

THE SCHEDULE TO THE ORDER.
THE CONSTITUTION OF UGANDA

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the votes of not less than two-thirds of all the members of the Assembly;

(b) any such law, so far as it alters the provisions of article 20, 21, 22, 23, 24, 25, 32, 33, 34 or 39 of the Constitution of Buganda, shall not come into operation unless the President has, by Proclamation published in the Gazette, signified his consent to its having effect.

(2) The Legislature of a Federal State (other than the Kingdom of Buganda) may alter any of the provisions of the Schedule mentioned in section 4 of this Constitution that has effect in that State:

Provided that—

(a) a bill for a law to be enacted by that Legislature for that purpose shall not be passed in the Legislative Assembly of the State unless it has been supported on the final vote thereon by not less than two-thirds of all the voting members of the Legislative Assembly;

(b) any such law, so far as it alters any of the provisions set out in Part II of that Schedule, shall not come into operation unless the National Assembly, by resolution passed by not less than two-thirds of all its members, has signified its consent that the law should have effect.

(3) The Legislature of a Federal State (other than the Kingdom of Buganda) may make provision for the holding of a referendum in the State (at which the persons entitled to vote are the persons entitled to vote in any constituency established in the State under section 46 of this Constitution) upon any proposals, being proposals contained in a bill introduced into the Legislative Assembly of the State, for altering any of the provisions set out in Part I of the Schedule mentioned in section 4 of this Constitution that has effect in the State.

(4) In this section references to any of the provisions of the Constitution of Buganda or any of the provisions of Schedule 2, 3, 4 or 5 to this Constitution include references to any law, or instrument made under a law, that amends, modifies, re-enacts with or without amendment or modification or makes different provision in lieu of, that provision.

CHAPTER II.

CITIZENSHIP.

7. (1) Every person who, having been born in Uganda, is on 8th October 1962 a citizen of the United Kingdom and Colonies or a British protected person shall become a citizen of Uganda on 9th October 1962:

Persons who become citizens on 9th October 1962.

Provided that a person shall not become a citizen of Uganda by virtue of this subsection if neither of his parents was born in Uganda.

(2) Every person who, having been born outside Uganda is on 8th October 1962 a citizen of the United Kingdom and Colonies or a British protected person shall, if his father becomes, or would but for his death have become, a citizen of Uganda in accordance with the provisions of subsection (1) of this section, become a citizen of Uganda on 9th October 1962.

Persons
entitled to
be registered
as citizens.

8. (1) Any person who, but for the proviso to section 7 (1) of this Constitution would be a citizen of Uganda by virtue of that subsection, shall be entitled, upon making application before the specified date in such manner as may be prescribed by Parliament, to be registered as a citizen of Uganda:

Provided that a person who has not attained the age of twenty-one years (other than a woman who is or has been married) may not himself make an application under this subsection, but an application may be made on his behalf by his parent or guardian.

(2) Any woman who, on 8th October 1962, is or has been married to a person—

(a) who becomes a citizen of Uganda by virtue of section 7 of this Constitution; or

(b) who, having died before 9th October 1962, would, but for his death, have become a citizen of Uganda by virtue of that section, shall be entitled, upon making application in such manner as may be prescribed by Parliament, to be registered as a citizen of Uganda.

(3) Any woman who, on 8th October 1962, is married to a person who subsequently becomes a citizen of Uganda by registration under subsection (1) of this section shall be entitled, upon making application before the specified date in such manner as may be prescribed by Parliament, to be registered as a citizen of Uganda.

(4) Any woman who, on 8th October 1962, has been married to a person who becomes, or would, but for his death, have become, entitled to be registered as a citizen of Uganda under subsection (1) of this section, but whose marriage has been terminated by death or dissolution shall be entitled, upon making application before the specified date in such manner as may be prescribed by Parliament, to be registered as a citizen of Uganda.

