



PARLIAMENT OF UGANDA

**REPORT OF THE COMMITTEE ON BUDGET ON THE MOTION FOR A RESOLUTION ON THE
RE-ALLOCATION OF FUNDS FROM RURAL ELECTRIFICATION AGENCY (REA) TO
MINISTRY OF ENERGY AND MINERAL DEVELOPMENT AND FROM MINISTRY OF SCIENCE,
TECHNOLOGY AND INNOVATION TO STATE HOUSE**

Office of the Clerk to Parliament
Parliament Building
Kampala

AUGUST 2021

1.0 INTRODUCTION

On Tuesday, 24th August 2021, the Minister of State for Finance, Planning and Economic Development, in charge of General Duties, Hon. Musasizi Henry Ariganyira, moved a Motion for a Resolution of Parliament to re-allocate funds from Vote - 123 Rural Electrification Agency (REA) to Vote 017 - Ministry of Energy and Mineral Development; and from Vote 023 - Ministry of Science, Technology and Innovation to Vote 002 - State House.

The Speaker referred the Motion to the Committee on Budget. The Committee considered the Motion and hereby reports.

2.0 THE OBJECT OF THE MOTION

The Motion seeks a Parliamentary Resolution to authorize the Minister of Finance, Planning and Economic Development to re-allocate funds from Vote - 123 Rural Electrification Agency (REA) to Vote 017 - Ministry of Energy and Mineral Development; and from Vote 023 - Ministry of Science, Technology and Innovation to Vote - 002 State House.

On 10th May 2021, the existence and vote status of Rural Electrification Agency - Vote 123 was revoked under the Electricity (Establishment and Management of the Rural Electrification Fund) Instrument, No. 29 of 2021, and its functions were mainstreamed into Vote 017 - Ministry of Energy and Mineral Development.

In addition, on 9th June 2021, in accordance with Article 113 of the Constitution, H.E. the President of the Republic of Uganda, abolished the Ministry of Science, Technology and Innovation (MoSTI) and transferred its functions to the Office of the President, serviced by the State House Comptroller under Vote 002 - State House.

All the above actions occurred after Parliament had approved funds under Vote 123 and Vote 023 for the FY 2021/2022 and passed the Appropriation Act, 2021.

The Motion therefore requires that Parliament authorizes the Minister of Finance, Planning and Economic Development to re-allocate:

All the above actions occurred after Parliament had approved funds under Vote 123 and Vote 023 for the FY 2021/2022 and passed the Appropriation Act, 2021.

The Motion therefore requires that Parliament authorizes the Minister of Finance, Planning and Economic Development to re-allocate:

- i) **UGX 527.114 billion**, hitherto, appropriated under Vote 123 - Rural Electrification Agency to Vote 017 - Ministry of Energy and Mineral Development; and
- ii) **UGX 265.043 billion**, hitherto, appropriated under Vote 023 - Ministry of Science, Technology and Innovation to Vote 002 - State House.

3.0 METHODOLOGY

In considering the Motion, the Committee:

- a) interacted with the political, administrative and technical leadership in the Ministry of Finance, Planning and Economic Development, Ministry of Energy and Mineral Development, Ministry of Public Service, State House and the Attorney General; and
- b) examined the following documents:
 - i) The Motion for a Resolution of Parliament to re-allocate funds from Rural Electrification Agency (REA) to Ministry of Energy and Mineral Development; and from the Ministry of Science, Technology and Innovation to State House; and
 - ii) The Ministerial Policy Statements of the affected Votes 023, 123, 017, and 002.
- c) Made reference to the relevant laws, notably;
 - i) The Constitution of the Republic of Uganda, 1995;
 - ii) The Public Finance Management Act, 2015;
 - iii) The Electricity Act, 1999;
 - iv) The Appropriation Act, 2021
 - v) The Budget Act, 2001; and
 - vi) The Electricity (Establishment and Management of the Rural Electrification Fund) Instrument, No. 29 of 2021.

4.0 THE LEGAL FRAMEWORK

The request for budgetary re-allocation is premised on Section 20 of the Public Finance Management Act, 2015, which provides that Parliament may, by resolution,

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authorize the Minister to re-allocate funds from a vote to another vote where the functions of a vote are transferred to that other vote.

5.0 COMMITTEE OBSERVATIONS

5.1 An Analysis of the Motion

Paragraph 3 of the Motion states that:

"Further aware that in accordance with Article 113 of the Constitution, H.E. the President of the Republic of Uganda abolished the Ministry of Science, Technology and Innovation (MoSTI) and transferred its functions to the Office of the President serviced by the State House Comptroller under Vote 002"

The Committee observed that;

- a) Whereas the Office of the President (Vote 001) has its own Cabinet Minister and Accounting Officer, the President appointed another Cabinet Minister as Minister, in the Office of the President, serviced by the State House Comptroller, in charge of Science, Technology and Innovation.
- b) Ministers are appointed to perform delegated functions of the Presidency and State House as a Vote is under the political supervision of the Office of the President.
- c) The function of science, technology and innovation having moved to State House and serviced by the same vote 002 (State House) inevitably warrants the re-allocation of the attendant funds to enable the execution of planned activities and realization of set development targets.

5.2 Consistency of Budget Appropriation with Funds requested for Re-allocation in the Motion

The Committee observed that the budgetary amounts proposed for reallocation under Votes 123 and 017 are consistent with amounts passed under Appropriation Act, 2021 and supplied under statutory expenditure as indicated in **Table 1** below:

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Table 1: Budget Appropriation

Category	As per Motion	Appropriation by Parliament
	UGX	UGX
Vote 123: Rural Electrification Agency		
Recurrent	28,796,824,583	28,796,824,583
Statutory	3,896,681,638	3,896,681,638
Development	494,420,340,370	494,420,340,370
Total	527,113,846,591	527,113,846,591
Vote 017: Ministry of Energy and Mineral Development		
Recurrent	31,626,541,363	31,626,541,363
Statutory	1,456,668,485	1,456,668,485
Development	643,386,930,994	643,386,930,994
Total	676,470,140,842	676,470,140,842
Vote 023: Ministry of Science, Technology and Innovation		
Recurrent	70,932,588,498	70,932,588,498
Statutory	257,168,657	257,168,657
Development	193,853,419,264	193,853,419,264
Total	265,043,176,419	265,043,176,419
Vote 002: State House		
Recurrent	392,828,332,223	392,828,332,223
Statutory	5,068,831,594	5,068,831,594
Development	12,338,411,302	12,338,411,302
Total	410,235,575,119	410,235,575,119

Source: Parliamentary Resolution on the Approved Estimates for the FY 2021/22

6.0 RE-ALLOCATION AND TRANSFER OF FUNCTIONS

6.1 Transfer of Ministry of Science, Technology and Innovation (MoSTI) Functions to State House

The Committee interacted with the Ministry of Public Service, State House and the Ministry of Finance, Planning and Economic Development, and observed the following:

Ministry of Finance, Planning and Economic Development, and observed the following:

i) The Minister for Science, Technology and Innovation and all the under-listed Subventions were transferred to the Office of the President under the functional control and management of the State House Comptroller:

- a) Uganda National Council for Science and Technology (UNCST);
- b) Sericulture Technologies and Innovation;
- c) Presidential Initiative on Banana Industrial Development (PIBID);
- d) Kiira Motors Corporation (KMC);
- e) National Science, Technology, Engineering and Innovation Skills Enhancement Project (NSTEI-SEP);
- f) Presidential Scientific Initiative on Epidemics (PRESIDE)

ii) In the transition period, the management of the receiving entity (State House) shall take over the staff of the defunct entity (MoSTI) until the new arrangements are concluded. The Committee was given assurance by the Minister of Public service that no staff will be dismissed without following the laws and regulations governing public service.

iii) The Ministry of Public Service has developed a draft macro-structure for Science, Technology and Innovation under State House, whose operationalization awaits cabinet approval. **(attached as Annex 1)**. This structure will carry on the functions that have been transferred from the Ministry of Science, Technology and Innovation.

iv) The funds hitherto appropriated under Vote 023, formerly Ministry of Science, Technology and Innovation, were allocated on the basis of the activities indicated in the Policy Statements approved by Parliament as provided for under Section 13(15) of the PFMA. These are the funds the Motion is seeking to re-allocate.

