

UGANDA / JUDGMENT

Re: Derrick Mugoya, Okola Willy, Edward Kabugo (Children) (Adoption Cause No. 69 of 2007) [2010] UGHC 37 (18 March 2010)

[2010] UGHC 37

COURT

High Court of Uganda

BEFORE

Oguli Oumo, J

CASE / FILE NUMBER

Adoption Cause No. 69 of 2007

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\par }{\b\fs24\insrsid12465120\charrsid484587 \hich\af0\dbch\af36\loch\fo IN THE HIGH COURT OF UGANDA HOLDEN AT KAMPALA

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\par \hich\af0\dbch\af36\loch\fo IN THE MATTER OF THE CHILDREN ACT, CAP 59

\par \hich\af0\dbch\af36\loch\fo AND

\par \hich\af0\dbch\af36\loch\fo IN THE MATTER OF DERRICK MUGOYA, OKOLA WILLY, EDWARD KABUGO (CHILDREN) OF KAMWOKYA, KAMPALA DISTRICT

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)}{f0\fs24\insrsid12465120\charrsid484587 \hich\af0\dbch\af36\loch\f0 (a) of the Children Act, the petitioner has to be 25 years of age and at least, 21 years older than the child.

\par \hich\af0\dbch\af36\loch\f0 In the instant case}{f0\fs24\insrsid9990237\charrsid484587 \hich\af0\dbch\af36\loch\f0 ,}{f0\fs24\insrsid12465120\charrsid484587 \hich\af0\dbch\af36\loch\f0 Mr. C\hich\af0\dbch\af36\loch\f0 riag Sidney Esbek, is }

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{f0\fs24\insrsid12465120\charrsid484587

\hich\af0\dbch\af36\loch\f0 year old American citizen \hich\f0 \endash \loch\f0 see }
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{f0\fs24\insrsid12465120\charrsid484587 \hich\af0\dbch\af36\loch\f0 of his passport on the court file}{f0\fs24\insrsid9139935\charrsid484587 \hich\af0\dbch\af36\loch\f0 \hich\f0

attached as Annexure \93\loch\f0 \hich\f0 A'94}{f0\fs24\insrsid12465120\charrsid484587 \hich\af0\dbch\af36\loch\f0 . }{f0\fs24\insrsid5465163\charrsid484587

\par }{f0\fs24\insrsid12465120\charrsid484587 \hich\af0\dbch\af36\loch\f0 }
{f0\fs24\insrsid12465735\charrsid484587 \hich\af0\dbch\af36\loch\f0 At the time of the application, the children were aged;}{f0\fs24\insrsid12465120\charrsid484587

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{f0\fs24\insrsid12465120\charrsid484587 \hich\af0\dbch\af36\loch\f0 Derrick Mugoya, born in
May 1998}{f0\fs24\insrsid2321492\charrsid484587

\hich\af0\dbch\af36\loch\f0 was}{f0\fs24\insrsid5465163\charrsid484587
\hich\af0\dbch\af36\loch\f0 }{f0\fs24\insrsid9139935\charrsid484587 \hich\af0\dbch\af36\loch\f0 9}
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years and 10 months old.}{f0\fs24\insrsid12465120\charrsid484587

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n 1992 }\f0\fs24\insrsid2321492\charrsid484587 \hich\af0\dbch\af36\loch\fo
was 15 years old. }\f0\fs24\insrsid14099131\charrsid484587

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12}\f0\fs24\insrsid14099131\charrsid484587 \hich\af0\dbch\af36\loch\fo years old (see para}
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petitioner.}\f0\fs24\insrsid11751608\charrsid484587

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They are therefore children within the meaning of }

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\f0\fs24\insrsid5465163\charrsid484587 \hich\af0\dbch\af36\loch\fo ection 2 of the }
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\f0\fs24\insrsid5465163\charrsid484587 \hich\af0\dbch\af36\loch\fo hildren Act.

