



# Appraisal Environmental and Social Review Summary

## Appraisal Stage

### **(ESRS Appraisal Stage)**

Date Prepared/Updated: 03/12/2024 | Report No: ESRSA03369



**I. BASIC INFORMATION**

**A. Basic Operation Data**

Operation ID	Product	Operation Acronym	Approval Fiscal Year
P500588	Investment Project Financing (IPF)	Zi-JUMP	2024
Operation Name	Zanzibar Judicial Modernization Project (Zi-JUMP)		
Country/Region Code	Beneficiary country/countries (borrower, recipient)	Region	Practice Area (Lead)
Tanzania	Tanzania	EASTERN AND SOUTHERN AFRICA	Governance
Borrower(s)	Implementing Agency(ies)	Estimated Appraisal Date	Estimated Board Date
United Republic of Tanzania, represented by the Ministry of Finance	The Judiciary of Zanzibar (JoZ)	01-Apr-2024	30-Apr-2024
Estimated Decision Review Date	Total Project Cost		
08-Mar-2024	30,000,000.00		

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Proposed Development Objective

To enhance the accessibility, efficiency, and transparency of selected citizen-centric judicial services, in Zanzibar

**B. Is the operation being prepared in a Situation of Urgent Need of Assistance or Capacity Constraints, as per Bank IPF Policy, para. 12?**

No

**C. Summary Description of Proposed Project Activities**

*[Description imported from the PAD Data Sheet in the Portal providing information about the key aspects and components/sub-components of the project]*

The proposed lending operation is expected to enhance the role of the judiciary to support the economic developments for Zanzibar in line with the Zanzibar Vision 2050. Specifically, the proposed lending will support the construction or renovation of ‘smart’ courts in select locations with a potential focus on first-instance courts; the development and roll-



out of critical modules of a judicial management information system (JMIS); staff training; designing, piloting and rolling out of the performance management systems; simplification of court processes and procedures; case and backlog clearance; strengthening the capacity of select stakeholders to enhance inter-institutional collaboration; building capacity for use of alternative dispute resolution (ADR) mechanisms; and support the development of judicial gender justice strategy and action plan.

## D. Environmental and Social Overview

### D.1 Overview of Environmental and Social Project Settings

*[Description of key features relevant to the operation's environmental and social risks and opportunities (e.g., whether the project is nationwide or regional in scope, urban/rural, in an FCV context, presence of Indigenous Peoples or other minorities, involves associated facilities, high-biodiversity settings, etc.) – Max. character limit 10,000]*

The proposed project is expected to enhance the role of the judiciary and select aspects in public service management to support the economic developments for Zanzibar in line with the Zanzibar Vision 2050. The proposed IDA operation (US\$30 million) will enhance the capacity and performance of the judiciary in Zanzibar by: increased platforms and infrastructure for citizens to access justice services, enhanced management and delivery of judicial services, and adoption of a performance management system for the JoZ. The project has two main focus area 1: Organizational performance and smart infrastructure of the judiciary - this will address the infrastructure gap (court buildings, hardware, software), capacity building to staff and performance management system; 2. Citizen-centric judicial services delivery -This will aim to address internal inefficiency, court enforcement, stakeholder engagement, use of ADR and gender justice.

### D.2 Overview of Borrower's Institutional Capacity for Managing Environmental and Social Risks and Impacts

*[Description of Borrower's capacity (i.e., prior performance under the Safeguard Policies or ESF, experience applying E&S policies of IFIs, Environmental and social unit/staff already in place) and willingness to manage risks and impacts and of provisions planned or required to have capabilities in place, along with the needs for enhanced support to the Borrower – Max. character limit 10,000]*

The primary agency involved in the implementation of the project is the Judiciary of Zanzibar (JoZ), which does not have experience with World Bank's Projects and implementing the ESF. The JoZ do not have enough experience working under the requirements of the Environmental and Social Framework (ESF). As part of project preparation, the JoZ assigned two specialists, Environmental and Social, who were responsible to prepare instruments to manage potential environmental and social risks. The two specialists had received an ESF training in Arusha Tanzania, from November 29-December 1, 2023. The training was very instrumental to the specialists and it helped minimizing capacity constraints in the preparation of the documents. However, to ensure the effective monitoring and supervision of the implementation of environmental and social risk (E and S) management instruments and grievance management and reporting, the specialists need more capacity building trainings throughout project implementation.

