



# EQUITAS

Lawyers, Conveyancers & Consultants  
LEGAL PRACTITIONERS

## EQUITAS LEGAL PRACTITIONERS



## FIRM PROFILE & CAPABILITY STATEMENT

Stand No. 6983, House # 7, Old Brentwood Rd,  
Off Los-Angeles Boulevard,  
Opposite Chrismar Hotel , Longacres  
Lusaka, Zambia.

Telephone: +260-211-252254

Mobile: +260 979070525/0964592499

Email: [equitas@equitas-legal.com](mailto:equitas@equitas-legal.com)

Website: [www.equitas-legal.com](http://www.equitas-legal.com)

A MEMBER OF  
**CONSULEGIS**  
A LEADING GLOBAL NETWORK

## **MISSION**

Professional and Efficient: Excellent for Business

## **VISION**

To be a top tier premier legal practice renowned for its professionalism and efficiency, locally and internationally.

## **VALUES OF THE FIRM**

Being Professional and Efficient: Excellent for Business, these are our core values:

### **PROFESSIONALISM:**

We discharge our obligations with the highest levels of competency, integrity and in an ethical manner.

### **EFFICIENCY**

We endeavor to achieve optimum results using the most feasible time and resources for a given task.

### **EXCELLENCE**

Our services shall at all times be of the highest merit and quality to guarantee customer satisfaction on any given task.

### **FAIRNESS**

Our services shall at all times be offered with due and just regard to the interests of our clients.

# INTRODUCTION

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Equitas Legal Practitioners ("The Firm" or "Equitas") is a Zambian registered law firm providing contemporary commercial law/ corporate legal services.

Equitas is founded on a strong belief that professional and efficient legal service is excellent for your business. It is regulated by the Law Association of Zambia, registered under the Registration of Business Names Act No. 16 of 2011 and other relevant regulatory agencies.

Equitas is also member of CONSULEGIS, a leading international network of quality independent mid-sized and boutique commercial law firms and other advisory professional firms, as well as in-house counsels, that provides clients with access to the knowledge, experience, skills and resources they need to thrive on a global scale.

Equitas also serves as an Associate Member /Legal Advisor with the China Collaborative Group ("CCG") or Horizons Group headquartered in Shanghai China which is an association made up of business and legal advisors who work together to provide clients with smart corporate solutions that effectively facilitate cross-border activities and all their related aspects between China and other continents.

The Firm is a multi-disciplinary legal practice with key areas of practice in commercial law, dispute resolution/settlement (commercial litigation, civil litigation and commercial arbitration), debt recoveries, perfection of securities (various forms of charges and mortgages), general corporate advisory services (compliance to regulatory requirements, corporate restructuring, liquidation processes, corporate insolvency management, corporate governance, mergers and acquisitions etc.) energy, mining and environmental projects advisory services, commercial transactions, conveyancing and real estate, probate and succession, trusts and settlements, employment law, and public policy, public and private enterprises partnerships, company secretarial services and other cross border transactions.

At Equitas, we take time to understand client's overall business objectives and background so that we are able to anticipate the legal risks and implications and offer the best possible legal service in any given circumstance within the confines of the law applicable. This brief profile offers a description of the Firm's work and experience.

## KEY RESOURCE PERSONS



**Ms. Chiluba Mumba**

Managing Partner

The Firm's current Managing Partner, Ms. Chiluba Mumba (Energy, Mining and Infrastructure and Corporate Advisory) holds a Master of Laws Corporate and Commercial Law from the University of London, a Bachelor of laws degree from the University of Zambia (UNZA) and is an Advocate of the High Court of Judicature for Zambia with audience before all the Superior Courts in Zambia

She is a qualified Zambian legal practitioner with over 14 years standing on the Roll of Legal Practitioners. Previously, Chiluba practiced as an Advocates in the private sector for three (3) Firms before moving on to work as in-house counsel at the Energy Regulation Board where she served in various portfolios with the most recent being Director Legal and Board Secretary.

