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CORRIGENDUM

NOTICE IS HEREBY GIVEN to the general public that the Company name CROCODILE INTERNATIONAL PTE LTD advertised in General Notice No. 139/97 dated 2nd May, 1997 was wrongly put as CROCODILE INTERNATIONAL (PTE) LTD. Note that PTE should not have appeared in brackets as above.

Dated at Kampala this 2nd day of March, 2004.

MAUDAH ATUZARIRWE.
Assistant Registrar of Trade marks.

General Notice No. 80 of 2004.

DESIGNATION OF COURTS TO COMMENCE ISSUANCE OF COMMUNITY SERVICE ORDERS.

NOTICE.

IN EXERCISE of the powers conferred upon the Chief Justice by section 9(1) of the Community Service Act of 2000, it is hereby notified that:

The High Court of Uganda and all Subordinate Courts hereto under the Magistrates' Courts Act shall commence issuing Community Service Orders as required by law and as they deem appropriate with effect from the date of this notice.

Dated at Kampala this 3rd day of March, 2004.

B.J. ODOKI
Chief Justice.

General Notice No. 81 of 2004.

THE PARLIAMENTARY ELECTIONS ACT, 2001.

Act No. 8 of 2001.

Section 60(1).

NOTICE.

PUBLICATION OF BUSHENYI DISTRICT WOMAN REPRESENTATIVE TO PARLIAMENT BY-ELECTIONS RESULTS.

NOTICE IS HEREBY GIVEN by the Electoral Commission that the results in the Schedule to this Notice are hereby published in accordance with section 60(1) of the Parliamentary Elections Act, No. 8 of 2001.

SCHEDULE

Names of candidate	Constituency	Votes obtained
1. Bireete Sarah	Bushenyi District	1,474
2. Busingye Mary Karoro Okurut	Bushenyi District	14,728
3. Mushega K. Harriet	Bushenyi District	532
4. Mutungi Maclean Kyamutetera	Bushenyi District	5,537

Issued at Kampala, this 4th day of March, 2004.

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

General Notice No. 82 of 2004.

THE LOCAL GOVERNMENTS ACT, 1997.

Act No. 1 of 1997.

Section 138.

NOTICE.

PUBLICATION OF THE BY-ELECTIONS RESULTS FOR CHAIRPERSON KABALE DISTRICT LOCAL GOVERNMENT COUNCIL.

NOTICE IS HEREBY GIVEN by the Electoral Commission in accordance with section 138 of the Local Governments Act, No. 1 of 1997, that the by-election results for the District Local Government Council Chairperson for Kabale are hereby published in the Schedule to this Notice.

SCHEDULE

Names of candidate	Constituency	Votes obtained
1. Kakuru Adison	Kabale District	67,447
2. Nkwasiwe Denis	Kabale District	5,042
3. Nzaana Geoffrey	Kabale District	33,675

Issued at Kampala, this 4th day of March, 2004.

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

General Notice No. 83 of 2004.

THE COMPANIES ACT, 1964.
(Cap. 85).
NOTICE.

Pursuant to section 20 (3) of the Companies Act notice is hereby given that Uganda Coffee Farmers Association Limited has by Special Resolution passed on 3rd September, 2003 and with the approval of the Registrar of Companies changed its name to National Union of Coffee Agri-Businesses and Farm Enterprises (NUCAFE) Limited and that such new name has been entered in my register.

DATED at Kampala, this 25th day of September, 2003.

RITA BBANGA-BUKENYA (MRS),
Assistant Registrar of Companies.

General Notice No. 84 of 2004.

THE COMPANIES ACT, 1964.
(Cap. 85).
NOTICE.

Pursuant to section 20 (3) of the Companies Act notice is hereby given that Moja Investments Limited has by Special Resolution passed on 4th March, 2004 and with the approval of the Registrar of Companies changed its name to Banana Media Limited and that such new name has been entered in my register.

DATED at Kampala, this 4th day of March, 2004.