6.2 Transfer of Rural Electrification Agency (REA) to Ministry of Energy and Mineral Development (MEMD)

The Rural Electrification Agency (REA) is among the Government institutions that were earmarked for mainstreaming into the Sector Ministry of Energy and Mineral

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Development (MEMD). **Table 2** below shows the status of the plan to transfer and mainstream the functions on REA into MEMD:

S/No	Activity	Status	Comment
1.	Reviewing the legal and policy framework under which the two institutions operates	Achieved	There were no legal and policy encumbrances to implement the decisions
2.	Carry out functional and Workload analysis to determine the new structure and staffing levels	Achieved	The analysis for the two institutions is ready
3	Design appropriate structures (Recommended Macro Structure attached as Annex 2 and 3)	Achieved Draft Reports Presented to Management and staff of MoSTI and MoMED	Still awaiting final inputs from the Ministers
4.	Prepare a Draft Cabinet Paper	Draft Cabinet Paper in place	Draft Cabinet Paper Awaiting final inputs from the Ministers
5.	Submission to Cabinet Paper to the Cabinet Secretariat for discussion	Not Achieved	Planned for second week of September, 2021

Source: Ministry of Public Service Brief to the Budget Committee

The Committee observed that in the transition period, the management of the receiving entity (MEMD) shall take over the staff of REA until the new arrangements are concluded.

The Committee further observed that the Ministry of Public Service has developed draft macro-structure for the Ministry of Energy and Mineral Development with the mainstreamed function of Rural Electrification (**attached as Annex 2**); and a recommended macro-structure for the re-organised structure of the Directorate of Energy Resources Development (**attached as Annex 3**). All persons who were employed by the Rural Electrification Agency were transferred to the Ministry

recommended macro-structure for the re-organised structure of the Directorate of Energy Resources Development (**attached as Annex 3**). All persons who were employed by the Rural Electrification Agency were transferred to the Ministry

responsible for energy on the terms and conditions as stipulated in their existing contracts of service.

7.0 PENDING OBLIGATIONS UNDER RURAL ELECTRIFICATION AGENCY (REA) AND MINISTRY OF SCIENCE, TECHNOLOGY AND INNOVATION (MoSTI)

The Committee observed that there are pending obligations that need to be addressed urgently, and these include:

- i) Salaries of all persons who were employed by the Rural Electrification Agency (REA), Ministry of Science, Technology and Innovation (MoSTI) and the Subventions there-under, have not been paid since the beginning of this Financial Year 2021/22. Their payments await the re-allocation of funds that the Motion seeks.
- ii) All obligations and liabilities subsisting against the Rural Electrification Agency (REA) shall continue to subsist against the Ministry responsible for energy. Additionally, obligations under the Ministry of Science, Technology and Innovation (MoSTI) are now the responsibility of the State House Comptroller under Vote 002.
- iii) A number of suppliers and contractors' arrears are pending payment and their activities are at a standstill.
- iv) Payments to contractors of the following Subventions that were under MoSTI have also been absorbed in State House, with all their assets and obligations, and their activities are now at a standstill pending the re-allocation of funds that the Motion seeks:
 - a) Uganda National Council for Science and Technology (UNCST);
 - b) Sericulture Technologies and Innovation;
 - c) Presidential Initiative on Banana Industrial Development (PIBID);
 - d) Kiira Motors Corporation (KMC);
 - e) National Science, Technology, Engineering and Innovation Skills Enhancement Project (NSTEI-SEP);
 - f) Presidential Scientific Initiative on Epidemics (PRESIDE); and
 - g) National Research and Innovation Programme (NRIP).

- b) Sericulture Technologies and Innovation;
- c) Presidential Initiative on Banana Industrial Development (PIBID);
- d) Kiira Motors Corporation (KMC);
- e) National Science, Technology, Engineering and Innovation Skills Enhancement Project (NSTEI-SEP);
- f) Presidential Scientific Initiative on Epidemics (PRESIDE); and
- g) National Research and Innovation Programme (NRIP).

8.0 COMMITTEE RECOMMENDATION

The Committee recommends that Parliament adopts the Motion for a Resolution of Parliament to authorize the Minister to re-allocate **UGX 527,113,846,591** from Vote 123 - Rural Electrification Agency (REA) to Vote 017 - Ministry of Energy and Mineral Development (MEMD); and **UGX 265,043,176,419** from Vote 023 - Ministry of Science, Technology and Innovation to Vote 002 - State House; as follows:

From Vote 123 - Rural Electrification Agency (REA) to Vote 017 - Ministry of Energy and Mineral Development (MEMD):

Recurrent	28,796,824,583
Statutory	3,896,681,638
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From Vote 023 - Ministry of Science, Technology and Innovation to Vote 002 - State House:

Recurrent	70,932,588,498
Statutory	257,168,657
Development	193,853,419,264
Total	265,043,176,419

This is to urgently facilitate the two Votes to execute functions that were envisioned in the Appropriation Act, 2021.

I beg to move.

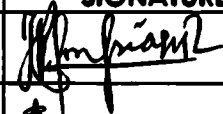

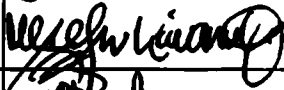
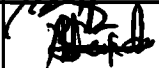
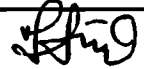
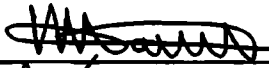


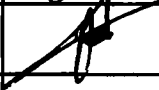

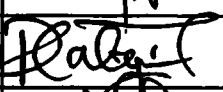


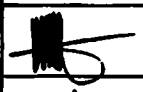
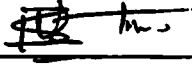
in the Appropriation Act, 2021.

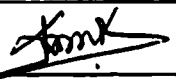

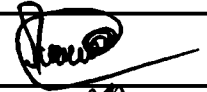
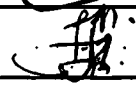
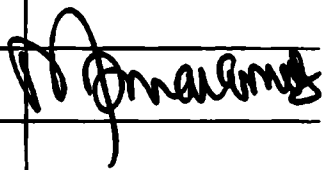

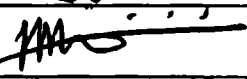
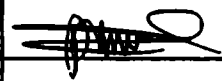
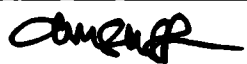
I beg to move.

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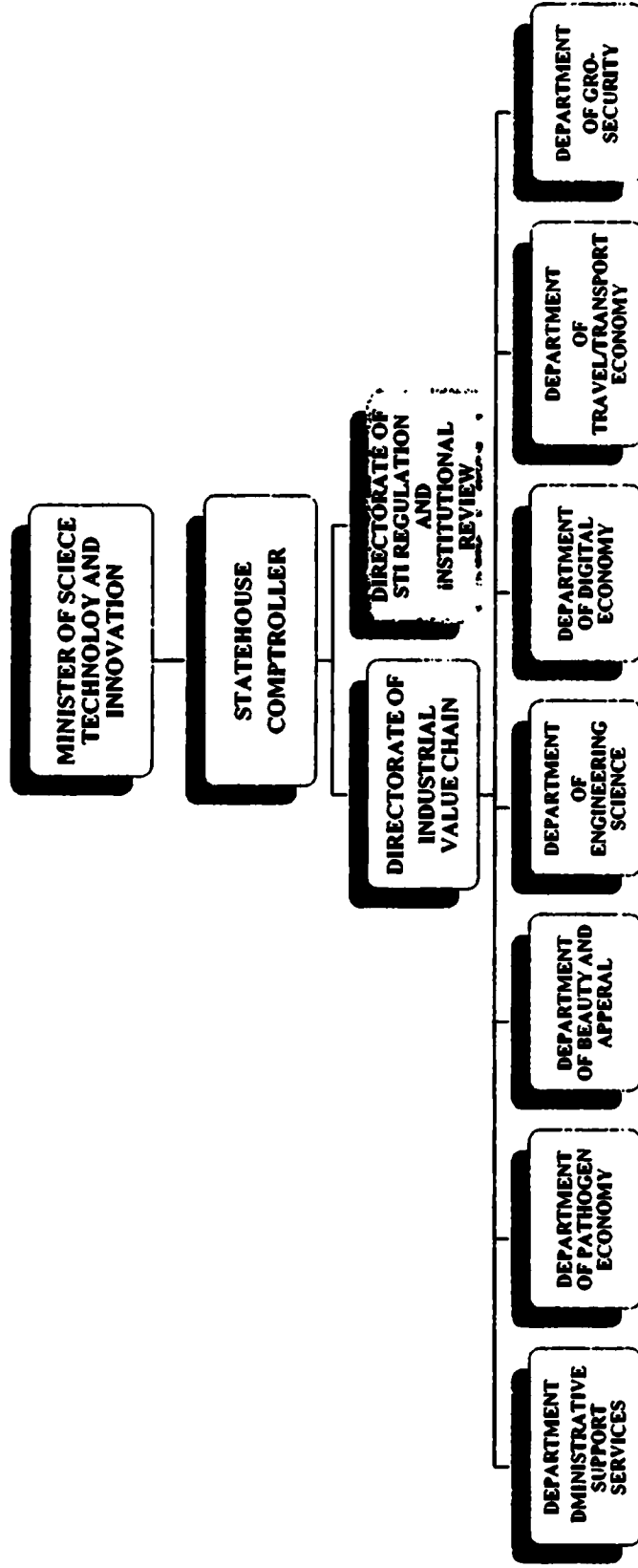
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- [Signature: M. M. M.]*
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MINISTRY OF SCIENCE, TECHNOLOGY AND INNOVATION TO STATE HOUSE**

