

Energy Regulators Association of East Africa

**ADDENDUM – I**  
**AMENDMENT OF CONSTITUTION OF**  
**THE**  
**ENERGY REGULATORS ASSOCIATION OF EAST AFRICA**



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

**PREAMBLE**

**WE** the energy regulators of the East African Community Member States;

**PURSUANT** to the Treaty establishing the East African Community ('the Community') dated 30<sup>th</sup> of November 1999 signed by the Heads of States and Governments of the Republic of Kenya, the United Republic of Tanzania and the Republic of Uganda and subsequently acceded to by the Republic of Burundi and the Republic of Rwanda;

**RECOGNIZING** the Community's resolve to strengthen its economic, commercial, social, cultural, political, technological and other ties for fast balanced and sustainable development;

**AND WHEREAS**, the Community has established a Sectoral Committee on Energy to coordinate the development of amongst others in the Energy sector of Member States;

**CONSIDERING** the existing Constitution establishing the Energy Regulators Association of East Africa ('EREA') signed by energy regulators of Community's Member States on the 16<sup>th</sup> day of December 2013;

**CONVINCED** that in order to strengthen EREA it is necessary to amend the provisions of EREA constitution in order to its improve clarity.

Hereby **AGREE** to adopt and execute this **Amendment I** to the Constitution to facilitate the needs.

*(adopted by the General Assembly of EREA on 18<sup>th</sup> July 2014, effective 16 December 2013. One amendment to the Constitution was added on 1 June 2018).*

**AMENDMENT I: AMENDMENTS TO THE CONSTITUTION**

Item No.	Area for Amendment	Proposed Amendment
1.	<b>Article 1. Definition</b>  <b>National Regulatory Institutions (NRI) or Regulator"</b> means an institution or government agency or department of the Member State regulating Energy Sector	<b>"National Regulatory Institutions (NRI) or Regulator"</b> means an institution or government agency or department of the Member State engaging in regulation of electricity, gas or petroleum sub-sectors;
2.	<b>New Definitions</b>	<b>"Energy Sector"</b> means electricity, Oil and Gas sub-sectors
3.		<b>"Member"</b> means an NRI or Association of Energy Regulators in a Member state.
4.		<b>"Associate Member"</b> Any institution or organization other than NRIs or Association of NRIs within Members States which has interest in the advancement and promotion of the objectives of EREA.
5.		<b>"Observer"</b> means an institution or organization which has applied or qualifies to be an associate or Member within Member States, that has interest in the advancement and promotion of the objectives of EREA, <b>PROVIDED ALWAYS</b> that such membership shall not exceed one year.
6.	<b>Article 9(sub Title). Members rights &amp;</b>	A Member shall have the right to

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Item No.	Area for Amendment	Proposed Amendment
	<b>Obligations (64)</b> A Member shall have the right to attend all open and closed Sessions of the General Assembly	participate in all EREA activities including attending all open and closed meetings of General Assembly and EXCO, portfolio committees and thematic groups.
7.	<b>New Provision (68)</b>	A Observer shall have the right to attend meetings of portfolio committees, thematic group, EXCO and General Assembly as observers.
8	<b>Article 9 (sub Title). Application for Membership</b>  Application for Membership	Application for Membership, Associate Membership or Observer Status
9	Any applicant, eligible for Associate membership and wishing to join the Association after the coming into force of this Constitution shall;  a) apply in writing to the Executive Council, through the Member State's Energy Regulator	Any applicant, eligible for Associate membership and wishing to join the Association after the coming into force of this Constitution shall;  a) apply in writing to the General Assembly, through the Member State's Energy Regulator; or  b) where there is no regulatory authority in that Member State, apply directly to General Assembly.  c. Any applicant, eligible as an Observer after coming into force of this Constitution shall apply in writing to the

Energy Regulators Association of East Africa


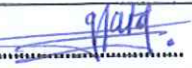


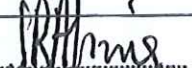
Item No.	Area for Amendment	Proposed Amendment
		General Assembly. The General Assembly may approve or disapprove such application in accordance with the provisions of this Constitution.
10.	<b>Article 9(sub Title). Withdrawal</b> Existing provision reserves this role for EXCO.	<b>Amendment</b>  All Matters relating Membership such as joining and withdrawal shall be determined by the General Assembly.

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Energy Regulators Association of East Africa

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

Country	Regulator	Name of Representative	Signature and Date
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: 23/02/2019
Kenya	Energy Regulatory Commission (ERC), P.O. Box 42681, Nairobi - KENYA	Mr. Joshua OIGARA  Commission Board Chairman	Signature: ..... Date: .....
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: 10/04/19
	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