MAUDAH ATUZARIRWE,
Assistant Registrar of Companies.

General Notice No. 85 of 2004.

THE COMPANIES ACT, LAWS OF UGANDA, 2000.
(Cap. 110).
NOTICE.

Pursuant to section 19 (4) of the Companies Act Laws of Uganda 2000, notice is hereby given that S.M. (U) Ltd (Skytouch Multitechnics) has by Special Resolution passed on 4th March, 2004 and with the approval of the Registrar of Companies changed its name to Multitechnics Ltd and that such new name has been entered in my register.

DATED at Kampala, this 4th day of March, 2004.

OYUKO ANTHONY OJOK,
Assistant Registrar of Companies.

General Notice No. 86 of 2004.

THE COMPANIES ACT, (Cap. 85).
SPECIAL RESOLUTION OF TECHNICAL
ENGINEERING SERVICES UGANDA LIMITED.

At the General meeting of the Technical Engineering Services Uganda Limited held at the Company's registered offices on the 18th day of September, 2003, it was resolved that:

1. The Company be wound up voluntarily.
2. Mr V. Mathias Ssekatawa be appointed the liquidator of the Company.
3. This resolution be registered at the Companies Registry.

Dated at Kampala this 18th day of September, 2003.

SURESH-CHANDRA NARANBHAI— Member/Shareholder.
and
MAYAMK-SURESH-CHANDRA AMIN—Member/
Shareholder.

General Notice No. 87 of 2004.

THE COMPANIES ACT, LAWS OF UGANDA, 2000
(Cap. 110).
NOTICE.

Pursuant to section 19 (4) of the Companies Act Laws of Uganda 2000, notice is hereby given that Kamuli Builders Association Ltd. has by Special Resolution passed on 4th March, 2004 and with the approval of the Registrar of Companies changed its name to Jakko Contractors Ltd. and that such new name has been entered in my register.

DATED at Kampala, this 4th day of March, 2004.

OYUKO ANTHONY OJOK,
Assistant Registrar of Companies.

General Notice No. 88 of 2004.

THE TRADE MARKS ACT.
(Cap. 83).
NOTICE.

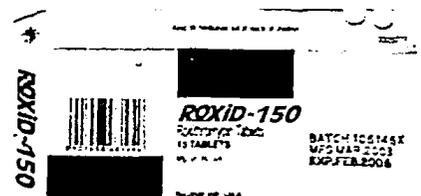
NOTICE IS HEREBY GIVEN that any person who has opposed the registration of any of the marks advertised in this Gazette, may within sixty days from the date of this Gazette, lodge a Notice of opposition on Trade Mark Form No. 6 together with a fee of Shs. 4000 in case of National applicants or US\$ 4000 in case of Foreign applicants. The period of lodging Notice of opposition may be extended in suitable cases by the Registrar if he thinks fit upon such terms as he may direct. If a Notice of opposition should not be lodged until after reasonable notice has been given by letter to the applicant so that he may have had 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 for an order for costs if the opposition is unsuccessful 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. B 781 IN PART "B".
(52) Class 16.
(54)

VICTORY
EXERCISE BOOK

- (53)
(59)
(64)
(75) Nature of goods—Exercise books.
(73) Name of applicant—Astra Industries (U) Ltd.
(77) Address—P.O. Box 27280, Kampala.
(74)
(22) Date of filing application—10th March, 2004.

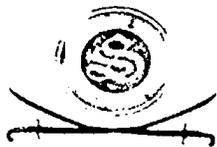
- (21) APPLICATION NO. 26445 IN PART "A".
(52) Class 5.
(54)



- (53)
(59)
(64)

- (57) *Nature of goods*—Medicinal tablets.
 (73) *Name of applicant*— Alembic Limited.
 (77) *Address*—Alembic Road, Vadodara 390 003 India.
 (74)
 (22) *Date of filing application*— 12th February, 2004.

