

Social Due Diligence Report

Project Number: 46378-002
April 2021

Pakistan: Central Asia Regional Economic Cooperation Regional Improving Border Services Project

Prepared by the Federal Board of Revenue, Government of Pakistan for the Asian Development Bank.

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**Federal Board of Revenue
Government of Pakistan**



**PAK: Central Asia Regional Economic Cooperation - Regional
Improving Border Services Project-Chaman Border (CAREC-RIBS)**

**Revised Social Due Diligence Report,
(NHA and Pakistan Railway Land)
Chaman BCP**

March 2021

**Prepared by the Project Management Unit- Federal Board of Revenue
(PMU FBR)**

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1. Introduction / Project Description

1. The Government of Pakistan is currently implementing the Central Asia Regional Economic Cooperation (CAREC) – Regional Improving Border Services (RIBS) Project with financial assistance of Asian Development Bank (ADB). The project aims to modernize Pakistan's border point infrastructure providing quality border-crossing services including reduced cross-border processing time for passengers and cargo at three border crossing points (BCPs) of Torkham, Chaman and Wagha; improvements of the infrastructure, facilities, and equipment at all three BCPs; establishment of Pakistan Land Port Authority (PLPA) and improved knowledge and skills of BCP operating agencies.

2. Federal Board of Revenue (FBR) as an Executing Agency (EA) is implementing a multi-faceted Border Services Improvement Project (BSIP) at three BCPs of Torkham, Chaman and Wagha. Construction of Chaman BCP requires total 166.7 acres land including approx. 40 acres of Pakistan Railway (PR) and National Highway Authority (NHA) and remaining land belongs to Pakistan Army.

Location of PR & NHA land: According to the master plan, land measuring 32.41 acres of Pakistan Railway falling in BCP was reserved for future expansion whereas NHA land approximately 5.01 acres is the ROW of National Highway (N25) passing through the BCP up to the Pak-Afghan border. This PR and NHA land were already identified and documented in approved LARP which is social and resettlement impact free. Coordinates for PR land is 30°56'54.2"N 66°26'13.2"E and NHA land (N25 road) is 30°56'37.1"N 66°26'18.7"E. Map, google image and pictures showing location of PR and NHA land within the Chaman BCP can be seen at Annex A, B & C respectively.

3. **Status of PR and NHA land:** FBR has convened number of meetings with PR and NHA officials regarding issue of No Objection/transfer of requires land to FBR for the smooth implementation of the project. After discussions with PR officials, slight adjustments have been made in the master plan without any impact on the functionality of BCP operations. Pakistan Railway officials have agreed with the revised master plan and the modalities of transfer of land are being formalized. NHA has also agreed in principle to hand over their land to FBR and a formal No objection from their side is expected soon.

4. **Purpose of Due Diligence Report (DDR):** The purpose of this DDR is to verify that the required PR and NHA land measuring approx. 40 acres is free from any social and resettlement impact.

2. DDR Methodology

5. Following methodology has been adopted for the preparation of this DDR.

- a) Desk review of project documents (LARP, Addendum to LARP, ADB SPS 2009, design documents of Master Designer (Al-Imam Enterprise), Communication with PR and NHA, land ownership record, Google Maps)
- b) Field visits (field observations, site photographs)

3. Findings of Social DDR

6. Of the total 166.7 acres land needed for Chaman BCP, 32.41 acres of land is owned by PR and approx. 5.01 acre (N25 road) is owned by NHA. This required land (approx. 40 acres) of PR and NHA is free from any recorded third-party land ownership. Subsequent to

field visit of PMU-FBR staff during December 2020, findings regarding social and resettlement impacts are described as below.

Impact on Land: PR owned 32.41 acres of land and NHA owned approx. 5.01 acre of land (N25 road) falling within Chaman BCP are without any private owner/ leaseholder, tenant encroacher or squatters. Revenue Record (*fard*) showing land ownership records of PR (*Khatoni number 89*) and NHA (*Khatoni number 113*) required for Chaman BCP can be seen at Annex D. Only Khatoni numbers 89 of PR land is required for Chaman BCP which is without any Buzgar right of local people. Khatoni numbers 96, 105 and 112 are not required for Chaman BCP

7. **Impact on Crops/trees:** Required PR land is uncultivable, waste, and barren land. It has been lying vacant without any private use, vegetation, or cultivation. NHA land is being used as road for traffic movement. Therefore, there is no impact on crops/trees due to use of this land for the BCP.

