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la gente**

Argentine Republic

Ministry of Public Works

# Climate Resilient Infrastructure for Urban Flood Risk Management Project (P178534)

Negotiated version

## ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN (ESCP)

March 15, 2023



Ministerio de  
Obras Públicas  
Argentina

Secretaría de  
Gestión  
Administrativa

Dirección General de  
Programas y Proyectos  
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## ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN

1. The Argentine Republic (the “**Borrower**”) through the Ministry of Public Works (*Ministerio de Obras Públicas de la Nación, MOP*), shall implement the Project “Climate Resilient Infrastructure for Urban Flood Risk Management” (the “**Project**”). The International Bank for Reconstruction and Development (the “**Bank**”), has agreed to provide financing for the Project, as set out in the Loan Agreement.
2. The Borrower, through MOP, shall carry out the Project 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. Unless otherwise defined in this ESCP, capitalized terms used in this ESCP have the meanings ascribed to them in the Loan Agreement.
3. Without limitation to the foregoing, this ESCP sets out material measures and actions that the Borrower, through MOP, 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 (ES) 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 of the Bank.
4. As agreed by the Bank and the Borrower, through MOP, 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 MOP, and the Bank agree to update the ESCP to reflect these changes through an exchange of letters signed between the Bank and the Borrower, through the General Director of the Sectorial and Special Programs Directorate (*Dirección General de Programas y Proyectos Sectoriales y Especiales*) of the MOP. The Borrower, through the MOP, shall promptly disclose the updated ESCP.



MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
<b>MONITORING AND REPORTING</b>			
A	<p><b>REGULAR REPORTING</b></p> <p>Prepare and submit to the Bank 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&amp;S instruments required under the ESCP, stakeholder engagement activities, and functioning of the grievance mechanism(s).</p>	<p>Submit reports no later than 60 days after the end of each calendar semester as part of the Project Reports required under the Loan Agreement.</p> <p>Throughout Project implementation.</p>	<p>Ministry of Public Works (MOP), General Directorate of Sectorial and Special Programs and Projects (DiGePPSE)</p>
B	<p><b>INCIDENTS AND ACCIDENTS</b></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, 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 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 Bank no later than 48 hours after learning of the incident or accident. Provide subsequent report to the Bank within a timeframe acceptable to the Bank, as requested.</p> <p>Throughout Project implementation.</p>	<p>MOP / DiGePPSE</p>
<b>ESS 1: ASSESSMENT AND MANAGEMENT OF ENVIRONMENTAL AND SOCIAL RISKS AND IMPACTS</b>			
1.1	<p><b>ORGANIZATIONAL STRUCTURE</b></p> <p>Operate and maintain an organizational structure within the DiGePPSE with a dedicated team of qualified staff and resources to support management of ESHS risks and impacts of the Project, comprised of five environmental specialists, two social specialists, two health and safety specialists and one general ESHS coordinator, with the support of a communications / public relations specialist. The dedicated team shall coordinate its functions with the substantive areas of the MOP and the sub-national entities involved in Project activities.</p>	<p>The team including the qualified E&amp;S staff is already established.</p> <p>The team shall remain operational and shall be maintained throughout Project implementation. Any change in the team composition shall be subject to prior written agreement with the Bank.</p>	<p>MOP / DiGePPSE</p>
1.2	<p><b>ENVIRONMENTAL AND SOCIAL INSTRUMENTS</b></p> <p>1. Cause Participating Provinces and Participating Municipalities for pre-identified interventions (subprojects) to develop, consult, adopt and disclose the Environmental and Social Impact Assessments (ESIAs) and the</p>	<p>1. Finalize the ESIAs and ESMPs before the related bidding documents are distributed to bidders or disclosed. Ensure the respective site-specific ESMP is implemented</p>	<p>MOP / DiGePPSE</p>



