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Investment Projects Implementation Group

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Central Asia Regional Corridor 3 (Bishkek-Osh Road)
Improvement Project, Phase 4 for
Engineering and Construction Supervision

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Submitted By

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Project Details

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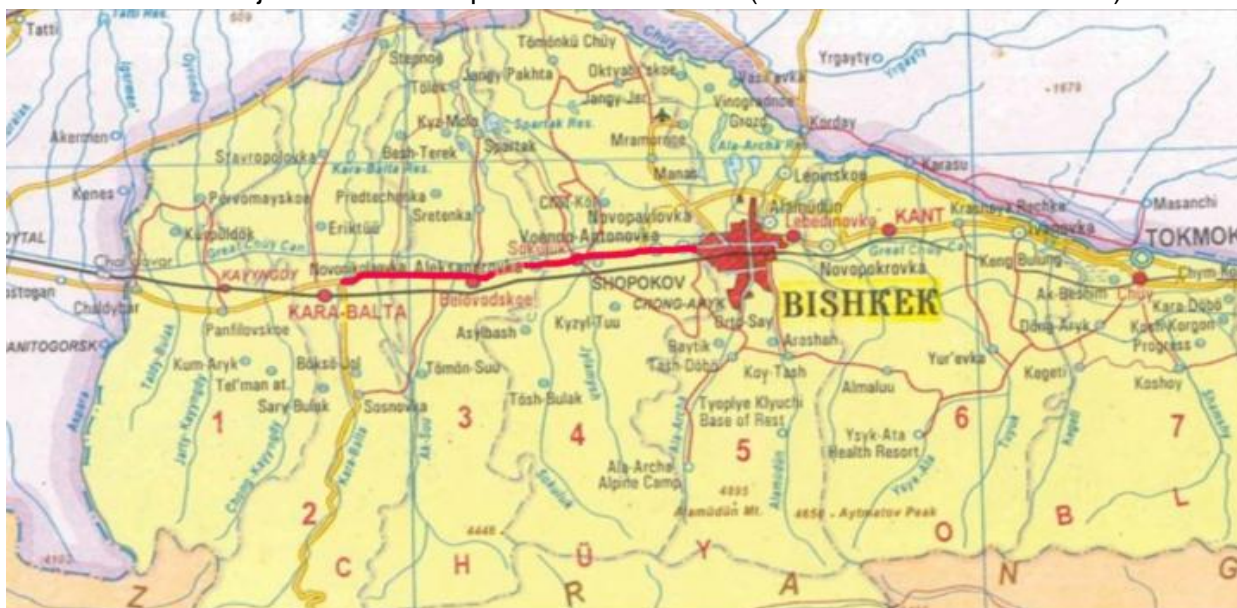
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ABBREVIATIONS	
ADB	Asian Development Bank
MOTC	Ministry of Transport and Communication
CAREC	Central Asia Regional Economic Cooperation
DMS	Detailed Measurement survey
CSMP	Construction Social Management Plan
EM	External Monitoring
ESMP	Environmental and Social Management Plan
LARP	Land Acquisition and Resettlement Plan

