

FACULTY OF LAW

Rule Book 2025



Undergraduate and Postgraduate

T: +27 51 401 2451 | E: Law@ufs.ac.za | www.ufs.ac.za

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VISION **130**
Renew and Reimagine
for 2034

UNIVERSITY OF THE
FREE STATE
UNIVERSITEIT VAN DIE
VRYSTAAT
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FREISTATA



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DEAN

Prof SAD Kamga [Bachelor of Law Degree, (University of Yaoundé, Cameroon), LL.M (University of Pretoria) LL.D (University of Pretoria)]

FACULTY OF LAW

In line with the vision and mission below the Faculty of Law is committed to serving legal scholarship, the legal profession and society at large by offering high quality and relevant education and research. Through their study at this faculty UFS law graduates will be enabled to contribute to the search for justice in whatever walk of life they find themselves after their studies.

VISION

It is the vision of the UFS Faculty of Law to provide broad access to high-quality, relevant, innovative, and research led undergraduate and postgraduate legal programmes that place transformative constitutionalism and social justice at the core of a regionally and nationally relevant and globally competitive and responsive curriculum.

MISSION

The UFS Faculty of Law is committed to establishing itself as a centre of high-quality research, teaching and learning, as well as community service learning and engagement, all presented with integrity and professionalism. The Faculty conducts all of its work cognizant of its responsibility to make a contribution to the communities of which it is a part, at local, regional, national and international level. Through its research, teaching, and community engagement the Faculty seeks to contribute to the constitutionally mandated transformation of society and in particular the promotion of justice, fairness, non-discrimination, non-racialism and diversity.

VALUES

Informed by the constitutional values and the values of the UFS, the Faculty's values are academic freedom, care, transparency, professionalism and integrity, non-racialism, non-sexism, inclusivity and fairness, Ubuntu and civic responsibility.

Student Code of Ethics

I pledge loyalty to the Constitution of the Republic of South Africa and undertake to respect its laws and to maintain and develop its legal system.

I shall observe all the rules of the University of the Free State and the Faculty of Law.

I shall maintain high moral and ethical standards.

I shall strive towards ensuring that my actions are always in the interests of the public and directed towards improving the good name of the university and the faculty.

My use of social-media platforms shall not compromise the rights of others to be treated with respect and dignity and shall not violate the good name of the university and the faculty.

I shall uphold the dignity, traditions and culture of the legal profession.

My behaviour shall be such that at all times I may be regarded as a person fit and suitable to be admitted as a legal practitioner.

As a prospective jurist, I shall display impeccable honesty at all times.

I shall maintain a high standard of integrity.

I shall act objectively, fairly, and without bias.

I shall employ my working potential to the full.

I bind myself to the code of conduct of the university and the faculty, and to any disciplinary measures should I fail to comply with my commitment to this code.

If a student fails to comply with the above-mentioned code, it could result in suspension of all legal studies at the University of the Free State or in the refusal to issue the certificate of good conduct required for admission to all legal professions.

Lecturer Code of Ethics

I pledge loyalty to the Constitution of the Republic of South Africa and I undertake to respect its laws and to maintain and develop its legal system.

I shall observe all the rules of the University of the Free State and the Faculty of Law.

I shall maintain high moral and ethical standards.

I shall strive towards ensuring that my actions are always in the interests of the public and directed towards improving the good name of the university and the faculty.

My use of social-media platforms shall not compromise the rights of others to be treated with respect and dignity and shall not violate the good name of the university and the faculty.

I shall uphold the dignity, traditions and culture of the legal profession.

My behaviour shall be such that at all times I may be regarded as a person fit and proper to be admitted as a legal practitioner.

As a jurist, I shall display impeccable honesty at all times.

I shall maintain a high standard of integrity.

I shall act objectively, fairly and without bias.

I shall employ my working potential to the full.

I bind myself to the code of conduct of the university and the faculty, and to any disciplinary measures should I fail to comply with my commitment to this code.

ADDRESSES

All correspondence regarding applications must be addressed to:

The Applications Office

Section: Applications, Admissions and Graduations Office

University of the Free State

PO Box 339

Bloemfontein

9300

Telephone: +27 51 401 9111

Fax: +27 86 697 2604 or +27 51 401 9210

Further enquiries regarding the School of Financial Planning Law:

Telephone: +27 51 401 2823

Email: sfpl@ufs.ac.za

Further enquiries regarding the Free State Centre for Human Rights:

Telephone: +27 51 401 7214/6

Email: FSCHR@ufs.ac.za

Further enquiries regarding the Centre for Labour Law:

Telephone: +27 51 401 3734

Email: moselesele@ufs.ac.za

Further enquiries regarding the UFS Law Clinic:

Telephone: +27 51 401 9970

Email: lawclinic@ufs.ac.za

Further enquiries regarding studies in law can be addressed to:

The Faculty Manager

Faculty of Law

University of the Free State

PO Box 339

BLOEMFONTEIN

9300

Telephone: +27 51 401 9777 or +27 51 401 2735

E-mail: law@ufs.ac.za

MEMBERS OF STAFF

DEAN

Prof SAD Kamga [Bachelor of Law Degree, (University of Yaoundé, Cameroon), LLM (University of Pretoria) LLD (University of Pretoria)]

PERMANENT ACADEMIC STAFF

Vice Dean: Learning, Teaching, Innovation and Digitalisation:

Dr JL Matthee [LLB, LLM, LLD (NWU), Advocate of the High Court of South Africa]

Vice Dean: Research, Postgraduate Studies and Internationalisation

Prof T Deane [B.Proc, LLB (KZN), LLD (UNISA), CrteDE (Univ of Maryland, USA)]

Office of the Dean staff:

W Awusi – Faculty Manager

S Coangae – Messenger

H Le Roux – Senior Officer

C Jooste – Senior Officer

Q Onyango – Senior Officer: Marketing, Communications and Internationalisation

A Lombard – Dean's Office Manager

SD Parman – Assistant Officer

NC Mohorehi – Messenger

T Motsoeneng – Officer

C Nel – Officer

LJM Petersen – Senior Assistant Officer

RV van der Ross – Senior Assistant Officer

MERCANTILE LAW

Honorary professor:

Prof BAK Rider [LLB (Honours) (London), PhD (Law) (London), PhD (Law) (Cantab), LLD (*Honoris Causa*) (Dickinson), LLD (*Honoris Causa*) (UFS), Master of the Bench of the Inner Temple, London]

Extraordinary professors:

Prof DA Burdette [Blur, LLB (UNISA), LLD (UP), Nottingham Trent University]

Prof T van Wyk [BCom, LLB (Stell), LLM (SA), H Dip Tax (Witwatersrand), Advocate of the High Court of South Africa]

The Honourable Judge MJD Wallis [BCom, LLB (*cum laude*) (Natal), PhD (UKZN), Judge of the Supreme Court of Appeal]

Prof DM Smit [Blur, LLB (UFS), Diploma in Labour Law (*cum laude*), Diploma in Public Relations (INTEC), LLM (Labour Law) (*cum laude*), LLD (UFS), Advocate of the High Court of South Africa]

Academic departmental head:

Prof E Snyman-Van Deventer [Blur, LLB, LLM, LLD (UOFS), Advocate of the High Court of South Africa]

Permanent lecturing staff:

PS Brits [BCom (*cum laude*) (UOFS), BCom (Hons), LLB (*cum laude*) (Pret), LLM (Cantab), Attorney of the High Court of South Africa]

M Conradie [LLB, MA (Latin) (*cum laude*), LLM (*cum laude*) (UFS), Attorney of the High Court of South Africa]

G Maree [Blur, LLB, LLM (*cum laude*), Advanced Diploma in Disaster Management, Masters in Disaster Management, Certificate in Mediation (UFS), Attorney, Notary and Conveyancer of the High Court of South Africa]

L Fourie [LLB (*cum laude*), LLM, Postgraduate Diploma in Financial Planning (UFS), Attorney of the High Court of South Africa]

Dr ST Mota Makore [LLB, LLM, LLD (UFH)]

Dr HJ Moolman [BCom, Blur, LLB, LLM, PhD (Higher Education Studies) (UFS), PhD (UCT), Advocate of the High Court of South Africa]

BM Phore [BProc, LLB (UNIN), LLM, Certificate in Alternative Dispute Resolution (*cum laude*) (UFS), Attorney of the High Court of South Africa]

Dr G Stopforth [LLB, LLM (Labour Law) (NWU), LLD (UFS)]

S Tavuyanago [LLB, LLM (UP), Attorney of the High Court of South Africa]

L van Niekerk [LLB, Postgraduate Diploma in Financial Planning Law, LLM, MA HES (UFS), Attorney of the High Court of South Africa]

Dr VS Neluvhalani–Caquece [B Proc (UDW), LLB (Hons) (UDW), Certificate in Curriculum Development (RU) Certificate in Assessment and Moderation (Inkwazi), Postgraduate Diploma in Higher Education (UFH), LLD (NWU–Pukke), Advanced Trial Advocacy (BLA–LEC), Attorney of the High Court of South Africa]

Permanent support staff:

V Plaatjies – Senior Assistant Officer

C Nel – Officer: PGRD: Labour Law

PRIVATE LAW

Extraordinary professors:

Prof BS Smith [BCom (*cum laude*) (UOFS), LLB (*cum laude*), LLM (*cum laude*), LLD (UFS), Advocate of the High Court of South Africa]

Academic departmental head:

Dr JG Horn (Acting) [BProc, LLB, LLM, MA (HES) (UFS), LLD (NWU), Attorney of the High Court of South Africa]

Permanent lecturing staff:

Dr NJB Claassen [Blur, LLB, LLM (*cum laude*), LLD (UFS), Attorney of the High Court of South Africa]

Dr JT Faber [BProc, LLB, LLM (*cum laude*), LLD (UFS), Attorney of the High Court of South Africa]

Dr T Kamwendo [LLB (University of Botswana), LLM, PhD (UKZN)]

Dr JL Matthee [LLB, LLM, LLD (NWU), Advocate of the High Court of South Africa]

Dr C Müller–Van der Westhuizen [LLB (*cum laude*), LLM (*cum laude*) (UFS), LLD (NWU), Attorney of the High Court of South Africa]

RP Senokoane [LLB, LLM (UFS)]

MEL Ditsela [LLB (*cum laude*), LLM (*cum laude*) (UFS)]

N Ntseto [LLB, MPhil(Human Rights) UFH, Attorney of the High Court of South Africa]

Permanent support staff:

SAM Viljoen – Senior Assistant Officer

PUBLIC LAW

Extraordinary professors:

Prof IT Benson [BA (Hons) (English Literature) (Queens University), BA (Law), MA (Cantab), LLB (Windsor), PhD (Wits)]

Justice J Froneman [BA (US) LLB (UNISA) Emeritus Justice of the Constitutional Court of South Africa]

Prof U Kistner [PhD (Wits)]

Prof JWG van der Walt [BLC BA Hon (*cum laude*) MA (*cum laude*) LLB (UP) (*cum laude*) LLD (RAU)]

Academic departmental head:

Prof SA de Freitas [BProc, LLB, LLM (*cum laude*), LLD (UFS)]

Permanent lecturing staff:

Adv IJ Bezuidenhout [Blur, LLB, LLM (UFS), Advocate of the High Court of South Africa]

Dr R Botha [Blur, LLB, LLM, LLD (UFS), Advocate of the High Court of South Africa]

Dr A du Plessis [BProc, LLB (*cum laude*), LLM (*cum laude*), LLD (UFS), Advocate of the High Court of South Africa]

KB Motshabi [Dip Jur, LLB (Unibo, now known as NWU), LLM (Southern Methodist University)]

Dr EC Muller [Blur; LLB; LLM, PhD (UFS), Attorney of the High Court of South Africa]

Prof CS Namakula [LLB (Hons) (MUK), PGDLP (LDC), LLM (University of Nottingham), PhD (Wits)]

Dr A Nell [LLB (*summa cum laude*), BA (Hons) (*summa cum laude*), LLM (*cum laude*) (UFS), PhD (University of Birmingham)]

Dr L Prinsen [LLB, LLM (*cum laude*), LLD (UP), Advocate of the High Court of South Africa]

Prof JM Reyneke [BCom (Law), LLB (PU for CHE), LLM (*cum laude*) (UFS), PhD (Tilburg), Advocate of the High Court of South Africa]

Dr J Visser [BSc, B Med Sc (Hons) (UFS), M Sc Med Crim (UP), LLB (*cum laude*), LLD (UFS), Advocate of the High Court of South Africa]

Prof RB Dinokopila [LLB (UB); LLM (UP) (*cum laude*); LLD (UP)]

Dr N Buitendag [LLB, LLM (*cum laude*) (UP), LLM (Leiden), LLD (Kyoto)]

Permanent support staff:

A Madiehe – Senior Assistant Officer

FREE STATE CENTRE FOR HUMAN RIGHTS

Extraordinary professors:

The Honourable Judge DM Davis [B Comm LLB (*cum laude*), M Phil, Judge President of the Competition Appeal Court, Judge of the High Court, Western Cape, Acting Judge of the Supreme Court of Appeal]

Judge D Pillay Admitted to practice as an attorney (1982), Judge of the Labour Court (2000 –2010), Judge of the High Court, KwaZulu–Natal (2010–2023), Acting Judge of the Supreme Court of Appeal (2018), Acting Judge of the Constitutional Court (2021), Commissioner on the Electoral Commission of South Africa (2018–2025)

Prof SAD Kamga [Bachelor of Law Degree, (University of Yaoundé, Cameroon), LLM (University of Pretoria) LLD (UP)]

Prof G Laauwers [Lic Iur, Lic Arts, PhD]

Prof LA Williams [BA, JD]

Prof KE Klare [BA (*cum laude*), MA JD (*magna cum laude*), LLD (*honoris causa*)]

Prof JL Pretorius [BCom, LLB, BA (Hons) (*cum laude*), LLD (UOFS) Advocate of the High Court of South Africa]

Prof K van Marle [BLC, LLB (UP), LLM (UNISA) (*cum laude*) LLD (UNISA)], Advocate of the High Court of South Africa

Prof S Liebenberg [LLD (wits)]

Prof M Nkhata [LLM, LLD (UP)]

Prof T Falola

Research fellows:

Dr ME Marais [LLB, LLM, LLD]

Prof HB Kruger [BA (*cum laude*), LLB (*cum laude*), LLM (*cum laude*) LLD]

Prof N Angel Cabo [JD, LLM]

Dr G Du Plessis [LLM (UFS), PhD (University of Antwerp and the Free University of Brussels)]

Dr OK Lwabukuna [LLM (UCT), LLD (UP)]

Dr M Marais [BA (Law) (US), LLB (US), LLM (UFS) and LLD (UFS)]

JC van der Merwe

Prof Dr J Wolf

Dr L Wolf

Prof C Okpaluba

Director:

Prof JFD Brand [BLC LLB (UP), LLM (Emory), LLD (Stellenbosch) Advocate of the High Court of South Africa]

Academic members of staff:

Dr A de Man [B Com (Law) (*cum laude*), LLB, LLM (*cum laude*) (UFS), EMA (EIUC), LLD (UFS), Admitted Attorney of the High Court of South Africa]

Prof GE Kamdem Kamga [Ass. Degree, LLB (Dschang), Maitrise (Yaounde 2) LLM, LLD (UP)]

Prof J Mubangizi – Researcher Professor [LLB (Hons) (Makerere), LLM (Cape Town), LLD (Durban-Westville)]

Dr M Bloem [LLB, Cert Advanced Labour Law, LLM (*cum laude*), PhD (UFS), Attorney of the High Court of South Africa]

Permanent support staff:

M Mokoena – Senior Assistant Officer

CENTRE FOR LABOUR LAW

Programme Director:

L Fourie [LLB (*cum laude*), LLM, Postgraduate Diploma in Financial Planning (UFS), Attorney of the High Court of South Africa]

Permanent support staff:

SA Mongane – Senior Assistant Officer

LL Moselesele – Senior Assistant Officer

SCHOOL FOR FINANCIAL PLANNING LAW

Director:

Prof L Alsemgeest CFP® [BCom, Postgraduate Diploma in Financial Planning, BCom (Hons), M Com, PhD (UFS)]

Permanent lecturing staff:

Mrs H Kleingeld CFP® TEP® FPSA® [BCom, LLB, LLM, Postgraduate Diploma in Financial Planning Law, Advanced Postgraduate Diploma in Financial Planning (UFS), Attorney of the High Court of South Africa]

Prof P Sarpong, CFP® [BEd, Postgraduate Diploma in Financial Planning, MCom, PhD (UKZN)]

Dr R van Zyl CFP® [LLB, Postgraduate Diploma in Financial Planning, LLM, LLD (UFS), Advocate of the High Court of South Africa]

Permanent support staff:

Mrs JE Badenhorst – Senior Assistant Officer

Mrs C Coetzer – Officer

Mrs S Crous – Senior Officer

Mrs JW de Jonge – Office Assistant

Ms J Leeuw – Assistant Officer

Mrs MJ Molete – Senior Assistant Officer

Mrs EM MacHeu – Assistant Officer

Ms MF Moshe-Bereng – Marketing Officer

UFS LAW CLINIC

Director:

Mr P Antohnie [BA, LLB (Stellenbosch), LLM, Certificate in Compliance Management (UJ), Admitted and Practising Attorney of the High Court of South Africa]

Attorneys:

CMD Rawson [LLB (UFS), Admitted and Practising Attorney of the High Court of South Africa]

Permanent support staff:

LD Makone – Assistant Officer



UNDERGRADUATE

FACULTY RULES AND INFORMATION



- The introduction and application of the Faculty Rules are the responsibility of the Dean of Law (hereafter referred to as the Dean) and the Faculty Board, as determined by the Council of the University.
- The 2024 Faculty Rules supplement the 2024 General Academic Rules and Regulations (hereafter referred to as the General Academic Rules) and should be read in conjunction with these rules.
- Should a Faculty Rule contradict a General Academic Rule, the General Academic Rule will apply.
- It is the responsibility of students to acquaint themselves with both the General Academic Rules and the Faculty's Rules relevant to their degree or advanced diploma programmes.

- Students' attention is drawn to the General Academic Rules:
 - which deals with applying for admission to study at the UFS.
 - which deals with the admission or readmission to the UFS and to an academic qualification.
 - which deals with duration of study and compiling a curriculum.
 - which deals with student registration and re-registration
 - which deals with assessment rules.

