0	24	2	37	16	42	21	116
3.	Disabled	-	-	-	-	-	-	0	-	0	-	0	-	-	-
4	Elderly headed- over 65 years	0	2	1	-	0	1	0	5	0	2	2	3	3	13
5	Headed by ethnic minority	-	-	-	-	0	-	0	-	0	-	0	-	-	-
	Total:	2	13	4	-	1	7	0	42	6	51	25	62	38	175

Table- 4: Vulnerable House Holds identified as of 30th September 2018

N: Non Titleholders, T: Titleholders

#### F. Status of Physical Displacement

32. As of 30th September 2018, total 80 NTH APs have been displaced after they were paid as per their entitlement under RP. After final payment was paid, a time line for shifting was negotiated with them to enable their smooth shifting including time for reconstruction of alternate structures. In addition 18 TH APs after receiving CCL from DCs have voluntarily vacated their land with all salvafe materials.

#### G. Income and Livelihood Restoration Program (ILRP)

33. As per the RP, any member of vulnerable and severely affected household identified by the JVC is eligible to participate to the ILRP. The program has not been designed yet. A separate NGO specialized in training programs will be hired by BR to design and implement the ILRP. The NGO is likely to be recruited by November 2018.

#### H. Participation in construction activities

34. The construction activities have just been initiated. The major activities that have started are in Contractor's stock yard development and in Cross Drainage structures. BR has taken initiatives with the Contractors on ways to encourage employment of affected persons for unskilled labor needs.

#### I. Consultation, Information Campaign and Participatory Process

35. At the onset of the RP implementation, the INGO prepared a one-page leaflet in local language (Bengali) with contact information of project officials and has already distributed 7,750 leaflets among the APs and the local community. An information Brochure in Bengali with details of the entitlement matrix, procedure for payments under CCL, resettlement benefits and GRC has been prepared and 3,700 brochures have distributed directly as well as through the local administration offices to the affected persons and other stakeholders.

36. Regular consultations are being held in the project area by BR with support from the INGO mobilized in February 2017. As of the end of August 2018, consultations were held by the INGO reaching 2277 people. These included 23 public consultation meetings,113 focus groups discussions with women and special groups such as farmers, business people, religious minorities, and vulnerable people, as well as 12 special consultations in sensitive areas. The ADB project team also participated in the consultation process. Moreover, 4910 affected persons were individually surveyed and informed about project impacts. In addition, 1,033 local community leaders and 330 elected representatives (chairman and members) were reached through consultations during this period. Considering the conservative nature of the communities in the project area, the INGO engaged female support staff to encourage women participation in the consultations. Special focus group discussions and one-on-one consultations were undertaken as part of the gender assessment, reaching 250 women.

#### J. Grievance Redress Mechanism

37. BR has established a grievance redress mechanism (GRM) to voice and resolve social and environmental concerns linked to the project and ensure greater accountability of the project authorities towards all affected persons. This mechanism is not intended to bypass the government's own legal process, but is intended to provide a time-bound and transparent mechanism that is readily accessible to all segments of the affected people. The NGO and BR

will try as much as possible to address grievances locally before these are submitted to the GRM. All costs involved in resolving the complaints (meetings, consultations, communication and reporting/information dissemination) will be borne by the Project. As of September 2018, 32 GRCs have been formed in the 6 project Upazillas of Chattogram and Cox's bazar districts. INGO is distributing brochure and leaflets in Bengali containing details of GRC formation, contact information. The information is also provided in regular Focus Group discussions and consultations. In addition suggestion/complaints boxes are proposed to be put up in the local area offices of the INGO and Contractors.

#### K. Implementation of Gender Action Plan

38. The gender action plan (GAP) developed for the project includes the following: (i) integration of features that make stations user-friendly for women, children, the elderly, and the disabled; (ii) rail-crossing safety awareness campaigns to communities along the corridor (audience: pedestrians, drivers, parents, schoolchildren, professional drivers); (iii) inclusion of personal safety and anti-sexual-harassment protocols and capacity building for key Bangladesh Railway staff; (iv) public campaign to promote prevention of sexually transmitted infections (STIs) and human trafficking; (v) proactive measures to support the rehabilitation of women affected by the above risks; (vi) website and communication platform about the project, its impacts, and the implementation progress.

