

PUBLICATIONS CATALOGUE



SEPTEMBER 2025

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Kabarak University Press is the academic publisher of Kabarak University.

Kabarak University Press
Private Bag 20157
Kabarak.



+254 020 333 666



editor.kup@kabarak.ac.ke
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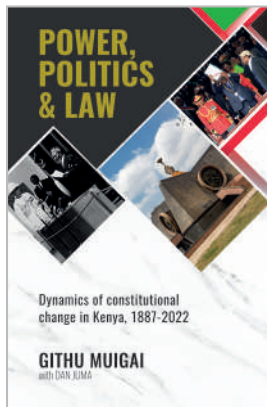




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BOOKS



RRP: KES 3,000

POWER, POLITICS AND LAW: DYNAMICS OF CONSTITUTIONAL CHANGE IN KENYA, 1897-2022

Githu Muigai, with Dan Juma

The literature on constitutional development in Africa has increased markedly in quantity, yet an interrogation of the forces that drive these changes has not been sufficiently made. What explains this neglect despite the outburst of constitutional reforms? This book analyses how constitutional outcomes in post-colonial Kenya originate from everyday political struggles. The objective is not to emphasise the primacy of politics but to illuminate simultaneously the societal-based forms of power and the constraints these exert on constitutional politics. By retelling historical chains of events, from the establishment of company government in Kenya in 1897 to the most recent attempts at constitutional change in 2022, this book demonstrates that though powerholders hardly yield to social demand for constitutional reordering, social pressures have asserted their deterministic influence on constitutional change processes.

CATALOGUE DETAILS

Title (softcover): Power, politics and law: Dynamics of constitutional change in Kenya, 1897-2022

Publisher: Kabarak University Press (2022)

Language: English

Dimensions: 160 mm × 250 mm

Pages: 384

ISBN: 978-9914-9964-0-1



RRP: Open access

<https://kabarak.ac.ke/di-kenya>

DECENTRALISATION AND INCLUSION IN KENYA: FROM PRECOLONIAL TIMES TO THE FIRST DECADE OF DEVOLUTION

J Osogo Ambani and Caroline Kioko (eds)

This comprehensive book presents the findings of a year-long study conducted by Kabarak University Law School and Heinrich Boll Stiftung, Nairobi Office, examining the impact of the first decade of devolution on the inclusion of marginalised groups in Kenyan governance structures. Exploring the interplay between decentralisation and inclusion, the volume highlights the historical struggles and shifts in power dynamics. With insights derived from rigorous analysis and scholarly contributions, this edited collection critically evaluates whether devolution has fulfilled its promise of democratisation and inclusion. Essential for scholars, policymakers, and practitioners, this book contributes to the discourse on transformative governance, offering reflections on the challenges and prospects of achieving genuine decentralisation and inclusive governance in Kenya and beyond.

CATALOGUE DETAILS

Title (softcover): Decentralisation and inclusion in Kenya: From precolonial times to the first decade of devolution

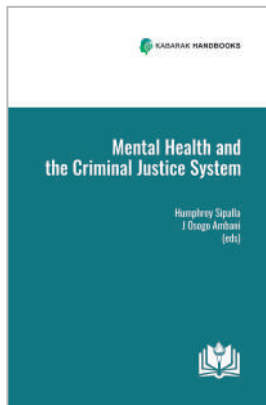
Publisher: Kabarak University Press (2022)

Language: English

Dimensions: 165mm x 250mm

Pages: 356

ISBN: 978-9914-9964-2-5



RRP: Open access

<https://kabarak.ac.ke/mhcjs>

MENTAL HEALTH AND THE CRIMINAL JUSTICE SYSTEM

J Osogo Ambani and Humphrey Sipalla (eds)

This book offers enlightening insights into the evolution of criminal justice laws concerning persons with intellectual and psychosocial disabilities, commencing with the M’Naghten rules, and examines their impact in the criminal justice system. The authors scrutinise the mechanisms established in the criminal law policy and legal frameworks that relate to mental health rights, as well as the practices, policies, and laws governing the treatment of persons with intellectual and psychosocial disabilities in the criminal justice system from their arrest to sentencing. Further, the book critically analyses emerging jurisprudence by the Kenyan courts and conducts an African comparative jurisprudence from select countries.