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42}\f0\fs24\insrsid13116934\charrsid484587 \hich\af0\dbch\af36\loch\fo , }
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\f0\fs24\insrsid13116934\charrsid484587 \hich\af0\dbch\af36\loch\fo and 3}{

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\f0\fs24\insrsid13116934\charrsid484587 \hich\af0\dbch\af36\loch\f0 older than the children.}
\f0\fs24\insrsid11751608\charrsid484587 \hich\af0\dbch\af36\loch\f0 }
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The petitioner therefore satisfies the requirement for age under section 45 }
\f0\fs24\insrsid13116934\charrsid484587 \hich\af0\dbch\af36\loch\f0 { }
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\f0\fs24\insrsid5835006\charrsid484587

\hich\af0\dbch\af36\loch\f0 The petitioner has never been married and has no biological son of
his own but he is b\hich\af0\dbch\af36\loch\f0 y occupation the Project manager of Mango Tree, a
company whose objective is to create innovative }}

\f0\fs24\insrsid14888679\charrsid484587 \hich\af0\dbch\af36\loch\f0 tools}
\f0\fs24\insrsid5835006\charrsid484587 \hich\af0\dbch\af36\loch\f0 for }
\f0\fs24\insrsid11751608\charrsid484587 \hich\af0\dbch\af36\loch\f0 educators}}{

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\f0\fs24\insrsid14888679\charrsid484587 \hich\af0\dbch\af36\loch\f0 He}
\f0\fs24\insrsid5835006\charrsid484587

\hich\af0\dbch\af36\loch\f0 is also a part of }}\f0\fs24\insrsid11751608\charrsid484587
\hich\af0\dbch\af36\loch\f0 Ashoka}}\f0\fs24\insrsid5835006\charrsid484587
\hich\af0\dbch\af36\loch\f0 , a global Association for leading social }}

\f0\fs24\insrsid11495981\charrsid484587 \hich\af0\dbch\af36\loch\f0 entrepreneurs}
\f0\fs24\insrsid5835006\charrsid484587 \hich\af0\dbch\af36\loch\f0 }
\f0\fs24\insrsid11751608\charrsid484587 \hich\af0\dbch\af36\loch\f0 (see}}{

\f0\fs24\insrsid5835006\charrsid484587 \hich\af0\dbch\af36\loch\f0 para}
\f0\fs24\insrsid11751608\charrsid484587 \hich\af0\dbch\af36\loch\f0 graph}
\f0\fs24\insrsid5835006\charrsid484587 \hich\af0\dbch\af36\loch\f0 5 of the petition). }}

\f0\fs24\insrsid11751608\charrsid484587

\par }{\f0\fs24\insrsid5835006\charrsid484587 \hich\af0\dbch\af36\loch\f0 Incidentally, the\hich\af0\dbch\af36\loch\f0 children all of whom were in court were disabled}
{\f0\fs24\insrsid4283679\charrsid484587 \hich\af0\dbch\af36\loch\f0

. Derrick Mugoya was born with a physical disability that made him lame and was abandoned by his mother who took him to his grandfather}{\f0\fs24\insrsid12279054\charrsid484587 \hich\af0\dbch\af36\loch\f0 after his stepfather had r}{

\f0\fs24\insrsid3832213\charrsid484587 \hich\af0\dbch\af36\loch\f0 ejected him. The grand father}
{\f0\fs24\insrsid4283679\charrsid484587 \hich\af0\dbch\af36\loch\f0 also rejected
\hich\af0\dbch\af36\loch\f0

him as he could not support him financially, emotionally and in any other way. The petitioner agreed to take him for medical evaluation (see para){\f0\fs24\insrsid2497077\charrsid484587 \hich\af0\dbch\af36\loch\f0 graph}{

\f0\fs24\insrsid4283679\charrsid484587 \hich\af0\dbch\af36\loch\f0 5 of the petitioners\hich\f0 \rquote \loch\f0 affidavit}{\f0\fs24\insrsid15486877\charrsid484587 \hich\af0\dbch\af36\loch\f0)}
{\f0\fs24\insrsid4283679\charrsid484587

\hich\af0\dbch\af36\loch\f0 .}{\f0\fs24\insrsid5835006\charrsid484587

\par }{\f0\fs24\insrsid15486877\charrsid484587 \hich\af0\dbch\af36\loch\f0 Derrick Mugoya was fostered by the Petitioner for 30 months under the \hich\af0\dbch\af36\loch\f0 \hich\f0

supervision of a Probation and Social Welfare Officer of Kampala City Council since 14/12/2004. Annexure \93\loch\f0 \hich\f0 K\94\loch\f0 is the Care Order.