39. One national Senior Gender Specialist, one mid-level national Resettlement and Gender Specialist and two national junior Resettlement and Gender Specialists have been mobilized under the Construction Supervision Consultancy Services. The Project Management Consultant team likely to be recruited by November 2018 will have a GAP focal point to assist the PIU in monitoring implementation of GAP. The INGO is in the process of mobilizing an expert in Women in Development /Gender Specialist under its contract. Considering the conservative nature of community residents in the project area, the INGO engaged female support staff to encourage women participation in the consultations. Special focus group discussions and one-on-one consultations were undertaken as part of the gender assessment, reaching 250 women.

#### L. Awareness Programs on HIV/AIDS

40. Two NGOs namely Eventful Bangladesh Society (EBS) and Rural Development Council (RDC) have been recruited by BR through the contractors to conduct HIV/AIDS and human trafficking prevention awareness program to the construction workers and communities along the corridor. The NGOs are responsible to conduct HIV/AIDS prevention awareness sessions for all the labor staff of the contractors.

41. The NGOs have so far conducted awareness programmes on HIV/AIDs and STD prevention reaching 55 workers and employees of both the contractor's and 157 community people including 80 women participants. Table 5 shows lot wise details of HIV/AIDS Prevention and Awareness program conducted.

## Table 5: Details of Participants in HIV/AIDs Awareness Program

Awareness		Ν									
Orientation on HIV/AIDS for			ruction Workers I Employees		Community People			Grand Total			
Workers, Employees and Community People	F	М	Total	F	м	Total	F	М	Total		
Lot-1	0	142	142	64	20	84	64	162	226		
Lot-2	0	413	413	16	57	73	16	470	486		
Total	0	555	555	80	77	157	80	632	712		

## V. CONCLUSION AND RECOMMENDATIONS

42. In general it was observed that BR in this project has been complying with the social safeguard requirements and adopting practices as per the policies in ADB SPS 2009. However, certain observations during the field visits needs priority attention of BR and following recommendations are made to ensure smooth implementation of the project

Observations	Recommendations
Database in CMIS does not have data of DC's field book on losses by TH APs.	INGO to start input of data on TH APs to its computerized database after the field book is prepared by DC. Updation in the CMIS database should be promptly carried out according to changes/modification as per award book/EP files.
CMIS developed is unable to generate automated reports on some aspects of LA and R&R including APs/EPs not include in field book/ award book	Further upgradation in the CMIS is required to generate automated menu driven reports on aspects like flagging APs by category, loss of land and number of APs by category, details of budget/entitlements (DC/JVC) and details of GRC
APs left out in DC's field Book during joint survey in South Demsha and North Demsha Mouzas of Satkania Upazilla, In Chattogram district.	BR to verify at the field level whether APs have been left out in joint survey, and based on INGO report BR to approach DC for re-verification if required.
BR to acquire all non- government land for the whole alignment.	BR to acquire all non-government land for the whole alignment including land falling under CPRs like graveyards etc. as per Acquisition and Requisition of immovable Property Act, 2017.
Issues in Land acquisition at Varuakhali Assrayan area	The cluster colony that will be affected at Varuakhali Assrayan area was developed for landless people by the government with grant of ownership right to the beneficiaries. BR to enumerate all the affected persons in the colony area

Observations	Recommendations
	as vulnerable as they were landless and also will be severely affected that puts them under vulnerable category as per the entitlement matrix. Compensation and other benefits due to vulnerable APs should be provided to them. Consultations by BR/INGO to be continued with the APs and the local community to address grievances.
Contractor's scheduling of priority sections for construction and coordination with INGO for completion of EP files for the priority sections in time	
Installation of Grievance / suggestion boxes at INGO offices and contractor camp sites.	INGO and contractors should install grievance / suggestion boxes at their offices and camp sites. They should also maintain grievance / suggestion registry.
Timely mobilization of all social safeguard staffs	All vacant social safeguard-related positions in INGO/ CSC should be filled in. For staffs with intermittent inputs, time bound plan for mobilization should be prepared and updated, considering progress. PMC consultants to be recruited at the earliest.

# ANNEXURE

#### Annexure 1: Consultation Meetings with Project Affected Persons

Two (2) meetings were organized in the process of the preparation of this due diligence Report. A total of 87 affected persons participated in the 2 meetings. The location, date and participants to these meetings is described below.

