

Editor's Note

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We are very pleased to present *Volume 1: Issue 2* of the SCR. We have selected eight cases for review. In this issue we take a regional approach, analysing two ground-breaking decisions of the Kenyan and South African Apex Courts. We also survey a broad sampling of legal subject areas, ranging from Constitutional and Administrative Law, to Commercial Law and Intellectual Property.

We lead with the ground breaking decision of the Supreme Court of Zambia in *Esan v The Attorney General*, a case that dealt with the deportation of a “prohibited immigrant” under the Immigration and Deportation Act of 2010. Turning our attention to Kenya, we comment on *Raila Amolo Odinga and Another v Independent Electoral and Boundaries Commission and Others*, a Supreme Court decision nullifying the 2017 Presidential Election of that country. Moving to South Africa, we take a closer look at *UDM v The Speaker*, a Constitutional Court decision dealing with the powers of the Speaker of the National Assembly.

Coming back to Zambia, we take a step back, and reflect on a decision that greatly impacted the trajectory of constitutionalism in the country: *The Attorney General v Mutuna and Others*, colloquially known as the case of the “Three Judges”. We then move on to examine the constitutionality of certain provisions in the Public Order Act, analysing *Law Association of Zambia v The Attorney General*.

Moving further afield to the commercial arena, we examine *Nyimba Investments Limited v Nico Insurance Zambia Limited*, a recent Supreme Court decision that develops the concept of “insurable interest” quite significantly. Next, we turn our attention to *DH Brothers Industries (PTY) Limited v Olivine Industries (PTY) Limited*, a 2012 case that expounds on the status of unregistered trademarks.

Finally, we end with a commentary on a recent case on prosecutorial discretion, *Milford Maambo and Others v The People*, decided by the Constitutional Court of Zambia.

Given the diversity in our case selection, we hope that you our reader, will find a commentary that captures both your interest and imagination.

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