



EAST AFRICAN COMMUNITY

GAZETTE

Published by the East African Community
(Registered as a Newspaper at the G.P.O.)

Vol. AT 1 – No. 4

ARUSHA, 15th APRIL, 2016

Price \$ 1.00

ACTS SUPPLEMENT

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| ● The East African Community Vehicle Load Control Act, 2016 | No. 1 |
| ● The East African Community One Stop Boarder Control Act, 2016 | No. 2 |
| ● The East African Community Supplementary Appropriation Act, 2016 | No. 3 |

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Legal Notice No. EAC/28/2016.

THE EAST AFRICAN COMMUNITY

THE EAST AFRICAN COMMUNITY 17th SUMMIT OF HEADS OF STATE

1.0 CONSIDERATION OF THE ANNUAL REPORT OF THE COUNCIL OF MINISTERS FOR THE PERIOD NOVEMBER 2014 - NOVEMBER 2015

The Summit –

- (a) took note of the *Annual Progress Report of the Council to the Summit* for the period November 2014 – November 2015 with commendation to the Council for continued policy guidance on the Community's projects and programmes (*EAC/SHS 17/Decision 01*); and
- (b) delegated its powers of approval of reviews of the East African Community Common External Tariff and the East African Community Rules of Origin to the Council in accordance with section 3, 5 and 6 of the Summit (Delegation of Powers and Functions) Act, 2007 for a further three years with effect from 2nd March 2016 (*EAC/SHS 17/Decision 02*).

2.0 REPORT ON THE IMPLEMENTATION OF PREVIOUS DECISIONS OF THE SUMMIT

The Summit directed:

- (a) the Secretariat to avail the Partner States with a list of all Protocols that have not yet been ratified to enable the Partner States expeditiously ratify them and deposit the instruments of ratification with the Secretary General by 30th July 2016 (*EAC/SHS 17/Directive 01*); and
- (b) Partner States to implement all outstanding decisions and report the status to the next Summit of the Heads of State (*EAC/SHS 17/Directive 02*).

3.1 EALA PROPOSALS ON THE SUMMIT ASSENT TO BILLS

The Summit decided to assent to Bills which have been submitted to Partner States at least three months prior to the Summit and to which Heads of State have given no objection, during their ordinary Summit (*EAC/SHS 17/Decision 03*).

3.0 CONSIDERATION OF A REPORT ON SELECTED PRIORITY MATTERS

3.1 SUSTAINABLE FINANCING MECHANISM FOR THE EAST AFRICAN COMMUNITY

The Summit directed the Council to finalise the work on the modalities required to establish a sustainable financing mechanism for the East African Community based on various options including a hybrid of a levy and equal contribution with a commitment to increase the Budget, that encompasses the principle of equity, solidarity and equality, and submit a report to the next Summit for consideration. (*EAC/SHS 17/Directive 03*).

4.2 THE EAST AFRICAN COMMUNITY INSTITUTIONAL REVIEW

The Summit:

- a) took note of the proposed implementation Framework for the EAC Institutional review; (*EAC/SHS 17/Decision 04*); and
- b) directed the Council to proceed with the implementation of the proposed framework and give a progress report at the next Summit of the Heads of State (*EAC/SHS 17/Directive 04*).

4.3 THE NEGOTIATIONS ON THE ADMISSION OF THE REPUBLIC OF SOUTH SUDAN INTO THE EAST AFRICAN COMMUNITY

The Summit—

- (a) took note of the progress report on the negotiations between the EAC and the Republic of South Sudan(*EAC/SHS 17/Decision 05*);
- (b) admitted the Republic of South Sudan as a Member of the EAC(*EAC/SHS 17/Decision 06*);
- (c) designated the Chair of the EAC Summit H.E John Pombe Joseph Magufuli to sign with the President of the Republic of South Sudan the Treaty of Accession of the Republic of South Sudan into the East African Community *EAC/SHS 17/Decision 07*).

4.4 A REPORT OF THE COUNCIL ON THE NATIONAL CONSULTATIONS ON THE MODEL STRUCTURE, ROADMAP AND ACTION PLAN ON THE POLITICAL FEDERATION

The Summit took note of the report of Council on the progress on the EAC Political federation, commended the progress thus far and decided to finalise the matter at the next Summit (*EAC/SHS 17/Decision 08*).

4.5 A REPORT ON THE MODALITIES FOR PROMOTION OF AUTOMOTIVE INDUSTRY IN THE REGION AND TO REDUCE THE IMPORTATION OF USED MOTOR VEHICLES FROM OUTSIDE THE COMMUNITY

The Summit:

- (a) took note of the progress and road map towards finalisation of the comprehensive study on automotive industry in the EAC;(EAC/SHS 17/Decision 09); and
- (b) directed the Council to expedite the process and report to the 18th Summit (*EAC/SHS 17/Directive 05*).

4.6 A REPORT ON THE MODALITIES FOR THE PROMOTION OF THE TEXTILE AND LEATHER INDUSTRIES IN THE REGION AND STOPPING THE IMPORTATION OF USED CLOTHES, SHOES AND OTHER LEATHER PRODUCTS FROM OUTSIDE THE REGION

The Summit:

- (a) took note of the progress made in promoting the cotton, textile, apparel and leather industries in the region(*EAC/SHS 17/Decision 10*);
- (b) directed Partner States to ensure all imported second hand shoes and clothes comply with sanitary requirements, in the Partner States(*EAC/SHS 17/Directive 06*);
- (c) directed Partner States to consider banning the export of raw hides and skins outside the EAC region(*EAC/SHS 17/Directive 07*);
- (d) directed Partner States to procure their textiles and footwear requirements from within the region where quality and supply capacities are available competitively, with a view to phasing out importation of used textiles and footwear within three years(*EAC/SHS 17/Directive 08*);
- (e) directed Partner States to sensitise all Stakeholders(*EAC/SHS 17/Directive 11*); and
- (f) directed the Council to provide the Summit with an Annual review with a view to fast-tracking the process(*EAC/SHS 17/Directive 09*).

4.7 A REPORT ON THE VERIFICATION EXERCISE FOR THE ADMISSION OF THE REPUBLIC OF SOMALIA INTO THE EAST AFRICAN COMMUNITY

The Summit

- (a) took note of the Report on the Verification Exercise for the Admission of the Republic of Somalia into the East African Community (*EAC/SHS 17/Decision 11*); and
- (b) directed the Council to undertake the verification exercise and report to the 18th Summit (*EAC/SHS 17/Directive 10*).

4.8 LAUNCH OF THE NEW INTERNATIONAL EAST AFRICAN E-PASSPORT.

The Summit:

- a) decided to launch the New International East African E-Passport (*EAC/SHS 17/Decision 12*)
- b) directed that commencement of issuance of the East Africa E-Passport takes effect from 1st January 2017 and implementing the phase out programme for the current East African and National Passports from 1st January 2017 to 31st December 2018 (*EAC/SHS 17/Directive 11*); and
- c) directed Partner States to undertake awareness creation programmes and other continuous outreach programmes on the new international East African E-Passport (*EAC/SHS 17/Directive 12*).

