

行政院公共工程委員會 函

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100
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受文者：中華民國營造工程工業同
業公會全國聯合會

發文日期：中華民國 105 年 10 月 7 日
發文字號：工程技字第 10500315290 號
速別：最速件
密等及解密條件或保密期限：
附件：如說明

主旨：函轉外交部函，為關於亞洲開發銀行（ADB）將於諾魯進行
港口設施改善工程計畫（Nauru: Port Development Project）
事，請轉知所屬會員參考運用，請查照。

說明：檢送外交部 105 年 10 月 4 日外國組四字第 10527524050
號函影本乙份。

正本：中華民國工程技術顧問商業同業公會、中華民國營造工程工業同業公會全國聯
合會
副本：外交部(不含附件)、內政部(含附件)、工程產業全球化專案辦公室(含附件)

主任委員 **吳宏謀**

本案依分層負責規定授權業務主管決行



檔號：	1051005	
保存年限：	10年	
類別：	行政	頁
日期(月/日)：	105/10/04	

外交部 函

地址：臺北市凱達格蘭大道二號
 承辦人：李治齊
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受文者：行政院公共工程委員會

發文日期：中華民國105年10月4日

發文字號：外國組四字第10527524050號

速別：最速件

密等及解密條件或保密期限：

附件：如文(10527524050-0-0.pdf、10527524050-0-1.pdf、10527524050-0-2.pdf、10527524050-0-3.pdf、10527524050-0-4.pdf)

主旨：關於亞洲開發銀行(ADB)將於諾魯進行港口設施改善工程計畫(Nauru: Port Development Project)事，詳如說明，敬請 查照惠辦。

說明：

- 一、我駐諾魯共和國大使館頃電報略以，亞銀太平洋聯絡暨協調辦公室新任主任Emma Xiaoquin Fan與我駐諾魯周大使進發於本(105)年在諾國會晤並向我方表示，亞銀刻正在諾國進行數項專案，包含改善諾國港口硬體設施，總經費超過4,000萬美元。伊並稱，未來諾魯港口興建工程，亞銀將以透明方式公開招標。
- 二、經查亞銀網站，該行迄已對旨揭計畫投入90萬美元技術援助(technical assistance)款及300萬美元贈款(grant)，另將投入估約2,100萬美元之贈款，做為旨揭計畫細部設計、前期準備之技術援助，及協助諾魯港務局(Nauru Port Authority, NPA)能力建構與強化組織體系等相關工作之用。
- 三、鑒於諾魯港口興建工程係一大重要商機，我駐諾魯共和國



技

工程會 1051005



子公換章

大使館建議，我國工程廠商或可密注亞銀公開資訊，以積極準備投標作業。請貴會將本案相關資訊周知我國相關廠商及公會，以利其等爭取與亞銀就本案合作之機會。

四、檢附旨計畫之相關計畫書共3份、亞銀與諾魯政府贈款換函及分析報告如附件共21頁，請卓參。

正本：行政院公共工程委員會

副本：駐諾魯共和國大使館、駐菲律賓代表處、財團法人國際合作發展基金會

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INITIAL POVERTY AND SOCIAL ANALYSIS

Country:	Republic of Nauru	Project Title:	Port Development Project
Lending/Financing Modality:	Grant	Department/Division:	Pacific Department Pacific Liaison and Coordination Office

I. POVERTY IMPACT AND SOCIAL DIMENSIONS

A. Links to the National Poverty Reduction Strategy and Country Partnership Strategy

Nauru is an independent Republic in the Pacific with a land area of only 21 square kilometers and a population of 9,322 (2010). As a small island nation, Nauru is entirely reliant on sea and air transportation for its trade in goods and services. The effective and safe operation of the Nauru port facilities and equipment are central to maintaining trade and commerce with the outside world. Nauru imports over 95% of its goods by sea transport and is a vital link for the country's current and potential exports (phosphate, dolomite aggregate and fish). The existing port facility at Nauru is extremely in poor condition and has occupational health and safety issues, capacity limitations, and vulnerable to extreme weather. On request of the Government of Nauru (the government), the Pacific Region Infrastructure Facility conducted a pre-feasibility study to investigate feasible options for improvement of the port facilities in the short to medium term.¹⁹ The proposed Nauru Port Development Project (the project) will improve overall port operations in the country complying international standards by constructing a quay wall for berthing ships together with an access causeway, reconstructing ports buildings, container storage and improving facilities for Nauru Port Authority (NPA).²⁰

The project contributes to the national poverty reduction and inclusive growth strategy at the macro, sector and spatial levels by improving efficiency of Nauru Ports Authority, reducing demurrage, improving safety, reducing cost of cargo result in reducing cost of living in the country. This project has been identified in the ADB's country operations business plan for Nauru for 2016–2018 to provide enhanced infrastructure services. The project is also in line with ADB's Interim Pacific Approach, 2015 which extends ADB's Pacific Approach 2010-2014. The Interim Pacific Approach acts as the country partnership strategy for Nauru.

The project promotes economic and social inclusion of the poor and vulnerable groups and addresses the income and non-income dimensions of poverty and social exclusion by providing employment opportunities for the skilled and unskilled workers during project implementation and improving occupational health and safety of the workers during operational stage of the port upon completion of the project.

