



Hogan
Lovells

Our commitment to capacity building in Africa

2018

Contents

Our commitment to capacity building in Africa	3
Working with African lawyers	4
Our support for public initiatives designed to improve capacity	7
Our commitment to the Rule of Law	9
Our support for International Development	11
Other initiatives in Africa	12



Our commitment to capacity building in Africa

Hogan Lovells is a leading global law firm with offices and business across all major markets, including in a large number of emerging and developing countries. Africa is a key continent for the future development of Hogan Lovells global business. We are committed to making a contribution to the markets in which we and our clients operate, especially in those areas where we can make a real difference. The Hogan Lovells Africa Practice reflects this commitment and we pride ourselves on being a firm passionate about and dedicated to:



Understanding Africa



Operating in Africa



Investing in Africa



Respecting Africa

We believe a central part of each of these pillars is our responsibility to develop capacity on the continent. We do this in areas where we have genuine strength and can add real value, primarily through our legal expertise, but also our ability to leverage and promote the development of local skills and expertise across a wide range of topics. From our pro bono work and partnerships with renowned development organisations to our support for African governments, local lawyers and law firms, our Africa Practice is committed to capacity building and is part of our DNA.

As a firm, we actively support the implementation of the UN Sustainable Development Goals through work we do across the major markets in Africa and in collaboration with governments and clients. The initiatives outlined below all aim to direct our investment and advisory service for our clients towards the fulfilment of these goals.

Working with African lawyers

We are proud of the work we do in collaboration with our African lawyer colleagues. As global leaders, we seek to share our knowledge and expertise in supporting our colleagues in private practice and the private and public sectors, both in training and development. We have a wide and expanding range of programmes for African law firms and lawyers. Our key initiatives have covered the training and development of over 50 individual lawyers and 27 law firms in 16 African countries between November 2016 and November 2017. We plan to expand our training and capacity building programme to members of the local judiciary in 2018. We engage with all levels of the profession, from the senior partners of our close relationship firms to those finishing education and starting their careers.

How we work

We are committed to working with African lawyers and law firms as partners and not merely as service providers. This is critical both in terms of broader development but also important as a part of the broader service we offer to our global clients who expect a seamless and uniformly high quality service. This requires real relationships, mutual respect and partnership on each matter, and a fair return for all. We regularly pitch for work jointly.

Our commitment to partnership includes sharing in the development of outward-facing learning development. We hold joint seminars on the ground with local firms, and partners from those firms regularly speak at our international events, including our renowned Africa Forums in London and Johannesburg.

This drives directly at building capacity in our key area of strength and promotes a top-class and sustainable local legal services industry which can participate in an important global market to the wider benefit of African society and its economy.

Go Far Together

In 2017, we launched a tailored programme, working in collaboration with local partners to grow legal capacity in Africa. We believe that the support and development of the business, as well as the pure legal skills of lawyers, is critical and we invest vigorously in broad business training, including management, business development, finances and basic client administration.

The programme's name originates from a Somali proverb ("If you want to go fast, go alone; if you want to go far, go together"), which reinforces our commitment to investing in the continent and supporting the positive strides it continues to make.



Our first GFT Symposium, focusing on training in the area of law firm management, was held in London on 20 June, and the second on 19 September in Johannesburg. Both were held the day before the respective Africa Forums, enabling the participants to network with our clients at the Forum the following day. In total, 25 senior partners from our relationship law firms (12 in June, 13 in September) attended, representing 16 countries – Nigeria, Uganda, Kenya, Morocco, Algeria, Tunisia, DRC, Mauritius, Seychelles, Tanzania, Angola, Mozambique, Zambia, Botswana, Zimbabwe and Cote d’Ivoire. The feedback received from the participants was overwhelmingly positive.

Supporting young lawyers

We are actively involved in the Association of Young Arbitrators (AYA) in Nigeria. The AYA is open to all arbitration practitioners under the age of 40 having professional links to Nigeria. It seeks to develop young arbitrators and to “give them a face in the arbitration space”, overcoming the perception that arbitration in Nigeria is a “closed shop” and open only to senior practitioners.

The AYA has a board of advisers and consultants consisting of leading African and international arbitration practitioners, including Hogan Lovells partners, Michael Davison and Nathan Searle. Ademola Bamgbose, from the London office, is the International Liaison Officer.