Date	Location	Type of Participants
05 August 2018	Jamirzuri Rail Bit, Jamirjuri, Chandanaish Upazila, Chattogram.	ADB Resettlement Consultant, BR-Deputy Director (Resettlement), INGO representatives, local elites, affected titleholders and nontitle-holders.
05 August 2018	Uttar Demsa Union Parishad, Satkania Upazila, Chattogram.	ADB Resettlement Consultant, BR-Deputy Director (Resettlement), INGO representatives, local elites, affected titleholders and nontitle-holders.

In these meetings the Resettlement packages of the ADB policy and RP Entitlement matrix were disclosed to the participants. The following points and discussions were raised by the participants:

- The Joint Verification Committee (JVC) will identify all titleholders and non-title holders under the Project Right of way (RoW);
- All affected persons identified in the survey will get a Project ID card containing data about their losses, a picture and signature;
- BR will pay resettlement benefits to the affected persons as soon as possible. The value of these will be determined by the PVAC based on the entitlement matrix and will be approved by the Government;
- Title Holder APs raised that remarkable quantity of land, structures, trees have not been taken in the DC's field Book during joint survey (as ready reference-South Demsha Mouza, North Demsha Mouza of Satkania Upazilla, Chattogram): This is very sensitive issue in those area. ADB Consultant advised on the issue that INGO should assist APs to submit applications to DC and BR. INGO will summarize all category of assets not taken in the joint verification survey and BR will arrange re-survey to prepare a supplementary compensation estimate;
- BR-DD (Resettlement)stated that all payments will be made in due time and they should prepare to relocate;
- The ADB resettlement consultant briefed the participants on the Grievance Redress Mechanism;
- In this meeting title holder people raised that DC's market price for land is very poor including 50%. They demanded the market price for their land.

**Main Outcome:** Affected persons demanded the market price for land and the revision of joint survey of DC as well as supplementary budget for not included assets as per the demarcated Right of Way.

Attendance of Public Consultation Meeting with APs at Jamirzuri Rail Bit, Chandanaish Upazila, Chattogram 50 affected persons in 5 sheets



Construction of Single Line Dual Gauge Railway Track from Dohazari to Cox's Bazar via Ramu to Gundum near Myanmar Bangladesh Railway Public Consultation Meeting/Focus Group Discussion Attendance Sheet

Venue: Jaminzoni Railbrt Date: :05,08.18

Time: 10,00

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1.	Mohammad Salim	DDIR	BR	01786590	dhi
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Attendance of Public Consultation Meeting with APs at Uttar Demsa Union Parishad, Satkania Upazila, Chattogram 37 affected persons in 4 sheets



Construction of Single Line Dual Gauge Railway Track from Dohazari to Cox's Bazar via Ramu to Gundum near Myanmar **Bangladesh Railway** Public Consultation Meeting/Focus Group Discussion Attendance Sheet

Venue: UHan Demsa Uzim-Pariskoid. Date: 05.08.18

Time: 12,00

SL. No.	Name	Designation	Organization	Phone No	Signature
1.	Mohammad Salim	DD/R-	BR	01786 590521	st.
2.	Mohannal Holming	ADB County.	ADB	01819244820-	- Chang
3.	MJ. Fircoz Ahmed	Resettlement Expent Managen	Doff	01711374943	Rel
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AP's Project ID card and Copies of AP's payment (signed by AP)



Akter Mia (NTH), Dohazari, Chottogram, Loss of Structure, Business and Vulnerable (Disable)

Payment Voucher to Akter Mia (NTH) with recipient's signature

			Bangladesh Dohazari Cox's Bazar Rallway Entitled Pers PAYMENT VO	Frack Construction Project	OFFICI	COPY	t
	cher No. 8		Cheque No. 5052873	Bank Name: Sonali Ban	k Ltd.	Date: 1	21
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	use Name: . k: Sonali Bar		EP ID No.: 1114#0008	A/C No.: 01006931			
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	1	Refund of Reg			RRC	0.00	
101	2,4	Additional Gra	nt for Structure (Top-up)		AGS	0.00	
iv.	2,3	Transfer Grant			TG	8.000.00	
v	2,3	Reconstruction	Grant		RG	8,000.00	
vi	3,4	Replacement (	Cost for Structure	RCS	4,350.00		
vii	4		for Relocation of the Physical Cultural Resc	urces (PCR) / Common Property	TG PCR/CPR	4,350.00	
viii	4	Property Resou	Grant for relocation of the Physical Cultural arces(CPR) Structures	RG PCR/CPR	0.00		
ix	5	Loss of Graves		LG	0.00		
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×v			ost of Agriculture Infrastructure and Investment		RCAI	0.00	
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			Vulnerable Female Disabled Headed House	ablor	CGVFD	0.00	
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		C		Jl-		-	

