

Date Printed: 12/30/2008

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JTS Box Number: IFES\_19  
Tab Number: 16  
Document Title: THE LEADERSHIP CODE (AMENDMENT) BILL,  
1998  
Document Date: 1998  
Document Country: UGA  
Document Language: ENG  
IFES ID: EL00025



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THE LEADERSHIP CODE (AMENDMENT) BILL, 1998.

ARRANGEMENT OF CLAUSES.

*Clause.*

1. Short title.
2. Amendment of Statute No. 8 of 1992.
3. Section 2 of Code amended.
4. Amendment of Part II of Code.
5. Part III of Code amended.
6. Sections 11 and 14 of Code amended.
7. Part V of Code amended.
8. Section 27 of Code replaced.
9. Section 28 of Code amended.
10. Section 31 of Code amended.
11. Section 32, 33 and 34 of Code amended.
12. First and Second Schedules to Code replaced.
13. Amendment of Third Schedule.
14. Repeal of section 6 of Statute No. 12 of 1996.

SCHEDULE.

A Bill for an Act

ENTITLED

THE LEADERSHIP CODE (AMENDMENT) ACT, 1998

**An Act to amend the Leadership Code, 1992 to enable the Inspectorate of Government to enforce the Code and for other related matters.**

BE IT ENACTED by Parliament as follows:

1. This Act may be cited as the Leadership Code (Amendment) Act, 1998.

2. The Leadership Code, 1992 in this Act referred to as the "Code" is amended by substituting for the Long Title the following—

"A Statute to provide for a Leadership Code of Conduct for ensuring a minimum standard of behaviour and conduct for leaders, to charge the Inspectorate of Government with the enforcement of the Code, and for connected purposes."

3. Section 2 of the Code is amended—

(a) by the repeal of the definition of "Committee";

(b) by substituting for "Committee" in the definition of "findings", "Inspectorate of Government";

(c) by inserting after the definition of "nominee" the following new definition—

"parastatal" means a body in which the Government has a controlling interest;"

4. Part II of the Code is amended—

(a) by substituting for the title to that Part the following— "PART II—RESPONSIBILITY OF INSPECTORATE OF GOVERNMENT TO ENFORCE THE CODE"

(b) by substituting for sections 2 and 3, the following—

2. The Inspectorate of Government shall be responsible for enforcing this Code";

(c) in section 4, by substituting for "Committee", in each place "Inspectorate of Government".

5. Part III of the Code is amended—

(a) in sections 5, 6, and 8, by substituting for "Committee" in each place "Inspectorate of Government";

(b) in section 5—

(i) by inserting in subsection (1) immediately after "nominees" the words "including any assets passed by the leader to the leader's spouse or child or to any other person.";

(ii) by inserting immediately after subsection (1) the following subsecti —

Amendment of Part II of Code.

Inspectorate to enforce Code.

Part III of Code amended.

"(1a) A leader shall also in a declaration under subsection (1) of this section, state how the leader acquired or incurred as the case may be, any income, asset or liability specified in the declaration"

(c) by substituting for section 7 of the Code the following new section—

7. The Inspectorate of Government shall as soon as practicable cause to be published in the Gazette any declaration received by it from a leader."

6. Sections 11 and 14 of the Code are amended by substituting for "Committee" in each place, "Inspectorate of Government".

7. Part V of the Code is amended—

(a) by substituting for the heading of that Part the following— "Part V—PROCEEDINGS OF INSPECTORATE"

(b) in section 18, by substituting for "Committee" in each place "Inspectorate of Government";

(c) by substituting for section 19 the following—

19. (1) The Inspectorate of of Government may itself initiate and conduct an inquiry under this Code or may refer the matter to the Inspector-General of Police or to the Auditor General for inquiry.

(2) Upon completion of an inquiry into a matter referred to him or her by the Inspectorate of Government under this section, the Inspector-General of Police or the Auditor General shall report his or her findings to the Inspectorate of Government."

Conduct of inquiry.

(d) in section 20—

- (i) by substituting for “Committee” in each place, “Inspectorate of Government”;
- (ii) in subsection (1) by repealing the words “the Inspector General of Government or” in each place;

(e) in sections 21, 22, 23, 24, 25, and 26, by substituting for “Committee” in each place, “Inspectorate of Government”.

Section 27  
of Code  
replaced.

8. For section 27 of the Code there is substituted the following—

“Submission  
of statements  
of IGG.

27. (1) Notwithstanding anything in this Code, the statements of the Inspector General of Government, a Deputy Inspector General, the Secretary and Counsel of the Inspectorate of Government and such accounting and investigating officers of the Inspectorate as the Minister may, by statutory instrument determine, shall be submitted to the appropriate Committee of Parliament.

(2) The Committee of Parliament referred to in subsection (1) shall have in respect of any person referred to in subsection (1) all the functions of the Inspectorate of Government in respect of a leader under this Code; and accordingly, this Code shall, with the necessary modifications, apply in respect of those persons as if a reference to the Inspectorate of Government were a reference to the Committee.

(3) For the avoidance of doubt, the Committee of Parliament referred to in subsection (1) shall, as soon as practicable, cause to be published in the *Gazette* any declaration received by it under this section.”

9. Section 28 of the Code is amended—

(a) in subsection (1), by substituting for “Chairman or Vice-Chairman” the words “the Inspector General of Government or a Deputy Inspector General”;

(b) by substituting for “Committee” in each place “Inspectorate of Government”.

