

STRENGTHENING CAPACITY FOR ENVIRONMENTAL LAW IN THE ASIA-PACIFIC : DEVELOPING ENVIRONMENTAL LAW CHAMPIONS

Siem Reap, 27 November - 1 December 2017

SESSION 13: REGIONAL ENVIRONMENTAL LAW – A CASE STUDY (PROTECTED AREAS)

**Presented by Prof Alexander Paterson
University of Cape Town**



OVERVIEW OF THE SCOPE/CONTENT SESSIONS

- Introduction for environmental law
- Environmental (spatial) planning & EIA law
- Environmental protection law
- Biodiversity and heritage law
- Natural resources management law
- Climate change/clean energy law
- Environmental dispute resolution
- Rights in environmental law
- International environmental law
- Regional environmental law



case study

Protected Areas Management in a Transboundary Context



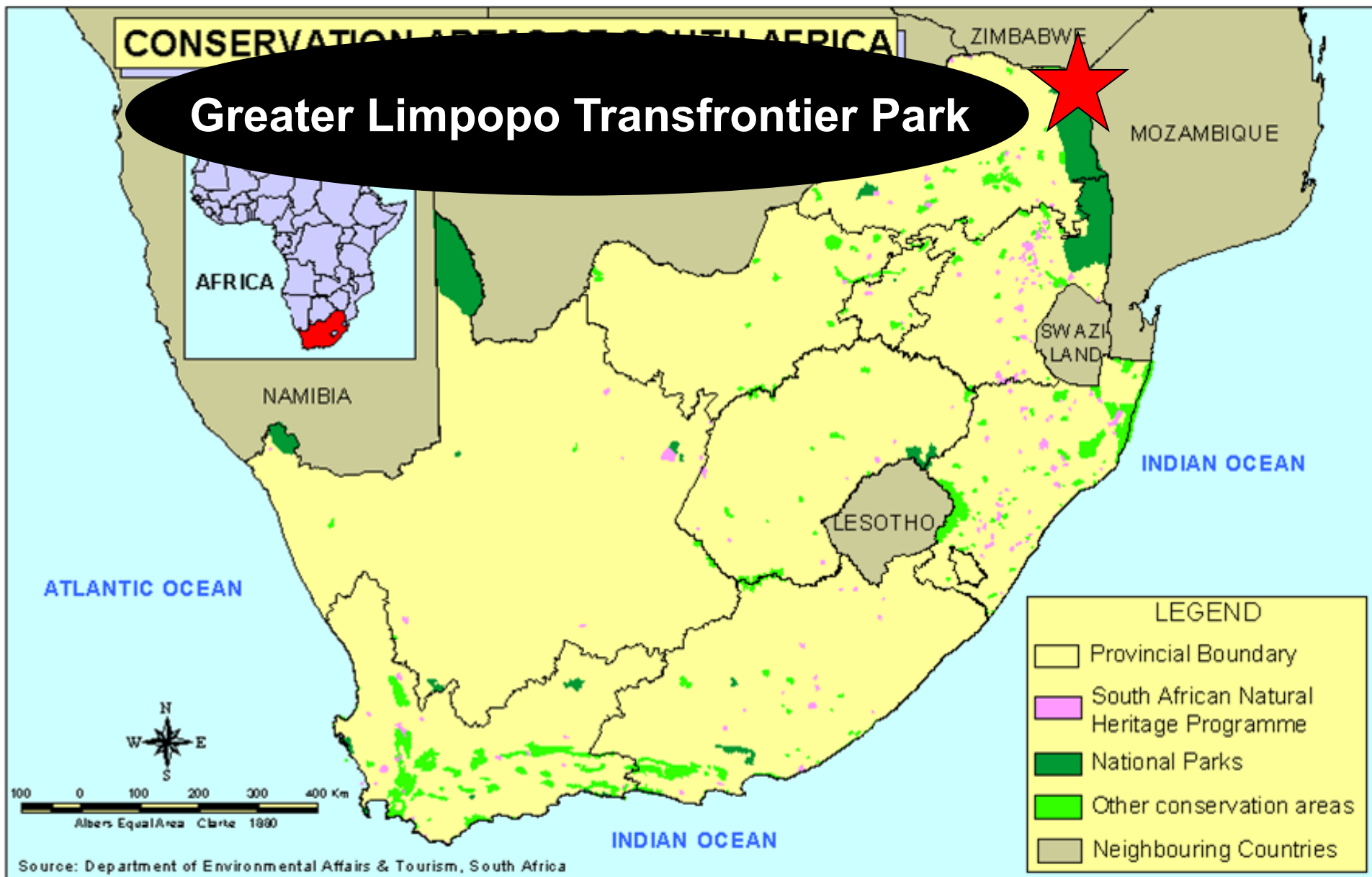
Understanding the Complexities

Illustrating the Complexities...