B. Poverty Targeting (Select one):

General Intervention Individual or Household (TI-H) Geographic (TI-G) Non-Income MDGs (TI-M1, M2, etc.)

There will be no specific pro-poor design in the proposed project but it is expected to generate employment during construction. The improved ports facilities include enhance safety in port operations, reduced unloading time for cargo, increased turnaround of ships with no demurrage will assist reduce cost of port handling and reduce cost of cargo and thus directly influence reducing cost of goods within the country. Being a small island nation Nauru imports almost all the goods and over 95% of imports use sea transportation. The improved accessibility at port will encourage regional and international passenger transportation.

C. Poverty and Social Analysis

1. Key issues and potential beneficiaries.

The primary beneficiaries of the project will be the general public who will benefit from more efficient operation of the port's facilities which will reduce the costs of imported goods and facilitates the flow goods which most people rely on. The project will improve efficiency of the port operations and reduce port handling costs, demurrages and ultimately reduce cost of cargo. The reduced import costs (cost of cargo) will enable reduction in the imported goods in the country thus reduce cost of living. Nauru is a small single island country and sea freight transportation is a lifeline for the country.

During construction and operations phase, all Nauruan will benefit from increased employment. The construction workers will create demand for food, accommodation and services, thus benefiting the local economy. The improved occupational health and safety of the workers upon completion of the project will assist reduce social costs.

¹⁹ Government of Nauru, 2015, *Nauru Port Pre-Feasibility Study by Pacific Region Infrastructure Facility*, Nauru

²⁰ The project will require (i) project design advance for geotechnical investigations, topography, and cadastral surveys and detailed engineering services under Project Design Advance, (ii) project preparatory technical assistance (PPTA) in addition, (iii) a piggy back capacity development technical assistance (CDTA) will also be required for institutional strengthening of Nauru Ports Authority.

2. Impact channels and expected systemic changes.

The project will improve efficiency of the Nauru Port Authority, improve operational health and safety and reduce cost of port handling. The project will benefit the poor by immediate impact on creating employment, and reducing costs of consumables in the domestic market. Employment generation is during construction and after completion of the project. The employment opportunities during construction will be machine operators, helpers, mechanics, welders etc mainly for males. Females will have the opportunity of providing services for the construction staff such as supply of food and accommodation. During port operations, Nauru Port Authority will recruit people—both women and men—to fill new job vacancies that will be identified by the capacity building and institutional strengthening TA. The project will bring more income opportunities for all Nauruan and assist the poor to enhance living standards due to increased disposal income. Building a new port and improved port operations to international standards will attract tourism through cruise ships due to presence of World War II monuments. The prices of the imported commodities will reduce due to reduced cargo costs as the port handling costs will be reduced as a result of the project.

3. Focus of (and resources allocated in) the PPTA or due diligence. The PPTA will identify poverty and social issues and will advise potential components and measures that should be considered at the project design. In particular, the PPTA consider whether there are specific improvements in the port facilities that can improve the safety of port workers, passengers and other community members, including women. It will also investigate potential negative social impacts of port operations, such as human trafficking and spreads of HIV/AIDS in the vicinity of port facilities. In addition, it will consider the specific project scope that can incorporate gender features, for example, ways to incorporate employment benefits to women during project implementation. The PPTA will include a consultant for assessment of poverty, gender and resettlement issues (3 person-months) and a provisional sum item for studies, surveys and reports for conducting necessary surveys for poverty and social safeguards assessments. The consultant will prepare a poverty and social assessment covering gender issues and conduct consultative workshops with all stakeholders.

4. Specific analysis for policy-based lending. NA.

II. GENDER AND DEVELOPMENT

1. What are the key gender issues in the sector/subsector that are likely to be relevant to this project or program?

As the construction will mainly carried out by use of heavy machinery, the employment opportunities during construction stage are likely to be mostly males; however, the project will be open to recruiting female workers when there are eligible females with technical skills. Whenever possible, female workers will be recruited for technical work positions, as well as other labor-based work or providing services during construction.

2. Does the proposed project or program have the potential to make a contribution to the promotion of gender equity and/or empowerment of women by providing women's access to and use of opportunities, services, resources, assets, and participation in decision making?

Yes No Please explain. If yes, a gender action plan should be prepared during PPTA or due diligence.

3. Could the proposed project have an adverse impact on women and/or girls or widen gender inequality?

Yes No Please explain. If yes, actions and measures should be prepared during PPTA or due diligence.

4. Indicate the intended gender mainstreaming category:

GEN (gender equity) EGM (effective gender mainstreaming)

SGE (some gender elements) NGE (no gender elements)

III. PARTICIPATION AND EMPOWERMENT

1. Who are the main stakeholders of the project, including beneficiaries and negatively affected people? Identify how they will participate in the project design.

The government (Ministry of Finance), Nauru Ports Authority, workers of the Nauru Ports Authority, all importers and exporters, potential passengers, domestic market retailers, general public and development partners. The key stakeholders from the government and Nauru Ports Authority will form the project steering committee and will oversee the preparation of the project. The business community and general public will take part in consultative process. Environment and other safeguards issues will be undertaken as part of the project due diligence.

2. How can the project contribute (in a systemic way) to engaging and empowering stakeholders and beneficiaries, particularly, the poor, vulnerable and excluded groups? What issues in the project design require participation of the poor and excluded?

