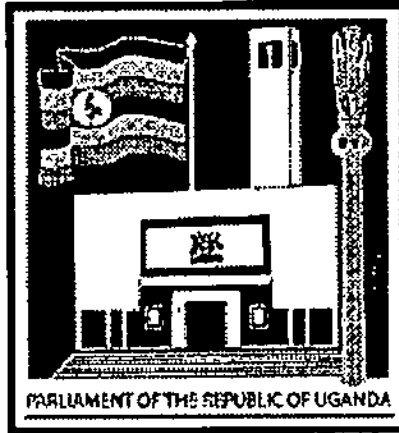


REPUBLIC OF UGANDA



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ON WED. 08/04/15  
By Hon. JOHN MUKWINGI  
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REPORT OF THE SECTORAL COMMITTEE ON TOURISM, TRADE AND  
INDUSTRY ON THE UGANDA WILDLIFE EDUCATION CENTRE BILL, 2013

OFFICE OF THE CLERK TO PARLIAMENT  
PARLIAMENT BUILDING  
KAMPALA-UGANDA

March 2015

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**REPORT OF THE COMMITTEE ON TOURISM, TRADE AND INDUSTRY ON  
THE UGANDA WILDLIFE EDUCATION CENTRE BILL, 2013**

**1. Introduction**

The Uganda Wildlife Education Centre Bill, 2013 was read for the first time on 6<sup>th</sup> March 2014 and referred to the Committee on Tourism, Trade and Industry in accordance with Rules 117 and 118 of the Rules of Procedure of Parliament. In analysing the Bill, the Committee was guided by Rule 118 of the Rules of Procedure of Parliament.

**2. Objectives of the Bill**

The objectives of the Bill are:

- i. To establish the Uganda Wildlife Education Centre
- ii. To provide for the Board of trustees of the Centre.
- iii. To facilitate the promotion and conservation of Uganda's unique wildlife resources through conservation education.
- iv. To establish and maintain conservation education facilities and programmes on site and through extension services.
- v. To provide for showcasing Uganda's unique wildlife heritage and ecosystems through the Centre.
- vi. To provide for the establishment and management of wildlife bio-data bank at the Centre.
- vii. To promote the rescue, rehabilitation and release of wildlife.
- viii. To promote wildlife breeding, with a focus on rare, endangered and endemic species, as well as for commercial purposes and;

- ix. To provide for the establishment and maintenance of hospitality and recreation facilities and support services for the Centre.

### 3. Methodology

In the process of analysing the Bill, the Committee held meetings and a workshop in which it discussed the Bill with the following stakeholders:

- i. Ministry of Tourism, Wildlife and Antiquities.
- ii. Ministry of Justice and Constitutional Affairs.
- iii. The Uganda Wildlife Education Centre.
- iv. Uganda Wildlife Authority

### 4.0 Observations and recommendations.

The Committee observed that:

- i. UWEC does not sit on the wildlife user rights committee despite the fact that they have the technical expertise to regulate private zoos and enforce required standards.

***The Committee recommends that UWEC should sit on the wildlife user rights Committee to enable it participate in setting and enforcing of standards for private zoos.***

- ii. The Committee noted that the mandate of Uganda Wildlife Education Centre is education of the people about wildlife. However, the Centre has only one branch in Entebbe hence denying other regions in the country the opportunity to learn and appreciate the importance of wildlife.

**The Committee recommends that Uganda wildlife education centre opens up more branches in the different regions in the country to educate the country about the importance of wildlife.**

