



THE REPUBLIC OF UGANDA

LAND ACT CAP 227
LAND REGULATIONS 2004

CONSTITUTION

OF

BUHUKA COMMUNAL LAND ASSOCIATION

2016

Prepared by:-
Ministry of Lands, Housing and Urban Development
P.O.Box 7096
Kampala
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Rele 21/10/16
For Commissioner, land & housing

PREAMBLE:

We, the people of Buhuka Parish (comprising of Kyabasambu, Kyakapere, Nsonga, Nsunzu and Kiina LC 1 Villages), found in Kyangwali Subcounty in Hoima District, in order to protect our just claims to our customary land as well as our rights to protect our culture and heritage; to manage our communal land and property; to transact and negotiate with representatives of Government, both local and central Governments, and all those with interest in our land, in regard to all matters of ourselves and our posterity, DO HEREBY establish this Constitution on this^{21st}..... day of¹⁰..... 2016 -

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[Signature]
For Commissioner, Land Registration

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CONSTITUTION
OF
BUHUKA COMMUNAL LAND ASSOCIATION

PART I: GENERAL PROVISIONS

ARTICLE 1: NAME OF THE ASSOCIATION.

- 1.1 The registered name shall be Buhuka Communal Land Association (hereinafter called the "Association").
- 1.2 The Association shall subscribe to the rules and practices of responsible Land Governance that are in consonance with the Laws of Uganda.

ARTICLE 2: ADDRESS.

- 2.1 The address of the Association shall be C/o Buhuka Parish office situate in Nsonga Vilage, Kyangwali Sub-county Local Government, Hoima, Uganda.

ARTICLE 3: OBJECTS OF THE ASSOCIATION

- 3.1 The main objective of the Association to mobilise, organise and unite the general Buhuka community under this Association so as to empower them to hold and manage their communal land, taking into account the community members' present needs and those of the future generations.
- 3.2 The specific objectives of the Association are:-
 - a) To be the overall representative, voice and umbrella for the community on matters relating to their communal land;
 - b) To identify, set aside and manage any area earmarked for common use as is consistent with the customs and norms of the community in the area;
 - c) To enter into any negotiations, transactions or dealing with the Government or any other person on behalf of the community relating to the communal land;

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 - c) To enter into any negotiations, transactions or dealing with the Government or any other person on behalf of the community relating to the communal land;

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- d) To carry out any such acts related to or incidental to the
aforementioned objects.

ARTICLE 4: LAND TO BE HELD OR OWNED BY THE ASSOCIATION.

- 4.1 The jurisdiction of the Association shall cover all the communal land in the villages of Kyakapere, Kiina, Nsonga, Nsunzu and Kyabasambu, and such other land or interest in land, which may be subsequently acquired in or outside the said territory.
- 4.2 The jurisdiction and powers of the Association shall also, consistent with the applicable laws of the Republic of Uganda, extend outside the exterior boundaries of the Association.

ARTICLE 5: CONTROL OVER COMMON LAND

- 5.1 The Association shall, when so requested to do so by the community on whose behalf it holds the land, set aside one or more areas of land for common use by members of the group.
- 5.2 The boundaries of any area of land which has been set aside for common use shall be marked out in such a manner, including any such manner as is customary among the Association who will use that land, so as to enable those persons to recognize and keep to those boundaries.
- 5.3 The purposes for which land may be set aside for common use are:-
- a) Farming land;
 - b) Grazing and watering of livestock;
 - c) Hunting;
 - d) Gathering of wood fuel and building materials;
 - e) Gathering of honey and other forest resources for food and medicinal purposes;
 - f) Cultural sites or burial grounds;
 - g) Play grounds
 - h) Such other purposes as may be traditional among the community using the land communally.
- 5.4 Notwithstanding the aforementioned article, the Association shall hold in trust for its people all land that exists within its territory for common use such as grazing lands, wood lots, religious sites, and any other such land as may be prescribed from time to time as common land for the benefit of the present and future generations of the Association and shall be managed under a Common Land Management Scheme herein attached and labelled "ANNEX 1" and also referred to hereinafter.

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PART II: MEMBERSHIP

ARTICLE 6: NAMES OF MEMBERS OF THE ASSOCIATION

The names of the intending members of the Association are hereto annexed and labeled "ANNEX 2" and also contained in the Register of Members, referred to hereinafter.

