



FEDERAL REPUBLIC OF SOMALIA

MINISTRY OF AGRUCULTURE AND IRRIGATION

Somalia Food Systems Resilience Project Phase 3 (P177816)

**RESETTLEMENT POLICY FRAMEWORK (RPF)
FINAL**

07th JUNE 2023

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ABBREVIATIONS AND ACRONYMS

| | |
|----------|---|
| ARAP | Abbreviated Resettlement Action Plan |
| CIP | Community Investment Plans |
| COVID-19 | Corona Virus Disease 2019 |
| CSO | Civil Society Organizations |
| CDDC | Community Driven Development Committee |
| DINA | Drought Impact Needs Assessment |
| ESA | Environmental and Social Assessments |
| ESF | Environmental and Social Framework |
| ESIA | Environmental and Social Impact Assessments |
| ESMF | Environmental and Social Management Framework |
| ESMP | Environmental and Social Management Plan |
| ESS | Environment and Social Standards |
| FGS | Federal Government of Somalia |
| FMG/C | Female Genital Mutilation or Cutting |
| FMS | Federal Member State |
| GBV | Gender Based Violence |
| GIIP | Good International Industry Practice |
| GM | Grievance Mechanism |
| GRC | Grievance Redress Committee |
| GRS | Grievance Redress Service |
| HoA | Horn of Africa |
| IDP | Internally Displaced Person |
| IGAD | Intergovernmental Authority on Development |
| LRP | Livelihood Restoration Plan |
| M&E | Monitoring and Evaluation |
| MDG | Millennium Development Goal |
| MoLRF | Ministry of Livestock, Range and Forestry |
| MoAI | Ministry of Agriculture and Irrigation |
| MRG | Minority Rights Group |
| MTR | Mid-Term Review |
| NGOs | Non-Governmental Organization |
| PCU | National Project Coordination Unit (PCU) |
| OCHA | Office for the Coordination of Humanitarian Affairs |
| PAPs | Project-Affected Persons |
| PDO | Project Development Objective |
| PFU | Public financial management |
| PIU | Project Implementing Unit |
| PSC | Project Steering Committee |
| PLWD | People Living with Disabilities |
| RAP | Resettlement Action Plan |
| RCC | Resettlement and Compensation Committee |
| RE | Recipient Executed |
| RPF | Resettlement Policy Framework |
| SDG | Sustainable Development Goal |

| | |
|--------|---|
| SEAH | Sexual Exploitation, Abuse and Harassment |
| S-FSRP | Somalia Food Systems Resilience Programme |
| SEP | Stakeholder Engagement Plan |
| SLM | Sustainable Land Management |
| SPIU | State Project Implementation Units |
| UN | United Nations |
| VDC | Village Development Committee |
| WET | Wadi Evaluation Tool |
| WB | World Bank |

DEFINITION OF TERMS

These definitions are provided in the World Bank ESF ESS5 and ESS5 Guidance Note.

| Term | Definition |
|--------------------------|---|
| Census | A census is a complete and accurate count of the population affected by land acquisition and related impacts. When properly conducted, the population census provides the basic information necessary for determining compensation eligibility and preparing and implementing a Resettlement Action Plan (RAP). |
| Compensation | When land acquisition or restrictions on land use (permanent or temporary) cannot be avoided, the Borrower will offer the affected person compensation at replacement cost. Other assistance may be necessary to help them improve or restore their living standards or livelihoods. |
| Cut-off Date | The start date for census and assets inventory of persons affected by the project. Persons encroaching on the project area after the cut-off date are not eligible for compensation and/or resettlement assistance. |
| Displaced Persons | The people or entities directly affected by a project through the loss of land and the resulting loss of residences, other structures, businesses, or other assets. |
| Eligibility | The criteria for qualification to receive benefits under a resettlement program. |
| Forced Eviction | Forced eviction is defined as the permanent or temporary removal against the will of individuals, families, and/or communities from the homes and/or land that they occupy without the provision of and access to appropriate forms of legal and other protection, including all applicable procedures and principles in ESS5. |
| Grievance Mechanism | The complaint mechanism is a locally based formalised way through which project-affected people and communities may raise their concerns directly with the project when they believe the project has caused or may cause them harm. The Grievance Mechanism ensures that complaints are being promptly received, assessed, and resolved by those responsible for the project. |
| Host Community | A host community is any community of people living in or around areas where people physically displaced by a project will be resettled. |
| Household | The term household refers to people who reside together and share in production and consumption functions. It is also the smallest unit of consumption and sometimes production. |
| Household Head | For purposes of a census, the household head is considered to be that person among the household members who are acknowledged by other household members as the head and who is often the one who makes most decisions concerning the welfare of the household members. |
| Involuntary Resettlement | Project-related land acquisition or restrictions on land use may cause physical displacement (relocation, loss of residential land, or loss of shelter), economic displacement (loss of land, assets, or access to assets, including those that lead to loss of income sources or other means of livelihood), or both. The term “ <i>involuntary resettlement</i> ” refers to these impacts. Resettlement is considered involuntary when affected persons or communities do not have the right to refuse land acquisition or restrictions on land use that result in displacement. |
| Land Acquisition | <i>Land acquisition</i> refers to obtaining land for project purposes, including outright purchase, expropriation of property, and acquisition of access rights, such as easements or rights of way. Land acquisition may also include: (a) acquisition of unoccupied or unutilised land whether or not the landholder relies upon such land for income or livelihood purposes; (b) repossession |

| Term | Definition |
|-------------------------------|--|
| | <p>of public land that is used or occupied by individuals or households; and (c) project impacts that result in land being submerged or otherwise rendered unusable or inaccessible.</p> <p>“Land” includes anything growing on or permanently affixed to lands, such as crops, buildings, improvements, and appurtenant water bodies.</p> |
| Livelihood | <p><i>Livelihood</i> refers to the full range of means that individuals, families, and communities utilise to make a living, such as wage-based income, agriculture, fishing, foraging, other natural resource-based livelihoods, petty trade, and bartering.</p> |
| Livelihood Restoration | <p><i>Livelihood restoration</i> means the measures required to ensure that Project Affected Persons (PAPs) have the resources to at least restore, if not improve, their livelihoods. It requires that people are given the means and assistance necessary to improve, or at least restore, their livelihood and living conditions to pre-project levels. Inventory of Losses means the pre-appraisal inventory of assets as a preliminary record of affected or lost assets.</p> |
| Livelihood Plan | <p>A plan documenting a process of what will be done and by whom to address the impact and compensation mechanism for persons suffering economic displacement.</p> |
| Project-Affected Person (PAP) | <p><i>Project-Affected Persons</i> are persons on whom the project has a direct economic and social impact. The impact may be caused by the involuntary taking of land resulting in:</p> <ul style="list-style-type: none"> a) relocation or loss of shelter; b) loss of assets or access to assets; c) loss of income sources or means of livelihood whether or not the person should move to another location; or d) By the involuntary restriction of access to legally designated parks and protected areas resulting in adverse impacts on the livelihoods of the displaced persons. |
| Replacement Cost | <p><i>Replacement cost</i> is defined as a method of valuation yielding compensation sufficient to replace assets, plus necessary transaction costs associated with asset replacement. Where functioning markets exist, replacement cost is the market value as established through independent and competent real estate valuation, plus transaction costs. Where functioning markets do not exist, replacement cost may be determined through alternative means, such as calculation of output value for land or productive assets, or the undepreciated value of replacement material and labour for construction of structures or other fixed assets, plus transaction costs. In all instances where physical displacement results in loss of shelter, replacement cost must at least be sufficient to enable purchase or construction of housing that meets acceptable minimum community standards of quality and safety. The valuation method for determining replacement cost should be documented and included in relevant resettlement planning documents. Transaction costs include administrative charges, registration or title fees, reasonable moving expenses, and any similar costs imposed on affected persons. To ensure compensation at replacement cost, planned compensation rates may require updating in project areas where inflation is high or the period of time between calculation of compensation rates and delivery of compensation is extensive.</p> |
| Resettlement | <p>Resettlement covers all direct economic and social losses resulting from land taking and restriction of access, together with the consequent compensatory and remedial measures.</p> |
| Resettlement Plan | <p>This is the planning document that describes what will be done to address the direct environmental, social, and economic impacts associated with involuntary taking of land.</p> |
| Replacement cost | <p>Replacement cost with respect to a particular eligibility category are the sum total of compensation and other forms of assistance provided to displaced persons in the respective eligibility category.</p> |
| Restrictions on land use | <p><i>Restrictions on land use</i> refers to limitations or prohibitions on the use of agricultural, residential, commercial or other land that are directly introduced and put into effect as part of the project. These may include restrictions on access to legally designated parks and protected areas, restrictions on access to other common property resources, restrictions on land use within utility easements or safety zones.</p> |

| Term | Definition |
|---------------------------|--|
| Stakeholder | <p><i>Stakeholder</i> refers to individuals or groups who:</p> <p>(a) are affected or likely to be affected by the project (<i>project-affected parties</i>); and</p> <p>(b) May have an interest in the project (<i>other interested parties</i>).</p> |
| WET | <p>A WET is a site selection decision support tool for identifying potential for water harvesting infrastructure on a broad spatial scale. The WET is operated in the open source QGIS environment and is a model concept based on the spatial analysis of available remote sensing data, the spatial overlay of up to 30 different thematic data layers</p> |
| Water Harvesting Explorer | <p>The ‘water harvesting explorer’ is a web tool that allows for exploration of opportunities for rainwater harvesting and water storage in the landscapes of the Western Sahel.</p> |

EXECUTIVE SUMMARY

Project Context

1. Somalia has been on a trajectory toward political stabilization and reconstruction. The sustained political, economic, and institutional reforms have enabled the rebuilding of core state functions though the country still faces persistent insecurity, conflict, and unresolved political tensions, as demonstrated by the delay of the elections from 2020 to 2022. An estimated 72 percent of the population lived below the poverty line in 2021 with the majority of the population having experienced a reduction in income compared to pre-pandemic levels. The country has experienced more than 30 climate-related hazards since 1990, including 12 droughts and 19 floods. These occurred alongside crises in livestock systems, weak governance, debilitating poverty, multi-layered conflicts which exacerbate food hazard risks particularly in high cropped areas of the southwest.

2. The country is facing a record-breaking multi-season drought, further worsened by rising global food prices. Large swathes of Somalia face severe food insecurity in face of a likely fifth consecutive failed rainy season—with the October-December 2022 rains beginning poorly and likely to underperform—and the prospect of a sixth failed season in March-May 2023. The Food System Resilience Projects is a regional project which Somalia is expected to participate. The project seeks to build long term food systems resilience through investments in enabling infrastructure, institutional capacity, resilience enhancing innovations, and inclusion of women farmers into mainstream agriculture extension and service delivery. The project will contribute to improved productivity for key crop and livestock value chains, enhance access to climate smart inputs and technologies, support inclusive growth and job creation in agri-business sector, and build resilience against climate shocks through a range of adaptive and mitigation measures. The project will directly benefit an estimated 350,000 small farmers, agro-pastoralists and nomadic pastoralists, of which at least 30 percent will be female.

3. This Resettlement Policy Framework (RPF) is developed by the Federal Government of Somalia (FGS) for the Somalia Food Systems Resilience Project Phase 3 (S-FSRP P177816) to serve as a framework for identifying, addressing, and mitigating negative consequences that may arise due to the implementation of subprojects that include the involuntary acquisition of land and the subsequent resettlement of impacted families

Project PDO and Components

The Project Development Objective (PDO) for S-FSRP will be 'to increase preparedness against food insecurity and improve the resilience of food systems in targeted project areas of Somalia'. Progress toward the PDO will be measured using five PDO indicators and intermediate indicators. All relevant indicators will be disaggregated by gender (men and women) and age (youth and adult). The project has four components namely: Component 1: Agriculture and Livestock public goods and services for food security; Component 2: Sustainable landscapes for resilient food systems; 3; Regional and domestic markets for food security; 4: Institutions, policies, and knowledge for regional food security; 5: Project Coordination and Management .

Project Beneficiaries

4. Project beneficiaries will be communities that experience poor water conditions in Somalia, and that face increasingly future difficult conditions relating to climate change, a rapidly growing population, and increasing conflicts over scarce resources. The primary project beneficiaries are more than 350,000 (of which 175,000 are women) agro-pastoralists in Galmudug, Puntland, South West State, Hirshabelle, Jubaland and Somaliland. The project will provide benefits in the form of access to improved water sources for multiple uses (domestic, livestock, agriculture, horticulture, environmental strengthening); agricultural extension services (livestock and crops); improved livelihood resilience; and adaptive know-how. The project will require land to develop water infrastructure, community and household irrigation areas, and so on, in locations where land is likely to be subject to communal ownership and usage rights, and to multiple and overlapping claims. In addition, there may be land requirements for supporting the FMSs to construct suitable premises. The land requirements will be determined during scoping.

Project Institutional and Implementation Arrangement

5. SFSRP will be implemented at the federal level by a National Project Coordination Unit (NPCU), housed within the Ministry of Agriculture and Irrigation and by the respective line ministries at the state level. The FGS Ministry of Agriculture and Irrigation (MoAI) will be the lead ministry for implementation of S-FSRP. The NPCU will have strong representation from the Ministry of Livestock, Forestry, and Range (MoLFR). It will have thematic specialists to support various project components including but not limited to crop production specialists, animal health specialists, financial inclusion specialist, a digital agriculture specialist, a private sector specialist, and a gender specialist dedicated personnel for environmental and social safeguards, finance, security, procurement, and monitoring and evaluation. These positions will be filled primarily through secondment from stakeholder ministries and departments. In case suitable staff are unavailable, the project will recruit staff. Wherever needed, the project will engage leading technical agencies and research institutions to backstop implementation capacity and technical training. As part of the implementation arrangements, the project will also explore formation of technical advisory committees at national and state level comprising of representation from farmer level, Chamber of commerce, farmer cooperatives, banking association, livestock associations and, private sector. At the community level, the project will engage existing as well as newly mobilized community institutions including CIGs, representative village level organizations, and FPOs as key implementation stakeholders.

Purpose of the Framework

6. This RPF was created as one of the Environmental and Social Framework (ESF) instruments required to manage the S-FSRP Project's environmental and social (E&S) risks and consequences. Land acquisition, restriction on land use, and involuntary resettlement are all covered by the *World Bank's Environmental and Social Standard 5 (ESS5)*, which states that project-related land purchase and restrictions on land use can have negative consequences for communities and individuals. This RPF will serve as a framework for identifying, addressing, and mitigating negative consequences that may arise due to the implementation of subprojects that include the involuntary acquisition of land and the subsequent resettlement of impacted families. The Resettlement Policy Framework (RPF) is the most appropriate instrument to guide resettlement activities under the project since the subproject site sites have not been specified and the Project Affected Parties (PAPs) have not been identified. The project will create site-specific Resettlement Action Plans (RAPs) or Livelihood Plans (LPs), and government mediated and community led land

agreements after subproject locations are determined and essential information becomes available. Literature research and stakeholder consultations were used to develop this RPF.

7. Issues relating to land, land tenure, and land utilization in Somalia have always been delicate. Land utilisation is governed by a complex land tenure system that the country's protracted civil war has severely disrupted. The land tenure system in Somalia is now governed by a blend of secular, shariah law, and customary law (Xeer). While there are commonalities across Somalia's land tenure systems, there are significant variances between the north and south and urban and rural areas. Furthermore, there are substantial distinctions between pastoral lands, where collective ownership is predominant, and urban and cultivated fields, where individual land ownership has a long history. The federal government of Somalia and its constituent states lack the full authority to manage and administer land throughout the country and across all land classifications. There are Ministries and government agencies with mandates to lead on various land-related issues, but with less enforcement abilities. The overarching foundation for land governance is provided by the Provisional Federal Constitution of 2012. Old rules from the defunct Siad Bare administration are still in effect. While neither secular nor Islamic Shariah discriminate against women, cultural habits have often minimized the exercise of their right. There are gaps between Somalia's laws and regulations and the World Bank's Environmental and Social Framework (ESF) and Standards (ESSs); hence the project will apply the WB standards on land.

8. Considering this project will be implemented primarily in rural areas where land is communal or unregistered and may be subject to multiple claims - from the government, private sector, and communities - the primary approach will be through mediated-State approach to community-led land contributions. Acquisition and compensation processes will be required if assets are destroyed, or livelihoods are affected.

9. Stakeholders will be engaged through appropriate channels depending on the target audience, including disadvantaged groups. These will be defined in each area but could include: FM radio stations, websites, government reports and speeches, community meetings, social media, toll-free telephone lines, leaflets or brochures. The project will ensure that stakeholders are engaged, consulted, and given accurate and timely information including on the project grievance mechanism. Any project affected persons (PAPs) will be identified, a census will be undertaken for resettlement purposes, and all parties involved will agree on land agreements or land acquisition and compensation mechanisms. Minority groups, internally displaced persons (IDPs), women, persons living with disabilities (PLWDs), and nomadic communities that use land will all be recognized and consulted. The project Stakeholder Engagement Plan (SEP) will guide stakeholder engagement.

10. At the federal, state, and community levels, the project will develop structures for grievance mechanisms (GM) and processes to provide PAPs, including disadvantaged groups, with accessible and inclusive means to raise issues and grievances, as well as to allow the respective government to respond to and manage such grievances. Grievances can arise during the resettlement process, including during the consultation process, the composition of local committees leading community mobilization, the identification of eligible beneficiaries, compensation rates, resettlement site locations, and the quality of services at new sites among other things. Stakeholders, including PAPs, recruited workers, and vulnerable and disadvantaged groups, would be informed about the GM through suitable means.

11. The implementation methods, outputs, and impacts of the Resettlement Action Plan (RAP) and/or the Livelihood Plan (LP) will be monitored and assessed. The goal will be to assess the efficacy of implementation, including resettlement progress, compensation disbursement, public consultation and involvement effectiveness, and the long-term viability (sustainability) of livelihood restoration and development initiatives among the PAPs. This will make it easier to identify problems and successes quickly and alter implementation plans as needed. The PAPs will be part of the monitoring and assessment process.

12. The social specialists at the FGS and FMS levels will manage the RPF process. They will be supported by land/valuation experts to be hired to provide leadership in all matters to prepare and implement the subproject RAPs. The Project Coordinator at the National Project Coordination Unit (NPCU) and the Project Managers at the State Project Implementation Units (PIUs) will be responsible for ensuring the scoping, social screening, valuation, and compensation is done before the roll-out of project activities. The GM system will be activated, and communities will be sensitised to channel their complaints and to whom. Principles of inclusion, transparency, and accountability will guide the RAP processes.

CHAPTER 1 - INTRODUCTION

1.1. Background

13. The Federal Government of Somalia (FGS) developed this Resettlement Policy Framework (RPF) for the World Bank-funded program known as the “**Somalia Food Systems Resilience Project (S-FSRP)**”. The RPF will serve as one of the environmental and social (E&S) instruments required to address and manage E&S impacts associated with the **S-FSRP** Project under the World Bank’s Environmental and Social Framework (ESF).

14. Recovering from conflict, Somalia has been on a trajectory toward political stabilization and reconstruction. In 2012, a Provisional Constitution was adopted, establishing the Federal Government of Somalia (FGS). Following this political transition and the establishment of Federal Member States (FMSs), the 2017 elections were peaceful and established the current administration. The sustained political, economic, and institutional reforms have enabled the rebuilding of core state functions, though the country’s fiscal position remains largely supported by official development assistance, remittances, and foreign direct investment. The country still faces persistent insecurity, conflict, and unresolved political tensions, as demonstrated by the delay of the elections from 2020 to 2022. A new President was officially inaugurated on June 9, 2022.

15. Poverty in Somalia remains widespread, limiting coping capacity to shocks. An estimated 72 percent of the population lived below the poverty line in 2021 with the majority of the population having experienced a reduction in income compared to pre-pandemic levels. The modest economic rebound pushed nominal GDP per capita to US\$502 in 2021 from US\$466 in 2020, but there has been no growth in real GDP per capita. Nearly 50 percent of the population is food insecure and over 1 million people displaced from their homes since 2021. This growing size of the internally displaced population is likely to contribute to greater vulnerability and poverty overall. Increasing remittance inflows and grants (jointly estimated at 60 percent of GDP) as well as the government’s social protection program, Baxnaano, are providing some relief to the challenging economic situation.

16. Somalia is highly vulnerable and impacted by climate change with high reliance on natural resources for productive livelihoods. The country has experienced more than 30 climate-related hazards since 1990, including 12 droughts and 19 floods. These occurred alongside crises in livestock systems, weak governance, debilitating poverty and violent, multi-layered conflicts. Flood hazard risks, likely to intensify and become more frequent, are particularly high in cropped areas in the southwest. Other parts of the southwest, along with the middle and northwest are the most drought-prone. The Center for Global Development ranks Somalia as the most vulnerable country to climate change among 167 countries, adjusted for coping capacity.

17. Somalia is facing a record-breaking multi-season drought, further worsened by rising global food prices. Large swathes of Somalia face severe food insecurity in face of a likely fifth consecutive failed rainy season—with the October-December 2022 rains beginning poorly and likely to underperform—and the prospect of a sixth failed season in March-May 2023. Latest estimates indicate 6.7 million people across Somalia are expected to face Crisis (IPC Phase 3) or worse acute food insecurity outcomes between October and December 2022, while famine is projected among agropastoral populations in Baidoa and Burhakaba districts. The total estimated acute malnutrition burden for Somalia from August 2022 to July 2023 is 1.8 million children, representing 54.5 percent of the total population of children in Somalia. Over

three million livestock are estimated to have died since mid-2021 due to starvation and disease. Four consecutive poor or failed harvests since 2020, escalating local and imported food prices, and drought and conflict-induced population displacement are all leading to a decline in the coping capacity of poor and vulnerable populations across Somalia.

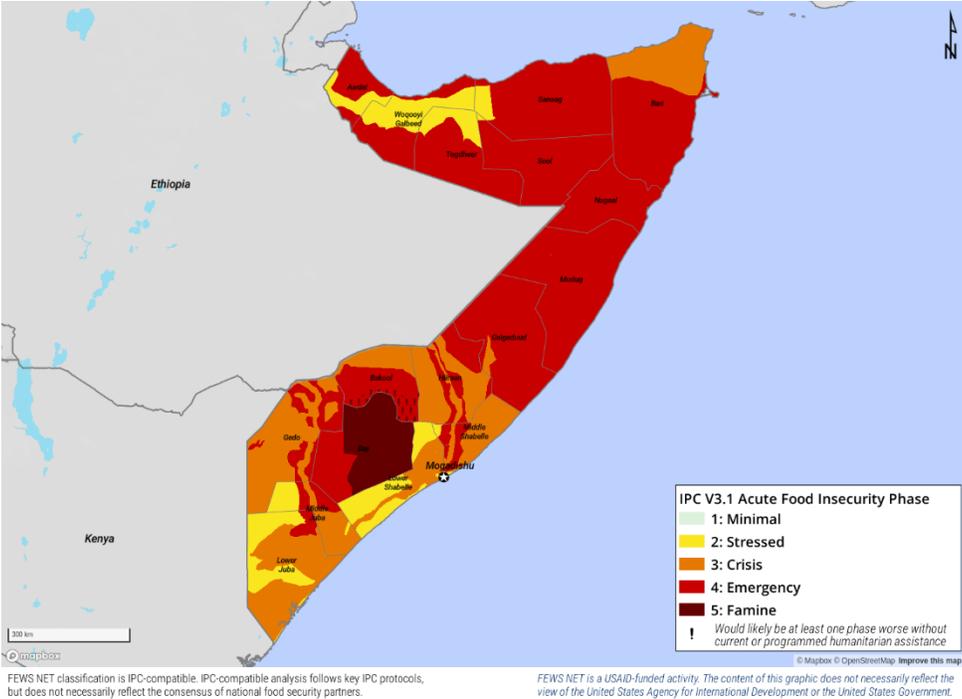


Figure 1: Somalia Projected Food Security Outcomes (October 2022-January 2023)

1.2. Sectoral and Institutional Context

18. Agriculture sector (including livestock production and livestock exports, crop production, and fisheries) is Somalia’s largest economic sector, the largest employer, and the largest driver of exports. Livestock, crops, and fisheries are the backbone of the Somali economy with a combined share of GDP has risen to 75 percent, and agricultural exports (primarily live animals) represented 93 percent of total export earnings. According to 2014 International Labour Organization (ILO) estimates, 46 percent of the country’s workforce was employed in agriculture with 25 percent in crop cultivation, 9 percent in herding, 4 percent in fishing, and 7 percent in other related activities such as forestry and agro processing (World Bank & FAO, 2018). Recent estimates, however, suggest that over 85 percent of the employed people work in the agriculture sector (UNSTATS, 2019). There has been a dramatic expansion of the relative importance of the livestock subsector, which rose from 75 percent of sector production in the late 1980s to 83 percent in the mid-2010s. Over the same period, the crop sub-sector dropped from 25 percent of sector output to 17 percent. Supporting the sectors’ drought recovery, strengthening its climate resilience, and improving its overall performance is essential to Somalia’s sustained economic development as well as restoration of long-term peace and security.

19. Livestock sector while showing remarkable resilience, faces several challenges in sustaining growth. Livestock provides the highest foreign currency earning to Somalia. Exports of small ruminants (sheep and goats) to Gulf Cooperation Council (GCC) countries account for 70% of Somalia’s total exports of these animals. The sector has grown despite economic challenges and climate shocks. However, Somalia’s 56 million strong livestock population is also putting a major strain on natural resources. Droughts led to

reduced camel milk yields by more than half and cow and goat milk yields by as much as two-thirds, disproportionately affecting livestock held by poorer households. Availability and quality of pastures is declining in face of frequent droughts, degradation of rangelands, and expansion of private enclosures on traditionally open rangelands. Predominant feed production systems still rely mostly on fresh grasses and shrubs in the country's vast rangelands, and on their straw, which is of low nutritional value. There is lack of and/or inconsistent implementation of regulations and policies, including critical sanitary and phytosanitary (SPS) measures, leading to poor returns and trade bans. The Saudi export ban in 2017 is one such example which led to significant losses for livestock farmer. There is critical shortage of reliable animal health services at the last mile, including support for vaccinations, artificial insemination, and disease management. During droughts and long dry seasons, pastoralists tend to engage in distress sale of livestock at poor prices. Limited and patchy information on the sector's structure and economic performance (Last Livestock census happened in 1975) hinders effective public and private investments.

20. Climate change threatens Somalia's fragile ecosystem and major livelihoods. challenges further compounded by the destructive effects of the civil war. The frequency of Somalia climate-related hazards has tripled in Somalia since 1990, compared to the same between 1970 and 1990. Predictive models indicate that in all likelihood, Somali climate will become hotter and more erratic. Between 2001 and 2021, Somalia lost 429,000 hectares of tree cover, the equivalent to a 4.9% decrease in tree cover, largely driven by the massive and unsustainable cutting of acacia trees to produce charcoal. In the absence of substantial investment in adaptation to make agricultural systems more climate resilient, there is little scope for broader economic recovery or growth. Crop production showed a peak in the 1980s followed by a sharp decline after 1990, when the outbreak of civil war severely crippled support services such as agricultural research and extension. The export of bananas and other important commodities such as sugarcane and grapefruits came to a halt, damaging the potential for agricultural growth. State and foreign-owned commercial farms and infrastructure for processing crops such as bananas, sugarcane, cotton, rice and fruit were totally abandoned. Most of the extensive prewar network of irrigation and flood control infrastructure, as well as main and rural roads, have fallen into disrepair. This period also witnessed rapid population growth in Somalia, further putting pressure on production systems. Recurring droughts, the deterioration of transport infrastructure and the mass migration of skilled and educated professionals to neighboring countries exacerbated these challenges.