The objective of the project is to improve efficiency of the port operations by improving port facilities. This will be achieved by constructing a new quay wall for berthing ships and new buildings for harbor masters office and improved container yard. The capacity of the Nauru Port Authority will be improved by improving operating processes, establishing new regulations and, providing training to skilled and semi-skilled staff. Upon completion of the project it is expected the services provided by the Nauru Ports Authority will significantly improve complying international standards and cost of port handling will be reduced. The government and Nauru Port Authority staff will

be engaged in all aspects of the project through investigation, design and implementation stages. The community consultations will be undertaken during project preparatory stage and during construction. The community will have the opportunity in serving at the project during construction stage and providing services such as food, accommodation, transportation for the construction staff.

3. What are the key, active, and relevant civil society organizations in the project area? What is the level of civil society organization participation in the project design?

Information generation and sharing Consultation Collaboration Partnership

The civil society organizations will be consulted and involved during PPTA stage in carrying out social surveys and during construction stage for conducting workshops and training programs for preventing spread of communicable diseases, including HIV/AIDS from the international workers.

4. Are there issues during project design for which participation of the poor and excluded is important? What are they and how shall they be addressed? Yes No

V. SOCIAL SAFEGUARDS

A. Involuntary Resettlement Category A B C FI

1. Does the project have the potential to involve involuntary land acquisition resulting in physical and economic displacement? Yes No The project will be confined to the existing Nauru Port Authority premises. A cadastral survey will be carried out during Project Design Advance stage to determine extent of land belonging to Nauru Ports Authority.

2. What action plan is required to address involuntary resettlement as part of the PPTA or due diligence process?

Resettlement plan Resettlement framework Social impact matrix
 Environmental and social management system arrangement None

B. Indigenous Peoples Category A B C FI

1. Does the proposed project have the potential to directly or indirectly affect the dignity, human rights, livelihood systems, or culture of indigenous peoples? Yes No

2. Does it affect the territories or natural and cultural resources indigenous peoples own, use, occupy, or claim, as their ancestral domain? Yes No The population in the project area is not considered to be distinct from the mainstream society. The project scope is not expected to affect any distinct and vulnerable group of indigenous peoples as defined by SPS, and does not require an indigenous peoples plan. The project outputs will be delivered in a culturally appropriate manner.

3. Will the project require broad community support of affected indigenous communities? Yes No Please explain.

4. What action plan is required to address risks to indigenous peoples as part of the PPTA or due diligence process?

Indigenous peoples plan Indigenous peoples planning framework Social Impact matrix
 Environmental and social management system arrangement None

V. OTHER SOCIAL ISSUES AND RISKS

1. What other social issues and risks should be considered in the project design?

H Creating decent jobs and employment Adhering to core labor standards Labor retrenchment
L Spread of communicable diseases, including HIV/AIDS Increase in human trafficking M Affordability
 Increase in unplanned migration Increase in vulnerability to natural disasters Creating political instability
 Creating internal social conflicts Others, please specify _____

Indicate high (H), medium (M), low (L) for selected boxes

2. How are these additional social issues and risks going to be addressed in the project design?

During construction stage, the project will create employment. Upon completion, the port operations will comply with international maritime standards and will create decent long term employment with adequate training. During construction, there will be expatriate workers under the international contractors and spread of communicable diseases, including HIV/AIDS is a potential risk for the domestic communities. This risk will be managed through conducting awareness training programs by authorized agents. The PPTA will investigate the nature and extent of social issues and risks, such as communicable diseases, and develop mitigation plans to be used during project implementation plans. Consultations will also be undertaken during PPTA to better understand the scope of issues in the project areas.

VI. PPTA OR DUE DILIGENCE RESOURCE REQUIREMENT

1. Do the terms of reference for the PPTA (or other due diligence) contain key information needed to be gathered during PPTA or due diligence process to better analyze (i) poverty and social impact; (ii) gender impact, (iii) participation dimensions; (iv) social safeguards; and (v) other social risks. Are the relevant specialists identified?

Yes No If no, please explain why.

2. What resources (e.g., consultants, survey budget, and workshop) are allocated for conducting poverty, social and/or gender analysis and participation plan during the PPTA or due diligence?

The project will finance a consulting team under PPTA comprising an Environment Safeguards Specialist (3 person-months), and Social, Poverty, Gender and Resettlement Specialist (4 person-months). A provisional sum item for studies, surveys and reports has also been included under PPTA which can be used for necessary surveys for poverty and social safeguards assessments. The team will assess if there are any land acquisition and resettlement issues relating to the proposed landing sites for the wharf, port buildings and container yard and, if required will prepare a land acquisition and resettlement plan. The team will also prepare a poverty and social assessment covering gender issues and a due diligence on the indigenous people (if any); and a community participation plan. The team will conduct consultative workshops while in the field with key stakeholders.



Asian Development Bank

22 December 2015

Mr. Marlin Hunt
Secretary of Finance
Ministry of Finance
Government House, Yaren
Republic of Nauru

**Re: Project Design Advance for Port Development Project
Grant Number: PDA 6005-NAU (Special Operations)
Project number: 48480-001**

Dear Sir,

Nauru ("Recipient") has requested ADB for financial assistance under ADB's Project Design Facility for preparation of the Port Development Project ("Ensuing Project").

