

Uttar Pradesh Agriculture Growth and Rural Enterprise Ecosystem Strengthening Project (P178253)

ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN (ESCP)

State of Uttar Pradesh

<Negotiations Date> 2024

ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN

1. The State of Uttar Pradesh is implementing 'The Uttar Pradesh Agriculture Growth and Rural Enterprise Ecosystem Strengthening Project' (UPAGREES) with the involvement of the Uttar Pradesh Diversified Agriculture Support Project Society (UPDASP). The World Bank/Bank (hereinafter referred as the Bank) has agreed to provide the financing for the Project.
2. The State of Uttar Pradesh, through UPDASP, 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. 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 UPDASP 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.
4. As agreed by the Bank and the State of Uttar Pradesh, through UPDASP, 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 UPDASP, and the Bank agree to update the ESCP to reflect these changes through an exchange of letters signed between the Bank and UPDASP. The UPDASP shall promptly disclose the updated ESCP.

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
MONITORING AND REPORTING			
A	<p>REGULAR REPORTING</p> <p>Six monthly monitoring report (SMMP) on environmental, social, health and safety (ESHS) performance of the Project will be prepared and submit to the Bank including but not limited to the implementation of the:</p> <ol style="list-style-type: none"> 1. Environment and Social Commitment Plan (ESCP) 2. Environment and Social Management Plans (ESMPs), Labor Management Plan 3. Compliance to Environment and Social Statutory Requirements 4. Assessment and changes and updating ESMP 5. Summary outcome of stakeholder engagement activities, and functioning of the grievance mechanism 6. Capacity Building/training activities 7. Progress on monitoring indicators, as suggested in the Environment and Social Management Framework (ESMF) 	<p>Submit six monthly performance reports to the World Bank on agreed format throughout Project implementation. The first monitoring report will be due on the completion of six months from project effectiveness. The monitoring reports will be submitted to the Bank no later than 45 days after the end of each reporting period.</p>	<p>UPDASP (PMU)</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, 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. Subsequently, at the World Bank’s request, prepare a report on the incident or accident and propose any measures to address it and prevent its recurrence.</p>	<p>Initially notification (for information) to be submitted to the World Bank within 24 hours of learning of the incident or accident.</p> <p>A detailed report on the specific incident or accident (including classification of the incident and a detailed Root Cause Analysis (RCA) will be provided to the World Bank within 30 working days post the initial notification.</p> <p>For incidents classified as ‘Severe’ or ‘Fatal’ a Safeguard Corrective Action Plan (SCAP) will be prepared and shared with the World Bank within 5 working days after the submission of the detailed report. On receiving World Bank’s approval for the SCAP, the SCAP will be implemented for all</p>	<p>UPDASP (PMU)</p>

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
		sub-projects / activities under the Project.	
C	<p>CONTRACTORS' MONTHLY REPORTS</p> <p>Require Contractor/agencies setting up facilities/processing and other facilities under the project, and supervising firms to provide monthly monitoring reports on ESHS performance in accordance with the metrics specified in the respective bidding documents and contracts and their ESMP and status of compliances to the conditions imposed under the statutory permits taken by them from Government agencies as consent to establish from state pollution control board, and submit such reports to the World Bank.</p>	Submit the monthly reports to the Project Management Consultants 9 PMC)/PMU who will summarize the key progress and include in the SMMP to be submitted to Bank every six month.	<p>UPDASP (PMU)</p> <p>Contractor/agencies setting up facilities/processing unit under the project to PMC / UPDASP (PMU)</p>
ESS 1: ASSESSMENT AND MANAGEMENT OF ENVIRONMENTAL AND SOCIAL RISKS AND IMPACTS			
1.1	<p>ORGANIZATIONAL STRUCTURE</p> <p>DoA will establish and maintain an E&S organizational structure with qualified staff including Environment Specialist, Social & institutional expert at PMU level. In addition, the project will engage an environment & social expert at cluster levels (as per grouping of project districts into clusters by DoA) to support management of E& S risk and impacts. The Project will maintain this organizational structure with necessary changes if required (discussed and agreed upon with the Bank) throughout Project implementation.</p>	At the PMU level, an environment specialist and a social specialist have already been hired and are in position. The required specialists at the cluster level will be hired within 90 days of Project Effectiveness. Thereafter maintain these positions throughout Project implementation	UPDASP (PMU)
1.2	<p>ENVIRONMENTAL AND SOCIAL INSTRUMENTS</p> <ol style="list-style-type: none"> Undertake an Environmental and Social Assessment (ESA) of the project, and prepare an Environmental and Social Management Framework (ESMF) for the Project Implement the Project in accordance with the provisions of the ESMF Adopt and implement Labour Management Procedures (LMP) as per timelines mentioned in the LMP Prepare an Environmental and Social Management Plan (ESMP) covering construction and operational phases for the Agriculture Export Hub 	<ol style="list-style-type: none"> ESMF and LMP will be prepared and publicly disclosed within 90 days of project effectiveness. ESMF and LMP will be implemented throughout Project implementation. ESMP for the Agriculture Export Hub will be prepared before start of the construction 	UPDASP (PMU)
1.3	<p>MANAGEMENT OF CONTRACTORS</p>	As part of the preparation of procurement documents and respective contracts. Supervise contractors throughout Project implementation.	UPDASP (PMU)

