



African Union



African Development Bank



United Nations  
Economic Commission for Africa

## LAND POLICY INITIATIVE

# Good Governance and Regulatory Frameworks Lessons from the AU Agenda on Land

Joan Kagwanja

Keynote, High Level Policy Dialogue

Fourth High Level Forum on Global Geospatial Information Management (GGIM)

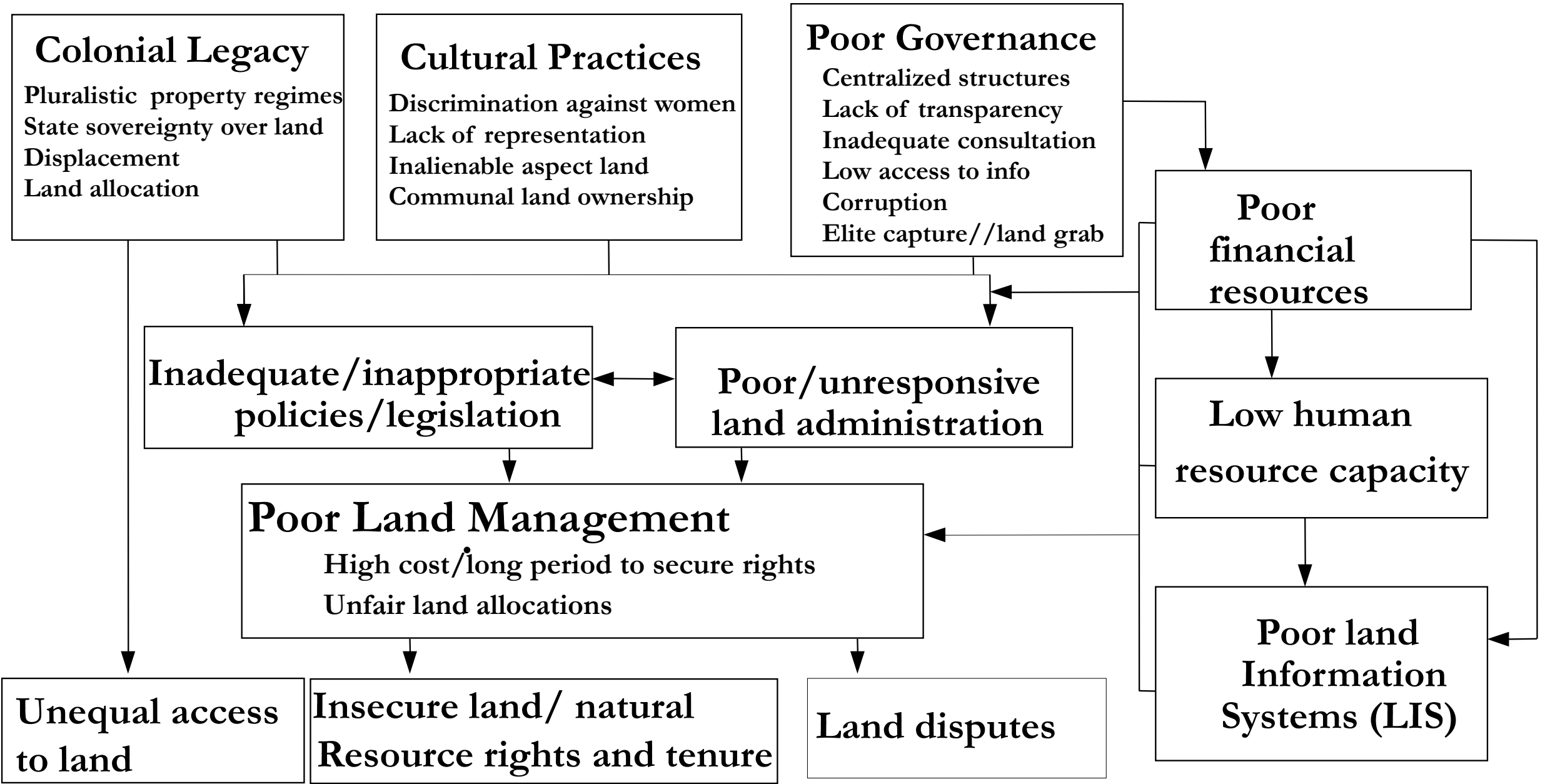
“Good Land Governance for the 2030 Agenda “

