
BILLS

SUPPLEMENT No. 1

15th February, 2024

BILLS SUPPLEMENT

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Bill No. 13 *Rationalisation of Government Agencies
(Financial Sector) (Amendment) Bill* **2024**

**THE RATIONALISATION OF GOVERNMENT AGENCIES
(FINANCIAL SECTOR) (AMENDMENT) BILL, 2024**

MEMORANDUM

1. Policy and principles of the Bill

The policy behind the Bill is to give effect to the Government Policy for Rationalisation of Government Agencies and Public Expenditure (RAPEX) which was adopted by the Cabinet on 22nd February 2021.

2. Defects in existing law

The Constitution establishes a definite number of Government agencies, including constitutional commissions, authorities, boards, local councils and other statutory bodies. These were established to perform certain specified constitutional functions. Over the years, however, there has been a proliferation of agencies established by Acts of Parliament, Executive Orders and administrative arrangements. Whereas most of the agencies are necessary due to the critical nature of the functions they perform, Government has established that a certain limited number of agencies were established without due consideration to the aspects of institutional harmony, functional duplications, overlaps and affordability. Government has also established that some agencies have served the purpose for which they were established. The mandate of a few other agencies has been overtaken by events. Such agencies need to be rationalised.

More importantly, the proliferation of agencies has created mandate overlaps and jurisdictional ambiguities among the agencies. Additionally, the high cost of administering the agencies has drained the national treasury at the expense of effective service delivery. This has overstretched the capacity of Government to sustain them. Government has also established that the generous salary structures of the agencies has created salary disparities between employees of the agencies and public officers in the traditional civil service leading to demotivation of human resources in the mainstream public service.

3. Remedies proposed in the Bill

The intention of the Bill, therefore, is to amend or repeal several Acts of Parliament to—

- (a) enable the merging, mainstreaming and rationalisation of agencies, commissions, authorities and public expenditure thereby, *inter alia*, relieving the Government of the financial drain on its resources and the burden of wasteful administration and expenditure;
- (b) facilitate efficient and effective service delivery by clearly delineating the mandates and functions of government agencies and departments, thereby avoiding duplication of mandates and functions;
- (c) promote coordinated administrative arrangements, policies and procedures for—
 - (i) ensuring the efficient and successful management, financial accounting and budgetary discipline of government agencies and departments;
 - (ii) enabling the Government to play its proper role more effectively; and
 - (iii) enforcing accountability;

- (d) to restructure and re-organise agencies and departments of Government by eliminating bloated structures and functional ambiguities in Government agencies and departments.

4. Provisions of the Bill

The Bill has nine parts and 161 clauses.

Part I—Preliminary

Part I deals with preliminary matters including interpretation and the purpose of the Bill.

Part II—Repeal of Nonperforming Assets Recovery Trust Act, Cap. 95

The purpose of repealing Cap. 95 is—

- (a) to abolish the Trust, the Board of Trustees and the Sinking Fund;
- (b) to mainstream the functions of the Nonperforming Assets Recovery Trust into the Ministry responsible for nonperforming assets (Ministry of Finance, Planning and Economic Development).

Part III—Amendment of Assets of Departed Asians' Act, Cap. 83

The purpose of amending the Assets of Departed Asians' Act, Cap 83 is to mainstream the functions of the Departed Asians' Property Custodian Board established under the Act into the Ministry responsible for finance.

Part IV —Amendment of Tier 4 Microfinance Institutions and Money Lenders Act, 2016 (Act 18 of 2016)

The purpose of amending the Tier 4 Microfinance Institutions and Money Lenders Act, 2016 is to mainstream the functions of the Uganda Microfinance Regulatory Authority established under the Act into the Ministry responsible for finance.

Part V—Amendment of Public Enterprises Reform and Divestiture Act, Cap. 98

The purpose of amending the Public Enterprises Reform and Divestiture Act, Cap 98 is to mainstream the functions of the privatisation Unit established under the Act into the Ministry responsible for finance.

Part VI—Amendment of National Planning Authority Act, 2002 (Act 15 of 2002)

The purpose of amending the National Planning Authority Act, 2002, Act 15 of 2002, is to transfer to the National Planning Authority established by Act 15 of 2002 the functions performed by—

- (a) the National Population Council established by the National Population Council Act, 2014, Act 8 of 2014; and
- (b) the National Physical Planning Board established by the Physical Planning Act, 2010 (Act 8 of 2010).

Part VII—Repeal of National Population Council Act, 2014 (Act 8 of 2014)

The purpose of repealing the National Population Council Act, 2014 is to ensure that there is no duplication of roles since the functions of the National Population Council established by the National Population Council Act, 2014 are transferred to the National Planning Authority. Following the transfer of the functions the National Population Council will be dissolved.

Part VIII—Amendment of Physical Planning Act 2010 (Act 8 of 2010)

The purpose of amending the National Planning Authority Act, 2002 is to transfer the functions of the National Physical Planning Board established under the National Planning Authority Act, 2002 to the National Planning Authority. The amendment abolishes the National Physical Planning Board transfers its functions to the National Planning Authority.

Part IX—General

This Part provides for consequential amendment of certain Acts of Parliament to provide that where any law enacted by Parliament provides that an agency or commission has the power to recruit staff, determine and establish staff structures or determine and set terms and conditions of service, the agency or commission shall exercise such power subject to the approval of the Ministry responsible for the public service.

MATIA KASAIJA (MP)
Minister of Finance, Planning and Economic Development

**THE RATIONALISATION OF GOVERNMENT AGENCIES
(FINANCIAL SECTOR) (AMENDMENT) BILL, 2024**

ARRANGEMENT OF CLAUSES

PART I—PRELIMINARY

Clause

1. Interpretation
2. Objectives of this Act

**PART II—REPEAL OF NONPERFORMING ASSETS RECOVERY
TRUST ACT, CAP. 95**

3. Purpose of repeal of Cap. 95
4. Interpretation
5. Repeal of Cap. 95
6. Trust, Board and Sinking Fund to cease to exist
7. Transfer of assets and liabilities of Trust to Government
8. Pending cases
9. Cases pending in Tribunal
10. Enforcement of judgments of Tribunal
11. Savings provisions for Cap. 95

