

# Resettlement Planning Document

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Updated Resettlement Plan  
Document Stage: Revised  
Project Number: 40198  
July 2009

VIE: Ho Chi Minh City – Long Thanh – Dau Giay  
Expressway Technical Assistance Project



THE SOCIALIST REPUBLIC OF VIETNAM  
MINISTRY OF TRANSPORT  
VIETNAM EXPRESSWAY CORPORATION (VEC)  
SOUTHERN EXPRESSWAY PROJECT MANAGEMENT UNIT (SEPMU)

HCMC  
LONG THANH  
DAU GIAY  
EXPRESSWAY

Ho Chi Minh City - Long Thanh - Dau Giay  
Expressway Technical Assistance Project  
Loan 2374-VIE

# **Updated Resettlement Plan Cam My and Thong Nhat Districts, Dong Nai Province**

**(Stage 1)**

July 2009

## ABBREVIATIONS

ADB	-	Asian Development Bank
AP	-	affected person
DMS	-	detailed measurement survey
EA	-	executing agency
EMA	-	external monitoring agency
GOV	-	Government of Vietnam
HH	-	Household
HLD	-	Ho Chi Minh-Long Thanh-Dau Giay
IOL	-	inventory of losses
IRP	-	Income restoration program
LARU	-	Land Acquisition and Resettlement Unit
LURC	-	land use rights certificate
MOF	-	Ministry of Finance
MOLISA	-	Ministry of Labor, Invalids and Social Assistance
MONRE	-	Ministry of Natural Resources and Environment
MARD	-	Ministry of Agriculture and Rural Development
MOT	-	Ministry of Transport
PPC	-	Peoples' Committee (Provincial/District/Commune)
RCS	-	replacement cost study
ROW	-	right-of-way
RP	-	Resettlement Plan
SEPMU	-	Southern Expressway Project Management Unit
SES	-	socio-economic survey
VEC	-	Vietnam Expressway Corporation
VND	-	Vietnamese dong

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## EXECUTIVE SUMMARY

**Background.** A Resettlement Plan (May 2008) was agreed by both the Government of Viet Nam (GOV) and Asian Development Bank based on preliminary design and initial census and inventory of losses. Following detailed design, the Resettlement Plans by district are updated and submitted to ADB for review and approval.

**Legal and Policy Framework.** The legal and policy framework for compensation, resettlement and rehabilitation under the Project is defined by the relevant laws and regulations of the Government of Viet Nam and the ADB policies. In case of discrepancies between the Borrower's laws, regulations, and procedures and ADB's policies and requirements, ADB's policies and requirements will prevail, consistent with Decree No. 131/2006/ND-CP which provides that in case of "discrepancy between any provision in an international treaty on Official Development Assistance, to which the Socialist Republic of Viet Nam is a signatory, and the Vietnamese Law, the provision in the international treaty on ODA shall take precedence" (Article 2, Item 5).

**Scope of Land Acquisition.** Total area of affected land in Cam My and Thong Nhat is estimated to be 1,396,122 m<sup>2</sup> consisting of private land, public land and non-used land. A total of 335 households and 3 Rubber Enterprises were identified. In addition, there are 59 households having relative's tombs (owners of the 39 tombs could not be identified during DMS). It should be noted that the number of affected HHs in Thong Nhat district will increase following detailed design near the Dau Giay Interchange of the HLD expressway.

**Resettlement Impacts:** Only 1 household in Cam My and 6 HHs in Thong Nhat will have to relocate to new plots of residential land as their land will be totally affected. Meanwhile, there are 15 households in Cam My and 9 HHs in Thong Nhat whose houses are affected but they can rebuild their houses on remaining residential land.

**Submission of Updated RP.** The Updated RP for Cam My and Thong Nhat districts will be submitted to ADB for review and approval in **two stages**.

- **The First Stage** of Updated RP covers 90 households + 1 organizations in Cam My and 145 HHs in Thong Nhat, including 59 households who have affected tombs in Thong Nhat and 39 tombs which are not identified owners.
- **The Second Stage** of Updated RP will cover the (i) remaining 95 households in Cam My and 5 HHs in Thong Nhat (ii) HHs have been identified recently at the Dau Giay Interchange and (iii) Compensation and allowances for some public structures.

**Ethnicity, Vulnerabilities and Gender Issues.** There are a total of 42 vulnerable households that require special assistance. Gender strategy is included in the RP, i.e., active participation of women from consultation to monitoring, representation of women in compensation committees, capacity-building targeting women and ethnic minorities.

**Income restoration program:** Vulnerable and severely affected households will be entitled to participate in the income restoration program which is now currently being developed by SEPMU with the assistance of livelihood specialists from the TA Loan consultants. A separate report on the income restoration program will be submitted to ADB for review and concurrence prior to implementation.

**Relocation of housing and resettlement.** There is a household in Cam My and six HHs in Thong Nhat who will be lost entire their houses and will be required to relocate. 1 HHs in Cam My who want to find a new place by themselves will receive compensation, allowances and resettlement allowance. 6 HHs in Thong Nhat district will relocate to the resettlement site of Xom Ho A, Hung Loc commune of Thong Nhat district

**Participation, Disclosure, and Grievance Redress.** Consultations, public meetings, and village discussions with APs and local officials were carried out during the resettlement planning process. The grievance mechanism has been designed to ensure that APs' concerns and grievances are addressed and resolved in a timely and satisfactory manner. The key information in the draft RP were disclosed to APs prior to ADB appraisal mission

**Implementation Arrangements.** SEPMU, together with the resettlement consultants from the TA Loan, are working closely with the Peoples' Committee and District Compensation Committee. The resettlement consultants are supported by two national livelihood specialists and they are all working full time until June 2010.

**Implementation Schedule.** Disbursement of payment to APs for land and non-land assets will commence as soon as this Updated RP is approved by ADB. The Stage 2 Updated RP will be submitted to ADB in August 2009.

ACTIVITIES	SCHEDULE
RP UPDATING (FOLLOWING DETAILED DESIGN)	AUGUST 2008 – JUNE 2009
SUBMISSION OF UPDATED RP (STAGE 1)	JULY 2009
REVIEW AND APPROVAL OF UPDATED RP (STAGE 1)	JULY 2009
IMPLEMENTATION OF UPDATED RP (STAGE 1)	AUGUST 2009 – OCTOBER 2009
SUBMISSION AND APPROVAL OF UPDATED RP (STAGE 2)	AUGUST 2009
IMPLEMENTATION OF UPDATED RP (STAGE 2)	SEPTEMBER 2009-DECEMBER 2009
MONITORING (INTERNAL AND EXTERNAL)	OCTOBER 2008 – AUGUST 2010
START OF CIVIL WORKS	NOVEMBER 2009

**RP Budget:** Total RP budget for the Updated RP (Stage 1) of Cam My and Thong Nhat is **46,683,259,745 VND**.

**Monitoring:** SEPMU/VEC will submit quarterly progress reports to ADB. An external monitor has been engaged and quarterly monitoring reports have been submitted to SEPMU and ADB. All monitoring reports will be uploaded on the ADB website.

## I. INTRODUCTION

**1. Background.** A Resettlement Plan (May 2008) was approved by both the Government of Viet Nam (GOV) and Asian Development Bank. It is based on preliminary design and initial census and inventory of losses. Following detailed design, the Resettlement Plan will be updated and submitted to ADB for review and approval.

**Table 1. Location, lengths and project corridors**

District	Ward/Commune	Section	Length
<b>Ho Chi Minh City</b>			
District 9	Phu Huu	Km04+000 – Km07+000	3.0
District 9	Long Truong	Km07+000 – Km10+000	3.0
District 9	Truong Thanh	Km10+000 - Km10+375	0.375
District 9	Long Phuoc	Km10+375 – Km12+568	2.193
<b>Sub-Total</b>			<b>8.568</b>
<b>Dong Nai Province</b>			
Long Thanh	Tam An, An Phuoc, Long Thanh Town, Long An, Binh Son, Binh An	Km12+568 – Km18+500 Km 21+400- Km 37+255	21.787
Nhon Trach	Phuoc Thien	Km18+500 – Km21+400	3.1
Cam My	Song Nhan, Xuan Que	Km37+255 – Km49+300	12.045
Thong Nhat	Lo 25, Xuan Thanh	Km49+300 – Km54+982	5.682
<b>Sub-Total</b>			<b>42.614</b>
<b>Total Length</b>			<b>50.982</b>

**2. Submission of Updated RP.** This Updated Resettlement Plan covers Cam My and Thong Nhat districts, Dong Nai Province (Km37+255 – Km54+982). In Cam My, a total of 185 affected households and two Rubber Enterprises were identified based on census and detailed measurement surveys and data provided by DCC of Cam My. In Thong Nhat, 90 households and one Rubber Enterprise will be affected land and non-land assets. It should be noted that number of affected HHs in Thong Nhat district will increase because some households living near the Dau Giay Interchange of the HLD expressway will be affected according to recently appraised design of the Interchange. Besides, there are 59 households having relative's tombs at the Cemetery of Hamlet 9/4 (Xuan Thanh Commune) need to be relocated. Also, owners of other 39 tombs at the said Cemetery could not be identified at the time of DMS.

3. The Updated RP for Cam My and Thong Nhat districts, Dong Nai Province will be submitted to ADB for review and approval in **two stages**. It should be noted that **no household will be required to relocate or clear their land until full payment, i.e., including allowances are provided to the affected households.**

a) **First Stage:** Updated RP to cover 90 households plus 1 organization in Cam My and 145 HHs in Thong Nhat, including 59 households who have affected tombs in Thong Nhat and 39 tombs which are not identified owners. DMS found that remaining 95 HHs in Cam My and 5 HHs in Thong Nhat have legal papers but have not properly registered their papers and the names of the previous owners are still reflected in the District's offices of Land registration. Investigations are ongoing to ensure payments are provided to the rightful owner of land and non-land assets.

- b) **Second Stage:** Updated RP to cover (i) remaining 95 households in Cam My and 5 HHs in Thong Nhat (ii) HHs have been identified recently at the Dau Giay Interchange and (iii) Compensation and allowances for some public structures.

**4. Poor and vulnerable households.** There are 42 households require special assistance and two HHs will receive allowances (in accordance with decision no. 10/2007/QD-UBND) in the first stage of updated RP. All poor and vulnerable households will be entitled to participate in the income restoration program which is currently being developed by SEPMMU with the assistance of livelihood specialists from the TA Loan consultants. A separate report on the income restoration program will be submitted to ADB for review and concurrence prior to implementation.

5. This Updated RP should be read in conjunction with the agreed Resettlement Plan.

## II. SCOPE OF LAND ACQUISITION AND RESETTLEMENT IMPACTS

**6. Cut-off Date of Eligibility.** The Project's cut-off date is 2 January 2008 following the official announcement of the concerned Provincial and City Peoples' Committees in HCMC and Dong Nai Province. Detailed measurement survey was carried out from January 2009 to March 2009 based on final detailed design.

**7. Total Number of Households.** There are 90 households affected in Cam My district. Only 1 household will have to relocate to new plots of residential land as their land will be totally affected. Meanwhile, there are 15 households who have remaining residential land and can move back and rebuild their houses and secondary structures. Among 145 affected HHs in Thong Nhat, there are 6 relocated households and 9 households whose houses are affected but they can rebuild their houses on remaining residential land.