Hogan Lovells also participates in AYA’s innovative mentoring programme for young African lawyers, which encourages the sharing of knowledge and experience from senior practitioners to younger arbitrators. As arbitration continues to grow across the African region, projects such as this are important for expanding the number and diversity of African arbitration practitioners. This project promotes the Rule of Law by fostering the development of the next generation of leading African arbitrators and, as a result, increases access to robust dispute resolution mechanisms and effective legal remedies.

Supporting the judiciary

We are developing a training programme to assist members of local judiciary in understanding various aspects of international law, such as international

arbitration, investment treaty arbitration, Islamic finance and international projects.

Support and promotion of female lawyers

We are in the process of establishing a new programme which seeks to support and mentor female lawyers on the continent, and held a recent dinner in Lagos, Nigeria to discuss this initiative.

Following on from the success of these days, and in response to the feedback, on 1 November, we held a “GFT Session” in Lagos for 12 senior associates from our preferred firms in Nigeria.

We will shortly be launching a digital training portal to enable broader access of our knowledge databank to lawyers on the continent, in addition to establishing an online community of African lawyers to connect, share ideas and experiences.

“

I am a partner at AB & David Zambia and I attended the Hogan Lovells Go Far Together day in Johannesburg in September 2017. The event was well organised and both the partners and other lawyers were able to share their wealth of practical experience with the participants. The speakers were very well selected and knowledgeable with hands on experience of the topics they handled. I obtained insightful practical guidance on a range of topics from Legal Project Management to Business Development and Client Relationship Management. This experience has directly benefitted my practice and enhanced our abilities in attracting new clients as well as retaining old ones. The Hogan Lovells events are a must attend and I have shared with my Partners in the firm to do so whenever we get an invite without fail because of the invaluable knowledge, experience and the wide networking opportunities.

Dumisani Tembo

”

Working with African lawyers

Secondments

- We are one of the founding members of the ILFA flagship programme, which brings African lawyers over to the UK to spend three months on secondment to City firms, and this is our 11th year of participating in the programme. We also provide training for all ILFA secondees during their first two weeks in London. We commit special resources to this programme, and one of our team also serves on the ILFA Working Committee.
- Over the years we have also facilitated other secondments at our London office, via the Commonwealth Professional Fellowship and other programmes.
- In September 2017, we launched our direct secondments scheme, in collaboration with the law firms that we work closely with on the continent. We are expanding this to three secondees in 2018, and plan to eventually take four a year, from both law firms and in-house legal counsel from our Africa-based clients.
- These secondments (both in London and on the continent) run for periods of between two weeks and three months have not been limited to lawyers from local law firms. We have welcomed in-house lawyers, including those working for AfDB and in African government.
- The Africa LLM Vacation Scheme runs for two weeks every August and has been hugely popular. We take 5-6 secondees each year on this programme, which gives qualified African lawyers, who have come to the UK for further study, the opportunity to gain some work experience in an international firm before returning home. A quote from one of the 2017 participants:

“

Being a prosecutor with the Attorney General’s Department for the Republic of Ghana, currently studying for my LLM in the UK, my two week participation in Hogan Lovells’ Africa LLM Vacation Scheme was an invaluable opportunity to experience the operations of a multinational law firm. The programme gave me first hand practical insight into specialist practice areas, and the knowledge gained will be invaluable on my return to Ghana. The support I received from the Hogan Lovells team was overwhelming, and their backing for those on the African continent is admirable. I could not have asked for a better experience and thoroughly recommend this unique, challenging, diverse, and dynamic scheme. It affords one the opportunity to work with highly intelligent lawyers, who are also friendly and approachable.

Annette Barnes

”

Training on the ground

We regularly participate in training across the continent, including (in the past 18 months) arbitration conferences in Nigeria, Rwanda, Kenya, Uganda and Morocco; LMA training sessions in Kenya, South Africa and Nigeria; OHADA training in Egypt; and training in Uganda and Tanzania for the US Energy Association and their Power Africa initiative – as well as various presentations in person or via webinars for clients.



Our support for public initiatives designed to improve capacity

Developing a transfer pricing risk assessment tool for use by African governments

With competing forces of countries balancing the books versus companies maximising profit, the transfer pricing risk assessment tool we have developed will:

- allow for consistent and transparent tax strategies and processes amongst corporations, ultimately overcoming the need for burdensome and costly tax audits;
- enhance the reputation of the region and individual countries, reflecting the increased financial maturity and security thereby attracting further external investment; and
- through improved tax revenues, enable governments to invest additional resources to improve revenue collection strategies and processes and to tackle inherent corruption issues.

