

# ENVIRONMENTAL AND SOCIAL MANAGEMENT PLAN (ESMP) FOR PROPOSED AQUACULTURE PARK PROJECT IN KAMARINY'ANG' VILLAGE,

AMUKURA CENTRAL WARD, TESO SOUTH SUB-COUNTY,

**BUSIA COUNTY** 



PROPONENT KAMARINYANG' PROJECT MANAGEMENT COMMITTEE P.O BOX 392-50400 BUSIA

MARCH 2022

# **CERTIFICATION**

## ESIA/EA EXPERT

Name of Expert	Details /Specialization	Signature
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# **CLIENT**

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(KCSAP)	DR. ALLAN OGENDO	
COUNTY PROJECT COORDINATOR		
BUSIA COUNTY		

#### LIST OF ACRONYMS

CGB- County Government of Busia CIDP- County Integrated Development Plan EA -Environmental Assessment EIA -Environmental Impact Assessment EMCA - Environmental Management Act, Cap 387 EMP- Environmental Management Plan ESIA -Environmental and Social Impact Assessment ESMS -Environmental and Social Management System ESSF -Environmental and Social Screening Form **IP** -Indigenous People KCSAP- Kenya Climate Smart Agriculture Programme NCA- National Construction Authority NEC -National Environment Council NEMA- National Environmental Management Authority **OP-** Operational Procedure OS -Operational Safeguards OSHA- Occupational Safety and Health Authority PBO- Project Based Programs RAP -Resettlement Action Plan PIU -Project Implementation Unit ToR -Terms of Reference UN -United Nations WB- World Bank WIBA- Work Injury Benefit Authority WRA- Water Resource Authority

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#### EXECUTIVE SUMMARY

This Environmental and Social management plan (ESMP) presents the outcome of an Environmental and Social Assessment for Aquaculture Park Project proposed by Kamarinyang Project Management Committee. The park will be located in Kamarinyang Village, Amukura central Ward, Teso South Sub County and will be funded by World Bank through KCSAP, County Government of Busia and the beneficiaries. This project being a World Bank funded project, it has triggered OP 4.01 – Environmental Assessment. The project has been assessed as a low impact project and hence requiring only an ESMP. The Direct beneficiaries are 357 (Male 225, Female 132). Among the beneficiaries are VMGs (Male: 72 Female: 121).

The purpose of this project is to increase agricultural productivity, improve incomes and diversify income and nutrition. This will be through increasing the value of aquaculture production from the present farm gate average value of Kshs 200 million to at least Kshs 1 Billion annually by 2022; increasing the volume of aquaculture production from 1,080 tons to 4,300 tons annually by 2022; improving fish production by construction of 100 fish ponds in the sub county

Potential beneficial and adverse environmental and social impacts associated with the proposed project were identified and discussed. The main positive contribution of the proposed is promotion of fish production. Other benefits include: food security, creation of employment opportunities, revenue to the governments, increased demand for raw materials, improved aesthetics, optimal use of land and development in the area. A summary of these potential negative environmental and social impacts and a brief description of their mitigation measures is provided in the ESMP.

The project cost is estimated at **Ksh.16,478,750** per site amounting to a total project cost of Kshs. 65,915,000/= for the four sites. Total costs for implementing the ESMP for the entire project is Kenya shillings **3,613,000.00**.

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The ESMMP will be shared with the contractor selected for implementation

#### **CHAPTER ONE: INTRODUCTION**

#### Background

The project entails construction of 100 fish ponds, fencing and auxiliary facilities,

The objectives of the project are to

- Increase the value of aquaculture production from the present farm gate average value of Kshs 200 million to at least Kshs 1 Billion annually by 2022.
- Increase the volume of aquaculture production from 1,080 tons to 4,300 tons annually by 2022.
- Improve fish production by construction of 100 fish ponds in the sub county
- Improve livelihood of the locals more money in their pockets and improved diet
- Enable household diversification from normal crop production to fish production.
- Create self-employment opportunities

The Department of Agriculture through the directorate of Fisheries, in Busia County through the Kenya Climate Smart Agriculture (KCSAP) seeks to enhance food production in the county through proper methods that in turn enhance environmental protection and conservation.

The public participation and stakeholders' consultation was conducted to inform them about the proposed project and get their views and concerns concerning the proposed project.

#### 1.2 Justification for the Aquaculture Park project

The proposed project contributes to the KCSAP project development objectives by increasing the production per unit of land and enhancing the capacity of the farmers to produce adequate and marketable fish produce throughout the year through fish farming. The project is a source of livelihood to about 257 farmers (175 males, 82female). The project offers employment opportunities to members of the community during construction and operation phases of the project implementation. Furthermore, the county government has set aside 0.9 hectares of land for this project.

#### 1.3 Justification for Conducting ESMP

It is a requirement under the WB **OP/BP 4.01:** Environmental Assessment for such projects of lowrisk magnitude to conduct an ESMP in order to mitigate unforeseen impacts. The ESMP was recommended by the County Director of Environment (CDE) after the screening exercise conducted on 15/02/2022. *See annexed screening checklist (Annex 1)*.

#### 1.4 Project Cost

The total project cost is estimated at **Kshs. 65,915,000/=.** Total costs for implementing the ESMP is Kenya shillings **4,095,000.00**.

**Commented [PM1]:** Insert the Justification for conducting the ESMP here

Commented [PM2]: Confirm the project cost

#### CHAPTER TWO: PROJECT DESCRIPTION

#### **2.1 Introduction**

The section gives the project location and description of the physical and socio-economic environments of the proposed project area.

#### 2.2 Location of the project

The proposed project site is located within the Kamarinyang' Village in Amukura Central Ward, Teso South Sub County; Busia County within latitude 0.55752 and longitude 34.26737.



Figure 2.1: Project site location Source: Google Earth

#### 2.3 Land Ownership

The project site is located in public land under the custody of the County Government of Busia. Land has been acquired from private owners by the County Government for the proposed development (*Annex 2*).

#### 2.4 Project description

The aquaculture project involves excavation of 100 ponds with the following:

- Fencing of the project site with chain-link wire
- Installation of CCTV
- Stocking of the ponds with fingerlings

**Commented [PM3]:** More details needed especially proof of land ownership

- Construction of a small office
- An eatery and cold room

#### 2.5 Physical Area and Socio-economic Environment to be affected

#### 2.5.1 Environmentally Sensitive

The project is not likely to affect any endangered species of flora and fauna. Land use is cultivated agricultural land all the way across the watershed except few shrubs. People have majored in growing of sugar cane, beans, maize and sorghum. The cultivation methods used is the local agricultural practices which is straight row leaving area therefore susceptible to erosion.

#### 2.5.2 Wildlife

The area is predominantly under agricultural activities and no wildlife conservation activities occur in the entire area. The area is characterized by farming which has greatly reduced the biodiversity of the area with no notable wild animals seen during the field survey except birds.

#### 2.5.3 Supportive Environmental Infrastructure

#### 2.5.4 Road Network

The area is connected by a marram road which is fairly well maintained and is therefore accessible.

#### 2.5.5 Electricity Connectivity

The area is well served with electricity supply from Kenya Power and some residents have installed electricity in their premises for both commercial and domestic use.

#### 2.5.6 Conformity to Land Use Plan and Zonation Plan

The area is widely agricultural land with most farm having potatoes and maize as the main crops.

#### CHAPTER THREE: POTENTIAL IMPACTS AND MITIGATION MEASURES

#### **3.1 Introduction**

The environmental and social baseline information collected and the project characteristics discussed form the basis for impact identification and evaluation. The proposed project will bring about both positive and negative impacts on the environment and the community at large. The impacts that are expected to arise from the proposed project have been identified and discussed in regard to all phases of the proposed project cycle; construction, operational and decommissioning. The negative impacts will be minimal and will only last for the time of construction phase, with a few lasting for a long time during the operation phase.

#### 3.2 Impacts during the construction phase

#### 3.2.1 Anticipated positive impacts

The anticipated positive impacts during the construction phase include the following:

#### a) Creation of employment opportunities

It is estimated that part of the project cost will be or has been reflected in employment of professional services of environmental experts, land surveyors, aqua culturists, engineers and skilled and unskilled labour for about 20 - 30 people. Indirect employment will be created where suppliers of foodstuffs and other goods and products will gain income by supplying their services and products to the construction site. The community members will provide labour for site clearing, digging of the fishponds, loading and offloading of construction materials provision of security at the site among others.

#### 3.2.2 Anticipated negative environmental impacts

The anticipated negative impacts during the construction phase include the following:

#### a) Impacts on flora and fauna

The impacts on vegetation and animals will be born from removal and disturbance of vegetation, movement of people and machinery, excavation and compaction. Most of these impacts are short-lived and localized. Plants at the proposed site will be cleared to pave way for the construction activities and when creating access roads and sites for storage of construction materials. This may also affect the fauna that is mainly the insects that live on the plants at the proposed site. Excavation just like clearance of vegetation alters and/or destroys habitats of organisms.

#### **Mitigation measures**

• Vegetation removal will be restricted to the actual project area to avoid spill-over effects to neighboring areas. Encourage re-vegetation.

