

Social Monitoring Report

PUBLIC

Compensation Completion Report (Package CW1B)
April 2024

Lao PDR: Vientiane Sustainable Urban Transport Project

Prepared by the Project Management Unit of Department of Transport, Ministry of Public Works and Transport for the Lao People's Democratic Republic and the Asian Development Bank (ADB).

NOTE

In this report, "\$" refers to United States dollars

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Compensation Completion Report

Document Stage: FINAL

April 2024

LAO: Vientiane Sustainable Urban Transport Project (VSUTP)

Compensation Completion Report for Package CW1B: Bus Lanes & Stations from Patuxay to the National University

Prepared by the Project Coordination Unit, Department of Public Works and
Transport (DPWT), Vientiane Capital Administration Office for the Asian
Development Bank (ADB)

Available online at <https://www.adb.org/projects/45041-002/main#project-overview>

CURRENCY EQUIVALENTS

LAK 19,493 = \$1.00

As of 1 March 2024, see <https://www.bol.gov.la/referenceRate>

WEIGHTS AND MEASURES

\$	-	US dollar
ha	-	hectare
km	-	kilometer
m	-	meter
m ²	-	square meter
m ³	-	cubic meter
#	-	number

ABBREVIATIONS

ADB	Asian Development Bank
AH	Affected Household
AP	Affected Person
BRT	Bus Rapid Transit
COI	Corridor of Impact
DMS	Detailed Measurement Survey
DPF	Department of Planning & Finance
DWPT	Department of Public Works and Transport
DRC	District Resettlement Committee
EA	Executing Agency
EIB	European Investment Bank
EM	Entitlement Matrix
EMP	Environmental Management Plan
GAP	Gender Action Plan
GRM	Grievance Redress Mechanism
IA	Implementing Agency
IOL	Inventory of Loss
IP	Indigenous People
IR	Involuntary Resettlement
LAK	Lao Kip
Lao PDR	Lao People's Democratic Republic
LWU	Lao Women's Union
MOF	Ministry of Finance
MONRE	Ministry of Natural Resources and Environment
MPWT	Ministry of Public Works and Transport
NMT	Non-Motorized Transport
PAM	Project Administration Manual
PCU	Project Coordination Unit
PIC	Project Implementation Consultant
PIB	Project Information Booklet
ROW	Right-of-Way
SESAH	Social Economic Survey of Affected Households
SPS	Safeguard Policy Statement
VCA	Vientiane Capital Administration
VSUTP	Vientiane Sustainable Urban Transport Project

DEFINITIONS OF TERMS

Affected person	Affected persons are those who are physically displaced (resettled or relocated due to loss of residential land or shelter) and/or economically displaced (losing land, assets, income sources, or means of livelihoods) as a result of (i) involuntary acquisition of land, or (ii) involuntary restrictions on land use or on access to legally designated parks and protected areas. Affected Persons include any juridical person (an individual, a household, a firm or a private or public institution) who on account of the execution of the Project faces adverse impact to i) land, structures or other assets, in full or in part, permanently or temporarily; or (ii) business, occupation or livelihood.
Affected household	Means persons living together and operating as a single economic unit who are collectively or individually affected by the project or any of its components.
Compensation	Payment made in cash or in kind to APs at replacement cost for assets, resources and/or sources of livelihood and income acquired or adversely affected by the project.
Cut-off date	The cut-off date establishes eligibility to project entitlements including compensation and allowances, which usually coincides with a census survey of affected persons and detailed measurement survey carried out during project preparation. Anyone who occupies or encroaches into the defined boundaries of the Project area after the cut-off date will not be compensated for affected assets and incomes.
Detailed Measurement Survey (DMS)	With the aid of the approved detailed engineering design, this activity involves the finalization and/or validation of the results of the inventory of losses (IOL), severity of impacts, and list of APs earlier done during RP preparation. The final cost of resettlement can be determined following completion of the DMS.
Entitlements	Refers to a range of measures comprising compensation, income restoration support, transfer assistance, income substitution, relocation support, etc. which are due to the APs, depending on the type and severity of their losses, to restore their economic and social base.
Land Acquisition	Refers to the process whereby an AP is required by government to relinquish its land for Project use in return for compensation (in cash or in kind). Also termed involuntary resettlement because expropriation by power of eminent domain will be the consequence of a failure to accept the price or compensation offered ¹ .
Livelihoods	Livelihoods are the activities, means of production, and assets by which people sustain themselves and their household. Livelihoods in Lao PDR usually comprise multiple modes of production for subsistence and commerce that provide food, materials and cash income to meet household requirements. Livelihoods should be understood from a systems perspective, with consideration for the interrelationships among different components.

