



## 1.0 Introduction

The Uganda National Examinations Board Bill, 2020 was read for the First Time on 14<sup>th</sup> July, 2020 by the Minister of State for Education in charge of Primary Education, Hon. Seninde Rosemary Nansubuga, and was referred to the Committee on Education and Sports in accordance with Rule 128 of the Rules of Procedure of Parliament.

## 2.0 Object of the Bill

The object of the Bill is;

- (a) to reform the law to provide for the Uganda National Examinations Board to regulate and oversee the national examinations;
- (b) to harmonise the Uganda National Examinations Board Act with other existing government laws and policies;
- (c) to define the powers and functions of the Uganda National Examinations Board with regard to preparation, organization and administration of national examinations;
- (d) to improve the standards and quality of national examinations conducted by the Examinations Board;
- (e) to address new and emerging challenges affecting the administration and management of national examinations; and
- (f) to repeal and replace the Uganda National Examinations Board Act, Cap 137.

## 3.0 Methodology

In considering the Bill, 2020, the Committee;

- (a) held meetings and received memoranda from the following stakeholders;

- (i) The Minister of Education and Sports
  - (ii) The Uganda National Examinations Board [UNEB]
  - (iii) The National Council for Higher Education [NCHE]
  - (iv) The National Curriculum Development Centre [NCDC]
  - (v) The Uganda Allied Health Examinations Board (UAHEB)
  - (vi) The Uganda Business and Technical Examinations Board [UBTEB]
  - (vii) Education Accelerators Limited [EAL] *[a Consortium of schools that use an international curricula – the Accelerated Christian Education (ACE) Curriculum, used in over 100 countries the world over]*
  - (viii) The Uganda Police Force [UPF]
  - (ix) The Universities' Vice Chancellors Forum
- (b) called for submission of memoranda on the Uganda National Examinations Board Bill, 2020 through a public notice that was placed in the New Vision and Daily Monitor of Monday 24<sup>th</sup> August, 2020; and
- (c) scrutinized written memoranda it received from the following stakeholders who responded to the public notice that was placed in the New Vision and Daily Monitor of Monday 24<sup>th</sup> August, 2020 that called interested members of the general public to submit memoranda on the Uganda National Examinations Board Bill, 2020:
- (i) The Institute of Certified Public Accountants of Uganda [CPA-Uganda]
  - (ii) The Initiative for Social and Economic Rights [ISER]
  - (iii) Mr. Jonathan Kivumbi

#### 4.0 Stakeholders' Views on the Uganda National Examinations Board Bill, 2020

##### 4.1 Ministry of Education and Sports

The Ministry of Education and Sports submitted that the proposed legislation was intended to repeal the current Uganda National Examinations Board Act that has been in force since 1983; and to address gaps in the law that have been occasioned by legal, institutional, technological and global changes in the country.

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## 4.2 The Uganda National Examinations Board [UNEB]

*UNEB submitted thus;*

- (a) That whereas other examination assessment bodies raised concerns that the title of the Bill was holistic in character in the management of exams, the title should remain on account that UNEB only conducts exams that are within its legal mandate.
- (b) That there was need to redefine the words '*examination centre*' under the interpretation Clause 1, to include District Halls and Community Halls upon being gazetted, to enable persons of age not in the formal education system to write exams.
- (c) That it would not be feasible to specify the timeframe within which UNEB would conclude investigations into allegations of examination malpractices, as this was dependent on a number of factors such as the number of schools involved and the gravity of the offences committed.
- (d) Other examination bodies need not have representation on the Board since UNEB has another forum where it interacts with them.
- (e) The Bill maintained the original position in the current law on appointment of the Board Chairperson as a direct responsibility of the President. However, Parliament was at liberty to review the provision to suit or match other legislations.

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That the Regulations would be made to detail clear and specific procedures for the right to a fair hearing, so as to give effect to Clause 10.

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- (g) UNEB shall whenever necessary comply with the provisions of the Constitution and the Public Finance Management Act, 2015 in the exercise of the power to borrow as provided for under Clause 20.

- (h) That the Bill was intended to protect and promote the sanctity of examinations and academic awards by UNEB so that they are without question, recognized at national, regional and international levels.
- (i) The penalties for offences specified under the different Clauses under Part IV – Offences and Penalties - were hinged on the gravity or severity of each offences.

