

Kingdom of Tonga

Health Enhancement and Resiliency in Tonga

Project

P180965

Draft

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

26 July 2024

ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN

1. The Kingdom of Tonga (the Recipient) will implement the Health Enhancement and Resiliency in Tonga Project (the Project), with the involvement of the Ministry of Health (MoH) and the Ministry of Finance (MoF) as set out in the Financing Agreement between the International Development Association (the Association) and the Recipient. The Association 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 Association. The ESCP is a part of the Financing 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, 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, said 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 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 Ministry of Health and the Association agree to update the ESCP to reflect these changes through an exchange of letters signed between the Association and the Recipient's Chief Executive Officer of the Ministry of Health. The Recipient shall promptly disclose the updated ESCP.

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 mechanisms.</p>	<p>Submit six-monthly reports to the Association throughout Project implementation, commencing after the Effective Date. Submit each report to the Association not later than 30 days after the end of each reporting period.</p>	<p>MoH Project Management Unit (PMU) with technical and oversight support from the Central Services Unit (CSU) Environmental & Social (E&S) team in MoF</p>
B	<p>INCIDENTS AND ACCIDENTS</p> <p>Promptly notify the Association 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 any contractor and/or supervising firm, as appropriate.</p> <p>Subsequently, at 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>Notify the Association no later than 48 hours after learning of the incident or accident. Provide subsequent report to the Association within a timeframe acceptable to the Association.</p>	<p>PMU with technical and oversight support from the CSU E&S team.</p>
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 and as annexes</p>	<p>PMU</p>

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
	the respective bidding documents and contracts and submit such reports to the Association.	to the reports to be submitted under action A above.	
ESS 1: ASSESSMENT AND MANAGEMENT OF ENVIRONMENTAL AND SOCIAL RISKS AND IMPACTS			
1.1	<p>ORGANIZATIONAL STRUCTURE</p> <p>Establish and maintain a PMU with qualified staff and resources to support management of ESHS risks and impacts of the Project including a full-time E&S Officer.</p>	Engagement of PMU E&S Officer for the duration of the project, by no later than 3 months after the Effective Date of the Financing Agreement for the Project.	MOH
1.2	<p>ENVIRONMENTAL AND SOCIAL INSTRUMENTS</p> <p>1. Update and finalize the Terms of Reference for an Environmental and Social Assessment (ESIA) and corresponding Environmental and Social Management Plan (ESMP) for Component 2 of the Project, in accordance with the ESSs and Good International Industry Practice (GIIP).</p> <p>2. Prepare, adopt, disclose and thereafter implement the ESIA and ESMP for Component 2 of the Project consistent with the relevant ESSs.</p>	<p>1. Submit Terms of Reference (ToR) for ESIA and ESMP for the Association’s prior review and no objection prior to initiating bidding for the E&S consultants.</p> <p>2. Once the ESIA/ESMP is prepared, submit for Association review and No Objection. Once adopted, implement the ESIA/ESMP throughout Project Implementation.</p>	PMU with technical and oversight support from the CSU E&S Team.
1.3	<p>MANAGEMENT OF CONTRACTORS</p> <p>2. Incorporate the relevant aspects of the ESCP, including, inter alia, the relevant E&S instruments, 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.</p>	1. As part of the preparation of procurement documents and respective contracts and implemented throughout the Project implementation.	<p>1. PMU with technical and oversight support from the CSU E&S team.</p> <p>2. PMU with technical oversight and support from the CSU E&S team.</p>

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
	<p>2. Require contractors to prepare, adopt and implement Contractor Environmental and Social Management Plans (CESMP) including labor management plan, detailing the methods to comply with the Project E&S instruments and consistent with the ESMP.</p>	<p>2. CESMPs to be prepared prior to the commencement of works and implemented through Project implementation.</p>	
1.4	<p>TECHNICAL ASSISTANCE</p> <p>Ensure that the consultancies, studies (including feasibility studies if applicable), capacity building, training, and any other technical assistance activities under the Project, including, inter alia, preparation of the ESIA and corresponding ESMP, are carried out 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>	<p>PMU with technical and oversight support from the CSU ESS.</p>
1.5	<p>CONTINGENT EMERGENCY RESPONSE FINANCING</p> <p>1. Ensure that the CERC Manual includes a description of the ESHS assessment and management arrangements for the implementation of the CERC Component 4, in accordance with the ESSs.</p> <p>2. Prepare, disclose and adopt any environmental and social (E&S) instruments which may be required for activities under CERC, Component 4 of the Project, in accordance with the CERC Manual to be prepared in accordance with the ESSs, and thereafter implement the measures and actions required under said E&S instruments, within the timeframes specified in said E&S instruments.</p>	<p>1. The adoption of the CERC manual in form and substance acceptable to the Association is a withdrawal condition under the Financing Agreement for the Project.</p> <p>2. Adopt any required E&S instrument and include it as part of the respective bidding process, if applicable, and in any case, before the carrying out of the relevant Project activities for which the E&S instrument is required. Implement the E&S instruments in accordance with their terms, throughout Project implementation.</p>	<p>MoF</p>

