

ADDENDUM – I
AMENDMENTS TO THE RULES OF PROCEDURE OF
THE
ENERGY REGULATORS ASSOCIATION OF EAST AFRICA



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**CONSTITUTION OF
ENERGY REGULATORS ASSOCIATION OF EAST AFRICA**

INTRODUCTION

These Rules are made pursuant to Article 11 of the Energy Regulators Association of East Africa (EREA) Constitution and shall, unless otherwise stated, govern the conduct and proceedings of all Organs of the EREA except the Secretariat.

These Rules shall be read in conjunction with the EREA Constitution as amended, and **Amendment I** to the Rules of Procedure of EREA.

Hereby **AGREE** to adopt and execute this **Amendment I** to the Rules and Procedures to facilitate operations of EREA.

(adopted by the General Assembly of EREA on 18th July 2014, effective 16 December 2013. One amendment to the Rules and Procedure was added on 1 June 2018).

AMENDMENT TO THE RULES OF PROCEDURE

| Item No. | Area for Amendment | Proposed Amendment |
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| 1. | Definition Part | By deleting all the definitions therein so that the same may be accommodated by the opening statement which reads: <i>"In these Rules unless the context otherwise requires these words shall have the same meaning and definitions as those specified in the Constitution of the Association"</i> |
| 2. | Rule 4 (b) Election of Chairpersons and Deputies | |

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| | The Chairpersons and the Deputy Chairpersons shall each hold office for a term of two (2) years. | To set the term in office for the Chairpersons of the Portfolio Committees and Executive Council EREA Organs to two years. |
| 3. | <p>Rule 4 (c) and (d) Election of Chairperson and Deputies</p> <p>c) In the event a Chairperson is unable to discharge the duties of his office due to illness or any other reasons than those mentioned in Rule 4 (d), a Deputy Chairperson shall take over as the Chairperson for the remaining period.</p> <p>d) In the event a Chairperson or a Deputy Chairperson is unable to discharge the duties of his office due to death, resignation or removal from office, his replacement in the Organ shall take over as the Chairperson or Deputy Chairperson for the remaining period.</p> | <p>(a) By recasting rule (c) to provide for the mandate of the chairperson of the respective Organ to preside over the meeting of such Organ and in his absence, the Deputy Chairperson to preside over and in the absence of both the Chairperson and the Deputy Chairperson, the members of such Organ to nominate a person to preside over the meeting; and</p> <p>(b) By deleting rule 4 (d) as it is redundant.</p> |
| 4. | <p>Rule 8 (a)</p> <p>Opening of Meetings</p> <p>Meetings of the Organs shall be opened by the Chairperson of the General Assembly or in his absence the Deputy Chairperson or where both the Chairperson</p> | By recasting it to carry the intended meaning. Meetings of the Organs of EREA should be opened by the Chairpersons or Deputy Chairpersons of such Organs and in the absence of the two, another person may be |

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| | and the Deputy Chairperson are absent members of the General Assembly may elect amongst themselves the person to chair the meeting. | nominated to open the meeting. |
| 5. | Rule 9 (a)-(e) Decisions of the Meetings <p>a) The decisions of all Organs and committees shall be by consensus.</p> <p>b) In the absence of consensus, the issue shall be decided by voting.</p> <p>c) Voting shall take place on the principle of simple majority.</p> <p>d) Voting shall be by show of hands provided that if any Member objects to this method, voting shall be by secret ballot.</p> <p>e) Where in any meeting a vote is called and a tie ensues therefrom, the Chairperson of such meeting shall have a casting vote.</p> | By merging Rule 9 (a)-(c) into one paragraph and re-number Rule 4 (d) and (e) accordingly. |
| 6. | Rule 10 Reports <p>a) The Secretariat shall prepare reports of deliberations of the Executive Committee and the General Assembly.</p> | (a) By recasting the provisions of Rules 10 (a), (d), (e) and (g) by inserting some words to give |

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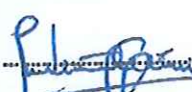




