

STATUTORY INSTRUMENTS

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2003 No. 73.

THE IGANGA TOWN COUNCIL BYE-LAWS 2003.

ARRANGEMENT OF BYE-LAWS.

PART I—PRELIMINARY.

By-law.

1. Citation.
2. Interpretation.
3. Objectives of Bye-Laws

PART II—TAXI PARK AND BUS PARK.

4. Entrance to the park.
5. Compulsory Inspection.
6. Use of the Park.
7. Traffic Control.
8. Care to be exercised.
9. Injury or damage.
10. Riding bicycles.
11. Excessive Noise.
12. Penalty

PART III—PROHIBITION OF GRAZING ANIMALS.

13. Keeping or grazing.
14. Impounding of animals.
15. Animals as a nuisance.

By-law.

16. Custodial Charge.
17. Penalty.

PART IV—REGISTRATION AND CONTROL OF DOGS.

18. Keeping of dogs.
19. Registration of dogs.

20. Fees.
21. Sign of registration.
22. Dogs to be seized.
23. Dangerous dogs.
24. Aggrieved owners.
25. Setting free time.
26. Penalty.

PART V—PARKING OF VEHICLES

27. Riding and Parking.
28. Penalty.

PART VI—OPERATIONS OF LORRIES, PICK-UPS, SPECIAL HIRE, BODA BODA, *ETC.*

29. Payment of fees.
30. Compulsory inspection.
31. Traffic control.
32. Care to exercise.
33. Identification.
34. Penalty

PART VII—TOWN COUNCIL MAIN MARKET.

35. Operation time.
36. Entry in the market.
37. Nuisance.
38. Goods at a stall or pitch.
39. Terms of agreement.
40. Prohibition of any trade.

By-law.

41. Uniforms and utensils.
42. Meat inspection.
43. Prohibited goods.
44. Rates and terms.
45. Livestock.
45. Other animals.
47. Weights and measures.
48. Unauthorized persons.
45. Bicycles riding.
50. Lorries and other vehicles.
51. Non-payment of dues.
52. Hawking of goods.
53. Exhibitions.
54. Penalty.

PART VIII—LAND.

55. Un-developed plots.
56. Planting trees in plots.

57. Land marks.
58. Penalty.

PART IX—PUBLIC HEALTH-SANITATION.

59. Toilet facilities.
50. Land lord to provide sanitary facilities.
61. Overflowing toilets.
62. Dispose of Waste.
63. Nuisance.
64. Penalty.

PART X—HEALTH-HEALTH.

65. Medical check-up.
66. Infectious diseases.
67. Butcher facilities.
68. Place of preparing food.
69. Sale of milk.
70. Penalty.

By-law.

PART XI—WATER.

71. Tampering with water materials.
72. Failure to pay water bills.
73. Illegal structures on water pipes.
74. Water works not open to public.
75. Intention to defraud to council.
76. Drilling water source.
77. Water.

PART XII—MISCELLANEOUS.

78. Electronic masts.
79. Sonic advertisement.
80. Excessive noise.
81. Garbage/litter in designed places.
82. Protection of trees.
83. Leasing land.
84. Illegal trade advertisements.
85. Night discos.
86. Neglect of public obligation.

STATUTORY INSTRUMENTS

2003 No. 73.

The Iganga Town Council Bye-Laws 2003.

1. Citation

These Bye-laws may be cited as the Iganga Town Council Bye-Laws 2003.

2. Interpretation

In these Bye-Laws unless the context/interpretation otherwise requires—

“Council” means Iganga Town Council;

“Park “ means any area designated by the Council be used exclusively by taxis or buses or as the case may be by bicycles and motorcycles;

“Taxi” includes, motor car, omnibus, pickup, lorry, bus, tractor or any vehicle doing business in the Town Council;

“Vehicle” has the meaning assigned to it under the traffic and road safety Act 1998;

“Animals” means cattle, flock and other remunerating animals, sheep, goats, pigs, horses, donkeys and mules;

“Street” means and includes any bridge, street, road, square, Court, avenue lane, access lane, thorough lane, footway and pavement;

“Market Authority” means the Iganga Town Council;

“Market Master” means a person appointed by the Council authority to supervise the market;

“Pitch” means a portion of the ground in the market allocated to a vendor for the purpose of exposing goods for sale;

“Stall” means a portion of the market upon which any structure has been erected by the market authority for exposing of goods for sale by a vendor.

