

# Resettlement Plan Implementation Monitoring Report

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For the period covering July–December 2017  
Project Number: 38412-023  
February 2018

## India: Assam Integrated Flood and Riverbank Erosion Risk Management Investment Program — Project 1

Prepared by the Flood and River Erosion Management Agency of Assam (FREMAA) for the State Government of Assam and the Asian Development Bank.

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# **Assam Integrated Flood and River Erosion Risk Management Investment Program (Loan No. 2684-IND)**

## **Semi-annual Resettlement Plan Implementation Progress Report**

**July 2017 to December 2017**

Submitted to:

Asian Development Bank

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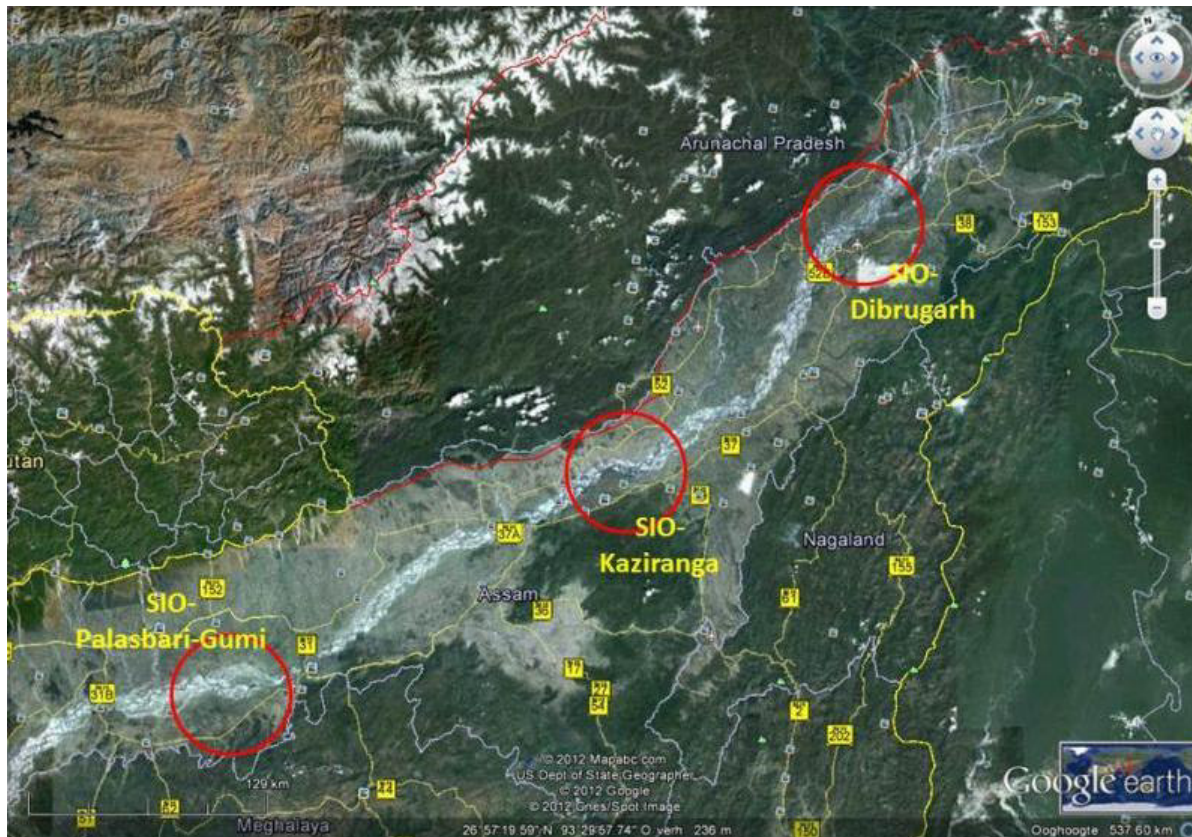
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## 1.0 Introduction

The Government of Assam (GOA) has committed to implement the program to manage flood and protect erosion from Brahmaputra River. The Program, Assam Integrated Flood and Riverbank Erosion Risk Management Investment Program (AIFRERMIP), has implemented with financial assistance from the Asian Development Bank (ADB) by using MFF lending modality. The MFF was approved in 25th October 2010 amounted US \$ 120 million for overall implementation 6 (six) years into 2 tranches. The first tranche amounted US \$ 56.9 million was approved at the same time with approval for the MFF. This was subsequently revised to US \$ 48.5 Million. The ADB Loan Number 2684-IND's for first tranche the effectiveness date was August 4, 2011. The loan closing date was set at September 30 2014, which is extended until July 2017.

The AIFRERMIP was created in order to enhance the reliability and the effectiveness of flood and riverbank erosion risk management (FRERM), in the Assam region along the Brahmaputra River. The direct and indirect benefits of this ample Program will affect the population living in the flood prone areas of the Brahmaputra River Basin in Assam. This phase was to involve field interventions in three pilot subproject areas—Palasbari, Dibrugarh and Kaziranga. A map of the subproject areas is shown in Figure 1.

**Figure 1: Subproject area map**



Source: Google Earth

The Project Works consist of:

- i) Structural measures (bank protection revetments, rehabilitated dikes, porcupine screens and sluices); and

- ii) Related non-structural measures (community awareness, enhanced preparedness levels, relocations and land acquisition), along with the appropriate implementation of planning, institutional and managerial practices by governmental and non-governmental agencies, with responsibilities in emergent situations of flooding and natural reconstruction of riverbanks.

The Project-1 under Tranche-I comprises Civil Works for the priority riverbank protection and flood embankment renovation works, at the three selected subproject sites of Palasbari-Gumi, Dibrugarh and Kaziranga, along with procurement of equipment, consulting services and operational costs. The Kaziranga subproject has been moved to Project II (Tranche 2) due to delay in environmental clearance from GoI. Table 1 includes details of each of the sub-projects.