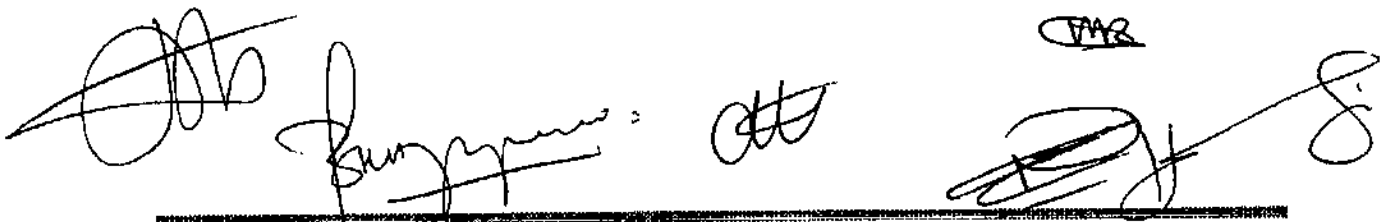
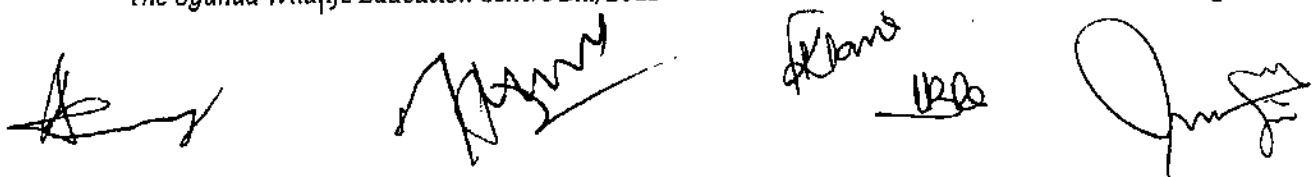
- iii. The Committee observed that the Uganda Wildlife Education Centre has been constrained due to inadequate funding. The Centre relies on donor funding and entry fees collected which are not much to run the centre effectively.

**The Committee recommends that the Wildlife Education Centre should be provided with sufficient funds to enable it to operate effectively and efficiently given its importance in the tourism sector.**

### **5.0 CONCLUSION**

The Uganda Wildlife Education Centre is important since it plays a significant role of educating the public about the importance of wildlife.

The committee recommends that The Uganda Wildlife Education Centre Bill, 2013 be passed into law subject to the following amendments;

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**PROPOSED AMENDMENTS TO THE UGANDA WILDLIFE EDUCATION CENTRE BILL, 2013**

**Bill Title**

Proposal to amend the Bill title:

By inserting the word "conservation" between the words "Wildlife" and "Education" and accordingly amend all clauses where the Center name appears.

**Redrafted as:** THE UGANDA WILDLIFE CONSERVATION EDUCATION CENTRE BILL, 2015.

**Justification:** to cater for the aspect of conservation in the wildlife education.

**Long Title:**

Proposal to amend the long title to the Bill by:

Inserting the word "conservation" between the words "Wildlife" and "Education" on line 1.

**Justification:** to cater for the aspect of conservation in the wildlife education.

**Clause 5: Functions of the Centre**

Proposal to amend by inserting a new paragraph (j) to provide as follows:

j) to collaborate with other institutions in the execution of the mandate of the Centre.

**Justification:** to mandate the Institute to collaborate with other institutions.

**Re-draft the entire Clause 7 as:**

**Clause 7 The Board**

(1) "There is established a Board of Directors which shall be the governing board of the Centre.

(2) "the Board shall be appointed by the Minister and shall consist of:

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4c

- (a) Chairperson
  - (b) Vice Chairperson;
  - (c) A representative of the Local Government Associations;
  - (d) A representative of the Uganda Wildlife Authority;
  - (e) A representative of the Ministry responsible for Wildlife;
  - (f) A representative of the Ministry responsible for Finance;
  - (g) "Three persons appointed by the Minister from the public or private sector"
  - (h) The Executive Director who shall be an ex-officio and non-voting member.
- (3) The Executive Director shall be the secretary to the Board.
- (4) The Chairperson and Vice Chairperson shall be designated from among the members appointed under paragraph (b) of sub section 2.
- (5) the Vice chairperson shall deputise the Chairperson.
- (6) The Minister shall appoint the chairperson and members of the board at least three months before the end of the term of office of the incumbent chairperson and members of the Board".

**Justification:** to empower the Minister to appoint the Board, its Chairperson, Vice Chairperson and members, basing on their suitability and to designate the Secretary to the Board.

