



7TH NOVEMBER 2024 | ISSUE 32 | LEGAL AWARENESS EDITION

THE LEGAL INSIGHT

The Official LSK Weekly Newsletter

LAW SOCIETY OF KENYA LEGAL AWARENESS WEEK 2024



The Council of the Law Society of Kenya through the Public Interest Litigation Committee convened by Council Members Manwa Hosea and Stephen Wanjiru held its Annual Legal Awareness Week between 28th Oct-1st November 2024.

The legal awareness week was officially launched at Milimani Law Courts on 28th October 2024, under the theme "Laws for the People, by the People: Empowering Citizen Participation." Prof. Kivutha Kibwana, the Chief Guest, graced the event. He commended The Law Society of Kenya for coming out strongly to defend the rule of law and administration of justice as stipulated in the LSK Act, especially during the demonstrations against the Finance Bill.

FEATURED

News Segment

Notices

Upcoming Events



CONTD...

On the other hand, the LSK President Madam Faith Odhiambo, in her speech, reminded members that real change, enduring change, happens one step at a time and encouraged advocates to educate the public on their rights, providing legal aid to those who need it most and raising awareness about the law.

Other speakers during the launch were Hon. Justice Eric Ogola, LSK Vice President Mwaura Kabata, LSK Nairobi Branch Chair Eric Kivuva and the Conveners of the PIL Committee. The speakers appreciated the Society for the annual event which aims at giving back to the Society by giving free legal aid to members of the public and the incarcerated.

After the launch, there was a sensitization forum for Small and Medium Enterprises (SME) business owners at the Milimani Law Courts Ceremonial Hall. In attendance was LSK Nairobi branch Chair, Mr Eric Kivuva, who delivered the opening remarks and appreciated members of the public for their presence in the seminar. Among the matters discussed were tax compliance and incidental risks for small and medium enterprises (SME) SMEs with a focus on digital taxing and tax filing systems, legal solutions for small and medium enterprises SMEs with a focus on Contracts, help with understanding legal obligations, Intellectual property, taxes and risk management. An open interactive question and answer session followed, with SME owners raising concerns in regard to the challenges they face in their day-to-day businesses. The advocates present took turns providing counsel to the SME owners present.

On 30th October 2024, advocates showed up in numbers to participate in offering free legal counsel to inmates and remandees at the Langata women's prison on 29th October 2024. It was established that most of the individuals who had been arrested ended up being put in remand because most of them were ignorant of their constitutional right to legal counsel, which increased their chances of being imprisoned without proper legal representation. The inmates and remandees were then educated through a plenary session on their constitutional rights, including the right to free legal representation in the case that they are not able to afford advocates fees.

