



A diverse and  
sustainable world



IUCN  
World  
Conservation  
Congress  
Barcelona 2008

## **Presentation**

**Presentation from the Water Pavilion at the IUCN World  
Conservation Congress, Barcelona 2008**

**©The Author(s), all rights reserved**



# Water law in a national context

Thomas Greiber

IUCN Environmental Law Centre (ELC)

# Rule - *Tailoring law and policy for effective water governance*



- Objective: clarify the role of law and policy in water sector
- Target audience: non-lawyers
- Provision: instruments (checklists) to assess national water governance

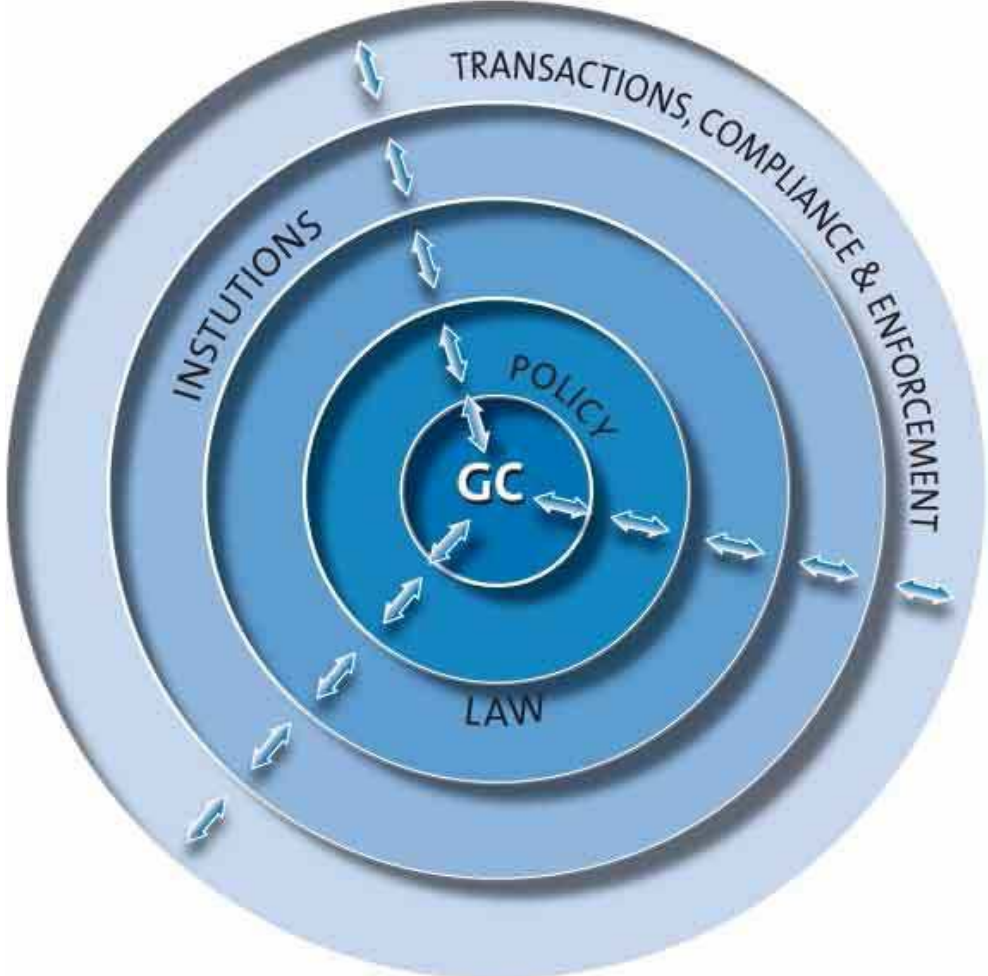


# Rethinking water management



- Understand the role of law and policy in water management
  - Implement approaches (such as IWRM, or RBA)
  - Ensure integral reform at all governance component levels
- Develop water governance capacity

# Water Governance Capacity



# The policy component



- Capacity of a society to define a clear water policy
- Strategy to govern and manage
- Coherent approach
  - At different levels of governance
  - Through cross cutting issues and development areas
- Valid through time

# The legal component



- Capacity to provide an effective legal framework for water management
- Element for institutionalization of water sector reform
- Crucial interaction with water policy and institutions
- Provision for certainty – for water officers and water users

# The institutional component



- Capacity of a society to build a sound organizational structure for water management
- Successful implementation of law and policy
- Coherence and coordination
  - Overcome gaps
  - Overcome overlap
  - Promote synergies

# Transactions, compliance and enforcement



- Capacity to enforce economic transactions and legal process in a transparent fashion
- Reduction of transaction costs
- Public involvement in water management
- Hindrance of corruption
- Promotion of transparency and accountability

# Testing national WGC



- The list is not exhaustive
- Set of guidelines to understand where to focus efforts for improving WGC
- Suggested inter agencies assessment at different governance levels, to provide variety of perspectives
- Usefulness of scaling