4.0 APPOINTMENT OF A NEW SECRETARY GENERAL

The Summit appointed Mr. Liberat Mfumukeko from the Republic of Burundi, Secretary General of the East African Community with effect from 26th April 2016 pursuant to the provisions of Article 67 of the Treaty (*EAC/SHS 17/Decision 13*).

7.0 RENEWAL OF CONTRACT OF DEPUTY SECRETARY GENERAL

The Summit renewed the contract of Mr. Charles Jackson Kinyanjui Njoroge as Deputy Secretary General of the East African Community for a another three year term effective from the 29th June 2016(*EAC/SHS 17/Decision 14*).

8.0 OATH AND DECLARATION BY THE REGISTRAR OF THE EAST AFRICAN COURT OF JUSTICE

The Summit witnessed the swearing into office of Mr. Yufnalis Ndege Okubo who took an Oath and declaration prior to commencing his duties at the East African Court of Justice (*EAC/SHS 17/Decision 15*).

9.0 THE LAUNCH OF THE PRIVATE SECTOR FUND AND CODE OF CONDUCT

The Summit launched the code of conduct to fight corruption in the private sector and commended the commitment and aspirations of the private sector to play a leading role in the integration process (*EAC/SHS 17/Decision 16*).

10.0 AWARD OF EAC SECONDARY SCHOOL ESSAY COMPETITION WINNERS' CERTIFICATES

11.0 The Summit awarded Certificates to the following winners of the EAC Secondary School Essay Competition 2015(*EAC/SHS 17/Decision 17*).

- (a) Mr. Mollel, Simon Sabaya – Mzumbe Secondary School, United Republic of Tanzania;
- (b) Ms. Mungai, Njoki Beryl - Kerugoye Girls High School – Republic of Kenya;
- (c) Ms. Iteka Greta – Cornerstone Leadership Academy- Republic of Rwanda;
- (d) Mr. Azookire, Oscar – Luyanzi College- Republic of Uganda;
- (e) Mr. Irumva A.Aley - Lycee Notre dame de Rohero - Republic of Burundi.

11.0 CONSIDERATION OF ANY OTHER BUSINESS**11.1 PROGRESS REPORT ON THE FORMULATION OF THE EAC VISION 2050**

The Summit decided to endorse and launch the EAC Vision 2050 and committed to implement the EAC Vision 2050 and ensure that by 2050, the EAC will have been transformed into an upper middle income region within a secure and politically united East African based on the principles of inclusiveness and accountability(*EAC/SHS 17/Decision 18*).

11.2 Governance and Reporting Structures for EAC Institutions

The Summit:

- (a) directed the Council to review the East African Development Bank Charter to streamline it into the EAC main structure(*EAC/SHS 17/Directive 13*)
- (b) directed the Secretariat to develop guidelines for the creation, governance and supporting structures for all the institutions of the Community(*EAC/SHS 17/Directive 14*).

11.3 PROTOCOL ON CO-OPERATION IN METEOROLOGICAL SERVICE

The Summit directed Partner States to ratify the Protocol on Co-operation in Meteorological Service and deposit instruments of ratification with the Secretary General by 30th September 2016(*EAC/SHS 17/Directive 13*).

11.4 INTER- BURUNDI DIALOGUE PROCESS IN THE REPUBLIC OF BURUNDI

The Summit appointed a team under H.E Benjamin William Mkapa, former President of the United Republic of Tanzania to facilitate the mediation (*EAC/SHS 17/Decision 18*).

Legal Notice No. EAC/29/2016.

THE EAST AFRICAN COMMUNITY

DECISIONS OF THE 33RD MEETING OF THE COUNCIL OF MINISTERS

PART I

1.1 REPORT OF THE AUDIT COMMISSION ON THE EAST AFRICAN COMMUNITY FINANCIAL STATEMENTS FOR THE YEAR ENDED 30TH JUNE 2015

The Council received the Report of the Audit Commission for the year ended 30th June 2015 for onward transmission to the East African Legislative Assembly for debate. (*EAC/CM33/Decision 01*)

1.2 REPORT ON THE IMPLEMENTATION OF PREVIOUS DECISIONS OF THE COUNCIL OF MINISTERS

The Council—

- a) took note of the progress made in implementing Council directives and decisions; (*EAC/CM33/Decision 02*);
- b) directed Partner States and EAC Organs and Institutions to implement all the outstanding decisions and directives and report progress to the 34th Meeting of the Council (*EAC/CM33/Directive 01*); and
- c) directed the Secretariat and Partner States to undertake an analysis of the decisions/directives that are still under implementation for a long period of time and report back to the 34th Meeting of the Council (*EAC/CM33/Directive 02*)

PART II REPORT OF THE OFFICE OF THE SECRETARY GENERAL

2.1 REPORT ON THE AUDIT AND RISK COMMITTEE CHARTER

The Council—

- a) considered and adopted the proposed amendments to the EAC Audit and Risk Committee Charter (*EAC/CM 33/Decision 03*);
- b) appointed Mr. Petro Lyatuu as a member of the EAC Audit and Risk Committee (*EAC/CM 33/Decision 04*); and
- c) commended the services of Mr. George P.E Lauwo to the EAC and wish him the best in his future endeavours (*EAC/CM 33/Decision 05*).

2.2 PROGRESS ON THE NEGOTIATIONS WITH THE REPUBLIC OF SOUTH SUDAN TO JOIN THE EAST AFRICAN COMMUNITY

The Council informed the Summit that the Republic of South Sudan meets the threshold for admission into the EAC (*EAC/CM 33/Decision 05*).

2.3 OPERATIONALISATION OF THE EAST AFRICAN COMMUNITY ELECTIONS ACT, 2012

The Council deferred consideration of the item to the 34th Meeting of the Council pending an analysis of financial and legal implications by Partner States (*EAC/CM 33/Decision 06*).

2.4 PROPOSAL TO HOST THE EACJ BY THE REPUBLIC OF KENYA

The Council—

- a) took note that Article 47 of the Treaty provides that the Summit shall determine the Seat of the Court (*EAC/CM 33/Decision 07*);
- b) took note that the EACJ is currently hosted at the Headquarters of the EAC (*EAC/CM 33/Decision 08*);

- c) took note of the proposal by the Republic of Kenya to host the EACJ (*EAC/CM 33/Decision 09*);
- d) took note that the Republic of Uganda had also in the past offered to host the EACJ (*EAC/CM 33/Decision 10*);
- e) directed the Secretariat to expedite the finalisation of the study on Equitable Distribution of Benefits and Costs and report to the 34th Meeting of the Council (*EAC/CM 33/Decision 11*); and
- f) deferred consideration of any proposal to host the EACJ until the Study on Equitable Distribution of Benefits and Costs is finalised (*EAC/CM 33/Decision 12*)

2.5 EALA PROPOSALS ON THE SUMMIT ASSENT TO BILLS

The Council recommended to the Summit to consider assenting Bills during their Ordinary Summit which have been submitted to Partner States at least three months prior to the Summit and to which Heads of State have given no objection (*EAC/CM 33/Decision 13*)

