



THE REPUBLIC OF UGANDA

In any correspondence on this subject  
Please quote: ADM 7/177/01

September 16, 2019

M/S JW Advocates  
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Plot 3 Kimathi Avenue  
P O Box 29789  
KAMPALA

WITHOUT PREJUDICE

**CS.179/2002 BALEKE PETER & OTHERS VERSUS ATTORNEY GENERAL**

Refer to the meeting we held on 10<sup>th</sup> September, 2019 following ours of 27<sup>th</sup> August, 2019

The purpose of the meeting was to explore a possibility of an amicable settlement of the above case pursuant to a concern and guidance of Cabinet having regard to the community/investor mutuality. Court also did echo the same encouragement to all parties.

During the meeting you confirmed that all the Plaintiffs are willing to have this matter amicably settled. Kaweri Coffee Plantation Ltd through its Counsel Mr. Alex Rezida welcomed and is supportive of the idea.

We have taken the following into consideration in making the proposal below for settlement.

1. The nature of the Shs. 3,814,570,050/= (Uganda Shillings Three Billion Eight Hundred Fourteen Million and Five Hundred Seventy Thousand Fifty only) as contained and itemized in paragraphs 8 and 9 of the Amended Plaint dated 20<sup>th</sup> February, 2013 and the attachments.
2. Compensation and facilitation by the former owner of the land; Late Engineer Emmanuel Buko Kayiwa (3<sup>rd</sup> party to the suit) as reflected in;
  - a) Letter from Late Kayiwa's family dated 4<sup>th</sup> October, 2001 addressed to Tibamanya Urban Advocates.

- b) Letter from Tibamanya Urban Advocates dated 5<sup>th</sup> October, 2001 addressed to Uganda Investment Authority.
- c) Letters from L.C I's of Kiryamakobe/Kijunga dated 2<sup>nd</sup> October, 2001 addressed to The Chairman L.C V, Mubende District.
- d) L.C I Kitemba/ Luwunga letter dated 2<sup>nd</sup> October, 2001 to Chairman L.C V Mubende.
- e) L.C II Naluwonda letter dated 2<sup>nd</sup> October 2001 to Chairman L.C V Mubende.
- f) L.C II Naluwonda Letter dated 28<sup>th</sup> October 2001 addressed to Chairman L.C V Mubende.


These letters which are part of the Court of Appeal record of Appeal reflect the fact of provision of alternative land though most of the beneficiaries sold it and resettlement of those that were previously thought not to be on Block 99 on the neighbouring Block 103.

3. The building of Kitemba Primary School by Kaweri Coffee Plantation Ltd

In full and final settlement we are offering Shs. 1,907,285,000/= (Uganda Shillings One Billion Nine Hundred Seven Million Two Hundred Eighty Five Thousand only).

Each party to bear their costs.

Please confirm acceptance so that we reconvene and work out modalities for the Consent Judgment.

  
Mwesigwa-Rukutana (MP)

**DEPUTY ATTORNEY GENERAL/MINISTER OF STATE**

- cc Hon Minister  
Ministry of Justice and Constitutional Affairs
- cc Hon Attorney General  
Ministry of Justice and Constitutional Affairs
- cc The Solicitor General  
Ministry of Justice and Constitutional Affairs
- cc Namwala, Rezida & Co. Advocates