

S T A T U T O R Y I N S T R U M E N T S

2018 No. 37.

THE NATIONAL PLANNING AUTHORITY (DEVELOPMENT PLANS)
REGULATIONS, 2018

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S T A T U T O R Y I N S T R U M E N T S

2018 No. 37.

The National Planning Authority (Development Plans) Regulations, 2018.

(Under sections 8 (2), (3) and 19(2) of the National Planning Authority Act, 2002, Act No. 15 of 2002.)

IN EXERCISE of the powers conferred upon the Minister responsible for national planning by sections 8 (2), (3) and 19(2) of the National Planning Authority Act, 2002, and on the recommendation of the Authority, these Regulations are made this 4th day of July, 2018.

PART I—PRELIMINARY.

1. Title.

These Regulations may be cited as the National Planning Authority (Development Plans) Regulations, 2018.

2. Application.

These Regulations apply to all ministries, departments and agencies of Government, and to sectors and local governments.

3. Objective of Regulations.

(1) The objective of these Regulations is to provide for the preparation and development of the national development plan and the development plans of ministries, departments and agencies of government and plans of sectors and local governments.

(2) Without limiting the general effect of subregulation (1), the objective of these Regulations is—

- (a) to prescribe the procedure for the formulation of harmonized development plans within the decentralized planning institutions;

- (b) to ensure that development plans are directly linked to the overall national development strategic direction;
- (c) to ensure intra and inter Government institutional synergies and linkages in the planning process;
- (d) to facilitate multi-sectoral planning;
- (e) to clarify the institutional framework governing development planning, the key stakeholders and their roles;
- (f) to provide for the development of a spatial planning strategy;
- (g) to provide for the development of a monitoring and evaluation strategy for the development plans;
- (h) to provide for the integration of crosscutting issues and the regional and international commitments of Uganda into the development plans;
- (i) to provide appropriate linkages between national and decentralized institutional budgeting instruments;
- (j) to provide for the structure of the development plans;
- (k) to provide for harmonized planning for projects and programmes;
- (l) to provide for the development, coordination and harmonization of research for development planning;
- (m) to ensure that all components of the development plan are fully and realistically costed and that the development plan can be fully funded within the budget, off budget and by the private sector; and
- (n) to provide for public awareness, participation and capacity building in development planning, policy and practice.

4. Interpretation.

In these Regulations, unless the context otherwise requires—

“Act” means the National Planning Authority Act, 2002;

“Authority” means the National Planning Authority established by section 3 of the Act;

“certificate of compliance” means a certificate issued by the Authority under regulation 32;

“cross-cutting issues” means issues that require action from more than one sector including—

- (a) gender;
- (b) environment;
- (c) human rights;
- (d) equity;
- (e) disability;
- (f) nutrition;
- (g) governance;
- (h) population and development;
- (i) science, innovation and information and communication technology;
- (j) child health;
- (k) social protection;
- (l) climate change;
- (m) HIV/AIDS;
- (n) culture; and
- (o) disaster preparedness.

“comprehensive national development planning framework” means a holistic approach to development planning intended to deliver the long term aspirations of Uganda;

- “development committee” means a committee set up by the Minister to approve projects and programmes;
- “decentralized development plan” means a development plan of a ministry, department or agency of Government, a sector or local government;
- “decentralized planning institution” includes a ministry, department or agency of Government, a sector or local government;
- “development potentials” means internal factors, advantages or resources that enable the decentralized planning institution to enhance its chances of achieving the selected development objectives and targets;
- “Geographic Information System (GIS)” means a system of hardware and software that is used for collecting, storing, processing, analyzing and disseminating data that is referenced to positions on the surface of the earth;
- “local government” means a local government as defined under the Local Governments Act;
- “long term national development plan” means a development plan covering a period of ten-years;
- “medium term national development plan” means a development plan covering a period of five-years;
- “Minister” means the Minister responsible for planning;
- “ministerial policy statement” means a statement indicating a general course of action or proposed direction of a ministry which guides ongoing decision making;
- “multi-sectoral planning” means planning concerning or involving more than one sector;

“physical plan” means a document prepared to guide and enforce the orderly and progressive development of land and related land use activities;

