



Securing community land and resource rights in Africa:

A guide to legal reform and best practices

Janet Pritchard, Feja Lesniewska, Tom Lomax,
Saskia Ozinga and Cynthia Morel

Securing Land Rights In Africa

**Prosper B. Matondi, Kjell
Havnevik, Atakilte Beyene**



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Securing Land Rights in Africa Tor A. Benjaminsen, Christian Lund, 2012-12-06 This collection of research papers from across the African continent illustrates the complex and ever changing rules of the land tenure game and how government legislation and reform formalization interact with local innovations informalization to form land tenure systems **Securing**

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up themes at the centre of socio political debates throughout the African continent These relate to national struggles over access to land land distribution land rights and security of tenure Land in much of rural Africa is communally held a system that provides security of livelihood and a social safety net but is not immune to appropriation by government or injustices such as the eviction of women from the land on the death of their husbands This book contextualises Namibia within these debates highlighting the country s stance in relation to communal land tenure reforms with a focus on the realities of people s lives in north central Namibia Leading questions centre on competing ways of ascribing value to land mechanisms and monetisation of access to land commercialisation of land use de agrarianization and ongoing transformation underpinned by economic and territorial restructuring These processes have direct impacts on equity in access to land and land distribution and engender competing visions of land rights Communal land reform is an uneasy compromise between different processes and interests **Securing Land Rights in Africa** International Institute for Environment and Development, 2005

Securing Land and Resource Rights in Africa Munyaradzi Saruchera, 2004 **Land, Mobility, and Belonging in West Africa** Carola Lentz, 2013-07-05 An ethnographic study of issues of land rights property regimes and ethnicity in West Africa Focusing on an area of the savannah in northern Ghana and southwestern Burkina Faso Land Mobility and Belonging in West Africa explores how rural populations have secured contested and negotiated access to land and how they have organized their communities despite being constantly on the move as farmers or migrant laborers Carola Lentz seeks to understand how those who claim native status hold sway over others who are perceived to have come later As conflicts over land agriculture and labor have multiplied in Africa Lentz shows how politics and power play decisive roles in determining access to scarce resources and in changing notions of who belongs and who is a stranger Illuminates the distinctive historical trajectory of land claims authority and belonging among the Dagara and Sisala peoples of the Black Volta region and locates this specific case history within broader debates over transformation in access use and control over land in colonial and postcolonial Africa Sara Berry Johns Hopkins University Important in the sense that it constitutes a detailed historical study of how complex narratives of belonging and notions of property interlock It is academic work of the first order Christian Lund Roskilde University *Expanding Perspectives on Human Rights in Africa* M. Raymond Izarali, Oliver Masakure, Bonny

Ibhawoh,2019-03-14 This book draws attention to emerging issues around the rights of minorities marginalized groups and persons in Africa It explores the gaps between human rights provisions and conditions showing that although international human rights principles have been embraced in the continent various minority groups and marginalized persons are denied such rights through criminalization and persecution African countries have a good record of signing and ratifying international and regional rights instruments but the political will and capacity for enforcing these with respect to minorities remain weak International contributors to the book provide new perspectives on the rights of marginalized and minority groups in different parts of Africa and the extent to which they are deprived or denied entitlement to the universality and equality articulated in law The authors show that human rights while having come of age as a moral ideal has not been fully entrenched in practice towards groups such as children indigenous populations the mentally ill persons with disabilities and persons with albinism This volume is geared toward scholars students human rights groups policy makers social workers international organizations and policy makers in the fields of criminology security studies development studies political science sociology children studies social psychology international relations postcolonial studies and African Studies

Re-conceiving Property Rights in the New Millennium Ben Chigara,2013-03-01 This book constitutes volume two of a two volume examination of development community land issues in Southern Africa Following from volume one Southern African Development Community Land Issues this book considers the possibility of a new sustainable land relations policy for Southern African Development Community States SADC that are currently mired up in land disputes that have become subject of domestic regional and international tribunals Chigara demonstrates that land relations in the SADC have always been and will perhaps remain a matter for constitutional regulation Because constitutional laws are distinctive from other laws only by constitutional design legal contests appear to be the least likely means for settlement in the sub region Only human rights inspired policies that respond to the call for social justice by acknowledging both the current and the underlying contexts to the disputes hold the most potential to resolve these disputes The book recommends efficient pedagogical counter apartheid rule psychological distortions regarding the significance of human dignity PECAPDISH as a pre requisite and corollary to the dismantling of the salient physical legacy of apartheid rule in affected SADC States The book shows that PECAPDISH s potential and benefits would be enormous The book will be of interest to students and researchers of Property and Conveyancing Law Human Rights Law and Land Law *Women's Land Rights & Privatization in Eastern Africa* Birgit Englert,Elizabeth Daley,2008 This collection examines women s land rights in East Africa in the context of land tenure reforms and privatization *The Politics of Property Rights Institutions in Africa* Ato Kwamena Onoma,2010 This book provides unique insight into the relationship of institutions that govern land rights to local and national politics in African countries **Land Tenure, Housing Rights and Gender in Mozambique** ,2005 *Biofuels, Land Grabbing and Food Security in Africa* Prosper B. Matondi,Kjell Havnevik,Atakilte Beyene,2011-06-09 The issue of

biofuels has already been much debated but the focus to date has largely been on Latin America and deforestation this highly original work breaks fresh ground in looking at the African perspective Most African governments see biofuels as having the potential to increase agricultural productivity and export incomes and thus strengthen their national economies improving energy balances and rural employment At the same time climate change may be addressed through reduction of green house gas emissions There are however a number of uncertainties mounting that challenge this scenario Using cutting edge empirical case studies this knowledge gap is addressed in a variety of chapters examining the effects of large scale biofuel production on African agriculture In particular land grabbing and food security issues are scrutinised both of which have become vital topics in regard to the environmental and developmental governance of African countries A revealing book for anyone wishing to understand the startling impact of biofuels and land grabbing on Africa

