



15TH JANUARY 2024 | ISSUE 1

THE LEGAL INSIGHT

The Official LSK Weekly Newsletter

LSK PEACEFUL PROTEST CONDEMNING UTTERANCES BY THE HEAD OF STATE AGAINST THE JUDICIARY



LSK Members at a Press briefing before the peaceful protest march.

Members of the Law Society of Kenya turned up in large numbers for the LSK Peaceful protest march dubbed [#ConstitutionalSafeguards](#) held on Friday 12th January 2024. The aim of the protest was to reaffirm our oath and the commitment of Advocates to defend the independence of the Judiciary, compliance with court orders and express our strong condemnation of the President's remarks undermining the independence of the Judiciary.

In Nairobi, members converged at the Supreme Court of Kenya then proceeded to Parliament buildings, to the Office of the President along Harambee Avenue to Taifa Road and then back to the Supreme Court where the President addressed members. Other branches participated in the march in their various towns including Coast Branch, West Kenya and South West Branch amongst others.

FEATURED

News Segment

Notices/Vacancies

Conferences



CONTD...

Members came in robed and donned purple ribbons as a symbol of our commitment to upholding the principles enshrined in the Constitution. The Law Society of Kenya shall not relent in protecting the sanctity of the legal system and upholding the Constitution of Kenya.



Click here to access the photos for the peaceful protest,
https://drive.google.com/drive/folders/1hVymf2Ano9HBYFxpSAtqaJYWCjF5wh?usp=drive_link



COUNCIL DECISIONS TAKEN ON 11TH DECEMBER 2023

The Council Decisions on applications taken on 11th December 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/1LgHXMRS_jQcxO4kZGIfs0z6D2kuNDEn?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)



CPD EVENTS- JANUARY 2024

LAW SOCIETY OF
KENYALavington, Opp. Valley Arcade
Gitanga Road
P. O. Box 72219-00200
NAIROBI
Tel. 0111 045 300CONTINUING PROFESSIONAL DEVELOPMENT (CPD)
EVENTS - JANUARY 2024

Date	Topic	Speaker	CPD Unit	Cost (KES)	Time	Venue
12 th January 2024	The Remuneration Order: Bread and Butter Discourse: The Advocate in the tough economic times.	Dr. Andrew Khakula	1	1,000	2.00pm – 3.00pm	Virtual
12 th January 2024	The Small Claims Court: The gains and misses • Distinguishing Law & Procedures of The Small Claims Court from The Magistrate's Court	• Hon. Susan Gitonga, Deputy Registrar, Small Claims Court • Hon. Caroline Okumu, Resident Magistrate/ Adjudicator	2	4,500/3,500	8.30am – 2.30pm	Panari Hotel, Nairobi
17 th January 2024	The Advocate and Life Skills: Conquering Personal Financial Management	Patricia Kiwanuka, Managing Director, Revenu Stream Ltd	1	1,000	2.00pm – 3.00pm	Virtual
19 th January 2024	Environment, Social and Governance (ESG): The Advocate's role in a holistic vie for corporate sustainability.	• Mbula Nzuki, Advocate • Mary Eunice Njau, Advocate	2	4,500/3,500	8.30am – 2.30pm	Hotel Sapphire, Mombasa
19 th January 2024	Digital Currency and the law: Emerging Jurisprudence	Robert Muoka, Advocate	2	1,500	2.00pm – 3.30pm	Virtual
24 th January 2024	The Advocate's view of Corporate Governance: Appreciating the evolving jurisprudence	Catherine Musakali, Advocate	2	1,500	2.00pm – 3.30pm	Virtual
26 th January 2024	The evolving nature of Law on Trusts in Kenya: From the drafting to the incorporation of Trusts and governance of the Trusts.	• Hon. Justice Roselyne Aburili • Fedson Orare, Registrar of Trusts • Wanjiru Nduati, Advocate	2	4,500/3,500	8.30am-2.30pm	Grand Royal Swiss Hotel, Kisumu
26 th January 2024	The Future of the Law Firm in Kenya: Lean and fit for purpose, through Technological solutions.	Dr. Robert Muthuri, Advocate	1	1,000	2.00pm-3.00pm	Virtual

