

SAINT LUCIA
DISASTER VULNERABILITY REDUCTION PROJECT (DVRP)
REMEDIAL ABBREVIATED RESETTLEMENT ACTION PLAN

Works: Road Infrastructure along the Major National Highway which connects the North to the South
(Highway Section at Micoud and Cannelles)

June 6, 2016

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1. INTRODUCTION

Saint Lucia experienced an unseasonal tropical trough system resulting in heavy rains and high winds between 9 p.m. and 12 a.m. on December 24 and 25, 2013. The system produced extreme rainfall of 224 mm over 3 hours, which represents a 1 in 100 year event in the Saint Lucia context. The impacts of the event were magnified significantly by several factors, including persistent rainfall throughout the week leading up to December 24, 2013 that reduced the soil's capacity to absorb additional rainfall. Significant flooding and damage at a large number of river crossings (i.e. bridges), combined with poor engineering design and the accumulation of sediment, placed severe limits on the hydraulic capacity of these structures. As a result, a number of bridges were compromised throughout the island. Additionally, landslides restricted road access at a number of locations, principally along the western highway, whilst one section of the main highway on the east coast (*Canelles and Violet*) collapsed due to insufficient drainage structures.

During the passage of the rainfall event, commuters were affected as the sub catchment and road embankment providing access were over twenty feet above the culvert. Failure of the culvert included piping of fine grain materials through seepage which led to the weakening of the embankment.

As a result, the Government of Saint Lucia secured financing through the World Bank, from the International Development Association and the Climate Investment Fund, towards the implementation of the Disaster Vulnerability Reduction Project (DVRP), which became effective in December 2014. Funding for the rehabilitation of the Culvert crossing at Canelles forms part of Sub-Component 1.3 Road and Bridge Rehabilitation through Slope Stabilization and Drainage Improvement under the DVRP.

2. RATIONALE

The Disaster Vulnerability Reduction Project (DVRP) was assessed and approved by the World Bank as a Category B project. This indicates that works proposed under the project primarily involve rehabilitation works and any anticipated potential impacts are considered short term, not significant and readily preventable with standard measures. Although the Project was classified as a Category B Project, it was assessed as having triggered social safeguards, specifically OP4.12, Involuntary Resettlement, as planned works could lead to public acquisition of private lands and subsequently impact beneficiary assets or access to assets.

In light of this, a Resettlement Policy Framework (RPF) was developed and published to serve as a guide for the project. The purpose of an RPF is to clarify resettlement principles, organizational arrangements, and design criteria to be applied to subprojects to be prepared during project implementation. The RPF was developed in light of the fact that the zone of impact of sub-projects could not be determined at appraisal. Additionally, the RPF did not capture the Canelles Rehabilitation Project as this Project had not been identified for funding at the time of preparation of the RPF. The Canelles Rehabilitation activity became a priority for the GOSL following the passage of the trough in December 2013 and the extent of damage to the East Coast Highway.

At Canelles, situated on the East Coast Highway, the original culvert and section of the road, including surrounding lands of private owners, were completely washed away during the passage of the trough on December 24, 2013. As a result of this, engineering studies were undertaken to enable the tendering and procurement of works towards the rehabilitation / reconstruction of the damaged infrastructure consistent with the attached Design Report dated March 2014.

The Contract for the proposed works commenced at Canelles on February 18, 2015. The proposed design, as per Contract #65, includes the construction and installation of pre-cast box culvert 3.6 meters by 3.7 meters, together with associated road rehabilitation works including the construction of a filling embankment approximately (5.5m) five and a half meters.

The proposed works requires acquisition of four small portions of private lands: two of these are situated at **Block 1824B Parcel 144**, whilst two parcels are situated at **Block 1824B Parcel 64** and **Block 1824B Parcel 53**. The intent for acquisition was not captured in the Design Report prepared for tendering of the works. As part of the development of the Resettlement Action Plan, the MIPST prepared a drawing LRTP - Overlay

Plan to show the extent of land to be affected as a result of execution / delivery of the works. This LRTP Overlay Plan entitled, “Land Easement Acquisition Plan” was prepared by the MIPST on June 7, 2015 and is contained as an Appendix to this RAP. In the absence of this critical information prior to contract award, acquisition of these lands were undertaken, without the benefit of a RAP and in the absence of prior compensation to affected persons, as stipulated by OP 4.12.

3. OBJECTIVE

Given that the Project is in breach of OP4.12, as a result of acquisition of private lands prior to payment of compensation to affected persons by the GOSL, this Remedial Abbreviated RAP seeks to document the events that took place leading to the taking over of private lands by the GOSL and to outline / detail the mitigative measures to be undertaken to ensure that compensation is paid to affected persons, prior to completion of the works. Presently the percentage completion of works as per the original scope stands at approximately eighty percent (80%). Additional works have been identified that are aimed at building a climate resilient structure with minimal impact to the environment and civil society. These modifications include changes to the culvert structure based on the site conditions and installation of guard-rails and erosion control measures. These works will require an additional 96 days for completion which would result in an expected completion date of January 31, 2016, when considering delays due to weather.

Specifically the objective of this Remedial Abbreviated RAP is to:

- Document the nature and extent of land acquired
- Outline the events that led to the inadvertent / unauthorized acquisition of land
- Value affected assets and identify affected persons
- Document the entire process to date and identify the measures that will be implemented to bring the project back into compliance with OP/BP 4.12
- Detail the steps and procedures to be followed for consultation with and payment of compensation to affected parties.

In addition, this document also identifies:

- Institutional responsibility for implementation and procedures for grievance redress
- Arrangements for monitoring and implementation
- A timetable and budget for payment and compensation

Once the next steps / gaps have been duly completed, this Abbreviated Remedial RAP will be updated and disclosed. The proposed date for disclosure is projected to be immediately upon completion of the RAP (tentatively May 31, 2016) and the medium of disclosure is expected to be through publication in the Saint Lucia Gazette.

4. BACKGROUND: EVENTS LEADING TO UNPLANNED LAND ACQUISITION

The Contract for the proposed works was signed by the Employer, Ministry of Infrastructure Port Services and Transport (MIPST), with the Contractor, O.B. Sadoo Engineering, on February 18, 2015 for a contract duration of six months. Whereas the expected date for completion of works was August 2015, as per works contract #65, proposed variations to the contract are expected to extend the completion date to January 31, 2016. On February 19, 2015, the contractor mobilized resources with the placement of a 220 Excavator onto the site which forms part of essential equipment and cutting of slopes. As part of mobilization, the essential equipment for the contract include a 220 Excavator, 25 ton Crane Truck, two 20 ton Crane Trucks and a 25 Ton Roller. As per the Method Statement contained in the Contractor’s Bid, the Contractor intended to access the project site via the existing road using a benching methodology due to the precipitous nature of

the slope. (Refer to Appendix A Photo #1 and Photo #2 and Appendix B Method Statement). The Contractor did not envisage land acquisition as a means of achieving the objectives of the contract. The following information provides details regarding why parcels of land were subsequently acquired.

Block and Parcel 1824B 64 – Permanent Acquisition

To enable access following mobilization on February 19, 2015, the Contractor sought to bench the embankments as per the proposed Method Statement. It was anticipated that this method would allow for the environment to be safe and enable access of the equipment to the site identified for works. This was necessary as the height of the embankments that could be used to access the site for works was unsafe.

However, the benches undertaken by the Contractor proved to be inadequate and unsafe for movement of equipment unto the site. Hence, on February 20, 2015, the contractor proceeded to clear, widen and realign an adjacent private access road situated downstream of the works. This road was accessible via the main road and is captured in Appendix C, excerpts of Map Sheet 1824B. The actions resulting from clearing, widening and realigning of the existing access of privately owned lands constituted **permanent acquisition** of the property identified as Block and Parcel 1824B 64.

The survey to dismember the parcel was done over the period October 26 – 29, 2015 at the instance of the Chief Surveyor. Dismemberment of the parcel resulted in a new parcel number being allocated to the portion of lands to be acquired. The Parcel number allocated for the portion of land acquired is Parcel No. 174 and the precise quantum of land acquired is 451.1 m². The LRTP and survey map for the dismembered portion of land has been included in Appendix J.

Block and Parcel 1824B 144 – Temporary Acquisition

In addition to determining a safe access for movement of equipment, the Contractor also required a safe area for storage of equipment and materials. Therefore, other private lands situated along the river embankment, identified as Block and Parcel 1824B 144, were utilized for this purpose. This however constitutes an encroachment (**temporary acquisition**) on to private property. The initial landowner granted permission to the Contractor to use the private lands for storage purposes, commencing on February 19, 2015. This agreement, dated February 19, 2015, is contained in this document. Subsequent to this ownership of the private lands, 1824B 144 was changed by way of a deed sale on February 26, 2015, during execution of the works. The land title remained private as a result of the sale.

The private owner acquiring the property objected to the use of the lands for storage purposes and therefore, through his authorized representative (an Attorney at Law), contacted the MIPST via telephone on April 02, 2015. As a result of this, correspondence dated April 14, 2015 was sent to the MOPD, (agency of the GOSL responsible for land acquisition), by the MIPST requesting assistance on the matter.

Block and Parcel 1824B 144 – Permanent Acquisition

Additionally, the footprint of the culvert has encroached onto 281 m² of Block and Parcel 1824B 144 requiring that this portion of land be **permanently acquired**. A Further 790 m² is also required to realign the intersection of an access road, which provides accessibility to a development and was previously used as the main road prior to the construction of the Cannelles Road section of the East Coast Highway. See Appendix C for an appreciation of the parcels to be permanently acquired.

The survey to dismember the parcel was done over the period October 26 – 29, 2015 at the instance of the Chief Surveyor. Dismemberment of the parcel resulted in a new parcel number being allocated to the portion of lands to be acquired. The Parcel number allocated for the portion of land acquired is Parcel No. 172 and the precise quantum of land acquired is 706.6 m². The LRTP and survey map for the dismembered portion of land has been included in Appendix J.