CATALOGUE DETAILS

Title (softcover): Mental health and the criminal justice system

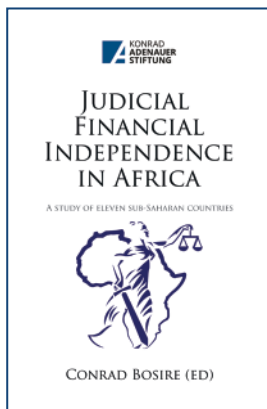
Publisher: Kabarak University Press (2023)

Language: English

Dimensions: 165 mmx 250mm

Pages: 148

ISBN: 978-9914-9964-1-8



RRP: Open access

<https://kabarak.ac.ke/jfia>

JUDICIAL FINANCIAL INDEPENDENCE IN AFRICA: A STUDY OF ELEVEN SUB-SAHARAN COUNTRIES

Conrad Bosire (ed)

Many African countries grapple with a legacy of colonial rule and authoritarian regimes, where the judiciary often remains subservient to the executive. This creates a complex landscape where safeguarding judicial independence is an ongoing struggle. This book explores the critical topic of judicial financial independence, a cornerstone of judicial autonomy and a critical element of a fair legal system.

This publication offers valuable insights on the current state and recent developments of judicial financial independence in eleven African countries. It presents unique comparative data on budget allocations for the judiciary, analysing its concrete impact on institutional and individual decision-making autonomy. Based on this analysis, concrete suggestions aimed at enhancing judicial financial independence are provided. The publication serves as a guide to policymakers, legal practitioners, advocates, and stakeholders committed to a strong and independent judiciary.

CATALOGUE DETAILS

Title (softcover): Judicial financial independence in Africa: A study of eleven sub-Saharan countries (2024)

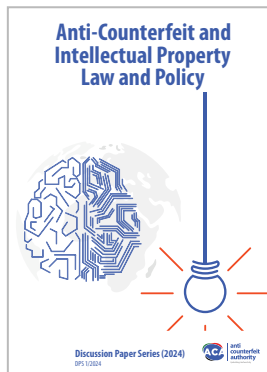
Publisher: Kabarak University Press (2024)

Language: English

Dimensions: 165mm × 250mm

Pages: 408

ISBN: 978-9914-9964-3-2



RRP: Open access

<http://kabarak.ac.ke/acldps>

ANTI-COUNTERFEIT AND INTELLECTUAL PROPERTY LAW AND POLICY – DISCUSSION PAPER SERIES (2024) DPS1/2024

The importance of intellectual property in fostering innovation, creativity and economic growth cannot be overstated. Emerging and disruptive technologies have become increasingly important as these are used, both as tools to infringe, as well as enforce and protect intellectual property.

The Anti-Counterfeit Authority (ACA) a unique law enforcement authority in Kenya, continues to bring together regulators, law enforcement agencies, brand protection experts, intellectual property scholars, brand owners, lawyers, judges, prosecutors and students to share knowledge, insights, exchange experiences, and review merging practices on intellectual property.

The *Discussion Paper Series* is an output of a series of these debates, discussions and expositions hosted by ACA. It is a timely contribution to the intellectual property protection and enforcement discourse and knowledge in the Global South.

CATALOGUE DETAILS

Title (softcover): Anti-counterfeit and intellectual property law and policy - Discussion paper series (2024) – DPS 1/2024

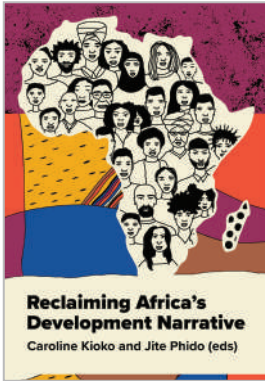
Publisher: Kabarak University Press (2024)

Language: English

Dimensions: 165mm × 250mm

Pages: 122

ISBN: 978-9914-9815-2-0



RRP: Open access

<https://kabarak.ac.ke/radn>

RECLAIMING AFRICA'S DEVELOPMENT NARRATIVE

Caroline Kioko and Jite Phido (eds)

This book is a compilation of essays that discuss the decolonisation of development funding in Africa. The essays in this book explore the link between power asymmetries and the current development funding framework. This book also discusses how the current development funding model affects the self-determination and sovereignty of African countries and how current funding models foster financial dependence. The essays in this book also propose alternatives that position African communities as active participants in the philanthropic process, rather than passive recipients of aid. This book further advocates for the reclaiming of African philanthropy through African philanthropic practices such as *Harambee* and *Osusu*.

