

Sint Maarten National Recovery Program Bureau (NRPB)

**Improving Mental Health Services in Sint Maarten
(P177679)**

Draft
**ENVIRONMENTAL AND SOCIAL
COMMITMENT PLAN (ESCP)**

6 March 2023

ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN

1. The Sint Maarten National Recovery Program Bureau (NRPB) (the Recipient) will implement the Improving Mental Health Services in Sint Maarten Project (the Project), with the involvement of the Ministry of Public Health, Social Development and Labor (VSA), as set out in the Grant Agreement. The International Bank for Reconstruction and Development (the World Bank), acting as the administrator of Sint Maarten Hurricane Irma Reconstruction, Recovery and Resilience Single-Donor Trust Fund, has agreed to provide financing for the Project, as set out in the referred agreement.
2. The Recipient shall ensure that the Project is carried out in accordance with the Environmental and Social Standards (ESSs) and this Environmental and Social Commitment Plan (ESCP), in a manner acceptable to the Bank. The ESCP is a part of the Grant Agreement. Unless otherwise defined in this ESCP, capitalized terms used in this ESCP have the meanings ascribed to them in the referred agreement.
3. Without limitation to the foregoing, this ESCP sets out material measures and actions that the Recipient shall carry out or cause to be carried out, including, as applicable, the timeframes of the actions and measures, institutional, staffing, training, monitoring and reporting arrangements, grievance management, and the environmental and social (E&S) instruments to be prepared or updated, consulted, adopted, disclosed, and implemented in accordance with the ESSs. Once adopted, said E&S instruments may be revised from time to time with prior written agreement by the World Bank.
4. As agreed by the World Bank and the Recipient, this ESCP will be revised from time to time if necessary, during Project implementation, to reflect adaptive management of Project changes and unforeseen circumstances or in response to Project performance. In such circumstances, the Recipient through the NRPB and the World Bank agree to update the ESCP to reflect these changes through an exchange of letters signed between the World Bank and the Recipient Director of the NRPB. The Recipient shall promptly disclose the updated ESCP.

| MATERIAL MEASURES AND ACTIONS | | TIMEFRAME | RESPONSIBLE ENTITY/AUTHORITY |
|---------------------------------|---|--|------------------------------|
| MONITORING AND REPORTING | | | |
| A | <p>REGULAR REPORTING</p> <p>Prepare and submit to the World Bank, as part of the regular monitoring reports, information 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, and functioning of the grievance redress mechanism.</p> | <p>Submit six-monthly reports to the World Bank throughout Project implementation, commencing after the Effective Date. Submit each report to the World Bank no later than 45 days after the end of each reporting period, as part of the overall Project Reports.</p> | NRPB |
| B | <p>INCIDENTS AND ACCIDENTS</p> <p>Promptly notify the World 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, inter alia, cases of sexual exploitation and abuse (SEA), sexual harassment (SH), and accidents that result in death, serious or multiple injury. Provide sufficient detail regarding the scope, severity, and possible causes of the incident or accident, indicating immediate measures taken or that are planned to be taken to address it, and any information provided by the contractor and/or supervising firm, as appropriate.</p> <p>Subsequently, at the World Bank's request, prepare a report on the incident or accident and propose any measures to address it and prevent its recurrence.</p> | <p>Notify the World Bank no later than 72 hours after learning of the incident or accident.</p> <p>Provide subsequent report to the World Bank within a timeframe acceptable to the World Bank.</p> | NRPB |
| C | <p>CONTRACTORS' MONTHLY REPORTS</p> <p>Require contractors and supervising firms to provide monthly monitoring reports on ESHS performance in accordance with the ESHS metrics specified in the respective bidding documents and contracts.</p> | <p>Submit the monthly reports to the World Bank upon request.</p> | NRPB |

