



REPUBLIC OF ZAMBIA

REPORT

OF THE

PARLIAMENTARY SELECT COMMITTEE APPOINTED TO SCRUTINISE THE PRESIDENTIAL APPOINTMENT OF MR MULILO DIMAS KABESHA TO SERVE AS ATTORNEY-GENERAL, MR MARSHAL MUBAMBE MUCHENDE TO SERVE AS SOLICITOR-GENERAL, MR FELIX NKULUKUSA TO SERVE AS SECRETARY TO THE TREASURY AND DR DENNY HAMACHILA KALYALYA TO SERVE AS GOVERNOR OF THE BANK OF ZAMBIA

APPOINTED ON 30TH SEPTEMBER, 2021, DURING THE FIRST SESSION OF THE THIRTEENTH NATIONAL ASSEMBLY

PRINTED BY THE NATIONAL ASSEMBLY OF ZAMBIA

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SOLICITOR-GENERAL, MR FELIX NKULUKUSA TO SERVE AS SECRETARY TO THE
TREASURY AND DR DENNY HAMACHILA KALYALYA TO SERVE AS GOVERNOR OF
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The Honourable Madam Speaker
National Assembly
Parliament Buildings
P O Box 31299
LUSAKA

Madam,

The Parliamentary Select Committee was appointed on 30th September, 2021, to scrutinise the Presidential appointment of Mr Mulilo Dimas Kabesha to serve as Attorney-General, Mr Marshal Mubambe Muchende to serve as Solicitor-General, Mr Felix Nkulukusa to serve as Secretary to the Treasury and Dr Denny Hamachila Kalyalya to serve as Governor of the Bank of Zambia.

The appointment of Mr Mulilo Dimas Kabesha to serve as Attorney-General is made pursuant to Article 177 of the Constitution of Zambia, Chapter 1 of the Laws of Zambia, which provides as follows:

*“177. (1) There shall be an Attorney-General, who shall be appointed by the President, subject to ratification by the National Assembly.
(2) The Attorney-General shall not hold another public office.
(3) The Attorney-General shall be a person qualified for appointment as a judge.”*

The appointment of Mr Marshal Mubambe Muchende to serve as Solicitor-General is made pursuant to Article 179 of the Constitution which provides as follows:

*“179. (1) There shall be a Solicitor-General who shall be appointed by the President, subject to ratification by the National Assembly.
(2) A person qualifies for appointment as Solicitor-General if that person is qualified for appointment as a judge.”*

The appointment of Mr Felix Nkulukusa to serve as Secretary to the Treasury is made pursuant to Article 183 (1) of the Constitution which provides as follows:

“183. (1) There shall be a Secretary to the Treasury who shall be appointed by the President, in consultation with the Civil Service Commission, subject to ratification by the National Assembly.”

Further, Article 183 (4) states:

“183. (4). A person qualifies to be appointed as Secretary to the Treasury if that person qualifies for appointment as Governor of the Bank of Zambia.”

The appointment of Dr Denny Hamachila Kalyalya to serve as Governor of the Bank of Zambia is made pursuant to Article 214 of the Constitution, which provides as follows:

“214. (1) There shall be a Governor of the Bank of Zambia who shall be appointed by the President, subject to ratification by the National Assembly, and who shall be –

- (a) a citizen;*
- (b) a person who has specialised training and experience in economics, finance, accounting, banking, law or other field relevant to banking, as prescribed; and*
- (c) a person of proven integrity.*

(2) The Governor shall be the Chairperson of the Board of Directors.”

TERM OF REFERENCE

2. The Term of Reference of the Committee was to scrutinise the Presidential appointment of Mr Mulilo Dimas Kabesha to serve as Attorney-General, Mr Marshal Mubambe Muchende to serve as Solicitor-General, Mr Felix Nkulukusa to serve as Secretary to the Treasury and Dr Denny Hamachila Kalyalya to serve as Governor of the Bank of Zambia.

MEMBERSHIP

3. The Committee comprised the following Members:

Brig Gen M S Sitwala, MP, Chairperson;
Ms J Chisenga, MP, Vice-Chairperson;
Mr E Sing’ombe, MP;
Ms S K Sefulo, MP;
Dr C K Kalila, MP;
Mr T S Simuzingili, MP;
Mr K Mukosa, MP;
Mr M Kafwaya, MP;
Mr I Wamunyima, MP; and
Mr B Mpundu, MP.

MEETINGS OF THE COMMITTEE

4. The Committee held a total of six (6) meetings during the period 1st October to 22nd October, 2021. At its first meeting held on Tuesday, 1st October, 2021, the Committee elected Brig Gen M S Sitwala, MP, as Chairperson and Ms J Chisenga, MP, as Vice-Chairperson.

PROCEDURE ADOPTED

5. The Attorney-General is the chief legal adviser to the Government. The Solicitor-General assists the Attorney-General perform the functions of the office of Attorney-General and acts in his or her absence. In this regard, they both play a pivotal role in the dispensation and administration of justice in the country. Their offices are, therefore, critical to good governance and the rule of law.

The Secretary to the Treasury is the chief controlling officer of the Government. In view of this, the Secretary to the Treasury is responsible for the preparation of the national budget and the proper financial management and expenditure of public funds appropriated to the various ministries and

spending agencies. The Secretary to the Treasury also oversees the formulation and implementation of the country's macroeconomic frameworks and socio-economic plans. In this regard, the office is critical to fiscal discipline and sound financial management of the country's resources and the socio-economic development of the country.

The Constitution under Article 213 (1) establishes the Bank of Zambia. The Governor of the Bank of Zambia is the Chief Executive Officer of the bank. The bank plays a key role in formulating and implementing monetary and supervisory policies that maintain exchange rate and financial systems stability in Zambia.

Given the importance of the various offices, to which the nominees were being appointed, to good governance and the country's social-economic development, the Committee resolved that only competent persons with the requisite qualifications and experience should serve in the offices. The Committee further resolved that the persons should be of unquestionable integrity, diligence, eminence, and sound character and, above all, committed to the promotion of good governance, the rule of law and serving the people of Zambia.

Therefore, the Committee carefully selected the witnesses to assist it in the scrutiny of the nominees. The Committee requested memoranda from the state security agencies, relevant professional bodies and the Appointing Authority. The witnesses also appeared before the Committee to make their oral submissions. Further, the Committee assessed the suitability of the nominees to serve in the various appointments by scrutinising, in detail, their *curricula vitae* and the information submitted to the Committee by the witnesses.

SUBMISSIONS BY STATE SECURITY AGENCIES

ZAMBIA POLICE SERVICE (ZP)

6. The Inspector-General of Police submitted on the personal, educational and professional background of the nominees as stated in their *curricula vitae*. He informed the Committee that ZP had physically verified the nominees' academic qualifications with the Examinations Council of Zambia and the schools they had attended.

The Inspector-General of Police informed the Committee that a search conducted by its Criminal Records Department revealed no criminal or adverse record against the nominees. In view of this, ZP did not have any objection to the nominees' appointment.

ANTI-CORRUPTION COMMISSION (ACC)

7. The Director-Legal and Prosecutions submitted on the personal, educational and professional background of the nominees as contained in their *curricula vitae*.

The Director Legal and Prosecutions informed the Committee that the information provided by the ACC related only to allegations of corruption in line with the mandate of the institution under the Anti-Corruption Act No. 3 of 2012. He explained that the information obtained on the nominees was based on the ACC's database, which was a computerised database called the Case Management System. He added that the system stored information relating to all investigations or cases that the ACC was handling or had handled in the past. The Director-Legal and Prosecutions submitted that the information on the database contained, *inter alia*, details of suspects or accused persons and the

nature of the allegation. He emphasised that the information provided was restricted to the ACC's mandate and did not relate to any offence committed under any other written law.

The Director-Legal and Prosecutions submitted that a search on the ACC's database did not yield any adverse record against the nominees. In view of this, the ACC supported the appointment of the nominees to serve in their respective positions.

DRUG ENFORCEMENT COMMISSION (DEC)

8. The Director-General submitted on the personal, educational and professional background of the nominees as stated in their *curricula vitae*.

The Director-General informed the Committee that DEC had searched its database to ascertain whether any of the nominees had contravened the Narcotic Drugs and Psychotropic Substances Act, Chapter 96 of the Laws of Zambia, or the Prohibition and Prevention of Money Laundering Act No.44 of 2010. He informed the Committee that a record search conducted by DEC on the nominees had not yielded an adverse record against them. As a result, the Director-General submitted that the nominees were suitably qualified for appointment in their respective positions and DEC supported their appointment.

SUBMISSIONS BY PROFESSIONAL BODIES/STAKEHOLDER INSTITUTIONS

HUMAN RIGHTS COMMISSION (HRC)

9. The Director of the HRC submitted that good governance was primarily centred on the rule of law and democracy. She added that some of the key attributes of any functioning government were transparency and accountability. The Director further noted the emphasis placed by the President of the Republic of Zambia on the need for servant leadership, credibility and professionalism in persons who ascended to public office. She added that in order to maintain confidence in public offices, there was need for people appointed to public office to have impeccable character and possess the requisite credentials to effectively, efficiently and competently discharge the functions of their office.

In view of the foregoing, the Director submitted on the nominees' suitability to hold public office as set out below.

(i) Mr Mulilo Dimas Kabesha

The nominee was a prominent legal practitioner with over thirty (30) years' experience in both public and private practice. In that regard, he would command the dignity and honour that comes with the Office of Attorney-General as well as the dignity and nobility of the rank of State Counsel and leader of the Zambian Bar.

The nominee met the requirements of the office as prescribed under Article 177 (3) of the Constitution. Further, he had divergent practice in the realm of criminal and commercial law having served under the Legal Aid Department before he ventured into private practice. Additionally, he possessed training in human rights, which would ensure that the promotion and protection of human rights were given priority in the decisions of the State.

The nominee held a senior party position in the ruling United Party for National Development (UPND). However, that should not prevent his appointment as Attorney-General because, like any

other Zambian, he enjoyed the right to hold a political opinion. Nonetheless, since the Attorney-General provided counsel to the State and, therefore, represented the people, for him to act independently, it would be important for the nominee to relinquish his party position once ratified. The HRC, therefore, supported his appointment.

(ii) **Mr Marshal Mubambe Muchende**

The nominee was a legal practitioner of over twelve (12) years' experience with a bias toward commercial litigation. He was currently a managing partner of a law firm. The nominee possessed the requisite qualifications and had the tenacity to meet the demands of the office of Solicitor-General. In view of this, the HRC supported his appointment.

(iii) **Mr Felix Nkulukusa**

The nominee had vast experience of over ten (10) years and was trained locally and internationally. The nominee had worked in the Ministry of Finance and held key positions under various national and international economic projects. Further, the nominee had, in his personal capacity, rendered technical analysis and expertise on Zambia's economic performance as a public financial management expert on various fora. For that reason, he was equipped with the requisite skill and expertise to professionally and diligently execute the functions of Secretary to the Treasury. In that regard, the HRC supported the appointment of the nominee to serve as Secretary to the Treasury.

(iv) **Dr Denny Hamachila Kalyalya**

The nominee had an impeccable record as well as a wealth of experience as noted from his *curriculum vitae*. The nominee had held various directorate roles and executive and non-executive positions at both national and international level. The nominee's previous experience included serving as the Governor and the Chairman of the Board of Directors of the Bank of Zambia between 2015 and 2020, having earlier been Deputy Governor responsible for operations. Having previously served as Governor of the Bank of Zambia, the HRC was of the view that the nominee was competent to steer the country's economic emancipation. Further, the nominee did not have any record of human rights violation and, therefore, the HRC had no reservations in endorsing his appointment.

FINANCIAL INTELLIGENCE CENTRE (FIC)

10. The Acting Director-General informed the Committee that FIC considered the legal framework that provided for the appointment of the Attorney-General, Solicitor-General, Secretary to the Treasury and Governor of the Bank of Zambia.

(i) **Mr Mulilo Dimas Kabesha**

The Acting Director-General submitted that FIC noted that the nominee was currently the Chairperson of the Lands Committee for the UPND. He, however, stated that although the nominee's current position in the UPND did not fall within the definition of 'public office' there was need to determine whether or not it would affect his role as chief legal adviser to the Government.

In addition, the Acting Director-General submitted that a perusal of the institution's database did not reveal any adverse information that would preclude the nominee from being appointed Attorney-

General. He further submitted that a search on the nominee's law firm did not reveal any adverse report against the law firm. He explained that there was no pending suspicious transaction report or criminal record pertaining to the nominee. He concluded his submission by stating that the institution had no objection to the appointment of the nominee.

(i) Mr Marshal Mubambe Muchende

The Committee was informed that a perusal of the nominee's *curriculum vitae* indicated that he was the owner and managing partner of a law firm. The Acting Director-General submitted that a search conducted on FIC's database did not reveal any adverse information that would preclude the nominee from being appointed to serve as Solicitor-General. Additionally, a search conducted on the nominee's law firm did not reveal any adverse report. The Acting Director-General confirmed that there was no pending suspicious transaction report or criminal record against the nominee. In that regard, FIC supported his appointment.

