

UKRAINE

Eastern Ukraine: Reconnect, Recover, Revitalize (3R) Project

ENVIRONMENTAL and SOCIAL COMMITMENT PLAN (ESCP)

June 2020

ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN

1. Ukraine (hereinafter, the **Borrower**) will implement the Reconnect, Recover, Revitalize (3R) Project (the **Project**), with the involvement of the following agencies: the Ministry for Reintegration of Temporarily Occupied Territories of Ukraine (implementing Components 2, 3 and 4) and the State Road Agency of Ukraine (implementing Component 1), and their respective PIUs (hereinafter, PIUs). The International Bank for Reconstruction and Development (hereinafter the **Bank**) has agreed to provide financing for the Project.
2. The Borrower shall 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. The Borrower shall also comply with the provisions of any other E&S documents required under the ESF and referred to in this ESCP, such as Environmental and Social Management Framework (ESMF), Resettlement Policy Framework (RPF), Labor Management Procedures (LMP), and Stakeholder Engagement Plans (SEP), and the timelines specified in those E&S documents.
4. The Borrower is responsible for compliance with all requirements of the ESCP even when implementation of specific measures and actions is conducted by the Ministry, agency or unit referenced in 1. above.
5. Implementation of the material measures and actions set out in this ESCP shall be monitored and reported to the Bank as required by the ESCP and the conditions of the legal agreement, and the Bank shall monitor and assess progress and completion of the material measures and actions throughout implementation of the Project.
6. As agreed by the Bank and the Borrower, 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, the Borrower shall agree to the changes with the Bank and will update the ESCP to reflect such changes. Agreement on changes to the ESCP shall be documented through the exchange of letters signed between the Bank and the Borrower. The Borrower shall, through implementing agencies referenced above under 1., 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 Borrower shall provide additional funds, if needed, to implement actions and measures to address such risks and impacts as identified in the ESMF, RPF, LMP, and SEP.

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY/AUTHORITY
MONITORING AND REPORTING			
A	<p>REGULAR REPORTING</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&S documents required under the ESCP, stakeholder engagement activities, functioning of the grievance mechanisms.</p>	<p>Quarterly reporting beginning with the first quarter following the Effectiveness Date</p> <p>Throughout Project implementation</p>	<p>The State Road Agency of Ukraine and the Ministry for Reintegration of Temporarily Occupied Territories as part of 3R project reporting processes</p>
B	<p>INCIDENTS AND ACCIDENTS</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. Provide sufficient detail regarding 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 supervising entity, as appropriate. Subsequently, as per the Bank’s request, prepare a report on the incident or accident and propose any measures to prevent its recurrence.</p>	<p>Throughout project implementation</p> <p>Notify the Bank within 48 hours after learning of the incident or accident</p> <p>A subsequent report would be provided within a timeframe acceptable to the Bank</p>	<p>The State Road Agency of Ukraine and the Ministry for Reintegration of Temporarily Occupied Territories</p>
ESS 1: ASSESSMENT AND MANAGEMENT OF ENVIRONMENTAL AND SOCIAL RISKS AND IMPACTS			
1.1	<p>ORGANIZATIONAL STRUCTURE</p> <p>Establish an organizational structure/Project Implementation Units with qualified staff to support management of risks including social and environment specialists, and public relation/stakeholder engagement specialist responsible for ensuring full compliance with the ESF and relevant instruments</p>	<p>Three months after Project Effectiveness Date and maintained throughout Project implementation</p>	<p>The State Road Agency of Ukraine and the Ministry for Reintegration of Temporarily Occupied Territories (UAD PIU already established; MRTOT PIU to be established within three months after Project Effectiveness Date)</p>

