

REPUBLIC OF THE PHILIPPINES

**MINDANAO INCLUSIVE AGRICULTURE
DEVELOPMENT PROJECT – P173866
(MIADP)**

DRAFT

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

FEBRUARY 14, 2023

THE MINDANAO INCLUSIVE AGRICULTURE DEVELOPMENT PROJECT

(MIADP-P173866)

ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN (ESCP)

1. The Republic of the Philippines (hereinafter referred to as the Borrower) will implement the Mindanao Inclusive Agriculture Development Project – P173866 (MIADP or Project), with the involvement of the Department of Agriculture, the National Commission on Indigenous Peoples (NCIP), and other relevant government agencies/departments/units, as set out in the Loan Agreement. The International Bank for Reconstruction and Development (hereinafter referred to as the Bank) has agreed to provide financing for the Project, as set out in the referred agreement.
2. The Borrower 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 Loan Agreement and the Project Agreement. Unless otherwise defined in this ESCP, capitalized terms used in this ESCP have the meanings ascribed to them in the referred agreement(s).
3. Without limitation to the foregoing, this ESCP sets out material measures and actions that the Borrower 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, 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 Bank. Once adopted, said E&S instruments may be revised from time to time with prior written agreement by the Bank. 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 paragraph 1.
4. As agreed by the Bank and the Borrower, 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 Borrower through the Department of Agriculture and the Bank agree to update the ESCP to reflect these changes through an exchange of letters signed between the Bank and the Senior Undersecretary of the Department of Agriculture. The Borrower shall promptly disclose the updated ESCP.

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ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN (TABLE)

| MATERIAL MEASURES AND ACTIONS | | TIMEFRAME | RESPONSIBLE ENTITY/AUTHORITY |
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| MONITORING AND REPORTING | | | |
| A | <p>REGULAR REPORTING</p> <p>Prepare and submit to the Bank the 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 (including assessment of site-specific plans), stakeholder engagement activities, and functioning of the grievance mechanism, satisfactory to the Bank.</p> | <p>Quarterly Progress Reports (QPR) shall be submitted to the Bank not later than twenty (20) days after the end of each quarter. Template for QPR to be included in Operations Manual. OM to be prepared prior to 90 days to Effective Date</p> | <p>Project Management Office (PMO) Regional Project Coordination Office (RPCO)</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 details 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/subcontractor 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>Report incident or accident to the Bank no later than forty-eight (48) hours after learning of the incident or accident and provide investigation report within one week (to conform to Safeguards Incident Reporting Toolkit (SIRT) in case of accidents).</p> <p>Status of action taken to be submitted within a period of 7 days from the incident</p> | <p>RPCO</p> |
| ESS 1: ASSESSMENT AND MANAGEMENT OF ENVIRONMENTAL AND SOCIAL RISKS AND IMPACTS | | | |
| 1.1 | <p>ORGANIZATIONAL STRUCTURE</p> <p>(a) Establish and maintain an organizational structure with qualified staff and resources to support the management of E&S risks and the implementation of the E&S instruments. In particular:</p> <p>(i) Establish, and thereafter maintain a Project Management Office (PMO) within the DA, which shall be responsible for overall management/administration of the Project's environmental and social risks and impacts;</p> <p>(ii) Designate ESF focal persons/teams at PMO and RPCO levels</p> | <p>(i) Establish PMO by no later than ninety days (90) days after the Effective Date and maintain throughout Project implementation</p> <p>(ii) Not later than 3 months after Effective Date</p> | <p>PMO & RPCO</p> |

