# HANDBOOK

ABOUT THE WORKSHOP, CONCEPT NOTE. SPONSORS. SPEAKERS. PROGRAM

# KTA-URRO Copyright WORKSHOP

Imperial Royale Hotel 9:00am - 5:00pm





www.ktaadvocates.com



Reaping from the sweat of your brow; insights into protecting your works under copyright law.



# HANDBOOK

This KTA-URRO Copyright Workshop will take place on the 19th day of June, 2018 at Imperial Royale Hotel from 9am-5pm.

The Conference follows the World Copyright day and World Intellectual Property day that took place on 23rd & 26th April, 2018.

The main objective of the conference will be to appraise the law relating to copyright in Uganda, especially in as far as it relates to the protection of the rights of authors, writers, publishers, book sellers, bloggers etc. The conference will also bring authors together to share their experiences with copyright enforcement.

With the advent of the digital era and its associated problems like increased piracy and plagiarism, it is important that Uganda, which has the youngest (& innovative) population in the world is brought up to speed with ways of protecting the creations of their minds.

There are a number of reported and unreported cases of piracy, with educational institutions being the major culprits. Piracy steals from the authors who work hard to create their work.

This conference will also educate the participants on the enforcement of copyright in Uganda especially on the role of Collective Management Organizations (CMO's) like Uganda Reproduction Rights Organization (URRO).









# **SUMMARY OF OBJECTIVES**

# Create awareness on copyright law.

Empower copyright holders. 2

Educate on the value of copyright.

Share experiences on copyright.







COPYRIGHT WORKSHOP H A N D B O O K

> ADVOCATES & SOLICITORS (KARUHANGA, TABARO & ASSOCIATES)

# WHO WE ARE

KTA Advocates, (Formerly Karuhanga, Tabaro & Associates) is an IFLR recommended premier IP & Technology, East African based law firm with an established regional footprint in Kenya, Tanzania, Zanzibar, Uganda, Rwanda, Burundi and South Sudan.

As a member of the Amani IP Network, that brings together firms in the East African Community, the firm has consolidated its niche in technology, intellectual property, construction law, corporate & commercial law and dispute resolution.

KTA Advocates is a specialized law firm focusing on technology, media, telecommunications, Intellectual Property & Construction law. We advise clients on the financing, exploitation and protection of their creative and commercial assets in these sectors.



#### JUSTUS KARUHANGA

PARTNER Commerical & Corporate. Public. Private Partnerships (PPPs)

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Justus is a graduate of law from Makerere University and an Advocate of the High Court of Uganda. He was called to the bar in 2001. He previously practiced with a top law firm in Uganda, before joining State House as Private Secretary-Legal to His Excellency, the President of the Republic of Uganda from 2003-2009 which position exposed him to hands-on experience on various intricate legal matters.

He also once served as a Secretary of a Commission of Inquiry which investigated land relations in the country. He then later served as Principal State Attorney in the Ministry of Justice and Constitutional Affairs.

Justus specializes in Public-Private Partnerships, Corporate and Commercial law, land conveyancing and investment advisory and electoral law. He has led KTA team on various election disputes, 2011 and 2016 round of elections in which the firm has represented the Electoral Commission of Uganda. He has in the past been Deputy Chancellor of the Diocese of South Ankole of the Province of the Anglican Church of Uganda.

Justus winds down his business by tending to his cows, the world famous Ankole (Sanga) breed; in this regard, Justus runs two ranches in Omugyenyi-Ntungamo District and Sanga in Kiruhura District where he keeps a sizeable population of the beautiful creature. He is also an ardent reader of political science and economics of development.



#### **EDGAR TABARC**

PARTNER Construction Law. Commercial & Corporate

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Edgar was called to the bar in 2002. He holds a Bachelors Degree in Law, Makerere University, Post Graduate Diploma in Legal Practice, LDC & an LLM from the University of Witwatersrand, South Africa. Edgar has had a distinguished career in academia as a Law School Dean, Senior Lecturer in Law with over 20 academic publications in peer-reviewed journals. He has also been an external examiner at Makerere Law School and the Bar Course at LDC.

Edgar has also served on a number of boards including the Uganda Communications Commission, Uganda Broadcasting Corporation wherein he was its inaugural Managing Director and presently serves as Secretary Agribusiness Development Center, a Rabo Bank entity in Uganda.