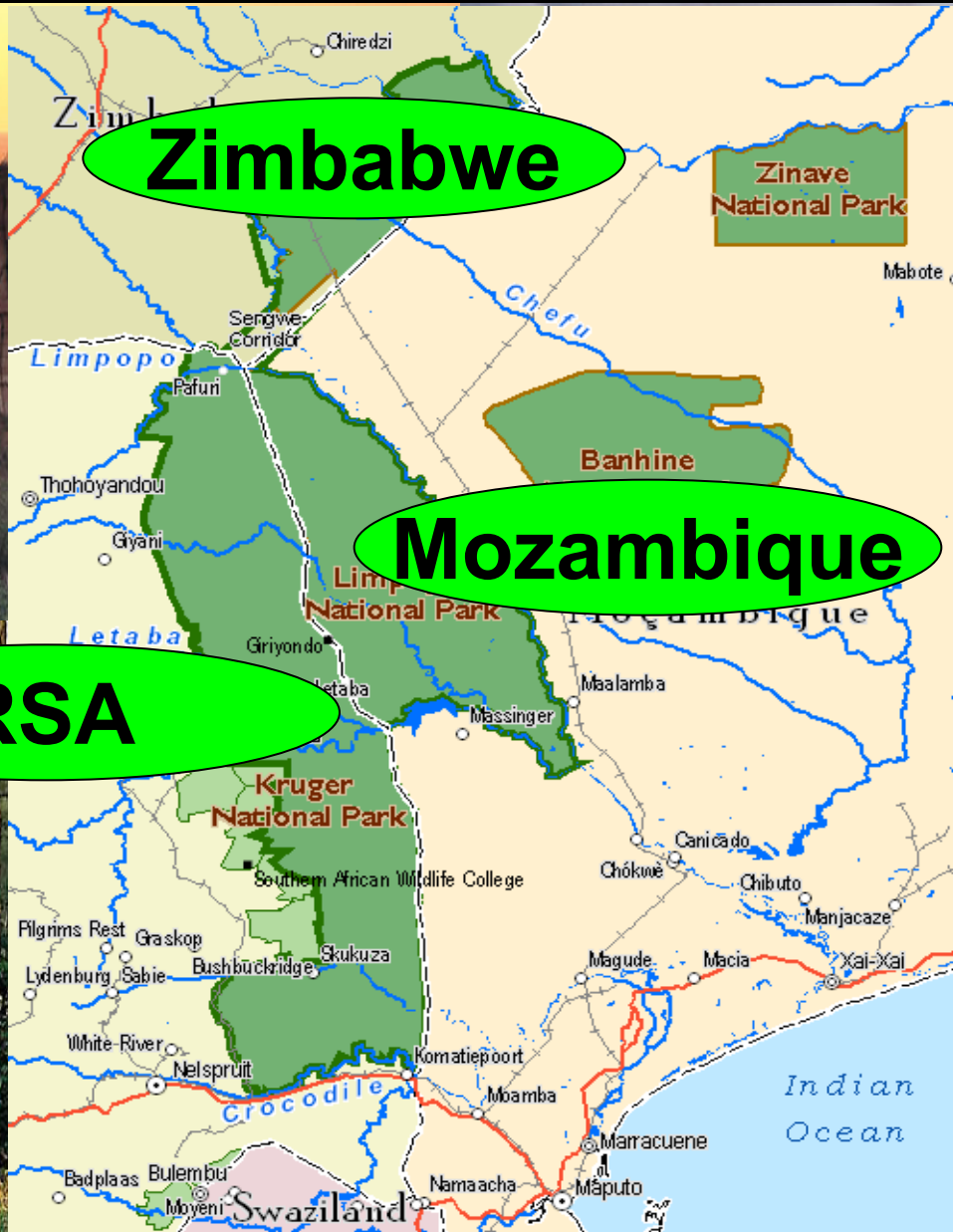
Brief Case Study



Illustrating the Complexities...