Ministry of Finance – banking and compliance

Working alongside various High Commissions, local government and commercial institutions, we have developed a training programme to support various ministries of finance in their banking and compliance policies and procedures. The programme has been designed to ensure key stakeholders are aware and adhere to international standards, better preparing their economies for further foreign direct investment.

Government of Malawi – model mining concession agreements

Through the International Senior Lawyers Project, the firm assisted the government of Malawi in reviewing a major uranium mining contract, negotiating possible concession agreement for Niobium (Globe), and drafting a model mining concession agreement.

Government of Kenya – petroleum sector

A team from our London office advised the Kenyan government on the Kenyan petroleum sector, including making recommendations regarding the establishment of a new Upstream Petroleum Authority.

OHADA Uniform act security law

Our Paris office has a special focus on OHADA law which is currently applicable in 17 African countries. We played a unique role in advising the World Bank

(FIAS) on reforms of the OHADA Uniform Act relating to Security law (UAS).

Health and social welfare in Liberia

Also in conjunction with the International Senior Lawyers' Project, we are providing significant legal assistance to the Liberian Ministry of Health and Social Welfare. We have played an integral role in establishing the Ministry's General Counsel's office, drafting legislation creating the Liberian Medicines and Health Products Regulatory Authority (and developing regulations to implement the law), drafting comprehensive mental health legislation and reproductive health legislation, and making important revisions to the country's public health laws.

Liberia contract review

The firm is assisting the President of Liberia in reviewing certain concession agreements entered into by the National Transitional Government of Liberia to assess the validity of the agreements and their conformity to international standards. The firm will also provide assistance to the government of Liberia with respect to the negotiation of new contracts.

Assisting in Somalia's accession to the WTO

Hogan Lovells is providing ad hoc legal advice and assistance to Somalia's Ministry of Trade & Industry on the country's accession to the World Trade Organisation; the process is provisionally timetabled to cover 2017 to 2020.

Somalia's accession to the WTO is expected to ensure sustained economic growth and development in the post-conflict state. Experience shows that post-conflict states see their transparency and anti-corruption indexes improve after going through the WTO accession process. For example, Liberia ranked 150th in 2007 when, after 14 years of civil war, it submitted its accession request to the WTO. Liberia reached 80th position in 2015, the year of its formal accession to the WTO. The efforts in improving the trade environment, including transparency, in anticipation of the WTO accession, played an integral part in Liberia's development. The international organisations supporting Somalia's accession to the WTO (including the IMF, DFID, the World Bank and USAID) expect similar improvements in Somalia. This project increases transparency and strengthens the Rule of Law.

Investment Support Programme for Least Developed Countries

Hogan Lovells is supporting the Investment Support Programme for Least Developed Countries (LDC) administered by the International Development Law Organization. The programme aims to provide negotiation and dispute-settlement advisory and representation services to requesting LDC governments and eligible private sector entities through arranging for multi-disciplinary teams to assist them in preparing for, and conducting, negotiations and participating in arbitral proceedings or alternative dispute resolution processes. The aim is to establish an international scheme for legal aid and expert assistance for governments of the world's 47 poorest countries.



Our commitment to the Rule of Law

Our Rule of Law 2030 initiative (<https://www.hoganlovells.com/en/knowledge/topic-centers/rule-of-law-2030>) is ground-breaking among city law firms as it recognises, and seeks to promote, the links between the Rule of Law, business and society. This is a growing area and one which we expect to see expand significantly over the next few years.

In South Africa, Hogan Lovells has been part of a Rule of Law initiative, which has set an agenda to review legislation which does not comply with the Rule of Law and to educate the public on democracy, education and basic constitutional principles. An example of the work we have done is contributing to the creation of guiding principles of the Rule of Law and to start a national dialogue from ministers in Parliament to the man on the street on how the Rule of Law can be maintained in South Africa. The project is aimed at developing a Rule of Law Impact Assessment for each bill that is presented to Parliament, ensuring that all legislation adheres to the concept of the rule of law on which the Constitution of South Africa is founded. Hogan Lovells collaborates with other NGOs also seeking to entrench the Rule of Law education in civil society and is instrumental in advancing the Rule of Law in the access to justice debate.

In addition to this, the global Africa Practice has been involved in the following programmes that reinforce our commitment to the rule of law:

Taskforce for the creation of the Djibouti International Arbitration Centre

Hogan Lovells is part of a taskforce, created in 2016, which is working to establish an international arbitration centre in the East African trade hub of Djibouti, and is part of a wider regional effort to improve dispute resolution in the Horn of Africa. The establishment of the Djibouti International Arbitration Centre (DJIAC) is spearheaded by the Djibouti Chamber of Commerce and the Intergovernmental Authority on Development (IGAD). IGAD was established in 1986 and comprises eight member states: Djibouti; Eritrea; Ethiopia; Kenya; Somalia; Sudan; South Sudan; and Uganda.

