



THE REPUBLIC OF UGANDA

UGANDA LAW REFORM COMMISSION



ANNUAL REPORT

2012

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Our Ref:
Your Ref:

Our Ref: **ADM/92/150/01**

Your Ref:

The Rt. Hon. Speaker,
Speaker's Chambers,
Parliament House,
Kampala.

Dear Madam,

RE: SUBMISSION OF THE ANNUAL REPORT OF THE UGANDA LAW REFORM COMMISSION, 2012, TO THE PARLIAMENT OF UGANDA

In pursuance of the provisions of Article 248(2) of the Constitution, I have the pleasure and honour to submit through you, to the Parliament of Uganda, the Annual Report of the Uganda Law Reform Commission for the year 2012.

Yours faithfully,

Professor Agasha Mugasha
Chairman,
Uganda Law Reform Commission

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Acronyms

ALRAESA	Association of Law Reform Agencies in the Eastern and Southern Africa
AU	African Union
CAPAM	Commonwealth Association for Public Association and Management Centre for Domestic Violence Prevention
CEDOVIP	Chartered Institute of Purchasing and Supply, UK
CIPS	
COMESA	Common Market for Eastern and Southern Africa
DVA	Domestic Violence Act
EAC	East African Community
EPA-TAPSS	Economic Partnership Agreement related Trade and Private Sector Support
ESAAG	East Southern Africa Accountant General
FHRI	Foundation for Human Rights Initiative
FPC	First Parliamentary Counsel
HUR�PEC	The Human Rights and Peace Center
IEC	Information Education Communication
IFMS	Integrated Financial Management System
ILI	International Law Institute
JLOS	Justice Law and Order Sector
MEACA	Ministry of East African Community Affairs
MoFPED	Ministry of Finance, Planning and Economic Development
MoGLSD	Ministry of Gender, Labour and Social Development
MICT	Ministry of Information and Communication Technology
MoJCA	Ministry of Justice and Constitutional Affairs
MPS	Ministerial Policy Statement
NTR	Non Tax Revenue
PSFU	Private Sector Foundation Uganda
SA	South Africa
SIP III	Strategic Investment Plan III
SWAP	Sector Wide Approach
UGANET	Uganda Network on Law, Ethics and HIV/AIDS
UHRC	Uganda Human Rights Commission
UK	United Kingdom
ULGA	Uganda Local Governments Association
ULLJ	Uganda Living Law Journal
ULRC	Uganda Law Reform Commission
ULS	Uganda Law Society
UN	United Nations
UNCC	Uganda National Cultural Centre United Nations Commission on
UNCITRAL	International Trade Laws
UNDP	United Nations Development Programme
UPPC	Uganda Printing and Publishing Corporation
URSB	Uganda Registration Services Bureau
USAID	United States Agency for International Development
UWONET	Uganda Women's Network
WTO	World Trade Organisation

FORWARD

I am pleased and honoured to forward this Annual Report, 2012 in which we document yet another successful year at the Uganda Law Reform Commission.

We registered a number of successes across all the four major areas where we have been traditionally funded; namely, criminal justice, commercial justice, family justice, land justice and transitional justice, as well as other areas that do not fall under the above headings. We continued to contribute to the legislative process by completing a number of reports/draft bills which contained recommendations for changes in the laws of Uganda. We have completed the revision of laws contained in the 2000 Edition as well as those passed after 2000 which await publication. We also worked on several translations and simplifications of laws so as to make the law more accessible to the majority of Ugandans in their respective walks of life. Furthermore, we engaged in extensive advocacy and sensitization so that duty bearers and members of the public understand the new or upcoming laws. We also participated in a number of regional and international forums as required by our mandate.



Chairperson
Professor Agasha Mugasha

We have committed ourselves to completing all our projects within two years if the project funds are provided on time and the relevant stakeholders give us the desired cooperation. The smaller projects should be completed sooner.

On behalf of the Commission and members of staff, I thank all our stakeholders, partners and well wishers for the support and cooperation which was given to us in the course of our work.

A handwritten signature in black ink, appearing to read 'Agasha Mugasha'.

Prof. Agasha Mugasha

Chairperson

Uganda Law Reform Commission.

MEMBERS OF THE COMMISSION



Mr. John Mary Mugisha



Dr. Harriet Diana Musoke



Mrs. Margaret Tiyo Ayiseni



Dr. Henry Micheals Onoria



Dr. Peregrine Kibuuka



Mrs. Vastina Rukimirana Nsanze

THE MANAGEMENT TEAM



Ms. Alexandra Nkonge
Ag. Secretary/Ms. Alexandra Nkonge



Mr. David Obol Otori
Undersecretary



Mr. Patrick Nyakaana
Commissioner, Law Reform

ACKNOWLEDGEMENTS

The Commission wishes to convey its appreciation to the Government of Uganda and the following institutions for their support:-

- (a) United Nations Office of the High Commissioner for Human Rights;
- (b) United Nations Fund for Population Activities;
- (c) Danish International Development Agency;
- (d) All Development Partners especially the JLOS development Partner Group;
- (e) Oxfam GB in Uganda;
- (f) Ministry of Justice and Constitutional Affairs;
- (g) Ministry of Finance, Planning and Economic Development;
- (h) The Parliament of Uganda and its various committees;
- (i) First Parliamentary Counsel;
- (j) Justice, Law and Order Sector (JLOS);
- (k) The Judiciary;
- (l) Ministry of Local Government;
- (m) Ministry of Gender, Labour and Social Development;
- (n) Bank of Uganda;
- (o) Trademark East Africa;
- (p) Sister Law Reform Commissions of Alberta, Victoria, Ireland, Malawi, Scotland, South Africa, England, Australia, Hong Kong;
- (q) Members of the various Uganda Law Reform Commission Boards and Taskforces;
- (r) Private Sector Foundation Uganda; and
- (s) ULRC members of Staff.

HIGHLIGHTS OF THE YEAR, 2012

The key highlights of the Commission during the year 2012 include the following:-

1. Completion of a study report on Transitional Justice and Truth Telling and National Reconciliation;
2. Simplification of gender related legislations on Trafficking in persons and Female Genital Mutilation;
3. Development of Sentencing Guidelines and Sentencing Reform Bill;
4. Development of the Law on Witness Protection;
5. Development of Insolvency Regulations;
6. Finalization of the study and review of laws relating to succession and administration of estates;
7. Preparation of a draft Bill on Trial on Indictments (Amendment) law;
8. Preparation of a draft Bill on Magistrates Courts (Amendment) law;
9. Preparation of a study Report and financial leasing Bill;
10. Revision of 360 Principal Laws of Uganda within the Sixth Revised Edition;
11. Reprint of the Income Tax Act, Cap 340; and the Value Added Tax Act, Cap. 349;
12. Reprint of the Constitution of the Republic of Uganda; and ceremonial copies for the 50 years Independence Anniversary;
13. Reprint of the pocket size Contracts Act, Act 7 of 2010 and Mortgage Act, Act 8 of 2009;
14. Publication of the translated version of the Local Council Courts Act into Ateso and Ng'akarimojong;
15. Translation of the Domestic Violence Act into eight local languages; and
16. Revision of the Public Procurement and Disposal of Public Assets Act;
In addition, the Commission also received an award in 2012 from Makerere Law Society for revising and reforming the laws of Uganda.



CHAPTER ONE

PROFILE OF THE COMMISSION

1.1 Introduction

The Uganda Law Reform Commission is a constitutional body established under Article 248(1) of the Constitution of the Republic of Uganda to study and keep under constant review the Acts and all other laws comprising the laws of Uganda with a view to making recommendations for their systematic improvement, development, modernisation and reform.

The Commission's current policy and priority activities are guided by the following principles:-

- (a) contributing to a legal system that supports the principles in the Constitution, national policies and plans, and international commitments entered into by Uganda;
- (b) ensuring a participatory law making process with laws acceptable to the people of Uganda;
- (c) developing proposals for modern laws for the people of Uganda; and
- (d) sustaining an effective and efficient institution that provides a legal framework for good governance, delivery of advice and service to Government and the general public on legislative reform and revision.

The Vision of the Commission

Laws that are responsive to the needs of society.

The Mission of the Commission

To reform and update the laws in line with the social, cultural and economic needs and values of the people of Uganda.

Slogan of the Commission

Law reform for good governance and sustainable development.

Core values of the Commission

Impartiality, equity, professionalism, accountability and transparency

The Mandate of the Commission

Section 10 of the Uganda Law Reform Commission Act (ULRC Act), Cap. 25 provides that:-

The Commission shall study and keep under constant review the Acts and other laws comprising the laws of Uganda with a view to making recommendations for their systematic improvement, development, modernisation and reform with particular emphasis on the following:

- (a) the elimination of anomalies in the law, the repeal of obsolete and unnecessary laws and the simplification and translation of the law;
- (b) the reflection in the laws of Uganda the customs, values and norms of society in Uganda as well as concepts consistent with the United Nations Charter and the African Charter on Human and Peoples Rights;
- (c) the development of new areas in the law by making the laws responsive to the changing needs of the society in Uganda;
- (d) the adoption of new or more effective methods or both for the administration of the law and dispensation of justice; and
- (e) the integration and unification of the laws of Uganda.

