

BILLS SUPPLEMENT

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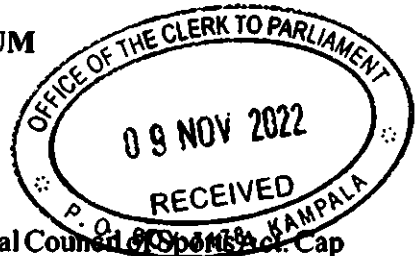
Bill No. 34

National Sports Bill

2021

THE NATIONAL SPORTS BILL, 2021

MEMORANDUM



1. Principles of the Bill.

The object of the Bill is to repeal the National Council of Sports, Cap 48; to consolidate and modernize the law relating to the incorporation and registration of national sports organisations and community sports clubs; to provide for the management, promotion, development and regulation of professional, amateur and recreational sports in the Uganda; to streamline the recreation, registration and management national sports organisations and community sports clubs; to codify the obligations of the State under international sports governing statutes; to prohibit match fixing, corruption, illegal manipulation and illegal betting in sports; encourage and promote drug-free sports; and to provide for related matters.

2. Gaps in existing Laws

Uganda has embraced a number of sports disciplines including football, baseball, cricket, tennis, Archery golf, swimming, cycling, boxing, Netball, golf, lawn tennis, handball, hockey, wood ball, motor sport, kayak, rugby, weightlifting, tackwondo, volley Ball and athletics and Uganda is recognized the world over as a sports loving country.

Each sports discipline is organised and regulated by a national sports association including Uganda Athletics Federation, Uganda Archery Federation, Uganda Badminton Association, Federation of Uganda Basketball Association, Uganda Netball Federation, Uganda Boxing Federation, Uganda Canoe/Kayak Federation, Federation Of Motor Sports Clubs Of Uganda, Uganda Cycling Association, Uganda Lawn Tennis Association, Uganda Taekwondo Federation Uganda Volleyball Federation Uganda Weightlifting Federation Uganda Wrestling Federation, Uganda Shooting Federation, Uganda Hockey Federation, Uganda Handball Federation, and Federation of Uganda Football Association, which are all affiliated to their respective international sports governing body.

The above national sports associations and federations are all incorporated and registered under various laws, including the Trustees Incorporation Act Cap 165, National Council for Sports Act, Cap 48, the Companies Act, 2010, the Partnerships Act, 2010 and the Non-Governmental Organisations Act, 2016.

The lack of uniformity in the registration and incorporation of national sports associations and federations has resulted in governance and administration challenges including, lack of legal personality, multiple reporting and regulatory legal regimes, forum shopping by sports clubs and national sports associations, interference and lack of independence of national sports associations contrary to international sports governing body regulations, existence of numerous national sports associations regulating a single sports discipline, disputes and wrangles, wastage and mal-administration of the affairs and funds of national sports associations and federations.

The lack of a single piece of legislation regulating the incorporation and registration of national sports associations and federations has resulted in little or no oversight by the National Council for Sports

since the requirements for registration and incorporation under the different laws are different, thereby resulting in different obligations being imposed on the different national sports associations and federations under the relevant laws under which they are incorporated.

3. Remedies

This Bill there seeks to—

- (a) consolidate and update the law on incorporation and registration of national sports associations and federations;**
- (b) regulate the operation and administration of national sports associations and federations and community sports clubs;**
- (c) regulate the raising, funding and management of national and representative teams;**
- (d) to codify the obligations of the State under international sports governing statutes;**
- (e) create sports tribunals for purposes of determining sports disputes; and**
- (f) to prohibit various vices prevalent today in sports administration including doping, violence and hooliganism, manipulation of sports results, dealing with counterfeit sports products, unauthorized use of sports results in betting as well as abuse of the commercial rights of national sports associations and federations.**

Provisions of the Bill

The Bill has 72 clauses, divided into seven parts.

Part I—Preliminary

This part incorporates clauses 1 and 2 dealing with commencement of the Bill and Interpretation of the major words and phrases used in the Bill.

