Improving land administration in Mozambique: a participatory approach to improve monitoring and supervision of land use rights through community land delimitations

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Introduction

• 17 years of the land law in Mozambique:
  – Foster investments
  – Securing community land rights
  – Setting an efficient land administration System

Recent debates:
Promotion of sustainable and inclusive partnership between communities and investors
Legislative (and key) benchmarks

1998 - 2000
- Land Law Regulation
  - Technical Annex for the Land Law Regulation

2006
- Community Land initiative (iTC)

2010
- Creation of Land Consultation Forum
- Circular 1/2010 – Models of Community Land Certificates

2011
- New Community Consultation Procedures
Community land rights

- Mozambique State owns the land
- Customary community land rights recognized by law

Land Delimitation
- Process of identifying (and geo-reference) community boundaries and register in national cadastre
- Participatory process:
  - Conflict reduction
  - Land management
- Zoning and/or land use planning is a requirement
- Procedures Described in technical annex

Number of Community Land Delimitation in Mozambique

Source: DNTF
iTC
A key player in Securing community land rights
(results and lessons)
### iTC Results (2006 – 2013)

<table>
<thead>
<tr>
<th>Metric</th>
<th>Value</th>
</tr>
</thead>
<tbody>
<tr>
<td>Number of Community Land Delimitations</td>
<td>340</td>
</tr>
<tr>
<td>Number of hectares secured through Land Delimitations</td>
<td>3,370,598</td>
</tr>
<tr>
<td>Number of Land Demarcations</td>
<td>282</td>
</tr>
<tr>
<td>Number of hectares secured through Land demarcations</td>
<td>26,712</td>
</tr>
<tr>
<td>Number of Supported Communities</td>
<td>638</td>
</tr>
<tr>
<td>Number of Community members supported</td>
<td>739,677</td>
</tr>
<tr>
<td>% of Women in community members</td>
<td>50</td>
</tr>
</tbody>
</table>
iTC Key Lessons (2006 – 2013)

• Integrated land delimitation and demarcation:
  – Additional land use planning and/or zoning for better land management

• Community Based Institutions:
  – Capacity building included

• Social preparation:
  – Delivering Development Agendas

• Partnerships:
  – Development of management tools
Community land rights and private land investments

Requirements for private land rights:

- Identification of land plots
  - Local authorities
  - Communities (leaders)

- Community consultation
  - Community consent about specific plot
  - **Weak process despite updated procedures**

- Land use plan/“Exploitation” plan
  - Subject to monitoring by the Cadastral services

Community consultation continues to be a challenge in private land allocations
40% of the plots are totally used

Source: DNTF
Land monitoring and supervision: Key points to community involvement

• **Community Ownership and accountability**
  – Social preparation
  – Community consultation

• **Community capacity building**
  – Information sharing
  – Sensitization

• **Community based institutions**
  – Legal recognition
  – Roles and responsibilities
  – Access and management of funds

**Cadastral direct support**
- Infrastructure
- Technical
- Access to funds
Operational Suggestion

• **Communities**
  – Coordination: Natural Resources Management Committees (NRMC)
  – Report to local administration authorities
  – “Daily” interaction with private investors

• **Cadastral Services**
  – Coordination: Provincial Cadastral Services
  – “Daily” interaction with District Administration
  – Satellite Land monitoring
  – Large areas monitoring and supervision
Conclusion

- Monitoring and Supervision of land titles;
  - It can become a reality
    - Government (DNTF) + Communities + Supporting institutions needs to collaborate
  - Cost sharing needs to be analyzed
  - Community consultation needs to be improved

- Community land delimitation
  - Systematically and Prior to private land titling
  - Social preparation and its Development Agenda needs to be used as tool during Community Consultation
Obrigado
(Thank you)
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