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SUPPLEMENT

Act

No. 20—The Local Governments (Amendment) Act, 2005.

CORRIGENDUM

Take Notice that the Trademark Nos. 28187 and 28188 advertised in *the Uganda Gazette* Vol. XCVIII No. 72 under General Notice No. 548 of 2005 dated 11th November, 2005 were incorrectly advertised in the old Company Name of SALATI EXPORT COFFEE CO. LTD instead of the new name. SALATI LTD.

Dated at Kampala, this 6th December, 2005.

MAUDAH ATUZARIRWE,
Assistant Registrar of Trademarks.

General Notice No. 582 of 2005.

THE ELECTORAL COMMISSION ACT.

(Cap. 140)
Section 30(1)

NOTICE.

APPOINTMENT OF RETURNING OFFICER FOR PURPOSES OF THE PRESIDENTIAL GENERAL ELECTIONS

NOTICE IS HEREBY GIVEN by the Electoral Commission in accordance with Section 30(1) of the Electoral Commission Act (Cap 140), that Eng. Dr. Badru M. Kiggundu, Chairman Electoral Commission, is hereby appointed Returning Officer for purposes of the Presidential General Elections.

ISSUED at Kampala, this 7th day of December, 2005.

JOSEPH N. BIRIBONWA,
Commissioner, Electoral Commission.

General Notice No. 583 of 2005.

THE ADVOCATES ACT.

NOTICE.

APPLICATION FOR A CERTIFICATE OF ELIGIBILITY.

IT IS HEREBY NOTIFIED that an application has been presented to the Law Council by Asimwe Janet who is stated to be a holder of Bachelor of Laws of Makerere University having been awarded a Degree on the 12th day of October,

2001 and to have been awarded a Diploma in Legal Practice by the Law Development Centre on the 6th day of May, 2005 for the issue of a Certificate of Eligibility for entry of her name on the Roll of Advocates for Uganda.

Kampala, **HELLEN OBURA (MRS.),**
4th November, 2005. *Acting Secretary, Law Council.*

General Notice No. 584 of 2005.

THE ADVOCATES ACT. NOTICE.

APPLICATION FOR A CERTIFICATE OF ELIGIBILITY.

IT IS HEREBY NOTIFIED that an application has been presented to the Law Council by Zaria Nanyonga Ddamulira who is stated to be a holder of Bachelor of Laws of Makerere University having been awarded a Degree on the 21st day of November, 2003 and to have been awarded a Diploma in Legal Practice by the Law Development Centre on the 6th day of May, 2005 for the issue of a Certificate of Eligibility for entry of her name on the Roll of Advocates for Uganda.

Kampala, **HELLEN OBURA (MRS.),**
5th December, 2005. *Acting Secretary, Law Council.*

General Notice No. 585 of 2005.

THE ADVOCATES ACT. NOTICE.

APPLICATION FOR A CERTIFICATE OF ELIGIBILITY.

IT IS HEREBY NOTIFIED that an application has been presented to the Law Council by Matenga Dawa Francis who is stated to be a holder of Bachelor of Laws of Makerere University having been awarded a Degree on the 12th day of October, 2001 and to have been awarded a Diploma in Legal Practice by the Law Development Centre on the 11th day of April, 2003 for the issue of a Certificate of Eligibility for entry of his name on the Roll of Advocates for Uganda.

Kampala, **HELLEN OBURA (MRS.),**
29th November, 2005. *Acting Secretary, Law Council.*

General Notice No. 586 of 2005.

THE ADVOCATES ACT. NOTICE.

APPLICATION FOR A CERTIFICATE OF ELIGIBILITY.

IT IS HEREBY NOTIFIED that an application has been presented to the Law Council by Andrew Mutabazi Katarikawe who is stated to be a holder of Doctor of Jurisprudence Degree from the University Houston Law Centre having been awarded a Degree on the 16th day of May, 1992 and to have sat and passed the Texas Bar Examinations in 1992 and the Colorado Bar Examinations in 1995 and have been admitted to the Bar at Texas and Colorado respectively in 1992, for the issue of a Certificate of Eligibility for entry of his name on the Roll of Advocates for Uganda.

Kampala, **HELLEN OBURA (MRS.),**
22nd November, 2005. *Acting Secretary, Law Council.*

General Notice No. 587 of 2005.

THE ADVOCATES ACT.
NOTICE.

APPLICATION FOR A CERTIFICATE OF ELIGIBILITY.

IT IS HEREBY NOTIFIED that an application has been presented to the Law Council by Esther Kemigisha Tayebwa who is stated to be a holder of Bachelor of Laws of Makerere University having been awarded a Degree on the 21st day of November, 2003 and to have been awarded a Diploma in Legal Practice by the Law Development Centre on the 6th day of May, 2005 for the issue of a Certificate of Eligibility for entry of her name on the Roll of Advocates for Uganda.

Kampala, HELLEN OBURA (MRS.),
30th November, 2005. *Acting Secretary, Law Council.*

General Notice No. 588 of 2005.

THE ADVOCATES ACT.
NOTICE.

APPLICATION FOR A CERTIFICATE OF ELIGIBILITY.

IT IS HEREBY NOTIFIED that an application has been presented to the Law Council by Solomon Wilson Kirunda who is stated to be a holder of Bachelor of Laws of Makerere University having been awarded a Degree on the 17th day of January, 2003 and to have been awarded a Diploma in Legal Practice by the Law Development Centre on the 16th day of April, 2004 for the issue of a Certificate of Eligibility for entry of his name on the Roll of Advocates for Uganda.

Kampala, HELLEN OBURA (MRS.),
5th December, 2005. *Acting Secretary, Law Council.*

General Notice No. 589 of 2005.

THE ADVOCATES ACT.
NOTICE.

APPLICATION FOR A CERTIFICATE OF ELIGIBILITY.

IT IS HEREBY NOTIFIED that an application has been presented to the Law Council by Stephen Odoya Chomi who is stated to be a holder of Bachelor of Laws of University of Dar-es-Salaam having been awarded a Degree on the 29th day of November, 1997 and to have been awarded a Diploma in Legal Practice by the Law Development Centre on the 21st day of January, 2000 for the issue of a Certificate of Eligibility for entry of his name on the Roll of Advocates for Uganda.

Kampala, HELLEN OBURA (MRS.),
5th December, 2005. *Acting Secretary, Law Council.*

General Notice No. 590 of 2005.

THE ADVOCATES ACT.
NOTICE.

APPLICATION FOR A CERTIFICATE OF ELIGIBILITY.

