

BILLS SUPPLEMENT

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Uganda Trypanosomiasis Control Council Act
Bill No. 46 (Repeal) Bill **2024**

THE UGANDA TRYPANOSOMIASIS CONTROL COUNCIL ACT
(REPEAL) 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 22nd 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 repeal the Uganda Trypanosomiasis Control Council Act, Cap. 211, to—

- (a) dissolve the Uganda Trypanosomiasis Control Council and transfer the functions of the Council and secretariat to the Ministry responsible for agriculture thereby, *inter alia*, relieving the Government of the financial drain on its resources and the burden of wasteful administration and expenditure by maintaining a Council whose functions are already largely being performed by the Ministry;
- (b) facilitate efficient and effective service delivery by clearly delineating the mandates and functions of the Ministry and other government agencies and departments that may deal with trypanosomiasis control, 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 Ministry to perform the function of trypanosomiasis control effectively and efficiently by eliminating bloated structures and functional ambiguities.

4. Provisions of the Bill

The Bill has eight clauses. Clause 2 of the Bill provides for the objectives of the Act. Clause 3 of the Bill provides for the purpose of the repeal of Cap. 211 which is to abolish the Uganda Trypanosomiasis Control Council and to transfer its functions of the Uganda Trypanosomiasis Control Council to the Ministry responsible for agriculture. Clause 4 of the Bill seeks to repeal of Cap. 211. Clause 5 of the Bill seeks to dissolve the Uganda Trypanosomiasis Control Council. Clause 6 provides for the ttransfer of functions of the Council and secretariat to the Ministry responsible for agriculture.

FRANK TUMWEBAZE
Minister of Agriculture, Animal Industry and Fisheries

**THE UGANDA TRYPANOSOMIASIS CONTROL COUNCIL ACT
(REPEAL) BILL, 2024**

ARRANGEMENT OF CLAUSES

Clause

1. Interpretation
2. Objective
3. Purpose of repeal of Cap. 211
4. Repeal of Cap. 211
5. Dissolution of Uganda Trypanosomiasis Control Council
6. Transfer of functions of dissolved Council and secretariat
7. Objects of the Ministry
8. Savings provisions for Cap. 211

A Bill for an Act

ENTITLED

**THE UGANDA TRYPANOSOMIASIS CONTROL COUNCIL
ACT (REPEAL) BILL, 2024**

An Act to repeal Cap. 211, abolish the Uganda Trypanosomiasis Control Council and transfer the functions of the Uganda Trypanosomiasis Control Council to the Ministry responsible for agriculture 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;

“currency point” has the value assigned to it in the Schedule to this Act;

“Government” means the Government of Uganda;

“Ministry” means the ministry responsible for agriculture;

“programme” means the master plan adopted by the working party of representatives of the Government of Uganda and of the donor community held in Kampala between 15th and 19th August, 1988, as amended from time to time, with the approval of the Government of Uganda.

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 22nd 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 repeal of Cap. 211

The purpose of the repeal of Cap. 211 is—

- (a) to abolish the Uganda Trypanosomiasis Control Council; and
- (b) to transfer the functions of the Uganda Trypanosomiasis Control Council to the Ministry responsible for agriculture.

4. Repeal of Cap. 211

The Uganda Trypanosomiasis Control Council Act, Cap. 211 is repealed.

5. Dissolution of Uganda Trypanosomiasis Control Council

On the commencement of this Act, the Uganda Trypanosomiasis Control Council established by Cap. 211 shall be dissolved.

6. Transfer of functions of the dissolved council and secretariat

(1) The functions of the dissolved Uganda Trypanosomiasis Control Council set out in the repealed Cap. 211 are transferred to the Ministry.

