



THE REPUBLIC OF UGANDA

**PROCEEDINGS**  
**OF**  
**THE CONSTITUENT ASSEMBLY**

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**OFFICIAL REPORT**

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THURSDAY, 9TH MARCH 1995

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Thursday, 9th March, 1995

*(The Assembly met at 2.30 p.m. in the International Conference Centre, Kampala.*

## NATIONAL ANTHEM

## PRAYERS

*(The Deputy Chairman, Prof. Victoria Mwaka, in the Chair)*

*(The Assembly was called to order.)*

## ADMINISTRATION OF OATH

**THE DEPUTY CHAIRMAN:** Hon. Delegates, can we settle down please? As you are aware one of us, Hon. Victoria Ssekitoleko, declined to continue being with us after getting another appointment somewhere else. And we are happy when we learnt that she has been successfully replaced by yet another Hon. Member to become from our Busoga soil. I think Hon. Kadama Ivan wants to be very popular, because when I see behind there, I see a big delegation, and I think we should recognise their presence for having decided to come and join us today *(Applause)*. Specifically, I also learn that Hon. Mwendha, not Patrick this time, but the one called Fred is also with us and he is the spouse of Hon. Faith Mwendha. No wonder Faith is performing very well, usually they have a saying that behind every successful man there must be some woman somewhere. But this time we are saying behind every successful woman there is a caring man. Mr. Fred Mwendha, thank you very much for being caring because we are satisfied with Faith. Now, I would like to call upon Hon. Kadama Ivan a Delegate from Butembe to come over and swear to take on his new duties.

*Oath was administered to Mr. Ivan Kadama*

## COMMUNICATION FROM THE CHAIR

**THE DEPUTY CHAIRMAN:** Fellow Delegates, I am very sorry the Secretariat is unable to give us the report of the Executive, but I learn that it is being produced and by the time we leave here *(Interjection.)* - okay, that is very good, because when I last talked to the Secretariat the files were not available; that is very good. Now that we have that document, we are going to consider the pending items from the chapters we have already considered and then after

that tomorrow morning you will be able to go through the document and we shall start on it in the afternoon at 2.30. So, please make sure that you read the document and by 2.30 tomorrow we are able to start on it.

## PRESENTATION OF REPORTS OF COMMITTEES

**THE DEPUTY CHAIRMAN:** May I call upon the Chairman committee 2 to come and lay the papers on the table.

*(Papers were laid on the Table by Hon. Mulenga)*

**THE DEPUTY CHAIRMAN:** Thank you very much Hon. Mulenga.

## CONSIDERATION STAGE OF THE DRAFT CONSTITUTION OF THE REPUBLIC OF UGANDA

### CHAPTER 12 - PUBLIC SERVICE

#### Article 199 - Pension

**THE DEPUTY CHAIRMAN:** Hon. Delegates, according to my record we had deferred Article 199 to the Legal and Drafting Committee. I wonder whether they are through with it!

**PROF. KANYEIHAMBA GEORGE (Rubanda East County):** Madam Chairperson, I am afraid to report that because of other pending business, we have not had the opportunity to consider this particular article, Madam Chairperson. So, we should stand over it.

**THE DEPUTY CHAIRMAN:** Okay, we are standing over that article until it is cleared through the Drafting Committee.

#### Article 200 - Interpretation

**THE DEPUTY CHAIRMAN:** That means on this chapter we are remaining with Article 200, but the numbering is going to change because we inserted in some new articles. Any query on this article which is now 200? I do not have any motion or any query on article 200 on the interpretation. I now put the question.

(Question put and agreed to.)

**THE DEPUTY CHAIRMAN:** So, article 200 do stand part of the Draft Constitution. So, we shall clear the rest on that chapter when the Legal and Drafting Committee is ready with all those things we deferred. I also learn that Hon. Kanyeihamba has some reports to give us from the Legal and Drafting Committee on the articles we deferred.

