

THE REPUBLIC OF UGANDA

THE COMPANIES ACT

(Act No. 1 of 2012, The Laws of Uganda)

**THE MEMORANDUM AND ARTICLES OF
ASSOCIATION**

(CONSTITUTION)

OF

UGANDA MUSLIM SUPREME COUNCIL

(AS AMENDED IN 2022)

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UGANDA REGISTRATION
SERVICES BUREAU

03 OCT 2022
RH

Kamusime Rachel
REGISTRAR

MEMORANDUM OF ASSOCIATION (AMENDED), 2022

1. Name.

The name of the organization is “**Uganda Muslim Supreme Council** (hereinafter called “the UMSC”).

2. Registered office.

The registered office of the company shall be situated in the Republic of Uganda.

3. Type of company.

The UMSC shall be an unlimited company without share capital and not for profit.

4. Objectives.

The objectives for which the UMSC is established are to –

- (a) promote Islam and the spiritual, moral and material welfare of Muslims in Uganda;
- (b) unite and maintain unity amongst all Muslims in Uganda;
- (c) bring together and act as a platform for co-operation, unity of purpose, coordination, promotion of social justice, arbitration and mediation amongst all Muslims and Muslim organizations in Uganda;
- (d) advance and promote the Islamic religion for the benefit of the Uganda public and the entire human race;
- (e) advance and promote the spiritual, moral and material welfare of Muslims in Uganda;
- (f) promote greater understanding and awareness of Islam while educating and developing the Ugandan Muslim Community;
- (g) advance the Islamic faith and religion for the benefit of the public in accordance with the following doctrines –

[Signature]

- (i) the belief in the oneness of Allah, The Most High, the Most Powerful, who does not beget nor was He Begotten;
- (ii) the belief in Allah's Angels;
- (iii) the belief in Allah's Holy Books that ended with the Quran;
- (iv) the belief in Allah's messengers and prophets, with Mohammad (SAW) as the last and beloved messenger and prophet of Allah;
- (v) the belief in the Final Day of Judgment and the hereafter as taught in the Quran and Hadith;
- (vi) the belief in Allah's pre-measurement and pre-determination (Al-Qadr Wal-Qadha); and furthermore-
- (vii) to bear witness that none is worthy of worship but Allah. And Prophet Muhammad (SAW) is His messenger;
- (viii) to perform the five daily prayers (Swalah);
- (ix) to give Alms (Zakat);
- (x) to fast the month of Ramadhan (Saum); and
- (xi) to perform pilgrimage (Haj);

- (h) set up, organize and ensure the setting up and smooth operation of Sharia Courts and the enforcement of Sharia in all aspects of life as permissible in Uganda;
- (i) promote, advance and put in place mechanisms, facilities, institutions and other things necessary for the Muslims to practice their religion, and in particular to be able to perform and fulfill the five pillars of Islam and the six pillars of faith in Islam and this includes the setting up or coordination and facilitation of institutions set up for the collection, management and distribution of Zakat, Waqfu and all manner of Islamic funds; the handling, organization and management of Hajji and Umra; the coordination, management and overseeing the affairs of Imams and Duwats; the

management and running of Mosques; Islamic advocacy and such other institutions as may from time to time be set up by members of the Muslim Community to further common goals;

- (j) engage in all activities that the UMSC may deem necessary for promotion and advancement of the Islamic faith and religion, including broadcasting of Islamic message of daawa and teaching; the holding and organizing of prayer meetings, conferences and congregations, lectures; public celebration of Islamic festivals; producing and distributing literature on the Islamic faith and religion to enlighten others about the Islamic faith and religion; providing services of Islamic worship; Islamic teachings; setting up and maintaining of facilities or services to allow and enable Muslims to practice their faith or follow its doctrines; producing or making available literature explaining the Muslim doctrines and how to find out more about them and distribution of the Qur'an, Hadith publications and other Islamic texts;
- (k) cater for the relief of sickness and the preservation of health among people including assisting in the treatment and care of persons suffering from mental or physical illness of any description or in need of rehabilitation by the provision of facilities for treatment and rehabilitation, provision of financial assistance, support, education, spiritual guidance and prayers, and by setting up running and maintaining hospitals, residential homes and similar institutions and assisting in the provision of equipment, facilities and services;
- (l) relieve the elderly and the poor people who are in need by providing specially designed or adapted housing, items, services or facilities calculated to relieve the needs of such persons and to relieve financial hardship, sickness and poor health amongst elderly and the poor people;
- (m) provide relief of financial hardship among people living or working in Uganda or elsewhere by inter alia providing such persons with goods and services which they could not otherwise afford;
- (n) provide the relief to financial hardship, either generally or individually, of people living in Uganda by making grants of money for providing or paying for items, services or facilities, provide facilities for the relief of the sick and the poor living in Uganda either generally or individually through the provision of grants, goods or services;

- (o) provide for the advancement of the education of the public in the Islamic religion and to advance the education of students at all levels of the education system by providing and assisting in the provision of facilities for education in schools, colleges and institutions of learning through the use of lectures, research, publishing educational materials and hands-on training;
- (p) provide for the advancement and promotion of education and training of Muslims for the preaching of Islam and the performance of the rites of Islam;
- (q) establish and operate educational institutions for the instruction and training of people for the benefits of Islam;
- (r) establish centers to conduct refresher courses for the certification, regulation and orientation of Sheikhs, preachers, Imams and other Muslim religious leaders in the performance of their responsibilities;
- (s) operate institutions of charity and rest home for orphans, destitute, revert centers, persons with disabilities and other needy persons;
- (t) create a property trust that shall be tasked with the administration and management of the UMSC land, advise the UMSC to acquire any tenure in land or any proprietary rights and interests in land whatsoever which may be necessary for or may be conveniently used in the propagation of the Islamic faith in Uganda or otherwise in the fulfillment of the objectives of the UMSC;
- (u) set up and manage companies and other organizations to improve, manage, charge, cultivate, develop, exchange, let on lease, mortgage, charge, grant rights or privileges over all or any part of the property of the UMSC;
- (v) raise funds in any of the permissible ways in Islam as the UMSC shall think fit and give security for such money where required, by way of mortgage, charge or lien upon the whole or part of any property of the UMSC in accordance with the Islamic teaching;
- (w) enter into any arrangements, cooperation, agreements and relationships with governments, both local and international, or authorities at municipal and local levels or otherwise, non-government organizations, international organizations, corporations, companies, trusts or other types of public or private organizations or persons that may seem to the UMSC conducive to the attainment of the UMSC's objects or any of them and to obtain from any such

governments, authorities, non-government organizations, international organizations, and companies concessions, rights and interests which the UMSC may think desirable and to carry out, exercise and comply with any obligations made in the process;

- (x) erect, manage and supervise mosques, Islamic centers, libraries, revert centers, health facilities, for the benefit and welfare of Muslims and the general public;
- (y) provide for raising money to finance the charitable and religious objectives and activities of the UMSC;
- (z) carry on the business of planters, growers and producers of coffee, cocoa, cotton, coconuts, maize, sugar, fruits, and natural products of any kind whatsoever, cattle farming, sheep breeders, dairy, permissible produce or products;
- (aa) engage in advocacy, local and international public relations, and propagation activities related to and intended to advance and promote the Islamic religion in Uganda, including but not limited to conservation, protection and improvement of the physical and natural environment, human rights as prescribed in Islam, Islamic women rights realization, Muslim youth empowerment, giving relief and protection to refugees and victims of disasters - natural and man-made, wars and conflicts, and the protection and uplifting of standards for the persons with disabilities, the poor, the needy and the disadvantaged;
- (bb) set up a registry of Muslim marriages in Uganda, and set up, coordinate and supervise and oversee facilities for the celebration or conduct of Muslim marriages, and with the guidance of Islamic teachings;
- (cc) provide for the benefit of the public assistance through conciliation for couples whose relationships appear to be breaking down, and where such relationships have already broken down, to advise and help in the settlement of disputes over associated matters such as custody and access to children, and financial matters;
- (dd) carry on the business of stationers, printers, lithographers, envelop manufacturers, book-binders, book-sellers, dealers in any materials used in the manufacture of paper and any other articles or things of a character analogue

for purposes of raising money to finance the charitable and religious objectives and activities of the UMSC;

- (ee) establish and carry on all or any of the business of dealers and workers in cement, lime, plasters, clay, gravel, sand, minerals, earth, coke, fuel, granite, stone whether natural or artificial, bricks, blocks, spun, concrete pipes, sanitary fittings and builders' requisites and quarry builders, general contractors and carriers for purposes of raising money to finance the charitable and religious objectives and activities of the UMSC;
- (ff) construct, erect, maintain or alter any buildings, machinery, plants or works necessary or convenient for purposes of raising money to finance the charitable and religious objectives and activities of the UMSC; and
- (gg) carry on any other business whether financial, manufacturing or otherwise and to engage in any activity calculated to generate income into the UMSC or to enhance the value of or render profitable any of the UMSC's assets.

1. Operations of the UMSC.

The operations of the UMSC are to be carried out in and out of Uganda.

2. Income.

- (a) The income and property of the UMSC shall be applied solely towards the promotion of the objectives of the UMSC as set forth in this memorandum and no portion thereof shall be paid, transferred, directly or indirectly by way of profit bonus or dividends to the members of the UMSC.
- (b) Notwithstanding sub-clause (1) of this article, nothing herein contained shall prevent the payment in good faith of remuneration of any Sheikh, Muslim, servant or any person who will have rendered services to the UMSC.

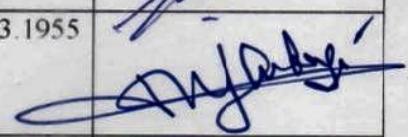
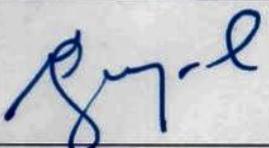
3. Winding up.

If upon the winding up or dissolution of the UMSC, if there remains after satisfaction of all its debts and liabilities any property whatsoever, that property shall be given or transferred to some other institution or institutions having objectives similar to the objects of the UMSC with like restrictions on the distribution of income and property among members as are contained in the immediately preceding clause hereof, such

institution or institutions to be determined by the UMSC at or before the time of dissolution.

We, the members of the **UGANDA MUSLIM SUPREME COUNCIL's** Executive Committee, Management Committee and Majlis Al Ulama and whose names and addresses are subscribed hereunder are desirous of having the members of the UMSC continuing to be formed into a Company in pursuance of this Amended Memorandum of Association.

NAMES, ADDRESSES AND OCCUPATIONS OR DESCRIPTIONS OF THE SUBSCRIBERS TO THE AMENDED CONSTITUTION:

NO.	NAME OF SUBSCRIBERS	DESCRIPTION AND DESIGNATION	DATE OF BIRTH	SIGNATURES
1.	Hon. Al Haji Abdu Naduli	The Chairman of the Uganda Muslim Supreme Council.	22.12.1942	
2.	His Eminence Sheikh Ramadhan Shaban Mubaje	The Mufti of Uganda and Head of all Muslims in Uganda.	12.03.1955	
3.	Hon. Counsel Dr. Adams Rajab Makmot-Kibwanga	Member of the Executive Committee - Principal Legal Advisor of the Uganda Muslim Supreme Council and Advocate of the High Court of Uganda.	31.05.1978	
4.	Haji Ramathan Mugalu	Secretary General of the Uganda Muslim Supreme Council.	23.08.1979	
5.	Sheikh Muhammed Bamulanzeki	Member of Majlis Al Ulama of Uganda Muslim Supreme Council.	11.12.1961	
6.	Prof. Dr. Edris Serugo Kasenene	Chairperson of the Constitutional Review Commission of the Uganda Muslim Supreme Council.	30.09.1949	

Dated this 13th day of July, 2022.

IN THE PRESENCE OF:

1. DR. WARDAH RAJAB – GYAGENDA

Member of the UMSC Constitutional Review Commission _____

2. COUNSEL DR. SARAH KUSIIMA

Member of the UMSC Constitutional Review Commission _____

3. SHEIKHAT RADHIYA NNAMAKULA

Member of the UMSC Constitutional Review Commission and

Secretary of Women and Children Affairs _____

WITNESSED BY:

COUNSEL MR. ALI KANKAKA

Member of the UMSC Constitutional Review Commission and

Advocate of the High Court of Uganda _____

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THE COMPANIES ACT, 2012
ARTICLES OF ASSOCIATION
OF
UGANDA MUSLIM SUPREME COUNCIL AS AMENDED IN 2022

WHEREAS the Uganda Muslim Supreme Council (hereinafter called “the UMSC”) was established on the 1st of June 1972 to create unity, harmony and development among Muslims in Uganda, Muslims have continued to experience differences, inadequate levels of mobilization and sensitization, under-development, poverty, economic and social stagnation and marginalization;

AND

WHEREAS there has for several years demand by the Muslims of Uganda for review and improvement of the Memorandum and Articles of Association of the UMSC;

AND

WHEREAS a number of Commissions of Inquiry into the affairs and management of the UMSC have cited gaps in the Memorandum and Articles of Association of the UMSC as one of the main causes of the problems facing the Muslim Community in Uganda and have thus recommended changes in the way the UMSC is structured and managed;

AND

WHEREAS in view of all the above and in a bid to finding solutions to the problems facing the Muslims in Uganda and the UMSC in particular, the UMSC General Assembly in 2016 by resolution agreed to establish a Constitutional Review Commission to review the UMSC Constitution and collect views from the entire Muslim Ummah on the necessary changes to its Constitution in order to find solutions to the perennial disputes within the UMSC and the Muslim Community at large;

AND

WHEREAS the Constitutional Review Commission traversed the whole country and gathered views from the Muslim Community and other relevant stakeholders made a report of its findings, wherein it was, *inter alia*, proposed that the Memorandum and Articles of Association of the UMSC requires amendment in a number of respects;

AND

WHEREAS following the report of the said Constitutional Review Commission, a meeting of the General Assembly constituting representatives all Muslims as members of the UMSC, individually and with the consent of the different organizations through which the Muslims otherwise come together and to which they also belong and all Muslim Stakeholders and subscribing to the UMSC was convened on the 11th day of July, 2022 by the Chairman of the UMSC, and the said Plenary met between the 11th and 13th day of July and resolved and accordingly hereby amend, update, modify and improve the Memorandum and Articles of Association of the UMSC and appointed the Executive Committee, the Management Committee and Majlis Al Ulama whose members are the signatories to this amended Memorandum and Articles of Association as signatories;

AND

WHEREAS this amended Memorandum and Articles of Association has been made in consultation and with the approval of all stakeholders in the Muslim Community of Uganda including the organizations with similar interests;

AND

WHEREAS all Muslims as members of the UMSC acting through their different representatives in the plenary of the extra ordinary meeting of the General Assembly have also agreed to and hereby waive any right of objection, challenge or claim whatsoever to or arising out of the making and passing of this amended Constitution or Memorandum and Articles of Association;

The UMSC shall from the date of adoption hereof be governed and regulated by these amended Articles of Association:

ARTICLE 1: NAME AND MEMBERSHIP

- (1) There shall be one perpetual body unifying all Muslims of Uganda to be known as the **UGANDA MUSLIM SUPREME COUNCIL** (hereinafter referred to as “the **UMSC**”), with the supreme legislative body called the General Assembly, (herein after referred to as “the Assembly”), in which all powers of the UMSC shall reside, and such other organs as shall be stipulated in this constitution.
- (2) All Sunni Muslims in Uganda, men and women, shall be members of the UMSC.

ARTICLE 2: COMPOSITION AND REPRESENTATION.

