

THE REPUBLIC OF UGANDA
IN THE CONSTITUTIONAL COURT OF UGANDA AT KAMPALA
CONSTITUTIONAL PETITION NO. 010 OF 2019

(Coram: Egonda-Ntende, Musoke, Madrama, Mugenyi &
Gashirabake, JJCC)

KAWESA RICHARD:.....PETITIONER

VERSUS

1. YOWERI KAGUTA MUSEVENI

2. ATTORNEY GENERAL:.....RESPONDENTS

JUDGMENT OF CHRISTOPHER GASHIRABAKE, JCC

The petitioner filed this Petition under **Article 137 (1), (2), (3), (4) and (7)** of the **1995 Constitution** challenging the constitutionality of the 1st respondent's act of asserting that he was immune from legal proceedings by virtue of being the President of Uganda, as a defence to a suit the petitioner filed against him.

Background

The petitioner, on 6th March, 2019, filed a suit against the 1st respondent in the High Court at Kampala (Commercial Division), viz. Civil Suit No. 160 of 2019. The petitioner claimed that the 1st respondent had infringed upon his copy right in a song titled "Another rap," by the latter singing the song and also claiming at as his own. The petitioner sought, interalia, for the following reliefs: 1) that he is the author, producer and owner of the copyrights in the song in issue; 2) that the 1st respondent's use and registration of the copyright in the song without his knowledge, consent and without

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