



THE REPUBLIC OF UGANDA

PROCEEDINGS
OF
THE CONSTITUENT ASSEMBLY

OFFICIAL REPORT

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WEDNESDAY, 22ND JUNE 1994

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Wednesday 22nd June, 1994

The Assembly met at 9.30 a.m. at Kampala International Conference Centre.

PRAYERS

(The Chairman, Mr. Wapakhabulo, in the Chair).

The Council was called to order

COMMUNICATION FROM THE CHAIR

THE CHAIRMAN: Delegates, our main job today is elections but before we come to that item, I would like to take this opportunity -

A HON DELEGATE: Point of order. Mr. Chairman, in terms of Rule number 11, is it in order for us to start business without having sung the National Anthem and the Chairman to come in not preceded by the national flag?

THE CHAIRMAN: I thought, if I recollect correctly, the Anthem was to be sung on the first day of the week and for the flag, we do not have them tacked away. They are manufactured. So we are in the process of doing that to comply with the rules. Thank you.

I said I wanted to take this opportunity to inform you that one of our Members, Beatrice Bakojja was elected to be the National Resistance Council Member for Mpigi District in the election which took place last week *(Applause)*. She deserves congratulations on her successful bid for the seat. I do not know whether the hon. Member is here. She is not but I am sure she will get the news that we have congratulated her and wish her well in her new enterprise in addition to her work here. I think that is all I can say from the point of communication from the Chair. We go to other items.

SUSPENSION OF RULE 33 SUB-RULE 7

THE CHAIRMAN: Hon. Delegates, Rule 33(7) provides as follows: Election of Members of the committee i.e. of the committees that are the subject of election shall not commence until at least 12 hours after the announcement and circulation of the list of names provided for in sub-rule 6 of this rule. Now, if you look at my circular announcing the names nominated in respect of committees, you will see that

the document is dated yesterday with a time of 7.45p.m. Now by that time, we had adjourned, so it is unlikely that I would have announced to the Delegates the names of those who had been nominated. It therefore, in our view, becomes imperative to have to resort to Rule 43 to suspend the application of Rule 33 sub-rule 7 so that we do not have to wait another 12 hours before we proceed with the elections. It is therefore, imperative that a Motion is moved. The Chairman has no capacity to move a Motion since we do not have an Attorney General or Legal Counsel for the Constituent Assembly. I will hope that a Member can move a Motion for suspension. Well, I think we have to frame it properly. We do not know what other rules are affected by it. If I may suggest a format which will be in the following terms: that some of the rules of procedure of the Constituent Assembly be suspended as would prevent the Constituent Assembly proceeding with the election of Members to standing committees now; so that we suspend not only 33(7) but in case there are any cross references which we do not know. We are safer in that formulation unless I see any objection. So hon. Prof. Senteza, is that the language you wanted to use? If the mover says yes, and it is seconded -

PROF. SENTEZA: Yes, Mr. Chairman, I am moving in terms of your proposition.

THE CHAIRMAN: Okay, is it seconded?

DELEGATES: Yes, seconded.

THE CHAIRMAN: Fine, then I will proceed to put the question.

(Question put and agreed to)

MR. BABU: Mr. Chairman, I beg to move that the proceedings of the Council be suspended for about two hours to allow us time for consultation before we start our voting. The reason Mr. Chairman, is that we have just received the list of the members and we would like to go and speak to all the Members so that we can come to some sort of understanding on this; and so that when we come here to vote, we have met the people who have stood for these elections and we have got to know them since we do not know each other.

I would like to move that we suspend the proceedings for two hours. Thank you very much.

THE CHAIRMAN: Is that seconded?

A HON DELEGATE: I have an alternative proposal that the candidates who wish to be elected to any particular committee should be asked to stand so that the Members can see them. Otherwise I think most of the Members know each other already. I propose that they just stand up so that we scan through them and finish the business.

A HON DELEGATE: Thank you Mr. Chairman. To add on what he has said, let the Members stand and mention their names and the District; a matter of standing alone does not make everybody know them. Thank you.

A HON DELEGATE: Thank you Mr. Chairman. I have a slightly different proposal. I would suggest that as we go through each committee, the Members concerned stand up because right now, if we are going to have them all stand up, we cannot know which is which. Thank you Mr. Chairman.

MR. NASASIRA: Point of procedure. I was raising a point of procedure in line with hon. Babu's motion. Would it not be better that we first deal with that motion and when we have dealt with that one, then we can see how we shall identify the candidates.

THE CHAIRMAN: Yes, now these were people talking on to the motion. I did not think that they were moving other motions. I was only trying to get some feel from the Floor before I put the question.

