

Social Audit Report

Project Number: 46930
April 2017

Dynagreen Environmental Protection Group
Company Limited
Dynagreen Waste-to-Energy Project
Bengbu Waste-to-Energy Plant
(People's Republic of China)

Prepared by Dynagreen Environmental Protection Group Co., Ltd.

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Dynagreen Waste-to-Energy Project

Social Audit Report for Bengbu Waste-to-Energy Plant

April 2017

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Abbreviations

AAOV	Average Annual Output Value
ADB	Asian Development Bank
AHs	Affected Households
APs	Affected Persons
CCEL	Commission of City Environment and Landscape
DMS	Detailed Measurement Survey
EIA	Environment Impact Analysis
FGD	Focus Group Discussion
FSR	Feasibility Study Report
HD	House Demolition
BEMB	Bengbu Environmental Management Bureau
LA	Land Acquisition
LAR	Land Acquisition and Resettlement
LRB	Land Resource Bureau
M&E	Monitoring and Evaluation
MSW	Municipal Solid Waste
WTE	Waste to Energy
PRC	People's Republic of China

1 Introduction

1. **Project Description.** The project will address the need to treat municipal solid waste (MSW) in small and medium-sized cities and supply electricity to the local grid. The ADB loan is being channeled through Dynagreen to fund a series of WTE subprojects with total capacity of up to 6,300 tons of MSW per day and to generate approximately 610 gig watt-hours of electricity annually by 2018. ADB's assistance to Dynagreen falls under the category of 'Corporate Finance' in Safeguards Requirements 4 (Special Requirements for Different Finance Modalities, section H) of the 2009 ADB Safeguards Policy Statement (SPS).¹ Dynagreen has adopted an environmental and social management system (ESMS) following ADB's SPS. Each subproject incinerates waste, recovers waste heat for power generation, purifies waste gas, and disposes of ash. This social audit report covers the Bengbu WTE Subproject.

2. **Objectives and Scope of the Report.** Land acquisition and resettlement activities of Bengbu WTE subproject has been implemented and completed by the local government. As required by the SPS and Dynagreen's ESMS, a Social Safeguards Compliance Audit was undertaken by E&S manager for Dynagreen's past and present performance with regard to managing social dimensions of Bengbu WTE subproject, particularly on land acquisition and involuntary resettlement, indigenous peoples/ethnic minority issues, labor and working conditions, stakeholder engagement, among other related issues.

3. The purpose of the Social Safeguards Compliance Audit is to determine the nature and extent of all social areas of concern at the Bengbu WTE facility and with corporate practices. The audit was performed in accordance with the SPS and Dynagreen's ESMS, as well as applicable local environmental, social, and occupational health and safety regulatory requirements in the PRC and other ADB social policy requirements related to labor and social protection and gender and development.

4. **Methodology.** In the course of conducting the social safeguards audit for the subproject, the following was undertaken: (i) a desk review of the Dynagreen's existing environmental and social management system; (ii) a review of relevant national laws, regulations and guidelines related to social impact assessment, land acquisition, ethnic minorities and consultation and participation, which are presented in Table 1; (iii) interviews with the Dynagreen's Management staff, representatives of Bengbu Environmental Management Bureau (BEMB), the Land Resource Bureau (LRB); and (iv) site inspection of the subproject. The documentary review and interviews were carried out during the course of the site visit with an aim to assess the labor and working conditions, land acquisition and involuntary resettlement, indigenous peoples, and gender and development aspect of the subproject. The desk review also included a review of project documents and literature including pre-approval of land using, permission notes for location, certificate of compensation, and consultation documents.

Table 1-Relevant National Laws, Regulations and Guidelines

Type	Laws, Regulations and Guidelines
Involuntary Resettlement	<ul style="list-style-type: none">● Land Administration Law of the People's Republic of China (effective from January 1, 1999, amended on August 28, 2004);● Law of the People's Republic of China on Administration of the urban

¹ The Safeguards Policy Statement is available from <http://www.adb.org/Documents/Policies/Safeguards/default.asp>

Type	Laws, Regulations and Guidelines
	<p>Real Estate (1994); and</p> <ul style="list-style-type: none"> ● The document 28: State Council's Decision to Deepen Reform and Strictly Enforce Land Administration Issued by State Council in October 2004. ● Regulations on the Protection of Basic Cultivated land (No.257 Decree of the State Council of The People's Republic of China on December 27, 1998); ● The Land Administration Law of People's Republic of China (effective as of January 1, 1999, latest version on August 28, 2004); ● The Implementation Rules for The Land Administration Law of People's Republic of China (Decree No.256 of the State Council, effective from January 1, 1999); ● Decision of the State Council on Deepening the Reform and Rigidly Enforcing Land Administration (SC [2004] No.28, effective from October 21, 2004); ● Guidelines on Improving the System of Land Compensation and Resettlement (the Ministry of Land and Resources [2004] no. 238); ● Real Property Rights Law of the People's Republic of China (No. 62 order of the President of People's Republic of China, and effective as of October 1, 2007); ● The Administrative Measures for the Pre-view of Land Use for Construction Projects of the local government (No.42 Order of The Ministry of Land and Resources, effective as of January 1, 2009); ● Regulations on the Expropriation of Houses on State-owned Land and Compensation (Decree No.590 of the State Council, effective from January 21, 2011); and ● Regulations on Appraisal of the Houses on State-owned Land (No.77 of the Ministry of Housing and Urban-rural Development effective as of June 3, 2011).
Indigenous Peoples	<ul style="list-style-type: none"> ● Ethnic Minority Autonomous Religion Law of PRC(effective from October 1, 1984, amended on February 28, 2001) ● Notice of State Council on the Establishment of Ethnic Minority Villages (1983); ● Regulation on the Work of Administrative Urban Ethnic Minority (effective from September 15, 1993)
Other social issues	<ul style="list-style-type: none"> ● Labor Law of the People's Republic of China (effective from January 1, 1995) ● Law of the People's Republic of China on the Protection of Rights and Interests of Women (effective from October 1,1992)

