



2ND AUGUST 2024 | ISSUE 25

THE LEGAL INSIGHT

The Official LSK Weekly Newsletter- JUSTICE GAMES EDITION

LSK PRESIDENT'S GOLF TOURNAMENT- 17TH AUGUST 2024



**LSK
PRESIDENT'S
GOLF TOURNAMENT**



2024

DIAMONDS LEISURE GOLF CLUB DIANI, KWALE COUNTY

SATURDAY, 17TH AUGUST 2024

FORMAT OF PLAY: STABLEFORD

REGISTER NOW



<https://bit.ly/LSKGolf2024>



CHARGES

KES 1,500 for golfers and
KES 1,000 for non golfers (golf clinic)
KES 200 Ball pool



PAYMENT DETAILS (MPESA PAYBILL)

BUSINESS NO.: 329329
ACCOUNT NO.: 0102095866700



DRESS CODE

WHITE AND
BLUE

FOR MORE INFORMATION: a.rodil@lsk.or.ke

CONVENER: GEORGE - 0727 208439

EVENTS MANAGER: JOSSY - 0700 752531

FEATURED

News Segment

Notices

Upcoming Events

Weekly Bites



LSK JUSTICE GAMES 2024



The Annual Lawyers' Games Tournament dubbed, the LSK Justice Games 2024 was held on 27th July 2024 at the University of Embu, Embu County in the LSK Mt. Kenya Branch. The Tournament successfully brought together legal professionals for an engaging day of competitive games, networking and team spirit. This year's event featured a range of activities designed to challenge participants' strategic thinking, teamwork and problem-solving skills.



The tournament saw over 30 teams register for football while other teams registered for basketball, table tennis, pool, volleyball, badminton and darts.

The event featured a keynote address from Hon Lucy Njuguna, Presiding Judge at the Embu Law Courts, who welcomed members to the County and indicated that the games were a call for a celebration of unity and a spirit of fair play from the stakeholders in the administration of justice.

She further noted that the games would foster interlinkages within the legal and justice entities while promoting physical well-being and wholesome interactions.



On the other hand, the LSK President Faith Odhiambo noted that the games would encourage competitiveness and promote health benefits of the members. In addition, it provided for an opportunity for networking, share experiences and explore potential collaborations.

After a gruesome day of sporting action the following teams emerged winners:

Football

1. Parliamentary Joint Service
2. Okil Kamaloka Welfare Association (OKWA)
3. Kisii Teaching and Referral



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Other teams were also declared winners in other games.

The Justice Games Tournament 2024 was a success, with lots of opportunity for learning and bettering of future tournaments.

GOLF TOURNAMENT

At the sidelines of the #LSKJusticeGames2024 members also participated in a Golf Tournament at the Embu Golf Club.

The Tournament was a resounding success that saw participation from over 50 golfers competing in a series of challenging rounds. The long hours on the course were punctuated by friendly gestures, strategic plays and the occasional cheer from the sidelines. Each hole presented its own set of challenges, testing the golfers' skill and endurance. Despite the long day, the spirit of sportsmanship remained high.

As the tournament drew to a close, the final holes were met with a mix of exhaustion and exhilaration. The awards ceremony celebrated the top performers and acknowledged everyone's effort. The long day of golfing ended on a high note, with a sense of accomplishment.

It was an incredible event honoring the top golfers during the Golf Tournament who were as follows:

- Overall Winner - K. Ndwiga
- Lady Winner - Advocate D. Ajwang
- Men Winner - J. Ngai
- Gross Winner - Mediator M. Muiru
- Lady Runners Up - M. Makena
- Men Runners Up - A. Gitonga
- Seniors Winner - Hon N. Nyaga
- Sponsor Winner- Advocate A. Kombo
- 1st 9 Winner - P. Fundi
- 2nd 9 Winner - M. Njeru
- Men Longest Drive - K. Ndwiga
- Ladies Longest Drive - M. Njoki
- Men Nearest to PIN - J. Murungi
- Two Club - A. Gitonga
- Best Effort Winner - Advocate L. Mumbi



Congratulations to all the winners and a big thank you to everyone who made it a memorable occasion.