- The undergraduate programmes in this faculty imply full-time studies. No part-time studies can be accommodated, except for the Advanced Diploma in Estate and Trust Administration (academic plan code BD320300) that is only presented via distance learning.
- The faculty strives towards achieving 100% class attendance by law students in each module. Besides having to comply with a code of ethics, law students accept upon registration that they are contractually bound to at least a 75% class attendance per module. Compulsory attendance of tutorial classes is required in certain modules and is indicated as such in the module guides of those modules.
- Module and programme codes might be subject to change.
- The language of instruction for all modules offered in both the mainstream and extended LLB programmes is English only. The language of instruction for the Advanced Diploma in Estate and Trust Administration is English only.
- In terms of the definition for "awarding a qualification", students will obtain a qualification if they have passed every module prescribed for a programme according to the relevant faculty rules and Higher Education Qualifications Framework requirements for the qualification. No person shall receive a qualification unless s/he has fulfilled all the requirements prescribed by the faculty and applicable General Academic Rules for the qualification.

DEGREES

In addition to degrees and diplomas that may be instituted by the university in the future, the following bachelor's degrees can currently be obtained in the Faculty of Law:

Degree	Minimum period of study	Abbreviation	Study/Academic plan code
Bachelor of Laws	4 years	LLB	BC340000*
Bachelor of Laws	5 years	LLB	BC3400E1**
Advanced Diploma in Estate and Trust Administration	1 year	AdvDip in Estate and Trust Administration	BD320300

* Also referred to as the mainstream LLB

** Also referred to as the extended LLB curriculum programme

BACHELOR OF LAWS DEGREE

LEARNING OUTCOMES

The LLB degree prepares students for:

- entry into legal practice;
- entry into a wide range of other careers which require the application of law; and
- for post-graduate studies in law.

The successful candidate will be able to:

- contribute meaningfully to the promotion of transformative constitutionalism and constitutional democracy;
- recognise, reflect and apply social justice imperatives;
- have an awareness of globalisation and the ever-evolving information technology;
- have a critical, comprehensive and sound knowledge of the theories, concepts, principles, perspectives, methodologies and procedures of the discipline of law;
- have the skills to integrate and apply the concepts, principles and legal theory to solve complex, diverse and unfamiliar legal problems in a critical, ethical and practical manner;
- have the skills to undertake independent research in theoretical and applied situations;
- work effectively in teams or groups;
- display self-management skills;
- display skills to transfer acquired knowledge;
- display written and oral communication skills and the ability to communicate effectively in a legal environment; and
- exhibit numeracy skills.



RULE E1 | BACHELOR OF LAWS (LLB)

As a first Bachelor's Degree
(study codes BC340000 (536 credits) and BC3400E1 (648 credits))

E1.1 Applicability

These Faculty Rules apply to candidates who register for the LLB for the first time in 2025.

E1.2 Special curricula

The Executive Committee of Senate (ECS) may prescribe special curricula and programmes for candidates should they deem these necessary for academic purposes. The stipulations of the Faculty Rules apply *mutatis mutandis*.

E1.3 Admission

- a. The following rules apply for admission to the mainstream LLB (study code BC340000):
 - ii. The candidate must comply with the requirements for admission to a Bachelor's Degree in the General Academic Rules.
 - iii. In addition to paragraph (i) above, the candidate should be in possession of an endorsed Senior Certificate (until 2007) with an M-score of at least 34 points; or the candidate should be in possession of a National Senior Certificate (from 2008) or National Certificate (Vocational) with an AP score of at least 33 points, with a minimum performance mark of 70% (performance level 6) in English Home Language or English First Additional Language, and (2) a minimum performance mark of 70% (performance level 6) in mathematical literacy or a minimum performance mark of 50% (performance level 4) in mathematics.
 - iv. Notwithstanding subparagraphs (i) and (ii) above, a candidate can, at the recommendation of the Dean, be admitted to the mainstream LLB (study code BC340000) if the candidate applied for admission by means of a process of recognition of prior learning in terms of the General Academic Rules.
 - v. In terms of the General Academic Rules, all candidates should take the Academic and Quantitative Literacy Test of the National Benchmark Tests (NBTs) and must have done so within the three years prior to registration.

- b. The following rules apply for admission to the extended LLB curriculum programme (study code BC3400E1):
 - i. The candidate must comply with the requirements for admission to a Bachelor's Degree in the General Academic Rules.
 - ii. In addition to paragraph (i) above, the candidate should be in possession of an endorsed Senior Certificate (until 2007) with an M-score of at least 30 points; or the candidate should be in possession of a National Senior Certificate (from 2008) or National Certificate (Vocational) with an AP score of at least 30 points, with a minimum performance mark of 50% (performance level 4) in English Home Language or English First Additional Language.
 - iii. Notwithstanding subparagraphs (i) and (ii) above, a candidate may, at the recommendation of the Dean, be admitted to the first year of study of the extended curriculum programme for the LLB (study code BC3400E1) if the candidate meets one the following requirements:
 - a. The candidate is in possession of an endorsed Senior Certificate (until 2007) or a National Senior Certificate (from 2008) with an M-score of 26 to 29 or an AP score of 27 to 29 points, and has successfully completed at least the first year of study of an extended curriculum programme without failing any module; or
 - b. The candidate has an M-score of less than 26 points or an AP score of less than 27 points and has successfully completed the Higher Certificate in Humanities with a final mark of 70% per module and without failing any of the modules; or
 - c. The candidate applied for admission by means of a process of recognition of prior learning in terms of the General Academic Rules.
 - iv. All candidates should take the Academic and Quantitative Literacy Test of the National Benchmark Tests (NBTs) prior to registration and comply with the requirements of the General Academic Rules in this regard.

E1.4 Duration of study

- a. The duration of study for the LLB (study code BC340000) is a minimum of four years and the study for the LLB extended curriculum programme (study code BC3400E1) is a minimum of five years.
- b. In accordance with the General Academic Rules regarding the duration of study the duration of study for the LLB (study codes BC340000) is a maximum of six years and the study for the LLB (study code BC3400E1) is a maximum of seven years.
- c. If a student interrupted his/her studies for one year or longer, the student must reapply. The student's application will be considered together with the applications of other students, and the student's academic performance will be considered. See the General Academic Rules regarding progression in respect of undergraduate students. In terms of the General Academic Rules regarding the duration of study the maximum period of study will continue to be counted from the year of return unless the student interrupted her/his studies due to a lack of academic progress.
- d. The shelf life of the law modules in the LLB is generally regarded as seven years.

E1.5 Recognition and exemption from credits

- Applications for recognition of credits and exemption from modules in terms of the General Academic Rules will be considered by the Faculty of Law while taking cognisance of the academic integrity and quality of the qualifications of the Faculty of Law.
- Transfer of credits earned through formal learning in a prior qualification or in a partially completed qualification will only be granted if the credits were earned within seven years calculated from the date on which the credits were earned to the date of application for transfer of credits. The shelf life of modules presented by other faculties will be as determined by the respective faculties.

E1.6 Sequence of modules, progression rules and readmission based on performance

- A student who failed or discontinued one or more modules in a semester, must repeat the concerned module(s) in the first next semester in which the module(s) is/are presented by the Faculty.
- Approval can be granted in terms of the General Academic Rules to present additional modules up to a maximum of 32 credits.
- Students who failed two or more modules need to consult with the Academic Advisors of the Faculty to determine a reasonable credit load.
- The UFS progression rule for undergraduate students will apply to students in the mainstream and extended programme. The progression rules in Faculty Rule E1.6(e) to (g) will additionally apply to students in the first to third year of the extended programme.
- To be admitted to the second year of study of the extended curriculum programme for the LLB (study code BC3400E1), a student must, in the first year of study, have passed the prescribed mainstream modules, namely LPSN1512 (8 credits) and LCON1523 (12 credits), and have obtained an additional 48 credits in the prescribed foundational modules, namely CSIL1511 (4 credits), CSIL1521 (4 credits), LSKL1514 (16 credits), CALL 1508 (32 credits), MTDL1504 (16 credits) and LSKL1524 (16 credits). Students who do not meet these requirements will not be readmitted.
- Students who are registered for the extended LLB curriculum programme and who, after two years of study, have not passed all the modules of the first year of the programme, will not be readmitted to the programme.
- Students who are registered for the extended LLB curriculum programme and who, after three years of study, have not passed all the modules of the first and second years of the programme, will not be readmitted to the programme.
- A student who has already twice registered for a particular module and who still fails to comply with the pass requirements, will only be granted one further opportunity to re-register for the module based on exceptional merit and with the approval of the Dean of the Faculty of Law. In the case of a service module, both the Deans of the Faculties involved will have to grant approval. However, only the Dean of the Faculty of Law needs to grant approval for an elective that is presented by another Faculty in the second year of the mainstream LLB curriculum and third year of the extended LLB curriculum programme.

E1.7 Degree with distinction

- The LLB degree that is not preceded by a first Bachelor's degree is awarded with distinction if a student complies with the requirements of the General Academic Rules for obtaining a qualification with distinction.
- The LLB degree that is preceded by a first Bachelor's degree is awarded with distinction if a student complies with the requirements for obtaining a qualification with distinction in the General Academic Rules. However, the General Rule stipulating that exemptions or recognitions from a completed qualification(s) are taken as additional residential years in respect of the new, completed qualification will not apply. The following additional requirements will apply: In the first Bachelor's Degree, the student should not have failed any module that is required for obtaining the LLB in terms of Faculty Rule E1.8; the first Bachelor's Degree should have been completed within the minimum prescribed period; and the LLB that was preceded by a BCom (Law) should be completed within a maximum of two years.

E1.8 Modules necessary for obtaining the LLB

- The LLB degree (study code BC340000) is awarded if a candidate successfully completed the following modules:

Module	Module code	Year	NQF level	Tuition period	Credits
Administrative Law	LADM4813	4	8	First semester	12
Advanced Computer Literacy	CSIL1521	1	5	Second semester	4
Advanced Human Rights Law	LAHR3713	3	7	First semester	12
African Customary Law	LAFR2604	2	6	Year	16
Banking Law and Payment Methods	LBPM4823	4	8	Second semester	12
Computer Literacy	CSIL1511	1	5	First semester	4
Constitutional law	LCON1523	1	5	Second semester	12
Consumer Protection and Credit Law	LCPC2623	2	6	Second semester	12
Criminal Law	LCRM2604	2	6	Year	16
English Skills	ENGS1506	1	5	Year	24
Family Law	LFAM2613	2	6	First semester	12
Human Rights Law	LHUM2613	2	6	First semester	12
Insolvency Law	LINL4823	4	8	Second semester	12
Jurisprudence and Ethics	LJAE4813	4	8	First semester	12
Labour Law	LLAB2605	2	6	Year	20
Law of Business Entities	LBUE3704	3	7	Year	16
Law of Civil Procedure	LCVP3705	3	7	Year	20
Law of Contract	LLOC2605	2	6	Year	20
Law of Criminal Procedure	LCPR3705	3	7	Year	20
Law of Delict	LDEL3705	3	7	Year	20
Law of Evidence	LEVD3705	3	7	Year	20
Law of Persons	LPSN1512	1	5	First semester	8
Law of Property	LPRO3723	3	7	Second semester	12
Law of Succession and Administration of Estates	LSAE2623	2	6	Second semester	12
Legal Foundations of South African Law	LFSA1500	1	5	Year	40
Legal Interpretation	LLIN2613	2	6	First semester	12
Practical Legal Skills	LPLS3723	3	7	Second semester	12
Public International Law	LINT4813	4	8	First semester	12
Specific Contracts	LSPC3723	3	7	Second semester	12
UFSS1504	UFS1504	1	5	Year	16

One of the following first-year electives in both semesters:

Module	Module code	Year	NQF level	Tuition period	Credits
Anthropology	ANTI1514	1	5	First semester	16
	ANTC1624	1	6	Second semester	16
Arabic	ARAB1514	1	5	First semester	16
	ARAB1624	1	6	Second semester	16
Legal Language and Culture	CLLC1514	1	5	First semester	16
	CLLC1624	1	6	Second semester	16
Criminology	CRIM1514	1	5	First semester	16
	CRIM1624	1	6	Second semester	16
Accounting	EACC1614	1	6	First semester	16
	EACC1624	1	6	Second semester	16
Business Management	EBUS1614	1	6	First semester	16
	EBUS1624	1	6	Second semester	16
Economics	EECF1614	1	6	First semester	16
	EECF1624	1	6	Second semester	16
Philosophy	FILO1514	1	5	First semester	16
	FILO1624	1	6	Second semester	16
French	FRAN1514	1	5	First semester	16
	FRAN1524	1	5	Second semester	16
German	GERB1514	1	5	First semester	16
	GERB1524	1	5	Second semester	16
History	HIST1534	1	5	First semester	16
	HIST1644	1	6	Second semester	16
Political Science	POLS1514	1	5	First semester	16
	POLS1524	1	5	Second semester	16
Psychology	PSIN1514	1	5	First semester	16
	PSDE1624	1	6	Second semester	16
Sociology	SOCI1514	1	5	First semester	16
	SOCI1624	1	6	Second semester	16
Sesotho	SSOL1514	1	5	First semester	16
	SSOL1524	1	5	Second semester	16

OR two of the following first-year electives in both semesters:

Module	Module code	Year	NQF level	Tuition period	Credits
Afrikaans	GAFO3512	3	5	First semester	8
	GAFO3522	3	5	Second semester	8
South African Sign Language	SICO3512	3	5	First semester	8
	SICO3522	3	5	Second semester	8
Sesotho	SSCO3512	3	5	First semester	8
	SSCO3522	3	5	Second semester	8
IsiZulu	ZUCO3512	3	5	First semester	8
	ZUCO3522	3	5	Second semester	8

One of the following fourth-year electives:

Module	Module code	Year	NQF level	Tuition period	Credits
Legal Practicum	LLPR4810	4	8	First semester	10
Legal Practicum	LLPR4820	4	8	Second semester	10
Community Service Learning	LCSL4810	4	8	First semester	10
Facilitation Skills for Law Students	LFSL4810	4	8	First semester	10

One of the following five focus areas that total a minimum of 50 credits each:

i. Constitutional Law

Module	Module code	Year	NQF level	Tuition period	Credits
African Human Rights Law	LAHR4820	4	8	Second semester	10
Research Report	LRRP4800	4	8	Year	30
Any one of the following electives:					
Advanced Administrative Law	LAAL4820	4	8	Second semester	10
Advanced Constitutional Law	LACN4810	4	8	First semester	10
Alternative Dispute Resolution	LADR4810	4	8	First semester	10
Child Law*	LCHD4820	4	8	Second semester	10
Education Law	LEDL4810	4	8	First semester	10
Electronic and Internet Law	LEIL4820	4	8	Second semester	10
Environmental Law	LENV4810	4	8	First semester	10
Mining Law	LMIN4810	4	8	First semester	10
Moot	LMOT4800	4	8	Year	10

* This module will not be offered in 2025.

ii. Criminal Law

Module	Module code	Year	NQF level	Tuition period	Credits
International Criminal Law	LICL4820	4	8	Second semester	10
Research Report	LRRP4800	4	8	Year	30
Any one of the following electives:					
Alternative Dispute Resolution	LADR4810	4	8	First semester	10
Criminal Justice	LCRJ4810	4	8	First semester	10
Electronic and Internet Law	LEIL4820	4	8	Second semester	10
Forensic Evidence	LFOR4820	4	8	Second semester	10
Moot	LMOT4800	4	8	Year	10

iii. Labour Law

Module	Module code	Year	NQF level	Tuition period	Credits
Comparative Labour Law	LCOM4820	4	8	Second semester	10
Research Report	LRRP4800	4	8	Year	30
Any one of the following electives:					
Alternative Dispute Resolution	LADR4810	4	8	First semester	10
Collective Labour Law	LCOL4810	4	8	First semester	10
Electronic and Internet Law	LEIL4820	4	8	Second semester	10
Moot	LMOT4800	4	8	Year	10
Social Security Law	LSSL4810	4	8	First semester	10

iv. Mercantile Law

Module	Module code	Year	NQF level	Tuition period	Credits
International Economic Law	LIEL4820	4	8	Second semester	10
Research Report	LRRP4800	4	8	Year	30
Any <u>one</u> of the following electives:					
Advanced Company Law	LACL4820	4	8	Second semester	10
Alternative Dispute Resolution	LADR4810	4	8	First semester	10
Electronic and Internet Law	LEIL4820	4	8	Second semester	10
Financial Planning Law	LFPL4810	4	8	First semester	10
Financial Planning Law	LFPL4820	4	8	Second semester	10
Intellectual Property Law	LIPL4820	4	8	Second semester	10
Moot	LMOT4800	4	8	Year	10
Tax Law	LTAX4810	4	8	First semester	10

v. Private Law

Module	Module code	Year	NQF level	Tuition period	Credits
Private International Law	LPIL4810	4	8	First semester	10
Research Report	LRRP4800	4	8	Year	30
Any <u>one</u> of the following electives:					
Alternative Dispute Resolution	LADR4810	4	8	First semester	10
Law of Damages	LDAM4810	4	8	First semester	10
Law of Estoppel and Enrichment*	LEAE4810	4	8	First semester	10
Electronic and Internet Law	LEIL4820	4	8	Second semester	10
Financial Planning Law	LFPL4810	4	8	First semester	10
Financial Planning Law	LFPL4820	4	8	Second semester	10
Medical Law	LMED4820	4	8	Second semester	10
Moot	LMOT4800	4	8	Year	10
Religious Legal Systems	LRLS4820	4	8	Second semester	10
Sectional Titles	LSCT4810	4	8	First semester	10
Law of Trusts	LTRU4820	4	8	Second semester	10

* This module will not be offered in 2024.

- b. The LLB extended curriculum programme (study code BC3400E1) is awarded if a candidate has complied with paragraph (a) and has successfully completed the following additional foundational modules:

Module	Module code	Year	NQF level	Tuition period	Credits
Critical Academic Literacies for Law	CALL1508	1	5	Year	32
Introduction to Law I	LITL2514	2	5	First semester	16
Introduction to Law II	LITL2524	2	5	Second semester	16
Legal Skills	LSKL1514	1	5	First semester	16
Legal Skills	LSKL1524	1	5	Second semester	16
Mathematical Literacy	MTDL1504	1	5	Second semester	16

E1.9 Calculation of the final mark for a module

The final mark for a module is calculated as follows as per the General Academic Rules:

- a. Module mark (50%) and examination mark (50%).
- b. Where a system of continuous assessment applies, the final mark is calculated using the marks obtained in all the assessments.

E1.10

Promotion in terms of the General Academic Rules is not applicable to any of the modules presented in the Faculty of Law.