(ii) Mr Felix Nkulukusa

The Acting Director-General submitted that a perusal of the nominee's *curriculum vitae* revealed that he met the criteria for appointment as outlined in the law and was, therefore, qualified for appointment as Secretary to the Treasury.

The Acting Director-General submitted that a search on the personal, business and professional associates of the nominee on its database did not reveal any adverse information that would preclude him from being appointed as Secretary to the Treasury. The Acting Director-General also stated that FIC could not establish any questionable business interest linked to the nominee. He further submitted that FIC did not have a pending suspicious transaction report or criminal record pertaining to the nominee. On that basis, the Acting Director-General submitted that FIC supported the appointment of the nominee.

(iii) Dr Denny Hamachila Kalyalya

The Acting Director-General referred the Committee to the provisions of the Bank of Zambia Act, in particular section 15(1), which provides as follows:

- “15. (1) No person shall be appointed, re-appointed or continue to hold office of Governor, Deputy Governor or director if such person-*
- (a) is or becomes a member of the National Assembly;*
 - (b) is a director, officer, employee or owner of, or shareholder in, any financial institution or bank which is under the regulatory jurisdiction of the Bank or of the Government, other than as a nominee of the Bank;*
 - (c) has been convicted of any offence involving dishonesty, or is an undercharged bankrupt, or has been convicted of a felony;*
 - (d) is detained, or his freedom of movement is restricted, under any law in force in Zambia for a period in excess of six months; or is of unsound mind.”*

The Acting Director-General submitted that a search conducted on the FIC database did not reveal any adverse information that would preclude the nominee from being appointed as Governor of the Bank of Zambia. He explained that there was no pending suspicious transaction report or criminal

record against the nominee. He concluded his submission by stating that the institution had no objection to the appointment of the nominee.

TRANSPARENCY INTERNATIONAL ZAMBIA (TIZ)

11. The Executive Director submitted on the educational and professional background of the nominees as stated in their *curricula vitae*. He further submitted that the positions to which the nominees had been appointed, were critical to the governance of the country. Therefore, in line with its standard procedure, TIZ provided an assessment of each nominee based on the criteria set out below.

1. Legal Requirements

TIZ considered the legal provisions pursuant to which the appointments were made. Thereafter, TIZ analysed the nominees' academic and professional qualifications and experience to assess their legal eligibility to serve in the positions to which they had been appointed

2. Security Vetting

TIZ used information in the public domain to assess the security standing of the nominees. The primary objective of this was to identify any public stance that the nominees may have taken on matters of public security.

3. Independence /Objectivity Test

TIZ conducted an in-house analysis of data focused on establishing how independent or objective the nominees would be if ratified.

4. Public Integrity and Standing test

TIZ used public and private records to assess the integrity and standing of the nominees in society.

5. Skills Matching

TIZ analysed the nominees' *curricula vitae*. This was in order to assess whether the nominees possessed the requisite skills to perform the duties outlined in the Constitution for their respective positions.

In that regard, the Executive Director informed the Committee of TIZ's assessment of the nominees as set out below.

(i) Mr Mulilo Dimas Kabesha

The nominee's academic and professional experience demonstrated that he was qualified for the position. Additionally, he had provided sufficient referees to authenticate his qualifications and work experience. The nominee appeared to be a career bureaucrat with exceptional work experience, which would enable him perform his functions as Attorney-General competently.

Based on information in the public domain on the positions the nominee had taken on issues that bordered on national security, the nominee did not pose a security threat to the country. Additionally, he had not been involved in any criminal activities.

The nominee had held the position of Provincial Chairman in the ruling UPND from 2006 to 2021 and was currently the party's Chairperson for Lands. The nominee's active involvement in politics could compromise his objectivity, independence and integrity.

(ii) Mr Marshal Mubambe Muchende

The nominee had been very objective in decision-making and possessed sufficient work experience to enable him perform the functions of Solicitor-General competently and independently. He, however, did not provide traceable referees to authenticate his qualifications and work experience.

With regard to security vetting, based on information in the public domain, it was established that the nominee was not a security threat and had no trace of criminal activities. He was, therefore, qualified to hold the office of Solicitor-General and perform its functions.

(iii) Mr Felix Nkulukusa

The nominee had worked in various positions in the Ministry of Finance for over fifteen (15) years, rising to the position of Permanent Secretary. That was a clear demonstration of his objectivity and determination.

Additionally, the nominee had been very objective and independent in making decisions. That was backed by his work experience and level of interaction locally, regionally and internationally. He had worked with the highest institutions in economics and public finance such as the International Monetary Fund (IMF) and the World Bank, which was also an indication of his objectivity.

The nominee was an accomplished development expert with excellent ability in policy formulation and implementation. He also had wide experience in public finance, monetary policy, programme planning, monitoring and evaluation and economic and budget management, including tax policy analysis and revenue forecasting.

With regard to security vetting, the nominee did not pose a security threat to the country and had no trace of criminal activity.

The nominee, therefore, possessed the requisite skills set for the position of Secretary to the Treasury.

(iv) Dr Denny Hamachila Kalyalya

The nominee was legally qualified to hold the position of Governor of the Bank of Zambia. Additionally, he had vast work experience in the Economics and Public Finance sector and had served in various international portfolios, including the World Bank and the IMF. In terms of competence, the nominee had served as Bank of Zambia Governor from 2015 until 2020, when his contract was terminated.

With regard to security vetting, the nominee did not pose a security threat to the country and had no trace of criminal activity. Further, the nominee was objective and had no political affiliation that would hinder him from discharging his functions independently.

With regard to public integrity, the nominee was a person of high integrity as demonstrated in his *curriculum vitae* and the positions that he had held in the past. The nominee was, therefore, competent to perform the functions required of the Governor of the Bank of Zambia.

The Executive Director TIZ concluded by submitting that all the nominees had the capacity and competence to serve in the positions to which they had been appointed.

FOUNDATION FOR DEMOCRATIC PROCESS (FODEP)

12. The Executive Director of FODEP submitted on the personal, educational and professional backgrounds of the nominees as stated in their *curricula vitae*. He submitted on each nominee as set out below.

(i) Mr Mulilo Dimas Kabesha

The nominee possessed the necessary legal experience, having worked as legal counsel with different firms and institutions.

However, FODEP was concerned that the nominee's position, in the UPND, as Chairperson of the Lands Committee and member of the National Management Committee would compromise the impartiality and independence of the Office of Attorney-General. This was particularly in light of the fact that the Attorney-General set out the agenda for legislative formulation and reform, which was intended to serve the interests of the citizens and not just the party in government. Further, as chief legal adviser to the government, the Attorney-General was not supposed to be politically inclined or attached to a political party. In that vein, it was important for the nominee to relinquish his position in the UPND although that would not necessarily guarantee his impartiality.

In view of this, FODEP had reservations about the nominee's appointment as Attorney-General and did not support it.

(ii) Mr Marshal Mubambe Muchende

The nominee was an experienced legal practitioner with a bias toward corporate law. He was called to the Zambian Bar in 2008 and, therefore, satisfied the provisions of Article 179 of the Constitution. The nominee, however, was politically inclined to the ruling party as evidenced by his application to contest the Bweengwa Parliamentary seat, under the ruling party, in the just ended 12th August, 2021 elections. The nominee's association with the UPND would not cease despite his resignation from the party. In that regard, FODEP had reservations regarding the nominee's appointment to serve as Solicitor-General and did not support it.

(iii) Mr Felix Nkulukusa

The nominee had served as a Permanent Secretary in the Ministry of Finance and was responsible for the general administration of the ministry, including the effective management of human resource. He was also responsible for providing support and advice to the Minister on policy formulation and direction and sectoral strategic and business plan development. Further, the nominee had been responsible for negotiating and managing the implementation of economic programmes with the IMF and other development partners. In view of this, the nominee was suitably qualified for appointment as Secretary to the Treasury and FODEP supported his appointment.

(iv) **Dr Denny Hamachila Kalyalya**

The nominee had the requisite experience and global exposure to head the central bank. Additionally, the appointment of the nominee, who had previously held the position of Governor of Bank of Zambia, would improve investor confidence not only in the regional block, but also among the bilateral and multilateral institutions. Further, the appointment of the nominee would restore the credibility and fiscal integrity the country had lost.

In that vein, FODEP had no reservations about the nominee's appointment and supported his appointment to serve as Governor of the Bank of Zambia.

ZAMBIA CHAMBER OF COMMERCE AND INDUSTRY (ZACCI)

13. The Business Development Officer submitted on the personal, educational and professional background of the nominees for the positions of Secretary to the Treasury and Bank of Zambia Governor as contained in their *curricula vitae*. He informed the Committee that ZACCI had also considered the legal provisions relating to the appointment of the Secretary to the Treasury and Bank of Zambia Governor. He proceeded to submit on the suitability of each of the nominees as set out below.

(i) **Mr Felix Nkulukusa**

The nominee possessed the requisite qualifications outlined in Article 214 (1) (b) of the Constitution. He was suitably qualified as he possessed a Bachelor of Arts in Economics and Master of Arts in Development Economics and was a person of proven integrity. The nominee was also a consultant at the World Bank, which provided him with the required experience.

Further, the nominee had vast experience in public service, having worked in the Ministry of Finance for several years. ZACCI had a working relationship with the nominee, as he had served as Budget Analyst and Permanent Secretary in the Ministry of Finance. The nominee was, therefore, qualified and capable of serving as Secretary to the Treasury.

(ii) **Mr Denny Hamachila Kalyalya**

The nominee was suitably qualified to hold the office of Governor of the Bank of Zambia and possessed the relevant training and experience as required by law. He had vast experience, having served in both private and public institutions. ZACCI was, therefore, satisfied that the Central Bank would benefit from the nominee's exposure to international monetary institutions, if ratified. Lastly, the nominee was a person with proven integrity and was, therefore, qualified and capable to serve as Governor of the Bank of Zambia.

THE ZAMBIA QUALIFICATIONS AUTHORITY (ZAQA)

14. The Chief Executive Officer submitted that ZAQA was mandated to provide for the development and implementation of a national qualifications framework and provide measures to ensure that standards and registered qualifications were internationally comparable. She added that, in line with its mandate, ZAQA conducted a validation and evaluation exercise on the submitted qualifications to determine the genuineness of the qualifications held by the nominees.

She further submitted that the process of validating and evaluating qualifications included the following three stages:

- (a) establishing the accreditation status or recognition of the awarding body that conferred the qualification. This stage sought to affirm that the awarding body, be it local or foreign, had the legal mandate or delegated authority from central government or from a government agency to award nationally recognised and quality assured qualifications;
- (b) confirmation from the awarding body that the qualification was, indeed, genuinely awarded to the holder of the qualification; and
- (c) establishing the level, on the Zambia Qualifications Framework (ZQF), at which a particular qualification should be recognised, considering set standards of competence for each level of qualification. She added that the Zambia Qualifications Framework was a single integrated system which comprised three coordinated qualifications sub-frameworks for –
 - (i) general education;
 - (ii) trades and occupations; and
 - (iii) higher education.

The Chief Executive Officer submitted that having considered the legal provisions relating to the nominees' appointments, ZAQA submitted the qualifications for all the nominees to the evaluation and validation process. She stated that the results were as follows:

(i) Mr Mulilo Dimas Kabesha

The nominee's qualifications were authenticated upon interaction with the awarding institutions. Therefore, the nominee was qualified for the appointment.

(ii) Mr Marshal Mubambe Muchende

One of the nominee's foreign qualifications, the General Certificate of Education Examination from the University of London, was not validated by the time of the submission before the Committee because the awarding body had not yet responded. However, the qualification was comparable to the Senior Secondary Education Certificate awarded to the nominee by the Examinations Council of Zambia (ECZ) and, thus, had no adverse effect on the submission by ZAQA.

Further, all the other qualifications that the nominee presented were interrogated and authenticated upon interaction with the awarding institutions. The nominee was, therefore, qualified and ZAQA supported his appointment.

(iii) Mr Felix Nkulukusa

After interrogating all the qualifications that the nominee presented, they were authenticated. Further, upon interaction with the awarding institutions, it was established that the nominee was suitably qualified. ZAQA, therefore, supported his appointment.

(iv) Dr Denny Hamachila Kalyalya

After interrogating all the qualifications that the nominee presented, they were authenticated. Further, upon interaction with the awarding institutions, it was established that the nominee was suitably qualified and his appointment was supported.

In conclusion, it was submitted that based on the results of the validation and evaluation process, ZAQA could confirm that all the nominees held genuine qualifications awarded by credible institutions. Consequently, the nominees were suitable to serve in their respective positions.

ZAMBIA INSTITUTE OF CHARTERED ACCOUNTANTS (ZICA)

15. The Chief Executive Officer stated that ZICA took cognizance of the legal provisions governing the Constitutional offices of Secretary to the Treasury and Bank of Zambia Governor. He further submitted on the personal, educational and professional background of the nominees to the positions as contained in their *curricula vitae*. Thereafter, he submitted on the nominees as set out below.

