



Recognizing and Formalizing of *Adat/ Customary* Forests From Adat Community Law in Indonesia

YULI PRASETYO NUGROHO

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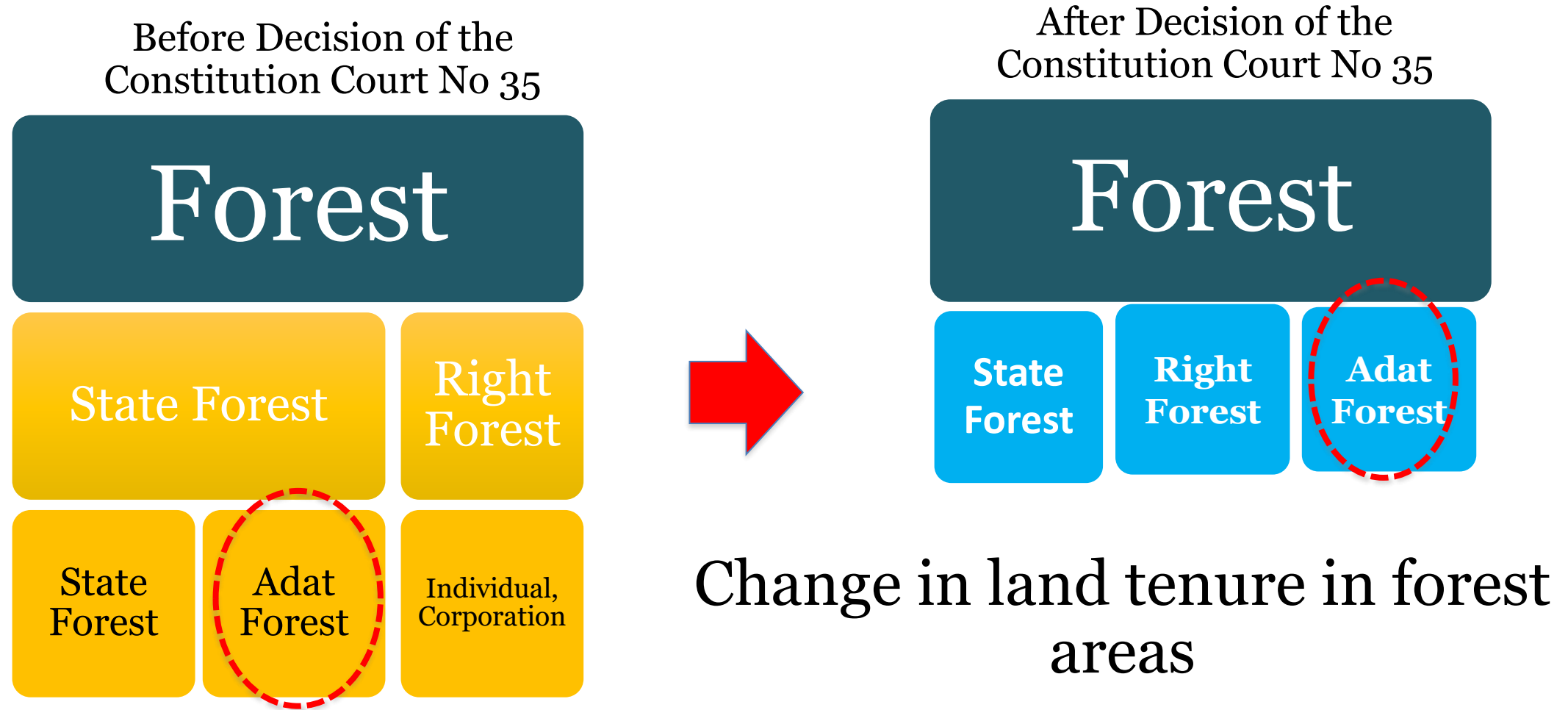
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Indonesia Multiculturalism is inevitable. Currently, 1,128 ethnic group and 718 languages are spread across 76.655 villages in the archipelago. Some of them are the living space of the adat law community from generation to generation.



