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Stakeholder Engagement in the UN-REDD Programme: Progress and Next Steps

Ninth Session of the UN Permanent Forum on Indigenous Issues
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New York, NY
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Stakeholder Engagement in the UN-REDD Programme



1. UN-REDD Programme Operational Guidance on Engagement with Indigenous Peoples and other Forest Dependent Communities



2. UN-REDD Governance:

1. Civil Society and Indigenous Peoples Representatives on the UN-REDD Programme Policy Board
2. Independent Advisory Group on Rights, Forests, and Climate Change



3. Overview of progress and activities planned for 2010

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UN-REDD Programme

Operational Guidance on Engagement with Indigenous Peoples and Other Forest Dependent Communities

Developed to ensure that program design and implementation is participatory, transparent and respects the rights of stakeholders.

Has three substantive parts:

- 1) **Principles** - on the rights of Indigenous Peoples and other forest dependent communities
- 2) **Guidelines** - for the engagement of IP and other forest dependent communities
- 3) **Best Practice** - for consultation

--> Currently in the process of harmonizing the UN-REDD Guidance and FCPF Guidance Note on Stakeholder Engagement



Principles for Engagement

...to guide UN-REDD Programme activities that may impact the rights of Indigenous Peoples and other Forest Dependent Communities.

1. Programme activities follow a human rights based approach and must adhere to the United Nations Declaration on the Rights of Indigenous Peoples.
2. Free, prior, and informed consent shall be adhered to, and is essential to ensuring the full and effective participation of Indigenous Peoples and other forest dependent communities in Programme activities.
3. The Programme shall ensure that there is broad representation of Indigenous Peoples, including women and youth, at all stages of its activities.



UN Declaration on the Rights of Indigenous Peoples

Article 19: “States shall consult and cooperate in good faith with the Indigenous Peoples concerned through their own representative institutions in order to obtain their *free, prior, and informed consent* before adopting and implementing legislative or administrative measures that may affect them.”

Article 32: “...States shall consult and cooperate in good faith with the Indigenous Peoples concerned through their free, prior, and informed consent prior to the approval of any project affecting their lands or territories and other resources, particularly in connection with the development, utilization or exploitation of water, mineral or other resources...”

Article 42: “The United Nations, its bodies, including the Permanent Forum on Indigenous Issues, and specialized agencies, including at the country level, and States shall promote respect for and the full application of the provisions of the Declaration...”



IP & Forest Community Guidelines for UN-REDD Programme

Representation

- On Policy Board & National Committees
- Independent Civil Society Advisory Group

Transparency & Access to Information

- Access to reports & official documents
- Primers & guidance for IPs on REDD
- Participation in relevant IP-led conferences
- Consultation documents co-developed with IPs
- Distribution of annual reports to IP networks

Participation & Inclusion

- Fora for IP perspectives in REDD dialogue
- National participation & engagement strategy
- Activities & budget allocations in national programs
- Assessment of activity impact on IP rights

Accountability

- Concerns & complaints addressed through Secretariat and Resident Coordinator



Progress in 2009

- Undertook consultation to articulate the Operational Guidelines on the Engagement of IPs and other forest dependent communities
- Established Operational Guidelines, including role for IPs and civil society on Policy Board
- Established formal relationship with Independent Advisory Group on Rights Forests & Climate Change
- Facilitated self-selection of IP and civil society Policy Board members
- Analysis of policy and technical implications of applying FPIC and recourse mechanisms
- Undertook coordination and harmonization exercise with FCPF
- Provided support to technical experts and national counterparts to establish stakeholder engagement within national program processes
- Participated in dialogues, consultations, and workshops focused on various aspects of IP & civil society participation in REDD.



Civil Society and IP Representation on the UN-REDD Policy Board

Civil Society:

- One full member that is nominated from a group of four observers: Representatives from each of the three regions and one 'northern' NGO.
- Identified via a self-selection process facilitated by the Rights and Resources Initiative on behalf of the Advisory Group on Rights, Forests and Climate Change

Indigenous Peoples & Forest Dependent Communities:

- One full member (Chair of UNPFII)
- Three observers (one from each region), selected by the regional caucuses to Indigenous Peoples' Global Summit on Climate Change, Alaska, Apr 09



Independent Advisory Group on Rights, Forests, & Climate Change

Established to provide independent advice and guidance to the UN-REDD Programme

Initial membership:

Organizing Committee of 'Conference on Rights, Forests and Climate', Oct 2008, (RRI, RFN, Tebtebba, FPP, ACICAFOC, Civic Response, etc).