She was instrumental in spearheading the licensing of a number of Energy projects on electricity, petroleum and renewable energy. Chiluba has acquired a lot of experience in advising both local and international firms on setting up energy, mining and other areas of corporate advisory and also in commercial and civil dispute settlement.

Chiluba is a member of the Law Association of Zambia (LAZ), Institute of Directors of Zambia; Country Coordinator in Zambia, for Africa Minigrid Developers Association (AMDA) | Associate member of the Charter and previously served as a member of the Licensing Committee of the Securities and Exchange Commission. She also sits on various Board of private companies.

In her spare time, Chiluba loves tourism, interior design and landscaping activities, farming both crop and animal and cooking.



**Mr. Lungisani Zulu**

Mr. Lungisani Zulu holds a Master of Laws Degree (LLM) in International Commercial Law from the Ivy League's Cornell University School of Law, New York and a Bachelor of Laws Degree (LLB) from the University of Zambia (UNZA). He is man Advocate of the High Court of Judicature for Zambia with audience before the Court of Appeal, Constitutional Court and Supreme Court of Zambia and is also a Commissioner for Oaths.

With over 14 years legal experience, Mr. Zulu previously served as Senior Legal Counsel of the Zambian Central Bank, where his duties included providing legal guidance to the Central Bank in the formulation and implementation of the financial laws, policies, procedures and practices, litigation services before courts of law and arbitral tribunals, reviewing and drafting agreements and undertaking legal drafting and

legislative review. Before joining the Central Bank, he worked as Associate Partner at Tembo Ngulube & Associates while serving as a lecturer at the University of Zambia teaching commercial law, investment law, land law and trade law while being a private practice legal practitioner.

Mr. Lungisani Zulu is currently the President of the Law Association of Zambia as well a member of the Listing Committee of the Lusaka Securities Exchange (LUSE) which is the country's premier capital market and also a dignified member of the Council of the Law Association of Zambia. Equally Lungisani is also a Notary Public, Member of the Chartered Institute of Arbitrators UK, arbitrator and member of Institute of Directors Zambia.

Mr. Zulu sits on boards of both public and private companies.



### **Dr Leonard Nkole Kalinde**

Partner-Banking and Finance and  
Capital Markets

Dr Leonard Nkole Kalinde (Partner-Banking and Finance and Capital Markets)

Among his many academic and professional qualifications holds a Bachelor of Laws (LLB) with Merit from the University of Zambia, a Master's Degree in Law (LLM) from the Washington College of Law of the American University and a Doctorate of Philosophy (PHD) in Law from the University of Kent. He is also an Advocate of the High Court for Zambia, a gazette Public Prosecutor, a Chartered Arbitrator and a Certified Anti-Money Laundering Specialist (CAMS) with the Association of Certified Anti-Money Laundering Specialists.

Dr Kalinde, has over 23 years and specializes in the following fields: financial services law; anti-money laundering and terrorist financing law; corporate governance; insolvency and liquidation law; alternative dispute settlement; corporate compliance, risk management; and the law on derivatives; and the law on artificial intelligence.

Dr Kalinde joined the Bank of Zambia in 2001 as Legal Officer in the Bank Secretariat Department before rising

to the positions of Senior Legal Officer, Assistant Bank

Secretary or Assistant Director Legal- (Litigation and finally Director of the Legal Services Department, which position was later transformed as General Counsel.

As General Counsel, Dr Kalinde was the Chief Legal Advisor to the Bank of Zambia and was responsible for the provision of comprehensive and centralized key in-house legal services to the Bank.

Dr Kalinde also served as the Chairperson of the SADC Committee of Central Bank Governors (CCBG) Legal Committee for six years whose responsibilities included the provision of legal support to the regional integration agenda providing legal guidance to the SADC Governors and all CCBG Structures. He spearheaded the development of the SADC Central Bank Model Law, the Banking Supervision Model Law, the Payment Systems Model Law and development of several corporate governance standards and rules.

