

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

2009 No. 28.

THE LOCAL GOVERNMENTS (MBARARA MUNICIPALITY)
(MAIRUNGI) BYELAWS, 2009.

ARRANGEMENT OF BYELAWS.

Byelaw

1. Title
2. Purpose
3. Application
4. Interpretation
5. Offences and penalties
6. Seizure and forfeiture
7. Exemption

STATUTORY INSTRUMENTS

2009 No. 28.

The Local Governments (Mbarara Municipality) (Mairungi) Byelaws, 2009.

(Under Section 39 of the Local Governments Act, Cap. 243)

IN EXERCISE of the powers conferred upon Mbarara Municipal Council by section 39 of the Local Governments Act, these Byelaws are made this 11th day of May, 2009.

1. Title

These Byelaws may be cited as the Local Governments (Mbarara Municipality) (Mairungi) Byelaws, 2009.

2. Purpose

These Byelaws are intended to provide for the control of production, consumption, sale, storage, supply and advertising of mairungi and for related matters.

3. Application

These Byelaws shall apply to the area of jurisdiction of Mbarara Municipality.

4. Interpretation

In these Byelaws unless the context otherwise requires—

“council” means Mbarara Municipal Council;

“currency point” means twenty thousand shillings;

“mairungi” means processed, growing or raw form of the plant commonly known as mairungi;

“municipality” means Mbarara Municipality.

5. Offences and penalties

A person who—

- (a) cultivates or deals in mairungi in any way;
- (b) consumes, inhales, absorbs or takes mairungi into his or her body;
- (c) adulterates any food, drink or other consumable with mairungi;
- (d) offers mairungi to any person for sale, possession, distribution, consumption, storage or in any other dealing;

commits an offence and is liable on conviction to a fine not exceeding two currency points or imprisonment not exceeding four months or both.

6. Seizure and forfeiture

(1) In addition to the penalty, any expenses incurred by the council or its agents as a result of expenses in enforcing these Byelaws, may be recovered by a summary suit.

(2) Where a person contravenes byelaw 5, all articles including mairungi, motor vehicles or conveyance found in possession of that person shall be seized and forfeited to Council under the authority of an order of the court.

7. Exemption

(1) A person using mairungi for research or study is exempted from the provisions of these Byelaws.

(2) The exemption in sub byelaw (1) applies only if research has been authorized by a qualified practitioner.

PASSED by Mbarara Municipal Council this 11th day of May, 2009.

I HEREBY SIGNIFY my hand this 11th May, 2009.

TUMWIINE WILSON,
Chairperson, Mbarara Municipal Council.