In response to the above request, ADB has agreed to provide a project design advance ("PDA") in the form of a grant ("PDA Grant") from ADB's Special Funds resources in an amount not exceeding three million Dollars (\$3,000,000) on the terms and conditions set forth in this letter agreement and the Attachments hereto ("PDA Grant Agreement"), for the purposes of the project ("PDA Project") as set out below.

The PDA Project shall comprise geotechnical investigation, topography and cadastral survey, detailed engineering designs and necessary clearance of unexplored ordinance at work sites during investigations and surveys.

The Recipient acknowledges and agrees that no provision of this PDA Grant Agreement constitutes or implies a commitment or legal obligation on the part of ADB to provide financial assistance for the Ensuing Project.

According to ADB's Public Communication Policy 2011 ("PCP") on disclosure and exchange of information, this PDA Grant Agreement will be publicly disclosed on the ADB website once it has been signed by both parties. If ADB is advised that this PDA Grant Agreement contains any information or data of a sensitive or confidential nature falling within the PCP exceptions to presumed disclosure under the PCP, this PDA Grant Agreement will be disclosed after removing such information.

The Recipient is requested to confirm its agreement to the terms and conditions of this PDA Grant Agreement by having an authorized representative countersign the two original counterparts of this PDA Grant Agreement in the space indicated below. Please retain one signed original counterpart for your records, and return one signed original counterpart to ADB.

Very truly yours,

By 

Andrea Iffland
Regional Director
Pacific Liaison and
Coordination Office

The Recipient hereby agrees to the terms and conditions of this PDA Grant Agreement and confirms that this PDA Grant Agreement does not contain any information or data that falls within the PCP exceptions.

On behalf of Nauru



Name: Mr. Martin Hunt
Title: Secretary, Ministry of Finance
Date: *22 December 2015*

- Attachment 1: Terms and Conditions
- Attachment 2: Allocation Table
- Attachment 3: PDA Project Administration Manual

Terms and Conditions

ARTICLE I

Grant Regulations; Definitions

Section 1.01. The provisions of the Special Operations Grant Regulations Applicable to Grants Made by ADB from Its Special Funds Resources, dated 7 February 2005 ("Grant Regulations"), are hereby made applicable to this PDA Agreement with the same force and effect as if they were fully set forth herein, subject, however, to the following modifications:

(a) The term "Grant", wherever it appears in the Grant Regulations as a defined term or as part of a defined term, shall be substituted by the term "PDA Grant".

(b) The term "Project", wherever it appears in the Grant Regulations as a defined term or as part of a defined term, shall be substituted by the term "PDA Project".

Section 1.02. Wherever used in this PDA Agreement, the several terms defined in the Grant Regulations have the respective meanings therein set forth unless modified herein or the context otherwise requires. Additional terms used in this PDA Grant Agreement have the following meanings:

(a) "Allocation Table" means the table showing the allocation of the PDA Grant proceeds to items of expenditure under the PDA Project, and the withdrawal percentage for disbursement for each such item of expenditure from the PDA Grant proceeds, as set forth in Attachment 2 to this PDA Grant Agreement;

(b) "Consulting Guidelines" means the Guidelines on the Use of Consultants by Asian Development Bank and its Borrowers (2013, as amended from time to time);

(c) "Consulting Services" means the consulting services to be financed out of the proceeds of the PDA Grant;

(d) "Goods" means equipment and materials to be financed out of the proceeds of the PDA Grant under a contract for Consulting Services;

(e) "Loan Disbursement Handbook" means ADB's Loan Disbursement Handbook (2015, as amended from time to time);

(f) "PDA PAM" means the project administration manual for the PDA Project as initially set forth in Attachment 3 to this PDA Grant Agreement and as updated from time to time in accordance with the respective administrative procedures of the Recipient and ADB;

(g) "Procurement Guidelines" means ADB's Procurement Guidelines (2015, as amended from time to time); and

(h) "Procurement Plan" means the procurement plan for the PDA Project incorporated in the PDA PAM as updated from time to time in accordance with the Procurement Guidelines, the Consulting Guidelines, and other arrangements agreed with ADB.

ARTICLE II

The PDA Grant

Section 2.01. ADB agrees to make available to the Recipient from ADB's Special Funds resources an amount of three million Dollars (\$3,000,000).

Section 2.02. (a) Except as provided in subsection (b) hereinafter, the PDA Grant Closing Date for the purposes of Section 8.02 of Grant Regulations shall be 31 March 2018, or such other date as may from time to time be agreed between the Recipient and ADB.

(b) Notwithstanding subsection (a) hereinabove, ADB shall notify the Recipient of the PDA Grant Closing Date in the event that ADB does not finance the Ensuing Project.

Section 2.03. On the PDA Grant Closing Date, the right of the Recipient to make withdrawals from the PDA Grant Account shall terminate and any unwithdrawn amount of the PDA Grant shall be cancelled.

ARTICLE III

Use of Proceeds of the PDA Grant

Section 3.01. The Recipient shall cause the proceeds of the PDA Grant to be applied to the financing of expenditures on the Project in accordance with the provisions of this PDA Grant Agreement.

