



**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

Specific Feedback from Stakeholders
<b>1. General Comments</b>
<p><i>Comments and Recommendations</i></p> <ul style="list-style-type: none"><li>• <b>It is a matter of concern that this is the first comprehensive review of the Bank's safeguards. The Framework should be reviewed periodically.</b></li><li>• Mechanisms are needed to <b>determine if the safeguards have contributed to improve the quality of living among the Bank project beneficiaries.</b></li><li>• The Framework should be more specific in terms of how the bank will supervise standard enforcement.</li><li>• The participants asked how the new standards foster social and environmental <b>cross-sector linkages.</b></li></ul> <p><i>Questions</i></p> <ul style="list-style-type: none"><li>• The participants asked about Bank standards under the new Framework when co-financing a <b>project with entities that lack social and environmental policies.</b></li></ul>

<b>2. A Vision for Sustainable Development</b>
<ul style="list-style-type: none"> <li>• <b>Disability issues should be cross-cutting</b> in the new Framework's vision. One of the Framework's goals should be to <b>ensure universal access</b> to Bank project benefits.</li> </ul>
<b>3. World Bank Environmental and Social Policy</b>
N/A
<b>4. Environmental and Social Standard (ESS1): Evaluation and management of environmental and social risks and impacts</b>
<p><i>Comments and Recommendations</i></p> <ul style="list-style-type: none"> <li>• Including the disability issue inside the vulnerability topic implies segregation. All the projects' designs have to take into account <b>universal access</b>.</li> <li>• In addition to those of disability and gender, the Framework should include <b>the concept of interculturality</b>, which is a key element in considering cultural diversity.</li> <li>• The Framework should pay greater attention to <b>national social and environmental systems</b> and explicitly mention they will be respected when they exist.</li> </ul>
<b>5. Environmental and Social Standard 2 (ESS2): Labour and working conditions</b>
N/A
<b>6. Environmental and Social Standard 3 (ESS 3): Effectiveness in resources and pollution prevention</b>
<p><i>Comments and Recommendations</i></p> <ul style="list-style-type: none"> <li>• 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.</li> </ul>
<b>7. Environmental and Social Standard 4 (ESS 4): Community and Health Security</b>

*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**.