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY/AUTHORITY
1.2	<p>ENVIRONMENTAL AND SOCIAL ASSESSMENT</p> <p>Undertake environmental and social screening of proposed subprojects against key social and environmental risks in accordance with the Environmental and Social Management Framework (ESMF) which has been prepared for the Project and disclosed and adopted by the Borrower; provide written social and environmental screening report quarterly</p>	<p>Quarterly and throughout Project implementation</p> <p>Screening for sub-projects with E&S impacts and risks shall not be undertaken until the PIU within the Ministry for Reintegration of Temporarily Occupied Territories is established with the requisite Environmental and Social staff in place</p>	<p>The State Road Agency of Ukraine and the Ministry for Reintegration of Temporarily Occupied Territories</p>
1.3	<p>MANAGEMENT TOOLS AND INSTRUMENTS</p> <p>For all subprojects approved for financing under the Project, draft, adopt, and implement the individual subproject Environmental and Social Management Plans (ESMPs) pursuant to the ESMF (and templated ESMP) in a manner consistent with the ESSs and acceptable to the Bank</p>	<p>Once finalized the ESMPs shall be implemented throughout Project implementation period. No activities that may have social or environmental impacts should be undertaken until the PIU within the Ministry for Reintegration of Temporarily Occupied Territories is established with the requisite Environmental and Social staff in place</p>	<p>The State Road Agency of Ukraine and the Ministry for Reintegration of Temporarily Occupied Territories</p>
1.4	<p>Incorporate the relevant aspects of the ESCP, including requirement to comply with ESMP and Labor Management Procedures, into the ESHS specifications of the procurement documents. Ensure that the requirement to produce Contractor’s ESMP, LMPs, GRM for Contractor’s personnel, and ESHS Code of Conduct are included into bidding documents for civil works contracts.</p> <p>Thereafter ensure that the contractors comply with the ESHS specifications of their respective contracts.</p>	<p>Throughout Project implementation</p>	<p>The State Road Agency of Ukraine and the Ministry for Reintegration of Temporarily Occupied Territories</p>
ESS 2: LABOR AND WORKING CONDITIONS			

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY/AUTHORITY
2.1	<p>LABOR MANAGEMENT PROCEDURES</p> <p>Implement the Labor Management Procedures (LMPs) that have been developed for the Project.</p>	Throughout project implementation	The State Road Agency of Ukraine and the Ministry for Reintegration of Temporarily Occupied Territories
2.2	<p>GRIEVANCE MECHANISM FOR PROJECT WORKERS</p> <p>Establish, maintain, and operate a grievance mechanism for Project workers, as described in the LMP and consistent with ESS2.</p>	GRM to be established not later than the Effectiveness Date and prior to engaging Project workers and maintained throughout Project implementation.	The State Road Agency of Ukraine and the Ministry for Reintegration of Temporarily Occupied Territories
2.3	<p>OCCUPATIONAL HEALTH AND SAFETY (OHS) MEASURES</p> <p>Prepare, adopt, and implement occupational, health and safety (OHS) measures specified in the ESMP.</p>	Before start of civil work and thereafter throughout project implementation	The State Road Agency of Ukraine and the Ministry for Reintegration of Temporarily Occupied Territories
2.4	<p>MRTOT shall enter into an agreement with the State Emergency Service of Ukraine to: (i) conduct an initial assessment of mine/UXO risks in project areas to inform design/feasibility studies for infrastructure investments; (ii) undertake a mine/UXO technical survey in chosen civil works locations as required based on the initial assessment; and (iii) conduct any mine/UXO removal according to national and international procedures.</p> <p>MRTOT shall hire a demining/UXO contractor to provide independent technical, financial and legal advice on all aspects of land mine/UXO-related activities of the project, with terms of reference acceptable to the Bank.</p>	<p>Prior to effectiveness</p> <p>Prior to tendering civil works</p>	The Ministry for Reintegration of Temporarily Occupied Territories
ESS 3: RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT			

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY/AUTHORITY
3.1	<p>RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT</p> <p>Incorporate requirement that technical design should be resource-efficient, focused on preventing pollution, envisage climate change adaptation measures, sustainable and environmentally-sound, accessible and inclusive into procurement documents</p>	<p>Prior to tendering design works</p> <p>Throughout project implementation</p>	The State Road Agency of Ukraine and the Ministry for Reintegration of Temporarily Occupied Territories
3.2	<p>Include measures to prevent pollution during construction and operation into Contractors' ESMPs (including development of Waste Management Plan) following guiding principles of the ESS 3, ESMF and the WBG EHS Guidelines, and duly applied</p>	Throughout project implementation	The State Road Agency of Ukraine and the Ministry for Reintegration of Temporarily Occupied Territories
3.3	<p>For subprojects that may cause increase in use of pesticides down the line, develop Pesticide Management Plan</p>	Two months after confirming the sub-projects following the E&S screening, and thereafter throughout project implementation	The State Road Agency of Ukraine and the Ministry for Reintegration of Temporarily Occupied Territories
3.4	<p>For subprojects that would generate solid/liquid waste or any other by-products at operational stage, develop Waste Management Plan for operational stage</p>	Three months before end of civil works	The State Road Agency of Ukraine and the Ministry for Reintegration of Temporarily Occupied Territories
ESS 4: COMMUNITY HEALTH AND SAFETY			
4.1	<p>TRAFFIC AND ROAD SAFETY</p> <p>Measures to protect community health and safety during construction (including development and implementation of Traffic Management Plan) are included into Contractors' ESMPs following guiding principles of the ESF and ESMF and duly applied</p>	Before start of civil works and throughout project implementation	The State Road Agency of Ukraine and the Ministry for Reintegration of Temporarily Occupied Territories
4.2	<p>COMMUNITY HEALTH AND SAFETY</p> <p>Prepare, adopt, and implement measures and action to assess and manage specific risks and impacts to the community arising from Project activities, and include these measures in the ESMPs to be prepared in accordance with the ESMF, in a manner acceptable to the Bank</p>	Before start of civil works and throughout project implementation	The State Road Agency of Ukraine and the Ministry for Reintegration of Temporarily Occupied Territories
ESS 5: LAND ACQUISITION, RESTRICTIONS ON LAND USE AND INVOLUNTARY RESETTLEMENT			