Block and Parcel 1824B 53 – Permanent Acquisition

The proposed alignment for the works, as per the Land Easement Acquisition Plan contained in this report, notes that a third parcel of land will require **permanent acquisition**. Prior to the commencement of works, the GOSL through the MOPD, had commenced the process of permanent acquisition of Block and Parcel 1824B 53 measuring 2,821sq m². This permanent acquisition was not originally in relation to these works being undertaken under Contract #65 but rather the acquisition was in the interest of the State as the lands had been identified for Conservation Purposes and Construction of an Overpass. However the second declaration for acquisition of the property (Appendix E) occurred on June 15, 2015 *after* the commencement of Cannelles Works Contract #65. As such, some 900 square metres of the culvert is situated on this portion of property.

Although the context of acquisitions made by the State was outside of the DVRP Framework, given the timing previously mentioned, it now has to be incorporated into the RAP. The process to be followed by the GOSL for acquisition of this private lands is far advanced¹. The affected landowner needs to be compensated for the portion of lands being acquired to meet the objectives of the World Bank financed Contract. Negotiations with the affected part were held September 28, 2015 and the next steps to completing this phase of acquisition are a) approval of the amount to be paid and b) payment of compensation.

On June 1, 2015, a World Bank Team conducted a site visit, as part of an Implementation Support Mission, of the ongoing works being executed at Cannelles (which was 50% complete at that time) relating to Contract #65 (Road Infrastructure along the major National Highway - which connects the North to South – Highway Section at Micoud and Cannelles) with personnel of the MIPST, SDED and the PCU. During the site visit, the Bank Team confirmed that the Project was in breach of World Bank safeguards policy OP 4.12. The Bank confirmed that there was a breach as the GOSL had not undertaken the following as stipulated by the World Bank policy on Involuntary Resettlement (OP 4.12):

- Resettlement Action Plan (RAP) had not been prepared
- Compensation to the affected person had not been done prior to the commencement of works (even in the instances of temporary occupation).

Given the circumstances, the World Bank Team emphasized the need for the GOSL to urgently prepare and submit a Remedial Abbreviated Resettlement Action Plan (RAP), satisfactory to the World Bank, in order to meet the requirements of OP4.12 and to bring the project back into compliance. This would require measures that would allow compensation to be paid to the affected landowners expeditiously and prior to the completion of the works.

To address this situation such that the Project is in compliance with the OP4.12, the PCU has developed this Remedial Abbreviated Resettlement Plan that will be used to monitor and inform persons of the process to be followed. Among others, the Remedial Abbreviated Resettlement Plan will detail the quantum and value of the encroached land, agricultural loss and land productivity loss (if any) and the steps to be taken to compensate the affected persons consistent with the Resettlement Policy Framework for the Project. The entire process and agreed compensatory packages detailed within this document will be published on the GOSL Website and other public media.

Description of the Specific Activities under the Project that Require Land Acquisition

The proposed rehabilitation / construction of the road infrastructure along the Major National Highway which connects the North to the South (*Highway Section at Micoud and Cannelles*) Contract #65, triggers the Bank's Operational Policy 4.12, as it relates to works being executed at Canelles. The OP 4.12 covers direct economic and social impacts that both result from Bank-assisted investment projects, and are caused

¹ Cabinet Conclusion #272 of 2015 indicating the GOSL intent to acquire has been published in the Saint Lucia Gazette and negotiations held with the affected land owner.

by the involuntary taking of land resulting in the loss of assets. These works entail both permanent and temporary acquisition of private lands. These lands have been identified as:

- Permanent Acquisition
 - Block and Parcel 1824B 174
 - Block and Parcel 1824B 172
 - Block and Parcel 1824B 53
- Temporary Acquisition
 - Block and Parcel 1824B 144

Land acquisition (temporary and permanent) is required to undertake the realignment of the road and the river training works which form part of the road rehabilitation works. In order to address these impacts, the Government of Saint Lucia is implementing the strategy described in this Remedial Abbreviated Resettlement Plan.

Table 1 presents the coverage of lands to be acquired, the associated cost of acquisition and the type of acquisition.

5. FRAMEWORK FOR ACQUISITION OF LAND

The Laws of Saint Lucia include a Land Acquisition Act established in 1946. The mentioned Act provides a very detailed account of the procedures enforced by the Government of Saint Lucia in matters pertaining to the acquisition of land for public purposes. This procedure entails notification and due procedure, negotiation with landowners, and compensation evaluation. The legal framework of the GOSL was assessed by the World Bank during Project Appraisal.

Land Acquisition Screening Procedures

A Resettlement Policy Framework was developed during project preparation, which lays out the resettlement principles, organizational arrangements, and design criteria to be applied to subprojects prior to execution. It also lays out the legal framework to be followed by the Project and indicates that the Bank's Policy OP4.12 should be adhered to, particularly with regards to "replacement cost" and timing of acquisition of land, which is only allowed after the Project Affected Persons have been compensated. The process entails screening for land acquisition in accordance with the following steps:

- a) Implementing agency screens the preliminarily selected sub-projects for potential social safeguard impacts (land acquisition) and determines the safeguards documents required according to Saint Lucia legislation (Act and Regulations) and the World Bank policies. This includes a determination of land acquisition.
- b) If land acquisition is required, then subproject resettlement plans consistent with the policy framework are developed and submitted to the Bank for approval after specific planning information becomes available.
- c) Safeguards processes are reviewed and screened by the World Bank.
- d) Preparation of safeguard documents (resettlement plan), consultation and disclosure by the Government;
- e) Review and clearance of the safeguard documents within the Government and the Bank.
- f) Implementation of agreed actions; and supervision, monitoring and evaluation.

6. CENSUS OF AFFECTED PEOPLE AND INVENTORY OF AFFECTED PROPERTY

Table 1 has been prepared using information provided by the MIPST. It gives an indication of the parcels of private properties to be affected and the percentage of actual property affected by the proposed construction.

Table 1: Persons Affected

Block & Parcel Number	Name of Affected Person	Type of Property Affected	Use of the property	Area of lot (sq meters)	Portion of lot affected ² (square meters)	Purpose or Use of land being acquired	Value of lot to be acquired	Type of Acquisition
1824B144	George Kadoo	Land	Vacant	12,600	1,136 sq. m ² (8%) ³	Storage	3000	Temporary
1824B172	George Kadoo	Land	Vacant	12,600	706.6 sq. m ² (2.2%) ³ Approximate percentage	Culvert Alignment	27,400.64	Permanent
1824B174	Cecil Lay	Land	Vacant	42,800	451.1 sq. m ² (less than 1%) ³ Approximate Percentage	Access	52,693.54	Permanent
1824B53	Cecil Lay ⁴	Land	Vacant	2, 821	900 sq. m ² (32%) ³	Culvert Alignment	56485	Permanent
Total area of lands affected from these works					3,193.7 sq. m ² Approximate Area of Property			

This Resettlement Action Plan does not entail physical relocation or displacement of the affected persons as the properties referenced are vacant without any economic activity (informal / formal) and the largest parcel of affected property is approximately 32% whilst the smallest parcel is less than 1% of the total area of the respective properties. Additionally, the lands do not constitute productive assets and cannot be assessed as agricultural lands.

In this regard, valuation of the affected lots to be acquired (temporary and permanent) will require determination of the full replacement cost for losses of assets as a result of this construction.

The valuation of the lands to be acquired should be determined using the following:

Should the lands be “agricultural land, it is the pre-project or pre-displacement, 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”.

³ Percentages are approximate and represent the fraction of the total area that is affected and will be acquired.

⁴ The full property is being acquired in the interest of the State for Conservation Purposes and for the construction of an Overpass

“For land in urban areas, it is the pre-displacement 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.”

“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”.

As such, the valuation of assets will need to determine the amount sufficient to replace lost assets and cover transaction costs.

Guidelines for temporary acquisition of lands:

“Good practice recommends that Displaced Persons receive (a) compensation equivalent to the net average income that would have been obtained from the land during the period of temporary acquisition; and (b) restoration of the land to its original productive use or full compensation for the cost of restoration. Another good practice is to explicitly delineate in contractors’ agreements the responsibility for restoring the land to its former productive use.”

See Appendix with the Mapping Details. The information in Table 1 regarding the quantum of land to be acquired needs to be validated through independent surveys from the Surveys Department of the Ministry of Physical Development with consensus of the Property owners. The PCU will coordinate this activity and provide the necessary confirmation and information to the Bank by November 30, 2015.

The Lands to be affected as a result of the construction are private lands belonging to George Kadoo and Cecil Lay (Block # 1824B Parcel # 144 & Block # 1824B 53, 64 respectively).

7. INSTITUTIONAL RESPONSIBILITIES FOR IMPLEMENTING THE RAP

The PCU serves as the coordinating agency for the approval of all sub-project activities to be completed under this project. Implementing Agencies are expected to screen sub-projects to assess whether or not land acquisition would be required. The findings of the screening are forwarded to the MOPD by the PCU for review and concurrence. In the context of the works at Canelles, this was done during identification of the works. The matter of land acquisition was determined during construction, therefore the Remedial Abbreviated Resettlement Action Plan is being prepared by the PCU as agreed in the RPF.

The PCU is responsible for implementation of RAP and for updating the World Bank on its progress. Individual responsibilities are as follows:

- Within the PCU, the Civil Works Coordinator will act as liaison for all relevant institutions and agencies responsible for the execution of the RAP. As this officer was involved in the Canelles RAP from the beginning of the process, he will continue to manage the implementation of the process until the hiring and training of the Social Development Specialist.
- The Community Officer responsible for Micoud will oversee, manage and monitor grievances arising during implementation of the RAP.

The agencies involved with implementation of the RAP include the following:

Table 2. Relevant Institutions

Ministry/Agency	Department/Section	Responsibility
Ministry of Physical Development	Survey and Mapping Units	Verification of Surveys Valuation of the Property
Ministry of Physical Development	Registrar of Lands	Verification of Title (ownership) and the quantum of property
Ministry of Physical Development	Accounts Section	Payment of permanent acquisition
Ministry of Social Transformation	Community Development Officer	To oversee, manage, monitor grievances arising during implementation of the RAP
Project Co-ordination Unit (PCU)	Project Coordinator	Responsible for coordination of the RAP
Project Co-ordination Unit (PCU)	Social Development Specialist	Social safeguards screening for projects, implementation and management of RAPs, when necessary.
Project Co-ordination Unit	Civil Works Coordinator	Continue to manage the implementation of the process until the hiring and training of the Social Development Specialist.
Ministry of Infrastructure	Technical Unit	Determination of affected property
Ministry of Infrastructure	Accounts Section	Payment for temporary acquisition

The Land Acquisition Act covers permanent acquisition, which is paid for by the MOPD. While temporary acquisition is not covered under the Land Acquisition Act of Saint Lucia, it is covered by OP4.12 and, as such, the compensation to the aggrieved party will have to be done in accordance with this policy. Therefore, for unauthorised access / trespassing and rental of property, these would be paid for by the MIPST. For temporary acquisition, the MISPT is expected to conduct negotiations with assistance from the Community Development Officer and the PCU.

