

# Social Monitoring Report

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Quarterly Internal Social Monitoring Report (January to March 2022)  
April 2022

## Viet Nam: Northern Mountain Provinces Transport Connectivity Project

Prepared by Project Management Unit 2 (PMU2) under Ministry of Transport (MOT) for Asian Development Bank (ADB).

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## **CURRENCY EQUIVALENS**

Currency unit: Vietnam Dong (VND) and US dollar (US\$)

Exchange rate on 10<sup>th</sup> April 2022: \$1 = VND 23,030

## **ABBREVIATIONS**

ADB	Asian Development Bank
AH(s)	Affected households
AP(s)	Affected person
BIM	Built-in model
CPC	Commune People's Committee
DARD	Department of Agriculture and Rural Development
DCARC	Compensation, Assistance and Resettlement Committee of District
DCLDF	District (City) Central Land Development Fund
DD	Detailed design
DMS	Detailed measurement survey
DOC	Department of Construction
DOLISA	Department of Labor, Invalids and Social Affairs
DONRE	Department of Natural Resource and Environment
DOF	Department of Finance
DOT	Department of Transportation
DPC	District People's Committee
EA	Executive Agency
EMC	External Monitoring Consultant for Resettlement
EMDPs	Ethnic Minority Development Plan
(C)-EMP	Contractor's Environmental Management Plan
FGD	Focus Group Discussion
FS	Feasibility Study
GAP	Gender Action Plan
GOA	Australian Government
GOV	Vietnamese Government
GRM	Grievance Redress Mechanism
HH(s)	Household

ICB	International Competitive Bidding
IEE	Initial Environment Examination
ILRPs	Income and Livelihood Restoration Program
IR	Involuntary Resettlement
MOT	Ministry of Transportation
NCB	National Competitive Bidding
NMPTCP	Northern Mountain Provinces Transport Connectivity Project
NH	National Highway
NTP	Note to proceed
PMC	Project Management Contractor
PMU.2	Project Management Unit 2 – Ministry of Transport
PPC	Provincial People's Committee
PPTA	Project preparation technical assistance
PR	Provincial Road
PID	Project Implementation Division
RP	Resettlement Plan
SAP	Social Action Plan
TCQM	Construction Quality Control and Management Division
TCVN	Vietnamese national standard
TOR	Terms of Reference
TOT	Training for Trainers

## GLOSSARIES

- Displaced person (DP)** - Means any person or persons, household, firm, private or public institution that are fully or partially, permanently or temporarily physically displaced (relocated, lost residential land, or lost shelter) and/or economically displaced (lost land, assets, access to assets, income sources or means of livelihood) due to (i) involuntary acquisition of land, or (ii) involuntary restrictions on land use or on access to legally designated parks and protected areas. AHs could be of three types: (i) persons with formal legal rights to land lost; (ii) persons who have claims to such lands that are recognized or recognizable under national laws; and (iii) persons who have neither formal legal rights nor recognized or recognizable claims to the lost land. In the case of a household, the term DP includes all members residing under one roof and operating as a single economic unit, who are adversely affected by a project or any of its components.
- Compensation** - Means payment in cash or in kind to replace losses of land, housing, income and other assets caused by the Project. All compensation is based on the principle of replacement cost, which is the method of valuing assets to replace the loss at current market rates, plus any transaction costs such as administrative charges, taxes, registration and titling costs.
- Cut-off date** - Means the date of project land acquisition announcement by competent agency. The AHs will be informed of the cut-off date for each project component, and any person who settled or assets created in the project area after the cut-off date will not be entitled to compensation and assistance under the project.
- Detailed Measurement Survey (DMS)** - Based on the approved detailed engineering design, this activity involves the finalization of subproject land acquisition and resettlement impacts, including final cost of resettlement. This is the process where all fixed assets (i.e., lands used for residence, commerce, agriculture, including ponds; dwelling units; stalls and shops; secondary structures, such as fences, tombs, wells; trees with commercial value; etc.) and sources of income and livelihood inside the Project right-of-way (project area) are identified, measured, their owners identified, their exact location pinpointed, and their replacement costs calculated. Additionally, the severity of impact to the affected assets and the severity of impact to the livelihood and productive capacity of AHs will be determined.
- Ethnic Minority (EM)** - Any ethnic group of VietNam, except the dominant Kinh Group, who has the following characteristics at different levels - living in the rural and remote area or having ancestor's territory in the project area and depending on natural resources of these area and territory, and having a social or cultural identity distinct from that of the dominant group (Kinh-Viet).
- Entitlement** - A range of various activities including compensation, assistance in income restoration, shift in occupation, relocation... etc, provided to affected people based on the type and level of impact which aims to restore their socio-economic conditions.
- Income Restoration Program** - A program designed with various activities that aim to support affected persons to recover their income / livelihood to pre-project levels. The program is designed to address the specific needs of the affected persons based on the socio-economic survey and consultations.

<b>Land acquisition</b>	<ul style="list-style-type: none"><li>- Refers to the process whereby an individual, household, firm or private institution is compelled by a public agency to alienate all or part of the land it owns or possesses to the ownership and possession of that agency for public purposes in return for compensation at replacement costs</li></ul>
<b>Rehabilitation</b>	<ul style="list-style-type: none"><li>- This refers to additional support provided to APs losing productive assets, incomes, employment or sources of living, to supplement payment of compensation for acquired assets, to achieve, at a minimum, full restoration of living standards and quality of life</li></ul>
<b>Relocation</b>	<ul style="list-style-type: none"><li>- This is the physical relocation of an AP from her/his pre-project place of residence and/or business.</li></ul>
<b>Resettlement and Ethnic Minorities Development Plan (REMDP)</b>	<ul style="list-style-type: none"><li>- A plan for resettlement of an ethnic minority population, combining the resettlement plan with specific ethnic minority concerns and cultural sensitivity for the specific needs of the ethnic minority groups.</li></ul>
<b>Replacement Cost</b>	<ul style="list-style-type: none"><li>- The amount needed to replace an affected asset net of transaction costs such as administrative charges, taxes, registration and titling costs</li></ul>
<b>Replacement Cost Survey</b>	<ul style="list-style-type: none"><li>- This refers to the process involved in determining replacement costs of affected assets based on empirical data</li></ul>
<b>Resettlement</b>	<ul style="list-style-type: none"><li>- This includes all measures taken to mitigate any and all adverse impacts of a project on AP property and/or livelihoods, including compensation, relocation (where relevant), and rehabilitation as needed.</li></ul>
<b>Severely affected household (SAH)</b>	<p>This refers to affected households who will (i) lose 10% or more of their total productive land and/or assets, (ii) have to relocate; and/or (iii) lose 10% or more of their total income sources due to the subproject.</p> <ul style="list-style-type: none"><li>-</li></ul>
<b>Stakeholders</b>	<ul style="list-style-type: none"><li>- Individuals, groups, or institutions that have an interest or stake in the outcome of a project. The term also applies to those potentially affected by a project. Stakeholders include land users, country, regional and local governments, implementing agencies, project executing agencies, groups contracted to conduct project activities at various stages of the project, and other groups in the civil society which may have an interest in the project.</li></ul>
<b>Vulnerable group</b>	<ul style="list-style-type: none"><li>- These are distinct groups of people who might suffer disproportionately or face the risk of being further marginalized by the effects of resettlement and specifically include: (i) female headed households with dependents, (ii) disabled household heads or having disable members, (iii) households falling under the generally accepted indicator for poverty, (iv) children and the elderly households who have no other means of support, (v) landless, (vi) ethnic minorities and (vii) Benefited social policy families.</li></ul>

### **WEIGHTS AND MEASURES**

<b>km</b>	<b>-</b>	<b>kilometer</b>
<b>kg</b>	<b>-</b>	<b>kilogram</b>
<b>ha</b>	<b>-</b>	<b>hectare</b>
<b>m</b>	<b>-</b>	<b>meter</b>

### **NOTES**

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## PROJECT OVERVIEW

<b>Project Number and Title:</b>	Loan 3762 - Northern Mountain Provinces Transport Connectivity Project (NMPTCP)	
<b>Social Safeguards Category</b>	Indigenous Peoples	A
	Involuntary Resettlement	A
<b>Reporting period:</b>	January to March 2022	
<b>Key project's performances in reporting period (January to March 2022)</b>	<ul style="list-style-type: none"> <li>- The DMS has been implemented for 10/11 packages (except Package CW7 due to adjustment of DD).</li> <li>- At Q1, 2022, approval of 02 new compensation plans for 69 AHs and 03 organizations (Package CW8) with amount of VND VND 9,130,496,065. The LFDC paid the amount of VND 2,224,578,888 for 31 relocation households</li> <li>- ADB issued No objection letter to uRP, uEMDP of Package CW9 in January 2022.</li> <li>- DDR of package CW9 was prepared and submitted to ADB for review/appraisal. The DDR is attached to this SMR Q1/2022.</li> <li>- Lai Chau PPC issued decision No 285/QD-UBND on March 3,2022 approving the allowance for affected business household</li> <li>- DONRE of Yen Bai sent document No 504/STNMT-QLDD dated on March 08, 2022 to Yen Bai PPC on allowance for AHs losing more than 10% of total land holding.</li> </ul>	
<b>Key project's performances in the next reporting period (March to June 2022)</b>	<ul style="list-style-type: none"> <li>- Approving the technical design in Package CW7</li> <li>- Prepare a site clearance report for public land (total length of 490 m) under package CW9.</li> <li>- Implementation of CAP as mentioned in DDRs of package CW8 and package CW9.</li> <li>- PMU2 sends the official document to PPC of Lai Chau, YenBai and Lao Cai about LRP implementation.</li> <li>- PMU2 will submit ADB the uRPs, uEMDPs of 07packages (not included package CW7).</li> </ul>	

## I. PROJECT INTRODUCTION

### 1.1. General Information

1. The Northern Mountain Provinces Transport Connectivity Project (NMPTCP) will be implemented by the Government of Vietnam (GOV) through a Loan from the Asian Development Bank (ADB) under the Ministry of Transport (MoT) with the aim to enhance the access to the Greater Mekong Sub-region (GMS) corridors in the north-western region through upgrading national and provincial highways to: (i) provide reliable access to basic social services such as education, health care, job training, and emergency disaster relief; (ii) increase economic and employment opportunities for the people of the north-western provinces, especially the poor ethnic minorities; (iii) provide further opportunities of cross-border trade with the Lao People's Democratic Republic and the People's Republic of China; (iv) save travel time and costs, hence reducing fuel consumption and carbon dioxide emissions; and (v) ensure consistency of standards over the entire road stretches, including road safety and climate resilience features.

2. The Project involves the improvement and upgrading of two national highways and two provincial roads with approximately 199 kilometers (km) in length that will connect several towns/districts in the provinces of Lai Chau, Lao Cai and Yen Bai to the Noi Bai - Lao Cai Expressway.

3. The Project roads including 02 following routes as illustrated in Figure 1: location Map below:

The route 1: From Bao Ha to Lai Chau city, the road section of 147 km.

The route 2: From Mau A to Nghia Lo town, the road section of 52 km.

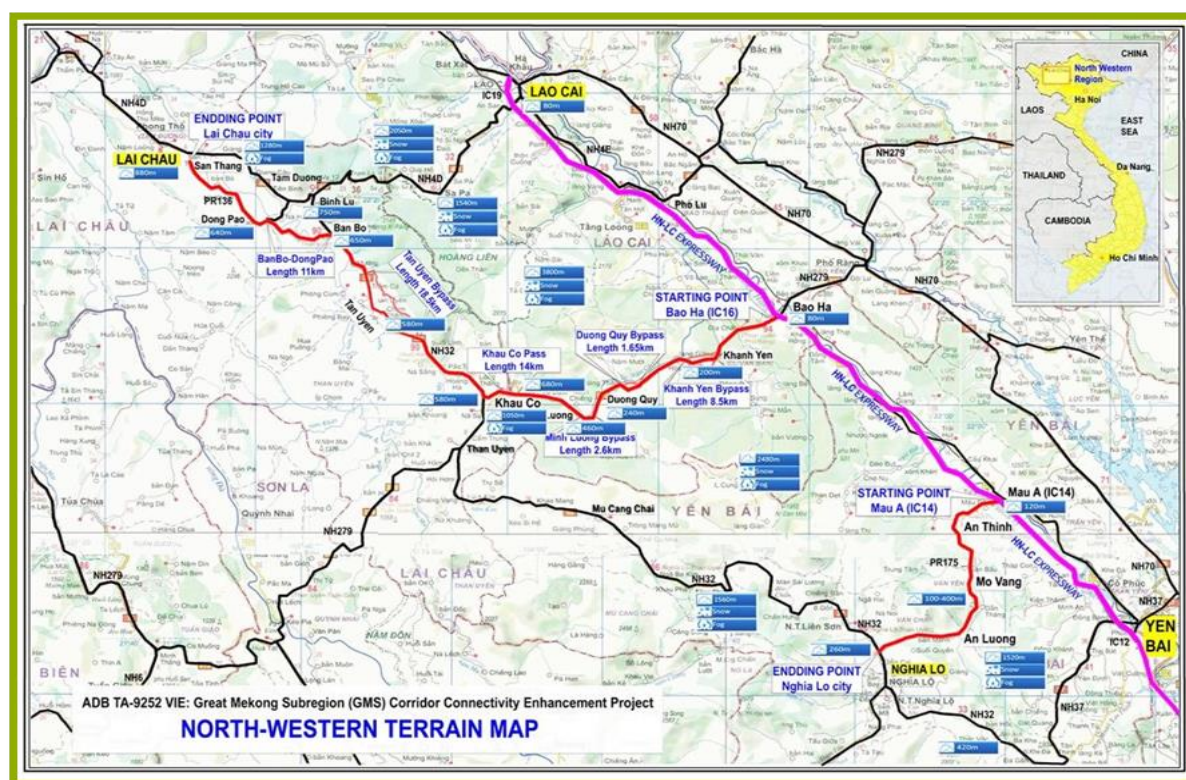


Figure 1: The project Roads Map (two red lines)

4. Project scale:

- The road connecting Lai Chau with Noi Bai - Lao Cai expressway: The road is designed with the scale of mountainous grade III road in accordance with TCVN 4054: 2015, design speed  $V_{tk} = 60\text{km/h}$ ; sections passing Khau Co pass and Khe Lech pass are designed with the scale of mountainous grade IV road in accordance with TCVN 4054: 2015, design speed  $V_{tk} = 40\text{km/h}$ ; section passing Hoang Lien - Van Ban nature reserve (Km52 + 000 - Km63 + 444.68) is designed with the scale of mountainous grade V road (in accordance with Decision No.2276/QD-BTNMT by the Ministry of Natural Resources and Environment dated July 18, 2018). Total length of the route:  $L = 146.6\text{ km}$ .
- The road connecting Nghia Lo with Noi Bai - Lao Cai expressway: The road is designed with the scale of mountainous grade IV road in accordance with TCVN 4054: 2015, design speed  $V_{tk} = 40\text{km/h}$ . Total length of the route:  $L = 52.73\text{ km}$ .