Saddam Hossain (NTH), Boalkhali, Cox's Bazar, Loss of Structure and Vulnerable (BPL)



#### Payment Voucher to Saddam Hossain (NTH) with recipient's signature

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	D No.: 2614			C No.: 20502270203	779915 🗸	EP Bank Name: Islami Bank		d
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xiii	7	Additional G	Grant for Stan	ding Crops/Fish Stoc	k		AGCF	0.00
xiv	7	Replacemen	nt Cost of Sta	RCCF	0.00			
xv	7	Replacement Cost of Agriculture Infrastructure and Investment (Standing Crops/Fish Stock) (Non-titled)						0.00
xvi	8	Cash Grant	for Land (Sh	CGL	0.00			
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Upazila	Name of Committee	Date of Formation	Timeline
	Property Valuation Advisory Committee (PVAC)	24/12/2017	30 June,2019
Chandanaish	Joint Verification Committee (JVC)	24/12/2017	31 December,2019
	Grievance Redress Committee (GRC)	24/12/2017	07 June,2020 and continue
	Property Valuation Advisory Committee (PVAC)	29/3/2018	30 June,2019
Satkania	Joint Verification Committee (JVC)	29/3/2018	07 June,2020
	Grievance Redress Committee (GRC)	29/3/2018	07 June,2020 and continue
	Property Valuation Advisory Committee (PVAC)	29/3/2018	30 June,2019
Lohagara	Joint Verification Committee (JVC)	29/3/2018	07 June,2020
	Grievance Redress Committee (GRC)	29/3/2018	07 June,2020 and continue
	Property Valuation Advisory Committee (PVAC)	29/3/2018	31 December,2019
Chakaria	Joint Verification Committee (JVC)	29/3/2018	07 June,2020
	Grievance Redress Committee (GRC)	29/3/2018	07 June,2020 and continue

Property Valuation Advisory

Joint Verification Committee (JVC)

Joint Verification Committee (JVC)

Grievance Redress Committee

Grievance Redress Committee

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continue

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31 December, 2019

07 June,2020 and

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07 June,2020 and

07 June,2020

07 June,2020

07/03/2018

07/03/2018

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14/01/2018

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14/01/2018

#### Annexure 2: Formation of different committee and timeline of the committee

Upazilla	LA Case Number	Area (acre)	Handover to BR		Chainage		No. of THs					CCL Amount (BDT Million)			Remarks
			Area (acre)	Date	From (KM)	То (КМ)	Total (a)	Valuat ion Compl eted (b)	% (b/a)	CCL Recd. (c)	% (c/a)	Estimate (d)	Paid (e)	% (e/d)	
A. Chattog	ram District		•	•	•	•									
Chanda- nais	09/2016-17	10.1725	10.1725	19.12.17	-2.000	+0.500	147	147	100	82	55.8	179.300	80.30	44.8	CC L payment ongoing
	31/2016-17	55.0935	55.0935	14.06.18	+.500	+6.000	613	613	100	45	7.3	1087.266	114.40	10.5	CC L payment ongoing
Satkania	32/2016-17	27.6325	27.6325	10.04.18	+6.000	+8.100	393	393	100	140	35.6	775.602	326.93	42.2	CC L payment ongoing
	33/2016-17	51.1150	51.1150	12.06.18	+8.100	+11.600	522	522	100	50	9.6	723.645	101.69	14.1	CC L payment ongoing
	34/2016-17	42.5105	42.5105	31.05.18	+11.600	+15.400	625	625	100	54	8.6	914.668	109.69	12.0	CC L payment ongoing
Laborere	35/2016-17	85.0401	85.0401	02.08.18	+15.400	+22.200	905	905	100	70	7.7	2018.657	250.56	12.4	CC L payment ongoing
Lohagara	36/2016-17	92.8764	0	-	+22.200	29.000	0	0	0	0	0	0	0	0	Estimate is under process
Sub-Total		364.4405	271.5641	-	-	-	3205	3205	100	441	13.8	5699.138	983.57	17.3	
B. Cox's B	azar District		•	•	•	•									
Chakaria	02/2016-17	514.0091	0	-	+29.000	+68.351	0	0	0	0	0	0	0	0	Estimate is under process
Ramu	03/2016-17	278.4908	278.4908	19.7.2018	+77.658	+98.100	2062	2062	100	237	11.5	3047.02	451.95	14.8	CC L payment ongoing
Cox's					+68.351	+77.658									CC L payment
Bazar Sadar	04/2016-17	210.4260	210.4260	08.01.2018	+98.100	+101.477	1142	1142	100	470	41.2	8845.400	2057.99	23.3	ongoing
Sub-Total	Sub-Total		488.9168	-		-	3204	3204	100	707	22.1	11892.42	2509.94	21.1	
Grand Tota	1	1,367.3664	760.4809	-	-	-	6409	6409	100	1148	17.9	17591.56	3493.51	19.9	