DR. HIGIRO: Mr. Chairman, I am seeking to oppose the motion. The public is already tired of us coming here and going without doing what we came for. We already know ourselves and I think we should not take off another two hours. That will mean almost four hours, we shall not be moving around to know one another. In fact I would add to what the other Members have said; each Member who is on the committee, let his names be mentioned and he mentions one or two words about himself and we vote. Mr. Chairman, let us not appear to be simply coming here to go out. Thank you very much.

MRS. MATEMBE: Thank you Mr. Chairman. Mr. Chairman, I wish to support hon Babu's motion.

I do not agree that we know each other because if you asked me how many people I know, if hon. Higiroy knows all these people, for instance, me i do not know them yet. And i want to say, Mr. Chairman that we have been here doing work related to the work that brought us here. I do not remember any day we have come here and done other things. Therefore we are still within the responsibility that brought us here and we are coming to a very serious matter of the committees which are going to be handling some of these things for us; and we should not appear to decide now hurriedly to choose these committee members when we are not very sure of what - which members will do the work very well for us. We can as well reduce the hour and make it one hour to talk to each other, then another one to come here and talk and then by lunch time, we shall have finished electing Members but to the satisfaction of our commitment and interest. I thank you Mr. Chairman.

A HON DELEGATE: Thank you Mr. Chairman. I wish to oppose the motion because we are about 280. I do not think that two hours will be enough for us to know each other. If we do not know each other now, I do not think two hours will be good enough. Therefore, I propose that we continue with the business. Thank you.

MR. KIRENGA: Mr. Chairman, I move that the question be put.

THE CHAIRMAN: The debate has been gagged, so I put the question to the vote first

(Question put and agreed to).

THE CHAIRMAN: So now, we vote on the motion that we take a two-hour adjournment to enable candidates to consult prior to the start of the election.

(Question put and negatived).

THE CHAIRMAN: What we have done is that we have suspended the operation of the rule that will prevent us voting right now. There are a few clerical matters which I would like to attend to so that we correct our various papers before we proceed. So I seek your indulgence for a while.

A HON DELEGATE: Point of clarification. Thank you Mr. Chairman. I want to know whether the suggestion that each candidate will stand and introduce himself and the district from which he or she comes from has been accepted.

THE CHAIRMAN: That does not require a motion. I am sure if it is a general wish, we can arrange it, but I do not know whether we can ask all these people to stand up and make some introductory remarks about themselves. One committee alone is 49. It will take a long time. Since you have said you know each other (*Interruptions*) - you said so by motion. You have just said so.

A HON DELEGATE: Mr. Chairman, you have mentioned that you or the Secretariat is dealing with some secretarial matters and I would like to bring to your information Mr. Chairman that in the list of the Delegates nominated for the election of the business committee, per district, Rakai appears vacant but we did indeed fill a nominee for Rakai District. So the clerical attention should also be brought to this and if they like, we would then give our name again in public but we have duly nominated a person for Rakai District to the business committee.

THE CHAIRMAN: No, we have the name but it was misdirected. Now we are correcting it, that is one of the matters I am going to attend to.

DR. MIYINGO-KEZIMBIRA: Mr. Chairman, my name is Dr. Miyingo Kezimbira from Bukoto mid-west Masaka. I want just to point out that my name is very, very wrongly spelt and I will not be understood. I am number 29 on the privilege, discipline and welfare committee. It should be M-i-y-i-n-g-o - K-e-z-i-m-b-i-r-a

THE CHAIRMAN: Okay, thank you for that correction.

MR. MBURA-MUHINDO: Mr. Chairman I would like to draw your attention to a correction that should be made for the nominated candidate for the business committee Kasese District. Our candidate is Kiyonga Crispus and not Kiyinga Crispus. I request that that correction be made please.

THE CHAIRMAN: Yes, thank you for that correction.

A HON DELEGATE: Thank you Mr. Chairman. Another correction on the spelling of names. I do not know whether Dr. Nakyanzi Maria Veronica is here yet but if she is not, she is on the discipline and welfare committee and she is number 43. Her name Veronica was wrongly spelt. It is spelt V-e-r-o-n-i-c-a.

THE CHAIRMAN: Okay, thank you.

A HON DELEGATE: Mr. Chairman, like Rakai, our nominee for Pallisa District has not been included and we would like his name, that is Kigaye-Billywo Eriya Paul included as nominee for the business committee.

THE CHAIRMAN: Yes, that is one of the matters we are attending to. Thank you.

MR. OKALEBO: Thank you Mr. Chairman. I would like to point out that the name of a candidate nominated for that district is mis-spelt. Instead of the last D in the last name, it should be M - Ephraim not Ephraim. Thank you Mr. Chairman.