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ESS 2: LABOR AND WORKING CONDITIONS			
2.1	<p>LABOR MANAGEMENT PROCEDURES</p> <p>ESS2 applies to all project workers under the Project. Tongan public service legislation and regulations apply to direct workers ie PMU staff and national consultants directly contracted by the PMU including the Public Service Act 2002 and the Tonga Public Service Policy Manual 2020.</p> <p>Prepare, consult, adopt, disclose and implement labor management procedures (LMP) for the Project to set out the way in which contracted workers undertaking construction works under Component 2 will be managed in accordance with Tongan Law and ESS2, addressing any significant gaps in labor and worker health safety risks including gaps in relation to occupational health and safety (including personal protective equipment, and emergency preparedness and response) to workers, 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> <p>Measures to manage international contracted workers supporting technical assistance activities will be provided in the POM.</p>	<p>Contracts for direct workers to be in compliance with Tongan law and ESS2, prior to workers commencing work.</p> <p>LMP to be included in the ESMP and thereafter to be implemented through project implementation.</p> <p>Adopt and implement measures in POM no later than 4 months after the Effective Date and thereafter implement through project implementation.</p>	<p>PMU with technical and oversight support from the CSU ESS.</p>
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>	<p>The LMP prepared for the Project contains the grievance mechanism for workers and is maintained throughout project implementation.</p>	<p>PMU with oversight by the CIU E&S team.</p>
ESS 3: RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT			

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
3.1	<p>WASTE MANAGEMENT PLAN</p> <ol style="list-style-type: none"> 1. As part of the ESMP, develop, adopt and implement a Waste Management Plan (WMP), to manage hazardous and non-hazardous construction wastes, consistent with ESS3. 2. Document in the Project Operation Manual guidance on end-of-life management of e-waste and medical equipment to avoid pollution, consistent with ESS3. 3. Prepare, adopt and implement a Healthcare Waste Management (HCWM) Plan, in accordance with the relevant WBG EHSGs Guidelines and other relevant GIIP including relevant WHO guidelines, including: <ul style="list-style-type: none"> - Update HCWM procedures, including monitoring of HCWMP implementation. - Update Infection Prevention and Control Plan (IPCP) - Training plan on IPCP and HCWM procedures for health care staff involved in waste segregation, management, and disposal. 4. Select appropriate incinerator model and site based on criteria which are acceptable to the Association and in accordance with the ESSs and good international industry practice and prepare Operations and maintenance procedures for the incinerator. 	<ol style="list-style-type: none"> 1. Submit the ESIA/ESMP including WMP for Association review and No Objection. Once adopted, implement ESIA/ESMP throughout Project Implementation. 2. Prepare, adopt and implement waste management measures in the POM no later than 4 months of Effective Date, and thereafter implement throughout Project implementation. 3. Update and adopt HCWM Plan and Update IPCP. Submit for Association review and No Objection. Once adopted, implement throughout Hospital Operation. 4. Documents outlining planned Incinerator model, siting and operations and maintenance procedures to be submitted to the Association for no objection prior to commencement of procurement process for the incinerator. 	<ol style="list-style-type: none"> 1. MOH, PMU with technical and oversight support from the CSU ESS. 2. PMU 3. MoH 4. PMU