2.6 Report of the 23rd Meeting of the Sectoral Council of Ministers Responsible for EAC Affairs and Planning

The Council—

- (a) took note of the decisions and directives of the 23rd Meeting of the Sectoral Council of Ministers Responsible for EAC Affairs and Planning (*EAC/CM 33/Decision 14*);
- (b) took note of a report by the Secretariat indicating the reasons of delayed disbursement of funds by development partners (*EAC/CM 33/Decision 15*);
- (c) directed the Sectoral Council for Education, Science & Technology to meet urgently and finalise the Annex on Mutual Recognition of Professional and Academic Qualifications by 30th June, 2016 (*EAC/CM 33/Directive 03*);
- (d) adopted the revised roadmap on the implementation of the New International EA e-Passport including the Internationalization of the EA e- Passport by Partner States from March to June 2016; commencement of issuance of the EA e-Passport from 1st January 2017; and phase out programme from 1st January 2017 to 31st December 2018 (*EAC/CM 33/Decision 16*);
- (e) directed Partner States to undertake awareness creation programs and other continuous outreach programs on the New International EA e- passport (*EAC/CM 33/Directive 04*);
- (f) approved a supplementary budget, drawn from the General Reserve, amounting to USD 15,050 to finance the development of the regional video clip, and other related activities to support the successful launch of the New International EA e-Passport (*EAC/CM 33/Decision 17*);
- (g) recommended to the 17th EAC Heads of State Summit to launch the New International EA e-Passport on 2nd March, 2016 (*EAC/CM 33/Decision 18*);
- (h) included the consideration of the appointment of a new Secretary General on the Agenda of the 17th Meeting of the Summit of the Heads of State, scheduled for 2nd March, 2016 (*EAC/CM 33/Decision 19*);
- (i) [recommended to the Summit to appoint a Deputy Secretary General from the Republic of Rwanda (*EAC/CM 33/Decision 20*);]
- (j) recommended to the Summit to renew the contract of the Deputy Secretary General (*EAC/CM 33/Decision 21*); and
- (k) directed the Secretariat to conclude the Lease Agreement of the Health Research Commission Offices by 1st May 2016 (*EAC/CM 33/Directive 05*).

2.7 CONSIDERATION OF REPORT OF THE MEETING OF THE SUB-COMMITTEE OF MINISTERS/ CABINET SECRETARY RESPONSIBLE FOR EAC AFFAIRS ON INSTITUTIONAL REVIEW, EAC SUSTAINABLE FINANCING MECHANISM AND POLITICAL FEDERATION

2.7.1 THE EAC INSTITUTIONAL REVIEW

The Council—

- a) decided that Institutional review will be in two Phases:

- (i) An initial phase
 - (ii) A consolidation phase which will require transforming EAC Secretariat into a Commission (*EAC/CM 33/Decision 22*).
- b) decided that in the initial phase retain the current EAC executive structure in the short-term with the following amendments:
- (i) the positions of Deputy Secretaries General to be reorganized around the following clusters:
 - Economic Affairs;
 - Political Affairs;
 - Infrastructure; and
 - Social Services (*EAC/CM 33/ Decision 23*).
 - (ii) devolved all operational responsibilities to the respective Directors, and for the Deputy Secretaries General to retain policy implementation oversight, monitoring and strategic functions (*EAC/CM 33/ Decision 24*);
 - (iii) established the position of Director General (DG)- Corporate Management (D1) to be responsible for Finance and Administration matters as well as other support services currently reporting directly to the Secretary General (Corporate Communications and Public Affairs, Resource Mobilization). In addition, the functions of Planning and Monitoring and Evaluation to be included under the proposed portfolio (*EAC/CM 33/ Decision 25*);
- c) The position of Counsel to the Community be upgraded to D1, and the office be strengthened by allowing recruitment of additional staff (*EAC/CM 33/ Decision 26*);
- d) Grant financial and administrative autonomy to the East African Court of Justice (EACJ) (*EAC/CM 33/ Decision 27*);
- e) Establish one additional position of a Deputy Registrar at P4 to be in-charge of Finance and Administration matters (*EAC/CM 33/ Decision 28*);
- f) Grant financial and administrative autonomy to East African Legislative Assembly (EALA) (*EAC/CM 33/ Decision 29*);
- g) Establish one additional position of a Deputy Clerk at P4 to be in charge of Finance and Administration matters(*EAC/CM 33/ Decision 30*);
- h) Refer the proposed Organisation Structures and the Staff Establishment for the EAC Secretariat, the East African Legislative Assembly and the East African Court of Justice be referred to the Ad hoc EAC Service Commission for review and appropriate recommendations to the Council (*EAC/CM 33/ Decision 31*).
- i) Direct the Secretariat to table constraints faced in implementing Article 71 of the Treaty to the Retreat of Permanent/Principal Secretaries and the EAC Management scheduled for April 2016(*EAC/CM 33/Decision 32*);
- j) Matters of technical nature with Legal implications arising from Sectoral Council be directly referred to Sectoral Council on Legal and Judicial Affairs(*EAC/CM 33/Decision 33*);
- k) Direct Partner States which have not submitted names of their nominees from Public Service Commission or equivalent Institutions for membership to the Ad hoc EAC Service Commission to do so by 31st March, 2016(*EAC/CM 33/Directive 06*);
- l) Direct the EAC Service Commission to address the following issues and present appropriate recommendations to the 34th Meeting of the Council:
- (a) undertake a detailed review of the EAC Organization Structure based on the decisions of the Council of Ministers(*EAC/CM 33/Directive 07*);
 - (b) determine adequate staffing levels for the EAC Organs and Institutions based on a detailed Job evaluation process(*EAC/CM 33/Directive 08*);
 - (c) undertake a review of the terms and conditions of service for the EAC staff(*EAC/CM 33/Decision 34*);
- m) review the East African Development Bank (EADB) Charter to streamline it into the EAC main Structure(*EAC/CM 33/Decision 35*); and
- n) direct the Secretariat to develop guidelines for the creation, governance, financing and reporting structures for all Institutions of the Community(*EAC/CM 33/Directive 09*).

2.7.2 EAC SUSTAINABLE FINANCING MECHANISM

The Council directed the Ministers of Finance to finalise the work on the modalities required to establish a sustainable financing mechanism based on various options, including a hybrid of a levy and equal contribution with a commitment to increase the budget, that encompasses the principles of equity, solidarity and equality, and submit the proposal to the Council by May 2016 in accordance with the Directive of the 15th Summit (*EAC/CM 33/Directive 10*)

2.7.3 POLITICAL FEDERATION MATTERS

The Council recommends to the Summit to—

- a) adopt a Confederation as the model of the East African Federation(*EAC/CM 33/Decision 36*);
- b) direct the Council to constitute a team of Constitutional Experts to develop a Draft Constitution for the Confederation(*EAC/CM 33/Directive 11*); and
- c) take note of the request by the Republic of Kenya for more time for consultations on the proposal for the Confederation. (*EAC/CM 33/Decision 37*).