ARTICLE 7: QUALIFICATIONS FOR MEMBERSHIP OF THE ASSOCIATION

7.1 The membership of the Association shall consist of the following persons:

- a) All Ugandan citizens permanently resident in the villages of Kyabasambu, Kyakapere, Kiina, Nsonga and Nsunzu by decent or marriage who are of eighteen (18) years of age and above;
- b) All individuals with a degree of consanguinity (blood relations) to the members in the community, who have been recognized and initiated into the said villages as members. The minimum requirement for initiation into the Association shall be presentation of proof of permanent residency in any of the villages under the Association for a minimum period of one (1) year. The applicant for initiation shall present his or her application to the Management Committee and the Management Committee will present their decision pertaining to the application to a meeting of the General Assembly for approval.
- c) In case of a family, membership shall be represented by the head of the family;
- i) After the effective date of this Constitution all persons whose names are hereto annexed shall constitute the full membership of the Association save that the successors or assignees of the members first registered hereto shall be considered members.

7.2 The Association shall not exclude women and persons with disability from being admitted as members nor from participating from the affairs of the Association, including running for elective office in the Association.

ARTICLE 8: REGISTER OF ASSOCIATION MEMBERS.

There shall be a Register of Members showing in respect of each member, the following:-

- a) The name, address, occupation;
- b) The date of Registration;

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- c) Type of membership whether by decent, marriage or initiation;
- d) The date and reason of cession of membership where applicable.

ARTICLE 9: RIGHTS OF MEMBERS

Subject to Section 26 of the Land Act Cap 227, members of the Association shall enjoy the following rights:-

- (a) To freely use any common land jointly with all other members of the Association in accordance with the Common Land Management Scheme;
- (b) To use any other property of the Association in accordance with this Constitution;
- (c) To freely participate in all the management of the common land;
- (d) To vote and to be voted into any of the elected positions of the Association in accordance with the Constitution and Customary rules of procedure;
- (e) Freedom of expression within the Association;
- (f) Withdraw from membership of the Association upon giving notice in writing.

ARTICLE 10: GROUNDS AND PROCEDURE FOR TERMINATING MEMBERSHIP

10.1 A member shall cease to be a member of the Association upon:-

- (a) Permanent relocation of a member from any of the villages under the Association in Buhuka Parish for a period of Twelve (12) years or more;
- (b) Death of the member whose name shall be replaced by the next of kin/ successor under the customs of the community;
- (c) Proof that a member was erroneously registered;
- (d) Proof of misrepresentation by a member;
- (e) Any other reason that is not repugnant to good cause and Laws of Uganda.

10.2 Upon any information or a complaint from any interested party or source which may affect a person's membership-

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- (a) The Managing Committee shall convene to discuss the said information or complaint.
- (b) Where the committee finds merit in the information or complaint, the Committee shall issue notice to any affected person to appear before it for a hearing.
- (c) The said notice shall be for fourteen days from date of issue.
- (d) The Managing Committee shall hear the affected person whereupon a decision shall be duly reached and the member affected shall be communicated to.
- (e) Any person aggrieved by the decision of the Managing committee shall have the right of appeal to the District Registrar of Titles.
- (f) Where the aggrieved party is not satisfied by the decision of the District Registrar of Titles, he or she may refer the matter to a competent court of jurisdiction under the applicable laws of Uganda at his or her own cost.

PART III: ORGANS AND POWERS

ARTICLE 11 – ORGANS OF THE ASSOCIATION

The Association shall comprise the following decision making organs:-

- (a) The General Assembly;
- (b) The Managing Committee

ARTICLE 12- POWERS OF THE GENERAL ASSEMBLY

12.1 The General Assembly shall consist of all the members of the Association.

12.2 The General Assembly shall be the highest decision making body of the Association and shall have the following powers, which they shall exercise through a majority vote of at least two thirds or sixty (60%) of all the members in the Association :-

- (a) To adopt and approve the Constitution of the Association, including approving any amendments thereto;
- (b) To elect the members of the Managing Committee;

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- (c) To approve the Common Land Management Scheme;
- (d) Where the communal land is held under a certificate of title, to approve any transactions and dealings thereto;
- (e) To approve the dissolution of the Association.

ARTICLE 13 – POWERS OF THE MANAGING COMMITTEE

13.1 There shall be a Managing Committee consisting of Nine (9) representatives elected from the five villages, one-third of whom shall be women, in line with Section 16 (4)(b) Of the Land Act.