Part II—Institutional Arrangements

This part incorporates clauses 3 to 18 dealing with Continuation in existence of the National Council of Sports, Functions of the Council, Powers of the Council, Headquarters of the Council, Composition of the Council, Tenure of Office member of the Council, Remuneration of Members of the Council, Appointment of Committees, Meetings of the Council, Delegation of functions of the Council, Secretariat of the Council, General Secretary, Functions of General Secretary, Other officers and staff of the Council, Independence of the Uganda Sports Council and Directions by the Minister;

Part III—recognition, registration and incorporation of national sports organisations

This part incorporates clauses 19 to 31 dealing with declaration of national sports discipline, incorporation and registration of a community sports club, registration and recognition of a national sports association, incorporation and registration of a National Sports Federation, rejection of applications for registration or incorporation, register of national sports organisations, revocation and suspension of national sports organisation, functions of the national sports organisations, independence of a national sports organisation, general provisions relating to national sports organisations, dissolution of a National Sports Organisation, compliance of national sports organisations and report on activities of national sports federations.

Part IV—Financial provisions

This part incorporates clauses 32 to 41 dealing with duty to operate on sound financial principles, power to invest funds, Council to prepare budget, accounts of Fund, financial year, financial Management of national sports organisations, funds of national sports organisations, Compliance with the Public Finance Management Act, 2015, vesting of property in national sports associations and asset register of a national sports organisation.

Part V—Settlement of Sports Disputes

This part incorporates clauses 42 to 47 dealing with the Appointment of tribunal, costs of arbitration, arbitration to be provided in constitution, constitution of a tribunal, powers of a tribunal and Procedure of a tribunal

Part VI—Offences and Penalties

This part incorporates clauses 48 to 60, dealing with prohibition of unlawful utilization of Commercial Rights, prohibition of electronic media production of sporting events and competitions, prohibition of broadcast of sporting events and competitions, prohibition of dealing with counterfeit Materials, prohibition of unlawful access to sports events and competitions, prohibition of unauthorized use of sports results in betting, prohibition of betting by specified persons, manipulation of sports result or competition, prohibition of Doping, prohibition of acts of violence and hooliganism, offences committed by legal persons, imposition of administrative penalties and general Penalty.

Part VII—Miscellaneous

This part deals incorporates clauses 61 to 72 dealing with absence of National Sports Organisation, Continuation of the National Olympics

Committee, Minister to establish National Anti-Doping Committee, international Affiliation of national sports organisation, management of sports teams and athletes, vesting of sports infrastructure in the Council , effect of registration on existing sports associations or federations, report on enforcement of this act, repeal of Cap 48, savings and transitional Provisions, regulations and amendment of Schedules.

**MAGOGO MOSES HASSIM, MP,
*Budiope East, Buyende District.***

THE NATIONAL SPORTS BILL, 2021

ARRANGEMENT OF CLAUSES

Clauses

PART I—PRELIMINARY

- 1. Commencement**
- 2. Interpretation**

PART II—INSTITUTIONAL ARRANGEMENTS

- 3. Continuation in existence of the National Council of Sports**
- 4. Functions of the Council**
- 5. Powers of the Council**
- 6. Headquarters of the Council**
- 7. Composition of the Council**
- 8. Tenure of Office member of the Council**
- 9. Remuneration of Members of the Council**
- 10. Appointment of Committees**
- 11. Meetings of the Council**
- 12. Delegation of functions of the Council**
- 13. Continuation of Secretariat**
- 14. General Secretary**
- 15. Functions of General Secretary**
- 16. Other officers and staff of the Council**
- 17. Independence of the Council**
- 18. Directions by the Minister**

**PART III—RECOGNITION, REGISTRATION AND INCORPORATION
OF NATIONAL SPORTS ORGANISATIONS**

19. Declaration of national sports discipline
20. Incorporation and registration of a community sports club
21. Registration and recognition of a national sports association
22. Incorporation and registration of a national sports federation
23. Rejection of applications for registration or incorporation
24. Register of national sports organisations
25. Revocation and suspension of national sports organisation
26. Functions of the national sports organisations
27. Independence of a national sports organisation
28. General provisions relating to national sports organisations
29. Dissolution of a national sports organisation
30. Compliance of national sports organisations with Act
31. Report on activities of national sports federations

