



**Free Prior and Informed Consent Agreement
Between
The East Africa Crude Oil Pipeline
And
The Akie Community of Napilikunya**

Introduction

The following Free, Prior and Informed Consent Agreement (FPIC Agreement) between the East Africa Crude Oil Pipeline (EACOP) and the Akie community of Napilikunya in the Kiteto District, Manyara Region of Tanzania documents the agreement of the community to the construction and operation of the pipeline in accordance with the principles of Free, Prior and Informed Consent (FPIC).

This FPIC Agreement is an expression of the EACOP project's approach to engaging with and addressing impacts on Vulnerable Ethnic Groups Self-Identifying as Indigenous Peoples who are impacted by the Project in a manner that is culturally appropriate and respects national and international human rights standards. It is also an expression of the community's acceptance of and consent to the activities of the EACOP project in their community in consideration of the commitments outlined in the EACOP Framework for Vulnerable Ethnic Groups Self-Identifying as Indigenous Peoples (EACOP Framework) and further elaborated in the EACOP Plan for Vulnerable Ethnic Groups Self-Identifying as Indigenous Peoples (EACOP Plan).

EACOP Commitments

EACOP's commitments to the Akie community (as well as other Vulnerable Ethnic Group Self-Identifying as Indigenous Peoples) are documented in the EACOP Framework, which was signed by the traditional leaders of the Akie, Maasai, Barabaig and Taturu in Arusha, Tanzania on October 28, 2021. These commitments are:

- (a) supporting informed consultation and participation;
- (b) providing capacity-building;
- (c) providing a culturally-appropriate grievance mechanism;
- (d) addressing potential adverse impacts associated with the development of the EACOP Project;
- (e) promoting development benefits in culturally appropriate ways; and

(f) engaging with government as appropriate.

The implementation of EACOP's commitments will be set out in the forthcoming EACOP Plan, which will include detailed profiles of all impacted communities, including a specific community profile for the Akie community of Napilikunya.

Community Consent to EACOP Project Activities

The Akie community of Napilikunya consents to the activities of the EACOP Project in their community during the development, construction and operation of the pipeline. Through the ongoing process of informed consultation with the Akie community and their traditional leaders, EACOP will address potential adverse impacts associated with the project's activities and will promote development benefits in culturally appropriate ways. EACOP will support capacity-building efforts to assist the Akie community in their understanding of and participation in the project's activities in accordance with FPIC principles. EACOP will also provide a culturally appropriate grievance mechanism and support the engagement of the Akie community with the government as appropriate.

Community Consent for Relocation of a Sacred Site

In consideration of the particular vulnerabilities of the Akie community and the EACOP project's impact on a site of cultural significance to the community, this FPIC Agreement documents the additional consultation undertaken and agreement reached with the entire community for the relocation of a sacred site. While the sacred site was initially located under a Baobab tree on the land of the Lembulu family and will be henceforth located on the land of the Oring'idi family, the sacred site is of cultural and spiritual significance to the entire community. Therefore, it was mutually agreed that it was necessary to have an additional FPIC process with the broader Akie community about this relocation. The details of the prior consultation and culturally appropriate relocation process have been documented in the attached Minutes of Meetings and in a report prepared by EACOP's Adviser on Vulnerable Ethnic Groups Self-identifying as Indigenous Peoples, Dr. Elifuraha Laltaika (a Tanzanian indigenous peoples' rights expert). These documents are attached to this agreement as Appendix A.

Community Consent for Project's Proximity to the Sacred Forest

Although the EACOP project does not directly impact the sacred forest upon which the Akie community depends for their livelihood and spiritual activities, there has been prior consultation and consent of the Akie community to the EACOP project's activities in proximity to their sacred forest. This includes independent consultation and verification of the community's agreement to the EACOP project's activities in accordance with the principles of FPIC by Dr. Laltaika in advance of the signature of this agreement. The Minutes of Meetings are attached to this agreement as Appendix B.

Timing of the FPIC Agreement

The timing for the development and signature of this FPIC Agreement prior to the finalization of the EACOP Plan Framework for Vulnerable Ethnic Groups Self-Identifying as Indigenous Peoples was requested by the Akie community in order to respect the seasonal calendar for conducting the necessary rituals for the relocation of their sacred site and to confirm the broader agreement between the community and EACOP for the project's activities in their area.

Consultation with NGO Representatives

To ensure that the process for the development of this FPIC Agreement conforms with FPIC principles as understood in a culturally appropriate manner in Tanzania, and that the community consent has been given freely and without any undue influence by EACOP or other parties, the FPIC Agreement was reviewed in a series of community meetings with the support of the NGOs who are supporting the EACOP Framework. Furthermore, the signing of the FPIC Agreement is witnessed by Dr. Laftaika in the presence of NGO and government representatives.

Selection of Community Representatives

The two community representatives have been freely selected by the community through a process that has involved consultations with community members, women and youth to the FPIC Agreement on behalf of the Akie community.

Signatures

We, the undersigned, acknowledge the EACOP project's present and future activities in the Akie community of Napilikunya and EACOP's commitments to address adverse impacts and support development benefits for the community in accordance with the EACOP Framework and EACOP Plan. This FPIC Agreement has been agreed and signed in the presence of the community on July 6th, 2022 in Napilikunya, Kiteto.

(f) engaging with government as appropriate.

The implementation of EACOP's commitments will be set out in the forthcoming EACOP Plan, which will include detailed profiles of all impacted communities, including a specific community profile for the Akie community of Napilikunya.

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