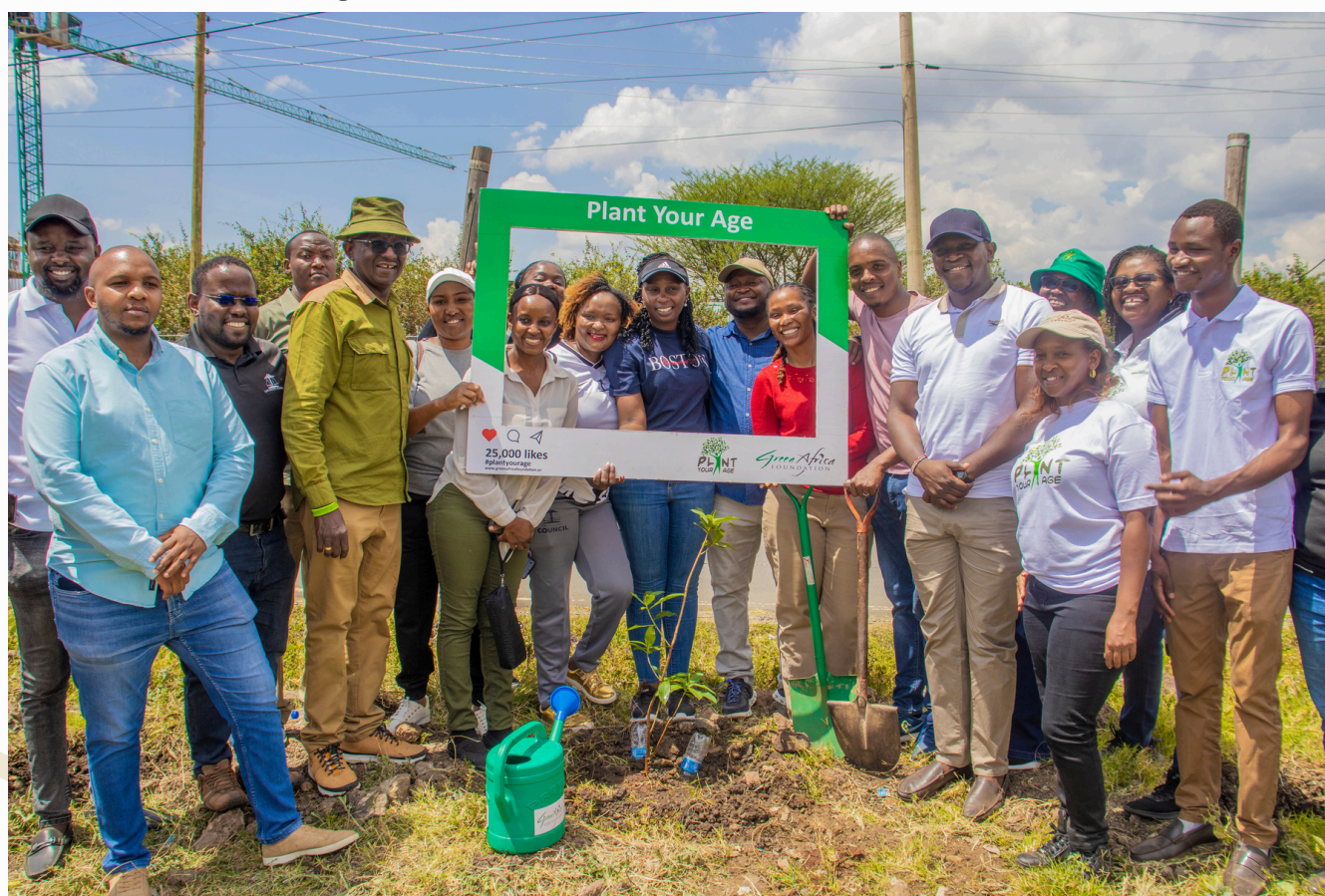




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In addition, the Milimani and Kibera Law courts and legal aid clinics were well attended by both the public and advocates who were able to listen to and offer free legal advice to members of the public, with most advocates taking on cases on a pro-bono basis.

On 1st November 2024, the LSK in conjunction with Partners in Justice International, held a Joint Forum on Human Rights Reporting and Bail/Bond Guidelines. Among the matters discussed were Human rights (crimes against humanity), including killing, murder, enforced disappearances, torture and sexual violence, criminal accountability & responsibility and criminal law frameworks. Subsequently, there was a tree planting activity at the LSK South C plot where the Society partner with Plant Your Age initiative chaired by Dr. Isaac Kalua. During the event members were sensitized on the importance of tree planting and how the actual tree planting exercise should be undertaken. Tree planting is an essential practice for preserving the health of the planet and enhancing the quality of life for current and future generations. The plant your age initiative, is an initiative that focuses on individuals of all walks of life to plant trees equivalent to their age and ensure that they grow as a way of working towards realizing the 10% tree cover as articulated in the Kenyan Constitution 2010 and in Vision 2030. It's an initiative that runs through the entire short rain season every year.