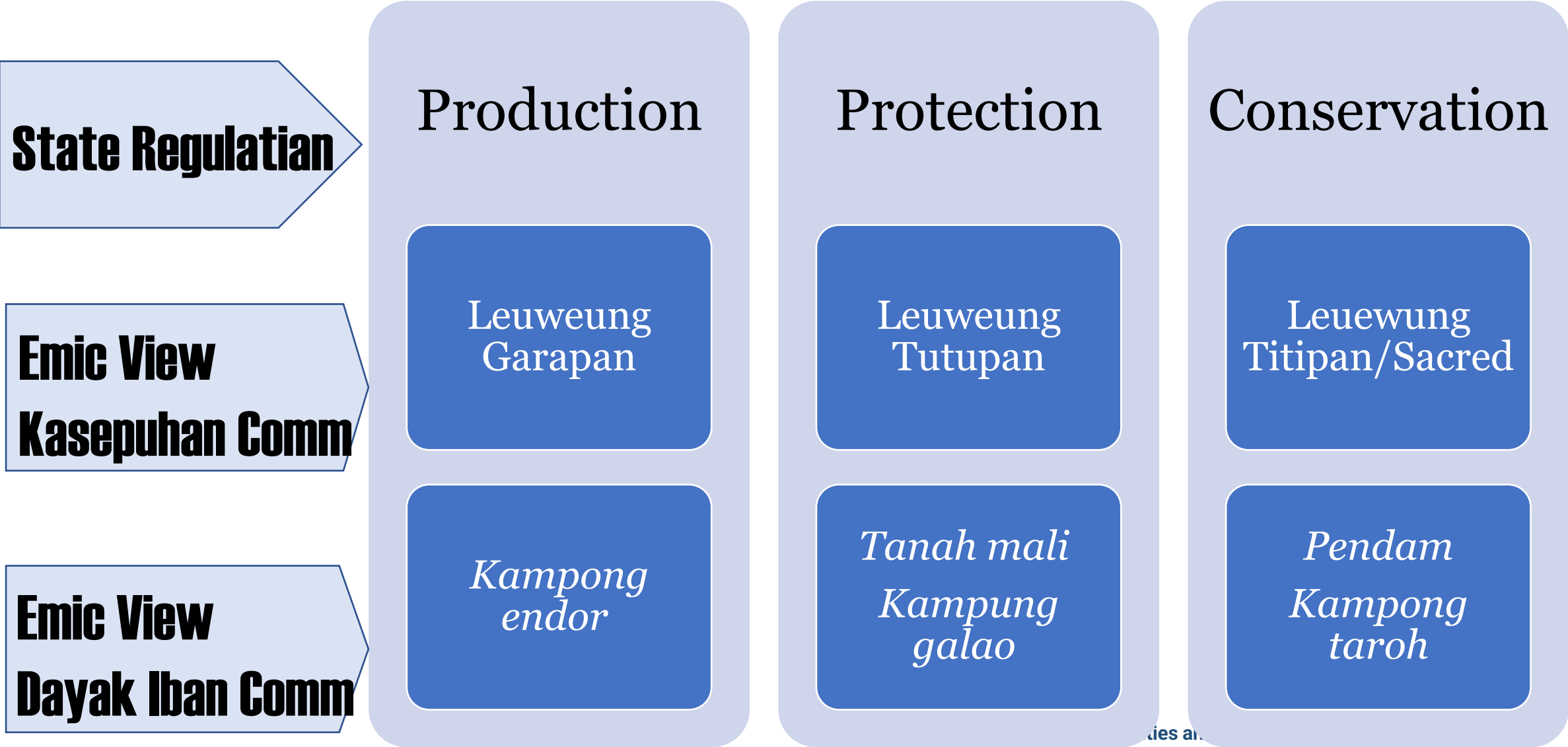
In general, they identify themselves with their own local name such as “*Kasepuhan, Nagari, Gampong, Kampung, Marga, Ngata, Hoana, Ketemengungan*, and other local terms. Thus being said, when we mentioned the Customary Law Community or *Masyarakat Hukum Adat*, we are essentially referring to the same community entity.

Decision of the Indonesian Constitution Court Number 35/2012



The issuance of Constitutional Court Decision No. 35/2012 restored the rights of indigenous peoples to customary forests, changing their status **from state forests to customary rights forests** managed **based on adat law people**.

Given the sacred nature of customary forest territory and forest boundaries for adat law communities, must be conducted with utmost care and accuracy for **HARMONIZATION** , taking into account their historical context as well as the surrounding socio-economic and cultural dynamics.

