



NIGERIA DISTRIBUTED ACCESS TO RENEWABLE ENERGY SCALE-UP PROJECT (P179687)

Draft ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN (ESCP)

September, 2023

ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN

1. The Federal Republic of Nigeria (the Recipient) will implement the Nigeria Distributed Access to Renewable Energy Scale-Up Project (DARES) with the involvement of the Rural Electrification Agency (REA) as set out in the Financing Agreement. The International Development Association (the Association) has agreed to provide the original 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 Association. The ESCP is a part of the Financing Agreement. Unless otherwise defined in the ESCP, capitalized terms used in this ESCP have the meaning ascribed to them in the referred agreement.
3. Without limitation to the foregoing, this ESCP sets out material measures and actions that the Recipient will 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, and grievance management. The ESCP also sets out the environmental and social (E&S) instruments that shall be adopted and implemented under the Project, all of which shall be subject to prior consultation and disclosure, consistent with the ESS, and in form and substance, and in a manner acceptable to the Association. Once adopted, E&S instruments may be revised from time to time with prior written agreement by the Association.
4. As agreed by the Association and the FGN, 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 FGN, through the REA and the Association, agrees to update the ESCP to reflect these changes through an exchange of letters signed between the Association, the FGN, and the REA. The Recipient shall promptly disclose the updated ESCP.

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MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
MONITORING AND REPORTING			
A	<p>REGULAR REPORTING.</p> <p>Prepare and submit to the Association 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 instruments required under the ESCP, stakeholder engagement activities, and functioning of the grievance mechanism(s) (including) and capacity building activities.</p>	<p>Submit annual reports to the Association throughout Project implementation, commencing six months after the Effective Date. Submit each report to the Association no later than 30 days after the end of each reporting period.</p>	REA
B	<p>INCIDENTS AND ACCIDENTS</p> <p>Promptly notify the Association of any incident or accident related to the Project that 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 any contractor and/or supervising firm, as appropriate.</p> <p>Subsequently, upon the Association's request, prepare a report on the incident or accident and propose any measures to address it and prevent its recurrence.</p>	<p>Report any cases of adverse effect to the project, including accidents and death or serious multiple injuries, promptly and no later than 24 hours, but not more than 48 hours after learning of the incident or accident.</p> <p>Provide subsequent reports to the Association within an acceptable timeframe, as requested, using Part B and Part C ESIRT forms.</p> <p>Notify the Association of SEA/SH incidents within 24 hours of learning of the incident using part 2B form of the ESIRT.</p>	REA
C	<p>CONTRACTORS' MONTHLY REPORTS</p> <p>Require contractors and supervising firms to provide monthly monitoring reports on ESHS performance in accordance with the metrics specified in</p>	<p>Submit the monthly reports to the Association upon request as annexes to the reports to be submitted under action A above.</p>	REA

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MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
	the respective bidding documents and contracts and submit such reports to the Association.		
D	<p>NOTIFICATIONS RELATING TO DAAB COMPLIANCE REVIEW OF CONTRACTOR COMPLIANCE WITH SEA/SH PREVENTION AND RESPONSE OBLIGATIONS</p> <p>Notify the Association of any referral submitted to the Dispute Avoidance and Adjudication Board (DAAB) to initiate a process of compliance review in relation to a contractor’s obligations to prevent and respond to sexual exploitation and abuse (SEA), and/or sexual harassment (SH) specified in the respective works contract with such contractor; and, in the event of any such referral, notify the Association of: (i) the DAAB’s decision on such referral; (ii) the contractor’s Notice of Dissatisfaction, if any, with such DAAB decision; (iii) any notification received on the commencement of an emergency arbitration proceeding or full arbitration proceeding in relation to the DAAB’s decision; and (iv) the resulting emergency arbitration order and/or full arbitration order, if any.</p>	No later than seven days after the issuance or receipt, as applicable, of the relevant document (i.e., referral to the DAAB, issuance of DAAB decision, Notice of Dissatisfaction, notice of commencement of emergency/full arbitration, emergency/full arbitration order, as applicable).	REA
ESS 1: ASSESSMENT AND MANAGEMENT OF ENVIRONMENTAL AND SOCIAL RISKS AND IMPACTS			
1.1	<p>ORGANIZATIONAL STRUCTURE</p> <p>Establish and maintain a Project Management Unit with qualified staff and resources to support the management of Environmental and Social risks and impacts of the Project. Qualified staff should include one Environmental officer, one social officer, one OHS, and one specialized Gender / GBV specialist. A single security focal person will also be recruited or deployed from the office of the State Security officer to support the implementation of the project</p>	Prior to effectiveness and Maintained throughout Project implementation.	REA
1.2	<p>ENVIRONMENTAL AND SOCIAL INSTRUMENTS</p> <p>1. Prepare, disclose, and implement the following instruments in accordance with the ESSs and in a manner acceptable to the Bank:</p>	The SEP, LMP and ESMF have been prepared and will be consulted upon and disclosed prior to project approval’.	REA