Later in the evening, the Law Society of Kenya Legal Awareness Week was concluded with a commemorative dinner in honour of the courageous advocates during the Gen Z maandamano, with the chief guest being Mr. Irungu Houghton. This came as a great opportunity for members to reflect on the impact of Legal Awareness Week and look forward to LSK's role based on the lessons drawn from engagements with the public. The LSK President, Madam Faith Odhiambo, appreciated everyone who took advantage of the week to inquire and seek support from advocates during the week, also thanking the partners and stakeholders who supported this year's edition and made it a success.



NEWS SEGMENT

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The Photos of the various events can be accessed on this link,

https://lskkenya-my.sharepoint.com/:b:/g/personal/a_rodi_lsk_or_ke/ETy77dWGeoN0gW09q8C4NlwBaR_3zfBKWJGdJuKW8I40yg?e=PfPdSZ



NEWS SEGMENT

CPD ON LEGISLATIVE DRAFTING: FROM POLICY FRAMEWORKS TO PRECISE LEGAL DRAFTING & INTERPRETATION

The Law Society of Kenya (LSK) hosted a specialised Continuing Professional Development (CPD) for Advocates in the Senate at the Holiday Inn Hotel, Two Rivers Mall, Kiambu County. The Theme of the Specialized CPD was 'Legislative Drafting: From Policy Frameworks to Precise Legal Drafting & Interpretation'.

The LSK Committee on Continuing Professional Development (CCPD) Vice Chairman Julius Kitheka stated that the Committee rolled out specialised CPDs in response to requests from members. He also added that the training would equip Advocates in the Senate with skills in legal drafting to improve their professional expertise.

Dr Nabil Orina, who was the Moderator of the two-day training, reiterated that the Committee on CPD was committed to ensuring the general membership benefits from its programmes. The Director of Legal Services, Senate Dr Johnson Okello, appreciated the LSK and the Committee on CPD for responding to their request for a specialised CPD on Legal Drafting. Dr. Okello requested the Committee on CPD to include - in its 2025 CPD Calendar - a topic on 'Parliamentary Law & Practice', which he said is an emerging area of practice.



CCPD Vice Chair Julius Kitheka (L) and Dr. Orina (R) during the Specialized Seminar.



Dr. Okello (L) and participants (R) during the Specialized Seminar.





COUNCIL DECISIONS TAKEN ON 14TH OCTOBER 2024

The Council Decisions on applications taken on 14th October 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/1M0IS-lF2bLlchevKW6NT_FdaqfrcUOsq?usp=sharing

PRACTICE STANDARDS DIRECTORATE WEEKLY BULLETIN

MASQUERADES CASES UPDATES

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

28TH OCTOBER 2024: CASE REFERENCE: R V JACK MURITHI STANLEY & RUSSIAN WAKIO GICOVI-E627 OF 2023

This is a case of a masquerader who had been arrested in Embu town while purporting to offer legal services through a law firm called Muhuthu and Co. Advocates. The accused had undertaken a conveyancing transaction for the victim in the case. The matter was coming up for hearing on the said date and the director of Practice Standards testified in the case. The prosecution closed their case with the testimony of the investigation officer. The case is set for mention on 3rd December, 2024 where further directions will be given upon filing of the submissions.



Telephone System Downtime



The Law Society of Kenya has been experiencing technical challenges with its main telephone system affecting incoming and outgoing calls.

Our teams are working on restoring the telephone services to ease communication. In the meantime, we encourage members to use the departmental contact details as shown below;

CPD- 0110 677 188

Compliance & Ethics/ Practice Standards- 0110 459 555

Finance- 0110 380 838

Member Services- 0111 231 010

PIL & Parliamentary- 0111 231 010

ABA- 0717 595006

We apologize for any inconveniences caused as we work towards restoring the services to improve on responsiveness and efficiency.