“planning call circular” means the written communication specifying the procedures, processes, timeframes, strategic direction, roles and responsibilities involved in a planning cycle by a decentralized planning institution and issued by the Authority at the start of each planning cycle;

“planning cycle” means a period of five years planning activities;

“research agenda” means thematic areas or priorities of strategic interest under which research is required to inform strategic planning and decision making;

“research framework” means a holistic approach for assessment of key development issues in accordance with the long term development aspirations of Uganda;

“sector development plan” means a detailed statement of performance, issues and opportunities, development objectives, policies and strategies that support the developments in a specific sector;

“short term development plan” includes the annual development plan and annual work plan of decentralized planning institution;

“spatial plan” means an overall strategy developed as a multi sectoral and comprehensive strategy that is aimed at achieving an organized, integrated, sustainable and balanced development of space in time, as a response to the needs of society, the economy and the environment;

“strategic plan” means a document that describes the goals of a decentralized planning institution and the actions that are necessary to achieve those goals in a specified period of time with a given set of resources;

“top management committee of a ministry” means the management and approving authority of a ministry; and

“top sector leadership committee” means the management and approving authority of a sector.

PART II—NATIONAL DEVELOPMENT PLANNING SYSTEMS

5. Comprehensive national development planning framework.

(1) The Authority shall produce a comprehensive national development planning framework.

(2) The comprehensive national development planning framework referred to in subregulation (1) shall prescribe the short term, medium term and long term development plans for Uganda.

(3) The comprehensive national development planning framework shall—

- (a) prescribe a mechanism for development planning with a long-term view of the economy, based on the national vision, long, medium and short term plans;
- (b) strengthen the linkages between long, medium and short term plans;
- (c) synchronize national planning, budgeting processes and planning cycles;
- (d) provide a mechanism for harmonizing national development planning with decentralized development planning;
- (e) outline the procedures and processes to be followed in preparing and securing approvals for the national development plans;
- (f) define the responsibilities of stakeholders involved in the stages of development planning; and
- (g) align the timing of the development plans at different levels with time bound development objectives.

(4) The comprehensive national development planning framework shall inform the development plans of decentralized planning institutions.

(5) The Authority may develop other development planning frameworks, where necessary.

6. National vision.

(1) The Authority shall produce a thirty year national vision for Uganda in line with the comprehensive national development planning framework referred to in regulation 5.

(2) The national vision shall guide the development agenda for Uganda by prescribing the targets and projections of the desired future.

(3) The purpose of the national vision referred to in subregulation (2) is—

- (a) to provide a long term focus for national development efforts;
- (b) to motivate Ugandan citizens and define the direction and strategy towards the attainment of agreed long term development goals for Uganda;
- (c) to provide a rallying point for Ugandan citizens to work towards a common purpose and values; and
- (d) to enable the Government to make informed decisions to realize the desired future.

7. Long-term national development plan.

(1) The Authority shall produce three successive long term national development plans to operationalize the national vision referred to in regulation 6.

(2) The development plans referred to in subregulation (1) shall—

- (a) outline the overall development objectives for the respective period; and

- (b) set out the macroeconomic framework; including macroeconomic targets and priority development programs based on the fiscal policy of Government and the Charter of Fiscal Responsibility provided for by the Public Finance Management Act, 2015.

8. Medium term national development plan.

(1) The Authority shall produce a medium term national development plan in order to operationalize the long term national development plan referred to in regulation 7.

(2) The medium term development plan referred to in subregulation (1) shall—

- (a) consist of medium term objectives and strategies for national development;
- (b) set out the macroeconomic framework; including macroeconomic targets and priority development programs based on the fiscal policy of Government and the Charter of Fiscal Responsibility provided for by the Public Finance Management Act, 2015;
- (c) prescribe strategies for engagement of the private sector, academia, research institutions, cultural leaders, faith based organizations, civil society organizations and development partners in the formulation and implementation of national priorities;
- (d) set priorities and interventions to guide the allocation of public and off budget resources;
- (e) integrate regional and international development issues;
- (f) specify key targets and annual indicators for monitoring progress of implementation;
- (g) be costed with annual budgets as well as medium term projection of the resource envelope; and

(h) specify the implementation framework of the development plan.

