



MEXICO

Law, Land Tenure and Gender Review: Latin America



UN-HABITAT

LAND TENURE, HOUSING RIGHTS AND GENDER

IN
M E X I C O



UN-HABITAT

2005

Law, Land Tenure and Gender Review Series: Latin America

Copyright (C) United Nations Human Settlements Programme (UN-HABITAT), 2005

All Rights reserved

United Nations Human Settlements Programme (UN-HABITAT)

P.O. Box 30030, Nairobi, Kenya

Tel: +254 20 7621 234

Fax: +254 20 7624 266

Web: www.unhabitat.org

Disclaimer

The designations employed and the presentation of the material in this publication do not imply the expression of any opinion whatsoever on the part of the Secretariat of the United Nations concerning the legal status of any country, territory, city or area, or of its authorities, or concerning delimitation of its frontiers or boundaries, or regarding its economic system or degree of development. The analysis, conclusions and recommendations of this publication do not necessarily reflect the views of the United Nations Human Settlements Programme, the Governing Council of the United Nations Human Settlements Programme, or its Member States.

This publication has been produced in partnership with the Centre on Housing Rights and Evictions (COHRE) – Americas Office.

HS/791/05E

ISBN Number(Series): 92-1-131775-4

ISBN Number:(Volume) 92-1-131778-9

Foreword to Latin America Law And Land Tenure Review



Security of tenure is one of the cornerstones of Millennium Development Goal 7, Target 11 on the improvement of the living conditions of slum dwellers. It also plays a crucial role in the implementation of Target 10 on access to improved water and sanitation and is thus the main focus of UN-HABITAT's Global Campaign for Secure Tenure.

While urbanisation trends and living conditions of the urban poor vary considerably from country to country in Latin America, the region is generally characterised by rising poverty and social inequality. The majority of urban dwellers hold precarious tenure rights to the land they occupy, hindering their access to basic infrastructure and services, including water and sanitation, health and education, and rendering them vulnerable to forced evictions.

Through the generous support of the Government of the Netherlands, UN-Habitat is pleased to publish its review of the legal and policy frameworks governing urban land tenure in Latin America. This report provides an overview of the situation in all twenty countries of the region as well as four case studies on Brazil, Colombia, Mexico and Nicaragua. These case studies provide a comprehensive analysis of the laws and policies governing urban land tenure, with a special focus on women's rights to land and housing. National experts in each country have conducted extensive research on the often-complex legal issues which hinder or enable the efforts of Governments, local authorities and their civil society partners in attaining the Millennium Development Goals.

It is noteworthy that Latin America has registered some progress in achieving these goals. The region is home to a number of positive and innovative laws and practices providing security of tenure, and a well-established civil society has contributed significantly to advancing a rights-based approach to housing. There remains, however, a lot to be done. Reducing inequality is a key cross cutting issue that needs to be incorporated in all sectoral reforms in the region. Land reform is pivotal to furthering this objective while providing security of tenure constitutes an important first step in reducing the vulnerability of and the constraints facing the urban poor. Secure tenure alone will not, however, be sufficient and a clear message that emerges from this review is that good urban governance is essential to achieving the full effectiveness and desired impact of tenure security programmes.

This review contains findings and recommendations for both immediate and longer-term law reform to strengthen the tenure rights of all people, especially the poor and women. While they will further guide and inform UN-HABITAT's normative work through its two Global Campaigns for Secure Tenure and Urban Governance, it is my sincere hope they will contribute to furthering broad-based dialogue and engagement in land reform and security of tenure in all countries in Latin America in support of attaining the Millennium Development Goals.