CATALOGUE DETAILS

Title (softcover): Reclaiming Africa's development narrative (2024)

Publisher: Kabarak University Press (2025)

Language: English

Dimensions: 148mm × 210mm

Pages: 96

ISBN: 978-9914-9964-5-6



RRP (forthcoming)

THE 10TH AND 11TH ANNUAL CONFERENCES OF THE AFRICAN SOCIETY OF INTERNATIONAL LAW, 2021 AND 2022 RESPECTIVELY

The 10th Annual Conference of the African Society of International Law (AfSIL) was held virtually on 29–30 October 2021 under the theme: *Africa and International Trade Law*. The conference convened leading experts, practitioners, and scholars who discussed Africa's evolving trade landscape. The key topics of discussion included dispute resolution under the African Continental Free Trade Area (AfCFTA) and Africa's international investment agreements, the role of intellectual property and competition law in African trade, and the challenges of regional integration and governance.

The 11th Annual Conference of the AfSIL, on the other hand, was held on 28–29 October 2022 in Cairo, Egypt, under the theme: *Africa and the challenge of climate change*. This conference brought together leading practitioners, academics, and researchers through keynote addresses, roundtables, and panel discussions. The conference covered various topics including African perspectives on climate change, strategies for climate change mitigation and the intersection between climate change, international investment law and human rights. These timely discussions reaffirmed AfSIL's role as a vital platform for advancing African scholarship in international law.

CATALOGUE DETAILS

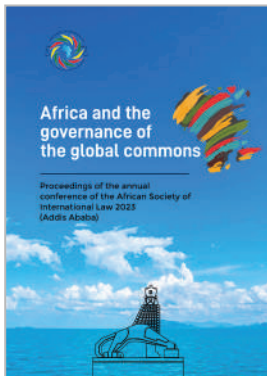
Title (softcover): Proceedings of the 10th and 11th annual conferences of the African Society of International Law, 2022 (Cairo) and 2021 (virtual)

Publisher: Kabarak University Press (2025)

Language: English

Dimensions: 164mm × 250mm

ISBN 978-9914-9964-6-3



RRP (forthcoming)

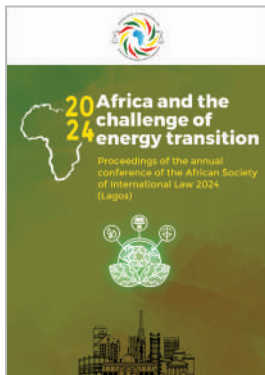
12TH ANNUAL CONFERENCE OF THE AFRICAN SOCIETY OF INTERNATIONAL LAW, 2023

Africa and the governance of the global commons

The 12th Annual Conference of the African Society of International Law (AfSIL) was held from 27–28 October 2023 in Addis Ababa, Ethiopia. The theme of this conference was: *Africa and the governance of the global commons*. This conference, convened at African Union Headquarters and the Hyatt Regency Hotel brought together leading experts, academics and researchers to engage on critical issues of international law and the governance of the global commons. These conference papers present these timely exchanges and reinforce African perspectives on international law.

CATALOGUE DETAILS

Title (softcover): Proceedings of the 12th annual conference of the African Society of International Law, 2023 (Addis Ababa)
Publisher: Kabarak University Press (2025)
Language: English & French
Dimensions: 164mm × 250mm
ISBN 978-9914-9964-7-0



RRP (forthcoming)

13TH ANNUAL CONFERENCE OF THE AFRICAN SOCIETY OF INTERNATIONAL LAW, 2024

Africa and the energy transition

The 13th Annual Conference of the African Society of International Law (AfSIL), held from 1–2 November 2024 in Lagos, Nigeria, addressed the theme: *Africa and the energy transition*. This two-day conference brought together leading practitioners, academics and researchers who examined Africa's unique challenges and opportunities within the energy transition. Through keynote addresses, roundtables, and panel discussions, the conference addressed issues ranging from financing renewable energy projects and managing energy disputes to the role of technology, innovation, and critical minerals in the energy transition. These proceedings capture the insights and debates that marked this timely conference, reaffirming AfSIL's role as a platform for advancing African scholarship and shaping global conversations on international law.