**Table 1: The Project's existing roads and upgrading roads**

No.	Road Section – Bypass	Length (km)	Bridges	Current Road Class	Upgraded Road Class
<b>The route 1: Bao Ha to Lai Chau city</b>					
1.	NH 279	69	8 existing & 5 new	IV	III (IV, V in steep section)
1b	Duong Quy (Bypass)	2.03			III
1c	Minh Luong (bypass)	1.69			III
2.	NH 32	44	18 existing & 5 new (2 viaducts)	IV	III (IV in steep section)
3.	PR 136	19	5 existing & 1 new	V	III
3a	Ban Po-Dong Pao Bypass	10.8			III
<b>The route 2: Mau A to Nghia Lo town</b>					
4.	PR 175	52	2 existing & 3 new	-	IV

5. The project is divided into 11 work packages. Construction packages information and progress (Updated March 2022) are as follows:

**Table 2: Construction packages information and progress of site clearance**

No.	Packages	Stations	Districts/ Provinces	Status of the designs, bidding document, bidding results	Handing over land mark of clearance	uRP and EMDP	Civil work progress
1	Package CW1	From Km0+00 to Km18+500 (QL279 from IC16 at Km91+500-Km111+512)	Van Ban district, Lao Cai	Detail design (DD) was approved on October 28, 2021. The bidding document was issued in March 2022 and bid open in April 2022.	Handover of site clearance landmarks on September 13, 2021	It is estimated that the first uRP, EMDP will be submitted on April 15, 2e022	Expected to start at the end of QII/2022
2	Package CW2	Km18+500 to Km40+000 (QL279 from Km111+512- Km133+700)	Van Ban district, Lao Cai	DD was approved on November 18, 2021. The bidding document was issued on March 9 2022 and bid open on April 12 2022.	Handover of site clearance landmarks on September 13, 2021	It is estimated that the first uRP, EMDP will be submitted on May 15, 2022	Expected to start at the end of QII/2022
3	Package CW3	Km40+000 to Km63+446 (QL279 from Km133+700- Km157+400)	Van Ban district, Lao Cai	DD was approved on Jan 20, 2022. The bidding document was issued on March 9 2022 and bid open on April 12 2022.	Handover of site clearance landmarks on July 20, 2021  Handover of the adjustment landmarks on March 2, 2022	It is estimated that the first uRP, EMDP will be submitted on May 20, 2022	Expected to start at the end of QII/2022
4	Package CW4	Km64+272 to Km84+554 (QL279 from the top of Khau Co Km157+400 to Phuc Than QL32 Km166 & turn right QL32 at Km351+500 go to Km357+500 & go to Km364+211.	Than Uyen district with the length of 13,6Km (From the top of Khau Co QL279 to Phuc Than QL32 intersection at Km351+500 to Km357+500) & Tan Uyen district with the length of 6,7Km (QL32 from Km357+500- Km364+211)	DD was approved on October 25, 2021. The bidding document was issued on March 9 2022 and bid open on April 12 2022.	Handover of site clearance landmarks on July 15,16, 2021	It is estimated that the first uRP, EMDP will be submitted on April 15, 2022	Expected to start at the end of QII/2022

No.	Packages	Stations	Districts/ Provinces	Status of the designs, bidding document, bidding results	Handing over land mark of clearance	uRP and EMDP	Civil work progress
5	Package CW5	Km84+554 to Km107+757 (QL32 from Km364+211 - Km388+339)	Tan Uyen, Lai Chau	DD was approved on November 2, 2021. The bidding document was issued on March 9 2022 and bid open on April 12 2022.	Handover of site clearance landmarks on August 4, 2021	It is estimated that the uRP, EMDP will be submitted on May 31, 2022	Expected to start at the end of QII/2022
6	Package CW6	There are two sections: (Km107+757 to Km120+600) & (Km137+040 to Km137+960) (Section 1: QL32 from Km388+339-Km398+100 & Turn left onto bypass of Ban Bo about 3,540Km. Section 2 is at TL136 from Km9+935- Km9+0)	Tan Uyen (From Km388+339 - Km395+300 with the length of 07Km) & Tam Duong (from Km395+300)	DD was approved on September 28, 2021. The bidding was issued on Jan 12 2022 and Bidding results are being submitted	Handover of site clearance landmarks on August 19, 2021	It is estimated that the uRP, EMDP will be submitted on April 30, 2022	Expected to start at the end of QII/2022
7	Package CW7	Km120+600 to Km128+040 (by pass Đông Pao - Bản Bo)	Tam Duong district, Lai Chau	DD was approved on March 15, 2022. The bidding document is expected to be issued in April 2022.	It is estimated to handover of site clearance landmarks in April, 2022	It is estimated that the uRP, EMDP will be submitted on August 31, 2022	Expected to start at the end of QIII/2022
8	Package CW8	Km128+040 to Km137+040 & Km137+960 to Km146+540	Tam Duong district, Lai Chau city, Lai Chau	DD was approved on May 25, 2021. The bidding document was issued on October 1, 2021 2022 and there is a contractor selection result	Handover of site clearance landmarks on November 06, 2021	uRP, EMDP was approved in December, 2021 and LRP has not yet implemented	<b>Started on December27, 2021</b>
9	Package CW9	Km00+000 to Km20+667 (new: Km00+0 – Km20+00)	Van Yen district, Yen Bai	DD was approved on June 18, 2021. The bidding document was issued on August 27 2021 and there is a contractor selection result.	Handover of site clearance landmarks on October 22,2020 and August 5, 2021	uRP, EMDP was approved in Jan 2022 and LRP has not yet implemented	Expected to start at the end of QI/2022

No.	Packages	Stations	Districts/ Provinces	Status of the designs, bidding document, bidding results	Handing over land mark of clearance	uRP and EMDP	Civil work progress
10	Package CW10	Km20+667 to Km38+252 (new: Km20+00 - Km36+900)	02 districts of Van Yen & Van Chan, Yen Bai	DD was approved on October 11, 2021. The bidding document was issued on December 25, 2021 and bid open on Jan 28, 2022. Bidding results are being submitted	Handover of site clearance landmarks on August 5, 2021	It is estimated that the uRP, EMDP will be submitted on April 20, 2022	Expected to start at the end of QII/2022
11	Package CW11	Km38+252 to Km54+069 (new: Km36+900 – Km52+671) in which there is An Lương bridge Km37+527	Van Chan district, Yen Bai	DD was approved on March 15, 2021. The bidding document is expected to be issued in April 2022	Handover of site clearance landmarks on June 7, 2021	It is estimated that the uRP, EMDP will be submitted on April 30, 2022	Expected to start at the end of QIII/2022

6. The progress of handing over civil works for package may be not reach the proposed schedule as table 2. The slowness of preparation of social safeguards reports (uRPs, uEMDPs). This is one of key reasons leading delay of handing over clearance for civil works. At the report preparation, uRP, EMDPs have not yet been submitted to PMU/ADB for review as the commitment of proposed work plan. Based on the contracts signed between PMC and EPC consultant, there are two separately assignments, including (i) SES implementation for 11 packages and (ii) preparation of uRPs and EMDPs for 09 remaining packages. However, for the task relating to preparation of uRPs and EMDPs, there is not cost of field trips under the contract, therefore, it takes long time to complete a uRP/EMDPs due to lack of directly meetings between the consultant and LFDCs. As the result, the progress of uRPs and EMDPs for 09 remaining packages will not meet the proposed work-plan (*04 of uRPs and EMDPs will be submitted in April, 2022; 04 of uRPs and EMDPs will be submitted in May, 2022 and 01 of uRP and EMDP of Package CW7 will be submitted in August, 2022*).

7. To ensure the progress of handing over civil works for 11 packages. PMU.2 need to soon solve these problems in Q2, 2022, including (i) complete and approve the detail design of Package CW 7; (ii) closely coordinate with local authorities to complete DMS and replacement cost price (iii) closely coordinate with PMC/EPC consultant to ensure the progress rate of uRPs, uEMDPs preparation as the commitment of proposed work plan.

## **1.2. Objectives of internal monitoring**

8. At the project preparation, the project is identified as category A for involuntary resettlement and category B for indigenous people. However, during the updating for RPs and EMDPs for Package CW8 and CW9, the impact on indigenous people is identified as significant, so the category for indigenous people has been changed from B to A as the recommendation of ADB. Therefore, the project is identified as category A for both involuntary resettlement and indigenous people. As ADB SPS 2009's requirements, the project is required both the internal and external monitoring reports during project implementation. The main purpose of the internal monitoring is to ensure that matters related to social safeguards have been implemented in accordance with the policies and procedures of the RPs/uRPs/EMDP/EMDPs/DDR following ADB SPS 2009 and project policy.

9. The general objectives of internal monitoring are to: (i) report on the status and assess the compliance with the agreed social safeguards documents, including RP/EMDP/DDR; (ii) confirm the availability/handover of land to the proposed subprojects; (iii) monitor contractors' compliance to policy framework's provisions related to temporary land acquisition during civil works; (iv) ensure that the standards of living of affected households is restored or improved; (v) monitor the implementation process; (vi) assess the sufficient implementation of compensation, resettlement measures and social development assistance programs; (vii) identify problems or potential problems; and (viii) identify and implement quick response measures to mitigate emerging issues.

10. This report is prepared by PMU.2 to provide information and report to ADB on the implementation status of social safeguard covering the period from January to March 2022.

## **1.3. Institutional arrangements**

11. To ensure the compliance of the project with regard to the implementation of safeguard policies of ADB, since the beginning time of project preparation stage, the PMU.2 has assigned officers to take responsible for social safeguard policy issues, including social, ethnic minority and land acquisition and environment with support of the Project Implementation Supervision Consultant (PISC) namely Sambo (Korean Consultant) that has been negotiated with PMU2. The consulting services for procurement assistance and construction supervision (CS 1 Consultant) between CS 1 Consultant and PMU.2 has been signed at the end of December 2021 and accordingly the social safeguard consultant was mobilized at the first week of January, 2022. CS1 consultant supported PMU to prepare the report and monitor project implementation in terms of land acquisition and compensation. At the end of March 2022, a gender specialist of CS1 was also mobilized. However, to ensure the progress of social safeguard implementation, CS 1 should mobilize fully 03 social safeguard specialists to support PMU2 for site clearance of 11 packages. (a social safeguard specialist is not mobilized yet). In fact, lack of mobilization for remaining social safeguard specialist has negative impacted to the supports for PMU 2 in terms of social safeguards implementation because the land acquisition activities are being conducted for all packages now.

12. In addition, an external monitoring agency (EMA) on social and resettlement was also recruited due to the project's category A for involuntary resettlement as requirement of ADB SPS 2009. External Monitoring Agencies (EMA) was mobilized in Quarter III, 2020. Third report was approved by ADB in March 2022.

#### **1.4. Summary of impacts based on detailed designs/DMS results**

13. The project consists of 11 construction packages. By the time of this report, the detailed technical designs have been approved for 10/11 packages, except Package CW7. In Q1,2022, DMS of package CW1; package CW4; package CW6; package CW10 and package CW11 are completed for the AHs within right of way (ROW). The DMS of package CW2; package CW3; package CW5 are being implemented. Please see below table for more information of impacts by packages:

##### **a) Affected households**

14. As results of DMS by March 2022 for 07 packages that DMS has been completed, the land acquisition for these packages has impacted on a total of 4,280 AHs and 59 organizations. Of which, 423 households have been entirely impacted on houses and must relocate, 400 households are considered as severely affected households due to losing of 10% or more their productive landholdings and 1,939 households are considered as vulnerable households and most of vulnerable are ethnic minority. The detailed information of AHs by package are described in following table.

15. Up to March 2022, DMS is only calculated for AHs of construction of packages. When relocation of public facilities is implemented, DMS result will be updated and these AHs are eligible to receive fully compensation/allowance as project policy.

**Table 3. Summary of impacts by package**

Package name	Total number of affected HHs	Number of relocated households	Number of households losing production land from 10% or more	Number of vulnerable households						Number of affected organizations
				EM HHs	Women with dependent HHs	Poor HH	Disable HHs	Policy HHs	Elderly HHs	
Package CW 1	515	1	124	268	45	45		13	0	7
Package CW 2	Continue to be updated in next report									
Package CW 3	Continue to be updated in next report									
Package CW 4	765	208	50	200	8	30	1	2		8
Package CW5	Continue to be updated in next report									
Package CW 6	683	52	0	278	19	35	0	1	0	12
Package CW 7	Continue to be updated in next report									
Package CW 8	582	36	3	347	1	32	1	0	0	9
Package CW 9	925	23	121	215	28	7	6	15	1	8
Package CW 10	491	72	62	450	54	50	0	0		8
Package CW 11	319	31	40	181	8	42	6	11	0	7
<b>TOTAL</b>	<b>4,280</b>	<b>423</b>	<b>400</b>	<b>1,939</b>	<b>163</b>	<b>241</b>	<b>14</b>	<b>32</b>	<b>1</b>	<b>59</b>

Source: DMS results done by LFDCs by March, 2022

### b) Affected lands

16. By the end of March 2022, the implementation of 7 packages have impacted on a total of 2,630,582 m<sup>2</sup> are affected by land acquisition for the construction packages. Of which, 49,153 m<sup>2</sup> are classified as residential land; 94,788 m<sup>2</sup> are classified as paddy land; 205,769 m<sup>2</sup> is annual crops land; 374,524 m<sup>2</sup> are classified as perennial trees land, 277,086m<sup>2</sup> are classified as up land; 25,657 m<sup>2</sup> are classified as aquaculture land and 849,473 m<sup>2</sup> of forest land. Please see below for more information of affected land by packages.

**Table 4. Information of affected land by 07 packages**

Package	Residential land (m <sup>2</sup> )	Paddy land (m <sup>2</sup> )/LUC	Annual Land (m <sup>2</sup> )/CH N/BHK	Perennial Land (m <sup>2</sup> )/CLN	Up land(m <sup>2</sup> ) /NHK	Aquaculture land (m <sup>2</sup> )/NTS	Forest land (m <sup>2</sup> /RSX	Other (TSC, DGT, DTL, SON, DVH, BCS,CLN)
CW1	2,973		1,635				181,070	1,340
CW2								
CW3								
CW4	6,295	22,479	47,562	34,365	1,373	4,461	59,313	96,420
CW5								
CW6	10,491	37,465	79,270	57,276	2,288	7,435		160,700
CW7								
CW8	8,517	23,216	28,975	40,392	26,937	11,497	4,496	275
CW9	11,953	2,902	7,611	143,073		1,175	123,160	357,342
CW10	874	1,668	33,083	61,778	-	1,090	325,688	7,352
CW11	8,050	7,058	7,634	38,640	246,488	-	155,745	129,703
<b>Total</b>	<b>49,153</b>	<b>94,788</b>	<b>205,769</b>	<b>375,524</b>	<b>277,086</b>	<b>25,657</b>	<b>849,473</b>	<b>753,132</b>

Source: DMS results done by LFDCs by March, 2022

17. DMS of remaining packages will be updated in next SMR

### c) Impacts on houses and secondary structures

18. By the time of this report, according to DMS results the land acquisition implementation for 07 packages has impacted on a total of 19,147 m<sup>2</sup> of houses. In addition, the land acquisition also impacted on privately-owned secondary structures, namely: bathroom/toilet (2,793 m<sup>2</sup>); 3,320 m<sup>2</sup> of shed; 19,928 m<sup>2</sup> of yard; 21,430 m<sup>2</sup> of water pipe and 105 graves. Please see below table for detailed information of affected structures by packages.

**Table 5. Information of impacts on houses and structures by 07 packages**

Package	Main house	Shed	Kitchen	Yard	Barthroom	Grave	Water pipe	Electric line
CW1	45	25	135	216	153	3	450	
CW2								
CW3								
CW4	1567.8	179.4	226.5	775.35	46.2	2.25	1327.5	
CW5								
CW6	10452	1196	1510	5169	308	15	8850	175
CW7								
CW8	3252	1433	24	2230.8		75	1245	

Package	Main house	Shed	Kitchen	Yard	Barthroom	Grave	Water pipe	Eletric line
CW9	1524.6	256.42	493.38	6687.52	147.37	1	4381	
CW10	212.285	51.0675	58.48	168.03	51.0675	4	2110	213
CW11	2092.995	179.494	345.366	4681.264	103.159	5	3066.7	
<b>TOTAL</b>	<b>19,147</b>	<b>3,320</b>	<b>2,793</b>	<b>19,928</b>	<b>809</b>	<b>105</b>	<b>21,430</b>	<b>388</b>

Source: DMS results done by LFDCs by March, 2022

#### **d) Impacts on crops and trees**

19. Regarding affected crops and trees, the land acquisition for 07 packages has impacted on 89,398 m2 of paddy; 40,238 m2 of crops including cassava and vegetable. In addition, 212,341 of timber; 35,888 of fruit tree and 78,579 other trees are also cut by land acquisition implementation for the construction of 07 packages. Please see below tables for more information of affected annual crops and trees by package

**Table 6. Information of impacst on crops and trees by 07 packages**

Package	Paddy	Crop	Other tree	Timber	Fruit tree
Package CW1	17,759	2,088	14,754	720	7,063
Package CW2					
Package CW3					
Package CW4	4,440	522	3,688	180	1,766
Package CW5					
Package CW6	39,464	4,640	32,786	1,601	15,696
Package CW7					
Package CW8	23,216	29,445	21,384		
Package CW9	2,428	260	934	72,123	3,487
Package CW10	834	450	656	69,817	1,429
Package CW11	1,257	2,834	4,377	67,899	6,447
<b>TOTAL</b>	<b>89,398</b>	<b>40,238</b>	<b>78,579</b>	<b>212,341</b>	<b>35,888</b>

Source: DMS results done by LFDCs by March 2022

#### **e) Impacts on public facilities**

20. There are public facilities to be affected by packages that include electric line; water pipeline and telephone poles needs to be reocated. All these facilities will be compensated at replacement cost and must be restored before taking the land to ensure the services are always available for the people.

