

# Social Monitoring Report

---

Semi-annual Report

Project Numbers: 45094-001, 46260-002, 50211-001, 51115-001  
(January – June 2020)

November 2020

## TIM: Dili to Baucau Highway Project

Prepared by the Project Management Unit, National Directorate for Roads Bridges and Flood Control, Ministry of Public Works for the Government of Timor-Leste and the Asian Development Bank.

This social monitoring report is a document of the borrower. The views expressed herein do not necessarily represent those of ADB's Board of Directors, Management, or staff, and may be preliminary in nature.

In preparing any country program or strategy, financing any project, or by making any designation of or reference to a particular territory or geographic area in this document, the Asian Development Bank does not intend to make any judgments as to the legal or other status of any territory or area.



**REPÚBLICA DEMOCRÁTICA DE TIMOR-LESTE**  
**Ministry of Public Works**  
**Directorate General for Public Works**  
**National Directorate for Roads, Bridges and Flood Control**  
**Project Management Unit**

---

# **SEMI-ANNUAL MONITORING REPORT**

**Social Safeguard (Resettlement)**

**ADB Funded / Administered Projects**

---

June 2020

## Table of Contents

	Page
<b>Table of Contents</b> .....	1
<b>List of Abbreviations</b> .....	2
<b>Chapter I. Introduction</b> .....	3
1.1 Brief Background.....	3
1.2 Project Description.....	3
1.3 Project Status.....	4
1.4 Work Description.....	5
1.5 Resettlement Plan.....	5
1.6 Institutional Arrangement.....	7
1.7 Budget Allocation.....	7
1.8 Monitoring and Evaluation.....	7
<b>Chapter II. Monitoring Activities</b> .....	8
2.1 Monitoring Period and Methodology.....	8
2.2 Main activities.....	8
2.3 Other Activities .....	12
2.4 Monitoring Results and Actions Required .....	14
<b>Chapter III. Grievance Redress Mechanism</b> .....	15
<b>Chapter IV. Summary and Conclusions</b> .....	19
 Annexes:	
Annex A: MOU for the Land Claimants (Tasitolu-Tibar: Section 2).....	i
Annex B: Sample of the compensation agreement.....	iii

## ABBREVIATIONS

<b>ADB</b>	Asian Development Bank
<b>AP</b>	Affected Person
<b>BNCTL</b>	Banco Nacional de Comercio Timor Leste
<b>CAIF</b>	Commission for Administration of the Infrastructure Fund
<b>DLPCS</b>	Directorate of Land, Property and Cadastral Services
<b>EA</b>	Executing Agency
<b>ESU</b>	Environmental and Social Unit
<b>FGD</b>	Focus Group Discussion
<b>GoTL</b>	Government of Timor Leste
<b>H.H.</b>	Household
<b>K.m.</b>	Kilometer
<b>L.m.</b>	Linear Meter
<b>MOF</b>	Ministry of Finance
<b>MOJ</b>	Ministry of Justice
<b>MPW</b>	Ministry of Public Works
<b>NDB</b>	National Directorate for Buildings
<b>PISC</b>	Project Implementation Supervision Consultant
<b>PMU</b>	Project Management Unit
<b>PCM</b>	Public consultation Meeting
<b>RCBC</b>	Reinforced Concrete Box Culvert
<b>RNUSP</b>	Road Network Upgrading Project
<b>RROW</b>	Road Right-of-Way
<b>RP</b>	Resettlement Plan
<b>SCRT</b>	Support Consultant Resettlement Team
<b>SSM</b>	Social Safeguards Monitoring
<b>SSQMR</b>	Social Safeguards Quarterly Monitoring Report
<b>SSSMR</b>	Social Safeguards Semi-Annual Monitoring Report
<b>Sqm.</b>	Square Meter
<b>Sta.</b>	Station

## RESETTLEMENT MONITORING REPORT

### Chapter I. INTRODUCTION

#### 1.1 Brief Background

1. Timor-Leste has begun rebuilding its national infrastructures after years of suffering from conflict and under development. Physical infrastructure development including road network is now recognized by the country as a top priority to accelerate its economic development and is also a means to reduce poverty in the country. Given the emphasis on nationwide development of road infrastructure, the Government of Timor-Leste (the government) plans to upgrade the national road network under the Road Network Upgrading Project (RNUP) and Road Network Upgrading Sector Project (RNUSP), partly financed by loans from the Asian Development Bank (ADB).
2. In line with the Strategic Development Plan (2011-2030) of the Government of Timor Leste (GoTL), one of the top priorities to accelerate the country's economic development and poverty reduction is to invest in core and productive infrastructure, particularly road network improvement.
3. The core road network of Timor-Leste comprises about 1,430 kilometers (Km) of National Roads and 870km. of District Roads. The National Road Network that links the country's thirteen (13) National Districts covers the East-West Northern Coastal Road, the East-West Southern Coastal Road and five North-South Roads that connects the two Coastal Roads.

#### 1.2 Project Description

4. Under RNUP, the road projects are Dili-Liquica (R3-28.72 km) and Tibar-Gleno (R4-31.77 km) with loan nos. 2857/2858-TIM for upgrading and rehabilitation of national roads. The road passes through the northern coastline of the island as it runs towards Liquica where it ends in Sta. 35+673.91 and connects to the Liquica-Maubara Road. This road is part of the strategic east-west road network that directly connects Dili to District Centers along the northern coastline and it also forms part of the main artery to and from the proposed international container Port at Tibar. These two (2) projects was turn over to Government since 2015.
5. Another project under RNUP is the Tasitolu-Tibar road that will start at the Tasitolu-Tibar Boundary (Sta. 8+740). At station 10+300, the road corridor will turn southwesterly where it will cut through the east-west trending ridge that protrude to the east coast and end at Sta. 13+290 about 600 meters after Tibar junction.
6. The additional financing under RNUSP includes the Maubara-Karimbala road that starts at the approach "A" of Maubara Bridge at Km49+691 in Suco Vaviquinia traversing flat terrain onwards a hilly and mountainous alignment until it reaches Km. 54+335 in Suco Gugleur. The road after this section is a paved section, with an approximate length of 3.5km asphalt pavement, which has been considered as exception. Alternatively, Section 2 starts at Km. 57+825 passes thru Mt. Gugleur protected area before it ends at Km. 62+567 in Suco Vatuboro.

7. The RNUSP additional financing likewise includes the Baucau-Laga-Lautem road section, with a length of about 38.2 km, which lies along the major national route between Manatuto, Baucau and Lospalos sections. The road then with continuous stretch feeds into the Lautem to Com and the Lautem to Los Palos road sections which connected Baucau, Lautem and Lospalos districts. The road is situated within the geographic coverage of the two Sub districts, Laga and Lautem.
8. Also part of the improvement of the northern coastal road under the RNUSP is the Atabae - Mota Ain road upgrading project which is an extension of R2, and is approximately 28.9 kilometers. The project starts in Fatulagon Bridge, Km 85.3 to Km 114.2. This is strategically located within Atabae Sub-District covering Suco Aidabaleten, Suco Sanirin, and Suco Batugade.
9. The Manatuto-Baucau road project is located along the coastline north easterly of GTOL for around 58 kilometers length. The proposed alignment between Manatuto-Baucau is located on the existing road way. The end of the project of Dili-Manatuto road at Sta 56 + 400 which is funded by JICA is the beginning of Manatuto-Baucau road.
10. The Aipelo – Bazartete (C17), the Bazartete – Tokoluli (C16) and the Ermera – Fatubessi (C13) road projects are funded by the EU and administered under the requirements of the Asian Development Bank (ADB), and These Projects will improve and rehabilitate 13.5 km the existing bitumen road which will be resurfaced to bring it up to standard. The improvement works shall also include drainage construction/rehabilitation. The works will be carried out within the existing right of way. No land acquisition and very minimal impacts on community's assets.
11. The Baucau-Venilale-Viqueque road project with a length of about 58.4 kilometers it is a road strategically placed to link the districts of Baucau-Venilale-Viqueque, which may further help to improve the area's business transactions and tourism activity in the future.