**PART III—AMENDMENT OF ASSETS OF DEPARTED
ASIANS' ACT, CAP. 83**

12. Purpose of amendment of Cap. 83
13. Dissolution of Departed Asians' Property Custodian Board
14. Responsibility for functions under Cap. 83
15. Repeal of section 4 of Cap. 83
16. Repeal of section 5 of Cap. 83
17. Amendment of section 6 of Cap. 83
18. Repeal of section 7 of Cap. 83
19. Repeal of section 8 of Cap. 83
20. Repeal of section 9 of Cap. 83
21. Repeal of section 10 of Cap. 83

22. Repeal of section 11 of Cap. 83
23. Amendment of section 13 of Cap. 83
24. Amendment of section 15 of Cap. 83
25. Amendment of section 16 of Cap. 83
26. Amendment of section 18 of Cap. 83
27. Amendment of section 19 of Cap. 83
28. Amendment of section 20 of Cap. 83
29. Amendment of section 21 of Cap. 83

**PART IV—AMENDMENT OF TIER 4 MICROFINANCE INSTITUTIONS
AND MONEY LENDERS ACT, 2016 (ACT 18 OF 2016)**

30. Purpose of amendment of Act 18 of 2016
31. Dissolution of Uganda Microfinance Regulatory Authority
32. Responsibility for functions under Act 18 of 2016
33. Amendment of long title of Act 18 of 2016
34. Amendment of section 5 of Act 18 of 2016
35. Substitution of heading for Part II of principal Act
36. Substitution of section 6 of Act 18 of 2016
37. Repeal of section 7 of Act 18 of 2016
38. Amendment of section 8 of Act 18 of 2016
39. Amendment of section 5 of Act 18 of 2016
40. Amendment of section 9 of Act 18 of 2016
41. Repeal of section 10 of Act 18 of 2016
42. Repeal of section 11 of Act 18 of 2016
43. Repeal of section 12 of Act 18 of 2016
44. Repeal of section 13 of Act 18 of 2016
45. Repeal of section 14 of Act 18 of 2016
46. Repeal of section 15 of Act 18 of 2016
47. Repeal of section 16 of Act 18 of 2016
48. Repeal of section 17 of Act 18 of 2016
49. Repeal of section 18 of Act 18 of 2016
50. Repeal of section 19 of Act 18 of 2016
51. Repeal of section 20 of Act 18 of 2016
52. Repeal of section 21 of Act 18 of 2016
53. Repeal of section 22 of Act 18 of 2016
54. Repeal of section 23 of Act 18 of 2016

55. Repeal of section 24 of Act 18 of 2016
56. Repeal of section 25 of Act 18 of 2016
57. Repeal of section 26 of Act 18 of 2016
58. Repeal of section 27 of Act 18 of 2016
59. Repeal of section 28 of Act 18 of 2016
60. Repeal of section 29 of Act 18 of 2016
61. Amendment of section 31 of Act 18 of 2016
62. Amendment of section 32 of Act 18 of 2016
63. Amendment of section 33 of Act 18 of 2016
64. Amendment of section 34 of Act 18 of 2016
65. Amendment of section 35 of Act 18 of 2016
66. Amendment of section 37 of Act 18 of 2016
67. Amendment of section 38 of Act 18 of 2016
68. Amendment of section 39 of Act 18 of 2016
69. Amendment of section 42 of Act 18 of 2016
70. Amendment of section 43 of Act 18 of 2016
71. Amendment of section 44 of Act 18 of 2016
72. Amendment of section 46 of Act 18 of 2016
73. Amendment of section 47 of Act 18 of 2016
74. Amendment of section 50 of Act 18 of 2016
75. Amendment of section 52 of Act 18 of 2016
76. Amendment of section 53 of Act 18 of 2016
77. Amendment of section 54 of Act 18 of 2016
78. Amendment of section 55 of Act 18 of 2016
79. Amendment of section 57 of Act 18 of 2016
80. Amendment of section 58 of Act 18 of 2016
81. Amendment of section 59 of Act 18 of 2016
82. Amendment of section 60 of Act 18 of 2016
83. Amendment of section 61 of Act 18 of 2016
84. Amendment of section 62 of Act 18 of 2016
85. Amendment of section 64 of Act 18 of 2016
86. Amendment of section 65 of Act 18 of 2016
87. Amendment of section 66 of Act 18 of 2016
88. Amendment of section 69 of Act 18 of 2016
89. Amendment of section 74 of Act 18 of 2016
90. Amendment of section 75 of Act 18 of 2016
91. Amendment of section 76 of Act 18 of 2016

92. Amendment of section 77 of Act 18 of 2016
93. Amendment of section 78 of Act 18 of 2016
94. Amendment of section 79 of Act 18 of 2016
95. Amendment of section 80 of Act 18 of 2016
96. Amendment of section 82 of Act 18 of 2016
97. Amendment of section 83 of Act 18 of 2016
98. Amendment of section 90 of Act 18 of 2016
99. Amendment of section 95 of Act 18 of 2016
100. Amendment of section 100 of Act 18 of 2016
101. Amendment of section 101 of Act 18 of 2016
102. Amendment of section 104 of Act 18 of 2016
103. Amendment of section 105 of Act 18 of 2016
104. Amendment of section 106 of Act 18 of 2016
105. Amendment of section 107 of Act 18 of 2016
106. Amendment of section 109 of Act 18 of 2016
107. Repeal of Schedules to Act 18 of 2016
108. Savings provisions for Act 18 of 2016

**PART V—AMENDMENT OF PUBLIC ENTERPRISES REFORM
AND DIVESTITURE ACT (CAP. 98)**

109. Purpose of amendment of Cap. 98
110. Dissolution of Privatisation Unit
111. Responsibility for functions of dissolved Privatisation Unit
112. Amendment of paragraph 2 of Second Schedule to Cap. 98
113. Amendment of paragraph 4 of Second Schedule to Cap. 98
114. Amendment of paragraph 5 of Second Schedule to Cap. 98
115. Amendment of paragraph 6 of Second Schedule to Cap. 98
116. Amendment of paragraph 7 of Second Schedule to Cap. 98
117. Amendment of paragraph 8 of Second Schedule Cap. 98
118. Amendment of paragraph 9 of Second Schedule to Cap. 98
119. Amendment of paragraph 10 of Second Schedule to Cap. 98
120. Amendment of paragraph 11 of Second Schedule to Cap. 98
121. Amendment of paragraph 12 of Second Schedule to Cap. 98
122. Amendment of Fourth Schedule to Cap. 98
123. Savings provisions for Cap. 98