21. As project policy, compensation payment is only applied for the Owners of public facilities (excluding works for which the owner has committed to self-relocate and does not claim compensation) out of righ of way (ROW) and these works are out of commitment of self relocation. Below table 7 presents the volume of public facilities will be affected by the land acquisition for each package.

Table 7. The volume of affected public facilities

Packages	Name of affected public facilities	Name of the owners
<b>PUBLIC FACILITIES IN ROW OF EXISTING NATIONAL ROAD 279</b>		
Package CW1	<b>Electric line:</b> (i) 35 Kv transmission line ( TL): 02 location at Km 17+ 860 to Km 17+900 ( 207m in length) and (ii) Son Thuy 3 station at Km 9+642 and Nam Thai station at Km 15+420;	Lao Cai electric company
	- <b>Electric line:</b> (i) 35 Kv T/L: 10 location from Km 18+700 to Km 40+000 - <b>Low voltage (LV) T/L:</b> 135 locations from Km 0+000 to Km 18+250 (6878 m in length)	
	<b>Telecommunication:</b> (i) 267 locations of VNPT telecommunication from Km 0+000 to Km 18+500 (15,360m in length) and 7886 m in length at underground line from Km 8+800 to Km 16+450; (ii) 118 locations of Viettel telecommunication from Km 0+000 to Km 18+500 and (iii) 7 locations of Mobifone telecommunication from Km 14+160 to Km 14+642 ( 315 m in length)	Lao Cai VNPT brand Lao Cai Viettel brand Northern network centre- Branch of Mobifone telecommunication cooperation
	<b>Water line</b> - Khanh Yen town: length of 437 from Km 15+530 to Km 15+962; - Lang Giang commune: length of 2329 from Km 17+761to Km 18+626;	- Lao cai water supply company
Package CW2	<b>Electric line:</b> 35 Kv transmission line ( TL): 01 location at Km 37+ 350	Minh Luong development company- Minh Luong hypo power
	- <b>Electric line:</b> - (i) 35 Kv T/L: 10 location from Km 18+700 to Km 40+000 and (ii) Hoa Mac 3 station at Km 24+880 and Hoa Mac 6 station at Km 26+380; - LV T/L: 116 locations from Km 18+650 to Km 38+843	Lao Cai electric company
	<b>Telecommunication:</b> (i) 260 locations of VNPT telecommunication from Km 18+500 to Km 40+000 and (ii) locations of Viettel telecommunication from Km 18+500 to Km 40+000	Lao Cai VNPT brand Lao Cai Viettel brand
	<b>Water line</b> - Lang Giang commune: total length of 357 from Km 18+500 to Km 40+626; - Hoa Mac commune: total length of 3194 from Km 21+885to Km 23+331; - Tham Duong commune: total length of 3446 from Km 33+284to Km 36+683; -Tham Duong commune: total length of 3440 from Km 36+486 to Km 37+732	- Lao cai water supply company - Hoa Mac CPC Tham Duong CPC
	- <b>Electric line:</b> (i) 35 Kv T/L: 2 location from Km 41+623 to Km 42+166 ( 142 m in length)and (ii) Minh Luong 2 station at Km 46+530 and (iii)Low voltage T/L: 64 locations from Km 41+450 to Km 49+300 ( 2426m in length)	Lao Cai electric company
Package CW3	<b>Telecommunication:</b> (i) 120 locations of VNPT telecommunication from Km 40+000 to Km 49+320 ( 7795 m in length)and (ii) 347locations of Viettel telecommunication from Km 40+000 to Km 63+446 ( 21377 m in length)	Lao Cai VNPT brand Lao Cai Viettel brand
	<b>Water line</b> - Minh Luong commune: total length of 5400 from Km 45+937 to Km 48+082; - Nam Xe commune: total length of 3570 from Km 48+948to Km 49+004;	- Minh Luong CPC - Nam Xe CPC

Packages	Name of affected public facilities	Name of the owners
Package CW4	<b>Than Uyen district</b> - <b>Electric line:</b> (i) 35 Kv T/L: 8 locations ( 1073 m in length); (ii) LV TL : 64 locations ( 2200 m in length) and (iii) 02 stations. - <b>Telecommunication</b> (i) TL of VNPT telecommunication includes underground line of 6.150 m in length and 121 polars with length of 5.807m and(ii) TL of Viettel telecommunication includes 150 polars with length of 7438m - <b>Water supply line:</b> total length of 7154 m	- Lai Chau PC - Lai Chau VNPT brand - Lai Chau Viettel brand - CPC
	<b>Tan Uyen district</b> - <b>Electric line:</b> (i) 35 Kv T/L: 6 locations ( 3032 m in length); (i) LV TL : 45 locations ( 2023 m in length) - <b>Telecommunication:</b> (i )TL of VNPT telecommunication includes underground line of 5403 m in length and 101 polars with length of 4956 and (ii) TL of Viettel telecommunication includes 89 polars with length of 6078m - <b>Water supply line:</b> total length of 8000 m	- Lai Chau PC - Lai Chau VNPT brand - Lai Chau Viettel brand CPC
Package CW5	<b>Tan Uyen district</b> - <b>Electric line:</b> (i) 35 Kv T/L: 20locations ( 4000 m in length); (ii) LV TL : 132 locations ( 6857 m in length) and ( iii) 03 stations - <b>Light system:</b> there are 53 affected polars and total length of 2.503m - <b>Telecommunication:</b> (i )TL of VNPT telecommunication includes underground line of 13163 m in length and 312polars with length of 15507m and (ii) TL of Viettel telecommunication includes 244 polars with length of 12.229m - <b>Water supply line:</b> total length of 20625 m	- Lai Chau PC - Lai Chau VNPT brand - Lai Chau Viettel brand CPC
Package CW6	<b>Tan Uyen district</b> - <b>Electric line:</b> (i) (i) 35 Kv T/L 750 m and (ii) LV TL : 2220 m - <b>Telecommunication:</b> (i )TL of VNPT telecommunication is 2430 m in length and (ii) TL of Viettel telecommunication has length of 2430 m - <b>Water supply line is</b> used for households, including pipe, water clock and relevant	- Lai Chau PC - Lai Chau VNPT brand - Lai Chau Viettel brand CPC
	<b>Tam Duong district</b> - <b>Electric line:</b> (i) LV TL : 74locations ( 2201 m in length) and ( ii) 1station - <b>Telecommunication:</b> (i )TL of VNPT telecommunication includes underground line of 9168 m in length and 109 polars with length of 8205 m and (ii) TL of Viettel telecommunication includes 109 polars with length of 8205 m - <b>Water supply line:</b> total length of 6325 m	- Lai Chau PC - Lai Chau VNPT brand - Lai Chau Viettel brand CPC
Package CW7	N/A	
Package CW8	<b>Lai Chau city</b> - <b>Electric line:</b> (i) 22kv TL: 23locations ( 37001 m in length) and ( ii) 99 LV polars - <b>Water supply line:</b> total length of 2500 m - <b>Light electricity 02 polars</b>	- Lai Chau PC - Lai Chau VNPT brand - Lai Chau Viettel brand CPC

Packages	Name of affected public facilities	Name of the owners
	<ul style="list-style-type: none"> <li>- <b>Telecommunication:</b> TL of VNPT telecommunication has length of 3500 m in length and 60 poles.</li> </ul>	
	<b>Tam Duong district</b> <ul style="list-style-type: none"> <li>- <b>Electric line:</b> (i) 35 kv TL: 35 locations with total length of 6543m; (ii) LV TL : 49 locations ( 2264 m in length) and ( ii) 3 station</li> <li>- <b>Telecommunication:</b> ( i ) TL of VNPT telecommunication has length of 13195m and (ii) TL of Viettel telecommunication has length of 4533 m</li> <li>- <b>Ban Hon CPC:</b> Ban Hon secondary school has affected 2-storey classroom and secondary works</li> </ul>	<ul style="list-style-type: none"> <li>- Lai Chau PC</li> <li>- Lai Chau VNPT brand</li> <li>- Lai Chau Viettel brand</li> <li>- Ban Hon CPC</li> </ul>
Package CW9	<ul style="list-style-type: none"> <li>- <b>Electric line:</b> (i) 35 kv TL and (ii) LV TL</li> <li>- <b>Telecommunication:</b> ( i ) TL of VNPT telecommunication</li> <li>- <b>Light electricity</b></li> <li>- <b>Water supply line of An Thinh CPC</b></li> </ul>	<ul style="list-style-type: none"> <li>- Van Yen PC</li> <li>- Van Yen VNPT brand</li> <li>- Van Yen Viettel brand</li> <li>- An Thinh CPC</li> </ul>
Package CW10	N/A	
Package CW11	N/A	
Package CW1	<b>Electric line:</b> (i) 35 Kv T/L: 18 location from Km 2+690 to Km 15+420 ( 5643 m in length) and (ii) Viettel station at Km 4+120 and (iii) Low voltage T/L: 2 locations from Km 4+120 ( 48m in length) and 14 location from Km 9+600 to Km 11+650 ( 298m in length)	i. Lao Cai PC ii. Viettel lao cai branch iii. Viettel lao cai branch and Lao Cai PC
Package CW2	<b>Electric line:</b> <ul style="list-style-type: none"> <li>- 35 Kv T/L: 25 locations from Km 18+780 to Km 39+684 ( 10206 m in length) and 1 location from Km 18+700 to Km 40+000 and</li> <li>- Minh Luong Thuong 1 hydropower station at Km 38+750 and Duong Quy 2 station at Km 32+155;</li> <li>- Low voltage T/L: 17 locations from Km 19+650 to Km 38+800 ( 533m in length)</li> </ul>	<ul style="list-style-type: none"> <li>- Lao Cai PC and Minh Luong Thuong hydropower.</li> <li>- Minh Luong Thuong hydropower and Lao Cai PC</li> <li>- Lao Cai PC</li> </ul>
Package CW3	<b>Electric line:</b> <ul style="list-style-type: none"> <li>- 35 Kv T/L: 5 locations from Km 41+500 to Km 45+700 ( 1737 m in length)</li> <li>- Pom Khen station at Km 4+510;</li> <li>- Low voltage T/L: 18 locations from Km 41+510 ( 18m in length)</li> </ul>	Lao Cai PC
	Pom Khen kinder and primary school: 02 class with total square of 39.5 m; wall fence and ground will be affected by project	
	<b>TOTAL</b>	

(Source: Reports of PMU2, April, 2022)

#### f) Temporary land acquisition in construction time

22. Information of disposal site There are 58 disposal sites in 03 project provinces, in which 18 disposal sites of Lao Cai; 21 disposal sites of Lai Chau and 19 disposal sites of Yen Bai.

23. The total area of 58 disposal sites is about 150 ha, there is no need permanent land acquisition for these disposal sites because mostly sites are public vacant land which were

cleared already by local authorities and reserved for construction of industrial zone and local infrastructure. Table 8 presents location of disposal sites in project area.

**Table 8. Information on disposal sites**

Package	Decision
Package CW1	Lao Cai PPC issued Document No 6089/UBND-QLDA dated December 31, 2020 on approving the quantity and location of 18 dumping sites in Van Ban district for constructing of the project (the total volume of 18 dumping sites is 49.9 ha
Package CW2	
Package CW3	
Package CW4	Based on the meeting minute of DONRE of Lai Chau and PMU 2 dated December 25, 2020, there are 21 dumping sites, in which:
Package CW5	
Package CW6	
Package CW7	
Package CW8	
Package CW9	Based on the agreement minute with CPCs there are 19 dumping sites, in which 5 dumping sites of Mo Vang, 4 of Dai Son; 2 of An Thinh and 8 of An Luong,
Package CW10	
Package CW11	

24. In the process of construction time, need of material gathering as well as disposal is necessary to ensure construction method as well using disposal for filling in as request of local authorities. The activities of transportation and disposal ensure not cause broken-down for technical infrastructure system and production and living activities of local people, comply with legal regulation on environmental protection and other regulation.

25. After that completing disposal, PMU2/Constructors have to hand over clearance to ensure high level and provide clearance for local authorities and people.

26. At the report phase, PMU2 worked with PPCs, DONREs and DOTs to identify suitable land fund for disposal sites.

- On November 13, 2020, PMU2 worked with DOT, DONRE, Van Ban DPC to get agreement on location of 18 disposal sites. Mostly 18 disposal sites are non-use land and mainly timber is on there.

- On December 13, 2020, PMU2 worked with DONRE to get agreement on location of 21 disposal sites.

27. Based on the survey in 2020, permanent land acquisition for 58 disposal sites is not required, thus, no compensation payment for land. In case, there is crops, trees on land, only apply compensation/allowance for asset on land. For private land of households, contractor has to have the contract that confirmed by three sides of CPCs, households and representative contractors. The hiring cost is based on actual demand of two sides and the contractors must hand over clearance for households as initial conditions. The hiring cost is from the budget of contractors.

28. To meet the requirement of PPCs on disposal sites, when construction activities start, PMU2 will have meetings with stakeholders to re-identify location of disposal sites.

29. The information on disposal sites will be updated in reports of IMC and SMR to find timely and report to ADB/PMU2 for arising problems. By doing so, may be minimize negative impacts for AHs in project area.

## **II. DETAILED PROGRESS OF RESETTLEMENT IMPLEMENTATION**

### **2.1. Status of social safeguards documents for subprojects**

30. At the time of project preparation in 2018, 3 Resettlement Plans (RPs) and 03 Ethnic Minority Development Plan (EMDP) have been prepared for whole subproject in 3 provinces. All social safeguard documents have been also approved by ADB.

31. At the stage of project implementation since 2021, a total of 24 social safeguard documents (11 uRP, 11 uEMDP and 2 DDRs) have been required for 11 packages in 3 provinces of Lai Chau, Lao Cai and Yen Bai. By the end of March 2022, 02 updated RPs/EMDPs have been approved by ADB for Package CW8 (included DDR of Package CW8) and Package CW9. The progress of preparation of 09 RPs/EMDPs is very slow and did not meet the proposed work-plan. This effects on the progress of project implementation. The status of required documents and plan for the preparation of remaining social safeguards documents is summarized in below table.

**Table 9 . Status of preparation required safeguards documents for packages**

No.	Subprojects	Required social safeguards documents	Status of social safeguards documents
<b>I</b>	<b>LAO CAI PROVINCE</b>		
1	Package CW1	uRP/EMDP	Be submitted on April 15, 2022
2	Package CW 2	uRP/EMDP	Be submitted on May 15, 2022
3	Package CW 3	uRP/EMDP	Be submitted on May 20, 2022
<b>II</b>	<b>LAI CHAU PROVINCE</b>		
4	Package CW 4	uRP/EMDP	Be submitted on April 15, 2022
5	Package CW 5	uRP/EMDP	Be submitted on May 31, 2022
6	Package CW 6	uRP/EMDP	Be submitted on April 30, 2022

No.	Subprojects	Required social safeguards documents	Status of social safeguards documents
7	Package CW 7	uRP/EMDP	Be submitted on August 31, 2022
8	Package CW 8	uRP/EMDP	uRP, EMDP was approved in December, 2021
<b>III</b>	<b>YEN BAI PROVINCE</b>		
9	Package CW 9	uRP/EMDP	uRP, EMDP was approved in Jan 2022
10	Package CW 10	uRP/EMDP	be submitted on April 20, 2022
11	Package CW 11	uRP/EMDP	be submitted on April 30, 2022

32. RP and EMDP updating progress were delayed due to the delay in the completion of DED (delay in the detail design and resettlement mark demarcation work of the design consultant) and effect of Covid 19 and delay in the issuance of compensation prices of the provinces. In addition, initially, the technical design consultant only carried out the socio-economic survey with a sample of 30% of the total affected households. However, based on completed DMS data, ADB required to conduct an additional SES with 100% of severely affected and vulnerable households, which resulted in the need to carry out procedure request for additional funding for implementation, leading to delay in updating RP/EMDP.

33. Regarding to Package CW8, while the uRP is not approved yet by ADB, 454 AHs have been paid the compensation and assistances with an amount of VND 36,529,903,177. A due diligence review is prepared to examine whether or not the compensation payment complied with requirements on compensation/support entitlements as set forth in the Project's RP/uRP. The implementation of this CAP was updated and presented in the Annex 1 of this report.