1. PROJECT BACKGROUND

1. ADB has given high priority to the overall development process of the Kyrgyz Republic through the rehabilitation of road sections along the Bishkek–Osh Road. Equally, other development partners are prioritizing sponsorship of other sections of Bishkek–Osh Road. The upgrading of the Bishkek–Kara-Balta road will connect important populated zones and densely populated settlements which is ultimately expected to enhance access to services, goods, and markets; enhance regional connectivity, and improve safety for all road users in general.
2. The project will improve national and regional connectivity by reconstructing and rehabilitating an estimated 52.5 km of crucial road sections between Bishkek and Kara-Balta, and include road safety measures such as road signage, lane markings, street lighting, parking areas, bus stops, crash barriers, and sidewalks. The Project is fully consistent with the government’s priority of upgrading key corridors as stated in the National Strategy of Sustainable Development (2013–2017). The Project is also well aligned with ADB’s Strategy 2020 and with the Country Partnership Strategy of Kyrgyz Republic (2013–2017) (CPS). The priority theme for the CPS is the development of a successful and stable democratic state through inclusive growth and the reduction of regional disparities.
3. The Government of the Kyrgyz Republic has received a loan from ADB towards the cost of Central Asia Regional Cooperation Corridor 3 (Bishkek-Osh Road) Improvement Project, Phase 4. Under this ADB loan, EPTISA and its partners are responsible for preparing the detailed design, procurement support and construction supervision to cover the road section from Bishkek to Kara Balta. The Consultant has been involved in conducting the field survey and investigation works related to the topography survey, geotechnical investigation, and lab tests required for preparation of the Detailed Project Report (DPR), including the tender documents during the first phase of the project. The Consultant is also responsible for supervision during the works on Bishkek–Kara-Balta road.
4. The condition of the Kyrgyz Republic's road network and its management improved substantially from 2005 to 2010. Nevertheless, deteriorated network links and poor infrastructure management continue to hamper regional trade and economic growth. The project consists of the reconstruction of two sections of the Bishkek-Osh highway: Bishkek to Kara-Balta (52.5 km) and a section beginning after Kara-Balta until Km 129. These are the last two sections needed to complete the rehabilitation of the Bishkek-Osh highway which forms part of CAREC corridor 3 linking Kazakhstan in the North with Uzbekistan and Tajikistan in the South. The Bishkek–Osh road links the Kyrgyz Republic’s two largest cities and is one of the most density populated parts of the road network in the Kyrgyz Republic. The traffic volume varies from 20,000 to 60,000 vehicles per day, depending on the section, as per the updated survey of the Consultant, which is consistent with the recent traffic survey included below in this Report.
5. Kyrgyzstan has consistently had a negative balance of trade, which is somewhat attenuated by inflows of foreign assistance and remittances from an estimated 500,000 workers who have been forced to migrate mainly to Kazakhstan and Russia by high unemployment and little job creation. It is estimated that remittances now contribute up to 25% of the country's GDP. Another source of income is the „bazaar economy“ where imported Chinese goods are resold to Uzbekistan and Kazakhstan at the Kara Su and Dordoi markets.
6. The Program’s goal is to increase economic growth and reduce poverty in Kyrgyzstan. The road implementation program will occur over 5 years and consists of the rehabilitation of the existing road by upgrading existing features on the basis of the detailed design. Construction supervision will be implemented in accordance with the tender documents. Road maintenance supervision works shall be implemented under a PBMC tender for the section from Kara-Balta to Km 129 as well.

Project Location Map Bishkek-Osh Road (Bishkek-Kara Balta Section)



2. SOCIAL MONITORING

2.1 Scope and Objectives of the Monitoring

7. The implementation of the LARP for BO4 requires internal and external monitoring as the Project will involve a significant amount of involuntary resettlement. The ADB SPS 2009 considers involuntary resettlement impacts significant if 200 or more persons will be physically displaced from their home or lose 10% or more of their productive or income-generating assets. Internal monitoring will be conducted by the Investment Projects Implementation Group (IPIG). External monitoring is assigned to an External Monitor hired by the EA and approved by ADB. Monitoring is vital for ensuring that the LARP is effectively implemented, unforeseen impacts related to land acquisition and resettlement activities are identified and appropriate measures to address the same can be taken in a timely manner.

2.2 Internal Monitoring

8. The EA is responsible for the internal monitoring. The main aim of the internal monitoring is to monitor the process of the LARP implementation such as the compensation process, grievance mechanism and effectiveness of the LARP implementation procedure. Indicators for the internal monitoring related to the LARP implementations processes will be collected by the IPIG/Supervision Consultant and used to assess the progress and results of LARP implementation, and to adjust the work program, if necessary.