Section 3.02. Except as ADB may otherwise agree, the proceeds of the PDA Grant shall be allocated to items of expenditure, and disbursed on the basis of the withdrawal percentage for each item of expenditure, as set forth in the Allocation Table.

Section 3.03. Except as ADB may otherwise agree, the PDA Grant proceeds shall be disbursed in accordance with the Loan Disbursement Handbook.

Section 3.04. Except as ADB may otherwise agree, the Recipient shall procure, or cause to be procured, the items of expenditure to be financed out of the proceeds of the PDA Grant in accordance with the Consulting Guidelines and the Procurement Guidelines, as the case may be.

Section 3.05. Except as ADB may otherwise agree, the Recipient shall apply such methods for selecting and engaging Consulting Services and for procurement of Goods as are set out in the Procurement Plan.

Section 3.06. All contracts for procurement of Consulting Services shall be subject to prior review by ADB, unless otherwise agreed between the Recipient and ADB and set forth in the Procurement Plan.

Section 3.07. (a) The Recipient shall ensure that all Goods procured (including without limitation all computer hardware, software and systems, whether separately procured or incorporated within other goods and services procured) do not violate or infringe any industrial property or intellectual property right or claim of any third party.

(b) The Recipient shall ensure that all contracts for the procurement of Goods contain appropriate representations, warranties and, if appropriate, indemnities from the supplier with respect to the matters referred to subsection (a) hereinabove.

(c) The Recipient shall ensure that all ADB-financed contracts with consultants contain appropriate representations, warranties and, if appropriate, indemnities from the consultants to ensure that the Consulting services provided do not violate or infringe any industrial property or intellectual property right or claim of any third party.

Section 3.08. Except as ADB may otherwise agree, the Recipient shall cause all items of expenditure financed out of the proceeds of the PDA Grant to be used exclusively in the carrying out of the PDA Project.

Section 3.09. Except as stipulated otherwise in this PDA Grant Agreement, withdrawals from the PDA Grant Account in respect of Goods and Consulting Services shall be made only on account of expenditures relating to:

- (a) Goods which are produced in and supplied from, and Consulting Services which are supplied from, such member countries of ADB as shall have been specified by ADB from time to time as eligible sources for procurement; and
- (b) Goods and Consulting Services which meet such other eligibility requirements as shall have been specified by ADB from time to time.

ARTICLE IV

Particular Covenants

Section 4.01. The Recipient shall ensure that the PDA Project is implemented in accordance with the detailed arrangements set forth in the PDA PAM. Any subsequent change to the PDA PAM shall become effective only after approval of such change by the Recipient and ADB. In the event of any discrepancy between the PDA PAM and this PDA Grant Agreement, the provisions of this PDA Grant Agreement shall prevail.

Section 4.02. The Recipient shall make available, promptly as needed, the funds, facilities and services as required, in addition to the proceeds of the PDA Grant, for the carrying out of the PDA Project.

Section 4.03. Whenever applicable, in the carrying out of the PDA Project, the Recipient shall ensure, that competent and qualified consultants acceptable to ADB are employed to an extent and upon terms and conditions satisfactory to the Recipient and ADB.

Section 4.04. (a) The Recipient shall, (i) maintain separate accounts and records for the PDA Project; (ii) prepare annual financial statements for the PDA Project in accordance with accounting principles acceptable to ADB; (iii) have such financial statements audited annually by independent auditors whose qualifications, experience and terms of reference are acceptable to ADB, in accordance with international standards on auditing or the national equivalent acceptable to ADB; (iv) as part of each such audit, have the auditors prepare a report (which includes the auditors' opinion on the financial statements, and use of the PDA Grant proceeds) and a management letter (which sets out the deficiencies in the internal control of the PDA Project that were identified in the course of the audit, if any); and (v) furnish to ADB, no later than 6 months after the end of each related fiscal year, copies of such audited financial statements, audit report and management letter, all in the English language, and such other information concerning these documents and the audit thereof as ADB shall from time to time reasonably request.

(b) ADB shall disclose the annual audited financial statements for the PDA Project and the opinion of the auditors on the financial statements within 30 days of the date of their receipt by posting them on ADB's website.

(c) The Recipient shall enable ADB, upon ADB's request, to discuss the financial statements for the PDA Project and the Recipient's financial affairs where they relate to the PDA Project with the auditors appointed pursuant to subsection (a)(iii) hereinabove, and shall authorize and require any representative of such auditors to participate in any such discussions requested by ADB. This is provided that such discussions shall be conducted only in the presence of an authorized officer of the Recipient, unless the Recipient shall otherwise agree.

Section 4.03. The Recipient shall enable ADB's representatives to inspect the PDA Project, the Goods and any relevant records and documents.

Section 4.04. (a) The Recipient and the implementing agency shall (i) comply with ADB's Anticorruption Policy (1998, as amended to date) and acknowledge that ADB reserves the right to investigate directly, or through its agents, any alleged corrupt, fraudulent, collusive or coercive practice relating to the PDA Project; and (ii) cooperate with any such investigation and extend all necessary assistance for satisfactory completion of such investigation.

(b) The Recipient and the implementing agency shall ensure that the anticorruption provisions acceptable to ADB are included in all bidding documents and contracts, including provisions specifying the right of ADB to audit and examine the records and accounts of the implementing agency and all suppliers, consultants, and other service providers as they relate to the PDA Project.

