

MOTION FOR A RESOLUTION OF PARLIAMENT TO INQUIRE INTO THE RECENT REPORTED MISCONDUCT OF THE UGANDA PEOPLE'S DEFENCE FORCES DURING DEPLOYMENT IN CIVIL MATTERS

(Moved by Hon. Mwiru Paul, Jinja East, in accordance with Rule 55 of the Rules of Procedure)

WHEREAS Article 208 of the Constitution of the Republic of Uganda, 1995 establishes the Uganda People's Defence Forces (UPDF) and stipulates that the UPDF shall be nonpartisan, national in character, patriotic, professional, disciplined, productive and subordinate to the civilian authority,

AND WHEREAS Article 209 of the Constitution the Republic of Uganda, 1995 and Section 7 of the UPDF Act spells mandates the UPDF to;

- a) preserve and defend the sovereignty and territorial integrity of Uganda;
- b) cooperate with the civilian authority in emergency situations and in cases of natural disasters;
- c) foster harmony and understanding between the Defence Forces and civilians; and
- d) engage in productive activities for the development of Uganda.

AWARE that Article 210 of the Constitution provides that Parliament shall make laws regulating the Uganda Peoples' Defence Forces and, in particular, providing for—

- a) the organs and structures of the Uganda Peoples' Defence Forces;
- b) recruitment, appointment, promotion, discipline and removal of members of the Uganda Peoples' Defence Forces and ensuring that members of the Uganda
- c) Peoples' Defence Forces are recruited from every district of Uganda;
- d) terms and conditions of service of members of the Uganda Peoples' Defence Forces; and
- e) the deployment of troops outside Uganda.

FURTHER AWARE that in the recent past there has been increased intervention of UPDF in civil matters notably regulation of the fishing industry and quelling protests by students at Makerere University,

NOTING THAT gross violations of human and people rights have reportedly marred the intervention of the UPDF in civil matters, which ordinarily should be a preserve of the Uganda Police Force as commanded by Article 212 of the Constitution of the Republic of Uganda,

WHEREAS Sections 42-45 of the UPDF Act provide for aiding of civil power by the UPDF, such aid is subjected to the invitation of the civil authority and does in no way over-ride the constitutional provisions on the protection and promotion of fundamental and other human rights and freedoms as laid out in Chapter Four of the Constitution of the Republic of Uganda, 1995,

COGNIZANT of the philosophical, historical, moral and legal obligations of Parliament to not only safeguard and uphold the constitution but also legislate for the peace, order, development and good governance of Uganda as commanded by Article 79 (1) of the Constitution of the Republic of Uganda, 1995,

AND FURTHER COGNIZANT of the importance of duly holding public officials and institutions to account for their actions and inactions as an integral canon of good governance and a possible deterrent from repetitive transgressions,

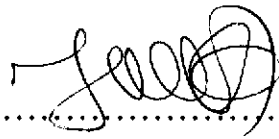
Now **THEREFORE** it be resolved by this August House that;

Parliament institutes a Select Committee to inquire, within 45 days of approval of this Motion, into the reported violations of human and people rights by the UPDF with a view of establishing and apportioning culpability.

MOVED BY:

Hon. Mwiru Paul, MP

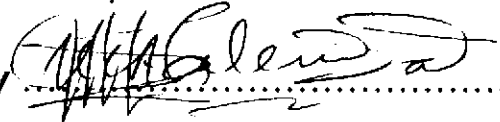
Jinja Municipality East.....



SECONDED BY:

Hon. Kalembe Christopher, MP

Kakuto County.....



Hon. Okello Anthony, MP

Kioga County



Hon Mutebi Wanzala Noah, MP

Nakasongola County