lsk@lsk.or.ke



EXTENSION OF DEADLINE-WAIVER ON BACKFEES FOR PRACTICING CERTIFICATE APPLICATIONS



LAW SOCIETY OF KENYA

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

EXTENSION OF DEADLINE-WAIVER ON BACKFEES FOR PRACTICING CERTIFICATE APPLICATIONS

In a bid to encourage members who have ceased to hold a practicing certificate for a period of twelve months or more, renew their practice, the Council of the Law Society of Kenya in its meeting held on 9th September, 2024, resolved to extend the deadline for waiver for payment of backfees for Advocates applying for Practicing Certificates under Section 25(1) (a) of the Advocates Act. The deadline has now been **extended to 30th November 2024.**

In addition, the Council also resolved to extend the waiver to members with outstanding invoices for back fees, subject to taking out 2024 PC. Please note that such applications will be considered on a case-to-case basis.

N/B: Kindly note that the waiver does not extend to the Advocates Benevolent Association (ABA) Back Fees and Continuing Professional Development (CPD) fees, where applicable. Additionally, if an advocate applies for the waiver but does not take out their practicing certificate for the year 2024, the waiver shall cease to be applicable.

We encourage all eligible members to take advantage of the waiver through issuance of a Notice of Intention to practice under Section 25 (1) (a) of the Advocates Act.

For any inquiries or further assistance, please contact the LSK Secretariat on 0111671458 or email address pauline@lsk.or.ke

Dated 12th September 2024

FLORENCE W. MUTURI
SECRETARY/CEO

Faith Odhiambo (President), Mwaura Kabata (Vice-President)
Tom K'opere, Teresia Wavinya, Hosea Manwa, (General Membership Representatives)
Gloria Kimani, Irene Otto, Stephen Mbugua (Nairobi Representatives)
Vincent Githaiga, Lindah Kiome, Hezekiah Aseso, Zulfa Roble (Upcountry Representatives)
Elizabeth Wanjeri (Coast Representative)



NOVEMBER CPD EVENTS

12/11/2024	Effective Client Relationship Management: Building Trust for Long-Term Success	Eunice Maina-Mburu, Chief Sales Trainer and Coach, 20X Entrepreneurs Ltd	Virtual	2.00pm-3.00pm	1	1,000
13/11/2024	Technicalities as a Graveyard for Justice	Charles Kanjama, SC	Virtual	2.00pm-3.00pm	1	1,000
15/11/2024	Children and the Law: An Appreciation of State of Play	<ul style="list-style-type: none"> Hon. Dr. Alice Macharia, Childrens' Court Sian Rapei, Advocate 	Panari Hotel, Nairobi	8.30am-2.30pm	2	3,500/4,500
15/11/2024	The Small Claims Court Processes: An appraisal	Hon. Manuela Kinyanjui, Adjudicator, Small Claims Court, Milimani	Virtual	2.00pm-3.00pm	1	1,000
15/11/2024	The Advocate and Tax Law	<ul style="list-style-type: none"> Dr. Andrew Khakula, Advocate Ann Waithira Githinji, Advocate 	Grand Royal Swiss Hotel, Kisumu	8.30am-2.30pm	2	3,500/4,500
18/11/2024	Trial Advocacy: Effective Lawyering	TBA	Virtual	2.00pm-3.00pm	1	1,000
19/11/2024	Structuring and Negotiating Infrastructure Projects	Brian Fix, Member of the New York Bar & President, Negotiating Practical Solutions, New York	Virtual	2.00pm-3.00pm	1	1,000
20/11/2024	The Creative Artist and the Law: Legal protection for Theatre Artists and Acrobats.	Immaculate Juma, Advocate	Virtual	2.00pm-3.00pm	1	1,000
21/11/2024	Assisted Reproduction & the Best Interest of Children: Which Way for Legislation?	Ayieta Lumbasyo, Advocate, Founder & CEO - Fertility Law Centre	Virtual	2.00pm-3.00pm	1	1,000

