



# EAST AFRICAN COMMUNITY

# GAZETTE

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## BILLS SUPPLEMENT

- |  |       |
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| ● The East African Community Whistleblowers Protection Bill, 2016                          | No. 2 |
| ● The East African Community Gender Quality and Development Bill, 2016                     | No. 3 |
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Legal Notice No. EAC/1/2016.

THE EAST AFRICAN COMMUNITY

**DECISIONS AND DIRECTIVES OF THE 16<sup>th</sup> SUMMIT OF HEADS OF STATE**

**1.0 CONSIDERATION OF THE ANNUAL REPORT OF THE COUNCIL OF MINISTERS FOR THE PERIOD NOVEMBER 2013 - NOVEMBER 2014**

The Summit—

- (a) took note of the Annual Progress Report of the Council with commendation to the Council for the progress made in different programmes of the Community and the steady progress made in the Community; *(EAC/SHS 16/ Decision 01)*
- (b) approved the Protocol on Immunities and Privileges of the East African Community, its Organs and Institutions for signature by the responsible Ministers by 30<sup>th</sup> July 2015 and thereafter ratification by 30<sup>th</sup> November 2015; *(EAC/SHS 16/ Decision 04)*
- (c) approved the East Africa Community Protocol on Co-operation in Meteorological Services for signature by the responsible Ministers by 1<sup>st</sup> July 2015 and thereafter ratification by 30<sup>th</sup> November 2015; *(EAC/SHS 16/ Decision 05)*
- (d) approved with amendments, the Modality for the Appointment of the EAC Eminent Persons and Special Envoys. *(EAC/SHS 16/ Decision 06)*

**2.0 CONSIDERATION OF PROGRESS IN THE IMPLEMENTATION OF KEY OUTSTANDING DECISIONS OF STRATEGIC IMPORTANCE TO THE EAST AFRICAN COMMUNITY**

The Summit -

- (a) took note of the report in the Matrix; *(EAC/SHS 16/ Decision 07)*
- (b) directed 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 instruments of ratification with the Secretary General by 30<sup>th</sup> July 2015. *(EAC/SHS 16/ Directive 02)*
- (c) decided that all the Bills that are due for assent in accordance with Article 63 of the Treaty for the Establishment of the East African Community be assented to by 30<sup>th</sup> July 2015. *(EAC/SHS 16/ Decision 08)*
- (d) noted that all Partner States had ratified the Protocol on the Establishment of the East African Monetary Union and directed the Partner States to abide by the approved Roadmap on the Implementation of the EAC Monetary Union; *(EAC/SHS 16/ Decision 09)*
- (e) directed the Partner States to implement all the outstanding decisions and report on the status to the next Summit of the Heads of State. *(EAC/SHS 16/ Directive 03)*

**3.0 APPOINTMENT OF TWO NEW JUDGES OF THE EAST AFRICAN COURT OF JUSTICE**

**3.1 Appointment of New Judges**

The Summit considered this report and the nominations and, pursuant to the provisions of Article 24(1) of the Treaty for the Establishment of the East African Community (“the Treaty”) appointed—

- (a) Hon. Mr. Justice Audace Ngiye Judge of the East African Court of Justice in the First Instance Division with effect from 28<sup>th</sup> June 2015; and *(EAC/SHS 16/ Decision 10)*

- (b) Hon. Mr. Justice Geoffrey W. M. Kiryabwire Judge of the East African Court of Justice in the Appellate Division with effect from 16<sup>th</sup> August 2015. (*EAC/SHS 16/Decision 11*)

### **3.2. Designation of a New Principal Judge of the East African Court of Justice**

The Summit, taking into account the different tenures of the Judges in the First Instance Division and seniority in service and pursuant to Article 24 (5), designated Hon. Lady Justice Monica Mugenyi as a new Principal Judge of the East African Court of Justice to replace Hon. Justice Jean Bosco Butasi. This designation is with effect from 26<sup>th</sup> June 2015. (*EAC/SHS 16/Decision 12*)

### **4.0 APPOINTMENT OF A NEW DEPUTY SECRETARY GENERAL FROM THE REPUBLIC OF BURUNDI**

The Summit –

- (a) considered the Council's recommendation and, pursuant to Article 68 of the Treaty, appointed Mr. Liberat Mpfumukeko as Deputy Secretary General with effect from 28<sup>th</sup> April 2015 (*EAC/SHS 16/Decision 13*); and
- (b) Commended Mr. Nsengiyumva for his dedicated service to the East African Community. (*EAC/SHS 16/Decision 14*)

### **5.0 RENEWAL OF CONTRACT OF HON. JESCA ERIYO, DEPUTY SECRETARY GENERAL**

The Summit, pursuant to Article 68 of the Treaty, renewed the contract of Hon. Eriyo for another three year term effective 30<sup>th</sup> April 2015. (*EAC/SHS 16/Decision 15*)

### **6.0 CONSIDERATION OF A PROGRESS REPORT ON SELECTED PRIORITY MATTERS**

The Summit –

- (a) took note of the Revised Roadmap for the Completion of the EAC Institutional Review (*EAC/SHS 16/Decision 16*); and
- (b) directed the Council to ensure that the Institutional Review is finalised within the timeframe (by 30<sup>th</sup> April 2015) and report to the next Summit. (*EAC/SHS16/Directive 04*)

### **6.1. Modalities on the Sustainable Financing Mechanisms for the East African Community**

The Summit –

- (a) took note of the progress being made on the Conclusion of the Sustainable Financing Mechanisms for the East African Community (*EAC/SHS 16/Decision 17*); and
- (b) directed the Council to finalise the mechanism and recommend the best sustainable financing mechanism to the next Summit for consideration. (*EAC/SHS 16/Directive 05*)

### **6.2 Negotiations for The Admission of The Republic of South Sudan into The East African Community**

The Summit –

- (a) took note of the Revised Road Map for the Negotiations on the Admission of the Republic of South Sudan into the East African Community (*EAC/SHS 16/Decision 18*); and
- (b) directed the Council to ensure that negotiations are conducted in accordance with the Revised Roadmap. (*EAC/SHS 16/Directive 06*)

- (b) Hon. Mr. Justice Geoffrey W. M. Kiryabwire Judge of the East African Court of Justice in the Appellate Division with effect from 16<sup>th</sup> August 2015. (*EAC/SHS 16/Decision 11*)

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The Summit—

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- (b) directed the Council to ensure that negotiations are conducted in accordance with the Revised Roadmap. (*EAC/SHS 16/Directive 06*)

**6.3 Verification of the Application of the Federal Republic of Somalia to join the East African Community**

The Summit:—

- (a) took note of this report (*EAC/SHS 16/Decision 19*); and
- (b) directed the Council to undertake the verification exercise and report to the next Summit. (*EAC/SHS 16/Directive 07*)

**6.4 Initiation of a Constitution-making process and a Road Map for the EAC Political Federation**

The Summit:—

- (a) took note the progress on this matter (*EAC/SHS 16/Decision 20*); and
- (b) directed the Council to finalize the national consultations on the Model Structure, Road Map, Action Plan and Report Progress to the next Summit. (*EAC/SHS 16/Directive 08*)

**6.5 Progress Towards the Establishment of a One Area Network for East Africa**

The Summit directed the Council to expedite the implementation of the Framework for harmonized EAC roaming charges, including the removal of surcharges for international telecommunications traffic originating and terminating within the East African Community by 15<sup>th</sup> July 2015. (*EAC/SHS 16/Directive 09*)

**6.6 Implementation of the Directive of the Summit on Extension of Jurisdiction of the East African Court of Justice**

The Summit—

- a) approved and signed the Protocol (*EAC/SHS 16/Decision 21*); and
- b) directed the Partner States to ratify the Protocol and deposit instrument of ratification with the Secretary General by 30<sup>th</sup> November 2015. (*EAC/SHS 16/Directive 10*)

**7 RELATIONS BETWEEN EALA MEMBERS, THE SENDING PARTNER STATES AND THE INSTITUTIONS OF THE SENDING PARTNER STATES**

The Summit directed the Secretary General to —

- (a) develop a proposal on practical working relations between the EALA Members, the sending Partner States and the institutions of the sending Partner States (*EAC/SHS 16/Directive.11*);
- (b) develop a mechanism to ensure that the EALA legislative power is shared with Council of Ministers and the Partner States (*EAC/SHS 16/Directive 12*); and
- (c) submit a report on (a) and (b) above to next Summit through the Council (*EAC/SHS 16/Directive 13*).

**8 REPORTS ON PEACE INITIATIVES IN THE REGION**

The Summit directed the Partner States involved in peace initiatives to always share information on such initiatives with other Partner States (*EAC/SHS 16/Directive 14*).