#### b) Encroachment into riparian areas

The project activities have the potential of spilling into the riparian areas neighboring the proposed site. The construction of fishponds requires that there be a source of water for fish farming. Some individual farmers may find it easier and cost effective to construct their own fishponds within the riparian areas.

#### **Mitigation measures**

- Sensitize the community on the dangers of farming in the riparian areas.
- Fence the project site/rehabilitate the existing fence to prevent interactions with the external environment including the riparian area.

#### c) Impacts on soil and water resources

Ponds require deep excavation occasioning removal of top soils. The excavation works will expose the soil resulting to soil erosion and siltation of the river. They will also result into loose soil which is prone to both water and wind erosion. Eroded soil silts water bodies and can flood downstream areas.

#### Mitigation measures

- Construct drainage works for storm in adherence to the Public Works specifications.
- Rip off compacted areas in areas where compaction will have adversely affected after construction to allow aeration of soil and ease infiltration of water into the soil.

#### d) Solid wastes

During the construction phase, there will be deep and minor excavations at the site. Construction wastes including excess excavated soil unusable pieces of construction materials and removed plant material are the main sources of solid wastes. If excess soil is not properly disposed, it results into nuisance as solid wastes, dust and silt. Most of the soil to be excavated from the fishponds will be used to create the embankments of the fishponds.

#### Mitigation measures:

- Utilize the excavated soil at the site to adjust levels.
- Excess soil could be used in filling road potholes among many other uses.
- Part of the topsoil excavated from the proposed site can be re-spread in areas to be landscaped within and/or outside the proposed site or farmlands outside the proposed site.

#### e) Risk of Fire

Fire damage is unpredictable given that the proposed project will not involve a lot of flammable materials. However, if appropriate measures are not put in place, a fire outbreak can occur and cause damage to property and even lead to death.

#### Mitigation measures

- Declare places with flammable construction materials as "NO SMOKING ZONES" and display conspicuous notices of the same.
- Train workers and the management on emergency (fire) preparedness and management.
- Provide fire extinguishers at the construction site.

#### f) Increased traffic flow

During construction, there will be an influx of traffic to and from the proposed site. These will include vehicles used in facilitating the construction work and people seeking employment opportunities, workers, managers, environmental inspectors and suppliers of foodstuffs to the construction workers. Though increased traffic during construction is a short-term impact, it has the effect of causing congestion on the road which may subsequently results in accidents on the roads.

#### Mitigation measures

- Properly plan for the transportation of materials to ensure that vehicles are optimally filled in order to reduce the number of trips done or the number of vehicles on the road.
- Place clear signage at the gate to alert drivers to be cautious about the construction and to look out for entering and/or exiting vehicles.
- Create a parking space and provide adequate space for turning of vehicles at the gate in order to give drivers enough room to maneuver in and out of the site.

#### 3.2.3 Social and health impacts

#### a) Gender based violence and sexual harassment (GBV/SH)

This impact is triggered during project construction phase when the contractor(s) fail to comply with the following provisions:

- Gender Inclusivity requirements in hiring of workers and entire project management as required by Gender Policy 2011 and 2/3 gender rule; and
- Failure to protect human risk areas associated with, disadvantaged groups, interfering with participation rights, and interfering with labour rights.

#### The proposed Mitigation Measures of Human Rights and Gender Requirements are:

- Ensure clear human resources policy against sexual harassment that is aligned with national law.
- Integrate provisions related to sexual harassment in the employee Code of Conduct.
- Ensure appointed human resources personnel to manage reports of sexual harassment according to policy.
- The contractor(s) shall require employees, sub-contractors, sub-consultants, and any personnel thereof engaged in construction works to individually sign and comply with a Code of Conduct with specific provisions on protection from sexual exploitation and abuse.
- The contractor shall develop specific plan for mitigating these known risks, e.g. sensitization around gender-equitable approaches to compensation and employment.
- The contractor will ensure adequate referral mechanisms are in place if a case of GBV at the community level is reported related to project implementation.

#### b) Risk of Increased incidences of HIV/AIDS and STIs

The influx of people may bring communicable diseases to the project area, including sexually transmitted infections (STIs), or the incoming workers may be exposed to diseases to which they have low resistance.

#### Mitigation measures

• Contractor(s) to sensitize workers and community members on HIV/AIDS awareness and other communicable diseases to be instituted and implemented as part of the contractor's Health and Safety Management Plan to be enforced by the Supervising Engineer. This will involve periodic HIV/AIDS and other communicable diseases Awareness Workshops for Contractor's Staff.

#### c) Risks of increased spread of COVID-19 at work sites

The World Health Organization declared COVID-19 a global pandemic after assessing both its alarming levels of spread and severity, and the alarming levels of inaction. Consequentially, World Health Organization (WHO) issued various guidance and measures to prevent the spread of the virus. The measures have been adopted worldwide.

#### The proposed Mitigation Measures against spread of COVID-19 amongst workers are:

- The contractor(s) shall put in place measures to prevent and manage the spread of the COVID-19.
- The contractor(s) will develop a SOPs for managing the spread of COVID-19 during project execution and submit them for the approval of the Supervision Engineer and the Client

before mobilization. The SOPs shall be in line with the World Bank guidance on COVID-19, Ministry of Health Directives and site-specific project conditions.

- Mandatory provision and use of appropriate Personal Protective Equipment (PPE) shall be required for all project personnel.
- The project shall put in place means to support rapid testing of suspected workers for COVID-19.

#### d) Child abuse

Children within the project area will be exposed to risks associated with interaction between them and project workers. This includes child labour and sexual abuse which coherently leads to teenage pregnancies and exposure to communicable diseases such as HIV/AIDS.

#### **Mitigation measures**

- The contractor will develop and implement a Children Protection Strategy that will ensure minors are protected against negative impacts associated with the project.
- All staff must sign, committing themselves towards protecting children, a contract which clearly defines what is and is not acceptable behaviour.

#### 3.3 Impacts during the operation phase

#### 3.3.1 Anticipated positive impacts

The anticipated positive impacts during the operation phase include the following:

#### a) Creation of an integrated fish farming project

The integrated fish farming project has the component of a fish hatchery, a fish feeds formulation unit and fishponds. Therefore, the project will be a major source of fingerlings, fish feeds and fish in the area. These will be sold both locally and in other regions in the county and outside the county. The project will provide fish for sale across all the markets, this will boost the farmers' livelihood and improve their social well-being and development in the area. The access to fish will improve nutrition and boost food security in the area. Farmer will also be sure of market for their fish products and even gain more knowledge on climate-smart agriculture.

#### b) Employment generation

People will be employed to work at the site including security officers, cleaners, managers, marketing persons, hatchery operators, fish feeds formulation personnel among others. These people will earn income and use it to improve their living standards.

#### **Enhancement measures**

• The Proponent will consider the area resident for most of the job opportunities at the site.

#### c) Capacity building of the community

The long-term benefits of the project will include capacity building targeting local communities, youth empowerment, management of natural resources, fish feeding, value addition and fish processing and entrepreneurial skills.

#### 3.3.2 Anticipated negative environmental impacts

The anticipated negative impacts during the operation phase include the following:

#### a) Environmental pollution

Fish feeds, hormones and other chemicals used for treatment of fish may contaminate the natural water systems if water from the ponds is drained and released into the natural water systems. The use of fish feeds and excretes in hatcheries and cages will be relatively high and may result in contaminations for the rest of the water systems.

#### **Mitigation measures**

- Treat such water by providing for and ensuring adequate time for biodegradation of the chemicals used by allowing the water to settle for a minimum of 21 days before being discharged into the environment.
- Minimize regular contacts between such waters and the natural water systems.
- Ensure frequent water quality monitoring to determine the level of pollution and contamination.

#### b) Water usage

During operation, water will be used for fish farming, cleaning and washing of the fish, and in preparation of meals. The increased water-use may lead to acute shortages and become a source of conflicts with other members of the community.

#### Mitigation measures

- Provide polite notices to use water wisely at water end-user points.
- Regularly maintain plumbing fixtures and water piping to avoid losses due to leakages.

#### c) Solid wastes

During operation, solid wastes will include food waste and waste packaging material. These may get into the fish feed and affect the fish.

#### **Mitigation measures**

- Provide bins for separate collection of wastes into appropriate sorts such as recyclable and non-recyclable, general wastes and infectious wastes e.g. used masks and label the collection bins appropriately.
- Where possible material considered as waste may be re-used or recycled or be given to who may consider them useful for others uses.
- Regularly collect solid wastes and dispose them to prevent accumulation at collection areas.

#### d) Contamination of fishpond water

Contamination of water in the ponds might result from the run-off from cultivation activities and destruction of spring sources.

#### **Mitigation measures**

- Protection and conservation of spring sources and vulnerable habitats.
- Creation of buffer zones at the spring sources as well as at the pond sites.
- Soil and water conservation practices such as afforestation, agro-forestry programmes, terracing, grass planting etc. to minimize run-offs into the fishponds.
- Protection of the canals/channels that bring water from the springs e.g. by buffering them to prevent entry of contaminants.