2 Involuntary Resettlement

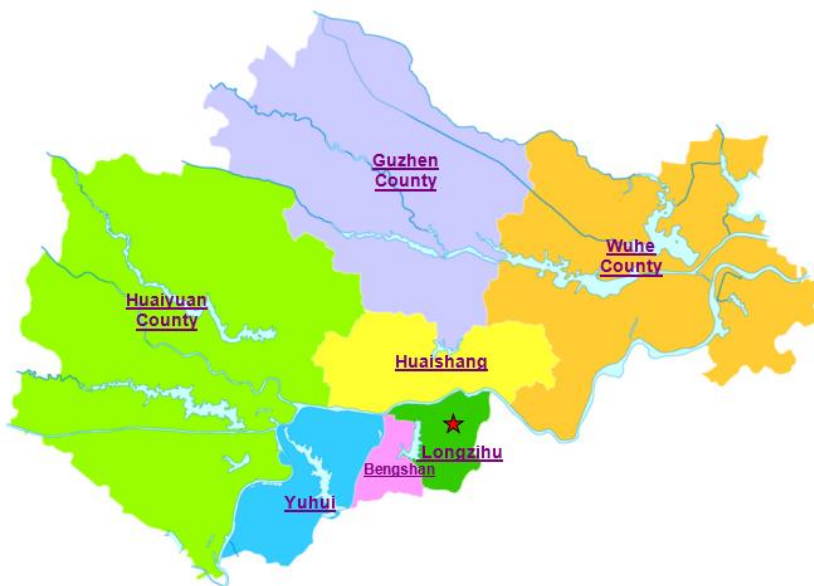
2.1 Subproject Description.

5. On August 4, 2015, Bengbu City Government and Dynagreen signed the Build-Operate-Transfer (BOT) agreement to construct the Bengbu Waste-to-Energy (WTE) plant. According to the BOT agreement, all land acquisition and resettlement activities will be implemented by the local government. The proposed Bengbu WTE Plant has a daily treatment capacity of 1000 tons of urban waste, and an annual generating capacity of 116.55 million kWh. The total investment of the Project is RMB 503.97 million.

Figure 1- Project Location (Anhui Province)-English translation



Figure 2- Project Location (Bengbu City)



6. **Location.** Bengbu City lies in the north-eastern of Anhui Province, covering an area of 5,952 km². The area of Bengbu consists of 4 sub-districts (Bengshan, Shuhui, Huaishang and Longzihu) and 3 townships (Huaiyuan, Guzhen and Wuhe) and the population is 3.76 million as of 31 March 2016. The sub-district Longzihu within which the project located is under the administration of the Bengbu City.

7. Bengbu City locates at the intersection of Jinghu railway, Huainan railway and Sanyang railway, and at the same time it is the intersection of Jinghu high speed rail, Jingfu high speed rail, Hawu high speed rail and Hahu high speed rail. Bengbu City is an important national transportation junction.

8. Bengbu is now famous for its food industry in Anhui province. Food-related industries take up 44% of the city's industrial production. The city's other industries include engineering works, textiles, glass making, chemicals, and electronics. The light textile holds an important position in the industrial structure. In 2014, the GDP of Bengbu City achieved CNY 110.8 billion with a high growth rate of 11.1% from 2013. In 2015, the GDP of Bengbu City achieved CNY 128 billion, which has been higher than the whole province growth for 18 quarters in a row. Farmers' average net income in the county amounted to RMB 11,625 and the disposable income of urban residents was RMB 26,368. The growth of first industry, the second industry and the third industry² are 4.2%, 11.5% and 12% respectively. Wage income, operating net income from operating activities like fishery breeding and farming, net income of property from investing in profit activities and transfer net income from government transfer like price support

² According to The Three industry division requirements by the National Bureau of Statistics of the People's Republic of China, the first industry refers to agriculture, forestry, animal husbandry, fishery (excluding agriculture, forestry, animal husbandry, fishing services). The second industry refers to the mining industry (excluding mining auxiliary activities), manufacturing (excluding metal products, machinery and equipment repair industry), electricity, heat, gas and water production and supply industry, construction industry. The third industry, namely, the service industry, refers to the industry other than the primary industry and the secondary industry. The Three industry division requirements are available from http://www.stats.gov.cn/tjsj/tjbz/201301/t20130114_8675.html.

on price of meat are the four main incomes for the local residents. According to statistics, during the first three-quarters of 2016, the increase rate of the net income of property of the urban and rural residents is the largest, while operating net income is of 2940.46 yuan per capita, with year-on-year growth of 15.32%.

9. The project is located at the intersection of Lilou Town Lilou village, Old Mountain village and Jia'an village in Bengbu City Longzi Lake District. The nearest residential area to the west side of the project is 1.3 km away from the Huanggang Village and Lilou village; the north side of the project is 2.1-2.4 km away from the nearest residential area: Dingjia Temple, Chaoyang Village and Sanligang; the project is 900 meters southeast from Jia'an Village and 1.05 km northeast from the Old Mountain village. All these resident areas are separated by low mountains. Surrounded by the project area are suburban natural villages, the villagers are the Han nationality. Because local villages are close to the city, local villagers mainly work in the urban areas doing business and they also work on the farm. The living standards of the local villagers are relatively rich. According to the Longzi Lake District Bureau of Statistics data, the disposable income of rural residents in Longzihu District is 11,300 yuan per capita in 2015, the China's 2015 poverty line standard for rural households per capita is net income of 2,800 yuan. Li Loucun, Old Mountain Village, Jia an Village, Huang'gang Village, this four residential areas have household residents a total of 7507 people, poor people 209 people, the poor accounted for 2.8%.