# Annexure 3: Status of land handover to BR and CCL payment up to September 2018

			of TH			Amount	(000 mill	ion)					
Upazilla	Total Valuation Completed		%	ID Issued	%	Paid	%	Valuation	Paid	%	Remarks		
	(a)	(b)	(b/a)	(c)	(c/a)	(d)	(d/a)	(e)	(f)	(f/e)			
A. Chattogram	District												
Chandanaish	147	51	34.7	0	0	0	0	0	0	_	Valuation by PVAC as well as further TH identification is ongoing		
Satkania	2,153	0	0	0	0	0	0	0	0	-	TH identification is ongoing.		
Lohagara	905	0	0	0	-	0	-	0	0	-	TH identification is ongoing		
Sub total	3,205	51	1.6	-	-		-	0	0	-			
B. Cox's Bazar	District										·		
Chakaraia	0	0	_	0	_	0	_	0	0	-	TH identification is ongoing.		
Ramu	2,062	0	_	0	_	0	_	0	0	-	TH identification is ongoing.		
Cox's Bazar Sadar	1,142	25	2.2			0	0	0	0	_	Valuation by PVAC as well as further TH identification is ongoing		
Sub-total	3,204	25	0.8		-	0	-	0	0	-			
Grand Total	6,409	76	1.2		_	0	-	0	0	-			

## Annexure 4: Payment status of ID Card Distribution & Resettlement Benefits for Title Holders (THs) upto Sept. 2018

Note: In this table no. of Title Holders (TH) refers to no. of awardees as per DC office

			No.	of NTH		Amoun	t (000 mil	Remarks			
Upazilla	Total <sup>1</sup> (a)	Valuation Completed (b)	% (b/a)	ID card Issued (c)	% (c/a)	Paid (d)	% (d/a)	Valuation (e)	Paid (f)	% (f/e)	
A. Chattogram Distr	ict										
Chandanaish	88	85	96.6	85	96.6	74	84.1	16.45	11.85	72.04	Remaining Payment ongoing
Satkania	0			0	0	0	0				NTH identification is ongoing.
Lohagara	40			0		0	0				NTH identification s ongoing.
Sub total	128	85	66.4	85	66.4	74	57.8	16.45	11.85	72.04	
B. Cox's Bazar Distr	ict										·
Chakaraia	72			0	0	0	0				NTH identification is ongoing.
Ramu	117			0	0	0	0				NTH identification is ongoing.
Cox's Bazar Sadar	148	123	83.1	120	81.08	71	48	52.46	22.72	43.3	Remaining Payment ongoing
Sub-total	337	123	36.5	120	81.08	71	48	52.46	22.72	43.3	
Grand Total	465	208	44.73	205	44.1	145	31.2	68.91	34.57	50.17	

Annexure 5: Payment status of Resettlement Benefits and ID Card Distribution for Non-Title Holders (NTH) up to Sept. 2018

JVC: Joint Verification Committee, NTH: Non-Title holder

Note : Total number of NTH will be finalized after subsequent JVC meeting. Top-up Payment of Title holder has not been initiated yet by BR. ID card distribution of TH has not been initiated yet.

## Photoplates



Focus Group Discussion for Vulnerable APs at Md. Elias Bari, Jilongja, Cox'sBazar Sadar Upazila, Cox'sBazar



Focus Group Discussion for Vulnerable APs (Female Headed) at Koilaserghona, Napitkhali, Cox'sBazar Sadar Upazila, Cox'sBazar



Focus Group Discussion for Vulnerable APs (Female Headed) at Dohazari Mouza of Chandanaish Upazila



Cheque distribution to Vulnerable EPs at Jafar Alam Bari of Jhilongja Mouza of Cox'sBazar Sadar