- (1) For purpose of these Articles the Uganda Muslim Supreme Council structure shall be composed of;
 - (a) The UMSC Headquarters at Old Kampala;
 - (b) The Muslim Regions comprising of a number of Muslim Districts;
 - (c) The Muslim Districts comprising of a number of Counties; and
 - (d) The Muslim Counties comprising of a number of Mosques which are the grassroots structure of the UMSC.
- (2) The following are the Muslim Districts established and adopted by this constitution but the General Assembly may, as stipulated in this constitution, create or merge such other number of the Muslim Districts as shall be agreed.

NO.	MUSLIM DISTRICT		
1.	Acholi	6.	Bugiri
2.	Apac	7.	Bugisu
3.	Arua	8.	Buikwe
4.	Budaka	9.	Bukomansimbi
5.	Bududa	10.	Bundibugyo
		11.	Bunyoro
		12.	Bushenyi

13.	Busia	42.	Kumi
14.	Butaleja	43.	Kyankwanzi
15.	Buvuma	44.	Kyenjojo
16.	Entebbe	45.	Lango
17.	Greater Mpigi	46.	Lubaga
18.	Ibanda	47.	Luuka
19.	Iganga	48.	Luwero
20.	Isingiro	49.	Lwengo
21.	Jinja	50.	Lyantonde
22.	Kabale	51.	Madi
23.	Kakumiro	52.	Makindye
24.	Kalangala	53.	Masaka
25.	Kaliro	54.	Masindi
26.	Kamuli	55.	Mayuge
27.	Kamwenge	56.	Mbarara
28.	Kanungu	57.	Mityana
29.	Karamoja	58.	Moyo
30.	Kasese	59.	Mubende
31.	Kawempe	60.	Mukono
32.	Kayunga	61.	Nakaseke
33.	Kibaale	62.	Nakasongola
34.	Kiboga	63.	Nakawa
35.	Kibuku	64.	Namayingo
36.	Kirihura	65.	Nebbi
37.	Kiryandongo	66.	Ntungamo
38.	Kisoro	67.	Pallisa
39.	Kitgum	68.	Rakai
40.	Koboko	69.	Rukungiri
41.	Kotido	70.	Sebei

71.	Ssembabule	75.	Toro
72.	Shema	76.	Tororo
73.	Sironko	77.	Wakiso
74.	Teso	78.	Yumbe

(3) The following Muslim Regions shall be saved, if already in existence or be established by this constitution, if not in existence, but the General Assembly may as stipulated in this constitution create or merge such number of Muslim regions as may be necessary.

(a) **ANKOLE-KIGEZI** which is composed of the following Muslim Districts: Bushenyi, Ibanda, Isingiro, Kabale, Kanungu, Kiruhura, Kisoro, Mbarara, Ntungamo, Rukungiri and Sheema.

(b) **BUNYORO-TOORO** which is composed of the following Muslim Districts: Bundibugyo, Bunyoro, Kakumiro, Kamwenge, Kasese, Kibaale, Kiryandongo, Masindi, Kyenjojo and Tooro.

(c) **BUSOGA** which is composed of the following Muslim Districts: Bugiri, Iganga, Jinja, Kamuli, Kaliro, Luuka, Mayuge, and Namayingo.

(d) **EASTERN** is composed of the following Muslim Districts: Budaka, Bududa, Bugisu, Busia, Butaleja, Kibuku, Sebei, Sironko, Pallisa and Tororo.

(e) **EAST BUGANDA** is composed of the following Muslim Districts: Buikwe, Buvuma, Entebbe, Kayunga, Kiboga, Kyankwanzi, Luwero, Mukono, Nakaseke, Nakasongola and Wakiso.

(f) **WEST BUGANDA** is composed of the following Muslim Districts: Bukomansimbi, Greater Mpigi, Kalangala, Lwengo, Lyantonde, Masaka, Mityana, Mubende, Rakai and Sembabule

(g) **KAMPALA** is composed of the following Muslim Districts: Kawempe, Lubaga, Makindye and Nakawa.

(h) **NORTHERN** is composed of the following Muslim Districts: Acholi, Apac, Kitgum and Lango.

(i) **NORTH – EASTERN**: Karamoja, Kotido, Kumi and Teso.

(j) **WEST NILE** is composed of the following Muslim Districts: Arua, Koboko, Madi, Moyo, Nebbi and Yumbe.

(4) The Joint meeting of Majlis Al-Ulama and the Executive Committee (hereinafter called the Joint Session) may, subject to the approval of the Assembly signified by resolution, create new Muslim Regions, new Muslim Districts or merge existing Districts and Regions; and determine their Headquarters in the interests of efficient administration or for any other good cause considering the following factors -

- (a) Muslim population in the area;
- (b) number of registered UMSC Juma Mosques in the area;
- (c) number of Madaris Al Islamia in the area;
- (d) availability of Sheikhs, imams and committee members in the area;
- (e) office and residential accommodation for the District Kadhi and Regional Assistant to the Mufti;
- (f) evidence of a reasonable income and other relevant resources to finance the establishment and activities of the Region or District, as case may be, for at least the first two years; and
- (g) the overall efficiency of the parent Muslim Region or District.

(5) The General Assembly shall be constituted as follows -

- (a) the Chairperson and the Deputy Chairperson;
- (b) the Secretary General as its Secretary and the two Deputy Secretary Generals as ex officio members except that the Deputy Secretary General in-charge of Finance and Administration shall be the Clerk to Council of the General Assembly;
- (c) the District Kadhis;
- (d) the District Representatives;
- (e) one Woman representative from each Muslim Region. These representatives shall also constitute the UMSC Women's Council, whose role shall be to further the interests of women in the Assembly and shall have a separate assembly sitting at the same time as the General Assembly called the UMSC Women Council Assembly with specific agendas and resolutions to be considered by the UMSC General Assembly in the same sitting;
- (f) the UMSC Women Council Assembly shall have a Chairperson whose qualification shall be as that of the Chairperson of the General Assembly and shall be elected from the regional women council college constituted for that purpose and the Secretary of Women and Children Affairs shall be a Secretary to the UMSC Women Council;
- (g) one Youth representative from each Muslim Region. These representatives shall also constitute the UMSC Youth Council, whose role shall be to further the interests of youth in the Assembly and shall have a separate assembly called the UMSC Youth Council Assembly with specific agendas and resolutions to be considered by the General Assembly in the same sitting;
- (h) the UMSC Youth Council Assembly shall have a Chairperson whose qualification shall be as that of the Chairperson of the General Assembly and

shall be elected from the regional youth council college constituted for that purpose and the Secretary of Youth Affairs shall be a Secretary to the UMSC Youth Council;

- (i) one Special Representative appointed by the Mufti of Uganda from each Muslim Region with all the rights and privileges of an elected member; and
- (j) others who shall be ex-officio members are –
 - i. the Mufti of Uganda;
 - ii. the 1st Deputy Mufti;
 - iii. the 2nd Deputy Mufti.

(6) The Joint session may, subject to the approval of the Assembly and signified by a resolution from time to time, increase or decrease the number of representatives of any UMSC Assembly, council and committee. For avoidance of doubt the Joint Session shall not sit for the purpose, on behalf of the General Assembly, to approve its own decision.

(7) The qualifications for a Member of General Assembly shall be as follows -

- (a) a General Assembly member shall be a Sunni Ugandan, mature, respectable and a practicing Muslim who does not violate the norms of Islam and national laws;
- (b) at least a holder of a Uganda Advanced Certificate of Education or its equivalent or Thanawi Certificate or its equivalent from a recognized institution;

(c) shall be able to speak and write at least one of the following languages -

- i. English,
- ii. Swahili,
- iii. Arabic, and
- iv. any language widely spoken in the area.

(8) Each Muslim District shall send three representatives to the General Assembly and this shall be inclusive of the District Kadhi.

(9) A member of General Assembly shall be 30 years of age and above except a youth representative to the UMSC Youth Council who shall be at least 18 years of age and not exceeding 29 years of age.

(10) The members of the Assembly shall, unless otherwise provided for in this constitution, be popularly elected from; the UMSC registered Juma Mosques, Counties, Districts and Regions; all acting as Electoral Colleges in accordance with such directives or guidelines as may from time to time be issued on that behalf by the UMSC Electoral Commission as hereinafter established.

(11) The Assembly shall have power to remove, dismiss or discipline any of its members, even if not directly elected, who in its opinion conducts himself or herself in a manner which offends this Constitution, the Assembly or Islam or otherwise becomes incapable of performing his or her duties or misses two consecutive meetings of the Assembly without a justifiable reason. In case of the District Kadhi, the matter shall be referred to the appointing authority for guidance and final decision.

(12) The position of a member of the General Assembly shall fall vacant if;

- (a) appointed to a full-time office within the UMSC;

- (b) resigns;
- (c) is removed by the General Assembly;
- (d) dismissed by the appointing authority for the case of District Kadhis; or
- (e) dies.

(13) The life of the General Assembly shall be five years and the Chairperson and Deputy Chairperson and all members of the General Assembly, save the District Kadhi whose terms and conditions are as stipulated in this Constitution, shall have the same tenure of 5 years.

(14) There shall be a register of all members of the General Assembly kept by the Secretary General wherein the following shall be entered –

- (a) the particulars, addresses, emails and telephone numbers of the members;
- (b) the date at which the member became a representative;
- (c) the date at which the member shall cease to be a representative; and
- (d) biometric and photographic data base.

(15) The duties of the General Assembly shall include -

- (a) be the representation of Muslim Regions and Muslim Districts;
- (b) to make legislation for and on behalf of the UMSC;
- (c) to act as an oversight and supervisory organ;
- (d) to consider, discuss and pass the annual budget of the UMSC;
- (e) to approve the appointment of members of the Electoral Commission;
- (f) to confirm the elections and appointments of the members of the UMSC organs;
- (g) to discipline errant members and staff of UMSC; and
- (h) to delegate roles to relevant persons and offices within the UMSC.

(16) The General Assembly shall have a tenure of five years from the date of its first meeting to the date of its last meeting and it shall dissolve all its organs; except the Majlis Al Ulama, the Management Committee and any committee established and tenure of which is beyond five years; in the last meeting of the General Assembly and upon dissolution elections shall be carried out within ninety days from the date of dissolution except in exceptional circumstances when the Majlis Al Ulama may, by a two-third majority in a sitting, extend the time to carry out general elections to not more than one hundred and eighty days.

(17) The Management Committee under the leadership of the Mufti shall for the period the organs of the UMSC are dissolved assume powers of the General Assembly and shall, through the Secretary General, report to the General Assembly when the organs are reinstated in its first sitting. This shall apply *mutatis mutandis* to all UMSC structures.

(18) Where no elections are carried out within the time frame stipulated under provision of Article 2 (16) then any duly registered member of UMSC may, citing the lack of elections within stipulated time as a ground, apply for winding up of the UMSC under the laws of Uganda.

ARTICLE 3: THE ELECTORAL COMMISSION.

(1) There shall be a substantive and independent Electoral Commission elected by the General Assembly from the entire Sunni Muslim population of Uganda.

(2) The Electoral Commission shall –

(a) organize, conduct and supervise the election of Muslim representatives to the Assembly and such other elections as shall be determined by the General Assembly;

- (b) entertain, receive and determine any complaint or dispute arising out of the general elections and its decision thereon shall be final;
- (c) at the end of the general elections, if any disputes or complaints arose therefrom, make a report thereon and submit the same to the Joint Session for information and necessary advice to the Assembly;
- (d) keep a register of all Muslims in Uganda and cause issuance of biometric identity cards to registered Muslims;
- (e) co-opt not more than three members or employ any Muslim person it shall consider necessary for the proper discharge of its responsibilities;
- (f) make rules to regulate its own procedure and issue such guidelines as it shall deem fit for the proper conduct of the elections subject to ratification and approval by the Joint Session; and
- (g) generate its budget for onward submission to the Executive Committee through the Management Committee for approval.

(3) The Electoral Commission shall comprise a –

- (a) Chairperson;
- (b) Deputy Chairperson,
- (c) Secretary, and
- (d) a member from each of the existing Muslim regions.

(4) The Chairperson and Deputy Chairperson of the Electoral Commission shall be -

- (a) male Ugandan Sunni Muslim aged at least 40 years and above and not more than 65 years of age;
- (b) holders of at least a degree from recognized universities or institutions;

- (c) each with accumulated 10 years working experience; and
- (d) with clean track records and free from offences under the national and Islamic laws.

(5) The Secretary of the Electoral Commission shall be –

- (a) a male Ugandan Sunni Muslim aged at least 35 years and above and not more than 65 years of age;
- (b) at least a bachelor's degree from a recognized university or institution. Additional qualifications in statistic is an added advantage;
- (c) with accumulated working experience of not less than seven years; and
- (d) with a clean track record and free from offences under the national and Islamic laws;

(6) The Secretary of the Electoral Commission shall be the administrative secretary of the commission and shall report to the Management Committee.

(7) A member of the Electoral Commission; other than the Chairperson, Deputy Chairperson and Secretary of the Electoral Commission shall be -

- (a) a Ugandan Sunni Muslim aged at least 35 years and above and not more than 65 years of age;
- (b) with an accumulated working experience of not less than five years; and
- (c) with a clean track record and free from offences under the national and Islamic laws.

(8) The tenure of the office of the Electoral Commission shall be five years renewable once subject to performance appraisal except for the Secretary of the Electoral

Commission which shall be for seven years renewable once upon successful appraisal.

(9) The remuneration of the office bearers shall be determined by the Management Committee for approval by the Executive Committee hereinafter established.

ARTICLE 4: THE NATIONAL CHAIRPERSON

(1) There shall be a part-time Chairperson and a part-time Deputy Chairperson of the Assembly elected by the Assembly from the entire Sunni Muslim population of Uganda under the Chairmanship of His Eminence the Mufti of Uganda for the purpose of such election.

(2) The Chairperson and Deputy Chairperson shall each be -

- (a) a Muslim Sunni Ugandan of age 40 years and above;
- (b) a person of sound mind;
- (c) a holder of at least a bachelors degree or its equivalent from a recognized university or institution;
- (d) non partisan and not holding any political office in Uganda;
- (e) not convicted of any criminal charge under the laws of Uganda or not to have been successfully impeached by the UMSC at any time;
- (f) knowledgeable in Islam, be able to memorize and recite at least any twenty surahs of the Quran; and
- (g) must be able to speak the language of record.

(3) The Chairperson and Deputy Chairperson of the General Assembly shall also be the Chairperson and Deputy Chairperson of the Executive Committee except for purpose of paragraph 2 of Article 11 of this Constitution.

- (4) Subject to the provisions of paragraphs 5 and 6 of this Article the Chairperson and Deputy Chairperson shall each remain in office for the life of the same Assembly.
- (5) The Chairperson and Deputy Chairperson shall be liable for removal by the Assembly for any of the following reasons –
 - (a) becomes of unsound mind;
 - (b) is declared bankrupt under Ugandan law;
 - (c) conducts self in a manner unbefitting the office;
 - (d) is convicted of any criminal offence under the laws of Uganda;
 - (e) violates Islamic norms and national laws; or
 - (f) becomes incapable of performing their duties.
- (6) The Chairperson or Deputy Chairperson shall vacate office if he or she-
 - (a) resigns in writing addressed, in the case of Chairperson, to the Mufti and in the case of Deputy Chairperson to the Chairperson;
 - (b) is removed as a result of a successful impeachment process; or
 - (c) dies.

ARTICLE 5: OFFICE OF THE MUFTI OF UGANDA

- (1) There shall be a Mufti of Uganda who shall be addressed as “HIS EMINENCE THE MUFTI” and shall be the spiritual head and leader of all Muslims of Uganda.
- (2) The Majlis Al- Ulaama shall by consensus and in camera vet and select the Mufti from among all the Sunni male Muslims in Uganda and the person so selected shall be approved by the Joint Session and later presented to the General Assembly for noting.