34. Regarding to Package CW9, Pursuant to the requirements of the Government's capital plan management, the capital that was allocated to the locality but not used would be possibly paid back to the budget in November 2021, on the one hand, and the people's committees of the communes and local communities suggested to pay compensation to the affected households to stabilize their accommodations before the Lunar New Year, on the other hand. Therefore, the DCARB of Van Yen district paid the compensation to 184 affected households with the amount of **VND 13,014,706,997**. This payment of compensation before the uRP, which was approved by the ADB. The advance payment before approved uRP was not in accordance with the project regulations. The DDR of Package CW9 was prepared and submitted to ADB for review. This revised DDR is presented in the Annex 1 of this report.

## **2.2. Public consultation and project information disclosure**

35. Information dissemination and community consultation activity are taking place during the project's implementation and preparation process. At the time of this reporting, at least two rounds of information dissemination and community consultation have been organized in the project provinces during project preparation and updating the safeguards documents for each package. In addition, as for ADB's requirement, the approved uRPs/uEMDPs have also been disclosed to all affected households and other stakeholders, besides the copies of these uRPs/uEMDPs that were placed in the commune/and villages.

36. The first period of dissemination of information and community consultation was organized by the consultant during the FS preparation in coordination with local authorities in stage of 2018 and 2019. The latest information dissemination and community consultation exercise was carried out in 2021, after approval of the detailed engineering design (DED) and construction drawings of Package CW8, CW9 by the competent authorities; information dissemination through consultative meetings was conducted with communal authorities and representatives of affected HHs in their communes.

37. In Q1, 2022, LFDC of Tam Duong district (package CW8) carried out community consultation meetings to information disclosure about project policy and 02 compensation plans for 69 AHs and 03 organizations were approved in March 2022. Besides, Consultant completed SES for Packages CW1; Packages CW4; Packages CW6; Packages CW10 and Packages CW11.

38. In the consultation meetings, local people want that site clearance of project should be implemented transparently and ensure project policy, compensation price is reasonable and ensure the applied price for compensation/allowance calculation is replacement price.

39. During monitoring, the Consultant found that there is different between English version and Vietnamese version of RP (in 2018) for Lao Cai and Yen Bai. Therefore, LFDCs understood incorrectly information about project policy. To ensure the implementation of project policy correctly, in MOU of the mission of March 2022, ADB required that the project should get concurrence form DPCs / LFDCs during preparaton for uRPs/uEMDPs before submitting to ADB for review/approval.

### **2.3. DMS implementation**

40. By the time of this report, the detailed technical designs have been approved for 10/11 packages, except Package CW 7. In Q1,2022, DMS of package CW1; package CW4; package CW6; package CW10 and package CW11 are completed for the ROW and the DMS of package CW2; package CW3; package CW5 are being implemented.

41. Before carrying out the detailed measurement survey of affected land and properties, the DCARCs or the DCLDFs, through the commune people's committees, sent a notice of land acquisition to each affected household. The DMS schedule was informed to the affected households by the DCLDF staff or village heads. According to the DCLDF, the DMS working group usually includes DCLDF representative, commune people's committee leaders, cadastral officials, village heads, and affected persons. For some packages, during the period from Jan to March2022, meetings in the communes were also organized by the DCLDFs to inform more specifically about the project, consult with the households about the DMS process, and plan the compensation. Refer below table 10.

42. The compensation and support plans were prepared and made public in accordance with the regulations.

**Table 10. DMS Status of the Subprojects as of March 2022**

No.	Subproject/Package	Date of issuing the notice of land acquisition	DMS commencement date	DMS completion date	Notes
1	Package CW1	<ul style="list-style-type: none"> <li>- The notice No 604/TB-UBND dated 14/4/2022, the notice of land acquisition for Tan Thuong commune</li> <li>- The notice No 617/TB-UBND dated 22/4/2022, the notice of land acquisition for Khanh Yen Thuong commune</li> </ul>	10/01/2021	April 2022	Final DMS is completed
2	Package CW2		10/01/2021	On going	.
3	Package CW3		19/8/2021	On going	
4	Package CW4	<ul style="list-style-type: none"> <li>- The notice No 3199/TB-UBND dated 15/11/2021, the notice of land acquisition for Phuc Than commune</li> <li>- The notice No 3045/TB-UBND dated 9/12/2021, the notice of land acquisition for Pac Ta commune</li> </ul>	17/9/2021	April/2022	Final DMS is completed
5	Package CW5		NA	On going	
6	Package CW6	<ul style="list-style-type: none"> <li>- The notice No 129/TB-UBND dated 21/1/2022, the notice of land acquisition for Phuc Khoa commune, Tan Uyen district</li> <li>- The notice No 1544/TB-UBND dated 20/12/2021, the notice of land acquisition for Ban Bo commune, Tam Duong district</li> </ul>	17/9/2021	April/2022	
7	Package CW7		NA	NA	Have not started DMS.
8	Package CW8	<ul style="list-style-type: none"> <li>- The notice No 194/TB-UBND dated 8/4/2021, the notice of land acquisition of Ban Giang, Tam Duong</li> </ul>	24/5/2021	15/6/2021	

No.	Subproject/Package	Date of issuing the notice of land acquisition	DMS commencement date	DMS completion date	Notes
9	Package CW9	<ul style="list-style-type: none"> <li>- The notice No 1822/TB-UBND dated 31/12/2020, the notice of land acquisition of Dai Son commune, Van Yen district.</li> <li>- The notice No 2042/TB-UBND dated 31/12/2020, the notice of land acquisition of An Thinh commune, Van Yen district</li> </ul>	29/03/2021	10/2021	
10	Package CW10	<ul style="list-style-type: none"> <li>- The notice No 349/TB-UBND dated 18/11/2021, the notice of land acquisition of Van Yen</li> <li>- The notice No 396/TB-UBND dated 18/11/2021, the notice of land acquisition of Van Chan</li> </ul>	12/03/2021	Feb 2022	Final DMS is completed
11	Package CW11	<ul style="list-style-type: none"> <li>- The notice No 623/TB-UBND dated 26/11/2021, the notice of land acquisition of Van Chan</li> </ul>	15/12/2021	April/2022	Final DMS is completed

Source: DMS results done by LFDCs by March 2022

43. Working with LFDCs and local authorities and AHs, it is known that in process of the DMS and making and publicizing the compensation and support plans of Package CW8 and Package CW9, all opinions and questions were promptly explained by the DCLDF's staff and clarified with the affected people. The majority of the affected people agreed to sign the DMS minutes and the compensation and support plans.

44. The DMS on the affected assets was pursuant to the state process as well as stated in the RPs. The implementation progress has improved a lot compared to the SMR Q4.2021, DMS of 05 packages are completed for ROW. In the fact, to ensure the progress rare of site clearance, for LFDCs, DPCs provided human resources from the Department of Natural Resources and Environment, the Department of Infrastructure Economics, the Department of Finance, the cadastral officials of the communes/wards/towns to speed up the progress in time because LFDCs have been implemented about 20 projects in districts. The volume of compensation and resettlement activities is very big.

45. As the scheduled, In the Q2,2022, DMS of package CW 02, package CW3; package CW5 will be completed and DMS of package CW7 will be completed in first Q3, 2022.

## 2.4. Preparation and approval of compensation plan

46. Legal frameworks: The compensation plans have been prepared by LFDCs based on the resettlement policy framework that approved by Prime Minister in 2018 and RPs of 03 provinces were approved by ADB in 2018 in project preparation phase and existing regulation and policies on compensation, assistance and resettlement of Lai Chau, Yen Bai and Lao Cai PPC, compensation plans must be prepared based replacement cost price to ensure the entitlement for AHs.

47. Replacement costs: The Independent Replacement Cost Consultant surveyed for packages to set up the replacement cost (for land, assets, trees and crops) to apply for compensation and assistance for site clearance of the project. The compensation unit prices were approved by the PPCs/DPCs to apply on compensation plans in accordance with the regulations.

**Table 11. Decision on replacement cost of project districts**

Province	District	Decision
Lai Chau	Lai Chau city	Decision No.598/QD-UBND dated May 26, 2021; Decision No.455/QD-UBND dated May 27,2021 and Decision No.534/QD - UBND dated May 17, 2021
	Tam Duong	
	Tan Uyen	Decision on specific land price for compensation calculation (No 1656/QD-UBND dated November 8, 2021) and Decision No 1391/QD-UBND dated October 21, 2021 on compensation price on asset, crop and animal for Tan Uyen and Than Uyen.
	Than Uyen	Decision on specific land price for compensation calculation (No 3213/QD-UBND dated September 10, 2021) Decision No 1391/QD-UBND dated October 21, 2021 on compensation price on asset, crop and animal for Tan Uyen and Than Uyen.
Yen Bai	Van Yen	Decision No 2210/QD-UBND dated October 08, 2021;) Decisions on specific land price for compensation calculation (No 3654/QD-UBND dated October 04, 2021 for Dai Son commune; No 3702/QD-UBND dated October 08, 2021 for An Thinh commune and No 3703/QD-UBND dated October 08, 2021 for Mo Vang commune)
Lao Cai	Van Ban	Decision on specific land price for compensation calculation (No 4500/QD-UBND dated November 24, 2021)

48. To meet the progress of site clearance of remaining packages, mobilization of independent consultants to determine the compensation prices and approval should be done with other packages which have been implementing the DMS.

49. At the report time, Compensation unit prices were issued by PPC of Yen Bai, Lao Cai and Lai Chau. Compensation plans were almost completed for Package CW8 and Package

CW9. The monitoring results of IMC and CS 1 consultant presented that for AHs who received the compensation payment, they evaluated that the applied price for compensation/allowance calculation is acceptable and up to March 2022, there is not complaint of AHs on the compensation price.

50. At the report phase, the compensation payment has been implemented for package CW8 and package CW9. The approved compensation plans were compliance with project policy, except lack of allowances such as support for temporary impact on business households (Package CW8 and Package CW9) in construction time, support for vulnerable households and AHs losing more than 10% of total land holding (Package CW9). The pending issues were mentioned in DDR and the implementation of CAPs will be monitored and updated in SMR.

51. At this report period, the PPC of Lai Chau issued the official documents support for temporary impact on business households (*Decision No 295/QD-UBND of Lai chau PPC dated March 08, 2022, refer Annex 2*). Related to this allowance, at the end of March 2022, LFDCs of Van Yen and Van Chan districts also submitted the official document to PPC for appraisal and issue the allowance for temporary impact on business households.

52. For other allowances such as support for vulnerable households and AHs losing more than 10% of total landholding, based on approved uRPs, the LFDCs have prepared additional compensation plans for AHs. (*Document No 504/STNMT-QLDD of Yen Bai PPC dated on March 08, 2022 on allowance for AHs losing more than 10% of total land holding* )

53. Based on approved additional decisions of PPC and submission documents, it is confirmed that, the implementation of compensation/allowance for Package CW8 and Package CW9 is compliance with project policy.

54. Preparing compensation plans. The compensation plans were based on the instructions of the province and the project. After making, the compensation plans were made public for the households' reviews according to the regulations. The minutes of publicizing compensation plans were stored at the offices of the site clearance agencies. Up to March 2022, total 34 compensation plans was approved with total amount of VND 100,031,010,838 for 1,420 AHs. In which 14 compensation plans of Package CW8 with an amount of VND 51,271,386,238 for 574/582 AHs and 20 compensation plans of Package CW9 with an amount of VND 48,759,624,600 for 846/921 AHs. In comparison with SMR Q4, 2021, 2 new compensation plans for 69 AHs and 03 organizations with amount of VND VND 9,130,496,065 were approved (Package CW8).

**Table 12. Progress of approving for compensation plans by March 2022**

No.	Package name	No. of AHs as final DMS	No. of AHs have been approved for compensation and assistance	Amount of approved compensation and assistance (VND)	Decision on approving the compensation and assistance	Notes
1	Package CW8	582	574	51,271,386,238	At this report, 02 compensation plans of Tam Duong district	14 compensation plans

No.	Package name	No. of AHs as final DMS	No. of AHs have been approved for compensation and assistance	Amount of approved compensation and assistance (VND)	Decision on approving the compensation and assistance	Notes
					were approved in March 2022.	
2	Package CW9	921	846	48,759,624,600		20 compensation plans

Source: Data provided by LFDCs by March 2022

## 2.5. Compensation payment progress and budget allocation

55. At the period of this report, the people's committees of the districts/cities approved the compensation plans for Package CW8 and Package CW9 with the total cost of VND 100,031,010,838, total amount of compensation paid is 81,629,979,328 for 1,271 AHs and total amount of compensation not yet paid is VND 18,401,031,510 for 216 AHs, in which VND 7,668,263,358 of 32 AHs has not yet paid of Package CW8 and VND 10,732,768,152 of 184 AHs has not yet paid of Package CW9. The reasons for not receiving the payment are (i) some AHs do not live-in project area, therefore, this amount has been sent to the State Treasury as regulations of land law 2013; (ii) lack of arrangement of compensation amount from PMU2. It is estimated to complete the compensation payment in Q2. 2022.

56. Payment progress. The compensation payment was made for Package CW8 and Package CW9 with the data in the table below. The detailed information and status of each package is as follows:

**Table 13. Progress of compensation payment by March 2022**

Local/Package	Number of approved compensation plans	Approved compensation amount	Amount of compensation paid
<b>Package CW-8</b>	<b>14</b>	<b>51,271,386,238</b>	<b>43,603,122,880</b>
Lai Chau city	5	21,704,393,287	21,185,357,106
Tam Duong district	9	29,566,992,951	22,417,765,774
<b>Package CW-9</b>	<b>20</b>	<b>48,759,624,600</b>	<b>38,026,856,448</b>
Van Yen District			
<b>Total</b>	<b>34</b>	<b>100,031,010,838</b>	<b>81,629,979,328</b>

Source: Data provided by LFDCs by March 2022

57. Regarding to Package CW9: Pursuant to the requirements of the Government's capital plan management, the capital that was allocated to the locality but not used would be possibly paid back to the budget in November 2021, on the one hand, and the people's committees of the communes and local communities suggested to pay compensation to the affected households to stabilize their accommodations before the Lunar New Year, on the

other hand. Therefore, the DCARB of Van Yen district paid the compensation to 184 affected households with the amount of VND 13,014,706,997, while the uRP was not prepared and approved by ADB. This payment of compensation before the approval of uRP was not in accordance with the project regulations. Accordingly, a DDR of Package CW9 was required for this package as above mentioned.

58. The most difficulties in process of site clearance at this moment is that the actual budget of compensation and allowance is about 3 times higher than one in the past. In the project preparation in 2018, based on RPs of three provinces, the estimated budget is about VND363 billion. To ensure the progress of site clearance, PMU2 should closely with MOT to allocate full budget in 2022.

## **2.6. Resettlement and relocation**

### *a. Relocation of AHs*

59. At the report phase, total relocation households of 07 package are 423 AHs. Many consultations have been conducted for these 423 relocated households on the selection and demands for relocation options. The results of the consultation showed that, out of 423 displaced households, 334 households chose self-relocation and 89 households chose the project's resettlement land plots.

- 4 AHs out of 89 AHs who chose resettlement plots received the plots in RS 2 B of Lai Chau city (package CW8). The remaining AHs will be received resettlement plots after the construction of resettlement sites are completed.
- 23 self-relocation under the package CW9 have received cash allowance for relocation. The 311 remaining AHs under other packages will be provided the cash allowances after uRP of packages are approved by ADB and LFDCs will prepare compensation plans for these AHs based on project policy.

60. According to the provisions of the Project as well as the provinces, the unit cost of resettlement plot will be equal to or lower than compensation prices for the acquired residential land. In case the unit cost of resettlement plot is higher than that of compensation for acquired land, the relocated household will be supported with the difference corresponding to the acquired area. For displaced households choosing self-settlement option, in addition to compensation for affected land at replacement cost, these households will receive self-resettlement allowances.