He has also previously served as a Lecturer in the School of Law at the University of Zambia and practiced law in private practice





**Ms. Saliya Simukonda**

Ms. Saliya Simukonda (Head - Dispute Resolution, Litigation and General Corporate Advisor) is a Legal practitioner who holds a Bachelor of Laws Degree (LLB) from the University of Zambia and is an Advocate of the High Court of Judicature for Zambia and a dignified member of the Law Association of Zambia (LAZ)



**Mr. Mwape Machaya**

Mr. Mwape Machaya (Head - Energy, Debt Collection, Insurance and Reinsurance, Tax and General Corporate Advisory) a Legal practitioner who holds a Bachelor of Laws Degree (LLB) from the University of Zambia (UNZA) and is an Advocate of the High Court of Judicature for Zambia and a dignified member of the Law Association of Zambia (LAZ)



**Ms. Judith Kamoko**

Ms. Judith Kamoko (Associate) (Conveyancing, Real Estate, Probate and Succession) holds a Bachelor of Laws Degree (LLB) from the University of Zambia (UNZA) and is an Advocate of the High Court of Judicature for Zambia and a member of the Law Association of Zambia (LAZ).



**Ms. Inutu Lishomwa**

Ms. Inutu Lishomwa (Head) (Insurance and Reinsurance, Banking and Finance and General Advisory) holds a Bachelor of Laws Degree (LLB) from the University of Zambia (UNZA) and is an Advocate of the High Court of Judicature for Zambia and a member of the Law Association of Zambia (LAZ).





**Mr. Abednego Chuni**

Mr. Abednego Chuni (Lawyer) (Dispute Resolution and Debt Collection) holds a Bachelor of Laws Degree (LLB) from the University of Zambia (UNZA) and recently completed his studies at the Zambia Institute of Advanced Legal Education pursuing his Legal Practitioner's qualifying examinations. Currently attached to the Debt Collection and Dispute Resolution Departments.



**Shadreck Simbobe**

Mr. Shadreck Simbobe (Lawyer) holds a Bachelor of Laws Degree (LLB) from the University of Zambia (UNZA) and recently completed his studies at the Zambia Institute of Advanced Legal Education pursuing his Legal Practitioner's qualifying examinations.



**Ms. Mwenya Musonda**

Ms. Mwenya Musonda (Lawyer) holds a Bachelor of Laws Degree (LLB) from the University of Zambia (UNZA) and recently completed his studies at the Zambia Institute of Advanced Legal Education pursuing his Legal Practitioner's qualifying examinations.



**Ms. Mweemba Mukela**

Ms. Mweemba Mukela (Lawyer) holds a Bachelor of Laws Degree (LLB) from the University of Lusaka and recently completed his studies at the Zambia Institute of Advanced Legal Education pursuing his Legal Practitioner's qualifying examinations.

### **PROFESSIONAL SUPPORT STAFF**

The Firm's key resources persons are supported by a cadre of other professionals to ensure delivery of professional and efficient legal services, thus excellent for clients' business.

# AREAS OF PRACTICE: COMBINED EXPERIENCES

The Firm offers the following services under its Five (5) departments:

## 1. **Energy, Mining and Corporate Advisory:**

- » General Corporate Advisory.
- » Business registrations, setting up of a wide range of businesses, and company secretarial.
- » Energy projects and infrastructure.
- » Drafting and reviewing of power purchase/supply agreements (electricity), development agreements between developers/ investors and Government and EPC contracts.
- » Environmental law advisory services.
- » Pensions and Insurance Law compliance advisory services.
- » Pension funds establishment and compliance advisory services.
- » Business registrations, setting up of a wide range of businesses, and company secretarial.
- » Receiverships and liquidations.
- » Competition aspects of the law as it relates to businesses.
- » Mergers and Acquisitions.
- » Public Procurement Law.
- » Mining and Energy projects and infrastructure advisory services.
- » Protection of Copyrights, Patents and Trade Marks (Intellectual Property).
- » Due diligences on a range of issues.
- » Business Regulatory Impact Assessments (RIAs).

