

ACTS SUPPLEMENT*to The Uganda Gazette No. 83, Volume CXVII, dated 23rd December, 2024**Printed by UPPC, Entebbe, by Order of the Government.*

National Information Technology Authority, Uganda
Act 43 *(Amendment) Act* **2024**

**THE NATIONAL INFORMATION TECHNOLOGY AUTHORITY,
UGANDA (AMENDMENT) ACT, 2024**

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**THE NATIONAL INFORMATION TECHNOLOGY
AUTHORITY, UGANDA (AMENDMENT) ACT, 2024**

An Act to amend the National Information Technology Authority, Uganda Act, Cap. 200 to dissolve the National Information Technology Authority, Uganda and mainstream the functions of the dissolved National Information Technology Authority, Uganda into the Ministry responsible for information technology; and for related purposes.

DATE OF ASSENT: 16th December, 2024

Date of Commencement: See section 1

BE IT ENACTED by Parliament as follows:

1. Commencement

This Act shall come into force three years from the date of publication in the Gazette.

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 subsection (1) —

- (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.

3. Purpose of amendment of Cap. 200

The purpose of amending the National Information Technology Authority, Uganda Act is to dissolve the National Information

Technology Authority, Uganda and mainstream its functions into the Ministry responsible for information technology.

4. Amendment of short title to Cap. 200

The National Information Technology Authority, Uganda Act, hereinafter referred to as the “principal Act” is amended by substituting the short title with the following—

**“THE NATIONAL INFORMATION TECHNOLOGY ACT,
CAP. 200”**

5. Amendment of long title to principal Act

The long title to the principal Act is substituted with the following—

“An Act to provide for the provision and regulation of information technology services in the private and public sectors; and for related matters.”

6. Dissolution of National Information Technology Authority, Uganda

On the commencement of this Act, the National Information Technology Authority, Uganda established by the principal Act is dissolved.

7. Responsibility for functions of the dissolved National Information Technology Authority, Uganda

On the commencement of this Act, the Ministry shall be responsible for performing the functions which were performed by the dissolved National Information Technology Authority, Uganda.

8. Amendment of section 1 of principal Act

Section 1 of the principal Act is amended—

- (a) by repealing the definitions of “Authority”, “Board”, “Chairperson”, “Executive Director” and “member”; and

- (b) by inserting immediately after the definition of “Minister” the following—

““Ministry” means the Ministry responsible for information technology;”.

9. Amendment of title to Part II of principal Act

The title to Part II of the principal Act is substituted with the following—

“PART II—ADMINISTRATION OF ACT”

10. Amendment of section 2 of principal Act

Section 2 of the principal Act is substituted with the following—

“2. Administration of Act

This Act shall be administered by the Ministry.”

11. Amendment of section 3 of principal Act

Section 3 of the principal Act is amended by substituting for the word “Authority” wherever the word appears, the word “Ministry”.

12. Amendment of section 4 of principal Act

Section 4 of the principal Act is amended by substituting for the word “Authority” wherever the word appears, the word “Ministry”.

13. Amendment of section 5 of principal Act

Section 5 of the principal Act is amended by substituting for the word “Authority” wherever the word appears, the word “Ministry”.

14. Repeal of Part III of principal Act

Part III of the principal Act consisting of sections 6, 7, 8, 9, 10, 11, 12 and 13 is repealed.

15. Repeal of section 14 of principal Act

Section 14 of the principal Act is repealed.

16. Repeal of section 15 of principal Act

Section 15 of the principal Act is repealed.

17. Repeal of section 16 of principal Act

Section 16 of the principal Act is repealed.

18. Repeal of section 17 of principal Act

Section 17 of the principal Act is repealed.

19. Amendment of section 18 of principal Act

Section 18 of the principal Act is amended by substituting for the word “Board” wherever the word appears, the word “Ministry”.

20. Amendment of section 19 of principal Act

Section 19 of the principal Act is amended—

- (a) in subsection (1), by deleting the words “on the recommendation of the Board”; and
- (b) by substituting for the word “Authority” wherever the word appears, the word “Ministry”.

21. Amendment of section 20 of principal Act

Section 20 of the principal Act is amended—

- (a) by substituting for the words “Executive Director” wherever the words appear, the words “Permanent Secretary”; and
- (b) by substituting for the word “Authority” wherever the word appears, the word “Ministry”.

22. Amendment of section 21 of principal Act

Section 21 of the principal Act is amended by substituting for the word “Authority” wherever the word appears, the word “Ministry”.

23. Amendment of section 22 of principal Act

Section 22 of the principal Act is amended in subsection (4) by substituting for the word “Authority” wherever the word appears, the word “Ministry”.

24. Amendment of section 23 of principal Act

Section 23 of the principal Act is amended by substituting for the word “Authority” wherever the word appears, the word “Ministry”.

25. Repeal of Part VI of principal Act

Part VI of the principal Act consisting of sections 24, 25, 26, 27, 28, 29, 30 and 31 is repealed.

26. Amendment of section 32 of principal Act

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

27. Repeal of section 33 of principal Act

Section 33 of the principal Act is repealed.

28. Repeal of section 34 of principal Act

Section 34 of the principal Act is repealed.

29. Repeal of section 35 of principal Act

Section 35 of the principal Act is repealed.

30. Repeal of section 36 of principal Act

Section 36 of the principal Act is repealed.

31. Amendment of section 37 of principal Act

Section 37 of the principal Act is amended in subsection (4)—

- (a) by substituting for the words “Executive Director”, the words “Accounting Officer”; and

- (b) by substituting for the word “Authority” wherever the word appears, the word “Ministry”.

32. Amendment of section 38 of principal Act

Section 38 of the principal Act is amended in subsection (1) by repealing the words “in consultation with the Board”.

33. Amendment of section 39 of principal Act

Section 39 of the principal Act is amended by substituting for subsection (2) the following—

“(2)The Minister may, by statutory instrument, amend Schedule 3 to this Act.”

34. Repeal of Schedule 2 to principal Act

Schedule 2 to the principal Act is repealed.

35. Amendment of Schedule 3 to principal Act

Schedule 3 to the principal Act is amended by substituting for the words “National Information Technology Authority, Uganda Act”, the words “National Information Technology Act”.

36. Savings

(1) The Board members and staff of the National Information Technology Authority, Uganda 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 National Information Technology Authority, Uganda for loss of office resulting from the dissolution of the National Information Technology Authority, Uganda.

(3) The staff of the National Information Technology Authority, Uganda 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 National Information Technology Authority, Uganda shall vest in the Government of Uganda under the Ministry.

(5) Any proceedings commenced by or against the National Information Technology Authority, Uganda may be continued by or against the Attorney General.

(6) A licence, permit, certificate or authorisation issued by the National Information Technology Authority, Uganda 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 Ministry.

(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.

(8) Any functions which were performed by the dissolved National Information Technology Authority, Uganda under any other enactment shall, from the date of commencement of this Act, be performed by the Ministry.