13.2 The members of the Managing Committee shall elect among themselves one person as chairperson and one person as secretary to the committee.

13.3 The Managing Committee shall have the following powers:-

- (a) To sue and be sued in the registered name of the Association;
- (b) To make contracts or enter negotiations on behalf Association;
- (c) To **appoint** sub committees to assist in the general management of **the** Association affairs;
- (d) To initiate, propose and effect any amendments to the Constitution and present the same for approval by the General Assembly;
- (e) To grant mortgages, pledges or liens over any property of the Association, with the approval of the General Assembly;
- (f) To handle complaints and dispute resolution on matters within the Association;
- (g) To dispose of any property of the Association through sale or leasing thereof;
- (h) To hold land or any other property on behalf of the Association and to undertake any dealings or transactions thereon;
- (i) To purchase land or any property in the name of the Association;

13.3 Notwithstanding the powers expressly reserved to the Association by this Constitution, the Managing Committee shall have powers to transact any business and otherwise speak or act on behalf of the Association in all matters on which the Association is empowered to

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act, including the authority to solicit and hire legal services to represent the Association.

13.4 Where land is held by the Association has a certificate of title, no transactions or dealings of any kind in respect of the land or any part of the land shall be entered into or undertaken or concluded by the Managing committee unless a two thirds majority of the members in the General Assembly convened for the purpose approves the said transaction or dealing.

13.5 For the avoidance of doubt, any transaction or dealing in contravention of sub-article 13.4 above shall be null and void and shall give rise to no rights or interest in the land.

ARTICLE 14: ELECTION AND TENURE OF OFFICE OF THE MANAGING COMMITTEE

14.1 The first Members of the Managing Committee shall be elected by at least sixty percent of the members of the community present at a meeting convened by the Registrar of Titles.

14.2 Members of the Managing Committee so elected shall hold office for a term of three years, but may be eligible for reelection for one more term.

14.3 The Members of the Managing Committee shall only be eligible to hold office for two successive terms.

14.4 The members of the Managing Committee shall be elected by the General Assembly under the supervision of the District Registrar of Titles.

ARTICLE 15: VOTING RIGHTS.

15.1 All adult members of the Association shall have the right to vote.

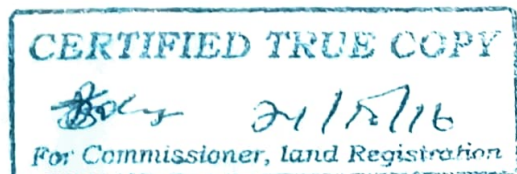
15.2 All elections of the Association shall be by show of hands.

PART V: COMPOSITION AND FUNCTIONS OF THE MANAGING COMMITTEE

ARTICLE 16: THE COMPOSITION OF THE MANAGING COMMITTEE

The Managing Committee shall be composed of the following:-

- (a) A Chairperson
- (b) A Vice Chairperson
- (c) A General Secretary
- (d) A Treasurer



- (e) And five (5) committee members

ARTICLE 17: ELIGIBILITY TO THE MANAGING COMMITTEE

For a person to be eligible, he or she shall satisfy the following criteria;

- (a) Has the ability to articulate the interests of the Association;
- (b) A person of integrity and high moral public standing;
- (c) Willing to volunteer his or her services.
- (d) In case of the Committee's General Secretary, he or she should have had formal education, with ability to read and write.
- (e) At least one third of the members should be knowledgeable in land matters pertaining to the Association.
- (f) At least one third of members shall be women.

ARTICLE 18: FUNCTIONS OF THE MANAGING COMMITTEE

The Managing Committee shall perform the following functions:-

- (a) Provide leadership and good governance for the Association.
- (b) Formulate and adopt policies for smooth running of the Association.
- (c) Oversee the management of the Association's properties.
- (d) Convene the Annual General Assembly meeting of the Association.
- (e) Promote and enhance the image of the Association by maintaining the credibility and harmony among its members.
- (f) Establish the working/standing committees where necessary.
- (g) Receive, consider and adopt reports from working committees.
- (h) Perform any other function that may be referred to it by the Association.

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For Commissioner, Land Registrar

ARTICLE 19: DUTIES OF THE MEMBERS OF THE MANAGING COMMITTEE

19.1 The Chairperson.

The Chairperson shall:

- a) Be the Head of the Association.
- b) Chair all the General Assembly, Extraordinary and Management Committee meetings.
- c) Coordinate the activities of the Managing Committee and shall be answerable to the Annual General Assembly.
- d) Act as one of the signatories to all Association's accounts.
- e) Ensure the efficient and smooth running and implementation Association activities.