**Table 1: Description of Sub-Projects under Tranche 1**

<b>Sub-Project</b>	<b>Details</b>
Palasbari	<ul style="list-style-type: none"> <li>• Embankment works (retirement) of 5.02 kms;</li> <li>• Riverbank protection works of 4.9 kms;</li> </ul>
Dibrugarh	<ul style="list-style-type: none"> <li>• Strengthening and widening of the existing embankment of 8.53 kms;</li> <li>• Riverbank protection works at Mothola Reach-Revetment of 2.4 kms;</li> <li>• Construction of porcupine screens;</li> </ul>

The embankment work in both Palasbari and Dibrugarh are the portion of the Civil Works which require land acquisition (LA) and have an impact on the resettlement and rehabilitation (R&R) issues along the subprojects. The remaining Civil Works listed in Table 1, are restricted to the riverbank and will not have an impact on the land acquisition as well as rehabilitation and resettlement.

Under the ADB Involuntary Resettlement, the Tranche 1 Investment Program was categorized as an “A” project, and therefore Resettlement Plans (RPs) were prepared for both Palasbari and Dibrugarh in 2009 during PPTA stage. The update of the Resettlement Plans in accordance with the most up-to-date information on the ground and in coordination with the Civil Works plans was finalized and approved by ADB in May 2014 for Palasbari and July 2014 for Dibrugarh.

## **2.0 Internal Monitoring Overview**

### **2.1 The Objective of the Internal Monitoring Report**

The internal monitoring report is report prepared by PMU on progress in implementing resettlement plans. The report covers: (i) progress in establishment of institutional set up to administer the implementation of the RPs for Palasbari and Dibrugarh sub-projects, (ii) progress of payment of compensation to affected people, (iii) progress in supporting relocation site for squatters and encroachers, and (iv) record other issues faced during implementation of RP.

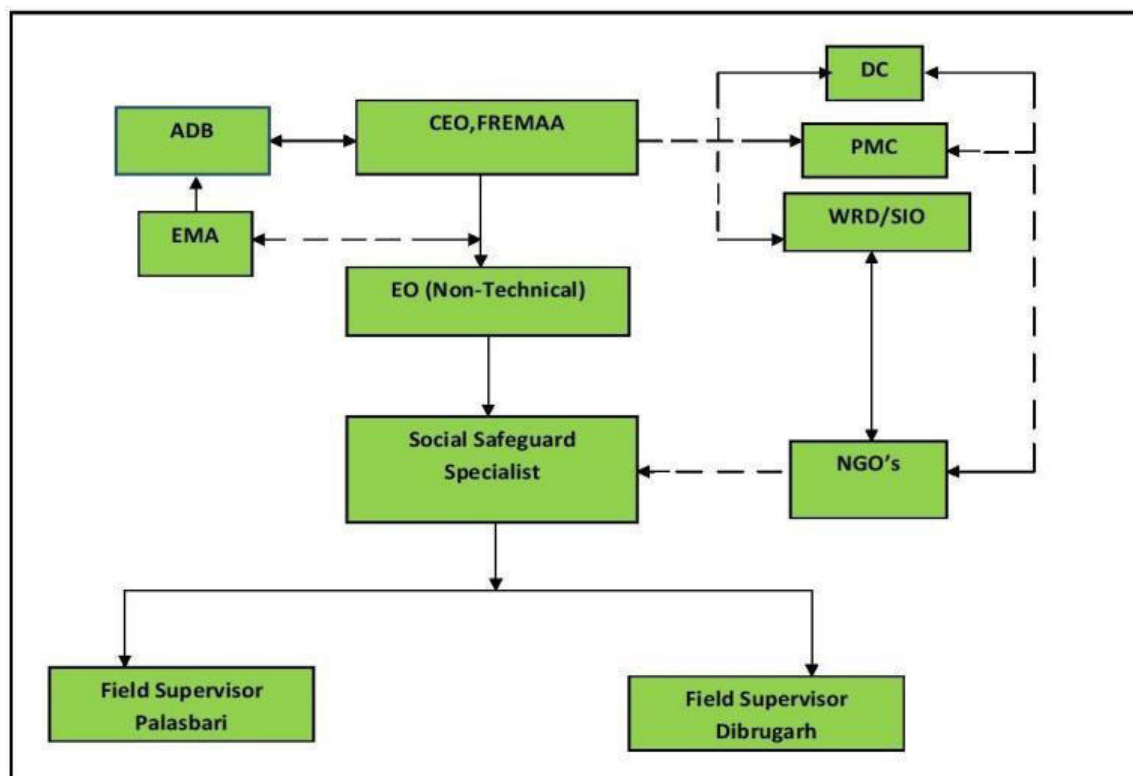
### **2.2 Institutional Arrangements**

The project is being implemented by the Government of Assam (GoA) through the Water Resources Department (WRD) and the Executing Agency, Flood and River Erosion Management Agency of Assam (FREMAA) which was established as a multi-disciplinary Project Management Unit (PMU) by the State Government. FREMAA is headed by a Chief Executive Officer (CEO), a senior official from the Government of Assam and there is a Technical and Non-Technical wing within FREMAA.

The Non-technical wing, led by an Executive Officer, Non-Technical (EO) who oversees the Land Acquisition (LA) and Resettlement and Rehabilitation (R&R) activities as well as other non-technical components of the project. The Executive Officer (NT) is supported by one Deputy Executive Officer (NT), one Social Safeguard Specialist and one Field Supervisor to facilitate and monitor the LA and R&R activities.

The Project Management Consultant (PMC) was selected to assist FREMAA (the PMU) and their partner organizations, including the Water Resources Department (WRD), or Sub-project Implementation Offices (SIOs)) and other line departments, to implement the AIFRERMIP. The International Resettlement Specialist and National Resettlement Specialist of the PMC are entrusted with the responsibilities of supporting effectively and work with FREMAA, SIOs and district administration officials comply land acquisition requirements and mitigation of resettlement impacts, work with affected communities and other stakeholders in implementing the Resettlement Plans (RPs) for both areas (Palasbari and Dibrugarh).

