

CURRICULUM VITAE FOR RICHARD MLAMBE

I. PERSONAL DETAILS

Birth: 2nd April, 1991; Blantyre, Malawi.

Nationality: Malawian

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II. ACADEMIC QUALIFICATIONS

- **Qualification:** Master of Laws (LLM) in International Commercial Law (2017)
Name of institution: University of Johannesburg (South Africa)
Principal subjects:
 - International commercial law
 - Commercial private international law
 - International commercial arbitration

Thesis title: *“The Resolution of Jurisdictional Conflicts under the Common Law and in the European Union”.*

- **Name of institution:** University of Malawi
Principal Subjects: All areas of substantive and procedural law, required for admission to practice law, including commercial law, the law of business organizations, contract law, intellectual property law, public international law, private international law.

Title of qualifications: Bachelor of Laws (Honours), Upper Second Class (2.1)(2015).

Thesis: *“The Territoriality of Intellectual Property Rights under Private International Law”.*

Prior to admission into the Faculty of Law, I was studying for the degree of Bachelor of Social Sciences where I qualified for admission into the Faculty of Law. I studied Social Sciences for one academic year in 2009.

- Secondary education at **Marist Secondary School**, one of the most outstanding secondary schools in Malawi, and obtained a splendid **8 points** in the national examinations (MSCE), in 2007.

Awards/prizes

- Supervisor-linked bursary at the University of Johannesburg, 2016.
- Best counsel in the Savjan Moot Court Competition at Chancellor College, University of Malawi, during second year of LLB, 2012.
- Best student in science subjects at Marist Secondary School, 2007
- Best overall student in academics at Marist Secondary School, 2007.
- Best dissertation presentation in the Audience Choice Category in the 2-minute dissertation presentation competition for LLM students, Faculty of Law, University of Johannesburg, 2016.

III. WORK EXPERIENCE

- **Current employment:**

Name employer: Malawi University of Business and Applied Sciences (since May 2021)

Position: Lecturer in law

Main activities and responsibilities: Main responsibilities are teaching, research, consultancy and outreach in a variety of commercial/business-related laws, including insolvency law. I teach both undergraduate and postgraduate students in the Faculty of Commerce. The courses I have taught are: labour law (1st year), commercial law (2nd year), Business law for entrepreneurs (Bcom (Entrepreneurship) 3rd year); Banking law (BCOM (Banking & Finance) 3rd year) and the legal environment for business (Executive Master of Business Administration (MBA)).

I have been engaged, on an adjunct basis, by the Malawi University of Science and Technology (MUST) and the Catholic University of Malawi to teach several courses, including business law, contract law and public international law.

Name of employer: University of Malawi- The Polytechnic (January 2019-April 2021)

Position: Lecturer in law

Main activities and responsibilities: Main responsibilities are teaching, research, consultancy and outreach in a variety of commercial/business-related laws.

- **Previous employment** (March 2017-December 2018)

Name of Employer: Mbendera & Nkhono Associates, Blantyre.

Type of Business: Law firm

Position: Counsel

Main activities and responsibilities: Main duties included conducting litigation on behalf of clients, personal and corporate. Further, I represented clients and negotiated on their behalf for settlement of matters through Alternate Dispute Resolution (ADR) methods such

as mediation, rendering legal advice on various areas of law through the provision of legal opinions, drafting various documents for clients such as contracts, conveyances etc. I acted as leading counsel in some major cases involving huge corporate entities including the Reserve Bank of Malawi, Malawi Revenue authority, University of Malawi, FDH Bank and Puma Energy Limited.

- **Previous employment)** January 2016- February 2016

Name and address of employer: M&M Global Law Consultants, Blantyre, Malawi.

Type of business: Law firm

Position- Legal Practitioner.

Main activities/responsibilities: I was responsible for general advisory and litigation work.