**Clause 9: Functions of the Board**

Proposal to amend clause (9):

- i) In paragraph (e) by:
  - inserting the phrase "wildlife conservation" between the word "promote" and "education";
  - Deleting the word "training" appearing on line one;

**Redrafted as:**

(e) "to promote wildlife conservation education and public awareness of wildlife existing in the centre"

*[Handwritten signatures and initials are present throughout the page, including a large signature on the left, a signature above the clause text, and several signatures below the footer line.]*

**Justification:** for clarity.

ii) In paragraph (g) by substituting for the entire paragraph the following:

(g) *"To appoint, remunerate and discipline all staff of the Centre"*

**Justification:** for clarity.

**Clause 10: Tenure of Board**

Proposal to amend clause (10):

i) In sub-clause (1):

- By substituting the word *"may"* for the word *"shall"* on line 2;
- By substituting the phrase *"only one consecutive"* for the phrase *"one more"* on line 3.

**Redrafted as:**

*(1) A member of the Board other than the Executive Director may hold office for four years and is eligible for reappointment for only one consecutive term.*

**Justification:** for clarity

ii) In sub-clause (3):

By inserting a new paragraph (g) to provide as:

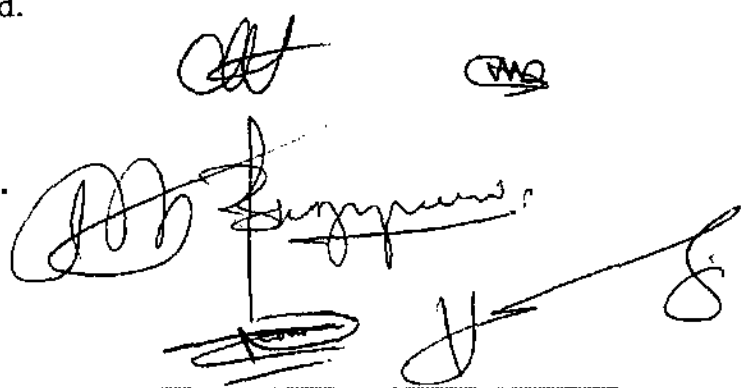
*(g) Failure to declare a conflict of interest in the execution of his or her duties.*

**Justification:** to require disclosure of conflict of interest by members of the Board.

**Clause 12: Meetings of the Board.**

Proposal to amend clause 2 by:

Redrafting the clause as:



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*"Meetings of the Board shall be conducted as provided for in the schedule II."*

**Clause 14: The Executive Director**

Proposal to amend clause (14):

- In sub-clause (3) by redrafting the clause as:

*(3) A person shall not be appointed Executive Director unless that person has at least ten years experience in wildlife management, environment, administration, financial management, law, or business development.*

**Justification:** to widen the range of qualifications required for a person to be appointed Executive Director.

**Clause 15: Functions of the Executive Director**

Proposal to amend clause (15) by:

- i) In sub-clause (2):

In paragraph (e) substituting the word *"procurement"* for the word *"tendering"*.

**Justification:** to harmonize the provision with the Public Procurement Laws.

**Clause 16: Tenure of office of the Executive Director**

Proposal to amend clause (16):

- i) In sub-clause (2):

- In paragraph (b) by redrafting the provision as:

*"He or she is declared bankrupt"*

**Justification:** for clarity.

**Clause 17: Other officers and staff of the Centre**

Propose to amend clause (17):

- In the head-note by deleting the phrase *"officers and"*
- In sub-clause (1) by deleting the phrase *"officers and"*



**Justification:** it is redundant.

**Clause 20: Borrowing powers**

Propose to amend clause (20):

By deleting sub-clause (2)

**Justification:** it is redundant.

**Clause 22: Financial year of the Centre**

Propose to amend clause (22)

By redrafting the clause as:

(22) *"The financial year of the Centre shall be the same as the financial year of Government."*

**Justification:** to align the financial year of the Centre with the financial year of Government."

**Clause 26: Power to open and operate bank accounts.**

Propose to amend clause (26):

By substituting for the phrase "section 40 of the Public Finance and Accountability Act", the phrase "section 33 of the Public Finance Management Act".

**Redrafted as:**

(1) *"Subject to section 33 of the Public Finance Management Act, the Centre shall open and maintain bank accounts as are necessary for the performance of its functions".*

**Justification:** to subject the power to open and operate bank account to the Public Finance Management Act.

**Clause 27: Annual and other reports**

Proposal to amend clause (27):

In sub-clause (4) by substituting for the phrase "not later than six months" appearing on line 1, the phrase "within three months".