(i) Mr Felix Nkulukusa

The nominee satisfied the legal provisions as he was an economist with extensive experience in financial and economic management. Through its interaction with the nominee, ZICA's had found that he was a man of mature disposition. Further, the nominee distinguished himself in the Republic of Zambia when he served as Permanent Secretary in the Ministry of Finance from 2012 to 2015, where he oversaw many programmes and projects under the ministry. He also worked as a consultant for the IMF, the World Bank and other international organisations, which accorded him an opportunity to gain experience in economic and monetary management. In that regard, ZICA recommended that the nominee's appointment to serve as Secretary to the Treasury be ratified by the National Assembly.

(ii) Dr Denny Hamachila Kalyalya

The nominee had the requisite experience having worked as a senior economist in financial and economic management both in national and international institutions. The nominee had worked for Bretton Woods institutions in various executive and advisory roles. He had also served the republic with distinction when he served as Governor of the Bank of Zambia between 2015 and 2020. During his reign as head of the central bank, the country's inflation rate country stabilised relatively. Additionally, as chief adviser to Government on monetary policy, he had discharged his function by advising the Government on public debt and expenditure. The nominee had a mature disposition and ZACCI recommended that his appointment as Governor of the Bank of Zambia be ratified by the National Assembly.

BANKERS ASSOCIATION OF ZAMBIA (BAZ)

16. The Chairperson informed the Committee that BAZ took cognizance of the provisions of the Constitution and the Bank of Zambia Act in scrutinising the nominees to the positions of Secretary to the Treasury and Governor of the Bank of Zambia. He submitted on the personal, educational and professional background of the nominees appointed to the positions as contained in their *curricula vitae*. He further submitted that, in line with BAZ's set criteria, the nominees were assessed as set out below.

(i) Mr Felix Nkulukusa

The nominee joined the Ministry of Finance in 1999, where he ultimately rose to the position of Permanent Secretary, a position he held up to 2015. Thereafter, the nominee ventured into individual public financial management consulting where he participated in the validation and development of the Eighth National Development Plan. As a result, the nominee gained wide experience in public finance, monetary policy, programme planning, monitoring and evaluation, economic and budget management, tax policy analysis and revenue forecasting.

The nominee, therefore, possessed the requisite qualifications to serve as Secretary to the Treasury.

(ii) Dr Denny Hamachila Kalyalya

The nominee possessed the requisite experience given his professional background. The nominee joined the Bank of Zambia as Economic Adviser and rose through the ranks to Deputy Governor-Operations. He was later appointed Governor of the Bank of Zambia. While at the central bank, the nominee championed the agenda for financial inclusion of the unbanked sector through digital banking. Further, he integrated the system between commercial banks and mobile money operators. The nominee also had a global network having worked at the World Bank, the IMF and the Africa Export and Import Bank (Afreximbank). He further sat on the boards of many regional and local corporate institutions. The nominee's robust experience had earned him respect locally and internationally as evidenced by his recent appointment as an Independent Co-Chair, IDA20 Replenishment at the World Bank in April 2021.

The nominee was, therefore, suitably qualified and experienced to hold the office of Governor of the Bank of Zambia.

THE LAW ASSOCIATION OF ZAMBIA (LAZ)

17. The President of LAZ submitted that the Attorney-General and Solicitor-General played a pivotal role in the dispensation and administration of justice in the country. In that regard, the President stated that LAZ Council members, with the help of a number of State Counsel, had scrutinised the suitability of the nominees and resolved to support the appointment of the nominees to serve as Attorney-General and Solicitor-General, respectively. He, thereafter, submitted on each of the nominees as set out below.

(i) Mr Mulilo Dimas Kabesha

The nominee was a senior legal practitioner who qualified to be appointed as judge of any of the superior courts, particularly the Supreme Court, the Court of Appeal and the High Court. During his legal career, the nominee had chaired the Legal Practitioners Committee of LAZ professionally and the matters before him were well-balanced. In as much as the nominee was a serious person, he had a great sense of humour.

With regard to the legal practice, the nominee had handled cases that put him in a good position to serve as Attorney-General. Consequently, the nominee possessed knowledge of the law with proven analytical skill and an excellent character which would help him fit in as *ex-officio* member of Cabinet, especially where understanding and integrating with policy issues was concerned. It was an added advantage that the nominee had the requisite experience in human rights law.

LAZ was, thus, confident that the nominee was suitably qualified as required by the law and would diligently discharge the duties of Attorney-General.

(ii) Mr Marshal Mubambe Muchende

The nominee possessed the ability to conduct comprehensive research, which was a great attribute for litigation. In addition, the nominee had proof of high-quality research on legal matters and good demeanour that would impact a positive attitude when interacting with others and was, therefore, a good candidate for the position of Solicitor-General.

The President concluded his submission by stating that both the nominees were of good standing at the Bar and LAZ had no adverse reports against any of them. He stated that the nominees had also been very active at the Bar and were familiar with the judicial process in the country.

SUBMISSIONS BY THE NOMINEES

(i) Mr Mulilo Dimas Kabesha

18. The nominee informed the Committee about his personal, academic and professional background as contained in his *curriculum vitae*.

He informed the Committee that he was admitted to the Zambian Bar on 5th December, 1986, after which he joined the Ministry of Legal Affairs, under the Department of Legal Aid. He submitted that in 1987, he joined a firm called Mbaluku Sikazwe and Company as an associate advocate where he worked for a short period, before rejoining the government in 1988. He added that he worked for the Central Province Co-operative Union from 1991 to 1995. Thereafter, he formed his own law firm, Kabesha and Company, which he managed to date.

He informed the Committee that he was aware of his perceived political inclination to the UPND and stated that he was a professional person with knowledge in ethics. On that basis, he submitted that he could not be compromised and would discharge his functions in a professional and unbiased manner. Further, he submitted that if ratified, he would relinquish his position as Chairperson of the Lands Committee of the UPND.

(ii) Mr Marshal Mubambe Muchende

19. The nominee informed the Committee about his personal, academic and professional background as contained in his *curriculum vitae*.

The nominee apprised the Committee that he began his career in the Lands and Deeds Registry in the Ministry of Lands. He explained that it was at the ministry that he developed an interest in the law and was encouraged to study law at the University of Zambia. He further apprised the Committee of his experience in providing legal services in furtherance of political freedoms and fighting against ethnic and tribal discrimination. He explained that one of the matters involved his advocacy against the provisions of section 67 of the Penal Code, Chapter 87 of the Laws of Zambia, on the publication of false news with intent to cause fear and alarm to the public.

With regard to his association to the UPND, he informed the Committee that if ratified, the appointment would entail his removal from the political arena into a Constitutional office. In that regard, he would be guided by the provisions of the Constitution and, as a State Advocate, his allegiance would be to the citizens at large and not a political party.

(iii) Mr Felix Nkulukusa

20. The nominee informed the Committee about his personal, academic and professional background as contained in his *curriculum vitae*.

The nominee informed the Committee that he had worked for the Ministry of Finance for over fifteen (15) years having joined the ministry as a budget analyst. He explained that he rose through the ranks to the position of Permanent Secretary, a position he held till his departure in 2015. He submitted that he had vast experience in development economics, with an excellent ability in policy formulation and implementation. He further informed the Committee that it was during his time at the Ministry of Finance that they ran the Treasury Single Account (TSA), which was now being used by the

government, as a pilot project. He added that the TSA had translated into better financial accountability by spending agents in the government.

He submitted that his current responsibilities included being a short-term consultant with the World Bank in South Sudan, a position that entailed sitting on the board and advising the Ministry of Finance of that country.

(iv) Dr Denny Hamachila Kalyalya

21. The nominee informed the Committee about his personal, academic and professional background as contained in his *curriculum vitae*.

The nominee further submitted on his vast experience as an economist. He added that he lectured at UNZA until 1996 when he joined the Bank of Zambia as Economic Adviser. He was later seconded to the IMF as Special Appointee on Monetary and Exchange Affairs and African Departments. He stated that as Director in the Economics Department at the Bank of Zambia, he served in various important government task forces, including those pertaining to negotiations on Zambia's economic program with the IMF/World Bank, Paris Club Debt rescheduling and Konkola Copper Mine (KCM)-Anglo-American Pull as well as on National Budget preparations. He apprised the Committee that he served as head of the central bank from 2015 to 2020.

SUBMISSION BY THE APPOINTING AUTHORITY

22. The Minister of Justice appeared before the Committee on behalf of the Appointing Authority and submitted on the nominees' educational and professional qualifications. He also highlighted the individual achievements of each nominee with regard to their respective careers. The Hon Minister further informed the Committee that the nominees had the requisite experience and that the Appointing Authority was satisfied that they were suitable to serve in the positions which they had been appointed to.

The Hon Minister submitted on each nominee as set out below.

(i) Mr Kabesha Dimas Mulilo

The nominee was born on 4th February, 1961. He held a Bachelor of Laws (LLB) degree from the University of Zambia and a Legal Practitioners Qualifying Postgraduate Certificate from the Law Practice Institute (now called the Zambia Institute of Advanced Legal Education (ZIALE)) and was admitted to the Bar in 1986. The nominee was an advocate for the High Court and Supreme Court of Zambia.

During his thirty-five (35) year legal career, the nominee had served in different capacities both in public and private practice. He had, among others, worked as Legal Aid Counsel for the Legal Aid Department, Corporation Counsel at Legal Services Corporation and Associate Advocate at Mbaluku Sikazwe and Company. In the course of his career, he had served as a member and convener of the Legal Practitioners' Committee of LAZ and Chairperson of the Kabwe Sub-Committee in Central Province Chamber and as Provincial Chairman of the UPND. The nominee was the Managing Partner of his law firm, Kabesha and Company, and the Chairperson of the Lands Committee of the UPND. The nominee's political affiliation should not preclude him, as a citizen, from holding public office. That was because the law would guide the nominee on how he should execute his duties.

The nominee was, therefore, highly qualified, experienced and suitable for appointment as Attorney-General of the Republic of Zambia and the Government fully supported his appointment.

(ii) Mr Marshal Mubambe Muchende

The nominee was born on 8th September, 1977 and held a Bachelor of Laws (LLB) degree from UNZA obtained in 2006. He also had a Post-graduate Law Practice Certificate from ZIALE obtained in 2008 and was an advocate for the High Court and Supreme Court of Zambia. The nominee had a Masters Degree in Commercial and Corporate Law obtained from the University of Lusaka in 2016.

The nominee had practised law for thirteen (13) years and served as an Executive Officer at the Ministry of Lands from 2006 to 2008, an Associate Practitioner at a law firm, Dindi and Company, and an advocate and partner in the same law firm. The nominee had demonstrated extensive experience in corporate law, civil and commercial litigation in his practice as an advocate of the Superior Courts of Zambia. The nominee was currently Managing Partner in the firm, M Associates.

The nominee was highly qualified, experienced and suitable for appointment as Solicitor-General of the Republic of Zambia and the Government fully supported his appointment.

(iii) Mr Felix Nkulukusa

The nominee was born on 28th September, 1970. Further, the nominee held a Bachelor's Degree in Economics from the University of Zambia, and a Masters degree in Development Economics obtained from Williams College in Massachusetts in the United States of America (USA). He also held a Certificate in Tax Policy Analysis and Revenue Forecasting, a Certificate in Fiscal Decentralisation and Local Government Financial Management obtained from the Duke Centre for International Development in Durham, USA in 2009.

The nominee had an illustrious career in the public service from 1999 to 2015. He began his service at the Ministry of Finance as a Budget Analyst and rose through the ranks until his appointment as Permanent Secretary-Economic Management and Finance in 2012. He held that position until 2015. While working at the Ministry of Finance, the nominee initiated some projects which included the Public Finance Management Reform Project Treasury Single Account, in conjunction with the US-Treasury Office of Technical Assistance, Resource Mobilisation for the Rehabilitation of Kariba Dam, the Pilot Programme for Climate Resilience (PPCR) Project, the Public Expenditure Management and Financial Accountability Project, and the introduction of the Medium-Term Expenditure Framework (MTEF), among others.

In addition, the nominee had been undertaking individual consultancy works mainly in Public Finance Management (PFM) and was an expert working with international organisations such as the European Union, the German Agency for International Cooperation, the Foreign, Commonwealth and Development Office (FCDO) (formerly called the Department for International Development (DFID)) and as transaction adviser for Power Africa Initiative. The nominee was currently working for the World Bank as a short-term consultant in Southern Sudan.

The nominee was, in that regard, highly qualified, experienced and suitable for appointment as Secretary to the Treasury for the Republic of Zambia and the Government fully supported his appointment.

(iv) Dr Denny Hamachila Kalyalya

The nominee was born on 1st August, 1957. The nominee held a Bachelors Degree in Economics and Business Administration and a Masters Degree in Economics from the University of Zambia. He also held a Masters Degree and Doctorate Degree in Economics obtained from the University of Massachusetts and Amherst in the United States of America.

During the nominee's long and distinguished career, he served as an Economics lecturer and Assistant Dean at the University of Zambia from 1983 to 1995. In 1996, he joined the Bank of Zambia as an Economic Adviser and between 1997 and 1998 was seconded to the IMF as a special appointee for Monetary and Exchange Affairs and African Departments. The nominee rose through the ranks and was elevated to the position of Director - Economics Department where he participated in various negotiations on Zambia's economic programmes with the IMF, World Bank, Paris club debt rescheduling as well as National budget preparation. The nominee subsequently served as Deputy Governor-Operations at the Bank of Zambia in 2002.