**PART VI—AMENDMENT OF NATIONAL PLANNING AUTHORITY
ACT, 2002 (ACT 15 OF 2002)**

- 124. Purpose of amendment of Act 15 of 2002
- 125. Amendment of section of 7 Act 15 of 2002

**PART VII—REPEAL OF NATIONAL POPULATION COUNCIL
ACT, 2014 (ACT 8 OF 2014)**

- 126. Purpose of repealing Act 8 of 2014
- 127. Savings provisions for Act 8 of 2014

**PART VIII—AMENDMENT OF PHYSICAL PLANNING ACT 2010
(ACT 8 OF 2010)**

- 128. Purpose of amendment of Act 8 of 2010
- 129. Dissolution of National Physical Planning Board
- 130. Amendment of long title of Act 8 of 2010
- 131. Amendment of section 2 of Act 8 of 2010
- 132. Amendment of heading of Part II of Act 8 of 2010
- 133. Substitution of section 4 of Act 8 of 2010
- 134. Repeal of section 5 of Act 8 of 2010
- 135. Amendment of section 6 of Act 8 of 2010
- 136. Repeal of section 7 of Act 8 of 2010
- 137. Repeal of section 8 of Act 8 of 2010
- 138. Amendment of section 19 of Act 8 of 2010
- 139. Amendment of section 20 of Act 8 of 2010
- 140. Amendment of section 21 of Act 8 of 2010
- 141. Amendment of section 22 of Act 8 of 2010
- 142. Amendment of section 23 of Act 8 of 2010
- 143. Amendment of section 24 of Act 8 of 2010
- 144. Amendment of section 25 of Act 8 of 2010
- 145. Amendment of section 26 of Act 8 of 2010
- 146. Amendment of section 27 of Act 8 of 2010
- 147. Amendment of section 28 of Act 8 of 2010
- 148. Amendment of section 29 of Act 8 of 2010
- 149. Amendment of section 30 of Act 8 of 2010

- 150. Amendment of section 41 of Act 8 of 2010
- 151. Repeal of Part VI of Act 8 of 2010
- 152. Amendment of section 47A of Act 8 of 2010
- 153. Amendment of section 47B of Act 8 of 2010
- 154. Amendment of section 48 of Act 8 of 2010
- 155. Repeal of section 49 of Act 8 of 2010
- 156. Amendment of section 52 of Act 8 of 2010
- 157. Amendment of section 55 of Act 8 of 2010
- 158. Amendment of section 56 of Act 8 of 2010
- 159. Repeal of Second Schedule to Act 8 of 2010
- 160. Savings provisions for Act 8 of 2010

PART IX—GENERAL

- 161. Consequential amendment of certain Acts of Parliament

A Bill for an Act

ENTITLED

**THE RATIONALISATION OF GOVERNMENT AGENCIES
(FINANCIAL SECTOR) (AMENDMENT) ACT, 2024**

An Act to repeal, and to make amendments to, certain Acts of Parliament establishing statutory bodies in the finance sector in order to give effect to the Government program on rationalisation of Government agencies and public expenditure, and for related purposes.

BE IT ENACTED by Parliament as follows:

PART I—PRELIMINARY

1. Interpretation

In this Act, unless the context otherwise requires—

“agency” means a body established by an Act of Parliament and includes an authority;

“commission” means a body established by the Constitution;

“Government” means the Government of Uganda.

“Ministry” means the Ministry responsible for finance.

2. Objectives of this Act

(1) The main objective of this Act is to give effect to the Government Policy for Rationalisation of Government Agencies and Public Expenditure adopted by the Cabinet on 22nd February, 2021 and contained in Cabinet Minute No. 43(CT 2021).

(2) Without prejudice to the general effect of subsection (1), the following objectives shall be deemed to fall under the objective specified in that subsection—

- (a) the merging, mainstreaming and rationalisation of agencies, commissions, authorities and public expenditure thereby, *inter alia*, relieving the Government of the financial drain on its resources and the burden of wasteful administration and expenditure;
- (b) the facilitation of efficient and effective service delivery by clearly delineating the mandates and functions of government agencies and departments and thereby avoiding duplication of mandates and functions;
- (c) the promotion of coordinated administrative arrangements, policies and procedures for—
 - (i) ensuring the efficient and successful management, financial accounting and budgetary discipline of government agencies and departments;
 - (ii) enabling the Government to play its proper role more effectively; and
 - (iii) enforcing accountability; and
- (d) the restructuring and re-organisation of agencies and departments of Government by eliminating bloated structures and functional ambiguities in Government agencies and departments.

**PART II— REPEAL OF NONPERFORMING ASSETS RECOVERY
TRUST ACT, CAP. 95**

3. Purpose of repeal of Cap. 95

The purpose of repealing Cap. 95 is—

- (a) to abolish the Trust, the Board of Trustees and the Sinking Fund; and
- (b) to mainstream the functions of the Nonperforming Assets Recovery Trust into the Ministry responsible for nonperforming assets.

4. Interpretation

In this Part, unless the context otherwise requires—

“Act” means the Nonperforming Assets Recovery Trust Act, Cap. 95;

“Minister” means the Minister responsible for finance;

“Tribunal” means the Nonperforming Assets Recovery Tribunal;

“Trust” means the Nonperforming Assets Recovery Trust established under section 2 of the Act.

5. Repeal of Cap. 95

(1) The Nonperforming Assets Recovery Trust Act, Cap. 95 is repealed.

(2) This section shall be deemed to have come into force on the 9th day of October, 2007.

6. Trust, Board and Sinking Fund to cease to exist

The following entities existing under the Act are dissolved—

- (a) the Trust;
- (b) the Board of Trustees; and
- (c) the Sinking Fund.

7. Transfer of assets and liabilities of Trust to Government

(1) All property, assets, interest and rights of the Trust, including monies in the Sinking Fund, are transferred to the Government under the Ministry responsible for finance.

(2) All obligations and liabilities of the Trust are transferred to the Government.

8. Pending cases

(1) All cases commenced on behalf of the Trust in any court or tribunal and pending at the commencement of this Act may be continued and concluded on behalf of the Government by the Attorney General or his or her legal representative.

(2) All cases subsisting against the Trust at the commencement of this Act in any court or tribunal shall subsist against the Attorney General.