E1.11 LLB curriculum

- a. The General Academic Rules as well as Faculty Rule E1 are applicable to this curriculum mutatis mutandis.
- b. The curriculum for the LLB degree is compiled, subject to Faculty Rule E1.2, from the following sequence of modules in the respective years of study:

FIRST YEAR OF STUDY

YEAR

Module	Code
English Skills	ENG1506
Legal Foundations of South African Law	LFSA1500
UFSS1504	UFSS1504

First semester

Module	Code
Computer Literacy	CSIL1511
Law of Persons	LPSN1512

One of the following electives in the first semester:

Module	Code
Introduction to Anthropology	ANTI1514
Introduction to Arabic Language, Literature and Culture	ARAB1514
Legal Language and Culture I	CLLC1514
Criminology (Introduction to Criminology)	CRIM1514
Accounting	EACC1614
Business Management (Business Dynamics)	EBUS1614
Economics (Economic Systems and Basic Microeconomics) Prerequisite: To register for this module, a student must have passed mathematics in Grade 12 with an average of 50%.	EECF1614
Introduction to Philosophy I: Tradition and Modernity Prerequisite: To register for this module, a student must have passed the first language in Grade 12 with an average of at least 65% OR have obtained an NBT academic literacy score of at least 64%.	FILO1514
French Language, Literature and Culture (for beginners and foreign language)	FRAN1514
German for Beginners I	GERB1514
A Brief History of the Whole World	HIST1534
Political Science (Introduction to Politics)	POLS1514
Introduction to Psychology	PSIN1514
Introduction to Sociology	SOCI1514
Sesotho (Introduction to Sesotho Basic Communication and Culture)	SSOL1514

OR two of the following electives in the first semester:

Module	Code
Conversational and communicative competency in Afrikaans for Foreign Language Speakers Prerequisite: Home language speakers and additional language speakers of Afrikaans (grade 12 results on the enrolment record) are excluded from this module aimed at language acquisition for foreign language speakers.	GAF03512
Conversational South African Sign Language	SIC03512
Sesotho Conversational Language Prerequisite: Home language speakers and additional language speakers of Sesotho and the language family (grade 12 results on the enrolment record) are excluded from this module aimed at language acquisition for foreign language speakers.	SSC03512
IsiZulu Conversational Language Prerequisite: Home language speakers and additional language speakers of IsiZulu (grade 12 results on the enrolment record) are excluded from this module aimed at language acquisition for foreign language speakers.	ZUC03512

- The number of available spaces for each of the elective modules is determined by the faculty in which the module is presented and is therefore not guaranteed.
- Students must register for the corresponding elective modules in both the first and second semester at the beginning of the academic year. If the second semester counterpart of an elective module cannot be registered for at the beginning of the year, students must choose another elective module combination that is available in both semesters.

Second semester

Module	Code
Advanced Computer Literacy Prerequisite: To register for this module, a student must have passed CSIL1511, CSIL1531, CSIL1551, CSIL1561 or CSIL1501.	CSIL1521
Constitutional Law	LCON1523

One of the following electives in the second semester:

Module	Code
Culture: Understanding Ourselves and Others	ANTC1624
Arabic Language, Literature and Culture Prerequisite: To register for this module, a student must have passed Introduction to Arabic Language, Literature and Culture (ARAB1514).	ARAB1624
Legal Language and Culture II	CLLC1624
Criminology (Introduction to Criminal Justice)	CRIM1624
Business Management (General Management)	EBUS1624
Economics (Introduction to Macroeconomics) Prerequisite: To register for this module, a student must have passed mathematics in Grade 12 with an average of 50%.	EECF1624
Accounting	EACC1624
Introduction to Philosophy II: Tradition and Modernity Prerequisite: To register for this module, a student must have passed FILO1514.	FILO1624
French Language, Literature and Culture (for beginners and foreign language) Prerequisite: To register for this module, a student must have passed French Language, Literature and Culture (for beginners and foreign language) (FRAN1514).	FRAN1524
German for Beginners II Prerequisite: To register for this module, a student must have passed German for Beginners I (GERB1514).	GERB1524
Module	Code
Histories, Historians and History-makers	HIST1644
Political Science (Introduction to World)	POLS1524
Developmental Psychology	PSDE1624
Social Institutions and Social Change	SOCI1624
Sesotho (Sesotho Basic Communication and Culture)	SSOL1524

OR two of the following electives in the second semester:

Module	Code
Conversational and communicative competency in Afrikaans for Foreign Language Speakers Prerequisite: Home language speakers and additional language speakers of Afrikaans (grade 12 results on the enrolment record) are excluded from this module aimed at language acquisition for foreign language speakers.	GAF03522
Basic South African Sign Language	SIC03522
Sesotho Conversational Language Prerequisite: Home language speakers and additional language speakers of Sesotho and the language family (grade 12 results on the enrolment record) are excluded from this module aimed at language acquisition for foreign language speakers.	SSC03522
IsiZulu Conversational Language Prerequisite: Home language speakers and additional language speakers of IsiZulu (grade 12 results on the enrolment record) are excluded from this module aimed at language acquisition for foreign language speakers.	ZUC03522

- The number of available spaces for each of the elective modules is determined by the faculty in which the module is presented and is therefore not guaranteed.
- Students must register for the corresponding elective modules in both the first and second semester at the beginning of the academic year. If the second semester counterpart of an elective module cannot be registered for at the beginning of the year, students must choose another elective module combination that is available in both semesters.

SECOND YEAR OF STUDY

YEAR

Module	Code
African Customary Law	LAFR2604
Criminal Law	LCRM2604
Labour Law	LLAB2605
Law of Contract	LLOC2605

First semester

Module	Code
Family Law	LFAM2613
Human Rights Law Prerequisite: To register for this module, a student must already have passed Constitutional Law (LCON1523).	LHUM2613
Legal Interpretation	LLIN2613

Second semester

Module	Code
Consumer Protection and Credit Law	LCPC2623
Law of Succession and Administration of Estates	LSAE2623

THIRD YEAR OF STUDY

YEAR

Module	Code
Law of Business Entities	LBUE3704
Law of Civil Procedure	LCVP3705
Law of Criminal Procedure Prerequisite: To register for this module, a student must already have passed Criminal Law (LCRM2604).	LCPR3705
Law of Delict	LDEL3705
Law of Evidence	LEVD3705

First semester

Module	Code
Advanced Human Rights Law Prerequisite: To register for this module, a student must already have passed Human Rights Law (LHUM2613).	LAHR3713

Second semester

Module	Code
Law of Property	LPR03723
Specific Contracts	LSPC3723
Practical Legal Skills Prerequisite: To register for this module, a student must already have passed Criminal Law (LCRM2604), Law of Contract (LLOC2605), Family Law (LFAM2613) and Law of Succession and Administration of Estates (LSAE2623).	LPLS3723

FOURTH YEAR OF STUDY

First semester

Module	Code
Administrative Law	LADM4813
Jurisprudence and Ethics	LJAE4813
Public International Law	LINT4813

Second semester

Module	Code
Banking Law and Payment Methods	LBPM4823
Insolvency Law	LINL4823

One of the following electives in either the first or second semester:

First semester

Module	Code
Legal Practicum	LLPR4810
Community Service Learning	LCSL4810
Facilitation Skills for Law Students	LFSL4810

Second semester

Module	Code
Legal Practicum	LLPR4820

- The number of available spaces for each of the electives above is determined annually by the Faculty. Space in a particular elective is not guaranteed. If a student cannot register for one of the electives due to the registration cap being filled, an alternative elective must be chosen.

Select one of the following five focus areas:

i. Constitutional Law

Module	Code
African Human Rights Law	LAHR4820
Research Report	LRRP4800
One of the following electives:	
Advanced Administrative Law Prerequisite: To register for this module, a student must already have passed Administrative Law (LADM4813).	LAAL4820
Advanced Constitutional Law Prerequisite: To register for this module, a student must already have passed Advanced Human Rights Law (LAHR3713).	LACN4810
Alternative Dispute Resolution	LADR4810
Child Law*	LCHD4820
Education Law	LEDL4810
Electronic and Internet Law	LEIL4820
Environmental Law	LENV4810
Mining Law	LMIN4810
Moot	LMOT4800

* This module will not be offered in 2025.

ii. Criminal Law

Module	Code
International Criminal Law	LICL4820
Research Report	LRRP4800
One of the following electives:	
Alternative Dispute Resolution	LADR4810
Criminal Justice	LCRJ4810
Electronic and Internet Law	LEIL4820
Forensic Evidence	LFOR4820
Moot	LMOT4800

iii. Labour Law

Module	Code
Comparative Labour Law	LCOM4820
Research Report	LRRP4800
One of the following electives:	
Alternative Dispute Resolution	LADR4810
Collective Labour Law	LCOL4810
Electronic and Internet Law	LEIL4820
Moot	LMOT4800
Social Security Law	LSSL4810

iv. Mercantile Law

Module	Code
International Economic Law	LIEL4820
Research Report	LRRP4800
One of the following electives:	
Advanced Company Law Prerequisite: To register for this module, a student must already have passed Law of Business Entities (LBUE3704).	LACL4820
Alternative Dispute Resolution	LADR4810
Electronic and Internet Law	LEIL4820
Financial Planning Law Prerequisite: To register for this module, a student must already have passed Law of Persons (LPSN1512), Law of Contract (LLOC2605), Family Law (LFAM2613), Law of Succession and Administration of Estates (LSAE2623) and Law of Property (LPRO3723).	LFPL4810
Financial Planning Law Prerequisite: To register for this module, a student must already have passed Law of Persons (LPSN1512), Law of Contract (LLOC2605), Family Law (LFAM2613), Law of Succession and Administration of Estates (LSAE2623) and Law of Property (LPRO3723).	LFPL4820
Intellectual Property Law	LIPL4820
Moot	LMOT4800
Tax Law	LTAX4810

v. Private Law

Module	Code
Private International Law	LPIL4810
Research Report	LRRP4800
One of the following electives:	
Alternative Dispute Resolution	LADR4810
Law of Damages	LDAM4810
Law of Estoppel and Enrichment*	LEAE4810
Electronic and Internet Law	LEIL4820
Financial Planning Law Prerequisite: To register for this module, a student must already have passed Law of Persons (LPSN1512), Law of Contract (LLOC2605), Family Law (LFAM2613), Law of Succession and Administration of Estates (LSAE2623) and Law of Property (LPRO3723).	LFPL4810
Financial Planning Law Prerequisite: To register for this module, a student must already have passed Law of Persons (LPSN1512), Law of Contract (LLOC2605), Family Law (LFAM2613), Law of Succession and Administration of Estates (LSAE2623) and Law of Property (LPRO3723).	LFPL4820
Medical Law	LMED4820
Moot	LMOT4800
Religious Legal Systems	LRLS4820
Sectional Titles	LSCT4810
Law of Trusts	LTRU4820

* This module will not be offered in 2025.

- The number of available spaces for each of the focus areas, and for each of its corresponding electives, is determined annually by the Faculty. Space in a particular focus area and its corresponding electives is not guaranteed. If a student cannot register for one of the focus areas or its corresponding electives due to the registration cap being filled, an alternative focus area or elective must be chosen.

E1.12 Extended curriculum programme for the LLB (Study code BC3400E1)

- a. The General Academic Rules as well as Faculty Rule E1, are applicable to this curriculum *mutatis mutandis*.
- b. The extended curriculum programme for the LLB is compiled, subject to Faculty Rule E1.2, from the following sequence of modules in the respective years of study:

FIRST YEAR OF STUDY

YEAR

Module	Code
Mathematical Literacy	MTDL1504
Critical Academic Literacies for Law	CALL1508

First semester

Module	Code
Computer Literacy	CSIL1511
Law of Persons	LPSN1512
Legal Skills	LSKL1514

Second semester

Module	Code
Advanced Computer Literacy Prerequisite: To register for this module, a student must have passed CSIL1511, CSIL1531, CSIL1551, CSIL1561 or CSIL1501.	CSIL1521
Constitutional Law	LCON1523
Legal Skills	LSKL1524

SECOND YEAR OF STUDY

YEAR

Module	Code
English Skills	ENG1506
Legal Foundations of South African Law	LFSA1500
UFSS1504	UFSS1504

First semester

Module	Code
Introduction to Law I	LITL2514

One of the following electives in the first semester:

Module	Code
Introduction to Anthropology	ANTI1514
Introduction to Arabic Language, Literature and Culture	ARAB1514
Legal Language and Culture I	CLLC1514
Criminology (Introduction to Criminology)	CRIM1514
Accounting Prerequisite: To register for this module, a student must have passed Mathematical Literacy (MTDL1504) with an average of at least 70%.	EACC1614
Business Management (Business Dynamics)	EBUS1614
Introduction to Philosophy I: Tradition and Modernity Prerequisite: In order to register for this module, a student must have passed the first language in Grade 12 with an average of at least 65% OR have obtained an NBT academic literacy score of at least 64%.	FIL01514
French Language, Literature and Culture (for beginners and foreign language)	FRAN1514
German for Beginners I	GERB1514
A Brief History of the Whole World	HIST1534
Political Science (Introduction to Politics)	POLS1514
Introduction to Psychology	PSIN1514
Introduction to Sociology	SOCI1514
Sesotho (Introduction to Sesotho Basic Communication and Culture)	SSOL1514

OR two of the following electives in the first semester:

Module	Code
Conversational and communicative competency in Afrikaans for Foreign Language Speakers Prerequisite: Home language speakers and additional language speakers of Afrikaans (grade 12 results on the enrolment record) are excluded from this module aimed at language acquisition for foreign language speakers.	GAF03512
Conversational South African Sign Language	SIC03512
Sesotho Conversational Language Prerequisite: Home language speakers and additional language speakers of Sesotho and the language family (grade 12 results on the enrolment record) are excluded from this module aimed at language acquisition for foreign language speakers.	SSC03512
IsiZulu Conversational Language Prerequisite: Home language speakers and additional language speakers of IsiZulu (grade 12 results on the enrolment record) are excluded from this module aimed at language acquisition for foreign language speakers.	ZUC03512

- The number of available spaces for each of the elective modules is determined by the faculty in which the module is presented and is therefore not guaranteed.
- Students must register for the corresponding elective modules in both the first and second semester at the beginning of the academic year. If the second semester counterpart of an elective module cannot be registered for at the beginning of the year, students must choose another elective module combination that is available in both semesters.

Second semester

Module	Code
Introduction to Law II	LITL2524

One of the following electives in the second semester:

Module	Code
Culture: Understanding Ourselves and Others	ANTC1624
Arabic Language, Literature and Culture Prerequisite: To register for this module, a student must have passed Introduction to Arabic Language, Literature and Culture (ARAB1514).	ARAB1624
Legal Language and Culture II	CLLC1624
Criminology (Introduction to Criminal Justice)	CRIM1624
Business Management (General Management)	EBUS1624
Accounting Prerequisite: To register for this module, a student must have passed Mathematical Literacy (MTDL1504) with an average of at least 70%.	EACC1624
Introduction to Philosophy II: Tradition and Modernity Prerequisite: To register for this module, a student must have passed FILO1514.	FILO1624
French Language, Literature and Culture (for beginners and foreign language) Prerequisite: To register for this module, a student must have passed French Language, Literature and Culture (for beginners and foreign language) (FRAN1514).	FRAN1524
German for Beginners II Prerequisite: To register for this module, a student must have passed German for Beginners I (GERB1514).	GERB1524
Histories, Historians and History-makers	HIST1644
Political Science (Introduction to World)	POLS1524
Developmental Psychology	PSDE1624
Social Institutions and Social Change	SOCI1624
Sesotho (Sesotho Basic Communication and Culture)	SSOL1524

OR two of the following electives in the second semester:

Module	Code
Conversational and communicative competency in Afrikaans for Foreign Language Speakers Prerequisite: Home language speakers and additional language speakers of Afrikaans (grade 12 results on the enrolment record) are excluded from this module aimed at language acquisition for foreign language speakers.	GAF03522
Basic South African Sign Language	SIC03522
Sesotho Conversational Language Prerequisite: Home language speakers and additional language speakers of Sesotho and the language family (grade 12 results on the enrolment record) are excluded from this module aimed at language acquisition for foreign language speakers.	SSC03522
IsiZulu Conversational Language Prerequisite: Home language speakers and additional language speakers of IsiZulu (grade 12 results on the enrolment record) are excluded from this module aimed at language acquisition for foreign language speakers.	ZUC03522

- The number of available spaces for each of the elective modules is determined by the faculty in which the module is presented and is therefore not guaranteed.
- Students must register for the corresponding elective modules in both the first and second semester at the beginning of the academic year. If the second semester counterpart of an elective module cannot be registered for at the beginning of the year, students must choose another elective module combination that is available in both semesters.

THIRD YEAR OF STUDY

YEAR

Module	Code
African Customary Law	LAFR2604
Criminal Law	LCRM2604
Labour Law	LLAB2605
Law of Contract	LLOC2605

First semester

Module	Code
Family Law	LFAM2613
Human Rights Law Prerequisite: To register for this module, a student must already have passed Constitutional Law (LCON1523).	LHUM2613
Legal Interpretation	LLIN2613

Second semester

Module	Code
Consumer Protection and Credit Law	LCPC2623
Law of Succession and Administration of Estates	LSAE2623

FOURTH YEAR OF STUDY

YEAR

Module	Code
Law of Business Entities	LBUE3704
Law of Civil Procedure	LCVP3705
Law of Criminal Procedure Prerequisite: To register for this module, a student must already have passed Criminal Law (LCRM2604).	LCPR3705
Law of Delict	LDEL3705
Law of Evidence	LEVD3705

First semester

Module	Code
Advanced Human Rights Law Prerequisite: To register for this module, a student must already have passed Human Rights Law (LHUM2613).	LAHR3713

Second semester

Module	Code
Law of Property	LPR03723
Specific Contracts	LSPC3723
Practical Legal Skills Prerequisite: To register for this module, a student must already have passed Criminal Law (LCRM2604), Law of Contract (LLOC2605), Family Law (LFAM2613) and Law of Succession and Administration of Estates (LSAE2623).	LPLS3723

FIFTH YEAR OF STUDY

First semester

Module	Code
Administrative Law	LADM4813
Jurisprudence and Ethics	LJAE4813
Public International Law	LINT4813

Second semester

Module	Code
Banking Law and Payment Methods	LBPM4823
Insolvency Law	LINL4823

One of the following electives in either the first or second semester:

First semester

Module	Code
Legal Practicum	LLPR4810
Community Service Learning	LCSL4810
Facilitation Skills for Law Students	LFSL4810

Second semester

Module	Code
Legal Practicum	LLPR4820

- The number of available spaces for each of the electives above is determined annually by the Faculty. Space in a particular elective is not guaranteed. If a student cannot register for one of the electives due to the registration cap being filled, an alternative elective must be chosen.