PART IV—FINANCIAL PROVISIONS

32. Duty to operate on sound financial principles
33. Power to invest funds
34. Council to prepare budget
35. Accountability for funds
36. Financial year
37. Compliance with the Public Finance Management Act, 2015
38. Financial Management of national sports organisations
39. Funds of national sports organisations
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41. Asset register of a national sports organisation

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- 43. Costs of arbitration**
- 44. Arbitration to be provided in constitution**
- 45. Constitution of a tribunal**
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- 48. Prohibition of unlawful utilization of Commercial Rights**
- 49. Prohibition of electronic media production of sporting events and competitions**
- 50. Prohibition of broadcast of sporting events and competitions**
- 51. Prohibition of dealing with counterfeit Materials**
- 52. Prohibition of unlawful access to sports events and competitions**
- 53. Prohibition of unauthorized use of sports results in betting**
- 54. Prohibition of betting by specified persons**
- 55. Manipulation of sports result or competition**
- 56. Prohibition of Doping**
- 57. Prohibition of acts of violence and hooliganism**
- 58. Offences committed by legal persons**
- 59. Imposition of administrative penalties**
- 60. General Penalty**

PART VII—MISCELLANEOUS

- 61. Absence of a national sports organisation**
- 62. Continuation of the National Olympics Committee**
- 63. Minister to establish National Anti-Doping Committee**

64. International Affiliation of national sports organisation
65. Management of sports teams and athletes in international sports competitions
66. Vesting of sports infrastructure in the Council
67. Effect of registration on existing sports associations or federations
68. Report on enforcement of this act
69. Repeal of Cap 48
70. Savings and transitional Provisions
71. Regulations
72. Amendment of Schedules

SCHEDULE 1: Currency Point

SCHEDULE 2: National Sports Disciplines

A Bill for an Act

ENTITLED

THE NATIONAL SPORTS ACT, 2021

An Act to repeal the National Council of Sports Act. Cap 48; to consolidate and modernize the law relating to the incorporation and registration of national sports organisations and community sports clubs; to provide for the management, promotion, development and regulation of professional, amateur and recreational sports in the Uganda; to streamline the recreation, registration and management national sports organisations and community sports clubs; to codify the obligations of the State under international sports governing statutes; to prevent match fixing, corruption, illegal manipulation and illegal betting in sports; encourage and promote drug-free sports; to continue in existence the National Sports Council; and to provide for related matters.

BE IT ENACTED by Parliament as follows:

PART I—PRELIMINARY

1. Commencement

This Act shall commence on a date appointed by the Minister, by statutory instrument.

2. Interpretation

In this Act, unless the context otherwise requires—

“athlete” means any person who competes in amateur or professional sport;

“Amateur sport” means an activity involving physical exertion or skill in which an individual or team competes against another for pleasure or as past time or for recreational or health purposes or as training to become professional;

“Brand” means a name, term, design, symbol, or other feature that distinguishes an organization or product;

“Betting” means setting, making or accepting a bet on—

- (a) the outcome of a race, competition or other sports event or process;
- (b) the likelihood of any sports occurrence or none occurrence;
- (c) the likelihood of anything occurring or not occurring;
or
- (d) whether anything is true or not true;

“betting organisations” means organisation licensed under The Lotteries and Gaming Act to operate a betting business;

“commercial rights” means any and all rights of a commercial nature connected with a sports event, including image rights, audio-visual broadcasting rights, new media rights, endorsement and official supplier rights, sponsorship rights, merchandising rights, licensing rights, advertising rights, hospitality rights, promotional rights, incorporeal rights and rights arising under copyright law and all intellectual property rights;

- “Council ” means the National Council for Sports specified in section 3;**
- “community sports club” means an organisation incorporated, recognised and registered by the Council under section 20;**
- “Currency points” has the value assigned to it in Schedule 1;**
- “doping” means the use of prohibited substances and methods in any sporting activity whether competitive or recreational in order to artificially enhance performance;**
- “event” means a series of separate competitions conducted by a national sports association;**
- “International Federation” means a recognised international sports governing body that oversees, manages and regulates a particular sports discipline;**
- “Minister” means the Minister responsible for sports;**
- “national sports association” means a sports association recognised and registered by the Council to manage, develop, promote and regulate an amateur sports discipline;**
- “national sports federation” means an organization incorporated, recognised and registered by the Council to manage, develop, promote and regulate a professional and amateur sport discipline;**
- “national sports organisation” means a community sports club, a national sports association and a national sports federation;**
- “Olympic sport” means a sport, discipline or event recognized by the International Olympics Committee;**
- “physical activity” means any bodily movement produced by skeletal muscles that requires energy expenditure;**

