



SOCIAL INCLUSION IN CLIMATE FINANCE

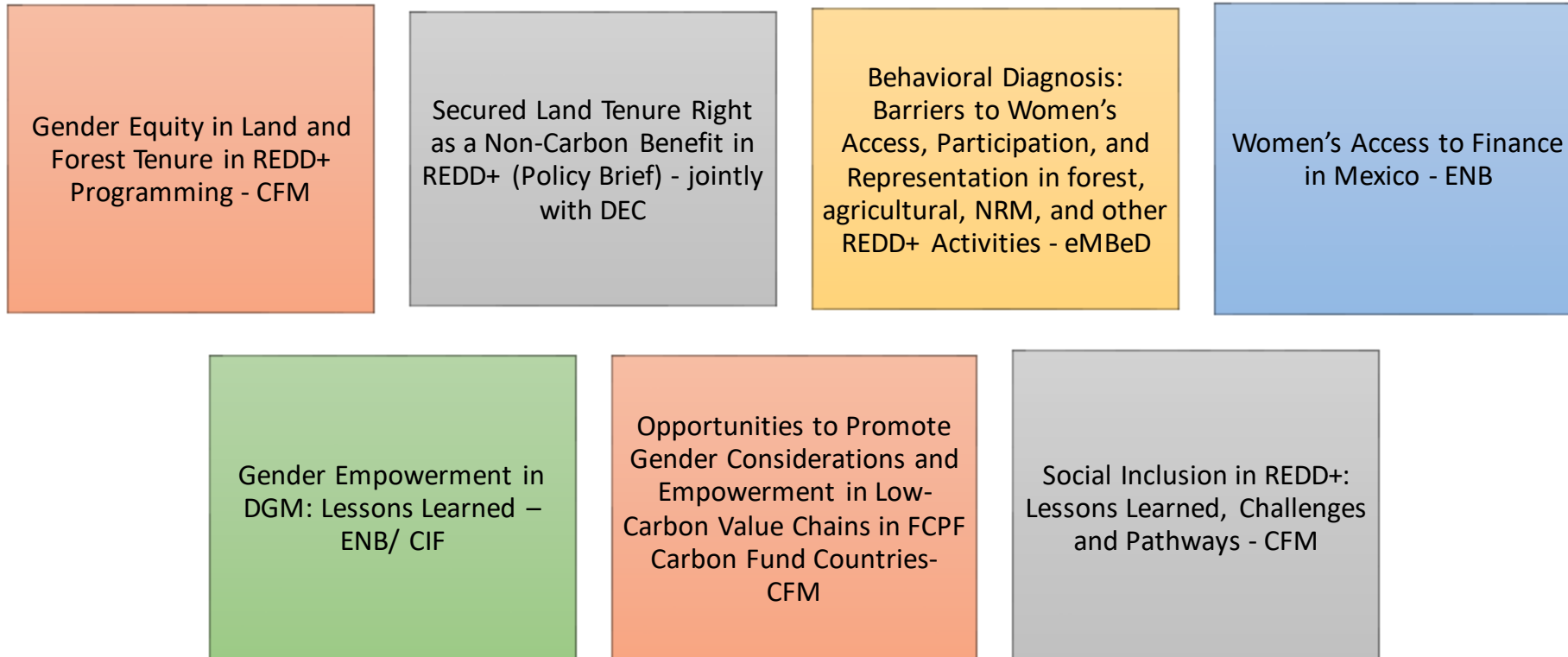
Opportunity Assessment to Strengthen Collective Land Tenure Rights in FCPF Carbon Fund Countries