9. Internal monitoring is performed routinely by the IPIG, both directly and with the support of social/resettlement specialists hired by the supervision consultant for the LARP implementation. The results will be reported to ADB through the **Quarterly Project Implementation Reports**. Indicators for the internal monitoring will be those related to the LARP implementation processes, immediate outputs

and results which allow for the assessment of the progress and results of LARP implementation, and the adjustment of the work program, if necessary. Specific monitoring targets will be to verify/check:

- the number of AHs with legal ownership;
- the number of AHs without legal or legalizable status;
- the number of partially affected/remaining part of the land plot;
- affected buildings, structures, businesses;
- compensated loss of income and employment;
- paid allowances for severity and vulnerability;
- whether full compensation is paid on time;
- whether relocations of movable businesses are agreed with DPs and executed on time;
- the GRM Logbooks entries;
- the number, nature and substance of complaints;
- the number of grievances resolved at the project level;
- the number of grievances forwarded/resolved at other grievance resolution levels;
- implementation of the Social Management Plan;
- other related activities

10. The above information will be collected by the IPIG/Supervision Consultant which is responsible for monitoring the day-to-day resettlement activities of the Project through one or more of the following instruments:

- review of census information for all AHs;
- consultation and informal interviews with DPs;
- sample survey of AHs;
- focus group discussions;
- community consultation meetings.

2.3 External Monitoring

11. The external monitoring determines whether the LARP activities undertaken have been completed and whether the planned outcome has been obtained for each LARP related activity. As this project entails significant involuntary resettlement and therefore is classified as a social safeguard category 'A' project, ADB policy requires external monitoring which should be carried out in parallel with the implementation of the LARP and its internal monitoring. The main goal of external monitoring is to assess the relevance, efficiency, effectiveness and impact of the LAR processes and to suggest any corrective measures, if necessary. The External Monitor (EM) will monitor and verify LARP implementation to determine if the resettlement goals have been achieved and livelihood and living standards have been restored and will provide recommendations for improvement, if needed.

3. LARP IMPLEMENTATION STATUS

3.1 Project Sections

12. To facilitate effective LARP implementation and the start of physical works, the Project road is divided into five Sections. Section 1 is comprised of four sub-sections where there is no impact on land, businesses or other assets (Table 1). Consequently, this section is not included in the LARP implementation schedule as there is no resettlement. The Section is 21.630 km long and the physical works will start in July 2017. Section 2 is comprised of five sub-sections with a total length of 15.130 km. There are 23 affected households (AHs) in this Section (Table 2). Section 3 consists of a single road which is 4.320 km long. There are 49 affected households in this Section (Table 3). Section 4 consists of a 11.420 km-long road. There are 105 affected households in this Section. In addition, three public facilities are affected by the Project: the fences of Belovodskoe ayil okmotu, the fences of the social

department and one ruined, non-operating tandoor. (Table 4). Section 5 is 7.4 km long. There are 107 affected households living along this road Section.

Table 1: Section 1

No	Sub-section chainage		Sub-section mileage (km)		Sub-section length km	No of AHs at Section 1		
	Start	End	Start	End		Owners	Lease-holders	Employees
1	74+00	128+00	15+900	21+300	5+400	0	0	0
2	270+00	320+80	35+500	40+580	5+080			
3	371+00	431+00	45+600	51+600	6+000			
4	457+00	508+50	54+200	59+350	5+150			
Total					21+630	0		

Table 2: Section 2

No	Sub-section chainage		Sub-section mileage (km)		Sub-section length km	No of AHs at Section 2		
	Start	End	Start	End		Owners	Lease-holders	Employees
1	128+00	159+00	21+300	24+400	3+100	4	0	0
2	202+20	270+00	28+720	35+500	6+780	6	1	0
3	361+00	371+00	44+600	45+600	1+000	4	0	0
4	431+00	457+00	51+600	54+200	2+600	2	1	0
5	508+50	525+00	59+350	61+000	1+650	2	3	0
Total					15+130	18	5	0
								23

