

*Amend
Private Bill
1/2/20*

MOTION SEEKING LEAVE OF PARLIAMENT TO INTRODUCE A PRIVATE MEMBER'S BILL ENTITLED 'THE CONSTITUTION (AMENDMENT) BILL, 2020'.

(Moved under Rules 120 and 121 of the Rules of Procedure of Parliament of Uganda)

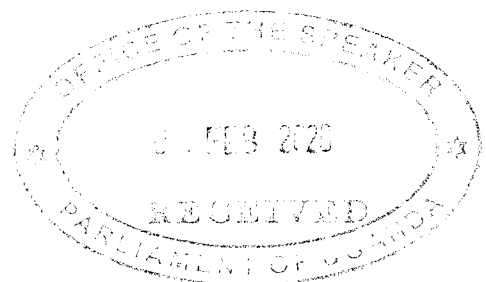
WHEREAS Parliament is mandated under Article 259 and 262 of the Constitution to amend the provisions of the Constitution by way of addition, variation or repeal;

AND WHEREAS Article 94(4) (b) of the Constitution and Rules 120 and 121 of the Rules of Procedure of Parliament permit a Member of Parliament to move a Private Members' Bill;

AWARE THAT Article 10 (a) of the Constitution recognises as a citizen, every person born in Uganda, one of whose parents or grandparents is or was a member of any of the indigenous communities existing and residing within the borders of Uganda as at the first day of February, 1926, and set out in the Third Schedule to the Constitution;

NOTING WITH CONCERN THAT the Maragoli people who have been existent in Uganda were never included in the Third Schedule of the Constitution as one of Uganda's indigenous communities as at 1st February, 1926 and yet their history in Uganda dates as far back as the 1900's;

FURTHER NOTING WITH CONCERN THAT the Maragoli people have since the 1990's fought for inclusion in the Third Schedule of the Constitution by making petitions through their Members of Parliament and to different Government ministries and departments and the President;



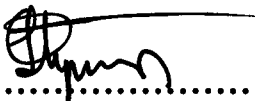
COGNIZANT OF THE FACT THAT the Maragoli people were advised by the former Minister of Internal Affairs, the late Aronda Nyakairima to be naturalized, however the Maragoli people retaliated they did not need naturalization since they were in existence in Uganda even before 1926 and were recognised as an indigenous tribe;

CONVINCED THAT including the Maragoli people in the Constitution will strengthen their sense of belonging and identity as citizens of Uganda.

NOW THEREFORE be it resolved that:

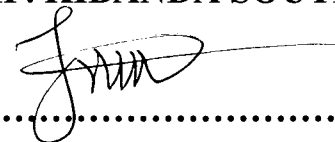
This House grants me leave to introduce a Private Members' Bill, for an Act entitled "The Constitution (Amendment) Bill, 2020, a draft of which is attached hereto; AND do order the publication of the said Bill in preparation for its FIRST READING.

Mover:


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**HON. ODUR JACK LUTANYWA
MP. KIBANDA SOUTH COUNTY**

Second:


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**HON. JACOB MARKSONS OBOH
MP. WEST BUDAMA COUNTY SOUTH**

THE CONSTITUTION (AMENDMENT) BILL, 2020

MEMORANDUM

1. Object of the Bill

The object of this Bill is to amend the Third Schedule of the Constitution in accordance with articles 259 and 262 of the Constitution.

The purpose of the Bill is to amend the Third Schedule of the Constitution to include the Maragoli people as one of Uganda's indigenous communities as at 1st February, 1926.

The Maragoli people are said to have originated from Arabia through Egypt via the Nile into Uganda in the 19th Century. During the construction of the East Africa railways, a number of Maragoli people from Kenya came to Uganda and settled here. Since their dialect was similar to Runyoro, there was a strong cultural bond created and the king of Bunyoro then allowed more Maragoli people to come from Kenya. The Maragoli people are thus citizens of Uganda and ought to be recognised by virtue of Article 9 and 10(a) and (b) of the Constitution. It is on this premise that this bill seeks to ensure the inclusion of the Maragoli people under the Third Schedule of the Constitution.

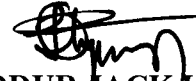
The Maragoli people have, since the 1990's fought for inclusion in the Third Schedule of the Constitution. They attempted to make their plea known through the then MP for Kibanda Constituency, Honourable Baitera Maiteki George and also petitioned the 8th Parliament through Hon. Otada Sam Amooti all in vain. The Maragoli people were advised by the former Minister of Internal Affairs, the late Aronda Nyakairima to be naturalized, however the Maragoli people believe they do not need naturalization since they were in existence in Uganda even before 1926 and were recognised as an indigenous tribe.

2. Provisions of the Bill

The Bill seeks to amend the Third Schedule of the Constitution to provide for the Maragoli as one of Uganda's indigenous communities as at 1st February, 1926.

3. Procedure for amendment of article 26 of the Constitution

The procedure for amending the Third Schedule of the Constitution is by Parliament through a bill for an Act of Parliament supported at the second and third readings by the votes of not less than two-thirds of all members of Parliament as provided for by article 262 of the Constitution.



**HON. ODUR JACK LUTANYWA
MP. KIBANDA SOUTH COUNTY**

A Bill for an Act ENTITLED THE CONSTITUTION (AMENDMENT) ACT, 2020

An Act to amend the Third Schedule of the Constitution in accordance with articles 259 and 262 of the Constitution to provide for the Maragoli as one of Uganda's indigenous communities as at 1st February, 1926.

BE IT ENACTED by Parliament as follows:

1. Amendment of the Third Schedule of the Constitution

The Third Schedule is amended by inserting immediately after No. 56 Vonoma; the following;

"No. 56A. Maragoli"