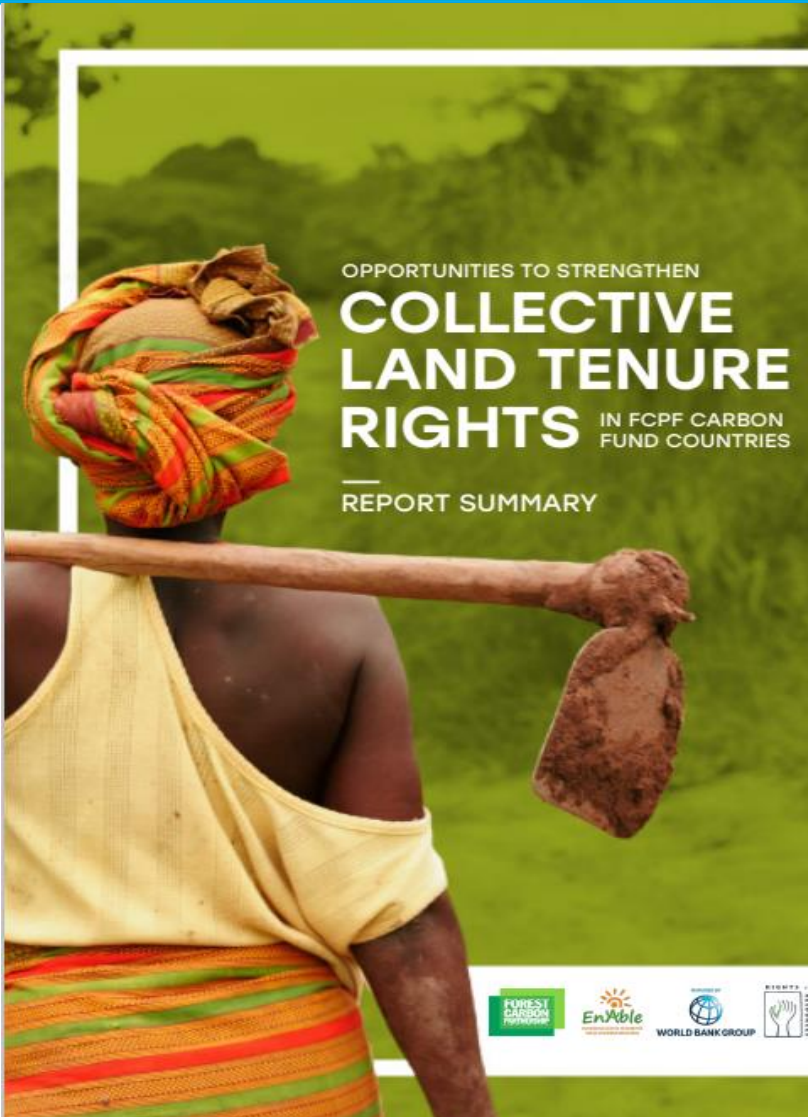
Please note this webinar will be recorded.





SOCIAL INCLUSION IN CLIMATE FINANCE – ONGOING STUDIES





8:30	Opening <i>Asyl Undeland</i>
8:35	Opening Remarks <i>Marc Sadler and Ingo Wiederhofer</i>
8:40	Presentation: Approach to the Study and Main Findings <i>Alain Frechette</i>
8:50	Presentation: Indonesia and Guatemala Case Studies <i>Malcolm Childress</i>
9:05	Discussion Moderator: <i>Wael Zakout</i> Discussants: <i>Wael Zakout, Timothy Brown, Pablo Mis, and Susan Shen</i>
9:30	General Discussion
9:50	Closing <i>Asyl Undeland</i>



Opening Remarks

Marc Sadler,
Manager,
Climate Funds Management Unit,
The World Bank



Ingo Wiederhofer,
Manager,
Social Sustainability and
Inclusion Global Practice,
The World Bank



Speaker

Malcolm Childress, PhD
Executive Director,
Global Land Alliance



Speaker

Alain Frechette, PhD
Director of Strategic Analysis and
Global Engagement,
Rights and Resources Initiative



Discussant

Wael Zakout,
Senior Technical Advisor, Urban
Resilience, Land,
The World Bank



Discussant

Timothy Brown,
Senior Natural Resources
Management Specialist,
Environmental and Natural
Resources,
The World Bank



Discussant

Pablo Mis,
Maya Leaders Alliance,
Chair of the United Nations
Voluntary Fund for
Indigenous Peoples
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Discussant

Susan Shen,
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WORLD BANK GROUP
Climate Change



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Malcolm Childress
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FCPF COLLECTIVE LAND TENURE AND REDD+ STUDY

Opportunity Assessment Presentation

October 26, 2021



Alain Frechette, Rights and Resources Initiative
Malcom Childress, Global Land Alliance

