



# Nassuuna & Company Advocates

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*Company Profile*

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## COMMITTED TO EXCELLENCE

*If a man is called to be a street sweeper, he should sweep streets even as a Michaelangelo painted, or Beethoven composed music or Shakespeare wrote poetry. He should sweep streets so well that all the hosts of heaven and earth will pause to say, 'Here lived a great street sweeper who did his job well.' ~*

*Martin Luther King Jr.*



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## ABOUT US

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Nassuuna & Company Advocates is a Ugandan corporate law firm with its offices in Kampala city, Plot 4, Jinja Road, Social Security House, 3rd Floor, Northern Wing.

The Firm was founded in January 2012 and covers a broad range of practice areas including banking and finance, corporate insolvency and restructuring, corporate litigation, trademarks litigation, real estate, employment, tax and trade.

We have established a strong reputation coupled with professional excellence and the highest standard of ethics. We are practical and Client-service oriented with the commitment to learn our Clients' businesses and industry. We strive to find ways to support our Clients' business objectives to improve results and create more value from the work we undertake. We provide our services with the highest level of personal attention to detail promptness.

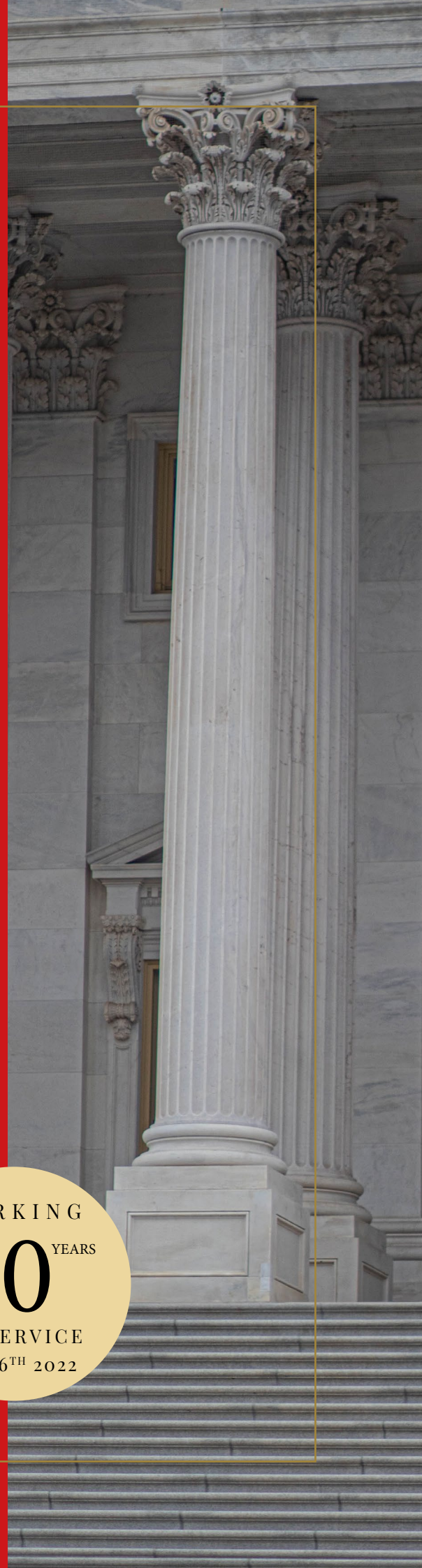
Our Clients include small, medium and large enterprises.

MARKING

10<sup>YEARS</sup>

OF SERVICE

FEB 6<sup>TH</sup> 2022





## OUR VISION

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Our vision is to provide our clients with skilled legal advice in a timely and efficient manner. We strive to handle each matter with accountability and responsiveness, as if we were representing ourselves. We focus our attention on the legal aspects of our client's business so that our clients can focus their attention on the success of their business. Our vision reflects our values; integrity, service, excellence and teamwork.

## OUR MISSION

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Our Lawyers strive for law practice excellence, by consistently delivering highly skilled, ethical and committed Legal representation to our clients.

Our young and passionate team works together with shared values for greater standards of service and continuous assistance to our clients.

