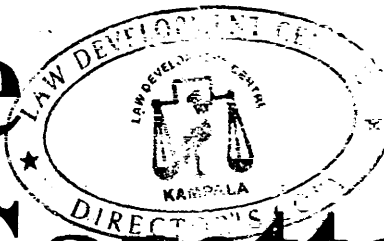




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# The



173

# Uganda Gazette

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## SUPPLEMENTS

### Bills

- No. 4—The Finance Bill, 2003.
- No. 5—The Income Tax (Amendment) Bill, 2003.
- No. 6—The Value Added Tax (Amendment) Bill, 2003.
- No. 7—The Customs Management (Amendment) Bill, 2003.
- No. 8—The Stamps (Amendment) Bill, 2003.
- No. 9—The Excise Management (Amendment) Bill, 2003.
- No. 10—The Excise Tariff (Amendment) Bill, 2003.

### Statutory Instruments

- No. 29—The Taxes and Duties (Provisional Collection) Order, 2003.
- No. 30—The National Environment (Noise Standards and Control) Regulations, 2003.

## CORRIGENDUM

Reference is made to Volume XCVI No. 26 of the *Uganda Gazette* dated 6th June, 2003.

The Universities and Other Tertiary Institutions (Amendment) Act, 2003 which was erroneously gazetted as No. 6 is hereby corrected to read **Act No. 7 of 2003**.

General Notice No. 150 of 2003.

### THE ELECTORAL COMMISSION ACT, 1997.

Act No. 3 of 1997

Section 12(1)(a)

### NOTICE

#### APPOINTMENT OF NOMINATION, CAMPAIGN AND POLLING DAY FOR PARISH CHAIRPERSONS COUNTRYWIDE.

NOTICE IS HEREBY GIVEN by the Electoral Commission in accordance with section 12(1)(a) of the Electoral Commission Act, No. 3 of 1997, that, the 18th day of June, 2003 is hereby appointed polling day for the Chairperson, Parish Executive Committee countrywide.

ISSUED at Kampala this 10th day of June, 2003.

ENG. DR. BADRU M. KIGGUNDU,  
Chairman, Electoral Commission.

General Notice No. 151 of 2003.

### THE ADVOCATES ACT.

#### NOTICE.

#### APPLICATION FOR A CERTIFICATE OF ELIGIBILITY.

IT IS HEREBY NOTIFIED that an application has been presented to the Law Council by Barinda Gideon Akimanzi who is stated to be a holder of Bachelor of Laws of Makerere University having been awarded a Degree on the 6th day of October, 2000 and to have been awarded a Diploma in Legal Practice by the Law Development Centre on the 11th day of April, 2003 for the issue of a Certificate of Eligibility for entry of his name on the Roll of Advocates for Uganda.

Kampala,  
10th June, 2003.

HELLEN OBURA (MRS.),  
Acting Secretary, Law Council.

General Notice No. 152 of 2003.

### THE ADVOCATES ACT.

#### NOTICE.

#### APPLICATION FOR A CERTIFICATE OF ELIGIBILITY.

IT IS HEREBY NOTIFIED that an application has been presented to the Law Council by Akusa Batwala Clare who is stated to be a holder of Bachelor of Laws of Leeds University having been awarded a Degree on the ..... day of June, 2000 and to have been awarded a Diploma in Legal Practice by the Law Development Centre on the 11th day of April, 2003 for the issue of a Certificate of Eligibility for entry of her name on the Roll of Advocates for Uganda.

Kampala,  
6th June, 2003.

HELLEN OBURA (MRS.),  
Acting Secretary, Law Council.

General Notice No. 153 of 2003.

### THE ADVOCATES ACT.

#### NOTICE.

#### APPLICATION FOR A CERTIFICATE OF ELIGIBILITY.

IT IS HEREBY NOTIFIED that an application has been presented to the Law Council by Paul Alianu Ejangu who is stated to be a holder of Bachelor of Laws of Makerere University having been awarded a Degree on the 8th day of October, 1999 and to have been awarded a Diploma in Legal Practice by the Law Development Centre on the 31st day of May, 2002 for the issue of a Certificate of Eligibility for entry of his name on the Roll of Advocates for Uganda.

Kampala,  
6th June, 2003.

HELLEN OBURA (MRS.),  
Acting Secretary, Law Council.

General Notice No. 154 of 2003.

THE ADVOCATES ACT.

NOTICE.

APPLICATION FOR A CERTIFICATE OF ELIGIBILITY.

IT IS HEREBY NOTIFIED that an application has been presented to the Law Council by Medard Lubega who is stated to be a holder of Bachelor of Laws of Makerere University having been awarded a Degree on the 12th day of October, 2001 and to have been awarded a Diploma in Legal Practice by the Law Development Centre on the 11th day of April, 2003 for the issue of a Certificate of Eligibility for entry of his name on the Roll of Advocates for Uganda.

Kampala, HELLEN OBURA (MRS.),  
6th June, 2003. *Acting Secretary, Law Council.*

General Notice No. 155 of 2003.

THE ADVOCATES ACT.

NOTICE.

APPLICATION FOR A CERTIFICATE OF ELIGIBILITY.

IT IS HEREBY NOTIFIED that an application has been presented to the Law Council by Kavuma Terence who is stated to be a holder of Bachelor of Laws of Makerere University having been awarded a Degree on the 12th day of October, 2001 and to have been awarded a Diploma in Legal Practice by the Law Development Centre on the 11th day of April, 2003 for the issue of a Certificate of Eligibility for entry of his name on the Roll of Advocates for Uganda.

Kampala, HELLEN OBURA (MRS.),  
10th June, 2003. *Acting Secretary, Law Council.*

General Notice No. 156 of 2003.

THE ADVOCATES ACT.

NOTICE.

APPLICATION FOR A CERTIFICATE OF ELIGIBILITY.

IT IS HEREBY NOTIFIED that an application has been presented to the Law Council by Birungi Cephas Kagyenda who is stated to be a holder of Bachelor of Laws of Makerere University having been awarded a Degree on the 29th day of January, 1984 and to have been awarded a Diploma in Legal Practice by the Law Development Centre on the 11th day of April, 2003 for the issue of a Certificate of Eligibility for entry of his name on the Roll of Advocates for Uganda.

Kampala, HELLEN OBURA (MRS.),  
6th June, 2003. *Acting Secretary, Law Council.*

General Notice No. 157 of 2003.

THE ADVOCATES ACT.

NOTICE.

APPLICATION FOR A CERTIFICATE OF ELIGIBILITY.

IT IS HEREBY NOTIFIED that an application has been presented to the Law Council by Omongole Richard who is stated to be a holder of Bachelor of Laws of Makerere University having been awarded a Degree on the 6th day of October, 2000 and to have been awarded a Diploma in Legal Practice by the Law Development Centre on the 31st day of May, 2002 for the issue of a Certificate of Eligibility for entry of his name on the Roll of Advocates for Uganda.

Kampala, HELLEN OBURA (MRS.),  
12th June, 2003. *Acting Secretary, Law Council.*

General Notice No. 158 of 2003.

THE ADVOCATES ACT.

NOTICE.

APPLICATION FOR A CERTIFICATE OF ELIGIBILITY.

IT IS HEREBY NOTIFIED that an application has been presented to the Law Council by John Boniface Idambi Kulu who is stated to be a holder of Bachelor of Laws of Makerere University having been awarded a Degree on the 15th day of January, 1999 and to have been awarded a Diploma in Legal Practice by the Law Development Centre on the 11th day of April, 2003 for the issue of a Certificate of Eligibility for entry of his name on the Roll of Advocates for Uganda.

Kampala, HELLEN OBURA (MRS.),  
10th June, 2003. *Acting Secretary, Law Council.*

General Notice No. 159 of 2003.

THE ADVOCATES ACT.

NOTICE.

APPLICATION FOR A CERTIFICATE OF ELIGIBILITY.

IT IS HEREBY NOTIFIED that an application has been presented to the Law Council by Kahagambe John Bosco who is stated to be a holder of Bachelor of Laws of Makerere University having been awarded a Degree on the 12th day of October, 2001 and to have been awarded a Diploma in Legal Practice by the Law Development Centre on the 11th day of April, 2003 for the issue of a Certificate of Eligibility for entry of his name on the Roll of Advocates for Uganda.

Kampala, HELLEN OBURA (MRS.),  
12th June, 2003. *Acting Secretary, Law Council.*

General Notice No. 160 of 2003.

