

# ADB's Safeguard Policy Statement and Its Implementation

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Xiaoying Ma

**Regional and Sustainable Development Department  
Asian Development Bank**

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**ADB**

# Key Message

- ADB's environmental and social safeguards are a cornerstone of our support to inclusive economic growth and environmental sustainable growth
- We commit to work with our borrowers and other stakeholders (including our consultants) to put the policy requirements into practice

# Safeguard Policy Statement

- Safeguard Policy Statement, approved in July 2009 and became effective in January 2010
- Builds upon the 3 previous policies (Environment Policy 2002, IR Policy 1995, IP Policy 1998)

# Overarching Objectives of the SPS

- Avoid adverse impacts of projects on the environment and affected people;
- Minimize, mitigate, and/or compensate for adverse project impacts when avoidance is not possible; and
- Help borrowers to strengthen their safeguard systems and develop the capacity to manage environmental and social risks.

# Safeguard Requirements

- Project Screening
- Impact assessment
- Planning/Management Plan (EMP,RP, IPP)
- Information Disclosure
- Meaningful Consultations
- Grievance Redress Mechanism
- Monitoring and Reporting

# Safeguard Requirements: Environment

- Biodiversity protection and natural resources management
- Pollution prevention and abatement
- Occupational and community health and safety
- Physical cultural resources

# Involuntary Resettlement Safeguards

## Policy Scope and Triggers

- Physical and economic displacement resulting from
  - (i) involuntary land acquisition or
  - (ii) involuntary restrictions on land use or on access to legally designated parks and protected areas
- **Physical displacement:**  
relocation due to loss of residential land and/or shelter
- **Economic displacement:**  
loss of land and other assets, access to assets, income sources, means of livelihood

# Involuntary Resettlement Safeguards

Eligibility (three types of displaced persons)

- Owners of land/assets with titles
- Land users with customary claims
- Occupants without titles or customary claims

Non-titled persons are eligible for compensation of non-land assets and other assistance

Entitlement

- Compensation at replacement cost
- Relocation assistance
- Livelihood rehabilitation/improvement and benefit sharing



# Indigenous Peoples Safeguards

**Ascertain Consent of IP Communities**, if a project involves:

- Commercial development of cultural resources
- Physical displacement from customary lands
- Commercial development of natural resources within customary lands

Consent: collective expression by affected IP communities, through individuals and/or their recognized representatives, of broad community support (BCS) for project activities, BCS exists even if some individuals object

# ADB's Roles and Responsibilities

- Screening and categorizing projects
- Advising borrowers/clients about ADB's SPS requirements
- Determining the feasibility of ADB financing
  - due diligence and review
- Helping the borrower/client in capacity building
- Monitoring and supervision
- Disclosing information
- Ensuring compliance with legal agreements

# Roles and Obligations of Borrowers/Clients

Delivering policy principles and meeting the requirements specified in Appendix 1-6

- Assessing project impacts
- Engaging affected people and communities (information dissemination, consultation, grievance redress mechanism)
- Preparing and implementing safeguard plans
- Monitoring and reporting
- Complying with host country's laws, regulations and ADB's requirements

# PPTA and Supervision Consultants

- Help borrowers to prepare environmental and social assessments and plans against the SPS requirements
- Help borrowers to incorporate safeguard requirements into bidding documents and civil works contracts, where applicable
- Supervise the EMP/RP/IP implementation and provide guidance to contractors to develop detailed safeguard plans
- Monitor and report the implementation status

# Implementation: 2010-2012

- Smooth Transition despite implementation challenge
- Staff capacity and resources enhanced (105 staff as of Dec. 2012 compared to 65 as of 2009)
- Sourcebooks on website, e-Learning under preparation, in-country briefings, SPS translated into 10 local languages
- Demand for ADB's support on CSS is strong. TAs for strengthening CSS totaling US\$17.4 million under implementation involving 25 DMCs

# Thank You

For more information, please visit:

<http://www.adb.org/Safeguards>