PART III REPORT ON PLANNING AND INFRASTRUCTURE

3.1 PLANNING

3.1. Cross Cutting Issues

The Council—

- (a) considered and approved the EAC Vision 2050(*EAC/CM 33/Decision 38*);
- (b) recommended the EAC Vision 2050 to the Summit for adoption (*EAC/CM 33/Decision 39*);
- (c) directed Partner States and the Secretariat to popularize the EAC Vision for purposes of broadening its ownership (*EAC/CM 33/Directive 12*);
- (d) directed the Secretariat to ensure that subsequent EAC development strategies are guided by the EAC Vision 2050 (*EAC/CM 33/Directive 13*); and
- (e) directed Partner States to mainstream the EAC Vision 2050 during the formulation and review of their national visions and strategic plans (*EAC/CM 33/Directive 14*)

3.2 INFRASTRUCTURE

The Council—

- a) took note of the report of the Extraordinary VC meeting of the TCM Ministers on the foregoing matters(*EAC/CM 33/Decision 40*);
- b) considered and approved the Draft Regulations for the Vehicle Load Control and the Draft Regulations for the One Stop Border Post laws and refer both sets of the Draft Regulations to the Sectoral Council on Legal and Judicial Affairs for legal input(*EAC/CM 33/Decision 41*);
- c) agreed on the signing of the Protocol on Cooperation in Meteorological Services by the Ministers responsible for EAC Affairs(*EAC/CM 33/Decision 42*); and
- d) directed the Secretariat to convene the 13th Meeting of the TCM in Mid-April 2016(*EAC/CM 33/Directive 15*).

PART IV REPORT ON PRODUCTIVE AND SOCIAL SECTORS

4.1 PRODUCTIVE SECTORS

The Council –

- a) took note of the decisions of the Sectoral Council on Energy (*EAC/CM 33/Decision 43*); and
- b) designated Makerere University College of Engineering, Design, Art and Technology (CEDAT) as a Centre of Excellence for the East Africa Centre for Renewable Energy and Energy Efficiency which shall collaborate with other Institutions dealing with renewable energy (EACREEE) (*EAC/CM 33/Decision 44*).
- c) took note of the 8th East African Petroleum Conference (EAPCE17) to be hosted by the Republic of Burundi (*EAC/CM 33/Decision 45*).

4.1.2 PROGRESS REPORT ON MODALITIES FOR PROMOTION OF MOTOR VEHICLE ASSEMBLY AND TEXTILES AND LEATHER INDUSTRIES IN THE EAC REGION

The Council—

- a) took note of the recommendations of the SCTIFI meeting held on 26th February 2016(*EAC/CM 33/Decision 46*);
- b) directed the Secretariat to develop draft TORs for a comprehensive study on motor vehicle industry, and circulate to Partner States by 4th March 2016; and Partner States to submit comments by end of March 2016(*EAC/CM 33/Directive 16*); and
- c) directed the Secretariat to urgently mobilise necessary resources for the implementation of the Summit directive and commission the study by April 2016(*EAC/CM 33/Directive 17*).

B. Progress Report on Textiles and Leather Industries in the EAC Region

The Council—

- (a) took note of the decisions of the SCTIFI (*EAC/CM 33/Decision 46*);
- (b) took note of the progress made in implementing the Summit directives in promoting the cotton, textile & apparel and leather sector and automotive industry (*EAC/CM 33/Decision 47*);
- (c) directed the Partner States to ensure that all imported second hand shoes and clothes comply with sanitary requirements, in the country of exportation and importation (*EAC/CM 33/Directive 18*);
- (d) urged the Partner States to consider banning the export of raw hides & skins outside the EAC region(*EAC/CM 33/Directive 19*);
- (e) urged the Partner States to procure their textile and footwear requirements from within the region where quality and supply capacities are available competitively (*EAC/CM 33/Directive 20*);
- (f) directed the Secretariat to carry out a comprehensive study on modalities for the promotion of automotive industries, leather and textile industries taking into account the effect of the proposals to the commitment of the region with other organisations, and report progress to the 35th Meeting of the Council (*EAC/CM 33/Directive 22*); and
- (g) directed the Secretariat to prepare a brief progress report to the Summit on the progress made in implementing the 16th Summit Directives on automotive industries, textiles and leather industry(*EAC/CM 33/Directive 23*).

4.1.4 CONSIDERATION OF THE IMPLEMENTATION STATUS OF PREVIOUS COUNCIL AND SECTORAL COUNCIL DECISIONS ON DISASTER RISK REDUCTION AND MANAGEMENT (DRRM)

The Council—

- a) directed the Secretariat to submit the Technical Paper on Institutional Arrangement on DRRM to the Partner States by 4th March, 2016 (*EAC/CM 33/Directive 24*); and
- b) directed the Partner States to review the Technical Paper and submit comments on the same by 4th April, 2016 (*EAC/CM 33/Directive 25*).

4.1.5 REVISED EAC DISASTER RISK REDUCTION AND MANAGEMENT BILL, 2013

Under the circumstances, it was not possible to deliberate on the revised EAC Disaster Risk Reduction and Management (DRRM) Bill, 2013 pending the conclusion of the consultations on the Technical Paper by the Partner States.

4.1.6 THE TECHNICAL PAPER ON THE APPROPRIATE INSTITUTIONAL ARRANGEMENT FOR THE EAC DISASTER RISK REDUCTION (DRRM) AND DRRM MECHANISMS

The Council took note of the draft Technical Paper on an Appropriate Institutional Arrangement for Disaster Risk Reduction and Management (*EAC/CM 33/Decision 48*).

4.2 SOCIAL SECTORS

4.2.1 Progress report of the multi-sectoral experts on the harmonisation of work/resident permit fees, forms and procedures within the EAC Common Market Framework.

The Council—

- a) took note of the report of the multi sectoral experts on the harmonisation of the entry/work/residence permits, fees, forms and procedures within the EAC Common Market Protocol framework as work in progress (*EAC/CM 33/Decision 49*); and
- b) directed the EAC Secretariat to convene a meeting of Immigration and Labour experts to finalise the pending work on the harmonisation of the entry/work/residence permits, fees, forms and procedures within the EAC Common Market Protocol framework and report to the 24th Meeting of the Sectoral Council of EAC Affairs and Planning (*EAC/CM 33/Directive 26*).

PART VI REPORT ON CUSTOMS AND TRADE

The Council took note of the decisions/directives made by SCTIFI at its meeting held on 26th February 2016 (*EAC/CM 33/Decision 50*).

6.1 CUSTOMS

The Council—

- a) considered and adopted the proposed amendment of Section 112 (2) of the EAC Customs Management Act, 2004 by deleting and replacing with following provision: "Preferential Tariff treatment shall be applied to goods referred to in subsection (1) (a) up to the date to be determined by the Council" (*EAC/CM 33/ Decision 51*); and
- b) submitted the proposed amendment to the East African Legislative Assembly (EALA) for enactment (*EAC/CM 33/ Directive 27*).

6.1.1 Delegation of powers and functions by Summit to the Council of Ministers on a amendment of EAC CET and EAC Rules of Origin

The Council recommended to the Summit to delegate its powers of approval of reviews of the East African Community Common External Tariff and the East African Community Rules of Origin to the Council in accordance to section 3, 5 and 6 of the Summit (delegation of Powers and Functions) Act, 2007 for further three years (*EAC/CM 33/ Directive 28*).

6.2 TRADE

The Council—

- (a) adopted the EAC Annual Trade Reports in August every year (*EAC/CM 33/ Decision 52*); and
- (b) launched the printed Annual Trade Reports during the Summit of November, (*EAC/CM 33/ Directive 29*).

6.1.2 Operationalization of the EAC Competition Authority

The Council considered the named nominees and appointed them as Commissioners of the EAC Competition Authority (*EAC/CM 33/ Decision 53*).