The LSK CPD events for the month of November 2024 can be accessed on this link,

<https://lskkenya->

[my.sharepoint.com/:b:/g/personal/a_rodilsk_or_ke/EQDCGY22AfZFsJW2iYE26P0BznFH6nM7pgqNC_tN1YOlYw?e=6WpaTs](https://lskkenya-my.sharepoint.com/:b:/g/personal/a_rodilsk_or_ke/EQDCGY22AfZFsJW2iYE26P0BznFH6nM7pgqNC_tN1YOlYw?e=6WpaTs)



**Munyao, Muthama
& Kashindi**

ADVOCATES, COMMISSIONERS FOR OATH, NOTARIES PUBLIC & CERTIFIED SECRETARIES

mmk
www.mmkadv.co.ke

We are looking for the following to join our team:

Associate (2 - 3 years PQE)

About Us

Munyao, Muthama and Kashindi (MMK) is a fast-growing law firm with offices in Nairobi and Mombasa. The firm runs a niche practice specializing in dispute resolution, employment, tax, insolvency, energy, aviation and appellate practice. The firm also has a highly regarded consulting practice.

The firm is ranked by leading directories such as Chambers & Partners, Legal 500 and IFLR. The firm offers a wide range of legal services to a large portfolio of clients including blue chip companies, government and government entities, multinational corporations and some of the leading brands in the world.

Our vision is not to become a biggest law firm by lawyer numbers. Our goal is to be the “go to” firm for clients with complex legal issues, valuable business transactions and the most prominent disputes in Kenya and the region.

The firm is seeking to recruit competent, experienced, proactive and self-driven Advocates to work principally from the Nairobi Office.

Responsibilities of the Associates

To achieve high expertise and collaborative problem-solving, we rotate our Associates through the different practice areas within the firm. The aim is to enable them to diversify their knowledge base and sharpen their creative and innovative faculties to provide consistent quality service to clients.

The Associates role will entail working closely with fellow Associates and in consultation with Partners in the firm to properly manage and run all client files, from the beginning to the end, and generally being responsible for the proper management of client matters. The Associates shall report to the Partners.

Duties of the Associates

1. Provide legal advice to clients on a wide range of legal issues including tax, insolvency, employment, regulatory, corporate and commercial matters
2. To undertake dispute resolution processes including litigation, arbitration and mediation
3. Conduct legal research and analysis to provide clients with accurate and timely advice
4. Draft and negotiate various legal documents, including contracts and agreements
5. Attend meetings with clients and assist with the negotiation and closing of transactions
6. Manage client relationships and maintain a high level of client satisfaction
7. Supervise and mentor junior lawyers and support staff, providing guidance and support as needed
8. Keep up to date with developments in the law, regulatory sphere and court decisions and prepare appropriate client guidance memos
9. Participate in business development activities, including attending conferences, networking events, writing, and publishing articles, training clients and preparing and presenting proposals



NOTICES- VACANCY

CONTD...

**Munyao, Muthama
& Kashindi**

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ADVOCATES, COMMISSIONERS FOR OATH, NOTARIES PUBLIC & CERTIFIED SECRETARIES

Qualifications

1. Bachelor's degree in law from a recognized university
2. An Advocate of the High Court of Kenya with post qualification experience of 2-3 years and a holder of current practising certificate
3. Experience in regulatory and corporate review work is an added advantage
4. Certified Secretary and a member of the Institute of Certified Secretaries of Kenya is an added advantage
5. Other professional certifications are desirable

Applications should be accompanied by a curriculum vitae (CV), cover letter and copies of relevant academic and professional certificates including KCSE (or equivalent), degree and admission certificates.

Please indicate your current or last salary and expected remuneration.

Applicants are invited to submit their applications via email address:

ikoffice@mmkadv.co.ke and copy **drwekesa@mmkadv.co.ke** on or before Friday **15th November 2024.**

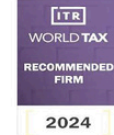
The applications should be addressed to:

Managing Partner
Munyao Muthama and Kashindi
AEA Plaza, 6th Floor, Valley Road
Nairobi

Only shortlisted candidates will be contacted for interviews. Those who do not hear from us within one month of the close of application should consider themselves unsuccessful.