\par }{\f0\fs24\insrsid153639\charrsid484587 \hich\af0\dbch\af36\loch\f0 The Petitioner has complied with }{\f0\fs24\insrsid4283679\charrsid484587 \hich\af0\dbch\af36\loch\f0 section 45 }
{\f0\fs24\insrsid5597125\charrsid484587 \hich\af0\dbch\af36\loch\f0 (1)}{

\f0\fs24\insrsid6693355\charrsid484587 \hich\af0\dbch\af36\loch\f0 (d)}
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{\f0\fs24\insrsid7217268\charrsid484587 \hich\af0\dbch\af36\loch\f0 and }
{\f0\fs24\insrsid6693355\charrsid484587

\hich\af0\dbch\af36\loch\f0 (e)}{\f0\fs24\insrsid7217268\charrsid484587
\hich\af0\dbch\af36\loch\f0 }{\f0\fs24\insrsid153639\charrsid484587 \hich\af0\dbch\af36\loch\f0 which provide}{\f0\fs24\insrsid7217268\charrsid484587 \hich\af0\dbch\af36\loch\f0 }

\f0\fs24\insrsid153639\charrsid484587 \hich\af0\dbch\af36\loch\f0 that t}
{\f0\fs24\insrsid4283679\charrsid484587 \hich\af0\dbch\af36\loch\f0 he applicant }
{\f0\fs24\insrsid153639\charrsid484587 \hich\af0\dbch\af36\loch\f0 should have}{

\f0\fs24\insrsid4283679\charrsid484587 \hich\af0\dbch\af36\loch\f0 fostered the child for\hich\af0\dbch\af36\loch\f0 at least thirty six months}\f0\fs24\insrsid279556\charrsid484587 \hich\af0\dbch\af36\loch\f0 under }}

\f0\fs24\insrsid1733070\charrsid484587 \hich\af0\dbch\af36\loch\f0 the supervision} {\f0\fs24\insrsid153639\charrsid484587 \hich\af0\dbch\af36\loch\f0 of} {\f0\fs24\insrsid279556\charrsid484587 \hich\af0\dbch\af36\loch\f0

a Probation and Social Welfare Officer, who }{\f0\fs24\insrsid7217268\charrsid484587 \hich\af0\dbch\af36\loch\f0 has}{\f0\fs24\insrsid279556\charrsid484587 \hich\af0\dbch\af36\loch\f0 submit}{\f0\fs24\insrsid7217268\charrsid484587

\hich\af0\dbch\af36\loch\f0 ted}{\f0\fs24\insrsid279556\charrsid484587 \hich\af0\dbch\af36\loch\f0 a report in considering the application, and the court may in addition require some other person or the local authority to make a report in respe

\hich\af0\dbch\af36\loch\f0 ct of the adoption }{\f0\fs24\insrsid1537840\charrsid484587 \hich\af0\dbch\af36\loch\f0 application\hich\af0\dbch\af36\loch\f0 \hich\af0\dbch\af36\loch\f0 which other recommendations have been filed in support.}{{

\f0\fs24\insrsid4283679\charrsid484587

\par }{\f0\fs24\insrsid279556\charrsid484587 \hich\af0\dbch\af36\loch\f0 In section 45} {\f0\fs24\insrsid12543262\charrsid484587 \hich\af0\dbch\af36\loch\f0 (1) } {\f0\fs24\insrsid279556\charrsid484587 \hich\af0\dbch\af36\loch\f0

3 an application should not be made in favour of a sole male applicant in respect of a female child, in other words, the sole applicant must be of the s\hich\af0\dbch\af36\loch\f0 ame sex as the child. }{\f0\fs24\insrsid153639\charrsid484587

\par }{\f0\fs24\insrsid279556\charrsid484587 \hich\af0\dbch\af36\loch\f0 In the instant case, the applicant is male and all the children are}{\f0\fs24\insrsid12543262\charrsid484587 \hich\af0\dbch\af36\loch\f0 males}{\f0\fs24\insrsid279556\charrsid484587

\hich\af0\dbch\af36\loch\f0 , so he complies with requirements of section 45 (3).

\par }{\f0\fs24\insrsid1058220\charrsid484587 \hich\af0\dbch\af36\loch\f0 The petitioner is an American citizen so we shall examine whether he fulfills the requirements as to } {\f0\fs24\insrsid12543262\charrsid484587 \hich\af0\dbch\af36\loch\f0 I}{

\f0\fs24\insrsid1058220\charrsid484587 \hich\af0\dbch\af36\loch\f0 nter\hich\af0\dbch\af36\loch\f0 country adoption under section 46 of the Children Act.

