18th Annual SADC Lawyers’ Association Conference and General Meeting

Gaborone International Convention Centre
Botswana, 9 to 12 August 2017

DRAFT PROGRAMME

Theme: A skilled and competent legal profession: Catalyst for a prosperous SADC

Wednesday, 9 August 2017
Session chairperson: Mrs Binta Hazel Tobedza/Exco Member

14:00 - 16:00 Arrival of guests at official venue (SADCLA & LSB help desk & secretariat available)

19:00 – 20:00 Welcome Cocktail; Venue: Sky Lounge (GiCC)

Welcome Remarks: • Judge President, High Court of Botswana,

Thursday, 10 August 2017

08:00-08:30 Registration
08:30 – 10:30 Opening Ceremony
Venue: Sky Lounge

08:30- 09:00 Opening Remarks and Welcome Address - Co-Chairpersons, SADC Lawyers Association & Law Society of Botswana
09:00-09:45 Official Opening Address- Mr. Ian Khama, President of Botswana or Vice President of Botswana Hon Ponatshego Kedikilwe (Alternatives: Minister or Deputy Minister of Justice)

09:45 to 10:30 Keynote Address

Keynote speaker: Hon. Justice Joseph Yacoob

The proposed key note speaker will touch on the theme, “A skilled and competent legal profession: Catalyst for a prosperous SADC.” He is a retired Judge of the Constitutional court of South Africa. What better way to embrace her rare presence amongst lawyers in the regional bloc than to tap from her expertise? She will be afforded an opportunity not only to speak to skilling of the legal profession, but to leave delegates with a sharp skill or two on the role of legal counsel in infrastructure development projects in the SADC Region and beyond.

10:30 – 11:00 Refreshment break and group photo

11:30 – 13:00 PLENARY- The Legal Profession - A Leading Voice in the Defence of the Rule of Law, A look at Recent Regional Challenges and Opportunities (ZLHR/ICJsponsored) - LSB to provide Chair

A candid assessment of the strides the Region has made (including any regression thereof) in creating models of democracy that uphold the rule of law and respect for human rights. Dwindling space for democratic and participatory processes is brought under the microscope with specific regional examples. This includes growing intolerance for dissenting voices in governments. Incipient cases of attack on the Judiciary by Executives (Zambia cases of attack on Judiciary in protest of judgements against government, Interference of the Executive in Zimbabwe in the process of judicial appointment and Concerns in Swaziland over Judicial independence); Secondly to interrogate the role the legal profession should play in providing regional leadership against recent threats by South Africa to pull out as a signatory of the Rome Statute to the ICC on top of ongoing advocacy for the restoration of the SADC Tribunal. A review of the progress made in those efforts as an effort to restore and maintain structures of justice that facilitate upholding of the rule of law shall be done. Lastly to lead introspection into the role of the legal profession in the defence of the Judiciary as a way of enhancing the Separation of powers and guaranteeing independence of the Judiciary and to assess regional index of vulnerability of lawyers in executing their work. The plenary will also make an audit of human rights observance and analyse opportunities effectively utilised and those lost to lead advocacy in upholding infringements in the region.

We dedicate a centennial commemorative session to the life of OR Tambo, a visionary leader who wired the entire continent and the world against injustice. His sense of values principles and dedication to the service of humanity are yard stick by which we measure the quality of our leadership today.

Panelists
Dr Vernon Mwaanga - Zambia
Patrice Lumumba - DRC
Thuli Madhonsela – SA
Hon Justice Dingake

13:00 – 14:00 Lunch – Conservatory/restaurant

14:00 to 16:00 Breakaway sessions
Stream 1 Auditorium 1:

International Arbitration and Mediation An African Renaissance?
(Session Chair Zimbabwe to provide)

Arbitration and mediation are fast replacing litigation in the world of commerce. It is critical to develop these skills and know what markets to target in order to remain relevant to the evolving needs of a complex client base. Make a date with world class international.

- Brian Speers (Commonwealth Lawyers Association)
- Des Williams (LSSA provided presenter)
- Zambia presenter SADCLA
- Barrister - Keating Chambers (London)

Stream 2 Auditorium 2:

Construction Law (French Presentation): LSB Chair

Infrastructure development is at the heart of economic advancement in the SADC region. The Construction industry is growing and it demands an equally progressive service market to thrive.