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MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
	<p>i. Environmental and Social Management Framework. (ESMF) ii. Labour Management Procedure. iii. Stakeholder Engagement Plan (SEP) iv. Environmental and Social Management System (ESMS)</p> <p>The proposed subproject activities described in the exclusion list set out in the ESMF shall be ineligible for financing under the Project.</p> <p>2. Cause the private developers to prepare, adopt, and implement the subproject Environmental and Social Management Plan, as set out in the ESMF</p>	<p>The NEP ESMS will be updated to be consistent with the requirements of ESS9 for the Bank’s approval prior to commencement of project activities, and thereafter implement throughout the Project implementation</p>	
1.3	<p>MANAGEMENT OF CONTRACTORS</p> <p>Incorporate the relevant aspects of the ESCP, including the relevant E&S instruments, the Labor Management Procedures, and the 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.</p>	<p>As part of the preparation of procurement documents and respective contracts. Supervise contractors throughout Project implementation.</p>	REA
1.4	<p>TECHNICAL ASSISTANCE</p> <p>Ensure that the consultancies (including independent E&S auditors) carry out, studies (including feasibility studies, if applicable), capacity building, training, and any other technical assistance activities under the Project including, inter alia, ESMP, ESMS, GRM, and GBV prevention and response in accordance with terms of reference acceptable to the Association that are consistent with the ESSs. Thereafter, ensure that the outputs of such activities comply with the terms of reference.</p>	<p>Throughout Project implementation.</p>	REA
ESS 2: LABOR AND WORKING CONDITIONS			
2.1	<p>LABOR MANAGEMENT PROCEDURES</p> <p>Adopt and implement the Labor Management Procedures (LMP) for the</p>	<p>The LMP has been prepared and will be implemented throughout</p>	REA

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MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
	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 as part of ESMP.	the Project implementation as part of ESMP.	
2.2	<p>GRIEVANCE MECHANISM FOR PROJECT WORKERS</p> <p>Establish and operate a grievance mechanism for Project workers, as described in the LMP and consistent with ESS2.</p>	Establish grievance mechanisms prior to engaging Project workers and thereafter maintain and operate it throughout Project implementation.	REA
2.3	<p>OCCUPATIONAL HEALTH AND SAFETY (OHS) MEASURES</p> <p>Develop and implement an Occupational Health and Safety Plan (OHS) plan in line with the Association Environment, Health, and Safety (EHS) Guidelines (for construction activities) as part of ESMP. The plan will include procedures on incident investigation and reporting, recording and reporting of non-conformances, emergency preparedness and response procedures, and continuous training and awareness for the installation workers.</p>	Throughout Project implementation	REA/ Contractor
ESS 3: RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT			
3.1	<p>WASTE MANAGEMENT PLAN</p> <p>Prepare, adopt, and implement a Waste Management Plan (WMP) as part of ESMP to manage hazardous and non-hazardous wastes, consistent with ESS3.</p> <p>Assessment of ESS3-related risks and impacts will be undertaken according to WBG General and sector-specific ESH Guidelines (i.e., EHS Guidelines for Electric Power Transmission and Distribution) and GIIP.</p>	Adopt and implement the WMP as part of ESMP for sub-project implementation prior to the commencement of subproject activities and throughout Project implementation.	REA/ Contractors
3.2	RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND	Prior to project approval	Contractors

