

ACTS SUPPLEMENT

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Act 10

*Uganda National Health  
Research Organisation Act*

2011

THE UGANDA NATIONAL HEALTH RESEARCH ORGANISATION  
ACT, 2011.

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**THE UGANDA NATIONAL HEALTH RESEARCH  
ORGANISATION ACT, 2011.**

An Act to provide for the establishment of the Uganda National Health Research Organisation, its composition, objects, functions, powers, administration; to bring the Uganda Virus Research Institute, Uganda Cancer Institute, Natural Chemotherapeutic Research Institute, and the Tropical Diseases Research Institute under the control and management of the Organisation and for other related matters.

DATE OF ASSENT: 31ST AUGUST, 2009.

*Date of Commencement:* See Section 1.

BE IT ENACTED by Parliament as follows:

**PART I—PRELIMINARY****1. Commencement**

This Act shall come into force on the date appointed by the Minister by statutory instrument, and the Minister may appoint different dates for the commencement of different provisions of this Act.

**2. Interpretation**

In this Act, unless the context otherwise requires—

“approved research” means health research approved by the Board under this Act;

“Board” means the Board established by section 8;

“Chairperson” means the Chairperson of the Board;

“constituent research institute” means a constituent research institute specified in Part 1 of the Third Schedule to this Act;

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

“Director General” means the head of the Organisation appointed under section 15(3);

“essential national health research” means priority research on a country-specific health problem;

“health” means the presence of physical, mental, social and spiritual well being, and not merely the absence of disease or infirmity;

“health research” means using scientific methods to generate new knowledge to deal with an identified health problem or curiosity;

“Minister” means the Minister responsible for health;

“national health research plan” means a periodic policy document describing research strategy, priorities and programmes of the Organisation;

“Organisation” means the Uganda National Health Research Organisation established by section 3;

“professional council” means the Medical and Dental Practitioners Council established by the Medical and Dental Practitioners Act; the Uganda Nurses and Midwives Council established by the Nurses and Midwives Act; the Allied Health Professionals Council established by the Allied Health Professional Act, and the Pharmacy Council established by the Pharmacy and Drugs Act;

“Uganda National Council of Science and Technology” means the Uganda National Council of Science and Technology established by the Uganda National Council of Science and Technology Act.

PART II—ESTABLISHMENT, COMPOSITION, OBJECTS,  
FUNCTIONS AND POWERS OF THE ORGANISATION.

**3. Establishment of the Organisation**

(1) There is established an Organisation to be known as the Uganda National Health Research Organisation.

(2) The Organisation shall be a body corporate with perpetual succession and a common seal and may sue or be sued in its corporate name.

(3) The Organisation may, for and in connection with its objects and functions under this Act, purchase, hold, manage and dispose of any property whether movable or immovable, and may enter into any contract and other transactions as may be expedient and do any other act or thing that in law may be done by a body corporate, subject to the provisions of this Act.

**4. Composition of Organisation**

The Organisation shall comprise—

- (a) the Board;
- (b) the Secretariat;
- (c) the constituent research institutes; and
- (d) any other recognized institution or entity, which undertakes health or similar research.

**5. Object of the Organisation**

The object of the Organisation is to create a sustainable culture of health research by providing policy and ethical guidelines and national co-ordination and regulation of health research.

**6. Functions of the Organisation**

The functions of the Organisation are—

- (a) to evolve, set up and enforce an ethical code of conduct for health research in Uganda;

- (b) to identify, set up and enforce national health research policies and develop a National Health Research Plan for all health related research institutions in Uganda;
- (c) to facilitate dialogue between the policy makers, researchers in different disciplines, health providers and communities in order to ensure that research is relevant to the needs of the people and that research findings are utilized by the relevant stakeholders;
- (d) to facilitate consultations with policy and decision makers and researchers in different disciplines and communities in the identification of health research priorities which are consistent with the National Health Research Plan;
- (e) to register, renew and co-ordinate different types of health research in Uganda and promote multi-disciplinary and inter-sectoral research collaboration in a bid to establish essential national health research which is consistent with the National Health Strategic Plan;
- (f) to develop, strengthen and supervise health research institutes which at the commencement of this Act are under the Ministry responsible for health and any others which are established subsequently;
- (g) to facilitate the Organisation's institutes, other Organisations and persons affiliated to the Organisation in the mobilization of resources for their approved research projects and the National Health Research Plan;
- (h) to strengthen the national health research capacity in research institutions including the Ministry responsible for health, and the communities by building a quality human resource infrastructure which is capable of responding to the essential research demands of Uganda;
- (i) to undertake any other health related research and relevant