8. **Impacts on Indigenous People:** Acquisition of required land does not affect any Indigenous Peoples (IP) as there is no impact on local community. (IR and IP impacts checklist and categorization form can be seen at Annex E).

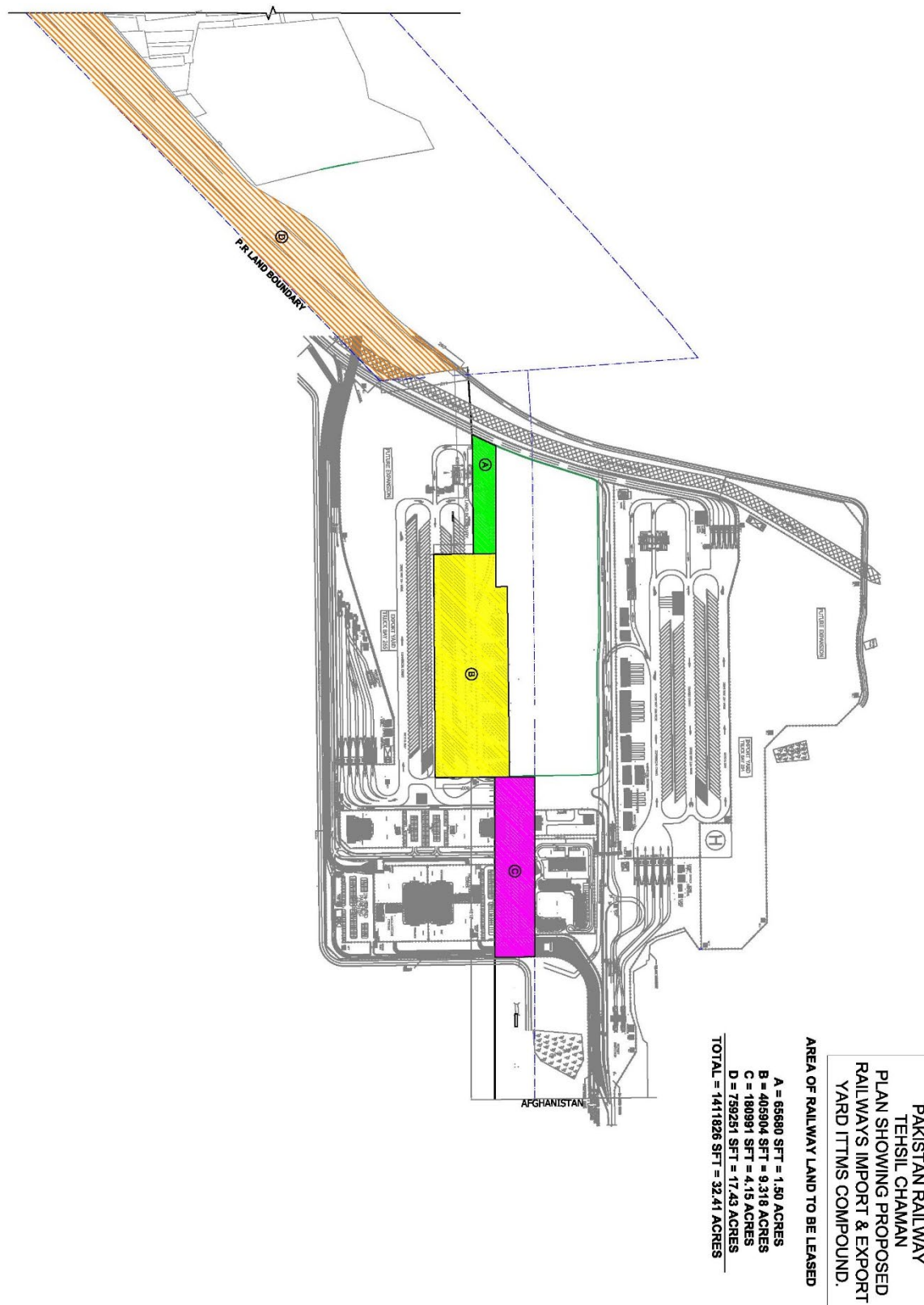
9. **Impact on access to public and private amenities:** Due to the acquisition of NHA and PR land, access to public and private amenities such as schools, health centers and markets, and roads and accessways connecting nearby villages and amenities will not be restricted. NHA road will be reconstructed as per BCP master plan. During the construction of BCP facilities, proper diversions for traffic will be constructed and maintained as per Traffic Management Plan (TMP) for smooth traffic movement and to avoid any kind of restriction to access any public or private amenities for local community. After consultation with the elders of neighboring local village (Killi Akbar), existing mud (*Kacha*) road ($30^{\circ}56'45.93''N$ $66^{\circ}26'6.29''E$) leading to Killi Akbar is being reconstructed as a metaled road to facilitate the access to Killi Akbar (neighboring village) and community assets (school, mosque dispensary, Graveyard). Minutes of consultative meeting, pictures of meeting and access road can be seen at Annex F & G).