1.1.3 Request from China to negotiate a Free Trade Area Agreement with the EAC

The Council directed Secretariat to mobilize resources to undertake a comprehensive cost-benefit analysis on the implications of negotiating Free Trade Area with third Parties, building upon the study report of March 2014, before any FTA negotiations with third Parties could be undertaken (*EAC/CM 33/ Decision 54*).

PART VII REPORT ON FINANCE AND ADMINISTRATION MATTERS

7.0 FINANCE MATTERS

7.1 Status of Partner States' Contributions

7.1.1 Status of Partner States' Contributions to the EAC Budget 2015/16

The Council took note of the status of Partner States' Budgetary Contributions for the FY2015/16 towards EAC Organs and Institutions as at 13th February 2016 is as indicated in Tables 1A below:

Table1A: Partner States Budgetary Contributions for FY2015/16 to East African Community (EAC Secretariat, EALA, EACJ, EAKC, EASTECO)

EAST AFRICAN COMMUNITY (EAC Secretariat, EALA, EACJ, LVBC, EAKC, EASTCO), amounts in USD

PARTNER STATE	ARREAS 2014/15	CONTRIBUTION DUE 2015/16	CONTRIBUTION PAID 2015/16		TOTAL OUTSTANDING
Republic of Kenya	-	8,378,108	4,445,548	53.06%	3,932,560
United Rep. of Tanzania	-	8,378,108	4,576,107	54.62%	3,802,000
Republic of Uganda	-	8,378,108	5,667,537	67.65%	2,710,571
Republic of Rwanda	-	8,378,108	4,378,107	52.26%	4,000,001
Republic of Burundi	19,057	8,378,108	-	0.00%	8,397,164
Total	19,057	41,890,538	19,067,299	45.52%	22,842,296

The Council—

- (a) took note of the Status of Partner States' Contributions towards the EAC Secretariat, EALA, EACJ, LVBC, EAKC, EASTECO, IUCEA and LVFO budget for the FY 2015/16 as at 13th February 2016 (*EAC/CM 33/ Decision 55*); and

- (b) re-iterated its earlier decision (EAC/CM EX/15/Decision 08) urging “*Partner States to always effect their contribution to the EAC budget during the first half of the financial year*” i.e. by 31st December (EAC/CM 33/ Decision 56).

7.2 Support from Development Partners for the FY 2015/16

7.2.1 Lake Victoria Fisheries Organisation (LVFO)

The Council took note of the Status of support from Development Partners towards LVFO budget for the FY 2015/16 as at 23rd February 2016 (EAC/CM 33/ Decision 57).

7.2.2 Lake Victoria Basin Commission (LVBC)

The Council took note of the status of support from Development Partners towards the EAC Secretariat, LVFO and LVBC budget for the FY2015/16 as at 23rd February 2016 (EAC/CM 33/Decision 58).

7.3 Status of General Reserves as at 23rd February, 2016

The Council took note of the status of General Reserves as at 23rd February, 2016 (EAC/CM 33/ Decision 59).

7.4 Investment in Fixed Deposits

The Council directed IUCEA to—

- a) take note of the status of fixed deposits for EAC Secretariat and LVBC as at 23rd February 2015 (EAC/CM 33/ Directive 30)
- b) expedite the process of customizing its investment policy in line with the EAC Financial Rules and Regulations by April 2016 (EAC/CM 33/ Directive 31)
- c) always factor the interest earned from investments in the annual budget (EAC/CM 33/ Directive 32).

7.5 Requests for Budget Re-allocation – FY 2015/16

The Council stayed the re-allocation and refer the matter to the *ad hoc* EAC Service Commission (EAC/CM 33/ Decision 60).

7.5.2.1 EAC/USAID Regional Project on Population Health and Environment (PHE) - USD 296,400

The Council directed the Secretariat to conduct the proposed meetings under the EAC Project on Population, Health and Environment (PHE) via Video Conferencing. (EAC/CM 33/ Directive 33)

7.5.2.2 EAC Payment and Settlement Systems Integration Project (EAC-PSSIP)- USD 2,965,822.74

The Council approved the re-allocation amounting to USD 2,965,822.74 (EAC/CM 33/ Decision 62).

7.5.2.3 Re-allocation within Internal Audit - USD 45,265

The Council stayed the approval of re-allocation of these funds amounting to USD 45,265 (EAC/CM 33/ Decision 63).

7.5.2.4 Request for Supplementary Budget for the Maintenance of Equipment –USD 61,306

The Council directed the Secretariat to reallocate the USD 61,306 from internal resources for the maintenance of EAC Equipment for the remaining part of the financial year 2015/2016. (EAC/CM 33/ Directive 34).

7.5.1 Lake Victoria Basin Commission (LVBC) - USD 113,800

The Council considered and approved a budget re-allocation of USD 113,800 for LVBC office rent, remodelling and staff recruitment for the Financial Year 2015/16 (EAC/CM 33/ Decision 64).

7.5.2 East African Health Research Commission

The Council—

- (a) considered and approve the reallocation of funds amounting to USD 50,000 for the development of the EAHRC five year Strategic Plan (EAC/CM 33/ Decision 65); and

- (b) directed EAHRC to submit its five year strategic plan to the 34th Meeting of the Council for consideration (*EAC/CM 33/Directive 35*).

7.5.3 East African Science and Technology Commission (EASTECO)

The Council—

- (a) considered and adopted the re-allocation of funds amounting to USD 90,956 to cover the salary and other benefits for the Deputy Executive Secretary of EASTECO to be drawn from the savings from staff emoluments from the East African Health Research Commission (*EAC/CM 33/ Decision 66*); and
- (b) directed EASTECO to submit its five year strategic plan to the 34th Meeting of the Council of Ministers for consideration (*EAC/CM 33/ Directive 36*).

7.5.3 East African Kiswahili Commission (EAKC), USD1,226,897

The Council—

- a) considered and approved reallocation of funds amounting to USD 27,600 from the Commission's 2015/2016 budget for the development of the Commission's strategic plan. (*EAC/CM 33/ Decision 67*); and
- b) directed the EAKC to submit its strategic plan for consideration by the 34th Meeting of the Council (*EAC/CM 33/ Directive 37*);
- c) adopted a Supplementary Budget amounting to USD 85,000 for the renovation of the EAKC offices in Zanzibar funded by the General Reserve (*EAC/CM 33/Decision 68*).

7.6 Requests for Supplementary Budgets - FY 2015/16 - (Partner States Funding)

7.6.1 EAC Secretariat

The Council directed the Secretariat to consider the activities to support communications infrastructure during the budget process for the FY 2016/17 (*EAC/CM 33/ Directive 38*).

7.6.1.1 Civil Aviation Infrastructure Development - USD 27,000

The Council directed the Secretariat to—

- (a) reallocate from internal source USD 18,000 to implement activities related to the liberalization of air transport services and coordination of upper flight air space among Tanzania, Rwanda, Burundi and DRC (*EAC/CM 33/ Directive 39*); and
- (b) defer the other activities to the 2016/2017 Budget (*EAC/CM 33/ Directive 40*).

