



15TH SEPTEMBER 2023 | ISSUE 20

THE LEGAL INSIGHT

The Official LSK Weekly Newsletter

LSK HOLDS SPECIALISED CPD SEMINAR FOR COUNTY ATTORNEYS

The Law Society of Kenya (LSK) held a Specialized three-day Continuing Professional Development (CPD) Seminar on Devolution Law at Pride Inn Resort, Shanzu in Mombasa County.

The Seminar titled, Devolution & The Law: A Peep into the Past to Inform the Future was tailored for County Attorneys across the country from 6th to 8th September 2023.

LSK President Eric Theuri who delivered the opening remarks said that the Society resolved to start organizing Specialized CPDs for targeted groups towards improving professional development of Members.

"Advocates of the High Court play a pivotal role in devolution and it is important to equip our members who work in the Counties with professional skills for improved expertise," Theuri said.

LSK Vice President Faith Mony Odhiambo who also spoke during the opening ceremony said that the Society resolved to spread its professional development wings.

"More members are going into specialized expertise on legal practice. It follows that our CPD Programmes also adopts to meet demand for in-depth trainings," Odhiambo said.

The Specialized CPD saw Speakers make presentations on various aspects of Devolution. The Speakers included Prof. Jack Mwimali (CEO, Kenya Law), Dr. Martin Oloo, Dr. Conrad Bosire, Dr. Daniel Kanchori, Wilson Dima (Principal Legal Counsel, National Assembly) and Caleb Nyamwange (Chairman, County Attorneys Forum). Court of Appeal Judge Hon. Justice George Vincent Odunga, Florence Mwangangi (immediate former Speaker, Machakos County), Elisha

Ongoya, Diana Nthiwa,

FEATURED

News Segment

Notices/Vacancies

Weekly Bites

Upcoming Events



CONTD...



Samson Alosa and Zakayo Alakonya also made assorted presentations on Devolution. The LSK President and Vice President said that the Society through its Committee on Continuing Professional Development will organize another similar event targeting Advocates in the County Assemblies.

“We want to all move ahead together as a Society and speak with one voice as we champion for the Rule of Law in line with our Statutory mandate,” Theuri said. The LSK President challenged the County Attorneys to uphold the Constitution as they undertake their duties in the devolved governments countrywide.



COUNCIL DECISIONS TAKEN ON 11TH SEPTEMBER 2023

The Council Decisions on applications taken on 11th September 2023 for admission to the Roll of Advocates, Practicing Certificates, Notary Public and Commissioner for Oaths can be accessed on the link:

<https://drive.google.com/drive/folders/1dbFGckRLNnorm0xpSNScTD3hL9bGUN-z?usp=sharing>



LSK HOLDS A MEETING WITH THE REFUGEE CONSORTIUM OF KENYA

The Public Interest and Advocacy team had a productive discussion with Mr. Philip Ogonda, Project Officer in charge of Advocacy Policy Development and Governance at Refugee Consortium of Kenya. Our joint commitment to respond to the refugee situation in the Great Lakes Horn of African Region, and Kenya remains steadfast. We look forward to sharing knowledge through a forthcoming workshop for migration lawyers. Let's work together to make a positive impact. #CollaborationGoals #ContinuingProfessionalDevelopment



CRACKDOWN ON MASQUERADERS CONTINUES



The Law Society of Kenya through the Directorate of Practice Standards testified in a matter involving a quack advocate at Kakamega Law Courts. In the matter, Ronald Namisi (pictured) is accused of appearing in court as an Advocate. Two witnesses testified. The matter will come up for further hearing on 15th November 2023. The Society remains steadfast in weeding out quacks from exploiting the public. #GoodGovernance #AccessToJustice



VACANCY FOR AN ADVOCATE



A Law Firm in Diani, Kwale County requires an Advocate with a current Practicing Certificate to work in Litigation, Conveyancing and Commercial Departments of the Law firm.

Send your application and C.V to dianivacancy@gmail.com by latest 22nd September, 2022.

Only successful applicants will be contacted for interview.