**PROF. KANYEIHAMBA :** I thank you, Madam Chairman. It will be recalled that on a number of occasions since October, a number of issues have been referred to the Legal and Drafting Committee either for advice on how they should appear or for synchronisation for further final decision by this august Assembly. The first report, Madam Chairperson, relates to the home of Chapter 3 which deals with National Objectives and Directive Principles of State Policy. It will be recalled that the plenary session decided that not only should we retain these objectives as principles of state policy, but in their wisdom they expanded them, and so it became necessary to find a home for them. There was a debate as to whether they should form part of the Constitution or whether they should form part of a schedule or indeed whether they should appear in the preamble. After a great deal of debate the consensus was that this matter should be referred to the Technical Committee for advice. The Technical Committee did consider the home of this Chapter in light of the debate and in light of their own analysis, and having considered everything the Technical Committee had advised that this should become Chapter 4 of the Constitution. They give reasons for this among which they said that Chapter 3 seems to be a logical place for the objectives and principles, since we will have defined the Constitution under the Republic of Uganda among other things. However, the Technical Committee referred their own recommendations to the Legal and Drafting Committee. The Legal and Drafting Committee met on a number of occasions and having thoroughly discussed the objectives and principles we decided by a majority of 13 to 2 that, in fact, it would be appropriate to have the national objective and directive principle of state policy as the first chapter of the Constitution. In other words, we are recommending that instead of putting in the preamble or putting in the schedules, it should become the first chapter in our Constitution, so that it comes immediately after the preamble. Our main reasons for this, Madam, were that it would be logical to place it there because the national

objectives and directive principles of state policy also guide the interpretation of the Constitution. Not only do they guide Parliament and the Judiciary, but they also guide the interpretation of the Constitution itself. And we believe that it is rational that it should come at the beginning of the Constitution. Deal with the preamble first, and then insert the principles and objectives of state policy, thereafter you define the Constitution, the Republic, Citizenship and all other things since they are all dependant on the principles that we shall have enshrined in chapter 1. So, after considering the recommendations for the Technical Committee itself, and having heard views from all Hon. Delegates, it is the recommendation of the Legal and Drafting Committee that the objectives and principles of state policy become chapter one of the Constitution since they govern the whole Constitution and all institutions, organs and offices created in the Constitution thereafter. Madam Chairperson, I beg to report on that point.

Secondly, there were a number of other issues which were referred to the committee, in particular, the question about widows' and widowers' rights as well as the right of information to citizens of Uganda. You may recall, Madam, that the Assembly on different occasions referred these very issues to us. Now, on widows' rights, an amendment had been proposed to protect widows' inheritance rights. The committee to recommend that this protection should also be extended to widowers. The committee, therefore, proposes the following provision to become clause 2 of article 260, that is protection of the family, and we have clause 2 to read as follows: *"The State shall make appropriate laws for the protection of the rights of widows and widowers to inherit the property of their deceased spouses and to enjoy Parental rights over their children"*. Madam, I beg to report that this is the recommendation of the Legal and Drafting Committee on clause 60, clause 2 about the protection of family. There was also a proposed amendment to introduce a new clause to article 65 to provide for the right to influence government policies through pressure groups. The committee reformulate the proposal and recommends the following clause 2, that: *"Every Ugandan has a right to participate in peaceful civic activities to influence the policies of government through civic organisations,"* that is recommendation on pressure groups.

Lastly, there was a proposed amendment to create the right to information. This amendment was

supported by a large number of delegates here and ultimately the matter was referred to the Legal and Drafting Committee *-(Interruption)*.

**MR. SAMKUTESA (Mawogola County):** Thank you, Madam Chairperson. I do not know if it is my pigeon hole that was missed out, but I am wondering if the report that is being submitted by the Chairman of the Legal and Drafting Committee has been circulated. And is it not fair that we should have it in our - would it not be in order that we should have it in our possession because it is difficult to retain everything he has read in our minds.

**THE DEPUTY CHAIRMAN:** At least, I have my copy.

**PROF. KANYEIHAMBA:** I proceed on a point of information that I was led to understand by the Clerk's office that all these reports were circulated to all Delegates as early, I think, as two weeks ago!

**MR. OBUA OTOA (Erute North County):** Thank you, Madam Chairperson. I am also pursuing the question of this report. In our order paper today, I do not see where this is indicated as being reported by the Chairman of the Legal and Drafting Committee. Therefore, I do not know how we are proceeding, because item 6.2 talks about Chapter 15, the IGG. So, at what point in our proceedings are we talking about these reports from the Legal and Drafting Committee Chairman? It does not seem to be in our order paper for today, even if the report might have been circulated.