With our experience and in-depth knowledge of the market we are able to address all of our clients' needs, assisting corporations and individuals at a local or international level on legal issues involving them.

We stand up for our clients' causes endeavoring for the best results day by day.

# OUR VALUES

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1

**Integrity** - we lead by example in all we do. We set the highest goals of honesty and ethics.

2

**Service** - our work is handled timely and efficiently.

3

**Excellence** - our work reflects our best efforts, never less.

4

**Team work** - you are our client. We know that to achieve your business goals, we need to operate as a team. The best results are achieved through collaboration.



## OUR SERVICES

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**Bank Security Documentation and Perfection**



**Recoveries**



**Due Diligence, Review and Audit of Securities**



**Transaction Advisory**



**Litigation**

## 1. Bank Security Documentation and Perfection

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We possess the requisite skills and experience required for the preparation and drafting of all kinds of security documents, namely; mortgage deeds, debentures, guarantees (individual and corporate), security sharing instruments, charges over shares, trust receipts and pledges among others.

We ensure a high level of skill and care is employed in the preparation and execution of security documents to ensure their effectiveness. This is coupled with our firm understanding of the up-to-date law and practice relating to relating to creation of charges and securities by all legal persons in law.

We also undertake to fully appreciate the nature of the transaction your institution is involved and based on this, appropriately advise you on the preparation of the requisite documents whilst advising on enforceability, risk and compliance with the appropriate legal and regulatory framework. We further ensure that your commercial considerations are taken into account in the course of our advice.

**We are currently extending external legal counsel services to various clients including:**

<i>Centenary Bank</i>	<i>Finca Uganda Limited (MDI)</i>
<i>Finance Trust Bank Limited,</i>	<i>Eco Bank</i>
<i>Post Bank Uganda,</i>	<i>EFC</i>
<i>Tropical Bank,</i>	<i>Karibu Microfinance Ltd</i>
<i>Cairo Bank</i>	<i>KCW SACCO</i>
<i>Top Finance Bank</i>	<i>Rainyday Financial Services</i>

**The function of the Firm as external Legal Counsel is as follows:**

- ✓ *Drafting reviewing and negotiating contractual documentation in the best interest of the Bank;*
- ✓ *Advising on and drafting of legal, and general policies and procedures;*
- ✓ *Advising and assisting on company law matters, corporate governance matters and company secretarial matters for the Bank as and when required;*
- ✓ *Undertaking research work as necessary for the Bank;*
- ✓ *Advising on legal action to be taken in case of defaulting clients and representing the Bank as instructed;*
- ✓ *Preparing and reviewing of facility/loan documentation;*
- ✓ *Assisting the Head of Legal in the day to day legal issues as and when required;*
- ✓ *Attending meetings as and when the need arises;*

## 2. Recoveries

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We possess vast experience, knowledge and skill in the realization of securities and debt recoveries. In handling recoveries, we undertake a study of the securities to determine their enforceability and thereafter proceed to determine the best mode of recovery whilst also dialoguing with the borrower so as to ensure a non-antagonistic recovery process which bears in mind the reputational risk of your Institution among others.

In our debt recovery function, we endeavour to have a peaceful debt recovery process that bears in mind the reputational and commercial risks that may arise from the process hence an out of court approach is always first with recourse to court coming as last resort and especially where the relationship of the borrower with your institution is irretrievably broken.

In instances where receivership becomes necessary, we handle distress borrowers and manage their affairs to ensure that the lender recovers their money. A cost benefit and recoverability analysis is first carried out and based on the findings, the appropriate mode of procedure is determined.

## 3. Due Diligence, Review and Audit of Securities

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We carry out due diligence searches at the Companies, Lands and Court Registries to advise your Institution of any pending actions that may affect the position of the borrower company vis-à-vis ability to continue business, Directors of a company, authority to borrow, prior charges created by the borrower keeping in view that the register of charges is not wholly reliable as some securities such as Charge Pledges are not registrable among others.

We can also investigate and carry out audits of your Institutions' securities and advise on the validity of their creation and enforceability.