The photo gallery of the LSK Justice Games 2024 can be accessed on this link, https://drive.google.com/drive/folders/1S5-CrNIEU_0_tip5JGXB6Qoqm8H7z9ZG?usp=sharing



NEWS SEGMENT

EXTENSION OF REGISTRATION DEADLINE- 12TH AUGUST 2024
LAW SOCIETY OF KENYA ANNUAL CONFERENCE 2024



LAW SOCIETY OF KENYA

THE LAW SOCIETY OF KENYA

ANNUAL CONFERENCE

13TH - 18TH AUGUST 2024
**DIAMONDS LEISURE BEACH
& GOLF RESORT, DIANI**

**EXTENSION OF
REGISTRATION
DEADLINE- MONDAY
12TH AUGUST 2024**

4 CPD POINTS

[CLICK HERE TO REGISTER](#)

CHARGES

YOUNG LAWYERS (0-5YEARS) - **KSHS. 38,000/-**

ADVOCATES ABOVE 5 YEARS - **KSHS. 42,000/-**

FOR MORE INFORMATION EMAIL: annualconference@lsk.or.ke

[Click here for the full notice](#)



LAW SOCIETY OF KENYA AND UK BAR PILOT MENTORSHIP PROGRAM: A YEAR OF GROWTH, LEARNING, AND FUTURE PROSPECTS

In 2023, the Law Society of Kenya (LSK) and the UK Bar entered into a Memorandum of Understanding (MOU) that birthed several collaborative programs, one of the most notable being the pilot mentorship program. This initiative aimed to connect young Kenyan lawyers with senior counsels from the UK, fostering a cross-cultural exchange of legal practices and professional growth.

The Journey and Impact of the Mentorship Program

Over the past year, ten mentees from Kenya were paired with ten senior counsels from the UK. This mentorship program has proven to be a transformative experience for both mentors and mentees, who convened virtually on July 16, 2024, to assess the program's progress and share their experiences. The discussions were enriching, with participants expressing how they have benefited from the mentorship in terms of professional confidence, exposure to international legal practices, and personal growth.

Notably, some mentees had the opportunity to meet their mentors in person during visits to the UK, further solidifying the mentor-mentee relationships. The program utilized mentoring program cards provided by the UK Bar, which helped guide the sessions and set goals—not just professional, but personal and family-oriented as well. However, flexibility was key, as some participants used alternative communication methods like WhatsApp to accommodate busy schedules.

The initiative's success owes much to the dedication of its project leaders, Mr. Bonface Were of the Law Society of Kenya and Ms. Amrit, leader of the Young Lawyers in the UK. The concept of this mentorship program was sparked over a lunch meeting between the two at the Radisson Blu Hotel, Nairobi. Both have been instrumental in steering the project to its successful culmination.

The program's convener at its inception was Mr. Byron Menezes, former leader of the Young Lawyers Committee. As the pilot phase concludes, Ms. Gloria Kimani, the current convener of the Young Lawyers Committee (2024-2026), has taken the reins, contributing significantly to the project's ongoing success. Special recognition is also due to Mr. Eric Theuri, President Emeritus of the Law Society of Kenya, whose vision and leadership facilitated the establishment of this platform.

Future Prospects and Acknowledgments

As the pilot mentorship program draws to a close, there is a growing consensus among participants on the importance of exposure and continuous learning. Recognizing the program's value, there is a proposal to establish a network of mentors and mentees. This network aims to maintain the momentum of the program, allowing current mentees to become mentors for new participants, thus creating a sustainable cycle of mentorship and professional development.

The Law Society of Kenya extends its gratitude to the mentors and mentees whose dedication and commitment have been central to the program's success.



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Their willingness to share knowledge and experiences has enriched the professional landscape for all involved.

List of Mentors and Mentees

The Law Society of Kenya looks forward to expanding this initiative and launching more mentorship programs in the future, further empowering young legal professionals and fostering a culture of continuous learning and excellence.

For more information and to share your experiences or inquiries, please contact the Young Lawyers Committee at the Law Society of Kenya.

LSK CAMPAIGN TO WEED OUT MASQRADERS UNDERTAKEN IN NAIROBI

The LSK through the Practice Standards Directorate carried out an exercise to weed out Masqueraders in Kilimani subcounty.