10. **Grievance Redress Mechanism (GRM):** During the construction phase, already established and operational GRM will be utilized to handle complaint (if any) filed by APs or local community. A community complaint register has already been placed in office of 18 Punjab, Chaman and Monitoring and Evaluation (M&E) officer of PMU-FBR is keeping record of APs complaints. A Community Liaison Officer (CLO) is also deputed by NLC to address the complaints by locals during construction of BCP.

4. Conclusion

11. PMU-FBR requires total 166.7 acres land including approx. 40 acres of Pakistan Railway (PR) and National Highway Authority (NHA). Based on the findings of the Due Diligence Report, it is concluded that requisite approx. 40 acres land of PR and NHA is free from any kind of social and resettlement impact.

Annex A: Map Showing Pakistan Railway Land



Annex B: Google Images Showing PR and NHA (N 25) Land



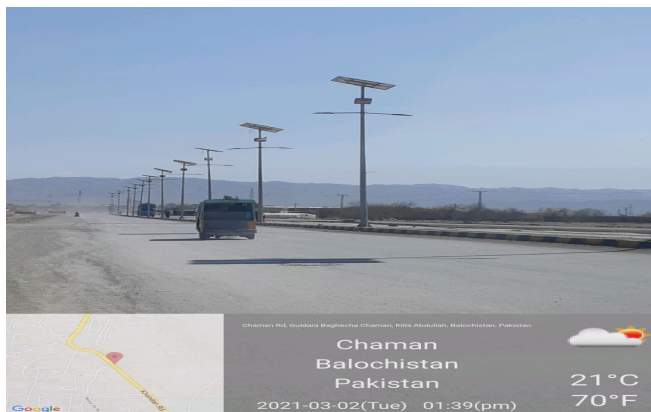
Annex C: Pictures of NHA road (N25) & PR land along with Geo Coordinates



<https://www.google.com/maps/search/?api=1&query=30.948375701904297,66.43700408935547>



<https://www.google.com/maps/search/?api=1&query=30.947002410888672,66.43763732910156>



<https://www.google.com/maps/search/?api=1&query=30.94363021850586,66.43853759765625>

Annex D: Additional Deputy Commissioner (Revenue), Qila Abdullah, Chaman Letter and Fard (Revenue Record) of NHA and Pakistan Railway Land

OFFICE OF THE DEPUTY COMMISSIONER KILLA ABDULLAH AT CHAMAN

NO 1274-77/2PWD/DC-KA

Dated 13-10-2020

To

The Project Director, ITTMS, FBR, Government of Pakistan
Revenue Division Federal Board of Revenue (Customs Wing)
Collectorate Avenue G-5 Islamabad (Province Punjab).

Subject :- DEMARCATON OF LAND AT CHAMAN RELATED TO GOVERNMENT
DEPARTMENT/LOCALS AT PROPOSED SITE FOR CONSTRUCTION OF BORDER
CROSSING POINT (BCP) UNDER INTEGRATION TRANSIT TRADE MANAGEMENT
SYSTEM (ITTMS).

Reference your office C:NO.1(13)R&A/2013-
ADB/ITTMS/LARP/PT/ChAMAN/935 dated 15-09-2020 on the subject noted above.