The JoZ PIU will recruit one Environmental and a one Social specialist to guide project implementation and supervision of Environmental and Social Risk Management (ESRM) in the project.

To mitigate the capacity related risks, the PIU will be allocated with Environmental Specialist with experience on OHS and a Social specialist, and training on E&S as follows: (i) ESF; (ii) environmental assessments and monitoring of the implementation of ESMP; (iii) stakeholder engagement and grievances management; (iv) gender-based violence and



prevention of sexual exploitation and abuse-sexual harassment (GBV/SEA-SH); and (v) labour management and compliance with both legal, ESF policy requirements and WB General EHS Guidelines.

## II. SUMMARY OF ENVIRONMENTAL AND SOCIAL (ES) RISKS AND IMPACTS

### A. Environmental and Social Risk Classification (ESRC)

Moderate

#### A.1 Environmental Risk Rating

Moderate

*[Summary of key factors contributing to risk rating, in accordance with the ES Directive and the Technical Note on Screening and Risk Classification under the ESF – Max. character limit 4,000]*

The environmental risk is rated moderate. The risks associated with the construction or renovation of select ‘smart’ subordinate courts (SBC) in select locations, including equipment and facilities are generally low, temporary and easily managed with the application of environmental, health and safety mitigation measures. Some of the project construction impacts are related to construction phase of the project will entail (1) labor and working conditions including (Occupational Health and Safety (OHS), (2) traffic impacts associates with transportation of materials to and from construction/rehabilitation sites (3) community health and safety risks such as, dust, noise, and vibration from construction vehicle transit, and communicable diseases associated with the influx of temporary construction labor, (4) waste generation and management (including hazardous waste: potential of asbestos containing materials in old buildings) and increased generation of e-waste from introduction of electronic filing, etc (5) air pollution and noise from construction machinery and (6) noise and vibration impacts, (7) soil disturbance and loss during earthmoving, tree-cutting and loss of vegetation, (8) Impact on resources use such as increased water scarcity: Construction activities will involve use of local resources such as water and other construction materials. Areas where there is scarcity of water may become worse due to increased pressure on water resources for construction activities and labor force in the site. The operation and maintenance phase impacts will entail (1) Increase in waste generation: Solid waste will be generated from operation of court services such as increased generation of e-waste from introduction of electronic filing, etc. Office wastes will include paper , empty bottles, packaging materials (like boxes, etc.). These wastes may pose significant effect on the physical environment if will not be managed properly. (2) Health and safety risks risks associated with poor working practices, fire sources, equipment type, level of safety knowledge to workers, type of materials handled and prolonged working hours along with excessive concentration leading to fatigue. The WBG’s General Environmental Health and Safety (EHS) Guidelines will be carefully assessed and used particularly to address issues related to project environmental risks. Most of the identified impacts/risks are site-specific, short term (i.e., limited to construction)

#### A.2 Social Risk Rating

Moderate

*[Summary of key factors contributing to risk rating, in accordance with the ES Directive and the Technical Note on Screening and Risk Classification under the ESF – Max. character limit 4,000]*

The social risk classification for the project is moderate. The social risks are assessed to be moderate. All constructions and renovation of subordinate courts (SBC) are expected to be done within the existing structure, and therefore, land acquisition is not anticipated. However, activities involve access to justice services, court efficiency and citizen, stakeholders’ engagement, capacity building, change management might which designed to challenge norms and beliefs about gender equality, gender imbalance, fairness, equality, legitimacy, reducing barriers in access to justice and bringing women’s voice and to the justice process might cause resistance. Other social risks include (i) exclusion

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of, women, the elderly, and other vulnerable groups, resulting from limited access to information and project benefits, (ii) OHS risks related to construction/rehabilitation activities; and (iii) GBV/SEA-SH risks. Labor risks expected to be moderate, and the project does not anticipate resettlement activities. Other risks might be associated with exclusion of People with Disabilities, and the project will apply inclusion strategies, for instance, the universal access in new buildings/construction as well as availability of tools and equipment accessible to the people with the disabilities (digitalization activities) and inclusive communication and outreach that enables the infrastructure and tools to be accessed by beneficiaries who are illiterate or have disabilities.

