UNECE WEBINAR - INFORMAL SETTLEMENTS, 14 June 2024

FORMALIZATION OF ILLEGAL BUILDINGS AS A TOOL FOR OBTAINING THEIR VALUE IN THE REPUBLIC OF NORTH MACEDONIA



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AGENCY FOR REAL ESTATE CADASTRE

INTRODUCTION

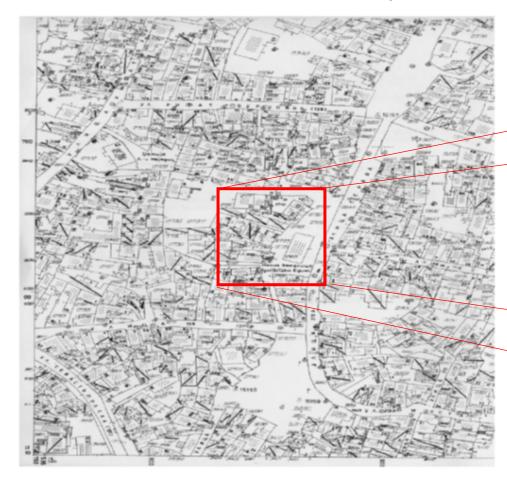
- Law regulations for development of cities and settlements:
 - urban planning
 - building land
 - Building

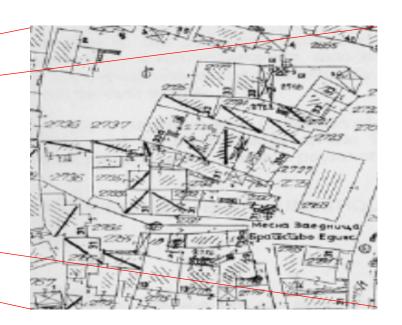




 Definition: The illegal objects/buildings are objects that's existing on the field and there are not built according to law for building

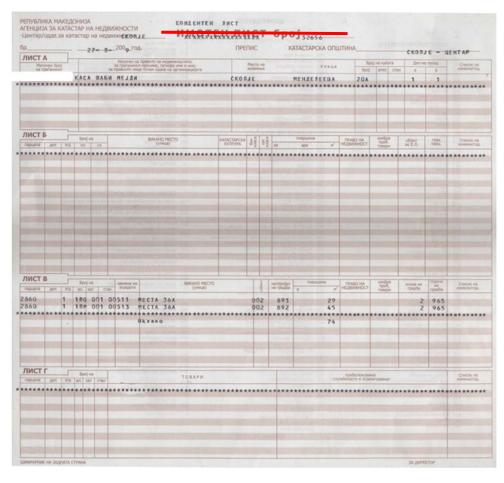
REPREZENTING OF ILEGAL BUILDINGS ON THE CADASTRAL MAPS (BEFORE REC)





Cadastral map in scale 1:1000 (part of capital city Skopje)

LIST OF EVIDENCE FOR ILEGAL BUILDINGS (OBJECTS)





"List of evidence"

STUDY ON ILLEGALLY BUILT OBJECTS AND INFORMAL DEVELOPMENT (OCTOBER 2009)

problem with the illegally built objects

 impacts (social, economic, environmental issues)

- tools for addressing the problem, and involved authorities
- types of illegally built objects (classification)
- recommendations for the future

Regular buildingsare registered in REC

OVERWIEV OF THE PROCESS OF FORMALIZATION (LEGALIZATION)

Preparation activities

Adoption of the Law and bylaw for formalization

Implementation

Outcomes

LAW FOR FORMALIZATION (LEGALIZATION)

Law on the treatment of unlawful constructions No. 23 from

24.2.2011

14 amendments published in Official Gazette

• No. 23/11,

• No. 54/11,

• No. 155/12,

• No. 53/13,

• No. 72/13,

• No. 44/14,

• No. 115/14,

• No. 199/14,

• No. 124/15,

• No. 129/15,

• No. 217/15,

• No. 31/16,

• No. 190/17,

• No. 174/21.



SCOPE OF FORMALIZATION (LEGALIZATION)

- The facilities of state importance
- The facilities of local self government
- Facilities of health institutions for primary, secondary and tertiary health protection,
- Parts (extensions and superstructures) of the facilities/building
- Linear infrastructure facilities
- Electronic communication networks and devices <u>Final date for completely building of the illegal objects</u> <u>or infrastructure 03 March 2011</u>



RESPONSIBLE BODIES

- State administrative body responsible for legalization of facilities of state importance (Ministry of transport and communication)
- Unit of Local self-government-Municipalities







PROCEDURE FOR ESTABLISHING THE FROMAL (LEGAL) STATUS

 Request for legalization with geodetic elaborate Inspection Consent Fee Decision Records into Real Estate Cadastre

