

# Jamaica

## Jamaica Social Investment Fund (JSIF) Kingston Waterfront Improvement Project (P179642)

### Negotiated Version ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN (ESCP)

**May 21, 2024**

ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN

1. Jamaica (the Borrower) will implement the Kingston Waterfront Improvement Project (the Project), with the involvement of the Jamaica Social Investment Fund (JSIF), as set out in the Loan Agreement. The International Bank for Reconstruction and Development (the Bank), has agreed to provide financing for the Project, as set out in the referred agreement.
2. The Borrower 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 Bank. The ESCP is a part of the Loan 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 Borrower 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 a manner acceptable to the Bank. Once adopted, said E&S instruments may be revised from time to time with prior written agreement by the Bank.
4. As agreed by the Bank and the Borrower, 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 Borrower through JSIF and the Bank agree to update the ESCP to reflect these changes through an exchange of letters signed between the Bank and the Managing Director of the JSIF. The Borrower shall promptly disclose the updated ESCP.

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
<b>MONITORING AND REPORTING</b>			
A	<p><b>REGULAR REPORTING</b></p> <p>Prepare and submit to the 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&amp;S instruments required under the ESCP, stakeholder engagement activities, and functioning of the grievance mechanism(s).</p>	<p>Submit semi-annual reports to the Bank throughout Project implementation, commencing after the Effective Date. Submit each report to the Bank no later than 45 days after the end of each reporting period.</p>	JSIF
B	<p><b>INCIDENTS AND ACCIDENTS</b></p> <p>Promptly notify the 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), and 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 Bank’s request, prepare a report on the incident or accident and propose any measures to address it and prevent its recurrence.</p>	<p>Notify the Bank no later than 48 hours after learning of the incident or accident.</p> <p>Provide subsequent report to the Bank within a timeframe acceptable to the Bank.</p>	JSIF
<b>ESS 1: ASSESSMENT AND MANAGEMENT OF ENVIRONMENTAL AND SOCIAL RISKS AND IMPACTS</b>			
1.1	<p><b>ORGANIZATIONAL STRUCTURE</b></p> <p>Establish and maintain a Project Implementation Unit (PIU), with qualified staff and resources to support management of ESHS, labor, land acquisition, cultural heritage, and stakeholder engagement risks and impacts of the Project, including one environmental specialist and one social specialist. Project preparation works are being supported by the existing E&amp;S staff of the JSIF and they shall continue to provide support to the project until the hiring of the referred specialists.</p>	<p>Hire or engage the environmental specialist and social specialist no later than 120 days after the Effective Date, and thereafter maintain these positions throughout Project implementation.</p>	JSIF
1.2	<p><b>ENVIRONMENTAL AND SOCIAL INSTRUMENTS</b></p> <p>. The Terms of Reference of the ESIA including ESMPs to be reviewed and cleared by the Bank before initiating the procurement process to hire the independent consulting firm.</p>	<p>Prepare for Bank non-objection and upon securing the Bank’s no objection, finalize the ESIA and ESMPs.</p>	JSIF

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
	The proposed activities described in the exclusion list (if any) set out in the ESIA, ESMPs and the Projects’ Operation Manual (POM), shall be ineligible to receive financing under the Project.		
1.3	<b>TECHNICAL ASSISTANCE</b>  Ensure that the consultancies, studies, capacity building, training, and any other Technical Assistance (TA) activities under the Project, are carried out in accordance with the terms of reference (TOR) acceptable to the Bank, that are consistent with the ESSs. Thereafter ensure that the outputs of such activities comply with the terms of reference.	Carry out TA activities consistent with the ESSs throughout Project implementation.	JSIF
1.4	<b>CONTINGENT EMERGENCY RESPONSE FINANCING</b>  a) Ensure that the Contingent Emergency Response Component (CERC) Manual includes a description of the Environmental, Social, Health and Safety (ESHS) assessment and management arrangements including, a CERC-ESMF Annex that shall be included or referred to in the CERC Manual for the implementation of CERC component, in accordance with the ESSs.  b) Upon activation of the CERC, prepare, consult, adopt, and disclose any E&S instruments which may be required for activities under the CERC component of the Project, in accordance with the CERC Manual, CERC-ESMF Addendum and the ESSs, and thereafter implement the measures and actions required under said E&S instruments, within the timeframes specified in said E&S instruments.	a) The adoption of the CERC Manual in form and substance acceptable to the Bank is a withdrawal condition under Section III.B.1 (b)(ii) of Schedule 2 of the Loan Agreement for the Project.  b) Upon activation of the CERC, submit the respective E&S instrument for the Bank’s prior review and approval, and include it as part of the respective bidding process, and in any case, before carrying out of the relevant Project activities for which the E&S instrument is required. Implement the E&S instruments in accordance with their terms, throughout Project implementation.	JSIF
<b>ESS 2: LABOR AND WORKING CONDITIONS</b>			
2.1	<b>LABOR MANAGEMENT PROCEDURES</b>  Adopt and implement the Labor Management Procedures (LMP) for the Project, including, inter alia, provisions on working conditions, management of workers relationships, occupational health, and safety (including personal protective equipment, and emergency preparedness and response), code of conduct (including relating to SEA and SH), forced labor, child labor, grievance arrangements for Project workers.	Submit the LMP for the Bank’s prior review and no objection, and adopt, and disclose the LMP no later than 90 days following the Effective Date, or before Project workers are hired, whichever comes first. Thereafter implement the LMP throughout Project implementation.	JSIF