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|---|---|--|------------------------------|
| ESS 1: ASSESSMENT AND MANAGEMENT OF ENVIRONMENTAL AND SOCIAL RISKS AND IMPACTS | | | |
| 1.1 | ORGANIZATIONAL STRUCTURE Maintain the Project Implementation Unit (PIU) with qualified staff and resources to support management of ESHS risks and impacts of the Project including an environmental specialist and a social specialist, assigned to support the Project. | Maintain the PIU as set out in the legal agreement. Assign an environmental specialist and a social specialist no later than 30 days after the Effective Date, and thereafter maintain these positions throughout Project implementation. | NRPB |
| 1.2 | ENVIRONMENTAL AND SOCIAL MANAGEMENT PLAN Update, consult, adopt, disclose, and thereafter implement an Environmental and Social Management Plan (ESMP) for the works under Component 2 of the Project, consistent with the relevant ESSs. | Submit the respective ESMP for the World Bank's prior review and no objection, adopt, and disclose the ESMP before launching the bidding process for the respective Project activity. Once adopted, implement the respective ESMP throughout Project implementation. | NRPB |
| 1.3 | MANAGEMENT OF CONTRACTORS Incorporate the relevant aspects of the ESCP, including, inter alia, the ESMP, the Labor Management Procedures, and code of conduct, into the ESHS specifications of the procurement documents and contracts with contractors and supervising firms. Thereafter ensure that the contractors and supervising firms comply and cause subcontractors to comply with the ESHS specifications of their respective contracts. | As part of the preparation of procurement documents and respective contracts. Supervise contractors throughout Project implementation. | NRPB |
| ESS 2: LABOR AND WORKING CONDITIONS | | | |

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| 2.1 | <p>LABOR MANAGEMENT PROCEDURES</p> <p>Update, adopt, disclose, and implement the Labor Management Procedures (LMP) for the Project, including, inter alia, provisions on working conditions, management of workers relationships, occupational health and safety (including personal protective equipment, and emergency preparedness and response), code of conduct (including relating to SEA and SH), forced labor, child labor, grievance arrangements for Project workers, and applicable requirements for contractors, subcontractors, and supervising firms.</p> | Submit the updated LMP for the World Bank's prior review and no objection, adopt, and disclose the LMP no later than 30 days of Effective Date, and thereafter implement the LMP throughout Project implementation. | NRPB |
| 2.2 | <p>GRIEVANCE REDRESS MECHANISM FOR PROJECT WORKERS</p> <p>a) Operate a grievance redress mechanism for Project workers, as described in the LMP and the NRPB's institutional GRM and consistent with ESS2.</p> <p>b) Require contractors and supervising firms to establish and operate a grievance mechanism for their workers.</p> | <p>a) Operate the grievance redress mechanism prior to engaging Project workers and thereafter maintain and operate it throughout Project implementation.</p> <p>b) Establish a grievance redress mechanism prior to engaging Project workers and thereafter maintain and operate it throughout contract implementation.</p> | NRPB |
| ESS 3: RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT | | | |
| 3.1 | <p>WASTE MANAGEMENT</p> <p>Incorporate waste management measures, as part of the ESMP to be prepared under action 1.2 above, to manage hazardous and non-hazardous wastes, consistent with ESS3.</p> | Same timeframe as for the adoption and implementation of the ESMP. | NRPB |
| 3.2 | <p>RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT</p> <p>Incorporate resource efficiency and pollution prevention and management measures in the ESMP to be prepared under action 1.2 above.</p> | Same timeframe as for the adoption and implementation of the ESMP. | NRPB |
| ESS 4: COMMUNITY HEALTH AND SAFETY | | | |