“professional sport” means an activity involving physical exertion and or skill in which an individual or team competes against another as an economic activity with the objective of earning fees or making profit;

“sport” means an activity involving physical exertion and or skill in which an individual or team competes against another or others;

“sports competition” means any sport event organized in accordance with the rules set by a national sports association;

“sports dispute” means a dispute relating to the management or administration of a national sports organisation or a dispute between a national sports organisation and the Council;

“Tribunal” means a tribunal appointed under section 42 of this Act;

“Ugandan sports branded material” means any material having the brand of a national sports federation or a recognized by the National Council of Sports and any material having the brand of members of an NSF

“WADA” means the World Anti-Doping Agency.

PART II—INSTITUTIONAL ARRANGEMENTS

3. Continuation in existence of the National Council of Sports

(1) The National Council of Sports established under the repealed Act is continued in existence subject to this Act.

(2) The Council shall be a body corporate with perpetual succession and a common seal and may, in its corporate name, for and in connection with its objects and functions under this act—

- (a) acquire, hold and dispose of movable and immovable property;
- (b) sue or be sued;
- (c) enter into any contract and other transaction as may be expedient; and
- (d) do all such other acts and things for the proper discharge of its functions as may lawfully be done by a body corporate.

4. Functions of the Council

The functions of the Council shall be to—

- (a) incorporate, recognise and register national sports federations;
- (b) to recognise a sports discipline as a national sports discipline;
- (c) regulate the national sports federations registered under this Act by ensuring that national sports federations strictly abide by their respective constitutions and this Act;
- (d) acquire, construct, rehabilitate, maintain and manage all Government-owned sports facilities;
- (e) establish and manage sports infrastructure for the utilization of national sports federations and their members;
- (f) undertake sports research, education and training of sports administrators and other sports human resources;
- (g) advise the Minister on Government policies in relation to sports;

- (h) to make recommendations to the Minister in relation to the enactment of laws and regulations governing sports in Uganda;**
- (i) to fund and facilitate the activities of national sports teams, National Athletes and sports clubs representing Uganda in international sports competitions;**
- (j) make recommendations to the Minister on any matter relating to the management and administration of a sports discipline;**
- (k) approve the expenditure of national sports federations in receipt of grants made by or through the Council ;**
- (l) collaborate with respective national sports federations in the identification and development of sporting talent, provision of sports equipment, facilities and technical training;**
- (m) encourage and facilitate cooperation among national sports federations and to be a liaison body between national sports federations and Government in regard to all matters relating to sport and recreation;**
- (n) develop guidelines for the promotion and development of professional sport, mass sport, recreation and physical education;**
- (o) approve international and national sports competitions and festivals organized by a national sports federation or the affiliate members of national sports federations; and**
- (p) perform any other function incidental or consequential to the above functions as may be necessary for the better promotion and development of sports in Uganda.**

5. Powers of the Council

The Council may–

- (a) purchase, hold, manage and dispose of any property whether moveable or immovable;
- (b) enter into any contract or other transaction as may be expedient;
- (c) charge fees for services provided by it;
- (d) impose a fine on a person who contravenes any of the provisions of this Act;
- (e) arrange with local authorities for the provision of sporting facilities at the local government;
- (f) appoint the members of the tribunal;
- (g) consider compliance reports of a national sports federation;
- (h) require the national sports federations to inculcate patriotism, sportsmanship and discipline in all sportspersons;
- (i) award, in consultation with national sports federations, medals, trophies and other incentives for the encouragement and promotion of sporting activities; and
- (j) regulate the activities of national sports federations to ensure compliance with the respective constitution of the national sports federation.

6. Headquarters of the Council

The Council shall have its head office in Kampala and may establish branches in other areas of Uganda as it may deem appropriate.