THE ADVOCATES ACT.

NOTICE.

APPLICATION FOR A CERTIFICATE OF ELIGIBILITY.

IT IS HEREBY NOTIFIED that an application has been presented to the Law Council by Kavuma Geoffrey who is stated to be a holder of Bachelor of Laws of Makerere University having been awarded a Degree on the 15th day of January, 1999 and to have been awarded a Diploma in Legal Practice by the Law Development Centre on the 31st day of May, 2002 for the issue of a Certificate of Eligibility for entry of his name on the Roll of Advocates for Uganda.

Kampala, HELLEN OBURA (MRS.),  
16th May, 2003. *Acting Secretary, Law Council.*

General Notice No. 161 of 2003.

THE COMPANIES ACT (CAP 85)

IN THE MATTER OF BUNGWE INVESTMENTS LIMITED  
MEMBERS VOLUNTARY WINDING UP.

NOTICE.

NOTICE is hereby given that at an extra ordinary meeting of the abovenamed company duly convened and held at its registered office in Kampala on the 25th day of April, 2003.

It was resolved as follows:

1. That with immediate effect, the company be voluntarily wound up in accordance with the Company's Act, Cap. 85, Laws of Uganda.
2. That M/s. Lumonya, Bushara & Co. Advocates be appointed Liquidators for the purpose of such winding up.

Dated at Kampala this 5th day of June, 2003.

LUMONYA, BUSHARA & CO. ADVOCATES.



General Notice No. 162 of 2003.

THE TRADE MARKS ACT.

(Cap. 83).

NOTICE.

NOTICE IS HEREBY GIVEN that any person who has grounds to oppose the registration of any of the marks advertised herein may within sixty days from the date of this *Gazette*, lodge a Notice of opposition on Trade Mark Form No. 6 together with a fee of Shs. 4000 in case of National applicants or US\$ 250 in case of Foreign applicants. The period of lodging Notice of opposition may be extended in suitable cases by the Registrar as he thinks fit upon such terms as he may direct. Formal opposition should not be lodged until after reasonable notice has been given by letter to the applicant so that he may have an opportunity to withdraw his application before the expense of opposition proceedings is incurred. Failure to give such notice will be taken into account in considering any application by the opponent for an order for costs if the opposition is uncontested by the applicant. Representations of the marks herein advertised can be inspected at the office of the Registrar of Trade Marks, Parliamentary Buildings, P.O. Box 7151, Kampala.

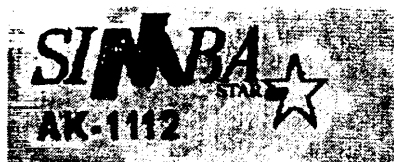
- (21) APPLICATION NO. 25743 IN PART "A".  
(52) Class 4.  
(54)

**DIETZ**

- (53)  
(59)  
(64)

- (57) *Nature of goods*—Kerosene lantern.  
(73) *Name of applicant*—Panyahululu Co. Ltd.  
(77) *Address*—P.O. Box 21168, Kampala.  
(74)  
(22) *Date of filing application*—5th June, 2003.

- (21) APPLICATION NO. 25755 IN PART "A".  
(52) Class 9.  
(54)



- (53) *Disclaimer*—Registration of this Trade Mark shall give no right to the exclusive use of the letters "AK" and the numerical "1112" except as represented.  
(59)  
(64)  
(57) *Nature of goods*—Radios, radio cassette recorders, black and white T.V., colour TV. sets; video; video CDs.  
(73) *Name of applicant*—Laisiva Company Ltd.  
(77) *Address*—Plot 18, Abdul Musisi Building Kikuubo, Kampala.  
(74)  
(22) *Date of filing application*—11th June, 2003.

- (21) APPLICATION NO. 25742 IN PART "A".  
(52) Class 7.  
(54)

**BLACK COCK**

- (53)  
(59)  
(64)

- (57) *Nature of goods*—Hoes and all goods included in Class 7.  
(73) *Name of applicant*—Panyahululu Co. Ltd.  
(77) *Address*—P.O. Box 21168, Kampala.  
(74)  
(22) *Date of filing application*—5th June, 2003.

- (21) APPLICATION NO. 25703 IN PART "A".  
(52) Class 30.  
(54)

**kahawa  
maalum**

- (53) *Disclaimer*—Registration of this Trade Mark shall give no right to the exclusive use of the Kiswahili word "KAHAWA" except as represented.  
(59)  
(64)  
(57) *Nature of goods*—Coffee.  
(73) *Name of applicant*—Eastern African Fine Coffees Association.  
(77) *Address*—P.O. Box 27405, Kampala.  
(74)  
(22) *Date of filing application*—16th May, 2003.

- (21) APPLICATION NO. 25744 IN PART "A".  
(52) Class 16.  
(54)

**DOCTOR**

- (53)  
(59)  
(64)

- (57) *Nature of goods*—All goods included in Class 16.  
(73) *Name of applicant*—Panyahululu Co. Ltd.  
(77) *Address*—P.O. Box 21168, Kampala.  
(74)  
(22) *Date of filing application*—5th June, 2003.

- (21) APPLICATION NO. 25412 IN PART "A".  
(52) Class 11.  
(54)

**ALSTOM**

- (53)  
(59)  
(64)

- (57) *Nature of goods*—Apparatus for lighting, heating, steam generating, cooking, refrigerating, drying, ventilating, water supply and sanitary purposes.  
(73) *Name of applicant*—Alstom.  
(77) *Address*—25 Avenue Kleber, 75116, Paris, France.  
(74) *C/o*. M/s. Sengendo & Co. Advocates, P.O. Box 6914, Kampala.  
(22) *Date of filing application*—12th December, 2002.

- (21) APPLICATION NO. 25444 IN PART "A".  
 (52) Class 26.  
 (54)

## McSARA HAIR & BEAUTY

- (53) *Disclaimer*—Registration of this Trade Mark shall give no right to the exclusive use of the words "HAIR" & "BEAUTY" each separately and apart from the mark.  
 (59)  
 (64)  
 (57) *Nature of goods*—Hair additions and attachments; hair pieces, braids and all goods covered under international class 26.  
 (73) *Name of applicant*—Stripes Industries Limited.  
 (77) *Address*—Lunga Lunga Road, P.O. Box 30682, 00100, Nairobi (GPO) Kenya.  
 (74) *C/o M/s.*, Sengendo & Co. Advocates, P.O. Box 6914, Kampala.  
 (22) *Date of filing application*—20th December, 2002.

- (21) APPLICATION NO. 24842 IN PART "A".  
 (52) Class 34.  
 (54)

## Amber

- (53)  
 (59)  
 (64)  
 (57) *Nature of goods*—Tobacco; cigars; cigarettes; cigarettes containing tobacco substitutes, not of medical purposes; cigar cases, not of precious metal; cigarette cases, not of precious metal; matches; lighters for smokers; cigarettes filters; raw tobacco.  
 (73) *Name of applicant*—General Tobacco Group Co. Ltd.  
 (77) *Address*—Jinan Cigarette Factory No. 80, General Road, Jinan.  
 (74) *C/o M/s.* Sengendo & Co. Advocates, P.O. Box 6914, Kampala.  
 (22) *Date of filing application*—6th May, 2002.

- (21) APPLICATION NO. 24790 IN PART "A".  
 (52) Class 2.  
 (54)

## EPSON

- (53)  
 (59)  
 (64)  
 (57) *Nature of goods*—Ink, ink cartridges (filled), toner, toner cartridges (filled) and ink ribbons, all for computer printers, word processors and photocopiers; dyes, pigments, paints, varnishes, lacquers; preservatives against rust and against deterioration of wood; colorants; mordants; raw natural resins; metals in foil and powder form for painters; decorators, printers and artists.  
 (73) *Name of applicant*—Seiko Epson Kabushiki Kaisha (also t/a Seiko Epson Corporation).  
 (77) *Address*—4-1 Nishishinjuku 2-Chome, Shinjuku-Ku, Tokyo, Japan.  
 (74) *C/o M/s.* Sengendo & Co. Advocates, P.O. Box 6914, Kampala.

(22) *Date of filing application*—3rd April, 2002.