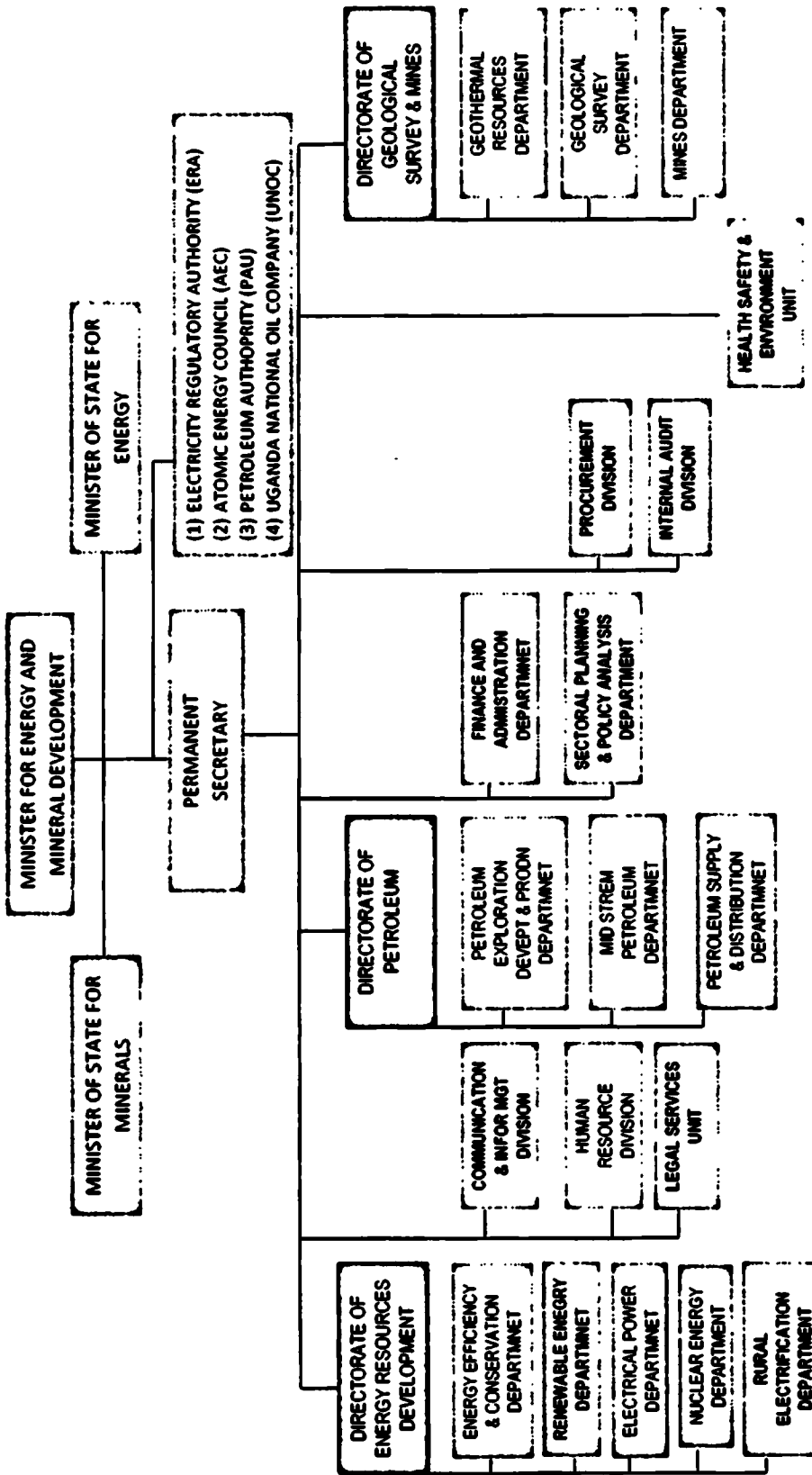
NO.	NAME	CONSTITUTENCY	SIGNATURE
1.	Hon. Opolot Patrick Isiagi	Kachumbala	
2.	Hon. Wamakuyu Ignatius Mudimi	Elgon	
3.	Hon. Dr. Kiwanuka Keefa	Kiboga East	
4.	Hon. Namukuta Brenda	DWR Kaliro	
5.	Hon. Magogo Moses	Budiope West	
6.	Hon. Niringiyimana James Ruugi K.	Kinkizi County West	
7.	Hon. Katalihwa Donald B.	Mwenge South	
8.	Hon. Mutono Patrick Lodoi	Butebo	
9.	Hon. Lokii John Baptist	Matheniko	
10.	Hon. Akamba Paul	Busiki	
11.	Hon. Mwine Mpaka Rwamirama	Mbarara South County	
12.	Hon. Namujju Cissy Dionizia	DWR Lwengo	
13.	Hon. Ssemwanga Gyaviira	Buyamba	
14.	Hon. Kateshumbwa Dickson	Sheema Municipality	
15.	Hon. Nayebale Sylvia	DWR Gomba	
16.	Hon. Aleper Moses	Chekwii County	
17.	Hon. Katusiime Annet Mugisha	DWR Bushenyi	
18.	Hon. Dr. Atim Agnes Apea	DWR Amolatar	
19.	Hon. Mbabazi Pascal	Buwekula	
20.	Hon. Osoru Mourine	DWR Arua City	

21.	Hon. Kankunda Amos Kibwika	Rwampara	
22.	Hon. Tinkasimire Barnabas	Buyaga West	
23.	Hon. Yeri Ofwono Apollo	Tororo Municipality	
24.	Hon. Atwakiire Catherine Ndamira	DWR Kabale	
25.	Hon. Kabanda David	Kasambya	
26.	Hon. Omara Paul	Otuke	
27.	Hon. Niwagaba Wilfred	Ndorwa East	
28.	Hon. Nakato Mary Annet	DWR Buyende	
29.	Hon. Nyangweso Dennis	Samia-Bugwe Central	
30.	Hon. Aciro Paska Menya	DWR Pader	
31.	Hon. Musherure N. Kutesa Shartsi	Mawogola North County	
32.	Hon. Akora Maxwell Ebong Patrick	Maruzi County	
33.	Hon. Bayigga Michael P. Lulume	Buikwe South	
34.	Hon. Muwanga Kivumbi M.	Butambala	
35.	Hon. Nambeshe John Baptist	Manjiya	
36.	Hon. Ssewanyana Allan	Makindye West	
37.	Hon. Nsamba Patrick Oshabe	Kassanda North	
38.	Hon. Namugga Gorreth	Mawogola South	
39.	Hon. Adeke Anna Ebaju	DWR Soroti	
40.	Hon. Akol Anthony	Kilak North	
41.	Hon. Ssemujju Ibrahim Nganda	Kiira Municipality	
42.	Hon. Gen. Mbadi Mbasu Wilson	UPDF	

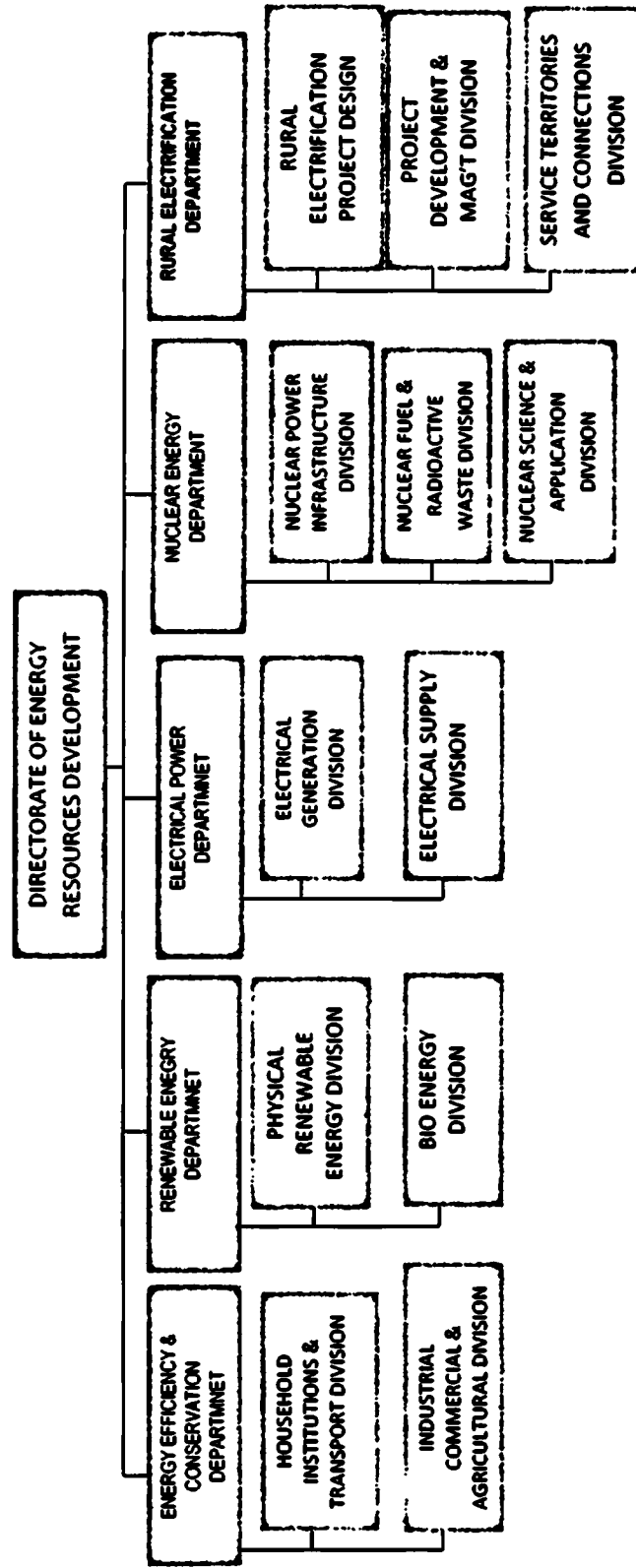
ANNEX I: RECOMMENDED MACRO-STRUCTURE FOR SCIENCE TECHNOLOGY AND INNOVATION UNDER STATE HOUSE



