Mozambique: Trying to Avoid the Zimbabwe Experience

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28 April 2000
General Location and Dimensions of Mozambique
Zimbabwe

- Land policy has separated commercial and family sector
- Current conflicts between landless/land poor and commercial farmers
- Conflict is the result of dualistic policy
- Challenge is to find an alternative development strategy
- Mozambique has defined such a strategy

[Source: BBC News Website]
History

• 1500-1975  Portuguese colony
• 1975 Independence
• 1975 Constitution passed all land to the state
• 1976 - 1992 Civil war (Frelimo/Renamo)
• 1993 Peace Accord Signed
• New legal framework - innovations
Land Policy Strategy

• *Does not privatize* the land but does give total *security* to investment

• *Does not marginalize family sector land* but does provide for *community land titles*

• *Does not restrict the land rights of the family sector* but gives the *state* exclusive authority to allocate land for commercial exploitation;

• *Does not allow land sales* but does facilitate the integration of family sector into the *regional market* through joint ventures

*(Negrão 1998)*
**Community Involvement**

- Emphasis on community consultation
- Community participation in mapping boundaries
- Concession methodology builds on this approach
LTC Involvement

- Joint venture companies studies - 1991
- Land policy debate - seminars, workshops, studies (‘92-99)
- Land law (‘97) and regulations (‘98)
- Community & smallholder rights (‘98-’99)
- Land concessions
"The new law was designed to be fair while reflecting the complexity of power"
Land Tenure Situation in Mozambique

LAND OWNERSHIP (STATE)

LOCAL COMMUNITIES (CUSTOMARY TENURE)

LAND CONCESSIONS

licenses

Mining

Timber

Firewood

Predio urbano

Buildings

Improvements

Infra-structure

Predio rural

Non-Economic Improvements

Good Faith Occupation
Concessions in the Pipeline

- Community Consultation
- Participatory Diagnostic
- Authorization
- Register in Atlas
- Publication
- Inspection
- Demarcation
- Demarcation
- Authorization

Provisional Title

Definitive Title
Key Dates Affecting Legal Status of Land Concession Applications

- New land law comes into force: 1/1/98
- Regulations approved: 8/12/98
- Deadline for Confirmation: 8/12/99

Pedidos submitted prior to new law:
- 1/1/98

Pedidos submitted after new law:
- continue
- cancel
## Concession Pipeline Problem by end of 1999

<table>
<thead>
<tr>
<th>Province</th>
<th>No of Requests</th>
<th>No of Prov. Approvals</th>
<th>% Approvals</th>
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<tbody>
<tr>
<td>Cabo Delgado</td>
<td>540</td>
<td>180</td>
<td>33</td>
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<tr>
<td>Gaza</td>
<td>1,207</td>
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<td>Tete</td>
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<tr>
<td>Zambezia</td>
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<td><strong>Total</strong></td>
<td><strong>12,783</strong></td>
<td><strong>2,236</strong></td>
<td><strong>27 (mean)</strong></td>
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Concession Pipeline Problem by end of 1999.
# Number of Concessions Confirmed

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<td><strong>Total</strong></td>
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Proposed Pilot Project

• Develop GPS Capability
• Acquire Aerial Photography
• Improve Provincial Offices
• Procure Equipment and Vehicles
• Develop Education and Training Program
• Implement pilot project
• Monitor, Evaluate and Analyze
Proposed Management Structure

PROAGRI
Social Standards, Norms, Processes

DINAGECA
Technical Standards, Norms, Processes

DPA
Coordination and Supervision

TECH-ASSIST (DONORS)
Quality Control

NET/LTC
Monitoring and Analysis

FIELD TEAMS
Fieldwork

NGO

SPGC
Private Sector