Powers of the Commission

According to Section 11 of the ULRC Act, the Commission has powers to:-

- (a) receive, review and consider any proposals for the reform of the law, which may be referred to it by any person or authority;
- (b) prepare and submit to the Attorney General, from time to time, for approval, programmes for the study and examination of any branch of the law with a view to making recommendations for its improvement, modernisation, and reform; and those programmes shall include an estimate of the finances and other resources that will be required to carry out any such studies and the period of time that will be required for the completion of the studies;
- (c) undertake, pursuant to any such recommendation approved by the Attorney General, the formulation of drafts in form of bills or other instruments for consideration by the Government and Parliament;
- (d) initiate and carry out, or, with approval of the Attorney General, direct the initiation and research necessary for the improvement and modernisation of the law;
- (e) provide, at the instance of the Government, to Government Ministries and departments and other authorities concerned, advice, information and proposals for reform or amendment of any branch of the law;
- (f) encourage and promote public participation in the process of lawmaking and educate and sensitise the public on lawmaking through seminars, publications, and mass media; and
- (g) appoint or empanel Committees in consultation with the Attorney General, from among members of the Commission, or from among persons outside the Commission, to study and make recommendations to the Commission on any aspect of the law referred to the Committees by the Commission.

1.2 Structure of the Commission

The Uganda Law Reform Commission comprises of the Commission and the Secretariat. The Commission comprises of the Chairperson and six part-time Commissioners (Refer to annex I). The part-time Commissioners are required to have wide experience in the law and other disciplines. The Commission is primarily responsible for determining and formulating the scope and direction of the Commission's work.

The Secretariat is headed by the Secretary and is divided into three departments namely; Law Reform, Law Revision and Finance & Administration.

1.2.1 Law Reform Department

The Law reform department is responsible for making recommendations towards changes in the substance of the existing law taking into account the needs and clear aspirations of the society, the international and regional obligations of Uganda and in the same vein proposing new areas for modernisation of the law so as to make the law useful in achieving its purpose. Accordingly, the department undertakes studies and research to inform proposals for law reform. The department is headed by a Commissioner who is supported by an Assistant Commissioner, four Principal Legal Officers, four Senior Legal Officers, four Legal Officers and two Sociologists. The department comprises of three sections namely; law reform and research; education, training and documentation; and sociology.

☐The main activities of the department are to:-

- (a) study, document and make proposals for the modernisation of the law through proposals for the substantive change in the law and the repeal of obsolete and unnecessary laws;
- (b) simplify and translate specific laws;
- (c) carry out research, document and make proposals for the integration of different systems of the laws of Uganda;
- (d) make proposals for the improvement of methods in the administration of law and dispensation of justice;
- (e) educate the public on the law making process and the law in action;
- (f) facilitate operationalisation of international and regional legal instruments which Uganda has ratified;
- (g) give advisory opinions to any department of Government; and
- (h) participate in the activities of the East African Community.

1.2.2 Law Revision department

Law revision is the process of updating the law without changing its substance. It is aimed at presenting the law in its correct form at any given time thus facilitating the administration of justice, law enforcement, legal education, research, law reform, efficient use of the law and access to justice. The Department is headed by a Commissioner assisted by an Assistant Commissioner, two Principal Legal Officers and two Senior Legal Officers.☐ It is comprised of two sections namely revision and drafting.

The activities of the Department include but are not limited to the following:-

- (a) ensuring that the laws of Uganda are regularly revised and an up-to date status of the law is

- produced and made available to and accessed by the public;
- (b) preparing and publishing compendia of related laws to ensure easy accessibility of and reference to the laws;
- (c) managing the database of the revised laws by constantly updating it as new laws are made;
- (d) constantly analysing decisions of superior courts to ascertain their effect on legislation and making proposals for review of the affected laws;
- (e) simplifying and translating specific laws to enhance access to justice by the public;
- (f) offering advice to Government Ministries and institutions on issues relating to law and its interpretation;
- (g) offering training and exposure to young lawyers on matters relating to law reform and revision; and
- (h) carrying out research on harmonisation of laws at the national and EAC level.

1.2.3 Finance and Administration Department

The Department was established with the major objectives of:-

- (a) mobilizing resources; financial, human and material for effective operation of the Commission;
- (b) overseeing the overall coordination and monitoring of all programs of the Commission;
- (c) analysing and submitting technical reports on all the projects of the Commission;
- (d) ensuring prudent resource planning and management;
- (e) collecting and analysing data for various Commission projects;
- (f) coordinating the development plans of the Commission; and
- (g) undertaking budgeting for all Commission activities.

The Department is headed by the Undersecretary assisted by the Principal Assistant Secretary, a Principal Personal Secretary, two Personnel Officers, a Senior Economist, an accountant and three accounts assistants, two procurement officers, a systems administrator, nine personal secretaries, a librarian and two records officers

The Commission also has on board eight Legal Assistants and one Research Assistant who assist in activities of the Commission mainly involving legal research. The overall staffing position of the Commission as at 31st December, 2012 is set out in “**Annex II**” of this report.



CHAPTER TWO

COMMISSION ACHIEVEMENTS IN 2012

This chapter includes various projects that have been undertaken by the Commission. These have been divided into; completed projects, ongoing projects, rolled over projects and Commission publications.

2.1 Completed Projects

The Commission undertook and completed a number of projects under Government of Uganda and JLOS funding.

2.1.1 Reform of the Trial Procedure Legal regimen

The Commission undertook the reform of laws governing the criminal trial procedure in Uganda. The reform is intended to reduce backlog in criminal proceedings, modernise the criminal trial procedure and addresses injustices created by the delays in the current trial process. The interventions sought to be introduced in the trial process include plea bargain, pre-trial and trial disclosure of information, among others.

The Commission has finalised the drafting of two Bills in that regard; the Trial on Indictments (Amendment) Bill and the Magistrates Courts (Amendment) Bill.

2.1.2 Reform of laws related to succession and administration of estates

The Commission undertook the reform and review of the Succession Act, Cap. 162 and Administrator General's Act, Cap. 157 with a view to removing imbalances that exist in the law. A study was finalised and two bills namely: the Succession (Amendment) Bill and the Administrator General's (Amendment) Bill were drafted for onward submission to the Attorney General for further action.

2.1.3 Law on witness protection.

The Commission finalised drafting of the Witness Protection Bill. If passed into law, it will be the first of its kind in Uganda. It is intended to put in place ways and means of providing actual and potential witnesses with physical, emotional, economic and moral protection so as to create for them an enabling environment to facilitate their appearing and testifying in courts of law. It is also intended to give them security against possible reprisals after they have testified in courts. The Witness Protection Bill will be forwarded to the Minister of Justice and Constitutional Affairs.

2.1.4 Sentencing Guidelines

The Commission, with support from DANIDA, undertook to develop sentencing guidelines. The guidelines are intended to provide a uniform approach by Courts in passing sentences. This was as a result of public outcry on the apparent inconsistencies in sentences passed by the different judicial officers and the declining confidence in the judicial system.

2.1.5 The Sentencing Reform Bill

The purpose of the Sentencing Reform Bill is to establish a Sentencing Council for implementation of the Sentencing Guidelines. The Commission finalised the development of the Sentencing Reform Bill and submitted it to the Chief Justice of the Republic of Uganda.



2.1.6 Insolvency Regulations

The Commission finalised the drafting of the Insolvency Regulations to operationalise the Insolvency Act and the regulations have since been forwarded to the Attorney General.

2.1.7 Enabling Law

A Bill to provide the Commission with powers of revising laws was prepared and submitted to the First Parliamentary Counsel. The bill will be fast tracked so that it is passed before the publication of the 7th Revised Edition. Revision work is therefore being undertaken and awaits enactment of the Law Revision Bill.

2.1.8 Index of the laws of Uganda

The Index of the laws provides the public with an update status of the law. The Index contains up to date information on the status of all the principal and subsidiary laws of Uganda and a list of all the laws of the East African Community as at 31st December, 2012. The Commission last published the index in 2006 and has continued to update it as new laws are passed.

2.1.9 Disposition Table

A disposition table has also been prepared. This shows a list of all principal laws of Uganda and the status in terms of amendments and repeals.