**9.1. Launch the EAC Telepresence Video Conferencing System; and**

The Summit launched the EAC Telepresence Video Conferencing System and commended Trademark East Africa for its support. (*EAC/SHS 16/ Decision 22*)

**9.2. Award of EAC Schools Essay Competition Prizes**

On behalf of the Summit, the Chairperson of the Summit awarded prizes to the following students who emerged winners in the EAC Schools Essay Competition for the Year 2014:—

- (a) Ms. Munguchi Cynthia Hope, Republic of Uganda - 1<sup>st</sup> Prize;
- (b) Mr. Mutari James Mavuko, Republic of Kenya, 2<sup>nd</sup> Prize;
- (c) Ms. Regina Nyamicho, United Republic of Tanzania, 3<sup>rd</sup> Prize
- (d) Ms. Mutoni Mona Laurita, Republic of Burundi, 4<sup>th</sup> Prize; and
- (e) Ms. Mbabazi Clemece, Republic of Rwanda, 5<sup>th</sup> Prize.

Legal Notice No. EAC/2/2016.

THE EAST AFRICAN COMMUNITY

DECISIONS AND DIRECTIVES OF THE 31<sup>ST</sup> EXTRA-ORDINARY MEETING  
OF THE COUNCIL OF MINISTERS

**PART I FINANCE MATTERS**

- 1.1 Status of Partner States' Contributions to the EAC Budget for Financial Year 2014/2015
- 1.2 Management of Bank Accounts
- 1.3 EAC Mid-Year Budget Performance for the Financial Year 2014/2015
- 1.4 Request for Budget Reallocation for Financial Year 2014/2015
- 1.5 Request for Supplementary Budget for Activities to be Implemented by the Secretariat
- 1.6 Absorption of Staff under the Peace and Security Unit into EAC Partner States' Budget
- 1.7 Capacity Building Project to Enhance Research and Policy Analysis at the EAC Secretariat
- 1.8 The Regional Electoral Support Programme Under the EDF 11 Bridging Funds
- 1.9 Budget Proposals for Financial Year 2015/2016

**PART II HUMAN RESOURCE MATTERS**

- 1.1 Report of the Interview Panel
- 1.2 Request for Appointment of Mr. Robert Mwesigwa Nviiri as Acting Executive Director CASSOA
- 1.3 Request for Proposed Appointment of Acting Counsel to the Community

**PART III REVISED RULES OF PROCEDURE FOR THE CO-ORDINATION COMMITTEE AND RULES OF  
PROCEDURE FOR THE COUNCIL OF MINISTERS**

**PART I FINANCE MATTERS**

**1.1 STATUS OF PARTNER STATES' CONTRIBUTIONS TO THE EAC BUDGET FOR FINANCIAL YEAR 2014/15**

The Council –

- (a) took note of the Status of Partner States' contributions towards the EAC Secretariat, EALA, LVBC, LVFO, IUCEA, EACJ, EAKC, EASTECO budget for the FY 2014/15 as at 9<sup>th</sup> March, 2015 (*EAC/EX/CM 31/Decision 01*); and
- (b) directed the Partner States to remit their outstanding contributions by 30<sup>th</sup> April, 2015 to enable the EAC Organs and Institutions implement their planned activities (*EAC/EX/CM 31/Directive 01*).

**1.2 MANAGEMENT OF BANK ACCOUNTS**

The Council –

- (a) approved the opening of the EAC Secretariat main bank account with Kenya Commercial Bank (Tanzania) Ltd. (*EAC/EX/CM 31/Decision 02*); and
- (b) directed the Secretariat to adopt transparent and competitive procedures when proposing opening bank accounts for the East African Science and Technology Commission (EASTECO), East African Kiswahili Commission (EAKC) and East African Health Research Commission (EAHRCO) and submit to the 31<sup>st</sup> Meeting of the Council for consideration (*EAC/EX/CM 31/Decision 03*).

**1.3 EAC MID-YEAR BUDGET PERFORMANCE FOR FINANCIAL YEAR 2014/2015**

The Council took note of the Mid-Year Performance Report for the EAC Organs and Institutions for Financial Year 2014/2015 (*EAC/EX/CM 31/Decision 03*).

**1.4 REQUEST FOR BUDGET RE-ALLOCATIONS FOR FINANCIAL YEAR 2014/15**

The Council directed the Secretariat to submit the proposed budget of hosting the Forum to the next meeting of the Sectoral Council on Trade, Industry, Finance and Investment for consideration and onward submission to the Council for approval (*EAC/EX/CM 31/Directive 02*).

**1.4.1 Reallocation for Staff Recruitment for Thirty Six (36) Established Positions within the Financial Year 2014/15**

The Council approved budget re-allocation amounting to US\$ 381,679 within the EAC Secretariat, EASTECO, EAKCO and EAHRCO's budget for FY 2014/2015 to facilitate the recruitment process of various vacant established staff positions (*EAC/EX/CM 31/Decision 04*).

**1.4.2 Request for Budget Re-allocation to facilitate the 31<sup>st</sup> Extra-Ordinary Meeting of the Council**

The Council approved re-allocation of funds amounting to US\$ 101,778 within the EAC Budget for FY2014/15 to facilitate the 31<sup>st</sup> Extra-Ordinary Meeting of the Council (*EAC/EX/CM 31/Decision 05*).

**1.4.3 Re-allocation to Facilitate remaining Activities for Defence Sector**

The Council approved reallocation amounting to US\$ 50,829 for Defence sector activities for Financial Year 2014/2015 (*EAC/EX/CM 31/Decision 06*).

**1.4.4 Reallocation Under Lake Victoria Basin Commission**

The Council —

- (a) approved a budget reallocation of US\$ 12,000 for rent for three months to be sourced within the LVBC approved budget (*EAC/EX/CM 31/Decision 07*); and
- (b) approved a budget reallocation amounting to US\$ 59,757 to be sourced within the LVBC approved budget for Financial Year 2014/2015 to support salaries for the four staff for four months to complete the bridging activities for MERECP Project (*EAC/EX/CM 31/Decision 08*).

**1.4.5 Budget Reallocation for the Inter-University Council for East Africa**

The Council directed the IUCEA to refer the request for re-allocation amounting to US\$ 304,145 to its Governing Board for endorsement and subsequent submission to the Council for approval (*EAC/EX/CM 31/Directive 03*).

**1.4.6 Reallocation of Budget for the Lake Victoria Fisheries Organization**

The Council —

- (a) deferred approval of the requested budget re-allocation amounting to US\$ 65,000 from personal emoluments (*EAC/EX/CM 31/Decision 09*); and
- (b) directed LVFO to submit a request for supplementary budget to cater for the underfunded activities (*EAC/EX/CM 31/Directive 04*).

**1.5 SUPPLEMENTARY BUDGET REQUEST FOR ACTIVITIES TO BE IMPLEMENTED BY THE EAC SECRETARIAT – US\$ 750,000**

The Council took note that activities for Regional Ebola Virus Disease and Other Communicable Diseases Emergency Preparedness and Response Plan of Action have been included in the EAC Budget and Work Plan for Financial Year 2015/2016 (*EAC/EX/CM 31/Decision 10*).



### 1.6 ABSORPTION OF STAFF UNDER THE PEACE AND SECURITY UNIT INTO EAC PARTNER STATES' BUDGET

The Council—

- (a) took note of the continued support of EU to the African Peace and Security Architecture (APSA) Programme for the next two years starting from August 2015 (*EAC/EX/CM 31/Decision 11*);
- (b) approved the APSA Support budget into the 2015/2016 Secretariat budget (*EAC/EX/CM 31/Decision 12*); and
- (c) directed the Secretariat to develop a roadmap for the operationalization and sustainability of the Directorate of Peace and Security and report to the 32<sup>nd</sup> Meeting of the Council (*EAC/EX/CM 31/Directive 05*).

### 1.7 CAPACITY BUILDING PROJECT TO ENHANCE RESEARCH AND POLICY ANALYSIS AT THE EAC SECRETARIAT

The Council –

- (a) directed the Secretariat to submit the appraisal document of the ACBF project to Partner States for comments to be sent to the Secretariat by 31<sup>st</sup> March, 2015 (*EAC/EX/CM 31/Directive 06*); and
- (b) approved EAC Counterpart fund of US\$ 638,913 for project activities over a period of four (4) years of which US\$ 79,800 is for Financial Year 2015/16 (*EAC/EX/CM 31/Decision 13*).