20TH EDITION OF THE STANDARD CHARTED-NAIROBI MARATHON



◆ Building team spirit,
20 years running ◆



CONSTRUCTION LAW CONFERENCE



CONSTRUCTION LAW CONFERENCE & FIDIC CONDITIONS OF CONTRACT WORKSHOP



Workshop Dates:
28th - 29th
September, 2023



Venue:
PrideInn Paradise Beach Resort
Convention Centre, Mombasa

- FIDIC certificates and Credit Hours will be given towards FIDIC Certification
- FIDIC YB, 2017 (soft copy) will be issued to delegates
- CPD/CLE points will be awarded

Fees:

- Paid-up EALS Members **\$550**
(Non-Paid Up Members to pay an extra of \$50)
- EALS Leading Law Firms Forum 2022/2023 Members **\$500**
(The fee is per delegate)

Note:

- 10% group discount** is available for an organization **enrolling five or more** delegates into the training.
- Delegates are expected to **cover own travel and accommodation.**





MEDIATION TRAINING INSTITUTE (MTI) TRAINING

5 DAY PROFESSIONAL MEDIATION TRAINING COURSE



VENUE: CONVENT INT'L HOTEL, LAVINGTON, NAIROBI

DATES: 18th - 22nd September 2023

COST: KSHS. 55,000/- Plus 16% VAT PP



Are you looking to enhance your career as a certified professional mediator and gain international recognition for your skills? Look no further than our international professional mediation training program.

Mediation Training Institute International East Africa (MTI E.A) is pleased to announce to you a 5 day Professional mediation training course in collaboration with **Law Society of Kenya (LSK)**. MTI E.A has earned a reputation of excellence in the field of Mediation Training. MTI E.A conducts ongoing reviews of content, processes, and is widely acknowledged as one of the leading providers of Professional Mediation training in the world. Our training program has been subjected to extensive scrutiny by leading International standards setting and credentialing institutions.

In just a week face to face training or in four weeks online training, our intensive training program can help you become an internationally certified professional mediator. Our program covers all aspects of mediation, providing you with the skills and knowledge necessary to succeed in international settings. Our experienced and Certified Professional mediation trainers will lead your training, which includes hands on practice through simulated mediation exercises and role-playing.

Benefits of our program

- Internationally recognized certification
- Comprehensive training from experienced and certified professional mediation trainers
- Hands on practice through simulated mediation exercises and role playing
- Three certifications upon completion *IMI * SIMI * MTI. E. A
- This course is accredited by the Law Society of Kenya. **Participants will receive 3 CPD units.**

All MTI E. A. trainers are practicing mediators who have undergone extensive Train the Trainer (TOT) Training and have experience in mediation practice. At the end of the training, participants are assessed with highly qualified external assessors.

Payment by Cheque or bank transfer to:

Account Name: **Mediation Training Institute International East Africa**
 Bank: **Absa Bank, Harambee Avenue Branch, Nairobi**
 Account Number: **2027798090**
PAYMENT BY MPESA: Paybill 303030 Account No.: 2027798090

Registration for the course ongoing

For clarification and registration contact:

MTI EAST AFRICA
 Physical address: Jeevan Bharati, 5th Floor (Opp. Electricity House), Harambee Avenue, Nairobi
 Tel: Emma 0725-538 320, Hesbon 0714-390 371
 Mangerere 0707-124 831 / 0733-854 901
 Email: info@mtieastafrica.org / mangererej2015@gmail.com
 Website: www.mtieastafrica.org / www.mtieastafrica.or.ke



The premier mediation training institute in Africa



NOTICES/ VACANCIES

KENYA SCHOOL OF LAW (KSL) TRAININGS AND COURSES

KSL- COURSE ON ADVANCED NEGOTIATIONS STRATEGIES



The Kenya School of Law

CONTINUING PROFESSIONAL DEVELOPMENT
(CPD)

COURSE: ADVANCED NEGOTIATION STRATEGIES
FOR LAWYERS(3 LSK CPD POINTS)

DATE: 25 TH – 29 TH SEPTEMBER 2023

VENUE: KSL, KAREN CAMPUS

For any queries, contact the course coordinator Ms. Naserian Sitelu on msitelu@ksl.ac.ke, or
Jacqueline jacqueline@ksl.ac.ke; Christine cmwanza@ksl.ac.ke or cpd@ksl.ac.ke.