**Justification:** to require the Minister to table report to Parliament within three month from receipt of the report.

**Clause 30: Regulations**

Propose to amend clause (30):

i) In sub-clause (1):

In paragraph (a) by deleting the phrase "of the" between the word "education" and "centre"

In paragraph (d) by inserting the word "the" at the beginning just before the word "rescue";

**Justification:** for clarity.

a) In paragraph (e) by substituting the word "the" for the word "for" at the beginning of the paragraph.

**Justification:** for clarity.

b) In paragraph (f) by substituting the word "matters" for the word "area" appearing on line 1.

**Justification:** for clarity.

**SCHEDULE 2**

**Paragraph 1. Meetings of the Board**

Propose to amend paragraph (1):

In sub- paragraph (4) by re-phrasing the entire clause as:

*"(4) The Chairperson shall preside at every meeting of the Board and in the absence of the Chairperson, the vice chairperson, and in the absence of both chairperson and vice chairperson, then the members present shall elect one from among their number to preside at the meeting."*

**Paragraph 7. Minutes of proceedings**

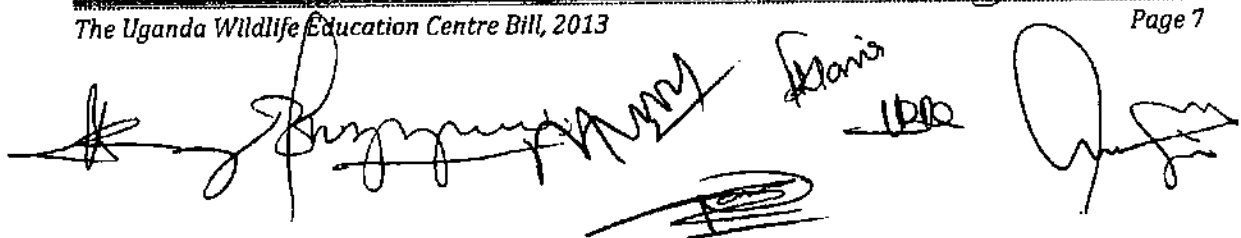
Propose to amend paragraph (7) in sub paragraph (2) by:

- Inserting the phrase "and the secretary" between the word "chairperson" and "in" on line 3.

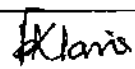
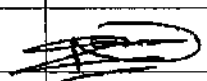
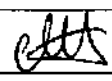
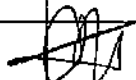
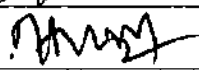

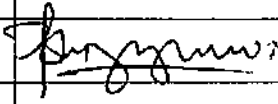
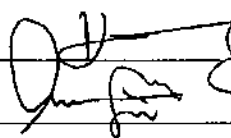
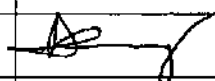
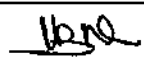
**Justification:** to require the secretary to sign the minutes of meetings.


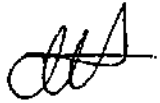
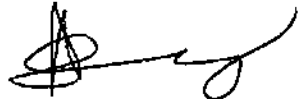
- Deleting the phrase "present at the later meeting" appearing in line 4.

**Justification:** it is redundant.

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**REPORT OF THE COMMITTEE ON TOURISM, TRADE AND INDUSTRY ON  
THE UGANDA WILDLIFE EDUCATION CENTRE BILL, 2013**

NO	NAME	PARTY	SIGNATURE
1.	Kabahenda Flavia R. C/P	NRM	
2.	Namara Grace VC/P	INDEP	
3.	Kasajja Steven Kagwera	NRM	
4.	Tete Everline Chelangat	NRM	
5.	Balyeku Moses Grace	NRM	
6.	Mbahimba James	NRM	
7.	Mugema Peter	NRM	
8.	Mpairwe Beatrice	NRM	
9.	Ssimbwa John	NRM	
10.	Mayende Steven Dede	NRM	
11.	Okot Ogong Felix	NRM	
12.	Nakabaale Patrick	NRM	
13.	Karungi Elizabeth	NRM	
14.	Mulimba John	NRM	
15.	Naggayi Nabilah Sempala	FDC	
16.	Ajok Lucy	UPC	
17.	Lubogo Kenneth	INDEP	
18.	Businge-Rusoke Victoria	NRM	
19.	Aleper Margaret Achilla	NRM	
20.	Lubega Godfrey	INDEP	
21.	Kamara John Nizeyimana	NRM	