STUDY OVERVIEW

- **Request from the 2nd Weilburg Conference on Social Inclusion**
- **Purpose:** Identify opportunities to advance, strengthen, and leverage collective rights for Indigenous Peoples, local communities, and Afro-descendent Peoples
- **Objective – identify strategic actions, pathways and investments:**
 - To advance the legal recognition and security of collective land and forest rights
 - To bring social, environmental and livelihood benefits to IPs and LCs
- **Priorities:**
 - Support decision-making needs of FCPF Secretariat, donors, Carbon Fund countries, and IP/LC organizations.
 - Inform broader climate dialogues on actions needed to leverage change at scale



APPROACH

- **Analytical Framework derived from WB methods**
 - Organize data collection
 - Conceptualize linkages
 - Formulate / situate opportunities
- **Focus: 14 Carbon Fund Countries + 4 FCPF Countries**
- **Methods**

OVERALL	DEEP DIVE
High-level review	Follow-up interviews
Electronic survey	Validation workshops & external reviews
Semi-structured interviews	Media-reviews
	Review of ODA financing

- **Opportunity Assessment**
 - Advance / Expand Rights Recognition
 - Strengthen / Consolidate / Protect Territory & Rights
 - Leverage Rights for Community Benefits



Support from Government, Private Sector, NGOs/CSOs, Academics, Donors

OBJECTIVE/ GOAL

ENABLING CONDITIONS & CONSTRAINTS

OUTCOMES

Advance / Expand Rights Recognition

ENABLING CONDITIONS
 Legal Framework & Implementing Regs; Admin. Processes & Procedures; Institutional Capacity; Local Knowledge

CONSTRAINTS
 Political & Institutional will; Uncoordinated, conflicting efforts/ objectives (gov., donors); Impractical, non-scalable requirements (not fit-for-purpose); Elite interests; Conflict (inter-/intra-community, external actors/contexts)

Collective rights recognized/ adjudicated; Lands demarcated; Collective resources governance formalized.

Measured by: Hectares under title/ lease % of claimed/occupied territory with legal recognition

Strengthen / Consolidate / Protect Territory & Rights

ENABLING CONDITIONS
 Policy; Clarity & robustness of bundle of rights; Enforcement of laws; Legitimate, functioning local governance; Institutional capacity; Effective legal & technical assistance

CONSTRAINTS
 Above plus agents/actors threatening territorial integrity, security, or constraining exercise of rights—Gov't (corruption; weak land admin. system; protected areas; ag/mining concessions; mega-projects); Organized crime/narco- traffickers/ paramilitaries; Concessions; Internal migrants/ displaced peoples

Degree of legal security of tenure and/ or territorial security (continuum from weak to strong)

Measured by: Self-reporting; Assessment tools (PROFOR, LGAF, VGGT); prevalence of illegal encroachment/ logging/ forest clearing; prevalence of conflicts between communities & external agents/actors

Leverage Rights for Community Benefits

ENABLING CONDITIONS
 Policy; Appropriate, supportive regulation; Access to public services (TA, training, incentives, etc.) & markets (business services, productive infrastructure); Transparent/ accountable local governance; Local knowledge/experience; Institutional capacity; Access to credit/finance; Equitable benefit sharing

CONSTRAINTS
 Elite capture/corruption; int./ext. conflicts (access, use, benefit distrib., boundaries, inequity); Org. crime/narco-traffickers/ paramilitary; agents/actors threatened by status quo change; (gov't agencies, concessionaires/ logging companies, conservation community)

Degree to which communities generate/realize benefits from collective rights over forests/land

Measured by: Self-reporting; employment generation; poverty reduction; sustainable livelihoods; increased local investment; economic diversification; inclusive benefit-sharing; maintenance/enhancement ecosystem services, conservation outcomes, etc.



KEY FINDINGS—ALL COUNTRIES

- Reviewed countries all have legal foundations to advance community rights, though some are not yet fully actionable—due to procedural (simple) and/or political (complex) constraints
- Strong potential for strengthening and consolidating community rights exists in most Carbon Fund Countries.
- Opportunities to leverage rights for the benefit of communities and women within these are common, varied, but generally undervalued.



