

ANNEX 3¹ .

STRUCTURE (OUTLINE) OF THE LAAP-RAP EX-POST (FINAL) REPORT AND THE METHODOLOGY FOR ITS PREPARATION, TOGETHER WITH SAMPLE QUESTIONS FOR EX POST QUALITATIVE RESEARCH SURVEYS.

¹ Added as part of Amendment 2 to the RPF

I. Methodology for preparing the Ex-Post Report on the implementation of the Land Acquisition and Resettlement Action Plan (RAP Final Report)

1. Quantitative analysis - based on numerical data collected from various sources and involving the following steps:
 - a) collection of quantitative data - data should include (but are not limited to): number and characteristics of PAPs (individuals/households, legal entities, etc.), type and extent of impact, area of property occupation, type of property occupation (permanent occupation, temporary occupation, permanent restrictions (PR)), other losses incurred in connection with the development (e.g. land components, buildings, etc.), amount of compensation determined, date of land taking, date of payment of compensation for permanent occupation and other impacts, date of commencement of works. Data should be obtained from, inter alia, the following sources:
 - LARAP,
 - IPIP, ZRID (Road Investment Permit), ULLK (Railway Investment Permit) or other expropriation decisions,
 - decisions determining the amount of compensation,
 - appraisal reports prepared by independent appraisers,
 - agreements setting the amount of compensation,
 - accounting evidence of compensation payments,
 - easement agreements,
 - the schedule for the execution of the works, the Contractor's agreements with the owners of the properties subject to temporary occupation, the protocols for entering and leaving the property (concerning temporary occupation),
 - PAP complaints/requests from PAPs/agreements with PAPs in individual consultations,-information;
 - b) data classification - classification of the impact on the PAP according to the extent and type of impact (temporary/permanent, severe / minor) and the occurrence of economic or physical displacement;
 - c) data analysis - the classified data will be statistically analysed to identify trends, correlations and possible deviations, including time lapses between land taking/other impacts and reception of full compensation by PAPs;
 - d) comparison of the data collected with the baseline data from the socio-economic study, which should be the reference for the ex-post evaluation to be carried out.
2. Qualitative analysis - based on non-numerical data to provide a deeper insight into the PAP experience. This analysis should include:
 - a) A voluntary survey (using a sample questions provided in point III of this Annex) for conducting qualitative surveys) among PAPs² and community leaders (e.g. mayors, representatives of local associations, councillors, mayors/city mayors etc.);
 - b) The development of case studies - description of concrete (experience) cases of resettlement/expropriation, problems encountered and results of actions taken (good practices and lessons learned);
 - c) Data interpretation - data from the questionnaire interviews will be supplemented with case study analyses. This will allow a full understanding of the implications of resettlement/expropriation, as well as an assessment of the problems and positive experiences of PAPs.

² The survey should carry out its best efforts to cover 100% PAPs who faced: (i) livelihood impacts (economic displacement); (ii) temporary or permanent physical displacement; (iii) significant loss of agricultural land (a general principle of 30% of the productive area of the entire agricultural land holdings could be adopted). For all others, a representative sample could be chosen that allows for experiences to be gathered across various areas and types of impacts.

3. Synthesis and reporting - the results of the quantitative and qualitative analysis will be included in the final RAP report, the purpose of which is to assess whether the property acquisition process and the results of the process have allowed the PAPs to maintain or improve their standard of living, i.e. whether they have been worse off. This will provide a comprehensive understanding of the impact of the project on the PAPs and the local community, as well as identifying any problems, drawing relevant conclusions and identifying recommendations for future implementation of new projects.

II. Structure of the final RAP report

1. Introduction:

- a) a brief reminder of the purpose of the report and its relevance in the context of the World Bank's OP 4.12 Involuntary Resettlement;
- b) a summary of the Project context, including expected project benefits gained from the investment in regards to reduction of flood risk, and also information providing the scope of property expropriation and resettlement;
- c) an indication of whether the material scope of the investment has changed in relation to its characteristics indicated in the LARAP and if LARAP addendums were prepared.

2. Summary of the main activities carried out as part of the Project:

- a) description of the procedures operations for the acquisition of properties - information on how the legal and administrative procedures described in the LARAP were applied during the implementation of the LARAP, identification of possible gaps/non-compliance which required the application of corrective instruments;
- b) public consultations - description of the applied procedure of public consultations and individual meetings with PAPs conducted during the stage of preparation of the construction project and development - and implementation of the LARAP. If there are - indication of quantitative data (total number of meetings held, number of meetings with individual PAPs);
- c) administrative decisions obtained;
- d) expropriation register - quantitative data on property acquisition (anonymised data);
- e) compensation and indemnification - information on compensation measures, indemnification and minimisation measures taken as part of Project implementation (anonymised data); and
- f) % of properties to be acquired that appealed the initial land appraisal value offered under the LARAP, % that achieved a higher appraisal through the appeal process, and the time lapse from the original land taking to the final resolution.

3. Functioning of the GRM system:

- a) description of the operation of the GRM system - a summary description of the GRM system adopted in the LARAP with reference to whether the system was maintained at the stage of implementation of the LARAP, identification of any gaps/non-compliance that required corrective instruments;
- b) summary of complaints and requests - from monitoring of complaints, including: date of complaint, complainant, subject/content of complaint, method of resolution (anonymised data)- including whether complaint was directed to WB or managed entirely by the Project's GRM system;
- c) conclusions - a summary of the effectiveness of the GRM system.

