

Leah Njoroge-Kibe

Senior Associate, JMiles & Co.

5th Floor, The Oval,
Junction of Ring Road, Parklands and Jalaram Road,
Westlands, Nairobi

P.O. Box 1612-00606, Sarit Centre, Nairobi, Kenya

T: +254 (0) 700 000 106, +254 (0) 20 434 3159

M: +254 (0) 715 469 404

E: lnk@jmilesarbitration.com



Personal Summary

Leah specialises in international arbitration, negotiation and dispute settlement. She has an extensive background in international law and economics, international trade law, WTO law, international investment law, preferential/regional trade agreements, bilateral agreements and international public law. She has worked in the Division of Investments and Enterprise of the United Nations Conference on Trade and Development (UNCTAD) in Geneva. She frequently speaks and writes on trade and investment topics.

Qualifications

Master of International Law & Economics (M.I.L.E) World Trade Institute, Switzerland	2013
Post Graduate Diploma in Law Kenya School of Law, Kenya	2012
Bachelor of Laws (LL.B) University of Nairobi, Kenya	2010
Association of Chartered Certified Accountants (ACCA) Part 3 Strathmore University, Nairobi	2008

Experience:

- Acting as counsel for an independent power producer in an ongoing breach of contract dispute under ICC arbitration rules with a state-owned power off-taker in an East African country valued at approximately USD 500 million.
- Acting as counsel for the Respondents in a contract dispute over a hotel management contract under the DIFC-LCIA Rules.
- Assisting in an ICSID arbitration representing Canadian interests in a dispute against an African government over the withdrawal of geothermal power licences.
- Advising an East African company on enforcement proceedings in London to recover the balance of an award issued under the ICC rules.
- Acting for a Pakistani based group in relation to enforcement proceedings of a Kigali International Arbitration Centre (KIAC) Award under the New York Convention.
- Acting for a Kenyan client in a multi-jurisdictional dispute related to an Offshore Trust worth in excess of USD 100 million.
- Acting as counsel in an international arbitration appeal made under the FOSFA International Rules where I was acting for an African FMCG company in a commodity trade dispute worth approximately USD 4 million.
- Acting as counsel in an employment dispute under the UNCITRAL Rules against an international development institution.
- Advising a Mozambique fast moving consumer goods (FMCG) in its corporate matters, including: representation in a major trade arbitration under FOSFA Rules and the English Arbitration Act, and in proceedings before the English commercial court. +
- Advising African and Middle Eastern interests in relation to mining operations in Africa. +
- Assisting in a multi-jurisdictional dispute over shareholder's rights representing a holding company incorporated in the British Virgin Islands in a joint venture involving mining concessions in Africa valued at approximately USD 1.4 billion.
- Drafting a 'mock' International Court of Justice (ICJ) memorial pursuant to instructions by an African government in a dispute over sharing of a natural water resource. +

- Coordinating, formulating and conducting a series of training workshops for the Ethiopian Ministry of Justice on International Arbitration from November 2015 to date.
- Preparing a training workshop for the Somali government on International Arbitration.
- Advising a Kenyan horticultural company on preferential/regional trade agreements particularly on market access, rules of origin and customs procedures under the East African Community Customs Union and Common Market Protocols.
- Acting for and advising clients on a potential insurance claim dispute leading to ICC arbitration with a Belgian international health insurance provider.
- Acting for a security group based in Mauritius to establish reasons why its USD denominated financial transactions were facing rejection by corresponding banks in the United States.
- Acting for an international group in the natural resources sector based in the UAE on a winding up proceedings.
- Advising a Mozambique based company in investigations in relation to the fraudulent transfer of over USD 100,000. *

* Fraud

+ Energy and Natural Resources

Positions Held

Senior Associate, JMiles & Co.

June 2018 – to date

Associate, JMiles & Co.

January 2014 – May 2018

Intern, UNCTAD, Geneva

October 2013 – December 2013

Trainee Lawyer, Kibatia & Co. Advocates

January 2011 – September 2012

Other Achievements

- Certified UNCTAD Non-tariff Measures data collector 19 October 2014
- Regional representative for Kenya for the London Court of International Arbitration (LCIA) Young International Arbitration Group (YIAG)
- Africa representative for the Asia-Pacific Forum on International Arbitration (AFIA).

Publications

- Miles, J., Fagbohunlu, T. and Shah, K. *Arbitration in Africa: A Review of Key Jurisdictions* (Sweet & Maxwell 2016)
- Miles, J., Njoroge-Kibe, L. *Arbitration 2017: Kenya* Edited by: Gerhard Wegen and Stephan Wilske, Gleiss Lutz (Stuttgart) Law and Business Research

Speaking Engagements

- Capacity Building Workshop for the Ethiopian Ministry of Justice, Addis Ababa November 2015 and February 2016
- UNECA 2nd Annual Policy Dialogue on "Challenges Faced by African States in Mining and Petroleum Contract Negotiations with Special Emphasis on Stabilisation Clauses", Douala, Cameroon, 26 – 27 October 2016
- Rapporteur, UNECA 2nd Annual Workshop on International Economic Negotiations Johannesburg, South Africa- 5-9 December 2016 Johannesburg, South Africa
- Commonwealth Secretariat Post MC 10 Workshop "Building Capacity on Improving Competitiveness around Emerging 'New Issues' in Trade Agreements" 11- 12 May 2016, Nairobi, Kenya
- 4th Annual Law Conference 2017- Strathmore Law School: The Tripartite Free Trade Area: Critical Considerations for Legal Frameworks, Human Rights and Business 23-24 November 2017.