7.6.2 East African Legislative Assembly

7.6.2.1 Supplementary Budget for Operationalization of the East African Parliamentary Institute (EAPI) - USD 200,000, funded by Partner States

The Council advised EALA to consider the budget for the Operationalization of the East African Parliamentary Institute (EAPI) during the planning and budgeting process for the FY2016/17. (*EAC/CM 33/ Decision 69*).

7.6.2.2 Supplementary Budget for Facilitating the Select Committee on Genocide Ideology and Denial - USD 448,998, funded by Partner States

The Council advised EALA to consider this activity during the budgeting process for the FY 2016/17 (*EAC/CM 33/ Decision 70*).

7.6.2.3 Supplementary Budget for Top Up for Business Class Tickets and Daily Subsistence Allowances - USD 222,225, funded by Partner States

The Council directed the Secretariat to develop a policy on top-up of air tickets and daily subsistence allowance in case the activity is funded by a Development Partner and present it to the 34th Meeting of the Council for consideration (*EAC/CM 33/ Directive 41*).

7.6.2.4 Supplementary Budget for Provision of Sitting Allowance for Members to attend Committee Meetings - USD 168,000, funded by Partner States

The Council advised EALA to re-prioritise the proposed activities within the approved EALA budget for the FY 2015/16 (*EAC/CM 33/ Decision 71*).

7.6.2.5 Supplementary Budget for Benchmarking Capacity Building for Committee Chairs and the EALA Commission at the Lok Sabha Parliamentary Training Institute, India - USD 189,750, funded by Partner States

The Council advised EALA to re-prioritise the activity within the approved EALA budget for the FY 2015/16. (*EAC/CM 33/ Decision 72*)

7.6.2.6 Supplementary Budget for Select Committee on Budget Utilisation - USD 20,350 funded by Partner States

The Council advised EALA to re-prioritise the activity within the approved EALA budget for the FY 2015/16 (*EAC/CM 33/ Decision 73*).

7.6.3 Supplementary budget for CASSOA, for the FY2015/2016

The Council approved the EAC CASSOA FY2015/2016 supplementary budget amounting to US\$65,000 funded from CASSOA's Reserve Fund to facilitate the acquisition of a vehicle for the Agency (*EAC/CM 33/ Decision 74*).

7.7 Supplementary Budgets funded by Development Partners

7.7.1 Contribution From The People's Republic Of China Towards The Burundi Dialogue Process

The Council—

- a) took note of the contribution from the Republic of China for the dialogue process(*EAC/CM 33/ Decision 75*); and
- b) decided the contribution be channelled through the office of the facilitator(*EAC/CM 33/ Decision 76*);
- c) took note of both the internal and external dialogue processes ongoing in the Republic of Burundi(*EAC/CM 33/ Decision 77*);
- d) directed the Secretariat to mobilise more resources to facilitate the dialogue process(*EAC/CM 33/ Directive 42*); and
- e) adopted the Supplementary Budget and refer the same to EALA for approval (*EAC/CM 33/ Decision 78*)

7.7.2 Inter University Council of East Africa (IUCEA)

7.7.2.1 Eastern and Southern Africa Higher Education Centres of Excellence Project (ACEII), funded by World Bank – USD1, 000,000.

The Council—

- a) took note that IUCEA has been selected to be the regional facilitation unit of ACE II Project (*EAC/CM 33/ Decision 79*);
- b) directed IUCEA to operate/manage the ACE II Project in accordance with the Cooperation Agreement concluded between the Institution and World Bank. (*EAC/CM 33/ Directive 43*); and
- c) took note of the commitment of the World Bank and IUCEA to include the Republic of Burundi in the ACE II Project and direct the Secretariat to make a follow-up (*EAC/CM 33/ Decision 80*).

7.8 Financial Sustainability of the Programme on Climate Change Adaptation and Mitigation in Eastern and Southern Africa – Tripartite Climate Change Project

The Council –

- a) directed the Secretariat to refer the issue of the sustainability of the Climate Change Mitigation and Adaptation Unit to the Sectoral Council on Environment and Natural Resources for guidance (*EAC/CM 33/ Directive 44*).
- b) took note that decisions on recruitment had been frozen owing to Institutional Review (*EAC/CM 33/ Decision 81*).

7.9 BUDGET PROPOSALS FOR FINANCIAL YEAR 2016/17

PLANNED EXPENDITURE				
Organ/Institution	FY 2015/2016	FY 2016/2017	Change (US\$)	% Change
	(US\$)	(US\$)		
EAC-Secretariat	69,636,849	57,872,785	-11,764,064	-17%
East African Legislative Assembly	15,865,646	16,034,324	168,678	1%
East African Court of Justice	4,301,551	4,286,477	-15,074	0%
Lake Victoria Basin Commission	10,137,163	11,214,708	1,077,545	11%
Lake Victoria Fisheries Organization	3,091,097	2,131,422	-959,675	-31%
The Inter University Council for EA	4,507,648	4,553,890	46,242	1%
East African Science & Technology Commission	726,755	1,161,438	434,683	60%
East Africa Kiswahili Commission	756,361	1,134,542	378,181	50%
East Africa Health Research Commission	935,498	1,397,438	461,940	49%
East African Competition Authority (EACA)	701,530	1,587,565	886,035	126%
TOTAL	110,660,098	101,374,589	-9,285,509	-8%
EXPECTED REVENUE				
SOURCE OF REVENUE	FY 2015/2016	FY 2016/2017	CHANGE	% CHANGE
	(US\$)	(US\$)	(US\$)	
Ministries for EAC Affairs	41,890,538	41,890,538	0	0%
Ministries Responsible for Education	4,122,228	4,121,967	-261	0%
Ministries Responsible for Fisheries	1,554,207	1,552,872	-1,335	0%
Member Universities	385,420	431,923	46,503	12%
Development Partners	58,555,635	46,717,601	-11,838,034	-20%
Miscellaneous Revenue	232,540	305,440	72,900	31%
General Reserve	3,919,530	6,354,248	2,434,718	62%
TOTAL	110,660,098	101,374,589	-9,285,509	-8%

The Council—

- a) adopted the Budget Estimates amounting to US\$101,374,589 to enable the Secretariat, East African Legislative Assembly, East African Court of Justice, Lake Victoria Basin Commission, East African Science and Technology Commission, the East African Kiswahili Commission, the East African Health Research Commission, the East African Competition Authority, the Inter-University Council and the Lake Victoria Fisheries Organization to discharge their mandate for the Financial Year 2016/2017 (*EAC/CM 33/ Decision 82*);
- b) referred the same to the East African Legislative Assembly (EALA) for debate and approval (*EAC/CM 33/ Decision 83*); and
- c) directed—
 - i. Every Partner State to contribute US\$8,378,107.60 towards the main EAC Budget for FY'2016/2017 (*EAC/CM 33/ Directive 45*);
 - ii. Every Partner State to contribute US\$824,393.40 towards the IUCEA Budget for FY'2016/2017 (*EAC/CM 33/ Directive 46*);
 - iii. The Republic of Kenya, the Republic of Uganda and the United Republic of Tanzania to contribute US\$517,624.00 each, towards the LVFO budget for FY2016/2017 (*EAC/CM 33/ Directive 47*);
- d) directed the Secretariat to convene a meeting of Sectoral Council of Ministers responsible for EAC Affairs and Planning every January through Video Conferencing to provide the annual resource envelope/budget ceiling (*EAC/CM 33/ Directive 48*); and
- e) directed the Secretariat to expedite finalization of the EAC Transport and Travel Policy and submit to the Council in its 34th Meeting (*EAC/CM 33/ Directive 49*).

