



SAGANA, BIRIQ

— & CO. ADVOCATES —





Profile ○

About Us

Sagana, Biriq & Company Advocates is a full service law firm specializing in corporate and commercial law, property law and dispute resolution to domestic and international clients drawn from both private and public sector. We provide clear and practical advice based on an in-depth knowledge of the legal, regulatory and commercial environment within which our clients operate and always with an insightful understanding of the client's overall objectives. Sagana Biriq is a fast growing firm with qualified lawyers, including partners and consultants trained in leading universities locally and internationally, and several paralegals.

We distinguish ourselves in our approach to the legal practice and our responsiveness to clients' needs. Our foundation is built on insightful and innovative deal structuring and legal advice, a keen ability to understand business and economic imperatives, a strong focus on achieving the best legal outcome for our clients and exceptional integrity.

Some of our lawyers are involved in legislative drafting and advise on legislative reforms and sit on various taskforce and legal reform committees. The firm is located in Nairobi and has developed good relationship with leading law firms located in Africa and the rest of the world. The firm has invested in advanced communication technology. It has high speed internet connectivity, a boardroom with tele-conferencing facilities and state-of-the-art computer networks and is in the process of developing a digital based library.

Our Practice Areas

The Firm's principal areas of practice are:

Corporate and Commercial Law,

Sagana Biriq has distinguished itself in a wide range of Corporate and Commercial matters including Banking and Finance (Conventional and shariah compliant), Mergers, Acquisitions and Joint Ventures, regulatory issues and securities law, Capital Markets, Project Finance and Development, Investment Law, Insolvency and Restructuring, Competition (Anti-Trust) Law, Employment, Private Equity, Tax Law, Aviation and general company secretarial services.

The firm is highly reputed in registration and enforcement of patents, trade-marks, copyrights, industrial designs, trade secrets and other intellectual property rights

We are uniquely placed to advice on energy, mining and mineral and all other aspects of environmental law in Kenya. One of our senior lawyers is a member of the taskforce on the Implementation of the Environment, Land Use and Natural Resources in line with the provisions of Kenya's new Constitution. The taskforce is reviewing all existing legislation and drafting new legislative bills in the areas that the Ministry of Environment and Natural Resources is the lead agency in enactment of legislation by Parliament.

Litigation and Dispute Resolution

The firm has extensively engaged in resolution of civil, commercial, constitutional and administrative law disputes through litigation in the High Courts, Court of Appeal and the Supreme Court of Kenya as well as various specialized tribunals such as procurement, environment, tax and energy. We also practice criminal law with emphasis on economic offences.

Our litigation team is committed to selecting and implementing the best approach possible, and does so by being practical, efficient, and cost-effective. It is our policy to explore all available dispute resolution options in every case in

order to provide practical business solutions and encourage settlement wherever possible. We assist our clients in determining a dispute resolution strategy and in the assessment of the risks involved in their matter, endeavouring to safeguard and promote their best interests. We also conduct arbitration, mediation, negotiation and assist in stakeholder dialogue, brokered talk and relationship building on behalf of our clients within and outside Kenya.

Real Estate and Conveyancing

We handle all kinds of conveyancing and commercial property work in all land regimes in Kenya. The firm represents corporate and individual clients in real estate acquisition, advise on real estate development, project finance including structure and financing options, investments and industrial properties and planning issues which include advise on construction and development of mixed use complexes, gated community developments, single and multi-storied buildings, housing units and estates and shopping malls. We act for some of the leading conventional and Islamic banks and lending institutions in Kenya in security documentation and securities review.





SAGANA, BIRIQ
ATTORNEYS-AT-LAW

SAGANA, BIRIQ
& CO. ADVOCATES

Our Approach to Clients ○



Our clients are central to everything we do. Their needs determine how we organise ourselves and the range of expertise we provide. We work together with our clients to anticipate and deal successfully with legal and regulatory aspects of their objectives.

First Contact and Assignment to Partner

Every client receives a client care letter and is assigned to a partner principally responsible with the client's dealings with the firm. For every client matter, we mobilize a dedicated team of lawyers particularly knowledgeable in a client's business and markets.

Conflict of Interests Procedures

Our firm has in place procedures designed to avoid accepting engagements that can create a conflict of interest. During the first interview, we carry out internal conflict check to see whether the new client has interest adverse to any existing clients.

Client Satisfaction

We instill in our lawyers a culture of openness, approachability and professionalism that will ensure that our practice maintains highest professional standards that build enduring relationships with our clients.

We work with our clients in a practical way with a view to achieving commercial solutions rather than just providing the correct legal advice. We do this through assessment and consultation, comprehensive research and investigation, strategic planning and understanding the client's needs.

Keeping In Touch

In providing services to our clients, we endeavor to keeping our clients regularly informed of their matter's progress by email, letters, fax or telephone calls. We see to it that we give appointments without any undue delay and advise clients of the likely timescale involved.

File Review and Newsletter

We review our clients' matters, from time to time as reasonably required and advise clients of any changes in the law, circumstances or risk which affect the outcome of their matters.

The firm also provides its clients, without charge, regular client 'Newsletter' of advice on legal issues including changes in statutory and regulatory provisions that are relevant to their business.

Client Confidentiality

At Sagana Biriq, confidentiality is core and central to our practice. It is and remains our policy, save for the limited statutory exceptions, to keep all information about the personal and business affairs of our clients confidential.

Corporate Social Responsibility

The firm and its individual partners support several community charities, projects and provide pro bono advice and representation in deserving matters. We are Honorary legal advisers to among others, Education Trust and Children Rights Bodies.