Greater Limpopo Transfrontier Park



RSA

Zimbabwe

Mozambique

Kruger National Park

RSA

1926

established

land tenure

management

benefits

laws

enviro management

fresh water

forestry

protected areas

biodiversity

land reform

community

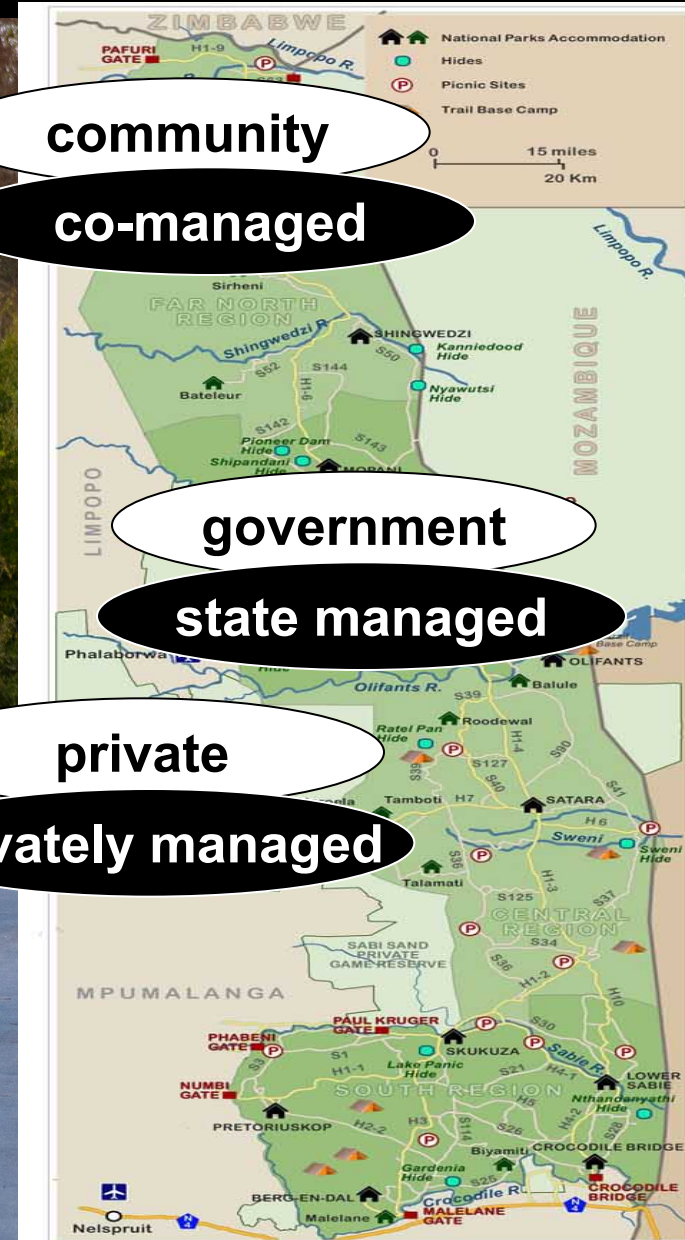
co-managed

government

state managed

private

privately managed



Gonarezhou National Park