- (j) to appraise scientifically and ethically and give approval, in collaboration with the National Council of Science and Technology, to all research protocols related to health, before the commencement of any biomedical or other health related research;
- (k) to monitor, evaluate and terminate any research in progress;
- (l) to receive research findings and results and disseminate such findings as the Organisation deems fit;
- (m) to perform and carry out duties aimed at improving health research in Uganda within the overall objects of the Organisation; and
- (n) to carry out any other activity conducive or incidental to the attainment of the objects of the Organisation.

## **7. Powers of the Organisation**

(1) The Organisation may—

- (a) recommend to the Minister the establishment of health research institutes or any other appropriate research institutions;
- (b) sponsor, promote and encourage health research activities undertaken by institutions, Organisations, agencies and individuals for the utilization of health research findings;
- (c) issue or confer honours or rewards on researchers or any other person, groups of persons or institutions connected with health research as it may deem fit;
- (d) acquire, develop and retain the human resource base in order to meet adequately the health research requirements; and
- (e) supervise any research activity in the health sector.

(2) The Organisation shall exercise the powers under this section in respect of an institution or member affiliated to it and in so doing, it shall cooperate with the Uganda National Council for Science and Technology (UNCST) and the National Drug Authority.

## PART III—THE BOARD OF THE ORGANISATION.

**8. The Board**

- (1) The Organisation shall have a governing Board comprising—
- (a) one representative nominated from faculties responsible for medicine or colleges of health sciences;
  - (b) one representative nominated from the faculty of social sciences of any of the universities in Uganda;
  - (c) three distinguished research scientists on matters of health, two of whom shall be representatives of research institutions;
  - (d) one eminent person from the community with a bias in human rights issues; and
  - (e) one representative of the traditional medical practitioners nominated by the practitioners.
- (2) The following shall be *ex-officio* members of the Organisation—
- (a) the Director General of Health Services;
  - (b) the Executive Secretary of the Uganda National Council for Science and Technology; and
  - (c) the Director General who shall be the Secretary to the Board.
- (3) All members of the Board shall be appointed by the Minister.
- (4) The Chairperson and Deputy Chairperson shall be elected by the members of the Board from among their number and shall be appointed by the Minister.



**9. Tenure of office of members of the Board**

(1) For the avoidance of doubt, a member of the Board by virtue of an office held by that member, shall, upon ceasing to hold that office, cease to be a member of the Board but if otherwise qualified for appointment, is eligible for re-appointment to the Board.

(2) A member of the Board other than a person to whom subsection (2) of section 8 applies, shall hold office for three years and is eligible for re-appointment for one other term.

(3) Subject to subsection (1), a member of the Board shall vacate office—

- (a) by tendering his or her resignation in writing to the Minister;
- (b) on written recommendation of the body which he or she represents, revoking the nomination of the member; or
- (c) by removal from office by the Minister on the recommendation of the Board for inability to perform the functions of his or her office arising from infirmity of body or mind or from any other cause.

(4) Where a member of the Board is removed or vacates office before his or her term of office expires, the Minister may appoint another person to hold office until the end of the term of that office.

(5) Where the Minister is satisfied that a member is temporarily absent for a period of one year due to a reasonable cause, the Minister may appoint a person qualified in terms of section 8 to act in that member's place during his or her absence.

**10. Disqualification for membership of the Board**

A person shall not be appointed a member of the Board if he or she—

- (a) is of unsound mind;
- (b) is not resident in Uganda;
- (c) has been declared insolvent or bankrupt; or

- (d) has been convicted of a criminal offence involving dishonesty or moral turpitude.

### **11. Meetings of the Board**

The Second Schedule to this Act shall apply to the meetings of the Board.