### 1.3 Project Status

12. Civil works were awarded to several contractors by the government and are implemented by the MPW through PMU. This office is the one implementing and handling all on-going foreign assisted projects. Notice to Commence was issued to the contractor by the PISC with specific effective date and schedule. Prior to implementation of civil works, resettlement plans were update to verify all the data in order to carry out the compensation, although sometimes the RPs are also implemented simultaneously with the civil works but in order to comply with the ADB SPS 2009 no civil works will start at a certain section prior to compensation.
13. The Dili-Liquica (R3), Tibar-Gleno (R4), Manatuto-Laclubar Jct. (CP1), and Laclubar Jct.-Natarbora roads were already completed and were turn over to the government. Some of the projects' civil works are still on-going. The implementations of Resettlement Plan are also on-going in parallel including those near completion. Hereunder are the status of accomplishments of civil work for each on-going project;

Project	Contract Amount	Starting Date	Completion Date	Scheduled Accompl.	Actual Accompl.	Slippage
Maubara-Karimbala, Atabae - Mota ain	\$20,748,566.21	Sept. 05, 2017	Feb. 21, 2020	100%	61.63%	- 38.37%
Baucau-Laga-Lautem	\$29,315,546.10	Sept. 05, 2017	Feb. 21, 2020	98.63%	63.09%	- 35.54%
Tasitolu-Tibar (4 Lanes)	\$12,964,487.49	Feb. 28, 2017	Dec. 14, 2020	91.18%	90.79%	- 0.39%
Manatuto-Baucau	\$59,287,453.55	May 31, 2016	Aug 14, 2020	99.91%	99.15%	- 0.76%
District Roads (C16/17) P1	\$ 5,083,696.15	May 18, 2018	June 09, 2020	100.00%	95.53%	- 4.47%
District Roads (C16/17) P2	\$ 5,730,438.78	May 21, 2019	Nov. 11, 2020	32.36%	14.39%	- 17.97%
District Roads (C13)	\$ 4,294,258.10	Mar. 15, 2019	July 07, 2020	36.21%	36.21%	None
Baucau-Venilale	\$ 16,024,500.97	July 31, 2019	Jan 16, 2022	15.10%	0%	-15.10%
Venilale-Viqueque	\$ 23,853,175.70	July 31, 2019	July 30, 2022	15.10%	0%	-15.10%

## 1.4 Work Description

14. The general scope of works of the RNUP and RNUSP contracts includes rehabilitation/widening and maintenance of existing road into international standards with Asphalt Concrete Pavement (ACP) surface course, 6.0 meter carriageway and providing 1.0-1.5 meter shoulder on both sides of the road. The rehabilitation will bring the base course up to the pavement level in distressed areas and the full length of the road will then be overlaid with 50 millimeters of hot-laid asphalt. Drainage is scheduled to be improved by providing drainage structures such as: Reinforced Concrete Box Culvert (RCBC), Reinforced Concrete Pipe Culvert (RCPC), Stone masonry, retaining wall, etc. Cleaning or reconstruction of the existing drainage structures is also included. As part of road safety, the projects include the provisions of pavement markings, road signs, regulatory signs and stone masonry guard wall block. There are no proposed major changes in alignment or gradients.
15. The Tasitolu-Tibar (section 2) road involves widening and improvement of the existing 2-lane road to a 4-lane road with more than 1 kilometer of new road alignment. The road will also have 2.0 meters wide median and 7 meters wide carriageway with 2.0 meters sidewalks and line ditch. This road will connect to the newly constructed R3 that will serve traffic coming in and out from future the Tibar Port.
16. The Aipelo-Bazartete, Bazartete-Tokoluli and Ermera-Fatubessi sections under the European Union funded and administrated by ADB projects involves asphalt paving of an existing carriage way of 2.5 meters to 4.0 meters following the existing alignment without significant widening of the road, the improvement works shall also include drainage construction / rehabilitation.

## 1.5 Resettlement Plan

17. A Resettlement Plan was prepared for each project as a part of the Detailed Engineering Design to address the resettlement impacts associated with the detailed design and to provide assessment of compensation for the APs.
18. The policy framework governing the RP was guided by Resettlement Framework (RF) adopted by the GoTL and approved by ADB for RNUP and RNUSP in accordance with the ADB Safeguard Policy Statement.
19. The RNUSP and RNUP are all categorized as category B since the numbers of affected persons (APs) with significant impacts are minimal. Overall, most of the APs are marginally affected mostly because of temporary kiosks. These kiosks can be reestablished within a day and will not therefore cause significant loss of income.



**Table 1. The Updated Resettlement Plan.**

Magnitude of Impact	Manatuto-Laclubar-Natarbora	Baucau-Laga-Lautem	Maubara-Karimbala, Atabae-Mota ain	Tasitolu-Tibar (Section 2)	Manatuto-Baucau ADB Funded	EU Projects (C16 & C17)	EU Projects (C13)	Baucau-Venilale	Venilale-Viqueque
Prepared the RP	Oct. 2013	Oct. 2015	Sept. 2015	May 2014	March 2014	March 2018	June 2019	Nov. 2015	Nov. 2015
Prepared the URP	Oct. 2015	Feb. 2018	Feb. 2018	Jan. 2016	Nov. 2016	Oct. 2018	Feb. 2020	Oct. 2019	Oct. 2019
ADB's approval	Aug. 2013	June. 2018	June. 2018	May. 2014	May. 2018*	April 2019	July 2020	Nov. 2019	Nov. 2019
Affected House	8 units	22 units	1 unit	17 unit	15 unit	None	1 unit	12 Units	24 units
Affected Trees	4,939	389	185	48	1291	377	5,303	11,206	1,674
Affected Kiosk	13 units	38 units	12 units	8 units	42 units	1 unit	1 unit	17 Units	16 Units
Affected Fence/Anc.	6 units	32 units	20 units	5 units	7 units	4 units	7 units	23 units	4 Units
Affected Land	None	None	None	3 lots	None	None	None	None	None
Affected Household	295	251	56	23	331	80	42	457	133
Affected Person	513	1104	333	109	2,316	264	95	2,919	775
Budget Cost of RP	\$163,375.93	\$314,144.05	\$53,630.88	\$352,340.13	\$339,934.23	\$10,492.75	\$45,759.00	\$390,599.28	\$303,174.14

(\*) Corrective Action Plan

20. The implementation of the subprojects adopted a strategy to avoid and minimize resettlement impacts to the extent possible. These strategies include:

- a) reducing the embankment at certain sections of the tortuous stretch but not to the extent of compromising traffic safety;
- b) careful attention to the detailed alignment in the vicinity of sensitive cultural features such as sacred places, cemetery and places of worship in order to avoid impacts upon them;
- c) a side walk shall be provided at urban areas by maximizing the limited space using the top slab of the drainage;
- d) Adjusting the alignment wherever possible within government-owned lands.

