

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.

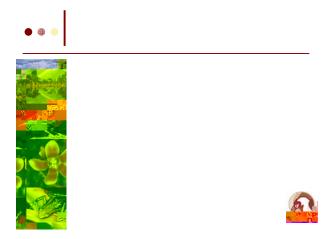
Right

Kind of activities

To develop studies (e.g. drilling of wells, studies to establish hydroelectrics) Authorization

Authority that grants the right
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?



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





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 poblate this areas? Will they think they will have property entering this scheme?



Challenges



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



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