

Sint Maarten National Recovery Program Bureau- NRPB

FOSTERING RESILIENT LEARNING PROJECT (FRLP)

ENVIRONMENTAL and SOCIAL COMMITMENT PLAN (ESCP)

Date: May 11th 2022

1. The National Recovery Program Bureau (NRPB) (the Recipient) will implement the Fostering Resilient Learning Project (the Project), with the involvement of the Ministry of Education, Culture, Youth, and Sport (MECYS), and other key ministries across Government. The International Bank for Reconstruction and Development (hereinafter the Bank) acting as an administrator of Sint Maarten Hurricane Irma Reconstruction, Recovery and Resilience Single-Donor Trust Fund has agreed to provide financing for the Project.
2. The Recipient shall implement material measures and actions so that the Project is implemented in accordance with the World Bank Environmental and Social Standards (ESSs). This Environmental and Social Commitment Plan (ESCP) sets out a summary of the material measures and actions.
3. The Recipient shall also comply with the provisions of any other environmental and social (E&S) instruments required under the ESSs and referred to in this ESCP, such as the Environmental and Social Management Framework (ESMF), the Labor Management Procedures (LMP), the Resettlement Action Plan (RAP), and the Stakeholder Engagement Plan (SEP), and the timelines specified in those E&S documents.
4. The Recipient is responsible for compliance with all requirements of the ESCP even when implementation of specific measures and actions is conducted by the Ministry or other key Ministries across Government 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 Recipient as required by the ESCP and the conditions of the Grant 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 the Recipient, 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, NRPB 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 NRPB. The NRPB 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 Recipient would seek necessary funding from the Ministry of General Affairs to provide additional funds, if needed, to implement actions and measures to address such risks and impacts.

	MATERIAL MEASURES AND ACTIONS	TIMEFRAME	RESPONSIBLE ENTITY/AUTHORITY
MONITORING AND REPORTING			
A	<p>REGULAR REPORTING</p> <p>Prepare and submit to the Bank throughout project implementation bi-annual 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 instruments required under the ESCP, stakeholder engagement activities, functioning of the grievance mechanism(s).</p>	<p>Reports to be sent within 45 days after the end of the reporting period.</p>	<p><i>Project Management Team within the NRPB</i></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, workers and other stakeholders.</p> <p>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.</p> <p>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>No later than 3 calendar days after learning of the incident or accident. A subsequent report shall be submitted in a timeframe acceptable to the Bank.</p>	<p><i>Project Management Team within the NRPB</i></p>

ESS 1: ASSESSMENT AND MANAGEMENT OF ENVIRONMENTAL AND SOCIAL RISKS AND IMPACTS

	MATERIAL MEASURES AND ACTIONS	TIMEFRAME	RESPONSIBLE ENTITY/AUTHORITY
1.1	<p>ORGANIZATIONAL STRUCTURE</p> <ul style="list-style-type: none"> a) Maintain an organizational structure with qualified E&S staff and resources to support the management of E&S risks during project implementation, including one Environmental Specialist and one Social Specialist from the NRPB E&S staff designated for the project. The E&S specialists will be supported by specialists appointed by a supervising firm (see 1.1d). b) Social Staffing needs will be assessed to determine if additional social staffing or consultants are required. c) NRPB shall maintain a resettlement expert throughout the period of implementation of the Resettlement Action Plan. d) NRPB shall hire and maintain at least one supervision firm for the works with at least one Environmental, Social, Health and Safety (ESHS) specialist as key personnel of the firm to be in place throughout the duration of the construction works. e) NRPB shall require contractors to hire and maintain throughout construction at least one Environmental, Social, Health and Safety (ESHS) specialist as key personnel. 	<ul style="list-style-type: none"> a) E&S Specialists designated shall remain in place throughout Project implementation. b) Six months after effectiveness. c) By project effectiveness. d) Prior to the publication of bidding documents for works. e) In place prior to beginning of construction 	<p>NRPB</p>