The nominee further served as an Alternate Executive Director at the World Bank Group from 2010 to 2012 and as Executive Director from 2012 to 2014. In addition, the nominee served as Chairman of Afreximbank Bank as well as Executive Director of Africa Group and Secretariat for the African Caucus. He was appointed to serve as Governor of the Bank of Zambia in 2015, a position he held until 2020.

The nominee sat on various professional committees and boards, including the Ministerial Petroleum Committee, the Zambia Revenue Authority Governing Board, the Zambia Public Procurement Authority, the Afreximbank Board, Board of Macroeconomic and the Financial Management Institute for Eastern and Southern Africa, among others. The nominee was the current independent Co-Chairperson of the World Bank (IDA 20) Replenishment.

The nominee had performed very well previously as Governor of the Bank of Zambia, but the policy direction by the Executive could have led to the poor performance of the Bank of Zambia. The Governor of the Bank of Zambia played a critical role in the economy of the country and, in that regard, the person who occupied that office should not easily yield to the demands of the Executive.

The nominee was highly qualified, experienced and suitable for appointment as Governor of the Bank of Zambia and the Government fully supported his appointment.

OBSERVATIONS AND RECOMMENDATIONS

23. The Committee notes that some stakeholders raised concern about the appointment of Mr Mulilo Dimas Kabesha to serve as Attorney-General because he was the Chairperson of the Lands Committee of the UPND. The stakeholders were of the view that his affiliation to the ruling party would prevent him from discharging his functions as Attorney-General impartially. In this regard, the stakeholders recommended that he relinquishes his position in the party once ratified as Attorney-General.

The Committee also notes the submission by other stakeholders that despite his position in the UPND, which was not a public office, the nominee was not precluded from being appointed as Attorney-General and was eminently qualified for the position.

The Committee further notes the concern raised by a stakeholder on Mr Marshal Mubambe Muchende's appointment to serve as Solicitor-General. The concern emanated from the fact that Mr Muchende had applied for adoption as a UPND candidate for Bweengwa Parliamentary Constituency in the last general elections. The stakeholder felt that since he had aligned himself with the UPND, he would not be objective in the discharge of his duties as Solicitor-General. The Committee is of the considered view that the nominee cannot be precluded from appointment to the position of Solicitor-General because he applied to a political party for adoption as a candidate in the general elections. The Committee is fortified in its position by the provisions of the Constitution on qualification and disqualification for appointment as Solicitor-General.

The Committee made the following specific observations regarding each of the nominees:

(i) Mr Mulilo Dimas Kabesha

The Committee notes that the nominee has had an illustrious career as a legal practitioner spanning a period of thirty-five (35) years. He served as Legal Aid Counsel before venturing into private practice where he eventually established his own law firm. The Committee further notes that the nominee served as a member and convenor of the Legal Practitioners' Committee of LAZ. The Committee observes that the nominee has a mature disposition and is highly qualified and immensely experienced in the legal fraternity. He will, therefore, add value to the office of the Attorney-General.

With regard to the concern raised on the nominee's political inclination, the Committee observes that the nominee is a seasoned legal practitioner with over thirty (30) years post qualification experience. It further observes that one's political preference should not be used to preclude a citizen from holding public office. The Committee notes that the Constitution provides guidance on the functionality of the Office of Attorney-General, which ensures the impartiality and independence of the office. The Committee, however, recommends that the nominee relinquishes his position in the UPND once ratified as Attorney-General.

The nominee is, therefore, suitably qualified and experienced to serve as Attorney-General.

(ii) Mr Marshal Mubambe Muchende

The Committee observes that the nominee is a legal practitioner with thirteen (13) years post-admission experience with a bias toward commercial litigation. The Committee notes that the nominee has served in both public and private institutions, which places him in a good position to serve as Solicitor-General.

The Committee, is, therefore, satisfied that the nominee possesses the requisite qualifications and experience and is suitable for appointment as Solicitor-General.

(iii) Mr Felix Nkulukusa

The Committee notes that the nominee is highly skilled, qualified and experienced in, among others, policy and project formulation and implementation. It observes that the nominee had served at the Ministry of Finance for over fifteen (15) years. During that period, he rose from the position of budget analyst to Permanent Secretary. The Committee further observes that while at the Ministry of Finance, the nominee initiated projects that included the Public

Finance Management Reform Project Treasury Single Account. He is, therefore, suitable for appointment to the higher office of Secretary to the Treasury.

(iv) Dr Denny Hamachila Kalyalya

The Committee observes that the nominee possesses the requisite educational qualifications and professional experience gained while working at the Bank of Zambia and Bretton Woods Institutions. The Committee notes that the nominee's exposure to the global market both locally and internationally makes him a suitable candidate to head the Bank of Zambia. It further notes that the nominee meets the requirement of Article 214 of the Constitution to serve as Governor of the Bank of Zambia.

The Committee, after due and thorough consideration, analysis and evaluation of the written and oral submissions presented to it by the witnesses and the interview with the nominees, is of the considered view that all the nominees are eminently qualified and possesses the requisite competences to serve in the positions to which they have been appointed.

The Committee, therefore, recommends that the House ratifies the Presidential appointment of Mr Mulilo Dimas Kabesha to serve as Attorney-General, Mr Marshal Mubambe Muchende to serve as Solicitor-General, Mr Felix Nkulukusa to serve as Secretary to the Treasury and Dr Denny Hamachila Kalyalya to serve as Governor of the Bank of Zambia.

CONCLUSION

24. The Committee wishes to express its gratitude to all stakeholders who appeared before it and tendered both oral and written submissions. The Committee also appreciates your guidance, Madam Speaker, and the services rendered by the Office of the Clerk of the National Assembly during its deliberations.

We have the honour to be, Madam, the Parliamentary Select Committee appointed to scrutinise the Presidential appointment of Mr Mulilo Dimas Kabesha to serve as Attorney-General, Mr Marshal Mubambe Muchende to serve as Solicitor-General, Mr Felix Nkulukusa to serve as Secretary to the Treasury and Dr Denny Hamachila Kalyalya to serve as Governor of the Bank of Zambia.

Brig Gen M S Sitwala, MP
(Chairperson)

Ms J Chisenga, MP
(Vice-Chairperson)

Mr E Sing'ombe, MP
(Member)

Ms S K Sefulo, MP
(Member)

Dr C K Kalila, MP
(Member)

Mr T S Simutungili, MP
(Member)

Mr K Mukosa, MP
(Member)

Mr M Kafwaya, MP
(Member)

Mr I Wamuryima, MP
(Member)

Mr B Mpanda, MP
(Member)



Brig Gen M S Sirwala, MP
CHAIRPERSON

APPENDIX I – OFFICERS OF THE NATIONAL ASSEMBLY

Mrs Doris N Kapumba, Parliamentary Legal Counsel
Mr Joseph N Sianyabo, Deputy Parliamentary Legal Counsel
Mr Dominic Mwinamo, Senior Legal Officer
Ms Mambwe Kaoma, Legal Officer
Mrs Salome C Sakala, Legal Officer
Ms Christabel Mtonga, Administrative Assistant II
Mr Lovemore C Kabwata, Legal Assistant
Mrs Naomi N Chiluba, Legal Assistant

APPENDIX II – THE WITNESSES

ZAMBIA POLICE (ZP)

Mr L Kajoba, Inspector-General
Mr M Yuyi, Senior Police Intelligence-Officer
Ms D Tembo, Inspector

ANTI-CORRUPTION COMMISSION (ACC)

Mr C Moonga, Director-Legal and Prosecutions

DRUG ENFORCEMENT COMMISSION (DEC)

Dr M Simwai, Director-General

HUMAN RIGHTS COMMISSION (HRC)

Ms F Chibwasha, Director
Mr J Mulemwa, Legal Counsel

FINANCIAL INTELLIGENCE CENTRE (FIC)

Mr V Zimba, Acting Director- General
Mr S Sinkala, Director-Inspections
Ms C Kalembe, Director Legal and Policy

TRANSPARENCY INTERNATIONAL ZAMBIA (TIZ)

Mr M Nyambe, Executive Director

FOUNDATION FOR DEMOCRATIC PROCESS (FODEP)

Mr G Chibmembe, Executive Director

ZAMBIA CHAMBER OF COMMERCE AND INDUSTRY (ZACCI)

Mr K Shula, Business Development Officer
Mr Nswatu, Junior Research Officer
Ms L M Bwalya, Intern

ZAMBIA QUALIFICATION AUTHORITY (ZAQA)

Mrs M M A Chiyaba, Chief Executive Officer
Mrs M Ngoma, Director Corporate Services
Mr M Hamalabbi, Director Technical Services

ZAMBIA INSTITUTE OF CHARTERED ACCOUNTANTS (ZICA)

Mr B Kashinka, Chief Executive Officer
Ms P Hantumba, Director Membership and Corporate Services
Mr S Olaniyan, Technical and Membership Services Manager
Mr F Chilingwe, Technical Officer

BANKERS ASSOCIATION OF ZAMBIA (BAZ)

Mr H Kasekende, Chairperson
Mr S Shakalima, Vice-Chairperson
Mr L Mwanza, Chief Executive Officer

LAW ASSOCIATION OF ZAMBIA (LAZ)

Mr A J Shonga Jnr, SC, President

Mr S P Chilembo, Honorary Secretary

Mr T Kasweshi, Member

APPOINTING AUTHORITY

Hon M Haimbe, MP, Minister of Justice

APPENDIX III – THE NOMINEES

Mr Mulilo Dimas Kabesha
Mr Marshal Mubambe Muchende
Mr Felix Nkulukusa
Dr Denny Hamachila Kalyalya

APPENDIX IV – CURRICULA VITAE OF THE NOMINEES

CURRICULUM VITAE

PERSONAL DETAILS

Name : Mulilo Dimas Kabesha
Date of Birth : 4th February, 1961
Place of Birth : Mumbwa
NRC No. : 133380/15/1
District : Mumbwa
Nationality : Zambian
Permanent Address : House No. 2 (Plot No. 5158 – Rayton, Kabwe)
Occupation : Legal Practitioner
Email: : kabeshamulilo@yahoo.com

EDUCATIONAL AND PROFESSIONAL BACKGROUND

Primary School : Shikatende, Mumbwa
Secondary School : Munali Secondary School
1985 - High Institution : University of Zambia (UNZA)

- Advocate of the High Court of Zambia, Zambia Institute of Advanced Legal Education (ZIALE) formerly Law Practice Institute
- Construction Law and Negotiation, Rome, Italy
- July, 1998 – Workshop on Advanced Human Rights Law, ZIALE
- Associate Arbitration Course - Passed
- June, 2000 – Mediation Course
- May, 2003 – Intellectual Property Seminar
- October, 2007 – Workshop, Legal Aspect on Loan Financing and Securities

WORK EXPERIENCE

1986 to 1987 : Legal Aid, Ministry of Lands

Duties

Worked as Legal Aid Counsel – involved in litigation, domestic, labour and criminal matters. Rendering legal services to vulnerable and poor people of the society.

1987 to 1988 : Private Law Firm – Mbaluku Sikazwe & Co.

Duties

Associate Advocate – involved in litigation, that is, representing individuals and companies in court in criminal and civil matters. Rendering legal advice, conveyancing and commercial transactions.

1988 to 1991 : Legal Services Corporation

Duties

Corporation Counsel – involved rendering legal advice to the Government, Parastatal Bodies and Government Department. Conducting trial representing the above in court and doing Conveyancing.

1991 to 1995 : Central Province Co-operative Union

Duties

Legal Counsel/Board Secretary – in charge of the Legal Department. Involved in all litigation and representing the organisation in civil and criminal matters. Providing secretarial services and being in charge of administration.

1995 to date : Kabesha & Co. – 26 years

Duties

Running the law firm – General Practitioner – doing all legal work, i.e. litigation, conveyancing, commercial transactions and consultancy.