The detail report on the subject matter received from Tehsildar Chaman vide his
vernacular letter No.281 dated 05-10-2020 along with its enclosed is enclosed herewith for
further necessary action. (in-origined)

ADDL :DEPUTY COMMISSIONER (REVENUE)
KILLA ABDULLAH AT CHAMAN

Copy to the :-

1. Deputy Commissioner Killa Abdullah at Chaman.
2. Collector (Appraisalment), Modal Customs Collectorate (MCC), Quetta.
3. Project Director (Balochistan), National Logistic Cell Quetta.

ADDL :DEPUTY COMMISSIONER (REVENUE)
KILLA ABDULLAH AT CHAMAN

نقل فرد حقیقت از									
محل									
موضع									
سرکار									
تحصیل									
ضلع لوئر پونچھ سال ۱۹۶۳-۶۴									
نمبر کھلوٹ	نمبر کھتونی	نام مالک معدا احوال	نام بزرگ معدا احوال	پیمانہ حقیقت	نمبر خسرہ	رقبہ	قسم زمین	مالیہ	کیفیت
۲	۸۹	حکومت صوبہ پاکستان	خود کاشت معصومہ		۱۱۱ سالم	۰-۱۶	میرمن خیر		
			پاکستان و میرمن		۱۲۲ سالم	۳-۲۳	خاکہ		
			ریلوے		۱۲ سالم	۱۹-۱۶	میرمن نالی		
					۱۳ سالم	۳۲-۳	میرمن رانی		
					۱۳۹ من	۷۴-۳۱	میرمن ریلوے		
					۵	۱۳۵-۹			
	۹۶		راز خمد ولد غلام حوال		۱۱۳	۲-۳۵	خاکہ		
			قوس احمدانی عیشہ زانی						
			سرترا لہری						
			ضیفور ولد کوئل خوسر احمدانی		۱۰۵ سالم	۹-۹	خاکہ		
			عیشہ زانی ساندھ سرترا لہری		۱۰۷ سالم	۴-۱۵	خاکہ		
			" " "		۱۱۲ سالم	۹-۰	خاکہ		
			" " "		۳	۲۲-۲۴			
	۱۱۲		یارک ولد داد خوسر		۱۱۳	۳-۵	خاکہ		
			احمدانی عیشہ زانی ساندھ						
			سرترا لہری						
		کل منجملہ رقبہ			۱۵۸-۳۳				


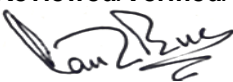
TEHSIL CHAMAN

نقل

۱۵-۱۰-۲۰۲۰

Annex E: IR and IP Impacts Categorization and Checklist

Involuntary Resettlement (IR) Impacts Categorization and Checklist

A. Project Data Country/Project No/Project Title		Pakistan/46378-002/ Central Asia Regional Economic Cooperation - Regional Improving Border Services Project-Chaman Border (CAREC-RIBS) (3344-PAK)	
B. Involuntary Resettlement Category [<input checked="" type="checkbox"/>] New [<input type="checkbox"/>] Recategorization — Previous Category []			
<input type="checkbox"/> Category A	<input type="checkbox"/> Category B	<input checked="" type="checkbox"/> Category C	<input type="checkbox"/> Category FI
C. Comments			
Social Safeguard Specialist: Land required is state land (PR & NHA). No social and resettlement impact is identified. PR land is barren with no private use by any locals, encroachers or squatters. NHA land is used as a road for traffic movement. It does not have any other private use by any locals or encroachers. GRM is already working and available to handle any unseen locals concerns during construction. The land is being categorized as C for IR due to no LAR impacts or any related issues on the government land.		DTL PMSC: The project does not involve any social and resettlement impact as verified from field. In case of any complaint, GRM is available to take care and any impact identified during implementation stage will be document.	
E. Approval			
Prepared by:  Social Safeguard Specialist, CSC Date: 11/03/2021		Reviewed/Verified/Cleared by:  DTL, PMSC, PMU-FBR Date: 11/03/2021	

