**DIGITAL ID NEWS** 

ID4Africa Announces 2023 Augmented General Meeting





#### **AI NEWS**

Global Partnership on Artificial Intelligence new developments

# Tech for Justice Billion State State

ISSUE 46 | DECEMBER 16 | 2022

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## END OF THE ..... YEAR 2022

**Editors' Note:** 

"we would like to express gratitude to every reader who has followed the publications of our newsletter thus far. As 2022 comes to an end, we remain motivated to capture different angles of the African and International tech policy world. On a lighter note, trying not to sound too academic or rigid has been a real thrill! It has been humbling finding out that it takes quite the effort to make a good corporate joke, \*winks\* Happy holidays!"

#### PHRASE OF THE WEEK

#### Internet Governance

A set of rules or guidelines used by a governing body or any other stakeholder group whose work contributes to the growth of the internet.



Lawyers Hub Tech Policy Fellows Class of 2022

In 2021, the Lawyers Hub Tech Policy Fellowship Program was established with the purpose of serving as a conduit for African lawyers to enter the field of tech policy. In 2022, we onboarded 15 fellows with diverse practice backgrounds in our Tech Policy and Justice innovation program. Through the program, they underwent training conducted by our able trainers; <u>Vellah Kigwiri, Bob Ochieng, Linda Bonyo, Grace Mutungu, Dr Isaac Rutenberg, Hannington Amol, Dr Nnena and Felix Atandi. The 15 fellows contributed to projects on the Digital economy, Digital Rights, Justice Innovation and explored work opportunities in tech policy. We're immensely proud of the growth we've witnessed in each of our 15 fellows. The Lawyers Hub Tech Policy Fellowship Program 2023 will soon be open for <u>applications</u>.</u>



## **LAWYERS HUB EVENTS** Lawyers Hub at #IGF2022, Ethiopia



had to get a photo with the #igf2022 blocks!

The Lawyers Hub team had the pleasure of participating and being represented in the Internet Governance Forum 2022 which took place in Ethiopia. Both the Lawyers' Hub core team and Tech Policy Fellows 2022 cohort were in attendance. Ms. Linda Bonyo, Director of the Africa Legal Tech Festival was one of the session panelists in the Forum's session on 'AI and Justice.'

Below are sentiments expressed by one of the tech policy interns in attendance, capturing a young professional's perspective of the event; "IGF conference is a good platform to follow current conversations, opportunities, and learnings and even note some decisions being made by different stakeholder groups working around internet governance.

Being around and a part of these diverse voices is an amazing opportunity that can inform the vision of young professionals in whatever direction we are led to/ get to contribute to along the way. brief trigger notes from sessions I attended

that left a strong impression on me: AI & Justice: with the idea that 'justice

delayed is justice denied' could priorassessed, low-risk AI systems be used as specific tools to expedite cases?

Accountability & Digital Id systems/ Digital id summit: the dangers of conflating legal identity with digital identity. In advocating for inclusion in these possible digital id regimes, we shouldn't separate the person from the data. The focus of advocacy should be human-centered, focusing on the consequences on first incident human rights.

Global Youth Summit: my short note here is that there are always people doing work somewhere, this should be motivation to seek out & prepare to contribute." Edna Valerie, Tech Policy intern Lawyers Hub.

Dates for the Africa Law Tech Festival 2023 announced. Themed 'Digital Trade', the festival will take place on the 11th and 12th of July 2023 in Nairobi, Kenya. The pre-festival leading up to the main festival will take place in Cape Town, in March 2023 and in Paris & Brussels in May 2023.





#### DATA PROTECTION NEWS



# Hustler Fund: Opportunity rush vs True data Skeptics

There is no way to miss memes of a new loan fund in Kenya! Mobile money or not. And somehow, Important details usually fail to make it into the circulated memes! Assuming you have miraculously not been caught up to speed, the president launched the recently operationalized Hustler Fund. It is aimed to serve as a responsible state-backed digital finance initiative that simultaneously promotes a savings culture since part of the sum borrowed automatically goes to one's savings account. The 'responsible' bit is indeed a needed promise. Existing fintech options, to a considerable degree, have been dehumanizing to desperate and uninformed borrowers. Both in tying financially unstable borrowers into a bad debt loop and breaching defaulters' right to privacy. The Hustler fund is not exempt from such a possibility, critics have expressed similar concerns. Narok Senator Ledama Olekina urged Kenyans to seriously consider the Hustler Fund terms and conditions before applying for it. In his words, "The new oil in Kenya is data! Please don't agree to your data being accessed by everyone including the government!" A section of the terms & conditions states as follows, "You hereby consent to the disclosure of the personal information and the customer information by Telkom to the Bank and to therefore said use of the personal information and customer information by the bank.".