9. Cases pending in Nonperforming Assets Recovery Tribunal

(1) Notwithstanding the repeal of the Act, the Tribunal shall, in respect of cases pending before it at the commencement of this Act, continue in existence until the conclusion of those cases and the Tribunal shall then cease to exist.

(2) The Tribunal shall operate expeditiously under this section and shall, in any case, as far as practicable, complete action on the pending cases not later than twelve months after the commencement of this Act or such further date as the Minister may, by statutory instrument, with the approval of Cabinet appoint.

(3) Cases before the Tribunal at the commencement of this Act, the hearing of which has not been commenced by the Tribunal, shall be transferred to the High Court and shall be proceeded with by the High Court, subject to the written directions of the Chief Justice.

10. Enforcement of judgments of Tribunal

For the avoidance of doubt, judgments of the Tribunal shall be enforceable in the same manner as before the commencement of this Act and appeals from the Tribunal may be proceeded with in the same manner as before.

11. Savings provisions for Cap. 95

(1) The members and staff of the Tribunal shall be paid their terminal benefits in accordance with the terms and conditions of their service.

(2) Compensation is not payable to any member of the Tribunal for loss of office resulting from the dissolution of the Tribunal.

(3) The staff of the Tribunal may be redeployed to serve in the public service, subject to availability of positions.

**PART III—AMENDMENT OF ASSETS OF DEPARTED
ASIANS' ACT, CAP. 83**

13. Purpose of amendment of Cap. 83

The purpose of amending the Assets of Departed Asians 'Act, Cap 83 is to mainstream the functions of the Departed Asians' Property Custodian Board established under the Act into the Ministry responsible for finance.

14. Dissolution of Departed Asians' Property Custodian Board

On the commencement of this Act, the Departed Asians' Property Custodian Board shall be dissolved.

15. Responsibility for functions under Cap. 83

On the commencement of this Act, the Ministry responsible for finance shall be responsible for performing the functions formerly performed by the dissolved Departed Asians' Property Custodian Board under Cap. 83.

16. Repeal of section 4 of Cap. 83

Section 4 of Cap. 83 is repealed.

17. Repeal of section 5 of Cap. 83

Section 5 of Cap. 83 is repealed.

18. Amendment of section 6 of Cap. 83

Section 6 of Cap. 83 is amended—

- (a) by substituting for the word “board” wherever it appears, the word “Minister”; and
- (b) by substituting for the word “it” wherever it appears, the word “him or her”.

19. Repeal of section 7 of Cap. 83

Section 7 of Cap. 83 is repealed.

20. Repeal of section 8 of Cap. 83

Section 8 of Cap. 83 is repealed.

21. Repeal of section 9 of Cap. 83

Section 9 of Cap. 83 is repealed.

22. Repeal of section 10 of Cap. 83

Section 10 of Cap. 83 is repealed.

23. Repeal of section 11 of Cap. 83

Section 11 of Cap. 83 is repealed.

24. Amendment of section 13 of Cap. 83

Section 13 of Cap. 83 is amended by substituting for “board” wherever it appears, the word “Minister”.

25. Amendment of section 15 of Cap. 83

Section 15 of Cap. 83 is amended by substituting for “board” wherever it appears, the word “Minister”.

26. Amendment of section 16 of Cap. 83

Section 16 of Cap. 83 is amended by substituting for “board” wherever it appears the word “Minister”.

27. Amendment of section 18 of Cap. 83

Section 18 of Cap. 83 is amended—

- (a) by substituting for “board” the word “Minister”; and
- (b) by substituting for “its” the words “his or her”.

28. Amendment of section 19 of Cap. 83

Section 19 of Cap. 83 is amended by substituting for “board” the word “Minister”.

29. Amendment of section 20 of Cap. 83

Section 20 of Cap. 83 is amended by substituting for “board” wherever it appears, the word “Minister”.

30. Amendment of section 21 of Cap. 83

Section 21 of Cap. 83 is amended by substituting for “board” wherever it appears, the word “Minister”.

**PART IV — AMENDMENT OF THE TIER 4 MICROFINANCE
INSTITUTIONS AND MONEY LENDERS ACT, 2016
(ACT 18 OF 2016)**

31. Purpose of amendment of Act 18 of 2016

The purpose of amending the Tier 4 Microfinance Institutions and Money Lenders Act, 2016 is to mainstream the functions of the Uganda Microfinance Regulatory Authority established under the Act into the Ministry responsible for finance.

32. Dissolution of the Uganda Microfinance Regulatory Authority

On the commencement of this Act, the Uganda Microfinance Regulatory Authority established by Act 18 of 2016 shall be dissolved.

33. Responsibility for functions under Act 18 of 2016

On the commencement of this Act, the Ministry responsible for finance shall be responsible for performing the functions formerly performed by the Uganda Microfinance Regulatory Authority under Act 18 of 2016.

34. Amendment of long title to Act 18 of 2016

The long title to Act 18 of 2016 is amended by repealing the words “to establish the Uganda Microfinance Regulatory Authority;”.

35. Amendment of section 5 of Act 18 of 2016

Section 5 of Act 18 of 2016 is amended by repealing the definitions of “Authority” and “Board”.

36. Substitution of heading of Part II of principal Act

For the heading of Part II of Act 18 of 2016, there is substituted the following—

“PART II—ADMINISTRATION OF ACT”

37. Substitution of section 6 of Act 18 of 2016

For section 6 of Act 18 of 2016, there is substituted the following—

“6. Administration of Act

This Act shall be administered by the Ministry responsible for finance.”

38. Repeal of section 7 of Act 18 of 2016

Section 7 of Act 18 of 2016 is repealed.

39. Amendment of section 8 of Act 18 of 2016

Section 8 of Act 18 of 2016 is amended—

- (a) by substituting for “Authority” wherever it appears the word “Ministry”; and

(b) by repealing subsection (2)(m).

40. Amendment of section 9 of Act 18 of 2016

Section 9 of Act 18 of 2016 is amended by substituting for “Authority” wherever it appears the word “Ministry”.

41. Repeal of section 10 of Act 18 of 2016

Section 10 of Act 18 of 2016 is repealed.

42. Repeal of section 11 of Act 18 of 2016

Section 11 of Act 18 of 2016 is repealed.

43. Repeal of section 12 of Act 18 of 2016

Section 12 of Act 18 of 2016 is repealed.