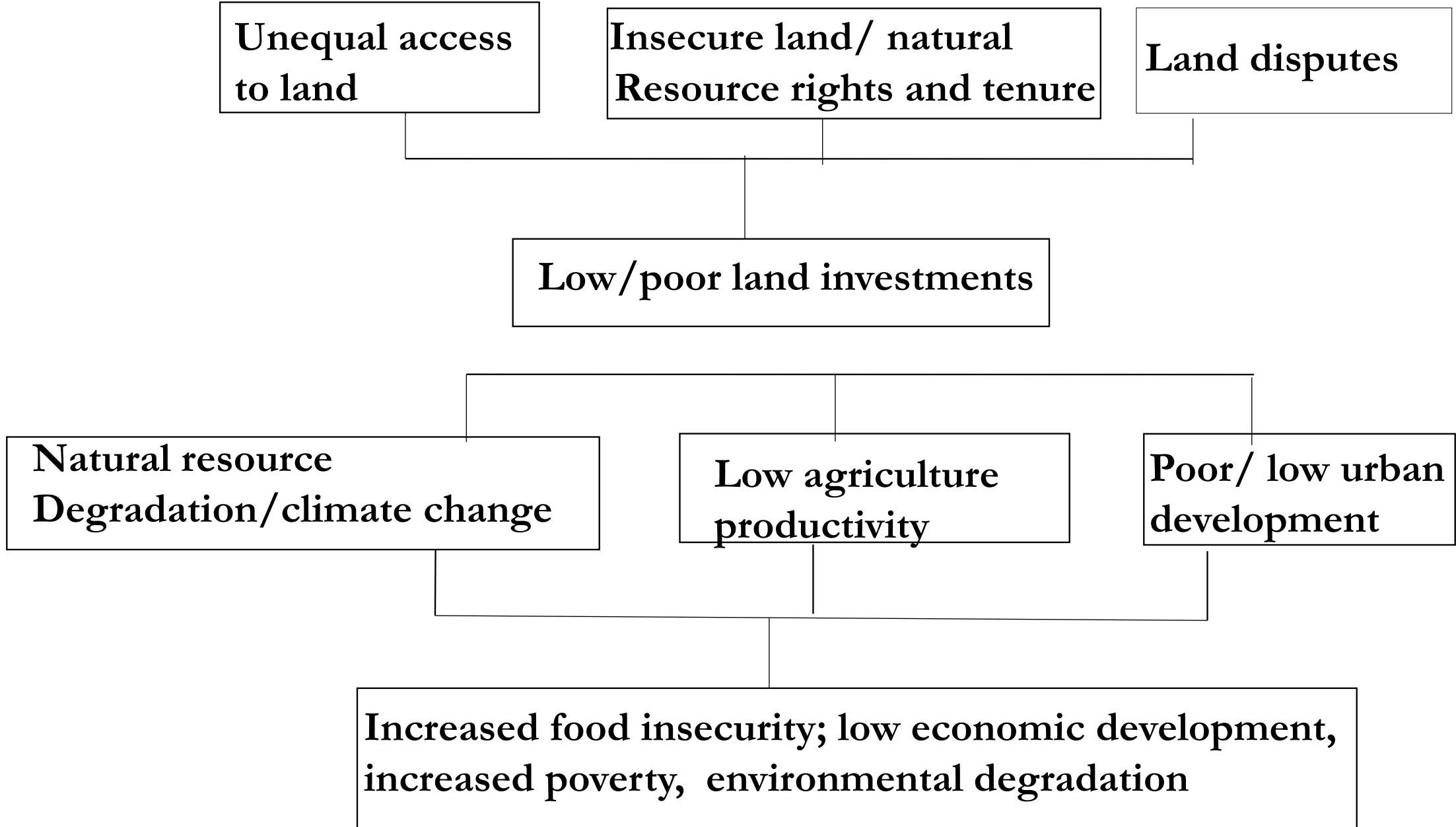
20-22 April 2016

# Content

- **Background and Challenges**
- **Opportunities**
- **Interventions needed, at what cost**
- **Concluding remarks**

# **I. Background and challenges**





**Unequal access to land**

**Insecure land/ natural Resource rights and tenure**

**Land disputes**

**Low/poor land investments**

**Natural resource Degradation/ climate change**

**Low agriculture productivity**

**Poor/ low urban development**

**Increased food insecurity; low economic development, increased poverty, environmental degradation**

# Land governance challenges

- Inadequate security of the tenure of land --smallholder farmers, pastoralists, women, slum dwellers
- Insufficient and unequal access to land by women, smallholder producers;
- Poor governance and management of land, land based agricultural investments, wildlife/tourism, forests,
- Land based disputes and conflicts;
- Land, environment, and natural resource degradation;
- Unregulated haphazard peri-urban development