**4.3 The National Council for Higher Education [NCHE]**

*NCHE submitted thus;*

- (a) That cases of risk and fraud, and breach of right of privacy were bound to happen, once UNEB was granted powers to issue certificates of confirmation to any person requesting for them, where such certificates earlier awarded were lost.
- (b) That UNEB should, while exercising its powers under Clause 5(2)(a), only do so in respect of information on examinations over which the Board has legal mandate.
- (c) That the Board of Directors should comprise of two Vice Chancellors of universities, one representing public universities and the other private universities, elected from among themselves.
- (d) That the oaths of secrecy should be made mandatory for all persons engaged in Board operations in general terms, but the Bill could be amended to provide for grounds where an employee of the Board may be authorized to disclose the nature of his/her work at the Board.

**4.4 The National Curriculum Development Centre [NCDC]**

*The NCDC submitted thus;*

- (a) That there was need to have only one representative of the Vice Chancellors' Forum on the Board of Directors, given that the

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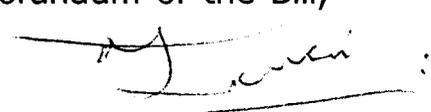
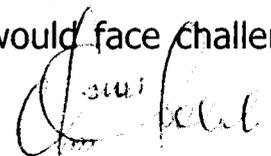
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proposal for two representatives on the Board may not necessarily call for two persons from the same category.

- (b) All persons involved in the preparation, conduct and supervision of examinations, or in the handling of any examination paper or material, should be required to take oaths of secrecy.
- (c) That there was need to specify the body or authority that would approve the request to borrow, in respect of the matter of funds of the Board.
- (d) That there was need to harmonise and standardize the terms of imprisonment for persons convicted for involvement in exam malpractices.

#### 4.5 The Uganda Allied Health Examinations Board (UAHEB)

*The UAHEB submitted thus;*

- (a) That whereas other examination boards were specifically mentioned under paragraph 2 of the Memorandum of the Bill, UAHEB was omitted. 
- (b) That the proposed size of the Board of Directors was unnecessarily broad and untenable, and would face challenges and compromises in policy formulation. 
- (c) That there was need for the Bill to provide for a range of penalties for candidates convicted of exam malpractices to match the gravity of offences committed. 

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#### 4.6 The Uganda Business and Technical Examinations Board [UBTEB]

*UBTEB submitted thus;*

- (a) That the proposed function under Clause 4(1)(e) undermines the efforts which are place to promote BTJET as an equally important alternative to the direct education pathway yet the TVET skills are intended to boost youth productivity, self-employment and creates employment opportunities.
- (b) That the Board of Directors should have representation from other examination bodies since they determine the fate of the interests of the students who may wish to join TVET after their PLE, UCE and UACE levels of education.
- (c) That the Bill should include the requirement to grant information to other examination boards, universities and employment bodies, to give effect the provisions of the Registration of Persons Act and other laws relating to coordinated regulation of personal data by stakeholders. There was therefore a request for inclusion of a new clause protecting other examination boards to access UNEB data during the registration of candidates for other levels of national assessment other than UNEB.

#### 4.7 Education Accelerators Limited [EAL]

*Education Accelerators submitted thus;*

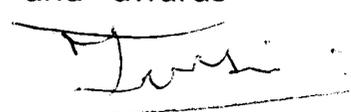
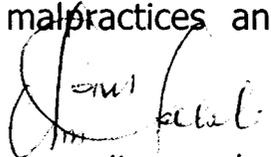
- (a) That there was need for international schools to have representation on the Board of Directors of the Uganda National Examinations Board. This was premised on the fact that Government liberalized the education sector, which gave

interested persons the freedom to opt for education institutions that use alternative curricula.

- (b) That under Clause 4(1)(e), NCDC should be mandated to issue certificates of accreditation to international schools to determine equivalence of qualifications awarded by another examining body with a corresponding qualification awarded by the Examinations Board, which certificate shall take precedence over any pre-accredited qualification from the countries of origin.