*[Summary of key factors contributing to risk rating. This attribute is only for the internal version of the download document and not a part of the disclosable version – Max. character limit 8,000]*

**B. Environment and Social Standards (ESS) that Apply to the Activities Being Considered**

**B.1 Relevance of Environmental and Social Standards**

**ESS1 - Assessment and Management of Environmental and Social Risks and Impacts**

Relevant

*[Explanation - Max. character limit 10,000]*

Assessment and management of environmental and social risks and impacts will be required for the proposed activities under the project. Implementation will be by the Judiciary of Zanzibar. The impacts to be generated will be site specific and of moderate in significance and can be easily mitigated by putting in place appropriate measures. Potential impacts and risks are expected to be site specific and largely during construction stage of the buildings. Potential risks and impacts include: (i) labour influx and related risks related to construction activities (ii) exposure to diseases and other communicable diseases among communities and workers during consultations and trainings, and during construction & rehabilitation activities; (iii) Noise and air pollution of air and noise pollution related to works in construction sites and construction traffic; (iv) possible increase in traffic and accidents during construction; (v) loss of vegetation; (vi) construction related risks and occupational health and safety hazards during construction “labor related risks including OHS risks during construction and rehabilitation activities and (vii) OHS risks during operation; (viii) generation of waste (including construction waste); (ix) exclusion and gender discrimination in labor for construction and operation; (x) exclusion of PWDs, women, the elderly, and other vulnerable groups, resulting from limited access to information and project benefits; and (xi) GBV/SEA-SH risks. Based on s preliminary assessment the following instruments have been prepared (i)Labour Management Procedures (LMP); (ii) Stakeholder Engagement Plan (SEP); (iii)Environmental and Social Management Framework (ESMF) all these documents will be disclosed prior appraisal and (iv) an Environmental and Social Commitment Plan (ESCP) to be disclosed prior to project appraisal and final version after negotiations which will be agreed upon with the borrower and will set out the adequate measures and actions that have been prepared for the project to meet environmental and social requirements during project implementation. ESMP will be prepared prior to bidding process.

**ESS10 - Stakeholder Engagement and Information Disclosure**

Relevant

*[Explanation - Max. character limit 10,000]*

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The project has prepared a Stakeholder Engagement Plan (SEP), in line with national law and ESS10 to guide stakeholder identification, analysis, consultation, information disclosure, and project engagement strategies, and will ensure special attention to the needs and interests of women, the elderly, persons with disabilities, the extremely poor, and other members of vulnerable groups. Project stakeholders include (i) local communities in Zanzibar; (ii) government institutions such as Judiciary of Zanzibar; and (iii) persons with disabilities and other vulnerable persons within the affected communities. These stakeholders shall be consulted and engaged throughout the project preparation and implementation phases, along with other stakeholders to be identified during project preparation. The Borrower will prepare and disclose the SEP prior to appraisal in align with national law and ESS10 and will ensure special attention to the needs and interests of women, the elderly, persons with disabilities, the extremely poor, and other members of vulnerable groups. These stakeholders shall be consulted and engaged throughout the project preparation and implementation phases, along with other stakeholders to be identified during the project cycle. The SEP, which will be disclosed prior to project Appraisal, provides comprehensive guidance on culturally and gender appropriate consultation and information disclosure for stakeholders, including those already identified and those stakeholders yet to be identified, outlining the principles and a strategy to identify stakeholders and implement the engagement process that will be followed once the specific project locations and local stakeholders are identified. During project preparation, the Borrower carried out stakeholder consultation activities to inform project design and the preparation of the E&S risk management instruments. The SEP has included evidence of the stakeholder engagement activities carried out so far. The project will establish and operate an inclusive, culturally appropriate, and accessible Grievance Redress Mechanism (GRMs), included in the SEP, in line with ESS10, for all project affected persons and other interested parties, which will allow for submission of anonymous complaints. The GRM's grievance redress committees will include mechanisms to receive grievances through representatives from project affected communities. The GRM will provide for a survivor centered, confidential channel for persons to submit complaints related to SEA/SH and GBV, to avoid the risk of stigmatization, exacerbation of the mental/psychological harm, and potential reprisal. Additional details about the stakeholder engagement process and grievance mechanism will be included in the SEP.

