



# Between the economic, the social and the environmental: the border of diversity in regularization of land in brazilian traditional territories

Marúcia Pereira dos Santos Silva<sup>1,5</sup>, Renata Priscila Benevides de Sousa<sup>1,4</sup>, Rogério Fernandes Rocha<sup>2,3,5</sup>, Maria Izabel de Melo Oliveira dos Santos<sup>1,3,5</sup>, Luciana Ramos Jordão<sup>2,3,5</sup>, Thiago Henrique Costa Silva<sup>1,2,3,5</sup>



1 Alves Faria University Center (UNIALFA), Law College, Brazil  
2 State University of Goiás (UEG), Law College (Southeast Campus: Morrinhos), Brazil  
3 Federal University of Goiás (UFG), Rural Development Sector, Brazil  
4 Amazônia University (UNAMA), Law College (Santarém, Pará), Brazil  
5 Public Policy and Agrarian Study and Research Group (GEPPA), UNIALFA, Brazil



## INTRODUCTION

Brazilian land regularization policies aim to:

- Protect collective rights
- Establish criteria that guarantee the effectiveness of the constitutional right to housing
- Stimulate sustainable development by mitigating the land deficit.

This study analyzes the projects that propose changes in land laws in Brazil:

- Advances in the democratization of the land titling process for traditional populations
- Mechanisms that protect collective rights in a participatory way.

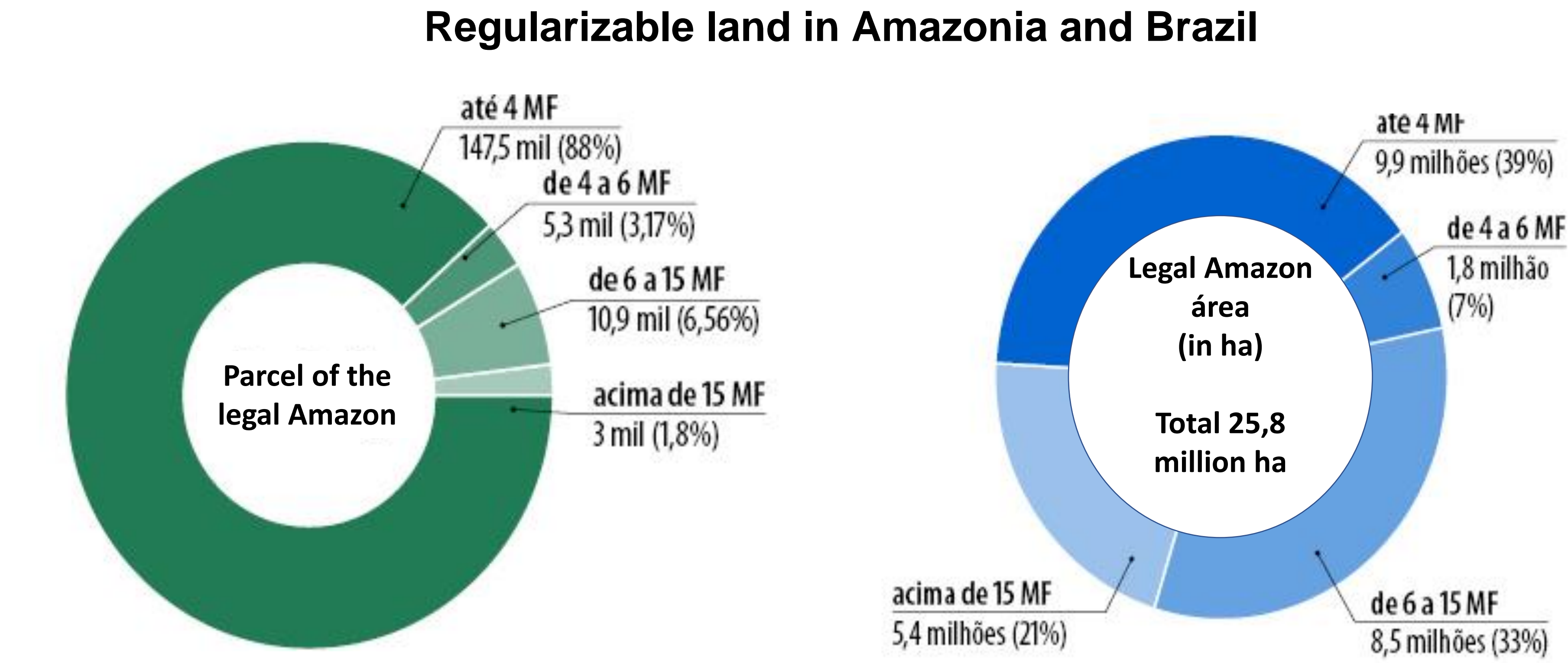
For the exercise of culture and the way of doing and living in the territories of the communities involved.