Right to Privacy and Data Protection Vs Public access: Tumaz & Tumaz enterprises Itd & 2 others vs National Council for Law Reporting(Kenya Law)



■ In this case, which gladly builds on Kenyan jurisprudence on Data Protection Law, the applicant brought the case against Kenya law after it published an interlocutory judgment in a commercial suit(San Electricals Ltd vs Tumaz & Tumaz enterprises Ltd &2 others) that the applicant was a party to. They claimed that Kenya's Law in publishing the case violated their right to privacy and data protection. They further alleged that the respondent negligently and maliciously made the publication as it was not the final court's judgment, the result of which injured its reputation causing a loss of customers. The Learned judge R.E.Aburili found the case to lack merit on the following account;

- The applicant failed to prove that their right to privacy was infringed; the case itself was publicly heard and given a public judgment in open court; further, the applicant made no such application to have a private hearing
- The respondent is mandated by law to make publications of cases in the interest of access to justice and building of jurisprudence
- On the issue of data protection, the respondent complied with the Data Protection Act as a body that handles personal data by setting up Anonymization guidelines which the plaintiff would have taken advantage of and made a request under The data protection act section 52(1)(b).
- The applicant made no such application to redact or anonymize the requested contents of the case.

#### African Countries signatories to the first ever legally binding instrument on data protection increases to six states

• <u>Convention 108</u>; The Convention for the Protection of Individuals with regard to the automatic processing of personal data at the moment has been signed by six African countries. The countries include- Cape Verde, Mauritius, Morocco, Senegal, Tunisia, and Burkina Faso. The convention allows for its signatories to amend its scope; to add or limit what categories of automated personal data may fall under its regulation so long as it does not deviate from its national law on data protection. The instrument is simple and concise, placing emphasis on data security and mandates placing additional safeguards to ensure data subjects are able to track or seek recourse regarding the abuse of their personal data.





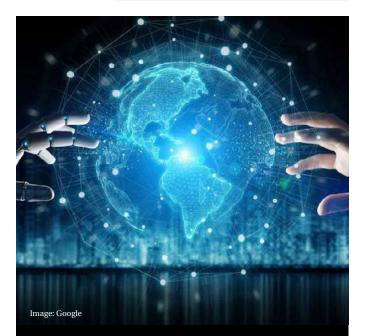
#### DIGITAL ID NEWS



#### ID4Africa Announces 2023 Augmented General Meeting

■ ID4Africa is an NGO that was founded in 2014 to promote legal identity for all through civil registration and digitization. The announced dates for <u>ID4Africa's 2023 AGM</u> are the 23rd, 24th, and 25th of May 2023. The event will be held in Nairobi, Kenya at the edge convention center. The AGM usually convenes about 1300-1500 stakeholders in the identity ecosystem, centering on conversations promoting identity for socio-economic development. The theme for the event will be 'identity on the leading edge of the digital public infrastructure.'

#### **AI** NEWS



#### Global Partnership on Artificial Intelligence new developments

■ The GPAI is a partnership on AI governance currently with 25 member states. At the end of November 2023, India assumed the chair of the partnership. The position was previously held by France. The new chair, Rajeev Chandrasekhar emphasized that "it is important to understand that user harm, criminality, and issues that threaten trust online are proliferating. We all should be concerned about user harm. I would encourage member states to think about evolving a common framework of rules and guidelines about data governance, safety, and trust as much to do with the internet as to do with AI."