Zimbabwe

1975

established

land tenure

management

benefits

laws

enviro management

protected areas

fresh water

biodiversity

forestry

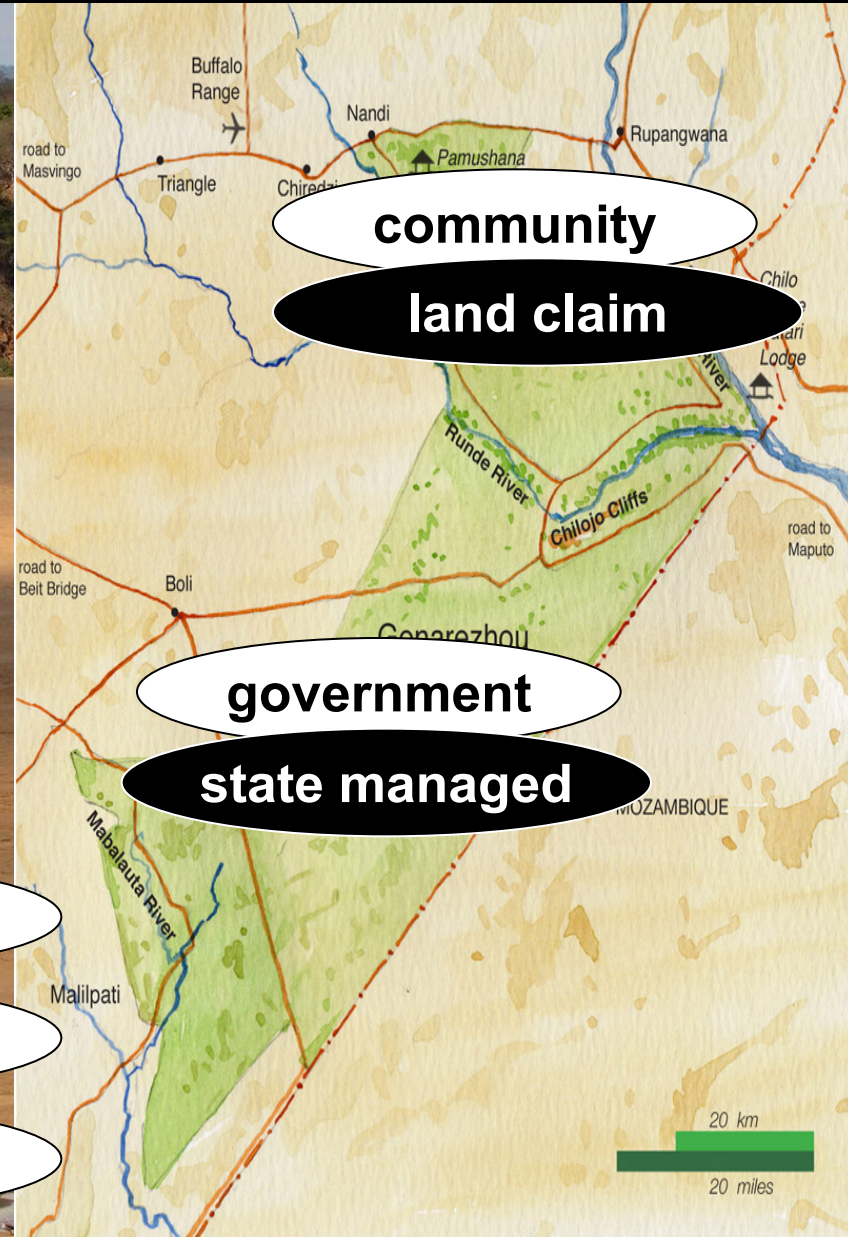
land reform

community

land claim

government

state managed



Limpopo National Park

Mozambique

2001

established

land tenure

management

benefits

laws

enviro management

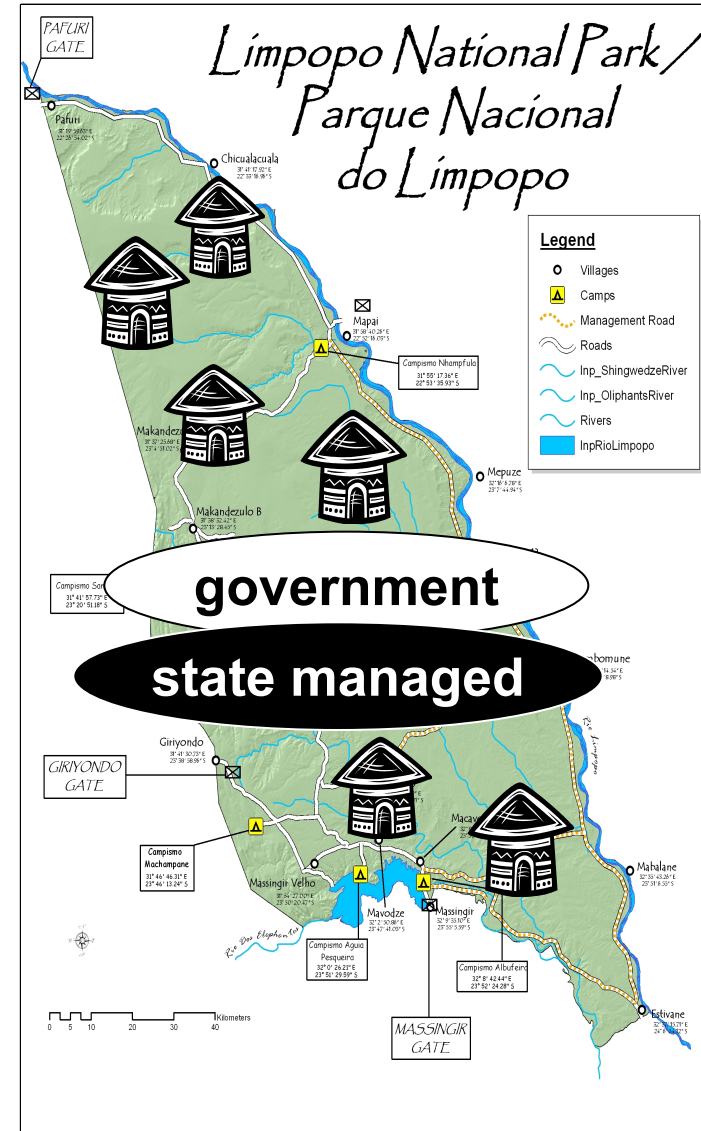