# Challenges--weak policy and institutions

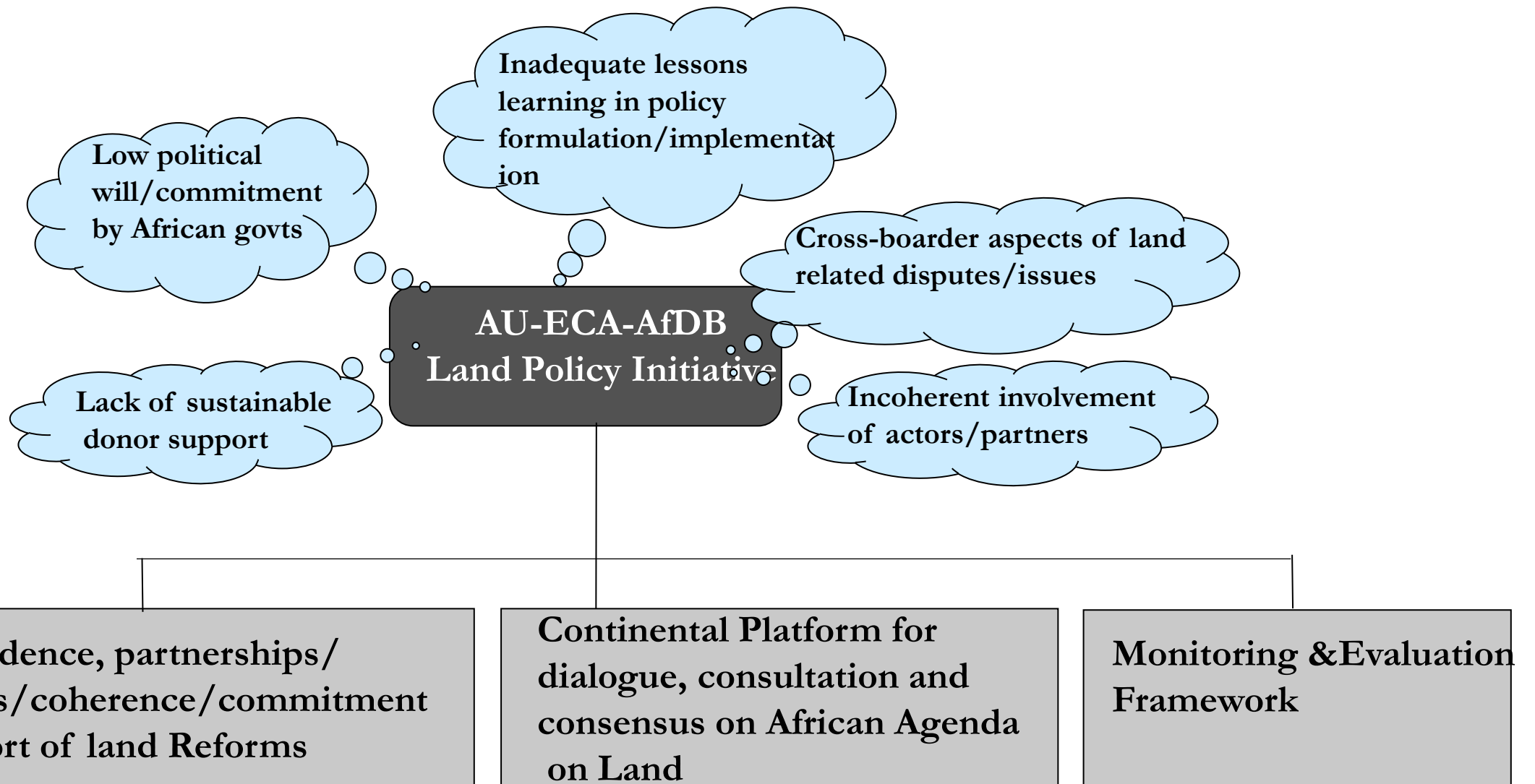
Inappropriate governance system -- unresponsive policies, instruments, institutions

- Lack of comprehensive land policies that address challenges and realities of the land question and Africa's agenda for socio-economic development and regional integration.
- Weak legal provisions and fiscal instruments governing land
- Ineffective institutions and systems for land administration including outdated land information systems, inaccessible dispute resolution mechanisms and dismal land use maps and plans