### 1.8 THE REGIONAL ELECTORAL SUPPORT PROGRAMME UNDER THE EDF 11 BRIDGING FUNDS

The Council took note of the support by the European Union for the Regional Electoral Support Programme (RESP) amounting to US\$ 5,400,000 of which US\$ 2,094,325 is for the Financial Year 2015/2016 (*EAC/EX/CM 31/Decision 14*).

### 1.9 BUDGET PROPOSALS FOR FINANCIAL YEAR 2015/2016

The Council—

- (a) adopted the Budget Estimates amounting to US\$ 110,660,098 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 for East Africa and the Lake Victoria Fisheries Organization to discharge their mandate for the Financial year 2015/2016 (*EAC/EX/CM 31/Decision 15*);
- (b) referred the adopted Budget Estimates above to the East African Legislative Assembly (EALA) for debate and approval (*EAC/EX/CM 31/Decision 16*);
- (c) directed—
  - (i) each Partner State to contribute US\$ 8,378,107.60 towards the main EAC Budget for FY'2015/2016;
  - (ii) each Partner State to contribute US\$ 824,445.60 towards the IUCEA Budget for FY'2015/2016; and
  - (iii) the Republic of Kenya, the Republic of Uganda and The United Republic of Tanzania to contribute US\$ 518,069 each, towards the LVFO budget for FY2015/2016 (*EAC/EX/CM 31/Directive 07*); and
- (d) directed the Secretariat to fund the budget increase amounting to US\$ 3,919,530 from the EAC General Reserve Fund which also includes support to the Defence Sector (*EAC/EX/CM 31/Directive 08*).

**1.10 EAC CASSOA FINANCIAL YEAR 2015/2016 ANNUAL PROGRAMME OF ACTIVITIES AND BUDGET**

The Council approved the budget estimates amounting to US\$ 2,224,653 to be funded by the Partner States' Civil Aviation Authorities and Development Partners to enable CASSOA discharge its mandate for the Financial Year 2015/2016 as follows –

- (a) the Republic of Kenya, Republic of Uganda and The United Republic Tanzania to contribute US\$ 379,916 each;
- (b) the Republic of Burundi and the Republic of Rwanda to contribute US\$ 302,023 each;
- (c) US\$ 373,925 from the Development Partners; and
- (d) US\$ 106,934 from other income (*EAC/EX/CM 31/Decision 17*).

**PART II HUMAN RESOURCE MATTERS****II.1 REPORT OF THE INTERVIEW PANEL****11.1 Recommendations for Appointment by the Interview Panel**

The Council considered the recommendations of the Panel and approved the following candidates to be considered for appointment by the Council –

S/ No	POSITION	GRADE	NAME	SCORE	PARTNER STATE
	Director Finance	P5	Juvenal Ndimurirwo	82	Burundi
	Director Trade	P5	Rashid Kibowa	70	Uganda
	Director Productive Sectors	P5	Jean Baptiste Havugimana	70	Rwanda
	Principal Customs Officer	P3	Donald Tindamanyile	70	The United Republic of Tanzania
	Principal Economist	P3	Dr. Pantaleo Joseph Kessy	72	The United Republic of Tanzania
	Principal Administrative Officer	P3	Julius Victor Nkeramihigo	79	Uganda
	Principal Labour and Employment Officer	P3	Stephen Niyonzima	73	Uganda
	Principal Internal Auditor	P3	Luciano S. M. Maganga	71	The United Republic of Tanzania
	Principal Trade Officer	P3	Marie Angelique Umulisa	78	Rwanda
	Principal Gender and Community Development Officer	P3	Generose Minani	70	Burundi
	Principal Clerk Assistant	P3	Charles Ngeleja Kadonya	79	The United Republic of Tanzania
	Senior Conference Officer	P2	Emmanuel Niyonkuru	79	Burundi
	Senior Public Relations Officer	P2	Simon Peter Owaka	71	Kenya
	Senior Clerk Assistant	P2	Asheri Wimile	75	The United Republic of Tanzania
	Court Administrator	P2	Haji Omar Haji	70	The United Republic of Tanzania
	Sergeant At Arms	P2	Ezekiel Nyakwara Migosi	77	Kenya
	Personal Assistant	P2	Alain Nsengiyumva	82	Rwanda
	Clerk Assistant	P1	Victor Manzi	70	Uganda
	Hansard Reporter	P1	Anastasia Mbeba	70	Kenya
	Research Officer	P1	Kathleen Wanjiru	77	Kenya
	Network Administrator	P1	Arnaud Gahimbare	70	Burundi

The Council –

- (a) appointed the candidates listed above to the respective positions with effect from 1<sup>st</sup> July, 2015 (*EAC/EX/CM 31/Decision 18*);
- (b) directed the Secretariat to submit the name of Mr. Alfred Tugume from the Republic of Uganda in the second slot for the position of Senior Clerk Assistant to the EALA Commission for consideration (*EAC/EX/CM 31/Decision 19*);
- (c) directed the Secretariat to submit selected names recommended for appointment in EALA to the EALA Commission for consideration (*EAC/EX/CM 31/Directive 10*);
- (d) directed the EAC Secretariat to re-advertise the positions of Principal Civil Aviation Officer, Court Recorder and Senior Trade Officer by 30<sup>th</sup> March 2015 (*EAC/EX/CM 31/Directive 11*);
- (e) directed the Secretariat to broaden the experience requirements for the position of Court Recorder to include similar experience in Parliament or international organisations (*EAC/EX/CM 31/Directive 12*).

### 1.1.2 Recruitment of Project Staff in the East African Community

The Council directed the Secretariat to submit a comprehensive report on the existing project staff, G5-G4 staff within its Organs and Institutions, indicating the numbers, nationality and responsibilities of the project staff for consideration by the Council at its 31<sup>st</sup> Meeting (*EAC/EX/CM 31/Directive 13*).

## 1.2 REQUEST FOR APPOINTMENT OF MR. ROBERT MWESIGWA NVIIRI AS AN ACTING EXECUTIVE DIRECTOR CASSOA

The Council –

- (a) took note of the resignation of Mr. Barry Kashambo from the EAC-CASSOA service with effect from 19<sup>th</sup> March, 2015 (*EAC/EX/CM 31/Decision 20*);
- (b) commended Mr. Kashambo for his dedicated service to the Community during his tenure as Executive Director CASSOA (*EAC/EX/CM 31/Decision 21*); and
- (c) appointed Mr. Robert Mwesigwa Nviiri as Acting Executive Director with effect from 20<sup>th</sup> March 2015 for a period of six (6) months or until the position is substantively filled whichever is earlier, in line with the EAC Staff Rules and Regulations (*EAC/EX/CM 31/Decision 22*).

## 1.3 REQUEST FOR PROPOSED APPOINTMENT OF ACTING COUNSEL TO THE COMMUNITY

The Council –

- (a) appointed Mr. Stephen Agaba, Principal Legal Officer to act as the Counsel to the Community (*EAC/EX/CM 31/Decision 23*);
- (b) directed the Secretariat to ensure that recruitment of the new Counsel to the Community is finalised by end of March 2015 (*EAC/EX/CM 31/Directive 14*); and
- (c) directed the Secretariat to convene an Extra-Ordinary Meeting of the Council to consider and appoint the new Counsel to the Community not later than 30<sup>th</sup> April, 2015 (*EAC/EX/CM 31/Directive 15*).

**PART III REVISED RULES OF THE PROCEDURE FOR THE CO-ORDINATION COMMITTEE AND THE REVISED RULES OF PROCEDURE FOR THE COUNCIL OF MINISTERS**

The Council revised its previous decision adopting the revised Rules of Procedure for the Co-ordination Committee and the Rules of Procedure for the Council of Ministers and referred the same to the 18<sup>th</sup> Meeting of the Sectoral Council on Legal and Judicial Affairs for legal input (*EAC/EX/CM 31/Decision 24*).

**PART IV OPERATIONALISATION OF THE EAST AFRICAN HEALTH RESEARCH COMMISSION**

The Council directed that the EAC Secretariat enter into negotiation with the owners of the identified building and conclude a service contract by 30<sup>th</sup> April, 2015.

Signed by the Leaders of Delegation this 13<sup>th</sup> day of March, 2015.

.....  
**Hon. Saada Mkuya Salum**  
 (MP)  
 Minister for Finance  
 Ministry of Finance

**THE UNITED  
 REPUBLIC OF  
 TANZANIA**

.....  
**Hon. Shem B. Bagaine, MP**  
 Minister of State  
 Ministry of East African  
 Community Affairs

**THE REPUBLIC OF  
 UGANDA**

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

**THE REPUBLIC OF  
 BURUNDI**

.....  
**Prof. Judy Wakhungu,**  
 Cabinet Secretary  
 Ministry of Environment,  
 Water and Natural  
 Resources

**THE REPUBLIC OF  
 KENYA**

.....  
**Hon. Amb. Valentine**  
**Rugwabiza**  
 Minister  
 Ministry of East African  
 Community Affairs

**THE REPUBLIC OF  
 RWANDA**

Legal Notice No. EAC/3/2016.