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MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
	<p>MANAGEMENT</p> <p>Incorporate resource efficiency, pollution prevention, and management measures in the ESMP to be prepared under action 1.2 above.</p>		
ESS 4: COMMUNITY HEALTH AND SAFETY			
4.1	<p>TRAFFIC AND ROAD SAFETY</p> <p>Incorporate measures to manage traffic and road safety risks as required in the ESMP to be prepared under action 1.2 above.</p>	Prior to the commencement of the construction activities	Contractors
4.2	<p>COMMUNITY HEALTH AND SAFETY.</p> <p>Assess and manage specific risks and impacts to the community arising from Project activities, including behavior of Project workers, risks of labor influx, child labor, response to emergencies, end of life battery management, and include mitigation measures in the ESMPs to be prepared in accordance with the ESMF.</p> <p>Specific project locations</p> <p>4.2.1 Conduct a security risk assessment (SRA) with a view to preparing a security management plan (SMP) for specific project locations.</p>	<p>Prior to the contractor’s mobilization.</p> <p>SRA will be carried out prior to the commencement of the project, while the SMPs will be developed six months after the project commences</p>	Contractors/REA
4.3	<p>SEA AND SH RISKS</p> <p>Assess, propose, and implement measures to minimize the risk of SEA/SH, e.g., using the Workers’ Code of Conduct, training for project staff (headquarters and substation), and consultation with the local community to</p>	Adopt the SEA/SH Action Plan before preparing the procurement documents, and after that, implement the SEA/SH Action	REA

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MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
	<p>raise awareness of SEA/SH risks. The following will be carried out during subproject design:</p> <ul style="list-style-type: none"> • Ensure all project workers (including PMU) are aware of the Workers’ Code of Conduct and acknowledge with a signature indicating their understanding and observation of the CoC prior to mobilization to the site. • As part of consultation with the local community, ensure the risk of SEA/SH and available grievance channels are explained to consulted parties for feedback, comments, and public awareness raising. <p>Adopt and implement a stand-alone SEA/SH Action Plan., to assess and manage the risks of SEA and SH.</p>	Plan throughout Project implementation.	
ESS 5: LAND ACQUISITION, RESTRICTIONS ON LAND USE, AND INVOLUNTARY RESETTLEMENT			
5.1	<p>RESETTLEMENT POLICY FRAMEWORK</p> <p>Adopt and implement a Resettlement Policy Framework (RPF) for the Project, consistent with ESS5.</p>	Adopt the updated RPF prior to project appraisal and, after that, implement the RPF throughout Project implementation.	REA
5.2	<p>RESETTLEMENT PLANS</p> <p>Adopt and implement a resettlement action plan (RAP)/Livelihood Restoration Plan (LRP) for each activity under the Project for which the RPF requires such RAP/LRP as set out in the RPF and consistent with ESS5.</p>	Before taking possession of the land and related assets.	REA
ESS 6: BIODIVERSITY CONSERVATION AND SUSTAINABLE MANAGEMENT OF LIVING NATURAL RESOURCES			
6.1	<p>BIODIVERSITY RISKS AND IMPACTS</p> <p>Adopt and implement a Biodiversity Management Plan (BMP) as part of the ESMP and consistent with ESS6.</p>	Before and after project implementation, implement the BMP throughout Project implementation.]	Contractor