¹ Involuntary Resettlement Safeguards A Planning and Implementation Good Practice Sourcebook, ADB, 2012.

Livelihood restoration	The process to restore income earning capacity, production levels and living standards in a longer term. Rehabilitation measures are provided in the entitlement matrix.
Setback area	Land within the road right of way, from the edge of the pedestrian sidewalk to the boundary of adjoining private land plots. Although state land, it is sometimes utilized by roadside properties for vehicle parking and other private purposes.
Severely affected households	Affected households who are (i) physically displaced, or (ii) lose 10% or more of land, productive assets or income (including livelihood, employment, business, and access to community resources).
Vulnerable Households	Vulnerable households are those living below the national poverty line and others who risk being disproportionately affected by the project due to their specific social, economic and individual circumstances. These may include: (ii) Female-headed households; (iii) Child-headed households; (iv) Households having elderly, infirm or disabled persons without adequate support and care; (v) Households without land or land title; and (vi) Households belonging to ethnic minorities not fluent in Lao language.

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I. INTRODUCTION

A. Scope & Purpose

1. This Compensation Completion Report (CCR) is prepared for the civil works package 1A (CW1B) of the Vientiane Sustainable Urban Transport Project (VSUTP) in the Lao People's Democratic Republic (PDR). The purpose of this CCR is to report on the implementation of compensatory measures specified in the Resettlement Plan dated April 2023.

B. Project Description

2. The aim of the Project is to support development of a sustainable urban transport system in Vientiane Capital. The project will have a positive impact on Vientiane Capital with benefits for businesses, residents, tourists and other visitors. The BRT system and associated transport system improvements will vastly improve accessibility and connectivity within the city through a modern, comfortable and reliable bus service complemented by e-pedicabs and pedestrian friendly shopping districts. The Project will also reduce traffic congestion, road accidents and air pollution, and thereby enhance the city's economic development and overall quality of life.

3. The Project has five inter-related components designed to meet these objectives:

- **Component 1: Sustainable Urban Transport Management Section (UTMS).** A new section will be established within the VCA DPWT to manage and operate an integrated urban transport network, including new buses, equipment, facilities and systems.
- **Component 2: Bus Rapid Transit System.** A new bus rapid transit (BRT) system will be established along a 12.9 kilometer route from Fa Ngum Park in the city center to the National University of Laos (NUOL) on the northern edge of the city. The Project will procure 55 new e-buses, construct 27 bus stations, establish dedicated BRT lanes and introduce electronic ticketing.
- **Component 3: Traffic Management System.** To reduce travel time and minimize congestion for both BRT buses and general traffic, improved traffic signals will be installed at 41 intersections including signals to give priority to BRT buses. New one-way systems will be introduced on several roads to improve traffic flow.
- **Component 4: Parking Management System.** A new on-street paid parking scheme for the Vientiane central area will be established with electronic payment methods that will contribute to the operating costs of the BRT system.
- **Component 5: Non-motorized transport.** The project will improve access to BRT stations and connectivity in the city center by creating pedestrian-friendly sidewalks with well-marked pedestrian crossings, street furniture, cycling facilities and modern e-pedicabs.

4. The Ministry of Public Works and Transport (MPWT) is the executing agency (EA) for the project while the Vientiane Capital Department of Public Works and Transport (DPWT) serves as the implementing agency. Sources of funding include the Government of Lao PDR, Asian Development Bank, European Investment Bank, European Union, Global Environment Fund, and OPEC Fund for International Development.

C. Civil Works Package 1B

5. Civil Works Package 1B (CW1B) involves establishing the northern part of the BRT Corridor (see Component 2 above). An exclusive BRT bus lane and 19 bus stations will be installed over a distance of 9.3Km from Patuxay Park to the National University of Laos at Dondok. The BRT bus lane will be created in the middle of the road where the current median strip is located, with general traffic lanes on either side. To provide space for the BRT bus lane, the existing pedestrian sidewalk will be realigned in places. All civil works are within the existing road right of way.

