

Republic of South Africa
South African National Parks
and
Eastern Cape Parks and Tourism Agency

WILDLIFE CONSERVATION BOND (P174097)

[Draft]
ENVIRONMENTAL and SOCIAL
COMMITMENT PLAN (ESCP)

December 15, 2020

ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN

1. The South African National Parks (SANParks) and Eastern Cape Parks and Tourism Agency (ECPTA) (collectively the **Recipients**) shall implement the *Wildlife Conservation Bond Project* (the **Project**). The International Bank for Reconstruction and Development / International Development Association acting as Trustee to the Global Environmental Facility (the **Bank**) has agreed to provide financing for the Project.
2. The Recipients 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 Recipients will also comply with the provisions of any other E&S documents required under the ESF and referred to in this ESCP, such as any site specific Environmental and Social Management Plans (ESMP), Resettlement Action Plans (RAP), Indigenous Peoples Plans (IPPs) and Stakeholder Engagement Plans (SEP), and the timelines specified in those E&S documents.
4. The Recipients are responsible for compliance with all requirements of the ESCP, even when implementation of specific measures and actions is conducted by the agencies 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 by the Recipients 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 Recipients, this ESCP may be revised from time to time during Project implementation, to reflect the adaptive management of Project changes and unforeseen circumstances or in response to the assessment of Project performance conducted under the ESCP itself. In such circumstances, the Recipients will jointly agree to the changes with the Bank and shall update the ESCP to reflect such changes. Agreement on changes to the ESCP will be documented through the exchange of letters signed between the World Bank and the Recipients. The Recipients shall 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 Recipients shall provide additional funds, if needed, to implement actions and measures to address such risks and impacts, which may include but is not limited to environmental, occupational health and safety, community health and safety and gender-based violence.

ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN				
		<i>Material Measures and Actions</i>	<i>Timeframe</i>	<i>Responsibility / Authority</i>
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, implementation of the ESCP, ESMF, stakeholder engagement activities and functioning of the grievance mechanism(s).		From the Effectiveness Date, on a bi-annual basis, throughout Project implementation.	SANParks and ECPTA
B	INCIDENTS AND ACCIDENTS NOTIFICATION 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 and all stakeholders as identified in the Stakeholder Engagement Plan. 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, at the Bank's request, prepare and submit to the Bank a report on the incident or accident and propose any measures to prevent its recurrence.		Notify the Bank immediately after an incident or accident has occurred and no later 48 hours after becoming aware of the incident or accident. Prepare and submit to the Bank a report no later than two weeks following incident or accident, unless otherwise agreed in writing with the Bank.	SANParks and ECPTA
C	CONTRACTORS MONTHLY REPORTS In contracts for works using the Bank's standard procurement documents, contractors are required to provide monthly monitoring reports to the Recipients.		Any periodic reports provided by contractors to the Recipients shall be submitted to the Bank upon request.	SANParks and ECPTA
ESS 1: ASSESSMENT AND MANAGEMENT OF ENVIRONMENTAL AND SOCIAL RISKS AND IMPACTS				
1.1	ORGANIZATIONAL STRUCTURE: SANParks and ECPTA shall maintain an organizational structure with qualified staff and resources to support management of environmental and social risks throughout Project implementation, including but not limited to at least one (1) qualified environmental specialist and one (1) qualified social specialist.		No later than 30 days after the Effectiveness Date and maintained throughout Project implementation.	SANParks and ECPTA
1.2	ENVIRONMENTAL AND SOCIAL ASSESSMENT (i) Finalize, consult, disclose, and implement the Environmental and Social Management Framework (ESMF), and Stakeholder Engagement Plan (SEP) that have been prepared for the Project, in a manner acceptable to the Bank.		(i) Prior to Project Appraisal.	SANParks and ECPTA

ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN			
<i>Material Measures and Actions</i>		<i>Timeframe</i>	<i>Responsibility / Authority</i>
	<p>(ii) Screen each of the sub-projects for environmental and social risks and impacts, including but not limited to the use of security personnel, in accordance with the ESMF, the Security Personnel Management Plan, the GBV Action Plan. Provide screening report to the Bank for review and approval.</p> <p>(iii) Prepare, consult, submit for Bank review and approval, disclose, and implement the sub-project specific Environmental and Social Assessment (ESA) instruments, such as Environmental and Social Management Plans (ESMPs) and activity specific SEPs and any other instruments required for the respective Project activities based on the assessment process, in accordance with the ESSs, the ESMF, the Security Personnel Management Plan, the GBV Action Plan, Environmental, Health and Safety guidelines and other relevant Good International Industry Practice (GIIP).</p>	<p>(ii) Prior to undertaking each sub-project throughout Project implementation.</p> <p>(iii) Prior to commencement of any Project activities expected to result in environmental and social risks and impacts throughout Project implementation.</p>	
1.3	<p>MANAGEMENT OF CONTRACTORS</p> <p>Require and ensure that contractors act in accordance with this ESCP. Incorporate the relevant aspects of the ESCP, including the relevant E&S documents and/or plans, and the Labor Management Procedures, into the ESHS specifications of the procurement documents with contractors, including requests for bids. Thereafter ensure that the contractors comply with the ESHS specifications of their respective contracts.</p>	Throughout Project implementation.	SANParks and ECPTA
ESS 2: LABOR AND WORKING CONDITIONS			
2.1	<p>LABOR MANAGEMENT PROCEDURES</p> <p>Adopt and implement Labor Management Procedures in accordance with ESS2 and the ESMF, including Code of Conduct (CoC) for workers, which shall be included in the ESHS specifications of the procurement documents with contractors. Ensure that the contractors comply with the ESHS specifications of their respective contracts. CoC to include measures to prevent gender-based violence.</p>	No later than 30 days after the Effectiveness Date and before the initiation of any Project activities, throughout Project implementation.	SANParks and ECPTA
2.2	<p>GRIEVANCE MECHANISM FOR PROJECT WORKERS</p> <p>(i) Establish, maintain, and operate a grievance mechanism for Project workers, as described in the ESMF and consistent with ESS2.</p> <p>(ii) Report to the Bank on the status of this grievance mechanism, including any complaint received.</p>	<p>(i) Grievance mechanism to be operational 30 days after effectiveness date and maintained throughout Project implementation.</p> <p>(ii) Report on grievance mechanism status in bi-annual reporting to the Bank.</p>	SANParks and ECPTA

ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN				
		<i>Material Measures and Actions</i>	<i>Timeframe</i>	<i>Responsibility / Authority</i>
2.3	OCCUPATIONAL HEALTH AND SAFETY (OHS) MEASURES Adopt and implement occupational, health and safety (OHS) measures specified in the ESMF consistent with ESS2, applicable law, and the World Bank Group’s Environmental Health and Safety Guidelines (EHSs) as part of SANParks and ECPTA’s Labor Management Procedures. Ensure that contractor(s) implement OHS measures as detailed in contractor’s ESMP.		No later than 30 days after the Effectiveness Date and throughout Project implementation	SANParks and ECPTA
2.4	EMERGENCY PREPAREDNESS AND RESPONSE: As part of the OHS measures specified in 2.3 above, include measures on emergency preparedness and response consistent with ESS2 and ESS4.		Prior to initiating construction and throughout Project implementation.	SANParks and ECPTA
2.5	PROJECT WORKERS TRAINING: In accordance with action 11.1 of this ESCP, implement training of Project workers designed to ensure compliance with this ESCP and heighten awareness and mitigate risks and impacts of Project-related activities on local communities.		Prior to worker engagement, with regular refresher training.	SANParks and ECPTA
ESS 3: RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT				
3.1	RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT Relevant aspects of ESS3 shall be considered, as needed, under action 1.2 above, including but not limited to measures to design sub-projects with efficiency measures for consumption of energy, water and raw materials, as well as other resources. Procurement processes must promote and incorporate the use of efficiency products in bidding documents.		Throughout Project implementation	SANParks and ECPTA
ESS 4: COMMUNITY HEALTH AND SAFETY				
4.1	COMMUNITY HEALTH AND SAFETY Relevant aspects of this standard shall be considered, as needed, under action 1.2 above including, but not limited to, Park personnel and security; measures to minimize risks to community members from Project workers; traffic and road safety; ensure that individuals or groups who, because of their particular circumstances, may be disadvantaged or vulnerable, have access to the development benefits resulting from the Project; assess and manage the risks of labor influx; and prevent and address sexual exploitation and abuse, and sexual harassment.		Throughout Project implementation	SANParks and ECPTA
4.2	EMERGENCY RESPONSE MEASURES: As part of the OHS measures specified in 2.3 above, include community co-ordination measures on emergency preparedness and response consistent with ESS2 and ESS4..		Prior to initiating construction and throughout Project implementation.	SANParks and ECPTA
4.3	GBV AND SEA RISKS:		Submit the GBV Action Plan for the Bank’s approval before the preparation of the procurement documents for any contracts.	SANParks and ECPTA

ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN			
	<i>Material Measures and Actions</i>	<i>Timeframe</i>	<i>Responsibility / Authority</i>
	Prepare, adopt, and implement a stand-alone Gender-Based Violence Action Plan (GBV Action Plan), to assess and manage the risks of gender-based violence (GBV) and sexual exploitation and abuse/harassment (SEA/H).	Once approved, the GBV Action Plan is applicable throughout Project implementation.	
4.4	<p>SECURITY PERSONNEL: Prepare, adopt, and implement a stand-alone Security Personnel Management Plan (SPMP) consistent with the requirements of ESS4, in a manner acceptable to the Bank.</p> <p>The SPMP shall be designed to ensure that the engagement of security personnel in the implementation of Project activities is carried out in accordance with the ESSs, including through the following measures:</p> <ul style="list-style-type: none"> a) Assess the risks and impacts of engagement of the security personnel, as part of the assessment referred to in action 1.2 above, and implement measures to manage such risks and impacts, guided by the principles of proportionality and Good International Industry Practice(GIIP), and by the applicable laws, in relation to hiring, rules of conduct, training, equipping, and monitoring of such security personnel; b) If public security or military personnel is engaged on the Project, a memorandum of understanding (MoU) shall be signed between the relevant Recipient and the National Defence Force (SANDF) setting out the arrangements for the engagement of the security or military personnel under the Project, including compliance with the relevant requirements of this ESCP; c) Adopt and enforce standards, protocols and codes of conduct for the selection and use of security personnel, and screen such personnel to verify that they have not engaged in past unlawful or abusive behavior, including sexual exploitation and abuse (SEA), sexual harassment (SH) or excessive use of force; d) Ensure that such security personnel is adequately instructed and trained, prior to deployment and on a regular basis, on the use of force and appropriate conduct (including in relation to civilian-military engagement, SEA and SH, and other relevant areas), as set out in the ESMF, the SPMP, and any relevant MOU; e) Ensure that the stakeholder engagement activities under the Stakeholder Engagement Plan (SEP) is updated to consider the involvement of security personnel under the Project; 	Prior to engaging security personnel and thereafter applicable throughout Project implementation.	SANParks and ECPTA

ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN				
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	f)	Ensure that any concerns or grievances regarding the conduct of security personnel are received, monitored, documented (taking into account the need to protect the confidentiality) and resolved through the Project's grievance redress mechanism (see action 10.2 below) and reported to the Bank in accordance with action B of this ESCP.		
ESS 5: LAND ACQUISITION, RESTRICTIONS ON LAND USE AND INVOLUNTARY RESETTLEMENT				
5.1	RESTRICTION OF ACCESS	No activities under the Project are permitted that would result in land acquisition, restrictions to land use or involuntary resettlement as defined under ESS5 without the prior written consent of the Bank and preparation of the instruments required by ESS5. Unless otherwise agreed with the Bank in writing, the recipients will screen and exclude all such activities under action 1.2 of this ESCP.	Immediately inform the Bank if any potential impact, as defined under ESS5, is identified during the screening of an activity.	SANParks and ECPTA
ESS 6: BIODIVERSITY CONSERVATION AND SUSTAINABLE MANAGEMENT OF LIVING NATURAL RESOURCES				
6.1	BIODIVERSITY RISKS AND IMPACTS	As part of the ESMF implementation, assess biodiversity risks and impact, including those related to increase footfalls of tourists in protected and sensitive areas, in accordance with ESS6 and applicable legislation. Implement and monitor measures in accordance with the ESMF prepared for the Project, ESS6, applicable country legislation and in a manner acceptable to the Bank.	Throughout Project implementation	SANParks and ECPTA
ESS 7: INDIGENOUS PEOPLES/SUB-SAHARAN AFRICAN HISTORICALLY UNDERSERVED TRADITIONAL LOCAL COMMUNITIES				
7.1	INDIGENOUS PEOPLES PRESENT OR COLLECTIVELY ATTACHED TO PROJECT AREA	There are no actions under the Project related to Indigenous Peoples, and therefore no mitigation measures to be undertaken under ESS7 for the Project.	N/A	N/A
ESS 8: CULTURAL HERITAGE				
8.1	CHANCE FINDS	Develop and implement chance finds procedure as part of the ESMF developed for the Project. Chance find procedure to be part of contractor's conditions for works.	Throughout Project implementation.	SANParks and ECPTA
ESS 9: FINANCIAL INTERMEDIARIES				
9.1		There are no Financial Intermediaries involved in Project, therefore there are no mitigation measures to be undertaken under ESS9 for the Project.	N/A	N/A
ESS 10: STAKEHOLDER ENGAGEMENT AND INFORMATION DISCLOSURE				
10.1	STAKEHOLDER ENGAGEMENT PLAN IMPLEMENTATION		Throughout Project implementation	SANParks and ECPTA

ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN			
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	Adopt, and implement the Project SEP, consistent with ESS10. Consistent with action 4.4 of this ESCP, ensure that the stakeholder engagement activities under the SEP include information concerning the involvement of security personnel under the Project, including but not limited to applicable codes of conduct and procedures for the community to report any concerns or grievances regarding security personnel.		
10.2	PROJECT GRIEVANCE MECHANISM Prepare, adopt, maintain, and operate a grievance redress mechanism as described in the SEP and in accordance with ESS10 and action 4.4(f) of this ESCP.	Grievance redress mechanism to be operational within 30 days of effectiveness and maintained throughout Project implementation	SANParks and ECPTA
11	CAPACITY SUPPORT (TRAINING)		
11.1	Training topics for personnel involved in Project implementation (PA staff, stakeholders, communities, Project workers) shall include, among others: <ul style="list-style-type: none"> • Training on the WB Environment and Social Framework. • Preparation and monitoring of site-specific ESMPs and other instruments. • Assessment of biodiversity risks. • Stakeholder mapping and engagement and meaningful consultation. • Grievance mechanism and incident reporting. • Emergency preparedness and response. • Community health and safety. • Security Personnel and GBV-related risks, including the GBV Action Plan and the SPMP 	PA staff who will work on Project implementation will be trained prior to activity commencement. Throughout Project implementation	SANParks and ECPTA