**Figure 2: Institutional Arrangements for LA and R&R Implementation**



## 2.3 NGO Activities

Two NGOs, Human Resource Development Foundation of South Kamrup (HRDFSK) for Palasbari and Socio Economic Welfare Association (SEWA) for Dibrugarh, were contracted by FREMAA to facilitate LA and R&R implementation. Both NGOs comprised of qualified social workers to carry out the R&R field activities. The NGOs are monitored by the Non-technical wing of FREMAA by way of review of reports, field observations, inputs from PMC resettlement consultant and consultations with the community, APs, SIOs and District Administration officials. The NGO activities are also facilitated and monitored by the Deputy Commissioners (DCs) in each area (Palasbari and Dibrugarh). Both these NGOs have been withdrawn from 2<sup>nd</sup> March 2014; hence, no NGO activities took place during the reporting period. The support of NGO is not required at this stage as most of the tasks assigned to NGO have been accomplished.

## 2.4 Overview of General Indicators of Resettlement Performance

The following table includes an overview of the General Indicators of Resettlement Performance and the way they will be verified for the AIFRERMIP:

**Table 2: General Resettlement Indicators**

Sequence	Activity	Indicator	Means of Verification
Inputs	Establishment of PMU	Qualified safeguard staff in place	
	Engagement of PMC	Qualified resettlement consultant in place	
		Finance available for project	
Process	Information to APs	Information disseminated	Documentation and community interaction
	Consultation and participation of APs	Meaningful consultation	
	Grievance Redress System	Grievance Redress Cell in place	
Outputs	Compensation	Compensation paid for acquired assets	Documentation of details of compensation
	Acquisition	Assets acquired	Documentation of details of acquired assets
	Compensation	Community assets replaced and relocation site prepared	Documentation, photographs and field visits
	Relocation of APs	Relocation completed and all compensations paid	Documentation, photographs and field visits



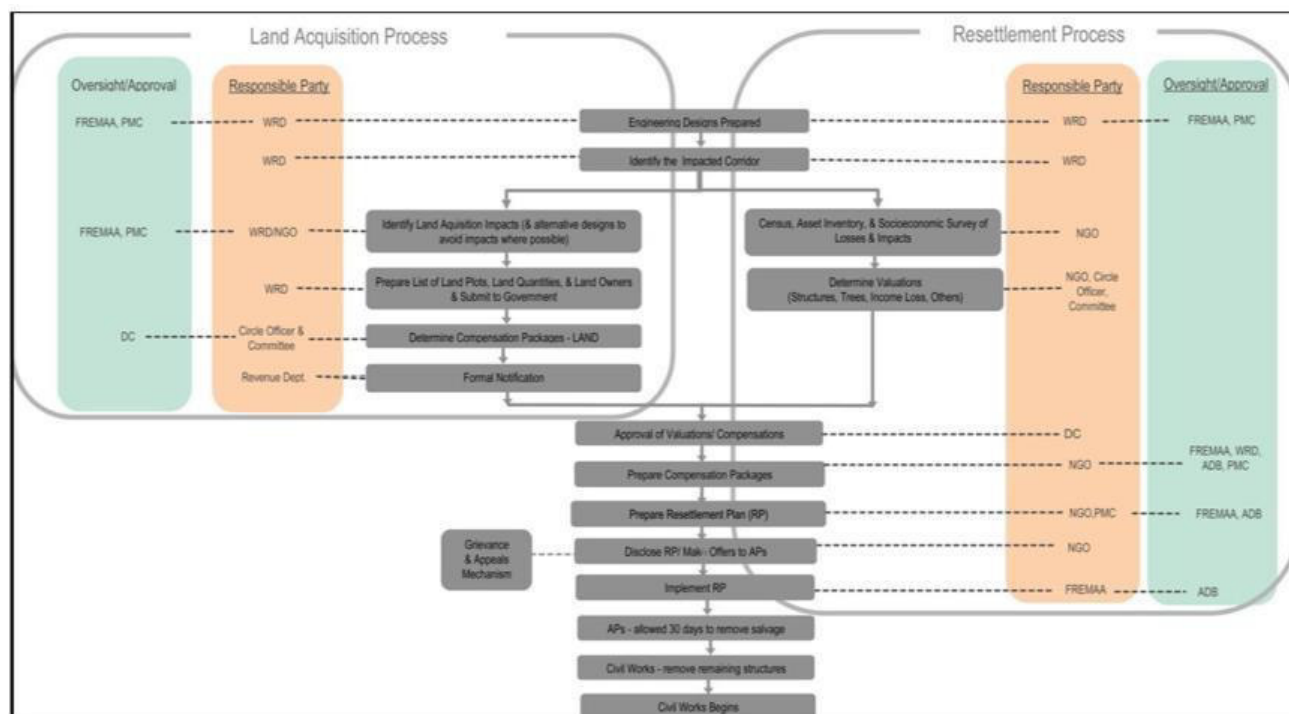
### 3.0 Inventory during Implementation of Resettlement Plan

Previous Resettlement Plans of AIFRERMIP were prepared for both Palasbari and Dibrugarh in 2009 under the Project Preparation Technical Assistance (PPTA) by the Asian Development Bank (ADB)<sup>1</sup>. During the implementation of RP, the FREMAA of the Government of Assam (GOA) with assistance provided by a local NGO, Human Resource Development Foundation of South Kamrup (HRDFSK), have update the inventory of losses and update the number of affected people based on the 100% Census as well as a Detailed Measurement Survey of the impacts, based on the alignment finalized by the Water Resource Department (WRD). Therefore, this implementation monitoring report includes the most recent data collected from the field.