Land Law Reform in Eastern Africa: Traditional or Transformative? Patrick McAuslan, 2013-06-26 Land Law Reform in East Africa reviews development and changes in the statutory land laws of 7 countries in Eastern Africa over the period 1961-2011 The book is divided into two parts Part 1 sets up the conceptual framework for consideration of the reforms and pursues a contrast between transformational and traditional developments where the former aim at change designed to ensure social justice in land laws and the latter aim to continue the overall thrust of colonial approaches to land laws and land administration Part 2 provides an in depth and critical survey of the land law reforms introduced into each country during the era of land law reform which commenced around 1990 The overall effect of the reforms has Patrick McAuslan argues been traditional it was colonial policy to move towards land markets individualisation of land tenure and the demise of customary tenure all of which characterise the post 1990 reforms The culmination of over 50 years of working in this area Land Law Reform in East Africa will be invaluable reading for scholars of land law and of law and development more generally

Beyond Proprietorship Billy B. Mukamuri, J. M. Manjengwa, Simon Anstey, 2008-12-31 Discusses strategies of conservation of natural resources particularly wildlife Focuses on the participation of marginalised people living in poor and remote regions of Zimbabwe Includes discussions about the policy implications of regional tenure regimes and the place of local resources management in global conservation politics

Revisiting land policy reforms in developing countries with a focus on Sub-Saharan Africa Ghebru, Hosaena, 2021-09-14 The impact of land tenure systems in developing countries on agricultural investment and productivity continues to be the subject of intense scrutiny This paper looks at land policy reforms with emphasis on lessons from Africa south of the Sahara SSA Food security crises in developing countries in the past decades have revived the debate about whether land tenure systems constrain farmer innovation and investment in agriculture Changes in tenure systems can potentially have major implications for agricultural transformation This chapter summarizes the arguments about how best to provide land tenure security in SSA and reviews recent experience and evidence arising from innovative interventions with implications for other developing regions as well It is hoped that the experiences and topics analyzed here may also help

Venezuela in the process of normalizing land tenure systems in that country

Securing Africa's Land for Shared Prosperity Frank F. K. Byamugisha, 2013-06-05 Despite being heavily endowed with land and other natural resources Sub Saharan Africa has the highest poverty rate in the world A key to leveraging its land and natural resources to eradicate poverty is improving land governance the subject of this book centered on a ten point program to scale up land policy reforms and investments

Climate change, land, water and food security: Perspectives from sub-saharan africa Mulala Danny Simatele, Felix Kwabena Donkor, Henry Bikwibili Tantoh, 2023-06-22

Responsible and Smart Land Management Interventions Walter Timo de Vries, John Tiah Bugri, Fatima Mandhu, 2020-07-16 This book showcases new empirical findings on the conceptualization design and evaluation of land management interventions and addresses two crucial aspects how and under which conditions such interventions are responsible and how such interventions can be supported by smart technologies Responsible and Smart Land Management Interventions is for all types of actors in land management Although primarily based on cases from Africa it addresses land management issues from practical and theoretical perspectives relevant for land managers worldwide It brings the discourse up to date and helps all practitioners designing new policies and those looking for new instruments to do so Aimed at land academics including students teachers and researchers as well as practitioners including those working within international organizations donor organizations NGOs and land independent consultants this book Delivers innovative methodologies for land management for professionals involved in land administration projects Explores land management from a geodetic and spatial planning perspective Includes real cases empirical data and analysis in contemporary and alternative land management developments in Africa Addresses important land issues which contribute to national development and achieving United Nations SDGs Discusses contemporary research findings related to societal needs in land administration which are equally valid for non African contexts Acts as a new teaching resource for land management and land administration courses and land related disciplines in geodesy human geography development studies and environmental planning

Land and the Politics of Belonging in West Africa, 2005-12-01 Recognizing that land rights are ambiguous negotiable and politically embedded these case studies explore the long term processes and recent changes in contemporary rural West Africa affecting the conversion of control over land into social and political capital and vice versa They point to the colonial origins of what came to be viewed as customary tenure and to the legal pluralism characterizing pre colonial tenure arrangements Furthermore they show the spiritual and ritual importance of land that can be converted into political power and economic prerogatives a dimension neglected by much of the recent literature Analyses cover forest and savannah state and segmentary societies facilitating comparison and insights across the Anglo Francophone divide

Contemporary Customary Land Issues in Africa J. Oloka-Onyango, Bridget Bwalya Umar, 2018-07-26 This book examines current trends in customary land issues in Africa focusing on the practice of converting customary land into leasehold tenure particularly in Zambia Since the enactment of the 1995 Lands Act No 29 in

Zambia conversion of customary land has become a controversial policy raising questions about the future of customary land and rural communities and the role of traditional authorities in a changing environment Alienating customary land into leasehold tenure has serious implications for local and national politics and gender dynamics Analysis of these trends suggests that the policy of creating land markets on customary land is subjecting customary systems to the forces of change However governments that have adopted this policy have not by and large adopted measures to respond to these challenges Although customary tenure is widely believed to be resilient it is not clear how the customary system will navigate the current winds of change Chapters in this book draw from the Land Use and Rural Livelihoods in Africa Project LURLAP a collaborative research project undertaken by staff and students at the University of Cape Town and the University of Zambia

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