The agencies and departments of Government responsible for the various aspects of executing these activities are as follows:

- The Survey and Mapping Section, MOPD for acquiring the lands and, as such, is responsible for the following:
 - Seeking Cabinet's approval of notice of intention
 - Survey of lands and publication of the notification of intent to acquire the lands
 - Publication of the intention to acquire in the Gazette
 - Valuation of the lands to be acquired by the Chief Surveyor / Authorised Officer
- The Accounts Section of the MOPD for payment to affected persons – Permanent Acquisition
- The Crown Lands Section, MOPD for the land arrangements
- The MIPST for payment of affected persons – Temporary Acquisition
- The Cabinet of Ministers is responsible for the approval of acquisition and the related payment
- The Ministry of Finance is responsible for providing funding for the payment of compensation

8. ARRANGEMENTS FOR MONITORING, TIME TABLE AND BUDGET

[As requested during the meeting on Monday, November 3, 2015 (Canelles Meeting with MOPD, WB, PCU, MIPST), a table outlining steps in the process of acquisition will be included.]

Negotiations for the two remaining parcels 172 & 174 was completed as of December 01, 2015 and Compensation for the parcels 172 & 174 was completed as of April 19 2016

- Block and Parcel 1824B 144 (Temporary Acquisition) - Compensation for Block and Parcel 1824B 144 has been negotiated in the instance of temporary acquisition and the invoice submitted to the MIPST has been submitted to the Treasury Department for payment. Please see Appendix L for invoice.
- Block and Parcel 1824B 53 (Permanent Acquisition) - Approval by Cabinet for the negotiated compensation for Block and Parcel 1824B 53 is pending for this permanent acquisition. Thereafter, the MOPD will proceed to issue the compensation in this instance. Please see Annex M.
- Block and Parcel 1824B 172 & 174 - The other two permanent acquisitions to be undertaken for Block and Parcel 1824B 172 & 174 were surveyed from October 26 – 29, 2015 to determine the quantum of property to be acquired. Initially, for these parcels of land, preliminary assessments of the area were conducted. The surveys served to verify the quantum of land acquired for mutation of parcels and registration of the lands by the GOSL. Compensation for parcel 1824B 172 was paid on March 24, 2016 (see Annex J); compensation for parcel 1824B 174 was paid on March 24, 2016 (see Annex K).

The following tables shows the process followed for monitoring the implementation of the RAP - in particular the necessary activities that have been undertaken and dates when these activities occurred, - the allotted budget and entity responsible for implementation. For a detailed description of the Land Acquisition Process See Appendix I.

Table 3A. Monitoring Schedule – Block and Parcel 1824B 144, Temporary Acquisition

Activities	Dates	Budget	Responsible Institution / Human Resources Assigned
Identification of land/asset	June 2015	na	<ul style="list-style-type: none"> • MIPST, Chief Engineers representative / Site Engineer. • Identification of this activity is the mandate of the MIPST and as such the Budget forms part of the salaries paid to staff.
Identification of impacts	June 2015	na	<ul style="list-style-type: none"> • MIPST, Chief Engineer representative / Site Engineer. • Identification of this activity is the mandate of the MIPST and as such the Budget forms part of the salaries paid to staff.
Survey of lands	July – August 2015	na	<ul style="list-style-type: none"> • MOPD, Chief Surveyor / Authorized Representative. • Identification of this activity is the mandate of the MOPD and as such the Budget forms part of the salaries paid to staff.
Stakeholders Consultations	July – October 2015	na	<ul style="list-style-type: none"> • PCU, Civil Works Coordinator. • Identification of this activity is the mandate of the PCU and as such the Budget forms part of the salaries paid to staff.
Meetings with affected persons	June – October 2015	na	<ul style="list-style-type: none"> • MIPST/PCU, Site Engineer/Civil Works Coordinator
Calculation of compensation (Valuation)	August 2015	na	<ul style="list-style-type: none"> • MOPD, Chief Surveyor / Authorized Representative. • Identification of this activity is the mandate of the MOPD and as such the Budget forms part of the salaries paid to staff.

Negotiations for Compensation with Affected Persons	August 28, 2015	na	<ul style="list-style-type: none"> • MOPD, Chief Surveyor / Authorized Representative. • Identification of this activity is the mandate of the MOPD and as such the Budget forms part of the salaries paid to staff.
Payment to affected persons	November 31, 2015	XCD (3,000.00)	<ul style="list-style-type: none"> • MOPD, Accounts Department • MIPST, Accounts Department
Disclosure of information	June 30, 2016 (projected)	na	<ul style="list-style-type: none"> • PCU

Table 3B. Monitoring Schedule – Block and Parcel 1824B 53, Permanent Acquisition

ACTIVITIES	DATES	BUDGET	RESPONSIBLE INSTITUTION/HUMAN RESOURCES ASSIGNED
Identification of land/asset	May 2015	na	<ul style="list-style-type: none"> • MIPST, Chief Engineers representative / Site Engineer. • Identification of this activity is the mandate of the MIPST and as such the Budget forms part of the salaries paid to staff.
Identification of impacts	May 2015	na	<ul style="list-style-type: none"> • MIPST, Chief Engineer representative / Site Engineer. • Identification of this activity is the mandate of the MIPST and as such the Budget forms part of the salaries paid to staff.
Survey of lands	May -June 2015	na	<ul style="list-style-type: none"> • MOPD, Chief Surveyor / Authorized Representative. • Identification of this activity is the mandate of the MOPD and as such the Budget forms part of the salaries paid to staff.
Stakeholders Consultations	July – October 2015	na	<ul style="list-style-type: none"> • PCU, Civil Works Coordinator • Identification of this activity is the mandate of the PCU and as such the Budget forms part of the salaries paid to staff.
Meetings with affected persons	June – October 2015	na	<ul style="list-style-type: none"> • MIPST/PCU, Site Engineer/Civil Works Coordinator
Calculation of compensation (Valuation)	August, 2015	na	<ul style="list-style-type: none"> • MOPD, Chief Surveyor / Authorized Representative. • Identification of this activity is the mandate of the MOPD and as such the Budget forms part of the salaries paid to staff.
Negotiations for Compensation with Affected Persons	August 21, 2015	na	<ul style="list-style-type: none"> • MOPD, Chief Surveyor / Authorized Representative. • Identification of this activity is the mandate of the MOPD and as such the Budget forms part of the salaries paid to staff.

Payment to affected persons	November 31, 2015	XCD 56,485.00	<ul style="list-style-type: none"> • MOPD, Accounts Department • MIPST, Accounts Department
Disclosure of information	June 30, 2016 (projected)	na	<ul style="list-style-type: none"> • PCU

Table 3C. Monitoring Schedule – Block and Parcel 1824B 172, Permanent Acquisition

ACTIVITIES	DATES	BUDGET	RESPONSIBLE INSTITUTION/HUMAN RESOURCES ASSIGNED
Identification of land/asset	August 2015	na	<ul style="list-style-type: none"> • MIPST, Chief Engineers representative / Site Engineer. • Identification of this activity is the mandate of the MIPST and as such the Budget forms part of the salaries paid to staff.
Identification of impacts	August 2015	na	<ul style="list-style-type: none"> • MIPST, Chief Engineer representative / Site Engineer. • Identification of this activity is the mandate of the MIPST and as such the Budget forms part of the salaries paid to staff.
Survey of lands	October 16 – November 24, 2015	na	<ul style="list-style-type: none"> • MOPD, Chief Surveyor / Authorized Representative. • Identification of this activity is the mandate of the MOPD and as such the Budget forms part of the salaries paid to staff.
Stakeholders Consultations	August – October 2015	na	<ul style="list-style-type: none"> • PCU, Civil Works Coordinator. • Identification of this activity is the mandate of the PCU and as such the Budget forms part of the salaries paid to staff.
Meetings with affected persons	August – October 2015	na	<ul style="list-style-type: none"> • MIPST/PCU, Site Engineer/Civil Works Coordinator
Calculation of compensation (Valuation)	November 7 – 21, 2015,	na	<ul style="list-style-type: none"> • MOPD, Chief Surveyor / Authorized Representative. • Identification of this activity is the mandate of the MOPD and as such the Budget forms part of the salaries paid to staff.
Negotiations for Compensation with Affected Persons	November 31, 2015		

Payment to affected persons	March 24, 2016	XCD 27,400.64	<ul style="list-style-type: none"> • MOPD, Accounts Department • MIPST, Accounts Department
Disclosure of information	June 30, 2016 (projected)	na	<ul style="list-style-type: none"> • PCU

Table 3D. Monitoring Schedule – Block and Parcel 1824B 174, Permanent Acquisition

ACTIVITIES	DATES	BUDGET	RESPONSIBLE INSTITUTION/HUMAN RESOURCES ASSIGNED
Identification of land/asset	August 2015	na	<ul style="list-style-type: none"> • MIPST, Chief Engineers representative / Site Engineer. • Identification of this activity is the mandate of the MIPST and as such the Budget forms part of the salaries paid to staff.
Identification of impacts	August 2015	na	<ul style="list-style-type: none"> • MIPST, Chief Engineer representative / Site Engineer. • Identification of this activity is the mandate of the MIPST and as such the Budget forms part of the salaries paid to staff.
Survey of lands	October 16 – November 24, 2015	na	<ul style="list-style-type: none"> • MOPD, Chief Surveyor / Authorized Representative. • Identification of this activity is the mandate of the MOPD and as such the Budget forms part of the salaries paid to staff.
Stakeholders Consultations	August – October 2015	na	<ul style="list-style-type: none"> • PCU, Civil Works Coordinator • Identification of this activity is the mandate of the PCU and as such the Budget forms part of the salaries paid to staff.
Meetings with affected persons	August – October 2015	na	<ul style="list-style-type: none"> • MIPST/PCU, Site Engineer/Civil Works Coordinator
Calculation of compensation (Valuation)	November 7 – 21, 2015	na	<ul style="list-style-type: none"> • MOPD, Chief Surveyor / Authorized Representative. • Identification of this activity is the mandate of the MOPD and as such the Budget forms part of the salaries paid to staff.
Negotiations for Compensation with Affected Persons	December 01, 2015	na	
Payment to affected persons	March 24, 2016	XCD 52,693.54	<ul style="list-style-type: none"> • MOPD, Accounts Department • MIPST, Accounts Department

Disclosure of information	June 30, 2016 (projected)	na	<ul style="list-style-type: none"> • PCU
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The PCU will be responsible for following up and ensuring that all activities are completed. Minutes will be kept of all meetings held and will be sent to all parties via e- mail. This RAP will be shared with concerned communities, non-governmental organizations and the Bank. Stakeholders will be periodically consulted and kept informed about any land acquisition-related information during implementation stages.

