

## ARNOLD OCHIENG OGINGA BIO

**ARNOLD OCHIENG OGINGA** is an Advocate of the High Court of Kenya; a Constitutional Law, Human Rights, Electoral justice, and Tech Law expert, and litigates and consults in this field. He is the **CEO and Founder** of **OCHIENG OGINGA & COMPANY ADVOCATES** the **Managing Director** and **Co-founder** of **IDEAT TECH POLICY AFRICA** which deals with complex and varied areas of Constitutional law, Human Rights in the digital age; Data Protection & Privacy Issues; Internet Governance; Artificial Intelligence; Electoral justice, and Tech Law issues among others.

He is a member of the Bar Bench Committee of the High Court of Kenya, Law Society of Kenya, Nairobi Branch - Constitution and Human Rights Division; Political Parties Dispute Tribunal Bar-Bench Committee; and the Devolution and Law Reform Committee. Additionally, Ochieng is a **Tech Law Fellow Graduate** from the Lawyers Hub, Kenya, in conjunction with the Africa Digital Policy Institute; a **Certified European Union Election Observer**, certified by the Organization for Security and Co-operation (OSCE) and Office for Democratic Institutions and Human Rights (ODIHR); a **Certified Data Protection and Privacy Practitioner**, certified by the Centre for Intellectual Property and Information Technology Law (CIPIT), Strathmore University, Kenya; a **Certified Artificial Intelligence and the Law Practitioner** certified by Lund University, Sweden; and a **Certified Sexual and Gender Minority Rights Practitioner; & Certified Disability Rights Practitioner** certified by the University of Pretoria, Centre for Human Rights, South Africa. Ochieng is an LLB graduate from the University of Nairobi; holds a Post-graduate Diploma in Law from the Kenya School of Law; and is currently an **LLM candidate** at the **University of East London, United Kingdom**.

Other than being a **Pro Bono Volunteer Advocate and Legal Researcher** at **TrustLaw Foundation, Thompson Reuters Foundation, United Kingdom**; a **Pro Bono Volunteer Advocate and Human Rights Researcher** at **NexGEN Lawyers Kenya**; and at **ReportOUT Organization, United Kingdom**, Ochieng Oginga has been part of the team of Advocates that nullified the first Presidential Election in Africa, in Kenya (2017), before the Supreme Court in *Raila Odinga and Another vs Independent Electoral and Boundaries Commission and Others*, and has equally consulted for and been part of the subsequent Presidential Election (2022) before the Supreme Court of Kenya. In addition to representing various individual clients, political parties and Coalition Political parties in the realm of electoral dispute resolution in Kenya, he has been instrumental and a key contributor to the jurisprudence of the country including but not limited to shaping electoral justice in streamlining the finality as to the declaration of Presidential Election results at the Polling Station as declared in the popular case of *Maina Kiai and Another vs Independent Electoral and Boundaries Commission*; Creating certainty as to the validity of the composition of the Independent Electoral and Boundaries Commission, the Kenyan electoral body, in the case of *Isaiah Bivott vs Independent Electoral and Boundaries Commission*; litigating over the validity and constitutionality of Coalition Political Parties as valid political parties, in the case of *Salesio Mutuma vs Attorney General and Others*; litigating over the parameters and need for public participation within the context of procurement of election materials in the case of *Independent Electoral and Boundaries Commission vs National Super Alliance and Others*; litigating on the scope and extent of constitutional amendment powers and process in the *Building Bridges to a United Kenya cases*; litigating on the constitutionality of the privatization of the Port of Mombasa in Kenya in the case of *Dock Workers Union vs Attorney General of the Republic of Kenya*; litigating on the transfer of

Port services from Mombasa to Nairobi in the case of *William Ramogi and Others vs Attorney General and Others*; among various other cases. Ochieng has equally represented the New York Times (2019 to date), as one of his international client, in Kenyan courts and represented clients at the East African Court of Justice including in the case of *Gideon Mbuvi Mike Sonko vs the Attorney General of the Republic of Kenya*. He has equally argued and litigated tech law issues on behalf of Ideate Tech Policy Africa (ITPA) as an Amicus Curiae before the Courts of Kenya in *Kituo Cha Sheria and Ano vs Attorney General and Others*; and *Abraham Meareg and Others vs META Platforms and Others*.

Mr. Oginga has in the recent past been nominated for Awards in various categories in the Law Society of Kenya Nairobi Branch Legal Awards namely: *Lawyer of the Year, 2020*; *Young Lawyer of the Year, 2021*; and *Alternative Dispute Resolution Practitioner of the Year, 2022*. Ochieng Oginga is a respected Constitutional and Human Rights, Electoral and Tech Law practitioner and licensed attorney of the High Court of Kenya; has forthcoming book publications in Constitution and Human Rights law, namely: ***Constitutional Law, Doctrines and Litigation on Fundamental Rights and Freedoms***; the use of Technology and Artificial Intelligence in Elections, namely: ***Compendium on Use of Artificial Intelligence and Information & Communication Technology in Elections: Jurisprudence and Materials*** and is also a contributor in the published ***Bar Bench Book on Election Dispute Resolution*** by the Kenyan Judiciary Committee on Elections, 2022.

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