10. In section 31 of the Code—

(a) for “Committee” there is substituted “Inspectorate of Government”; and

(b) for “Supreme Court” there is substituted “High Court”.

11. Sections 32, 33 and 34 of the Code are amended by substituting for “Committee” in each place “Inspectorate of Government”.

12. For the First Schedule and the Second Schedule to the Code there are substituted the corresponding Schedules specified in the Schedule to this Act.

13. Third Schedule to the Code is amended by inserting immediately after item 12 the following new item—

“12A. Indicate assets passed by the leader to spouse or child or to any other person.

Names of Assets	Location	Approx. Value (Shs)
(i) Land		
(ii) Buildings		
(iii) Farms		
(iv) Vehicles, types and make		
(v) Share		
(vi) Any other additional information if any.		

14. Section 6 of the Constitution (Consequential Provisions) Statute, 1996 is repealed.

#### SCHEDULE.

"FIRST SCHEDULE.

SPECIFIED OFFICES.

1. President.
2. Vice-President.
3. Speaker and Deputy Speaker of Parliament.
4. Chairperson and Vice Chairperson of the National Conference under the Movement Political System.
5. Prime Minister and Deputy Prime Minister.
6. National Political Commissar under the Movement Political System.
7. Attorney-General, Minister, Minister of State and Deputy Minister.
8. Member of Parliament.
9. Director and Deputy Director at the Secretariat under the Movement Political System.
10. A member of the national executive of any political party or organisation.
11. Judge of the Courts of Judicature.
12. President and Deputy President of the Industrial Court.
13. Magistrate.
14. Registrar of the Courts of Judicature.

- Bill No. 2**                      *Leadership Code  
(Amendment) Bill*                      **1998**
15. Inspector of Courts.
  16. Permanent Secretary.
  17. Head of Government Department by whatever name called; Head of Division or Section in a Government Department.
  18. Presidential Advisor or Presidential Assistant.
  19. Ambassador and High Commissioner.
  20. Army Commander and member of the Uganda Peoples Defence Forces Council.
  21. Director-General of the Internal Security Organisation (ISO) and Director General of External Security Organisation (ESO) and their Deputies; Head of Division or Section in the Internal Security Organisation (ISO) and the External Security Organisation (ESO).
  22. Inspector General of Government, Deputy Inspector General of Government and any other office referred to in section 3 of the Inspector-General of Government Statute, 1977 (Statute 2 of 1988).
  23. Inspector-General of Police and a police officer of or above the rank of Senior Superintendent of Police.
  24. Commissioner of Prisons and a prison officer of or above the rank of Senior Superintendent of Prisons.
  25. Resident District Commissioner.
  26. Chief Administrative Officer, Deputy Chief Administrative Officer and Assistant District Administrative Officer by whatever name called.
  27. Head of a District Department or member of a District Commission or Board or of the Local Government Finance Committee.

- Bill No. 2**                      *Leadership Code  
(Amendment) Bill*                      **1998**
28. Member of the following: Public Service Commission; Judicial Service Commission, Education Service Commission, Health Service Commission, Uganda Human Rights Commission, Electoral Commission, National Citizenship and Immigration Board and the Law Reform Commission.
  29. Commissioner-General, Deputy Commissioner General and Commissioner of the Uganda Revenue Authority.
  30. Governor, Deputy Governor, Secretary of the Bank of Uganda, and Head of Department of that Bank.
  31. Vice-Chancellor, Deputy Vice-Chancellor, Secretary, Registrar, Dean or Head of Department of any University in Uganda, and Higher Institute of learning including a secondary school.
  32. Director and Manager of a Co-operative Union; Departmental Head of a Co-operative Union.
  33. District Councillor, District Executive Committee Member, Chairperson of lower local government and executive of a District Board and sub-county chief.
  34. Public Trustee.
  35. Accountant in Government Department or in a parastatal.
  36. Departmental Head of a parastatal.
  37. Member of the leadership of a Non-Governmental Organisation.



SECOND SCHEDULE.

LEADERS PROHIBITED FROM PARTICIPATING IN FOREIGN  
BUSINESS ORGANISATIONS.

14 (3)

1. President.
2. Vice-President.
3. Speaker and Deputy Speaker of Parliament.
4. Chairperson and Vice Chairperson of National Conference under the Movement Political System.
5. Prime Minister and Deputy Prime Minister.
6. National Political Commissar under the Movement Political System.
7. Member of the national executive committee of any political party or organisation.
8. Attorney -General, Minister, Minister of State and Deputy Minister.
9. Member of Parliament.
10. Judge of the Courts of Judicature.
11. Inspector-General of Government and Deputy Inspector General of Government.
12. Inspector-General of Police.
13. Commissioner of Prisons and Commissioner of Immigration.
14. Auditor-General and senior officers in the office of the Auditor General.

15. Chairman of the Central Tender Board.
16. Director-General of the Central Purchasing Corporation.
17. Governor of the Bank of Uganda.
18. Managing Director, and Chairman of the Uganda Commercial Bank.
19. Secretary to the Treasury.
20. Solicitor-General.
21. Managing Director, General Manager or Director-General of a public body.
22. Presidential Aide or Advisor.
24. Army Commander.
25. Permanent Secretary.
26. Ambassador or High Commissioner .
27. Commissioner General, Deputy Commissioner General, Commissioner of the Uganda Revenue Authority."