



Evolving land rights, policy and tenure in Africa

Edited by Camilla Toulmin and Julian Quan



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Jan Erk



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Evolving Land Rights, Policy and Tenure in Africa Camilla Toulmin, 2000 **Inside Poverty and Development in Africa** Marcel Rutten, André Leliveld, Dick Foeken, 2008-10-15 When discussing development issues in Africa it is not sufficient to simply stress the ubiquity of failure malnutrition disease predatory states and war one also has to recognize that important aspects in the lives of millions of ordinary people have been transformed over the last five decades The contributions in this book are rooted in extensive empirical research at local regional and or national level in different African countries Chad Ethiopia Kenya Lesotho South Africa and Uganda while some take a pan African view All however offer insight from different analytical perspectives into the heterogeneity of poverty and development processes in Sub Saharan Africa and confront the ideas concepts and assumptions that lie behind pro poor policies The volume also encourages policy makers to choose realistic policy prescriptions in an attempt to move people out of poverty **Land and Sustainable Development in Africa** Kojo Sebastian Amanor, Sam Moyo, 2013-07-18 This book links contemporary debates on land reform with wider discourses on sustainable development within Africa Featuring chapters and in depth case studies on South Africa and Zimbabwe Malawi Kenya Botswana and West Africa it traces the development of ideas about sustainable development and addresses a new agenda based on social justice The authors critically examine contemporary neoliberal market led reforms and the legacy of colonialism on the land question They argue that debates on sustainable development should be placed in the context of structural interests access and equity rather than technical management of land and resources Additionally they show that these structural factors cannot be transformed by institutional reform based on notions of elective democracy community participation and market reform but require a far more radical programme to redress the injustices of the colonial system that continue today The book advocates a commitment to building sustainable livelihoods for farmers calling for a redistribution of land and natural resources to challenge existing economic relations and frameworks for development **The United Nations' Declaration on Peasants' Rights** Mariagrazia Alabrese, Adriana Bessa, Margherita Brunori, Pier Filippo Giuggioli, 2022-01-23 This is the first book to address and review the United Nations Declaration on the Rights of Peasants and Other People Working in Rural Areas UNDROP which was adopted by the United Nations General Assembly in December 2018 Food security and sustainable agri food systems responsible governance of natural resources and human rights are among the key themes of the new millennium The Declaration is the first internationally negotiated instrument bridging these issues calling for a radical paradigm change in the agricultural sector while giving voice to peasants and rural workers recognised as the drivers of more equitable and resilient food systems The book unfolds the impact of the Declaration in the wider realm of law and policy making especially concerning the new human rights standards related to access and control of natural resources and the governance of food systems The chapters in the book touch on a broad array of topics including women s rights the role of and impact on indigenous peoples food sovereignty climate change

land tenure and agrobiodiversity Voices from outstanding scholars and practitioners are gathered together to inform and trigger a further debate on the negotiation process the innovative and potentially disruptive contents the relations with other fields of law and the practical scope of the Declaration The volume concludes with a collection of case studies that provide concrete examples to help us understand the potential impacts of the Declaration at regional national and local levels This book is the first comprehensive tool to navigate the Declaration and is designed for students researchers and practitioners in the fields of food and agriculture law peasant agrarian and rural studies human rights and environmental law and international development and cooperation Chapter 6 of this book is available for free in PDF format as Open Access from the individual product page at www.routledge.com It has been made available under a Creative Commons Attribution Non Commercial No Derivatives 4.0 license

Beyond Communal and Individual Ownership Leon Terrill, 2015-10-05 Over the last decade Australian governments have introduced a series of land reforms in communities on Indigenous land This book is the first in depth study of these significant and far reaching reforms It explains how the reforms came about what they do and their consequences for Indigenous landowners and community residents It also revisits the rationale for their introduction and discusses the significant gap between public debate about the reforms and their actual impact Drawing on international research the book describes how it is necessary to move beyond the concepts of communal and individual ownership in order to understand the true significance of the reforms The book's fresh perspective on land reform and careful assessment of key land reform theories will be of interest to scholars of indigenous land rights land law indigenous studies and aboriginal culture not only in Australia but also in any other country with an interest in indigenous land rights

Comparative Perspectives on Communal Lands and Individual Ownership Lee Godden, Maureen Tehan, 2010-02-26

Comparative Perspectives on Communal Lands and Individual Ownership Sustainable Futures addresses property and land title as central mechanisms governing access to communally held land and resources The collection assesses the effectiveness of property law and tenure models developed around concepts of individual ownership for achieving long term environmental and economic sustainability for indigenous peoples and local communities It explores the momentum for change in the international realm and then develops a comparative focus across Australia North America Africa Peru New Zealand and the Pacific region examining the historical and current impacts of individuation of title on the customary law and practice of indigenous peoples and local communities Themes of property privatisation and sustainable communities are developed in theoretical analyses and case studies from these jurisdictions The case studies throw into sharp relief how questions of land law and resources management should not be separated from wider issues about the long term viability of communities Comparative analysis allows consideration of how western models of land tenure and land title might better accommodate the exercise of traditional practices of indigenous peoples and local communities while still promoting autonomy choice and economic development This volume will be of interest to scholars and professionals working in the

fields of property law land reform policy and planning indigenous law and customary law environmental sustainability development and resource management

