



THE REPUBLIC OF UGANDA

Registered at the
General Post Office for
transmission within
East Africa as a
Newspaper.

The

Uganda Gazette



THE REPUBLIC OF UGANDA

Published
by
Authority

Vol. XCVII No. 36

23rd July, 2004

Price: Shs. 1000

CONTENTS

PAGE

The Advocates Act—Notice	237
The Companies Act—Notice	237
The Trade Marks Act—Alteration of a Registered Trademark	237
The Uganda Communications Act—Notice	238
The Trade Marks Act—Registration of applications	238-242
Advertisements	242-244

SUPPLEMENTS

Bill

No. 16—The Copyright and Neighbouring Rights Bill, 2004.

Statutory Instruments

No. 41—The Uganda Communications (Enforcement Procedures) Regulations, 2004.

No. 42—The Capital Markets (Fund Managers) Regulations, 2004.

No. 43—The Capital Markets (Cross Border Introductions) Regulations, 2004.

No. 44—The Water Statute (General Rates) Instrument, 2004.

No. 45—The Electoral Commission (Appointment of Date of Completion of Update of Voters' Register in Kamuli District) Instrument, 2004.

CORRIGENDUM

This is to notify that, the specification of goods of trademark No. 25970 in the name of CARGIL INCORPORATED advertised in the *Uganda Gazette* Volume XCVII No. 9 under General Notice No. 68 of 2004 dated 27th February, 2004 was incorrectly put as: Maize, poultry, eggs, edible oils and fats.

The correct specification reads: Meat, poultry, eggs, edible oils and fats.

Dated 12th July, 2004

FIONA BAYIGA,
Assistant Registrar of Trademarks.

General Notice No. 238 of 2004.

THE ADVOCATES ACT.

NOTICE.

APPLICATION FOR A CERTIFICATE OF ELIGIBILITY.

IT IS HEREBY NOTIFIED that an application has been presented to the Law Council by Kabagambe Peter Kaganzi who is stated to be a holder of Bachelor of Laws of Makerere University having been awarded a Degree on the 5th day of April, 2002 and to have been awarded a Diploma in Legal Practice by the Law Development Centre on the 16th day of April 2004 for the issue of a Certificate of Eligibility for entry of his name on the Roll of Advocates for Uganda.

Kampala,
19th July, 2004.

HELLEN OBURO (MRS.),
Acting Secretary, Law Council.

General Notice No. 239 of 2004.

THE COMPANIES ACT, LAWS OF UGANDA 2000.

(Cap. 110).

NOTICE.

Pursuant to section 19 (1) of the Companies Act notice is hereby given that Liberty Insurance Brokers Limited has by Special Resolution passed on the 28th day of June, 2004 and with the approval of the Registrar of Companies changed its name to Alexander Forbes Limited and that such new name has been entered in my register.

DATED at Kampala, this 12th day of July, 2004.

AGNES WANDIRA NTENDE,
Assistant Registrar of Companies.

General Notice No. 240 of 2004.

THE TRADEMARKS ACT

Section 38.

ALTERATION OF A REGISTERED TRADEMARK No. 17257

TO WHOM IT MAY CONCERN

Take notice that the Trademark No. 17257 Class 32 Schedule III in the name of BRAUEREI BECK GMBH & CO. of Am Delch 18/19, 28199 Bremen, Germany in respect of Beer, ale, and porter; mineral and aerated waters and other non-alcoholic drinks; syrups and other preparations for making beverages advertised in the *Uganda Gazette* under General Notice No. 63/1991 dated 31st day of May, 1991 in the name of BRAUEREI BECK GMBH & CO. has been altered under section 38 of the Trademarks Act as under:-



Dated at Kampala this 2nd day of November, 2001.

RITA BBANGA-BUKENYA (MRS.)
Assistant Registrar of Trademarks.

General Notice No. 241 of 2004.

GUIDELINES FOR THE SETTING OF FINES.