Activities:

Presentations and advice to Policy Board; Counsel on policies and guidelines; Managed self-selection process for CSO reps to the Policy Board; Guidance on socio-economic aspects of REDD; Engagement in Chatham House dialogues

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Stakeholder Engagement in 2009

- **Stakeholder consultations are built into REDD readiness, within the National Programmes:**

- Democratic Republic of the Congo
- Panama
- Paraguay
- Tanzania
- **Vietnam***
- **Indonesia***

* Pilot FPIC process underway

- **On-going global and regional consultations:**

- UN-REDD consultation with Indigenous Peoples at COP15 (Dec 09, Copenhagen)
- UN-REDD Regional Consultation for Asia/Pacific (Oct 09, Bangkok)
- 8th and 7th UN Permanent Forum on Indigenous Issues (May 09 and Apr 08, New York)
- Indigenous Peoples' Summit on Climate Change (Apr 09, Anchorage)



Free, Prior, and Informed Consent

- Full report and advice from CIEL (submitted end of January 2010 and available for review)
- FPIC is being elaborated as part of National Programmes, in particular in Indonesia and Vietnam (reports will be available for review)
- We have heard clearly that FPIC must be elaborated with Indigenous Peoples so next step is to organize 3 regional workshops to focus on FPIC/recourse mechanism
- Participating in the recently convened The Forest Dialogue FPIC initiative



Establishing a Recourse Mechanism

UN-REDD is committed to establishing mechanisms to ensure accountability and provide proper recourse:

We have heard that complaints need to first be resolved at the most immediate level, ie, national. Currently complaints to be submitted to the UN-REDD Secretariat and to the UN Resident Coordinator in pilot countries – to be reviewed by the UN-REDD Policy Board for decision

CIEL has advised; next step is to elaborate a proper mechanism via regional workshops with IP/CSOs. For example, use existing or new mechanisms?

Building on existing UN mechanisms:

- UN Special Rapporteur on Rights of Indigenous Peoples
- UNDP Civil Society Advisory Committee to the Administrator
- UNDP's Information Disclosure Policy & IP Policies, etc.



Opportunities to Engage: Activities for 2010

1. Support implementation of the UN-REDD Programme Operational Guidance on Engagement of Indigenous Peoples and Other Forest Dependent Communities including the elaboration of FPIC
2. Establish Recourse Mechanism for UN-REDD Programme
3. Facilitate IP & CSO Engagement in National Programmes
4. Engage with Global and Regional IP & CSO Processes on REDD
5. Support IP & CSO Representation on UN-REDD Programme Policy Board
6. Communication & Outreach Strategy targeted at Indigenous Peoples & Civil Society Organizations
7. Training/Capacity Building on REDD
8. Research & Analysis of IP & CSO REDD Issues



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Thank you!

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Alignment of UN-REDD & FCPF Guidelines



- Agreement taken between FCPF and UN-REDD to harmonize approaches to stakeholder engagement after the 1st Policy Board meeting in Panama, upholding the higher standard.



- Have reviewed FCPF SESA for applicability to UN-REDD Operational Guidance and making a proposal to FCPF for next steps on alignment



- Depending on response, may call on the advice of the IAG and IP/CSO PB representatives for best course of action



Harmonization with FCPF

FCPF Guidance Note on Stakeholder Engagement

**+ UN-REDD Programme Operational Guidance on the
Engagement of IPs & Forest Dependent Communities**

= Harmonized Guidance on Stakeholder Engagement

- Principles for Effective Stakeholder Engagement
- Operational Guidelines for Participation and Consultation
- Practical Steps for Carrying out Effective Consultations
 - Annexes: Guidelines Specific to the UN-REDD Programme
Relevant WB & UN Policies
Relevant Resources & Tools



Harmonization with FCPF

Practical Implications for UN-REDD Pilot Countries:

- One shared approach by FCPF and UN-REDD to support stakeholder engagement in readiness activities
- Streamlining of consultation processes to one shared process
- No change in UN-REDD Guidelines for National Programs re:
 - Representation
 - Validation meeting
 - Consultation process
 - Activities & resources for stakeholder engagement
 - Recourse mechanism
 - Transparency & access to information