The team, (the Council Members led by Ms. Linda Kiome, Convener, Practice Standards Committee assisted by a team from the Secretariat undertook an inspection of law firms at Ntashaart plaza. The inspection was necessitated by the reports that the secretariat had received concerning quack advocates operating in the area.

The inspectorate team managed to have Mrs. Edith Nambisia of Rabala Advocates apprehended for masquerading as an advocate. The suspect was arrested and booked at Kilimani Police Station awaiting arraignment in Court.





PRACTICE STANDARDS DIRECTORATE- UPDATES

The LSK through the Practice Standards Directorate has been keen on ensuring compliance with the set laws, especially on matters of practice by investigating cases of non-compliance with the set rules.

CONTRAVENTION OF ADVOCATES (MARKETING AND ADVERTISING) RULES, 2014

The directorate received a complaint against the law firm of CR Advocates LLP- for advertising its services on its YouTube handle contrary to The Advocates (Marketing and Advertising) Rules, 2014. Upon investigations, it was found that the firm had contravened Rule 5 (2) (b)(d) of The Advocates (Marketing and Advertising) Rules, 2014. It was noted that the firm's uploaded Video contravened the said sections, in that, the pictures of the advocates/partners were used and that the partner(s) thereof in the video were promising the public a particular outcome if they engaged them. The directorate acted on the complaint by demanding answers from the law firm in line with the LSK mandate.

Additionally, in the case of the firm Kaaya Memba & Company Advocates it was reported to have advertised on its Facebook page, a post purporting to promote debt collection services under their law firm contrary to Rule 5 (2) (d). In this case, the directorate also sent a letter to demand answers for their action.

NB: Advocates must adhere to the Advocates (Marketing and Advertising) Rules, 2014 in any form of publicity to their firm's business.

UNQUALIFIED PRACTICE

A report was made to LSK on 17th July 2024 of Nawiri Justice Organization. The Organization purports to offer legal services to the public, they purported to do so through a pool of experienced Attorneys who navigate legal disputes, gather crucial evidence, and secure remedies thereof. Statutory checks established that, the entity does not exist as an NGOs nor as a law firm as presented in it website. The organization does not also have advocates declared to be working within it as the law prescribes. LSK has therefore recommended it ceases to provide legal services to the general public.



CONTD...

MASQUERADES CASES UPDATES FROM THE COURTS

The LSK through the Practice Standards Directorate has been supporting in the prosecution of various cases in courts across the country that concern unqualified practice.

31st July 2024: Case Reference: R V Brenda Wangui -E751 Of 2023

This is a case of a masquerader who had been caught in Kerugoya town in November 2023 purporting to offer legal services through a law firm's defunct branch office. The matter was coming up for hearing on the said date. The Directorate's Program Officer and one Secretariat staff attended and testified in the case and produced letters/evidence in support. The case is set for further hearing on 9th September 2024 where two witnesses are set to testify.

UNQUALIFIED PRACTICE: EDITH NAMBISSIA

Similarly, a report was received by the Directorate of a Masquerader working within a law firm of Rabala and Co. Advocates in the Kilimani region, Nairobi area. Upon investigation, it was found that the law firm did not have an actively practicing advocate within its establishment. A stint operation was mounted by the Secretariat in the company of Ms. Linda Kiome -Council Member and Convener of Practice Standards and Ethics Committee on 31st July 2024. A result above-mentioned individual was arrested after purporting to render legal advice and for stamping documents on behalf of the Advocate who is not authorized to practice law. The suspect was arrested for the offenses and was being processed to take plea for engaging in an unqualified practice of law and the Advocate for professional misconduct for allowing his office to be utilized by an unqualified person is on-going.



PARTICIPATION OF THE ABA BOARD AND STAFF AT THE LSK JUSTICE GAMES 2024

The ABA Board of Management wishes to congratulate the ABA Football team for putting up a stellar performance at the recently concluded LSK Justice Games held at Embu University on Saturday, 27th July 2024. The team advanced to the quarterfinals.

The Board also congratulates ABA Board Member Debra Ajwang, Advocate, who emerged as the Lady Winner at the Golf Tournament held at the Embu Golf Club on the same day.



