

Aga Khan Foundation

Negotiated ENVIRONMENTAL and SOCIAL COMMITMENT PLAN (ESCP)

for Afghanistan Water Emergency Relief Project (P179311)

June 9, 2023

ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN

1. The Aga Khan Foundation (AKF) will implement the Water Emergency Relief Project in Afghanistan (hereinafter referred as the Project) as set out in the Grant Agreement. The International Development Association (the World Bank), acting as the administrator of the Afghanistan Reconstruction Trust Fund (ARTF), has agreed to provide financing for the Project (P179311), as set out in the referred agreement.
2. AKF 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 World Bank. The ESCP is a part of the Grant 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 AKF 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 World Bank. Once adopted, said E&S instruments may be revised from time to time with prior written agreement by the World Bank.
4. As agreed by the World Bank and AKF, 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 AKF and the World Bank agree to update the ESCP to reflect these changes through an exchange of letters signed between the World Bank and the AKF representatives assigned to the Project. AKF shall promptly disclose the updated ESCP.

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
MONITORING AND REPORTING			
A	<p>REGULAR REPORTING</p> <p>Prepare and submit to the World Bank 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 instruments required under the ESCP, stakeholder engagement activities, and functioning of the grievance mechanisms.</p>	Submit Quarterly Progress Reports to the World Bank within 30 days of end of each quarter throughout Project implementation period.	AKF
B	<p>INCIDENTS AND ACCIDENTS</p> <p>Promptly notify the World Bank 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), accidents that result in death, serious or multiple injury. 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>Subsequently, at the World Bank’s request, prepare a report on the incident or accident and propose any measures to address it and prevent its recurrence.</p>	<p>Promptly notify the Bank and no later than 48 hours after learning of the incident or accident using such reporting formats as the Bank may require.</p> <p>A subsequent detailed report of the incident to be provided to the World Bank within (45) days of making the initial report of the incident or accident.</p>	AKF
C	<p>CONTRACTORS’ QUARTERLY REPORTS</p> <p>Require implementing partners and contractors to provide quarterly monitoring reports on ESHS performance in accordance with the metrics specified in the respective bidding documents and contracts, and submit such reports to the World Bank.</p>	Submit the monthly reports to the Association as annexes to the quarterly progress reports to be submitted under action A above.	AKF
ESS 1: ASSESSMENT AND MANAGEMENT OF ENVIRONMENTAL AND SOCIAL RISKS AND IMPACTS			
1.1	<p>ORGANIZATIONAL STRUCTURE</p> <p>Establish and maintain a PIU with qualified staff and resources to support management of ESHS risks and impacts of the Project.</p> <p>The PIU will include one dedicated Environmental Specialist, one dedicated Social Development Specialist, one Security Specialist, one GRM Officer, and a Gender and SEAH Specialist.</p> <p>Each of the contracted NGOs, and contractors will assign E&S focal points and make adequate resources available.</p>	<p>Establish and maintain a PIU as set out in the grant agreement by project effectiveness.</p> <p>Hire or appoint the listed staff prior to commencement of project activities and thereafter maintain these positions throughout Project implementation.</p>	AKF

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
1.2	<p>ENVIRONMENTAL AND SOCIAL INSTRUMENTS</p> <p>1. Prepare, consult, disclose, adopt and implement an Environmental and Social Management Framework (ESMF) consistent with the relevant ESSs, the Environmental Health and Safety Guideline (EHSGs) and other relevant Good International Industry Practice (GIIP). The ESMF will include an environmental and social screening template and exclusion list, ESMPs, Labor Management Procedures (LMP), Occupational Health and Safety (OHS), and Community Health and Safety (CHS), measures.</p> <p>2. Adopt and implement Sexual Exploitation, Abuse, and Sexual Harassment (SEA/SH) Action Plan</p> <p>3. All contractors to adopt and implement the ESMPs as set out in the ESMF.</p> <p>4. Contracted NGOs and contractors to conduct sub-project specific E&S risk screening, implement EHS/EHS risk management measures following the ESMF and the site specific-ESMP.</p>	<p>1. Adopt the ESMF before commencement of project activities and thereafter implemented throughout project implementation</p> <p>2. Adopt the SEA/SH Action Plan before commencement of project activities and thereafter implement the SEA/SH Action Plan throughout Project implementation</p> <p>3. Adopt the simplified ESMPs before launching the bidding process for the respective subprojects. Once adopted, implement the respective ESMP throughout Project implementation.</p>	AKF
1.3	<p>MANAGEMENT OF CONTRACTORS</p> <p>Incorporate the relevant aspects of the ESCP, including, inter alia, the relevant ESMF and associated plans listed in action 1.2 in addition to, Labor Management Procedures, and code of conduct, into the ESHS specifications of the contracts with contractors and supervising firms. Thereafter ensure that the contractors and supervising firms comply and cause subcontractors, if any, to comply with the ESHS specifications of their respective contracts.</p>	<p>As part of the preparation of procurement documents and respective contracts.</p> <p>Supervise implementing NGOs, and contractors throughout Project implementation.</p>	AKF
ESS 2: LABOR AND WORKING CONDITIONS			
2.1	<p>LABOR MANAGEMENT PROCEDURES. As part of the ESMF under action 1.2 above, adapt and implement a simplified Labor Management Procedures (LMP) for the Project, including, inter alia, provisions on working conditions, occupational health and safety (including personal protective equipment) 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>Prepare, consult, and adopt the LMP before the commencement of project activities and thereafter implement the LMP throughout Project implementation.</p> <p>within</p>	AKF
2.2	<p>OCCUPATIONAL HEALTH AND SAFETY</p> <p>Prepare, adopt, and implement measures and actions to assess and manage specific risks and impacts to occupational health and safety as part of the ESMF and the measures in the Generic ESMP.</p>	<p>Prepared and included as part of ESMF and disclosed prior to signing of contracts with NGOs, contractors, and implemented throughout project implementation period,</p>	AKF
2.3	<p>GRIEVANCE MECHANISM FOR PROJECT WORKERS</p>	<p>GRM will be operationalized prior to</p>	AKF