**Table 2: Distribution of Affected HHs in Cam My and Thong Nhat districts**

Location	Total affected HHs	Affected (residential & agricultural) land	Affected houses, moving back	Relocating	Affected tombs only
Song Nhan	90	90	15	1	
Xuan Que	0	0	0	0	
<b>Cam My district</b>	<b>90</b>	<b>90</b>	<b>15</b>	<b>1</b>	
Lo 25	11	11	0	0	0
Xuan Thanh	134	75	9	6	59
<b>Thong Nhat district</b>	<b>145</b>	<b>86</b>	<b>9</b>	<b>6</b>	<b>59</b>
<b>Total</b>	<b>235</b>	<b>176</b>	<b>24</b>	<b>7</b>	<b>59</b>

**8. Total Affected Land Area.** In Cam My district, total area of affected land is estimated to be 743,375 m<sup>2</sup> consisting of private land, public land and non-used land. In Thong Nhat district, 652,747m<sup>2</sup> will be affected by the HLD project. Percentage of land type reflected in Stage 1 is in following table:

**Table 3: Acquired Land of HHs in Stage 1 by the project (in m<sup>2</sup>)**

Location	Residential land	Annual Crop land	Perennial tree land	Aquacultural land	Public land	Total
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Song Nhan	1,768	74,091	279,066	0	0	354,925
Xuan Que						
<b>Cam My district</b>	<b>1,768</b>	<b>74,091</b>	<b>279,066</b>	<b>0</b>	<b>0</b>	<b>354,925</b>
Lo 25	300	20,911	10,935	1,053		28,347
Xuan Thanh	2,633	3,680	147,156		2,699	156,382
<b>Thong Nhat district</b>	<b>2,933</b>	<b>24,591</b>	<b>158,091</b>	<b>1,053</b>	<b>2,699</b>	<b>184,729</b>
<b>Total</b>	<b>4,701</b>	<b>98,682</b>	<b>437,157</b>	<b>1,053</b>	<b>2,699</b>	<b>539,654</b>
<b>Percentage (%)</b>	<b>0.87%</b>	<b>18.29%</b>	<b>81.01%</b>	<b>0.20%</b>	<b>0.50%</b>	<b>100.00%</b>

9. **Affected Non-Land Assets.** Table 4 shows the breakdown of the affected non-land assets.

- a) **Houses.** There are one HH in Cam My and six HHs in Thong Nhat will be required to relocate to another plot of land or apartment since their residential land is totally affected and remaining land is no longer viable to rebuild the house. In addition, there are 15 households in Cam My and 9 HHs in Thong Nhat whose houses will be partially affected but they can move back and rebuild their houses on residual residential land.
- b) **Crops and Trees.** The types of crops and trees identified are shown in table 4.

10. **Summary of Impacts.** Table 4 shows the breakdown of the affected non-land assets.

**Table 4. Summary of Impacts in Cam My and Thong Nhat**

	Items	Unit	Quantity	
			Cam My	Thong Nhat
<b>Total Number of Affected Households</b>				
1	Relocating HH	no.	1	6
2	Affected houses, moving back	no.	15	9
<b>Main structures (Houses)</b>				
1	Grade 1 (Villa)	m <sup>2</sup>	0	0
2	Grade 2 (Concrete floor, high quality of materials)	m <sup>2</sup>	0	0
3	Grade 3 (Concrete floor, average quality of materials)	m <sup>2</sup>	0	0
4	Grade 4 (brick wall, wooden frame with tiled roof)	m <sup>2</sup>	678.3	1492.47
5	Grade 5 (wooden frame, wall with palm roof)	m <sup>2</sup>	604.81	579.78
6	Total	m <sup>2</sup>		
<b>Secondary structures</b>				
1	Digging pond	m <sup>3</sup>	4,987.95	
2	Fish pond	m <sup>3</sup>	204.48	1,773
3	Outdoor altar	No.	1	7
4	Concrete bridge			20.25
5	Water tank	m <sup>3</sup>	26.72	45
6	Iron gate	m <sup>2</sup>		4.5
7	Telephone	No.		3
8	Outbuilding	m <sup>2</sup>	424.95	
9	Guard house	m <sup>2</sup>	16.8	
10	Breeding facilities	m <sup>2</sup>	631.4	524.37
11	Water pipe	No.	8	
12	Iron pipe	m	6	
13	Water pool	m <sup>3</sup>		3775.3
14	Wooden mezzanine	m <sup>2</sup>	24	
15	Drilling well	m	616	443
16	Digging well	m	77.6	337
17	Cesspool	m <sup>3</sup>	39.73	232
18	Simple fence	m	113	199.7
19	Lean-to	m <sup>2</sup>		28.6

	Items	Unit	Quantity	
			Cam My	Thong Nhat
20	Iron fence	m2	223.59	20.4
21	Household's temple	No.		3
22	Ground tomb	No.	1	38
23	Solid tomb	No.	1	106
24	Discharge Ditch	m3	605.46	
25	Brick foundation	m2	6	
26	Kitchen	m2	63.81	
27	Temporary house	m2	604.81	
28	Toilet	No.	29.67	32.57
29	Arch structure (of church)	m2	48.33	24.75
30	Electricity meter	no.	15	24
31	Plastic pipe	m	1,523.90	3315
32	Brick yard	m2	134.37	40.92
33	Cement Yard	m2	855.9	838.71
34	Foundation of well	m2	14.52	
35	Cement wall	m2	111.64	
36	Brick fence	m2	385.16	161.36
37	Concrete pillars	m3	1.44	
38	Cement foundation	m2		76.5
<b>Annual Crops and tree</b>		<b>Unit</b>	<b>Cam My</b>	<b>Thong Nhat</b>
1	Cherry Blossom	tree	149	138
2	Lagerstroemia speciosa	tree	4	18
3	Maize	m2	7,606	400
4	Eucalyptus	tree	29	
5	Terminalia	tree	3	2
6	Annona reticulate	tree	1	
7	Simpleleaf chaste tree	tree	249	
8	Avocado	tree	23	138
9	Flower tree	tree	1	
10	Grape-fruit	tree	192	28
11	Coffee	tree	6,172	2458
12	Local lichee	tree	1	8
13	Sugar cane	m2	150	
14	Taro	m2	20	
15	Forest tree	tree	80	
16	Other	tree	1	
17	Coral tree	tree	22	
18	Curry	tree	6	4
19	Rubber	tree	9,305	1
20	Areca	tree	26	35
21	Lemon	tree	14	19
22	Rambutan	tree	809	1040
23	Banana	tree	6,697	5461
24	Grass for breeding	m2	90	
25	Yellow mombin	tree	3	1
26	Wild fruit tree	tree	12	
27	Coconut	tree	35	12
28	Ornamental tree	tree	2	2
29	Pine-apple	m2	388	1863
30	Acacia	tree	55	134

	Items	Unit	Quantity	
			Cam My	Thong Nhat
31	Star fruit	tree	3	18
32	Cassava	m2	12,971	2938
33	Willow	tree	9	
34	Ironwood	tree	11	
35	Wrightia annamensis	tree	639	506
36	Pomegranate	tree	2	
37	Paddy rice	m2	38,343.00	5690
38	Plum	tree	22	22
39	Mangosteen	tree	12	440
40	Ochna	tree	16	175
41	custard-apple	tree	27	66
42	Tamarind	tree	6	1
43	Jack-fruit	tree	123	67
44	High quality Jack-fruit	tree	47	157
45	High quality cashew	tree	501	
46	Longan	tree	875	7
47	Morinda	tree	12	
48	Sunshine tree	tree	1	
49	Cashew	tree	1,542	2652
50	Papaya	tree	35	157
51	Coral Shower Tree	tree	2	
52	Guava	tree	105	244
53	Cornstark-plant	tree	7	
54	Cinamum-tree	tree	2	
55	Orange,	tree	54	28
56	Durian	tree	96	800
57	Breadfruit	tree	2	
58	Dipterocarp trees	tree	237	141
59	Sapodilla	tree	8	4
60	Lemon grass	m2	75	30
61	Barbados cherry	tree	2	1
62	Adenium bohemian	tree	44	
63	Fig	tree	25	
64	Malay gooseberry	tree	7	3
65	Solid bamboo	tree	157	1050
66	Clementine tree	tree	1	
67	Chinese apple	tree	1	
68	Dragon fruit	tree	73	34
69	Pepper	tree	1,729.00	1552
70	Cajuput	tree	472	38
71	Bamboo	tree	903	1399
72	Ivory bamboo	tree	70	60
73	Litch	tree	1	
74	Khaya	tree	61	244
75	Chinaberry tree	tree	753	1962
76	Mango	tree	129	34
77	Kapok	tree		102
78	<b>Royal Poinciana</b>	tree		1
79	Mandarin orange	tree		5
80	Tea	tree		6
81	Beans	m2		70
82	Cucumber	m2		200
83	Vegetables	m2		100

### III. PROJECT ENTITLEMENTS

**11. Compensation and allowances.** For this updated RP, project entitlements will cover the payments of compensation for land and non-land assets and other allowances such as living stabilization and occupational changing allowances etc.,

12. The entitlements of APs are expected to meet the agreed updated RP while following the policies of Dong Nai Provincial People's Committee including:

(1) Decision No. 10/2007/QD-UBND dated on 10 January 2007 with specific policies for compensation and other allowances;

(2) Decision No. 26/2008/QD-UBND dated on 07/4/2008 about vocational training and job creating programs for APs of entire project in Dong Nai;

(3) Decisions No. 05/2008/QD-UBND dated on 15/01/2008 and No. 12/2008/QD-UBND dated on 12/02/2008 about regulations on school fee and health insurance allowances for APs and

(4) Another supplementary decision No. 4242/QD-UBND issued on 11/12/2008 by the People's Committee of Dong Nai about allowances for vulnerable groups, labours without contract and small business/family-production HHs without registration or permission that affected by HLD project in Dong Nai; and decision No. 18/2009/QD-UBND dated 24 March, 2009.