- Advocate Johan Beyers (South Africa)
- Advocate Kailash Dabeesingh (Mauritius)
- Mozambique
16:30-18:30 - LAUNCH OF SADCLA Women Lawyers Forum – Venue - TBA

Guest of Honour Mrs Joy Phumaphi (Alternative is Director of the Gracia Machel Foundation)
This event underpins the commitment of SADCLA towards tackling gender inequality and annihilating gender based violence in the structure of our profession and beyond. Not only is the forum aimed at empowering female lawyers towards a meaningful impact in regional gender programming but it is aimed at engendering all sexes in the profession to open space for gender advocacy at all levels. The legal profession has for many years been considered an uneven playing field with conservative practices that disadvantage female lawyers. As a result, it remains one of the dark corners breeding structural gender violence when in fact lawyers are supposed to be at the vanguard of human rights defence. To this end it is critical and urgent to engage in positive self-re-evaluation and capacitation towards championing gender equality in the courts, within our work spaces and personal realms as citizens governed by all transcending ethics. We hope to welcome female lawyers from all SADC Member countries and representation of all categories of lawyers in this important session.

Friday, 11 August 2017

09:00 – 11:00 Plenary session
Venue: Auditorium 1
Chairperson: Chair of the Chamber of Commerce, SA - LSSA to facilitate)

SADCLA Business Expo

Economic Protection for lawyers in the SADC Region: The advent of the international law firm & mainstream considerations for the 21st Century Law Firm Globalization Toolkit – The Prognosis & the Prescription (Chairperson - LSSA to provide SADCLA to confirm by 30 May)

There has been a surge in international law firms opening offices in the Southern African region and the African continent. This has resulted in the hue and cry of law firms the region over crying foul. While South African Law firms view the international law firm as the predator using many an African law firm as a launch pad to the capture of the rest of the SADC Region’s legal market place, non-SA firms have tended to view SA firms as partnering with global law firms to hog their birth right in the domestic space. Regulations and opportunities for cooperation, growth and collaboration have been shelved in preference to preservation of territorial integrity of legal services provision as a result. No reciprocity and no freedom of service exchange across borders has been explored. Meanwhile evolving
ways of doing business such as the virtual law firm do not know our self-created geo-political boundaries and need no special visas or permits to conduct cross-border business from overseas territories. Is it time to reconsider our laws viz reciprocity and freedom of legal service provision across borders as a way to survive. What does the forward looking law firm need to penetrate the global market and compete with the "big fish"?

Not only is the global growth phenomenon impacting Africa’s law firms a result of international law firms but the impact has been exported into the SADC region by globalization of competing professional enterprise. Audit and Accounting firms without legal system restrictions have tended to penetrate markets originally thought of as the preserve of the legal profession. Mergers and Acquisitions, Judicial Management and Liquidation of companies is now farmed out primarily to competing professions. What survival methods need to be adopted urgently? If you cannot beat them and wish to join and surpass them then this is your chance to grab technical capacities for developing standards consistent with global trends. Hear from big business in a discussion with world business leaders what services they want and how they want it packaged.

While international investment in Southern Africa is an enormously positive development to the local and the broader African markets and economies, new players in the country stand to have a significant impact on the legal job market landscape for local lawyers.

Not only is this an ever escalating threat and problem but the idea that African big business and companies directly approach international companies which further leads to the enrichment of those international companies is a thought to ponder upon. Damaging consequences and effects remain for the legal profession in the continent. Key problems in the SADC region pertaining to quality and delivery of services need to be identified. The question is what we need to do to secure and rescue the interests of the African legal market and economy. Do we need to introduce policy to govern transactional exchanges, developments and relocation of international law firms and individuals in order to protect African prosperity and progression?

- Guest speaker – Strive Masiyiwa (TBC - LSB)
- Mauritius investment platform representative (TBC - SADCLA)
- Business Rep from Botswana (TBC - LSB)

[The business session will also include a round table discussion with a moderator for discussion of floor issues to cover interests of identified key business entities in attendance and allow crafting of strategies for effective collaboration. It will be a lively and interactive session with panelists to stimulate debate. The debate will be recorded and uploaded on the SADCLA website.]

11:00 – 11:30 Refreshment break

11:30 – 13:00 Breakaway sessions

Stream 1 Auditorium 2:
Extractive Industry Agreements & Environmental Regulation Compliance Conditions – Focus on Oil, Gas and Water laws.