2.2 Land Acquisition Impacts

10. Site Selection Report of Project was issued by Bengbu City Planning Bureau on 29th December 2015, which is presented as Figure 3. The approved land area for the Bengbu WTE subproject is 70,817 m².

Figure 3- Site Selection Report

皖 N9 1026846

中华人民共和国

建设项目选址意见书

选字第 340602201500045 号

根据《中华人民共和国城乡规划法》第三十六条和国家有关规定，经审核，本建设项目符合城乡规划要求，颁发此书。

核发机关 蚌埠市城乡规划局

日期 二〇一五年十二月二十九日

基 本 情 况	建设项目名称	生活垃圾焚烧发电项目
	建设单位名称	蚌埠市城市管理行政执法局
	建设项目依据	城乡规划
	建设项目拟选位置	中环线以东现状垃圾填埋场区内
况	拟用地面积	70817 平方米 (约 106 亩)
	拟建设规模	
<p>附图及附件名称</p> <p style="text-align: center;">选址范围图</p> <p style="text-align: center;">请依据相关法规，尽快办理环评核准等相关手续后，再到我局办理建设用地规划许可证。</p>		

遵守事项

一、建设项目基本情况一栏依据建设单位提供的有关材料填写。
 二、本书是城乡规划主管部门依法审核建设项目选址的法定凭据。
 三、未经核发机关审核同意，本书的各项内容不得随意变更。
 四、本书所需附图与附件由核发机关依法确定，与本书具有同等法律效力。

Translation:

People's Republic of China

Site Selection Report

Selected from 34030220150045

According to article 36 of the law of the People's Republic of China on urban and rural planning act and the relevant provisions of the state, after verification, the construction project is in line with urban and rural planning requirements, issued this book.

Issuing authority

Bengbu urban and rural planning bureau

December 29, 2015

Basic situation

Construction Project Name: Domestic Waste Incineration Power Generation Project

Construction unit name: Bengbu City Administration Administrative Law Enforcement Bureau

Construction Project Basis: Urban and Rural Planning

Construction Project Location: East of the Central Road, inside the current domestic landfill

Area to be used: 70,817 square meters (about 106 mu³)

11. A total of 70,817m² (7.1 ha is approximately 106mu) was acquired by the WTE subproject in 2016, as presented in Figure 5 and 6. The project uses the local government highway (the public road) as the access road, as presented in Figure 7. The project land was originally a collective construction land belonging to the Longzihu sub district Government acquired by Bengbu City Investment Holdings Limited in 2004-2005 to be used for landfill purposes. The 7.1 hectares is a reserve land with no land users (the B section area) by the Bengbu City domestic waste landfill plant. The acquired land is a state-owned land, and it is under the management of local Environment Department, which is subordinated to the Bengbu City Urban Administrative and Law Enforcement Bureau.

12. The land acquisition compensation procedures of whole land (section A and B) had been completed in 2005} when the land was acquired by the Bengbu City Investment Holdings Co., Ltd. Thus, when the government allocated the land (section B, the reserved land) to the project company, it had no land-acquisition-related problems on the local villagers, and there is no remaining unpaid compensation or legacy issues. There are also no workers working in that area.

13. The areas around the Bengbu WTE Project are of mixed use. In the west side of the project site, the residential area (Huang'gang Village), is outside the 500-meter buffer zone, and is separated by the Middle Ring Road on Bengbu City Road, which is 500 meters away from the project site; the north side of the project site, residential area Jingjia Village, Chaoyang Village and Sanli Gang which is about 2.1-2.4 kilometers away from the WTE Plant, is separated by an area of 400 mu of the constructing Taibo Fiber Plant, the Middle Ring Road of Bengbu Donghai Road and industrial development land; the south east side, the residential area Jia'an Village which is 900 meters away from the WTE Plant, is separated from the domestic landfill A section area and green isolation zone; on the north east side, the residential areas Old Mountain Village

³ mu, a unit of area commonly used in China (=0.0667 hectares)

which is 1.05 kilometers away from the WTE Plant, is separated from trees covered forest slopes. The Project land is 3 km from Bengbu high-speed rail station, 3 km from Bengbu Medical College, and 4.6 km from the Anhui University of Finance, 4.5 km from Bengbu College. Thus, there are no environmental sensitive objects/entities such as residential area, schools or hospitals inside the 500-meter buffer zone, and there are no endangered animals and plants, national & provincial & city level Key cultural relics protection units as well.

Table 2-Impacts of the Project

No	Component	Area Land acquired	Former Owner	Date Acquired	Location	Use of Land before acquisition	# of Affected Households / # of Affected People	Remarks
1	WTE plant	70,817.71 square meters	Bengbu City Investment Holdings Limited	13/10/2016	East of the Central Road, Longzi Lake District, Lilou Town, Bengbu City.	Reserve land for the municipal solid waste landfill	N/A	N/A
2	Access road	Public road	Bengbu Government	Public road (Built in 2005)	The east of the Central Road, Longzi Lake District, Lilou Town	Public road	N/A	The public road is used as the access road

Figure 4-The Land Acquired for the Plant- before the WTE construction



The picture above shows the shallow pond that were dug to provide soil for original landfill plant contribution. The shallow pond was within the landfill site and was far from the nearby residents and thus has no influence on the residents. This shallow pond is been filled in the process of land leveling by Bengbu Dynagreen.

Figure 5- The Land Acquired for the Plant- Under the construction



Figure 6- Access Road



14. The Bengbu City Land Resource Bureau issued the pre-approval of land use right on November 27, 2015, as presented in Figure 7. According to this document, 70,818 m² construction land is acquired by Bengbu Dynagreen company from Bengbu City Urban Administrative and Law Enforcement Bureau and there is no farmland affected. The Allocation of Land for the Program Approval Form and The Immovable Property Certificate was approved by the Land and Resources Bureau and the municipal government in May of 2016. The Immovable Property Certificate is shown in Figure 8.

