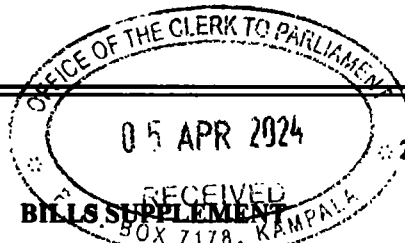


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**BILLS  
SUPPLEMENT No. 4**



27th March, 2024

*to The Uganda Gazette No. 22, Volume CXVII, dated 27th March, 2024*

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*Uganda National Commission for UNESCO*

**Bill No. 41**

*(Amendment) Bill*

**2024**

**THE UGANDA NATIONAL COMMISSION FOR UNESCO  
(AMENDMENT) BILL, 2024**

**MEMORANDUM**

**1. Policy and principles of the Bill**

The policy behind the Bill is to give effect to the Government Policy for Rationalisation of Government Agencies and Public Expenditure (RAPEX) which was adopted by the Cabinet on 22<sup>nd</sup> February 2021.

**2. Defects in existing law**

The Constitution establishes a definite number of Government agencies, including constitutional commissions, authorities, boards, local councils and other statutory bodies. These were established to perform certain specified constitutional functions. Over the years, however, there has been a proliferation of agencies established by Acts of Parliament, Executive Orders and administrative arrangements. Whereas most of the agencies are necessary due to the critical nature of the functions they perform, Government has established that a certain limited number of agencies were established without due consideration to the aspects of institutional harmony, functional duplications, overlaps and affordability. Government has also established that some agencies have served the purpose for which they were established. The mandate of a few other agencies has been overtaken by events. Such agencies need to be rationalised.

More importantly, the proliferation of agencies has created mandate overlaps and jurisdictional ambiguities among the agencies. Additionally, the high cost of administering the agencies has drained the national treasury at the expense of effective service delivery. This has overstretched the capacity of Government to sustain them. Government has also established that the generous salary structures of the agencies has created salary disparities between employees of the agencies and public officers in the traditional civil service leading to demotivation of human resources in the mainstream public service.

### **3. Remedies proposed in the Bill.**

The intention of the Bill is to amend the Uganda National Commission for UNESCO Act, 2014, Act 6 of 2014, to—

- (a) remove the corporate status of the Uganda National Commission for UNESCO and make the Ministry responsible for education the secretariat for the Uganda National Commission for UNESCO thereby, *inter alia*, relieving the Government of the financial drain on its resources and the burden of wasteful administration and expenditure by maintaining a corporate agency for UNESCO yet a department in the Ministry may perform the functions of the secretariat for UNESCO at much less cost and expense and efficiently;
- (b) facilitate efficient and effective service delivery by clearly delineating the mandates and functions of the Ministry in relation to the Uganda National Commission for UNESCO and other government agencies and departments, thereby avoiding duplication of mandates and functions;
- (c) promote coordinated administrative arrangements, policies and procedures for—
  - (i) ensuring the efficient and successful management, financial accounting and budgetary discipline of government agencies and departments;

- (ii) enabling the Government to play its proper role more effectively; and
- (iii) enforcing accountability;
- (d) to restructure and re-organise the Uganda National Commission for UNESCO by eliminating bloated structures and functional ambiguities.

#### **4. Provisions of the Bill**

The Bill has 31 clauses. Clause 2 of the Bill provides for the objective of the Bill. Clause 3 of the Bill provides for the purpose of amending the Uganda National Commission for UNESCO Act, 2014, which is to remove the corporate status of the Uganda National Commission for UNESCO and make the Ministry responsible for education the secretariat for the Uganda National Commission for UNESCO. The amendment abolishes the Board of the Uganda National Commission for UNESCO. Clause 4 of the Bill seeks to re-establish the Uganda National Commission for UNESCO as a department in the Ministry responsible for education without corporate status.