<p>1.2</p>	<p>ENVIRONMENTAL AND SOCIAL RISK ASSESSMENT</p> <p>a) Submit for World Bank clearance an updated Environmental and Social Management Framework (ESMF) that includes the Terms of Reference (TOR) for the detailed technical designs of the Sister Mary Laurence School, Charles Leopold Bell School and the Philipsburg Jubilee Library. NRPB to ensure the TOR comply with the applicable Environmental and Social Standards (ESSs). This will include the Management Plan pertaining to Cultural Heritage following ESS8-see below.</p> <p>b) Prepare screening criteria and standard mitigation measures for activities eligible under the Contingency Emergency Response Component (CERC) and submit for World Bank clearance an updated ESMF reflecting the E&S risk management of the CERC (in an annex).</p> <p>c) Apply the screening criteria described in the ESMF, and, thereafter, develop, adopt, and implement mitigation measures, as required under the ESMF.</p> <p>d) Submit to World Bank for clearance the Request(s) for Bids for the works to be financed under Component 1 and 2. Each Request for Bids (RFB) to include the final designs, the environmental and social mitigation measures to be addressed in the Site-Specific Contractors' C-ESMPs, any Cultural Heritage mitigation measure when applicable.</p> <p>e) NRPB to request bidders to include a Contractor ESMP in their bid, and will further clear and supervise the implementation of the approved C-ESMPs.</p>	<p>a) Prior to releasing requests for bids.</p> <p>b) No later than 30 days after Project effectiveness.</p> <p>c) Throughout Project implementation.</p> <p>d) Prior to publication of the Request(s) for Bids.</p> <p>e) Prior to publication of the RFBs and supervision of C-ESMPs throughout the implementation of the works.</p>	<p>NRPB</p>
-------------------	---	--	--------------------

	MATERIAL MEASURES AND ACTIONS	TIMEFRAME	RESPONSIBLE ENTITY/AUTHORITY
ESS2: LABOUR AND WORKING CONDITIONS			
2.1	<p>LABOR MANAGEMENT PROCEDURES</p> <p>a) Incorporate the relevant aspects of the project's LMP, including Gender Based Violence (GBV) prevention and COVID 19 protocols for the workplace, into the ESHS specifications of the bidding documents with firms and contractors.</p>	<p>a) Throughout project implementation.</p>	NRPB
2.2	<p>GRIEVANCE MECHANISM FOR PROJECT WORKERS</p> <p>Operate a grievance mechanism for Project workers as described in the LMP and consistent with ESS2.</p>	<p>Operational no later than 30 days after Project Effectiveness.</p>	NRPB
2.3	<p>OCCUPATIONAL HEALTH SAFETY</p> <p>Adopt and implement occupational, health and safety (OHS) measures, including applicable COVID-19 prevention measures in accordance with the guidelines specified in the ESMF and reflected in the C-ESMPs for works to be financed in Components 1 and 2.</p>	<p>Throughout Project implementation.</p>	NRPB

ESS3: RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT			
3.1	MANAGEMENT OF CONSTRUCTION AND DEMOLITION DEBRIS Ensure contractors develop and implement measures to manage waste generated from the demolition of the current structures, hazardous materials (e.g. asbestos and mold) and construction materials following provisions set out in the ESMF, and in specific Contractor's-ESMPs.	Before works commencement and throughout Project implementation.	NRPB
3.2	MANAGEMENT OF E- WASTE Implement e-Waste management guidelines following provisions included in the ESMF; prepare a specific e-waste management plan should the volume of e-waste generated be significant as defined in the E Waste Guidelines of the ESMF.	Throughout Project implementation.	NRPB
3.3	HAZARDOUS MATERIALS Carry out asbestos and mold assessments through a licensed contractor and implement mold remediation and Asbestos Containing Material Remediation plans if mold or asbestos containing material are found following provisions set out in the ESMF, and in specific Contractor's ESMPs.	Before works commencement	NRPB
ESS4: COMMUNITY HEALTH AND SAFETY			
4.1	COMMUNITY HEALTH AND SAFETY PLANS Adopt and implement COVID19 prevention measures during stakeholder engagement and throughout construction of the works consistent with the guidelines specified in the ESMF, LMP, and CESMPs when applicable.	Throughout Project implementation	NRPB