Figure 2 - Map of Northern BRT Corridor (CW1B)

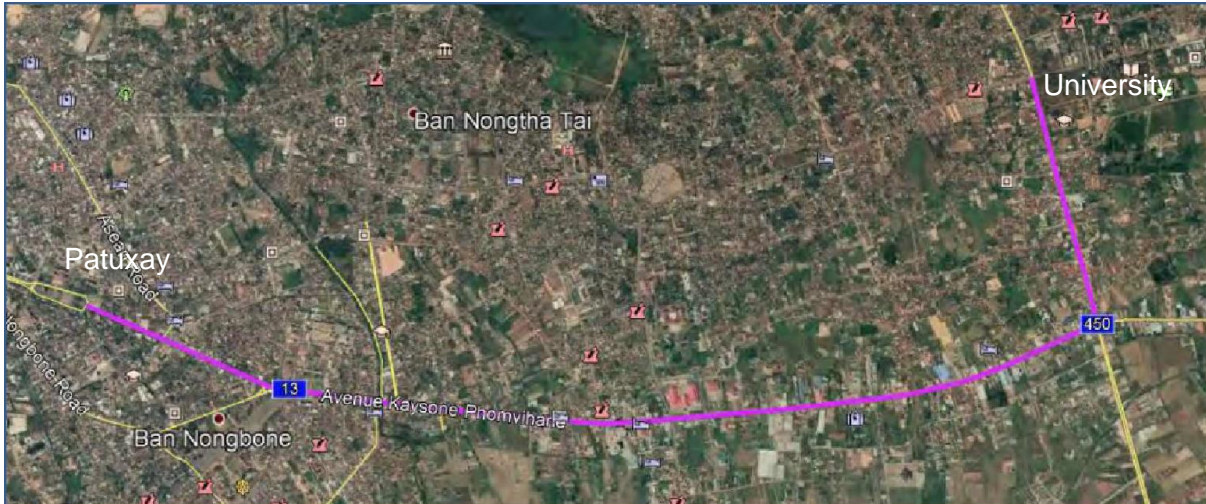


Figure 3 - Typical Cross Section of Northern BRT Corridor (CW1B)

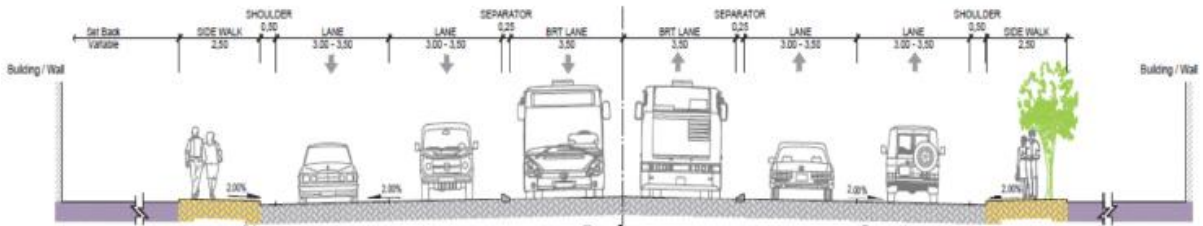


Figure 4 - Illustration of bus station and dedicated bus land on Northern BRT Corridor (CW1B)



II. ANTICIPATED IMPACTS AND PLANNED COMPENSATION

6. The Resettlement Plan for CW1B (dated April 2023) identified involuntary resettlement impacts as follows:

- (i) Temporary construction disturbance affecting 16 street vendors due to realignment of pedestrian walkways.
- (ii) Removal of shop signs, advertising billboards and other privately owned moveable assets located on the pedestrian pavement and set-back area.
- (iii) Removal of state-owned trees, traffic signs, lamp posts and other street furniture.
- (iv) Service disruption while relocating water mains, electricity poles, and telecom cables.

7. Compensatory measures specified in the Resettlement Plan were as follows:

- Relocation and transition allowance for each street vendor required to temporarily relocate for the duration of construction

8. The cost of planned compensatory allowances was estimated in the Resettlement Plan at LAK 43,200,000, with an additional 10% contingency as detailed below.

Table 1. Budget for Planned Compensation and Allowances

Category	Unit	Quantity	Unit Cost (LAK)	Total (LAK)
<i>Street Vendors:</i>				
Relocation Allowance	AH	16	1,000,000	16,000,000
Transition Allowance	AH	16	2,100,000	27,200,000
Subtotal				43,200,000
Contingency @10%				4,320,000
TOTAL				47,520,000

III. COMPENSATION AND ALLOWANCES PAID

9. In total LAK 40,500,000 has been paid as compensatory allowances as shown below in Table 2. Payments were made during March 2024 to the bank accounts of each business owner. Bank payment slips are presented in Appendix Volume 2.

