

UN-REDD Workshop on Free, Prior and Informed Consent?
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Forest Carbon Partnership Facility
SOCIAL ISSUES IN SELECTED
LATIN AMERICA COUNTRIES

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Consultations with Key Local Stakeholders



FCPF COUNTRY	ARGENTINA	COSTA RICA	GUYANA	MEXICO	PANAMA
Country Proposals/ Status	<ul style="list-style-type: none"> -Early engagement with key stakeholder groups, including Indigenous Peoples and other local communities - Consultations are planned with key stakeholder groups with specific objectives to validate the consultation plans designed for preparation of REDD Strategy. 	<ul style="list-style-type: none"> - 52 out of 96 PRI (<i>Partes Revelantes Interesadas</i>) have participated in the initial dialogue on the REDD+ process - Consultations meetings with 18 out of 24 ADIIs (??) are planned to elaborate legal and political process for designing REDD Strategy. 	<ul style="list-style-type: none"> - Initial consultations with the NTC (National Toshios Council) and a limited number of local Amerindian communities - Extensive consultations with Amerindian communities are planned for validation of Consultation Plan for preparation of REDD+ Strategy. 	<ul style="list-style-type: none"> - Consultation strategy that is inclusive of relevant stakeholders, including Indigenous Peoples and other local communities and comprehensive in its scope, is prepared . 	<ul style="list-style-type: none"> - Early engagement with selected stakeholders carried out - Initial consultations targeting Indigenous Peoples traditional institutions carried out with technical assistance from COONAPIP (??).
<i>Key Challenges</i>	<ul style="list-style-type: none"> -Identifying appropriate representative institutions of local stakeholder groups -- both Indigenous peoples and non-Indigenous groups – geographically dispersed in a large country. 	<ul style="list-style-type: none"> - Identifying appropriate representative institutions of non-Indigenous stakeholders. 	<ul style="list-style-type: none"> - Identifying appropriate representation of small-scale miners and loggers. -Conducting adequate consultations with 140 Amerindian communities dispersed in large hinterland area. 	<ul style="list-style-type: none"> -Conducting adequate consultations for a large Indigenous peoples population (5 million) spread over a large geographical area. - Identifying appropriate representative institutions of ejidos. 	<ul style="list-style-type: none"> -Conducting adequate consultations with Indigenous Peoples traditional authorities (comarca congresses and others) -Identifying appropriate representation of colonos.

Land Rights and Land Tenure



FCPF COUNTRY	ARGENTINA	COSTA RICA	GUYANA	MEXICO	PANAMA
Country Proposal/ Status	<ul style="list-style-type: none"> - Law governing land-use planning for forests (2007) enacted - Improving land management systems is being planned 	<ul style="list-style-type: none"> - 24 ADIIs -- Indigenous Peoples reserves – have been legally established. 	<ul style="list-style-type: none"> -Titling of the currently untitled Amerindian land planned. 	<ul style="list-style-type: none"> - Land tenure issues (65% of land owned by communities) resolved. 	<ul style="list-style-type: none"> -Recognition of indigenous territorial rights (<i>comarcas</i>; collective territories) largely addressed
<i>Key Challenges</i>	<ul style="list-style-type: none"> -Implementation of new law governing land-use planning for forests (2007) -Minimizing potential land conflicts between or among Indigenous Peoples communities, other rural communities (<i>Criollos</i>) and agro-businesses. 	<ul style="list-style-type: none"> -Completing financial processes to transfer the land titles from private land owners to the respective ADIIs. -Resolving the land tenure of areas used by non-Indigenous local communities. 	<ul style="list-style-type: none"> - Addressing additional land claims by Amerindian communities. - Recognizing land and/or resource use rights of small scale miners and loggers. 	<ul style="list-style-type: none"> - Minimizing conflict between collective Indigenous peoples land tenure and private ownership within the same ejidos. 	<ul style="list-style-type: none"> - Outstanding claims of Indigenous Peoples -Conflicts over traditional land (Indigenous Peoples vis a vis non-Indigenous forest dwellers) -Inter-American Commission on Human Rights court case (<i>Ngobe</i>)

Benefit - Sharing



FCPF COUNTRY	ARGENTINA	COSTA RICA	GUYANA	MEXICO	PANAMA
Country Proposals/ Status	<ul style="list-style-type: none"> - New Forest Law makes a provision to establish a National Fund for the Enrichment and Conservation of Native Forests 	<ul style="list-style-type: none"> - Recognition of carbon rights of Indigenous Peoples tied to land ownership . - Replication of existing “payment for environmental services” proposed for mechanism for REDD+. 	<ul style="list-style-type: none"> - Political commitment to establish a mutually agreeable benefit-/revenue-sharing mechanism from REDD revenue. - 100% transfer of REDD+ revenue to Amerindian titled lands. 	<ul style="list-style-type: none"> - Commitment to enact laws in relation to carbon rights. - Dialogue with local communities regarding payments, eligibility, etc. are planned. 	<ul style="list-style-type: none"> - Defining the modalities and conditionalities of benefit sharing by local communities.
Key Challenges	<ul style="list-style-type: none"> - <i>Recognizing carbon ownership of local communities – Indigenous Peoples and other local communities.</i> - <i>Establishing a financial mechanism for administering benefit-sharing.</i> 	<ul style="list-style-type: none"> - <i>Recognizing carbon ownership of non-indigenous local communities.</i> - <i>Administering benefit-sharing that is equitable.</i> 	<ul style="list-style-type: none"> - <i>Recognizing carbon ownership of land areas that are currently being titled.</i> - <i>Recognizing carbon ownership of forest areas that are under traditional use and/or claim</i> 	<ul style="list-style-type: none"> - <i>Replicating the early payment for environmental services model for REDD+.</i> - <i>Administering benefit-sharing that is equitable.</i> 	<ul style="list-style-type: none"> - <i>Recognizing carbon ownership of non-indigenous local communities.</i> - <i>Establishing a financial mechanism for benefit sharing.</i>

Free, Prior and Informed Consent of Indigenous Peoples



FCPF COUNTRY	ARGENTINA	COSTA RICA	GUYANA	MEXICO	PANAMA
Country Proposal/ Status	- Applied under ILO Convention 169	- Applied under ILO Convention 169	-Free, prior and informed consent will be applied for Amerindian communities for “opt in/ opt out” mechanism	- Applied under ILO Convention 169	- Free, prior and informed consent will be applied (following proposed UN-REDD Guidelines)
Key Challenges	<ul style="list-style-type: none"> - Identifying appropriate traditional decision-making mechanisms. - Political commitment to seek consent. 	<ul style="list-style-type: none"> - Political commitment to seek consent (from ADIIs). 	<ul style="list-style-type: none"> - Degree of participation of Amerindian communities in the “opt in/ opt out” process. 	<ul style="list-style-type: none"> - Identifying appropriate traditional decision-making mechanisms. 	<ul style="list-style-type: none"> - Political commitment to seek consent (from traditional authorities).