

IMMMA Advocates Newsletter

OCTOBER 2018

IMMMA SENDS OFF ANOTHER FOR SECONDMENT PROGRAMME.

IMMMA Advocates is pleased to send another team member, senior associate Libent Rwazo for a secondment programme. Mr. Rwazo will attend the secondment programme at the DLA Piper London Liverpool and Manchester offices from 4th October to 6th November this year.

Mr. Rwazo will participate in the Secondment Programme together with 8 other Secondees from 7 jurisdictions across Africa which are Namibia, Nigeria, Kenya, Rwanda, Uganda, Zambia and Ethiopia that are also members of the DLA Piper Group. In this programme Mr. Rwazo will co-work in the Litigation Department and Finance Department. The programme will also include training in management and team-work for secondees.

The secondment programme is a DLA Piper programme that aims to provide more opportunities to experience the operation of a global legal firm. The Secondment programme is a critical element of DLA Piper strategic agenda, which provides several benefits to secondees and legal service clients, including aiding the development and integration of lawyers.

This programme gives lawyers from across DLA Piper Africa the opportunity to spend up to one month in one of our UK based offices and develop their key skills through career development, learning and development, training academies and know-how programmes.

The Secondment Programme aids the development and integration of lawyers, from various member firms of DLA Piper Africa, as they all meet under one office in London. This also helps one secondee to understand the culture of another and their way of doing business.

The secondment programme was introduced back in 2016 following the inauguration of the Secondment Development Programme- DLA Piper Africa (“SDP – Africa”). The Programme will be a continuous following the success of the past programmes.



Mr. Libent Rwazo



ZANZIBAR and UAE INKED THE PRODUCTION SHARING AGREEMENT(PSA)

On the 24th October 2018, Sadock Magai, IMMMA Advocates' Managing Partner, was privileged to attend and witness the signing of Production Sharing Agreement (PSA) between the Revolutionary Government of Zanzibar and the Rakgas Zanzibar Limited (RAK), a company Ras Al Khaimah, which is one of the country forming part and parcel of the United Arab Emirates..

The agreement signing which was hosted at the Zanzibar State House, aims at opening windows for oil and gas exploration activities in Zanzibar and the Indian ocean archipelago. The agreement covers the Pemba-Zanzibar block and involves exploration, development, production and ultimate sharing of benefits derived from resources found.

The ceremony guest of honor was Dr. Ali Mohammed Shein, the President of the Revolutionary Government of Zanzibar (RGOZ) witnessed by Sheikh Said Bin Saqr Al-Qasimi, the Ruler of Ras Al Khaimah. The ceremony was also attended by government officials from both the ROGZ and Tanzania Mainland, the Union Government, and stakeholders in the oil and gas industry.

The signed PSA Agreement is the second step after the sealing of an initial Memorandum of Understanding back in 2011.

With the signing of this PSA, Zanzibar has shown a clear sign of opening its doors for investors to explore oil and gas resources in the Island.



IMMMA Advocates' Managing Partner Mr. Magai



MIRIAM BACHUBA JOINS A PRO BONO PROJECT IN ZAMBIA

Miriam Bachuba Associate at IMMMA Advocates has been among the selected lawyers to join the international team of lawyers from all over Africa to participate in Undikumukire Project Zambia (UP Zambia). Miriam will join the team to work on Pro Bono in Zambia from 26th October to 6th November this year.

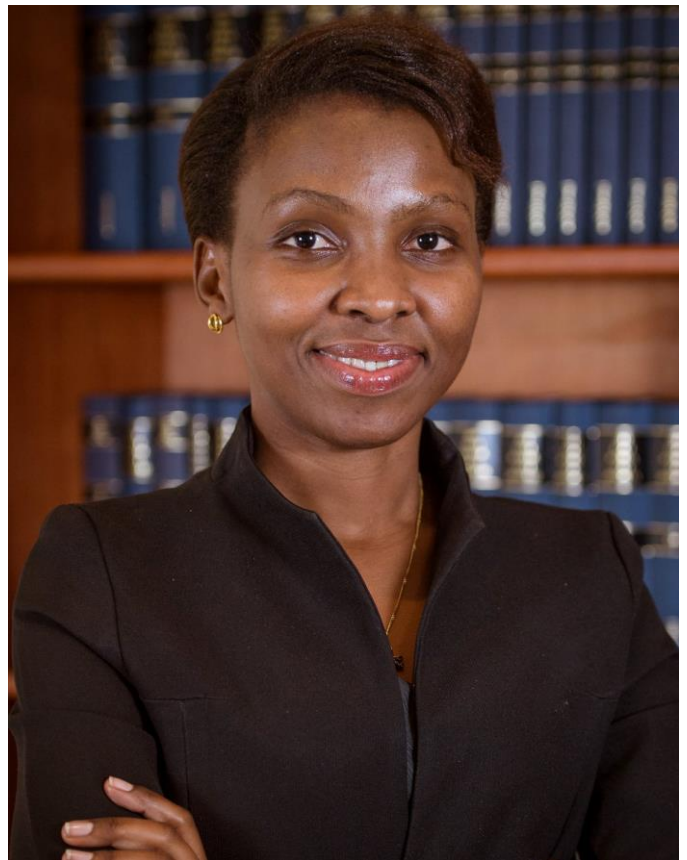
In this project Miriam will participate in interviewing children, documenting their case status and put together a plan that UP Zambia can use to push the cases to resolution. Furthermore, from this project it is expected a report will be made on the findings that will be used to support DLA Piper and UP Zambia's advocacy for child-friendly improvements to law and policies in Zambia.

