PARTICIPATION OF SURVEYORS IN LAND POLICY FORMULATION

EXPERIENCES FROM THE KENYAN PROCESS

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INSTITUTION OF SURVEYORS OF KENYA

KENYA

- Approximate area 582,646 sq. km
- 97.8% Land and 2.2% Water surface
- 20% high potential land 80% arid/semi arid land.
- Population Approx. 40 million (2009)
- Annual population growth rate 2.9%
1) Current Land Administration Practices

- Multiple land regimes and land registration systems
- Public Land vested in the President and Commissioner of Lands
- Highly bureaucratic institutions
- Lengthy and Costly land transfer and registration systems
- Neglected regime of customary law

2) Key Proposals in National Land Policy

- Pro-poor policies
- Public Land vested in National Land Commission
- Productivity targets
- Minimum and maximum land sizes
- Ecosystem protection and management
- Recognition of gender dynamics in land
- Rights of vulnerable groups – minority communities, refugees, internally displaced persons, persons with HIV/AIDS
- Devolution of management of land to community level
- Alternative land dispute resolution mechanisms
3) Global Context of Land Policy Formulation in Kenya

- African Land Policy Framework and Guidelines
- UN Habitat Guidelines on developing Pro-poor Land Policies

4) Kenya National Land Policy Formulation Process

- Policy issues grouped into broad themes
- State & Non State Actors participation in Thematic Groups

- Rural Land Use
- Environment and Informal Sector
- Urban Land Use
- Land Tenure and Social
- Cultural Equity
- Legal Framework
- Land Information Management Systems
- Institutional and Financing Framework
5) Kenya National Land Policy Formulation Process Cont’d
- Production of Issues and Recommendations Report
- Production of First Draft National Land Policy
- Approval by Cabinet for discussion by the public
- Discussion and Endorsement by key stakeholders in April 2007
- Approval by Cabinet in June 2009
- Preparation of Sessional Paper on the NLP
- Adoption by Parliament in December 2009

6) Role of Surveyors in the KNLPFP
- Technical input to Thematic Groups
- Public Education and Awareness
- Advocacy among legislators, opinion leaders, policy makers, public administrators and professionals
- Generation of empirical data and knowledge
- Strategic engagements with government and key stakeholders
7) Key Strategic Engagements

- Government through the Ministry of Lands, Land Reform Transformation Unit (LRTU)
- Civil Society – Land Sector Non State Actors (LSNSA)
- Parliament – Kenya National Assembly
- Professional Societies – Association of Professional Societies of East Africa (APSEA)
- Private Sector – Kenya Private Sector Alliance (KEPSA)
- Religious Organisations
- Research Institutions
- Development Partners

8) Tools For Engagement

- Courtesy Calls
- Workshops
- Membership of Ministry of Lands Steering Committee
- Information and Education Communication Materials
- Media Campaigns
- Research and dissemination of findings
9) Achievements

- Kept land reform agenda alive in public domain through media campaigns
- Effective public information campaigns through workshops and IEC materials
- Generation of knowledge to guide policy implementation in the areas of Land Use Policy, Land Tenure Reforms and Land Information Management Systems
- Contribution of ISK to adoption of Sessional Paper on the NLP through advocacy and dialogue with legislators.
- Fruitful sustained relationship with Ministry of Lands

10) Future Outlook

- Continued engagement with Ministry of Lands during implementation phase of the National Land Policy
- Research for knowledge generation to guide implementation of proposals on special intervention areas
- Technical input and capacity provision to new institutions
- Advocacy for resource mobilisation to operationalise NLP
- Sustained partnerships with key stakeholders.
- Liaison with the FIG African Task Force for up-scaling and capacity building in Africa
THANK YOU, ASANTE
KARIBU KENYA!