## 1.6 Institutional Arrangement

21. The *Concelho de Administração do Fundo Infrastructure* (CAFI) is the project Executing Agency and the Ministry of Public Works, Transport and Communication (MPW) thru the Project Management Unit (PMU) is the implementing agency with technical support from the assigned Project Implementation Supervision Consultants (PISC). The PISC includes an International and National Social Safeguard Specialists to work with PMU on all social safeguards related activities. Concerned Suco/Aldeia Chiefs were also involved during public consultations, validation/verification of APs and direct negotiation for settlement.

22. The Ministry of Justice (MOJ) and Directorate of Land, Property and Cadastral Services (DLPCS) were likewise involved during the implementation of the RP. The MOJ and DLPCS dealt with lot claimants for the land to be acquired and property valuation including resolution of land disputes.

### **1.7 Budget Allocation**

23. All costs associated with resettlement are provided by the government. The estimated RP cost was requested to the Ministry of Finance. After revalidation/verification of the affected assets and affected persons, the actual negotiated settlement cost is determined prior to the implementation of RP. The PMU ensures that adequate funds will be available by providing contingency for likely unanticipated any additional assets that could be affected during project implementation. After validation and checking, the PMU requests the processing of payment to MPS and verifies all the documents required by the Ministry of Finance. Prior to the request of payment, PMU supervised the PISC in completing the requirements, including the opening of individual bank account of APs where the compensation will be sent. The PMU will inform APs on the availability of payment upon securing the confirmation from BNCTL that the money is already transferred by the Central Bank.
24. The allocated budget for resettlement compensation is 5.7 Million dollars intended to all projects including the WB, JICA and EU funded projects. This budget is available from the government infrastructure fund to compensate the affected persons and other resettlement expenses.

### **1.8 Monitoring and Evaluation**

25. The Social Safeguards Monitoring (SSM) is undertaken by the PISC's International and National Social Safeguard Specialists. Monitoring includes reporting on the progress of the implementation of activities envisaged in the RP. The National Social Safeguard Specialists were commissioned to prepare and submit individual monthly SSM report to PMU for each road package. The International Social Safeguard Specialist integrates all monthly reports into Semi-annual report to be submitted to the ADB.
26. The additional affected assets are inspected by the PISC's Resettlement Specialist where an assessment report is submitted to the PMU for necessary actions and will be included as an addendum to the previous RP. The final completion report of Resettlement implementation will be prepared and should be submitted to the PMU one month before the PISC's demobilization date. The evaluation shall also assess resettlement efficiency, effectiveness, impact and sustainability and drawing lessons as a guide to future resettlement planning.

## Chapter II. MONITORING ACTIVITIES

### 2.1 Monitoring period and Methodology

27. The Social Safeguard Semi-Annual Monitoring Report (SSMR) covers the status of the implementation of the Resettlement Plan (RP) for the period from January 01 to June 30, 2020. Related activities in coordination with PMU Office, Suco/Aldeia Chiefs and concerned government agencies were undertaken to ensure timely and appropriate provision of assistance to all affected persons in accordance with the approved RP and to determine whether or not there are any unanticipated impacts which need to be considered during implementation.
28. The PMU's International Social Safeguards Specialist has been demobilized with effect of December 2018. The PMU's National Social Safeguards Specialist will handle directly any further issues with regards to Resettlement related issues.

### 2.2 Main Activities

29. During the reporting period, verification and identification of assets and affected persons were carried out within the established construction limit along the whole stretch of all the project roads in coordination with concerned Suco/Aldeia Chiefs. Assessment of whether there are unforeseen affected assets has also been undertaken.
30. All the issues and grievances during the implementation of RP have also been undertaken. Suco Chief, for instance, requested some additional drainage structure to address the flooding incident in some isolated areas (Metinaro). These were considered and done.
31. For the Manatuto-Baucau road section total processed and paid as of June 2020 is 511 Agreements.
32. All of the 27 agreements in section 2 Tasitolu-Tibar road project were fully compensated. 24 in term of structure and 3 in terms of land. The GRM will still be available at project site in order to record any additional grievances in relation to the project implementation.
33. For the EU District road projects; the Aipelo-Bazartete C16/C17 package 1 section, all 34 APs (34 agreements) is fully paid. The Bazartete-Tokoluli C16/C17 package 2 section, total processed and paid APs as of June 2020 is 47 APs (47 agreements) leaving only 33 APs (33 Agreements). For the Ermera-Fatubessi (C13) section the total processed and paid APs is 9 APs (9 agreements) while the remaining 33 APs will subjected for compensation within the month of July 2020. The Resettlement Plan for section (C13) has been converted into Resettlement Due-diligence document by the ADB and now the document has been endorsed to the ADB for further comments and approval.
34. The Baucau-Laga-Lautem road section, all 424 AHs is fully paid. 251 are from the original approved RP and the remaining 173 are additional affected Households.

- 
35. The Maubara-Karimbala, Atabae-Mota Ain road sections the final processed and paid APs is 298 (311 Agreements).
  36. The Baucau-Venilale-Viqueque Sections, Finalization of agreements with the identified APs is still ongoing and so far no payments were made yet.
  37. In the implementation of RPs, payments were made after the submission of the required documents particularly signed agreements and individual bank accounts. These were facilitated after disclosure with the APs. The actual payment process is being monitored by the resettlement team and once payments are already available, the APs will be informed immediately. The updated Summary of Impacts after re-validation/verification prior to implementation of RP is shown in the Matrix below. Information of the identified APs with corresponding agreement/settlements is shown in the Annexes.
  38. As per experienced, all of the compensation payments were not finalized prior to the physical work implementation of any project which was caused by lacking of human resources in the PMU's Resettlement Unit which resulted all compensation payments tend to start parallel with the physical work.
  39. The PMU is now looking forward to strengthen its Resettlement Unit by proposing to hire more support to be added to the unit, these support staff are; 1 field coordinator, 4 Field surveyors and 2 encoders.

### Status of the implementation of Resettlement Plan (As of June 2020)

Magnitude of Impact	Baucau-Laga-Lautem		Maubara-Karimbala & Atabae-Mota Ain		Tasitolu-Tibar (Section 2)		Manatuto-Baucau		EU Projects (C16 & C17, Package 1 & 2)		EU Projects (C13)		Baucau-Venilale		Venilale-Viqueque	
	Original	Status	Original	Status	Original	Status	Original	Status	Original	Status	Original	Status	Original	Status	Original	Status
Validated RP	Feb. 2018	Completed	Feb. 2018	Completed	May. 2014	Completed	Nov. 2016	Completed	April. 2019	On-going	May 2020	On-going	Nov. 2019	On-going	Nov. 2019	On-going
Affected House	22 units	5 units	2 units	1 unit	17 unit	17 units	15 units	15 units	None	None	1 unit	1 unit	12 Units	None	15 Units	None
Affected Trees & Plants	389	1,022	185	1,982	48	48	1,291	5,350	377	393	5,303	388	11,206	357	1,674	None
Affected Kiosk	38 units	16 units	12 units	1 unit	8 units	8 units	42 units	56 units	1 unit	1 unit	1 unit	1 unit	17 Units	2 Units	16 Units	None
Affected Ancillary <sup>1</sup> structure.	32 units	43 units	20 units	165 units	5 units	5 units	7 units	148 units	4 units	5 units	7 units	3 units	23 units	3 Units	35 units	None
Affected Land	None	None	None	None	None	3 lots	None	None	None	None	None	None	None	None	None	None
Affected rice field	17,896 Sqm	2,222 Sqm	None	None	None	None	28,648.55 Sqm	28,648.55 Sqm	None	None	None	None	2,929 Sqm	None	1,613 Sqm	None
Affected Household	251 AHs	424 AHs	225 AHs	298 AHs	23 AHs	23 AHs (27 Agreement)	331 AHs	453 AHs	80 AHs	36 AHs	42 AHs	9 AHs	457 AHs	92 AHs	133 AHs	None
Affected Person	1,104	1,696	916	1,153	109	109	2,316	2,971	322	147	164	33	2,919	None	775	None
Cost of RP	US\$ 314,144.05	US\$ 348,968.60	US\$ 136,940.79	US\$ 69,153.88	US\$ 352,340.13	US\$ 365,636.23	US\$ 339,934.23	US\$ 912,130.22	US\$ 10,492.75	US\$ 9,315.15	US\$ 45,759.00	US\$ 7,115.00	US\$ 390,599.28	US\$ 93,147.25	US\$ 303,174.14	None

