

## RESETTLEMENT INFORMATION BROCHURE

### MINISTRY OF TRANSPORT AND COMMUNICATIONS KYRGYZ REPUBLIC

#### CAREC Corridor 3 (Bishkek-Osh Road) Improvement Project, Phase 4

##### A. Project Introduction

The Ministry of Transport and Communications of the Kyrgyz Republic, as Executing Agency, is intended to implement the CAREC Corridor 3 (Bishkek-Osh Road) Improvement Project, Phase 4. The project will be financed by Asian Development Bank.

The main components of the project are:

- rehabilitation of the road from Bishkek to Kara Balta, km 8.5 - 61 (Moskovskiy, Sokulok and Jayil Rayon of Chui oblast)
- rehabilitation of the road from Madaniyat to Jalalabad, km 507.5 – 574.5 (Bazar-Korgon, Nooken and Suzak rayons of Jalalabad oblast)

The proposed project will

- improve the national and regional connectivity by rehabilitating an estimated 119.5 kilometers of crucial road sections between Osh and Bishkek
- improve access to markets
- ensure efficient movement of freight and passenger traffic along the Bishkek-Osh road

##### B. Anticipated Positive Socio Economic Impacts of the Project

- Lower transport costs due to improved road condition
- Reduce accident rates
- Shorten travel times for people and products due to reduced congestions and improved road condition
- Reduce deterioration of vehicles
- Increase local and international travel
- Create income-generating opportunities for local communities
- Create work opportunities

To comply with requirements of the ADB Safeguard Policy Statement (SPS 2009), KocksConsulting Company is drafting Land Acquisition and Resettlement Plan (LARP) detailing Project impacts, compensation entitlements, compensation mechanisms and procedures and GRG functioning.

This Information Brochure summarizes the main points to be included to LARP. Its objective is to disclose and summarize for the benefit of affected persons (APs) and the public the impacts of project in Bishkek-Kara-Balta and Madaniyat-Djalal-Abad sections. This brochure will be sent to all APs and distributed to project area civil society organizations, and local governments. LARP will be in Russian and Kyrgyz languages.

##### C. Resettlement Policy and Principles

The compensation program under LARP is based on the following principles:

- ✓ Involuntary resettlement is to be avoided or at least minimized;
- ✓ If impacts are unavoidable appropriate compensation at replacement value will be provided so as to preserve APs pre-project living standards and livelihood status;
- ✓ APs will be assisted to restore their livelihood;

- ✓ APs will be fully informed and consulted on LAR compensation options and implementation; and AP's participation, particularly that of women and vulnerable groups, will be ensured in LARP planning and implementation;
- ✓ Compensation will be carried out with equal consideration of women and men;
- ✓ Particular attention should be paid to poor or women/disabled person-headed households; and appropriate assistance should be provided to them;
- ✓ Vulnerable and severely impacted APs will be provided special allowances;

#### D. Compensation Eligibility and Entitlements

The impacts caused by road rehabilitation will be compensated based on the laws of Kyrgyz Republic and the requirements of the ADB Safeguards Policy of 2009. Compensation eligibility and entitlements matrix's aim is to assist APs to maintain or improve their standard of living after the Project. APs eligible to compensation or at least rehabilitation provisions under the Project are:

- ✓ All APs losing land, whether covered by legal title/traditional land rights, legalizable, or without legal status;
- ✓ Tenants and sharecroppers whether registered or not;
- ✓ Owners of buildings, crops, plants, or other assets attached to the land; and
- ✓ APs losing business, income, and salaries.

Compensation eligibility will be limited by a cut-off date which is Sunday June 16<sup>th</sup> 2013 by 5:00 pm (the day of the end of the AP Census and Detailed Measurement Survey). APs after the cut-off date will not be eligible for compensation. Impacts occurred/detected after this date will be handled by the Grievance Resolution Group (GRG) and compensated if found valid and eligible by the GRG.

Compensation/rehabilitation provisions for the APs are defined in the table below.