61. The table below describes more information of progress of developing the resettlement sites for the relocated households by land acquisition for the project:

**Table 14. Updated information of resettlement option of relocation households**

Package	No of relocation households	Resettlement arrangement	Status of resettlement sites	Number of AHs have been allocated land plots in RS	Notes
Package CW1	1	The existing resettlement site (RS) in Khanh Yen town	Infrastructure is available	0	uRP is not approved yet, therefore, the CP is not prepared and approved for the AHs
Package CW2	Not available	On March 17, 2022 LFDC issued the document on No 73/tTr-PTQD on approving assignment of report preparation on project investment of 03 RS, including: 03 RS are Thai Hoa RS (Hoa Mac commune) Tong Hoc, Quan Do (Duong Quy commune)	The decision on investment planning have not yet been approved	0	DMS is not completed yet
Package CW3	Not available			0	DMS is not completed yet
Package CW4	208	All relocated HHs have chosen the self – relocation, therefore, the RS is not required		0	uRP is not approved yet, therefore, the CP is not prepared and approved for the AHs
Package CW5	Not available				DMS is not completed yet
Package CW6	52	The planned area of Ban Bo Resettlement site is 4.0 ha, the number of plots is expected to be 56 plots the average area of each plot is 300 m2 of which 120 m2 of residential land and 180 m2 of garden land.	Expected to be completed and hand over to households in the fourth quarter of 2022	0	uRP is not approved yet, therefore, the CP is not prepared and approved for the AHs
Package CW7	Not available				DMS is not completed yet
Package CW8	36	Resettlement Site 2B in Lai Chau city	Resettlement Site 2B in Lai Chau city	04	

Package	No of relocation households	Resettlement arrangement	Status of resettlement sites	Number of AHs have been allocated land plots in RS	Notes
		Tam Duong district: 2 RS of Ban Hon commune are Dong Pao 2 and Ban Hon centre.	The progress of construction has completed at 70% and estimated to handover land plots for AHs in July/2022		
Package CW9	23	All relocated HHs have chosen the self – relocation, therefore, the RS is not required		23	
Package CW10	72	All relocated HHs have chosen the self – relocation, therefore, the RS is not required		0	uRP is not approved yet, therefore, the CP is not prepared and approved for the AHs
Package CW11	31	All relocated HHs have chosen the self – relocation, therefore, the RS is not required		0	uRP is not approved yet, therefore, the CP is not prepared and approved for the AHs

Source: Data provided by LFDCs by March 2022

62. The resettlement sites will be developed in the commune where infrastructure and public utility services are available as well as social services such as health centers, schools, markets and trade centers. In addition, relocated households due to land acquisition for subproject implementation and resettlement site development are living in the same those areas, so there will be no impact on the host community if those displaced households move to the resettlement sites.

63. Accessing to public services of Resettlement sites is quite favorable, adjacent to the central residential area of the commune, about 1- 2 km from the central market, 1- 2 km from the Commune People's Committee. The current status of this site is agricultural land that is cultivating tea, corn, cassava, rice and other crops. Through consultation with local authorities with people, the households all agreed with the policy of land acquisition to build resettlement.

*b. Relocation of affected public facilities*

64. The progress of relocation of affected public facilities/ communal assets is very slow. Based on official document, the owners of public facilities (excluding works for which the owner

has committed to self-relocate and does not claim compensation) is responsible for relocation. PMU2 had meetings with PPCs, Department of Transportation of project provinces and relevant agencies (35/22 kv medium voltage and 0.4 Kv low voltage transmission line (T/L); light system; water supply line; telecommunication; electricity pillar, kinder and primary school; secondary school....) to reach the agreement with the owners.

65. Up to now, the owners of public facilities agreed to relocate the asset as their commitment before and they ask PMU2 to support them in process of relocation.

66. At the report phase, the estimated budget for relocation of facilities of 08 packages (except Package CW7; Package CW10 and Package CW11, data is not available) is about VND 202.909 million and it is estimated that the milestone of relocation is in Q2-Q3/2022. Due to, it takes long time to agree for the responsibility for the relocation of these public facilities and lack of budget for relocation. Therefore, by the time of this report, none of public facilities are relocated. As the scheduled, these public facilities will be completed for the relocation by 30 June 2022.

## 2.7. Livelihood restoration program

67. At the report phase, based the results of DMS that have completed for the packages of CW1, CW4, CW6,CW8, CW9,CW10 and CW11, a total of 4,277 AHs are eligible to participate in LRP. The table below shows the data of the affected households (AHs) eligible for the Livelihood Restoration Program under the project.

68. The data on eligible AHs will be updated in next report when final DMS of packages are completed.

**Table 15: Impacts on the HHs under the Package**

No.	Package	Total number of AHs	Total number of HHs eligible for LRP participation				
			Total	Business AH	Relocation Ahs	SAH	Vulnerable HH
1	Package CW1	515	415		1	124	415
2	Package CW2						
3	Package CW3						
4	Package CW4	765	650		208	50	650
5	Package CW5						
6	Package CW6	683	589		52		589
7	Package CW7						
8	Package CW8	582	382	23	36	3	382
9	Package CW9	921	654	16	23	23	654
10	Package CW10	492	31		72	62	31
11	Package CW11	319	240				240
	<b>Total</b>	<b>4,277</b>	<b>4545</b>	<b>39</b>	<b>514</b>	<b>536</b>	<b>4,545</b>

Source: DMS of LFDCs by March, 2022

Note: One AH may be under more than 01 group of vulnerable households

69. In order to implement IRP for eligible AHs, at the end of March, 2022 with support of ADB social safeguard specialist and social safeguard of CS1, PMU 2 carried out meeting with local authorities of project district, providing clear guidance on the LRP implementation, steps. The schedule is proposed in the Table below

**Table 16: Implementation Schedule of IRP**

No	Activities	Timeline
1	Directly meeting with LFDCs and local authorities to provide clear guidance on the LRP implementation	Done in March, 2022

2	PMU2 issued the official document to PPCs on requirement of LRP implementation and propose the PPCs to assign tasks of LRP implementation for the LFDCs	April, 2022
3	PPCs issue the document on assign tasks of LRP implementation for the LFDCs	June, 2022
4	LFDCs prepare the LRP budget and submit to PMU2	August, 2022
5	PMU2 allocates LRP budget and LFDCs carry out signing the contract with implementation agencies to assess LRP demand of eligible AHs	Quarter 3/2022
6	LRP implementation	Quarter 4/2022
7	Monitoring and evaluation of LRP implementation	From Quarter 1/2023 to end of the project

70. Currently, LFDCs have been prepared the compensation plans for packages that DMS is completed and for remaining packages, LFDCs soon completed DMS in Q2.2022 and therefore, it is estimated that LRP implementation starts in Q4.2022.

## **2.8. Ethnic Minority issues**

71. At the beginning of project preparation, 03 EMDPs were prepared for 03 project provinces and ADB approved these documents in 2018. During this time, many consultations with ethnic minority (558 EM people) including the Committee for Ethnic Minority Affairs (CEMA) have been conducted. As project policy, the EM AHs will be provided an additional supports in cash and also entitled to take part of the income restoration program that will be developed by project. In stage of project implementation, the EMDP is updated for each packages. By the time of this report, 02 EMDPs has been updated for the Package CW8 and CW9, the consultation with ethnic minority people in the project area was conducted independently and openly with a total of 446 EM people and representatives of local authorities.

72. According to the approved uEMDPs of Package CW8 and CW9, to ensure the rights and accessibility of ethnic minorities to the project's activities as well as the benefits from the project. Some mitigation/enhancement actions have been developed, these actions are based on the results of consultation with community, which are the practical needs that EM people will need when implementing the project in general as well as EMDP activities in particular. With the goal of supporting EM people to the maximum extent, these activities are to help EM people easily access the project, improve their ability to participate and be effective when participating in project activities and preserve cultural features as well as intellectual property rights of the EM people. Below table are proposed activities of EMDP and performances.

**Table 17. Proposed activities of EMDP and performances**

No	Mitigation/Beneficial Measures	The objective of these activities to support for EM people in terms of the following area	Outcomes of implementation	Notes
1	The HHTAP will be implemented during the construction period and will aim to engage with 68,000 people from key target groups in the project area	<ul style="list-style-type: none"> <li>Help EM people to have knowledge about HIV/AIDS</li> </ul>	<ul style="list-style-type: none"> <li></li> </ul>	Not Yet Conducted
2	Contractor to prioritize efforts to hire local ethnic minority people.	<ul style="list-style-type: none"> <li>Provide jobs requiring re-training for employees hired locally; workers are properly registered with local authorities. code of conduct and implement a strict and zero-tolerance policy to regulate gambling, prostitution, theft, wildlife poaching and forest product collection. Regular liaison meetings with local communes</li> </ul>	<ul style="list-style-type: none"> <li>9 EM people has been hired by the contractors</li> </ul>	
3	Communication activities	<ul style="list-style-type: none"> <li>Communicating government and provincial policies for EM;</li> <li>Preservation of traditional culture of ethnic minorities;</li> <li>Communicating project information from the perspective of EM, such as compensation and resettlement, traffic safety, social safety...</li> </ul>	<ul style="list-style-type: none"> <li>446 EM people have participated in 10 consultation meetings organized by consultant</li> </ul>	
4	Meaningful consultations for IRP implementation	<ul style="list-style-type: none"> <li>Prior to implementation of EMDP;</li> <li>Consulting solutions to implement livelihood</li> </ul>	<ul style="list-style-type: none"> <li></li> </ul>	Not Yet conducted

No	Mitigation/Beneficial Measures	The objective of these activities to support for EM people in terms of the following area	Outcomes of implementation	Notes
		models suitable to ethnic minorities's habits		
5	Capacity Building/Training	<ul style="list-style-type: none"> <li>Capacity building/training for EM to support, manage and monitor livelihood restoration activities for EM.</li> </ul>		Not Yet conducted

## 2.9. Re-adjust the LURCs of remaining land after land acquisition

73. For package CW 08 and package CW 09, representative of LFDCs informed that they kept LURCs of AHs and implement re-adjustment the LURCs for remaining land of AHs. AHs do not have to pay fee for re-adjustment the LURCs. Now, re-adjustment the LURCs have been implemented by DONRE of Lai Chau PC and Yen Bai PC.

## 2.10. Status of handing over land to project and conformity between land acquisition and construction activities

74. At this reporting period, there is no change in comparison with last report, only 400m of the route in Lai Chau city (public land, no affected households) was handed over to the contractor of Package CW 8 for the construction start-up (from km146+140 to Km 146+540 dated, ADB issues the NOL dated December 27, 2021).

75. There is slowness of handing over land to project, because AHs have not yet received 100% allowance payment as approved uRP of Package CW 8 and Package CW 9 (lack of subsistence allowance, allowance for the business without license).

**Table 18. Information on handing over clearance**

Package	No of AHs received compensation payment and hand over clearance	Not eligible for construction commencement as ADB SPS regulations due to
Package CW 8	542	<ul style="list-style-type: none"> <li>- Lack of subsistence allowance for AHs as regulation QD16/2020/QD-UBND;</li> <li>- Not complete additional payment for business AHs without license</li> </ul>
Package CW 9	662	<ul style="list-style-type: none"> <li>- Lack of subsistence allowance for AHs who losing from 10-30% of total land holding</li> <li>- Lack of allowance for vulnerable households</li> </ul>

76. It can be seen that, although AHs received compensation payment, but, approved compensation plan before were short of some allowances. Thus, PMU2 works closely with

LFDC to soon solve pending issues and ensure site clearance for all section under Packge CW8 and Packge CW9.

77. The reason of this issue is that the time of appraising on approving additional policy as ADB regulation of Yen Bai and Lai Chau PPC is very slow. At the report phase, Lai Chau PPCs issued decision on allowance for the business (*QD285/QD-UBND dated March 8, 2022*). Subsidence allowance for AHs as regulation QD16/2020/QD-UBND has been reviewed and appraisal by relevant agencies.

78. To ensure handing over land to project, PMU should coordinate with PPC to soon issue the decision on additional policy as ADB regulationas well as prepration additional compensation plans for AHs to ensure compliance with project policy. By doing so, site clearance is eligible for proposing the ADB for no objection to civil work commencement.

#### **2.11. Counterpart fund for compensation and assistance payment**

79. Up to March 2022, PMU2 provided about 176 billion of VND for site clearance for 10 packages (except packge CW7), in which (i) stage of 2020-2021, paid compensation amount was 173 billion VND and (ii) Q1.2022, paid amount is 3.2 billion VND (the allocation budget for site clearance in 2022 is about 90 billion of VND). This cost includes (i) compensation payment of except packge CW8 and except packge CW9 and (ii) implementation cost of LFDCs.

80. Through discussion with the PMU2's Accountant, Site clearance fund in 2022 allocated was about VND 90 billion and if the amount was used up, about VND 47 billion would be additionally allocated by the Ministry of Transportation.

81. At the end of March 2022, LFDCs sent PMU2 the document on demand of budget for site clearance for 10 packages. It is estimated total compensation amount is about 236 billion VND for AHs.

82. As current reports on relocation of public facilities for 10 packges in April, 2022 (except packae CW7), the estimated budget is about VND 202.909 billion.

83. At the report phase, total budget for site clearance of 10 packges is about VND 439 billion wheare to June 2022, Site clearance fund allocated was about 137 billion (including allocated VND 90 billion, plus 47 billion would be additionally allocated by the Ministry of Transportation). It can be seen that; the allocation budget only gets about 32% of total compensation/allowance amount. PMU2 has reviewed and work with MOT to allocate the budget for compensation and allowance to ensure the progress rate of handing over site clearance for construction activities.

#### **2.12. Information on land acquisition of forest land**

84. From beginning November 2021, Kim Hoang Consultant<sup>1</sup> corporate with PMU2 to work with functional agencies on forest, state management of Lai Chau, Lao Cai and Yen Bai

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<sup>1</sup> Kim Hoang., Ltd was signed with PMC the Contract No 055/2021/Project-60567227dated 29/10/2021 on Preparation of alternative forest plantation and Strategy on raising awareness of Forest Protection and at the report phase (the implementation contract time is about 4 months). Based on actual volume, the PMC consultant agreed to extend the contract. The contract would be extended after the policy on changing forest land use purposes is given by the Prime Minister.

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provinces, carried out inspections on current status of the forest within the Project area. The results achieved include (1) Forest Investigation Statement for requesting changes of forest use purposes into other purposes and (2) status map of forest (scale 1/2000) of the 03 provinces.

85. Total Project's forest land area to be converted including (39,621 ha Natural Forest; 66,432ha Plantation Forest). Types of forest (4,832 ha Protection Forest, 89,718 ha production land; 8,762 ha forests out of forestry planning (originated from production forest) are within the Prime Minister's Decision under the Article 14 and 20 of Law on Forestry.

**Table 19. Information on land acquisition of forest land**

Package	Type of forest land			
	SX (m2)	NLN (m2)	DD (m2)	PH (m2)
Package CW1	181,070			
Package CW2	66,099	43,151		
Package CW3	2,340	4,568	27,408	
Package CW4	34,181			25,133
Package CW5	10,436			
Package CW6	6,077			
Package CW7	110,721			
Package CW8	4,496			
Package CW9	118,613	4,547		
Package CW10	264,161	3,233		
Package CW11	98,749	35,426		20,124
<b>Total</b>	<b>896,943</b>	<b>90,925</b>	<b>27,408</b>	<b>45,257</b>

*Note: SX =production forest land; DD= Protection forest, PH= special-use forest; NLN= Non-forestry forest*

86. Based on the documents prepared by Kim Hoang consultant, the PMU2 sent a Letter to People's Committee of Provinces (Department of Agricultural and Rural Development) on approving the Policy on changing forest use purposes into other purposes for 03 provinces (Letter No. 316/TTr-BQLDA2 dated 22 November 2021 to Lao Cai; Letter No. 370/TTr-BQLDA2 dated 10 December 2021 to Yen Bai and the Letter No. 08/TTr-BQLDA2 dated 11 January 2022 to Lai Chau). So far, the People's Committee of Provinces completed the appraisal (Provincial Appraisal Council) and review of PMU2's proposal. People's Committee of Provinces issued Letters to Ministry of Agricultural and Rural Development for appraisal, reported the Prime Minister for review the approval of the policy on changing forest use purposes into other purposes for the Project implementation (Letter No. 548/TTr-UBND dated 28 February 2022 of Lai Chau Provincial People's Committee; No. 19/TTr-UBND dated 15 February 2022 of Lao Cai Provincial People's Committee and 08/TTr-UBND dated 03 March 2022 of Yen Bai Provincial People's Committee). On 23 March 2022, the Ministry of Agricultural and Rural Development issued the Document No. 1731/BNN-TCLN on request for appraisal of relevant Ministries: Ministry of National Defenses, Ministry of Public Security, Ministry of Planning and Investment, Ministry of Natural Resources and Environment, Ministry of Transportation and Legislation Department (Ministry of Agriculture), etc. Currently, the PMU2 is following Ministries to explain and supply additional information (comments were given by Ministry of Transportation, Ministry of National Defense, Ministry of Public Security).