IT IS HEREBY NOTIFIED that an application has been presented to the Law Council by Kabajulizi Julian who is stated to be a holder of Bachelor of Laws of Makerere University having been awarded a Degree on the 17th day of January, 2003 and to have been awarded a Diploma in Legal Practice by the Law Development Centre on the 16th day of April, 2004 for the issue of a Certificate of Eligibility for entry of her name on the Roll of Advocates for Uganda.

Kampala, HELLEN OBURA (MRS.),
6th December, 2005. *Acting Secretary, Law Council.*

General Notice No. 591 of 2005.

THE TRADE MARKS ACT.
(Cap. 83).
NOTICE.

NOTICE IS HEREBY GIVEN that any person who has grounds to oppose the registration of any of the marks advertised herein may within sixty days from the date of this *Gazette*, lodge a Notice of opposition on Trade Mark Form No. 6 together with a fee of Shs. 4000 in case of National applicants or US\$ 250 in case of Foreign applicants. The period of lodging Notice of opposition may be extended in suitable cases by the Registrar as he thinks fit upon such terms as he may direct. Formal opposition should not be lodged until after reasonable notice has been given by letter to the applicant so that he may have an opportunity to withdraw his application before the expense of opposition proceedings is incurred. Failure to give such notice will be taken into account in considering any application by the opponent for an order for costs if the opposition is uncontested by the applicant. Representations of the marks herein advertised can be inspected at the office of the Registrar of Trade Marks, Amamu House, Plot No. 5B George Street, P.O. Box 6848, Kampala.

(21) APPLICATION NO. 28147 IN PART "A".
(52) Class 16.
(54)

HOT100

(53) *Disclaimer*— Registration of this Trademark shall give no right to the exclusive use of the numeral "100" except as represented.

(59)
(64)
(57) *Nature of goods*— Printed publications, magazines; television, cable, radio, radio programmes and broadcasts, radio talk shows and live radio talk shows, and satellite programme listings; entertainment listings and reviews; photographs; stickers; posters; stationery; newspapers.

(73) *Name of applicant*— FM Holdings Limited, a Ugandan Company.

(77) *Address*— P.O. Box 31564, Kampala, Uganda.

(74) *C/o*. MMAKS Advocates, 3rd Floor, Diamond Trust Building, P.O. Box 7166, Kampala.

(22) *Date of filing application*— 31st October, 2005.

(21) APPLICATION NO. 28043 IN PART "A".
(52) Class 09.
(54)

雙虎



(53) *Disclaimer*— To disclaim exclusive use of the letters PT except as represented.

(59)
(64)
(57) *Nature of goods*— Dry cells; dry batteries.
(73) *Name of applicant*— Linyi Huatai Battery Manufacture Co., a Chinese Company.

(77) *Address*— Tangtou Town, Linyi City, Shandong, Peoples' Republic of China.

(74) *C/o*. MMAKS Advocates, 3rd Floor, Diamond Trust Building, P.O. Box 7166, Kampala.

(22) *Date of filing application*— 13th September, 2005.

(21) APPLICATION NO. 28099 IN PART "A".

(52) Class 05.
(54)**NOTIX**(53) *Nature of goods*— Pharmaceutical, veterinary and
(59) sanitary substances, cattle dip, disinfectants,
(64) preparations for destroying vermin.(73) *Name of applicant*— Rotam Limited, a Hong Kong
Company.(77) *Address*— 7th Floor-Cheung Tat Centre, No. 18
Cheung Lee Street, Chaiwan, The Hong Kong
Special Administrative Region of the Peoples'
Republic of China.(74) *C/o. MMAKS Advocates, 3rd Floor, Diamond Trust
Building, P.O. Box 7166, Kampala.*(22) *Date of filing application*— 6th October, 2005.

(21) APPLICATION NO. 28098 IN PART "A".

(52) Class 05.
(54)(53) *Nature of goods*— Pharmaceutical and veterinary
(59) preparations; sanitary preparations for medical
(64) purposes; dietetic substances adapted for medical
(57) use, food for babies; plasters, materials for
dressings; material for stopping teeth, dental wax;
disinfectants; preparations for destroying vermin;
fungicides, herbicides.(73) *Name of applicant*— Merck & Co., Inc. A New Jersey
Corporation.(77) *Address*— One Merck Drive, Whitehouse Station, New
Jersey, United States of America.(74) *C/o. MMAKS Advocates, 3rd Floor, Diamond Trust
Building, P.O. Box 7166, Kampala.*(22) *Date of filing application*— 5th October, 2005.

(21) APPLICATION NO. 28088 IN PART "A".

(52) Class 12.
(54)(53) *Nature of goods*— Trucks; motor cars; electric vehicles;
(59) automobiles; hydraulic circuits for vehicles;
(64) automobile chassis; tyres for vehicle wheels;
(57) automobile bodies; suspension shock absorbers for
vehicles; axles for vehicles.(73) *Name of applicant*— Dongfeng Motor Corporation, a
Chinese Company.(77) *Address*— No. 1 Checheng Road, Zhangwan District,
Shiyan City, Hubei Province, Peoples' Republic of
China.(74) *C/o. MMAKS Advocates, 3rd Floor, Diamond Trust
Building, P.O. Box 7166, Kampala.*(22) *Date of filing application*— 29th September, 2005.

(21) APPLICATION NO. 28087 IN PART "A".

(52) Class 12.
(54)**DONGFENG**(53) *Nature of goods*— Trucks; motor cars; electric vehicles;
(59) automobiles; hydraulic circuits for vehicles;
(64) automobile chassis; tyres for vehicle wheels;
(57) automobile bodies; suspension shock absorbers for
vehicles; axles for vehicles.(73) *Name of applicant*— Dongfeng Motor Corporation, a
Chinese Company.(77) *Address*— No. 1 Checheng Road, Zhangwan District,
Shiyan City, Hubei Province, Peoples' Republic of
China.(74) *C/o. MMAKS Advocates, 3rd Floor, Diamond Trust
Building, P.O. Box 7166, Kampala.*(22) *Date of filing application*— 29th September, 2005.

(21) APPLICATION NO. 28055 IN PART "A".

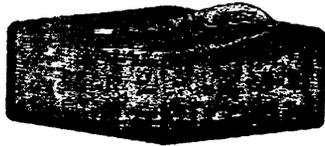
(52) Class 03.
(54)**SOF 'N FREE**(53) *Nature of goods*— Bleaching preparations and other
(59) substances for laundry use; cleaning, polishing,
(64) scouring and abrasive preparations; soaps; perfumery,
(57) essential oils, cosmetics, hair lotions; dentifrices.(73) *Name of applicant*— M & M Marketing International, a
British Virgin Islands Company.(77) *Address*— P.O. Box No. 659, Road Town, Torriola, a
British Virgin Islands.(74) *C/o. MMAKS Advocates, 3rd Floor, Diamond Trust
Building, P.O. Box 7166, Kampala.*(22) *Date of filing application*— 19th September, 2005.