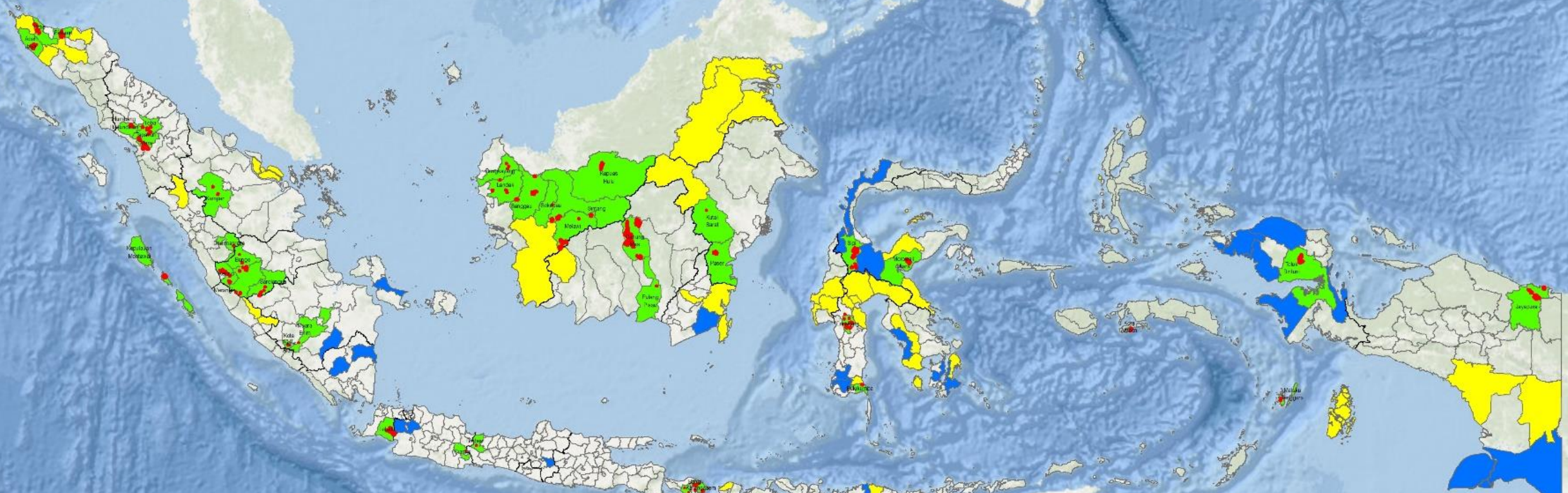


RELATION ADAT LAW COMMUNITY AND CUSTOMARY FOREST



- ▶ The Adat People who live in and around the forest have a very close relationship with their Environment.
- ▶ Forest is a source of life that is managed from generation to generation with local wisdom and traditional knowledge.
- ▶ The spirit of the Adat People is to PROTECT the Customary forest with a sustainable management.

Adat Community Recognition with Adat Forest Status Determination



Keterangan

- Penetapan Status Hutan Adat
- 40 Perda Kab/Kota (Perda Penetapan; Perda Pengaturan & SK Pengakuan; SK Pengakuan) sudah mendapatkan SK Penetapan Status Hutan Adat dari KLHK
- Kab/Kota yang dapat dijadikan dasar penetapan status hutan adat oleh KLHK dengan beberapa catatan
- Kab/Kota yang memiliki Perda Umum antara lain tentang Desa Adat, Lembaga, Budaya dan Hukum Adat

- 40 District/City Regulations (Determination (*beschikking*) Regulation; *Regeling* Regulation & Recognition Decree; Recognition Decree) have received a Adat Forest Status Determination Decree from the Ministry of Forestry.
- 40 District/City Regulations can be used as the basis for determining adat forest status by the Ministry of Forestry with several notes.

