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Foreword

It is with great pleasure that I present to you the seventh edition of the Strathmore Law Journal. This volume stands as a testament to the relentless pursuit of intellectual excellence and the steadfast commitment to advancing the discourse surrounding law and its multifaceted intersections with society.

At the heart of this edition lies the profound legacy of the “Ubuntu, Natural Law & Human Rights Congress”, a significant international conference that convened in February 2022 at Strathmore University. This gathering brought together brilliant minds from various corners of the globe, fostering a dynamic exchange of ideas that has left an indelible mark on this publication. This international conference and this volume of Strathmore Law Journal have highlighted the similarities between African jurisprudence and the natural law tradition, providing evidence of the ongoing discourse in both approaches that exist in the North, the Center and the South of this vast continent. It is shown in my article about Tom Angier and the natural law formula. Additionally, these studies also emphasize the distinctiveness of each author in developing their theories. Both African traditions, among others, shape the communitarian approach to Human Rights, as the authors have explored and examined with academic rigor.

In addition to the enriching contributions from the Congress, this journal proudly showcases a diverse array of articles sourced from scholars across America, South America, Nigeria, Uganda and, of course, Kenya. The breadth of perspectives presented herein is a testament to the global nature of legal discourse and the vibrant community of scholars that continue to drive it forward.

As we navigate the intricacies of legal scholarship, it is crucial to recognize the profound impact that such discourse has on our societies, both near and far. The Strathmore Law Journal stands as a platform where voices converge, ideas converge, and progress converges. It is a beacon of insight, a forum for discussion, and a catalyst for change.

I extend my heartfelt gratitude to all the contributors, reviewers, and the dedicated editorial team whose unwavering commitment has brought this edition to fruition. We sincerely thank Santiago Legarre for his illuminating

piece on delineating Natural Law from other related normativities, providing invaluable clarity on the subject. Our thanks also go out to Julius Edobor for his thorough examination of the legal challenges surrounding holding charge practice in Nigeria, shedding light on an important issue; to Emmanuel Okurut for his comprehensive exploration of the 'But For' test in proving causation in insurance claims in Uganda; to Sussie Mutahi for her invaluable insights into the intricate relationship between indefeasibility of title and adverse possession in Kenya; to Ugo Stornaiolo for his thought-provoking piece on the institutions of family, property, and inheritance, and their role in civilization; to Yunus Adelodun and Abdulrazaq Adelodun for their illuminating work on the potential impact of the Nigeria Start-up Act 2022 on technological development and economic growth; to Hameenat Bukola Ojibara for the important research on legal responses to domestic violence in marriages and their implications for marriage sustainability in Nigeria; to Joshua Samson Ayobami for his insightful exploration of the relevance of the doctrines of Natural Law, Human Rights, and International Law to the principle of self-determination, with a focus on Nigeria; and to Rose Nakayi for her insightful investigation into the weaponisation of trespass to land and its far-reaching implications for land justice and property rights in neoliberal Uganda.

May the pages that follow inspire, challenge, and illuminate the path ahead, and may the discourse within them serve as a testament to the transformative power of legal scholarship.

Sincerely,

Juan Carlos Riofrio

Editor-in-Chief

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