

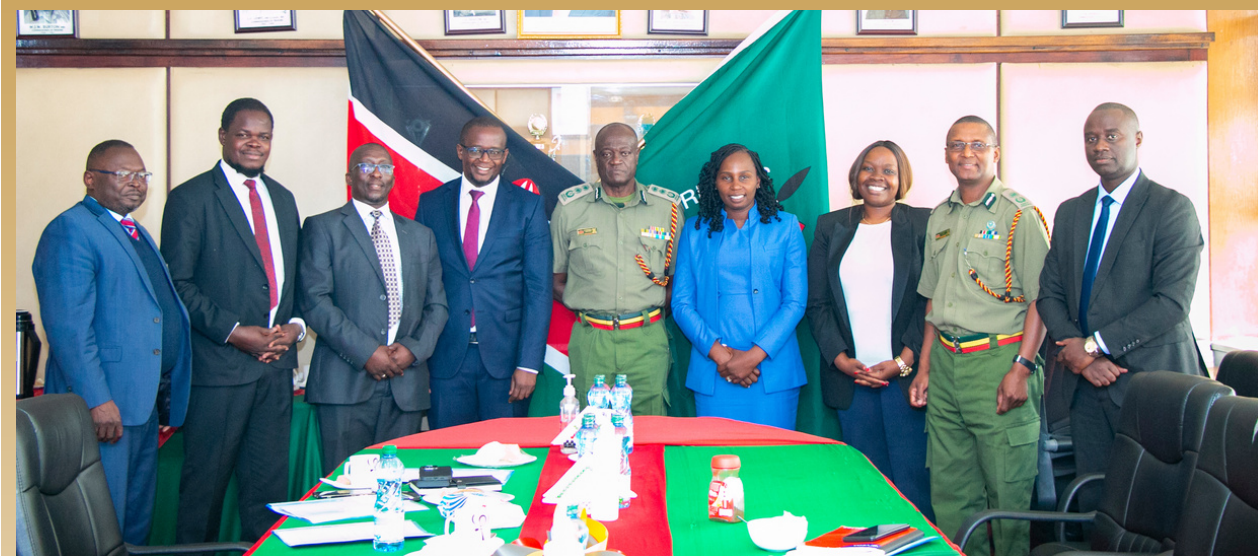


15TH DECEMBER 2023 | ISSUE 31

THE LEGAL INSIGHT

The Official LSK Weekly Newsletter

COUNCIL PAYS A COURTESY CALL ON THE COMMISSIONER GENERAL OF PRISONS



The LSK Council led by the President Eric Theuri called on the Commissioner General of Prisons, Brigadier (Rtd) John Kibaso Warioba at his offices in Magereza House, Nairobi. The meeting discussed ways of engaging both state and non state actors in order to advance criminal justice reforms in Kenya. Further, the meeting deliberated on the aspect of promoting access to justice, addressing prison congestion, and advancing legal education.

The President noted that the LSK has been actively engaged in identifying and addressing various challenges within the criminal justice system, with a particular focus on issues prevalent in correctional facilities. In addition, overcrowding, limited access to legal education and rehabilitation programs, and concerns regarding the fair and just treatment of prisoners, are among the pressing matters the Society aims to tackle.