(3) The office of the Mufti shall be comprised of the Mufti, the 1st Deputy Mufti and the 2nd Deputy Mufti.

(4) The Mufti, the 1st Deputy Mufti, the 2nd Deputy Mufti, the Secretary General and the Director Sharia shall not at any one time originate from one region stated in this Article.

(5) In order to be considered for the office of the Mufti, the 1st Deputy Mufti or 2nd Deputy Mufti a person shall have the following qualifications -

- (a) shall be a Ugandan male Sunni Muslim;
- (b) shall be aged between 40 years old and not exceeding 75 years of age;
- (c) shall be a holder of at least a masters degree in Sharia or its equivalent from a recognized university;
- (d) shall be fluent in Arabic and English languages;
- (e) shall be respectable, properly married and a practicing Muslim;
- (f) be with a clean track record and free from offences under the national and Islamic laws;
- (g) shall be non-partisan and not be holding any political or cultural office;
- (h) not have been successfully impeached by the UMSC;
- (i) not declared bankrupt under Ugandan laws; and
- (j) shall be with at least 10 years working experience in a Muslim leadership position.

(6) The duties of the Mufti are –

- (a) to lead and head all Muslims in Uganda;
- (b) to be the chairman of Majlis Al-Ulama and responsible for issuance of pronouncements of its decisions;
- (c) to be the official representative of the UMSC on all national and international occasions, conferences and ceremonies;

- (d) to be the chairperson of the Assembly for purpose of electing the Chairperson and Deputy Chairperson;
- (e) to be the chairman of the Joint Session when discussing matters affecting the Chairperson;
- (f) to issue final Islamic pronouncements – Fatwa;
- (g) to maintain good relations and contacts with the government, non-governmental organisations and other religious denominations in the Country;
- (h) to make Muslim State of Affairs address annually or as appropriate;
- (i) to be the Chairperson of the Management Committee;
- (j) to make annual national tour of all Muslim regions and districts;
- (k) to appoint one member to the General Assembly from the Sunni population of each Muslim Region and one member from each Region from members of the General Assembly to the Executive Committee; and
- (l) to be responsible for the smooth running of the UMSC affairs.

(7) The 1st Deputy Mufti and the 2nd Deputy Mufti shall not be from the same Muslim Region as the Mufti or the other Deputy Mufti.

(8) That at any one time the office of the Mufti and the office of the Secretary General shall not be occupied by persons from the same region.

(9) The person elected as a Mufti shall serve one tenure of 10 years and shall not be eligible to seek the office of the Mufti after expiration of his tenure.

(10) In the temporary absence of the Mufti the 1st Deputy Mufti shall act as the Mufti and where both the Mufti and the 1st Deputy Mufti are temporarily absent then the 2nd Deputy Mufti shall act as the Mufti unless the Mufti expressly in writing to the Secretary General and copied to the 1st Deputy Mufti and the 2nd Deputy Mufti states otherwise.

(11) Where the 1st Deputy Mufti or 2nd Deputy Mufti is acting as Mufti he shall have no powers to execute documents ordinarily executed by the Mufti on behalf of the UMSC unless it is requested by the Management Committee and sanctioned by the Executive

Committee or as otherwise authorized by the Mufti in writing to the Secretary General and copied to the 1st Deputy Mufti and the 2nd Deputy Mufti.

- (12) The Mufti may delegate any of his powers and duties to any of his deputies.
- (13) The 1st Deputy Mufti and 2nd Deputy Mufti shall deputise the Mufti and carry out other duties assigned by the Mufti and the General Assembly but specifically –
 - (a) The 1st Deputy Mufti shall, under the supervision of the Mufti, be responsible for all religious issues at the UMSC.
 - (b) The 2nd Deputy Mufti shall, under the supervision of the Mufti, be responsible for all the administrative issues under the office of the Mufti.
- (14) The Mufti, the 1st Deputy Mufti and the 2nd Deputy Mufti shall be liable for removal by the Joint Session for any of the following reasons –
 - (a) if he becomes of unsound mind;
 - (b) if he is declared bankrupt under Ugandan laws;
 - (c) if he conducts himself in a manner unbefitting his office;
 - (d) if he convicted of a criminal offense;
 - (e) if he violates Islamic norms and national laws which in the opinion of the Majilis Al Ulama tarnishes his image in the public; or
 - (f) if he becomes incapable of performing his duties.
- (15) The Mufti or any of the Deputy Muftis shall vacate his office if he –
 - (a) resigns by letter addressed to the Chairperson;
 - (b) is removed as a result of impeachment; or
 - (c) reaches the retirement age;
 - (d) expiry of his tenure; or
 - (e) dies.
- (16) When the office of the Mufti falls vacant for any reasons during his tenure, the 1st Deputy Mufti shall automatically take over as a caretaker Mufti and shall hold the

Office of the Mufti for a period of not more than three months to allow for a replacement.

- (17) If the 1st Deputy Mufti is, for some reason unable to become a caretaker Mufti then the 2nd Deputy Mufti shall automatically become the caretaker Mufti for and shall hold the Office of the Mufti for a period of not more than three months to allow for replacement.
- (18) If the Mufti and his deputies are unable to hold office or caretake as the case may be then the members of the Majlis al Ulama shall appoint from amongst themselves, within 3 days, a member to caretake the position of Mufti and that member shall hold the Office of the Mufti for a period of not more than 30 calendar days to allow replacements.
- (19) No member of the UMSC shall commence any legal proceedings of any nature against the holder of the Office of the Mufti or his deputies upon cessation of their duties regarding any action taken or failed to be taken in the course of their duties and during their tenure of office.
- (20) Upon retirement or leaving office upon end of tenure, a person who was a Mufti, 1st Deputy Mufti or 2nd Deputy Mufti shall;
 - (a) by a simple resolution of the Joint Session be known as Mufti Emeritus, 1st Deputy Mufti Emeritus and 2nd Deputy Mufti Emeritus respectively;
 - (b) have such privileges and roles as shall be determined by the Majlis Al Ulama and approved by the Joint Session; and
 - (c) have such terminal benefits as shall be stipulated in the human resource manual and retirement policy of the UMSC.

ARTICLE 6: DIRECTORATE OF SHARIA.

- (1) There shall be a Directorate of Sharia headed by the Director of Sharia with two deputies one of which shall be a female.
- (2) The Directorate shall have a Sharia Committee –
 - (a) of at least 8 members consisting of the Director, the two Deputy Directors, and 5 members appointed by the Management Committee one of which shall be female.
 - (b) The members of the committee shall have a tenure of five years renewable once.
 - (c) the qualification of a member shall be at least a degree in any relevant field.
- (3) The Director of Sharia shall coordinate and supervise all Kadhi Courts in Uganda as by law permissible.
- (4) One Deputy Director of Sharia shall be in charge of marriage, divorce and inheritance.
- (5) The other Deputy Director of Sharia shall be in-charge of Kadhi Courts and transactional dealings.
- (6) There shall be a Registrar of the Directorate with the major role of keeping records of the Directorate.
- (7) The Directorate shall have other relevant number and category staff as may be determined from time to time by the Management Committee.
- (8) The Director, the Deputy Directors and Registrar of Sharia shall be appointed by the Joint Session and shall have the following qualifications –
 - (a) a Ugandan Sunni Muslim of at least 40 years and not exceeding 70 years;
 - (b) a holder of at least a bachelors degree in Sharia obtained from a recognized Islamic university;

- (c) fluent in Arabic language and having a working knowledge of English;
- (d) shall be respectable, properly married and a practicing Muslim;
- (e) shall be with a clean track record and free from offences under the national and Islamic laws; and
- (f) shall be with 10 years working experience in Muslim leadership;

(9) The Director of Sharia shall preside over the Majils Al-Ulama for purposes of electing the Mufti of Uganda.

(10) The Director of Sharia shall preside over the Highest Court of record in Islamic Sharia relating to –

- (a) marriage;
- (b) divorce;
- (c) inheritance;
- (d) endowments;
- (e) transactions;
- (f) appeals and referrals to courts of Judicature in Uganda;
- (g) advise government of Uganda in issues related to Islamic Jurisprudence;
- (h) counselling, guidance and guardianship, and
- (i) Shall be an ex – officio member of the Management Committee.

(11) Subject to the provisions of paragraphs 12 and 13 of this Article the Director of Sharia and his deputies shall be in office for a period of 5 years and may be eligible for re-election once but not exceeding the age of 70 years.

(12) The Director and Deputy Directors of Sharia shall be liable for removal by the Joint Session for any of the following reasons –

- (a) if he becomes of unsound mind;

- (b) if he is declared bankrupt;
- (c) if he conducts himself in a manner which offends the UMSCor unbefitting his office;
- (d) if he is convicted of a criminal offence in Uganda;
- (e) if he violates Islamic norms and national laws ; or
- (f) if he becomes incapable of performing his duties.

(13) The Director of Sharia or any of his deputies shall vacate his office if he -

- (a) resigns in writing addressed to the Mufti;
- (b) is removed by the Joint Session by a resolution of at least two-thirds of the membership of the Joint Session attending that meeting for that purpose provided a 14 days notice of the meeting and its agenda have clearly been communicated to the members and the office bearer; or
- (c) dies.

(14) The Secretary of Sharia at the Muslim District Council shall have the same powers *mutatis mutandis* like the Directorate of Sharia but where the parties are dissatisfied with the decision made at the Muslim District then the Secretary of Sharia shall refer the matter together, with all certified documentation, to the Directorate of Sharia within 14 days of the decision.

ARTICLE 7: MAJLIS AL – ULAMA.

(1) There shall be a Majlis Al-Ulama consisting strictly of 24 learned Sheikhs as follows –

- (a) the Mufti of Uganda as its Chairperson;
- (b) the 1st Deputy Mufti of Uganda as a member;
- (c) the 2nd Deputy Mufti of Uganda as a member;
- (d) the Secretary for Religious Affairs as its Secretary; and
- (e) the 20 Sheikhs made up of two representatives from each Muslim region and holding at least a bachelor's degree in Sharia, Dawa'a or Islamic Studies or

their equivalents from a recognized university and nominated by the Joint Session for the noting of the General Assembly.

- (1) The Majlis Al-Ulama Chaired by the Director of Sharia shall elect the Mufti and the two Deputy Muftis of Uganda from the entire Sunni Male Muslim population of Uganda to be vetted by the Joint Session and introduced to the General Assembly for noting.
- (2) The Majlis Al-Ulama shall address itself to and make final decisions on all matters relating to the interpretation to the Holy Quran and Hadith; the pronouncement of Fatwa; the training, graduation, confirmation, orientation and disciplining of Sheikhs, the promotion of Dawa'a and such other matters as are related or incidental to the foregoing.
- (3) The Majlis Al-Ulama shall verify and approve all Islamic books coming into the Country to the UMSC and shall whenever necessary comment and guide Muslims on any other Islamic books circulating within Uganda.
- (4) Members of the Majlis Al-Ulama, save for the Mufti and his Deputies, shall not be considered employees of the Council.
- (5) For the purpose of this Constitution a Sheikh or Shekat is any person who has learnt Islamic knowledge and holds at least a degree in Islamic studies from a recognized institution.
- (6) The Majlis Al-Ulama shall regulate its own procedure as shall be approved by the Joint Session.
- (7) A member of the Majlis Al-Ulama shall be -
 - (a) a Ugandan male Sunni Muslim,
 - (b) a person of 40 years and and not more 70 years old;
 - (c) a holder of at least a degree in Islamic studies from a recognized university;
 - (d) mature, properly married, respectable and a practicing Muslim;

- (e) with a clean track record and free from offenses under the national and Islamic laws;
- (f) able to speak and write Arabic language;
- (g) with a working experience of 10 years in Muslim leadership; and
- (h) not declared bankrupt under Ugandan law.

(8) A member of the Majlis Al- Ulama shall be liable for removal by the Joint Session on the advice of Majlis A-Ulama for any of the following reasons -

- (a) if he becomes of unsound mind;
- (b) if he is declared bankrupt;
- (c) if he conducts himself in a manner unbefitting a member of the Majlis Al-Ulama;
- (d) if he is convicted of a criminal offence under the laws of Uganda;
- (e) if he violates Islamic norms and national laws;
- (f) if he becomes incapable of performing his duties;
- (g) if he misses two consecutive meetings without sound reason; and

(9) A member of the Majlis Al-Ulama shall vacate his office upon -

- (a) his resignation communicated to the Mufti in writing;
- (b) he may be removed by the Joint Session by a resolution of at least two-thirds of the membership of the Joint Session attending that meeting for that purpose provided a 14 days notice of the meeting and its agenda have clearly been communicated to the members and affected office bearer;
- (c) attaining the age of 70 years; or
- (d) his death.

(10) With the exception of the Mufti and Deputy Mufties any vacancies on the Majlis Al-Ulama shall be filled by the the Executive Committee with the approval of the General Assembly.

ARTICLE 8: EXECUTIVE COMMITTEE.

- (1) There shall be an Executive Committee of the UMSC at the national level with acronym 'NEC' which shall consist of –
 - (a) the Chairperson of the General Assembly as its Chairperson;
 - (b) the Deputy Chairperson of the General Assembly as a member;
 - (c) the Mufti as an ex officio member;
 - (d) one representative from each Muslim region selected by the General Assembly from amongst its members in its first sitting;
 - (e) one representative nominated by the Mufti from each Muslim Region from members of the General Assembly, whether directly elected or appointed by the Mufti to the General Assembly, to be approved by the General Assembly in its first sitting;
 - (f) the Secretary General as its Secretary;
 - (g) a Deputy Secretary General as a Clerk to the meeting to make minutes and keep records on behalf of the Secretary General; and
 - (h) The Secretary for Finance and Administration as an ex-officio member.
- (2) The Deputy Muftis, Deputy Secretary Generals, Director of Legal Affairs and Secretaries shall only attend the meetings of the Executive Committee on invitation.
- (3) A member of the Executive Committee shall be a person qualified to be a member of the General Assembly and shall have at least a bachelors degree in any discipline of study with a working experience of at least five years in Muslim affairs except that the Mufti may make such adjustments in the qualifications of members nominated by him for the approval of the General Assembly as the condition may warrant.
- (4) Any member of the Executive Committee shall be liable for removal by the Assembly for any of the following reasons;
 - (a) insanity;

- (b) being declared bankrupt;
- (c) conducting himself in a manner unbefitting a member of the Executive Committee;
- (d) if convicted of a criminal offence;
- (e) if violates Islamic norms and national laws; or
- (f) becomes incapable of performing duties.

(5) Any member of the Executive Committee shall vacate office upon -

- (a) resignation in writing addressed to the Chairperson and copied to the Mufti and the Secretary General;
- (b) removal by the General Assembly; or
- (c) death.

(6) Vacancies on the Executive Committee shall be filled by the Joint Session, on behalf of the General Assembly, in the following manner -

- (a) in the case of an elected member, he or she shall be nominated by his or her electorate for the approval of the Joint Session; and
- (b) in the case of a member nominated by the Mufti and approved by the General Assembly, by the nomination by the Mufti and approval by the General Assembly in its next sitting.

(7) The Executive Committee shall be the principal governing organ responsible for conducting and administering the affairs of the UMSC and shall have full powers to act on behalf of the Assembly between the meetings of that body but subject to subsequent approval by the General Assembly.