### 4.0 Implementation of RP Activities

This subsection provides an update of the activities related to the implementation of the Resettlement Plans (RPs) in the two subproject areas – Palasbari and Dibrugarh. The processes involved in the implementation of the RPs are found to be quite critical as it denotes the various processes and responsible parties involved. For both the land acquisition and resettlement processes, there are specific government procedures that must be followed – especially in relation to the valuations of the land, structures and trees as well as payment of compensations accordingly. Overview of Land Acquisition and Resettlement process is shown at Figure 3.

**Figure 3: Overview of Land Acquisition and Resettlement Process**



<sup>1</sup>ADB PPTA – 4896-IND.

The final designs for the Palasbari Project works were finalized by the Water Resources Department (WRD) in March, 2012. The Resettlement Corridor of Impact (RCOI) – which indicates the area of construction needed to expand the dyke, as well as lay down areas for materials and space for construction equipment – was determined to be 75 meters from the edge of the Brahmaputra river – along the entire 5.02 km stretch of the Project area. The valuation for the structures, trees, crops, and the land have been finalized and approved through the established procedure the DC and submitted to the Government of Assam (GoA) in February, 2014. Approval of the GoA received during March 2014 for Kamrup (Metro) and April 2014 for Kamrup (Rural) Districts.

The final designs for the Dibrugarh Project works were finalized by the Water Resources Department (WRD) in January, 2012. The Resettlement Corridor of Impact (RCOI) – which indicates the area of construction needed to expand the dyke, as well as lay down areas for materials and space for construction equipment – was determined to be 14 meters on each side of the dyke – measuring from the center of the dyke – along the entire 8.53 km stretch of the Project area. The toe wall and drain were included to account for any seepage that may pass through the dyke, as well as minimizing impacts along the country side. The majority of the design for Dibrugarh is primarily within the existing line of the current dyke. The valuation for the structures, trees, crops, and the land have been finalized and approved through the DC office and approval of the Government of Assam received in April, 2014.

#### 4.1 Impacts and RP Implementation under Palasbari subproject

The project will impact 446 HHs affecting 1373 persons. The village/ward wise breakup is given in Table 3 below:

**Table 3: Distribution of Affected HHs and Persons in Palasbari**

No.	District	Village/ Town/ Ward	Affected Households	Affected Persons
1.	Kamrup	Kochpara	36	94
2.	Kamrup	Hudumpur Village	36	57
3.	Kamrup	Hudumpur Town	68	180
4.	Kamrup	Palasbari Ward 6	31	105
5.	Kamrup	Palasbari Ward 5	56	187
6.	Kamrup	Palasbari Ward 1	97	353
7.	Kamrup	Palasbari Ward 2	15	73
8.	Kamrup	Sadilapur	63	218
9.	Kamrup Metro	Majirgaon	44	106
<b>Total:</b>			<b>446</b>	<b>1373</b>

There were a total of 774 structures, 38 income restoration cases, and 37,312 trees identified as impacted in Palasbari – a total of 38,124 impacts (see Table 4).

**Table 4: Listing of Assets and Income Loss Impacts by Area - Palasbari**

No.	Village/ Town/ Ward	Residence	Commercial Enterprises	Residential/ cum Commercial	CPRs*	Other Assets	Income Restoration	Trees	Total (Structures only – less trees, tenants and income restoration)	Total (All)
1.	Kochpara	27	0	0	1	34	1	5765	62	5828
2.	Hudumpur Village	0	0	0	0	0	5	3453	0	3458
3.	Hudumpur Town	36	1	1	5	43	2	5244	86	5332
4.	Palasbari Ward 6	32	1	2	4	25	2	3078	64	3144
5.	Palasbari Ward 5	42	2	0	5	54	3	3130	103	3236
6.	Palasbari Ward 1	95	6	1	5	102	6	5562	209	5777
7.	Palasbari Ward 2	24	3	0	1	40	2	1162	68	1232
8.	Sadilapur	44	2	0	5	74	4	8396	125	8525
9.	Majirgaon*	31	0	0	4	22	13	1522	57	1592
<b>Total:</b>		<b>331</b>	<b>15</b>	<b>4</b>	<b>30</b>	<b>394</b>	<b>38</b>	<b>37312</b>	<b>774</b>	<b>38124</b>

\*Note: CPRs = Common Property Resources (e.g. – community hand pumps or latrines, schools, temples, and others);

A summary of impacts in each civil work package is at Table 5.

**Table 5: Summary of Impacts in Each Civil Work Packages - Palasbari**

Civil Work Package	Number Affected People due to displacement or residence	Number Affected People due to displacement or commercial structures	Number Affected People due to displacement or commercial and residential structures	Number of Affected People that losses their land	Number of Affected People losses other assets (and type of assets)
Palasbari riverbank protection (under water works)	NIL	NIL	NIL	NIL	NIL
Palasbari embankment construction and riverbank protection (above water works)	217 HHs 976 APs	15 HHs 65 APs	4 HHs 18 APs	136 HHs 612 APs	193 HHs 868 APs
Gumi - riverbank protection	NIL	NIL	NIL	NIL	NIL

#### 4.1.1 Payment of Compensation against Land, Structures and Trees/Horticulture

Total land required to be acquired for Palasbari subproject is 36.33 ha the detailed break up is as at Table 6 below:

**Table 6: Break up of Land Required for Palasbari Subproject**

Subproject	District	Land Required in ha		
		Private Land	Govt. Land	Total
Palasbari	Kamrup	23.57	9.33	32.9
	Kamrup Metro	2.56	0.87	3.43
<b>Total</b>		<b>26.13</b>	<b>10.20</b>	<b>36.33</b>

GoA completed release of fund for payment of compensation against land, structures, trees etc. through FREMAA for both private and government land for Palasbari subproject by May 2014. Summary of payment of compensations over private land till end of December 2015 is at Table 7 below:

**Table 7: Summary of Payment of Compensation over Private and Government Land - Palasbari**

Civil Work Package	Private Land				Government Land	
	Compensation against Land		Compensation against structures and tress		Compensation against structures and tress	
	Number of Affected Persons	Compensation Paid	Number of Affected Persons	Compensation Paid	Number of Affected Persons	Compensation Paid
Palasbari riverbank protection (under water works)	NIL	NIL	NIL	NIL	NIL	NIL
Palasbari embankment construction and riverbank protection (above water works)	136	130	203	203	126	124
Gumi - riverbank protection	NIL	NIL	NIL	NIL	NIL	NIL

#### 4.1.2 Payment of Resettlement Assistancess

A summary of payment of resettlement and income restoration assistances is at Table 8.

