

Socialist Republic of Viet Nam

**Viet Nam Partnership for Market (PMI) Project
(P178165)**

[Draft]

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

April 2023

ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN

1. The Socialist Republic of Viet Nam (the Recipient) will implement the Viet Nam Partnership for Market Implementation (PIMI) Project (the Project), with the involvement of the Ministry of Natural Resources and Environment (MONRE) as its implementing agency, as set out in the Grant Agreement and the Project Agreement. The World Bank acting as the administrator of Partnership for Market Implementation 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 World Bank. The ESCP is a part of the Grant 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 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 ESSs, and in form and substance, and in a manner acceptable to the World Bank. 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 MONRE 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 through MONRE. 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 regular monitoring reports to the World Bank 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, stakeholder engagement activities, functioning of the grievance mechanism(s).</p>	Semi-annually	MONRE/Project Management Unit (PMU)
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 adverse effects on the environment, the affected communities, the public or workers, and provide sufficient detail 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 and supervising entity, as appropriate. Subsequently, as per the World Bank’s request, prepare an incident register and propose any measures to prevent its recurrence.</p>	Incidents and accident will be reported immediately, not later than 48 hours after learning of the incident or accident to the World Bank	MONRE/PMU
C	<p>CONTRACTORS’ QUARTERLY REPORTS</p> <p>When the Project is in operation, ensure that the contractors prepare and submit monthly monitoring and progress reports to the PMU. The reports shall include the details of the project’s environmental and social impacts and taking the appropriate mitigation measures. For the serious cases, the PMU must immediately notify the World Bank.</p>	Quarterly progress and monitoring reports shall be prepared and submitted to the World Bank throughout the period of Project implementation	MONRE/PMU
ESS 1: ASSESSMENT AND MANAGEMENT OF ENVIRONMENTAL AND SOCIAL RISKS AND IMPACTS			
1.1	<p>ORGANIZATIONAL STRUCTURE</p> <p>Assign qualified staff within the PMU and resources to support management of environmental & social risks and impacts of the project.</p>	As part of the PMU, an organizational structure including one focal point for environmental and social aspects will be established by the effective date of the grant agreement.	MONRE/PMU
1.3	<p>MANAGEMENT OF CONTRACTORS</p> <ul style="list-style-type: none"> - Terms of References (TORs) to conduct the project activities (technical study, policy analysis, plans, training, and capacity building) shall be sent to the World Bank for reviewing to and ensure that the requirements of the World Bank Environmental and Social Framework (ESF) is effectively integrated and issuance of the World Bank’s no objection. - Potential impacts associated with any downstream activities identified through the technical and policy analysis/study will be considered through the TORs for the consultant(s) undertaking this work. 	Throughout Project implementation.	MONRE/PMU

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 are carried out in accordance with terms of reference acceptable to the World Bank, that are consistent with the ESSs. Thereafter ensure that the outputs of such activities comply with the terms of reference.</p>	Throughout Project implementation.	MONRE/PMU
ESS 2: LABOR AND WORKING CONDITIONS			
2.1	<p>LABOR MANAGEMENT PROCEDURES (LMP)</p> <ul style="list-style-type: none"> - Establish employment contracts for the PMU staff in accordance with the requirements of the national laws. The procedure is set out in the LMP including the requirements of labor and working conditions following the Labor Law, especially the Decree No. 145/2020/ND-CP regarding to the prevention of, and combating, sexual harassment in the workplace. - Incorporate relevant provisions of ESS2 (which is broadly consistent with the requirements of the Vietnamese laws for the purposes of this type of work) in all consultancy contracts and in bidding documents. Ensure that these provisions are satisfactorily implemented. 	Throughout Project implementation.	MONRE/PMU
2.2	<p>GRIEVANCE MECHANISM FOR PROJECT WORKERS</p> <p>Maintain grievance redress mechanism available to the project workers as regulated in the Labor Code (articles 58 and 132), Decree No. 24/2018/ND-CP (dated 27/2/2018) and the LMP.</p>	Throughout Project implementation.	MONRE/PMU
ESS 3: RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT			
3.2	<p>RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT</p> <ul style="list-style-type: none"> - The overall TA studies and policy analysis will include considerations for analysis of alternatives for more environmentally friendly designs and technologies and ensure the positive ones are promoted. - Potential impacts associated with any downstream activities identified through the technical and policy analysis/study will be considered through the TORs for the consultant(s) undertaking this work. - Budget, staffing and operational arrangement will be made available for trainings related to waste disposal of used training and workshop materials. 	Throughout Project implementation.	MONRE/PMU
ESS 4: COMMUNITY HEALTH AND SAFETY <i>Not relevant</i>			

ESS 5: LAND ACQUISITION, RESTRICTIONS ON LAND USE AND INVOLUNTARY RESETTLEMENT <i>Not relevant</i>		
ESS 6: BIODIVERSITY CONSERVATION AND SUSTAINABLE MANAGEMENT OF LIVING NATURAL RESOURCES <i>Not relevant</i>		
ESS 7: INDIGENOUS PEOPLES		
7.1	<p>INDIGENOUS PEOPLES PLAN:</p> <p>Implement the provisions included in the SEP to ensure meaningful and culturally appropriate consultations, information disclosure, and grievance mechanisms available to ethnic minorities.</p> <p>Implement the measures included in the LMP to promote inclusion in job-related activities among ethnic minority groups.</p> <p>The TORs to conduct the Project’s activities (technical study, policy analysis, plans, training, and capacity building) will include an assessment of the anticipated potential impacts, risks, and opportunities for ethnic minorities related to the policy and TA activities supported by this grant. The proposed activities related to ethnic minorities should be applied during project implementation.</p>	<p>Throughout Project implementation.</p> <p><i>MONRE/PMU</i></p>
ESS 8: CULTURAL HERITAGE <i>Not relevant</i>		
ESS 9: FINANCIAL INTERMEDIARIES <i>Not relevant</i>		
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 includes 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>	<p>Throughout Project implementation.</p> <p><i>MONRE/PMU</i></p>
10.2	<p>PROJECT GRIEVANCE MECHANISM</p> <p>Establish, publicize, maintain, and operate an accessible grievance 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.</p>	<p>Throughout Project implementation.</p> <p><i>MONRE/PMU</i></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.		
CAPACITY SUPPORT			
CS1	Submit to the World Bank ToRs for training and capacity building for reviewing to ensure that the requirements of the ESF policy are effectively integrated and for the issuance of World Bank’s no objection to them. After that, the training shall be delivered (as appropriate) on the ESF and the specific application to the project, and the aspects of environmental and social risk management.	Throughout Project implementation.	<i>MONRE/PMU</i>