In legal practice, he has litigated and prosecuted ground-breaking litigation in intellectual property and commercial laws.

He has advised on various legislation on Intellectual Property in Uganda as the lead on behalf of Uganda Law Society and was retained by the EU to advise the Nigerian and Ghana governments on Geographical Indications for Pepa Yam, Kola nut and cocoa as well as Kente cloth respectively.

Edgar specializes in Intellectual Property, Corporate Law, Construction Law and Insolvency, Energy, Oil, and Gas.



#### EDWIN TABARO MANAGING PARTNER

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Admitted to the bar in 2008 as an Advocate of the High Court of Uganda, Edwin has a right of audience in the superior courts of the partner states of the East African Community. Edwin focuses on regional intellectual property in the East African Community, banking and project finance specifically on

cross-border lending and transactions in the East African Community. Edwin has also built expertise in the area of East Africa Community law assisting clients to navigate the web of various laws and regulation in the community.

He has litigated ground-breaking Intellectual Property cases in the commercial court of Uganda particularly led KTA team in the first case of its kind on image rights in Uganda, enforcement of trade secrets and confidential information. He also focuses on

Trademark and Patent prosecution in the region in association with lawyers in Tanzania, Kenya, Rwanda, Burundi and South Sudan. Edwin has handled complex disputes arising from banking transactions for a number of financial institutions that the firm represents. He also focuses on deal structuring and raising finance for projects and has particularly advised Pearl Meat Industries, a consortium of Italian Cogemeat Itd, UAE Fund Salah Khamas Capital together with local partners on the set up of a beef export firm. Edwin is a director in the same firm.

Edwin spends his leisure time golfing at the Entebbe golf club, tea farming in the Rwenzori region and loves wildlife. He serves as the Secretary of Entebbe Club and also council member on the governing council of East Africa Law Society and sits on various committees of the Uganda Law Society.



#### KENNETH MUHANGI PARTNER

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Kenneth specializes in intellectual property, technology, media, telecommunications and dispute resolution. He has practiced in law for over 8 years. Kenneth holds a master's degree, LLM (International Commercial Law) from The University of South Wales, Bachelor's Degree in Law LLB (Hons) from Uganda Christian University and a Diploma in Legal Practice from the Law Development Centre. He is licensed to practice law in Uganda & the greater commonwealth. In the area of intellectual property & technology, Kenneth is a reknown award winning author and trainer and this has cemented his credentials as a specialist in the aforementioned practice areas.

He has conducted specialized trainings in areas of ICT such as, block chain technology, digital banking & data protection among others. Kenneth represents and has conducted trainings for some of the largest national and multi-national entities in the region such as Stanbic Bank, Housing Finance Bank & Liquid Telecom. Kenneth is also a visiting lecturer of

intellectual property at Uganda Christian University and has also conducted lectures on Cyber Law at Makerere University, Law School. He is a member of the Young Lawyer's Committee of the Uganda Law Society & the Intellectual Property Cluster, Uganda Law Society. Kenneth is also a member of The Africa List, an exclusive community of next generation CEOs building Africa's top 100 companies, supported by the CDC Group.

Kenneth has also advised the Government of Uganda on the integration of ICT into the adjudication processes for Courts of Judicature. He has also advised on changes to the Industrial Properties Act and is an ardent advocate for the passing of the Data Protection and Privacy Bill.



#### HON. JUSTICE PATRICK TABARO CONSULTANT

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Justice Tabaro, served over thirty six (36) years in the Judiciary, starting out as a Magistrate in 1976 rising through the ranks to become a Constitutional Court Judge, Acting Principal Judge (President of the High Court) as well as serving as chairman of various Public Commissions of Inquiry and Specialized Courts such as the Non- performing Assets Recover Trust (NPART).

Justice Tabaro specializes in arbitration and mediation. While in the judiciary, Justice Tabaro chaired High Profile Commissions of Inquiry which included among others- probe into the expansion of the Owen Falls Dam, an over 100m USD World Bank Funded Hydro Electric Project 1996- 1997, and the Disciplinary Committee to Discipline Judicial Officers (appointed by Judicial Service Commission), 1989.

