

ACT No. 14 of 1962

**THE EAST AFRICAN MEDICAL RESEARCH
COUNCIL ACT, 1962**

Assented to on behalf of the East African Common Services Organization.

JULIUS K. NYERERE,

Date: 10th January, 1963. *President of Tanganyika.*

W. F. COUTTS,

Date: 22nd January, 1963. *Governor-General of Uganda.*

MALCOLM MACDONALD,

Date: 24th January, 1963. *Governor of Kenya.*

**AN ACT TO MAKE PROVISION FOR THE EAST
AFRICAN MEDICAL RESEARCH COUNCIL AND
FOR MATTERS CONNECTED THEREWITH**

Date of commencement: 24th January, 1963

ENACTED by the President of Tanganyika, the Governor-General of Uganda and the Governor of Kenya on behalf of the East African Common Services Organization with the advice and consent of the East African Central Legislative Assembly.

1. This Act may be cited as the East African Medical Research Council Act, 1962. Short title.

2. In this Act, unless the context otherwise requires— Interpretation.

“East Africa” means Tanganyika, Uganda and Kenya and includes Zanzibar;

“the Governments” means the Governments of Tanganyika, Uganda, Kenya and Zanzibar;

“Ministerial Committee” means the Social and Research Services Committee provided for in Article 8 of the Constitution.

3. There shall be established a body to be known as the East African Medical Research Council, hereinafter referred to as “the Council”.

Establishment
of E.A. Medical
Research
Council.

Functions of
Council.

4. Subject to the general direction and control of the Ministerial Committee, the Council shall be responsible for the co-ordination of medical research in East Africa, and associated subjects, and, in particular, shall be responsible for—

- (a) the determination of desirable priorities to be applied to the activities of the services set out in the Schedule to this Act;
- (b) the co-ordination of the work of the research services within the Organization towards the better organization of medical research, having regard to any other similar work carried out by the Governments or other organizations or authorities, towards the avoidance of the duplication of effort in such work;
- (c) the submission to the Ministerial Committee of quinquennial research programmes to be applied to the services set out in the Schedule to this Act; and
- (d) the submission to the Ministerial Committee of annual reports upon each of the services set out in the Schedule to this Act, together with research programmes and financial estimates in respect of such services for the ensuing financial year.

Membership
of Council.

5. (1) The Council shall consist of—

- (a) a Chairman and a Vice-Chairman appointed by the Authority upon the recommendation of the Ministerial Committee;
- (b) five persons of scientific standing appointed by the Authority, not being persons in the employment of the Governments, or the Organization, of whom—
 - (i) three are normally resident outside East Africa;
 - (ii) one shall be appointed to the Council on the recommendation of the Governing Council of the University of East Africa;
- (c) two members appointed by the Government of Tanganyika from persons connected with Ministries in that Government having an interest in medical research and related subjects;

- (d) two members appointed by the Government of Uganda from persons connected with Ministries in that Government having an interest in medical research and related subjects;
- (e) two members appointed by the Government of Kenya from persons connected with Ministries in that Government having an interest in medical research and related subjects;
- (f) one member appointed by the Government of Zanzibar from persons connected with Ministries in that Government having an interest in medical research and related subjects.

(2) In the carrying out of its responsibilities under the provisions of this Act, the Council shall be assisted by not more than seven assessors who shall be appointed, as to two each, by the Governments of Tanganyika, Uganda and Kenya respectively and, as to one, by the Government of Zanzibar.

(3) The assessors referred to in subsection (2) of this section shall be officers of the appropriate departments of the Governments referred to therein.

6. (1) The members of the Council shall hold office as follows—

Duration of office.

- (a) the Chairman, for a period of four years with eligibility for reappointment;
- (b) two of the members referred to in subsection (b) (i) of section (1) of section 5 of this Act, for an initial period of two years with eligibility for reappointment thereafter for periods of four years;
- (c) all other members for a period of four years with eligibility for reappointment.