(8) The Executive Committee shall have powers to -

- (a) approve appointments of staff, discipline of staff, transfer and terminate the appointment of employees of the UMSC, that are not catered for, approval of standing committees, adhoc committees, executive boards for industries, schools, houses, hospitals, or other bodies whose membership stand at atleast five and not exceeding seven and including the chairperson and secretary;
- (b) determine the annual fee to be paid by every Muslim in Uganda after the approval of the General Assembly;
- (c) create administrative and other posts necessary for the proper running of the affairs of the UMSC and report to the General Assembly for approval;
- (d) administer the finances of the UMSC;
- (e) enter into or prepare any agreements, halal loans, or charges of any projects intended to generate funds for the UMSC and the supplementary or additional estimates of revenue and expenditure of the UMSC for approval by the General Assembly;
- (f) receive and scrutinize the UMSC's annual estimates of revenue and recurrent and capital expenditure including supplementary from the Management Committee, and present the same to the General Assembly for discussion and approval;
- (g) formulate, issue, promulgate or otherwise enforce any rules, regulations and bye-laws, including staff regulations, financial regulations, administrative regulations, for the better carrying out of the provisions of these Articles and Memorandum of Association for the approval of the General Assembly;

- (h) delegate any or some of its powers, duties and functions to officials, functional committees, boards and commissions; and
- (i) function as the UMSC's Board of Directors for the purpose of meeting the requirements of the company laws of Uganda.

ARTICLE 9: JOINT SESSION.

- (1) There shall be a body called 'The Joint Session' constituted by the joint meeting of the Executive Committee and the Majlis Al-Ulama.
- (2) The Joint Session shall be responsible for, *inter-alia*, -
 - (a) consideration of proposals for the creation of new administrative units or the merging of existing ones for approval of the Assembly whenever necessary;
 - (b) the nomination of a new or returning Secretary General for the approval of the Assembly;
 - (c) the appointment and disciplining of the Director of Sharia, the Director of Legal Services, the Secretaries and such other secretaries as shall be necessary to man the secretariat or departments of the UMSC as it may from time to time create;
 - (d) the filling of vacancies on the Majlis Al-Ulama and the Executive Committee; and
 - (e) the consideration of impeachment of members of the Majlis Al-Ulama and the Executive Committee.
- (3) The Chairperson of the Assembly shall be the Chairperson of the Joint Session except when the meeting is for impeachment of the Chairperson in which case the Mufti shall preside over such a meeting.

- (4) The Joint Session shall, as provided in this constitution, sit for the impeachment of the Mufti.
- (5) The Secretary General shall be the Secretary to the Joint Session but where the meeting is for the Secretary General's impeachment the Chairperson shall designate any of the Deputy Secretary Generals to be secretary of that particular meeting.
- (6) The Joint Session shall make rules to regulate its own procedure subject to the approval of the UMSC General Assembly.

ARTICLE 10: SECRETARY GENERAL.

- (1) There shall be a Secretary General and two Deputy Secretary Generals appointed by the Joint Session from amongst the entire Sunni Muslim population of Uganda through an open and transparent recruitment process involving public invitation for expression of interest and approved by the Assembly.
- (2) The Secretary General shall be a member and secretary of the Management Committee and Secretary to the General Assembly, Executive Committee and Joint Session.
- (3) The Secretary General shall be an ex-officio member of any committee, sub committee, team, adhoc committee or board established by the Assembly, Joint Session or the Executive Committee, or any other body set up for the proper running of the affairs of the UMSC at the national level other than committees set up to investigate and or evaluate the Secretary General's conduct and or performance.
- (4) The duties and responsibilities of the Secretary General shall be to-
 - (a) ensure that UMSC has a robust and up to date strategic plan to guide the operations and activities of the different organs;
 - (b) supervise and oversee the Deputy Secretary Generals;
 - (c) organize personnel, groups, representatives at different levels, projects and all structures and organs of the UMSC through periodic employee performance management evaluation for effective and efficient conduct of UMSC business;

- (d) play the leading role and give strategic direction to the executive and administration of the UMSC;
- (e) put in place and ensure proper, transparent and robust financial management of the UMSC resources in accordance with internationally acceptable financial management systems;
- (f) implement ethical management systems;
- (g) with supervision of the Mufti, mobilize resources required for the efficient implementation of the objectives of the UMSC;
- (h) initiate and pursue establishment of policies, regulations, bylaws, and procedures for proper, professional and Islamic management of the UMSC and the fulfillment of its objectives;
- (i) execute and provide, with the supervision of the Mufti, accountability for all UMSC projects;
- (j) initiate key executive policies and decisions with the approval of the relevant organs; and
- (k) be responsible for coordination of the financial, administrative and other matters of all the Regional, District and other levels of the UMSC administrative structures and organs and shall, in that regard, issue such directives and guidelines as are consistent with the provisions of the Constitution.

(5) The Secretary General shall be directly answerable to the Mufti for matters pertaining to Management of the UMSC, the Executive Committee for matters relating to the business of the Executive, and to the Joint Session and General Assembly on matters relating to the Joint Session and the General Assembly respectively.

(6) The Secretary General shall be the supervisor of the Secretariat and shall monitor and give directives to Directors and Secretaries in consultation with the Mufti.

(7) The Secretary General shall have power to delegate any of the powers and duties vested in the Secretary General to the deputies or any other subordinate officials of

the UMSC but shall remain accountable for the proper exercise of such powers and execution of such duties.

- (8) The Secretary General shall be responsible for coordination of the financial, administrative and other matters of the regions and lower administrative structures in that regard and may issue such directives as is necessary.
- (9) Subject to any contrary provision in these Articles, the tenure of the Secretary General and the Deputies shall be seven years and shall be eligible for re-appointment once subject to a successful performance appraisal by the Executive Committee and approval by the Joint Session.
- (10) There shall be a Deputy Secretary General in-Charge of Finance and Administration and a Deputy Secretary General in-Charge of Planning and Development.
- (11) The Deputy Secretary General in-Charge of Finance and Administration shall have the following roles -
 - (a) deputise the Secretary General on matters of Finance and Administration within the UMSC;
 - (b) be in charge of human resource management of the UMSC with the guidance of the Secretary General;
 - (c) deal with administrative and financial matters and complaints from regions and districts and report to the Secretary General and Management Committee;
 - (d) manage administration and support staff with the guidance of the Secretary General;
 - (e) supervise the Secretary of Finance and Administration and report to the Management Committee;
 - (f) chair the Management Disciplinary Committee; and
 - (g) carry out any other duties as shall be assigned by the Secretary General, Management Committee and the Executive Committee.

(12) The Deputy Secretary General in-Charge of Planning and Development shall have the following roles -

- (a) be responsible for strengthening and building robust UMSC organs and structures including but not limited to capacity building, policy initiation and implementation;
- (b) initiate and propose to the Secretary General appropriate strategic plan for the UMSC;
- (c) initiate and propose to the Secretary General development projects necessary for attainment of the UMSC objectives; and
- (d) deputize the Secretary General and carry out such duties as may be assigned by the Secretary General and Management Committee.

(13) The post of the Secretary General and the deputies shall be filled after public advertisement and the terms and conditions of recruitment and service shall be contained in the management and personnel manual to be developed by the Executive Committee from time to time with the help of experts to be appointed for that purpose.

(14) Without prejudice to the provision of sub-article (13) above the Secretary General and a Deputy Secretary General shall be -

- (a) a respectable, properly married and a practicing Sunni Uganda Muslim of sound mind;
- (b) a holder of at least a masters degree preferably in managerial studies from a recognized institution and a certificate in administrative law from an accredited institution;
- (c) fluent in the English language and working knowledge of Arabic language;
- (d) with a clean track record and free from offences under the national and Islamic laws;
- (e) not have been successfully impeached by any of the UMSC organs;

- (f) at least 40 years old and not more than 65 years old; and
- (g) with a working experience at a managerial level in a busy organization of at least 10 years.

(15) Where any instrument or any document is required to be signed or endorsed by the Secretary General that instrument or document shall be signed or endorsed by only the Secretary General except if the Secretary General, in writing, subject to sanction of the Management Committee and the approval the Executive Committee, designates any of the Deputy Secretary General or such other official of the UMSC to sign or endorse such instrument or document on his behalf.

(16) Subject to this constitution, the Secretary General, the Deputy Secretary Generals and the Mufti shall not originate from the same region so as to promote regional balance.

(17) The Secretary General shall be liable for removal by the Joint Session with the approval of the Assembly for any of the following reasons -

- (a) if declared bankrupt;
- (b) if he conducts himself in a manner unfitting of the office;
- (c) upon conviction for an offence under the laws of Uganda;
- (d) if he violates Islamic norms and national laws;
- (e) if he becomes incapable of performing the duties of the office; or
- (f) upon failing to meet the performance evaluation criteria as may be set by the Executive Committee from time to time.

(18) The Secretary General and the Deputy Secretary General shall vacate office if –

- (a) the person resigns in writing addressed to the Chairperson of the UMSC;
- (b) the person is removed as a result of a successful impeachment;
- (c) he or she attains the age of 65 years of age; or

- (d) the person dies.
- (19) Upon a successful completion of the first tenure of service of seven years a person who served as a Secretary General shall be entitled to privileges and benefits as shall be enshrined in the human resource manual and retirement policy. For avoidance of doubt this provision does not apply to a Deputy Secretary General.

ARTICLE 11: IMPEACHMENT OF THE CHAIRPERSON, DEPUTY CHAIRPERSON, MUFTI, DEPUTY MUFTIS, SECRETARY GENERAL AND THE DEPUTY SECRETARY GENERALS.

- (1) An impeachment shall be initiated by a written petition made in triplicate and signed by at least a third of the membership of the Joint Session and upon receipt of such petition the Chairperson or Mufti, as the case may be, shall convene a meeting of the Joint Session as provided hereafter.
- (2) Where the impeachment is against the Chairperson the petition shall be addressed to the Mufti.
- (3) In any other cases affecting the Deputy Mufti, 1st Deputy Mufti, the Secretary General and Deputy Secretary Generals, the petition shall be addressed to the Chairperson.
- (4) On receipt of the petition the Chairperson or the Mufti, as the case may be, shall acknowledge the petition by signature and return a copy to the petitioner or petitioners and shall within three working days serve a copy thereof to the person impeached in person or through his officially known postal address, provided there is evidence of such postage, for a written reply within 7 days and such person shall, upon receipt of the petition acknowledge the same and shall stand suspended and cease to have powers to act on behalf of the UMSC and shall immediately vacate office and where he or she is entitled to emoluments, shall be subjected to half pay until the impeachment is concluded.

- (5) The written reply to the petition shall be in triplicate and shall be acknowledged by the Chairperson or the Mufti, as the case may be, and a copy shall be served on the petitioner or petitioners within three days of receipt by the Chairperson or the Mufti, as the case may be, through the address and manner in which the petition was filed and served.
- (6) The Chairperson or the Mufti, as case may be, shall not decline to serve the impeached person with a valid petition otherwise the Chairperson or the Mufti shall be considered to be unable to perform his duties with consequences as provided for in this constitution.
- (7) Where the person impeached deliberately fails to acknowledge the petition then the Chairperson or the Mufti, as the case may be, shall state in writing and under affirmation that he served the person impeached on such date and time and such person shall stand suspended without access to the designated office and shall also be subjected to further disciplinary process for rejecting the petition.
- (8) A Joint Session shall convene at least seven days but not exceeding fourteen days after service of the copy of the petition to the person impeached, whether or not a written reply is made by the person impeached, to hear the petition on the principal of equity and natural justice and the person impeached shall have a right to appear and be heard for the hearing in person unless he or she waived that right by not responding to the notice of hearing served on him or her, in the manner of service of the petition, at least three clear days before the hearing.
- (9) Where the person impeached is the Secretary General or any of his Deputies, the Mufti shall appoint one of the secretaries to act as secretary to the Joint Session and the Joint Session shall appoint an acting Secretary General or Deputy Secretary General for a period not exceeding three months.

- (10) A person impeached shall be, within twenty fours, served with an impeachment letter signed by the Chairperson or the Mufti, as the case may be, stating that the person has been suspended as a result of the impeachment, the date and the conditions of the suspension and a copy of the impeachment letter shall be served on the petitioner or petitioners and another copy shall be affixed in the impeachment file.
- (11) For the impeachment to succeed or fail it shall be supported by two thirds of the members of the Joint Session whose reasoned written proceedings and decision shall be certified by the UMSC's Directorate of Legal Affairs and forwarded to the General Assembly for approval of the dismissal or reinstatement as the case may be.
- (12) Upon the removal of the Chairperson or Secretary General or their Deputies with the approval of the General Assembly, the Joint Session shall declare the position vacant and if it is the Chairperson then Deputy Chairperson shall act until the next General Assembly and if it is the Deputy Chairperson then position shall be filled in the next sitting of the General Assembly; and if it is the Secretary General's position declared vacant, then one of the Deputy Secretary Generals may be designated by the Joint Session as the Acting Secretary General, and if it is the Deputy Secretary General's position then the Joint Session shall appoint one of the Secretaries to act until a substantive office bearer is appointed as provided for in this constitution.
- (13) Where an impeached person is absolved by a special or the next General Assembly then he or she shall be reinstated with all the rights and privileges and shall be paid all salary arrears withheld as a result of the suspension and the person acting in his or her position shall also resume his or substantial position without taking as the oath taken before impeachment shall be automatically validated.

(14) Any person appointed on acting capacity shall take oath of office and secrecy and such oath shall only expire if the person leaves the acting capacity.

(15) In case the person nominated is the acting Secretary General at the Special General Meeting the Assembly shall appoint a person to act as temporary Secretary for that meeting.

ARTICLE 12: THE MANAGEMENT COMMITTEE.

(1) There shall be a Management Committee consisting of the following –

- (a) His Eminence the Mufti who shall be the Chairperson and overall head;
- (b) the Deputy Mufti as a member;
- (c) the 1st Deputy Mufti as a member;
- (d) the Secretary General as its Secretary;
- (e) the two Deputy Secretaries Generals as members;
- (f) the Director of Sharia as an ex-officio member;
- (g) the Director of Halal;
- (h) the Director of Legal Services;
- (i) the Internal Auditor;
- (j) the Secretary for Finance and Planning;
- (k) the Secretary for Religious Affairs;
- (l) the Secretary for Haj and Umrah;
- (m) the Secretary for Administration and Human Resources;
- (n) the Secretary for Zakat and Swadaqa;
- (o) the Secretary for Social Services;
- (p) the Secretary for Education and Sports;
- (q) the Secretary for Awqaaaf and Endowments;
- (r) the Secretary for Women and Children Affairs;
- (s) the Secretary for Da'awah;
- (t) the Secretary for Youth Affairs, and

- (u) any other Secretary that may be appointed from time to time by the Joint Session with the approval of the General Assembly .

(2) The Management Committee shall -

- (a) ensure the propagation of Islam and strengthen faith in the Muslim population;
- (b) ensure that there exists an efficient and capable administration at all levels of management;
- (c) plan, organize and supervise the administration of the UMSC's affairs so as to ensure the stability, development and prosperity of Muslims of Uganda;
- (d) co-ordinate and supervise UMSC Staff in their day to day work;
- (e) initiate and negotiate agreements subject to scrutiny by the Executive Committee;
- (f) promote and preserve discipline among UMSC Staff;
- (g) prepare annual budgets for the scrutiny by the Executive Committee of the UMSC and for onward submission to the Assembly for approval;
- (h) devise ways and means of raising resources to strengthen the finance of the UMSC;
- (i) prepare performance reports regularly for consideration of the Executive Committee;
- (j) maintain good relationship internally and externally with other bodies or authorities;
- (k) make sure that the Muslim community is well served and supported in all sectors in Uganda;
- (l) facilitate the operations of Women Councils, Youth Councils and any other Councils as may be approved by the General Assembly;
- (m) initiate and recommend the creation of new offices;
- (n) in case of emergencies, to facilitate elections within three months; and
- (o) conduct civic education and create awareness among UMSC members.

