



Federation of Uganda Football Associations

It Is Our Game, It Is Our Country

FUFA/NCS/4/5/16

4th May 2016

Mr. Muramagi Nicholas
General Secretary
National Council of Sports
P.O.Box 20077
Lugogo
Kampala



Dear Sir,

RE: RESPONSE FROM FUFA

We have received your unreferenced letter dated 27th April 2016, together with the opinion of the Solicitor General that elaborates that the incorporation of FUFA under Trustees Incorporation Act Cap 165 does not contradict the FIFA Statute.

As the Federation of Uganda Football Associations (FUFA) we are a law abiding institution and we are more than willing to comply with the opinion of the solicitor General together with the impugned law S.I. 38 of 2014 by incorporating FUFA under the trustees Incorporation Act.

However, as the Solicitor General's opinion has indicated by implication that the existence of FUFA whether incorporated or not without affiliation to FIFA will be meaningless, and since the thrust of the opinion is on whether the incorporation will be in line with the FIFA Statute, as FUFA we found it prudent to submit the Solicitor General's opinion to the FIFA LEGAL department for the final perusal and advise that there is indeed no contravention and as FUFA we shall immediately embark on the finalization of the process of Registration with the NCS

The submission of the Solicitor General's opinion to FIFA is with all intents and purposes not to attempt to avoid incorporation of FUFA but intended to avert any threat to the affiliation status since FIFA will be bound by their opinion since they are in the best position to interpret their Own Statutes and also as a matter of prudence.



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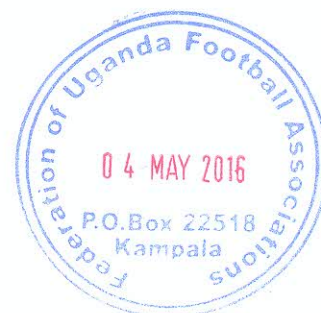
Further, in our earlier communication, we had suggested a physical meeting of the Office of the Solicitor General and FIFA Legal department to summarily address this matter to the comfort of both legal authorities that FUFA subscribes to but unfortunately FUFA did not get a response to this effort and it seems it was not found necessary in the process. We still believe that should it be necessary, FUFA is willing to facilitate the meeting in Zurich or Kampala

The purpose of this letter therefore, is to request the National Council of Sports to allow this process be completed and as soon as we get a clearance from FIFA, we give you our best assurance to embark on completion of the exercise of incorporation and register with the National Council of Sports. We shall endeavor to get FIFA response in reasonable time.

Furthermore and **without prejudice** to the above, as the Solicitor General's opinion as clarified that S.I. 38 of 2014 is not intended to interfere with the internal management of the Associations, as FUFA (an Association) we are managing the game of football in Uganda in accordance with the FUFA Constitution for purposes of transparency and accountability, under the above constitution the powers to create any legal entity i.e. the FUFA Trust and the people to represent FUFA in the said entity are reserved for the FUFA General Assembly being the top decision making body that ordinarily sits once every year and this year is scheduled for October 2016 in Luwero. Our affiliation to FIFA requires us by obligation to only to make amendments to FUFA Constitution through the FUFA General Assembly and subjecting it to approval by FIFA.

In the same context, if any decision is made by a body without powers it will be ultra vires hence prone to be challenged legally. Therefore we request that well as we are more than willing to incorporate and register with national council of sports we request that we are provided with the time required to convene the General assembly for purposes of appointing the Trustees who shall represent FUFA under the trustee and to address the details of the trustee since no other body of FUFA has this mandate. (A copy of the FUFA Statute is attached hereto for ease of reference for the above raised matters).

Further, without also prejudice to the above and notwithstanding the above prayers, FUFA attempted to commence the process of incorporation such that if all the above bodies decision are in the positive to incorporation of a trustee, the established trust would be affirmed by FIFA or concerned FUFA body and only necessary modification would be made thereto, however the process was halted by the Ministry of lands officials who advised that incorporation cannot be effected until we present to them a written recommendation from the National Council of Sports, therefore we request for the same recommendation and or clearance from your good office to resume the process.



Therefore, for purposes of consistency in our prayers above, we request that we be allowed time up to 31st October 2016 within which to convene the FUFA General Assembly, we are sure we would have received the opinion of FIFA and complete the whole process of incorporation and registration with national council of sports.

FUFA will be glad to receive a written acceptance of the roadmap to completion of the exercise

Yours Faithfully

Federation of Uganda Football Associations


PB **Edgar Watson Suubi**
CHIEF EXECUTIVE OFFICER

