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NOTICE IS HEREBY GIVEN that by virtue of the powers conferred upon the Uganda National Examinations Board under Section 5 (4) of the Parliamentary Elections Act, 2001,

**DULU ANGEL MARK**

is said to have completed formal education of Advanced level standard.

ISSUED at Kampala this 6th day of December, 2001.

M. B. B. BUKENYA,

*Acting Secretary;*

*Uganda National Examinations Board.*

General Notice No. 541 of 2001.

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**OJWE NAHAMAN**

is said to have completed formal education of Advanced level standard.

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M. B. B. BUKENYA,

*Acting Secretary;*

*Uganda National Examinations Board.*

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**ACHIA TERENCE NACO**

is said to have completed formal education of Advanced level standard.

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*Acting Secretary;*

*Uganda National Examinations Board.*

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**IZARUKU S. AJAGA**

is said to have completed formal education of Advanced level standard.

ISSUED at Kampala this 10th day of December, 2001.

M. B. B. BUKENYA,

*Acting Secretary;*

*Uganda National Examinations Board.*

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**KOMAKECH EDWIN OYIK**

is said to have completed formal education of Advanced level standard.

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*Acting Secretary;*

*Uganda National Examinations Board.*

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**MICHAEL BIPENJONGA ODUBU**

is said to have completed formal education of Advanced level standard.

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M. B. B. BUKENYA,

*Acting Secretary;*

*Uganda National Examinations Board.*

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**KATAKUWANGE FRED**

is said to have completed formal education of Advanced level standard.

ISSUED at Kampala this 11th day of December, 2001.

M. B. B. BUKENYA,

*Acting Secretary;*

*Uganda National Examinations Board.*

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**ADEA OUMA GEORGE**

is said to have completed formal education of Advanced level standard.

ISSUED at Kampala this 11th day of December, 2001.

M. B. B. BUKENYA,

*Acting Secretary;*

*Uganda National Examinations Board.*

General Notice No. 548 of 2001.

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**GEORGE TINKAMANYIRE**

is said to have completed formal education of Advanced level standard.

ISSUED at Kampala this 11th day of December, 2001.

M. B. B. BUKENYA,

*Acting Secretary;*

*Uganda National Examinations Board.*

General Notice No. 549 of 2001.

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**KASIRYE AUGUSTINE**

is said to have completed formal education of Advanced level standard.

ISSUED at Kampala this 11th day of December, 2001.

M. B. B. BUKENYA,

*Acting Secretary;*

*Uganda National Examinations Board.*

General Notice No. 550 of 2001.

THE ELECTORAL COMMISSION ACT, 1997.

*Act No. 3 of 1997.*

*Section 31 (1).*

NOTICE.

APPOINTMENT OF ASSISTANT RETURNING OFFICERS FOR PURPOSES OF NOMINATING AND DECLARING CANDIDATES FOR DISTRICT LOCAL GOVERNMENTS COUNCIL GENERAL ELECTIONS.

NOTICE IS HEREBY GIVEN by the Electoral Commission that in accordance with section 31(1) of the Electoral Commission Act, No. 3 of 1997, the persons who were gazetted Assistant Returning Officers in the *Uganda Gazette*, General Notice No. 484 of 2001, are hereby appointed Assistant Returning Officers for purposes of nominating and declaring candidates for District Councillors (including Women) at the County Headquarters.

The respective candidates for District Chairpersons shall be nominated by the District Returning Officers at the District Headquarters.

ISSUED at Kampala this 29th day of November, 2001.

AZIZ K. KASUJJA,

*Chairman, Electoral Commission.*

General Notice No. 551 of 2001.

THE LOCAL GOVERNMENTS ACT, 1997.

*Act No. 1 of 1997.*

*Section 120 (1).*

NOTICE.

APPOINTMENT OF NOMINATION DATES FOR THE DISTRICT CHAIRPERSONS AND COUNCILLORS TO THE DISTRICT LOCAL GOVERNMENTS COUNCILS.

