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INSPECTORATE OF GOVERMENT
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CENTRAL REGISTRY
P.O.BOX 1682, KAMPALA

Solomon Mubangizi
C/o Bujengwe parish,
Kayonza Sub county,
Kanungu District
TEL. 0779559777
0705313883
15th February 2023

To: The Inspector General of Government (IGG)
Parliament Avenue, Kampala.

RE: REQUEST FOR YOUR INVESTIGATIONS INTO AN ALLEGATION OF GRABBING GOVERNMENT LAND AT MUSHORERO VILLAGE, BUJENGWE PARISH, KAYONZA SUBCOUNTY, KANUNGU DISTRICT BY MR. HON. FRANK BYARUHANGA (KANUNGU DISTRICT SPEAKER)

I am a resident of Kabirizi cell, Bujengwe Parish, Kayonza Sub County, Kanungu District. I seek your intervention in the above mater and save the above captioned government land which Mr. Frank Byaruhanga, the Speaker Kanungu District Local Council 5 is trying to grab. Mr. Frank Byaruhanda's Tel. Contact is 0772627852.

In 1960s, a man called Lwanga (now deceased) of Mushorero, Bujengwe, Kayonza Sub county, Kanungu District donated a piece of Land estimated to be mearing about sixty acres to Bujengwe Parish, in Kayonza Sub county, Kanungu District. The land is preserved by Kayonza Sub county as government land. To date, the land remains as government property under the control of Kayonza Sub county and legal ownership by Kanungu District Local Government.

About 6 years ago, Mr. Byaruhanga Frank, counsellor of Mpungu Sub county and Kanungu District Speaker, sought authorization from Kayonza Sub county and Kanungu District leadership to plant Tea seedlings thereon so that the government of Uganda could pay him as a Tea seedlings supplier. He was allowed to plant the tea and was accordingly paid by the government. Interestingly however, Mr. Byaruhanga Frank kept using this Tea estate without express/written authorization from anyone. He still harvests this government Tea up to now!

A round December 2022, Mr. Byaruhanga Frank went to Mushorero village, Bujengwe Parish, Kayonza Sub county, Kanungu District and mobilized a section of some residents to cook-up a story that this land belongs to the community members and not government. He tricked them into signing a "Memorandum of understanding" which is to the effect that since the land 'belongs to community members', they can give it to him (Frank Byaruhanga) permanently. He promised to build for them three (3) classrooms and a pit latrine on the nearby church of

Uganda land at Mushorero Church of Uganda. It is alleged that Mr. Byarunga Frank gave **Ug. Shs. 1,000,000/= (Uganda Shillings One Million)** cash to the said section of community members as an inducement for them to sign the illegal memorandum of understanding.

Kanungu District (both administration and Council), Kayonza Sub County Lower Local Government, Ministry of Local Government, Solicitor General and the entire community were not consulted in this illicit transaction! As a citizen, I have been informed that there is a standing directive from the central government to the effect that **the Districts should stop selling, leasing, alienating or in any other way disposing off any land under their control without the approval of the central government.** This directive is being violated by Mr.Frank Byaruhanga in this fraudulent transaction.

ILLIGALITIES INVOLVED

1. The entire Community was not consulted.
2. Kayonza Sub County Lower Local Government Council was not consulted.
3. Kanungu District Local Government (both administration and Council) which is the legal custodian of the land was not consulted.
4. Approval of the central government (solicitor General or attorney General's office) was not obtained.
5. Government procurement and Disposal of Government Assets procedures were not followed.

OTHER PERSONS SUSPECTED TO BE ASSISTING MR. FRANK BYARUHANGA IN THIS FRAUDULENT DEAL;

1. Mr. Ivan Owamazima (District Councillor-Kayonza Sub county, Kanungu District)
2. Nahab Oweyesigire (L C 2 Chairperson, Bujengwe Parish, Kayonza Sub county Kanungu District) and his council among others.
3. Mr. George Nsinga, Chairperson LC 1 Mayanja village and Vice Chairperson LC2 Bujengwe Parish, Kayonza Sub county, Kanungu District.
4. Nkunda Lydia, Female Councilor LC 2, Bujengwe Parish, Kayonza Sub county, Kanungu District.
5. Francis a.k.a Garikyemba male Councilor Bujengwe Parish, Kayonza Sub county, Kanungu District.
6. Mr. Charles Kiconco, former LC 2 Chairperson, Bujengwe Parish, Kayonza Sub county, Kanungu District.