2.1.10 Translation of laws

Translation of laws is undertaken to enable the public who cannot easily read and understand English to understand their rights, duties and obligations under different laws. These laws include;

a) **Constitution into Luganda**

The Commission procured a consultant to review the translated draft Luganda version of the Constitution which was finalised and awaiting printing.

b) **Domestic Violence Act No.3 of 2010 into eight local languages**

The Commission partnered with Oxfarm GB in Uganda and the Civil Society Domestic Violence Coalition to translate the Domestic Violence Act No. 3 of 2010. The purpose of the translation was to make the law easily understandable by the general public and duty bearers. The Act has been translated into eight local languages including Runyoro- Rutooro, Runyankole-Rukiga, Ateso, Acholi, Alur, Lukhonzon, Ng'akarimojong and Luganda.

2.1.11 Simplification of laws

With support from the United Nations Fund for Population, the Commission in collaboration with the Ministry of Gender, Labour and Social Development simplified the Female Genital Mutilation Act No. 5 of 2010 and the Domestic Violence Act No. 3 of 2010. The purpose of the simplification was to provide the public with simplified versions of the laws that can easily be understood and therefore put to use and also to help the duty bearers to easily understand the provisions of the laws for them to effectively carry out their duties.

The simplified versions have been validated through validation workshops held in various districts of Uganda. The simplified versions will be printed for distribution to the general public and duty bearers.

2.1.12 Dissemination of laws

The Commission finalised the dissemination of the Domestic Violence Act, 2010. Regional workshops were held in Bushenyi, Soroti, Lira and Mpigi Districts to create awareness of the Act within the general public and the duty bearers, religious leaders, traditional leaders, local administrators and leaders.

2.2 Ongoing projects

2.2.1 Drafting Manual

The Commission prepared a drafting manual which is due to be discussed by the key stakeholders in the area of legislative drafting. The purpose of the manual is to provide a guide to all legislative drafters in the preparation of laws and specifically to aid the major revision exercise and future revisions as far as consistency and uniformity is concerned. The manual is also aimed at providing a guide to institutions involved in legislative drafting to ensure uniformity and consistency as well as adapting the modern trends of legislative drafting.

2.2.2 Study of court cases that have declared provisions of the law unconstitutional

The Commission undertook the review of the laws that have been declared unconstitutional. The review was being undertaken with the objective of cleaning up the statute book to ensure that unconstitutional provisions are removed and relevant provisions are replaced. The Commission identified over twenty principal laws whose provisions were declared unconstitutional by court, and prepared a report on the findings. A committee comprising of representatives from the Commission, the Office of First Parliamentary Counsel, the Judiciary and the Uganda Law Society will review the report and amendment bills prepared by the Commission and make appropriate recommendations. The amendment bills will be forwarded to the Attorney General for further action.

2.2.3 Translation of Constitution into Runyoro / Rutooro

The Commission procured services for the translation of the Constitution into Runyoro / Rutooro. The draft will be ready for validation and publication in 2013.

2.2.4 Reprint of the Public Procurement and Disposal of Public Assets Act, Act 1 of 2003

The Commission together with the Public Procurement and Disposal of Public Assets Authority embarked on the preparation of a reprint of the Public Procurement and Disposal of Public Assets Act, 2003. The Act has been amended by the Local Governments Act, Act 2 of 2006 and the Public Procurement and Disposal of Public Assets (Amendment) Act, Act 11 of 2011. The commencement instrument for the latter Act has not yet been published hence the draft has not yet been forwarded to the Attorney General for approval and subsequently for publication.

2.2.5 Reform and review of the Registration of Titles Act, Cap. 230

The Commission commenced work on the reform of the Registration of Titles Act, Cap. 230. The Registration of Titles Act came in force in 1923 and has never been reviewed or reformed to reflect the changing circumstances in Uganda. The review and reforms are intended to modernise the law, ease processes of land registration, reduce incidents of fraud at the land registry and ensure that the law reflects the current social and economic circumstances of Uganda.

An issues paper has been prepared to guide the consultations. Country wide consultations will be carried out to ensure that the views of the general public are received.

2.2.6 Review of the Employment Act, 2006

The department commenced the reform of the Employment Act, 2006. Although the Employment Act was re-enacted in 2006, the Commission identified areas that were not comprehensively addressed and need immediate attention. Accordingly the department undertook to review the current Employment Act with a view of ensuring that it addresses challenges faced in the employment sector. The department has prepared an issues paper that will guide the review process. It is intended that the major stakeholders in the employment sector will be consulted so that their views can buttress a law that will address the challenges currently faced in the sector.

2.2.7 Reform and Review of the Explosives Act, Cap. 298

The Commission commenced the review and reform of the Explosives Act, Cap.298 with the view of making it responsive to the current needs of Uganda, characterised by rapid economic, social and cultural developments. The current Explosives Act, like many of Uganda's laws is a colonial legislation.⁸ The purpose of this law is to restrict the manufacture, storage, sale, transportation, importation, exportation and the use of explosives in Uganda with the ultimate aim of securing the health and safety of Ugandans.

The overall objective of this review is modernising the explosives control and regulation ensuring a balanced approach to safe management of explosives security risks while minimising negative impact on business and supporting innovation and competitiveness. An issues paper has been prepared to guide the reform process. The project is to be carried out in a period of 12 months. The Commission will be consulting widely to ensure that views of all those affected are captured.

2.2.8 Reform of the Uganda Citizenship and Immigration Control Act, Cap. 66

The Uganda Citizenship and Immigration Control Act, Cap. 66 was enacted to make provision for acquisition of citizenship in line with the Constitution, to provide for the compulsory registration of Ugandans, the issue of national identity cards, regulate the issue of passports and provide for

other matters. Over the years, however, there have been changes in the socio-economic and political circumstances that require the law to be reviewed. Among the prominent changes include labor migration and the move towards the integration of the East African Community.

It is against this background that the Commission commenced the review of the Uganda Citizenship and Immigration Control Act to address the developments. The Commission has finalised preliminary consultations on the review process. Further consultations will be carried out among the major stakeholders leading to the drafting of an amendment bill.

2.2.9 Development of the legislative framework to govern forensic examinations and investigations

The Commission convened an information gathering retreat in November 2012. The aim of the retreat was to gather information from the Directorate of Government Analytical Laboratory (DGAL) officials pertaining to the development of the legal framework. Some of the issues identified touched on the structure, operations and stakeholders relations of DGAL. It is anticipated that this information will guide the process of developing the strategic objectives and formulating the legal framework for the directorate. These activities will be undertaken in the year 2013.

2.2.10 Review and reform of the Markets Act, Cap. 94

The Uganda Law Reform Commission partnered with the Ministry of Local Government to review and reform the Markets Act. The Markets Act is one of the key laws instrumental to doing business in Uganda both at the local level and national level. The Markets Act was enacted in 1932, and since then it has not been reviewed notwithstanding the developments that have taken place both economically, politically and socially.

The Commission prepared an issues paper and consultations have been undertaken. The Commission is finalising with the study report and will proceed to draft an amendment bill to the Markets Act.

2.2.11 Transitional Justice

Under this activity, the Commission concluded the study report on Traditional justice mechanisms and truth telling and national reconciliation. The report was submitted to JLOS which convened a national validation workshop for a cross section of stakeholders in mid July 2012. It was agreed that the Commission would prepare a final copy of the report for publication and also embark on the development of the National Transitional Justice Policy.

2.3 Rolled over projects

This section covers those projects that commenced in the period before the reporting period and were still ongoing in the current reporting period.

2.3.1 Revision of principal laws in 6th revised edition and laws enacted between 2001 and 2012

- (a) The exercise of producing the 7th Revised Edition was embarked on as a major exercise of the Commission in 2011 with the constitution of a Task Force on major revision. The exercise continued in the year 2012 and a total of 360 Acts contained in the 13 volumes of the 6th Revised Edition have been revised and the following anomalies were identified during the process: A number of principal laws have been identified as-
- a. requiring urgent reform (refer to **annex VII**);
 - b. obsolete or being in contravention with the Constitution and requiring repeal (see **annex VIII**);
 - c. providing for fines or fees which are no longer commensurate with the prevailing economic circumstances;
 - d. providing for fees and fines in foreign currency; and
 - e. providing for fines that need to be converted into currency points.

A Miscellaneous Repeals Bill was prepared for presentation to the Attorney General. Outstanding issues within each Act as identified were pointed out to the implementing bodies/Ministries for their opinion. The consultation process will continue until the publication of the 7th Revised Edition.

From 2000 to date, more than 220 Acts have been enacted and others are still in the process of enactment. Where amendments have been made, they have been incorporated in the parent Acts and consolidated versions of each amended Act will be published in the 7th Revised Edition. The new Acts enacted after 2000 have been proposed for insertion in the respective volumes providing of the same subject matter under which they fall. The revision of principal laws will be followed by the revision of subsidiary legislation contained in the 6th Revised Edition and those enacted after 2000. Due to the insertion of new laws and removal of repealed laws, it is planned that at the end of the exercise, all laws will bear new chapter numbers.

Accordingly the first draft of the principal laws of the 7th Revised Edition has been prepared and will be discussed by the Taskforce and approved by the Commission. The draft will be forwarded to the Attorney General for approval.