4.2	<p>TRAFFIC, ROAD AND OTHER SAFETY PLANS</p> <p>Prevent community health and safety risks during construction of the works, particularly dust emissions, excessive noise and vibration, traffic risks which will occur during demolition and construction phases of works under components 1 and 2, through the implementation of traffic, road and other safety measures as indicated in the ESMF.</p>	Throughout works implementation	NRPB
4.3	<p>LIFE AND FIRE SAFETY</p> <p>Ensure building designs for the two schools and library to be rebuilt under the project incorporate appropriate life and fire safety provisions in accordance with the World Bank Group Environmental Health and Safety Guidelines (EHSGs) and the project's ESMF.</p>	Prior to releasing of bidding documents.	NRPB
4.4	<p>UNIVERSAL ACCESS</p> <p>Ensure building designs for the two schools and library to be rebuilt under the project incorporate universal access provisions, as per this standard and the project's ESMF.</p>	Prior to releasing of bidding documents.	NRPB
ESS5: LAND ACQUISITION, RESTRICTIONS ON LAND USE AND INVOLUNTARY SETTLEMENT			
ESS5	<ul style="list-style-type: none"> a) Submit final Resettlement Action Plan (RAP) to the Bank for clearance. b) Relocate the person living in the Phillipsburg Jubilee Library according to the RAP. 	<ul style="list-style-type: none"> a) No later than thirty (30) days after Project effectiveness. b) Prior to contractor mobilization at the Phillipsburg Jubilee Library site. 	NRPB
ESS6: BIODIVERSITY CONSERVATION AND SUSTAINABLE MANAGEMENT OF LIVING NATURAL RESOURCES			

	ESS 6 not relevant.		
ESS7: INDIGENOUS PEOPLES/SUBSAHARAN AFRICAN HISTORICALLY UNDERSERVED TRADITIONAL LOCAL COMMUNITIES			
	ESS7 not relevant.		
ESS8: CULTURAL HERITAGE			
8.1	CULTURAL HERITAGE AND CHANCE FINDS a) Subject to the findings from the cultural heritage assessment for the Charles Leopold Bell (CLB) school, develop, consult, disclose and submit to the World Bank for approval a Cultural heritage management plan. b) Incorporate into the bidding documents the recommendations of the Cultural Heritage Management Plan for the careful preservation of the sections of the CLB School, if is considered to have a cultural heritage significance.	a) Prior to releasing the request for bids for the CLB school. b) Same as b) above.	NRPB
ESS9: FINANCIAL INTERMEDIARIES			
	ESS9 not relevant.		
ESS10: STAKEHOLDER ENGAGEMENT AND INFORMATION DISCLOSURE			
	MATERIAL MEASURES AND ACTIONS	TIMEFRAME	RESPONSIBLE ENTITY/AUTHORITY

10.1	STAKEHOLDER ENGAGEMENT PLAN Adopt and implement the project' Stakeholder Engagement Plan.	Throughout project implementation	NRPB
10.2	GRIEVANCE REDRESS MECHANISM The Project will use the GRM which has already been established by NRPB for Bank-financed Projects, as described in the SEP.	Throughout Project implementation	NRPB
Capacity Support			
Material Measures and Actions			
The following capacity support is envisaged: NRPB will continue to work with its partners on OHS training to be provided to direct Project workers, particularly on COVID19 prevention measures in the workplace when applicable.		Conducted throughout Project implementation.	NRPB