RELIGIOUS, SOCIAL, AND ECONOMIC ATTACHMENTS:

- Pastor - Church of God, World Missions
- Provincial Director of Stewardship - Church of God
- Chairman, Board of Trustees - Church of God
- Chairman (Former) - Kabwe Skills and Training Board
- Chairman (Former) - Kalonga Secondary School Board
- Chairman (Former) - Mapalo School, Kabwe
- Chairman (Former) – Co-operative Bank of Zambia
- Chairman (Former) – PTA, Caritas Secondary School
- Member (Former Convener) – Legal Practitioners Committee – LAZ
- Chairman (Former) – Legal Sub-Committee – Central Province Chamber
- President (Former) – Kabwe Chamber of Commerce and Industry
- Secretary (Former) - Kabwe Chamber of Commerce and Industry 1998
- Board Chairman – Danford Chirwa High School
- Director – Mecer Zambia Distribution Limited
- Director (Former) – Zambia Honey Council
- Village Headman – Malambo Village – Mumbwa
- Trustee – Kabwe Golf Club
- Vice Chairman – Access to Justice – Central Province
- Provincial Chairman Central (Former) UPND, 2006 – Feb 2021
- Current Chairman Lands UPND – 2021

REFEREES

Mr Mutemwa Mutemwa, SC
Mutemwa Chambers
0977 318752

Hon Mr Justice T I Katanekwa
High Court – **Lusaka**
251330/252016

CURRICULUM VITAE

PERSONAL DETAILS

Name : Marshal Mubambe Muchende
Date of Birth : 8th September, 1977
Nationality : Zambian
Name of Firm : M Associates
Years with Firm : Two (2) years as Founder and Managing Partner
Email : marshal@massociates.co, marshalmuchende@gmail.com
Phone number : +260 973263331

EDUCATIONAL AND PROFESSIONAL BACKGROUND

1993 : GCE Grade 12 Certificate Examination Council of Zambia (ECZ)
1995 : GCE University of London
HSK – Chinese Proficiency – Confucius Institute Headquarters (Hanban)
2006 : Law Degree (LLB), University of Zambia
2008 : Post-graduate Law Practice Certificate – LPC, Zambia Institute of Advanced Legal Education (ZIALE)
2016 : Masters of Law (LLM) – Commercial and Corporate Law, University of Lusaka (Unilus)
8th Feb, 2008 : Admitted to the Bar and Member of the Law Association of Zambia (LAZ)

KEY QUALIFICATIONS

Marshal is an Advocate with over thirteen (13) years' experience in corporate law, litigation and consultancy. He possesses expert level communications skills and has extensive experience dealing with a variety of financial legal matters that include contracts, tax law, investment and other areas. Marshal is self-motivated possessing effective leadership skills. Training abilities are also fully developed along with extensive experience in researching case law.

Marshal started off as an Advocate/Partner in Dindi & Company. He joined the practice in early 2008. He then founded and is now Managing Partner in M Associates a law practice registered by the Law Association of Zambia

Marshal's preferred areas of practice include:

- Civil and Commercial Litigation
- Good governance and Constitutional law
- Human Rights law
- Banking, Business and Project Finance (e.g. registering of debentures, mortgages, floating and fixed charges; and debt collection)
- Conveyance and Property law
- Trade
- Employment and Labour Law

- Business Restructuring and Liquidations

WORK EXPERIENCE

1994 to 2008	:	Ministry of Lands, various positions, including Executive Officer - Lands and Deeds Registry and Legal Officer
2008 to 2018	:	Associate, Dindi & Company
2018 to present	:	Managing Partner, M Associates
2020 to present	:	Chairman/Chief Executive Officer, Endesa Group Limited (ZA)/ Endesa Group (SA) PTY
2007 to date	:	Marshal appears in the Supreme, Constitutional, Appellate and High Courts of Zambia. He is also Corporate Legal Adviser for Chartered Accountants and Management Consultancy firms and Corporate Organisations.

Mr Muchende is renowned for the landmark judgement in the case of *Macdonald Chipenzi and Richard Sakala v the Director of Public Prosecution (the people)* that struck down the provisions of section 67 of the Penal Code which prohibited the publication of “false news”, joining Zambia’s name to the list of countries who have similarly held that this colonial-era law is not justified in modern democracy.

He was involved in the Presidential Election Petition of September, 2016 and the high profile Treason Case defending the current President Hakainde Hichilema between May-August, 2017 to mention a few.

Mr Muchende was also a part-time lecturer in International Business Transactions (IBT) at the University of Lusaka from 2019 to 2020

He also doubles as Chairman and Chief Executive Officer (CEO) for Endesa Group (Zambia), Endesa (South Africa), a registered banking and mobile money agent for Atlas Mara, FNB, ZANACO, ZNBS, Airtel, MTN and Zamtel

PROFESSIONAL EXPERIENCE

2020 to date	:	Chairman/Chief Executive Officer, Endesa Group Ltd (ZA)/Endesa Group PTY (SA)
2018 to date	:	Managing Partner, M Associates – Managing the legal practice as its Managing Partner
2011 to 2018	:	Advocate Partner/Dindi & Company

Duties

- Researching on topics before sitting for the case studying the relevant facts and preparing for the argument
- Communicating with clients to get the facts surrounding their claims
- Maintaining healthy relations with clients and updating continuously about the case progress
- Maintaining records of legal statements, documents for further use
- Provision of legal advice to various clients
- Drafting of legal documents on behalf of clients
- Attending to interlocutory proceedings
- Research and review of various legal aspects as they pertain to specific clients' case factors
- Provide legal counsel to various purchasers, sellers, borrowers, lenders etc, regarding business transactions
- Serve the interests of companies with compliance issues

2009 to 2011 : Associate/Dindi & Company

Duties

- Conducting case law research and providing the firm's senior lawyers with detailed information
- Preparing administrative papers necessary for court filing
- Helped prepare court cases verifying fact background gathering
- Prepared briefs and motions as directed by assignment from law firm partner
- Participated in contract law research
- Helped during pre-court preparation stage discovering pertinent case facts
- Composed a variety of legal documents for sales contracts, lease arrangement and more
- Helped conduct market research for promoting the law firm through new various communication channels

2006 to 2008 : Executive Officer Ministry of Lands

Duties

- Human and material resource administration
- Performance appraisals
- Preparation of reports
- Procurement
- Fleet management

LANGUAGE	READING	SPEAKING	WRITING
English	Excellent	Excellent	Excellent
Chinese/Mandarin	Good	Good	Good
French	Good	Good	Good

REFEREES

Dr Mumba Malila, SC
Supreme Court of Zambia
Lusaka

Prof Cephas Lumina – Legal Adviser - Office of the United Nations High Commissioner for Human Rights (OHCHR)
Addis Ababa
Ethiopia

Dr Situmbeko Musokotwane
Minister of Finance
Zambia

CURRICULUM VITAE

PERSONAL DETAILS

Family Name : Nkulukusa
First Name : Felix
Date of Birth : 28th September, 1970
Nationality : Zambian
Civil Status : Married
Children : Four (two (2) girls and two (2) boys)
Contact details : 24 Kabulonga Square, Roan Road Kabulonga, Lusaka, Zambia
Cell : +260 977 368 762
Email : felix.nkulukusa@gmail.com

EDUCATIONAL AND PROFESSIONAL BACKGROUND

1990 to 1994 : Bachelor of Arts in Economics
2004 to 2005 : Master of Arts in Development Economics
2009 : Certificate in Fiscal Decentralisation and Local Government Financial management (Duke Centre for International Development, Durham, USA)
2002 : Certificate in Tax Analysis and Revenue Forecasting (Duke Centre for International Development, Durham, USA)

Felix Nkulukusa's Biography

Felix Nkulukusa is an accomplished development economist with excellent ability in policy formulation and implementation. He has wide experience in public finance and interaction with monetary policy, programme planning, monitoring and evaluation, economic and budget management, including tax policy analysis and revenue forecasting.

He also has experience in strategic management and corporate governance, having sat on and chaired the Finance Committees of several Boards, including the Zambezi River Authority Board, the ZESCO (Zambia Electricity Supply Corporation Limited), the Zambian Airport Corporation (formerly National Airport Corporation) Board, and the Zambia Forestry and Forest Industries Corporation (ZAFFICO) Board. He currently sits on the United Bank for Africa (UBA) Zambia Board and chairs the Loan Review Board Committee.

Felix worked for the Ministry of Finance, Zambia for just over fifteen (15) years, joining the Ministry in July 1999 as a Budget Analyst and rising through the ranks to become Permanent Secretary (Chief Executive Officer) of the Ministry from July 2012 to March 2015. In between, he held the positions of Head of the Tax Policy Unit and Director of Economic Management.

Having dealt extensively with Cooperating and Development Partners while working for the Ministry of Finance, Felix acquired wide experience in negotiation skills as well as coordination and advocacy. He led Article IV consultation discussions with the IMF and other multilateral and bilateral discussions with the World Bank, AfDB, EU, DFID, USAID, GIZ, Sweden, Finland and Denmark, among others.

After leaving the Ministry of Finance in March 2015, Felix has been undertaking individual consultancy works, mainly as a Public Finance Management (PFM) expert with international organisations, including the EU, GIZ, FCDO (formerly called DFID) and the World Bank. He also worked as Transaction Adviser for Power Africa Initiative, which is President Barack Obama's initiative to generate 30,000MW of electricity and connect 60 million people in Africa by the year 2030.

Felix is currently working for the World Bank as a Short Term Consultant (STC) in South Sudan where he is helping the Government of South Sudan develop their macroeconomic and revenue forecasting frameworks as well as providing them overall guidance on policies and procedures that support all aspects of the budget preparation cycle.

Felix holds a Master's Degree in Development Economics from Williams College, Massachusetts, USA and a Bachelor's Degree in Economics from the University of Zambia, certificates in Tax Policy Analysis and Revenue Forecasting, and in Fiscal Decentralisation and Local Government Financial Management both obtained from Duke University. He is married with four (4) children, two (2) girls and two (2) boys.

A summary of some of the relevant consultancy works he has undertaken:

- 1) PFM expert working as a Short Term Consultant (STC) for the World Bank in South Sudan, helping the Government of South Sudan to develop their macroeconomic and revenue forecasting frameworks as well as providing them overall guidance on policies and procedures that support all aspects of the budget preparation cycle (April 2021 to date).
- 2) Technical expert engaged UNDP in collaboration with MNDP to undertake stakeholder consultations on priority setting for the Eighth National Development Plan (8NDP) which will cover the period 2022 – 2026 (April, 2021).
- 3) Team Leader engaged by the Proman in collaboration with the National Authorising Office (NAO) of the European Development Fund (EDF) to undertake stakeholder consultations as part of the input into the preparation of the European Union 2021-2027 Multi-annual Indicative Programme (MIP) that will govern the partnership between Zambia and the European Union during the period 2021 to 2027 (Dec. 2020 to March 2021).
- 4) Senior National Expert engaged by Tetrattech International Development in collaboration with Africa Clean Energy (ACE) Technical Assistance Facility (TAF) to assess the current off-grid solar fiscal environment in Zambia, develop a programme, including tools, to assess the fiscal incentives status and impact and Develop a Solar Customs Handbook focusing on clarifying the tax and duty exemption for a range of Stand-Alone Solar systems being sold in Zambia (Set 2020 – March 2021).
- 5) PFM National Expert engaged through the EU support to Zambia to provide technical support to National Assembly of Zambia in drafting the drafting of the PFM Handbook for the National Assembly of Zambia where I contributed the following sections of the Handbook: (a) Fiscal Decentralisation and the Fiscal Relationship between the central government, parliament and sub-national governments; (b) Legislative and Regulatory Framework for Managing Public Finances; (c) Resource Mobilisation and administration; (d) Checklist for Political Scrutiny of the Green Paper and Yellow Book; and (e) Budget follow-up, including review of releases against appropriations; expenditure and revenue

tracking and value for money auditing. Also supported the Expanded Budget Committee of Parliament, including preparing analytical briefs and debriefing the Members of the Committee and the respective witnesses appearing before the Committee as well as training Members of various Parliamentary Committees in Public Financial Management. (2016 – 2020).

- 6) PFM National Expert hired by the World Bank to review Zambia's Country Systems to Support the Use of Programme for Results (PforR) financing modality. This included reviewing and documenting the institutional mapping of core public financial management and accountability functions at national level and its relation with sector line ministries, and reviewing the operation of public expenditures management systems, including systems related to planning and budget preparation, and budget execution in order to identify the technical and non-technical aspects that would affect the performance of the systems (March - June 2019).
- 7) National PFM Expert engaged by DFID (now FCDO) to Conduct a Fiduciary Risk Assessment (FRA) of the Zambian Public Financial Management system and Annual Statement of Progress for the education and Social Cash which included providing technical assistance to the Ministry of Education on Budget Analysis for projects supported by CPs in the education sector, as well as providing support to the Ministry of Community Development and Social Services in the tracing and reconciliation of the donor funds alleged to have been misapplied as well as supporting them in designing reporting templates that fully capture the required information for reporting. (Sept 2017 – May 2019).

A summary of some of the relevant projects that Felix spearheaded while at the Ministry of Finance

- 1) Introduction of the Treasury Single Account (TSA) system in Government (2012 -2015), where he led the development of the conceptual framework for TSA operations in GRZ as well as Treasury Organisation structure and staffing requirements. He also provided overall direction and leadership of implementation of direct payment of salaries to employees' bank accounts (including interface to the HR system), rapid revenue consolidation through enforced use of approved revenue transit bank accounts and the pilot in the Ministry of Finance of straight-through processing of all payments through TSA integrated with IFMIS, before it was rolled out to other MPSAs.
- 2) Resource Mobilisation for the Rehabilitation of the Kariba Dam (2012 – 2015) – where he headed the Resource Mobilisation Committee that was constituted by the Council of Ministers of the Zambezi River Authority to mobilise resources for the rehabilitation of the Kariba Dam. Felix engaged cooperating partners and raised a total of US \$294.2 million with US \$114 million coming as concessional loans from the World Bank and ADB and US \$161 million coming in as a grant from the European Union, AfDB and the Swedish Government, with the European Union committing US \$100 million. The Financing Agreements were signed in February 2015.
- 3) The Pilot Programme for Climate Resilience (PPRC) Project (2011 – 2015) – where Felix coordinated the establishment of the Secretariat and led the Zambian Government team in discussions with the cooperating partners in the programming and financing of the two project components: 1) The Zambia Strengthening Climate Resilience (Phase II) Project in

the Barotse Sub-Basin (US \$36 million) administered by the World Bank; and 2) The Strengthening Climate Resilience in the Kafue Sub-Basin (US \$38 million) administered through the AfDB. He also superintended over the project implementation in the Zambezi and Kafue sub-basins.