Taskforce for the improvement of arbitration law in Somalia

Hogan Lovells is part of a taskforce, created in 2016, which is working on the improvement of arbitration in Somalia. The taskforce has started to draft new legislation based on the UNCITRAL Model Law, and held arbitration summits in Nairobi and Mogadishu, and is currently advising the government of Somalia on its accession to the New York Convention on the recognition and enforcement of foreign arbitral awards. Both this project and the one above were shortlisted for the Best Development in International Arbitration prize at the GAR awards in 2017, and aim to strengthen the Rule of Law by improving access to legal remedies in Somalia and the wider region.

Kigali International Arbitration Centre

Hogan Lovells played an active role in the 2012 creation of the first international arbitration centre in Rwanda, the Kigali International Arbitration Centre (KIAC), and has continued to support the centre since then. The KIAC aims to attract and create opportunities for local businesses by giving them a choice of dispute resolution methods. It provides a confidential and efficient forum for resolving disputes, with low costs adapted to the region; and presents a viable way to avoid both the court system and the comparatively high costs involved in arbitrating in Europe or Asia. This applies not only to businesses in Rwanda but also to businesses throughout the region. Paris-based partner, Thomas Kendra helped to write the arbitration rules, which are applied in English, French and also Kinyarwanda, and provided support and advice during the build-up to the launch in 2012. He is the only non-African member of the Board and also sits as a member of the Executive Committee. He recently spoke at the East Africa Arbitration Conference in Kigali celebrating five successful years of the KIAC, attended by over 200 international practitioners and clients.

Since its inception, the KIAC has worked hard to provide training programmes, increase its visibility and ensure that businesses and representatives are aware of and understand the services on offer. It has been a great success, with over fifty cases registered (including over thirty in 2017). This is an impressive total for a new arbitration centre, as there is usually a gap of several years between establishment and the advent of disputes. This demonstrates the benefits that such a centre can provide and the KIAC now appears to be well established and is likely to continue to grow. This project has and will continue to strengthen the Rule of Law by removing the financial barriers to accessing effective legal remedies and providing a robust alternative dispute resolution mechanism.

Opposing state capture in South Africa

We have been working with the internationally respected South African Council of Churches (SACC), with the Unburdening Panel and the SACC National Convention, to create a dialogue in providing solutions to the crisis of corruption and state capture in South Africa, and in anchoring democracy, healing and reconciliation, economic transformation, and education.



Our support for international development

A mobile clinic in Malawi. A road safety project in Kenya. A nutrition programme in Mali. An HIV prevention initiative in Nigeria. Each of these initiatives requires skilled legal support which can then be developed and used locally on the basis of our involvement and partnership engagement. Government grantees and contractors advance the mission of international agencies and other sponsors in remote outposts across the developing world. This is where we excel.

Every day we advise on foreign field operations, particularly in Africa. Drawing on practical experience with the nuts and bolts of government-funded operations abroad, we cost-effectively structure these programmes, mitigate risk, and resolve foreign employment, tax, compliance, and regulatory challenges.

Our experience

- Advised several academic institutions on operations in Africa related to capacity building and treatment programmes for HIV/AIDS and other public health issues in such countries as Angola, Botswana, Cameroon, Democratic Republic of the Congo, Ethiopia, Ghana, Côte d'Ivoire, Kenya, Lesotho, Liberia, Malawi, Mali, Mozambique, Nigeria, Rwanda, Sierra Leone, South Africa, Swaziland, Tanzania, Uganda, Zambia and Zimbabwe.
- Trained dozens of academic institution employees in Mozambique and South Africa on federal grants and contracts compliance.
- Advised several institutions on drafting and negotiation of agreements with local hospitals and other partners based in Botswana, Kenya, Mozambique, Nigeria, Rwanda, South Africa and Uganda to support training and capacity building efforts in the health sector.
- Advised the West African Development Bank and the West African Regional Council for Public Savings and Financial Markets (CREMPF) on several studies on the reform of West African financial markets to make them more attractive to investors.