9. Integration of cross-cutting issues.

(1) The national development plans and decentralized development plans shall integrate crosscutting issues in accordance with these Regulations and guidelines issued by the Authority.

(2) The comprehensive national development planning framework and the national development plan shall include the costed interventions in respect of the cross cutting issues, targets and indicators to measure progress of implementation.

10. Monitoring and evaluation mechanism.

(1) The Authority shall prepare a national monitoring and evaluation reporting framework for tracking the progress of implementation of the development plans.

(2) The Authority shall conduct annual and mid-term reviews of the medium term national development plan to ensure that appropriate development controls and direction are maintained.

(3) The Authority shall, upon completing the reviews referred to in subregulation (2), compile an annual monitoring report, a national development report and a performance of the economy report.

(4) The midterm reviews shall not take place later than three years after the implementation of the medium term national development plan.

(5) The Authority shall carry out an end of term evaluation after five years of the implementation of the medium term national development plan.

(6) The Authority may, at any time, carry out an independent evaluation of a selected decentralized development plan, program or project implemented by a decentralized planning institution.

11. Multi -sectoral development plan.

Where there is a leadership vacuum in multi sectoral planning, the Authority shall coordinate the development of a multi-sectoral development plan in consultation with the relevant institutions and stakeholders.

12. Medium term national development plan formulation process.

(1) The Authority shall produce a medium term national development plan as follows—

- (a) prepare a strategic direction which shall contain the national objectives, macroeconomic targets based on the fiscal policy of Government and the Charter of Fiscal Responsibility provided for by the Public Finance Management Act, 2015, key indicators and timelines for implementation of targets and stakeholders involved;
- (b) submit the strategic direction referred to in paragraph (a) to Cabinet for approval;
- (c) consult the relevant stakeholders including ministries, departments, agencies of Government, local governments, Parliament, political parties, civil society, private sector, media, academia, research institutions, cultural leaders, faith based organizations and development partners on the proposed strategic direction;
- (d) compile data and analysis on the topical issues relating to the national development plan;
- (e) the decentralized planning institution shall submit issues paper to the Authority stating its objectives, indicators and targets;
- (f) consider and incorporate comments from the stakeholders, issues papers of the decentralized planning institutions into the medium term national development plan and highlighting priority projects;

- (g) undertake consultation of the stakeholders to validate the draft national development plan; and
- (h) submit the development plan to Cabinet for approval.

(2) The Minister shall submit the medium term national development plan approved under regulation (1) (h) to Parliament for adoption.

Other National Development Planning systems

13. National spatial plan.

(1) The Authority shall coordinate the development of a national spatial plan in consultation with the relevant decentralized planning institution.

(2) The national spatial plan shall integrate the socio-economic, physical and infrastructure plans and the spatial plans shall be geo referenced.

(3) The Authority shall coordinate the development and maintenance of a national spatial data infrastructure.

(4) The Authority shall issue guidelines on the development and access to the national spatial data infrastructure.

(5) The Authority shall, in consultation with relevant stakeholders, issue guidelines for the development of physical, infrastructure and socio-economic plans to facilitate coordinated and harmonized national spatial planning.

14. National human resource development plan.

(1) The Authority shall produce a national human resource framework and successive ten year national human resource development plan clearly projecting national human resource requirement and gaps and based on the macroeconomic framework referred to in regulation 8(2)(b).

(2) The national human resource development plan referred to in subregulation (1) shall—

- (a) provide analysis of current and future human resource supply and demand and the economic trends;
- (b) provide a roadmap and intervention strategies to respond to the structural disparities between skills and available jobs in the economy;
- (c) serve as the basis for alignment of human capital value chain priorities to national development plans and frameworks; and
- (d) guide the integration of the human resource requirements in the medium term national development plans and the decentralized development plans.

15. Research for development planning.

(1) The Authority shall develop a national research framework for development planning.

(2) The national research framework referred to in subregulation (1) shall—

- (a) establish systems and approaches to encourage and coordinate research to inform strategic planning; and
- (b) prescribe procedures for coordinating and harmonizing development planning research towards achieving the national vision, long term development and medium term development planning objectives.

