

COUNCIL OF LEGAL EDUCATION



KENYA SCHOOL OF LAW

**CONTINUING LEGAL AND
PROFESSIONAL DEVELOPMENT (CPD)**

**SEMINAR ON TELECOMMUNICATIONS AND BROADCASTING POLICY,
LAW AND REGULATION**

NOTICE

SEMINAR ON TELECOMMUNICATIONS AND BROADCASTING POLICY, LAW AND REGULATION

DATES: 12TH – 14TH October 2011

VENUE: Kenya School of Law, Langata South Road,, Nairobi

The Council of Legal Education and the **Kenya School of Law** through its Continuing Legal and Professional Development (CPD) section has organised a seminar on **Telecommunications and Broadcasting Policy, Law and Regulation**

BACKGROUND

The days in which we live has aptly been referred to as the information age. From the days when broadcast and telecommunication was heavily controlled by the State machinery, there has been rapid technological developments that have largely taken broadcasting out of the hands of the State to private bodies and the same has ballooned into a multi-million dollar industry with players who span across the globe.

It is now common knowledge that Information and Communication technologies (hereinafter referred to as ICTs) are playing a central role in economic and social development, right from the agricultural to education and even financial sectors. Telecommunications are what provide the infrastructure and services to the ICTs. The Government still maintains an important role of regulating the expansion and operation of telecommunications and broadcasts, not to stifle the potential growth in these sectors but to ensure a fair investment environment as well as securing the national interest and protecting the majority consumers of services given through telecommunications and broadcasts.

In Kenya, there have been fundamental changes in the Telecommunications sector, since its liberalisation that was largely effected with the setting up of the Regulatory body, the Communications Commission of Kenya through the Kenya Information and Communications Act Cap. 411A laws of Kenya.

This course therefore is designed to give legal and other practitioners in broadcasting and Telecommunications knowledge by way of overview, of the principles, nature, and development of legal and regulatory aspects of the

telecommunications and broadcast sector in Kenya. Participants will get an opportunity to understand the rationale and key drivers of regulation of telecommunication and broadcasting in Kenya, the legal and other regulatory developments to date and the projections into the future from both a local as well as regional perspective.

AIMS OF THE TRAINING

The training is aimed at

- i. Giving the participants knowledge on the legal and regulatory framework for telecommunications and broadcasting industry in Kenya.
- ii. Broadening the participants' understanding of the policy and rationale behind the legal and regulatory framework for telecommunications and broadcasting in Kenya.
- iii. Sensitizing the participants on the current statute law, subsidiary legislation and case law provisions on telecommunications and broadcasting in Kenya.
- iv. Providing the participants an in depth examination of the interplay between regulation and economics with regard to the telecommunications and broadcasting sector.
- v. Giving the participants a snapshot of the projected near future legal and economic developments in the broadcasting and telecommunications sector.
- vi. Enriching the participants' knowledge and capacity in understanding, drawing and administering telecommunication and broadcasting contracts
- vii. Providing an opportunity for networking between the participants.

COURSE OBJECTIVES

At the end of the training the participants will be able to:

- a) Describe the policy, legal and regulatory framework for telecommunications and broadcasting in Kenya.

- b) Explain the international regulatory regime for broadcasting and telecommunications
- c) Appraise the factors affecting market structure, competition and price regulation with regard to telecommunications and broadcasting.
- d) Understand the regime of interconnection, access, convergence and authorization.
- e) Understand the components of a telecommunications contract
- f) Describe the process of financing of telecommunication projects and developments

INTENDED PARTICIPANTS

This training is aimed at the following participants:

Senior Management in Regulatory, Legal, Public and Corporate Affairs Departments of Telecommunication and Broadcasting Firms, Legal officers and company secretaries working with telecommunications and broadcasting corporations; Advocates in private practice; managers with telecommunications services providers; professionals in information and communication technology firms involved with compliance and contract negotiation and administration; legal officers with State Corporations involved in telecommunication and broadcast infrastructure provision and regulation and other legal professionals interested in enhancing their knowledge of the legal and regulatory aspects of telecommunications and broadcasting.

COURSE CONTENT
<u>Day 1</u> TELECOMMUNICATIONS AND BROADCASTING:LEGAL AND

REGULATORY FRAMEWORK

- Overview of the Legal and Regulatory Framework of telecommunications and broadcasting industry in Kenya
- International telecommunications regulatory regime

Day 2: ECONOMIC ASPECTS OF TELECOMMUNICATIONS AND BROADCASTING REGULATION AND LICENSING

- Competition and economics of regulation
- Forms, rationale and effects of economic regulatory control
- Enforcement of competition rules
- Market structure and licensing
- Convergence-meaning, present regulatory provisions, challenges and future prospects
- Inter-connection, access and co-location

Day 3: TELECOMMUNICATION AND BROADCASTING CONTRACTS

- Types of telecommunication contracts
- Types of Broadcasting Contracts
- Regulatory issues with regard to contracts
- Specific agreements and contracts
- Dispute resolution

The course runs from 8:30am to 1pm, then 2pm to 4:30pm on all days, with breaks for tea and lunch.

CERTIFICATION: Certificates for having taken the course will be issued at the end of the training to participants who attend the entire course.

COURSE COSTS: Kshs. 36,540/-(Inclusive of 16% V.A.T.)- *Covers conference costs materials, lunch and refreshments*

D.I.T Registration: The Kenya School of Law is registered with the Directorate of Industrial Training (DIT) and sponsoring employers can claim reimbursement.

CLE points: Participants who are members of the Law Society of Kenya will earn CLE points

Accommodation: Applicants who wish to reside at the School during the training period may apply separately for accommodation at Ksh. 2,958/= per day (dinner, bed and breakfast inclusive of 16% V.A.T.)

Application Process:

Application forms may be obtained from the School Registry or downloaded from our website www.ksl.ac.ke. Please note that we would wish to have your duly completed application form or **confirmation** before the date the training begins to enable us adequately prepare for the training. Cash payments are to be deposited in the **Kenya School of Law A/C No. 2022099224, Barclays Bank of Kenya, Barclays Plaza-Corporate Services** and banking slips presented to the Finance office of the Kenya School of Law.

For further enquiries and information, contact Lynette or Phoebe on Tel. +254-020-8891399/8890044/8890094 or wireless 020-2699585/6 or email cpd@ksl.ac.ke; or visit our website www.ksl.ac.ke

PROF. W. KULUNDU-BITONYE, EBS

DIRECTOR/CEO & SECRETARY

COUNCIL OF LEGAL EDUCATION/ KENYA SCHOOL OF LAW