4. Monitoring the implementation of the LARAP:

- a) description of the methodology - description of the way and methods of carrying out the monitoring of the LARAP during its implementation, description of the methodology for assessing the effectiveness of the implementation of the LARAP adopted in the final report;
 - b) impact of the project on the PAP and the local community (analysis of the impact of the project on the PAP and the local community based on quantitative and qualitative analyses);
 - c) a description of the case studies - a description of the experiences, including the problems of property expropriation and the actions taken to solve them (see in this respect chapter 3.3 RPF - Inconsistency analysis and corrective instruments);
 - d) Evaluation of the actions taken and the achievement of the objective set out in the LARAP. Recommendations - identify areas where improvements could be made and make recommendations for improving expropriation and compensation procedures for the future implementation of new projects.
5. Conclusions and summary - a summary of the implementation process of the LARAP in the context of the analyses carried out in the report. Identification of achievements, challenges and actions taken to carry out the expropriation process in accordance with OP 4.12 and in the context of Safeguards and whether the objectives to "do no harm" and/or leave PAPs at the same or improved socio-economic level were achieved.

III. Sample questions for ex post qualitative survey research

The survey should be conducted with a select group of PAPs and local community leaders to understand their experiences with the LA&RAP process (hereinafter referred to as the "process"), as well as the outcomes for these PAPs, ensuring that they were not left worse off than prior to the land taking. In the preparation of questions for the survey, it would be important to formulate question in a way that avoids subjectivity.

PIUs should develop an appropriate set of questions, considering the type of PAPs that will undergo the survey and inclusive the evaluation of: (i) impact/compensation and (ii) the process.

Below are sample questions that can be included in the survey:

1. How do you think the construction of the Reservoir/flood control project has affected you and your loved ones:
 - a) definitely positively
 - b) positively
 - c) neither positively nor negatively
 - d) negatively
 - e) strongly negatively
2. How do you think the construction of the reservoir/flood control project has affected the community in which you live:
 - a) definitely positively
 - b) positively
 - c) neither positively nor negatively
 - d) negatively
 - e) strongly negatively
3. Did you have any concerns about the construction of the Reservoir/flood control project prior to the commencement of construction?
 - a) yes (if yes then question 4)
 - b) no
 - c) difficult to say

- 4. In your opinion, has what you previously feared been confirmed at the implementation stage?
 - a) definitely yes
 - b) rather yes
 - c) neither yes nor no
 - d) rather not
 - e) definitely not

- 5. [Question to village heads and municipalities] In your opinion, has the Investor taken sufficient measures to mitigate the effects of the construction of the reservoir/flood protection project?
 - a) definitely yes
 - b) rather yes
 - c) neither yes nor no
 - d) rather not
 - e) definitely not

If so, which

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- 6. On a scale of 1 to 10, could you rate how the construction of the reservoir/flood control project has affected you and your loved ones?

Definitely negatively	1	2	3	4	5	6	7	8	9	10	Strongly positively
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- 7. On a scale of 1 to 10, can you rate how the construction of the reservoir/flood control project has affected the community in which you live?

Definitely negatively	1	2	3	4	5	6	7	8	9	10	Strongly positively
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- 8. Has the construction of the reservoir/flood protection investment allowed you to maintain the socio-economic situation of your household and properties at the level it was before the project?
 - a) definitely yes
 - b) rather yes
 - c) neither yes nor no
 - d) rather not
 - e) definitely not

- 9. Has the construction of the reservoir/flood protection investment affected the sources of income or livelihood of your household?
 - a) definitely yes
 - b) rather yes
 - c) neither yes nor no
 - d) rather not
 - e) definitely not

- 10. Has the construction of the reservoir/flood protection investment contributed to the improvement of living conditions and/or sources of livelihood for your household?
 - a) definitely yes

- b) rather yes
- c) neither yes nor no
- d) rather not
- e) definitely not

11. Was the information provided to you during the process about identified impacts and planned compensatory/mitigation measures sufficient in your opinion?

- a) definitely yes
- b) rather yes
- c) neither yes nor no
- d) rather not
- e) definitely not

12. Were you aware of that the impacts and compensation measures and the procedures to assess and deliver these were described in a Resettlement Action Plan (RAP)?

- a) Yes, and I had access to a copy of the RAP
- b) Yes, but I did not know how to access the RAP
- c) Not sure
- d) No

13. Was the compensation you received sufficient to replacement for the impact/loss of property caused by the construction of the reservoir/flood protection investment?

- a) definitely yes
- b) rather yes
- c) neither yes nor no
- d) rather not
- e) definitely not

14. Did you receive compensation within the agreed timeframe?

- a) definitely yes
- b) rather yes
- c) neither yes nor no
- d) rather not
- e) definitely not

15. Did you receive clear information on the timing of impacts/occupation of the property, and did the planned timing of the impact differ from the actual timing?

- a) yes (if yes then question 16)
- b) no
- c) difficult to say

16. If the answer to question 15 was affirmative, what impact did this difference in timing of impacts/occupation of the property have on your household and/or business?

- a) had no impact
- b) significant impact
- b) slight impact
- c) difficult to say

17. Did you receive compensation according to the principles outlined in the RAP?

- a) definitely yes
- b) rather yes
- c) neither yes nor no
- d) rather not
- e) definitely not

18. Did you know where to go and how to resolve issues or grievances around the land taking/resettlement and/or in general with the investment easily?

- a) yes
- b) not sure
- b) no

19. How do you perceive the stakeholder engagement approach applied during the process, including individuals affected by the reservoir construction/flood protection investment?

- a) definitely positive
- b) positively
- c) neither positively nor negatively
- d) negatively
- e) definitely negative

20. What were the main difficulties in receiving compensation?

- a) no difficulties were encountered
- b) the main difficulties were:

21. (For PAPs who underwent physical displacement) How would you evaluate the process of land taking/expropriation/displacement? Was there enough time for the relocation to the new place of residence? What kind of support was provided, and how do you assess the new housing and living conditions compared to the old ones?

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