MR. MAZIMA ELPHAZ: Thank you Mr. Chairman. I would like to draw your attention to the list of Delegates for election for rules and orders, Number 30, it reads, Mwesigwa-Rukutana Muganda. He is Mwesigwa Rukutana Mugasha. He is not here and that is why I am speaking on his behalf. He lost a relative but he is Mugasha.

MR. SEKITOLEKO: Mr. Chairman, there was an earlier proposition that each Delegate introduces himself, his name, his district. If that suggestion is still standing, should we not correct those names when one introduces himself? Thank you Mr. Chairman.

THE CHAIRMAN: As Members know, I was taking advantage of the fact that we are doing some clerical things so that people could correct. But I think the Secretariat is now ready more or less. So we shall adopt that procedure. I was taking it as an interim one so that we do not just sit here and look at each other. If you take the committee on privilege, you would like to add the name of George Patrick Kasajja who was nominated by Members from Jinja, Iganga and Kamuli but his name was not, for clerical reasons, put on the list. So that makes the list 50 on the committee of privilege, discipline and welfare. On the committee of rules and orders, there was also an omission of the name of Brigadier J. Muhwezi. Could you please add it. When you come to the business committee, you should add the following names: you should write Pallisa District immediately after Ntungamo and the name is Kigaye-Billywo Eriya.

A HON DELEGATE: Mr. Chairman, the full names are Kigaye-Billywo Eriya Paul phonetically spelt.

MR CHAIRMAN: Then we have Rakai District. Insert the name of hon. Lubega Mutagamba Mary. And then I draw your attention to Kibale District which is on the first page of the business committee nominations. You will notice that Kibale District had nominated two people; one was Baguma Matiya Isoke and then the second is hon Mukiibi Regina. I received communication from hon. Mukiibi Regina withdrawing the nomination and declining it. That leaves Baguma Matiya Isoke as the sole candidate for Kibale District. Those were the corrections necessary to be made in the nominations.

Now I think we shall adopt the procedure; unless the candidate is not here that when we ask you to stand up, you can also correct the name so that we do not have to lose time on corrections, then go through the other process.

A HON DELEGATE: Mr. Chairman, I notice that on page 5, the candidates nominated by political parties is also vacant. Has that been attended to?

THE CHAIRMAN: Thank you. I should have clarified that. It so happened that we have three delegates duly sworn in under political parties. I do not have to go through other reasons that you already know. Those three people, only one is in Kampala right now. One of them is attending to a case in Arua and the other one could be anywhere between Washington and New York. I did not think that it was proper for one to nominate and return oneself alone. I said that since they are three, the quorum of two may be adequate. So I decided that we can wait so that the quorum among them is formed and we get a nomination maybe sometime later this week or early next week. I did not think that it was proper that only one person can nominate and return oneself and the person was in full agreement with the Chairman. So we have stood over this nominations from there.

According to the Rules of Procedure, and given that we have applied 43 successfully, now we can proceed to the business of elections. I will start with the Business committee. The provision for elections of the Business committee are to be found in Rule 33 sub-rule 3. In the case of the Business Committee, it reads, *"for the purposes of election of District Representatives, the Delegates from each district shall nominate not more than two Delegates and for the purposes of election of Representatives of the groups or bodies specified, they shall nominate not*

more than twice the number of its entitlement." It is entitled to elect under sub-rule 1 of rule 32. Under sub-rule 1, the following are the numbers: 39, one from each district, women 10, Presidential nominees 2, Resistance Army 2, National Youth Council 1, political parties 1, National Organisations Trade Unions and Disabled people of Uganda, together 1. That is the way we compute the membership. With that in mind, you turn to the list of nominations, those received indicate as follows: the districts have each nominated one person following the withdrawal of a nomination by one hon. Member from Kibale. The women have returned on the ten nominations equivalent to their entitlement. The National Resistance Army has nominated two people, the NOTU and the Disabled people of Uganda have nominated one person, the Presidential nominees have nominated two people, the National Youth Council has nominated two people, the political parties have not nominated for the reasons I gave earlier.

The following therefore is the situation. The rules do not specifically say that when only one person is nominated he is returned but I guess that is presumed. Therefore what has happened is that in respect of the districts, 39 members have been returned unopposed. In respect of the women, 10 Members have been returned unopposed, in respect of the National Resistance Army, 2 people have been returned unopposed, in respect of NOTU and Disabled people of Uganda, one person as per their entitlement has been returned unopposed, Presidential nominees, the entitlement is two and two people have been returned unopposed, then the National Youth Council Delegates have two nominations and therefore will have to conduct an election in respect of that one and political parties have not made a nomination for the reasons I gave. I do not know whether I should declare those elected unopposed or I wait until we have conducted the election first and declare everybody so that we read out the names of the members of the committee.