21. Postharvest losses are substantial and there is limited value addition in agriculture and livestock sectors. About 20–30 percent of the cereal crop in Somalia is lost post-harvest. Traditional storage systems like underground clay lined storage pits end up in nearly 40 percent losses and are highly prone to moisture and contamination from aflatoxin. These postharvest losses and health hazards associated with fungal contamination can be mitigated by usage of improved storage structures such as metal silos. There is little to no processing across major value chains. While livestock trade is primarily in live animals, the fast-flourishing peri-urban dairy sector also relies primarily on fresh milk marketing, with limited infrastructure available for preservation and processing. Commercial meat processing is limited to very small quantities of chilled goat and beef meat for export. Raw hides and skins are of poor quality with poor preservation and storage. Considering the large livestock herd sizes in Somalia are already near unsustainable with limited rangelands capacity, value addition in livestock sector is crucial to unlock value with smaller herd sizes and higher focus on productivity and healthier herds.

22. Resilient productivity enhancement in agriculture and livestock requires sustained investments in Somalia's weak agriculture innovation systems. Crop production in Somalia is hindered by extremely low levels of productivity. The average yield of maize at 1.0 to 1.5 MT/ha, and the yield of sorghum at 0.3 to 0.4 MT/ha is significantly lower than their potential yields between 10 to 15 MT for maize and 5 to 10 MT/ha for sorghum (Gavin et al. 2018). The untapped production potential is also reflected in the fact that

the annual crop production in Somalia has averaged only approximately 200 000 tonnes relative to the peak production levels of 650 000 tonnes in 1988. Average yields have been low, as a result of limited inputs (poor-quality seeds), moisture stress, poor farming techniques, pest and diseases, and an almost non-existent Agriculture Innovation System capable of providing the required research and extension services. If the constraints were fully addressed, expert consensus is that average yields could increase by a factor of four to six for maize and three for sorghum. The widespread adoption of climate-smart agricultural practices, including the use of better-quality seeds, would increase both the resilience and growth for key rainfed crops. To support the recovery and resilience of food crops and livestock systems, investments are needed at various levels of value chains to sustainably improve productivity, build farmers' knowledge base and capacity while improving market ecosystem and infrastructure for increased value realization and job creation.

23. Reviving the crop and livestock sectors will require major investments in research, extension, value addition, and market infrastructure. The existing service delivery ecosystem for value chain stakeholders in Somalia is plagued by limited investment in infrastructure and technical drivers such as research and extension services, improved seed varieties and irrigation infrastructure. Since the collapse of the government in 1990, there have been no research or extension services to support crop improvement programmes and the production of improved seed varieties. Furthermore, there is limited agro-processing and value addition in almost all aspects of the food systems. In the livestock sector, there is a lack of adequate fodder production, animal fattening and processing facilities, cold chains and hides and skins processing. There is very limited engagement of the CGIAR ecosystem and digital agriculture technology solutions in existing farmer services. For revitalizing Somalia's agri-food systems, it will be critical to invest in building institutional capacity for undertaking adaptive research and extension services, developing agriculture policy and regulations, and promoting linkages in the agriculture value chains. Development of locally suited drought resilient food and fodder crops through adaptation trials in conjunction with conservation and energy efficient agriculture systems can boost value chain efficiencies in both crop and livestock sectors.

24. Meaningful inclusion of women farmers in all aspects of value chains will be essential for resilient food systems. The Gender Inequality Index for Somalia is among the highest in the world with women experiencing high levels of food insecurity, lack of safety, limited economic opportunities and stereotyped roles in society. Recent statistics indicate that, as of 2018, 19.1 percent of females and 74.3 percent of males are part of the labour force (UNDP, 2020). Women are under-represented in the formal labour force but they actively engage in the shadow economy through informal employment opportunities. However, their limited participation in decision-making and training, and their limited access to agricultural resources, capital and information affects their productivity (FAO, 2021), which in turn contributes to food insecurity at the national level. Restricted mobility and time poverty limits women farmers' ability to access technical and vocational trainings as well as a range of crop and animal health services. Furthermore, in absence of non-collateral-based credit facilities, their investment capacity to adopt improved inputs and technologies remains limited. Any effort to boost Somalia's food system resilience will thus require significant investments in mobilizing and capacity building of women farmers through provision of local extension services, customized microfinance products, as well as access to inclusive producer organizations.

25. There are significant gaps in resources and institutional capacity at FGS and FMS level. There is a significant vacuum in the policy functions, monitoring, and essential economic services normally provided by government. A recent assessment by Adam Smith International (ASI) and SATG concluded that both federal and state ministries of agriculture are unable to deliver their mandates due to limited skilled staff, funding, and access to most rural areas. Building long term capacity of stakeholder ministries at national

and state level will be crucial towards building a sustainable enabling policy environment, delivery systems and sectoral oversight capabilities.

26. Scaling up of Digital extension and advisory services can enable Somalia to leapfrog infrastructure challenges while bridging inclusion gaps by democratizing access to information. Digital advisory bundled with climate information, best practices, peer learning networks, insurance and other financial services can incentivize adoption of climate-smart technologies and practices. Somalia has an expanding private sector with sophisticated and growing use of digital technologies. However, there are little to no investments in building enabling ecosystems to nurture digital solutions and innovations. A multi-stakeholder platform that brings together the most relevant Ag tech solutions, public sector stakeholders and small-holder farmers can boost the scale of ICT in agriculture extension and advisory services. The project will work towards building an enabling digital farmer solutions ecosystem.

27. Agriculture and Livestock is a top policy priority at national and state level across Somalia. During the latest National Development Plan (NDP) 2019-2024 consultations, Agriculture was accorded as the top priority sector by four of the five member states. Pillar 3 of the National Development Plan for 2020 – 2024 (NDP-9) is the largest and most ambitious component. It calls for agriculture and livestock development strategies and interventions to maximize progress. At the heart of Pillar 3 is the intent to transform the economy by improving the resilience of traditional livestock and crop production industries to better meet growing challenges from droughts, floods and climate change, while at the same time inducing private sector growth to broaden and sustain the growth base and provide greater employment opportunities. Several of the ecosystem investments under the project such as strengthening research institutions, linkages with CGIAR, development of national Digital Climate Advisory and Early Warning Systems are expected to pay rich dividends far beyond the project period as well as geographical coverage.

28. From a regional perspective, improved agriculture and livestock productivity and resilience in Somalia will have profound positive effects on regional food security. Severe food insecurity driven by extreme climate shocks is a feature of the Horn of Africa. Somalia alone account for more than 25 percent of all food insecure population in the region. At the same time, the country has vast untapped natural resources which if sustainably managed can boost national and regional prosperity. Improved sectoral performance of agriculture and livestock can also alleviate long standing tussles and conflicts in the country and improve overall investment environment in the region. Furthermore, countries like Ethiopia and Kenya with mature institutions are expected to play a key role in supporting capacity building for Somalian ecosystem which will bring in long term benefits of regional cooperation, coordination, and knowledge sharing.

1.3. Relevance to Higher Level Objectives

29. The project is strongly aligned with both Focus Areas of the Country Partnership Framework (CPF) FY19–22.¹ The CPF is aligned with the development priorities set by the government’s NDP9, the Drought Impact Needs Assessment (DINA), Recovery and Resilience Framework (RRF) and the other individual Sector Strategic Plans. Based on the Systematic Country Diagnostic (SCD), the World Bank Group supports priorities in two Focus Areas: (1) Building capacity of institutions to deliver services; and (2) Restoring economic resilience and opportunities. Ongoing governance programs will be strengthened to improve the provision and quality of key social services and resilience in Focus Area 1 while economic resilience

¹ World Bank Group. 2018. Country Partnership Framework for the Federal Republic of Somalia for the Period FY19-FY22. World Bank, Washington, D.C. Report no. 124734-SO.

will be increased in Focus Area 2 to provide a base upon which durable poverty reduction and inclusive growth strategies can be made. The project is aligned with both Focus Areas. The Performance and Learning Review of the Country Partnership Framework, concluded in September 2022, introduced a new Focus Area 3 focused on strengthening resilience to support Somalia's resilient recovery and capacity to respond to shocks. Focus Area 3 includes an expanded objective on strengthening rural resilience and food security, which this project embodies.

30. The project will build long term institutional capacity at national and state level and strengthens government systems for effective delivery of services and oversight. Relative to the other main actors supporting resilience building efforts that are heavily reliant on non-government organization, the World Bank's comparative advantage in Somalia has been to strengthen institutions at the national and subnational levels, through supporting the establishment of clear norms and standards mostly by channeling funds through government systems. Until now, the World Bank has channeled more than US\$745 million through these country systems (2019–2021). This project continues to build on that approach and will work towards substantially strengthening the capacity of MoA and MoLFR at FGS and stakeholder ministries at the state level.

31. The proposed project contributes to higher-level objectives consistent with the World Bank's twin goals of ending extreme poverty and promoting shared prosperity. The project seeks to build long term food systems resilience through investments in enabling infrastructure, institutional capacity, resilience enhancing innovations, and inclusion of women farmers into mainstream agriculture extension and service delivery. The project will contribute to improved productivity for key crop and livestock value chains, enhance access to climate smart inputs and technologies, support inclusive growth and job creation in agri-business sector, and build resilience against climate shocks through a range of adaptive and mitigation measures. The project is aligned with the World Bank's Climate Change Action Plan (CCAP) by promoting a low-carbon and climate resilient development approach as well as the World Bank's Green, Resilient, and Inclusive Development (GRID) approach, which addresses the risks to people, the planet, and the economy in an integrated manner and tailored to needs.

CHAPTER 2 - PROJECT DESCRIPTION

2.1. Project Development Objective

32. The Project Development Objective (PDO) for S-FSRP will be ‘to increase preparedness against food insecurity and improve the resilience of food systems in targeted project areas of Somalia’. Progress toward the PDO will be measured using five PDO indicators and intermediate indicators. All relevant indicators will be disaggregated by gender (men and women) and age (youth and adult).

2.2. Project Description

33. **Somalia FSRP will support investments across 5 Is- Infrastructure, Institutional Capacity, Innovation, Inclusion, and Integration to comprehensively address food systems resilience.**

- a) **Infrastructure investments** at various levels of value chains including but not limited to support for revival of flagship agriculture and livestock research institutions, automated weather stations and early warning systems, small scale irrigation infrastructure, produce testing and certification facilities for export-oriented commodities, value addition and processing infrastructure, and post-harvest storage and cold chains. These infrastructure investments are envisaged as foundational to the agenda of food systems resilience.
- b) **Institutional Capacity building** at various levels including farmer institutions, staffs of stakeholder ministries at FMS and FGS level, and stakeholder institutions including private sector players and enterprises in key value chains. This will enable key institutions to play sectoral leadership roles at various levels.
- c) **Innovation** at various levels including support for development of climate resilient breeds and inputs, digitally enabled information and extension services, development of locally relevant and climate smart technologies, innovations and management practices (TIMPs), scaling up innovations through technology transfer and demonstrations at community level, new age conservation agriculture approaches, innovations in rangeland management and sustainable charcoal production, development of new fodder varieties, innovative intensification of livestock production systems, low cost innovations in post-harvest storage, and traceability systems in livestock and livestock products.
- d) **Inclusion** through intentional investments at all levels comprising of support for inclusive farmer institutions and producer organizations, inclusive extension and advisory services, support for inclusive access to finance, integration into markets through digital channels, and incubation support for women owned value chain enterprises.
- e) **Integration** with and building on existing or completed investments that support resilience building including but not limited to the Biyoole and Barwaaqo project investments into water infrastructure, Horn of Africa Groundwater project investments, Livestock sector investments being undertaken in the De-risking, Inclusion and Value Enhancement of Pastoral Economies in the Horn of Africa (DRIVE) project, and enterprise support investments in the Somalia Capacity Advancement, Livelihoods and Entrepreneurship Digital Uplift Project (SCALED-UP) project.

34. The project will support investments in building resilient food systems in Somalia, through four primary investment pathways; i) rejuvenating Somalia’s agri-livestock research institutions, seed systems,

extension services, and develop community institutions that can anchor adaptation of climate smart agri-livestock practices, ii) strengthening the availability of water and improved rangelands management for resilient agriculture and livestock production, iii) strengthening the integration of the production systems to domestic and regional markets, with appropriate investments in food safety and value addition, and iv) establishing an enabling policy and institutional framework at sub-national, national and regional level capable of supporting food systems resilience for Somalia. To support these investment pathways, SFSRP comprises of five technical components in addition to the Contingent Emergency Response Component (CERC). The project components, sub-components and resource allocation is outlined below:

Table 1: Summary Project Components and Budget

| # | Component | Cost (USD million) | Percent |
|----|---|--------------------|---------|
| 1 | Comp. 1: Agriculture and Livestock public good and services for food security Sub-comp 1.1: Re-building Agri-Livestock Research, Extension and Seed Systems Sub-comp 1.2: Community engagement and Technology Transfer Sub-comp 1.3: Digital Farmer Solutions and data systems | 40 | 26.7% |
| 2. | Comp. 2: Sustainable landscapes for resilient food systems Sub-comp 2.1: Strengthening water availability for agriculture and livestock Sub-comp 2.2: Strengthening rangeland management for agriculture and livestock | 40 | 26.7% |
| 3. | Comp 3: Regional and domestic markets for food security Sub-comp 3.1: Developing market facing institutions Sub-comp 3.2: Market Infrastructure and Enterprise Development Sub-comp 3.3: De-risking production through credit and savings | 20 | 13.3% |
| 4. | Comp. 4: Institutions, policies and knowledge for regional food security Sub-comp 4.1: Enabling policy and capacity building for resilient agriculture Sub-comp 4.2: Enabling policy and capacity building for resilient livestock | 35 | 23.3% |
| 5. | Comp.5: Contingency emergency Response | 0 | 0% |
| 6. | Comp. 6: Project Coordination and Management Sub-comp 6.1: Project Implementation and Coordination Sub-comp 6.2: Monitoring and Evaluation | 15 | 10% |
| | Total | 150 | 100% |

35. Component 1: Agriculture and Livestock public goods and services for food security: This component is focused on strengthening the foundation for resilient production capacity and productivity in agriculture

and livestock sector by rejuvenating Somalia's agri-livestock research institutions and seed systems, and building capacity for improved extension and advisory service delivery to small-holders at scale.

36. Component 1.1: Re-building Agri-Livestock Research, Extension and Seed Systems: This sub-component will support key agriculture and livestock research institutions at FGS and FMS level for development of climate smart inputs and technologies most suited to Somali food systems.

37. Component 1.2: Community Engagement and Technology Transfer This sub-component will support development of a robust community institution network and community-based extension system for technology transfer. Secondly, the sub-component will support large scale adoption of the Farmer Field School (FFS) and Agro-pastoralists Field Schools (APFS) approach, building farmer knowledge and capacity to adopt CSA practices, through demonstration plots and deployment of community-based extension service providers. Finally, the sub-component will also reserve support for asset restoration post climate shocks for farmers and pastoralists including small scale animal restocking, support for seasonal inputs, and community-based assets.

38. Component 1.3: Digital Farmer Solutions and Data Systems This sub-component will support investments in development of an updated national farmers and pastoralist database as a foundational to data driven policy making in agriculture and livestock.

Component 2: Sustainable landscapes for resilient food systems. This component will be implemented in close coordination with other ongoing Bank-funded projects aimed at strengthening the availability of water and improvement rangelands management for resilient agriculture and livestock production.

39. Component 2.1: Strengthening water availability for agriculture and livestock This sub-component will focus on improving water availability for agriculture and livestock through rehabilitation of dilapidated irrigation infrastructure in potentially high impact riverine areas while supporting complementary investments in water points and catchments in rainfed areas.

40. In addition, since water infrastructures such as berkads and dams are highly vulnerable to evaporation and siltation, the project will introduce ways of reducing evaporation losses from open reservoirs by learning from good local practices, such as growing various plant laid over and supported by structure made from metal wires or plant poles and/or using corrugated iron sheets. The choice of the infrastructure to be supported in each states shall be treated on case-by-case basis depending on the comparative advantages, relevancies and appropriateness.

41. Component 2.2: Strengthening rangeland management for agriculture and livestock: This component will focus on strengthening the livestock sector through restoration of degraded rangelands through soil and land improvement practices, reforestation around pastoral and agro-pastoral settlements, and promotion of feed and fodder enterprises including via incentives and adoption of climate resistant seeds, and establishment of fodder storage structures. Secondly, the sub-component will support introduction of sustainable rangeland-based livelihoods including green charcoal production, and sustainable tapping practices for gum and frankincense. Thirdly, the sub-component will support rangeland compatible water management and fodder production.

42. **Component 3: Regional and domestic markets for food security.** This component will build on the agriculture productivity and farmer institutions development investments made under components 1 and 2 to strengthen the orientation of the production systems to domestic and regional markets, with appropriate investments in food safety and value addition.

43. Component 3.1: Developing market facing institutions: This sub-component will support investments in strengthening new and existing Farmer Producer Organizations (FPOs) and value chain enterprises that can anchor key market facing services including supply of high quality inputs, aggregation, value addition and market linkage. In the livestock sector, the sub-component will support PO level investments in value addition for livestock products including promotion of chilled and frozen meat export, milk processing including pasteurization, yogurt, cheese, and long shelf life milk, and investment under PPP arrangement in hatcheries and chicken feed meat.

44. Component 3.2: Market Infrastructure and Enterprise Development: This sub-component will support enhanced marketability of crop and livestock produce through systemic investments in improving food safety, traceability, and value addition. The project will adopt the One Health approach to investments in market infrastructure that focus on enabling improved handling of crop and livestock produce, and adherence to SPS standards.

45. Component 3.3: De-risking production through credit and savings: This sub-component will build the capacity of small farmers and pastoralists to leverage formal finance by supporting group level savings and collateral free small credit for agri-livestock production and financial literacy. . farmers and pastoralists..

46. Component 4: Institutions, policies and knowledge for regional food security: This component will focus on establishing an enabling policy and institutional framework at sub-national, national and regional level capable of supporting food systems resilience for Somalia. Component 4 will have two (2) sub component:Component 4.1: Enabling policy and capacity building for resilient agriculture; Component 4.2: Enabling policy and capacity building for resilient livestock: These two sub-components will focus on intensive capacity building of the MoAI and MoLFR respectively at FGS and corresponding line ministries at the FMS level, comprehensive capacity assessment, staff training, onboarding of new technical specialists to plug capacity gaps, and knowledge partnerships with prominent sectoral institutions. The sub-component will support a national agriculture policy assessment to provide technical assistance to formulate new or updated policies and accompanying action plans for roll out. This sub-component will also support crucial investments in building regional knowledge sharing partnerships with institutions of regional prominence. These include CGIAR institutions, Kenya Agriculture and Livestock Research Organization (KALRO), Agriculture Transformation Agency (ATA), Prominent agriculture and livestock trade organizations, and other knowledge networks.

47. Component 5: Project coordination and knowledge management: Investments under this component will ensure effective implementation and coordination of the project at all levels.

48. Component 5.1: Project Implementation and Coordination: This sub-component will support establishment and strengthening of NPCU in line with the agreed upon implementation arrangements. The sub-component will support all full-time staff costs, support for office infrastructure, operations and coordination. Component 5.2: Monitoring and Evaluation: This sub-component will support investments towards establishment of a full-fledged Management Information System (MIS) with requisite data collection and analysis systems and digital dashboards for decision support at all levels of implementation.

2.3. Project Geography

49. The project will be implemented in the following 6 states of Somalia: Jubbaland, South-West, Galmudug, Hirshabelle, Puntland, and Somaliland, with each participating FMS expected to sign a subsidiary agreement. Within each state, the project will be implemented in 6-8 selected districts, to be

identified on the basis of several inclusion and exclusion criteria. The exclusion criteria include; 1) Districts that are inaccessible due to high levels of insecurity; 2) Districts that have large swathes of contested lands leading to significant challenges in complying with environmental and social safeguards, and 3) Districts having large investment projects similar to SFSRP. Districts where one or more exclusion criteria is applicable are to be ruled out as part of the initial set of priority target districts. From the shortlisted districts post exclusion, the set of districts to be prioritized for implementation under SFSRP will be finalized. The inclusion criteria for FMS districts included; 1) Potential for impact within priority value chain in terms of farmer coverage, potential productivity gap to be bridged, and maturity of specific value chain within the district, 2) Implementation readiness in terms of systems, existing institutions, and infrastructure. The project may choose to adopt a phased implementation approach wherein districts with low implementation readiness will be entered into after initial systemic capacity building, 3) Districts with high presence of vulnerable and marginalized communities are to be prioritized, 4) Districts wherein existing investments of complementary nature are ongoing are to be prioritized. For e.g., Districts with existing water point investments under Biyoole and Barwaaqo projects as well as those under Horn of Africa groundwater project may be prioritized to support complementing investments in agriculture and livestock support areas. Here, the focus will be on making synergistic investments for maximum impact without duplication, and 5) Districts where investments may lead to spillover effect or regional impact will be prioritized. This may include districts that have major market or urban consumption centers critical to successful downstream value chain impact.

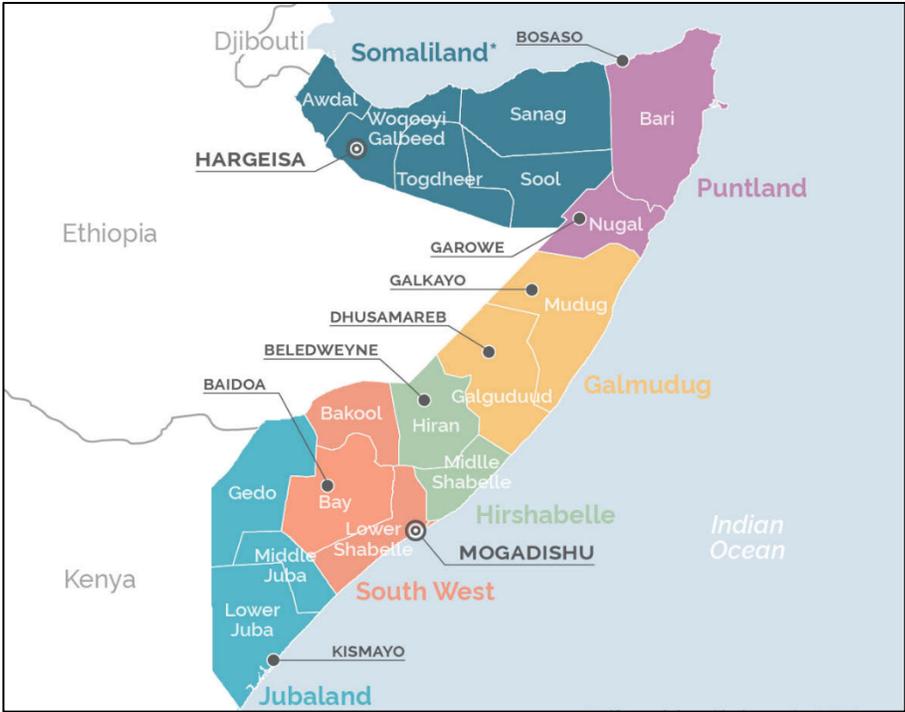


Figure 2: Somalia Map

2.4. Project Beneficiaries

50. **The project will directly benefit an estimated 350,000 small farmers, agro-pastoralists and nomadic pastoralists, of which at least 30 percent will be female.** In addition, the project will support value chain stakeholders including women-owned agri-business enterprise, financial services providers, Disruptive Agriculture Technology organizations, and agriculture research and extension institutions. Additionally, the project will support investments for building inclusive POs, and infrastructure investments to upgrade

value chains. Integration of ICT and digital agriculture solutions is an essential cross-cutting element in the project. The project will build the capacity of Federal Ministry of Agriculture and Irrigation, and stakeholder ministries and institutions at federal and state level to implement resilience focused policies. This in turn is expected to have a longer-term impact nationally on all farmers and agro-pastoralists accessing services from the public sector.

CHAPTER 3 – PRINCIPLES AND OBJECTIVES GUIDING RPF

3.1 Purpose and Objectives of RPF

51. The World Bank Environmental and Social Standard 5 (ESS5) - Land Acquisition, Restriction on Land Use and Involuntary Resettlement - provides that project-related land acquisition and restrictions on land use can have adverse impacts on communities and persons. It may cause physical displacement (relocation, loss of residential land or loss of shelter), economic displacement (loss of land, assets or access to assets, leading to loss of income sources or other means of livelihood), or both. Resettlement is considered involuntary when affected persons or communities do not have the right to refuse land acquisition or restrictions on land use that result in displacement.

52. The project has prepared this RPF to ensure that appropriate measures are in place to address any issues that might arise from potential land acquisition and/or economic displacement under the project. Given that exact site locations have not been determined, and the Project Affected Parties (PAPs) are not known yet, a RPF is the most appropriate instrument to guide resettlement activities under the project. Once subproject locations are defined, and necessary information becomes available, the project will prepare site-specific Resettlement Action Plans (RAPs) and/or Livelihood Restoration Plans (LRPs) and land agreements, as required. No physical and/or economic displacement or construction will occur until plans and documentation required by ESS5 have been finalized and approved by the World Bank.

53. Each subproject needs to be screened for social impacts to determine if there are any impacts that require the preparation of a RAP/LRP. Based on the impacts likely to occur, a Replacement cost Matrix (RM) has been developed, which summarizes the types of losses and the corresponding nature and scope of entitlements. Compensation and rehabilitation assistance for various categories of losses based on the tenure and type of impact have been provided. Specifically, the RPF will have the following objectives:

- Addressing potential socio-economic issues associated with implementation.
- Setting a course of mitigatory actions that would diminish threats and enhance opportunities.
- Helping survey and value losses of space, assets, income, and livelihoods.
- Setting out a compensation plan.
- Setting out a replacement cost matrix.
- Finalizing a grievance redress mechanism and integrating it within existing systems.
- Strengthening institutional capacities needed to adequately address grievances related to the Project

3.1. Principles

54. The principles outlined in the World Bank's OP/BP 4.12 – Involuntary Resettlement have been adopted in preparing this RPF. In this regard the following principles will apply:

- Acquisition of land and other assets, and resettlement of people will be minimized as much as possible. Where land acquisition is unavoidable, the project will be designed to minimize adverse impacts on the PAPs, especially the vulnerable groups.

- All PAPs will be compensated, relocated and rehabilitated, if required, so as to improve their standard of living, income earning capacity and production capacity, or at least to restore them to pre-Project levels.
- All PAPs residing in, cultivating land or having rights over resources within the projects' areas are entitled to compensation for their losses and/or income rehabilitation. Lack of legal right to the assets lost will not bar the PAPs from entitlement to such compensation, rehabilitation and relocation measures.
- The rehabilitation measures to be provided include (1) compensation at full replacement cost for houses and other structures; (2) compensation for land acquisition; (3) dislocation allowance and transition subsidies; (4) full compensation for crops, trees and other similar agricultural products at market value; and (5) other assets, and appropriate rehabilitation measures to compensate for loss of livelihood.
- Land-for-land is the preferred option (if applicable). Land-for-land may be substituted by cash provided that: (1) land is not available in the proximity of the project area; (2) PAPs willingly accept cash compensation for land and all assets on it; and receive full replacement value without any deductions for depreciation; and (3) cash compensation is accompanied by appropriate rehabilitation measures which together with project benefits results in restoration of incomes to at least pre-project levels.
- Resettlement plans will be implemented following consultations with the PAPs, and will have the endorsement of the PAPs.
- Any acquisition of, or restriction on access to resources owned or managed by PAPs as common property will be mitigated by arrangements that would ensure access of those PAPs to equivalent resources on a continuing basis.