Table 3: Section 3

No	Sub-section chainage		Sub-section mileage (km)		Sub-section length km	No of AHs at Section 3		
	Start	End	Start	End		Owners	Lease-holders	Employees
1	159+00	202+20	24+400	28+720	4+320	30	9	10
Total					4+320	49		

Table 4: Section 4

No	Sub-section chainage		Sub-section mileage (km)		Sub-section length km	No of AHs at Section 4		
	Start	End	Start	End		Owners	Lease-holders	Employees
1	320+80	361+00	40+580	44+600	4+020	39	32	31
	Affected Public Facilities					3		
Total					4+020	105		

Table 5: Section 5

No	Sub-section chainage		Sub-section mileage (km)		Sub-section length km	No of AHs at Section 5		
	Start	End	Start	End		Owners	Lease-holders	Employees
1	0	74+00	8+500	15+900	7+400	31	38	38
Total					7+400	107		

3.2 LARP Implementation Activities

13. The LARP will be implemented in five stages as per the road Sections. Four Sections will require land acquisition and resettlement while Section 1 is free of impact on land and assets. Extensive preparatory activities and tasks are planned to ensure successful implementation of the LARP. For a timeline and implementation schedule please refer to Table 6. The LARP implementation for Section 2 is expected to start in August 2017 with the conclusion of agreements with the DPs. cc
14. The LARP has been approved by ADB and the Kyrgyz Government, endorsed by the Governmental Ordinance of 14 April 2017, and disclosed on the IPIG and ADB websites. The Ministry of Finance negotiated with the Kyrgyz Investment and Credit Bank (KICB) for the opening of accounts in which the money for compensation will be transferred. The goal of this step is to ensure that the displaced persons (DPs) do not have any out-of-pocket expenses for the opening an account and money withdrawals.
15. IPIG activated and trained Grievance Redress Groups. Details on trainings are reported further in this Report. IPIG updated the Project Information Brochure and the GRM and ensures that all GRG focal persons are trained and ready.
16. The IPIG hired a lawyer to prepare the individual contract agreements. The IPIG will pay compensation and extend assistances to the vulnerable DPs as per the requirements of ADB SPS 2009 and Kyrgyz laws. The compensation amount will be paid within 15 days after the contract is signed. The DPs will be paid in cash upon presenting personal identification.
17. In case of a self-relocation, the DPs will have 45 calendar days to relocate from the date the compensation is received. Within this time, the DPs may dismantle and remove all salvageable material for the rebuilding of houses and re-establishment of businesses. The IPIG reserves the right to demolish such structures if the DP has not done this by the agreed deadline. In case of relocation arranged under the Project, the DPs will be informed about the date of the relocation.

18. Prior to taking possession of any land or assets, including handover to a contractor, a LARP implementation report (compliance report) shall be submitted to ADB for approval, certifying that the LARP has been fully implemented in accordance with all the principles and provisions of ADB's SPS 2009 and Kyrgyz Republic laws and regulations. Grievances or objections (if any), will be redressed as per the grievance redress procedure adopted in the LARP. All activities related to LAR will be completed prior to the contractor's possession of acquired land and commencement of civil works at a particular road Section. The following table presents a tentative schedule for the LARP implementation.

