



Prof. Kiarie Mwaura brings to the University of Nairobi a wealth of research, consultancy, teaching and managerial experience. He is an Associate Professor of Corporate Governance and Corporate Law and is serving currently as the Chairman of the Transport Licensing Appeals Board under the Judiciary and Ministry of Transport and Infrastructure. He has worked previously as the founding Vice Chancellor of Riara University and as a Director of the International Erasmus (European Exchange) Programme at Queen's University Belfast, where he also taught law between 2002 and 2009. Before joining Queen's, he worked as a Visiting Lecturer at the University of Wolverhampton. His expertise in corporate governance and corporate law has seen him serve as an expert researcher for the International Commission of Jurists' *Expert Legal Panel on Corporate Complicity in International Crimes*. In this role, he explored the role of corporate structures in determining liability within corporate groups. Additionally, he has served as a consultant on corporate governance for a variety of local and international organizations, including the Financial Sector Deepening Trust (FSD), Savings and Credit Cooperative Societies Regulatory Authority (SASRA), Institute of Directors, Institute of Certified Public Secretaries of Kenya, Champions of Governance Award, Training and Consultant Associates (TCA), and Lewis Kamau & Associates.

He has also been involved, in various capacities, in the promotion of equality of opportunity and good relations in Northern Ireland. Apart from serving as the Secretary General for the Northern Ireland Council for Ethnic Minorities (an NGO that promotes equality of opportunity, peace, and reconciliation in the transitional society of Northern Ireland), he has been a management board member of the African and Caribbean Support Organization for Northern Ireland (an organization that works to promote tolerance, multiculturalism, and peaceful co-existence in Northern Ireland through dialogue, art, culture, and music).

Whilst in Belfast, he was actively involved in sourcing funding and running of the 2007 event entitled “*Abolition of Slave Trade – 200 Years: Remembrance, Learning, and Tackling Contemporary Legacies of Slavery*”, which sought to explore ways of using lessons from the abolition of slave trade campaigns to combat present day social injustices and exploitations. His other international and regional engagements include the following:

- Visiting Fellow at **Harvard Law School’s** Human Rights Program, where he investigated the viability of constitutional regulation of corporations as well as the need for clearer parameters of corporate complicity in human rights violations;
- Visiting Scholar at the University of Washington and University of Ghana.
- Expert Peer Reviewer of Legal Education and Training Programmes for accreditation purposes on behalf of the Council of Legal Education.
- Editorial board member of the Interdisciplinary Journal of Human Rights Law (IJHLR) and the University of Nairobi Law Journal (UNLJ); and
- Quality Assurer for the Kenya School of Law, Kabarak University’s School of Law, and Jomo Kenyatta University of Agriculture and Technology’s School of Law.

At the University of Nairobi, he has also held the positions of Chair of the Postgraduate Programmes Committee, Associate Dean (Mombasa Campus), Chair of Commercial Law Department, and Curriculum Review Coordinator. He teaches and researches in the areas of Corporate Governance, Law of Business Associations, Constitutional Law, Human Rights, and Research Methods & Writing.

He is a Fellow of the UK Higher Education Academy, a Certified Public Secretary, and an Advocate of the High Court of Kenya, who read law at Queen’s University Belfast (PGCHET), University of Wolverhampton (PhD), Staffordshire University (LLM), Kenya School of Law (Legal Practice Diploma), and the University of Nairobi (LLB).

Selected Publications

- “Internalization of Costs to Corporate Groups: Part-Whole Relationships, Human Rights Norms and the Futility of the Corporate Veil” (2012) 11 *Journal of International Business and Law* 85.
- “The Plight of Minority Shareholders under the Companies Bill 2010: Oppressed or Simply Abandoned and Forgotten?” (2012) *University of Nairobi Law Journal* 1.