2.3.2 Reform and review of the Civil Procedure related laws

The Commission continued with the review of laws in the Civil Procedure area to address the challenges that have for a long time faced the procedural processes and delayed access to justice. This is a project that commenced in 2011 but was rolled over to 2012. Consultation papers have been prepared in respect to each of the laws under review to guide the reform process. A taskforce of experts comprising of key stakeholders has been constituted to work with the Commission in

taking the process further. Consultations have commenced to gather views on how to improve Uganda's civil procedure process.

The project is focusing on the review of the Civil Procedure Act, Cap.71 and Civil Procedure Rules, S.I. 711, the Civil Procedure (Miscellaneous Provisions) Act, Cap.72 the Government Proceedings Act, Cap. 311, the Limitation Act, Cap.80, the Distress for Rent (Court Bailiffs) Act, Cap. 76 and the Distress for Rent (Bailiffs) Rules, S.I. 76-1. The review is intended to ease procedure and processes involved in civil proceedings, enhance access to court and reduce delays in handling civil matters.

2.3.3 Development of a law on Financial Leasing

During the year 2011, the Commission commenced a study to develop a legislative framework to govern financial leasing transactions. This was under the auspices of the Private sector Competitive Project of the International Finance Corporation coordinated by the Private Sector Foundation of Uganda. The project rolled over to 2012. A study report on the Financial Leasing Bill has been prepared. Consultations have been opened on the bill to capture the views of key implementers and duty bearers. The Bill will be submitted to the Minister of Finance, Planning and Economic Development as soon as the consultations are completed.

2.4 Publications / Dissemination

The Commission has done dissemination and consolidation of enacted laws and publication of user friendly versions of those laws to make them easily accessible and understood by the public. This was against the background research information that revealed that much as Uganda has good laws, the majority of the people are not aware of the existence of these laws. Those who know of the laws and can access them do not understand the provisions of the laws.

2.4.1 Reprint of the Constitution of the Republic of Uganda

In 2006, the Commission incorporated the amendments to the Constitution introduced by the Constitution (Amendment) Act, 2005, Act No. 11 of 2005 and the Constitution (Amendment) (No.2) Act, 2005, Act No. 21 of 2005. The Commission printed and published copies in 2006 and 2010. To meet the ever increasing public demand, the Commission has reprinted more copies of the Constitution.

2.4.2 Local Council Courts Act, 2006 into Ateso and Ng'akarimojong

Following the translation of the Local Council Courts Act into Ateso and Ng'akarimojong in 2011, the Commission has printed 1000 copies of the translated Local Council Courts Act for dissemination and distribution to Ateso and Ng'akarimojong speaking communities for distribution to the end users and duty bearers.

2.4.3 Mortgage Act No. 8 of 2009

Five hundred (500) copies of the pocket size Mortgage Act were printed for dissemination to the general public.

2.4.4 Cumulative supplement to the laws of Uganda

The Commission has prepared a draft cumulative supplement as at 31st December, 2012. The last Cumulative supplement prepared and published by the Commission was in 2004. The Cumulative supplement is aimed at providing the reader with detailed information on the laws of Uganda. It includes; the index of all the laws of Uganda, a table listing all the principal laws of Uganda which were repealed between January, 2001 and December, 2012, as well as the repealing Acts, a table listing all the principal laws amended within the period of January 2001 to December 2012, together with the amending laws and laws of the former East African Community.

2.4.5 Reprint of the Income Tax Act, Cap.340 and Value Added Tax Act, Cap. 349

The Commission together with the Ministry of Finance, Planning and Economic Development, Uganda Revenue Authority and the First Parliamentary Counsel embarked on the preparation of the reprint of both the Income Tax Act and the Value Added Tax Act both of which have been extensively amended. All the amendments were incorporated in the reprint of the two Acts and the copies made available to the public.

2.4.6 The Contracts Act, No.7 of 2010

Parliament passed the Contracts Act No.7 of 2010. The Act is intended to ease doing business and regulate contractual relationships between business people. The Act codifies the principles of common law and the creation and enforcement of different contractual obligations such as, contracts of agency, contracts of bailment, and contracts of indemnity and guarantee.

The Commission has prepared and printed an information document that simplifies and guides users on the key provisions of the law. The information document on the Contracts Act is to provide users and the general public with information on the key provisions and processes and procedures of the law of contract. Five hundred (500) copies of the Contracts Act were printed for dissemination to the general public

2.4.7 Trade Secrets Protection Act, No. 2 of 2009

Parliament passed the Trade Secrets Protection Act, No. 2 of 2009. The Commission has prepared and printed an information document on the Act. The information document has simplified the Act and pointed out key provisions to guide users on the key provisions of the law.

This document is intended to help users, implementers and the general public to understand the Trade Secrets Act, 2009 and its implications to the doing business environment in Uganda.

2.4.8 Hire Purchase Act, 2009

Parliament passed the Hire Purchase Act, 2009, and this Act was operationalised in 2010.

The Commission has prepared and printed an information document on the Act. The information document has simplified the Act and pointed out key provisions to guide users on the key provisions of the law.

This document is intended to help users, implementers and the general public to understand the Hire Purchase Act, 2009 and its implications to doing business environment in Uganda.

2.5 Harmonisation of East African Community Laws

The Commission identified several laws of Uganda whose provisions need to be aligned with the principles enshrined in the East African Community Common Market Protocol. Twenty seven laws of Uganda have so far been identified for harmonisation with the EAC Common Market Protocol. These laws include inter alia, the Contracts Act, 2010; the Employment Act, 2006; the Veterinary Surgeons Act, Cap. 227; Sleeping Sickness Act, Cap. 282; the Ware House Receipt Systems Act, 2006; the External Trade Act, Cap. 88. The Commission will prepare amendment bills to these laws to bring them in conformity with the EAC Common Market Protocol.

Pursuant to article 126(2) (b) of the EAC Treaty, Partner States undertook to harmonise all their national laws pertaining to the community. In this respect a Sub-Committee on Approximation of laws was set up. The mandate of the Sub-Committee is to advise the Sectoral Council on Judicial and Legal Affairs on various aspects of the harmonisation of laws exercise. The Commission, just like other bodies responsible for the reform of laws within other EAC partner states, is a member of of the Sub-committee, and therefore represented at the Sub-Committee on Approximation of laws at the E.A.C. level. A Task Force on the harmonisation of laws was established to facilitate the mandate of the Sub-Committee.

The work of the Task Force involves the study and identification of areas of conflicts, convergences, contradictions and divergences in the national laws and making recommendations to the Sub-Committee for the reform of the laws, where deemed necessary. Recommendations are made to the Sectoral Council on Judicial and Legal Affairs which may then direct partner states to take up the recommended action. The laws so far recommended for harmonisation include laws relating to Companies, Insolvency, Business Names Registration, Immigration and, Labour laws.

In 2012, the Trademark East Africa supported the Commission in coming up with a Needs Assessment Report that revealed among other things, a number of development strategies that prioritised cooperation in legal and Judicial Affairs as one of the strategies required to facilitate the establishment of a regional mechanism for the settlement of business disputes and the harmonisation of municipal laws in the EAC context.

Laws recommended for harmonisation in the development strategies included trade and investment, civil aviation, telecommunications, immigration, environment, health, education, labour and employment, legal training and certification, intellectual property rights and domestic taxes. Accordingly, in fulfillment of the Commission mandate under the EAC, the Commission representatives have attended a number of meetings in 2012 in various places within the Community, namely:

1. Kigali Rwanda: 6-10th February, 2012;
2. Arusha, United Republic of Tanzania 11-12th July, 2012;
3. Kampala, Uganda: 10th-15th ,September,2012;
4. Arusha, United Republic of Tanzania, November,2012

2.6 Status of Bills initiated by the Commission

2.6.1 Bills pending in Parliament

The Commission initiated a number of bills that are still pending in Parliament. The Commission is hopeful that with the advocacy for quick passage strategy, the bills will be passed into law. The pending bills include the following;

- a. The Geographical Indications Bill
- b. The Chattel Securities Bill
- c. The Industrial Property Bill
- d. The Sale of Goods and Services Bill
- e. The Anti counterfeits Bill
- f. The Trade Licensing Bill
- g. The Accountants Bill
- h. The Free Zones Bill
- i. The Marriage and Divorce Bill
- j. The HIV Prevention and Control Bill

2.6.2 Bills initiated by the Commission which were enacted into law

2.6.2.1 The Companies Act, 2012

The Commission undertook the reform of the Companies Act, Cap. 110. The bill was enacted into law. The Commission is currently involved in the preparation of Regulations to operationalise the Act.

