

Process after the submission of the request

1. Notification of the receipt (within 5 business days)
The Examiners acknowledge the receipt of the request.

2. Preliminary Investigation (approximately 1 month)
The Examiners review the eligibility of the request and inform the requesters on the outcome.

3. Investigation (timeframe will depend on the case, but will not exceed 8 months.)

If the request is deemed eligible, the Examiners will:

- (1) Review JICA's compliance with the Guidelines; and
- (2) Facilitate dialogues between the parties concerned for the prompt resolution of the dispute.

4. The Examiners' report to JICA President

- (1) The Examiners report the results of their investigation directly to JICA president.
- (2) The Examiners share their report with the parties concerned, i.e. the requesters, project proponents, and JICA's operational departments.
- (3) The parties concerned may submit their opinions regarding the Examiners' report.

5. JICA responds to the Examiners' Report

- (1) If the Examiners conclude that JICA has not complied with the JICA Guidelines, JICA's operational departments set force measures to ensure JICA's compliance. (Within 1 month after the submission of the Examiner's report to JICA president.)
- (2) JICA president issues instructions based on the Examiners' report, the opinions of the parties concerned, and opinions/responses from the operational departments. The president's instructions will be implemented by the operational departments.

6. Information disclosure

Key documents (requests, reports, and opinions) will be disclosed on JICA website, excluding information whose confidentiality is protected by the Objection Procedures and/or by statute.



Objection Procedures

based on the
JICA Guidelines for Environmental and Social Considerations

An Introductory Leaflet

Further information

The purpose of this leaflet is to introduce the Objection Procedures to the potential users by showing excerpts from "Objection Procedures 2010" and "Objection Procedures 2022". Please visit the JICA website for more information on the Objection Procedures including the original texts, especially if you are considering the submission of a request to raise objection.

Objection Procedures

https://www.jica.go.jp/english/our_work/social_environmental/objection/index.html

JICA Guidelines for Environmental and Social Considerations

https://www.jica.go.jp/english/our_work/social_environmental/guideline/index.html

If you have question regarding the process, please contact the Secretariat at:

Secretariat of the Examiner for the Guidelines

Japan International Cooperation Agency
Nibancho Center Building
5-25, Niban-cho, Chiyoda-ku,
Tokyo 102-8012, Japan

E-mail: jicama-jigi@jica.go.jp

1 What are the Objection Procedures?

The Objection Procedures are a set of procedures to ensure JICA's compliance with the JICA Guidelines for Environmental and Social Considerations (the JICA Guidelines). Examiners for the JICA Guidelines (the Examiners) respond to requests to raise objections (request) from eligible requesters and perform following functions:

► Compliance Review

The Examiners investigate whether JICA had complied with the JICA Guidelines or not, and report the result directly to JICA president.

► Facilitation of dialogues

The Examiners facilitate consensual dialogues between the requesters (people who submitted the request to raise objection) and the project proponents (governments related to the project, borrowers and/or project executing agencies) for the prompt resolution of the dispute that arose from JICA's non-compliance with the JICA Guidelines.

Who are the Examiners?

The Examiners are a group of experts who are independent from JICA's departments responsible for project management or environmental review. The Examiners' basic principles are independence, neutrality, efficiency, promptness, and transparency.

Who can request to raise an objection?

Two or more residents of the country where JICA-assisted project is being implemented who have suffered, or likely to suffer, damage from the said project due to JICA's non-compliance with the JICA Guidelines. (Request from a single individual may be accepted if the Examiners deem that it meets the eligibility criteria set in the Objection Procedures 2022.)

2 What are the steps of the Objection Procedures?

1. Dialogues with the project proponents

In order to encourage dispute resolution through parties' own efforts, requesters are expected to make effort to engage in dialogues with the project proponents, for example through their grievance redress mechanism, provided such action will pose no threat or danger to the requesters.

2. Consultation with JICA

If the requesters could not make efforts to engage in dialogues with the project proponents, or was not satisfied with the outcome of the dialogues, the requesters are expected to make effort to consult the operational departments of JICA, which includes JICA's overseas offices.

3. Submission of a request

If dialogues with JICA did not yield satisfactory results, the requesters may submit their written request to the Examiners by post, e-mail, or hand delivery to the address below. A request can be written in Japanese, English, the official language of the country, or language used by the requesters.

Examiners for the JICA Guidelines

C/O Secretariat of the Examiner for the JICA Guidelines
Japan International Cooperation Agency
Nibancho Center Building
5-25, Niban-cho, Chiyoda-ku, Tokyo 102-8012 Japan
E-mail: jicama-jigi@jica.go.jp

A representative may submit the request on behalf of the requesters if the requesters cannot submit the request by themselves due to unavoidable circumstances. However, the Examiners must be able to contact the requesters directly (requesters' names and contacts must be indicated in the request) and there should be evidence that the representative is duly assigned by the requesters.

3 What to include in the request to raise objection?

1. Names of the requesters
2. Addresses/contacts of the requesters
(*Personal information will be protected in accordance with the Objection Procedures and/or statute.*)
3. Information on the project
 - Country name
 - Project name
 - Project site
 - Project outline
4. Description of damage incurred or likely to be incurred.
5. The account of the requesters' efforts to engage in dialogues with the project proponents (includes grievance redress mechanisms).
6. The account of the requesters' efforts to engage in dialogues with JICA
7. Resolution desired by the requesters and/or their preferred mode of investigation (if there is preference between compliance review and dispute resolution.)
8. If the request is submitted by a representative, the reason why this was necessary. (Written evidence that the representative is duly authorized by the requesters must be attached to the Request.)

In addition to the above, following information may be necessary.

- Provisions of the JICA Guidelines considered by the requesters to have been breached by JICA and the facts constituting such non-compliance as alleged by the requesters.
- Cause-and-effect relationship between JICA's non-compliance with the JICA Guidelines and the damage incurred by the requesters.

Please refer to the website below for more information:

https://www.jica.go.jp/english/our_work/social_environmental/objection/index.html