FEATURED
News Segment
Weekly Bites
Conferences
Notices/Vacancies

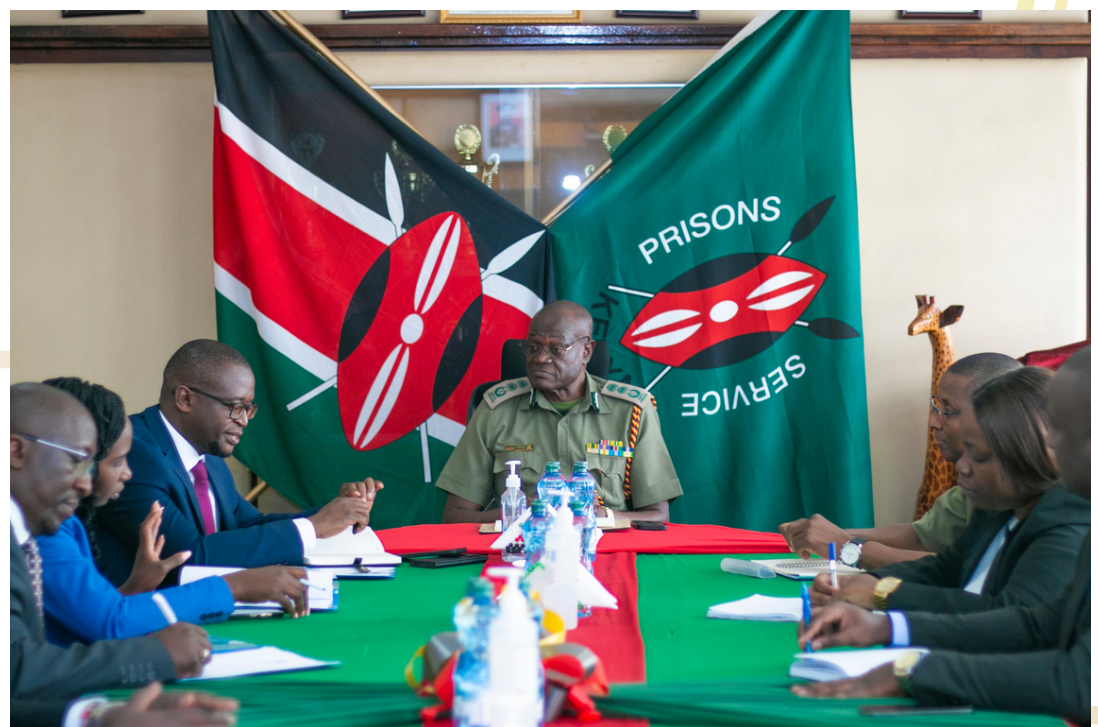
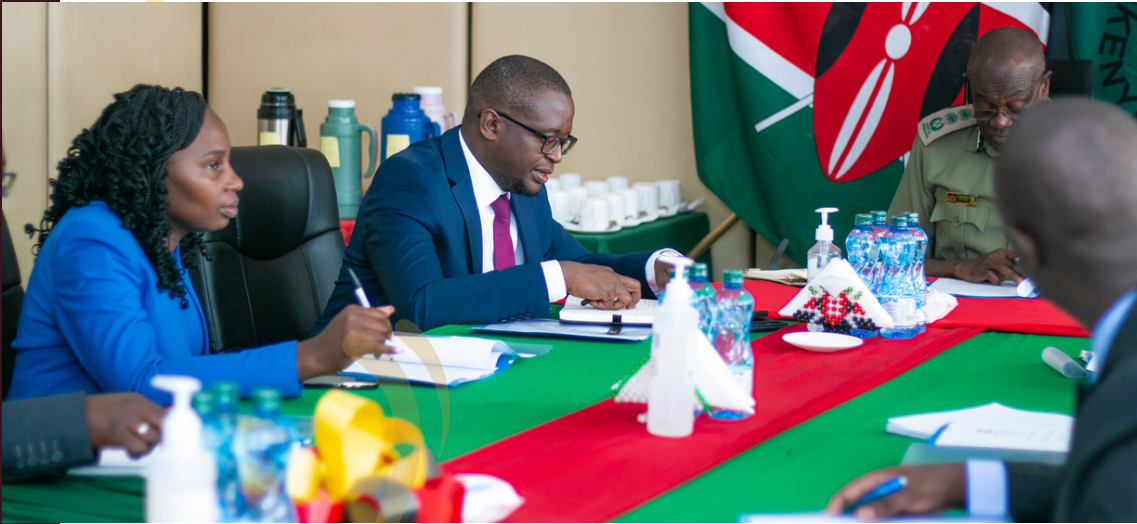


The President went on further to highlight some of the areas for the intervention by the Commissioner General of Police which includes; Prison decongestion; exploring alternative sentencing options; policy advocacy for human rights aligned reforms and establishment of legal aid clinics amongst others.

