World Bank’s Safeguard Policies, Review and Update  
Stage 2  
Summary of Feedback

Date: February 5, 2015  
Location (City, Country): Lima, Peru  
Audience (Government, Civil Society, etc.): Government

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<th>Specific Feedback from Stakeholders</th>
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<td><strong>1. General Comments</strong></td>
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*Comments and Recommendations*

- It is a matter of concern that this is the first comprehensive review of the Bank’s safeguards. The Framework should be reviewed periodically.

- Mechanisms are needed to determine if the safeguards have contributed to improve the quality of living among the Bank project beneficiaries.

- The Framework should be more specific in terms of how the bank will supervise standard enforcement.

- The participants asked how the new standards foster social and environmental cross-sector linkages.

*Questions*

- The participants asked about Bank standards under the new Framework when co-financing a project with entities that lack social and environmental policies.
2. **A Vision for Sustainable Development**

   - **Disability issues should be cross-cutting** in the new Framework’s vision. One of the Framework’s goals should be to **ensure universal access** to Bank project benefits.

3. **World Bank Environmental and Social Policy**

   N/A

4. **Environmental and Social Standard (ESS1): Evaluation and management of environmental and social risks and impacts**

   *Comments and Recommendations*

   - Including the disability issue inside the vulnerability topic implies segregation. All the projects’ designs have to take into account **universal access**.

   - In addition to those of disability and gender, the Framework should include **the concept of interculturality**, which is a key element in considering cultural diversity.

   - The Framework should pay greater attention to **national social and environmental systems** and explicitly mention they will be respected when they exist.

5. **Environmental and Social Standard 2 (ESS2): Labour and working conditions**

   N/A

6. **Environmental and Social Standard 3 (ESS 3): Effectiveness in resources and pollution prevention**

   *Comments and Recommendations*

   - ESS 3 should place more emphasis on hazardous material management and specifically of industrial chemicals that are a source of pollution and can harm human health.

7. **Environmental and Social Standard 4 (ESS 4): Community and Health Security**
Comments and Recommendations

- ESS 4 should take into consideration the emissions’ negative impact on the health of communities.

8. Environmental and Social Standard 5 (ESS 5): Land purchases, restriction to land use and involuntary resettlement

Comments and Recommendations

- This ESS should take into consideration access barriers for people with disabilities that may be present in resettlement plans. The analysis should take into consideration that certain people with disabilities may not be in a vulnerable condition due to family support.

- This ESS should include a requirement to evaluate resettlement plans when they are completed. The standard does not currently contain any requirements to prepare baseline surveys that will allow making such subsequent evaluations.

Questions

- The standard establishes that the service provider should consider alternative designs to avoid impacts. However, this is not done in Peru, especially for transportation projects. How will ESS 5 guarantee that alternative designs will be considered to minimize resettlement, especially in transportation projects?

9. Environmental and Social Standard 6 (ESS 6): Biodiversity conservation and sustainable management of live natural resources

Comments and Recommendations

- Paragraph 20 in ESS 6 mentions projects that could have an adverse impact on legally protected areas. Projects should only be allowed in protected areas’ buffer zones and only if they benefit the protected area.

Questions

- The participants asked how the Bank would manage situations where environmental damage carry criminal liability according to national legislation.
10. Environmental and Social Standard 7 (ESS 7): Indigenous peoples

Comments and Recommendations

- Modify criteria to identify indigenous peoples. Specifically, **speaking an indigenous language should not be a fundamental criterion for identification**.

- The use of **toxic materials** that can affect indigenous peoples, their territories or natural resources should require their **free, previous and informed consent**.

- A **gender perspective must be adopted explicitly** in this standard as well as auditing mechanisms. In Peru, at present women are not fully involved in consultations and in projects in general.

- The participants expressed doubts about the way in which **information dissemination** processes will be conducted following ESS 7, regarding peoples in voluntary isolation and in initial contact.

11. Environmental and Social Standard 8 (ESS 8): Cultural Heritage

*N/A*

12. Environmental and Social Standard 9 (ESS 9): Financial intermediaries

13. Environmental and Social Standard 10 (ESS 10): Dissemination of information and participation of stakeholders

Comments and Recommendations

- The Framework should strengthen citizen participation in all the process stages. The Bank should ensure in particular filling the gaps between national and the Bank’s participation policies. Stronger citizen participation will lead to social and environmental policy enforcement.
• The Framework confuses consultation and participation.

• The Stakeholder Engagement Plan concept should become Stakeholder Management and include, besides the right to specific consultations, the right to constant participation throughout the project. It should also contemplate the possibility of including new stakeholders as needed.

• ESS 10 does not establish a process to determine if complaints have been addressed successfully. Currently, the text reads the service provider should solve complaints “appropriately”, but there is no definition of what is appropriate.

• ESS 10 should be more detailed regarding oversight and monitoring of World Bank-financed projects.