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
2.2	<p><b>GRIEVANCE MECHANISM (GM) FOR PROJECT WORKERS</b></p> <p>Establish and operate a Project workers Grievance Mechanism, as described in the LMP and consistent with ESS2.</p>	Establish a grievance mechanism prior to engaging Project workers and thereafter maintain and operate it throughout Project implementation.	JSIF
2.3	<p><b>OCCUPATIONAL HEALTH AND SAFETY (OHS) MEASURES</b></p> <p>a) Develop and implement OHS measures as part of the development and implementation of the project LMP and in a manner acceptable to the Bank.</p> <p>b) Incorporate the OHS measures into bidding documents and contracts with consulting firms, as applicable.</p>	<p>a) Same timeframe as for actions 2.1.</p> <p>b) Prior to commencing the corresponding bidding process for the respective TA and thereafter incorporate in the respective contracts.</p>	JSIF
<b>ESS 3: RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT</b>			
3.1	<p><b>WASTE MANAGEMENT PLAN</b></p> <p>Incorporate a Waste Management Plan (WMP) in the ESIA, to manage hazardous and non-hazardous wastes, consistent with ESS3.</p>	Pursuant to 1.2 above, prior to engaging the firm.	JSIF
3.2	<p><b>RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT</b></p> <p>Incorporate resource efficiency and pollution prevention and management measures in the ESIA to be prepared under action 1.2 above.</p>	Pursuant to 1.2 above, prior to engaging the firm.	JSIF
<b>ESS 4: COMMUNITY HEALTH AND SAFETY</b>			
4.1	<p><b>TRAFFIC AND ROAD SAFETY</b></p> <p>Incorporate measures to manage traffic and road safety risks as required in the ESIA to be prepared under action 1.2 above.</p>	Pursuant to 1.2 above, prior to engaging the firm.	JSIF
4.2	<p><b>COMMUNITY HEALTH AND SAFETY</b></p> <p>Assess and manage specific risks and impacts to the community arising from Project activities, including, inter alia, behavior of Project workers, risks of labor influx, child labor, response to emergency situations, and include mitigation measures in the ESIA to be prepared in accordance with ESS1 and ESS2.</p>	Pursuant to 1.2 above, prior to engaging the firm.	JSIF
4.3	<p><b>SEXUAL EXPLOITATION AND ABUSE AND SEXUAL HARASSMENT (SEA/SH) RISKS</b></p> <p>Adopt and implement sexual exploitation and abuse and sexual harassment (SEA/SH) prevention and response measures, proportionate to the risks of the Project, including availability of a list of services for victims of SEA/SH, adoption of the code of conduct by all workers, and adequate treatment of SEA/SH grievances in the Project level GM, as reflected in the SEP. These measures shall also be included in the LMP.</p>	Implement SEA/SH prevention and response measures throughout Project implementation.	JSIF