KSL- INTRODUCTION TO LEGAL AUDIT AND COMPLIANCE

SEMINAR NOTICE



THE KENYA SCHOOL OF LAW

COURSE: Introduction to Legal Audit and Compliance

DATE: 13th- 17th November 2023

VENUE: Mombasa

CPD POINTS: 3 LSK CPD Points

For More Information on the Course, click here [Link](#)

For any query, contact the Course Coordinator, Ms. Sandra Soi on ssoi@ksl.ac.ke,
or Christine cmwanza@ksl.ac.ke and [Jacqueline jacqueline@ksl.ac.ke](mailto:Jacqueline_jacqueline@ksl.ac.ke)



EAST AFRICA LAW SOCIETY (EALS) ANNUAL CONFERENCE AND GENERAL MEETING 2023

Registration Now Open for the 28th EALS Annual Conference and General Meeting

We are pleased to announce the commencement of registration for the 28th EALS Annual Conference and General Meeting slated for the Donatus Conference Centre in Bujumbura, Burundi between the 22nd and 25th of November 2023.

For more information and registration details here events.ealawsociety.org or <http://tinyurl.com/2mmvuduk>

We look forward to hosting you in the beautiful resort city of Bujumbura.



EALS CONFERENCE EARLY BIRD FLIGHT OFFER



ZURIEL TRAVEL in collaboration with Rwandair is pleased to offer a special flight rate to Bujumbura for the EALS Conference

FLIGHT DETAILS

FROM - TO	FIGHT	CLASS	DEPARTURE <small>DATE & LEG</small>	ARRIVAL <small>DATE & LEG</small>
NBO - KGL	WB464	G	22 NOV 23 05.35	22 NOV 23 06.00
KGL-BJM	WB482	G	22 NOV 23 14.20	22 NOV 23 15.05
BJM-KGL	WB483	G	25 NOV 23 15.45	25 NOV 23 16.30
KGL-NBO	WB402	G	25 NOV 23 17.30	25 NOV 23 20.10

\$565

PER PERSON

Inclusion

- Return economy ticket on RwandAir
- Short kigali city tour during the layover on departure leg

VALID TILL 19TH SEPTEMBER 2023

PAYMENT VIA MPESA

TILL NUMBER: 5314979

☎ 0721168343

✉ zurieltravelke@gmail.com



NOTICES/VACANCIES



18th - 22nd Sep 2023
Radisson Blu Hotel, Nairobi Upper Hill
Gearing up for Changing Times:
Exploring Perspectives for Arbitration.



LAW SOCIETY OF KENYA



Members with over 5 years of practice: Kshs. 39,000
Members with under 5 years of practice: Kshs. 10,000

Deadline for registration: 14th September, 2023

To Register Visit: www.ncia.or.ke

/ ABOUT NAW2023

The Nairobi Centre for International Arbitration (NCIA) is pleased to OPEN REGISTRATION for the first Nairobi Arbitration Week (NAW). The event is scheduled to take place from 18th to 22nd September 2023 in Nairobi. The theme of NAW 2023 is "Gearing up for Changing Times: Exploring Perspectives for Arbitration."

The NAW will showcase Nairobi to users, practitioners, academics, investors, and other stakeholders as a seat of arbitration in the region. The week features a series of events including law firm led events, SOAS University of London training for counsel in Arbitration, young practitioners' event, judiciary event, and culminate in a main event all participants day followed by a Gala Dinner.

There will be a cocktail of discussion topics under the sub-themes of Third-Party Funding, Environmental, Social and Governance (ESG), Construction Arbitration, Ethics, Artificial Intelligence (AI) and Innovation, and the Africa Continental Free Trade Area Agreement (AfCFTA).