19.2 Vice-chairperson.

The Vice-Chairperson shall deputize the Chairperson in his or her absence or incapacity.

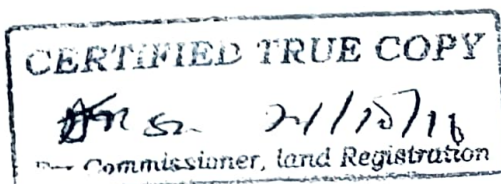
19.3 General Secretary.

The Secretary shall:

- (a) Have custody of all records of the Association, including the Register of Members, all Association documents, official records and other files of the Association.
- (b) Have safe custody and preservation of the Common Seal or stamp of the Association, if any.
- (c) Prepare all record of proceedings, minutes and resolutions for all meetings of the Association.
- (d) File regular returns to the District Registrar of Titles in accordance with this Constitution.
- (e) Be a co-signatory to all Association documents and accounts.

19.4 Treasurer.

The Treasurer shall:



- a) Be responsible for overseeing and monitoring the Association's finances and assets.
- b) Manage all sources of funds to the Association.
- c) Keep and maintain proper books of account reflecting the financial status of the Association at all times.
- d) Prepare, in consultation with the Managing committee, an annual budget for the Association to be presented to the Annual General Assembly for consideration and approval.
- e) Present audited books of accounts to the Annual General Assembly for adoption.

ARTICLE 20- GROUNDS AND PROCEDURE FOR TERMINATING A MEMBER OF THE MANAGEMENT COMMITTEE

A member shall cease to be a member of the Management Committee if;

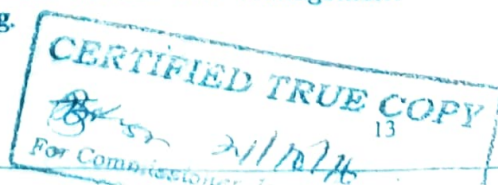
- a) He or she is found to be of unsound mind;
- b) He or she dies;
- c) He or she is found incompetent in discharging his or her duties;
- d) He or she fails to attend six (6) consecutive Management Committee meetings without reasonable cause;
- e) He or she voluntarily withdraws from the Management Committee;
- f) He or she is convicted of any criminal offence under the laws of Uganda;
- g) He or she ceases to be a member of the Association

20.1 Any complainant or source with any information forming a ground for the removal of any member(s) from the Management Committee shall notify the District Registrar of Titles within Fourteen (14) days from the time he or she got to know of such a ground(s).

20.2 The District Registrar of Titles shall summon the member within Twenty one (21) days of receipt of such notice to show cause why he or she or they should not be removed from the Management Committee.

20.3 The District Registrar of Titles shall then conduct a hearing and adjudicate on the matter.

20.4 The District Registrar of Titles shall inform the Management Committee of his or her decision in writing.



20.5. Where the District Registrar of Titles decision has caused for the removal of the member from the Management Committee, he or she shall declare that position vacant and shall cause for new elections to be conducted within twenty one (21) days from the issuance of the Notice of the vacancy.

20.6 Any aggrieved person who has been removed from the Managing Committee has the right to appeal the decision of the District Registrar of Titles under the Laws of Uganda.

PART VI: RETURNS

ARTICLE 21- SUBMISSION OF ANNUAL RETURNS

The Managing Committee shall file annual returns to the District Registrar of Titles consisting of the following:-

- (a) Financial standing of the Association;
- (b) Current executive members;
- (c) Inventory of Association's property, including its acquisition and disposal;
- (d) Copies of Minutes of meetings of the Association;
- (e) Copies of resolutions of all meetings of the Association.

PART VII: DISPUTE RESOLUTION

ARTICLE 22- DISPUTE RESOLUTION

22.1 Save where there is a conflict of interest, the Managing Committee shall handle and resolve all disputes within the Association.

22.2 Notwithstanding the above sub-Article 22.1, the Registrar of Titles may upon his or her own motion or upon request in writing by not less than one-tenth of the membership of that Association:-

- (a) Undertake an inquiry into the activities of the Association and the matters which have caused or contributed to the dispute;
- (b) Refer the dispute to the board or such other person as he or she considers suitable to act as arbiter to mediate the dispute between the members;
- (c) Propose amendments to the constitution or any of the rules of the Association to avoid similar disputes in the future;
- (d) Take such other action as he or she shall consider appropriate in the circumstances, including action under this section.