**Table 5. Project Entitlements (including compensation and allowances)**

Impacts	Eligible HHs	Project Entitlements
Impacts on Agricultural Land	176 HHs with LURC (90 HHs in Cam My dist. and 86 HHs in Thong Nhat dist).	<ul style="list-style-type: none"> <li>• Cash compensation at current market value.</li> <li>• Households will be free from paying transaction costs such as administrative charges, taxes and registration and titling costs).</li> <li>• Allowances for those losing more than 10%: -Transition subsistence allowance equivalents to 30 kg of rice per person up to 20 months including: (i) Allowance for all persons in the HH: They will receive allowance in cash with amount equivalent to 30 kg of rice per household member per month for 3 months if they must not be relocated and for 6 months if they must be relocated; (ii). Allowance for persons in working age: lumpsum amount of 4.6 Million VND per person. -Entitled to take part in the income restoration program</li> <li>• Bonus Allowance for Timely Moving will be between 0.5 million VND to 6 million VND per household * (See note below)</li> </ul>
Residential Land	17 HHs (2 in Cam My and 15 in Thong Nhat dist.)	<ul style="list-style-type: none"> <li>• Cash compensation at current market value.</li> <li>• Households will be free from paying transaction costs such as administrative charges, taxes and registration and titling costs).</li> <li>• Entitled to receive resettlement benefits</li> </ul>
Houses and Structures	Marginal loss (i.e., land is still viable for use and house not requiring relocation): 24 HHs (15 HHs in Cam My	<ul style="list-style-type: none"> <li>• Cash compensation at replacement cost (100% value- no deduction for depreciation or salvageable materials);</li> <li>• Renting house allowance of 600,000VND/HH/month for 6 months for repairing house; if the number of household member is more than 6, from the sixth member the assistance is 250,000 VND/person/month, but not exceeding 1.2 million</li> </ul>

Impacts	Eligible HHs	Project Entitlements
	and 9 HHs in Thong Nhat)	<ul style="list-style-type: none"> <li>VND.</li> <li>Materials transport allowance equivalent to 1,500,000 VND/HH.</li> <li>Bonus Allowance for Timely Moving will be between 0.5 million VND to 6 million VND per household</li> </ul>
	Severe impact: relocating HHs 1 HH in Cam My & 6 in Thong Nhat	<ul style="list-style-type: none"> <li>Cash compensation at replacement cost (100% value- no deduction for depreciation or salvageable materials);</li> </ul> <p>Note: Poor and vulnerable households with less than the value of a Class-4 house, will be given additional cash assistance to improve new house to meet the minimum standard house in the area (to be reflected in Stage 2 Updated RP.</p> <ul style="list-style-type: none"> <li>Allocated a land plot in resettlement sites, have to pay for land use levies and but not to pay for infrastructure fees. OR will be received resettlement allowance of 60 Millions VND if they do not want to move to resettlement sites. Additional allowances (25%) of resettlement allowance will be provided if number of household member is more than 8.</li> <li>Renting house allowance of 600,000VND/HH/month for 6 months for rebuilding house; if the number of household member is more than 6, from the sixth member the assistance is 250,000 VND/person/month, but not exceeding 1.2 million VND.</li> <li>Materials transport allowance equivalent to 3 Millions VND/HH (inside the province) and 5 Millions VND/HH (outside the province).</li> <li>Bonus Allowance for Timely Moving will be between 0.5 million VND to 6 million VND per household</li> <li>To be provided with Voluntary Health Insurance</li> <li>To be supported school fee for children</li> <li>Entitled to take part in the income restoration program</li> </ul>
Crops and Trees	176 HHs (90 HHs in Cam My and 86 HHs in Thong Nhat)	<ul style="list-style-type: none"> <li>Cash compensation for crops or tree at replacement cost; For perennial trees, cash compensation at replacement cost equivalent to current market value given the type, age and productive value (future production) at the time of compensation.</li> <li>Cash compensation for pre-harvesting aquaculture products at replacement cost but not for harvestable products at the time of compensation.</li> </ul>
Tombs	59 HHs and 39 tombs not identified owners	<ul style="list-style-type: none"> <li>All costs of excavation, relocation and reburial will be reimbursed in cash to the affected family;</li> <li>Tombs to be exhumed and relocated in culturally sensitive and appropriate ways.</li> <li>Bonus Allowance for Timely Moving will be between 0.5 million VND to 6 million VND per household</li> </ul>

\* Note: Timely moving bonus will be paid for affected HHs who hand-over the affected land as required time for the project. This bonus is calculated as follows:

<i>If the total amount of compensation and allowance received</i>	<i>Bonus level</i>
<10 Millions VND	500,000 VND
From 10 Millions to < 20 Millions	1,000,000 VND
From 20 Millions to < 50 Millions	2,000,000 VND
From 50 Millions to < 100 Millions	3,000,000 VND
From 100 Millions to < 200 Millions	4,000,000 VND
From 200 Millions to < 300 Millions	5,000,000 VND
> 300 Millions	6,000,000 VND

#### IV. RELOCATION STRATEGY

**13. Relocating Households.** Fifteen HHs in Cam My and nine HHs in Thong Nhat district having house will be affected partially but they can rebuild their house on remaining residential

land (they so called on-site relocated HHs). These households will be paid in cash at replacement cost for their affected land and structures.

14. There is a household in Cam My and six HHs in Thong Nhat who will be lost entire their houses and will be required to relocate (relocated/resettled HHs). There are 2 options that relocated HHs can select including:

- **Relocating to resettlement sites:** 6 HHs in Thong Nhat district who lose entire residential land and house have stated their desire to move to a resettlement site (is planed at Xom Ho A, Hung Loc commune of Thong Nhat district). Procedure, policy and criteria for resettlement will follow the decision no. 08/2007/QD-UBND dated 10 January 2007 by Dong Nai PC. (See detailed in Annex 1).
- **Voluntary relocation.** 1 HHs in Cam My (HH of Vang Anh Dung want to find a new place by themselves), will receive resettlement allowance of 60 Million VND, plus additional allowance of 15 Million VND since the HH has 8 members.

**15. Resettlement Sites.** The DCC of Thong Nhat district has plan to allocate 6 resettled households to Xom Ho A resettlement site that is located along the National Highway 1A in Hung Loc Commune of Thong Nhat district.

**16. Location and scale of Xom Ho A resettlement site.** Location: Northern part of the site is adjacent to existing residential area, Southern part is adjacent to National Highway 1A, Eastern part is adjacent to Dong Nai Rubber Corporation and the western is bordered with other existing residential area. Area of the resettlement site is 37,545 sq.m and population capacity is for 500 persons.

**Table 6. Information about Xom Ho A resettlement site**

No.	Purpose of Land Use	Area (sq. m)	Percentage (%)
1	Residential land	16,717	44.53
2	Land lots for housing	3,218	8.57
3	Land lots for villa building	13,499	35.95
4	Land for Nursery /Kindergarten	1,813	4.83
5	Green land	2,140	5.70
6	Traffic land	14,172	37.75
7	Technical Infrastructure Land	560	1.49
8	National Highway 1A Boundary land	2,143	5.70
	Total	37,545	100%

**17. Construction of the site.** Total residential area of the resettlement site is approximately 16,717 sq. meters including land for housing and land for villa. There are totally 24 land plots for housing of which each land plot has average 7mx18.5m=129.5 sq.m and 42 land plots for villas with area of each plot is 280 sq.m. Furthermore, a kindergarten with capacity of 100-120 children will be built at the center of the resettlement site.

18. The Xom Ho resettlement site is designed and constructed as a new site facilitated with infrastructure systems including traffic system (internal and external), water supply and discharge system, waste water sluices, electricity and other telecommunication system.

19. The resettlement site has been constructed since 23 October 2008 and being accomplished the infrastructure such as roads, electricity, water and green park. Up to the 31 March 2009, the Xom Ho site has been basically prepared with the infrastructure system and ready to allocate for relocating households.

## V. REHABILITATION STRATEGY

20. In consultation with the affected households, households stated that there is an active land market in their districts. They will use the compensation payment to buy another piece of farm land and will immediately start planting short-term crops such as cassava, maize and sweet potato.

21. **Losing more than 10% of Productive (Income Generating) Assets.** All households who are losing more than 10% of their productive assets are considered as severely affected by the HLD project and eligible to benefit from an Income Restoration Program. In addition, 16 households who are sub-households or households lacking of legal documents for receiving compensation/supports are also considered as beneficiaries of the IRP. The IRP is designed to focus on implementing pilot livelihood models and job replacements. Pilot **livelihood models:** prepared for households who have agriculture or orchard land that is still viable after being acquired while **Job replacements** focus on vocational trainings that are mainly for young labors from 16 to 34 years old. Implementation of Pilot livelihood models which are suitable with local natural conditions are for finding economically effective models and collecting experiences to encourage affected households to follow. A separate report on the Income Restoration Program is being prepared and will be submitted to ADB for review and concurrence before implementation.

22. **Vulnerable Households.** According to the DMS and information provided by commune officials from the affected communes, there are totally 42 households that are categorized as vulnerable households including poor HHs, social-policy HHs<sup>1</sup>, .Supplemental information of these households is in Annex 3 of this report.

**Table 7. Vulnerable HHs**

Vulnerable groups	Number of HHs
Poor HHs (including one sub-household)	15
Social-policy HHs	8
HHs with disables	7
Alone-elderly HHs (over 65 years old)	1
Female-headed with dependents	1
HHs with special difficult condition (poor+social-policy HHs; poor+indigenous HHs; poor HHs with disables...)	5
Ethnic minority HHs	5
<b>Total</b>	<b>42</b>

<sup>1</sup> Social policy households are those households who receive special cash allowances from the Government. These households have household members who are invalids, who have heroic mothers, martyrs, and those who made contribution to the revolution

23. According to policies of Dong Nai province, vulnerable households will be eligible to receive different assistance including cash allowances depending on their loss in terms of land or non-land assets. In case of one HH belonging to several vulnerable categories, they will be given the highest level of allowance. This approach would support vulnerable households to overcome the short term difficulties and re-establish their life. There are two HHs (1) HH of Ms. Pham Thi Dung (poor and social-policy HH) and (2) HH of Mr. Phan Van Binh (poor HH) will receive a total of 5,000,000 VND/HH in the first stage of updated RP.

24. The vulnerable households, regardless on the severity of impacts, are eligible to participate in the income restoration program. The livelihood specialists from the TA Loan consultants are now working closely with the affected households and local authorities in designing suitable income restoration program for the affected households in Dong Nai. All of vulnerable households are given priority to participate in the IRP.

## VI. ETHNICITY AND GENDER ISSUES

25. **Ethnic Minorities.** There are five households belonging to ethnic minorities in Cam My and Thong Nhat districts (2 in Cam My and 3 in Thong Nhat) and they are included in the category of vulnerable households. These households have been living in the area and have the same farming methods similar to the Kinh majority. Up to now, these people are absolutely adapted to the new life with local condition; their house and productive land are in the residential area of the Kinh (Majority) and their children are also studying in the same schools with the Kinh people. On the other hand, ethnic minorities have priorities in remission of payments for tuition fee, medical treatment and they are also entitled to get incentive credit from governmental credit funds. As a result, ethnic minorities are really taken into consideration by local governments in Dong Nai province. Among the five ethnic minorities, Mr. Vang Anh Dung has to be relocated, thus, his family will be eligible for a cash allowance of 5,000,000 VND/HH. In addition, all ethnic minorities are eligible to participate in the IRP. Preliminary meetings have been carried out and further consultation and group discussions are going to discuss suitable and sustainable income restoration activities.

26. **Gender.** It is stipulated in the Constitution of Viet Nam that the status of women is equal to that of men. In order to tackle gender issues in the Project, gender considerations are mainstreamed into all resettlement activities. The main activities relating to gender issue are summarized and presented below:

- Attendance of women was observed in the consultation meetings held in affected communities (see Table below).