Table 6: LARP Implementation Schedule						
	Tasks	Responsibility	Time Assigned for the Task	Start	Finish	Status
1	Issuance of Governmental Ordinance endorsing LARP				17/04/2017	Completed
2	Negotiations between the Ministry of Finance KR and the Bank about the issue of commission		2 weeks	17/04/2017	28/04/2017	Completed
3	Order of the Ministry or Deputy ministry of MT&R KR about compensations	Sociologist IPIG	1-2 weeks after issuance of the Gov. Ordinance endorsing LARP	17/04/2017	28/04/2018	Completed
4	Choosing the Bank and agreement about the disbursement of compensation to DPs.	MOF, MOTR/IPIG				Completed
5	Update the order of GRM	Sociologist IPIG	1 week after hiring Director IPIG			
6	Update information about GRM for local contact persons	Sociologist IPIG	1-2 weeks after issuance of the Gov. Ordinance endorsing LARP	17/04/2017	28/04/2017	Completed
7	Training on GRM of the GRGs and key stakeholders	ADB, IPIG, EPTISA	1 day	10/05/2017	10/05/2017	In preparation
8	Clarification of objects and DPs	Local resettlement specialist EPTISA	1-2 weeks after the issuance of Gov. Ordinance endorsing LARP	15/05/2017	29/05/2017	In preparation
SECTION 2						
9	Mobilization of a lawyer	IPIG				Completed
10	Preparation and approval of agreements on the land acquisition for all Project DPs	Lawyer IPIG	IPIG Lawyer	10/05/2017	31/07/2017	In preparation
11	Allocation of locations for relocation of affected business containers	LAR Commission, MOT/IPIG/Land acq. Architect	Section 2, 3 and 4	30/05/2017	31/07/2017	To be confirmed
12	Conclusion of agreements with DPs	MOT/Lawyer and Sociologist	Section 2, 3 and 4	01/08/2017	31/10/2017	In preparation
13	Disbursement of compensation	Bank, MOT/ internal and /or external monitor	Section 2	01/09/2017	30/09/2017	
14	Monitoring of disbursement of compensation	IPIG, Internal and/ or external monitoring	Section 2	01/09/2017	30/09/2017	

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		specialists				
15	Preparation and submission of LARP implementation (Compliance) report for ADB review	External monitoring specialist	2 weeks	01/10/2017	15/10/2017	
16	ADB reviews LARP implementation report and issue a NOL to start civil works	ADB	1 week	15/10/2017	23/10/2017	
17	MT&R KR provides no objection to Contractor to start civil works	MT&R KR	1 week	24/10/2017	02/11/2017	
SECTION 3						
18	Disbursement of compensation	The Bank, MOT/ IPIG	Section 3 – (49 AHs)	01/11/2017	31/11/2017	
19	Monitoring of disbursement of compensation	IPIG, Internal and/or external monitoring specialists	Section 3	01/11/2017	30/11/2017	
20	Preparation and submission of LARP implementation (Compliance) report for ADB review	External monitoring specialist	2 weeks	30/11/2017	15/12/2017	
21	ADB reviews LARP implementation report and issue a NOL to start civil works	ADB	1 week	15/12/2017	22/12/2017	
22	MT&R KR provides no objection to Contractor to start civil works	MT&R KR	1 week	23/12/2017	30/12/2017	
SECTION 4						
23	Disbursement of compensation	The Bank, MOT/ IPIG	Section 4 – 105 AHs	15/03/2018	30/04/2018	
24	Monitoring of disbursement of compensation	IPIG, Internal and /or external monitoring specialists	Section 4	15/03/2018	30/04/2018	
25	Preparation and submission of LARP implementation (Compliance) report for ADB review	External monitoring specialist	2 weeks	30/04/2018	15/04/2018	
26	ADB reviews LARP implementation report and issue a NOL to start civil works	ADB	1 week	15/04/2018	22/04/2018	
27	MT&R KR provides no objection to Contractor to start civil works	MT&R KR	1 week	23/04/2018	30/04/2018	
28	Monthly report	EPTISA	Ongoing			
29	Quarterly report	EPTISA	Ongoing			
30	Semi-annual social monitoring report	EPTISA	Ongoing	15/07/2017	15/01/2018	
31	Annual report	EPTISA	Ongoing			
32	Post-LARP Report	Extern. monitoring specialist	Ongoing			
33	Final Report upon completion of the assignment	Extern. monitoring specialist	Ongoing			
SECTION 5						
34	Disbursement of compensation	The Bank, MOT/ IPIG	Section 5 – 107 AHs	01/06/2018	30/06/2018	
35	Monitoring of disbursement of compensation	IPIG, Internal and /or external monitoring specialists	Section 5	01/06/2018	30/06/2018	