MR. RWABITA (Ibanda South): Mr. Chairman, I was suggesting that in the spirit of mutual understanding, the Youth could go back for about five minutes and decide on one candidate and that will save us a lot of time Mr. Chairman.

THE CHAIRMAN: We cannot force them. That request can only come from the Youth, it cannot come by way of a motion or any suggestion and no coercion should be applied as I can see.

MR. BABU: Mr. Chairman Sir, the Youth were given chance the whole of yesterday afternoon. They sat down, went over it several times and they have agreed they want to send two candidates of which we should vote on. I would like to request therefore Mr. Chairman Sir, that we go ahead, vote for them so that they are satisfied. Thank you very much Sir.

THE CHAIRMAN: Thank you. I will call upon the Secretariat to make arrangements, in accordance with the rules so that we dispose of this matter quickly and we go to the next.

A HON DELEGATE: Mr. Chairman, I would request the two candidates to stand up and identify themselves to us because we are only seeing the names but we do not know which people we are supposed to vote for, Mr. Chairman.

THE CHAIRMAN: Since they are only two, I am going to give them five minutes each. Could the two candidates stand up please? Will you come to the centre so that you can be seen. Order! order! come and stand here in front and face the audience.

(The Candidates stood up for the Delegates to see.)

THE CHAIRMAN: Those are the two candidates and I would like to give them a chance to say their names so that you know who is who - they can use the podium - and which region they represent.

MR. AMBROSE ATWOKI: Thank you very much Mr. Chairman for giving me this opportunity to introduce myself to the hon. Members of the Assembly. I am called Ambrose Atwoki representing the Youth from Northern Region. I am aspiring to be a Member of the business committee and according to my understanding, the business committee has about five things which it is supposed to carry out; make needs assessment, design strategic and specific objectives. *(Interruptions)*. Since the hon. Delegates are saying they know, actually it saves me the time. So vote for me and see results in the Business committee. Thank you.

MR. SEBALU: Mr. Chairman, hon. Delegates, my names are Mike Kennedy Sebalu representing National Youth Council for Central Region and I am not going to waste time telling you what you already know, but I need your vote. I am 29 years old and hon. Delegates, do not judge a book by its cover but by its contents.

THE CHAIRMAN: The Secretariat is going to demonstrate that the box is completely empty before you and then we shall proceed, the Secretariat will proceed to call you one by one to put in your votes and as you can see, we had prepared a schedule; a ballot paper of three pages but since the top two pages are not required, Delegates should detach and use only the third page in respect of number six. Is that clear?

A HON DELEGATE: Mr. Chairman, the paper does not indicate whether we should put a tick or a cross. Could you clarify on the voting procedure so that we reduce the number of spoilt votes?

THE CHAIRMAN: If you read your rules, - okay, let me read to you. Rule 33 sub-rule 9 reads, *'Subject to rule 18, each Delegate may vote in the election for members of the committee by marking with a tick, up to nine names.'* Of course this is no longer relevant in respect of this committee. Voting is by ticking, so you use a tick. I do not expect thumbs here because we are all literate. Use of a thumb will invalidate the vote. Are we ready? Okay, I am waiting for the most up-to-date list. Will you go ahead and call Members? Have you emptied the box? Excuse me, have you demonstrated that the box is empty? Can I draw your attention to this fact? That being so, now we proceed.

(Voting Exercise was carried out)

THE CHAIRMAN: That brings us to the end of the Polling process, voting is now completed. Now, the criteria to proceed is to empty the box, to scrutinise and tally the ballot papers so that we get a result.

The results are as follows. We had a total of 243 votes in the box, there were no spoilt papers which shows that we are all very good and the results are - Atwoki Ambrose 119, Sebalu Kennedy 124. So, Sebalu Kennedy is the winner and becomes a Member of the Business Committee on behalf of the Youth.

That being the case, the following is Membership of the committee.

Apach is Okullo Epak
 Arua is Nyai Dick
 Bundibugyo is Kamanda Bataringaya
 Bushenyi is Kabwegyere Tarsis
 Gulu is Mwaka David
 Hoima is Kyaligonza Matia

Iganga Basoga Nsaju

MR. KYALIGONZA: I want to make a correction. I am called Brigadier Matayo Kyaligonza, not Matia.

THE CHAIRMAN: Very good. Brigadier Matayo Kyaligonza for Hoima.