Hi Wakili, Kindly *changamka twende* LSK Annual Conference at the Diamond Leisure Beach and Golf Resort in Diani, Kwale County from 13th to 18th August 2024. Its Four (4) CPD Units. Book via online.lsk.or.ke/login

WAKILI WA CPD

The illustration depicts a male lawyer in a black robe and white collar standing on the left, holding a briefcase and looking towards a female lawyer sitting at a desk on the right. The male lawyer has several pieces of luggage (a blue suitcase, a brown bag, and a green bag) next to him. The female lawyer is wearing a black robe and sunglasses, gesturing with her hands. A thought bubble above her head shows a tropical beach scene with palm trees and a sunset. In the top right corner of the illustration, there is a logo for 'WAKILI WA CPD' with a scale of justice icon.



1ST ANNUAL SDRC RESEARCH COLLOQUIUM 2024



1st Annual

SDRC Research Colloquium 2024

29th and 30th August 2024 

8:00 a.m. - 5:00 p.m. 

Strathmore University 

CHARGES FOR ADVOCATES:

- Physical Attendance: **3500**
- Online Attendance: **2500**

**(2 CPD Points will be awarded by LSK)*

Registration link: <https://bit.ly/43M8G2F>

For more information contact:
Mr. Daniel M. Nzeki on dnzeki@strathmore.edu / 0708 871 608 or
Mr. George Gitau Karanja on gkaranja@strathmore.edu / 0712 206 463

sdrc.strathmore.edu



COUNCIL DECISIONS TAKEN ON 8TH JULY 2024

The Council Decisions on applications taken on 8th July 2024 for admission to the Roll of Advocates, Practicing Certificates, Notary Public and Commissioner for Oaths and Admission petitions can be accessed on the link: <https://drive.google.com/drive/folders/1JA5YwrNkxCKiZAI5Nw7GGkPdIKNksIGa?usp=sharing>



NOTICE

INSTITUTE OF CERTIFIED SECRETARIES (ICS)- ADVOCATES AND THE CS PROFESSION



ADVOCATES AND THE CS PROFESSION



**AUGUST 9,
2 - 4 PM**



**ZOOM
Webinar**

**FREE
Entry**



**SCAN THE
CODE FOR
EXEMPTIONS**

TARGET

Law students, graduates
and advocates



Join here:
<https://events.ics.ke/events/Mjkz>

**0734603173 / 0792164772 /
0792167185**

membership@ics.ke || www.ics.ke



NOTICE

ADVOCATES BENEVOLENT ASSOCIATION



What is Wakili Personal Retirement Benefit Scheme?

Wakili Personal Retirement Benefits Scheme is a formal retirement savings plan for members of the Association and their non-Advocate employees. It is a structured and professionally run scheme to enable the Advocates to save towards their retirement.

What type of retirement scheme is this?

This is a defined contribution scheme, where a member contributes a fixed amount such as a fixed percentage of monthly salary or income. The scheme, however, allows members to vary the amounts they contribute as well as how frequently they save.

Does that mean that my employer can also contribute?

Yes. The scheme is set up to accommodate contributions by your employer, if the employer chooses to contribute to do this for you as a benefit. It is important to note, however, that this is not mandatory since this is a personal retirement scheme.

Why should I enrol in the Wakili Personal retirement Benefit Scheme Product?

Many Advocates enjoy a good life during active practice. However, at some point in one's career, as it is in most professions, income becomes inconsistent or begins to decline. This product is a safeguard, a platform that enables you to grow your retirement fund so that you can continue to enjoy a comfortable life when this time comes.

For more information, please contact the ABA secretariat using the details below

@ aba@lsk.or.ke 0717-595-006 @LSK_ABA The Advocates' Benevolent Association



UPCOMING EVENT

KENYA SCHOOL OF LAW- TRAINING NOTICES

TRAINING NOTICES



THE KENYA SCHOOL OF LAW

5- DAY COURSE ON LEGISLATIVE DRAFTING FOR ADVOCATES IN COUNTY GOVERNMENTS

The Kenya School of Law is pleased to mount a very practical, hands-on 5-day course on **Legislative Drafting** tailored specifically to the legal personnel working in various cadres in County Governments. This course seeks to build capacity for drafting and analyzing legislative proposals as well as related policy issues. It also addresses the question of translating policy into law.