- (3) The Management Committee shall make rules to regulate its own procedure subject to the approval of the General Assembly.
- (4) The Management Committee shall be the principal instrument for running the day-to-day affairs of the UMSC and each member shall be individually responsible for the initiation of policies and the administration of such department or directorate as may be assigned to such a member by the Joint Session.
- (5) Each of the Directors and Secretaries shall be responsible to the Secretary General in the administration of such directorates, departments or secretariats as may be assigned to him or her and the Management shall be collectively responsible to the Executive Committee and the Assembly for the proper administration of the affairs of the UMSC.
- (6) The Management Committee shall meet at least once every week or as the circumstances may warrant.
- (7) The Management Committee may establish such sub-committees to aid the dealing with the affairs of particular departments or secretariats as may be deemed necessary.
- (8) Before taking office every member of the Management Committee shall be required to take an oath in the prescribed form -
 - (a) to observe and uphold the Sharia and this Constitution; and
 - (b) not to divulge or disclose UMSC secrets that may come to his or her knowledge by virtue of his or her office.
- (9) The Secretary General, with a recommendation from the head of department, shall have power to suspend any staff not exceeding seven days, and may assign such portfolios and departmental responsibilities to any other staff as he shall think fit but where the affected staff is the head of department or directorate then he shall consult the Mufti before suspending such a staff.
- (10) In any case of suspension they shall immediately be referred to the Management Committee for consideration and if the Management Committee shall uphold such suspension, then the matter shall be referred to the Joint Session for final decision.

(11) If any staff is out of Uganda or otherwise unable to perform his duties for any other good reason the Secretary General shall, in consultation with the Mufti, designate some other person to perform his or her duties.

ARTICLE 13: DIRECTORATE OF HALAL.

(1) There shall be a Directorate of Halal headed by the Director of Halal assisted by the Deputy Director of Halal.

(2) The Director of Halal shall be in charge of Halal accreditation and standards and the Deputy Director of Halal shall be in-charge of enforcement, supervision and implementation of UMSC Halal policies in line with Organization of Islamic Countries and other international Halal standards and guidelines.

(3) The Directorate shall have a Secretary for Halal with at least a bachelor's degree in food science and nutrition or its equivalence.

(4) The Director and the Deputy Director shall be appointed by the Joint Session.

(5) The Director and the Deputy Director shall have the following qualifications –

(a) a Ugandan Sunni Muslim;

(b) at least 40 years old and not exceeding 65 years;

(c) be a holder of at least a masters degree in Sharia or its equivalent from an accredited university;

(d) respectable, properly married and a practicing Muslim;

(e) with a clean track record and free from offences under the national and Islamic laws; and

(f) with at least five years working experience in the relevant field.

(6) Functions of the Directorate of Halal are to –

- (a) conduct and corroborate with national and international institutions in conducting research on products and Halal Certification criteria, preparation and development of policies and strategic plan on protection, provision of services, production and packaging of products entitled to Halal certification and labelling;
- (b) supervise and review the manufacturing and processing of products eligible for registration and certification as Halal products and services;
- (c) investigate and propose legal measures to be taken by the UMSC and the national standards regulator and other enforcement agencies against any violation of assessment criteria on technical standards, Halal certification and incorrect use of the Halal label including inappropriate use or usage on expired products and services;
- (d) promote awareness on Halal to stakeholders;
- (e) act as a secretariat of the examination of Halal products in Uganda;
- (f) prepare annual action plans and budget of the Directorate and submit them to the Secretary General for inclusion in the UMSC annual budget for approval by the General Assembly;
- (g) participate in the development of national, regional and international Halal standards and related deliverables;
- (h) organize and hold workshops and conferences to deliberate and offer guidance on Halal standards;

- (i) carry out Halal accreditation of products and services in Uganda in line with international best practices and national Halal integrity standards and guidelines;
- (j) set up UMSC Halal testing laboratories in Uganda in line with international best practices, national Halal standards, related deliverables and the national standard regulator laboratory recognition scheme;
- (k) ensure training of personnel in Halal matters;
- (l) create a think tank of Halal practitioners and Halal products and service suppliers in Uganda;
- (m) manage and organize administrative work, staffing, and inventories of the directorate;
- (n) set Halal certification, accreditations and audit fees with the approval of the Executive Committee;
- (o) collect and provide accountability of fees charged by the directorate and all grants received by the Directorate to the Executive Committee;
- (p) create and maintain an up-to-date register of Halal compliant and accredited products and entities in Uganda;
- (q) issue or revoke of Halal certification and accreditation certificates and stamps; and
- (r) perform other relevant duties as assigned by the Executive Committee relevant to the Directorate.

(7) The Director of Halal shall be responsible for the proper execution of the mandate of the Directorate.

- (8) All staff in the Directorate, including the Director and the deputies, shall serve on a fixed contract period of five years renewable and on such other terms and conditions as shall be spelt out in the UMSC human resources and personnel manual from time to time.
- (9) The Secretary of Halal in the Muslim District Council shall have the same duties *mutatis mutandis* like the Directorate of Halal and shall be answerable to the Director of the Halal in the execution of the duties of the office in addition to the normal reporting lines within the District. For the avoidance of doubt, all certification and accreditation of Halal products, services, manufacturers and or suppliers shall be done by the Directorate at the UMSC headquarters.
- (10) The Directorate of Halal shall have other subordinate offices and officers as may be determined by the Executive Committee from time to time including the Officer in-Charge of Halal Education and Awareness, the Officer in-charge of Registration and Certification of Halal Products and Services; the Officer in-charge of Investigation of Halal Products and Services and the Officer in-charge of Investigation of Halal Products and the Officer in- charge of Non-Food Services.

ARTICLE 14: THE DIRECTORATE OF LEGAL AFFAIRS

- (1) There shall be a Directorate of Legal Affairs headed by the Director and deputized by the Deputy Director.
- (2) The Directorate of Legal Affairs shall have such number of staff as shall be decided by the Executive Committee and approved by the Joint Session.
- (3) The Director and the Deputy Director shall have the following qualifications -
 - (a) be a Ugandan Sunni Muslim;
 - (b) at least 35 years old and not exceeding 65 years;
 - (c) qualified to be a judge of the High Court of Uganda;
 - (d) have at least a holder of a masters of laws degree;
 - (e) respectable, properly married and a practicing Muslim; and
 - (f) with a clean track record and free from offences under the national and Islamic laws.

(4) All service of summons and other legal processes to Uganda Muslim Supreme Council shall be effected on the Director of Legal Affairs at UMSC headquarters who shall have a receipt stamp approved by the Executive Committee for that purpose.

(5) Commencement of any suit by UMSC shall only be done by or with the written endorsement of the Director of Legal Affairs with the approval of the Secretary General except where the suit relates to the office bearers.

(6) The duties of the Directorate of Legal Affairs shall be -

- (a) to represent UMSC and its related entities in litigation before Courts of Law;
- (b) provide legal advisory services to the General Assembly, Joint Session, the Executive and other lower organs of the UMSC;
- (c) guide the UMSC in the formulation and drafting of policies and operational manuals for efficient and effective running of the affairs of the UMSC organs;
- (d) its Director to attend Management, Executive Committee, Joint Session and General Assembly meetings as an ex officio member;
- (e) provide corporate governance, advisory and capacity building to UMSC organs and officials;
- (f) carry on any other roles as may be assigned by the General Assembly through the relevant organs from time to time;
- (g) nominate an ex officio member to the Halal Directorate;
- (h) its Director to be a member and act as an advisor to the UMSC Endowment Trust (s);
- (i) to represent the UMSC on any body or organ that the Management Committee deems necessary;
- (j) to establish, maintain and manage the legal chambers of UMSC; and

- (k) to manage any external legal counsel engaged by UMSC to act on its behalf in any legal matter.
- (7) All the staff of the Directorate shall be recruited through the recruitment procedure spelt out in this constitution and the UMSC human resources and personnel manual.
- (8) All staff in the Directorate including the Director and the deputy shall serve on a fixed contract period and on such other terms and conditions as shall be spelt out in the UMSC human resources and personnel manual from time to time.

ARTICLE 15: DUTIES OF OTHER HEADS OF DEPARTMENTS

(1) Secretary for Administration and Human Resources.

There shall be the Secretary for Administration and Human Resource and whose duties shall be to -

- (a) be a secretary to the Appointment and Disciplinary Committee;
- (b) plan, direct and coordinate the administrative functions of UMSC;
- (c) oversee the recruiting, interviewing and hiring of new staff;
- (d) be a linkage between UMSC Management and its employees;
- (e) process the list of staff pay roll and maintain employee's records;
- (f) conduct and implement disciplinary action of employees;
- (g) make and update any policy related to the welfare of employees of the council;
- (h) be, with supervision of the Deputy Secretary General in-charge of Finance and Administration , responsible for the benefits and gratuity of staff;
- (i) promote and protect the rights of employees the UMSC; and
- (j) carry out any duties assigned by the Secretary General.

(2) Secretary for Religious Affairs.

There shall be the Secretary for Religious Affairs who shall also member of Majlis Al Ulama and responsible for the following duties -

- (a) coordinating and streamlining muslim religious affairs and activities at all levels and to guide appropriately;
- (b) working closely with government of Uganda on religious matters;
- (c) keeping record of all religious leaders of the UMSC;
- (d) advising and helping the appointment authority over the appointment of Imams, County Sheikhs, and District Kadhis; and
- (e) performing such duties as may be assigned by any organ of the UMSC.

(3) **Secretary for Finance and Planning.**

There shall be a Secretary for Finance and Planning appointed by the Executive Committee from the entire Muslim Sunni Population in Uganda through an open and transparent recruitment process involving public invitation for expression of interest and approved by the Joint Session;

- (a) who shall have the following qualifications;
 - i. be a holder of a bachelor's degree in Accounting from a recognized university or professional institution and accreditation by the Institute of Certified Public Accountants of Uganda;
 - ii. have a working experience of at least five years from a reputable institution;
 - iii. be with a demonstrable full knowledge of Accounting and Planning;
 - iv. properly married and a practicing Sunni Muslim;
 - v. be at least 40 years of age and not more than 65 years; and
 - vi. with a clean track record and free from offences in Islamic and national laws;
- (b) and with the following duties;
 - i. to control the income and expenditure of the Council;
 - ii. to implement the overall financial and economic policies and strategies of the UMSC and its subsidiary or associated company and undertakings;

- iii. receiving departmental budgets, regional budgets and district budgets and compile them into the UMSC master budgets for the consideration of the Management Committee;
- iv. preparing or cause to be prepared statements of accounts of the UMSC financial affairs and present the same to the Management Committee and thereafter to the Executive Committee; and
- v. generally advise the Secretary General on the state of finances of the UMSC to ensure that the same is healthy at all times.

(4) **Deputy Secretary for Finance and Planning.**

There shall be a Deputy Secretary for Finance and Planning in-charge of Strategic Planning and Implementation and appointed by the Executive Committee from the entire Muslim Sunni population in Uganda through an open and transparent recruitment process involving public invitation for expression of interest and approved by the Joint Session –

- (a) whose qualification shall be;
 - i. a holder of at least a bachelor's degree in business studies, statistics or its equivalent from a recognized university or a professional institution;
 - ii. with a working experience of at least three years; properly married and a practicing Sunni Muslim;
 - iii. free from offences under the national and Islamic laws;
 - iv. at least aged 35 years and not exceeding 65 years; and
 - v. with a clean track record and free from offences under the national and Islamic laws; and
- (b) whose duties shall be;
 - i. drawing strategic plan, poverty alleviation plans, development policies, economic policies and design income generating activities plan of the UMSC;

- ii. represent and deputize the Secretary for Finance and Planning where necessary; and
- iii. any other duty that may be assigned to him or her by the Secretary General or Secretary for Finance and Planning.

(5) Accountant and Cashier.

There shall be an Accountant and a Cashier with a requisite bachelors degree and other relevant qualifications who shall both;

- (a) be appointed by the Executive Committee from the entire Muslim Sunni Population in Uganda through an open and transparent recruitment process involving public invitation for expression of interest and approved by the Joint Session;
- (b) manage the day to day flow of cash in the UMSC; and
- (c) perform such other duties as shall be specifically set out in the Human Resources and Personnel Policies Manual of the UMSC.

(6) Internal Auditor.

There shall be an independent Internal Auditor, with a requisite professional qualification, to audit the books of accounts from the highest to the lowest levels and units of the UMSC and shall be;

- (a) appointed from the entire Muslim Sunni Population in Uganda through an open and transparent recruitment process involving public invitation for expression of interest and approved by the Joint Session.
- (b) reporting directly to the Executive Committee, and

(c) other duties shall be specifically set out in the Human Resources and Personnel Policies Manual of the UMSC.

(7) **The Secretary for Education and Sports.**

There shall be a Secretary for Education and Sports whose duties shall be –

- (a) to supervise the following Education Officers who shall be appointed by the management committee;
 - i. In –charge of Early Child and Primary Education;
 - ii. In- charge of Secondary and Vocational Education;
 - iii. In-charge of Tertiary and University Education;
 - iv. In-charge of Sports and Extra Curricular activities; and
 - v. In-charge of Examinations and Curriculum Development and who shall also be chairperson of the UMSC Examination Board; all who shall have at least a degree in education or related discipline and who shall be nominated by the Management Committee and approved by the Executive Committee.
- (b) strengthen the existing Muslim education institutions and Madrasa and establish and approve new one at different levels in the different parts of the country;
- (c) shall be or nominate a person with approval of the UMSC Management Committee on the foundation body of all Muslim institutions and shall regulate and ensure proper management of Muslim founded schools and institutions in Uganda;
- (d) to ensure promotion of religious, moral values, attitudes and skills in learning institutions;
- (e) to establish uniform advocacy for education and control quality of education;
- (f) to participate in implementation, monitoring and evaluation of education services;

- (g) ensure that education policy and objectives as enshrined in the constitution are observed and implemented in all levels of education;
- (h) initiate policies and reforms of education as the need arises from time to time;
- (i) appoint relevant implementing agencies for effective implementation of its programs;
- (j) promote and encourage Muslim schools and individuals to participate in sports activities, and to develop such talents to national and international levels;
- (k) regulate, manage, supervise, oversee Islamic education examinations, and improve on Islamic education curriculum and ensure use of relevant learning materials in schools;
- (l) be the official representative of all Muslim institutions and cooperate with the government on education related matters;
- (m) shall represent the UMSC on any board, committees, and commission related to education;
- (n) be the official representative of Council at the Ministry of Education;
- (o) manage registration of Muslim schools and colleges including madrasa, pre-primary, primary, secondary, post-secondary, tertiary, university and vocational Institutions;
- (p) solicit, manage scholarships and bursaries and to cooperate with such organizations, institution and countries with similar programs;
- (q) be in charge of Islamic entertainments, sports and leisure;
- (r) be secretary to the UMSC Education Committee which is constituted and appointed by the Management Committee with not less than five members including the chairperson; and
- (s) implement any other duty that may be assigned to the department by Secretary General and Management Committee on behalf of the General Assembly.

(8) **Secretary for Social Services.**

There shall be a Secretary for Social Services whose duties shall be to-

- (a) conduct an organizational capacity assessment of projects and programmes under the UMSC;
- (b) develop funding proposals for addressing specific needs of the marginalized and disadvantaged Muslim groups;
- (c) study donor trends and identify areas where UMSC has comparative advantage and need for possible support;
- (d) develop and implement an organizational development plan to address identified gaps in UMSC projects and programmes;
- (e) coordinate all welfare projects and programmes under UMSC;
- (f) contact and make referrals to other agencies and organizations for support;
- (g) be responsible for registration and monitoring of all Muslim organisations in the country;
- (h) be in charge of health, environment, agriculture, trade, tourism, poverty alleviation, micro-finance, child-welfare, elderly, needy, refugees, internally displaced persons, the people with disability, and other vulnerable group programmes;
- (i) mobilize the Muslim against HIV-AIDS, drug-abuse and other immoralities; and
- (j) perform any other duties as may be assigned by Secretary General and the Management Committee on behalf of the General Assembly.