2.6.3 Bills to be submitted to Cabinet

The Commission initiated a number of bills that were submitted to the relevant Ministries but remain pending submission to Cabinet for consideration. The bills include;

- a. The Competition Bill

- b. The Free Zones Bill
- c. The Investment Code (Amendment) Bill
- d. The Plant Variety Protection Bill, 2010
- e. The Cooperatives (Amendment) Bill
- f. The Consumer protection Bill

2.7 Support services

In order for the Commission to fulfill its mandate, the following milestones were undertaken:

- 1) Annual and quarterly reports were prepared and submitted on time.
- 2) The Ministerial Policy Statement was prepared and submitted to Parliament.
- 3) Final accounts for Financial Year 2011/2012 were prepared and submitted to the Accountant General on time.
- 4) Various procurements were done including:-
 - (a) office stationery;
 - (b) vehicle repairs;
 - (c) cleaning services.

2.7.1 Recruitment and promotion of Staff

- a) The following staff were recruited and assumed offices (*Refer to Annex III for the Appointments board*)

No.	Name	Post
1	Kisamba Agnes	Senior Legal Officer
2	James Musaazi	Senior Economist
3	Joshua Mwebe	Systems Administrator

- c) The following staff were appointed on promotion

No.	Name	Post
1	Jackie Akuno	Principal Legal Officer (on Promotion)
2	Esther Majambere	Principal Legal Officer (on Promotion)
3	Andrew Khauka	Senior Legal Officer (on Promotion)

- d) The following members of staff left the service of the Commission:

No	Name	Title
1	Frank Nigel Othembi	Secretary

2	Mike Nsereko	Senior Economist
3	Doreen Sakwa Watela	Systems Administrator

2.7.2 Training programs in the year 2012

a) The following undertook training projects in the year 2012

No.	Name	Title	Course
1	Prof. Agasha Mugasha	Chairman	Changing the Law – Successful Reform Study program- Public Administration International (UK) – 22 nd – 26 th October, 2012
2	Patrick Nyakaana	Commissioner - Law Reform	MBA – ESAMI (U), 2012
3	Moses Apopel	Principal Assistant Secretary	MBA – ESAMI (U) – 2012
4	Tessa Kawoya Bakayana	Senior Legal Officer	Certificate in Legislative Drafting – ILI (U) – 2012
5	Eugene Pacelli Okello	Legal Assistant	Partial facilitation – 2012
6	Paul Magera	Procurement Officer	MBA- ESAMI (U) – 2012
7	Koote Annet	Principal Legal Officer	Africa Centre for Peace and Security(19 th - 30 th November, 2012 – Ethiopia Addis Ababa
8	Atwijukire George	Accountant	MBA ESAAMI (U) On-going - 2012
9	Kyobutungu Miria	Receptionist	BOIM- MUBS – On- going - 2012
10	Philip Odoki	Principal Legal Officer	LLM Energy Law & Policy, University of Dundee, UK (Externally funded)

c) **Study tours, local and international conferences**

A number of staff were facilitated to attend study tours, local and international conferences:-

No.	Name	Title	Course / Institution
1	Lilliane Kiwanuka	Senior Legal Officer	visited the Law Commission of England and Wales
2	Babra Irakiza	Personnel Officer	visited the Law Commission of England and Wales
3	Jackie Akuno	Principal Legal Officer	United Nations Arms Trade Treaty Conference, USA
4	Kenneth Rutaremwa	Legal Officer	Certificate in Legislative Drafting – ILI (U) – 2012
5	George Atwijukire	Accountant	ESAAG in Swaziland

6	Moses Apopel	Principal Assistant Secretary	CAPAM in India
7	Babra Irakiza	Personnel Officer	Governance training Workshop, Jinja
8	Leonard Baguma Morototo	Accounts Assistant	Governance training Workshop, Jinja
9	Florence Ochago	Assistant Commissioner	Training to enhance conflict prevention and peace making in Africa – Addis Ababa
10	Koote Annet	Principal Legal Officer	Countering Human Trafficking – Addis Ababa

d) Staff organizational development

The Commission organised a staff organisational development retreat at Lake View Resort Hotel, Mbarara from the 12th to 15th December, 2012.

The Commission also held a Senior manager’s competence workshop at Silver Springs Hotel, Bugolobi on 28th and 29th November 2012 for capacity building.



A section of staff attending an organisational development workshop at Lake View Resort Hotel, Mbarara

e) Resource mobilisation

The Commission mobilised resources for operational purposes as follows:

- (i) Government of Uganda - shs. 2.974bn
- (ii) JLOS - shs. 1.04 bn
- (iii) NTR - shs. 175.6m

e) Social events 2012

A staff party was held on 14th December 2012 at Lake View Resort Hotel Mbarara in which the Commission bid farewell to the former Secretary, Mr. Frank Othembi, together with other members of staff who had left the Commission



The Commission Chairman (right) and Mrs. Vastina Rukimirana Nsanze (Middle) chatting with Mr. Frank Othembi at the latter's farewell party in Mbarara



CHAPTER THREE

ADVOCACY AND NETWORKING

3.1 Advocacy for quick passage of laws

Advocacy for quick passage of laws is a continuous Commission activity. The activity focus groups are; members of Parliament for them to appreciate the provisions of different bills so that they do not take long on the floor of Parliament before they are passed into law; and the public to garner public support for bills in Parliament.

The Commission carried out an advocacy program for quick passage of the Companies Bill, the Insolvency Bill, the Geographical Indications Bill and the Chattels Securities Bill. A number of advocacy workshops were held for parliamentarians and at regional level to target the members of the general public, the business community, local leaders and administrators. These efforts culminated into the passing of the Companies Bill and the Insolvency Bill both of which are now Acts of Parliament. The Commission intends to continue carrying out advocacy for quick passage of laws.

3.2 Business Law conference

The Commission coordinated the business law conference held at Speke Resort Hotel, Munyonyo aimed at improving Uganda's business competitiveness within the East African Community context. It drew participants from Uganda, East Africa, Africa and the world at large, basically targeting the business community and devising means of developing laws that ease doing business in Uganda.



Delegates at the business law conference

3.3 Linkages with Government Ministries, Departments and Agencies, 2012

During the reporting period, the Commission worked closely with the following Government Departments/Ministries on various projects:-

- 1) Ministry of Justice and Constitutional Affairs and the Attorney General's Chambers as the Ministry responsible for the Commission in policy guidance, budgeting and budget presentation before Parliament and on the various draft bills;
- 2) The Directorate of the First Parliamentary Counsel in the revision of laws, drafting of bills and Cabinet Memorandum and harmonising approved principles with draft bills;
- 3) Ministry of Finance Planning and Economic Development in budget execution.
- 4) The Justice, Law and Order Sector under the Sector Wide Approach. The Commission served on various committees of the Sector such as the Leadership, Steering, Technical and other Working Group Committees;
- 5) Parliament of Uganda and in particular the Legal and Parliamentary Affairs Committee;
- 6) The Judiciary especially as regards the development of Sentencing Guidelines;
- 7) Ministry of Local Government;
- 8) Ministry of Gender Labour and Social Development; and
- 9) The Uganda Human Rights Commission.

3.4 Linkages with Development Partners and Civil Society Organisations, 2012

The Commission continued to enjoy good working relationship with a number of Development Partners and Civil Society Organisations including:-

- 1) Danish International Development Agency;
- 2) United Nations Office of the High Commissioner for Human Rights;

- 3) OXFARM GB in Uganda;
- 4) Action Aid Uganda;
- 5) International Law Institute;
- 6) The Uganda Network on Law, Ethics and HIV/AIDS;
- 7) The Uganda Women’s Network;
- 8) The Uganda Law Society;
- 9) The Private Sector Foundation Uganda;
- 10) Institute of Languages, Makerere University; and
- 11) Uganda Local Governments Association.

3.5 Activities of the Association of Law Reform Agencies in the Eastern and Southern Africa (ALRAESA)

The Commission is an active member of the Association of Law Reform Agencies in the Eastern and Southern Africa. The Association is in the process of preparing a model law on elections for the member countries, among other activities. The Commission is coordinating this project and will be working hand in hand with the consultant who will be selected to undertake the exercise of preparing a draft model. The law will be reviewed by member countries at the next Annual Conference which will take place in April 2013. The Chairman participated in these conferences.