(3) The Authority shall develop the long term, medium term and short term research agenda for Uganda.

(4) In developing the research agenda referred to in subregulation (3), the Authority shall—

- (a) identify long term, medium term and short term research priorities;
- (b) undertake consultations on research priorities; and
- (c) develop partnerships for development research.

(5) The Authority shall disseminate the national research agenda through organizing and participating in public fora to increase public understanding and participation in the economic and social policy debate.

(6) The Authority shall coordinate development research undertaken by a decentralized planning institution in accordance with the research agenda referred to in subregulation (3).

PART III—DECENTRALISED DEVELOPMENT PLANS

Sector Development Plans

16. Sector development plan.

(1) A sector shall prepare a five-year sector development plan consistent with the goals and objectives of the long term and medium term national development plans.

(2) The sector development plan referred to in subregulation (1) shall provide strategic direction of the sector for the planning period in line with the medium term national development plan.

(3) The sector development plan shall highlight its contribution towards the realization of the medium term national development plan.

(4) The sector development plan shall specify the objective, strategy for achieving the objective, intervention, key activities as well as target indicators to achieve the desired results identified in the sector.

(5) A sector development plan shall be approved by the top sector leadership committee.

(6) A sector shall submit to the Authority a sector development plan approved under subregulation (5) within six months after the approval of the medium term national development plan.

17. Sector human resource development plan.

(1) A sector shall develop a human resource development plan as part of the sector development plan referred to in regulation 16 in accordance with the national human resource framework.

(2) In developing the human resource development plan referred to in subregulation (1), the sector shall assess the manpower gaps by comparing its human resource requirements to the levels of manpower supply and set out the interventions required to close the human resource gap.

Ministry, department or agency strategic plan

18. Ministry, department or agency of Government strategic plan.

(1) A ministry, department or agency of Government shall prepare a five-year strategic plan in line with the respective sector development plan and the medium term national development plan.

(2) A strategic plan of a ministry, department or agency shall specify the envisaged objectives, strategies, interventions, key activities and targets for achieving the desired results.

(3) The ministry strategic plan shall be approved by the top management committee of the ministry, while the departments and agency strategic plans shall be approved by the respective institutional governing body.

(4) A ministry, department or agency shall submit to the Authority the strategic development plan approved under subregulation (3) within six months after the approval of the medium term national development plan.

19. Annual plan.

(1) A ministry, department or agency of Government shall prepare an annual plan consisting of a work plan, procurement plan and recruitment plan in accordance with the strategic plan referred to in regulation 18.

(2) The annual plan of a ministry shall be approved by the top management committee of the ministry.

(3) The annual plan of a department or agency of Government shall be approved by the respective institutional governing body.

(4) The approved annual plan shall be submitted together with the budget of the ministry, department or agency of Government to Parliament for approval.

Local Government Development Plans

20. Local Government development plan.

(1) A district council shall prepare a five year comprehensive and integrated local government development plan incorporating the development plans of lower local governments for submission to the Authority in accordance with the Constitution.

(2) A lower local government shall prepare a comprehensive and integrated development plan and submit to the district council for incorporation in the five year local government development plan referred to under subregulation (1).

(3) For the avoidance of doubt, a municipal council shall prepare a five year comprehensive and integrated development plan incorporating the development plans of divisions for submission to the district and the Authority.

(4) The local government development plan shall conform to the medium term national development plan and sector development plans.

(5) The local government development plan shall be approved by the local government council in accordance with the Local Governments Act.

(6) A local government shall produce an annual plan consisting of a work plan, procurement plan and recruitment plan consistent with the five-year local government development plan prepared under subregulation (1).

(7) A local government shall submit the development plan referred to under subregulation (1) to the Authority within six months after the approval of the medium term national development plan.

21. Decentralised planning process.

The decentralised planning process shall consist of—

- (a) issuance of planning call circular by the Authority;
- (b) consultations;
- (c) data collection;
- (d) formulation of the decentralized development plan;
- (e) certification of plans by the Authority;
- (f) approval and submission of decentralized development plan to the Authority.