(9) **The Secretary for Women and Children Affairs.**

There shall be a Secretary for Women and Children Affairs whose duties shall be -

- (a) Secretary to the UMSC Women Council;
- (b) spreading Islamic propagation among Muslim women in liaison with Secretary for Dawaah;
- (c) empowering Muslim women socially and politically;

- (d) lobbying developmental programmes from government and other developing partners;
- (e) attending to Muslim women and children challenges;
- (f) presiding over Muslim women and children functions;
- (g) formation of a data bank for the qualified Muslim women; and
- (h) any other duty that may be assigned to her by the Secretary General and Management Committee on behalf of the General Assembly.

(10) The Secretary for Youth Affairs.

There shall be a Secretary for Youth Affairs whose duties shall be to -

- (a) be a secretary to the UMSC Youth Council;
- (b) be in-charge of all Muslim youths in the Country;
- (c) advice the UMSC on youth matters in the Country;
- (d) promote youths' activities within the Muslim structure and beyond;
- (e) work closely and coordinate Muslim youth projects through government and other development partners;
- (f) organize and preside over youth activities and functions including entertainment in conjunction with relevant departments ;
- (g) empower the youth socially, economically and politically; and
- (h) carry out any other duty that may be assigned to by the Secretary General and the Management Committee in behalf of the General Assembly.

(11) The Secretary for Haj and Umrah.

There shall be a Secretary for Haj and Umrah whose duties shall –

- (a) be responsible for Haj and Umrah programmes in the country;

- (b) with the instructions from the Management Committee, work or coordinate with governments and embassies on any issue related to Hijjah and Umrah;
- (c) with instructions from the Management Committee, work with government in the establishment and running of the national bureau of Haj Affairs;
- (d) be the head of Haj and Umrah board committee;
- (e) conduct awareness and sensitize on all Muslims on Haj and Umrah related issues;
- (f) mobilize Muslims to perform Haj and Umrah;
- (g) carry out sensitization programmes on performance of Haj and Umrah;
- (h) educate and disseminate any information concerning requirements of every Haj season;
- (i) manage Majlis Tours and Travel on behalf of the UMSC;
- (j) establish Haj investment fund - *Tabung Haj*;
- (k) advice the UMSC on any Haj and Umrah affairs in the Country;
- (l) make guideline and policies related to performance of Haj and Umrah; and
- (m) perform any other duty as may be assigned to him by the Secretary General or Management Committee on behalf of the General Assembly.

(12) The Secretary for Zakat and Swadaqa.

There shall be the Secretary for Zakat and Swadaqa whose duties shall be to—

- (a) establish and maintain a Zakat board at UMSC headquarters;
- (b) establish Zakat Investments Fund;
- (c) formulate Zakat committees at District and County levels;
- (d) supervise and manage all collections and distributions of Zakat in the Country;
- (e) educate, conduct awareness and orient Muslims on the importance of paying Zakat in the country;
- (f) ensure that the UMSC is the only body to collect and distribute Zakat in the country on behalf of Muslims and to assign such duties to any other body as the UMSC deems fit; and

- (g) do any other duties that may be assigned by the Management Committee on behalf of the General Assembly.

(13) The Secretary for Awqaaf and Endowments.

There shall be Secretary for Awqaaf and Endowments whose duties shall be to—

- (a) be secretary to the UMSC Property and Endowment (Awqaaf) Trust;
- (b) establish a uniform system of administering Muslim property in Uganda;
- (c) provide land and property rules and regulations that will enhance and ensure safety and socio-economic development of Muslim land and property in Uganda;
- (d) create awareness of land and property ownership for Muslims in Uganda;
- (e) educate and sensitize Muslims on the importance of Waqf in a Muslim's life;
- (f) contract individuals or Muslim organizations to do surveys and valuation to Muslim land and property;
- (g) protect all Muslim land and property;
- (h) acquire, document and register land from all acceptable available sources;
- (i) coordinate with government bodies that are concerned with land and property matters;
- (j) arbitrate land disputes over UMSC land before resorting to courts of law;
- (k) coordinate and closely work with other bodies related with Awqaaf and endowment internationally;
- (l) establish Awqaaf committees and district land boards to ensure easy and proper management;
- (m) represent the UMSC on any matters related to Awqaaf within and outside the country; and
- (n) to carry out any other duties that may be assigned by the Management Committee.

(14) **The Secretary for Dawa'ah.**

There shall be the Secretary for Dawa'ah whose duties shall be to –

- (a) promote Dawa'ah propagation and awareness in the country;
- (b) monitor and evaluate Dawa'a activities and projections as per set goals;
- (c) improve and promote the image of Islam through corporate social responsibility activities like charity, hospital visits, community volunteering service;
- (d) address the negative actions that portray Islam in bad image and promote good deed;
- (e) network and increase connections of Duats to national and global Dawa'a persons and organizations for exposure, study and other beneficiaries;
- (f) mobilize resources for Dawa'a activities;
- (g) improve Dawa'a working conditions and welfare for the upcoming, serving and retired Dawa'a practitioners and making a database and registration of all Dawa'a practitioners and streamlining all Dawa'a activities from top to down structures;
- (h) train, regulate and license Duats or religious preachers; and
- (i) organise and conduct Dawa'a workshops, seminars and refresher courses at all levels of UMSC structures.

ARTICLE 16: FINANCE OF THE COUNCIL

- (1) The financial year of the UMSC shall run from 1st January to 31st December of the calendar year.
- (2) The Management Committee shall prepare an annual budget of the Council's estimates of revenue, recurrent and capital expenditure for presentation to Executive Committee for scrutiny and submission to the General Assembly for consideration and approval before the beginning of the financial year to which it relates.

- (3) Subject to any financial regulations that may be promulgated, any expenditure of the UMSC funds shall be effected by means of written instruments signed by the proper officer, under the supervision of the Secretary General as the chief accounting officer of funds of the council. “Proper Officer” in this article means any official of the UMSC authorized by the Management Committee to control any votes or items of expenditure.
- (4) The Management Committee shall have power to approve any re-allocation of votes within a given department and may transfer funds from one department to the other and from a department to the General Account with the approval of the Executive Committee.
- (5) The UMSC shall have powers to borrow funds in accordance with Sharia for the smooth running of its activities subject to a resolution of the Executive Committee provided that any borrowing involving mortgaging of UMSC properties shall require a resolution of the General Assembly supported by two thirds of the members.
- (6) All instructions concerning the council’s financial transaction shall be in writing.
- (7) Revenue-earning departments or institutions of the UMSC shall, subject to any relevant financial regulations, be self-accounting units and shall, where appropriate, be run as separate subsidiary companies with their own Boards of Directors appointed by and responsible to the Executive Committee.
- (8) Without prejudice to the foregoing provision, the UMSC internal and external auditors shall be responsible for auditing the books of account of all revenue earning departments or institutions and their respective incomes and expenditures shall form part of the UMSC annual master budget to be approved by the General assembly.
- (9) The UMSC shall open and operate such bank accounts at such Banks as the Executive Committee shall from time to time decide.
- (10) Muslim District Councils shall with the approval of the Secretary General open and operate Bank Accounts in the name of Uganda Muslim Supreme Council and shall follow the financial provisions or any special regulations or bye-laws laid down for Regions and Districts by the Executive Committee or the Secretary General. The Secretary General shall report to the Management Committee and the Executive Committee of the existence of such accounts.

(11) The Management Committee shall be responsible for maintaining proper books of Accounts showing –

- (a) income and expenditure;
- (b) assets and liabilities of the Council;
- (c) complete inventory of all the assets and properties of the Council;
- (d) complete and up to date asset register of all assets and properties of the Council; and
- (e) proper books of accounts shall be well kept and shall give a true and fair view of the state of the UMSC affairs and to explain its transactions.

(12) The books of Accounts shall be kept at the registered Office of the UMSC or at such other place or places as the Executive Committee shall think fit, and shall always be open to the inspection by the Executive Committee.

(13) The accounts of the UMSC and all its organs shall be annually audited by a firm of qualified external auditors proposed by the Executive Committee and approved by the Assembly.

(14) There shall be the UMSC Audit and Risk Management Committee nominated by the Executive Committee from the entire Muslim population of Uganda but at least 50 percent of the membership shall be members of the assembly and approved by the assembly, whose duty shall be to scrutinize the audited accounts of the UMSC. The UMSC Audit and Risk Management Committee shall have power to summon any UMSC official, except the Mufti, to answer any questions that may arise from the audited accounts of the UMSC.

(15) The UMSC Audit and Risk Management shall make its reports and recommendations to the Executive Committee and to the General Assembly for appropriate action.

(16) Every Muslim in Uganda who is a member of UMSC shall pay an annual fee initiated by the Management Committee and determined by the Executive Committee from time to time and approved by the Assembly.

(17) The revenue of the UMSC shall be derived from donations, collections and payments made by Muslims in accordance with the Sharia and Waq'fu establishment and from activities of economic nature undertaken by or on behalf of the UMSC.

(18) The Executive Committee shall from time to time determine the proportion of funds collected from the Muslims to be retained by or forwarded to –

- (a) Juma Mosque Committees;
- (b) County Councils; and
- (c) District Councils.

(19) Notwithstanding any provision to the contrary, Uganda Muslim Supreme Council shall open bank accounts throughout its structures for the smooth running and for easy accountability as follows-

- (a) the Headquarters shall have such number of General Accounts and Departmental Accounts as shall be permitted by the Executive Committee;
- (b) the joint signatories to the General Account and Departmental Accounts shall be determined by the Executive Committee;
- (c) the District Accounts shall be managed by the District Administration and the signatories shall be the District Kadhi, District Secretary and the District Secretary for Finance;
- (d) the County Account shall be managed by the County Administration and the signatories shall be the County Skeikh, County Secretary and the County Secretary for Finance;
- (e) the Mosque Account shall be managed by the Mosque Administration and the signatories shall be the Imaam, Mosque Secretary and the Mosque Secretary for Finance, however,
- (f) the Executive committee may recommend opening of any other account as it deems fit.

ARTICLE 17: MEETINGS OF THE COUNCIL

(1) There shall be an Annual General Meeting and Extraordinary General Meetings of the Assembly.

- (2) The Annual General Meeting shall be convened by the Chairperson by twenty-one days written notice sent to every member of the Assembly and published in electronic or print media.
- (3) A special General Meeting shall be convened after notice as the Chairperson may decide but which in any case shall not be less than seven days.
- (4) There shall be an Extraordinary General Meeting of the Assembly convened by the Secretary General upon a receipt of a memorandum signed by one-third of the members of the General Assembly requisitioning such meetings. The meeting shall be convened by seven days notice sent and published as in paragraph 2 of this Article, and the Chairperson shall be immediately informed.
- (5) In the event that the Secretary General fails to convene an Extraordinary General Meeting properly requisitioned, the Secretary General shall be summoned to the General Assembly Disciplinary Committee for a hearing and if the Disciplinary Committee finds the Secretary General at fault without justification, the Chairperson of the Disciplinary Committee shall convene the Extraordinary General Meeting to transact the business notified in the requisition in addition to impeachment of the Secretary General.
- (6) The Executive committee shall meet at least once every four months.
- (7) The Majlis Al-Ulama shall meet at least once every four months.
- (8) A meeting of the Joint Session shall be convened on the instructions of either the Chairperson or the Mufti depending on the nature of the business to be discussed.
- (9) At all meetings of the Assembly, the Executive Committee, the Majlis Al-Ulama, the Joint Session or any other bodies or organs set up by or on behalf of the UMSC, the quorum shall be two-third of the members of the body or organ concerned and the Chairperson therefore shall have both the original and casting votes.
- (10) The Executive Committee shall make standing orders which shall govern the proceedings of the General Assembly, the Joint Session, the Executive Committee and other committees established under this constitution for approval by the Assembly.
- (11) Any committee established under this Constitution may co-opt any Sunni Muslim person it deems necessary for the better performance of its functions. The co-opted

members shall have no voting power and shall not exceed one-fifth of the total membership.

ARTICLE 18: APPOINTMENTS AND DISCIPLINARY COMMITTEE OF THE COUNCIL

- (1) There shall be an independent and part-time Appointments and Disciplinary Committee consisting of a Chairman and four members at least one of whom shall be a Sheikh appointed by the Executive Committee from within itself or from the members of the Majlis al-Ulama and one a female appointed from the Sunni Muslim population by the UMSC Women Council in its first sitting.
- (2) The minimum qualification of the member of this committee shall a bachelors degree in the related field.
- (3) The Deputy Secretary General in charge of Finance, Planning and Administration shall be the Secretary to the Appointments and Disiplinary Committee. No other member of staff of the UMSC shall be a member of the Appoinment and Disciplinary Committee.
- (4) The Appointments and Disiplinary Committee shall advise the Executive Committee on the recruitment, appointment, promotion, discipline and termination of the services of the UMSC staff and whenever required by the Executive Committee or the Board of Directors of the Subsidiary companies and other institutions of the Council.

ARTICLE 19: MUSLIM DISTRICT COUNCILS

- (1) There shall be a Muslim District Council for each Muslim District.
- (2) The Muslim District Council shall consist of the following -
 - (a) a District Kadhi nominated by the District Council of Sheikhs, vetted by the District Joint Committee and forwarded for appointment by the Mufti of Uganda on the advice of the Majils Al-Ulama;

- (b) a Deputy District Kadhi who shall be nominated by the District Kadhi for the recommendation by the District Council of Sheikhs for onward appointment by the Mufti on the advice of the Majilis Al- Ulama;
- (c) a District Kadhi and Deputy District Kadhi shall each serve a term of 10 years renewable according to performance and subject to midterm review by the District Joint Committee;
- (d) a District Chairperson and Deputy District Chairperson elected by the District Council from the entire population of the Muslim District;
- (e) the District Secretary appointed by the District Council;
- (f) the County Sheikhs appointed by the District Kadhi ;
- (g) the District Treasurer appointed by the District Council;
- (h) two representatives from each County one of whom shall be a Sheikh;
- (i) one woman from each Muslim County, and
- (j) one youth from each Muslim County.

(3) Qualifications for holding the office for the District Kadhi shall be -

- (a) A person of at least 30 years of age but not more than 70 years of age;
- (b) a holder of at least A level or Al Thanawi Certificate in Islamic studies from a recognized Islamic Institution from a recognized institution of learning with at least five years working experience in Islamic Affairs;
- (c) a respectable, properly married and a practicing Sunni Muslim;
- (d) a clean track record and free from offences under the national and Islamic laws;
- (e) capable of reading and writing at least one of the following languages -
 - (i) English,
 - (ii) a local language of the area,
 - (iii) Arabic, or
 - (iv) Swahili.

(4) Qualifications for the Chairperson and Deputy Chairperson of the District Council be as follows -

- (a) a Chairperson and a Deputy Chairperson of the Muslim District Council shall be a Sunni Ugandan, mature, respectable and practicing Muslim who does not violate the Islamic norms and national laws;
- (b) the District Chairperson and Deputy District Chairperson shall each be at least aged 30 years and elected from the entire Sunni Muslim population of the Muslim District;
- (c) each of the above shall be at least a holder of at least Uganda Advanced Certificate of Education or its equivalent from a recognized university or institution;
- (d) a Chairperson and a Deputy Chairperson shall be able to speak and write one of the following languages;
 - i. English,
 - ii. a local language of the area,
 - iii. Arabic, or
 - iv. Swahili;
- (e) if a Chairperson or a Deputy Chairperson is appointed to a fulltime office within the council, the position shall forthwith become vacant.