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| | <p>(iii) For each Participating Local Government Unit (LGU), establish, and thereafter maintain a Regional Project Coordination Office (RPCO), which shall be responsible for management/ administration of the Project/Sub-project's environmental and social risk and impact of Project/Sub-Project activities implemented at the regional level; and</p> <p>(iv) For each municipality where a Project/Sub-Project exists, establish and thereafter maintain a Provincial/Municipal/City Project Management Implementation Unit (P/M/CPMIU), which shall be responsible for management/ administration of the Project's environmental and social risks and impacts of Project/Sub-project activities implemented at the municipal level and also to the Ancestral Domain (AD) territories.</p> <p>(b) Establish and maintain [formal cooperative relationships] with the partner agencies, National Commission on Indigenous Peoples (NCIP), Ministry of Indigenous Peoples Affairs (MIPA), from BARMM, Local Government Units (LGUs) through formal institutional arrangements (e.g. Joint Administrative Order (JAO), Memorandum of Understanding (MOU), Memorandum of Agreement (MOA) satisfactory to the Bank.</p> | <p>(iii) Establish RPCO prior to the commencement of any Project/Sub-Project activity in each Participating LGU and maintain throughout Project implementation</p> <p>(iv) Establish prior to the commencement of any Project activity in each municipality and maintain throughout the Project implementation</p> <p>Sign Agreements/ Understandings within ninety (90) days after the Effective Date, and maintain throughout Project implementation.</p> | |
| 1.2 | <p>ENVIRONMENTAL AND SOCIAL ASSESSMENT (ESA)</p> <p>Update, adopt and implement the ESMF and related documents including ESMP that have been prepared as part of the ESMF, in a manner consistent with the ESSs and acceptable to the Bank.</p> <p>Undertake detailed assessment and consultations of E&S risks as required by the ESMF prepared for the Project, particularly concerning infrastructure development (Component 2) and enterprise development (Component 3), and as needed propose additional mitigation measures to be incorporated into the ESMF, LMP, and SEP, as needed for Bank approval, and disclosed.</p> | <p>Throughout the Project implementation.</p> <p>Revise and disclose ESMP, LMP and SEP prior to the commencement of field level operations including bids, works in target ancestral domain (AD)</p> | <p>PMO</p> <p>PMO</p> |
| 1.3 | <p>MANAGEMENT TOOLS AND INSTRUMENTS</p> | | <p>RPCO</p> |

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| | <p>Screen and assess the E&S risks and impacts for site-specific infrastructure development (Component 2) and enterprise development (Component 3) activities in compliance with the ESMF, SEP, and LMP and in a manner acceptable to the Bank.</p> <p>Provide orientation to beneficiaries (e.g. on their rights and obligations), link beneficiaries to support services, and draft, adopt, and implement site-specific ESMPs, including Environmental Code of Practice (ECOP) to mitigate the negative impacts of the Sub-Projects and operational health and safety measures.</p> | <p>Site-specific ESA and ESMP shall be prepared and adopted prior to commencement of field level operations including bids and works</p> <p>DA MIADP-PMO shall review, approve sub-contractor's ESMPs and ECOPs, and grant clearance and notice to proceed to Sub-Project contractors prior to commencement of Sub-Projects.</p> <p>As part of social preparation within six (6) months of field level operations including bids and works in target ADs</p> | <p>Department of Environment and Natural Resources (DENR) Regional Offices/Ministry of Environment, Natural Resources and Energy (MENRE)</p> <p>National Commission on Indigenous Peoples (NCIP) Regional Field Offices (RFO)/Ministry of Indigenous Peoples Affairs (MIPA)</p> <p>Provincial/ Municipal/City Project Management and Implementation Unit (P/M/CPMIU) of each Province/Municipality/City Contractors</p> |
| 1.4 | <p>CLEARANCES, PERMITS AND AUTHORIZATIONS</p> <p>Prepare environmental assessment documents to support the application (for new/ amendments/ updates, as required) of Environmental Compliance Certificates (ECCs) or Certificate of Non-Coverage for activities to be funded for implementation, if required.</p> | <p>No later than five months after the Effective Date and prior to the implementation of the identified activities.</p> | <p>PMO RPCO</p> |