\par \hich\af0\dbch\af36\loch\f0 Section 46 }{\f0\fs24\insrsid12543262\charrsid484587 \hich\af0\dbch\af36\loch\f0 provides}{\f0\fs24\insrsid1058220\charrsid484587 \hich\af0\dbch\af36\loch\f0 interalia as follows:

A person who is not a citizen of Uganda may in exceptional circumstances adopt a Ugandan child if he or she

a)

h

as stayed in Uganda for at least three years

b)

s fostered the child for at least thirty six }
months under the
supervision of a probation }

and Social Welfare Officer.

c)

d)

as a recommendation concerning his or her }
suit }
ability to adopt a child from his or her country }

s probation
and }
Welfare officer or other competent authority and;

e)

as satisfied court that his or her country of origin will respect and recognize the adoption order.

\par }\pard\plain \qj \li0\ri0\sa200\sl360\slmult1\widctlpar\aspalpha\aspnum\faauto\adjustright\ri
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\fs22\lang1033\langfe1033\loch\af36\hich\af36\dbch\af36\cgrid\langnp1033\langfenp1033
{\f0\fs24\insrsid1058220\charrsid484587

\hich\af0\dbch\af36\loch\f0 The petitioner, Craig Sidney Esbeck has been in Uganda since July,
1997 a total of 1}{\f0\fs24\insrsid13656246\charrsid484587 \hich\af0\dbch\af36\loch\f0 0}
{\f0\fs24\insrsid1058220\charrsid484587 \hich\af0\dbch\af36\loch\f0

years. See copy of hi}{\f0\fs24\insrsid13656246\charrsid484587 \hich\af0\dbch\af36\loch\f0 s
passport}{\f0\fs24\insrsid551660\charrsid484587 \hich\af0\dbch\af36\loch\f0 attached}
{\f0\fs24\insrsid13656246\charrsid484587 \hich\af0\dbch\af36\loch\f0 }

\f0\fs24\insrsid551660\charrsid484587 \hich\af0\dbch\af36\loch\f0 as }
{\f0\fs24\insrsid13656246\charrsid484587 \hich\af0\dbch\af36\loch\f0 \hich\f0 Annexure
\93\loch\f0 \hich\f0 A\94}{\f0\fs24\insrsid1058220\charrsid484587

\par \hich\af0\dbch\af36\loch\f0 The petitioner }{\f0\fs24\insrsid6693355\charrsid484587
\hich\af0\dbch\af36\loch\f0 met Willy Okola, a total ophan, in 2003 who he was introduced to by
his gardener with a request to sponsor his }

\f0\fs24\insrsid1644203\charrsid484587 \hich\af0\dbch\af36\loch\f0 education (}
{\f0\fs24\insrsid6693355\charrsid484587 \hich\af0\dbch\af36\loch\f0 paragraph 6 of the
Petitioner\hich\f0 \rqoute \loch\f0 s affidavit) and he has stayed with him ever since.

\hich\af0\dbch\af36\loch\f0 He formally }{\f0\fs24\insrsid1058220\charrsid484587
\hich\af0\dbch\af36\loch\f0 fostered Willy O}{\f0\fs24\insrsid1200347\charrsid484587
\hich\af0\dbch\af36\loch\f0 kola}{\f0\fs24\insrsid1644203\charrsid484587

\hich\af0\dbch\af36\loch\f0 for over 36 months }{\f0\fs24\insrsid1058220\charrsid484587
\hich\af0\dbch\af36\loch\f0 since }{\f0\fs24\insrsid6629827\charrsid484587
\hich\af0\dbch\af36\loch\f0 6/09/}{\f0\fs24\insrsid1058220\charrsid484587

\hich\af0\dbch\af36\loch\f0 2005}{\f0\fs24\insrsid1644203\charrsid484587
\hich\af0\dbch\af36\loch\f0 \hich\f0 . Annexure \93\loch\f0 \hich\f0 M\94\loch\f0 is the Care
orde.}{\f0\fs24\insrsid4063276\charrsid484587 \hich\af0\dbch\af36\loch\f0 }

\f0\fs24\insrsid1644203\charrsid484587 \hich\af0\dbch\af36\loch\f0 H}
{\f0\fs24\insrsid4063276\charrsid484587 \hich\af0\dbch\af36\loch\f0

e is deaf. He is now at school but resides with the petitioner, under the supervision of a Probation
and social Welfare Officer, who submitted his repo\hich\af0\dbch\af36\loch\f0 rt.}
{\f0\fs24\insrsid1058220\charrsid484587