#### 4.8 The Uganda Police Force [UPF]

*The UPF submitted thus;*

- (a) That the involvement of the UPF in the entire examinations cycle was intended to secure the entire exercise and related matters; and to ensure sanctity of exams conducted and awards ultimately issued to successful candidates. 
- (b) That as a government agency mandated to ensure observance of law and order, the UPF also conducts investigations into allegations of involvement in examination malpractices and ensures prosecution of offenders. 
- (c) That the Bill under Section 6 does not consider security as a key function, yet over the years UPF has played key roles in safeguarding the overall management of national examinations. That there was need for a representative of the UPF on the Board of Directors. 

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examination registration fees, cancellation of registration implies punishing the wrong person.

- (i) That there was need to substitute for the words '*Appointments and Disciplinary Committee*', the words '*Human Resources Committee*' so as to cater for matters of staff welfare and development.
- (j) That the penalty for collusion to impersonate and register a candidate using forged results, should as well, attract a financial penalty.
- (k) That there was need to state the fate of the current Board under Clause 6 once the Bill comes into force. The current Board may not have any legitimacy since the Bill seeks to repeal the current Act.

#### **4.10 Institute of Certified Public Accountants of Uganda [CPA-Uganda]**

*The CPA-Uganda submitted thus;*

- (a) The Board of Directors under Clause 6, comprises some members appointed by the President on one hand, and on the other by the Minister responsible for Education, which may pose accountability challenges.
- (b) That a person could be disqualified from appointment as a Board member over declaration of insolvency, yet this appointment was not subjected to company law.
- (c) The absence from office, of a Board member for more than twelve months, could not be credible ground for removal from

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office, given that technological innovations can enable virtual participation of members in Board activities.

- (d) That the Bill should expressly provide for details of the Board's accounts and financial statements that would be subjected to scrutiny by the Auditor General in line with international accounting and auditing standards.

#### 4.11 The Initiative for Social and Economic Rights [ISER]

*ISER submitted thus;*

- (a) The UNEB Act, Cap 137 does not adequately address the challenges that liberalization of the Education Sector has brought forth since its enactment.

- (b) That liberalisation of the Education Sector has culminated into high rate of commercialization of education which has undermined the integrity of examinations. The aggressive competition especially among private and government aided-schools that come with pressure to have excellent performance in national examinations at all costs, has resulted in examination malpractices. Media reports have brought to the limelight schools that have involved themselves in exam malpractices in national examinations as well as misappropriation of UNEB exam registration fees.

- (c) That the challenges encountered by UNEB in the general management of national examinations call for strong legal, policy and institutional regulatory framework, to ensure preservation and protection of the integrity of national exams as well as measures to deal with cases of misappropriation and exploitation of students' UNEB exam registration fees through non

registration by the schools despite payment of the same, and inflation of the registration fees beyond those prescribed by UNEB.

#### 4.12 Mr. Jonathan Kivumbi

*Mr. Jonathan Kivumbi, an Educationist submitted thus;*

- (a) That the Title of the Bill should be amended to read '*The Uganda Primary and Secondary Education Examinations Board*'. The justification for the proposal is that the words 'Uganda' and 'National' are both nouns implying the same thing.
- (b) That the words 'Examinations Board' in the Interpretation Clause 1 should be substituted with the words 'the Governing Council' with the following definitions-
- (i) 'Council' means the governing body of the Uganda Primary and Secondary Education Examinations Board.
- (ii) 'Board' means the Uganda Primary and Secondary Education Examinations Board.
- (c) That Clause 4(1)(a) of the Bill should read 'register for Primary Leaving Examination, Uganda Lower Secondary Certificate of Education and Uganda Higher Secondary Certificate of Education Examination.
- (d) That there should be established a Unit in the Police Department that is responsible for education matters, as pledged by H.E the President.

## 5.0 General Observations

### 5.1 Compliance of the Uganda National Examinations Board Bill, 2020 with the Constitution of the Republic of Uganda, 1995

The Bill seeks to promote the Right to Education as provided for under Article 30 and in observance of the fact that Government is responsible for the Education Policy [see Article 189 and Schedule 6 to the Constitution of the Republic of Uganda].

The Bill is generally intended to ensure proper management of national examinations at primary and secondary school levels; and to ensure credibility of academic awards by Uganda National Examinations Board to successful candidates.

### 5.2 Compliance of the Uganda National Examinations Board Bill, 2020 with the United Nations 2030 Agenda on Sustainable Development Goals [SDGs]

**SDG No.4** ensures inclusive and equitable quality education and promotes lifelong learning opportunities for all. The Uganda National Examinations Board Bill, 2020 focuses on attaining an education system that will produce a human resource with the relevant and competitive skills essential for national development through formal certification of learners' academic achievements that contributes significantly for students to gain employment.