Jinja is Mwondha Faith.
Kabale is Kaberuka William.
Kabarole is Kajara Aston.
Kalangala is Ssemala Kiwanuka Kirundu.
Kampala is Kizito John Ssebaana.
Kamuli is Musumba Isaac.
Kapchorwa is Chebrot Stephen.
Kasese is Kiyonga Crispus.
Kibaale is Matia Isoke Baguma.
Kiboga is Kalema Rhoda Nsibirwa.
Kisoro is Bagenya Anthony.
Kotido is Lokeris Samson.
Kitgum is Langoya Timothy.
Kumi is Okallebo Hensley Ephraim.
Lira is Olwa otowa.
Luwero is Mukasa Muluri.
Masaka is Kawanga John.
Masindi is Kasangaki Pantaleo.
Mbale is Masalu Musene.
Mbarara is Kategaya Eriya.
Moroto is Ogwel Lote.
Moyo is Abu Dominica.
Mpigi is Kavuma Steven.
Mubende is Kirenga Emmanuel.
Mukono is Katerega Livingstone.
Nebbi is Obel Onegi.
Ntungamo is Kweronda Ruhemba.
Pallisa is Kigaye Billyawo Eriya Paul.
Rakai is Rubega Mutagamba Mary.
Rukungiri is Kinyata Stanley.
Soroti is Malinga Ignatius.
Tororo is Byakika Kasajja.

That completes the districts, then women.

WOMEN

Nankya Rose Lorika.
Lagada Amongi Beatrice.
Zziwa Margaret Nantongo.
Sentogo Theopista.
Kabirisi Luberenga Hope.
Mwesigye Ruhindi Hope.
Ssebagereka Victoria Kakoko.
Kawooya Anifa.
Jamwa Tezira.

Mukisa Solome.

NRA
Maj. Gen. Tinyefuza
Maj. Gyagenda Kibirango.

NOTU and NUDIPU
Mazima E.

PRESIDENTIAL NOMINEES

Akello Grace
A. Nsibambi.

YOUTH COUNCIL

Sebalu Kennedy.

And as I said, we shall wait to hear from the Political Parties for the reasons I gave. I congratulate, on behalf of the Assembly, those who have been elected to serve on the Business Committee and hope that you will deliver to the expectations of the electing bodies. Now, these names having been given to us except in relation to the election of the Youth, I have to declare that they were elected to the Business Committee unopposed and are hereby elected.

Under Rules and Orders Committee we have got 30 candidates, we added the name of Brigadier Jim Muhwezi which makes the total number 31, I do not know whether the ballot paper has been designed - I will ask the Members -, when you get the ballot paper, add at the bottom 31, write the name BRIG. Jim Muhwezi and then draw a box since it is now too late for us to go back to print and then if you want to tick him, you tick in that box, if you do not, you leave it vacant, but that will give us a total number of 31, and each delegate is free to pick up to 9.

I will read to you 33 (9), subject to Rule 18 which relates to the Business Committee (9) says, "if delegates may vote in the election for Members of the committee, by marking with a tick up to nine names in the space provided in the empty boxes, against the name of the delegate and place it in a ballot box, each such tick as referred to in sub-rule 9 of this Rule, shall be treated as a vote for the nominated delegate whose name appears next to the box, subject to sub-rule 18 of this rule, any ballot paper with more than nine boxes marked with a tick shall be treated as invalid and shall not be included in the counting of votes".

The other one purely relates to the box. Only one box shall be used in voting and so on and so forth. So, each one of you has nine opportunities, if you make it ten, you spoil your paper. What the rule does not say, is whether you can make it less, but the presumption is that since all of you are eager to vote, you will use your nine opportunities.

AHON. DELEGATE: Point of clarification. Will the validity of the ballot paper be affected if the additional is not put there? Not that I intend to do it, but I just want to understand.

THE CHAIRMAN: I think in all fairness, we should put it there.

MR. KIRENGA: Thank you. My name is Kirenga, Mityana North. What will be the criteria for declaring the winners?

THE CHAIRMAN: If you look at the sub-rule 14 which reads, "when the counting of votes is completed, the Chairman shall announce to the Assembly the total number of ballot papers found in the box. In case of the other elections we did that, the ballot papers not included in the count, this time it was zero and the number of votes received by each of the nominated delegates beginning with the nine delegates who received the highest numbers of the votes, and subject to sub-rule 15 and 16, i.e. in case of a tie of this Rule, shall announce those nine delegates as being duly elected as members of the committee i.e., those who receive the highest number of votes. If there is a tie, then we go and apply Rule 16, sub-rule 15, which says we take the lowest tie and subject them to a vote to be able to get the results in case the tie produces more than 10 people who would be eligible to be on the committee. So, as it stands, the top nine, are declared winners.