\par }{\f0\fs24\insrsid4063276\charrsid484587 \hich\af0\dbch\af36\loch\f0 The third child }
{\f0\fs24\insrsid15144302\charrsid484587 \hich\af0\dbch\af36\loch\f0 is }
{\f0\fs24\insrsid4063276\charrsid484587 \hich\af0\dbch\af36\loch\f0 Edward Kabugo. }

\f0\fs24\insrsid4461059\charrsid484587 \hich\af0\dbch\af36\loch\f0 The child\hich\f0 \rquote
 \loch\f0

s parentage cannot be established. The Petitioner met the child on 17/02/10 while doing voluntary work at Naguru Reception Centre. After discussing his history with the staff of the Centre, he decided to adop\hich\af0\dbch\af36\loch\f0 \hich\f0

t him. He has been living with the child since 20/02/07 under the supervision of a Probation and social welfare officer of Kampala City Council when he formally started fostering the child. Annexure \93\loch\f0 \hich\f0 N\94\loch\f0

is a copy of the Care Order. The child}\f0\fs24\insrsid4063276\charrsid484587
 \hich\af0\dbch\af36\loch\f0 }{\f0\fs24\insrsid15144302\charrsid484587 \hich\af0\dbch\af36\loch\f0
 is }{\f0\fs24\insrsid4063276\charrsid484587 \hich\af0\dbch\af36\loch\f0

in the cu\hich\af0\dbch\af36\loch\f0 stody of the applicant at Plot }
 {\f0\fs24\insrsid15144302\charrsid484587 \hich\af0\dbch\af36\loch\f0 3}
 {\f0\fs24\insrsid4063276\charrsid484587 \hich\af0\dbch\af36\loch\f0 5 Ntinda Avenue, Nakawa
 Division}}{

\f0\fs24\insrsid15144302\charrsid484587 \hich\af0\dbch\af36\loch\f0 . }
 {\f0\fs24\insrsid4461059\charrsid484587

\par }{\f0\fs24\insrsid16058684\charrsid484587 \hich\af0\dbch\af36\loch\f0 The petioner has not
 fostered 2 children for the required 36 months. However in }
 {\i\f0\fs24\ul\insrsid16058684\charrsid484587 \hich\af0\dbch\af36\loch\f0

Edward Byaruhanga Katumba V Daniel Kiwalabye Musoke. Civil Appeal No. 2/08,}
 {\i\f0\fs24\insrsid16058684\charrsid484587 \hich\af0\dbch\af36\loch\f0 GM Okello, JA at page 127
 held t\hich\af0\dbch\af36\loch\f0 hat

\par }{\i\f0\fs24\insrsid8729784\charrsid484587 \loch\af0\dbch\af36\hich\f0 \93}
 {\i\f0\fs24\insrsid16058684\charrsid484587 \hich\af0\dbch\af36\loch\f0 Court must therefore
 formulate their own }{\i\f0\fs24\insrsid8729784\charrsid484587

\hich\af0\dbch\af36\loch\f0 criteria}{\i\f0\fs24\insrsid16058684\charrsid484587
 \hich\af0\dbch\af36\loch\f0 for determining whether the procedural rules are to be regarded as }
 {\i\f0\fs24\insrsid8729784\charrsid484587 \hich\af0\dbch\af36\loch\f0

mandatory}{\i\f0\fs24\insrsid16058684\charrsid484587 \hich\af0\dbch\af36\loch\f0 , in which case
 disobedience will be treated as }{\i\f0\fs24\insrsid7363114\charrsid484587
 \hich\af0\dbch\af36\loch\f0

irregularity not affecting the validity of what has been done}
 {\i\f0\fs24\insrsid8729784\charrsid484587 \loch\af0\dbch\af36\hich\f0 \94}
 {\i\f0\fs24\insrsid7363114\charrsid484587 \hich\af0\dbch\af36\loch\f0 .

\par }{\f0\fs24\insrsid7363114\charrsid484587 \hich\af0\dbch\af36\loch\f0 Thus section
\hich\af0\dbch\af36\loch\f0 46 is only directory and not mandatory}
{\f0\fs24\insrsid8729784\charrsid484587 \hich\af0\dbch\af36\loch\f0

and court waives the remainder of the 36 months requirement as it is in the children\hich\af0
\rqoute \loch\f0 s best interest.

