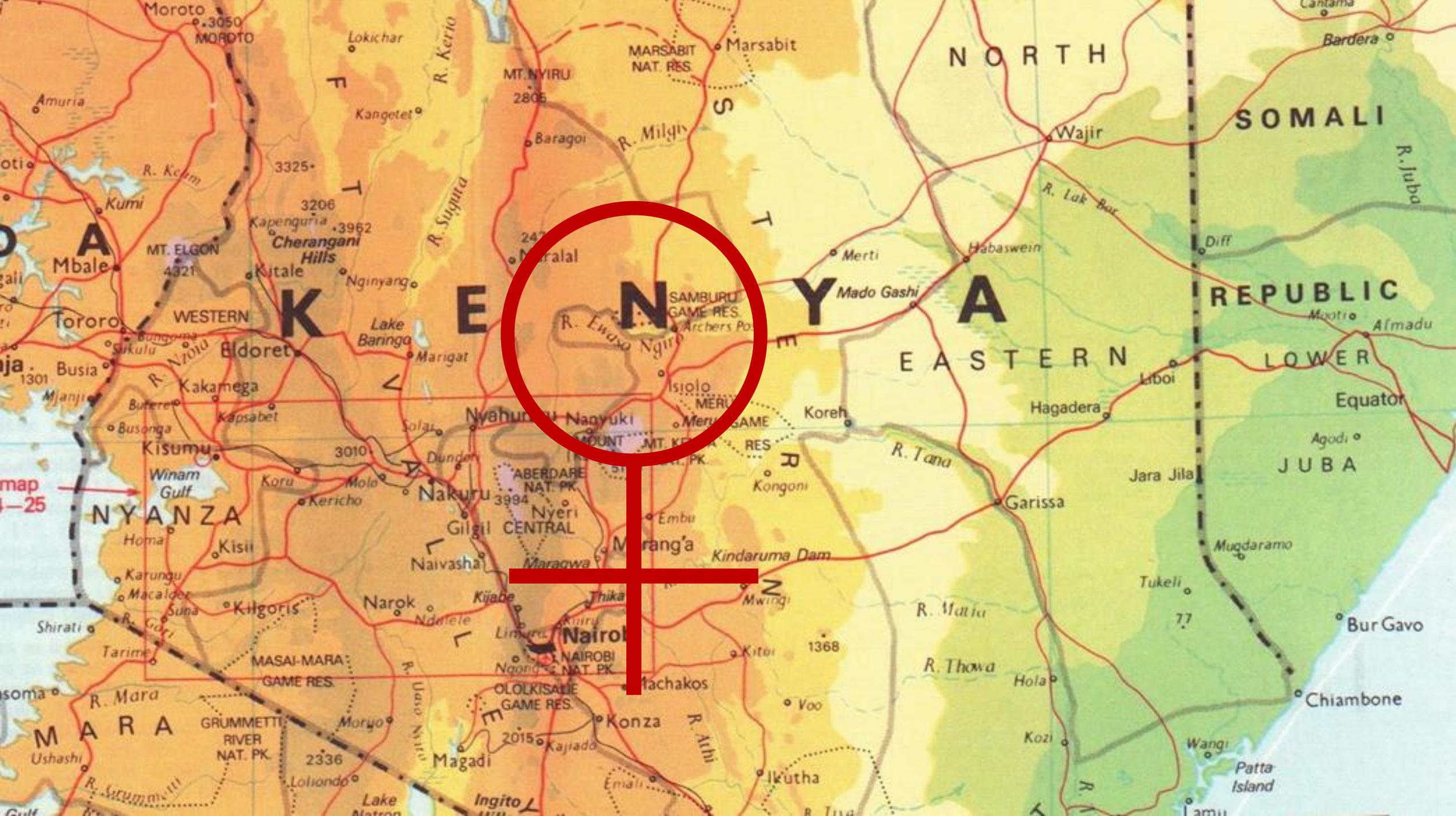


Training workshop on
WOMEN, LAND and HOMES:
Assessment of impacts of dispossession

organised by
Habitat International Coalition, Housing and Land Rights Network (HIC—HLRN)

in collaboration with
Mazingira Institute and Pamoja Trust
23rd—25th July 2018, Nairobi







**CEDaW General
recommendation
No. 34 (2016) on
the rights of
rural women**

State obligations:

- ▶ **Implement substantive equality in relation to land and temporary special measures**, comprehensive strategy to achieve equal access to natural resources, and address discriminatory stereotypes, attitudes and practices that impede their rights to land and natural resources (57);
- ▶ Ensure that **customary systems** do not discriminate (58);
- ▶ **Raise awareness** about rural women's rights to land, water and other natural resources among all relevant actors (58);
- ▶ **Ensure that legislation guarantees rural women's equal rights to land and other natural resources, irrespective of civil and marital status or guardian or guarantor arrangements**, and that they have full legal capacity (59);
- ▶ Promote rural women's access to and **meaningful participation in agricultural cooperatives** (59a);
- ▶ **Enhance rural women's knowledge and role in fisheries and aquaculture, and promote their access to forests and sustainable forest resources**, including safe access to fuelwood and non-wood forest resources (59b);

Protocol to the African Charter on Human and Peoples' Rights on the Rights of Women in Africa

Article 15

Right to Food Security

Women shall have the right to fully enjoy their right to sustainable development. In this connection, the States Parties shall take all appropriate measures to:...

c) **promote women's access to and control over productive resources such as land and guarantee their right to property;**

Protocol to the African Charter on Human and Peoples' Rights on the Rights of Women in Africa

Article 16

Right to Adequate Housing

Women shall have the right to equal access to housing and to acceptable living conditions in a healthy environment. To ensure this right, States Parties shall grant to women, whatever their marital status, access to adequate housing.