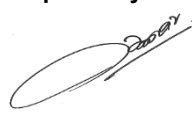

Involuntary Resettlement Impact Categorization Checklist

Probable Involuntary Resettlement Effects	Yes	No	Not Known	Remarks
Involuntary Acquisition of Land				
1. Will there be land acquisition?		✓		No land is being acquired. Only the government land under PR and NHA which is free of any LAR impacts and private use will be transferred to PMU for the project.
2. Is the site for land acquisition known?	✓			
3. Is the ownership status and current usage of land to be acquired known?	✓			PR land is barren land with no private use by any locals or encroachers or squatters. NHA land is being used as a road for traffic movement.
4. Will easement be utilized within an existing Right of Way (ROW)?	✓			
5. Will there be loss of shelter and residential land due to land acquisition?		✓		
6. Will there be loss of agricultural and other productive assets due to land acquisition?		✓		

**Central Asia Regional Economic Cooperation-Regional Improving Border Services (CAREC-RIDBS),
Social Due Diligence Report of NHA & Pakistan Railway Land, Chaman BCP, March 2021**

Probable Involuntary Resettlement Effects	Yes	No	Not Known	Remarks
7. Will there be losses of crops, trees, and fixed assets due to land acquisition?		√		
8. Will there be loss of businesses or enterprises due to land acquisition?		√		
9. Will there be loss of income sources and means of livelihoods due to land acquisition?		√		
Involuntary restrictions on land use or on access to legally designated parks and protected areas				
10. Will people lose access to natural resources, communal facilities and services?		√		
11. If land use is changed, will it have an adverse impact on social and economic activities?		√		
12. Will access to land and resources owned communally or by the state be restricted?		√		
Information on Displaced Persons:				
Any estimate of the likely number of persons that will be displaced by the Project? [√] No [] Yes If yes, approximately how many? _____				
Are any of them poor, female-heads of households, or vulnerable to poverty risks? [√] No [] Yes				
Are any displaced persons from indigenous or ethnic minority groups? [√] No [] Yes				

Indigenous Peoples (IP) Impact Categorization and Check List

A. Project Data Country/Project No/Project Title		Pakistan/46378-002/ Central Asia Regional Economic Cooperation - Regional Improving Border Services Project- Chaman Border (CAREC-RIBS) (3344-PAK)	
B. Indigenous Peoples Category 1. <input checked="" type="checkbox"/> New <input type="checkbox"/> Recategorization — Previous Category <input type="checkbox"/>			
<input type="checkbox"/> Category A	<input type="checkbox"/> Category B	<input checked="" type="checkbox"/> Category C	<input type="checkbox"/> Category FI
C. Project requires the broad community support of affected Indigenous Peoples communities.		<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
D. Comments by CSC/PMSC			
Social Safeguard Specialist: It is confirmed that no IPs have been found present in the project area as local people do not recognize themselves as Indigenous People. Therefore, IPDP is not required for this project		DTL PMSC: It is confirmed that no IPs have been found present in the project area as local people do not recognize themselves as Indigenous People. Therefore, IPDP is not required for this project	
E. Approval			
Prepared by:  Social Safeguard Specialist, CSC Date: 11/03/2021		Reviewed/Verified/Cleared by:  DTL, PMSC, PMU-FBR Date: 11/03/2021	

Indigenous Peoples Impact Screening Checklist

KEY CONCERNS	YES	NO	NOT KNOWN	REMARKS
A. Indigenous Peoples Identification				
1. Are there socio-cultural groups present in or use the project area who may be considered as "tribes" (hill tribes, schedules tribes, tribal peoples), "minorities" (ethnic or national minorities), or "indigenous communities" in the project area?		√		The project area does not have the presence of any such groups which could be considered as tribes, minorities and indigenous groups.
2. Are there national or local laws or policies as well as anthropological researches/studies that consider these groups present in or using the project area as belonging to "ethnic minorities", scheduled tribes, tribal peoples, national minorities, or cultural communities?		√		Not applicable
3. Do such groups self-identify as being part of a distinct social and cultural group?		√		Not applicable
4. Do such groups maintain collective attachments to distinct habitats or ancestral territories and/or to the natural resources in these habitats and territories?		√		Not applicable
5. Do such groups maintain cultural, economic, social, and political institutions distinct from the dominant society and culture?		√		Not applicable
6. Do such groups speak a distinct language or dialect?		√		Not applicable
7. Has such groups been historically, socially and economically marginalized, disempowered, excluded, and/or discriminated against?		√		Not applicable
8. Are such groups represented as "Indigenous Peoples" or as "ethnic minorities" or "scheduled tribes" or "tribal populations" in any formal decision-making bodies at the national or local levels?		√		Not applicable
B. Identification of Potential Impacts				
9. Will the project directly or indirectly benefit or target Indigenous Peoples?		√		Not applicable