CHAPTER 4 – RESETTLEMENT PLAN: PREPARATION AND APPROVAL

4.1. Screening for Involuntary Resettlement

55. The first stage in preparing the individual resettlement plans is screening to identify the land/areas being impacted. The screening will also contain the analysis of alternative sites. Subproject screening identifies the types and nature of potential impacts related to the activities proposed under the S-FSRP project and provides adequate measures to address the impacts. Screening for resettlement issues shall be part of the environmental and social screening detailed in the ESMF. Subproject screening will be incorporated into the subproject application form. The goal is to identify and consider resettlement issues as early as possible. The project will consider having technical assistance from World Bank to ensure proper implementation of the resettlement processes. The screening checklist form is shown in Annex 2: Screening Checklist Annex 2.

56. The list of subprojects with potential resettlement issues will then be subjected to a comprehensive sensitization and consultation process with the potentially impacted communities. The outcome of this process would be documented for each site. The list and the outcome of the consultative process for each site/subproject on the list would then be sent to the respective local government council and PIUs in the jurisdiction mandated to confirm, approve, disapprove, refer for further consultation, and/or take a final decision on each proposed site/subproject. Carrying out the screening process in this way is designed to give it the integrity and transparency to allow all stakeholders to have confidence in the process. Once subprojects have been approved using this consultative process, the chosen locations will then be subjected to a socioeconomic study (this study will include determination of impacts) and preparation of individual RAPs.

4.2. Overview

57. A RP will be prepared once subproject impacts on involuntary resettlement are ascertained. The RAP can be referred to with different names depending on the scope of resettlement and the kind of displacement impact it addresses. Where a project involves only economic displacement, the RAP may be referred to as a “Livelihood Plan (LRP)” or where restrictions on access to legally designated parks and protected areas are involved; the plan may take the form of a “Process Framework.” This chapter summarizes RAP preparation, approval processes, and responsible entities.

4.3. Baseline Socioeconomic Data and Census

58. An important aspect of preparing a RAP is establishing appropriate socio-economic baseline data to identify the persons the individual subproject will displace, determining who will be eligible for compensation and assistance, and discouraging the inflow of ineligible people for these benefits. During this process, a census of the effect is obtained. In summary, the census consolidates information that:

- i. It provides initial information on the scale of resettlement to be undertaken;
- ii. It indicates further socioeconomic research is needed to quantify losses to be compensated and, if required, to design appropriate development interventions; and
- iii. It establishes indicators that are to be measured at a later date during monitoring and evaluation

59. Baseline data for subproject RAPs will include the number of persons; number, type, and area of the houses affected; number, category, and area of residential plots and agricultural land to be affected; and affected productive assets as a percentage of the total. Specific information to be captured will include: (i) personal details of PAPs, including family members; (ii) current monthly income generated from

activities before the census; and (iii) the disadvantaged groups that will require additional assistance. This information will allow for detailed development of the activity-specific RAP and support accurate budgeting for the activities to consider all compensation measures. It will further create the basis for all monitoring activities on resettlement.

60. The census will be announced before commencement using local communication channels, including community leadership, local radio, and as detailed in the SEP. A hard cut-off date will be determined and announced by the PIU in consultation with local authorities, including informal authorities. Persons that will infringe on the sites after the cut-off date will not be considered. Annex 5 presents the key resettlement census questions and key data to be collected in the census for affected PAPs. Annex 10 is a sample Household Survey Interview guide/questionnaire.

4.4. Displacement Prior to Project Approval

61. As evictions of IDPs are rampant in Somalia, the project management needs to ensure that respective Districts/local authorities and communities are aware that no forced displacements will be affected to pave the way for project implementation prior to the development and implementation of a RAP/LP. If such evictions to implement a project activity have taken place before preparing the RAP/LRPs, ESS5 requirements will be retroactively implemented.

62. During the screening and the assessment phase, the district/local authorities and local communities will confirm that no such eviction has occurred. These findings will be subject to review by the State-level PIUs, the Federal NPCU, and the World Bank. Information on the illegality of such evictions will be disseminated prior to and during the activity to allow potentially affected parties to file respective complaints. The information dissemination will be instituted following the approaches outlined in the SEP. Where forced evictions to pave the way for project investments have occurred, an assessment will be included in a social audit, in which: (i) the adequacy of the mitigation measures that were undertaken are assessed against the requirements of ESS5; (ii) possible gaps in the requirements of ESS5 are identified where applicable; (iii) a corrective action plan is developed and implemented to mitigate and offset any harm done and close gaps; and (iv) any grievances related to the displacement of any other outstanding issue are identified.

63. While the PIU will implement the assessment (through an independent consultant or company as necessary), the Government will budget for all mitigation measures identified in the RP/LPs, and the social audit conducted under the assessment, including compensation costs, shall not be part of the project funds. The commencement of activities, in this case, will require approval of the audit findings and the identified corrective actions from the PMU and the World Bank. Where the provisions of ESS5 requirements cannot be met, the subproject will be screened out and cannot be implemented.

64. If PAPs need to be involuntarily resettled, the following basic principles and due processes will be followed:

- i. provide adequate advance notice while ensuring that the vulnerable and disadvantaged individuals and groups are reached and guided accordingly;
- ii. allow for meaningful opportunities for the PAPs to lodge grievances through sharing the contacts of the responsible social scientist, GM focal person, and the land/valuation expert;
- iii. allow a period for appeals and feedback; and
- iv. Avoid the use of unnecessary, disproportionate and/or excessive force.

4.5. Possible Project Forms of PAP Displacement

65. There are two forms possible displacement impacts: (a) Physical – persons are required to move from where they are used to another place on permanent basis; and (b) Economic – is where project affected persons lose a stream of income.

Physical Displacement

66. In the case of physical displacement (though not for this project), the project will develop a plan that covers, at a minimum, the applicable requirements of this ESS regardless of the number of people affected. The plan will be designed to mitigate the negative impacts of displacement and as warranted, to identify development opportunities. If people living in the project area are required to move to another location, the project will:

- a. offer displaced persons choices among feasible resettlement options, including adequate replacement housing or cash compensation; and
- b. provide relocation assistance suited to the needs of each group of displaced persons.

67. New resettlement sites will offer living conditions at least equivalent to those previously enjoyed, or consistent with prevailing minimum codes or standards, whichever set of standards is higher. If new resettlement sites are to be prepared, host communities will be consulted regarding planning options, and resettlement plans will ensure continued access, at least at existing levels or standards, for host communities to facilities and services. The displaced persons' preferences with respect to relocating in pre-existing communities and groups will be respected wherever possible.

Economic Displacement

68. In the case of projects or subprojects affecting livelihoods or income generation, the subproject's plan will include measures to allow affected persons to improve, or at least restore, their incomes or livelihoods.

69. The plan will establish the replacement cost of affected persons and/or communities, paying particular attention to gender aspects and the needs of vulnerable segments of communities, and will ensure that these are provided in a transparent, consistent, and equitable manner. The plan will incorporate arrangements to monitor the effectiveness of livelihood measures during implementation, as well as evaluation once implementation is completed. The mitigation of economic displacement will be considered complete when the completion audit concludes that affected persons or communities have received all the assistance for which they are eligible and have been provided with adequate opportunity to re-establish their livelihoods.

70. Economically displaced persons who face loss of assets or access to assets will be compensated for such loss at replacement cost:

- i. In cases where land acquisition or restrictions on land use affect commercial enterprises, affected business owners will be compensated for the cost of identifying a viable alternative location.
 - for lost net income during the period of transition.
 - for the cost of the transfer and reinstallation of the plant, machinery, or other equipment; and
 - for re-establishing commercial activities.
- ii. Affected employees will receive assistance for temporary loss of wages and, if necessary, assistance in identifying alternative employment opportunities.

- iii. In cases affecting persons with legal rights or claims to land that are recognized or recognizable under national law, replacement property (e.g., agricultural, or commercial sites) of equal or greater value will be provided, or, where appropriate, cash compensation at replacement cost.
- iv. Economically displaced persons who are without legally recognizable claims to land will be compensated for lost assets other than land (such as crops, irrigation infrastructure and other improvements made to the land), at replacement cost.
- v. Additionally, the Borrower will aid in lieu of land compensation sufficient to provide such persons with an opportunity to re-establish livelihoods elsewhere.

71. The Borrower is not required to compensate or assist persons who encroach on the project area after the cut-off date for eligibility. The following are examples for the design of measures to improve or restore livelihoods that are land-based, wage-based, and enterprise-based:

72. **Land-based livelihoods:** Paragraph 35 provides that where feasible, economically displaced persons with land based livelihoods will be offered replacement land with a combination of productive potential, location advantages, and other factors at least equivalent to that being lost. Depending on the context and the nature of the affected livelihoods, other factors may include the legal status of the land, access to grazing land, fallow land, forest, fuel, and water. In addition, depending on the type of economic displacement and/or the site to which project-affected persons are relocated, they may benefit from:

1. physical preparation of farmland (for example, clearing, levelling, access routes, and soil stabilization or enrichment).
2. fencing for pastureland or cropland.
3. agricultural inputs (such as seeds, seedlings, fertilizer, irrigation).
4. veterinary care.
5. small-scale credit, including seed banks, cattle banks, and cash loans.
6. access to markets (for example, through transportation means, improved access to information about market opportunities and organizational support).
7. training including individual or household-based counselling on the livelihood risks and opportunities for compensation and investment opportunities.

73. Where land-based livelihood of small-scale subsistence farming is severely affected by substantial loss of productive land, particular attention needs to be paid to fragility, including food security risks for affected households. Additional fragility factors such as erosion and climate risks (drought, floods, climate change trends, and so forth) should be considered in assessing livelihood risks and developing additional support measures.

74. **Wage-based livelihoods:** Wage earners in the affected households and communities may benefit from skills training and job placement, provisions made in contracts with project contractors for temporary or longer-term employment of local workers, and small-scale credit to finance startup enterprises. Wage earners whose income is interrupted during physical displacement receive resettlement assistance that covers these and related costs. Affected persons are given equal opportunities to benefit from such provisions. The location of resettlement housing, in the case of physically displaced persons, can be a significant contributing factor toward socioeconomic stability. Consideration should be given to the ability of wage earners to continue to access their place(s) of work during and after resettlement; if this ability is impaired, then mitigation measures are implemented to ensure continuity and avoid a net loss in welfare for affected households and communities.

75. **Enterprise-based livelihoods:** Established and start-up entrepreneurs and artisans may benefit from credit or training (such as business planning, marketing, inventory, and quality control) to expand their businesses and generate local employment.

4.6. Preparation of a Subproject RP

76. The PIU will undertake the preparation of site-specific RAPs under the leadership of the social specialist for subprojects that have been determined to result in potential involuntary resettlement. When a RAP is required, the PIU through PCU shall submit completed studies along with their subproject application to the World Bank for appraisal and approval. External assistance may be considered for RAP preparation, depending on the complexity of the resettlement impacts. The RP/LPs will be prepared once the site locations have been identified and screened and after the resettlement assessment and census have been conducted but before any commencement of activities on the ground. The schedule for the preparation and implementation of the site-specific RP will be based on the principles of this RPF, and must be agreed on by the PMU, the relevant government authorities, and affected PAPs. This schedule must ensure that no individual or affected household is displaced due to the project activities before compensation is paid and resettlement sites with adequate facilities are prepared and provided.

77. Some FMS will not have the institutional capacity to prepare RPs or studies during the start of the project and thus will be assisted and supported by consultants where necessary. The consultants will build the capacity of PIU at FMS on RP development and implementation. The PIUs will be trained on the environmental and social frameworks and standards and supported to strengthen and/or set up systems for monitoring and implementation of the ESF instruments.

78. The scope of requirements and level of detail of the resettlement plan varies with the magnitude and complexity of resettlement. The plan is based on up-to-date and reliable information about (a) the proposed project and its potential impacts on the displaced persons and other adversely affected groups, (b) appropriate and feasible mitigation measures, and (c) the legal and institutional arrangements required for effective implementation of resettlement measures (WB 2017). The RP will describe the impacts that give rise to resettlement and the need for compensation, the types of affected parties), what each type of PAP is entitled to (in a Replacement cost Matrix), the procedures for resettlement, and compensation and the implementation schedule and budget for resettlement. It will also describe the alternative land and/or assets identified for noncash payment.

- i. The RP will be prepared early in the Design Stage for respective investments to ensure that:
- ii. All proposals and alternatives to avoid and/or minimise potential physical and economic displacements are explored and incorporated into the final subproject detailed designs;
- iii. Affected persons will be compensated at replacement value long before project start-up and assisted in their efforts to improve their livelihoods and standards of living, or at least to restore them, in real terms, to pre-displacement levels or to levels prevailing prior to the beginning of project implementation, whichever is higher;
- iv. Where involuntary resettlement and land acquisition are unavoidable, resettlement and/or compensation activities will be conceived and executed before the project starts up. This shall entail full compensation at the current replacement value for loss of assets and livelihood; and
- v. Adequate time is provided to resolve conflicts and grievances before the bidding process is completed.

4.7. Review and Approval of Subproject RAPs

79. Subprojects' proposed RAPs will be reviewed and recommended by the PIU. In this process, PIU will review eligibility for subprojects based on field appraisals, including environmental and social screening and assessment results. Once completed, the RAP will be submitted to the MoAI PCU for quality assurance and then submitted to the World Bank for review and approval in compliance with the project's institutional administrative arrangements.

4.8. Database Management for PAPs

80. Each PAP will be provided with, among others: signed documents recording the initial situation; all subsequent subproject use of assets/improvements; and compensation agreed upon and received. The VDC/Resettlement Committee and PIU will maintain a complete database on every PAP impacted by the project land-use requirements, including relocation/resettlement and compensation, land impacts, or damages. Each PAP receiving compensation will have a database containing:

- i. PAP demographic information.
- ii. Number of dependent/PAP claims.
- iii. Amount of land available to the PAP when the database is opened.
- iv. Additional information will be acquired for PAP's eligibility for resettlement and/or compensation, including the level of income and production; and an inventory of material assets and improvements on land and debts.

81. Each time land is used/acquired by a subproject, the database will be updated to determine if the PAP is being affected to the point of economic non-viability and eligibility for compensation/resettlement or its alternatives. This database will provide the foundation for monitoring and evaluation and documentation of compensation, agreed to, received, and signed for.

CHAPTER 5 – POTENTIAL RESETTLEMENT IMPACTS

5.1. Overview

82. This RPF applies to all economically and/or physically displaced persons regardless of the total number affected by the severity of impact and whether or not they have legal title to the land. PAPs are those who stand to lose, as a consequence of the project, all or part of their physical and nonphysical assets, including homes, communities, and productive lands, resources such as rangelands, or important cultural sites, commercial properties, tenancy, income-earning opportunities, and social and cultural networks and activities. Such impacts may be permanent or temporary. This might occur through land expropriation and restricted or reduced access to areas such as pastureland. Particular attention will be paid to the needs of vulnerable groups, including those below the poverty line, the landless, youth, the elderly, women and children, and other disadvantaged groups or other economically and/or physically displaced persons who may not be protected through Somalia’s land compensation legislation.

83. Involuntary resettlement impacts will depend on the type and size of subprojects identified and implemented during the project implementation phase. Components 1, 2 and 3 of the project will use a CDD approach where the actual project type and the exact location are unknown at this stage. However, it is envisaged that most of the project activities will be in the water sector for various uses, including livestock, and small-scale irrigation. The land will be needed for the subprojects while involuntary resettlement will be avoided as much as possible, and in case it is inevitable, compensation will be given. There may also be land needed to construct office premises in the participating FMS.

5.2. Project Land Requirements

84. Component 1, 2 and 3 of the S-FSRP project will have activities that may require land acquisition or cause restriction of access to lands. Table 2 lists possible activities under the component that may trigger ESS5.

Table 2: Project Activities That May Require Land Acquisition and Restricted Land Use

| Potential subprojects | Activities likely to require land acquisition or restrict access to land |
|--|--|
| Water supply infrastructure that provides reliable year-round supplies, including small sand and subsurface dams in dry riverbeds (wadis) and surface water storage infrastructure (for example, berkads and hafir dams). The project will also likely support boreholes construction for groundwater extraction. Water lifting will be done via solar units, gravity feeding auxiliary structures such as cattle troughs, water points for human use, and irrigation. | <p>There will be a need for land acquisition for subprojects to protect the investment e.g. boreholes, solar systems and animal troughs. The land may be fenced off for the security of the machines and supplies. This will restrict access as the water points will only be opened for use as agreed by the users.</p> <p>There will be restricted access to protect the catchment and underground water quality for subprojects like sand dams.</p> |
| Repair of damaged infrastructure including, but not limited to: water supply systems, dams, reservoirs, canals, transportation systems, energy and power supply, telecommunication | <p>The subproject may involve existing irrigation farms, or new ones may be established. Land may be acquired for newly irrigated farms. There will be restricted use, especially for livestock, to protect against the destruction of crops.</p> <p>Another impact could be a change of use which may affect</p> |

| Potential subprojects | Activities likely to require land acquisition or restrict access to land |
|---|---|
| | livelihoods, especially for pastoralists. |
| Rural Town/Suburban water supply | Reticulation of water for Rural Town/Suburban water supply may cause partial or full physical displacement. The main water supply lines may pass through people's homes, and depending on the size of the supply infrastructure, families may lose their homes and land. |
| Catchment protection or restoration | These subprojects may include tree planting, erosion control, improved management, and sustainable use of existing forest and vegetation resources. These subprojects may be implemented in areas already earmarked for such activities and/or new sites could be identified. There may be additional use restrictions for existing sites as the new activities are implemented. The land will be acquired for new sites, and there will be restricted use. The acquisition of new sites may affect livelihoods. It may have been a dry season grazing area or stock routes. The community will have to be compensated and livelihoods restored and/or new livelihood options introduced. |
| Construction of office premises and community centres | The project provides for the rebuilding of Agri-Livestock Research, construction of office premises for ministries with nonexistent office buildings. The need for this investment will be assessed, and the necessary measures stipulated in this RPF will be followed for land acquisition. |

5.3. Involuntary Resettlement Risks and Mitigation Measures

85. The subproject sites for the project are not yet definitively identified. Therefore, at this stage, it is not possible to determine the exact location, demography, and impact on assets and/or livelihoods of either the PAPs or the resettlement-related impoverishment risks they might face, if any. However, the project will ensure no or minimal involuntary resettlement with minimal adverse social risks. Subprojects will be sited in such a way as to avoid physical relocation of people and impacts on their livelihoods. Where there are negative impacts, people and groups will be compensated to avoid leaving them worse off.

86. The social risks depend on the location and size of the project and sub projects. In urban areas, where individuals legally and/or claim land ownership, there could be a protracted process for acquisition and compensation. The problem is compounded by the absence of land records and valuation systems. This may cause tensions within the community. To mitigate such risks, once sites/locations become precise and economic or physical impacts that require compensation mitigation actions are ascertained, subproject RAPs will be prepared as required by World Bank guidelines. This RPF identifies the typical subproject impacts anticipated for the types of investments that are envisaged under component 1 and develops a checklist to guide triggering the policy and guidance on actions and forms of compensation that should be provided. See Table 3 for more details on the potential risks of involuntary resettlement. This will be reviewed upon completion of site identification with particular attention to issues related to inequality in accessing and benefiting from involuntary resettlement compensation and livelihood support, gender alienation, and exclusion of IDPs and other groups, including nomadic pastoralists.

87. Mapping of community structures will be done as part of SA/SIA, and the results will build on ongoing consultations and monitoring mechanisms with PAPs, particularly those in situations of disadvantage and vulnerability (PWDs, IDPs, agro-pastoralists, female-headed households) and those that have experienced discrimination in past land acquisition or land use related processes. There will be links to project accountability mechanisms (including the GM and contacts of the respective social specialists and PIU coordinators) to address power asymmetries and reduce the risk of unfair compensation and/or elite capture of the compensation. IDPs, PWDs, and other vulnerable groups such as nomadic pastoralists who may not have official documentation will be facilitated through their organizations and group leadership structures to ensure they are part of the census and verify their assets.

88. However, there are potential challenges in ensuring that the compensation is made and the recipients get it promptly and without the risk of insecurity. The following measures will be put in place by the project team with the support of the land/valuation expert:

- i. the PAPs will be facilitated to open bank accounts where the money will be transferred so that no cash transactions will be done to ensure security.
- ii. For land with disputes, the compensation will be made into a holding account (following discussions with the payment partner) until the competing claims are resolved.
- iii. The compensation transactions will be done in confidence. The total amounts paid will only be disclosed to the respective PAP to reduce the possibility of clan chiefs, male household heads, and other interested parties claiming part or the entire sum.

Table 3: Potential Social and Environmental Risks of Involuntary Resettlement

| No. | Type of impact | Description of potential impact/issue and linkage to project component | Level of Risk | Proposed Mitigation measure | Category of PAP affected |
|-----|--------------------------------------|---|---------------|---|--|
| 1 | Loss of fallow and agricultural land | Subprojects that include civil works for rehabilitation and construction of new water infrastructure include boreholes, shallow well sand, and subsurface dams in dry river beds (wadis) may cause loss of land, as the backflow may lead to loss of farming land or reduction of flow to downstream water users. Given that land is a factor of production, it may lead to loss of livelihoods. Reduced flow to downstream users may cause community conflict as the community blames each and the project for the loss. | Moderate | <ul style="list-style-type: none"> • Community consultation to weigh the pros and cons of technological choices considering factors such as (a) equity of access to water resources and abstraction rights; (b) affordability constraints for different types faced by communities; and (c) upstream and downstream impacts on water use including environmental flows • Livelihood restoration and improvement programs will be implemented. • Such challenges will be assessed, and appropriate measures will be defined during the environmental and social assessment. | <ul style="list-style-type: none"> • Farmers, • Agro-pastoralists, • Pastoralists |
| 2 | Restriction on land use and access | Catchment and aquifer restoration activities such as catchment restoration, aquifer recharge activities, and tree planting may restrict use and access to allow for regeneration. Such investment may lead to change in the condition and size of existing land due to the adoption of new land-use systems hence potentially leading to pastoralists losing grazing land resulting in resource use conflicts between pastoralists | Moderate | <ul style="list-style-type: none"> • Meaningful and inclusive community consultation ensures they are involved in the subproject identification, prioritizations and mitigation measures. • Development of water and rangeland management systems, including sharing agreements between communities • Increase awareness of the resource constraints within the community and considerations of equitable resource management across different stakeholder groups. • Productive livelihood development with priority investments in land management, cropping, and livestock to be supported by the project | <ul style="list-style-type: none"> • Pastoralists • Farmers • Agro pastoralists |

| No. | Type of impact | Description of potential impact/issue and linkage to project component | Level of Risk | Proposed Mitigation measure | Category of PAP affected |
|-----|---|--|---------------|---|--|
| | | | | <ul style="list-style-type: none"> Provide pastoralists with access to an equivalent area of replacement grazing lands of equal or greater potential productivity and locational advantages and assistance in reestablishment. and/or Improvements in carrying capacity of remaining grazing lands. | |
| 3. | Inequality in accessing and benefiting from involuntary resettlement compensation and livelihood support. | Due to traditional/customary biases, women, minorities and disadvantaged groups like nomadic pastoralists and youths may lose out on compensation as they do not own land or other assets. Furthermore, they may be excluded from decision making process about siting and compensation. | Substantial | <ul style="list-style-type: none"> Undertake a Social Analysis and Social Assessment as part of RAP to guide implementation decisions. Enhance the capacity of community-level governance structures on the importance of inclusion, participation, and conflict resolution. Ensuring the inclusion of all stakeholder groups, for example, pastoralists, irrigated farmers, rain fed farmers, landless labourers, women, and youth in project processes in siting and compensation discussions. | <ul style="list-style-type: none"> Pastoralists Irrigated farmers Rain fed crop farmers Landless labourers Women, and youth |
| 4. | Gender alienation Gender Based Violence and Sexual Exploitation (GBV/SEA) | Women and girls may be subjected to intimidation, sexual exploitation, abuse, and harassment for them to benefit from compensations and livelihood support. | Substantial | <ul style="list-style-type: none"> The project will include identification and inclusion of key channels—outside traditional dispute resolution or grievance redress mechanisms—to enable safe and confidential reporting of incidence of sexual exploitation and abuse and other forms of GBV. Identified GM focal persons will also be trained on effective response to cases of GBV should they occur. | <ul style="list-style-type: none"> Women and youth |

| No. | Type of impact | Description of potential impact/issue and linkage to project component | Level of Risk | Proposed Mitigation measure | Category of PAP affected |
|-----|---|--|---------------|--|--|
| 5. | Due to FCV context there is risk of further discrimination or marginalization of disadvantaged groups, for example, IDPs or minority groups | Resettlement may exacerbate discrimination of marginalized groups like IDPs due to the context of Somalia being a FCV where current occupiers may not have any legal rights to the land other than their physical occupancy due to conflict or political related displacement. | Substantial | <ul style="list-style-type: none"> • Ensure that resettlement does not cause any further discrimination, marginalization or displace IDPs. • Inclusive and meaningful engagement of IDPs in all involuntary resettlement and project processes. • Implement affirmative action where necessary. | IDPs |
| 6. | Elite capture in terms of increase in land value and benefits | Water points are likely to be sited to benefit the more powerful members of community and will increase the value and production potential of their land compared to others who may have negative impacts, e.g., uncompensated impacts, and downstream water loss. | Moderate | Selection of sites with equity considerations and avoidance of elite capture. Inclusive consultations including of downstream users. | Disadvantaged groups and downstream water users. |

CHAPTER 6 – LAND, LAND TENURE, LAND USE, AND RELATED ISSUES

6.1. Overview

89. Somalia is a country with vast rangelands, pockets of cultivated agricultural land, and expanding urban areas, all managed by a complex land tenure system. A delicate blend of secular, *sharia*, and traditional Xeer law governs the land tenure system in Somalia. While certain behaviours are prevalent across Somalia's land tenure systems, there are significant variances between the north and south and urban and rural areas. Furthermore, there are notable contrasts between pastoral regions, where community ownership has predominated, and urban and cultivated farmland areas, where individual land ownership has a long history.

90. The Federal Government and FMS of Somalia lack authoritative authorities with the capacity to control and administer land throughout the country and across all land classifications. A plethora of ministries and entities with mandates to lead on various land-related issues are currently in operation in all the FMSs.

6.2. Land-Related Legislation and Other Arrangements

91. There are three types of applicable laws in Somalia: formal Statutes, Xeer law, and Sharia law. The following paragraphs provide details on each of these systems:

Formal Statutes

92. Somalia's formal legal system has largely ceased to function since the fall of the central government in 1991. The Agricultural Land Law (1975) was the effective legislation governing land issues before the fall of the regime in 1991 and until a new one is enacted, it still considered the effective one as per the 2012 constitution. Legislative and policy procedures are steadily taking root as the FGS and FMS institutional capacities expand. The temporary Federal Constitution of 2012 establishes a broad framework for land-related issues. However, legislation to put constitutional provisions into practice is still in the works.