Protocol to the African Charter on Human and Peoples' Rights on the Rights of Women in Africa

Article 19

Right to Sustainable Development

States Parties shall ensure that women have the **right to nutritious and adequate food**. In this regard, they shall take appropriate measures to:

a) provide women with access to clean drinking water, sources of domestic fuel, **land**, and the means of producing nutritious food;

Protocol to the African Charter on Human and Peoples' Rights on the Rights of Women in Africa



Ratification status:



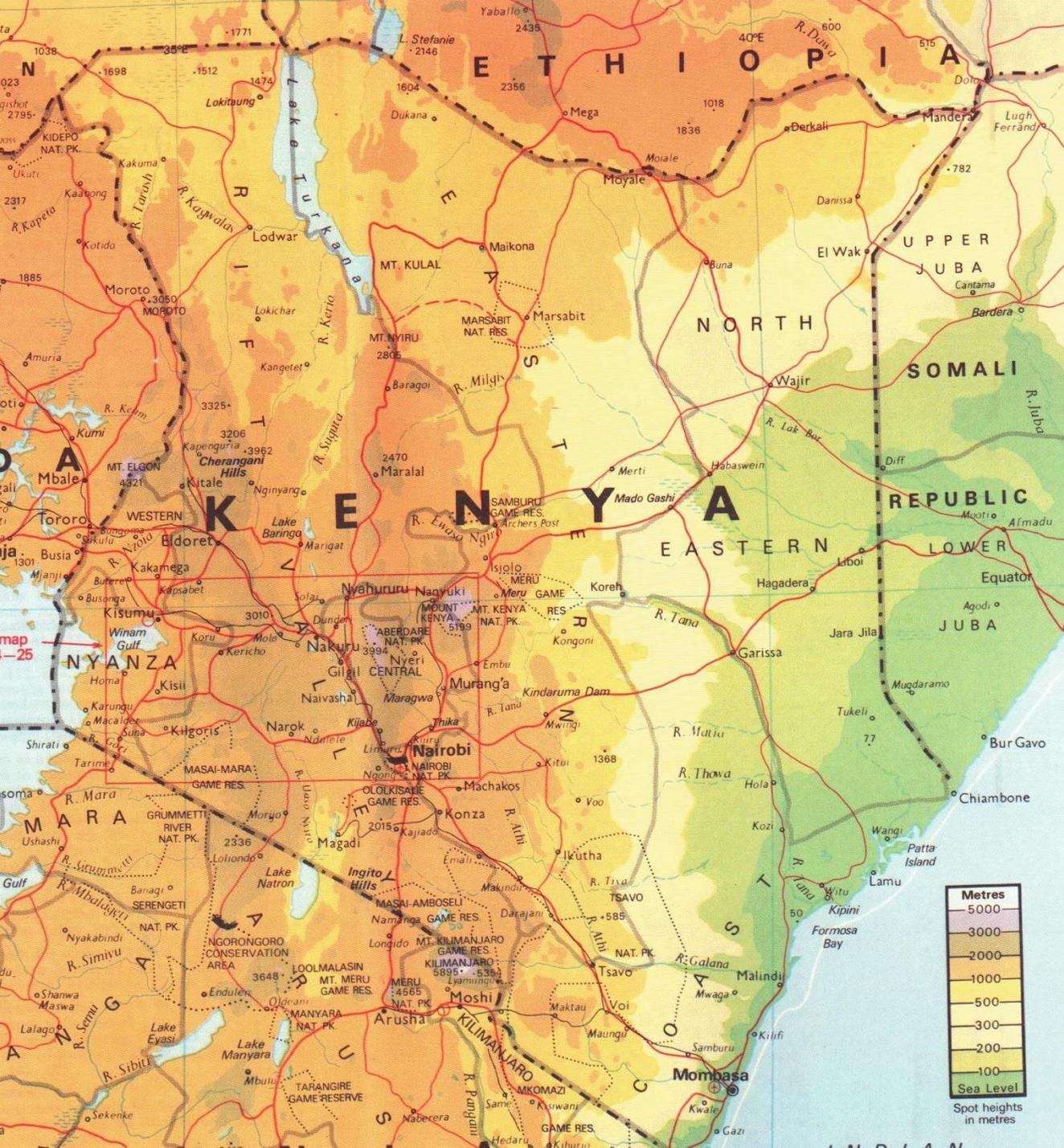
States having signed & ratified 36



States having signed, but not ratified 15



States that have neither signed nor ratified 3



- National Spatial Plan 2015-2045 launched in March 2017
- Laws to protect women inheritance of their father's and or spouse's properties including land and the laws over ride customary laws and considerations
- **SDG 5.a: Constitution 2010 Article 45 (3) "Parties to a marriage are entitled to equal rights at the time of the marriage, during the marriage and at the dissolution of the marriage."**