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
	Establish and operate a grievance redress mechanism for Project workers as described in the LMP and consistent with ESS2. The workers' GRM will would also be responsive to SEA/SH complaints.	engaging project workers and thereafter maintained throughout Project implementation.	
ESS 3: RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT			
3.1	WASTE MANAGEMENT PLAN As part of the ESMF, adopt and implement a Waste Management Plan (WMP), to manage hazardous and non-hazardous wastes, consistent with ESS3. Incorporate resource efficiency and pollution prevention and management measures in the ESMF and ESMPs to be prepared under action 1.2. above.	Prepared and included as part of ESMF and disclosed prior to signing of contracts with NGOs, contractors, and implemented throughout project implementation period,	AKF
ESS 4: COMMUNITY HEALTH AND SAFETY			
4.1	COMMUNITY HEALTH AND TRAFFIC AND ROAD SAFETY As part of the ESMF under action 1.2 above and as an integral component of the generic ESMP, prepare, adopt, and implement measures and actions to assess and manage traffic and road safety risks as required.	Prepared and included as part of ESMF and disclosed prior to signing of contracts with NGOs, contractors, and implemented throughout project implementation period,	AKF
4.2	SEA and SH RISKS prepare and implement a SEA/SH Action Plan, as a part of the ESMF, to assess and manage the risks of SEA and SH.	prepare and adopt the SEA/SH action plan before commencement of project activities and thereafter implement the SEA/SH action plan throughout project implementation.	AKF
4.3	SECURITY MANAGEMENT Prepare and implement the security risk management measures, which would include any measures necessary to ensure consistency with the ESF requirements including security risk assessment and any security management measures necessary for the implementation of the Project activities and for the provision of security to Project workers, sites and/or asset.	Prepare the SRM measures before the commencement of project activities and thereafter implemented throughout Project implementation.	AKF
ESS5: Land Acquisition, Restrictions on Land Use and Involuntary Resettlement			

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
5.1	ESS5 is relevant because the Project will use land that is voluntarily donated. The ESMF will include VLD Guidelines that demonstrate the following: (a) the potential donor or donors of community land have been appropriately informed and consulted about the Project and the choices available to them; (b) potential donors are aware that refusal is an option, and have confirmed in writing their willingness to proceed with the donation; (c) the amount of land being donated is minor and will not reduce the donor’s remaining land area below that required to maintain the donor’s livelihood at current levels; (d) no household relocation is involved; (e) the donor is expected to benefit directly from the Project; and (f) for community or collective land, donation can only occur with the consent of individuals using or occupying the land. A transparent record of all consultations and agreements reached with communities shall be maintained.	VLD Guidelines to be prepared and included as part of the ESMF (action 1.2) and implemented throughout project implementation period.	AKF
ESS 8: CULTURAL HERITAGE]			
8.2	CHANCE FINDS Include chance finds procedures, as part of the ESMF of the Project in case of unexpected discovery of cultural heritage.	Prepared and included as part of ESMF Before commencement of project activities and implemented throughout project implementation period.	AKF
ESS 10: STAKEHOLDER ENGAGEMENT AND INFORMATION DISCLOSURE			
10.1	STAKEHOLDER ENGAGEMENT PLAN PREPARATION AND IMPLEMENTATION Adopt and implement a Stakeholder Engagement Plan (SEP) for the Project, consistent with ESS10, which shall include measures to, inter alia, provide stakeholders and project actors 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. This shall include measures to consult the E&S instruments for the Project with key stakeholders considering the COVID-19 restrictions and limitations (social distancing rules). There is a Preliminary SEP prepared which will be subject to stakeholder consultation and updating.	Update and consult upon and re-disclose the updated SEP within (60) sixty days after the Project effectiveness date and, thereafter, implement it throughout project implementation.	AKF
10.2	PROJECT GRIEVANCE MECHANISM 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. 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 to gender-based violence service providers, all in a safe, confidential, nondiscrimination, respect access to services and survivor-centered manner.	Adopt and publicize existing grievance mechanisms before the commencement of project activities and thereafter maintain and operate the mechanism throughout Project implementation.	AKF

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
CAPACITY SUPPORT			
CS1	<p>All capacity building activities and trainings will be further detailed in a Capacity Building and Training Plan in the ESMF. AKF shall facilitate trainings as per ESMF to build the capacity of staff of AKF, implementing NGOs, CSOs and contractors.</p> <p>Content of capacity building will include but not limited to:</p> <ul style="list-style-type: none"> • Training in ESMF and Project E&S instruments • Stakeholder mapping, analysis, and engagement • SEA/SH Risk Mitigation • GRM • Implementation, monitoring and reporting of ESMPs in general • Implementation of LMP, its provisions, and labor complaints management • Monitoring and reporting on E&S due diligence • Covid-19 mitigation Prevention and Control Recommendations • Incident reporting and understanding of ESIRT • Environmental and Social Incident Reporting Toolkit provisions. • Security risk management measures 	Throughout Project Implementation, as specified in the ESMF	AKF