CATALOGUE DETAILS

Title (softcover): Proceedings of the 13th annual conference of the African Society of International Law, 2024 (Lagos)

Publisher: Kabarak University Press (2025)

Language: English

Dimensions: 164mm × 250mm

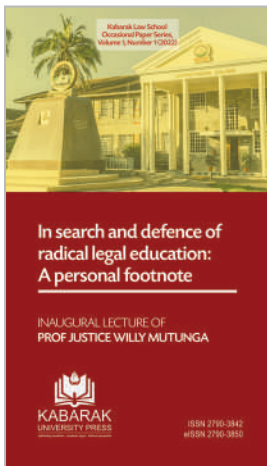
ISBN 978-9914-9964-8-7



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PERIODICALS



RRP: KES 400

IN SEARCH AND DEFENCE OF RADICAL LEGAL EDUCATION: A PERSONAL FOOTNOTE

Willy Mutunga

This is the inaugural issue of the Kabarak Law School Occasional Paper Series, featuring the inaugural lecture by Professor Justice Willy Mutunga. In this publication Professor Mutunga interrogates the intricacies of what he calls a radical legal education, questioning the very foundations of legal education and asserting a clear transformative mission for law teachers, an argument woven in a captivating personal narrative, rooted in his life journey from his childhood village to his tenure as Chief Justice of Kenya and President of the Supreme Court of Kenya. Professor Justice Mutunga masterfully navigates the complex interplay between law, society, and culture, offering profound insights into past events and their enduring implications for the future. With meticulous attention to jurisprudential trends at risk of fading from memory, this compelling discourse revives forgotten knowledge and reignites intellectual debates in the realm of legal education. This is a fitting opener to the Kabarak Law School Occasional Paper Series, which intends at showcasing scholarly production in comprehensive monographic treatments of precise legal inquiries.

CATALOGUE DETAILS

Title (softcover): In search and defence of radical legal education: A personal footnote

Periodical Series: Kabarak Law School Occasional Paper Series

Publisher: Kabarak University Press (2022)

Language: English

Dimensions: 120mm x 210mm

Pages: 72

ISSN: 2790-3842

eISSN: 2790-3850



RRP: KES 2,500

KABARAK LAW REVIEW – VOLUME I (2022)

This is the inaugural volume of *Kabarak Law Review* – an annual, student-run, peer-reviewed academic journal published by Kabarak University Press. Featuring rigorously peer-reviewed articles, the journal aims to enhance research and writing skills for legal practitioners and students. The first volume covers a wide range of topics, including rights of individuals with albinism, political integrity in Kenyan politics, bilateral investment treaties, health rights amidst corruption, interdisciplinary reflections, and structural interdicts in Kenyan constitutional law. Additionally, the journal honours African intellectuals and thinkers, and addresses police accountability, making it a vital platform for intellectual discourse.

CATALOGUE DETAILS

Title (softcover): Kabarak Law Review Volume 1 (2022)

Publisher: Kabarak University Press (2022)

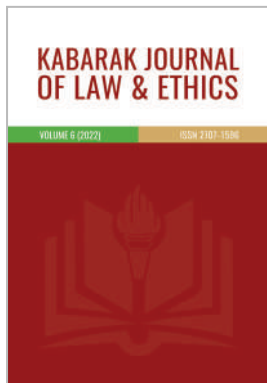
Language: English

Dimensions: 160mm x 230mm

Pages: 248

ISSN: 2790-3869

e-ISSN: 2790-3877



RRP: KES 2,200

KABARAK JOURNAL OF LAW AND ETHICS — VOLUME 6 (2022)

Volume 6 (2022) of the *Kabarak Journal of Law and Ethics* explores the profound impact of law in turbulent times. This issue presents outstanding scholarly submissions. Topics include the transformative power of law, implications of Article 43 and the Mitu-Bell case, the interplay of international law and Kenya's legal framework, housing rights for the landless, the significance of the Mitu-Bell judgment, the clash between transformational law and cultural traditions regarding female genital mutilation, the role of law as an anchor, fair administrative action, fair administration in mega infrastructure projects, and the courts' jurisprudence during the COVID-19 pandemic. This collection offers a deep understanding of law's influence in a changing world.

