

To: Asiimire Shallon.

20/07/2015.

**ANARDE'S LEGAL AID DEPARTMENT FILED COURT CASES REPORT:**

The following is a summary of court cases filed by Anarde's legal aid project;

- a. **Constitutional Petition Number 40 of 2012; Asumani Irumba & Peter Magellan Versus Attorney General and Uganda National Roads Authority;** where constitutional Court declared Section 7(1) of the Land Acquisition Act unconstitutional and contrarily to article 26 of the 1995, Constitution of the Republic of Uganda. The petition was heard by a full bench of the Constitutional Court of Uganda holden at Kampala.

Uganda National Roads Authority being dissatisfied with the decision of the Constitutional Court filed **Supreme Court Constitutional Appeal No.02 of 2014; Uganda National Roads Authority Versus Asumani Irumba & Peter Magellan;** and the appeal was heard on the **16<sup>th</sup> day of June, 2015** at **09:30AM**. The appeal is pending judgment which shall be delivered on notice.

- b. **High Court Land Suit No.0054 of 2014, Omirambe Gideon and Three Others Versus National Forestry Authority and Attorney General** filed in the High Court of Uganda at Masindi. The Plaintiffs represent other 84 (eighty four) people who were evicted in their pieces of land adjacent to Bujaawe Central Forest Reserve between 2005 to date. The Plaintiffs and the said persons were illegally evicted, beaten, tortured. Their houses, properties therein, domestic utensils, domestic animals, harvested crops, cash and business were destroyed and burnt down. All the represented person's are currently at large, homeless and landless without any hope.

The mediation of the above matter is fixed for the **31<sup>st</sup> day of August, 2015** at **09:00am**. The main suit is fixed for mention before the trial

judge on the same date at **09:30 am**; (to inform Court of the outcome of the mediation).

- c. High Court Land Suit No.070 of 2014; Akampereza Dickson and Manyireki Rodgers Versus Attorney General** filed in the High Court of Uganda at Masindi. The Plaintiffs and the represented persons are challenging the assessed values attached to their several pieces of customary land and developments thereon situate in Kabaale Parish, Buseruka Sub county, Bughaya County, Masindi District that were compulsorily acquired by the Government of the Republic of Uganda for oil refinery construction.

An interlocutory Judgment was obtained against the Attorney General upon failure to file a written statement of defense and the suit is/was fixed for formal proof on the **31<sup>th</sup>** day of **August, 2015** at **09:30am**.

- d. High Court Land Suit No.007 of 2015; Asuman Irumba and Fourteen Others Versus Attorney General and Uganda National Roads Authority** filed in the High Court of Uganda at Masindi. The Plaintiffs several pieces of customary land and developments thereon were under-valued. The said properties were compulsorily acquired by the Government of the Republic of Uganda for purposes of expansion of the said road.

UNRA is ready and willing to settle this matter out of Court and we are in the process of identifying independent valuers and mediators. The mediation is fixed for the **31<sup>st</sup>** day of **August, 2015** at **09:30 am**.