- (21) APPLICATION NO. 26474 IN PART "A".
 (52) Class 16.
 (54)



- (53)
 (59)
 (64)
 (57) *Nature of goods*— All goods in class 16.
 (73) *Name of applicant*— Saracen Uganda Limited.
 (77) *Address*—P.O. Box 22693, Kampala.
 (74) *C/o* M/s. Kasirye, Byaruhanga & Co. Advocates, P.O. Box 10946, Kampala.
 (22) *Date of filing application*— 2nd March, 2004.

- (21) APPLICATION NO. 26500 IN PART "A".
 (52) Class 3.
 (54)



- (53)
 (59)
 (64)
 (57) *Nature of goods*— Petroleum jelly and goods included in class 3.
 (73) *Name of applicant*— Skin Success Product.
 (77) *Address*—P.O. Box 30113, Kampala.
 (74)
 (22) *Date of filing application*— 9th March, 2004.

- (21) APPLICATION NO. B 782 IN PART "B".
 (52) Class 16.
 (54)

(53) **BEST**
 (59) **EXERCISE BOOK**
 (64)

- (57) *Nature of goods*—Exercise books.
 (73) *Name of applicant*— Astra Industries (U) Ltd.
 (77) *Address*—P.O. Box 27280, Kampala.
 (74)
 (22) *Date of filing application*— 10th March, 2004.

Kampala, RITA BBANGA-BUKENYA (MRS),
 1th March, 2004. Assistant Registrar of Trademarks.

ADVERTISEMENTS

THE REGISTRATION OF TITLES ACT, 1964.
 (Cap. 205).
 NOTICE.

ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Sheema Block I Plot 95.

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

Mbarara,
 3rd March, 2004.

J.K KARUHANGA,
for Chief Registrar of Titles.

THE REGISTRATION OF TITLES ACT, 1964.
 (Cap. 205).
 NOTICE.

ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Leasehold Register—Volume 577 Folio 8, Plot No. 407 at Namirembe, Mengo.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Rhoda Nsibirwa Kalema of P.O. Box 1971, Kampala and Samalie Alfreda Semakula of P.O. Box 14105, Mengo as joint tenants, a special Certificate of Title under the above Volume and Folio, the Certificate of Title which was originally issued having been lost.

Kampala,
 20th February, 2004.

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 231 Folio 21, Plot No. 25 Kira Road (Kololo Hill), Kampala.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Ceaser Mudeke Tokuma of P.O. Box 5601, Kampala, a special Certificate of Title under the above Volume and Folio, the Certificate of Title which was originally issued having been lost.

Kampala,
 9th March, 2004.

ROBERT V. NYOMBI,
for Chief Registrar of Titles.

THE REGISTRATION OF TITLES ACT, 1964.
 (Cap. 205).
 NOTICE.

ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Kibuga Block 37 Plot 75 Area 0.23 Acres at Lusaze.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Kulisitofa Daida Zimbe of P.O Box 56, Bombo, a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Kampala,
 2nd January, 2004.

OPIO ROBERT,
for Chief Registrar of Titles.

THE REGISTRATION OF TITLES ACT, 1964.

(Cap. 205).

NOTICE.

ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Kyaggwe Block 219 Plot 79 Area 2.02 Acres at Lufunye and Lukola Estate.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Tom Kayiza Kakembo of P.O. Box 166, Mukono, a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Mukono, CHRISTINE NAMIREMBE KATENDE,
10th March, 2004. *for Chief Registrar of Titles.*

THE REGISTRATION OF TITLES ACT, 1964.

(Cap. 205).

NOTICE.

ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Kibuga Block 9 Plot 181 at Kagugube.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of International Bible Students Association of P.O. Box 4019, Kampala, a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Kampala, OPIO ROBERT,
3rd February, 2004. *for Chief Registrar of Titles.*

THE REGISTRATION OF TITLES ACT, 1964.

(Cap. 205).

NOTICE.

ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Kyadondo Block 264 Plot 212 approx. 1.70 Hectares at Mutundwe.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of Martin Luther Nsereko of P.O. Box 15188, Kampala, a special Certificate of Title under the above Block and Plot, the Certificate of Title which was originally issued having been lost.

Kampala, OPIO ROBERT,
17th February, 2004. *for Chief Registrar of Titles*

THE REGISTRATION OF TITLES ACT, 1964.

(Cap. 205).

NOTICE.

ISSUE OF SPECIAL CERTIFICATE OF TITLE.

Leaschold Register—Volume 85 Folio 4. Plot No. 21 Nakasero Road, Kampala.

NOTICE IS HEREBY GIVEN that after the expiration of one month from the publication hereof, I intend to issue in the names of The Democratic Republic of Sudan of P.O. Box 3200, Kampala, a special Certificate of Title under the above Volume and Folio, the Certificate of Title which was originally issued having been lost.

Kampala, EDWARD KARIBWENDE,
8th January, 2003. *for Chief Registrar of Titles.*

IN THE HIGH COURT OF UGANDA AT KAMPALA

ADMINISTRATION CAUSE NO. 87 OF 2004

In the matter of the Estate of the Late Erukaana Kasit
Kanakulya
and

In the matter of an Application for Letters of
Administration by Sam Sentamu, Mary Nantume, Ch
Sekisambu, Robert Kasibante

NOTICE OF APPLICATION

TO WHOM IT MAY CONCERN

TAKE NOTICE THAT an application for Letters
Administration to the estate of the Late Erukaana Kasit
Kanakulya of Nazalet Zone, Kyanja Parish has
lodged in this Court by Sam Sentamu, Mary Nant-
Charles Sekisambu, Robert Kasibante.

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

Dated at Kampala, this 2nd day of February, 2004.

NAMUJ
Deputy Registrar

THE BIRTHS AND DEATHS REGISTRATION ACT
(ACT NO. 28 OF 1970)

DEED POLL—NOTICE OF CHANGE OF NAME

KNOW YE ALL PERSON by this Deed Poll, that I, Samuel of Soroti Court a Ugandan citizen by descent formerly and lately known as Musimbi Muse Samuel I hereby formally and absolutely renounce, abandon and relinquish the name of or the use of the name of Samuel and in lieu thereof I hereby adopt and assume from the 30th day of November, 2003 the name of Musimbi Muse Samuel L. as my proper full name.

AND IN PURSUANCE of such change of name as aforesaid I hereby declare that as from the said 30th day of November 2003 and in all actions, deeds, records and proceedings well as in all dealings, transactions and matters on all occasions whatever the said name of Musimbi Muse Samuel L. shall be used and subscribed in lieu of my former name of Muse Samuel.

AND I HEREBY authorize and require all persons who so describe me, designate me and address me at all times such assumed and adopted name of Musimbi Muse Samuel.

IN WITNESS WHEREOF I have hereto subscribed and signed my adopted and assumed name of Musimbi Muse Samuel.

Declared at Kampala this 5th day of December, 2004
the said Musimbi Muse Samuel L.

MUSIMBI MUSE SAMUEL
Renou

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STATUTORY INSTRUMENTS
SUPPLEMENT No. 7

12th March, 2004

STATUTORY INSTRUMENTS SUPPLEMENT

to The Uganda Gazette No. 11 Volume XCVII dated 12th March, 2004.

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

STATUTORY INSTRUMENTS

2004 No. 11.

The Laws (Revised Edition) (Approval of Omission of Particular Statutory Instruments) Instrument, 2004.

(Under sections 5(a)(x) and 6 of the Laws (Revised Edition) Statute, 1994, (Statute No. 12 of 1994).

IN EXERCISE of the powers conferred upon the Attorney General by sections 5(a)(x) and 6 of the Laws (Revised Edition) Statute, 1994, this instrument is made this 22nd day of January, 2004.