THE EAST AFRICAN COMMUNITY

DECISIONS AND DIRECTIVES OF THE COUNCIL OF THE 32<sup>nd</sup> MEETING  
OF THE COUNCIL OF MINISTERS

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- 6.1 Financial Matters

**PART VII**

- 7.1 Human Resource Matters

**PART VIII REPORTS OF OTHER EAC ORGANS**

- 8.1 East African Legislative Assembly

**PART IX**

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**PART X REPORTS OF EAC INSTITUTIONS**

- 10.1 East African Civil Aviation Safety, Security and Oversight Agency, (CASSOA)

- 10.2 Lake Victoria Fisheries Organization (LVFO)
- 10.3 Inter-University Council for East Africa (IUCEA)
- 10.4 East African Development Bank
- 10.5 East African Science and Technology Commission
- 10.6 East African Kiswahili Commission
- 10.7 East African Health Research Commission

## PART I

### 1.1 REPORT OF THE AUDIT COMMISSION ON THE EAST AFRICAN COMMUNITY FINANCIAL STATEMENTS FOR THE YEAR ENDED 30TH JUNE 2014

The Council received the Report of the Audit Commission for the year ended 30<sup>th</sup> June 2014 for onward submission to the East African Legislative Assembly for debate. (*EAC/CM 32/Decision 01*)

### 1.2 SUBMISSION OF EAST AFRICAN COMMUNITY AUDIT AND RISK COMMITTEE

The Council—

- a) adopted the EAC Audit and Risk Committee Report for the year ended 30<sup>th</sup> June 2014; (*EAC/CM 32/Decision 02*)
- b) directed the management of the EAC Organs and Institutions to implement the recommendations contained in the EAC Audit and Risk Committee Report for the year ended 30<sup>th</sup> June 2014; (*EAC/CM 32/Directive 01*).
- c) directed the EAC Organs and Institutions to operationalise the Risk Management Framework; (*EAC/CM 32/Decision 02*).
- d) directed EAC Organs and Institutions to Revise Staff Rules and Regulations 2006, harmonise the Governance Instruments of EAC Organs and Institutions and harmonise the staff categorisations, terms of tenure and grading in order to avoid unnecessary complaints and develop a well-motivated work force; (*EAC/CM 32/Directive 03*).
- e) approve budgetary reallocation by the Secretary General and Heads of Organs and Institutions the authority for budget reallocation up to a certain level; (*EAC/CM 32/Decision 03*).
- f) directed the Organs and Institutions to adhere to the approved budget and other existing budgeting and expenditure controls (*EAC/CM 32/Directive 04*);
- g) directed the EAC Secretariat to fast track the establishment and operationalize the Projects Management Unit to facilitate effective programmes performance (*EAC/CM 32/Directive 05*);
- h) directed that the positions of the Heads of Internal Audit Units within the Organs and Institutions be elevated to a Director (P5) at EAC Secretariat and Deputy Director (P4) at the Institutions to enhance the functional effectiveness and organisational independence (*EAC/CM 32/Directive 06*); and
- i) approved the filling in of the staffing gaps with internal Audit units of EAC Organs and Institutions. (*EAC/CM 32/Decision 04*).

### 1.3 RENEWAL OF THE TERM OF THE MEMBERS OF EAC AUDIT AND RISK COMMITTEE

The Council—

- (a) renewed the tenure for the following EAC Audit and Risk Committee Members—
  - (i) Mr. Barrack Ndegwa from the Republic of Kenya;
  - (ii) Dr. Fixon Okonye Akonya, from the Republic of Uganda;
  - (iii) Mr. George P.E. Lauwo, from the United Republic of Tanzania; and
  - (iv) Mr. Pierre Claver Rurakamvye from the Republic of Burundi; and

for a final term of 3 years as members of EAC Audit and Risk Committee, (*EAC/CM 32/Decision 05*).

- (b) appointed Mr. Alex Kamuhire from the Republic of Rwanda for a term of 3 years as a member of the EAC Audit and Risk Committee to replace Mr. Francis Nsengiyumva. (*EAC/CM 32/Decision 06*).

#### **1.4 REPORT ON THE IMPLEMENTATION OF PREVIOUS DECISIONS OF THE COUNCIL OF MINISTERS**

The Council—

- a) took note of the status of implementation of its previous decisions and directives (*EAC/CM 32/Decision 07*);
- b) directed Partner States and EAC Secretariat and Institutions to implement all the outstanding decisions of the Council and report to the 33<sup>rd</sup> Meeting of the Council for consideration, (*EAC/CM 32/Directive 07*);
- c) appointed Ms. Geraldine Umugwaneza as Acting Registrar of the East African Court of Justice with effect from 1<sup>st</sup> August 2015, for a period of four months, until 30<sup>th</sup> November 2015 (*EAC/CM 32/Decision 08*);
- d) directed that the interview panel for the position of Registrar of the East African Court of Justice be comprised of experienced lawyers (*EAC/CM 32/Directive 08*);
- e) directed the Secretariat to expedite the recruitment process of the Registrar of the East African Court of Justice and finalise by 31<sup>st</sup> October 2015 (*EAC/CM 32/Directive 09*);
- f) rescinded its earlier *decision (EAC/CM 31/Directive 24)* and re-affirm that in the event that a 7 days' notice is not given and Partner States are already at the venue of the meeting, that the undertakings through these deliberations shall bind the absent Partner State (*EAC/CM 32/Decision 09*); and
- g) directed the United Republic of Tanzania to update the Republic of Kenya on the removal of 75% material local content requirement on tobacco products exported to the United Republic of Tanzania from the Republic of Kenya by the 33<sup>rd</sup> Meeting of the Council (*EAC/CM 32/Directive 10*)

### **PART II REPORT OF THE OFFICE OF THE SECRETARY GENERAL**

#### **2.1 PROGRESS ON THE NEGOTIATIONS WITH THE REPUBLIC OF SOUTH SUDAN TO JOIN THE EAST AFRICAN COMMUNITY**

The Council—

- a) took note of the progress of the Technical Negotiations for the South Sudan to join the East African Community (*EAC/CM 32/Decision 10*);
- b) reconsidered its earlier decision that EAC technical negotiators hold preparatory meetings by video-conferencing Councils and approve two extra days for each technical meeting to cater for pre-negotiations and post-negotiations Councils (*EAC/CM 32/Decision 11*);
- c) approved a supplementary budget amounting to US\$ 89,200 needed to bridge the funding gap for the Technical Negotiations to be drawn from the General Reserve Fund, and submit to EALA for consideration (*EAC/CM 32/Decision 12*).

#### **1.2 REPORT OF THE 22<sup>ND</sup> 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 22<sup>nd</sup> Meeting of the Sectoral Council of Ministers Responsible for EAC Affairs and Planning (*EAC/CM 32/Decision 13*);

- (b) directed the Republics of Burundi and Kenya to fast track the ratification of the EAC Sanitary and Phyto-Sanitary Protocol by 31<sup>st</sup> December, 2015 (*EAC/CM 32/Directive 11*);
- (c) directed the United Republic of Tanzania to deposit the instrument of ratification of the EAC Sanitary and Phyto-Sanitary Protocol with the Secretary General 30<sup>th</sup> August, 2015 (*EAC/CM 32/Directive 12*);
- (d) directed the Republics of Burundi and Kenya to fast track the issuance of standardized machine readable national IDs by 31<sup>st</sup> December, 2016 (*EAC/CM 32/Directive 13*);
- (e) directed Partner States to develop internal systems to facilitate interoperability of internal and regional e-Immigration systems (*EAC/CM 32/Directive 14*);
- (f) directed Partner States to develop and implement the Integrated Border Management System (IBMS) (*EAC/CM 32/Directive 15*);
- (g) directed Partner States to implement the ICAO recommendations and requirements on electronic Machine Readable Travel Documents (e-MRTD) (*EAC/CM 32/Directive 16*);
- (h) took note of the schedule of activities in preparation for the launch of the New International EA e-Passport by the 17th Ordinary Summit of the EAC Heads of State (*EAC/CM 32/Decision 14*); and
- (i) directed Partner States and the EAC Secretariat to finalise all preparatory activities towards the launch of the New International EA e-Passport by the 17th Ordinary Summit of the EAC Heads of State by 20th November 2015 (*EAC/CM 32/Directive 17*).