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For Commissioner, Land Department
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- 22.3 Where the District Registrar of titles has intervened in a dispute within the Association under this Article, all members of the Association shall comply with any directions given by that officer in connection with the resolution of that dispute and shall cooperate with any person appointed by that officer to assist in resolving the dispute.

PART VIII: MEETINGS, QUORUM AND CONDUCT OF BUSINESS

ARTICLE 23- NOTICE OF MEETINGS OF THE ASSOCIATION

- 23.1 Subject to section 16 of the Land Act, the first meeting of the Association shall be convened by the Registrar of Titles by issuing notice of such meeting of not less than twenty-one days from the date of the proposed meeting.
- 23.2 In the case of subsequent meetings of the Association, notice of any such meeting shall be at least fourteen days from the date of the intended meeting and shall state the date, venue and proposed agenda of the meeting.
- 23.3 Any meeting convened without the appropriate notice or with a shorter notice shall be deemed inconsequential and any such resolutions passed therein shall be null and void.
- 23.4 All notices for meetings of the Association shall be in writing in a language the people of the community understand and shall be put in a conspicuous place, where the community will be able to see them.

ARTICLE 24: MEETINGS OF THE ASSOCIATION

24.1 Annual General Meeting

- (a) The Association shall in each calendar year hold a general meeting as its Annual General Assembly in addition to any other meeting in that year, PROVIDED that no more than 15 months shall elapse between the date of the last Annual General Assembly and the next one.
- (b) Meetings of the General Assembly shall be convened by the Chairperson of the Managing Committee.

24.2 Extraordinary General Meetings

- (a) All General Meetings other than the Annual General Assembly shall be called Extra Ordinary General Meeting.

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(b) The Extra Ordinary Meetings shall exercise all the powers of the Annual General Assembly.

(c) Meetings of the Extraordinary General Assembly shall be convened by the Chairperson of the Managing Committee.

24.3 Managing Committee Meetings

The members of The Managing Committee shall hold meetings at least once every three (3) months to discuss matters of the Association as and when they may arise.

ARTICLE 25: ADJOURNMENTS OF MEETINGS.

The Chairperson or any other person presiding may with the consent of the meeting adjourn any meeting from time to time and from place to place, but no business shall be transacted at any reconvened meeting other than the business left unfinished at the adjourned meeting.

ARTICLE 26: QUORUM.

26.1 At two thirds or sixty (60%) of the Association members shall form a quorum at all the Annual General Assembly and Extraordinary General Meetings.

26.2 The quorum at the meetings of the Managing Committee shall be five.

ARTICLE 27: CONDUCT OF BUSINESS


27.1 All meetings of the Association may be conducted in any language that the local community understands.

27.2 All meetings of the Association shall be chaired by the Chairperson or the in event of a statutory meeting, by the Registrar of Titles.

27.3 The Chairperson shall be responsible for the conduct, decorum and order of meetings and shall ensure fair and orderly deliberations in accordance with the adopted agenda of the meetings.

27.4 The Chairperson shall ensure that all members regardless of their opinion are given an opportunity to present their views in the meeting and protect them in case of any hostility toward them.

27.5 All meetings of the Association shall only be held between 8 O'clock in the morning and 6 O'clock in the forenoon.

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ARTICLE 28: AGENDA OF THE ANNUAL GENERAL ASSEMBLY.

The Annual General Assembly of the Association shall have the following agenda:-

- a) Presentation and approval of minutes of the last Annual General Assembly;
- b) Matters arising;
- c) Chairperson's report;
- d) General Secretary's report;
- e) Treasurer's report and financial matters;
- f) Receive, Consider and adopt the three year Strategic Programmes of the Association;
- g) Any other Business.

ARTICLE 29: RESOLUTION AND MINUTES OF MEETINGS

29.1 The Secretary shall ensure that all proceedings of the meetings are recorded in writing and minutes prepared thereafter.

29.2 Minutes of the meetings of the Association shall be presented before the members for their approval.

PART IX: INDIVIDUAL LAND RIGHTS AND HOLDING

ARTICLE 30: INDIVIDUAL HOLDING OF LAND CREATED OUT OF COMMUNAL LAND.