3. Objectives of Bye-Laws

These Bye-Laws are intended to regulate and enforce discipline and revenue collection within the town council, regulate the building of structures in the town council, regulate various aspects of health environment and to provide for other related matters.

PART II—TAXI PARK AND BUS PARK.

Be it made by the Council of the Town of Iganga as follows:

4. Entrance to the park

Every taxi shall enter a park through a controlled gate on payment of a fee prescribed by Council which shall be evidenced by issuance of a receipt by an office of the Council.

5. Compulsory Inspection

The receipt shall be produced by the driver or conductor of the taxi for inspection by an officer of the Council in connection to these Bye-Laws.

6. Use of the Park

The driver shall obey the orders, directives or instructions of an officer of the Council in connection with these Bye-Laws.

7. Traffic Control

It shall be unlawful for any driver or conductor of a taxi to pick-up a passenger from outside the park.

8. Care to be exercised

No taxi shall be driven or used within the park in such manner as to be a danger or nuisance to other person.

9. Injury or damage

The Council shall not be liable for any injury or damage to any person, taxi or any other properties within the taxi park.

10. Riding bicycles

No any person shall be allowed to ride a bicycle within the Taxi Park and Bus Park during day time.

11. Excessive Noise

It is prohibited to any person to put a loud sound either radio recording cassette or any music within the taxi park.

12. Penalty

Any person who contravenes any provisions of these bye-laws shall be guilty of an offence and on conviction shall be liable to fine not exceeding two currency points or 3 months imprisonment or to both a fine and imprisonment.

PART III—PROHIBITION OF KEEPING AND GRAZING
OF ANIMALS IN TOWN BYE-LAWS.

Be it made by the Council of the Town of Iganga as follows:

13. Keeping or grazing

No person shall graze any animal in the town without the written permission of the medical officer of health.

14. Impounding of animals

Any animal kept or grazed or is straying in town shall be impounded by the officer of the Council or any police officer and driven to Council compound set for that purpose.

15. Animals as a nuisance

No person shall keep any animal which is a nuisance or an annoyance to persons residing in the neighbourhood.

16. Custodial Charge

Any animal as described in this bye-law, which is impounded and kept in the custody of Iganga Town Council as a consequence of this bye-law shall attract a custodial charge of shs. 5,000/= (Five thousand shillings only) per day whilst in custody.

17. Penalty

Any person who contravenes or fails to comply with any of the provisions of these bye-laws shall be guilty of an offence and on conviction shall be liable to a fine not exceeding shs. 40,000/= (Forty thousand shillings only) or imprisonment not exceeding 3 months or to both fine and imprisonment. In any case or fine of shs. 20,000/= (Twenty thousand shillings only) per cattle and shs. 5,000/= (Five thousand shillings only) goats, sheep *etc.*

PART IV—REGISTRATION AND CONTROL OF DOGS.

18. Keeping of dogs.

No person shall keep a dog of six months of age or over unless it is registered with the Town Council.

19. Registration of dogs

A dog must be registered with the Town Council with a certificate signed by the Veterinary officer and be protected against Rabies disease.

20. Fees

Registration shall be at a fee to be determined per animal and expiration shall be on 31st day of December of the said Certificate of Registration.

21. Sign of registration

A registered dog must have a badge and a dog which has no badge the owner will be guilty of an offence.

22. Dogs to be seized

If a dog is found by the Council straying in town not bearing a registration badge of the current year it is to be seized and taken to Veterinary office or to be destroyed and no compensation shall be payable to any person in respect of such destruction.

23. Dangerous dogs

No person shall be permitted to keep a dog which is dangerous, ferocious or suffering from ringworm, distemper or any contagious disease or any bitch in season to be within the Town Council.

24. Aggrieved owners

Any person aggrieved by wrongful seizure of his dog under these Bye-Laws may apply to Court for the release of his dog after some costs.