15. Bengbu City Investment Holding Co., Ltd. acquired 38.824 hectares (nearly 600 mu) land in 2004-2005 on behalf of the Government, and then transferred it to Bengbu City Administrative Law Enforcement Bureau to build a domestic waste landfill. According to the waste incineration power generation project BOT agreement, the government provided unused

106 mu from the requisitioned 600 mu of land, to Bengbu Dynagreen in 2016, and have conducted land transfer legitimacy approval procedures, procured a real estate license. There are no building structures on the transferred land, so there is no compensate any structure. The allocation and transfer of land approval procedures are completed and in line with China's land management laws and regulations. As the local government had already completed the land acquisition and compensation procedures in 2005 from the Longzihu subdistrict Government, the project land was not directly acquired by the Bengbu Dynagreen Renewable Energy Company Limited, and no land acquisition procedures were needed with the villagers.

Figure 7- Approval of Land Using

蚌埠市国土资源局

蚌国土资函〔2015〕279号

关于生活垃圾焚烧发电项目建设用地预审意见

市行政执法局：

你局《关于生活垃圾焚烧发电项目用地预审的函》（蚌行执法函〔2015〕123号）收悉。根据《建设项目用地预审管理办法》（国土资源部令第42号）和《关于加强土地利用规划管理有关问题的通知》（皖国土资〔2010〕330号）的相关规定，我局对项目用地进行了审查，现将意见反馈如下：

一、该项目建设主要是缓解城市生活垃圾处理的压力，有效控制二次污染，提高城市垃圾无害化处理水平，对改善生态环境具有重要意义。项目已经市发改委（蚌发改能源函〔2014〕269号）批复同意，符合用地政策。

二、项目选址位于龙子湖区垃圾处理场内，东至垃圾场围墙、南污泥处理厂、西至垃圾处理场内施工便道、北至垃圾场围墙，土地利用现状为建设用地，符合《龙子湖区土地利用总体规划（2006-2020年）》。拟用地总规模在7.0818公顷，均为建设用地。

三、项目必须严格按照建设用地控制标准和拟订的工程建设规模和用途使用。在初步设计阶段，应优化设计方案，体现节约集约用地，用地总规模控制在7.0818公顷以内。

四、按照法律、法规和皖政〔2012〕67号文件的规定，你局应认真做好征地补偿安置的前期工作，确保补偿安置资金足额到位，切实维护被征地农民的合法权益。

综合上述意见，原则同意生活垃圾焚烧发电项目通过建设用地预审（有效期至2017年11月25日）。



Translation:

Bengbu City Land Resources Bureau

Bengbu City Land Resources Bureau Letter[250] No. 279

Opinions on Pre - trial of Construction Land for Municipal Solid Waste Incineration Power Generation Project

City Administrative Enforcement Agency:

"Letter on Pre - trial of Waste to Energy Project " (Bengbu Administrative law enforcement letter (2015) 123) from your office received. In accordance with the relevant provisions of the Measures for pre - examination of land for construction projects (Ministry of Land and Resources Order No. 42) and the Circular on Strengthening the Administration of Land Use Planning (Wan Land and Resources (2010) No. 330)), our bureau have reviewed the project site, the feedback is as follows:

First, the purpose of project construction is mainly to ease the pressure of municipal solid waste treatment, effectively control the secondary pollution, improve the level of harmless treatment of municipal waste, which is of great significance to improve the ecological environment. Project has been the approved consent, and in line with land policy, by the Municipal Development and Reform Commission (Letter of Energy department of Bengbu Development and Reform Commission 269).

Second, the project site is located in the Longzi Lake District landfill plant, east to the garbage site south to the sludge treatment plant, west to the garbage disposal site construction sidewalk, north to the garbage site wall, land is now used for the WTE Project construction, consent to "Longzi Lake area land use master plan (2006-2020)", the total size of the proposed land in 7.0818 hectares, which are construction land.

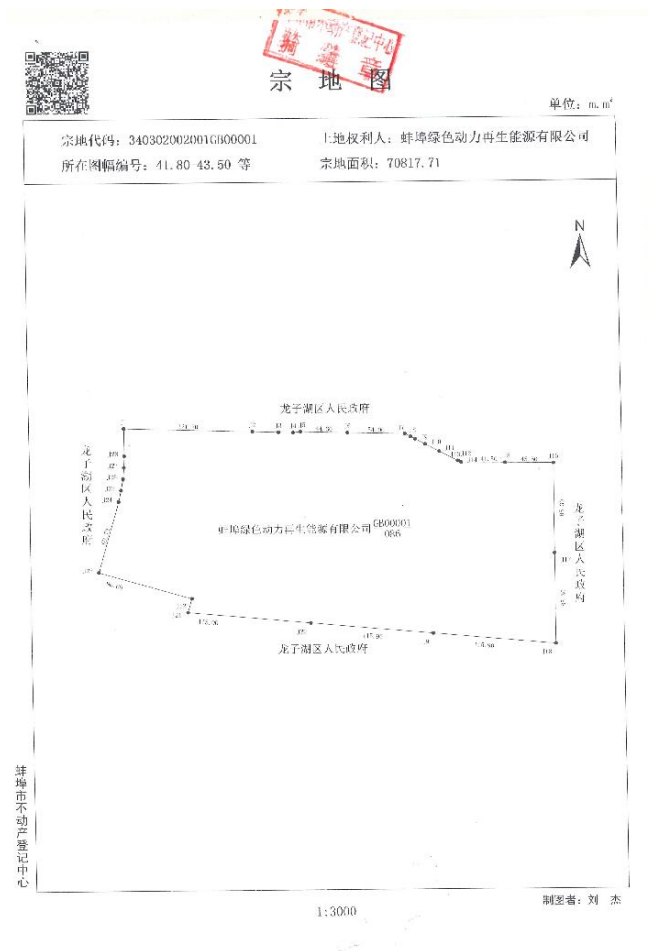
Third, the project must be in strict accordance with the construction land control standards and the scale and purpose of the proposed project construction. In the preliminary design stage, design should be optimize reflecting the optimal utilization of the land use, the total land size should be control in 7.0818 hectares.