**Table 8. Attendance of women in consultation meetings**

Consultation meetings (Date, venue and subjects)	Number of Affected persons attending meetings	Percentage of women
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Consultation meetings (Date, venue and subjects)	Number of Affected persons attending meetings	Percentage of women
Date: 12/1/2008 At: Song Nhan and Xuan Thanh communes; Announcement of Comprehensive compensation and resettlement plan	Song Nhan: 60 persons Xuan Thanh: 55 persons	35%
Date: 12/2/2008 At: Song Nhan and Xuan Thanh communes; Answer and explanation of questions raised by APs	Song Nhan: 40 persons Xuan Thanh: 40 persons	41%
Date: 15-16/3/2009 At: Song Nhan and Xuan Thanh communes; Group discussion on needs of severely affected HHs	Song Nhan: 20 persons Xuan Thanh: 15 persons	69%
Date: 05/6 and 08/6/2009 At: Song Nhan, Xuan Thanh and Lo 25 communes; Community consultation on the draft updated RP	Song Nhan: 60 persons Xuan Thanh: 50 persons Lo 25: 20 persons	45%

- The presence of women as members in District Compensation Council (DCC) was identified. The People Committee in Districts officially decided inclusion of local women in decision –making process of compensation, support, resettlement and land clearance of HLD project. There are 2 women out of 10 members in the DDC of Cam My district and 3 women out of 14 members in the DCC of Thong Nhat districts. The fact that female representatives join in DCC and supervising organizations and take part in implementation has made gender strategies more effective.
- Inquiries relating to women are included in questionnaire for affected and vulnerable households used in Socio- Economic Survey and Detailed Measurement Survey (DMS). The result of survey shows that the rate of households headed by women is 14.5% meanwhile 33.1% HHs with women generating main income or sharing works to generate main income with husband. In the course of interview survey to women, 17 interviewees out of 18 women stated that they joined meetings to discuss compensation and resettlement of HLD project and their ideas were respected. Despite of high presence of women in family and high participation of them in public meetings, their opinions tend to be not fully heard within their families, implying that the gender inequality inside family has to be duly taken into account.

27. The following steps will be followed during implementation process of compensation and resettlement activities:

- Both husband and wife will have their names in land use right certificate when they receive land or apartment in resettlement sites.
- In community meetings or workshops relating to compensation and resettlement, female participants will be invited and encourage them to express their opinions about practical issues relating to their daily lives.
- Single mothers and households headed by women will be assisted in preparation of

documents of compensation, resettlement as well as to provide advise about legal procedure if required.

- Additional cash or in-kind assistance (such as provision of labor, vehicle) will be provided to help relocate the elderly, the disabled, and households headed by women.
- Close monitoring will be carried out by the PMU and external monitor during implementation.

## VII. CONSULTATION AND DISCLOSURE ACTIVITIES

28. A Project brochure, which covers a brief description about the Project, proposed project schedule (from planning to construction), activities to be carried out during RP preparation (census, social surveys, valuation, etc.) and contact persons of VEC, was prepared for distribution to each affected household. Announcements were also done using loudspeakers in the wards for 7 consecutive days prior to the public meetings.

29. Consultation meetings were conducted from August to October 2007 and December 2007 – January 2008 during IOL. During RP updating, the Project organized consultation meetings with the affected households from August 2008 to April 2009. Separate meetings were also held with poor and vulnerable households to assess the special needs of these groups as part of determining the necessary cash and in-kind assistance and the income restoration program. Expectations as well as concerns of affected persons also were recorded in these meetings. It is planed that right after the approval of updated RP, some meetings with vulnerable HHs and ethnic minorities will be hold to identify first priorities in terms of livelihood alternatives and income rehabilitation.

30. With regard to disclosure of the updated RP, key information in the updated RP were disclosed to affected people through community consultation workshops which were held on 05 June and 08 June 2009. Copies of public information booklet (PIB) were distributed to the APs. The PIB has the following information: (i) a brief background of the Project, specifically the civil works to be undertaken, (ii) a broad indicative time scale for the implementation of the project and the adverse social impacts, (iii) compensation cost, (iv) relocation plan, (v) livelihood restoration strategy; (vi) the entitlements due to the households, included in a summary entitlement matrix, (vii) procedures to hear and redress grievances; (viii) monitoring and evaluation procedures. For non-literate households, the PIB were disclosed during the meetings and through the assistance of neighbors and commune officials. Draft Updated RP was sent to PC of affected communes in Cam My and Thong Nhat Districts 7 days prior the meetings.

**Table 9. Summary of consultation meetings**

<b>Date/Time/Venue; Topic</b>	<b>Responsible Organization</b>	<b>No. of participants (No of Males &amp; Females)</b>	<b>Issues Raised/Agreements Reached</b>
<b>Date 05/6/2009</b> 8:00-11:00: Lo 25 communes 13:30-16:30: Xuan	DCC of Thong Nhat district; Communal People's Committee;	All representatives of affected HHs and leaders of commune, hamlets	Affected persons agreed with the Draft Updated RP. Some livelihood models were suggested by affected persons and local officers to be

Thanh communes	Resettlement consultants		added into the IRP.
<b>Date 08/6/2009</b> 13:30-16:30: Song Nhan communes	DCC of Cam My district; Communal People's Committee Resettlement consultants	All representatives of affected HHs and leaders of commune, hamlets	Affected persons agreed with the Draft Updated RP, especially for the IRP is going to implement in 3 years. Concerns of participants on issues of compensation rates, relocation plan, procedure of payments were explained.

## VIII. GRIEVANCE REDRESS MECHANISM

31. APs are entitled to lodge complaints regarding any aspect of the land acquisition and resettlement requirements such as, entitlements, rates and payment and procedures for resettlement and income restoration programs. AP complaints can be made verbally or in written form. In the case of verbal complaints, the committee hearing the complaint will be responsible to make a written record during the first meeting with the AP. APs will be exempt from or VEC will pay for all administrative and legal fees incurred in the resolution of grievances and complaints.

32. For the purposes of grievance redress and resolution, the respective DCs at the district/town and city/provincial levels will also serve as the Grievance Redress Committees. The commune officials will make all reasonable attempts to settle AP issues at the commune level through community consultation. All meetings will be recorded by the commune and compensation committees<sup>2</sup> and copies will be provided to APs. Copies of minutes of meetings will be provided to SEPMU and ADB upon request.

33. A four-stage procedure for redress of grievances is proposed:

- Stage 1: Complaints from APs are in the first instance lodged verbally or in written form with the Commune's People's Committee (CPC). The complaint will be discussed in an informal meeting with the AP and the CPC. It will be the responsibility of the CPC to resolve the issue within 15 days from the date the complaint is received. All meetings will be recorded and copies of the minutes of meetings will be provided to APs.
- Stage 2: If no understanding or amicable solution can be reached or if no response is received from CPC within 15 days of registering the complaint, the AP can appeal to the Town/District Resettlement Committee (RC). The AP must lodge the complaint within 30 days of registering the original complaint and must produce documents that support his/her claim. The Town/District RC will provide a decision within 1 month of receiving the appeal.
- Stage 3: If the AP is not satisfied with the decision of the Town/District RC or in the absence of any response, the AP can appeal to the City/Provincial People's RC. The City/Provincial People's RC will review and issue a decision on the appeal within 30 days from the day it is received.
- Stage 4: If the AP is still not satisfied with the decision of City/Provincial People's RC or in the absence of any response within the stipulated time, the AP as a last resort may submit his/her case to the District Court.

## IX. RESETTLEMENT BUDGET

**34. Land.** According to approved project policy, compensational land price will be determined by an external valuer in a basis of without project situation to ensure replacement cost applied for APs. In this RP, compensational price for land is derived from Valuation Certificate No.

<sup>2</sup> Compensation Committee refers to the resettlement committee in the agreed RP (May 2008) and updated RPs recently submitted to ADB. For the purpose of consistency, this Updated RP and subsequent Updated RPs to be submitted to ADB will refer to Compensation Committee.

932/TDG-CT issued by the Dong Nai Valuation Corporation. This certificate was approved by PPC of Dong Nai according the document No. 3861/UBND-KT dated 21 May 2009.

**35. Crops and trees.** Crops and trees compensation price are derived from Valuation Certificate No. 121 /TDG-CT issued by the Dong Nai Valuation Corporation. The price was approved by PPC of Dong Nai according the document No. 1062/UBND-KT dated 13 February 2009.

**36. Houses and structures.** Houses and structures compensation price are also derived from Valuation Certificate No. 122/TDG-CT issued by the Dong Nai Valuation Corporation. The price was approved by PPC of Dong Nai according the document No. 1062/UBND-KT dated 13 February 2009.

**37. Compensation Plan.** The Summary DMS or "compensation plan" showing detailed information on affected land and non-land assets and corresponding payment is indicated in Annex 5. Total budget of RP of Cam My and Thong Nhat districts in the stage 1 is **46,683,259,745 VND**.

38. The contingency budget of 10% will be used in cases of adjusting compensation rates due to inflation, supplement compensation for affected HHs who have just found during DMS, or any adjustment during implementation of the approved RP.

**Table 10. Budget of RP**

<b>Items</b>	<b>Cost (VND)</b>
<b>A. Cam my district</b>	<b>20,845,876,680</b>
1. Compensation for land	5,343,913,000
2. Compensation for non-land assets	13,199,947,000
3. Allowances	1,556,274,000
4. Timely moving bonus	337,000,000
<b>Sum (1-4)</b>	<b>20,437,134,000</b>
<b>Local implementation cost (2% of Sum 1-4)</b>	<b>408742680</b>
<b>B. Thong Nhat district</b>	<b>21,593,450,361</b>
1. Compensation for land	11,975,987,000
2. Compensation for non-land assets	5,529,356,496
3. Allowances	1,760,460,000
4. Timely moving bonus	365,000,000
5. Infrastructure cost of Resettlement site	1,539,245,878
<b>Sum (1-5)</b>	<b>21,170,049,374</b>
<b>Local implementation cost (2% of Sum 1-5)</b>	<b>423400987.5</b>
<b>Total Cam My &amp; Thong Nhat (A+B)</b>	<b>42,439,327,041</b>
<b>C. Contingency budget (10% of A+B)</b>	<b>4,243,932,704</b>
<b>Total budget for first stage</b>	<b>46,683,259,745</b>

**X. INSTITUTIONAL ARRANGEMENTS**

39. The DCC of Cam My and Thong Nhat districts were established prior to DMS. SEPMU, together with the resettlement consultants from the TA Loan, are working closely with the Peoples' Committee and DCCs of affected districts. The resettlement consultants including one international resettlement specialist working part-time, and supported by two national livelihood specialists working full time. Their contract has been extended until June 2010. It is expected that the Loan Supervision Consultants will be mobilized in May 2010. The TA Loan Consultants and Loan Supervision Consultants will have at least one month overlap to properly hand-over remaining resettlement activities.

**XI. INTERNAL AND EXTERNAL MONITORING**

40. SEPMU/VEC will submit quarterly progress reports will be submitted to ADB. An external monitor has been engaged and quarterly monitoring reports have been submitted to SEPMU and ADB. All monitoring reports will be uploaded on the ADB website.

**XII. IMPLEMENTATION SCHEDULE**

41. Disbursement of payment to APs for land and non-land assets will commence as soon as this Updated RP is approved by ADB. The Stage 2 Updated RP will be submitted to ADB no later than 15 August 2009. Households will not be required to clear the land or relocate until full payments (compensation for land and non-land assets and allowances) are disbursed. See implementation schedule below.

