



FREE, PRIOR, AND INFORMED CONSENT FORM

ELDORET-ITEN WATER FUND PROJECT

Section A: Indigenous Community Consent

We, the undersigned, in representation of the community or indigenous peoples named here {**Ogiek of Uasin Ngishu**} holders of the customary rights of being legitimate representatives of our community under the Umbrella of the **Ogiek Consortium Community Based Organization**, confirm that:

- ♦ Our community decides to Voluntarily participate in the proposed EIWF project activities to be implemented in our territory.
- ♦ This decision has been taken:
 - (a) Based on information provided to us about the EIWF Project by way of presentation, consultation, and dialogue through **Free Prior Informed Consent** process through which we have questioned, understood, and submitted our interests and concerns related to the project
 - (b) following a culturally appropriate process of discussion and consultation in accordance with our normal decision-making practices.
- ♦ The current dully elected officials of the **Ogiek Consortium Community Based Organization** are authorised to engage and make representative decision on behalf of our community, including (where necessary) nominating persons or entities to engage with project activities during project implementation lifespan.

And

- ♦ We understand that participation in EIWF project is entirely voluntary.
- ♦ We understand that we retain the right to revisit, review and adjust our participation in the Project activities as informed by unfolding ground realities during project implementation. Should such a need arise, we'll engage with other project stakeholders in good faith to seek amicable solutions without prejudice to any one's rights.

- ♦ We are participating in the EIWF project activities on the basis that all identified potential social, environmental, and cultural adverse impacts (as articulated in the IPAP) will be avoided, monitored, minimized, mitigated, or meaningfully compensated for subject to our FPIC.
- ♦ We are participating in the EIWF project on the basis that project proponents will maintain clear distinction between community benefits accruing directly as value addition from implementation of EIWF project activities and compensation arising from negative impacts of activities implemented. And, such impacts will be monitored, assessed and the process of assigning value and distributing compensation for the negative impacts encountered will be arrived at through FPIC.
- ♦ We are participating in the EIWF Project on the basis that our Indigenous knowledge systems, values, and practices of nature conservation, supporting customary law and institutions, including associated cultural heritage will be recognized, respected, and promoted to the extent possible. And, that we will retain all our intellectual property rights as recognised by law.
- ♦ We are participating in the EIWF project on the basis that the project proponents will establish and support a safe (non-incriminating) simple, robust, locally accessible, and responsive Grievance Redress Mechanism (GRM) supported by a strong monitoring and evaluation arrangement in which we're directly represented (as articulated in the IPAP).
- ♦ We are participating in the EIWF project on the understanding that Project proponents will avail and allocate requisite resources to support full implementation of the Indigenous Peoples Action plan (IPAP) to optimize communities' benefits from the project, minimize negative impacts and facilitate indigenous community contribution towards the success of the project.
- ♦ We are participating in the EIWF project on the understanding that project proponents will share relevant information related to unforeseen circumstances, project modifications, shifts within project implementers, shifts in the community, or context in a timely, transparent, and full disclosure manner. And, that such information will be communicated through our designated representatives.

PAUL KIPNGETICH SANG  23/2/2023
 EMILY CHEPKOSKEI SAMBOI  23/2/2023
 Ogiek Community Signature Date
 (and signing representatives)

Section B: EIWF Project Implementors Acknowledgement and Commitment

Peter K. Bisset  24-2-2023
 Eldoret Iten Water Fund (EIWF) Signature Date
 Project Designated Signee (and signing representatives)

DR. CHRISTOPHER K. SAINA  23/2/2023

NB: A copy of this consent form will be left with the community and a copy will be kept with the EIAWF Project implementers and financiers.



