INSPECTORATE OF GOVERNMENT
31 JUL 2019
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HQT/51/06/2017

31st July 2019

The Chief Executive Officer
Uganda Electricity Transmission Company Ltd
P O Box 7625
KAMPALA

ALLEGED FORGERY AND FRAUD BY MR. KIRYAHIKA MD UETCL IN THE BUJAGALI - LESSOS 220 KV TRANSIMISSION LINE RESETTLEMENT IMPLEMENTATION PROJECT IN AKIPENET VILLAGE, ILYOLWA SUB COUNTY, TORORO DISTRICT

The Inspectorate of Government received a complaint in regard to alleged fraud and forgery by Uganda Electricity Transmission Company Limited (UETCL) in the implementation of the resettlement action plan for the Bujagali – Lessos 220 KV transmission line in Akipenet B Village, Iyolwa Sub-County, Tororo District. It was particularly alleged that:

a) UETCL carried out a preliminary survey on land belonging to Mr. Obbo Pegele and Mr. Fredrick Olwenyi around December 2012 for the Bujagali – Lessos 220 KV transmission line and contacted them to furnish details for compensation which was not done.

b) In 2013 when compensation started, Ms. Margaret Kakooza and Ms. Grace Amuge, staff of UETCL informed Mr. Pegele and Mr. Olwenyi that their payments were ready, but questioned how much they would be given to process their payments faster.

c) On 9th March 2014, Ms. Margaret Kakooza, Ms. Grace Amuge and two other staff members of UETCL invited Mr. Pegele and other claimants for a meeting and therein presented a letter written by Mr. Albert Oguti as a party to the land in question.

d) On 27th August 2014, Mr. Fredrick Olwenyi wrote a letter to the Managing Director, UETCL quoting the facts and attaching relevant documents pertaining to the land but got no response.

e) Despite presenting authentic documents to UETCL to prove ownership of the land, Ms. Margaret Kakooza, Ms. Grace Amuge, Ms Lillian Nakato

and Mr. Asaph Opio connived with Mr. Oguti to forge documents they relied on to fraudulently compensate Mr. Oguti.

f) Akipenet "B" Village was non-existent as of 8th August 2001 therefore the minutes of the purported clan meeting held on that day were forged and Mr. Donato Obeyo, who purported to be the Chairperson for the said LC I Zone, was an impersonator facilitating the fraud and forgery as guided by Mr. Oguti and Ms Kakooza.

g) Mr. Kiryahika knowingly relied on forged minutes to write a letter dated 16th May 2017 choosing to deal with Mr. Oguti for purposes of compensation.

Our investigations have established that:

1. Part of the Bujagali – Lessos 220 KV transmission line project-affected land was in Akipenet Village, Tororo District. Specific land in contention was claimed by Mr. Fredrick Olwenyi, Mr. Obbo Pegele and Mr. Albert Oguti. When the initial survey was done, Mr. Olwenyi was identified as a project-affected person pursuant to which a compensation package was prepared identifying one of his neighbors as Albert Oguti.

2. The survey and identification of project-affected persons was disputed by Mr. Oguti who alleged that part of his land had been encroached on by Mr. Fredrick Olwenyi and Mr. Obbo Pegele.

3. Efforts were made to have the dispute between the three parties resolved through various meetings with UETCL and other stakeholders however, the same bore no fruit.

4. Basing on the information on ground, UETCL had made a decision to compensate Mr. Oguti as the occupier of the land however, when this was disputed by Mr. Obbo and Mr. Olwenyi who filed Civil Suit No 41 of 2018 in High Court Mbale, the compensation by UETCL was halted. Therefore, as a result of the dispute over ownership of the land, UETCL had not compensated any of the parties involved.

In the above circumstances, UETCL had not deviated from the above legal provisions as it had neither utilized the land, nor paid out any compensation pending determination of the rightful owner of the land.

It is therefore recommended that:

a) The contesting parties are advised to seek redress from Courts of Law, in order to have a final determination of the rightful owner of the land.

b) You should ensure that compensation for the disputed land is paid out only after the rightful owner of the said land has been duly determined.

A detailed report is attached herewith.

By copy of this letter, the complainants are accordingly informed.

F. Mariam Wangadya
DEPUTY INSPECTOR GENERAL OF GOVERNMENT

c.c. Mr. Yolam Obbo Pegele and Mr. Fredrick Olwenyi
C/o Mulanda – Atangala
Tororo District

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