Mrs. Anna Kajumulo Tibaijuka

Executive Director

**United Nations Human Settlements Programme
(UN-HABITAT)**

Acknowledgements

Global Coordinator and Substantive Editor: Marjolein Benschop, UN-HABITAT

Assisted by Florian Bruyas

Regional Coordinator Law, Land Tenure and Gender Review in Latin America:

Leticia Marques Osorio, Centre on Housing Rights and Evictions (COHRE) – Americas Office

Regional Overview: Leticia Marques Osorio, with assistance from Marina Schneider Comandulli (COHRE)

Women's rights sections in regional overview: Eugenia Zamora (supported by Felicia Ramírez and Carla Morales), Marjolein Benschop and Leticia Osorio

Translation Spanish-English by Isabel Aguirre

Executive Summary, Introduction, restructuring and shortening of final draft: Stephen Berrisford and Michael Kihato

Editing: Greg Rosenberg

Mexico Chapter

Adriana Fausto Brito,

Lecturer at the Metropolitan Studies Centre, University Centre of Arts,

Architecture & Design (CUAAD),

University of Guadalajara

With:

Nohemí Briseño, Social Research Coordinator of CENVI.

Special thanks for their comments:

Javier Basulto Estrada, Lawyer specialized in agrarian legislation.

Alfonso Iracheta Cenecorta, Specialist in urban planning and land policies from El Colegio Mexiquense.

Martin Marquez Carpio, Lawyer specialized in urban and civil legislation.

Francisco Valladares Garcia, Researcher of the University of Guadalajara.

This publication was made possible through funding from the Government of the Netherlands.

List of Abbreviations

Organisations, institutions and cities

AMG	Metropolitan Area of Guadalajara
BANOBRAS	National Bank of Public Works and Services
BANSEFI	National Savings and Financial Services Bank
CABIN	Assessment Commission of National Assets
CENVI	Centre for Housing and Urban Studies
CFE	Federal Electricity Commission
COCOPE	Commission of Concordance and Peace
CONAFOVI	National Housing Promotion Commission
CONAPO	National Population Council
CONAVI	National Housing Council
COPEVI	Housing Cooperative
COPLADE	Development Planning Committee
CORETT	Commission for Land Tenure Regularisation
DF	Federal District
EZLN	Zapatista National Liberation Army
FIFONAFE	National Funding Trust for Ejidal Development
FONHAPO	Popular Housing National Fund
FOSOFI	Social Housing Promotion Fund
FOVI	Fund for Bank Operations and Housing Funds

FOVISSSTE	Housing Fund of the Social Security and Services Institute for State Workers
IMSS	Mexican Social Security Institute
INEGI	Institute of Statistics, Geography and Informatics
INFONAVIT	National Workers Housing Fund Institute
INI	National Institute of Indigenous Affairs
INMUJERES	National Institute for Women
INVI	Federal District's Housing Institute
ISSSTE	Institute of Social Security and Services for State Workers
NGO	Non-governmental organisation
PA	Agrarian Attorney's Office
PEMEX	Mexican Oil
PRI	Institutional Revolutionary Party
PROFEPA	Environmental Protection Federal Attorney's Office
PRODEUR	Urban Development Attorney's Office (Jalisco)
RAN	National Agrarian Registry
RPP	Public Property Registry Office
SCT	Ministry of Communications and Transport
SEDESOL	Ministry of Social Development
SEDUVER	Urban Development Secretariat of the State of Veracruz
SEMARNAT	Ministry of the Environment, Fisheries and Natural Resources
SHF	Federal Mortgage Society

SRA	Ministry of Agrarian Reform
UCISV-Ver	Union of Settlers and Tenants Requesting Housing in Veracruz

Laws

CCF	Federal Civil Code
LGAH	General Law on Human Settlements
LGBN	General National Assets Law
LGEEPA	General Law of Ecological Balance and Environmental Protection

Programmes, Agreements

NAFTA	North American Free Trade Agreement
NPUD	National Programme on Urban Development and Regional Planning
PISO	Social Land Incorporation Programme
PNPI	National Programme for the Development of Indigenous People
NDP	National Development Programme
PROCEDE	Ejidal Rights Certification Programme
PROMEJORVI	Federal District's Integrated Territorial Social Development Programme

预览已结束，完整报告链接和二维码如

https://www.yunbaogao.cn/report/index/report?reportId=5_1