(21) APPLICATION NO. 23414 IN PART "A".

(52) Class 32.
(54)(53) *Restriction to colours*— This mark is limited to the
(59) colours dark blue, light blue, and red as shown on
(64) the representation above.(57) *Nature of goods*— Beers (alcoholised or alcohol-free),
still or aerated waters (mineral or non mineral
waters), fruit or vegetable juice, fruit or vegetable-
based drinks, lemonade, tonic water, ginger beer,
sorbets (drinks), preparations for making drinks,
syrups for drinks, alcohol-free fruit or vegetable
extracts, alcohol-free drinks comprising a minority
of dairy produce, alcohol-free drinks comprising a
minority of lactic fermenting agents.

- (73) *Name of applicant*— Compagnie Gervais Danone.
 (77) *Address*— 126-130 Rue Jules Guesde, 92300 Levallois-Peret, France.
 (74) *C/o.* Mugerwa & Masembe Advocates, 3rd Floor, Diamond Trust Building, P.O. Box 7166, Kampala.
 (22) *Date of filing application*—7th July, 2000.

- (21) APPLICATION NO. 23415 IN PART "A".
 (52) Class 33.
 (54)



- (53)
 (59) *Restriction to colours*— This mark is limited to the colours dark blue, light blue, and red as shown on the representation above.
 (64)
 (57) *Nature of goods*— Alcohol drinks, white wine, red wine, rose wine [sparkling or still], cider, cognac, armagnac, whisky, liquers; alcoholised drinks wholly or partly consisting of herbs or fruits, alcoholised drinks comprising a minority of milk, alcoholic essences, fruit extracts with alcohol.

- (73) *Name of applicant*— Compagnie Gervais Danone.
 (77) *Address*— 126-130 Rue Jules Guesde, 92300 Levallois-Peret, France.
 (74) *C/o.* Mugerwa & Masembe Advocates, 3rd Floor, Diamond Trust Building, P.O. Box 7166, Kampala.
 (22) *Date of filing application*—7th July, 2000.

- (21) APPLICATION NO. 23416 IN PART "A".
 (52) Class 05.
 (54)



- (53)
 (59) *Restriction to colours*— This mark is limited to the colours dark blue, light blue, and red as shown on the representation above.
 (64)
 (57) *Nature of goods*— Pharmaceutical products, confectionery for pharmaceutical purposes, flour for pharmaceutical purposes, almond milk for pharmaceutical purposes, lactic fermenting agents for pharmaceutical purposes and lactose, dietetic products for medical purposes, medical preparations for slimming, medicinal herbs, oils for medical purposes; medicinal infusions, sugar for medical purposes; salts for mineral water baths, mineral water salts, medicinal baths, veterinary products, nutritive substances for micro-organisms, vitamin preparations, baby food, namely; lacteal flour, soups, dehydrated soups, milk, powdered milk, fruit compotes, vegetable purees, dehydrated vegetable purees, fruit and vegetable juice, pulp.

- (73) *Name of applicant*— Compagnie Gervais Danone.
 (77) *Address*— 126-130 Rue Jules Guesde, 92300 Levallois-Peret, France.
 (74) *C/o.* Mugerwa & Masembe Advocates, 3rd Floor, Diamond Trust Building, P.O. Box 7166, Kampala.
 (22) *Date of filing application*—7th July, 2000.

- (21) APPLICATION NO. 23417 IN PART "A".
 (52) Class 30.
 (54)



- (53)
 (59) *Restriction to colours*— This mark is limited to the colours dark blue, light blue, and red as shown on the representation above.
 (64)
 (57) *Nature of goods*— Coffee, tea, cocoa, chocolate; coffee-based beverages, cocoa-based beverages, chocolate-based beverages; sugar, rice, tapioca, flavours, pies (sweet or salted), pizzas, tarts (sweet or salted), pasta (plain or flavoured and/or filled), cereal preparations, cereals for breakfast, prepared meals totally or partially composed of pasta, ready made dishes partially or totally made of pastry, bread, rusks, biscuits (sweet or salted), wafers, waffles, cakes, pastries, all these products being plain and/or coated and/or filled and/or flavoured, salted or sweet appetizers composed of biscuit, pastry, dough or batter, confectioneries, ice cream, frozen creams, honey; salt; mustard; vinegar; sauces (condiments), sweet sauces, past sauces; spices.

- (73) *Name of applicant*— Compagnie Gervais Danone.
 (77) *Address*— 126-130 Rue Jules Guesde, 92300 Levallois-Peret, France.
 (74) *C/o.* Mugerwa & Masembe Advocates, 3rd Floor, Diamond Trust Building, P.O. Box 7166, Kampala.
 (22) *Date of filing application*—7th July, 2000.

- (21) APPLICATION NO. 23418 IN PART "A".
 (52) Class 29.
 (54)



- (53)
 (59) *Restriction to colours*— This mark is limited to the colours dark blue, light blue, and red as shown on the representation above.
 (64)
 (57) *Nature of goods*— Meat, fish, ham; poultry; game; cut meat in particular for appetizers; preserved, dried, and cooked fruits and vegetables, stewed fruits, jams, fruit purees, jelly; soup, canned food partially or wholly made of meat, fish, ham, poultry, game, cut meat in particular for appetizers, preserved, dried, cooked, frozen, or canned ready made dishes, partially or wholly made of meat, fish, ham, poultry, game, sweet or salted appetizers made of fruits or vegetables such as potato, flavoured or natural, potato chips; dried fruits mix and all prepared oleaginous nuts such as peanuts and cashew nuts, mini cooked pork meats as appetizers, milk, powder milk, flavoured gelled milk and whipped milk, milk products: milky desserts, yoghurt to drink, mousses, creams, cream dessert, fresh cream, butter, cheese pastes, cheeses, cheeses ripened with mould, fresh cheeses unripened, cheeses in brine, cottage cheese, drinks mainly made with milk or dairy products, frozen milk products, edible oils, olive oil, edible fats.

- (73) *Name of applicant*— Compagnie Gervais Danone.
 (7) *Address*— 126-130 Rue Jules Guesde, 92300 Levallois-Peret, France.
 (74) *C/o*. Mugerwa & Masembe Advocates, 3rd Floor, Diamond Trust Building, P.O. Box 7166, Kampala.
 (22) *Date of filing application*—7th July, 2000.