#### 3.3.3 Anticipated health and social impacts

#### a) Health impact - creation of vector and rodents breeding grounds

If the project commences with no well-designed storm water drains, the rain water may end up stagnating and hence creating conducive breeding areas for mosquitoes and other water based vectors leading to transmission of human diseases like malaria and cholera. The ponds themselves could become a potential breeding ground for mosquitoes if the circulation of water is not regular. Diseases such as malaria and bilharzia may be common place.

#### Mitigation measures

- All hollow areas at the site should be filled with soil to prevent stagnation of water.
- The inlet and outlet pipes to the ponds should be properly fixed to ensure regular flow of water which will prevent water from staying in the ponds for a long time.

• Bushes and long grass around the fishponds will be cleared to prevent breeding of mosquitoes.

#### b) Social impact - risks of animals and people drowning in the ponds

Animals and people moving around the ponds could easily fall into the ponds and drown. The entire area will be fenced and will be provided with a lockable gate. This will prevent entry of animals, children and unauthorized people into the fishpond area. Fishponds that will be established in individual farms by the CBO members may suffer theft or become hazardous areas where domestic animals and children may drown.

#### Mitigation measures

- The pond areas will be fenced and will be provided with a lockable gate to keep away animals, unauthorized people and children.
- Put warning signs at the fishponds to alert children and other people of the dangers associated with the fishponds.
- Grass around the ponds shall always be kept short so that it does not attract grazing animals.
- Carry out public awareness and education as a means against accidental deaths by drowning.

#### c) Gender based violence and sexual harassment (GBV/SH)

This impact is triggered during project operation phase when the Proponent or project management fail to comply with the following provisions:

- Gender Inclusivity requirements in hiring of workers and entire project management as required by Gender Policy 2011 and 2/3 gender rule; and
- Failure to protect human risk areas associated with, disadvantaged groups, interfering with participation rights, and interfering with labour rights.

#### The proposed Mitigation Measures of Human Rights and Gender Requirements are:

- Ensure clear human resources policy against sexual harassment that is aligned with national law.
- Integrate provisions related to sexual harassment in the employee Code of Conduct.
- Ensure appointed human resources personnel to manage reports of sexual harassment according to policy.

#### d) Sexual Exploitation and Abuse by project workers against community members

This impact refers to sexual exploitation and abuse (SEA) committed by project staff against communities and represents a risk at all stages of the project, especially when employees and community members are not clear about prohibitions against SEA in the project.

#### The proposed mitigation measures to risks of SEA include:

• Develop and implement a SEA action plan with an Accountability and Response Framework as part of the ESMP. The SEA action plan will follow guidance on the World Bank's Good Practice Note for Addressing Gender-based Violence in Investment Project Financing involving Major Civil Works (Sept 2018).

#### e) Risk of Increased incidences of HIV/AIDS and STIs

The influx of people may bring communicable diseases to the project area, including sexually transmitted infections (STIs), or the incoming workers may be exposed to diseases to which they have low resistance. This can result in an additional burden on local health facilities and resources. Local health and rescue facilities may also be overwhelmed and/or ill-equipped to address the industrial accidents that can occur in a large construction site.

#### Proposed mitigation measure for this are:

- Sensitize workers and community members on HIV/AIDS awareness and other communicable diseases to be instituted and implemented as part of the contractor's Health and Safety Management Plan to be enforced by the Supervising Engineer. This will involve periodic HIV/AIDS and other communicable diseases Awareness Workshops for Contractor's Staff.
- Controlled access to private offices and working places by outsiders.

#### f) Child abuse

Children within the project area will be exposed to risks associated with interaction between them and project staff. This includes child labour and sexual abuse which coherently leads to teenage pregnancies and exposure to communicable diseases such as HIV/AIDS.

#### Mitigation measures

- The Proponent will develop and implement a Children Protection Strategy that will ensure minors are protected against negative impacts associated with the project.
- Children under the age of 18 years will not be hired at the site as provided by Child Rights Act (Amendment Bill) 2014.

#### g) Risk of increased spread of COVID-19

During project operation, there will be a lot of interactions among different people at the site. The potential for the spread of any infectious disease like COVID-19 is high.

#### The proposed Mitigation Measures against spread of COVID-19:

- The Proponent shall put in place measures to prevent and manage the spread of the COVID-19.
- The Proponent will develop a SOPs for managing the spread of COVID-19 during project operation. The SOPs shall be in line with the World Bank guidance on COVID-19, Ministry of Health Directives and site-specific project conditions.

#### 3.4 Impacts during the decommissioning phase

It is expected that the proposed development will be used for many years to come. However, decommissioning could be in the form of permanent withdrawal from the site or change of use of the site. Demolition of structures is the most critical part of decommissioning as it is associated with a number of impacts that include:

- Significant deterioration of the environment within the project site and the surrounding areas through noise and vibrations.
- Large quantities of dust and exhaust emissions from the machinery and equipment used in demolition.

#### Mitigation measures

The following shall be adhered to during the decommissioning process:

- Supervise all decommissioning works at the site especially any demolition of structures.
- Keep all passages clear at all times.

# **CHAPTER FOUR**

# ENVIRONMENTAL AND SOCIAL MANAGEMENT AND MAONITORING PLAN

Table 4.1: Proposed environmental and social Management and monitoring plan for the proposed project

Anticipated	<b>Proposed Mitigation</b>	Monitoring Indictors	Responsibility	Frequency	Means of	Cost	
Negative	Measures				Verification	(Ksh)	Commented [PM4]:
Impacts							
Environmental l	Issues						
<b>Construction Ph</b>	ase						
Reduction of local flora and fauna	<ul> <li>Avoid clearing of natural vegetation.</li> <li>Vegetation removal will be restricted to the actual project area to avoid spill-over effects to neighboring areas. Encourage re- vegetation</li> </ul>	<ul> <li>Area of natural vegetation affected</li> <li>No new tracks created</li> <li>Percentage of plant cover</li> <li>State of riparian area</li> </ul>	Contractor	Throughout Construction	<ul> <li>Percentage of plant cover</li> <li>State of riparian area</li> </ul>	-	
Encroachment into riparian land by new ponds	<ul> <li>Avoid encroachment into riparian land such as wetlands</li> <li>Discourage farmers from digging further</li> </ul>	<ul> <li>Area fenced/ demarcated</li> </ul>	Contractor KCSAP Fisheries	Once	Fencing coverage	2,000,00	0

Anticipated	Proposed Mitigation	Monitoring Indictors	Responsibility	Frequency	Means of	Cost	
Negative	Measures				Verification	(Ksh)	Commented [PM4]:
Impacts							
	<ul> <li>new ponds with likelihood of affecting the fragile ecosystem</li> <li>Fence the project site/rehabilitate the existing fence to prevent interactions with the external environment including the riparian area.</li> </ul>						
	• Seek Authorization from the relevant technical departments						
Soil erosion and Siltation	Compact loose soil after ponds excavation Put in place soil conservation structures e.g cut off drains, terraces etc. Observe buffer zones	<ul> <li>Compacted areas</li> <li>Conservation structures in place</li> </ul>	Contractor	After excavation	Physical inspection and level of compacting	50,000	

Anticipated	Proposed Mitigation	Monitoring Indictors	Responsibility	Frequency	Means of	Cost	
Negative	Measures				Verification	(Ksh)	Commented [PM4]:
Impacts							
Increased Generation of Solid Wastes	<ul> <li>Use of an integrated solid waste management system i.e., the 3 R's: 1. Reduction at source 2. Reuse 3. Recycle where possible.</li> <li>Reduce waste at site;</li> </ul>	<ul> <li>No of litter bins installed</li> <li>Licensed waste handler in place</li> <li>No of trainings on waste management</li> <li>NO. of bins for handling COVID 19 wastes</li> </ul>	Contractor	monthly	Records of trainings Waste transport Licenses	55,000	
	• Waste collection bins / receptacles to be provided at the project site;						
Risk of Open Defecation	<ul> <li>Provide pit latrines for workers/farmers.</li> <li>Discourage Open defecation into farms and nearby bushes</li> </ul>	<ul> <li>No. of pit latrines constructed</li> </ul>	Contractor	Once	Physical inspection	120,000	

Anticipated	<b>Proposed Mitigation</b>	Monitoring Indictors	Responsibility	Frequency	Means of	Cost	
Negative	Measures				Verification	(Ksh)	Commented [PM4]:
Impacts Water	• Undertake	Period of excavation	Contractor	monthly	Analysis reports	20.000	_
Pollution (Nearby stream)	<ul> <li>Ondertake excavations during drier periods</li> <li>Undertake regular monitoring and analysis</li> </ul>					20,000	
Air Quality Degradation due to Dust and Exhaust Emissions	<ul> <li>Ensure proper repair and maintenance of vehicles and equipment to minimize excessive exhaust gases emissions</li> <li>Workers will be provided with appropriate PPE</li> <li>Engines of the parked vehicles are switched off to minimize idling time</li> </ul>	<ul> <li>Frequency of machinery/vehicle maintenance</li> <li>No of PPEs procured/ Proportion of workers with requisite PPEs</li> <li>No of drivers trained/advised due diligence on machine/vehicle operation</li> </ul>	Contractor	Weekly	Frequency of sensitization PPE provided Air Quality measurements	50,000	