## **2.2 Non-Attendance of Meetings**

The Council recommends to the Council to reiterate its directive to Partner States to attend meetings as set out in the Calendar of Activities. (*EAC/CM 32/Decision 15*)

## **PART III REPORT ON PLANNING AND INFRASTRUCTURE**

### **3.1 PLANNING**

#### **3.1.2 PROGRESS REPORT ON THE FORMULATION OF THE EAC VISION 2050**

The Council—

- a) took note of the work in progress in formulating the EAC Vision 2050 (*EAC/CM 32/Decision 16*);
- b) approved a supplementary budget of US\$ 43,100, to be drawn from the EAC General Reserve Account for the Regional Steering Committee to finalise this work, and submit to EALA for consideration (*EAC/CM 32/Decision 17*); and
- c) directed the Secretariat to submit the final EAC Vision 2050 to the 33<sup>rd</sup> Meeting of the Council for consideration. (*EAC/CM 32/Directive 18*)

### **3.2 INFRASTRUCTURE**

The Council took note of the implementation of the infrastructure related policy matters that will be considered by the 12<sup>th</sup> Meeting of the Sectoral Council on Transport, Communication and Meteorology. (*EAC/CM 32/Decision*



18).

## PART IV REPORT ON PRODUCTIVE AND SOCIAL SECTORS

### 4.1 PRODUCTIVE SECTORS

The Council—

- a) directed the Secretariat to undertake a job evaluation and workload analysis for the Directorate of Productive Sectors and submit it to the 33<sup>rd</sup> Meeting of the Council for consideration; (*EAC/CM 32/Directive 19*);
- b) took note of the Launching of the First East African Manufacturing Business Summit and direct Partner States to participate in the event (*EAC/CM 32/Decision 19*); and
- c) took note of the ongoing initiative to develop a regional local content policy (*EAC/CM 32/Decision 20*).

### 4.2 SOCIAL SECTORS

#### 4.2.1 HEALTH SECTOR

The Council—

- (a) took note of the decisions of the 11<sup>th</sup> Meeting of the Sectoral Council of Ministers of Health (*EAC/CM32/Decision 21*);
- (b) referred the decisions with financial implications to the Finance and Administration Committee for consideration (*EAC/CM32/Decision 22*);
- (c) adopted the EAC Regional Health Sector Strategic Plan (2015-2020) (*EAC/CM32/Decision 23*);
- (d) adopted the EAC Regional Reproductive Maternal New-born, Child and Adolescent Health Scorecard (*EAC/CM32/Decision 24*);
- (e) directed the Secretariat to prepare the scorecard on annual basis; (*EAC/CM32/Directive 20*); and
- (f) directed the Secretariat to prepare a proposal to expand the mandate of the Health Research Commission to include the functions of the proposed EAC Medicines and Food Safety Commission and Health Professionals and Regulators for submission to the Sectoral Council on Health for consideration (*EAC/CM32/Directive 21*).

##### 4.2.1.1 Draft East African Community Health Research Commission Bill, 2011.

The Council directed EAC Health Research Commission and the Secretariat to convene a joint meeting of Health and Legal Experts to review and update the Bill on the Establishment of the EAC Health Research Commission and submit to the 12<sup>th</sup> Meeting of the Sectoral Council on Health. (*EAC/CM 32/Directive 22*).

##### 4.2.1.2 Special Technical Report on Deployment of the EAC Regional Medical and Public Health Emergency Support Team for the Burundian Refugees and the Surrounding Local Host Populations in Kigoma Region of Tanzania and Eastern Province of Rwanda.

The Council—

- a) took note of the Deployment of EAC Regional Medical and Public Health Emergency Support Team for the Burundian Refugees and the Surrounding Local Host Populations in Kigoma Region of Tanzania and Eastern Province of Rwanda (*EAC/CM 32/Decision 25*); and
- b) directed the Secretariat to report these developments to the Sectoral Council on Health. (*EAC/CM 32/Directive 23*)

**PART V REPORT ON CUSTOMS AND TRADE****5.1 CUSTOMS**

The Council—

- (a) took note of the decisions of the Sectoral Council on Trade, Industry Finance and Investment (*EAC/CM 32 / Decision 26*);
- (b) took note of the status of implementation of the Single Customs Territory (*EAC/CM 32 /Decision 27*);
- (c) directed Partner States to waive the requirement of the work permit fees for the staff who have been deployed in the Partner States for the purposes of implementation of the Single Customs Territory (*EAC/CM32 /Directive 24*); and
- (d) directed the Partner States to regularly liaise with the respective Ministries of EAC when deploying staff implementing the Single Customs Territory. (*EAC/CM32 /Directive 25*)

**5.2 TRADE**

The Council took note of the directive by the Sectoral Council on Trade, Investment, Finance and Industry to develop a legal mechanism for waiver of duties on Jua Kali/Nguvu Kazi exhibition goods (*EAC/CM 32 /Decision 28*).

The Council approved the trade-off of the position of the Senior Trade Officer (Competition) with another Senior Trade Officer in the Directorate of Trade with attached revised Terms of Reference to address the Directorate's human resource capacity needs (*EAC/CM 32 /Decision 29*).

**5.2.3 Implementation of the WTO Trade Facilitation Agreement**

The Council took note of the status of implementation of the WTO Trade facilitation Agreement. ((*EAC/CM32/ Decision 30*))

**5.2.4 Development of Standards and Regulations to Operationalize the EAC Standardization, Quality Assurance, Metrology and Testing Act, 2006: Weights and Measures**

The Council to—

- (a) took note of the progress made in the development of EAC Standards (*EAC/CM 32 /Decision 31*); and
- (b) referred the following eleven (11) Draft Weight and Measures Regulations to operationalize the EAC Standardization, Quality Assurance, Metrology and Testing Act, 2006 which were approved by the 18<sup>th</sup> Meeting of East African Standards Committee held in October 2014 to the 19<sup>th</sup> Sectoral Council on Legal and Judicial Affairs for legal input:—
  - i. the EAC SQMT (Weighing and Measuring) Regulations, 2014
  - ii. the SQMT (Spirits Measuring) Regulations, 2014;
  - iii. the EAC SQMT (Pattern Approval) Regulations, 2014
  - iv. the EAC SQMT (Sale and Labeling of Goods), Regulations, 2014;
  - v. the SQMT (Measure of Capacity) Regulations, 2014
  - vi. the SQMT (Leather Measuring) Regulations, 2014;
  - vii. the EAC SQMT (Inspection) Regulations, 2014
  - viii. the EAC SQMT (Fabric Measuring Instruments) Regulations, 2014;
  - ix. the EAC SQMT (Dry Measure of Capacity) Regulations, 2014
  - x. the EAC SQMT (Dispensing Pumps) Regulations, 2014; and
  - xi. the EAC SQMT (Bulk Meters) Regulations, 2014. (*EAC/CM32 /Decision 32*).

**5.2.5 Progress Report on the Tripartite Free Trade Area (TFTA) Negotiations**

The Council took note of the progress on the Tripartite Free Trade Area negotiations (*EAC/CM32/Decision 33*).

**5.2.6 Continental Free Trade Area Negotiations**

The Council took note of the progress regarding Continental Free Trade Area negotiations (*EAC/CM 32/Decision 34*).

**PART VI REPORT ON FINANCE AND ADMINISTRATION MATTERS****6.1 FINANCIAL MATTERS****STATUS OF PARTNER STATES' CONTRIBUTIONS TO THE EAC BUDGET FOR THE FINANCIAL YEAR 2015/16**

The Council—

- (a) directed the Republic of Burundi, the Republic of Uganda and the United Republic of Tanzania to expeditiously settle their outstanding contributions towards the EAC Budget for the financial year 2014/2015 (*EAC/CM 32/Directive 26*);
- (b) directed Partner States to remit their contributions towards EAC Budget for financial year 2015/2016 (*EAC/CM 32/Directive 27*).

**III I. INTER-UNIVERSITY COUNCIL FOR EAST AFRICA****STATUS OF PARTNER STATES CONTRIBUTIONS TO THE IUCEA BUDGET FOR FINANCIAL YEAR 2014/2015**

The Council—

- a) directed the Republic of Burundi and the Republic of Rwanda to settle their outstanding contributions towards the IUCEA Budget for the financial year 2014/2015 by 30<sup>th</sup> December 2015 (*EAC/CM 32/Directive 28*);
- b) directed Partner States to remit the first installment of their contributions towards IUCEA Budget for financial year 2015/2016 (*EAC/CM 32/Directive 29*).
- c) directed the Republic of Uganda and the Republic of Burundi to meet their financial commitment towards the IUCEA Headquarters construction. (*EAC/CM 32/Directive 30*).