- (21) APPLICATION NO. 25468, IN PART "A".  
 (52) Class 16.  
 (54)

## BBVA

- (53)  
 (59)  
 (64)  
 (57) *Nature of goods*—Publications in general; brochures and catalogues; paper, cardboard and goods made from these materials not included in other classes; printed matter; bookbinding material; photographs; stationery; adhesives for stationery or household purposes; artists material; paint brushes; typewriters and office articles (except furniture); instructional and teaching material (except apparatus); plastic materials for packaging (not included in classes); printers' type; printing blocks.  
 (73) *Name of applicant*—Banco Bilbao Vizcaya Argentaria, S.A.  
 (77) *Address*—Plaza San Nicolas 4, 48005, Bilbao (Vizcaya) Spain.  
 (74) *C/o M/s.* Sengendo & Co. Advocates, P.O. Box 6914, Kampala.  
 (22) *Date of filing application*—15th January, 2003.

- (21) APPLICATION NO. 24945 IN PART "A".  
 (52) Class 16.  
 (54)



- (53) *Disclaimer*—Registration of this Trade Mark shall give not right to the exclusive use of the phrases "LET'S GET TOGETHER", and "BAR & RESTAURANT" each separately and apart from the mark as a whole.  
 (59)  
 (64)  
 (57) *Nature of goods*—All goods included in Class 16.  
 (73) *Name of applicant*—Geebell Holdings Limited.  
 (77) *Address*—P.O. Box 25289, Nairobi, Kenya.  
 (74) *C/o M/s.* Kasirye, Byaruhanga & Co. Advocates, P.O. Box 10946, Kampala.  
 (22) *Date of filing application*—24th June, 2002.

- (21) APPLICATION NO. B 768 IN PART "B".  
 (52) Class 5.  
 (54)

- (53)  
 (59)  
 (64)  
 (57) *Nature of goods*—Insecticides.  
 (73) *Name of applicant*—Twiga Chemical Industries Limited.

(77) Address—P.O. Box 4800, Kampala.

(74)

(22) Date of filing application—20th May, 2003.

(21) APPLICATION NO. 25405 IN PART "A".

(52) Class 34.

(54)

## BP CONNECT

(53)

(59)

(64)

(57) Nature of goods—Tobacco; cigars; cigarettes; smokers' articles; matches; ashtrays; lighters; cigarettes cases.

(73) Name of applicant—BP P.L.C.

(77) Address—1st James's Square, London, SW1Y 4PD.

(74) C/o M/s. Sengendo & Co. Advocates, P.O. Box 6914, Kampala.

(22) Date of filing application—9th December, 2002.

(21) APPLICATION NO. 25403 IN PART "A".

(52) Class 30.

(54)

## BP CONNECT

(53)

(59)

(64)

(57) Nature of goods—Coffee, tea, cocoa, sugar, rice, tapioca, sago, artificial coffee; flour and preparations made from cereals; bread, pastry and confectionery; ices and ice creams; honey, treacle; yeast, baking powder; salt, mustard; vinegar, sauces (condiments); spices; ice; mayonnaise; pies; hot dogs and hamburgers; sweets (candy); chocolate-coated biscuits individually wrapped (countlines); chewing gum; chocolates; sandwiches.

(73) Name of applicant—BP P.L.C.

(77) Address—1st James's Square, London, SW1Y 4PD.

(74) C/o M/s. Sengendo & Co. Advocates, P.O. Box 6914, Kampala.

(22) Date of filing application—9th December, 2002.

(21) APPLICATION NO. 25404 IN PART "A".

(52) Class 32.

(54)

## BP CONNECT

(53)

(59)

(64)

(57) Nature of goods—Beers; mineral and aerated waters and other non-alcoholic drinks; fruit drinks and fruit juices; syrups and other preparations for making beverages; cola; beverages.

(73) Name of applicant—BP P.L.C.

(77) Address—1st James's Square, London, SW1Y 4PD.

(74) C/o M/s. Sengendo & Co. Advocates, P.O. Box 6914, Kampala.

(22) Date of filing application—9th December, 2002.

(21) APPLICATION NO. 25488 IN PART "A".

(52) Class 30.

(54)

## CANDICO

(53)

(59)

(64)

(57) Nature of goods—Candies, toffees, gums, mints, lozenges, coated candies and other confectionary products included in Class 30.

(73) Name of applicant—Candico (I) Ltd.

(77) Address—A-4, B-1, Mohan Co-operative Industrial Estate, New Delhi—110, 044 (India).

(74) C/o M/s. Sengendo & Co. Advocates, P.O. Box 6914, Kampala.

(22) Date of filing application—27th January, 2003.

(21) APPLICATION NO. 25458 IN PART "A".

(52) Class 5.

(54)

## GALIDA

(53)

(59)

(64)

(57) Nature of goods—Pharmaceutical preparations and substances.

(73) Name of applicant—AstraZeneca AB.

(77) Address—Vastra Malarehamnen 9, S-151 85 Sodertalje, Sweden.

(74) C/o M/s. Sengendo & Co. Advocates, P.O. Box 6914, Kampala.

(22) Date of filing application—7th January, 2003.

(21) APPLICATION NO. 25457 IN PART "A".

(52) Class 5.

(54)

## FIDARIS

(53)

(59)

(64)

(57) Nature of goods—Pharmaceutical preparations and substances for the treatment and prevention of diabetes.

(73) Name of applicant—AstraZeneca AB.

(77) Address—Vastra Malarehamnen 9, S-151 85 Sodertalje, Sweden.

(74) C/o M/s. Sengendo & Co. Advocates, P.O. Box 6914, Kampala.

(22) Date of filing application—7th January, 2003.

(21) APPLICATION NO. 25413 IN PART "A".

(52) Class 12.

(54)

## ALSTOM

(53)

(59)

- (64)  
 (57) *Nature of goods*—Vehicles; apparatus for locomotion by land, air or water.  
 (73) *Name of applicant*—Alstom.  
 (77) *Address*—25 Avenue, Kleber, 75116, Paris, France.  
 (74) *C/o M/s. Sengendo & Co. Advocates, P.O. Box 6914, Kampala.*  
 (22) *Date of filing application*—12th December, 2002.

- (21) APPLICATION NO. 25400 IN PART "A".  
 (52) Class 4.  
 (54)

## MOBILKOTE

- (53)  
 (59)  
 (64)  
 (57) *Nature of goods*—Industrial oils and greases; lubricants; dust absorbing, wetting and binding compositions; fuels (including motor spirit) and illuminants; candles, wicks; wax coatings for use on cartons, cardboard and paperboard.  
 (73) *Name of applicant*—Mobil Petroleum Company Inc.  
 (77) *Address*—3225 Gallows Road, Fairfax VA 22037, United States of America.  
 (74) *C/o M/s. Sengendo & Co. Advocates, P.O. Box 6914, Kampala.*  
 (22) *Date of filing application*—9th December, 2002.

- (21) APPLICATION NO. 25411 IN PART "A".  
 (52) Class 9.  
 (54)

# ALSTOM

- (53)  
 (59)  
 (64)  
 (57) *Nature of goods*—Scientific, nautical, surveying, electric, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments; apparatus for recording, transmission or reproduction of sound or images; magnetic data carriers, recording discs; automatic vending machines and mechanisms for coin operated apparatus; cash registers, calculating machines, data processing equipment and computers; fire-extinguishing apparatus.

- (73) *Name of applicant*—Alstom.  
 (77) *Address*—25 Avenue, Kleber, 75116, Paris, France.  
 (74) *C/o M/s. Sengendo & Co. Advocates, P.O. Box 6914, Kampala.*  
 (22) *Date of filing application*—12th December, 2002.

- (21) APPLICATION NO. 25433(II) IN PART "A".  
 (52) Class 3.  
 (54)

## NO STAINS NO LEARNING

(53)

- (59)  
 (64)  
 (57) *Nature of goods*—Detergents; preparations and substances, all for laundry use; fabric conditioning preparations, fabric softeners; bleaching preparations; stain removing preparations; deodorizing and freshening preparations for use on clothing and textiles; soaps, soaps for brightening textiles; hand washing preparations; laundry starch; sachets and sheets for perfuming fabrics; cleaning, polishing, scouring and abrasive preparations; deodorants; scented water not for personal use.

- (73) *Name of applicant*—Unilever PLC.  
 (77) *Address*—Port Sunlight, Wirral, Merseyside, United Kingdom.  
 (74) *C/o M/s. Sengendo & Co. Advocates, P.O. Box 6914, Kampala.*  
 (22) *Date of filing application*—17th December, 2002.