**THE DEPUTY CHAIRMAN:** Let me consult with the Secretariat. Hon. Delegates, I know you have the order paper, but this work has been pending for a long time and we sent him to come back and brief us. The unfortunate thing is if you do not have the papers, but those papers were distributed long ago. Perhaps as those papers are not available, I do not know whether we can refer this for tomorrow. When you look in your files, because you have these documents, but you just did not bring them!

**MR. BAGEYA GEORGE (Kigulu North County):** Madam Chairperson, procedurally, I do not consider this as being correct. The way we are moving. I think the best we can do at this point in time is to suspend until we are duly informed and we go coherently rather than work ad hocly.

**PROF. KANYEIHAMBA:** Madam Chairperson, I believe, perhaps, there had been a breakdown of communication, but as far as I was concerned this matter was discussed with the Clerk and I assumed that it was going to be on the order paper. Since the business pending then had not been fully finalised. In any case, Madam Chairperson, when you came this afternoon, you asked for the items which were on the agenda the report was not ready, it had not been finalised, and pending that is when you called the Legal and Drafting Committee to present these matters which are pending for a long time. Madam, the report, and I believe that it is within the prerogative of the Chair, to discuss and introduce a matter which may not be controversial and which the plenary can avail itself and pronounce itself. Indeed, when I was reading some of these reports, before I finished people were saying 'Aye, aye.' So I assumed that really these are very simple straight forward sentences of matters which Members recall, and I think that it would not be necessary for us to adjourn, particularly calling all the business which is behind. The reports that I have presented so far are on are on matters on which the plenary session has already addressed itself and we are only tidying up the report. There is another report which I think that Members would be entitled to see first where they have yet to debate that matter. I had not come to that report. But I was pleading with Hon. Delegates that on these matters which are non-controversial we could address ourselves on them even though some of the Delegates do seem to have had these reports in their pigeon holes. I beg to plead, Madam Chairperson.

**MR. ERESUELYANU (Kaberamaido County):** Madam Chairperson, although I would agree with the presentation and position taken by the Chairman of the Legal and Drafting Committee, that since the issue is not all that controversial we could go ahead and debate. I defer with him on one point - actually, two points. One, some Members in this House have not received that report from the Legal and Drafting Committee for them to study so that they can internalise it and debate that report. Secondly, the matters raised therein in that report are quite serious. The issue of inheritance of property and estates by the widows and widowers and many other matters related therein need closer scrutiny. For that matter, Madam Chairperson, we cannot take those matters as simply being non-issues merely because we assume they are not controversial. I propose, therefore, Madam, that first this report be circulated to the

Members for study and then it is debated, and I think it requires some time. For that reason, I propose that we adjourn.

**THE DEPUTY CHAIRMAN:** No, we cannot adjourn, because according to today's order paper there are some other items on page 2, on Article 257 and Article 268. I thought, actually, we shall save time by, at least, clearing these ones out of the way. I do not know whether Hon. Isoke Baguma is around or his deputy to give us the report as given in the order paper, on Chapter 15, IGG - Article 267, and Clause 6 on the Leadership Code on Chapter 16.

**MR. MALINGA IGNATIUS (Usuk County):** Madam Chairman, I would not say that we would adjourn, but I would suggest that we go to business which is listed on the order paper. But I just want to raise one issue of administrative problems. It has become clear that the circulation of materials is not regular. This afternoon some people have received some papers which other Delegates have not received. For example, there is this report on Chapter 3, some Delegates have received it today and some of us have not. So, something should be done to correct or to make sure that if anything is circulated it goes to all the pigeon holes of all the Delegates so that we all get information at the same time! Thank you.

**MR. ELYAU MIKE (Kalaki County):** Thank you. Madam, I think there is something wrong today. In my order paper there is page 1, and page 3, and page 3, I do not know what it means. I do not have page 2. So, you can see the kind of mess we have today. I do not know what is happening in the Clerk's office, we are getting confused anyway.

**THE DEPUTY CHAIRMAN:** But I assume that other Members have got page 1, 2, and 3. And after all for our business today, we are just stopping at Page 2, Article 268, because the Executive have just received the document, they have not read it. So, let us clear those two items, at least, that is Articles 257 and 268, if the Chairman is here to introduce. Hon. Kanyeihamba, do you have any information? I am very sorry with the breakdown in communication. I think it is because of the long time we have not been meeting. Do you have any report on Article 257 and Article 268?