**7.1 HUMAN RESOURCE MATTERS****7.1.0 ABOLITION OF THE POSITION OF SENIOR ESTATES MANAGEMENT OFFICER**

The Council decided that the position of Senior Estates Management Officer be abolished in accordance with Regulation 101 of the EAC Staff Rules and Regulations (*EAC/CM 32/Decision 35*).

**7.1.1 APPOINTMENT OF PROFESSIONAL STAFF****7.1.1.1 Counsel to the Community – (P5)**

The Council—

- a) appointed Dr. Anthony Luyirika Kafumbe to the position of the Counsel to the Community (P5) in accordance with EAC Staff Rules and Regulation, 2006 with effect from 15<sup>th</sup> August 2015 (*EAC/CM 32/Decision 36*); and
- b) directed the Secretariat to commence the recruitment process for the position of Principal Legal Officer (P3) earlier occupied by Dr. Kafumbe. (*EAC/CM 32/Directive 31*).

### 7.1.1.2 Other Professional Staff

The Council—

- a) appointed:-
  - (i) Mr. Wilberforce Aminieli Mariki for the position of Director Planning (P5) (*EAC/CM 32/Decision 37*);
  - (ii) Mr. Damascent Kabanda for the position of Senior Trade Officer (P2) (*EAC/CM 32/Decision 38*);
  - (iii) Ms. Arinda Charlotte Warugaba for the position of Court Recorder (P1) (*EAC/CM 32/Decision 39*);
  - (iv) Ms. Mary Waruguru Mwangi for the position of Librarian (P1) (*EAC/CM 32/Decision 40*); and
  - (v) Mr. Yves Nzeyimana for the position of Protocol/Conference Officer (P1) (*EAC/CM 32/Decision 41*)
- b) directed Partner States to expedite the process of nominating members to the ad hoc EAC Service Commission to deal with recruitment issues of the EAC. (*EAC/CM 32/Directive 32*)
- c) directed the Partner States to constitute an ad hoc committee to address the issues of recruitment in the EAC and refer the matter to the Sectoral Council on EAC Affairs and Planning. (*EAC/CM 32/Directive 33*)

### 7.1.1.3 Posts for Re-advertisement

The Council—

- a) directed the Republic of Burundi to nominate a suitable candidate for the Position of Police Liaison Officer who meets the requirements set under the Terms of Reference as advertised (*EAC/CM 32/Directive 34*); and
- b) directed the Secretariat to re-advertise the positions of Principal Civil Aviation Officer (P3), and Principal Accountant (P3) (*EAC/CM 32/Directive 35*).

### 7.1.1.4 Appointment of Executive Director, CASSOA

The Council:—

- a) took note of the resolution of the 30<sup>th</sup> Meeting of the Board and appoint Mr. Robert M. Nviiri to the position of Executive Director, CASSOA on a non-renewable contract from the date of approval to 31<sup>st</sup> May 2017 (*EAC/CM 32/Decision 42*); and
- b) directed the CASSOA Board to initiate the recruitment process for the Technical Coordinator (P5) at CASSOA. (*EAC/CM32/Directive 36*)

### 7.1.1.5 Recruitment of a New IUCEA Executive Secretary

The Council—

- (a) appointed Prof Alexandre Lyambabaje as the new IUCEA Executive Secretary with effect from 6<sup>th</sup> November 2015 for a five (5) year term non-renewable (*EAC/CM 32/Decision 43*);
- (b) appointed Prof. Jean Pierre Dusingizemungu in case Prof. Alexandre turned down the offer of the post of Executive Secretary, for a non-renewable term of five (5) years with effect from 6<sup>th</sup> November 2015 (*EAC/CM 32/Decision 44*); and
- (c) commended Prof. Mayunga H.H. Nkunya for his dedicated services to the Community during his tenure as IUCEA Executive Secretary (*EAC/CM 32/Decision 45*).

### 7.1.1.6 Renewal of Professional Staff Contracts

The Council renewed the employment contracts of Miss Mary Makoffu, Mr. Richard Owora Othieno, Mr. Richard Karamagi and Mr. Theophile Bazimaziki for a final five (5) year term with effect from the due dates and subject to the provisions of Regulations 22 (c) and 102 of the EAC Staff Rules and Regulations, 2006 (*EAC/CM 32/Decision 46*).

### 7.1.1.7 East African Legislative Assembly - Mr. Terah Bobi Odiko; Senior Public Relations Officer (P2)

The Council renewed the employment contract of the above named staff for a final five (5) year term with effect from the due date and subject to the provisions of Regulations 22 (c) and 102 of the EAC Staff Rules and Regulations (2006 2015 (*EAC/CM 32/Decision 47*).

### 7.1.1.8 Lake Victoria Basin Commission

The Council—

- a) took note of the expiry of the contract of the Executive Secretary, Dr. Canisius Kanangire; (*EAC/CM 32/Decision 48*).
- b) renewed the contracts for Mr. Patrice Niyongabo, Deputy Executive Secretary (Finance and Administration) (P5) and Mr. Telly Eugene Muramira, Deputy Executive Secretary (Projects and Programmes) (P5) for the three (3) years final term; (*EAC/CM 32/Decision 49*).
- c) renewed the contract for Dr. Doreen A. Othero, PHE Program Coordinator (P3), for a period of two years subject to availability of funds; (*EAC/CM 32/Decision 50*).
- d) confirmed in employment, Ms. Faith K. Kinyua, Senior Procurement Officer (P2) and Mr. Washington O. Oduor, Information Technology Officer (P1), with effect from their respective reporting dates; (*EAC/CM 32/Decision 51*).
- e) directed the EAC Secretariat in collaboration with the LVBC Secretariat to commence the recruitment of the Executive Secretary for Lake Victoria Basin Commission on a rotational basis in accordance with Article 39 of the Protocol for Sustainable Development of Lake Victoria Basin; (*EAC/CM 32/Directive 37*).
- f) took note of the resignation of Ms. Odeth Bateta, Principal Administrative Officer (P3); (*EAC/CM 32/Decision 52*).
- g) commended Ms. Odeth Bateta for her outstanding service to the Commission; (*EAC/CM 32/Decision 53*).and
- h) directed LVBC Secretariat to commence the recruitment of the Principal Administrative Officer with immediate effect. (*EAC/CM 32/Directive 38*).

### 7.1.1.9 Acting Positions – East African Legislative Assembly

#### EALA Staff Recommended for Acting Appointments

S/N	Name	Current Position	Grade	Acting Position	Grade
1	Mr. Enock Musiime	Research Officer	P1	Senior Research Officer	P2
2	Ms. Abela Kamuzoora	Accounts Assistant	G5	Accountant	P1
3	Mr. Jovitus Nkeramigambi	Commissionaire	G4	Assistant Sergeant At Arms	P1

The Council—

- a) appointed the above named staff in acting capacity with effect from date of approval for a period not exceeding six (6) months as per the provisions of Regulation 45(4) of the EAC Staff Rules and Regulations (2006) (*EAC/CM 32/Decision 54*); and
- b) directed the Secretariat to initiate the recruitment process for the positions of; Senior Research Officer (P2), Accountant (P1) and Assistant Sergeant-At-Arms (P1) and finalise the process by 30<sup>th</sup> November 2015 (*EAC/CM 32/Directive 38*).

**7.1.2 Report of the Job Evaluation and Workload Analysis on the proposed positions to strengthen the Human Resource Capacity of the Directorates of Customs and Trade**

The Council—

- a) approved the establishment of the following five additional positions for the Directorate of Customs to support the implementation of the Single Customs Territory:- Principal Customs Officer (Information Technology) (P3), Principal Customs Officer (Capacity Building) (P3); Senior Customs Officer (Information Management Systems) (P2); Senior Customs Officer (Legal and Compliance) (P2); Senior Customs Officer (Research and Policy) (P2) (*EAC/CM 32/Decision 55*);
- b) approved the establishment of the following additional positions for the Directorate of Trade:- Principal Trade Officer (Trade in Services) (P3); Senior Trade Officer (Trade Policy Analyst) (P2); Senior Trade Officer (Intellectual Property) (P2); Senior Trade Officer (Internal Trade Promotion) (P2); Trade Officer (Internal Trade Information) (P1); Senior Standards Officer (Conformity & Assessment) (P2); Senior Standards Officer (P2); Standards Development Officer (P1) (*EAC/CM 32/Decision 56*);
- c) adopted the report of the Job Evaluation and Workload Analysis on the proposed positions to strengthen the Human Resource Capacity of the Directorates of Customs and Trade (*EAC/CM 32/Decision 57*); and
- d) directed the Secretariat to incorporate budget estimates for the additional positions in the Directorates of Customs and Trade for the FY2016/17 (*EAC/CM 32/Directive 39*).