25. Setting free time

No person shall set free her/his dog before 9:30 p.m.

26. Penalty

Any person who will fail to comply with provisions of these bye-laws shall be guilty of an offence under provision of a fine not exceeding Shs. 40,000/= (Forty thousand shillings only) or 3 months imprisonment or both such of fine and imprisonment.

PART V—PARKING VEHICLES.

Be it made by the Council of the Town of Iganga as follows:

27. Riding and Parking

No person shall ride any cycle or cause any vehicle to be propelled or parked over or across the pavement or crossing.

28. Penalty

Any person who contravenes or fails to comply with this provision of this bye-law shall be guilty of an offence and on conviction shall be liable to a fine not exceeding two currency points or to imprisonment not exceeding three (3) months or both such a fine and imprisonment.

Any person convicted of this offence shall in addition to such a penalty imposed, be liable to pay to the Council any expense or damage incurred and such expense shall be recovered summarily in removing of the vehicles.

PART VI—OPERATIONS OF LORRIES, PICK-UPS, SPECIAL HIRE, BODA BODA ETC.

29. Payment of fees

Every Lorry, special hire, pick-up, motor cycles, buses, tractors and Mukokoteni from time to time when operating within the town shall pay Council fees prescribed

by the Council from time to time and shall be evidenced by issuance of a receipt by an officer of the Council.

30. Compulsory inspection

The receipt shall be produced at any time for Inspection by an Officer of the Council in connection with these byelaws.

31. Traffic control

The driver or conductor of the Lorry/Special hire, pick-up, buses or riders of motor cycles, bicycles shall at all times obey the orders, directions or instruction of an officer of the Council in connection with these bye-laws. For instance all Commercial vehicles or taxis shall stop for passengers to board or disembark only in the Council's parks.

32. Care to exercise

Care should be exercised within the Town in such a manner not to be a danger or nuisance to other person's vehicle or any other property.

33. Identification

Bicycle riders and Mukokoteni must be registered and have numbers on their respective bicycle/mukokoteni and must wear uniform authorised by the Town Council Iganga.

34. Penalty

Any person who contravenes any provisions of these bye-laws shall be guilty of an offence and on conviction shall be liable to a fine of two currency points or three (3) months imprisonment or to both such a fine and imprisonment.

PART VII—TOWN COUNCIL MAIN MARKET.

Be it made by the Council of the Town of Iganga as follows:

35. Operation time

The Iganga Town Council Market shall be open during the following hours: Monday to Sunday 8:00 a.m to 6:00 p.m.

36. Entry in the market

No person shall urinate, defecate on the ground or commit a crime in the market.

37. Nuisance

Nothing shall be sold or offered or exposed for sale in the market (except at a stall or pitch) without the permission of the market authority or market master.

38. Goods at a stall or pitch

No person shall sell in any stall any goods of a class other than those which fall under the terms of his/her agreement for the rental of his/her stall he/she is permitted by the market authority to sell.

39. Terms of agreement

The market authority may from time to time prohibit in the market any of the trades specified in the schedule to these bye-laws.

40. Prohibition of any trade

Every person selling meat shall be clothed in a cap head dress, light blue sleeved garment or suit extending from the garment or suit least the knees and garment or suit shall be clean each morning before commencing work The holder of a meat stall or other stall used for the sale of food ready for consumption at the stall shall keep the stall and utensil used therein clean at all times to he satisfaction of the health inspection of the town

41. Uniforms and utensils

(a) No meat shall be sold in the market or town stall unless it has been examined and passed by an authorised offer from veterinary department and such meat shall bear official stamp mark of the public abattoir.

(b) No meat shall be sold in the market or town unless it originates from the town slaughter house, transported, stored and displayed in an insect proof casing as shall be prescribed by the Town Health Inspector.

42. Meat inspection

The sale of the following goods is prohibited in the market—

(a) Hides and Skins

(b) Fresh meat and offals must be sold separately in the lincenced Butchers.

(c) Food which has been cooked or otherwise prepared for immediate consumption other than from places or containers approved by the market authority (THI VERIFY)

(d) Petrol and petroleum products.