22. Planning call circular.

(1) The Authority shall issue a planning call circular to the decentralised planning institutions at the beginning of a planning cycle.

(2) The planning circular referred to in subregulation (1) shall specify the main areas to be addressed and the goals and aims of the development plans for the cycle under consideration.

(3) For the avoidance of doubt, the Authority shall issue a planning call a year before the expiry of the existing medium term national development plan.

23. Consultations.

(1) A decentralized planning institution shall commence consultations at least thirty days after the Authority has issued the planning call circular referred to in regulation 22.

(2) In carrying out consultations, a decentralised planning institution shall—

- (a) disseminate the information contained in the planning call circular;
- (b) review the performance of the decentralised planning institution;
- (c) examine the key development potentials, opportunities, constraints and challenges of the decentralised planning institution;
- (d) identify the key development priorities; and
- (e) carry out any other activities as the Authority may determine.

(3) The Authority shall participate in the consultations referred to in subregulation (2).

24. Data collection.

(1) A decentralized planning institution shall collect data necessary for planning purposes with the support of the Authority and the Uganda Bureau of Statistics.

(2) The data required under subregulation (1) shall include—

- (a) the prevailing physical, social and economic characteristics of the decentralised planning institution, where applicable;
- (b) the sector development situation, focusing on opportunities and potentials for wealth creation and local economic development by each sector;
- (c) the situations, opportunities and potentials of key stakeholders; including private sector, civil society organisations and development partners;
- (d) an estimate of the human resource in both public and private sector;
- (e) gender, disability and other crosscutting issues; and

- (f) any other data essential to the formulation of the decentralized development plan and implementation modalities of the strategic direction referred to in regulation 12 (1) (a).

(3) A decentralized planning institution shall consult the stakeholders in the process of formulation of a decentralised development plan; including the private sector, other decentralised planning institutions, Parliament, civil society organizations and development partners.

25. Formulation of decentralized development plan.

(1) A decentralised planning institution shall prepare a decentralized development plan highlighting—

- (a) the development needs and opportunities of the decentralised planning institution;
- (b) the priority development needs and opportunities for rapid economic transformation;
- (c) the broad strategic direction;
- (d) the goals, objectives, strategies and interventions;
- (e) the outcomes, outputs, indicators, baselines and targets;
- (f) the implementation and coordination strategy;
- (g) the procedures, roles and responsibilities of stakeholders;
- (h) list of projects in accordance with the medium term national development plan;
- (i) the costing of the decentralised development plan;
- (j) the private sector programs, plans and priorities;
- (k) gender, equity, disability and other crosscutting issues;
- (l) the best practices and innovations in Government;

- (m) an implementation strategy of the decentralised development plan;
- (n) a monitoring and evaluation system; and
- (o) the regional and international development issues.

(2) The Authority shall support the decentralized planning institution to develop the decentralized development plan.

(3) A decentralized development plan shall be in a form prescribed by the Authority in guidelines.

26. Certification of decentralized development plans.

(1) A decentralized planning institution shall submit its five year development plan to the Authority for certification before approval.

(2) The Authority shall, if satisfied with the development plan submitted under subregulation (1), issue a certificate to the decentralized planning institution.

(3) The certificate referred to in subregulation (2) shall be in a form set out in the Schedule.

(4) The Authority shall, before issuing the certificate in subregulation (2), consider whether—

- (a) the decentralized development plan conforms to the medium term national development plan; and
- (b) the decentralized development plan is prepared in accordance with these Regulations and guidelines issued by the Authority.

(5) The Government or a development partner shall not fund or support the implementation of a decentralised development plan that has not been certified by the Authority.

27. Implementation, monitoring and evaluation of decentralized development plan.

(1) A decentralised planning institution shall carry out its activities in accordance with the approved decentralized development plan, annual budget and the medium term national development plan.

(2) A decentralized planning institution shall carry out a mid-term review of the decentralized development plan not later than three years after the implementation of the development plan.

(3) A decentralized planning institution shall conduct an end of term evaluation after five years of the implementation of the decentralized development plan and submit a report to the Authority.