Fourth, in accordance with the provisions of laws, regulations and documents of Wan Government (2012) 67 , you should seriously do a good preparatory work of land requisition compensation and resettlement, ensure that compensation and resettlement funds is in place, And earnestly safeguard the legitimate rights and interests of landless farmers. Consolidate the above opinion, the principle agreed to Waste to Energy project is agreed to pass the construction land pre - trial (valid until November 25, 2017).

November 27, 2015

Figure 8- The Immovable Property Certificate





Translation:

Immovable property certificate

According to the laws and regulations of the People's Republic of China Property Law and other laws and regulations, in order to protect the legitimate rights and interests of real estate rights holders, the real estate rights listed in this certificate registered by the real estate right person, after examination and verification, grant the registration.

October 13, 2016

Produced and Administrated under the Land and Resources Bureau of the People's Republic of China

Oblige: Bengbu Dynagreen renewable energy Limited

Location: East of the Central Road, inside the current domestic landfill

Real estate unit number: 340302 002001 0800001

Right type: the right to use state - owned construction land

Right nature: allocation

Use: public facilities land

Area: 70,817 square meters

2.3 Institutional Arrangement

16. Land acquisition was implemented by the government agencies, including Bengbu City Land Resource Bureau and Bengbu City Investment Holdings Co., Ltd. representing the Bengbu Environmental Management Bureau (BEMB) and the Bengbu Administrative Law Enforcement Bureau (BALEB). (BEMB belongs to and under the control of ALEB)

- Bengbu City Land Resource Bureau was responsible for handling, checking and approving land acquisition, and managing and supervising the implementation activities.

- In 2005, the Bengbu City Investment Company completed the 600 mu land requisition on behalf of the Government, and completed the land compensation and other land acquisition procedures in that year, and later in 2005 the land was transferred to Bengbu City Administration Administrative Law Enforcement Bureau for landfill use. The 106 mu land used for the Bengbu WTE project is only part of the 600 mu landfill land, and it was allocated to the Bengbu Dynagreen free of charge in 2016 by the Bengbu City Administration Administrative Law Enforcement Bureau under the BOT agreement. Thus, the land compensation costs have been borne by the Government in 2005 when the land acquisition was undertaken; Bengbu Company does not have to pay any land procurement costs. (In this sense, there is no impact survey or agreements on the land procurement compensation between Bengbu Dynagreen and the government nor between Bengbu Dynagreen and the villagers)

- The project land was originally the reserve land with no land users of the domestic waste landfill, and the land of the domestic waste landfill was acquired by Bengbu Investment Holdings Limited in 2004 - 2005 for the use of Bengbu City Urban Administrative and Law Enforcement Bureau to construct the domestic waste landfill as stated before. Bengbu Investment Holdings procured the whole domestic waste landfill land (597.63 mu) from the peasant collective in 2004-2005, so, after the acquisition, the land was transformed from peasant collective land into the state-owned land. Later in 2015, the Administrative Law Enforcement Bureau (the Bengbu Government) decided to use the reserve land (106 mu) to build a waste incineration power plant and issued a bidding document for this domestic waste incineration project. Bengbu Dynagreen gained the project from the Bengbu Government in the bid and tender and signed a Build-Operate-Transfer (BOT) agreement with the Bengbu Government in August 2015. In the BOT agreement, the Government committed to provide the land for Bengbu Dynagreen to conduct the WTE project, and then the administrative law enforcement bureau allocated the reserve land (106 mu) of the domestic waste landfill to Bengbu Dynagreen. This means the land of the Bengbu Dynagreen WTE project is not directly purchased from the village group, rather it was allocated by the administrative law enforcement bureau (the Bengbu Government) from the reserve land occupied by the state-owned landfill. The key beneficiaries during the land purchase are the Administrative Enforcement Bureau, the Land Resources Bureau, and the "Land Acquisition Approval Form" shows that both parties have confirmed this allocation, which is shown in Figure 10.

- No issues were raised regarding the land acquisition because the project land had already completed the land acquisition compensation procedures in 2005 by the local government. The project land is not a direct land acquisition by Bengbu Dynagreen Renewable Energy Company Limited to any village collectives. When the Land is allocated to the project company to use by the local government, the original villagers no

longer have a direct relationship of interest with Bengbu Dynagreen Renewable Energy Company Limited. The procedures for the allocation and land use transfer were conducted by the government from Bengbu City Investment Holdings Limited to Bengbu Dynagreen Renewable Energy Co., Ltd.

There are no legacy issues or court cases related to the 7.1 hectares of land acquired for the Bengbu Dynagreen WTE project. All compensation has been paid by the local government to the villagers in 2005. (The land acquisition happened ten years ago, and Bengbu Dynagreen didn't take part of it, so it is hard to get the detailed information about the land acquisition and the specific date the land compensation was given to which villager.)

