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General Notice No. 986 of 2016.

## ELECTRICITY REGULATORY AUTHORITY



### NOTICE OF APPLICATION FOR RENEWAL OF LICENCE NO. 061A ISSUED TO JACOBSEN UGANDA POWER PLANT COMPANY LIMITED FOR THE GENERATION AND SALE OF ELECTRICITY FROM THE NAMANVE THERMAL POWER PLANT

*[Under Sections 11 (f) and 45 (2) of the Electricity Act, 1999]*

The Electricity Regulatory Authority ('the Authority') has under Section 45 (2) of the Electricity Act 1999, Chapter 145, Laws of Uganda, ('the Act') received an application for renewal of the Generation and Sale of Electricity Licence No. 016A from Jacobsen Uganda Power Plant Company Limited, in respect of the 50 MW Thermal Power Plant ('the Project') at Namanve, Mukono District.

**NOTICE** is hereby given to the directly affected public and public agencies/authorities, that the application may be inspected at the address below:

The Secretary  
Electricity Regulatory Authority,  
ERA House, Plot 15, Shimoni Road, Nakasero,  
P.O. Box 10332,  
Kampala.  
Fax: +256 414 341624  
Email: [info@era.or.ug](mailto:info@era.or.ug)

Any comments and representations in respect of this Application should be made in writing and submitted to the Authority in person or by post or fax or email, not later than 15 (fifteen) days from the date of this notice.

Dated this 13th day of September, 2016

## MANAGEMENT

General Notice No. 987 of 2016.

## ELECTRICITY REGULATORY AUTHORITY



### NOTICE TO SHOW CAUSE WHY LICENCE NO. ERA/LIC/GEN/015/128 HELD BY JELCO NENGO HYDRO POWER COMPANY LIMITED SHOULD NOT BE REVOKED UNDER SECTION 42 OF THE ELECTRICITY ACT, 1999.

**NOTICE** is hereby given by the Electricity Regulatory Authority ('the Authority') under Section 42 of the Electricity Act, 1999 (the 'Act') to Jelco Nengo Hydro Power Company Limited (the 'Licensee') to show cause why Licence No. ERA/LIC/GEN/015/128 ('the Licence') issued to the Licensee to construct, own and operate a 6.7 MW hydroelectric generation facility (the 'Power Plant') on River Mitano in Kanungu and Rukungiri Districts, should not be revoked owing to breach of the Licence Conditions and the Act.

#### 1. CONTRAVENTIONS OF THE ACT, REGULATIONS AND LICENCE.

Pursuant to Section 42 of the Act and Condition 12 of the Licence, the Authority is satisfied that the Licensee is not operating in accordance with its Licence Conditions or provisions of the Electricity Act or Regulations as follows:-

- 1.1 Section 47 of the Act required the licensee to carry out his or her activities in accordance with his or her Licence, the Act and Regulations made thereunder;
- 1.2 Condition 3 of the Licence, pursuant to which the Licensee was required to achieve Financial Close within one hundred eighty (180) days from the Effective Date of the Licence of 15th April, 2015, that is, by the 12th of October, 2015;
- 1.3 Condition 18 of the Licence which required the Licensee to provide proof of Financial Close to the Authority within one hundred eighty (180) days from the Effective Date of the Licence; and

- 1.4 Condition 3 of the Licence required the Licensee to achieve the 'Scheduled Construction Start Date' of the project sixty (60) days from Financial Close, that is by the 11th of December, 2015.

## 2. CIRCUMSTANCES CONSTITUTING BREACH.

The circumstances constituting the breach by the Licensee and causing the Authority to believe that the licensee may not be able to fulfil his or her obligations under the Licence and the Act are as follows:-

- 2.1 The Licensee did not achieve Financial Close within 180 days from the Effective Date of the Licence (by 12th October, 2015), as required under Condition 3 of the Licence.
- 2.2 The Licensee did not start construction by the 11th of December, 2015, as required under the Licence.
- 2.3 The Licensee has not made significant progress towards the development of the Power Plant and in particular, towards the achievement of Financial Close and Construction Start of the Power Plant since Effective Date of the Licence to date.