NOTICE IS HEREBY GIVEN by the Electoral Commission that in accordance with section 120(1) of the Local Governments Act, No. 1 of 1997, the 12th day of December, 2001 and 13th day of December, 2001 are hereby appointed the nomination dates for the nomination of candidates for Chairpersons and Councillors to the District Local Governments Council.

Nomination for the District Chairpersons shall be conducted at the District Headquarters by the District Returning Officers while Councillors (including Women) shall be held at the County Headquarters by the respective Assistant Returning Officers from 9:00 a.m to 5:00 p.m on each of the appointed dates.

ISSUED at Kampala this 29th day of November, 2001.

AZIZ K. KASUJJA,

*Chairman, Electoral Commission.*

STATUTORY INSTRUMENTS SUPPLEMENT

*to The Uganda Gazette No. 79 Volume XCIV dated 11th December, 2001.*

Printed by UPPC, Entebbe, by Order of the Government.

STATUTORY INSTRUMENTS .  
2001 No. 74.

**The Water (Registration of Existing Users) Amendment  
Regulations, 2001.**

*(Under section 107(2) of the Water Statute, 1995).*

IN EXERCISE of the powers conferred on the Minister responsible for water by section 107(2) of the Water Statute, 1995, these Regulations are made this 19th day of November, 2001.

1. These Regulations may be cited as the Water (Registration of Existing Users) Amendment Regulations, 2001, and shall be read as one with the Water (Registration of Existing Users) Regulations 2000 in these Regulations referred to as "the principal Regulations".

Citation.

2. Regulation 3 of the principal Regulations is amended by substituting for it the following—

Amendment  
of  
regulation 3.

"(1) Each existing water user shall register the works and the use of water with the Director within a period of two years after the coming into force of these Regulations.

(2) An existing water user, who fails to register works and the use of water with the Director within the period of two years after the coming into force of these Regulations, shall be deemed to be a new user and shall be required to register such use in accordance with the Water Resources Regulations, 1998".

DR. RUHAKANA RUGUNDA,  
*Minister of Water, Lands and Environment.*

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STATUTORY INSTRUMENTS SUPPLEMENT

to The Uganda Gazette No. 79 Volume XCIV dated 11th December, 2001.

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STATUTORY INSTRUMENTS.

2001 No. 75.

THE ELECTRICITY (ESTABLISHMENT AND MANAGEMENT OF  
THE RURAL ELECTRIFICATION FUND) INSTRUMENT, 2001.

ARRANGEMENT OF REGULATIONS.

*Regulation.*

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2. Interpretation.
3. Establishment and object of Fund.
4. Application of the Fund.
5. Rural Electrification Board.
6. Tenure of office of members.
7. Functions of the Board.
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11. Rural Electrification Agency.
12. Executive Director.

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13. Functions of Executive Director.
14. Other officers and staff.
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16. Payments agent.
17. Financial year of the Fund.
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19. Accounts.
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21. Annual reports.
22. Annual meeting of stakeholders.

STATUTORY INSTRUMENTS .

2001 No. 75.

**The Electricity (Establishment and Management of the Rural Electrification Fund) Instrument, 2001.**

*(Under section 65(1) and (4) of the Electricity Act, 1999, Act No. 6 of 1999).*

IN EXERCISE of the powers conferred upon the Minister by section 65 of the Electricity Act, 1999 this Instrument is made this 20th day of November, 2001.

1. This Instrument may be cited as the Electricity (Establishment and Management of the Rural Electrification Fund) Instrument, 2001.

Citation.

2. In this Instrument, unless the context otherwise requires—

Inter-pretation.

“Act” means the Electricity Act, 1999;

“Agency” means the Rural Electrification Agency established by regulation 11;

“Authority” means the Electricity Regulatory Authority established under the Act;

“Board” means the Rural Electrification Board established under regulation 5;

“donor” means any multilateral, or bilateral organization that contributes money to the Fund in the form of donations, gifts, grants or loans;

“Executive Director” means the Executive Director of the Agency appointed under regulation 12;

“Fund” means the Rural Electrification Fund established by the Minister under regulation 3;

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Establishment and object of Fund.