The Committee envisages that by 2030, Uganda would have in place education systems that would ensure that all girls and boys complete free, equitable and quality primary and secondary education leading to relevant and Goal-4 effective learning outcomes.

**SDG No.10** which aims at reducing inequality within and among countries, will be realized once the human resource is well equipped with the requisite skills necessary for employment, and subsequently this would reduce the poverty levels thereby reducing on inequalities within and among countries.

### 5.3 Principles of the Uganda National Examinations Board Bill, 2020

The Bill seeks to competitively position Ugandan students for global opportunities that can be attained through a well-established, coordinated and functional National Examinations Board with an efficient examinations system that produces formal certificates that are recognized and respected worldwide.

### 5.4 Compliance with the Principles of Gender and Equity

The Committee observes that the Bill is in consonance with Article 33 of the Constitution of Uganda, 1995 that provides for the rights of women. The Committee further observes that Clause 6(4) of the Bill requires the Minister to ensure that a third of the members of the Board are women.

### 6.0 Specific Observations and Recommendations

*The Committee observed that:*

(1) there are emerging interests from some state and non-state actors seeking representation on the Board of Directors [see Clause 6] of the Examinations Board on account of their key roles and contributions to the education sector in Uganda. The Committee received proposals from the following stakeholders to amend Clause 6 to provide for their representation on the Board of Directors of the Examinations Board;

(a) The Uganda Police Force on account of its outstanding role in not only securing the entire exams period and related aspects but conducts investigations in cases of malpractices as well. The Committee further observes that in the current UNEB Act Cap 137, the Uganda Police Force is not represented on the Board of Directors. The Committee was informed that the Minister responsible for education invoked Section 6(1)(f) of the UNEB

Act Cap 137 to appoint three other members from the public, **one of whom was drawn from the Uganda Police Force**, to constitute part of the Board of Directors of the Examinations Board.

**Recommendation:**

**The Committee recommends that given the key responsibilities UPF has executed over the years in securing the entire exam cycle, it should be represented on the Board of Directors of the Examinations Board.**

- (b) Other exam assessment bodies like Uganda Business and Technical Examinations Board [UBTEB], Uganda Allied Health Examinations Board [UAHEB] and Uganda Nurses and Midwives Examinations Board [UNMEB], were noted to determine the fate of the interests of students who may wish to join Technical, Vocation Education and Training [TVET] after completing their Primary Leaving Examinations [PLE], Uganda Certificate of Education [UCE] and Uganda Advanced Certificate of Education [UACE]; and

**Recommendation:**

**The Committee recommends that other exam assessment bodies should be represented on the Board of Directors with the view of promoting institutional linkages and learning.**

- (c) Education Accelerators Limited, an Association of schools that use international curricula [Accelerated Christian Education] that in observance and recognition of Objective XVIII (iii) of the National Objective and Directive Principles of State Policy enshrined in the Constitution, and as a result of Government's policy on liberalization, international schools have established operations in Uganda and attracted interests from a cross section

of the parents and guardians opting to enroll their children in such schools.

**Recommendation:**

**The Committee recommends that whereas Government policy on liberalization of the Education Sector allowed for operation of private education institutions in the country, adherence to legal and institutional regulatory frameworks would be necessary as opposed to representation on the Board of Directors of the Examinations Board.**

- (2) whereas Clause 4(1)(e) of the Bill tasks UNEB 'to, upon request by any person, determine equivalency of a qualification awarded by another examining body with corresponding qualifications awarded by the Examination Board', it does not take into account technical limitations UNEB has in equating qualifications awarded by other examination bodies. The Committee received concerns from Uganda Business and Technical Examinations Board [UBTEB], Uganda Allied Health Examinations Board [UAHEB] and Uganda Nurses and Midwives Examinations Board [UNMEB], that the Clause 4(1)(e) of the Bill undermined their efforts yet they have the required technical skills and capacities to execute this task;

**Recommendation:**

**The Committee recommends that UNEB should determine the equivalence of such qualifications only in consultation with the relevant awarding institution/body.**

