

Yayasan Transparasi Sumber Daya Ekstraktif (Publish What You Pay Indonesia)

Citizen Monitoring and Engagement for Transparency and Accountability of Licensing and Revenue Management in Mining Sector Project

DRAFT

ENVIRONMENTAL and SOCIAL COMMITMENT PLAN (ESCP)

September 2020

ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN

1. *Yayasan Transparasi Sumber Daya Ekstraktif (Publish What You Pay Indonesia)* (hereinafter **YTSDE-PWYP Indonesia**) will implement the Citizen Monitoring and Engagement for Transparency and Accountability of Licensing and Revenue Management in Mining Sector Project (the **Project**). The *International Bank for Reconstruction and Development* (hereinafter the **Bank**), acting as administrator of grant funds provided by donors under the Extractives Global Programmatic Support Multi-Donor Trust Fund Multi Donor Trust Fund has agreed to provide financing for the Project.
2. **YTSDE-PWYP Indonesia** will implement material measures and actions so that the Project is implemented in accordance with the Environmental and Social Standards (**ESSs**). This Environmental and Social Commitment Plan (**ESCP**) sets out material measures and actions, any specific documents or plans, as well as the timing for each of these.
3. **YTSDE-PWYP Indonesia** will also comply with the provisions of any other E&S documents required under the ESF and referred to in this ESCP, such as the Labor Management Procedure (LMP) and Stakeholder Engagement Plans (SEP), and the timelines specified in those E&S documents.
4. **YTSDE-PWYP Indonesia** is responsible for compliance with all requirements of the ESCP.
5. Implementation of the material measures and actions set out in this ESCP will be monitored and reported to the **Bank** by **YTSDE-PWYP Indonesia** as required by the ESCP and the conditions of the legal agreement, and the **Bank** will monitor and assess progress and completion of the material measures and actions throughout implementation of the Project.
6. As agreed by the **Bank** and **YTSDE-PWYP Indonesia**, this ESCP may be revised from time to time during Project implementation, to reflect adaptive management of Project changes and unforeseen circumstances or in response to assessment of Project performance conducted under the ESCP itself. In such circumstances, **YTSDE-PWYP Indonesia** will agree to the changes with the **Bank** and will update the ESCP to reflect such changes. Agreement on changes to the ESCP will be documented through the exchange of letters signed between the **Bank** and the **YTSDE-PWYP Indonesia**. The **YTSDE-PWYP Indonesia** will promptly disclose the updated ESCP.
7. Where Project changes, unforeseen circumstances, or Project performance result in changes to the risks and impacts during Project implementation, the **YTSDE-PWYP Indonesia** shall provide additional funds, if needed, to implement actions and measures to address such risks and impacts, which may include labor influx, health and safety, and gender-based violence.

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY/AUTHORITY
MONITORING AND REPORTING			
A	REGULAR REPORTING 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, stakeholder engagement activities, functioning of the feedback mechanism(s).	<i>Six-monthly reporting throughout Project implementation.</i>	<i>YTSDE-PWYP Indonesia</i>
B	INCIDENTS AND ACCIDENTS 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 serious-lost time injuries and/or fatalities. Provide sufficient detail regarding the incident or accident, indicating immediate measures taken or that are planned to be taken to address it. Subsequently, as per the Bank's request, prepare a report on the incident or accident and propose any measures to prevent its recurrence.	<i>Notify and provide written report to the Bank within 48 hours after learning of the incident or accident.</i>	<i>YTSDE-PWYP Indonesia</i>
ESS 1: ASSESSMENT AND MANAGEMENT OF ENVIRONMENTAL AND SOCIAL RISKS AND IMPACTS			
1.1	ORGANIZATIONAL STRUCTURE Establish and maintain an organizational structure with qualified staff and resources to support management of E&S risks. Appoint [personnel to act as] focal points for managing E&S risks of the project (E&S Focal Points).	<i>E&S Focal Points to have started in their roles by no later than 30 days following Project effectiveness.</i> <i>The E&S Focal Points, should be maintained throughout Project implementation.</i>	<i>YTSDE-PWYP Indonesia</i>
ESS 2: LABOR AND WORKING CONDITIONS			
2.1	LABOR MANAGEMENT PROCEDURES Implement the Labor Management Procedures (LMP) for the Project.	<i>Throughout Project implementation.</i>	<i>YTSDE-PWYP Indonesia</i>
2.2	GRIEVANCE MECHANISM FOR PROJECT WORKERS Maintain and operate a grievance mechanism for Project workers in the LMP and consistent with ESS2.	<i>Throughout Project implementation.</i>	<i>YTSDE-PWYP Indonesia</i>

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY/AUTHORITY
2.3	PERSONAL HEALTH AND SAFETY MEASURES Adopt and implement personal health and safety measures, provision and use of PPEs, and other provisions in compliance to the Government of Indonesia's Labor Law for project workers in the LMP.	Throughout Project implementation.	YTSDE-PWYP Indonesia
ESS 7: INDIGENOUS PEOPLES			
7.1	INCLUSIVE AND MEANINGFUL CONSULTATIONS Adopt and implement a Stakeholder Engagement Plan (SEP) which includes procedures for inclusive and meaningful community consultations in locations where there are presence of Indigenous Peoples, including Masyarakat Adat.	Throughout Project implementation.	YTSDE-PWYP Indonesia
7.2	GRIEVANCE MECHANISM: Adopt and implement a SEP which includes a feedback and grievance mechanism for Indigenous Peoples, including Masyarakat Adat.	Throughout Project implementation.	YTSDE-PWYP Indonesia
ESS 10: STAKEHOLDER ENGAGEMENT AND INFORMATION DISCLOSURE			
10.1	STAKEHOLDER ENGAGEMENT PLAN PREPARATION AND IMPLEMENTATION Adopt and implement a Stakeholder Engagement Plan (SEP). Maintain requirements in the SEP that the project will facilitate Multi-Stakeholder Forum (MSF) meetings in the targeted provinces at least two times annually to discuss and report on project implementation with the partners and that the publication for the project will be published through various media both at national and local levels.	Throughout Project implementation.	YTSDE-PWYP Indonesia
10.2	PROJECT FEEDBACK GRIEVANCE MECHANISM: Adopt and implement a SEP which includes clear and accessible procedures for a feedback grievance mechanism.	Throughout Project implementation.	YTSDE-PWYP Indonesia

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY/AUTHORITY
CAPACITY SUPPORT (TRAINING)			
CS1	<p>Capacity building for E&S focal points, PWYP staff, partner implementing CSOs and MSF stakeholders on:</p> <ul style="list-style-type: none"> ESF Introduction and ESS requirements. This includes capacity building on various relevant aspects under the World Bank's Environmental and Social Framework, including, meaningful stakeholder and community engagement and consultations, including culturally-appropriate consultations with Indigenous Peoples and vulnerable groups, management of grievances, prevention of Sexual, Exploitation and Abuse/Sexual Harassment (SEA/SH) and Violence Against Children (VAC) and Code of Conduct for project's workers and the basics of Occupational Health and Safety (OHS). Implementation of the project's Labor Management Plan (LMP) Implementation of the project's Stakeholder Engagement Plan (SEP). 	<p><i>Six-monthly throughout Project implementation.</i></p>	<p><i>YTSDE-PWYP Indonesia</i></p>