



KENYA SCHOOL OF LAW

COURSE: PUBLIC-PRIVATE PARTNERSHIPS (PPP): LAW POLICY & PRACTICE (3 LSK CPD Points)

DATED: OCTOBER 25TH – 29TH, 2021

VENUE: NYALI - MOMBASA, KENYA

1. SAFETY AND HEALTH OF THE PARTICIPANTS:

Kenya School of Law is cognizant of the risk posed by the Covid-19 pandemic and has taken all measures to comply with Government directives on the handling of the pandemic, including the requirements to keep social distance, wear masks, sanitize and wash hands, do temperature checks, amongst others. We assure our participants of their safety and health during the training.

2. ABOUT KENYA SCHOOL OF LAW:

Kenya School of Law is a training institution established under the Kenya School of Law Act, No. 26 of 2012. The mandate of the School includes undertaking practical training in law, policy and related disciplines for the professional development of persons in the legal and related fields. The School is an agent of the Government for legal training, research and consultancies.

3. ABOUT THE COURSE:

The President's decision in January 2021 to appoint a substantive **Director-General of Public-Private Partnerships** drawn from the private sector, and based at the National Treasury, highlights significant public policy shift in terms of integration of public-private partnerships as a development model in delivering traditional public services.

This decision came hot on the heels of the President's official visit to France in October 2020 during which a major PPP agreement was signed for construction and management of the **Nairobi-Nakuru-Mau Summit highway**, as a PPP Project, between KENHA and Vinci Concessions, a French company specialised in infrastructure PPPs.

Importantly, these two developments highlight the increasing centrality of Public-Private Partnerships (PPP) as a development model and in managing burgeoning public debt in many developing countries including Kenya, by providing a structured mechanism for partnering with the private sector and accessing finance. Indeed, in many comparative jurisdictions, PPP has been

used to deliver innovative healthcare services, education (technology & hostels), public housing (urban regeneration), infrastructure (roads & airports), energy (including renewable energy), and agriculture, amongst other significant national and trans-boundary projects.

In the context of Kenya, two critical developments are worth highlighting. First, the opportunity that the recently-ratified African Continental Free Trade Area (AfCTA) offers reinforces the importance of PPP in helping to meet envisaged efficiency competitiveness, production and infrastructure demands. Second, the development obligation of devolved units (counties) necessarily implies that counties have to start looking beyond the Exchequer to substantively deliver on their mandate. In fact, this applies to nearly every public institution in terms of need to partner with private sector ranging from financing, technology transfer and innovation in management of their public service offerings.

It's in this context that the School has developed this one-week course and training on **Public-Private Partnerships**. It is designed to be a practical course focusing on the law, policy and practice of PPPs in Kenya from project initiation; negotiations; governance; to closing and hand-back. Deliberate effort is made to integrate comparative case studies, and how to make Kenya a competitive PPP destination in Africa in terms of attracting private finance whilst safeguarding overriding public interest.

4. FACULTY:

The Kenya School of Law has assembled a highly experienced faculty comprising of seasoned PPP practitioners, government officials, and professors to deliver this course.

5. INTENDED PARTICIPANTS:

This course is specially designed to meet institutional objectives of the following participants as regards PPPs:

- a) CEOs, Snr Management and Board Members of Public Institutions.
- b) Vice Chancellors and Snr Management of Universities
- c) Members of Parliament/Senate and Designated Parliamentary Officers, especially working/over-sighting infrastructure and finance
- d) Corporation/Company Secretaries & In-house Counsels.
- e) ALL Senior Public/Private Sector Officers, esp. those from roads, energy, housing, health and education, and related sectors
- f) Private Legal Practitioners
- g) County Executives, Chief Officers and Legal Officers (esp. for roads, agriculture & housing)
- h) Reps. of County Governments/Assemblies and related Regulatory/Oversight Bodies & Associations
- i) Employees of the Financial Sector and Regulatory Bodies
- j) International Development/Intergovernmental Bodies and Non-Profit

6. CERTIFICATION:

Certificates of participation will be issued at the end of the training.

7. YOUR INVESTMENT: The course is offered at **Kshs. 95,000.00 (East Africans) + 25% (non East Africans)** (*includes tuition fees, taxes, registration fees, course materials, stationery, lunch and refreshments*).

8. APPLICATION PROCESS: Application forms may be obtained from the CPD department at Gate A, Mutula Hall, Ground Floor the Kenya School of Law or downloaded from KSL website here: [https://www.ksl.ac.ke/wp-content/uploads/2018/04/CPD_REGISTRATION_FORM .pdf](https://www.ksl.ac.ke/wp-content/uploads/2018/04/CPD_REGISTRATION_FORM.pdf)

9. APPLICATION DEADLINE: OCTOBER 18TH, 2021

10. PAYMENT DETAILS: Cash payments should be deposited in the **Kenya School of Law (Account No. 202 2029 110 ABSA Bank of Kenya, ABSA Plaza Branch, Nairobi, Kenya)** and banking slips presented to the Finance Office of the Kenya School of Law.

11. ENQUIRIES: For Registration and general information please contact KSL CPD Department: **Jacqueline (jacqueline@ksl.ac.ke) / Christine (cmwanza@ksl.ac.ke)** ,and **cc: cpd@ksl.ac.ke**

Tel Wireless +254(020) 2699581/6

Course Coordinator: **Dr. Erick Komolo (ekomolo@ksl.ac.ke)**



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FOR DIRECTOR/CHIEF EXECUTIVE OFFICER



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