CATALOGUE DETAILS

Title (softcover): Kabarak Journal of Law and Ethics Volume 6

Publisher: Kabarak University Press (2022)

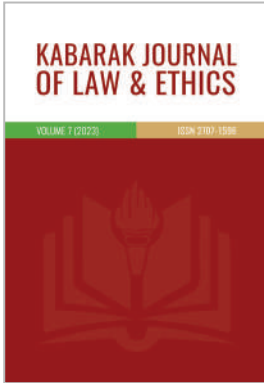
Language: English

Dimensions: 160 mm × 230 mm

Pages: 225

ISSN: 2707-1596

eISSN: 2789-9187



RRP: KES 2,200

KABARAK JOURNAL OF LAW AND ETHICS – VOLUME 7 (2023)

This is the seventh volume of the esteemed *Kabarak Journal of Law & Ethics* (KJLE). This volume offers thought-provoking papers, incisive book reviews, and insightful case discussions, focusing on governance, the rule of law in Africa, and the rights of children. The focal points of this particular issue lie within two compelling themes: Focus on the Children Act, 2022 and Focus on the Education of the African Child. These selected sections delve into the intricate nuances of these topics, shedding light on their profound legal implications and advocating for the preservation of children's rights throughout the vast African continent. With contributions from esteemed legal scholars, practitioners, and academics, this volume showcases groundbreaking academic insights and fosters intellectual discourse.

CATALOGUE DETAILS

Title (softcover): Kabarak Journal of Law and Ethics Volume 7 (2023)

Publisher: Kabarak University Press (2023)

Language: English

Dimensions: 165mm x230 mm

Pages: 140

ISSN: 2707-1596

e-ISSN: 2789-9187



RRP: KES 2,200

AFRICAN JOURNAL OF COMMERCIAL LAW VOLUME 2 (2023)

In this second volume of the *African Journal of Commercial Law* (AJCL), a diverse range of articles explore topics such as trade remedies in African states, the jurisdiction of the East African Court of Justice, the rights of individuals within the Economic Community of West African States (ECOWAS), the impact of Covid-19 containment measures on the right of establishment, decolonising African economies through the African Continental Free Trade Area (AfCFTA), non-tariff barriers in the East African Community (EAC), and insightful case commentaries on significant commercial law cases.

CATALOGUE DETAILS

Title: African Journal of Commercial Law Volume 2 (2023)

Publisher: Kabarak University Press (2023)

Language: English

Dimensions: 160mm × 230mm

Pages softcover: 235

ISSN: 2706-7661

eISSN: 2789-9179



RRP: KES 2,500

KABARAK LAW REVIEW – VOLUME 2 (2023)

The second volume of the *Kabarak Law Review (2023)* is the first double-blind reviewed issue of the student-run journal at Kabarak University School of Law. It features nine articles from diverse legal topics, divided into five sections: the full length articles section, which is double-blind reviewed; a section reviewing the thought of Professor Willy Mutunga on transformative constitutionalism; and three sections that are now an established tradition of the *Kabarak Law Review* – Honouring our Elders, featuring articles on TO Elias and Bonaya Adhi Godana; the Kianjakoma Tribute, which hosts short pieces on police accountability in honour of Kabarak law student, Emmanuel Mutura Ndwiga and his brother Benson Ndwiga Njiru who were victims of police extrajudicial killing on 2 August 2021; and a case review section.

CATALOGUE DETAILS

Title (softcover): Kabarak Law Review Volume 2 (2023)

Publisher: Kabarak University Press (2023)

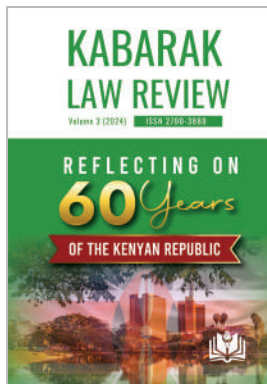
Language: English

Dimensions: 160mm × 230mm

Pages: 176

ISSN: 2790-3869

e-ISSN: 2790-3877



RRP: KES 2,000

KABARAK LAW REVIEW - VOLUME 3 (2024)

The third volume of the *Kabarak Law Review* (2024) continues the tradition of the double blind review of this student-run journal at Kabarak University School of Law. This Volume 3 (2024) commemorates sixty (60) years of the Kenyan republic featuring articles on the history of the imperial presidency, and women participation in politics. This third volume also covers a wide range of topics including, sovereign debt, mediation, international surrogacy regulation, and decolonisation of the Kenyan legal system. Additionally, the journal honours African intellectuals and thinkers, addresses police accountability and carries case reviews of recent decisions by Kenyan courts. This issue thus positions itself as a leading platform for diverse intellectual discourse.

CATALOGUE DETAILS

Title (softcover): Kabarak Law Review Volume 3 (2024)

Publisher: Kabarak University Press (2024)

Language: English

Dimensions: 160mm × 230mm

Pages: 296

ISSN: 2790-3869

e-ISSN: 2790-3877



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