**ESS2 - Labor and Working Conditions**

Relevant

*[Explanation - Max. character limit 10,000]*

The project will involve use of construction and operation related labor. The exact labor use will be determined during project implementation and in the works contract. Project will involve: (i) direct workers for the project implementation agencies; and (ii) contract/subcontract workers. Project labor- related risks and impacts, include: (i) lack of compliance with national labor and OHS laws; (ii) OHS risks during construction and rehabilitation activities; (iii) Unsafe and unhealthy working conditions, and the health of workers; (iv) construction related injuries; (v) exposure to dust and noise pollution; (vi) discrimination in recruitment and employment based on gender, disability, and other personal characteristics; (v) SEA/SH in the workplace; (vii) child labor; (viii) lack of GRM for workers to submit workplace-related complaints. The project will not employ/engage anyone under 18 years of age for project-related work. The LMP will contain a worker Code of Conduct. The Borrower will ensure that the OHS requirements identified by the project are included in the contractor's contracts. OHS measures will be included in the contracts of firms to ensure contractual obligation and ensure compliance with ESS2, and national legislation and project specific OHS requirements per LMP and ESMF. The project will not employ/engage anyone under 18 years of age for project-related work. The Borrower has prepared LMP in line with national law and ESS2, with detailed provisions on terms and conditions of employment, non-discrimination in recruitment and employment, prohibitions on child labor and



forced/trafficked labor, and on OHS in the workplace and worker camps. The LMP has included a dedicated grievance mechanism for all direct and contracted/subcontracted project workers to raise workplace complaints, including relating to job-related sexual harassment. The LMP has a worker Code of Conduct with SEA/SH provisions, and set out roles and responsibilities for monitoring the conduct and safety of project. The final version of the LMP is expected to be disclosed prior to contractor’s bidding processes. Labour influx is not anticipated as the project is likely to use local contractors and local labour. The ESMPs shall include a site-specific OHS plan to reduce OHS risks according to this ESS.

**ESS3 - Resource Efficiency and Pollution Prevention and Management**

Relevant

*[Explanation - Max. character limit 10,000]*

The project present Risks/Impacts linked to generation of electronic wastes as well as possible construction and hazardous wastes and used PPEs. For rehabilitation of existing building assessment and management of environmental liabilities (i.e. asbestos, lead based paints, etc.) will be conducted in line with GIIP. The ESMP will assess all these risks/impacts and proposed measures to mitigate them through a waste management plan. The construction of the court buildings will incorporate energy-efficient designs to reduce the need for cooling, ventilation and lighting (green certified); a construction waste management plan to recycle or reuse materials during and after construction; and sustainable drainage systems through the use of perimeter channels, and soft landscaping to reduce water run-off. A forward-looking and flexible design for the court buildings will facilitate the continued efficient use of new/renovated court infrastructure notwithstanding changes to demand and technology over time. The proposed court renovation will incorporate energy-efficient designs and measures, such as heating, ventilation and air-conditioning (HVAC) systems, “smart” lighting controls, and water conservation as foreseen subcomponent 1.1. Measures for resource efficiency (energy, water and raw materials) will be assessed in line with this ESS and WB General EHS guidelines on energy conservation and water conservation.

**ESS4 - Community Health and Safety**

Relevant

*[Explanation - Max. character limit 10,000]*

The key community health and safety risks identified for the project include (i) risks related to the potential social exclusion of vulnerable groups, including PwDs from the project and/or from selection as beneficiaries; and (ii) risks related to gender, GBV and SEA/SH. To address risks related to social and economic exclusion, including participation of vulnerable groups, the project will ensure there is effective inclusion of all relevant stakeholders in the community throughout project implementation, from design, implementation and operation through continuous meaningful stakeholder engagement. Risks related to structural safety of buildings, as well as fire safety standards will also be assessed. An emergency preparedness and response measures to be included in the ESMPs. In order to prevent and mitigate any negative risks and impacts, the project will further identify risks and impacts and propose mitigation measures in accordance with the mitigation hierarchy and the ESS4, the requirements of the Occupational Safety and Health Act No 8 of 2005 and its accompanying regulations and document mitigation measures in the project's ESIA and subproject ESMPs for implementation by the contractor under the supervision of the JoZ.

**ESS5 - Land Acquisition, Restrictions on Land Use and Involuntary Resettlement**

Not Currently Relevant

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*[Explanation - Max. character limit 10,000]*

Not Relevant

**ESS6 - Biodiversity Conservation and Sustainable Management of Living Natural Resources**

Relevant

*[Explanation - Max. character limit 10,000]*

This standard is relevant. Construction of new courts and renovations of the existing subordinate courts and installation of new equipment will need more energy and water to operate in this case, the demand for electricity and water might increase and trigger pressure on the resources. The ESMF will recommend further assessment during site specific ESIA studies and accompanying ESMP to consider biodiversity and natural resources prior to implementation and appropriate mitigation measures to be identified.