●

Figure 9- The Allocation Of Land For The Program Approval Form

划拨供地方案审批表			
申请划拨土地使用权人		蚌埠市城市管理局	
原土地使用者	新增国有建设用地		
土地来源	新增国有建设用地	项目名称	生活垃圾焚烧发电项目
土地座落	中环路以东现状垃圾填埋场区内	土地面积	70817.71 平方米
宗地四至	东至	D-3 路	南至
	西至	便民道路	北至
申请用途	公共设施用地	供地时间	市政府批准之日
供地方案	1. 规划批文: 蚌埠市生活垃圾焚烧发电项目规划设计要点通知书【蚌龙(2016)01号】。		
	用地性质: 公共设施用地;		
	规划容积率: 不小于 1.0;		
	建筑物属性: 环卫设施及配套用房;		
	2. 地质建筑物状况:		
	3. 划拨供地依据:《划拨用地目录》、蚌埠市发展和改革委员会文件【蚌经发改能源(2014)269号】		
4. 公示时间: 2016.04.15-2016.4.25			
5. 承诺开工时间: 2015.7.10			
6. 承诺竣工时间: 2017.8.17			
现场勘察意见	该宗地为新增国有建设用地,位于中环路以东现状垃圾填埋场区内。供地面积 70817.71 平方米,供地面积在征地范围内(皖政地[2005]83号),征迁工作已完成。 现场勘察人: 邵生伟 2016年4月25日		
行政审批科意见	该宗地经规划用于生活垃圾焚烧发电项目,项目经蚌埠市发展和改革委员会文件【蚌经发改能源(2014)269号】予以立项,市规划局已颁发建设用地规划许可证,用地性质为公共设施用地。拟划拨方式办理供地手续,呈上审批。 负责人: 董强 2016年4月25日		
市国土资源局意见	拟同意上报 分管负责人: 1/2/3/4/5/6/7/8/9/10/11/12/13/14/15/16/17/18/19/20/21/22/23/24/25/26/27/28/29/30/31/32/33/34/35/36/37/38/39/40/41/42/43/44/45/46/47/48/49/50/51/52/53/54/55/56/57/58/59/60/61/62/63/64/65/66/67/68/69/70/71/72/73/74/75/76/77/78/79/80/81/82/83/84/85/86/87/88/89/90/91/92/93/94/95/96/97/98/99/100/101/102/103/104/105/106/107/108/109/110/111/112/113/114/115/116/117/118/119/120/121/122/123/124/125/126/127/128/129/130/131/132/133/134/135/136/137/138/139/140/141/142/143/144/145/146/147/148/149/150/151/152/153/154/155/156/157/158/159/160/161/162/163/164/165/166/167/168/169/170/171/172/173/174/175/176/177/178/179/180/181/182/183/184/185/186/187/188/189/190/191/192/193/194/195/196/197/198/199/200/201/202/203/204/205/206/207/208/209/210/211/212/213/214/215/216/217/218/219/220/221/222/223/224/225/226/227/228/229/230/231/232/233/234/235/236/237/238/239/240/241/242/243/244/245/246/247/248/249/250/251/252/253/254/255/256/257/258/259/260/261/262/263/264/265/266/267/268/269/270/271/272/273/274/275/276/277/278/279/280/281/282/283/284/285/286/287/288/289/290/291/292/293/294/295/296/297/298/299/300/301/302/303/304/305/306/307/308/309/310/311/312/313/314/315/316/317/318/319/320/321/322/323/324/325/326/327/328/329/330/331/332/333/334/335/336/337/338/339/340/341/342/343/344/345/346/347/348/349/350/351/352/353/354/355/356/357/358/359/360/361/362/363/364/365/366/367/368/369/370/371/372/373/374/375/376/377/378/379/380/381/382/383/384/385/386/387/388/389/390/391/392/393/394/395/396/397/398/399/400/401/402/403/404/405/406/407/408/409/410/411/412/413/414/415/416/417/418/419/420/421/422/423/424/425/426/427/428/429/430/431/432/433/434/435/436/437/438/439/440/441/442/443/444/445/446/447/448/449/450/451/452/453/454/455/456/457/458/459/460/461/462/463/464/465/466/467/468/469/470/471/472/473/474/475/476/477/478/479/480/481/482/483/484/485/486/487/488/489/490/491/492/493/494/495/496/497/498/499/500/501/502/503/504/505/506/507/508/509/510/511/512/513/514/515/516/517/518/519/520/521/522/523/524/525/526/527/528/529/530/531/532/533/534/535/536/537/538/539/540/541/542/543/544/545/546/547/548/549/550/551/552/553/554/555/556/557/558/559/560/561/562/563/564/565/566/567/568/569/570/571/572/573/574/575/576/577/578/579/580/581/582/583/584/585/586/587/588/589/590/591/592/593/594/595/596/597/598/599/600/601/602/603/604/605/606/607/608/609/610/611/612/613/614/615/616/617/618/619/620/621/622/623/624/625/626/627/628/629/630/631/632/633/634/635/636/637/638/639/640/641/642/643/644/645/646/647/648/649/650/651/652/653/654/655/656/657/658/659/660/661/662/663/664/665/666/667/668/669/670/671/672/673/674/675/676/677/678/679/680/681/682/683/684/685/686/687/688/689/690/691/692/693/694/695/696/697/698/699/700/701/702/703/704/705/706/707/708/709/710/711/712/713/714/715/716/717/718/719/720/721/722/723/724/725/726/727/728/729/730/731/732/733/734/735/736/737/738/739/740/741/742/743/744/745/746/747/748/749/750/751/752/753/754/755/756/757/758/759/760/761/762/763/764/765/766/767/768/769/770/771/772/773/774/775/776/777/778/779/780/781/782/783/784/785/786/787/788/789/790/791/792/793/794/795/796/797/798/799/800/801/802/803/804/805/806/807/808/809/810/811/812/813/814/815/816/817/818/819/820/821/822/823/824/825/826/827/828/829/830/831/832/833/834/835/836/837/838/839/840/841/842/843/844/845/846/847/848/849/850/851/852/853/854/855/856/857/858/859/860/861/862/863/864/865/866/867/868/869/870/871/872/873/874/875/876/877/878/879/880/881/882/883/884/885/886/887/888/889/890/891/892/893/894/895/896/897/898/899/900/901/902/903/904/905/906/907/908/909/910/911/912/913/914/915/916/917/918/919/920/921/922/923/924/925/926/927/928/929/930/931/932/933/934/935/936/937/938/939/940/941/942/943/944/945/946/947/948/949/950/951/952/953/954/955/956/957/958/959/960/961/962/963/964/965/966/967/968/969/970/971/972/973/974/975/976/977/978/979/980/981/982/983/984/985/986/987/988/989/990/991/992/993/994/995/996/997/998/999/1000/1001/1002/1003/1004/1005/1006/1007/1008/1009/1010/1011/1012/1013/1014/1015/1016/1017/1018/1019/1020/1021/1022/1023/1024/1025/1026/1027/1028/1029/1030/1031/1032/1033/1034/1035/1036/1037/1038/1039/1040/1041/1042/1043/1044/1045/1046/1047/1048/1049/1050/1051/1052/1053/1054/1055/1056/1057/1058/1059/1060/1061/1062/1063/1064/1065/1066/1067/1068/1069/1070/1071/1072/1073/1074/1075/1076/1077/1078/1079/1080/1081/1082/1083/1084/1085/1086/1087/1088/1089/1090/1091/1092/1093/1094/1095/1096/1097/1098/1099/1100/1101/1102/1103/1104/1105/1106/1107/1108/1109/1110/1111/1112/1113/1114/1115/1116/1117/1118/1119/1120/1121/1122/1123/1124/1125/1126/1127/1128/1129/1130/1131/1132/1133/1134/1135/1136/1137/1138/1139/1140/1141/1142/1143/1144/1145/1146/1147/1148/1149/1150/1151/1152/1153/1154/1155/1156/1157/1158/1159/1160/1161/1162/1163/1164/1165/1166/1167/1168/1169/1170/1171/1172/1173/1174/1175/1176/1177/1178/1179/1180/1181/1182/1183/1184/1185/1186/1187/1188/1189/1190/1191/1192/1193/1194/1195/1196/1197/1198/1199/1200/1201/1202/1203/1204/1205/1206/1207/1208/1209/1210/1211/1212/1213/1214/1215/1216/1217/1218/1219/1220/1221/12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Land area: 70817.1 square meters