### Total Compensation Releases (January 2015 - June 2020)

---

<sup>1</sup> Ancillary structure: Fence, Toilet, Kitchen, Garage or stall

No	Road Name	Total Agreements			Status	Additional Information
		Processed	Un-Paid	Paid		
1	Road Network Upgrading Project, <b>R3: Tibar to Liquica Road Section</b>	12	0	12	Fully Paid	Project Completed
2	Road Network Upgrading Project, <b>R4: Tibar to Gleno Road Section</b>	248	0	248	Fully Paid	Project Completed
3	RNUP, Upgrading and Maintenance of Dili (Airport Jct.) - Tibar, <b>Section 2: Tasitolu to Tibar Section</b>	27	0	27	(24) Structures are Fully Paid. (3) landowners has been paid on April 2020.	MOJ will established a committee under the Land and Property department to start the verification works to the <b>remaining (9) land claimants</b> in order to certify their claims prior to compensation. Meanwhile the Contractor can resumed their activity.
4	RNUP, Upgrading and Maintenance of Manatuto - Laclubar Jct. - Natarbora, <b>CP1: Manatuto - Laclubar Jct. Section</b>	160	0	160	Fully Paid	Project Completed
5	RNUP, Upgrading and Maintenance of Manatuto - Laclubar Jct. - Natarbora, <b>CP2: Laclubar Jct. - Natarbora Section</b>	184	0	184	Fully Paid	Project Completed
6	National Road No. 1 Upgrading Project, Upgrading of Road from Dili - Manatuto <b>Contract Package: A01-01</b>	399	19	380	(19) APs under negotiation for finalization of agreements.	New request from the district administrator to relocate all (19) Kiosks at behedan is now being prepared (Design & relocation plan). Behedan bridge construction is now progressing as normal.
7	Dili - Baucau Highway Project, Upgrading of Manatuto - Baucau Road, <b>Contract Package: A01-02</b>	518	1	517	(1) AP still under disputed (Rice field) still waiting for final decision. <b>This will be the last compensation for this project.</b>	Compensation can only be paid to the rightful owner. Suco chief's certification will be vital for PMU to process this compensation.
8	<b>Missing links</b> (Maubara - Karimbala & Atabae - Mota Ain)	311	0	311	Fully paid	Project is still on-going
9	RNUSP - Additional Financing, Upgrading and Maintenance (Baucau - Laga - Lautem)	424	0	424	Fully paid	The physical works are ongoing with no delayed with regards to Resettlement Issues. Any additional impacts on community's assets will be compensated accordingly.
10	Upgrading and Maintenance of <b>C16/C17 Pack. 1</b> (Aipelo-Bazartete)	57	21	36	36 APs are fully paid, 21 is still ongoing	Payment to be released mid. of August 2020.
11	Upgrading and Maintenance of <b>C16/C17 Pack. 2</b> (Bazartete-Tokoluli)	0	0	0	No submission from the Consultant to PMU yet.	Validation for processing is ongoing. The submission of documents to the PMU is scheduled to be on July 2020
12	Upgrading and Maintenance of <b>C13</b> (Ermera - Fatubessi)	17	0	17	Fully Paid	Project is still on-going
13	Upgrading and Maintenance of <b>Baucau - Venilale</b>	92	0	92	First batch of (92) APs has been paid March 2020)	Validation for the remaining APs is ongoing, second batch of APs is scheduled to be submitted for processing on August 2020.
14	Upgrading and Maintenance of <b>Venilale - Viqueque</b>	30	30	0	First batch of (30) APs Agreements is now under verification by the PMU	Validation for the remaining APs is ongoing, second batch of APs is scheduled to be submitted for processing on August 2020.
15	RNUSP, Upgrading and Maintenance of <b>Airport Jct. - Tasitolu Section</b>	142	142	0	Awaiting for the RP to be approved by the ADB	
<b>Total</b>		<b>2621</b>	<b>213</b>	<b>2408</b>		

## 2.3 Other Activities

40. Regular visits have been undertaken to the project area in coordination with the AP's, the Local Leaders (Suco, Aldeia, District etc.) and community to record grievances and status of complaints, to determine the level of satisfaction amongst APs, and to address other issues and concerns related to resettlement, disturbance and compensation.
41. In the meetings, respective focal person were advice to call the attention or elevate the grievances to the PISC resettlement team to resolve the issues. The various grievances that were recorded and handled by the GRC are reflected in the monitoring reports.
42. As the implementation of the project progresses, excavation works, side and slope cutting were executed to accommodate the road design. Although the contractor undertook the procedure with care but to some extent, cutting of trees is unavoidable and some fell down naturally due to the excavation works. Moreover, the range for the scheduled installation of railing protection and retaining wall was delineated maximizing the RROW, thus, additional assets were likewise accounted.
43. Through the course of this consultation, the stakeholders were properly informed concerning unanticipated impacts during construction. The National Social Safeguards Specialist monitored the removal of assets done by Contractor to assure that it shall be properly executed and to avoid additional damages of improvements and on trees. The additional impacts will be covered in the RP addendum report for further clearance. Photographs were taken at strategic locations during assets removal.
44. Determination of compensation and entitlements is derived from a series of consultations and coordination with the local government. The RS estimated using the actual cost of materials in the market with labor cost and mark up values. There was derivation cost per square meter for structures and it was presented and discusses in the consultation meetings in which all concerned stakeholders including APs agreed on the rates of compensation and entitlements for the APs. The residential and commercial structures were valued based on full replacement cost in accordance with the existing market value and with consideration given to construction cost plus the rate of additional assistance and entitlements.
45. The Unit Price (Presu Unidade) for various species of affected trees are based from the Ministry of Agriculture and Fishery issued 2015-2016 valuation. A projected 2-3 years value of crops and trees was considered during the time of valuation by the Ministry and accordingly remains valid as per the existing market rate to be used for compensation. The PMU already initiated the request for re-evaluation from the concern ministry and a follow up to this issue is still on-going.