44. Repeal of section 13 of Act 18 of 2016

Section 13 of Act 18 of 2016 is repealed.

45. Repeal of section 14 of Act 18 of 2016

Section 14 of Act 18 of 2016 is repealed.

46. Repeal of section 15 of Act 18 of 2016

Section 15 of Act 18 of 2016 is repealed.

47. Repeal of section 16 of Act 18 of 2016

Section 16 of Act 18 of 2016 is repealed.

48. Repeal of section 17 of Act 18 of 2016

Section 17 of Act 18 of 2016 is repealed.

49. Repeal of section 18 of Act 18 of 2016

Section 18 of Act 18 of 2016 is repealed.

50. Repeal of section 19 of Act 18 of 2016

Section 19 of Act 18 of 2016 is repealed.

51. Repeal of section 20 of Act 18 of 2016

Section 20 of Act 18 of 2016 is repealed.

52. Repeal of section 21 of Act 18 of 2016

Section 21 of Act 18 of 2016 is repealed.

53. Repeal of section 22 of Act 18 of 2016

Section 22 of Act 18 of 2016 is repealed.

54. Repeal of section 23 of Act 18 of 2016

Section 23 of Act 18 of 2016 is repealed.

55. Repeal of section 24 of Act 18 of 2016

Section 24 of Act 18 of 2016 is repealed.

56. Repeal of section 25 of Act 18 of 2016

Section 25 of Act 18 of 2016 is repealed.

57. Repeal of section 26 of Act 18 of 2016

Section 26 of Act 18 of 2016 is repealed.

58. Repeal of section 27 of Act 18 of 2016

Section 27 of Act 18 of 2016 is repealed.

59. Repeal of section 28 of Act 18 of 2016

Section 28 of Act 18 of 2016 is repealed.

60. Repeal of section 29 of Act 18 of 2016

Section 29 of Act 18 of 2016 is repealed.

61. Amendment of section 31 of Act 18 of 2016

Section 31 of Act 18 of 2016 is amended by substituting for “Authority” wherever it appears, the word “Ministry”.

62. Amendment of section 32 of Act 18 of 2016

Section 32 of Act 18 of 2016 is amended by substituting for “Authority” wherever it appears, the word “Ministry”.

63. Amendment of section 33 of Act 18 of 2016

Section 33 of Act 18 of 2016 is amended by substituting for “Authority” wherever it appears, the word “Ministry”.

64. Amendment of section 34 of Act 18 of 2016

Section 34 of Act 18 of 2016 is amended by substituting for “Authority” the word “Ministry”.

65. Amendment of section 35 of Act 18 of 2016

Section 34 of Act 18 of 2016 is amended by substituting for “Authority” the word “Ministry”.

66. Amendment of section 37 of Act 18 of 2016

Section 37(1)(b) of Act 18 of 2016 is amended by substituting for “Authority” the word “Minister”.

67. Amendment of section 38 of Act 18 of 2016

Section 38(1) of Act 18 of 2016 is amended by substituting for “Authority” the word “Minister”.

68. Amendment of section 39 of Act 18 of 2016

Section 39 of Act 18 of 2016 is amended by substituting for “Authority” wherever it appears, the word “Minister”.

69. Amendment of section 42 of Act 18 of 2016

Section 42 of Act 18 of 2016 is amended by substituting for “Authority” wherever it appears, the word “Minister”.

70. Amendment of section 43 of Act 18 of 2016

Section 43 of Act 18 of 2016 is amended by substituting for “Authority” the word “Minister”.

*Rationalisation of Government Agencies
(Financial Sector) (Amendment) Bill*

Bill No. 13

2024

71. Amendment of section 44 of Act 18 of 2016

Section 44 of Act 18 of 2016 is amended by substituting for “Authority” wherever it appears, the word “Minister”.

72. Amendment of section 46 of Act 18 of 2016

Section 46(2)(e) of Act 18 of 2016 is amended by substituting for “Authority” the word “Minister”.

73. Amendment of section 47 of Act 18 of 2016

Section 47(2) of Act 18 of 2016 is amended by substituting for “Authority” the word “Minister”.

74. Amendment of section 50 of Act 18 of 2016

Section 50(2) of Act 18 of 2016 is amended by substituting for “Authority” the word “Minister”.

75. Amendment of section 52 of Act 18 of 2016

Section 52(2) of Act 18 of 2016 is amended by substituting for “Authority” the word “Minister”.

76. Amendment of section 53 of Act 18 of 2016

Section 53 of Act 18 of 2016 is amended by substituting for “Authority” wherever it appears the word “Ministry”.

77. Amendment of section 54 of Act 18 of 2016

Section 54(1) of Act 18 of 2016 is amended by substituting for “Authority” the word “Ministry”.

78. Amendment of section 55 of Act 18 of 2016

Section 55(2) of Act 18 of 2016 is amended by substituting for “Authority” the word “Ministry”.

79. Amendment of section 57 of Act 18 of 2016

Section 57(3) of Act 18 of 2016 is amended by substituting for “Authority” the word “Ministry”.

80. Amendment of section 58 of Act 18 of 2016

Section 58 of Act 18 of 2016 is amended by substituting for “Authority” the word “Minister”.

81. Amendment of section 59 of Act 18 of 2016

Section 59 of Act 18 of 2016 is amended by substituting for “Authority” the word “Ministry”.

82. Amendment of section 60 of Act 18 of 2016

Section 60 of Act 18 of 2016 is amended by substituting for “Authority” the word “Ministry”.

83. Amendment of section 61 of Act 18 of 2016

Section 61(2) of Act 18 of 2016 is amended by substituting for “Authority” the word “Minister”.

84. Amendment of section 62 of Act 18 of 2016

Section 62 of Act 18 of 2016 is amended by substituting for “Authority” wherever it appears, the word “Minister”.

85. Amendment of section 64 of Act 18 of 2016

Section 64 of Act 18 of 2016 is amended by substituting for “Authority” wherever it appears, the word “Minister”.

86. Amendment of section 65 of Act 18 of 2016

Section 65 of Act 18 of 2016 is amended by substituting for “Authority” the word “Minister”.

87. Amendment of section 66 of Act 18 of 2016

Section 66 of Act 18 of 2016 is amended—

- (a) by substituting for “Authority” wherever it appears the word “Minister”; and
- (b) in subsection (1) by substituting for “its”, the words “he or she”.