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MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
ESS 7: INDIGENOUS PEOPLES/SUB-SAHARAN AFRICAN HISTORICALLY UNDERSERVED TRADITIONAL LOCAL			
7.1	NA		
ESS 8: CULTURAL HERITAGE			
8.1	<p>CULTURAL HERITAGE RISKS AND IMPACTS</p> <p>The chance find procedure will be included in the DARES ESMP and, in a manner consistent with ESS 8, submit for approval to the agencies responsible for the protection of cultural heritage in Nigeria, adopt and implement as the Cultural Heritage Management Plan for the project.</p>	Same timeframe as Action 1.2	REA/Developer
8.2			
ESS 9: FINANCIAL INTERMEDIARIES			
9.1	<p>ENVIRONMENTAL AND SOCIAL MANAGEMENT SYSTEM (ESMS)</p> <p>Develop, maintain, and implement an ESMS to identify, assess, manage, and monitor the environmental and social risks and impacts of private developers’ subprojects that receive support from the DARES project. The ESMS shall include, inter alia, the following elements:</p> <ul style="list-style-type: none"> • Identification of the private developer’s subprojects that may receive support from the Project. • An ESMS endorsed by the private developer, including: • Clearly defined procedures for the identification, assessment, and management of the environmental and social risks and impacts of private developers' subprojects in accordance with ESS9, including, inter alia, stakeholder engagement, and disclosure requirements applicable to private developers’ subprojects. • Exclusion list with the private developer’s subprojects that are not eligible for financing, 	Before screening of subproject. Once established, maintain, and implement the ESMS throughout Project implementation.	Eligible private developers REA

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	<ul style="list-style-type: none"> An organizational capacity and competency for implementing the ESMS with clearly defined roles and responsibilities as set out in actions 9.3 and 9.4 below. Monitoring and reporting of environmental and social performance of private developers and the effectiveness of the ESMS. Incident and accident notification and subsequent reporting requirements are set out in action B above. An external communications mechanism, including measures to respond to public inquiries and concerns in a timely manner. <p>Disclose a summary of each of the elements of the ESMS through the relevant website.</p>		
9.2	<p>EXCLUSIONS</p> <p>Screen all proposed subprojects against the exclusion list set out in the Project Implementation Manual, ESMF, and ESMS.</p>	Before determining whether they are eligible to receive support from the Project.	Developer, REA
9.3	<p>ORGANIZATIONAL CAPACITY</p> <p>The project will establish and maintain an organizational capacity and competency for implementing the ESMS with clearly defined roles and responsibilities, and resources for E&S management.</p>	Before the selection of any subproject,	
9.4	<p>SENIOR MANAGEMENT REPRESENTATIVE</p> <p>Designate a senior management representative to have overall accountability for the environmental and social performance of subprojects that receive support from the Project.</p>	Before the selection of any subproject,	Developer and REA
ESS 10: STAKEHOLDER ENGAGEMENT AND INFORMATION DISCLOSURE			
10.1	<p>STAKEHOLDER ENGAGEMENT PLAN PREPARATION AND IMPLEMENTATION</p> <p>Adopt and implement a Stakeholder Engagement Plan (SEP) for the Project, consistent with ESS10, which shall include measures to, inter alia, provide</p>	<p>Prior to project appraisal and thereafter throughout Project implementation.</p> <p>Adopt the SEP prior to project</p>	REA

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MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
	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.	implementation and thereafter implement the SEP throughout Project implementation.	
10.2	<p>PROJECT GRIEVANCE MECHANISM</p> <p>Establish, publicize, maintain, and operate an accessible grievance mechanism to receive and facilitate the 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.</p> <p>The grievance 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.</p>	Prior to project implementation and thereafter, maintain and operate the mechanism throughout Project implementation.	REA
CAPACITY SUPPORT			
CS1	<p>Training to be provided to PMU staff, stakeholders, communities, and Project workers as may be required on:</p> <ul style="list-style-type: none"> • Stakeholder mapping and engagement. • Specific aspects of environmental and social impact assessment • Emergency preparedness and response • Community health and safety. • ESF 	Throughout Project implementation	REA

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MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
	Specialized training in emergency preparedness and compliance, including fire prevention and response, bleeding control, automated external defibrillator (AED), Cardiopulmonary Resuscitation (CPR), or handling a bleeding emergency	Prior to project implementation and continues throughout the project lifecycle	REA