**Table 1. Value used in the compensation.**



Item	Unit (Square Meter)	Size (Diameter)	Unit Price (US\$)
Compensation for Structure			
Compensation for permanent Structure	Sqm	-	100 - 175
Compensation for Semi permanent Structure	Sqm	-	80 - 100
Compensation for Temporary Structure	Sqm	-	30 - 50
Note: Unit rate for structures ranges from the stated unit prices depending on the materials of the affected structures as per assessment of the Resettlement Team. Additional assistance was provided, i.e Reconstruction cost of 30% from the estimated negotiated settlements.			
Compensation for Trees			
Teakwood	Pc	Small	5
		Medium (Naton)	20
		Big (Bo'ot)	30
Mahoney	Pc	Small (kiik)	3
		Medium (Naton)	15
		Big (Bo'ot)	25
Gamelina	Pc	Small (kiik)	3
		Medium (Naton)	15
		Big (Bo'ot)	25
Sandalwood	Pc	Small (kiik)	10
		Medium (Naton)	40
		Big (Bo'ot)	60
Compensation for Plants			
Coconut	Pc	Small (kiik)	5
		Medium (Naton)	25
		Big (Bo'ot)	60
Coffee	Pc	Small (kiik)	5
		Medium (Naton)	10
		Big (Bo'ot)	25
Cashew	Pc	Productive	15
Cocoa	Pc	Productive	15
Palm	Pc	Productive	15
Betel	Pc	Productive	5
Candlenut	Pc	Productive	35
Tohu	Group	Productive	5
Compensation for Fruits			
Papaya	Pc	Productive	5
Banana	Group	Productive	15
Orange	Pc	Productive	10
Lemon	Pc	Productive	7
Pineapple	Pc	Productive	1
Guava	Pc	Productive	4
Jackfruit	Pc	Productive	15
Mango	Pc	Productive	25
Belimbi	Pc	Productive	5
Durian	Pc	Productive	20
Water apple	Pc	Productive	7
Soursop	Pc	Productive	5
Avocado	Pc	Productive	10
Pomegranate	Pc	Productive	4
Compensation for Vegetable			
Marungi	Pc	Productive	20
Eggplant	Pc	Productive	5
Tomato	Pc	Productive	5
Cobi	Pc	Productive	1

Cabbage	Pc	Productive	2
Mostarda	Pc	Productive	0.10
Alfase	Pc	Productive	0.20
Spinach	Pc	Productive	0.10
Kankung	Pc	Productive	0.05
Ervilha	Pc	Productive	0.20
Fore chikote	Pc	Productive	0.20
Chili	Pc	Productive	0.50
<b>Compensation for Crops</b>			
Corn	Pc	Productive	0.25
Rice paddy	Pc	Productive	0.10
Beans	Pc	Productive	0.20
Cassava	Pc	Productive	1
Sweet potato	Pc	Productive	2
Kumbili	Pc	Productive	2
Taro	Pc	Productive	1
Flower	Pc	Productive	5

46. The value for compensation of rice crop was based on the current market since there was no given value by the Ministry. The computation per sq.m. was based on the 2 times harvest per year plus 3 years annual yield income.

## 2. 4 Monitoring Results and Actions Required

47. The monitoring results and list of actions required as well as outstanding issues and concerns per project are attached as annexes including the Monitoring checklist reflected in the draft RP.
48. All social safeguards activities of the Consultant during this monitoring period were properly coordinated with the PMU. Minor grievances like APs inquiry for the assessment of additional assets and enactment of rituals to places they considered sacred were addressed by the consultant through proper coordination with the contractor and to the PMU.
49. PMU ensures that the resettlement funds are available; however, even a constant follow up the disbursement of compensation sometimes takes 2-3 months.
50. Income loss were given to the affected businesses and no major disruption on APs whose kiosk/Barakas were relocated and their activities were not paralyzed because APs continue their businesses while reorganizing their structures in the adjacent place.
51. The land claimants within the Tibar roundabout section are now allowing the contractor to continue its physical works implementation given that the DNTPSC will carry out their activity to final solution to their claimants not later than **December 2020**. The final decision of the DNTPSC with regards to land ownership will be honor by all concern parties. If the final decision will favor the land claimants as the rightful owners the government will provides compensation and assistance as per mention in the entitlement matrix of the RP for this project.

52. Previously the implementation of all Resettlement Plans under PMU management has been carried out parallel with the implementation of civil works of road project which is non-compliance to the Bank's requirements. A major issue faced by the Resettlement team is that, the team only consisted by two (2) personnel (*1 Resettlement Specialist and 1 Assistant*), it means to say that the team is lacking of human resources and other support in order to expedite the work as per requirements. Based on these findings the Ministry of Public Works is committed to comply with project resettlement policy and has coordinated with the PMU to establish a new work plan in order to address this issue. The work plan for future project is:
- a. Adding more support staff to the current team.
  - b. All Resettlement works with regards to identification and compensation will be handled directly by the PMU's Resettlement team.
  - c. The TOR of the Resettlement officer of the PISC will only limited to the Monitoring and reporting activity.

### Chapter III. GRIEVANCE REDRESS MECHANISM

53. It is important to deal effectively with AP's concerns relating to the project generally or pertaining to resettlement impacts specifically i.e. affected assets, compensation, rehabilitation, and delays in payment. To ensure this, a simple, accessible, transparent, and effective grievance redress system is established following the procedures set out in the Resettlement Framework and based upon the PMU's experience in other projects.

**Table 2. GRM process**

STEP	PROCESS	TIMEFRAME
1	Complainant notifies or submits their grievance through: Complain box, Hotline services or Verbal	
2	The GRC operator collect complaint; documents and registers grievance using the grievance action form.	Within one (1) day the grievance was notified or submitted.
3	Screening and sorting of issues by the GRM operator.	Within two (2) days after the notification/submission of the grievance.
4	Maintainable Acknowledgement Sent to the Grievance Owner (Valid or invalid grievance) by the GRM operator	Within two (2) days after the Screening and sorting of the grievance.
5	Grievance forwarded to the GRC Designated Focal Points for internal process.	Within two (2) days after the Maintainable Acknowledgement Sent to the Grievance Owner.
6	Verification of Grievance/Investigate/Redress by the GRC Focal points together with the respective parties above.	1 week small issue, 2weeks medium issue & 4weeks even more for big and complicated issue
7	The resolution will be provided to the GRM Operator from the GRC Focal Points. GRM Operator will forward the resolution to the complainant.	Within 2 days
8	If case remains unresolved, PMU will refer the grievance to the External Process. In the case of GBV issues the external process refers to annex 3.	Within three (3) days upon receipt of Non-resolution of the Grievance from the GRC
9	Complainant agrees to the resolution of the grievance	Case documents filed at PISC and PMU within one day the case was resolved. Register the final resolution in the database
10	If the complainant is not satisfied with the decision of the (External process), he or she can take the matter to appropriate court.	PISC and PMU to monitor the resolution of the case by the appropriate court.
11	PISC and PMU to continue monitoring of the cases those were resolved and unresolved for reporting purposes.	

---

**Table 3. The Grievance Records**

No	Grievances	Previous period July-December, 2019	This period Jan-Jun, 2020	Resolution Deadline	Remarks
1	3 Land Claimants	<p>The MoJ has officially certified 3 land claimants as rightful owners of the lands there are claiming for (October 2019), it is also found out that the total land claimants are (12) APs.</p> <p>Based on this certification the PMU has started the compensation process arrangements for these said (3) APs.</p> <p>The remaining (9) APs are now subjected for verification under the MoJ.</p>	<p>The MPW has already compensated the 3 Land claimants which have been certified by the MoJ.</p> <p>The remaining (9) land claimants will be process as soon as the land claimants have already obtained the MoJ certification.</p>	<b>TBD</b>	To be updated in the next report.
2	Continuous coordination meetings with APs along the project areas.	The supervision consultant has been demobilized temporarily. The PMU's International Social Safeguards Specialist has been demobilized with effect of December 2018. The PMU's National Social Safeguards Specialist will handle directly any further complain with regards to Resettlement.	The PMU's National Social Safeguards Specialist still directly handling any further complains with regards to Resettlement.	<b>N.A</b>	To be updated in the next report.
3	Delayed of payment of 2018.	<p>The delayed payment has been released within the month of June 2019, but the MOF still cannot transfer some of the APs payment due to bank account number error. (5 APs)</p> <p><b>Status: 95% Solved</b></p>	All payment is now <b>100% solved</b> within May 2020.	<b>N.A</b>	To be updated in the next report if any additional impacts occur.
5	<p>Request for compensation on barren land that Claimed to be rice field area (144+820 - 145+800)</p> <p>The community nearby complained that the lot which the contractor is using for their activities was a rice field area, so there should be a compensation.</p>	Issued solved. The barren land will consider as a Corn plantation area. Compensation will be giving as soon as the PISC finalized the agreement with the APs.	<p>Agreement is being prepared</p> <p><b>On-going</b></p>	<b>August 2020</b>	To be updated in the next report.