(In relation to the imposition of fines pursuant to s. 5(f) of the Uganda Communications Act, Cap. 106)

In accordance with section 5(1)(f) of the Uganda Communications Act, the Commission has power to impose a fine on any person who unlawfully possesses, installs, connects or operates any communications equipment or apparatus or unlawfully provides or performs and communications services. The power to impose fines is a means of enforcing compliance with the Act.

Section 36 of the Uganda Communications Act proposes a fine not exceeding the equivalent of 10% of the Operators gross annual revenue, for serious and repeated breach of licence conditions.

In every case of infringement, the Commission will take into account the following:

- The seriousness of the infringement
- The duration of the infringement
- A fine must be sufficiently dissuasive to discourage offences and repeat offences.
- A fine must be higher than the cost of complying with the law, particularly with respect to economic regulation.
- Repeat offenders must be severely punished.

Below is the schedule of the proposed fines, which may be varied by the Commission from time to time.

Schedule for section 5(1)(f) fines

<i>Violation</i>	<i>Amount</i>
False Advertisement	Shs. 500,000
Operation without a licence issued under the Uganda Communications Act	Shs. 2,000,000
Failure to furnish to the Commission required information	Shs. 500,000
Failure to maintain required records	Shs. 500,000
Unauthorised discontinuance of service (Ceasing operations without notice to the Commission)	Shs. 1,000,000
Importation or marketing of unauthorised communications equipment	Shs. 5,000,000
Construction or operation at unauthorised location	Shs. 1,000,000
Sending false distress signals	Shs. 1,000,000
Use of unauthorised equipment (For each piece of equipment seized)	Shs. 2,000,000
Exceeding power limits	Shs. 10,000,000
Exceeding of authorised antenna height	Shs. 2,500,000
Using unauthorised frequency	Shs. 10,000,000
Failure to engage in required frequency coordination	Shs. 10,000,000
Interference	Shs. 10,000,000
Failure to respond to commission communications	Shs. 500,000

N.B In cases of continuous offences, the offender is liable to pay a further fine of Shs. 100,000 for each day or part of a day during which the offence continues after the first fine.

MANAGEMENT.

General Notice No. 242 of 2004.

THE TRADE MARKS ACT.

(Cap. 83).

NOTICE.

NOTICE IS HEREBY GIVEN that any person who has grounds to oppose the registration of any of the marks advertised herein may within sixty days from the date of this *Gazette*, lodge a Notice of opposition on Trade Mark Form No. 6 together with a fee of Shs. 4000 in case of National applicants or US\$ 250 in case of Foreign applicants. The period of lodging Notice of opposition may be extended in suitable cases by the Registrar as he thinks fit upon such terms as he may direct. Formal opposition should not be lodged until after reasonable notice has been given by letter to the applicant so that he may have an opportunity to withdraw his application before the expense of opposition proceedings is incurred. Failure to give such notice will be taken into account in considering any application by the opponent for an order for costs if the opposition is uncontested by the applicant. Representations of the marks herein advertised can be inspected at the office of the Registrar of Trade Marks, Crane Chambers, P.O. Box 6848, Kampala.

(21) APPLICATION NO. 26805 IN PART "A".
(52) Class 5.

(54)

ACTIZINE

(53)
(59)
(64)

(57) *Nature of goods*— Pharmaceutical and medicinal preparations and substances for human use.

(73) *Name of applicant*— Kampala Pharmaceutical Industries (1996) Ltd.

(77) *Address*— P.O. Box 7551, Ntinda-Kampala.
(74)

(22) *Date of filing application*— 15th July, 2004.

(21) APPLICATION NO. 26806 IN PART "A".
(52) Class 5.
(54)

AMTECID

(53)
(59)
(64)

(57) *Nature of goods*— Pharmaceutical and medicinal preparations and substances for human use.

(73) *Name of applicant*— Kampala Pharmaceutical Industries (1996) Ltd.

(77) *Address*— P.O. Box 7551, Ntinda-Kampala.
(74)

(22) *Date of filing application*— 15th July, 2004.

(21) APPLICATION NO. 26807 IN PART "A".
(52) Class 5.
(54)

CARDIPINE

(53)
(59)
(64)

(57) *Nature of goods*— Pharmaceutical and medicinal preparations and substances for human use.