(Tanzania to provide Chair)

This session offers the whole package on what the Africa based legal advisor needs to know in the oil and gas and marine industries. Dare to acquire a new skill and transform the legal service landscape of your practice forever. New and exciting areas of practice demanded by international business clients will be explored to equip delegates with the ability to take on briefs in new areas and enhance their existing capacities. Strongly linked to climate and environmental consciousness the session will give tips on the role of law firms in protecting the environment while adding value to client transactions. A cross cutting case study will demonstrate the strategy to measure carbon footprint by law firms in the processing of extractive industry contracts. This gives precise evaluation when entering into extractive commercial activity by relating the actual cost benefit analysis in relation to environmental degradation and its impact on commercial investments. That way legal counsel can correctly price deal structures and earn real value for input whilst saving money for clients.

Learn to keep clients on the right side of the law and in the process make a contribution to curbing of corruption and leakage of domestic resources in the region's countries. Lawyers capitalize on the opportunity to support and strengthen resource transparency by familiarizing with the key regional regulatory provisions. It is critical to know what the extractive industries pay and what governments receive, and the Extractive Industries Transparency Initiative (EITI) will be dealt with to help in this initiative. Ensuring compliance with disclosure requirements helps keep your compliant. In addition, identifying discrepancies between sector company payments and government disclosure can be a powerful deterrent to corruption and a vital step towards accountability. This becomes an act of social responsibility on the part of lawyers. Knowledge of open contracting principles and mandatory contract disclosures will be shared.

Dr. Molatthegi - Energy Regulation Sector Botswana

DRC to provide panelist (SADCLA)

LSSA to provide panelist (SADCLA)

Stream 2 Auditorium 1:

A developing SADC: Measuring the impact of Cyber law and crimes on Legal Practice Initiatives and regional cooperation – How to protect yourself and your clients (Mozambique to provide chair)

There is a significant increase in crimes involving computers and the Internet that are damaging the region’s security and economies. The Profession needs to learn techniques for using cyber tools and methods to investigate computer and Internet related activities. We explore the need to harmonize and standardization of legislation in SADC in order to successfully tackle cyber-crime.

This session is sponsored by the University of Botswana and speakers are already in place. University of Botswana to be met on 30 May 2017 to finalize - LSB to follow up.
• University of Botswana
• Namibia to provide (SADCLA)
• Tanzania to provide speaker

14:00 – 15:30 SADCLA Council meeting
Venue: Auditorium 2

16:00 – 17:00 Plenary session
Venue: Auditorium 2
AGM and conference resolutions

17:00 - 18:00 - SADLCA Young Lawyers Forum
Venue: The Boma

19:00 – 22:00 Closing Gala Dinner
The Ballroom
Dress: Dark suit/traditional
Guest speaker: Sir Ketumile Masire(TBC- LSB)

FRIDAY 12 AUGUST 2017
Departure of international guests
18th SADC Lawyers’ Association
Annual Conference and General Meeting

REGISTRATION INFORMATION

Gaborone International Convention Centre
Gaborone  Botswana
9 to 12 August 2017

hosted by

LAW SOCIETY OF
BOTSWANA

A skilled and competent legal profession: Catalyst for a prosperous SADC
The SADC Lawyers’ Association (SADCLA) and the Law Society of Botswana (LSB) are proud to announce the 18th Edition of the SADCLA Annual Conference and General Meeting (ACGM). Held under the theme “A skilled and competent legal profession: Catalyst for a prosperous SADC” the ACGM will be held at the Gaborone International Convention Centre (GICC) in Gaborone, Botswana from 9-12 August 2017.

Delegates will arrive on the 9th of August and depart on the 12th of August 2017.

Hotels
The organisers have negotiated special rates with the Peermont Group that runs the GICC and also operates three hotels in Botswana, from 3-5 stars.

The three hotels are Walmont (5 star-188 rooms), Metcourt Inn (3 star-149 rooms) and Peermont Mondior (4 Star-67 rooms). The Walmont and Metcourt Inn are within the same complex as the GICC. The Peermont Mondior is about 8.5 kilometres from the GICC.

Delegates are encouraged to book and pay in advance directly with the hotels to benefit from the special rates. When making a booking, delegates must indicate that they will be attending the 2017 SADC Lawyers’ Association AGM and Conference in order for the special rates to apply.

In addition, the Law Society of Botswana and the SADC Lawyers’ Association secretariats will be available to provide any further information that the conference delegates may require.