MOZAMBIQUE

ADVANCE RIGHTS

- Integrated approach to secure rights, improve community governance, build capacity/support community natural resources management; facilitate development and outside investment (e.g., CaVaTeCo approach)
- Support communities in establishing legal identities that can represent, hold & administer assets on their behalf
- Delimitate community, collective lands
- Advance land use planning
- Support DUAT formalization

STRENGTHEN RIGHTS

- Support National Land Policy (PNT) review & forthcoming legislative reforms to strengthen DUAT mechanism (e.g., rights holder's powers/prerogatives; flexibility/ predictability/legal security; closer alignment in land/natural resources rights as per relevant policies)
- Build capacity of **communities** (governance, leadership, conflict mgmt., rights & laws, conflict mgmt., organizational skills, etc.); **NGOs/CSOs** (relevant topics to enhance community support capacity); and **government** (relevant topics for land admin/DUAT formalization, FPIC processes)
- Accelerate dispute resolution processes (incl. paralegals and other mechanisms /agents)
- Create community cadaster to feed updates to national cadaster



MOZAMBIQUE

LEVERAGE RIGHTS

- Support capacity building – communities (business/financial skills & tools, basic forest planning/mgmt. options; technical forestry & ag), government (technical support capacity, esp., forest mgmt. and ag. extension).
- Promote / facilitate development opportunities & outside investment, & support to community in negotiations w/ investors.
- Strengthen District Forestry Services to provide technical assistance to communities & integrate CBNRM into their development strategies.

ENTRY POINTS

- ERP in Zambézia Province synergy with existing “Integrated Landscape Mgmt.” portfolio of 4 WB-financed projects: Sustenta, MozBio, MOZFIP, & DGM projects
- Mozambique Land Administration Project (Terra Segura) to strengthen Land Administration System (SiGIT), Community Land Delimitation (DelCom) & Land Tenure Regularization (LTR)
- **WB pipeline:** Northern Mozambique Rural Resilience; Sustainable Rural Economy Prog.; Digital Gov. & Economy
- DPF “Mozambique Programmatic Green, Resilient, & Inclusive Recovery”
- Agrarian Sector Strategic Plan 2020-2030 (PEDSA II) (under preparation, with expected approval in 2021)
- Donor dialogue/coordination (e.g., African Development Bank)



INDONESIA

ADVANCE RIGHTS

Cross-cutting and National Jurisdiction:

- Accelerate recognition of IP (*adat*) & LC customary land rights claims, incl. support for participatory mapping/demarcation of customary territory (esp. in/around commercial concessions).
- Strengthen conflict resolution mechanisms, esp. between *adat* communities & concessions.
- Support fit-for-purpose learning & innovation to enhance efficiency of IP and LC rights recognition & local land use planning.
- Dialogue & process for development of next Country Partnership Strategy can address policy & legislative aspects, & illuminate economic, environmental, & societal costs of conflicts over land.
- Mobilize WB analytical resources for in-depth analysis of land conflicts, including impacts on private investment/ economic growth, development of economic/business case (with recommendations) for resolution of IP and LC land/forest tenure issues.



INDONESIA

ADVANCE RIGHTS (continued)

Subnational jurisdictions:

- Exploit opportunity in East Kalimantan (through IPP of East Kalimantan Project) where jurisdictional approach/ “Green Growth Compact” offers platform for accelerating processes for advancing IP and LC rights by regional governments.
- Facility/funding window (E. Kalimantan?) for learning & innovation in developing Fit-for-Purpose solutions to address gaps/ weaknesses in current IP/LC rights’ formalization processes (e.g., conflict management; boundary harmonization; higher efficiency/lower cost approaches) to achieve progress; and mobilize solutions across diverse range of local conditions/contexts .



INDONESIA

STRENGTHEN RIGHTS

- Improve land admin. at Kabupaten level (sub-province level); include testing of new institutional arrangements to increase efficiency & scale up recognition of IP/LC land/ forest rights.
- Strengthen local government capacity & village-level sustainable development planning thru VBS/RM & community mapping.
- Support FPIC processes in administrative land use decision-making at all levels.
- Support IP/LC participatory land use planning, incl. long term vision for guiding land use management, & development of sub-plans for forest rehabilitation, village conservation areas, & as relevant, livelihood displacement mitigation.
- Increase women's awareness of rights; address barriers to inclusion; strengthen implementation of their rights in law.

LEVERAGE RIGHTS

- Systematic focus on development of alternative livelihoods (also addresses deforestation linked to agriculture encroachment).
- Support GOI social forestry & village development programs.
- Support community forest concessions.
- Private sector engagement; promote communities' co-management of PVT sector activities as business strategy (esp. to mitigate financial & reputational risks from land/resource tenure conflicts).