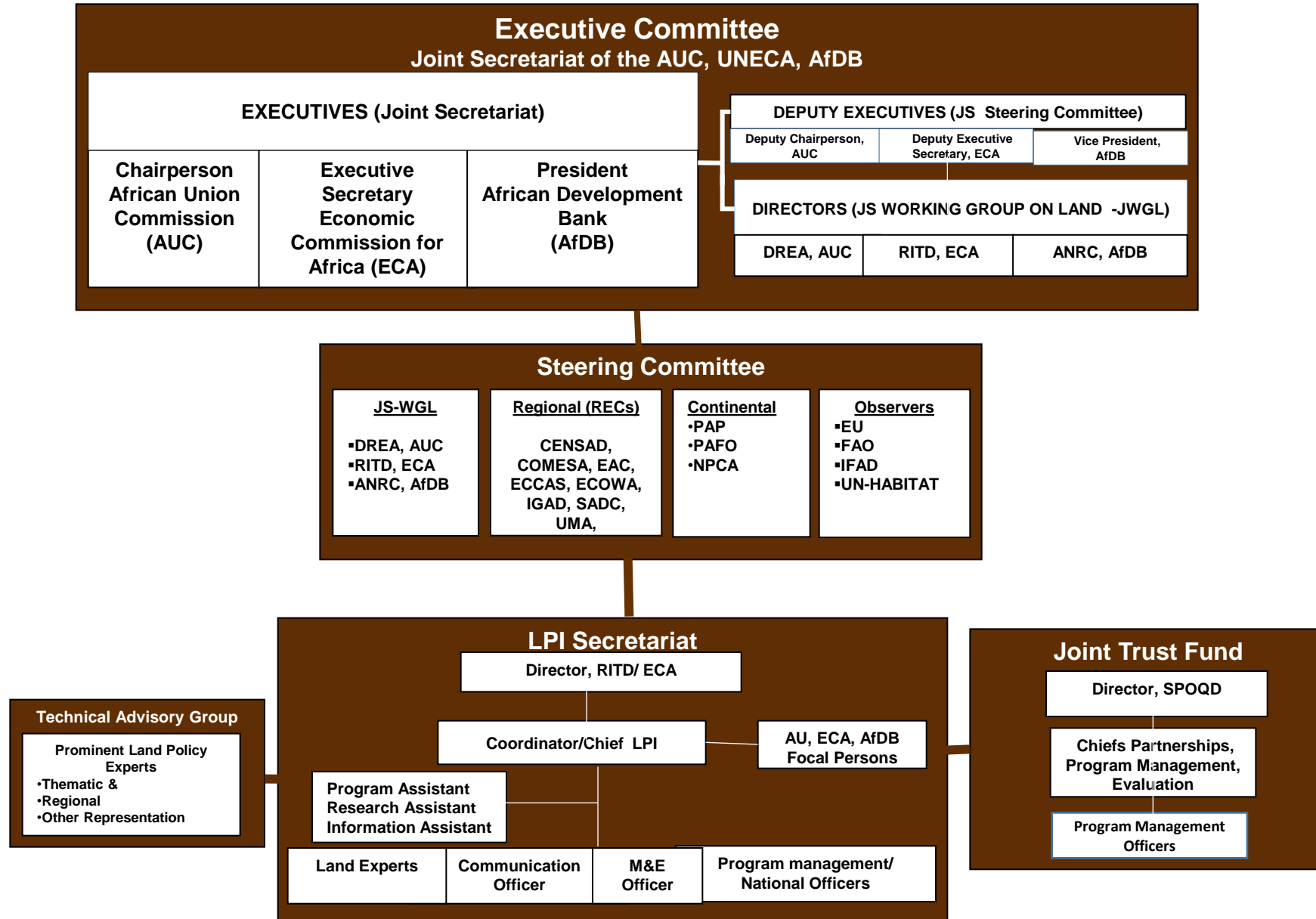
# III. Opportunities



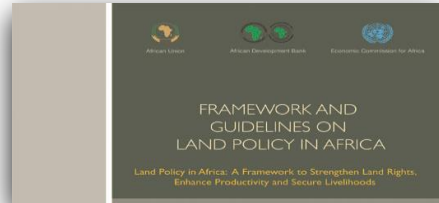
# A continental response to Africa's land challenges?