36	Preparation and submission of LARP implementation (Compliance) report for ADB review	External monitoring specialist	2 weeks	30/06/2018	15/07/2018	
37	ADB reviews LARP implementation report and issue a NOL to start civil works	ADB	1 week	15/07/2018	22/07/2018	
38	MT&R KR provides no objection to Contractor to start civil works	MT&R KR	1 week	23/07/2018	31/07/20118	
39	Monthly report	EPTISA	Ongoing			
40	Quarterly report	EPTISA	Ongoing			
41	Semi-annual social monitoring report	EPTISA	Ongoing	15/07/2018		
42	Annual report	EPTISA	Ongoing			
43	Post-LARP Report	Extern. monitoring specialist	Ongoing			
44	Final Report upon completion of the assignment	Extern. monitoring specialist	Ongoing			

3.2.1 Preparation of Contracts for Displaced Persons

19. The IPIG lawyer drafted following types of Property Acquisition Contracts for DPs based on the type of the property:

- Land/House Acquisition Contracts with compensation
- Property Acquisition Contracts with compensation
- Property and Trees Acquisition Contracts with compensation
- Property Acquisition from Business Owners Contracts with compensation
- Container Relocation Contracts with Compensation for Business Loss

Pending Clauses of the Contracts

20. The important part of the Contracts is the receipt of compensation by the DPs. The provisions/ clauses regulating the withdrawal of the compensation sums by DPs is pending, as negotiations with the "KICB" (Bank) relating to this issue are ongoing. Also, the issue of who will sign the Contracts with DPs on behalf of the MOTR has not been decided during the period covered by this Report. It should be the Minister or the deputy Minister.

Contracts with Landowners

21. There are some DPs whose land is affected partially, and, therefore, such land is subject to the partial acquisition. For that reason, these DPs (landowners) need to proceed through several steps in order to comply with the national land law and conclude 3 (three) Contracts:

Step 1. Register the splitting of the land with the local registration authorities so that the affected part of the land will be separated from the rest of the unaffected part of the land. For this, a Preliminary Land

Acquisition Contract is drafted, according to which DPs will be provided with an advance payment to cover expenses for the land splitting services and will be obliged to conclude two more Contracts: The Major Land Acquisition Contract and the Property Acquisition Contract.

Step 2. DPs will conclude the Major Land Acquisition Contract and register the transition of the ownership rights (from private ownership to state ownership) with the local registration authorities.

Step 3. DPs will conclude the Property Acquisition Contract, according to which they will receive the compensation for (movable) property (fences, gates etc).

3.2.2 Relocation Sites for Movable Businesses

22. During the reporting period, all three Project Rayons allocated sites for relocation of the movable business containers. Jail Rayon has the best approach to this issue: The Rayon administration allocated the location for affected business containers to be moved to. The letter was issued to the DPs informing them about the need to relocate the containers and the exact address of the new location for the businesses. The DPs were informed, showed the new location and the DPs, if they accepted the new location, signed the agreement. During the joined site visit (IPIG, Eptisa Consultants, site Engineer and the focal person), it became apparent that some of the DPs with movable containers were not informed about the assigned relocation place. To ensure that other Rayons follow the same procedure, the Jail example was discussed at the GRM trainings and local authorities were asked to follow the example. The Moskovskiy Rayon already collected some affected business owners' agreements and may not be in a position to change their template. Others will consider following the Jail example. (Annex1: Jail's example). With such a transparent and comprehensive procedure, the complains about new business locations will be minimized.

23. The IPIG Chief Architect will assist local authorities where needed. He will also collect copies of the owners' agreements which will be kept for the records. The copies of DPs' agreements will be attached as an annex to the next Social Monitoring Quarterly Report.



Random checking business owners for container relocations



Signing an agreement for the container relocation

3.2.3 Trainings of Grievance Redress Groups (GRGs)

24. The Grievance Redress Mechanism for this Project was established during the preparation of the LARP. As the Project implementation has started, there was a need to re-activate GRG members at all levels and train them in tasks related to the LARP and the Project implementation. A session on the Resettlement Safeguard for the Grievance Redress Group (GRG) members, GRG Focal Points, the line departments, supervision consultant, contractor and NGOs, was conducted in Bishkek on 10 May 2017. The session was organized and jointly conducted by ADB Consultants, Eptisa's Consultants and the IPIG Social Safeguard Specialist. There were 15 participants at this GRM session.



