

CURRICULUM VITAE

DISMAS OOKO WAMBOLA

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PERSONAL INFORMATION

Marital Status: Married
Nationality: Kenyan
Date of Birth: 29th October, 1975
Languages: English & Swahili

OBJECTIVE

To build a carrier as a legal practitioner and consultant in, among others, employment and labour relations law, commercial law, family law (succession, divorce, children), public interest matters, construction law.

EDUCATION

2006 - Kenya School of Law (KSL) Dip. Law

2001-2005: University of Nairobi

LL.B Degree (Hons), University of Nairobi

1996-1999: Bar Kanyango Secondary School

Kenya Certificate of Secondary Education (K.C.S.E)

Mean grade of A- (minus)

1983-1990: Magungu Primary School

Kenya Certificate of Primary Education (K.C.P.E)

WORK EXPERIENCE

2012-to date: Managing Partner at **Ongoya & Wambola Advocates**

2009-2012: Lumumba & Lumumba Advocates

Advocate, Commissioner for oaths in charge of litigation at the law firm.

Duties being undertaken in the current law firm include;

Managerial and administrative duties as well as provision of a wide range of legal services to our clients.

Fora where matters have been handled;

- The Magistrate's Court, Children's Court, High Court, Employment and Labour Relations Court, Land and Environment Court, Court of Appeal, Supreme Court of Kenya, Arbitral Tribunals and other Tribunals including the Co-operative Tribunal, The Business Premises Rent Tribunal, the Retirement Benefits Appeals Tribunal, the Land Disputes Tribunal.

Nature and scope of matters handled;

- Construction Law, Public Law, Commercial Law, Family Law, Employment and Labour Relations Law, Criminal Law, Tort of Passing Off, Defamation, Personal injury claims, consultancies, professional medical negligence claims, fraud and general Contract Law.

Selected Cases Which Have Been Successfully Handled For And On Behalf Of Clients:

As a law firm, we have prosecuted and defended a number of Election Petitions arising from the Kenyan General elections post the promulgation of the Constitution of Kenya 2010. See *Kenya Judges and Magistrates Association v Judges and Magistrates Vetting Board* (High Court Petition No.64 of 2016) before Lady Justice Mumbi Ngugi. This matter went all the way to the Court of Appeal and Supreme Court.

It is this case that for the first time in our jurisprudence the doctrines of *Reading In* and *Reading Down* statutory provisions were established.

Other matters that I have handled most recently are listed below:

- In 2021, I won an arbitration case for my client (M/s Oilfields Supplies and Engineering Ltd) against M/s Zakhem International Construction (ZIC) Ltd where my client was awarded by the Arbitrator, Kenya Shillings 1.7 billion. This was a dispute involving and requiring deeper understanding of numerous aspects of construction law and it arose from the construction of the new Mombasa-Nairobi Pipeline. The employer was Kenya Pipeline Company (KPC) Ltd, the main contractor was ZIC and my client was a sub-contractor that satisfactorily performed works under the sub-contract. ZIC breached the sub-contract agreement by refusing to pay for the works done.
- I did a *pro bono* case for local communities along Yala Swamp within Siaya County. Among the issues that fell for determination were whether the 17,500-acre land within Yala Swamp was community land or public land and whether the Siaya County government and the National Land Commission had powers under the constitution to allocate the land to a private investor.
- I successfully represented my two NGO-clients (CREAW and CRAWN TRUST) and got judgment directing parliament to enact legislation to implement the two third gender principle failing which parliament would be dissolved for being unconstitutionally composed. This is the judgment that the Chief Justice Emeritus, David Maraga relied upon to advise retired President Uhuru Kenyatta to dissolve Parliament. **See *Centre for Rights Education and Awareness & 2 others v Speaker the National Assembly & 6 others [2017] eKLR.***
- I was among the team of advocates who successfully argued the constitutional petition on capping of campaign financing. **See *Katiba Institute & ano. vs The***

Independent Electoral and Boundaries Commission & others(HCC PET. NOS.E540 OF 2021 As Consolidated with E546 of 2021)

- I successfully argued a public interest constitutional petition prohibiting members of parliament from increasing their own salaries.**See Dismas Wambola Cabinet Secretary Treasury & 5 others[2019]e-KLR**
- I have handled numerous employment and labour relations disputes including, successfully representing 131 Kenya Airways Technicians and engineers against unlawful dismissal;successfully representing about 1,700 former employees of the National Hospital Insurance Fund(NHIF) against the Social Health Authority (SHA) and Public Service Commission(PSC).

RESPONSIBILITIES

2011 to 2021: Chairman Board of Management, Bar-Olengo Secondary School

2024 to 2025:Club President Elect(CPE)the Y'Service Club of Nairobi City.

2025 to date: Club President(CP),the Y'Service Club of Nairobi City.