**ANNEX 2: MACRO STRUCTURE FOR THE MINISTRY OF ENERGY AND MINERAL DEVELOPMENT WITH THE MAINSTREAMED
FUNCTION OF RURAL ELECTRIFICATION**



ANNEX 3: MACRO STRUCTURE FOR THE RE-ORGANISED STRUCTURE OF THE DIRECTORATE OF ENERGY RESOURCES DEVELOPMENT





PARLIAMENT OF UGANDA

**A MINORITY REPORT ON THE MOTION FOR A RESOLUTION ON THE RE-
ALLOCATION OF FUNDS FROM RURAL ELECTRIFICATION AGENCY (REA)
TO MINISTRY OF ENERGY AND MINERAL DEVELOPMENT AND FROM
MINISTRY OF SCIENCE, TECHNOLOGY AND INNOVATION TO STATE
HOUSE**

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A signature in black ink, appearing to read "Besab" with a large loop at the beginning.

A long, sweeping signature in black ink, starting with a large 'A' and ending with a series of loops. Below it, the name "Khanate" is written in a cursive script.

SEPTEMBER 2021

1.0 INTRODUCTION

The Minister of State for Finance, Planning and Economic Development (General Duties) moved a Motion on 24th August 2021 seeking Parliamentary approval to reallocate funds as per Section 20 of the Public Finance Management Act.

The funds are to be reallocated from the Rural Electrification Agency (REA) (Vote 123) to the Ministry of Energy and Mineral Development (Vote 017) as well as from Ministry of Science, Technology and Innovation (Ministry of Science, Technology and Innovation) (Vote 023) to State House (Vote 002).

This Motion was referred to the Committee on Budget. It was scrutinised and pursuant to Rule 205 of the Rules of Procedure, we hereby present a dissenting opinion from the majority on the Committee.

2.0 AREAS OF DISSENT

1. Violation of Public Finance Management Act and Rules of Procedure
2. Creation of Separate Vote for Ministry of Science, Technology and Innovation
3. Lack of approved structures
4. Unsuitable Domiciling of Ministry of Science, Technology and Innovation
5. Security of Rural Electrification Fund
6. Inadequate scrutiny of the reallocations
7. Piecemeal rationalisation of agencies

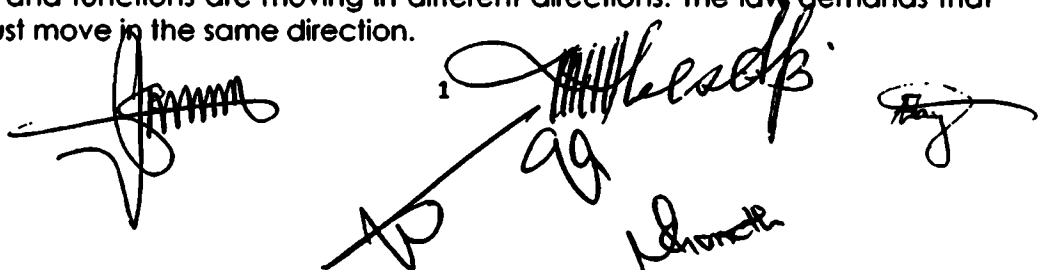
2.1 Violation of Public Finance Management Act and Rules of Procedure

The Motion proposes to transfer the functions of Ministry of Science, Technology and Innovation to the Office of the President and the budget to State House.

It reads thus "in accordance with Article 113 of the Constitution, H.E the President of the Republic of Uganda abolished the Ministry of Science, Technology and Innovation (MOSTI) and transferred its functions to the Office of the President serviced by the State House Comptroller under Vote 002"

Section 20 of the Public Finance Management Act provides that "Parliament may, by resolution, authorize the Minister to reallocate funds from a vote to another vote where the functions of a vote are transferred to that other vote."

In this case the funds go to State House and functions (work) to Office of the President contrary to the provision of the Public Finance Management Act. The budget and functions are moving in different directions. The law demands that they must move in the same direction.

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Upon the realisation that the Motion was offending the law, the Committee summoned the Minister of State for Finance, Planning and Economic Development in charge of General Duties again and brought it to his attention. The Minister acknowledged that his Motion was indeed contrary to Section 20 of the Public Finance Management Act. He immediately sought to amend it before the Committee contrary to Rules 58 and 61 of the Rules of Procedure.

The Minister was advised to take advantage of Rules 58 and 61 of the Rules of Procedure to amend his Motion to comply with the provisions of the law. This meant that the Minister would have to amend his notice of motion and subsequently the Motion as the Rules provide.

During the consideration of the final draft report, the Committee unanimously observed that the Motion offended the law. To our surprise, this observation has mysteriously disappeared from the report.

Recommendation

The Motion should be withdrawn and a fresh one that complies with Section 20 of the Public Finance Management Act as well as Rule 58 and 61 of the Rules of Procedure.

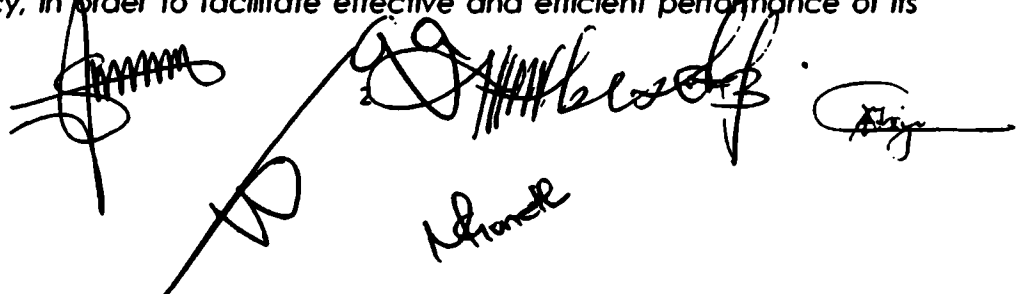
2.2 Creation of Separate Vote for Ministry of Science, Technology and Innovation

Rt. Hon. Speaker and Honourable Members, we are also opposed to the amendment that the Minister attempted to introduce before the Committee i.e. matching the functions and budget of the Ministry of Science, Technology and Innovation to Vote 002 State House. While the Minister agreed to the fact that functions and money should move in the same direction, he unfortunately chose a wrong destination for the Ministry of Science, Technology and Innovation.

The whole essence and genesis of this Motion stems from government's attempt to streamline and rationalise agencies to end duplicity and ambiguity. His attempted amendment once carried defeats this purpose.

State House is the residence of the President and his family members. Its Mission Statement as contained in policy statements presented to this House every year has never changed.

The Mission statement of State House reads: "To provide, at all times, support to the presidency, in order to facilitate effective and efficient performance of its

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constitutional and administrative responsibilities, and to cater for the welfare and security of H.E the President, the Vice President and their immediate families".

The main function of State House therefore is welfare and Parliament must not support any move to change or dilute it. Parliament must maintain a clear demarcation of roles between the residency and office.

The current staff structure of State House cannot accommodate a huge sector like science and technology. The biggest units there are household with 136 employees such as chefs, catering officers, wardrobe assistants, garden superintendents, laundry attendants, gardeners, waitress etc. The other big unit is the office of the Principal Private Secretary that has assistants and advisors.

The President should not turn his residence into an office. The President has been on record despising former President QC Lutakooze Binaisa not for any other thing but for turning State House into a clearing house. The formal government business ought to be handled in formal setups and not in a residency.

