

Laid on the Table on Wednesday 9th March 2016,
By: Hon. Frederick Rukidi.
Ida Kusiima
IDA KUSIIMA (C.A)

**BILLS
SUPPLEMENT No. 2**

26th February, 2016.

BILLS SUPPLEMENT

to the Uganda Gazette No. 12 Volume CIX dated 26th February, 2016.

Printed by UPPC, Entebbe by Order of the Government.

Bill No. 2 Uganda Communications (Amendment) Bill 2016

THE UGANDA COMMUNICATIONS (AMENDMENT) BILL, 2016

MEMORANDUM

As part of operationalising the Uganda Com. the Minister of Information and Communications Technology is required to make regulations in order to give effect to the provisions of the Act.

In enacting the Uganda Communications Act, 2013, two conflicting provisions were incorporated into the Act by Parliament as follows—

- (a) Section 93 (1) which provides that “*The Minister may, after consultation with the Commission and with the approval of Parliament, by statutory instrument, make regulations for the better carrying into effect the provisions of this Act*”; and
- (b) Section 93 (3) which provides that “*Regulations made shall be laid before Parliament.*”

The object of this Bill is therefore to amend the Uganda communications Act, 2013 to remove the requirement for Parliamentary approval of regulations made by the Minister under section 93 (1).

ENG. JOHN NASASIRA,
Minister of Information and Communications Technology.

Ja

A Bill for an Act

ENTITLED

**THE UGANDA COMMUNICATIONS (AMENDMENT)
ACT, 2016**

An Act to amend section 93 (1) of the Uganda Communications Act, 2013 to remove the requirement for Parliamentary approval of regulations made by the Minister under the Act.

BE IT ENACTED by Parliament as follows:

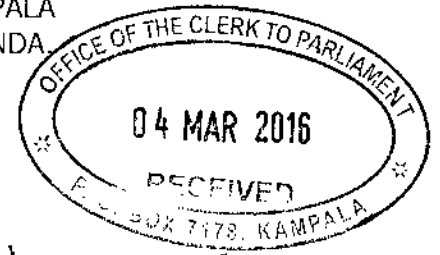
1. Amendment of Act No. 1 of 2013.

The Uganda Communications Act, 2013 is amended in section 93 (1) by the repealing the words "*and with the approval of Parliament*".

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In any correspondence on this
subject please quote
Ref. No. **ADM 70/92/01**



Ministry of Information and
Communications Technology
P O Box 7817
KAMPALA
UGANDA



4th March 2016

The Clerk to Parliament
Parliament of Uganda
Kampala

Laid on the Table on
Wednesday 9th March 2016,
By Hon. Fredrick Ruhindi.
(Signature)
IDA KUSTINA (CA)

**SUBMISSION OF UGANDA COMMUNICATIONS (AMENDMENT) BILL 2016,
FOR CONSIDERATION BY PARLIAMENT**

The Ministry of Information and Communications Technology (ICT), in consultation with stakeholders, has developed a Draft Uganda Communications (Amendment) Bill 2016.

The overall objective of the Bill is to amend the Uganda Communications Act, 2013 to remove the requirement for Parliamentary approval of regulations made by the Minister under section 93 (1).

The Bill was approved by Cabinet after which it was published in the Uganda Gazette (see attached extract).

Subsequently, the Minister has requested me to submit it to you for Parliamentary consideration.

The purpose of this letter, therefore, is to forward to you the Bill for the said purpose.

Attached is the attendant Certificate of Financial Implications which was issued by the Minister of Finance, Planning and Economic Development, in accordance with the relevant Act.

A handwritten signature in black ink, appearing to be 'JPS'.

Dr. Jimmy Pat Saamanya
PERMANENT SECRETARY

Cc: Minister of Information and Communications Technology
Cc: Minister of State for Information and Communications Technology

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SECRET

CABINET

Laid on the Table on Wednesday
9th March 2016, By: Hon. F. Ruhigwa

IDA KUSIMA (CA)

Action Extract from Minute No.005.(CT.2016).....of the
meeting of the Cabinet held at Kampala on.....13th January, 2016.....
for action / information by.....PS/I & CT.....

MINUTE 005 (CT 2016)

DRAFT UGANDA COMMUNICATIONS
(AMENDMENT) BILL, 2015

(Cabinet Memorandum CT (2015) 169)

3. Cabinet:

- (2) Approved the Uganda Communications (Amendment) Bill, 2015.
- (3) Authorized the Minister of Information and Communications Technology to publish the (Amendment) Bill in the gazette and table it in Parliament for debate and enactment.

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Laid on the Table on Wednesday
09th March 2016, By Hon. F. Ruhindi

Appendix III

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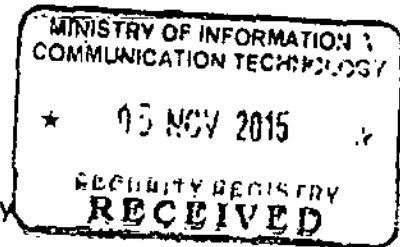
THE REPUBLIC OF UGANDA

IDA KUSIIMA (C.A)
Ministry of Finance, Planning &
Economic Development
Plot 2-12, Apollo Kaggwa Road
P.O. Box 8147
Kampala
Uganda.

In any correspondence on
this subject please quote No.ISS.255/339/01

2nd November, 2015

The Permanent Secretary
Ministry of Information and Communications Technology
P. O. Box 7817
KAMPALA.



CLEARANCE TO SUBMIT TO CABINET THE UGANDA COMMUNICATIONS (AMENDMENT) BILL, 2015

Reference is made to your letter ref. ADM 84/121/02 dated 12th October
2015 in which you requested for clearance to submit to cabinet the
Uganda Communications (Amendment) Bill, 2015

Please find attached the Certificate of Financial Implications for your
onward submission to Cabinet.


Keith Muhakanizi
PERMANENT SECRETARY/ SECRETARY TO TREASURY

c.c: Minister for Information and Communications Technology
c. c. Minister of State for Information and Communications Technology

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Laid on the Table on Wednesday
9th March 2016, Hon. F. Ruhindi

Indira
IDA KUSITMA (C.A)



THE REPUBLIC OF UGANDA

**CERTIFICATE
OF
FINANCIAL IMPLICATIONS**

(Made under Section 76 of the Public Finance Management Act, 2015)

THIS IS TO CERTIFY that a Bill entitled **UGANDA COMMUNICATIONS (AMENDMENT) BILL, 2015** has been examined and I wish to report as follows:

a) That the Bill has the following objectives:

- i. To submit to Cabinet the provisions of the proposed amendment to the Uganda Communications Act, 2013,
- ii. To seek Cabinet approval of the Uganda Communications (Amendment) Bill, 2015 and
- iii. To seek Cabinet authority to have the Bill gazetted and tabled in Parliament for debate and enactment.

b) That it is expected to have the following impact on the economy:

The Amendment Bill will expedite drafting and implementing of new regulations in the communications sector which in turn will lead to improved performance of the ICT sector.

c) Funding and budgetary implications

The implementation of the Uganda Communications (Amendment) Bill, 2015 will not attract additional financial implications.


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The funds for its implementation are to be secured from the operations of the Uganda Communications Commission, namely from license fees and the levy from the gross annual revenue of the communications operators as stipulated in the Uganda Communications Act, 2013.

d) Expected benefits (savings and revenues)

The new regulations will improve quality of services, revenue collection from the sector and coordination of investment in the ICT sector.

Submitted under my hand this 19th day of October 2015.



Maria Kasajja

MINISTER OF FINANCE, PLANNING AND ECONOMIC DEVELOPMENT

Received by

Date