9. COMPENSATIONS

The Legal Framework of the Government of Saint Lucia for Acquisition of Land states that the value of the land shall, subject as hereinafter provided, be taken to be the amount which the land, in its condition at the time of acquisition, is worth based on market value.

In the context of the Disaster Vulnerability Reduction Project, an Environmental Assessment and Environmental Management Report on Social Assessments and Resettlement Policy Framework was prepared in December 2013. The RPF prepared for the DVRP serves as a guide with regards to the procedures to be followed as it relates to land acquisition.

The Surveys and Mapping Unit of the Ministry of Physical Development has provided additional information regarding the practical application and enforcement of the national laws as it relates to land acquisition. The following points, confirmed by the MOPD, explain the practices for land acquisition by the GOSL and shows that to some degree the existing legislation is in compliance with World Bank policy OP4.12:

- Market Value - Calculation of compensation is based on market value; in determining market value the sale of property of similar characteristics with up to one year is used.
- Valuation System – Property valuations are very flexible and are always in favor of the land owner. In determining the valuation of property location, the number of dependencies and size of land are also taken into consideration.
- Interest - Should the payment to the affected landowner be delayed, 6% interest is paid. This is substantially above interest rates paid by commercial banks.
- Procedural delays – There may be delays in undertaking the procedural requirements outlined in the legislation. For example, after the general elections, delays in the establishment of a Cabinet will delay processes as the decisions have to be approved by the Cabinet of Ministers. Notifications of the intent to acquire private property can only be published after approval of the Cabinet of Ministers.
- Payment is delivered upon completion of works - Advanced payment has exceptionally been paid through private treaty if strongly requested, however it is not very common.

However, as it relates to payment of compensation, the applied measures of the GOSL is contrary to the OP4.12 which indicates that compensation takes place prior to execution of the works. Therefore, where the practices of the GOSL are in contravention to the OP4.12, the Project is required to follow the procedures as outlined in OP4.12.

Therefore, delay in compensation to the Project Affected Persons (PAP) by the GOSL has caused this project to be in breach and the Project needs to follow the Bank Policy as it relates to valuation based on full replacement and expedite the process of payment to the PAP. This would require that the owners of the lands that have been used towards this construction and have been acquired, will be paid at the full replacement cost.

Negotiations have been completed for the temporary acquisition of Block and Parcel 1824B 144 and the permanent acquisition of Block and Parcel 1824B 53, as of August 28, 2015. The surveys to determine the quantum of property to be permanently acquired from Block and Parcels 1824B 144 and 64 was executed

over the period October 26-29, 2015. While the negotiations for compensation was done with the affected persons from November 31 to December 01, 2015. An appreciation of the compensation paid for acquisition of the packages is presented below:

- The owner of the lands identified as Block and Parcel 1824B 144 that has been acquired for temporary purposes will be compensated for rental at a rate of XCD 3,000.00 by the Government of Saint Lucia (MIPST) from the dates of possession - February 27, 2015 to September 31, 2015.
- The owner of the lands identified as Block and Parcel 1824B 53 that has been permanently acquired has been compensated approximately XCD 56,485.00 by the Government of Saint Lucia (MOPD).
- The owner of the lands formerly identified as Block and Parcel 1824B 64 (now identified as Block and Parcel 1824B 174) that has been permanently acquired has been compensated approximately (XCD 52,693.54) by the Government of Saint Lucia (MOPD).
- The owner of the lands formerly identified as Block and Parcel 1824B 144 (now identified as Block and Parcel 1824B 172) that has been permanently acquired has been compensated approximately (XCD 27,400.64) by the Government of Saint Lucia (MOPD).

All compensations for properties acquired, albeit permanent or temporary, have been completed as of April 14, 2016.

10. PUBLIC CONSULTATIONS AND PARTICIPATION

As part of this Remedial and Resettlement Action Plan, the PCU has held several meetings with the Agencies of Government (MIPST, MOPD and Social Transformation) with a view to resolving the pending issue amicably and expeditiously. The purpose of the meetings was to: a) explain the requirements of OP4.12 as it relates to land acquisition (temporary and permanent), b) outline the roles of each agency involved with the implementation of the RAP, c) determine the level of affected property, d) agree on the grievance mechanisms to be used and e) the method for consulting with the aggrieved parties. Copies of the Minutes of the Meeting held with Agencies are contained as an Appendix to this document.

In addition to the meetings held with key agencies, individual meetings have been held with both affected persons. The purpose of these meetings was to: a) agree on the extent of acquisition, b) the type of acquisition, c) request the level of compensation anticipated by the aggrieved parties, d) inform them of the process for handling grievances, e) inform them of the process outlined in the OP4.12 as it relates to their rights and f) inform them of the next steps to be undertaken.

The table below shows the schedule of meetings undertaken and the planned dates for future meetings.

Table 4. Schedule of Meetings

Meeting Venue	Date	Block & Parcel Number (Property Identification)	Participants	Outcomes, Agreements, Next Steps
Project Site	July 17, 2015	Block and Parcel 1824B 144 (Permanent & Temporary)	Affected person - Mr. George Kadoo represented by Attorney at Law Bapson Ambrose.	<ul style="list-style-type: none"> • CWC discussed the temporary acquisition of Block and Parcel 1824B 144 and agreed to forward Mr. Ambrose the preliminary survey done by MISPT.

				<ul style="list-style-type: none"> • Mr. Ambrose to prepare preliminary estimate for compensation. • MOPD to verify survey Compensation to be negotiated and paid for by the MIPST.
Project Site	July 17, 2015	Block and Parcel 1824B 53 and 64 (Permanent)	Affected person – Mr. Cecile Lay	<ul style="list-style-type: none"> • CWC discussed permanent acquisition of Block and Parcels 1824B 53 & 64. • MOPD to verify and survey the property affected in Parcel 64. • GOSL to provide estimate for compensation, Parcel 64 Negotiations and settlement for acquisition of Parcel 53.
MOPD Surveys Department	August 21, 2015	Block and Parcel 1824B 53 (Permanent)	Affected person – Mr. Cecile Lay	<ul style="list-style-type: none"> • Negotiations for permanent acquisition of portion of Parcel 53.
MOPD Surveys Department	August 28, 2015	Block and Parcel 1824B 144 (Permanent & Temporary)	Affected person - Mr. George Kadoo represented by Attorney at Law Bapson Ambrose.	<ul style="list-style-type: none"> • Negotiations for temporary acquisition of portion of Parcel 144. • Discussion on permanent acquisition of portion of Parcel 144.

11. PROCEDURES FOR GRIEVANCES

A grievance redress mechanism is necessary for addressing legitimate concerns of affected individuals and groups who may consider themselves deprived of appropriate treatment under the project. The mechanism includes: (i) a recording and reporting system, including grievances filed both verbally and in writing, (ii) designated staff with responsibility at various levels of Government, and (iii) a time frame to address the filed grievances. The functioning of the grievance redress mechanism for the Remedial Abbreviated Resettlement Action Plan for Canelles will be monitored and evaluated by the PCU during its implementation.

The steps undertaken are as follows:

Table 5: Grievance Address Procedures

Grievances from affected parties	<ul style="list-style-type: none"> • Grievances were made verbally and in writing to the MIPST and these were forwarded to the PCU.
Access Point	<ul style="list-style-type: none"> • The PCU serves as the access point for grievances
Grievance Log	<ul style="list-style-type: none"> • Grievances received (signed and dated by the aggrieved persons) have been documented and verified as a true account by the Community Development Officer. • Grievances received verbally have been documented, verified and signed by both parties. • Grievances have been copied to the relevant authority as defined in the Land Acquisition Act.

Assessment	<ul style="list-style-type: none"> • The grievances have been categorized by type. It has been determined that the grievance constitutes resettlement – Land acquisition (temporary and permanent). • The first assessment of the grievance was conducted by a Grievance Committee comprising persons drawn from the PCU and technical officers from the MOPD, MIPST, and MOPST. • Where agreement is not reached at the level of the Grievance Committee, the steps outline above should be followed. • Letters acknowledging grievance relating to resettlement have been issued by the PCU to the aggrieved persons. • The Community Development Officer (CDO) (Social Transformation Officer) for Micoud will provide assistance with dealing with conflict resolution and grievance. The CDO will communicate all disputes and grievances to the PCU immediately when received. Should a dispute arise, the applicable Laws of Saint Lucia will prevail.
Resolution and Follow-up	<ul style="list-style-type: none"> • An Implementation Plan has been developed for resolution of grievances.