Booking for CPD events is mandatory before making any payments. Those who intend to attend CPD events are required to book online and pay as illustrated on the link [Kindly click here for the online CPD booking manual](#)

NOTE:

- For payments made via LSK pay bill, kindly use the invoice reference as the account number and not the P.105 number
- Cancellation or transfer of payment requests must be made in writing (email or letter) at least 24 hours before the date of the event. 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)

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- For virtual events, after payment members will receive the registration link to the Webinar on their portal under CPD events then "My CPD events". CPD Unit(s) 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 login credentials on the email address indicated at the point of webinar registration.
- For more information or any clarification, call 0110 677 458 or visit the website for more information.
- 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 at cpd@lsk.or.ke to be considered by the CPD Committee.

Dated 9th January 2024

FLORENCE W. MUTURI
SECRETARY/CEO

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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



STATEMENT / CMJA, CLA AND CLEA JOINT STATEMENT ON THE PUBLIC ATTACKS ON THE INDEPENDENCE OF THE JUDICIARY IN KENYA



The CMJA, CLA and CLEA (the Associations) are deeply concerned about the recent attacks on the independence of the Judiciary in Kenya including by the President of Kenya. The attacks follow judgments made by the courts in litigation challenging government decisions.

We urge the Government of Kenya to respect the authority and independence of the judiciary and ensure that court decisions are respected and complied with and that due process is followed in line with the Kenya's constitution and its international obligations regarding any investigation of judicial officers for alleged corruption.

We support the Statements made by the Hon. Chief Justice, the Judicial Services Commission and the Law Society of Kenya of 2,3 and 4 January 2023.

Chapter I of the Commonwealth (Latimer House) Principles (2003) states: "Each Commonwealth country's Parliaments, Executives and Judiciaries are the guarantors in their respective spheres of the rule of law, the promotion and protection of fundamental human rights and the entrenchment of good governance based on the highest standards of honesty, probity and accountability." The Commonwealth Charter states in Chapter VI that: "We recognize the importance of maintaining the integrity of the roles of the Legislature, Executive and Judiciary. These are the guarantors in their respective spheres of the rule of law, the promotion and protection of fundamental human rights and adherence to good governance."

Click here to access the full statement,

<https://www.commonwealthlawyers.com/statement/cmja-cla-and-clea-joint-statement-on-the-public-attacks-on-the-independence-of-the-judiciary-in-kenya/>



JOIN OUR TEAM- LITIGATION ADVOCATE

**WE'RE
HIRING**

Are you a vibrant, confident, and dedicated Litigation Advocate looking for an opportunity in Nairobi? We're a dynamic law practice seeking an enthusiastic individual with the following qualifications and skills:

- Bachelor of Laws (LLB) Degree
- Kenya School of Law Post Graduate Diploma
- Admission as an Advocate of the High Court of Kenya
- A current valid practising certificate without disciplinary records
- Proven proficiency in handling complex commercial litigation using IT tools for drafting, defence, and prosecution
- Strong communication, research, and analytical abilities with at least three (3) years post-admission litigation experience
- Background in conveyancing practice and transactions
- Self-motivated, capable of meeting deadlines under pressure with minimal supervision

If you fit this profile, we encourage you to apply. Please send your detailed CV with references to ceo@githiilaw.co.ke and info@githiilaw.co.ke by close of business **Friday, 19th January 2024**. Only shortlisted candidates will be contacted.

The selected candidate should be prepared to assume the role immediately and become an integral part of our team.



NOTICES/ VACANCIES

PROFESSIONAL MEDIATION TRAINING COURSE

5 DAY PROFESSIONAL MEDIATION TRAINING COURSE



LAW SOCIETY OF KENYA

VENUE: CONVENT INT'L HOTEL, LAVINGTON, NAIROBI

DATES: 25th - 29th March 2024

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, 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



ASSOCIATE- ADVOCATES VACANCIES

WE'RE
HIRING

Lesinko Njoroge & Gathogo Advocates (the Firm) is a medium-sized law firm based in Nairobi. We offer legal services in the Disputes Resolution, Commercial and Corporate Law and Conveyancing arenas to a broad range of clientele operating across vast sectors of the Kenya economy. We aspire to competitively recruit, engage and retain industrious, dynamic, self-driven and suitably qualified candidates to fill Associate-Advocate positions, in each of the Disputes Resolution and Conveyancing & Commercial Law Departments.