Joined Session on GRM

25. The second round of trainings for members of the established Grievance Redress Groups at the local level, was conducted on 22 June 2017 in each of the three Project Rayons. There were 17 members of the GRGs from Sokoluk, Moskovskiy and Jailskiy rayons. (Annex 2: GRG Training Attendance Lists). Each session with the question time, lasted for 2 hours. All three specialists, the Eptisa's National and International Consultants and the IPIG Social Safeguard Specialist, presented jointly the GRM procedure related to the field level grievance redress mechanism. The GRG members in Jail expressed their wish to practice the completion of the template forms. Consequently, a role play activity was held and the GRG members had a chance to record the 'complaint', explain the redress procedure to the 'complainant', solve the issue and register it in a cumulative logbook.

26. All participants received presentation handouts, the updated Project Information Brochure with the updated list of GRG members, (Annex 3) the Government Decree on GRM, sample forms of the logbook, template for GRG meetings records and other relevant forms. In addition, they will receive a printed as well as an electronic version of the Project corridor where designated accesses to homes and businesses are marked. This will enable them to deal efficiently with potential enquiries and complaints. On each 25th day of the month, Eptisa's national resettlement specialist will collect all recorded grievances and enquiries and the records will be included in Eptisa's monthly report and Social Monitoring Reports.



GRG Sokoluk



GRG Moskovskiy Rayon



GRG Jail



Role play, GRG Jail

3.3 Grievances and Enquires

27. There were nine DPs/APs' enquiries since the preparation of the final LARP for this Project. The main themes for all enquiries were information about the exact Project corridor and people's enquiries if their assets would be affected. Even if they were told on the field that their assets would not be affected, some people still turned to the Ministry of Transport and Roads to see the Project corridor and verify their status. A summary of all received inquiries is presented in Annex 4.

3.4 Other Preparation Activities

3.4.1 Construction Social Monitoring Plan (CSMP)

28. The Contractor has prepared the draft Environmental and Social Management Plan (CESMP) and submitted it to the Engineer for discussion and comments. The CESMP was reviewed and forwarded to the Engineer Team Leader to approve and send to the IPIG and ADB for comments. One of the main items in the Social Management Plan, was road safety trainings for all school children located along the

Project road. The road safety training will be conducted by the Contractor and supervised and reported on by Eptisa's resettlement/social specialists. It is expected that implementation of the CSMP will start in September, when the school year starts.

3.4.2 Finalization of the LARP implementation Action plan

29. The draft LARP implementation Action plan was prepared in April and sent to all interested parties for review, comments and suggestions. The draft Action Plan was discussed, updated and finalized at the meeting in Bishkek with ADB, IPIG and Eptisa's consultants. The final update of the Action plan was executed in July 2017 upon addition of Section 5 to the Project implementation schedule.

3.5 Findings and Actions Taken

30. The main findings of the internal monitoring conducted for the reporting period are summarized as follows:

- Joined field visits (Eptisa and IPIG resettlement specialists) confirmed that DPs were informed about the Project and entitlements and that they received the Project Information Brochure;
- The updated Project information brochure, Government decree of the cut-off-date and endorsement of the LARP and updated list and contacts of the GRG members were given to the consulted owners of the affected movable business containers;
- There was no consistency across the Project rayons in information given to the DPs, owners of the business containers, about assigned locations for the relocation of affected movable businesses. All rayon authorities were informed about Jail rayon's transparent and comprehensive procedure related to the relocation of businesses and advised to adopt the same or similar procedures.
- All GRGs 'members are trained in the GRM procedure;
- All GRG members received a printed and electronic version of the project design with marked accesses to private homes and businesses;