- (3) the Bill under Clause 4(1)(e) presumes that UNEB was privy to curricula design processes undertaken by other examination bodies [including founding bodies of international schools] prior to using the same during teaching and administering of examinations, as well as technical capabilities to synchronize, streamline and corroborate such awards with those issued under the national education system which may not be the case. The Committee received a proposal from Education

Accelerators Limited to have awards issued to learners who attended training in international schools, to be scrutinized by UNEB in accordance with Clause 4(1)(e) as a precursor and/or pre-condition for admittance to next levels of education in the national education system;

**Recommendation:**

**The Committee recommends that UNEB in consultation with the relevant examination assessment bodies for international schools, should conduct joint assessments of awards issued to learners that attended such schools, to determine their eligibility for admission to next levels of education in the national education system.**

- (4) whereas the Bill under Clause 37 compels any person or body to furnish information to the Examinations Body and penalties for some offences, it does not make any specific reciprocal provisions compelling UNEB to furnish information requested for by any person or body to help in the discharge of their duties;

**Recommendation:**

**The Committee recommends that information so requested should be that over which UNEB has legal mandate.**

- (5) the title of the Bill envisages and suggests a national character in the preparation, conduct and supervision of exams at primary and secondary level, which is the same with other examination bodies like UBTEB, UAHEB and UNMEB that also take a national character when preparing, conducting and supervising exams, but are not expressly mentioned. The Committee received proposals from other examinations bodies to review the title of the Bill to reflect the preparation, conduct and supervision of exams at only primary and secondary level;

**Recommendation:**

**The Committee recommends that the title of the Bill should be retained, given that UNEB conducts exams only within its mandate.**

- (6) the Bill under Clause 6 provides for duo-appointing authorities for Board of Directors of the Examinations Board, where the President on one hand under sub-clause (2)(a) appoints the Board Chairperson and the Minister on the other, under sub-clause(3), appoints other members on the Board of Directors. The Committee further observes that the Bill maintained the original position in the UNEB Act, on appointment of the Board Chairperson by H.E the President [see Section 6(1)(a) of UNEB Act Cap 237. The Committee further observes that the current provision in the Bill is bound to create accountability and policy formulation challenges, since the Board Chairperson and Members are answerable to different appointing authorities;

**Recommendation:**

**The Committee recommends that in order to avoid cases of role ambiguities and accountability challenges, the appointment of Board Members including the Board Chairperson should be by the Minister responsible for education.**

- (7) there was a general lack of consistency in the penalties prescribed for various offences. The Committee was informed by the Vice Chancellor's Forum that the penalties so prescribed may be too severe to shoulder especially where the offender is a minor, and under criminal law, may not be held accountable to suffer such penalties;

**Recommendation:**

**The Committee recommends that given the need to ensure credibility and sanctity of exams conducted and certificates awarded by the Examinations Board, the penalties so prescribed in the Bill should be maintained.**

- (8) the Bill under Clause 43 considers oaths of secrecy an optional matter that could be disregarded by the Examinations Board but which could ultimately lead to abuse of the entire exercise if not made mandatory.

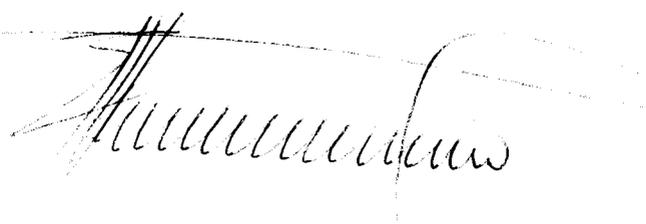
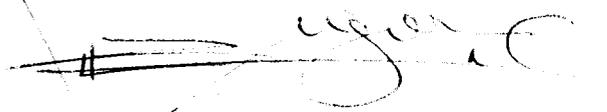
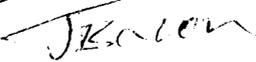
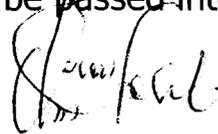
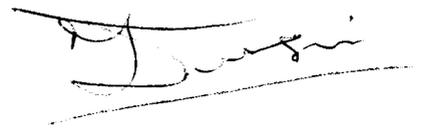
**Recommendation:**

**The Committee recommends that UNEB should make it mandatory for all persons involved in the management of examinations to take and subscribe to the oath of secrecy.**

**7.0 Conclusion**

Rt. Hon. Speaker and Members, the Committee therefore recommends that subject to the proposed amendments, the Bill be passed into law.