Anticipated	Proposed Mitigation	Monitoring Indictors	Responsibility	Frequency	Means of	Cost	
Negative	Measures				Verification	(Ksh)	Co
Impacts							
Occupational Health and Safety Hazards	<ul> <li>Provide appropriate personal protective equipment (PPE) to workers.</li> <li>Train workers in general safety procedures including first aid and fire safety.</li> <li>Ensure that there are provisions for reporting incidents, accidents and dangerous occurrences</li> </ul>	<ul> <li>No of workers using PPEs</li> <li>No. of trainings conducted</li> <li>No of incidences/ accidents reported</li> </ul>	Contractor	Weekly	Training records Purchase orders/Receipts Incident registers	50,000	
Social Issues							
Increased Spread of STD, HIV & AIDS,	<ul> <li>develop appropriate awareness content and implement</li> </ul>	<ul> <li>Number of farmers sensitized</li> <li>Number of meetings held</li> </ul>	Contractor	Continuous	HIV Trainings and awareness campaign Code of Conduct	50,000	

Anticipated	Proposed Mitigation	Monitoring Indictors	Responsibility	Frequency	Means of	Cost	
Negative	Measures				Verification	(Ksh)	Commented [PM4]:
Anticipated Negative Impacts Increased Spread of COVID-19	Proposed Mitigation Measures         awareness sessions for workers on HIV/AIDs and other STDs.         Develop a code of conduct         Raise awareness on the need to take COVID-19 vaccine,	<ul> <li>Monitoring Indictors</li> <li>Mo of SOP(s) developed,</li> <li>No of training material developed,</li> </ul>	Responsibility	Frequency         Continuous	Means of Verification Presence of Handwashing facilities/sanitizers Appropriate PPE	Cost (Ksh) 30,000	Commented [PM4]:
	<ul> <li>Ensuring social distancing of not less 1.5 meters between employees in all directions,</li> <li>Hygiene promotion through suitable hand sanitizing facility or handwashing soap and water</li> </ul>	<ul> <li>No of PPE purchased and used,</li> <li>No of installed handwashing equipment installed.</li> </ul>			(Face Masks) Observance of social distance No. of trainings Vaccinations undertaken		

Anticipated	Proposed Mitigation	Monitoring Indictors	Responsibility	Frequency	Means of	Cost	
Negative	Measures				Verification	(Ksh)	Com
Impacts							
	Strict and proper						
	use of face						
	masks						
	throughout all						
	working hours.						
	<ul> <li>Implement</li> </ul>						
	Ministry of						
	Health						
	guidelines for						
	staff safety and						
	health, including						
	daily						
	temperature						
	checks for						
	everyone in the						
	workplace						
	Increase						
	frequency of						
	cleaning						
	commonly						
	touched surfaces						
	/ objects						
Gender based	Ensure clear	Number of	Contractor	Continuous	Human resource	50,000	
violence and	human resources	engagements with			policy		
Sexual	policy against	women & girls					
Harassment	sexual						

Anticipated	Proposed Mitigation	Monitoring Indictors	Responsibility	Frequency	Means of	Cost	
Negative	Measures				Verification	(Ksh)	Commented [PM4]:
Impacts							
	<ul> <li>harassment that is aligned with national law.</li> <li>Integrate provisions related to sexual harassment in the employee Code of Conduct.</li> </ul>	<ul> <li>No. of GBV risk factor identified</li> <li>No. of plans to mitigate risks developed.</li> </ul>			Code of Conducts signed No of cases of GBV reported		
	• Engage with women and girls in the project						
Risk of drowning by animals and people	• The pond areas will be fenced and will be provided with a lockable gate to keep away animals, unauthorized people and children.	<ul><li>Area fenced.</li><li>No. of warning signs</li></ul>	Contractor KCSAP	Continuous	Presence of a fence and a gate. Warning signs erected	-	
	• Put warning signs at the fishponds to alert						

Anticipated	<b>Proposed Mitigation</b>	Monitoring Indictors	Responsibility	Frequency	Means of	Cost	
Negative	Measures				Verification	(Ksh)	Con
Impacts							
	children and						
	other people of						
	the dangers						
	associated with						
	the fishponds.						
	Grass around the						
	ponds shall						
	always be kept						
	short so that it						
	grazing animals						
	grazing annuas.						
	Carry out public						
	awareness and						
	means against						
	accidental deaths						
	by drowning.						
Onenational Dha							
Operational I ha	180						
<b>Environmental</b>	Issues						
Air Quality	Provide	• No of PPEs procured/	PMC/Individual	Continuous	Purchase orders	70,000	
Degradation	appropriate PPE	Proportion of workers	farmers				
due to Exhaust	to farm workers	with requisite PPEs					
Emissions							

Anticipated	Proposed Mitigation	Monitoring Indictors	Responsibility	Frequency	Means of	Cost	
Negative	Measures				Verification	(Ksh)	Commented [PM4]:
Impacts							
Pond Water Pollution	<ul> <li>Prevent upstream pollution impacting on the quality of ponds</li> <li>Conduct periodic water quality analysis</li> </ul>	<ul> <li>No. of water quality sampling and analysis done</li> </ul>	PMC/ Individual Pond owners	2 weeks period	Analysis reports Training records	20,000	
	• Water Safety trainings with the community						
Risk of increased eutrophication (Nutrients and from manure and feeds)	• Ensure to have holding ponds for aeration before releasing used water from the fish ponds back into the stream	<ul> <li>No. of aeration ponds dug</li> </ul>	РМС	Once	Physical examination	100,000	
Increased Generation of Solid Waste	• Use of an integrated solid waste management system i.e., the 3 R's: 1.	<ul> <li>No of litter bins installed</li> <li>Licensed waste handler in place</li> </ul>	PMC/Individual farmers	Continuous	Dust bins/receptacles Quantity of waste	80,000	

Anticipated	<b>Proposed Mitigation</b>	Monitoring Indictors	Responsibility	Frequency	Means of	Cost	
Negative	Measures				Verification	(Ksh)	Commented [PM4]:
Impacts							
	<ul> <li>Reduction at source 2. Reuse</li> <li>3. Recycle where possible.</li> <li>Reuse packaging materials such as sacks, polythene and other fish feeds packaging materials</li> </ul>	<ul> <li>No of trainings on waste management</li> <li>No. of bins for handling COVID 19 wastes.</li> </ul>					
	• Waste collection bins / receptacles to be provided at the project site;						
Occupational Health and Safety Hazards	<ul> <li>Provide appropriate personal protective equipment (PPE).</li> <li>Train the workers on first- aid practices.</li> </ul>	<ul> <li>No of workers using PPEs on use by those involved at the site</li> <li>No of staff/ workers trained on first-aid</li> <li>No of First-aid Kits installed.</li> </ul>	Group Fisheries Department	Continuous	PPE provided First Aid Kits availability	70,000	

Anticipated	Proposed Mitigation	Monitoring Indictors	Responsibility	Frequency	Means of	Cost	
Negative	Measures				Verification	(Ksh)	Commented [PM4]:
Impacts							
Risk of Flooding and Washing away of fish	Construct dykes     upstream	• No. of dykes constructed	KCSAP Fisheries Department	3 months	Physical inspection	As per the budget	
Predation by animals and birds	<ul> <li>Fence off the ponds</li> <li>Install nets/screens and put scare crows that can keep away fish predators such as birds and animals</li> </ul>	• Number of ponds with fence, screens, nets etc	PMC Fisheries Department	Once and replace them when worn out	Physical inspection	200,000	
Siltation of the Ponds	• Desilt the fish ponds	Number of ponds desilted	PMC and individual farmers	Annually	Desilting reports	As per the budget	
Social Issues							
Increased Spread of COVID-19	<ul> <li>Raise awareness on the need to take COVID-19 vaccine,</li> <li>Ensuring social distancing of not less than 1.5</li> </ul>	<ul> <li>No of SOP(s) developed,</li> <li>No of training material developed,</li> <li>No of PPEs purchased and used,</li> </ul>	PMC/ Individual farmers	Continuous	Training records Vaccinations certificates	50,000	
		25					

Anticipated	Proposed Mitigation	Monitoring Indictors	Responsibility	Frequency	Means of	Cost	
Negative	Measures				Verification	(Ksh)	Commented [PM4]:
Impacts							
	meters between employees in all directions,	<ul> <li>No of installed handwashing equipment installed.</li> </ul>					
	Hygiene promotion through suitable hand sanitizing facility or handwashing soap and water	<ul> <li>No. of farmers on masks</li> </ul>					
	• Strict and proper use of face masks throughout all working hours.						
	• Implement Ministry of Health guidelines for staff safety and health including wearing of masks						

