

ACTS SUPPLEMENT

to The Uganda Gazette No. 33 Volume XCV dated 7th June, 2002.

Printed by UPPC, Entebbe, by Order of the Government.

Act 14

Anti-Terrorism Act

2002

THE ANTI-TERRORISM ACT, 2002.

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## THE ANTI-TERRORISM ACT, 2002.

**An Act to suppress acts of terrorism, to provide for the punishment of persons who plan, instigate, support, finance or execute acts of terrorism; to prescribe terrorist organisations and to provide for the punishment of persons who are members of, or who profess in public to be members of, or who convene or attend meetings of, or who support or finance or facilitate the activities of terrorist organisations; to provide for investigation of acts of terrorism and obtaining information in respect of such acts including the authorising of the interception of the correspondence of and the surveillance of persons suspected to be planning or to be involved in acts of terrorism; and to provide for other connected matters.**

DATE OF ASSENT: 21st May, 2002.

*Date of commencement:* 7th June, 2002.

BE IT ENACTED by Parliament as follows:

### PART I—PRELIMINARY.

1. This Act may be cited as the Anti-Terrorism Act, 2002. Short tit
2. In this Act, unless the context otherwise requires— Inter-pretation
  - “aircraft” includes a hovercraft;
  - “alarm” for the purposes of the definition of “terrorism” means bodily hurt, or apprehension of bodily hurt, disease or disorder, whether permanent or temporary;

“authorised officer” means a security officer designated by the Minister under section 18;

“currency point” has the meaning assigned to it in the First Schedule;

“explosive or other lethal device” means—

(a) an explosive or incendiary weapon or device that is designed, or has the capability to cause death, serious bodily injury or substantial material damage; or

(b) a weapon or device that is designed, or has the capability, to cause death, serious bodily injury or substantial material damage through the release, dissemination or impact of toxic chemicals, biological agents or toxins or similar substances or radiation or radioactive material;

“infrastructure facility” means any publicly or privately owned facility providing or distributing services for the benefit of the public, such as water, sewage, energy, fuel or communications;

“Minister” means the Minister responsible for internal affairs;

“place of public use” means those parts of any building, land, street, waterway or other location that are accessible or open to members of the public, whether continuously, periodically or occasionally, and encompasses any commercial, business, cultural, historical, educational, religious, governmental, entertainment, recreational or similar place that is so accessible or open to the public;

“premises” includes any place and in particular includes—

(a) any vehicle, vessel or aircraft;

(b) any tent or moveable structure;

“property” includes property wherever situated and whether moveable or immovable and things in action;

“security officer” means a member of the Uganda Peoples’ Defence Forces, the Uganda Police Force or of a Security Organisation under the Security Organisations Statute 1987;

Statute No.  
10 of 1987.

“ship” includes every description of vessel used in navigation;

“State or government facility” includes any permanent or temporary facility or conveyance that is used or occupied by representatives of a State, members of Government, the legislature or the judiciary or by officials or employees of the State or any other public authority or entity or by employees or officials of an intergovernmental organisation in connection with their official duties;

“terrorism” has the meaning assigned to it in section 7;

“terrorist organisation” means an organisation specified in the Second Schedule;

“vessel” includes every description of vessel or ship used in navigation;

#### PART II—GENERAL.

3. No person shall be prosecuted for an offence under this Act except with the consent of the Director of Public Prosecutions.

Consent of  
DPP  
required for  
prosecution.

4. (1) The courts of Uganda shall have jurisdiction to try any offence prescribed by this Act, wherever committed, if the offence is committed—

Territorial  
jurisdiction  
of Uganda  
courts in  
relation to  
offences  
under this  
Act.

(a) in Uganda; or

(b) outside Uganda—

- (i) on board a vessel flying the Uganda flag or an aircraft which is registered under the laws of Uganda at the time the offence is committed;
- (ii) on board an aircraft, which is operated by the Government of Uganda, or by a body in which the government of Uganda holds a controlling interest, or which is owned by a company incorporated in Uganda; or
- (iii) by a citizen of Uganda or by a person ordinarily resident in Uganda;
- (iv) against a citizen of Uganda;
- (v) against a State or government facility of Uganda including an embassy or other diplomatic or consular premises of Uganda;
- (vi) by a stateless person who has his or her habitual residence in Uganda;
- (vii) in an attempt to compel Uganda or the Government of Uganda to do or abstain from doing any act;
- (viii) by any person who has for the time being present in Uganda;
- (ix) on the property of any person.

(2) Offences committed outside Uganda to which this section applies, shall be dealt with as if committed in Uganda.

5. (1) Notwithstanding any law to the contrary, none of the offences prescribed by this Act shall be regarded for the purposes of extradition or mutual legal assistance, as a political offence or as an offence inspired by political motives.