87. **Following procedures:** After being appraised by Ministries, Ministry of Agriculture and Rural Development will collect opinions, prepare appraisal report and draft Decision to submit to the Prime Minister for approval of the policy on changing forest use purposes into other purposes. Expectedly, the submission for Ministries' approval will be completed on 15 May 2022 and the procedures on Prime Minister's approval will be completed on 30 June 2022.

88. **For ADB's requests.** As the Project uses the Site clearance counterpart fund for planting alternative forests and fulfilling other obligations in the form of non-self-planting (Document No. 7596/BGTVT-KHDT dated 26 July of Ministry of Transportation on identifying the origin and methods on organizational implementation of alternative forest plantation in accordance with regulations in Article 4, Circular No. 13/2019/TT-NNPTNT, the PMU2 sent all amount for alternative forest plantation to Forest Protection and Development Fund of Provinces for implementation of regulations).

### **2.13. Grievance Redress Mechanism**

89. A Subproject Grievance Redress Mechanism (GRM) was established as approved RPF and RPs including the complaint and grievance redress procedure and made available to the communities and the affected persons to ensuring that all complaints of the affected persons regarding any aspect of the project land acquisition, compensation and resettlement are resolved timely and satisfactorily and the affected persons can freely raise their grievances and questions.

90. Local authorities and affected HHs were informed about GRM of project. Although GRM were informed to local authorities, AHs, actual implementation has not yet been applied fully. In fact, LFDCs only records the complaints in writing, and they have advised and replied in writing to the requests of the local people, but LFDCs did not record the verbal complaints, At the filed trip in Jan, 2022, IMC had guidance on GRM implementation to comply with project policy.,

91. PMU.2, DCLDFs and affected communes should to consolidate GRM to be sure whether the GRM is functional prior to the commencement of any land acquisition or resettlement activities. Activities should be consolidating are: (i) Arrange staff to be responsible for GRM (ii) Establish the database for recording and following complaints (iii) DCLDFs should record all questions or requests from AHs in the DMS process for timely resolve..

92. At this report phase, there were 30 complaints recorded by Van Yen DCLDF. These complaints are related to DMS result, re-confirmation of land origin, add price on allowance for land digging.... Currently, 10/30 complaints were solved, and Van Yen DCLDF has been taking steps to resolve 20 complaints.

### **2.14. The implementation of CAP**

93. Regarding to the implementation of CAP as findings of the DDR for the Package CW8 in December 2021. The progress of taking corrective actions is shown in table 20

**Table 20. The updated progress of CAP implementation for Package CW8**

No.	Issues	Action	Progress	Note
1	- Project information disclosure	- Provide all entitlements of the project to AHs	The PIB was updated according to the uRP.	Completed

No.	Issues	Action	Progress	Note
		through the public consultation meetings or prepare project information booklet (PIB) to AHs with full entitlements as regulations of project	The DCLDFs will provide information along with the uRP disclosure after the Provincial People's Committee will have approved the implementation	
2	- Provide life stabilization support for households who lose less than 10% of their productive land	<ul style="list-style-type: none"> <li>- Review the DMS data and coordinate with local authority to assess the impact level of land acquisition to AHs, if the land acquisition impacts significant on the AH's livelihood and life production and confirm by local authority, the additional support should be calculated for AHs as regulations.</li> <li>- Prepare additional compensation plan in line with uRP for un-approved plans.</li> </ul>	DCLDFs are completing support plans	Not yet, PPC have reviewed the documents on this allowance
3	- Provide supports for affected business/shop	- Review the DMS data to provide the support for affected business as mentioned in the entitlement matrix of approved RP.	- DCLDFs are completing support plans	Not yet, PPC issued the Decision No 259/QĐ-UBND dated March 8 2022
4	- At the present, the life stability allowance has not been provided for 03 affected households in Ban Giang commune who lose 10% or more of cultivation area	- Provide additional support in accordance with the Project's regulation V.2 uRP)	- DCLDFs are completing support plans	Completed
5	- Failure to support the vulnerable group as set forth in the approved compensation plan	- Provide additional support under the Project's regulation (V.7 of uRP)	- DCLDFs are completing support plans	Completed
6	- Failure to allocate resettlement land plot for 5 displaced households (4 in Lai Chau city, 1 in Ban Giang - Tam Duong commune)	<ul style="list-style-type: none"> <li>- 5 displaced households want to receive resettlement land. Households received compensation amount and want to be allocated resettlement land soon.</li> <li>- PMU.2, LFDC should consider the land handover schedule properly so as to reduce impacts on the households.</li> </ul>	<ul style="list-style-type: none"> <li>- 04 households in Lai Chau city have been granted resettlement land</li> <li>- 01 household in Ban Giang - Tam Duong is being consulted about relocation plans.</li> </ul>	Completed

## 2.15. Obstructions/pending issues

94. In summary, there are some pending issues in land acquisition implementation as below table.

**Table 21. Update the implementation of pending issues as March 2022**

No	Issues	Nature of issues	Status of issues
1	Detailed Designs are not approved for package CW 7	DED is not approved yet	- DED is in implementing
2	Preparation of RP, EMDPs is very slow	<ul style="list-style-type: none"> <li>- The cost for uRP, EMDPs preparation is from the budget of PMC. Thus, PMU2 meets difficulties in control the progress rate of consultant</li> <li>- Only filed cost for SES, not applied for uRP, EMDPs. This made slow of uRP, EMDPs preparation. LFDCs felt confusing to fill in information in 24 samples provided by consultant.</li> </ul>	- At the end of March, 2022, no uRP, EMDP is submitted to ADB//PMU2
3	The slowness of implementation of additional allowance as approved uRPs of package CW 08 and package CW 09	<ul style="list-style-type: none"> <li>- It takes much time for appraisal on additional allowances at Lai Chau city and Van Yen district.</li> <li>- LFDCs prepare additional compensation plans slowly</li> </ul>	<ul style="list-style-type: none"> <li>- Only decision 285/QĐ-UBND of Lai Chau PPC for allowance on business households</li> <li>- No compensation plan on additional allowances is prepared for package CW 08 and package CW 09</li> </ul>
4	Disposal site	<ul style="list-style-type: none"> <li>- No permanent land acquisition for 51 disposal sites.</li> <li>- PMU2 worked and got agreement with PPC in 2020</li> </ul>	- In Q2, 2022 PMU2 should work with PPCs, DPCs to update the location of disposal as well as the implementation of compensation/allowance for asset on land
5	Land acquisition of forest land	Land acquisition of forest land was implemented by a consultant last November 2021. The progress rate is slow, and it made slow to complete DMS	- The procedures on Prime Minister's approval will be completed on 30 June 2022.
6	Relocation of facilities is very slow	In April, PMU2 completed list of facilities in 10/11 packages as well as work with the owner to agree on the workplan. However, the budget of relocation is very big ( about VND 202 billion)	- PMU2 synthesizes and make the document to MOT to allocate the budget for relocation of facilities
7	Cost of site clearance	Up to April, 2022, total compensation/allowance is	- The currently allocated compensation/allowance

		about VND 439billion ( <i>up to June, 2022 Site clearance fund allocated is about 137 billion</i> )	buget on meets about 30% of actual demand.PMU 2 should work with MOT to arrange this budget.
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### III. CONCLUSIONS AND RECOMMENDATIONS

#### 3.1. Conclusions

95. The progress of the submission of RP/EMDP is slow, leading to the delay in handing over the site clearance to continue the next steps.
96. The information disclosure and consultation with the affected households and the stakeholders has strictly followed as provided in the approved uRPs.
97. In Q1, 2022, no uRP, EMDP is submitted to ADB because the method of Consultant is not suitable for actual requirement of uRP, EMDP preparation.
98. Slowness of land acquisition of forest land made the progress of DMS. The DMS of the affected quantity of the households was according to the state procedures as described in the RPs. However, the progress is still slow and should be accelerated in the coming time.
99. For the replacement cost survey for all packages, an independent appraisal consultant has been mobilized to survey and set up the replacement cost to be applied for the compensation and assistance for site clearance. This should continue to be done soon package CW 10 and package CW 11 to ensure the document for uRP preparation (Van Chan district of Yen Bai).
100. The severely and vulnerable AHs have not yet been fully supported as required by the project policies; no more detailed consultations on livelihood and income restoration measures as outlined in the RP has been organized.
101. The Grievance Redress Mechanism was disseminated and made widely to affected people and stakeholders. Therefore, it needs to consolidate to help affected people and stakeholders to access and implement the project's GRM well.

#### 3.2. Recommendations

102. Some activities that will be handled in the coming time, including:

**Table 22. Recommended activities as March 2021**

No	Issues	Action	Responsibility	Timeframe
1	Preparation of RP, EMDPs for 09 packages	PMU.2 coordinates with PMC/ the Consultant to accelerate the implementation progress	PMU.2, PMC, Consultant	In Q2+Q3/2022
2	The slowness of implementation of additional allowance as approved uRPs of package CW 08 and package CW 09	PMU.2 needs require the localities to complete additional payment	PMU.2, PPC, departments/ DPCs/ DCLDFs/ DCARCs.	In Q2, 2022
3	Disposal site	PMU.2 closely coordinate with PPCs/DPCs to get the	PMU.2, PPC, departments/ DPCs/	End of Q 2/2022

No	Issues	Action	Responsibility	Timeframe
		agreement on this issue		
4	Land acquisition of forest land	Work with MONRE to complete the procedures to convert this forest land area	PMU.2/ consultant	Before 6/2022
5	Relocation of facilities is very slow	PMU.2 closely coordinate with the owner to get the agreement on this issue	PMU.2/ DPCs, the owner of facilities	In Q2+Q3/2022
6	The budget for the site clearance	PMU.2 closely coordinate with MOT to arrange the budget for the site clearance	PMU.2/ MOT	In Q2+Q3/2022
7	CAP implementation	PMU.2 closely coordinate with PPCs/DPCs to resolve the pending issues of CAP	PMU.2, PPC, departments/ DPCs/ DCLDFs/ DCARCs.	In Q2+Q3/2022

## **IV. ANNEXES**

### **Annex 1. Due diligence report of package CW09**

#### **A. BACKGROUND**

##### **1. Rational of due diligence review**

Based on the DMS of Jan, 2022, under package CW9, there are 921 AHs, in which (i) 921 AHs and 11 organizations in 03 communes of Dai Son, An Thinh and Mo Vang under Van Yen district.

In the package CW9, 133 households are classified as severely affected (23 households have to relocate and 121 households will lose from 10 -30% of their productive landholdings, but 11 displaced HHs also lose more than 10% of agricultural land area, therefore the total of severely AHs is 133). Besides, 267 AHs belong to vulnerable groups (215 EM households, 7 poor households, 28 female headed household with dependents and 6 disable headed household and 15 policy HHs and one elderly HH, due to these households are also ethnic minority, therefore, total of vulnerable households is 267 households).

Regarding to Package CW9, pursuant to the requirements of the Government's capital plan management, the capital that was allocated to the locality but not used would be possibly paid back to the budget in November 2021, on the one hand, and the people's committees of the communes and local communities suggested to pay compensation to the affected households to stabilize their accommodations before the Lunar New Year. Therefore, the DCARB of Van Yen district has paid the compensation to 184 affected households with the amount of **VND 13,014,706,997** in phase of October – December 2021, while the updated resettlement plan (uRP) for this package has not been approved yet. Accordingly, for ensuring ADB's involuntary resettlement policy is applied, a due diligence review is needed to examine whether or not the compensation payment complied with requirements on compensation/support entitlement as set forth in the Project's RP/uRP.

After uRP was approved by ADB on January 7, 2022, LFDC continues to implement compensation payment. 846/921 AHs under the approved plan received compensation/support (accounting for 92%). Total amount paid was VND 45,274,783,200

This report will consider, review all project's documents regarding social safeguards, compensation plans approved by Van Yen District PC as well as the compliance of compensation/support procedures with ADB's requirements on involuntary resettlement. Also, this report will describe due diligence methods, and then figure out failure at complying with ADB's policies and recommend Corrective Action Plan (CAP) which cover specific implementation time, responsibility for dealing with shortcomings found out in the course of compensation/support and resettlement under the package CW9 in Yen Bai province.

##### **2. Objectives of the due diligence report**

The general objectives of the due diligence report are to assess the:

- Entitlement in the compensation/support and resettlement plans which are provided to AHs/organization are not lower than those stipulated in RP;

- Proposals of remedy actions in dealing with shortcomings detected during the land acquisition process to ensure the compliance with the Project's compensation/support policies

### **3. Methodology**

This report is prepared with the methods: (i) collection of secondary data on relevant safeguard policies, including RP, uRP, compensation regulation, policies and unit price applied for establishment of compensation plan; compensation plan approved by District PC; (ii) working with PMU, LFDC in Yen Bai province, Van Yen district and local authorities of An Thinh, Dai Son on compensation/ support and resettlement and (iii) depth-interview with 82 AHs

#### **3.1. Secondary data collection**

To collect necessary information and documents, Consultant worked with PMU and LFDCs of Van Yen district to gather all documents which mentioned in this following table.

**Table 23. Documents collected for report preparation**

<b>Source</b>	<b>Type of documents/information to be collected</b>	<b>Expected results</b>
PMU	<ul style="list-style-type: none"> <li>- RP 2018, prepare in the project preparation phase;</li> <li>- uRP of package No.9 (in reviewing process)</li> </ul>	Purposes: <ul style="list-style-type: none"> <li>- Fully understand all entitlement of the project's policies;</li> <li>- Acknowledge stakeholder's responsibility;</li> <li>- Acknowledge grievance redress mechanism</li> </ul>
LFDCs	Project's documents include: Notice of land acquisition, meeting minutes and public consultation minutes; minutes of plan disclosure and plan disclosure ending time.	Disclose consultation/information to AH/organization in compliance with regulations set forth in RP
	Decision and plans on compensation, support and resettlement approved (Compensation documents of each AHs)	Review documents to identify non-compliances with compensation/support entitlements for AHs/organizations.
	Compensation documents for AHs; documents to be examined include: (i) DMS; (ii) compensation calculation sheet; (iii) applicable replacement unit price; (iv) decision on approving detail compensation method for AHs; (iv) compensation payment note; (vi) site handover minutes.	The examination of compensation documents is to identify whether or not the AHs/ organizations are supported fully according to replacement unit price and ADB's regulation.
	Grievance and grievance redress documents	Review outstanding grievance and grievance redress documents to figure out if the grievance process is addressed in accordance with the law and the Project's regulation? If AHs/organizations have to pay the grievance fees? If the AHs/organizations' complaints are satisfactorily addressed?

### 3.2. Group discussion with PMU, LFDCs and local authorities

The Consultant carried out 04 group discussions with the participation of PMU, of which (i) 01 discussion with PMU2; (ii) 01 discussion with LFDC of Van Yen district- the compensation implementation unit; and (iii) 02 group discussions with CPCs of An Thinh, Dai Son.

These discussions with stakeholders is to find out advantages/disadvantages as well as shortcomings in the implementation of compensation/support and resettlement under the package CW9. Details are presented in table 23 below:

**Table 24. Discussion Contents with stakeholders.**

No.	Agencies	Discussed issues	Expected results
1	PMU; LFDC and People's Committee of communes under the package No.09	<ul style="list-style-type: none"> <li>Contents of information disclosure documents, participants; number of participants and storage of information disclosure minutes. Opinions of affected households/organizations and feedback of the authorities;</li> <li>Form of Detail Measurement Survey, procedures and participation of affected households in DMS process; DMS implementation process for the lands whose owner is not identified;</li> <li>Classification of AHs based on RP, including severely affected households, displaced households, vulnerable households of each commune/ward, etc.;</li> <li>Minutes on disclosure/end of the draft compensation/support and settlement plan;</li> <li>Compensation payment documents;</li> <li>Number of complaint households and nature of the complaints; and</li> <li>Income restoration program established for the package.</li> </ul>	<ul style="list-style-type: none"> <li>Assess the compliance of the compensation, support and resettlement procedure/process;</li> <li>Assess the compliance of entitlements for affected households/organizations with approved RP.</li> <li>Assess the compliance of grievance redress mechanism;</li> </ul>
2	Affected households	<ul style="list-style-type: none"> <li>Disclosure and dissemination of information regarding RP, and the project's resettlement locations;</li> <li>Participation of DMS activities, and;</li> <li>Compensation activities of Land Fund Development Centers</li> <li>Affected households/organizations'</li> </ul>	<ul style="list-style-type: none"> <li>Assess changes and restorability of affected households/organizations' life quality at least equal or better than before project;</li> <li>Assess the compliance of the compensation, support and resettlement procedure/process with approved RP;</li> <li>Identify the grievance and shortcomings voiced by communes/wards in the process of</li> </ul>

No.	Agencies	Discussed issues	Expected results
		satisfaction with the compensation; o Grievance and grievance redress mechanism	compensation, support and site clearance.

