

Annual Report of Examiners for Environmental Guidelines
(for Japanese ODA loan Operations)
(Second half¹ of 2008 fiscal year)

1. introduction

(1) Outline of Objection Procedures²

The Objection Procedures(“Procedures”) stipulate their objection as follows:

- (i) To investigate JICA's compliance with the GUIDELINES FOR CONFIRMATION OF ENVIRONMENTAL AND SOCIAL CONSIDERATIONS³(“The Guidelines”) and to report the findings to the Governor; and
- (ii) To promote a dialogue between the parties concerned and, based on their consent, to quickly solve specific conflicts over environmental or social issues related to Japanese ODA loan Financed projects (financed by JICA and former JBIC) which have emerged due to non-compliance with the Guidelines.

The Procedure call for the Examiners to conduct an independent and impartial investigation when objections are submitted by the people affected, such as local residents, in line with the procedures, and to report the results to the Governor of JICA.

The Procedures were established in October 2003 in advance of other export credit agencies or bilateral aid agencies and go beyond even the “common approach” environmental review recommendation adopted by the OECD.

(2) Publication of the Annual Report

The Annual Report publishes the Examiners' activities of the second half of the Fiscal Year in the line with the Objection Procedures.

2. Report on Activities in the latter half of 2008 fiscal year.

(1) Objections

There were no objections submitted during the course of FY2008 (from October 2008 to March 2009).

¹ Japan International Cooperation Agency succeeded Japanese ODA Loans of the Japan Bank for International Cooperation(JBIC) on October 1, 2008. Therefore current JBIC issues an annual report including Japanese ODA Loan operations of the first half of the year in fiscal year 2008, and JICA issues an annual report including Japanese ODA Loan operations of the second half of the year.

²Since the new JICA's guidelines for Confirmation of Environmental and Social Considerations still under preparation, JBIC's guidelines for confirmation of Environmental and Social Consideration and the Procedure to Submit Objections Concerning JBIC's Guidelines have been applied for Japanese ODA Loan operations.

http://www.ica.go.jp/english/operations/social_environmental/jbic_archive/procedure/index.html

³JBIC Guidelines for Confirmation of Environmental and Social Considerations

http://www.jica.go.jp/english/operations/social_jbic_archive/guidelines/index.html