Harmonization with FCPF

Harmonized Elements

• **Shared Principles:**

- Transparency and access to information
- Consultation and participation of a broad group of stakeholders
- Consultations should occur early in the process and be ongoing
- A grievance mechanism should be developed as part of the process
- Processes should link directly to planning and decision making

• **Practical Steps for Carrying Out Effective Consultations:**

- Step-by-step guide to conducting an effective consultation process common to both FCPF and UN-REDD

Distinct Elements

- WB Operational Policy 4.10 on IPs & UN Declaration on the Rights of IPs
- R-PP Guidelines & UN-REDD Guidelines for National Programs
- WB FCPF Strategic Environmental and Social Assessment



Stakeholder Engagement Activities planned for 2010:

- **Support implementation of the UN-REDD Programme Operational Guidance on Engagement of Indigenous Peoples and Other Forest Dependent Communities**
- **Establish Recourse Mechanism for UN-REDD Programme**
- **Research & Analysis of IP & CSO REDD Issues**
- **Support IP & CSO Representation on UN-REDD Programme Policy Board**
- **Communication & Outreach Strategy targeted at Indigenous Peoples & Civil Society Organizations**
- **Engage with Global and Regional IP & CSO Processes on REDD**
- **Training/Capacity Building on REDD**
- **Facilitate IP & CSO Engagement in National Programmes**



UN Human Rights Based Approach (HRBA)

UN Agencies are responsible to deliver on commitments of the General Assembly on human development (UNDP), environmental protection (UNEP), the betterment of the lives of rural populations (FAO):

- UN Agencies have adopted the Human Rights Based Approach to Development: All programs, policies and technical assistance should further the realization of human rights.
 - The approach creates a framework for planning and monitoring based on the furtherance of human rights.
- The HRBA is supported by other UN instruments and tools such as:
 - The UN Declaration on the Rights of Indigenous Peoples
 - UN Development Group Guidelines on Indigenous Peoples Issues
 - UN Committee on the Elimination of Racial Discrimination
 - UN High Commission on Human Rights



UN-REDD Programme & HRBA

The UN-REDD Programme is working through the agencies to support rights and the participation of diverse stakeholders by:

- Supporting application of participatory processes for program design, planning, and implementation
- Supporting capacity needs of diverse actors from state to sub-national and local levels
- Commitment to support application of the principle of FPIC
- Commitment to recourse and mediation in case of violation of rights
- Supporting countries to implement commitments under the UNDRIP



Civil Society Representatives on the UN-REDD Programme Policy Board

Africa:

Centre d'Accompagnement des Autochtones Pygmées et Minoritaires Vulnérables (CAMV)
Democratic Republic of the Congo
Pacifique Mukumba Isumbiso, Executive Director

Asia & the Pacific:

The Papua New Guinea Eco-Forestry Forum, Papua New Guinea
Kenn Mondiaj, Chairman of the Board

Latin America & the Caribbean:

Instituto de Pesquisa Ambiental da Amazônia (IPAM), Brazil
Paula Moreira, Lawyer

Industrialized Countries:

Global Witness, US/UK
Rosalind Reeve, Forest Campaign Manager

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Indigenous Peoples Representatives on the UN-REDD Policy Board

IP Policy Board Member:

UN Permanent Forum on Indigenous Issues
Vicky Tauli-Corpuz, Chair (2009)

Observers:

Africa:

Community Research and Development Services (CORDS), Tanzania
Elifuraha Laltaika, Programme Officer

Asia & Pacific:

Aliansi Masyarakat Adat Nusantara (AMAN), Indonesia
Mina Setra, Director of External Affairs

Latin America:

Coordinadora de las Organizaciones Indígenas de la Cuenca Amazónica (COICA)
Amazon Basin

Diego Escobar, Coordinator, Environment and Natural Resources

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UN Mandate to Engage with Indigenous Peoples

- Participation & inclusion are human rights principles reflected in the “UN Common Understanding on the Human Rights Based Approach to Development Cooperation”
- UN Declaration on the Rights of Indigenous Peoples, ie. Articles 19, 26, 32, 41, 42
- UNDG Guidelines on Indigenous Peoples’ Issues
- UNDP & Indigenous Peoples: Policy of Engagement



Stakeholder Engagement → Sustainability and Effectiveness of REDD+ Programmes

- Contribution to MRV
- Prevention of 'leakage'
- Avoid conflict and unrest
- IP lands are particularly effective in reducing GHG emissions from deforestation