**Table 11. Implementation Schedule**

Year	2008			2009									Aug 09-2010
	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	
Works items													
Consultation with Ahs	■		■	■	■		■		■		■		■
Detailed Measurement Surveys				■	■	■	■	■					
Social survey of vulnerable and severely affected households				■	■	■	■						
Replacement Cost Survey				■	■	■	■	■					
Identification and design Resettlement sites			■	■									
Prepare the draft updated RP (Stage 1)								■	■				
Public disclose									■				
Finalizing and submitting updated RP to ADB for approval										■	■		
Review and approval URP (Stage 1)											■	■	
Implementation of the URP (Stage 1)												■	■
Submission of Draft URP (Stage 2)												■	
Approval of URP (Stage 2)												■	
Implementation of the URP (Stage 2)													■
Design and Implementation of IRP**									■	■	■	■	■
Construction Activities*													■
Internal monitoring (Qtrly)			■			■			■			■	
External monitoring (Qtrly)			■			■			■			■	

Notes:

\* Construction will start on areas where full payment has been disbursed to Ahs and areas where there are no houses

Stage 1 URP- Payment for 90 AHs in Cam My and 145 HHs in Thong Nhat

Stage 2 URP- Payments for remaining AHs and organizations

\* Income restoration program is being designed in consultation with Ahs. It will be submitted to ADB for review prior to implementation

## ANNEX 1. Procedure, policy and criteria for resettlement

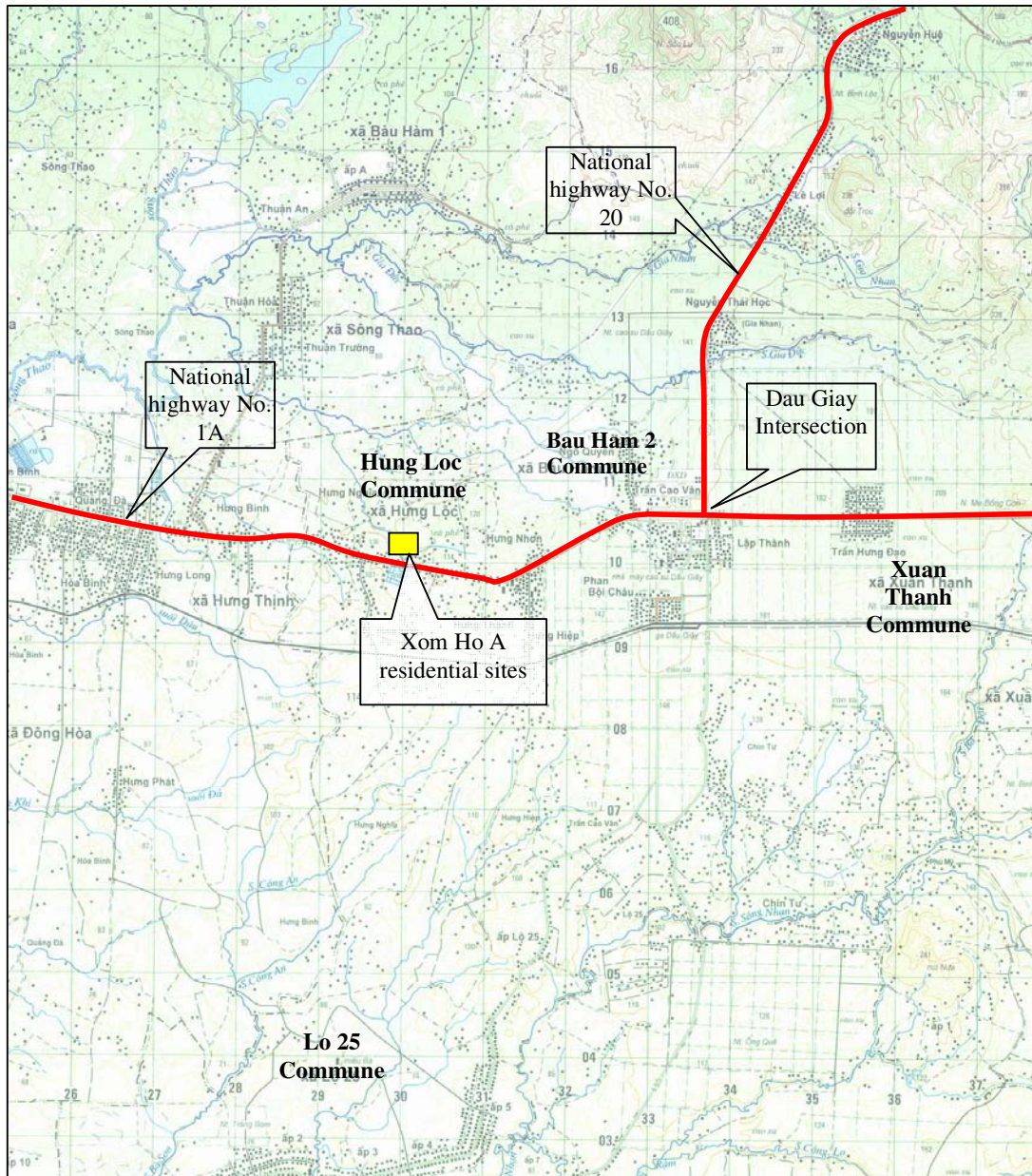
No.	Eligibility for Resettlement	Resettlement at Project's sites	Resettlement Allowance for dispersed resettlement	Conditions
1	HHs with legal residential land and house (compensated for land) were acquired for HLD project; or house on affected land was built before the approval of land use plan.	1 resettlement portion for main HH	Cash allowance from 40- 60 million VND/HH	<b>- In Cam My, Thong Nhat:</b>  <u>If acquired area is:</u> <40m <sup>2</sup> : 40,000,000 VND/HH 40-80m <sup>2</sup> : 50,000,000 VND/HH >80 m <sup>2</sup> : 60,000,000 VND/HH
2	HHs with house building on legal agricultural land that entire area was withdrawn (house was built and HH has lived on the land before the approval of land use plan); has inhabitant registration (permanent or KT3 long-term resident) at the address of the house and without any other house in the district.	1 resettlement portion for main HH	Cash allowance from 40- 60 million VND/HH	
3	HHs with LURC for land and house, house was built but not yet lived or without building and all residential land was withdrawn/remaining land is insufficient to live	1 resettlement portion for main HH	Cash allowance from 40- 60 million VND/HH	
4	The receivers of land (from grandparents, parents or blood-line brothers or sisters) with the conditions of <ul style="list-style-type: none"> <li>- Belonging to the first or second above beneficiaries;</li> <li>- Having a separated house on the land without any other house in the district or province;</li> <li>- Having donation or inheritance letter and being confirmed by CPC for area of more than 40sq.m.</li> </ul>	1 resettlement portion for sub- HH	Cash allowance equivalent to 50% value of dispersed resettlement	In case of land inherited from parents after marriage: The marriage must be before the decision of land acquisition and one of the couple must register as permanent or KT3 resident in the house; Without marriage certificate, one must have confirmation from CPC.
5	HHs with legal land use as mentioned in item 1 and 2 above that have from 8 to 12 members living in the same house with the same inhabitation registration and having acquired land area of more than 80sq.m.	1 resettlement portion for main HH + 1 resettlement portion for sub- HH	Cash allowance equivalent to 25% value of dispersed resettlement	Not applicable for household's members coming after the decision of land acquisition or HHs with too many generations living together (according to item 4 of beneficiaries) Children generated in the HH (with registration for the birth) after the decision of land acquisition will be added to amount of HH's members for considering.
	HHs with legal land use as mentioned in item 1 and 2 above that have over than 12 members living in the same house with the same inhabitation registration and having acquired land area of more than 120sq.m.	1 resettlement portion for main HH+ 1 resettlement portion for sub- HH	Cash allowance equivalent to 25% value of dispersed resettlement	
6	HHs with legal land use as mentioned in item 1 and 2 above that land area: <ul style="list-style-type: none"> <li>- In Long Thanh Town: <math>\geq 4,000m</math></li> <li>- In other districts: <math>\geq 10,000m</math></li> </ul>	1 resettlement portion for main HH	Cash allowance equivalent to a dispersed resettlement portion for sub-HH + 25% value of dispersed resettlement	Number of resettlement portion for sub-HHs will be calculated progressively based on area of acquired land.
	<ul style="list-style-type: none"> <li>- In Long Thanh Town: <math>\geq 8,000m</math></li> <li>- In other districts: <math>\geq 20,000m</math></li> </ul>	1 resettlement portion for main HH	Cash allowance equivalent to a dispersed resettlement portion for sub-homeowner + 25% value of	

No.	Eligibility for Resettlement	Resettlement at Project's sites	Resettlement Allowance for dispersed resettlement	Conditions
			dispersed resettlement	
	Affected HHs with only legal agricultural land which does not meet the conditions in item 1, 2 of this decision.	None	Cash allowance equivalent to a dispersed resettlement portion for sub-homeowner	

\* HHs who meet the conditions for resettlement of main HH must pay for land use or construction cost of apartment and not pay for infrastructure fees.

\*\* HHs who meet the conditions for resettlement of sub-HH must pay for land use or construction cost of apartment and 50% infrastructure fees.

## ANNEX 2. Location of Relocation Site in Thong Nhat



### ANNEX 3. Profile of Poor and Vulnerable Households

No	Name of land owner	Address	Age	Source of income	Person creating income	No. of members in the HH	Total land area (m2)	Acquired area (m2)	Remained area (m2)	Priorities in IRP	
<b>I HHs with very difficult condition of living</b>											
1	Bùi Văn Minh	Village 5, Song Nhan commune; Cam My Dist.	42	Land-based cultivation	Couples	7	21,645	4,366	17,279	Providing vocational training, job creating, livelihood model and visiting effective economic models	
2	Nguyễn Thị Gọn	Village 6, Song Nhan commune, Cam My Dist.	47	Husbandry	Owner	8	300	300	0		
3	Phạm Văn Lục	Village 6, Song Nhan commune, Cam My Dist.	87	Other	Children	3	5,870	4,615	1,264		
4	Vàng Anh Dũng	Village 5, Song Nhan commune; Cam My Dist.	49	Land-based cultivation	Couples	8	8,589	2,919	5,670		5,000,000 VND for relocated ethnic minority
5	Hồ Văn Phước	Tran Hung Dao village, Xuan Thanh Commune, Thong Nhat Dist.	77	Land-based cultivation	Children	8	17,417	2,068	15,349		
<b>II Poor HHs (not included 5 HHs above)</b>											
6	Vũ Thanh Phong	Village 6, Song Nhan, Cam My Dist.	45	Land-based cultivation	Couples	4	3,541	2,395	1,146	Consultation for occupational conversion	
7	Lê Hồng Đức	Village 5, Song Nhan commune, Cam My Dist	41	Land-based cultivation	Couples	6	10,748	4,489	6,259	Prior in livelihood model development and visiting effective economic models	
8	Hoàng Văn Vinh	Village 6, Song Nhan commune, Cam My Dist	80	Land-based cultivation	Children	3	6,925	1,447	5,478		
9	Nguyễn Văn Quý	Village 6, Song Nhan commune, Cam My Dist	62	Worker	Children	4	6,836	2,224	4,612	Provided with vocational training, consultation and job creating	
10	Hoàng Văn Minh	Village 6, Song Nhan commune, Cam My Dist	41	Land-based cultivation	Couples	6	5,175	1,925	3,250	Prior in livelihood model development and visiting effective economic models	
11	Trần Văn Khải	Village 1, Song Nhan commune, Cam My Dist	42	Land-based cultivation	Land owner	7	7,066	3,024	4,042		
12	Lê Văn Phương	Village 5, Song Nhan commune, Cam My Dist	32	Land-based cultivation	Couples	4	3,024	1,173	1,851	Provided with vocational training, consultation and job creating	
13	Hùynh Tấn Thành	Village 5, Song Nhan commune, Cam My Dist	38	Land-based cultivation	Couples	4	3,160	2,096	1,064	Prior in livelihood model development and visiting effective economic models	
14	Dương Công Sơn	Village 5, Song Nhan commune, Cam My Dist	49	Land-based cultivation	Couples	6	5,198	1,350	3,848	Provided with vocational training, consultation and job creating	
15	Trần Văn Bình	Village 1, Song Nhan	41	Trading	Wife	6	1,773	719	1,054		

