

UKRAINE
IMPROVING HIGHER EDUCATION FOR RESULTS PROJECT
(P171050, Loan No. 9238-UA)

Updated
ENVIRONMENTAL AND SOCIAL
COMMITMENT PLAN (ESCP)

March 9, 2022

ENVIRONMENTAL AND SOCIAL COMMITMENT PLAN

1. The Government of Ukraine will implement the ‘Improving Higher Education for Results Project’ (the **Project**), with the involvement of the Ministry of Education and Science of Ukraine (MoES), as set out in the Loan Agreement. The International Bank for Reconstruction and Development (hereinafter the Bank) has agreed to provide financing for the Project (P171050), as set out in the referred agreement.
2. The Government of Ukraine 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. This Environmental and Social Commitment Plan (**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 Government of Ukraine 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. Once adopted, said E&S instruments may be revised from time to time with prior written agreement by the Bank.
4. As agreed by the Bank and the Government of Ukraine, 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 Government of Ukraine through the MoES, and the Bank agree to update the ESCP to reflect these changes through an exchange of letters signed between the Bank and the Minister of Education and Science of Ukraine. The Government of Ukraine shall promptly disclose the updated ESCP.

MATERIAL MEASURES AND ACTIONS	TIMEFRAME	RESPONSIBLE ENTITY/AUTHORITY
MONITORING AND REPORTING		

MATERIAL MEASURES AND ACTIONS		TIMEFRAME	RESPONSIBLE ENTITY/AUTHORITY
A	<p>REGULAR REPORTING</p> <p>Prepare and submit regular monitoring reports on environmental and social performance of the Project, including but not limited to the implementation of the ESCP. The contractor’s reporting obligations under the ESMF and Labor Management Procedures shall be reflected into the Environmental, Social, Health and Safety (ESHS) specifications of the procurement documents.</p>	Annually throughout Project implementation. Coordinate with the World Bank’s Implementation Status and Results (ISR) Report.	MoES
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, beneficiaries or workers including COVID-19 infection cases among project-affected parties. 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>	<p>Notify the Bank within 48 hours after learning of the incident or accident.</p> <p>A detailed incident report shall be submitted to the Bank not later than 7 working days from the PIU learning of the incident</p>	MoES

ESS 1: ASSESSMENT AND MANAGEMENT OF ENVIRONMENTAL AND SOCIAL RISKS AND IMPACTS			
1.1	<p>ORGANIZATIONAL STRUCTURE</p> <p>Organizational structure: Establish and thereafter maintain throughout Project implementation a Project Implementation Unit (PIU) with qualified staff to support management of risks including social and environment specialists responsible for ensuring full compliance with the ESF and relevant instruments.</p> <p>Maintain the structure throughout Project implementation.</p>	<p>MoES shall maintain a PIU and retain the following staff including a Project Manager, a Financial Management Specialist, and a Procurement Specialist, all with terms of reference and qualifications acceptable to the Bank. No activities shall be carried out under Parts 1.1, 2.1, and 3 until a Social & Environmental Specialist and a Communications & Outreach Specialist have been retained with terms of reference and qualifications acceptable to the Bank.</p> <p>On-going throughout project implementation</p>	MoES
1.2	<p>ENVIRONMENTAL AND SOCIAL ASSESSMENT</p> <p>Undertake environmental and social screening of all proposed subprojects. Based on the screening outcomes and additional fact-finding, as required, prepare subproject-specific ESMPs with mitigation measures and monitoring plans.</p>	Throughout Project implementation.	MoES

1.3	<p>MANAGEMENT TOOLS AND INSTRUMENTS Prepare and disclose draft Environmental and Social Management Framework (ESMF), undertake meaningful public consultations on it, finalize by incorporating relevant feedback and re-disclose thereafter and adopt.</p> <p>Prepare, disclose, consult with stakeholders, finalize and adopt thereafter subproject-specific ESMPs prior to tendering of works. Include ESMPs into contracts for the provision of civil works and supervise their implementation by contractors.</p>	<p>ESMF was prepared, disclosed, consulted and adopted in January 2021. ESMF to be applied throughout Project implementation</p> <p>ESMPs shall be prepared, disclosed consulted upon and WB approved prior to the respective sub-project bidding.</p>	MoES
1.4	<p>MANAGEMENT OF CONTRACTORS Incorporate the relevant aspects of the ESCP, including requirement to comply with ESMPs and Labor Management Procedures, into the ESHS specifications of the procurement documents. Thereafter ensure that the contractors comply with the ESHS specifications of their respective contracts.</p>	<p>Prior to the preparation of procurement documents. Supervise contractors throughout the Project implementation.</p>	MoES
ESS 2: LABOR AND WORKING CONDITIONS			
2.1	<p>LABOR MANAGEMENT PROCEDURES Implement Labor Management Procedures (LMP).</p> <p>Establish procedures for screening of and mitigating risks of gender-based violence (GBV) and sexual exploitation and abuse and sexual harassment (SEA/SH).</p>	<p>Project level LMP was prepared and disclosed in January 2021. LMP shall be applied throughout Project implementation</p> <p>Establishment of procedure for screening risks of GBV and SEA/SH prior to work commencement and apply throughout the project implementation.</p>	MoES
2.2	<p>GRIEVANCE MECHANISM FOR PROJECT WORKERS Establish, maintain, and operate grievance redress mechanisms (GRM) for direct workers and obligate contractors to provide GRM for their personnel, as described in the LMP and consistent with ESS2.</p> <p>Monitor implementation and processing of the received complaints, including the ones related to SEA/SH; maintain GRM log.</p>	<p>Grievance mechanism operational prior to engaging project workers (direct and contracted) and maintained throughout Project implementation.</p> <p>Ongoing throughout Project implementation.</p>	MoES