Kampala, RITA BBANGA-BUKENYA (MRS.),  
 11th June, 2003. Assistant Registrar of Trade Marks.

## ADVERTISEMENTS

### THE REGISTRATION OF TITLES ACT, 1964.

(Cap. 205).

#### NOTICE.

#### ISSUE OF SPECIAL CERTIFICATE OF TITLE.

*Leasehold Register*—Volume 614 Folio 11, Plot No. 27, Kogere Road, Kasese.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Tajdin Hassanali and Mansurali Hassanali of P.O. Box 53, Mubende, a special Certificate of Title under the above Volume and Folio, the Certificate of Title which was originally issued having been lost.

Kampala, ROBERT V. NYOMBI.  
 30th May, 2003. *for Chief Registrar of Titles.*

### THE REGISTRATION OF TITLES ACT, 1964.

(Cap. 205).

#### NOTICE.

#### ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Kyadondo Block 196 Plot 609, Area 0.198 Hectares at Kumamboga.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Margaret Naluwoza Lwanga of P.O. Box 4155, Kampala, a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Kampala, NAKISALI WAMAI.  
 7th May, 2003. *for Chief Registrar of Titles.*

## THE REGISTRATION OF TITLES ACT, 1964.

(Cap. 205).

## NOTICE.

## ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Kibuga Block 20 Plot 252, Area 0.08 Hectares at Busega.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Tom Lubega of P.O. Box 2679, Kampala, a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Kampala,  
9th April, 2003.

OPIO ROBERT,  
*for Chief Registrar of Titles.*

## THE REGISTRATION OF TITLES ACT, 1964.

(Cap. 205).

## NOTICE.

## ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Kyadondo Block 265 Plot 1093, Area 0.16 Hectares at Bunamwaya.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Grace Sematimba of P.O. Box 15027, Kibuye, a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Kampala,  
10th June, 2003.

NAKISALI WAMAI,  
*for Chief Registrar of Titles.*

## THE REGISTRATION OF TITLES ACT, 1964.

(Cap. 205).

## NOTICE.

## ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Kyadondo Block 206 Plot 815, Area 0.23 Acres at Mpererwe.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Ahmad Mukibi Mivule of P.O. Box 31342, Kampala, a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Kampala,  
26th May, 2003.

NAKISALI WAMAI,  
*for Chief Registrar of Titles.*

## THE REGISTRATION OF TITLES ACT, 1964.

(Cap. 205).

## NOTICE.

## ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Busiro Block 377 Plot 39, Area 1.48 Hectares at Katala.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of James Ssepuya of P.O. Kajansi, a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Kampala,  
26th May, 2003.

NAKISALI WAMAI,  
*for Chief Registrar of Titles.*

## THE REGISTRATION OF TITLES ACT, 1964.

(Cap. 205).

## NOTICE.

## ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Singo Block 428 Plot 3, Area 64.8 Hectares at Bulyankuyege Estate.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Antonio Kapalaga of Bulyankuyege, a special Certificate of Title under the above Block and Plot of the Mailo Register, the duplicate Certificate of Title which was originally issued having been lost.

Mityana,  
26th May, 2003.

ROBERT NYOMBI,  
*for Chief Registrar of Titles.*

## THE REGISTRATION OF TITLES ACT, 1964.

(Cap. 205).

## NOTICE.

## ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Kyadondo Block 244 Plot 5556, Area 0.089 Hectares at Kisugu.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Samuel Mayanja of P.O. Box 4785, Kampala, a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Kampala,  
26th May, 2003.

OPIO ROBERT,  
*for Chief Registrar of Titles.*

## THE REGISTRATION OF TITLES ACT, 1964.

(Cap. 205).

## NOTICE.

## ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Leasehold Register—Volume 2575 Folio 14, Plot No. 13, Oyaka Road, Gulu.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of David Dixon Nokrach Alfred of P.O. Box 387, Gulu, a special Certificate of Title under the above Volume and Folio, the Certificate of Title which was originally issued having been lost.

Kampala,  
5th June, 2003.

ROBERT V. NYOMBI,  
*for Chief Registrar of Titles.*

## THE REGISTRATION OF TITLES ACT, 1964.

(Cap. 205).

## NOTICE.

## ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Leasehold Register—Volume 340 Folio 16, Plot No. 1155, Kyadondo Block 227, Bweyogerere, Kampala.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Godfrey Mayombwe of P.O. Box 1148, Kampala, a special Certificate of Title under the above Volume and Folio, the Certificate of Title which was originally issued having been lost.

Kampala,  
30th May, 2003.

EDWARD KARIBWENDE,  
*for Chief Registrar of Titles.*

## THE REGISTRATION OF TITLES ACT, 1964.

(Cap. 205).

## NOTICE.

## ISSUE OF SPECIAL CERTIFICATE OF TITLE.

*Leasehold Register*—Volume 2486 Folio 2, Plot No. 16, Mbaguta Street.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of William Ndyamushangahi and Isayah Bashaija both of P.O. Mbarara, a special Certificate of Title under the above Volume and Folio, the Certificate of Title which was originally issued having been lost.

Kampala, 5th June, 2003. ROBERT V. NYOMBI,  
*for Chief Registrar of Titles.*

## THE REGISTRATION OF TITLES ACT, 1964.

(Cap. 205).

## NOTICE.

## ISSUE OF SPECIAL CERTIFICATES OF TITLES.

Kyadondo Block 246 Plot 234 Area 0.77 Hectares at Kyeitabya.

Kyadondo Block 246 Plot 237 Area 1.60 Hectares at Kyeitabya.

Kyadondo Block 246 Plot 241 Area 0.80 Hectares at Kyeitabya.

Kyadondo Block 246 Plot 302 Area 0.70 Hectares at Kyeitabya.

Kyadondo Block 246 Plot 304 Area 1.006 Hectares at Kyeitabya.

Kyadondo Block 246 Plot 305 Area 0.22 Hectares at Kyeitabya.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Kassim Musaaazi Kiwanuka of P.O. Box 818, Kampala, special Certificates of Titles under the above Block and Plots, the Certificates of Titles which were originally issued having been lost.

Kampala, 15th May, 2003. OPIO ROBERT,  
*for Chief Registrar of Titles.*

## IN THE CHIEF MAGISTRATE'S COURT OF MASAKA AT KALANGALA.

## ADMINISTRATION CAUSE No. KL 02 OF 2003

In the matter of the Estate of the Late Musa Musoke of Kibibi Village, Bufumira Sub-County, Kalangala District  
and

In the matter for an Application for Letters of Administration by Mubiru John—Great Grand Son of the deceased.

## NOTICE OF APPLICATION

## TO WHOM IT MAY CONCERN

TAKE NOTICE that an application for Letters of Administration of the estate of the Late Musa Musoke of Kibibi Village, Bufumira Sub-County, Kalangala District has been lodged in this Court by Mubiru John—Great Grand Son of the deceased.

This Court will proceed to grant the same if no caveat is lodged with this Court within (14) days from the date of publication of this notice unless cause be shown to the contrary.

Dated at Kalangala, this 21st day of May, 2003.

MUGERWA H.K.,  
*Magistrate.*

## IN THE HIGH COURT OF UGANDA AT KAMPALA

## ADMINISTRATION CAUSE No. 448 OF 2003

In the matter of the Estate of the Late Tumusiime Erick of Ihunga Village, Ihunga Sub-County, Ntungamo District

and

In the matter for an Application for Letters of Administration by Tumusiime Flavia of Ihunga Village, Ihunga Sub-County, Ntungamo District

## NOTICE OF APPLICATION

## TO WHOM IT MAY CONCERN

TAKE NOTICE that an application for grant of Letters of Administration of the estate of the Late Tumusiime Erick has been lodged in this Court by Tumusiime Flavia (Widow) of the deceased.

This Court will proceed to grant the same if no caveat is lodged with this Honourable Court against the application within (14) days from the date of publication of this notice.

DATED at Kampala, this 30th day of May, 2003.

P.P. OKEILLO,  
*Assistant Registrar/Family.*

## IN THE CHIEF MAGISTRATE'S COURT OF MENG0 AT MENG0

## MISC. APPLICATION No. 12 OF 2003

## IN THE MATTER OF A MONEY LENDER'S ACT CAP. 264 AND

## IN THE MATTER OF AN APPLICATION FOR A MONEY LENDER'S CERTIFICATE

(Under S. 5-4 of the money Lenders Act and Rules 3 (1) of the Money Lenders License and Certificate) Rules SI 264-2

## NOTICE

TAKE NOTICE that on the 24th day of June, 2003 at 9.30 a.m. or soon thereafter an application will be heard on behalf of the applicant for Grant of a Certificate authorising M/s. State Street Trading of Plot 56 - 60 Kampala Road, P.O. Box 10236 Kampala to carry on the business of money lending under the said name and style at Plot 56 - 60, Kampala Road, Kampala.

