

APPENDIX A.2

CONCESSION AGREEMENT – SCHEDULE 7 PART 2: TERMINATION OBLIGATIONS

Resettlement Termination Obligations as defined in the Concession Agreement

Scenario	Time of Termination	Description of Situation at Termination	Obligations to be performed by the GOL to address the situation
1.	From Financial Close to Financial Close + 1 year	<p>The Pilot Village has been relocated but no other Resettlers have been relocated.</p> <p>Persons who have not been relocated can continue their existing livelihoods except for the Community Forest component, but also have access to the training facilities to be handed over to the District Authorities.</p>	<p>The Pilot Village must have adequate household water supply and water adequate for small scale gardens.</p> <p>Community infrastructure and housing must be completed in the Pilot Village.</p> <p>Resettlement access roads to the Pilot Village and roads to farm/house lots in that village to be completed.</p> <p>Livelihood activities which have commenced in the Pilot Village, shall be continued in accordance with the scope existing at the time of termination.</p> <p>The Ban Nakai Neua Demonstration Farm and Nursery and the Theun Duane Demonstration Farm shall be handed over to the District Authorities so that those training facilities can be maintained for the benefit of the Pilot Village and the other Resettlers (who have not relocated).</p> <p>The Community Forest component, including the continuation of the Forestry Association shall be maintained to pursue its original objectives.</p> <p>The GOL may implement any other Resettlement Works set out in Schedule 4 Part 1 and applicable to the Pilot Village at its election.</p>
2.	From Financial Close + 1 year to Financial Close + 3 years	<p>Resettlers will be in the process of relocation or will have already been relocated.</p> <p>Part 1 of Schedule 4 requires that relocation of Resettlers shall not be commenced until after Resettler housing and essential community infrastructure and services are completed (including, without limitation, housing</p>	<p>Those Resettlers who have already moved should be given the opportunity of remaining in their new villages or allowed to return to their former village sites on either a household or village basis. Adequate household water supply and water adequate for small scale gardening must be available in the new villages if they elect to stay in new villages.</p> <p>Consultations on the implications of</p>

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		<p>and clinics and availability of water for Resettlers households and as far as possible, water for small scale gardening).</p>	<p>livelihood systems between PAPs and GOL should take place in order to develop a program of activities that is best suited to the current situation as at the time of termination. Such program of activities should be consistent with the activities contemplated in Schedule 4 Part 1 and developed in consultation with the Panel of Experts (as appropriate). As a minimum, the following activities should be undertaken by GOL if the village stays in the new location:</p> <ul style="list-style-type: none"> • resettlement access roads to the new villages and roads to farm/house lots to be completed when Resettlers elect to stay in new villages; • all community housing and infrastructure for a village must be completed if it has been commenced and Resettlers elect to stay in new villages; • the community forestry component shall be continued in accordance with the scope contemplated in Part 1 of Schedule 4; • other livelihood activities which have commenced in the Pilot Village and the newly established villages for Resettlers shall be continued in accordance with the current scope at the time of termination; • the resettlement health program and the regional health program shall be continued by the District and Provincial Authorities in accordance with the scope current at the time of termination for a maximum of 18 months; • the Ban Nakai Neua Demonstration Farm and Nursery and the Theun Duane Demonstration Farm shall be handed over to the District Authorities so that those training facilities can be maintained for the benefit of the Pilot Village and the

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			<p>other Resettlers (whether or not they have been relocated); and</p> <ul style="list-style-type: none"> • GOL should assist Resettlers who elect to move back to their former villages in moving back to original sites, that is relocating houses and other tangible assets. <p>The GOL may implement any other Resettlement Works set out in Schedule 4 Part 1 at its election.</p> <p>If the villagers elect not to stay in the new locations, the GOL shall develop and implement, in consultation with the Panel of Experts, appropriate livelihood development programs for the benefit of those persons consistent with Schedule 4 Part 1.</p>
3.	From Financial Close + 3 years to GOL Project Completion Date	Physical relocation will have been completed for all resettlement villages on the Plateau. Essential infrastructure and services but not the irrigation scheme should be completed in the new villages. Resettlers will have also invested time and energy on the improving their farm lots. These lots will not be in full production and Resettlers will be dependent on rice supplements and income support programmes.	<p>Resettlers should be given the opportunity of remaining in the new villages or allowed to return to original village sites on either a household or village basis. Adequate household water supply and water adequate for small-scale gardening must be made available in the new villages if they elect to stay in new villages.</p> <p>Consultations between Resettlers and GOL on the sustainability of livelihood systems in both locations should take place in order to develop a program of activities that is best suited to the current situation as at the time of termination. Such program of activities should be consistent with the activities contemplated in Schedule 4 Part 1 and developed in consultation with the Panel of Experts (as appropriate). As a minimum, the following activities should be undertaken by GOL:</p> <ul style="list-style-type: none"> • resettlement access roads to the new villages, forestry management roads and roads to farm/house lots to be completed when Resettlers elect to stay in new villages; • the community forestry component shall be continued in accordance with the scope contemplated in Part 1 of Schedule 4; • other livelihood activities in the

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			<p>Pilot Village and the new villages which have commenced shall be continued in accordance with current scope at the time of termination;</p> <ul style="list-style-type: none"> • the resettlement health program and the regional health program shall be continued by the District and Provincial Authorities in accordance with the current scope at the time of termination for a maximum of 18 months; • the Ban Nakai Neua Demonstration Farm and Nursery and the Theun Duane Demonstration Farm shall be handed over to the District Authorities so that those training facilities can be maintained for the benefit of the Resettlers; and • GOL should assist PAPs in moving back to original sites if so desired, that is relocating houses and other tangible assets. <p>The GOL may implement any other Resettlement Works set out in Schedule 4 Part 1 at its election.</p> <p>If the villagers elect not to stay in the new locations, the GOL shall develop and implement, in consultation with the Panel of Experts, appropriate livelihood development programs for the benefit of those persons consistent with Schedule 4 Part 1</p>