# DRAFT REPORT OF THE COMMITTEE ON TOURISM, TRADE AND INDUSTRY ON THE UGANDA WILDLIFE EDUCATION CENTRE BILL, 2013

## 1. Introduction

The Uganda Wildlife Education Centre Bill, 2013 was read for the first time on 6<sup>th</sup> March 2014 and referred to the Committee on Tourism, Trade and Industry in accordance with Rules 117 and 118 of the Rules of Procedure of Parliament. In analysing the Bill, the Committee was guided by Rule 118 of the Rules of Procedure of Parliament.

## 2. Objectives of the Bill

The objectives of the Bill are:

- i. To establish the Uganda Wildlife Education Centre
- ii. To provide for the Board of trustees of the Centre.
- iii. To provide for promotion, conservation and sustainable development of wildlife resources through wildlife conservation education and wildlife breeding
- iv. To provide for related matters.

## 3. Methodology

In the process of analysing the Bill, the Committee held a workshop in which it discussed the Bill with the following stakeholders:

- i. Ministry of Tourism, Wildlife and Antiquities.
- ii. Ministry of Justice and Constitutional Affairs.
- iii. The Uganda Wildlife Education Centre.
- iv. Uganda Wildlife Authority

## 4.0 Observations and recommendations.

The Committee observed that:

- i. Uganda Wildlife Authority is mandated by Section 29 of the Uganda Wildlife Authority Act to offer licences to private zoos. However, Uganda Wildlife Education Centre is mandated to supervise private zoos yet it

does not gain revenue from these animals since UWA is the agency which issues licences.

However, the Committee was informed that UWEC has more technical capacity to regulate zoos compared to UWA.

***The Committee recommends that UWEC and UWA carry out a dual role of whereby UWEC would offer technical backstopping to regulation of private zoos.***

- ii. UWEC does not sit on the wildlife use rights committee despite the fact that it is mandated to regulate private zoos.

***The Committee further recommends that UWEC should sit on the wildlife use rights Committee to enable it participate in setting standards for private animal keepers.***

- iii. The Committee noted that the mandate Uganda Wildlife Education Centre is education of the people about wildlife. However, the Centre has only one branch in Entebbe hence denying other regions in the country the opportunity to learn the importance of wildlife.

***The Committee recommends that Uganda wildlife education centre opens up more branches in the different regions in the country to educate the country about the importance of wildlife.***

- iv. The Committee observed that the Uganda Wildlife Education Centre has been constrained due to inadequate funding. The Centre relies on donor funding and entry fees collected which are not much to run the centre effectively.

***The Committee recommends that the Wildlife Education Centre is important in the tourism sector and should be provided with sufficient funds to enable it to operate effectively and efficiently.***

## **5.0 CONCLUSION**

The Uganda Wildlife Education Centre has been under the Ministry of Education and Sports and requires a legal framework to allow it to streamline its operation and return to the Ministry of Tourism, Wildlife and Antiquities.

The committee recommends that The Uganda Wildlife Education Centre, Bill, 2013. be passed into law subject to the following amendments;

**PROPOSED AMENDMENTS: UGANDA WILDLIFE EDUCATION CENTRE  
-BILL, 2013**

**Bill Title**

Proposal to amend the Bill title:

By inserting the word "Conservation" between the words "Wildlife" and "Education" and accordingly amend all clauses where the Center name appears.

**Justification:** to cater for the aspect of conservation in the wildlife education.

**Clause 5: Functions of the Centre**

Proposal to amend by inserting a new paragraph (j) to provide as follows:

j) to collaborate with other institutions in the execution of the mandate of the Centre.

**Justification:** to mandate the Institute to collaborate with other institutions.

**Clause 7: The Board**

Proposal to amend clause (7):

i) by inserting a new sub-clause (1) to provide for the establishment of the Board as follows:

"There is established a Board of Trustees which shall be the governing body of the Centre".

**Justification:** to provide for the establishment of the Board of trustees before providing for its composition.

ii) In sub-clause (2).