1. This Instrument may be cited as the Laws (Revised Edition) (Approval of Omission of Particular Statutory Instruments) Instrument, 2004.

Citation.

2. The omission from the Revised Edition of the Laws of Uganda of the Statutory Instruments set out in the Schedule to this Instrument is approved.

Approval of omission of particular statutory instruments.

SCHEDULE.

STATUTORY INSTRUMENTS TO BE OMITTED FROM THE REVISED EDITION OF THE LAWS OF UGANDA.

Statutory Instrument made under the Insurance Companies Act, Cap. 92.

<i>S.I. No.</i>	<i>Title</i>
85 of 1967	Insurance Companies (Exemption) Instrument, 1967.

Statutory Instruments made under the Game (Preservation and Control) Act Cap. 226.

226-2	The Game (Application to Non-Scheduled Animals) Order.
42 of 1984	The Game (Preservation and Control) Prohibition Order 1984.

Statutory Instruments made under the Bugisu Coffee Act Cap. 232.

232-1	The Bugisu Coffee (Appeal Tribunal) Rules
233-2	The Bugisu Coffee Rules.

Statutory Instruments made under the Police Act Cap. 312.

312-2	The Uganda Police (Special Constabulary) Regulations.
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Statutory Instruments made under Bank of Uganda Act, 1966.

158 of 1970	The Bank of Uganda (Minimum Cash Reserves Balance) Instruments, 1970.
125 of 1982	The Bank of Uganda (External Value of the Shilling) Instrument.

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F.J. AYUME,
Attorney General.

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

2004 No. 12.

**THE NATIONAL ENVIRONMENT (CONTROL OF SMOKING IN
PUBLIC PLACES) REGULATIONS 2004.**

ARRANGEMENT OF REGULATIONS.

Regulation.

**LAW DEVELOPMENT CENTRE
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1. Citation.
2. Interpretation.
3. Right to a smoke free environment.
4. Prohibition of smoking in public places.
5. Restriction of smoking in public places.
6. Restriction of smoking on public transport.
7. Signs where smoking is prohibited.
8. Signs where smoking is restricted.
9. Obligations of owners.
10. Public awareness.
11. Local governments to make laws.
12. Environmental Inspectors.
13. Offences.

SCHEDULE.

Public Places.

STATUTORY INSTRUMENTS

2004 No. 12.

The National Environment (Control of Smoking in Public Places) Regulations, 2004.

(Under section 107 of the National Environment Act, Cap.153).

IN EXERCISE of the powers conferred on the Minister by section 107 of the National Environment Act; and upon the recommendation of the Policy Committee on the Environment and the Board, these Regulations are made this 11th day of March, 2004. Cap. 153

1. These Regulations may be cited as the National Environment (Control of Smoking in Public Places) Regulations, 2004. Citation.

2. In these Regulations, unless the context otherwise requires— Interpretation.

“Act” means the National Environment Act; Cap. 153.

“authorised officer” means a public officer or other person upon whom any law vests functions of ensuring public health, public safety and maintenance of law and order, and includes a police officer;

“environmental inspector” means an environmental inspector designated under section 79 of the Act;

“lead agency” means any Ministry, department, parastatal agency, local government council, or public officer in which or upon whom any law vests functions of control or management of any segment of the environment;

“Local Government” means a local council established by section 3 of the Local Governments Act; Cap. 243.

"mass media" includes publicly exhibited posters, newspapers, radio, television or other electronic media used for public communication;

"owner" means—

(a) in relation to any premises—

(i) the proprietor or operator of the premises;

(ii) the chief executive officer or overall manager of a work place; and

(b) in relation to a vehicle, the person registered as the owner of the vehicle or the person operating the vehicle;

"public place" means any place to which members of the general public or segments of the general public ordinarily have access by express or implied invitation and includes any indoor part of a place specified in the Schedule;

"public service vehicle" means any vehicle which—

(a) is licensed, by law, to carry passengers for hire or reward; or

(b) plies for hire or reward or is let out for hire or reward.