**Table 8: Summary of Payment of Resettlement Assistancess - Palasbari**

Civil Work Package	Number Affected People Eligible for Resettlement Assistancess	Number Affected People Assistancess Paid	Number Affected People Eligible for Resettlement Assistancess	Number Affected People Assistancess Paid
Palasbari riverbank protection (under water works)	NIL	NIL	NIL	NIL
Palasbari embankment construction and riverbank protection (above water works)	224	224	39	39
Gumi - riverbank protection	NIL	NIL	NIL	NIL

#### 4.1.3 Rehabilitation of Landless/Vulnerable Affected Households

It was determined that there will be 109 AHHs that are landless and will be homeless due to the Project – 96 AHHs from Kamrup district and 13 AHHs from Kamrup (Metro) district. The majority of these landless AHHs are also vulnerable – nearly 70% are Below Poverty Level (BPL), approximately 30% are elderly, and nearly 40% are female-headed households (note: several families have multiple vulnerabilities – e.g. -there are several cases of BPL families that are headed by an elderly female).

The GoA agreed to provide land to all these 109 AHHs free of cost and 3 (three) plots of land have been identified for rehabilitation of these AHHs. The land identified for rehabilitation of these landless/vulnerable AHHs is at Kochpara measuring 0.33 ha for 10 AHHs of Kochpara, Boratoli measuring 2.48 ha for 86 AHHs of Palasbari and Agchia measuring 0.14 ha for 13 AHHs of Majirgaon. GoA has allotted the lands to 96 families of Kamrup district at Kochpara and Boratoli on 10/03/2015 vide No. PC21/2015/412. Allotment of land for rehabilitation site at Agchia was done vide No.RSS.948/2015/21 dated 20/10/2015.

The land allotted to the 109 AHHs of at Kochpara and Boratoli required land development and FREMAA has completed land development of land at Kochpara and Boratoli and 54 AHHs have been already rehabilitated in these sites during this period. In Kamrup (Metro) District 13 families of Majirgaon village shall be rehabilitated at village Agchia after land development. 42 landless households are yet to be provide land at Boratoli rehabilitation site, which is under process.

**Figure 4: Few Photographs of Rehabilitation Site**







Deep Das NTH Maijan Dibrugarh-post displacement



Gandhi Das NTH Maijan Dibrugarh-post displacement



Impacted Palasbari Girls High School



Kochpara Rehabilitation Site, Palasbari



New building of impacted Public Library of Palasbari Ward No.2



New building of impacted Sankar Pita Temple of Palasbari

	
<p>New House Mrs. Ambika Gurung AP of Dibrugarh</p>	<p>Old House Mrs. Ambika Gurung AP of Dibrugarh</p>
	
<p>Shiv Temple of Dibrugarh where impact avoided</p>	<p>Shop and Residence of Mrs. Deep Das post rehabilitation, Dibrugarh</p>

#### 4.1.4 Requirement of Additional Land

It was identified during execution of work that additional private land measuring 2.15 ha belonging to 36 was required for construction of the embankment which was not included in the land acquisition process. GoA decided to go for direct purchase of this additional land as per provision of land law since procedure for land acquisition is time consuming. Entire 2.15 ha of additional land have been purchased under direct purchase provision of land Act. Balance Payment of Zirat value to 1 person against direct purchase has been made during the reporting period.

#### 4.1.5 Status of LA and Resettlement Implementation for (Tranche-I)

##### Palasbari Subproject:

- 487 out of total 501 PAPs received compensation against land, structures and trees/horticulture products till the end of this quarter;
- Disputes delays the compensation payment in 14 cases;
- 15 Bigha 0 katha 8Les a of additional land has been purchased under direct purchase provision of land act.
- Pending Zirat payment to 1 AP of Direct Purchase has been paid during this quarter.



- All R&R assistances have been paid to PAPs;
- Income Restoration Assistance has been paid to all eligible PAPs
- 109 landless families identified for rehabilitation by providing land for land;
- Entire 5019 M of encumbrance free land, handed over to SIO by DCs and SIO in turn handed over the land to the contractor for completion of civil work.

#### 4.1.6 Complaints and Court Cases

Total 61 numbers of complaints were received by GRC out of which forty were from Palasbari Town Ward No. 2, 10 each from Hudumpur and Sadilapur, and 1 from Parli town. All 61 complaints have been resolved amicably.

#### 4.2 Impacts and Resettlement Plan implementation Activities in Dibrugarh

There were a total of 462 affected households and 2179 affected persons identified in the 6 villages/wards as shown in Table 9.

**Table 9: Distribution of Affected HHs and Persons in Dibrugarh**

No.	District	Village/ Town/ Ward	Affected Households	Affected Persons
1.	Dibrugarh	Japaragoan	12	80
2.	Dibrugarh	MaijanBarsaikia	39	181
3.	Dibrugarh	Ward No. 16	182	808
4.	Dibrugarh	Ward No. 22	83	460
5.	Dibrugarh	Ward No. 7	43	113
6.	Dibrugarh	Ward No. 9	103	537
<b>Total:</b>			<b>462</b>	<b>2179</b>

There were a total of 501 structures, 66 income restoration cases, and 1292 trees identified as impacted in Dibrugarh – a total of 1859 impacts (see Table 10).