12. SOURCES OF FUNDING AND ESTIMATED COST

- The cost of acquisition and associated administrative and logistical costs will be provided for by the Ministry of Physical Development in its Budget submissions, as Land Acquisitions form part of the planning program of the Ministry for the acquisition of parcels lands affected, identified as parcel #1824B 53 (900 sq. m²), Parcel 1824B 144(281 sq. m²) (re-named Parcel 172) and Block and Parcel 1824B 64 (790 sq. m²) (re-named Parcel 174).
- The cost of leasing, trespassing, and rental in addition to all associated crop compensation and restoration of property for the parcel of land affected, identified as Block and Parcel 1824B144 (1,136 sq. m²), will be provided for by the Ministry of Infrastructure Port Services and Transport as temporary acquisition. Although the Land Acquisition Act indicates that payments are calculated and delivered upon the completion of the permanent acquisition, the MOPD will proceed to verify the areas of land affected and value the level of compensation, while the MIPST will determine the level of compensation for temporary acquisition and finalise compensation.
- Given that the Project is already in breach of the World Bank's policy on Involuntary Resettlement (OP4.12), determination of the value of compensation to be paid will be expedited to ensure that affected persons are compensated expeditiously so that the Project is rated as compliant with the World Bank Safeguards Procedures, in particular the Operational Procedure OP/BP 4.12.

13. SUPERVISION AND MONITORING

The PCU will be responsible for following up and ensuring that all activities are completed as outlined above. The Civil Works Coordinator will be responsible for ensuring that the affected persons are compensated satisfactorily, and in accordance to this RAP. The Civil Works Coordinator will also be responsible for minutes of all meetings until the appointment of a Social Development Specialist. Consultations will be maintained by the PCU and shared with all parties. The Bank and all other agencies will be informed by email immediately following each meeting.

Table 4. Summary of the Solutions Agreed to with the Affected Persons

Property ID	Resettlement Solution	Comments
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1824B (172)	Compensation	<ul style="list-style-type: none"> • The compensation will be calculated based on current market value (and values up to 12 months prior) for leasing and prior to the completion of the works. • A survey will be undertaken to determine the extent of lands acquired for the purpose of storage and access. • The Community Development Officer for Micoud (Ministry of Social Transformation) will provide guidance regarding land acquisition legislation, land owners' rights during the process of public purchase of private land, and the details pertaining specifically to the progress of the project.
1824B (174)	Compensation	<ul style="list-style-type: none"> • The compensation will be calculated based on current market value (and values up to 12 months prior) for leasing and prior to the completion of the works. • A survey will be undertaken to determine the extent of lands acquired for the purpose of storage and access. • The Community Development Officer for Micoud (Ministry of Social Transformation) will provide guidance regarding land acquisition legislation, landowners' rights during the process of public purchase of private land, and the details pertaining specifically to the progress of the project.
1824B 53	Compensation	<ul style="list-style-type: none"> • The compensation will be calculated based on current market value (and values up to 12 months prior) and paid as quickly as possible following completion of the survey of the actual lands acquired. • The Community Development Officer for Micoud (Ministry of Social Transformation) will provide guidance regarding land acquisition legislation, landowners' rights during the process of public purchase of private land, and the details pertaining specifically to the progress of the project.

Institutional Arrangements for the Implementation and Monitoring of the Land Acquisition Plan Activities

Resettlement timetable

Table 5. Land Acquisition Timetable

Activity	Dates	Budget	Responsible Institution/Human Resources Assigned

Assignment of Community Development Officer	June 23, 2015	\$0.00	PCU
First of a series of meetings to inform stakeholders and affected groups of the designs, legal issues, rights to claims and role of CDO	June 25, 2015 - August 17, 2015	\$0.00	PCU, MOPD, MIPST and MOST Officer
Telephone conversation with Mr. Lay	July 14, 2015	0.00	
Schedule meeting with Mr. Lay	July 17, 2015	\$0.00	NJ, PCU
Schedule meeting with Mr. Kadoo's Lawyer	July 17, 2015	\$0.00	NJ, PCU
Analysis and identification of impacts of works already done.	July 31, 2015	0.00	Survey and Mapping Unit and the MCW MOPD
Calculation and payment of compensation	July 31, 2015	0.00	MOPD
Negotiations with affected persons; Block and Parcel 1824B 53 (900m ²)	Negotiations for permanent acquisition of the quantum of land identified - Completed as of September 21, 2015	\$55,000.00	Authorizing Officer (Chief Surveyor) Appointed by the MOPD
Negotiations with affected persons; Block and Parcel 1824B 144 (1136m ²)	Negotiations for temporary acquisition of the quantum of land identified - Completed as of September 28, 2015	\$3,000.00	Authorizing Officer (Chief Surveyor) Appointed by the MOPD
Publication of Notice in Gazette	TBD	\$0.00	Survey and Mapping Unit
Follow up to courtesy call meeting of October, 2015; Meeting to serve notices to affected group	TBD	\$0.00	Survey and Mapping Unit
Survey of actual lands acquired; Block and Parcel 1824B 64 (790 m ²)	October 16 – November 6, 2015	0.00	Survey and Mapping Unit
Survey of actual lands acquired; Block and Parcel 1824B 144 (281m ²) (permanent acquisition)	October 16 – November 6, 2015	\$0.00	Survey and Mapping Unit
Definition of compensation and payment	To be undertaken following surveys	To be determined	Survey and Mapping Unit

Monitoring and Follow-Up Activities

The Civil Works Coordinator at the PCU will be responsible for following up and ensuring that these activities are completed as outlined. Minutes will be kept for all meetings held and will be sent to all parties. The Bank and all other agencies will be informed by email immediately following the meetings. By August 01, 2015 compliance with the Bank Acquisition Policy will be met.

Update of Resettlement Plan

Table 6. Land Acquisition Timetable

Activities	Dates	Action	Responsible Institution/Human Resources Assigned
Assignment of Community Development Officer	July 16, 2015	Identified and has been working on the project to inform all parties	PCU
Second and third of a series of meetings to inform stakeholders and affected group of the designs, legal issues, rights to claims and role of CDO	August 11, 2015	Discuss ARAP & Valuation Site visit with Valuator	PCU, MIPST, MOPD PCU, MIPST, MOPD
Analysis and identification of impacts of works already done. Calculation and payment of compensation	August 17, 2015 – November 6, 2015	Done by Survey and Mapping Unit	Survey and Mapping Unit and the MCW
Ongoing assistance with legal issues, remedial issues etc	Ongoing	Completed May 2016	CDO and a selected member from the affected group
Publication of Notice in Gazette	TBD	MOPD	Survey and Mapping Unit
Follow up to courtesy call meeting of November 2015. Meeting to serve Notices to affected group	TBD	PCU	Survey and Mapping Unit
Survey of actual lands acquired; Block and Parcel 1824B 144 (281m ²) (permanent acquisition)	Surveys Ongoing	Completed November 2015	MOPD surveyor appointed Chief Surveyor
Survey of actual lands acquired Block and Parcel 1824B 64 (790 m ²) (permanent acquisition)	Surveys Ongoing	Completed November 2015	MOPD surveyor appointed Chief Surveyor
Definition of compensation and payment	To be undertaken following surveys and lodging of survey plans	Negotiations completed December 01, 2016	Authorizing Officer (Chief Surveyor), Survey and Mapping Unit, MOPD

The Cadastral Survey is complete. The contract was signed in February 18, 2015 and the MISPT has submitted the plan, which was used to identify the lands to be acquired and to develop the compensation packages. The Land and Surveys Unit, the agency of Government responsible for Land Acquisition, is in the process of completing the entire process of land acquisition and has deemed the lands as property of the crown in the case of Block and Parcel 1824B 53; whilst the MIPST is in the process of determining the level of compensation for encroachment unto private property. It is anticipated that the land acquisition issues both temporary and permanent will be resolved by the end of December 2015.

14. APPENDIX

Appendix A: Site Photographs



Figure 1 Embankments Section



Figure 2 Embankment



Figure 3 Natural Embankments



Figure 4 Natural Embankments



METHOD STATEMENT

Road Infrastructure along the major National Highway which connects the north to the South (Highway Section at Micoud and Cannelles)

NCB No. DVRP-W-NCB-RINH-01-14

The project will commence soon after the contract signing and receiving the notice to proceed and then a mobilization to Cannelles.

The focus of the project will be to complete the scope of works in the most efficient manner possible following common work methods as approved and allowed by the Ministry of Infrastructure.

The sequence of works will be as in the attached schedule.

Clear site

One of the first activities on the Cannelles site will be the layout by survey of the limits of construction of the roadway, drainage and retaining structures. While this activity progresses, equipment for excavation and clearing and backfilling will mobilize to the site. This equipment includes, 22ton Excavator and 2 x dump trucks. The construction site office will also be constructed during that period.

After the clearing of vegetation within the ravine channel, the slopes of the existing roadway cut will be benched to allow for a safe working environment for work men below the road elevation. The work area will be dewatered using a control channel and standby pump placed in a sump before the work area. A designated stockpile area will be identified onsite for the storage and blending of the specified backfill.

The foundation of the wing walls will be constructed and then the upstream walls. The walls will be cured for the specified time before any backfill loading placed on them.

Off Site Precast Units

The 15 box culverts will be formed, poured and striped offsite at the Micoud workshop. After the culverts have cured as per specification, they will be transported to the Cannelle site using a 25ton Crane Truck. After placing the units in the ravine channel, the connection between the wingwall and culverts will be constructed as per specifications and drawings.

All backfilling will be placed in layers with a D6 bulldozer and then compacted to the required density.

Roadway

The specified base and subbase will be placed in the roadways and compacted as required. After successful compaction testing, the asphalt roadway will be placed and then marked. The drainage system will be reinstated and the works at Cannelles completed.