Any person who wishes to raise an objection against such grant is notified to attend.

DATED at Kampala, this 28th day of May, 2003.

NAMUBIRU SYLVIA,  
*Magistrate G.I.*



LAW DEVELOPMENT CENTRE  
REFERENCE LIBRARY

STATUTORY INSTRUMENTS  
SUPPLEMENT No. 15

13th June, 2003

STATUTORY INSTRUMENTS SUPPLEMENT

*to The Uganda Gazette No. 27 Volume XCVI dated 13th June, 2003.*

Printed by UPPC, Entebbe, by Order of the Government.

STATUTORY INSTRUMENTS

2003 No. 29.

**The Taxes and Duties (Provisional Collection) Order, 2003.**

*(Under section 2 of the Taxes and Duties (Provisional Collection)  
Act, Cap. 177).*

WHEREAS the Government has approved the introduction into Parliament of Bills for Acts to make provision for the imposition and alteration of certain taxes and duties, the short titles of which are—

- (i) the Finance Act, 2003;
- (ii) the Income Tax (Amendment) Act, 2003;
- (iii) the Value Added Tax (Amendment) Act, 2003;
- (iv) the Customs Management (Amendment) Act, 2003;
- (v) the Stamps (Amendment) Act, 2003;
- (vi) the Excise Management (Amendment) Act, 2003; and
- (vii) the Excise Tariff (Amendment) Act, 2003;

AND WHEREAS if the said Bills, which are published this 13th day of June, 2003 were passed into law, certain taxes and duties would be varied;

NOW THEREFORE, in exercise of the powers conferred upon the Minister by section 2 of the Taxes and Duties (Provisional Collection) Act, this Order is made this 12th day of June, 2003.

Cap. 177.

1. This Order may be cited as the Taxes and Duties (Provisional Collection) Order, 2003 and shall come into force on 1st July, 2003, except where 13th June 2003 is provided as the commencement date in the Finance Act, 2003.



2. There shall be charged, levied and collected on the goods and services affected by the said Bills, the taxes and duties, which would be payable if the said Bills were passed into law and came into operation in place of the taxes and duties payable on those goods and services under the existing laws.

## STATUTORY INSTRUMENTS

2003 No. 29

GERALD M. SSENDAU  
Minister of Finance, Planning & Economic Development.

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STATUTORY INSTRUMENTS SUPPLEMENT

to The Uganda Gazette No. 27 Volume XCVI dated 13th June, 2003.

Printed by UPPC, Entebbe, by Order of the Government.

STATUTORY INSTRUMENTS

2003 No. 30.

THE NATIONAL ENVIRONMENT (NOISE STANDARDS AND  
CONTROL) REGULATIONS, 2003.

ARRANGEMENT OF REGULATIONS.

*Regulation*

PART I—PRELIMINARY.

1. Citation.
2. Interpretation.
3. Purpose.
4. Functions and powers of local councils.
5. Functions of Environment Committees.

PART II—PERMISSIBLE NOISE LEVELS.

6. Establishment of permissible noise levels.
7. Noise in excess of permissible levels.

PART III—CONTROL AND MITIGATION OF NOISE.

8. Duty to control noise.
9. Prohibition of generation of noise by place and time.
10. Noise in streets.
11. Noise Control Zones.

PART IV—LICENCE FOR NOISE IN EXCESS  
OF PERMISSIBLE NOISE LEVELS.

12. Application for a licence.
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PART V—ENFORCEMENT.

15. General action for noise.
16. Noise control orders.
17. Power to confiscate machinery.
18. Restitution of property.
19. Guidelines for noise from plant or machinery.
20. Codes of practice.
21. Offences.

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SCHEDULES.

FIRST SCHEDULE  
MAXIMUM PERMISSIBLE NOISE LEVELS

SECOND SCHEDULE  
PART I - APPLICATION FOR LICENCE TO EMIT NOISE IN  
EXCESS OF PERMISSIBLE NOISE LEVELS

PART II - LICENCE TO EMIT NOISE IN EXCESS OF  
PERMISSIBLE NOISE LEVELS

THIRD SCHEDULE  
IMPROVEMENT NOTICE

## STATUTORY INSTRUMENTS

2003 No. 30.

### **The National Environment (Noise Standards and Control) Regulations, 2003.**

*(Under sections 29 and 108 of the National Environment Statute, 1995, Statute No. 4 of 1995)*

IN EXERCISE of the powers conferred on the Minister responsible for the National Environment Management Statute 1995, by sections 29 and 108, and on the recommendation of the Policy Committee on the Environment and the Board, these Regulations are made this 21st day of March, 2003.

#### PART I—PRELIMINARY.

1. These Regulations may be cited as the National Environment (Noise Standards and Control) Regulations, 2003.

Citation

2. (1) In these Regulations, unless the context otherwise requires—

Inter-pretatio

“annoyance” means a feeling of displeasure evoked by noise, or any feeling of resentment, discomfort or irritation occurring when noise intrudes into another person’s thoughts or mood, or interferes with any activity being done by the affected person;

“Authority” means the National Environment Management Authority established by section 5 of the Statute and includes a person delegated to act on its behalf;

“court” means a court of competent jurisdiction;

“construction” includes erection, alteration, repair, dismantling, demolition, structural maintenance, painting, mowing, land-clearing, earth-moving, grading, excavating, laying of pipes and conduits whether above or below ground level, street and



highway building, concreting, installation and alteration of equipment, and the structural installation of construction components and materials in any form or for any purpose that includes any work in connection with the construction;

“dBA” means the unit in decibels on the A scale for quiet sounds;

“decibels” means a dimensionless unit used in comparison of the magnitude of sound pressures or powers;

“District Environment Committee” means a District Environment Committee established under the National Environment Statute, 1995;

“disturbance” means any act or instance of interrupting the rest, calm, attention or quiet of another person;

“Environmental Inspector” means an Environmental Inspector appointed under the National Environment Statute 1995;

“Executive Director” means the Executive Director of the Authority, or a person designated to act on his or her behalf;

“improvement notice” means a notice issued under regulation 16;

“impulsive noise” means a noise consisting of one or more bursts of sound energy of a duration of less than one second;

“intermittent noise” means a noise whose level suddenly drops to several times the level of the background noise;

“lead agency” means any agency to which the Authority delegates its functions under section 7 (2) of the Statute;

Statute No.  
4 of 1995.

Statute No.  
4 of 1995.

“licence” means a licence to emit noise issued under regulation 12;

“licensee” means a person issued a licence under regulation 12;

“local council” means local government councils and administrative unit councils established under the Local Governments Act, 1997;

Act No. 1  
of 1997.

“Local Environment Committee” means a Local Environment Committee established under the National Environment Statute, 1995;

Statute No.  
4 of 1995.

“loudspeaker” means any electro-magnetic or electrical or mechanical device capable of converting electrical signals or energy into sound, and includes an amplifier, microphone, gramophone or similar instrument;

“musical instrument” means any article or thing adapted for use in making or reproducing musical sound and includes a radio receiver, television receiver, drum, keyboard, wind instrument, guitar, steel piano, cassette or compact disk player;

“microphone” means a transducer that converts an acoustic disturbance into an electrical output signal that is proportional to the acoustic disturbance;

“noise” means any unwanted and annoying sound that is intrinsically objectionable to human beings or which can have or is likely to have an adverse effect on human health or the environment;

“noise pollution” means the release of uncontrolled noise that is likely to cause danger to human health, or damage to the environment;

"occupier" in relation to any premises or facility, includes a tenant, agent, manager, foreman, or other person acting or apparently acting in the general management or control of the premises, or of any plant or facility or machinery;

"permissible noise levels" means the levels of noise prescribed by regulation 6;

"person responsible" in relation to the emission of noise, means the person to whose act, default or sufferance the noise is attributable;

"place of entertainment" means a building or other place where activities of amusement, entertaining, playing of music, dancing, performing of shows takes place;

"point of reception" means a point on any premises where sound or vibration originating from other premises or areas is received;

"pollution" means any direct or indirect alteration of the physical, thermal, chemical, biological or radioactive properties of any part of the environment by discharging or emitting noise so as to affect any beneficial use adversely, to cause a condition which is hazardous or potentially hazardous to public health, safety, or welfare, or to animals, birds, wildlife, fish or aquatic life, or to plants, or to cause a contravention of any condition, limitation, or restriction for which a licence is required under these Regulations;

"sound" means a fluctuation in pressure, particle displacement, or particle velocity propagated in any medium, or the auditory sensation that may be produced;

"Statute" means the National Environment Statute, 1995;



"street" means a highway, road or path to which the public have access, and includes a bridge over which a street passes, and a privately owned road or path to which the public is granted access, whether generally or conditionally;

"vehicle" includes a machine or implement of any kind drawn or propelled along a street, whether by animal, mechanical, electrical or other motive power.