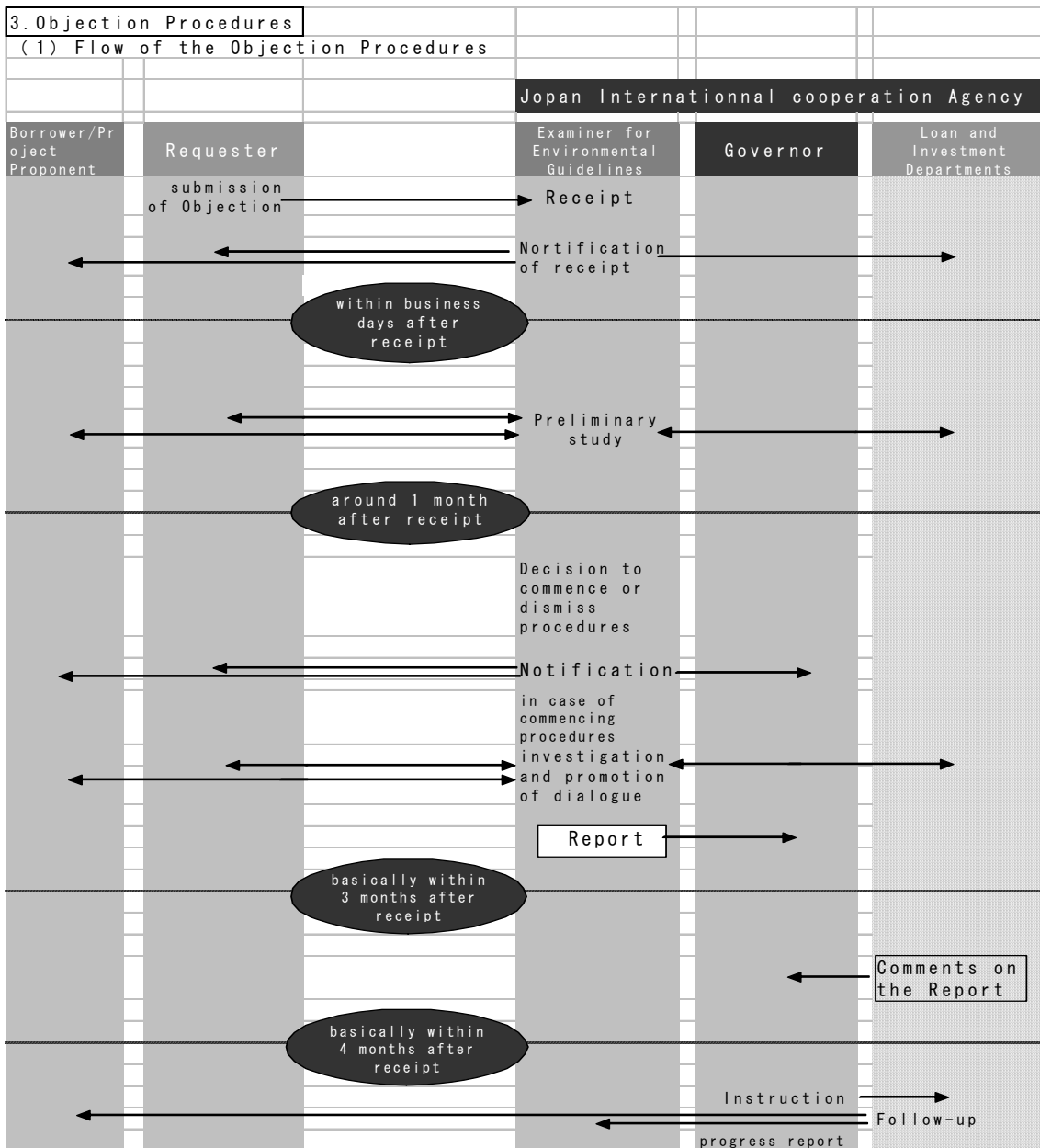
2. Report on Activities in FY2008 (from October 2008 to March 2009)

(1) Objections

There were no objections submitted during the second half of the year.

(2) Public Relations Activities

Details of the Objection Procedures are explained in both English and Japanese on the JICA website. The full printed text of the Objection Procedures in English and Japanese is available at the Head Office, Domestic offices, and overseas Offices.



(2) Submission of Request

A request to raise an objection needs to be sent to the Examiners.

(postal address) Shinjuku Maynds Tower Bldg

1-1, yoyogi 2-choume, shibuya-ku,
 Examiner for Environmental Guidelines,
 Japan International cooperation Agency

(fax number) +81-3-5352-5149

(e-mail) jicama-jigi@jica.go.jp

(website) http://www.jica.go.jp/english/operations/social_environmental/jbic_archives/procedures/index/index.html

(Sample)

Request

Date: _____

To: The Examiner for Environmental Guidelines of JBIC's
Japan International Cooperation Agency

(A) Names of Requester:

(B) Place of contact of the Requester:

【if the Requester uses an agent】

(Name of the agent)

(Place of contact of the agent)

We wish to keep our names not disclosed to the Project Proponent

Yes / No (circle either one)

(C) Project with respect to which the objections are submitted:

- Name of country
- Project site
- Outline of the project

(D) Substantial damage actually incurred by the Requester or substantial damage likely to be incurred by the Requester in the future as a result of Bank's non-compliance with the Guidelines with regard to the Project which the Bank provides finding

(E) Relevant provisions of the Guidelines considered by the Requester to have been violated by the Bank and the facts constituting the Bank's non-compliance alleged by the Requester

(F) Casual nexus between the Bank's non-compliance with the Guidelines and the substantial damage

(G) Resolution desired by the Requester

(H) Facts concerning the Requester's consultation with the Project Proponent

(I) Facts concerning the Requester's consultation with the Bank's Operation Department

(J) If a Request is submitted by an agent, the Requester must set forth the necessity to submit the Request by an agent and evidence must be attached that the agent has been duly authorized by the Requester.

The Requester hereby covenants that all the matters described herein are true and correct.

「THE END」