

# **CURRICULUM VITAE**

## **PERSONAL DETAILS**

**NAME:** Malakwen Kiprop David

**DATE OF BIRTH:** 10<sup>th</sup> July, 1955

**TELEPHONE CONTACT:** Mobile +254-722-828598

**POSTAL ADDRESS:** P.O. Box 49187-00100, Nairobi

**RESIDENTIAL ADDRESS:** No. 3 Jabavu Gardens, Kilimani, Nairobi

**E-MAIL ADDRESS:** [kdmalakwen@gmail.com](mailto:kdmalakwen@gmail.com)

**NATIONALITY:** Kenyan

**MARITAL STATUS:** Married with children

**ACADEMIC QUALIFICATIONS:** LLB (Hons), LLM (Environmental Law)

## **PROFESSIONAL QUALIFICATIONS**

- Advocate of the High Court of Kenya (1982)
- Certified Public Secretary (1996)

## **HONOURS**

- Fellow of the Institute of Certified Public Secretaries of Kenya
- Life Member of the Institute of Public Secretaries of Kenya (2007)

## **EDUCATIONAL QUALIFICATIONS**

- EACE (Div I), Kemeloi Secondary School, Nandi (1975)
- EAACE (3P 1S), Alliance High School, Kikuyu (1977)
- Bachelor of Laws (LLB Hons), University of Nairobi, Kenya, 1981
- Master of Laws (LLM), University of Nairobi, Kenya, 2008

## **CAREER SYNOPSIS**

30 years valuable experience in various leadership roles as summarized below:-

<b>EMPLOYER</b>	<b>POSITION HELD</b>	<b>DATES</b>
Kenya Commercial Bank Group, Head Office, Nairobi	Company Secretary and Chief Legal Advisor for the KCB Group (Kenya, Tanzania, South Sudan, Uganda, Rwanda & Burundi)	July 1994 to June 20 <sup>th</sup> 2013
Kenya Posts & Telecommunications Corporation, Head Office, Nairobi	Corporation Secretary	1988 to July 1994
Kenya Posts & Telecommunications Corporation, Head Office, Nairobi	Chief Legal Officer	1987 to 1988
Kenya Posts & Telecommunications Corporation, Head Office, Nairobi	Divisional Manager, KP&TC Western Division	1986 - 1987
Kenya Posts & Telecommunications Corporation, Head Office, Nairobi	Principal Legal Officer	1985 to 1987
Kenya Posts & Telecommunications Corporation, Head Office, Nairobi	Senior Legal Officer	1983 to 1985

## **MEMBERSHIP IN PROFESSIONAL BODIES**

- Law Society of Kenya (Membership No.P105/1250)
- Institute of Certified Public Secretaries of Kenya (Life Membership No.924)
- East African Law Society
- Commonwealth Law Society
- United Kingdom Environmental Lawyers Association

## **KEY COMPETENCIES**

- Implementation of IPO, Rights Issues, and Cross Listing
- Legal experience at Senior Leadership level in the Public and Private Sectors
- Company Law, Environmental Law and Governance
- Board/Corporate Strategy Development
- Legal Advisor to the Board of Directors and Management
- Change Leadership

## **CURRENT MEMBERSHIP OF BOARDS OF DIRECTORS/ASSOCIATIONS**

- Chairman, Environmental Law and Policy Trust, University of Nairobi
- Member of the Environment Committee of the Law Society of Kenya (2010)
- Vice Chairman of the Parish Church Council of the All Saints Cathedral (2010)
- Chairman, Finance and General Purposes Committee, All Saints Cathedral (2010)
- Member of the Provincial Finance and General Purposes Committee, Anglican Church of Kenya (2008 to date)
- Chairman, Environmental Law and Policy Trust, University of Nairobi (2009)
- Patron, Chemase Secondary School, Nandi County

## **CONFERENCES & OTHER TRAINING**

- ACK All Saints Cathedral Church Governance Framework (2009)
- E.A. Company Secretaries Forum: Presented paper on "The Key to Developing Effective Corporate Compliance" (2009)
- Effective Director Seminar, Strathmore University (2009)
- Redefining KCB's Strategy Seminar by Malcolm Hewitt (2010)
- Performance Management Dashboard Training by McKinney Rogers (2010-2012)
- Attended a six week course on "The Role of Lawyers in Public Service" at Pembroke College, Cambridge University, United Kingdom (1984).
- Represented KCB at the RIO+20 Corporate Sustainability Forum, in Rio de Janeiro, Brazil, June, 2012.
- Attended Sustainable African Stock Exchanges Conference at Johannesburg Stock Exchange, South Africa in August, 2012.
- Attended KCB Group Corporate Governance Symposium led by Prof. Mervyn King in Nairobi, in September, 2012
- Represented KCB at the UNEP Finance Initiative Annual General Meeting in Geneva, Switzerland, in October, 2012.

## **ROLE OF CHIEF LEGAL ADVISOR OF THE KCB GROUP**

- Overall responsibility for the Legal Affairs of the Bank's Group across the East Africa Common Market region.
- Ensuring compliance with all Company's and Securities Laws in the Region, reporting on legislative and regulatory changes impacting on the Bank's Group bottomline.
- Provision of in-house legal services to the Bank's Group including efficient management of all legal risks, preparation and custody of all contractual documents, assurance to the Group that all documentation and securities are valid and legally enforceable, and liaison with external regulators and legal counsel.

- Ensuring that all staff service contracts protect the Bank Group's interest by avoidance of acrimony during staff exits in accordance with agreed Performance Management Contracts.
- Advising the Bank Group on legal processes in closure of bank units considered non-core, and acquisition of new business outlets (procurement and disposal) highlighting the parameters of relevant legal due diligence based on cost benefit analysis.
- Management of the Group's legal expenses budget to ensure fair returns to the Bank and its subsidiaries.

### **MILESTONES OVER THE PAST 5 YEARS**

- Set up a Debt Recovery Unit which reduced the Bank's hardcore debts from Kes. 27Bn in 2002 to 8Bn in 2013. As a result the Bank's loan book grew threefold from Kes. 88Bn in 2002 to Kes. 300Bn in 2013 with an attrition rate of 3%. This was due to additional flow of capital from investors, IFC loan and successful Rights Issues which demonstrated Shareholder and Stakeholder goodwill. Further, the Bank's market capitalization grew significantly (third in the NSE), and the Bank gained sustainable brand muscle in terms of reputation, attractiveness to investments and general appeal to customers.
- Advised Board on Capital Raising Initiatives in liaison with External Consultants. This achieved the Bank's successful Regional expansion programme
- Oversaw incorporation of KCB subsidiaries in Sudan, Uganda, Tanzania, Burundi and Rwanda in liaison with the different Regulatory Authorities
- Supervised successful KCB Rights Issues on the aspect of Securities and Capital Markets laws
- Supervised the successful cross listing of KCB shares in the Uganda Securities Exchange, Dar-es Salaam Stock Exchange and Rwanda Over The Counter Market
- Supervised successful Kengen, Kenya-Re and Safaricom IPO processing
- Rolled out the Environmental Management System for KCB Group
- Designed the Sustainability Policy for KCB Group
- Designed and revised the KCB Group Governance Policy (2007, 2013)

### **SOCIAL MEMBERSHIPS**

- Nairobi Club
- Kitale Club

- Nandi Bears Club
- Royal Nairobi Golf Club