

## Appendix E: Contractual Clauses for Contractor

*Table 11 Contractual Clauses for Contractors*

Thematic Area	● Content of Bidding Documents
<b>Prohibitions:</b>	<p>The following activities are prohibited on or near the subproject site:</p> <ul style="list-style-type: none"> <li>● Cutting trees for any reason outside the approved construction area;</li> <li>● Disturbance to any artifact with architectural or historical value;</li> <li>● Fire building;</li> <li>● The use of firearms (except by authorized security guards).</li> </ul>
<b>Waste management</b>	<ul style="list-style-type: none"> <li>● Waste must be treated or disposed of.</li> <li>● Identify and delineate disposal areas that clearly indicate the specific materials that can be deposited in them.</li> <li>● Control all construction waste (including cuttings) generated by the sub-project and dispose of it at approved disposal sites (&gt; 300 m from rivers, lakes or wetlands). Implement initiatives for reuse, recycling and the segregation of waste.</li> </ul>
<b>Borrow pits</b>	<ul style="list-style-type: none"> <li>● Identify and demarcate locations for material storage and ensure that borrow pits are &gt;50 meters away from critical areas such as steep slopes, erosion-prone soils, and areas that drain directly into sensitive water bodies.</li> <li>● Limit extraction of material in authorized and demarcated borrow pits.</li> <li>● Rehabilitation of quarries and borrow pits.</li> </ul>
<b>Cleaning and tidying up</b>	<ul style="list-style-type: none"> <li>● Establish and enforce daily cleaning procedures, including maintenance of facilities and proper disposal of construction waste.</li> </ul>
<b>Safety during Construction</b>	<p>The contractor's responsibilities include the protection of persons and property in the vicinity of the construction area. The contractor will be responsible for complying with safety requirements and any other measures necessary to prevent accidents, including the following:</p> <ul style="list-style-type: none"> <li>● Mark safe access routes for pedestrians.</li> <li>● Maintain vehicle speeds of 20 mph or less within the work area at all times.</li> <li>● Maintain the provision of traffic signs (including paint, trestle, sign material, etc.), road marking, and separators to maintain pedestrian safety during construction.</li> <li>● Conduct safety training for construction workers before starting work.</li> <li>● Stop all work in cases of heavy rain or any other emergency.</li> </ul>

<b>Dust Control</b>	<p>To control dust nuisance the proponent shall:</p> <ul style="list-style-type: none"> <li>● Keep all construction-related traffic below 15 mph on streets within communities.</li> <li>● Maintain maximum speed of 20 mph in the work area.</li> <li>● Avoid removing vegetation so that large areas are not exposed to wind.</li> <li>● Spray the unpaved roads with water if you're working close to schools, hospitals, residential areas, etc.</li> </ul>
<b>In case of furtive discoveries of archaeological material one should:</b>	<ul style="list-style-type: none"> <li>● Stop work immediately upon discovery of any material with possible archaeological, historical, paleontological, or other cultural value, and one should announce the discoveries to Project Manager and notify relevant authorities.</li> <li>● Must protect the artifacts, using plastic covers, and implement measures to stabilize the area, if necessary, to adequately protect the artifacts.</li> <li>● Must prevent and punish any unauthorized access to the artifacts.</li> <li>● Construction is returned only upon authorization</li> </ul>
<b>Labor management</b>	Refer to LMP
<b>Environmental Supervision during Construction</b>	<p>The bidding documents must indicate compliance with the ESMF and ESMPs of the project. Construction supervision requires compliance with the specifications in the simplified or site-specific ESMP and shall be supervised by a designated E&amp;S focal person. Contractors are also required to comply with national and municipal regulations governing the environment, public health, and safety.</p>