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SUPPLEMENTS

Statutory Instruments

- No. 16—The Public Finance and Accountability
(Establishment of Energy Fund) Instrument, 2009.
No. 17—The Public Finance and Accountability
(Management of Energy Fund) Regulations, 2009.

General Notice No. 75 of 2009.

THE ELECTORAL COMMISSION ACT

CAP. 140

Section 30(1)

NOTICE

APPOINTMENT OF RETURNING OFFICER FOR
SOROTI ELECTORAL DISTRICT

NOTICE IS HEREBY GIVEN by the Electoral Commission in accordance with Section 30(1) of the Electoral Commission Act (Cap. 140), that Mr. Ngobi Erikwaine is hereby appointed Returning Officer for Soroti Electoral District. This Notice therefore serves to degazette Mr. George Omuge as Returning Officer, Soroti Electoral District in accordance with Section 30(3)(b) of the Electoral Commission Act, Cap. 140.

Issued at Kampala this 10th day of March, 2009.

DR. JENNY OKELLO,

Acting Chairperson, Electoral Commission.

General Notice No. 76 of 2009.

THE ELECTORAL COMMISSION ACT

CAP. 140

Section 25(1)

NOTICE

PUBLICATION OF DISPLAY PERIOD FOR PURPOSES
OF THE COUNTRYWIDE LOCAL COUNCIL BY-
ELECTIONS

NOTICE IS HEREBY GIVEN by the Electoral Commission in accordance with Section 25(1) of the Electoral Commission Act (Cap. 140), that the period commencing 3rd day of April, 2009 and ending 23rd April, 2009 is hereby appointed display period of Voters' Register and is hereby published for purposes of the Local Government Council by-elections.

Display shall be conducted at the respective polling stations from 8:00 a.m. to 6:00 p.m. during the appointed period.

Issued at Kampala this 10th day of March, 2009.

DR. JENNY OKELLO,

Acting Chairperson, Electoral Commission.

General Notice No. 77 of 2009.

THE LOCAL GOVERNMENTS ACT

CAP. 243

Section 119(1)

NOTICE

APPOINTMENT OF NOMINATION DAYS FOR
PURPOSES OF THE LOCAL GOVERNMENT
COUNCIL BY-ELECTIONS

NOTICE IS HEREBY GIVEN by the Electoral Commission in accordance with Section 119(1) of the Local Governments Act (Cap. 243), that the 7th day of April, 2009 and 8th day of April, 2009 are hereby appointed nomination days and published for purposes of the countrywide Local Government Council by-elections.

Nominations shall be conducted at the respective Returning Officer's Offices at the County Headquarters between 9:00 a.m. and 5:00 p.m. on each of the appointed dates.

Issued at Kampala this 10th day of March, 2009.

DR. JENNY OKELLO,

Acting Chairperson, Electoral Commission.

General Notice No. 78 of 2009.

THE LOCAL GOVERNMENTS ACT

CAP. 243

Sections 122 and 172

NOTICE

PUBLICATION OF CAMPAIGN PERIOD FOR
PURPOSES OF THE LOCAL GOVERNMENT
COUNCIL BY-ELECTIONS

NOTICE IS HEREBY GIVEN by the Electoral Commission in accordance with Sections 122 and 172 of the Local Governments Act (Cap. 243), that the period commencing 14th day of April, 2009 and ending 19th day of May, 2009 is hereby published campaign period for purposes of the countrywide Local Government Council by-elections.

Issued at Kampala this 10th day of March, 2009.

DR. JENNY OKELLO,

Acting Chairperson, Electoral Commission.

General Notice No. 79 of 2009.

ELECTRICITY REGULATORY AUTHORITY
 Plot 15 Shimoni Road, Nakasero
 P.O. Box 10332, Kampala Tel: 0414-341852/646,
 Fax: 0414-341624, E-mail: era@africaonline.co.ug



OUR MISSION:

"REGULATING THE ELECTRICITY INDUSTRY FOR EFFICIENT AND RELIABLE SUPPLY
 AT EQUITABLE PRICES"

AMENDMENT OF LICENCE FOR GENERATION

The Jacobsen Uganda Power Plant Co. Ltd (JUPPCL) was granted a licence on 1st August 2007 by the Authority to construct, own, operate and transfer a 50MW heavy fuel oil (HFO) thermal power generation plant and sell electricity to the National Grid. At the time of issuing the licence, JUPPCL had not finalized the fuel supply agreement with the fuel supplier.