Brigadier (Rtd) Warioba on the other hand noted that he was in agreement with the Council's proposals and stated that they would be taken into consideration and looked forward to the continued partnership between the Kenya Prisons Service

Together, we can make a meaningful impact on the lives of those within the correctional system and contribute to the broader goals of justice and human rights in Kenya.

Other council members present included LSK VP Faith Odhiambo, Tom Kopere, Ochieng Gor (Council Members) and Collins Odhiambo, Deputy CEO LSK.





COUNCIL DECISIONS TAKEN ON 11TH NOVEMBER 2023& ADMISSIONS PETITIONS NOVEMBER SPECIAL GAZETTE

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

https://drive.google.com/drive/folders/1DfHn-P_vkmJmkY9nc1CDLBHtW_B9ueWE?usp=sharing

ADVOCATES' PRACTICE STANDARDS CAMPAIGN ALERT

ADVOCATES' PRACTICE STANDARDS CAMPAIGN ALERT:



Masqueraders, Quacks, Impersonators and Unauthorized/Unqualified Persons



Who is an Advocate of the High Court of Kenya? **01**

A person duly entered to roll of Advocates and has a practicing certificate for the current year.

You can check the practice status of such an advocate on online.lsk.or.ke by clicking on **Search Advocate** and entering the name of the advocate. If the Advocate has a valid practicing certificate(PC), it will be **Active**. If not, it will be **Inactive**.

In case an advocate is practicing without a PC, please report to the director practice standards by email to compliance@lsk.or.ke or send a letter to LSK Secretariat.

Practicing without a valid Practicing Certificate is professional misconduct tantamount to disciplinary proceedings.

Who is a quack or Masquarader? **02**

This is a person who pretends to be an advocate.

They can equally be identified by the above process. If a person is not entered in the LSK Portal, the person is a masquerader and criminal proceedings should ensue.

PLEASE NOTE THAT THE SEARCH ENGINE IS ACCESSIBLE ON <https://online.lsk.or.ke/>

0110 459 555 || compliance@lsk.or.ke



APPLICATION FOR 2024 PRACTISING CERTIFICATE



LAW SOCIETY OF
KENYA

Lavington, Opp. Valley Arcade
Gitanga Road
P. O. Box 72219-00200
NAIROBI
Tel. 0111 045 300

APPLICATION FOR 2024 PRACTISING CERTIFICATE

We are pleased to inform Members that application for the 2024 Practising Certificate is now enabled on the LSK portal. The application for Practising Certificates will be done online and documents uploaded digitally, processed and the Practising Certificates auto-generated, signed and made available on the LSK member's portal for printing.

[Click here to view the process of uploading the application documents and payment details.](#)

This process will be applicable to members who have complied with the following conditions:

1. Member must have taken out a Practising Certificate for the year 2023
2. CPD Compliance in 2023
3. No unpaid invoice in your account
4. No open disciplinary matter.

Members who would have not complied with the above conditions by 31st December 2023 will be required to issue a notice of intention to apply for a practising certificate in line with Section 25 of the Advocates Act. Members with open disciplinary cases will be required to seek approval and or assistance from the Secretariat via email compliance@lsk.or.ke.

Dated 7th December 2023

FLORENCE W. MUTURI
SECRETARY/CEO

Eric Theuri (President), Faith Odhiambo (Vice-President)
Chrysostom Akhaabi, Kabata Mwaura, Tom K'opere (General Membership Representatives)
Cohen Amanya (Treasurer), Njoki Mboce, Ochieng Gor (Nairobi Representatives)
Byron Menezes, Lindah Kiome, Michael Wabwile, Vincent Githaiga (Upcountry Representatives)
Riziki Emukule (Coast Representative)



CERTIFIED SECRETARIES COURSE BY KENYA SCHOOL OF LAW

The Kenya School Law is accredited by KASNEB to provide training leading to the award of the Company Secretarial (CS) qualification upon passing the relevant KASNEB examinations. The course imparts knowledge, skills, values and attitudes, amongst other competencies. The Course will increase the chances of employment as well as ability to take up consultancies for diploma in law and law students/graduates.



