

 Early Warning System

ADB-56272-001

Nhava Sheva Container Terminal Financing Project



Quick Facts

Countries	India
Specific Location	Sheva Island, Mumbai, Maharashtra
Financial Institutions	Asian Development Bank (ADB)
Status	Approved
Bank Risk Rating	B
Voting Date	2023-01-17
Borrower	Nhava Sheva Freeport Terminal Private Limited
Sectors	Industry and Trade, Infrastructure, Transport
Potential Rights Impacts	Cultural Rights, Healthy Environment, Housing & Property, Labor & Livelihood, Marginalized Groups
Investment Type(s)	Loan
Investment Amount (USD)	\$ 131.00 million
Loan Amount (USD)	\$ 131.00 million
Project Cost (USD)	\$ 187.00 million



Project Description

According to ADB, Jawaharlal Nehru Port Authority is under process of re-development of Jawaharlal Nehru Port Container Terminal (JNPCT) through public-private partnership on upgradation, operation, maintenance and transfer basis to increase JNPCT's maximum capacity to 1.8 million TEUs annually. The work has been awarded for 30-year built operate and transfer concession to Nhava Sheva Freeport Terminal Private Limited (NSFTPL).

ENVIRONMENTAL AND SOCIAL SAFEGUARDS

The Project has been categorized as Category "B" for environment, "C" for Indigenous People and Involuntary Resettlement as per ADB safeguard policy. The rationale for the project categorization is Environment and Social Compliance Audit Report based on assessment of limited environmental impacts associated with the operations of the terminal which can be mitigated by developing and implementing adequate management measures. Also, project does not require additional land, hence involuntary resettlement and impacts on indigenous people are not envisaged.



People Affected By This Project

According to ADB's Environment and Social Audit, the following are the land and resettlement impacts by the project:

- Review of google satellite imagery indicates that there are no human settlements within 5 Kms of the proposed project site. The nearest village Sheva is located approximately 8km and Uran is located 14 kms from the project site. The existing port has been operational for more than 33 years. As the proposed project is located within the port area, the project itself is not expected to have a resettlement or economic displacement impact or negative social impact on the nearest communities.
- As per the consultations with JNPA and community it was understood that some PAPs (from the Sheva and Hanuman Koliwada community) have claims that the rehabilitation of displaced families was not done as per the agreement with the affected people. PAPs were claiming that land acquiring body had resettled them on the smaller land parcels (villages Sheva & Hanuman Koliwada) and as per R&R scheme they were to be provided with bigger land parcels. These claims are on-going and are addressed by the concerned District collector Raigarh. Besides that, there are some disputes regarding the rates of property tax levied by the respective Gram Panchayat. As informed, JNPA is due to reach the final settlement regarding property tax rates. JNPA did not provide further details of villages, plots, or claims so further detailed assessment on any aspect pending from past acquisition was not possible.
- Out of the 3,402 Ha of land which is under possession of JNPA 54.74 Ha of land is under existing terminal (about 1.6% of total area). The concession authority (JNPA) will indemnify the concessionaire against any land related claims/ dispute. Any land related legacy does not affect the proposed project because the entire land ownership is vested with JNPA and only 54.74 Ha of land is given for 30 years of concession period.



Investment Description

- Asian Development Bank (ADB)

The financing package comprises \$61.4 million from ADB's ordinary capital resources and \$69.6 million from JICA- funded Leading Asia's Private Infrastructure Fund (LEAP) administered by ADB. The funds will be used to upgrade existing berths and yards and install additional energy-efficient equipment such as electric quay cranes. These upgrades will expand the terminal's container handling capacity and attract vessels operating on important international shipping lanes.



Private Actors Description

Nhava Sheva Freeport Terminal Private Limited (NSFTPL) is a special purpose vehicle established as a consortium between JM Baxi Ports and Logistics Limited and CMA Terminals (100% subsidiary of CMA CGM Group). The special purpose vehicle was formed for operation of (JNPCT) which is currently being operated by Jawaharlal Nehru Port Authority (JNPA). Concessionaire Agreement was executed between JNPA and NSFTPL on 29 July 2022 for upgradation, operation, maintenance and transfer of JNPCT on Public-Private Partnership basis.



Private Actor 1	Private Actor 1 Role	Private Actor 1 Sector	Relation	Private Actor 2	Private Actor 2 Role	Private Actor 2 Sector
-	-	-	-	CMA-CGM Group	Parent Company	Industry and Trade
-	-	-	-	JM Baxi Ports & Logistics Ltd	Parent Company	Industry and Trade
-	-	-	-	Nhava Sheva Freeport Terminal Private Limited	Subsidiary	-



Contact Information

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ACCESS TO INFORMATION

You can submit an information request for project information at: <https://www.adb.org/forms/request-information-form>

ADB has a two-stage appeals process for requesters who believe that ADB has denied their request for information in violation of its Access to Information Policy. You can learn more about filing an appeal at: <https://www.adb.org/site/disclosure/appeals>

ACCOUNTABILITY MECHANISM OF ADB

The Accountability Mechanism is an independent complaint mechanism and fact-finding body for people who believe they are likely to be, or have been, adversely affected by an Asian Development Bank-financed project. If you submit a complaint to the Accountability Mechanism, they may investigate to assess whether the Asian Development Bank is following its own policies and procedures for preventing harm to people or the environment. You can learn more about the Accountability Mechanism and how to file a complaint at: <http://www.adb.org/site/accountability-mechanism/main>.



Bank Documents

- [Nhava Sheva Container Terminal Financing Project: Final Environment and Social Compliance Audit Repo](#) [Original Source]
- [Nhava Sheva Container Terminal Financing Project: Initial Environmental and Social Examination](#) [Original Source]
- [Nhava Sheva Container Terminal Financing Project: Initial Poverty and Social Analysis](#) [Original Source]
- [Project Disclosure PDF](#) [Original Source]
- [Support Through JICA-funded “LEAP” \(Private Sector Investment Finance\): Assisting the expansion of a](#)

Media

- [ADB Signs \\$131 Million Loan to Support the Jawaharlal Nehru Port Container Terminal Upgrade, Enhance](#)