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
3.2	<p>RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT</p> <p>Incorporate resource efficiency and pollution prevention and management measures during Design of Vava’u Hospital.</p> <p>Develop and include in the POM and ESIA/ESMP measures for sustainable sourcing of construction material, resource efficiency, energy efficiency, pollution prevention and management measures.</p> <p>Update HCWM procedures and Infection Prevention and Control Plan (IPCP).</p>	<p>TOR for design consultant to include resource efficiency requirements.</p> <p>Adopt and implement measures in the POM no later than 4 months of Effective Date, and thereafter implement the WMP and HCWMP throughout Project implementation.</p>	<p>PMU with technical support and oversight support from the CSU ESS.</p>
ESS 4: COMMUNITY HEALTH AND SAFETY			
4.1	<p>TRAFFIC AND ROAD SAFETY</p> <p>Incorporate and implement measures to manage traffic and road safety risks as required in the ESIA/ESMP to be developed under action 1.2 above and included in the CESMP.</p>	<p>Developed and implemented as part of ESIA/ESMP and same timeframe for adoption and implementation of the CSEMP</p>	<p>PMU with technical and oversight support from the CSU ESS.</p>
4.2	<p>COMMUNITY HEALTH AND SAFETY</p> <p>Prepare, adopt and implement measures and action to assess and manage specific risks and impacts to the community arising from Project activities including: code of conduct to manage the behavior of Project workers, risks of labor influx, response to emergency situations, and include mitigation measures in the ESMP to be prepared in accordance with ESS2 and ESS4, and ensure they are subsequently included and implemented as part of the CESMP.</p>	<p>Developed and implemented as part of ESIA/ESMP and same timeframe for adoption and implementation of the CSEMP</p>	<p>PMU with technical and oversight support from the CSU ESS.</p>

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
4.3	<p>SEA AND SH RISKS</p> <p>Implement SEA/SH actions as part of ESMP and LMP to assess and manage risks of SEA/SH.</p>	Throughout Project implementation	PMU with technical oversight and support from the CIU
ESS 6: BIODIVERSITY CONSERVATION AND SUSTAINABLE MANAGEMENT OF LIVING NATURAL RESOURCES			
6.1	<p>BIODIVERSITY RISKS AND IMPACTS</p> <p>Adopt and implement mitigation and management measures for potential biodiversity risks and impacts of Project activities consistent with ESS6 and include and implement such measures as requirements in ESIA/ESMP and also in the bid documents for civil works.</p>	Throughout Project Implementation	PMU with technical and oversight support from the CSU ESS.
ESS 8: CULTURAL HERITAGE			
8.1	<p>CHANCE FINDS</p> <p>Describe and implement the Chance Finds Procedures developed for the Project, consistent with ESS8, as part of the ESMP and in CESMPs.</p>	Developed and implemented as part of ESIA/ESMP and same timeframe for adoption and implementation of the CSEMP	PMU with technical and oversight support from the CSU ESS.
ESS 10: STAKEHOLDER ENGAGEMENT AND INFORMATION DISCLOSURE			
10.1	<p>STAKEHOLDER ENGAGEMENT PLAN PREPARATION AND IMPLEMENTATION</p> <p>Prepare, adopt 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.</p>	Prepare draft SEP and disclose prior to Appraisal. Finalize, adopt and disclose the final SEP prior to the commencement of project activities. Implement throughout Project implementation.	PMU with technical and oversight support from the CSU ESS.

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
10.2	<p>PROJECT GRIEVANCE MECHANISM</p> <p>Establish, publicize, maintain, and operate an accessible grievance redress mechanism (GRM), 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.</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 (GBV) providers, all in a safe, confidential, and survivor-centered manner.</p>	GRM to be established and operational prior to the commencement of project activities . Maintain throughout Project Implementation.	PMU with technical and oversight support from the CSU ESS.
CAPACITY SUPPORT			
CS1	PMU staff to receive training on project E&S instruments and the roles, and responsibilities of different key agencies in E&S risk management.	No later than 3 months after the Effective Date, and as new staff join.	MOH, PMU to arrange training and keep records. CSU E&S Team to prepare and deliver training.
CS2	All project workers to receive training on occupational health and safety, GBV and SEA/SH prevention and awareness raising, community and occupational health and safety, environmental incidents and emergency prevention and responses to emergency situations, and the grievance mechanisms.	As required, prior to work commencing, and throughout Project Implementation as new workers are engaged.	PMU to arrange training and keep records. CSU to prepare and deliver training.
CS3	Contractors to receive training on the relevant aspects of the Project E&S instruments and relevant ESHS requirements, including preparation and implementation of CESMPs.	Prior to preparation of CESMP, prior to mobilization, and throughout duration of their contract.	PMU to arrange training and keep records.

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
CS4	Healthcare and Waste Management staff to receive training on IPCP and HCWM procedures, particularly for those health care staff involved in waste segregation, management, and disposal.	Prior to installation of the incinerator and every 12 months thereafter	MoH to arrange training and keep records.
CS5	PMU E&S Specialists and other project workers as relevant to receive training, as offered by external training providers, on areas of environmental and social risk management to support their capacity building.	Throughout project implementation.	PMU