

CURRICULUM VITAE

KASAMI PAUL WINYI

1.0. Contact Information

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2.0. Professional Summary

An adept lawyer with an appreciable specialty in the Law on Civil Procedure, Banking Law, Business Recovery, Insolvency and Corporate Restructuring Law, Business Transactions Law, Copyright Law and Litigation, Corporate Governance, and Land Transactions Law.

3.0. Professional Competences

Skills **Orally articulate with excellent written communication;**

Good judgment with the ability to draw reasonable, logical conclusions or probative assumptions from limited information as well as consider facts critically to ably anticipate potential areas of weakness in the opponent's arguments that must be fortified against.

Analytical skills with the ability to absorb large quantities of information and have such information distilled into manageable and logical findings.

Research skills with the ability to conduct research quickly and effectively to ensure that I understand my clients, their needs, and to preparing legal strategies in their defense or advance their cases.

People skills allowing me to work with people, on behalf of people, and the decisions that are made affect people's lives as well as interact with potential witnesses to obtain as much relevant information as is necessary to pursue the best possible result. This skill makes me personable persuasive and able to read others allowing me to gauge a person's reactions and their honesty.

Creativity in problem-solving allowing me to create possibilities through intense case analysis and thinking outside the box.

4.0. Employment History

❖ *Junior Associate - Department of Insolvency and Business Restructuring – Ligomarc Advocates*

5th Floor Western Wing, Social Security House,
4 Jinja Road,
Kampala,
Uganda.

From: - 10th October 2016 – to date

❖ *Key Responsibilities and activities undertaken*

- Reviewing key security documents such as debenture deeds, and mortgage deeds to confirm compliance with preliminary stages and recommend efficient modes of debt recovery;
- Assessing compliance of instruments, deeds and contracts with the Bank of Uganda guidelines on lending and recovery of outstanding debts;
- Evaluating methods of debt recovery;
- Preparation of instruments, correspondences, and other relevant documents after enforcement of securities following the applicable laws and observed practices;
- Conducting Case analysis, developing case theories, trial strategies and preparation of court and tribunal in liaison with Court Clerks;
- Conducting preliminary investigations of debtors and assets before recommending insolvency proceedings to be commenced against a debtor individual or company;
- Participating in diagnostic studies of debtors to ascertain the cause of insolvency and recommend the next course of action based on the findings;
- Attending client meetings, assessing and understanding the client needs and addressing queries and concerns of the client in a more than timely manner;
- Preparation of reports to clients about the progress on instructions received;
- Development of restructuring strategies and proposals for debt recovery most notably my analysis of the cross-border insolvency regime and how the same can be adopted in Uganda, the setting aside of voidable transactions entered into by various insolvent companies, trading while insolvent and the consequences of pending litigation after the commencement of various insolvency proceedings and proposals for a statutory code governing schemes of arrangement as a pre-insolvency remedy;
- Legal Verification of claims submitted by creditors to Insolvent companies for purposes of verifying the legality and competence of the claims, and advising creditors on the nature of character of evidence required to satisfactorily prove claims in line with the industry's standards.

- Evaluating the applicability of various statutory provisions in unique factual situations and determining the efficiency and effectiveness of these provisions in achieving the general purpose of the laws being reviewed.
- Preparing the undertaking presentations relating to various provisions of the Insolvency Act, 2011, Mortgage Act, 2009, Companies Act, 2012 and the Security In Movable Property Act, 2019, amongst other laws that affect the creation, perfection and enforcement of securities.
- Designing debt settlement agreements in matters of bankruptcy and debt recovery from individuals and corporate institutions.
- Providing technical advice to appointed Insolvency Practitioners under various insolvency proceedings on the manner of application of various provisions of the applicable law to unique situations encountered during the insolvency proceedings, especially during administrative receiverships and liquidations.

5.0. Experience:

❖ Insolvency and Restructuring (I&R) Associate:

Uganda Telecom Limited – In Administration (2020 – ongoing)

Following the appointment of Ruth Sebatindira SC. as the Administrator of Uganda Telecom Limited, an information and communication technology network company owned in part by the government of Uganda, on 2nd January 2020, by the Civil Division of the High Court of Uganda at Kampala appointed, I am part of the multi-disciplinary team deeply engaged in the restructuring process.

❖ Insolvency and Restructuring (I&R) Associate:

Spenco Services Limited – In Receivership (2016 – on-going)

Following the appointments of Kabiito Karamagi and Donald Nyakairu as the Receivers/Managers of Spenco Services Limited in late 2016 and early 2017, I have since been involved in the proceedings that saw the Civil Division of High Court of Uganda at Kampala invoke the provisions of the law on cross-border insolvency in respect of the recognition of foreign representatives appointed by the Administrators of Spenco Kenya Limited, the parent company.

I was also directly involved in the successful setting aside of 103 voidable transactions, by the High Court, entered into by the company and third parties. I also supported researchers in the department particularly on matters of the cross-border insolvency proceedings involving Spenco Kenya Limited – In Administration and Spenco Uganda Limited – In Receivership, the application of the UNITRAL Model Law on cross-border insolvency. My efforts resulted in creating more value for creditors from asset recovery and liquidation that was undertaken.

❖ Insolvency Associate

Greentech Limited – In Liquidation (2018)

Following the appointment of Rita Baguma Birungi as a liquidator of the company, I was directly involved in the successful preparation and conclusion of the company's liquidation.

6.0. Academic Qualifications

Institution	Year	Qualification
Law Development Center, Kampala	2018 - 2019	Post Graduate Diploma in Legal Practice
University of Ghent, Ghent, Belgium	2015 - 2016	Masters in International Business Law
Uganda Christian University, Mukono	2010 – 2014	Bachelor of Laws (Hons)
Uganda Martyrs Secondary School, Namugongo	2007 – 2009	Uganda Advanced Certificate of Education
Uganda Martyrs Secondary School, Namugongo	2003 – 2007	Uganda Certification of Education

7.0. Publications (available for viewing on LinkedIn)

- ❖ *Schemes of Arrangement – The case of Pro-ride Limited;*
- ❖ *COVID-19 and Insolvency: Insolvent Trading;*
- ❖ *COVID-19 and the Law on Voidable Transactions in Insolvency;*
- ❖ *COVID-19, limitation of actions and the disability exception;*
- ❖ *COVID-19 and cross-border insolvency; the ultimate test and the Part 9 conundrum.*

8.o. Referees

❖ **RITA BAGUMA BIRUNGI**

**INSOL International Member,
Associate Partner and Team Leader
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Department,**

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❖ **RHODA NANYONGA**

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