Airport Transfers
Delegates must make their own arrangements for transfers between the airport and the hotels. All the recommended hotels provide airport transfers for free.

Flights in and out of Gaborone
Air Botswana
Has close to 5 flights coming in and out of Gaborone to Johannesburg on a daily basis.
For enquiries and bookings contact:
Telephone: +267 368 0900/1 Fax: +267 395 3928 Email: sales@airbotswana.co.bw

The following airlines have flights coming in and out of Gaborone from all the SADC countries on daily basis flying via Johannesburg:

SA Express
For bookings and enquiries contact;
Telephone:+267 397 2397 +267 391 3202   Email: Irantsebele@flyexpress.aero Website: www.flysaa.com

Ethiopian Airlines
For bookings and enquiries contact;
Telephone: +267 311 1631   Email: gbecto@ethiopianairlines.com Website: www.ethiopianairlines.com
Registration fees (US$)

| Delegates from the SADC region | $400  
SADC Lawyers’ Association individual members* who are up to date with their annual subscriptions | $300  
Members of the Law Society of Botswana and other Botswana Lawyers | $300  
Delegates who wish to attend the welcome cocktail function ** on 9 August must pay an additional $25 | Welcome cocktail $25 |

These rates are applicable up until 31 July 2017. From 1 August 2017 until 10 August 2017, a late payment registration fee of $450 will apply accordingly and without regard to the registration fee categories provided above. No registrations will be accepted after 10 August 2017.

* An individual member of the SADCLA is a lawyer who has subscribed for membership to the SADCLA as an individual and outside of the institutional membership of their Law Society/Bar Association.

The conference fee covers closing gala dinner, lunch and refreshments during the conference, conference bags and other materials. The registration fee does not include accommodation, meals (other than those indicated above), extramural activities and airport transfers.

Registration fees for delegates must be paid directly into the Law Society of Botswana AGM Account whose details are given below. Once the registration amount has been paid, delegates can proceed to the online registration or complete the manual registration form. Proof of payment must accompany registration as registration will not be confirmed until proof of payment has been received by the conference secretariat.

Bank: FNB  
Account name: Law Society of Botswana AGM Account  
Account number: 62680996645  
Branch code: 285267  
Swift code: FIRNBWGX  
FNB address: Plot 25117 Tlokweng Rd, Riverwalk, Gaborone

After making a direct payment into the Law Society of Botswana AGM Account, please email or fax the proof of payment to the SADC Lawyers’ Association and the Law Society of Botswana using the details provided below:

SADC Lawyers Association  
1. Mrs Prudence Mabena  
Tel: +27 (12) 366 8853  
Email: prudence@sadcla.org  
Direct (mobile): +272 911 8848

2. SADCLA  
Telephone: +27 (12) 366 8800  
Fax: +27 (12) 362 0969  
Email: mail@sadcla.org

Law Society of Botswana  
1. Tebo More  
Tel/fax: (w) +267 3900200 (f) +267 3909355  
Email: tmore@lawociety.org.bw  
Direct: (w) +267 390 9355

2. Mpho Rammai  
Tel/fax (w) +267 3900200  
Email: mpho@lawociety.org.bw

Refund of registration fees

The registration fees for the AGM and Conference or part thereof may be refunded, provided the following cancellation deadline is met:

For cancellations received after 31 July 2017, the full registration fee will be retained by the organisers.
### Accommodation