**JANET K. MUSEVENI**  
*First Lady and Minister of Education and Sports*

**THE UGANDA NATIONAL COMMISSION FOR UNESCO  
(AMENDMENT) BILL, 2024**

**ARRANGEMENT OF CLAUSES**

*Clause*

1. Interpretation
2. Objective
3. Purpose of amendment of Act 6 of 2014
4. Re-establishment of Uganda National Commission for UNESCO
5. Amendment of long title of Act 6 of 2014
6. Amendment of section 1 of principal Act
7. Amendment of section 3 of principal Act
8. Repeal of section 7 of principal Act
9. Repeal of section 8 of principal Act
10. Repeal of section 9 of principal Act
11. Repeal of section 10 of principal Act
12. Repeal of section 11 of principal Act
13. Repeal of section 12 of principal Act
14. Amendment of heading of Part III of principal Act
15. Substitution of section 13 of principal Act
16. Substitution of section 14 of principal Act
17. Repeal of section 15 of principal Act
18. Repeal of section 16 of principal Act
19. Repeal of section 17 of principal Act
20. Amendment of section 18 of principal Act
21. Repeal of section 19 of principal Act

22. Repeal of section 20 of principal Act
23. Repeal of section 21 of principal Act
24. Repeal of Part IV of principal Act
25. Amendment of section 32 of principal Act
26. Amendment of section 33 of principal Act
27. Repeal of section 34 of principal Act
28. Repeal of section 36 of principal Act
29. Repeal of section 37 of principal Act
30. Repeal of Schedule to principal Act
31. Savings

A Bill for an Act

ENTITLED

**THE UGANDA NATIONAL COMMISSION FOR UNESCO  
(AMENDMENT) ACT, 2024**

**An Act to amend the Uganda National Commission for UNESCO Act, 2014, Act 6 of 2014, to remove the corporate status of the Uganda National Commission for UNESCO and make the Ministry responsible for education the secretariat for the Uganda National Commission for UNESCO in order to give effect to the Government Policy on Rationalisation of Government Agencies and Public Expenditure, and for related purposes.**

**BE IT ENACTED** by Parliament as follows:

**1. Interpretation**

In this Act, unless the context otherwise requires—

“agency” means a body established by an Act of Parliament and includes an authority;

“commission” means a body established by the Constitution;

“Government” means the Government of Uganda.

“Ministry” means the Ministry responsible for education.

## **2. Objective**

(1) The main objective of this Act is to give effect to the Government Policy for Rationalisation of Government Agencies and Public Expenditure adopted by the Cabinet on 22<sup>nd</sup> February, 2021 and contained in Cabinet Minute No. 43(CT 2021).

(2) Without prejudice to the general effect of subsection (1), the following objectives shall be deemed to fall under the objective specified in that subsection—

- (a) the merging, mainstreaming and rationalisation of agencies, commissions, authorities and public expenditure thereby, *inter alia*, relieving the Government of the financial drain on its resources and the burden of wasteful administration and expenditure;
- (b) the facilitation of efficient and effective service delivery by clearly delineating the mandates and functions of government agencies and departments and thereby avoiding duplication of mandates and functions;
- (c) the promotion of coordinated administrative arrangements, policies and procedures for—
  - (i) ensuring the efficient and successful management, financial accounting and budgetary discipline of government agencies and departments;
  - (ii) enabling the Government to play its proper role more effectively; and

- (iii) enforcing accountability; and
- (d) the restructuring and re-organisation of agencies and departments of Government by eliminating bloated structures and functional ambiguities in Government agencies and departments.

**3. Purpose of amendment of Act 6 of 2014**

(1) The purpose of amending the Uganda National Commission for UNESCO Act, 2014 is to remove the corporate status of the Uganda National Commission for UNESCO and make the Ministry responsible for education the secretariat for the Uganda National Commission for UNESCO.

(2) The amendment dissolves the Board of the Uganda National Commission for UNESCO.

**4. Re-establishment of Uganda National Commission for UNESCO**

On the commencement of this Act, the Uganda National Commission for UNESCO shall be re-established as a department in the Ministry responsible for education without corporate status.