Anticipated	Proposed Mitigation	Monitoring Indictors	Responsibility	Frequency	Means of	Cost	
Negative	Measures				Verification	(Ksh)	Commented [PM4]:
Impacts							
Gender Related Conflicts	<ul> <li>The PMC should ensure the fish farmer group always comply with 2/3 gender rules where representation from all genders is met.</li> <li>Training on management of funds should be done to all members where both men and women should be encouraged to participate</li> <li>Sensitization on substance and drug abuse should be continuously done on the members</li> </ul>	<ul> <li>Number of engagements with women &amp; girls</li> <li>Code of conduct prepared</li> <li>No. of GBV risk factor identified</li> <li>No. of plans to mitigate risks developed.</li> <li>No. of Referral mechanisms in place.</li> </ul>	KCSAP and PMC	Continuous	Committee membership Training attendance	80000	

Anticipated	Proposed Mitigation	Monitoring Indictors	Responsibility	Frequency	Means of	Cost	
Negative	Measures				Verification	(Ksh) Ca	ommented [PM4]:
Impacts							
	Put in place mechanism to prevent GBV including code of conduct and identify referrals for GBV victims						
Pond Security	• Ensure there is a security personnel to guard the fish ponds	Security guards     employed	РМС	Monthly	Employment and Security records	20,000	
Social Conflicts due to resource use	<ul> <li>Avoid indiscriminate diverting of water from the stream</li> <li>Engage WRA on water regime and follow the guidance issued by WRA and the dept. of fisheries</li> <li>Avoid polluting water for</li> </ul>	• Adherence to set guidelines	PMC	monthly	Conde of Conduct	-	

Anticipated	Proposed Mitigation	Monitoring Indictors	Responsibility	Frequency	Means of	Cost	
Negative	Measures				Verification	(Ksh) Cor	nmented [PM4]:
Impacts							
	downstream users						
Fish Mortality	• Ensure training of farmers on fish rearing and management of fish stress among others	<ul><li>No. of trainings conducted</li><li>Records of fish species</li></ul>	KCSAP PMC	At the beginning of operation and quarterly	Training records Records of Fish species	50,000 Variable	
	• Stock the fish ponds with suitable species of fish that can be resilient to survive harsh water conditions						
Likelihood of Child Labour	<ul> <li>Ensure only persons above the age of 18 years should be engaged as workers.</li> <li>At family level, children should only help out when they are out of school and</li> </ul>	<ul> <li>No. of village volunteers child monitors trained.</li> <li>No. of group members trained on child protection.</li> </ul>	KCSAP, PMC and individual farmers	Continuous	Training records	10,000	

Anticipated	Proposed Mitigation	Monitoring Indictors	Responsibility	Frequency	Means of	Cost	
Negative	Measures				Verification	(Ksh)	Commented [PM4]:
Impacts							
	<ul> <li>no farmer should be allowed to keep the kids out of school during school going days</li> <li>Children should only help out in less energy demanding tasks and should not be engaged in heavy lifting</li> </ul>						
Danger of drowning	<ul> <li>Erecting a perimeter fence around the fish ponds with a gate which should be kept under lock and key by the PMC</li> <li>The community be sensitized on the potential risk of drowning</li> </ul>	Presence of Perimeter fence	PMC	once	Fence	80,000	

Anticipated	Proposed Mitigation	Monitoring Indictors	Responsibility	Frequency	Means of	Cost	
Negative	Measures				Verification	(Ksh)	Commented [PM4]:
Impacts							
Grievances	• Establish and document a grievance redress mechanism to solve all the grievances raised	<ul> <li>No. of complaints/grievances raised and resolved</li> </ul>	РМС	Monthly	GRM	5,000	
DECOMMISSI	ONING PHASE						
Soil erosion and Siltation	Compact loose soil decommissioning	Compacted areas	Contractor	After decommissioning	Physical inspection and level of compacting	50,000	
Pollution of nearby stream (due to release of pond water)	Conduct water quality analysis of water from the fish pond before releasing	Analysis report	РМС	Once at the end of project	Analysis reports	100,000	
Loss of livelihood	Explore alternative sources of livelihoods Train the community on livelihood diversification	Trainings done	РМС	Quarterly	Training records	50,000	

#### **CHAPTER FIVE: CONCLUSION**

The proposed development will have numerous positive impacts as has been outlined in this report. The anticipated positive impacts of the proposed project include creation of employment opportunities; demand for locally available construction materials; improved environmental conditions through agroforestry activities; improved infrastructure through development of foot paths. The anticipated negative impacts of the proposed project include clearance of flora and interference with fauna; encroachment into riparian areas; soil compaction and increased run-off and associated siltation; solid wastes; increased traffic flow; death, predation and theft of fish and excessive fertilization of fishponds; creation of vector and rodents breeding grounds; risks of animals and people drowning in the ponds; contamination of fishpond water and environmental pollution; gender based violence and sexual harassment (GBV/SH); sexual exploitation and abuse by project workers against community members; risk of Increased incidences of HIV/AIDS and STIs; grievances; child abuse; risk of increased spread of COVID-19 at work sites; and risk of Spread of COVID-19 amongst community members during consultations. The negative environmental and social impacts that will result from establishment of the project will be mitigated with the options provided for in this report. The report concludes that if all the suggested mitigation measures and the above recommendations as indicated in the proposed environmental and social management and monitoring plans are implemented, then the proposed project will not adversely impact on the environment. It is also clear that the Proponent has actively involved the key neighbourhood stakeholders and these stakeholders did not object to the implementation of the development. The project has sufficient public support

#### REFERENCES

- Kenya gazette supplement Acts 2000, Environmental Management and Coordination Act Number 8 of 1999. Government printer, Nairobi
- 2. Kenya gazette supplement Acts Land Planning Act (Cap. 303) government printer, Nairobi
- 3. Kenya gazette supplement Acts County government Act, 2012, government printer, Nairobi
- 4. Kenya gazette supplement Acts Penal Code Act (Cap. 63) government printer, Nairobi
- 5. Kenya gazette supplement Acts Physical Planning Act, 1999 government printer, Nairobi
- 6. Kenya gazette supplement Acts Public Health Act (Cap. 242) government printer, Nairobi
- Kenya gazette supplement number 56. Environmental Impact Assessment and Audit Regulations 2003. Government printer, Nairobi
- 8. Kenya gazette supplement Acts Water Act, 2016, Government Printers, Nairobi
- Kenya gazette supplement number 69, Environmental Management and Coordination (Waste management) Regulations, 2006, Government printer, Nairobi
- Environmental Management and Coordination (Noise and Excessive Vibration Pollution) (Control) Regulations, 2009, government printer, Nairobi
- 11. Busia County Integrated Development Plan 2

#### ANNEXES

1.200

#### Annex 1: Environmental & Screening Checklist

Annex 12A: Environmental and Social screening Check list ESM Sub-projects Screening Checklist (Prototype) (Sub-projects screening process by benefitting communities/Agencies) Section A: Background information

Name of County BUSAM Name of CPCU /Researcher Samuel OM: 50 South S/ COUNTY Sub-project location. KAWARINGANG' -THET SOUTH S/ COUNTY Name of CBO/Institution Many Provent And Objectives of the sub project. Incolate ash productively Incolate former meaning Activities/enterprises undertaken TTIL percent Stecking, all ion fortes-How was the sub-project chosen? Commission of participation Expected sub project duration: G. Montak

Section B: Environmental Issues		
Will the sub-project:	Yes	No
Create a risk of increased soil erosion?	V	
Create a risk of increased deforestation?	1000	~
Create a risk of increasing any other soil degradation soil degradation?		5
Affect soil salinity and alkalinity?	V	
Divert the water resource from its natural course/location?		~
Cause pollution of aquatic ecosystems by sedimentation and agro- chemicals, oil spillage, effluents, etc.?	1	
Introduce exotic plants or animals?		
Involve drainage of wetlands or other permanently flooded areas?	+~	
Cause poor water drainage and increase the risk of water-related diseases such as malaria?	~	
Reduce the quantity of water for the downstream users?		~
Result in the lowering of groundwater level or depletion of groundwater?		~
Create waste that could adversely affect local soils, vegetation, rivers and streams or groundwater?		~
Reduce various types of livestock production?		10
Affect any watershed?		~
Focus on Biomass/Bio-fuel energy generation?		1
	-	-

If the answers to any of the above is 'yes', please include an EMP with sub-project application.