Disputes Resolution Advocate:

Holding a minimum of 2-3 years post-admission working experience gained in a busy and challenging work environment, the ideal Disputes Resolution candidate should demonstrate ability, familiarity and dexterity in navigating the Kenyan disputes resolution landscape spanning across the court system (at both lower and higher levels), statutory and arbitral tribunals. Being results-oriented, the desired candidate will, at minimum, from the previous assignments undertaken, demonstrate zeal and aptitude for legal research, quality drafting work, tactful advocacy and sound judgment of legal aspects.

Conveyancing & Commercial Law Advocate:

The Advocate will serve in the Firm's department which handles wide-ranging transactional, legal advisory, regulatory and facilitative work arising in the contexts of real-estate transactions, banking and finance, organisational set-ups, company formation and restructuring, Intellectual property protection, amongst others.

Accordingly, the successful candidate will have served in a busy environment and have 1-3 years' experience (at least one year post-admission), undertaking the typical work outlined above and must exhibit a thorough understanding of the relevant laws (substantive and procedural) and how they are applied in the practice of law. Experience in negotiating and drafting assorted transactional legal documentation, legal opinions, security documents, conducting of legal due diligence, amongst others, is a prerequisite to this position.

Application Guidelines:

The Applicants must be duly admitted to practise law in Kenya and must have held a valid practising certificate in the last one (1) year. They must not have any pending disciplinary proceedings.

The Applicants should send soft copies of documents in PDF formats comprising the Application Letter, CV and all relevant copies of Academic Records and Testimonials to: careers@lesinkonjoroge.com so as to reach us not later than by close of business on **24th January, 2024**. Incomplete Applications and those received after the said date will not be considered.



REMINDER: VERIFICATION OF VOTERS LIST FOR THE LSK ELECTIONS SCHEDULED TO BE HELD ON 29TH FEBRUARY 2024



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REMINDER: VERIFICATION OF VOTERS LIST FOR THE LSK ELECTIONS SCHEDULED TO BE HELD ON 29TH FEBRUARY 2024

The Law Society of Kenya is scheduled to hold elections on 29th February 2024, for the following positions:

1. All members of the Law Society of Kenya Council (2024-2026);
2. Law Society of Kenya Male Representative to the Judicial Service Commission; and
3. Members of the Advocates Disciplinary Committee.

Pursuant to Regulation 35(1) of the Law Society of Kenya General Regulations, 2020, the Secretary is required to publish the list of voters at least 45 days before the date set for elections for inspection by members. The Law Society of Kenya List of Voters 2024, which can be accessed through the link, [Voters List](#) contains names of 15,701 members who are eligible to vote in the upcoming elections by virtue of their names having been entered in the Roll of Advocates and having taken out practising certificates as at 29th December 2023, in line with Regulation 35(3) of the Law Society of Kenya General Regulations 2020.

The list of voters is arranged in alphabetical order, beginning with the surname and town of practice. Pursuant to Regulation 35(2) of the Law Society of Kenya (General) Regulations 2020, members will only vote at the member's designated principal place of practice. Regulation 35(6) provides that the Secretary shall submit the list of voters to the Electoral body, where applicable (IEBC), immediately upon expiry of the period limit for verification of the register by members, for preparation of the polling register.

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This is a call on members to inspect the List. Take note that any omissions and/or corrections must be forwarded to the LSK Secretariat through lskelections@lsk.or.ke so as to reach us by **18th January 2024 by noon.**

Dated 15th January 2024

FLORENCE W. MUTURI
SECRETARY/CEO

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

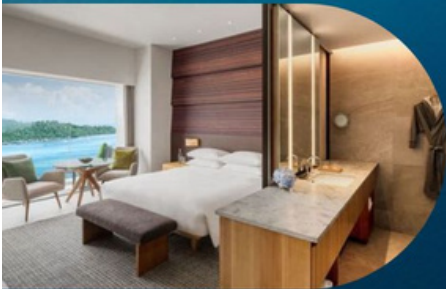


The Borneo Rainforest Law Conference

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