"second-hand smoke" means the smoke exhaled from a person smoking a tobacco product, and includes side-stream smoke;

"separately ventilated" means the existence of a mechanical, natural or other mechanism of extracting air from a smoking area in order to prevent re-circulation into other areas of the establishment;

“side-stream smoke” means smoke or other emissions released from a tobacco product or the smoke exhaled by a person smoking a tobacco product;

“smoking” means inhaling, exhaling, or handling a lighted tobacco product;

“tobacco product” means a product composed in whole or in part of tobacco, including tobacco leaves and any extract of tobacco leaves and includes cigarette papers, tubes and filters;

“work place” means any place in which employees, contractors, volunteers, or other persons perform duties of employment or work and includes individual offices, common areas, and any other area, which they generally use during the course of their employment or work.

3. (1) Every person has the right to a clean and healthy environment and the right to be protected from exposure to second hand smoke.

Right to a smoke free environment

(2) Every person has a duty to observe measures to safeguard the health of non-smokers.

(3) Every head of family is responsible for creating a climate for children to be free of second hand smoke.

4. No person shall smoke a tobacco product or hold a lighted tobacco product in an enclosed, indoor area of a public place specified in Part I of the Schedule.

Prohibition of smoking in public places.

5. Notwithstanding the prohibition in regulation 4, the owner of a public place specified in Part II of the Schedule, may designate rooms in which smoking is allowed, so long as the following conditions are met—

Restriction of smoking in public places.

- (a) the room is fully enclosed by walls or partitions that join the ceiling and floor and with a functional door that meets the ceiling and floor;
- (b) the rooms are physically detached and separately ventilated directly to the outside with negative air pressure in comparison with the rest of the premises;
- (c) non-smoking members of the public and workers are not required to enter the rooms while smoking is taking place.

Restriction of smoking on public transport.

6. (1) No person shall smoke in any public service vehicle or in any aircraft, train or other public transport.

(2) Notwithstanding subregulation (1), the owner of a public means of transport that has physically distinct units, such as a train, may designate particular units as smoking areas if—

- (a) the units are physically separate from one another;
- (b) the smoke will not escape from the units where smoking is allowed and enter into another unit or common system of ventilation; and
- (c) no employee is required to enter the units while smoking is taking place.

Signs where smoking is prohibited.

7. (1) The owner of a public place or any public service vehicle or other public transport where smoking is prohibited shall post clearly legible signs, prominently, stating that smoking is not permitted.

(2) Signs posted under subregulation (1) shall comply substantially with the following—

- (a) the signs shall be at least 19 cm. by 19 cm. in dimension;
- (b) the text of the signs shall read as follows—

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“NO SMOKING”

- (c) the wording shall be accompanied by a no smoking sign of a cigarette in a red circle with a red line passing through the cigarette diagonally from top left to bottom right or any other pictorial representation; and
 - (d) the text required by paragraph (b) shall cover 60 % of the sign.
- (3) The signs shall be posted throughout the premises.

8. (1) The owner of a public place where smoking is restricted shall post signs prominently on the premises indicating areas designated for smoking.

Signs where smoking is restricted.

(2) Signs posted under subregulation (1) shall comply substantially with the following—

- (a) the signs shall be at least 19 cm. by 19 cm. in dimension;
- (b) the information displayed on the signs shall read as follows—

“SMOKING AREA”

(c) the text required by paragraph (b) shall cover 80 % of the sign.

(3) The signs shall be posted at the entrance of the smoking room or area.

9. (1) The owner of a public place or public service vehicle or other public transport shall take all reasonable steps to ensure that no person smokes in violation of these Regulations.

Obligations of owners.

(2) Taking reasonable steps under subregulation (1) includes, but is not limited to—

- (a) asking a person to stop smoking;
- (b) demanding that a person who continues to smoke leaves the premises or the public service vehicle or other public transport, as applicable and practicable; and
- (c) seeking the assistance of an environmental inspector or other authorised officer in cases where the person refuses to stop smoking or to leave the premises.