(2) In the event of a vacancy occurring in the membership of the Council by reason of the death or resignation of a member the authority responsible for the appointment of such member shall have power to appoint a person to be a member in his place for the remainder of the period of the original appointment.

(3) The powers of the Council shall not be affected by any vacancy in the membership thereof nor by any defect in the appointment of a member.

Meetings of
Council.

7. (1) Subject to the provisions of this section, the Council shall have power to regulate its own proceedings and seven members thereof shall, at any meeting thereof, constitute a quorum:

Provided that such quorum shall contain not less than one member appointed respectively by the Governments of Tanganyika, Uganda and Kenya.

(2) The Chairman shall have a casting vote but shall not otherwise be entitled to vote at any meeting.

(3) In the absence of the Chairman and Vice-Chairman appointed under the provisions of subsection (1) (a) of section 5 of this Act, the Council shall, at any meeting, elect a Chairman from among the members present.

(4) Where, at any meeting of the Council, its deliberations include any matter within the sphere of competence of any of the Services set out in the Schedule to this Act, the Director of that Service shall be in attendance as required by the Chairman but shall not be entitled to vote.

(5) The assessors referred to in subsection (2) of section 5 of this Act shall be entitled to attend all meetings of the Council but shall not be entitled to vote.

(6) The Council shall meet at least once in every calendar year at such time and place as the Chairman may appoint:

Provided that the Chairman may at any time call a meeting of the Council upon giving reasonable notice thereof and shall call such meeting within twenty-eight days of receiving a request in that behalf addressed to him and signed by six members of the Council.

Executive
Committee.

8. (1) The Council shall have power to appoint an Executive Committee thereof consisting of the Chairman and one member respectively appointed by the Governments of Tanganyika, Uganda and Kenya.

(2) The Executive Committee referred to in subsection (1) of this section shall have power to act on behalf of the Council, and to exercise its powers, to such extent as the Council may authorize in writing and shall meet at such times and places as the Chairman may decide or the Council may direct.

(3) The minutes of all meetings of the Executive Committee, and record of any action taken by it, shall be available, and shall be circulated, to all members of the Council.

9. The Executive Committee referred to in section 8 of this Act, together with the Executive Committee referred to in section 8 of the East African Natural Resources Research Council Act, 1962, shall constitute a joint Standing Committee of the Council and the Natural Resources Research Council and shall, subject to the joint direction of those bodies, meet for the purpose of advising them on matters of common interest to such Councils, including terms and conditions of service within the services set out in the Schedule to this Act and in the Schedule to the East African Natural Resources Research Council Act, 1962.

Joint Standing
Committee.

10. (1) The Council shall have power to appoint Research Co-ordinating Committees to advise it on the progress of medical research in East Africa and to make recommendations for new or revised programmes of such research, and in any such case the Chairman of any such Research Co-ordinating Committee shall be a member of the Council.

Ancillary
Committees.

(2) The Research Co-ordinating Committees referred to in subsection (1) of this section shall have power to appoint Specialist Committees to report to them in respect of any defined fields of research and in accordance with the terms of reference laid down by such Research Co-ordinating Committees.

(3) The Council shall have power, in consultation with the East African Natural Resources Research Council, to appoint members of joint committees to deal with subjects of interest common to the Council and the East African Natural Resources Research Council and to report to those bodies respectively and in any such case the appointment of the Chairman of any such joint committee shall be at the instance of whichever Council is, under this Act or the East African Natural Resources Research Council Act, 1962, in relationship with the service having charge of research into such subject.

11. There shall be a Secretary of the Council who shall be in the service of the Organization.

Secretary of
Council.

SCHEDULE

The East African Leprosy Research Centre,
The East African Institute of Malaria and Vector-borne Diseases,
The East African Institute for Medical Research,
The East African Virus Research Institute,
The East African Trypanosomiasis Research Organization.