Fees and Billing

The firm uses either The Advocates Remuneration Order or hourly billing. We are flexible in our fee structure and provide accurate and detailed billing in all matters.

The background is a close-up of aged, textured paper with a warm, yellowish-brown hue. The paper has a fibrous, mottled appearance with subtle variations in color and texture. In the bottom left corner, there is a thick, braided rope made of natural fibers, tied into a complex knot. The rope is a similar warm tone to the paper, and its texture is more pronounced and three-dimensional than the paper's.

Our Lead Partners

Partners ○



“ We believe the real difference between success and failure is very often traced to the question of how well we bring out the great energies and talents within our team

Roger O. Sagana

Senior Partner and Head of Litigation & Dispute Resolution

Email: sagana@saganabiriq.com

Practice Areas: Civil & Commercial Litigation, Dispute Resolution, Environmental Law, Constitutional and Administrative Law, Public Procurement, Intellectual Property, Tax Law and Criminal (Economic Crime) Law.

Education: Moi University (LLB, Hons, 2004), Kenya School of Law . (Diploma Law, 2005).

Roger’s practice spans a wide range of high profile civil and commercial litigation in the superior courts and in Alternative Dispute Resolution. He specializes in corporate and commercial litigation especially in corporate recovery and insolvency, civil forfeiture and environmental law. He also has substantial experience in constitutional and administrative law matters, public procurement, tax law and personal law matters

Roger is currently a member of the Taskforce on the Implementation of the Environment, Land Use and Natural Resources in line with the provisions of Kenya’s new Constitution. The taskforce is reviewing all existing legislation and drafting new legislative bills in the areas that the Ministry of Environment and Natural Resources is the lead agency in enactment of legislation by Parliament.

Professional Membership: Law Society of Kenya, East African Law Society and Commonwealth Lawyers Association.



Abdiwahid Biriq

Head of The Corporate, Commercial and Conveyancing Department.

Email: biriq@saganabiriq.com

Practice Areas: Corporate and Commercial Law, Conveyancing, Competition Law, Investment Law, Mergers and Acquisitions, Joint Ventures and Project Financing, Banking and Finance, Intellectual Property and Mining.

Education: Birkbeck College, University of London (LLB, Hons, 2003), BPP Law School, London (LPC, 2004), Kenya School of Law (Diploma in Law, 2006).

Abdiwahid is a business lawyer, whose practice is focused on conveyancing and commercial transactions, handling large scale property development, project financing and management and due diligence exercises.

Abdiwahid advises on competition and business law, financial regulation, joint ventures, start-up businesses, financing including acquisition financing, loan financing, loan securitization and loan restructuring.

He regularly advises clients in a wide array of business concerns areas including mergers and acquisitions, sale of business, company regulations, shareholder and partnership agreements, distribution agreements, work permits and citizenship matters, private public partnerships, mining and financial Regulations.

Abdiwahid also advises both corporate and private clients on anti-money laundering regimes, statutory compliance and regulatory mechanisms.

Abdiwahid trained in the United Kingdom as a solicitor and is licensed as a patent agent.

Professional Membership: Law Society of Kenya and East African Law Society.

Partners ○



“ With a determination and commitment to an unrelenting pursuit of excellence, we are able to steer our clients towards the success they seek

Innocent Muganda

Managing Partner

Email: muganda@saganabiriq.com

Practice Areas: Intellectual Property, Aviation Law, Corporate and Commercial, Banking and Finance, Civil and Criminal litigation.

Education: Moi University (LLB, Hons, 2004), Kenya School of Law (Diploma in Law, 2006).

Muganda is the head of IP and Aviation. He's practice focuses on Commercial law, Intellectual Property, Aviation Law and Civil & Criminal Litigation. He has vast experience in commercial transactions having had a long spell working in a financial institution and dealing with Corporate Mergers and Acquisitions, Capital Market, Company Secretarial Duties, Banking and Finance, and Insurance Law.

Muganda also represents clients in civil and criminal litigation at all levels including in Arbitration and Mediation.

Professional Membership: Law Society of Kenya, The East African Law Society, Law Society Intellectual Property Committee and the Law Reform Committee.

He equally has great Intellectual Property Law experience and is credited with the registration of patents, industrial designs and protection, trade marks and copyright.

Organisation Structure ○



The firm is divided into two major departments: Legal and Finance/ Administration. The Finance and Administration is headed by Amina Abdillahi and has a team of IT officers, accountants, legal clerks, secretaries and office assistants. This ensures smooth and professional operations of the firm and that the lawyers concentrate on legal matters.

Ms. Abdillahi is a graduate of Methodist University and holds a degree in Bachelor of Business Administration. She has over 8 years experience in the legal industry & is in charge of the administrative and human resource functions of the firm. She is also a member of the Institute of Human Resource. She is currently pursuing her MBA in Strategic Management.

Amina Abdillahi, Finance and Administration



Regional and International Firms ○

“ We appreciate that our clients’ needs do not stop at national borders & continue to build longterm, mutually beneficial networks.

Though the firm is located in Nairobi, it has developed good working relationship with leading firms located in East Africa and the rest of the world. Occasionally the firm also works with other leading firms locally as and when necessary.





Prudential Assurance Building, 4th Floor, Wabera Street | P.O. Box 51100-00100, Nairobi.

Tel: +254 20 222 2737/ 38 | **Fax:** +254 20 222 2739 | **Cell:** +254 722 715 791 | +254 786 715 791

Email: info@saganabiriq.com | www.saganabiriq.co.ke