The project is a cooperation between DLA Piper and a Zambian law firm Chibesakunda, a member of the DLA Piper Africa, aims to assist on cases of children incarcerated in adult facilities in Zambia. Miriam will join an international team of lawyers to conduct an intensive drive to help UP Zambia interview every child held in an adult prison in the Copper Belt Region of Zambia.

According to research conducted, the Zambian law prohibits the incarceration of children in adult facilities, though unfortunately irrespective of the presence of this law, there are approximately one thousand children held with adult populations in prisons across Zambia. These children are awaiting trial or transfer to juvenile facilities. These children are almost universally unrepresented and cannot effectively advocate for themselves.

As a result, many of them are held for months or years at a time, with no progress in their cases.

UP Zambia, with a staff of between 1.5-3 people, has been working tirelessly to represent these children. However, because of their small size and limited resources they are limited to process the cases. This is where DLA Piper team in cooperation with its Zambian member firm Chibesakunda & Co come into play to assist UP Zambia.



Miriam Bachuba

OPERATIONS/BUSINESS SERVICE AREA TRAINING ACADEMY, JOHANNESBURG, OCTOBER 2018

MMMA Advocates' team of managers were invited to attend the Ops training academy that was hosted by DLA Piper South Africa in Johannesburg from 17-19 October 2018.

The team included the Finance manager, the Information Technology manager and the human resource manager Mr. Celestine Ishengoma, Ms. Neema Mwamtuya and Ms. Diana Mlinga respectively.

With more than 35 service area managers from 14 countries across Africa including Botswana, Ghana, Kenya, Mauritius, Mozambique, Morocco, Namibia, Nigeria, Senegal, South Africa, Uganda, Zambia, Zimbabwe and Tanzania, the training lasted for three days.

The training covered a wide range of topics including innovation, tools and systems, service delivery and quality, Specialized Finance, HR, IT and Marketing and BD tracks and an overview of the core business service areas within DLA Piper.



The Academy's objective was to train the delegates to understand the importance of service areas and their roles in various management areas including; strategy implementation, team building, encouraging the evolution of an innovative culture, identifying the major challenges and how to develop solutions and building networks.

This academy training is another long-term strategy of DLA Piper and partners to offer relevant trainings and to invest in legal business.



AN OVERVIEW OF THE AMENDED STATISTICS Act 2018

Laurian Magaka,

Associate Trainee.

On September 25, 2018 the Tanzania parliament enacted the Written Laws (Miscellaneous Amendments) (No.3) Act, 2018 which led to the amendment of various laws including the Statistics Act 2015.

The amendments brought about substantial changes to the legal framework and regulation of statistics in Tanzania. Below is a snapshot of the changes introduced by the amendments of the Statistics Act 2015.

Administratively, the amendments have introduced a new title of the Statistician General to replace the title of the Director General. The Statistician General has been tasked with the role of a chief advisor to the Government on matters relating to statistics.

The amendments have introduced a major restriction on the publication of statistics in Tanzania. It is now provided that any publication of statistics must first get authorisation from the Bureau before being published or communicated officially to the general public. Consultation with the Bureau has also been made compulsory for a person who obtains different findings from those of the Bureau before communicating or publishing such findings to the general public. This shows that under this amendment, it is only the Bureau that can collect accurate official statistics.

Further the amendments have established an offence for disseminating statistical information to public without approval of the Statistician General. This offence is punishable by a fine of not less than 10 million Tanzanian Shillings, or imprisonment for a term of not less than 3 years, or both. This is a move to eradicate any form of defiance from the centralized system of statistical collection and publication.

The amendments went further by limiting the recognition of statistics by defining vital terms such as official statistics to mean statistics produced, validated, compiled and disseminated by or under the authority of the National Bureau of Statistics.

Further the amendments vest the office of the Statistician General with power to commence, vary or discontinue the collection of official statistics conducted through surveys or censuses. It is the Statistician General again who must approve the commencement of collection of statistics through surveys or censuses by a person, government institution or agency. This is aiming at centralizing the collection of statistics. Lots of concerns have already been voiced out not only by locals on the negative consequences of these amendments, but also the international community especially the World Bank. A lot of leaves to be desired by these amendments and indeed time will with regard to freedom of data analysis to the general public.





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DLA Piper is a global law firm operating through various separate and distinct legal entities.

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