MR KIRENGA: Mr. Chairman, I wish to propose that the members standing for each committee should stand when we are electing that committee so that people can corroborate the names with their faces since we do not know each other very well.

THE CHAIRMAN: I recollect when we voted on the Motion for adjournment, judgement was that we seem to know each other well, but what I will do, I will call out the name and the candidate will stand in their place so that you see them briefly.

1. Hon. Omara Atubo

2. Hon. Masika George.
3. Hon. Henry Kyemba.
4. Hon. Dr. Shanon Kakungulu.
5. Hon. Dr. Musekura.
6. Hon. Mulasanyi David.
7. Hon. Mrs. Byenkya Beatrice.
8. Hon. Odoy -Asoka.
9. Hon. J.P. Kabayo
10. Hon. Besueri Mulondo.
11. Hon. Apuun Longoli.
12. Hon. Gerald Ssendawula
13. Hon. Nathan Okwakol.
14. Hon. Senteza Kajubi.
15. Hon. Ajiga Abdul
16. Hon. Kintu Musoke.
17. Hon. Amadrua Muke Paul
18. Hon. Atunvaku Zubairi
19. Hon. Godfrey Lubega Musobya
20. Hon. Tibamanya Aban K.
21. Hon. Ida Bikorwenda:

Ms IDA BIKORWENDA: Mr. Chairman, I wish to step down for my fellow women who appear here below.

THE CHAIRMAN: I now request you to draw a line across that name, when you get your ballot papers.

22. Hon. John Kasajja Tigwezire.
23. Hon. Israel Kayonde.
24. Hon. George Zziwa.
25. Hon. Lubega Damiano.
26. Hon. Victoria Sempa.
27. Hon. Catherine Akumu Mavinjina.
28. Hon. Oryem Akabo Ahee.
29. Hon. Musaana Sophy (Dr.)
30. Hon. Mwesigwa Rukutana Mugasha.
31. Hon. Brig. Jim Muhwezi.

We shall go through the processes of ascertaining the ballot box as ballot papers are distributed.

DR. MUGYENYI: Mr. Chairman, I am just seeking clarification on this list, we have Mwesigwa Rukutana Mugasha for Rules and Order and yet, on the following list on Legal and Drafting Committee, is the same name, Mwesigwa Rukutana Mugasha. I am wondering whether it is in order for somebody to stand on both committees.

MR. MWESIGWA RUKUTANA MUGASHA: Point of clarification. Can I clarify, Mr. Chairman, that one, I do not find anything in the Rules stopping

a member from being nominated on two committees, the law only stops a member from holding two committees. Secondly, that I feel I am competent for either of the two. So, if I am elected on the first one, I will definitely withdraw from the second one.

THE CHAIRMAN: That is the position and I was going to say that, so there is no problem, we go ahead.

BRIG JIM MUHWEZI: Point of order. Thank you Mr. Chairman, I thought it is appropriate that at this juncture I should remind the hon. delegates that my name should be added there, now that they have the papers.

A HON. DELEGATE: Point of information. Can I propose that to save time, as soon one complete ticking we can straight away, go and vote since there are no strangers here.

THE CHAIRMAN: It may take us longer when there is congestion, this other method has some degree of control.

Balloting has been completed for the Committee on Rules and Orders. I have been exchanging ideas with some delegates on how we should proceed, whether we should count all this while we are seated and watching and then we start again. What I am suggesting is this, that the Secretariat, after distributing the ballot papers for the next vote for which we have got an empty ballot box and another one is coming, the Secretariat can continue counting right there in the centre; they empty while you are looking, meanwhile the Clerk will be calling delegates to come and vote on the next committee. That way, we are transparent in both ways.

Now the next committee is the Legal and Drafting Committee, it has 24 candidates there was no change in the candidature and so we shall proceed in that manner, the procedure now, we know it.

As they distribute the ballot papers, I will be calling the candidates to stand up in their places for recognition.

1. Mr. Katureebe Bart Magunda
2. Ssengooba A.B
3. Kaggwa Ssozi Medi
4. Prof. Kanyehamba
5. Wacha Ben
6. Prof. Nabudere
7. Rwabyomere Joan

8. Mrs. Miria Matembe
9. Ssekandi Edward
10. Owor Charles
11. Ogola Akisoferi Micheal
12. Owiny-Dollo Chigamoy
13. Wagira Moses
14. Okanya James
15. Elly Karuhanga
16. Sempa Kawere
17. Mayombo Noble
18. Tumukunde Henry (Major)
19. Mvesigwa Rukutana Mugasha
20. Wandera Ogalo Dan
21. Bakojja Beatrice Seruwu
22. Egunyu Asemo Fiona Lucy
23. Dr. Higirow Semajeje
24. Didi Agard

THE CHAIRMAN: We have completed the voting for Legal and Drafting Committee. The Secretariat thought that because of the number involved, the tallying in respect of the earlier election may take another 30 minutes or so. We have locked the other box and the keys are here. I would suggest that we finish with voting then we shall make other arrangements.

