

THE REPUBLIC OF UGANDA

STATION : INSPECTORATE OF GOVERNMENT

IG REF: HQT/CO/34/2019

DATE: 18/12/2019

CHARGE SHEET

UGANDA VS

A.1 Robert Baryamwesigwa, Male Adult
Ugandan, Settlement Commandant-Bidi-Bidi
Refugees Camp, Office of the Prime
Minister (OPM)

✓ **A.2 Fred Kiwanuka** Male adult Ugandan,
Settlement Commandant on Mission to Bidi-
Bidi-Refugees Camp, Office of the Prime
Minister (OPM)

COUNT I

STATEMENT OF OFFENCE

MONEY LAUNDERING, contrary to Sections 3 (b), (c), 116 and 136 (1) (a)
of the Anti-Money Laundering Act (as amended)

PARTICULARS OF OFFENCE

Robert Baryamwesigwa between 1st August, 2016 and 15th December 2017, in Arua and other parts of West Nile Region, for purposes of disguising or concealing the origin of funds, instructed Mr. Omia Mudasir Obiga, the Director of Jinako Engineering Works Ltd, to withdraw and deposit a total of UGX. 235,500,000/= (Two Hundred Thirty Five Million, Five Hundred Thousand Shillings) from their Company Accounts in Centenary and Stanbic Banks-Arua Branch, to his personal account number 9030012579364 at Stanbic Bank-Moyo Branch, knowing or having reason to believe that the said funds were proceeds of crime.

COUNT II

STATEMENT OF OFFENCE

CORRUPTION Contrary to Sections 2 (h) and 26 of the Anti-Corruption Act, 2009.

PARTICULARS OF THE OFFENCE

Robert Baryamwesigwa, between 1st June and 15th December, 2017 while performing his duties as Settlement Commandant-Bidi-Bidi Refugees Camp, instructed Mr. Omia Mudasir Obiga the Director of Jinako Engineering Works Ltd, instructed Mr. Omia Mudasir Obiga to withdraw and deposit a total of UGX. 235,500,000/= (Two Hundred Thirty Five Million, Five Hundred Thousand Shillings) from their Company Accounts in Centenary and Stanbic Banks-Arua Branch, to his Personal Account Number 9030012579364 at Stanbic Bank-Moyo Branch, prior to execution of works with Office of the Prime Minister (OPM) and for the purpose of illicitly obtaining benefits for himself.

COUNT III

STATEMENT OF OFFENCE

MONEY LAUNDERING, contrary to Sections 3 (b), (c), 116 and 136 (1) (a) of the Anti-Money Laundering Act (as amended)

PARTICULARS OF OFFENCE

Robert Baryamwesigwa between 1st June and 30th July, 2017 in Arua and other parts of West Nile Region, for purposes of disguising or concealing the origin of illicit funds, instructed the Directors of Atlast Engineering Works Ltd to withdraw and deposit a total of UGX. 29,140,000/= (Twenty Nine Million, One Hundred Forty Thousand Shillings) from their Company's Account No. 9030013486122 at Stanbic Bank-Arua Branch, to his Personal Account Number 9030012579364 at Stanbic Bank-Moyo Branch, knowing or having reason to believe that the said funds were proceeds of crime.

COUNT IV

STATEMENT OF OFFENCE

CORRUPTION Contrary to Sections 2 (h) and 26 of the Anti-Corruption Act, 2009.

PARTICULARS OF THE OFFENCE

Robert Baryamwesigwa, between 1st June and 30th July, 2017 while performing his duties as Settlement Commandant-Bidi-Bidi Refugees Camp, instructed the Directors of Atlast Engineering Works Ltd, to withdraw and deposit a total of UGX. 29,140,000/= (Twenty Nine Million, One Hundred Forty Thousand Shillings) from their Company's Account No. 9030013486122 held at Stanbic Bank-Arua Branch, to his personal Account Number 9030012579364 at Stanbic Bank-Moyo Branch, prior to execution of any work with Office of the Prime Minister (OPM) and for the purpose of illicitly obtaining benefits for himself.

