



REPUBLIC OF KENYA

MINISTRY OF AGRICULTURE, LIVESTOCK, FISHERIES AND COOPERATIVE

KENYA EMERGENCY LOCUST RESPONSE PROGRAM

Environmental and Social Commitment Plan

DECEMBER 2021

ENVIRONMENTAL & SOCIAL COMMITMENT PLAN FOR THE EMERGENCY LOCUST RESPONSE PROJECT PHASE 1 – KENYA (P177843)

1. The Republic of Kenya (the **Recipient**) shall implement the Additional Financing (AF) for the Emergency Locust Response Project Phase -1 Kenya (the **Project**), with the involvement of the Ministry of Agriculture, Livestock, Fisheries and Cooperative (MoALFC). The International Development Association (hereinafter the Bank/the Association) has agreed to provide financing for the Project.
2. The Government of Kenya will implement material measures and actions so that the Project is implemented in accordance with the Environmental and Social Standards (**ESSs**). This Environmental and Social Commitment Plan (**ESCP**) sets out material measures and actions, any specific documents or plans, as well as the timing for each of these.
3. The Recipient will also comply with the provisions of any other E&S Documents required under the ESF and referred to in this ESCP such as Project wide Stakeholder Engagement Plan (SEP) and Labor Management Procedures (LMP) and the following instruments which were prepared for Component 2 Environmental and Social Management Framework for Component 2 (ESMF2), Integrated Pest Management Plan for Component 2 (IPMP2), Security Management Plan (SMP), GBV Action Plan, Indigenous Peoples/Sub-Saharan African Historically Underserved Traditional Local Communities Planning Framework (IP/SSAHUTLCPF); and the Environmental and Social Management Plans (ESMPs) to be developed for subprojects and the timelines specified in those E&S documents.
4. The Recipient is responsible for compliance with all requirements of the ESCP.
5. Implementation of the material measures and actions set out in this ESCP will be monitored and reported to the Association by the Recipient as required by the ESCP and the conditions of the legal agreement, and the Association will monitor and assess progress and completion of the material measures and actions throughout implementation of the Project.
6. As agreed by the Association and the Recipient, this ESCP may be revised from time to time during Project implementation, to reflect adaptive management of Project changes and unforeseen circumstances or in response to assessment of Project performance conducted under the ESCP itself. In such circumstances, the Recipient will agree to the changes with the Association and will update the ESCP to reflect such changes. Agreement on changes to the ESCP will be documented through the exchange of letters signed between the Association and the Recipient. The Recipient will promptly disclose the updated ESCP.
7. Where Project changes, unforeseen circumstances, or Project performance result in changes to the risks and impacts during Project implementation, the Recipient shall provide additional funds, if needed, to implement actions and measures to address such risks and impacts which may include health and safety, gender-based violence or environmental impacts.