44. Rates and terms

(i) The occupation of a stall by a vendor shall be at such rates and such terms and for such period as may be decided by the market authority from time to time.

(ii) The daily occupation of pitches in the market authority may from time to tlm decide such rates shall be payable in advance to the market master who shall issue a ticket of payment of dues.

45. Livestock

No livestock except poultry at a place set aside by the market master shall be allowed in the market.

46. Other animals

No dog, cats shall be permitted in the market.

47. Weights and measures

Every stall or lock up holder selling goods by weight shall provide himself with scales approved by the inspector of weights and measures.

48. Unauthorized persons

No un-authorized person shall be in the market at any time when the market is closed.

49. Bicycles riding

No person shall be allowed to ride a bicycle or motorcycle inside the market.

50. Lorries and other vehicles

No lorries or other vehicles other than a lorry or vehicle authorized shall enter the market.

51. Non-payment of dues

The Market authority may lock-up in the event of nonpayment of any sum due to the market authority, held by a stall holder within the market and may unless the sum due is sooner paid dispose of the same and apply the proceeds towards the payment of the sum due. Provided that any balance remaining there after shall be returned to the stall holder.

52. Hawking of goods

Except with the written permission of the market authority no person shall sell or offer for sale or barter any fresh meat, poultry dried or fresh, ground nuts, cakes, matooke, vegetables or other food stuffs at any place within the limits of Iganga Town surrounding the boundaries of the market except in the premises in respect of which a trading licence has been issued under the provisions of the Trading Act.

53. Exhibitions

A copy of these Bye-Laws shall be exhibited in the market.

54. Penalty

Any person who contravenes any provision of these Bye-laws shall be guilty of an offence and on conviction shall be liable to a fine not exceeding shs. 40,000/= (Forty thousand shillings only) or imprisonment for a term not exceeding 3 months or to both fine and imprisonment.

PART VIII—LAND.

55. Un-developed plots

Any developer who does not care of his/her plots, keeps it undeveloped or half developed by cleaning or keeping tidy shall be guilty and council will charge him/her shs. 15,000/= (Fifteen thousand shillings only) each time it has to do this obligation for him/her.

56. Planting trees in plots

All developers whose building plans are approved by the council shall be required to commence construction and proceed with the same in accordance with construction guidelines and regulations issued by the council.

57. Land marks

Upon completion of a building, the developer will be required to obtain an occupational permit from Council before occupying any premises.

58. Penalty

All developers must plant four or more trees in their plots in case of a new plot and the occupant in case of an already developed plot.

59. Toilet facilities

Any person who will remove the mark stones from the boundaries of the plot shall be guilty and be taken to Court of law by the Council.

60. Land lord to provide sanitary facilities

Any person who contravenes any provisions of these bye-laws shall be guilty of an offence and on conviction shall be liable to a fine not exceeding two currency points or 5 months imprisonment or both a fine and imprisonment.

PART IX—PUBLIC HEALTH - SANITATION.

61. Overflowing toilets

All buildings in Iganga town Council must have a provision of functioning toilet facilities.

62. Dispose of Waste

Every land lord must have or provide a functioning toilet/latrines and birth-rooms facilities for his/her tenants.

63. Nuisance

Filled up or over-flowing toilets/septic tanks upto 1 meter below the top is prohibited.

64. Penalty

(1) No throwing of waste matter/refuse excretion from roof tops windows of stored building.

(2) Disposal of Human Waste in Polythene Papers

No throwing of waste matter/refuse excretion from roof tops windows of stored building.

(3) No littering of wastes in town.

65. Medical check-up

Any person who wilfully urinates, or Defecates in any public place commits an offence and on conviction is guilty.

66. Infectious diseases

Any person who contravenes any provisions of these bye-laws shall be guilty of an offence and on conviction, shall be liable to a fine not exceeding two currency points or imprisonment of 3 months or to both such a fine and imprisonment.

IGANGA TOWN COUNCIL.

PUBLIC HEALTH (FOOD LAWS)

Be it made by the Council of the Town of Iganga as follows:

67. Butcher facilities

Any food handler is to be examined every quarter of the year and certificate of fitness at a fee shall be issued in that respect and must have an apron while on duty.