COUNT V

STATEMENT OF OFFENCE

Abuse of Office, Contrary to Section 11(1) and (2) of the Anti-Corruption Act, 2009

PARTICULARS OF OFFENCE

Robert Baryamwesigwa, between 1st June and 30th July, while performing his duties as Settlement Commandant- Bidi-Bidi Refugees Camp, arbitrarily demanded and received back UGX. 235,500,000/= (Two Hundred Thirty Five Million, Five Hundred Thousand Shillings) from the Directors of Jinako Engineering Works Ltd, as his share of UGX. 2,571,276,000/= (Two Billion, Five Hundred Seventy One Million Two Hundred Seventy Six Thousand Shillings), paid by Office of the Prime Minister to the Company for land demarcation and allocation, an arbitrary act prejudicial to the interest of his employer and that of Jinako Engineering Works Ltd.

COUNT VI

STATEMENT OF OFFENCE

MONEY LAUNDERING, contrary to Sections 3 (b), (c), 116 and 136 (1) (a) of the Anti-Money Laundering Act (as amended)

PARTICULARS OF OFFENCE

Fred Kiwanuka between 1st June, 2016 and 30th December 2017, in Arua and other parts of West Nile Region, for purposes of disguising or concealing the origin of illicit funds, instructed Mr. Omia Mudasir Obiga the Director of Jinako Engineering Works Ltd, to withdraw and deposit a total of UGX. 129,000,000/= (One Hundred Twenty Nine Million Shillings) from their Company Accounts in Centenary and Stanbic Banks-Arua Branch, to his Personal Accounts in Stanbic Bank-Kireka Branch, Bank of Africa-Arua Branch and Equity Bank Oasis Mall, knowing or having reason to believe that the said funds were proceeds of crime.

COUNT VII

STATEMENT OF OFFENCE

CORRUPTION Contrary to Sections 2 (h) and 26 of the Anti-Corruption Act, 2009.

PARTICULARS OF THE OFFENCE

Kiwanuka Fred, between 1st June and 30th December, 2017 while performing his duties as Settlement Commandant-On-Mission to Bidi-Bidi, instructed the Directors of Jinako Engineering Works Ltd to

withdraw and deposit a total of UGX. 129,000,000/= (One Hundred Twenty Nine Million Shillings) from their company accounts in Centenary and Stanbic Banks-Arua Branch, to his personal accounts in Stanbic Bank-Kireka Branch, Bank of Africa-Arua Branch and Equity Bank Oasis Mall, prior to execution of any work with Office of the Prime Minister (OPM) and for the purpose of illicitly obtaining benefit for himself.

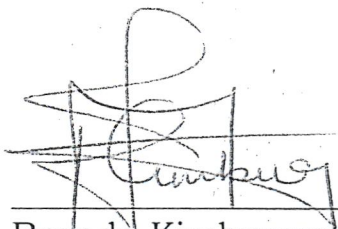
COUNT VIII

STATEMENT OF OFFENCE

Abuse of Office, Contrary to Section 11(1) and (2) of the Anti-Corruption Act, 2009

PARTICULARS OF OFFENCE

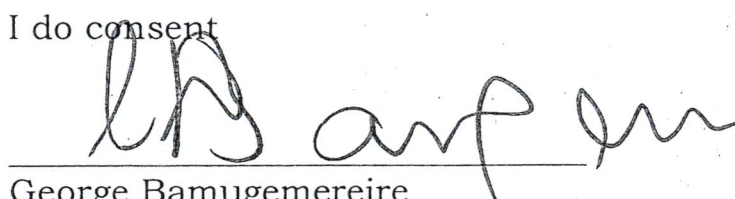
Fred Kiwanuka, between 1st June and 30th December, 2017 while performing his duties as Settlement Commandant-On-Mission to Bidi-Bidi, arbitrarily demanded and received back UGX. 129,000,000/= (One Hundred Twenty Nine Million Shillings) from the Directors of Jinako Engineering Works Ltd, as his share in part of UGX. 175,780,000/= (One Hundred Seventy Five Million, Seven Hundred Eighty Million Shillings) paid by Office of the Prime Minister to the company for land demarcation and allocation, an arbitrary act prejudicial to the interest of his employer and that of Jinako Engineering Works Ltd.



Brenda Kimbugwe, Head Prosecutions
Inspectorate of Government
Officer Preferring Charges

Magistrate

I do consent



George Bamugemereire
Deputy Inspector General of Government