Table 2. Actual Compensation and Allowances Paid

Category	Unit	Quantity	Unit Cost (LAK)	Total (LAK)
<i>Street Vendors:</i>				
Relocation Allowance	AH	15	1,000,000	15,000,000
Transition Allowance	AH	15	1,700,000	25,500,000
TOTAL				40,500,000

10. Actual payments were LAK 2,700,000 (6%) less than planned, as shown in Table 3 below.

Table 3. Variation between Planned and Actual Payments

Category	Plan		Actual		Variation	
	AH	Allowance (LAK)	AH	Allowance (LAK)	AH	Allowance (LAK)
Relocation Allowance	16	16,000,000	15	15,000,000	-1	-1,000,000
Transition Allowance	16	27,200,000	15	25,500,000	-1	-1,700,000
TOTAL	16	43,200,000	15	40,500,000	-1	-2,700,000

11. The variation between planned and actual compensation payments is due to one street vendor (ID#: CW1B-06) ceasing business prior to the payment of compensation, which is confirmed by the village administration (see Appendix 1-C).

12. A breakdown of payments is provided in Appendix 1-A, and variations between plan and actual payments is shown in Appendix 1-B.

IV. ADDITIONAL DUE DILIGENCE CONDUCTED

13. A separate due diligence report has been prepared and submitted to ADB for underground ducting of utilities along the route of the northern BRT corridor. The due diligence confirmed that the proposed ducting works will not result in land acquisition, impacts to private property or disruption to business activity as the alignment of ducting is within the road carriageway. Measures to mitigate temporary construction disturbance are already in place as part of the CW1B resettlement plan, as well as the Environmental Management Plan. The main mitigation measures are to ensure uninterrupted access to properties while road works are ongoing through appropriate traffic management and installation of temporary walkways to reach roadside properties. Further details are elaborated in the due diligence report for underground ducting of utilities dated March 2024, as well as the CW1B Resettlement Plan and Environmental Management Plan.

V. DISCLOSURE, CONSULTATION AND PARTICIPATION

14. Prior to signing compensation agreements with each vendor, consultations were held street vendors and the village administration to discuss the scope of planned civil works, to agree temporary vending sites during construction, to explain project entitlements including provision of cash allowances. The public information booklet (PIB) was disseminated to participants, and additional copies were provided for each village office.

15. Information on accessing the Grievance Redress Mechanism (GRM) was disseminated to affected communities during the above-mentioned consultations. Grievance forms have been distributed to each village administration office within the scope of CW1B.

VI. APPENDIX VOLUME 1

A. MASTER LIST OF COMPENSATION PAID

B. VARIATIONS BETWEEN PLANNED AND ACTUAL PAYMENTS

C. CONFIRMATION VENDOR CW1B-06 HAS CEASED OPERATIONS

A. Master List of Compensation Paid

ID	Owner's Name	Type of Vending	Amount (LAK)
CW1B-01	Ms Phaivanhsin Siewsavath	Sandwiches, salapao, soya milk, drinks	2,700,000
CW1B-02	Ms Somsamai Vongsombath	Sandwiches, salapao, soya milk, drinks	2,700,000
CW1B-03	Ms Kungnang Keomany	Sandwiches, salapao, soya milk, drinks	2,700,000
CW1B-04	Ms Vilayphone Sayyachack	Sandwiches, salapao, soya milk, drinks	2,700,000
CW1B-05	Ms Orlady Homsombath	Sandwiches, salapao, soya milk, drinks	2,700,000
CW1B-07	Ms Khounmy Simmavong	Grilled chicken and payapay salad	2,700,000
CW1B-08	Ms Viengdala Soumountha	Vietnamese rice pancakes ("Ban Gwan")	2,700,000
CW1B-09	Ms Thongdee Nouaing	Votive offerings ("Mak Beng")	2,700,000
CW1B-10	Ms Khemphone Sengchanh	Votive offerings ("Mak Beng")	2,700,000
CW1B-11	Ms Oulayvanh Borlavong	Grilled chicken and payapay salad	2,700,000
CW1B-12	Ms Amphavanh Douangmany	Grilled chicken and payapay salad	2,700,000
CW1B-13	Ms Manychanh Keohanam	Grilled chicken and payapay salad	2,700,000
CW1B-14	Mr Sifong	Grilled chicken and payapay salad	2,700,000
CW1B-15	Ms Chinda Khantavongsith	Grilled chicken and payapay salad	2,700,000
CW1B-16	Ms Khamwai Xaynalath	Grilled chicken and payapay salad	2,700,000
		Total paid	40,500,000
		Number of recipients	15