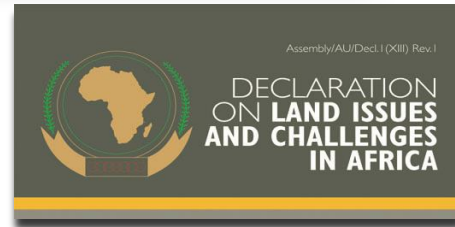
# AU-ECA-AfDB Land Policy Initiative (LPI) – Established in 2006



# Africa commitments, instruments on Land Governance...



**April 2009**



**July 2009**



**October 2011**



**May 2014**

**30% documented  
land allocation to  
Women**

**October 2015**



# AU Declaration on Land Issues and Challenges: Key Commitments

## **Heads of States Committed to:**

- Prioritise/ lead land policy development & implementation**
- Develop appropriate institutional framework**
- Allocate adequate budgetary resources**
- Ensure laws provide for equitable access to land**
- Strengthen women's land rights**

## **Member States Called to:**

- Review land sector/develop comprehensive land policy**
- Build adequate capacity (human, institutional, financial)**
- Make use of the F&G to guide national land policy process**

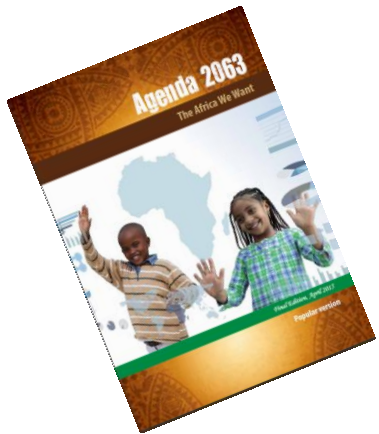
## **A call to AUC with ECA, AfDB, RECs to**

- Establish institutional framework to implement Declaration**
- Establish fund to support the implementation of Declaration**
- Report back periodically on progress made**

## **A call to the RECs to**

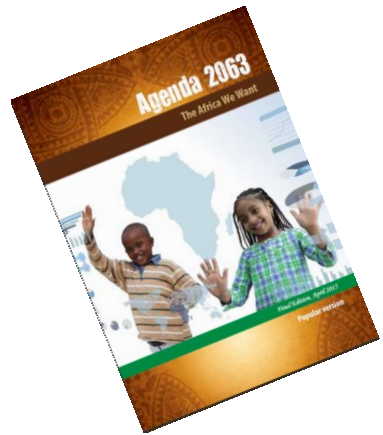
- Convene periodic platforms for exchange of experiences, lesson learning and dissemination of best practices**
- Capture/ address issues of land within common agricultural, other frameworks**

# Agenda 2063--A Call to Action



- 72. We hereby adopt Agenda 2063, as a collective vision and roadmap for the next fifty years and therefore commit to speed-up actions to
  - b. Provide opportunities for all Africans to have decent and affordable housing in clean, secure and well planned environments by:
    - **Ensuring effective and territorial planning and land tenure, use and management systems;**

# A CALL TO ACTION/2

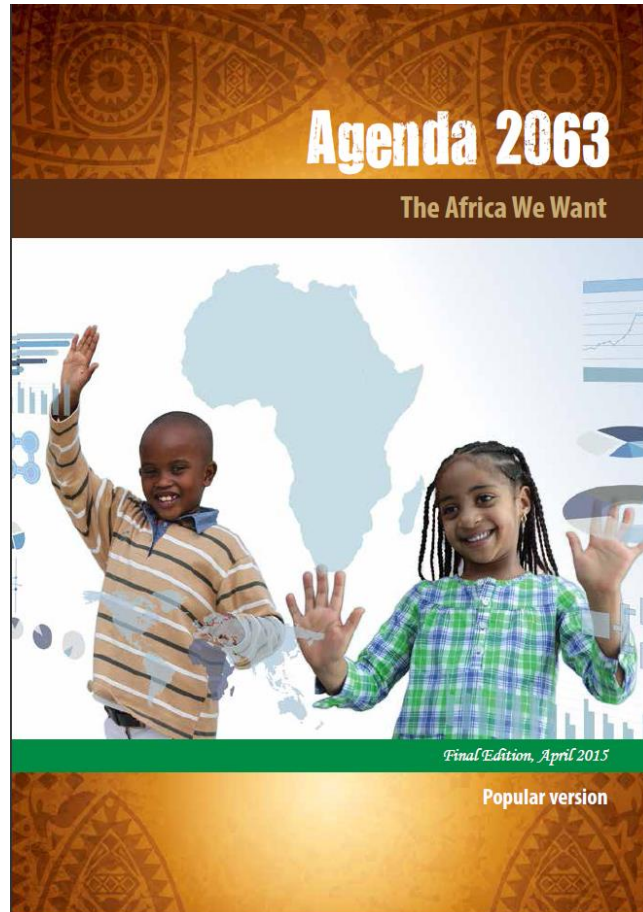


e. Consolidate the modernisation of African agriculture and agro-businesses, through scaled up value addition and productivity, and by 2063:

- **Develop and implement affirmative policies and advocacy to ensure women's increased access to land** and inputs, and ensure that at least 30% of agricultural financing are accessed by women;