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| 1.5 | <p>MANAGEMENT OF CONTRACTORS</p> <ul style="list-style-type: none"> a. Selection of contractors: Ascertain that the contractors are legitimate and reliable entities and able to comply with the relevant E&S requirements of the Project. b. Incorporate the relevant aspects of the ESCP, including the relevant E&S documents and/or plans, LMP, GRM, EHS measures into the procurement documents and contracts and with contractors and supervising firms. c. Ensure that the contractor for rehabilitation develops/updates and submits site specific management plans. The works under the Project can commence only after the update is completed to the satisfaction of the Bank. <p>Performance monitoring: Monitor the performance of the contractors to ensure that they comply with the environmental and social requirements of their respective contracts.</p> | <ul style="list-style-type: none"> a. During the evaluation of bidders b. Prior to the preparation of Project activities procurement documents. c. Prior to deployment by the contractor <p>Supervise contractors throughout Project implementation.</p> | <p>PMO RPCO</p> |
| 1.6 | <p>CONTINGENT EMERGENCY RESPONSE</p> <ul style="list-style-type: none"> a) Ensure that the ‘CERC Manual’ incorporates the E&S management arrangements and requirements in a manner consistent with the ESSs, including the preparation of any required environmental and social instruments for the activities to be carried under the Contingent Emergency Response (Component 5) of the Project. b) Prepare, adopt and disclose ESMF and all the other E&S instruments that may be required for activities under Part 5 of the Project in accordance with the CERC Manual and the ESSs, and thereafter implement the measures and actions required under said instruments, within the timeframes specified in said instruments, all in manner acceptable to the Bank. | <ul style="list-style-type: none"> a) The adoption of the CERC Manual in form, substance and manner acceptable to the Bank is a withdrawal condition under Schedule 2, Section I.F of the Legal Agreement for the Project | <p>PMO</p> |

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| | | b) Prepare and adopt the ESMF for activities under Part 5 of the Project (CERC ESMF) and any E&S instruments required by the CERC ESMF and include these as part of the respective bidding process, if applicable, and ensure the CERC ESMF and required E&S instruments are adopted and disclosed no later than 60 days after the Effective date or before the carrying out of activities under Part 5 of the Project for which the E&S instruments are required, whichever is earlier. Implement the E&S instruments in accordance with their terms, throughout Project implementation. | |
| ESS 2: LABOR AND WORKING CONDITIONS | | | |
| 2.1 | <p>LABOR MANAGEMENT PROCEDURES (LMP)</p> <p>Update, adopt, implement and monitor the Labor Management Procedures (LMP) that have been developed for the Project. LMP shall be in accordance with ESS2, including the Occupational Health and Safety measures.</p> <p>Implement the Code of Conduct which is included in the ESMF and LMP.</p> | <p>Implement the LMP throughout Project implementation.</p> <p>Update the LMP when needed and in agreement with the Bank.</p> <p>Implement the Code of Conduct no later than 90 days from Effective date and maintain throughout Project implementation.</p> | <p>RPCO (Regional Environmental and Social Safeguard Officers)</p> <p>P/M/CPMIU</p> |
| 2.2 | <p>Based on the Social Preparation phase of the Project, update screening tools to reduce exposure to child labor and Sexual Exploitation and Abuse/Sexual Harassment.</p> | <p>Update Screening tools under LMP/ESMF</p> | <p>PMO</p> |
| 2.3 | <p>GRIEVANCE MECHANISM FOR PROJECT WORKERS</p> <p>Establish, maintain and implement the Grievance Mechanism for Project workers, as described in the LMP and in accordance with ESS2.</p> | <p>Grievance Mechanism shall be operational prior to engaging Project workers and shall be maintained throughout Project implementation.</p> | <p>RPCO (Environmental and Social Safeguard Officers)</p> |