#### **Status of payment of compensation and assistances are given below:**

- 342 out of 366 PAPs having no right over the land have been paid compensation against structures and trees/horticulture products till end of this quarter;
- Total 414 PAPs were to be given R&R assistances out of which 370 PAPs have been paid compensation against structures and trees/horticulture products during last quarter. The remaining PAPs could not be traced as they have shifted from the site.
- Payment of pending revised Zirat has been made to all remaining 13 APs during this quarter.
- Income Restoration Assistance has been paid to 76 out of 78 eligible PAPs
- Entire 8.53 km of encumbrance free land, has been handed over to SIO by DC and SIO in turn handed over the land to the contractor for start of civil work.



The impacted assets are listed in Table 10:

**Table 10: Listing of Assets and Income Loss Impacts by Area - Dibrugarh**

No.	Village/ Town/ Ward	Residence	Commercial Enterprises	Residential/ cum Commercial	CPRs*	Other Assets	Income Restoration	Trees	Total (Structures only – less trees and income restoration)	Total (All)
1.	Japaragoan	8	2	0	0	1	1	102	11	114
2.	MaijanBarsaikia	23	5	0	3	12	5	316	43	364
3.	Ward No. 16	138	36	19	5	14	35	179	212	426
4.	Ward No. 22	67	9	8	1	22	9	156	107	272
5.	Ward No. 7	13	5	2	1	5	4	167	26	197
6.	Ward No. 9	65	15	8	0	14	12	372	102	486
<b>Total:</b>		<b>314</b>	<b>72</b>	<b>37</b>	<b>10</b>	<b>68</b>	<b>66</b>	<b>1292</b>	<b>501</b>	<b>1859</b>

A summary of impacts in each civil work package is at Table 11.

**Table 11: Summary of Impacts in Each Civil Work Package**

Civil Work Package	Number Affected People due to displacement or residence	Number Affected People due to displacement or commercial structures	Number Affected People due to displacement or commercial and residential structures	Number of Affected People that losses their land	Number of Affected People losses other assets (and type of assets)
Dibrugarh - riverbank protection (Motholla - Oakland)	NIL	NIL	NIL	NIL	NIL
Dibrugarh - Dibrugarh Town Protection dyke rehabilitation	349 HHs 1455 APs	78 HHs 325 APs	22 HHs 88 APs	57 HHs 256 APs	298 HHs 1252 APs

#### 4.2.1 Payment of Compensation against Land, Structures and Trees/Horticulture

Total land required to be acquired for Dibrugarh subproject is 9.43 ha the detailed break up is as at Table 12 below:

**Table 12: Break up of Land Required for Dibrugarh Subproject**

Subproject	District	Land Required in ha		
		Private Land	Govt. Land	Total
Dibrugarh	Dibrugarh	2.25	7.18	9.43
<b>Total</b>		<b>2.25</b>	<b>7.18</b>	<b>9.43</b>

A summary of payment of compensation against private and government land is at Table 13.

**Table 13: Summary of Payment of Compensation against Private and Government Land - Dibrugarh**

Civil Work Package	Private Land				Government Land	
	Compensation against Land		Compensation against structures and tress		Compensation against structures and tress	
	Number of Affected Persons	Compensation Paid	Number of Affected Persons	Compensation Paid	Number of Affected Persons	Compensation Paid
Dibrugarh - riverbank protection (Motholla - Oakland)	NIL	NIL	NIL	NIL	NIL	NIL
Dibrugarh - Dibrugarh Town Protection dyke rehabilitation	57	53	80	76	366	341

#### 4.2.2 Payment of Resettlement Assistancess

Payment status of resettlement assistances remained same as 65 APs were tenants and they shifted to some other locations once the civil work started in encumbrance free land. These APs could not be traced despite best effort by FREMAA. With regard to payment of income restoration assistance, one eligible AP expired before start of civil work near his shop and the family closed down the shop also expressed un-willingness to receive the assistance.

A summary of payment status of Resettlement Assistancess is at Table 14

**Table 14: Summary of Payment of Resettlement Assistancess - Dibrugarh**

Civil Work Package	Number Affected People Eligible for Resettlement Assistancess	Number Affected People Assistancess Paid	Number Affected People Eligible for Resettlement Assistancess	Number Affected People Assistancess Paid
Dibrugarh - riverbank protection (Motholla - Oakland)	NIL	NIL	NIL	NIL
Dibrugarh - Dibrugarh Town Protection dyke rehabilitation	414	349	78	77

#### 4.2.3 CPRs

**Common Property Resources (CPRs):** There are 10 affected CPRs in this sub project, as shown in Table 10 above, 1 is an AWC and 9 are temples. While executing the civil work it was found that AWC and one temple did get impacted due to slight shift of the alignment. The remaining 8 CPRs have received their compensation against their structures.

#### 4.2.4 Engagement of External Monitoring Agency (EMA) to monitor RP implementation

ADB decided to engage the external monitor from ADB side and external monitor has been engaged and the ADB engaged external monitor as visited FREMAA from 19th to 27th July 2017. Site visits to both the projects of Dibrugarh and Palasbari have been carried out by the external monitor from 20th to 26th July 2017.

#### 4.2.5 Consultation and Disclosure

The summary of the Resettlement Plans of both Palasbari and Dibrugarh have been translated into vernacular language and shared with all stakeholders and discussed during consultations with APs. The breakup of compensation and resettlement assistances as per the entitlement and procedure for disbursement of compensations/resettlement assistances have been disclosed to APs during FGDs/consultations held. Both the resettlement Plan Palasbari and Dibrugarh have been disclosed in FREMAA and ADB website.

### 5.0 Grievance Redressal

The mechanism for Grievance Redressal is in place as the grievances are likely to till completion of the civil work for benefit of the APs during entire life of the project.