**THEREFORE TAKE NOTICE** that Jelco Nengo Hydro Power Company Limited may within twenty eight (28) days from the date of issuance of this notice, make representations or objections showing cause why License No. ERA/LIC/GEN/015/128 issued on 15th April, 2015, should not be revoked.

The representations shall be considered by the Authority or if no representations/objections are made within this period, the Authority shall within forty five (45) days of this notice, proceed to make an order revoking the Licence pursuant to Section 42 of the Act or make any other order it deems appropriate, in accordance with the provisions of the Act.

## MANAGEMENT

### ELECTRICITY REGULATORY AUTHORITY

Dated this 15th day of September, 2016.

General Notice No. 988 of 2016.

### ELECTRICITY REGULATORY AUTHORITY



### NOTICE TO SHOW CAUSE WHY LICENSE NO. ERA/LIC/GEN/015/135 HELD BY MSS XSABO POWER LIMITED SHOULD NOT BE REVOKED UNDER SECTION 42 OF THE ELECTRICITY ACT, 1999.

The Electricity Regulatory Authority ('the Authority') issued to MSS Xsabo Power Limited ('the Licensee') Licence No. ERA/LIC/GEN/015/135 ('the Licence') to construct, own and operate a 20 MW wind power plant in Tororo District, subject to compliance with the licence terms and conditions, the Act and Regulations made under the Act.

The Authority intends to revoke the Licence pursuant to Section 42 of the Electricity Act, Cap. 145 (the Act) owing to breach of licence terms and conditions.

## 1. CONDITIONS OF THE LICENCE AND REQUIREMENTS OF THE ACT AND REGULATIONS CONTRAVENED BY THE LICENSEE.

- 1.1 Section 47 of the Act provides that a Licensee shall carry out his or her activities in accordance with his or her licence, the Act and Regulations made under the Act.

- 1.2 Condition 4.1 provides that;

*Not later than forty five (45) days from the Effective Date, the Licensee shall submit to the Authority a Performance Bond in a form and substance satisfactory to and in favour of the Authority in accordance with the requirements of section 33(4) of the Act to secure the performance of the Licensee's obligations to achieve.*

- a) *Financial Close within one hundred and Eighty (180) days from the Effective Date and Construction Start Date by the Scheduled Construction Date.*
- b) *Commercial Operations Date, within a period not exceeding 24 months from the Effective Date.*

## 2. FACTS CONSTITUTING THE BREACH.

- 2.1 The Licensee was issued Licence No. ERA/LIC/GEN/015/135 to construct, own and operate a 20 MW wind power plant in Tororo District, and Condition 4.1 of the Licence required the Licensee to post performance bonds to secure performance of the obligation to achieve Financial Close and Commercial Operations Date, by 30th October, 2015.
- 2.2 The Licensee did not comply with the requirement to submit performance bonds as required by the Licence Conditions.
- 2.3 The Authority granted a further extension of time within which to post performance bonds, to 25th September, 2016, and to date the Licensee has not complied with the requirement.
- 2.4 The Licensee's breach has lasted for a considerable period of time from the Effective Date of the Licence of 15th September 2015 to date; has occurred repeatedly and the Authority is of the opinion that the Licensee may not be able to fulfil its obligations under the Licence.
- 2.5 Section 42(1) of the Act provides that, the Authority may revoke a licence where it is satisfied that the Licensee is not operating in accordance with the terms and conditions of the licence or provisions of the Act or any regulations, codes or standards made under the Act.

**THEREFORE TAKE NOTICE** that MSS Xsabo Power Limited may within twenty eight (28) days from receipt of this notice, make representations or objections showing cause why License ERA/LIC/GEN/015/135 issued on 15th September, 2015 should not be revoked.

The representations shall be considered by the Authority and if no representations/objections are made within this time period, the Authority may after forty five (45) days proceed to make an order revoking the Licence pursuant to Section 42 of the Act or make any other order it deems appropriate in accordance with the provisions of the Act.

ZIRIA TIBALWA WAAKO  
For Chief Executive Officer

**ELECTRICITY REGULATORY AUTHORITY.**

General Notice No. 989 of 2016.