Justice Tabaro heads the ARD practice of the firm providing arbitration and mediation services. Justice Tabaro is a certified neutral, on the Roll of arbitrators at the Center for Arbitration and Dispute Resolution (CADER). Justice Tabaro is an ardent reader on Africology and is a regular contributor on the subject in the Sunday Vision Column entitled, African Heritage. He is widely published in academic and non-academic periodicals and chairs the University Council of Marcus Garvey Pan African University. He is the immediate former patron of Makerere Law Society (his Alma Mater) which honoured him with the award Order of Merit. He is also the founding chairman and now chairman of Uganda Historical Memory, an NGO that documents the country's historical memories. He is also a decorated national hero having been bestowed the Nalubaale Medal by the H.E President Yoweri Museveni for his contribution to the struggle against dictatorship in Uganda. He farms tea, coffee, and practices horticulture in his free time.



# UGANDA REPRODUCTION RIGHTS ORGANISATION

# WHO WE ARE

Uganda Reproduction Rights Organisation (URRO) was incorporated in 2010 as a company limited by guarantee. It is managed by a Board of nine members elected by member rights holders that meets on a quarterly basis. The day to day affairs of URRO are managed by a Secretariat that is headed by the Executive Director.

It was registered as a full collecting society in August 2014. It was founded to act on behalf of authors and publishers of literary works to protect copyright, license users of protected literary works, collect fees, distribute royalties and contribute to the fight against book piracy.

URRO supports creators that want to form an association to advance the economic rights in their works. An association or individual joins URRO by signing a mandate agreement which will grant URRO the right to act on their behalf for several purposes.

As a member, you are entitled to receive remuneration from the fees collected on your behalf by URRO or by foreign societies.





# SPEAKERS AT THE WORKSHOP

#### 9 : 0 0 a m

## Hon. Dr. Justice Yorokamu Bamwine

Current Principal Judge of Uganda. He has held this position since 2010. Full Bio to be shared at the event.

#### 9:30am

# Keynote Speaker

#### Dr. James Tumusiime

Managing Director of Fountain Publishers. Full Bio to be shared at the event.

3:00pm

#### 11:20pm

## Hon. Justice Dr. Henry Peter Adonyo

Executive Director Judicial Training Institute Full Bio to be shared at the event.

4:30pm

## Mr. Simon Peter Kinobe

President,

Uganda Law Society Full Bio to be shared at the event.

#### 2:00pm

## Hon. Justice Patrick Tabaro

Consultant KTA Advocates. Full Bio to be shared at the event.

### Harriet Nabuduwa

Legal officer in the Police Infringement Unit. Full Bio to be shared at the event.

## **COPYRIGHT WORKSHOP PROGRAM**

| TIME              | ACTIVITY                     | PRESENTER                    |
|-------------------|------------------------------|------------------------------|
| 7:30am-8:00am     | Arrival & Program            |                              |
| 9:00am-09:30am    | Opening Remarks              | Hon. Dr. Justice Yorokamu    |
|                   |                              | Bamwine, Principal Judge     |
| 9:30am-10:30am    | Keynote Address:             | Mr. James Tumusiime          |
|                   | "Importance of Copyright in  | Managing Director of         |
|                   | Uganda: A Publisher's        | Fountain Publishers.         |
|                   | Perspective"                 |                              |
| 10:30am-11:00am   | Q&A                          | URSB                         |
| 11:00am-11:20 am  | Tea / Coffee Break           |                              |
| 11:20 am-12: 00pm | "Enforcement of Copyright    | Hon. Justice Dr. Henry Peter |
|                   | Law in Uganda: A Perspective | Adonyo, Executive Director   |
|                   | from the Bench"              | Judicial Training institute  |
| 12:00pm-1:00pm    | Q&A                          |                              |
| 1:00pm-2:00pm     | Lunch                        |                              |
| 2:00pm-3:00pm     | Registration, Procedure &    | URSB                         |
|                   | Drafting of Copyright        |                              |
|                   | Contracts.                   |                              |
| 3:00pm-3:30pm     | Copyright Enforcement:       | Harriet Nabuduwa             |
|                   | Perspective of the Police    | Legal Officer in the Police; |
|                   | Enforcement Unit             | Infringement Unit            |
| 3:30pm-4:00pm     | Value of copyright and the   | URRO                         |
|                   | role of Collective           |                              |
|                   | Management Organizations     |                              |
| 4:00pm-4:30pm     | Q& A                         | КТА                          |
| 4:30pm-5:00pm     | Closing Remarks              | Mr. Simon Peter Kinobe       |
|                   |                              | President, Uganda Law        |
|                   |                              | Society                      |

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