- (21) APPLICATION NO. 24901 IN PART "A".
 (52) Class 29.
 (54)



- (53) *Disclaimer*— Registration of this Trademark shall give no right to the exclusive use of the Kiswahili words, "KUKU MFALME" except as represented.
 (59) "KUKU MFALME" except as represented.
 (64)
 (57) *Nature of goods*— Dressed poultry ready for the oven.
 (73) *Name of applicant*— Kenchic Limited.
 (77) *Address*— Mbuha House, P.O. Box 20052, Nairobi, Kenya.
 (74) *C/o*. Kasirye, Byaruhanga & Co. Advocates, P.O. Box 10946, Kampala.
 (22) *Date of filing application*—4th June, 2002.

- (21) APPLICATION NO. 24900 IN PART "A".
 (52) Class 29.
 (54)



- (53) *Disclaimer*— Registration of this Trademark shall give no right to the exclusive use of the Kiswahili words, "KUKU MFALME" except as represented.
 (59) "KUKU MFALME" except as represented.
 (64)
 (57) *Nature of goods*— Agricultural, horticulture and forestry products and grains not included in other classes, living animals, fresh fruits and vegetable seeds.
 (73) *Name of applicant*— Kenchic Limited.
 (77) *Address*— Mbuha House, P.O. Box 20052, Nairobi, Kenya.
 (74) *C/o*. Kasirye, Byaruhanga & Co. Advocates, P.O. Box 10946, Kampala.
 (22) *Date of filing application*—4th June, 2002.

- (21) APPLICATION NO. 28299 IN PART "A".
 (52) Class 5.
 (54)

BETACID

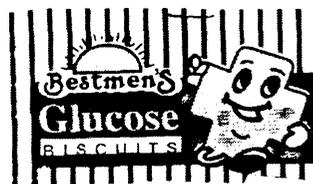
- (53)
 (59)
 (64)
 (57) *Nature of goods*— All goods included in class 5.
 (73) *Name of applicant*— Beta Healthcare International Limited.
 (77) *Address*— P.O. Box 42569-00100, Nairobi, Kenya.
 (74) *C/o*. M/s. Sebalu & Lule Advocates, P.O. Box 2255, Kampala.
 (22) *Date of filing application*— 6th December, 2005.

- (21) APPLICATION NO. 28295 IN PART "A".
 (52) Class 30.
 (54)

HONEY 'N' BUTTER DROPS

- (53)
 (59)
 (64)
 (57) *Nature of goods*— Sweets/confectionery.
 (73) *Name of applicant*— Kakira Sugar Works (1985) Limited.
 (77) *Address*— P.O. Box 54, Jinja, Uganda.
 (74)
 (22) *Date of filing application*—2nd December, 2005.

- (21) APPLICATION NO. 28123 IN PART "A".
 (52) Class 30.
 (54)



- (53) *Disclaimer*— Registration of this Trade mark shall give no right to the exclusive use of the words "GLUCOSE BISCUITS" except as represented.
 (59) "GLUCOSE BISCUITS" except as represented.
 (64)
 (57) *Nature of goods*— Biscuits.
 (73) *Name of applicant*— Hariss International Ltd.
 (77) *Address*— Plot 83, Bombo Road P.O. Box 24972, Kampala-Uganda.
 (74)
 (22) *Date of filing application*— 20th October, 2005.

Kampala, MAUDAH ATUZARIRWE,
 6th December, 2005. *Assistant Registrar of Trademarks.*

ADVERTISEMENTS

THE REGISTRATION OF TITLES ACT.

(Cap. 230).

NOTICE.

ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Kyadondo Block 229 Plots 1050, 1277, 1507 Approx. 0.176 of a Hectare at Kamuli.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Sesiriya Sekuwanda Nabukalu of Kamuli aforesaid, a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Kampala, NAMUTEBI VERONICA,
 9th December, 2005. *for Ag. Commissioner Land Registration.*

THE REGISTRATION OF TITLES ACT.

(Cap. 230).

NOTICE.

ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Busiro Block 383 Plot 25 Approx. 20.40 Acres at Makandwa.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Yofasi Kibowa, a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Kampala, DDAMULIRA AHMED,
 1st November, 2005. *for Ag. Commissioner Land Registration.*

THE REGISTRATION OF TITLES ACT.

(Cap. 230).

NOTICE.

ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Kyadondo Block 266 Plot 837 Approx. 0.057 of a Hectare at Seguku.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Margreat Babirye Nakimwero of Seguku, Kyadondo, a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Kampala, G.K. MPAKA,
5th September, 2005. *for Ag. Commissioner Land Registration.*

THE REGISTRATION OF TITLES ACT.

(Cap. 230).

NOTICE.

ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Leasehold Register—Volume 56 Folio 1, Plot 4 Block "B" Kaberamaido.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Purshottamdas Narottamdas of P.O. Box 42, Baramaido, a special Certificate of Title under the above Volume and Folio, the Certificate of Title which was originally issued having been lost.

Kampala, KANYONYORE JOSEPH,
27th October, 2005. *for Ag. Commissioner Land Registration.*

THE REGISTRATION OF TITLES ACT.

(Cap. 230).

NOTICE.

ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Busiro Block 353 Plot 149 Approx. 0.198 of a Hectare at Budo.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Batuma Wilson Zadok of P.O. Box 2709, Kampala, a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Kampala, KAAHWA EDWARD TIBESIGWA,
5th December, 2005. *for Ag. Commissioner Land Registration.*

THE REGISTRATION OF TITLES ACT.

(Cap. 230).

NOTICE.

ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Kyaggwe Block 87 Plot 126 Area: 5.05 Hectares at Namasiga.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Alex Kamulegeya Kabali of P.O. Box 9320, Kampala, a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Mukono, CHRISTINE NAMIREMBE KATENDE,
17th November, 2005. *for Ag. Commissioner Land Registration.*

THE REGISTRATION OF TITLES ACT.

(Cap. 230).

NOTICE.

ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Kyadondo Block 196 Plot 760 at Komamboga.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Jotham Mugarura, a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Kampala, EDWARD KARIBWENDE,
5th December, 2005. *Ag. Commissioner Land Registration.*

THE REGISTRATION OF TITLES ACT.

(Cap. 230).

NOTICE.

ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Kyadondo Block 132 Plot 5 Approx. 30.7 Acres at Nabuziti.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of George Lwetute, a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Kampala, DDAMULIRA AHMED,
29th November, 2005. *for Ag. Commissioner Land Registration.*

THE REGISTRATION OF TITLES ACT.

(Cap. 230).

NOTICE.

ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Kyadondo Block 185 Plot 2019 Approx. 8.739 Hectares at Namugongo.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Josephus Rutus Bisase of P.O. Box 2446, Kampala, a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Kampala, SARAH KUSIIMA,
17th November, 2005. *for Ag. Commissioner Land Registration.*

THE REGISTRATION OF TITLES ACT.

(Cap. 230).

NOTICE.

ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Kyadondo Block 224 Plot 995 Approx. 0.1 of a Hectare at Kisugu.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Semakula Mbuga Eramula of P.O. Box 7143, Kampala, a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Kampala, DDAMULIRA AHMED,
18th November, 2005. *for Ag. Commissioner Land Registration.*

THE REGISTRATION OF TITLES ACT.

(Cap. 230).

NOTICE.

ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Kyadondo Block 218 Plot 8 Approx. 1.21 Hectares at Najera.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Paulo Mutyabi Kikomoko, P.O. Box 8437, Kampala, a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Kampala, DDAMULIRA AHMED,
2nd December, 2005. for Ag. Commissioner Land Registration.

THE REGISTRATION OF TITLES ACT.

(Cap. 230).

NOTICE.

ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Kibuga Block 28 Plot 183 Approx. 0.5 Acres at Makerere.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Cristopher Kasonko Wangi of Mbajja Sabaddu, Kyaggwe, a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Kampala, DDAMULIRA AHMED,
8th November, 2005. for Ag. Commissioner Land Registration.

THE REGISTRATION OF TITLES ACT.

(Cap. 230).

NOTICE.

ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Kibuga Block 9 Plot 153 Approx. 0.27 Acres at Namirembe.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Evarista Nabwami and Aida Namayanja (Admin. of the estate of the Late Yonna Nakyima and Christine Bulyaba), a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Kampala, JJOMBWE DYLAN ISAAC,
2nd December, 2005. for Ag. Commissioner Land Registration.

THE REGISTRATION OF TITLES ACT.

(Cap. 230).

NOTICE.

ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Kibuga Block 29 Plots 195, 194 and 209 Approx. 0.24, 0.21 and 0.32 Acres respectively.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Winfred I. Namakula Musisi of P.O. Box 5574, Kampala, a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Kampala, MUHEREZA EDWIN K.B.,
2nd December, 2005. for Ag. Commissioner Land Registration.

THE REGISTRATION OF TITLES ACT.

(Cap. 230).

NOTICE.

ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Busiro Block 197 Plot 9 Approx. 20.23 Hectares at Selinya.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Idi Miwunda Kayiribwa, a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Kampala, DDAMULIRA AHMED,
2nd December, 2005. for Ag. Commissioner Land Registration.

THE REGISTRATION OF TITLES ACT.

(Cap. 230).

NOTICE.

ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Freehold Register—Volume 66 Folio 18 Land at Kawempe.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Wazir Begam Wife of Shamsul Haque of P.O. Box 173, Kampala, (as tenants in common in equal shares) a special Certificate of Title under the above Volume and Folio, the Certificate of Title which was originally issued having been lost.

Kampala, NAMUTEBI VERONICA,
14th November, 2005. for Ag. Commissioner Land Registration.

THE BIRTHS AND DEATHS REGISTRATION
ACT (CAP. 309)

DEED POLL—NOTICE OF CHANGE OF NAME

KNOW YE ALL MEN by this Deed Poll, that I, Esther Kemigisha Tayebwa of C/o. Katende Ssempebwa & Co. Advocates, P.O. Box 2344, Kampala, a Ugandan citizen by birth formerly and lately known as Esther Kemigisha do hereby formally and absolutely renounce, abandon and relinquish the name of or the use of the name of Esther Phyllis Kemigisha which appears on my Makerere University Certificate, and Esther Kemigisha which appears on my Law Development Centre Certificate and in lieu thereof, I hereby adopt and assume as from the 6th day of December, 2005 the name of Esther Kemigisha Tayebwa as my full and proper name.

And in pursuance of such change of name as aforesaid, I hereby declare that as from the said 6th December, 2005, and all times hereinafter, in all actions, deeds, records and proceedings as well as in all dealings, transactions and matters and all occasions whatsoever the said name of Esther Kemigisha Tayebwa shall be used and subscribed in lieu of the former Esther Phyllis Kemigisha and Esther Kemigisha.

And I hereby authorise and require all persons whosoever so describe me and address me at all times as such assumed and adopted name of Esther Kemigisha Tayebwa.

In witness whereof I have hereto subscribed and signed my adopted and assumed name of Esther Kemigisha Tayebwa.

Declared at Kampala this 6th day of December, 2005 by the said Esther Kemigisha Tayebwa.

ESTHER KEMIGISHA TAYEBWA,
Declarant/Renouncer.

THE BIRTHS AND DEATHS REGISTRATION ACT
(ACT No. 28 OF 1970)

DEED POLL—NOTICE OF CHANGE OF NAME

KNOW YE ALL MEN by this Deed Poll, that I Fatumah Bbuye Nabiwemba Sendagire of P.O. Box 28530, Kampala, a Ugandan citizen by birth formerly and lately known as Fatumah Bbuye Nabiwemba do hereby formally and absolutely renounce, abandon and relinquish the name of or the use of the name of Fatuma Bbuye Nabiwemba and in lieu thereof I hereby adopt and assume as from the 14th day of September, 2005 the name of Fatumah Bbuye Nabiwemba Sendagire as my proper full name.

And in pursuance of such change of name as aforesaid, I hereby declare that as from the said 14th day of September, 2005 and all times hereinafter in all actions, deeds, records and proceedings as well as in all dealings, transactions and matters and all occasions whatsoever the said name of Fatumah Bbuye Nabiwemba Sendagire shall be used and subscribed in lieu of my former name Fatumah Bbuye Nabiwemba.

And I hereby authorise and require all persons whosoever so describe me and address me at all times by such assumed and adopted name of Fatumah Bbuye Nabiwemba Sendagire.

In witness whereof I have hereto subscribed and signed my adopted and assumed name of Fatumah Bbuye Nabiwemba Sendagire.

Declared at Kampala this 14th day of September, 2005 by the said Fatumah Bbuye Nabiwemba Sendagire.

FATUMAH BBUYE NABIWEMBA SENDAGIRE,
Declarant/Renouncer.

IN THE MATTER OF THE STATUTORY
DECLARATIONS ACT CAP. 22

AND

IN THE MATTER OF THE OATHS ACT CAP. 12

AND

IN THE MATTER OF THE COMMISSIONER FOR
OATHS (ADVOCATES ACT CAP. 5)

AND

IN THE MATTER OF MULUNGI SSERUWO
DEED POLL

KNOW YE ALL MEN to whom these presents shall come that by this Deed Poll, I Mulungi Sseruwo the undersigned and a citizen of Uganda, do hereby absolutely relinquish, abandon and renounce the use of the names Joseph Ssembajje Seruwo which names appear on all my academic documents, records and instruments and in lieu thereof, assume and adopt the use of the names Mulungi Sseruwo by which I shall from henceforth be known, addressed and called at all times, by all persons, in all records, dealings, transactions, instruments and otherwise whatsoever.