“Minister” means the Minister responsible for electricity;

“Payments Agent” means the Payment Agent contracted by the Board under regulation 16.

3. (1) There is established a fund to be known as the Rural Electrification Fund.

(2) The object of the Fund is to promote the equitable coverage of rural electrification in Uganda through the increased provision of access to electricity for economic, social and household use.

(3) The moneys of the Fund shall consist of—

(a) money appropriated by Parliament;

(b) any surplus moneys made from the operations of the Authority declared to the Minister of Finance and paid into the Fund under section 27(3) of the Act;

(c) a levy of 5% on transmission bulk purchases of electricity from generation stations; and

(d) donations, gifts, grants and loans acceptable to the Minister and the Minister responsible for finance.

(4) The moneys of the Fund shall be deposited in a bank approved by the Board and shall not be withdrawn except as authorised by the Board.

(5) The selection of a bank under subregulation (4) shall be through competitive bidding organised by the Board, with due consideration being given to investment security and to the rate of return on invested funds.

4. The moneys of the Fund shall be applied—

Application  
of the Fund.

(a) for the support of rural electrification programmes and its activities including—

(i) general support activities for the preparation and implementation of rural electrification projects in Uganda such as promotion campaigns, gathering of information on rural investment opportunities and costs, and promotion of productive uses of electricity; and

(ii) private sector and local community investments in rural electrification projects;

(b) for the payment and discharge of the expenses incurred in the performance of the functions of the Board and the Agency; and

(c) for the payment of remuneration or allowances to the members of the Board and employees of the Agency.

5. (1) There is established a Board to be known as the Rural Electrification Board.

Rural  
Electric  
ation Board.

(2) The Board shall consist of—

(a) the Permanent Secretary of the Ministry responsible for energy who shall be the Chairperson;

(b) the Permanent Secretary of the Ministry responsible for finance;

(c) the Permanent Secretary of the Ministry responsible for local governments;

(d) the following persons appointed by the Minister—

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- (i) a representative of the private sector involved in rural electrification nominated for appointment by the Private Sector Foundation;
- (ii) a representative of the donors nominated for appointment by the donors;
- (iii) a representative of the financial sector nominated for appointment by the Uganda Bankers Association; and
- (iv) a representative of the Non-Governmental Organisations engaged in rural development projects, apart from the energy sector, nominated for appointment by the Non-Governmental organisations community.

Tenure of office of members.

6. (1) The representative of the donors shall hold office for two years and, except where the donors request that that representative be re-appointed for another term he or she shall be replaced by a representative of another donor.

(2) A member appointed under subregulation 5(d) shall hold office for three years and is eligible for reappointment for one more term.

Functions of the Board.

7. (1) The functions of the Board are to—
- (a) oversee the management of the Fund;
  - (b) approve rural electrification reports prepared by the Agency;
  - (c) study and recommend to the Minister, subsidy levels for rural electrification projects;
  - (d) recommend to the Minister criteria for assessing the eligibility of projects to receive financial support from the Fund;

- (e) approve applications for financial support from the Fund;
- (f) establish procedures for—
- (i) application for financial support from the Fund;
  - (ii) the evaluation of projects for eligibility for support from the Fund;
- (g) develop model documents for application and approval for support from the Fund;
- (h) determine the organisational structure of the Agency;
- (i) recruit and discipline the staff of the Agency and determine their terms and conditions of employment;
- (j) approve the annual budgets, and work programme of the Agency;
- (k) monitor the management and performance of the Agency;
- (l) monitor and report, on a regular basis, the progress in achieving the Government's targets for grid and off-grid rural electrification, including identifying significant obstacles impeding progress and options for mitigating those obstacles;
- (m) make recommendations to the Minister on policy issues related to rural electrification; and
- (n) carry out any other function necessary for promoting rural electrification as the Minister may, in writing, direct.