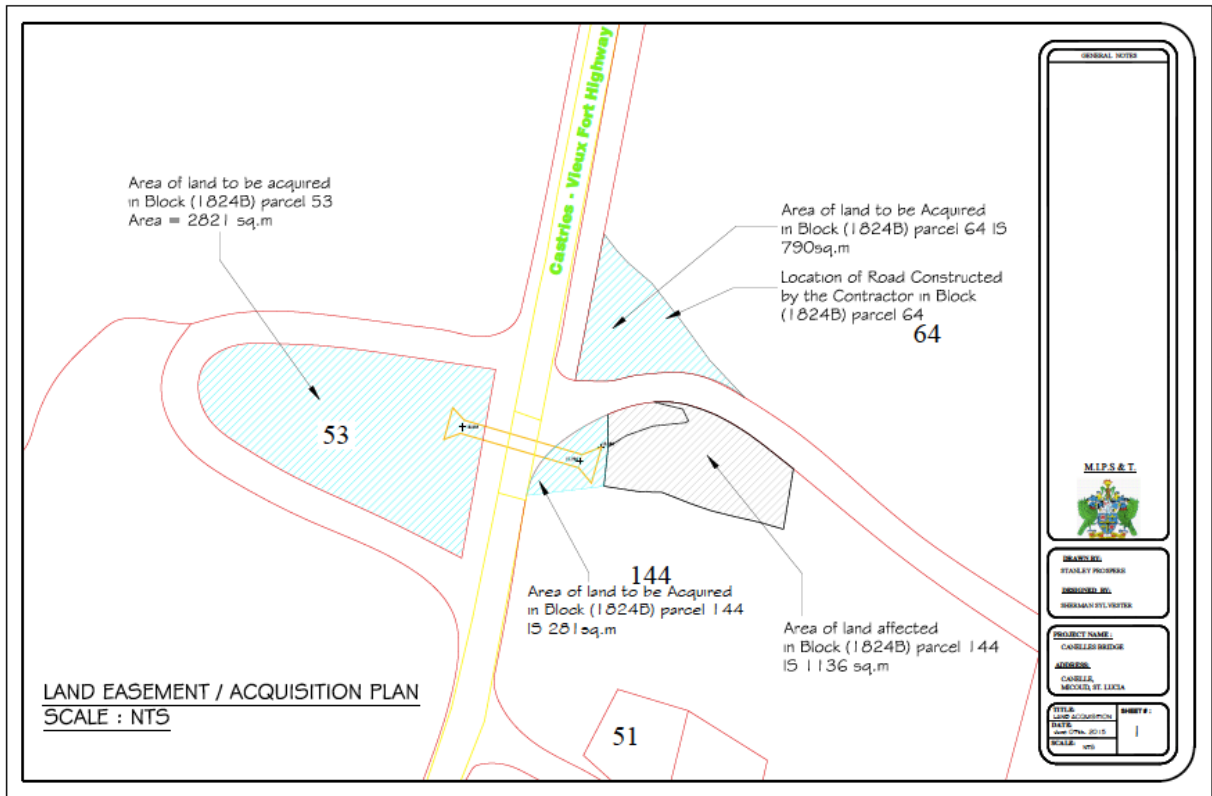
Voilet Works

The traffic management plan will be submitted to the chief Engineer of the Ministry of Works for approval. After approval, the limits of work will be identified and demolition and excavation commence on a single lane to completion basis. After both lanes are backfilled to specification, the asphalt roadway will be placed and then marked.

Demobilization

After completion of all contracted activities the site will be cleared off debris, the site office removed and all equipment transported to our home location.

Appendix C: Canelles Road Diversion – Encroachment on Adjacent Land



Appendix D: Cabinet Conclusion: Notice of Intent to Acquire BLK 1824B 64 (174) and 144 (172)

CABINET CONCLUSION

No. 558 of 2015

MINUTE PAPER NO:.....

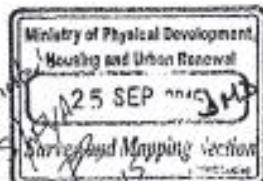
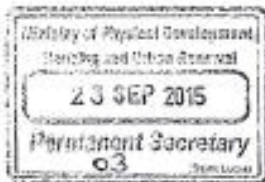
DATE: 14th September, 2015

The following Cabinet Conclusion is submitted for your attention:

**558. NOTICE OF INTENTION TO ACQUIRE – ROAD
REHABILITATION AT ANSE GER, IN THE QUARTER OF
MICOUD**

Cabinet considered a Memorandum dated 26th August, 2015, submitted by the Ministry of Physical Development, Housing and Urban Renewal and approved publication in the Saint Lucia Gazette of the Notice of Intention to acquire Block and Parcels No. 1824B 64 and 144, for Road Rehabilitation at Anse Ger in the Quarter of Micoud, in accordance with Section 4 of the Land Acquisition Act, Cap. 5:04.

Publication under Section 4 will allow the Authorized Officer to enter negotiations with the proprietors and carry out the necessary surveys.



Appendix E: Declaration of Acquisition of Land BLK 1824B Parcel 53



DECLARATION OF ACQUISITION PURSUANT TO SECTION 3 OF THE LAND ACQUISITION
ORDINANCE (CHAPTER 5:04)

and

IN THE MATTER of a Declaration by the Governor General acting on the advice of Cabinet that a
Parcel of land situate at Anse Ger, Quarter of Micoud in the island of Saint Lucia is likely to be
acquired for a public purpose.

DECLARATION OF ACQUISITION OF LAND

Whereas, it is enacted by Section 3 of the Land Acquisition Ordinance Chapter 5:04 that if the Governor General acting on the advice of Cabinet considers that any land should be acquired for a public purpose, she may cause a Declaration to that effect to be made;

And Whereas, it is considered by the Governor General acting on the advice of Cabinet that the lands mentioned and described in the Schedule hereto should be acquired for a public purpose to wit: **Conservation Purposes and Construction of an Overpass**

Now Therefore, it is hereby declared by the Governor General acting in accordance with the advice of Cabinet, that upon the Second Publication of this Declaration in the Gazette, the lands mentioned in the schedule hereto shall be vested absolutely for a public purpose to wit: **Conservation Purposes and Construction of an Overpass**

SCHEDULE I

All that piece of land being Block 1824B Parcel 53 situate at Anse Ger, in the Quarter of Micoud belonging to Cecil Lay is bounded as follows:

North : By Road
South : By Road
East : By Castries/Vieux Fort Highway
West : By Road

The whole measuring 2,821 sq. m or 30,370 sq. ft. shown on Plan of Survey by John Censc, Licensed Land Surveyor dated March 1, 2001 and lodged in the Survey Office on March 29, 2001 as Drawing No. M 1511 and recorded as 211/2001.

Together with any other easements which may be necessary.

Dated this 20th day of May, 2015.

Darrel Montagne
Secretary to the Cabinet

[Second Publication]

SAINT LUCIA

DECLARATION OF ACQUISITION PURSUANT TO SECTION 3 OF THE LAND ACQUISITION
ORDINANCE (CHAPTER 5.04)

and

IN THE MATTER of a Declaration by the Governor General acting on the advice of Cabinet that a
Parcel of land situate at Anse Ger, Quarter of Micoud in the island of Saint Lucia is likely to be
acquired for a public purpose.

DECLARATION OF ACQUISITION OF LAND

Whereas, it is enacted by Section 3 of the Land Acquisition Ordinance Chapter 5.04 that if the Governor General acting on the advice of Cabinet considers that any land should be acquired for a public purpose, she may cause a Declaration to that effect to be made;

And Whereas, it is considered by the Governor General acting on the advice of Cabinet that the lands mentioned and described in the Schedule hereto should be acquired for a public purpose to wit: **Conservation Purposes and Construction of an Overpass**

Now Therefore, it is hereby declared by the Governor General acting in accordance with the advice of Cabinet, that upon the Second Publication of this Declaration in the *Gazette*, the lands mentioned in the schedule hereto shall be vested absolutely for a public purpose to wit: **Conservation Purposes and Construction of an Overpass**

SCHEDULE I

All that piece of land being Block 1824B Parcel 53 situate at Anse Ger, in the Quarter of Micoud belonging to Cecil Lay is bounded as follows:

North : By Road
South : By Road
East : By Castries/Vieux Fort Highway
West : By Road

The whole measuring 2,821 sq. m or 30,370 sq. ft. shown on Plan of Survey by John Genac, Licensed Land Surveyor dated March 1, 2001 and lodged in the Survey Office on March 29, 2001 as Drawing No. M 1511 and recorded as 211/2001.

Together with any other easements which may be necessary.

Dated this 20th day of May, 2015.

Darrel Montrose
Secretary to the Cabinet

[First Publication]

CABINET CONCLUSION

No. 272 of 2015

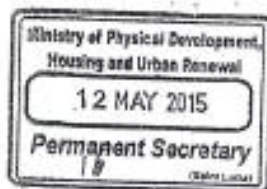
MINUTE PAPER NO:.....

DATE: 04th May, 2015

The following Cabinet Conclusion is submitted for your attention:

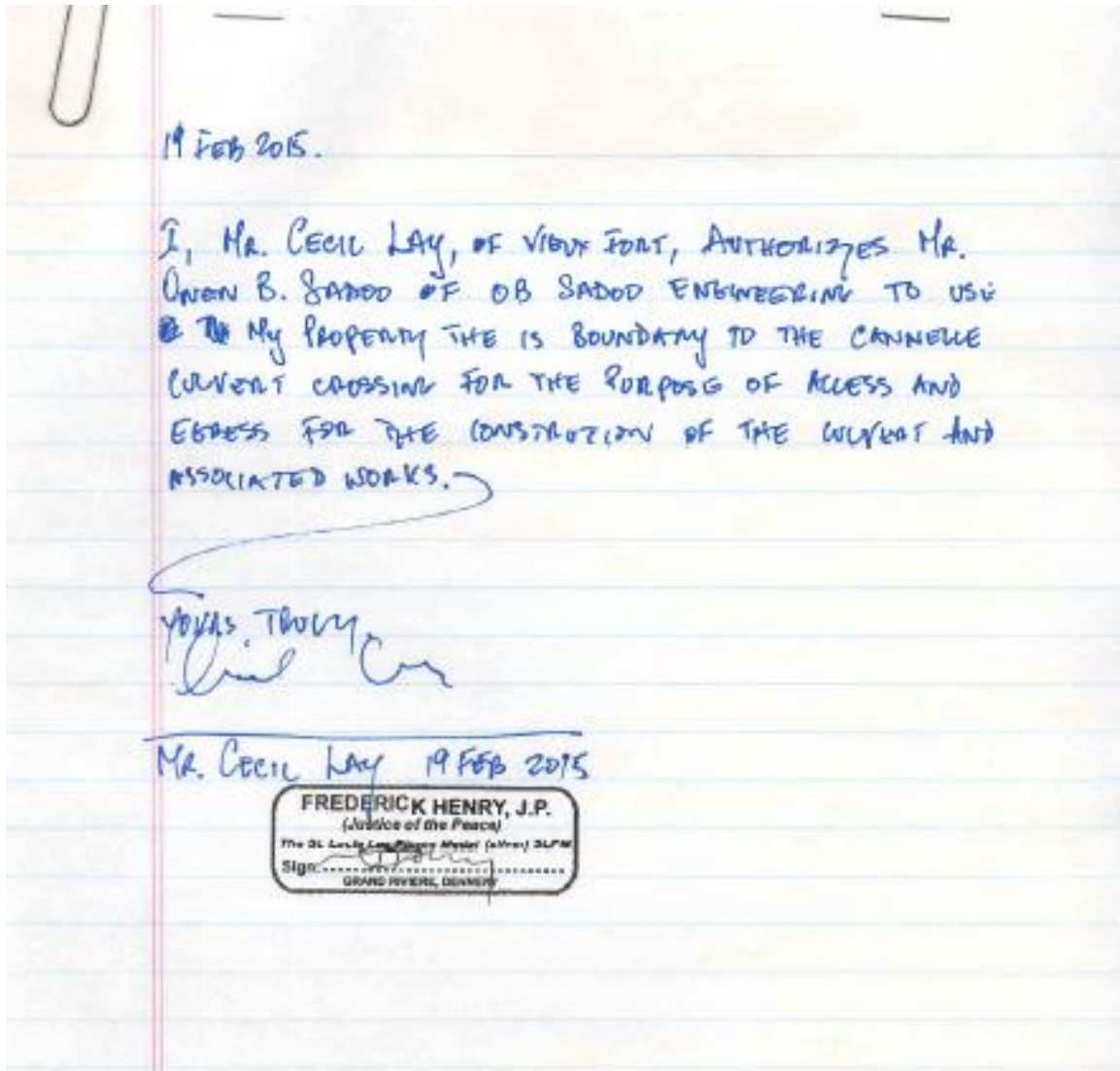
272. ACQUISITION OF BLOCK AND PARCEL NO. 1824B 53
AT ANSE GER, MICOUD FOR CONSERVATION
PURPOSES AND TO FACILITATE CONSTRUCTION OF
AN OVERPASS AT CANELLES, ALONG THE EAST
COAST HIGHWAY

