



# **Model E&S Clauses for Memorandum of Understanding**

LLF ESMS Annex F

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## ACRONYMS AND ABBREVIATIONS

Name	Description
E&S	Environmental and Social
ESAP	Environmental and Social Action Plan
ESMS	Environmental and Social Management System
LL	Legacy Landscapes
LLF	Legacy Landscapes Fund
MoU	Memorandum of Understanding
WB ESS	World Bank Environmental and Social Standards

## DOCUMENT HISTORY

Version	Revision	Prepared by	Reviewed by	Approved by	Date	Comments

## 1. INTRODUCTION

LLF recognizes that during the term of the grant agreement, situations may arise which require involvement of other parties to address the environmental and social (E&S) risks associated with the legacy landscape (LL) program and/or support implementations or actions identified in the environmental and social action plan (ESAP). A signed memorandum of understanding (MoU) between the grantee and a third party (e.g., the host government) will state the support for E&S safeguards and the ESAP implementation. The MoU should outline specific points of understanding between the grantees and the other party, define the scope and will detail each party's roles and responsibilities.

The purpose of this document is to outline examples of specific E&S points of understanding to be included in the MoU between the grantee and the third party.

## 2. EXAMPLES OF E&S CLAUSES FOR MOU

The following statements are examples of expressions of support from the third party for helping the grantee align with LLF E&S requirements. These are examples of which various can be applied – and amended as appropriate - as may best fit for a specific LL program case, furthermore, other additional clauses not listed here may be warranted:

- “To the extent practicable, the [third party] will support and collaborate with the grantee to help complete relevant ESAP items within the [third party]’s jurisdiction or area of responsibility.”
- “The [third party] and the grantee cooperation may include the following forms:
  - Joint promotion of human rights protections.
  - Joint support of law enforcement aligned with human rights protections.
  - Joint efforts to train law enforcement staff, within the scope of the [third party] responsibilities.”
  - Transfer or exchange of information relevant to environmental-law implementation and enforcement;
  - Joint organization of symposia, seminars and workshops for a range of audiences both within and outside government;
  - Training on environmental-law enforcement, environmental management and information management technologies;
  - Study tours, exchanges and temporary assignments of personnel of the parties;
  - Joint publications;
  - Joint LL program activities to demonstrate, test or evaluate environmental management, environmental-law enforcement, emergency response and information management approaches;
  - Cooperative research on subjects of mutual interest;
  - Other forms of cooperation as may be determined by the parties.]”
- “The [third party] supports the grantee in its efforts to achieve the LLF’s E&S requirements for the LL program.”
- “The [third party] recognizes that the grant agreement establishes E&S clauses for the grantee and will support the grantee in its compliance with the LLF’s E&S requirements to the extent practicable.”

- “The [third party] will support the LL program’s alignment with E&S clauses in grant agreement between LLF and the grantee [(if third party is a government entity, specify that “...within the regulatory framework of [the country]”).”
- “All activities undertaken pursuant to this MoU shall be undertaken in accordance with the applicable [laws of the parties].”
- “[Specify additional agreements – for example, additional information requirements or provisions relative to determined corrective actions recommended for the LL program].”
- “[Include any other LL program and/or activity-specific conditions that address certain corrective actions recommended for the LL program].”