# Agenda 2063 calls for gender equality/1



## OUR ASPIRATIONS FOR THE AFRICA WE WANT

1. A prosperous Africa based on **inclusive growth and sustainable development**
3. An Africa of **good governance, democracy, respect for human rights, justice and the rule of law**
5. An Africa with a strong cultural identity, common heritage, **values and ethics**
6. An Africa, whose development is **people-driven, relying on the potential of African people, especially its women and youth, and caring for children**

# Global instruments/initiatives

- **CFS-VGGT: FAO and LPI have an MOU to support integrated implementation of the VGGT and F&G**
- **Donor support and coordination**
  - Global donor working group on land
  - World Bank financial, technical support and LGAF
  - Bilateral donors
- **Training, research by think tanks**
  - Research and evidence
  - Network of excellence on land governance (Germany support) to promote curricula development and training; as well as research, data collection and management

# **III. Interventions: What, At what cost...**

# National Level

## What:

- **Develop on Land policies and reform institutions**
- **Improve tenure security - communal & individual lands**
- **Increase access to land & tenure security for the poor & vulnerable**
- **Increase efficiency & transparency in land administration**
- **Resolving land disputes & managing expropriations**
- **Increase scope & effectiveness of land use planning**
- **Improving public land management**
- **Develop post-conflict land administration**
- **Strengthen land valuation functions & develop taxation frameworks**

**Cost: 4.5 Billion over 10 years**

# Regional: Regional Economic Communities (RECs)

## What

- Develop REC capacities – coordination/technical assistance
- Develop/implement program on land tenure and governance --regional agricultural frameworks and related protocols for cooperation
- Develop regional platform for dialogue, exchange and learning among states
- Coordinate implementation of a monitoring and evaluation framework