Under this, we ordinarily study the available documentation on file from the identification of the Borrower, loan application process and documentation which include but are not limited to the memorandum and articles of association, loan agreements, mortgage deeds, borrower address, guarantors, title deeds, lease terms of title where applicable, execution of deeds among others.

We further search the appropriate registries to ensure that your institutions' securities are registered and are correctly described and entered on the register.

This is concluded with a final report detailing our findings and recommendations.



## **4. Transaction Advisory**

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We understand deal structuring with a full appreciation of risk and its allocation, latest legal reasoning and contracting and offer advice across a range of areas that lenders will be faced with in the projects they are financing including; regulatory approvals and licensing, real estate acquisition, development and financing where we always have the lenders concerns at the forefront of our advice.

We have the necessary skill and experience to handle and advise on several aspects of corporate, trade, infrastructure and structured financing issues among others.

## **3. Due Diligence, Review and Audit of Securities**

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It is expected that any Financial Institution that has been the practice is sued when enforcement commences. Our litigation team working with the corporate, commercial and banking and securities teams possesses the skill, experience and knowledge of the workings of the court systems that are come in necessary in defending your Institution in such actions be it on wrongful realization of security, lack of spousal consent, unenforceability of securities, punitive and illegal interest among others.

Besides actions related to lender borrower transactions, are actions arising from the Institution's relationship with its customers such as errors in the management of company accounts among others. We are able to advise on the resolution of such disputes as we have a good mastery of banking law and litigation.

# **BILLING AND PROFESSIONAL FEES:**

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Our fees and billing system is flexible and transparently regulated by the Advocates (Remuneration and Taxation of Costs) Rules. Where permissible by the said rules, we negotiate and agree with the client on the formulation of a fees structure.

It is customary for a different fee arrangement to be agreed upon. For example, it is sometimes appropriate to have a block task fee for a large project. We are open to suggestion of alternative fee arrangements you may propose before commencing on your assignments.

The Common Billing Methods applied by the firm are;

1. *Time Billing*
2. *Monthly Retainers*
3. *Annual Retainers*
4. *Billing on a case by case basis*

## **1. Billing on Case by Case Basis**

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We negotiate and agree upon a sliding scale of the percentage of the value of the subject matter of the transaction. As the value of the subject matter increases, invariably the percentage decreases. Our firm's scale ranges from 5%-15% of the value of the subject matter. In cases where the value cannot be ascertained, a fee is negotiated between the firm and the client.

Our professional fees are generally negotiable depending on the kind of work that is assigned to us from time to time.

## **2. Reports and Reviews;**

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The Firm provides to your Institution comprehensive monthly status updates showing the progress made in each security registration handled. The report shall contain details of steps taken by counsel, the challenges met and or / envisaged, the course of action proposed for meeting those challenges, and opinions of the counsel on legal issues arising in the registration process.

# OUR TEAM

Our Lawyers strive for law practice excellence, by consistently delivering highly skilled, ethical and committed Legal representation to our clients. Our young and passionate team works together with shared values for greater standards of service and continuous assistance to our clients.



**NASSUUNA IRENE REBECCA**

Founder/Team Leader



**NAKAYENGA MARION**

Advocate



**JOSEPH WANDABWA**

Advocate



**NDAWULA JOSEPH**

Advocate



**DOREEN BWIIZA**

Advocate



**PHIONA KISAAKYE**

Associate



**JORAM SEGUYA**

Manager Operations



**ISAAC BYAMUGISHA**

Manager Finance



**ISAAC RICHARD KIWEewa**

Relationship Manager



**KYAKWERA WINNIE**

Relationship Manager



**NAGABA SHEMEKAR**

Relationship Manager



**NAKAMYIA RASHIDA**

Relationship Manager



**KIJJAMBU RONALD**

Transport officer



**NANYUNJA MIRIAM**

Relationship officer



## OUR COMMITMENT

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We focus our attention on the legal aspects of our client's business so that our clients can focus their attention on the success of their business. Our vision reflects our values; integrity, service, excellence and teamwork.





## Nassuuna & Company Advocates

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### GET IN TOUCH

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