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
	Contractors / vendors / consultants / supervisory firms and / or any other agencies contracted to implement project activities shall be managed as per the provisions of the ESMF, LMP and ESMP, as may be prepared for specific sub-projects, and the UPDASP (PMU) shall incorporate the relevant aspects of the ESCP into the ESHS specifications of the procurement documents and contracts with contractors / vendors / consultants / supervisory firms and / or any other agencies contracted to implement project activities. Thereafter ensure that the contractors and supervising firms comply and cause subcontractors to comply with the ESHS specifications of their respective contracts.		
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 technical support and/or guidance on carbon markets, carbon trade, carbon credits under Component 1, are carried out in accordance with terms of reference acceptable to the 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.	UPDASP (PMU)
1.5	<p>CONTINGENT EMERGENCY RESPONSE COMPONENT (CERC)</p> <p>Activities carried out under the CERC shall be carried out in accordance with the provisions of the ESMF. As and when required, specific actions relating to application of ESMF provisions for activities under CERC may be incorporated in the project's implementation manual (PIP) and any additional ESF instruments be prepared, if required.</p>	Revise the PIP to include any specific action/ESF instrument that is not part of ESMF/ESMPs and adopt the revised PIP by redisclosing it in the country. 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.	UPDASP (PMU)
1.6	<p>ACTIVITIES SUBJECT TO RETROACTIVE FINANCING</p> <p>Any activity requiring retroactive financing under the project will be subject to due diligence to ensure that such activities have been carried out in accordance with the ESMF</p>	As applicable	UPDASP (PMU)
ESS 2: LABOR AND WORKING CONDITIONS			

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
2.1	<p>LABOR MANAGEMENT PROCEDURES</p> <p>Develop and implement the Labor Management Procedures (LMP) for the Project, for all type of employees and workers likely to be involved in project activities and include LMP in the bid document. LMP inter alia will have 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 Sexual Exploitation and Abuse (SEA) and/or Sexual Harassment (SH)), forced labor, child labor, grievance arrangements for Project workers, and applicable requirements for contractors, subcontractors, and supervising firms.</p>	<p>LMP will be prepared and publicly disclosed within 90 days of project effectiveness.</p> <p>The LMP will be implemented throughout Project implementation.</p>	UPDASP (PMU)
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, applicable national & state labour laws, regulations and specific legislations on construction workers. The GRM will be responsive to complaints including SEA/SH.</p>	<p>Establish grievance mechanism prior to engaging Project workers and thereafter maintain and operate it throughout project implementation. SMMP report to the Bank will include details of grievances received and action taken.</p>	UPDASP (PMU)/ contractors, processing facilities, community hiring centers
ESS 3: RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT .			
3.1	<p>WASTE MANAGEMENT PLAN (Hazardous and Non Hazardous)</p> <p>Any waste generated (including relating to pesticide use) during project implementation shall be managed as per the provisions of the Government of India’s E-Waste (Management) Rules 2022 and the ESMF.</p>	Throughout the project implementation period.	UPDASP (PMU)/contractors, processing facilities, Customer hiring centers
3.2	<p>RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT</p> <p>Incorporate resource efficiency and pollution prevention and management measures in the ESMP which will include some of the below plans/guidelines as well</p> <ol style="list-style-type: none"> 1. Creating Awareness and incentive for adoption of climate resilience technologies and methods of reducing greenhouse gas (GHG) emissions and optimal and efficient use of natural resources (soil amendments, irrigation water etc.) and agricultural inputs (fertilizers, pesticides etc.). 2. Integrate Environmental best practices as and when package of practices (POP) are developed 3. Apply the principles and provisions of the Integrated Pest Management Plan (IPM) and Integrated Nutrient Management (INM) to reduce use of hazardous pesticides and mitigate adverse environmental impacts of excessive use of other agrochemicals 	Same timeframe as for the adoption and implementation of the ESMP and start of specific facilities	UPDASP (PMU)
ESS 4: COMMUNITY HEALTH AND SAFETY			

