

ACTS SUPPLEMENT

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Act 12 *Parliamentary Elections (Amendment) Act* **2020**

THE PARLIAMENTARY ELECTIONS (AMENDMENT) ACT, 2020

ARRANGEMENT OF SECTIONS

Section

1. Amendment of Act No. 17 of 2005.
2. Amendment of section 18 of principal Act.
3. Amendment of section 30 of principal Act.
4. Substitution of section 38 of principal Act.
5. Insertion of section 83A in principal Act.

**THE PARLIAMENTARY ELECTIONS (AMENDMENT)
ACT, 2020**

An Act to amend the Parliamentary Elections Act, 2005 to require the Electoral Commission to designate restricted areas and to provide for a special procedure for voting in restricted areas.

DATE OF ASSENT: 17th June, 2020.

Date of Commencement: 27th July, 2020.

BE IT ENACTED by Parliament as follows:

1. Amendment of Act No. 17 of 2005.

The Parliamentary Elections Act, in this Act referred to as the principal Act, is amended in section 8 by substituting for subsection (5) the following—

“(5) Where a new district or constituency is created after the general parliamentary elections, the elections to fill the vacant elective position for the district or constituency member of Parliament shall be held at the next general parliamentary elections.”

2. Amendment of section 18 of principal Act.

Section 18 of the principal Act is amended by repealing subsection (2).

3. Amendment of section 30 of principal Act.

Section 30 of the principal Act is amended in subsection (8), by substituting for the words “full view of all present” the words “full view of at least ten voters who are registered to vote at the polling station”.

4. Substitution of section 38 of principal Act.

The principal Act is amended by substituting for section 38 the following—

“38. Special procedure for voting of persons in restricted areas.

(1) The commission may make special provision for voting for specified persons employed in institutions engaged in the administration of elections, in restricted areas and operation areas.

(2) The commission shall publish in the *Gazette* and in a newspaper of wide national circulation the special provisions and a list of restricted areas and operation areas referred to in subsection (1).

(3) An area provided for voting for members of the Uganda Peoples’ Defence Forces shall be outside of any barracks and the commission shall not create any special or separate polling station exclusively for the army or any other security personnel.

(4) For the purposes of this section—

(a) “operation area” includes an area where soldiers and other security personnel are deployed on special duty during an election period and may include a restricted area; and

- (b) “restricted area” includes an area experiencing an epidemic, disaster or insecurity.”

5. Insertion of section 83A in principal Act.

The principal Act is amended by inserting immediately after section 83 the following—

“83A. Involvement of a public officer in a political campaign.

(1) A public officer who—

- (a) campaigns, solicits for votes or public support for a candidate; or
- (b) uses or permits another person to use public resources for purposes of campaigning, soliciting for votes or support for a candidate,

commits an offence and is liable, on conviction, to a fine not exceeding five hundred currency points or imprisonment for a period not exceeding five years or both.”