(2) Where more than one person is responsible for noise, these Regulations apply to each of those persons, whether or not the noise for which any one of them is responsible would itself amount to noise pollution or would result in a level of noise justifying action under these Regulations.

3. The purpose of these Regulations is to ensure the maintenance of a healthy environment for all people in Uganda, the tranquility of their surroundings and their psychological well-being by regulating noise levels, and generally, to elevate the standard of living of the people by—

Purpose.

(a) prescribing the maximum permissible noise levels from a facility or activity to which a person may be exposed;

(b) providing for the control of noise and for mitigating measures for the reduction of noise; and

(c) generally for giving effect to the provisions of section 29 of the Statute.

4. (1) A local council may, in accordance with the Local Governments Act, 1997, make laws regulating noise and vibration pollution.

Functions and powers of local councils. Act No. 1 of 1997.

(2) Laws made by a local council under subregulation (1) shall not be inconsistent with the National Environment Statute, 1995 or with these Regulations.

Statute No. 4 of 1995.

5. (1) A District Environment Committee-

- (a) is responsible for co-ordinating, monitoring and advising the District Council on compliance with, and enforcement of any law made in terms of regulation 4; and
- (b) shall determine the times and places when noise may be emitted in its area of jurisdiction.

(2) A Local Environment Committee shall—

- (a) enforce and ensure compliance with these Regulations and any other law made in terms of regulation 4;
- (b) investigate complaints relating to noise and cause abatement of noise;
- (c) prohibit the continuation of undesirable activities which cause noise in excess of the permissible levels; and
- (d) exempt certain activities, including emergency situations and traditional community activities, from the application of these Regulations.

PART II—PERMISSIBLE NOISE LEVELS.

6. (1) The maximum noise levels from a facility in the general environment specified in Column 1 of Part I of the First Schedule to which a person may be exposed shall not exceed the level specified in Column 2 of that Part for the time specified in that Part.

(2) The maximum noise levels of continuous or intermittent noise from a factory or a workshop, to which a person may be exposed shall not exceed the level specified in Column 1 of Part II of the First Schedule, for the time specified in Columns 2 and 3 of that Part.



(3) The maximum noise level from impact or impulsive noise to which a person may be exposed shall be as specified in column 1 of Part III of the First Schedule for the permitted number of impulses or impacts emitted per day specified in Column 2 of that Part.

(4) The maximum noise level from a construction site to which a person in a facility specified in Column 1 of Part IV of the First Schedule may be exposed, shall not exceed the level specified in Column 2 during the time specified in that Part.

(5) The maximum noise level from a public announcement system or address system or device to which a person in the Noise Control Zone specified in Column 1 of Part V of the First Schedule may be exposed, shall not exceed the level specified in Column 2 during the time specified in that Part.

(6) The maximum noise level from a place of entertainment or establishment to which a person in the Noise Control Zone specified in Column 1 of Part VI of the First Schedule may be exposed, shall not exceed the level specified in Column 2 during the time specified in that Part.

(7) The maximum noise level from a place or area of worship to which a person in the Noise Control Zone specified in Column 1 of Part VII of the First Schedule may be exposed shall not exceed the level specified in Column 2 during the time specified in that Part.

(8) The maximum noise level from an accelerating vehicle to which a person may be exposed in the category specified in Column 1 of Part VIII of the First Schedule shall not exceed the level specified in Column 2 of that Part.

(9) The maximum noise level from a quarry or mine to which a person in the facility specified in Column 1 of Part IX of the First Schedule may be exposed shall not exceed the level specified in Column 2 of that Part.

Noise in excess of permissible levels.

7. (1) Subject to these Regulations, no person shall, for an activity specified in regulation 6, emit noise in excess of the permissible noise level, unless permitted by a licence issued under these Regulations.

(2) Any person who contravenes subregulation (1) commits an offence.

### PART III—CONTROL AND MITIGATION OF NOISE.

Duty to control noise.

8. (1) It is the duty of the owner of machinery or the owner or occupier of a facility or premises, to use the best practicable means to ensure that the emission of noise from that machinery, facility or premises does not exceed the permissible noise levels.

(2) The owner of machinery, or the owner or occupier of an industry or establishment shall install, at the premises, sound level meters for the measurement and monitoring of sound from the industry or establishment to ensure that the noise emitted does not exceed the permissible noise levels.

(3) The owner of machinery, or the owner or occupier of a facility who contravenes this regulation, commits an offence.

Prohibition of generation of noise by place and time.

9. (1) No person shall emit or cause to be emitted, or permit the emission of noise resulting from any act specified in subregulation (2) if that noise is clearly audible at a point of reception or in the neighbourhood for more than two minutes or is within the prohibited time in a residential area or Noise Control Zone as determined by the local council under regulation 5.

(2) The acts referred to in subregulation (1) are—

(a) yelling, laughing, clapping, shouting, hooting, pounding, whistling and singing;

(b) selling or advertising by shouting or outcry or amplified sound;



- (c) operation of any equipment in connection with construction;
- (d) detonation of fireworks or explosive devices not used in construction;
- (e) operating any auditory signalling device, including but not limited to the ringing of bells or gongs and the blowing of horns or sirens or whistles, or the production, reproduction or amplification of any similar sound by electronic means; and
- (f) operating or playing a radio or musical instrument or any electronic device or group of connected devices incorporating one or more loudspeakers, transducers or other electro-mechanism, which is intended for the production, reproduction or amplification of sound.

(3) Notwithstanding subregulation (1), a local council may permit the operation of an electronic device or loudspeakers or the emission of noise for purposes of creating public awareness, demonstration, religious assembly, political debate, cinematography, musical or other theatrical entertainment, beauty competition, handicraft show, fair, circus, private dance, party, lecture or public hearing.

(4) Subregulation (1) does not apply to—

- (a) noise caused by the operation of a loudspeaker or siren for fire brigade, ambulance or police purposes;
- (b) noise caused by emergency measures undertaken to safeguard health, safety or welfare of the people;
- (c) noise caused, or continuance of noise caused by a person as a result of temporary or accidental cause which could not have been prevented by the exercise of due diligence and care on the part of that person;

- (d) noise caused by the horn of a vehicle for the purpose of giving sufficient warning of the approach or position of the vehicle;
- (e) noise caused at or by an educational class or recreation in or around a school, college, university or other educational institution;
- (f) noise caused at or by athletics or sports;
- (g) noise caused at a cultural activity or cultural show, funeral service or rite held between the hours of 6.00 a.m. and 11.00 p. m. of the same day in any area;
- (h) noise caused at a marriage ceremony or wedding celebration or ritual between the hours of 8.00 a.m. and 11.00 p.m. of the same day; or
- (i) noise caused during a period, or by such a cause or for a purpose as the Executive Director may, by notice, specify.

(5) For purposes of this regulation, a residential or Noise Control Zone means a geographical area that encompasses hospitals, schools, residential houses and other institutions that require special considerations for noise control.

(6) A person who contravenes this regulation commits an offence.

Noise in  
streets.  
Statute No.  
13 of 1994.

**10.** Subject to these Regulations, and except where permitted in accordance with the Police Statute 1994, a loudspeaker shall not be operated in a street between the hours of 11.00 p.m. and 7.00 a.m. the following day, for any purpose.

Noise  
Control  
Zones.

**11.** (1) The Executive Director may, in consultation with a local council, by notice in the *Gazette*, designate any area as a Noise Control Zone for the purpose of controlling the emission of noise in that area.

(2) A notice issued under subregulation (1) shall describe and delimit the area to which it applies, including the radius of the Noise Control Zone, and shall define the period and time of the day during which persons are subject to control, or a particular building which is subject to control.