- “Constitutional Restructuring of Corporate Governance in State Owned Enterprises: Dynamism or Distraction?” (2012) *Mount Kenya University Law Journal* 37.
- “Private Sector, Environmental Governance and the Constitution: Developing Effective Corporate Responses to Environmental Degradation” in Macharia Munene (ed), *Climate Change, Environment and Conflicts in Africa* (UNDP, 2012) (in press).
- “Horizontalities and the Bill of Rights: Defining Parameters of Corporate Complicity in Human Rights Violations” (2011) *7 Law Society of Kenya Journal* 1.
- “The Status of CSR in Kenya” in Wayne Visser and Nick Tolhurst (eds), *The World Guide to CSR: A Country-by-Country Analysis of Corporate Sustainability and Responsibility*, (Greenleaf Publishing, 2010).
- “Corporate Human Rights Norms and the Clog of Limited Liability within Corporate Groups: Towards an International Convention” *Harvard Law School’s Human Rights Program Working Paper Series*, 2008.
- “The Failure of Corporate Governance in State Owned Enterprises and the Need for Restructured Governance in Fully and Partially Privatized Enterprises: The Case of Kenya” (2007) *31 Fordham International Law Journal* 34.
- “The Role of Corporate Structures in Determining Liability within Corporate Groups”, *International Commission of Jurists Report* 2007.
- “Corporate Citizenship and Human Rights: Reality and Prospects of the Proposed Constitutional Changes in Kenya” in Esben Pedersen & Mahad Huniche (eds), *Corporate Citizenship in Developing Countries: New Partnership Perspectives* (Copenhagen Business School Press, 2006) 139.
- “The Digital Divide and CSR in Africa: The Need for Corporate Law Reform” in Wayne Visser et al, *Corporate Citizenship in Africa: Lessons from the Past, Paths to the Future* (Greenleaf Publishing, 2006), 201.
- “Company Directors’ Duty of Skill and Care: A Need for Reform” (2003) *24 Company Lawyer* 283.
- “Disqualification of Directors in Kenya” (2003) *54 Northern Ireland Legal Quarterly* 118.

- “How to Raise Corporate Governance Standards” (2003) 2 *Professional Management*, 18.
- “Does Corporate Law Inhibit Social Responsibility?” (2003) 4 *Professional Management*, 22.
- “Regulation of Directors in Kenya: An Empirical Study” (2002) 13 *International Company and Commercial Law Review* 465.

Speaking Engagements

- 2016, “Positional Paper on the Northern Water Collector Tunnel Project”, a paper presented on behalf of the Murang’a County Initiative (MCI) at the Ministerial Stakeholder Engagement Conference on the Murang’a Water Projects, Safari Park Hotel, 17th October 2016.
- 2016, “Effective Governance in Public Institutions”, a workshop paper delivered at the Cooperative University of Kenya’s Council Workshop on *Effective and Transformative University Management*, Lake Naivasha Simba Lodge, 6th September, 2016.
- 2016, “The Business Case for Governance Reform: Beyond Simple Compliance & “Box-ticking”, a talk delivered at the Prospectus Capital’s Conference on *Governance and Leadership in Higher Education*, Intercontinental Hotel, Nairobi, 17th August, 2016.
- 2016, “The Governance Conundrum in Africa’s Higher Education Today”, a talk delivered at the Prospectus Capital’s Conference on *Governance and Leadership in Higher Education*, Intercontinental Hotel, Nairobi, 17th August, 2016.
- 2016, “An Overview of the Companies Act 2015”, a workshop paper delivered at the Kenya Accountants and Secretaries National Examination Board’s workshop on *Sensitization on the new Business Laws*, Lake Naivasha Sopa Resort, 30th June 2016.
- 2016, "Evaluating the Performance of Boards of Directors", Consultant for a variety of corporate, governmental, and non-governmental organizations.
- 2016, "Corporate Governance for Schools' Boards of Management", a paper delivered at the Murang’a County Education Board’s Conference on *Improving Governance and Performance in Murang’a County Schools*, Technology Primary School, 2nd June 2016 and Murang’a Teachers College, 9th June 2016.

- 2016, “Report Writing: Purpose, Preparation, Structure, Summaries of Reports, Clarity and Conciseness”, a lecture delivered at the Institute of Certified Public Secretaries’ Sensitization Seminar on the Effective Management of Meetings, Writing of Minutes, Reports and Board Papers, Sarova Panafric Hotel, 1st April, 2016.
- 2016, Master of Ceremony at the Murang’a County Initiative (MCI) Scholarships Award Ceremony for 2016 presided over by *Her Excellency the First Lady, Hon. Margaret Kenyatta* at Ihura Stadium, 19th February 2016.
- 2016, “An Overview of the Companies Act 2015 and the Companies (Consequential Amendments) Act 2015”, a lecture delivered at the Institute of Certified Public Secretaries’ Sensitization Seminar on the *New Business Laws*, Sarova Panafric Hotel, 11th February, 2016.
- 2015, “How to Address Early Childhood Development Education (ECDE) Operational Challenges: Policy Formulation & Legislative Drafting”, lecture delivered at *UNICEF’s Early Childhood Development Capacity Building Conference for County Executives*, Kenya School of Government, 20th April 2015.
- 2015, “Nurturing a Culture of Integrity”, Chief Guest’s Speech at the KBA School’s Annual Thanks and Prize Giving Day, 11th April, 2015.
- 2015, “County Governments: Early Childhood Development Education, Resource Mobilization, and Development”, a keynote lecture given at the launch of the MoU between the Nyeri County Government and Kenya School of Government/Riara University, Green Hills Hotel, 2nd March, 2015.
- 2015, “Beyond Graduation and the Practice of Lifelong Learning”, Chief Guest’s Speech at the Murang’a Teachers College Graduation Ceremony, 20th February 2015.
- 2015, Master of Ceremony at the Murang’a County Initiative (MCI) Scholarships Award Ceremony for 2015 presided over by *Her Excellency the First Lady, Hon. Margaret Kenyatta* at Ihura Stadium, 13th February 2015.
- 2014, “County Government of Nyamira & Early Childhood Development Education (ECDE): Challenges & Opportunities”, a speech given at the first *Nyamira County Government (ECDE) stakeholders’ conference and induction workshop for ECDE teachers* at Rangenyio Girls High School (Nyamira), 19th December 2014.