Other initiatives in Africa

Our legal pre-eminence also allows us to offer pro bono services to several of our non-profit partners which have limited resources, enabling them to make a positive difference in their communities, and to support capacity outside the legal sector in promoting local business and entrepreneurs. Examples of our commitment to this include:

Community Solar Innovation awards: Building capacity for solar energy in Africa and Asia

We sponsored the Hogan Lovells Community Solar Innovation Awards 2017 with pro bono client, SEED, a UN Environment Programme partner, and our global citizenship partners Barefoot College India, to find the most innovative community businesses that use solar technology to improve the lives of the poorest in society. These Awards sought to recognise and reward outstanding eco-inclusive businesses and not-for-profit organisations in developing countries that use solar energy or technologies to benefit lives in poor communities. Adjudicators looked for businesses which are locally led and significantly improve the lives of women and girls, particularly those which focus on gender equality or female empowerment.

Winning enterprises received a tailor-made business support package, including: up to USD30,000-worth of legal advice from Hogan Lovells; peer networking; one-on-one support and mentorship to develop business and financial plans; and support from SEED to replicate their business model in other regions around the world. Hogan Lovells also provided USD10,000 to one overall winner to cover the organisation's most pressing needs.

Energy Utility Partnership Program (EUPP)

We work with the U.S. Energy Association in Washington, D.C. on the Energy Utility Partnership Program (EUPP). The EUPP partners with international utilities to modernise energy services and improve energy sector governance as part of a co-operative agreement with USAID and President Obama's Power Africa initiative. There is also a partnership between the EUPP and the Tanzania Electric Supply Company (TANESCO) and, as part of this partnership, a workshop was held in Arusha, Tanzania from 20-24 February 2017. The workshop gave an introduction to project and contract management, topics pertinent to the East Africa region.

African Solar Power Incubator

Phanes Group, an integrated end-to-end solar provider headquartered in Dubai, has launched its first Solar Incubator program, aimed at identifying PV projects of potential in sub-Saharan Africa by providing access to funding, and commercial and technical knowledge.

The initiative, "The PV Solar Incubator, Your Project, Our Expertise, For a Sustainable Future", was held in partnership with Hogan Lovells, responsAbility, Proparco and Solarplaza, and invited PV developers to submit proposals for projects that are based in sub-Saharan Africa, and have a clear CSR component.

Barefoot College – Expansion into Africa

We are in the foundation stages of the African roll-out of solar engineering teaching centres, based on a model developed in India which trains women unable to read and write to become engineers. The intention is to roll out in South Sudan, Burkina Faso, Zanzibar and Senegal.

Throughout the next three years, Hogan Lovells will engage our people, our clients and our communities to help Barefoot College triple their number of international beneficiaries by:

- Solar electrifying 20,000 households;
- Providing 200,000 people with access to clean light; and
- Training 4000 solar mamas in 35 countries.

Spring: Capacity building accelerator programme for businesses that have the potential to change the lives of women and girls

This is a Department for International Development and Nike Foundation Project which aims to identify and capacity-build 50 businesses in Rwanda, Uganda and Kenya that have the potential to change the lives of women and girls. 18 impressive social entrepreneurs are receiving support from Hogan Lovells' lawyers through the SEED programme.

African Prisons Project

One of our consultants, Peter Hood, has been working with the Uganda Prison Service (UPS), in partnership with the African Prisons Project (APP), which worked to establish the world's first prison-based law college and law firm. By the end of 2018, they will have close to 100 people in prison in Uganda and Kenya studying for University of London law degrees by correspondence and over 100 more trained as auxiliary paralegals.

Sidai – Social Enterprise of Farm Africa

Sidai provides quality services to livestock keepers across Kenya and is committed to bringing services to under-served communities in more remote locations.

Hogan Lovells are the legal advisers to the social enterprise and were responsible for enabling it to establish 90 veterinary practices across Kenya. We are currently advising on a foundation social part-loan part-equity investment of USD 2m.

Promoting Education in African Schools (PEAS)

Hogan Lovells is advising PEAS on the development of a growing network of high quality, affordable schools across Uganda and Zambia, with expansion to new countries on the horizon including Rwanda. These