**5. Amendment of long title to Act 6 of 2014**

For the long title to Act 6 of 2014, hereinafter referred to as the “principal Act”, there is substituted the following—

“An Act to provide for the establishment and operation of the Uganda National Commission for UNESCO (UNATCOM); to provide for the object of the Commission; to provide for the functions of the Commission; to provide for the Secretariat of the Commission; and for related matters.”



**6. Amendment of section 1 of principal Act**

Section 2 of the principal Act is amended by repealing the definition of “board”.

**7. Amendment of section 3 of principal Act**

Section 3 of the principal Act is amended by repealing subsections (2) and (3).

**8. Repeal of section 7 of principal Act**

Section 7 of the principal Act is repealed.

**9. Repeal of section 8 of principal Act**

Section 8 of the principal Act is repealed.

**10. Repeal of section 9 of principal Act**

Section 9 of the principal Act is repealed.

**11. Repeal of section 10 of principal Act**

Section 10 of the principal Act is repealed.

**12. Repeal of section 11 of principal Act**

Section 11 of the principal Act is repealed.

**13. Repeal of section 12 of principal Act**

Section 12 of the principal Act is repealed.

**14. Amendment of heading of Part III of principal Act**

For the heading of Part III of the principal Act, there is substituted the following—

**“PART III—ADMINISTRATION OF COMMISSION”**

**15. Substitution of section 13 of principal Act**

For section 13 of the principal Act, there is substituted the following-

**“13. Administration of Act**

The Commission shall be administered by the Ministry responsible for the education.”

**16. Substitution of section 14 of principal Act**

For section 14 of the principal Act, there is substituted the following—

**“14. Officer responsible for administration of Commission**

The Ministry responsible for education, in consultation with the Ministry responsible for the public service, shall appoint or designate a public officer of the Ministry, who shall be referred to as the “Secretary General” and who shall be responsible for the administration and the day-to-day operations of the Commission.

**17. Repeal of section 15 of the principal Act**

Section 15 of principal Act is repealed.

**18. Repeal of section 16 of principal Act**

Section 15 of the principal Act is repealed.

**19. Repeal of section 17 of principal Act**

Section 17 of the principal Act is repealed.

**20. Amendment of section 18 of principal Act**

Section 18 of the principal Act is amended by repealing subsection (2).

**21. Repeal of section 19 of principal Act**

Section 19 of the principal Act is repealed.

**22. Repeal of section 20 of principal Act**

Section 20 of the principal Act is repealed.

**23. Repeal of section 21 of principal Act**

Section 21 of the principal Act is repealed.

**24. Repeal of Part IV of principal Act**

Part IV (sections 23, 24, 25, 26, 27, 28, 29, 30 and 31) of the principal Act is repealed.

**25. Amendment of section 32 of principal Act**

Section 32 of the principal Act is amended—

- (a) in subsection (1) by substituting for “Board” the word “Commission”; and
- (b) by repealing subsection (2).

**26. Amendment of section 33 of principal Act**

Section 33 of the principal Act is amended—

- (a) in subsection (1) by substituting for “Board” the word “Ministry”; and
- (b) by repealing subsections (2), (3) and (4).

**27. Repeal of section 34 of principal Act**

Section 34 of the principal Act is repealed.

**28. Repeal of section 36 of principal Act**

Section 36 of the principal Act is repealed.

**29. Repeal of section 37 of principal Act**

Section 37 of the principal Act is repealed.

**30. Repeal of Schedule to principal Act**

The Schedule to the principal Act is repealed.

**31. Savings**

(1) On the commencement of this Act, all the property, assets, rights, obligations, and liabilities of the Commission shall vest in the Ministry.

(2) Any proceedings commenced by or against the Commission may be continued by or against the Attorney General.

(3) The members of the Board and staff of the Commission serving immediately before the commencement of this Act shall be paid their terminal benefits in accordance with the terms and conditions of their service.

(4) Compensation is not payable to any member of the Board of the Commission for loss of office resulting from the abolition of the Board by this Act.

(5) The staff of the Commission serving immediately before the commencement of this Act may be redeployed to serve in the public service subject to availability of positions.