7. Composition of the Council

- (1) The Council shall consist of the following members—
- (a) the Chairperson;
 - (b) one representative appointed each of the national sports federation;
 - (c) the head of Uganda Olympic Committee;
 - (d) a representative of the Ministry responsible for Sports;
 - (e) a representative of the Ministry responsible for Finance, Planning and Economic development;
 - (f) a representative of the Ministry responsible for Trade, Industry and Cooperatives;
 - (g) a representative of the Ministry responsible for Gender, Labour and Social Development;
 - (h) a representative of the Ministry responsible for Tourism, Wildlife and Antiquities; and
 - (i) the General Secretary.
- (2) The Chairperson shall be appointed by the Minister.

8. Tenure of Office member of the Council

(1) A member of the Council shall hold office for a period of five years and the appointment maybe renewed for one more term only.

(2) A member of the Council may, at any time, resign his or her office by a letter addressed to the General Secretary.

(3) A member of the Council shall cease to be a member of the Council where the member—

- (a) dies;
- (b) is recalled by the entity the member represents in the Council; or
- (c) ceases to hold an office in the entity that the member represents in the Council.

(4) Where a vacancy exists in the membership of the Council, the General Secretary shall notify the relevant authority of such vacancy and the relevant authority shall appoint another person to fill the vacancy.

(5) Any person appointed under subsection (4) shall hold office for the remainder of the term of the previous member and shall be eligible for reappointment for one more term only.

9. Remuneration of Members of the Council

Save for the General Secretary who shall be paid such remuneration as shall be specified in his or her instrument of appointment, a Member of the Council shall be paid by the entity the member represents.

10. Appointment of Committees

(1) The Council may appoint such Committees as it considers necessary to discharge its functions under this Act.

(2) A Committee established under subsection (1) shall comprise of members of the Council and such other person as the Committee may consider necessary.

(3) The Committee shall be chaired by a member of Council and shall carry out such functions as the Council may assign to it.

11. Meetings of the Council

(1) The Council shall meet to discharge its functions at least once every three months at such time and place as the Chairperson may appoint.

(2) The Chairperson shall preside over the meetings of the Council and in the absence of the Chairperson, the Deputy Chairperson shall preside.

(3) Where at a meeting of the Council, the chairperson and deputy chairperson of the Council are unable or unavailable to preside over a meeting of the Council, the meeting shall be presided over by a person elected by the members of the Council from among their number.

(4) The quorum at any meeting of the Council shall be half of the members of the Council and the quorum shall only be required for voting.

(5) All decisions at a meeting of the Council shall be by simple majority of the votes of all members of the Council present and where there is equality of votes, the person presiding shall have a casting vote.

(6) The Council may co-opt any person to advise the Council and the person co-opted shall have no vote on any matter for decision by the Council.

(7) The validity of any proceedings of the Council shall not be affected by any vacancy among its members or any defect in the appointment or nomination of any member of the Council.

(8) Any member having personal interest in any matter before the Council shall disclose his or her interest and shall have no vote on that matter.

12. Delegation of functions of the Council

(1) The Council may, by instrument of delegation, delegate to the Chairperson, Deputy Chairperson, a member of the Council or a committee established under section 10, any of the powers, duties or functions under this Act.

(2) The terms and conditions regulating the exercise of the powers delegated under this section shall be contained in the instrument of delegation.

13. Continuation of Secretariat

(1) The Secretariat of the National Council of Sports in existence at the commencement of this Act shall continue in existence as the Secretariat for the Council.

(2) The Secretariat shall carry out functions as may be directed by the Council.

14. General Secretary

(1) There shall be a General Secretary who shall be appointed by the Minister on the recommendation of the Council on terms and conditions that the Council may determine.

(2) The General Secretary shall be a person having considerable knowledge and experience in commerce, finance, law or sports administration.

(3) The General Secretary shall hold office for a period of five years and shall be eligible for re-appointment for a one more term only.

(4) The Minister may, on the recommendation of the Council, terminate the services of the General Secretary for justifiable cause.

(5) The General Secretary shall be responsible for the day to day operations of the Council.