Hence Ministry of Science, Technology and Innovation which is vote 023 should not vanish into State House which is Vote 002. There is a very high likelihood of funds being used to finance household obligations of State House as opposed to supporting innovations if the specific budget is made to disappear.

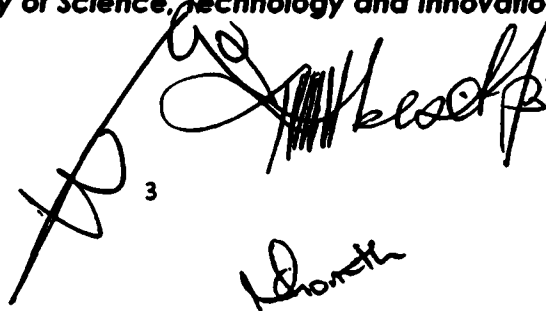
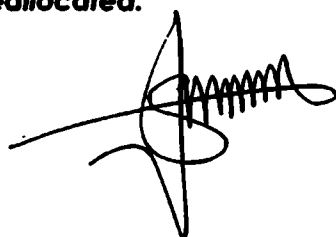
It is the considered opinion that a separate Vote is created for the defunct Ministry of Science, Technology and Innovation under the Presidency. This has already been done for several other votes as indicated in table below.

Vote	Entity	Budget (UGX)
001	Office of the President	122 billion
002	State House	410 billion
107	Uganda AIDS Commission	11 billion
112	Ethics and Integrity	6.3 billion
158	Internal Security Organization	75 billion
159	External Security Organization	46 billion

Source: Ministerial Policy Statement for the Presidency FY2021/22

Recommendation

A separate Vote should be created under the Presidency where the functions and budget of the defunct Ministry of Science, Technology and Innovation would be reallocated.



Adoneth



2.3 Lack of Approved Structures

The Minister of Public Service informed the Committee that the new structures for State House and the Ministry of Energy and Mineral Development that would receive staff, budget and functions have not been approved by the Ministry of Public Service and Cabinet. He presented drafts which he said were pending consideration and approval by Cabinet.

It would be unwise to approve reallocations in the absence of clearance of structures from the Ministry of Public Service. The structures are essential in ensuring seamless continuity of activities and delivery of services that were a responsibility of the defunct REA and Ministry of Science, Technology and Innovation.

To the contrary, the absence of approved revised structures has caused uncertainty amongst the staff of the defunct entities as to whether they are assured continuity of employment. For instance, this was a concern that was documented and raised by the Minister responsible for Public Service to the counterpart in the Office of the President. It was noted from the correspondence that consultations were still being undertaken to finalise Cabinet Paper. This therefore raises concerns as to whether it would be prudent to make reallocations that will be redundant pending Cabinet's approval of the structure. Absence of structures would constrain service delivery and absorption of reallocated funds.

The same concern was observed regarding the reallocations of REA. While the statutory instrument 2021 transferred staff and funds to the Ministry of Energy and Mineral Development, it was noted in their submission that Cabinet was yet to approve structure of the Rural Electrification Department.

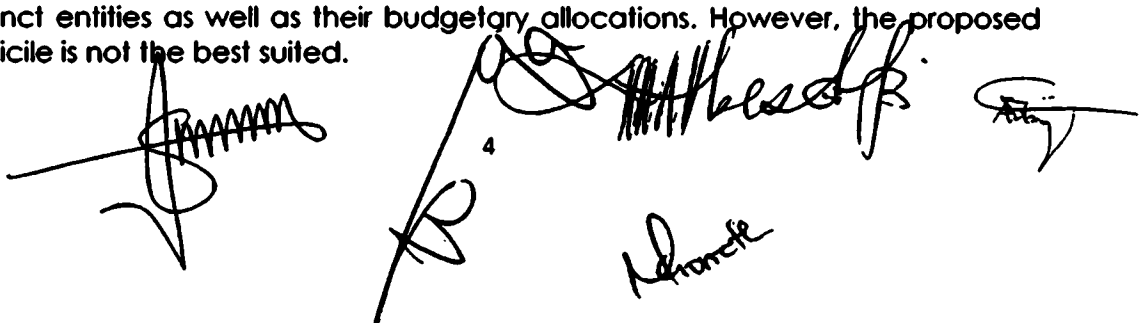
Based on the above issues, it would be imprudent to reallocate funds to entities that lack revised structures to execute activities and absorb funds of the defunct agencies.

Recommendation

The reallocations should not be approved in the absence of revised and approved structures within the votes inheriting functions and funds of defunct entities of REA and Ministry of Science, Technology and Innovation.

2.4 Unsuitable Domiciling of Ministry of Science, Technology and Innovation

The majority on the Committee consent to the proposed domicile of functions of defunct entities as well as their budgetary allocations. However, the proposed domicile is not the best suited.



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The subventions may be better domiciled in other Ministries. For instance, UNSCT (under Ministry of Education), PIBID and KMC (under Ministry of Trade, Industry and Cooperatives), PRESIDE (under Ministry of Health) and Sericulture Technology and Innovation (under Ministry of Agriculture, Animal Industry and Fisheries).

The funds and activities of the entities under the defunct Ministry of Science, Technology and Innovation should be transferred to best suited Ministries particularly UNSCT (under Ministry of Education), PIBID and KMC (under Ministry of Trade, Industry and Cooperatives), PRESIDE (under Ministry of Health) and Sericulture Technology and Innovation (under Ministry of Agriculture, Animal Industry and Fisheries).

The Committee noted with concern that statutory instruments gave Minister of Energy and Mineral Development nearly absolute powers to determine functionality of Rural Electrification Fund. However, the majority report is silent on the eminent risk of the Minister's powers. They pose a risk to the rural electrification programme as envisaged in recent litigation of the Electricity (Establishment and Management of the Rural Electrification Fund) Instrument No. 62 of 2020 and No. 29 of 2021. A greater risk is posed by the fact that the current instrument expires in 2023. It provides no provision of continuity pertaining functionality of Rural Electrification Fund after expiry of the instrument.

The Electricity (Establishment and Management of the Rural Electrification Fund) Instrument, No. 29 of 2021 should be retired through an amendment to the Electricity Act to explicitly provide for the functionality of the Rural Electrification Fund and programme.

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2.6 Inconsistence with the National Development Plan

The budgets of the defunct entities were approved after ascertaining that were aligned to NDP III as required under Section 13(6) of the Public Finance Management Act. The current budget of FY2021/22 was developed according to programmes that are aligned to NDP III. One of the programmes was innovation, technology development and transfer. The activities of defunct Ministry of Science, Technology and Innovation were largely hinged onto this programme as the lead agency. Therefore, the retirement of Ministry of Science, Technology and Innovation amounts to amputation of the programme.

Recommendation

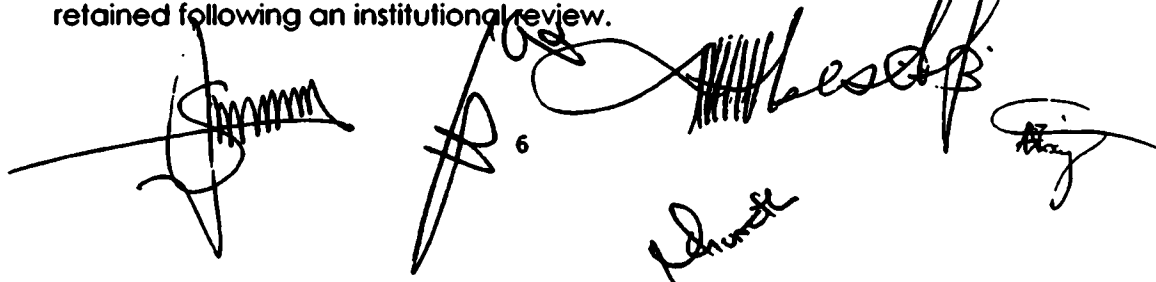
Going forward, care should be undertaken during the rationalisation process to ensure alignment with the National Development Plan.

2.7 Piecemeal rationalisation of agencies

While concern was raised on the challenges of piecemeal rationalisation of agencies during Committee meetings, the majority on the Committee downplayed the proposal deferring approval until comprehensive rationalisation motion is presented.

It is important to note that in February 2021, Cabinet resolved to rationalise all ministries, departments and agencies in government. In this regard in May 2021, the Minister informed Parliament about an implementation plan that was structured into two phases:

- a) First phase – This was to be executed in FY2021/2022 focusing on implementation of rationalisation recommendations regarding 18 Government ministries and 97 agencies. Some of these were expected to be merged, mainstreamed and functions transferred. Based on this it would be prudent for Parliament to consider implementation mechanisms for all entities flagged for FY2021/22 rather than the current piecemeal approach. The proposed reallocation of only REA and Ministry of Science, Technology and Innovation is selectively convenient. The latter was not even included amongst the entities being targeted for reallocations. Instead, it was argued that it was still a young Ministry and should be granted opportunity to fully operationalise.
- b) Second phase – This was to be implemented in FY2022/2023 focusing on 6 Government offices and Ministries. As well as 61 agencies. These were to be retained following an institutional review.