1.2	<p>ENVIRONMENTAL AND SOCIAL ASSESSMENT/ MANAGEMENT PLANS AND INSTRUMENTS/ CONTRACTORS</p> <p>i. Assess the environmental and social risks and impacts of the proposed Project activities, including consideration of disadvantaged or vulnerable groups and individuals, including the Traditional Local Communities, to ensure they have access to development benefits resulting from the Project; in accordance with the ESSs and the Environmental and Social Framework (ESF).</p> <p>ii. The Ministry shall implement the environmental and social risk management instruments prepared for Component 2 of the parent project (P173702), these include the ESMF2, which includes a description of the targeting mechanism, the IP/SSAHUTLCPF in line with ESS7, GBV Action Plan, LMP, Security Management Plan (SMP) and the IPMP2.</p> <p>iii. Screen any proposed subprojects under the different components in accordance with the requirements of ESMF2.</p> <p>iv. Prepare, consult, publicly disclose and implement any environmental and social management plans or other instruments, as required for the respective Project activities, based on the assessment process in accordance with the ESSs and the ESMF2 in a manner acceptable to the Association.</p> <p>v. Incorporate the relevant aspects of this ESCP, including, inter alia, any ESMPs or other instruments, ESS2 requirements, ESS7 requirements (where relevant) and any other required ESHS measures, into the ESHS specifications of the procurement documents and contracts with contractors (if any) and supervising firms. Thereafter ensure that the contractors and supervising firms comply with the ESHS specifications of their respective contracts.</p> <p>vii) Assess any unforeseen impacts, including those identified via the Grievance Redress Mechanism (GRM), and implement respective corrective measures, including compensation, where appropriate.</p>	<p>i). Throughout Project implementation</p> <p>ii). Throughout Project implementation</p> <p>iii. Before subprojects implementation</p> <p>iv). Throughout Project implementation</p> <p>v). Before launching the procurement process for the relevant activities and thereafter throughout undertaking such activities</p> <p>vii) Throughout Project implementation</p>	<p>Ministry of Agriculture, Livestock, Fisheries and Cooperative</p>
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1.3	<p>EXCLUSIONS: Exclude the following types of activities as ineligible for financing under the Project:</p> <ul style="list-style-type: none"> • Activities that may cause long term, permanent and/or irreversible (e.g. loss of major natural habitat) impacts. • Activities that have a high probability of causing serious adverse effects to human health and/or the environment, other than associated with spraying to control desert locust. • Activities that may have significant adverse social impacts and/ or may give rise to significant social conflict. • Activities that may affect lands or rights of Traditional Local Communities or other vulnerable and marginalized groups. • Activities that may involve involuntary resettlement or land acquisition or impacts on cultural heritage • Any other excluded activities as set out in the ESMF for the Project. 	Throughout Project implementation as part of the assessment process conducted under action 1.2 above.	Ministry of Agriculture, Livestock, Fisheries and Cooperative
ESS2 Labor and Working Conditions			
2.1	Relevant aspects of this standard shall be considered, as needed, under action 1.2 above.	Throughout Project implementation	Ministry of Agriculture, Livestock, Fisheries and Cooperative
2.2	<p>LABOR MANAGEMENT PROCEDURES: The Project shall be carried out in accordance with the applicable requirements of the Labor Management Procedures prepared for the parent project and ESS2, in a manner acceptable to the Association, including through, inter alia, implementing adequate occupational health and safety measures (including emergency preparedness and response measures), training of workers, establishing grievance mechanisms for Project workers, signing a code of conduct noted under [2.3] and incorporating labor requirements into the ESHS specifications of the procurement documents and contracts with contractors and supervising firms.</p>	Throughout Project implementation	Ministry of Agriculture, Livestock, Fisheries and Cooperative
2.3	The Recipient shall ensure a non-discriminatory, decent work environment; including ensuring that all direct and contracted workers adhere to the professional code of conduct developed as part of the LMP.	Throughout Project implementation	Ministry of Agriculture, Livestock, Fisheries and Cooperative

2.4	OCCUPATIONAL HEALTH AND SAFETY (OHS) MEASURES: The Recipient shall prepare and implement adequate occupational health and safety measures for workers (including emergency preparedness and response measures) in line with the ESMF2/IPMP 2 and World Bank Group General EHS guideline proportional to the different activities of the AF.	Throughout Project implementation	Ministry of Agriculture, Livestock, Fisheries and Cooperative
2.5	GRIEVANCE MANAGEMENT: The Project shall maintain a labor grievance mechanism and assignment of focal points to address these grievances within MoALFC.	Throughout Project implementation	Ministry of Agriculture, Livestock, Fisheries and Cooperative
ESS3 Resource Efficiency and Pollution Prevention and Management			
3.1	RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT: The Recipient shall implement the publicly disclosed Integrated Pest Management Plan (IPMP 2), which covers use of pesticides on normal animal and crop disease control activities a. Waste Management Plan as part of the IPMP 2 covering proper disposal of wastes from handling of pesticides for the control of diseases and pests.	Throughout Project implementation	Ministry of Agriculture, Livestock, Fisheries and Cooperative
ESS4 Community Health and Safety			
4.1	COMMUNITY HEALTH AND SAFETY: Relevant aspects of this standard shall be considered, as needed, under action 1.2 above.	Throughout Project implementation	Ministry of Agriculture, Livestock, Fisheries and Cooperative
4.2	The Recipient shall develop and implement measures to assess and manage health and safety risks and impacts to the community arising from Project activities, including, inter alia, risks to livestock, crop, fodder, and humans; risks of labor misconduct; sexual exploitation and abuse risks; risks of security personnel (if any), etc. and include these measures in the ESMPs to be prepared in accordance with the ESMF2, in a manner acceptable to the Association.	Throughout Project implementation	Ministry of Agriculture, Livestock, Fisheries and Cooperative
4.3	The Recipient shall implement emergency preparedness measures in case of significant chemical spills or other health and safety related incidents.	As required, throughout Project implementation	Ministry of Agriculture, Livestock, Fisheries and Cooperative
4.4	Conduct training for the community to heighten awareness of risks associated with pesticides and to mitigate impacts specified in the IPMP2.	prior to the commencement of activities for each community	Ministry of Agriculture, Livestock, Fisheries and Cooperative
4.5	TRAFFIC AND ROAD SAFETY: The Recipient shall adopt and implement measures and actions to assess and manage traffic and road safety risks to workers and the community resulting from movement of vehicles involved in renovation of infrastructure and other	Throughout Project implementation	Ministry of Agriculture, Livestock, Fisheries and Cooperative