15. Functions of General Secretary

(1) Subject to the general supervision and control of the Council, the General Secretary shall—

- (a) be the Chief Executive of the Council;
- (b) the day-to-day operation and administration of the Council;
- (c) implement the policies and programs agreed objectives, performance targets and service standards agreed upon by the Council;
- (d) manage the funds and property of the Council;
- (e) advice the Council on matters relating to sports and other functions of the Council;
- (f) administer, organise, supervise and exercise disciplinary control over the staff of the Council;
- (g) keep records of all the transactions of the Council;
- (h) keep the minutes of meetings and other records of the Council;
- (i) liaising with the relevant national sports federation with a view of implementing the functions of the Council and promoting sports in Uganda; and
- (j) performing any other function necessary for the proper implementation of this Act or as may be assigned by the Council.

(2) The General Secretary shall in the performance of his or her functions be answerable to the Council.

16. Other officers and staff of the Council

(1) The Council shall appoint such other officers and staff of the Council as may be necessary for the proper and efficient functioning of the Council.

(2) The officers and employees appointed under this section shall hold office on such terms and conditions as may be determined by the Council.

17. Independence of the Council

The Council shall be independent in the performance of its functions, duties and the exercise of its powers under this Act.

18. Directions by the Minister

The Minister may, in writing, give directions to the Council with respect to the policy to be observed and implemented by the Council.

**PART III—RECOGNITION, REGISTRATION AND INCORPORATION
OF NATIONAL SPORTS ORGANISATIONS**

19. Declaration of national sports discipline

(1) The Council shall, on application, declare a sports discipline, a national sport.

(2) A person intending to have a sports discipline declared a national sport shall, in the prescribed form, make an application to the Council.

(3) The application referred to in subsection (1) shall be made by a citizen of Uganda or by a person resident in Uganda and shall be accompanied by the prescribed fee.

(4) The Council shall, in determining whether a sports discipline is eligible for declaration as a national sport, take into account—

- (a) the nature of the sport;
- (b) the popularity of the sport;
- (c) the potential socio-economic impact of the sport;
- (d) the recognition of the sport by an International sports governing body;
- (e) the presence of facilities to play the sport;
- (f) the plan of the national sports federation to promote the sport in Uganda; and
- (g) any other factor the Council determines necessary.

(5) The Council may, on application or on its own volition, withdraw the recognition of a sports discipline as a national sports discipline.

(6) Notwithstanding subsection (1), the sports disciplines listed in schedule 2 of this Act shall, from the commencement of this Act, be deemed to have been recognised as national sports disciplines and shall continue to exist as if the sports discipline was declared a national sports discipline in accordance with this Act.

20. Incorporation and registration of a community sports club

(1) A person shall not operate a community sports club unless the community sports club is registered by the Council in accordance with this section.

(2) A person intending to incorporate a community sports club shall make an application to the Council in the prescribed form.

(3) The application shall be accompanied by the prescribed fee and—

- (a) the constitution of the community sports club;

- (b) a description of the identifying symbols, slogans and colors of the community sports club;
- (c) a letter of recommendation from the local Government Council of the area the community sports club intends to operate;
- (d) proof that the members of community sports club are citizens of or residents in Uganda; and
- (e) any other matter as may be prescribed by the Minister, by regulations.

(4) Where the Council is satisfied that the applicant is eligible for incorporation and registration as a community sports club, the Council shall, in the prescribed form, issue a certificate of incorporation to the community sports club and register the community sports club in the register of community sports clubs.

(5) The incorporation and registration of community sports club under this section will empower a community sports club participate in amateur and professional sports disciplines organized by a national sports association or national sports federation.

(6) A community sports club shall, upon incorporation and registration be deemed to be a body corporate with perpetual succession and a common seal and with power to sue and be sued in its corporate name and to do or suffer to be done all things which may be or are suffered by a body corporate.

21. Registration and recognition of a national sports association

(1) A person shall not operate a national sports association unless the national sports association is registered by the Council in accordance with this section.

(2) A person intending to operate a national sports association shall make an application to the Council in the prescribed form.