### 3.3. Interview/questionnaires with affected households:

A total 82 interviews/questionnaires with AHs were conducted in 2 wards/communes: An Thinh (52 households); Dai Son (30 households) to collect households' opinions regarding the compensation/support and resettlement of the package CW9.

The interview contents focus on information disclosure, DMS implementation procedures, compensation/support payment, time of land acquisition and compensation/support reception, displaced households' demand on resettlement, income restoration program; grievance redress mechanism and households' satisfaction with compensation, support and resettlement of the package No. 09.

## B. PROGRESS OF LAND ACQUISITION IMPLEMENTATION

As of Jan 2022, compensation implementation units under the package CW9 submitted total of 20 compensation plans for 846 out of 921 AHs to Van Yen DPCs for approval. Total approved compensation cost is VND **45,274,783,200**. The number of households received compensation payment is 184 AHs with paid amount of VND **13,014,706,997**. The remaining AHs will be compensated/supported after the uRP is approved by ADB.

**Table 25. Affected households of the package CW-9– Yen Bai province**

No	Decision No.	Commune	No of approved households	Total approved compensation cost	Total paid amount
				<b>45,274,783,200</b>	<b>13,014,706,997</b>
1	Decision No.3889/QD-UBND dated 28/10/2021	Đại Sơn	107 AHs and 04 organizations	10,609,398,000	
2	Decision No.5106/QD-UBND dated 30/11/2021	Đại Sơn	48 AHs	6,540,026,000	
3	Decision No.5557/QD-UBND dated 30/11/2021	Đại Sơn	44 AHs and 3 organizations	2,743,973,200	
4	Decision No.6055/QD-UBND dated 23/12/2021	Đại Sơn	18AHs	1,595,050,000	
5	Decision No.6054/QD-UBND dated 23/12/2021	An Thịnh, Đại Sơn	11AHs	1,391,558,100	
6	Decision No.4217 dated 29/10/2021	An Thịnh	34 AHs	701,821,000	
7	Decision No.4218 dated 29/10/2021	An Thịnh	76 AHs	2,597,050,000	
8	Decision No.4219 dated 29/10/2021	An Thịnh	136 AHs and 1 organization	5,942,186,400	

No	Decision No.	Commune	No of approved households	Total approved compensation cost	Total paid amount
9	Decision No.4747 dated 17/11/2021	An Thịnh	27 AHs and 2 organizations	393,929,000	
10	Decision No.4748 dated 17/11/2021	An Thịnh	4 AHs	112,911,000	
11	Decision No.5105 dated 30/11/2021	An Thịnh	34 AHs	568,778,000	
12	Decision No.5107 dated 30/11/2021	An Thịnh	96 AHs	4,046,152,300	
13	Decision No.5108 dated 30/11/2021	An Thịnh	68 AHs	1,451,976,000	
14	Decision No.5552 dated 30/11/2021	AN Thịnh	87 AHs	1,199,582,000	
15	Decision No.5553 dated 30/11/2021	AN Thịnh	5 AHs and 1 organization	141,554,000	
16	Decision No.6390 dated 30/12/2021	An Thịnh	6 AHs	1,462,068,000	
17	Decision No.6056 dated 23/12/2021	An Thịnh	23 AHs	591,013,000	
18	Decision No.6054 dated 23/12/2021	An Thịnh, Đại Sơn	11 AHs and 1 organization	193,604,200	
19	Decision No.5109 dated 30/11/2021	Mỏ Vàng	9 AHs	1,676,073,000	
20	Decision No.6391 dated 30/12/2021	Mỏ Vàng	13 AHs	1,316,080,000	
			846 AHs and 12 organizations		

Source: LFDCs in Jan 2022

## C. ASSESSMENT OF THE IMPLEMENTED COMPENSATION AND SITE CLEARANCE

### 1. Consultation and information disclosure

Consultation and disclosure the draft compensation plans as well as public consultation to gather the community's opinions on the package CW9's compensation which is conducted in communes. The interview with 82 households to collect their opinions/assessment on compensation/support and resettlement show that people strongly support the road upgrading. However, the AHs have not been provided fully the regulations or entitlements for compensation and land acquisition.

**Table 26** . The survey result on **information disclosure**

No.	Content <sup>2</sup>	Yes		No	
		N	%	N	%

<sup>2</sup> Because at the monitoring time, the activities have been to the DMS, so the Consultant could not take following questions about compensation prices, compensation documents ...

1	Did your family receive a project information booklet (PIB)	71	87	11	13%
2	Did your family participate in the dissemination meetings about compensation and entitlements of the project affected households	82	98	2	2%
3	Was your family informed about the DMS plans to measure and survey your affected property	182	100		
4	Did your family participate in the DMS to measure and survey your affected property	82	100		
5	Was the measurement of affected land and houses accurate?	82	100		
6	Did your family review and sign in the DMS records and minutes?	82	100		

*Source: The survey data in January 2022*

## **2. Detail measurement survey (DMS)**

The local people were fully informed and participated in related activities along with LFDC and local representatives. A copy of measurement results was sent to each household to review all assets/area acquired. After working with local authorities and people, no complaint about this activity has been found.

## **3. Unit price applicable for compensation:**

Compensation unit price for land, trees and assets associated with the land was updated in 2021 to ensure the compliance with the Project's compensation policies. The compensation rate was updated by independent consultant who are capable of implementing compensation unit price for both land and assets associated with the land. Then, the Consultant's proposed unit price was approved by Yen Bai PPC. The following are legal bases for the LFDC to apply the compensation unit price:

- Decision No. 2210/QD-UBND dated 8 October 2021 of Yen Bai PPC, issuing the compensation unit price for assets, trees and animals on the land which is acquired by the State under the Northern Mountain Provinces Transport Connectivity Project funded by ADB and the Australian Government;
  - Decision No. 5107/QD-UBND dated 30/11/2021 of Yen Bai PPC on approval of the land price for calculating the compensation unit price when the State acquires land for implementation of the Northern Mountain Provinces Transport Connectivity Project funded by ADB and the Australian Government, connecting section Nghia Lo with Noi Bai Lai Cai high way, sections go through Van Yen district, Yen Bai.
  - Decision No. 3654/QD-UBND dated 04/10/2021 of Yen Bai PPC on approval of the land price for calculating the compensation unit price when the State acquires land for implementation of the Northern Mountain Provinces Transport Connectivity Project funded by ADB and the Australian Government, connecting section Nghia Lo with Noi Bai Lai Cai high way, sections go through Van Yen district, Yen Bai. Location: Dai Son commune, Van Yen district, Yen Bai
-

In general, the unit price applied in 20 compensation plans was updated in 2021. Basically, local people agreed with the applied unit price. As of the time preparing this report, there has been no complaint recorded regarding this activity. However, the compensation plans did not mention to some additional assistance to AHs including:

- The life stabilization supports for AHs losing productive land from 10-30%: As mentioned in the end in the entitlement matrix, and
- The addition support for affected business who was affected in construction time: As mentioned in the entitlement matrix of approved uRP, and
- The additional allowance for some vulnerable households (woman headed households, EM, policy family...)

#### **4. Approval of compensation plan:**

Within the package CW9, 20 compensation plans were approved by district PCs in stage of October to December 2021 (The list of 20 CPs is in Table 3). Before approval, the compensation plans were posted in the communal/ward People's Committee in line with the Province's regulations. However, according to the Project's compensation, site clearance procedures, the compensation plans must be approved after the uRP is adopted by ADB. Therefore, after the uRP is approved by ADB, LFDC is required to review compensation plans to ensure the compliance with the approved uRP. Differences (if any) would be adjusted through decisions on approval of the adjusted/supplemented compensation plan.

#### **5. Compensation payment for affected land and assets:**

The compensation/support is paid in compliance with the legal procedure/process of Vietnam government. LFDCs sent an invitation to each AH to inform the payment time and place. The compensation/support payment is implemented by communal/ward PC with participation of PMU/LFDC and local authorities. As of this time (Jan 2022) 846/921 under the approved plan received compensation/support (accounting for 92%). Total amount paid was VND **45,274,783,200**.

#### **6. Grievance redress mechanism**

In the course of preparation and implementation, the information about grievance process was fully disclosed for AHs so that they could follow complaint steps when needed. As of the survey time, no complaint is recorded.

#### **7. Findings**

As results of assessment, some shortcomings in terms of compensation, site clearance of the package CW9, namely as:

- The AHs have not been fully informed about policies and entitlements according to the policy framework of the project as well as regulation on compensation and support of Yen Bai province;
  - 23 AHs with productive land (AHs losing more than 10% to 30% of total land holding) have not been provided with adequate support to stabilize their lives as mentioned in the entitlement matrix of the approved RP for the project. These AHs
-

have not been provided allowance yet;

- 16 AHs with unregistered businesses<sup>3</sup> have not yet been provided the support according to the project's regulations;
- The list of vulnerable households as definition of ADB have not identified fully, thus, these AHs have been provided allowance yet. As the entitlement of uRP, each vulnerable household will be supported 3,000,000VND

Based on the entitlement of approved uRP, on March 28, 2022 Van Yen LFDC issued the document and submit to Lai Chau PPC for approving the additional allowance as ADB regulation. After Lai Chau PPC issues the document, LFDC will submit the additional compensation plan to ensure the entitlement of AHs.

## **D. CONCLUSION AND RECOMMENDATIONS**

### **1. Conclusion**

The compensation approval, payment is publicly, transparently implemented. The compensation/support amount was paid fully according to decisions, received and signed by households.

During the working period, site survey, no complaint relating to the compensation, site clearance is recorded.

However, the compensation documents for AHs are not fully prepared in line with the Project's regulations. The compensation approval and payment before the uRP is approved by ADB fails to comply with regulation.

### **2. Recommendations**

As of this time, based on the approved compensation and site clearance plan and the actual payment, some shortcomings were found out and a CAP was proposed to ensure households' entitlements as approved uRP.

The PMU.2 should work with LFDC and local authorities to complete additional compensation plans for allowance as approved uRP and payment for households.

Results and proposals in this CAP were discussed and agreed with PMU.2, the CAP and time frame are recommended according to the Table 27 below.

## **E. CORRECTIVE ACTION PLAN**

### **1. Required activities**

The PMU.2 should work with LFDC to finalize the additional compensation/support plan so as to ensure households' entitlements and the compliance with the Project's policies.

**Responsible entities:** After the package's uRP (including this DDR) is approved by ADB and PMU.2/PPC agree to implement, this document must be disclosed by posting in the package ward/commune PC and the bulletin board in the project residential areas. LFDCs will take

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<sup>3</sup> Refer Table 6-1, uRP of Package CW-9 "Assist affected persons/households who do not fall under registered business by providing assistance in cash or in-kind during transition period at replacement cost".

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charge of preparing additional compensation/support plans for affected households identified in CAP.

The CAP/DDR implementation will be monitored and reported in the PMU's internal monitoring report which is submitted to ADB in accordance with regulated procedures.

## **2. Budget for the corrective action plan**

Based on CAP/DDR results, the implementation of additional compensation/support plan for households determined will be carried out by City/district LFDC in Quarter II, 2022. The compensation, support and resettlement cost will be from the Project's site clearance cost.

**Table 27. Recommended Corrective Action Plan**

<b>No.</b>	<b>Issues</b>	<b>Action</b>	<b>Responsible entities</b>	<b>Time frame</b>
1	- Review approved compensation plans after the uRP is adopted by ADB. Approve additional, adjusted compensation plans, if any	- Implement adopted compensation plans - Prepare supplementary compensation plan in line with uRP for un-approved plans	- PMU.2 - LFDC of Van Yen district - CPCs of An Thinh and Dai Son - Social safeguard consultant of CS 1	Quarter II 2022
2	At the present, the life stability allowance has not been provided for AHs in 02 project communes who lose 10% or more of cultivation area	- Provide additional support in accordance with the Project's regulation	- PMU.2; - LFDC of Van Yen district - CPCs of An Thinh and Dai Son - Social safeguard consultant of CS 1	Quarter II 2022
3	Failure to support the vulnerable group as set forth in the approved compensation plan	- Provide additional support under the Project's regulation	- PMU.2 - LFDCs of Van Yen district - CPCs of An Thinh and Dai Son - Social safeguard consultant of CS 1	Quarter II 2022
4	Failure to support affected business households without registration	- Provide additional support under the Project's regulation)	- PMU.2 - LFDCs of Van Yen district - CPCs of An Thinh and Dai Son - Social safeguard consultant of CS 1	Quarter II 2022

Based on proposed document on allowance level for AHs, the Consultant prepares the cost estimation of CAP. Total cost estimation is about 2.1 billion of VND.

**Table 28 . The Budget for the corrective action plan**

<b>Issue</b>	<b>Quantity</b>	<b>Applied allowance</b>	<b>Amount</b>
Support affected business households without registration	16	2,000,000	32,000,000
Life stability allowance for AHs who lose 10% or more of cultivation area	23	15,000	5,382,000
Support the vulnerable group	689	3,000,000	2,067,000,000
<b>TOTAL</b>			<b>2,104,382,000</b>

The implementation of CAP will be updated in SMR of CS 1 consultant and regular reports of EMC.