Gender and Agrarian Reforms Susie Jacobs, 2013-05-13 The redistribution of land has profound implications for women and for gender relations however gender issues have been marginalised from both theoretical and policy discussions of agrarian reform This book presents an overview of gender and agrarian reform experiences globally Jacobs highlights case studies from Latin America Asia Africa and eastern Europe and also compares agrarian and land reforms organised along collective lines as well as along individual household lines This volume will be of interest to scholars in Geography Women s Studies and Economics

Socioeconomic Change and Land Use in Africa E. Mwangi, 2016-04-30 This study investigates how and why a group ranch members in Kajiado District Kenya supported the subdivision of their collective landholdings into individual titled units and what outcomes resulted in this transition to individual rights Viewed over a longer time scale the author finds that politics is at the core of institutional change

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

Rebel Streets and the Informal Economy Alison Brown, 2017-02-24 Street trade is a critical and highly visible component of the informal economy linked to global systems of exchange Yet policy responses are dismissive and evictions commonplace Despite being progressively marginalised from public space street traders in the global south are engaged in spatial and political battlegrounds to reclaim space and claim de facto property rights over their place of work through quiet infiltration union power or direct action This book explores rebel streets the challenges faced by informal economy actors and how organised groups are seeking to reframe legal understandings to create new claims to space and urban rights The book sets out new thinking and a conceptual framework for improved understanding of the plural relationship between law rights and space for the informal economy the contest between traditional modernist and rights based approaches to development and impacts on the urban working poor With a focus on street trading the book seeks to reframe the legal context in which modern informal economies operate drawing on key areas of academic inquiry and case

studies of how vendors are staking claim to urban rights The book argues for a reconceptualisation of legal instruments to provide a rights based framework for urban work that recognises the legitimacy of urban informal economies the scope for collective management of urban resources and the social value of public space as a site for urban livelihoods It will be of interest to students and scholars of geography economics urban studies development studies political studies and law

Land Politics Lauren Honig,2022-08-25 This book provides new insight into the high stakes struggle to control land in the Global South through the lens of land titling in Zambia and Senegal Based on extensive fieldwork it shows how chiefs and communities challenge the state in an era of increasing scarcity and booming global land markets **The ^AEvolving**

Sphere of Food Security Rosamond L. Naylor,2014-08-18 A multidisciplinary group of scholars present the many faces and facets of global food insecurity their symptoms roots and possible remedies through personal stories of research and policy advising at local and global scales The authors explore the interconnectedness of food security and energy water climate health and national security as well as its policy implications Power, Gender and Social Change in Africa Raj

Bardouille,Margaret Grieco,2009-03-26 Gender plays a hugely significant and too often under considered role in predicting how accessible resources such as education wage based employment physical and mental health care adequate nutrition and housing will be to an individual or community According to a 2001 World Bank report titled Engendering Development Through Gender Equality in Rights Resources and Voice enormous disparities exist between men and women in terms of basic rights and the power to determine the future both in Africa and around the globe A better understanding of the links between gender public policy and development outcomes would allow for more effective policy formulation and implementation at many levels This book through its discussion of the challenges achievements and lessons learned in efforts to attain gender equality sheds light on these important issues The book contains chapters from an interdisciplinary group of scholars including sociologists economists political scientists scholars of law anthropologists historians and others The work includes analysis of strategic gender initiatives case studies research and policies as well as conceptual and theoretical pieces With its format of ideas resources and recorded experiences as well as theoretical models and best practices the book is an important contribution to academic and political discourse on the intricate links between gender power and social change in Africa and around the world **Indonesia, Law and Society** Timothy Lindsey,2008 Since the first edition

Indonesia has undergone massive political and legal change as part of its post Soeharto reform process and its dramatic transition to democracy This work contains 25 new chapters and the 4 surviving chapters have all been revised where necessary Indonesia Law and Society now covers a broad range of legal fields and includes both historical and very up to date analyses and views on Indonesian legal issues It includes work by leading scholars from a wide range of countries There is still no comparable English language text in existence **Geography and Economy in South Africa and its**

Neighbours Christian M. Rogerson,2017-05-15 The dismantling of the apartheid regime in South Africa caused massive

transformation in both geographical and economic terms not only in this country but also in the region as a whole As the post apartheid government enters its second term this captivating volume assesses its progress in unravelling the geography of apartheid both in South Africa itself and in its relationships with other countries in Southern Africa and Africa It also considers the ways in which South Africa now that it is no longer a pariah state has begun to position itself within the current global economy Examining South Africa s land and agriculture mining and minerals manufacturing tourism corporate finance the labour market and transport the volume discusses the challenges of balancing growth and redistribution the extent and nature of progress change and relationships within the regional and global economy A compelling investigation into the economics of South Africa s neighbouring states in relation to their natural resources colonialism and inter relationships with themselves and with South Africa leads to a focus on the region as a whole and its relations with the global economy

