

KENYA SCHOOL OF LAW



TRAINING NOTICE

COURSE: LITIGATION REFRESHER COURSE FOR IN-HOUSE COUNSEL

DATES: 6-10 December, 2021

VENUE: NYALI, MOMBASA

SAFETY AND HEALTH OF PARTICIPANTS

Having in mind the risk posed by the Covid-19 pandemic, the Kenya School of Law takes all reasonable measures to comply with the Government of Kenya and Ministry of Health protocols on managing the pandemic, including scheduling the training at venues that have received clearance from the Ministry of Health, maintaining social distancing, wearing of masks, frequent use of sanitizers and washing of hands, temperature checks, among others. We assure our participants of their safety and health during the training. We ask participants to adhere to the safety protocols during the entire period of the training.

ABOUT THE COURSE

The Honourable the Attorney General of the Republic of Kenya on 6th April 2017 issued an advisory on implementation of the Attorney General's circular on engagement of private legal services by State corporations.

In particular, the Advisory at Numbers 6 and 7 stated that State corporations are advised to use internal legal capacity in routine and non-complex matters, and particularly where a State corporation sues or is sued as a main party and is not conflicted or is sued or sues as a nominal party for purposes of assisting the court arrive at a just decision as between parties to the suit. It also advised that State corporations use their in-house legal officers in matters where they are sued jointly with the Office of the Attorney General and in which case the role of in-house legal officers would be to liaise with the Office of the Attorney General for the purpose of developing a common legal strategy and defence.

It is important therefore that in-house counsel who will now resume acting for their corporations in litigation get to refresh and be equipped with skills to discharge their

responsibilities effectively. These skills will range from developing a case strategy, to applying correctly the procedural rules that apply to the various courts and cases, to actual application of skills of trial such as making opening statements, examination in chief, cross examination, tendering of exhibits and making submissions.

This five-day skills-based course is designed to provide and reinforce the litigation skills for in-house counsel, not just in State Corporations but even those in private companies. The course will meet the needs of both the beginners as well as those with more experience in litigation. It will also equip in-house counsel to effectively monitor litigation being handled by external counsel.

COURSE CONTENT

This course seeks to equip the participant with a working knowledge in case strategy development, procedural rules for the various courts, unique aspects of litigation involving Government agencies as well as trial advocacy skills. The topics to be covered will include:

- State agencies in litigation: Reasons why quality representation is fundamental.
- Key areas of attention in representation of State Agencies.
- Procedural aspects of Civil litigation in the Subordinate Courts, High Court and Court of Appeal.
- Representation in Judicial Review and Constitutional proceedings.
- Development of a case strategy and case analysis.
- Opening statements and closing submissions.
- Examination in chief and cross examination.
- Handling and tendering of exhibits.

INTENDED OUTCOMES

It is expected that at the end of the course a participant should confidently handle all aspects of case preparation, case strategy development and litigation in the Subordinate and Superior Courts.

FACULTY

The School has assembled a team of experienced trainers including litigation lawyers both from private practice and from State agencies with over twenty years' post-admission experience.

INTENDED PARTICIPANTS

This course is recommended for:

- Lawyers in the State Law Office and in State Corporations in Legal, Supervision, Compliance and Investigation and Enforcement departments and sections.
- Legal officers in private companies.
- Advocates in private practice who represent State agencies from time to time.

CERTIFICATION

A certificate will be issued to the participants who attend the entire course.

Fee: Kshs. 95,000/= (covers tuition, VAT, course materials, stationery, lunch and refreshments). Participants will be expected to make their own arrangements for travel and accommodation.

Application Process: Application forms may be obtained from the CPD department at Gate A, Mutula Building, Ground Floor, Kenya School of Law, or downloaded at: https://www.ksl.ac.ke/wp-content/uploads/2018/04/CPD_REGISTRATION_FORM_.pdf

The duly completed application form plus evidence of payment should be submitted **at least by 1st December 2021**. 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.

For further enquiries and information, contact Isaac, Samuel or Jacqueline on: Tel Wireless +254(020) 2699581/6; Email: cpd@ksl.ac.ke; ikuloba@ksl.ac.ke; sakhwale@ksl.ac.ke; jacqueline@ksl.ac.ke

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FOR DIRECTOR/CHIEF EXECUTIVE OFFICER