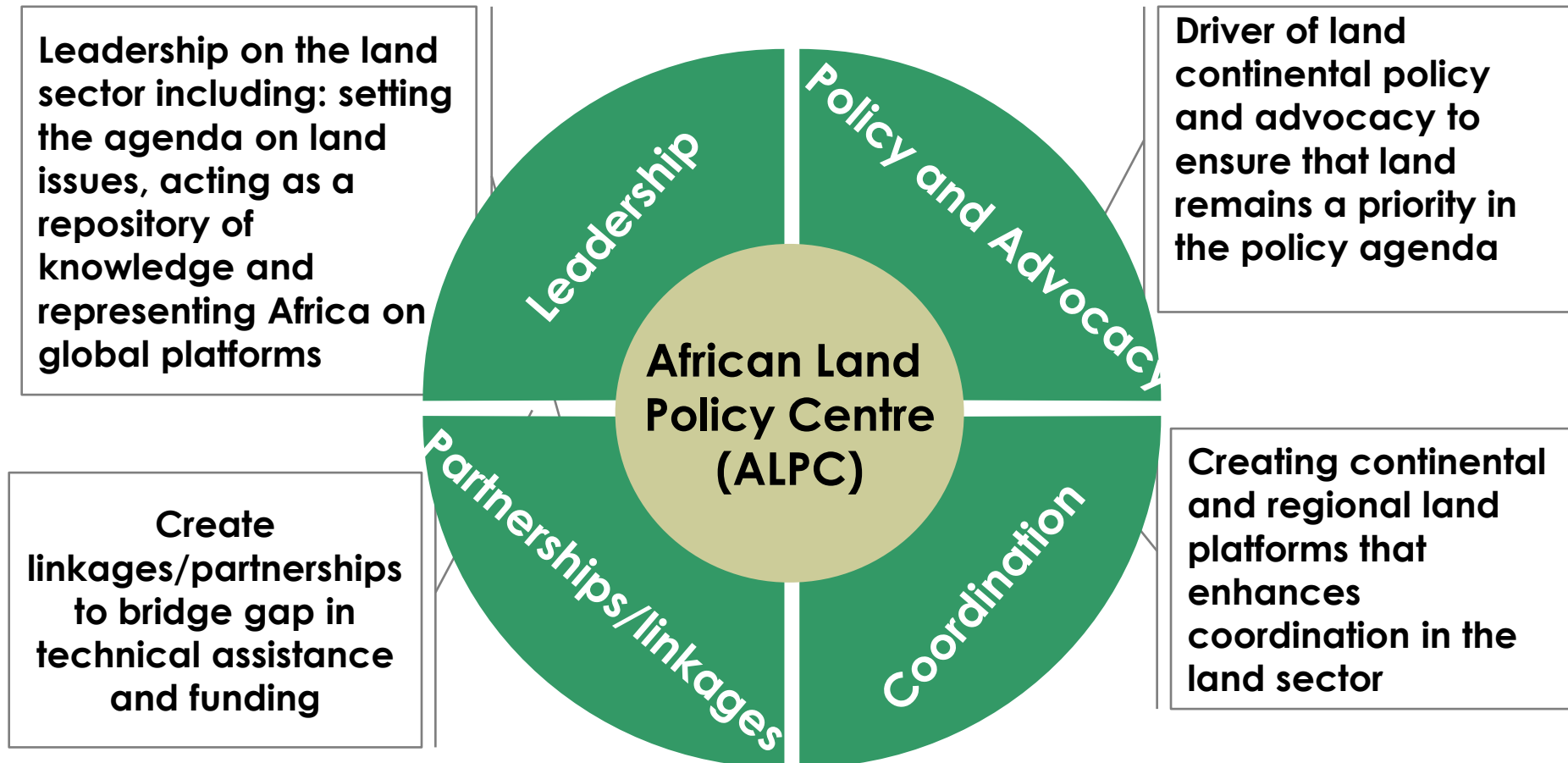
## Where and Cost

- All eight (8) recognized RECs by the AU in partnership with supportive regional bodies including regional legislative assemblies, regional farmers and civil society organization platforms
- 8 RECs @ 1-2 million for 10 years

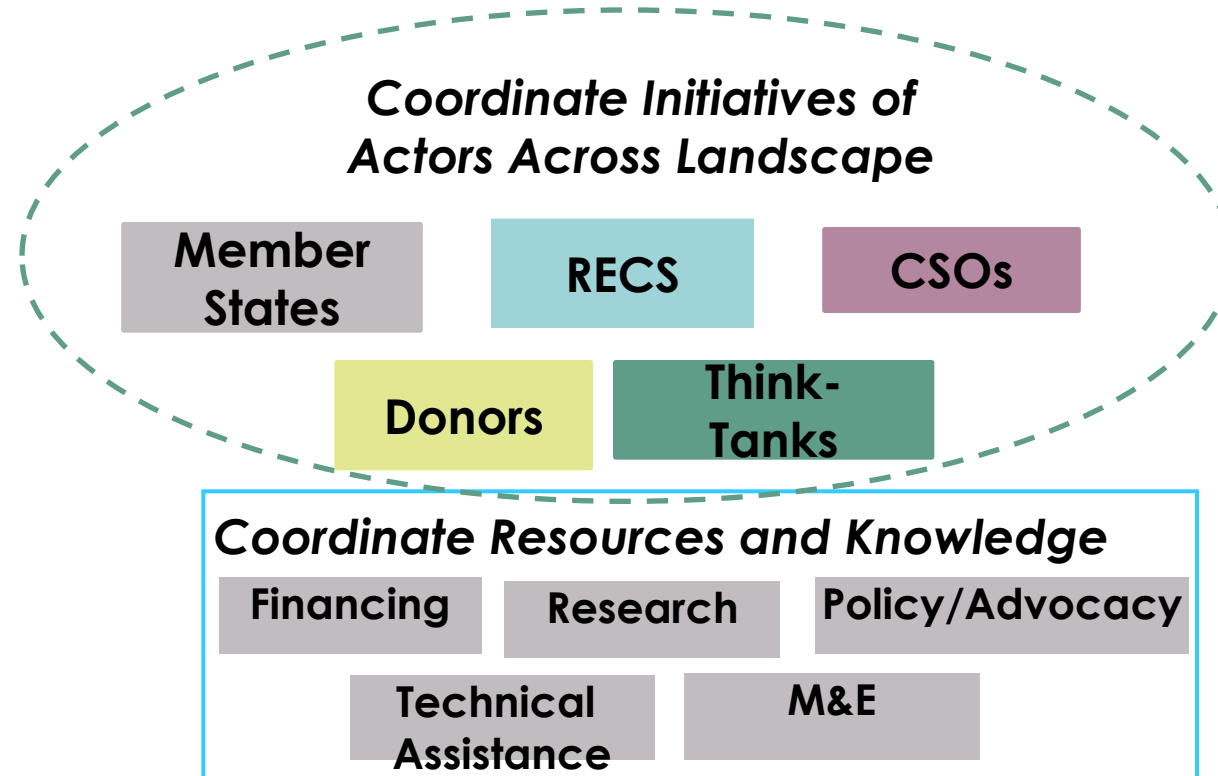
**Continental Level...**

# African Land Policy Centre (ALPC)

***AU Summit and STC Decision; Establish appropriate Institutional Framework;***



# African Land Policy Center –Modalities



## Convene Continental Stakeholder Platforms:

*Working Groups on land governance convened periodically to report on progress, discuss new initiatives and share knowledge and best practices*