3.6 Technical assistance to Ministries, Departments and Agencies

Institutions, Ministries and Government departments;	Area of Assistance
Ministry of Education and Sports	Student loaning scheme legislation
Ministry of Lands	Issues paper on reform of the Land Acquisition Act.
Ministry of Water and Environment	Wetland Management Bill
Ministry of Trade and Industry	Discussion on the EPA-TAPSS Consumer Protection Bill and Sale of Goods Bill, 2008
Ministry of Gender, labour and Social Development	Review of the Uganda National Cultural Centre (UNCC) Act and stage performance plays
Legal and Parliamentary Affairs Committee	Discussion on Marriage and Divorce bill
Ministry of Information and Communications Technology	Data privacy legislation
Justice, law and order sector	Budgeting
Uganda Registration Services Bureau (URSB)	Review of URSB operation modalities



CHAPTER FOUR

Commission Plans for 2013

The Commission is planning to implement a number of activities during the year 2013. The plan is to finalise the current ongoing activities that have not been finalised and commence new projects that will be supported under the 2013/14 Government funding cycle. The ongoing and new projects will fall under the different categories below:

1. Revision of Subsidiary laws of Uganda in preparation of the 7th revised edition.
2. Proofreading Principal Laws in preparation of the 7th revised edition.
3. Translation of Local Council Courts Act into Runyakitara, Acholi and Langi.
4. Printing of the translated version of the Constitution into Runyoro/Rutooro
5. Simplification and publication of the Land Act, Cap. 227.
6. Distribution and dissemination of the printed copies of the Local Council Courts Act, 2006.
7. Printing of the pocket size Constitution.
8. Printing of an updated Index of the Laws of Uganda, 2013
9. The Commission will continue to carry out advocacy for quick passage of Bills pending in Parliament and those that are due for submission to Cabinet. The Bills that are currently undergoing advocacy are the Geographical Indications Bill and the Chattels Securities Bill. Others earmarked for advocacy during the year 2013 are:
 - (a) The Marriage and Divorce Bill
 - (b) The Trial on Indictments (Amendment) Bill
 - (c) The Magistrates Courts (Amendment) Bill
 - (d) The Witness Protection Bill;
 - (e) The Succession (Amendment) Bill;
 - (f) The Administrator General (Amendment) Bill;
 - (g) The Industrial Property Bill;
 - (h) The Anti-Counterfeits Bill; and
 - (i) The Free Zones Bill.
10. The Commission will hold dissemination workshops and seminars in different parts of the country intended to create awareness on the Contracts Act, No. 7 of 2010, Hire Purchase Act, 2009 and Trade Secrets Protection Act, 2009 and distribute the information documents to the users and implementers of the law.
11. The Commission will continue with the research for reform of the laws that commenced in 2012 and have been rolled over to 2013. These laws include:
 - (a) The Employment Act, 2006;

- (b) The Explosives Act ;
 - (c) The Uganda Citizenship and Immigration Control Act;
 - (d) The laws governing the Civil Procedure Regime;
 - (e) The Registration of Titles Act; and
 - (f) The legislative framework to govern forensic examinations and investigations.
12. In addition to the above, the Commission plans to commence research for reform in new areas of the law where the available laws are either archaic and do not match the current socio-economic circumstances of the people of Uganda or where there are legislative gaps in new areas that do not have the requisite legislative and regulatory frameworks in place. The target areas are;
- (a) Development of a legislative framework to regulate electronic funds transfers to match the rapid expansion of the sector;
 - (b) Reform of the Prisons Act, Cap.304 and the Penal Code Act, Cap 120 to respond to the effects of court decisions; and
 - (c) Reform of the Births and Deaths Registration Act, Cap. 309 to facilitate the establishment of a reliable national data bank.
13. The Commission has also made plans for the following-
- (a) Recruitment of the Commission Secretary;
 - (b) Review of staff allowances;
 - (c) continuing to support staff development through training;
 - (d) updating information on the Commission website;
 - (e) mobilising resources and equipment to facilitate Commission activities;
 - (f) participating in activities of regional and international bodies such as the EAC, COMESA, UNCITRAL, UN, WTO, ALRAESA, CAPAM, ESAAG, etc;



CHAPTER FIVE

CHALLENGES OF THE COMMISSION

In performing its statutory functions, the Commission faced a number of challenges during the year 2012. The challenges include:

5.1 Financial constraints

a) Insufficient resources

The Commission is faced with the problem of insufficient funding, a situation that has negatively affected its ability to accomplish some of its planned activities such as printing of the revised laws and other publications, undertaking advocacy programmes, recruitment as well as the facilitation of staff.

b) Cost of rent for offices and storage of printed material

The high cost of rent for offices and storage of printed material which consumes a significant percentage of the Commission's annual budget greatly constrains the Commission in performing its statutory functions.

c) Inadequate transport

Due to the nature of work of the Commission that involves a lot of field consultations and constant advocacy, there is a lot of strain on existing fleet of vehicles which subsequently wear out fast. There is need for replacement of boarded off vehicles to enable smooth implementation of Commission activities.

d) Research and research materials

The Commission is faced by a challenge of inadequate resources as a result of reducing budgets. This limits the scope or coverage, number of persons consulted, duration of consultations which in effect impacts on the quality of proposals for reform.

The work of the Commission is further hindered by the increasing cost of research, production of consultation materials and publication of reports and other Information-Education-Communication (IEC) materials. These impact on the quality of research and the coverage of dissemination and advocacy efforts for law reform.

The limited resources inhibit access to up to-date research materials and subscription to online research engines and libraries.

The work of the Commission has been further hindered by varied forms of resistance or reluctance from the public and institutional stakeholders to participate in consultations, making its work difficult. This consequently results into lack of ownership of the laws made and resistance to the

laws in action. This has often affected the quality of information generated for law reform. As a strategy to address this, the Commission is planning to create awareness to enhance participation in the law making process and facilitate ownership of the proposals for law reform.

5.2 Slow legislative process

The Commission has continuously been faced with the challenge of the slow legislative process regarding the tabling and passing of bills into law. This has greatly affected the Commission's tangible outputs.

ANNEXURES

Annex I: ULRC Commissioners as at 31st December, 2012

Name	Title	Status
Prof. Agasha Mugasha	Chairman	Contract
Dr. Peregrine Kibuuka	Commissioner	Contract
Mrs. Vastina Rukimirana Nsanze	Commissioner	Contract
Mr. John Mary Mugisha	Commissioner	Contract
Mrs. Margaret Tiyo Ayiseni	Commissioner	Contract
Dr. Harriet Diana Musoke	Commissioner	Contract
Dr. Henry Micheals Onoria	Commissioner	Contract

Annex II: Uganda Law Reform Commission Staffing Position as at 31st December, 2012

	Name	Post/Title	Status
1	Alexandra Nkonge	Ag. Secretary / Commissioner	Confirmed
2	Patrick Nyakaana	Commissioner	Confirmed
3	David Obol Otori	Undersecretary	Confirmed
4	Florence Ochago	Asst. Commissioner	Confirmed
5	Gad Tumushabe	Asst. Commissioner	Confirmed
6	Moses Apopel	Principal Assistant Secretary	Confirmed
7	Annet Koote	Principal Legal Officer	Confirmed
8	Philip Odoki	Principal Legal Officer	Confirmed
9	Jeroline Akubu	Principal Legal Officer	Confirmed
10	Isabel Omal	Principal Legal Officer	Confirmed
11	Jackie Akuno	Principal Legal Officer	Confirmed
12	Esther Majambere	Principal Legal Officer	Confirmed
13	Zitta Nadunga	Principal Personal Secretary	Confirmed
14	Peter Wambete M.	Sen. Personnel Officer	Confirmed
15	James Musaazi	Senior Economist	Confirmed
16	Lillian Kiwanuka	Senior Legal Officer	Confirmed
17	Tessa Kawooya	Senior Legal Officer	Confirmed
18	Jane Frances Adongo	Senior Sociologist	Confirmed
19	Beatrice Mugisha	Senior Personal Secretary	Confirmed
20	Andrew Khaukha	Senior Legal Officer	Confirmed
21	Kenneth Rutaremwa	Legal Officer	Confirmed
22	Katooko Frances	Legal Officer	Confirmed
23	George Atwijukire	Accountant	Confirmed
24	Joyce Murungi	Personal Secretary	Confirmed

25	Babra Irakiza	Personnel Officer	Confirmed
26	Charles Birungi	Sociologist	Confirmed
27	Prossy Nassanga	Librarian	Confirmed
28	Nathan Magera P.	Procurement Officer	Confirmed
29	Moses Wambi	Sen. Asst. Records Off.	Confirmed
30	Richard Kamure	Office Supervisor	Confirmed
31	Margaret Khakasa	Personal Secretary	Confirmed
32	Winfred Tuhaise	Sen. Accounts Asst.	Confirmed
33	James Manda	Sen. Accounts Asst.	Confirmed
34	Prisca Iribagiza	Steno Secretary	Confirmed
35	Grace Nerima	Steno Secretary	Confirmed
36	Josephine Bahingire	Steno Secretary	Confirmed
37	Enock Ekallam A	Asst Procurement Off	Confirmed
38	Samuel Lwanga	Accounts Asst.	Confirmed
39	Leonard Baguma M.	Accounts Asst.	Confirmed
40	Miria Kyobutungi	Receptionist	Confirmed
41	Joy Nandudu	Office Typist	Confirmed
42	Moses Malinga	Records Assistant	Confirmed
43	Angella Ssamanya	Copy Typist	Confirmed
44	Emily Kiconco	Office Attendant	Confirmed
45	Samuel Mubakye	Office Attendant	Confirmed
46	Kariwabo Eric	Office Attendant	Confirmed
47	Laban Turyatamba	Office Attendant	Confirmed
48	Margret Namuddu	Office Attendant	Confirmed
49	Simon Onzima	Driver	Confirmed
50	Joseph Kayiira	Driver	Confirmed
51	Karoli Ekajo	Driver	Confirmed
52	Peter Kaminza	Driver	Confirmed
53	Suleiman Salim	Driver	Confirmed
54	Augustine Ekasabat	Research Assistant	Contract
55	Babra Turyasingura	Legal Assistant	Contract
56	Carolyn Nibarungyi	Legal Assistant	Contract
57	Eugene Okello P.	Legal Officer	Contract
58	Ronald Lutunda	Legal Assistant	Contract
59	Bruce Atwijukire	Legal Assistant	Contract
60	Mary Nyabalega S.	Legal Assistant	Contract
61	Milton Kamoti	Driver	Contract
62	Moses Sempijja	Driver	Contract