Xeer Law

93. Following the fall of the central government, customary Xeer law became the primary method of controlling social and economic aspects including land. Xeer is an unwritten system of rules that governs the rights and obligations of one clan to another. Usually, the elder consultations administer the stipulations of Xeer laws. Xeer focuses on pastoral land use and addresses various elements of land management. Xeer law varies depending on clan agreements, but it generally views rangelands as a joint clan asset. Clans are required to allow other families to graze on the land, especially in times of need, such as during droughts, yet in actuality, most land disputes occur during these periods.

Sharia Law

94. The third component of the contemporary Somali legal context is Islamic sharia law. Sharia law influences decisions made by religious leaders, tribal elders, and official courts to varying degrees, particularly in civil and family law cases. Current sharia law applications overlap with land tenure in the sphere of inheritance. However, the influence appears to be minor. There used to be collective farms in the south of Somalia run according to religious regulations.

6.3. Land Tenure in the Federal Member States

Puntland

95. Puntland has a mix of formal and customary institutions governing rights over land. There is the Puntland Land law of 2005 and Regulation of Land Dispute Tribunal of Puntland of 2017. Overall, there seems to be less documentation of the region's standard legal framework for land tenure. Larger urban areas, such as Garowe and Bossaso, have procedures at the municipal level for registering land transfers and ownership.

96. The district/local government structures have the necessary facilities and are thus empowered to deal with land management. With the municipal council's approval, the mayor has the authority to grant permanent ownership over land and delegate the power to a committee appointed by him. A technical committee also assists the local government. The committee's responsibility is to analyse and recommend the general town plan, construction layout, and other relevant issues concerning the land for settlements.

97. In Bossaso, the land department is in charge of land allocation, planning, regulation, and other activities. The land department includes a land section in order of land allocation, registration, records keeping, a planning section, and a monitoring section to check compliance with the regulations. The department uses previously existing land laws as a basis for operation. These laws are 1973 urban land use law and 1975 Land law of Somalia which applied to agricultural land. The registration office has the authority to register ownership, land taxation, rehabilitation, and authorisation of documents, building permits, and inheritance certificates, but this is not a compulsory process. The Islamic Court in Bossaso is also authorised to register legal documents. This ensures recognition of people's rights under Islamic law. Councils of elders, drawing heavily on religious and customary law, play a significant role in resolving disputes over land rights.

Galmudug, South West State, Hirshabelle, Jubaland

98. There is no uniform structured land tenure system to form a legal framework for land ownership in these FMS; almost exclusively, informal practices govern land rights in these States. Although cities such as Baidoa and Kismayo have municipality structures, the local government offers land title registrations using 1973 urban land use laws. While ministries of lands and local government ministries exist, their institutional capacity is still weak to undertake the role of land management and administration.

Somaliland

99. The 2001 urban Land Law No.17 2001 as amended (2008) is the main law in relation to urban land use in Somaliland. This law regulates management of urban lands. Agricultural Land Ownership Law (Law No. 8/99) is the main law dealing with agricultural land and is under the purvey of Ministry of agriculture. Regions and Districts Law (Law No: 23/2002) As Amended 2007 deals with decentralization of services including land services. Somaliland has an environmental legal and institutional framework. SOMALILAND ENVIRONMENTAL MANAGEMENT ACT (LAW No...../2014 regulated EIAs through Somaliland Environmental management Authority

100.)

6.4. Social and Economic Context

101. The socio-economic situation of the individuals who are likely to be impacted by a project is correlated with the impacts of involuntary resettlement. Excluded and marginalised communities or persons are likely to be more affected if land impacts occur.

Vulnerability and Social Exclusion

102. The Somali people have endured a long period of dysfunctional governance and over two decades of conflict. Social fragmentation is characteristic of Somali society. Without trusted official institutions, communities increasingly rely on informal networks, traditional structures, and patronage from newly

influential individuals. Certain groups of Somali citizens stand out as being more disempowered and disadvantaged than others in the existing political, social, and economic contexts. Existing legal and political structures, social norms and beliefs, and the clan-based power dynamics that underpin societal organisation all discriminate against these groups. Gender, and clan identification, geography (rural/urban), social and economic class, age, education, livelihood, and family status are all exclusionary factors. Important distinctions. Key differentiating elements of exclusion in Somalia include clan dynamics and minority groups, gender and gender-based violence (GBV), forced displacement, age (with particular challenges confronting male and female youth), and disability.

Gender

103. Somalia's socio-economic indicators are among the lowest globally for both males and females; however, gender disparities are stark. The Gender Inequality Index for Somalia is 0.776 (1.0 = complete inequality); its health, empowerment, and economic measures are among the world's worst. Women, girls and minority groups, and the IDPs confront multiple dimensions of disempowerment and discrimination across most social, economic, and human development categories (Musse and Gardner 2013). Despite the dynamic role that women have played in Somali society in the past as community mobilisers and peacebuilders, the prominence of religious and customary clan-based systems ascribes women to inferior social and legal status. This perception contributes to women's exclusion from political and public decision-making fora.

104. Traditionally, Somali society has had distinct gender roles, with men overseeing livestock production while women control activities related to child-rearing and taking care of homesteads. In the more settled farming communities in the middle Juba valley in Southern part of Somalia, although Islamic laws allow for women's inheritance of land, farmers mainly granted rights to men. Overall, while women's land ownership is structurally possible, it is culturally less practiced, and actual land areas controlled by women are relatively small

105. Women are critical economic and resilient actors in Somalia. Yet there is the displacement of women and girls, particularly those who remain among the country's most vulnerable to extreme poverty, marginalisation, and conflict- and climate-related shocks. The space and safe avenues for women and girls to exercise agency and participate in society are limited at the community level. Barriers include restricted mobility based on social and gender expectations that a woman's place is in the private sphere; potential backlash, and escalation of violence by a partner or family member if such expectations are breached, for example, by attending school, serving on a local committee, or engaging in a particular livelihood activity; and the lack of access to credit and financial/banking services, which renders women-led small businesses more vulnerable and leaves women unable to secure any financial agency. Women's lack of voice and agency manifests in severe protection challenges, including pervasive incidences of GBV and other harmful practices, including Female Genital Mutilation or Cutting (FGM/C) and early or forced marriage.

106. Today there are signs that women are increasingly finding ways to assert their voice, creating roles for themselves in the business world, and using Islam to claim their rights. These are just small gains that need legal backing for more extraordinary achievements of their rights to land and other social, economic, and political spheres. However, it is worth noting that observation of Islamic and customary systems is mandatory, as they remain an integral part of Somali society.

Forced Displacement

107. Forced displacement is a major local and regional obstacle to development, recovery, and resilience in Somalia. Internally displaced persons constitute around 2.6 million and are among the poorest in the country. IDPs in Somalia continue to experience difficulties gaining access to housing, land, and property,

and they are still at risk of being evicted many times. Displaced people lack access to safe and cheap accommodation and secure land tenure, which pushes them to the outskirts of cities and exposes them to evictions, marginalization, and exclusion. While recent legislative reforms have emphasized attempts to increase protections for IDPs, such as national standards laying out the criteria, safeguards, and processes for legitimate evictions, forceful evictions remain a persistent threat to displaced communities.

108. Rising property values in urban areas, particularly in Mogadishu, draw a slew of claims on land where IDPs have taken up residence, prompting evictions. According to reports, both professional and informal security forces have forced evictions, using intimidation and violence to expel individuals from their homes. This puts families into increasingly unstable or dangerous accommodation, increasing the risk of harassment, assault, and other types of violence during and after eviction. Between January and October 2019, around 220,000 IDPs were expelled, with 139,000 in Mogadishu and others in Baidoa (UN OCHA 2019). Both public and private infrastructure are subject to evictions. IDPs often settle on public land or private lots with disputed ownership, presenting significant protection difficulties. Women and girls are thereby most vulnerable as they encounter GBV challenges and loss of assets and livelihoods (ReDSS, 2018).

Land Grievances in Somalia

109. Land conflicts in Somalia have risen to be one of the key instability issues at the community and inter-community levels. This is partly due to the complex situation of land tenure. While the Agricultural Land Law of 1975 abolished private ownership, the current situation is very unclear. Few locals registered their land at the time, and the civil war negatively impacted the situation. As a result, traditional land tenure has taken centre stage in land ownership and use. It is more concerned with clan relations and pastoral land use than individual ownership norms. The land is defined as public property in the Provisional Constitution. The government has developed a mechanism to transfer certain land into private ownership (IGAD 2018). Along with traditional land management, formal legal systems now exist.

110. Land disputes and grievances have been identified as a major issue of contestation. There are different categories of causes of land-related grievances, including the following:

- i. Powerful groups and individuals take land illegally, often from the poor or minority groups who cannot defend themselves. This is based on the fact that land prices in urban areas like Mogadishu have skyrocketed in recent years, and land has become a popular commodity.
- ii. Somalis returning from overseas to Mogadishu and other major towns in FMS's often claim back their land, which causes a variety of land grievances, as others have continually occupied the land in their absence.
- iii. There are multiple questions about land inheritance, especially given the large group of members in a family, as well as the return of Diaspora members who may have claims to inherit the land.
- iv. Given the history of contestation, occupation, and civil war, in Mogadishu and other major towns in FMS's multiple title deeds have been issued over the years and continue to be manufactured. This is a key cause for land disputes when numerous owners put claims on a piece of land.
- v. Of concern to the citizens is the unregulated sale of public property and the destruction of historic property. Sales often take place between government representatives and private interest groups, without any possibility for recourse by citizens.
- vi. Land occupation in Mogadishu and BRA is ongoing and has the potential to result in greater conflicts. This is underpinned by an overlapping and uncoordinated land administration

system. A study on land in Mogadishu by the Rift Valley Institute (RVI) estimated that 80 percent of cases filed at the Supreme Court are connected to land grievances (RVI 2017, pp. 53-67).

CHAPTER 7 – POLICY, LEGAL, AND INSTITUTIONAL FRAMEWORKS

7.1 Overview

111. In Somalia, the formation of legislation and policy frameworks is still in its infancy. The 2012 Provisional Constitution 2012 is the country's ultimate law. The Constitution's land-related clauses have yet to be implemented through legislation and only some FMS are working on land-related legislation. The pre 1991 legislation is still effective. The existing provisions are enumerated in Table 4 below.

112. It's worth noting that the African Union (AU) adopted the Framework and Guidelines on Land Policy in Africa, which was approved and adopted by the Assembly of Heads of State and Government in July 2009 and can serve as a useful reference document for countries like Somalia that are developing land laws and policies. The importance of sequencing; the need to be comprehensive while taking local conditions into account; reliance on local resources and making adequate budgetary allocations for implementation; public consultations; and the need to incorporate dispute resolution mechanisms, including Alternative Dispute Resolution, are all lessons learned from countries that have developed National Land Policies and Laws (ADR) (p. ii, IGAD 2018).

7.2. Federal and Member States' Laws, Policies, and Regulatory Frameworks

Table 4: Summary of Federal and Member States' Laws, Policies, and Regulatory Frameworks

| No. | Articles/sections | Legal and policy framework provisions |
|--------------------------------------|--|--|
| Federal Government of Somalia | | |
| 1. | Federal Government of Somalia Provisional Constitution of 2012: Article 26 (1,2): Property | Every person has the right to own, use, enjoy, sell, and transfer property. The state may compulsorily acquire property only if doing so is in the public interest. Any person whose property has been acquired in the name of the public interest has the right to just compensation from the State as agreed by the parties or decided by a court. |
| 2. | Article 43: Land | The land is Somalia's primary resource and the basis of the people's livelihood. The land shall be held, used, and managed equitable, efficient, productive, and sustainable. The Federal Government shall develop a national land policy, which shall be subject to constant review. That policy shall ensure: Equity in land allocation and the use of its resources; The guarantee of land ownership and registration; That land is utilized without causing harm to the land; That any land and property dispute is resolved promptly and satisfactorily for all; That the amount of land that a person or a company can own is specified; That the land and property market is regulated in a manner that prevents violations of the rights of small landowners; and That the Federal Member States may formulate land policies at their level. No permit may be granted regarding the permanent use of any portion of the land, sea, or air of the territory of the Federal Republic of Somalia. The Federal Parliament shall enact a law regulating the size, timeline, and conditions of land use permits. The Federal Government shall regulate land policy and land control and use measures in consultation with the Federal Member States and other stakeholders. |
| 3. | Article 32. Right of Access to Information | Every person has the right to access information held by the state. Every person has the right to access any information held by another person, which is required for the exercise or protection of any other just right. Federal Parliament shall enact a law to ensure the right of access to information. |

| No. | Articles/sections | Legal and policy framework provisions |
|-------------------|---|--|
| | | This provision is relevant for matters of stakeholder engagement and information disclosure. |
| 4. | Article 33. Just Administrative Decisions | Every person has the right to administrative decisions that are lawful, reasonable, and conducted in a procedurally fair manner. This provision is relevant for fair administration concerning involuntary resettlement. |
| 5. | The Agricultural Land Law of 1975 ² | Individuals desiring access to land were forced to register their holdings within six months of the law's passage. Landholders are permitted to register limited amounts of land as state leaseholds or concessions, with usufruct rights for up to fifty years, with the possibility of renewal; One concession can be obtained per individual/family for up to 30 hectares of irrigated land, 60 hectares of rain-fed land, and 100 hectares of banana plantations. The government can revoke a concession that exceeds size restrictions, is used for non-agricultural purposes, is not used productively, is unnecessarily fragmented, is transferred, or is not farmed for two successive years. The law does not recognize the customary rules and procedures of the indigenous institutions that still govern access to land, and weak legal enforcement results in disparities between statutory tenure and actual land use and allocation. |
| Puntland | | |
| 1. | Article 96 -Protection of the Environment. | Deforestation, erosion of (sea, air, and land) and the environmental pollution of the sea, air, and land charcoal exportation, trading of plants and firewood are prohibited. (4) The Constitution shall prohibit the urbanization of unsuitable lands. |
| 2. | Law No. 7- Laws of district councils of Puntland State of Somalia | As per the law, the districts generated taxes on land allocations, building, and rehabilitation permits • land value taxes. |
| Somaliland | | |
| 1. | Both Sharia law and customary law (<i>xeer</i>) contribute significantly to land governance, particularly in rural areas where the government's capacity to implement legislation is low. | <ul style="list-style-type: none"> • Sharia law is recognized in Article 5 of the Somaliland Constitution as the primary source of law but is mostly applied in domestic matters and issues of inheritance. Furthermore, Sharia law recognizes the applicability of state laws in matters of public interest and accommodates collective land rights and user rights. • The Constitution includes specific clauses on land, which have since been supplemented by new laws. Consequently, there are, currently, a multitude of laws on land use and management with ambiguous and contradicting provisions, giving overlapping and competing mandates to different government institutions. Many of these laws envisage further regulations and decrees that have yet to be developed, thus limiting their implementation. • The fact that some previous laws have not been explicitly repealed also creates contradictions. Furthermore, because there is no clear demarcation between agricultural, pastoral and urban land, the domains of different ministries and state agencies overlap, creating further land management problems. |
| 2. | Somaliland does not have a single authoritative body empowered to manage and administer land across the country and across all classifications of land. What is | <ul style="list-style-type: none"> • The Ministry of Agriculture manages agricultural land while the Ministry of Rural Development and Environment oversees the management of pastoral lands in conjunction with the Ministries of Water, Mineral Resources and Livestock. • The Ministry of Rural Development and Environment is also tasked with the conservation of the environment. • The District and Regional Representatives of the Ministry of Public Works are responsible for urban land distribution, while the Ministry of Interior and the district courts are responsible for law enforcement and adjudication, respectively. |

² The law officially transferred control of all Somali land from traditional authorities to the Government of Somalia Democratic Republic.

| No. | Articles/sections | Legal and policy framework provisions |
|--|--|--|
| | currently in place is a multitude of ministries and institutions with mandates to lead on various land related issues. | <ul style="list-style-type: none"> • The conflicting roles and interests of line ministries constrains effective land management. • The lack of a clear institutional framework for land administration and management in Somaliland is a serious impediment to the country's development and is undermining sustainable land use. The existing fragmented and sometimes conflicting authorities need to be replaced by a single authority on land matters, that is a Ministry of Lands or a National Land Commission. |
| Galmudug, South West, Hirshabelle, Jubbaland | | |
| These states have no additional or enforced land legislation | | |

7.3. The World Bank Environmental and Social Framework and Standards

113. The World Bank Environmental and Social Policy for Investment Project Financing sets out the Bank's requirements regarding projects it supports through Investment Project Financing. The Banks' Environmental and Social Framework (ESF) has ten (10) Environmental and Social Standards (ESSs) that set out the requirements for Borrowers relating to the identification and assessment of environmental and social risks and impacts associated with projects supported by the Bank through Investment Project Financing. The Bank believes that applying these standards will support Borrowers in their goal to reduce poverty and sustainably increase prosperity for the benefit of the environment and their citizens. Applicable ESS for the WARP project is 8 out of 10. The ESS5 applies to matters related to land acquisition, restriction on land use, and involuntary resettlement.

114. The overall objectives of the World Bank's ESS5, as provided by the WB ESF, are:

- i. To avoid involuntary resettlement or, when unavoidable, minimize involuntary resettlement.
- ii. To avoid forced eviction.
- iii. To mitigate unavoidable adverse social and economic impacts from land acquisition or restrictions on land use by: (a) providing timely compensation for loss of assets at replacement cost and (b) assisting displaced persons in their efforts to improve, or at least restore their livelihoods and living standards, in real terms, to pre-displacement levels or to levels prevailing prior to the beginning of project implementation, whichever is higher.
- iv. To improve living condition of poor or vulnerable persons who are physically displaced through provision of adequate housing, access to services and facilities and security of tenure.
- v. To conceive and execute resettlement activities as sustainable development programs providing sufficient investment resources to enable displaced persons to benefit directly from the project, as the nature of the project may warrant.
- vi. To ensure resettlement activities are planned and implemented with appropriate disclosure of information, meaningful consultation and informed participation of those affected.

7.4. Gaps between Federal and Member States' Laws and Policies and World Bank ESF/ESSs

115. This section compares the different laws and policies of the FGS and FMSs, with the World Bank's ESS5: Land Acquisition, Restrictions on Land Use and Involuntary Resettlement. Specifically addressed are consultation requirements, eligibility for compensation, valuation method, grievance redress

mechanism, disclosure of information and the timing of compensation payments (See Table 5). For the S-FSRP project, the Bank's ESS5 will take precedence over any of these other laws.

Table 5: Comparative Gap Analysis of Somali Laws/Policies and World Bank ESF/ESS

| Category of PAPs and lost assets/ related processes | Somali law/policy | World Bank requirements | Gaps | Gap filling measures |
|---|---|---|---|---|
| Land ownership | <p>The Provisional constitution provides- Every person has the right to own, use, enjoy, sell, and transfer property.</p> <p>In Puntland, the legal framework for the land administration institutions remains unclear. The Ministry of Local Government seems to be the national authority responsible for the land. The districts have been empowered to deal with land management. With the municipal council's approval, the mayor has the authority to grant permanent ownership of land. This authority can be delegated to a committee appointed by the Mayor.</p> | Identified three types of PAPs that have land rights. | The Somalia laws are not clear on those PAPs with legal land rights. | Both World Bank Provisions and the Provisional Constitution will be applied. Use of voluntary land agreements whether requirements are met as per the ESF or government mediated land agreements where ownership is unclear or overlapping claims to avoid conflict and promote community and government agreement on land claims and compensation. |
| Involuntary resettlement | Article 26 states that every person has the right to own, use, enjoy, sell and transfer property. | Involuntary resettlement should be avoided wherever possible or minimized, exploring all alternatives | There is a lack of detailed legislation governing land use, and ownership Evictions are reported to be commonplace in Somalia, particularly among displaced populations | Ensure that resettlement issues are considered at the design stage to avoid/ minimize resettlement and exclude where land agreements cannot be secured and compensation cannot be paid. The ESS 5 will be applicable. |
| Compensation Eligibility | Somalia's Provisional Constitution states that legally owned property can be acquired for public interest | World Bank recognizes three classes of PAPs eligible for compensation: | Those without legal title to land, including settlers, encroachers, | World Bank ESS5 and RAP guidelines to be |

| Category of PAPs and lost assets/ related processes | Somali law/policy | World Bank requirements | Gaps | Gap filling measures |
|---|---|--|---|---|
| | <p>and that the property owner will be compensated. Also, the case for Somaliland, Puntland, and the Mogadishu Municipality.</p> <p>Compensation eligibility by persons with no formal legal rights, although with some variances, is provided for by Puntland, the local government.</p> | <p>Those with formal legal rights to land (including customary and traditional rights recognized under the laws of the country)</p> <p>Those who do not have formal legal rights to land at the time of the census but have a claim that is recognized under the laws of the country</p> <p>Those with no recognizable legal right or claim to the land they occupy (for example, squatters, and encroachers).</p> <p>Types of losses to be compensated include physical and economic displacement and cover land, residential or commercial structures, and lost income caused by temporary or permanent economic displacement,</p> | <p>IDPs, etc., have faceless protection under Somali laws and policies</p> | <p>followed to determine eligibility</p> |
| Valuation Method | <p>The provisional constitution any person whose property has been acquired in the name of the public interest has the right to just compensation from the State as agreed by the parties or decided by a court.</p> <p>According to all reviewed Somali laws, eligible PAPs have a right to be compensated with the same value of the affected property.</p> | <p>Bank requires compensation to be provided at full replacement cost for all lost assets.</p> | <p>It is unclear how the value is set or determined by government agencies.</p> | <p>Given the lack of clarity on the values of the various assets to be compensated, the project will recruit an expert to produce a standardized valuation form to compensate PAPs.</p> <p>Assets will be valued at full replacement cost.</p> <p>ESS 5 will be applicable.</p> |

| Category of PAPs and lost assets/ related processes | Somali law/policy | World Bank requirements | Gaps | Gap filling measures |
|---|--|---|---|---|
| Consultation | <p>Provisional Constitutions of Somalia (Article 43) call for consultation between the Federal Government, the Federal Member States, and other stakeholders to regulate land policy and land control and use measures.</p> <p>Puntland's Laws make consultation obligatory and require that meaningful consultation occurs throughout the project's different phases.</p> | <p>Project-affected persons (PAPs) facing physical and economic displacement must be meaningfully consulted to express their concerns and discuss ways to minimize impacts on affected communities.</p> <p>PAPs also should have opportunities to participate in planning and implementing resettlement programs.</p> | <p>Somali consultation mechanisms prioritize government agencies and may not adequately involve project-affected individuals, households, businesses, or communities.</p> | <p>World Bank ESS5, ESS 10 and RAP guidelines to be followed.</p> <p>All the affected persons should be meaningfully consulted.</p> |
| Grievance Mechanism | <p>Somali laws mention the right of the PAP to file their grievances with law courts; however, there is no clear country redress mechanism.</p> | <p>World Bank policy calls for a project-level grievance redress mechanism to cover resettlement and related compensation matters, construction phase grievances, and operations phase grievances.</p> | <p>Law courts may be cumbersome, costly, or intimidating, especially for those with no formal land titles, IDPs, refugees, or those unable to read or write.</p> <p>Ideally, it should be used only as a last resort.</p> | <p>The project will develop grievance procedures in line with the requirements of the ESF.</p> |
| Vulnerable groups | <p>Not addressed in Somali laws</p> | <p>Particular attention is paid to vulnerable groups, especially those below the poverty line, the landless, the elderly, women, and children as well as minorities, IDPs, socially marginalized groups, nomadic pastoralists etc.</p> | <p>No specific Somali law to operationalize the constitutional provision on vulnerable groups</p> | <p>World Bank's ESS5 guidelines and RPF/RAPs to be followed.</p> |
| Information Disclosure | <p>Article 32 of the provisional constitution provides the right to information and Art. 33 talks about just administrative decisions.</p> | <p>World Bank requires disclosure by Bank at the external website, and simultaneous public disclosure in-country disclosure by clients' line ministries websites or other</p> | <p>Apart from broad provisional constitution provisions, there is no detailed explanation of</p> | <p>World Bank ESS5. ESS10 and RAP guidelines to be followed.</p> |

| Category of PAPs and lost assets/ related processes | Somali law/policy | World Bank requirements | Gaps | Gap filling measures |
|---|--|--|--|---|
| | | readily accessible public disclosure means available in their jurisdiction. Information is disclosed in the language(s) the PAPs and other stakeholders understand. | how this is practically done. | |
| Compensation Payment Schedule and Cut-off date | Not addressed in Somali laws or policies | The cut-off date is to be established at the census and asset survey. Compensation is to be agreed upon with PAPs and provided before taking over assets or relocation. | Somali law/policy provides insufficient measures to protect PAPs | World Bank ESS5 and RAP guidelines to be followed. Compensation payments are made before displacement. |

**As is noted throughout matrix above, in case of conflict between these two sets of laws/policy (Somali and World Bank), the more stringent of the two would prevail.

CHAPTER 8 – PROJECT IMPLEMENTATION

8.1. Land Acquisition Method - Mediated State Approach and Community Led Land Contribution

116. The current ESF assessment advocates for a Mediated-State approach to Community-Led Land Contribution due to the lack of land legislation, comprehensive titling, registries, and various overlapping claims to land in Somalia. Given that the location of this project is primarily rural areas where land is communal or unregistered, multiple claims from the government, private sector, and communities may arise. The primary method of implementation for this project will be government-mediated community land contributions while overtly avoiding areas where land is known to be contested. In order to manage voluntary land contributions, local communities need to be supportive of the project and see it as a shared prosperity. All claimants or potential claimants agree to the usage of the land required for public benefit and access by the project workers and denounce their claim over land through an agreement. According to ESS5, avoiding physical and economic displacement, reducing the number of PAPs as much as possible, compensating for losses incurred and displaced incomes and livelihoods, and providing resettlement assistance or rehabilitation, as needed, to address the negative impacts on PAPs' livelihoods and well-being is key objectives of the ESS5. The mediated state approach and community led contribution intends to ensure community buy in and project the project as a shared interest and at the same time abide by the objectives of the ESS5. This is done through a donation agreement preceded by well managed stakeholder engagement to ensure the community make an informed decision and at the same time has the leeway to refuse. In addition, the community have access to a robust grievance mechanism.

117. The Project will ensure inclusivity of all targeted PAPs at all levels including women and the vulnerable members of the community. PAPs will be consulted through a variety of means, as spelled out in the SEP, as necessitated by the resettlement assessment approach. Furthermore, all information about the activity that triggers the preparation of a RP, resettlement and compensation will be publicly disclosed, following the modalities of disclosure laid out in the SEP. This is to ensure that all persons, and vulnerable groups specifically, have the opportunity to participate in the decision-making process and to raise their concerns where applicable.

118. . For the S-FSRP project, the following mediated state approach process has been outlined for use in all areas/land that will be subjected to acquisition including all participating FMS and Somaliland: will use the following process :

- i. E&S screening and assessments – will screen land and contested land will be excluded from initial site selection.
- ii. Land acquisition and resettlement impact assessment will determine whether there is a land title and map out all residents and users of the land and which traditional leaders and government officials have jurisdiction over the land. It will recommend what private and community land agreements are necessary for each site as well as RAP/LRPs (only for economic and physical displacement).
- iii. Community discussions will be held with all inhabitants and land users, particularly disadvantaged and vulnerable groups. After the meetings, community representatives and government officials will sign summaries and land agreements. The process is detailed in

the summary safeguards report, and the land donation agreement form (Annex 6) (as described in the ESMF) is submitted to the Bank for review and clearance. Project representatives will give special attention to the identification of vulnerable and disadvantaged groups for targeting, assessing social impacts from the land acquisition or use, potential economic displacement, and prospective losses, ascertaining the costs of resettlement, and preparing agreements or RAP/LRPs for implementation (where required) during mapping of land users and community structures.

