

CURRICULUM VITAE

Title / Prefix:	Mr.
First / Given Name:	Calvin M.
Family / Surname:	Nyachoti
Post-Nominals:	FCIArb., FCS, LL.M, MBA, LL.B.
Address:	P.O Box 5884 – 00100 Fortis Suites, 3 rd Floor, Nairobi
Telephone:	<u>Mobile:</u> +254-719382841
Email:	cnyachoti@npadvocates.com
Nationality(ies):	Kenyan

Professional Titles

Advocate, High Court of Kenya
 Chartered Arbitrator & Fellow – Chartered Institute of Arbitrators
 International Centre for Settlement of Investment Disputes (ICSID) – Conciliation Panel
 Accredited Mediator - Chartered Institute of Arbitrators
 Accredited Mediator - Judiciary Mediation Accreditation Committee
 Certified Secretary - Institute of Certified Public Secretaries of Kenya
 Certified Trustee - Retirement Benefits Authority Trustee Development Programme Kenya (TDPK)
 NEMA Accredited - Environmental Impact Lead Expert
 NEMA Accredited - Environmental Impact Assessment Expert

Positions

Current Work:

2 0 1 3 T O D A T E

- a. Kenyatta National Hospital – Corporation Secretary & Director, Legal Services

Previous Work:

- b. Retirement Benefits Authority – Senior Legal Counsel
- c. Nyachoti & Partners Advocates – Partner
- d. Maangi, Kitonga & Co. Advocates – Senior Associate Advocate

Current Board/Trustee Positions:

- e. Kitengela International Schools 2018 to date - Chairman of the Board
- f. Chartered Institute of Arbitrators 2010 to date - Branch Committee Director
- g. CPS Governance Centre 2016 to date – Director
- h. Women on Boards Network 2014 to date - Director
- i. KNH Staff Retirement Benefits Scheme 2020 - date Trustee

Previous Board/Trustee Positions:

- j. Local Authority Pension Trust 2017 to 2019 - Chairman

- k. Chartered Institute of Arbitrators 2017 to 2019 - Chairman
- l. Institute of Certified Public Secretaries of Kenya 2014 to 2020 – Council Member
- m. KNH Staff Superannuation Scheme 2015 - 2021 Trustee
- n. ICPSK Champions of Governance Taskforce - Chairman
- o. Technical Committee of the Joint Domestic Financial Sector Regulators - Secretary
- p. Technical Committee on Making Nairobi an International Financial Centre - Member
- q. National Task Force on Combating Money Laundering and Terrorism Financing (NTF).

Corporate Practice

- Dispute Resolution Services – A seasons lawyer, Chartered Arbitrator handling various complex, high profile commercial arbitrations, mediations, adjudications and other forms of ADR and is also the Chairman of a number of three member panel and sole arbitrations, a tutor and assessor in the Chartered Institute of Arbitrators and Nairobi Centre for International Arbitration approved faculty list.
- Legal Advisory Services – Providing legal advisory services, legal due diligence, supervising external lawyers, contractual compliance, legal risk management, regulatory compliance and legal opinions.
- Corporate Governance – Experience handling corporate governance arrangements/audits, ensuring compliance, custodian of various corporate instruments, and providing legal advice on corporate administration and management issues. Sits on various boards and committees of professional associations within the pension industry, governance and energy sectors..
- Board Secretariat Services – efficient secretariat services including induction and training of members, preparation for board meetings and maintenance of records, disseminating action material, maintaining the share registers and other records; and filing of statutory returns.
- General advisory services – leading the formulation and review of legal policies and procedures, sensitizing Board and the Management on statutory provisions affecting the institutions, participating in negotiations on commercial matters, dealing with legal aspects relating to the institution’s movable and immovable assets; and research and reporting on complex legal issues.
- Divisional Leadership – strategic leadership in planning, execution, review and reporting, development and implementation of work plans, building of alliances with regional and international partners.

Alternative Dispute Resolution Professional Experience

A] Arbitral References Handled (International & Domestic) :

I have successfully handled close to 40 international and domestic arbitrations references involving large sums of money in dispute as either as Chairman of a three member panel or as sole arbitrator.

B] Mediator / Mediations:

I have similarly successfully handled a number of mediation references involving large sums of money in dispute both under the Judiciary Mediation Accredited Committee and party-nominated.

C] Construction Adjudications:

I have successfully handled a number of adjudication references and sat on Dispute Adjudication Boards involving large sums of money in dispute involving developers and contractors.