Application: Public facilities land

Time for the land: The date of approval of the municipal government

Plan for the land Acquisition

1. Planning approval document: Bengbu City, municipal solid waste incineration power generation project planning and design points notice [Beng Long (2016) 01].

Land properties: public facilities land;

Planning floor area ratio: not less than 10;

Building properties: sanitation facilities and supporting space;

2. The condition of the ground building;

3. Allocated to the land one: "allocation of land directory", Bengbu City Development and Reform Commission documents [mussels by the development of energy (2014) 269]

4. Publicity time: 2016.04.15-2016.04.25

5. Commitment start time: 2015.7.10

6. Commitment completion time: 2017.08.17

3 Indigenous Peoples

17. Ethnic minority population in Bengbu City is 15,543, which is 2.78% of the total population of 0.54 million. The main ethnic minority group is Hui. They all speak the same language as Han. They do not face any social discrimination and can benefit the same from the project.

4 Other Social Issues

4.1 Employment and Labor

18. The power plant began construction in the end of April 2016 and is expected to put into operation in August 2017. The project company has already finished the Labor Employment Registration and Insurance and Housing Fund account opening procedures in January 2016, the labor recruitment procedure is in strict accordance with the implementation of national labor laws and regulations, the labor contract is signed in accordance with the law, and the Insurance and Housing Fund and salary money is paid timely and full. Dynagreen follows the China Labor Law (1994) strictly with particular attention paid to the well-being of all staff in the People's Republic of China. Dynagreen provides social benefits to staff members that include pension insurance, medical insurance, maternity insurance, unemployment insurance, work injury insurance and a social housing fund and its remuneration to the staff are within the mandated wages. Dynagreen also prefer to cooperate with the contractors who are in compliance with China Labor Law. The local labor sector, Bengbu City Human Resources and Social Security Bureau provide Dynagreen relative guidance through site instruction, meetings and other forms of guide from time to time. For example, when the Labor Supervision Station of the Labor Bureau goes to the project site, Dynagreen will work closely with the government to check if the contractors are compliant. The project company gained the Certificate of Compliance by the local municipalities, labor inspection departments and the Provident Fund Management Centers respectively in January and August in 2016 and February 2017.

19. Dynagreen has guidelines of recruitment procedures and standards requirement and they are clearly documented. Every new staff will be given a job training and orientation via immediate supervisor. Further training would also be given via group discussion and learning activities. The Bengbu project is under construction. And has not employed outsourced staff. During the operations phase, employed Dynagreen staff will be provided salary and benefits

according to the PRC labor laws, including the following endowment insurance, medical insurance, unemployment insurance, industrial injury insurance, and maternity insurance. Some staff may also be outsourced including security and cleaning staff. The legitimate rights and interests of outsourced employees will be ensured and maintained from the following aspects if the form of outsourcing is taken:

A. in strict accordance with the contract law and labour dispatching laws and relevant regulations to determine the employment model of outsourcing staff, the selection of dispatch units, staff recruitment and other activities. Contract with the outsourcing agency/labour dispatch units will include compliance with the national labour laws including contract law and labour dispatching laws and will take measures to comply with the core labour standards;

B. determine the labour dispatch units strictly, review their legal business procedures, such as the annual audit certificate, insured proof, tax certificate and etc.;

C. take the dispatch units and project companies human resource department two-way management control method, strictly implement the national legal working hours standards, protect the social insurance, rest and leave, labor hygiene, security and other aspects of tangible interests of the outsourcing staff.

D. to review labor policy of the labor dispatch unit from time to time., to check whether it is in line with the statutory requirements and make modification and improvement timely.