- iv. Design of alternatives at the subproject level would be considered to avoid displacement considering, in particular, if there would be the potential negative consequences such as forced displacement, loss of assets, and limited opportunities for livelihoods restoration;
- v. After RPF approval, any changes to the project design during the implementation must follow the above steps before introducing the changes.
- vi. Monitoring and evaluation of E&S impacts and mitigation measures resulting from the subproject implementation, including resettlement impacts, will include lesson learning to inform the future.

119. This chapter establishes a broad framework for addressing any potential negative consequences of forcible resettlement through suitable mitigation strategies, particularly in the case of significant poverty hazards. According to ESS5, avoiding physical and economic displacement, reducing the number of PAPs as much as possible, compensating for losses incurred and displaced incomes and livelihoods, and providing resettlement assistance or rehabilitation, as needed, to address the impacts on PAP's livelihoods and well-being can reduce these risks. This chapter also includes summaries of fundamental ideas of involuntary resettlement.

120. Notably, there will be no compulsory land acquisition for project investments. Project representatives will not support investments requiring physical resettlement or extensive economic resettlement of community members. In the event of disagreements, the project will use mediation efforts to broker agreements with the respective communities and applicable local/district/regional leadership.

8.2. Application of ESS5

121. The ESS5 applies to permanent or temporary physical and economic displacement resulting from the land acquisition or restrictions on land use undertaken or imposed in connection with project implementation. The types of purchase and restricted use are:

- i. Land rights or land use rights acquired or restricted through expropriation or other compulsory procedures per national law.
- ii. Land rights or land use rights acquired or restricted through negotiated settlements with property owners or those with legal rights to the land if failure to settle would have resulted in expropriation or other compulsory procedures.
- iii. Restrictions on land use and access to natural resources cause a community or groups within a community to lose access to resource usage where they have traditional or customary tenure or recognizable usage rights. This may include the establishment of legally designated protected areas, forests, biodiversity areas, or buffer zones in connection with the project.

- iv. Relocation of people without formal, traditional, or recognizable usage rights who are occupying or utilizing land before a project-specific cut-off date.
- v. Displacement of people as a result of project impacts that render their land unusable or inaccessible.
- vi. Decrease water access to users downstream which will have livelihood impacts and is addressed in the ESMF.
- vii. Restriction on access to land or use of other resources, including communal property and natural resources such as marine and aquatic resources, timber and non-timber forest products, freshwater, medicinal plants, hunting and gathering grounds, and grazing and cropping areas.
- viii. Voluntary land donation (where the property is privately owned) or government mediated agreements (where the land is communally owned) where the impacts and benefits from the investment are disproportionate. Given the lack of robust land titling in Somalia, most land is not formally registered, but private individuals particularly politically or economically influential families may have claims. They are often willing to donate land e.g. for water infrastructure and although they often benefit from having other parcels nearer to the water source, or benefiting from contractors temporary building that are left behind, there may be additional impacts e.g. public needing to traverse their remaining parcels or flood risk. Thus, the voluntary land agreements and any benefits or potential impacts should be considered and agreed and documented.
- ix. Land acquisition or land-use restrictions occurring before the project was undertaken or initiated in anticipation of, or preparation for, the project.

122. The project may have to deal with prior land difficulties involving unresolved/multiple claims to land and assets proposed for subproject level investments inside or outside of existing commercial or public service provider facilities. While certain municipalities in cities and metropolitan regions have some land administration and tenure system, land administration and management in most parts of Somalia is fragmented and non-existent. Land tenure is likely to remain more collective than individual, particularly in rural areas, because the country currently lacks a national land acquisition law. Aside from legal and regulatory inadequacies, the problem is further complicated by asset compensation, land appropriation, and asset appraisal requirements.

123. Given the deficiencies in institutional capacity and the lack of criteria (standard schedules) under national legislation, the project will hire a valuation/land expert, preferably a local expert, to produce guidelines and standardized forms for asset value. One of the considerations is a reference to the local market for land (even if informal) and other assets that can be used as a reference.

124. The possibility of forcible displacement/eviction of internally displaced persons (IDPs) fleeing drought and violence and settling on vacant private or public properties in Somali towns is significant, particularly in metropolitan areas where land is scarce, and property prices are high. The project will ensure that no persons are evicted or forcefully displaced and the project team will ensure that processes detailed in this FRP and the ESS5is followed.

8.3. Eligibility Criteria for Affected Persons

125. The ESS5 classifies eligibility for those affected by involuntary resettlement into three categories:

- i. Those who have formal legal rights to land or assets.
- ii. Those who do not have formal legal rights to land or assets but have a claim to land or assets that is recognized or recognizable under national law.
- iii. Those with no recognizable legal right or claim to the land or assets they occupy or use are also eligible for compensation for immovable assets.

8.4. Determination of Affected Persons

126. Those affected by involuntary resettlement will be determined through the census, which will be done in close consultation with the affected communities and households and social, land, and natural resource experts. The census will:

- i. Identify the persons affected by the project, including information on demographics and socio-economic conditions. This will provide information on age, sex, livelihoods options in the subproject area, and social characteristics, including the presence of the vulnerable and disadvantaged group, institutions-community, and formal institutions like NGOs that may be consulted.
- ii. determine who will be eligible for compensation and assistance, and discourage ineligible persons, such as opportunistic settlers, from claiming benefits.
- iii. address the claims of communities or groups who, for valid reasons, may not be present in the project area during the time of the census, such as seasonal resource users like nomadic pastoralists.
- iv. Establish an inventory of land and assets affected by resettlement and information on applicable land tenure and transfer systems.

8.5. Cut-Off Date

127. If land acquisition is needed the government will establish a cut-off date for eligibility for each sub-project using census information. The objective is to help keep ineligible and opportunistic people from benefiting from the compensations. The cut-off date is the census's commencement date within the project area boundaries. The cut-off date for this project shall be determined by the NPCU in consultation with project stakeholders, including relevant traditional authorities, as appropriate. The government will ensure that information on the cut-off date will be communicated and disseminated throughout the project area using written and unwritten channels and mediums. Persons who move to the subproject area after the cut-off date and may lose assets will not be eligible for compensation and resettlement assistance. The project will ensure that those who may not be present during the census (e.g., nomadic pastoralists) but have a valid reason for being absent are considered.

8.6. Replacement Cost

128. The FGS will ensure that subprojects are sited where there are no or minimal displacements. However, physical and economic displacement will be compensated if it happens. The exclusion criteria for this project include two key conditions:

- i. Any activities that may have significant adverse social impacts and/ or may give rise to substantial social conflict, such as disputes over land or access to water (more so for downstream users); and
- ii. Any activities that may involve significant physical resettlement or extensive economic displacement, or loss of livelihoods of more than ten vulnerable and disadvantaged households.

129. Individuals, households, communities, and common users will be compensated in kind and/or cash. The affected persons and communities will be consulted, and they will decide on the type of compensation preferred. Compensation will include cash payments, in-kind compensation, and assistance such as a moving allowance, transportation, and labour. Compensation will be determined by taking all assets into account. This will include compensation for rural and urban assets, including land, crops, trees, buildings and structures, sacred sites, vegetable gardens and beehives, horticultural, floricultural, fruit trees, and other domestic cash crops and fruit trees. This will be determined according to the unit costs according to current market prices. The assistance is meant to help the PAPs cope with the displacement caused by the project. The following considerations will be made when project sites are identified and PAPs listed.

- i. Special considerations should be paid to the PAPs by identifying their needs from the socio-economic and baseline studies undertaken as part of the RAP process.
- ii. The groups should be individually consulted and given opportunities to participate in the resettlement decision-making process, as well as project activities.
- iii. Consultation with these groups should ensure that resulting resettlement and compensation improves their pre-project livelihood-with preference going to their resettlement in the same settlement.
- iv. The RAPs should be designed to ensure special attention is paid to the monitoring of the resettlement process to ensure that pre-project livelihoods are indeed improved upon.
- v. PAPs should be given sufficient technical and financial assistance to make use of the grievance mechanisms of the project where required.
- vi. Decisions concerning them should be made in the shortest possible time.

130. A detailed Replacement cost matrix relating to the type of impacts of land and asset acquisitions is provided. Given that the WARP 2 water subprojects will be small-scale, the project will avoid causing disruptions in the land and livelihoods. Impact and compensation on trees and crops

are included in the matrix. If and when broader impacts are assessed during the screening, then requisite mitigation measures will be put in place. All involuntary land acquisition and any possible adverse impacts such as loss of assets and physical and economic displacement will be compensated at full replacement value per ESS5.

131. For disadvantaged and vulnerable groups, including PWDs, female-headed households, IDPs, and nomadic pastoralist communities, the project social safeguards will work closely with the land/valuation expert to ensure that they are supported to acquire the necessary documentation and qualify for compensation as necessary. The key challenges to be resolved for these groups include lack of tenure, previous displacement, exclusion from livelihood restoration opportunities, and lack of decision-making power.

Table 6: Displacement Impact and Replacement Cost Matrix

| Asset | Type of impact | Entitled person or group | Replacement / Action |
|-----------------|--|---|---|
| Commercial Land | No Displacement: Land use partially affected, limited temporary loss | Owner | Compensation in cash at full replacement value Where land use is partially affected or with temporary losses, replacement value will be determined for 'loss of use of land' and temporary losses. |
| | | Tenants (incl. IDPs, PWDs, and PAPs without land rights), persons whose livelihoods are in part or total affected (permanently or temporarily) by the project | Assistance with identification of new rental location if temporary or permanent move necessary. Rent and deposit refund along with relocation assistance. Assistance provided with the social specialists to IDPs, PWDs, and other vulnerable and disadvantaged groups with access to documentation necessary for appropriate compensation. |
| | Displacement: Premise use severely affected, remaining land not fit for the use or viable | Owner | Exclusion criteria shall apply. |
| | | Tenant (incl. IDPs, PWDs, and PAPs without land rights)/ Persons whose livelihoods are in part, or total, affected (permanently or temporarily) by the project | - Exclusion criteria shall apply. |
| | | Loss of access/livelihood impacts | - Exclusion criteria shall apply. |

| Asset | Type of impact | Entitled person or group | Replacement / Action |
|-----------------------------|---|---|--|
| Residential Land | No Displacement: Land used for residence is partially affected and/or limited temporary loss, and the remaining land remains viable for use | Owner | Compensation in cash at full replacement value for affected land Where land use is partially affected or with temporary losses, replacement value will be determined for 'loss of use of land' and temporary losses. |
| | | Tenant (incl. IDPs, PWDs, and PAPs without land rights)/ | Assistance with finding a new rental/lease location if a temporary or permanent move is necessary Rent and deposit refund along with relocation assistance to cover moving costs |
| | Displacement: The premise used for residence was severely impacted, the remaining area insufficient for use or smaller than minimally accepted | Owner | Exclusion criteria shall apply. |
| | | Tenant (incl. IDPs, PWDs, and PAPs without land rights) | Exclusion criteria shall apply. |
| Agricultural pastureland or | Full use- minimal loss of agriculture or pastureland | Persons whose agricultural or pasture land (or other productive lands) is in part, or temporarily affected by the Project | Pre-project or pre-displacement, whichever is higher, the market value of the land of equal productive potential or use located in the vicinity of the affected land, plus the cost of preparing the land to levels similar to those of the affected land, plus the cost of any registration and transfer taxes. The value of the labour invested in preparing agricultural land will be compensated at the average wage in the community for the same period. Relocation support for pastoral households' structures (e.g., livestock fencing) to other areas in consultation with the PAPs and local communities. Cost of accessing equivalent pasture or income derived from use of that specific pasture. |
| | Full use- loss of agriculture or pastureland | Persons whose agricultural or pasture land (or other productive lands) is in part, or in total permanently affected by the Project. | Exclusion criteria shall apply |
| | Seasonal use | Persons who's agricultural or pasture land (or another productive land) is severely | Exclusion criteria shall apply. |

| Asset | Type of impact | Entitled person or group | Replacement / Action |
|--------------------|--|--|--|
| | | affected, or remaining land not fit for the use or viable for any useful gain or smaller than minimally accepted | |
| Trees – timber | Cut/uprooted (loss of timber) | All PAPs | Cash compensation for the tree's full replacement value, including for the one-time sale of timber. |
| Fruit trees | Cut/uprooted (generally loss of fruit) | All PAPs | Cash compensation for full replacement market value of the produce of one tree for two years, assistance in establishing replacement trees. The tree's present age and productive life need to be factored in. |
| Standing Crops | Crops affected by land acquisition or temporary acquisition, or easement | All PAPs | When possible, PAPs will be given enough time to harvest existing crops to avoid an economic loss. Where not feasible, cash compensation for crops at the full market current value in the locality. |
| Business | Loss of access | All PAPs | Cash compensation of net monthly income based on estimates from similar businesses for the length of time access is lost. Or up to three months' income (if the loss is permanent). Assistance to help find alternative temporary or permanent locations to establish business Right to salvage material without deduction from compensation Livelihood restoration assistance if impaired or completely destroyed (for example, assistance with job placement, skills training, or establishment of new livelihood) to re-establish income level to at least previous level. |
| Community Building | Temporary loss of access | All PAPs | Cash compensation to cover public transportation costs to the nearest same facility in the town/city for the period of loss |
| | | Owner/Community | Structure replacement or cash compensation at full replacement costs for the entire structure and other fixed assets without depreciation or alternative structure which is acceptable to the PAP Right to salvage material without deduction from compensation Relocation assistance to cover moving costs Assistance with finding a new location |
| | Displacement | Tenant (incl. IDPs, PLWDs, and PAPs without land rights) | Cash compensation at full replacement cost for any verifiable improvement of the property Rent and deposit refund Relocation assistance to cover moving costs |

| Asset | Type of impact | Entitled person or group | Replacement / Action |
|----------------------------------|--|--------------------------|---|
| | | | Assistance provided with the social specialists to IDPs, PWDs, and other vulnerable and disadvantaged groups with access to documentation necessary for appropriate compensation. Assistance with finding a new location |
| Community Infrastructure | Temporary loss of access and use (e.g., during the rehabilitation of existing boreholes) | All PAPs | -Alternative assets are identified to ensure access and use during the rehabilitation period. -Additional incentives include the provision of water to the communities |
| Cultural property such as graves | Loss of access | All PAPs | Cash compensation to cover additional costs of relocating graves and associated ceremonies. |

8.7. Resettlement Plan Process

132. After the subproject identification, screening, and ES assessment are finalized, and the need for land acquisition is ascertained, a Resettlement Plan (RP) will be developed. The plan will set out eligibility criteria, procedures and standards for compensation, stakeholder consultation methods, monitoring and evaluation, and addressing grievances. For projects with physical and economic displacement, additional relocation, livelihood improvement or restoration, and appropriate mitigation measures for restriction on land use will be developed. The plan will also assign roles and responsibilities for financing and implementation, including institutions to partner with and maintenance professionals to support the project. Monitoring will happen throughout the resettlement process, and course-correct, where there are bottlenecks and affected persons, will be continuously informed and their feedback utilized. Once the involuntary resettlement process is over, the government will commission an external completion audit for all subprojects with significant involuntary resettlement impacts. The completion audit will be undertaken by competent resettlement professionals who will assess whether the resettlement objectives have been achieved and, if not, propose corrective measures (World Bank 2017).

8.8. Stakeholder Engagement and Grievance Mechanism

133. Communities, including women and vulnerable and disadvantaged individuals and groups, will be engaged throughout planning, implementation, monitoring, evaluation, compensation, livelihood restoration activities, and relocation as per ESS10 guidelines. Most importantly, their meaningful participation in decision-making processes related to resettlement and livelihood restoration will include options and alternatives from which affected persons may choose. Relevant information must be disclosed to the communities appropriately and using the appropriate medium. A grievance mechanism (GM) for the project will be established as early as possible to address the concerns of the affected persons. Existing formal or informal, or project-specific GM could be used.

8.9. Collaboration with Relevant Government Institutions and Capacity Strengthening

134. The MoAI and MoLFR will collaborate with relevant government institutions and other key stakeholders that deal with land acquisition, resettlement, or other necessary livelihood support. The capacity of these institutions will be enhanced through technical and financial assistance if needed, and the project could finance it. If the policies and standards do not meet WB ESS5 requirements, supplementary arrangements or provisions to address the identified issue can be added to the resettlement plan. The plan should also specify financial responsibilities for each agency involved, appropriate timing and sequencing for implementation steps, and coordination arrangements for addressing financial contingencies or responding to unforeseen circumstances.

CHAPTER 9 – RPF IMPLEMENTATION ARRANGEMENTS

9.1 Overview

136. The implementation arrangements, monitoring, and evaluation of the RPF and RAPs will be within the realm of overall project implementation. This can be adjusted depending on the complexity and scope of the subprojects. This chapter provides insights on how the RPF and RAP will be implemented, including institutional arrangements, resettlement activities, budget items, and financing of resettlement activities.

9.2. Institutional Arrangements

137. As provided below, various institutions have a role in RPF and RAP implementation.

Project Implementation Units at Federal and Member State Levels

138. SFSRP will be implemented at the federal level by a national Project Implementation Unit, housed within the Ministry of Agriculture and Irrigation and by the respective line ministries at the state level. The FGS Ministry of Agriculture and Irrigation (MoAI) will be the lead ministry for implementation of S-FSRP. At the National level, the project strategy and implementation will be guided by the National Project Steering Committee (NPSC). The NPSC is proposed to be comprised of Hon'ble Ministers and Director Generals (DGs) from the Ministries of Agriculture and Irrigation (MoAI), Forestry, Livestock, and Range (MoLFR), Ministry of Finance (MoF), Ministry of Environment and Climate Change (MoECC), and Ministry of Planning, Investment and Economic Development (MoPIED). Additionally, the NPSC is also proposed to have representation from MoAI and MoLFR from FMS level. The NPSC is envisaged to be the apex body for strategic guidance and support to the project and to ensure integration with national development priorities and flagship investment programs.

139. The project implementation and coordination at national level will be anchored by the proposed National Project Coordination Unit (NPCU). The NPCU is envisaged as a high-capacity multi-thematic unit comprising of representatives from MoAI, MoLFR, as well as several other departments and ministries based on thematic needs. The NPCU will have thematic specialists to support various project components including but not limited to Crop Production Specialists, Animal Health Specialists, Financial Inclusion Specialist, Digital Agriculture Specialist, Private sector specialist and Gender specialist. Additionally, the NPCU will have dedicated personnel for Environmental Safeguards Expert, Social Safeguards Expert, finance, security, gender/SEAH, Security Expert, procurement, and monitoring and evaluation. Detailed ToRs will be developed for each of these positions. The NPCU positions be filled primarily through secondment from stakeholder ministries and departments. In case of unavailability of such suitable staffs, recruitments will be undertaken for engagement under the project.

140. At the state level, the implementation arrangements will mirror the national level with a state level project steering committee (SPSC) and project coordination unit (SPCU). At the community level, the project will engage existing as well as newly mobilized community institutions including Common Interest Groups (CIGs), Community Driven Development Committees (CDDCs) and Farmer Producer Organizations (FPOs) as key implementation stakeholders.

141. Wherever needed, the project will engage leading technical agencies and research institutions to backstop implementation capacity and technical training. The focus of these partnerships will be to build

long term institutional capacity within MoAI and MoLFR at FGS and FMS level through co-implementation, training, and capacity building.

142. As part of the implementation arrangements, the project will also explore formation of technical advisory committees at national and state level comprising of representation from farmer level, Chamber of commerce, farmer cooperatives, banking association, livestock associations and, private sector. The focus of these technical advisory committees will be to bring in sectoral insights and integration with ongoing investments while also effectively building stakeholder feedback into project design and implementation.

Community and Local Level Institutions

143. While the project will attempt to avoid and minimize involuntary resettlement, additional committees complimenting the VDC will be formed if the scale of resettlement increases. This committee will be called Resettlement and Compensation Committee (RCC), which will draw membership from PIUs, relevant state ministries, district/local authorities, clan leaders/ communities (should have representation from women and youth groups), resettlement experts/consultants. The role of VDC/RCC is to:

- i. Ensure community participation by mobilizing and sensitizing community members.
- ii. Assist in resolving grievances of PAPs.
- iii. Ensure that social values are not interfered with.
- iv. Support and assist in the mobilization of the various relevant grassroots interest groups that may have complaints that need to be resolved in the execution of the project to avoid conflicts and grievances.
- v. Support in the identification of the development needs of the community.
- vi. Ensure community participation by mobilizing and sensitizing community members.
- vii. Support and assist in the mobilization of the relevant grassroots interest groups.

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- i. Maintains an oversight role in ensuring compliance with the ESS, reviewing and providing clearance and approval for the RPF and RAPs.
- ii. Maintain an oversight role of the RPF/RPs/LP implementation supervision and may conduct spot checks or audits as necessary.
- iii. Conduct regular supervision missions throughout the project implementation and monitor the project construction progress.
- iv. Recommend additional measures for strengthening the management framework and implementation performance.
- v. Suppose the WB considers the implementation unacceptable and no improvements can be expected. In that case, it will require that institutional capacity building measures be provided to strengthen the PCU and PIUs.

9.3. RPF and RP Implementation

144. Once cleared and approved, the compensation, resettlement, and relocation activities of the RP will commence. After completing the census, public notice on the eligibility cut-off date will be given. The government/MoAI/MoLRF will also issue formal notice banning the construction or approval of construction of new buildings or capital improvements in areas to be affected by resettlement. The implementation schedule will be prepared based on the principles of this RPF and must be agreed upon between the PIU, relevant municipality and/or other governmental jurisdiction, and affected PAPs as outlined in the Somali laws and World Bank ESF requirements. The schedule will provide information on the sequence and timeframe of the necessary activities for land acquisition, the release of funds to the acquiring agency, payment of compensation for various categories of loss and relocation, transfer of land, grievance redress, and monitoring and evaluation.

145. The timeline for implementing the RP will ensure that no individual or affected household would be displaced (economically or physically) due to civil works activity before compensation is paid and resettlement sites with adequate facilities are prepared and provided for to the individual or household affected. The RP implementation timeline should also allow affected PAPs enough time to harvest to avoid an economic loss. If this is not possible, compensation at FRV should be paid to the affected PAPs.

146. The resettlement planning and implementation process should consider the procurement process and timeline for the commencement of civil works. The RAP implementation process will have contractual implications and requires proper coordination with bidding and contract award processes.

147. Keeping affected people fully informed of their rights and responsibilities is crucial to the success of resettlement planning. To achieve this objective, resettlement information, including details on eligibility, rates of compensation and other entitlements, a timetable for implementation, and all applicable grievance procedures, must be accessible and understandable. Information should be translated into local languages and broadcast through media accessible to literate and illiterate individuals alike (radio, television, mobile video broadcasting, public notice board, newspapers, leaflets and flyers, town crier, and door-to-door canvassing). Special efforts should be made to reach vulnerable groups lacking access to public media and information exchange.

Table 7: Resettlement Activities and Responsible Parties

| Activity | Responsible |
|--|------------------------------------|
| Preparation and Disclosure of RPF | Federal MoAI/MoLRF/NPCU level PIUs |
| Selection of subproject’s sites | State level PIUs, communities |
| Screening of the subproject | PIU |
| Environmental and social assessment census | PIU |
| Establishing of Resettlement Committees | PIU |
| Consultations, planning and preparation of RPs | PIU |
| Identify vulnerable people when developing RPs | PIU and VDC |
| Review of RPs | NPCU and World Bank |
| Approval of RPs | World Bank |
| Disclosure of RPs | NPCU, World Bank |

| Activity | Responsible |
|---|---|
| Organize and implement census of affected people and census and valuation of affected assets in the framework of the development of a RAP | PIU and local government institutions |
| Marking of affected properties, Inventory of affected properties, notifications, request for proof of eligibility, consultations | PIU and local government institutions |
| Vetting of request for compulsory acquisition of land, oversight of land expropriation and land issuance of titles to resettled PAPs | PIU and local government institutions |
| Disclosure of compensation values; making of offers; processing for payments | State level PIUs, resettlement committees, state finance ministries |
| Internal monitoring of RPF and RP | NPIU/SPCU |
| External monitoring | World Bank and IVA |
| Reporting on RP | PIU and PCU |
| RP audit | WB |
| Representing government for any law court or redress cases | PIU/PCU/and state/federal attorney general |

CHAPTER 10 – GRIEVANCE MECHANISM

10.1. Overview

148. World Bank ESS10 requires Bank-supported projects to facilitate mechanisms that address concerns and grievances that arise in connection with a project. One of the critical objectives of ESS10 (Stakeholder Engagement and Information Disclosure) is ‘to provide Project Affected Persons with accessible and inclusive means to raise issues and grievances and allow borrowers to respond and manage such grievances’ (World Bank, 2017). The Project Grievance Mechanism (GM) should facilitate the Project to respond to concerns and grievances of the Project Affected Persons related to the project's environmental and social performance, including resettlement issues. The S-FSRP project will provide mechanisms to receive and facilitate resolutions to such concerns.

149. A multi-tiered, multi-options-based GRM will be designed for the project, in discussions with local communities. The mechanism will be such that the complaints launched at the local level, will have a 360-degree monitoring and reporting process in place, to enable tracking of complaint resolution time, along with frequency of feedback to the complainant about the complaint status. Monitoring tiers will be defined from the local level to the PIU. Local community groups will be involved in the setting up and functioning of the GRM, with options of using free mobile technology and physical interface with a third party intermittently but regularly. This system will include identification and inclusion of key channels outside traditional dispute resolution or GRMs to enable safe and confidential reporting of incidence of sexual exploitation and abuse and other forms of GBV. Identified GRM operators will also be trained on effective response to cases of GBV should they occur.

150. Communities and individuals who believe that they are adversely affected by a World Bank (WB) supported project may submit complaints to existing project-level grievance redress mechanisms or the WB's Grievance Redress Service (GRS). The GRS ensures that complaints received are promptly reviewed in order to address Project-related concerns. Project affected communities and individuals may submit their complaint to the WB's independent Inspection Panel which determines whether harm occurred, or could occur, as a result of WB non-compliance with its policies and procedures. Complaints may be submitted at any time after concerns have been brought directly to the World Bank's attention, and Bank Management has been given an opportunity to respond.

151. A stand-alone Stakeholder Engagement Plan (SEP) which also contains a description of the GM has been prepared for the project. The SEP provides a detailed framework for GM and this section provides highlights of the GM in involuntary resettlement processes and activities. The mechanisms for redressing the grievances of the affected populations will begin through consultation (i.e., meetings/consultation with any and all PAP to provide information and gauge expectations of compensation, interest in form or type of compensation, provide clarification on other forms of assistance, etc.). Beyond the consultative process, the process by which grievances will be redressed, for each project site where PAPs are identified will be in accordance with country's land laws and WB ESF and standards.

10.2. Grievance Mechanism Structures

152. The project will have a GM that applies to all project processes and activities within the project life cycles. The grievances will be dealt with at various levels by GM committees at MoAI/MoLRF/NPCU, FMS/PIU levels, and the community level by VDC/RCC. The Social Specialist has the primary responsibility to ensure that the grievances are received and attended to. The project will review the capacity of these structures to attend to GM-related resettlement issues. If found necessary, a temporary special resettlement redress committee will be set up and/or short-term consultants with expertise in land and resettlement will be hired to support the social specialist at PIU and PCU levels.