2.3	<p>OCCUPATIONAL HEALTH AND SAFETY (OHS) MEASURES</p> <p>Where assessed as necessary, implement measures of protection at work and safety for jobs with increased risk of injury and damage to health, as well as organization of training for workers in such jobs, including COVID-related risks.</p> <p>Ensure that all Contractors adopt and implement OHS measures as detailed in ESMF/ESMPs.</p>	<p>Ongoing throughout Project implementation.</p> <p>OHS measures are to be specified in each of the site-specific ESMPs, where determined to be necessary by the environmental and social Screening.</p>	MoES
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ESS 3: RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT

3.1	<p>RESOURCE EFFICIENCY AND POLLUTION PREVENTION AND MANAGEMENT:</p> <p>Include measures to prevent pollution during construction and operation into subproject-specific ESMPs following guiding principles of the ESS 3, ESMF and the WBG Guidelines for Environment, Health and Safety (EHS), and duly applied.</p>	Throughout Project implementation.	MoES
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ESS 4: COMMUNITY HEALTH AND SAFETY

4.1	<p>COMMUNITY HEALTH AND SAFETY: Include measures to protect community health and safety during construction and operation (including traffic management) into subproject-specific ESMPs following guiding principles of the ESF and ESMF and duly applied.</p>	Throughout Project implementation	MoES
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ESS 5: LAND ACQUISITION, RESTRICTIONS ON LAND USE AND INVOLUNTARY RESETTLEMENT

5.1	<p>LAND ACQUISITION, RESTRICTIONS ON LAND USE AND INVOLUNTARY RESETTLEMENT: Disclose and consult with stakeholders, finalize by incorporating relevant feedback and re-disclose and adopt draft Resettlement Policy Framework (RPF).</p>	RPF was prepared, disclosed and adopted in January 2021. RPF to be applied throughout Project implementation.	MoES
5.2	<p>Draft, discuss with stakeholders, finalize and implement RAPs, as necessary.</p> <p>After identification/selection of institutions, site-specific social screening and assessments.</p>	<p>RAPs to be prepared immediately after completion of sub-project design and after the social analysis (described in the RPF) confirms expropriation is needed.</p> <p>To be implemented and completed before the commencement of the sub-project works.</p> <p>Throughout Project Implementation</p>	MoES

ESS 6: BIODIVERSITY CONSERVATION AND SUSTAINABLE MANAGEMENT OF LIVING NATURAL RESOURCES			
	<i>Not relevant to the project</i>		
ESS 7: INDIGENOUS PEOPLES/SUB-SAHARAN AFRICAN HISTORICALLY UNDERSERVED TRADITIONAL LOCAL COMMUNITIES			
	<i>Not relevant to the project</i>		
ESS 8: CULTURAL HERITAGE			
8.1	<p>CULTURAL HERITAGE: Screen each subproject to exclude impacts on cultural heritage based on the location of the higher education institution.</p> <p>Include Chance Finds Procedure into all civil works contracts and obligate contractors to adhere.</p>	Throughout Project implementation.	MoES
ESS 9: FINANCIAL INTERMEDIARIES			
	<i>Not relevant to the project</i>		
ESS 10: STAKEHOLDER ENGAGEMENT AND INFORMATION DISCLOSURE			
10.1	<p>STAKEHOLDER ENGAGEMENT AND INFORMATION DISCLOSURE: Update, disclose, consult upon with stakeholders, and finalize based on the received feedback and redisclose SEP.</p> <p>Implement SEP; conduct the Communication and Public Outreach Campaign.</p> <p>Report on the implementation of all activities in the SEP.</p>	<p>As soon as the situation in country permits; the client shall update the Bank on said situation not later than 60 days after the Effective Date</p> <p>Throughout Project life.</p> <p>At least every six months during implementation of SEP.</p>	MoES
10.2	Maintain and operate a grievance mechanism to address all complaints and grievances including one related to SEA/SH, as described in the SEP.	Throughout Project implementation.	MoES
CAPACITY SUPPORT (TRAINING)			

CS1	<p>Training and/or consultation will be required for selected MoES staff with responsibility over environmental and social aspects of the project on:</p> <ul style="list-style-type: none"> ● stakeholder mapping and engagement ● specific aspects of environmental and social assessment, including SEA/SH related risks; ● emergency preparedness and response (including in the context of COVID-19 impacts) ● community health and safety (including in the context of COVID-19 impacts) 	<p>Within three months after Project effectiveness followed by a minimum one annual refresher training and consultation</p>	<p>MoES through PIU consultants</p>
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