#### E. Entitlement Matrix

Impact type	Eligible APs	Entitlements	Note
Land	Owner/Tenant	N/A	All land affected is public and within the ROW. It will not be acquired nor compensated
Buildings (structures, houses, sheds)	Owner	Cash compensation at replacement cost for materials, labor, transport of materials, and reinstallation of facilities	Determined by the independent evaluator. No deduction for depreciation or salvageable materials
Shops	Owner	Cash compensation at replacement cost for materials, labor, transport of materials, and reinstallation of facilities	Determined by the independent evaluator. No deduction for depreciation or salvageable materials
Fences	Owner	Compensation for fence relocation + eventual damages	Determined by the independent evaluator.
Business (big size)	Owner	Compensation of business	The compensation will

Impact type	Eligible APs	Entitlements	Note
		income lost for the period of business stoppage (due to new shop construction and business re-establishment) based either on tax declaration/patent fee or (f this is unavailable minimum non-taxable income	be given for 3 months (2 months for petrol station and shop reconstruction and 1 month for shop re-establishment).
Business (small size)	Owner	Compensation of business income lost for the period of business stoppage (due to shop relocation or new construction and business re-establishment) based either on tax declaration/patent fee or (f this is unavailable minimum non-taxable income	The compensation will be given for 1 month.
Business (big and small size)	Tenants	Compensation of business income lost for the period of business stoppage based either on tax declaration/patent fee or if this is unavailable minimum non-taxable income plus rental fee	The compensation will be given for 3 months for big size and 1 month for small size business
Temporary business	Owner/tenants	Compensation for temporary business stoppage due to relocation to new place	The compensation will be given for one week
Trees	Owner	Compensation based on the value of the tree wood to be calculated based on tree diameter (for non-productive trees) Compensation at current market prices for xxx years harvest given the age of trees (for productive trees).	Determined by the independent evaluator. Tree replanting will be done in the spring of 2015 for MOTC's trees along the highway.
Labours		Cash compensation for lost wages or salary equal to current wages	Compensation will be given for 1 month
Severe impacts Allowance	AP suffering > 10% income losses	A 1 month allowance based on minimum subsistence level	Minimum subsistence level for Chui region is xxx and for JalalAbad region is xxx
Vulnerable people allowance	AH below poverty line or headed by women/ disabled	A 1 month allowance based on minimum subsistence level Free assistance for legal registration of the new businesses	The 2013 KGZ Poverty Line is KS 54600 per year. The monthly rate is KS 4550som. Allowance for this assistance is included in the buildings compensation costs

## F. Compensation Rates

The table below specifies the compensation rates for affected items. Details will be provided in the RP.

### Compensation/Rehabilitation unit rates

Item		Unit	Unit value (SOM)
Buildings impacts			Specified for each building in the RP
Trees (non-productive)	Market value of wood	m <sup>3</sup>	Variable according to volume of wood
Trees (productive)	Market value of xxx years harvest	Unit	Variable according to the age of tree
Fences relocation	Relocation/damages cost	m.	xxx
Business Losses			Specified for each shop (kiosk), gasoline station owner
Severe Impacts Allowances	1 month at minimum subsistence level	unit	xxx
Vulnerable people allowances	1 months at minimum subsistence level	unit	xxx

### Complaints and Grievance Redress Mechanism

Grievance redress mechanism will be established to receive, manage, review, and facilitate the resolution of issues, concerns, complaints, or grievances raised by APs regarding Resettlement implementation. APs will be fully informed of their rights and of the procedures for addressing complaints whether verbally or in writing during consultation, survey, time of compensation and implementation of the project. Care will always be taken to prevent grievances rather than going through a long redress process.

Based on this mechanism, aggrieved APs may access the GRM through Local Points of Contact (LPC) and will be assisted by the MoTC IPIG Safeguard Unit and a Grievances Redress Group (GRG). The GRG will be established for the duration of project implementation.

