



What We Are Hearing: Country Consultations *A Preliminary Overview*

Civil Society Policy Forum 2013
April 20, 2013

Preliminary Report Out:
Safeguard Policies Review and Update Consultations
Phase One

- Following the meeting, this presentation has been slightly updated to make the content clearer -



- Summaries of all meetings (including expert focus groups) will be all posted on the consultation [website](#).



- A more detailed summary of all input received (including input submitted online through the consultation website, via email, face-to-face consultation meetings, focus groups and third party sponsored meetings) will be prepared and made available on the consultation [website](#).

The Process

World Bank's Environmental and Social Safeguard Policies

- Environmental Assessment
- Natural Habitats
- Forests
- Pest Management
- Physical Cultural Resources
- Involuntary Resettlement
- Indigenous Peoples
- Safety of Dams
- *Projects involving International Waters*
- *Projects in Disputed Areas*

Linked to Access to Information Policy

Piloting Use of Country Systems for Environmental and Social Safeguards

“Emerging Areas”

- Human Rights
- Labor and Occupational Health and Safety
- Gender
- Disability
- Free, Prior and Informed Consent of Indigenous Peoples
- Land Tenure and Natural Resources
- Climate Change

Consultation Locations – Phase One

- Argentina
- Canada
- China
- Egypt
- Belgium
(European NGOs)
- Belgium
(European Union)
- France
- Georgia
- Guatemala
- India
- Indonesia
- Ivory Coast
- Japan
- Kazakhstan
- Morocco

Consultation Locations – Phase One

- Netherlands
- Norway
- Peru
- Philippines
- Romania/Moldova
- Russia
- Senegal
- South Africa
- Sri Lanka
- Sweden
- Switzerland
- Thailand (Mekong Region NGOs)
- Turkey
- United States
- Vietnam

A Selection of Submissions

- CSO Concerns
- CSO Comments
- Indonesian CSOs Comments
- Global Gender IFI Watcher Network
- Gender Action
- Building and Woodworkers International
- Protection of the Needs of Children
- Keeping Children Safe
- Disability Network
- Tenure of Land, Housing and Natural Resources
- Lessons Learned from Cambodia and Papua New Guinea
- Striking the Balance
- Review of Involuntary Resettlement Policy
- Social Justice Committee
- International Disability and Development Consortium
- Effective Implementation: the Key to Safeguard
- A Human Rights Agenda for the World Bank
- UN Special Rapporteurs

Consultation Process

- Adequacy of advance notice of consultations
- Some requests for a broader range of materials to be provided in advance and in translation
- Concern about how affected communities would provide input to the process
- Need for special consultation process for Indigenous Peoples
- Need to ensure access to persons with disabilities to the process both physically and on-line
- A few parties believed there should not be any consultations - “World Bank Go Home”

Inputs from the Independent Evaluation Group and Inspection Panel

- IEG Evaluation of Safeguard Policies (2010) should inform the process
- IEG Evaluation on Managing Forest Resources (2013) should inform the process
- IEG should be involved in the review process
- Lessons learned from Inspection Panel cases should inform the process
- Inspection Panel should be involved in the review process

What We Are Hearing:
*A Summary of Contrasting Views Heard
During the Phase One Consultation Process*

Overview

- World Bank Safeguard Policies provide an internationally recognized standard for addressing environmental and social issues in public sector lending operations
- The public sector policies of the other International Financial Institutions typically use the Bank's policies as a key reference point
- Broad agreement that there is a need for modernization of the Bank's policies; however, there is concern about which direction this reform process might take

Making Policies More Effective

- Revision and update of the safeguard policies should make them more effective in promoting sustainable development and increasing development effectiveness
- There is a need to continue to use the policies to “do no harm” and to increase their use to “do good”
- While compliance needs to be addressed - it needs to be better balanced with achieving environmental and social outcomes
- There should be more flexibility in the way the policies are applied with a greater recognition of differences among countries

World Bank Support

- Bank should increase support to more broadly facilitate the Use of Country Systems
- Bank should provide more support, especially at the field level, to strengthen client capacity to address environmental and social issues
- This support should include development of centers of excellence at the regional and/or national level
- Bank should provide more extensive safeguard support to Borrowers during both project preparation and implementation
- Bank engagement with affected communities should be strengthened

Recommendations - Approach

- Evolve the safeguard policies to meet current and new development challenges
- Important to avoid dilution of safeguard policies
- Upward harmonization of policies among United Nations bodies, international financial institutions and other development organizations to meet best practices and international laws
- Urged to adopt a “rights based” approach
- Also urged to adopt a more “risk based” approach

Recommendations - Coverage

- Bank should require compliance with relevant international conventions and agreements
- Scope of topics covered should be expanded – though degree of expansion is matter of debate
- Address links with ongoing reform process for Bank's Procurement Policy

