UNIVERSITY OF THE FREE STATE
UNIVERSITEIT VAN DIE VRYSTAAT
YUNIVESITHI YA FREISTATA
UFS·UV
LAW
REGSGELEERDHEID
CENTRE FOR FINANCIAL PLANNING LAW
SENTRUM VIR FINANSIËLE BEPLANNINGSREG

Introduction

The LL.M in Financial Planning is a distance-learning degree and you therefore do not have to reside in Bloemfontein as there are no classes or seminars for the module. There are compulsory quizzes and a written assignment that is done online (via the online management system – Blackboard) and you need to write an examination for each of the year-modules at the end of the year. You can arrange, for a fee, to write the examination at one of the approved centres across the country. You will receive a study guide and continuous communication via Blackboard.

Admission requirements

- Candidates must be in possession of a **LL.B. degree** or an equivalent four year law degree and must have obtained an average of **at least 60 %** in the undergraduate programme.

- If the candidate does **not hold a LLB degree**, but holds the **Postgraduate- AND Advanced Postgraduate Diploma in Financial Planning** from the University of the Free State with an average of 60% in both qualifications, the student can enrol in the Recognition of Prior Learning program for one year and after successful completion may apply for the LLM in Financial Planning Law. (Please see the website for more details)

Fees

There is a registration fee and course fees applicable. The school does not handle the fees of the LL.M. Please contact Me Olga Odendaal at odendaalo@ufs.ac.za in this regard with the names of the modules you intend to take to get an estimate of the costs. The 2016 fees were as follows but please expect a raise in fees for 2017:

Admin Fees / Admin Fooie		
Description / Beskrywing		**Amount / Bedrag**
Campus Fee / Kampusfooi		R 0.00
Registration Fee / Registrasiefooi		R 950.00
Module Fees / Modulegelde		
Code / Kode	**Name / Naam**	**Tuition Fees Total / Klasgelde Totaal**
LNAV7910	Legal Research Methodology	R 1470.00
LFEP7900	Estate Planning	R 3575.00
LPRM7900	Personal Risk Management	R 3575.00
LPRT7900	Trust Law	R 3575.00
LFPL7900	Financial Planning Law	R 12460.00
Total / Totaal		**R 24655.00**

Curriculum

There are two options in respect of the LL.M and are set out as follows hereunder:

1. Structure LL.M with an extended Research Essay (study code 3708)

This option offers the student a combination of modules and a research essay.

The student is expected to do the following:

a. Register for and complete **three** Financial Planning Law Year- Modules by obtaining a minimum of 50% for each in the examination, **e.g.**
   i. **LFEP 7900 (Estate Planning)**
   ii. **LPRM 7900 (Personal Risk Management),**
   iii. **LPRT 7900 (Trust Law)** AND;
b. Register for and complete the module, **LNAV 7091**: Research Methodology, in which the basic concepts of research and presentation are offered AND;
c. Register for and write an extended Research Essay, **LFPL 7900:** This research essay of a maximum of 25 000 words and of a publishable standard.

2. Dissertation (study code 3701)

This option affords the student to write a dissertation in any area of Financial Planning Law.

The student is expected to do the following:

a. Complete the module, LNAV 7901: Research Methodology, in which the basic concepts of research and presentation are offered.
b. Must, before completion of the module LNAV7901, submit a comprehensive reading list and a research proposal of 8 to 12 typed pages to the supervisor. Within a month after completion of LNAV 7901 a defence of the title, the reading list and the research proposal, must take place. This defence must be attended by the candidate, supervisor, external specialist/s as well as the Director: Research of the Faculty of Law. After a successful defence of the title and the research proposal it is referred to the Faculty Board for approval via the Faculty Committee.
c. Write a research dissertation of a maximum of 40 000 words. (HRR 700)

LLM Modules in Financial Planning Law

Please note that the Centre reserves the right not to present a module should there be too little interest for the specific academic year.

LNAV 7901 Legal Research Methodology

Compulsory for all LL.M students

Outcomes:

The student must be able to:

i) Explain and utilise the different legal research techniques and methods.

ii) Explain the theoretical framework and core principles of legal research.

iii) Understand the process of legal research and writing.

iv) Write a research proposal.

LPRM 7900 Personal Risk Management

Learning outcomes:

Students must be able to apply a risk-based approach to distinguish between different levels of risks. They must utilise a methodology in identifying, evaluating and selecting appropriate risk handling methods to mitigate risks. Students will be proficient in applying the principles and methodology of personal risk management. Students will be able to differentiate between the creation and preservation of wealth. Students will understand the legal and regulatory environment pertaining to risk management.

Integrated knowledge:

i) South African law and regulatory requirements.
ii) Understanding the impact of other related legislation on personal risk management
iii) Creation and protection of wealth.
iv) Personal risk management.
v) Financial mathematics
vi) Principles of different types of insurance
vii) Handling tax risks i.e. Income Tax, Estate Duty, Capital Gains Tax, and Donations Tax.
viii) Legislation and Financial planning techniques relevant to wealth creation.
ix) Apply the South African common law, legislation and self-regulatory requirement to risk planning

LFEP 7900 Estate planning

Learning outcomes:

The student must be able to apply legal and tax solutions in the areas of accumulation, conservation and distribution planning. Students will be able to explain, understand and apply the objectives of estate planning and the estate planning process. Students will understand that estate planning is a holistic study with many varying but interlinking components and that all of these components must be considered and addressed to produce an effective and practical estate plan.

Integrated knowledge:

i) Relevant legislation e.g. Estate Duty Act, Income Tax Act, Wills Act.
ii) Estate Planning Calculations
iii) Matrimonial property regimes.
iv) Law and Taxation of trust
v) Administration of Estates
vi) Business Entities
vii) Taxation principles with regards to estate planning
viii) Investment principles with regards to state planning.
ix) Comparative study regarding Estate Planning.

You must choose one additional module from the faculty of law's yearbook (check the faculty of law's website). E.g. LPRT 7900 (Trust law).

You also need to register for the extended research essay:

LFPL 7900 Financial Planning Law (Extended research essay)

The extended research essay and research essay in Financial Planning Law is facilitated in the Mercantile Department. The theme is in the field of the student's choice in consultation with the prospective study leader(s) and the head of the relevant department(s).

Learning outcomes:
The student must be able to:

i) Demonstrate an advanced competence in practical and theoretical legal problem-solving.
ii) Demonstrate an advanced understanding of the theoretical framework, key concepts, and core legal rules and principles of the particular research area.
iii) Select and apply information relevant to the argument.
iv) Formulate a complex and sustained legal argument.
v) Evaluate the effectiveness of legal rules in dealing with a particular factual situation and suggest appropriate legal reform mechanisms where current rules are inadequate.
vi) Where relevant, refer to the social, political, economic and international contexts within which the research is situated.
vii) Demonstrate competence in comparative techniques where this is required.
viii) Produce research that is original in the sense that it does not simply duplicate or reproduce existing studies.

CONTACT DETAILS

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