(5) Any person who, on 8th October 1962, is a citizen of the United Kingdom and Colonies, having become such a citizen by virtue of his having been naturalised or registered in Uganda under the British Nationality Act, 1948^(a), shall be entitled, upon making

(a) 11 & 12 Geo. 6. c. 56.

application before the specified date in such manner as may be prescribed by Parliament, to be registered as a citizen of Uganda:

Provided that a person who has not attained the age of twenty-one years (other than a woman who is or has been married) may not himself make an application under this subsection but an application may be made on his behalf by his parent or guardian.

(6) In this section "the specified date" means—

(a) in relation to a person to whom subsection (1) of this section refers, 9th October 1964;

(b) in relation to a woman to whom subsection (3) of this section refers, the expiration of such period after her husband is registered as a citizen of Uganda as may be prescribed by or under an Act of Parliament;

(c) in relation to a woman to whom subsection (4) of this section refers, 9th October 1964; and

(d) in relation to a person to whom subsection (5) of this section refers, 9th October 1964,

or such later date as may in any particular case be prescribed by or under an Act of Parliament.

9. Every person born in Uganda after 8th October 1962 shall become a citizen of Uganda at the date of his birth:

Persons born in Uganda after 8th October 1962.

Provided that a person shall not become a citizen of Uganda by virtue of this section if at the time of his birth—

(a) neither of his parents is a citizen of Uganda and his father possesses such immunity from suit and legal process as is accorded to the envoy of a foreign sovereign power accredited to Uganda; or

(b) his father is an enemy alien and the birth occurs in a place then under occupation by the enemy.

10. A person born outside Uganda after 8th October 1962 shall become a citizen of Uganda at the date of his birth if at that date his father is a citizen of Uganda otherwise than by virtue of this section or of section 7 (2) of this Constitution.

Persons born outside Uganda after 8th October 1962.

11. Any woman who, after 8th October 1962, marries a citizen of Uganda shall be entitled, upon making application in such manner as may be prescribed by Parliament, to be registered as a citizen of Uganda.

Marriage to Uganda citizen.

12. (1) Any person who, upon the attainment of the age of twenty-one years, is a citizen of Uganda and also a citizen of some country other than Uganda shall, subject to the provisions of subsection (7) of this section, cease to be a citizen of Uganda upon the specified date unless he has renounced his citizenship of that other country, taken the oath of allegiance and, in the case of a person who is a citizen

Dual citizenship.

of Uganda by virtue of section 7 (2) or section 10 of this Constitution, made and registered such declaration of his intentions concerning residence as may be prescribed by Parliament.

(2) Any person who—

(a) has attained the age of twenty-one years before 9th October 1962; and

(b) becomes a citizen of Uganda on that day by virtue of the provisions of section 7 of this Constitution; and

(c) is immediately after that day also a citizen of some country other than Uganda,

shall, subject to the provisions of subsection (7) of this section, cease to be a citizen of Uganda upon the specified date unless he has renounced his citizenship of that other country, taken the oath of allegiance and, in the case of a person who is a citizen of Uganda by virtue of section 7 (2) of this Constitution, made and registered such declaration of his intentions concerning residence as may be prescribed by Parliament.

(3) A citizen of Uganda shall cease to be such a citizen if—

(a) having attained the age of twenty-one years, he acquires the citizenship of some country other than Uganda by voluntary act (other than marriage); or

(b) having attained the age of twenty-one years, he otherwise acquires the citizenship of some country other than Uganda and has not, by the specified date, renounced his citizenship of that other country, taken the oath of allegiance and made and registered such declaration of his intentions concerning residence as may be prescribed by Parliament.

(4) A person who—

(a) becomes a citizen of Uganda by registration under the provisions of section 8 (1), 8 (2), 8 (3), 8 (4), 8 (5) or 11 of this Constitution; and

(b) is immediately after the day upon which he becomes a citizen of Uganda also a citizen of some other country,

shall, subject to the provisions of subsection (7) of this section, cease to be a citizen of Uganda upon the specified date unless he has renounced his citizenship of that other country, taken the oath of allegiance, and made and registered such declaration of his intentions concerning residence as may be prescribed by Parliament.

(5) For the purposes of this section, where, under the law of a country other than Uganda a person cannot renounce his citizenship of that other country, he need not make such renunciation but he may instead be required to make such declaration concerning that citizenship as may be prescribed by Parliament.