6	<p><b>Location:</b> Laivai (Sta. 161+100 &amp; 163+300)</p> <p><b>Description of Grievance:</b> Sacred Area.</p> <p>Community nearby proposed to the project to realign the road to avoid passing thru the sacred areas. (Note: <i>Cannot be disturbed</i>)</p>	<p>Realignment was approved but the community again changes their mind by not allowing any activity at the area (Approx. 100 meters of a road stretch is skipped temporarily).</p> <p>New approach will be discussed in order to solve this issue either (Big cultural ceremony to be carried out in coordination with the Cultural dept. of Timor Leste or Cancellation of civil works for the section).</p>	<p>New approach is being carried out and the Issue is now solved and the realignment to the sea side is under preparation and to be implemented.</p> <p><b>Solved</b></p>	<b>N.A</b>	Any additional info will be updated in the next report.
7	<p><b>Location:</b> Suco Bahu (Sta. 129+600)</p> <p><b>Description of Grievance:</b> Demanding compensation rice production loss on barren land (Claimed to be rice field area). A person complained that the new road alignment has affected his rice field area, so there should be compensation.</p>	<p><b>Action Taken:</b> The grievance was endorsed to the Administrator of the Administrative Post of Lautem and it is also found out that the area is a barren land which is not ideal for growing rice.</p> <p>After the focus group discussion by the GRC and the Complainants, it was decided that the road needs to be realign in order not to disturbed the sacred area</p>	<b>solved</b>	<b>NA</b>	
8	<p>Delayed of Compensation.</p>	<p>Delayed payment for Five (5) APs. The grievance was endorsed and brought to the attention of the PMU's Resettlement Unit.</p> <p>The pending of compensation occurred because of the error on the IBAN and the Vendor code's Number correction for further re-processing is on-going.</p> <p><b>Status:</b> On-going</p>	<p>All delayed APs are now <b>100% solved.</b></p>	<b>NA</b>	To be updated in the next report if there will be new additional impacts.
9	<p>The community in both Packages complains the dust accumulated by the on-going civil works and accordingly most of the residents acquired asthma or related illness due to dust</p>	<p>Both contractors were advised to do watering regularly. The schedule of watering was submitted to PISC for monitoring and instructed for strict compliance.</p> <p>It is believed that even thou the contractor have been doing a tremendous job by watering the dust 3 times a day as per regulation but still dust can't be avoided. New scheduled of 4 times watering per day is being implemented.</p>	<p>The road nearby the community area has been asphalted which lead to the decreasing of dust.</p> <p>This issue is solved because all road surfaces are asphalted now.</p> <p><b>Status: Solved</b></p>	<b>NA</b>	To be updated in the next report if there will be new additional impacts.

## Chapter IV. SUMMARY AND CONCLUSIONS

54. It is anticipated that additional assets, especially the trees, could still be affected while civil works is ongoing. However, the identification of these additional affected assets is being prioritized for assessment of impacts and required compensation.
55. The project design limits involuntary resettlement impacts by confining the road upgrades within government lands, using the existing width of the road and maximizing spaces like using the top of the drainage for the sidewalks. The affected assets are mostly trees of various species, temporary kiosks/barakas and temporary residential structures.
56. The compensation to the APs are considered favorable since the negotiated compensation and entitlements provided for them is more than enough to re-build better structures and they will no longer intruding within the RROW.
57. The land claimants within the Tibar roundabout section are now allowing the contractor to continue its physical works implementation given that the DNTPSC will carry out their activity to final solution to their claimants not later than **December 2020**. The final decision of the DNTPSC with regards to land ownership will be honor by all concern parties. If the final decision will favor the land claimants as the rightful owners the government will provides compensation and assistance as per mention in the entitlement matrix of the RP for this project.
58. Previously the implementation of all Resettlement Plans under PMU management has been carried out parallel with the implementation of civil works of road project which sometimes resulted a delayed compensation delivery post tree cutting which is non-compliance to the Bank's requirements. Another major issue faced by the Resettlement unit is that, the unit only comprised by two (2) personnel (*1 Resettlement Specialist and 1 Assistant*), it means to say that the unit is lacking of human resources and other support in order to expedite the work as per requirements.
59. Based on these findings the Ministry of Public Works is committed to comply with project resettlement policy and has coordinated with the PMU to establish a new work plan in order to address this issue. The work plan for future project is:
  - a. To add more support staff to the current Resettlement Unit.
  - b. All Resettlement works with regards to identification and compensation will be handled directly by the PMU's Resettlement team.
  - c. To revised the compensation agreement in compliance with the Bank's requirement
  - d. All compensation to the affected trees and plants must be finalized prior to the cutting or clearing.
  - e. The TOR of the Resettlement officer of the PISC will only limited to the Monitoring and reporting activity.



## **Appendices:**

---

- A. MOU for the land claimants (Tasitolu-Tibar Section)**
- B. Sample of Compensation agreement**

**A. MOU of land claimants (Tasitolu-Tibar)**

**MEMORANDU DE ENTENDIMENTU**

Akordu Memorandu ida ne'e halo iha loron, 11-12-2019 iha Dili, Timor Leste hamutuk ho;

MINISTERIO DAS OBRAS PUBLICAS (MOP), representa husi Sr. **RUI HERNANI FREITAS GUTERRES** Director Geral das Obras Publicas

Ho

MINISTERIO DA JUSTIÇA (MJ), representa husi Sr. **PAULINO DA CRUZ**, Diretor Nacional dos Servicos Cadastrais

Ho

SUKU TIBAR, representa husi Sr. **BENTO CORREIA DA CONCEICAO**, Xefe Suku Tibar

Ho

**Ema afetadus /Reklamante sira, nudar nain ba rai/propriedade**

KONSIDERA KATAK, Ministerio das Obras Publicas (MOP) liu husi *Project Management Unit* (PMU) ho apoiu husi Katahira & Engineers International (KEI) hamutuk ho KWK-Consultant Lda. mak halo jestaun no supervizaun ba obra Estrada husi Dili (Rotunda Aeroporto) - Tibar section 2: ho ninian trosu estrada husi Tasitolu - Tibar no obra ne'e implementa husi companhia xineza China Wu Yi Co., Ltd;

KONSIDERA KATAK, iha loron 03 fulan Dezembru tinan 2019 Ministerio da Justica fo sai ona rezolusaun ida atu rezolve reklamasaun comunidade sira iha area rotunda Tibar nian kona ba atu hetan direitu nudar nain ba rai.

KONSIDERA KATAK, Rezolusaun ida ne'e haktuir katak, ema reklamante nain tolu (3):

1. Sr. Joanico Fatima L. da Cruz
2. Sr. Ignatius Carlos Rego
3. Sr. Francisco Pereira (*Matebian*) Representa Sr. Jose Salvador Pereira (*Oan mane*)

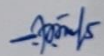
Bele hetan ona kompensasaun ba sira nian rai tamba dokumentus komprovativu kompletu ona tuir lei hateten no laiha tan disputa ho parte seluk.