## Annex 2. Other documents



### 02 new compensation plans of Package CW-08 were approved in Q1.2022

<p><b>ỦY BAN NHÂN DÂN HUYỆN TAM ĐƯƠNG</b></p> <p>Số: 1190/QĐ-UBND</p> <p><b>CỘNG HÒA XÃ HỘI CHỦ NGHĨA VIỆT NAM</b> <b>Độc lập - Tự do - Hạnh phúc</b></p> <p>Tam Dương, ngày 23 tháng 3 năm 2022</p> <p><b>QUYẾT ĐỊNH</b></p> <p><b>Về việc phê duyệt phương án bồi thường, hỗ trợ và tái định cư dự án: Kết nối giao thông các tỉnh miền núi phía Bắc do ngân hàng Châu Á (ADB) và Chính phủ Úc tài trợ (Xây dựng điểm tái định cư trung tâm xã Bàn Hòn)</b></p> <p><b>ỦY BAN NHÂN DÂN HUYỆN TAM ĐƯƠNG</b></p> <p>Căn cứ Luật Tổ chức chính quyền địa phương ngày 19/6/2015; Luật sửa đổi, bổ sung một số điều của Luật tổ chức Chính phủ và Luật Tổ chức chính quyền địa phương ngày 22/11/2019;</p> <p>Căn cứ Luật Đất đai ngày 29/11/2013;</p> <p>Căn cứ Nghị định số 43/2014/NĐ-CP ngày 15/5/2014 của Chính phủ về quy định chi tiết thi hành một số điều của Luật Đất đai;</p> <p>Căn cứ Nghị định số 47/2014/NĐ-CP ngày 15/5/2014 của Chính phủ quy định về bồi thường, hỗ trợ, tái định cư khi nhà nước thu hồi đất;</p> <p>Căn cứ Nghị định số 01/2017/NĐ-CP ngày 06/01/2017 của Chính phủ về sửa đổi, bổ sung một số Nghị định quy định chi tiết thi hành Luật Đất đai;</p> <p>Căn cứ Thông tư số 37/2014/TT-BTNMT ngày 30/6/2014 của Bộ Tài nguyên và Môi trường quy định chi tiết về bồi thường, hỗ trợ và tái định cư khi nhà nước thu hồi đất;</p> <p>Căn cứ Quyết định số 2034/QĐ-BGTVT ngày 17/9/2018 của Bộ Giao thông vận tải về việc Phê duyệt dự án đầu tư Kết nối giao thông các tỉnh miền núi phía Bắc do Ngân hàng Châu Á (ADB) và Chính phủ Úc tài trợ;</p> <p>Căn cứ Quyết định số 39/2016/QĐ-UBND ngày 28/10/2016 của UBND tỉnh Lai Châu về việc ban hành quy định mức trích, nội dung chi và mức chi cho công tác tổ chức thực hiện bồi thường, hỗ trợ, tái định cư khi Nhà nước thu hồi đất trên địa bàn tỉnh Lai Châu;</p> <p>Căn cứ Quyết định số 19/2017/QĐ-UBND ngày 17/7/2017 của UBND tỉnh Lai Châu về việc sửa đổi, bổ sung Khoản 2, Điều 3 của Quy định ban hành kèm theo Quyết định số 39/2016/QĐ-UBND ngày 28/10/2016 của Ủy ban nhân dân tỉnh Quy định mức trích, nội dung chi và mức chi cho công tác tổ chức thực hiện bồi thường, hỗ trợ, tái định cư khi Nhà nước thu hồi đất trên địa bàn tỉnh;</p> <p>Căn cứ Quyết định số 14/2021/QĐ-UBND ngày 04/5/2021 của UBND tỉnh Lai Châu ủy quyền cho Ủy ban nhân các huyện, thành phố thực hiện thông báo</p>	<p>2</p> <p>thu hồi đất; quyết định thu hồi đất; phê duyệt và thực hiện phương án bồi thường, hỗ trợ và tái định cư đối với trường hợp thuộc thẩm quyền của UBND tỉnh;</p> <p>Căn cứ Quyết định số 16/2020/QĐ-UBND ngày 04/5/2020 của UBND tỉnh Lai Châu ban hành Quy định nội dung và trình tự thu hồi đất, bồi thường, hỗ trợ, tái định cư khi Nhà nước thu hồi đất trên địa bàn tỉnh Lai Châu;</p> <p>Căn cứ Quyết định số 598/QĐ-UBND ngày 26/5/2021 của UBND tỉnh Lai Châu ban hành đơn giá bồi thường về tài sản, cây trồng, vật nuôi trên đất khi Nhà nước thu hồi đất trên địa bàn huyện Tam Dương và thành phố Lai Châu thuộc Dự án kết nối giao thông các tỉnh miền núi phía Bắc, do ngân hàng Phát triển Châu Á (ADB) và Chính phủ Úc tài trợ;</p> <p>Căn cứ Quyết định số 1799/QĐ-UBND ngày 30/12/2021 của UBND tỉnh Lai Châu về việc phê duyệt Kế hoạch sử dụng đất năm 2022, huyện Tam Dương;</p> <p>Căn cứ Quyết định số 534/QĐ-UBND ngày 17/5/2021 của UBND huyện Tam Dương về việc phê duyệt giá đất cụ thể để tính tiền bồi thường khi Nhà nước thu hồi đất thực hiện dự án: Dự án kết nối giao thông các tỉnh miền núi phía Bắc (Truyền nói Lai Châu với cao tốc Nội Bài – Lào Cai);</p> <p>Căn cứ Quyết định số 1126a/QĐ-UBND ngày 16/3/2022 của UBND huyện Tam Dương về việc phê duyệt giá đất cụ thể để tính tiền bồi thường khi Nhà nước thu hồi đất thực hiện dự án: Kết nối giao thông các tỉnh miền núi phía Bắc do ngân hàng Châu Á (ADB) và Chính phủ Úc tài trợ (Truyền nói cao tốc Nội Bài – Lào Cai) Hưng mục: Xây dựng điểm tái định cư Đông Pao 2 xã Bàn Hòn và xây dựng điểm tái định cư trung tâm xã Bàn Hòn;</p> <p>Căn cứ các Quyết định từ số 1158 đến số 1167 và từ số 1169 đến số 1189/QĐ-UBND ngày 23/3/2022 của UBND huyện Tam Dương về việc thu hồi đất để thực hiện dự án: Kết nối giao thông các tỉnh miền núi phía Bắc do ngân hàng Châu Á (ADB) và Chính phủ Úc tài trợ (Xây dựng điểm tái định cư trung tâm xã Bàn Hòn);</p> <p>Theo đề nghị của Trưởng phòng Tài nguyên và Môi trường.</p> <p><b>QUYẾT ĐỊNH:</b></p> <p><b>Điều 1.</b> Phê duyệt phương án bồi thường, hỗ trợ và tái định cư dự án: Kết nối giao thông các tỉnh miền núi phía Bắc do ngân hàng Châu Á (ADB) và Chính phủ Úc tài trợ (Xây dựng điểm tái định cư trung tâm xã Bàn Hòn), cụ thể như sau:</p> <p><b>Tổng số tiền BT, HT&amp;TĐC: 2.224.587.888 đồng.</b></p> <p>(Bằng chữ: Hai tỷ, hai trăm hai mươi bốn triệu, năm trăm tám mươi bảy nghìn, tám trăm tám mươi tám đồng).</p> <p>Trong đó:</p> <p><b>1. Chi trả cho chủ sở hữu tài sản, cây trồng trên đất: 2.150.767.888 đồng.</b></p>	<p>3</p> <p>- Bồi thường về đất: 429.472.800 đồng. - Bồi thường tài sản vật kiến trúc: 1.881.000 đồng. - Bồi thường về cây cối hoa màu: 233.364.488 đồng. - Chính sách hỗ trợ: 1.486.049.600 đồng.</p> <p>(Có biểu tổng hợp chi tiết kèm theo)</p> <p><b>2. Chi phí tổ chức thực hiện GPMB: 73.820.000 đồng.</b></p> <p>- Chi phí trực tiếp phục vụ công tác BT,HT&amp;TĐC: 59.056.000 đồng. - Chi phí tham dự: 14.764.000 đồng.</p> <p>(Có dự toán chi tiết kèm theo)</p> <p><b>3. Chi trả tiền bồi thường</b></p> <p>- Thời gian chi trả tiền bồi thường: Thực hiện theo quy định tại Điều 24 Quyết định số 16/2020/QĐ-UBND ngày 04/5/2020 của UBND tỉnh Lai Châu.</p> <p>- Địa điểm chi trả tiền bồi thường: Tại trụ sở xã Bàn Hòn.</p> <p><b>Điều 2.</b> Nguồn kinh phí thực hiện theo Quyết định số 2034/QĐ-BGTVT ngày 17/9/2018 của Bộ Giao thông vận tải về việc Phê duyệt dự án đầu tư Kết nối giao thông các tỉnh miền núi phía Bắc do Ngân hàng Châu Á (ADB) và Chính phủ Úc tài trợ.</p> <p><b>Điều 3.</b> Quyết định này có hiệu lực thi hành kể từ ngày ký. Chánh Văn phòng HĐND-UBND huyện; Trưởng phòng: Tài nguyên và Môi trường; Kinh tế và Hạ tầng; Tài chính - Kế hoạch; Giám đốc Trung tâm phát triển quỹ đất huyện; Chủ tịch UBND xã Bàn Hòn; Thủ trưởng các cơ quan có liên quan và các hộ gia đình, cá nhân có tên trong phương án bồi thường, hỗ trợ và tái định cư tại Điều 1 chịu trách nhiệm thi hành Quyết định này./</p> <p><b>TM. ỦY BAN NHÂN DÂN KT CHỦ TỊCH PHÓ CHỦ TỊCH</b></p> <p><i>(Chữ ký và dấu)</i></p> <p><b>Phong Vinh Cường</b></p>
<p><b>ỦY BAN NHÂN DÂN HUYỆN TAM ĐƯƠNG</b></p> <p>Số: 1278/QĐ-UBND</p> <p><b>CỘNG HÒA XÃ HỘI CHỦ NGHĨA VIỆT NAM</b> <b>Độc lập - Tự do - Hạnh phúc</b></p> <p>Tam Dương, ngày 28 tháng 3 năm 2022</p> <p><b>QUYẾT ĐỊNH</b></p> <p><b>Về việc phê duyệt phương án bồi thường, hỗ trợ và tái định cư dự án: Kết nối giao thông các tỉnh miền núi phía Bắc do ngân hàng Châu Á (ADB) và Chính phủ Úc tài trợ (Địa phận huyện Tam Dương - Đợt 6)</b></p> <p><b>ỦY BAN NHÂN DÂN HUYỆN TAM ĐƯƠNG</b></p> <p>Căn cứ Luật Tổ chức chính quyền địa phương ngày 19/6/2015; Luật sửa đổi, bổ sung một số điều của Luật tổ chức Chính phủ và Luật Tổ chức chính quyền địa phương ngày 22/11/2019;</p> <p>Căn cứ Luật Đất đai ngày 29/11/2013;</p> <p>Căn cứ Nghị định số 43/2014/NĐ-CP ngày 15/5/2014 của Chính phủ về quy định chi tiết thi hành một số điều của Luật Đất đai;</p> <p>Căn cứ Nghị định số 47/2014/NĐ-CP ngày 15/5/2014 của Chính phủ quy định về bồi thường, hỗ trợ, tái định cư khi nhà nước thu hồi đất;</p> <p>Căn cứ Nghị định số 01/2017/NĐ-CP ngày 06/01/2017 của Chính phủ về sửa đổi, bổ sung một số Nghị định quy định chi tiết thi hành Luật Đất đai;</p> <p>Căn cứ Thông tư số 37/2014/TT-BTNMT ngày 30/6/2014 của Bộ Tài nguyên và Môi trường quy định chi tiết về bồi thường, hỗ trợ và tái định cư khi nhà nước thu hồi đất;</p> <p>Căn cứ Quyết định số 2034/QĐ-BGTVT ngày 17/9/2018 của Bộ Giao thông vận tải về việc Phê duyệt dự án đầu tư Kết nối giao thông các tỉnh miền núi phía Bắc do Ngân hàng Châu Á (ADB) và Chính phủ Úc tài trợ;</p> <p>Căn cứ Quyết định số 39/2016/QĐ-UBND ngày 28/10/2016 của UBND tỉnh Lai Châu về việc ban hành quy định mức trích, nội dung chi và mức chi cho công tác tổ chức thực hiện bồi thường, hỗ trợ, tái định cư khi Nhà nước thu hồi đất trên địa bàn tỉnh Lai Châu;</p> <p>Căn cứ Quyết định số 19/2017/QĐ-UBND ngày 17/7/2017 của UBND tỉnh Lai Châu về việc sửa đổi, bổ sung Khoản 2, Điều 3 của Quy định ban hành kèm theo Quyết định số 39/2016/QĐ-UBND ngày 28/10/2016 của Ủy ban nhân dân tỉnh Quy định mức trích, nội dung chi và mức chi cho công tác tổ chức thực hiện bồi thường, hỗ trợ, tái định cư khi Nhà nước thu hồi đất trên địa bàn tỉnh;</p> <p>Căn cứ Quyết định số 14/2021/QĐ-UBND ngày 04/5/2021 của UBND tỉnh Lai Châu ủy quyền cho Ủy ban nhân các huyện, thành phố thực hiện thông báo</p>	<p>thu hồi đất; quyết định thu hồi đất; phê duyệt và thực hiện phương án bồi thường, hỗ trợ và tái định cư đối với trường hợp thuộc thẩm quyền của UBND tỉnh;</p> <p>Căn cứ Quyết định số 16/2020/QĐ-UBND ngày 04/5/2020 của UBND tỉnh Lai Châu ban hành Quy định nội dung và trình tự thu hồi đất, bồi thường, hỗ trợ, tái định cư khi Nhà nước thu hồi đất trên địa bàn tỉnh Lai Châu;</p> <p>Căn cứ Quyết định số 598/QĐ-UBND ngày 26/5/2021 của UBND tỉnh Lai Châu ban hành đơn giá bồi thường về tài sản, cây trồng, vật nuôi trên đất khi Nhà nước thu hồi đất trên địa bàn huyện Tam Dương và thành phố Lai Châu thuộc Dự án kết nối giao thông các tỉnh miền núi phía Bắc, do ngân hàng Phát triển Châu Á (ADB) và Chính phủ Úc tài trợ;</p> <p>Căn cứ Quyết định số 1799/QĐ-UBND ngày 30/12/2021 của UBND tỉnh Lai Châu về việc phê duyệt Kế hoạch sử dụng đất năm 2022, huyện Tam Dương;</p> <p>Căn cứ Quyết định số 534/QĐ-UBND ngày 17/5/2021 của UBND huyện Tam Dương về việc phê duyệt giá đất cụ thể để tính tiền bồi thường khi Nhà nước thu hồi đất thực hiện dự án: Dự án kết nối giao thông các tỉnh miền núi phía Bắc (Truyền nói Lai Châu với cao tốc Nội Bài – Lào Cai);</p> <p>Căn cứ Quyết định từ số 1252 đến số 1277/QĐ-UBND ngày 28 tháng 3 năm 2022 của UBND huyện Tam Dương về việc thu hồi đất để thực hiện dự án: Kết nối giao thông các tỉnh miền núi phía Bắc do ngân hàng Châu Á (ADB) và Chính phủ Úc tài trợ (Địa phận huyện Tam Dương -Đợt 6);</p> <p>Theo đề nghị của Trưởng phòng Tài nguyên và Môi trường.</p> <p><b>QUYẾT ĐỊNH:</b></p> <p><b>Điều 1.</b> Phê duyệt phương án bồi thường, hỗ trợ và tái định cư dự án: Kết nối giao thông các tỉnh miền núi phía Bắc do ngân hàng Châu Á (ADB) và Chính phủ Úc tài trợ (Địa phận huyện Tam Dương -Đợt 6), cụ thể như sau:</p> <p><b>Tổng số tiền BT, HT&amp;TĐC: 7.149.227.177 đồng.</b></p> <p>(Bằng chữ: Bảy tỷ, một trăm bốn mươi chín triệu, hai trăm hai mươi bảy nghìn, một trăm bốn mươi bảy đồng).</p> <p>Trong đó:</p> <p><b>1. Chi trả cho chủ sở hữu tài sản, cây trồng trên đất: 6.905.917.177 đồng.</b></p> <p>- Bồi thường về đất: 653.249.500 đồng. - Bồi thường tài sản vật kiến trúc: 4.520.982.996 đồng. - Bồi thường về cây cối, hoa màu, vật nuôi: 396.329.181 đồng. - Chính sách hỗ trợ: 1.335.355.500 đồng.</p> <p>(Có biểu tổng hợp chi tiết kèm theo)</p> <p><b>2. Chi phí tổ chức thực hiện GPMB: 243.310.000 đồng.</b></p>	<p>3</p> <p>- Chi phí trực tiếp phục vụ công tác BT,HT&amp;TĐC: 194.648.000 đồng. - Chi phí tham dự: 48.662.000 đồng.</p> <p>(Có dự toán chi tiết kèm theo)</p> <p><b>3. Chi trả tiền bồi thường</b></p> <p>- Thời gian chi trả tiền bồi thường: Thực hiện theo quy định tại Điều 24 Quyết định số 16/2020/QĐ-UBND ngày 04/5/2020 của UBND tỉnh Lai Châu.</p> <p>- Địa điểm chi trả tiền bồi thường tại trụ sở UBND xã Bàn Hòn.</p> <p><b>Điều 2.</b> Nguồn kinh phí thực hiện theo Quyết định số 2034/QĐ-BGTVT ngày 17/9/2018 của Bộ Giao thông vận tải về việc Phê duyệt dự án đầu tư Kết nối giao thông các tỉnh miền núi phía Bắc do Ngân hàng Châu Á (ADB) và Chính phủ Úc tài trợ.</p> <p><b>Điều 3.</b> Quyết định này có hiệu lực thi hành kể từ ngày ký. Chánh Văn phòng HĐND-UBND huyện; Trưởng phòng: Tài nguyên và Môi trường; Kinh tế và Hạ tầng; Tài chính - Kế hoạch; Giám đốc Trung tâm phát triển quỹ đất huyện; Chủ tịch UBND xã Bàn Hòn; Thủ trưởng các cơ quan có liên quan và các hộ gia đình, cá nhân có tên trong phương án bồi thường, hỗ trợ và tái định cư tại Điều 1 chịu trách nhiệm thi hành Quyết định này./</p> <p><b>TM. ỦY BAN NHÂN DÂN KT CHỦ TỊCH PHÓ CHỦ TỊCH</b></p> <p><i>(Chữ ký và dấu)</i></p> <p><b>Phong Vinh Cường</b></p>

Legal documents for preparation additional allowance as ADB regulation for Package CW-08