MATERIAL MEASURES AND ACTIONS	TIMEFRAME	RESPONSIBLE ENTITY
<p>corresponding Environmental and Social Management Plans (ESMPs), consistent to the ESSs. To that end, Participating Provinces and Participating Municipalities shall use Terms of Reference acceptable to the Bank. The bidding documents shall incorporate site-specific ESMPs.</p> <p>2. Develop, consult, adopt and implement an Environmental and Social Management Framework (ESMF) for the Project, consistent with the relevant ESSs.</p> <p>3. Cause Participating Provinces and Participating Municipalities to develop, consult, adopt and disclose the ESIA and/or site-specific ESMP for the proposed subprojects at Project implementation stage, as set out in the ESMF. The proposed subprojects and/or activities described in the exclusion list set out in the ESMF shall be ineligible to receive financing under the Project.</p>	<p>throughout subproject implementation.</p> <p>2.a. Prepare a draft ESMF acceptable to the Bank and disclose it for consultation purposes no later than 60 days after the Effective Date.</p> <p>2.b. Carry out meaningful consultations with stakeholders on the draft ESMF as described in the Stakeholder Engagement Plan (SEP) (see action 10.1)</p> <p>2.c. The updated ESMF, incorporating the results of the consultation process, shall be submitted for the Bank's no objection and adopted no later than 120 days after the Effective Date and before initiating the preparation of any subproject to be selected during implementation, whichever comes first.</p> <p>2.d. Once adopted, implement the ESMF throughout Project implementation.</p> <p>3. Finalize the ESIA and ESMP before launching the bidding process for the respective subproject that requires the adoption of such ESIA and ESMP. Ensure the respective site-specific ESMP is implemented throughout subproject implementation.</p>	
<p><b>MANAGEMENT OF CONTRACTORS</b></p> <p>Incorporate the relevant aspects of the ESCP, including, inter alia, the relevant E&amp;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>	<p>As part of the preparation of procurement documents and respective contracts.</p> <p>Supervise contractors throughout Project implementation.</p>	<p>MOP / DiGePPSE</p>
<p><b>TECHNICAL ASSISTANCE</b></p> <p>Ensure that consultancies, studies, capacity building, training, and any other technical assistance activities of the Project are carried out in accordance with terms of reference acceptable to the Bank that are consistent with the ESSs.</p>	<p>Throughout Project implementation.</p>	<p>MOP / DiGePPSE</p>



MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
	Thereafter ensure that the outputs of such activities comply with the terms of reference.		
1.5	<p><b>CONTINGENT EMERGENCY RESPONSE FINANCING</b></p> <p>1. Ensure that the Contingent Emergency Response Manual (CERC Manual) includes a description of the ESHS assessment and management arrangements, and environmental and social management arrangements that are consistent with the ESS, including a specific ESMF-CERC.</p> <p>2. Prepare, disclose, consult on, and adopt any environmental and / or social instrument that may be required for activities under the Part 4 of the Project (Contingent Emergency Response Part) in the event of the component being activated, in accordance with the CERC Manual and the ESMF-CERC, and thereafter implement the measures and actions required under said instrument(s), within the timeframes specified in said instrument(s).</p>	<p>1. Adoption of the CERC Manual, including the ESMF-CERC, in form and substance acceptable to the Bank is a withdrawal condition under Section III.B.1(c)(ii) of Schedule 2 of the Loan Agreement for the Project.</p> <p>2. Adopt any required environmental and / or social 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 said instrument(s) is(are) required. Implement the instrument(s) in accordance with their terms, throughout Project implementation.</p>	<p>MOP / DiGePPSE</p> <p>The implementation agency for the CERC Part of the Project shall be determined in accordance with a CERC Manual</p>
<b>ESS 2: LABOR AND WORKING CONDITIONS</b>			
2.1	<p><b>LABOR MANAGEMENT PROCEDURES</b></p> <p>Prepare, adopt, disclose, and implement the Labor Management Procedures (LMP) in a manner acceptable to the Bank, 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>	<p>The LMP shall be submitted for the Bank's no objection, adopted and published no later than 60 days from the Effective Date or prior to the hiring of any Project Worker, whichever comes first.</p> <p>Once approved, the LMP shall be implemented throughout the execution of the Project.</p>	<p>MOP / DiGePPSE</p>
2.2	<p><b>GRIEVANCE MECHANISM FOR PROJECT WORKERS</b></p> <p>Establish, maintain, and operate a grievance mechanism for Project workers, as described in the LMP, in a manner acceptable to the Bank and consistent with ESS 2.</p>	<p>Grievance mechanism for Project workers established in the same timeframe as the LMP (action 2.1) and implemented throughout the execution of the Project.</p>	<p>MOP / DiGePPSE</p>
<b>ESS 3: RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT</b>			
3.1	<p><b>RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT</b></p> <p>Ensure that resource efficiency and pollution prevention and management</p>	<p>Same timeframes for the adoption and implementation of</p>	<p>MOP / DiGePPSE</p>



MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
	measures are incorporated in the ESMPs.	the ESMPs according to action 1.2.	
<b>ESS 4: COMMUNITY HEALTH AND SAFETY</b>			
4.1	<p><b>COMMUNITY HEALTH AND SAFETY</b></p> <p>Ensure that specific risks and impacts to the community arising from Project activities, including, inter alia, behavior of Project workers, risks of labor influx, road safety, spreading of disease, and response to emergency situations, are assessed and mitigation measures included in the ESMPs.</p>	Same timeframes for the adoption and implementation of the ESMPs according to action 1.2.	MOP / DiGePPSE
<b>ESS 5: LAND ACQUISITION, RESTRICTIONS ON LAND USE AND INVOLUNTARY RESETTLEMENT</b>			
5.1	<p><b>RESETTLEMENT POLICY FRAMEWORK</b></p> <ol style="list-style-type: none"> <li>Carry out a consultation with stakeholders on the draft Resettlement Policy Framework (RPF) prepared for the Project in a manner acceptable to the Bank.</li> <li>Update the RPF with the results of the consultation, with all pertinent mitigation measures, and submit it for Bank approval (No Objection)</li> <li>Adopt, disclose and implement the RPF prepared for the Project, in a manner acceptable to the Bank.</li> </ol>	<ol style="list-style-type: none"> <li>The consultation on the draft RPF, consistent with the provisions of the SEP (see action 10.1), shall be completed within 45 days after the Effective Date.</li> <li>Submit the updated RPF for the Bank's no objection no later than 60 days after the Effective Date.</li> <li>Once the no objection is provided, adopt and disclose the updated RPF, and thereafter implement the RPF throughout Project implementation.</li> </ol>	MOP / DiGePPSE
5.2	<p><b>RESETTLEMENT PLANS</b></p> <p>Cause the Participating Provinces to prepare, consult, adopt, disclose, and implement the resettlement plans (RPs) for any subproject and other project activities that require the preparation of RPs, with the collaboration of the Participating Municipalities involved in the subproject as applicable, and supervise the process, all according to the provisions of the RPF and the ESS5, in a manner acceptable to the Bank. If necessary, provide the resources for the implementation of the RP. Large scale resettlement (i.e. more than 50 households) shall be ineligible to receive financing under this Project; the E&amp;S screenings as set out in the ESMF or ESAs (as the case may be) shall inform this determination.</p>	RPs shall be submitted for prior Bank no objection, as set out in the RPF and shall be implemented thereafter before any activity related to the subproject or corresponding Project activity is carried out, including ensuring that before taking possession of the land and related assets, full compensation has been provided and, as applicable displaced people have been resettled and moving allowances have been provided.	MOP / DiGePPSE
5.3	<p><b>GRIEVANCE MECHANISM</b></p> <p>Ensure that the grievance mechanism (GM) used to address grievances related to</p>	The same timeframe as for implementation of 5.1 in the	MOP / DiGePPSE



MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
	resettlement is described in the RPF, the RPs and the SEP. The GM shall consider the availability of legal resources or alternative conflict resolution mechanisms that may exist within the communities.	case of the RPF, of 5.2 for RPs, and of 10.2 for the SEP.	
<b>ESS 6: BIODIVERSITY CONSERVATION AND SUSTAINABLE MANAGEMENT OF LIVING NATURAL RESOURCES</b> – Not currently relevant			
<b>ESS 7: INDIGENOUS PEOPLES/SUB-SAHARAN AFRICAN HISTORICALLY UNDERSERVED TRADITIONAL LOCAL COMMUNITIES</b> – Not currently relevant			
<b>ESS 8: CULTURAL HERITAGE</b>			
	<b>PROTECTION OF CULTURAL HERITAGE</b> Prepare, adopt and implement measures to protect tangible and intangible cultural heritage, including potential chance finds, and incorporate them into the ESMF, and require Participating Provinces and Participating Municipalities to do same in specific ESMPs if applicable, as per action 1.2 above, in a manner acceptable to the Bank and consistent with the provisions of ESS 8.	Established in the ESMF, and specific ESMPs if applicable, according to action 1.2.	MOP / DiGePPSE
8.1			
<b>ESS 9: FINANCIAL INTERMEDIARIES</b> – Not currently relevant			
<b>ESS 10: STAKEHOLDER ENGAGEMENT AND INFORMATION DISCLOSURE</b>			
	<b>STAKEHOLDER ENGAGEMENT PLAN PREPARATION AND IMPLEMENTATION</b> 1. Carry out meaningful consultations with stakeholders on the draft Stakeholder Engagement Plan (SEP) prepared for the Project, consistent with ESS10, in a manner acceptable to the Bank. 2. Update the SEP with the results of the consultation and submit it for the Bank's No Objection. 3. Adopt, disclose and implement the SEP for the Project, consistent with ESS10, in a manner acceptable to the Bank. The SEP 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.	1. The consultation of the draft SEP shall be completed no later than 45 days after the Effective Date. 2. Submit the updated SEP for the Bank's no objection no later than 60 days after the Effective Date. 3. Once the no objection is provided, the updated SEP shall be adopted and disclosed and implemented in accordance with its terms, as required, throughout the Project implementation.	MOP / DiGePPSE
10.1			
10.2	<b>PROJECT GRIEVANCE MECHANISM</b>		



MATERIAL MEASURES AND ACTIONS	TIMEFRAME	RESPONSIBLE ENTITY
<p>Publicize, maintain, and operate an accessible grievance mechanism (GM), 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 and as described in the SEP.</p> <p>The updated 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>	<p>The Grievance Mechanism shall be established and publicized no later than 60 days after the Effective Date, consistent with action 10.1., and thereafter maintained and operated throughout Project implementation.</p>	<p>MOP / DiGePPSE</p>
<b>CAPACITY SUPPORT</b>		
<p>CS1</p> <p>Train relevant MOP staff (the teams involved in the Execution Entity of the Project, DIGEPPSE and the Infrastructure and Water Policy Secretariat, SIPH), Participating Provinces, Participating Municipalities and Project workers, as appropriate, on:</p> <ul style="list-style-type: none"> <li>• stakeholder mapping and engagement</li> <li>• specific aspects of environmental and social assessment and monitoring</li> <li>• occupational health and safety</li> <li>• emergency preparedness and response</li> <li>• community health and safety</li> <li>• GMs and grievance management</li> <li>• Gender and intercultural perspective</li> <li>• SEA/SH risk prevention</li> <li>• Other environmental and social issues defined in the Environmental and Social Instruments</li> </ul>	<p>The Training Plan shall be prepared as part of the ESMF and, therefore, within the same timeframes for the adoption and implementation established for action 1.2 indicated above</p>	<p>MOP / DiGePPSE</p>