Select one of the following five focus areas:

i. Constitutional Law

Module	Code
African Human Rights Law	LAHR4820
Research Report	LRRP4800
One of the following electives:	
Advanced Administrative Law Prerequisite: To register for this module, a student must already have passed Administrative Law (LADM4813).	LAAL4820
Advanced Constitutional Law Prerequisite: To register for this module, a student must already have passed Advanced Human Rights Law (LAHR3713).	LACN4810
Alternative Dispute Resolution	LADR4810
Child Law*	LCHD4820
Education Law	LEDL4810
Electronic and Internet Law	LEIL4820
Environmental Law	LENV4810
Mining Law	LMIN4810
Moot	LMOT4800

* This module will not be offered in 2025.

ii. Criminal Law

Module	Code
International Criminal Law	LICL4820
Research Report	LRRP4800
One of the following electives:	
Alternative Dispute Resolution	LADR4810
Criminal Justice	LCRJ4810
Electronic and Internet Law	LEIL4820
Forensic Evidence	LFOR4820
Moot	LMOT4800

iii. Labour Law

Module	Code
Comparative Labour Law	LCOM4820
Research Report	LRRP4800
One of the following electives:	
Alternative Dispute Resolution	LADR4810
Collective Labour Law	LCOL4810
Electronic and Internet Law	LEIL4820
Moot	LMOT4800
Social Security Law	LSSL4810

iv. Mercantile Law

Module	Code
International Economic Law	LIEL4820
Research Report	LRRP4800
One of the following electives:	
Advanced Company Law Prerequisite: To register for this module, a student must already have passed Law of Business Entities (LBUE3704).	LACL4820
Alternative Dispute Resolution	LADR4810
Electronic and Internet Law	LEIL4820
Financial Planning Law Prerequisite: To register for this module, a student must already have passed Law of Persons (LPSN1512), Law of Contract (LLOC2605), Family Law (LFAM2613), Law of Succession and Administration of Estates (LSAE2623) and Law of Property (LPRO3723).	LFPL4810
Financial Planning Law Prerequisite: To register for this module, a student must already have passed Law of Persons (LPSN1512), Law of Contract (LLOC2605), Family Law (LFAM2613), Law of Succession and Administration of Estates (LSAE2623) and Law of Property (LPRO3723).	LFPL4820
Intellectual Property Law	LIPL4820
Moot	LMOT4800
Tax Law	LTAX4810

v. Private Law

Module	Code
Private International Law	LPIL4810
Research Report	LRRP4800
One of the following electives:	
Alternative Dispute Resolution	LADR4810
Law of Damages	LDAM4810
Law of Estoppel and Enrichment*	LEAE4810
Electronic and Internet Law	LEIL4820
Financial Planning Law Prerequisite: To register for this module, a student must already have passed Law of Persons (LPSN1512), Law of Contract (LLOC2605), Family Law (LFAM2613), Law of Succession and Administration of Estates (LSAE2623) and Law of Property (LPRO3723).	LFPL4810
Financial Planning Law Prerequisite: To register for this module, a student must already have passed Law of Persons (LPSN1512), Law of Contract (LLOC2605), Family Law (LFAM2613), Law of Succession and Administration of Estates (LSAE2623) and Law of Property (LPRO3723).	LFPL4820
Medical Law	LMED4820
Moot	LMOT4800
Religious Legal Systems	LRLS4820
Sectional Titles	LSCT4810
Law of Trusts	LTRU4820

* This module will not be offered in 2025.

- The number of available spaces for each of the focus areas, and for each of its corresponding electives, is determined annually by the Faculty. Space in a particular focus area and its corresponding electives is not guaranteed. If a student cannot register for one of the focus areas or its corresponding electives due to the registration cap being filled, an alternative focus area or elective must be chosen.

RULE E2 | BACHELOR OF LAWS (LLB)

As a second Bachelor’s Degree
(study code BC340000 (540 credits))

E2.1

The LLB can also be obtained as a second Bachelor’s Degree. For example, a student can register for an LLB degree after obtaining a Bachelor of Commerce in Law degree, hereafter referred to as the BCom (Law) degree. In terms of the policy of the Faculty of Law recognition of law modules is only granted if the modules were completed within 7 years from the date on which the module was passed to the date of application for recognition (Faculty Rule E1.5).

E2.2

The General Academic Rules as well as Faculty Rule E1 are applicable to these curricula *mutatis mutandis*.

E2.4 The LLB preceded by the BCom (Law) degree (Study code BC340000)

- a. The minimum duration of the curriculum for the LLB preceded by a BCom (Law) is two years.
- b. The LLB preceded by a BCom (Law) will be awarded if a student has passed all the modules necessary for obtaining the LLB in terms of Faculty Rule E1.8.
- c. Exemption from or recognition of credits earned in the BCom (Law) can be granted in terms of the General Academic Rules and Faculty Rule E1.5.
- d. Students who follow the LLB degree preceded by the BCom (Law) (UFS), are exempted from UFSS1504 as intended in Faculty Rule E1.8.
- e. It is the responsibility of a student who takes the LLB preceded by a BCom (Law) to consult the class timetable before registering for modules, as class timetable clashes may occur.

E2.5 Degree with distinction

- a. The LLB preceded by BCom (Law) is awarded with distinction if a student complies with the requirements for obtaining a qualification with distinction in the General Academic Rules and Faculty Rule E1.7. However, exemptions or recognitions from the BCom (Law) will not be taken as additional residential years in respect of the LLB.
- b. The following additional requirements will apply:
 - i. In the BCom (Law), the student should not have failed any module that is required for obtaining the LLB in terms of Faculty Rule E1.8.
 - ii. The BCom (Law) should have been completed within the minimum prescribed period.
 - iii. The LLB preceded by a BCom (Law) should be completed within a maximum of two years.



ADVANCED DIPLOMA IN ESTATE AND TRUST ADMINISTRATION

OBJECTIVES OF THE QUALIFICATION

The objective of the Advanced Diploma in Estate and Trust Administration is to promote integrated teaching and learning and the development of life-long learning skills that will enable graduates to work and provide advice in the Fiduciary Services industry.

The qualification aims to enhance appropriate knowledge and competencies –

- through participative learning;
- by enabling students to make informed decisions; and
- by addressing challenges and issues and account for graduates to provide sound advice based on legal and professional principles.

The graduate will acquire the necessary skills and knowledge to provide advice with regards to fiduciary services for the benefit of individuals or business entities and will be able to:

- Explain and apply relevant legislation and the principle of ethics in the Fiduciary Services industry;
- Understand and apply all the legislative and fiduciary requirements to effectively draft all documentation relevant to the Fiduciary Services industry;
- Demonstrate an advanced understanding of the theoretical framework, key concepts and core legal rules and principles of all areas of the Fiduciary Services industry;
- Apply the theoretical legal knowledge and skills to practical administration processes to interact effectively with the public; and
- Evaluate and apply relevant information from legislation, literature and secondary data sources to specific practical scenarios.

RULE E3 | ADVANCED DIPLOMA IN ESTATE AND TRUST ADMINISTRATION

(Academic plan code BD320300)
(Total minimum credits: 120)

E3.1 Applicability

The General Academic Rules apply *mutatis mutandis* to students who are registered for the Advanced Diploma in Estate and Trust Administration with certain deviations specified herein.

E3.2 Special curricula

The Dean may prescribe special curricula and programmes for candidates, should he/she deem these to be necessary for academic purposes. The stipulations of the faculty rules apply *mutatis mutandis*.

E3.3 Admission

- a. For admission to the Advanced Diploma in Estate and Trust Administration a Diploma on NQF Level 6 or a Bachelor’s Degree on NQF Level 7 (minimum 360 credits) in any fields relating to or containing subject matter of estate administration, trust administration, financial planning or estate planning is required.
- b. Students who completed an LLB degree or any other relevant qualification may also apply for the admission to the Advanced Diploma in Estate and Trust Administration.
- c. Notwithstanding subparagraphs (a) and (b) above, a candidate may, at the recommendation of the Dean, be admitted to the Advanced Diploma in Estate and Trust Administration (BD320300) if the candidate applied in terms of the General Academic Rules for admission by means of a process of recognition of prior learning.

E3.4 Duration of study

- a. The duration of study for the Advanced Diploma in Estate and Trust Administration is a minimum of one year.
- b. The duration of study for the Advanced Diploma in Estate and Trust Administration is a maximum of two years from the date of first registration.
- c. The Dean of the Faculty of Law will not grant any student permission to register if such a student has exceeded the maximum residential period.
- d. If a student interrupted his/her studies for one year or longer, the student has to reapply. The student’s application will be considered together with the applications of other students, and the student’s academic performance will be taken into account. See the General Academic Rules regarding progression in respect of undergraduate students. In terms of the General Academic Rules regarding the duration of study the maximum period of study will continue to be counted from the year of return, unless the student interrupted her/his studies due to a lack of academic progress.

E3.5 Advanced Diploma with distinction

The Advanced Diploma in Estate and Trust Administration is awarded with distinction if a student

- a. Completed the curriculum for the Advanced Diploma in Estate and Trust Administration within the minimum prescribed period and never failed a module in this qualification, or
- b. Completed the curriculum for the Advanced Diploma in Estate and Trust Administration within the maximum prescribed period of two years, can provide evidence that they were employed full-time for that period and never failed a module in this qualification.

- c. Achieved a minimum weighted average of 75 percent in the four modules..

E3.6 Modules necessary for obtaining the Advanced Diploma in Estate and Trust Administration

The Advanced Diploma in Estate and Trust Administration is awarded if a candidate has passed at least the following modules or has received exemption from or recognition of the relevant modules:

Year modules	Codes	Credits
Administration of Deceased Estates	ADDE1700	30 credits
Estate planning and Drafting of Wills	EPDW1700	30 credits
Regulatory Environment	REEN1700	30 credits
Trust Administration	TRAD1700	30 credits

ADDE1700 Administration of Deceased Estate Description and purpose of module

The student will be able to apply the theoretical principles of the administration of deceased estates to practical examples for testate as well as intestate estates. The learner will be familiar with the most important legislation at the end of this module to ensure that they will act in accordance with the law that governs the administration of deceased estates.

Integrated knowledge and skills

After having successfully completed this module, the student should be able to assimilate the relevant concepts and principles and formulate solutions regarding:

- a. The roles, functions and duties of executors.
- b. Interpreting the Will and dealing with the surviving heirs.
- c. Drafting a liquidation and distribution account.
- d. Explain and understand the Estate duty addendum.

EPDW1700 Estate Planning and Wills Drafting Description and purpose of module

Students will be able to apply all the legal formalities to drafting a will. Students will learn to consult with clients and to acquire the correct information to draft a valid will.

Students will use the required knowledge to interpret clauses in a will and rectify any problems. The student must be able to apply legal and tax solutions in all the areas of estate planning and 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 must be considered and addressed to produce an effective and practical estate plan.

Integrated knowledge and skills

After having successfully completed this module, the student should be able to assimilate the relevant concepts and principles and to formulate solutions regarding:

- a. List and explain the formalities i.t.o. the Wills Act
- b. Discuss the contents of a will and explain the rights of the different role players
- c. Discuss the impact of different matrimonial property regimes on the drafting of a will and on the different estate planning techniques.

- d. Draft and/or rectify general clauses in a will– appointment of an executor, exclusion of joint estate beneficiary, exclusion of the guardians' fund, furnishing security, creation of a testamentary trust, revocation, insolvency clause.
- e. Define and apply testate and intestate succession and explain the importance thereof for estate planning purposes.
- f. Explain the court's power to declare a will not meeting the formality requirements of a valid will.
- g. Do all the relevant calculations applicable to estate planning, provide solutions, and advise on the impact of the planning.
- h. Explain the estate planning process and apply the process to the circumstances of a particular client.
- i. Make recommendations on the will and testamentary issues of a client.
- j. Advise on succession strategies and the distribution of assets by way of a will.
- k. Advise on the impact of capital gains tax in cases where trust assets to which the beneficiary has a vested right.
- l. Discuss the definition of spouse in terms of the Income Tax Act and the Estate Duty Act and the impact it may have estate planning and administration.
- m. Explain how the proceeds of different policies will be dealt with for estate duty purposes.
- n. Explain different estate planning techniques (first dying and surviving spouse).

▪ REEN1700 Regulatory Environment

Description and purpose of module

The regulatory environment and legislation that governs the Fiduciary Services industry. The student will be familiar with the most important legislation at the end of this module to ensure that he will not act illegally, unethically or negligently. The learner will be able to explain and identify all the formalities with regard to deceased estates, wills and the administration of trusts.

Integrated knowledge and skills

After having successfully completed this module, the student should, be able to assimilate the relevant concepts and principles and formulate solutions regarding:

- a. Compliance and Legislation governing the Fiduciary Services Industry
- b. Discuss the meaning and importance of ethics in the Fiduciary Services Environment.
- c. Evaluate and analyse what would be considered ethical behaviour in the Fiduciary Services Environment
- d. Demonstrate an understanding of compliance within the fiduciary services.
- e. Explain the relevance and application of compliance legislation, including the subordinate legislation.
- f. Define relevant and important concepts applicable to the Fiduciary Services Industry.
- g. Identify and describe the role of the various role players, as well as the statutory and non-statutory bodies (for example, FISA and STEP), in the fiduciary services industry.
- h. List and analyse the aim of the main regulatory bodies (for example Masters Office) applicable to fiduciary services.
- i. List and discuss the functions and structure of the office

E3.7

The final mark for a module is comprised of 30% based on the semester mark and 70% from the examination mark.

E3.8

Assessment rules specific to the modules in the Advanced Diploma in Estate and Trust Administration

- a. Assessment results will be posted on Peoplesoft in line with the due dates and time schedules communicated with students.
- b. A student registered at the School of Financial Planning Law may apply for a re-mark of an examination in terms of the prescribed process and after payment of the re-mark fee (where applicable and irrespective of the student's account being in arrears, but subject to the provision that the details of the results will be announced). The application must reach the School of Financial Planning Law within five (5) working days after the results in respect of the relevant module have been made available to students. The student will receive written feedback on the re-mark within three (3) weeks of receipt of the request. Students who are dissatisfied with the outcome of the re-mark have the right to appeal to the programme director within five (5) working days of receiving the written feedback. The appeal will be dealt with by the programme director in consultation with the examination committee of the School of Financial Planning Law. The outcome of the appeal will be final.
- c. For the qualifications offered at the School of Financial Planning Law, a student in her/his final academic year who – upon completion of the Main end-of-year examination – must prolong her/his studies to obtain the qualification subsequent to passing all required modules, but failing a single module during the Main end-of-year examination (September), will automatically qualify to take a special examination, which is written during the Supplementary end-of-year examination (November).
- d. For the qualifications offered at the School of Financial Planning Law, two (2) examinations per year are scheduled, namely in September, being the Main end-of-year Examination and in November/December, being the Supplementary end-of-year Examination.
- e. A student at the School of Financial Planning Law who has passed a module but wishes to improve the final mark – provided that a final mark of at least 60% has been obtained – may, within the time allowed and on the prescribed form, apply to write the Supplementary examination during the November examinations.

RULE E4 | ASSESSMENT RULES AND REGULATIONS

E4.1

The undergraduate assessment practices in the Faculty are governed by the Faculty of Law Undergraduate Assessment Rules and Regulations, which is available to students on Blackboard. It is the responsibility of students to acquaint themselves with these rules and regulations.

E4.2

The Faculty of Law Undergraduate Assessment Rules and Regulations applies to the undergraduate assessment practices of all Faculty of Law members of staff, whether part-time or permanently appointed, regarding coursework learning programmes.

E4.3

The Faculty of Law Undergraduate Assessment Rules and Regulations must be read in conjunction with the following:

- a. General Academic Rules;
- b. Faculty of Law Rules for Undergraduate Qualifications;
- c. Assessment Policy on the UFS Coursework Learning Programmes; and
- d. Other UFS policy documents, such as the:
 - i. Language Policy;
 - ii. Policy on Preventing and Dealing with Academic Writing Misconduct;
 - iii. Quality Assurance Policy; and
 - iv. Teaching-Learning Policy – Open, blended, and engaged learning.

E4.4

The General Academic Rules have precedence if a provision in the Faculty of Law Rules for Undergraduate Qualifications conflicts with the provisions of the General Academic Rules. The Faculty of Law Rules for Undergraduate Qualifications will have precedence if a provision in the Faculty of Law Undergraduate Assessment Rules and Regulations conflicts with the Faculty of Law Rules for Undergraduate Qualifications

RULE E5 | FACULTY READMISSION APPEALS COMMITTEE RULES

E5.1

Functions of the Faculty Readmission Appeals Committee

- a. The primary function of the Faculty Readmission Appeals Committee is to deal with readmission appeals from students.
- b. The function of the RAC is to deal generally with readmission appeals. The RAC will also deal with appeals regarding any academic matter that was addressed through the General Academic Rules, but where the student was not satisfied with the outcome, including, but not limited to:
 - Residential period;
 - Permission for deviations;
 - Curriculum appeals;
 - Permission to do certain modules with UNISA;
 - Credit accumulation, recognition and transfer;
 - Extension of registration period;
 - Exemption from modules: UFS101; development modules;
 - Retroactive registrations;
 - De-registrations; and
 - Permission to repeat modules failed on two or more occasions;
 - Obtaining a qualification with distinction;
 - Early exit;
 - Graduating within a shorter period than the prescribed minimum;
 - Master's degree/PhD appeals: title registration, supervisor conflict;
 - Recognition of Prior Learning; and
 - Predicate appeals.

E5.2 Lodging an appeal to the Faculty Readmission Appeals Committee

- a. A student who needs to lodge an appeal to the Faculty Readmission Appeals Committee (FRAC) should contact the Faculty for the relevant student appeal form, complete it and submit it to lawappeals@ufs.ac.za.
- b. The student should submit the student appeal form in (a) above and comprehensive supporting documentation/proof via email to the email address provided before the stipulated appeal deadline. Deadlines are subject to change. It is the student's responsibility to ensure they submit in time.
- c. No additional documentation will be accepted after submission of the documents mentioned in (b) above.

E5.3 The decision by the Faculty Readmission Appeal Committee is final

RULE E6 | CURRICULA AND MODULES

E6.1

The modules offered by the various departments of the Faculty of Law and other faculties are as follows:



UNDERGRADUATE MODULES



ANTI1514 Introduction to Anthropology

The module ANTI1514 (16 Credits) is presented in the Faculty of Humanities.

The first-year module in the Anthropology course introduces the nature of the discipline and explains why the discipline is relevant in our world today; amongst other things, its contributions in making sense of the challenges of the contemporary world.

