

**Agenda and workflow for WG 2 on Tuesday, 11th June 2013, 14-18 pm
„Conflicts over Land – Dispute Resolution and De-escalation“**

Time	Speakers / Facilitator	Topic / Guiding Questions	Objectives	Recommendations
14:00 (15')	Caroline Kruckow (FriEnt): Facilitator	Welcome Introduction to the topic, agenda and aim of the WG Introduction of the speakers		
14:15 (10')	Maria Guglielma da Passano (Freelance consultant, Rome)	The Voluntary Guidelines for the responsible governance of tenure of land, fisheries and forests (VGGT) – their use and challenges for the resolution, management and de-escalation of land conflicts <i>Q:</i> <i>1) What is tenure conflict in the framework of the VGGT?</i> <i>2) What are the elements for conflict management, de-escalation and prevention of tenure conflict (how and through whom)?</i> <i>3) What are the main risks of tenure conflict and conflict management that might arise while implementing the VGGT - and what are the opportunities?</i>	Focused introduction into the main chapters of the VGGT with regard to various dimensions of land conflict. Identification of the most relevant aspects for the fair resolution and non-violent management of land disputes. Identification of important aspects with preventive impact (medium and long-term effects on conflict context and conflict dynamic). Connections of the VGGT to sustainability, social inclusion, access to resources and power- and benefit sharing.	

14:25 (20')	Facilitator	Exchange & discussion (the VGGT and their potential)		
14:45 (10')	Esther Mwangi (CGIAR)	Land rights in (post-) conflict contexts – challenges and solutions via ‘hybrid systems’ Q: 1) <i>How can the legitimation of informal and traditional rights and customary tenure be harmonized with formal land rights?</i> 2) <i>What key institutional and governance factors must be considered in conflict contexts?</i> 3) <i>How can the VGGT be supportive?</i>	Requirements and ways of solving overlapping land right claims (e.g. Indonesia or East Africa)	

14:55 (10')	Tanja Pickardt (Freelance consultant, Côte d' Ivoire)	Instruments for the safeguarding of land rights Q: 1) <i>What are chances/risks of instruments as land registration, land titling, participatory land use planning in conflict contexts? How far can these instruments serve to address root causes of conflict and to prevent the aggravation of conflicts about competing land rights?</i> 2) <i>What needs to be taken into account for a successful implementation of these instruments?</i> 3) <i>Who are the main actors and what are their respective roles? What needs to be done for effective implementation of the VGGT?</i>	Specific example for land registration and formal land titles (e.g. Côte d'Ivoire)	
15:05 (10')	Joseph Rahall (Green Scenery, Sierra Leone)	Legitimacy of land rights - preconditions to secure informal/traditional/customary/common land and tenure rights and to prevent increased tensions and conflicts Q: 1. <i>What are the most relevant preconditions to secure all legitimate land and tenure rights from a Sierra Leonean perspective? To what extent must the experienced violence and injustice during and after the civil war as well as remaining political structures be considered?</i>	Specific example from a southern perspective. Reflection on potentials for the protection of legitimate land rights through the implementation of the VGGT in Sierra Leone.	

		<p>2. <i>What is necessary to prevent violence and to prevent the aggravation of underlying conflicts?</i></p> <p>3. <i>In which way can the implementation of the VGGT be supportive to secure legitimate land and tenure rights and prevent the escalation of conflicts?</i></p>		
15:15 (40')	Facilitator	Discussion of the 2 nd part (Land rights)		
15:55 (5')	Rapporteur Peter Prove (EAA, Switzerland)	Reflection and first recommendations	(max. 3) recommendations on: Required preconditions and processes to safeguard legitimate tenure rights even in conflict contexts	

16:00-16:20 - coffee/tea break -
(20')

16:20 (10')	Erwin-Geuder- Jilg (Misereor, Consultant, Germany)	Instruments of conflict management for land disputes: local dispute resolution and mechanisms for conflict resolution Q :	Receiving insights from a specific example for conflict regulation among pastoralists and farmers, e.g. Mali / northern Cameroon	
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		<ol style="list-style-type: none"> 1) <i>How are frequently occurring land disputes between pastoralists and resident farmers managed and regulated on local level?</i> 2) <i>What types of 'horizontal mechanisms' need to be taken into consideration?</i> 3) <i>What links do the VGGT on Tenure offer and what has to be done at state level for the implementation of the VGGT?</i> 	(functioning of 'horizontal mechanisms'); reflection on the respective safeguards within the VGGT	
16:30 (10')	Claudia Müller-Hoff (ECCHR, Germany)	<p>The role of legal consultation in preparing affected groups to address conflicts and in preparing conflict resolution processes</p> <p>Q:</p> <ol style="list-style-type: none"> 1) <i>What is necessary for effective grievance mechanisms and fair dispute resolution with regard to land disputes?</i> 2) <i>What are the most effective steps to gain influence on or create 'vertical mechanisms'? And what are the most effective steps to support the legal empowerment of local landowners?</i> 3) <i>How can soft law help to overcome legal and power imbalances and to bring investors and/or governments to respond?</i> 	Get insights into judicial and extra-judicial processes of conflict resolution; what preconditions need to be fulfilled to address unequal power relations? (vertical mechanisms)	

16:40 (10')	Pung Chhiv Kek (Licadho, Cambodia)	Needs for empowerment of the affected people- opportunities and risks for the implementation of the VGGT Q: 1) <i>What are necessary preconditions to ensure equal access to grievance mechanisms regarding land conflicts in Cambodia?</i> 2) <i>What is needed to acknowledge and effectively protect human rights defenders?</i> 3) <i>For which aspects and topics are the VGGT import? And what needs to be done for the implementation of the VGGT?</i>	Example from a southern perspective, opportunities and risks – How can the empowerment of affected people be improved by the support of VGGT implementation in the case of Cambodia?	
16:50 (45')	Facilitator	Discussion of the 3rd part (conflict management and regulation)		
17:35 (10')	Rapporteur Peter Prove	Summary of the key aspects / recommendations (presentation in the plenum)	(max. 3) recommendations on:	
17:45 (10')	Facilitator and Rapporteur Peter Prove	Discussion of the recommendations	Identification of the most relevant issues and recommendations for the panel discussion next day	
17:55 (5')	Facilitator	Closing remarks (thanks, next steps etc.)		
18:00	Closure of the working group			