7.10.1 CONSIDERATION OF THE CIVIL AVIATION SAFETY AND SECURITY OVERSIGHT AGENCY (CASSOA) BUDGET ESTIMATES FOR FY'2016/2017

The Council—

- (i) approved the CASSOA FY 2016/2017 Annual Programme of Activities and Expenditure budget estimates of US\$2,172,325 funded by Partner States contributions through the Civil Aviation Authority (US\$2,017,398), Development Partner Funding (US\$147,827) and miscellaneous income (US\$7,100) (*EAC/CM 33/ Decision 84*); and
- (ii) directed the Partner States to contribute towards the CASSOA FY2016/2017 budget, through the Civil Aviation Authority, US\$ US\$352,471 each for Rwanda and Burundi and US\$437,485 each for Kenya, Tanzania and Uganda (*EAC/CM 33/ Directive 50*).

7.11 HUMAN RESOURCE MATTERS

7.12 Staff Appointment - Registrar, East African Court of Justice

The Council considered and appointed Mr. Yufnalis Ndege Okubo (Kenya) to the position of Registrar of the EACJ (P5) with effect from 29th February 2016 (*EAC/CM 33/ Decision 85*)

7.13 Progress Report on Staff Due Diligence

The Council direct Secretariat to submit the due diligence report to the 34th Meeting of the Council (*EAC/CM 33/ Directive 51*).

7.14 Confirmation in Appointment of Staff

A. EAC SECRETARIAT

S/N	Name	Designation	Organ	Reporting Date	Grade
	Juvenal Ndimurirwo	Director Finance	EAC Secretariat	01/05/2015	P5
	Jean Baptiste Havugimana	Director Productive Sectors	EAC Secretariat	15/06/2015	P5
	Dr. Anthony Kafumbe	Counsel to the Community	EAC Secretariat	15/08/2015	P5
	Alhaj Rashid I. Kibowa	Director Trade	EAC Secretariat	13/05/2015	P5
	Marie Angelique Umulisa	Principal Trade Officer	EAC Secretariat	1/06/2015	P3
	Generose Minani	Principal Gender and Community Development Officer	EAC Secretariat	04/06/2015	P3
	Julius V. Nkeramihigo	Principal Administrative Officer	EAC Secretariat	12/05/2015	P3
	Stephen Niyonzima	Principal Labour & Employment	EAC Secretariat	15/05/2015	P3
	Luciano S. Maganga	Principal Internal Audit or	EAC Secretariat	11/06/2015	P3
	Pantaleo Joseph Kessy	Principal Economist (Fiscal & Monetary)	EAC Secretariat	29/07/2015	P3
	Donald Tindamanyire	Principal Customs Officer (T&V)	EAC Secretariat	15/06/2015	P3
	Simon Peter Owaka	Senior Public Relations Officer	EAC Secretariat	01/06/2015	P2

B. EAST AFRICAN LEGISLATIVE ASSEMBLY (EALA)

S/N	Name	Designation	Organ	Reporting Date	Grade
	Ezekiel Migosi	Sergeant at-arms	EALA	02/07/2015	P2
	Alfred Tugume	Senior Clerk Assistant	EALA	01/07/2015	P2
	Charles Kadonya	Principal Clerk Assistant	EALA	02/07/2015	P3
	Asheri Wimile	Senior Clerk Assistant	EALA	01/09/2015	P2
	Anastacia N. Mbeba	Hansard Report	EALA	01/09/2015	P1
	Victor Manzi	Clerk Assistant	EALA	30/06/2015	P1

C. EAST AFRICAN COURT OF JUSTICE (EACJ)

S/N	Name	Designation	Organ	Reporting Date	Grade
	Alain O. Nsengiyumva	Personal Assistant to Judge President	EACJ	01/06/2015	P2
	Haji Omar Haji	Court Administrator	EACJ	25/05/2015	P2
	Arnaud Gahimbare	Network Administrator	EACJ	04/06/2015	P1
	Wanjiru K. Rubia	Research Officer	EACJ	16/06/2015	P1

D. EAST AFRICAN KISWAHILI COMMISSION

S/N	Name	Designation	Organ	Reporting Date	Grade
	Kenneth Inyani Simala	Executive Secretary	EAKC	01/09/2015	D1
	Joseph Malesi	Principal Accountant	EAKC	01/08/2015	P3
	Bosco Nsabimana	Senior Human Resource Officer	EAKC	06/07/2015	P2

E. EAST AFRICAN SCIENCE AND TECHNOLOGY COMMISSION

S/N	Name	Designation	Organ	Reporting Date	Grade
	Gertrude Ngabirano	Executive Secretary	EASTEKO	15/07/2015	D1
	Saidi Kibeya	Deputy Executive Secretary	EASTEKO	07/07/2015	P5
	Methusela Mbajo	Principal Accountant	EASTEKO	07/07/2015	P3
	Odeth Bateta	Principal Administrative Officer	EASTEKO	01/09/2015	P3

F. EAST AFRICAN HEALTH RESEARCH COMMISSION

S/N	Name	Designation	Organ	Reporting Date	Grade
	Gibson Sammy Kibiki	Executive Secretary	EAHRC	03/08/2015	D1
	Jean De Dieu Ngirabega	Deputy Executive Secretary	EAHRC	13/07/2015	P5
	Roselyne A. Ogweno	Accountant	EAHRC	22/06/2015	P2

The Council confirmed the officers in appointment with effect from the date they reported for work (*EAC/CM 33/ Decision 86*).

7.15 Renewal of Employment Contract (Jane Mashingia- Senior Health Officer (Medicine and Food Safety))

The Council approved renewal of contract for Ms. Jane Mashingia for a final term of 5 years with effect from 1st March, 2016 in accordance with EAC Staff Rules and Regulations (2006) (*EAC/CM 33/ Decision 87*).

7.16 Resignation from service – Emmanuel Niyonkuru (Senior Conference Officer)

The Council—

- took note of Mr. Emmanuel Niyonkuru's resignation (*EAC/CM 33/ Decision 88*);
- commended him for his contribution to the Community and wished him the best in his future endeavours (*EAC/CM 33/ Decision 89*); and
- directed the Secretariat to initiate the process of recruitment to fill the position of Senior Conference Officer (*EAC/CM 33/ Directive 52*).

7.17 Demise of Isabelle Waffubwa (Principal Political Affairs Officer)

The Council -

- took note of the demise of Isabelle Waffubwa and send condolences to her family (*EAC/CM 33/ Decision 90*);
- appreciated the services rendered by the Late Isabelle Waffubwa to the Community (*EAC/CM 33/ Decision 91*); and
- directed the Secretariat to initiate the recruitment process for the position of Principal Political Affairs Officer (P3) (*EAC/CM 33/ Directive 53*).

7.18 Requests for Additional Staff - Critical Positions

The Council referred consideration of this matter to the *ad hoc* EAC Service Commission (*EAC/CM 33/ Decision 92*).