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| | Maintain grievance log (records) and monitoring reports, which shall be shared with the Bank. | | MIADP Citizen Monitoring Team (CMT) NCIP Regional Offices (RO)/MIPA P/M/CPMIU |
| ESS 3: RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT | | | |
| 3.1 | <p>RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT</p> <p>Update, adopt, implement and monitor the ESMF's Waste Management Policy (Land/Solid, Water and Air Quality) on each Sub-Project within the Ads</p> | Adopt prior to the commencement of any Project or Sub-Project activities in the ADs, and maintain throughout the Project implementation. | DA MIADP-RPCO |
| 3.2 | <p>PEST MANAGEMENT</p> <p>Screen subprojects for the need of purchase/handling of pesticides and if relevant, prepare and implement Pest Management Plan (PMP) as per template included in ESMF</p> <ul style="list-style-type: none"> ● Through DA provide specialized trainings on integrated crop pest management to the project beneficiaries, including OHS in farm management. ● Subproject beneficiaries to be trained on Integrated Pest Management in coordination with the Municipal Agricultural Office (MAO) or the regional agricultural office. The training to cover chemical handling, dose calculation, storage and disposal of spent pesticide containers and expired chemicals. Encourage subproject beneficiaries to use organic fertilizers. | <p>Develop PMP prior to commencement of activities requiring pest management</p> <p>Oversee PMP implementation – throughout subproject life.</p> <p>Throughout the subproject life</p> | <p>RPCO (Regional Environmental and Social Safeguard Officers)</p> <p>DOH - Regional Offices (DOH-RO)</p> <p>LGUs (Municipal Health Office)</p> <p>MAOs</p> |

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| ESS 4: COMMUNITY HEALTH AND SAFETY | | | |
| 4.1 | <p>COMMUNITY HEALTH AND SAFETY</p> <p>Prepare, adopt, and implement measures and actions to (i) assess and manage specific risks and impacts to the community arising from Project activities (including risks related to the behavior of the project workers, labor influx, increased traffic, increased social interactions between project workers and communities, increased construction activities, and prevent and respond to sexual exploitation and abuse, and sexual harassment, etc.), incorporate these measures in the Community Health and Safety Plan as part of Contractors—ESMP.</p> | Throughout project implementation. | <p>P/M/CPMIU</p> <p>Subproject Contractors</p> |
| 4.2 | <p>SECURITY AND PROTECTION</p> <p>Develop guidance and security protocols to be revised on an on-going basis and included as part of the Memorandum of Agreement between DA and the participating LGUs and ESMF.</p> <p>Orient project workers on security and safety protocols.</p> | <p>As part of the social preparation within 90 days from Effective date and maintain throughout Project implementation.</p> <p>As part of the social preparation within 3 months of field implementation</p> | <p>P/M/CPMIU</p> <p>P/M/CPMIU</p> <p>LGUs (Provincial and Municipal Level Peace, Security and Order Office)</p> <p>Indigenous Peoples Organizations (IPOs)</p> |
| 4.3 | <p>ROAD SAFETY</p> <p>Prepare, adopt, implement and monitor the road safety and traffic management as indicated in the ESMF when required, consistent with ESS4, in a manner acceptable to the Bank.</p> | Adopt by no later than 90 days from Effective date and maintain throughout Project implementation. | <p>RPCO (Regional Environmental and Social Safeguard Officers)</p> <p>P/M/CPMIU</p> <p>LGUs (Provincial and Municipal Level - Peace, Security and Order Office)</p> <p>Indigenous Peoples Organizations (IPOs)</p> |