**PROF. KANYEIHAMBA:** Madam Chairperson, I think that Hon. Delegates are rightly a bit unhappy with the procedure. Madam Chairperson, as you

know we discussed in your office that today the Legal and Drafting Committee would report its findings on the matters I attempted to introduce to this Assembly. I think that I was made to understand, and even now I am going to consult with the Clerk and his understanding was that these reports were, actually, circulated! There is evidence that some Delegates received them and others did not. Certainly there is a considerable number of them who received them, and when you came in, my understanding was that after the preliminary business of the Assembly, we would then go directly to the report of the Legal and Drafting Committee, as I tried to suggest. But I think the problem that we had was that it was not placed on the order paper and, therefore, Members have quite rightly pointed out the confusion that has caused. Having said that, for me I had hinted that, at least, on one or two of these areas where there was no controversy, we could discuss them on the basis of this report. After all there is nothing more on this report than what I read, other than the reasons I gave which could be challenged. So, I was still of that view, but it seems that my suggestion, maybe, was not taken up and until it is taken up and we finally dispose of it, it is very difficult to move from one place to another and find out precisely where we are going to end. So, I would like us to see whether we can compromise on this matter to see those reports which Members feel need further debate should not be discussed until they have been circulated and they have been put on the order paper. But those others which are non-controversial and in any case, on which they have already taken a decision can be disposed of this afternoon without further adjournment. Madam Chairperson, I would beg to move that as a formal point for consideration.

**THE DEPUTY CHAIRMAN:** Hon. Delegate, I have some technical problem. What is put on the order paper does not have a report. What was going to be put on the order paper, the report is there. So, initially, when I saw that I did not have any report on Articles 257 and 268, I said let us consider what we have currently. So, when I called upon Hon. Kanyeihamba to give us his report the reports are not there. I call upon the Chairman of committee 1, to give us a report, because I do not have that report, but the matter is on the order paper, then the report is not there. So, that is the procedural problem we have, and I think at this juncture, if Members agree, I would perhaps request them to consider Hon. Kanyeihamba's Motion. Let us forget what is on the order paper, because there is nobody to present those two items. Let us hear from Hon. Ruzindana.

**MR. RUZINDANA AUGUSTINE (Ruhama County):** Thank you Madam Chairperson. Unfortunately what is on the order paper you cannot proceed with. Because I am sure the Chairman and Deputy Chairman of Committee I, did not know that they were on the order paper, because the matters which are there were discussed by the committee and completed, But because the Chairman and his Deputy did not know that they would be coming up today, I suspected that is why they are not around. Secondly, Madam Chairperson, the report which the Chairman of Legal and Drafting Committee attempted to present to us was given to us a long time ago. The report is dated 28th February and I am sure every Member must have it except I suspect again there is a filing problem with some Members. I suspect because I do not believe, these things were distributed to a few people and others left out *-(Interruption)*.

**MR. ELYAU:** Point of order. Thank you, Madam Chairperson. Is it in order for Hon. Ruzindana to say we are not having a filing system since we have a bulk of papers. If you do not indicate the paper how do we know which is going to be discussed? We have a lot of papers, so we cannot carry all our files along. So, it is untrue to say that we are not having a filing system. Is it order?

**THE DEPUTY CHAIRMAN:** Your problem, actually, is noted, because if it is not on the order paper, then they are not obliged to carry the document. You carry the document of the business you are going to discuss, but not the whole bulk.

**MR. RUZINDANA:** Madam Chairperson, I was only saying that the report was given to us and it is not true that it was not circulated. I, therefore, wanted to suggest that Chairman of Legal and Drafting Committee could go ahead and report and, maybe, we may not discuss his report today, but he reports and the report is noted and then we discuss it the next day. Thank you, Madam Chairman.

**MR. OBUA OTUA:** Thank you, Madam Chairman. I really think we are going round in circles. First of all the Chairman of the Legal and Drafting Committee made two reports. One, concerning chapter 3, National Objectives and Directive Principles of State Policy, and he made a very significant suggestion that, that chapter should now form chapter 1 of the Constitution. That is a very serious matter, there are so many of us who feel that it should

not be part of the Constitution at all! So, that is something substantive which we need time to consider and to debate properly. I really think that we should stand this matter over until it is properly put on the- we should stand this order paper and everybody comes prepared to discuss them seriously. I thank you.