I beg to report,



**PROPOSED AMENDMENTS TO THE UGANDA NATIONAL EXAMINATIONS BOARD BILL, 2020**

**CLAUSE 4: FUNCTIONS OF EXAMINATIONS BOARD.**

**Clause 4 is amended in sub-clause (1) –**

- paragraph (a) by substituting for the words ***“the Board may consider necessary”***, the words ***“within the mandate of the Board.”***
- by replacing paragraph (b) with the following-

***“to prepare, protect, conduct, supervise and mark primary and secondary national examinations and any other examination within the mandate of the Board. ”***

- paragraph (d) by inserting the words ***“legally authorised”*** immediately after the words ***“any other person”***.
- paragraph (e) by inserting immediately after the word ***“Board”***, the following words;

***“in consultation with that examining body”.***

- paragraph (h) by inserting the words ***“and keep a permanent record of information concerning that centre”*** immediately after the word ***“centre”***.

**Justifications:**

- The amendment in paragraph (a) is to ensure that the National Examinations Board does not act beyond its mandate.
- In paragraph (b) is to make the provision more encompassing.
- Paragraph (d) is to curb unauthorized access to information.

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- Paragraph (e) is in order to mandate the Uganda National Examinations Board to act in consultation with other examining bodies while equating qualifications.
- In paragraph (h), the amendment is to compel the Uganda National Examinations Board to keep records of examination centres.

**CLAUSE 5: POWERS OF EXAMINATIONS BOARD.**

Clause 5 is amended in sub-clause (5) by-

- substituting for the words **“subsection 4(1)(c)”** the words **“section 4(1)(c).”**
- inserting a new paragraph (d) immediately after paragraph (c) as follows-

***(d) To demand any information, document or record in respect of an examination centre from the person in charge.***

**Justification:**

- (i) For proper referencing.
- (ii) To provide for an enabling environment for record keeping.

**CLAUSE 6: BOARD OF DIRECTORS.**

Clause 6 is amended-

- in sub-clause (2) paragraph (a) by **deleting** the words **“appointed by the President”** appearing at the end of the sentence.
- in sub-clause (2) paragraph (e) by substituting for the words **“Attorney General”** the words **“Inspector General of Police.”**
- by substituting for sub-clause (3) the following-

***“The chairperson and members of the Board of Directors shall be appointed by the Minister”.***

**Justifications:**

- In 2(a), to give the power of appointment of the Chairperson to the Minister.
- In 2(e), to provide for representation of the Inspector General of Police on the Board.
- In (3), to provide for the Minister as the appointing authority for the chairperson and members of the Board.

**CLAUSE 7: DISQUALIFICATION FROM APPOINTMENT TO THE BOARD.**

**Clause 7 is amended-**

- By deleting paragraph (a).
- In paragraph (b) by substituting for the entire provision the following-

***“has been convicted of any offence and sentenced by a competent court;”***

**Justifications:**

- To ensure that a former offender shall not be appointed to serve as a member of the Uganda National Examinations Board.

**CLAUSE 10: REMOVAL FROM OFFICE**

Clause 10 is amended in paragraph (f) by substituting for the entire provision, the following-

***“who is convicted of an offence and sentenced by a competent court”.***

**Justification:**

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- It is a consequential amendment arising from the amendment of clause 7 of the Bill.

**CLAUSE 11: FILLING VACANCIES OF THE BOARD.**

**Clause 11 is amended-**

- In sub-clause (2) by substituting for the words **“one month”**, the words **“thirty days”**.
- In sub-clause (3) by replacing the entire provision with the following-

***(3) The Minister shall, within sixty days of receiving notice of a vacancy, appoint another person to the Board in accordance with section 6 of this Act.***

- By deleting sub-clause (4).

**Justifications:**

- For consistency.
- To prescribe the time period within which the Minister shall fill up a vacancy on the Board.
- It is a consequential amendment arising from amendment of clause 6.