153. Given that District/local governments/municipalities have a role in land administration and management, they will play a significant role in the resettlement plan development and implementation and related grievances. The districts will be co-opted into the local level grievance committees.

10.3. Grievance Mechanism Processes

154. The key GM processes are: receiving grievances by phone, in-person, text, or email to publicized toll-free mobile phone lines and email addresses at FMS, FGS, and the community level. The complaints will then be logged into the GM register, acknowledged within a specified timeframe, reviewed, and a response provided/remedial measures taken, monitored, and reported. The complainant is then informed about the outcome. When the complainant is not satisfied with the solutions provided, he/she shall escalate it to the next level, including the World Bank Grievance Redress Service (GRS). The complainant has the right to remain anonymous, and whistle-blower protection for complaints raised in good faith will be ensured. The FGS social E&S specialist will train relevant Government staff involved with the project and contractors. The project management will provide timelines upon which grievances will be addressed. The PAPs will be informed of the availability of judicial recourse and community and traditional dispute settlement mechanisms in addition to the project GM. See figure 3 for the summary of the GM processes.

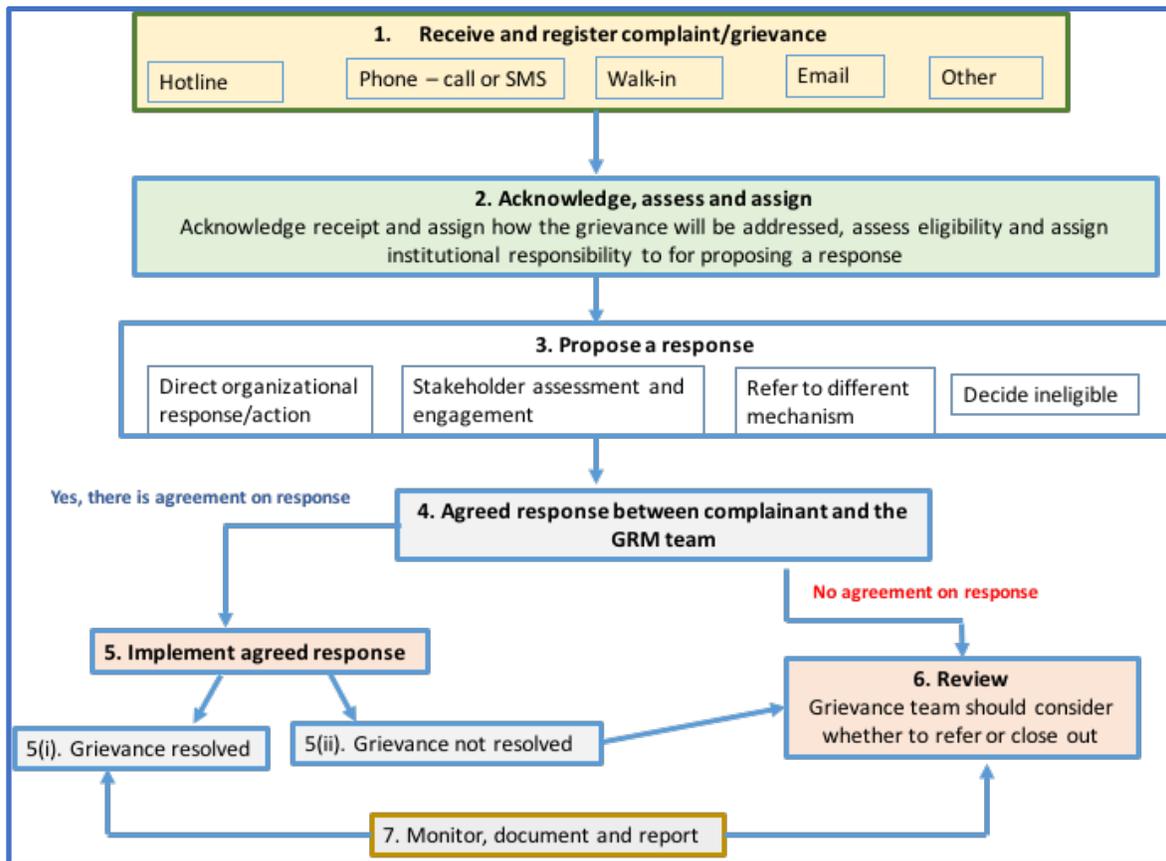


Figure 3: Project Grievance Mechanism Processes

155. The GM structure of the project will establish a register of resettlement/compensation-related grievances and disputes. The receipt of complaints will include logging and registration as this will help monitor the status of the grievances and ease reporting on them. The existence and conditions of access

to this register (where, when, how) will be widely disseminated within the project community/town as part of the consultation undertaken for the project in general. The person designated to receive complaints shall receive all complaints and shall officially register these complaints using the first section of the proposed complaint registration and resolution form provided in

156. Annex .

157. It is desirable to resolve all the grievances at the community level to the greatest extent possible. To achieve the community or settlement level grievance mechanism must be credible and generally acceptable. The grievance mechanisms will aim to solve disputes at the earliest possible time in the interest of all parties concerned. This RPF suggests two-level GMs:

- i. The first level in addressing grievances will be at the community level. The community will form a Community Resettlement Grievance Committee comprising two members from the VDC/RCC and three other respected community members who are not PAPs. The community should elect the committee in a transparent manner and after sensitization; and
- ii. The second level of grievance mechanism will involve the Federal Resettlement Implementation Committee (FRICs). This level in the RAP process, links with the General Project GRC through the RAP committee who in case of a complaint it is recorded at this subcommittee of Livelihood restoration level and escalated to the FMS level where the FMS GR Committee is domiciled, whose membership includes the department in charge of Lands. The FRICs will consider grievance reports forwarded from the community grievance committee and decide. The DRIC will comprise the District Commissioner, Environmental and Social Specialists, and District Land officer. If complainants are not satisfied with the decisions of the grievance's committees, they can seek to escalate it to FMS GRC, then FGS GRC, WB GRS, or to the courts.

10.4. The Grievance Sources in Resettlement

158. Grievances may arise at different times of resettlement processes: from the consultation process that may not be inclusive, the composition of local committees spearheading community mobilization, during identification of eligible beneficiaries, rates of compensation, location of resettlement sites, and the quality of services at new sites, to mention but a few. A grievance could be a simple query or inquiry, concern, issue, or formal complaint that affects the lives of aggrieved parties. The information on grievance mechanism processes and structures will be disclosed to stakeholders—including PAPs, recruited workers, and vulnerable and disadvantaged groups—using an appropriate medium such as vernacular radios, websites, government reports and speeches, community meetings, social media, toll-free telephone lines, documentation, and dissemination of GM in project leaflets or brochures to mention but a few. During the screening of the subprojects, the census during ESA, and RP development, the communication channels appropriate for different stakeholders will be identified, chosen, and used.

159. The GM to be proposed during the preparation of the subprojects' RP shall seek to achieve the following objectives:

- i. Encourage registration, acknowledgment, and recording of all concerns or issues raised by aggrieved persons.
- ii. Identify the frequencies of issues raised: for instance, unpaid compensation, inadequate compensation, disregard for local ritual ceremonies, land acquisition, workplace concerns, etc..
- iii. Ensure that complaints are appropriately registered, tracked, and documented, with due regard for confidentiality.
- iv. Address the composition of a committee that would handle all grievances; Inform people of the public information centre establishment and access.

- v. Establish procedures for the GM to enhance easy access, transparency, and accountability, and tackle escalation of grievances beyond expectations.
- vi. Manage the concerns raised by aggrieved parties to achieve a win-win situation within a reasonable time frame that would comply with national and international best practices.
- vii. Record all resolutions agreed upon by all parties involved and ensure that aggrieved persons are satisfied with every outcome of remedial resolution to foster harmony in subprojects.

10.5. Monitoring and Reporting of GM

160. Overall, PCU led by MoAI/MoLRF will be responsible for general monitoring and reporting on GM. Moreover, GM is monitored at the community level by VDC/Resettlement and Compensation Committee and FMS level by FMS PIU. Specifically, the Social Specialist will be responsible for monitoring the implementation of the GM by all implementing agencies/FMSs. The Social Specialist will include the GM in his/her supervision and monitoring missions to the field and conduct spot checks regarding its implementation. Where access is difficult, the project will recruit a **Quality Enhancement for Institutional Strengthening Partner** if needed. The NPCU Social Specialist will be overall responsible for:

- i. Providing the subproject VDC/RCC with regular reports detailing the number and status of complaints.
- ii. Any outstanding issues to be addressed.
- iii. Monthly reports, including analysis of the type of complaints, levels of complaints, and actions to reduce complaints.

161. The project SEP provides detailed information on the management of GM. This includes details on how to deal with GBV/SEAH-related grievances.

CHAPTER 11 – RPF IMPLEMENTATION BUDGET

11.1. Budget and Funding Arrangements

162. Budgeting and financing are critical steps in the resettlement planning and implementation process. Therefore, specific RPs prepared for S-FSRP project must provide an indicative budget that should specify all activities in the resettlement implementation process, their estimated costs, and the source of funds. It is expected that the budget for resettlement will be prepared by the PIU in collaboration with MoAI/MoLRP NPCU and Ministries of Finance at the federal and state level and will be determined during the RAP preparation exercise after the baseline data have been collected and all potential impacts have been identified.

163. The Federal Government of Somalia is responsible for financing any land acquisition and resettlement. The payments can be made on specific resettlement activities/items after review and approval of the expenditure by the WARP project staff with close oversight and supervision by the Ministry of Finance for the FGS, FMS, and the World Bank. Since there could be disputes during the compensation process, for instance, where a PAP rejects the compensation amount offered, it is proposed that an escrow account should be established to deposit the offered amount, plus 10 per cent for resolving the dispute concerning the said offer of compensation in a timely and equitable manner.

164. To ensure that the compensation and resettlement component will be implemented smoothly, efforts will be made to develop realistic cost estimates during the RAP preparation. Not all eventualities will be foreseen, and a reasonable contingency (max. 10 per cent) should be included. Provision is also included in the budget for training of staff in all aspects of resettlement plan preparation, implementation, and monitoring. The budget should specify the annual inflation rates applied to all cash payments. Since, at this stage, it is not possible to prepare accurate budgets as subprojects are yet to be conceived, guidance for preparing the resettlement budgets is offered in this RPF to include the following items:

- i. Total replacement cost of lost assets, that is, land, structures, crops, trees, livestock, and shared infrastructure.
- ii. Cost of providing replacement land, including transactional expenses, land search costs, cost of developing infrastructure and putting up replacement housing, if need be.
- iii. Income and livelihood restoration costs.
- iv. Cost of relocation of people and their belongings that is moving/transport allowance.
- v. Special resettlement assistance costs for disadvantaged groups, for example, training and new skill development for such groups, cost of acquiring reemployment equipment, logistical support costs, etc..
- vi. Transitional support costs, including costs of obtaining alternative accommodation during the transition period.
- vii. Cost/expenses incurred in performing traditional/cultural ceremonies necessary in grave removal/exhuming and reburying bodies.
- viii. Costs of obtaining architectural designs, construction management costs, and structural approval costs.
- ix. Cost of compensation for lost employment wages.
- x. Monitoring and auditing costs.

- xi. Cost of building institutional capacity for resettlement implementation, for example, constructing new office/hiring offices for project management staff, cost of hiring of project resettlement staff if needed, training staff and meeting their welfare needs.
- xii. Any other reasonable cost determined during RAP preparation for specific investment project(s).

165. Replacement agricultural and pastureland: the location of the replacement land shall be selected in consultation and agreement with PAPs in an inclusive, participatory process, which shall be informed as well by technical considerations. Local-level authorities should ensure that agricultural land is handed over in a timely fashion and that all land-related requirements will be fulfilled (demarcation, registration, preparation) in time for the next agricultural season. Given the potential lack of data, information on, and availability of suitable/arable land, when proposed replacement agricultural land areas are defined, a preliminary assessment should be conducted to evaluate the agricultural suitability of the area. This assessment should consider the location of existing settlements, currently cultivated areas, and areas perceived to be unsuitable for agriculture.

CHAPTER 12 – STAKEHOLDER CONSULTATIONS AND INFORMATION DISCLOSURE

12.1. Overview

166. A stand-alone SEP has been developed for this project. The SEP provides general guidance on the identification and analysis of the stakeholders, their interest and influence, stakeholder engagement program detailing timing and schedule of engagement, strategy for information disclosure and consultation, monitoring and reporting of stakeholder engagement, and grievance handling mechanism. For the involuntary resettlement processes, the project will ensure the inclusion of all targeted PAPs at all levels. PAPs will be consulted through various means as spelt out in the SEP and necessitated by the resettlement assessment methodology. Furthermore, all information about the activity that triggers RAP preparation, resettlement, and compensation will be publicly disclosed, following the modalities of disclosure laid out in the SEP. This is to ensure that all PAPs, interested parties and vulnerable groups have the opportunity to participate in the decision-making processes and voice their concerns as needed.

167. Most crucial is that during the implementation phase of the RAP, all PAPs have access to all relevant information, including their rights to resettlement, compensation, payment and RAP activity schedules, the identity of leading authorities and implementers, etc. They must be allowed to provide their inputs and feedback on the planned activities. Furthermore, they must receive all information about the Project GM, and the GRM must be available to all PAPs to file potential complaints. PAPs will be presented with the concrete amount of cash compensation or land offered for compensation for their consideration and endorsement before the actual payment is made.

168. The project will adopt a robust Stakeholder Engagement Plan (SEP) taking into consideration the equity and inclusivity of all stakeholders during the identification of the project sites and implementation of project activities. The SEP will look at the distribution of power and resources between different groups and individuals and will outline how the project will include the vulnerable and disadvantaged groups in consultations throughout the project in order that they can input into the design, and not be excluded from project benefits. The Stakeholder Engagement Plan will be informed by a comprehensive mapping of communities in the project target locations which will analyse the social dynamics and patterns of clan, gender and age-based exclusions and marginalization in the target areas. The mapping exercise will confirm the presence of Sub-Saharan Historically Underserved Traditional Local Communities as per ESS7 to determine the applicability of the SSAHUTLC plans, and if groups fitting the ESS7 criteria are found in the areas of implementation, SSAHUTLC plans will be prepared. Apart from ensuring the disadvantaged groups are not excluded from the identification of the project locations, the safeguarding considerations of this project will also look at the inclusivity in the project decision making, human resources recruitment, procurement, and other key processes throughout the project implementation.

12.2. Stakeholder Identification and Analysis

169. The SEP has identified key stakeholders for the project. A detailed stakeholder analysis will be done when subprojects and their locations are identified and during the processes of environmental and social screening, ESA, census for resettlement and development of RAP. Broadly the stakeholders for resettlement includes government ministries at the federal and members states including, but not limited to, Ministries responsible for Agriculture, Livestock, Water; land, social services and labour, women and gender, environment; and local/district governments and municipalities who have capacities on land administration. At the community level, stakeholders include PAPs, those men, women, boys, girls, youths, elders, farmers, agro-pastoralists, minorities, IDPs, vulnerable groups eligible for resettlement as defined by ESS5. Others include interested parties who may be affected by subprojects and eligible for

resettlement like businessmen and women. Local Non-Governmental Organizations (NGOs), faith-based organizations, development partners who may have valuable knowledge and experiences that the project may need to utilize.

12.3. Stakeholder Engagement Processes and Strategy

170. The PIU implementation team will engage stakeholders throughout all project cycle processes including during planning, preparation and disclosure of RPF and RAP and then implementation, monitoring, and evaluation of compensation process, livelihood restoration and relocation process. During the preparation of the RPF and RAPs, stakeholders will be consulted to provide the necessary information for effective implementation of resettlement activities. Some examples of stages and methods of consultations and expected outcomes are: community meetings to understand the local contexts including identification of those eligible for resettlement, relocation and compensation; review resettlement alternatives; workshops for institutions to understand legal and institutional frameworks; focus group discussions for specific groups like vulnerable groups; and expert meetings to provide expert knowledge on land matters, displacement and resettlement.

171. Schedules will be prepared detailing consultation dates and venues, who will be consulted, methods of consultations, and when the time is ripe for implementation of the resettlement plan, information on the date of displacement, transition time, and compensation timelines, among others. Information will be disclosed to different categories of stakeholders using different channels comprising of mass media (radios, TV, newspapers), websites, press releases, and social media to name but a few. The Ministries of water at the federal and members' state level, PCU, PIU and VDC will be responsible for providing this information. Specifically, the environmental and social specialist and communication specialist will ensure that information is conveyed using right format and language that the audience understands best.

12.4. Proposed Strategy to Incorporate the Views of Vulnerable and Disadvantaged Groups

172. The project will ensure that women, persons with disabilities minorities and other members of vulnerable groups are participating effectively and meaningfully consulted and that their voices are heard. Some specific measures will be employed to ensure their voice is heard. For example, women may be more outspoken in women-only consultation meetings than in general community meetings. Similarly, separate meetings may be held with young people, persons with disabilities or with ethnic or other minority groups. Further, it is important to rely on other consultation methods as well, those that do not require physical participation in meetings, such as social media, SMS, or radio broadcasting and call-in, to ensure that groups that cannot physically be present at meetings can participate. For mobile groups like nomadic pastoralists, appropriate methods to reach them will be improvised based on the local circumstances. Appropriate methods for information disclosure like use of vernacular radios will be used.

173. Women and other disadvantaged and vulnerable groups will be engaged on an ongoing basis throughout the lifetime of the project. Women voicing their concerns and contributing to the decision-making process on issues such as resettlement of female headed households and other marginalized group should be encouraged. The vulnerable and marginalized group will have their representatives in the relevant committees so that their interests are taken on board.

12.5. Consultations Held to Date

174. Engagements and consultations on the RPF have been conducted with key institutional stakeholders including the relevant Government Ministries, Departments, and Agencies at FGS and FMS level. Engagements and consultations were held with key stakeholders, as outlined in the SEP and the ESMF.

175. The development of this RPF applied both literature review and stakeholder consultations (see SEP and ESMF). The documents reviewed include RPFs of other World Bank-financed projects implemented in Somalia, studies related to land matters in Somalia, a draft Project Appraisal Document (PAD), review and analysis of relevant national legislation, policies, and guidelines, including the World Bank Environmental and Social Framework and Standards (ESF/ESS) and ESS5 Guidance Note.

176. As guided by ESS10 on Stakeholder Engagement and Information Disclosure, the government/implementing agencies are required to provide stakeholders with timely, relevant, understandable, and accessible information. Consultations should be conducted in a culturally appropriate manner, which is free of manipulation, interference, coercion, discrimination, and intimidation. A stand-alone Stakeholder Engagement Plan (SEP) will be developed for this project.

177. The project team held several meetings leading up to the development of the various instruments including this SEP, the ESMF, IPMP, RPF, SMP, Gender/GBV/SEAH/P, and LMP. The engagements and consultations on the project design and the planned activities and implementation arrangements have been done with key institutional stakeholders including the relevant government Ministries and implementing agencies.

178. The SFSRP project identification mission between the Bank and FGS and FMSs took place from September 21st to 27 July, 2022. During this mission the FGS and FMSs were asked to prepare PowerPoint presentations on the areas of development which were the focus and main components of the proposed project. In these presentations by FGS and each of the five FMSs, they were asked to list three things for each of the component: A brief outline of the achievements in the reform area; reform priorities going forward; and challenges to be addressed by the reform priorities.

179. A second mission, which was considered the project preparation mission, took place from 26th-27th September 2022. The meeting was attended by the key stakeholders including representatives of the MoAI; and MoLFR, MoF, Ministry of Planning, university representatives among others. During this mission the concept note for the project was shared and discussions held between the Bank and the various government stakeholders about the project development goals. This was another instance where some of the FMSs, and other government agencies reminded the Bank of their priority areas. The SFSRP Draft instruments were presented in stakeholder workshops held between January 26, 2023, and February 08, 2023. The workshops commenced with an ESS ToT training on January 26, 2023 for nominated Officers who were to undertake both Federal and State stakeholder consultations (Annex 11) comprising of 1 female and 11 males. A nationwide consultation was carried out on the January 31, 2023, the stakeholders comprised of wide range of participants including Federal level Line Ministries and Departments: Ministry of Agriculture and Irrigation; and Ministry of Livestock (as host ministries); Ministry of Planning, Ministry of Environment; Ministry of Water; Somali Disaster Management Agency (SoDMA); and Somalia Crisis and Resilience Project (SCRIP). In total, 49 participants attended (Females; Males) annexes 12,13.

180.

181. Some of the issues observed included: that everyone stressed the importance of being more transparent in all of the procedures; that more attention should be given in identifying priority needs with engaging the community with involving the beneficiary committee and local councils through environmental and social studies to insure the project selection and implementation is applied from down to top; that the project should provide the required health and safety equipment in terms of quantity and quality based on the project activities; and that the project should make sure that the mitigation measures to environmental and social impact are part of the project cost and included in the design.

CHAPTER 13 – MONITORING AND EVALUATION OF RPF AND RPs/LRPs

13.1. Overview

182. RAP monitoring and evaluation aim to determine the effectiveness of implementation, including the progress of resettlement activities, the disbursement of compensation, public consultation and participation activities, and the sustainability of livelihood restoration and development efforts among the PAPs. This will facilitate timely identification of problems and successes and appropriate adjustment of implementation arrangements.

13.2. Monitoring

183. Monitoring activities will ensure that all eligible PAPs are adequately compensated and/or relocated. The preparation and implementation of the RPs will follow the general monitoring structure of E&S risks mitigation measures, as defined in the ESMF. The Social Specialist in the PIU will be responsible for overseeing the design and general implementation of the RAPs. However, the PIU and PCU M&E specialists will mainly be responsible for data collection and updating the M&E plan.

Monitoring Plan

184. RP activities will have a monitoring plan that identifies the organizational responsibilities, the methodology, and the schedule for monitoring and reporting. The monitoring plan should have three components: Performance monitoring, Impact monitoring, and Audit. Notably, the VDC/RCC will be included during the planning and execution of all the monitoring activities.

185. **Performance Monitoring** is an internal management function carried out regularly, usually quarterly, to measure progress against milestones established in the RP. The report compares achievements at the inspection date against the targets for the required actions.

186. **Impact Monitoring** measures the effectiveness of the RAP and its implementation in meeting the needs of the affected population. This may be conducted internally by PIUs/NPCU or an IVA quarterly. Where feasible, affected people should be included in all phases of impact monitoring, including identifying and measuring baseline indicators.

187. **Completion Audit:** This is to determine to what extent the RAP activities have been implemented. The audit should verify that all inputs committed in the RP have been delivered and all services provided. The audit should evaluate whether the mitigation actions prescribed in the RP have had the desired effect. This is usually carried out at the end of project completion after all RAP inputs to evaluate achievements against the baseline conditions of the population before displacement, as established through the census and socioeconomic studies.

188. Monitoring activities will be conducted against the milestones set in the RPs, including the following items:

- i. PAPs were notified, and adequate community consultations were held.
- ii. A Census of all PAPs and socioeconomic survey was conducted.
- iii. RAP was prepared, cleared, and disclosed.
- iv. Compensation was carried out in accordance with RAP.
- v. All grievances have been recorded and addressed promptly.

189. In addition, the **Quality Enhancement Partner** that the PCU will contract will also monitor the implementation of the RPF and RAPs. This activity will be integrated into the IVA’s general TOR. Once the IVA is deployed, a monitoring schedule for the RPF/RAPs will be developed jointly with the PCU and PIU. The PIUs, jointly with local government representatives, will facilitate the coordination of information collection, such as surveys, and supervise documentation in accordance with the procedures.

Monitoring Indicators

190. The relevant monitoring indicators against which to measure the performance of the RPF/RAPs:

- i. Collection and storage of census data into a database for comparative analysis.
- ii. Number of PAPs physically or economically displaced by each activity.
- iii. Timing of compensation in relation to commencement of physical construction work.
- iv. Compensation paid to each PAP.
- v. Number of people raising grievances reached solutions and number of unsolved grievances.
- vi. All relevant items in the replacement cost matrix will be monitored.

191. Monitoring reports will provide the basis for analysis, and potential adjustments or changes to the RAPs implementation effectiveness are presented in Table 8.

Table 8: RP monitoring indicators

| Activities | Indicators |
|---|--|
| Compensation payments to PAPs | <ul style="list-style-type: none"> • Number of PAPs promptly paid • Number of PAPs not paid promptly and reasons • Amounts of money paid to PAPs |
| | <ul style="list-style-type: none"> • |
| Restoration of livelihoods and assets | <ul style="list-style-type: none"> • Number of PAPs with restored assets • Number of PAPs with livelihood levels restored (based on socio-baseline survey) • Number of community facilities restored • Number of vulnerable PAPs assisted Type of assistance provided to vulnerable PAPs • The number of vulnerable PAPs resettled • Number of PAPs without restored assets • Number of PAPS without restored livelihood enterprises • Number of community facilities not restored and reasons • Number of vulnerable PAPs not assisted and reasons |
| Community participation and public engagement | <ul style="list-style-type: none"> • Number of local consultative meetings held • Number of local and National Government leaders engaged/briefed about the RAP • Number of Civil Society representatives engaged/briefed about the RAP • Number of PAP consultative meetings held • Number of vulnerable / marginalised persons participating |

| Activities | Indicators |
|----------------------|--|
| Grievance management | <ul style="list-style-type: none"> • Number of grievances received • Number of grievances resolved promptly (in allowed time) • Number of grievances not resolved in time but completed • Number of outstanding grievances not resolved • Number of grievances referred Nature of outcomes from referred grievances |
| Land acquisition | <ul style="list-style-type: none"> • Number of land titles secured for project sites • Number of land titles processed for land to land replacements • Number of land titles not processed and why • Number or percentage of encumbrances entered on PAP titles |

Annual Audit

192. The audit of RAP implementation will be done annually. The audit will, among others, cover the following items:

- i. A summary of the performance of each subproject vis-à-vis its RAP;
- ii. A presentation of compliance and progress in the overall implementation of the RAP;
- iii. Verify results of internal monitoring;
- iv. Assess whether the subprojects RAP comply with ESS5;
 - v. whether the resettlement objectives have been met; specifically, whether livelihood and living standards have been restored or enhanced;
- vi. Assess the resettlement efficiency, effectiveness, impact, and sustainability, drawing lessons for future resettlement activities and recommending corrections in the implementation; and
- vii. Ascertain whether the replacement costs were appropriate to meet the objectives and whether the objectives were suited to PAPs conditions.

193. PIU will prepare annual audit reports, then submitted to PCU for review and quality assurance, and then submitted to the World Bank.

Socioeconomic Monitoring

194. The purpose of socioeconomic monitoring is to ensure that PAPs are compensated and restore their livelihoods promptly. It is part of the implementation of each subproject RAP to assess whether compensation has been paid, income has been restored, and resettlement objectives were appropriate and delivered. Monitoring of living standards will continue following resettlement. The objective is that the standard of living of the PAPs has been improved, restored, and has not declined.

195. Several indicators will be used to determine the status of affected people (land being used compared to before, the standard of a house compared to before, level of participation in project activities compared to before, how many children are in school compared to before, health standards, etc.).

196. A monitoring and evaluation plan of the mitigation measures will be established for each subproject with adverse social impacts.

197. As part of the preparation of each RAP, a household survey will be conducted for all PAPs prior to physical or economic displacement. This will provide baseline data against which to monitor the performance of the RAP. After completing all expropriation/compensation operations, a household survey will be conducted. The survey aims to assess the impacts of the mitigation measures implemented. In addition, the relevant technical teams and PAPs will be consulted to provide their assessments of the impacts of E&S mitigation measures applied.