In paragraph (a) by substituting the phrase "three persons appointed by the Minister" for the phrase "a representative of the business community or civil society related to tourism and wildlife"

**Justification:** to empower the Minister to appoint any three persons to the Board, basing on their suitability.

iii) Proposal to delete paragraph (b)

**Justification:** it is a duplication of paragraph (d)

- iv) Proposal to amend paragraph (g) by substituting for the phrase “a non-voting member” the phrase “Secretary to the Board”

**Justification:** to designate the Secretary to the Board.

- v) Proposal to insert a new sub clause (7) to provide as follows:

“(7) The Minister shall in the absence of the Board perform the duties of the Board for a period not exceeding three months”.

**Justification:** to empower the Minister to perform the duties of the Board for a limited time in the absence of the Board.

### **Clause 9: Functions of the Board**

Proposal to amend clause (9):

- i) In paragraph (b) by inserting the word “internal” between the words “the” and “policy”;

**Justification:** to restrict the policy making powers of the Board.

- ii) In paragraph (e) by:
- inserting the phrase “wildlife conservation” between the word “promote” and “education”;
  - Deleting the word “training” appearing on line one;
  - Substituting the word “Uganda” for the phrase “the Centre” appearing on line two.

**Justification:** for clarity.

- iii) In paragraph (g) by substituting for the entire paragraph the following:  
“To recruit, remunerate and discipline all staff of the Centre”

**Justification:** for clarity.

### **Clause 10: Tenure of the Board**

Proposal to amend clause (10):

- i) In sub-clause (1):
- a) By substituting the word “may” for the word “shall” on line two;



b) By substituting the phrase "only one consecutive" for the phrase "one more" on line three.

**Justification:** for clarity

ii) In sub-clause (2):

By inserting the phrase "upon giving three months notice" between the words "office" and the word "in" on line two.

iii) In sub-clause (3):

By inserting a new paragraph (g) to provide as:

(g) Failure to declare a conflict of interest in the execution of his or her duties.

**Justification:** to require disclosure of conflict of interest by members of the Board.

#### **Clause 15: Functions of the Executive Director**

Proposal to amend clause (15):

i) In sub-clause (2):

In paragraph (b) substituting the word "procurement" for the word "tendering".

**Justification:** to harmonize the provision with the Public Procurement Laws.

#### **Clause 16: Tenure of office of the Executive Director**

Proposal to amend clause (16):

i) In sub-clause (2):

a) In paragraph (b) by deleting the phrase "or becomes" appearing on line one.

**Justification:** it is redundant

b) By deleting the word "insolvent" appearing on line one.

**Justification:** it is redundant

c) By substituting the phrase "any assignment or" for the word "an" appearing on line two.

**Justification:** for clarity

**Clause 17: Other officers and staff of the Centre**

Propose to amend clause (17):

- 1) In the head-note by deleting the phrase "officers and".
- 2) In sub-clause (1) by deleting the phrase "officers and".

**Justification:** it is redundant.

**Clause 20: Borrowing powers**

Propose to amend clause (20):

By deleting sub-clause (2)

**Justification:** it is redundant.

**Clause 21: Estimates**

Propose to amend clause (21):

In the head-note by inserting the phrase "of income and expenditure" after the word "estimates"

**Clause 27: Annual and other reports**

Proposal to amend clause (27):

In sub-clause (4) by deleting the phrase "not later than six months" appearing on line one.

**Justification:** it is redundant.

**Clause 30: Regulations**

Propose to amend clause (20):

- i) In sub-clause (1):
  - a) In paragraph (d) by inserting the word "the" just before the word "rescue";

**Justification:** for clarity

b) In paragraph (e) by substituting the word "the" for the word "for";

**Justification:** for clarity

c) In paragraph (f) by substituting the word "matters" for the word "area" appearing on line one

**Justification:** for clarity

ii) In sub-clause (2):

a) By inserting a new paragraph (b) to provide as:

"(b) Higher penalties for repeated offences"

**Justification:** to require higher penalties for repeated offences

b) By re-numbering paragraph (b) as (c)

**Justification:** for proper chronological flow.

### **Clause 31: Power of the Minister to amend Schedule.**

Proposal to amend clause (31):

In sub-clause (1):

By deleting the phrase "with the approval of Cabinet"

**Justification:** it is redundant.