7. Many other leaders in Kanungu District.

PERSONS WHO CAN CONFIRM THAT THE LAND IN QUESTION IS GOVERNMENT LAND:

1 Mr. David Beikiriize former LC3 Chairperson, Kayonza S/county Kanungu District, Tel. 0772830878.

2 Mr. Sam Karibwende, former LC3 Chairperson, Kayonza S/county Kanungu District, Tel.0772868762.

3 Mr. James Kanyomozi, former LC3 Chairperson, Kayonza S/county Kanungu District, Tel 0760419543.

4 Mr. James Niwagaba Christopher, former LC3 Chairperson, Kayonza S/county Kanungu District, Tel. 0775436779.

5 Mzee Turyatemba resident of Nyamishamba, Bujengwe parish, Kanungu District, 0704486309.

I SEEK THE FOLLOWING REMEDIES:

1. Issue a restraining Order stopping Mr. Frank Byaruhanga from using this land until investigations are concluded.
2. Carry out independent Investigations to determine who owns this land.
3. Retrieve the following documents;
   (a) An agreement, lease or minute on which Mr. Frank Byaruhanga came to occupy the land in question.
   (b) Memorandum of understanding between him and the Community Members of Mushorero village to construct for them a 3-classroom block and a toilet in exchange for the community land in question.
   (c) A copy of the agreement that the community gave him to start using the land in question.
   (d) Any other authenticated relevant documents verifying his legal interest on the land in question.

Solomon Mubangizi

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SOLOMON MUBANGIZI (WHISTLE BLOWER)
TEL. 0779559777, 0705313883

MINISTRY OF LOCAL GOVERNMENT
P. O. BOX 7037
KAMPALA
UGANDA

22nd July, 2021

The Chief Administrative Officer

The Ag. City Town Clerk

(Distribution List Attached)

HALTING OF ALL TRANSACTIONS FOR DISPOSAL OF LAND AND OTHER STRATEGIC ASSETS IN LOCAL GOVERNMENTS

Reference is made to my earlier communication of Ref. ADM/F.80/140/01 dated 8th June, 2020 on the above subject.

As you may be aware, it has been observed that a number of Local Governments have been requesting for clearance from the Ministry to dispose-off Land and Buildings in form of Sale, Lease or Exchange.

The Ministry has also learnt that some Local Governments have tried to circumvent the Law fraudulently so as to sell off or lease Public Land and buildings, especially in the New Cities.

I wish to remind you that Disposal of Land is only approved by Parliament as per Section 34(6) of the PFMA, 2015 which stipulates that "An Accounting Officer shall not pledge or otherwise encumber the Land or any other Asset of a Vote without the permission of Parliament".

In line with Section 95 of the Local Governments Act, Cap 243, this is to further instruct you to ensure that No District/ City transactions aiming at Disposing-off Land or any Strategic Assets of the District/ City is authorised until further notice.

I wish to emphasise that any transaction done after 8th June, 2020 is not authorised and will attract Sanctions as stipulated in the relevant Laws, Rules and Regulations against any Public Officer involved.

In addition, I would like to inform you that the Ministry will soon carry out an Assessment of all Assets of the affected Districts and Former Municipalities in order to guide the Local Governments on the Sharing of Assets between the Districts and the New Cities. In the meantime, the status quo should be maintained.

The purpose of this communication is to forward to you the above instruction for your action and management accordingly.

Ben Kumumanya
PERMANENT SECRETARY

Copy to: Hon. Minister of Local Government

" Hon. Minister of Finance, Planning & Economic Development

" Hon. Minister of Lands, Housing and Urban Development

" Hon. Minister of State for Local Government

" The Area Members of Parliament

" The Permanent Secretary/Secretary to Treasury, Ministry of Finance, Planning and Economic Development

" The Executive Director, Public Procurement and Disposal of Public Assets Authority

" The District Chairpersons

" The City Mayors

" The Resident District Commissioners

" The Resident City Commissioners