ARTICLE V

Effectiveness

Section 5.01. Notwithstanding the provisions of Sections 9.01 and 9.03 of the Grant Regulations, this PDA Grant Agreement shall become effective upon the date of receipt by ADB of this PDA Grant Agreement duly signed by both the Recipient and ADB.

ARTICLE VI

Miscellaneous

Section 6.01. The Minister of Finance of the Recipient is designated as representative of the Recipient for the purposes of Section 11.02 of the Grant Regulations.

Section 6.02. The following addresses are specified for the purposes of Section 11.01 of the Grant Regulations:

For the Recipient

Ministry of Finance
Government House
Yaren, Republic of Nauru.

For ADB

Asian Development Bank
6 ADB Avenue
Mandaluyong City
1550 Metro Manila
Philippines

Facsimile Numbers:

(632) 636-2444
(632) 636-2446.

Allocation Table

Allocation and Withdrawal of PDA Grant Proceeds (Project Design Advance for Port Development Project)			
Number	Category	Amount of Grant Allocated to the Category (\$)	Basis for Withdrawal from the Grant Account
1	Consulting Services	3,000,000	100 % of total expenditure claimed*
	Total	3,000,000	

* Exclusive of taxes and duties imposed within the territory of the Recipient

**Project Administration Manual
(Project Design Advance for Port Development Project)**



Project Design Advance
Project Administration Manual

Project Number: 48480-001
Grant Number: PDA6005
December 2015

Nauru: Port Development Project



Nauru: Port Development Project

Project Name	Port Development Project	
Project Number	48480-001	
Country	Nauru	
Project Status	Active	
Project Type / Modality of Assistance	Technical Assistance	
Source of Funding / Amount	TA 9009-NAU: Port Development Project	
	Technical Assistance Special Fund	US\$ 900,000.00
Strategic Agendas	Environmentally sustainable growth Inclusive economic growth Regional integration	
Drivers of Change	Knowledge solutions Partnerships Private sector development	
Sector / Subsector	Industry and trade - Trade and services Transport - Water transport (non-urban)	
Gender Equity and Mainstreaming	No gender elements	
Description	The proposed Port Development Project (the project) will improve port operations in Nauru by constructing a quay wall and access causeway at Aiwo, reconstructing port buildings, container storage and strengthening institutional capacity of the Nauru Ports Authority (NPA).	
Project Rationale and Linkage to Country/Regional Strategy		
Impact		

Project Outcome

Description of Outcome	
Progress Toward Outcome	
Implementation Progress	
Description of Project Outputs	
Status of Implementation Progress (Outputs, Activities, and Issues)	
Geographical Location	

Summary of Environmental and Social Aspects

Environmental Aspects	
Involuntary Resettlement	
Indigenous Peoples	
Stakeholder Communication, Participation, and Consultation	
During Project Design	The government and Nauru Port Authority staff will be engaged in all aspects of the project through investigation, design and implementation stages. The community consultations will be undertaken during project preparatory stage and during construction. The community will have the opportunity in serving at the project during construction stage and providing services such as food, accommodation, transportation for the construction staff.

During Project Implementation

The government (Ministry of Finance), Nauru Ports Authority, workers of the Nauru Ports Authority, all importers and exporters, potential passengers, domestic market retailers, general public and development partners. The key stakeholders from the government and Nauru Ports Authority will form the project steering committee and will oversee the preparation of the project. The business community and general public will take part in consultative process. Environment and other safeguards issues will be undertaken as part of the project due diligence. The civil society organizations will be consulted and involved during PPTA stage in carrying out social surveys and during construction stage for conducting workshops and training programs for preventing spread of communicable diseases, including HIV/AIDS from the international workers.

Business Opportunities

Consulting Services PPTA Consultants will carry out due diligence on technical, financial, economical, environment, land acquisition/resettlement and indigenous people, governance, climate change, poverty and gender issues of the proposed project. An international consulting firm will be recruited for PPTA using the quality and cost based selection procedure, with a simplified technical proposal and a 90:10 proportion of quality to cost.

Responsible Staff

Responsible ADB Officer	P.P.G.P.P. Indrawansa
Responsible ADB Department	Pacific Department
Responsible ADB Division	Pacific Liaison and Coordination Office in Sydney, Australia
Executing Agencies	Ministry of Finance Government Building Nauru

Timetable

Concept Clearance	-
Fact Finding	-
MRM	-
Approval	03 Dec 2015
Last Review Mission	-
Last PDS Update	30 Mar 2016

TA 9009-NAU

Milestones					
Approval	Signing Date	Effectivity Date	Original	Closing Revised	Actual
03 Dec 2015	05 Feb 2016	05 Feb 2016	31 Dec 2017	-	-

Financing Plan/TA Utilization						Cumulative Disbursements		
ADB	Cofinancing	Counterpart				Total	Date	Amount
		Gov	Beneficiaries	Project Sponsor	Others			
900,000.00	0.00	0.00	0.00	0.00	0.00	900,000.00	03 Dec 2015	76,209.32

Project Page	https://www.adb.org/projects/48480-001/main
Request for Information	http://www.adb.org/forms/request-information-form?subject=48480-001
Date Generated	30 September 2016

