

Recommendations and Actions Plan

Update : February 2021

No.	Recommendations	Evaluation of recommendations			Actions Plan
		In progress / already implemented	Scheduled to be implemented	Recommendations not implemented / NA	
	Tilenga				
1	Indicators and evaluation criteria should be developed to measure the effectiveness of the stakeholder engagement activity.	X			These indicators are in the Stakeholder Engagement Plan.
2	As suggested by the experts, the difference between the cut-off date (CoD) and the notice to vacate should be better explained in the future. It will ensure that the PAPs understand that they are entitled to cultivate their land until they receive a notice to vacate	X			CoD & Notices to vacate communication has been enhanced for RAPs 2-5.
3	It will therefore be necessary to specify the date of effective implementation of RAP1, in the interests of transparency and accessibility of information with those affected. To minimize disruption to communities, IFC recommended for example that the CoD to have a validity of one year or less after which an update of the census and eligibility for compensation would be warranted.	X			Date of effective implementation of RAP 1 was February 2018. For RAPs 2-5 in accordance with the Chief Government Valuer (CGV) guidelines, TEPU has applied a 15% uplift starting one year after the CoD. This is to be implemented as a part of the final payments to PAPs. A verification was performed to ensure the census remained valid.
4	In August 2019, TEPU launched a communication campaign on RAP2 to RAP5. However, ADIT could not access it. It should be possible to provide these elements to the hearing in order to materialize the corrective actions put in place by TEPU.		X		Posters and scripts of the radio announcements used to inform PAPs have been used in the field. These were well received by PAPs and ensured that most land continued to be cultivated while awaiting the notice to vacate by most PAPs.
5	Thus, we recommend to: + Amend the CoD form to include a clear resettlement schedule; + Continue and intensify the communication campaigns aimed at the PAPs of RAP2 to RAP5 to remind them of their right to continue to use their land; + Put up billboards in the local language in the villages concerned.	X			The CoD form was improved. TEPU communicated to all PAPs of their right to continue to use their land and posted billboards in the local village languages. When TEPU will receive final approval of the schedule it will communicate to all PAPs as part of an information campaign.
6	TEPU and headquarters reportedly agreed on the preparation of a comprehensive program for RAP1 to 5, which would be more adapted to the demands of the communities, and would be implemented within a reasonable period of time and in coordination with those affected.	X			This is a part of all RAPs implementation program. It has been designed with the community needs and demands in mind. TEPU is coordinating all aspects of the implementation with those concerned through the local infrastructure, meetings, information sharing and the authorities. At all times consultation and engagement is the key and listening and understanding community needs and demands is a key priority and has been the main focus of our support to date.
7	In this framework, GIOVANETTI's Report suggests the implementation of more efficient reporting systems, and calls for third party reviews by other consultants in order to have a "fresh look" at the third parties involved in relocations.	X			Additional third party report was completed March 2020. TEPU will be ensuring expert oversight on a continuing basis, with frequent field and community visits to examine and report on the implementation of the systems/process and their effectiveness. The Independent Biodiversity and Livelihoods Advisory Committee also reports on the progress and implementation.
8	A feedback loop should be established to integrate stakeholder views into project decision making (OECD Due Diligence Guidance for Meaningful Stakeholder Engagement in the Extractive Sector, 2017).	X			The OECD Due Diligence Guidance for Meaningful Stakeholder Engagement in the Extractive Sector, 2017 and IFC Handbook of Stakeholder Engagement formed the basis of TEPU's current Social and Environmental Plans and its engagements. This was achieved through a series of open workshops and feedback sessions all of which were documented.
9	Therefore, as part of the implementation of RAP2 to RAP5, the PAPs should be identified again and their socio-economic data collected in order to revalue all their assets, so that the proposed rate of compensation reflects the market value on the day of resettlement.	X			TEPU has applied a 15% uplift starting one year after the CoD for all PAPs. This approach has been selected in order to avoid additional payment delays which would be created by individual re-evaluations and potentially have a serious negative impact on the PAPs.