20. Dynagreen gives local labor a priority. Dynagreen encourages the civil works contractors to hire workers from the local community. At the site, Dynagreen Bengbu company has appointed a safety supervisor, who is working at the site to check if occupational health and safety regulatory requirements are complied with. All mandated benefits and wages being carried out by the contractors as not only monitored by Dynagreen but also the local Labor Supervision Station of the Labor Bureau often goes to the site to check. To date, there is no report of noncompliance. For the contractors, they also prefer to employ local people as this will save the cost, although there is no provision in the contract with the contractors. During the construction of the project, the company employed about 23 people, of which about 12 individuals are local staff (including 5 female workers). The Construction contractor employing autonomously, with about 600 on-site employment workers, of which about 240 are local staff (including 20 female workers). For Bengbu WTE plant, 50 job opportunities will be generated during operation and at least 50% will be hired locally in Bengbu. For local employment, even there is no agreement with the local government, Dynagreen will employ more local labor for saving cost and can quickly adapt to the city.

4.2 Protection of Women's Rights and Interests

21. The Human Resource Department of Dynagreen has appointed staff to be responsible for the women's affairs. Dynagreen upholds gender equality and provides equal employment opportunities for men and women during project design, construction supervision, and plant operation. Dynagreen is sensitive to the special needs and vulnerabilities of women. Priorities are provided to women if the jobs are more appropriate for female staff, such as in the financial and human resource department, technology research and development center. Dynagreen complies strictly with the Law of the People's Republic of China on the Protection of Rights and

Interests of Women (1992). All women staffs have maternity insurance. Women are organized for tour and are given gifts during women's day.

22. Among the total 85 staff in Dynagreen's headquarter, there are 21 female staff, accounting for 25%. Dynagreen encourages the contractors to provide equal employment opportunities to women. Dynagreen prefers to have cooperation with the partners who don't have discrimination on women. Among the 83 jobs which will be generated during Bengbu WTE plant operation period, it's estimated that at least 20% can be provided to female staff, which are mainly laboratory, financial, and administration positions. Also, there will be 10 service job opportunities, such as kitchen service staff and cleaners, will be provided to the local villagers, and mainly for women.

4.3 Community Relationships

23. Bengbu plant management has established good rapport with the community close to the plant. The project from the initial stage of construction to the current stage of construction, always adhere to take the neighborhood as familyhood, commits not to disturb the local production and living order, maintain the local real interests continue unabated, and maintain a good neighborhood relationship with the nearby Old Mountain Village, Jia'an Village, Lilou Village and the nearby landfill and City sanitation subordinate unit. Over the past year, by going out to visit the waste incineration project, take part in the forum between village committee and village representatives, one project one discussion consultations and public welfare, the project company reinforce the understanding of waste incineration power generation industry by the local organizational units, achieving recognition of the industry and good atmosphere of the enterprise. Specific activities / meetings / consultations are as follow:

A. At the beginning of 2016, the project company organized the local villagers, cadres, community residents and government departments, and went to visit the green power Taizhou waste incineration power generation project. Through the field visit like this, meetings and forums, waste incineration power generation treatments were better understood;

B. At the end of March 2016, during the consultation with the landfill unit and the Old Mountain village committee, the construction units discussed the land use of the temporary construction of office and the residence for worker's accommodation during construction, and the participants gave strong support regarding the construction of the office and the residence in the project land, such as the provision of land and idle house from the domestic waste landfill (which belonging to Bengbu City Urban Administrative and Law Enforcement Bureau) to the Bengbu Dynagreen, The land provided by the landfill is for the temporary use of the Bengbu project and the construction of the temporary board room for the participating units. The idle house refers to the seven rooms on the fourth floor of the Landfill office building, which is used as Bengbu Dynagreen workers' temporary dormitory and activity room. And provided help on tree cutting and road drilling and so on, which represent a harmonious neighbourhood relationship between local units and project construction units. Besides, the construction site is the closed landfill area, outside unit staff cannot freely access, and it is away from the living community. Project Construction Contractor, New Eight Construction Group Co., Ltd. has developed "Admission Safety and Civilization Construction System" and publicized.;

C. participate in various community and group activities hold by the township and Longzihu trade unions, such as Lei Feng Day activities, poverty alleviation activities and so on.

24. The local villagers have been employed (around 40) during the plant land leveling, and the benefit-sharing mechanism is a good basis for the harmonious community relationship. During operation, it will hold a regular tour of plant facilities for village representatives and explains the actual operation of generators, anti-odor measures, wastewater treatment, flue gas emission control, and residue disposal and whether they meet environmental standards. Also, the Bengbu plant will do support for the middle school to organize environment protection awareness education.

5 Conclusion

25. The design of the subproject has been optimized to avoid the occupation of farmland and residential house demolition. There is no person affected. All land acquisition was implemented by local government in 2005.

26. Land acquisition, compensation and fund disbursement have been conducted in accordance with the Land Administration Law of the People's Republic of China and the applicable regulations of Bengbu City. The compensation and entitlements provided to the township government are based on negotiation at 2005 by Bengbu City Investment Holdings Limited, complies with PRC's laws and regulation, and there is no outstanding noncompliance issue.

27. An effective organizational system has been established for the Project at all levels. The responsibilities of the agencies concerned are well defined and their staff is well trained, thereby promoting the successful implementation of land acquisition.

28. The Project expects to bring non-discriminatory benefits to all residents as it improves the general environmental health and sanitation in the service areas. The ethnic minority people in the county can benefit the same from the project. So this subproject does not trigger ADB SPS SR 3 on Indigenous Peoples.

29. Dynagreen strictly follows the Labor Law of the People's Republic of China, the Law of the People's Republic of China on the Protection of Rights and Interests of Women, and other applicable laws and regulations. Protecting the rights and interests of labor and women are protected practically. Requirements under ADB's Social Protection Strategy (2001) with respect to core labor standards which are not inconsistent with national labors are being complied and this will be monitored continuously and included in the regular monitoring reports to ADB.

6 Corrective Action Plan

30. There is no outstanding noncompliance issue with respect to the land acquisition and compensation arrangements. There are also no remaining issues related to ethnic minority aspects of Bengbu WTE Plant. No corrective action is required.