

STATUTORY INSTRUMENTS SUPPLEMENT

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S T A T U T O R Y I N S T R U M E N T S

2015 No. 50.

**THE BUSIA MUNICIPAL COUNCIL (PROFESSIONAL AND SERVICE
PROVIDERS) BYE-LAW, 2015.**

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S T A T U T O R Y I N S T R U M E N T S

2015 No. 50.

The Busia Municipal Council (Professional And Service Providers) Bye-Law, 2015

(Under S. 39 (1) of the Local Government Act, Cap. 243)

IN EXERCISE of powers conferred upon the Busia Municipal Council by Sub-Section (1) of Section 39 of the Local Government Act, these Bye-Laws are made this 26th day of May, 2015.

PART I—PRELIMINARY

1. Citation.

These Bye-Laws may be cited as the Busia Municipal Council (Maintenance of premises, trees and land) Bye-law, 2015.

2. Application.

These bye-laws apply to all areas within the jurisdiction of Busia Municipal Council

3. Interpretation.

In these bye-laws unless the context otherwise requires—

“Council” means Busia Municipal Council;

“currency point” shall be equivalent to twenty thousand shillings;

“municipality” means Busia Municipal Council;

“permit” means a permit issued under these bye-laws;

“professional job, work or service” includes jobs, works or services engaged in by technicians, lawyers, accountants, custom clearing agents, auditors, architects, consultants, banks financial institutions, surveyors, insurers, tour operators, air transport operators and any other job, work or service.

PART II—PERMITS

4. Issuing of permits.

(1) The Council may on application by a person who wishes to engage in a professional job, works or services within the Municipality grant a permit to such a person upon terms and condition as it may decide.

(2) Every permit issued shall expire on 31st day of December.

5. Fees payable.

The fees payable under this Bye-law for permits to engage in a professional job, works or services within the Municipality shall be as in the schedule to these bye laws.

6. A permit not to be transferred or assigned.

A permit issued under these bye-laws shall not be hired, sold, transferred or in any way assigned to any person or business entity other than to the person or business entity to whom or to which it is issued.

PART III—OFFENCES AND PENALTIES

7. Offences.

A person commits an offence under these bye laws if—

- (a) he or she engages in any professional job, works or services within the Municipality without a valid permit from the Council;
- (b) he or she contravenes any condition or term upon which the permit was issued;
- (c) he or she refuses or fails without reasonable excuse to produce the permit when required by a Council agent or authorized officer.

8. Penalties.

(1) A person who commits an offence under these Bye-Laws is liable on conviction, to a fine not exceeding two currency points or to imprisonment not exceeding six months or both.

(2) In the case of a non-natural person the term of imprisonment under these Bye-laws shall be imposed on the natural person in charge by whatever, designation he or she is known.

9. Closure of premises.

The premises of the person who commits an offence shall be closed and shall remain closed until full compliance with the provisions of the bye laws.

SCHEDULES

FIRST SCHEDULE

Fees :

(UNDER BYE LAW 5)

1. The following Banks and any other banks that shall be established after the coming into force of these bye-laws, shall each pay U. Shs. 1,500,000/= (Uganda shillings one million five hundred thousands only) per annum for a permit to operate in the Municipality:

- (a) Stanbic Bank Ltd
- (b) Centenary Bank
- (c) Barclays Bank

2. The following telecommunication service providers and any others that shall be established in the Municipality after the coming into force of these bye-laws shall each pay U. Shs. 2,000,000/= (Uganda Shillings Two million only) per annum for a permit to operate in the Municipality:

- (a) MTN;
- (b) Airtel;
- (c) Uganda Telecom Ltd; and
- (d) Vodafone.

3. The following service providers and any others that shall be established in the Municipality after the coming into force of these Bye-Laws shall each pay U. Shs. 2,000,000/= (Uganda shillings two million only) per annum for a permit to operate in the Municipality:

- (a) National Water and Sewerage Corporation;
- (b) Umeme Limited;
- (c) Uganda Post Limited;
- (d) National Social Security Fund; and
- (e) Air transport operators.

4. The following financial institutions shall each pay U. Shs. 500,000/= (Uganda Shillings five hundred thousands only) per annum for a permit to operate in the Municipality.

- (a) Uganda Finance Trust Bank Limited;
- (b) Uganda Microfinance Limited; and
- (c) Post Bank Ltd.

5. Savings and credit cooperative societies (SACCOS) shall each pay U. Shs. 150,000/= (Uganda Shillings One hundred fifty thousands only) per annum for a permit to operate in the Municipality.

6. For a permit to operate in the Municipality in a professional job, works or services other than those indicated in (1) (3) and (4) above the fee shall be U. Shs. 200,000 (Uganda Shillings two hundred thousands only) per annum.

7. The Council shall review the fees levied under the schedule from time to time as it deems expedient.

SECOND SCHEDULE

Currency point

one currency point is equivalent to twenty thousand shillings.

Cross References

The Constitution of Uganda 1995

The Local Government Act, Cap. 243

The Local Council Courts Act, 2006, Act No. 13, 2006

The Community Service Act, Cap. 115

The Penal Code Act, Cap. 120

Trading Licensing Act, Cap.101.

PASSED by the Busia Municipal council this 26th Day of May, 2015.

A handwritten signature in black ink, appearing to read 'Mugeni Michael', with a stylized, overlapping structure.

MUGENI MICHAEL,
His Worship The Mayor.