/ KEY HIGHLIGHTS



- A Gathering for the arbitration community
- Valuable insights and unparalleled networking opportunities
- Comprehensive program featuring:
 - Law firm-led events
 - SOAS University of London counsel training
 - Young practitioners' event
 - Judiciary event
 - Grand finale with a Gala Dinner



Captivating discussions on:

- Third-Party Funding
- Environmental, Social and Governance (ESG)
- Construction Arbitration
- Ethics
- Artificial Intelligence (AI) and Innovation
- Africa Continental Free Trade Area Agreement (AfCFTA)



Power of meaningful dialogue and knowledge sharing among participants

SIDE EVENTS SPONSORS & HOSTS



SUPPORTING ORGANISATIONS



For more information on participation and sponsorship opportunities Email: conference@ncia.or.ke Call: +254 771 293055



CONTINUING PROFESSIONAL DEVELOPMENT (CPD) EVENTS FOR THE MONTH OF SEPTEMBER 2023

The Law Society of Kenya through the CPD Committee has organized various CPD events in the month of September as indicated on the table below. Members can book and pay for the events through the members portal which can be accessed on the link <https://online.lsk.or.ke>

Date	Topic	Facilitators	Time	Venue	Cost (Kes)	CPD Units
01/09/2023	Alternative Dispute Resolution	<ul style="list-style-type: none"> David Njoroge, Advocate Morris Kimuli, Advocate 	8.30am-2.30pm	Parkside Villa, Kitui	4500/3500	2
01/09/2023	Procurement Law: Re-emerging Jurisprudence	Faith Waigwa, Advocate-Chairperson, Public Procurement Administrative Review Board	2.00pm -3.30pm	Online	1500	2
06/09/2023 to 08/09/2023	Specialized 3 day Seminar on Devolution and the law: A peep into the past to inform quality of legislation in the Counties.	<ul style="list-style-type: none"> James Kathili, Advocate-County Attorney, Machakos County Prof. Jack Mwimali, CEO Kenya Law Dr. Johnson Okello, Director, Legal Services, Senate Linda Murila, Office of the Attorney General Wilson Dima, Principal Legal Counsel, National Assembly of Kenya Hon. Justice George Vincent Odunga, Court of Appeal Judge Elisha Ongoya, Advocate Florence Mwangangi, Advocate Dr. Martin Oloo, Advocate 	8.30am-3.30pm (All 3 Days)	Pride Inn Paradise Beach Resort and Convention Centre, Mombasa	50,000	4



08/09/2023	Law on Trusts: implications on practice and drafting of Deeds.	<ul style="list-style-type: none"> • Dianah Mureithi, Advocate • Victorine Rotich, Advocate 	8.30am-2.30pm	Waterbuck Hotel, Nakuru	4500/3500	2
08/09/2023	Mental Health and Wellness: As A person thinketh.	Ms. Lynette Odidi Yogo, Counselling Psychologist & Addiction Professional	2.00pm - 3.30pm	Online	1500	2
13/09/2023	Legal Audits and Compliance: Towards Accountability for effectiveness.	Diana Kaeni Nthiwa, Advocate	2.00pm-3.30pm	Online	1500	2
14/09/2023 & 15/09/2023	Alternative Dispute Resolution	<ul style="list-style-type: none"> • David Njoroge, Advocate • Samuel Nderitu, Advocate • Hon. Mercyline Lubia, Senior Resident Magistrate (SRM) Nyeri • Hon. Justice Onesmus Makau 	8.30am-2.30pm (both days)	White Rhino Hotel, Nyeri	8000/6500	4
15/09/2023	Trial Advocacy: The art, writing, and oral skills for effective lawyering in a trial process.	Eric Gumbo, Advocate	2.00pm-3.30pm	Online	1500	2
20/09/2023	Environmental Law and Climate Change: Evolving practice and litigation	Hon. Justice Lucas Naikuni	2.00pm-3.30pm	Online	1500	2
21/09/2023	Beyond the Bench: Exploring Alternative Justice Systems and the Evolving Role of a Lawyer	Hon. Justice Prof. Joel Ngugi, JA	2.00pm-3.30pm	Online	1500	2
22/09/2023	Land Law and Conveyancing: Confronting the elephant in the room.	Hon. Justice Elijah Obaga	8.30am-2.30pm	Boma Inn Hotel, Eldoret	4500/3500	2
22/09/2023	Capital Gains Tax: Developments at Practice.	Mr. Aggrey Owino, Kenya Revenue Authority	2.00pm-3.30pm	Online	1500	2