ANTC1624 Culture: Understanding Ourselves and Others

The module ANTC1624 (16 Credits) is presented in the Faculty of Humanities.

Culture is introduced as a central concept of anthropology by discussing the characteristics, such as symbolic, learned, and shared adaptive nature in theory but also with reference to modern examples from everyday life. Humans are presented as active beings that question the rules and practices of society and transform culture through their actions.

CLLC1514 Legal Language and Culture I

The objective of the Legal language and Culture module is to make you a better South African legal practitioner through introducing you to a major source of the South African legal system, that is, ancient Roman law. In this module you will study ancient Roman culture, society and religion in order to understand the background against which ancient Roman Law originated. This module, in addition, will also equip you with knowledge of ancient Latin legal terms and phrases that are still relevant to present-day South African law.

On completion of this module, the student will be able to:

- Gain insight into the social, cultural and religious circumstances wherein Roman Law originated.
- Understand the historical development of Roman Law and its historical antecedents.
- Study ancient Roman law as another case of customary law over and above African customary law.
- Understand and correctly use the most important Latin legal terms and phrases used in present-day South African legal documents and by legal practitioners.

CLLC1624 Legal Language and Culture II

The objective of the Legal language and Culture module is to make you a better South African legal practitioner through introducing you to a major source of the South African legal system, that is, ancient Roman law. In this module you will study ancient Roman culture, society and religion in order to understand the background against which ancient Roman Law originated. This module, in addition, will also equip you with knowledge of ancient Latin legal terms and phrases that are still relevant to present-day South African law.

On completion of this module, the student will be able to:

- Gain insight into the social, cultural and religious circumstances wherein Roman Law originated.
- Understand the historical development of Roman Law and its historical antecedents.
- Study ancient Roman law as another case of customary law over and above African customary law.
- Understand and correctly use the most important Latin legal terms and phrases used in present-day South African legal documents and by legal practitioners.

CRIM1514 Criminology (Introduction to Criminology)

The module CRIM1514 (16 Credits) is presented in the Faculty of Humanities.

The purpose of this module is to equip students with the knowledge, theories, principles and practices of Criminology, including the scope of the study field of criminology; key concepts of crime, conflict, criminal behaviour and victimisation; an overview of research strategies in criminology; crime statistics, crime rates and patterns in Southern Africa; the fear of crime and crime in the media and criminological theories.

On completion of this module, the student will be able to:

- Describe the areas of specialisation in criminology.
- Define and explain the concepts related to crime, conflict and participants in the criminalisable event.
- Interpret crime statistics, crime rates and patterns in Southern Africa.
- Discuss the fear of crime and interpret crime in the media.
- Describe criminological theory and apply to particular contexts.
- Gather information from a range of sources.
- Communicate effectively using language skills in oral or written presentations.
- Apply appropriate conventions in terms of intellectual property, copyright and plagiarism within all written and oral work presented.
- Assess his/her own progress and take necessary steps to ensure improvement within the structured academic environment of initial years of study.

CRIM1624 Criminology (Introduction to Criminal Justice)

The module CRIM1624 (16 Credits) is presented in the Faculty of Humanities.

The purpose of this module is to introduce students to the fundamental knowledge, theories, principles and practices of criminal justice.

On completion of this module, the student will be able to:

- Demonstrate the role and functioning of the various tiers of the criminal justice system.
- Evaluate theoretical perspectives relevant to criminal justice in South Africa.
- Apply diverse arguments in relation to traditional and alternative forms of policing, sentencing and corrections.
- Communicate effectively using language skills in oral or written presentations.
- Work effectively with others as a member of a team, group, organisation, community.
- Apply appropriate conventions in terms of intellectual property, copyright and plagiarism within all written and oral work presented.
- Assess own progress and take necessary steps to ensure improvement within the structured academic environment of initial years of study.

CSIL1511 Computer Literacy

The module CSIL1511 (4 Credits) is presented in the Department of Computer Science and Informatics.

This module contains basic knowledge of the principles of microcomputers and microcomputer hardware; the basic commands of the operating system, a general word processing program, a spreadsheet program, presentation program and the internet. The student must also be able to apply the knowledge.

On completion of this module, the student will be able to:

- Explain the principles of microcomputers and microcomputer hardware.
- Describe the basic commands of an operating system and must be able to apply it.
- Describe the basic commands of a general word processing program and must be able to apply it.
- Describe the basic commands of a spreadsheet program and must be able to apply it.
- Describe the basic commands of the Internet and must be able to apply it.
- Describe the basic commands of a presentation program and must be able to apply it.

CSIL1521 Advanced Computer Literacy

The module CSIL1521 (4 Credits) is presented in the Department of Computer Science and Informatics.

This module covers basic commands of a database program, as well as advanced commands of a general word processing program, a spreadsheet program and a presentation program. The student must also be able to apply the knowledge.

On completion of this module, the student will be able to:

- Describe advanced aspects of word processing, such as tables, table of contents and bibliography, and must be able to apply it.
- Describe advanced aspects of spreadsheets, including graphs and linking with documents, and must be able to apply it.
- Describe advanced aspects of a presentation program and must be able to apply it.
- Describe the basic commands of a database program and must be able to apply it.

EACC1614 Accounting

The module EACC1614 (16 Credits) is presented in the School of Accountancy.

The purpose of this module is to equip students with fundamental knowledge, theories, principles and practices of accounting, including accounting for sole proprietors.

On completion of this module, the student will be able to:

- Record information and apply knowledge gained (at an introductory level) with regard to sole proprietors.
- Apply knowledge gained (at an introductory level) with regard to sole proprietors for every stage of the accounting cycle.
- Record information and apply knowledge gained (at an introductory level) with regard to sole proprietors for different elements of financial statements.
- Record information and apply knowledge gained (at an introductory level) with regard to sole proprietors for manufacturing entities.

CALL1508 Critical Academic Literacies for Law

The module CALL1508 (32 Credits) is presented in the Centre for Teaching and Learning.

This module aims to develop students' academic reading and writing skills and aims to do so in content that is relevant to the law faculty. The module focuses on the kinds of academic literacy tasks needed to achieve success in a legal degree.

EBUS1614 Business Management (Business Dynamics)

The module EBUS1614 (16 Credits) is presented in the Faculty of Economic and Management Sciences.

The purpose of this module is to equip students with fundamental knowledge, theories and concepts of entrepreneurship, marketing and finance. It seeks to establish foundational knowledge regarding these three core management functions.

On completion of this module, the student will be able to:

- Apply and discuss the STP-process and the four P's of marketing and to apply it in practice.
- Demonstrate his/her expertise in entrepreneurship relating to the basic principles and historical development and application thereof, given the entrepreneurial environment.
- Interpret the concept entrepreneurship along with the characteristics of the entrepreneur.
- Assess basic financial concepts of financial activities performed in an organisation.
- Calculate ratios in an effort to analyse financial statements and performance.

EBUS1624 Business Management (General Management)

The module EBUS1624 (16 Credits) is presented in the Faculty of Economic and Management Sciences.

The purpose of this module is to enable students to gain insights into the nature of general management. The four management functions, namely: planning, organising, leading and control, as well as related topics, will be investigated.

On completion of this module, the student will be able to:

- Outline the principles of the four management functions (planning, organising, leading and control).
- Examine the external environments of a business and indicate the impact that each of these environments has on a business.
- Apply planning, organising, leading and control in their daily functioning.

EDED3712/3722 ePortfolio Development: Enterprising your Degree

This module is available for final year undergraduate students and postgraduate students. This module is positioned as a capstone for graduates, and is aligned with career development and employability initiatives at the UFS. The aim of this module is to enhance your employability by teaching you to take stock of your skills and attributes that you have acquired during your studies, and articulate that in an ePortfolio that would help you market your skills, network, and apply for work. Students that register for this module will develop the digital skills to engage on LinkedIn, populate a website, and develop a future work plan to turn their skill set into a career. EDED3712/3722 is a semester long 8 credit module – you can participate in the module either in the first semester or the second semester. If you register for this module, it will be in addition to your degree credits and will not weigh towards the required number of credits for graduation.

EECF1614 Economics (Economic Systems and Basic Microeconomics)

The module EECF1614 (16 Credits) is presented in the Department of Economics.

The purpose of this module is to introduce students to basic microeconomics and to develop the competency to demonstrate analytical skills in different fields of economics.

On completion of this module, the student will be able to:

- Discuss the economic crises of our time.
- Distinguish and interpret the South African issues.
- Discuss economics as a science.
- Distinguish, dispute and interpret South African economic development and the corresponding economic thought, theories and systems.
- Evaluate the premarket social system.
- Analyse the development of the market economy and the accompanying thoughts of the Mercantilists, Physiocrats and the Classical School.
- Distinguish and discuss the industrial revolution and the ensuing pessimism of Malthus and Ricardo.
- Interpret the Marxist criticism and the ensuing centrally planned economy.
- Discuss and evaluate the Neo-classical reactions of Walras and Marshall.
- Analyse relevance for contemporary thought, also in South Africa, on the functioning of an economy.
- Discuss, illustrate and interpret supply and demand, elasticity, opportunity cost, consumer theory, the theory of the firm.

EECF1624 Economics (Introduction to Macroeconomics)

The module EECF1624 (16 Credits) is presented in the Department of Economics.

The purpose of this module is to introduce students to the concepts used in a macroeconomic context as well as to introduce them to basic macroeconomic theory. The module emphasises practical application so that students can relate the economic theory to the South African economy context.

On completion of this module, the student will be able to:

- Define, measure and interpret macroeconomic indicators.
- Apply Keynesian macroeconomic theory.
- Analyse and manipulate income determination.
- Identify and illustrate the monetary sector, the money-creating process and interest rates.
- Apply the components of total expenditure, the role of the government and the budget.
- Illustrate the effects on inflation and GDP/output by using AD/AS analysis.
- Construct chain reactions to show the connection and interaction between the real and monetary sectors.
- Measure the openness of South Africa's economy and the implications thereof.
- Give examples of monetary and fiscal policy and illustrate these graphically.

ENG1506 English Skills

The module ENG1506 (24 Credits) is presented in the Department of English.

The purpose of this module is to equip students with critical reading, writing, and thinking skills. The focus is on grammar, intensive, as well as extensive reading. The module includes strong theoretical underpinnings as well as application of theory.

On completion of this module, the student will be able to:

- Explain idiomatic expressions through the use of vocabulary exercises.
- Identify and understand the functions of discourse markers in texts.
- Use new-found knowledge of grammatical constructions as a vehicle for accomplishing a variety of communicative tasks.
- Use speaking and listening skills to make and negotiate meaning.
- Express opinions about a variety of issues fluently, critically and creatively.
- Write effective topic sentences and relevant support sentences at the level of the paragraph.
- Write accurate paraphrases of texts.
- Research a topic and write a coherent academic essay or report.

EACC1624 Accounting for the Legal Profession

The module ERRK1624 (16 Credits) is presented in the School of Accountancy.

The purpose of this module is to equip students with knowledge and skills to keep fundamental records throughout the accounting cycle for sole proprietors within service-, trading and manufacturing concerns as well as partnerships, companies and law practises.

On completion of this module, the student will be able to record information and apply principles and theories gained with regard to partnerships, companies and legal accounting.

FIL01514 Introduction to Philosophy I: Tradition and Modernity

The module FIL01514 (16 Credits) is presented in the Department of Philosophy.

FIL01624 Introduction to Philosophy I: Tradition and Modernity

The module FIL01624 (16 Credits) is presented in the Department of Philosophy.

HIST1534 A Brief History of the Whole World

The module HIST1534 (16 Credits) is presented in the Department of History.

This module presents a brief decolonial global history of the world, beginning two hundred thousand years ago and extending to the twentieth century. It emphasises the place of Africa and Africans in the development of our modern global society. It touches on important themes and events across the world that shaped social, cultural, political and economic relations in our long human history, deconstructing the centrality of the nation-state in world history.

HIST1644 Histories, Historians and History-makers

The module HIST1644 (16 Credits) is presented in the Department of History.

This module introduces history as an academic discipline. It focuses on how historians make arguments and use evidence to understand the past. The module highlights the dynamic and contested nature of history as a discipline and explores different interpretations of the past. Situated in case studies from the southern African past, it develops students' discipline-specific understanding and skills.

LAAL4820 Advanced Administrative Law

The module LAAL4820 (10 Credits) is presented in the Department of Public Law.

The purpose of this module is to build on the Administrative Law module and to equip students with advanced knowledge and skills in the field. The module focuses on specific administrative law themes that deals with the transformative role that administrative justice plays in South Africa. Students will study the relationship between the constitutional right to just administrative action and realisation of other constitutional rights, for example, socio-economic rights. Knowledge and skills will be developed by comparative research on selected administrative justice concepts such as judicial review, the concept of administrative action, reasonableness, procedural fairness, lawfulness and the right to reasons. The module will furthermore enhance students' critical thinking, legal writing, problem solving, teamwork and oral communication skills. Students will also engage with the movement known as Global Administrative Law.

On completion of this module, the student will be able to:

- Interpret and evaluate the meaning and content of the constitutional right to just administrative action.
- Critically explain the meaning and content of the right to just administrative action in terms of the Promotion of Administrative Justice Act 3 of 2000.
- Critique the availability and effectiveness of alternative measures to ensure administrative control.
- Analyse authentic factual scenarios and draft legal opinions and present an oral argument based on the elements of administrative action as defined in Promotion of Administrative Justice Act 3 of 2000.
- Analyse and contrast measures of control of administrative power in South Africa to other jurisdictions, e.g. United Kingdom, Australia, and Kenya.
- Apply the criteria regarding standing in administrative proceedings to factual scenarios.
- Apply the correct procedure to resolve administrative justice conflicts.
- Analyse the various remedies and motivate the most appropriate remedy/remedies when confronted with a factual scenario pertaining to various infringements of the right to just administrative action.
- Solve a hypothetical case study which integrates multiple administrative law issues (e.g. applying the definition of administrative action, various methods of control of administrative power, grounds for review in terms of the Promotion of Administrative Justice Act 3 of 2000, standing and remedies) by means of individual or collaborative research and the integration of different sources of law.
- Critically discuss the movement known as Global Administrative Law with specific reference to the reason for its establishment; the scope of its engagement; its operation and the implications thereof; and the way it interacts with South African administrative law.
- Identify ethical and unethical behaviour; critique unethical behaviour and maladministration; evaluate appropriate alternative causes of action to ensure that administrative action is taken in an ethical manner and with the necessary integrity; and suggest administrative law-based solutions to foster integrity and good governance.

LACL4820 Advanced Company Law

The module LACL4820 (10 Credits) is presented in the Department of Mercantile Law.

The purpose of this module is to introduce students to company reorganisation, take-overs, mergers and acquisitions; insider-trading transactions; corporate governance; and trading on the Johannesburg Stock Exchange (JSE). Students are enabled to appraise corporate social responsibility within the context of good corporate governance. The module furthermore aims to equip students with the skills pertaining to critical thinking, research, legal writing, problem solving, teamwork and oral communication through the application of theoretical principles to practical scenarios.

On completion of this module, the student will be able to:

- Explain the statutory structure of financial markets.
- Evaluate and apply the legal principles of listing of companies on public stock exchanges and compare it to the requirements of the Johannesburg Stock Exchange.
- Interpret the disclosure requirements, the duties of directors and the role of the legal advisor in the process of listing a company on the Johannesburg Stock Exchange.
- Discuss the listing particulars and other documents pertaining to listing on the Johannesburg Stock Exchange.
- Critically discuss offers for sale or subscriptions and placings of shares.
- Explain the provisions of insider trading in terms of the Securities Services Act 36 of 2004 and apply these provisions to complex scenarios in order to identify, analyse and solve problems in a critical and practical way.
- Debate the objectives and rationale for the regulation of reorganisations, take-overs, mergers and acquisitions of companies.
- Interpret and apply the provisions relating to the reorganisations, take-overs, mergers and acquisitions of companies from multiple sources in order to solve problems posed in a factual scenario.
- Apply the provisions of the Companies Act 71 of 2008 and common law in order to identify company groups, holding companies and control of subsidiaries from a factual scenario.
- Appraise the principles and recommendations of King III and IV.
- Critically discuss corporate governance within and beyond the King Reports.
- Reflect how the Companies Act of 2008 provides for the enhancement of economic welfare of South Africa as a partner within the global economy.
- Critically discuss the values, ethical conduct and justifiable decision-making of parties in company reorganisation, take-overs, mergers and acquisitions; insider-trading transactions; and trading on the Johannesburg Stock Exchange.
- Reflect on the legal, political, social and cultural factors that may influence the business environment in South Africa.
- Judge the influence of the Companies Act 71 of 2008 pertaining to the financial markets on the socio-economic situation in South Africa.
- Do research using appropriate techniques and write legal opinions on real legal and practical problems involving companies.

LACN4810 Advanced Constitutional Law

The module LACN4810 (10 Credits) is presented in the Department of Public Law.

This module comprises a detailed study of select constitutional rights that are foundational to the effective functioning a representative, participatory, constitutional, and pluralistic democracy. The module pursues this goal through a critical analysis of the constitutional rights to freedom of expression (section 16), freedom of assembly (section 17), freedom of association (section 18) and political rights (section 19). Intrinsic to this theme is a complementary exploration of the limitation of such rights to accommodate competing constitutional rights and values, such as human dignity and equality. The module aims to explore these themes, rights and values as a means of enhancing student attributes relating to critical thinking, research, legal writing, problem solving, teamwork and oral communication, particularly for the specific context of modern South African constitutionalism.

On completion of this module, the student will be able to:

- Critically discuss the constitutional rights to freedom of expression (section 16), freedom of assembly (section 17), freedom of association (section 18) and political rights (section 18) with reference to Constitutional Court decisions.
- Analyse relevant international human rights instruments.
- Evaluate, with reference to relevant case law, the significance of these rights for the maintenance of a representative, participatory, constitutional and pluralistic democracy.
- Assess, with reference to legislation and case law, limitations of the said rights in order to accommodate competing constitutional rights and values such as equality and human dignity.
- Through team research, analyse and critically and contextually evaluate in a written assignment as well as an oral presentation, a topical constitutional issue concerning one or more of the said rights.
- Apply the concepts, principles and legal theory related to the identified constitutional rights to real-life scenarios in solving problems in critical and practical ways.

LADM4813 Administrative Law

The module LADM4813 (12 Credits) is presented in the Department of Public Law.

The purpose of this module is to introduce students to the principles and norms of administrative law and the legal rules governing the exercise of public power. Students will be equipped with the research skills to investigate the constitutional standards of just administrative action, namely lawfulness, reasonableness, procedural fairness and the right to reasons. The module will facilitate students' acquisition of knowledge related to the role of courts in controlling administrative power by means of judicial review. The complex definition of administrative action in terms of the Promotion of Administrative Justice Act 3 of 2000 will be analysed and factual situations will be assessed to determine whether a decision or action qualifies as administrative in nature.