Architecture

- A broad overview statement on Bank commitments to environmental and social sustainability should be prepared and cover all instruments
- Safeguard policies should apply to all lending instruments:
 - Development Policy Lending (DPLs)
 - Investment Lending (IL)
 - Program for Results (P for R)
- Greater clarity is needed between the roles and responsibilities of the Bank and the Borrower

Alternative Models

International Finance Corporation

“Environmental and Social Performance Standards”

Two Contrasting Views

- Create a public sector version of the Performance Standards for Bank use
- Do not use the Performance Standards as a model for Bank public sector operations

Alternative Models

International Finance Corporation

“Environmental and Social Performance Standards”

- Concern over “self-monitoring” by client
- Adopt the labor and occupational health provisions of the Performance Standards
- Adopt broader social and biodiversity coverage from the Performance Standards
- Include provisions for “Free, Prior and Informed Consent” of Indigenous Peoples

Alternative Models Asian Development Bank

"Safeguards Policy Statement"

- Adopt comprehensive coverage approach of the ADB with all public and private sector operations under a single framework
- Adopt enhanced provisions for involuntary resettlement and specific language on gender
- Provisions for support for strengthening country systems and capacity
- Adopt 120 day standard for disclosure of safeguard documents for Category A projects

Assessment Approaches

- Revise to expand opportunities for the Use of Country Systems
- Increase overall clarity of policies to make them more understandable
- Simplify requirements to make them easier to implement
- Provide clearer definitions of screening categories (A, B, C, FI)
- Provide greater clarity concerning scope and definition of associated or linked projects
- Avoid duplication of Bank and Borrower safeguard documents (EAs, RAPs, IPPs)

Assessment Approaches

- Balance “social” and “environmental” coverage
- Increase social coverage to explicitly include community impacts
- Mandate assessment of impacts and risks to vulnerable or marginalized groups including women, children, persons with disabilities
- Provide more detailed guidance on the application and implementation of safeguard policies
- Require human rights impact assessment

Involuntary Resettlement

- Humanize policies without weakening them
- Make the principles and objectives more easy to understand - including concept of “livelihood restoration”
- A more flexible approach should be adopted for implementation with a focus on outcomes
- Major concern exists about the scope of eligibility and levels of compensation
- Greater use should be made of Country Systems for resettlement and land acquisition

Involuntary Resettlement

- Strengthen communication and support to vulnerable populations
- Reinforce existing policy to address insecure land tenure and avoid “land grabs” especially of poor and marginalized communities
- Improve consultation standards and use of grievance mechanisms
- Effective remedies need to be available to address adverse impacts
- Revise to be consistent with international law

Indigenous Peoples

- There should be a freestanding Indigenous Peoples Policy - it should not be merged with other social policies
- UNDRIP should serve as the framework for revision of the Indigenous Peoples Policy
- Policy should use the standard of “Free, Prior and Informed Consent”
- Land rights of Indigenous Peoples should be addressed
- Improve consultation standards, use of local languages and effectiveness of grievance mechanisms

Monitoring and Evaluation

- Establish clear steps for monitoring and evaluation
- Develop and apply standardized indicators for environmental and social performance
- Have monitoring programs more closely linked to project management
- Disclose monitoring data to the public
- Make expanded use of 3rd Party Monitoring

Next Steps

Consultation with Project-Affected Communities

- In four regions: Africa, East Asia and Pacific, Latin America and Caribbean and South Asia
- Regions with largest number of projects with significant and sometimes controversial effects on local communities
- Piloting methodology first week of May in Latin America and Caribbean
- Conducted by experienced independent consulting firm
- Final report will be posted on website

Dedicated Consultation Process for Indigenous Peoples

- Will review OP 4.10 , other policies and emerging issues from the viewpoint of Indigenous Peoples during 2013 and 2014
- Meetings held by Bank with Indigenous Peoples organizations worldwide in order to jointly design, plan and decide on the best methodology for the dialogue and consultation
- Meetings in Manila (March 2013), Guatemala City (April 2013) with Asian and Pacific leaders and Mesoamerican / Latin American leaders respectively
- Country level meetings held in Costa Rica and Panama (April 2013)
- Planning meetings to be held also Peru for all of South America and in New York for Latin America in May 2013
- A Dialogue Plan is targeted to be ready by June 2013 and will be synchronized with overall review and update of Safeguard Policies

Next Steps – Phase One Consultations

- Consultation process for Phase 1 will end on April 30th
- We will continue to welcome and post inputs from all parties on the consultation website
- A comprehensive matrix of comments will be prepared and posted
- Management will prepare a report to the Committee on Development Effectiveness (CODE) of the Bank's Board including the matrix of comments

www.worldbank.org/safeguardsconsultations
or send us an email:
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