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10	In addition, as mentioned in the report by Gil COUSINS, procedures should be established to monitor and evaluate the implementation of the Resettlement Action Plan (RAP). A budget should be provided. A resettlement timetable should be clearly established.		X		A resettlement timetable has been established in line with RAP implementation. The monitoring and evaluation of the RAP is budgeted for with procedures established but not finalised.
11	Stakeholders claims should be categorized according to their vulnerability and the impact of the loss suffered (OECD Due Diligence Guidance for Meaningful Stakeholder Engagement in the Extractive Sector, 2017).	X			All PAPs have been assessed by using Vulnerability categories. This was the standard approach for all assessments undertaken for all RAPs.
12	A process for monitoring the effective implementation of agreements, commitments and reparation measures should be formalized. In particular, stakeholders should be regularly informed on the state of progress of the implementation measures.		X		A process for monitoring the effective implementation of agreements, commitments and reparation measures as well as review has been formalized through a scope of work and a call for tender shall be launched in H1 2021.
13	It would also be appropriate to formalize, for example through monthly reporting to headquarters, a process for monitoring the follow-up to agreements, commitments and reparation measures.	X			TEPU is reporting to HQ on a monthly/quarterly basis the following: (i) Resettlement houses and status, (ii) Community water projects status,(iii) Hold out and hold out development or progress, (iv) Garden surveys and (v) NGO engagements.
EACOP					
1	Provide internal training on the rules and regulation and the conditions of relocations applicable to the project.	X			Coaching and training of the EACOP team and contractor teams has been undertaken on the land acquisition process compliant with national laws and additional requirement under the international financing standards. This coaching has included inputs from the Project Land Advisors and social experts during pre-field deployment briefings and dedicated sessions. In addition, all land and social team members receive a five-day induction as part of their onboarding including sessions on land acquisition.
2	Given the magnitude of the project, setting up a dedicated 'task force' within local teams should be considered with an HQ steering committee		X		The management structure set up is organized in order for the Project management to liaise with local team and to report to the HQ. The Steering Committee will be implemented once EACOP is established.
3	Consider reintroducing and improvement of livelihood restoration measures as a fundamental factor in the selection of the relocation sites of the populations, in case physical relocation cannot be avoided	X			Criteria have been developed to support the replacement land selection and include livelihood restoration factors such as location,availability of nearby agricultural land, soil fertility, etc.
4	From the beginning, engage with the stakeholders: in this respect, ensure that the stakeholders are regularly and duly informed of the process and its updates	X			Meaningful engagement with all stakeholders and particularly those impacted is a priority for the Project. Community Liaison Officer have undertaken thousands of engagements at local government and village level. Messages have been reinforced through visual messaging (posters and leaflets), radio (in Uganda) messages to local leaders and direct messaging to communities.
5	Ensure that vulnerable people are taken care of and the gender equilibrium/equality is maintained at every single stage of the process and during the implementation of the relocation	X			Each RAP has a vulnerable persons plan (an IFC requirement) and a vulnerable household register, these PAPs will receive additional in kind support and be monitored more closely during the RAP Implementation process. Attention is given to women throughout the land acquisition process: (i) presence of female spouses during initial engagement with the PAP, (ii) presence of female spouses during land surveying and asset inventory, during disclosure, at the opening of bank accounts which must be joint accounts, (iii) the presence of women during future entitlement briefings and compensation agreement signing including a spousal consent form. Livelihood restoration programmes will be tailored to the specific interests and needs of women. For Vulnerable Ethnic Groups (known as IPs) in Tanzania, engagement has been reinforced and additional focused engagement has and is being undertaken with the tribal leadership and communities.

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6	Evaluate, using benchmarks, existing good/best practices in connection with relocation of local populations.	X			The project is undertaking land acquisition in compliance with the Equator Principles IV and IFC Performance Standard 5, 7 and 8, the key international financing reference standards. The Lenders Environmental and Social Consultant is undertaking a review of the Project and as part of this due diligence will verify the application of good/best practices on an ongoing basis.