Other Work Experience

- a. Development and implementation of the Codes of Governance for private and public sector corporations
- b. Capacity building in fields of expertise including corporate governance, financial sector regulation, pension and Alternative Dispute Resolution.
- c. Formulating an enabling legal and regulatory framework aimed at protecting and safeguarding the insurance sector.
- d. Participation in formulation, development and implementation of the strategic plans.
- e. Negotiation, drafting and contract management
- f. Ensuring efficient provision of legal services including response to and defense against any court or tribunal matter arising including the management of a panel of external counsel.
- g. Legal and regulatory risk analysis.
- h. Legislative drafting.
- i. Guiding consumer protection initiatives.
- j. Handling of trademark and patenting issues.
- k. Conversant with civil litigation practice.
- l. Custodian legal instruments,

Core Areas of Focus / Expertise (*indicative, not exhaustive*)

- | | | |
|-------------------------|------------------------|--------------|
| 1. Commercial | 2. Construction | 3. Insurance |
| 4. Corporate governance | 5. Retirement Benefits | 6. Sports |

Education

- a. **Masters in Business Administration (MBA)** - Strategic Management - Daystar University (Nairobi, Kenya), 2013.
- b. **Masters in Law (LL.M)** - International Environmental Law, University of Nottingham (United Kingdom), 2009.
- c. **Bachelor of Laws (LL.B)** - Moi University, Kenya, 2005.

Professional qualifications

1. **Postgraduate Diploma (Law)** - Kenya School of Law, Kenya, 2006.
2. **Strategic Leadership Development Programme (SLDP)**, Kenya School of Government - 2014.
3. **Arbitration, Mediation & Adjudication**, Chartered Institute of Arbitrators.
4. **Leadership and Team Skills**, University of Stellenbosch, South Africa, 2012.
5. **Studies in Public International Law** - The Hague Academy (Netherlands), 2009.
6. **Certified Public Secretary of Kenya CPS (K)** - KASNEB, 2010.
7. **Corporate Governance Training** – Centre for Corporate Governance, Kenya, 2013.
8. **Certified Trainer of Trainers & Trustee in Pension, Trustee Development Programme Kenya**
9. **Certified Trainer of Trainers in Governance**, International Finance Corporation (IFC)

Consulting Assignments/Achievements

- The Business Daily, Kenya's Top 40 under 40 Male Category, 2017
- Member, ICPSK Committee on the development of the Code of Governance for Private Companies
- Trainer Corporate Governance, Institute of Certified Public Secretaries of Kenya.
- Women on Board Network – Corporate Governance and Leadership Programme.
- Special Rapporteur and Training Consultant, The Status of children in the criminal justice system, Kenya National Commission on Human Rights (KNCHR), March, 2011.
- Rapporteur, Workshop on the Judicial Service Bill, LSK, October, 2010
- Senior Editor & Training Consultant, Law Society of Kenya, 2007 to 2013.
- Special Rapporteur and Consultant, Human Rights Needs Assessment in the Juvenile Justice System KNHCR.
- Consultant & Rapporteur, ICJ Programme on Judicial Reform, 2010.
- Developing popular versions of the Waki (Post-election violence) and Kriegler (conduct of 2007 elections)
- Consultant, National Stakeholders Review Workshop on a National Policy for Protecting & Assisting IDPs, UNHCR/KNCHR/UN OCHA, 2010.
- Consultant, Litigation Fund Against Torture, Independent Medico-Legal Unit

Professional Memberships

1. Chartered Arbitrator, Fellow & Accredited Mediator - Chartered Institute of Arbitrators (CIArb.)
2. Member, Law Society of Kenya (LSK);
3. Member, East Africa Law Society (EALS);
4. Fellow & Member, Institute of Certified Public Secretaries of Kenya (ICPSK);
5. Member, International Law Association (ILA);
6. Licentiate Member, UK Institute of Management of Information Systems (IMIS)
7. Registered Environmental Impact Assessment/Audit Expert

Personal Attributes

- a. Self-starter, well organized, dynamic and highly motivated individual.
- b. A strong work ethic, believer in order, discipline and positive attitude.
- c. Strong analytical and negotiation skills
- d. Demonstrated ability to simultaneously work on multiple complex projects.
- e. Demonstrable leadership skills coupled with excellent interpersonal relations.
- f. Demonstrated acumen and ability to anticipate and facilitate business needs.

References

Ms. Catherine Musakali; Chairperson - Dorion Associates & former Chairman, Institute of Certified Public Secretaries of Kenya (ICPSK) Nairobi, Kenya; Tel. No. +254-731264914, +254-722616119;
E-mail: cmusakali@yahoo.com

Dr. Nelson Kuria; Chairman, CIC Group Limited & Governance Practitioner, Nairobi, Kenya; Tel: +254-722746131;
E-mail: nelsonckuria@gmail.com

Dr. Kariuki Muigua; CI Arb. Africa Trustee, Legal Practitioner & Senior Lecturer, University of Nairobi, Nairobi, Kenya; Tel: +254-722789890;
E-mail: muigua@kmco.co.ke