(73) *Name of applicant*— Kampala Pharmaceutical Industries (1996) Ltd.

(77) *Address*— P.O. Box 7551, Ntinda-Kampala.
(74)

(22) *Date of filing application*— 15th July, 2004.

- (21) APPLICATION NO. 26808 IN PART "A".
(52) Class 5.
(54)

COMBA-ACT

- (53)
(59)
(64)
(57) *Nature of goods*— Pharmaceutical and medicinal preparations and substances for human use.
(73) *Name of applicant*— Kampala Pharmaceutical Industries (1996) Ltd.
(77) *Address*— P.O. Box 7551, Ntinda-Kampala.
(74)
(22) *Date of filing application*— 15th July, 2004.

- (21) APPLICATION NO. 26809 IN PART "A".
(52) Class 5.
(54)

DUACT

- (53)
(59)
(64)
(57) *Nature of goods*— Pharmaceutical and medicinal preparations and substances for human use.
(73) *Name of applicant*— Kampala Pharmaceutical Industries (1996) Ltd.
(77) *Address*— P.O. Box 7551, Ntinda-Kampala.
(74)
(22) *Date of filing application*— 15th July, 2004.

- (21) APPLICATION NO. 26810 IN PART "A".
(52) Class 5.
(54)

FLURID

- (53)
(59)
(64)
(57) *Nature of goods*— Pharmaceutical and medicinal preparations and substances for human use.
(73) *Name of applicant*— Kampala Pharmaceutical Industries (1996) Ltd.
(77) *Address*— P.O. Box 7551, Ntinda-Kampala.
(74)
(22) *Date of filing application*— 15th July, 2004.

- (21) APPLICATION NO. 26811 IN PART "A".
(52) Class 5.
(54)

GLUCONIL

- (53)
(59)
(64)
(57) *Nature of goods*— Pharmaceutical and medicinal preparations and substances for human use.
(73) *Name of applicant*— Kampala Pharmaceutical Industries (1996) Ltd.
(77) *Address*— P.O. Box 7551, Ntinda-Kampala.
(74)
(22) *Date of filing application*— 15th July, 2004.

- (21) APPLICATION NO. 26812 IN PART "A".
(52) Class 5.
(54)

ODIPRIL

- (53)
(59)
(64)
(57) *Nature of goods*— Pharmaceutical and medicinal preparations and substances for human use.
(73) *Name of applicant*— Kampala Pharmaceutical Industries (1996) Ltd.
(77) *Address*— P.O. Box 7551, Ntinda-Kampala.
(74)
(22) *Date of filing application*— 15th July, 2004.

- (21) APPLICATION NO. 26813 IN PART "A".
(52) Class 5.
(54)

TMC

- (53)
(59)
(64)
(57) *Nature of goods*— Pharmaceutical and medicinal preparations and substances for human use.
(73) *Name of applicant*— Kampala Pharmaceutical Industries (1996) Ltd.
(77) *Address*— P.O. Box 7551, Ntinda-Kampala.
(74)
(22) *Date of filing application*— 15th July, 2004.

- (21) APPLICATION NO. 26814 IN PART "A".
(52) Class 5.
(54)

ULSEC

- (53)
(59)
(64)
(57) *Nature of goods*— Pharmaceutical and medicinal preparations and substances for human use.
(73) *Name of applicant*— Kampala Pharmaceutical Industries (1996) Ltd.
(77) *Address*— P.O. Box 7551, Ntinda-Kampala.
(74)
(22) *Date of filing application*— 15th July, 2004.

- (21) APPLICATION NO. 26815 IN PART "A".
(52) Class 5.
(54)

ZITHROCIN

- (53)
(59)
(64)
(57) *Nature of goods*— Pharmaceutical and medicinal preparations and substances for human use.
(73) *Name of applicant*— Kampala Pharmaceutical Industries (1996) Ltd.
(77) *Address*— P.O. Box 7551, Ntinda-Kampala.
(74)
(22) *Date of filing application*— 15th July, 2004.