**MR. MASIKA GEORGE (Mbale Municipality):** Thank you, Madam Chairperson. I was going to raise the same issue of placing the chapter on the objectives. I do not think the objectives should start the Constitution, but the Constitution should start by expressing itself as a supreme document for this country. I do not see how objectives which may or may not be considered in court should start the Constitution, and when time comes I would argue that it should be thrown either out or right at the back, and nowhere near the beginning. So, let us have it somewhere else.

**MR. KARUHANGA FLLY (Nyabushozi County):** Madam Chairperson, it is sometime ago when we last met here. It is now getting to 4 O'clock, we have not done any work except just talking. I suggest we continue with the agenda. The items as they appear on the agenda, 6.2 stood over, 6.3 stood over and we go to 6.4 chapter 7, the executive, and we proceed. The report is here, the Chairman is here, we all have our documents, why do we not proceed as the agenda is saying with chapter 7?

**THE DEPUTY CHAIRMAN:** Okay, I would agree with you partly, because I do not believe in starting on a document which people have not read. The other time we run into problems because people had not read the document, we adjourned and it was a problem that the Chair adjourned the meeting and whatever have you. I for one if I have not read the document, I have just received it, how can I make a decision on it? How am I going to follow? It will be as if he is dictating and I am listening, then I will not be able to take an earlier decision. Really the Chair has to read the document and understand it, then all the other Members should do the same.

**MR. MULONDO BESWERI (Mityana South County):** Thank you very much, Madam Chairperson. Mine is a proposal of the way we receive our order papers. I think the secretariat should help us by giving us the order for the following day's meeting. Because you can see all Members here are complaining that they did not receive the report. In

my opinion we all received the report, but probably the Members did not know what is going to happen today, and for that matter they did not bring the report. As already one Member suggested, we have a lot of papers and unless you know what is going to take place that day, is when you can pick up and come with these papers. So I propose that probably the order paper be prepared in advance so that when we go away today we should know what we are going to do tomorrow and be able to pick the relevant document. That is my proposal. Thank you very much.

**MR. KIRENGA EMMANUEL (Mityana North County):** Madam Chairperson, I think today we have done nothing by way of debate, and it seems if we continue like that we shall be wasting time. I, therefore, suggest in agreement with Hon. Karuhanga, that all the other reports which are in a mess be stood over and that the report on the Executive, which is in order, be considered. We are not going to vote on it, but at least, those who are ready can start debating on it so that we do not waste time, it is a very simple thing. I suggest that it be presented and then those who are able to speak and then those who are not able speak tomorrow.

**MR. BAGEYA:** Thank you very much, Madam Chairperson. I find difficulties in discussing any document when I do not even have the document in question. And if we must continue, I would like to go along half way with Hon. Elly Karuhanga that since we have the report of Select Committee 2, which we have received and there are no amendments, I would prefer that if we must continue working that we start on that one where there is a document feasible. So that, at least, we start discussing on something that we have at hand, rather than trying to gauge what you may have had or what you may not have had. Perception might not be quite as good, let alone the internalisation, and since this is on the agenda I would propose that we move to 6.4 since we have the report. Madam Chairperson, I thank you.

**BRIG. KYALIGONZA MATAYO (Buhaguzi County):** Thank you very much Madam. Whereas I would seek your indulgence to ask the Hon. Members not to feel nudged if I start asking this Hon. House to reconsider the aspect of time. In all our meetings, especially, the business committees, we have been talking about the way we should adopt our systems of performing here. As you may recall, Hon. Members, that we have spent almost a week doing

nothing, and when we go away as a plenary - when we go away we are yet going to add another - *(Interjection.)* let me finish my point. Madam Chairperson, I have just been asking the indulgence of this House that whereas it is important for every Member here, to reconsider the aspect of time, especially, when we are deliberating certain issues, and Hon. Karuhanga has rightly put it that there is a substance that we can discuss here. And I would, therefore, request the Hon. Member to consider the issue of Hon. Karuhanga and then we proceed. With your indulgence, Madam Chairperson.