No	Name of land owner	Address	Age	Source of income	Person creating income	No. of members in the HH	Total land area (m2)	Acquired area (m2)	Remained area (m2)	Priorities in IRP	
		commune, Cam My Dist									
16	Phạm Thị Dung	Tran Hung Dao village, Xuan Thanh Commune, Thong Nhat Dist.	65	Land-based cultivation	Children	6	2,336	2,329	7	5,000,000 VND for relocated poor HH	Provided with vocational training, consultation and job creating
17	Nguyễn Tấn Trinh	Tran Hung Dao village, Xuan Thanh Commune, Thong Nhat Dist.	46	Land-based cultivation + Trading	Land owner	6	4,231	3,597	634		
18	Hồ Triệu	Tran Hung Dao village, Xuan Thanh Commune, Thong Nhat Dist.	47	Land-based cultivation	Children	4	2,565	416	2,149	Prior in livelihood model development and visiting effective economic models	
19	Hoàng Thành Đâu	Village 3, Xuan Thanh, Thong Nhat	36	Land-based cultivation	Land owner	5	1,878	307	1,571	Provided with vocational training, consultation and job creating	
<b>III Alone-elderly HHs and Female-headed HHs with dependents</b>											
20	Nguyễn Thị Thất <sup>(*)</sup>	Tran Hung Dao village, Xuan Thanh Commune, Thong Nhat Dist.	67	Land-based cultivation	Land owner	5	6000	2300	3,700	Provided with vocational training, consultation and job creating for family members	
21	Lý Thị Len	Tran Hung Dao village, Xuan Thanh, Thong Nhat Dist.	46	Land-based cultivation	Land owner	4	5,995	4,035	1,960		
<b>IV HHs with disable members</b>											
22	Lâm Quang Thuần	Tran Cao Van village, Bao Ham, Thong Nhat	73	Land-based cultivation	Land owner	4	29,983	15,015	14,968	The HH with high/stable income, provided with assistance for developing new livelihood model	
23	Phạm Văn Khánh	Tran Hung Dao village, Xuan Thanh, Thong Nhat.	52	Government officer	Children	5	12,924	3,510	9,414	Provided with assistance for developing new livelihood model	
24	Nguyễn Thị Phúc	Village 94, Xuan Thanh, Thong Nhat	40	Land-based cultivation	Husband	6	1,540	491	1,049	Provided with vocational training, consultation and job creating for family members	
25	Phan Văn Nung	Village 94, Xuan Thanh, Thong Nhat	77	Trading	Children	7	7,533	3,350	4,183	Provided with vocational training, consultation and job creating for family members	
26	Phan Văn Bình	Village 94, Xuan Thanh, Thong Nhat	38	Seasonal labour	Land owner	4	42.75	42.75	0	5,000,000VND (Poor and relocated HH)	Provided with vocational training, consultation and job creating
26	Nguyễn Văn Lâm	Village 94, Xuan Thanh, Thong Nhat	53	Worker	Children	5	8,693	1,417	7,276	Provided with vocational training, consultation, job creating for family	

No	Name of land owner	Address	Age	Source of income	Person creating income	No. of members in the HH	Total land area (m2)	Acquired area (m2)	Remained area (m2)	Priorities in IRP
										members and supported to develop livelihood model
27	Phạm Văn Thuận	Village 6, Song Nhan, Cam My Dist	47	Land-based cultivation	Couples	4	10,000	7,900	2,100	Supported to develop livelihood model
28	Nguyễn Văn Chur	Village 5, Song Nhan, Cam My Dist	61	Worker	Children	9	13,000	1,317	11,683	Provided with vocational training, consultation, job creating for family members and supported to develop livelihood model
<b>V</b>	<b>Social-policy HHs</b>									
29	Nguyễn Văn Phong	Village 6, Song Nhan, Cam My Dist	51	Land-based cultivation	Couples	5	2,950	1,121	1,829	Provided with vocational training, consultation and job creating
30	Tô Văn Đãi	Tran Cao Van village, Bao Ham, Thong Nhat	58	Land-based cultivation	Land owner	7	33,033	11,856	21,177	The HH has no demand for training or livelihood modeling, so will be supported if necessary.
31	Nguyễn Ngọc Mai	Village 6, Song Nhan, Cam My Dist	63	Technique	Children	7	11,529	2,203	9,326	
32	Nguyễn Thành Tựu	Village 94, Xuan Thanh, Thong Nhat	73	Land-based cultivation	Couples	8	7,444	3,282	4,162	Provided with vocational training, consultation, job creating for family members and supported to develop livelihood model
33	Nguyễn Hoàng Lâm	Tran Hung Dao village, Xuan Thanh, Thong Nhat Dist.	48	Land-based cultivation	Land owner	6	17,700	7,800	9,900	
34	Nguyễn Văn Hải	Tran Hung Dao village, Xuan Thanh, Thong Nhat Dist.	54	Land-based cultivation	Land owner	7	14,360	2,449	11,911	
35	Bùi Kim Điền	Tran Hung Dao village, Xuan Thanh, Thong Nhat Dist.	52	Land-based cultivation	Wife	4	5,124	1,447	3,677	
36	Nguyễn Thị Hồng	Tran Hung Dao village, Xuan Thanh, Thong Nhat Dist.	49	Land-based cultivation + government officer	Land owner	8	10,600	1,560	9,040	
<b>VI</b>	<b>Ethnic Minorities</b>									
37	Vòng Cá Khi	Village 6, Song Nhan, Cam My Dist	32	Land-based cultivation	Land owner	5	6,032	4,070	1,962	Apply the highest priority of assistance program in IRP
38	Chánh Sùi Lìn(**)	Village 6, Song Nhan, Cam My Dist	77	Land-based cultivation	Land owner	1	2,928	470	2,458	
39	Hà Văn Lai	Village 4, Song Nhan, Cam My Dist	55	Trading	Land owner	11	13,000	4,558	8,442	
40	Hoàng Văn Chương	Village 4, Song Nhan, Cam My Dist	49	Land-based cultivation	Land owner	7	12,400	2,046	10,354	

No	Name of land owner	Address	Age	Source of income	Person creating income	No. of members in the HH	Total land area (m2)	Acquired area (m2)	Remained area (m2)	Priorities in IRP
41	Hoàng Kim Thắng	Ấp 5, Xã Lộ 25, H. Thống Nhất	33	Land-based cultivation	Land owner	5	2,305	799	1,506	



## **ANNEX 7. Minutes of community consultation meetings**

### **ANNEX 7A. Minute of Community Consultation Meeting in Xa Lo 25 Commune.**

#### **MINUTES OF MEETING**

#### **COMMUNITY CONSULTATION FOR UPDATED RESETTLEMENT PLAN DRAFT**

#### **HCM – LONG THANH – DAU GIAY EXPRESSWAY PROJECT**

- + Location - XA LO 25 Commune, THONG NHAT District, DONG NAI Province
- + Date & Time - 05 June, 2009 – from 8.30 AM to 11.30 AM
- + Organisers 1/Representatives of Xa Lo 25 Commune:
  - Mr. Nguyen Huy Thieu – Vice Chairman of Xa Lo 25 Commune;2/Representatives of Project Investor:
  - Mr. Bui Van Canh – Vice Director of Southern Expressway Project Management Unit (SEPMU).
  - Mr. Do Quoc Tuy – Technical Specialists in charge of resettlement and ground clearance of SEPMU – VEC.3/Representatives of Project Consultants:
  - Dr. Le Buu Thach and resettlement consultants4/Representative of Long Thanh DCC:
  - Mr. Ngo Thanh Tung – Compensation Council of Long Thanh District.

#### **Participants** (see attached list of participants)

- Representatives of Project Investor (VEC) and Technical Specialists.
- Representatives of People Committee and Mass Organizations of the commune.
- Affected households.
- Technical Consultants of NIPPON KOEI
- Representative of Monitoring & Evaluation Consultant of NIPPON KOEI

#### **1. Opening**

Opening by Mr. Nguyen Huy Thieu – Vice Chairman of Xa Lo 25's People Committee. Introduction by Dr. Le Buu Thach, Resettlement Consultant: Important role of community participation in development project generally and HLD project particularly. Supportive ideas of affected community contribute highly in the success of the project.

#### **2. Content of meeting**

##### **2.1 Introduction of HLD expressway project:**

Dr. Le Buu Thach (Resettlement Consultant) presented the Draft Updated Resettlement Plan which has been summarized and delivered to participants before the meeting. Dr. Thach also emphasized that the contributed ideas from participant would be very helpful and essential to finalize the Updated Resettlement Plan.

Dr. Thach introduced about the project segment in Xa Lo 25 commune and the important level to accomplish the segment on time for implementing other segments.

## **2.2 Compensation and supporting policy (presented by Mr. Ngo Thanh Tung – DCC of Long Thanh District):**

- According to Decision No. 92/2008/UBND on date 01 Jan., 2009, the new compensation price would be applied for the HLD project. This new compensation price is ensured to be close to the market price at this time.
- Decision No. 12/2008/QD-UBND on date 12 Dec., 2008 about supporting health insurance for resettled persons when being reclaimed land in Dong Nai Pro.
- Decision No. 05/2008/QD-UBND on date 15 Jan., 2008 about supporting education fee for students belonging to resettled households.
- Decision 26/2008/QD-UBND on date 7 April, 2008 about supporting vocational training and job solving for people being reclaimed land in Dong Nai Pro.
- Except from the Government policy, project consultants have proposed supporting policy framework for the HLD project. Based on that proposal, People Committee of Dong Nai Pro. has issued Decision No. 4242/QD-UBND about supporting production conversion, job solving and other supports specified for business households and labors losing their job due to being reclaimed land. This decision also provides special supports for vulnerable households being resettled such as social-policy households, poor households, elderly and lonely household or disable persons.

## **2.3 Income restoration program:**

- *Basic Principal of IRP:* to meet the need and requirement of affected persons
- *Beneficiaries of the project:* severely affected households of HLD project
- *Objectives of the IRP:* recover income for severely APs to at least pre-project.
- *Preparation of the IRP:* overview current assistance policies of Dong Nai and implementation of the policies in the province; learn about needs/requirement of severely affected persons through group discussion and social-economic survey to design the IRP with contents of:
  - + Organizing of vocational trainings based on APs' needs
  - + Providing consultation programs for occupational orientation and job creating
  - + Providing incentive loan to the HHs for developing agriculture production, small business or services.
  - + Establishing implementation and management section of IRP in Long Thanh district.
- *Implementation of IRP:* Stakeholders of IRP are including:
  - + Section for management and implementation of IRP
  - + Local staff of affected communes and Long Thanh district
  - + Community representatives of severely affected persons (selected by APs)
- *Assistance policies of IRP:*

In decisions of Dong Nai Province: Decision No.12/2008/QD-UBND issued on 12/12/2008; Decision No. 05/2008/QD-UBND issued on 15/01/2008; Decisions No. 26/2008 QD-UBND dated on 07/4/2008, No. 10/2008/QD-UBND on 10/01/2007 and supplementary decision no.4242 in assistance policy for vulnerable groups of people in HLD project.