#### **EVENTS**

12th edition RightsCon Costa Rica, June 5th-8th, 2023

Women in Tech Global Conference 2023, May 9th-12th Europe & North America

European Dialogue on Internet Governance 2023, June 19th -21st, Tampere- Finland

Africa Law Tech Festival 2023 March, May, July. Kenya, Capetown, Paris & Brussels

# AFRICA LEGAL INNOVATION WEEK 2022 PICTURE RUN DOWN



#### **DAY ONE** AI & JUSTICE

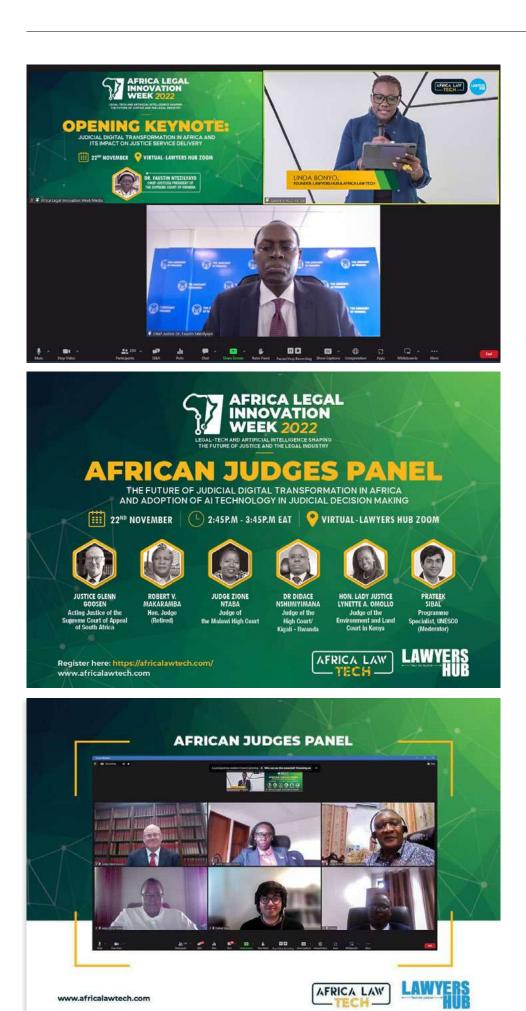
Launch of two reports on;

- Artificial Intelligence (AI) & the Future of Judicial Systems in Africa Report 2022.
- The State of Legal Tech in Africa Report 2022

These reports can be accessed at <u>www.lawyershub.org</u>.







Towards the end, Hon. Mr. Justice (Rtd) Robert Vincent Makaramba gave an interesting list of what he terms the '10 Commandments of AI'. This list can be accessed here. He then further advised that AI will not replace lawyers, but surely lawyers who embrace and use AI will take jobs away from those who don't. Justice Makaramba finalized by saying that AI systems should only be a tool to augment the work of lawyers and judges as opposed to one that takes it away.

"...While this conversation wasn't particularly centered on the broad aspect of digitization, retired Judge Robert Makaramba grounded the conversation on the appreciation that in most African Judicial systems digitization has not been effectively achieved vet. The use of AI for African Courts at this stage can only be focused on pressing problems that AI can effectively address with minimal risks involved after assessment. Transcription & Translation would be one of these cases. Judge Zione Ntaba rightly stressed risk assessment & robust accountability systems being the foundation of any new technology adoption African judicial systems decide on, while Lady Justice Lynette Omollo gave the Kenyan case of unforeseen, but quickly adjusted to virtual court transition & South African focus on the technical and regulatory infrastructure by Justice Glenn Goosen..." sentiments expressed in a LinkedIn post by Ms. Linda Bonyo, CEO Lawyers Hub.



## DAY TWO

INTRO TO LEGAL TECH: OPPORTUNITY, LEARNINGS & CHALLENGES





TECHNOLOGY IS JUST BUT A TOOL, AN ENABLER THAT PROVIDES THE MEANS AND MAKES A DIFFERENCE WHICH ULTIMATELY BRINGS LASTING PROCESSES AND RADICAL TRANSFORMATION. JACKIE NAGTEGAAL

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## AFRICA LEGAL INNOVATION WEEK 2022

LEGAL-TECH AND ARTIFICIAL INTELLIGENCE SHAPING THE FUTURE OF JUSTICE AND THE LEGAL INDUSTRY

> OURS AS THE LAW SOCIETY OF KENYA, AND INDEED ANY BAR ASSOCIATION IS NOT TO BE IN THE BUSINESS OF STANDING IN THE WAY OF TECH... WE HAVE A DUTY TO ENHANCE ITS GROWTH.