- 4) Zambia's Sovereign Rating and Bond Issue (2011 – 2014) – where Felix led a technical team that engaged with two international rating agencies – Fitch, and Standard and Poors, for Zambia's first credit rating. He also led a technical team that was responsible for preparing and eventually going to the international capital market for Zambia's first Eurobond in April 2012 and also the second Eurobond in September 2014 where US\$750 million and US \$1 billion was raised, respectively.

PROFESSIONAL EXPERIENCE

Present position : Individual Consultant

Years within the firm : Individual consulting with a number of international organisations, including, the World Bank, Crown Agents UK and Crown Agents USA, Tetra Tech International Development, and Proman.

Key qualifications

An accomplished development economist with over ten (10) years' experience in management and executive roles implementation. Wide experience in public finance and the interaction with monetary policy, programme planning, monitoring and evaluation, economic and budget management, including tax policy analysis and revenue forecasting. Demonstrated experience in quantitative data analysis, strategic planning and policy formulation. Rare skills to organise and manage people. Highly developed advocacy skills developed through extensive interaction with development partners, including leading a number of IMF Article IV mission discussions.

Qualification and skills

1999 to 2015 : *Working for the Ministry of Finance, Zambia (over 15 years) rising to the position of Permanent Secretary (Chief Executive Officer) and Controlling Officer for the Ministry and now working as Independent Financial Management (PFM) Consultant and as an associate consultant and a Member of the Associate Consultant Group of Crown Agents.*

- Permanent Secretary, responsible for running the ministry on a day to day basis, providing support and responsible for effective management of human resources for the ministry, and for negotiating and managing the implementation of economic programmes with the IMF as well as with other development partners;
- Controlling Officer, superintendent over the ministry's expenditure to ensure effective and efficient programme implementation and effective management of financial resources and answerable to the Parliamentary Public Accounts Committee;

- Deputy National Authorisation Officer of the European Development Fund (EDF) in charge of coordination of the EDF programmes with the delegation of the European Commission in Zambia;
- Leader of Article IV consultation discussions with the IMF as well as bilateral and multi-lateral cooperation discussions with the World Bank, AfDB, EU, DFID, USAID, GIZ, Sweden, Finland, Denmark, among others;
- Director of Economic Management, responsible for managing the formulation, implementation and review of macroeconomic policies in order to provide guidelines for economic management;
- Head of Revenue/Tax Policy Unit of the Ministry of Finance with an overall responsibility of establishing tax and non-tax policy criteria reflected in the respective tax and non-tax codes and undertaking in-depth research on advanced and complex tax and non-tax policy proposals as well as coordination and presiding over meetings of the Tax Policy Review Committee;
- Coordinator of the National Budgeting process, coordinating the development of the Medium-Term Expenditure Frameworks and the preparation of the annual National Budget, including drafting of the Budget Statements for the Minister of Finance to present the Budget in Parliament;
- Public Financial Management Expert, undertaking PFM individual consultancies with a lot of international organisations, including the World Bank, FCDO (formerly DFID), European Union (EU) and Common Market for Eastern and Southern Africa (COMESA); and
- Associate Consultant and Member of the Associate Consultant Group of Crown Agents.

GENERAL PROFESSIONAL EXPERIENCE

- Technical leader within and outside tax and non-tax policy area in core subjects such as income tax, value added tax, customs and excise, and tax and non-tax administration
- Strong experience working as team leader and player
- Strong leadership skills and substantial experience in originating, analysing and brokering major development projects in Zambia

Specific professional experience

Project owner/team leader of the following projects while working at the Ministry of Finance of Zambia:

Public Financial Management Reform Project, 2014 to 2015

- Provided overall direction and leadership for delivery and implementation;
- Responsible for management of key strategic risks;

- Spearheaded the Multi-Donor Trust Fund (MDTF) arrangements for financing the PFMRP and including leading negotiations with cooperating partners providing contributions through the MDTF;
- Established the PFMRP Secretariat in MoF, including designing the steering committee terms of reference and staffing of the secretariat; and
- Chaired the MDTF Steering Committee Meetings.

Treasury Single Account (TSA) (In conjunction with US Treasury Office of Technical Assistance, 2012 to 2015)

- Led development of the conceptual framework for TSA operations in GRZ;
- Led development of Treasury Organisation structure and staffing requirements; and
- Provided overall direction and leadership of implementation of direct payment of salaries to employees' bank accounts (including interface to the HR system) rapid revenue consolidation through enforced use of approved revenue transit bank accounts in the Ministry of Finance of straight-through processing of all payments through TSA integrated with IFMIS before the pilot was rolled over to other MPSAs.

Resource Mobilisation for rehabilitation of the Kariba Dam, 2012 to 2015

- Headed the Resource Mobilisation Committee that was constituted by the Council of Ministers of the Zambezi River Authority to mobilise resources for the rehabilitation of the Kariba Dam; and
- Engaged cooperating partners and raised a total of US\$294.2 million with US\$114 coming as concessional loans from the World Bank and ADB and US\$161 million coming in as a grant from the European Union, AfDB and the Swedish Government, with the European Union committing US\$100 million. The Financing Agreements were signed in February, 2015.

The Pilot Programme for Climate Resilience (PPRC) Project, 2011 to 2015

- Coordinated establishment of the Secretariat
- Led the Zambian Government Team in discussions with the cooperating partners in the programming and financing of the two project components: 1) The Zambia Strengthening Climate Resilience (Phase II) Project in the Barotse Sub-Basin (US\$36million) administered by the World Bank and the: 2) Strengthening Climate Resilience in the Kafue Sub-Basin (US\$38 million) administered through the African Development Bank
- Superintended over the project implementation in the Zambezi and Kafue sub-basins

Zambia's Sovereign Rating and Bond Issue, 2011 to 2014

- Led a technical team that engaged with two international rating agencies – Fitch, Standard and Poors, for Zambia's first credit rating
- Led a technical team that was responsible for preparing and eventually going to the international capital market for Zambia's first Eurobond in April, 2012 and also second Eurobond in September, 2014 where US\$750 million and US\$1 billion was raised, respectively

1st and 2nd Eurobond Issue, 2011 to 2014

- Coordinated and established relationship with the international financial and legal advisers
- Coordinated the preparation of the due diligence report for use and led the Government team for the road shows for the first and second bond issues for Zambia in the international capital market
- Identified and established relationship with local legal advisers to provide independent legal option to the international legal advisers
- Prepared all necessary documentation, including Cabinet Memoranda to get Government approval for the bond issue
- Led the Government technical team to the issuance of first and second bonds for Zambia on international capital markets

Public Expenditure Management and Financial Accountability Project, 2005 to 2012

- Provided overall direction and leadership for delivery and implementation
- Managed and oversaw the budget in support of the overall financial management responsibilities of the project
- Managed the delivery of the work plan and its outputs through consultants and contractors, including developing terms of reference, participated in procurement, selection and hiring and overseeing their delivery to ensure high quality outputs
- Developed annual work plans that contributed to the delivery of outputs
- Oversaw the delivery and implementation of the work plans and took forward corrective action as necessary
- Coordinated the management of key strategic risks

Introduction of the Medium-Term Expenditure Framework (MTEF), 2002 to 2004

- Participated in the design and monitoring of the implementation plan
- Change management – training and communications for impacted Ministries, Provinces and spending agencies
- Drafted the MTEF manual to ensure sustainability of the new processes

Introduction of Risk Management Framework in the Public Sector in Zambia, 2012 to 2015

- Chairperson of the Technical Committee on the introduction of risk management in the public sector
- Delegation leader of study tour to South Africa and Canada to learn how they designed, developed and implemented the risk management where information exchange included session with the Parliamentary Public Accounts Committee as well as staff of the National Assembly of South Africa

SPECIFIC COUNTRY EXPERIENCE

COUNTRY	DATE FROM	DATE TO
Zambia	1999	2021
South Sudan	2021	2021
Sudan	2017	2018

10/2019 to 10/2019 : Non Key Expert

Duties

- Analysing the 2020 Budget Estimates with respect to the education sector.
- Establishing the necessary linkages between the Seventh National Development Plan; Vision 2030 and the 2020 Budget with respect to the education sector.
- Providing technical support to the Expanded Budget Committee, including preparing an analytical brief to inform their decisions.
- Analysing witness reports and debriefing the Parliamentary Budget Committee before the respective witnesses appear before the Committee.
- Assisting them prepare their Committee report for presentation to Parliament.

Assess the Current off Grid Solar Fiscal Environment in Zambia

08/2020 to 03/2021 : Senior National Expert (SNE/ Tetra Tech International Development

Duties

- Developing a Programme, including tools, to assess the fiscal incentive (status and impact assessments).
- Updating the current legislation (Statutory Instruments 32 – the Custom and Excise Act, and 33 – the Value – Added Tax Act) that provides fiscal incentives for the Off Grid Solar market in Zambia.
- Developing a Solar Customs Handbook focusing on clarifying the tax and duty exemption for a range of Stand-Alone Solar systems being sold in Zambia.

Accelerating the Sustainable Control and Elimination of Neglected Tropical Diseases (ASCEND)

10/2020 to 03/2022 (on going) : Non-Key Expert/ Crown Agents

Duties

- Supporting the Neglected Tropical Diseases (NTD) Unit and the Financial and Planning Departments in the Ministry of Health as a Public Finance Management NTD Budget Adviser.
- Providing PFM budget advisory services to the ASCEND project.
- Preparing training materials and training of NTD staff in Output Based Budgeting (OBB), Value for Money (VFM) and Transparency.

Undertaking Fiduciary Risk Assessment for FCDO (Former DFID)

08/2017 to 05/2019 : Non-Key Expert

Duties

- Conducting a Fiduciary Risk Assessment of the Zambian Public Financial Management system and Annual Statement of Progress for the education and Social Cash Transfer for DFID (FCDO).
- Providing Fiduciary Risk and Financial Management support for the Government of the Republic of Zambia's education and Social Cash Transfer programmes.
- Under education, providing technical assistance to the Ministry of Education on Budget Analysis for projects supported by CPs in the education sector, including reconciliation of project accounts

at BOZ and commercial banks as well as uploading the donor funded project data into the IFMIS to ensure project expenditures from the donor accounts are included in the financial statements.

- Under the Social Cash Transfer programme, providing support to the Ministry of Community Development and Social Services in the tracing and reconciliation of the donor funds alleged to have been misapplied as well as supporting them to design reporting forms that fully capture the required information for reporting.

Supporting CSOs on Budget Analysis

06/2018 to 12/2020 : Key Expert/Oxfam

Duties

- Preparing solutions paper arising from identified gaps, challenges and opportunities in the 2019 and 2020 national budgets.
- Preparing and making presentations at post budget discussion forums with Civil Society Organisations (CSOs) and Academic/think tanks.
- Participating and making presentations at CSO organised workshops to support them in making budget proposals to the Ministry of Finance.
- Training Members of Parliament from selected Parliamentary Committees in Budget Analysis.
- Panelist on their radio and TV programmes to explain Zambia's economy, challenges and opportunities.
- Supporting other CSOs, including Action Aid Zambia, ZCTU and CUTS in Budget Analysis and impact on service delivery.

Review of Country Systems to Support the Use of Programme for Results (PFORR) World Bank

03/2019 to 06/2019 : Non-Key Expert/World Bank

Duties

- Reviewing and documenting the institutional mapping of core public financial management and accountability functions at national level and its relation with sector line ministries. This review covered the horizontal and vertical relations, incentives for coordination and collaboration as well as political economy aspects that influence core fiduciary functions directly relevant for programme implementation.
- Reviewing the operation of public expenditure management systems, including systems related to planning and budget preparation, and budget execution with the main purpose of identifying the technical and non-technical aspects that would affect the performance of the systems.

Regional Exchange Workshop on Taxation in the Mining Sector

11/2019 to 12/2019 : Facilitator (Key Expert)/ World Bank

Duties

- Facilitating a regional exchange workshop on taxation in the mining sector in general as well as practical audit experiences to improve audit performance.
- Identifying best practices which could serve as regional role models as well as (common) challenges.
- Providing a network opportunity for the stakeholders in order to create networks which might increase cooperation in the day-to-day-to-work of the participants.

Facilitation of the Joint Planning Workshop on the Trade Facilitation Project at Kasumbalesa on the Zambia/Dr Congo Border

05/2018 to 2018 : Moderator (Non-Key Expert)/ GIZ

Duties

- Facilitating a joint planning workshop whose objective was to elaborate the plan of activities to be conducted under the Trade Facilitation project at the Kasumbalesa Border between the Republic of Zambia and the Democratic Republic of Congo specifically to:
 - o Identify the main trade facilitation challenges at Kasumbalesa.
 - o Discuss the priorities and strategies related to Kasumbalesa.
 - o Jointly identify the project milestone.
 - o jointly plan the operations for 2018 both on the national as well as bilateral level.