	activities as outlined in the additional financing activity ESMPs. This includes signage to give speed limits and warning to bar trespassers in the construction or rehabilitation sites		
4.6	GBV AND SEA RISKS: The Recipient shall implement the Gender-Based Violence Action Plan (GBV Action Plan), to assess and manage the risks of gender-based violence (GBV) and sexual exploitation and abuse (SEA).	Throughout Project implementation	Ministry of Agriculture, Livestock, Fisheries and Cooperative
4.7	CONFLICT: The Recipient shall implement activities in communal areas in a culturally sensitive manner, avoiding any aggravation of local communal conflicts, different communities / individuals using the same land.	Throughout Project implementation	Ministry of Agriculture, Livestock, Fisheries and Cooperative
4.8	<p>SECURITY: The Recipient shall ensure that any public or private security personnel involved in the Project abide by clear rules of engagement and a code of conduct consistent with ESS4 and acceptable to the Association in line with the requirements of the SMP prepared for the Parent Project.</p> <p>These rules of engagement and code of conduct shall ensure that public and private security personnel associated with the Project have been: (i) screened to confirm that they have not engaged in past unlawful or abusive behavior, including SEA, SH or excessive use of force; (ii) adequately instructed and trained, on a regular basis, on the use of force and appropriate behavior and conduct (including in relation to SEA and SH); (iii) deployed in a manner consistent with applicable national law; (iv) shall follow strict rules of engagement, code of conduct, and avoid any escalation, and (v) ensure an efficient monitoring of the security personnel on field.</p>	Rules of engagement and code of conduct to be adopted before involvement of any public or private security personnel and implemented throughout Project implementation.	Ministry of Agriculture, Livestock, Fisheries and Cooperative
ESS5 Land Acquisition, Restrictions on Land Use and Involuntary Resettlement			
5.1	Not relevant for this Project		
ESS6 Biodiversity Conservation and Sustainable Management of Living Natural Resources			
6.1	BIODIVERSITY RISKS AND IMPACTS: Relevant aspects of this standard shall be considered, as needed, under action 1.2 above and appropriate measures put in place to ensure safety of biodiversity from both rehabilitation/construction activities/normal use of pesticides as envisaged in this Project.	Throughout Project implementation	Ministry of Agriculture, Livestock, Fisheries and Cooperative
ESS7 Indigenous Peoples/Sub-Saharan African Historically Underserved Traditional Local Communities			
7.1	The Project shall be implemented in Counties where Traditional Local Communities are present (who meet the requirements of ESS7). The Recipient shall ensure that these communities are appropriately informed and can share in the Project benefits in an inclusive and culturally appropriate manner with provisions included in the SEP.	Throughout Project implementation	Ministry of Agriculture, Livestock, Fisheries and Cooperative