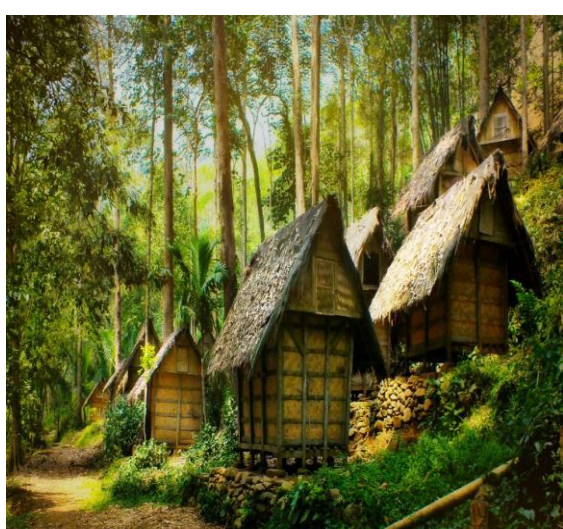
Achievement

**156 Adat People,
333.505 ha**

19 Province, 41 District

Before Recognition Adat Forest

After Recognition Adat Forest



**108 Customary
Forest Adat
Community
Management
and Business**

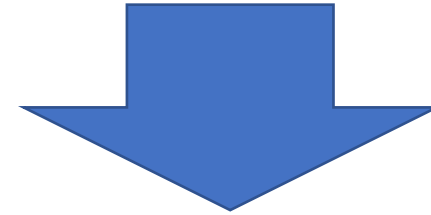
Visit FWG 13
Meeting Page



Challenge

-Identification and verification 81
Adat People On 14 Province, 27
District

boundary arrangement of customary forest



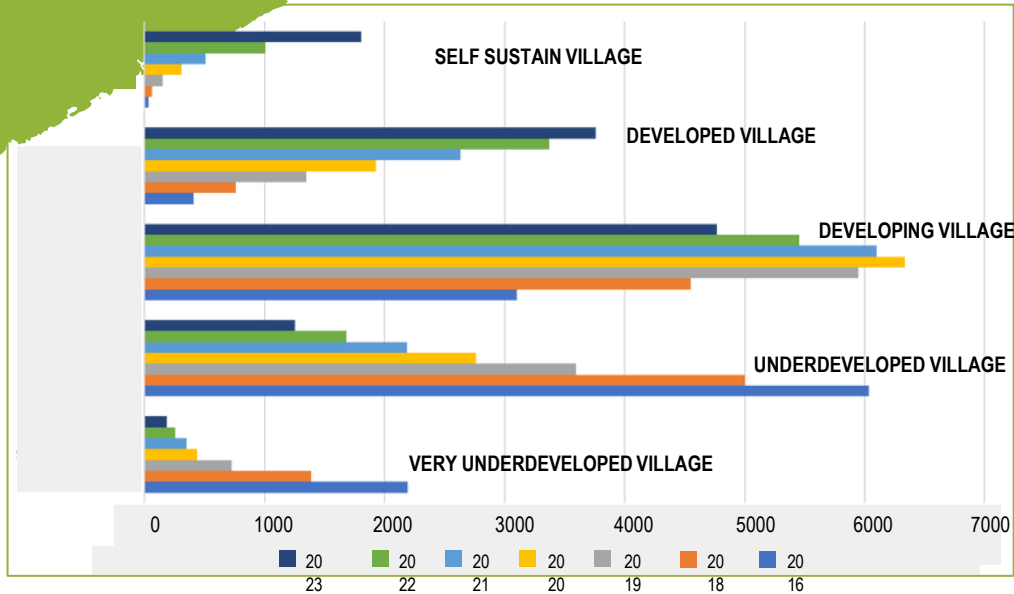
**Sustainable Customary/Adat Forest
Management to support**



**SUSTAINABLE FOREST, LAND-USE, AND
ECOSYSTEM MANAGEMENT THROUGH
CUSTOMARY FOREST MANAGEMENT**

Local Communities and Indigenous Peoples Platform (LCIPP)

VILLAGE DEVELOPMENT INDEX ON SOCIAL FORESTRY



SOCIAL FORESTRY ON SUPPORTING SDGs

Goals 1 : No Poverty

The contribution of Social Forestry is mainly shown through the output of activities to provide access to social forestry, business development of Social Forestry Groups (KPS), and improvement of assistants.

Goals 2 : No Hunger

The contribution of Social Forestry is mainly shown by the utilization of Social Forestry Areas through Agroforestry.

Goals 5 : Gender Equality

At the site level, the contribution of Social Forestry is mainly shown through coordination of gender responsive planning and budgeting activities including integration of gender issues and improvement of women's access/role in every management activity.