Design Thinking Workshop on the Enhancement of Tax Collection by Zambia Revenue Authority (ZRA)

11/2015 to 12/2015 : Resource Person (Non-Key Expert)

Duties

- Assistance in the preparation and also to be a resource person at the Design Thinking Workshop on the enhancement of tax collection by ZRA.
- Developing a concept note providing information to the “Design Thinkers” on the major practical problem for SMEs to pay taxes and for ZRA to collect revenues from SMEs.
- Conducting interviews with at least six (6) SMEs and three (3) chartered accountants to document steps for SMEs to pay taxes and for ZRA to collect the taxes from SMEs.

Evaluation of the Good Financial Governance (GFG) Project (2016-2018)

05/2015 to 07/2015 : Non-Key Expert/ World Bank

Duties

- Reviewing and making recommendations on the Results Matrix, which was prepared by the Consultant to make sure that the recommendation outputs are deliverable within the programme period with targeted interventions to achieve the results.
- Presiding and guiding the final meeting with the consultants, GIZ staff and Ministry of Finance officials.

Supporting the Government of the Republic of Zambia’s Financial Management Reform Programme Mid-Term Review

05/2016 to 06/2016 : Non-Key Expert/ World Bank

Duties

- Providing technical support to DFID’s support to the Government of the Republic of Zambia’s PFMRP review and working with the world Bank’s Mid-Term Review Mission team that visited the programme in May 2016. Specifically, was responsible for:
 - o Preparing a timeline of PFM reform in Zambia over the last fifteen (15) years.

- Assessing the politics around IFMIS and the (lack of) Budget Credibility.
- Assessing how officials both in central agencies and in selected line ministries view reforms on IFMIS, TSA, Budgeting, Procurement and Internal Audit.
- Contributing to the World Bank Aide Memoir, including the development of a risk matrix for the project.
- Preparing the DFID Mid-term Review of the PFMRP using DFID standard template.
- Preparing a 10-page report on the assignment covering areas of particular interests to DFID.

Supporting the Government of the Republic of Zambia's Financial Management Reform Programme (PFMRP)

10/2015 to 11/2015 : PFM Expert (Non-Key Expert)/ World Bank

Duties

Providing technical support to DFID's support to the Government of the Republic of Zambia's PFMRP review and working with the World Bank's support mission team that visited the programme in 2015. Specifically for:

- Reviewing and analysing documents and reports available from the PFMRP as well as other relevant data sources.
- Reviewing project progress against its objectives (including spend against forecast).
- Reviewing fiduciary issues.
- Contributing to the updates of the GRZ results framework for the PFMRP.
- Contributing to the World Bank Aide Memoir, including the development of a risk matrix for projects.
- Preparing the DFID Annual Review (AR) of the PFMRP using DFID standard AR template.
- Preparing a 10-page report on the assignment covering areas of particular interest to DFID.

COMESA Adjustment Facility/Regional Integration Support Mechanism for the Government of Sudan

10/2017 to 12/2017 : Non-Key Expert/World Bank

Duties

- Consultations with the relevant authorities (Sudanese Ministry of Trade which is the Coordinating Ministry for the Government of Sudan and the COMESA Secretariat), the Central Bank of Sudan, the National Assembly of Sudan and the private sector, in the programming.
- Identification and formulation of the project document with supporting documentation (project logical framework, work-plan and budget) in line with the COMESA Adjustment Facility procedures and EDF Procedures.

COMESA IRCC Support Project (IRCCII) Programme Estimate No. 3

05/2015 to 06/2015 : Non-Key Expert/COMESA

Duties

- Supporting COMESA Secretariat and the European Union Delegation to Zambia in the identification of programmes and prioritised interventions to be implemented by the COMESA

Secretariat and/or other stakeholders and which would make a substantive contribution to moving the regional economic integration process forward, which COMESA used in the preparation of the proposal for financial support in the framework of the 11th EDF sub-regional envelope of COMESA.

Support to the Zambia Energy Sector: Increased Access to Electricity and Renewable Energy Production (IAEREP)

04/2018 to 02/2019 : Key Expert (Imprest Administrator)/ EACOM

Duties

- This is an EU project aimed at increasing access to clean, reliable and affordable energy and renewable energy production in Zambia. As imprest administrator, I drafted the Multi-annual Programme Estimate for the enhancement of both government and private sector capacities for development of gender inclusive renewable energy and energy efficiency projects.

Support to the National Assembly of Zambia

10/2016 to 11/2016 : Non-Key Expert

Duties

- Providing technical assistance to the Interim Parliamentary Budget Office (IPBO) to review the 2017-2019 Medium-Term Expenditure Framework and Budget Policies for the 2017 Budget (Green Paper). Specific tasks include:
 - o Drafting work plan for the intervention prior to the commencement of the work.
 - o Preparing for and facilitating the kick-off meeting with IPBO staff, the Project Supervisor and the Project Support Team.
 - o Conducting a series of short training sessions on the different topics covered in the Green Paper.
 - o Facilitating the review of the 2017 Budget Estimates (the Yellow Book).
 - o Facilitating the validation of the policy brief in a workshop held at the National Assembly with participation of IPBO and other relevant staff.

Support to the National Assembly of Zambia

04/2016 to 06/2016 : Non-Key Expert/ Parliamentary Centre

Duties

- Providing technical assistance in the drafting of the PFM Handbook for the National Assembly of Zambia drafting the following sections of the Handbook:
 - o Fiscal decentralisation and the fiscal relationship between the central government, parliament and sub-national governments.
 - o Legislative and Regulations Framework for Managing Public Finances.
 - o Resource mobilisation and administration.
 - o Checklist for political scrutiny of the Green Paper and Yellow Book.
 - o Budget follow-up, including review of releases against appropriations, expenditure and revenue tracking and value for money auditing.

Support to the National Assembly of Zambia

04/2017 to 06/2016 : Non-Key Expert/ Parliamentary Centre

Duties

- Provided technical assistance in strengthening the ability of the National Assembly of Zambia to perform its role as the apex of the accountability process in public financial management (PFM) and the budget. This involved training Members of Parliament (MPs) in selected areas of PFM of particular relevance for Parliament's budget scrutiny and implementation oversight role.

Support to the National Assembly of Zambia

09/2017 to 10/2017 : Non-Key Expert/ Ecorys UK Limited

Duties

- Providing technical assistance to the Interim Parliamentary Budget Office (IPBO) to enhance their technical capacity in
 - o Macroeconomic analysis and forecasting
 - o Revenue and expenditure analysis and forecasting
 - o Analysing the various chapters in the Green Paper 2018-20 and 2018 budget estimates
 - o Establishing the necessary linkages to the 7th National Development Plan
- Providing quality assurance and technical assistance to the structuring and drafting of the policy brief presented to the Expanded Budget Committee.

Policy Support and Advisory Services

06/2018 to 12/2020 : Financial Inclusion Expert/ Financial Sector Deepening Zambia

Duties

- Developing National Financial Inclusion Strategies (NFIS) Policy requirement and updating the Financial Inclusion Policy Market Brief.
- Advising and working with SFD Zambia to identify gaps in the funding and potential unexpected requirements.
- Undertaking Digital Readiness Assessment and facilitating a working relationship between FSD Zambia and GRZ through Smart Zambia Institute (SZI).
- Providing technical support to FSD Zambia and Government team on the INRIS biometric Identity project
- Coordinating and supporting the review of the implementation of the Weather Index Insurance Programme.
- Providing technical assistance to the government team working with FAD Zambia on sourcing financing for the INRIS project.
- Preparing a discussion paper on the macroeconomic impact of COVID-19 on the Zambian economy.

Developing the Financial Inclusion Policy Plan

01/2017 to 06/2017 : Financial Inclusion Expert

Duties

- Developing a financial inclusion policy plan.
- Preparing a financial inclusion policy market brief.

Budget Analysis Study Regarding the Changes in Induced Outputs and Outcomes of Budget Support as a Result of Ending Budget Support

05/2016 to 08/2016 : Consultant/ German Development Institute for Evaluation (DEVal)

Duties

- Budget analysis study regarding the changes in induced outputs and outcomes of Budget Support as a result of CPs ending Budget Support. This entailed:
- Reviewing, analysing and making comparison data for the period when general budget support was disbursed (2005 to 2014) and after the disbursements were terminated, specifically relating to public management, budget allocation, financial accountability, and service delivery.

ZACL Strategic Plan 2017-2021

06/2016 to 06/2016 : Key Expert/ Zambia Airports Corporation Limited (ZACL)

Duties

- Facilitating the review of the corporation's performance during the previous plan period (2012-2016). This included proposing the structure strategy review and chairing the review meetings, which comprised the Board and Management of ZACL.
- Developing the structure for the 2017 – 2021 strategic plan.
- Capacity building to the ZACL team in strategic planning.
- Facilitating the preparation and presentation of the 2017-2021 strategic plan to the Board.

Power Africa Initiative

02/2016 to 06/2017 : Transaction Adviser (Key-Expert) USAID Zambia

Duties

- Identifying, assessing and prioritising selected contemplated independent Power Producers (IPP) energy projects and carrying out preliminary due diligence on best-bet opportunities to accelerate transactions, including indentifying available funding sources and potentials for USG assistance.
- Providing in-depth analysis of power sector challenges and opportunities, including the key components of an enabling environment for private power sector investment.
- Assisting in accelerating financial close-out for priority transactions by providing independent advice to USG, GRZ and private sector stakeholders
- Maintaining close relationships with important private sector and government actors, including project developers, regulatory bodies, commercial banks, investment funds, pension funds and other donors.
- Convening meetings of key high-level stakeholders in order to facilitate closure or transactions as needed.

Donor Mapping Exercise of Funding Organisations that Could Support Small Holder Forest and Farm Producer Organisations

11/2015 to 12/2015 : Key- Expert/ Food and Agriculture Organisation

Duties

- Identifying donors interested in supporting cooperation and producer organisations, in the agriculture, and environment and forestry sectors.
- Compiling the donors' funding allocations to cooperatives and producer organisations in the agricultural and environment and forestry sectors.
- Mapping the geographical coverage of the donors and what activities are being currently funded in support of cooperatives and producer organisations.

Controlling Officer/Chief Executive Officer

07/2012 to 03/2015 : Permanent Secretary/ Ministry of Finance

- Answerable to Parliamentary Committee on Public Accounts.
- Responsible for effective management of financial resources and coordinating the production of Estimates of Expenditure for the ministry.
- Establishing priorities among conflicting claims on the resources.
- Responsible for running the ministry on a day-to-day basis. Also responsible for the effective management of human resource for the ministry.
- Providing support and advice to the Minister on policy formulation and direction, sectoral strategic and business plan development.
- Responsible for negotiating and managing implementation of economic programmes with development partners.
- Coordinating and advising the various institutions of Government to ensure attainment of economic targets and reform milestones.

National Authorising Office of the European Development Fund (EDF)

02/2011 to 03/2015 : Deputy National Authorising Officer/ Ministry of Finance

Duties

- Overall direction and leadership for delivery and project implementation.
- Management of key strategic risks.
- Spearheading the preparation of Action Fitches/programme estimates for EU funding in the country.
- Spearheading the programming of the 10th and 11th EDF for Zambia.
- Liasing and coordinating the day-to-day works between the EU delegation in Zambia and the Zambian Government.

Overall Coordination of Economic Management Programmes Including the Following

02/2011 to 07/2012 : Director - Economic Management/ Ministry of Finance

Duties

- Managing the formulation, implementation and review of macroeconomic policies.
- Managing the economic and technical cooperation with all the cooperating partners, including mobilisation of external financial resources and technical assistance.
- Managing the timely development of economic models as well as undertaking macroeconomic forecasting.
- Developing macroeconomic frameworks that guide the formulation of the medium-term expenditure frameworks and the annual budgets.
- Production of economic performance and development cooperation reports.
- Coordinating the periodical monitoring and evaluation of policies and programmes.
- Managing the preparation of departmental work plans as well as the human, financial and other material resources in the economic management department.

National Budget Preparation and Tax Policy Formulation

08/2006 to 02/2011 : Chief Budget Analyst/ Ministry of Finance

Duties

- Providing the official estimates of all Government receipts (domestic revenues and grants from cooperating partners) for the national budget and fiscal policy decisions.
- Establishing policy criteria reflected in the respective tax codes.
- Drafting tax legislation in consultation with the Zambia Revenue Authority and Ministry of Justice.
- Providing economic and legal policy analysis to inform tax policy decisions.
- Drafting non-tax revenue legislation in consultation with non-tax revenue collecting institutions and the Ministry of Justice.
- Providing economic and legal policy analysis to inform tax and non-tax policy decisions.
- Chairing meetings of the Tax Policy Review Committee which is an inter-ministerial committee that reviews and considers tax and non-tax revenue policy proposals and makes recommendations on policy measures to support annual budgets.
- Undertaking in-depth research on advanced and complex tax policy proposals.
- Representing the ministry in international fora relating to; (a) tax policy development and implementation, including negotiating tax treaties; and (b) Trade policy development and implementation, including trade negotiation under the Southern African Development Community (SADC), Common Market for Eastern and Southern Africa (COMESA) and the World Trade Organisation(WTO).