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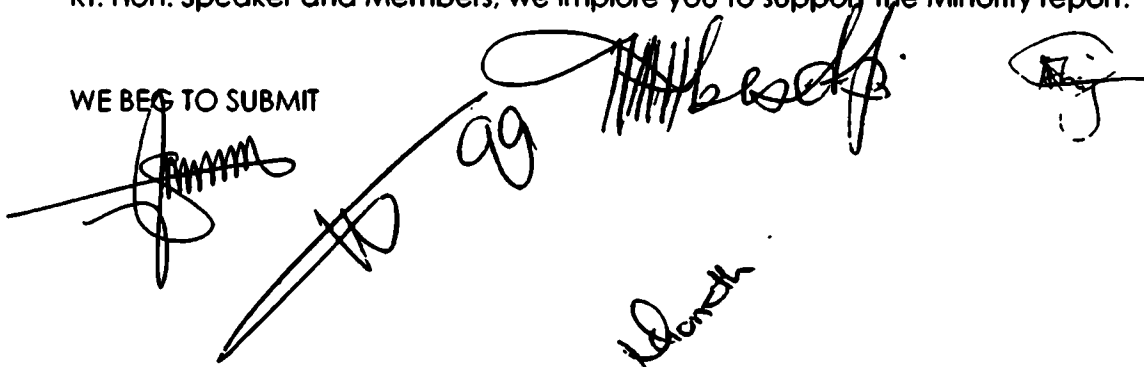
Recommendation

A comprehensive Motion regarding all the 18 Ministries and 97 agencies whose rationalisation was scheduled within FY2021/22 should be presented in Parliament.

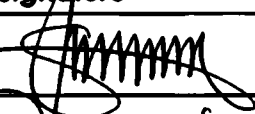
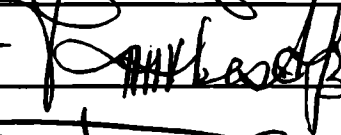
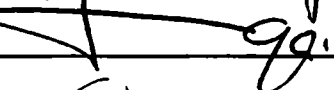
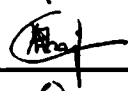
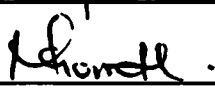
3.0 CONCLUSION

Rt. Hon. Speaker and Members, we implore you to support the Minority report.

WE BEG TO SUBMIT

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MEMBERS ON THE COMMITTEE ON BUDGET WHO SIGNED THE MINORITY REPORT ON THE MOTION FOR A RESOLUTION ON THE RE-ALLOCATION OF FUNDS FROM RURAL ELECTRIFICATION AGENCY (REA) TO MINISTRY OF ENERGY AND MINERAL DEVELOPMENT AND FROM MINISTRY OF SCIENCE, TECHNOLOGY AND INNOVATION TO STATE HOUSE

S/N	NAME	Signature
1.	Seymour Dorchin	
2.	Nambeshe John Baptist	
3.	Muwatga Kivumbi Milomwa	
5.	Adeke Anna Ebaju	
6.	Mamugga Gorkett	



24 JUL 2021

THE REPUBLIC OF UGANDA

**MOTION FOR A RESOLUTION ON THE RE-ALLOCATION OF FUNDS
FROM RURAL ELECTRIFICATION AGENCY (REA) TO MINISTRY OF
ENERGY AND MINERAL DEVELOPMENT AND FROM MINISTRY OF
SCIENCE, TECHNOLOGY AND INNOVATION TO STATE HOUSE**

[Moved under Rule 56 of the Rules of Procedure]

WHEREAS Parliament appropriated UShs. 527.114 billion, under Vote 123: Rural Electrification Agency and UShs. 265.043 billion, under Vote 023: Ministry of Science, Technology and Innovation for the FY 2021/2022;

AWARE THAT the existence and Vote status of the Rural Electrification Agency (Vote 123) was revoked under Statutory Instrument No. 29 of 2021 and its functions were mainstreamed into Ministry of Energy and Mineral Development - Vote 017 as the Rural Electrification Department; (A copy of the SI is hereto attached)

FURTHER AWARE THAT in accordance with article 113 of the Constitution, H.E The President of the Republic of Uganda abolished the Ministry of Science, Technology and Innovation (MOSTI) and transferred its functions to the Office of the President serviced by the State House Comptroller under Vote 002;

NOTING THAT Section 20 of the Public Finance Management Act 2015 provides that, Parliament may, by resolution, authorize the Minister to reallocate funds from a vote to another vote where the functions of a vote are transferred to that other vote;

REALIZING THEREFORE that, in order to streamline the operations of Government, there is need, to reallocate;

- (1) **UShs. 527.114 billion**, hitherto, appropriated under Vote 123: Rural Electrification Agency to Vote 017: Ministry of Energy and Mineral Development; and
- (2) **UShs. 265.043 billion**, hitherto, appropriated under Vote 023: Ministry of Science, Technology and Innovation to Vote 002: State House;

NOW THEREFORE, be it resolved by this Parliament that; in accordance with Section 20 of the Public Finance management Act, 2015, the Minister responsible for Finance is hereby authorized to reallocate funds as follows:

1. FROM VOTE 123 - RURAL ELECTRIFICATION AGENCY (REA) TO VOTE 017 - MINISTRY OF ENERGY AND MINERAL DEVELOPMENT (MEMD) AS FOLLOWS:

Category	Source : Vote 123 - Rural Electrification Agency (REA)	Approved Budget: Vote 017 -MEMD	Revised Budget: Vote 017 -MEMD
Recurrent	28,796,824,583	31,626,541,363	60,423,365,946
Statutory	3,896,681,638	1,456,668,485	5,353,350,123
Development	494,420,340,370	643,386,930,994	1,137,807,271,364
Total	527,113,846,591	676,470,140,842	1,203,583,987,433

2. FROM VOTE 023 - MINISTRY OF SCIENCE, TECHNOLOGY AND INNOVATION TO VOTE 002 - STATE HOUSE AS FOLLOWS:

Category	Source : 2. Vote 023 - Ministry Of Science, Technology and Innovation	Approved Budget: Vote 002 - State House	Revised Budget: Vote 002 - State House
Recurrent	70,932,588,498	392,828,332,223	463,760,920

			,721
Statutory	257,168,657	5,068,831,594	5,326,000,251
Development	193,853,419,264	12,338,411,302	206,191,830,566
Total	265,043,176,419	410,235,575,119	675,278,751,537


MOVER: Hon. Henry Musasizi
**FOR: MINISTER OF FINANCE, PLANNING AND
ECONOMIC DEVELOPMENT**



MINISTRY OF PUBLIC SERVICE

VOTE 005

**STATEMENT ON THE PLAN TO
RESTRUCTURE MINISTRY OF SCIENCE
TECHNOLOGY AND INNOVATION UNDER
THE OFFICE OF THE PRESIDENT
AND
MAINSTREAM THE FUNCTIONS OF
RURAL ELECTRIFICATION AGENCY
INTO MINISTRY OF ENERGY AND
MINERAL DEVELOPMENT**

By:

**Hon. Wilson Muluri Mukasa
MINISTER OF PUBLIC SERVICE**

MINISTRY OF PUBLIC SERVICE

RATIONALISATION OF THE FUNCTIONS OF SCIENCE, TECHNOLOGY AND INNOVATION AND RURAL ELECTRIFICATION

1.0 INTRODUCTION

1.1 Government Decision on Mainstreaming the Functions of the Rural Electrification Agency (REA) into Ministry Of Energy and Mineral Development (MEMD)

Rt. Honourable Speaker, Cabinet on the 22nd of February 2021, under Minute No. 43 (CT 2021); took a decision to merge, mainstream and rationalize Government Agencies, Commissions, Authorities and Public Expenditure; to facilitate efficient and effective service delivery. In order to effectively implement this decision, Cabinet approved an Implementation Roadmap (IR) for the implementation process, to be spread over a period of two (2) years - (i.e. FY 2021/22 - 2022/23).

Rt. Honourable Speaker, the Rural Electrification Agency (REA) is among the Government Institutions which were earmarked for mainstreaming into the Sector Ministry (i.e. Ministry of Energy and Mineral Development

1.2 Policy Shift on the Location of the Portfolio of Science Technology and Innovation

Rt. Honourable Speaker, in May, 2016 H.E the President of the Republic of Uganda, in exercising powers conferred on him by Article 113(1) and 114(1) of the Constitution of Uganda, created the Ministry Of Science Technology And Innovation; with a mandate to provide the overall policy guidance and coordination for scientific research, development and the whole National Innovation System in Uganda. The main objective of creating the Ministry was to facilitate a science led economic development, with specific emphasis on increased industrialization, commercialization and improved productivity in all sectors.