## METHODS

The historical-dialectical method was adopted  
Indirectly analyzing data on the current Brazilian land issue

A bibliographical review of critical researchers of rural development in Brazil was carried out

Documentary analysis of the legislative projects in force in the Brazilian legislation and in progress in the National Congress: Law nº 11.952 / 2009, PL nº 2633/2020, PL nº. 510/2021



For the rest of Brazil, the estimate is 2.9 million hectares subject to regularization



## RESULTS

In the last five years, several acts have been edited to amend Law No. 11.952/2009

There are several bills (PL) pending in the National Congress

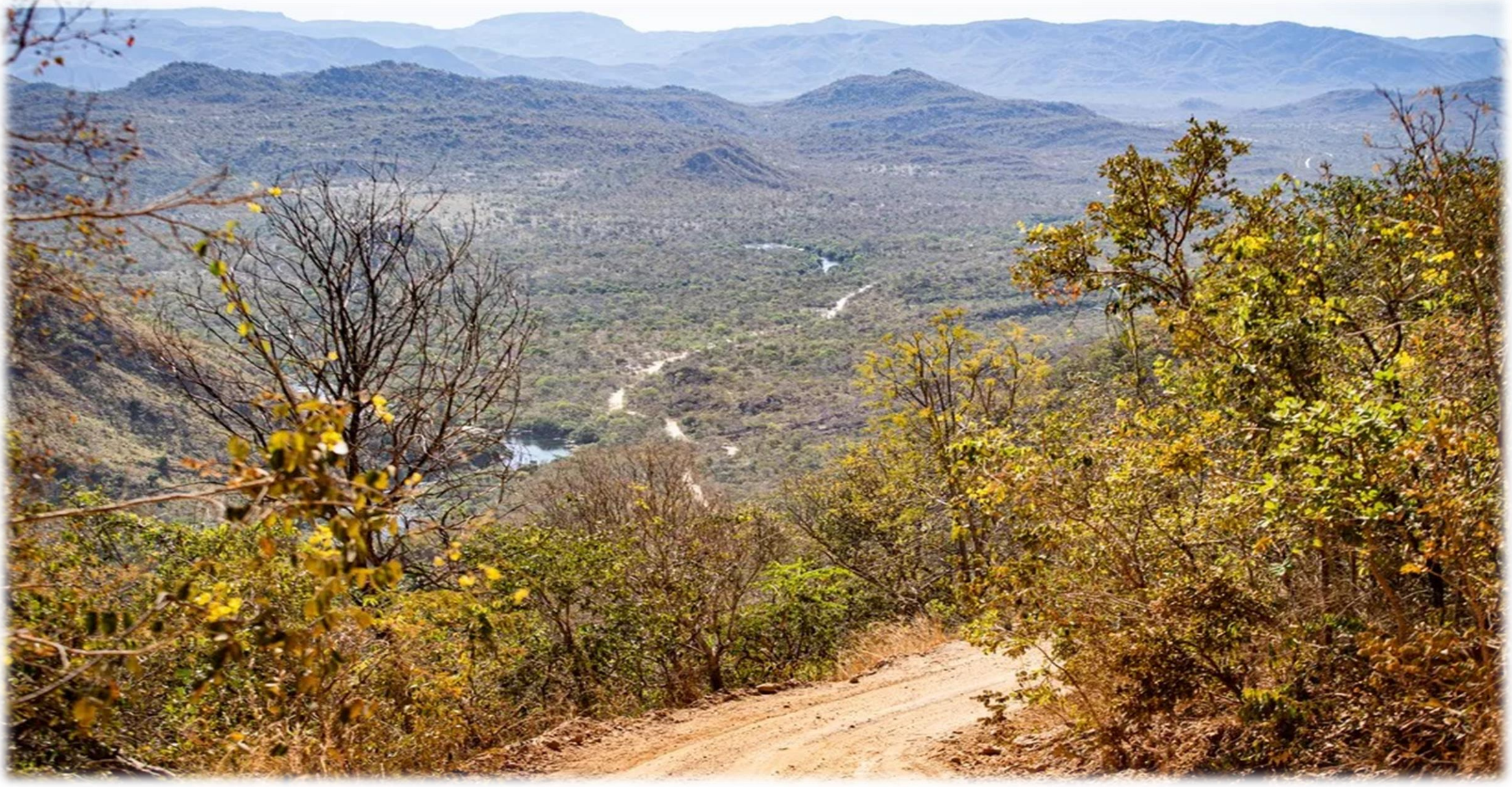
Changes already implemented and those being proposed:

- They make the land regularization rules more flexible,
- Benefit mainly the medium and large squatters
- Crimes such as land grabbing and illegal deforestation were amnesty.

## CONCLUSIONS

The analysis led to the preliminary conclusion that land conflicts:

- They have always marked the profile of social and economic relations established in Brazil.
- Demonstrations do not always take place openly or visibly,
- The pressure and repression exerted by the dominant sectors of power are clear.
- There are several acts under discussion.
- It is up to society and the Government to inspect and inspect
- To curb excesses and limit attitudes that contribute to the increase in environmental problems,
- Respect the diversity of subjects and ways of life of traditional peoples,
- Guarantee their rights and the preservation of their culture.



## REFERENCES

MMA (Ministério do Meio Ambiente) Monitoramento do Desmatamento no Bioma Cerrado 2002-2008: dados revisados. Brasília: MMA/IBAMA, 2009.

PACHECO, R.; PACHECO, C. Questão agrária e regularização fundiária: a ação do estado e o conflito de interesses entre trabalhadores rurais sem terra e povos indígenas. Planejamento e Políticas Públicas, v. 34, n. 1, p. 259-87, 2010.

CPAC (Centro de Pesquisa Agropecuária do Cerrado). Cerrado: filosofia e programa do centro de pesquisa. Cerrado, v. 7, n. 27, p. 22-26, 1975.

BRASIL. Lei nº 13.465, de 11 de julho de 2017. Dispõe sobre a regularização fundiária rural e urbana, sobre a liquidação de créditos concedidos aos assentados da reforma agrária e sobre a regularização fundiária no âmbito da Amazônia Legal. Disponível em: [http://www.planalto.gov.br/ccivil\\_03/\\_ato2007-2010/2009/lei/11952.htm](http://www.planalto.gov.br/ccivil_03/_ato2007-2010/2009/lei/11952.htm)

Lei nº 11.952, DE 25 DE JUNHO DE 2009. Dispõe sobre a regularização fundiária das ocupações incidentes em terras situadas em áreas da União, no âmbito da Amazônia Legal. Disponível em: [http://www.planalto.gov.br/ccivil\\_03/\\_ato2007-2010/2009/lei/11952.htm](http://www.planalto.gov.br/ccivil_03/_ato2007-2010/2009/lei/11952.htm)