## **2.4 Implementation Progress of updated RP**

The Resettlement plan is going to fulfill within April of 2009 and Long Thanh will be the first site for starting the HLD project. Therefore, timely implementation progress in Long Thanh segment will play a significant role in the success of whole project.

## **2.5 Community Consultation**

<b>Questions/comments from APs:</b>	<b>Answers and explanations:</b>
<p><b>1. Mr. Bui Van An – Lo 25 commune:</b></p> <p>-About Livelihood models: it is difficult to implement frog raising models or raising mushroom due to local natural conditions. The only possible is raising pig but the project should ensure to provide good variety, to introduce high-quality farm and help households to choose good variety.</p> <p>-About vocational training: only young labors have demands to attend training courses, not middle-age ones.</p> <p><b>2. Mr. Hoang Van Duong:</b></p> <p>-Compensation price is not close to market price. My household wishes to change to another land or to be compensated enough for buying another land.</p> <p><b>3. Ms. Vu Thi Ngo – Representative of Woman Association:</b></p> <p>-Affected households in Xa Lo 25 commune have limited education and the low compensation price would cause difficulties for these households.</p> <p>-About livelihood model such as raising pig: it is essential that farmers are supported with low interest rate (e.g. 0.4 – 0.65% per month) so that they will be encouraged to do livelihood models.</p> <p><b>4. Mr Mai Xuan Thu – Vice Chairman of People’s Council</b></p> <p>-The Government’s policy is reasonable, but there is disparity between compensation price and market price. Moreover, farmers are linked to productive land. In this commune, there are some livelihood models, but farmers normally do not have enough capital to invest into, especially the CP Group model. Thus, farmers have to do small husbandry even though it does not bring high economic result.</p> <p><b>5. Mr. Loc Van Huynh:</b></p> <p>-Pls. inform when we will receive compensation. We have been waiting for such of a long time without official decision.</p>	<p><b>1. Mr Ngo Thanh Tung – DCC of Thong Nhat</b></p> <p>-With the local natural conditions, it is suitable for raising locally variety chicken or raising pig for pork meet. At this time the CP Group is having a program for supporting raising pig: the CP Group will provide variety, food and purchase the grown pigs. Besides, the CP Group also provide fund for building pigpen. With this model, farmers have fewer responsibilities but having stable income.</p> <p>-Model for raising locally variety chicken: Dept. for Agriculture and Rural development is having a project for supplying variety for poor household. Necessary investment fund is low but having stable output.</p> <p>-Livelihood models are chosen directly by farmers but IRP consultants have provided some suggestion models already.</p> <p>-After accomplishing the HLD and Long Thanh Airport projects, the chance for doing commercial and service will be wide opened.</p> <p>-An external valuation corporation has been hired to define the compensation price. Based on the proposal, People Committee of Dong Nai Pro. has issued a decision for the compensation price which was higher than the previous price.</p> <p>-At this time, DCC of Thong Nhat District has been doing on the compensation price for each household. It is anticipated that in middle of June affected households will receive compensation.</p> <p>-Vulnerable households should actively hand in all legal documents to DCC for calculating support money.</p> <p><b>2. Mr. Nguyen Huy Thieu – Vice Chairman of Xa Lo 25 People Committee</b></p> <p>-Propose to organize visit tour to good economic models such as eel raising in Long Thanh District so that farmers can get more experience.</p> <p>-Affected households should support local government to implement Government policy and supports for making convenience to the HLD project.</p> <p>-In the Xa Lo 25 commune, the project process has been slowed down due to some households having productive land in boundary of Cam My and Thong Nhat Districts. It is now agreed to move these households to be under the administration authority of Xa Lo 25 commune.</p>

### 3. Conclusion

Conclusion of the consultation meeting with APs in An Phuoc was made by Mr. Nguyen Huy Thieu – Vice Chairman of Xa Lo 25 commune.

**Representative of Investor**  
(Signed and Full name)

Do Quoc Tuy

**Representative of People's Committee**  
(Full name, position and sealed)

Nguyen Huy Thieu

**Representative of Fatherland Front**  
(Signed and Full name)

**Representative of Resettlement Consultants**  
(Signed, Full name)

**Representative of DCC**  
(Signed, Full name)

Ngo Thanh Tung

**Representative of APs**  
(Signed and Full name)

Hoang Van Duong

**Representative of APs**  
(Signed and Full name)

Bui Van An

**Representative of APs**  
(Signed and Full name)

Le Van Phuc

**Representative of Women Association**  
(Signed and Full name)

Vu Thi Ngo

**Representative of Farmer Association**  
(Signed and Full name)

Dao Dinh Dong

## **ANNEX 7B. Minute of Community Consultation in Xuan Thanh Commune**

### **MINUTES OF MEETING COMMUNITY CONSULTATION FOR UPDATED RESETTLEMENT PLAN DRAFT HCM – THONG NHAT – DAU GIAY EXPRESSWAY PROJECT**

- + Location XUAN THANH Commune, THONG NHAT District,  
DONG NAI Province
- + Date & Time - 08 June, 2009 – from 14:30 to 16:30
- + Organisers
- 1/Representatives of Xuan Thanh Commune:
- Mr. Tran Thanh Phuoc – Vice-President of Xuan Thanh Commune;
- 2/Representatives of Project Investor:
- Mr. Bui Van Canh – Vice Director of Southern Expressway Project Management Unit (SEPMU).
  - Mr. Do Quoc Tuy – Technical Specialists in charge of resettlement and ground clearance of SEPMU – VEC.
- 3/Representatives of Project Consultants:
- Dr. Vu Ngoc Long and resettlement consultants;
- 4/Representative of Thong Nhat DCC:
- Mr. Ngo Thanh Tung – Representative of Compensation Council of Thong Nhat District.

#### **Participants** (see attached list of participants)

- Representatives of Project Investor (VEC) and Technical Specialists.
- Representatives of People Committee and Mass Organizations of the commune.
- Affected households.
- Technical Consultants of NIPPON KOEI
- Representative of Monitoring & Evaluation Consultant of NIPPON KOEI

**1. Opening:** Opening by Mr. Tran Thanh Phuoc – Vice-President of Xuan Thanh People’s Committee.

#### **2. Content of meeting**

##### **2.1 Introduction of HLD expressway project**

Dr. Le Buu Thach (Resettlement Consultant) presented the land acquisition plan with approved compensation prices by the People’s Committee of Dong Nai and asked for supplementation information form APs. Introduce the HLD project at Xuan Thanh commune.

##### **2.2 Compensation price and supports (by Mr. Ngo Thanh Tung – Representative of DCC)**

Decision No. 92/2008/QD-UBND with the compensation price frame has approved by Dong Nai People’s Committee. Other assistant policies and subsidies were referred Decision No 10 and 4242/2008/QD-UBND.

Decision No.12/2008/QD-UBND dated 12/12/2008 on health care provision to resettled HHs;

Decision No. 05/2008/QD-UBND dated 15/01/2008; Decisions No on tuition fee assistances to resettled HHs’s school children and the decision no 26/2008 QD-UBND dated 07/4/2008 on assistance for vocational training, job creating....,

Decision no. 18/2009/QD-UBND dated 24/3/2009 to adjust some articles of decision no. 10/2007 and supplementary decision no.4242 in assistance policy for vulnerable groups of people in HLD project.

##### **2.3 Income restoration program**

- *Basic Principal of IRP*: to meet the need and requirement of affected persons
- *Beneficiaries of the project*: severely affected households of HLD project
- *Objectives of the IRP*: recover income for severely APs to at least pre-project.
- *Preparation of the IRP*: overview current assistance policies of Dong Nai and implementation of the policies in the province; learn about needs/requirement of severely affected persons through group discussion and social-economic survey to design the IRP with contents of:
  - + Organizing of vocational trainings based on APs' needs
  - + Providing consultation programs for occupational orientation and job creating
  - + Providing incentive loan to the HHs for developing agriculture production, small business or services.
  - + Establishing implementation and management section of IRP in Thong Nhat district.
- *Implementation of IRP*: Stakeholders of IRP are including:
  - + Section for management and implementation of IRP
  - + Local staff of affected communes and Thong Nhat district
  - + Community representatives of severely affected persons (selected by APs)
- *Assistance policies of IRP*:

## 2.4 Implementation Progress of updated RP

The Resettlement plan is going to fulfill within July of 2009.

## 2.5 Community Consultation

Questions/comments from APs:	Explanations (by DCC, Consultant and representatives of Xuan Thanh PC):
<p><b>1. Mr. Do Linh-AP</b></p> <ul style="list-style-type: none"> <li>- Most of land in Xuan Thanh district is categorized location 3 with compensation price of 40,000 VND/m<sup>2</sup> that is very low.</li> <li>- Compensation for perennial trees is also low (e.g. only 300,000 VND for one harvestable durian which require more value than that.)</li> <li>- Assistance and livelihood models are interested by APs but local people need to be guided and helped in detailed.</li> </ul> <p><b>2. Mr. Le Khac Duc-AP</b></p> <ul style="list-style-type: none"> <li>- Compensation price for land and non-land assets is very low. In fact that, the project is going to borrow a loan from ADB and then charge fee whoever use the expressway. Thus, compensation should be appropriate.</li> </ul> <p><b>3. Mr. Tran Van Sau – AP</b></p> <ul style="list-style-type: none"> <li>- The meeting today is very clear but still a big number of APs do not come so they may not know all issues rise.</li> <li>- Please, review again the compensation price due to lower than market price.</li> <li>- Livelihood models are excellent and interested by APs. However, the most difficulty is input and output of products. Who will take in charge? Except this problem,</li> </ul>	<p><b>1. Mr. Ngo Thanh Tung – Representative of DCC</b></p> <ul style="list-style-type: none"> <li>- About livelihood models: Project consultants have presented, affected households should think carefully and select the model that is applicable for your situation then suggest to IRP staff for assistance and implementation.</li> <li>- There are 7 HHs in Xuan Thanh who lost large area of land need to be paid more attention in generating them new sustainable livelihood alternatives.</li> <li>- To answer the question of Ms. Le Thi Thiem: DCC of Thong Nhat will consider and measure again. If it is like what Ms. Thiem said, the DCC will have to bear all the cost for measuring.</li> <li>- Compensation for residential and agriculture land is very different, even the location of them is adjacent since all compensation is based on use purpose.</li> <li>- About environmental pollution: construction teamwork of HLD project has to consider about this problem. However, during the construction, some impact such as</li> </ul>

<p>local people are willingness to participate livelihood alternatives suggested by consultants.</p> <p><b>4. Mr. Le Thanh Hai</b></p> <ul style="list-style-type: none"> <li>- Compensation price for perennial trees is very low in comparison with their value that requires long time planting and producing fruits. Please, take to review again.</li> <li>- APs are categorized in different terms of age, education level and ling conditions. As consequence, please develop the assistance and IRP variously to ensure all APs' livelihood.</li> </ul> <p><b>5. Mr. Ho Phu - AP</b></p> <ul style="list-style-type: none"> <li>- Please, take problems of environmental pollution (water, soil), erosion... into consideration during the construction of HLD project.</li> </ul> <p><b>6. Ms. Le Thi Thiem</b></p> <ul style="list-style-type: none"> <li>- It seems that my family lose about 4,000m2 but only 3,000m2 of acquisition is determined in DMS document, please revise.</li> </ul>	<p>dust or noise is unavoidable. If local people find big problem that affect on their living, those can come to see the District People's Committee or DCC for solution.</p> <ul style="list-style-type: none"> <li>- To answer the question of Mr. Le Thanh Hai: In fact, there have been more than 50 projects in Dong Nai that are conducting including HLD project. All projects are required to follow PPC regulations. The difference of HLD project is income restoration program for APs. Ones should consider and take part in this program in order to rehabilitate livelihood.</li> <li>- Compensation price is determined by the External Valuation Cooperation of Dong Nai and the price is almost meet replacement price on the market. To support AHs, consultants will work closely with APs and on be half of DCC, we suggest to organize one more workshop to listen AP's need, requirement...</li> </ul>
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### 3. Conclusion

Conclusion of the consultation meeting with APs in Xuan Thanh was made by Mr. Tran Thanh Phuoc – Vice-President of Xuan Thanh commune.