**ESS7 - Indigenous Peoples/Sub-Saharan African Historically Underserved Traditional Local Communities**

Not Currently Relevant

*[Explanation - Max. character limit 10,000]*

Not relevant

**ESS8 - Cultural Heritage**

Relevant

*[Explanation - Max. character limit 10,000]*

This standard is relevant. Due to nature of activities particularly the construction of new Court building (5 District Courts and one Integrated Justice Center (ICJ) which will involve excavation of foundations and construction materials which by chance may encounter any physical cultural resources during subprojects implementation. For such cases risks and impacts of damage of physical cultural resources may occur. The project ESMF will include a generic chance finds procedure to assess and manage risks and impacts on physical cultural resources which will be upgraded into a detailed chance find procedure in the ESIA. Once these intervention areas are identified, the project ESIA will identify project-specific risks and impacts on cultural heritage, tangible and intangible, and develop a Chance Finds Procedure, as well as additional measures as needed.

**ESS9 - Financial Intermediaries**

Not Currently Relevant

*[Explanation - Max. character limit 10,000]*

Not relevant

**B.2 Legal Operational Policies that Apply**

**OP 7.50 Operations on International Waterways**

No

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**OP 7.60 Operations in Disputed Areas**

No

**B.3 Other Salient Features**

**Use of Borrower Framework**

No

*[Explanation including areas where "Use of Borrower Framework" is being considered - Max. character limit 10,000]*

NA

**Use of Common Approach**

No

*[Explanation including list of possible financing partners – Max. character limit 4,000]*

NA

**B.4 Summary of Assessment of Environmental and Social Risks and Impacts**

*[Description provided will not be disclosed but will flow as a one time flow to the Appraisal Stage PID and PAD – Max. character limit 10,000]*

Environmental and social risks from construction activities are expected to be Moderate, and mitigation measures to manage E &S risks and impacts will be considered. The project involves construction and rehabilitation activities, and likely to attract site-specific environmental and social risks to communities where construction will take place. If activities require additional land, land acquisition/resettlement activities are expected to occur. The envisaged impacts are related to (i) traffic management during the construction phase, (ii) disposal and management of waste/spoil during the construction phase, (iii) occupational health and safety of workers, (iv) nuisances related to air and noise emissions from construction activities, and (v) community health and safety. Measures to mitigate these risks and impacts will further be assessed as part of preparation of instruments to be prepared as part of the project (ESIAs and its accompanying ESMPs). The project is expected to have a positive social impact at the individual and community level in that it will promote accessibility of legal/court service. Social risks might involve challenge of culture, behaviors and traditional beliefs towards women. Other risks might be associated with exclusion of people with disabilities, and the project will apply inclusion strategies, for instance, the universal access in new buildings/construction as well as availability of tools and equipment accessible to the people with the disabilities (digitalization activities). Labor risks are expected to be moderate. Given limited capacity and experience of the implementing agencies with ESF the proposed lending operation will need to recruit/ assign one Environmental Specialist with experience on OHS and one Social Specialist to ensure compliance.

**C. Overview of Required Environmental and Social Risk Management Activities**

**C.1 What Borrower environmental and social analyses, instruments, plans and/or frameworks are planned or required by implementation?**

*[Description of expectations in terms of documents to be prepared to assess and manage the project’s environmental and social risks and by when (i.e., prior to Effectiveness, or during implementation), highlighted features of ESA documents, other project documents where environmental and social measures are to be included, and the related due diligence*

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*process planned to be carried out by the World Bank, including sources of information for the due diligence - Max. character limit 10,000]*

The following E&S risk management documents will be prepared and disclosed before appraisal:

- (i) Stakeholders Engagement Plan (SEP)
- (ii) Environmental and Social Commitment Plan (ESCP)
- (iii) Labor Management Procedure (LMP)
- (iv) Environmental and Social Management Framework

The following E&S risk management documents expected to be finalized prior to the beginning of the contractors' bidding processes.

- (iV) An ESMP

### III. CONTACT POINT

#### World Bank

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### IV. FOR MORE INFORMATION CONTACT

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### V. APPROVAL

Task Team Leader(s):	Benjamin Ndazi Mtesigwa, Donna Louise Andrews
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ADM Environmental Specialist:	Edina Kokusima Kashangaki
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ADM Social Specialist:	Roselyn Wilbard Kaihula
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