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Nauru: Port Development Project - Project Design Advance

Project Name	Port Development Project - Project Design Advance
Project Number	48480-002
Country	Nauru
Project Status	Active
Project Type / Modality of Assistance	Grant
Source of Funding / Amount	Grant 6005-NAU: Port Development Project - Project Design Advance Asian Development Fund US\$ 3.00 million
Strategic Agendas	Inclusive economic growth
Drivers of Change	Knowledge solutions Partnerships Private sector development
Sector / Subsector	Industry and trade - Trade and services Transport - Water transport (non-urban)
Gender Equity and Mainstreaming	No gender elements
Description	The Nauru Port Development Project will improve port operations in Nauru by building a quay wall and access causeway at Aiwo, reconstructing port buildings and the container storage area, and strengthening the institutional capacity of Nauru Ports Authority.
Project Rationale and Linkage to Country/Regional Strategy	The Government of Nauru requested project design advance financing, in the form of a grant, to carry out an assessment of unexploded ordnance and clearance (if required), geotechnical investigations, topography and cadastral surveys, and detailed engineering services for the ensuing project.
Impact	Affordable and reliable provision of imported goods to the people on Nauru.

Project Outcome

Description of Outcome	Efficient , reliable and safe port operations provided
Progress Toward Outcome	Design and supervision consultants contract was finalized and signed in June 2016. The consultants were mobilized in July 2016.

Implementation Progress

Description of Project Outputs	1. UXO assessed and removed if required. 2. Quay wall and access causeway on the edge of the reef north of the existing Aiwo is operational. 3. Port building and facilities including office space, staff amenities, galehouse, plant workshop, container storage area, and a fully secured fence are operational. 4. NPA's institutional capacity adequately strengthened.
Status of Implementation Progress (Outputs, Activities, and Issues)	The design and supervision consultants were mobilized in July 2016. Assessment of UXO is complete. Geotechnical investigations and surveys are in progress.
Geographical Location	

Safeguard Categories

Environment	B
Involuntary Resettlement	C
Indigenous Peoples	C

Summary of Environmental and Social Aspects

Environmental Aspects	The location of the site and the proposed activities at the existing port will create site-specific, but nevertheless potential adverse environmental impacts and therefore mitigation measures will need to be designed and implemented. As the project is to be implemented through parallel project design advance (PDA) and PPTA, and the PDA activities include UXO assessment (and possible disposal) and geotechnical investigations which will create some impacts, an IEE has been prepared covering the pre-construction stage activities. During the PPTA an IEE covering the construction and operation activities will be prepared.
Involuntary Resettlement	The existing port is located on land leased through long term arrangements to the government, the project will not require land acquisition or change in title. A cadastral survey will be undertaken as part of the PDA to confirm land ownership of affected plots, boundaries of plots, and nature of existing and extension (if required) to the leases.
Indigenous Peoples	The purpose of the project is to replace and upgrade the existing port infrastructure and improve capacity of the Nauru Port Authority to manage the port operations and maintain the upgraded infrastructure. This will directly result in improved operational systems for international shipping access and services to Nauru whilst increasing efficiency of the port, health and safety to all workers and users and assist in the sustainable development of all citizens of Nauru.

Stakeholder Communication, Participation, and Consultation

During Project Design	The government and Nauru Port Authority staff will be engaged in all aspects of the project through investigation, design and implementation stages. The community consultations will be undertaken during project preparatory stage and during construction. The community will have the opportunity in serving at the project during construction stage and providing services such as food, accommodation, transportation for the construction staff.
During Project Implementation	The government (Ministry of Finance), Nauru Ports Authority, workers of the Nauru Ports Authority, all importers and exporters, potential passengers, domestic market retailers, general public and development partners. The key stakeholders from the government and Nauru Ports Authority will form the project steering committee and will oversee the preparation of the project. The business community and general public will take part in consultative process. Environment and other safeguards issues will be undertaken as part of the project due diligence. The civil society organizations will be consulted and involved during PPTA stage in carrying out social surveys and during construction stage for conducting workshops and training programs for preventing spread of communicable diseases, including HIV/AIDS from the international workers.

Business Opportunities

Consulting Services	The recruitment of consultants for undertaking geotechnical investigations and detail designs is ongoing, which are expected to be mobilized by July 2016.
Procurement	No anticipated procurement under the PDA.

Responsible Staff

Responsible ADB Officer	P.P.G.P.P. Indrawansa
Responsible ADB Department	Pacific Department
Responsible ADB Division	Pacific Liaison and Coordination Office in Sydney, Australia
Executing Agencies	Ministry of Finance Government Building Nauru

Timetable

Concept Clearance	03 Dec 2015
Fact Finding	23 Jan 2017 to 27 Jan 2017
MRM	31 Mar 2017
Approval	16 Dec 2015
Last Review Mission	-
Last PDS Update	30 Mar 2016

Grant 6005-NAU

Milestones

Approval	Signing Date	Effectivity Date	Closing		
			Original	Revised	Actual
16 Dec 2015	22 Dec 2015	22 Dec 2015	31 Mar 2018	-	-

Financing Plan			Grant Utilization			
	Total (Amount in US\$ million)		Date	ADB	Others	Net Percentage
Project Cost	3.15	Cumulative Contract Awards				
ADB	3.00	16 Dec 2015	3.00	0.00	100%	
Counterpart	0.15	Cumulative Disbursements				
Cofinancing	0.00	16 Dec 2015	0.06	0.00	2%	