13.3. Completion Audit

198. An audit will be carried out to determine whether the efforts to restore the living standards of the affected population have been properly designed and executed. This completion audit will verify that all physical inputs earmarked in the RAP have been delivered and all services provided. The audit will also evaluate if the mitigation actions prescribed in the RAP have had the desired effect. The baseline conditions of the affected parties before the relocation will be used to measure their socioeconomic status after the resettlement. The audit will verify the results of internal monitoring and assess whether resettlement objectives have been met irrespective of whether livelihood and living standards have been restored or enhanced.

199. The audit will also assess the resettlement efficiency, effectiveness, impact, and sustainability, drawing lessons for future resettlement activities and recommending corrections in the implementation. Finally, the audit will ascertain whether the replacement cost were appropriate for meeting the objectives and whether the objectives were suited to PAPs conditions. Annual audit reports will be submitted for scrutiny to the World Bank. To be effective, the complete audit will occur after all RAP activities have been completed, including development initiatives, but before the completion of financial commitments to the project. This will allow flexibility to undertake any corrective action that the auditors may recommend before the project is completed.

13.4. Evaluation

200. During evaluations, representatives of the PAPs will participate in the project completion workshops to evaluate the project's impacts and, specifically, the activities under the RAP. They can suggest corrective measures to be implemented retroactively or build lessons learned for future/other activities

201. After completing all compensation and resettlement activities, the PAPs will be consulted through a survey, forming part of the WARP project M&E activities.

13.5. Frequency of Monitoring and Evaluation Process

- i. For PAPs that have been physically displaced, post-displacement monitoring will be conducted within six months after they have been resettled. Subsequent monitoring will be conducted more regularly to ensure resettlement activities are performed appropriately and reporting is done regularly.
- ii. Monitoring and evaluation will occur quarterly after displacement to document whether PAP's livelihoods have been fully restored. If the livelihoods of the vast majority of PAPs have been restored, RAP/LRP implementation will be considered complete. The survey will be repeated more regularly (every 6 months) for all PAPs who have not been allowed to restore their livelihood until livelihoods are considered restored.

- iii. Monitoring of market rates for all types of assets will be carried out periodically to ensure that the compensation rates paid by the Project reflect the actual replacement value of assets.
- iv. A third-party auditor with experience in resettlement will carry out an annual review assessing compliance with commitments contained in subprojects specific RAPs, World Bank requirements, and this RPF.

13.6. Results Monitoring and Evaluation Arrangements

202. The project will develop and implement a robust Monitoring, Evaluation and Learning (MEL) system to track and assess the project's progress toward the PDO and utilize digital technology solutions for proactive learning and needful course correction. The M&E system will disaggregate all relevant project data by gender, further distinguishing female participants by age (women and girls) and household type (female-headed and male-headed), and it will analyse how gender gaps evolve over time. A project-specific MIS will be established and will leverage capacity building and IT infrastructure investments supported at MoAI level to deliver high quality information dashboards for project stakeholders at various levels. The project will also engage community institutions and various value chain stakeholders to support participatory monitoring and feedback mechanisms under the project.

203. Project M&E efforts would be supplemented by World Bank-procured third-party monitors in areas being implemented through third party implementing agencies. TPM frequency would be quarterly in the early project phase and, based on contextual improvements, limited to semi-annual monitoring after 18 months if needed. These TPM arrangements may cover the following aspects (among others): implementation progress or completion status (including beneficiary selection, timeliness of implementation, physical verification of infrastructure prepared as part of small-scale climate-resilient infrastructure development, and quality assurance); compliance with the ESF, and the effectiveness of the project's GRM (including reporting on, and responding to, SEA/SH complaints); and fiduciary compliance, including through monitoring of recurrent costs, O&M, and compliance with relevant expenditure and procurement rules. The contracted agency will be a private or public firm, a civil society organization (CSO), an international NGO, or a UN organization, required to have strong knowledge of the country's context, a country footprint, experience, ability to establish and enforce effective security systems, ability to develop effective working relationships with government and other implementing entities, relevant technical and sectoral knowledge, ability to integrate technology into monitoring procedures (where relevant), and ability to mobilize rapidly. Contracts will include provisions that require the contracted TPM entity to strengthen the government's capacity to conduct such tasks at a later stage.

ANNEXES

Annex 1. Roles and Responsibilities of Project Implementing Organs

| Organ | Duties and responsibilities |
|---|--|
| Federal level | |
| <i>Inter-ministerial steering Committee</i> | <p>Chaired by the federal level Ministry of Agriculture and Irrigation, Ministry of Livestock, Forestry and Range (MoAI and MoLRF) with membership of the Ministries of Energy and Water Resources, and the Ministry of Environment and Climate Change in the OPM and meeting quarterly</p> <p>Review and endorse the Annual Work Plan and consolidated Annual budgets</p> <p>Review project quarterly reports and provide strategic guidance</p> <p>Facilitate inter-ministry and federal – member states dialogue and provide guidance on emerging implementation issues</p> <p>Oversee the proper M&E functioning</p> <p>Ensure the establishment and functioning of project structures at all levels</p> <p>Ensure the project implementation framework is updated periodically</p> <p>Steering committee meetings are to be planned by the Project Coordinator and the Project coordinator is responsible to ensure that meeting minutes are recorded and archived.</p> |
| <i>Ministry of Finance</i> | <p>Manage project fund and oversee all project disbursements</p> <p>Coordinate and consolidates project financial reports</p> |
| <i>Ministries of Agriculture and Irrigation and Ministry of Livestock, Range and Forestry (MoAI and MoLRF).</i> | <p>Coordinated and supervise project implementation at all levels</p> <p>House the project coordinator</p> <p>Oversee monitoring and evaluation aspects of the project</p> <p>Development of Project Communication Strategy</p> <p>Maintain for robust communication with federal implementing agencies and states to collect project related information</p> <p>Update regularly the project’s results framework</p> <p>Liaise with EAFS</p> <p>Produce quarterly, half a year and annual project status reports (physical and financial)</p> |
| <i>Federal implementing agencies (Ministry of Agriculture and Irrigation, Ministry of Livestock, Forestry and Rangeland,)</i> | <p>Provide technical back stopping in their respective areas to the implementing agencies at state level</p> <p>Provide training, coaching and mentoring for state level implementing agencies</p> <p>Update relevant policies, strategies, guidelines and working manuals for their respective specialised areas</p> |
| <i>NPCU</i> | <ul style="list-style-type: none"> -Establish project implementation structures at all levels - Sensitize the governments and communities on the project. -Capacity build beneficiaries and stakeholders. <p>Coordinate project implementation at all levels.</p> <ul style="list-style-type: none"> -Logistical and Technical support to stakeholders and beneficiaries. |

| Organ | Duties and responsibilities |
|--|--|
| | <ul style="list-style-type: none"> -Organize review monitoring meetings and reporting. -Maintaining focus on the project PDO and project activities compliance to the WB ESS relevant to the project. -Liaison between the FGS, FMS, and the donor, the World Bank. -In liaison with beneficiaries, line ministries and departments identify subprojects, lead in proposal development, vet, clear and approve, and fund. |
| (FMS) State level | <ul style="list-style-type: none"> •Chaired by the federal Member State level Ministry of Agriculture and Irrigation, Ministry of Livestock, Forestry and Range (MoAI and MoLRF) with membership of the Ministries of Energy and Water Resources, and the Ministry of Environment and Climate Change in the OPM and meeting quarterly. •Review and endorse the Annual Work Plan and consolidated Annual budgets. •Review project quarterly reports and provide strategic guidance. •Facilitate inter-ministry and federal – member Districts dialogue and provide guidance on emerging implementation issues. •Oversee the proper M&E functioning. •Ensure the establishment and functioning of project structures at all levels. •Ensure the project implementation framework is updated periodically (where applicable by making proposals and submitting them to the NPCU FGS) •Steering committee meetings are to be planned by the Project Coordinator and the Project coordinator is responsible to ensure that meeting minutes are recorded and archived. |
| State Project Coordination Units (SPCU) | <p>Led by the Ministries of Agriculture and Irrigation and Ministry of Livestock, Range and Forestry (MoAI and MoLRF) in each state and represented by all staffed by project management, fiduciary, safeguards and M&E specialists, and seconded technical sectoral experts.</p> <p>Plans, budgets, executes, supervises, monitors and evaluates all project related activities in the state</p> <p>Procures all service contracts (community mobilisation agencies, hydrological assessments, engineering surveys and others)</p> <p>Procures all goods (office equipment, furniture, vehicles, improved seeds)</p> <p>Procures all works contracts (technical service agencies water infrastructures, demonstrational community garden and fruit groves, Animal health treatment services and others)</p> <p>Works closely with the community and village leaders</p> <p>Prepares and submits periodical budget request to the Ministry of Finance</p> <p>Effects payments to service providers, consultants, contractors and others</p> <p>Liaise with line ministries at the federal level for technical support and guidance</p> <p>Collects project related information, compiles and reports periodically on project implementation status</p> |
| Community level | |

| Organ | Duties and responsibilities |
|--|---|
| <i>Village development committee (VDC)</i> | <p>Membership of the VDC should comprise all permanent residents of the community.</p> <p>If there are internally displaced people or minority groups in the community, it is recommended that they be included in the planning so that conflict over resources can be mitigated.</p> <p>Led by the committee chair and consisting of at 7 members (minimum 30% women), including representatives from different groups</p> <p>Organises the community to participate fully in all aspects of the sub project at the community level</p> <p>Facilitates community level discussion, rapid rural appraisals, transect walks, and others</p> <p>Oversees the development of community development plans</p> <p>Facilitates community participation and contribution (labour, material and others)</p> <p>Facilitates and organises community level trainings (on community management, operation maintenance, gender, natural resource management, conflict resolution and others)</p> <p>Receives, owns, manages and operates community infrastructures</p> <p>Liaises with the state level PIU and line ministries to get technical back stopping and relevant other supports</p> <p>Collect project related information and reports to the state PIU</p> |

Annex 2: Screening Checklist

Sub project:

Location:

From focus group discuss or key informant interview with people with different interests and needs regarding the proposed investment e.g. women, youth, people with disabilities, minority groups, livestock keepers, crop farmers, seasonal users e.g. nomadic pastoralists.

The purpose of the checklist is to flag possible environmental and social risks and impacts to determine what E&S instruments to develop and so the issues can be further explored and included in the summary safeguard report and contractors ESMP etc. It should be done as part of ground truthing based on visual observation and key informant interviews with people with different interests and needs regarding the proposed sub-projects e.g. elders, local government officials, women, youth, people with disabilities, minority groups, livestock keepers, crop farmers, seasonal users e.g. pastoralists. Those people consulted should be mentioned at the end of the checklist.

| Will the Project? | Yes | No | Explanation |
|---|-----|----|-------------|
| 1. Affect downstream water flows? | • | • | |
| 2. Require clearing of trees, pasture/browse? | • | • | |
| 3. Land ownership is clear (Private, Government, Community)? | • | • | |
| 4. Is on or near private land? | • | • | |
| 5. Require demolition of existing structures? | • | • | |
| 6. Require large volumes of construction materials (e.g. gravel, stone, water, timber, firewood)? | • | • | |
| 7. Use water during or after construction, which will reduce the local availability of groundwater and surface water? | • | • | |
| 8. Affect the quantity or quality of surface waters (e.g. rivers, streams, wetlands), or groundwater (e.g., wells, reservoirs)? | • | • | |
| 9. Be located within or nearby environmentally sensitive areas (e.g. intact natural forests, mangroves, wetlands) or threatened species? | • | • | |
| 10. Lead to soil degradation, soil erosion in the area? | • | • | |
| 11. Create waste that could adversely affect local soils, vegetation, rivers and streams or groundwater? | • | • | |
| 12. Create pools of water that provide breeding grounds for disease vectors (for example malaria or bilharzia)? | • | • | |
| 13. Involve significant excavations, demolition, and movement of earth, flooding, or other environmental changes? | • | • | |
| 14. Be located in or near an area where there is an important historical, archaeological or cultural heritage site? | • | • | |
| 15. Is an area where minority groups (0.5 groups) or IDPs reside or use the water point? | • | • | |
| 16. Displace people or structures or restrict people's access to crops, pasture, fisheries, forests or cultural resources, whether on a permanent or temporary basis? | • | • | |
| 17. Result in human health or safety risks during construction or later? | • | • | |
| 18. Involve inward migration of people from outside the area for use of services or other purposes? | • | • | |
| 19. Is an area where there has been insecurity incidents in the past 12 months? | • | • | |
| 20. Have activities that will cause disputes over land or access to water? | • | • | |

| Will the Project? | Yes | No | Explanation |
|---|-----|----|-------------|
| 21. Is an area where there has been conflict over water or land in the past? | • | • | |
| 22. Require sharing or regulation of use between different groups or communities? | | • | |
| 23. Result in a significant change/loss in livelihood of individuals? | • | • | |
| 24. Adversely affect the livelihoods and /or the rights of women? | • | • | |
| 25. Cause physical resettlement or extensive economic displacement, or loss of livelihoods? | • | • | |
| 26. Cause increased settlement or degradation of surrounding areas? | • | • | |
| 27. Disposal of bush clearance residue may cause spreading of invasive species? | • | • | |
| 28. Introduce a non-native animal or plant species? | • | • | |
| 29. Maintenance and management responsibilities have not been defined and accepted by users/local government? | • | • | |
| 30. Any limitations for the livestock movement crossing gabions and rehabilitated rangelands | • | • | |
| 31. Boundaries of the water sources are clearly demarcated to a void creation of adjacent settlements | • | • | |
| 32. Water source fenced/protected to avoid risks and contamination | • | • | |
| 29. Will result in Transmission diseases from region to region or boundaries | • | • | |
| 30. Result in transmission of zoonotic disease | • | • | |
| 32. Will require use and application of inorganic fertilizers/pesticide/herbicide or fumigation? | • | • | |

Based on the above checklist, what are conclusions and recommendations on?

1. Proposed project is eligible for financing under the project criteria.

.....

2. Proposed Environmental and Social Risk Ratings (High, Substantial, Moderate or Low). Provide Justifications.

.....

3. Proposed E&S Management Plans/ Instruments (i.e., ESMP, ESIA, Summary safeguards report (for social issues), voluntary land donation form, land agreement form, ARAP, etc.)

.....

4. Who was consulted in the completion of the checklist: Provide list.

| | |
|--|-----------------------------------|
| Reviewed and approved by | |
| Environment Specialist Name: | Social Specialist Name: |

| Date | Signature | Date | Signature |
|------|-----------|------|-----------|
| | | | |

Annex 3: Overview of Grievance Redress Mechanism

Overview of S-FSRP, 27th July 2022.

1. **An accessible and functional grievance mechanism** is an important in addressing community or stakeholder concerns as well as receiving **feedback on a project so that it can be improved**. It is a requirement for all World Bank projects and the responsibility of all project staff, any of whom may receive the grievance.
2. It is **preferable that grievances are resolved in person at the lowest level**, however different levels and channels of registering grievances should be available so that **even the most marginalised person feels comfortable raising a grievance**. **GBV related complaints should be referred immediately the GBV focal points at FMS or FGS level**.
3. Grievances should be dealt with **confidentially, on a need to know basis only, and without fear of backlash**.
4. Grievances can be raised by **community members, workers and other stakeholder** concerning project implementation including: adverse social or environmental impacts, misuse of funds; staff behaviour, workers conditions or safety, quality of service issues, sexual exploitation and abuse, forced or child labour etc.
5. **Confidentiality and timelines:** Grievances can be submitted anonymously by any complainant, and is required for complainants who raise GBV issues. Grievances will be **acknowledged within a week (7 days) of receipt and resolved if possible within 21 days including feedback to the complainant**. The complaint will be addressed as fully and precisely as possible focusing on specific facts and events, **showing understanding and never dismissing or belittling a complaint**.
6. **Cases of GBV/SEA:** Such cases will be only handled by trained GBV focal points and treated with **utmost confidence, respect and empathy and managed in line with the complainants' express wishes**, including whether the complaint is registered and referred. If agreed by the complainant, the complaint will be registered as confidential, indicating a reference number rather than the name of the complainant.
 - All staff and GRM focal points should be informed **that if a case of GBV is reported to them, the only information they should establish is if the incident involves a worker involved with the project, the nature of the incident, the age and sex of the complainant and if the survivor/complainant was referred to service provision**.
 - The complainant should be informed about available confidential health, psychological, legal and safe house or other support, including the importance of receiving PEP and PREP within 72 hours and if possible provided transport support to reach them. **The complainants wishes to report and access services should be respected at all times**.
 - The GBV focal person is responsible to make a list of functioning GBV services and distribute it to all supported health facilities and staff of the project, so they are aware of where to refer complaints. This information should be displayed in the project office and health facility for ease of reference and updated regularly. Sharing such confidential information is a disciplinary offence.
 - **AN ALLEGATION OF GBV SHOULD NEVER BE INVESTIGATED AS IT MAY DO MORE HARM TO THE SURVIVOR AND REQUIRES SPECIALIST HANDLING**. If the complaint is against a worker involved in the project, **the incident should be immediately reported to the National GBV specialist who will provide further guidance** after consulting with the World Bank.

The social specialist is responsible for noting and reporting critical trends emerging in the GM process such as an increase/decrease in types of grievances to share with the GRC, as well as tracking complaints expressed on social media and whether and how these should be addressed. Throughout the process, the safeguards specialists will receive support from the PIU. The social specialist will use the GEMS form to register every complaint. The FGS social specialist will receive an alert and validate the data and the FMS specialist will download the data in excel at the end of every month and add the additional column for the log book and email to the FMS PM and FGS social specialist.

In summary:

1. **Grievance focal point in the VDC:** deal with minor info complaints or issues that can be resolved locally, inform FMS safeguards specialist using toll free line (who will log into Grievance form on GEMS);
2. **Contractor:** deal with minor info complaints or issues that can be resolved locally and communicate all complaints to the FMS safeguards specialist, initially via the toll free line (who will log into Grievance form on GEMS), although contractors could be oriented to do that directly in future if easier;
3. **FMS E&S focal points for implementing agencies:** deal with minor info complaints or issues that can be resolved locally and communicate all complaints to the FMS safeguards specialist, initially via the toll free line (who will log into Grievance form on GEMS), although contractors could be oriented to do that directly in future if easier;
4. **FMS environment Safeguards Specialist, Social Safe-guards, Security Experts, and /GBV/SEAH Expert specialist:** refers all complaints to the FMS GRC, is secretary of the GRC and follows up, GBV specialist provide information on GBV services if they have and should immediately liaise with FGS GBV focal point;
5. **FGS social specialist:** refers all unresolved or serious complaints to the FGS GRC, is secretary of the GRC and follows up. GBV specialist liaises with WB GBV specialist on how to handle;
6. **Project Coordinator:** Received serious incidents directly and forwards to the WB TTL within 48 hours. Chairs the FGS GRC and oversees the functioning of the GM.

Hotline management: the social specialist at the PIU will be responsible for operating the toll-free line, registering the complaints in GEMS and in the excel log book, and forwarding the cases to the proper entities/persons and following up the resolution and feedback to the complainant (within 21 days). In the absence of the Specialist or when on leave, the Puntland project coordinator will be responsible for receiving the calls and filling the gap for the safeguard specialist. Before activating the hotline, the safeguards specialist, the gender focal point, and other PIU staff will be trained on GM, registering the complaints, handing the GBV cases coming in through the hotline, list of all GBV service referrals a contact, and caller management skills. The hotline number will be operational only during office hours, from **8.00 am to 4:00 pm**, Saturday to Thursday on working days. The safeguard specialist, the project coordinator responsible for receiving the calls, and the GRC who will be involved in the resolution of cases will all sign a confidentiality agreement to protect the complainants from any backlash.

REGISTERING A COMPLAINT:

| Level | How to raise | Resolution | Type of complaints that can deal with | Awareness raising? |
|--|---|---|---|--|
| <i>Village level: GRM focal person in Village Development Committee</i> | <i>Phone or in person</i> | <i>Resolve (in conjunction with VDC) or refer to FMS safeguards officer</i> | <i>Minor complaints that can be easily resolved, especially information or adjustments by contractor</i> | <i>Verbally at community meetings Poster (with toll free number) on community centre or central point</i> |
| <i>Contractor: site supervisor or designate</i> | <i>Phone or in person</i> | <i>Resolve or refer to FMS safeguards officer</i> | <i>Minor issues, adjustments in line with ESMP, dust, traffic etc.</i> | <i>Site handover and community meetings Overview in office and poster at site</i> |
| <i>FMS implementing agencies: E&S focal point</i> | <i>Phone or in person</i> | | | |
| <i>FMS level: safeguards officer (in conjunction with PM and GRC), GBV focal point for complaints related to GBV</i> | <i>Phone or email or toll-free hotline number in Puntland</i> | <i>Resolve (with PM/GRC) or refer to FGS</i> | <i>All complaints should be logged into GEMS and the information downloaded every month to produce a register which is sent to the FGS social specialist and FMS PM</i> | <i>Overview in FMS offices and poster in public place and on FMS website including of implementing agencies.</i> |
| <i>FGS level: safeguards officer (in conjunction with PM and GRC), GBV focal point for complaints related to GBV</i> | <i>Phone or email</i> | <i>Resolve (with PM and GRC) and inform WB (immediately or in quarterly report)</i> | | <i>Overview in FGS offices and poster in public place and on FGS website.</i> |

World Bank Somalia: If a grievance has been raised with the NPIU, and no satisfactory response has been raised, an email can be sent to somaliaalert@worldbank.org

World Bank Grievance Redress Service: If no response has been received from the World Bank Somalia office the grievance can be raised with the World Bank Grievance Redress Service email: grievances@worldbank.org. For more information: <http://www.worldbank.org/grs>.

Resolution of complaints

A grievance redress committee (GRC) will be established at FMS and FGS level chaired by the project manager, and the relevant PIU staff will be included as necessary depending on the complaint (procurement, finance, M&E, GBV advisor and communications). The Safeguards Officers will minute the meetings and follow up the grievance resolution process including feeding back to the complainant. The GRC will meet once every month to review summaries of the number and type of complaints and ensure that they have been satisfactorily followed up and to address any problems in the projects that may be causing complaints, review the development and effectiveness of the

grievance mechanism, and ensure that all staff and communities are aware of the system and the project. Emergency meetings will be called at FMS or FGS level in case of significant complaints or incidences. For serious or severe complaints or incidences involving harm to people or the environment or those which may pose a risk to the project reputation, the FMS social specialist should immediately inform the FGS social specialist or head of the PIU, who will inform the World Bank within 72 hours as per the Environmental and Social Incident Reporting (ESIRT) requirements.

Serious incidents

A serious incident is one that caused or may cause significant harm to the environment, workers, communities, or natural or cultural resources, is complex or costly to reverse and may result in some level of lasting damage or injury; or failure to implement E&S measures with significant impacts or repeated non-compliance with E&S policies; or failure to remedy Indicative non-compliance that may potentially cause significant impacts.

Examples of serious incidents may include injuries to workers that require off-site medical attention, exploitation or abuse of vulnerable groups, consistent lack of Occupational Health and Safety (OHS) plans in a civil works project, and large-scale deforestation. Serious incidents require an urgent response and could pose a significant reputational risk for the Bank.

A severe incident is one that caused or may cause great harm to individuals or the environment, or present significant reputational risks that could hamper the Bank's ability to operate in a country or region. The Borrower's inability or unwillingness to remedy situations that could result in serious or severe harm would be a factor in classification. A severe incident is complex and expensive to remedy (if possible), and is likely irreversible. A fatality is automatically classified as severe, as are incidents of major environmental contamination, forced or child labor, abuses of community members by project security forces or other project workers (including GBV) violent community protests a project, kidnapping, and trafficking in endangered species.

Annex 4: Grievance Record Form

| Grievance Record | |
|---|---------------------------------------|
| Name of complainant: | Telephone: |
| Date complaint filed: | Nature of grievance: |
| Name of person taking complaint: Position: _____ Signature: _____ | |
| Review/Resolutions | |
| Date of conciliation session: | Was the complainant present? |
| Nature of complaint: | |
| Was field verification of complaint conducted: | Finding of field investigations: |
| Was agreement on the issue reached? If agreement not reached provide points of disagreement: | If agreement reached provide details; |
| | |
| Mediator Name: | Signature: Date: |
| Complainant Name: | Signature: Date: |
| Subproject team member name: | Signature: Date: |

Annex 5: Summary Safeguards for Subprojects

(Max 5 pages). Please annex ESIA/ESMP, voluntary land donation/agreement documentation, screening form, and community meeting minutes

Proposed sub-project: _____

Village/district/state: _____

Overview of the project location and key features within 200m of works (to understand impacts)

1. Population resident on or regularly using the land/sub-project or claimants of the land:

| Village/ (facility users can be by people resident more than one location) | No of individuals resident or regularly using the project area for their livelihood | No. of direct users of the sub-project (individuals) | Number of people from that village/consulted on the sub-project (design, siting, social and environmental impacts) |
|--|---|--|--|
| | | | |
| | | | |
| | | | |

2. Are there any minority groups (0.5 groups) or IDPs resident in this area or likely to use the water point? (If so please specify):

3. Has there been any conflict over this land or water resources in the past? If so please describe, what measures the project will take to ensure that it does not exacerbate conflict.

4. Consultations with the community on the sub-project (to ensure broad agreement, ownership and risk identification and mitigation)

| | Date | Village | Total number of people involved | No. of women | No. of youth | No. of minority group or IDP representatives (please specify group/s) | Main concerns raised and how they will be addressed | Challenges in consulting with people e.g. migration, conflicting event, insecurity |
|------------------------------|------|---------|---------------------------------|--------------|--------------|---|---|--|
| Initial discussions | | | | | | | | |
| Safeguards screening meeting | | | | | | | | |

| | | | | | | | | |
|----------------------------|--|--|--|--|--|--|--|--|
| Other – meetings (specify) | | | | | | | | |
|----------------------------|--|--|--|--|--|--|--|--|

5. Environmental and social impacts and mitigation measures identified by the community (only put those not captured in the contractors ESMP)

| Social and environmental impacts of sub-project | Mitigation measures | Costing | Time frame | Responsible agency |
|---|---------------------|---------|------------|--------------------|
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |

6. Has a safeguards field visit been undertaken to the site? Y/N Date of visit:

_____ Title of visiting

7. officer: _____

8. Has the ESMP been incorporated into the contract for the works and is a safeguards compliance report required before payment?

