Local Governments (Iganga District) (Persons with Disabilities) Ordinance 2013

THE LOCAL GOVERNMENTS (IGANGA DISTRICT) (PERSONS WITH DISABILITIES) ORDINANCE, 2013.

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THE LOCAL GOVERNMENTS (IGANGA DISTRICT) (PERSONS WITH DISABILITIES) ORDINANCE, 2013.

(Made under section 38 of the Local Governments Act, Cap. 243)

An Ordinance to provide protection, to eliminate discrimination and ensure equal rights to persons with disabilities in Iganga District.

BE IT ENACTED by the District Local Council of Iganga District as follows:

PART I—PRELIMINARY.

1. Title.
This Ordinance may be cited as the Local Governments (Iganga District) (Persons with Disabilities) Ordinance, 2013.

2. Commencement.
This Ordinance shall come into force on the date of publication in the Gazette.

3. Interpretation.
In this Ordinance, unless the context otherwise requires—

“council” means Iganga District Local Government Council;

“disability” means a substantial function limitation of daily life activities caused by physical, mental or sensory impairment and environment barrier resulting in limited participation;

“district” means Iganga District; and

“person with disability” means a person having physical, sensory or mental impairment which substantially limits one or more of the major life activities of that person.
4. **Duty of a parent or guardian to educate children with disabilities.**
   (1) A parent or guardian shall take a child with a disability within his or her care to school.

   (2) A person who contravenes section 4(1) commits an offence and is liable on conviction to a fine not exceeding two currency points or imprisonment not exceeding six months or both.

5. **Duty of the Council to provide special needs education teachers for children with disabilities.**

The Council shall—

(a) recruit and appoint special needs teachers and distribute them equitably in each school in the district; and

(b) work with the Ministry of Education and Sports to provide learning facilities like Braille, hearing aids, sign language manuals, alternative scripts, augmentative and alternative modes, means and formats of communication in both government and private schools in the district.

6. **Prohibition of discrimination of children with disability in school.**

   (1) A person shall not discriminate a child with a disability in school.

   (2) A person who discriminates a child with a disability in school commits an offence and is liable on conviction to a fine not exceeding two currency points or imprisonment not exceeding six months or both.

   (3) The Council shall put in place mechanisms to address discrimination against children with disabilities in schools which shall include but will not be limited to policies and programs.

7. **Facilitation and representation.**

   (1) The council shall—
(a) take measures to facilitate children with disabilities;

(b) give children with disabilities access to the Iganga District Executive Committee; and

(c) send a representative of children with disabilities to the Iganga District Executive Committee.

(2) The Council and sub-county District Local Councils shall give priority to a child with a disability when awarding bursaries.

**PART III—HEALTH**

8. **Duty of the Council to provide health facilities and sensitization.**

(1) The Council shall provide a person with a disability with appropriate health facilities and access to the health facilities.

(2) The Council shall provide appropriate labour beds and wheel chairs to expectant mothers with disabilities.

(3) The Council shall sensitize a parent or a guardian of a child with a disability and create awareness in the district on the health of a child with a disability.

(4) The Council shall work with the Ministry of Health to provide medical facilities and health services for a person with a disability.

(5) The Council shall identify, intervene and design services to minimize and prevent further disabilities among persons with disabilities.

(6) The Council shall prevent discrimination against a person with a disability when he or she is being provided with health care services, health insurance and life insurance.

(7) A person who contravenes this section is liable on conviction to a fine not exceeding two currency points or imprisonment not exceeding six months or both.
9. **Medical treatment and immunization.**

   (1) A parent or guardian shall take a child with a disability within his or her care to a health center for medical treatment and immunization.

   (2) A person who contravenes this section commits an offence and is liable on conviction to a fine not exceeding two currency points or imprisonment not exceeding six months or both.

**PART IV—FINANCE.**

10. **The Council to make specific budget votes.**

The Council shall make specific budget votes for persons with disabilities.

**PART V—ACCESSIBILITY.**

11. **Duty of the Council to provide for accessibility.**

   (1) The Council shall provide access to the physical surroundings, transportation, information, communication and information technologies and systems, and to other facilities and services which are open or provided to the public to persons with disabilities on an equal basis with other people in the district.

   (2) The Council shall take measures which shall include the identification and elimination of obstacles and barriers to accessibility to persons with disabilities to—

   (a) buildings, roads, transportation and other indoor and outdoor facilities, including schools, housing, medical facilities and workplaces; and

   (b) communication services, electronic services, emergency services and other services.

   (3) The Council shall ensure that private entities that offer facilities and services to the public shall make them accessible to persons with disabilities.
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(4) The Council may work with Non Government Organisations, Community Based Organisations and development partners to train stakeholders to make services and facilities accessible to persons with disabilities.

PART VI—PRODUCTION AND MARKETING.

12. Marketing and production opportunities to be available to persons with disabilities.
   (1) The Council shall make opportunities in the fields of marketing and production available to persons with disabilities.

   (2) The Council shall give priority to persons with disabilities when distributing production materials and when organizing training seminars.

PART VII—WORKERS, LANDS AND PHYSICAL PLANNING.

13. Works, lands and physical planning.
The Council shall plan for persons with disabilities when planning and constructing roads and all related matters.

   (1) A public transport operator shall not charge a person with a disability any extra cost for his or her appliance such as a wheel chair, crutches or walking stick.

   (2) A person who contravenes this section commits an offence and is liable on conviction to a fine not exceeding two currency points or imprisonment not exceeding six months, or both.

PART VIII—EMPLOYMENT.

15. Employment.
The Council in recognizing the right to work of the persons with disabilities shall—
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(a) promote employment opportunities and career advancement for persons with disabilities in the labour market;

(b) assist in finding, obtaining, maintaining and returning to employment of persons with disabilities within the district;

(c) promote opportunities for self-employment and entrepreneurship to persons with disabilities;

(d) create and set aside jobs within the district structure to be filled by persons with disabilities; and

(e) promote the employment of persons with disabilities in the private sector through appropriate policies and measures, which may include affirmative action programmes, incentives and other measures.

PART IX—REPORTING.

The Council shall report to the Minister of State responsible for persons with disabilities, on a quarterly basis, on the status of persons with disabilities and on the implementation of this Ordinance.

17. Repeal.
The Local Governments (Iganga District) (Persons With Disabilities) Ordinance, 2007 is repealed.

Chairperson Iganga District.