THE KENYA SCHOOL OF LAW

CERTIFIED SECRETARIES (CS) COURSE
COURSE CODE: CS/02/2024
JANUARY 2024 INTAKE
VIRTUAL CLASSES

1.0 COURSE OVERVIEW

1.1 Introduction

The Kenya School of Law invites applications to pursue the Certified Secretaries (CS) Course qualification. The School is offering virtual classes for Foundation, Intermediate and Advanced Levels. The intakes are January, May and September to align with KASNEB examinations of April, August and December respectively.

1.2 Why CS Course?

The CS qualification is increasingly becoming a key requirement for qualification for employment for various roles by Companies including State Corporations and County Governments. The Course also equips participants with key skills and ability to undertake consultancy and advisory services in corporate secretarial and related practices; and ability to undertake governance and compliance audits.

2.0 FEE STRUCTURE AND DURATION

LEVEL	DURATION	TUTION FEE ONLINE CLASSES (Kshs)	SINGLE UNIT Kshs)
Foundation	3 months	34,000	7,500
Intermediate	3 months	36,000	8,000
Advanced	3 months	38,000	9,000

Please base the fee on the number of units being taken, Lumpsum fee is applicable for persons taking six units or where the total amount of fees per unit exceeds the lumpsum. Library fees is KShs 5,000 per year. Registration Fees is KShs 2,000 once off.

Registration for the course is by logging on to <https://services.ksl.ac.ke/web/signup> and signingup (for those without account), or signing in, for those who have already opened an account. From the several courses available, scroll click the course CS course for lawyers and advocates.

For those with registration numbers indicate your registration number against your name in the application and proceed to make payment. For new students please await your admission letter before making payment

For more information on the course, click here,

https://drive.google.com/file/d/13Tbll8PS6NRruyIDNnSL9J8yZdPctHCH/view?usp=drive_link



WHY WE ADVOCATE FOR THE 16 DAYS OF ACTIVISM

The world led by women's rights organization has for the last 32 years, marked the 16 Days of Activism against Gender-Based Violence campaign from November 25th to December 10th.

The campaign has provided a platform for various organisations to work together to amplify their efforts to prevent and eliminate violence against women and girls.

The question then would then be what is the genesis of the movement that drives the global initiative. The origin of the movement was inspired by events in the Dominican Republic, when revolutionary sisters Patria, Minerva, and Maria Teresa Mirabal were killed on 25th November 1960 by the authoritarian regime they opposed. Twenty years after their deaths, in 1980, the first International Day for the Elimination of Violence against Women in Latin America was declared. Then in June 1991, the Centre for Women's Global Leadership (CWGL) and participants in the first Women's Global Institute on Women, Violence and Human Rights called for a global effort against GBV and, in 1999, the United Nations formally declared November 25th the International Day for the Elimination of Violence Against Women

Today, over 6,000 organisations worldwide are involved with this international movement including the LSK, and have been contributing to this campaign through its yearly campaign "Orange the World". The "Orange the World" movement aims to brighten women's and girls' futures by eradicating GBV in the workplace, at home, and beyond. In effect, the color orange conveys dynamism and vibrancy which symbolizes a positive future without Violence Against Women and Girls (VAWG).

The 16 Days of Activism are the days that are dedicated to raising awareness about violence against women and girls as a human rights issue, focusing on the importance of grassroots work on violence against women as well as providing an international platform for advocacy and campaigning. The campaign starts on 25th November (International Day for the Elimination of Violence against Women) and runs until 10th December (Human Rights Day). The dates for the campaign were chosen to link violence against women and human rights and emphasize that gender-based violence against women is a violation of human rights. This 16-day period also highlights other significant dates including November 29, International Women Human Rights Defenders Day, December 1, World AIDS Day, and December 6, which marks the Anniversary of the Montreal Massacre. Additionally, the 16 Days of Activism is a women's rights agenda that has also benefitted from the accumulation of international conventions in the fight against GBV over time. The fight has been hard fought for decades. GBV has come to be recognized and protected by the international community for women and girls worldwide.