88. Amendment of section 69 of Act 18 of 2016

Section 69 of Act 18 of 2016 is amended by substituting for “Authority” the word “Minister”.

89. Amendment of section 74 of Act 18 of 2016

Section 74 of Act 18 of 2016 is amended by substituting for “Authority” wherever it appears, the word “Minister”.

90. Amendment of section 75 of Act 18 of 2016

Section 75 of Act 18 of 2016 is amended by substituting for “Authority” the word “Minister”.

91. Amendment of section 76 of Act 18 of 2016

Section 76 of Act 18 of 2016 is amended by substituting for “Authority” the word “Minister”.

92. Amendment of section 77 of Act 18 of 2016

Section 77 of Act 18 of 2016 is amended by substituting for “Authority” the word “Ministry”.

93. Amendment of section 78 of Act 18 of 2016

Section 78 of Act 18 of 2016 is amended in subsection (3) by substituting for “Authority” the word “Minister”.

94. Amendment of section 79 of Act 18 of 2016

Section 79 of Act 18 of 2016 is amended by substituting for “Authority” wherever it appears, the word “Minister”.

95. Amendment of section 80 of Act 18 of 2016

Section 80 of Act 18 of 2016 is amended by substituting for “Authority” wherever it appears, the word “Minister”.

96. Amendment of section 82 of Act 18 of 2016

Section 82 of Act 18 of 2016 is amended by substituting for “Authority” wherever it appears, the word “Minister”.

97. Amendment of section 83 of Act 18 of 2016

Section 83 of Act 18 of 2016 is amended—

- (a) in subsection (1) by substituting for “Authority” the word “Minister” and substituting for “it is” the word “the Minister”;
- (b) in subsection (2) by substituting for “Authority”, the word “Minister”;
- (c) in subsection (3) by substituting for “Authority”, the word “Minister”; and
- (d) in subsection (4) by substituting for “Authority”, the word “Minister”.

98. Amendment of section 90 of Act 18 of 2016

Section 90 of Act 18 of 2016 is amended in subsection (1) by repealing the words “in consultation with the Authority,”.

99. Amendment of section 95 of Act 18 of 2016

Section 95 of Act 18 of 2016 is amended by substituting for “Authority” the word “Ministry”.

100. Amendment of section 100 of Act 18 of 2016

Section 100 of Act 18 of 2016 is amended by substituting for “Authority” the word “Minister”.

101. Amendment of section 101 of Act 18 of 2016

Section 104(4) of Act 18 of 2016 is amended by substituting for “Authority” the word “Ministry”.

102. Amendment of section 104 of Act 18 of 2016

Section 104 of Act 18 of 2016 is amended by substituting for “Authority” the word “Minister”.

103. Amendment of section 105 of Act 18 of 2016

Section 105 of Act 18 of 2016 is amended by substituting for “Authority” wherever it appears, the word “Minister”.

104. Amendment of section 106 of Act 18 of 2016

Section 106 of Act 18 of 2016 is amended by substituting for “Authority” wherever it appears, the word “Minister”.

105. Amendment of section 107 of Act 18 of 2016

Section 107 of Act 18 of 2016 is amended by substituting for “Authority” wherever it appears, the word “Minister”.

106. Amendment of section 109 of Act 18 of 2016

Section 109 of Act 18 of 2016 is amended in subsection (3) by substituting for “Authority” the word “Minister”.

107. Repeal of Schedules 2 and 3 to Act 18 of 2016

Schedules 2 and 3 to Act 18 of 2016 are repealed.

108. Savings provisions to Act 18 of 2016

(1) The members of the Board and staff of the Uganda Microfinance Regulatory Authority shall be paid their terminal benefits in accordance with the terms and conditions of their service.

(2) Compensation is not payable to any member of the board of the Uganda Microfinance Regulatory Authority for loss of office resulting from the dissolution of the Uganda Microfinance Regulatory Authority.

(3) The staff of the Uganda Microfinance Regulatory Authority may be redeployed to serve in the public service subject to availability of positions.

(4) On the commencement of this Act, all the property, assets, rights, obligations, and liabilities of the Uganda Microfinance

Regulatory Authority shall vest in the Government of Uganda under the Ministry.

(5) Any proceedings commenced by or against the Uganda Microfinance Regulatory Authority may be continued by or against the Attorney General.

(6) A licence, permit, certificate or authorisation issued by the Uganda Microfinance Regulatory Authority under the Act which is in force immediately before the commencement of this Act shall have effect from the commencement of this Act as if granted by the Minister.

(7) The terms and conditions including the rights and obligations under a licence, permit, certificate or authorisation in force immediately before the commencement of this Act, shall not be less favourable than those that applied immediately before the commencement of this Act.

**PART V—AMENDMENT OF PUBLIC ENTERPRISES REFORM
AND DIVESTITURE ACT, CAP. 98**

109. Purpose of amendment of Cap. 98

The purpose of amending the Public Enterprises Reform and Divestiture Act, Cap 98 is to mainstream the functions of the Privatisation Unit established under the Act into the Ministry responsible for finance.

110. Dissolution of Privatisation Unit

On the commencement of this Act, the Privatisation Unit established by Cap. 98 shall be dissolved.

111. Responsibility for functions of dissolved Privatisation Unit

On the commencement of this Act, the Ministry responsible for finance shall be responsible for performing the functions formerly performed by the Privatisation Unit.

112. Amendment of paragraph 2 of Second Schedule to Cap. 98
Paragraph 2 of the Second Schedule to Cap. 98 is amended in subparagraph (4) by substituting for “director of the privatisation unit” the words “Minister or his or her representative”.

113. Amendment of paragraph 4 of Second Schedule to Cap. 98
Paragraph 4 of the Second Schedule to Cap. 98 is amended –

- (a) by substituting for the headnote to the paragraph the following—
“4 Ministry to implement divestiture programme”;
- (b) in subparagraph (1) by substituting for “privatization unit” the word “Ministry”;
- (c) by repealing subparagraph (2);
- (d) by repealing subparagraph (3); and
- (e) in subparagraph (4) by substituting for “privatisation unit” the word “Ministry”.

114. Amendment of paragraph 5 of Second Schedule to Cap. 98
Paragraph 5 of the Second Schedule to Cap. 98 is amended in subparagraph (1)(d) by substituting for “privatisation unit” the word “Ministry”.