- MS. NJOKI MBOCE -

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#### DAYS 3 - 4 CODING CLASS FOR LAWYERS



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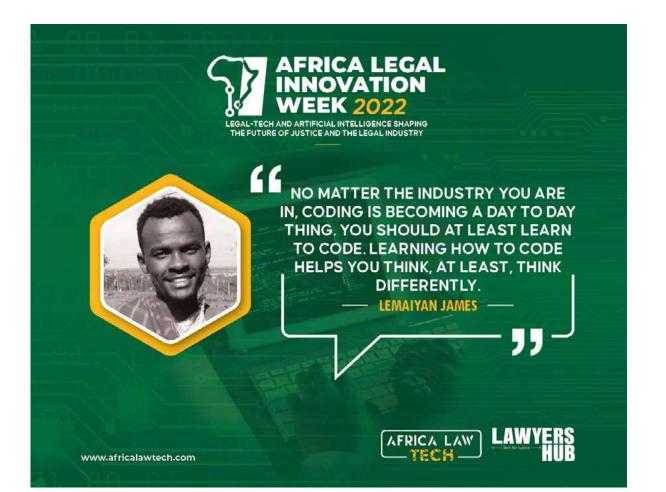
Kevin Tambo, Lawyers Hub Technical staff takes attend-ees through a practical class on building your law firm's landing page using HTML.

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Coding for lawyers class in session

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#### DAY FIVE

AFRICA LEGAL TECH & INNOVATION AWARDS 2022 & LAWYERS HUB TECH POLICY FELLOWS 2022 GRADUATION



LEGAL-TECH AND ARTIFICIAL INTELLIGENCE SHAPING THE FUTURE OF JUSTICE AND THE LEGAL INDUSTRY

# ACADEMIC LEGAL TECH INSTITUTION OF THE YEAR

Mohammed VI Polytechnic University, Morocco

8 INtaka Center for Law & Technology, South Africa

#### BAR ASSOCIATION OF THE YEAR Nigeria Bar Association, Nigeria

8 Uganda Bar Association, Uganda

COURT OF THE YEAR The Community Court of Justice, Nigeria EACJ, Tanzania

#### **RESEARCHER OF THE YEAR**

 Grace Mutung'u, Open Society Foundations, Kenya
 Christopher Isaac Lubogo, Uganda Christian University, Uganda

RESEARCH ORGANISATION OF THE YEAR CIPESA, Uganda

LAW FIRM OF THE YEAR
Anjarwalla and Khanna Advocates, Kenya
Ashitiva LLP, Kenya

# YOUNG LEGAL INNOVATOR OF THE YEAR Ocourtney Mukoyi, Courtlex Technologies, Zimbabwe Terry Kahuma, Simply Legal, Uganda

#### TECH LAWYER OF THE YEAR Mercy Mutemi, Mutemi Sumbi Law, Kenya

STUDENT LEGAL TECH PERSON OF THE YEAR Ahimbisibwe innocent Bejamin, Law development Center Uganda, Uganda

#### MOST INNOVATIVE SOLUTION FOR THE JUSTICE SECTOR Intersystems Connections Limited, Zambia Wakili Fees, Kenya

JUDGE OF THE YEAR (JURIST) Justice Prof Joel Ngugi, Court of Appeal Judge, Kisumu, Kenya

IP LAWYER OF THE YEAR Liz Lenjo, MYIP Legal Studio, Kenya

IN-HOUSE LAWYER OF THE YEAR Caroline Simba, Jamii Telecommunications, Kenya

#### ENTREPRENEUR OF THE YEAR Yusha Davidson, BriefCo, South Africa

ECOSYSTEM BUILDER AWARD • South African Legal Technology network, South Africa Hellen Mukasa, LegalTech Lab at the innovation Village, Uganda

DIGITAL POLICY INNOVATION AWARD Paradigm Initiative
 The Unwanted Witness

#### CONTENT CREATOR OF THE YEAR Nathan-Ross Adams, Michalsons, South Africa

Ø Diana Nyakundi, Research ICT Africa, Kenya

COMPANY/ ENTERPRISE OF THE YEAR ON LEGAL TECH RESEARCH, AI & INNOVATION Research ICT Africa

CIVIL SOCIETY AWARD Unwanted witness
 Felicia Antonio, Access Now

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2 Civitas Digital (Tunisia), Tunisia

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End of ALIW2022 awards and Dinner joy

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