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
4.4	<p><b>UNIVERSAL ACCESS</b></p> <p>Where technically and financially feasible, incorporate the concept of universal access in civil work designs and designs developed through TA under the Project.</p>	To be incorporated in the designs through the TA activities.	JSIF
4.5	<p><b>SECURITY MANAGEMENT</b></p> <p>Assess and implement measures to manage the security risks of the Project, including the risks of engaging security personnel to safeguard Project workers, sites, assets, and activities, as set out in the ESIA and guided by the principles of proportionality and GIIP, and by applicable law, in relation to hiring, rules of conduct, training, equipping, and monitoring of such personnel.</p>	Prior to engaging security personnel and thereafter implemented throughout Project implementation.	JSIF
<b>ESS 5: LAND ACQUISITION, RESTRICTIONS ON LAND USE AND INVOLUNTARY RESETTLEMENT</b>			
5.1	<p><b>RESETTLEMENT PLANS</b></p> <p>Incorporate into the ESIA the Terms of Reference for the development of Resettlement Action Plan (RAP), and other associated ESS5 instruments, like livelihood restoration plans, for each activity under the Project for which a RAP or a livelihood restoration plan is required and consistent with ESS5.</p>	.Pursuant to 1.2 above, prior to engaging the firm.	JSIF
<b>ESS 6: BIODIVERSITY CONSERVATION AND SUSTAINABLE MANAGEMENT OF LIVING NATURAL RESOURCES</b>			
6.1	<p><b>BIODIVERSITY RISKS AND IMPACTS</b></p> <p>Include an assessment of biodiversity impacts as part of the ESIA (activity 1.2) and identify whether any management plan is required as part of the ESMPs. Related measures will be in accordance with the guidelines of the ESIA prepared for the Project, and consistent with ESS6.</p>	Include related measures as part of the ESMPs and pursuant to 1.2 above, prior to engaging the firm.	JSIF
<b>ESS 7: INDIGENOUS PEOPLES/SUB-SAHARAN AFRICAN HISTORICALLY UNDERSERVED TRADITIONAL LOCAL COMMUNITIES</b>			
ESS7 is NOT currently relevant.			
<b>ESS 8: CULTURAL HERITAGE</b>			
8.1	<p><b>CULTURAL HERITAGE RISKS AND IMPACTS</b></p> <p>Incorporate into the ESIA the TOR for the development of a Cultural Heritage Management Plan (CHMP) and Chance Finds Procedures, that includes an implementation timeline and an estimate of resource needs for each mitigation measure consistent with ESS8.</p>	Pursuant to 1.2 above, prior to engaging the firm.	JSIF
<b>ESS 9: FINANCIAL INTERMEDIARIES</b>			
ESS9 is NOT currently relevant.			
<b>ESS 10: STAKEHOLDER ENGAGEMENT AND INFORMATION DISCLOSURE</b>			

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
10.1	<p><b>STAKEHOLDER ENGAGEMENT PLAN PREPARATION AND IMPLEMENTATION</b></p> <p>Adopt and implement a Stakeholder Engagement Plan (SEP) for the Project, consistent with ESS10, which shall include measures to, inter alia, provide stakeholders with timely, relevant, understandable, and accessible information, and consult with them in a culturally appropriate manner, which is free of manipulation, interference, coercion, discrimination, and intimidation.</p>	Submit the updated SEP for the Bank’s prior review and no objection, adopt, and disclose the SEP no later than 90 days of the Effective Date and thereafter implement the SEP throughout Project implementation.	JSIF
10.2	<p><b>PROJECT GRIEVANCE MECHANISM:</b></p> <p>Establish, publicize, maintain, and operate an accessible grievance mechanism, to receive and facilitate resolution of concerns and grievances in relation to the Project, promptly and effectively, in a transparent manner that is culturally appropriate and readily accessible to all Project-affected parties, at no cost and without retribution, including concerns and grievances filed anonymously, in a manner consistent with ESS10.</p> <p>The grievance mechanism shall be equipped to receive, register, and facilitate the resolution of SEA/SH complaints, including through the referral of survivors to relevant gender-based violence service providers, all in a safe, confidential, and survivor-centered manner.</p>	Establish the grievance mechanism no later than 90 days of the Effective Date and thereafter maintain and operate the mechanism throughout Project implementation. The temporary grievance mechanism included in the draft SEP disclosed by appraisal shall be applicable until the grievance mechanism is finalized.	JSIF
CAPACITY SUPPORT			
CS1	<p>Training shall be provided to relevant staff of JSIF and Urban Development Corporation (UDC) on:</p> <ul style="list-style-type: none"> <li>• ESCP requirements and Project E&amp;S instruments</li> <li>• Roles and responsibilities of different agencies and staff on E&amp;S management</li> <li>• Supervision, monitoring, reporting and corrective actions</li> <li>• Stakeholder mapping and engagement</li> <li>• Specific aspects of environmental and social assessment</li> <li>• SEP Grievance Mechanism (GM) and Workers Grievance Mechanism</li> <li>• Community health and safety</li> </ul>	No later than 90 days after the completion of action 1.1. Training shall continue throughout Project implementation based on a training plan agreed between the Bank and the JSIF.	JSIF
CS2	<p>Training to be provided to Project workers on:</p> <ul style="list-style-type: none"> <li>▪ Environmental and social requirements including ESHS requirements</li> <li>▪ Waste management</li> <li>▪ Occupation Health and safety for the workforce including emergency preparedness and response</li> <li>▪ Infectious Disease Prevention and Response</li> <li>▪ Community health and safety</li> <li>▪ SEA/SH risk management</li> <li>▪ Stakeholder engagement and GM, including Workers GM</li> </ul>	Plan to be developed no later than 120 days after Project Effectiveness.	JSIF

MATERIAL MEASURES AND ACTIONS	TIMEFRAME	RESPONSIBLE ENTITY
<ul style="list-style-type: none"><li>Preparation and implementation of the Contractors Environmental and Social Management Plan (CESMP), as relevant.</li></ul>		