

STATUTORY INSTRUMENTS

SUPPLEMENT No. 25

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STATUTORY INSTRUMENTS.

2006 No. 46.

**THE TRAFFIC AND ROAD SAFETY (EAPCCO MOTOR VEHICLE CLEARANCE
CERTIFICATE OPERATING PROCEDURE) REGULATIONS, 2006.**

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STATUTORY INSTRUMENTS.

2006 No. 46.

The Traffic and Road Safety (EAPCCO Motor Vehicle Clearance Certificate Operating Procedure) Regulations, 2006.

(Under section 178(2) (i) and (m) of the Traffic and Road Safety Act, Cap. 361)

IN EXERCISE of the powers conferred upon the Minister responsible for communications by section 178(2) *(i)* and *(m)* of the Traffic and Road Safety Act, these Regulations are made this 12th day of August, 2005.

Preliminary

1. Title

These Regulations may be cited as the Traffic and Road Safety (EAPCCO Motor Vehicle Clearance Certificate Operating Procedure) Regulations, 2006.

2. Interpretation

In these Regulations, unless the context otherwise requires—

“clearance certificate” means an EAPCCO motor vehicle clearance certificate issued under these Regulations;

“EAPCCO” means the Eastern Africa Police Chiefs Co-operation Organisation, whose member states are specified in Schedule 1;

“issuing authority” means the Interpol National Central Bureau of Kampala.

Application for Certificate

3. Prohibition of export without clearance certificate

(1) No person shall export a motor vehicle, trailer or engineering plant outside Uganda for registration in another EAPCCO member state without obtaining a clearance certificate from the issuing authority in respect of the motor vehicle, trailer or engineering plant.

(2) An application for a clearance certificate shall be made to the issuing authority and shall be accompanied by a non refundable fee of fifty US Dollars.

(3) An application for a clearance certificate shall be in the form prescribed in Schedule 2.

4. Applicants for certificate

(1) For the purposes of regulation 3(1), an owner of a motor vehicle, trailer or engineering plant or his or her duly appointed agent may apply for a clearance certificate.

(2) An agent who intends to apply on behalf of the owner, must submit a power of attorney or other document as may be required by law.

5. Issuance of certificate of clearance

(1) The issuing authority may, subject to regulation 6(2), grant a certificate of clearance to the applicant.

(2) A certificate of clearance shall only be issued during official working hours.

(3) A certificate of clearance shall not be issued after 5.00 p.m. or over the weekends or during public holidays.

(4) A certificate of clearance shall be in the form prescribed in Schedule 3.

Registration of Vehicles

6. Procedure for registration

(1) A person applying for the registration of a motor vehicle, trailer or engineering plant under the Traffic and Road Safety Act, which is registered or originating from an EAPCCO member state, shall obtain a clearance certificate from

the country of origin which shall be presented as one of the documents necessary for registration.

(2) The chief licensing officer shall, subject to Part III of the Traffic and Road Safety Act, and before registering a motor vehicle, trailer or engineering plant imported from an EAPCCO member state, satisfy himself or herself that the applicant has obtained a clearance certificate whose authenticity has been confirmed by the issuing authority.

Offences and Penalties

7. Offences and penalties

(1) An owner of a motor vehicle, trailer or engineering plant or his or her agent who—

- (a) exports a motor vehicle, trailer or engineering plant outside Uganda for registration in another EAPCCO member state without a clearance certificate;
- (b) registers or attempts to register a motor vehicle, trailer or engineering plant in Uganda without a clearance certificate; or
- (c) wilfully aids or abets such registration,

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

(2) An employee of the issuing authority who wilfully issues a clearance certificate in respect of a motor vehicle, trailer or engineering plant that is subject to any pending legal inquiry, commits an offence and is liable, on conviction, to a fine not exceeding thirty currency points or imprisonment not exceeding one year, or both.

SCHEDULE 1

Reg. 2

EAPCCO MEMBER STATES

1. Burundi
2. Djibouti
3. Eritrea
4. Ethiopia
5. Kenya

- 6. Rwanda
- 7. Seychelles
- 8. Somalia
- 9. Sudan
- 10. Tanzania
- 11. Uganda

SCHEDULE 2

Reg. 3(2)

APPLICATION FOR EAPCCO CLEARANCE CERTIFICATE

A. Particulars of Applicant

- 1. Name
- 2. Age
- 3. Nationality
- 4. Application made by:
 - (i) Owner
 - or
 - (ii) Agent.....
- 5. Occupation
- 6. Postal Address
- 7. Physical Address

B. Particulars of Vehicle

1. Registration No.
2. Engine No.
3. Chassis No.
4. Type of Vehicle
5. Year of Manufacture
6. Colour

C. General

1. Country of Origin of Vehicle.....
2. Country of Destination.....

Date Signature

SCHEDULE 3

Reg. 5(4)

CERTIFICATE OF CLEARANCE