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| 4.4 | <p>PUBLIC HEALTH CRISIS</p> <p>Prepare, adopt, implement and comply with the DOH/IATF COVID-19 Pandemic Guidelines and observe quarantine protocols.</p> | <p>Adopt as part of the OM before Effective Date</p> <p>Implement throughout the Project (subject to pandemic situation, as announced by authorized government agency and in accordance with corresponding guidelines/protocols of the Inter-Agency Task Force on COVID 19)</p> | <p>PMO (Environmental and Social Safeguard Specialist/Head)</p> <p>RPCO (Regional Environmental and Social Safeguard Officers)</p> <p>DOH - Regional Offices (DOH-RO)</p> <p>LGUs (Municipal Health Office)</p> <p>Indigenous Peoples Organizations (IPOs)</p> |
| ESS 5: LAND ACQUISITION, RESTRICTIONS ON LAND USE AND INVOLUNTARY RESETTLEMENT | | | |
| 5.1 | <p>LAND ACQUISITION</p> <p>The Land Acquisition Framework governs the use for project purposes two types of land: land within an ancestral domain, and land outside of AD boundaries.</p> <p>Based on the Social Preparation, update the Land Acquisition Framework to screen for potential loss/damages of productive assets for each target AD, and proposed sub-project to comply with requirements under ESS5.</p> <p>IPO to seek permission from the respective IPS of the participating ADs for the use of the public spaces/areas in accordance with their customary laws and traditions as validated by NCIP or MIPA, ADAIF and Land Acquisition Framework, documented through an IPS resolution and as found acceptable by the Bank, all in a manner consistent with Environmental and Social Standard (ESS) 5.</p> | <p>As part of the Social Preparation, permission will be obtained before the approval of each sub-project and throughout Project implementation</p> <p>Permission is to be obtained prior to the commencement of the relevant sub-project activities. Throughout Project implementation.</p> | <p>DA MIADP-RPCO (Regional Environmental and Social Safeguard Officers)</p> <p>P/M/CPMIU</p> <p>NCIP Regional Field Offices (RFO)/MIPA</p> <p>Indigenous Peoples Organizations (IPOs)</p> |
| ESS 6: BIODIVERSITY CONSERVATION AND SUSTAINABLE MANAGEMENT OF LIVING NATURAL RESOURCES | | | |
| 6.1 | <p>NATURAL HABITAT</p> | | |

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| MATERIAL MEASURES AND ACTIONS | | TIMEFRAME | RESPONSIBLE ENTITY/AUTHORITY |
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| | Prepare, adopt, and implement site specific Biodiversity Management Plans (BMPs) consistent with the ESMF. The site-specific BMPs will include policies and procedures for the screening and determining of the natural habitats with the ADs | Prepare as part of the social preparation within the first 6 months of field implementation Implement and monitor throughout project life | RPCO (Regional Environmental and Social Safeguard Officers) P/M/CPMIU CMT DENR RFO/MENRE, DENR BMB |
| 6.2 | PROTECTION OF ENDEMIC SPECIES AND MANAGEMENT OF INVASIVE ALIEN SPECIES Prepare, adopt, implement and monitor the inventory of endemic species as part of the environmental and social screening checklist (ESSC) and ESA. | Prepare as part of the social preparation within the first 6 months of field implementation Implement and monitor throughout project life | RPCO (Regional Environmental and Social Safeguard Officers) P/M/CPMIU CMT DENR-RFO/MENRE, DENR-BMB |
| ESS 7: INDIGENOUS PEOPLES/SUB-SAHARAN AFRICAN HISTORICALLY UNDERSERVED TRADITIONAL LOCAL COMMUNITIES | | | |
| 7.1 | Establish and maintain a Memorandum of Agreement with National Commission on Indigenous Peoples (NCIP) and Ministry of Indigenous Peoples Affairs (MIPA) from BARMM, consistent with the requirements of the ESMF and ESS7. | Sign Agreements/ Understandings within ninety (90) days after the Effective date, and maintain throughout Project implementation. | |
| 7.2 | FREE, PRIOR AND INFORMED CONSENT (FPIC) For each sub-project undertaken by ICCs/ IPs in accordance with the ADAIF in regions outside of BARMM, ensure conduct and completion of the validation process required under the national government's FPIC requirements under NCIP Administrative Order No. 3, s2012) in a manner consistent with the agreements required under action 7.1, and consistent with ESS7 For sub-projects undertaken by ICCs/ IPs in accordance with the ADAIF in the BARMM, ensure the conduct and completion of the clearance process, prescribed by the Ministry of Indigenous Peoples Affairs (MIPA) in a manner consistent with the agreements required under action 7.1, and consistent with ESS7. | Based on the validation, FPIC should be obtained before approval of each relevant subproject and throughout Project implementation. | |