(6) In this section "the specified date" means—

(a) in relation to a person to whom subsection (1) of this section refers, the date on which he attains the age of twenty-two years or 9th October 1964, whichever is the later;

(b) in relation to a person to whom subsection (2) of this section refers, 9th October 1964;

(c) in relation to a person to whom paragraph (b) of subsection (3) of this section refers, the expiration of one year after the date on which he acquired the citizenship of the country other than Uganda; and

(d) in relation to a person to whom subsection (4) of this section refers, at the expiration of three months after the date upon which he became a citizen of Uganda,

or, in the case of a person of unsound mind, such later date as may be prescribed by or under an Act of Parliament.

(7) Provision may be made by or under an Act of Parliament for extending beyond the specified date the period in which any person may make a renunciation of citizenship, take an oath or make or register a declaration for the purposes of this section, and if such provision is made that person shall not cease to be a citizen of Uganda upon the specified date but shall cease to be such a citizen upon the expiration of the extended period if he has not then made the renunciation, taken the oath or made or registered the declaration, as the case may be.

13. (1) Every person who under this Constitution or any Act of Parliament is a citizen of Uganda or under any enactment for the time being in force in any country to which this section applies is a citizen of that country shall, by virtue of that citizenship, have the status of a Commonwealth citizen.

Commonwealth citizens.

(2) Every person who is a British subject without citizenship under the British Nationality Act, 1948, or who continues to be a British subject under section 2 of that Act, shall, by virtue of that status, have the status of a Commonwealth citizen.

(3) Save as may be otherwise provided by Parliament^(a), the countries to which this section applies are the United Kingdom and Colonies, Canada, Australia, New Zealand, India, Pakistan, Ceylon, Ghana, the Federation of Malaya, the Federation of Nigeria, the Republic of Cyprus, Sierra Leone, the Federation of Rhodesia and Nyasaland, Tanganyika, Jamaica, Trinidad and Tobago and the State of Singapore.

14. (1) A Commonwealth citizen who is not a citizen of Uganda or a citizen of the Republic of Ireland who is not a citizen of Uganda

Criminal liability of Commonwealth citizens.

(a) See Act No. 80 of 1963.

shall not be guilty of an offence against any law in force in Uganda by reason of anything done or omitted in any part of the Commonwealth other than Uganda or in the Republic of Ireland or in any foreign country unless—

(a) the act or omission would be an offence if he were an alien; and

(b) in the case of an act or omission in any part of the Commonwealth or in the Republic of Ireland, it would be an offence if the country in which the act was done or omission made were a foreign country.

(2) In this section “foreign country” means a country (other than the Republic of Ireland) that is not part of the Commonwealth.

Powers of
Parliament.

15. (1) Parliament may make provision for the acquisition of citizenship of Uganda by persons who are not eligible or who are no longer eligible to become citizens of Uganda under the provisions of this Chapter.

(2) Parliament may make provision for depriving of his citizenship of Uganda any person who is a citizen of Uganda otherwise than by virtue of section 7 (1) or section 9 of this Constitution.

(3) Parliament may make provision for the renunciation by any person of his citizenship of Uganda.

Interpre-
tation.

16. (1) In this Chapter—

“alien” means a person who is not a Commonwealth citizen, a British protected person or a citizen of the Republic of Ireland;

“British protected person” means a person who is a British protected person for the purposes of the British Nationality Act, 1948.

(2) For the purposes of this Chapter, a person born aboard a registered ship or aircraft, or aboard an unregistered ship or aircraft of the Government of any country, shall be deemed to have been born in the place in which the ship or aircraft was registered or, as the case may be, in that country.

(3) Any reference in this Chapter to the national status of the father of a person at the time of that person’s birth shall, in relation to a person born after the death of his father, be construed as a reference to the national status of the father at the time of the father’s death; and where that death occurred before 9th October 1962 and the birth occurred after 8th October 1962, the national status that the father would have had if he had died on 9th October 1962 shall be deemed to be his national status at the time of his death.