Ema reklamante nain Lima (5) seluk seidak bele atu hetan kompensasaun tamba sira nian mapa rai nian sei ko'or mean iha database SNC nian ho razaun sei iha disputa, ne dunik sei hein establesimentu komisaun Cadastrais atu bele rezolve iha tempo badak. Sira nain Lima (5) mak hanesan tuir mai ne'e:

- |                                     |                              |
|-------------------------------------|------------------------------|
| 1. Sr. Nicolau Fatima Lopez da Cruz | 4. Sra. Francisca dos Ramos  |
| 2. Sr. Jose Pereira da Conceicao    | 5. Sr. Jose Salvador Pereira |
| 3. Sra. Maria de Fatima do Rego     |                              |

KONSIDERA KATAK, iha tempu badak sei halao mos survey Identifikasaun ba ema reklamante nain hat (4) nebe mak hatama sira nian reklamasaun tarde iha loron 08 fulan Abril tinan 2019 sira nain hat (4) mak hanesan tuir mai ne'e:

1. Sra. Elvira Gomes da Silva
2. Sra. Teresa Francisca da Silva
3. Sr. Domingos Pereira
4. Sr. Nicolau da Costa



NUNE'E parte hotu-hotu konkorda atu konsidera pontu hirak tuir mai ne'e:

- Reklamante hotu iha area rotunda Tibar nian sei permite empreza halao aktividade konstrusaun iha rai nebe sira reklama ba, hodi hein desizaun husi DNTPSC kona ba estatutu nain ba rai.
- Parte hotu-hotu sei fo honra no halo tuir desizaun husi DNTPSC inklui kompensasaun ba rai husi governu Timor - Leste liu husi Ministerio das Obras Publicas (MOP), wainhira iha ona rezolusaun.
- Ema afetadu (EA) sira nebe reklama nudar rai nain, sei aseita atu fo apoiu tomak ba implementasaun obra ida ne'e, no sei la hamosu problema ruma nebe bele atraza implementasaun obra ida ne'e wainhira asina ona akordu ne'e.

AKORDU ida ne'e sei iha efektu imediatamente no sei sai nudar mata dalan hodi kesi parte hotu-hotu. Parte hotu-hotu nebe asina no ezejuta akordu ida ne'e, sai nudar sasin:



**Sr. RUI HERNANI FREITAS GUTERRES**  
Director Geral das Obras Publicas

**BENTO CORREIA DA CONCEICAO**  
Xefe Suku Tibar

**IGNATEUS CHARLOS DO REGO**  
Reklamante

**NICOLAU FATIMA LOPEZ DA CRUZ**  
Reklamante

**JOSE PEREIRA DA CONCEICAO**  
Reklamante

**FRANCISCA DOS RAMOS**  
Reklamante

**TERESA FRANCISCA DA SILVA**  
Reklamante

**CARLOS ALBERTO NEVES DE DEUS**  
National Resettlement Specialist- PMU

**Sr. PAULINO DA CRUZ**  
Direitor Nacional dos Servicos Cadastrais

**JOANICO FATIMA L. DA CRUZ**  
Reklamante

**FRANCISCO PEREIRA**  
Reklamante

**MARIA DE FATIMA DO REGO**  
Reklamante

**MARIA DE FATIMA DO REGO**  
Reklamante

**ELVIRA GOMES DA SILVA**  
Reklamante

**DOMINGOS PEREIRA**  
Reklamante

**ROGERIO BRANCO**  
Resident Engineer - PISC

## Appendices

### Translation of the **MEMORANDUM OF UNDERSTANDING**

This Memorandum of Agreement is made and entered into this \_\_\_\_ day of August 2019 at Dili, Timor Leste by and among:

The MINISTRY OF PUBLIC WORKS, (MPW) represented by Mr. **RUI HERNANI FREITAS GUTERRES** Director General of Ministry of public works.

And

The Ministry of Justice (MOJ) represented by Mr. **PAULINO DA CRUZ** of the Land and Property Department (Ministry of Justice)

And

The Suco of Tibar represented by Suco Chief **BENTO CORREIA DA CONCEICAO** hereinafter referred to as Suco;

And

Affected Persons/Lot Claimants, hereunder referred to as lot claimants,

-WITNESSETH-

WHEREAS, the MPW thru the Project Management Unit (PMU) with technical support from Katahira & Engineers International (KEI) in association with KWK – Consultant Lda. are managing the supervision of the Upgrading and Maintenance of Dili (Airport Junction) – Tibar Road, Section 2: Tasitolu – Tibar, under contract with China Wu Yi Co. Ltd;

WHEREAS, on December 03, 2019 the Ministry of Justice has issued a resolution in order to solve this issue, the resolution is as follows;

For the following names:

1. Mr. Joanico Fatima L. da Cruz
2. Mr. Ignateus Carlos Rego
3. Mr. Francisco Pereira (Deceased)

Can now be compensated by the government since they have valid supporting documents.

For the following names:

- |                                 |                          |
|---------------------------------|--------------------------|
| 1. Nicolau Fatima Lopes da Cruz | 4. Francisca dos Ramos   |
| 2. Jose Pereira da Conceicao    | 5. Jose Salvador Pereira |
| 3. Maria de Fatima do Rego      |                          |

Will not be compensated for the meantime since their claims of the Land is still under dispute. Based on this, there will be a Cadastral Commission under the Land and Property to review all of these issues.

WHEREAS, in the near future there will be an identification survey to be carried out in order to assess the new (4) additional land claimants which have submitted their official claims on April 08, 2019, their names are as follows;

1. Elvira Gomes da Silva
2. Teresa Francisca da Silva
3. Domingos Pereira
4. Nicolau da Costa

## ***Appendices***

**NOW, THEREFORE**, for and in consideration of the foregoing premises and the mutual covenants set forth herein, the Parties hereto agreed as follows:

The lot Claimants in Tibar Roundabout will allow the Contractor to do construction activities over the land they are claiming while awaiting the decision of DNTPSC on their application for land ownership;

All parties will honour and will abide the decision of DNTPSC insofar as claims for affected lands are concerned, including payment of affected lands by the government through MPW, if necessary;

The lot claimants agreed to support the implementation of the project and will not cause any unnecessary incidence that might delay the implementation of the project once this agreement is signed.

This AGREEMENT shall take effect immediately and shall be in force and binding upon the parties hereto agreed.

**IN WITNESS WHEREOF**, the parties hereto signed and executed this agreement.

**RUI HERNANI FREITAS GUTERRES**  
Director General for Public Works

**PAULINO DA CRUZ**  
National Director of Cadastral Services

**BENTO CORREIA DA CONCEICAO**  
Suco Chief of Tibar

**JOANICO FATIMA L. DA CRUZ**  
AP/Lot Claimant

**NICOLAU FATIMA LOPEZ DA CRUZ**  
AP/Lot Claimant

**IGNATEUS CHARLOS DO REGO**  
AP/Lot Claimant

**JOSE PEREIRA DA CONCEICAO**  
AP/Lot Claimant

**MARIA DE FATIMA DO REGO**  
AP/Lot Claimant

**FRANCISCA DOS RAMOS**  
Lot Claimant

**FRANCISCO PEREIRA**  
AP/Lot Claimant


**JOSE SALVADOR PEREIRA**  
Lot Claimant

**CARLOS ALBERTO NEVES DE DEUS**  
Natl. Resettlement Specialist – PMU

**ROGERIO BRANCO**  
Resident Engineer - PISC



B. Sample of Compensation agreement



**REPÚBLICA DEMOCRÁTICA DE TIMOR LESTE**  
**MINISTRY OF PUBLIC WORKS**  
**DIRECTORATE GENERAL FOR PUBLIC WORKS**  
**NATIONAL DIRECTORATE FOR ROADS, BRIDGES AND FLOOD CONTROL**  
**PROJECT MANAGEMENT UNIT**