28. Service delivery standards.

(1) A decentralized planning institution shall prepare service delivery standards as a basis for planning and budgeting, with the guidance of the Authority for approval of Cabinet.

(2) The Authority shall review and certify the service delivery standards prepared by a decentralized planning institution before approval.

29. Capacity building for development planning.

(1) The Authority shall design and implement programmes to develop planning capacity in decentralized planning institutions.

(2) In performing the role referred to in subregulation (1), the Authority shall—

- (a) coordinate the training for development planning in consultation with the decentralized planning institutions;
- (b) monitor, evaluate and conduct human resource audit for development planning in consultation with the decentralized planning institutions;

- (c) offer technical services to decentralized planning institutions for development planning; and
- (d) set and enforce quality assurance and performance standards in development planning.

PART V—IDENTIFICATION, ASSESSMENT AND RECOMMENDATION FOR APPROVAL OF PROJECTS AND PROGRAMMES FOR FINANCING

30. Identification and assessment of projects and programmes.

(1) A decentralised planning institution may identify a development project or program for implementation and submit the project or program document to the Authority for assessment.

(2) The Authority shall issue guidelines prescribing the assessment criteria for assessment of a project or program document referred to in subregulation (1).

(3) Where the project or program document meets the criteria referred to in subregulation (2), the Authority shall recommend the project or program to the development committee for approval of the project or program for financing.

(4) The Authority shall assess the project or program document under this regulation and make its recommendation to the development committee within 30 working days from the date of receipt of the document.

31. Approval of projects and programmes.

(1) The development committee may approve the projects and programmes referred to in regulation 30 for financing.

(2) The development committee shall, before approval of a project or programme for financing—

- (a) review the identification, pre-feasibility, feasibility and review processes of the project or programme; and
- (b) reassess the project or programme direction and planning.

(3) The Authority shall evaluate the implementation and performance of projects and programs in accordance with regulation 10 (6) of these Regulations.

PART VI—CERTIFICATE OF COMPLIANCE AND FINANCING OF
PREPARATION OF DEVELOPMENT PLANS AND PROGRAMMES

32. Certificate of compliance.

(1) The Authority shall issue a certificate of compliance of the annual budget of the previous financial year by first of April of each year in accordance with the Public Finance Management Act, 2015.

(2) The Authority shall, before issuing a certificate of compliance under subregulation (1) assess the performance of the decentralised planning institutions in achieving the goals set out in the previous decentralised development plan and annual budget.

(3) The Authority shall issue guidelines prescribing the criteria for the assessment referred to in subregulation (2).

33. Financing of preparation of development plans and programmes.

(1) A decentralized planning institution shall budget for the funds required to prepare the decentralised development plan, mid-term review and end of term evaluation required under these Regulations.

(2) A decentralized planning institution shall budget for the funds required—

(a) to prepare the decentralised development plan, in the fourth year preceding the final year of its existing decentralised development plan; and

(b) for midterm review, in the second year of the existing decentralised development plan.

(3) For the avoidance of doubt and subject to the Constitution and the Public Finance Management Act, 2015, the preparation of decentralised development plans shall be financed by the Government.

34. Administrative sanctions.

(1) The Authority shall monitor the inputs and performance of the decentralised planning institutions to ensure compliance with these Regulations.

(2) Where a decentralized planning institution fails to comply with the requirements of these Regulations, the Chairperson of the Authority shall inform the Minister in accordance with section 17 of the Act.

35. Guidelines.

The Authority shall develop guidelines to facilitate the preparation of decentralised plans.

SCHEDULE

Regulation 26(3)

CERTIFICATE

Certificate of Approval of a Decentralized Development plan

The Authority has reviewed the development plan of, and is satisfied that the development plan complies with the National Planning Authority Act, 2002, the National Planning Authority (Development Plans) Regulations, 2018, the National Development Plan and guidelines issued by the Authority.

Dated this.....day.....of.....

.....
EXECUTIVE DIRECTOR

Cross Reference

The Constitution.

Local Governments Act Cap.243.

Public Finance Management Act, 2015, Act.3 of 2015.

MATIA KASAIJA, (MP)

Minister of Finance, Planning and Economic Development.