<p><b>Representative of Investor</b> (Signed and Full name) Do Quoc Tuy</p>	<p><b>Representative of APs</b> (Signed and Full name) Le Khac Duc</p>
<p><b>Representative of People's Committee</b> (Full name, position and sealed) Tran Thanh Phuoc (President)</p>	<p><b>Representative of APs</b> (Signed and Full name) Nguyen Linh</p>
<p><b>Representative of External Consultant</b> (Signed and Full name)</p>	<p><b>Representative of APs</b> (Signed and Full name) Tran Van Sau</p>
<p><b>Representative of Fatherland Front</b> (Signed and Full name) Le Huu Lan</p>	<p><b>Representative of Women Association</b> (Signed and Full name) Pham Thi Huong</p>
<p><b>Representative of Resettlement Consultants</b> (Signed, Full name) Vu Ngoc Long (Ph.D)</p>	<p><b>Representative of Farmer Association</b> (Signed and Full name) Nguyen Phuc Ly</p>
<p><b>Representative of DCC</b> (Signed, Full name) Ngo Thanh Tung</p>	

## **ANNEX 7C. Minute of Community Consultation Meeting in Song Nhan**

### **MINUTES OF MEETING**

#### **COMMUNITY CONSULTATION FOR UPDATED RESETTLEMENT PLAN DRAFT HCM – CAM MY – DAU GIAY EXPRESSWAY PROJECT**

- + Location - SONG NHAN Commune, CAM MY District, DONG NAI Province
- + Date & Time - 08 June, 2009 – from 14:30 to 16:30
- + Organisers
- 1/Representatives of Song Nhan Commune:
- Mr. Hoang Van Dat–President of Song Nhan Commune;
- 2/Representatives of Project Investor:
- Mr. Bui Van Canh – Vice Director of Southern Expressway Project Management Unit (SEPMU);
  - Mr. Do Quoc Tuy – Technical Specialists in charge of resettlement and ground clearance of SEPMU – VEC.
- 3/Representatives of Project Consultants:
- Dr. Vu Ngoc Long and resettlement consultants;
- 4/Representative of Cam My DCC:
- Mr. Bui Thai Trieu – Representative of Compensation Council of Cam My District.

#### **Participants** (see attached list of participants)

- Representatives of Project Investor (VEC) and Technical Specialists.
- Representatives of People Committee and Mass Organizations of the commune.
- Affected households.
- Technical Consultants of NIPPON KOEI
- Representative of Monitoring & Evaluation Consultant of NIPPON KOEI

### **1. Opening**

Opening by Mr. Hoang Van Dat –President of Song Nhan People’s Committee.

Introduction by Dr. Vu Ngoc Long, International Consultant: Important role of community participation in development project generally and HLD project particularly. Supportive ideas of affected community contribute highly in the success of the project.

A document with agenda of the consultation meeting and information on land acquisition, compensation prices and other income restoration programs attached has been delivered to APs before the meeting.

### **2. Content of meeting**

#### **2.1 Introduction of HLD expressway project**

Dr. Le Buu Thach (Resettlement Consultant) presented the land acquisition plan with approved compensation prices by the People’s Committee of Dong Nai and asked for supplementation information form APs.

#### **Compensation price and supports**

Decision No. 92/2008/QD-UBND with the compensation price frame has approved by Dong Nai People's Committee. Other assistant policies and subsidies were referred Decision No 10 and 4242/2008/QD-UBND.

Decision No.12/2008/QD-UBND dated 12/12/2008 on health care provision to resettled HHs;

Decision No. 05/2008/QD-UBND dated 15/01/2008; Decisions No on tuition fee assistances to resettled HHs's school children and the decision no 26/2008 QD-UBND dated 07/4/2008 on assistance for vocational training, job creating....,

Decision no. 18/2009/QD-UBND dated 24/3/2009 to adjust some articles of decision no. 10/2007 and supplementary decision no.4242 in assistance policy for vulnerable groups of people in HLD project.

## 2.2 Income restoration program

- *Basic Principal of IRP*: to meet the need and requirement of affected persons
- *Beneficiaries of the project*: severely affected households of HLD project
- *Objectives of the IRP*: recover income for severely APs to at least pre-project.
- *Preparation of the IRP*: overview current assistance policies of Dong Nai and implementation of the policies in the province; learn about needs/requirement of severely affected persons through group discussion and social-economic survey to design the IRP with contents of:
  - + Organizing of vocational trainings based on APs' needs
  - + Providing consultation programs for occupational orientation and job creating
  - + Providing incentive loan to the HHs for developing agriculture production, small business or services.
  - + Establishing implementation and management section of IRP in Cam My district.
- *Implementation of IRP*: Stakeholders of IRP are including:
  - + Section for management and implementation of IRP
  - + Local staff of affected communes and Cam My district
  - + Community representatives of severely affected persons (selected by APs)
- *Assistance policies of IRP*:

## 2.3 Implementation Progress of updated RP

The Resettlement plan is going to fulfill within July of 2009.

## 2.4 Community Consultation

<b>Questions/comments from APs:</b>	<b>Explanations (by DCC, Consultant and representatives of Song Nhan PC):</b>
<p><b><i>1. Vice President of Communal Fatherland Front</i></b></p> <ul style="list-style-type: none"> <li>- The project will cut partly house or structure on the land of Ahs, what should people do with remaining land and structure?</li> <li>- After the project, some HHs remains only 10-20m of land, please compensate and acquire entire area.</li> <li>- Do the IRP organize or support for college or university students whose parents devoted land to the project?</li> <li>- Local people absolutely agree with the project due to its benefits. However, compensation price is still very low in</li> </ul>	<p><b>1. Mr. Bui Thai Trieu</b></p> <ul style="list-style-type: none"> <li>- Please write down your request in the DMS form and the declaration form distributed by DCC during the DMS.</li> <li>- Other structure such as pigpen or hen-coop... which is no longer usable should be mentioned in DMS form by APs and DCC will consider whether compensate all or not.</li> <li>- <i>Concerning compensation price</i>: According to the Decree 197 and other policies of Dong Nai province, announced compensation price today is applied for year of 2009 in considering as a replacement cost. This price has been evaluated by an external valuation company.</li> </ul>

<p>comparison with current market price.</p> <p><b>2. Mr. Le Minh Ngoc</b></p> <ul style="list-style-type: none"> <li>- Please, explain more about land location and compensation price of each location for</li> <li>- Other policies such as allowances and IRP are really acclaimed.</li> </ul> <p><b>3. Ms. Nguyen Thi Thu, Village 1</b></p> <ul style="list-style-type: none"> <li>- Local people support and acclaim the construction of HLD project but the compensation price is still lower than market price. With 50,000VND/m2 (location 3), APs even cannot buy a kg of pork. So, APs will fall into difficult situation. Please, concerning organizations should take into consideration.</li> <li>- On the other hand, livelihood models have also risk in terms of input and output for products.</li> </ul> <p><b>4. Mr. Vu Thanh Phong, village 6</b></p> <ul style="list-style-type: none"> <li>- My family is worrying about moving to the resettlement site. My land and house will be withdrawn most, remaining area is oblique and unviable for production, what should we do?</li> </ul> <p><b>5. Mr. Nguyen Van Nuoi, village 1</b></p> <ul style="list-style-type: none"> <li>- Up to now, the HLD project has organized many meetings. At the first meeting, investors have stated market price for compensation. However, the announced compensation cost did not meet marketable price. Please, review and consider it again.</li> </ul>	<ul style="list-style-type: none"> <li>- About land location: According to decision no.92, there are three locations for residential and agriculture land in Cam My district including location 1, 2 and 3. The division is based on national/provincial road's borderline. However, in Song Nhan commune of Cam My most of APs are living on the thirst land location.</li> <li>- Agriculture land is divided into annual crop land and perennial tree land. During the DMS, DCC staff has taken note the actuality of on-land assets. Compensation of land will be given to owner of LURC.</li> <li>- Compensation prices are presented in the document of consultation meeting that is delivered to APs. This price is approved by Dong Nai PC. In fact that, this price is for normal condition, commercial price may be higher now after information of HLD project was broken out.</li> <li>- There are still many development projects in Dong Nai. For HLD project; DCC, TA consultants have suggested many time about compensation price. However, PC of Dong Nai province approved for this rate of compensation with the meaning that the rate is close to market price and similar to other projects.</li> <li>- About assistance policies: Allowances are explained by TA consultation. It's should noted that in other project, HHs with loss of more than 30% are eligible for assistance. In HLD project, at least 10% loss, APs can receive allowances and other assistances from local government.</li> <li>- According to DMS result, there are only 3-4 relocated HHs in Song Nhan commune. These HHs want to receive cash compensation and find other living place themselves. However, DCC is going to organize a talk with APs for finding a applicable solution.</li> <li>- DCC is going to accomplish the disbursement by the end of July or beginning of August.</li> <li>- Good information is that the IRP will follow with APs within at least three years for livelihood restoration purposes. APs should involve in the program to implement and benefit from it.</li> </ul>
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### 3. Conclusion

Conclusion of the consultation meeting with APs in Song Nhan was made by Dr. Vu Ngoc Long – International Consultant of the project.

**Representative of Investor**  
(Signed and Full name)

Do Quoc Tuy  
**Representative of People's Committee**  
(Full name, position and sealed)

Hoang Van Dat (President)

**Representative of APs**  
(Signed and Full name)

Vu Thanh Phong  
**Representative of APs**  
(Signed and Full name)

Nguyen Van Nuoi

**Representative of External Consultant**  
(Signed and Full name)

**Representative of Fatherland Front**  
(Signed and Full name)

Nguyen Van Hoa

**Representative of Resettlement Consultants**  
(Signed, Full name)

Vu Ngoc Long (Ph.D)

**Representative of DCC**  
(Signed, Full name)

Bui Thai Trieu

**Representative of APs**  
(Signed and Full name)

Nguyen Thi Thu

**Representative of Women Association**  
(Signed and Full name)

Hoang Thi Thiep

**Representative of Farmer Association**  
(Signed and Full name)

Pham Van Thuan