PROPERTY LIST FOR FORMALISED (LEGALIZED) OBJECT

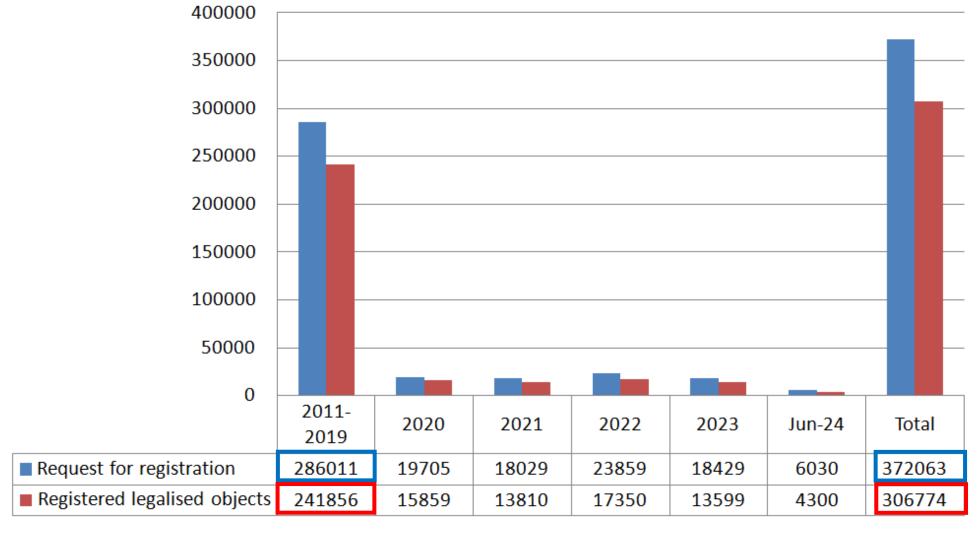
Детален преглед на податоци на (ИМОТЕН ЛИСТ број. 105140) Катастарска општина: ЦЕНТАР 1

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| 1 | | БОЖИНОВСКИ КИРО НЕКОПА | SENACULJA 25, CKORUE | 1/1 | Решение за утврдување на правен статус на бесправен објект Ул1 бр 26-1156/2013 од 06-11-2014 година на Општина Центар - Скопје | 10514 0 | | 931 / 2015 04 02 2015 11 16 | | | | | | |

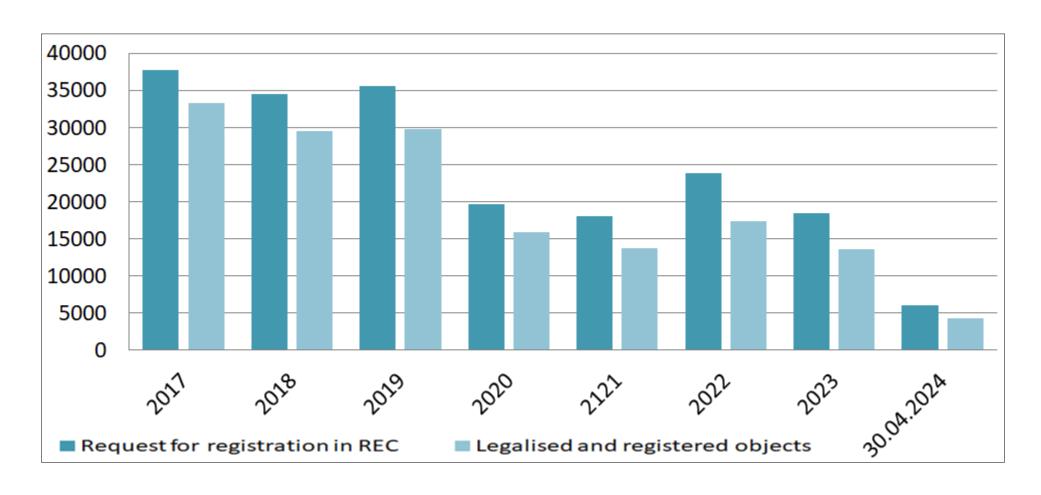
| ЛИСТ В: ПОДАТОЦИ ЗА ЗГРАДИ, ПОСЕБНИ ДЕЛОВИ ОД ЗГРАДИ И ДРУГИ ОБЈЕКТИ И ЗА ПРАВОТО НА СОПСТВЕНОСТ | | | | | | | | | | | | | | | | | | | | |
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| 8330 | 0 | 10514 0 | УЛ. БЕЛАСИЦ А БР 23 | | | | 1 | 1 | ne | 1 | ст | 37 | ОБЈЕКТОТ ДОБИЛ ПРАВЕН СТАТУС СОГЛАСНО СО ЗАКОНОТ ЗА ПОСТАПУВАЊЕ СО БЕСПРАВНО ИЗГРАДЕНИ ОБЈЕКТИ | Решение за утврдувание на правен статус на бесправен објект Уп1 бр. 28-1156/2013 од 06.11.2014 година на Општина Центар - Окопје | 931/2015 04.02 2015 11:18 | | | |
| 8330 | 0 | 10514 0 | УЛ. БЕЛАСИЦ А БР.23 | | | | 1 | 2 | ΠP | 1 | ст | 25 | | | | | | |
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REAL ESTATE CADASTRE: Total number of requests & formalized (legalized) objects per year