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| ESS 8: CULTURAL HERITAGE | | | |
| 8.1 | <p>SCREENING FOR CULTURAL HERITAGE</p> <p>Adopt, implement and monitor a Cultural Heritage Management Plan (CHMP) consistent with the ESMF</p> <p>Screen site-specific sub-projects in accordance with the CHMP, to ensure that the identification and avoidance of impacts on tangible and intangible cultural heritage values</p> <p>Prepare, adopt, implement and monitor inventory of tangible and intangible cultural heritage properties with the coordination from the National Center for Culture and Arts (NCCA), National Historical Commission of the Philippines (NHCP) or the National Museum (NM)</p> | <p>Initial screening: as part of the social preparation within the first 6 months of field implementation or prior to the invitation to bid/ commencement of works, whichever is earlier</p> <p>Update as required and implement throughout the Project implementation period.</p> <p>As part of the social preparation within the first six (6) months of field implementation</p> | <p>RPCO (Regional Environmental and Social Safeguard Officers)</p> <p>NCIP Regional Field Office (RFO)/MIPA</p> <p>NCCA, NHCP or NM</p> |
| ESS 9: FINANCIAL INTERMEDIARIES | | | |
| | Not applicable in this project | | |
| ESS 10: STAKEHOLDER ENGAGEMENT AND INFORMATION DISCLOSURE | | | |
| 10.1 | <p>STAKEHOLDER ENGAGEMENT PLAN</p> <p>Update (when needed), adopt, and implement the guidelines from the Stakeholder Engagement Plan (SEP)</p> | <p>Prepare, disclose and adopt before the Appraisal</p> <p>Implement throughout the Project/sub-projects implementation</p> | <p>RPCO (Regional Environmental and Social Safeguard Officers)</p> <p>CMT (e.g. IPOs, IPs/ICCs and others)</p> <p>P/M/CPMIU</p> |
| 10.2 | <p>PROJECT GRIEVANCE MECHANISM</p> <p>Prepare, adopt, maintain and operate a Grievance Mechanism, as described in the SEP.</p> | <p>By the Effective Date and throughout Project implementation.</p> | <p>PMO (Social and Environmental Safeguards Unit)</p> <p>RPCO (Regional Environmental and Social Safeguard Officers)</p> |

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| CAPACITY SUPPORT (TRAINING) | | |
| <p>Training for the DA MIADP (PMO & RCPO) ESS focal persons (Regional, Provincial & Municipal level) on ESMF, LMP, SEP and other related technical and legal documents/instruments</p> <ul style="list-style-type: none"> ● Preparation of the Environmental and Social Assessment (ESA) ● Preparation of the Environmental and Social Management Plan (ESMP) ● Stakeholder mapping and engagement ● Specific aspects on Environment and Social Assessment (ESA) ● Emergency preparedness and response ● Community Health & Safety ● Orientation on the cultural sensitivity for stakeholders ● Biodiversity Management Plan (BMP) ● Indigenous Peoples Plan and Framework (IPPF) ● Cultural Heritage Management Plan (CHMP) ● Grievance Redress Mechanism (GRM) ● Environmental and social dispute resolution ● Project documentation and reporting ● And other related trainings as required during the project | <p>Before the deployment of the DA MIADP (PMO & RCPO) staff</p> | <p>PMO (Environmental and Social Safeguard Specialist/Head)</p> <p>RPCO (Regional Environmental and Social Safeguard Officers)</p> |