## 2. **Insurance, Reinsurance and Corporate Advisory:**

- » Commercial litigation before the Commercial List Division of the High Court for Zambia.
- » Civil litigation before the Subordinate Court, High Court, Court of Appeal, Supreme Court and Constitutional Court.
- » Commercial arbitration representation before Arbitral Tribunals.
- » Representation before the Tax Appeals Tribunal, Lands Tribunal and other quasijudicial fora.
- » Probate and succession (administration of deceased's estates advisory services under intestate as well as testate-wills (drafting of Wills and Testaments, registration and proving of wills etc).
- » Creation and registration of Trusts and Settlements.
- » Domestic relations/family law/divorce, judicial separation, property adjustment, child custody, maintenance and affiliation.

- » Conveyancing/processing of real property title transfer, including the conversion of customary land to statutory land advisory and processing services.
- » Creation and registration mortgages, charges, debentures.
- » Corporate criminal defense and white-collar crimes.

### **3. Conveyancing, Succession & Dispute Resolution:**

- » Commercial litigation before the Commercial List Division of the High Court for Zambia.
- » Civil litigation before the Subordinate Court, High Court, Court of Appeal, Supreme Court and Constitutional Court.
- » Commercial arbitration representation before Arbitral Tribunals.
- » Representation before the Tax Appeals Tribunal, Lands Tribunal and other quasijudicial fora.
- » Probate and succession (administration of deceased's estates advisory services under intestate as well as testate-wills (drafting of Wills and Testaments, registration and proving of wills etc.)
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- » Creation and registration mortgages, charges, debentures.
- » Corporate criminal defense and white-collar crimes.

### **4. Tax, Banking and Finance:**

- » Banking law compliance advisory service.
- » Financial markets (derivatives, bonds, treasury bills) legal advisory services.
- » Microfinance law advisory services.
- » Corporate insolvency.
- » Taxation of corporates, individuals and non-profit organizations, including up to date available tax incentive for different types of entities and businesses.
- » Lending, project and corporate financing.
- » Finance structured Agreements.
- » Capital markets, securities and financial aspects.
- » Procedures for listing on stock exchange (LUSE) etc.
- » Pension funds establishment and compliance advisory services.
- » Trust and Fund management advisory services.

## **5. ESCROW AGENCY SERVICES**

- » Holding assets or funds before they are transferred from one party to another.
- » Holding of funds or the asset pending contractual requirements and confirmation of fulfilment of those requirements.
- » Escrow agency available in numerous transactions including cross border financing agreements, real estate and other commercial arrangements.

## **6. ARBITRATION AND ADR SERVICES**

- » Named parties available for appointment as Adhoc or Institutional Arbitrator
- » Independent Expert Assessments of Potential Claims
- » Representing Claimants before Arbitration panels
- » Defending Respondents before Arbitration panels

## CAPABILITY STATEMENT

The Firm's familiarity with the legal aspects that inform the Zambian economy, including capital markets, banking, corporate finance, energy, mining and employment contribute significantly towards the successful outcome of projects which are internationally benchmarked and locally informed.

As a Firm, Equitas is committed to assisting its clients achieve their commercial objectives in the most effective and efficient way possible whilst maintaining the highest levels of technical legal excellence.

At the core of the Firm's capability to undertake the work that we profess to be capable of handling are two principles. Firstly, we consider our clients' interests to be of prime importance and we accordingly strive to act in the best interests of our clients. At Equitas, we are always readily available to attend to our clients' needs and protect their best interests. Secondly, we hold and act on our clients' instructions with the utmost confidentiality and we always deliver results on clients' instructions within agreed period of time. All information about our clients cannot be revealed to any third party unless with the express authority of the concerned client or unless in compliance with the mandatory provisions and/ or requirements of the law.

## FEES

Our fees are governed by the Legal Practitioners Act as read together with the Legal Practitioners' Practice Rules and are subject to a retainer agreement or engagement letter which is executed between the Firm and the client upon taking of instructions.

In line with the Firm's core values of professionalism, efficiency, excellency and fairness, we strive to ensure that our clients get full value returns for their money. We have various fee arrangements depending on the task and nature of a client's instructions.







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