NOTE:

- Booking for CPD events is mandatory before making any payments.
- For payments made via LSK pay bill, kindly use the invoice reference as the account number and not the P.105 number. Ensure that the invoice number is captured correctly as indicated in the invoice.
- Cancellation or transfer of payment requests must be made in writing (email or letter) at least 24 hours before the date of the seminar. Cancellations done after the expiry of 24 hours or after the event will not be granted.
- The amount paid is non-refundable but the funds can only be transferred to any upcoming event of your choice within the calendar year. Indicate the seminar you wish the payment to be allocated to at the time of cancellation. All cancellations/transfer of payments for CPD seminars should be in writing addressed to the accounts office or via email (accounts@lsk.or.ke)
- For virtual events, after payment members will receive the registration link to the Webinar on their portal under CPD events then "My CPD events". To access the webinar registration process click on the link [Click here](#) One (1) CPD Unit will only be awarded to attendees who stay on for the ENTIRE duration of the Webinar.
- On completion of the registration, the members will receive the log in credentials on the email address indicated in the webinar registration.
- Any member wishing to present or facilitate in any of the CPD sessions should contact the secretariat with an abstract of their preferred topic via email cpd@lsk.or.ke to be considered by the CPD Committee.



10TH ANNUAL CAPACITY BUILDING WORKSHOP AND SYMPOSIUM ON COMPETITION LAW AND POLICY

The Competition Authority of Kenya will host the 10th Annual Capacity Building Workshop and Symposium on Competition Law and Policy. The Capacity Building Workshop will comprise a daily four-hour in-person session on 25th and 26th October, 2023. The Symposium will take place on 27th October, 2023.

The Capacity Building Workshop will address core areas of competition law and economics, with a focus on practitioners' needs. Participants will benefit from case exercises informed by the Authority's past intervention cases.

Some topics of discussion include Procedural Framework for Competition Law Enforcement, Consumer Protection in the Financial Services Sector, Assessment of Vertical Agreements, and the Role of Market Inquiries/Studies in Competition Law Enforcement.

The Symposium on Competition Law and Policy will focus on Role of Competition and Consumer Protection Policy in Advancing Sustainable Consumption and Production as well as Complementarity or Conflict: Interaction between Competition and Industrial Policies.

Law Society of Kenya (LSK) members who participate in the Capacity Building Workshop will earn two Continuous Professional Development (CPD) points.

Package Options	Early Bird (Before 31st August 2023)	Standard Fee (From 1st September 2023)
Capacity Building + Symposium	Kshs. 40,000.00	Kshs. 50,000.00
Group bookings (Capacity Building Workshop/person (Minimum 6 pax)	Kshs. 40,000.00	—————
Symposium ONLY	FREE	FREE

To reserve a slot for participation in the Workshop or Symposium, fill the booking form available via: <https://t.ly/ntvZw>

For more details regarding the Workshop and Symposium, see attached flyer- [10th Annual Capacity Building Workshop & Symposium Flyer](#)

In case of any queries, contact the Authority via: Email: symposium2023@cak.go.ke



LSK- ORION INFRASTRUCTURE TRAINING NOTICE



LAW SOCIETY OF KENYA



Orion Infrastructure Africa
Africa centre of infrastructure expertise

TRAINING NOTICE

COURSE : "FUNDAMENTALS OF PUBLIC-PRIVATE PARTNERSHIPS

DATE : 18TH SEPTEMBER TO 22ND SEPTEMBER 2023

VENUE : FAIRVIEW HOTEL NAIROBI COUNTY, KENYA

POINTS : 2 LSK CPD POINTS

ABOUT THE COURSE: 'Fundamentals of Public-Private Partnerships' is a course conceptualized, developed, and delivered by Orion Infrastructure Africa LLP (Orion) an East African-based Transaction Advisory and Capacity Building Firm with specialized focus on Africa. This course seeks to create a forum where participants can engage and learn about the basic concepts of PPPs. The inaugural course will be delivered by practitioners in the PPP space who have hands-on and extensive experience in PPPs.