115. Amendment of paragraph 6 of Second Schedule to Cap. 98
Paragraph 6 of the Second Schedule to Cap. 98 is amended by substituting for “privatisation unit” wherever it appears the word “Ministry”.

116. Amendment of paragraph 7 of Second Schedule to Cap. 98
Paragraph 7 of the Second Schedule to Cap. 98 is amended by substituting for “privatisation unit” wherever it appears the word “Ministry”.

117. Amendment of paragraph 8 of Second Schedule Cap. 98

Paragraph 8 of the Second Schedule to Cap. 98 is amended by substituting for “privatisation unit” wherever it appears the word “Ministry”.

118. Amendment of paragraph 9 of Second Schedule to Cap. 98

Paragraph 9 of the Second Schedule to Cap. 98 is amended by substituting for “privatisation unit” wherever it appears the word “Ministry”.

119. Amendment of paragraph 10 of Second Schedule to Cap. 98

Paragraph 10 of the Second Schedule to Cap. 98 is amended by substituting for “privatisation unit” wherever it appears the word “Ministry”.

120. Amendment of paragraph 11 of Second Schedule to Cap. 98

Paragraph 11 of Second Schedule to Cap. 98 is amended by substituting for “privatisation unit” wherever it appears the word “Ministry”.

121. Amendment of paragraph 12 of Second Schedule to Cap. 98

Paragraph 12 of the Second Schedule to Cap. 98 is amended—

- (a) in subparagraph (1) by substituting for “privatisation unit or member of a committee of the privatisation unit or employee of the privatisation unit or consultant or associate of any such person” the word “Ministry”;
- (a) in subparagraph (2) by substituting for “privatisation unit” the word “Ministry”;
- (b) in subparagraph (3) by substituting for “privatisation unit” wherever it appears the word “Ministry”;
- (c) in subparagraph (4) by substituting for “privatisation unit” the word “Ministry”;

(5) The terms and conditions including the rights and obligations under a licence, permit, certificate or authorisation in force immediately before the commencement of this Act, shall not be less favourable than those that applied immediately before the commencement of this Act.

**PART VI—AMENDMENT OF NATIONAL PLANNING AUTHORITY
ACT, 2002 (ACT 15 OF 2002)**

124. Purpose of amendment of Act 15 of 2002

The purpose of amending of the National Planning Authority Act, 2002, is to transfer to the National Planning Authority established by Act 15 of 2002 the functions performed by—

- (a) the National Population Council established by the National Population Council Act, 2014, Act 8 of 2014; and
- (b) the National Physical Planning Board established by the Physical Planning Act, 2010 (Act 8 of 2010).

125. Amendment of section of 7 of Act 15 of 2002

Section 7 of Act 15 of 2002 is amended by inserting immediately after subsection (2) the following—

“(2a) The Authority shall carry out the following additional functions—

- (a) play an advocacy role for population issues in Uganda;
- (b) promote the integration of population factors in development planning at the national and lower levels in accordance with the agreed framework under the National Development Plan;
- (c) promote, guide and coordinate the implementation of the National Population Policy and program in

- accordance with the agreed framework under the National Development Plan;
- (d) interpret, review and recommend appropriate changes in the National Population Policy;
 - (e) popularize the National Population Policy;
 - (f) regularly develop population sector plans;
 - (g) analyse, interpret and document demographic trends including fertility, mortality, urbanisation and migration and their implications on socio economic development;
 - (h) align the population policy and programs with population related national policies, other national planning frameworks as well as international instruments;
 - (i) provide guidelines for preparation and review of population profiles and plans of action at national and lower levels in accordance with the agreed framework under the National Development Plan;
 - (j) build capacity at Central and Local Government levels for the implementation of the population programme;
 - (k) mobilise resources to support population programmes;
 - (l) commission research and policy oriented studies to inform policy and programming;
 - (m) publish and disseminate the Annual Population Report, other population publications, reports and newsletters;

- (n) promote collaboration and strategic partnership for population and development within Government agencies, civil society organisations, private sector, cultural and religious institutions at various levels;
- (o) establish strategic partnerships with development partners;
- (p) monitor and evaluate the country population program in accordance with the agreed framework under the National Development Plan; and
- (q) undertake any other relevant activities.

**PART VII—REPEAL OF NATIONAL POPULATION COUNCIL ACT,
2014 (ACT 8 OF 2014)**

126. Purpose of repealing Act 8 of 2014

(1) The purpose of repealing the National Population Council Act, 2014 is to ensure that there is no duplication of roles since the functions of the National Population Council established by the National Population Council Act, 2014 (Act 8 of 2014) are transferred to the National Planning Authority established by Act 15 of 2002.

(2) Following the transfer of the functions referred to in subsection (1), the National Population Council shall be dissolved.

127. Savings provisions for Act 8 of 2014

(1) On the commencement of this Act, all the property, assets, rights, obligations, and liabilities of the National Population Council shall vest in the National Planning Authority.

(2) Any proceedings commenced by or against the National Population Council may be continued by or against the National Planning Authority.

(3) A licence, permit, certificate or authorisation issued by the National Population Council which is in force immediately before the commencement of this Act shall have effect from the commencement of this Act as if granted by the National Planning Authority under this Act.

(4) The terms and conditions including the rights and obligations under a licence, permit, certificate or authorisation in force immediately before the commencement of this Act, shall not be less favourable than those that applied immediately before the commencement of this Act.

(5) The members and staff of the National Population Council serving immediately before the commencement of this Act shall be paid their terminal benefits in accordance with the terms and conditions of their service.

(6) Compensation is not payable to any member of the of the National Population Council for loss of office resulting from the abolition of the of the National Population Council by this Act.

(7) The staff of the of the National Population Council serving immediately before the commencement of this Act may be redeployed to serve in the public service subject to availability of positions.

**PART VIII—AMENDMENT OF THE PHYSICAL PLANNING ACT 2010
(ACT 8 OF 2010)**

128. Purpose of amendment of Act 8 of 2010

(1) The purpose of amending of the National Planning Authority Act, 2002 is to transfer the functions of the National Physical Planning Board established under Act 8 of 2010 to the National Planning Authority established by Act 15 of 2002.

(2) The amendment abolishes the National Physical Planning Board established under Act 8 of 2010 and its functions are transferred to National Planning Authority established by Act 15 of 2002.

129. Dissolution of National Physical Planning Board

The National Physical Planning Board established by Act 8 of 2010 is dissolved.