Cabinet considered a Memorandum dated 08th April, 2015, submitted by the Ministry of Physical Development, Housing and Urban Renewal and approved two publications in the Saint Lucia Gazette of the Declaration of Acquisition of Block and Parcel 1824B 53, for conservation purposes and to facilitate the construction of an overpass at Canelles, along the East Coast Highway, in the Quarter of Micoud, under Section 3 of the Land Acquisition Act, Cap. 5.04.



Minister's Sec.
CS/FYA
PS
12.05.15

Appendix F: Correspondence – Cecil Lay Authorization – 1824B 64



BAPSON U. AMBROSE LLB (Hons) BVC
BARRISTER - SOLICITOR - NOTARY ROYAL
CHAMBERS: Suite #6
Daher Building
New Dock Road
Vieux Fort, Saint Lucia
P.O BOX 1014, Gablewoods South
Vieux Fort, Saint Lucia
Telephone: 1 758 454 9250
Mobile: 1 758 724 2084
E-Mail: buassociates.dc.law@gmail.com
buambrose@gmail.com

11th August 2015

Ministry for Infrastructure, Port Services, Transport & Public Utilities
Union
CASTRIES:

To Whom It May Concern:

APPLICATION FOR COMPENSATION
GEORGE KADOO; BLK 1824B PARCEL 144,
SAVANNES BAY; MICOUD

Dear Sir,

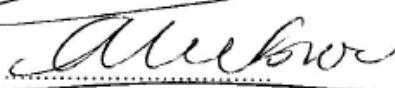
Further to our correspondence dated 23rd July relative to the above, we now acknowledge that the amount of land used was erroneously stated as 1001sq.ft rather than 1001sq. metres. (About 10,774sq.ft)

In consideration of the above we wish to amend the Claim as follows;

(a) Use of 1001sq. metres(10,774sq. ft.)	\$75,418.00
(b) Storage of equipment March–September (\$600.00 monthly)	\$ 4,200.00
Total	\$79,618.00

Respectfully,
BAPSON AMBROSE CHAMBERS

PER


Bapson Ambrose (Mr.)
Attorney-at-Law

cc: GEORGE KADOO

*Appendix H: Correspondence – Compensation for Use and Storage of Equipment
BLK 1824B Parcel 144 (172)*



GOVERNMENT OF SAINT LUCIA
Ministry of Physical Development, Housing and Urban Renewal

SURVEY & MAPPING

FROM : Authorized Officer/Chief Surveyor (Ag.)

TO : Permanent Secretary
Ministry of Infrastructure, Port Services and Transport

COPY : Permanent Secretary
Ministry of Physical Development, Housing and
Urban Renewal

Chief Engineer
Project Coordinator- PCU- Cheryl Mathurin
Civil Works Coordinator-Nicholas Johnny
Project Engineer -Amos Hippolyte

DATE : October 8, 2015

SUBJECT : **COMPENSATION FOR USE AND STORAGE OF EQUIPMENT
FROM MARCH-SEPTEMBER 2015 ON BLOCK 1824B PARCEL
144**

Please find attached letter dated October 1, 2015 from Mr. George Kadoo indicating his acceptance of three thousand dollars (\$3,000.00) as full and final compensation for the storage of equipment and use of Block 1824B Parcel 144 during the construction and road rehabilitation works at Anse Ger, in the Quarter of Micoud

Please be guided accordingly.


.....
Vincent Jn. Baptiste (Mr.)
Authorized Officer/Chief Surveyor (Ag.)

1st October 2015

The Chief Surveyor
CASTREIS:

Dear Sir,

Kindly accept this letter as my acceptance of the amount of \$3,000.00 as compensation for the use of my land for the purposes of rehabilitation of part of the east coast road.

I also authorize my attorney BAPSON AMBROSE to collect the said amount on my behalf.

Respectfully


.....
George Kadoo

MINISTRY OF PHYSICAL DEVELOPMENT, HOUSING AND URBAN RENEWAL

MATRIX - LAND ACQUISITION PROCESS

STEPS	MINISTRY ACTIVITY	DESCRIPTION	DOCUMENT OR INFORMATION SOURCE	MINISTRY SIGNING /APPROVAL AGENT (OUTGOING)	EXTERNAL AGENT FOR SIGNING/APPROVAL	DEPENDENCY	DURATION	Acquisition Status (as of April 19, 2016)			
								Cannellias Block & Parcel 18248 144 Temporary Acquisition	Cannellias Block & Parcel 18248 153 Permanent Acquisition	Cannellias Block & Parcel 18248 172 Permanent Acquisition	Cannellias Block & Parcel 18248 174 Permanent Acquisition
1	Registered Ownership	A formal investigation is conducted at the Land Registry to ascertain the rightful owner(s) of the property and other registrable interests.	Land Register and Instruments	Registrar of Lands	Authorized Officer	Land Register and Instruments	1 hour to 1 day	✓	✓	✓	✓
2	Location Plan	This is done to determine the location of the property/properties.	Map Sheet and Topography Sheet Extract	Drafting Section/Survey and Mapping	Authorized Officer	Map Sheet and Topography Sheet	0.5 day	✓	✓	✓	✓
3	Memorandum to Cabinet	A Memorandum to Cabinet is submitted seeking Cabinet's Approval for the Notice of Intention to Acquire .	Memorandum to Cabinet	Authorized Officer	Permanent Secretary and Minister for the Ministry of Physical Development, Housing and Urban Renewal for forwarding to the Cabinet of Ministers.	Cabinet Conclusion	1 week to a Month based on priority	✓	✓	✓	✓
4	Cabinet Conclusion approving Notice of Intention	A Notice of Intention is prepared.	Notice of Intention to Acquire	Authorized Officer	Governor General and Secretary to the Cabinet	Signed copy of Notice of Intention to Acquire	3 days to 2 weeks	✓	✓	✓	✓
5	Publication of the Notice of Intention to Acquire	After the Secretary to the Cabinet signs the Notice of Intention the document is sent to the National Printing Corporation .	Signed copy of Notice of Intention to Acquire	Secretary to the Cabinet	National Printing Corporation	2 Consecutive Publications of the Notice of Intention to Acquire	2 weeks	✓	✓	✓	✓
6	Letters to Registered Land Owner(s)	After receiving the Second Publication of Intention to Acquire letters are prepared and sent to the land owner(s) informing them that their property is likely be acquired for a public purpose to wit.	Letters	Authorized Officer	Land Owner(s)	NA	1 day to 3 days	✓	✓	✓	✓
7	Site Visit	A site visit is conducted to ascertain occupation and land use information.	Rent Books, Short Term Leases etc.	Authorized Officer		Report	1 day	✓	✓	✓	✓
8	Land Survey(s)	Boundary surveys are conducted if necessary to determine the quantum of land to be acquired. The surveys are carried out by Staff Surveyor(s) or contracted to private Licensed Land Surveyor.	Notice of Intention to Acquire	Staff Surveyor(s) or private Licensed land Surveyor(s)	Survey and Mapping	Lodged Survey Plan	1 week to a month	✓	✓	✓	✓
9	Valuation Survey(s)	Valuation Survey(s) is conducted by the Valuations Unit or contracted to a private Valuation Surveyor(s).	Notice of Intention to Acquire	Valuations Unit	Authorized Officer	Valuation Report	2 weeks to a month depending on the complexity of the assignment	✓	✓	✓	✓
10	Mutations	Creation of new parcel(s) number(s) for land(s) to be acquired.	Application for Subdivision	Chief Surveyor and Registrar of Lands	Chief Surveyor and Registrar of Lands	Amended Map sheet and New Land Register	2 weeks	✓	✓	✓	✓
11	Declaration of Acquisition	A Memorandum to Cabinet is prepared seeking Cabinet's Approval for the Declaration of Acquisition.	Memorandum to Cabinet	Authorized Officer	Permanent Secretary and Minister for the Ministry of Physical Development, Housing and Urban Renewal for submission to the Cabinet of Ministers	Cabinet Conclusion	1 week to a Month based on priority	✓	✓	✓	✓