9. _____

10. Type of land required for sub-investment and documentation:

| | | |
|-----------------|---|--------------------|
| Government land | Title deed/confirmation document attached? | YES/NO/EXPLANATION |
| Community land | Community land agreement/Voluntary land donation form and community minutes attached? | YES/NO/EXPLANATION |
| Private land | Voluntary land donation form and conversion document attached? | YES/NO/EXPLANATION |

11. Voluntary land donation:

How many people either live on or regularly use the land where the project will be implemented (including those who might use it as a drought fall back area) by location and how many and who agreed to the voluntary donation of this land for this public facility? _____

Explain how the requirements for voluntary land donation have been met (and attach minutes, VLD form and signed participants list):

| Requirements for voluntary land donation | Explanation and evidence |
|--|--------------------------|
|--|--------------------------|

| | |
|--|--|
| The land required to meet technical project criteria must be identified in conjunction with the affected community? | |
| What are the likely impacts of proposed activities on donated land and how were these explained to the community? | |
| Area of land compared to area owned (no more than 10 % of the area of any holding can be donated). | |
| How will the users and occupiers of the land benefit from this sub-project? | |
| What are the conditions of benefiting from this sub-project – connection fees, service charges etc. | |
| How the community was made aware that refusal was an option and confirmed in writing that they are willing to proceed with the donation? (e.g. at the consultation and in the voluntary land donation document) | |
| What evidence is there that the act of donation was undertaken without coercion, manipulation, or any form of pressure on the part of public or traditional authorities (e.g. photos/videos of community consultation etc.)? | |
| Do all the users and occupants of this land understand that by donating this land it may be gazetted as public land. | |
| How was it explained that they have a right to compensation for land and the available compensation options (in-kind compensation, land for land compensation or cash compensation, and the implications of cash compensation? | |
| Were monetary or non-monetary benefits or incentives requested as a condition for the donation and were these provided? | |
| How do you know that the land being donated will not reduce the remaining land area to a level below that required to maintain the donor’s livelihood at current levels and will not require the relocation of any household? | |
| Will the land take negatively impact on disadvantaged and vulnerable individuals and groups people (such as female headed households, extreme poor, PWDs, nomadic pastoralists, etc.)? | |
| Will any structures be moved or any access to land be limited as a result of the sub-project (describe structures and locations)? | |
| If so, how will they be compensated/facilitated and/or their livelihoods restored? | |
| How was consent provided by all individuals occupying or regularly using the land? | |
| Was there anyone who did not give agreement and why? | |
| How was it established that the land to be donated was free of encumbrances or encroachment and was it registered in an official land registry? | |

12. GM: Has the GM process and contact information for focal points been disseminated to the community? If so, how and to whom (numbers and groups). If not, when will this be done?

13. GBV/SEAH: Has awareness been carried out on GBV, service providers and confidential survivor centric GBV complaints mechanism? If so, how and to whom (numbers and groups). If not, when will this be done?

14. Sustainable management: Who will manage and maintain the sub-project, and how will repairs be funded?

15. Describe the involvement and inclusion of women and minority groups or nomadic pastoralist representative in management? _____

It is a requirement that “the Bank must give its prior approval” and the Borrower must maintain a transparent record of all consultations and agreements reached.

E&S Checklist for Emergency Borehole/Water point Rehabilitation

Village:

Proposed rehabilitation works:

Supervisor of the contractor: Ministry: Name:_Position:

How far is the nearest functioning water point (km)?

How many water points have been assessed in the FMS?

Why was this selected?

Number of likely users of this borehole:

| Users | Estimated Number | Where from/ in the case of water truckers - where do they deliver water? |
|----------------------------------|------------------|--|
| Residents (Households) | | |
| Pastoralists (Households) | | |
| Water truckers (per day) | | |
| Livestock (numbers on site) | | |
| TOTAL (households served) | | |

| Questions | Explanation | Mitigation measures required |
|---|-------------|------------------------------|
| 1. Is there a project needs assessment prepared that informed the decision to undertake the borehole rehabilitation? | | |
| 2. Is the water point on private/government/community land? | | |
| 3. Is there public access to water or has any group has their access limited in the past? | | |
| 4. Who manages the water point? | | |
| 5. When did the borehole stop working? / Why is the intervention needed? | | |
| 6. Why was it not repaired previously? | | |
| 7. Has there been any conflict associated with the water point in the past? | | |
| 8. What are the mitigation measures in place to avoid community conflict when the borehole is rehabilitated considering it is a drought season and there is scarcity of water in several communities? | | |
| 9. Is the water point likely to cause increased settlement or degradation of surrounding areas? | | |

| Questions | Explanation | Mitigation measures required |
|--|-------------|------------------------------|
| 10. Is the water for human/animal consumption or domestic use or irrigation? | | |
| 11. Was the water potable? When last tested? | | |
| 12. Has this area experienced insecurity or conflict in the year? | | |
| 13. When will the project team conduct a quick Security Assessment to produce Security Management Plan (SMP) for high security areas e.g. Galmudug and Southwest States? | | |
| 14. Has there been community agreement on the rehabilitation? When/how/who involved | | |
| 15. Has the community agreed to enable access to all including disadvantaged group e.g., minorities or IDPs | | |
| 16. How will the borehole be maintained once rehabilitated? | | |
| 17. When will awareness rising on GRM including GBV be carried out? | | |
| 18. Are there any other social or environmental risks? | | |

Suggested actions for follow on after the drought:

Completed by:

Names of the people consulted in the community:

| Name | Sex M/F | Resident/ position | Tel number | Date consulted | On what/ Recommendations |
|------|------------|-----------------------|---------------|----------------|-----------------------------|
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |

Annex 6: RP Elements/Contents as Per ESS5

- Description of the project.*
- Potential impacts*
- Objectives of the resettlement program.*
- Census survey and baseline socioeconomic studies.*
- Legal framework.*
- Institutional framework.*
- Eligibility.*
- Valuation of and compensation for losses.*
- Community participation.*
- Implementation schedule.*
- Costs and budget.*
- Grievance redress mechanism.*
- Monitoring and evaluation.*
- Arrangements for adaptive management.*
- Additional planning requirements where resettlement involves physical displacement***
- When project circumstances require the physical relocation of residents (or businesses), resettlement plans require additional information and planning elements. Additional requirements include:
 - Transitional assistance.*
 - Site selection, site preparation, and relocation.*
 - Housing, infrastructure, and social services.*
 - Environmental protection and management.*
 - Consultation on relocation.*
- Additional planning requirements where resettlement involves economic displacement:***
 - 1. Direct land replacement.*
 - 2. Loss of access to land or resources.*
 - 3. Support for alternative livelihoods.*
 - 4. Consideration of economic development opportunities.*
 - 5. Transitional support.*

It is a requirement that “the Bank must give its prior approval” and the Borrower must maintain a transparent record of all consultations and agreements reached.

Annex 7: Community Land Agreement

| ITEM | DESCRIPTION |
|-------------------------------|-------------|
| Project name: | |
| Project location: | |
| Name of subproject: | |
| GPS coordinates of land area: | |
| Date: | |

Please attach the community minutes and summary safeguards report explaining how the requirements for voluntary land donation for this subproject have been met.

TERMS OF THE AGREEMENT

1. As discussed in our community minute onto which all residents and regular users of the project site (specify) were invited. We, the nominated representatives at that meeting, confirm that the following issues were discussed and the residents and regular users of this land are in unanimous agreement.
2. That Shall be site of the proposed and that:
3. We all are aware that the land set aside for the subproject is community land and no one is claiming individual ownership because it belongs to all of us, and no alternative claims will be made I on the land in future.
4. We have all agreed unanimously that the project implementation should continue.
5. We will all allow other neighbouring and cross-border communities access to the project site as agreed between elders of represented communities.
6. We all shall strive to peacefully resolve any conflicts with other communities concerning the project.
7. We will all strive to peacefully co-exist and resolve any conflict arising out of the subproject facility following due process provided by local laws.
8. The land to be donated was identified in consultation with all residents and users of the land.the land is defined as per the annex 1.
9. We all understand the likely impacts of proposed activities on donated land.
10. We all understand that the community could have refused this subproject.
11. We all agreed to this subproject and donation of the land without coercion, manipulation, or any form of pressure on the part of public or traditional authorities.
12. We all agreed that we do not require any monetary or nonmonetary benefits or incentives as a condition for the donation.
13. Donation of land will not adversely affect the livelihoods of occupiers and users of the land.
14. If any structure will be moved or any access to land be limited as a result of the subproject, support will be provided to the individual so their livelihoods are not adversely affected.
15. The land is free of encumbrances or encroachment and is not claimed by any individual and its ownership is not contested.
16. The donor has been appropriately informed and consulted about the project and the choices available to them.
17. The donor is expected to benefit directly from the project.
18. The amount of land to be donated will not reduce the donor’s remaining land area below what is required to maintain the donor’s livelihood at current levels.

We the undersigned having been appointed as representatives of the community including all groups using this land (include elders, women, youth, other users, minority groups):
 Confirm the above information to be true and that we have resolved to abide by ALL terms of this agreement. (Please attach minutes of the community meeting including the signed attendance sheet and photos of the meeting).

| No. | Name | Role | Phone number | Date | Signature |
|-----|------|------|--------------|------|-----------|
| | | | | | |
| | | | | | |

Agreed/Witnessed on this Day of In the Year..... By:

1. VDC leader

| Name | Phone number | Date | Signature |
|------|--------------|------|-----------|
| | | | |

2. District Administration

| Name | position | Phone number | Date | Signature |
|------|----------|--------------|------|-----------|
| | | | | |

3. Project representative

| Name | Phone number | Date | Signature |
|------|--------------|------|-----------|
| | | | |

4. FMS Ministry of Water (Minister/V. Minister/DG)

| Name | Position | Phone number | Date | Signature and R/Stamp |
|------|----------|--------------|------|-----------------------|
| | | | | |

Annex 8: Voluntary Land Donation Form (Private Owned)

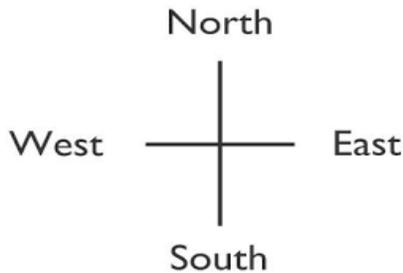
Private Owned Land Donation Form

Date: _____

Subject: Donating Land for Public Use

After consideration of the letter dated: _____ and titled _____ from the _____ as the owners of the land located in GPS: _____ in the village of _____, we hereby testify that we are donating our land to the**village of****District** for Public use only (that is, construction of).

The measurements of land that we are donating is as follows:



Hence, this notary serves as a legal document affirming that we have donated the above stated land for public use, which will be used for _____ the _____ **project** being implemented by _____ government and funded by the World Bank.

Undersigned are names of deed owners in sound mind.

Name _____

ID. NO.

Sign.: _____

Tel. No: _____

Name _____

ID NO.

Sign: _____

Tel. No.:.....

Acknowledgment

I, _____, chairperson of the**Village Development Committee** affirm in this legal document that we accept the land donated for public use from the above signed owner(s) of the land located in _____

_____ with the measurements stated above.

Undersigned is the name of the chairperson of the village in sound mind.

Name _____

ID. NO.

sign: _____

Date: _____

Witnesses

Name _____

ID.NO.....

Sign: _____

Tel: _____

Date: _____

Name _____

ID.NO.....

Sign: _____

Tel: _____

Date: _____

The notary office _____ is testimony that we have witnessed this agreement for which all parties were present and have the legal enforcement that will take effect as of date _____.

Undersigned is the name of the notary officer in sound mind.

Name _____

ID.NO.....

Sign: _____

Tel: _____

Date: _____

Requirements for voluntary land donation:

1. The owner of the land to be donated should not be forced if they do not agree with the donation.
2. The impacts must be minor, that is, involve no more than 10 percent of the area of any holding and require no physical relocation.
3. The land should meet technical project criteria as identified by the project engineers
4. The land in question must be free of squatters, encroachers, or other claims or encumbrances.
5. Verification of the voluntary nature of land donations must be obtained from each person donating land.
6. Grievance mechanisms must be available.
7. If land donated is not used for the agreed purpose, it must be returned. Otherwise, the donor cannot reclaim land donated and sign an official letter regarding that matter.

8. Ensure the donor have been appropriately informed and consulted about the project and the choices available to them.
9. The donor is expected to benefit directly from the project.
10. The amount of land to be donated must not reduce the donor's remaining land area below that required to maintain the donor's livelihood at current levels.
11. The Borrower must maintain a transparent record of all consultations and agreements reached all times.

Annex 9: MoU with Water sharing agreement

Date: _____

Memorandum of Understanding

Between

S-FSRP Project Implementation Unit of Puntland

and

_____ **Community Development Committee**

This is an agreement between Project Implementation Unit (PIU) for S-FSRP Puntland, hereinafter called Party A and “_____ Development Committee (VDC)”, hereinafter called Party B. The PIU is stationed at the Puntland Ministry of Planning in and represent all government authorities implementing the project[FMS]. The VDC represents all community members including child to elders, religion leaders, youth, women, men, farmers, pastoralists, disabilities, IDPs etc.

Purpose:

The purpose of this MoU is to clearly identify the roles and responsibilities of each party as they relate to the **S-FSRP** project implementation and sustainability. The aim of the **S-FSRP** project is to improve water sources, livelihoods and increased adaptive capacity of local community and institutions through funding the development of an array of water technology options.

The parties (PIU and VDC) will work together to provide the resources necessary to implement and sustain this project. Both Parties will ensure that program activities are conducted in compliance with all applicable Federal and federal member State laws, rules, and World Bank operational policies and procedures. Both parties understand that the project components as establishment of hafir dams, berkads, sand storage dams, area infiltration interventions, semi-circular bunds, soil bunds, sub-surface dams and rock catchments, Rehabilitation of Berkads, Rehabilitation of degraded rangelands and institutional strengthening. These interventions will directly provide benefits in the form of access to improved water sources for multiple uses (domestic, livestock, agriculture,

and horticulture); agricultural extension services (livestock and crops); improved livelihood resilience; and adaptive know-how.

Roles and responsibilities between two parties

A. Party A (PIU team) responsibilities under this MoU

1. Party A (PIU team) is responsible for facilitation of the investment and maintaining a unified Results Framework for the project.
2. Ensure community engagement inclusivity and participation for the project implementation and sustainability.
3. Responsible for supervision and collaboration with the service providers to ensure they closely working with community.
4. Party A (PIU) to ensure that dam entry, and dam related structures such as animal troughs are downstream the dam to prevent contamination and also prevent rangelands degradation.

A. Community Village Development Committee responsibilities under this MoU

1. Party B (VDC) is responsible for leading community participation, project sustainability, use and maintenance for example Provide necessary support such as land, technical experts in the community.
2. The community is responsible for bringing/formulating inclusive village development committees respecting with existing system.
3. Party B (VDC) is responsible for leading Community organization meetings, awareness, documenting and report general grievances arising from project interventions and bring them to the attention of the project's Grievance Redress Mechanism.
4. Party B (VDC) to ensure that no new settlements are established roughly _____ km upstream (watershed) to prevent pollution (if the area is already not settled).
5. Party B (VDC) to appoint a water management lead by the VDC whose members should be permanent settlers that do not migrate with the seasons. The water management committee to clean the dam area (or desilting) before the rainy seasons (where necessary).
6. Party B (VDC) and the water management committee to develop by-laws covering but not limited to the following aspects:
 - a. Collecting water user fee [*committees to set the price in consultation with the general community*]
 - b. Prioritising human consumption followed by livestock and crop production respectively.

- c. Time lots in the dry seasons (Feb -Mar and Jul – Sep). Permanent residents could drink from 4.00 pm – 10.00 pm while pastoralists (coming from out of the settlement) could drink from morning to afternoon.
- d. During a crisis, irrigation should be stopped to allow the survival of humans and livestock
- e. Ensuring water access for all, irrespective of the area of origin. All groups (immigrants and settlement pastoralists) have equal rights in consumption amounts
- f. Water fetching to be queuing to be respected on a first come first served.
- g. To define fines and punishment for all breaching the by-laws: _____ [*committee to decide on what to charge*].

On behalf of the S-FSRP Project

Puntland S-FSRP Project Coordinator

Name: _____ **Sign:** _____

Email: _____ **Tel:** _____

On behalf of the Community

Name: _____ **Sign:** _____

Role: _____ **Tel:** _____

Name: _____ **Sign:** _____

Role: _____ **Tel:** _____

Annex 10: Sample Resettlement Assessment Questionnaire

| | |
|---|-----------|
| Resettlement Assessment | |
| Date: | |
| Location: | District: |
| Planned Activity: | |
| The area affected: coordinates | |
| Key questions to be elaborated on through participatory research tools | |
| | |
| Current status of the land: community/private/public? | |
| Is there a title/allotment letter/ document showing legal ownership (Please attach a photograph or copy)? | |
| What land disputes exist in this area? Could they affect this site? | |
| What are the different claims on land ownership and use? | |
| Are there historical population movements that still contribute to disputes over land? | |
| Define the residents and users of this land (including nomadic pastoralists) and how and when they can be consulted to seek their agreement to use land for the subproject? | |
| Which institutions and authorities in this area help solve land ownership and usage claims? | |
| Have any evictions or removal of structures/assets taken place to clear land for this activity? | |
| Any structures or assets that will need to be removed for this construction? | |
| Who do they belong to and how will they be compensated/replaced? | |
| Any services or ceremonies that will be affected by the subproject? | |
| Names of individuals that will be economically or physically displaced? (complete household questionnaire) and how: | |

Sample Household Interview Guide/Questionnaire

| | |
|---|---|
| Background Information | |
| Questionnaire Code: | Survey Date: |
| Interviewer Name: | District and Street: |
| Family Members | |
| Name: | Gender: Age: |
| Position in family (tick 1): Parent: Child: Other: | Education level: Occupation: Monthly Income: |
| Specify other: | |
| Work or business location: | Length of time in current work/business: |
| Housing and Tenure Status | |
| Type of house: Number of bedrooms: | Tenure status (tick 1): Owned: ... Rented:... IDP... Length of Residence time: |
| Business | |
| Type of business affected: Registration status: Avg. monthly income and profit: | Name of business owner: Permanent number of employees: Temporary number of employees: |
| Affected Community Facilities | |
| Description affected facility: | |
| Estimated number of affected persons: | |
| Size of land impacted | |
| Other assets owned by PAP | |
| Source and amount of monthly income | |

| |
|------------------------------|
| Amount of income impacted |
| Gender of household and |
| Any other information |

Annex 11: ESS ToT Attendance List

Date: 26/Jan/2023

List of ToTs During Preparation for the ESS presentation on Stakeholder Consultations for the SFSRP
Virtual Training

| No | Name | Gender | Institution |
|----|--------------------------|--------|--|
| | Ahmed Keinan | Male | Senior advisor at MoAI/FRS |
| | Abdisalan Ahmed Mohamed | Male | ESS officer at MoAI/SWS |
| | Hassan Ibrahim Abdullahi | Male | Technical Advisor at MoLFR/SWS |
| | Musdaf Abdifatah Sheikh | Male | MoAI/Gludug State |
| | Hamdi Omar | Male | Monitoring and Evaluation specialist at MoAI/Jubbaland |
| | Mohamed Farah Ali | Male | Focal Point at MoAI/Hirshabelle State |
| | Cumar Cismaan Ciid | Male | DG-MoAI/Galmudug State |
| | Aways Abdi Osman | Male | Focal Point at MoAI/SWS |
| | Hassan Ahmed Osman | Male | Director General at MoL/Hirshabelle State |
| | Mohamed Awil Yusuf | Male | Director of Agribusiness at MoAI/Galmudug State |
| | Ayan Muse Osman | Female | Environmental specialist/MoAI |
| | Mohamed Wali Hassan | Male | ESS trainer from Federal government of Somalia |

Annex 12: Stakeholder Consultation Attendance List (January 31, 2023)

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SOMALIYA
WASAARADA BERRAHA
WAR AA BHA



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FEDERAL REPUBLIC OF SOMALIA
MINISTRY OF AGRICULTURE & IRRIGATION
OFFICE OF THE DIRECTOR GENERAL

31-01-2023

Attendance Sheet

| # | Name of participant | Institution | Position | FMS/District/Village | Cell phone | Email | Sign |
|----|------------------------|-------------|-----------------|----------------------|------------|--------------------------|---|
| 1 | Mustaf Nurahim Aden | MOLPR | W/D/2/26 | Mogadishu | 615712561 | Mustafnurahim@gmail.com |  |
| 2 | Abokellah Saleh Haydar | MOSI | Ag | Mogadishu | 615855024 | Abokellahsaleh@gmail.com |  |
| 3 | Abdikarim Warsi | MOCC | Advisor | Mogadishu | 0616633572 | Abdikarimwarsi@gmail.com |  |
| 4 | Abdirasid Omar | MOCAT | Asst. Dir. Gen. | Mogadishu | 69722008 | Abdirasidomar@gmail.com |  |
| 5 | | | | | | | |
| 6 | | | | | | | |
| 7 | | | | | | | |
| 8 | | | | | | | |
| 9 | | | | | | | |
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| 14 | | | | | | | |
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OFFICE OF THE DIRECTOR GENERAL

31-01-2023

Attendance Sheet

| # | Name of participant | Institution | Position | FMS/District/Village | Cell phone | Email | Sign |
|----|-----------------------|-------------|-----------------|----------------------|------------|---------------------------|---|
| 1 | Abdikadir Haydar | MOSI | Asst. Dir. Gen. | Mogadishu | 611122222 | Abdikadirhaydar@gmail.com |  |
| 2 | Aden Abdikadir Haydar | MOCAT | Asst. Dir. Gen. | Mogadishu | 061122222 | Adenabdikadir@gmail.com |  |
| 3 | Aden Abdikadir Haydar | MOCAT | Asst. Dir. Gen. | Mogadishu | 061122222 | Adenabdikadir@gmail.com |  |
| 4 | Aden Abdikadir Haydar | MOCAT | Asst. Dir. Gen. | Mogadishu | 061122222 | Adenabdikadir@gmail.com |  |
| 5 | Aden Abdikadir Haydar | MOCAT | Asst. Dir. Gen. | Mogadishu | 061122222 | Adenabdikadir@gmail.com |  |
| 6 | Aden Abdikadir Haydar | MOCAT | Asst. Dir. Gen. | Mogadishu | 061122222 | Adenabdikadir@gmail.com |  |
| 7 | Aden Abdikadir Haydar | MOCAT | Asst. Dir. Gen. | Mogadishu | 061122222 | Adenabdikadir@gmail.com |  |
| 8 | Aden Abdikadir Haydar | MOCAT | Asst. Dir. Gen. | Mogadishu | 061122222 | Adenabdikadir@gmail.com |  |
| 9 | Aden Abdikadir Haydar | MOCAT | Asst. Dir. Gen. | Mogadishu | 061122222 | Adenabdikadir@gmail.com |  |
| 10 | Aden Abdikadir Haydar | MOCAT | Asst. Dir. Gen. | Mogadishu | 061122222 | Adenabdikadir@gmail.com |  |
| 11 | Aden Abdikadir Haydar | MOCAT | Asst. Dir. Gen. | Mogadishu | 061122222 | Adenabdikadir@gmail.com |  |
| 12 | Aden Abdikadir Haydar | MOCAT | Asst. Dir. Gen. | Mogadishu | 061122222 | Adenabdikadir@gmail.com |  |
| 13 | Aden Abdikadir Haydar | MOCAT | Asst. Dir. Gen. | Mogadishu | 061122222 | Adenabdikadir@gmail.com |  |
| 14 | Aden Abdikadir Haydar | MOCAT | Asst. Dir. Gen. | Mogadishu | 061122222 | Adenabdikadir@gmail.com |  |
| 15 | Aden Abdikadir Haydar | MOCAT | Asst. Dir. Gen. | Mogadishu | 061122222 | Adenabdikadir@gmail.com |  |

Annex 13: FGS – National Level Consultations: Attendance List (January 31, 2023)

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21-01-2023

Attendance Sheet

| # | Name of participant | Institution | Position | FMS/District/Village | Cell phone | Email | Sign |
|----|-----------------------|-------------|-----------|----------------------|------------|---------------------------|-------------|
| 1 | Isaiah A. Subanbar | MOAT | Assistant | Mogadishu | 061770797 | isaiah@moat.gov.so | [Signature] |
| 2 | Yusuf Ali Yusuf | MOAT | Assistant | Mogadishu | 061770797 | yusuf@moat.gov.so | [Signature] |
| 3 | Dr. Aden Hassan Ahmed | MOAT | Director | Mogadishu | 8 80 80 80 | adren@moat.gov.so | [Signature] |
| 4 | Dr. Abdul Muhaimin | MOAT | Member | Mogadishu | 72029334 | abdulmuhaimin@moat.gov.so | [Signature] |
| 5 | Abdulkadir Abdulkadir | MOAT | Member | Mogadishu | 061770797 | abdulkadir@moat.gov.so | [Signature] |
| 6 | Yusuf Ali Yusuf | MOAT | Member | Mogadishu | 061770797 | yusuf@moat.gov.so | [Signature] |
| 7 | Yusuf Ali Yusuf | MOAT | Member | Mogadishu | 061770797 | yusuf@moat.gov.so | [Signature] |
| 8 | Yusuf Ali Yusuf | MOAT | Member | Mogadishu | 061770797 | yusuf@moat.gov.so | [Signature] |
| 9 | Yusuf Ali Yusuf | MOAT | Member | Mogadishu | 061770797 | yusuf@moat.gov.so | [Signature] |
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| 12 | Yusuf Ali Yusuf | MOAT | Member | Mogadishu | 061770797 | yusuf@moat.gov.so | [Signature] |
| 13 | Yusuf Ali Yusuf | MOAT | Member | Mogadishu | 061770797 | yusuf@moat.gov.so | [Signature] |
| 14 | Yusuf Ali Yusuf | MOAT | Member | Mogadishu | 061770797 | yusuf@moat.gov.so | [Signature] |
| 15 | Yusuf Ali Yusuf | MOAT | Member | Mogadishu | 061770797 | yusuf@moat.gov.so | [Signature] |

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21-01-2023

Attendance Sheet

| # | Name of participant | Institution | Position | FMS/District/Village | Cell phone | Email | Sign |
|----|-----------------------|-------------|----------------|----------------------|------------|----------------|-------------|
| 1 | Adia Hassan Hassan | MOAT | Head of | Mogadishu | 615 21669 | adiahassan222 | [Signature] |
| 2 | Solomon Mohamed Ahmed | MOAT | HR.Off | Mogadishu | 67857537 | Solomon2011 | [Signature] |
| 3 | Faizun Mahmud Ali | MOAT | HR.Off | Mogadishu | 0616566616 | Faizun2011 | [Signature] |
| 4 | Muhammed Amin Hassan | MOAT | Head of | Mogadishu | 61622847 | Muhammed2011 | [Signature] |
| 5 | Masra D. Hassan | MOAT | SDS | Mogadishu | 0619876478 | Masra2011 | [Signature] |
| 6 | Muhammed Abdulkadir | MOAT | Assistant | Mogadishu | 6165701188 | Muhammed2011 | [Signature] |
| 7 | Abdulkadir Abdulkadir | MOAT | HR.Off | Mogadishu | 061542222 | Abdulkadir2011 | [Signature] |
| 8 | Muhammed Omar Ali | MOAT | Assistant | Mogadishu | 615 57286 | Muhammed2011 | [Signature] |
| 9 | Muhammed Hassan Mohi | MOAT | Assistant | Mogadishu | 617 88476 | Muhammed2011 | [Signature] |
| 10 | Abdulkadir Abdulkadir | MOAT | Plantation | Mogadishu | 61751535 | Abdulkadir2011 | [Signature] |
| 11 | Shariif Aden Mohamed | MOAT | Officer | Mogadishu | 611170172 | Shariif2011 | [Signature] |
| 12 | Abdulkadir Abdulkadir | MOAT | Senior Officer | Mogadishu | 61581956 | Abdulkadir2011 | [Signature] |
| 13 | Abdulkadir Abdulkadir | MOAT | Sec. of | Mogadishu | 6177778 | Abdulkadir2011 | [Signature] |
| 14 | Muhammed Abdulkadir | MOAT | Administration | Mogadishu | 06157786 | Muhammed2011 | [Signature] |
| 15 | Abdulkadir Abdulkadir | MOAT | Administration | Mogadishu | 61581956 | Abdulkadir2011 | [Signature] |