Three stages of Grievance Redressal have been established. These include:

- (i) **Stage 1:** SIO/WRD nominates a Safeguard Monitor to take care of the grievances raised by the community and APs and a Grievance Register be maintained at the SIO level by this appointed Safeguard Monitor. This will serve as the First Level of Grievance reporting. If the grievances cannot be addressed at the SIO level, within one month, the cases should then rise to the next level and be placed before the GRC.
- (ii) **Stage 2:** The Grievance Redressal Committee (GRC) has been established to include the Deputy Commissioner, ADC (to deal with the project matters), the concerned Revenue Circle Officer, Executive Engineer of WRD, representative from local NGOs, members of the Municipal Corporation/ Panchayat, and representatives of affected persons (APs).
- (iii) **Stage 3:** If the first two stages of Grievance Redressal do not resolve the identified issue, this may rise to the level of the court system.

GRC for both Palasbari and Dibrugarh subprojects were notified by the GoA in April 2012 with the following membership:

- |   |   |                  |
|---|---|------------------|
| 1. Deputy Commissioner of the concerned districts | - | Chairman         |
| 2. Additional DC of the concerned districts       | - | Member Secretary |
| 3. Executive Engineers, concerned SIOs            | - | Member           |
| 4. Chairman, concerned Municipal Board            | - | Member           |
| 5. One representative of affected persons         | - | Member           |
| 6. One representative of NGO                      | - | Member           |

### 5.1 Compliance of ADB safeguard requirements

#### 5.1.1 INVOLUNTARY RESETTLEMENT

**Table 15: Status of Loan Covenants (Schedule 5)**

Item No.	Covenant	Status of Compliance
Schedule 5, Para 6	Undertake the Project and the Subprojects in accordance with applicable laws and regulations of the Borrower and the State, and ADB's Policy on <i>Involuntary</i>	Update of Resettlement Plans of Palasbari and Dibrugarh Subprojects have been done in accordance with the applicable laws and regulations of the Borrower and the State, and ADB's Policy on Involuntary

Item No.	Covenant	Status of Compliance
	<i>Resettlement</i> (1995), as set out in Resettlement Framework and relevant Resettlement Plan	Resettlement and same has been done during RP implementation.
Schedule 5, Para 7(a)	Subject to compliance with all applicable laws and regulations of the Borrower and the State, the SEA shall acquire or make available the land and right to land free from any encumbrances, and clear the utilities, trees, and any other obstruction of such land, required for commencement of construction activities in accordance with the schedule agreed under the relevant civil work contract.	Entire encumbrance free land of 8400M in Dibrugarh and of 5019 M in Palasbari has been made available to the contractor. All obstructions like utilities, trees etc. have been cleared.
Schedule 5, Para 7(b)	The SEA shall ensure that all land and right-of-way required by the Subprojects will be made available in a timely manner and that the provisions of the Resettlement Plans, including compensation and entitlements for affected households and persons, will be implemented in conformity with applicable laws and regulations of the Borrower and the State, and ADB's Policy on <i>Involuntary Resettlement</i> (1995), as set out in Resettlement Framework and agreed Resettlement Plan	Fund for payment of compensation against the land, assets and R&R assistances as per the approved RP and the payment have been made except a few unresolved court cases and family dispute in case of land and missing APs in case of R&R assistances
Schedule 5, Para 7(c)	The SEA shall ensure that prior to land acquisition and any resettlement under each Subproject, the related RP including its update based on consensus of affected persons, is disclosed with all necessary information made available to persons affected by the Project and confirm that it be uploaded onto ADB's website. The SEA shall ensure that all compensation programs are completed as outlined in the RPs prior to commencement of civil works contract under a Subproject.	Relevant information on land acquisition and resettlement has been disclosed to the project affected persons. Information disclosure write up in local language is been prepared and displayed in the prominent public places in and around the Subproject areas of Palasbari and Dibrugarh. It has been confirmed that all information disclosed is uploaded in ADB side. It has been ensured that all compensation programs are completed as outlined in RPs prior to commencement of civil works in both Dibrugarh and Palasbari subprojects.
Schedule 5,	Submit progress and completion	Quarterly and semi-annual progress reports

Item No.	Covenant	Status of Compliance
Para 8	reports on land acquisition and resettlement for Subprojects under the quarterly progress reports for the Project.	on land acquisition and resettlement for Dibrugarh and Palasbari subprojects have been submitted to ADB upto September 2017 and June 2017 respectively.
Schedule 5, Para 8	Engage an independent monitoring and evaluation agency to assess performance and impacts of land acquisition and resettlement and submit external monitoring report to ADB on a semi-annual basis for review.	ADB has engaged the external monitor from ADB side and external monitoring has visited FREMAA from 19 <sup>th</sup> to 27 <sup>th</sup> July 2017 and visited both Palasbari and Dibrugarh site from 20 <sup>th</sup> to 26 <sup>th</sup> July 2017.

**Table 16: Compliance of ADB's Safeguard Requirements (Involuntary Resettlement)**  
**Part-I**

Item No.	Resettlement Task	Responsible Agency	Progress to Date/Remarks
1.0	RESETTLEMENT MANAGEMENT		
<b>Institutional Arrangements</b>			
1.1	Financing and budget, adequacy, timely availability, outstanding concerns	FREMAA	<ul style="list-style-type: none"> <li>• Financing pattern established</li> <li>• Adequate budget provision made in the RPs</li> <li>• Fund released on time to DCs (for disbursement of compensation against land and assets) and SIOs (for disbursement of R&amp;R assistances)</li> <li>• There are no outstanding concerns.</li> </ul>
1.2	Establish PIU, resettlement staff as in RP, APs database, training	GoA/FREMAA	<ul style="list-style-type: none"> <li>• PIUs in form of SIOs for Palasbari and Dibrugarh Subprojects established</li> <li>• Resettlement staff as per updated RPs in place</li> <li>• APs database for Palasbari and Dibrugarh Subprojects prepared</li> <li>• Training to the concerned officials imparted.</li> </ul>
<b>Updating of RP based on Detailed Design</b>			
1.3	Update-RP - revise based on DMS, revise implementation schedule, revise budget	FREMAA and PMC	<ul style="list-style-type: none"> <li>• Update of RPs completed based on DMS</li> <li>• Revised implementation schedule prepared</li> </ul>