Hon. Delegates, the next Committee will be the Committee on privilege, discipline and welfare. That will be the last Committee for which we shall cast this afternoon.

MR. KINTU MUSOKE: Mr. Chairman, I would like to request you to take care, that we should be strict at the manner in which ballot papers are distributed so that we make sure that everybody gets one paper. We are -

THE CHAIRMAN: I do not think these hon. Delegates can start rigging the elections. What I know happened was that some Members, and I saw them how, they came in, were not in here when the ballot papers were being handed out. They put up their hands and got one each. Another three came down and I saw them and they got their ballot papers and I was also watching them. I am also taking part in this election if you did not know. So, I do not think there is a danger really.

We have fifty (50) candidates but I have had two names in written form, sent to me to stand down or to withdraw - Lubulwa Migadde Umar and unfortunately there was also an earlier mistake I made when

I read out the name of Kasajja George. I should have actually read a different name of the person nominated - Kasajja George was the nominator not nominee. The nominee is Tirusasira Katongole. So, can I suggest that we write his name against number 31, and cross out the name of Kasajja George. That means having 48, we had knocked off 2 from 50.

1. Kimera Vincent
2. Akure Peter
3. Pinto Emmanuel
4. Mulindwa Birimumaaso
5. Katumba Robinson
6. Adimola Andrew
7. Ngobi Mathias
8. Hashaka Jackson
9. Kanyike A.
10. Ruzindana Augustine
11. Mateke Philemon
12. Sabiti Jack
13. Ocheng D.M.
14. Ongaria Stephen
15. Moses Ali (Brig.)
16. Bantariza Francis
17. Bwanika Bbale
18. Kasole Bwerere
19. Batanyenda Gaitano. (Rev. Father)
20. Omute Julius
21. Elyau M.J.
22. Wambede Seth Masa
23. Sekweyama W.A.
24. Wagidoso Madibo Charles
25. Chebet Maikut
26. Adoko Nekyon
27. Babu Edward Francis
28. Mbura-Muhindo Jerome
29. Miyingo-Kezimbira Lawrence (Dr)
30. Rainer Kafire Juliet
31. Tusasira Katongole
32. Jurua Alex
33. Matovu Byatike
34. Bamwenda Toterebuka Boniface
35. Ondoga Amaza (Maj.)
36. Ntagoba Jeninah
37. Komakec Leander
38. Mukwaya Janet Balunzi (Mrs.)
39. (Has dropped out)
40. Etonu Benedict
41. Naburi William
42. Rwamushana Charles
43. Dr. Nakakyanzi Maria
44. Dhugira Esther Opoti
45. Adio Winifred -

46. Kayizzi Asanasio
47. Kitaka Gawera Elijah John Herbert
48. Akech Okullu Betty (Mrs.)
49. Bageya George

Having completed the introduction of the candidates, and I presume the ballot papers have been passed.

Hon. Members, I recollect one Delegate came while we had distributed the ballot papers - Atim Ogwal; I do not know whether she still wants to vote or - *(Interjection)*- but did you get the ballot paper?

(Voting Exercise was carried out)

THE CHAIRMAN: We have now completed the process of voting, what is left is the counting of votes. The rules do not necessarily require that we must sit in Session while they are counting, but in case Members so wish, they can watch. Otherwise my suggestion was that we designate the Deputy Commissioner, Technical, that is Mr. Musoke Kibuka to supervise the counting but that candidates who feel like wanting to watch the counting can stay behind while I adjourn the rest to come back later to receive the results. *(Interjection)* I just want to get the principle accepted first. *(Interjections)* Let me call the commissioner to know exactly how long it is likely to take them so that we determine the time. I will adjourn to 4.30 p.m. so that we come back and receive the results. We stand adjourned. Thank you.

