

The Socialist Republic of Vietnam
Vietnam's Decarbonization and Energy Transition
(V-DET) (P176226)

Draft

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

September 2021

ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN

1. The Socialist Republic of Vietnam, through its Ministry of Industry and Trade (MOIT) will be the leading implementing agency through the Department of Energy Efficiency and Sustainable Development (DEES) for Vietnam's Decarbonization and Energy Transition (V-DET). The International Bank for Reconstruction and Development (hereinafter the *Bank*) has agreed to provide financing for the Project.
2. MOIT 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. MOIT will also comply with the provisions of any other E&S documents required under the ESF and referred to in this ESCP, such as Labor Management Procedures (LMP) and Stakeholder Engagement Plans (SEP), and the timelines specified in those E&S documents.
4. MOIT is responsible for compliance with all requirements of the ESCP even when implementation of specific measures and actions is conducted by the Ministry, agency or unit referenced in 1. above.
5. Implementation of the material measures and actions set out in this ESCP will be monitored and reported to the Bank by MOIT as required by the ESCP and the conditions of the legal agreement, and the Bank will monitor and assess progress and completion of the material measures and actions throughout implementation of the Project.
6. As agreed by the Bank and MOIT, 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, MOIT will agree to the changes with the Bank 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 Bank and MOIT. MOIT 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, MOIT shall provide additional funds, if needed, to implement actions and measures to address such risks and impacts.

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY/AUTHORITY
MONITORING AND REPORTING			
A	<p>REPORTING: The MOIT will report to World Bank on:</p> <p>The MOIT prepare and submit regular monitoring reports to the 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>	<i>Project implementation</i>	MOIT/Project Management Unit (PMU)
B	<p>INCIDENTS AND ACCIDENTS: The MOIT will promptly notify the Bank of any incident or accident related to the Project which has or is likely to have adverse effect 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 Bank's request, prepare a report on the incident or accident and propose any measures to prevent its recurrence.</p>	<i>Project implementation</i>	MOIT/PMU
C	<p>CONTRACTORS MONTHLY REPORTS:</p> <p>When the project is in operation, the contractors must prepare and submit monthly monitoring and progress reports to the PMU. The reports should include the details of project's environmental and social impacts and taking the appropriate mitigation measures. For the serious cases, the PMU must immediately notify the Bank.</p>	<i>Monthly progress and monitoring reports would be prepared and submitted throughout the project life</i>	MOIT/PMU
ESS 1: ASSESSMENT AND MANAGEMENT OF ENVIRONMENTAL AND SOCIAL RISKS AND IMPACTS			
1.1	<p>ORGANIZATIONAL STRUCTURE: The MOIT will assign qualified staff 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 Project effectiveness.	MOIT/PMU

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY/AUTHORITY
1.3	MANAGEMENT TOOLS AND INSTRUMENTS <ul style="list-style-type: none"> - Terms of References (TORs) to conduct the project activities (technical study, policy analysis, plans, training, and capacity building) will be reviewed by the Bank to ensure that the requirements of the World Bank ESF policy is effectively integrated. - Potential impacts associated with any downstream activities identified through the technical and policy analysis/study will be considered through the TORs for the consultant undertaking this work. 	From effectiveness to closure	MOIT/PMU
ESS 2: LABOR AND WORKING CONDITIONS			
2.1	LABOR MANAGEMENT PROCEDURES: <ul style="list-style-type: none"> - Establish employment contracts for PMU staff in accordance with requirement of national law and ESS2. - Incorporate relevant provisions of ESS2 (which is broadly consistent with the requirements of Vietnamese law for the purposes of this type of work) in all consultancy contracts and in bidding documents for potential IPPs. Ensure that these provisions are satisfactorily implemented. 	From effectiveness to closure	MOIT/PMU/ Transaction Advisory Consultant
2.2	GRIEVANCE MECHANISM FOR PROJECT WORKERS: Maintain grievance redress mechanism available to project workers as regulated in the Labor Code (article 58 and 132), Decree 24/2018/ND-CP (dated 27/2/2018) and LMP.	From effectiveness to closure	MOIT/PMU
2.3	OCCUPATIONAL HEALTH AND SAFETY (OHS) MEASURES: Include in the bidding documents the related occupational, health, and safety requirements for the workers.	From effectiveness to closure	MOIT/PMU
ESS 3: RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT			

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY/AUTHORITY
3.1	E-WASTE MANAGEMENT PLAN: If any experimental pilot of innovative and low carbon technologies should be conducted, the engineering design and related ES instrument shall contain provisions for decommissioning and site restoration, including dismantling, reuse, recycling, or disposal of the installations.	<i>Project implementation</i>	MOIT/PMU
3.2	RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT: <ul style="list-style-type: none"> - The overall TA studies, policy analysis and innovative technology roadmap will include considerations for analysis of alternatives for more environmentally friendly technologies and ensure the positive ones are promoted. - Pollution abatement measures will be explored, complementary to the reduction realized by innovative and low carbon technology measures. - Potential impacts associated with any downstream activities identified through the technical and policy analysis/study will be considered through the TORs for the consultant undertaking this work. - Budget, staffing and operational arrangement will be made available for trainings related to waste disposal of used training and workshop materials. 	<i>Project implementation</i>	MOIT/PMU
ESS 4: COMMUNITY HEALTH AND SAFETY- <i>not currently relevant</i>			
ESS 5: LAND ACQUISITION, RESTRICTIONS ON LAND USE AND INVOLUNTARY RESETTLEMENT- <i>not currently relevant</i>			
ESS 6: BIODIVERSITY CONSERVATION AND SUSTAINABLE MANAGEMENT OF LIVING NATURAL RESOURCES - <i>not currently relevant</i>			
ESS 7: INDIGENOUS PEOPLES/SUB-SAHARAN AFRICAN HISTORICALLY UNDERSERVED TRADITIONAL LOCAL COMMUNITIES			

7.1	<p>INDIGENOUS PEOPLES PLAN:</p> <p>Implement the project's provisions included in the SEP to ensure meaningful and culturally appropriate consultations, information disclosure, and grievance mechanisms available to ethnic minorities will be implemented</p> <p>Implement the project's 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>	From effectiveness to closure	MOIT/PMU, Transaction Advisory Consultant
7.2	<p>GRIEVANCE MECHANISM: Requirements will be integrated in the bidding documents and IPP where relevant.</p>	From effectiveness to closure	MOIT/PMU
ESS 8: CULTURAL HERITAGE - not currently relevant			
ESS 9: FINANCIAL INTERMEDIARIES – not currently relevant			
ESS 10: STAKEHOLDER ENGAGEMENT AND INFORMATION DISCLOSURE			
10.1	<p>STAKEHOLDER ENGAGEMENT PLAN PREPARATION AND IMPLEMENTATION</p> <p>Update, disclose, adopt, and implement Stakeholder Engagement Plan (SEP).</p>	Project Lifetime (from preparation to closure)	MOIT/PMU
10.2	<p>PROJECT GRIEVANCE MECHANISM: Prepare, disclose, adopt, maintain and operate a grievance mechanism, as described in the SEP.</p>	From effectiveness to closure	MOIT/PMU
CAPACITY SUPPORT (TRAINING)			
CS1	<p>ToRs for training, and capacity building will be reviewed by the Bank to ensure that the requirements of the ESF policy are effectively integrated. The training will be delivered (as appropriate) on the ESF and the specific application to the project, and the aspects of environmental and social risk management.</p>	From effectiveness to closure	MOIT/PMU