- 2014, “The Role of Personal Initiative in Achieving Success”, Chief Guest’s Speech at the Annual Speech & Achievement Recognition Day of Oshwal Academy Senior High, 6th September 2014.
- 2013, “Personalizing the Millennium Development Goals”, Chief Guest’s Speech delivered at the Pelimander International Annual Lincoln Summit for High School Students, Panari Hotel, 14th December 2013.
- 2014, “Holistic Education and the Realization of One’s Full Potential”, Chief Guest’s speech at the Prize Giving Ceremony at the Hospital Hill School, 6th September 2014.
- 2013, “Creating and Maintaining Child Friendly Schools”, a keynote speech given at the Kenya Primary School Heads Association’s (KEPSHA) 9th Conference on *Translating the Basic Education Act 2013 into a Child Friendly Education System for All* at Sheikh Zayed Children Centre (Mombasa), 4th September 2013.
- 2013, “Transforming the World through Education”, a speech given at the Riara University’s Dedication Service, November 2013.
- 2013, “Current Labour Market Gaps: Priorities for Human Resource Development”, a speech given at the Stakeholders’ Workshop for Business and Human Resource Professions, Riara University, April 2013.
- 2013, “Future of Technology”, a speech delivered at a ceremony marking the signing of MoU between IBM and Riara University, March 2013.
- 2012, “Company Directors’ Course: Establishing Good Corporate Governance”, Training and Consultant Associates (TCA), Trainer, Voyager Beach Resort, Mombasa, December 5-7, 2012.
- 2012, Savings and Credit Cooperatives (Sacco) Corporate Governance Training for Boards of Directors under the Financial Sector Deepening Trust (FSD) & Sacco Societies Regulatory Authority (SASRA) sponsored Sacco Governance Reform Project, Trainer, Bontana Hotel, Nakuru, May 22-25, 2012 and KUSCO Centre, Upper Hill, Nairobi, May 16-17, 2012.
- 2011, “Private Sector, Environmental Governance and the Constitution: Developing Effective Corporate Policy Responses to Environmental Degradation.” A paper presented at the UNDP sponsored workshop on Climate

Change, Environment and Conflicts in Africa, Travellers Resort, Mombasa, December 4, 2011.

- 2011, "Effective Curriculum Development for Short Professional Development Courses", Kenya School of Law's Midterm Review of Academic Programmes & Validation of Research Policy, Discussant, Nairobi Safari Park Hotel, September 21-23, 2011.
- 2011, "Corporate Governance Training for the Public Procurement Oversight Authority", Kenya School of Law's Continuing Professional Development Programme, Trainer, Voyager Beach Resort, Mombasa, May 18, 2011.
- 2010, "The New Bill of Rights and its Implications for Business", Institute of Director's Forum for Employers and Businesses, Trainer, Sarova Panafric Hotel, Nairobi, October 12, 2010.
- 2010, "Horizontalty and the Bill of Rights: The Place of the Legal Profession in Defining Parameters of Corporate Obligations and Complicity in Human Rights Violations." A paper presented at the Law Society of Kenya's Annual Conference on *Digesting Kenya's Constitutional Moment: The Place of the Legal Profession in the Post-2010 Referendum*, Leisure Lodge Resort, Mombasa, August 19-20, 2010.
- 2008, "Corporate Human Rights Norms and Corporate Groups: A Critique of the 2008 Report of the UN Special Representative on Business and Human Rights." A paper presented at the School of Law, Queen's University Belfast, December 12, 2008.
- 2008, "Corporate Human Rights Norms and the Clog of Limited Liability within Corporate Groups." A paper presented at the International Centre for Corporate Social Responsibility 6th Annual Symposium on *Sphere of Influence/Sphere of Responsibility: Multinational Corporations and Human Rights*, Nottingham University, November 7, 2008.
- 2008, "Power Sharing Models in Kenya and Rwanda." A paper presented at the New Ireland Group's Political Circle, Stormont Parliament Building (Northern Ireland), June 10, 2008.
- 2008, "Human Rights, Violence and the Elections in Kenya", Public Lecture, Harvard Law Schools' Human Rights Program, Pound Hall, Harvard University, January 9, 2008.