**MR. MULENGA JOSEPH (Democratic Party):** Thank you, Madam Chairman. I wish to add my voice to that of Hon. Mulondo, or the suggestion that perhaps it would help if we were given the order paper the day before the day concerned. Secondly, I do not know whether we have stopped discussing the proposal by Hon. Kanyeihamba. I too know for a fact that, at least, one of his reports was circulated and Members here do have it. So, if we have abandoned or left that, we ought to get a decision on it, whether we are postponing that debate to another date or whether we still can do it - I do not know what conclusion was reached. The third point is with regard to Hon. Karuhanga's proposal that we start on chapter 7. Madam Chairman, you have noted that this report was circulated only today. Some people would pick it in the morning and probably have gone through some pages, and others have not yet. I think it would not be doing the chapter or the committee which worked on it justice, if we just start because there is nothing else to do. I think it should be timed, personally, in fact, I would have said we start on it fresh on Monday morning. My reason is that tomorrow being Friday the afternoon session may not be all that we must go through it. It is a chapter that is all encompassing you may read first article and not appreciate its import until you have reached Article 9! I would strongly recommend that we try and go through it rather than read it in pieces article by article. Therefore, starting on it now, I want to have the confidence that Hon. Delegates will feel with it, as if they had gone through it. There is a lot of notice that has been written, and that is why many Delegates have been whispering to me that it is too thick. This was done deliberately so that Delegates would appreciate the points that were addressed. So, my initial reaction, Madam, unless the Assembly directs otherwise, would not be to go along with the suggestion of Hon. Karuhanga. Although the report is before us, it has not been perused.

**MR. BAGEYA:** Thank you very much, Madam Chairman. Having listened very attentively to the Chairman of committee 2, it appears we are now at a deadlock. Because I am personally strong about not discussing anything that I do not hold a paper for. Much as we may have received these papers before, the mere fact that we did not know that we are going to discuss it we could not have carried everything. I would, therefore, propose that we may not have a choice but to adjourn. Thank you, Madam Chairman.

**MR. OGWEL LOOTE (Moroto Municipality):** Thank you, Madam Chairperson. After listening to a lot of contributions on the issue at table, I feel that now that we have realised the Chairman of Legal and Drafting has read a report which I do believe most of us got. It was about two weeks ago, that is when we received that report of these deferred articles and they are all compiled there. Because touching importance on it I would feel that let us defer that report and also the report on the order paper, Articles 257 and 268 that all these reports could be done this evening so that tomorrow we deal with them. If there is any Delegate that has left any of these reports will be able to come with it tomorrow, so that the second report which is on chapter 7 will now internalise so that on Monday we start afresh and debate it. So, Madam, I propose that we adjourn so that these reports are compiled and then we internalise the rest, otherwise we are doing nothing, we are just debating and saying the same things in different ways. Thank you, Madam Chairperson.

**MR. KARUHANGA:** Madam Chairman, it is just an observation I would like to have on record. When the Legal Committee circulated its report, the Members say it is not on the agenda, so we leave it. When receive the report on chapter 7 from committee 2, Members are saying we have not read it. Is it a situation where we cannot move at all? What is happening? This report of committee 2 as presented by Hon. Mulenga is already in the Draft. Many of us have been attending that committee -

**THE DEPUTY CHAIRMAN:** Except the Chair.

**MR. KARUHANGA:** Well, Madam Chairperson, I thought that the content and discussion on what we decide does not really depend very much on the decisions taken by the Chairperson, but by the audience. I am being very careful really and seeking your advice how you are involved in this type of - *(Interruption)*.

**THE DEPUTY CHAIRMAN:** I have not given you the Floor Hon. Kitariko. Hon. Karuhanga are you through?

**MR. KARUHANGA:** Yes, I was just saying that, for example, the draft on Article 101 has been retained by that committee, all that article has been retained, the article has got five subclauses. Now, really, if we have been here as delegates of Constituent Assembly since we arrived and we have been reading and following the debate. What is there to stop us from discussing Article 101 which has been confirmed by committee 2, what is so difficult? It is already on the agenda. Why was it put on the agenda?

**THE DEPUTY CHAIRMAN:** Hon. Karuhanga, putting it on the agenda, putting the papers on the table is enough to put this item on the agenda. You receive it formally, you accept that you have received it, we go and we read it and understand it. What we are saying, as Hon. Mulenga, we should not be unfair to the Chairman of the committee by forcing him to do what he feels is not quite clear. Tomorrow we have the whole day, we can even decide here that we come at 8.30 to save this time here. We can come at 8.30 and compensate for this afternoon, that is admissible, so that we go tonight and read the whole document. Hon. Mulenga will be ready and we work on it. So, are we coming at 8.30 to compensate for today's loss, so that we start on this document at least, tonight we shall be able to read it and know the processing of the items at hand.