5.1	<p>RESETTLEMENT POLICY FRAMEWORK</p> <p>Implement RPF that has been prepared, disclosed and adopted in accordance with ESS 5 and consistent with the requirements (including on preparation of site-specific Resettlement Action Plans (RAPs), if needed) that has been prepared for the Project, all in a manner acceptable to the Bank</p>	<p>Site-specific RAPs, as required, to be finalized prior to commencing of the specific works and to be followed throughout project implementation</p>	<p>The State Road Agency of Ukraine and the Ministry for Reintegration of Temporarily Occupied Territories</p>
5.2	<p>GRIEVANCE MECHANISM</p> <p>The grievance redress mechanism (GRM) to address all grievance and complaints should be described in the RPF, RAPs (if any) and SEP</p>	<p>Throughout project implementation</p>	<p>The State Road Agency of Ukraine and the Ministry for Reintegration of Temporarily Occupied Territories</p>
<p>ESS 6: BIODIVERSITY CONSERVATION AND SUSTAINABLE MANAGEMENT OF LIVING NATURAL RESOURCES</p>			
6.1	<p>BIODIVERSITY RISKS AND IMPACTS</p> <p>Incorporate requirement to locate and duly protect sensitive environmental habitats (such as Emerald sites, nature protection zones, forest etc.) into procurement documents</p>	<p>Prior to tendering civil works Throughout project implementation</p>	<p>The State Road Agency of Ukraine and the Ministry for Reintegration of Temporarily Occupied Territories</p>
<p>ESS 8: CULTURAL HERITAGE</p>			
8.1	<p>CHANCE FINDS</p> <p>Chance Finds Procedure is provided for in the ESMF and if any cultural heritage objects or intangible cultural heritage are identified during the preparation of sites-specific ESMFs, provisions will be included in all civil works contracts (to which contractors are obligated to adhere) requiring civil works to be conducted in such a way as to avoid any potential adverse impacts on historical monuments and other tangible and intangible cultural heritage</p>	<p>Throughout project implementation</p>	<p>The State Road Agency of Ukraine and the Ministry for Reintegration of Temporarily Occupied Territories</p>
<p>ESS 10: STAKEHOLDER ENGAGEMENT AND INFORMATION DISCLOSURE</p>			

10.1	<p>STAKEHOLDER ENGAGEMENT PLAN PREPARATION AND IMPLEMENTATION</p> <p>Update, disclose, adopt, and implement Stakeholder Engagement Plan</p>	<p>SEP shall be implemented throughout implementation and can be updated throughout project implementation</p>	<p>The State Road Agency of Ukraine and the Ministry for Reintegration of Temporarily Occupied Territories</p>
10.2	<p>PROJECT GRIEVANCE MECHANISM</p> <p>Maintain and operate a grievance mechanism to address all complaints and grievances, as described in the SEP</p>	<p>Throughout project implementation</p>	<p>The State Road Agency of Ukraine and the Ministry for Reintegration of Temporarily Occupied Territories</p>
CAPACITY SUPPORT (TRAINING)			
CS1	<p>TRAININGS</p> <ul style="list-style-type: none"> ■ stakeholder mapping and engagement ■ specific aspects of environmental and social assessment ■ emergency preparedness and response (including in the context of COVID-19 impacts) ■ community health and safety (including in the context of COVID-19 impacts) 	<p>Throughout project implementation, as needed and informed by project supervision</p>	<p>The State Road Agency of Ukraine and the Ministry for Reintegration of Temporarily Occupied Territories to provide training to relevant staff of the PIUs</p>