(3) The owner or operator of any public service vehicle or other public transport shall ensure that passengers are informed that smoking is not allowed in the vehicle or other public transport.

(4) An owner shall not discriminate against any employee or person who asserts his or her right to a smoke-free environment, or who reports any violation under these Regulations.

Public awareness.

10. The National Environment Management Authority shall, in collaboration with lead agencies, promote public awareness campaigns in the mass media relating to the implementation of measures to safeguard the health of non-smokers from second hand smoke.

Local governments to make laws. Cap. 243.

11. Nothing in these Regulations limits the powers of a local government, in accordance with the Local Governments Act, to make laws for the protection of non-smokers from environmental smoke and side stream smoke.

Environmental Inspectors. Cap. 153.

12. (1) An environmental inspector designated by the National Environment Management Authority in accordance with the Act is an inspector for the purposes of these Regulations.

(2) An environmental inspector may, at any reasonable time, in order for him or her to ascertain compliance with these Regulations, enter and inspect any public place.

(3) An environmental inspector entering a public place to inspect it under these Regulations shall, on request, provide the owner with proof of identity and produce a certificate or instrument of appointment signed by the Minister.

(4) An environmental inspector may, during an inspection under these Regulations, seize any tobacco product or other thing by means of which or in relation to which the inspector believes, on reasonable grounds, that these Regulations have been contravened.

(5) No person shall obstruct an environmental inspector in the execution of his or her duties under these Regulations, or refuse to provide him or her with any information or document to which the inspector is entitled under these Regulations, or destroy any such information or document.

13. (1) An owner of a public place, public service vehicle or other public transport who fails to enforce the smoking restrictions required by these Regulations commits an offence and is liable, on conviction, to a fine of not less than fifty thousand shillings and not more than three hundred thousand shillings. Offences.

(2) An owner of a public place, public service vehicle or other public transport who fails to post prescribed signs and to ensure that any designated smoking rooms and areas meet the requirements of these Regulations, commits an offence and is liable, on conviction; to a fine of not less than fifty thousand shillings and not more than three hundred thousand shillings.

(3) Any person who smokes in a public place in contravention of these Regulations commits an offence and is liable, on conviction, to a fine of not less than twenty thousand shillings and not more than one hundred thousand shillings.

(4) Any person who smokes in a public service vehicle or other means of public transport commits an offence and is liable, on conviction, to a fine of not less than twenty thousand shillings and not more than one hundred thousand shillings.

(5) A court convicting a person for an offence under subregulations (1) and (2) may, in addition to any penalty imposed by it, further order that the license or permit of the owner be suspended.

(6) A person who obstructs an environmental inspector in the execution of his or her duties under these Regulations commits an offence and is liable, on conviction, to a fine of not less than twenty thousand shillings and not more than one hundred thousand shillings.

SCHEDULE.

PUBLIC PLACES

PART I—PUBLIC PLACES IN WHICH SMOKING IS PROHIBITED

REGULATION 4

Offices, office buildings and work places including individual offices, public areas, corridors, lounges, eating areas, reception areas, lifts, escalators, foyers, stairwells, toilets, laundries, amenity areas;

Court buildings;

Factories;

Hospitals, clinics and other health institutions;

Educational institutions of all levels;

Premises in which children are cared for;

Public places of worship;

Prisons;

Police cells;

Public service vehicles and other means of public transport;

Public transport terminals, including airports and airfields;

Retail establishments including markets and shopping malls;

Cinemas and theatrical performance halls;

Sports stadia.

PART II—PUBLIC PLACES IN WHICH SMOKING IS
RESTRICTED

REGULATION 5

Public places of lodging;

Bars;

Restaurants;

Discotheques.

LAW DEVELOPMENT CENTRE
REFERENCE LIBRARY

COL. KAHINDA OTAFIIRE,
Minister of Water, Lands and Environment.