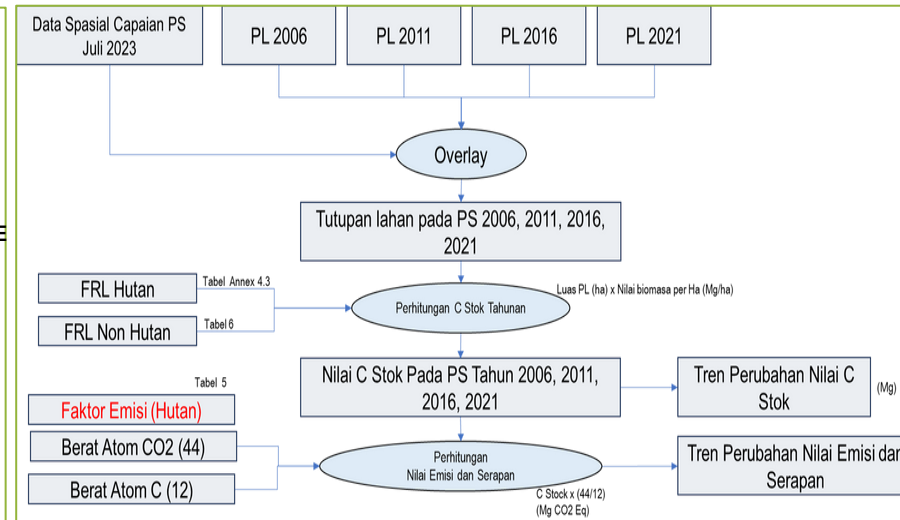
Goals 8 : Decent Work and Economic Growth

The contribution of Social Forestry is mainly shown through community forest activities, development of environmental services and ecotourism.

Goals 13 : Climate Actions

Activities to develop monitoring, reporting and verification systems for the implementation of NATIONAL ACTION PLAN FOR GREENHOUSE GAS EMISSION REDUCTION), climate change control, mitigation and adaptation, National Emission Reduction, and development of climate village programs (Proklam).

SOCIAL FORESTRY (INCLUDING CUSTOMMARY FOREST) CONTRIBUTION FOR INDONESIA'S FOLU NET SINK 2030



REGION	Δ Mg CO2 Eq 2011 - 2006		Δ Mg CO2 Eq 2016 - 2011		Δ Mg CO2 Eq 2021 - 2016	
	Min	Max	Min	Max	Min	Max
Hutan	- 141.863.101	- 153.216.637	- 104.757.008	- 117.502.449	19.382.202	17.918.989
Bali Nusa Tenggara	- 1.515.595	- 1.591.068	562.535	543.234	- 7.696.807	- 8.247.903
Jawa	- 6.989.146	- 7.713.339	- 5.743.569	- 5.897.462	- 6.992.092	- 7.092.005
Kalimantan	- 37.009.441	- 39.595.243	- 44.890.453	- 49.774.863	26.213.196	28.859.015
Maluku	- 4.664.327	- 4.988.481	- 4.657.823	- 5.071.323	765.228	859.655
Papua	- 918.743	- 1.046.664	- 3.722.545	- 3.885.002	368.583	392.146
Sulawesi	- 14.095.333	- 15.157.190	- 9.522.861	- 10.161.937	11.153.047	11.792.696
Sumatera	- 76.670.516	- 83.124.652	- 36.782.291	- 43.255.095	- 4.428.953	- 8.644.615
Non Hutan	21.340.880	25.197.068	13.686.914	15.290.664	12.532.775	13.945.612
Bali Nusa Tenggara	153.920	210.558	259.390	92.971	- 76.847	90.774
Jawa	318.131	359.233	912.982	985.515	2.800.823	3.370.807
Kalimantan	4.682.931	5.421.575	3.902.228	4.071.696	- 96.229	- 861.600
Maluku	1.570.094	1.660.399	1.498.984	1.723.072	177.444	162.980
Papua	113.696	131.106	159.985	190.465	- 104.625	- 88.900
Sulawesi	1.061.315	1.223.197	499.935	1.019.910	- 1.129.592	- 1.328.039
Sumatera	13.440.793	16.191.000	6.453.410	7.207.034	10.961.801	12.599.590
Grand Total	- 120.522.221	- 128.019.569	- 91.070.094	- 102.211.785	31.914.977	31.864.601

- Mitigation interventions are the same as 2016 - 2021
- Open opportunity for pre-investment to obtain carbon at the same location (4.06 Ha location) from carbon calculation for 5 years from 2021-2026
- SFM and livelihood partnership for FOLU Net Sink 2030 contribution calculated based on carbon with economic value of USD 54,48/Ha

<https://bit.ly/RenjaBidangIPHL>





THANK YOU
Terima Kasih