**CLAUSE 14: COMMITTEES OF THE BOARD.**

Clause 14 is amended -

- in sub-clause (1) paragraph (c), by substituting for the words **“the Appointments and Disciplinary Committee”** the words **“Human Resources Committee.”**
- In sub-clause (3) by substituting for the entire provision the following-

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***“A committee appointed under this section may, guided by the procedure provided in schedule 2 to this Act, adopt its own rules and procedure”.***

**Justification:**

- To broaden the functions of the Committee.
- To provide for the procedure and rules to be followed by the Committees of the Board.

**CLAUSE 15: EXECUTIVE DIRECTOR.**

Clause 15 is amended –

- in sub-clause (3) by substituting for the words **“for one more term”**, the words **“subject to performance review.”**
- in sub-clause (4) by substituting for paragraph (d) the following-

***“(d) where he or she has been convicted of an offence by a competent court.”***

**Justifications:**

- To provide for performance review as a condition precedent for re-appointment of the Executive Director.
- To allow the application of the provision to all offences and competent courts within and outside Uganda.

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**CLAUSE 25: UNAUTHORIZED POSSESSION OF EXAMINATION PAPER, MATERIAL OR INFORMATION.**

Clause 25 is amended in sub-clause (1) by substituting for the words “two thousand currency points” the words “one thousand currency points” and the words “ten years” the words “five years.”

**Justification:** To harmonise the prescribed currency points and term of imprisonment with other provisions in the Bill.

**CLAUSE 26: EXAMINATION MALPRACTICE.**

Clause 26 is amended-

- in paragraph (a) by inserting the words “or equipment” immediately after the words “any other material”;
- in paragraph (b) by substituting for the words “ten years” the words “five years.” ;
- In paragraph (f) by substituting for the word “or” appearing immediately after the word “results” the word “of”.

**Justifications:**

- To make the provision more encompassing.
- To harmonise the currency points with the term of imprisonment.
- To correct a typo error.

**CLAUSE 28: DAMAGE OR DESTRUCTION OF EXAMINATION PAPER, EXAMINATION MATERIAL, ANY OTHER MATERIAL OR INFORMATION**

Clause 28 is amended by inserting the word “equipment” immediately after the words “examination paper” and substituting for the words “ten years” the words “five years”.

**Justification:**

*[Handwritten signatures and scribbles are present throughout the bottom half of the page, including names like 'J. J. ...', 'J. J. ...', and 'J. J. ...' in various orientations.]*

- To make the provision more encompassing and to harmonise the number of currency points with the term of imprisonment.

**CLAUSE 29: IMPERSONATION**

Clause 29 is amended by substituting for the words “**ten years**”, the words “**five years.**”

**Justification:**

To harmonise the term of imprisonment with the number of currency points.

**CLAUSE 30: POSSESSION OF OFFENSIVE MATERIALS AND DISTURBANCE OF EXAMINATIONS.**

Clause 30 is amended in paragraph (b) by substituting for the words “**ten years**” the words “**five years**”.

**Justification:**

To harmonise the term of imprisonment with the number of currency points.

**CLAUSE 32: MISAPPROPRIATION OF EXAMINATION REGISTRATION FEES.**

Clause 32 is amended-

- by substituting for sub-clause (2), the following-

***“(2) In addition to the penalty in subsection (1), the person convicted shall pay back the money collected to the concerned students or the sponsors of the students and compensate them accordingly as the case may be.”***

- by inserting a new sub-clause (4) immediately after sub-clause (3) to read as follows-

The page contains several handwritten signatures and scribbles. On the right side, there is a signature that appears to be 'S. K. Saha'. Below the main text, there are several large, illegible scribbles and signatures, including one that looks like 'A. K. Saha' and another that looks like 'S. K. Saha'. There are also some smaller scribbles and marks scattered throughout the page.

**“(4) Where it is established that the person in subsection (1) (a) is a proprietor of a school, the Examinations Board may suspend or cancel the examination center”.**

**Justifications:**

- To ensure that students, who do not sit for examinations due to the failure of an authorized person to remit registration fees, are compensated.
- To give the Board the discretion to cancel or suspend the registration of an examination centre where examination registration fees are misappropriated.

**CLAUSE 33: CHARGING FEES NOT PRESCRIBED BY EXAMINATIONS BOARD**

Clause 33 is amended in sub-clause (2) by substituting for the word **“shall”** appearing immediately after the word **“Board”** in the fourth line, the word **“may.”**

**Justification:**

To provide for discretion of the Board to suspend or cancel the registration of an examination centre .