(3) The application shall be accompanied by the prescribed fee and—

- (a) the name of the association;**
- (b) the constitution of the association;**
- (c) the names of all leaders of the association;**
- (d) the sports discipline the association intends to govern;**
- (e) the governance structure of the association;**
- (f) a list of all the members of the association;**
- (g) a description of the identifying symbols, slogans and colours of association;**
- (h) evidence that—**
 - (i) the sports discipline is a national sport;**
 - (ii) the association has presence in at least half of all districts of Uganda; and**
 - (iii) the leaders of the association were elected by a national delegates conference comprised of persons drawn from at least half of all districts of Uganda;**
- (i) the head office and postal address of the association; and**
- (j) any other information as the Council may prescribe.**

(4) The Council shall examine the application and cause independent inquiries to be made in order to ascertain the truth or correctness of the information contained in the application.

(5) The Council shall publish the application in a newspaper of wide national circulation inviting objections from the public and a person may, fourteen days from the date of publication, object to the registration of the association as a national sports association.

(6) The Council shall examine any objection raised against the registration of the association, if any, and shall inform the applicant of the objection.

(7) The applicant shall within seven days from date of notification referred to in subsection (6) respond to the objection in writing.

(8) The Council shall upon being satisfied that the association is eligible for registration as a national sports association, issue a certificate of registration to the association and register the association in the register of national sports associations.

(9) The certificate of registration issued under this section shall be valid for a period of one year and shall be renewed by the Council , upon payment of the prescribed fees.

(10) The relationship between or among members of a national sports association registered under this section shall be deemed to be a partnership in accordance with Partnerships Act, 2010.

22. Incorporation and registration of a National Sports Federation

(1) A national sports association desirous of being incorporated as a national sports federation shall, in the prescribed form, make an application to the Council.

(2) The application shall be accompanied by the prescribed fee and a certificate of registration as a national sports association issued by the Council under section 21.

(3) The Council shall only incorporate a national sports association as a national sports federation upon satisfaction that the national sports association has capacity to manage, develop, promote and regulate a professional and amateur sport discipline and has operated as a national sports association for a period of one year.

(4) The Council shall upon being satisfied that a national sports association is eligible for incorporation and registration as a national sports federation, issue a certificate of incorporation and register the association in the register of national sports federations.

(5) Upon incorporation, the national sports federation shall be a body corporate with perpetual succession and a common seal and with power to sue and be sued in its corporate name and to do or suffer to be done all things which may be or are suffered by a body corporate.

(6) A national sports federation incorporated under this Act shall be deemed a company limited by guarantee.

23. Rejection of applications for registration or incorporation

(1) The Council may reject an application made under section 20, 21 and 22 if the Council is satisfied that—

- (a) the applicant is not eligible for incorporation or registration under sections 20, 21 or 22;
- (b) there is already in existence, a national sports association or national sports federation responsible for the proposed sports discipline;
- (c) the proposed name of the applicant is misleading or discriminatory; or
- (d) for any other justifiable reasons.

(2) The Council shall, within thirty days and in writing, notify the applicant of the rejection of its application.

(3) A person aggrieved by the decision of the Council may, within twenty-one days from the date of the decision of the Council and upon payment of the prescribed fees, appeal to the tribunal, whose decision shall be final.

24. Register of national sports organisations

(1) The Council shall keep and maintain a register for national sports organisations.

(2) The register shall contain the following information—

- (a) the name of the national sports organisation;
- (b) the registered office and address of the national sports organisation;
- (c) the names of the persons managing the affairs of the national sports organisation;
- (d) the national sports discipline the national sports association or national sports federation governs;
- (e) the national sports disciplines in which the community sports club participates in; and
- (f) any other information as may be prescribed by the Minister, by regulations.

(3) The register may be accessed by the public upon payment of the prescribed fee.

(4) The National Sports Organisation entered on the register shall remain registered until—

- (a) its registration is cancelled; or
- (b) the National Sports Organisation is voluntarily by its own decision deregistered, wound up or dissolved.

(5) A national sports organisation shall in writing, notify the Council any changes in its registered information.