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| 4.1 | TRAFFIC AND ROAD SAFETY Adopt and implement measures to manage traffic and road safety risks as required in the ESMP to be developed under action 1.2 above. | Same timeframe as for the adoption and implementation of the ESMP. | NRPB |
| 4.2 | COMMUNITY HEALTH AND SAFETY Assess and manage specific risks and impacts to the community arising from Project activities, including, inter alia, behavior of Project workers, response to emergency situations, and include mitigation measures in the ESMP to be developed under action 1.2. above. | Same timeframe as for the adoption and implementation of the ESMP. | NRPB |
| 4.3 | SEA AND SH RISKS Implement sexual abuse and exploitation and sexual harassment (SEA/SH) prevention and response measures, proportionate to the risks of the Project, including availability of a list of services for victims of SEA/SH, adoption of the code of conduct by all workers, and adequate treatment of SEA/SH grievances in the Project level GRM, as reflected in the SEP and LMP. These measures shall also be included in the ESMP to be developed under action 1.2. above. | Implement SEA/SH prevention and response measures throughout Project implementation. | NRPB |
| ESS 5: LAND ACQUISITION, RESTRICTIONS ON LAND USE AND INVOLUNTARY RESETTLEMENT | | | |
| ESS5 is not currently relevant. | | | |
| ESS 6: BIODIVERSITY CONSERVATION AND SUSTAINABLE MANAGEMENT OF LIVING NATURAL RESOURCES | | | |
| ESS6 is not currently relevant. | | | |
| ESS 7: INDIGENOUS PEOPLES/SUB-SAHARAN AFRICAN HISTORICALLY UNDERSERVED TRADITIONAL LOCAL COMMUNITIES | | | |
| ESS7 is not currently relevant. | | | |
| ESS 8: CULTURAL HERITAGE | | | |

| MATERIAL MEASURES AND ACTIONS | | TIMEFRAME | RESPONSIBLE ENTITY/AUTHORITY |
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| 8.1 | CULTURAL HERITAGE RISKS AND IMPACTS Conduct a cultural heritage assessment and develop and implement cultural heritage management measures as part of the ESMP to be developed under action 1.2. above. | Same timeframe as for the adoption and implementation of the ESMP | NRPB |
| 8.2 | CHANCE FINDS Describe and implement the chance finds procedures as part of the ESMP to be developed under action 1.2. above. | Same timeframe as for the adoption and implementation of the ESMP. | NRPB |
| ESS 9: FINANCIAL INTERMEDIARIES [This standard is only relevant for Projects involving Financial Intermediaries (FIs).] | | | |
| ESS9 is not currently relevant. | | | |
| ESS 10: STAKEHOLDER ENGAGEMENT AND INFORMATION DISCLOSURE | | | |
| 10.1 | STAKEHOLDER ENGAGEMENT PLAN PREPARATION AND IMPLEMENTATION Update, consult, adopt, disclose, and implement a Stakeholder Engagement Plan (SEP) for the Project, consistent with ESS10, which shall include measures to, inter alia, provide stakeholders with timely, relevant, understandable and accessible information, and consult with them in a culturally appropriate manner, which is free of manipulation, interference, coercion, discrimination and intimidation. This shall include measures to consult the E&S instruments for the Project. | Submit the updated SEP for the World Bank's prior review and no objection, adopt, and disclose the SEP no later than 30 days after Effective Date, and thereafter implement the SEP throughout Project implementation. | NRPB |
| 10.2 | PROJECT GRIEVANCE REDRESS MECHANISM Publicize, maintain, and operate an accessible grievance redress mechanism, to receive and facilitate resolution of concerns and grievances in relation to the Project, promptly and effectively, in a transparent manner that is culturally appropriate and readily accessible to all Project-affected parties, at no cost and without retribution, including concerns and grievances filed anonymously, in a manner consistent with ESS10. The grievance redress mechanism shall be equipped to receive, register, and facilitate the resolution of SEA/SH complaints, including through the referral of survivors to relevant gender-based violence service providers, all in a safe, confidential, and survivor-centered manner. | Maintain and operate the existing NRPB mechanism throughout Project implementation. | NRPB |

| MATERIAL MEASURES AND ACTIONS | | TIMEFRAME | RESPONSIBLE ENTITY/AUTHORITY |
|-------------------------------|--|--|------------------------------|
| CAPACITY SUPPORT | | | |
| CS1 | <p>Training shall be facilitated and provided as applicable and appropriate to PIU staff, Project workers, contractors and supervision firms on:</p> <ul style="list-style-type: none"> • E&S instruments requirements and implementation • Community health and safety • SEA/SH • Emergency prevention and preparedness • Managing contractor environmental and social performance | Training to be delivered throughout the Project period | NRPB |