Decentralization, Democracy, and Development in Africa Jan Erk, 2018-12-07 Decentralization reforms introduced to Africa in the 1990s have not always delivered the intended long term outcomes This is a collection on the consequences of these reforms two decades on In addition to general and comparative overviews the book contains case studies on Ghana Senegal Zimbabwe Namibia Ethiopia and Uganda The common theme across the chapters is that the reforms seem to have engendered political consequences beyond decentralization itself mostly through interaction with the broader historical political social and economic context The book thus speaks both to the scholarly literature on decentralization democratization and development and to the community of development practitioners Most of the literature on decentralization and development emphasizes questions of institutional design and policy but here the harder to pin down political patterns marking the workings of decentralization are the main focus of analysis The debates on development through the case studies are connected to the scholarly literatures on comparative federalism comparative decentralization and local democracy The main conclusion that emerges from the studies in the book is that no magic formula that can turn countries into peaceful stable and prosperous democracies overnight exists Furthermore there are risks involved in importing formal institutions without regard to the local historical political social and economic context The chapters of this book were originally published as a special issue in *Regional and Federal Studies*

Large-Scale Land Acquisitions

Christophe Gironde, Christophe Golay, Peter Messerli, 2015-09-29 Large scale land acquisitions or land grabbing has become a key research topic among scholars interested in agrarian change development and the environment The term land acquisitions refers to a highly contested process in terms of governance and impacts on livelihoods and human rights This book focuses on South East Asia A series of thematic and in depth case studies put land grabbing into specific historical and institutional contexts The volume also offers a human rights analysis of the phenomenon examining the potential and limits of human rights mechanisms aimed at preventing and mitigating land grabs negative consequences Contributors include Maria Lisa Alano Ioana Cismas Olivier De Schutter Michael Dwyer Christophe Gironde Christophe Golay Andreas Heinemann

Martin Keulertz Marcel Mazoyer Peter Messerli Hafiz Mirza Vong Nanhthavong Gerben Nooteboom Patricia Paramita Amaury Peeters Emily Polack Laurence Roudart Oliver Schoenweger Gilda Senties Sokbunthoeun So Mohamad Shohibuddin William Speller Eckart Woertz and James Zhan **The State and the Paradox of Customary Law in Africa** Olaf Zenker, Markus Virgil Hoehne, 2018-02-02 Customary law and traditional authorities continue to play highly complex and contested roles in contemporary African states Reversing the common preoccupation with studying the impact of the post colonial state on customary regimes this volume analyses how the interactions between state and non state normative orders have shaped the everyday practices of the state It argues that in their daily work local officials are confronted with a paradox of customary law operating under politico legal pluralism and limited state capacity bureaucrats must often paradoxically deal with custom even though the form and logic of customary rule is not easily compatible and frequently incommensurable with the form and logic of the state in order to do their work as a state Given the self contradictory nature of this endeavour officials end up processing rather than solving this paradox in multiple inconsistent and piecemeal ways Assembling inventive case studies on state driven land reforms in South Africa and Tanzania the police in Mozambique witchcraft in southern Sudan constitutional reform in South Sudan Guinea s long dur e of changing state engagements with custom and hybrid political orders in Somaliland this volume offers important insights into the divergent strategies used by African officials in handling this paradox of customary law and somehow getting their work done Gender and Law Lorenzo Cotula, 2006-01-01 Women constitute a large portion of the economically active population engaged in agriculture International instruments on human rights the environment and sustainable development reaffirm the principle of non discrimination on the basis of sex or gender Yet women often face gendered obstacles in realizing their rights and feeding their families The right to an adequate standard of living including adequate food may thus not be fulfilled These obstacles may stem from directly or indirectly discriminatory norms or from entrenched socio cultural practices or both This study analyses the gender dimension of agriculture related legislation in a selection of different countries around the world examining the legal status of women in three key areas rights to land and other natural resources rights of women agricultural workers and rights concerning women s agricultural self employment activities ranging from women s status in rural cooperatives to their access to credit training and extension services Developmental Dilemmas Peter Ho, 2005-05-24 Developmental Dilemmas singles out land as an object of study and places it in the context of one of the world s largest and most populous countries undergoing institutional reform the People s Republic of China The book demonstrates that private property protected by law the principle of getting the prices right and the emergence of effectively functioning markets are the outcome of a given society s historical development and institutional fabric Peter Ho argues that the successful creation of new institutions hinges in part on choice and timing in relation to the particular constellation of societal economic political and cultural parameters Disregarding these could result in rising inequality bad land stewardship and the eruption of land

related grievances

Evolving Land Rights Policy And Tenure In Africa Paperback Book Review: Unveiling the Power of Words

In a global driven by information and connectivity, the power of words has be much more evident than ever. They have the capability to inspire, provoke, and ignite change. Such could be the essence of the book **Evolving Land Rights Policy And Tenure In Africa Paperback**, a literary masterpiece that delves deep in to the significance of words and their effect on our lives. Compiled by a renowned author, this captivating work takes readers on a transformative journey, unraveling the secrets and potential behind every word. In this review, we will explore the book is key themes, examine its writing style, and analyze its overall affect readers.

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