25. Revocation and suspension of national sports organisation

(1) The recognition or registration or incorporation of a national sports organisation may be suspended or revoked by the Council where—

- (a) the recognition or registration or incorporation of the national sports organisation was obtained by fraud or deception;
- (b) the national sports organisation no longer meets the criteria for recognition or registration or incorporation as a national sports organisation;
- (c) the national sports organisation is no longer recognised by the international sports governing body or in the case of a community sports club, by the relevant national sports association or national sports federation;
- (d) the national sports organisation no longer serves the purpose for its recognition, registration or incorporation;
- (e) the national sports organisation is insolvent.

(2) The Council shall before revoking or suspending the recognition or registration or incorporation of a national sports organisation inform the national sports organisation of its intention and request the national sports organisation to show cause why its recognition or registration or incorporation should not be suspended.

(3) The national sports organisation shall, within seven days of receipt of the notice referred to in subsection (2), respond in writing, to the Council.

(4) The Council shall in deciding whether to revoke or suspend the recognition, registration or incorporation of the national sports organisation, notify, in writing, the international sports governing body to which the national sports organisation is affiliated to, if any.

(5) The international sports governing body shall, within thirty days of receipt of the notification referred to subsection (4), respond to the notice, in writing and the Council may consider such response when making a decision under this section.

(6) The Council shall, before revoking the incorporation or registration of the national sports association suspend its operation for a period not exceeding six months to enable the national sports organisation remedy the causes of the suspension.

(7) Where after the expiration of the period referred to in subsection (6) the national sports organisation has not remedied the causes of suspension to the satisfaction of the Council, the Council shall revoke the recognition or registration or incorporation of the national sports organisation.

(8) Where the recognition, registration or incorporation of the national sports organisation is suspended or revoked, the national sports organisation shall cease operations and the Council may request the respective international governing body to appoint a normalization committee to take over and control the affairs of the national sports discipline until the suspension terminates or until a new national sports organisation is registered by the Council.

26. Functions of the national sports organisations

(1) A national sports organisation shall perform the following functions—

- (a) in the case of a community sports club, to—
 - (i) protect the interests of its constituent members;
 - (ii) participate in a sports discipline organized by a national sports association or national sports federation; and
 - (iii) own assets of that belong to the community sports club;

- (b) in the case of a national sports association or national sports federation, to—
- (i) own assets that belong to the national sports federation;
 - (ii) manage, develop, regulate, promote and protect amateur in the case of a national sports association and in the case of a national sports federation, to manage, develop, regulate, promote amateur and professional sports in its respective sports discipline;
 - (iii) promote and co-ordinate all activities of its respective sports discipline;
 - (iv) protect the interests of its constituent members;
 - (v) develop and manage the national teams, athletes and teams representing Uganda of the respective sports discipline;
 - (vi) liaise with the Council to ensure the provision of the necessary facilities required to promote the national sports in Uganda;
 - (vii) organize and regulate sports competitions in the respective sports discipline;
 - (viii) to develop and enforce rules and regulations governing the respective sports discipline;
 - (ix) to represent the sports discipline on the National Olympics Committee;
 - (x) to represent Uganda on the international governing body for the sports discipline; and
 - (xi) to carry out any other functions as empowered by the constitution of the national sports association or national sports federation.

(2) Notwithstanding subsection (1), a national sports organisation shall, with the written approval of the Council—

- (a) organize or host a sports completion in Uganda;
- (b) participate in a sports competition outside the territorial jurisdiction of Uganda;
- (c) enter or send the respective sports national team, representative or individual participant in a sports competition outside the territorial jurisdiction of Uganda;
- (d) hire a non-Ugandan expatriate to undertake any activity on behalf of the national sports organisation or the respective sports national team or club; or
- (e) be affiliated to an international sport governing body for the respective sports discipline.

(3) A national sports organisation intending to do any of the activities under subsection (2) shall apply to the Council for authorization.

(4) The Council shall within five workings days from the date of application made under subsection (3) respond to the application by either granting the authorization sought, with or without conditions, or in writing, reject the application.

(5) Where the Council does not respond to the application within the time prescribed in subsection (4), the application shall be deemed to have been granted.

(6) Where the Council rejects the application, the national sports organisation may appeal the decision to the tribunal, whose decision shall be final.

27. Independence of a national sports organisation

(1) A national sports organisation shall be independent in the—