

Relevant Legislation (extracted from project legal consultancy reports)

A. General legislation

Paraguayan National Constitution – 1992 (articles referring to the environment and private property)

Civil Code of the Republic of Paraguay (Law No. 1.183/87)

B. Particularly relevant laws and decrees

Forestry, environmental laws and Protected Areas

Law No. 422/73 “Forests”.

Law No. 96/92 “On Wild Life”

Law No. 294/93 “On Environmental Impact Assessment”

Law No. 352/94 “On Protected Forest Areas”

Law No. 1.561/00 “Which creates the National Environment System, the National Environmental Council and the Ministry of Environment”

Law No. 2.524/04 “On the ban of activities that transform and convert land covered with forests in the Eastern Region” and the subsequent laws extending its validity.

Law No. 3.001/06 “On valuation and compensation for environmental services”.

Decree No. 13,680/92 “Under which a natural reserve park area covered by the San Rafael Mountains, under the name of San Rafael National Park is declared”.

Decree No. 16,610/02 “Under which the category for managed resource reserves is assigned to the reserve for Parque Nacional San Rafael”

Decree No. 5,577/05 “Under which Decree No. 16610 of March 7, 2002 is repealed”

Decree No. 5,638/05 “Under which the Parque San Rafael reserve area is extended”

Decree No. 10.247/07 “Under which Law 3.001/06 on valuation and fees for Environmental Service is partially regulated.”

Resolution of the Ministry of Environment (SEAM) N° 200/01 “Under which the management categories, zoning, the uses and activities are allocated and regulated”

Resolution of the Ministry of Environment (SEAM) N° 531/08 “Under which the requirements and conditions for the Certification of Environmental Services are set out ”

Decrees No 13.202 and No 1478: Creation of the Parque Nacional Rio Negro

Law No 536/95 “Encouraging forestation and reforestation”

Law No 515/94 “Forbids export and trade of timber on any species”

Resolution No 1616/09 “Minimum Percentage of native forest to be maintained on rural estates increased to 40%”

Convention and Agreement ratification laws

Law No. 583/76 “Which Approves and Ratifies the Convention on International Trade of Endangered Wild Fauna and Flora Species”

Law No. 61/92 “Which approves and ratifies the Vienna Convention for the Protection of the Ozone Layer and others”

Law No. 234/93 “Which approves Convention No. 169 concerning Indigenous and Tribal Peoples in Independent Countries, adopted at the 76th International Labor Conference, held in Geneva on June 7, 1989 ”

Law No. 251/93 “Which approves the Convention on Climate Change”

Law No. 253/93 “Which approves the Convention on Biological Diversity”

Law No. 1.447/99 “Which approves the Kyoto Protocol of the United Nations Framework Convention on Climate Change”

Law No. 1.507/99 “Which approves the amendments to the Montreal Protocol on Substances that Deplete the Ozone Layer ”

Law No. 3003/2006 “ Which approves the agreements between the government of the United States of America and the Government of the Republic of Paraguay, under the Tropical Forest Conservation Act (TFCA) framework, for establishing a tropical forest conservation fund and a council for tropical forest conservation as well as the reduction of certain debts with the government of the United States of America and its agencies, from June 7, 2006; and that extends the Nation's overall budget for the fiscal year 2006.”

Law No 1/89: Ratifies the American Convention on Human Rights or “Pacto de San José de Costa Rica”

Land tenure

Law No. 1.863/02 “Agrarian Law / Statute”

Law N° 2.419/04: The land belongs to INDERT in rural areas

Law no 1.294/87: The land belongs to the respective municipality/town council in urban areas

Law no 91: Individuals owning land illegally should be reported to the IBR (INDERT forerunner)

Law No 2532/04: “Security border zone of the Republic of Paraguay – 50 kms.”

Law No. 904/81 “Law of Indigenous Communities”.

Sanctions and Penalties

Law No. 1.160/97 “Penal Code”.

Law No. 716/96 “Which Penalizes Crimes against the Environment”