(3) Where the area in respect of which a Noise Control Zone notice is issued is within a specified radius of any specified building, the notice shall describe and delimit the area by reference to that area, building and radius.

(4) A person who fails to comply with a notice issued under this regulation commits an offence.

#### PART IV—LICENCE FOR NOISE IN EXCESS OF PERMISSIBLE NOISE LEVELS.

12. (1) An owner or occupier of premises whose works or activities are likely to emit noise in excess of the permissible noise levels shall apply to the Executive Director in the form prescribed in Part I of the Second Schedule, for a licence to emit noise in excess of the permissible levels.

Application  
for a  
licence.

(2) The Executive Director, on receiving an application under subregulation (1), may issue the occupier or owner of the premises with a licence to emit noise in excess of the permissible levels in the form prescribed in Part II of the Second Schedule, on such terms and conditions as may be contained in the licence.

(3) A licence shall contain requirements relating to the manner in which the works or activities are to be carried out and may, in particular specify—

(a) the plant or machinery to be used;

(b) the hours during which the works or activities may be carried out;



- (c) the level of noise which may be emitted in excess of the permissible noise levels;
- (d) the works or activities and the method by which they are to be carried out; and
- (e) the steps proposed to be taken to minimize noise resulting from the works or activities.

(4) In issuing a licence, the Executive Director shall have regard to—

- (a) the need for ensuring that the best practicable means are employed to minimize noise;
- (b) the desirability, in the interest of a licensee, of other methods or plant or machinery which would be substantially as effective in minimizing noise and which are more acceptable; and
- (c) the need to protect any person in the locality in which the premises in question are situated, from the effects of the noise.

Duty to  
comply with  
licence.

**13.** (1) Where the works or activities to which the licence relates are carried out by a person other than the licensee, it is the duty of the licensee to take all steps to ensure that the licence, and any conditions specified in it are complied with by the person carrying out the works or activities.

(2) A person who carries out works or activities, or permits works or activities to be carried out without a licence, or contravenes any requirement or condition of a licence commits an offence.

Revocation  
of licence.

**14.** The Executive Director may, at any time and after giving notice of seven days to the licensee, revoke a licence if he or she is satisfied that the conditions of the licence have not been complied with, or that the continued emission of noise in excess of the permissible noise levels is likely to be injurious to the residents in the area, or to the environment.

PART V—ENFORCEMENT.

15. (1) Any person may lodge a complaint with the Executive Director or a local council on the grounds that he or she is aggrieved by noise being emitted, or likely to be emitted, in contravention of these Regulations.

General  
action for  
noise.

(2) Any person or group of persons is entitled to bring an action in a court to stop, prevent or control the emission of noise from any source or place.

(3) In lodging a complaint under subregulation (1) or an action under subregulation (2) it is not necessary for the complainant to show or prove personal loss or injury or discomfort caused by the emission of the alleged noise.

(4) On receiving a complaint under subregulation (1), the Executive Director or local council shall take all reasonable steps to ensure that the noise is abated or controlled, and that these Regulations are complied with.

(5) The magistrate's court is the court of first instance for bringing an action for the control of noise under subregulation (2).

16. (1) Where an Environmental Inspector has reasonable cause to believe that any person is emitting or is likely to emit noise in any area in excess of the maximum permissible noise levels, or to cause or likely to cause annoyance, the Environmental Inspector may serve an improvement notice on that person in the form prescribed in the Third Schedule, ordering all or any of the following—

Noise  
control  
orders.

(a) the stopping of the noise or prevention or discontinuance of any annoyance, or prohibiting or restricting its occurrence or reoccurrence;

(b) compliance with the permissible noise levels;

(c) the reduction of the level of noise emanating from the premises to a level as may be specified in the notice;

(d) requiring the carrying out of an environmental audit;

(e) compelling a local council to take measures to prevent, discontinue or stop the emission of the noise;

(f) the prevention of any subsequent increase in the level of noise emanating from the premises or area;

(g) issue such directions intended to contribute to the reduction of emission of excessive noise from or within the vicinity of a specified area;

(h) the execution of such works, and the taking of such steps, as may be specified in the notice; or

(i) carrying out of any other order as may be issued.

(2) Notwithstanding the other provisions of these Regulations, where it appears to the Environmental Inspector that the level of noise emanating from any premises or area is not acceptable or is causing a public nuisance, the inspector may issue an improvement notice, for the benefit of the public.

(3) An improvement notice issued under subregulation (1) or (2) shall specify the period within which the requirements of the notice are to be complied with.

(4) The improvement notice shall be served on the person responsible or alleged to cause or likely to cause the noise pollution or annoyance or, if that person cannot be found, or the noise or annoyance has not yet occurred, on the owner or occupier of the premises from which the noise is emitted or is likely to be emitted.

(5) A person on whom an improvement notice is served under this regulation who contravenes or fails to carry out any requirements of the improvement notice commits an offence.



(6) The failure to comply with the conditions in an improvement notice within the period specified in the notice is *prima facie* evidence of the commission of an offence.

**17.** (1) An Environmental Inspector, the Executive Director or a member of a local council may seize, impound or confiscate any property, tool, machinery or other instrument which is likely to, or has caused the emission of noise, if, in his or her opinion the confiscation would cause tranquillity in the area.

Power to  
confiscate  
machinery.

(2) The Executive Director, an Environmental Inspector or a member of a local council may remove from the source of the noise, or render inoperable by the removal of any part from, or lock or seal or close so as to make unusable, any instrument, appliance, vehicle, or machine that is producing or contributing to the noise.

(3) The owner of any thing seized, impounded or confiscated under this regulation is responsible for the costs incurred in the confiscation.

**18.** (1) Where any property, tool, machinery or other instrument has been seized or impounded or confiscated under regulation 17, the owner or occupier, or person using that property, tool, machinery or other instrument may, at any time, in writing, apply to the Executive Director, Environmental Inspector or local council which seized or impounded it for the property, tool, machinery or other instrument to be returned to him or her.

Restitution  
of property.

(2) On receipt of an application under subsection (1), the Executive Director, Environmental Inspector or local council may return the property, tool, machinery or other instrument or part of it, upon being satisfied that its return is not likely to lead to the resumption of the emission of noise, or on terms and conditions as may be directed by the Executive Director, Environmental Inspector or local council as the case may be.

(3) Nothing in this regulation prevents the Executive Director, Environmental Inspector, or local council from returning the property, tool, machinery or other instrument to which this section applies without being requested to do so.

Guidelines  
for noise  
from plant  
or  
machinery

**19.** (1) The Executive Director may, in consultation with a lead agency, issue guidelines requiring the use, in connection with any plant or machinery, of devices or arrangements for purposes of reducing the noise caused by the plant or machinery or from other sources of noise.

(2) Guidelines issued under subregulation (1) may apply standard specifications, descriptions or tests laid down in relevant documents not forming part of these Regulations.

Codes of  
practice

**20.** For the purpose of giving guidance on appropriate methods, including the use of specified types of plant or machinery for minimizing noise, the Executive Director may by Notice in the *Gazette*—

(a) issue codes of practice as, in his or her opinion, are suitable for the purpose; and

(b) approve codes of practice issued or proposed to be issued by other relevant bodies which, in the opinion of the Executive Director, are suitable for the purpose.

Offences

**21.** (1) A person who—

(a) emits noise in excess of the permissible noise levels prescribed by regulation 6;

(b) fails, neglects or refuses to control noise in accordance with these Regulations;

(c) fails to immediately reduce noise to a permissible noise level when required to do so;

(d) causes or contributes to the emission of noise in excess of the permissible noise levels from or within the vicinity of the premises during a prohibited period;

(e) fails, without lawful justification, to comply with any term or condition of a licence or order issued under these Regulations;

(f) makes a statement, or produces a document, that is false or misleading in a material particular; or

(g) obstructs the Executive Director, an Environmental Inspector or member of a local council in the execution of his or her duties,

commits an offence and is liable, on conviction, to a fine not less than one hundred and eighty thousand shillings and not more than eighteen million shillings, or to imprisonment for a term not exceeding eighteen months, or both.

(2) A person convicted of an offence under these regulations for which no penalty is provided is liable, on conviction, to a fine of not less than one hundred and eighty thousand shillings and not more than eighteen million shillings, or to imprisonment for a term not exceeding eighteen months, or both.