B. Variations between Planned and Actual Payments

ID	Owner's Name	Type of Vending	Allowances Planned and Actual (LAK)			Explanation
			Plan	Actual	Variation	
CW1B-06	Mrs. Sengtiphone	Sandwiches, drinks	2,700,000	0	- 2.700,000	Ceased trading

C. Confirmation Vendor CW1B-06 Has Ceased Operating

ໂຄງການ ຂົນສົ່ງແບບຍືນຍົງ ໃນຕົວເມືອງນະຄອນຫຼວງວຽງຈັນ.

ຕາຕະລາງ ລາຍຊື່ ຈຳນວນ 01 ອ້າງ ລິ້ງ, ຖະໜົນໄກສອນພົມວິຫານ ເຂດ ບ. ໜອງໜ່ວງ ເມືອງໄຊເສດຖາ (ໜ້າໂຮງຮຽນບ້ານເດັກກໍາຫ້າ SOS) ຊ່ວງສັນຍາ CW1B.

ທີ່ໄດ້ ຂຶ້ນບັນຊີສັບຮອງເປັນຜູ້ຖືກຕີນກະທົບມີສິດໄດ້ຮັບຄ່າຊົດເຊີຍ ຄ່າລົບກວນທາງທຸລະກິດ.

ບ້ານ: ໜອງໜ່ວງ

ລຳດັບ/ No	ລະຫັດ	ບ້ານ/ ສະຖານທີ່ຂາຍ	ຊື່ເຈົ້າຂອງຮ້ານທຸລະກິດ	ຊື່ຮ້ານທຸລະກິດ	ເບີ ໂທ ຕິດຕໍ່:
01	CW1B- NN -06	ບ້ານໜອງໜ່ວງ/ຖະໜົນໄກສອນພົມວິຫານ	ນາງ ແສງຕິພອນ	ລໍ່ຂາຍເຂົ້າຈີ່, ນໍ້າຕົ້ມ, ເຕົ້າຮູ້, ສະລະເປົ້າ(ໜ້າທ້າຍພິດຕະພັນທ່ານໄກສອນ ພົມວິຫານ)	02055203152

ໝາຍເຫດ: ຮ້ານ ດັ່ງກ່າວແມ່ນ ບໍ່ໄດ້ມາຂາຍໃນຊ່ວງເຮັດການຊົດເຊີຍຂອງໂຄງການ, ທາງອຳນາດການປົກຄອງບ້ານຈະຕິດຕາມປະສານຫາຜູ້ກ່ຽວພັນແຈ້ງໃຫ້ ຄະນະກຳມະການໄກ່ເກ່ຍຂັ້ນເມືອງ ແລະ ໂຄງການດຳເນີນການຊົດເຊີຍຕາມລະບຽບການ.

ທີ່ ບ້ານ....., ວັນທີ **28 FEB 2024**

ເຊັນແລະຈຳການາຍບ້ານ



ວິລະກອນ ວົງພັກດີ
Vilakone VONGPHAKDY

Vientiane Sustainable Urban Transportation Project

One Street Vendor at Kaysone Phomvihane Road, NongNieng Village, Saysetha district (in front of SOS School) at CW1B,

Which is registered as an affected street vendor with entitlement to have compensation for business disturbance.

NongNieng village:

No	HH -ID	Village/ Location for sell	Name of business owner	Name of business	Telephone No.
01	CW1B-NN-06	<u>NongNieng</u> village/ Kaysone Phomvihane Road	Ms. <u>Sengtiphone</u>	Selling Bread, drinking Water, soy milk, <u>Salapao</u> (opposite of Kaysone Phomvihane Museum)	02055203152

Remark: The above street vendor was not present during the compensation period. The village administration will continue to follow-up to try to contact the owner and if so will inform the district mediation committee of the project to process compensation per regulations.

At village....., Dated.....

Head of the Village signature and Seal

VII. APPENDIX VOLUME 2

Note: Appendix Volume 2 is submitted separately due to file size and inclusion of confidential personal information such as bank account details.

- A. Compensation Agreements**

- B. Approval of Compensation Payments**

- C. Records of Payments by Bank Transfer**