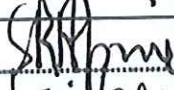
| Item No. | Area for Amendment | Proposed Amendment |
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| | <p>b) All reports of various Committees shall be prepared by the secretaries/ rapporteurs and submitted in a prescribed form to the Secretariat within thirty (30) days from the date of the meeting.</p> <p>c) The Executive Secretary shall circulate reports of each Organ to the Members within Seven (7) days from the date of receiving the reports from the relevant organ.</p> <p>d) The Executive Secretary shall ensure that any report circulated is duly referenced.</p> <p>e) The presentation of the reports of each Organ shall be made by the Chairperson of the relevant organ.</p> <p>f) The Executive Secretary shall circulate the final report of the General Assembly to the members within thirty (30) days from the date of the meeting.</p> <p>g) All reports shall be bound and circulated both in hard and soft copy to the members and published in the Association's website.</p> | <p>meaning to the rules; and</p> <p>(b) In Rule 10 (b), by reducing the period for submission of reports from thirty days to seven days from the date of the meeting.</p> |

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| Item No. | Area for Amendment | Proposed Amendment |
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| 7. | Rule 11 Attendance a) Meetings of the General Assembly shall be attended by Members and Associate Members. b) Meetings of the Executive Council shall be attended by Members of the Executive Council. c) Notwithstanding the generality of Rule 11 (a) observers may, upon invitation by Executive Secretary in consultation with the Chairperson, attend the meetings of the General Assembly. d) A Member shall always ensure that an appropriate representative attends meetings of each Organ. | (a) by clarifying on who is entitled to attend what meeting. Observers now can attend AGA meetings together with Members and Associate Members. Members, Associate Members and Observers can attend EXCO Meetings; (b) by deleting Rule 11 (c) as it is redundant and re-number Rule 11 (d) accordingly; (c) by inserting a new Rule 11 (d) which reads: <i>"Any Member or an Associate Member who fails to attend meetings for two consecutive years without any reasonable cause, shall be suspended for such period as the General Assembly may determine".</i> |
| 8. | Rule 13 (b) Seal of the Association b) The Seal of the Association shall only be affixed if witnessed by the Chairperson of the Executive Council or the Executive Secretary. | By including the Chairperson of the AGA to be among those who may witness the affixation of the Association Seal. With this new amendment the seal of the Association can be witnessed by any two of the Chairperson of the AGA, the Chairperson of EXCO or the Executive Secretary. |

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These Amendments are an integral part of Article 11 of the Constitution of the Energy Regulators Association of East Africa (EREA) and came into force on the day they were promulgated, on June 1st, 2018.

| Country | Regulator | Name of Representative | Signature and Date |
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| Burundi | Authority for Regulation of Water and Energy Sectors (AREEN) Tel. +257 22279170/1, Commune Mukaza, Zone Rohero, Avenue Patrice Lumumba, Excellence House, 2eme Etage, Bujumbura, BURUNDI | Mr. Gaethan NICAYENZI The Board Chairman | Signature:  Date: 23/03/2019 |
| Kenya | Energy Regulatory Commission (ERC), P.O. Box 42681, Nairobi - KENYA | Mr. Joshua OIGARA Commission Board Chairman | Signature:  Date: 23/05/2019 |
| Rwanda | Rwanda Utilities Regulatory Authority (RURA), P.O. Box 7289, Kigali - RWANDA | Dr. Ignace GATARE Board Chairman | Signature:  Date: 30.04.2019 |
| Tanzania | Energy and Water Regulatory Authority (EWURA), P.O. Box 72175, Dodoma - TANZANIA | Prof. Jamidu H. KATIMA Board Chairman | Signature:  Date: 18/04/19 |
| | Zanzibar Utilities Regulatory Authority (ZURA) P.O. Box 2238, Zanzibar Road Fund Maisara - ZANZIBAR | Mr. Mwalimu Ali MWALIMU Board Chairman | Signature:  Date: 11.04.19 |
| Uganda | Electricity Regulatory Authority (ERA), P.O. Box 10332, Kampala - UGANDA | Mr. Richard Santo APIRE Authority Chairman | Signature:  Date: 11/05/2019 |