30.1 Where the Association holds land under a certificate of Customary ownership or for a freehold title on behalf of a community, the Association shall, where the customs of the community allow, recognize and verify that all or part of the land so held by it is occupied and used by individuals and families for their own purposes and benefit.

30.2 Where any individual member of or family within a community referred to in subsection (1) or otherwise wishes to own, in his or her or their own capacity, land which is held communally but which, in accordance with customary law of the area, is made available for the occupation and use of that individual or household, then—

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- (a) if it is before the land held by the Association on behalf of the community, the individual or household may apply for a certificate of customary ownership or for a freehold title in respect of his or her or its portion of land;
- (b) where the land communally owned is held by the Association under a certificate of customary ownership, the individual or family may apply to the Association to transfer to him, her or it, his or her or its portion of land, and the Association shall consider the application at a General Assembly at a General Assembly in accordance with the customary rules and norms of land Governance and take a decision in the matter; and if the Association approves the application, the applicant may cause his or her portion of the land to be demarcated and transferred to the applicant and registered by the recorder;
- (c) where the land communally owned is held by the Association under freehold title, the individual or family may apply to the Association to transfer to him, her or to it, his, her or its portion of land, and the Association shall consider the application at a General Assembly and take a decision in the matter; and if the Association approves the application, the applicant may cause his or her portion of the land to be surveyed and transferred to the applicant and registered by the registrar.

30.4 Any person aggrieved by a decision of the Association under this Article may appeal against the decision to the Courts of law or statutory dispute resolution bodies at the time having jurisdiction over such matters; and such body or court may confirm, vary, reverse or modify the decision of the Association and make such other order as it is empowered to make under the Land Act.

ARTICLE 31: RIGHTS OF INDIVIDUALS OVER THE COMMUNAL LAND

31.1 The basic rights and duties of the members of a community using common land are—

- a) the right to make reasonable use of the common land, jointly with all other members of the Association, in accordance with the terms of the scheme and the customs and norms of the Association;
- b) the right to gather wood fuel and building materials; and harvest the resources of the common land in accordance with the terms of the scheme and in accordance with the laws of Uganda;
- c) the duty to comply with and assist in the enforcement of the rules set out in the scheme and the laws of Uganda;

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- d) the right to exclude non-members of the Association from the common land, other than those non-members who have been permitted to enter and use the common land;
- e) the duty to bear a reasonable and proportionate share of any expenses or losses incurred in using and managing the common land or through any natural disaster affecting the common land;
- f) the duty to support the establishment and management of a fund for the purposes of carrying out activities on and improvements to the common land in accordance with the terms of the scheme and to pay into the fund any fees and penalties collected under the scheme;
- g) the duty not to transfer any rights to occupy or use or gather the produce of any common land to any person whether for a fee or otherwise, except in accordance with the terms of the agreement and the rules of the scheme;
- h) the duty to comply with any decisions of the Association or any dispute settlement body established by the Association to settle disputes arising from the management of the scheme;
- i) Such other basic rights and duties as may be proposed by the Association and agreed to by the community.

31.2 Any person aggrieved by a decision of the Association made in connection with the management of a scheme may appeal against that decision to the land tribunal; and the land tribunal may confirm, vary, reverse or modify the decision of the Association and make such other order in respect of that decision as it is empowered to make by the Land Act Cap 227 or any other law existing at the time.

PART X: DISSOLUTION OF THE ASSOCIATION

ARTICLE 32: DISSOLUTION AND DECERTIFICATION OF AN ASSOCIATION.

- (1) The Managing committee may apply to the District Registrar of Titles for dissolution of the Association.
- (2) An application for dissolution of the Association shall be —
 - a. Signed by the Management Committee;
 - b. Accompanied by the duly and properly signed minutes of the meeting of the members of the Association specifically convened for the purpose at which a resolution to support the

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dissolution of the Association was approved by a majority of all members of the Association; and

- c. Delivered or sent to the District Registrar of Titles within fourteen (14) days of the date on which the resolution was approved.
- (3) The District Registrar of Titles may, if he or she thinks fit, consent to the dissolution applied for; but the consent shall not affect any liability for any debts or remove any obligation to pay any taxes, fees, dues or other sums which the officers, on behalf of the Association, owed up to the time of the dissolution, and any action or proceedings against those officers which have been or which may be commenced in respect of any such debts or sums owing may be continued or commenced, as the case may be.
- (4) When an order of dissolution is consented to, the District Registrar of Titles shall—
- (a) Give appropriate publicity to the dissolution and its effect;
 - (b) Cancel the certificate of incorporation of the Association; and
 - (c) Give such other directions and make such other orders as are necessary to give full effect to the dissolution and decertification of the Association.