<table>
<thead>
<tr>
<th>Hotel</th>
<th>Distance from GTCC/Transport</th>
<th>Rate in Botswana Pula (BWP)</th>
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<tbody>
<tr>
<td><strong>5 Star</strong></td>
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| Peermont Walmont Hotel  
website: www.grandpalm.bw | Same compund | Standard rooms single BWP870  double BWP1500  
Executive rooms single BWP2005  double BWP2210  
Standard twins single BWP1500  double BWP1870  
Junior suite single BWP2525  double BWP2745  
Executive suite single BWP3030  double BWP3250  
Presidential suite single BWP6143  double BWP6365  
Single rooms carry a tourism levy of BWP10 and double/sharing BWP20  
188 rooms  |
| | | Contacts for bookings:  
Telephone:+267 363 7777  
Fax:+267 3916582  
Email: tkophuting@grandpalm.bw  
thophethego@grandpalm.bw  
dmogapi@grandpalm.bw  |
| **4 Star** | | |
| Peermont Mondior Hotel  
www.mondior.com  or  
www.peermont.com | 9.8 km  
+/- 17 minutes’ drive to the GICC  
Studio room single BWP1440  double BWP1550  
1 bedroom suite single BWP1805  double BWP1920  
2 bedroom suite standard BWP2655 executive BWP2765  
Single rooms carry a tourism levy of BWP10 and double/sharing BWP20  
67 rooms  |
| | | Contacts for bookings;  
Telephone: +267 319 0600  
Fax: +267 319 0600  
Email: reservations@mondior.co.bw  |
| **3 Star** | | |
| Peermont Metcourt inn  
www.grandpalm.bw | Same compound | Standard room single BWP961  double BWP1005  
Executive twins standard BWP1105  double BWP1237  
Executive rooms single BWP1105  double BWP1237  |
| | | Contacts for bookings;  
Telephone: +267 363 7777  
Fax: +267 391 0402  
Email: metres@grandpalm.bw  
csemphadile@grandpalm.bw  |
| TraveLodge  
www.travelodge.co.bw | 4.7 km  
+/- 9 minutes’ drive to the GICC  
Standard room single BWP859  double BWP989  
Twin rooms standard BWP859  double BWP989  |
| | | Contacts for bookings;  
Telephone: +267 310 5000  
Fax: +267 392 4082  
Email: reservations@travelodge.co.bw  |
### Additional Information

#### Currency
The national currency of Botswana is the Pula.
The Exchange Rate against the US Dollar is approximately: 10.5:1.

#### Immigration
**SADC Countries which do not require visas:**
1. South Africa
2. Lesotho
3. Malawi
4. Mozambique
5. Namibia
6. Tanzania
7. Swaziland
8. Zambia
9. Zimbabwe
10. Seychelles
11. Angola
12. Mauritius

**SADC Countries which require visas:**
1. DRC
2. Madagascar

Delegates requiring assistance with visa letters must contact the SADCLA and the LSB contact persons whose details are given below.

### CONTACT INFORMATION

**SADC LAWYERS ASSOCIATION**
1. Mrs Prudence Mabena
   Tel/fax: +27 (12) 366 8853 (f) +27 (12) 362 0969
   Email: prudence@sadcla.org
   Mobile: +27 2911 8848

2. SADCLA
   Tel/fax: +27 (12) 366 8800 (f) +27 (12) 362 0969
   Email: mail@sadcla.org

**LAW SOCIETY OF BOTSWANA**
1. Tebo More
   Tel/fax: (w) +267 390 0200 (f) +267 390 9355
   Email: tmore@lawsociety.org.bw
   Direct: (w) +267 390 9355

2. Mpho Rammai
   Tel/fax (w) +267 390 0200
   Email: mpho@lawsociety.org.bw
18TH SADCLA ANNUAL CONFERENCE & GENERAL MEETING
IN ASSOCIATION WITH THE LAW SOCIETY OF BOTSWANA

09 - 11 AUGUST 2017

GABORONE INTERNATIONAL CONVENTION CENTRE (GICC)

Theme: “A skilled and competent legal profession: Catalyst for a prosperous SADC”

REGISTRATION FORM

Please complete the form below. The form must be faxed or e-mailed together with proof of payment. Registration will be confirmed only once proof of payment has been received.

E-mail: prudence@sadcla.org, Fax: +27 (12) 362 0969
E-mail: tmore@lawsociety.org.bw, or administration@lawsociety.org.bw, Fax: +267 3909355

<table>
<thead>
<tr>
<th>Surname</th>
<th>First name/names</th>
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<table>
<thead>
<tr>
<th>Registration fees</th>
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<tr>
<td>Valid until 31 July 2017</td>
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<tr>
<td>Delegates from SADC region</td>
<td>$400</td>
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<td>SADCLA individual members (must be up to date with annual subscription)</td>
<td>$300</td>
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<tr>
<td>Botswana delegates</td>
<td>$300</td>
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<tr>
<td>Welcome cocktail function attendance fee</td>
<td>$25 All delegates</td>
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<tr>
<th>Registration fee from 1 August 2017 - Registration closes on 8 August 2017</th>
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<tbody>
<tr>
<td>All delegates</td>
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For enquiries please call  
Prudence Mabena at +27 (12) 366 8800 or Tebo More +267 3900200