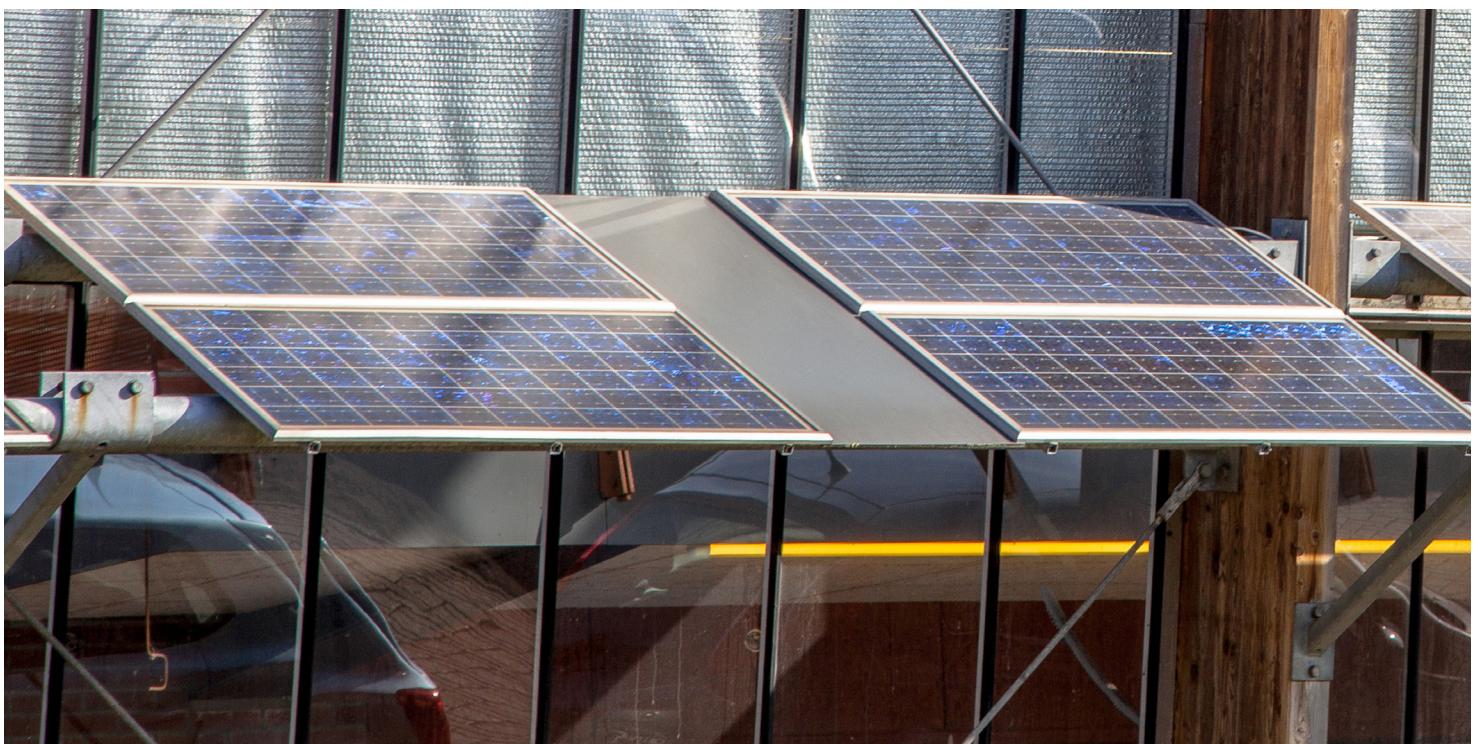
schools are launched in the areas that need them most, and are then run to not only become sustainable and financially transparent, but, most importantly, to be of high quality.

SEED and UN Women

Hogan Lovells co-sponsors the annual SEED Gender Equality Awards which are largely supported by UN Women, the UN Entity for Gender Equality and the Empowerment of Women, and the United Nations Industrial Development Organization (UNIDO) which promotes inclusive and sustainable industrial development. We also provide pro bono advice to the award winners.

First of a Kind Pro Bono Clinic

Overseen by award-winning head of pro bono in South Africa, Candice Pillay, Hogan Lovells launched a dedicated pro bono law clinic in 2017. Housed permanently at our Sandton office, it is the only one of its kind. The clinic gives people direct access to our lawyers, eliminating the need to go through intermediaries.



Key Contacts

Head of Africa Practice



Andrew Skipper
Partner, London
T +44 20 7296 2923
andrew.skipper@hoganlovells.com

Africa Network Manager



Alison Diarra
Africa Network Manager, London
T +44 20 7296 2845
alison.diarra@hoganlovells.com

Senior Marketing and Business Development Manager – Africa



Abena Poku
Senior Marketing and Business Development Manager – Africa, London
T +44 78 0287 2805
abena.poku@hoganlovells.com