7.2	The Recipient shall update the IP/SSAHULTCPF to include mapping of groups that meet the requirements of ESS7 from new wards to be included in the Project under the AF in a form and manner acceptable to the Association.	Within 2 months of Project effectiveness.	Ministry of Agriculture, Livestock, Fisheries and Cooperative
7.3	A social assessment shall assess specific risks resulting from the interaction between local social structures (culture, traditional institutions, habits) and livelihood systems with livelihood interventions and outline in a social development plan appropriate ways of engaging with IP/SSAHUTLC, ensure equal access to Project benefits including for vulnerable households, avoid elite capture, and avoid any increase of social tensions in or between communities (with a focus on communal pastures).	Social Assessment and TLCP shall be prepared prior to undertaking activities in areas where Traditional Local Communities are present and implemented throughout the Project.	Ministry of Agriculture, Livestock, Fisheries and Cooperative
7.4	The Recipient shall ensure that such communities are appropriately informed about Project activities in an inclusive and culturally appropriate manner with provisions outlined in the SEP.	Throughout Project implementation	Ministry of Agriculture, Livestock, Fisheries and Cooperative
7.5	The Recipient shall ensure that such communities can share in the benefits of the Project in an inclusive and culturally appropriate manner with provisions included in the social development plans noted above.	Throughout Project implementation	Ministry of Agriculture, Livestock, Fisheries and Cooperative
7.6	If the Recipient intends to develop and use community owned and developed biopesticides for the locust infestation response, a due process of consultation should be held including obtaining consent and define benefit sharing prior to its development.	Consent obtained prior to development and use of biopesticides, and continuous engagement throughout Project implementation	Ministry of Agriculture, Livestock, Fisheries and Cooperative
7.7	The Project shall exclude any activities which would require Free Prior and Informed Consent.	Throughout Project implementation	Ministry of Agriculture, Livestock, Fisheries and Cooperative
ESS8 Cultural Heritage			
8.1	Relevant aspects of this standard shall be considered, as needed, in the ESMF as outlined under action 1.2 above.	Throughout Project implementation	Ministry of Agriculture, Livestock, Fisheries and Cooperative
ESS9 Financial Intermediaries			
	Not relevant		
ESS10 Stakeholder Engagement and Information Disclosure			
10.1	STAKEHOLDER ENGAGEMENT PLAN: The Project shall implement the Stakeholder Engagement Plan (SEP) consistent with ESS10, in a manner acceptable to the Association; including the use of different, culturally appropriate communication approaches to	Throughout Project implementation	Ministry of Agriculture, Livestock, Fisheries and Cooperative

	ensure communication also with the most vulnerable, including illiterate and people with disabilities.		
10.2	UPDATE SEP: The Recipient shall update the SEP as needed throughout the Project implementation.	The SEP shall be updated as needed throughout Project implementation	Ministry of Agriculture, Livestock, Fisheries and Cooperative
10.3	GRIEVANCE MECHANISM: Accessible grievance arrangements, as outlined in the SEP, shall be made publicly available to receive and facilitate resolution of concerns and grievances in relation to the Project, consistent with ESS10, in a manner acceptable to the Association.	Throughout Project implementation	Ministry of Agriculture, Livestock, Fisheries and Cooperative
10.4	The Recipient shall ensure that Grievance Redress Mechanism (GRM) shall be used to address GBV-related issues and mechanisms to ensure confidentiality and anonymity in reporting with safe and ethical documenting of GBV issues. Further, the GRM shall immediately notify both the MAAIF and the Association of any GBV complaints, with the consent of the survivor.	Throughout Project implementation.	Ministry of Agriculture, Livestock, Fisheries and Cooperative
10.5	The Recipient shall ensure that Project-level GRM accept grievances related to security and the use of paramilitary personnel as is required for any other complaint, and community concerns related to paramilitary personnel shall be addressed promptly.	Throughout Project implementation.	Ministry of Agriculture, Livestock, Fisheries and Cooperative
CAPACITY SUPPORT (TRAINING)			
11.1	CAPACITY SUPPORT: There will be training and capacity building on environmental and social risks management for the CPIUs staff and other staff involved on the AF Project on the ESS1-10, the training will include GRM, SEA/GBV, code of conduct, OHS and Stakeholder Engagement.	Prior to commencement of activities and throughout project implementation	Ministry of Agriculture, Livestock, Fisheries and Cooperative