(2) Except for general directions on matters of policy given to the Board from time to time by the Minister, the Board shall be independent in the performance of its duties and functions.

Board meetings.

8. The Board shall meet at such times and places as the Chairperson shall determine and shall regulate its own procedure.

Remuneration of members.

9. The members of the Board shall be paid such allowances as may be determined by the Minister.

Power to co-opt.

10. (1) The Board may invite any person who in the opinion of the Board has expert knowledge concerning the functions of the Board, which is likely to be of assistance to the Board to attend and take part in the proceedings of the Board.

(2) A person attending a meeting of the Board under this section may take part in any discussion at the meeting on which his or her advice is required but shall not have any right to vote at that meeting.

Rural Electrification Agency

11. (1) There is established a Rural Electrification Agency to assist the Board in the performance of such functions of the Board as the Board may assign to the Agency.

(2) Notwithstanding the generality of sub regulation (1), the functions of the Agency are to—

(a) build and maintain a national rural electrification database on rural electrification projects in Uganda;

(b) prepare for the Board, an annual status reports on the rural electrification programme indicating progress and hindrances to the execution of the rural electrification programme, and identifying significant obstacles impeding progress as well as options for mitigating those obstacles;

- (c) recommend to the Board the most efficient use of the Fund for the promotion of the rural electrification programme as set out from time to time in the Government policy;
- (d) generate and provide information relating to investment opportunities, costs and benefits of rural electrification and available technical and financial support programmes to all stake holders, including investors, consultants, the Authority and financial institutions;
- (e) undertake basic planning and preparation of projects determined by the Board as eligible for support under the Fund;
- (f) process applications for financial support from the Fund; and
- (g) carry out any other functions as the Board may after consultation with the Minister, direct.

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(3) The Agency shall be the Secretariat of the Board.

12. (1) There shall be an Executive Director of the Agency who shall be appointed by the Board.

Executive Director.

(2) The recruitment of the Executive Director shall be on the basis of competitive selection.

13. (1) The Executive Director is responsible for the day-to-day operations and administration of the Agency.

Functions of Executive Director.

(2) Without prejudice to the generality of subsection (1), the Executive Director—

- (a) is responsible for the implementation of the policies and programmes of the Agency;

(b) is responsible for the organisation and control of the staff of the Agency;

(c) shall act as Secretary to the Board;

(d) shall perform any other duty that may be assigned to him or her by the Board.

(3) The Executive Director is, in the performance of his or her functions, answerable to the Board.

(4) The Executive Director shall cease to hold office if—

(a) he or she resigns;

(b) he or she is removed from office by the Board for—

(i) misconduct or misbehaviour;

(ii) inability to discharge the functions of his or her office arising out of physical or mental disability;

(iii) incompetence.

Other officers and staff.

**14.** (1) The Board may appoint other officers and staff of the Agency as may be necessary for the effective performance of the functions of the Agency.

(2) The employees appointed under this section shall hold office on such terms and conditions as may be specified in their instruments of appointment.

(3) The remuneration of the staff of the Agency shall be competitive with prevailing salaries offered by the private sector.

Protection of members and staff from liability.

**15.** (1) A member of the Board is not personally liable for an act done by him or her in good faith and without negligence for the purpose of carrying into effect the provisions of these Regulations.

(2) An employee of the agency or other person acting on behalf of the Board is not personally liable for any act done by him or her in good faith and without negligence for the purpose of carrying into effect the provisions of these Regulations.

**16.** (1) The Board shall, through a public tender, contract a Payments Agent to administer payments to beneficiaries of subsidies from the fund.

Payments agent.

(2) A bank, accounting firm or similar institution acceptable to the Board may participate in a tender under sub regulation (1).

(3) The contract with the Fund Payments Agent shall not exceed three years at a time.