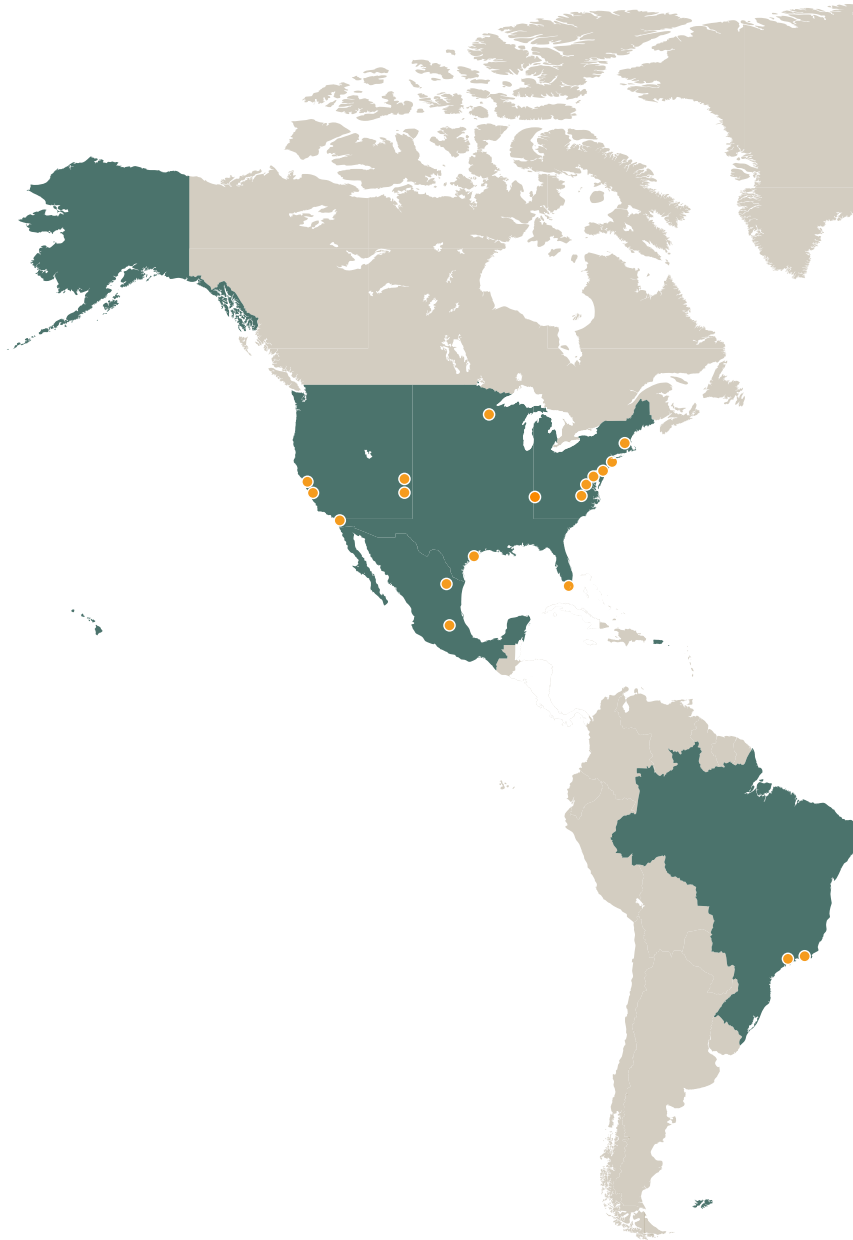
Pro Bono Directors

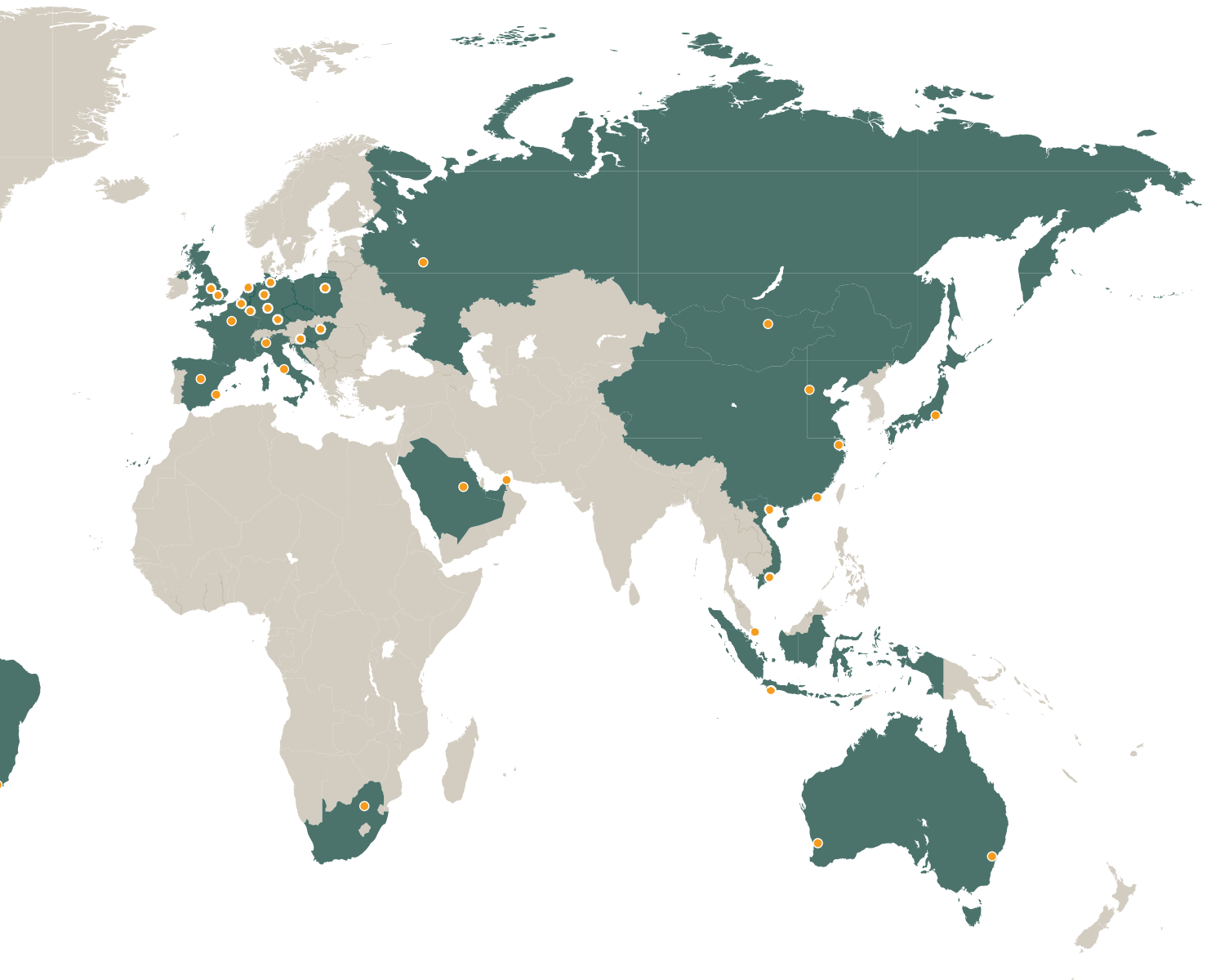


Yasmin Waljee
International Pro-Bono Director
T +44 20 7296 2962
yasmin.waljee@hoganlovells.com



Candice Pillay
Partner, Johannesburg
T +27 11 523 6044
candice.pillay@hoganlovells.com





Alicante
Amsterdam
Baltimore
Beijing
Birmingham
Boston
Brussels
Budapest
Colorado Springs
Denver
Dubai
Dusseldorf
Frankfurt
Hamburg
Hanoi
Ho Chi Minh City
Hong Kong
Houston
Jakarta
Johannesburg
London
Los Angeles
Louisville
Luxembourg
Madrid
Mexico City
Miami
Milan
Minneapolis
Monterrey
Moscow
Munich
New York
Northern Virginia
Paris
Perth
Philadelphia
Rio de Janeiro
Riyadh
Rome
San Francisco
São Paulo
Shanghai
Shanghai FTZ
Silicon Valley
Singapore
Sydney
Tokyo
Ulaanbaatar
Warsaw
Washington, D.C.
Zagreb

Our offices
Associated offices

www.hoganlovells.com

"Hogan Lovells" or the "firm" is an international legal practice that includes Hogan Lovells International LLP, Hogan Lovells US LLP and their affiliated businesses.

The word "partner" is used to describe a partner or member of Hogan Lovells International LLP, Hogan Lovells US LLP or any of their affiliated entities or any employee or consultant with equivalent standing. Certain individuals, who are designated as partners, but who are not members of Hogan Lovells International LLP, do not hold qualifications equivalent to members.

For more information about Hogan Lovells, the partners and their qualifications, see www.hoganlovells.com.

Where case studies are included, results achieved do not guarantee similar outcomes for other clients. Attorney advertising. Images of people may feature current or former lawyers and employees at Hogan Lovells or models not connected with the firm.

© Hogan Lovells 2018. All rights reserved. 1018307_F0_0718