On completion of this module, the student will be able to:

- Define administrative law and reflect on the scope of administrative law.
- Discuss the sources of administrative law and apply the sources in an integrated manner to identify, analyse, address and solve authentic and unfamiliar problems that require critical thinking skills.
- Explain the historical development of administrative law in South Africa and apply research skills to evaluate the impact of the Constitution on the field of administrative law.
- Critically discuss the legal framework and implications of the constitutional right to just administrative action though the use of writing skills.
- Explain the right to administrative justice in terms of the Constitution and contrast it with the right to administrative justice in terms of the Promotion of Administrative Justice Act 3 of 2000.
- Analyse and critique the complex definition of administrative action as contained in Promotion of Administrative Justice Act 3 of 2000.
- Using the required research skills, analyse and interpret the meaning, scope and content of just administrative action in terms of Promotion of Administrative Justice Act 3 of 2000 and common law in order to solve conceptual problems using writing and thinking skills.
- Discuss judicial review and of judicial control over administrative action.
- Critically discuss the purpose, grounds and implications for judicial review with reference to case law, section 6 of the Promotion of Administrative Justice Act 3 of 2000 and practical examples by applying research and writing skills.
- Assess and apply the constitutional right to be given reasons for administrative action to factual scenarios.

LADR4810 Alternative Dispute Resolution

The module LADR4810 (10 Credits) is presented in the Department of Public Law.

The purpose of this module is to equip students with in-depth knowledge and the skills pertaining to formal and informal alternative dispute resolution methods in South Africa. The module aims to foster a sound understanding of the different characteristics and principles applicable to the various forms of alternative dispute resolution in South Africa. Student will gain knowledge of legal principles relating to commercial, labour, family, community and civil (court based) alternative dispute resolution. The module furthermore aims to equip students with knowledge and skills to professionally and ethically conduct alternative dispute resolution.

On completion of this module, the student will be able to:

- Demonstrate an in-depth and integrated understanding of all relevant aspects relating to alternative dispute resolution mechanisms in South Africa.
- Critically discuss and apply appropriate dispute resolution mechanisms.
- Analyse the advantages and disadvantages of alternative dispute resolution mechanisms as opposed to the formal civil process of dispute resolution.
- Evaluate the interdisciplinary notions applicable in conducting alternative dispute resolution mechanisms.
- Discuss on the purpose of the alternative dispute resolution process when dealing with different dispute resolution methods such as negotiation, mediation, court-based mediation and arbitration.
- Reflect on traditional African alternative dispute resolution mechanisms and evaluate national and international tendencies in the further development of alternative dispute resolution in South Africa.
- Identify and critically examine formal structures in place to facilitate/regulate alternative dispute resolution mechanisms with specific reference to the professional rules and ethical behaviour required of alternative dispute resolution practitioners.
- Effectively retrieve, critique and integrate information and research findings pertaining to a legal dispute that was referred for alternative dispute resolution.
- Communicate legally sound advice, both orally and in writing, to the parties involved in a legal dispute.
- Exhibit teamwork and self-regulated learning skills to fully accept responsibility for learning progress and the use of multiple resources.

LAFR2604 African Customary Law

The module LAFR2604 (16 Credits) is presented in the Department of Private Law.

The purpose of this module is to introduce students to the phenomenon of legal pluralism and to the nature and sphere of African customary law. The application and ascertainment of African customary law is addressed with specific reference to the South African customary law regulating the family; property; contracts; delicts, succession and inheritance; traditional and Khoi-San leadership and governance; and traditional courts and other dispute resolution mechanisms. Furthermore, key constitutional issues pertaining to African customary law is debated.

On completion of this module, the student will be able to:

- Explain the phenomenon of legal pluralism within the South African context.
- Reflect on how the Constitution has transformed the South African legal system in order to recognise African customary law.
- Describe the nature and sphere of African customary law.
- Critically discuss the impact of constitutional imperatives on the application of African customary law with specific reference to the constitutional rights to cultural and religious freedom.
- Solve problems regarding the application of African customary law by selecting and applying choice of law rules.
- Critically discuss how the ascertainment and proof of African customary law has developed from the pre- to the post-constitutional dispensation with reference to key statutory provisions and judgments.

- Apply the concepts, principles and legal theory of the African Customary law regulating the family; property; contracts; delicts; succession and inheritance; traditional and Khoi-San leadership and governance; traditional courts and other dispute resolution mechanisms to solve hypothetical and/or factual problems in a critical and practical way.
- Conduct and present independent research on contentious issues in African Customary law in written formats such as an assignment or a legal opinion.
- Perform basic numeracy tasks related to the African Customary law regulating succession and inheritance.
- Evaluate the role of African Customary law in advancing social justice issues such as inequality and discrimination.

LAHR3713 Advanced Human Rights Law

The module LAHR3713 (12 Credits) is presented in the Department of Public Law.

The module explores select human rights topics, principally the equality and property clauses, including socio-economic rights, enshrined in Chapter 2 of the Constitution from the perspective of the impact of fundamental constitutional rights, values and commitments such as fairness, democracy, dignity, equality, freedom, non-racialism and non-sexism. The selection of topics is informed by new developments in legislation, court cases and the socio-political environments. In this context, the module analyses the Constitutional Court's understanding of the equality and property clauses, sections 9 and 25 respectively, of the Constitution. The module also critically reviews the Constitutional Court's interpretation of the right to access to adequate housing in terms of section 26 of the Constitution as a socio-economic right. These topics include the Court's interpretation and application of legislation giving effect to the respective provisions, in particular legislation that prohibits unfair discrimination and requires affirmative action, as well as legislation that promotes land reform and security of tenure. A particular focus on the balancing of sections 25, 26 and 9 in the Court's application of the Prevention of Illegal Eviction from and Unlawful Occupation of Land Act 19 of 1998 aims to enhance insight into the respective rights as well as the interaction of these rights within the framework of the Constitution.

On completion of this module, the student will be able to:

- Interpret the right to equality in terms of section 9 of the Constitution.
- Evaluate the Constitutional Court's substantive approach to equality and compare the approach with the equality policies of comparable foreign jurisdictions.
- Critically discuss, with reference to case law, the interpretation and application of statutory prohibitions of unfair discrimination.
- Apply research skills to interpret, with reference to relevant legislation and case law, the requirements for and application of affirmative action measures in terms of section 9(2) of the Constitution and related statutory provisions.
- Analyse the right to property in terms of section 25 of the Constitution and its interrelationship with other constitutional rights.
- Evaluate the Constitutional Court's interpretation and application of the concepts of deprivation and expropriation, as well as the constitutional requirements for deprivation and expropriation of property.
- Judge, with reference to applicable legislation and case law, land reform in South Africa from a constitutional perspective.
- Analyse the right to access to adequate housing in terms of section 26 of the Constitution.
- Evaluate how the Constitutional Court in its interpretation and application of the Prevention of Illegal Eviction from and Unlawful Occupation of Land Act 19 of 1998 balances the relevant provisions of sections 25, 26 and 9 of the Constitution.
- Critically and contextually evaluate in a written assignment a relevant topical constitutional issue related to the said constitutional rights.

LAHR4820 African Human Rights Law

The module LAHR4820 (10 Credits) is presented in the Department of Public Law.

The purpose of this module is to facilitate students' acquisition of knowledge and insight into the African human rights tradition, African human rights instruments and their application. The module aims to engender insight into the impact of a history of oppression on the articulation and application of human rights guarantees. The moral theory of ubuntu will be conceptualised and related to the values of human dignity and equality in South African jurisprudence. The module aims to equip students with critical thinking, legal writing, problem solving, teamwork and oral communication skills. Emphasis will be placed on the development of research skills and the constitution of a selected African country will be analysed.

On completion of this module, the student will be able to:

- Evaluate grass-roots African approaches to human rights values that inform the African Charter on Human and Peoples' Rights.
- Assess basic freedoms and human rights in terms of the African Charter on Human and Peoples' Rights, including all peoples' right to existence, their 'unquestionable and inalienable right to self-determination', and the right of colonised or oppressed peoples to free themselves from the bonds of domination by resorting to any means recognised by the international community.
- Assess a selection of other African human rights instruments, their history, content and relation with other international human rights instruments.
- Describe the jurisdiction and operation of the African Court on Human and Peoples' Rights, the African Commission on Human and Peoples' Rights and the African Committee of Experts on the Rights and Welfare of the Child.
- Critically evaluate selected relevant cases of the African Court on Human and Peoples' Rights and the African Commission on Human and Peoples' Rights.
- Conceptualise and evaluate the acknowledgment of ubuntu in South African constitutional jurisprudence by integrating multiple sources of law.
- Through team research, contextualise, analyse and evaluate the human rights guarantees of the constitution of a selected African country in a written assignment as well as an oral presentation.

LBPM4823 Banking Law and Payment Methods

The module LBPM4823 (12 Credits) is presented in the Department of Mercantile Law.

The purpose of this module is to equip students with knowledge pertaining to the law of negotiable instruments and selected aspects of banking law. The module deals with different payment methods, banks as payment intermediaries and electronic transactions in South Africa. Instruct general knowledge of the legal principles relating to the Bills of Exchange Act 34 of 1964, the Electronic Communications and Transaction Act 25 of 2002, the Banks Act 94 of 1990 and other related legislative measures. The module furthermore aims to equip students with the skills to practically and critically apply knowledge in banking law and payment methods.

On completion of this module, the student will be able to:

- Interpret and apply legal principles regarding Banking Law and the Law of Negotiable Instruments.
- Describe the different processes and liabilities applicable to a bill of exchange, cheques, promissory notes, credit card payments, debit card payments and electronic payments.
- Critically discuss and apply legal provisions regulating the banking and customer relationship, the liability of collecting banks and the essential elements of the different types of negotiable instruments.
- Describe why the Reserve Bank plays an integral role of the South African economy.
- Critique the fundamental principles underpinning Banking Law with reference to the realisation of a just society in South Africa.
- Identify and select a range of different relevant scientific research methods to identify, evaluate, apply and solve complex multi-dimensional legal problems related to the Law of Negotiable Instruments and Banking Law.

- Reflect on professional and ethical behaviour in connection with the conduct of parties to negotiable instruments and aspects pertaining to ethical banking practices.
- An ability to accurately present and communicate research work and sound legal advice using defensible arguments, both verbally and in writing, by using the appropriate media and communication technology.
- The ability to monitor their own learning progress and take responsibility for his/her own work when using different resources in an integrated manner.

LBUE3704 Law of Business Entities

The module LBUE3704 (16 Credits) is presented in the Department of Mercantile Law.

The purpose of this module is to facilitate students' acquisition of knowledge related to the different business entities available for conducting business and holding assets in South Africa, namely sole proprietorships, partnerships, trusts, stokvels and companies. Students are introduced to legislation, common law and rules that govern these entities. The main characteristics and basic operations within these entities and the influence of the Constitution on the development of the law of business entities are discussed. The module provides students with an overview of values, ethical conduct and justifiable decision-making of partners, members, trustees, directors, officials and owners in a business environment. Furthermore, the module aims to equip students with the skills to identify, analyse and solve complex problems related to the law of business entities by applying research skills and law of business entities theory.

On completion of this module, the student will be able to:

- Discuss the historical development of the different entities and appraise the constitutional influences on the development of the law of business entities.
- Describe the formation of sole proprietorships, partnerships, trusts, stokvels and companies.
- Contrast the nature, essential elements and characteristics of the different business entities.
- Critically discuss the rights, duties, obligations and liabilities of the stakeholders and parties involved in sole proprietorships, partnerships, close corporations and companies.
- Evaluate the different theories on separateness, legal nature and legal personality, as well as incorporation or registration pertaining to these entities.
- Integrate different sources of law and conduct research in order to provide clear and organised arguments pertaining to unfamiliar and complex law of business entities problems.
- Explain how the Companies Act of 2008 provides for the creation and use of companies in order to enhance the economic welfare of South Africa as a partner within the global economy.
- Solve unfamiliar business entities related law problems in written formats that are required in practice by applying law of business entities theory and critical thinking skills.
- Evaluate how values, ethical conduct and justifiable decision-making govern the management of these entities and describe corporate governance aspects where applicable.
- Reflect on how the political, social and cultural environments influence the law of business entities in South Africa.

LCHD4820 Child Law

The module LCHD4820 (10 Credits) is presented in the Department of Public Law.

The purpose of this module is to expose students to the specific plight and status of children as a vulnerable group in the private law as well as criminal law context. The provisions of section 28 of the Constitution is explored in general terms while the role of section 28(2) in adjudicating children's issues is highlighted in more detail. The module also introduces students to specific issues related to the child justice system and include the criminal capacity of children, their arrest, detention, and trial and sentencing proceedings. Specific issues related to private law include the right to participation in major decisions involving the child and the best interest of the child in matters relating to adoption, care and primary residency, contact with non-custodial parent and guardianship as contained in the Children's Act 38 of 2005. The module aims to equip students with critical thinking, research, legal writing, problem solving, teamwork and oral communication skills through the application of theoretical principles to practical/factual scenarios.

On completion of this module, the student will be able to:

Critically discuss the development of child law in the national and international context.

- Interpret the legal status of children.
- Reflect on the constitutional rights of children related to children in conflict with the law and private law.
- Apply the concepts, principles and legal theory of Child Law to solve factual scenarios related to the arrest, detention, trial and sentencing of children in a critical and practical way.
- Evaluate the applicable private law principles applicable to child participation.
- Solve complex legal problems related to the best interest principles in relation to care, contact, guardianship and adoption by incorporating multiple sources of law.
- Interpret and apply the concepts, principles and legal theory of Child Law to authentic scenarios pertaining to the right to maintenance, the medical decisions involving the child, and children in need of care.
- Recognise and reflect on some ethical issues that may arise from dealing with children in need of care and children in conflict with the law.
- Work individually or collaboratively and display the required research, persuasive writing and oral skills to formulate appropriate responses to complex legal problems involving children.

LLPR4810 Legal Practicum

The module LCHD4810 (10 Credits) is presented in the Department of Public Law and hosted in the UFS Law Clinic.

The purpose of this module is to offer students an opportunity of working with real clients and being involved in actual litigation under the guidance of an admitted and practising legal practitioner of the UFS Law Clinic. The module aims to develop students' communication (interviewing and consultation skills), problem solving and analytical skills. Students will be equipped with legal writing skills and the skills to draft a range of simple and selected advanced legal documents by applying legal theory and critical thinking skills to a set of facts. The module further aims to inculcate an understanding of the professional responsibilities of the legal practitioner in service to the community.

On completion of this module, the student will be able to:

- Reflect on the perspective of access to justice consonant with the South African constitutional ethos, with the emphasis on ways and manners in terms of which the law could be accessible to all members of society.
- Reflect on the capacity, agency and accountability of the LLB graduate and legal practitioner in promote social justice goals of fairness, legitimacy, efficacy and equity in the legal system.
- Effectively approach moral dimensions of legal problems in a manner which identifies the core of the legal issue.
- Apply possible solutions to legal problems within the historical context of the South African legal landscape.
- Differentiate between the traditional complexities of dispute resolution and a transformative global perspective of socially conscientious handling of legal disputes.
- Demonstrate the ability to compete in a legal environment through the application of analytical skills,
- good judgement and basic research techniques.
- Communicate in a style which reflects clear, grammatically correct, and competent techniques and sound judgement.

- Resolve legal problems within the context of the non-legal factors which have a bearing on the client- and community centred solutions to a specific legal problem by applying and integrating multiple sources.
- Apply ethical principles when engaged with legal work and applying legal sources in research and drafting.
- Work effectively in teams and sensitively deal with issues of diversity which could affect the outcome of a legal problem.
- Apply basic risk management skills in context of the current commercial environment of legal services.
- Demonstrate the ability to apply and develop techniques of maintaining concurrent client matters within the context of individual workload and personal time limitations.
- Make and receive telephone calls effectively.
- Draft pleadings, notices, letters of demand, summonses, affidavits, particular of claims, examination-in-chief and cross-examination.
- Consult with and advise clients professionally and with confidence.
- Apply court rules and correct court etiquette.

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- Reflect on the perspective of access to justice consonant with the South African constitutional ethos, with the emphasis on ways and manners in terms of which the law could be accessible to all members of society.
- Reflect on the capacity, agency and accountability of the LLB graduate and legal practitioner in promote social justice goals of fairness, legitimacy, efficacy and equity in the legal system.
- Effectively approach moral dimensions of legal problems in a manner which identifies the core of the legal issue.
- Apply possible solutions to legal problems within the historical context of the South African legal landscape.
- Differentiate between the traditional complexities of dispute resolution and a transformative global perspective of socially conscientious handling of legal disputes.
- Demonstrate the ability to compete in a legal environment through the application of analytical skills,
- good judgement and basic research techniques.
- Communicate in a style which reflects clear, grammatically correct, and competent techniques and sound judgement.
- Resolve legal problems within the context of the non-legal factors which have a bearing on the client- and community centred solutions to a specific legal problem by applying and integrating multiple sources.
- Apply ethical principles when engaged with legal work and applying legal sources in research and drafting.
- Work effectively in teams and sensitively deal with issues of diversity which could affect the outcome of a legal problem.
- Apply basic risk management skills in context of the current commercial environment of legal services.
- Demonstrate the ability to apply and develop techniques of maintaining concurrent client matters within the context of individual workload and personal time limitations.
- Make and receive telephone calls effectively.
- Draft pleadings, notices, letters of demand, summonses, affidavits, particular of claims, examination-in-chief and cross-examination.
- Consult with and advise clients professionally and with confidence.
- Apply court rules and correct court etiquette.

LCOL4810 Collective Labour Law

The module LCOL4810 (10 Credits) is presented in the Department of Mercantile Law.

The purpose of this module is to equip students with an in-depth knowledge, skills and competencies relating to collective bargaining, bargaining forums, workplace forums and organisational rights. The legal principles relating to section 23 of the Constitution within the context of freedom of association and the right to organise are also addressed. This module also deals with the legal requirements that need to be complied with for unions to qualify for statutory organisational rights. In addition, aspects regarding the binding effect and enforceability of collective agreements will be covered. Emphasis is placed on facilitating the development of students' critical thinking, research, legal writing, problem solving, teamwork and oral communication skills.