**17.** The financial year of the Fund shall be the twelve months beginning on 1st July of each year and ending on 30th June in the following calendar year.

Financial year of the Fund.

**18.** (1) The Executive Director shall, not later than three months before the end of each financial year, prepare and submit to the Board for its approval and recommendation to the Minister, estimates of income and expenditure for the next ensuing financial year, and may at any time, before the end of the financial year prepare and submit to the Board for approval and recommendation to the Minister, any estimates supplementary to the estimates of the current financial year.

Estimates.

(2) No expenditure shall be made out of moneys of the Fund unless that expenditure is part of the expenditure approved by the Minister under subsection (1) of this section.

**19.** (1) The Board shall keep proper books of accounts of all the income and expenditure of the Fund and proper records in relation to them in a form approved by the Auditor General.

Accounts.

(2) Subject to any directions given by the Minister, the Board shall cause to be prepared in respect of each financial year, a statement which shall comprise—

(a) a balance sheet and a statement of income and expenditure of the fund in respect of that financial year; and

(b) any other information in respect of the financial affairs of the Fund as the Minister may require.

Audit.

**20.** (1) The accounts of the Fund shall, in respect of each financial year, be audited by the Auditor General or by an auditor appointed by the Auditor General.

(2) The donors may appoint an auditor of their choice to audit the books of the Agency.

(3) The Board shall ensure that within three months after the end of each financial year, the statement of accounts described in regulation 19 is submitted for auditing.

(4) The Auditor General or an auditor appointed by the Auditor General shall have access to all books of accounts, vouchers and other financial records of the Fund and is entitled to have any information and explanation required by him or her in relation to them as he or she may think fit.

(5) The Auditor General shall, within three months after receipt of the statement of accounts under subsection (2), audit the accounts and deliver to the Board a copy of the audited accounts together with his or her report on them, stating any matter which, in his or her opinion, should be brought to the attention of the Minister.

Annual reports.

**21.** (1) The Board shall, within four months after the end of each financial year, submit to the Minister the annual status report referred to in regulation 11 (2) and the audited accounts referred to in regulation 20(5) together with the Auditor General's report on them.

(2) The Minister shall, as soon as possible after receiving the reports referred to in sub regulation (1), submit the reports to Parliament.

22. (1) The Minister shall before the end of each financial year, convene a meeting to be attended by—

Annual meeting of stakeholders.

- (a) the Minister, who shall be the Chairperson of the meeting;
- (b) the Minister responsible for finance, planning and economic development;
- (c) a representative of every donor contributing to the Fund;
- (d) the Minister responsible for local governments;
- (e) the Minister responsible for agriculture;
- (f) the Minister responsible for education;
- (g) the Minister responsible for health;
- (h) the Minister responsible for water, lands and environment;
- (i) the Minister responsible for works, housing and communications;
- (j) the Chairperson of the Electricity Regulatory Authority;
- (k) the Chairperson of the Uganda Communications Commission;
- (l) the Chairperson of the Uganda Local Authorities Association;
- (m) the members of the Board; and
- (n) the Executive Director.

(2) The purpose of the meeting shall be for the—

(a) presentation by the Board of the rural electrification annual status Report and discussion of conclusions, observations and recommendations relating to the report;

(b) presentation by the Board of a preliminary report concerning the financial status of the Fund; and

(c) presentation by the Board and discussion of the recommendations of the Board to the Minister concerning the annual policies and procedures for the optimal allocation and use of rural electrification funds including—

(i) the allocation of funds to investment subsidies, rural electrification support programmes and the operational expenses of the Fund, including payments to the Board, the Agency and the Payment Agent;

(ii) the criteria for eligibility for rural electrification grant support and the rural electrification subsidy rates for the next financial year; and

(d) presentation by the Minister of his or her decision on issues raised during the meeting.

SYDA N. M. BBUMBA,  
*Minister of Energy and Mineral Development.*