(2) For the avoidance of doubt, the functions of the council transferred to the Ministry are—

- (a) to monitor all aspects of the programme and to intervene if work plans are not carried out according to plan or if any project input is not utilised for the purpose for which it is intended;
- (b) to direct any department, authority or agency or person responsible for giving effect to any part of the programme to carry out any particular activities in the interest of the programme;
- (c) to intervene and give appropriate directions if any terms of reference concerning any particular project are not being duly implemented;
- (d) to liaise with donors, executing agencies and Ministries and departments regarding any requisition or input required for the programme;
- (e) to arrange and carry out periodic reviews and evaluation of research activities and supervise relevant research institutions;
- (f) to solicit and receive, for the purpose of the programme, grants, aid, gifts, donations, fees, subscriptions and other sums required for the implementation of the programme;
- (g) to invite any person or organisation to assist in the execution of any aspect of the programme; and
- (h) to do all other things incidental or conducive to the efficient carrying out of the provisions of this Act.

(3) The functions of the secretariat that are transferred to the Ministry are—

- (a) to supervise the initiation, formulation, negotiation and implementation of all projects for tsetse and trypanosomiasis control in Uganda;
- (b) to prescribe standard specifications, certification marks and codes of practice and do all things incidental to or connected with them as may be required for the purposes of this Act;
- (c) to collate and disseminate to all relevant parties, reports and other information relating to projects for carrying out the programme;
- (d) to coordinate the development of human resources necessary for all aspects of the programme;
- (e) to initiate and organise seminars, conferences and workshops and other similar activities aimed at promoting the effective implementation of the programme;
- (f) to establish and maintain relationships with national, regional and international organisations and agencies as may be appropriate for facilitating the implementation of the programme;
- (g) to carry out, or cause to be carried out, any study or examination or test in respect of commodities of different specifications, whether produced in Uganda or elsewhere;
- (h) to carry out such other functions within the objects and functions of the council as the council may direct.

(4) In carrying out its objects and functions, the Ministry shall, so far as is practicable, consult and cooperate with any body,

organisation or association in or outside Uganda having similar functions to those prescribed by this section relating to industrial or commercial standards generally with a view to furthering the objects and functions of the Ministry.

7. Objects of the Ministry

(1) On the commencement of this Act, the objects of the dissolved Uganda Trypanosomiasis Control Council specified in section 3 of the repealed Cap. 211 shall become objects of the Ministry.

- (2) For the avoidance of doubt, the objects are—
- (a) to ensure the effective and efficient implementation of all aspects of the programme;
 - (b) to formulate policies and determine priorities for tsetse and trypanosomiasis research and control in Uganda in relation to the economic and social policies of the Government;
 - (c) to advise the Government and make to the Government such recommendations as it may consider necessary concerning the financial, human and other resource requirements for the implementation of the programme;
 - (d) to consider and approve, in consultation with the Uganda National Council for Science and Technology established by the Uganda National Council for Science and Technology Act, any research projects arising out of the programme and to assign them to any institution within or outside the council;
 - (e) to ensure the proper application of the results and the due implementation of the recommendations of any research activities in the programme;

- (f) to advise the Minister on the management and coordination of the programme at all levels, including the setting up of new research institutions; and
- (g) to establish units and technical services in relation to the programme.

8. Savings provisions to Cap. 211

(1) The board members and staff of the Uganda Trypanosomiasis Control Council shall be paid their terminal benefits in accordance with the terms and conditions of their service.

(2) Compensation is not payable to any member of the board of the Uganda Trypanosomiasis Control Council for loss of office resulting from the dissolution of the Council.

(3) The staff of the Uganda Trypanosomiasis Control Council may be redeployed to serve in the public service subject to availability of positions.

(4) On the commencement of this Act, all the property, assets, rights, obligations, and liabilities of the Uganda Trypanosomiasis Control Council shall vest in the Government of Uganda under the Ministry.

(5) Any proceedings commenced by or against the Uganda Trypanosomiasis Control Council may be continued by or against the Attorney General.

(6) A licence, permit, certificate or authorisation issued by the Uganda Trypanosomiasis Control Council under the Act, and which is in force immediately before the commencement of this Act shall have effect from the commencement of this Act as if granted by the Minister.

(7) The terms and conditions including the rights and obligations under a licence, permit, certificate or authorisation in force immediately before the commencement of this Act, shall not be less favourable than those that applied immediately before the commencement of this Act.