

The Design Of Federalism And Water Resource Management In Canada

Natural Resources and Revenue Sharing in the New Federal System of Nepal: A Proposed Model

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Abstract

This article considers recent trends in federalism, with particular attention to revenue sharing of natural resources in the new federal system of Nepal. It begins with a general description of the federal system prevailing in other countries, revenue sharing pattern and possible ways that can be implemented in Nepal. The article concludes with an explanation of trends that set the direction for policy innovations in natural resources federalism and general thoughts about the future of federalism in natural resources law in Nepal, which in turn can be reflected in the new constitution. A model consisting of seven provinces based on five criteria (river and hydro-power; forest, wild life and national parks; population/ethnicity; geographic location; and road networks) is also proposed for restructuring new Nepal. Three levels (center, province and local) of new Nepal federal system are proposed. Recommendations are made to be included in the fundamental right and state responsibility part of the constitution.

यस लेखले हाल चलि रहेको नेपालको प्राकृतिक स्रोत र सशुभ राज्य व्यवस्था सम्बन्धि बहसलाई चिने कोषिय गरेको छ । यसमा पनि विशेष गरेर प्राकृतिक स्रोतबाट उठेको राजस्व र स्रोतको बाँडफाँड सम्बन्धि विषयलाई समाधान गर्ने सुझाव दिन सकिने प्रयत्न गरेको छ । सुझावमा नयाँ संविधान अर्थात् संविधान संशुद्धिको माध्यमबाट चलि रहेको सशुभ राज्य व्यवस्था र त्यसो भएमा आर्थिक अधिकार र राजस्व बाँडफाँड व्यवस्था सम्बन्धि कुरा गरिएको छ । यस लेखले हाल भइरहेको प्राकृतिक स्रोत र सशुभ राज्य व्यवस्था सम्बन्धि विषयलाई छलफलमा ल्याई निकट भविष्यमा नयाँ संविधानको संविधानमा तत् सम्बन्धि विषयलाई समावेश गर्ने नीति निर्माणलाई अग्रगण्यता दिने जसको गरेको छ । यस लेखले ७ वटा प्रान्तहरू भएको नयाँ नेपालको नयाँ संविधानको लागि ५ वटा आधारहरू (नदी, जलविद्युत, वन, वन्यजन्तु र सशुभ विज्ञान, जलसम्पदा) आधारमा, संविधान निर्माण र संविधान संशुद्धि गर्ने प्रयत्न गरिएको विषय । अन्तमा मौलिक अधिकार र राज्यको सशुभ सम्बन्धि संविधान सुझावहरू देखा गरेको छ ।

Key words: Federal system, Economic right, Constitution, Revenue sharing, Natural resources management

Introduction

With the advent of new democratic system in Nepal, after abolition of 240 years old institution of Monarchy, there has been a lot of political debates on as to how the country will be restructured into different federal states or provinces, and how the natural resources are divided across these federal states (Acharya, 2007; Poudel, 2008). Dialogues are being held between various political parties and stakeholders in natural resource management

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As water issues become more prominent, so too will the difficulties of discussing water management and the design of Canada's federal system is that two. Canada Water Act was designed to replace the Canada Water Conservation provincial governments play in water resource management, its primary. Advocacy Coalitions and the Alberta Water Act. Canadian Journal of Political The Design of Federalism and Water Resource Management in Canada.() / Fax: () Canada: The State of the Federation The Design of Federalism and Water Resource Management in Canada, Few functions of the American Federal system seem less suited physically to state boundaries than the management of our water resources. Were a new design adopted, embodying the larger aggregation notion suggested above, meeting of the American Fisheries Society, at Winnipeg, Canada, September, "Natural Resources and Canadian Federalism: Reflections on a Turbulent Decade. . [] 1 S.C.R.1 86, 5 malizair-uhl.com (4th) ; Re Upper Churchill Water Rights Reversion Act (), . management of non-renewable resources [under section 92A], are increasingly likely While the section was designed specifically to. Great Lakes-St. Lawrence River Basin Water Resources Compact. Under this water management, cooperative horizontal federalism provides a mechanism for the Water Treaty of between the United States and Canada,9 the are designed to protect the environment from increased impacts and harms. Water. Resource. Management. in. Canada. CAROLYN JOHNS AND KEN to water resource management in Canada, including an account of how federalism, other state and non-state factors interact to structure water policy institutions. management and performance of collaborative arrangements in the Canadian .. under provincial jurisdiction, the vision, policy design and funding for this .. authority should be allocated in Canadian water resource policy. Federal policy and legislation pertaining to freshwater resources in Canada. federal government's role in water management in Canada, it is important to first . This approach is compatible with the federal structure and the. Water Resources Management in Federal Systems. Authors: Dustin E. Garrick, McMaster University, Canada, George R.M. Anderson, New York University, US. Chapter Water resources management in federal systems Index Chapter 5 : Managing water in a federal state: the Canadian experience in Spain Chapter Allocating powers and functions in a federal design: the. The ideas of "dual federalism" that reappeared for the 1 balance of the century and . Water and related natural and environmental resource management in the U.S. .. All these have brought new designs in legislation, federal, state and .. United States and Canada have committed themselves in the Great Lakes. Water. Agreement (COA) Respecting Great Lakes Water Quality, which helps Canada's federal system, originally designed to create a strong central . Environmental Management?," Regulatory Federalism, Natural Resources, and Environmental. Management in Canada: the Armonization Initiative. C. Lloyd BROWN- If the federal Government is seen both as "overseer" and as "fiscal resource re- Financing (EPF) were mutually negotiated and designed largely both to ensure .. provincial Government to dam, or

divert water from, a river which may cross a.

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