Rt. Honourable Speaker, it was later noted that since its creation, the Ministry have instead created obstruction and played obstructive roles in the science technology and innovation system. Consequently, in his letter Ref: HPS75/108/01 dated 22nd June, 2021; H.E the President of the Republic of Uganda guided that the portfolio of Science, Technology and Innovation be transferred under the Office of the President/State House, for direct and effective management.

MINISTRY OF PUBLIC SERVICE

RATIONALISATION OF THE FUNCTIONS OF SCIENCE, TECHNOLOGY AND INNOVATION AND RURAL ELECTRIFICATION

2.0 PLAN TO RESTRUCTURE MINISTRY OF SCIENCE, TECHNOLOGY AND INNOVATION (MoSTI) UNDER THE OFFICE OF THE PRESIDENT/STATE HOUSE; AND MAINSTREAM THE FUNCTIONS OF RURAL ELECTRIFICATION AGENCY INTO MINISTRY OF ENERGY AND MINERAL DEVELOPMENT (MoMED)

Rt. Hon. Speaker, I wish to inform this August House that since 22nd of June, 2021; Ministry of Public Service has been engaged in a number of activities, with an aim of designing structures to deliver the following:

- (a) Science technology and innovations function under the Office of the President/State House
- (b) Rural Electrification services under Ministry of Energy and Mineral Development

Table 1: Plan to transfer and mainstream the functions and REA			
S/NO	ACTIVITY	STATUS	COMMENT
1.	Reviewing the legal and policy framework under which the two institutions operates	Achieved	There were no legal and policy encumbrances to implement the decisions
2.	Carry out functional and Workload analysis to determine the new structure and staffing levels	Achieved	The analysis for the two institutions is ready
3	Design appropriate structures (Recommended Macro Structure attached as Annex 1 and 2)	Achieved Draft Reports Presented to Management and staff of MoSTI and MoMED	Still awaiting final inputs from the Ministers
4.	Prepare a Draft Cabinet Paper	Draft Cabinet Paper in place	Draft Cabinet Paper Awaiting final inputs from the Ministers
5.	Submission to Cabinet Paper to the Cabinet Secretariat for discussion	Not Achieved	Planned for second week of September, 2021

MINISTRY OF PUBLIC SERVICE

RATIONALISATION OF THE FUNCTIONS OF SCIENCE, TECHNOLOGY AND INNOVATION AND RURAL ELECTRIFICATION

3.0 IMPELEMENTATION ROADMAP

Rt. Hon. Speaker, I wish to inform this August House that successful implementation of the recommendations in the two reports will require commitment and actions taken by the following:

- (a) Receiving Entity (Management of Office of the President/State House and Ministry of Energy and Mineral Development)
- (b) Ministry of Finance, Planning and Economic Development;
- (c) Ministry of Public Service; and
- (d) Public Service Commissions.

3.1 Receiving Entity

Rt. Hon. Speaker, the Management of the Receiving Entity will ensure successful implementation of the recommended structure, and other recommendations, as laid down in the report. The Accounting Officer of the receiving Entity shall establish an Implementation Committee under his/her chairmanship, whose role will be to ensure that the recommendations are implemented, as per the plan.

Through the Committee, the Accounting Officer shall:

- (i) Receive and manage all the staff from the Institution whose functions have been transferred, in line with the recommendations;
- (ii) Identify appropriate areas for placements and deployment for the staff from the defunct institutions;
- (iii) Determine priorities for recruitment to fill the vacant positions in liaison with the technical head of the incoming functions;
- (iv) Plan for and organize sensitization and information dissemination programs to update all staff under the new arrangement;
- (v) Coordinate the transfer and management of assets and liabilities from the defunct Entity to the receiving Entity;
- (vi) In the transition period, the management of receiving Entity shall take over the staff of the defunct Entity until the new arrangements are concluded;
- (vii) Communicate to different sector Ministries returning common cadre staff, who will not be absorbed under the new structure.

3.2 Ministry Of Finance, Planning And Economic Development (MOFPED)

Rt. Hon. Speaker, the Ministry Of Finance, Planning and Economic Development will:

- (i) Be responsible for supporting the transfer of assets and liabilities;

MINISTRY OF PUBLIC SERVICE

RATIONALISATION OF THE FUNCTIONS OF SCIENCE, TECHNOLOGY AND INNOVATION AND RURAL ELECTRIFICATION

- (ii) Be responsible for timely releases of funds for implementation of the approved structures.
- (iii) Spearhead transfer of the vote and attendant funding to enable functional continuity.

3.3 Ministry Of Public Service

Rt. Hon. Speaker, the Ministry of Public Service will:

- (i) Design the recommended structure and prepare a Cabinet Paper;
- (ii) Submit the Cabinet Paper to Cabinet for approval;
- (iii) Guide on compensation of staff whose jobs will be abolished;
- (iv) Provide technical support on the implementation of the structure, as and when need arises;

3.4 Public Service Commission

Rt. Hon. Speaker, the Public Service Commission will:

- (i) Recruit staff in vacant positions based on the submission by the receiving Entity;
- (ii) Validate common cadre for placement in vacant positions in different sectors;
- (iii) Regularise appointments of staff who may be absorbed in other MDAs;
- (iv) Issue guidelines on validation and regularization of appointments and confirmation of public officers affected by the relocation of functions;
- (v) Handle appeal cases arising from the implementation of the relocation of functions; and
- (vi) Issue a Commission Minute transferring staff from the abolished Agency to the receiving Government Institution.

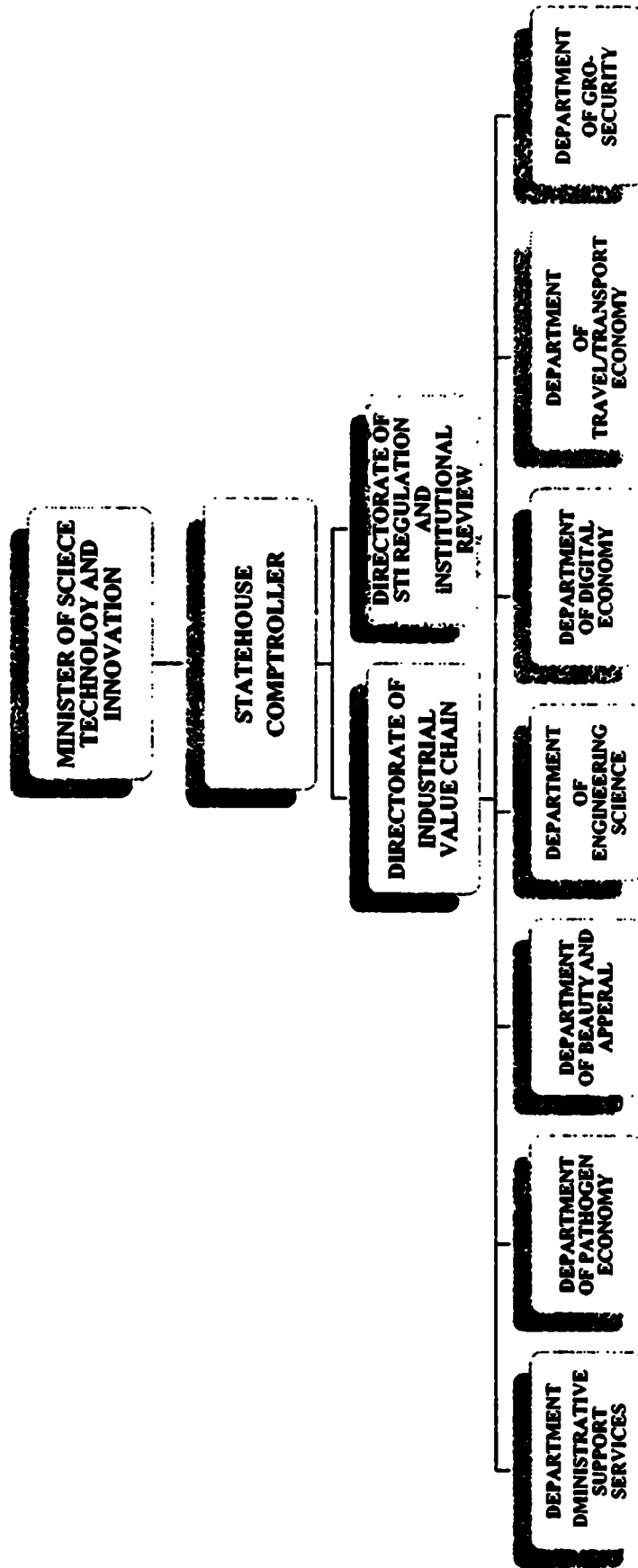
3.5 Time Frame

Rt. Hon. Speaker, the proposal is to have all the action plans and strategies to implement the recommendations to be developed in the months of August and September, 2021/22; and implementation effected immediately.