CONTD...

Various conventions have catapulted the proclamation by most nations of the world into text. These include The Convention on the Elimination of all Forms of Discrimination against Women (CEDAW) which defines GBV as "violence that is directed against a woman because she is a woman or that affects disproportionately". More generally the term has been defined, as any act of violence that results in physical, sexual, or psychological harm or suffering to women and girls, including threats of such acts, coercion, or arbitrary deprivation of liberty. GBV disproportionately affects women and girls in areas such as domestic violence, sexual harassment/assault, child marriage, sexual abuse, human trafficking, and female genital mutilation (FGM).

GBV is also a major obstacle to the fulfilment of women and girls' human rights and to the achievement of the 2030 Agenda for Sustainable Development which Kenya is at the forefront of promoting as a National Goal.

The conventions are the pinnacle of the importance of this global event which has been highlighted from the recognition that GBV is a fundamental human rights violation. It affects women and girls worldwide in every sphere of their lives, whether it is at work, at home, or in other social domains. It crosscuts nationality, social status, culture, race, and religion. It has equally been documented that in humanitarian situations, women and girls are at a heightened risk of violence, abuse, and exploitation. Presently, GBV also takes form in online spaces where women and girls worldwide are attacked, harassed, abused, and victims of cyberbullying. Unfortunately, in many cultures that exist in Kenya, violence against women and girls (VAWG) is accepted as a social norm. Therefore, as we wind up the year #Wakilis let us continue to advocate for equality of opportunities as we eliminate all forms of violence against women and girls from the courts to our homes.

By Sophie Kaibiria,
Director Practice Standards- LSK





WE'RE
HIRING

VACANCY FOR AN ADVOCATE

A Law Firm based in Nairobi County requires an advocate to work in Litigation, Conveyancing and Commercial Departments of the Law firm starting in January, 2024. The advocate needs 2024 practicing certificate or to demonstrate he/she is applying for one before deadline of January, 2024. Experience will be an added advantage.

Send your application and C.V to officevacancy23@gmail.com by latest 29th December, 2023. Only successful applicants will be contacted for interview.



FREE LEGAL AID CAMP- MARAKWET WEST CONSTITUENCY



LAW SOCIETY OF KENYA

FREE LEGAL AID CAMP- MARAKWET WEST CONSTITUENCY

Member of Parliament (MP) for Marakwet West, Hon Timothy Toroitich, in conjunction with the Law Society of Kenya have organized a free Medical and Legal Aid Camp to be held on early January at Moi Girls Kapcherop Secondary School.

The purpose of the Legal Aid Camp is to support the needy in the community by offering Free Legal Aid in the following areas:

- Inheritance issues.
- Land disputes.
- Compensation.
- GBV Legal advice.
- Other legal issues

INTERESTED ADVOCATES ARE REQUESTED TO REGISTER VIA THIS LINK





DECLARATION OF VACANCY & NOMINATION FOR THE POSITION OF PRESIDENT, VICE PRESIDENT AND COUNCIL MEMBERS

Law Society of Kenya



LAW SOCIETY OF KENYA

TO ALL MEMBERS OF
THE LAW SOCIETY OF KENYA

Lavington, opp Valley Arcade, Gitanga Road
P.O Box 72219-00200 Nairobi, Kenya
Dropping Zone -149 Embassy House Basement
Tel: +254 111 045 300
Website: www.lsk.or.ke
Email: lsk@lsk.or.ke

Our Ref: E/24

Your Ref: TBA

Date: 5th December 2023

DECLARATION OF VACANCY AND NOMINATION FOR THE POSITION OF PRESIDENT, VICE-PRESIDENT AND COUNCIL MEMBERS OF THE LAW SOCIETY OF KENYA