**Central Asia Regional Economic Cooperation-Regional Improving Border Services (CAREC-RIDBS),
Social Due Diligence Report of NHA & Pakistan Railway Land, Chaman BCP, March 2021**

KEY CONCERNS	YES	NO	NOT KNOWN	REMARKS
10. Will the project directly or indirectly affect Indigenous Peoples' traditional socio-cultural and belief practices? (e.g. child-rearing, health, education, arts, and governance)		√		Not applicable
11. Will the project affect the livelihood systems of Indigenous Peoples? (e.g., food production system, natural resource management, crafts and trade, employment status)		√		Not applicable
12. Will the project be in an area (land or territory) occupied, owned, or used by Indigenous Peoples, and/or claimed as ancestral domain?		√		Not applicable
C. Identification of Special Requirements <i>Will the project activities include:</i>				
13. Commercial development of the cultural resources and knowledge of Indigenous Peoples?		√		Not applicable
14. Physical displacement from traditional or customary lands?		√		Not applicable
15. Commercial development of natural resources (such as minerals, hydrocarbons, forests, water, hunting or fishing grounds) within customary lands under use that would impact the livelihoods or the cultural, ceremonial, spiritual uses that define the identity and community of Indigenous Peoples?		√		Not applicable
16. Establishing legal recognition of rights to lands and territories that are traditionally owned or customarily used, occupied or claimed by indigenous peoples?		√		Not applicable
17. Acquisition of lands that are traditionally owned or customarily used, occupied or claimed by indigenous peoples?		√		Not applicable

D. Anticipated project impacts on Indigenous Peoples

Project component/activity/ output	Anticipated positive effect	Anticipated negative effect
1. Not applicable		
2. Not applicable		

Annex F: MOM with elders of local community of Killi Akbar

Minutes of Meeting with elders of local community of Killi Akbar (neighboring village of Chaman-BCP)

Objective of Meeting:

- a) Status of the implementation of project and its advantages for the local communities
- b) Reconstruction of mud (Kacha) road leading to Killi Akbar as alternate access road

Participants of Meeting:


- I. Lt. Col. Khurram Shahzad, Co, 18 Punjab
- II. Mr. Abdul Jabbar, M&E Officer, PMU FBR
- III. Mufti M. Qasim, Local Mashar/resident,
- IV. Haji Salah ud Din, Local Mashar,
- V. Haji Mahmood Khan, Local Mashar/resident,
- VI. Mr. Imran, Local resident,
- VII. Mr. Noor Zaman, Local resident.

Proceedings:

A consultative meeting was held on 03 October 2020 at 18 Punjab, Chaman office with the elders of local community of Killi Akbar- a neighboring village of Chaman BCP in the presence of Jirga members. Elders of local community were apprised of the status of the implementation of project and its advantages for the local communities. It was discussed with the elders of community that an existing mud (kacha) road leading to the Killi Akbar village will be reconstructed as a metaled road. With this new metaled access road in place of mud road, access to the village Killi Akbar (neighboring village) and community assets (school, mosque dispensary and Grave yard) will be improved without any interruption due to project implementation. It was also explained to them that none of the individual or community assets will be impacted without payment of compensation at replacement cost prior to relocation of affected assets.

Elders of community showed their willingness towards implementation of the project and appreciated the project's efforts to facilitate the local community. They also expressed their satisfaction for the construction of new metaled access road in place of mud road leading to the village Killi Akbar.

Meeting was ended with vote of thanks.


Abdul Jabbar,
M&E Officer, PMU FBR

Annex G: Photos of Meeting and access road to Killi Akbar



Photo of elders of Killi Akbar during consultative meeting



Reconstruction of old mud access road to Killi Akbar



Old mud access road to Killi Akbar



Google image of mud access road to Killi Akbar