YOUR INVESTMENT: Ksh. 90,000/- **inclusive** of VAT and registration fee. (*covers tuition fee. Course materials, stationery, lunch, refreshments Certification*).

APPLICATION PROCCSS: Application forms may be obtained from the LSK website. Money should be deposited in **Orion Infrastructure Africa LLP's account: (Account No. 01192164201500, Co-operative Bank of Kenya, Upper hill Branch, Swift Code: KCOOKENA, Bank Code: 11000, Branch Code: 11037)** and banking slips emailed to: training@orioninafrica.com.

Please note that we would wish to have your **duly completed application form and proof of payment (or confirmation of participation) at least 7 days before the commencement** of the training. Late applicants should confirm availability of space before paying for the training.

For any query or further information, relating to this course, please contact:

Gloria on: +254 700 397 190/ +254- 700 397 208

REGISTRATION DEADLINE: The last day of registration is 11th September 2023

FOR MORE INFORMATION:

<https://drive.google.com/drive/folders/1kojK3fHJeHEOENa6P56r8mdQfNH0TII?usp=sharing>



NOTICES/VACANCIES

EAST AFRICA LAW SOCIETY PARTNERSHIP ANNOUNCEMENT

Partnership Announcement



East African Law Society partnership with the Football Foundation for Africa (FFA)'s Africa Football Business Summit (AFBS), 2023

Arusha, 23rd August 2023

In a continuing effort to build capacity for our members with a niche in Sports Law practice, through the **EALS Sports Law Committee** we are proud to **announce our partnership with The Football Foundation for Africa** in their upcoming '**Africa Football Business Summit (AFBS), 2023**' scheduled on the **14th and 15th of September in Nairobi** under the theme "**Transforming Our Game**". The AFBS is a prominent annual event that brings together key stakeholders, industry experts, and decision makers in the football industry from Africa and beyond.

The Football Foundation for Africa has offered 14 (fourteen) complimentary tickets to members of the East Africa Law Society to be selected from the seven secretariats (2 per country). In addition, other EALS members will enjoy a 30 percent discount on the ticket prices.

This partnership will also give EALS members an opportunity to leverage on several FFA opportunities including a chance to explore their **higher educational possibilities with ISDE Law Business School**, a prestigious educational institution regarded as a global leader for its sports law and business expertise that has proudly offered scholarships worth \$90,000.00 for the upcoming Africa Football Business Summit participants.

"We are thrilled to partner with the East Africa Law Society for the Africa Football Business Summit, 2023" said Brian Wesaala, Founder & CEO at The Football Foundation for Africa. This collaboration reflects our commitment to creating a strong platform where thought leaders, legal experts, and industry professionals can come together to drive positive change and unlock the immense potential of football and Sports Law practice in the region and Africa at large.

With this, we envision to advance our mandate of developing the capacity of the legal profession to respond to emerging challenges to legal, regulatory and governance in the African Sports Industry.

Hon Justice (Rtd) Dr. Fauz Twaib,
President, East Africa Law Society

CONTACT US

EALS House, Plot No. 310/19, PPF AGM Area, PPF Road off Njiro Road,
P.O. Box 6240, Arusha – Tanzania; Tel: (+255 27) 254 3226/7;
Cell (+255 786) 821010, (+255 786) 836545; (+254 721) 836545
Email: info@ealawsociety.org; ceo@ealawsociety.org



NOTICES/VACANCIES

NAIROBI LEGAL AWARDS TRUST- IN HOUSE COUNSEL CAUCUS



NAIROBI
LEGAL AWARDS
TRUST



The Vanguard
EDITION



Law Society of Kenya
NAIROBI BRANCH

In-House Counsel Caucus

THEME

Aligning the In-House
Counsel for the Modern Corporate World

**1 CPD
POINT**

VENUE

Pride Inn Azure - Lantana Rd, Westlands

**29
SEP
2023**

CHARGES

ON OR BEFORE 22/09/2023

KES 7500 pp

AFTER 22/09/2023

KES 8500 pp

FROM
9:00 AM

Registration Link:

<https://tinyurl.com/NLAcaucus>

FOR ENQUIRIES

TEL: +254 (020) 214 5300

EMAIL: nairobilegalawards@gmail.com

The Caucus themed "Aligning the In-House Counsel for the Modern Corporate World" is specially curated to build skills and hone competencies among the In-house practitioners. Bringing together CEOs, Heads of Legal and In-House practitioners, the Caucus affords enriching discourse on the best sectoral practices and insights on navigating and creating a niche in the sector. The Caucus shall delve into topical issues among them Climate Change, Environmental, Social and Governance Compliance and risk mitigation aspects and their centrality on the role of the InHouse Counsel. We cordially invite you to join the Nairobi Legal Awards fraternity on Friday, 29th September 2023 at Pride Inn Azure, Westlands from 9:00am for the NLA In-House Counsel Caucus. Register using the link here to reserve your slot: <https://tinyurl.com/NLAcaucus>



THE INTERNATIONAL BAR ASSOCIATION (IBA) ANNUAL CONFERENCE 2023



The International Bar Association (IBA) Annual Conference is the leading conference for Legal Professionals worldwide to meet, share knowledge, build contacts and develop business. It serves to advance the development of international law and its role in business and society, to provide members with world-class professional development opportunities to enable them to deliver outstanding legal services.

The IBA Annual Conference will be held at the Palais des Congrès de Paris from **29th October to 3rd November 2023**. It will give members the opportunity to experience over 200 sessions on a wide range of legal topics, along with an abundance of business and networking opportunities on offer attended by some of the world's leading lawyers.

This conference is open to both members and non-members of the IBA, with lawyers from over 130 jurisdictions and all parts of the Legal Profession attending, including Lawyers in private practice, In-house Counsel, Human rights Advocates, Judges, Bar leaders, Regulators and Government Representatives.

For more information, [click here](#).



GREEN WEEK IN KENYA: WHAT DID YOU TAKE HOME?

BY SOPHIE KAIBIRIA

“The current climate change comes from global warming caused by human actions.”



This week Africa and Kenya have been served with heavy doses of the Climate Change, Climate Justice thematic Topic. It is quite refreshing that this comes close on the heels of the LSK Annual Conference 2023 which had Climate Change as the main topic for discussion. It is therefore important that we continue to engage in the topic that is fast changing the African policy direction in terms of social and economic development. As advocates we have to sharpen our knowledge on the topic firstly for our intellectual wellbeing, second for our business regeneration and sustainability, and lastly for our social banter. We want to be knowledgeable and approachable in the topic to make it work for us. It is in this regard we focus on the common terminologies that have been abuzz this week with the African Climate Summit 2023.

CLIMATE JUSTICE: Links human rights and development in order to achieve a people-centred approach, protecting the rights of those who are most vulnerable to the effects of climate change. The concept also proposes that the burdens, impacts, and benefits of climate change be shared in an equitable and fair manner. Climate justice responds to science and also recognizes the need for an equitable 1 distribution of the world's resources.

CLIMATE CHANGE: A change in the state or variability of the climate. Climate change is identified by variability in climate properties that persist for a prolonged period and can be identified through statistical tests. Climate change may be caused by natural internal processes or by external forces, such as volcanic eruptions, tsunamis, or persistent anthropogenic actions.

CLIMATE VARIABILITY: Climate variability refers to variations in the average state of the climate, on all temporal and spatial scales, that exceed the typical scales of weather events. Climate variability may be natural or anthropogenic.

GLOBAL WARMING: The current climate change comes from global warming caused by human actions. This warming refers to an increase in global temperature that has been recorded over a period of 30 years or more. It is generally expressed in relation to the levels that existed before the Industrial Revolution.

