



# Kaluwe Libeleki

**Associate | ALN Zambia | Musa Dudhia & Co.**

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## Background

Kaluwe is an Associate at ALN Zambia | Musa Dudhia & Co., with extensive experience across multiple practice areas.

She has advised clients on technology, media and telecommunications, employment, banking and finance, competition, and conveyancing matters. Kaluwe regularly handles high-value and complex banking and finance transactions and has gained substantial experience assisting local and international clients with due diligence and corporate, employment, and regulatory matters.

Beyond her legal practice, Kaluwe is active in business development and social impact initiatives. She has participated in value-added trainings on data protection in Zambia and taken a leading role in pro-bono legal clinics, including the Standard Chartered Women in Technology Incubation Program, supporting various start-ups in Zambia.

She holds a Bachelor of Laws (LL.B) from University of Zambia and is a member of the Law Association of Zambia.

## Professional Membership

- Member – Law Association of Zambia

## Professional Qualifications

2022: Zambia Institute of Advanced Legal Education, Legal Practitioners' Qualifying Examination Certificate (LPQE), Zambia.

2018: University of Zambia, Bachelor of Laws (LLB), Zambia.

## Career Summary

2023-Date: Associate, Musa Dudhia & Co.

2019 – 2022: Learner Legal Practitioner, Musa Dudhia and Company

## Top Matters

### Banking & Finance

- Acting for BNP Paribas, a French multinational universal bank and financial services holding company headquartered in Paris, in its capacity as Security Agent, and a syndicate of international lenders including Goldman Sachs in connection with a syndicated refinance transaction aggregating circa USD 3.1 billion to First Quantum Minerals, a leading Canadian multinational conglomerate with extensive operations in Zambia.
- Acting for BNP Paribas and a syndicate of lenders, including Goldman Sachs, in connection with a senior secured second lien notes offering totaling USD 1.6 billion by First Quantum Minerals Limited, a leading Canadian multinational conglomerate with extensive operations in Zambia.

### Energy & Mining

- Acting for Yellow River, which is part of the Sinohydro Group of Companies, as local counsel to Pinsent Masons, in connection with an Engineering, Procurement, and Construction mining project worth USD 46 million that Yellow River undertook in Zambia.
- Acting in the separation of MTN's fintech business from MTN Zambia to create a self-sufficient and competitive separate holding company to present an attractive investment opportunity for external investors in a 2-phase approach, including advising on the first phase which involved a managed separation to create a self-sufficient fintech company and a second phase which involved the transfer of interests held by the MTN operating company in the fintech company to the Group fintech company, a holding company incorporated in the Netherlands subject to any minorities' shareholding, regulatory requirements, localisation, listings and other relevant requirements.
- Advising Rio Tinto London in connection with the proposed acquisition of shareholder stakes in Zambia's leading mining companies.

### Telecommunications, Media and Technology

- Advising IHS in connection with the amalgamation of Zambian Towers Limited into IHS, including procuring no-objections from ZICTA and drafting the sale of assets as a going concern.

### Data Protection

- Advising a client in connection with data protection and employment considerations in relation to the installation of telematics devices and dashboard cameras on company vehicles, hence addressing the admissibility of recorded data in local legal proceedings.
- Advising Entain, a gaming and entertainment company, in connection with Zambia's data protection and cyber security regulatory regime affecting their proposed provision of online sports betting services in Zambia.
- Advising Mitsui & Co., a trading company that is one of the largest conglomerates in Japan and part of the Mitsui Group, in connection with the application of Zambia's data protection laws on the client's proposed operations, which involves the processing of the personal information of Zambian-based farmers.
- Advising Xiaomi, a global consumer electronics company, in connection with their obligations under Zambia's data protection and cyber security laws and regulations, including conducting a gap analysis of Zambia's data protection laws compared to the European Union's General Data Protection Regulations.
- Advising Caterpillar, an American construction, mining and other engineering equipment manufacturer, in

- connection with its proposed implementation of a technology offering dealer-to-customer communication by undertaking a review the mode of operation of the client's technology, assessing the data privacy implications from a Zambian law perspective, and advising the client on its obligations accordingly.
- Advising a Tokyo based company that sells and exports secondhand cars from Japan to individual customers in several jurisdictions, in connection with a security breach affecting personal data of their customers residing in several jurisdictions, including Zambia.

### **Private Equity**

- Acting for the Carlyle Group, a private equity fund, in connection with the disposal of its equity stake in CMC Investments, a Mauritian incorporated entity, to a third-party purchaser.