Date: 26th - 30th August 2024

Venue: Kenya School of Law, Karen Campus

For more information, please click here, https://drive.google.com/drive/folders/17UDoxVwczJXogKKRI-iTR8Dp_SwaFgjD?usp=sharing

5- DAY COURSE ON LEGISLATIVE DRAFTING: POLICY & LEGISLATION

The Kenya School of Law is pleased to mount a very practical, hands-on 5-day course titled **Legislative Drafting: Policy & Legislation**. This course seeks to build capacity for drafting and analyzing legislative proposals as well as related policy issues. It also addresses the question of translating policy into law.

Date: 21st- 25th October 2024

Venue: Naivasha

For more information, please click here,

https://drive.google.com/drive/folders/17UDoxVwczJXogKKRI-iTR8Dp_SwaFgjD?usp=sharing



A QUICK NOTE ON THE APPROVAL OF CABINET SECRETARIES

The constitutionally enshrined process of vetting of The President's second set of cabinet nominees, since he assumed power is currently ongoing in the National Assembly of Kenya. The process which has been scheduled for 4 days, comes at a time when Kenya is about to Celebrate the Katiba at 14 years since its promulgation. It is therefore an important season to reflect on the process of vetting of the Cabinet Secretaries.

The process is initiated by the President who writes to the Speaker of the National Assembly transmitting his nominations to the different offices of Cabinet. In this communication, the President attaches the curriculum vitae of the nominees which the Speaker has to publicly pronounce receipt of to the House. This is part of ensuring transparency in the appointment process as well as ensuring the Participation of Parliamentarians as representatives of the people in the appointive process. The second step in the process is then steered by the Speaker of the National Assembly who transmits the nominations to the National Assembly's Committee on Appointments for vetting.

The Committee on Appointments is established under the provisions of S.O. No. 204. It consists of the Speaker as a Chairperson, the Deputy Speaker, the Leader of the Majority Party, the Leader of the Minority party, the Deputy Leader of the Majority Party, the Deputy Leader of the Minority party, and not more than twenty-two other Members nominated by the House Business Committee, based on proportional Party Membership in the House taking into consideration the numerical strength of the Parties and interests of Independent Members. The mandate of the committee is espoused in Article 152(2) of the Constitution where it is supposed to consider for approval the appointments of Cabinet Secretaries.

The approval process is fashioned as a public interview process. In this process, the committee has to consider memorandums from the public against the appointment of individual nominees. Under Section 6(4) of the Public Appointments (Parliamentary Approvals) Act 2011, the Clerk of the National Assembly should have notified the general public of the intention of the Committee to hold public approval hearings seven days prior. The Clerk also invites the nominees to the approval hearing in writing and print media. Lastly, the Clerk also wrote to the Chapter 6 institutions such as the EACC, KRA, DCI, and HELB. The Registrar of political parties is also required to highlight any party affiliations as regards the nominees.



The current approval hearings have attracted 1300 memorandums against the nominees according to the National Assembly Speaker. Out of these, the committee has been highlighting several issues affecting the different ministries. Key among these issues have been matters that have been a thorn in the flesh for the public such as the legality of the Housing Levy, the rollout of the Universal health system in the country, the CBC curriculum rollout, the university funding, model, and the issue of extra-judicial killings among others. The nominees are also given an opportunity to responds to the memorandums in writing if they so wish. The process in itself is a good governance agenda where Article 10 principles are supposed to be depicted by the nominees as part of the constitutional principle of social contract. Lest we forget #Wakilis these are patriotism, and the rule of law, social justice, inclusiveness, human rights, accountability, and transparency to name a few.

BY SOPHIE KAIBIRIA
DIRECTOR- PRACTICE STANDARDS





LAW SOCIETY OF KENYA



**TOLL
FREE**

0800 720 434

The Law Society of Kenya stands in solidarity with those affected by the disrupted peaceful protests.

If you need legal assistance, have been unlawfully detained, or have suffered injuries you would like to report, please reach out to us via the **toll-free line above**.

#JUSTICEFORKENYA



LAW SOCIETY OF KENYA

**Law Society of Kenya
Lavington, Opposite Valley Arcade, Gitanga Road
P.O BOX 72219- 00200
Nairobi, Kenya**

Phone Number: 0111- 045 300

**Email: lsk@lsk.or.ke
www.lsk.or.ke**