**MR. BAGEYA:** Thank you, Madam Chairperson. That proposal would have been very suitable, but if you look around to the population that is available here, it means it is only we who are here that will be able to know about it. Unless some announcement is going to be made on Radio so that the others who are not here, who are expecting to come in the afternoon would be able to turn up in the morning, and that would be probably an administrative matter. Otherwise the way I look at the people here, the quorum is just about enough.

**MR. MWONDHA PATRICK (Bukooli North County):** Thank you, Madam Chairperson. I am forced to rise on a very serious caution. We seem to be having immense house keeping problems which has led to a situation whereby we even now want to discuss matters that are not on the order paper. I cannot fail to recollect that only weeks back we were crammed in Sheraton Hotel and left this conference

Friday, 10th March, 1995

*The Assembly met at 9.00 a.m. in the  
International Conference Centre*

*(The Deputy Chairman, Prof Mwaka in the  
Chair)*

P R A Y E R S

COMMUNICATION FROM THE CHAIR

**THE DEPUTY CHAIRMAN:** Hon. Delegates, by the rules, I have to be blind but I would not like to be blind and walk blindly and lose my teeth. We are starting on a new chapter and we are just a handful. So I adjourn for 15 minutes. Let them ring the bell, if there is nobody, that will be the end of it. Thank you.

*(The Assembly adjourned for 15 minutes)*

**THE DEPUTY CHAIRMAN:** Hon. Delegates, let the clerk take some count and see how many we are. Hon. Delegates, they have rung the bell and I do not see many people flocking in. We are just a quarter of what we should be. We are 74.

**MR. KITARIKO:** Thank you Madam Chairperson. I believe we should not adjourn without taking roll-call so that those who are not present should be mentioned on Radio Uganda.

**AN HON. DELEGATE:** Thank you Madam Chairperson. It is a cause of concern for those of us who try to be here on time and everyday. We cannot just come here and wait for those who are not willing to do work. So I am going to second hon. Kitariko. We close up the door, we take a roll-call and the names of those who are not here should be published. I thank you.

**MR. NASASIRA:** Thank you Madam Chairperson. I think it is high time that we seriously - although we have no quorum - but we can seriously discuss this disease that is becoming almost terminal, how we can solve it. We cannot continue earning money day after day without providing work. People had argued that we are being treated - if we think we should take roll-call four times a day, then we will be seen as school children. Personally, I do not think so. I have a suggestion Madam Chairperson. I know the Business Committee is meeting, that a book is brought for one hour in the morning, people sign, it

is there just before we leave for lunch and people sign. It is brought back for one hour and people sign in the afternoon and it is brought as we go at 6.30 p.m. so that we are paid according to how many times we sign in that book. Until attendance is tied to money, we can go on like this, we will never finish the constitution but finish the money budgeted for it.

**THE DEPUTY CHAIRMAN:** Anyway, just hang on. I have information. Yesterday in the morning, the Business Committee sat and it was decided that the Chairman is going to start implementing the decisions that were taken earlier on in the Business Committee and I would not like to feel as if I am taking the law in my hands. So let us follow the rules. No quorum, we adjourn. But on Monday, the Chairman will be here, we shall be together and then we shall make a decision. I cannot take a decision alone. So we stand adjourned until 2.30 this afternoon.

*(The Assembly adjourned and resumed at 2.30  
p.m.)*

**THE DEPUTY CHAIRMAN:** Hon. Delegates, we are only 56. I suspend the Assembly for 15 minutes, then I will come back and if within 15 minutes we are in reasonable numbers, we will transact business. The Assembly is suspended for 15 minutes. Thank you.

*(The Assembly adjourned for 15 minutes)*

**THE DEPUTY CHAIRMAN:** Hon. Delegates, we are 107 and we are starting a very important chapter. We cannot afford to start when we do not have the required quorum on an important chapter on the Executive. So we stand adjourned until Monday at 2.30 p.m.

*(The Assembly rose and adjourned until Monday,  
the 13th of March 1995 at 2.30 p.m.)*