(The Assembly adjourned to 4.30 p.m. the same day)

THE CHAIRMAN: I am sorry, it took longer than we anticipated. You know, the numbers of candidates were not few but we do have a result now and I will proceed to read out the results: but before I do that, I have received a communication from Bakayimbira Drama Actors who are a Ugandan group who perform at Pride Theatre, on Namirembe Road. They have sent an invitation on a play they are now showing which concerns Human rights and since we are writing a Constitution which involves Human rights, I think they consider their play relevant. They are inviting Members of the C.A for a special performance of the above play. Unfortunately, the letter came late and the date they are expecting Delegates is today at 6.30. Those of you who can make it, it will be good if you did; then maybe we can ask them to reschedule another one if

members still feel that it would be a good idea. The play is called *Kigenya Agenya*. I do not know what it means but maybe Sabalangira can tell us what it means.

MR. MULONDO: The meaning is that the dead is dying or that the bad is getting worse.

THE CHAIRMAN: It is summarised in English as the Police Sergeant but I would like to thank them for the invitation and urge Members who can make it to do so today at 6.30 and then we shall interact with them again. Now to the results - We have the results for the three committees since the other one was already announced. The Rules and Orders Committee, The Legal and Drafting Committee and the Privileges Committee. We are supposed to take the top nine (9) in each case. Now, I do not know whether I should read only the top nine (9) or Delegates would like to hear *(Interjections)* Let me read the nine (9) and then we can publish the other results later.

RESULTS

THE RULES AND ORDERS COMMITTEE

1. Mr. Omara Atubo (167)
2. Mr. Damiano Lubega (142)
3. Brig. J. Muhwezi (138)
4. Mrs. C. Akumu Mavunjina (126)
5. MR. G. Ssendaula (121)
6. Mrs. B. Byenkya (114)
7. Mr. N Okwakol (113)
8. Mr. I. Kayonde (110)
9. Mr. G. Masika (106)

THE LEGAL AND DRAFTING COMMITTEE

1. Mr. E. Karuhanga (184)
2. Prof. G. Kanyeihamba (154) 3
3. Lt. N. Mayombo (138)
4. Mr. B. Katureebe (127)
5. Mrs. J. Rwabyomere (120)
6. Mr. Wacha Ben (117)
7. Mr. Owor C. (117)
8. Mrs. Miriam Matembe (116)
9. Mr. Medi Kaggwa (115)

PRIVILEGES AND WELFARE COMMITTEE

1. Brig. Moses Ali (135)
2. Mr. Francis E. Babu (104)
3. Mr. Adoko Nekyon (96)
4. Mrs. Mukwaya Janet (96)
5. Mr. Ruzindana Augustine (95)

6. Mrs. Adio Winfred (80)

7. Mr. Akure Peter (74)

8. Mr. Pinto Emanuel (63)

9. Mr. Chebet Maikut (62)

THE CHAIRMAN: I take this opportunity to congratulate those who have succeeded at the polls to become Members of the various committees and wish them well in their service. I would also like to pay tribute to those who put themselves forward as candidates and since we have other committees probably in due course, they will definitely have a chance I am sure; but still they benefitted from the exercise on the Floor or by way of intervention in the Committees, will definitely be of help in the work of the Constituent Assembly. I would also like to pay tribute to the Members of the Assembly for having been so patient in going through a fairly tedious exercise this morning in electing and putting together our committees. This in effect now, puts together the structures necessary for us now to proceed with the subject matter itself. I would like to suggest that we proceed as follows: That while the Business and other committees are meeting or are arranging to meet, we can straight away tomorrow start with the general debate on the principles of the Draft Constitution. I would like to suggest that Members either put their names down this evening or tomorrow morning before we commence; so that in accordance with rules, I have a list before me of speakers so that we can begin now talking in general terms on the Constitution and I would like to suggest that having done this tomorrow, we can continue in general debate on Friday morning and then the various committees can be given the afternoon of Friday to meet and begin putting their houses in order and in case of the Business Committee, begin drawing the necessary programme for us. Do not forget we need a day for the secretariat to organise for the meeting places and also for the supporting staff. That is why I am saying tomorrow we dedicate it to general debate to give the secretariat time to arrange for secretaries and other people who are going to work on these committees when they are called and then the committee can convene in the afternoon. We shall arrange a programme so that my deputy and I can chair these other three committees to elect their chairmen as required by the rules so that the chairmen of the other three committees can then begin to organise the programme for the committees to meet and work out their own programmes. If this is acceptable I would like to adjourn so that we resume tomorrow in general debate but allow

Delegates to register themselves, those who would like to speak tomorrow so that when we start, we follow the rules. Is there any objection?

HON. DELEGATES: No.

THE CHAIRMAN: Seeing that the Ayes have it; I have the pleasure to follow the Ayes and adjourn the Constituent Assembly to tomorrow at 9.30 a.m.. We stand adjourned. Thank you.

*(The Assembly rose and adjourned to Thursday,
23rd June, 1994 at 9.30 a.m.)*