PART XI: ACCOUNTS

ARTICLE 33: ACCOUNTS AND FINANCES

The Treasurer shall cause keeping proper books of accounts with respect to:-

- a) Sources of the funds
- b) All sums of money received and expended by the Association.
- c) All sales and purchases of goods by the Association.
- d) The assets and liabilities of the Association.
- e) Where any money has been received by any member on behalf of the Association, that member shall immediately hand over such money to the Treasurer which shall pay into the bank account of the Association and keep the relevant bank slips. Money for purposes of this section shall include inter alia cash, cheque or bank drafts.
- f) The Chairperson, Treasurer, General Secretary and 2 members from the 5 Committee members shall be appointed signatories to the bank accounts of the Association by the Executive Committee.

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- g) The Treasurer shall be appointed the principal signatory to the bank accounts of the Association by the Executive Committee.
- h) Any four signatories including the Treasurer who is the principal signatory to the Association Accounts may co-sign on any of the Association cheques for withdrawal of money from the Bank.
- i) The Chairperson and the Treasurer shall be signatories to the opening and closing of the Association's Bank accounts with approval of the Managing Committee.
- j) The Chairperson and the Treasurer shall be signatories to the closing of the Association's bank accounts on dissolution with approval of the Managing Committee.

All funds of the Association shall be used solely for the purpose of the Association and in a manner approved by the Managing Committee.

ARTICLE 34: AMENDMENTS TO THE CONSTITUTION

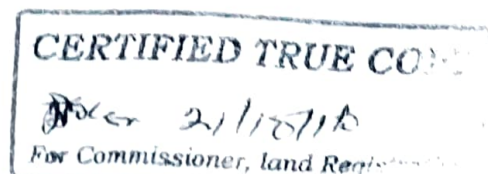
- (1) This Constitution may be amended or altered at any time in compliance with the provisions of this Constitution.
- (2) A resolution to amend or alter this Constitution must be approved by two thirds of all members of the Association.

ARTICLE 35: LIABILITIES

- (1) The liabilities of the Association shall be borne by all the guarantors of the Association before dissolution.
- (2) The amount and type of liability to be borne by the guarantor shall be the amount guaranteed by that guarantor on adoption of this amended Constitution.

ARTICLE 36: THE COMMON SEAL

- (1) The Association shall have a common seal.
- (2) The affixation of the common seal of the Association on any document shall be authenticated by the signature of two of the following;
 - (a) The Chairperson;
 - (b) The Treasurer
 - (c) The General Secretary



ARTICLE 37: ALLEGIANCE TO THE CONSTITUTION

By the willful act of taking up membership of the Association, every member covenants and shall be deemed to covenant with the Association and its members present and future to honour and abide to this Constitution of this tribal trust as adopted and shall be dully amended from time to time.

WE, the undersigned, being the first members of the Managing Committee and the promoters of the Buhuka Communal Land Association, do hereby append our signatures to this Constitution, and agree on behalf of the people of Buhuka Communal Land Association to bind ourselves to the provisions contained herein.

SIGNED at BUHUKA, on this21.....day of.....10.....2016

| No. | NAME | TITLE | SIGNATURE | TELEPHONE CONTACT |
|-----|--------------------|------------|-------------|-------------------|
| 1. | BYARUKAZI HGA ISSA | CHAIRMAN | [Signature] | 0781437697 |
| 2. | KYALIGONZA DAVID | V/CHAIRMAN | [Signature] | 0783483282 |
| 3. | OKUMU RAMADHAN | Gen. Sec. | [Signature] | 075232975 |
| 4. | ADONG MARGRET | Treasurer | [Signature] | 0774367 |
| 5. | TIBENANYA CHARLES | MEMBER | [Signature] | 0775916016 |
| 6. | OBOIM CHARLES | MEMBER | [Signature] | 07829152 |
| 7. | Businge Myaata | MEMBER | [Signature] | 0775036120 |
| 8. | ASUBU zinnat | member | [Signature] | 0785454611 |
| 9. | T-URAHIA HARLETT | MEMBER | [Signature] | 077805738 |

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 21/10/16
 For Commissioner, land Registration