\par }{\f0\fs24\insrsid10371355\charrsid484587 \hich\af0\dbch\af36\loch\f0 Counsel for the
petitioner, Ms. Victoria Katamba, submitted that the petitioner is entirely responsible for the
ch\hich\af0\dbch\af36\loch\f0 ildren\hich\af0 \rqoute \loch\f0

s support and maintenance and has employed special help to look after the disabled children.

\par \hich\af0\dbch\af36\loch\f0 Counsel submitted that the }
{\f0\fs24\insrsid11221383\charrsid484587 \hich\af0\dbch\af36\loch\f0 necessary }
{\f0\fs24\insrsid10371355\charrsid484587 \hich\af0\dbch\af36\loch\f0 consent }
{\f0\fs24\insrsid11221383\charrsid484587

\hich\af0\dbch\af36\loch\f0 in accordance with }{\f0\fs24\insrsid10371355\charrsid484587
\hich\af0\dbch\af36\loch\f0 section 47 of the Children Act has been attached to the petition and
marked }{\f0\fs24\insrsid13979746\charrsid484587

\hich\af0\dbch\af36\loch\f0 as }{\f0\fs24\insrsid10371355\charrsid484587
\hich\af0\dbch\af36\loch\f0 Annexture}{\f0\fs24\insrsid11221383\charrsid484587
\hich\af0\dbch\af36\loch\f0 \hich\f0 s \93\hich\af0\dbch\af36\loch\f0 \hich\f0 I\94\loch\f0 \hich\f0
, \93\loch\f0 \hich\f0 J\94\loch\f0 \hich\f0 \93\loch\f0 \hich\f0 L\94\loch\f0 and}
{\f0\fs24\insrsid10371355\charrsid484587 \hich\af0\dbch\af36\loch\f0 \hich\f0 \93\loch\f0 \hich\f0
O\94\loch\f0 .

\par \hich\af0\dbch\af36\loch\f0 That the children have not been the subject of any order of an
application of adoption.

\par \hich\af0\dbch\af36\loch\f0 The applicant has no criminal record in Uganda }
{\f0\fs24\insrsid13979746\charrsid484587 \hich\af0\dbch\af36\loch\f0 or any other country
\hich\f0 \endash \loch\f0 see paragraph }{\f0\fs24\insrsid10371355\charrsid484587

\hich\af0\dbch\af36\loch\f0 8 of the petition.}{\f0\fs24\insrsid4668664\charrsid484587
\hich\af0\dbch\af36\loch\f0 A Cerificate of good conduct from the
Intern\hich\af0\dbch\af36\loch\f0 \hich\f0

ational Criminal Police Organisation is attached as Annexture \93\loch\f0 \hich\f0 E\94\loch\f0 .}
{\f0\fs24\insrsid10371355\charrsid484587

\par \hich\af0\dbch\af36\loch\f0 The petition}{\f0\fs24\insrsid4668664\charrsid484587
\hich\af0\dbch\af36\loch\f0 er}{\f0\fs24\insrsid10371355\charrsid484587
\hich\af0\dbch\af36\loch\f0 has also satisfied court that his country of }

\f0\fs24\insrsid1200347\charrsid484587 \hich\af0\dbch\af36\loch\f0 origin,}
{\f0\fs24\insrsid10371355\charrsid484587 \hich\af0\dbch\af36\loch\f0 the United States of America
will respect and recognize the Adoption Order.

\par \hich\af0\dbch\af36\loch\f0 Court has had the opportunity to observe all
\hich\af0\dbch\af36\loch\f0 the children who have different disabilities and some like Derrick
Mugoya has been rejected and abandoned by his {\f0\fs24\insrsid7500406\charrsid484587

\hich\af0\dbch\af36\loch\f0 own mother}{\f0\fs24\insrsid10371355\charrsid484587
\hich\af0\dbch\af36\loch\f0 and grandfather, yet the applicant is willing and ready to take care of
these children and provide them a home, love and care and ha

\hich\af0\dbch\af36\loch\f0 s done so for a long time, and even put them at school. Court cannot}
{\f0\fs24\insrsid14484323\charrsid484587 \hich\af0\dbch\af36\loch\f0 r}
{\f0\fs24\insrsid7500406\charrsid484587 \hich\af0\dbch\af36\loch\f0 each}{