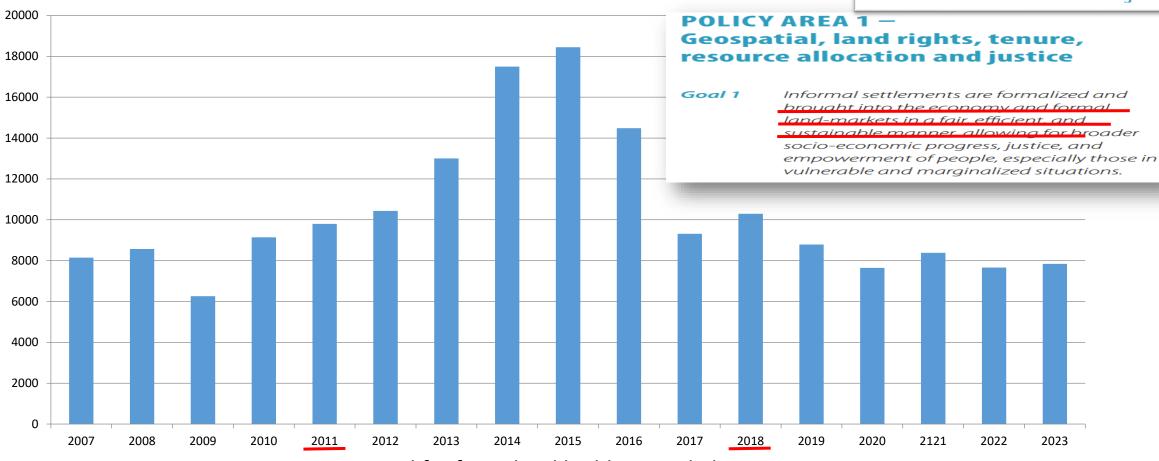


REAL ESTATE CADASTRE: Number of requests & formalized/legalized objects per year



REAL ESTATE MARKET - NUMBER OF MORTGAGES

COVID-19 Recovery Action Plan for Informal Settlements in the ECE Region



GUIDELINES FOR THE FORMALIZATION OF **INFORMAL CONSTRUCTIONS-2019**

Strategy Phase

 Study of Illegally Built Objects and Informal **Development 2009**

Preparation of the framework phase

 Law on the treatment of constructions 2011

Formalization of construction phase

Outcomes

- Law implementation
- Request, ..
- Consent,.. and decision,

Registration/Property list

Formalization process

STRATEGY PHASE

- support and political will Analyze the existing
- informality within the loca real estate market
- Community Consultation Carry out cost/benefit analyses and determine the consequences of no
- Agree on an appropriate formalization strategy
- Develop a communication
- Draft a strategy report

 - framework Allocate appropriat administration and
 - relating to constructions and the standardization of documents
 - · Form a committee procedure of controls and acceptance
 - of inhabitants and

PREPARATION OF FORMALIZATION OF THE FRAMEWORK CONSTRUCTIONS PHASE

Submitting and processing

documents, and marking

building on the inventory

the location of each

Controlling documents

Registering of informal

Taking legal actions when

Establishing and collecting

Monitoring and assessing

the formalization process

penalties if necessary

constructions when

base map

appropriate

required

- Define areas/zones and categories of buildings eligible for formalization
- Determine the legal and regulatory issues
- Define the appropriate actions for formalization Define the registration
- process Design the draft
- formalization process and establish fees, penalties and Decide which institution:
- will be involved Decide which administrative
- system will: Activate the
- communication plan · Prepare the specific lega
- technical facilities Provide technical advice
- Develop methods
- government compliance Test for reasonableness

OUTCOMES

- Existing informal settlements are significantly reduced
- Informality is minimized Informal constructions are
- brought within the forma land market Informal constructions ar
- registered The residents of these
- housing units are legally empowered and enabled to more fully utilize their assets to their benefit

CONCLUSIONS

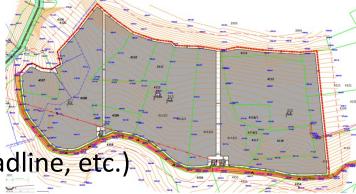
After process of formalization we still have illegal objects

- expected about 350.000 illegal objects
- 306744 legalized objects/buildings
- The law not covers all buildings/objects/infrastructure (built after the 03 of March 2011)
- The process on the filed still is live
- The law is expired 31.12.2018
- Currently we don't have new legal framework)

Solutions/Proposals

- On time urbanization/plans
- Strong field building inspection
- New law for legalization (simple procedure, real price, no deadline, etc.)





THANK YOU FOR YOUR ATTENTION



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