Rt. Honourable Speaker, I wish to Submit,

“For God and My Country”
Minister of Public Service
P. O. Box 7003
Kampala-Uganda
August, 2021

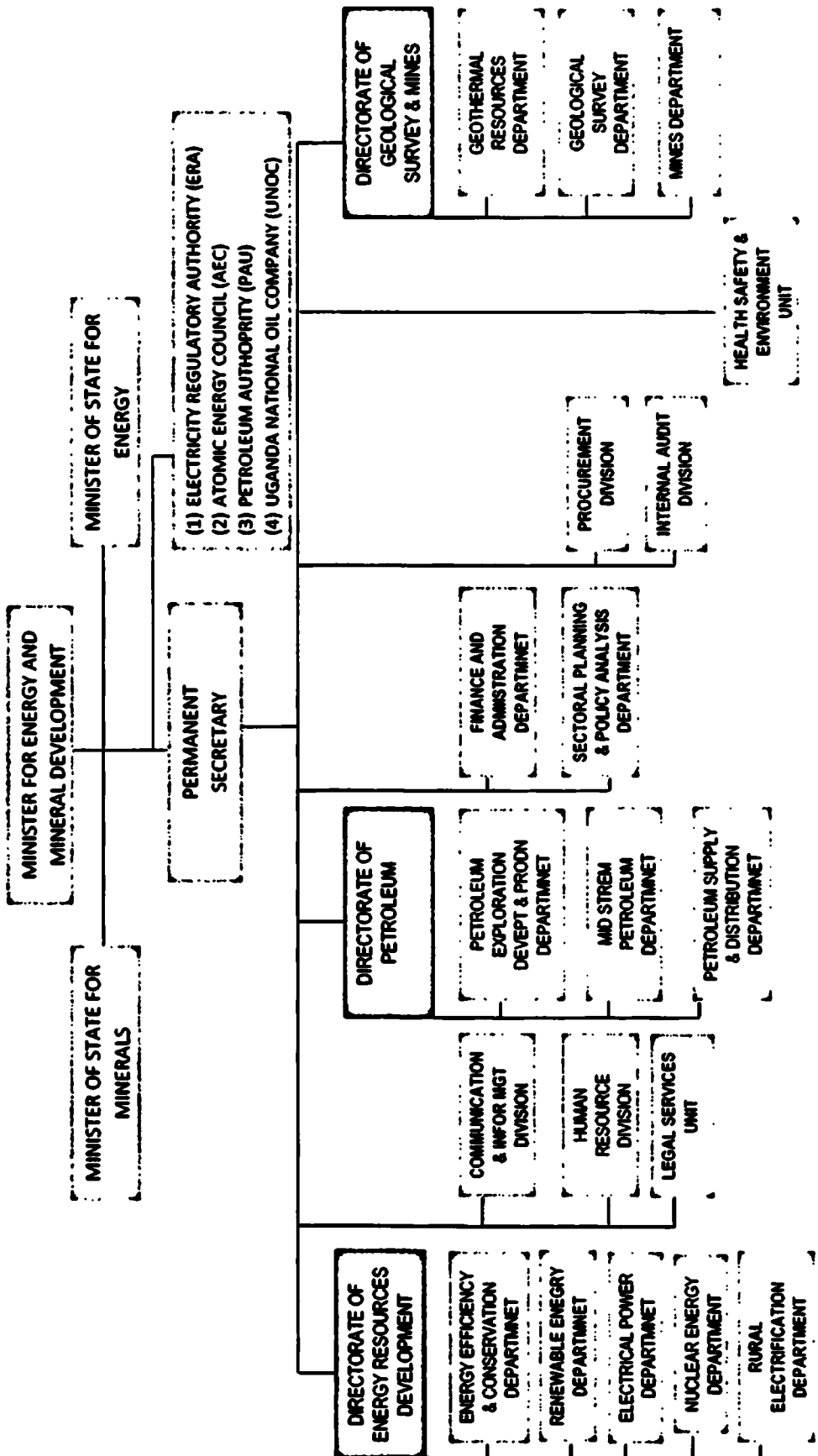
ANNEX 1: RECOMMENDED MACRO-STRUCTURE FOR SCIENCE TECHNOLOGY AND INNOVATION UNDER STATE HOUSE



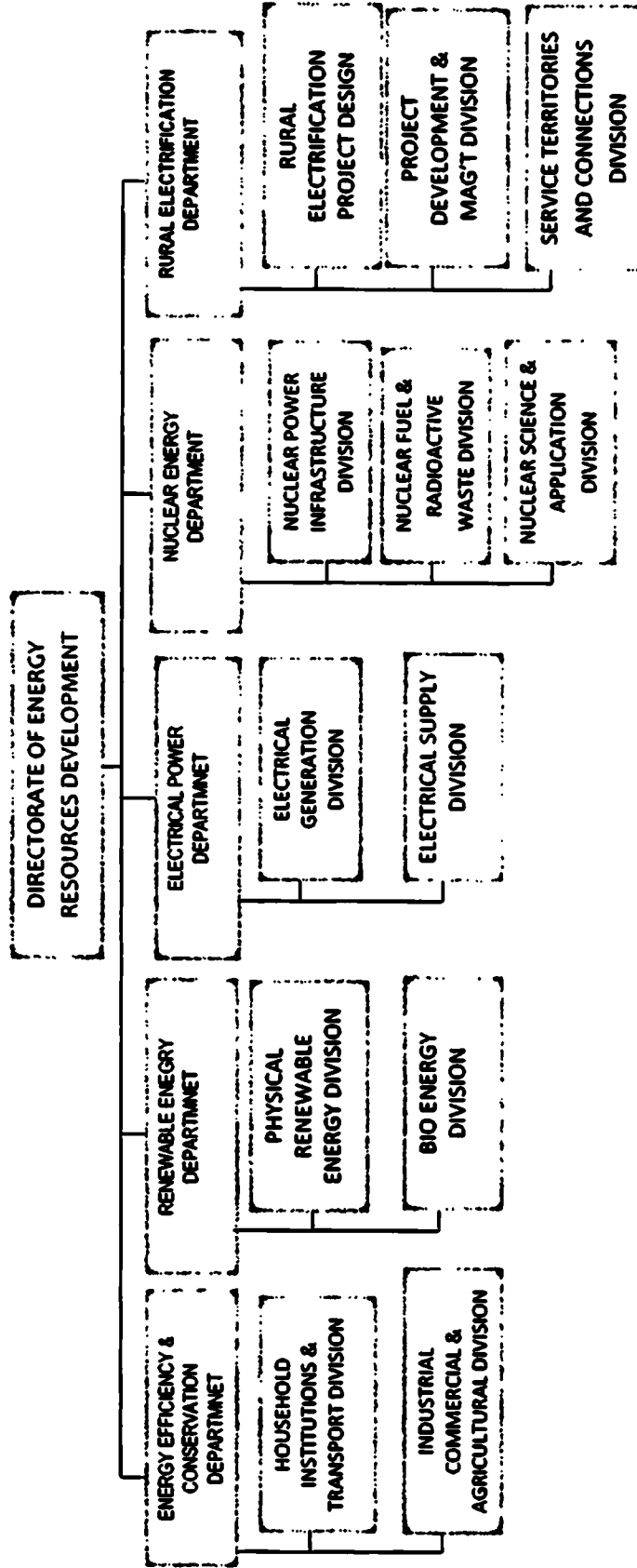
ANNEX 2:

MACRO STRUCTURE FOR THE MINISTRY OF ENERGY AND MINERAL DEVELOPMENT WITH THE MAINSTREAMED

FUNCTION OF RURAL ELECTRIFICATION



ANNEX 3: MACRO STRUCTURE FOR THE RE-ORGANISED STRUCTURE OF THE DIRECTORATE OF ENERGY RESOURCES DEVELOPMENT



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In any correspondence on
this subject please quote no. **MSD/135/165/01**

23rd August, 2021

Minister for Science Technology and Innovation
Office of the President,
P.O. Box 7168
KAMPALA-UGANDA


**PROPOSED STRUCTURE FOR SCIENCE TECHNOLOGY AND
INNOVATION UNDER STATE HOUSE.**

Reference is made to the letter by **H.E The President Ref: HPS75/108/01**, dated
22nd June 2021; on the above subject in **Caption**.

The Ministry of Public Service accordingly designed a proposed structure which
was shared with you for your comments and inputs.

Considering the uncertainty facing the staff of the former Ministry of Science
Technology and Innovation, it is important to conclude the structure and submit
to Cabinet for discussion.

The purpose of this letter therefore, is to request you to provide your inputs to the
structure to enable Ministry of Public Service finalize the Cabinet Paper


Wilson Muruli Mukasa (Rtd. MP)
MINISTER OF PUBLIC SERVICE

CC: Rt. Hon. Prime Minister
Hon. Attorney General
Deputy Head of Public Service/and Secretary to Cabinet
Permanent Secretary, MoFPED/Secretary to the Treasury