IV. **CORE AREAS OF ACADEMIC AND AND PRACTICAL INTEREST**

- Private international law and public international law
- Cross-border commercial and corporate transactions, including cross-border insolvency, international sale of goods, mergers & acquisitions etc.
- Financial services law
- International enforcement of intellectual property rights

V. **LANGUAGES & COMPUTER SKILLS**

- Mother tongue- Chichewa
- English: Reading- excellent; spoken- excellent; writing- excellent
- French- basic. Good reader.
- I have very good computer skills.

VI. **PROFESSIONAL QUALIFICATION & MEMBERSHIP**

- Admitted to the Malawian bar and Member of the Malawi Law Society since 2015.
- Member of the Society of International Economic Law (SIEL) and the African Regional Network
- Basic Member, International Chamber of Commerce (ICC) Academy.
- Member, Young Arbitrators Forum (YAF) of the International Chamber of Commerce

VII. **MAJOR SCHOLARLY PUBLICATIONS**

Book chapters

- Mlambe, R.M. (2022). The Missing Link in the Resolution of International Investment Disputes Affecting Host States' Citizens Under Public and Private International Law. In: Sooksripaisarnkit, P., Prasad, D. (eds) Blurry Boundaries of Public and Private International Law. Springer, Singapore. https://doi.org/10.1007/978-981-16-8480-7_6
- 'Cross-border insolvency' in *Insolvency law in Malawi* by Allan Muhome (2021) in Allan Hans Publishers (ISBN - 978-99908-0-871-1)

Journal articles

- Mlambe, R.M. (2022) The Treatment of Claims by Revenue Authorities in Insolvency Arbitrations: Some Salient Private International Law Considerations. In Comparative Law Yearbook of International Business: Crossroads of Insolvency and Arbitration (pp19-40.)
- 'Presence as a Basis for International Jurisdiction of a Foreign Court under Nigerian Private International Law', published online as part of the symposium on Nigerian Private International Law on 20th December 2020 by conflictolaws.org.

Papers delivered

- I wrote and delivered a paper with Mr. Michael Masiya, Lecturer in the Department of Economics at Chancellor College, University of Malawi, titled ***"The Impact of Foreign Aid on Corruption in Malawi"*** at the 2013 Social Science Conference, when I was in my 3rd year of the LLB studies.
- I delivered a lecture on the protection of intellectual property rights at the First Southern African Regional Conference of Students for Liberty on 9th May, 2015, at the Great Hall, Chancellor College, Zomba, Malawi.
- I presented a paper at the Malawi Law Society Annual General Meeting and Conference on the topic ***"Ensuring the Security of Cross-border Commercial Transactions through a Predictable and Modernized Private International Law Regime"***
- I presented a paper at the 2019 Biennial Conference of the African Network of SIEL at Strathmore University in Nairobi, Kenya on 22nd July titled ***"the freedom of movement and private international law in Africa"***.
- I presented a paper at the online conference titled ***"Delocalised justice: The transnationalization of corporate accountability for human right violations originating in Africa"*** organized jointly by the Asser Institute and Afronomicslaw on 26th March 2021.

Selected International Conferences attended

- I attended the Fifth Biennial Global Conference of the Society of International Economic Law 2016 held in the Oliver Schreiner School of Law and its Mandela Institute, University of the Witwatersrand, Johannesburg, South Africa, from 7 to 9 July 2016. At the conference, I participated very actively as a student participant.
- I attended by invitation, the public lectures by His Excellency Mr Jose Angelo Estrella Faria Secretary General of the International Institute for the Unification of Private Law (UNIDROIT) and Professor Henry Gabriel from Elon University, Member of the Governing Council of UNIDROIT on 12th August 2016, on the topics ***"The impact of the CISG and the UNIDROIT Principles of International Commercial Contracts on domestic law"*** and ***"UNIDROIT's work on food security and agricultural development"*** respectively, at Council Chambers, University of Johannesburg in 2016 as an LLM student.
- I attended the conference ***"Commercial Private International Law in India and South Africa - A Shared Future in BRICS"***, on 21st November 2018, under the auspices of the the Research Centre for Private International Law in Emerging Countries, Faculty of Law.

VIII. REFEREES

Professor Jan L. Neels

Distinguished Professor of private International Law

University of Johannesburg

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Dr. Betchani Tchereni

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