INDONESIA

ENTRY POINTS

- One Map Project, East Kalimantan Project for ER Results, & J-SLMP, Strengthening of Social Forestry in Indonesia, and potentially through IPP if/when developed by (pipeline) Agriculture Value Chain Development Project.
- E. Kalimantan JA/Green Compact for testing new institutional arrangements, capitalizing the Provincial Council on Climate Change (DDPI) as multi-stakeholder forum.
- E. Kalimantan provincial executive, define/implement model for effective coordination between ag. & forestry sectors for resolution of land tenure issues, and replication in other provinces.
- Country Partnership Strategy to promote & build consensus for key investments under existing & potential, new projects.
- Donor dialogue/coordination with other major donors (e.g., USAID – 2020-2025; Germany – 2019; potentially Asian Development Bank 2020-2024 program).



GUATEMALA

ADVANCE RIGHTS

- Support implementation of existing 2015-approved *"Policy on Joint Administration and Shared Management of the Guatemalan System of Protected Areas and Natural Areas of Importance for the Conservation of Biological Diversity."*
- Support/promote renewal of community forest concessions in Petén.
- Support involvement of RIC in current/future projects + programs where IP/LC lands are affected, to survey & certify Indigenous/communal lands.

STRENGTHEN RIGHTS

- Strengthen local capacity (municipal & traditional governance structures) for natural resources administration & governance.
- Strengthen capacity of CONAP, INAB, INAB-BOSCOM to implement, support, & provide oversight on decentralized & devolved natural resources management, conservation & protection arrangements through communities & traditional governance systems.
- Support conflict resolution mechanisms & expansion of capacity for the mediation of conflicts, especially for certification of communal lands.



GUATEMALA

LEVERAGE BENEFITS

- Support capacity building/ development of marketing opportunities for timber/NTFP value-chains.
- Support CFEs to enter/participate in forest product value-chains.
- Support diversification of community-based businesses beyond timber (tourism, NTFP marketing, agroforestry and PES).
- Review community concession contracts to expand focus beyond timber to embrace communities' landscape & diverse opportunities from non-timber values of forests/forest land.



GUATEMALA

ENTRY POINTS

- Opportunities in *Emissions, Dedicated Grant Mechanism for Indigenous Peoples and Local Communities*) to further support these, as well as certification of communal lands with RIC.
- Country Partnership Strategy to build support in World Bank & government for inclusion of these as priority needs.
- ERP's (assuming signing of ERPA), activities that could be relevant to IPs, including commitment that Program would take on role of interinstitutional coordination for formal recognition of IP communal tenure.
- The Environmental & Social Commitment Plan Framework requires an IPP prior to ERPA signing. Ideally the ERPA, thru the IPP, would be able to address many of the recommendations.
- The ERP notes that it neither the role, nor the intent of the ERP to recognize IP/LC land and forest rights, even still there should remain ample scope for the IPP to advance, expand, strengthen, and protect IP and community land and forest rights.



GUATEMALA

ENTRY POINTS (continued)

- Donor dialogue/coordination with:
 - **USAID** which has a diverse, relevant portfolio, and a 2020-2025 strategy heavily focused on improving quality of life and deterring illegal immigration;
 - **GIZ** (pipeline) program for biodiversity in the Selva Maya;
 - **Inter-American Development Bank's** ongoing technical cooperation grant for REDD+ Strategy, and SFM project (within same GoG FIP framework as WB's);
 - **CABEI**, which is now an accredited intermediary for the GCF and the Adaptation Fund (AF), in addition they have launched a Green Bond initiative that to date primarily concentrates on renewable energy.



CROSS-CUTTING ISSUES

- Enabling conditions
- Practical implications of REDD+
- Criminalization and violence
- Higher level coordination
- Competing interests in land administration and planning



LESSONS LEARNED

- Bottom-up engagement and leadership key to achieving results
- Forest rights tied to broader community priorities and resilient / sustainable landscapes
- Cross-sectoral actions and support are essential
- Tenure protection & livelihood improvements not constrained by legal adequacy
- IP & LC rights key to eradicating poverty / inequality, improving sustainability, increasing transparency, and achieving emission reduction priorities



THANK YOU.

Visit our websites:

www.forestcarbonpartnership.org

www.rightsandresources.org

www.globallandalliance.org





Moderator / Discussant

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**CLIMATE FUNDS
MANAGEMENT**

THANK YOU!

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