63	Oscar Emagu	Driver	Contract
64	Walter Owingo	Office Attendant	Contract
65	Jonathan Mwebe	Systems Administrator	Probation
66	Sheila Lamuno	Legal Officer	Probation

Annex III: Members of the ULRC Appointments Board as at 31st December 2012

	Name	Title /Institution
1	Prof. Agasha Mugasha	Chairman, Uganda Law Reform Commission
2	Dr. Peregrine Kibuka	Member, Uganda Law Reform Commission
3	Mrs. Vastina Rukimirana Nsanze	Member, Uganda Law Reform Commission
4	Mr. Francis L Oryang	Member, Public Service Commission
5	Mr. Joseph J. Nanseera	Member, Ministry of Public Service
6	Ms Margaret Apiny	Member, Ministry of Justice & Constitutional Affairs
7	Ms. Alexandra Nkonge	Ag. Secretary, Uganda Law Reform Commission

Annex IV: Workshops and Conferences attended by Commission staff, 2012

Date	Workshop	Officer
Local conferences / Workshops		
20 th – 24 th February, 2012	IFMS Upgrade Training Workshop	Enock Ekallam Adoa
17 th & 18 th April 2012	Fire Drills – Workers	Laban Turyatemba & Walter Owingo
4 th May, 2012	Central Government OBT Training	Babra Irakiza & Leonard Baguma Morototo
7 th & 12 th June 2012	Sensitisation workshop on registration of marriages	Ms. Tessa Kawooya
8 th August – 21 st August, 2012	UBOS Governance Indicator Training – Jinja	Babra Irakiza & Leonard Baguma Morototo
23 rd – 25 th August 2012	Consultation workshop for the National Implementation Committee	Ms. Alexandra Nkonge
11 th Sept 2012	Commonwealth Magistrates and Judges Association conference	Ms. Alexandra Nkonge
22 nd – 26 th October 2012	Training in Collection, Analysis and Reporting Using gender disaggregated data	James Musaaazi
29 th Oct. - 2 nd November, 2012	UBOS Governance Indicator Training – Esella	Babra Irakiza & Leonard Baguma Morototo

14 th – 15 th Nov 2012	Business Law Conference	Selected staff
28 th – 29 th Nov 2012	Regulatory Impact Assessment workshop	Prof. Agasha Mugasha
International conferences		
20 th – 23 rd Feb 2012	ESSAG 19th Annual Conference - Swaziland	Atwijukire George
26 th Feb – 2 nd March 2012	Train the Trainers workshop on human rights education – Ethiopia	Gad Tumushabe
18 th April – 2 nd May 2012	Session of the African Commission on Human and People’s Rights - Banjul	Philip Odoki
19 th – 22 nd April 2012	Regional Law Conference – Sydney	Frank Nigel Othembi
8 th – 9 th May	CIPS Pan African Conference - SA	Magera Paul
4 th – 8 th June 2012	Standing conference of eastern Central and Southern Africa Library and Information Professional (SCESCAL)	Prossy Nassanga
25 th June – 6 th July 2012	Plenary Session of the United Nations Commission on International Trade Law (UNCITRAL) – New York	Prof. Agasha Mugasha
2 nd – 28 th July 2012	United Nations Arms Trade Treaty Conference - USA	Jackie Akuno
22 nd – 26 th October 2012	Changing the Law/ Successful Reform training – UK	Prof. Agasha Mugasha
23 rd – 28 th October 2012	CAPAM bienial Conference – Delhi	Apopel Moses
13 th – 22 nd Nov 2012	Training to enhance conflict prevention and peace making in Africa – Addis Ababa	Florence Ochago
19 th – 30 th Nov 2012	Countering Human Trafficking – Addis Ababa	Koote Annet

Annex V: List of Publications received by the Commission, 2012

No.	Title of Publication	Publisher
1	Annual Report of The Law Commission (UK) 2010 -2011	The Law Commission of UK
2	Report on Criminal Liability of Partnerships by	Scottish Law Commission
3	Report on Double Jeopardy	Hong Kong Law Commission
4	Annual Report of the Scottish Law Commission 2011	Scottish Law Commission
5	Regulation of Health Care Professionals/ Regulation of Social Care Professionals in England	Scottish and Northern Ireland Law Commissions
6	Succession and Post Humorously Conceived Children	Alberta Law Reform Institute
7	Review of Contract Law.	Scottish Law Commission
8	Uganda Law Reform Annual Report 2011	Uganda Law Reform Commission
9	The Uganda Law Society Reports 2006-2007	Uganda Law Society
10	A Study Report For HIV and AIDS Legislation in Uganda	Uganda Law Reform Commission
11	The Abridged and Simplified Version of The Local Council Courts Act	Uganda Law Reform Commission
12	The Uganda Public Service Standing Orders	The Ministry of Public Service Uganda
13	Behind The Numbers; Beyond The Law: Young Women and The HIV/AIDS Pandemic In Uganda	The Human Rights and Peace Center (HURIPEC)
14	Too Few To Worry About? Young, Disabled , HIV Positive And Female	The Human Rights and Peace Center
15	Beyond Malaya Or Prostitutes: Interrogating Sexually and Reproductive Health of Young Female Sex Workers in The Context of HIV/ AIDS in Uganda	The Human Rights and Peace Center
16	We Are Just More Than Just Our Bodies: HIV/AIDS and The Human Rights Complexities Affecting Young Women Who Have Sex With Women in Uganda	The Human Rights and Peace Center
17	Refashioning Sexual Safety Away From Home: Contextual and Structural Factors Contributing To Young Refugee Women's Vulnerability and Resilience to HIV/ AIDS in Uganda by HURIPEC	The Human Rights and Peace Center
18	Arbitration Act: Stay and Appeal Issues by Alberta Law Reform Institute	Alberta Law Reform Institute
19	DPP Magazine Vol.1 Issue 4, 2011-2012	Directorate of Public Prosecutions(DPP)

	JOURNALS	Publisher
1	Oxford Journal of Legal Studies. Vol. 32.	Oxford University Press
2	Journal of Intellectual Property: Law and Practice. Vol. 7	Oxford University Press
3	Commonwealth Law Bulletin volume 37	Oxford University Press
4	Journal of International Economic Law. Vol. 15	Oxford University Press
5	Journal of African Economies. Vol. 21.	Oxford University Press
6	East African Journal of Peace and Human Rights vol. 17	Makerere University Human Rights and Peace Center
	LAWS OF UGANDA	
1	Acts , Statutory Instruments, Legal Notices, Ordinances, Bills and the Uganda Gazettes 2012	
	NEWSPAPERS AND MAGAZINES	
1	The New Vision Newspapers from January to December	New Vision
2	The Monitor Newspapers from January to December	Monitor
3	The East African Newspapers from January to December	Nation
4	Times	
5	Newsweek	
6	<input type="checkbox"/> Procurement News	

Annex VI: List of taskforce members / Technical Working Groups**1) Market Act Taskforce**

Name	Organisation
Katarikawe C T	Ministry of Local Government
Iga A.M	Ministry of Local Government
Paul Okot - Okello	Ministry of Local Government
Julius Mughuma Masereka	Ministry of Local Government
Isa Gumonye	Ministry of Local Government
Kasigwa Abdullah	Ministry of Local Government
Oyo Alfred	Ministry of Local Government
Norah Namwirya	Ministry of Local Government
Ronald Mbala	Ministry of Local Government
Nkonge Alexandria	Uganda Law Reform Commission
Patrick Nyakaana	Uganda Law Reform Commission
Obol Otori David	Uganda Law Reform Commission
Ochago Florence	Uganda Law Reform Commission
Apopel Moses	Uganda Law Reform Commission
Adongo jane frances	Uganda Law Reform Commission
Birungi Charles	Uganda Law Reform Commission
Eugene Okello	Uganda Law Reform Commission
Lutunda Ronald	Uganda Law Reform Commission

