



## Water PES schemes Country Assessment

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## Legal framework



- General Water Law
  - Lacks ecosystemical approach, non water valorization issues.

There is no specific PES Legislation



## Water rights



- Water is considered a natural resource: No property over natural resources -water.

Right	Kind of activities	Authority that grants the right
Authorization	To develop studies (e.g. drilling of wells, studies to establish hydroelectrics)	Technical Manager of Irrigation District, will now be







## Institutions playing important roles



### Regional and Local Governments

- Raising awareness to the population.
- Compromising with funds.

### NGO's, civil society, international cooperation

- Technical and financial assistance
- Training.



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## How?



1. Need to clarify that diverse right holders without being owners of the land/natural resources can enter into PES schemes.
2. Need to clarify the necessity of an additional payment to the State for the income derived of these schemes



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## Moyobamba PES scheme (in design)



- Two local conservation areas supply water to the capital city of San Martin: Moyobamba.
- Poor agricultural methods are harming ecosystem – change to agroforestry practices.
- People living in the upper basin do not have property rights: will these give an incentive to populate this areas? Will they think they will have property entering this scheme?



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## Challenges

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- 1.- Clarify legal and institutional framework: regulations
- 2.- Land use planning
- 2.- Perverse incentives (agricultural laws)
- 3.- Decentralization process
- 4.- Incentives (taxes)
- 5.- New General Water Law
6. Public Registry



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