GREENHOUSE GASES: The gaseous component of the atmosphere, which may be natural or anthropogenic. Greenhouse gases absorb and emit radiation, which causes the greenhouse effect. The primary greenhouse gases are: 1 Water vapour (H₂O) 2. Carbon dioxide (CO₂) 3. Nitrous oxide (N₂O) 4. Methane (CH₄) 5. Ozone (O₃) There are also other greenhouse gases in the atmosphere; these are anthropogenic in origin, such as halocarbons, which consist of carbon and certain halogens such as chlorine bromine, fluorine and hydrogen.



WEEKLY BITES

CLIMATE RISK: Ability to respond and adapt. The potential for adverse consequences of indeterminate scale that endanger something of value. The risks depend on: 1. Vulnerability: predisposition to be adversely affected. Vulnerability is determined by sensitivity to damage and the lack of capacity to respond and adapt. 2. Exposure: a condition in which the system is exposed to the climatic phenomenon or trend. 3 Hazard: a natural or human-induced event that may cause adverse effects on systems.

CLIMATE IMPACT: The consequences of climate change on social and economic aspects, ecosystems and species. Economic, social, and ecosystem goods and services are also affected. These impacts may be adverse or beneficial. They may be seen as consequences or results of climate change

CLIMATE GOVERNANCE: Voluntary mechanisms and measures aimed at directing social systems towards preventing, mitigating or adapting to the risks of climate change. Climate governance also enables social actors to participate in the different decision-making processes and the implementation of climate actions. Climate governance should be seen as a “multi-level” process that includes the Local through communities; National through countries; International through region or involving multiple countries

MITIGATION: Human actions that seek to reduce greenhouse gas emissions, for example eliminating the burning of fossil fuels. Mitigation also refers to actions that enhance sinks of greenhouse gases, for example conserving mangrove ecosystems, which are considered sinks.

SINK: A sink is a reservoir where greenhouse gases are stored. They may be natural or the result of human activity in land and marine ecosystems. Oceans and forests are examples of natural sinks, while sinks resulting from human activity are linked to processes such as reforestation.

CARBON MARKET: A trading system in which reduced emissions or captured concentrations of greenhouse gases are traded, exchanged, bought and/or sold. Markets are important because they regulate and balance emissions. There are two types of markets: 1. Regulated carbon market: regulated by mandatory national, regional or international carbon reduction guidelines. 2. Voluntary carbon market: markets that trade in carbon reduction but are outside official and mandatory requirements

ADAPTATION: The process of adjusting human systems to the actual or expected climate and its effects. Adaptation aims to moderate damages or take advantage of beneficial opportunities. Natural systems can also adapt, and human intervention may facilitate this adjustment process

ENVIRONMENTAL DEMOCRACY: The participation of social actors is important and needed to guarantee that interests in environmental decisions are considered from an adequate and equitable approach. Environmental democracy encompasses the rights of access to environmental information, environmental justice and participation in 21 environmental decision-making spaces. The Environmental Democracy Index monitors the progress of countries in establishing regulations to promote transparency, access to justice and citizen participation in environmental decision-making.

ACCESS RIGHTS AND CLIMATE GOVERNANCE: Access rights are: 1. the right to participate in decisions on climate change, 2. the right to information on climate change, 3. the right to justice in matters related to climate change.

#Wakilis let stay informed and vigilant

(Source: climate justice glossary on UN.ORG)



LSK COMPLIANCE AND ETHICS DEPARTMENT

Our 6 step process on how to issue a notice of intention for taking out a Practicing Certificate Under Section 25 Advocates Act Cap 16

- 1 Write a letter to the Chief Registrar of the Judiciary, indicating the reasons for not taking out the PC. Attach necessary supporting documents and a duly commissioned statutory declaration. This should be in duplicate.
- 2 Have the letter received and stamped at the Advocates' Section, Room 61 and thereafter share with us the stamped copy.
- 3 The Notice is then placed before the Council for consideration.
- 4 The Council decision shall thereafter be communicated to members, through the provided email and post office address.
- 5 Upon fulfilment of the provided conditions by the Council, the applicant shall proceed to apply for the current year's Practicing Certificate.
- 6 Right to appeal if aggrieved by the decision of the Council and with valid grounds. Provide sufficient documents.



This applies to advocates who have not taken out practicing certificates for more than twelve months.

Inquiries: compliance@lsk.or.ke