68. Place of preparing food

No person he or she suffering from any infectious or Communicable disease shall work in or about a eating house handle or assist in preparation/cooking food/drink therein.

69. Sale of milk

There must be adequate facilities for sufficient supply of water for the purpose of cleaning and maintaining butcher premises.

(a) Fly proof casing should be provided to the meat in drawer which is not ready for sale and should also provide efficient lines and wire gauge or glass should be made.

(b) Meat shall be displayed inside the meat safe not outside.

70. Penalty

Any person who will prepare the food stuff in papyrus or cracked muddy house will be guilty under the “Public Health Act”.

71. Tampering with water materials

Any person selling milk or dairy products shall have a Permit from the Medical Officer of Health, Health Inspector or any other person can authorize the medical officer to sell or provide milk with payment of revenue.

72. Failure to pay water bills

Any person who contravenes any provision of these bye-laws shall be guilty of an offence and on conviction, shall be liable to a fine not exceeding two currency points or imprisonment not exceeding 3 months or both such a fine and imprisonment.

PART XI—WATER.

Be it made by the Council of the Town of Iganga as follows:

73. Illegal structures on water pipes

No person shall tamper with any items or materials of the water distribution unless authorised by the water officer.

74. Water works not open to public

Any consumer of water in the Council who fails to pay his or her bills shall be liable to disconnection or other measures open to the Council to recover the costs incurred within fourteen days after notice served by the Council unless the consumer pays such bills to the Council within the said period.

75. Intention to defraud to council

No person shall construct any permanent or semi-permanent structure on top of a water distribution line and council shall not be liable for any damage caused by the illegal structures.

76. Drilling water source

Water works, water reservoirs and water distribution lines and materials are not open for use by the public, unless authorised in writing by the water office.

77. Water

No person shall with intent to defraud the Council, construct, plant or use any part of land or road verge and upon conviction, shall forfeit the use of the land and shall not receive any compensation.

78. Electronic masts

No person shall drill, dig or operate a water source without the express permission of the Council.

79. Sonic advertisement

Any person permitted to operate a water source by the Council must purchase water source licence and renew it annually.

PART XIII—MISCELLANEOUS.

Be it made by the Council of the Town of Iganga as follows:

80. Excessive noise

No one is to erect an electronic mast without the express permission from the Council and payment of an installation fee and thereafter annual mast licence.

81. Garbage/litter in designed places.

Any person or Organisation who wishes to make a sonic advertisement must get a permit from the Council prior to such advertisement.

82. Protection of trees

No person shall make un-necessary noise or put on high volume while playing music within the Council. All sound generated in the Council shall conform to limits set by the National Bureau of Standards or the National Environment Management Authority (NEMA) and the Council.

83. Leasing land

All Garbage or litter must be placed in only designated places within the town.

84. Illegal trade advertisements

Any tree over two metres tall which falls within a plot or a within a road reserve shall not be removed without the express permission of the Council.

85. Night discos

Any person who holds a piece of land on annual or lease hold basis from Council and who wilrully or knowingly fails to pay rent to Council commits an offence.

86. Neglect of public obligation

No person shall, for the purpose of advertising or otherwise engage in activities of vldo viewing hanging og sign posts, skylights, posters, bi'lboards, on any premises structure or location within the Council without a valid permission issued by Council.

87. (i) No person shall operate a night disco unless she or he is issued with a permit by the Town Clerk.

(ii) Nigh discos shall not operate after 1:00 a.m

88. Any person who fails to renew a permit of any commercial activity or advertising sign post within the Town Council within.fourteen (14) days after expiry of the original permit commits an offence.

89. No person shall bury any dead person in an ungazzeted place within the Town Council.

90. Any person who breaches any of the provisions of these byelaws is liable on conviction to a fine of not less than two (2) currency points or imprisonment not exceeding 3 mon hs or both such a fine and imprisonment.

91. Any person who convenes or fails to comply with any of the provisions of these bye-laws shall be guilty of an offence and on conviction shall be liable to a fine not exceeding tow currency points or imprisonment not exceed ng six (5) months or to both the fine and imprisonment.