Please note to apply electronically by email as hard copies will not be accepted.

“Young, dynamic, professional and highly qualified team” - Legal 500





NOTICES

AVILAS HOUSE OF FASHION



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House Of Fashion

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Professional Wardrobe:
Discover Timeless Elegance
at Avilas”**

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“Your new look awaits!”



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UPCOMING EVENTS

**4 CPD
UNITS**



LSK CPD SEMINAR

LAND LAW & *Emerging Areas* PHYSICAL PLANNING

5TH & 6TH DECEMBER 2024

SAVE THE DATE

VENUE

**Diamonds Dream of Africa,
Malindi**

**COST: KES 8,500 (ADVOCATES OF 0-3 YEARS IN PRACTICE)
KES 12,000 (ADVOCATES OVER 3 YEARS IN PRACTICE)**

BOOKING DEADLINE: 4TH DECEMBER 2024 (11.59PM)



Contact Us
0111045300

More Information
cpd@lsk.or.ke.





UPCOMING EVENTS

CLIMATE LAW & GOVERNANCE DAY (CLGD) 2024



Register now! _____

Climate Law & Governance Day (CLGD) 2024

Fully Online, During COP 29

Friday 15
November

8:30 am - 7:00
pm, Baku Time
(UTC +4)

<https://tinyurl.com/clgd2024> to register



NOTICES

ADVOCATES BENEVOLENT ASSOCIATION

CONNECT TO HOPE



Free Telephone Counselling, Suicide & Crisis Hotlines in Kenya

Emergency Medicine Kenya Foundation (EMKF)

☎ (254) 0800 723 253, (254) 710 633 855

Befrienders Kenya

☎ (254) 722 178 177

HealthCare Assistance Kenya

☎ 1195

NACADA – Alcohol & Drug Abuse Helpline

☎ 1192

Youth & Parenting – Child Helpline Kenya

☎ 116

Kimbilio Trust

☎ 1193

Niskize – Suicide Emergency Line

☎ 0900 620 800, (254) 718 227 440

Kenya Police (for Emergencies)

☎ 999 | 911 | 112

Kenya Red Cross Society

☎ 1199 | 0700 395 395 | 0738 395 395

Teletherapy – Tele Mental Health Guidelines 2021

Members seeking free psychological trauma support, kindly reach out to: The Advocates' Benevolent Association Secretariat:

@ aba@lsk.or.ke

☎ 0717-595-006

✉ @LSK_ABA



The Advocates' Benevolent Association

Counsellors and Psychologists Society of Kenya (CPS-K):

Chairperson, Mr. Kimani Githongo, Advocate – Phone: 0722-715-424



UPCOMING EVENTS

EAST AFRICA LAW SOCIETY ANNUAL CONFERENCE 2024

2024

**29TH EAST AFRICA
LAW SOCIETY ANNUAL
CONFERENCE**

THEME:
"LEVERAGING THE LEGAL
PROFESSION FOR SUSTAINABLE
GROWTH AND DEVELOPMENT IN
THE EAST AFRICAN COMMUNITY"

  | **leals
institute** 

 **SPEKE RESORT &
CONFERENCE CENTRE -
MUNYONYO
KAMPALA - UGANDA**

 **27TH - 30TH NOVEMBER,
2024**


H.E. Yoweri Kaguta Museveni
President of the Republic of Uganda
Chief Guest


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


Bernard Oundo
President,
Uganda Law Society

     **ORDRE
DES AVOCATS
DE BUJUMBURA**
Justice, Paix, Progrès  



UPCOMING EVENTS

COMMONWEALTH LAW CONFERENCE 2025



COMMONWEALTH
LAW CONFERENCE 2025

SAVE
THE DATE
6th–10th April
2025





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**