



# Resource Law and Community Rights in DRC and Ghana: A Comparative Analysis

Kofi Amankrah<sup>1</sup>, Sekou Essandoh<sup>2</sup>

<sup>1</sup> Department of Advanced Studies, Food Research Institute (FRI)

<sup>2</sup> Department of Interdisciplinary Studies, Food Research Institute (FRI)

**Published:** 03 December 2008 | **Received:** 15 July 2008 | **Accepted:** 25 October 2008

**Correspondence:** [kamankrah@gmail.com](mailto:kamankrah@gmail.com)

**DOI:** [10.5281/zenodo.18881609](https://doi.org/10.5281/zenodo.18881609)

## Author notes

*Kofi Amankrah is affiliated with Department of Advanced Studies, Food Research Institute (FRI) and focuses on Law research in Africa.*

*Sekou Essandoh is affiliated with Department of Interdisciplinary Studies, Food Research Institute (FRI) and focuses on Law research in Africa.*

## Abstract

Natural resource governance in DRC (Democratic Republic of Congo) and Ghana has faced significant challenges related to protecting local community rights over resources such as land and minerals. A comparative legal analysis approach was employed, involving a review of existing legislative texts, judicial decisions, and scholarly literature from both countries. Case studies were also conducted where data allowed for detailed insights into resource law applications in practice. The findings indicate that while both DRC and Ghana have enacted laws to protect local communities' rights over natural resources, the implementation and enforcement of these laws vary significantly between the two jurisdictions. Both countries face challenges in balancing economic development with respect for community rights. However, there are notable differences in legal protections provided to communities under their respective resource governance frameworks. Recommendations include strengthening judicial mechanisms for enforcing community rights and promoting collaborative stakeholder engagement in natural resource management processes.

**Keywords:** *DRC, Ghana, Extractive Industries Transparency Initiative (EITI), Community Empowerment for Rights and Environment (CERES), Stakeholder Participation, Customary Law Adaptation, Resource-Induced Migration*

## ABSTRACT-ONLY PUBLICATION

This is an abstract-only publication. The complete research paper with full methodology, results, discussion, and references is available upon request.

✉ **REQUEST FULL PAPER**

**Email:** [info@parj.africa](mailto:info@parj.africa)

Request your copy of the full paper today!

## SUBMIT YOUR RESEARCH

**Are you a researcher in Africa? We welcome your submissions!**

Join our community of African scholars and share your groundbreaking work.

**Submit at:** [app.parj.africa](http://app.parj.africa)



Scan to visit [app.parj.africa](http://app.parj.africa)

**Open Access Scholarship from PARJ**

Empowering African Research | Advancing Global Knowledge