### **12. Functions of the Board**

(1) The functions of the Board are—

- (a) to formulate policy of the Organisation;
- (b) to make strategic plans of the Organisation;
- (c) to authorise budgets and expenditures and approve the annual report and accounts of the Organisation;
- (d) to monitor and evaluate the performance of the Organisation;
- (e) to establish rules and procedures for appointment into the Organisation, discipline, termination and administration of its personnel including staffing and conditions of service of its employees;
- (f) to be responsible for the supervision of the management of property, business, income and other financial matters of the Organisation; and
- (g) to perform any other function that may be necessary for the proper implementation of this Act.

(2) In the carrying out of its functions under this section, the Organisation shall, wherever necessary, consult relevant statutory professional councils.

(3) The Board may delegate any of its functions under this Act to

**13. Committees of the Board**

(1) The Board may appoint one or more committees to assist in the carrying out of its functions under this Act and may delegate to a committee such function as it may consider fit, subject to such conditions as it may determine.

(2) A committee appointed under this Act may comprise members of the Board or co-opted members or both.

(3) A committee may co-opt any resource person to any meeting of the committee except that the co-opted person shall have no right to vote on any matter coming for decision at the meeting.

(4) The Board may prescribe the procedure of any committee appointed by it.

**14. Remuneration of the members of the Board**

The Chairperson, Deputy Chairperson and other members of the Board and members of the committees of the Board shall be paid such remuneration or allowances as may be determined by the Minister.

## PART IV—SECRETARIAT OF THE ORGANISATION

**15. Secretariat of the Organisation**

(1) The Organisation shall have a Secretariat.

(2) The Secretariat shall be headed by a Director General.

(3) The Director General shall be appointed by the Board on such terms and conditions as shall be specified in his or her instrument of appointment.

(4) The Director General shall hold office for a term of four years and is eligible for reappointment.

(5) The Director General shall be a full time employee and the chief executive of the Organisation and is responsible for carrying out the day to day functions of the Organisation.

**16. Functions of the Secretariat**

The functions of the Secretariat are—

- (a) to prepare for the approval by the Board, a National Health Research Plan including research strategies, priorities and programmes;
- (b) to coordinate, facilitate and monitor the implementation of research programmes and training activities;
- (c) to establish, coordinate, facilitate and review linkages of constituent research institutes with international Organisations and research institutions outside the Organisation or outside Uganda;
- (d) to review research proposals for conformity with established ethical guidelines and health priority and for technical content;
- (e) to provide clearance for publication and other forms of dissemination of research findings, in consultation with the Uganda National Council of Science and Technology;
- (f) to make arrangements for periodic evaluation of constituent research institutes and the Secretariat for efficiency in relation to the functions of the Organisation;
- (g) to take official custody of the seal of the Organisation; and
- (h) to do such other things as may be necessary or desirable or expedient for the carrying out of the functions of the Organisation.

**17. Other staff**

(1) The Board may, on advice of the Director General, appoint other officers and staff of the Organisation as may be necessary for the effective performance of the functions of the Organisation.

(2) The employees appointed under this section shall hold office on such terms and conditions as may be specified in their instruments of appointment.

(3) The Board may, under subsection (2) of section 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000.

**18. Employment of experts and consultants**

The Board may, on the advice of the Director General, engage for the Organisation, the services of a consultant or an expert to perform any of the functions of the Organisation in connection with which the consultant or expert is considered to have special competence.

**PART V—CONSTITUENT RESEARCH INSTITUTES****19. Constituent research institutes**

(1) The Research Institutions specified in Part I of the Third Schedule, to be known as constituent research institutes shall form part of the Organisation.

(2) The Board may approve other institutions to be constituent research institutes under subsection (1).

(3) Where the Board has approved an institution to be a constituent research institute under this section, the Minister may, by statutory instrument made with the approval of Parliament, declare the institution to be a constituent research institute for the purposes of this Act.

(4) A constituent research institute shall have semi-autonomous status with regard to the management of resources which shall be in accordance with research programmes and budgets approved by the Board.

(5) Every private firm, individual, non-governmental organisation or public institution carrying out health related research in Uganda shall affiliate with the Organisation.

**20. Functions of constituent research institutes**

A constituent research institute shall—

- (a) engage in health research which conforms to the mandate and mission specified in Part II of the Third Schedule to this Act;
- (b) plan and develop research capacity for carrying out research which is essential for the development of health, health provision and to the overall development of Uganda;