**CLAUSE 38: CANCELLATION OF EXAMINATIONS.**

Clause 38 is amended in sub-clause (2)-

- paragraph (a) by inserting the words **“or work,”** immediately after the word **“script”**;
- in paragraph (b) by inserting the words **“or work”** immediately after the word **“script”**;

*[Handwritten signatures and scribbles are present in this section, including a large signature at the bottom left and several smaller ones to the right.]*

- in paragraph (e) by inserting the words **“or any other source from which a candidate may obtain information or”** immediately after the word **“device.”**
- by inserting a new paragraph immediately after paragraph (f), as follows-

**“proves to have had prior knowledge of the examination”.**

**Justification:**

- To broaden the provision to provide for other sources of information and ways in which a candidate may obtain information prior to or during an examination.

**CLAUSE 43: OATH OF SECRECY**

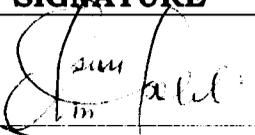
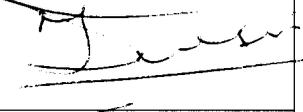
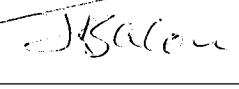
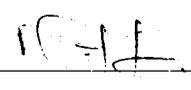
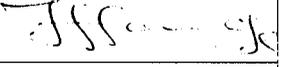
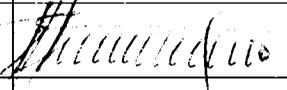
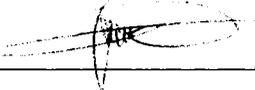
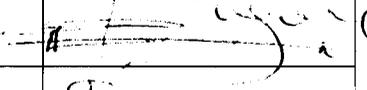
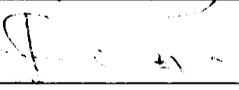
Clause 43 is amended in sub-clause (1) by substituting for the word **“may”** appearing immediately after the word **“Board”**, the word **“shall.”**

**Justification:**

To make it mandatory for the concerned persons to take oath before preparing, conducting and supervising examinations.

The bottom half of the page contains several handwritten signatures and initials in black ink. These include a large signature on the left, a signature in the center, and several smaller initials and signatures on the right and bottom. The handwriting is cursive and somewhat stylized.

**COMMITTEE ON EDUCATION AND SPORTS REPORT ON THE UGANDA  
NATIONAL EXAMINATIONS BOARD BILL, 2020**

<b>No</b>	<b>NAME</b>	<b>CONSTITUENCY</b>	<b>SIGNATURE</b>
1	<b>Hon. Opolot Jacob Richards</b> <b>Chairperson</b>	<b>Pallisa County</b>	
2	<b>Hon. Twesigye Ntamuhiira John</b> <b>V/Chairperson</b>	<b>Bunyaruguru County</b>	
3	Hon. Acon Julius Bua	Otuke	
4	Hon. Ajilo Maria Goretti Elogu	DWR Kaberamaido	
5	Hon. Baba-Diri Margaret	DWR Koboko	
6	Hon. Twesigye Itungo Nathan	Kashari South County	
7	Hon. Eguny Nantume Janepher	Buvuma	
8	Hon. Etuka Isaac Joakino	Upper Madi County	
9	Hon. Kabaije Sheila Mwine	DWR Kiruhura	
10	Hon. Kisa Stephen Bakubalwayo	Luuka South County	
11	Hon. Lanyero Molly	DWR Lamwo	
12	Hon. Macho Geoffrey	Busia	
13	Hon. Mayende Stephen Dede	Bukooli South	
14	Hon. Musoke Robert	Budiope West	
15	Hon. Orot Ismael	Kanyum	
16	Hon. Ongiertho Emmanuel Jor	Jonam County	
17	Hon. Ssewanyana Allan	Makindye Division West	
18	Hon. Ssewungu Joseph Gonzaga	Kalungu County West	
19	Hon. Atim Joy Ongom	DWR Lira	

20	Hon. Chekwel Lydia	DWR Kween	CP -
21	Hon. Rwabushaija Margaret N	Workers	
22	Hon. Kasibante Moses	Rubaga Division North	MP
23	Onyango Gideon	Samia Bugwe North	
24	Hon. Brig. Francis Takirwa	UPDF	