MINISTRY OF PHYSICAL DEVELOPMENT, HOUSING AND URBAN RENEWAL

MATRIX - LAND ACQUISITION PROCESS

STEPS	MINISTRY ACTIVITY	DESCRIPTION	DOCUMENT OR INFORMATION SOURCE	MINISTRY SIGNING /APPROVAL AGENT (OUTGOING)	EXTERNAL AGENT FOR SIGNING/APPROVAL	DEPENDENCY	DURATION	Acquisition Status (as of April 19, 2016)			
								Cannelles Block & Parcel 18248 144 Temporary Acquisition	Cannelles Block & Parcel 18248 53 Permanent Acquisition	Cannelles Block & Parcel 18248 172 Permanent Acquisition	Cannelles Block & Parcel 18248 174 Permanent Acquisition
12	Cabinet Conclusion approving Declaration of Acquisition	After the Secretary to the Cabinet signs the Declaration of Acquisition the document is submitted to the National Printing Corporation.	Gazette Notice-Declaration of Acquisition	Authorized Officer	Secretary to the Cabinet and Governor General	2 Consecutive Publications of the Declaration of Acquisition	2 weeks	✓	✓	✓	✓
13	Registration	Upon the Second Publication of the Declaration of Acquisition in the Saint Lucia Gazette the property shall be vested in the Crown.	Transmission by Compulsory Acquisition	Commissioner of Crown Lands	Registrar of Lands			✓	✓	✓	✓
14	Letters to Land Owner(s)	Letters are prepared and sent to the Land Owner(s) and all persons or companies who have interest in the property, informing them that the property has been acquired.	Letters	Authorized Officer	Land Owner (s) and all other persons or Companies with a registered interest in the property.	Response to letters	1 week to a Month	✓	✓	✓	✓
15	Negotiations for Compensation	Negotiations is handled by the Authorized Officer.	Valuation Reports	NA	NA	Agreement and compensation settlement with Land Owners	1 day to 2years	✓	✓	✓	✓
16	Compensation Payments/Land Exchange	A Memorandum to Cabinet is prepared seeking Cabinet's approval for Compensation/Land Exchange	Memorandum to Cabinet	Authorized Officer	Permanent Secretary and Minister for the Ministry of Physical Development, Housing and Urban Renewal for submission to the Cabinet of Ministers	Cabinet Conclusion	1 week to a Month based on priority	✓	✓	✓	✓
17	Memorandum to Accounts Section	After receiving Cabinet's approval a Memorandum for payment is prepared.	Memorandum for Compensation	Authorized Officer	Permanent Secretary and Accountant 3 (Ministry of Physical Development, Housing and Urban Renewal)	Payment Voucher prepared by the Department of Treasury.	2 days to 1 week	✓	✓	✓	✓

Appendix J – Compensation Details – Block and Parcel 1824B 174

Activity Windows
File Edit Options Settings Window Help

Invoice - CC# 156/2016

Vendor: 197179	Vendor Name and Remit Address:
Vendor Location:	CECIL HENRY LAY
Invoice Number: CC# 156/2016	BELLE VUE
Invoice Date: 3/24/2016	VIEUX FORT
Sched Payment Nbr: 0	W/
	LC

Payable Entity: PLAN	Terms: NET30	Invoice Currency: XCD
Type: Invoice	Disc Date:	
Status: Complete	Due Date: 4/23/2016	Project Entity:
	Voucher: PL029754	Comments:

Line	Amount	Alias	Entity	Head	Object	Funds	Item
1	50,000.00		GOSL	4702244	0221001	1004	LAND ACQUISITION
2	2,693.54		GOSL	4702244	0221001	1004	INTEREST

Freight:	0.00	Discount:	0.00
Misc Charge:	0.00	Total:	52,693.54

Appendix K – Compensation Details – Block and Parcel 1824B 172

Activity Windows

File Edit Options Settings Window Help

Invoice - CC# 157/2016

Vendor: BUAFORGK Vendor Location: Invoice Number: CC# 157/2016 Invoice Date: 3/24/2016 Sched Payment Nbr: 0	Vendor Name and Remit Address: BAPSON URIC AMBROSE FOR GEORGE KADOO VIEUX FORT W.I. LC
--	---

Payable Entity: PLAN Type: Invoice Status: Complete	Terms: NET30 Disc Date: Due Date: 4/23/2016 Voucher: PL029756	Invoice Currency: XCD Project Entity: Comments:
--	--	--

Line	Amount	Alias	Entity	Head	Object	Funds	Item
1	26,000.00		GOSL	4702244	0221001	1004	LAND ACQUISITION
2	1,400.64		GOSL	4702244	0221001	1004	INTEREST PAYMENT

Freight: 0.00 Misc Charge: 0.00	Discount: 0.00 Total: 27,400.64
--	--

Appendix L – Compensation Details – Block and Parcel 1824B 144

Activity Windows

File Edit Options Settings Window Help

Invoice - RENTAL OF PROPERTY

Vendor: BUAFORGK	Vendor Name and Remit Address:
Vendor Location:	BAPSON URIC AMBROSE FOR GEORGE KADOO
Invoice Number: RENTAL OF PROPERTY	VIEUX FORT
Invoice Date: 11/12/2015	W.I.
Sched Payment Nbr: 0	LC

Payable Entity: MCWT	Terms: NET30	Invoice Currency: XCD
Type: Invoice	Disc Date:	
Status: Paid	Due Date: 12/12/2015	Project Entity:
	Voucher: MC066530	Comments:

Line	Amount	Alias	Entity	Head	Object	Funds	Item	Vendor Item
1	3,000.00		GOSL	4306276	0211004	1004	RENTAL OF PROPERTY	TO FACILITATE

Freight:	0.00	Discount:	0.00
Misc Charge:	0.00	Total:	3,000.00

Appendix M – Compensation Details – Block and Parcel 1824B 53

COPY

Activity Windows

File Edit Options Settings Window Help

Invoice - 197179-CHLAY

Vendor: 197179 Vendor Location: Invoice Number: 197179-CHLAY Invoice Date: 11/10/2015 Sched Payment Nbr: 0	Vendor Name and Remit Address: CECIL HENRY LAY BELLE VUE VIEUX FORT WI LC
--	--

Payable Entity: PLAN Type: Invoice Status: Complete	Terms: NET30 Disc Date: 12/10/2015 Due Date: 12/10/2015 Voucher: PL029141	Invoice Currency: XCD Project Entity:
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Item	Vendor Item	Description
LANDS ACQUIRED FOR CONSERVATION PURPOSES ALONG HIGHWAY MICOU LAND ACQUISITION INTEREST FROM	JUNE - NOVEMBER 12 2015	INTEREST

Freight:	0.00	Discount:	0.00
Misc Charge:	0.00	Total:	56,405.00

Ministry of Physical Development
 Housing and Urban Renewal
 18 NOV 2015
 Survey and Mapping Section

*Appendix N – Consultations Meeting with George Kadoo Representative Bapson
Ambrose*

DISASTER VULNERABILITY REDUCTION PROJECT (DVRP)

Minutes of Meeting held to discuss the Compensation of Encroachment unto the Property of Mr. George Kadoo – Works: Road Infrastructure along the Major National Highway which connects the North to the South (Highway Section at Micoud and Cannelles).

**Held on Friday, July 17, 2015
Cannelles Culvert Crossing
Micoud**

Acronyms

MOA – Ministry of Agriculture

MIPST - Ministry of Infrastructure, Port Services and Transport

MOPD – Ministry of Physical Development

MOST – Ministry of Social Transformation

GOSL - Government of Saint Lucia

PRESENT

Ms. Bapson Ambrose	-	George Kadoo, Lawyer
Mr. Nicholas Johnny	-	Civil Works Coordinator, (CWC), DVRP, Chair
Mr. Peter Cepal	-	Quantity Surveyor – MIPST
Ms. Brenda Wilson	-	Community Development Officer, MOST
Mr. Amos Hippolyte	-	Resident Engineer, Cannelles – MIPST
Mr. Bradley Sadoo	-	Director, O.B. SADOO ENGINEERING
Mr. Wendelle Mcquilkin	-	Site Supervisor, MIPST
Mr. Dwayne Harris	-	Site Supervisor, O.B. SADOO ENGINEERING
Mr. Nadia Augustin	-	Surveyor Technician, MIPST

Absent

Mr. Lucius Doxerie – Communications / Liaison Officer

Mr. Vincent JnBaptiste - Chief Surveyor, CS, MOPD

Introduction and Opening Remarks

The meeting was called to order at approximately 11:00 a.m.

The Chairperson, Nicholas Johnny welcomed everyone to the meeting and allowed the attendees to introduce themselves and their roles as it relates to implementation of the Abbreviated Resettlement Action Plan.

1

Appendix O – Consultations Meeting with Cecil Lay

DISASTER VULNERABILITY REDUCTION PROJECT (DVRP)

Minutes of Meeting held to discuss the Compensation of Encroachment unto the Property of Mr. George Kadoo – Works: Road Infrastructure along the Major National Highway which connects the North to the South (Highway Section at Micoud and Cannelles).

**Held on Friday, July 17, 2015
Cannelles Culvert Crossing
Micoud**

Acronyms

MOA – Ministry of Agriculture

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MOPD – Ministry of Physical Development

MOST – Ministry of Social Transformation

GOSL - Government of Saint Lucia

PRESENT

Ms. Cecil Lay	-	Affected Property Owner
Mr. Nicholas Johnny	-	Civil Works Coordinator, (CWC), DVRP
Mr. Peter Cepal	-	Quantity Surveyor – MIPST
Ms. Brenda Wilson	-	Community Development Officer, MOST
Mr. Amos Hippolyte	-	Resident Engineer, Cannelles – MIPST
Mr. Bradley Sadoo	-	Director, O.B. SADOO ENGINEERING
Mr. Wendelle Mcquilkin	-	Site Supervisor, MIPST
Mr. Dwayne Harris	-	Site Supervisor O.B. SADOO ENGINEERING
Mr. Nadia Augustin	-	Surveyor Technician, MIPST

Absent

Mr. Lucius Doxerie – Communications / Liaison Officer

Mr. Vincent JnBaptiste - Chief Surveyor, CS, MOPD

Introduction and Opening Remarks

The meeting was called to order at approximately 11:30 a.m.

The Chairperson, Nicholas Johnny welcomed everyone to the meeting and allowed the attendees to introduce themselves and their roles as it relates to implementation of the Abbreviated Resettlement Action Plan.