(5) The Secretary to the District Council shall be;

- (a) a Sunni, Ugandan, mature, respectable and practicing Muslim who does not violate the norms of Islam;
- (b) of at least 30 years of age;
- (c) shall be at least a holder of at least Uganda Advances Certifiacete of Education or its equivalent from a recognized university or institution;
- (d) able to speak and write the English language which is the official language of record of the UMSC; and
- (e) with at least five years working experience in Muslim leadership.

(6) The District Kadhi shall be the Executive head of the District and shall be responsible for the following duties -

- (a) planning and supervision of all Islamic activities in the District;
- (b) co-ordination of the County Sheikhs in the District;
- (c) maintenance of good relationships and contacts with other religious denomination in the District.

(7) The District Kadhi shall be the Chairman of Muslim District Council of Sheikhs and shall be signatory to its decisions.

(8) The District Kadhi shall be an ex-officio member of all committees established at all the District levels except where he is expressly stated to chair or to be a member.

(9) The District Kadhi shall categorize matters affecting the District and refer each one to the appropriate Secretaries at the Headquarters of the UMSC.

(10) Where a member of Muslim District Council is elected to the General Assembly the member shall retain the seat in the District Council but if such a member is appointed to the UMSC as full time officer, such member shall vacate the position on the District Council and the County from which the member comes shall proceed to elect another person to replace the member.

(11) The Muslim District Council shall, within the District, discuss and take decisions on all matters affecting the welfare of Muslims in the District, the spread of Islam within the District, the raising and disbursement of funds by the District, the construction and maintenance of Mosques, education, health facilities and other institutions and any other matter or functions which may be conferred upon or assigned to it by the Executive Committee, the Majlis Al-Ulama or the Management Committee of the UMSC as the case may be.

ARTICLE 20: MUSLIM DISTRICT EXECUTIVE COMMITTEE

(1) There shall be a District Executive Committee which shall be acronymed as ‘DEC’ and shall be distinguishable from the Executive Committee at the headquarters, a District Council of Sheikhs, a Joint Committee of the District Executive Committee and the District Council of Sheikhs which all are hereinafter referred to as “The Joint Committee” and a Management Committee all appointed by the Muslim District Council.

(2) The Muslim District Executive Committee shall consist of –

- (a) a part time District Chairperson as its Chairperson;
- (b) a part time Deputy District Chairperson;
- (c) the District Kadhi as ex officio;
- (d) the District Secretary as its Secretary;
- (e) the District Treasurer as ex officio;
- (f) the District Secretary for Women and Children Affairs;
- (g) the District Youth Affairs as a member; and
- (h) two members from each Muslim County one of whom shall be a County Sheikh and the other one to be appointed by the Muslim District Council.

(3) The Muslim District Committee shall, so far as applicable has duties within the District similar to those of the Executive Committee at the UMSC level subject to monitoring by the Regional Assistant to the Mufti and his Deputy subsequent approval by the UMSC Management Committee at the headquarters.

(4) The Muslim District Executive Committee may establish such sub-Committees as it shall deem necessary for the proper discharge of its responsibilities in consultation with the Secretary General.

(5) The Muslim District Executive Committee may make standing instructions for the better carrying into effect of the provisions of this constitution within the District, but such standing instructions shall not be effective until approved by the Secretary General.

(6) The Muslim District Executive Committee shall set up and or establish such departments of full time paid posts as may be necessary for the proper running of the affairs of the UMSC within the District. Such departments and or posts shall however be subject to approval by the Secretary General.

ARTICLE 21: THE MUSLIM DISTRICT COUNCIL OF SHEIKHS AND THE DISTRICT MANAGEMENT COMMITTEE.

(1) The Muslim District Council of Sheikhs shall consist of the following –

- (a) the District Kadhi as its Chairman;
- (b) the Deputy District Kadhi ;
- (c) the County Sheikhs in the District;
- (d) the District Secretary for Dawa'a as its Secretary;
- (e) the District Secretary for Zakat;

- (f) the District Secretary for Halal;
- (g) the District Secretary for Mauled and Islamic Ceremonies; and
- (h) five other Sheikhs with at least Al Thanawi Certificate from a recognized Islamic institution.

(2) The District Council of Sheikhs shall watch over the conduct of Sheikhs and religious teachers who perform any religious work within the District and shall discipline, counsel and generally guide them in their work.

(3) The Muslim District Council of Sheikhs shall initiate responsibility for matters of Fatwa and general administration of Sharia and shall refer any difficult questions of interpretation to the Mufti and his Deputies.

(4) The Muslim District Management Committee shall be charged with the day-to-day affairs of the District and shall consist of -

- (a) the District Kadhi as its Chairperson;
- (b) the Deputy District Kadhi;
- (c) the District Secretary as its Secretary;
- (d) the District Treasurer;
- (e) the District Halal Sheikh;
- (f) the District Da'awa and Mauled Sheikh;
- (g) the District Zakah Sheikh;
- (h) the District Education and Sports Officer;
- (i) the District Women and Children Affairs Officer;
- (j) the District Social Services Officer;
- (k) the District Hijjah & Umrah Officer;
- (l) the District Youth Affairs Officer; and
- (m) other heads of department at District level.

(5) The Muslim District Management Committee shall prepare an annual budget of the District Council estimates of revenue and recurrent and capital expenditures for presentation to the Muslim District Executive Committee for scrutiny for onward submission to the District Council for discussion and approval; and transmission to the Secretary General for ratification before the beginning of the financial year to which it relates.

(6) Each Muslim District Council shall employ a full time paid financial officer to assist the District Treasurer and who will maintain proper books of accounts for the District.

- (7) The Accounts of the District shall be audited by an Auditor appointed by the Executive Committee at the UMSC Headquarters.
- (8) The Audited Accounts of the District Council shall be presented to the Muslim District Council for consideration and District Council shall have power to summon before it any official of the District to answer any questions that may arise from such accounts before forwarding a certified copy of the same together with its comments and or recommendations thereon to the Secretary General.
- (9) There shall be a District Secretary elected by the Muslim District Council from amongst the entire Sunni Muslim population of the Muslim District with the following duties -
 - (a) the District Secretary shall be the Secretary to the Muslim District Council, Secretary to the Executive Committee and Joint Committee;
 - (b) he shall keep all records of the Muslim District;
 - (c) he shall be responsible for the inventory of assets of the Muslim District; and
 - (d) he shall arrange, in conjunction with the Chairperson, all the Muslim District Council meetings.
- (10) Qualifications for holding the office of the Muslim District Secretary shall be -
 - (a) a respectable, properly married and a practicing Sunni Muslim of sound mind;
 - (b) a holder of at least UACE from a recognized institution;
 - (c) capable of speaking and writing the English language;
 - (d) with a clean track record and free from offences under the national and Islamic laws;
 - (e) with a working experience of at least five years in Muslim leadership; and
 - (f) at least 30 years old and not more than 65 years.
- (11) The Muslim District Secretary shall be liable for removal by the Muslim District Council for any of the following reasons -
 - (a) if declared bankrupt;
 - (b) conducts self in a manner unfitting of his office;
 - (c) convicted of a criminal offence under the laws of Uganda;
 - (d) if he violates Islamic norms and national laws; and
 - (e) if he becomes incapable of performing his duties.

(12) The Muslim District Secretary shall vacate his office if;

- (a) resigns in writing addressed to the Chairperson;
- (b) is removed as a result of a successful impeachment;
- (c) reaches 65 years old; or
- (d) dies.

ARTICLE 22: THE MUSLIM DISTRICT JOINT COMMITTEE

- (1) There shall be a Joint Committee of District Executive Committee and the District Council of Sheikhs all hereinafter referred to as “The Joint Committee”.
- (2) The Muslim Joint Committee shall be responsible for *inter alia* -
 - (a) the initiation of proposals for the consideration of creation of new Muslim Counties and whenever necessary, the merging of existing ones for approval of the District Council;
 - (b) the nomination of the District Secretary for the approval of the District Council;
 - (c) the appointment and disciplining District Management Committee officials as shall be necessary to man such departments of the District Council as it may from time-to-time warrants;
 - (d) the filling up of vacancies on the County of Sheikhs Committee and the Executive Committee; and
 - (e) the consideration of impeachment of the District Kadhi and his Deputy, Chairperson and the Deputy, members of the Majlis Al-Ulama and the Executive Committee.
- (3) The Chairperson of the District Council shall be the Chairperson of the Joint Committee except when the meeting is for his impeachment in which case the District Kadhi shall preside over such a meeting.

- (4) The District Secretary shall be the Secretary to the Joint Committee but where the meeting is for his impeachment the District Kadhi shall designate any of the secretaries to be secretary of that particular meeting.
- (5) The Joint Committee shall regulate its own procedure as shall be approved by the Secretary General.

ARTICLE 23: THE MUSLIM COUNTY COMMITTEE

- (1) Each Muslim County Committee shall comprise of –
 - (a) County Sheikh who shall be head of the County Committee.
 - (b) Deputy County Sheikh who shall deputise the County Sheikh.
 - (c) County Chairman
 - (d) Deputy County Chairman
 - (e) Mosque Imams in the Muslim County.
 - (f) One Male Representative from each Mosque.
 - (g) One Female Representative from each Mosque; and
 - (h) One Youth Representative from each Mosque.
- (2) The County Sheikh and the Deputy County Sheikh shall be aged at least 30 years of age and not exceeding 65 years; and
- (3) The County Sheikh shall be appointed by the District Kadhi on the advice of the District Council of Sheikhs from the list of three names proposed by the County Committee.
- (4) There shall be a Deputy County Sheikh who shall be nominated by the County Sheikh for appointment by the District Kadhi on the advice of the District Council of Sheikhs.
- (5) The County Sheikh and Deputy County Sheikh shall each be practicing Sunni Muslims, properly married, holding at least an Idaad qualification and capable of memorising at least Juzu Amma of the Holy Quran.
- (6) A County Sheikh and Deputy Sheikh each shall serve a term of ten years renewable according to performance.

- (7) There shall be a part-time County Chairperson and a part-time Deputy County Chairperson and each shall be elected from the entire Muslim Sunni population of the County of the area.
- (8) The County Chairperson and the Deputy County Chairperson shall have a working experience of five years in Muslim leadership and shall at least hold a Uganda Certificate of Education from a recognized institution.
- (9) There shall be a County Secretary who shall be at least aged 30 years and not exceeding 65 years, properly married with at least a Uganda Certificate of Education from a recognized institution.
- (10) There shall be a County Treasurer who shall be at least aged 30 years of age and not exceeding 65 years, properly married with at least a Uganda Certificate of Education from a recognized institution.
- (11) The Muslim Male County Representative and one Muslim Female County Representative to the Muslim County Committee who shall be of at least aged 30 years of age and not more than 65 years.
- (12) The Muslim Male and Muslim Female County representatives shall be holders of at least a Uganda Certificate of Education from a recognized institution, be Sunni practicing Muslims and properly married from each registered UMSC Mosque.
- (13) There shall be one male Youth Representative aged between 18 years and 29 years old, and must be a practicing Muslim with at least a Uganda Certificate of Education from each registered UMSC Mosque.
- (14) The County Committee shall discuss all matters of interest to Muslims within its area of jurisdiction and shall regulate its own procedure as guided by the Secretary General.
- (15) The County Committee shall perform such other duties as may be prescribed by directives, regulations or by-laws made by the District Council, Joint Session, Executive Committee, Majilis Al-Ulama, and the Management Committee as the case may be.

ARTICLE 24: THE MOSQUE COMMITTEE

- (1) Each Juma Mosque shall be registered with the UMSC.

(2) Each registered Juma Mosque shall pay allegiance to the UMSC.

(3) The Juma Mosque shall have a Committee comprising the following-

- (a) a Juma Mosque shall be headed by an Imam nominated by the County Committee from three names recommended to it by the Juma Mosque Committee and appointed by the District Kadhi on the advice of the District Council of Sheikhs;
- (b) a Deputy Imam shall be nominated by the Mosque Imam and introduced to the District Kadhi for approval through the County Sheikh;
- (c) a Mosque Imam shall be at least above 18 years of age and not exceeding 75 years;
- (d) a Mosque Imam and Deputy Imam shall at least hold a Shahadat Ibtidaeeyyah or its equivalent;
- (e) a Mosque Imam and Deputy Imam shall be a practicing Muslim; and free from offences in criminal and Islamic laws;
- (f) a Deputy Mosque Imam shall at least be above 18 years of age and not exceeding 75 years of age;
- (g) that the Imam and the Deputy Imam of the Juma Mosque shall be full time employees of the Juma Mosque and shall be remunerated with a 40% fraction of the funds generated from the congregation and other activities of the respective Juma Mosque each month; and
- (h) the Juma Mosque Imam and the Juma Mosque Deputy Imam may be removed from office by the District Kadhi upon a successful petition by the Mosque Committee;

(4) There shall be a Juma Mosque part-time Chairperson and a part-time Deputy Chairperson who shall each be at least aged 30 years, elected by the registered members of the Juma Mosque Community, must be practicing Sunni Muslims, properly married, holding at least a Uganda Certificate of Education from a recognized institution and free from the offences of criminal and Islamic laws.

- (5) A Mosque Secretary shall at least be aged 30 years of age and not exceeding 65 years old, properly married, a practicing Sunni Muslim, free from offences in criminal and Islamic laws and holding at least a Uganda Certificate of Education from a recognized institution.
- (6) A Mosque Treasurer shall be a person of at least be aged 18 years of age and not exceeding 65 years, a practicing Sunni Muslim, properly married, holding at least a Certificate in Accounts from a recognized institution and free from offences in criminal and Islamic laws.
- (7) There shall be one Male Muslim Representative to the County Committee with at least 30 years of age, a practicing Sunni Muslim, free from offences of criminal and Islamic laws, properly married and holding at least a Uganda Certificate of Education from a recognized institution.
- (8) There shall be one Female Muslim Representative at least aged 30 years, a practicing Sunni Muslim and properly married, free from offences in criminal and Islamic laws and holding at least a Uganda Certificate of Education from a recognized institution.
- (9) There shall be a male youth aged 18 years and not exceeding 29 years, a practicing Sunni Muslim, and holding at least a Uganda Certificate of Education from a recognized institution, free from offences in criminal and Islamic laws and properly married.
- (10) All members under (4) to (9) shall be elected by all adult Muslims of the registered UMSC Juma Mosques. Each of them shall be capable of memorizing 10 Suras including Surat Alfatih from Juzu Amah of the Holy Quran, 10 Hadith Nabawi and capable of performing Swallah properly.
- (11) All members participating in the elections shall be registered voters from UMSC registered Mosques by the UMSC Electoral Commission.

ARTICLE 25: SUPERVISION OF MUSLIM DISTRICT COUNCILS

- (1) Where the Secretary General is satisfied that there is serious or wide spread misuse of Muslim District resources and the District Council or District Executive Committee concerned is unable to correct the situation, he may take temporary measures which may include freezing of the concerned Muslim District bank accounts and order an investigation to be carried out and the matter shall be referred

to the UMSC Management Committee within 7 days from the date of the action by the Secretary General and the UMSC Management Committee shall make a final decision within 14 days from the date of receipt of the referral of the matter to it.

- (2) Where District Accounts are frozen or any temporary measures taken under this Article, the secretary General shall make arrangements for meeting urgent expenditure, and shall give directives on the basis of which the accounts may be re-operated.
- (3) The Regional Assistants to the Mufti shall coordinate and monitor Muslim Districts activities and make monthly reports to the Mufti regarding the Districts.