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
4.2	<p>COMMUNITY HEALTH AND SAFETY</p> <p>Adopt and implement community health and safety measures as included in the ESMF, including on the safe use, handling and disposal of pesticides and protocols for preventions of SEA/SH</p>	Same timeframe as for the adoption and implementation of the ESMF	UPDASP (PMU) /district E&S coordinators
ESS 5: LAND ACQUISITION, RESTRICTIONS ON LAND USE AND INVOLUNTARY			
5.1	<p>RESETTLEMENT POLICY FRAMEWORK</p> <p>1. Prepare and implement a Resettlement Policy Framework (RPF) as outlined in the EMF and consistent with ESS 5.</p> <p>2. Screen each sub-project for involuntary resettlement risks and adverse livelihood / economic impacts and, if applicable, prepare and implement a Resettlement Plan (RP) or a Livelihood Restoration Plan (LRP) for each sub-project for which the RPF requires such RP or LRP as set out in the RPF.</p>	Same timeframe as for the adoption and implementation of the ESMF	UPDASP (PMU)
5.2	Screening and physical verification of each customer/farmer facilities/processing facilities/ice plants and other sub project carried out to ensure land identified is not private land and is free of encroachment and other encumbrances as outlined in the ESMF. Undertake community mobilization to ensure meaningful participation of marginalized communities in decision making. If private land is involved for setting up processing facilities by an individual entrepreneur than such facilities would be set up on her / his own land or property. Ensure that the setting up of such facilities do not involve any restrictions on land use or involuntary resettlement.	During the process of finalization of site for intervention and before the commencement of bidding process.	UPDASP (PMU)
ESS 6: BIODIVERSITY CONSERVATION AND SUSTAINABLE MANAGEMENT OF LIVING NATURAL RESOURCES			
6.1	<p>BIODIVERSITY RISKS AND IMPACTS</p> <p>Carryout project activities in accordance with the provisions of the mitigation measures for addressing any impacts on biodiversity, as provided in the ESMF for project specific activity/facility/plants. Project activities will not be implemented inside legally declared Protected Areas.</p>	Same timeframe as for the adoption and implementation of the ESMF	UPDASP (PMU)
ESS 7: INDIGENOUS PEOPLES/SUB-SAHARAN AFRICAN HISTORICALLY UNDERSERVED TRADITIONAL LOCAL COMMUNITIES			
7.1	An Indigenous Peoples Planning Framework (IPPF) will be prepared in accordance with the guidance included in the ESMF. If and as required, stand alone Indigenous Peoples Development Plans (IPDPs) may be required for specific sub-projects and these shall be prepared in accordance with the IPPF.	Implemented throughout Project implementation	UPDASP (PMU)
ESS 8: CULTURAL HERITAGE – not currently relevant			
ESS 9: FINANCIAL INTERMEDIARIES			

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
9.1	<p>Project will assess whether and to what extent Financial Intermediaries (FIs) shortlisted as Fund Managers for the Alternate Investment Fund (AIF) meet the requirements of ESS 9.</p> <p>Following the assessment, if required, selected FI will have to strengthen its Environment and Social Management Systems (ESMS) for meeting the requirements of ESS 9</p> <p>Ensure selected FI’s ESMS is effectively implemented for all project activities under the AIF</p> <p>Ensure that all FI projects/activities are screened against exclusion/negative list that will be included in the ESMF. Any sub-project that is likely to i) be located in sites located within Protected Areas or those that would impact critical habitat; ii) be located in sites involving private land acquisition or involuntary displacement; and iii) have adverse impacts on customary/tribal lands, and cultural properties will not be financed under the project.</p>	<p>At the time of selection of Fund Manager</p> <p>Agreement to strengthen prior to appointment of the Fund Manager</p> <p>ESMS strengthening as per the timeline of the agreed plan.</p> <p>Remain effective throughout Project Implementation</p>	<p>UPDASP (PMU)</p> <p>Selected FI</p> <p>Selected FI and UPDASP (PMU)</p>
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 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>	<p>SEP will be prepared and publicly disclosed within 90 days of project effectiveness.</p> <p>The SEP will be implemented throughout Project implementation.</p>	UPDASP (PMU)
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>Establish the grievance mechanism within 6 months of Project Effectiveness, and thereafter maintain and operate the mechanism throughout Project implementation</p>	UPDASP (PMU)/District coordinators/contractors/facility operators

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY
	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	<p>All training and capacity building measures for relevant stakeholders on need basis; also including but not limited to the following fields, shall be conducted at identified timeline and provided with appropriate budget.</p> <ol style="list-style-type: none"> 1. Occupational & Community health and safety, 2. Labor Management 3. Safe Handling, Use and Disposal of Pesticides 4. Integrated Pest and Nutrient Management 5. Accident and Incident investigation and reporting as per the Bank's ESIRT Guidelines 6. Training on GBV/SEA/SH for project related workers 7. Any other training required for effective management of E&S risks and impacts related to the project 	Throughout the project implementation Period	UPDASP (PMU)