In witness whereof, I have declared the above and hereunto subscribed my signature in the presence of the Commissioner for Oaths.

Declared and signed by the said Mulungi Sseruwo this 18th day of April, 2005.

MULUNGI SSERUWO,
Renouncer.

IN THE CHIEF MAGISTRATES COURT OF MENG0
AT MENG0

MISC. APPLICATION No. 120 OF 2005.

IN THE MATTER OF THE MONEY LENDERS ACT
(CAP. 273)

AND

IN THE MATTER OF AN APPLICATION FOR A
MONEY LENDERS LICENCE/CERTIFICATE BY
PASHIN ITRANSITIONS LTD.

NOTICE OF APPLICATION

Notice is hereby given that an application for the grant of a Money Lenders Licence/Certificate to Pashin Itransitions Ltd., the above named company was filed by M/s Lloyds Advocates, General Post Office Building Annex (Suite 330A), P.O. Box 3703, Kampala.

And the said application is directed to be heard before the above court on the 28th day of December, 2005 at 11:00 a.m. in forenoon or soon thereafter and therefore any person desirous to support or oppose the said application may appear at the said time for the hearing in person or by his advocate for the purpose.

Any person who intends to appear and be heard on the hearing of the said application must serve a notice on M/s Lloyds Advocates.



Magistrate Grade 1.

IN THE MATTER OF THE STATUTORY
DECLARATIONS ACT CAP. 22

AND

IN THE MATTER OF THE OATHS ACT CAP. 12

AND

IN THE MATTER OF THE COMMISSIONER FOR
OATHS (ADVOCATES ACT CAP. 5)

AND

IN THE MATTER OF RUTH SEBATINDIRA
DEED POLL

KNOW YE ALL MEN to whom these presents shall come that by this Deed Poll, I Ruth Sebatindira the undersigned of P.O. Box 8230, Kampala and a citizen of Uganda, do hereby absolutely relinquish, abandon and renounce the use of the names Ruth Mubiru Nakakawa which names appear on all my academic documents, records and instruments and in lieu thereof, assume and adopt the use of the names Ruth Sebatindira by which I shall from henceforth be known, addressed and called at all times, by all persons, in all records, dealings, transactions, instruments and otherwise whatsoever.

In witness whereof, I have declared the above and hereunto subscribed my signature in the presence of the Commissioner for Oaths.

Declared and signed by the said Ruth Sebatindira this 29th day of November, 2005.

RUTH SEBATINDIRA,
Renouncer.

James Lwiza

ACTS SUPPLEMENT

to The Uganda Gazette No. 80 Volume XCVIII dated 9th December, 2005.

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Act 20 *Local Governments (Amendment) Act* **2005**

THE LOCAL GOVERNMENTS (AMENDMENT) ACT, 2005

ARRANGEMENT OF SECTIONS

Section.

1. Amendment of section 1 of the principal Act.
2. Amendment of section 7 of the principal Act.
3. Amendment of section 10 of the principal Act.
4. Amendment of section 11 of the principal Act.
5. Amendment of section 14 of the principal Act.
6. Amendment of section 16 of the principal Act.
7. Amendment of section 23 of the principal Act.
8. Amendment of section 25 of the principal Act
9. Insertion of new section 26A of the principal Act.
10. Amendment of section 45 of the principal Act.
11. Amendment of section 46 of the principal Act.
12. Insertion of the new section 48A of the principal Act.
13. Amendment of section 54 of the principal Act.
14. Amendment of section 55 of the principal Act.
15. Amendment of section 63 of the principal Act.
16. Amendment of section 65 of the principal Act.
17. Amendment of section 66 of the principal Act.

18. Amendment of section 80 of the principal Act.
19. Replacement of section 95 of the principal Act.
20. Amendment of section 97 of the principal Act.
21. Amendment of section 111 of the principal Act.
22. Amendment of section 116 of the principal Act.
23. Amendment of section 118 of the principal Act.
24. Insertion of new section 119A of the principal Act.
25. Replacement of section 125 of the principal Act.
26. Replacement of section 126 of the principal Act.
27. Repeal of section 161A of the principal Act.
28. Replacement of section 170 of the principal Act.
29. Amendment of section 171 of the principal Act.
30. Repeal of section 171A of the principal Act.

THE LOCAL GOVERNMENTS (AMENDMENT) ACT, 2005

An Act to make miscellaneous amendments to the Local Governments Act to make it conform to the amendments made to the Constitution; to define standard of education equivalent to advanced level; to repeal the reference to graduated tax; to provide for the appointment and discipline by the Public Service Commission of Chief Administrative Officers and their deputies, town clerks of cities and municipalities; to provide for the creation of municipalities and town boards; to reduce the number of secretaries on executive committees from five to three; to increase the term of office of local government councils from four years to five years; to provide for representation of the elderly on local government councils; to provide that where less than six months remain before the term of a council expires a by-election shall not be held to fill a vacancy which has occurred; to ensure that public officers and other government employees who wish to stand for election in the multiparty system resign before

nomination; to provide for the deputy speaker of a district council to be part time; to provide for the reporting of vacancies in the local government councils to the Electoral Commission and the time within which to report such vacancies; and for other related matters.

DATE OF ASSENT: 4th December, 2005.

Date of commencement: 9th December, 2005.

BE IT ENACTED by Parliament as follows:

1. Amendment of section 1 of the principal Act

Section 1 of the Local Governments Act, in this Act referred to as the principal Act is amended by repealing subsection (2).

2. Amendment of section 7 of the principal Act

Section 7 of the principal Act is amended—

(a) by inserting immediately after subsection (2) the following—

“(2a) A district council may, with the approval of Parliament, create a municipality within its area of jurisdiction in accordance with paragraph 32 of the Third Schedule to this Act.”

(b) by inserting immediately after subsection (3) the following—

“(3a) A district council, acting on a request of a lower local government may, with the approval of the Minister, declare an area to be a town board.”

(c) by inserting immediately after subsection (9) the following—

“(9a) Notwithstanding anything in this section, a local government or an administrative unit created within six months before a general election shall not be taken into account by the Electoral Commission for the purposes of the general election.”

3. Amendment of section 10 of principal Act

Section 10 of the principal Act is amended by inserting at the end of subsection (1) the following paragraph—

“(f) two elderly persons a male and female above the age of sixty years elected by the executive committees of the respective associations of the elderly.”