On completion of this module, the student will be able to:

- Explain the importance of collective labour law within its historical, socio-economic and political context.
- Critically discuss the application and limitations of section 23 of the Constitution.
- Interpret and critique the legal principles underpinning collective bargaining with specific reference to the right to organise and freedom of association.
- Discuss applicable legal principles relating to collective labour law with reference to domestic and international collective bargaining practices.
- Identify and reflect on contemporary challenges within the field of collective labour law.
- Comment on legal issues that can hinder the progress of the collective bargaining process.
- Integrate different sources of law and apply independent and collaborative research skills to identify and solve challenging and authentic collective labour law problems.
- Accurately present and communicate research work and sound legal advice using defensible arguments, both verbally and in writing, by using the appropriate media and communication technology.
- Reflect on professional and accountable behaviour in relation to collective bargaining practices with sensitivity in the interest of social and cultural considerations.

LCOM4820 Comparative Labour Law

The module LCOM4820 (10 Credits) is presented in the Department of Mercantile Law.

The purpose of this module is to provide students with an in depth understanding of the sources of labour law, the individual employment relationship categories of non- discrimination, freedom of association, dismissals and dispute resolution within the context of the International Labour Law Organization, European Union, African Union and Southern African Development Union. South African labour law framework is compared with similar international and regional models.

On completion of this module, the student will be able to:

- Evaluate and compare relevant international and national instruments on the development of labour law with specific reference to the Labour Law Organization, European Union, African Union and Southern African Development Union.
- Scrutinise the impact of constructional imperatives on the development of comparative labour law jurisprudence with specific reference to individual employment relationship, categories of non- discrimination and freedom of association.
- Judge how labour law advances the course of social justice by means of international norms, limited to the Labour Law Organization, European Union, African Union and Southern African Development Union.
- Apply comparative labour law concepts, principles and theory to factual real-life scenarios, when identifying, analysing and solving problems in a critical and practical way.
- Recognise and reflect on ethical problems that require considerations across borders in the world of work, such as xenophobia.

- Demonstrate research and persuasive writing skills required to formulate appropriate responses to complex legal problems involving comparative labour law issues.
- Communicate effectively and persuasively on issues relating to comparative labour law, and develop oral communication skills that reflect the ability to collaborate constructively and critically within the classroom.

LCON1523 Constitutional law

The module LCON1523 (12 Credits) is presented in the Department of Public Law.

The purpose of this module is to introduce students to constitutional law, the Constitution and public law as a key branch of South African law. Students are familiarised with the concepts of parliamentary sovereignty and constitutional supremacy as well as with the foundational constitutional principles such as dignity, equality, freedom, the rule of law, separation of powers, checks and balances, openness and accountability and democracy, the role of civil and political rights in facilitating political democracy in precolonial, colonial and postcolonial contexts. The module introduces students to different means to enforce constitutional rights such as the Chapter Nine institutions, the constitutional provisions on standing and access the right of access to information. Students will also gain understanding of how the legislative, the executive and the judicial powers work both independently and together at national, provincial and local levels of government. Students will also require a basic understanding of human rights and the values of the Constitution. The module ultimately aims to equip students with the necessary knowledge and analytical skills to build on in future modules.

On completion of this module, the student will be able to:

- Explain the meaning and nature of constitutional law.
- Discuss constitution making and the historical development of South Africa's Constitution.
- Classify constitutions.
- Discuss the constitutional principles and values such as constitutionalism, constitutional supremacy, transformative constitutionalism, the rule of law, democracy, co-operative government, human dignity, equality and freedom in precolonial, colonial and postcolonial contexts.
- Describe the composition, powers and functioning of organs of state at the national, provincial and local levels of government.
- Analyse and apply the separation of powers as well as the checks and balances principle, with specific reference to the legislature, the executive and the judiciary.
- Explain the relevance of the Bill of Rights to constitutional law.
- Discuss constitutional review.
- List and describe the functions of the main constitutional institutions.
- Read and analyse case law pertaining to constitutional law.
- Discuss mechanisms for the enforcement of constitutional rights.
- Apply knowledge of constitutional law to solve authentic problems in factual scenarios.

LCPC2623 Consumer Protection and Credit Law

The module LCPC2623 (12 Credits) is presented in the Department of Mercantile Law.

The purpose of this module is to equip students with in-depth knowledge of the nature, role and application of legal principles pertaining to credit provision and consumer protection. These include, but are not limited to, the conclusion of credit and other agreements, fundamental consumer rights, liability of suppliers and credit providers, reckless lending, and dispute resolution measures. The impact of constitutional aspects such as the right to equality, the right to privacy and the right to access to information on consumer and credit law are also dealt with. Skills related to critical thinking and problem solving will be developed through the application of theoretical principles to practical scenarios. The South African position on the legal aspects pertaining to credit provision and consumer protection will be compared with that of other jurisdictions such as the European Union. The module will also focus on South Africa's international obligations in respect of credit provision and consumer protection.

On completion of this module, the student will be able to:

- Discuss the evolution, role and significance of the granting of credit and consumer protection within the law.
- Interpret the legislative framework within which credit is granted and consumers are protected, and analyse the effectiveness thereof.
- Identify and explain the legal issues relating to the granting of credit.
- Identify and explain the legal issues relating to consumer protection.
- Recognise and examine compliance and enforcement challenges in the process of credit granting and consumer protection.
- Reflect on social justice issues such as inequality, discrimination, fairness and legitimacy, and identify the role that legislation such as the National Credit Act 34 of 2005 and the Consumer Protection Act 68 of 2008 could play in achieving such justice.
- Apply the concepts, principles and legal theory of consumer protection and credit law to identify, analyse and solve unfamiliar problems in a critical and practical way.
- Analyse the regulation and protection of consumer rights in the South African context with the position in the European Union.
- Evaluate whether South Africa meet its international obligations in respect of credit provision and consumer protection.

LCPR3705 Law of Criminal Procedure

The module LCPR3705 (20 Credits) is presented in the Department of Public Law.

The purpose of this module is to familiarise students with the basic legal principles and concepts of the criminal justice system and the functioning of specific aspects of the criminal justice system in South Africa. Specific aspects of the law of criminal procedure that will be addressed are the pre-trial and trial phases; the judgement and sentencing phases; as well as post-trial remedies such as appeals and reviews. Students will be provided with a broader perspective on the interface between rules governing criminal procedure, substantive criminal law and the law of evidence. The module furthermore aims to equip students to practically apply knowledge and skills in the law criminal procedure to complex and authentic problems.

On completion of this module, the student will be able to:

- Reflect on the perspective of access to justice consonant with the South African constitutional ethos, with the emphasis on ways and manners to make the law more accessible to all members of society.
- Evaluate the moral dimensions of criminal legal problems in a manner which identifies the core of the legal issue and to apply possible solutions to these problems within the historical context of the South African legal landscape.
- Differentiate between the traditional complexities of dispute resolution and a transformative global perspective of socially conscientious handling of legal disputes.
- Critically discuss the various role players in the criminal justice system and the procedural requirements to initiate, adjudicate and finalise a criminal matter through the prescribed legislative measures and application.

- Contrast pre-trial, trial and post-trial procedures relating to the child offender and the adult offender and distinguish between the procedural requirements for each of these procedures.
- Communicate in a style which reflects clear, grammatically correct, and competent techniques and sound judgement.
- Apply critical thinking skills and law of procedure theory to solve criminal procedure law problems in written format that are required by practice, for example plea agreements, heads of argument, applications and notices.
- Solve complex legal problems in written format within the context of the non-legal factors which have a bearing on the client- and community centred solutions to a specific legal problem.
- Reflect on the ethical implications of actions, practices and decisions relevant to the preparation for and conduct in a trial.
- Apply ethical principles and research skills to draft documents for criminal court and appeal proceedings.

LCRJ4810 Criminal Justice

The module LCRJ4810 (10 Credits) is presented in the Department of Public Law.

The purpose of this module is to facilitate students in mastering an in-depth understanding of a selection of statutory crimes, principles of criminal justice systems, select aspects of advanced criminal procedure and law of evidence, as well as principles regarding sentencing. Throughout the module, emphasis is placed on the influence of constitutional values and imperatives in continuously evolving and transforming criminal justice. The module furthermore aims to equip students with the skills to apply, analyse, integrate and evaluate the acquired knowledge.

On completion of this module, the student will be able to:

- Describe major concepts connected to, as well as the history, functions and duties of the following main areas of the criminal justice system: law enforcement, criminal court system, and correctional services.
- Describe and analyse the legal provisions which guide and constrain the police, the courts and correctional services.
- Critically discuss the roles of the different role players in the criminal justice system.
- Critically discuss the principles and objectives of sentencing, as well as constructive alternatives to custodial sentences.
- Analyse the different philosophies of punishment and describe how these philosophies adapt relative to public perceptions of crime.
- Describe and evaluate the most vital legislation and case law applicable to the functioning of the criminal justice system.
- Provide an independent or coordinated written and oral legal advice pertaining to the prescribed crimes on the success of a criminal prosecution.
- Critically discuss the principles of sentencing.
- Reflect on the impact of the Constitution on the criminal justice system in South Africa, and critically analyse the principles of a fair trial as it relates to criminal investigations, criminal prosecutions and punishment.
- Interpret and criticise the principles relating to policing in South Africa, juvenile justice and the right to legal representation.
- Recognise and reflect on some ethical issues that may arise from criminal prosecution and criminal defence in a highly technical and post-constitutional system.
- Demonstrate research and persuasive writing and oral skills required to formulate appropriate responses to complex legal problems involving scenarios relating to criminal investigation, prosecution and human rights in criminal justice.
- Apply his/her knowledge base and research skills by identifying, selecting and applying the theories, concepts, principles and perspectives pertaining to crimes, court proceedings, sentencing and constitutional fairness to the academic, professional, career and social contexts in order to solve given problems.

LCRM2604 Criminal Law

The module LCRM2604 (16 Credits) is presented in the Department of Public Law.

The purpose of this module is to facilitate the student's acquisition of knowledge of the most important concepts and legal principles pertaining to South African criminal law. The focus is on the general principles of criminal liability (including legality, conduct, causation, unlawfulness and culpability); the various role players in crime and their criminal liability; the incomplete crimes of attempt, conspiracy and incitement; and the specific elements of the selected crimes that can be committed against the person, state, community, administration of justice and property. Throughout the module, emphasis is placed on the influence of constitutional values and imperatives on criminal law and the harmonisation thereof with common law principles. The module furthermore aims to enable students to solve unfamiliar problems by applying their knowledge and skills to authentic scenarios involving criminal law issues.

On completion of this module, the student will be able to:

- Describe the specific position of criminal law within the legal framework.
- Give an outline of how criminal law advances the course of social justice.
- Explain the effect of constitutional imperatives on the criminal law and the harmonisation thereof with common law principles.
- Reflect on the transformative effect of the Bill of Rights on sentencing options, specific defences, and crimes.
- Map out the general elements of crime as well as the defences/ground of justification that can be raised against the elements of conduct, unlawfulness, criminal accountability and fault.
- Compare the South African rules and legislation regulating specific defences and crimes with foreign jurisdictions.
- Contrast selected crimes that can be committed against the person, state, community, administration of justice and property as well as the possible defences that can be raised by an accused in the given scenario.
- Critically discuss the various crimes that can be committed in terms of the Witchcraft Suppression Act 3 of 1957 and the effect thereof within a cultural context.
- Explain the effect of decolonisation on the belief in witchcraft and the role that the belief presently plays in criminal proceedings.
- Distinguish between the incomplete crimes of attempt, conspiracy and incitement.
- Discuss the various forms of participation in the commission of a crime.
- Draft a proper charge sheet based on a given set of facts, containing all the necessary information.
- Apply knowledge regarding the key legal aspects of the selected crimes that can be committed against the person, state, community, administration of justice and property to hypothetical scenarios.
- Apply relevant criminal law theory and case law towards solving unfamiliar problems that require an analysis and evaluation of criminal liability and the existence of a valid ground of justification/defence against criminal liability.

LCSL4810 Community Service Learning

The module LCSL4810 (10 Credits) is presented in the Department of Public Law and hosted in the UFS Law Clinic.

The purpose of the module is to provide students with an opportunity to learn curriculum content through and from their service experiences in working with community members. The module enables law students to contextualise the concept of social justice in the real world and also requires that the student actively engage through reciprocity of learning with community members on the theory and practice of law in South Africa.

On completion of this module, the student will be able to:

- Reflect on how he/she can contribute as a responsible citizen in the local community.
- Exhibit sensitivity towards cultural and ethnic diversity in the community.
- Identify legal problems in the community through critical and creative thinking.
- Approach and manage personal and professional activities in an accountable, ethical and effective manner.
- Communicate verbally and in writing legal concepts and rights to lay people.
- Develop the ability to co-operate effectively in a team and with others in society.

- See the law as a component of a system of interdependent systems within the community where problem-solving cannot occur in isolation.
- Reflect on the perspective of access to justice consonant with the South African constitutional ethos, with the emphasis on ways and manners in terms of which the law could be accessible to all members of society.
- Effectively approach moral dimensions of legal problems in a manner which identifies the core of the legal issue and to apply possible solutions to these problems within the historical context of the South African legal landscape.
- Apply ethical principles through the use of electronic sources in research and drafting.
- Reflect on the capacity, agency and accountability of the LLB graduate and legal practitioner in promote social justice goals of fairness, legitimacy, efficacy and equity in the legal system.
- Critically discuss the professional responsibilities of the legal practitioner in service to the community.

LCVP3705 Law of Civil Procedure

The module LCVP3705 (20 Credits) is presented in the Department of Public Law.

The purpose of this module is to facilitate the student's acquisition of knowledge of the most important concepts, legal principles and procedures pertaining to South African Law of Civil Procedure. The module aims to develop skills critical to the practice of civil litigation and critically reflects on the place and role of the Law of Civil Procedure as a driver to achieve access to justice and a guarantee for access to courts contained in section 34 of the Constitution.

On completion of this module, the student will be able to:

- Identify the place and role of the Law of Civil Procedure within the South African legal and societal contexts.
- Analyse the context, advantages, disadvantages and development of the Law of Civil Procedure as a civil dispute resolution mechanism.
- Critically reflect on the role and function of the Law of Civil Procedure when compared with alternative dispute resolution mechanisms.
- Critically reflect on the continued development of the Law of Civil Procedure in terms of South Africa's constitutional legal order so that the formal civil process reflects the values espoused by the South African Constitution.
- Apply relevant ethical considerations that are applicable to legal practitioners in their dealings with a client, the court and other lawyers when engaging in a formal civil litigation on behalf of a client.
- Assess the consequences of unprofessional conduct on behalf of a client when engaging in the formal civil litigation process.
- Discuss the preliminary issues to be canvassed with a client and the importance of taking proper instructions so as to successfully embark on civil litigation.
- Analyse the professional risks involved in civil litigation in relation to the client, the opponent, the court and the general public.
- Reflect on the question whether the formal civil process provides adequate access to justice in the unique South African legal and societal contexts.
- Apply the South African Law of Civil Procedure theory towards solving complex and authentic problems related to preliminary issues, causes of action, jurisdiction, demand, prescription, time calculations, service of legal processes, the choice between action and application, special procedures, the pleading phase, the trial preparation phase, the civil trial, legal costs, the post-trial phase, appeals and reviews, court orders including cost orders, execution procedures, debt collection procedures, special processes such as interdicts and urgent applications.

LDAM4810 Law of Damages

The module LDAM4810 (10 Credits) is presented in the Department of Private Law.

The purpose of this module is to provide students with a working knowledge of the general principles of the law of damages and the application of these principles from normative and factual perspectives. The module addresses the general rules, principles and theories relevant to the existence of liability, the extent of damage, the determination of damage and the quantification of damages. Students are familiarised with the development of the law of damages in the South African constitutional dispensation and the reconcilability thereof with the indigenous law. The interaction of the law of damages with other fields of law is investigated and students are made aware of the fact that the damages concept is not limited to private law but extends to public as well as to mercantile law. The module aims to equip students with critical thinking, research, legal writing, problem solving, teamwork and oral communication skills through the application of law of damages theory to practical scenarios.

On completion of this module, the student will be able to:

- Interpret and apply the concepts associated with the determination of liability, assessment of damage (in the broader sense), the quantification of damages (inclusive of the limitations and adjustments) and the payment thereof.
- Analyse a set of facts; apply the concepts, principles and legal theory of the law of damages to the set of facts; formulate a reasoned solution in view of different sources and relevant legal rules; and communicate the conclusion ethically and professionally in a changing society.
- Discuss the foundational principles of the law of damages within the South African legal system by reflecting on the values, the history and the dynamic nature thereof.
- Analyse relevant case law and illustrate how the law of damages has transformed in line with the Constitution to give effect to access to justice and the improvement of social justice.
- Investigate the development of the South African law of damages with the influence of the English law and compare the current South African position with the English, American or Dutch law of damages.
- Reflect on the reconcilability of the common law with the indigenous law as an equivalent/parallel, recognised system of law.
- Provide clear, organised and chronological arguments in written or oral format regarding a current and/or contentious position in the law of damages by making use of research and available information technology.
- Exhibit research and teamwork skills in solving complex law of damages problems.
- Calculate the quantum of damages based on general principles of liability.

LDEL3705 Law of Delict

The module LDEL3705 (20 Credits) is presented in the Department of Private Law.

The purpose of this module is to provide students with knowledge of the general principles of the law of delict and the application of these principles from normative and factual perspectives. Students will be assisted to solve delictual law problems that require critical thinking skills by presenting solutions in written format that are required in practice, for example, a written legal opinion, heads of argument or particulars of claim. The first part of this module focuses on the three main actions available in the law of delict as well as the five elements required to establish delictual liability. Delictual remedies, joint wrongdoers and specific delicts, including third party compensation, are covered in the second part. The development of this area of law in the South African constitutional dispensation and the reconcilability thereof with the indigenous law are also investigated.

On completion of this module, the student will be able to:

- Critically discuss and apply the foundational principles of the law of delict within the South African legal system.
- Reflect on the values, the history and the dynamic nature of the law of delict.
- Analyse relevant case law to illustrate how the law of delict has transformed in line with the Constitution.
- Reflect on the influence of the law of delict, as transformed by the Constitution, on access to justice and the enhancement of social justice and compare the current position with the previous dispensation.

- Investigate the development, current position and rules of application of a specific delict in South Africa in comparison with the position in another country, for example, psychological lesions in South Africa in comparison with the position in the United Kingdom.
- Identify the specific sections of the Constitution which impact on the law of delict, investigate and explain the reconcilability of the common law and more specific, the law of delict, with the indigenous law as an equivalent, parallel and recognised legal system.
- Independently analyse delictual disputes to determine whether the cases give effect to delictual claims.
- Provide clear, organised and chronological arguments to solve defined and unfamiliar delictual law problems in written formats that are required in practice (for example, a written legal opinion or heads of argument) and by making use of available information technology to conduct research.
- Critically discuss different concepts in the law of delict with reference to case law, by conducting proper research and utilising appropriate terminology with due regard for agency and accountability in a professional occupation.
- Solve basic calculations of apportionment of damages based on delictual principles regarding liability.
- Calculate the damages and prescription period with regards to third party compensation claims and lodge a claim on behalf of a client with the Road Accident Fund.