Item No.	Resettlement Task	Responsible Agency	Progress to Date/Remarks
			<ul style="list-style-type: none"> <li>Budget revised in updated RPs accordingly.</li> </ul>
1.4	Approve compensation rates – approved, adequacy as per RP, APs informed.	DCs, FREMAA and ADB	<ul style="list-style-type: none"> <li>Compensation rate approved as per updated RPs</li> <li>Information to APs ongoing.</li> </ul>
<b>Disclosure and Grievance Redress Arrangements</b>			
1.5	Disclose RP, updated RP, disclosed to APs in local language, disclose revised RP on ADB website.	FREMAA, PMC, NGOs and ADB	<ul style="list-style-type: none"> <li>2014 updated RPs have been disclosed to APs in local language</li> <li>Disclosure of updated RPs in local language is in process</li> <li>The updated RPs in ADB website.</li> </ul>
1.6	Appoint grievance redress committees - terms of reference, appointment, publicity among APs, recording of complaints and decisions, satisfaction with process and reviews.	FREMAA, DCs, SIOs, NGOs and External Monitor	<ul style="list-style-type: none"> <li>GRC appointed under the Chairmanship of concerned DCs vide Notification No. AFRERM(P)/PROJ.45/ 2012/31 dated 27/04/2012 detailing its functions</li> <li>Publicity among APs on grievance redress mechanism carried out</li> <li>Recording of complaints and decision to resolve the complaints in place</li> <li>Review of the process to be taken up by the external monitor.</li> </ul>
<b>Monitoring and Reporting Arrangements</b>			
1.7	Set up internal monitoring system, staffing of offices responsible for resettlement, responsibility, reporting, verify utilization of monitoring reports for management decision-making purposes	FREMAA and External Monitor	<ul style="list-style-type: none"> <li>Internal monitoring system established</li> <li>Staffing done as per the updated RPs with responsibility</li> <li>Reporting system in place</li> <li>Verification of utilization of monitoring reports for management decision making process is to being taken up by the external monitor</li> </ul>
1.8	Appoint external monitoring agency	FREMAA/ADB	ADB has engage the external monitor from ADB side and external monitoring has visited FREMAA from 19 <sup>th</sup> to 27 <sup>th</sup> July 2017 and visited both Palasbari and Dibrugarh site from 20 <sup>th</sup> to 26 <sup>th</sup> July 2017.

## Part-II

Item No.	Resettlement Task	Responsible Agency	Progress to Date/Remarks
2.0	RESETTLEMENT IMPLEMENTATION		
<b>Consultation</b>			
2.1	Consultation – stakeholders identified, process for consultation with APS during implementation, documentation of consultations	FREMAA, NGOs, PMC, SIOs and DCs	<ul style="list-style-type: none"> <li>Stakeholders identified</li> <li>Extensive consultations with APs is during RP preparation carried out and documented</li> <li>Consultation with APs during implementation and documentation is ongoing</li> </ul>
<b>Mapping and Inventory</b>			
2.2	Records of APs	FREMAA	<ul style="list-style-type: none"> <li>Records and database of APs of Palasbari and Dibrugarh Subprojects available</li> </ul>
2.3	Land acquisition - mapping of areas, coordination with acquiring bodies, flow of funds to pay compensation	DCs, Circle Officers and FREMAA	<ul style="list-style-type: none"> <li>Mapping of the acquired land completed by Circle Officers</li> <li>Coordination with acquiring bodies being done constantly</li> <li>Smooth fund flow from GoA to DCs for payment of compensation ensured</li> </ul>
2.4	Common property resources - inventory as per RP, restoration plan, funding available, progress	FREMAA and DCs	<ul style="list-style-type: none"> <li>Inventory of CPRs of Palasbari and Dibrugarh Subprojects are in place</li> <li>Restoration plan of the Palasbari Girls High School and Palasbari Town Girls L.P. School prepared and being implemented</li> <li>Public toilets and hand pumps of Palasbari Subproject is being restored by Palasbari Town Committee and community during the civil work</li> <li>Fund for the structure of the CPRs made available as per the assessment carried out by the officials of PWD without depreciation</li> <li>Committee for construction of the new building of the Palasbari Girls High Schools constituted by DC, Kamrup</li> </ul>
<b>Compensation, Relocation and Rehabilitation</b>			

2.5	Payment of compensation -for land, structures, businesses, transitional allowances, loss of income, untitled AP, vulnerable	DCs and SIOs	<ul style="list-style-type: none"> <li>• Payment of compensation for all categories of loss/impact is complete except few dispute cases.</li> </ul>
2.6	Relocation of households - relocation plan, site identification and acquisition, self-relocation, site development with services, house construction, timing in relation to project civil works	FREMAA and DC, Kamrup and Kamrup (Metro)	<ul style="list-style-type: none"> <li>• Relocation plan for 67 AHHs of Palasbari Subproject prepared</li> <li>• Three site identification for relocation of these 109 AHHs</li> <li>• Land has been developed in two sites as these two sites are low laying</li> <li>• All 109 AHHs have been relocated to the relocation site</li> <li>• Process of providing other civic amenities are in process</li> </ul>
2.7	Income restoration plan - needs assessed, plans formulated, funding available	FREMAA and PMC	<ul style="list-style-type: none"> <li>• Need assessment complete</li> <li>• Plans formulated</li> <li>• Income restoration assistances provided to all eligible APs</li> </ul>
<b>Monitoring and Reporting</b>			
2.8	Reporting - revised RP, RPs for sub-projects, internal progress reports, external monitoring and evaluation reports, completion report	FREMAA and PMC	<ul style="list-style-type: none"> <li>• Revised RPs approved ADB for both Palasbari and Dibrugarh Subprojects</li> <li>• Internal progress report submitted on quarterly basis up to September 2017 and biannual report up to June 2017.</li> <li>• External monitoring report will be submitted after submission of the same by the external monitoring consultant.</li> <li>• Completion report to be submitted after completion of the RP implementation</li> </ul>