130. Amendment of long title to Act 8 of 2010

The long title to Act 8 of 2010 is amended by repealing the words “to provide for the establishment of a National Physical Planning Board; to provide for the composition, functions and procedure of the Board;”.

131. Amendment of section 2 of Act 8 of 2010

Section 2 of Act 8 of 2010 is amended—

- (a) by repealing the definition of “Board”; and
- (b) by inserting the definition of “Authority” as follows—

““Authority” means the National Planning Authority established by Act 15 of 2002;”

132. Amendment of heading for Part II of Act 8 of 2010

For the heading of Part II of Act 8 of 2010, there is substituted the following—

“PART II—ADMINISTRATION OF ACT”

133. Substitution of section 4 of Act 8 of 2010

For section 4 of Act 18 of 2016, there is substituted the following—

“4. Administration of Act

This Act shall be administered by the Authority.”

134. Repeal of section 5 of Act 8 of 2010

Section 5 of Act 8 of 2010 is repealed.

135. Amendment of section 6 of Act 8 of 2010

Section 6 of Act 8 of 2010 is amended by substituting for “Board” wherever it appears the word “Authority”.

136. Repeal of section 7 of Act 8 of 2010

Section 7 of Act 8 of 2010 is repealed.

137. Repeal of section 8 of Act 8 of 2010

Section 8 of Act 8 of 2010 is repealed.

138. Amendment of section 19 of Act 8 of 2010

Section 19 of Act 8 of 2010 is amended by substituting for “Board” wherever it appears, the word “Authority”.

139. Amendment of section 20 of Act 8 of 2010

Section 20 of Act 8 of 2010 is amended by substituting for “Board” wherever it appears, the word “Authority”.

140. Amendment of section 21 of Act 8 of 2010

Section 21 of Act 8 of 2010 is amended by substituting for “Board” wherever it appears, the word “Authority”.

141. Amendment of section 22 of Act 8 of 2010

Section 22 of Act 8 of 2010 is amended by substituting for “Board” wherever it appears, the word “Authority”.

142. Amendment of section 23 of Act 8 of 2010

Section 23 of Act 8 of 2010 is amended by substituting for “Board” wherever it appears, the word “Authority”.

143. Amendment of section 24 of Act 8 of 2010

Section 24 of Act 8 of 2010 is amended by substituting for “Board” wherever it appears, the word “Authority”.

144. Amendment of section 25 of Act 8 of 2010

Section 25 of Act 8 of 2010 is amended by substituting for “Board” wherever it appears, the word “Authority”.

145. Amendment of section 26 of Act 8 of 2010

Section 26 of Act 8 of 2010 is amended by substituting for “Board” wherever it appears, the word “Authority”.

146. Amendment of section 27 of Act 8 of 2010

Section 27 of Act 8 of 2010 is amended by substituting for “Board” wherever it appears, the word “Authority”.

147. Amendment of section 28 of Act 8 of 2010

Section 28 of Act 8 of 2010 is amended by substituting for “Board” wherever it appears, the word “Authority”.

148. Amendment of section 29 of Act 8 of 2010

Section 29 of Act 8 of 2010 is amended by substituting for “Board” wherever it appears, the word “Authority”.

149. Amendment of section 30 of Act 8 of 2010

Section 30 of Act 8 of 2010 is amended by substituting for “Board” wherever it appears, the word “Authority”.

150. Amendment of section 41 of Act 8 of 2010

Section 41 of Act 8 of 2010 is amended by substituting for “Board” wherever it appears, the word “Authority”.

151. Repeal of Part VI of Act 8 of 2010

Part VI (sections 41, 42, 43, 43A, 43B, 43C, 43D) of Act 8 of 2010 is repealed.

152. Amendment of section 47A of Act 8 of 2010

Section 47A of Act 8 of 2010 is amended by substituting for “Board” wherever it appears, the word “Authority”.

153. Amendment of section 47B of Act 8 of 2010

Section 47B of Act 8 of 2010 is amended by substituting for “Board” wherever it appears, the word “Authority”.

154. Amendment of section 48 of Act 8 of 2010

Section 48 of Act 8 of 2010 is amended by substituting for “Board” wherever it appears the word “Authority”.

155. Repeal of section 49 of Act 8 of 2010

Section 49 of Act 8 of 2010 is repealed.

156. Amendment of section 52 of Act 8 of 2010

Section 52 of Act 8 of 2010 is amended by substituting for “Secretary to the Board” the word “Executive Director of the Authority”.

157. Amendment of section 55 of Act 8 of 2010

Section 55 of Act 8 of 2010 is amended by substituting for “Board” wherever it appears, the word “Authority”.

158. Amendment of section 56 of Act 8 of 2010

Section 56 of Act 8 of 2010 is amended by substituting for “Board” wherever it appears, the word “Authority”.

159. Repeal of Second Schedule of Act 8 of 2010

The Second Schedule to Act 8 of 2010 is repealed.

160. Savings provisions for Act 8 of 2010

(1) On the commencement of this Act, all the property, assets, rights, obligations, and liabilities of the National Physical Planning Board shall vest in the National Planning Authority.

(2) Any proceedings commenced by or against the National Physical Planning Board may be continued by or against the National Planning Authority.

(3) A licence, permit, certificate or authorisation issued by the National Physical Planning Board which is in force immediately before the commencement of this Act shall have effect from the commencement of this Act as if granted by the National Planning Authority under this Act.

(4) The terms and conditions including the rights and obligations under a licence, permit, certificate or authorisation in force immediately before the commencement of this Act, shall not be less favourable than those that applied immediately before the commencement of this Act.

(5) The members and staff of the of the National Physical Planning Board serving immediately before the commencement of this Act shall be paid their terminal benefits in accordance with the terms and conditions of their service.

(6) Compensation is not payable to any member of the National Physical Planning Board for loss of office resulting from the abolition of the National Physical Planning Board by this Act.

(7) The staff of the National Physical Planning Board serving immediately before the commencement of this Act may be redeployed to serve in the public service subject to availability of positions.

PART IX—GENERAL

161. Consequential amendment of certain Acts of Parliament

Where any law enacted by Parliament provides that an agency or commission has the power to recruit staff, determine and establish staff structures or determine and set terms and conditions of service, the agency or commission shall exercise such power subject to the approval of the Ministry responsible for the public service.