7.19 Filling of Vacant Positions of General Staff

The Council—

- (a) referred consideration of this matter to the *ad hoc* EAC Service Commission (*EAC/CM 33/ Decision 93*); and
- (b) reiterated its earlier directive to Partner States to expedite the process of ratification of the Protocol on Immunities and Privileges (*EAC/CM 33/ Decision 94*).

7.20 Lake Victoria Basin Commission (LVBC)**7.20.1 Renewal of Contract for Accountant (P1)**

The Council considered and renewed the contract for Mr. Richard Kezimana, Accountant (P1) for a five - (5) year final term, with effect from 10th January 2016 (*EAC/CM 33/ Decision 95*).

7.21 East African Science and Technology Commission (EASTEKO)**7.21.1 Recruitment of additional Staff**

The Council deferred consideration of additional staff pending finalization of the strategic plan (*EAC/CM 33/ Decision 96*).

7.10 Replacement of Outgoing Staff

The Council directed EAC Secretariat to initiate the process of recruitment to fill in the positions that will fall vacant in 2016/17 (*EAC/CM 33/ Decision 97*).

7.22 EAST AFRICAN LEGISLATIVE ASSEMBLY - FACILITATION OF MEMBERS WITH TRANSPORT

The Council advised members of EALA to take advantage of the tax exemption privilege of two vehicles per member to address the issue of transport (*EAC/CM 33/ Decision 98*).

PART VIII REPORTS OF OTHER EAST AFRICAN COMMUNITY ORGANS**8.1 EAST AFRICAN LEGISLATIVE ASSEMBLY**

The Council took note of the Report of the East African Legislative Assembly (*EAC/CM 33/Decision 99*).

8.2 EAST AFRICAN COURT OF JUSTICE

The Council took note of the Report of the East African Court of Justice (*EAC/CM 33/Decision 100*).

PART IX REPORTS OF EAC INSTITUTIONS**9.1 EAST AFRICAN CIVIL AVIATION SAFETY, SECURITY AND OVERSIGHT AGENCY**

The Council—

- a) took note of the CASSOAS's activities (*EAC/CM 33/Decision 101*);
- b) considered and approved the CASSOA FY2015/2020 Strategic Plan (*EAC/CM 33 Decision 102*);
- c) took note of the revised Agency Rules of Procedures of CASSOA Board; (*EAC/CM 33/Decision 103*); and
- d) directed the Republic of Kenya and EAC Secretariat to expedite the conclusion of the CASSOA CAM Hosting Agreement. (*EAC/CM 33/Directive 54*).

9.2 LAKE VICTORIA FISHERIES ORGANIZATION

The Council —

- a) took note of the amended LVFO Convention (*EAC/CM 33 /Decision 104*);
- b) took note of the status of implementation of the LVFO Programs and activities (*EAC/CM 33 /Decision 105*); and
- c) approved the LVFO Strategic Plan (2016-2020), Lake Victoria Fisheries Management Plan III (2016-2020), Nile Perch Fisheries Management Plan (2015-2020) for Lake Victoria, and draft Fisheries and Aqua-culture Policy for EAC. (*EAC/CM 33 /Decision 106*).

9.3 INTER-UNIVERSITY COUNCIL FOR EAST AFRICA

The Council —

- a) took note the progress report on implementation of IUCEA activities (*EAC/CM 33/Decision 107*); and
- b) direct the Ministers responsible for Education to consider the draft Declaration on the EAC becoming a Common Higher Education Area and report by 15th March 2016. (*EAC/CM 33/Directive 55*)

9.4 EAST AFRICAN DEVELOPMENT BANK

The Council took note of the Report of the East African Development Bank for the period from January to June 2015 (*EAC/CM 33/Decision 108*).

9.5 LAKE VICTORIA BASIN COMMISSION

The Council —

- a) took note of the Report of the 15th Meeting of the Sectoral Council of Ministers for LVB (*EAC/CM 33/Decision 109*);
- b) directed the Secretariat to convene the extra-ordinary Multi-sectoral Council of Ministers meeting to deliberate on the PHE Strategic Plan for EAC(*EAC/CM 33/Directive 55*); and
- c) approved the opening of a fixed deposit account for its unused funds from the FY 2015/16 for the construction of the LVBC Headquarters and to continue factoring in the LVBC budget an amount equivalent to the current office rent to be deposited into this account (*EAC/CM 33/Decision 110*).
- d) took note that the Republic of Uganda submitted her reservation on the New Water Release and Abstraction Policy for LVB (*EAC/CM 33/Decision 111*); and
- e) took note that the Republic of Uganda requested for this item to be considered at the 34th Meeting of the Council of Ministers(*EAC/CM 33/Decision 112*).

9.6 EAST AFRICAN SCIENCE AND TECHNOLOGY COMMISSION

The Council took note of EASTECO Progress report (*EAC/CM 33/Decision 113*).

9.7 EAST AFRICAN KISWAHILI COMMISSION

The Council took note of the EAKC report (*EAC/CM 33/Decision 114*).

9.8 EAST AFRICAN HEALTH RESEARCH COMMISSION

The Council —

- a) took note of the Progress Report of the East African Health Research Commission (*EAC/CM 33/Decision 115*); and
- b) directed the Secretariat to expedite the process of leasing the offices for the Commission (*EAC/CM 33/Decision 116*).

10.0 ANNUAL REPORT OF THE COUNCIL TO THE SUMMIT FOR THE PERIOD DECEMBER 2014 – NOVEMBER 2015

The Council considered the Annual Report of the Council to the Summit for the Period of December 2014 – November 2015 and submit the same to the 17th Summit for adoption (EAC/CM 33/Decision 117)

11.0 CONSIDERATION OF THE EAC CALENDAR OF ACTIVITIES FOR THE PERIOD JANUARY - JUNE 2016.

The Council—

- a) directed the Secretariat to ensure that activities are aligned to objectives and expected output while preparing Calendar of Activities (EAC/CM 33/Directive 56); and
- b) considered and adopted the EAC Calendar of Activities for the period January – June 2016 (EAC/CM 33/Decision 118).

12.0 ANY OTHER BUSINESS

12.1 Report of EALA on Burundi dated 5th February 2016

The Council—

- a) took note that the EALA report on Burundi was received by the Chairperson of the Council (EAC/CM 33/Decision 119); and
- b) decided that it be considered substantively by the Council at an appropriate time (EAC/CM 33/Decision 120).

Signed in Arusha by the Honourable Ministers/Cabinet Secretary this 29th day of February 2016.

.....
 Hon. Dr. Harrison G.
 Mwakymbe,
 Minister,
 Ministry of Constitutional and
 Legal Affairs

THE UNITED REPUBLIC OF
 TANZANIA

.....
 Hon. Kirunda Kivejinja
 Minister,
 Ministry of East African
 Community Affairs

THE REPUBLIC OF UGANDA

.....
 Hon. Phyllis J. Kandie
 Cabinet Secretary
 Ministry of Labour and East
 African Affairs

THE REPUBLIC OF KENYA

.....
 Hon. Léontine
 Nzeyimana,
 Minister
 Ministry to the Office
 of the President
 Responsible for EAC
 Affairs.

THE REPUBLIC OF
 BURUNDI

.....
 Hon. Valentine
 Rugwabiza,
 Minister
 Ministry of East African
 Community

THE REPUBLIC OF
 RWANDA