Project Page <https://www.adb.org/projects/48480-002/main>

Request for Information <http://www.adb.org/forms/request-information-form?subject=48480-002>

Date Generated 30 September 2016

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Nauru: Port Development Project

Project Name	Port Development Project							
Project Number	48480-003							
Country	Nauru							
Project Status	Proposed							
Project Type / Modality of Assistance	Grant							
Source of Funding / Amount	<table border="1"> <tr> <td colspan="2">Grant: Port Development Project</td> </tr> <tr> <td>Asian Development Fund</td> <td>US\$ 9.00 million</td> </tr> <tr> <td>To be determined</td> <td>US\$ 12.10 million</td> </tr> </table>		Grant: Port Development Project		Asian Development Fund	US\$ 9.00 million	To be determined	US\$ 12.10 million
Grant: Port Development Project								
Asian Development Fund	US\$ 9.00 million							
To be determined	US\$ 12.10 million							
Strategic Agendas	Inclusive economic growth							
Drivers of Change	Knowledge solutions Partnerships Private sector development							
Sector / Subsector	Industry and trade - Trade and services Transport - Water transport (non-urban)							
Gender Equity and Mainstreaming	No gender elements							
Description	The Nauru Port Development Project will improve port operations in Nauru by constructing a quay wall and access causeway at Aiwo, reconstructing port buildings, container storage and strengthening institutional capacity of the Nauru Ports Authority (NPA).							
Project Rationale and Linkage to Country/Regional Strategy	The project will require (i) project design advance, (ii) project preparatory technical assistance, and (iii) capacity building and institutional strengthening of NPA to be provided under a piggy back capacity development technical assistance.							
Impact	Affordable and reliable provision of imported goods to the people on Nauru.							
Outcome	Efficient, reliable and safe port operations provided							
Outputs	<ol style="list-style-type: none"> 1. UXO assessed and removed if required 2. Quay wall and access causeway on the edge of the reef north of the existing Aiwo is operational. 3. Port building and facilities including office space, staff amenities, gatehouse, plant workshop, container storage area, and a fully secured fence are operational. 4. NPA's institutional capacity adequately strengthened. 							
Geographical Location								

Safeguard Categories

Environment	B
Involuntary Resettlement	C
Indigenous Peoples	C

Summary of Environmental and Social Aspects

Environmental Aspects	The location of the site and the proposed activities at the existing port will create site-specific, but nevertheless potential adverse environmental impacts and therefore mitigation measures will need to be designed and implemented. The feasibility study and project preparatory are being carried out through parallel project design advance (PDA) and PPTA, and the PDA activities include UXO assessment (and possible disposal) and geotechnical investigations. These will create some environmental impacts and an IEE has been prepared covering the pre-construction stage activities. During the PPTA an IEE covering the construction and operation activities will be prepared.
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Involuntary Resettlement	The existing port is located on land leased through long term arrangements to the government, the project will not require land acquisition or change in title. A cadastral survey will be undertaken as part of the PDA to confirm land ownership of affected plots, boundaries of plots, and nature of existing and extension (if required) to the leases.
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Indigenous Peoples	The purpose of the project is to replace and upgrade the existing port infrastructure and improve capacity of the Nauru Port Authority to manage the port operations and maintain the upgraded infrastructure. This will directly result in improved operational systems for international shipping access and services to Nauru whilst increasing efficiency of the port, health and safety to all workers and users and assist in the sustainable development of the country.
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Stakeholder Communication, Participation, and Consultation

During Project Design	The government and Nauru Port Authority staff will be engaged in all aspects of the project through investigation, design and implementation stages. The community consultations will be undertaken during project preparatory stage and during construction. The community will have the opportunity in serving at the project during construction stage and providing services such as food, accommodation, transportation for the construction staff.
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During Project Implementation	The government (Ministry of Finance), Nauru Ports Authority, workers of the Nauru Ports Authority, all importers and exporters, potential passengers, domestic market retailers, general public and development partners. The key stakeholders from the government and Nauru Ports Authority will form the project steering committee and will oversee the preparation of the project. The business community and general public will take part in consultative process. Environment and other safeguards issues will be undertaken as part of the project due diligence. The civil society organizations will be consulted and involved during PPTA stage in carrying out social surveys and during construction stage for conducting workshops and training programs for preventing spread of communicable diseases, including HIV/AIDS from the international workers.
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Business Opportunities

Consulting Services	The geotechnical investigations and detailed engineering designs under the PDA and PPTA are ongoing.
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Procurement	TBA
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Responsible Staff

Responsible ADB Officer	P.P.G.P.P. Indrawansa
Responsible ADB Department	Pacific Department
Responsible ADB Division	Pacific Liaison and Coordination Office in Sydney, Australia
Executing Agencies	Ministry of Finance Government Building Nauru

Timetable

Concept Clearance	22 Feb 2016
Fact Finding	20 Feb 2017 to 24 Feb 2017
MRM	07 Apr 2017
Approval	-
Last Review Mission	-
Last PDS Update	26 Sep 2016

Project Page	https://www.adb.org/projects/48480-003/main
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