

Research areas on land matters in Kenya



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Land Tenure Systems

- Private Land (freehold, leasehold) 20%

- Issues

1. Fragmentation
2. Disputes and access to Justice
3. Unregulated development
4. Marginalization of women, youth, PLWD - ownership
5. Manual records
6. Policy and legal gaps
7. Historical Injustices

- Community Land 68%

- Issues

1. Unmapped; Undocumented; Unregistered; Unprotected.
2. Multiple claims
3. Incomplete- slow titling
4. Discrimination of women & youth
5. Access to justice
6. New developmental opportunities
7. Compensation, valuation
8. Natural Resource conflicts

Land Tenure Systems

- Public Land 12%

- Issues

1. Land Grab
2. Irregular allocation
3. Inadequate land for investments

- Recommendations

1. Document, map, register, digitize
2. Inventories
3. Improve use of ADR
4. Plan corridors , routes, holding grounds for animals
5. Regulate land use
6. Recover protect

NLC – Researching land matters

- Public Land 12%

- Issues

1. Land Grab
2. Irregular allocation
3. Inadequate land for investments

- Recommendations

1. Data center
2. Document, map, register, digitize land
3. Inventories eg Public land
4. Improve use of ADR
5. Plan corridors , routes, holding grounds for animals
6. Regulate land use
7. Recover and protect

NLC – Researching land matters

1. *‘Compliance with the Principles of Article 60 (1) of the Constitution’ (Principles of land management) 2015*
2. *Public Land (baseline study- schools) in 5 Counties; Nyeri; Trans-Nzoia; Kericho; Kwale and Marsabit Counties*
3. *Policy brief on the management of Public Land in Kenya*
4. *Exploring settlement schemes in Kenya*
5. *‘Research Compendium on Land matters’*
6. *‘Minimum- Maximum’ land holding sizes in Kenya’ in partnership with ISK (Desk Research)*
7. *An exploration of Youth interactions with Land*
8. *Mapping out Land and Conflict in Kenya*
9. *Development of a framework for the management and conservation of Riparian land in Kenya*
10. *Securing land tenure Rights in Kenya: Focus on the 1st adjudication*
11. *Territoriality and land tenure: Small holding settlement schemes in Kenya (Inventory, gep-reference and digitization of SS - ongoing)*
12. *Conversion – land use changes (ongoing)*
13. *Women and artisanal mining (Migori and Kakamega County)*

Governance issues affecting ASAL

- **Arid:** Baringo, Garissa, Isiolo, Mandera, Marsabit, Samburu, Tana River, Turkana and Wajir.
 - **Semi-arid counties:** Embu, Kilifi, Kwale, Laikipia, Lamu, Makueni, Meru, Narok, Nyeri, Taita Taveta, Tharaka Nithi, Kitui, Kajiado and West Pokot.
1. Competition over natural resources - restriction of open access: cultural practices and weak traditional/local community institutions will require capacity-building for effective management.
 2. Non-alignment of ecological and administrative boundaries- big challenge at community level and, under county government systems. Eg boundary disputes over resources have recently occurred between Mandera and Wajir; Turkana and West Pokot; and Marsabit and Isiolo, among others.
 3. The breakdown of community land rights to individual rights is a threat that is likely to degrade shared natural resources, resulting in diminishing ecosystem functions, especially in key production sites such as wetlands and dry season grazing area.

Knowledge gaps

1. Mapping/titling/documenting of Private, Public and Community land in ASAL counties.
2. What is the effect of land adjudication in ASAL regions?
3. Documentation of TDR and ADR practices in regard to the use of NR.
4. What are the trade-offs between various land use options in ASAL regions? What is the relationship between land use, ecological droughts and livelihoods?
5. How do we value the non-market benefits of biodiversity that contribute to overall ecosystem services and human wellbeing in ASALs (e.g. endangered species like sandalwood and aloes and other valuable species including wildlife and their habitats)?
6. How is urbanization influencing community organizations in ASAL regions and what are the scenarios for the next 10, 20 and 50 years?
7. How is *ad hoc* urbanization in ASALs affecting women's land rights, gender roles, adaptation to climate change and socio-ecological resilience?



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