**7.1.3 Development of Legal Instruments for the Operationalization the Quota Points for G4 and G5 Staff**

The Council took note of the above developments in respect to the review of Legal Instruments relevant to the operationalization of Quota Points for G4 and G5 Staff as directed by the 26<sup>th</sup> Meeting of the Council (*EAC/CM 32/Decision 58*).

**7.2 REPORT OF DISCIPLINARY ACTION AGAINST SENIOR ESTATES MANAGEMENT OFFICER**

The Council directed the Secretariat to administratively finalise this matter, in accordance with Regulation 101 of the EAC Staff Rules and Regulations and report to the 33<sup>rd</sup> Meeting of the Council (*EAC/CM 32/Directive 40*).

**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 32/Decision 59*).

**9.0 EAST AFRICAN COURT OF JUSTICE**

The Council took note of the Report of the East African Court of Justice (*EAC/CM 32/Decision 60*).

**PART X REPORTS OF EAC INSTITUTIONS****10.1 EAST AFRICAN CIVIL AVIATION SAFETY, SECURITY AND OVERSIGHT AGENCY**

The Council –

- a) took note of the Agency's activities (*EAC/CM 32/Decision 61*);
- b) approved the CASSOA FY2015/2016 supplementary budget estimates of US\$ 50,000 as funded by ICAO Safety Fund (*EAC/CM 32/Decision 62*);

- c) directed the Secretary General to submit a proposal for the reinstatement of the Soroti Flying School as an institution of the EAC to the 12<sup>th</sup> Meeting of the Sectoral Council on Transport Communication and Meteorology and report progress to the 33<sup>rd</sup> Meeting of the Council (*EAC/CM 32/Directive 41*);
- d) directed the Partner States to submit comments on the framework for the handling of the aircraft incidents and accidents investigations to CASSOA by 31<sup>st</sup> August 2015 (*EAC/CM 32/Directive 42*); and
- e) directed the Partner States to carry out a training needs assessment and review their pilots' syllabi in anticipation of reducing Loss of Control in Flight (*EAC/CM 32/Directive 43*).

## 10.2 LAKE VICTORIA FISHERIES ORGANIZATION

The Council took note of the:-

- a) progress towards the integration of the Republic of Burundi and the Republic of Rwanda into LVFO (*EAC/CM 32 /Decision 63*); and
- b) status of contributions by Partner States and direct them to clear their outstanding contribution of US\$ 677,960.31 for the FY 2014/2015 for the LVFO to clear her liabilities (*EAC/CM 32 /Decision 64*).

## 10.3 INTER-UNIVERSITY COUNCIL FOR EAST AFRICA

The Council took note of the Report of the Inter-University Council for East Africa (*EAC/CM 32/Decision 65*).

## 10.4 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 32 /Decision 66*).

## 10.5 EAST AFRICAN SCIENCE AND TECHNOLOGY COMMISSION

The Council—

- a) took note of the current status of the Commission (*EAC/CM 32 /Decision 67*); and
- b) directed EASTECO to submit a request for a supplementary budget to be considered by the Council during the 2015 Mid-Year Budget Review. (*EAC/CM 32 /Directive 44*)

## 10.6 EAST AFRICAN KISWAHILI COMMISSION

The Council—

- a) took note of the current status of the Commission (*EAC/CM 32 /Decision 68*); and
- b) directed EAKC to submit a request for a supplementary budget to be considered by the Council during the 2015 Mid-Year Budget Review. (*EAC/CM 32 /Directive 45*).

## 10.7 EAST AFRICAN HEALTH RESEARCH COMMISSION

The Council—

- a) took note of the current status of the East African Health Research Commission (*EAC/CM 32 /Decision 69*);
- b) directed EAHRC to submit a request for a supplementary budget to be considered by the Council during the 2015 Mid-Year Budget Review. (*EAC/CM 32 /Directive 46*).

- c) directed the staff of the Commission to relocate from Arusha to the facilities in Bujumbura by 31<sup>st</sup> December 2015. (*EAC/CM 32 /Directive 47* );
- d) directed the Secretariat to de-centralise the procurement processes for EAC Institutions (*EAC/CM 32 /Directive 48*); and
- e) directed the Secretariat to consult with the Republic of Burundi to expedite the process of relocating staff to the East African Health Research Commission. (*EAC/CM 32 /Directive 49*).

## 11 THE EAC EARLY WARNING MECHANISM:

The Council—

- a) directed the Secretariat to address the issue of negative publicity of the Republic of Burundi through the Early Warning System (*EAC/CM 32 /Directive 50*).
- b) direct the Secretariat to resume EAC meetings in Burundi (*EAC/CM 32 /Directive 51*).

Signed in Arusha by the leaders of delegation on this 14<sup>th</sup> day of August 2015.

.....  
**Hon. Adam Kighoma Malina,**  
**Deputy Minister for Finance,**  
 Ministry of East African Cooperation  
**THE UNITED REPUBLIC OF TANZANIA**

.....  
**Hon. Shem Bageine**  
**Minister of State,**  
 Ministry of East African Community Affairs  
**THE REPUBLIC OF UGANDA**

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## THE EAST AFRICAN COMMUNITY

### EAST AFRICAN INDUSTRIAL AND MUNICIPAL EFFLUENTS STANDARDS

IN EXERCISE of the powers conferred on the Council of Ministers by Article 14 of the Treaty for the Establishment of the East African Community, these Standards are hereby set to be the Standards applicable in the East African Community.

#### **Industrial and municipal effluents discharged into public sewers and water bodies — Maximum permissible limits.**

##### **1. Scope**

This East African Standard prescribes maximum permissible limits and test methods for Industrial and municipal effluents discharged into public sewers and water bodies.

##### **2. Normative references**

This East African Standard incorporates dated or undated references and provisions from other publications.

For dated references, subsequent amendments to or revisions of any of these publications apply to this East African Standard only when incorporated in it by amendment or revision. For undated references, the latest edition of the publication referred to applies. These normative references are cited at the appropriate places in the text and the publications are listed hereafter.

APHA (American Public Health Association) 1989 Standard Methods for the Examination of Water and waste water, 17<sup>th</sup> Edition.

EMDC 1 (1173): Municipal and Industrial Wastewaters Test Methods. EMDC 1 (1179): Municipal and Industrial Wastewaters Sampling methods.

ISO 10304-1: Water quality — Determination of dissolved anions by liquid chromatography of ions -- Part 1: Determination of bromide, chloride, fluoride, nitrate, nitrite, phosphate and sulphate.

ISO 10304-2: Water quality — Determination of dissolved anions by liquid chromatography of ions. Part 2: Determination of bromide, chloride, nitrate, nitrite, orthophosphate and sulfate in waste water.

ISO 10523: Water quality — Determination of pH.

ISO 10566: Water quality — Determination of aluminium -- Spectrometric method using pyrocatechol violet.

ISO 11083: Water quality — Determination of chromium (VI) — Spectrometric method using 1,5-diphenylcarbazide.

ISO 11885: Water quality — Determination of 33 elements by inductively coupled plasma atomic emission spectroscopy.

ISO 11905-1: Water quality — Determination of nitrogen Part 1: Method using oxidative digestion with peroxodisulfate.

ISO 11923: Water quality — Determination of suspended solids by filtration through glass-fibre filters.

ISO 12020: Water quality — Determination of aluminium -- Atomic absorption spectrometric methods.

ISO 14402: Water quality — Determination of phenol index by flow analysis (FIA and CFA).

ISO 14911: Water quality — Determination of dissolved  $\text{Li}^+$ ,  $\text{Na}^+$ ,  $\text{NH}_4^+$ ,  $\text{K}^+$ ,  $\text{Mn}^{2+}$ ,  $\text{Ca}^{2+}$ ,  $\text{Mg}^{2+}$ ,  $\text{Sr}^{2+}$  and  $\text{Ba}^{2+}$  using ion chromatography -- Method for water and waste water.

ISO 15705: Water quality — Determination of the chemical oxygen demand index (ST-COD) — Small-scale sealed-tube method.

ISO 5663: Water quality — Determination of Kjeldahl nitrogen -- Method after mineralization with selenium.

ISO 5666: Water quality — Determination of mercury.

ISO 5667-1: Water quality — Sampling Part 1: Guidance on the design of sampling programmes.

ISO 5667-10: Water quality — Sampling Part 10: Guidance on sampling of waste waters.

ISO 5667-17: Water quality — Sampling Part 17: Guidance on sampling of suspended sediments.