3) Financial Leasing taskforce

Name	Organisation
Eric Lokolong	Barclays Bank
Aisha Mukasa Katongole	Barclays Bank
Kigozi F.red	Centenary Rural Development Bank
Juma Kisaame	Development Finance Company of Uganda
Evelyn Nkuubi	Development Finance Company of Uganda
Agnes Tibayeita Isharaza	Development Finance Company of Uganda
Stella Keshimbi	Housing Finance Bank
Sandra Kaggwa	Housing Finance Bank
Iraguha Adad	Housing Finance Bank
Brian Kirungi	<i>International Finance Corporation</i> - World Bank

Nick Buckley	<i>International Finance Corporation</i> - World Bank
Riadh Naouar	<i>International Finance Corporation</i> - World Bank
Carolyne Ndawula	<i>International Finance Corporation</i> - World Bank
Rachel Odoi	Justice Law and Order Sector Secretariat
Ronald Ssonko	Kenya Commercial Bank
Charles Odere	LEX Advocates
Niwagaba Francis	Stanbic Bank
Denis Owil	Stanbic Bank
Getrude Wamala	Stanbic Bank
Baisama Awori	Toyota Uganda
Joseph Kiiza Ndiho	<i>Uganda Land Alliance</i>
Khaukha Andrew	Uganda Law Reform Commission
Teesa Kawooya	Uganda Law Reform Commission
Philip Odoki	Uganda Law Reform Commission
Jackie Akuno	Uganda Law Reform Commission
Patrick Nyakaana	Uganda Law Reform Commission
Joyce Murungi	Uganda Law Reform Commission
Charles Birungi	Uganda Law Reform Commission

4) Citizenship and Immigration Control Act taskforce

Name	Organisation
Patrick Nyakaana	Uganda Law Reform Commission
Andrew Khaukha	Uganda Law Reform Commission
Philip Odoki	Uganda Law Reform Commission
Nyabalega Mary	Uganda Law Reform Commission
Charles Birungi	Uganda Law Reform Commission
Nansenja Betty	Directorate of Citizenship
Representative from Uganda Police Force	Uganda Police
Chairperson of Indian Association in Uganda	Indian Association in Uganda

5) Major revision taskforce

Name	Organisation
Musa Ssekaana	Advocate
Joseph Ssonko	Advocate
Steven Niyonzima	Ministry of East African Community Affairs
Mary Namono	Foreign Affairs
Sam Wairagala	Justice Law and Order Sector Secretariat
His Worship Eria Kisawuzi	Court of Appeal
Florence Nakachwa	Law Development Center
Irene Lugayizi	Ministry of Justice and Constitutional Affairs
Paul Ekirig	Ministry of Justice and Constitutional Affairs
Pius Biribonwoha	Parliament
Prof. Agasha Mugasha	Uganda Law Reform Commission
Vastina R. Nsanze	Uganda Law Reform Commission
Alexandra Nkonge Rugadya	Uganda Law Reform Commission
Patrick Nyakaana	Uganda Law Reform Commission
Gad Tumushabe	Uganda Law Reform Commission
Esther Majambere – Musoke	Uganda Law Reform Commission
Isabel Omal	Uganda Law Reform Commission
James Musaazi	Uganda Law Reform Commission
Francesca Katooko	Uganda Law Reform Commission
Babra Turyasingura	Uganda Law Reform Commission
Carolyn Nibarungyi	Uganda Law Reform Commission
Bruce Atwijukire	Uganda Law Reform Commission
Nerima Grace	Uganda Law Reform Commission
Bruce Kyerere	Uganda Law Society

7) Members of the drafting committee

Name	Institution
Musa Ssekaana	Advocate
Joseph Ssonko	Advocate
Florence Nakachwa	Law Development Center
Irene Lugayizi	Ministry of Justice and Constitutional Affairs
Pius Biribonwoha	Parliament
Vastina Rukimirana Nsanze	Uganda Law Reform Commission

Alexandra Nkonge Rugadya	Uganda Law Reform Commission
Isabel Omal	Uganda Law Reform Commission
Esther Majambere Musoke	Uganda Law Reform Commission

Annex VII: List of Principal Laws recommended for reform

- 1) The Commissioners For Oaths (Advocates) Act, Cap. 5
- 2) The Evidence Act, Cap. 6
- 3) The Evidence (Bankers' Books) Act, Cap. 7
- 4) The Foreign Judgments (Reciprocal Enforcement) Act, Cap. 9
- 5) Judicature Act, Cap. 13
- 6) Judicial Service Act, Cap. 14
- 7) Maintenance Orders Enforcement Act, Cap. 17
- 8) Oaths Act, Cap. 19
- 8) Reciprocal Enforcement of Judgments Act, Cap. 21
- 9) Adulteration of Produce Act, Cap.27
- 10) Produce Protection Act, Cap. 32
- 11) Tobacco (Control and Marketing) Act, Cap. 35.
- 12) Uganda Foundation for the Blind, Cap.58.
- 13) Business Names Registration Act, Cap.
- 14) Building Societies Act, Cap. 108
- 15) Cooperative Societies Act, Cap. 112
- 16) Extradition Act, Cap. 117
- 17) Identification of Offenders Act, Cap. 119
- 18) Penal Code Act, Cap. 120
- 19) Robbery Suspects Act, Cap. 123
- 20) Witchcraft Act, Cap. 124
- 21) Presidential Elections Act, Cap. 142
- 22) The National Lotteries Act, Cap. 191
- 23) The Uganda Government Securities Act, Cap. 195
- 24) Land Act, Cap. 227
- 25) The Development Loans Fund Act, Cap.234
- 26) Loans United Kingdom Act, Cap.238.
- 27) Karamoja Development Agency Act, Cap. 241
- 28) National Flag and Armorial Ensigns Act, Cap. 254
- 29) Pensions Act, Cap.286
- 30) Municipalities and Public Authorities Provident Fund Act, Cap.285
- 31) Money Lenders Act, Cap.273

- 32) Mental Treatment Act, Cap.279
- 33) Gaming and Pool Betting (Control and Taxation) Act, Cap. 292
- 34) The Excise Tariff Act, Cap. 338
- 35) Stamps Act, Cap. 342

Annex VIII: Laws recommended for removal from the statute book for being obsolete

- 1) Church of England Trustees Act, Cap. 158.
- 2) Companies (Government and Public Bodies Participation) Act, Cap. 111.
- 3) East African Excise Management Act, Cap 28 (Laws of the East African Community).
- 4) Enguli (Manufacture of Licencing) Act, Cap. 86.
- 5) The Finance Act, 1984, Cap. 174
- 6) The Finance Act, 1988, Cap 176.
- 7) The Finance Act, 1992, Cap 180.
- 8) The Finance Act (No.1), 1996, Cap 184
- 9) Foreign Service Officers (Fees and Charges) Act, Cap. 203.
- 10) Foreign Tribunals Evidence Act, Cap. 10.
- 11) Foreign Seamen Deserters Act, Cap. 300.
- 12) Government Central Purchasing Corporation Act, Cap. 311.
- 13) Karamoja Development Agency Act, Cap. 241.
- 14) Liquor Act, Cap. 93.
- 15) Loans (UK Government), Cap. 238.
- 16) Local Authorities Loans Fund Act, Cap. 239.
- 17) Municipalities and Public Authorities Provident Fund Act, Cap 285.
- 18) National Textiles Board Act, Cap. 315.
- 19) Phosphorus Matches Act, Cap. 96.
- 20) Potable Spirits Act, Cap. 97.
- 21) Premium Development Bonds Act, Cap. 192.
- 22) Provident Fund (Local Governments) Act, Cap. 287.
- 23) Public Collections Act, Cap. 293.
- 24) Shop Hours Act, Cap. 99.
- 25) Special Regions Act, Cap. 306.
- 26) Specified Goods (Conveyance) Act, Cap. 359.
- 27) Sugar Cess Act, Cap. 343.
- 28) Sugar (Control) Act, Cap. 34.
- 29) Surcharges (Revenue) Act, Cap. 344.
- 30) Tax Reserves Certificates Act, Cap 347.
- 31) Tobacco (Control and Marketing) Act, Cap. 35.
- 32) Uganda Development Bank Act, Cap. 56.
- 33) Uganda Trypanosomiasis Control Council Act, Cap. 211.

Obituary

Prof. Joseph Moll Numme Kakooza passed away on 7th October, 2012 at the age of 82 years. The late Kakooza worked with the Commission as Commissioner, Law Reform/ Revision of law under the Ministry of Justice from 1975 to 1984. He then worked as part-time Commissioner for the Commission from 1994 to 2000 and as Chairman of the Commission from 2000 to April 2011. May his soul rest in eternal peace.



The late Prof. Joseph Moll Numme Kakooza

Organisational Structure