Section C: Socio-economic Issues		
Will the sub-project:	Yes	No
Displace people from their current settlement?		V
Interfere with the normal health and safety of the worker/employee?		4
Reduce the employment opportunities for the surrounding communities?		~
Reduce settlement (no further area allocated to settlements)?		V
Reduce income for the local communities?		~
Increase insecurity due to introduction of the project?	2	17
Increase exposure of the community to HIV/AIDS?	~	
Induce conflict?	~	
Have machinery and/or equipment installed for value addition?		1
Introduce new practices and habits?		~
Lead to child delinquency (school drop-outs, child abuse, child labour, etc.?		~
Lead to gender disparity?		~
Lead to poor diets?		0
Lead to social evils (drug abuse, excessive alcohol consumption, crime, etc.)?	2	

#### Section D: Natural Habitats

Will the sub-project:	YES	NO:
Be located within or near environmentally sensitive areas (e.g. intact natural forests, mangroves, wetlands) or threatened species?		1
Adversely affect environmentally sensitive areas or critical habitats - wetlands, woodlots, natural forests, rivers, etc.)?		2
Affect the indigenous biodiversity (Flora and fauna)?		1
Cause any loss or degradation of any natural habitats, either directly (through project works) or indirectly?		~
Affect the aesthetic quality of the landscape?		1
Reduce people's access to the pasture, water, public services or other resources that they depend on?		~
Increase human-wildlife conflicts?		1
Agrochemical use		1.0
Will the micro-project:		24
Involve the use of pesticides or other agricultural chemicals, or increase existing use?		~
Cause contamination of watercourses by chemicals and pesticides?		1
Cause contamination of soil by agrochemicals and pesticides?		2
Experience effluent and/or emissions discharge?		10
Export produce? Involve annual inspections of the producers and unannounced inspections?		1
Require scheduled chemical applications?		1

If the answer to any of the above is 'yes', please consult the mitigation measures in the ESMF, and if needed prepare a (Resettlement Action Plan) RAP. Section H: Proposed action

(i) Summarize the above:	(ii) Guidance
All the above answers are 'No' There is at least one 'Yes'	<ul> <li>If all the above answers are 'No', there is no need for further action;</li> <li>If there is at least one 'Yes', please describe your recommended course of action (see below).</li> </ul>

#### (iii) Recommended Course of Action

If there is at least one 'Yes', which course of action do you recommend?

These are hand doig prode which have lips -spects on the rewitenment. ESMP is therefore recommended.

Completed by: Name:	
Position / Community:	MANAGEMENT AUTHORITY
Date:	BUSIA COUNT OTTO
Field Appraisal Officer (CDE):	SLADGE I CANSERCE
Date:	Sign1

## Annex 2: Proof of Land ownership

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IHEEEN apply to the		LAND CONTROL BOARD.
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<ul> <li>(d) Address</li> <li>(e) Proposed purchaser, transferes, mortgages, charges, allottes, etc. (full name in BLOCK LETTING). GOUNT GOVERNMENT OF BUSIA MARCINYANG AQUA PARK.</li> <li>(e) If a limited liability company, names of directors, authorized and issued thare capital and principal shareholders; if a co-operative society, names of chargesco, secretary and treasurer and total number of members.</li> <li>(e) Nationality <u>KENTAN</u> <u>Certificate No</u>.</li> <li>(f) Address <u>D. BOX 142-50400</u> <u>BUSIA</u></li> <li>3. Nature of transaction (e.g. sale, gift, lease, mortgage, charge, etc.; if sale or allottment of shares name of gompany, number and particulars of shares to be transferred)</li> <li>TRANSFER, <u>OF LAND</u>.</li> <li>4. Term (i.e. the length of time for which the land affected is to be transferred or leased if shares issued at date of application).</li> <li><u>ABHOLUTE</u></li> <li>5. Description of Land-LR or Parce No. <u>GUSTA MANDELUTE</u></li> <li>5. Description of Land-LR or Parce No. <u>GUSTA TECCO ADOXOR (3993 y Area</u> 0.700 <u>HESTAREKS</u>)</li> </ul>		(b) Nationality NENYAN
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<ul> <li>(b) If a limited liability corrupany, names of directors, suthorized and issued share capital and principal sharebolders: if a co-operative society, names of chainperson, secretary and treasurer and total number of members—</li> <li>(c) Nationality <u>MENTAN</u> Certificate No.</li> <li>(d) Address <u>Dox 142 SO400 BUSIA</u></li> <li>3. Nature of manaction (e.g. sale, gift, lease, mortgage, charge, etc.: if sale or allotment of shares name of pompany, number and particulars of shares to be transferred or leased if shares name of gompany, number and particulars of shares to be transferred or leased if shares issued at date of application).</li> <li>4. Term (i.e. the length of times for which the land affected is to be transferred or leased if shares issued at date of application).</li> <li><u>ADSOLUTE</u></li> <li>5. Description of Land-LR. or Parcel No. <u>SOUTH TESCO APONOR / 39834</u> Area <u>0.70 HESTARKES</u> Locality <u>ADDARINIANY</u></li> <li>County <u>OF BUSIA</u></li> </ul>		BLOCK LETTERS) COUNTY GOVERNMENT OF BUSIK KAMARINYANG AQUA PARK
<ul> <li>(e) Nationality <u>KENTAN</u> <u>Certificate No.</u></li> <li>(d) Address <u>So. Box 142 Soyoo Busia</u></li> <li>(e) Nature of transaction (e.g. sale, gift, lease, mortgage, charge, etc.; if sale or allottment of shares name of company, number and particulars of shares to be transferred) <u>TRANSFER</u> <u>OF LAND</u></li> <li>(f) Term (i.e. the length of time for which the land affected is to be transferred or leased if sale or allottment of shares, authorized share capital of the company and numbers of hares issued at date of application) <u>ABIOLUSTE</u></li> <li>(f) Description of Land- LR or Parcel No. <u>ROUTH TESSO APONOR / 3934</u> Area <u>0.70 HECTAREES</u> Locality <u>AMARIMENTERS</u></li> </ul>		(b) If a limited liability company, names of directors, authorized and issued thare capital and principal shareholders; if a co-operative society, names of chairperson, secretary and treasurer and total number of members —
<ul> <li>(c) Nationality <u>NENTAN</u> <u>Certificate No.</u></li> <li>(d) Address <u>Box 142 50400</u> <u>BUSIA</u></li> <li>3. Nature of transaction (e.g. sale, gift, lease, mortgage, charge, etc.; if sale or allotment of shares name of company, number and particulars of shares to be transferred) <u>TRANSFER</u> <u>OF LAND</u></li> <li>4. Term (<i>i.e.</i> the length of time for which the land affected is to be transferred or leased if sale or allotment of shares, authorized share capital of the company and numbers of shares issued at date of application) <u>ABIOLUSTE</u></li> <li>5. Description of Land- LR or Parcel No. <u>ROUTH TESSO APOKOR / 3934</u> Area 0.70 <u>HECTAREES</u> Locality <u>AMARIMENTESSO</u></li> </ul>		
<ul> <li>(c) Nationality <u>KENTAN</u> <u>Certificate No.</u></li> <li>(d) Address <u>P.s. BOX 142-50400</u> <u>BUSIA</u></li> <li>3. Nature of transaction (e.g. sale, gift, lease, montgage, charge, etc.; if sale or allotment of shares name of company, number and particulars of shares to be transferred) <u>TRANSFER</u> <u>OF LAND</u></li> <li>4. Term (i.e. the length of time for which the land affected is to be transferred or leased if sale or allotment of shares, authorized share capital of the company and numbers of shares issued at date of application) <u>ABIOLUTE</u></li> <li>5. Description of Land- LR or Parcel No. <u>ROUTH TESSO APOKOR / 3934</u> Area <u>0.70 HECTARES</u> Locality <u>AMARIMIANY</u> County <u>OF BUSIA</u></li> </ul>		
<ul> <li>(d) Address <u>Ps. Bex 142-50400</u> <u>BUSIA</u></li> <li>(d) Address <u>Ps. Bex 142-50400</u> <u>BUSIA</u></li> <li>Nature of transaction (e.g. sale, gift, lease, mortgage, charge, etc.; if sale or allotment of shares name of company, number and particulars of shares to be transferred) <u>TRANTFER</u>, <u>OF LAND</u></li> <li>4. Term (i.e. the length of time for which the land affected is to be transferred or leased if sale or allotment of shares, authorized share capital of the company and numbers of ahares issued at date of application) <u>ABSOUTE</u></li> <li>5. Description of Land- LR or Parcel No. <u>ROUTH TESSO APOKOR / 3934</u> Area <u>0.70</u> <u>HECTARES</u> Locality <u>ANDREINTANY</u> County <u>OF BUSIA</u></li> </ul>		In the MERCENSE
<ul> <li>All Address</li></ul>		(c) Nationality <u>PCENTEN</u> Certificate No.
<ul> <li>4. Term (i.e. the length of time for which the land afforted is to be transferred) <ul> <li>TRANSFER, OF LAND</li> </ul> </li> <li>4. Term (i.e. the length of time for which the land afforted is to be transferred or leased if sake or allotment of application) <ul> <li>ABROLUTE</li> </ul> </li> <li>5. Description of Land- <ul> <li>LR or Parcel No.</li> <li>DUTH TROO APONOR / 3934</li> <li>Area</li> <li>Area</li> <li>ANARINI ANY</li> <li>County OF BUSIA</li> </ul> </li> </ul>		- (a) Address KOVX 17-2-50400 KOC/A
<ul> <li>4. Term (i.e. the length of time for which the land affocted is to be transferred or leased if sale or allotment of shares, authorized share capital of the company and numbers of shares issued at date of application)</li> <li>ABYOLUTE</li> <li>5. Description of Land- LR or Parcel No. <u>SOUTH TESO APOKOR 3934</u> Area 0.20 <u>HEOTARES</u> Locality <u>AMARIMIANY</u> County OF BUSIA</li> </ul>		shares name of company, number and particulars of shares to be transferred) TRAMFER, OF LAND:
<ul> <li>Term (i.e. the length of time for which the land affected is to be transferred or leased if sale or allotment of shares, authorized share capital of the company and numbers of shares issued at date of application)</li> <li><u>AB406077</u></li> <li>Description of Land- LR or Parcel No. <u>SOUTH TESO APOKOR 3934</u> Area 0.70 <u>HECTARES</u> Locality <u>KANARIMIANY</u> County OF BUSIA</li> </ul>		
<ul> <li>4. Term (i.e. the length of time for which the land affected is to be transferred or leased if sale or allotment of shares, authorized share capital of the company and numbers of shares issued at date of application).</li> <li>ABROLDTE</li> <li>5. Description of Land-LR or Parcel No. ROUTH TESO/ APOKOR / 3934</li> <li>Area 0.20 HECTARES</li> <li>Locality KANDREIMIANY</li> <li>County OF BUSIA</li> </ul>		
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County OF BUSIA		LR OF PARCEINO SOUTH TESO/ APOKOR / 3934 Area 0.20 HECTARES
County <u>QP ADUSIA</u>		Locality MANDARINY ANY
		County OF BUSIA