**ELECTRICITY REGULATORY AUTHORITY**



**NOTICE OF INTENDED MODIFICATION OF LICENCE NO. ERA/LIC/GEN/133 ISSUED TO TORORO SOLAR NORTH LIMITED.**

*(Under Section 44 (5) of the Electricity Act, 1999)*

In pursuance of its powers under Section 44 (4) of the Electricity Act, 1999, the Electricity Regulatory Authority hereby gives notice under Section 44(5) of its intention to modify the electricity generation and sale Licence Number ERA/LIC/GEN/133 (the "Licence") held by Tororo Solar North Limited (the "Licensee"), for the proposed development of a 10 MWp solar photovoltaic power plant in Tororo District.

The detailed Modification can be accessed at [www.era.or.ug](http://www.era.or.ug).

In line with Clause 44 (5) of the Electricity Act, 1999, any representations and/or objections with respect to the proposed modification may be made on or before thirty (30) days from the date of this Notice, to:

The Secretary,  
Electricity Regulatory Authority,  
Era House, Plot 15, Shimoni Road, Nakasero,  
P.O. Box 10332,  
Kampala.  
Email: [info@era.or.ug](mailto:info@era.or.ug).

Dated this 12th day of October, 2016.

ENG. ZIRIA TIBALWA WAAKO,  
*Ag. Chief Executive Officer.*

General Notice No. 990 of 2016.

**ELECTRICITY REGULATORY AUTHORITY**



**NOTICE OF INTENDED MODIFICATION OF LICENCE NO. ERA/LIC/GEN/015/120 ISSUED TO ARPE LIMITED.**

*(Under Section 44 (5) of the Electricity Act, 1999)*

In pursuance of its powers under Section 44 (4) of the Electricity Act, 1999, the Electricity Regulatory Authority hereby gives notice under Section 44(5) of its intention to modify the electricity generation and sale Licence Number ERA/LIC/GEN/015/120 (the "Licence") held by Arpe Limited (the "Licensee"), for the proposed development of a 83 MWp hydro power plant in Pader District.

The detailed Modification can be accessed at [www.era.or.ug](http://www.era.or.ug).

In line with Clause 44 (5) of the Electricity Act, 1999, any representations or objections with respect to the proposed modification may be made on or before thirty (30) days from the date of this Notice, to:

The Secretary,  
Electricity Regulatory Authority,  
Era House, Plot 15, Shimoni Road, Nakasero,  
P.O. Box 10332,  
Kampala.  
Email: [info@era.or.ug](mailto:info@era.or.ug)

Dated this 12th day of October, 2016.

ENG. ZIRIA TIBALWA WAAKO,  
*Ag. Chief Executive Officer*

General Notice No. 991 of 2016.

**ELECTRICITY REGULATORY AUTHORITY**



Plot 15, Shimoni Road, Nakasero  
P.O. Box 10332, Kampala  
Tel: +256 312 260 166,, Fax +256 414 341 624  
Email: [info@era.or.ug](mailto:info@era.or.ug), Website: [www.era.or.ug](http://www.era.or.ug)

**NOTICE OF INTENDED APPLICATION FOR A LICENSE FOR THE ESTABLISHMENT OF THE 330 MW KIBA HYDROPOWER PLANT ON RIVER NILE IN NWOYA DISTRICT.**

The Electricity Regulatory Authority (ERA) has under Section 29 of the Electricity Act 1999, Cap 145, received a Notice of Intended Application for a License from China – Africa Investment and Development Company Limited for the generation and sale of electricity from a hydropower plant proposed to be established on River Nile in Nwoya District. The proposed project is within the vicinity of the following coordinates;

|               | Latitude    | Longitude  |
|---------------|-------------|------------|
| Proposed Weir | 02°21'58" N | 31°50'13"E |

China – Africa Investment and Development Company Limited intends to undertake detailed feasibility studies and other activities leading to the development of the above-mentioned power project whose proposed installed capacity is 330 MW. The generated power will be sold to the Uganda Electricity Transmission Company Limited and fed into the national grid.

Interested persons are invited to inspect the Application / Notice from the addresses below:-

1. Electricity Regulatory Authority  
ERA House  
Plot 15, Shimoni Road, Nakasero,  
Kampala.
2. The Office of the RDC, Nwoya District.
3. The Office of the L.C.V Chairperson,  
Nwoya District.