---

**District Road Rehabilitation and Maintenance Project**  
**Aipelo – Bazartete, Bazartete – Tokoluli & Ermera - Fatubessi**

**Karta konkordansia ba kompensasaun nian**

Karta ida ne hetan assina husi,  
Naran : Armando Gonsalves

Hela fatin : Distritu : Liquica Sub-Distritu: Bazartete  
Suco : Leoramea Aldeia : Urema

Lokasaun (Sta., karuk-los) : K 17+150-17 1756

Hanesan nain husi sasan tuir mai ne:

No.	Naran Sasan	Unidade	Kustu Unidade(\$) (a)	Kuantidade (b)	Subtotal (\$) = (a) x (b)
	<u>cafe</u>		<u>\$ 10.00</u>	<u>30.00</u>	<u>\$300.00</u>
	<u>A1 farina</u>		<u>\$ 1.00</u>	<u>24.00</u>	<u>\$ 24.00</u>
	<u>sabovaka</u>		<u>\$ 10.00</u>	<u>1</u>	<u>\$ 10.00</u>
<b>Total osan (\$)</b>					<u>\$ 334.00</u>

Sasan hirak ne'ebe mensiona ona iha leten hetan ona afeta husii projetu **Bazartete – Tokoluli C16/17 Package 2**, tan ne'e sasan hirak ne'e sei hetan kompensasaun husi governo hodi hala'o konstrusaun dalan publiku ida ne'e.

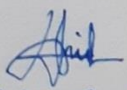
Tuir mai ne'e iha mos faktore (4) ne'ebe mak sai hanesan baze ba akordu entre sasan nain ho governo RDTL:


Page | 1

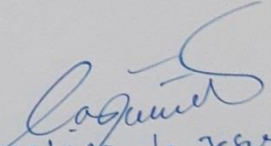
1. Sasan nain sei simu osan kompensasaun liu husi Banku BNCTL Ho numeru konta 136.0052269957 ho naran Armino de Gonsalves no governu RDTL sei responsabiliza hodi selu kustu sasan hirak ne'e.
2. Sasan nain sei muda/ tesi/ hamo'os sira nia sasan husi area projetu nian durante Semana ida (1) nia laran depois de kompensasaun.
3. Wainhira iha kustu ne'ebe mak mosu durante muda/ tesi/ hamo'os, sei sai hanesan responsabilidade sasan nain nian tamba kustu hotu akumula ona iha kompensasaun nian laran.
4. Atu bele asselera servisu ba projetu ida ne'e nian, ai horis nebe mak rejista ona no iha ona prosesu pagamentu nian laran bele tesi dadaun ona no ninian pagamentu sei mai ikus.


Tuir mai **fen & laen** konkorda ona katak sei uza konta bankaria Armino de Gonsalves (Fen/Laen/Oan Rasik/ Familia) ninian hanesan iha leten.

Karta ida ne'e hetan assinatura husi:

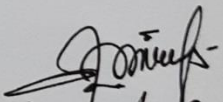
  
Armino de Gonsalves  
Sasan Nain (Laen)

  
Olinda da Silva  
Sasan Nain (Fe'en)

  
Francisco de Jesus  
Konsultant

  
Terras e Propriedades  
(Karik iha rai Affetadu)

  
Sasin,  
Sandra  
Chefe do Suco

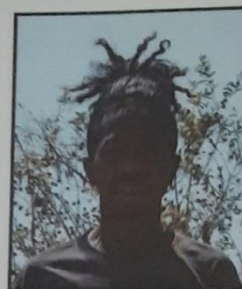
  
Carlos A. de Vas  
PMU-DRBFC

Data 05 / 02 / 2020



### Profile of the affected asset's owner

Complete name : Armindo Gonsalves  
Age : 43  
Occupation : Farmer  
Address : Cutulau, Leorema, Bazartete, Liquica, TL  
ID Number : 00367962



Picture of the owner

### Information regarding the affected assets

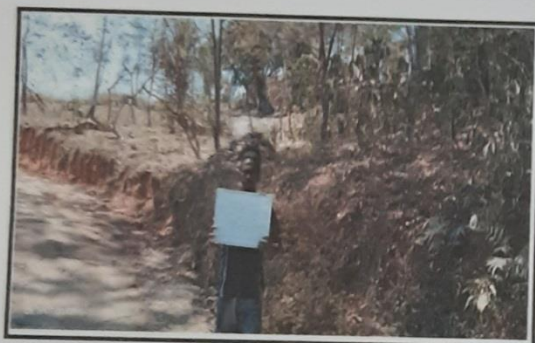
Road section : C16/17, PACKAGE 2 BAZARTETE ROAD - TOKOLULI

Station : 17+150 to 17+175

Road side : L/S

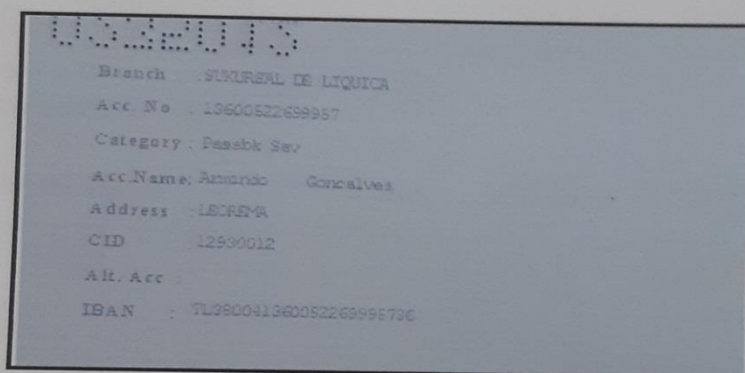
Date of IOL : 05-02-2020

Pictures :





# ID & Bank Account



## Appendices



### Translation to the agreement

**DEMOCRATIC REPUBLIC OF TIMOR LESTE  
MINISTRY OF PUBLIC WORKS  
DIRECTORATE GENERAL FOR PUBLIC WORKS**

PROJECT NAME: .....

### AGREEMENT

Affected person's full name: \_\_\_\_\_

Address : District ..... Sub-District .....  
Village ..... Hamlet .....  
Road side (R/L) :  
Station (Km) :  
No. ID :

Is the rightful owner of the following affected assets:

No	Property/Asset	Unit	Unit cost (a)	Quantity (b)	Total cost = (a) x (b)

The above mentioned affected assets are confirmed as part of project affected community assets of Road Project....., and this will be compensated by the government in order for the project implementation to proceed.

The following are four (4) points to be agreed upon by both parties.

1. The affected asset owner will be compensated through his/her bank account of the .....BANK with account number:.....under the name of;.....
2. The asset owner will be giving time (1 week) to relocate, demolish, cut, or clear his/her compensated asset to a secured location post compensation.
3. There will be no new claimed for additional cost in the future since all costs has been estimated in this compensation agreement.
4. The payment process for the identified trees and plants can be finalized later, while the trees and plants can be cut for the sake to support the project implementation<sup>2</sup>.

Both Husband and wife agreed to use the Bank account above for compensation processing.

This agreement was agreed and signed by;

The owner, Husband                      the owner, Wife                      the Social safeguard (PISC)  
\_\_\_\_\_  
\_\_\_\_\_

Land and Property Dept.                      The Suco Chief                      The Social/Resettlement Specialist (PMU)  
(Land related issue)  
\_\_\_\_\_  
\_\_\_\_\_

<sup>2</sup> This sentence will be excluded in the future compensation agreement to comply with ADB's safeguards guidelines.