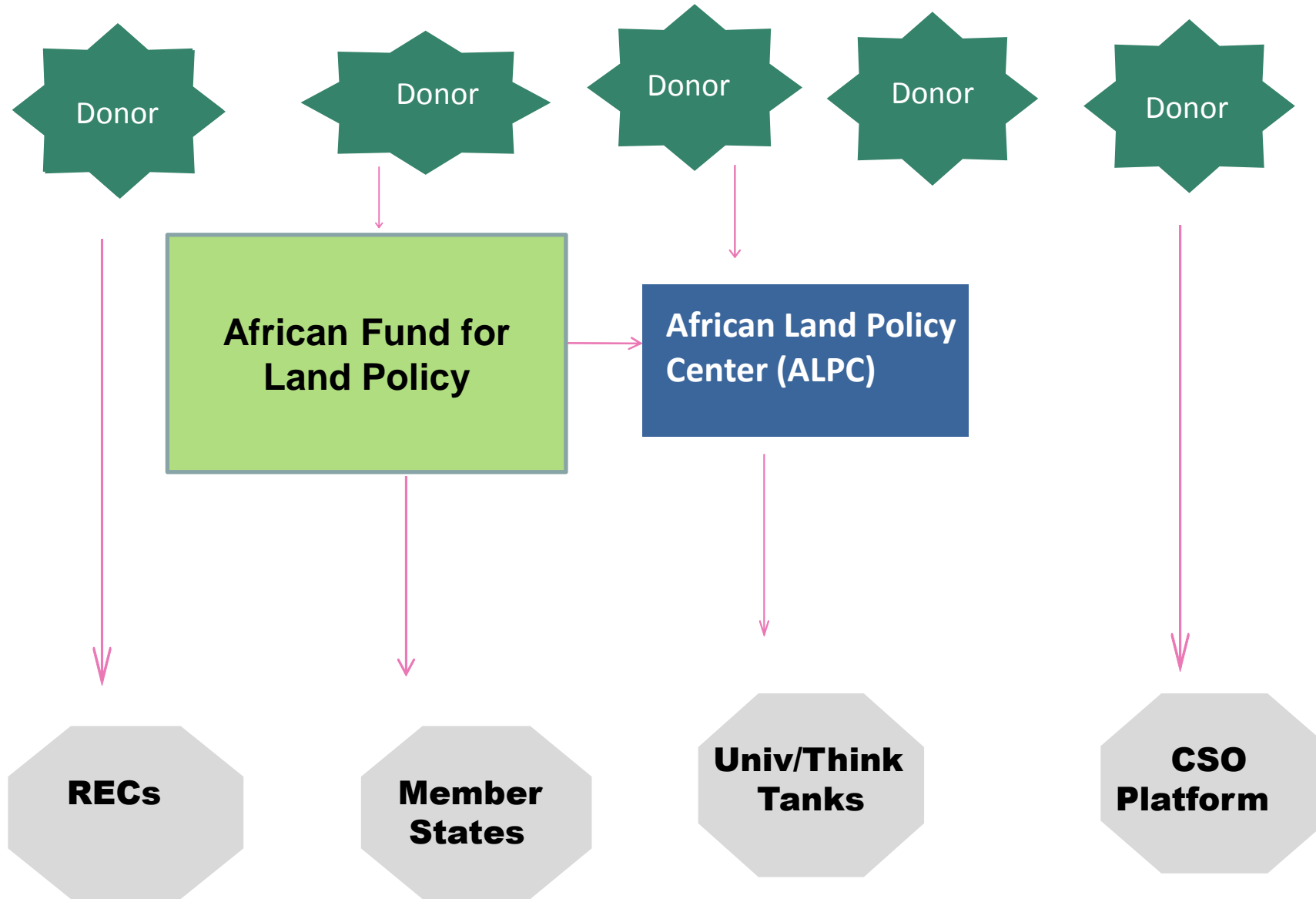
## Support Regional Stakeholder Platforms:

*Meetings of member states and other actors facilitated by RECs and IE to coordinate land initiatives at a regional/country level, report on progress and share information*



# Funding Mechanism

*AU Summit /STC Decision*



# Concluding remarks

## What has worked

- A recognition by African leadership of the importance of land
- A unified approach to addressing land governance issues
- Instruments and tools at regional and global levels
- Support of partners

## What is needed

- Commitment of resources from government
- Support of partners to address land governance challenges

**Thank You**

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