protected areas

fresh water

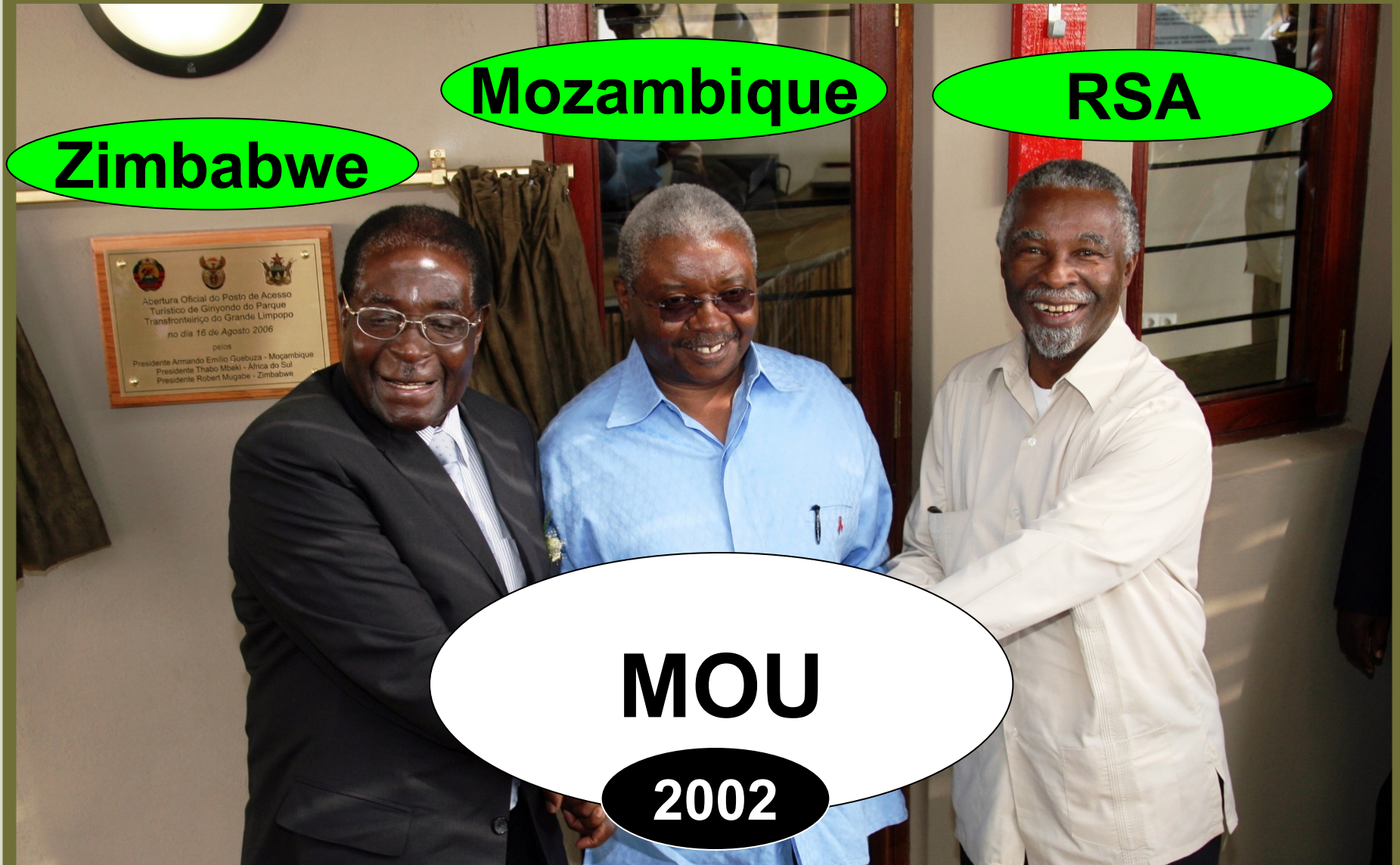
biodiversity

forestry

land



Greater Limpopo Transfrontier Park



Zimbabwe

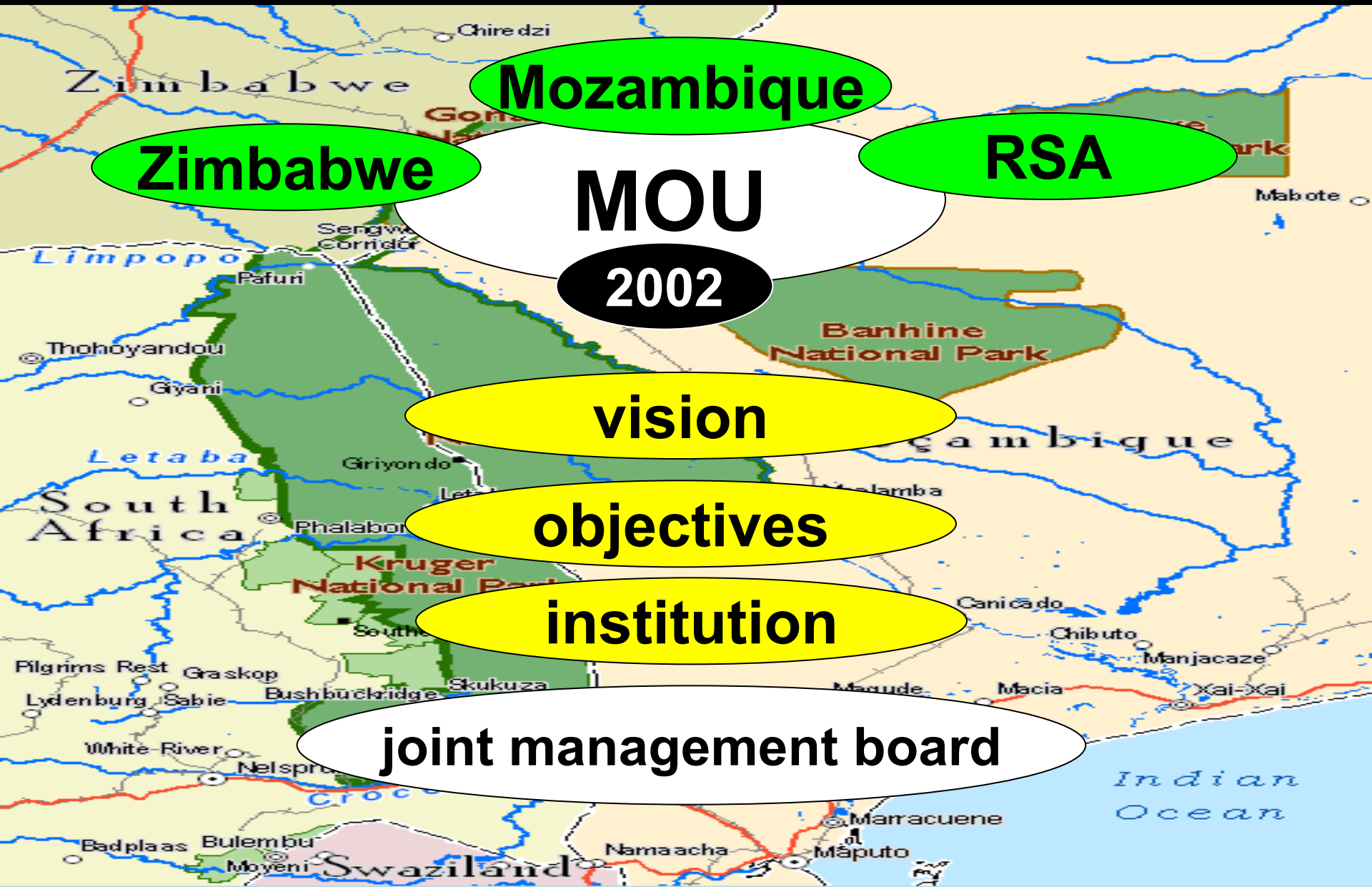
Mozambique

RSA

MOU

2002

Greater Limpopo Transfrontier Park



Mozambique

Zimbabwe

MOU

RSA

2002

vision

objectives

institution

joint management board

Complex Sources & Forms of Authority

tenure

who

single

multiple

government

community

individual

how

basis

form

statute

full title

custom

partial title

contract

management

who

single

multiple

government

community

individual

how

basis

form

statute

co-mgt

custom

joint mgt

contract

t-bound mgt

benefits

who

single

multiple

government

community

individual

how

basis

form

statute

lease

custom

permit

contract

concession

JV

12

Some Key Issues

aligning governance regimes

aligning legal frameworks

unification?

harmonisation?

managing open borders

poaching

border security

generating tangible benefit

The Key Future Guiding Document!



GREAT LIMPOPO TRANSFRONTIER CONSERVATION AREA (GLTFCA):
INTEGRATED LIVELIHOODS DIVERSIFICATION STRATEGY

2016 - 2030