JUPPCL has now entered into a fuel supply contract which was competitively bid. The Authority now intends to modify schedule 4 (Tariff Methodology) of the licence in accordance with section 43 of the Electricity Act, 1999 (Cap. 145, Laws of Uganda). The proposed amendments are as shown below:

ITEM	CURRENT LICENCE	PROPOSED AMENDMENT
Lower Heating Value (LHV)	LHV is the average Lower Heating Value of the Heavy Fuel Oil delivered through the month. The Licensee will provide all quality test reports for that corresponding month, for the purpose of calculating the average LHV as part of the Billing Period Invoice documentation.	LHV is the average Lower Heating Value of the Heavy Fuel Oil delivered through the month. In any given month, the acceptable LHV for purposes of deriving the energy price fuel component ($EPCF_k$) should never be lower than 39,940 Kj/Kg. The Licensee will provide all quality test reports for that corresponding month, for the purpose of calculating the average LHV as part of the Billing Period Invoice documentation.
Insurance, and Ocean Going-freight Costs (IOF)	IOF is the insurance and ocean-going freight costs from the Arabian Gulf to Mombasa, Kenya in USD/MTon. The cost is based on the actual costs as contracted under the Fuel Supply Agreement and will be reviewed every three years.	IOF is the insurance and ocean-going freight costs from the Arabian Gulf to Mombasa, Kenya in USD/MTon. The Reference IOF Cost is US\$ 79,00 per MTon based on the actual costs as contracted under the Fuel Supply Agreement and will be reviewed every three years.
Fuel Logistics and Ongoing Costs (FLOC)	FLOC is the Fuel Logistics and ongoing costs related to transport, storage facilities, freight insurance and transport related tax in Kenya in USD/MTon. Cost is based on the actual costs as contracted under the Fuel Supply Agreement and will be reviewed every three years.	FLOC is the Fuel Logistics and ongoing costs related to transport, storage facilities, freight insurance and transport related tax in Kenya in USD/MTon. The Reference FLOC Cost is US\$222,92 per MTon based on the actual costs as contracted under the Fuel Supply Agreement and will be reviewed every three years. The component of road freight from Mombasa to Namanve is US\$110,00 per MTon.

ITEM	PROPOSED AMENDMENT
Adjustment of IOF and FLOC	- IOF will be adjusted in accordance with following methodology. - The Reference IOF is US\$ 79,00 per MTon based on AFRA quotation of November 2007 (A_{ref}) and the Worldscale 410(E) (basis 15,000 ton cargo dirty tanker). In any given month, IOF in US\$ per MTon will be adjusted based on the AFRA quotation as follows: $IOF_m = 79,00 * \frac{A_m}{A_{ref}}$ - Where: - AFRA is the average Freight Rate Assessment as published by London Tanker Brokers. The Licensee is required to submit this to ERA on a monthly basis. In the event of any disagreement on the authenticity of the data, the Licensee will be required to submit the data authenticated by the London Tanker Brokers. A_{ref} is the AFRA for November 2007 as defined as the Worldscale 410(E) (basis 15,000 ton cargo dirty tanker) and confirmed under Appendix 1 to this schedule. A_m is the AFRA for the month of loading. The Reference FLOC is US\$ 222,92/MTon which will be adjusted in accordance with the following methodology:
Adjustment of IOF and FLOC	- Further to the Change in Law in Kenya that required the Fuel Supplier to change the truck axle load from 4-axles to 3 axle load, the reference road freight transport cost component of FLOC will be adjusted from US\$ 110,00/MTon to US\$ 121,52/MTon as from the effective date of 1st of November, 2008. - In the event the diesel oil price in Kenya increases or decreases by more than 10% with reference to the diesel oil pump price level in November 2007, the FLOC price element of the road freight shall be adjusted based on the reference road freight transport cost component of US\$ 110,00/MTon or the adjusted reference road freight transport cost component of US\$ 121,52/MTon as the case might be. The adjustment shall be applied on the component of road freight transport costs attributable to diesel costs. The component of the transport costs attributable to diesel costs in the reference road freight transport cost component of US\$110,00/MTon is 40% and for the adjusted reference road freight transport cost component of US\$ 121,52/MTon is 41%. The Licensee shall be required to provide to ERA the documented evidence to support their claim. - In the event that there is any other change in the Law that affects the Fuel Costs as allowed under this licence, the Licensee shall apply to ERA for a change in the costs attaching all the necessary justification.
Change of Fuel Supplier	In the event that the licensee decides to change the supplier of fuel or enter into another contract with another supplier, the licensee will first apply to ERA for approval (which shall not be unreasonably withheld). ERA will take into account the benefits to the consumers of electricity arising from the proposed change of supplier and the MOP, IOF and FLOC will be revised accordingly to reflect the actual costs incurred by the licensee.

The Electricity Regulatory Authority hereby invites stakeholders and the public to make comments or objections within thirty (30) days after publication of this notice. Interested parties must therefore submit their comments or objections to ERA offices by 4:30p.m. on 9th March 2009 by recorded delivery for the attention of:

THE SECRETARY
ELECTRICITY REGULATORY AUTHORITY
ERA HOUSE, PLOT 15 SHIMONI ROAD, NAKASERO
KAMPALA