Under Section 17 of the Law Society of Kenya Act, 2014, the Council shall consist of: the President, Vice-President, three (3) Representatives of the General Membership of the Society, one (1) of whom shall be an advocate of at least 25 years standing, four (4) Upcountry Representatives, who shall be persons who do not ordinarily practice in Nairobi or at the Coast, three (3) Nairobi Representatives, who shall be persons who ordinarily practice in Nairobi and one (1) Coast Representative, who shall be a person who ordinarily practices at the Coast.

The current Council of the Law Society of Kenya assumed office on 25th March, 2022, for a term of two-year ending on 25th March, 2024. Pursuant to Regulation 28 (1) of the Law Society of Kenya (General) Regulations, 2020, at least three months before the 15th day of March in the year when election of the Council is scheduled to be held, the Secretary shall issue notice of the vacancies in the Council.

To access the full notice, please click here, https://drive.google.com/file/d/1UHMziKVZ6jfL_SHiqCdB7uA0NbspEz6P/view?usp=sharing

Dated 5th December 2023

FLORENCE W. MUTURI
SECRETARY/CEO

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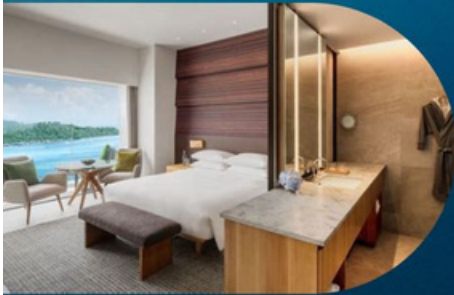
THE BORNEO RAINFOREST LAW CONFERENCE- 26TH- 28TH FEBRUARY 2024



The Borneo Rainforest Law Conference 26th - 28th February 2024

*Sabah International Convention Centre
Kota Kinabalu
Sabah, Malaysia*

Secure the early bird rate, finishing 15th December 2023



Take advantage of the hotel rate to relax in style

Hyatt Centric Kota Kinabalu is offering preferential rates to Conference delegates and is home to a Sky bar and a double-edged infinity pool, with every room entailing a private balcony allowing for those famous Borneo sunsets to truly take your breath away.

Curious about the Kota Kinabalu tours?

Why not make the most of Borneo and experience the vibrancy the different tours have to offer? Sign up for one of the many tours on offer before, during, and after the Conference. From off beaten paths, rustic villages home to the local indigenous communities, to a Safari and Sunset Cruise... Few visitors ever leave disappointed.



Scan the QR Code for the event website





NOMINATION FOR ELECTIONS TO THE POSITION OF JSC MALE REPRESENTATIVES TO THE JSC FOR A TERM OF FIVE YEARS WITH EFFECT FROM 13TH MAY 2024

Law Society of Kenya



LAW SOCIETY OF KENYA

TO ALL MEMBERS OF
THE LAW SOCIETY OF KENYA

Lavington, opp Valley Arcade, Gitanga Road
P.O Box 72219-00200 Nairobi, Kenya
Dropping Zone - 149 Embassy House Basement
Tel: +254 111 045 300
Website: www.lsk.or.ke
Email: lsk@lsk.or.ke

Our Ref: E/24

Your Ref: TBA

Date: 5th December 2023

NOMINATION FOR ELECTIONS TO THE POSITION OF THE LSK MALE REPRESENTATIVE TO THE JUDICIAL SERVICE COMMISSION (JSC) FOR A TERM OF FIVE YEARS WITH EFFECT FROM 13TH MAY 2024

The term of the current Law Society of Kenya Male Representative to the Judicial Service Commission, Mr. Macharia Njeru shall expire on the 12th May 2024. Pursuant to Article 171(4), members of the Commission, apart from the Chief Justice and the Attorney-General, shall hold office, provided that they remain qualified, for a term of five years and shall be eligible to be nominated for one further term of five years.