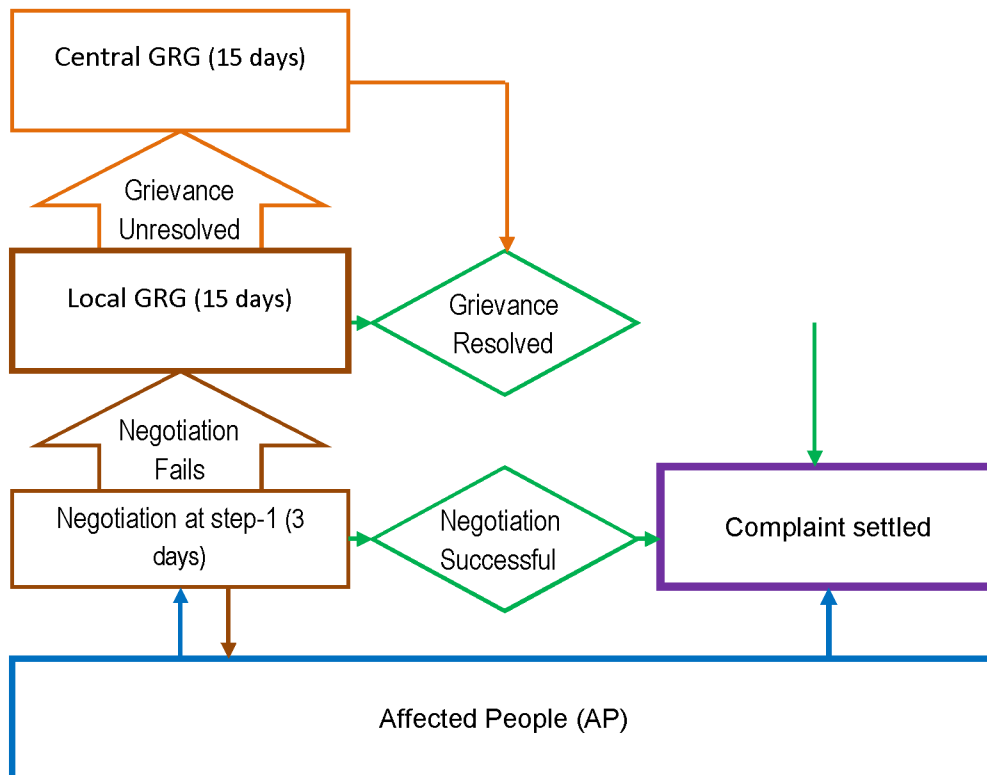
#### The Grievance Redress Process involves the following stages:

At the initial stage, the LPC will give hearing to the aggrieved person and try to give acceptable solutions. If any aggrieved AP is not satisfied with the solutions, then the aggrieved AP will lodge grievances in writing to the concerned local GRG within 3 days.

After receiving written complaints of AP the LPC will review and prepare a Case File for GRG hearing and resolution. A formal hearing will be held with the GRG at a date fixed by the LPC in consultation and the aggrieved APs.

On the date of hearing, the aggrieved AP will appear before the GRG at the office of concerned Ayil-Okmotu and produce proof in support of his/her claim. The LPC will note down the statements of the complainant and document all proof. The decisions from majority of the members will be considered final from the GRG and will be issued by the LPC and signed by other members of the GRG. The case record will be updated and the decision will be communicated to the complainant AP by the LPC within 15 days of submission. If any aggrieved AP is not satisfied with the solutions, then the LPC will lodge grievances in written to the central GRG at MoTC with conclusion and supporting documents prepared at local level.

After receiving written complaints of AP the GRG Chairperson of the central GRG will review and prepare a Case File for GRG hearing and resolution. A formal hearing will be held with the GRG at a date fixed by the GRG Chairperson and the aggrieved APs. GRG members will contact the complainant and visit his village. The IPIG Project Coordinator will note down the statements of the complainant and document all proof. The decisions from majority of the members will be considered final from the GRG and will be issued by the GRG Chairperson and signed by other members of the GRG. The case record will be updated and the decision will be communicated to the complainant AP by the IPIG Project Coordinator within 15 days of submission.



### Contact Information

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Project Information and the disclosed Resettlement Plan will also be accessible on IPIG and MOTC websites: [www.piumotc.kg](http://www.piumotc.kg) and [www.mtc.gov.kg](http://www.mtc.gov.kg)