4. Amendment of section 11 of the principal Act

Section 11 of the principal Act is amended by substituting for subsections (11) and (12) the following—

“(11) A speaker shall be on full time service of the district council.

(12) A speaker of a district council shall be paid emoluments and allowances in accordance with the First Schedule to this Act, and shall not hold any office of profit or emolument likely to compromise his or her office.”

5. Amendment of section 14 of the principal Act

Section 14 of the principal Act is amended—

(a) by substituting for subsection (3) the following—

“(3) The speaker shall within twenty-four hours after receipt of the notice referred to in subsection (2), cause a copy to be transmitted to the chairperson and the Minister.”; and

(b) by substituting for subsection (4) the following—

“(4) The Minister shall evaluate the notice in consultation with the Attorney General and if satisfied that there are sufficient grounds for doing so shall, within twenty one days after receipt of the notice, constitute a tribunal consisting of a Judge of the High Court or a person qualified to be appointed a Judge of the High Court, as chairperson and two other persons all of whom shall be appointed by the Minister in consultation with the Chief Justice, to investigate the allegations.”

6. Amendment of section 16 of the principal Act

Section 16 of the principal Act is amended by substituting for subsection (2) (c) the following—

“(c) such number of secretaries, not exceeding three, as the council may determine.”

7. Amendment of section 23 of the principal Act

Section 23 of the principal Act is amended by substituting for subsection (6) the following—

“(6) There shall be two elderly persons a male and a female above the age of sixty years on every lower local government council who shall be elected by the respective executive committees of the associations of the elderly.”

8. Amendment of section 25 of the principal Act

Section 25 of the principal Act is amended by substituting for subsection (2) (c) the following—

“(c) such number of secretaries, not exceeding three, as the council may determine.”

9. Insertion of new section 26A of the principal Act

Immediately after section 26 of the principal Act there is inserted the following—

“26A. Censure of Member of executive committee of a lower local government council

(1) A council of a lower local government may, by resolution supported by more than half of all the members of the council, pass a vote of censure against a member of the executive committee of the lower local government council.

(2) Proceedings for censure shall be initiated by petition to the chairperson through the speaker, signed by not less than one-third of all the members of the council, to the effect that they are dissatisfied with the conduct or performance of the member of the executive committee and the speaker shall submit the petition to the chairperson.

(3) The chairperson shall, upon receipt of the petition, cause a copy to be given to the member of the executive committee in question.

(4) The motion for the resolution of censure shall not be debated until the expiry of fourteen days after the petition is sent to the chairperson.

(5) A member of the executive committee in respect of whom a vote of censure is debated under sub-section (4) is entitled to be heard during the debate”.

10. Amendment of section 45 of the principal Act

Section 45 of the principal Act is amended by substituting for sub-section (1) (b) the following—

“(b) in urban areas—

- (i) the parish or ward;
- (ii) the town board; and
- (iii) the village.”

11. Amendment of section 46 of the principal Act

Section 46 of the principal Act is amended by inserting immediately after subsection (2) the following—

“(3) A town board shall consist of the Chief Administrative Officer as chairperson, the District Engineer, District Director of Health Services, District Planner and District Police Commander; and the Town Clerk of the town board, who shall be appointed by the District Service Commission shall be the Secretary”.

12. Insertion of new Section 48A of the principal Act

Immediately after section.48 of the principal Act there is inserted the following—

“48A. Functions of a town board

The town board shall perform such functions as the Minister may, by statutory instrument, prescribe.”

13. Amendment of section 54 of the principal Act

Section 54 of the principal Act is amended by substituting for subsection (2a) the following—

“(2a) In appointing the members of the District Service Commission under sub-section (2), the District Council shall ensure—

- (a) that the number of members of the District Service Commission, apart from the Chairperson, does not exceed four;
- (b) that at least one third of the members of the Commission are women and at least one member of the Commission is a person with disability.”

14. Amendment of section 55 of the principal Act

Section 55 of the principal Act is amended by inserting immediately after subsection (1), the following—

“(1a) Notwithstanding subsection (1), the appointment and disciplinary control of Chief Administrative Officers, Deputy Chief Administrative Officers and Town Clerks of cities and municipalities shall be effected by the Public Service Commission in accordance with article 200 of the Constitution”.

15. Amendment of section 63 of the principal Act

Section 63 of the principal Act is amended by substituting for subsection (1) the following—

“(1) There shall be a chief administrative officer for a every district who shall be appointed by the Public Service Commission.”

16. Amendment of section 65 of the principal Act

Section 65 of the principal Act is amended by substituting for subsection (1), the following—

“(1) An urban council other than a division council shall have a town clerk who shall, except in the case of a city or a municipality, be appointed by the District Service Commission upon a request by the relevant urban council.”

17. Amendment of section 66 of the principal Act

Section 66 of the principal Act is amended by inserting immediately after subsection (1) the following—

“(1a) The deputy chief administrative officer shall be appointed by the Public Service Commission.”

18. Amendment of section 80 of the principal Act

Section 80 of the principal Act is amended—

- (a) in subsection (1) by repealing the words “graduated tax”; and
- (b) by repealing subsection (5).

19. Replacement of section 95 of the principal Act

For section 95 of the principal Act there is substituted the following—

“95. Co-ordination, guidance, monitoring and inspection of local governments

The Ministry responsible for local governments shall be responsible for the guidance, inspection, monitoring and co-ordination of local governments to ensure compliance with the provisions of this Act and any other law.”

20. Amendment of section 97 of the principal Act

Section 97 of the principal Act is amended by repealing subsection (2).

21. Amendment of section 111 of the principal Act

Section 111 of the principal Act is amended—

(a) by substituting for subsection (1) the following—

“(1) All elections at local government and administrative unit levels shall be by secret ballot using one ballot box for all candidates at each polling station”;

(b) by repealing subsection (2);

(c) by inserting immediately after subsection (3) the following—

“(3a) For the purposes of subsection (3)(e), any of the following persons wishing to stand for election as a district chairperson shall establish his or her qualification with the Commission as a person holding a minimum qualification of Advanced Level or its equivalent at least two months before nomination day in the case of a general election, and two weeks in the case of a by-election—

- (i) persons whether their qualification is obtained from Uganda or outside Uganda, who are claiming to have their qualification accepted as equivalent to advanced level education;
- (ii) persons claiming to have advanced level qualifications obtained from outside Uganda;
- (iii) persons claiming to have academic degrees which were obtained outside Uganda.