\f0\fs24\insrsid14484323\charrsid484587 \hich\af0\dbch\af36\loch\f0 any other conclusion other
than that the petition}{\f0\fs24\insrsid7500406\charrsid484587 \hich\af0\dbch\af36\loch\f0 ,}
{\f0\fs24\insrsid14484323\charrsid484587

\hich\af0\dbch\af36\loch\f0 if granted will be for the welfare of the children. }
{\f0\fs24\insrsid7500406\charrsid484587

\par }{\f0\fs24\insrsid14484323\charrsid484587 \hich\af0\dbch\af36\loch\f0 Consequently, the
petition is granted in the following terms and conditions\hich\af0\dbch\af36\loch\f0 :-}
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\tab}}\pard\plain \s15\qj \fi-360\li720\ri0\sa200\sl360\slmult1\widctlpar\aspalpha\aspnum\faauto\ls
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{\f0\fs24\insrsid14484323\charrsid484587 \hich\af0\dbch\af36\loch\f0 The Pettioner}
{\f0\fs24\insrsid7500406\charrsid484587 \hich\af0\dbch\af36\loch\f0 ,}{

\f0\fs24\insrsid14484323\charrsid484587 \hich\af0\dbch\af36\loch\f0 Craig Sidney is appointed the
Adoptive parent of the children, Derrick Mugoya, }{\f0\fs24\insrsid11141133\charrsid484587
\hich\af0\dbch\af36\loch\f0 Willy Okola}{

\f0\fs24\insrsid7500406\charrsid484587 \hich\af0\dbch\af36\loch\f0 }
{\f0\fs24\insrsid14484323\charrsid484587 \hich\af0\dbch\af36\loch\f0 and Edward Kabugo.

\par }\pard \s15\qj \li720\ri0\sa200\sl360\slmult1\widctlpar\aspalpha\aspnum\faauto\adjustright\ri
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\f0\fs24\insrsid14484323\charrsid484587 \hich\af0\dbch\af36\loch\f0 The Probation and social Welfare Officer Kampala shall monitor the state of the welfare of the children and submit a half year \hich\af0\dbch\af36\loch\f0 report to the Registrar}{

\f0\fs24\insrsid7500406\charrsid484587 \hich\af0\dbch\af36\loch\f0 ,}
{\f0\fs24\insrsid14484323\charrsid484587 \hich\af0\dbch\af36\loch\f0 Family Division in the High court, beginning with 30}{\f0\fs24\super\insrsid14484323\charrsid484587

\hich\af0\dbch\af36\loch\f0 th}{\f0\fs24\insrsid14484323\charrsid484587
\hich\af0\dbch\af36\loch\f0 April , 200}{\f0\fs24\insrsid11141133\charrsid484587
\hich\af0\dbch\af36\loch\f0 8 }{\f0\fs24\insrsid14484323\charrsid484587
\hich\af0\dbch\af36\loch\f0

and to continue to do so until the children are eighteen years or until directed otherwise}
{\f0\fs24\insrsid11141133\charrsid484587 \hich\af0\dbch\af36\loch\f0 by court}
{\f0\fs24\insrsid14484323\charrsid484587 \hich\af0\dbch\af36\loch\f0 .

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\f0\fs24\insrsid14484323\charrsid484587 \hich\af0\dbch\af36\loch\f0 The court makes nor orders as to costs.

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\hich\af0\dbch\af36\loch\f0 Margaret C. Oguli \hich\af0\dbch\af36\loch\f0 Oumo

\par \hich\af0\dbch\af36\loch\f0 JUDGE

\par \hich\af0\dbch\af36\loch\f0 19/03/2010

\par }\pard \qj \li0\ri0\sa200\sl360\slmult1\widctlpar\aspalpha\aspnum\faauto\adjustright\rin0\lin0\itap0\pararsid484587 {\f0\fs24\ul\insrsid11141133\charrsid484587 \hich\af0\dbch\af36\loch\f0 Present

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\f0\fs24\insrsid11141133\charrsid484587 \hich\af0\dbch\af36\loch\f0 Isaac Mugume holding brief for Mrs. Victoria Katamba- Counsel for the Petitioner

\par {\listtext\pard\plain\insrsid11221383\charrsid484587 \hich\af0\dbch\af36\loch\f0 2.\tab}}{\f0\fs24\insrsid11221383\charrsid484587 \hich\af0\dbch\af36\loch\f0 Betty Lunkuse- Court clerk}{\f0\fs24\insrsid11141133\charrsid484587

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