6 (a) Purchase price, if a sale or option KSh.
KSh
Estimated value of the land (if a gift) KSh
Amount of loan (if a mortgage or charge) KSh.
Rate of interest (if a motigare of charge)
Any other information affecting the amount of the consideration, particularly regarding the description and area of crops with estimated yields and value thereof included in the enrolpase ptice.
(b) Full description and approximate value of improvements on land included in the consideration
(c) Any other consideration passing between the parties
7. If transfer or lease of the land
Prevent development encommend and another to the first state of the
approximate date
Development a state of the stat
Locs the purchaser/lessee intend to reside on the land?
Does use purchaser lessee intend to reside on the land?
<ol> <li>(a) Other agricultural had registered in the name of or held under contract for sale by the proposed purchaser, transferer, lessee or allottee, or any member(:) of his immediate family, or any company in which he has an interest (state the nature of any interest in such company).</li> </ol>
Solution of the second se
B. (a) Other agricultural land registural in the name of or held under contract for sale by the proposed purchaser, transferer, lessee or allottee, or any member(:) of his immediate family, or any company in which he has an interest (state the nature of any interest in such company)-     L.R. or Parcel Nos. Area Owner.
So and particulated leader reside on the land?     Other agricultural land registered in the name of or held under contract for sale by     the proposed parchaser, transferer, lessee or allottee, or any member(i) of his     immediate family, or any company in which he has an interest (state the nature of     any interest in such company)-     L.R. or Parcel Nos.     Owner     Nature of interest
Second and particulated in the name of or held under contract for sale by the proposed parchaser, transferer, lessee or allotter, or any nomber(i) of his immediate family, or any company in which he has an interest (state the nature of any interest in such company) -     L.R. or Parcel Nos. Area Owner
Be particultural land registered in the name of or hold under contract for sal. by the proposed purchaser, transferee, lessee or allottee, or any member(:) of his immediate family, or any company in which he has an interest (state the nature of any interest in such company) L.R. or Parcel Nos. Area L.R. or Parcels Nos. District Area L.R. or Parcels Nos. District Area
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Notes are parecession description of the reside on the land? 8. (a) Other agricultural land registered in the masse of or hold under contract for sale by the proposed purchaser, transferrer, lessee or allottee, or any member(:) of his immediate family, or any company in which he has an interest (state the nature of any interest in such company). L.R. or Parcel Nos. Area Owner Nature of interest Whether contiguous to land being purchased (b) Particulars of agricultural land held and disposed of by purchaser or lessee in the last three years. L.R. or Parcels Nos. District Area 9. Farming experience of transferree We hereby declare that the above information is true to the best of our knowledge and belief. # URMarkb.

REPUBLIC OF KENYA THE LAND CONTROL ACT (Cap. 302) APPLICATION FOR CONSENT OF LAND CONTROL BOARD To be submitted in TRIPLICATE in respect of each transaction and To: THE Sent to or left at the appropriate office of the Commissioner of Lands LAND CONTROL BOARD. L.C.R. No. 1 HEREBY apply to the ANUKURA Land Control Board for its consent to the transaction described below, and give the following information: 1. (a) Present registered holder of interest (full name in BLOCK LETTERS): CARRIEL CHATAMBE OILE (b) Nationality NENYAN (c) Address Po. Box 91-50403 AMORURA 2. (a) Proposed purchaser, transferee, mortgagee, chargee, allottee, etc. (fall name in BLOCK LETTERS). COUNTY GOVERNNENT OF BOSIM KAMARINYANG AQUA PARK (b) If a limited liability company, names of directors, authorized and israed share capital and principal shareholders; if a co-operative society, names of chairperson, secretary and treasurer and total number of members --(c) Nationality <u>KENTAN</u> Contificate No. (d) Address P.O. BOX 142-50400 BUSIA 3. Nature of transaction (e.g. sale, gift, lease, montpage, charge, etc.; if sale or allotment of shares name of company, number and particulars of shares to be transferred) 4. Term (i.e. the length of time for which the land affected is to be transferred or leased if sale or allotment of shares, authorized share capital of the company and numbers of shares issued at date of application) .... ABIOLUTE 5. Description of Land-L.R. of Parcel No. SOUTH TESD/ APOKOR Area 0.80 HECTARES 2869 Locality KAMARINYANG County OF BUSIA

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<ol> <li>(a)</li> </ol>	Purchase price, if a sale or option	KSh.
	Rem	KSh.
	Estimated value of the land (if a gif	u KSh
	Amount of loan (if a mortgage or cl	urge) Kom %
	Rate of interest (if a mortgage or ch Any other information affecting regarding the description and area included in the purchase price	arge) with estimated yields and value thereof
(b)	Full description and approximate consideration	value of improvements on land included in the
(c)	Any other consideration passing be	tween the parties
7. lf tu	ansfer or lease of the land-	
Prop	posed development programme of a	orchaser, including funds available thereof with
appr	oximate date	· · · · · · · · · · · · · · · · · · ·
Doe	s the purchaser/lessee intend to resid	e on the land?
R_ (a)	Other agricultural land registered the proposed purchaser, transfe	in the name of or held under contract for sale by ree, lessee or allottee, or any member(s) of his
	any interest in such company)-	ny in which he has an interest (state the nature of
	immediate family, or any compa any interest in such company)- L.R. or Parcel Nos.	ny in which he has an interest (state the nature of
	immediate family, or any compa any interest in such company)- L.R. or Parcel Nos	ny in which he has an interest (state the nature of Area
	immediate family, or any compa any interest in such company)— L.R. or Parcel Nos. Owner Nature of interest	ny in which he has an interest (state the nature of
	immediate family, or any compa any interest in such company) – L.R. or Parcel Nos. Owner Nature of interest Whether contiguous to land bein	ny in which he has an interest (state the nature of Area
(5)	immediate family, or any compa any interest in such company) – L.R. or Parcel Nos. Owner Nature of interest Whether contiguous to land bein Particulars of aericultural land be	ny in which he has an interest (state the nature of
(b)	immediate family, or any compa any interest in such company) – L.R. or Parcel Nos. Owner Nature of interest Whether contiguous to land bein Particulars of agricultural land he last three years –	g purchased
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(6)	immediate family, or any compa any interest in such company) – L.R. or Parcel Nos. Owner Nature of interest Whether contiguous to land bein Particulars of agricultural land he last three years – L.R. or Parcels Nos. Distri L.R. or Parcels Nos.	g purchased  g purchased  ctArea  Area  g and disposed of by purchaser or lessee in the
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(b) 9. Far	immediate family, or any compa any interest in such company)— L.R. or Parcel Nos. Owner Nature of interest Whether contiguous to land bein Particulars of agricultural land he last three years— L.R. or Parcels Nos. Distri ming experience of transferee	any in which he has an interest (state the nature of
(b) 9. Far	immediate family, or any compa any interest in such company)— L.R. or Parcel Nos. Owner Nature of interest Whether contiguous to land bein Particulars of agricultural land he last three years — L.R. or Parcels Nos. Distri L.R. or Parcels Nos. Distri ming experience of transferee	a purchased
(b) 9. Far 	immediate family, or any compa any interest in such company)— L.R. or Parcel Nos. Owner Nature of interest Whether contiguous to land bein Particulars of agricultural land he last three years— L.R. or Parcels Nos. Distri L.R. or Parcels Nos. Distri ming experience of transferee	a purchased
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(b) 9. Far — — We belief,	immediate family, or any compa any interest in such company)— L.R. or Parcel Nos. Nature of interest Whother contiguous to land bein Particulars of agricultural land he last three years— L.R. or Parcels Nos. Distri L.R. or Parcels Nos. Distri ming experience of transferre.	my in which he has an interest (state the nature of
(b) 9. Far — — — We belief,	immediate family, or any comps any interest in such company)— L.R. or Parcel Nos	my in which he has an interest (state the nature of
(b) 9. Far — We belief, Signal	immediate family, or any company any interest in such company)— L.R. or Parcel Nos. Owner Nature of interest Whether contiguous to land bein Particulars of agricultural land he last three years — L.R. or Parcels Nos. Distri L.R. or Parcels Nos. Distri ming experience of transferree hereby declare that the above info	emation is true to the best of our knowledge and
(b) 9. Far — We belief, — — Signan Moorgag	immediate family, or any company any interest in such company)— L.R. or Parcel Nos. Owner Nature of interest Whether contiguous to land bein Particulars of agricultural land he last three years — L.R. or Parcels Nos. Distri L.R. or Parcels Nos. Distri ming experience of transferee hereby declare that the above info	emation is true to the best of our knowledge and
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REPUBLIC OF KENYA