(3b) A person required to establish his or her qualification under subsection (3a) shall do so by the production of a certificate issued to him or her by the National Council for Higher Education in consultation with the Uganda National Examinations Board.

(3c) A person who claims to possess a qualification referred to in subsection (3a) (iii) of this section shall, before the issue of the certificate prove to the satisfaction of the National Council for Higher Education that admission to that qualification was obtained on the basis of Advanced Level Standard of Education or its equivalent.

(3d) For the avoidance of doubt, if a candidate has an advanced level certificate obtained in Uganda or qualifications higher than the prescribed qualification obtained in Uganda or obtained from the former University of East Africa or any of its constituent colleges, then there shall be no need for the verification of his or her qualifications by the National Council of Higher Education.

(3e) The Commission shall not accept for the purposes of this section a statutory declaration or affidavit as evidence of an academic qualification required by this section.”

22. Amendment of section 116 of the principal Act

Section 116 of the principal Act is amended by substituting for subsections (3), (3a), (4) and (5) the following—

“(3) Under the movement political system a person elected a chairperson or member of a local government executive committee when holding a public office shall resign the public office before assuming the office of chairperson or a member of the executive committee.

(4) Under the movement political system a person holding a public office who wishes to be a candidate for a local government office or councilor under this Act shall apply for annual leave or leave without pay at least fourteen days before nominations commence.

(5) Under the multi party political system, a public officer, a person employed in any government department or agency of the government, an employee of a local government or an

employee of a body in which government has a controlling interest, who wishes to stand for election to a local government office shall resign his or her office at least thirty days before nomination day in accordance with the procedure of the service or employment to which he or she belongs.

(6) For the avoidance of doubt—

(a) a public officer employed by a local government shall not be a councillor of that local government or another local government or lower local government”.

(b) a person referred to in subsection (5) is not required to resign his or her office if elected to an administrative unit at village, parish or ward level”.

23. Amendment of section 118 of the principal Act

Section 118 of the principal Act is amended by inserting immediately after subsection (2) the following—

“(2a) Councillors representing the elderly shall be elected by the associations of the elderly forming an electoral college composed as follows—

(a) in the case of the district, all members of the district executive committee and subcounty executive committees in the district;

(b) in the case of a city, all members of the city executive committee and division executive committees;

(c) in the case of other urban councils and subcounty councils, all members of the town or division or subcounty executive committees and parish or ward executive committees.

(2b) The Commission shall, where existing organisations are formed into electoral colleges to elect representatives of persons with disabilities at different levels of local governments, facilitate the organisations to establish the different bodies that form the electoral colleges.”

24. Insertion of new section 119A of principal Act

The principal Act is amended by inserting immediately after section 119, the following—

“119A Sponsorship of candidates by political organisations or political parties

Under the multiparty political system, nomination of candidates may be made for election under this Act by a political organisation or political party sponsoring a candidate or by a candidate standing for election as an independent candidate without being sponsored by a political organisation or political party”.

25. Replacement of section 125 of the principal Act

For section 125 of the principal Act there is substituted the following—

“125. Non-sectarian campaign

(1) A person shall not use a symbol or colour which has a tribal or religious affiliation or any other sectarian connotation as a basis for that person’s candidature for election or in support of that person’s campaign.

(2) Under the movement political system, a person shall not use as a basis for his or her candidature or campaign a symbol or colour of a political party or organisation.

(3) Subject to any law, under the multiparty political system, political party or organisation symbols or colours may be used.

(4) A person who contravenes subsection (1) or (2) commits an offence and is liable on conviction—

(a) in the case of an offence under subsection (1), to a fine not exceeding forty eight currency points or imprisonment not exceeding two years or both; and

(b) in the case of an offence under subsection (2), to a fine not exceeding twenty four currency points or imprisonment not exceeding one year or both.”

26. Replacement of section 126 of the principal Act

For section 126 of the principal Act there is substituted the following—

“126. Use of local council or Government facilities

(1) Except as otherwise provided in this section, where a candidate is a chairperson or holds any other political or public office, he or she shall not use local council or Government facilities for the purpose of campaigning for election under this Act.

(2) Where a candidate holds any political office, he or she shall, during the campaign period, restrict the use of the official facilities ordinarily attached to his or her office to the execution of his or her official duties.

(3) For the purposes of enforcing this section the Commission shall, by writing require any candidate to state in writing the facilities ordinarily attached to any office held by that person to which subsection (2) applies and the candidate shall comply with the requirement.

(4) This section applies with the necessary modifications to an employee of a statutory corporation or company in which the government owns a controlling interest and a member of a commission or committee established by the Constitution as it applies to a public officer.

(5) A person who contravenes any provision of this section commits an offence and is liable on conviction to a fine not exceeding twenty four currency points or imprisonment not exceeding one year or both.

27. Repeal of section 161A of the principal Act

Section 161A (Election of village and parish chairperson to be by secret ballot) of the principal Act is repealed.

28. Replacement of section 170 of the principal Act

For section 170 of the principal Act, there is substituted the following—

“170. Term of office of councils and chairperson

(1) The chairperson, local government councils and administrative councils shall be elected every five years.

(2) Subsection (1) shall have effect after the expiry of the term of local government councils in existence at the time this section comes into force.”

29. Amendment of section 171 of the principal Act

Section 171 of the principal Act is amended—

(a) in subsection (1) by substituting for “as soon as it is practicable” the words “within twenty one days”;

(b) by inserting at the end of subsection (1), the following—

“except that in the case of a district chairperson, the commission shall organize the bye election within sixty days from the occurrence of the vacancy”;

(c) by substituting for subsection (3) the following—

“(3) Where the seat of a councillor becomes vacant under regulation 3 of the Third Schedule to this Act, the Clerk to the council shall notify the Electoral Commission in writing within twenty one days after the vacancy occurred and the commission shall organize a by-election within six months after the occurrence of the vacancy.

(3a) Where the seat of a chairperson of a subcounty council, town council, municipal division, municipal council or city division, the subcounty chief or town clerk as the case may be, shall notify the district registrar within twenty one days after the occurrence of the vacancy and the Electoral Commission shall organize a by-election within ninety days after being notified of the vacancy

(3b) For the purposes of this section the parish chief shall report to the subcounty chief any vacancy occurring in a parish or village council within ten days after the occurrence of the vacancy for onward transmission to the district registrar and the Electoral Commission shall organise a by-election within six months after the occurrence of the vacancy to fill the vacancy.

(3c) Notwithstanding anything in this section, no by-election shall be held where the term of the council to which the vacancy relates has less than six months to expire.”

30. Repeal of section 171A of the principal Act

Section 171A (Local council elections not to coincide with presidential and parliamentary elections) of the principal Act is repealed.