ARTICLE 26: PROPERTY AND ENDOWMENT (AWQAAF) TRUST

- (1) There shall be a property trust incorporated under the Trustees Incorporations Act at the UMSC Headquarters called ‘The Uganda Muslim Supreme Council Property and Endowment (Awqaaf) Trust’ hereinafter called ‘the UMSC Trust’ to hold in trust and manage Muslim land, buildings and other immovable property and all investments and securities of the UMSC in accordance with Model Trust Deed No. 1 as approved by the General Assembly of the 13th of July, 2022.
- (2) The UMSC Trust shall comprised of not less than 10 holding trustees selected from each of the 10 Muslim regions, among outstanding members of the UMSC but not forming part of the UMSC organs and or committees.
- (3) The Executive Committee of the UMSC shall cause all land, buildings and other immovable properties and all investments and securities acquired by and for council at each Muslim District to be vested in the UMSC Trust.
- (4) For the avoidance of doubt, for properties already registered in the names of UMSC, the Secretary General shall ensure that a memorandum in the form set out in Schedule 1 to Models Trust 1 is inserted in the respective titles within six months from the date of adoption of this Amended Constitution by the General Assembly.
- (5) The General Assembly shall have power to remove any of the holding trustees by a special resolution of the General Assembly and all vacancies occurring by removal, resignation or death, shall be filled at the same General Assembly meeting with the consent of the representatives from the region whose trust position has fallen vacant.

- (6) For the avoidance of doubt the removal of a Trustee shall be subject to the same disciplinary proceedings of removing the other officials of the UMSC provided for under this Constitution.
- (7) The UMSC Trust may with the approval of the General Assembly incorporate UMSC Property and Endowment (Awqaaf) Trust at each of the Muslim District level hereinafter called 'the UMSC District Trust' on the same terms and conditions as the 1 UMSC Trust in accordance with the Model Trust Deed No. 2 as approved by the General Assembly of the 13th of July, 2022.
- (8) The Trust (s) shall act as a trustee, manager, administrator, registrar, secretariat, operator of the UMSC land, buildings and other immovable property and all investments and securities owned and or so acquired by the UMSC subject to such directions as may be issued by the General Assembly and or the joint session as are consistent with this constitution.
- (9) The UMSC Trust(s) shall be responsible for generating capital appreciation, raising the income and return, and generally add value to the property vested in it with the consent of the general assembly.
- (10) The Trust (s) shall monitor, supervise and be responsible for all the property management administration, record keeping and documentation, registration, secretarial and company secretarial services relating to the properties herein vested in it and provide periodic reports to the Management Committee and or the District Management Committee as the case may be.
- (11) All documents of title and all relevant documents relating to the UMSC properties shall be kept with the office of the Secretary General on behalf of the UMSC Trust and the UMSC District Trust.
- (12) The Trust (s) shall not sell, mortgage, pledge or otherwise create encumbrances over the properties vested in it without a resolution and approval of the General Assembly to that effect, save that it shall only deal in the same when leasing for a period not more than 49 years with the special resolution of the Executive Committee and the relevant Muslim District Management Committee where the affected property is located. For the avoidance of doubt, UMSC and or the trust (s) shall not sell its Mailo and Freehold land or properties.

- (13) Notwithstanding anything in this memorandum of association or otherwise UMSC mosques, schools and health centers shall not be sold, mortgaged, leased, pledged or otherwise dealt in under any circumstances whatsoever.
- (14) In the event that the Trustees or anybody desires to modify, replace, extend or otherwise temper with the construction on and structure of a mosque, school or health facility or otherwise or construct a new mosque, school or health facility or otherwise, a plan shall be drawn, detailing the proposed development or alterations and submitted to the Trust who shall later seek guidance and approval of the General Assembly accompanied by evidence of the availability of prospects of the requisite funds and technical competence.
- (15) Before leasing out or in any manner dealing with the properties of the UMSC, including developed and undeveloped land, whether under control of the district or the headquarters, there must be prior special resolution of the Executive Committee authorizing such dealings.
- (16) The Trustees shall ensure that all income receivable from UMSC properties is -
 - (a) in the case of UMSC properties under the District Council, the County and Juma Mosque, paid into UMSC Muslim District Council Trust Fund Bank account designated by the Muslim District Council with the approval of the Executive Committee for that purpose; and
 - (b) in the case of UMSC properties under the UMSC headquarters, paid into UMSC Trust Fund Bank account designated by the Executive Committee with the approval of the General Assembly for that purpose.
- (17) The provisions of Model Trust 1 and Model Trust 2 shall not be amended, altered or any way modified except where such amendments are adopted by special resolutions of the the General Assembly.
- (18) The expenses of the Trust (s) shall be met from the income arising from the properties herein vested based on the UMSC Annual master budget approved by the General Assembly.
- (19) The income and proceeds from the properties of UMSC whether registered inthe UMSC or the Trust shall be shared as shall decided by the Trust and approved by the General Assembly.

(20) The office of the Secretary General with guidance of the Executive Committee shall be responsible for ensuring that this Article is fully operationalized within 6 months from the date of commencement of this amended constitution.

ARTICLE 27: THE MUSLIM REGIONS

- (1) There shall be ten Muslim Regions as stipulated in Article 2 (3) of this constitution for coordination of Muslim activities between the UMSC headquarter and the UMSC Muslim Districts.
- (2) The Muslim Region shall be presided over by the Regional Assistant to the Mufti, assisted by the Deputy Regional Assistant to the Mufti and a Regional Secretary.
- (3) The Regional Assistant to the Mufti, the Deputy Regional Assistant and the Secretary shall be appointed by the Mufti and approved by the Joint Session
- (4) The remuneration and operational expenses of the Regional Assistant to the Mufti, the Deputy Regional Assistant and the Secretary shall be met by UMSC headquarters as may be determined by the Executive Committee with the approval of the General Assembly from time to time.
- (5) The minimum qualifications of a Regional Assistant to the Mufti and the Deputy Regional Assistant to Mufti shall be equivalent as that of the Mufti.
- (6) The minimum qualification of the Regional Secretary shall be at least a bachelor's degree in secular education.

ARTICLE 28: THE MUSLIM ARBITRATION AND CONCILIATION COUNCIL (MAC)

- (1) There shall be a UMSC Arbitration and Conciliation Council appointed by the Joint Session acronymed hereinafter as 'the MAC', which shall have jurisdiction to hear all disputes among Muslims and between Muslims and non-Muslims filed by such non-Muslims relating to any issue, including the running of the affairs, management, interest and rights of the UMSC or its members, contract disputes and interpersonal relationships except electoral matters of the UMSC.

- (2) All members of the UMSC, save those who will have expressed their disclaimer in writing within 30 days of adoption of this amended Constitution by the General Assembly shall for all intents and purposes be deemed to have submitted to the jurisdiction of the MAC.
- (3) When determining disputes before it, the MAC shall always apply the Islamic Law to the extent possible under Ugandan Law.
- (4) The MAC shall be comprised of -
 - (a) a chairperson who shall be a practicing Sunni Muslim and qualified to be a judge of the High Court of Uganda;
 - (b) a Registrar, a university graduate with 5 years experience, who shall be a secretary to the MAC;
 - (c) a Sheikh with a masters' degree in Sharia and Law and with experience of at least 10 years' service in a leadership position; and
 - (d) three other senior Sunni Muslims aged between 50 and 80 years with at least a bachelors degree in either Sharia or secular law.
- (5) The MAC shall be at liberty to adopt the rules of procedures under the Arbitration and Conciliation Act of Uganda and any other enactments applicable to alternative.
- (6) The MAC may refer any matter before it to the Shuura as established under this article.
- (7) There shall be an advisory council of Sunni Muslim elders known as the Shuura comprised of retired Muslim leaders, Muslim opinion leaders, experienced and seasoned Muslim leaders, eminent Sheikhs and the current Mufti of Uganda not exceeding twenty-one members including its Chairperson selected from among themselves and shall have a final decision on any matter referred to it by the MAC.
- (8) The Shuura shall play advisory roles on any matter referred to it by any organ of the UMSC.
- (9) The decision of the Shuura shall be served on the Joint Session for consideration.

- (10) The Secretary to the Shuura shall be a retired senior staff of the UMSC and shall be assisted by such number of the current UMSC staff as shall be deemed appropriate.
- (11) The members of the Shuura shall be proposed by the Management Committee and approved by the Joint Session.
- (12) The operational costs of the meeting of the Shuura shall be facilitated by the UMSC treasury.
- (13) The Shuura shall meet at least twice a year but may meet such number of times as the need arises.
- (14) The Shuura shall make its own rules of procedures in the manner of the Joint Session.

ARTICLE 29: GENERAL.

- (1) Except as provided in this Constitution to the contrary, this Constitution may be amended by the General Assembly by a resolution supported by the vote of at least two thirds of all members of the Assembly in a sitting notified at least 21 days before in print and electronic media and when the articles to be amended notified to members together with the notice.
- (2) Where it is intended to amend this constitution the notice of convening the meeting shall state that fact and the general nature of the proposed amendment.
- (3) The common seal of the UMSC shall be in such form as shall be approved by the Executive Committee and shall be kept under the custody of the Secretary General.
- (4) The common seal of the UMSC shall be affixed to documents and witnessed by any three of the following –
 - (a) the Mufti;
 - (b) the Chairman;
 - (c) the Secretary General; and
 - (d) any two members of the Executive Committee designated by the Executive Committee through a registered resolution for that purpose.
- (5) The recruited employees at the UMSC shall be employed at a contractual basis in a manner to be decided by the Executive Committee.

- (6) No person shall qualify to hold any office in any organ of the UMSC, whether elected or appointed, where that person has ever been successfully impeached by the UMSC.
- (7) The policies, by-laws, manuals, guidelines, rule of procedures, regulations, circulars, resolutions and any other subsidiary instrument that existed prior to this amendments shall be read and construed in tandem with this amended constitution.
- (8) The Executive Committee, through the appointments and disciplinary committee, reserves the right to cause inter-departmental transfers of heads of departments as the situation warrants except for those officials appointed by the Joint Session which power of transfer shall be with the approval of the Joint Session.
- (9) The retirement age of the UMSC employees shall be sixty-five except the Joint Session may retain such a person on an extended contract not exceeding five years but any council employee may be removed from his office by the appointing authority, either by termination of his employment or dismissal as the case may warrant for any of the following reasons;
 - (a) if he becomes of unsound mind;
 - (b) if he is declared bankrupt;
 - (c) if he is convicted of any criminal offence involving moral turpitude;
 - (d) if he conducts himself in a manner unbefitting a staff of the UMSC;
 - (e) if he violates any Islamic norms and national laws; or
 - (f) if he becomes of the age of sixty-five years.
- (10) The Official language of record of the UMSC shall be English.
- (11) It shall be a requirement that all office bearers, whether elected or appointed, shall have a UMSC certified qualification in Islamic studies from a UMSC recognized institution before or within one year on assuming the office or such office bearer shall lose his position.
- (12) For the purpose of transition it shall be construed that any person currently employed or elected into office within the UMSC structures; or any contract or undertaking entered into in which the UMSC is a party; has been employed or elected, and if contract entered into, under this amended constitution and shall be subject to all rights, liabilities, privileges and limitations stated under this constitution as amended and as has come into force on the 13th day of July, 2022. For avoidance of doubt this amended

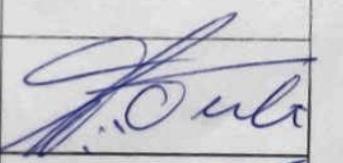
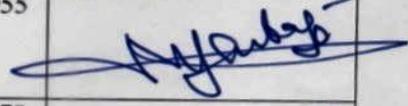
constitution shall not automatically extend the

period of tenure of office of any official employed or elected prior to the 13th day of July, 2022.

(13) The General Assembly recognizes the contribution of the following; Prince Badru Kakungulu who is the former Chairman of the UMSC, Haji Asuman Mbubi who is the former 1st Deputy Chairman, Haji Wakimyankali Zaidi who is the former 2nd Deputy Chairperson of the UMSC, Sheikh Yusuf Isa Byekwaso who is a former Secretary General of the UMSC and the law firm of Ms. Nsambu & Luganda Advocates who drafted the previous constitution before this amendment. It further recognizes the following members of the UMSC Constitutional Review Commission; Prof. Dr. Edris Serugo Kasenene, Dr. Wardah Rajab – Gyagenda, Mr. Hassan Baylor, Dr. Adams Rajab Makmot-Kibwanga, Haji Yusuf Mayanja, Hon. Iga Salim Isa Faraj, Mr. Wasswa Omar Muhamad, Sheikh Kassim Kamugisha, Counsel Ali Kankaka, Sheikh Yusuf Isa Byekwaso, Eng. Sheikh Kavuma Siraj Ziad, Haji Mutwalib Tezikuba Sajjabi, Sheikh Abubakar Musoike, Dr. Ziad Swaleh Lubanga, Dr. Kusiima Sarah, Sheikh Radiyah Khamis Namakula, Hon. Haji Mudathir Doka, Hon. Mujumbi Yahaya Sulaiman, Haji Mushindano Amuru Yusuf, Hon. Musa Muyinda and Sheikh Abdul Rahman Buwembo Kasule.

Adopted by the General Assembly at its sitting at Old Kampala, Plot 24-26, Old Kampala, Kampala this 13th day of July, 2022 by resolution authorising the following to append their signatures on behalf of UMSC.

NAMES, ADDRESSES AND OCCUPATIONS OR DESCRIPTIONS OF THE SUBSCRIBERS TO THE AMENDED CONSTITUTION:

NO.	NAME OF SUBSCRIBERS	DESCRIPTION AND DESIGNATION	DATE OF BIRTH	SIGNATURES
1.	Hon. Al Haji Abdu Naduli	The Chairman of the Uganda Muslim Supreme Council.	22.12.1942	
2.	His Eminence Sheikh Ramadhan Shaban Mubaje	The Mufti of Uganda and Head of all Muslims in Uganda.	12.03.1955	
3.	Hon. Counsel Dr. Adams Rajab Makmot-Kibwanga	Member of the Executive Committee - Principal Legal Advisor of the Uganda Muslim Supreme Council and	31.05.1978	



		Advocate of the High Court of Uganda.		
4.	Haji Ramathan Mugalu	Secretary General of the Uganda Muslim Supreme Council.	23.08.1979	<i>gy - l.</i>
5.	Sheikh Muhammed Bamulanzeki	Member of Majlis Al Ulama of Uganda Muslim Supreme Council.	11.12.1961	<i>SM</i>
6.	Prof. Dr. Edris Serugo Kasenene	Chairperson of the Constitutional Review Commission of the Uganda Muslim Supreme Council.	30.09.1949	<i>AK</i>

Dated this 13th day of July, 2022.

IN THE PRESENCE OF:

1. DR. WARDAH RAJAB – GYAGENDA

Member of the UMSC Constitutional Review Commission *W*

2. COUNSEL DR. SARAH KUSHIMA

Member of the UMSC Constitutional Review Commission and Advocate of the High Court of Uganda. *S. Kushiima Sarah*
Makmot Kibwanga & Co. Advocates, LLB, MUK, PGCP, LLM
Advocate, P.O. BOX 28834, KAMPALA

4. SHEIKHAT RADHIYA NNAMAKULA

Member of the UMSC Constitutional Review Commission and Secretary of Women and Children Affairs *NR*

WITNESSED BY:

COUNSEL MR. ALI KANKAKA

Member of the UMSC Constitutional Review Commission and Advocate of the High Court of Uganda *Ali Kankaka*

Drawn & Filed By:

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