Regulation 87(7) of the Law Society of Kenya (General) Regulations, 2020 provides that where the election of a representative of the Society to the Judicial Service Commission or to the Disciplinary Tribunal is required within a period not exceeding three months after the date scheduled for election of the Council, such election may be done in advance at the same time as the election of the Council.

To access the full notice, please click here, <https://drive.google.com/file/d/IQK41RNYRXFaOCe0mLKI770uyZyrRzCVA/view?usp=sharing>

Dated 5th December 2023

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**POSTPONEMENT OF THE WEBINAR THAT WAS SCHEDULED FOR 21ST NOV 2023 TO
19TH DEC 2023**



WORK-LIFE BALANCE WEBINAR



ONE LSK
CPD UNIT

Creating Harmony in all Areas of your Life.



DEC 19TH, 2023
02.00 PM - 03.30 PM

How do you ensure that you don't become a lawyer at the expense of your marriage, friendships, romance, self-care, spiritual life, community, and whatever else you value?



Join us and learn!

SPEAKER
KAMAU MWANGI



[REGISTER HERE](#)

www.myafya.africa

Call: 0796 616 728

PayBill: 247247

Account: 960610

Amount: Ksh. 1,500



NOTICES/ VACANCIES

CPD ACCREDITED WEBINAR ON NEW YEAR PLANNING FOR LAWYERS/ FIRMS



WEBINAR



LSK Accredited
1 CPD point

New Year Planning for Lawyers/ Firms

📅 18TH DECEMBER 2023

🕒 2:00PM - 4:00PM

MODULES

- Importance of personal / law firm annual planning
- Practical steps in planning 2024
- Personal vision, goals and strategy
- How to review your performance in 2023
- Branding, marketing & financial planning
- Professional and personal development for you and the law firm



Bob Kalili

Co-founder and Executive Coach
CEO Academy Africa



Deborah Momanyi

Advocate & GRC Consultant and
Corporate Trainer- CEO Academy Africa

Cost: Ksh. 5,000/-



SCAN TO REGISTER



NOTICES/ VACANCIES

NOTICE FOR NOMINATION OF CANDIDATES FOR ELECTIONS FOR THE POSISTION OF THE MEMBER OF THE ADVOCATES DISCIPLINARY TRIBUNAL

Law Society of Kenya



TO ALL MEMBERS OF
THE LAW SOCIETY OF KENYA

Lavington, opp Valley Arcade, Githanga Road
P.O Box 72219-00200 Nairobi, Kenya
Dropping Zone -149 Embassy House Basement
Tel: +254 111 045 300
Website: www.lsk.or.ke
Email: lsk@lsk.or.ke

Our Ref: E/24

Your Ref: TBA

Date: 5th December 2023

NOTICE FOR NOMINATION OF CANDIDATES FOR ELECTIONS FOR THE POSITION OF THE MEMBER OF THE ADVOCATES DISCIPLINARY TRIBUNAL (TERM OF THREE YEARS WITH EFFECT FROM 25TH MARCH 2024)

The terms of two (2) members of the Advocates Disciplinary Tribunal namely: Mr. George Ochich and Mr. Gathii Irungu expired on the 24th March 2023 while Hon. Justice. John Chigiti, SC was appointed as a Judge of the High Court of Kenya in 2022. Pursuant to Section 57 (1)(C) of the Advocates Act, the Advocates Disciplinary Tribunal shall comprise of among others six advocates (other than the Chairman, Vice-chairman or Secretary of the Society), of not less than ten years standing, one of whom shall be an advocate who does not ordinarily practise in Nairobi, all of whom shall be elected and shall hold office for three years and be eligible for re-election.

Regulation 87(7) of the Law Society of Kenya (General) Regulations, 2020 provides that where the election of a representative of the Society to the Judicial Service Commission or to the Disciplinary Tribunal is required within a period not exceeding three months after the date scheduled for election of the Council, such election may be done in advance at the same time as the election of the Council.

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