## SCHEDULES.

### FIRST SCHEDULE.

#### MAXIMUM PERMISSIBLE NOISE LEVELS

##### PART I

regulation 6(1)

#### Maximum Permissible Noise Levels for General Environment

COLUMN 1		COLUMN 2	
FACILITY		NOISE LIMITS dB (A) (Leq)	
		DAY	NIGHT
A.	Any building used as hospital, convalescence home, home for the aged, sanatorium and institutes of higher learning, conference rooms, public library, environmental or recreational sites.	45	35
B.	Residential buildings	50	35
C.	Mixed residential (with some commercial and entertainment).	55	45
D.	Residential + industry or small-scale production + commerce.	60	50
E.	Industrial	70	60

Time Frame: use duration

Day - 6.00 a.m. - 10.00 p.m.  
Night - 10.00 p.m. - 6.00 a.m.

The time frame takes into consideration human activity.

## PART II

regulation 6 (2)

Maximum Permissible Noise Levels (Continuous or intermittent noise) from a Factory or Workshop

Column 1	Column 2	Column 3
Leq dB (A)	Duration (Daily)	Duration (Weekly)
85	8 hours	40 hours
88	4 hours	20 hours
91	2 hours	10 hours
94	1 hour	5 hours
97	30 minutes	2.5 hours
100	15 minutes	1.25 hours
103	7.5 minutes	37.5 minutes
106	3.75 minutes	18.75 minutes
109	1.875 minutes	9.375 minutes

Noise Levels shall not exceed a Leq of—

- (i) Factory/Workshops 85 dB (A)
- (ii) Offices 50 dB (A)
- (iii) Factory/Workshop Compound 75 dB (A).

## PART III

regulation 6(3)

Maximum Permissible Noise Levels for Impact or Impulsive Noise

Column 1	Column 2
Sound Level dB (A) (Lmax)	Permitted number of Impulses or Impacts <i>per day</i>
140	100
130	1,000
120	10,000

#### PART IV

regulation 6 (4)

##### Maximum Permissible Noise Levels for Construction Site

Column 1	Column 2	
Facility	Maximum noise level permitted (Leq) in dB (A)	
	Day	Night
(i) Hospitals, schools, institutions of higher learning, homes for the disabled, etc.	60	50
(ii) Buildings other than those prescribed in paragraph (i)	75	65

#### PART V

regulation 6 (5)

##### Maximum Permissible Noise Levels for Public Announcement System or Device

Column 1	Column 2	
Noise Control Zone	Sound Level dB (A) (Leq)	
	Day	Night
Residential	60	40
Commercial	75	50
Industrial	85	65

Time Frame:

Day - 6.00 a.m.- 10.00 p.m.  
Night - 10.00 p.m.- 6.00 a.m.

The time frame takes into consideration human activity.

## PART VI

regulation 6 (6)

### Maximum Permissible Noise Levels for Places or Establishments of Entertainment

Column 1	Column 2	
Noise Control Zone	Sound Level dB (A) (Leq) Day	Sound Level dB (A) (Leq) Night
Residential	60	40
Commercial	75	50
Industrial	85	65

#### Time Frame:

Day - 6.00 a.m. - 10.00 p.m.  
Night - 10.00 p.m - 6.00 a.m.

The time frame takes into consideration human activity

## PART VII

regulation 6 (7)

### Maximum Permissible Noise Levels for Places or Areas of Worship

Column 1	Column 2	
Noise Control Zone	Sound Level dB (A) (Leq) Day	Sound Level dB (A) (Leq) Night
Residential	60	40
Commercial	75	50
Industrial	85	65

#### Time Frame:

Day - 6.00 a.m. - 12.00 p.m.  
Night - 12.00 a.m - 6.00 a.m.

The time frame takes into consideration human activity



## PART VIII

regulation 6 (8)

## Maximum Permissible Noise Levels for Accelerating Vehicles

Column 1		Column 2
	VEHICLE CATEGORY	MAXIMUM SOUND LEVEL in dB (A)
1	Vehicles intended for carriage of passengers and equipped with not more than nine seats, including the driver's seat	78
2	Vehicles intended for carriage of passengers, and equipped with not more than nine seats, including the drivers seat and having maximum permissible mass of more than 3.5 tonnes—	
a	with an engine power of more than 150 KW	80
b	with an engine power of less than 150 KW	83
3	Vehicles intended for carriage of passengers and equipped with more than nine seats including the drivers seat: vehicles intended for carriage of goods—	
a	with a maximum permissible mass not exceeding 2 tonnes	79
b	with a maximum permissible mass exceeding 2 tonnes but not exceeding 3.5 tonnes	80
4	Vehicles intended for the carriage of goods and having a maximum permissible mass exceeding 3.5 tonnes—	
a	with an engine power of less than 75 KW	81
b	with an engine power of not less than 75 KW but less than 150 KW	83
c	with an engine power of not less than 150 KW	84



## PART IX

regulation 6(9)

## Maximum Permissible Noise Levels for Mines and Quarries

Column 1		Column 2
	FACILITY	LIMIT VALUE IN dB (C)
1	For any building used as a hospital, school, convalescent home, old age home or residential building.	109dB (C)
2	For any building in an area used for residential and one or more of the following purposes:  Commerce, small-scale production, entertainment, or any residential apartment in an area that is used for purposes of industry, commerce or small-scale production, or any building used for the purpose of industry, commerce or small-scale production.	114 dB (C)

SECOND SCHEDULE

PART I

APPLICATION FOR A LICENCE TO EMIT NOISE IN EXCESS  
OF PERMISSIBLE NOISE LEVELS

regulation 12 (1)

FORM NEMA/NC.....

Name and address of applicant: .....

Physical address of premises or facility where noise will be produced  
or generated: .....

Plot no. Village, parish, sub-county, county district)

Nature/Source/Type of noise to be emitted and predicted levels above  
the standards (dBA) and time of emission .....

Describe the neighborhood with a radius of 2 km (Describe whether  
industrial, residential, commercial and whether it is near a school or  
hospital or residential area)

Provide the anticipated mitigation measures intended to be used in  
controlling the noise (may attach separate sheet)

Duration of emission of the noise applied for: (indicate time of day and  
number of minutes/hours) .....

Date: ..... Signature of Applicant .....

FOR OFFICIAL USE ONLY

Date received ..... /20.....

Fee paid shs ..... (in words).....

Comments of the lead agency .....

PART II

Regulation 12 (2)

LICENCE TO EMIT NOISE IN EXCESS OF PERMISSIBLE NOISE  
LEVELS

Licence No NEMA/NC/ .....

.....of

.....  
(address)

is licensed to cause emission or emit noise in excess of the permissible  
noise levels at .....

(location/district)

for the purposes of.....

Type of noise licensed .....

This licence is valid from ..... 20 .... to ..... 20 ....

From the hours of ..... to ..... of each day.

This licence is granted subject to the following conditions:

.....  
.....  
.....

Date:.....

Signature: .....

Executive Director  
National Environment Management Authority



THIRD SCHEDULE  
IMPROVEMENT NOTICE

regulation 16

(Issued under section 81(i) of the National Environment Statute, 1995 and  
regulation 16 of the National Environment (Noise Standards and Control)  
Regulations, 2003)

Form NEMA/NC/....

TO: .....

TAKE NOTICE that on the ..... of ..... 20..., an  
Environmental Inspector(s) from this Authority carried out  
inspection of your establishment/facility located in .....  
Village, ..... Sub-county of .....  
District where it was found that you or your agents were generating or  
producing noise in excess of the permissible noise levels and/or in  
contravention of these Regulations.

The Environmental Inspectors particularly found the following—

1. ....
2. ....
3. ....
4. ....

(attach more paper if necessary)

YOU ARE HEREBY ORDERED to stop/minimise/discontinue all activities  
that are causing or likely to generate the production of noise and  
reduce the noise levels to the permissible noise levels in the above  
mentioned facility/ establishments within a period of .....  
days from the date of this Notice. You are also required to restore the  
tranquillity of the surroundings.

YOU ARE NOTIFIED THAT in accordance with section 96 of the National  
Environment Statute 1995, failure to comply with this Notice shall  
result in criminal prosecution being instituted against you and/or your  
agent or both.

.....  
ENVIRONMENTAL INSPECTOR

Copy to:

BAGUMA ISOKE,  
Minister of State for Lands  
Holding portfolio for,  
Minister of Water, Lands and Environment.