Tax Policy Analysis and Revenue Forecasting

09/2005 to 08/2006 : Principal Budget Analyst/Ministry of Finance

Duties

- Examining impact of various taxes on poverty, economic development and international trade.
- Examining the linkages of tax policy to various sectors of the economy and international trade.
- Revenue forecasting and other related budgetary duties.
- Advising Government on trade policy implications on revenues and the economy as a whole.
- Drafting legislation to domesticate international agreements such as the SADC and COMESA Trade Protocols and the African Growth and Opportunity Act (AGOA).

- Representing the Ministry of Finance on the Zambian Team that negotiated the SADC Finance and Investment Protocol.

Government Revenue Analysis and Forecasting

11/2001 to 09/2005 : Senior Budget Analyst/ Ministry of Finance

Duties

- Monitoring revenue collections (tax and non-tax revenues) and banking.
- Reconciling the banking and preparing revenue performance report, which forms part of the budget performance analysis in the fiscal table (Central Government Domestic Operations).
- Representing the Ministry on the Trade Negotiating Committee that was involved in SADC and COMESA negotiations on Trade Protocols.

Desk Officer for Customs and Excise Matters

07/1999 to 11/2001 : Budget Analyst/Ministry of Finance

Duties

- Monitoring customs and excise duty revenues.
- Representing the Ministry on all COMESA, SADC and Regional Integration Facilitation Forum (RIFF) matters.

REFEREES

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CURRICULUM VITAE

PERSONAL DETAILS

Name : Denny Hamachila Kalyalya, Ph.D. (Econ.)
Date of Birth : 1st August, 1957
Place of Birth : Monze, Zambia
Marital Status : Married to Ada Mwale Kalyalya
Children : Three (3) (two (2) boys and one (1) girl)

EDUCATIONAL AND PROFESSIONAL BACKGROUND

1993 : Ph. D. (Economics), University of Massachusetts/Amherst, USA (UMASS,) on a Fulbright Hays Scholarship.
1989 : MA (Economics), UMASS
1983 : MA (Economics), University of Zambia (UNZA)
1980 : BA (Economics and Business Administration), University of Zambia (UNZA)

Have had professional training in the form of Executive Programs and short courses from various institutions locally, regionally, and internationally.

WORK EXPERIENCE

April 2021 – Present : Independent Co-Chair, IDA20 Replenishment, the World Bank
June 2019 – Present : Non-Executive Director, African Export and Import Bank (Afreximbank) Board

The African Export and Import Bank (or the Bank), established in 1993, is an international multilateral organisation with the primary purpose of financing, promoting, and expanding intra- and extra-African trade. In a nutshell, the Bank is a development financial institution (DFI) set up by African Governments as a response to the global financial and economic crises of the 1980s

As a Board member, I have also served on two Committees of the Board since September 2019. These are the Executive Committee (EXCO) and the Afreximbank African Trade Centre Development Committee (AATCDC).

The EXCO is a statutory Board Committee established under Article 24 of Afreximbank with the authority to commit the Bank with respect to financing, guarantee, and investment proposals. The primary responsibility of the Committee is to ensure that the Bank conducts its business in accordance with the Bank Agreement and Charter and complies with the approved policies and procedures relating to the business transactions.

As for the AATCDC, it is a sub-committee of the Board established pursuant to Article 22 (3) of the Bank Charter. A key function of the Committee is to provide strategic oversight regarding funding and fundraising activities of the Bank and establishment of Afreximbank-Africa Trade Centres.

May 2021 – Present : Member, Afrieximbak Membership Mobilisation Committee on Pan African Payment and Settlement Systems (PAPSS)

January 2021 – Present: Non-Executive Director, Prospero Zambia Limited

Prospero is a Special Purpose Vehicle created by UK DFID in 2015, under the Private Enterprise Programme Zambia Phase 1 (PEPZ1) funded by UK FCDO. Since 2020, Prospero’s primary mandate is to implement the FCDO’s Phase 2 of the Private Enterprise Programme Zambia (PEPZ2), which is expected to run until 2026.

Feb, 2015 to Aug, 2020 : Governor and Chairman of the Board of Directors, Bank of Zambia

The Bank of Zambia is the central bank of the Republic of Zambia and, as such, is the monetary authority of the Republic. The Bank of Zambia also licenses, regulates, and supervises commercial banks and specified non-bank financial institutions. As Governor, I served as the Chief Executive Officer (CEO) of the institution and was Chairman of the Board of Directors. Some of the key functions I performed as CEO were chairing (i) the Monetary Policy Committee, (ii) the Supervisory Policy Committee, (iii) the Executive Management Committee, and (iv) Senior Management Committee. As part of public accountability, I appeared before various Committees of the Zambian Parliament.

April 2015 to August 2020 : Alternate Governor, International Monetary Fund (IMF)

Nov, 2015 to Dec, 2019 : Borrower Representative, 17th Mid-Term Review and 18th Replenishment of the International Development Association (IDA, member of the World Bank Group (WBG)), representing Africa Group 1 Constituency (22 African countries) at the WBG

April, 2015 to Aug, 2020 : Member, Ministerial Petroleum Committee, Republic of Zambia

April, 2015 to August, 2020 : Member, Zambia Revenue Authority (ZRA) Governing Board

April, 2015 to Aug, 2020 : Member, Zambia Public Procurement Authority (ZPPA). This is a Committee of Cabinet Ministers, Attorney General, Secretary to the Cabinet, and Senior Civil Servants.

March, 2017 to June, 2019 : Alternate Director, Afrexim Bank Board

Feb, 2015 to Aug, 2020 : Member of the Board, Macroeconomic and Financial Management Institute for the Eastern and Southern Africa (MEFMI)

Jan, 2019 to Aug, 2020 : Member, Executive Committee, MEFMI

Aug, 2018 to Aug, 2020 : Member, Bureau, Association of African Central Banks,

Aug, 2018 to Aug, 2020 : Alternate Chairperson, Southern Region, Association of African Central Banks

- Nov, 2018 – Aug, 2020 : Member, Financial Stability Institute for the Southern African Region
- 2015 to 2016 : Chairman Afrexim Annual General Meetings
- Nov, 2012 to Oct, 2014 : Executive Director World Bank Group (WBG)
- Nov, 2010 to October 2012 : Alternate Executive Director WBG

The WBG has a membership of one hundred and eighty-eight (188) countries and comprises the International Bank for Reconstruction and Development (IBRD), International Development Association (IDA), International Finance Corporation (IFC), Multilateral Investment Guarantee Agency (MIGA), and the International Centre for the Settlement of Investment Disputes ICSID).

As Executive Director and Alternate Director, I represented Africa Group 1 Constituency comprising twenty-two (22) countries, namely, Botswana, Burundi, Eritrea, Ethiopia, The Gambia, Kenya, Lesotho, Liberia, Malawi, Mozambique, Namibia, Rwanda, Seychelles, Sierra Leone, Somalia (informally), South Sudan, Sudan, Swaziland, Tanzania, Uganda, Zambia, and Zimbabwe. I was a member of the three (3) Board Committees, namely, Committee on Development Effectiveness (CODE), Human Resources Committee, and Ethics Committee and served as Chairman of the latter (2014) as well of that of CODE Sub-Committee (December 2010 - October 2012).

As Executive Director of Africa Group 1, I also performed the functions of Secretariat for the African Caucus, which is an organisation made up of Governors of the International Monetary Fund (IMF) and the World Bank Group (WBG) from all the fifty-four (54) African member countries. In addition, I was elected by fellow African Executive Directors and Alternate Executive Directors as Coordinator for the selection of the Chairperson for the 2015 IMF/WBG Annual Meetings from among the African Governors at these two institutions.

- Nov, 2002 to Oct, 2010 : Served as Deputy Governor – Operations at the Bank of Zambia

Main responsibilities included overseeing mission critical or core functions of the central bank, notably, monetary policy formulation and implementation, licensing, regulation, and supervision of banks and non-bank financial institutions, implementation of the exchange rate policy, overseeing operations of the foreign exchange and Government Securities markets, international reserves management, currency issuance and operations, payment systems development and operations, performance of fiscal agency role, risk management, licensing of banks and non-bank financial institutions, designating payment systems participants and businesses, and financial sector development issues in general. This involved, among other things, overseeing the functions of the following departments in the Bank, Economics, Financial Markets, Bank Supervision, Non-Bank Financial Institutions Supervision, Banking, Currency and Payment Systems, Risk Management, and Regional Office.

I served on various committees of the Bank, including chairing the Liquidations Committee, Government Securities Tender Committee, and the Foreign Exchange and Monetary Operations Committee. Other functions included reviewing and signing-off various official bank documents (e.g. Monetary Policy Statement, Annual Report), press statements and signing-off circulars to commercial banks and non-bank financial institutions under the supervisory ambit of the bank. Also made Management presentations to the Board on the performance of the bank with respect to its mission, i.e. *formulation and implementation of monetary and supervisory policies that will ensure*

price and financial system stability. In addition, on many occasions, I had to serve as Acting Governor when the incumbent was out of office. Also, on occasions when the Deputy Governor for Administration was out of office, I oversaw operations in the support and administration aspects of the Bank.

I represented the Governor and/or the Bank at various important fora, including Cabinet Meetings (on economic issues), the Committee of Central Bank Governors (CCBG) in SADC, the IMF/World Bank Spring and Annual Meetings, IMF Africa Group 1 Constituency Meetings, and the GRZ Ministerial Petroleum Committee.

I served as Chairperson of seminars involving Members of Parliament and the Media, Chairperson, Zambia Electronic Clearing House Limited (ZECHL), Chairperson, National Payments System Committee, Vice Chairperson, Financial Sector Development Plan Steering Committee, Chairperson, Financial Sector Development Plan Implementation Committee, Member, Agricultural Sector Development Project Steering Committee, Ministry of Agriculture and Cooperatives, and Member, Zambia Consolidated Copper Mines – Investment Holdings (ZCCM-IH) Board.

2003 to 2010 : Served as Chairperson of the National Payment Systems Committee. The work of the Committee, which was established by the Bank of Zambia, in collaboration with other key stakeholders, included spearheading the reform of the payment systems in the country. Among other developments, this culminated into the enactment of the National Payment Systems Act in 2007.

2004 to 2010 : Was Vice Chairperson for the Financial Sector Development Plan Steering Committee

In 2002-2003 the International Monetary Fund and the World Bank jointly carried out Financial Sector Assessment Program (FSAP) for Zambia. A major agreement the Government of the Republic of Zambia secured for having the FSAP undertaken was that it should not just end at identifying the weaknesses and challenges of the financial sector in Zambia. Rather, this was to be accompanied by the formulation and implementation of a plan to address them. Accordingly, in 2004 the Government launched a five year Financial Sector Development Plan (FSDP), with the Bank of Zambia serving as the Secretariat. In my capacity as the Deputy Governor for Operations I was appointed as the Head of the Secretariat and Chairperson of the Implementation Committee. This Committee coordinated the various multi-sectoral working groups that were created to implement the FSDP. It was in this context that I was also appointed the Vice- Chairperson of the Steering Committee.

2003 to 2010 : Served as Chairperson of the Zambia Electronic Clearing House Limited (ZECHL). ZECHL was established as a joint venture by the Bank of Zambia (50%) and member commercial banks (50% as a group) with the primary purpose of providing cheque clearing services in Zambia. ZECHL also spearheaded the establishment of a Financial Switch for domestic (local currency) transactions.

2006 to 2009 : Served as a Member and Vice-Chairperson of the Agricultural Sector Development Project (ADSP) Steering Committee. The Committee, jointly established by the Ministries of Agriculture,

Food and Fisheries and Finance and Economic Development, oversaw implementation of this World Bank funded project.

- 1998 to Nov, 2002 : Served as Director, Economics Department, Bank of Zambia. As Director – Economics served in a number of important GRZ Task Forces, including those pertaining to negotiations on Zambia’s economic programme with the IMF/World Bank, Paris Club Debt Rescheduling, and KCM – Anglo American Pull as well as on National Budget preparations.
- 1997/1998 : Seconded to the IMF as a Special Appointee, Monetary and Exchange Affairs and African Departments.
- 1996 : Joined Bank of Zambia as Adviser – Economics
- 1983 to 1995 : Served as Lecturer (Economics)
- 1994 to 1995 : Assistant Dean (Post Graduate), School of Humanities and Social Sciences
- 1995 : Head, Economics Department, University of Zambia (UNZA).

I have undertaken extensive research on socio-economic issues in Zambia. Published works include, Aid and Development in Southern Africa: Evaluating a Participatory Learning Process, Africa World Press: Trenton, New Jersey, 1988.

I served on various Government committees, including, those relating to the IMF, World Bank, and Paris Club negotiations, Donors Consultative Group Meetings, and ESAF/PRGF monitoring.

SOME KEY PERSONAL ATTRIBUTES

- Passionate about development.
- Compassionate and strong believer in equity and not only in do no harm, but also in do good
- Integrity.
- Believer in and strong supporter of good governance.
- Good listener and fast learner.
- Good leadership, interpersonal, and communication skills.
- Strong analytical skills.
- Hard worker, with capacity to work under pressure.
- Results oriented.
- Good team leader and player.
- Long and deep experience in a range of areas, especially in public service, at national, regional, and international levels.