THE LAND CONTROL ACT (Cap. 302)

APPLICATION FOR CONSENT OF LAND CONTROL BOARD To be submisted in TRIPLICATE in respect of each transaction and To: THE CHAINAN LAND CONTROL BOARD. L.C.R. No I HEREBY apply to the ANUKURA Land Control Board for its consent to the transaction described below, and give the following information: 1. (a) Present registered holder of interest (full name in BLOCK LETTERS): NARK ILUKU (b) Nationality KENYAN (c) Address Pit. Box 91-50 91-50403 AMUKURA 2. (a) Proposed purchaser, transferee, mortgagee, chargee, allo thee, etc. (fall name in BLOCK LETTERS) COUNTY GONERNDENT OF BUSIA KAMARINYANG AQUA PARK (b) If a limited liability company, names of directors, authorized and issued share capital and principal shar-holders; if a co-operative society, names of chairperson, secretary and treat uner and total number of members — KENYAN (c) Nationality \_ ...Certificate No. (d) Address P.o. BOX 142-50400 BUSIA 3. Nature of transaction (e.g. sale, gift, lease, mortgage, charge, etc.; if sale or allotment of shares name of gompany, number and particulars of shares to be transferred) 4. Term (i.e. the length of time for which the land affected is to be transferred or leased if sale or allotment of shares, authorized share capital of the company and numbers of shares issued at date of application) .. ABSOLDTE 5. Description of Land-L.R. or Parcel No. BOUTH TESO/ APOKOR / 3936 Area 1-110 HECTARES. Locality KAMARINYANG County OF BUSIA

5: (a) 3	Parchase price, it	f a sale or op	tion		KSh		
3	Rent	Iters (Hes)	100 (100)		KSh	and there exists a second	
1	Estimated value	of the land (	if a gift)		KSh		and the state of the
	Amount of loan	(if a mortgag	e or charge)		KSh		
1	Rate of interest (	if a mortgag	e or charge)				**************
	Any other info regarding the de included in the p	rmation affe scription and surchase price	cting the and area of crop	nount of s with er	the constimated y	sideration, ields and y	particularly alue formof
(b)	Full description	and approx	imate value o	of improv	ement: o	n land inci-	uded in the
10	Amendance						
	rug obser consi	deration pasi	sing between t	he parties			
2.16 mg	noter and a set						
Prop	asset of lease of	the land-					
8006	timite data	nt programm	ic of purchase	r, includ	ing flands	availahta a	0.0427455
C 1 1 1 1	and and and				-	er analoin it	screet with
					Addisonance blance	management of the state	
				*****			
Dise							
Does	the purchaser le	ssee intend t	o reside on th	: land?			
Does	the purchaser le	ssee intend t	to reside on th	and?			
Does 8. (a)	the purchaser/le Other agricultu the proposed immediate far any interest in	ral land regi purchaser, i nily, or any a such comm	to reside on the stered in the r transferee, les company in w	and?	e beld und lottoe, or as an inter	ter contract : any member est (state the	for sale by f(s) of his sature of
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#### REPUBLIC OF KENYA

#### THE LAND CONTROL ACT (Cap. 302)

# APPLICATION FOR CONSENT OF LAND CONTROL BOARD To be submitted in TRIPLICATE in respect of each transaction and To: THE. CHARTON AND LAND CONTROL BOARD. L.C.R. No. THEREBY apply to the ANUKORA Land Control Board for its consent to the transaction described below, and give the following information: 1. (a) Present registered holder of interest (full name in BLOCK LETTERS): XANIER FRANCIS ICHAN ID/Nº 1453/961 (B) Nationality KENTAN. (c) Address P-0. BOX 91-60403 AMUKURA 2. (a) Proposed purchass r, transferee, mortgager, chargee, allottee, etc. (full name in BLOCK LETTERS) COUNTY GOVERNMENT OF BUSIA KAMARINYANG AQUAPARK (b) If a limited liability company, names of directors, authorized and issued share capital and principal shareholders; if a co-operative society, names of chairperson, secretary and treasurer and total number of members— (c) Nationality KENYAN . Certificate No. (d) Address P.s. BOX 142-50400 BUSIA Nature of transaction (e.g. sale, gift, lease, mortgage, charee, etc.; if sale or allotment of shares name of company, number and particulars of shares to be transferred) TRANSFER OF DAND. 4. Term (i.e. the length of time for which the land affected is to be transferred or leased if sale or allotment of shares, authorized share capital of the company and numbers of shares issued at date of application) ABSOLUTE 5. Description of Land-LR OF PARCENO. SOUTH TESSO/ APOKOR / 3935 Area 0.80 HECTAREF. Locality KAMARINYANO County OF BUSIA.

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	6. (a)	Purchase price, if a sale of optime		KSh.			
		Rent	1.00	KSh.			
		Estimated value of the land (if a general		KSh.			
		Amount of loan (if a mortgage or charge)	1.0.00				%
		Rate of interest (if a mongage of charge)	nount of	f the c	onsiderati	on, particula	rly
		regarding the description and area of crop included in the purchase price	s with e	stimated	f yields a	nd value there	:of
	(b)	Full description and approximate value of consideration	f improv	ements	on land	included in t	he
							8
	(c)	Any other consideration passing between the	e nartier				
			a particula	. summer			
	7. If tra	nufer or lease of the land-					***
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#### **Annex 3: Public Participation and Consultation Questionnaire**

# PUBLIC PARTICIPATION

# PROPOSED AQUACITETURE PARK PROJECT IN KAMARINYANG VILLAGE

Kenya Chinate Smart Agriculture Project (K) SAPi has commissioned an Environmental, Social Management and Monitoring Plan Report for the proposed Aquaculture park project at Kamarinyang, Village, Jeso South Sub County, Busia County. The requirements of EMCA of 1999 section 58 requires that environmental assessment and public participation be undertaken. We are seeking your views as stakeholders regarding the proposed project to enable us compile 1 SIA project report for submission to National Luvironment Management Authority (NEMA).

NAMI Florence Arvit. ADDRESS B Po Et 124, Andhora

1. For how long have you been residing in this area

13 years' 2. What positive impacts do you foresee from the proposed project - Improve of Intelieurde acuity --100

3. What adverse environmental social impacts according to your opinion will arise from the

4. What remedies do you think may mitigate these negative impacts if any?

5. Do you have any other information?

# PUBLIC PARTICIPATION

# PROPOSED AQUACULTURE PARK PROJECT IN KAMARINYANG VILLAGE

Kenya Climate Smart Agriculture Project (KCSAP) has commissioned an Environmental, Socia Management and Monitoring Plan Report for the proposed Aquaculture park project a Kamarinyang' Village. Leso South Sub County: Busia County. The requirements of EMCA ( 1999) section 58 requires that environmental assessment and public participation be undertake We are seeking your views as stakeholders regarding the proposed project to enable us compi ESIA project report for submission to National Environment Management Authority (NEMA).

Mongo medina - None NAMI : ADDRI'SS 1. For how long have you been residing in this area A YEark What positive impacts do you foresee from the proposed project - Inproved Employment creation - Improved physical amenities eg good access roads. - Improved livelihoods • ÷

 What adverse environmental social impacts according to your opinion will arise fro project?

- Interportue with biodiversity. - Reduced aerthetic views.

4. What remedies do you think may mitigate these negative impacts if any?

- Landreaping free vegetating the area. Plantan 9

5. Do you have any other information?

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## PUBLIC PARTICIPATION

# PROPOSED AQUACULTURE PARK PROJECT IN KAMARINY ANG VILLAGE

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ADDRESS PO Box 435, AmularRA

- For how long have you been residing in this area.
   10 μωδ<sup>-</sup>
- 2. What positive impacts do you foresee from the proposed project
  - Employment. - Improved mutrition

 What adverse environmental social impacts according to your opinion will arise from t project?

4. What remedies do you think may mitigate these negative impacts if any?

1

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5. Do you have any other information?

#### PUBLIC PARTICIPATION

#### PROPOSED AQUACULTURE PARK PROJECT IN KAMARINYANG' VILLAGE

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Opili h11190 . Marg 1, Amakura ADDRESS ......

- 1. For how long have you been residing in this area
- 2. What positive impacts do you foresee from the proposed project

opportunities -De availability Revenue collection to Com

3. What adverse environmental social impacts according to your opinion will arise from the

project? Vegetation disturbance. During Construction

4. What remedies do you think may mitigate these negative impacts if any?

ting trees on space left.

5. Do you have any other information?

Annex 4: Design of the proposed project



#### **Annex 5: Expert's Practicing License**