ISO 5667-6: Water quality — Sampling Part 6: Guidance on sampling of rivers and streams.

ISO 5815-1: Water quality — Determination of biochemical oxygen demand after n days (BOD<sub>n</sub>) Part 1: Dilution and seeding method with allylthiourea addition.

ISO 5815-2: Water quality — Determination of biochemical oxygen demand after n days (BOD<sub>n</sub>) Part 2: Method for undiluted samples.

ISO 6060: Water quality — Determination of the chemical oxygen demand. ISO 6222: 1999, Water quality Microbiological methods.

ISO 6439: Water quality — Determination of phenol index — 4-Aminoantipyrine spectrometric methods after distillation.

ISO 7027: Water quality — Determination of turbidity.

ISO 7887: Water quality — Examination and determination of colour.

ISO 9174: Water quality — Determination of chromium — Atomic absorption spectrometric methods.

ISO 9297: Water quality — Determination of chloride — Silver nitrate titration with chromate indicator (Mohr's method).

ISO 9308: Water quality — Detection and enumeration of Escherichia coli and coliform bacteria -- Part 3: Miniaturized method (Most Probable Number) for the detection and enumeration of E. coli in surface and waste water.

ISO 9509: Water quality method for assessing the inhibition of nitrification of activated sludge micro-organisms by chemicals and wastewaters.

### 3. Terms and definitions

For the purpose of this standard, the following terms and definitions shall apply;

#### 3.1 Biological Oxygen Demand (BOD)

The mass concentration of dissolved oxygen consumed under specified conditions by the biological oxidation of organic and / or inorganic matter in wastewater.

#### 3.2 Chemical Oxygen Demand (COD)

The mass concentration of oxygen equivalent to the amount of dichromate consumed by dissolved and suspended matter when a sample of wastewater is treated with that oxidant under defined conditions.

#### 3.3 Effluent

Water or wastewater discharged from a containing space such as treatment plant, industrial process, lagoon, etc.

#### 3.4 Industrial Effluents:

Liquid wastes from institutional, commercial and industrial process and operations.

#### 3.5 Municipal Effluent

Liquid wastes from domestic processes and operations.

**3.6 Wastewater:**

Water discharged after being used, or produced by a process, and which is of no further immediate value to that process.

**3.7 Treatment Facilities:**

An arrangement of devices and structures, excluding septic tanks, constructed for the purpose of treatment of wastewaters for domestic, commercial or industrial sources, or combination thereof. Privately owned wastewater treatment facilities which treat predominantly industrial waste shall be excluded.

**4. Requirements**

4.1 Effluents, before they are discharged into public sewers, shall comply with the maximum permissible limits specified in Table 1.

**Table 1: Industrial effluents discharged into public sewers — Maximum permissible limits**

Sl. No.	Parameter	Maximum permissible limits	Test Method or Equivalent
1)	Total Suspended Solids	250 mg/L	ISO 11923
2)	Total Dissolved Solids	2000 mg/L	-
3)	Turbidity	300 NTU	ISO 7027 APHA Standard Methods: 2130 B.
4)	pH	6.0 – 9.0	ISO 10523
5)	Temperature	20 – 35 °C,	
6)	Biochemical Oxygen Demand (BOD) for 5 days at 20 °C	500 mg/L	ISO 5815
7)	Chemical Oxygen Demand (COD)	1000 mg/L	ISO 15705/6060
8)	Total phosphorus	10 mg/L	ISO 6878/15681: Parts 1 & 2;
9)	Sulphides	1 mg/L	APHA Standard Methods: 4110 B. ISO 10530
10)	Sulphates	400 mg/L	APHA Standard Methods: 4110 B. ISO 10304: Part 2
11)	Nitrates	20 mg/L	ISO 7890: Part 3;
			APHA Standard Methods: 4110 B.
12)	Nitrites	2 mg/L	ISO 6777
13)	Ammonium nitrogen	5 mg/L	ISO 11905: Part 1/5664
14)	Total nitrogen	30 mg/L	ISO 5663
15)	Colour	300 TCU	ISO 7887
16)	Odour	No offensive odour	
17)	Cyanides	0.2 mg/L	ISO 6703
18)	Chloride	600 mg/L	ISO 10304-1 APHA Standard Methods: 4110 B
19)	Total residual Chlorine	1 mg/L	ISO 7393-2
20)	Fluorides	8 mg/L	APHA Standard Methods: 4110 B. ISO 10304: Part 1

21)	Iron	3.5 mg/L	ISO 6232
22)	Arsenic	0.2 mg/L	ISO 11885/11969/6595
23)	Cadmium	0.1 mg/L	ISO 5961/8288
24)	Total Chromium	2 mg/L	ISO 9174/11083
25)	Copper	1 mg/L	ISO 8288/11885
26)	Aluminum	2.0 mg/L	ISO 10566/12020
27)	Lead	0.05 mg/L	ISO 8288/11885
28)	Barium	1.5 mg/L	ISO 14911
29)	Total mercury	0.002 mg/L	ISO 5666
30)	Nickel	1 mg/L	ISO 8288/11885
31)	Selenium	0.1 mg/L	ISO 9965/11885
32)	Zinc	5 mg/L	ISO 8288/11885
33)	Silver	0.1 mg/L	ISO 15586: 2003 ISO 11885
34)	Organochlorine pesticides	0 mg/L	ISO 6468: 1996
35)	Oils and grease	5 mg/L	APHA Standard methods 5520 ISO 9377: Part 1 - 3
36)	Phenols	2 mg/L	ISO 6468/ISO 14402 / 6439
37)	Benzene	0 mg/L	ISO 6468: 1996
38)	Dichloromethane	0.2 mg/L	ISO 10301: 1997

1.1 Effluents, before they are discharged into water bodies, shall comply with the tolerance limits specified in Table 2.

**Table 2: Industrial and municipal effluents discharged into water bodies — Maximum permissible limits**

Sl. No.	Parameter	Maximum permissible limit	Test Method
1)	Total suspended solids	100 mg/L	ISO 11923
2)	Turbidity	30 NTU	ISO 7027 APHA Standard Methods: 2130 B.
3)	pH	6.0 – 9.0	ISO 10523
4)	Temperature change	± 3 °C	
5)	Biochemical Oxygen Demand (BOD) for 5 days at 20 °C	30 mg/L	ISO 5815
6)	Chemical Oxygen Demand (COD)	60 mg/L	ISO 15705/6060
7)	Total phosphorus	5 mg/L	ISO 15681: Parts 1 & 2
8)	Sulphides	1 mg/L	ISO 10530
9)	Sulphates	50 mg/L	ISO 10304: Part 2 APHA Standard Methods: 4110 B.
10)	Nitrates	5 mg/L	ISO 7890 PART 3 APHA Standard Methods: 4110 B.

11)	Nitrites	1 mg/L	ISO 6777
12)	Total Nitrogen	10 mg/L	ISO 5663
13)	Ammonium nitrogen	5 mg/L	ISO 11905 part 1 / 5664
14)	Colour	50 TCU	ISO 7887
15)	Odour	No offensive odour	
16)	Cyanides	0.05 mg/L	ISO 6703
17)	Total residual Chlorine	0.2 mg/L	ISO 7393-2
18)	Fluoride	2 mg/L	ISO 10304
19)	Arsenic	0.01 mg/L	ISO 11885/11969/6595
20)	Cadmium	0.01 mg/L	ISO 5961/8288
21)	Hexavalent Chromium	0.05 mg/L	ISO 9174
22)	Total Chromium	1 mg/L	ISO 9174/11083
23)	Copper	0.5 mg/L	ISO 8288/11885
24)	Lead	0.01 mg/L	ISO 8288/11885
25)	Total mercury	0.001 mg/L	ISO 5993/5666
26)	Nickel	0.5 mg/L	ISO 8288/11885
27)	Selenium	0.02 mg/L	ISO 9965
28)	Zinc	5 mg/L	ISO 8288/11885
29)	Silver	0.1 mg/L	ISO 11885
30)	Aluminium	2 mg/L	ISO 10566/12020
31)	Organo-chlorine pesticides	0 mg/L	ISO 6468
32)	Oils and grease	5 mg/L	ISO 9377 Parts 1-3
33)	Phenols	0.002 mg/L	ISO 14402/6439
34)	PCB's	0.003 mg/L	ISO 6468
35)	Benzene	0 mg/L	ISO 7875: Parts 1 & 2
36)	Faecal coliform	400 in 100 ml of water	ISO 9308 Part 3/ ISO 6222
37)	Total Dissolved Solids	1200 mg/L	-

#### 5. Sampling

Sampling shall be carried out in accordance with ISO 5667-10.