- 2008, "The Elections in Kenya: Ethnicity, Violence, and Human Rights Implications," Public Lecture, Massachusetts Institute of Technology (MIT), Maclaurin Building, January 18, 2008.
- 2007, "Constitutional Ascription of Corporate Human Rights Obligations", Speaker, Harvard Law Schools' Human Rights Program, Lewis Hall 27, Harvard University, November 17, 2007.
- 2007, "Beyond Access: Harmonization of Legal Framework to Bridge Digital Divide in Developing Countries." A paper presented at the 10th Anniversary Conference of the Centre for Globalization on *Global Digital Divide: A legal postscript to the World Summit on Information Society*, Scarman House, University of Warwick, September 17, 2007.
- 2007, "Digital Divide in the Digital Age." A paper presented at the 22nd Annual British and Irish Law Education and Technology Association (BILETA) Conference, Speaker, University of Hertfordshire, April 16-17, 2007.
- 2007, "Minority Rights and Protection: International Standards and the Bill of Rights for Northern Ireland." Session Chair at NICEM's Annual Human Rights and Equality Conference, Wellington Park Hotel, Belfast, January 12, 2007.
- 2006, "Corporations and Human Rights", Lecture, School of Law, University of Washington, Seattle, April 25, 2006.
- 2006, "African Development: What Role for Business?" Chair for the Legal Issues and Social Responsibility stream of the International Academy of African Business and Development conference, Ghana Institute of Management and Development, Accra, between May 23-27, 2006.
- 2005, "Human Rights, Development and Corporate Social Responsibility", Speaker at the Republic of Ireland's Department of Foreign Affairs Conference, Croke Park, Dublin, June 11, 2005.
- 2004, "Corporate Citizenship: The Changing Legal Perspective in Kenya." A paper presented at the Inter-Disciplinary CSR Research Conference of International Centre for Corporate Social Responsibility, Nottingham University Business School, October 22-23, 2004.
- 2003, "Directors' Role in Social Responsibility: How Enabling Is the Law?" A paper presented at the Second East African Conference on Philanthropy and Volunteerism, Kenya School of Monetary Studies, Nairobi, July 11-13, 2003.

Administration

Transport Licensing Appeals Board, Judiciary & Ministry of Transport & Infrastructure

- Chairman, October 2015 – Present.

Riara University

- *Vice Chancellor*, January 2013 – February 2015; *Consultant on Partnerships & County Programmes*, February 2015 – June 2015.

University of Nairobi

- Chair of the Postgraduate Studies Committee, October 2016 – Present.
- Associate Dean, March 2011 – January 2013.
- Chairman of Commercial Law Department, January 2011 – January 2013.
- Member of the Senate, 2011- January 2013.
- Member of the Dean's Committee, 2011 – January 2013.
- Member of the College Academic Board, 2011 – January 2013.
- Member of the School of Law's Management Committee, October 2009 – January 2013.
- Curriculum Review Coordinator, August 2009 – January 2013.
- Dissertations Coordinator, October 2009 – January 2013.

Queen's University Belfast

- Director of the International Erasmus (European Exchange) Programme, Jan 2008 – June 2009.
- Adviser of Studies to Law and Languages Students, Jan 2008 – June 2009.
- Careers Officer, 2007 – September 2007.
- Member of Library Committee, 2003 – 2005.
- Adviser of Studies to Law and Politics Students, 2003 – 2005.
- Member of School Teaching and Learning Committee, 2003 – 2005.

Others

- Chair, Alumni Association for Njiiri High School (2014 – Present) and Machegecha Primary School (2010 – Present).
- Member, Board of Management for Murang'a Teachers College (2012 – Present); Githunguri Girls High School (2015 – Present); Kenyoho Secondary School (2015 – Present); and Machegecha Primary School (2015 – Present).

Prof. Kiarie Mwaura
Commercial Law Department
School of Law
University of Nairobi
PO Box 30197 - 00100
Nairobi.

mwaura.advocate@gmail.com; kiariemwaura@uonbi.ac.ke