LEAE4810 Law of Estoppel and Enrichment

The module LEAE4810 (10 Credits) is presented in the Department of Private Law.

The purpose of this module is to familiarise students with the legal principles of the law of enrichment and estoppel and their underpinning constitutional imperatives. The module illustrates to students where the legal principles of the doctrine of estoppel and unjustified enrichment fit into the greater context of private law and also highlights how the legal principles either overlap or are influenced by the law of contract, law of delict and property law. The module aims to equip students with research, writing and oral skills. Students' critical legal thinking are enhanced by analysing the different forms of enrichment actions and by judging the value of these actions to the South African legal system as a whole today.

On completion of this module, the student will be able to:

- Interpret the different crystallised elements, requirements and qualifications pertaining to the doctrine of estoppel.
- Evaluate the place of the doctrine of estoppel in the South African law by integrating multiple sources of law.
- Apply, with reference to supporting case law, the defence of estoppel to misrepresentation problems in a critical and practical way.
- Reflect on the development of the law of enrichment and provide an opinion on its relevance to South African law today in view of social justice and constitutional imperatives such as equality, justness and fairness.
- Critically discuss unjustified enrichment and its place in South African law.
- Analyse the different enrichments actions and contrast the circumstances in which these condictions would be applicable.
- Evaluate the content, development and nature of a general enrichment action by taking into account the historical foundations of South African law, contemporary developments in the law and the experience gained in foreign jurisdictions.
- Apply the concepts, principles and legal theory of the law of unjust enrichment to real-life scenarios in solving complex problems individually and also in a group context.
- Communicate effectively and persuasively on issues relating to the doctrine of estoppel and unjustified enrichment and develop oral presentations that reflect ability to collaborate constructively and critically within the classroom.
- Demonstrate ethical integrity in written and classroom endeavours, as well as in effective time management and compliance with academic module expectations.
- Transfer his/her knowledge related to unjustified enrichment to different relationship contexts such as the landlord-tenant relationship, neighbour relations and even banking.

LEDL4810 Education Law

The module LEDL4810 (10 Credits) is presented in the Department of Public Law.

The purpose of this module is to introduce students to the field of education law as a specialisation field. The module aims to familiarise students with the rights to basic education, further education and higher education. Students will furthermore engage critically with school governance issues and the professional and labour rights and obligations of educators. The module aims to develop students' research skills through case studies, class presentations and assignments.

On completion of this module, the student will be able to:

- Discuss the sources of education law and the development of the right to education.
- Analyse and compare the rights to basic education, further education with reference to national and international standards.
- Discuss the right to further education with reference to international standards.
- Critically evaluate the impact of constitutional imperatives on the development of education law, with specific reference to the availability, accessibility, adaptability and acceptability of education to all.
- Apply the concepts, principles and legal theory of education law to authentic situations when solving problems related to school governance in a critical and practical way.
- Apply the concepts, principles and legal theory of education law to authentic situations when solving problems related to the labour rights of educators in a critical and practical way.
- Discuss the role of the South African Council of Educators regarding educators' obligations as professionals.
- Analyse and apply the education law framework to specific topical issues such as admission; language in schools; religion in schools; school violence; bullying and cyber-bullying; and school discipline.
- Analyse and redraft existing policies of schools and the Department of Basic Education to reflect the constitutional and legislative imperatives and recent developments of the law through case law.
- Evaluate the suitability of the existing legal framework to facilitate the attainment of social justice in the education sector.

LEIL4820 Electronic and Internet Law

The module LEIL4820 (10 Credits) is presented in the Department of Mercantile Law.

The purpose of this module is to equip students with in-depth knowledge of the nature, role and application of legal principles pertaining to electronic communication, online activities and various issues surrounding the use of the internet. These issues include, but are not limited to online contracts, consumer protection, the liability of service providers, cybercrime, the modern workplace and constitutional aspects such as the right to privacy and the freedom of expression. The module aims to equip students with the skills pertaining to critical thinking, research, legal writing, problem solving, legal drafting, teamwork and oral communication through the application of theoretical principles to practical scenarios. Furthermore, the module compares and evaluates the South African position on the legal aspects pertaining to information and communication technology with that of other jurisdictions, including the United States, European Union and the United Kingdom.

On completion of this module, the student will be able to:

- Discuss the evolution, role and influence of information and communication technology, as well as the notion of legal informatics, within the law.
- Analyse the regulation and protection of the intellectual property rights of end users in the South African context with the positions in the United States, United Kingdom and the European Union.
- Critically discuss the use, legality and consequences of e-contracts and the protection of end users and consumers in this regard.
- Criticise occurrences of defamation and hate speech in hypothetical scenarios, case law and practical examples within the context of the freedom of expression and electronic and internet law.
- Evaluate the occurrence and regulation of child pornography and other online criminal activities on national and international level.
- Discuss the evaluation, gathering and weight of electronic evidence.
- Analyse the online protection and regulation of personal information within the context of the right to privacy with the positions in the United States, United Kingdom and the European Union.
- Evaluate the intermediary liability of service providers pertaining to the gathering, interception and dissemination of data.
- Solve problems individually or in teams by integrating various sources in order to present the possible solutions in an oral argument, presentation or in written format, including writing a legal opinion, providing legal advice or drafting contractual provisions and electronic communications policies within the context of online contracts, online consumer protection and employment.
- Apply constitutional provisions, information and communication technology legislation, as well as judgements from relevant case studies, to practical and hypothetical scenarios based within any of the matters dealt with in this module.
- Criticise current and proposed legislation, judgements and the application of the law to the developing fields within information and communication technology on the matters dealt with in this module.

LENV4810 Environmental Law

The module LENV4810 (10 Credits) is presented in the Department of Public Law.

The purpose of this module is to expose students to emerging, yet complex body of South African environmental laws. Students are familiarised with the influence of international law and the Constitution on South African environmental law and will be required to defend the principle of environmental justice in South African law. The module also aims to facilitate students in acquiring knowledge of the legal concepts and principles of disaster and water risk management and the application thereof. Students will be equipped with the skills pertaining to critical thinking, research, legal writing, problem solving and oral communication.

On completion of this module, the student will be able to:

- Critically discuss the principles and concepts of South African environmental law.
- Reflect on the constitutional right to a healthy environment.
- Evaluate the role of international environmental law treaties and other legal sources on the development of South African environmental law.
- Critically assess the role of environmental justice in South African law.
- Interpret and apply the concepts, principles and theory of disaster management to authentic environmental law scenarios and identify, analyse and solve complex problems in a critical and practical way.
- Interpret and apply the concepts, principles and theory of water management to authentic environmental law scenarios and solve problems in a critical and practical way.
- Reflect on the constitutional right to 'sufficient' water.
- Apply research skills to solve problems individually and in teams by presenting solutions in an oral argument, presentation or in written format (including writing a legal opinion or providing legal advice).

LEVD3705 Law of Evidence

The module LEVD3705 (20 Credits) is presented in the Department of Public Law.

The purpose of this module is to facilitate the student's acquisition of detailed knowledge about the most important concepts, rules and legal principles pertaining to the law of evidence as they apply to both criminal and civil proceedings. The module aims to enable students to practically apply knowledge of admissibility rules, exclusionary rules, types of evidence and its presentation, evaluation of evidence, detrimental statements and the influence of the Constitution on the development of the law of evidence.

On completion of this module, the student will be able to:

- Define and analyse the concept and general nature of evidence.
- Contrast related concepts such as information vs evidence; evidentiary material vs probative material; prima facie proof vs conclusive proof; and burden of proof vs evidentiary burden.
- Reflect on the impact of the Constitution of the Republic of South Africa, 1996 on the development of rules of evidence, and the implications of the spirit of the Constitution on fair dispute adjudication.
- Critique the operation of the adversarial trial system within the South African context and in light of local constitutional directives.
- Discuss social justice issues such as wrongful convictions, and propose solutions to this injustice with reference to the ethical roles of legal practitioners in litigation, constitutional entitlements to fairness, and the hybridisation of adversarial and inquisitorial systems of procedure.
- Distinguish between the concepts admissibility of evidence' vs 'weight of evidence.
- Critique the South African rules of admissibility and reliability determinations with reference to the development of similar procedures in other international common law jurisdictions.
- Define and analyse the different types of evidence, including oral evidence, affidavits, real evidence, documentary evidence, electronic/cyber evidence, direct evidence, circumstantial evidence, admissions, confessions and pointing out.
- Describe and analyse the standard of proof and burden of proof in civil and criminal cases, and specify the types of presumptions.
- Define and describe the rules governing the presentation of evidence, with specific reference to examination-in-chief, cross-examination and re-examination.
- Predict the competence and compellability of certain groups of witnesses in light of the rules of evidence.
- Evaluate the framework of statutory and common law rules which provide the basis for evidence to be excluded.
- Describe international legal positions related to certain types of evidence and compare with the relevant South African position.
- Apply the concepts, principles and legal theory of the law of evidence to real-life scenarios when solving problems in a critical and practical way in formative and summative assessments.
- Solve problems that require critical thinking skills by presenting the solution in written format that are required in practice, for example, a written legal opinion or heads of argument.
- Draft written assessments in strict accordance with the principles of good legal writing, which includes: engagement in persuasive writing techniques, professional formatting and appropriate referencing.

LFAM2613 Family Law

The module LFAM2613 (12 Credits) is presented in the Department of Private Law.

The purpose of this module is to facilitate the student's acquisition of knowledge of the most important concepts and legal principles pertaining to South African family law. The module focuses on the origin, content and dissolution of legal relationships between spouses, persons involved in other marriage-like relationships, parents (or guardians) and children, and other relatives. Throughout the module, emphasis is placed on the influence of constitutional values and imperatives in continuously evolving and transforming these legal relationships and, as a consequence, their impact on making family law one of the most dynamic branches of private law. As such, the module also aims to introduce students to certain ethical considerations that present themselves in the family law context, and to equip them to anticipate potentially constitutionally driven developments in this field.

On completion of this module, the student will be able to:

- Describe the concepts 'civil marriage', 'customary marriage', 'civil union', 'purely religious marriage' and 'life partnership' and to critically analyse the extent to which each of these is recognised by South African law.
- Explain and critically analyse the legal requirements for engagements, marriages and civil unions.
- Describe the legal principles applicable to the various matrimonial property systems, and contrast the same.
- Explain the prescribed formalities for, and contents of antenuptial contracts; and
- Explain and critically evaluate the legal consequences that are attached to the termination of a marriage or civil union and the legal consequences attached thereto.
- Apply relevant family law theory, with due cognisance of constitutional imperatives and ethical considerations, towards solving practical problems that simulate real-life situations and anticipating potential legal developments.

LFOR4820 Forensic Evidence

The module LFOR4820 (10 Credits) is presented in the Department of Public Law.

The purpose of this module is to familiarise students with the emergence and role of forensic evidence in criminal justice systems across the world, as well as the principles of this type of evidence and its interaction with the law. Students are informed of the requirements, strengths and weaknesses in presenting and challenging forensic evidence and will be expected to engage in comprehensive legal research to enhance their understanding of these topics. The module furthermore aims to develop an understanding of the roles and responsibilities of legal practitioners, expert witnesses and presiding officers in criminal proceedings as it relates to forensic evidence.

On completion of this module, the student will be able to:

- Discuss 'forensic evidence' in the context of criminal proceedings, and identify and classify different types of forensic scientific evidence.
- Apply the general principles of forensic evidence to a range of contexts and assess how it can assist courts in findings on issues before the court.
- Assess the adversarial system as practiced in common law jurisdictions as it pertains to the use of forensic evidence, and considering South Africa's constitutional directives.
- Contrast admissibility and weight of forensic evidence.
- Evaluate the likely effectiveness of South Africa's forensic evidence admissibility criteria considering criteria in given international jurisdictions.
- Analyse the prerequisites for expert forensic testimony, and formulate a critical legal opinion on the constitutional fairness and effect on social justice that is likely to result from using expert witnesses in South Africa's adversarial criminal justice system.
- Appraise the roles of responsibilities of investigating officers, legal practitioners and presiding officers in admitting and weighing reliable forensic evidence in criminal proceedings.
- Recognise and reflect on some ethical issues that may arise from the presentation of forensic evidence in criminal trials, as well as the ethical duties of primary role-players.
- Demonstrate research and persuasive writing skills required to formulate appropriate responses to complex legal problems involving forensic evidence.
- Communicate effectively and persuasively on issues relating to forensic evidence, and develop oral presentations that reflect ability to collaborate constructively and critically within the classroom.
- Demonstrate ethical integrity in written and classroom endeavours, as well as in effective time management and compliance with academic module expectations.
- Apply the concepts, principles and legal theory of the law of evidence, criminal law and law of criminal procedure to real-life scenarios in solving problems in criminal and practical ways.

LFPL4810 Financial Planning Law

The module LFPL4810 (10 Credits) is presented in the School for Financial Planning Law.

The purpose of this module is to introduce students to the regulations, regulatory bodies and processes involved in financial planning and enable students to understand, evaluate and apply the different planning techniques and solutions available to clients in the financial planning environment. Enable students to understand the importance of ethical treatment when applying and considering the impact that the different financial planning techniques could have on the different cultures in our society.

On completion of this module, the student will be able to:

- Gain an understanding of the financial planning profession, the processes involved in financial planning and the regulations and regulatory bodies relevant to financial planning.
- Discuss and evaluate the information obtained from the relevant retirement planning calculations and apply retirement planning techniques in order to advise a natural person with regard to retirement planning and to implement these techniques and solutions to the benefit of a client.
- Discuss and evaluate the information obtained from the relevant financial planning calculations and apply financial planning techniques in order to advise a natural person with regard to financial planning and to implement these techniques and solutions to the benefit of a client.
- Discuss solutions to common financial planning problems with specific reference to risk and investment products.
- Apply risk-planning techniques in order to advise a natural person with regard to risk management.
- Apply insurance principles and products in order to advise a natural or juristic person with regard to personal and corporate financial planning.
- Recognise and reflect on some ethical issues that may arise from implementing tax savings mechanisms within the financial planning context.
- Demonstrate research and persuasive writing skills in order to formulate appropriate advice for clients regarding tax matters within the financial planning context.

LFPL4820 Financial Planning Law

The module LFPL4820 (10 Credits) is presented in the School for Financial Planning Law.

The purpose of this module is to introduce students to the principles and calculations of the various types of taxes applicable to clients and relevant to financial planning. The module aims to sensitise students to the dynamic nature of the tax law and the social impact that tax has on different cultures in society. Students are exposed to the application of international tax and the ethical treatment of taxation. The module facilitates the development of student's insight into the application of tax in financial planning and equips students with problem solving, critical thinking, legal writing, teamwork and oral communication skills related to taxation within financial planning.

On completion of this module, the student will be able to:

- Apply the dynamic, international and ever-changing environment of taxation in the financial planning context for clients from varying backgrounds and income levels.
- Discuss the globalisation of the financial planning profession and recognise the Financial Planning Standards Board's role in the development of international financial planning.
- Apply the concepts, principles and legal theory of international aspects relating to estate planning considerations in the financial planning sector
- Interpret, calculate and apply capital gains tax within the context of financial planning for clients from varying backgrounds and income levels and advise such clients accordingly.
- Calculate income tax for clients from varying backgrounds and income levels, discuss how concepts such as black tax, impacts financial planning, and provide advice to clients in written and/or oral format.
- Analyse, calculate estate duty, and incorporate estate planning, taking into consideration the different matrimonial property regimes, within the context of financial planning for clients from varying backgrounds and income levels and advise such clients in written and/or oral format.

- Discuss and evaluate the information obtained from the relevant estate planning calculations and apply estate-planning techniques in order to advise a natural person with regard to estate planning and to implement these techniques and solutions to the benefit of a client.
- Discuss the effect that offshore assets will have on the estate of South African residents as governed by Section 4(e) of the Estate Duty Act. 45 of 1955.
- Discuss the aim and objectives of South Africa's exchange control regulations as set out by the South African Reserve Bank.
- Discuss, calculate and explain the tax implications and exchange control regulations applicable for foreign citizens that are planning on immigrating to South Africa.
- Recognise and reflect on some ethical issues that may arise from implementing tax savings mechanisms within the financial planning context.
- Demonstrate research and persuasive writing skills in order to formulate appropriate advice for clients regarding tax matters within the financial planning context and identify, analyse and solve complex problems related to taxation within financial planning individually or in teams and by integrating multiple legal sources.

LFSA1500 Legal Foundations of South African Law

The module LFSA1500 (40 Credits) is presented in the Department of Public Law.

It is the purpose of this module to introduce students to the law, its historical development and the legal systems in South Africa. Students will acquire a broad understanding of the career opportunities for LLB graduates, the jurisprudential underpinnings of the law and related legal concepts, sources of South African law, transformative constitutionalism, the classification of law and access to justice issues. Approximately 50 percent of the module's credits will be practical and entirely devoted to the development of students' writing, research and numerical skills while the remaining 50 percent will be dedicated to the theoretical content of this module. Consequently, a variety of assessment methods will be used.

On completion of this module, the student will be able to:

- Identify and explain the career opportunities that LLB graduates could pursue.
- Discuss a range of challenges that law students are likely to face during the course of their studies.
- Reflect on how a law student and jurist should conduct her/himself ethically and with integrity in her/his relations within the university and beyond, with clients, the courts, other lawyers and members of the public.
- Explain what it means to be a 'fit and proper' person.
- Discuss the relevant ethical considerations in law.
- Discuss the obligations of practitioners to do pro bono work.
- Describe the characteristics and components of the South African mixed legal system.
- Explain some of the legal systems of the world.
- Explain the historical development of the South African law and the role that the Constitution played in South African legal history.
- Reflect on the meaning of 'transformative constitutionalism' and comment on different pre-constitutional aspects of the legal system that would be in conflict with the current South African transformative constitutional context.
- Discuss the specific nature and underpinning values of common law and African customary law.
- Explain and discuss the concept and recognition of ubuntu in South African law.
- Describe the classification and different branches of South African law.
- Identify the relevant branch of the law that will be applicable to different case studies.
- Discuss and reflect on different perspectives or philosophical approaches to the law.
- Contrast the concepts 'law' and 'justice'.
- Explain the meaning and implications of important legal concepts such as the doctrine of precedent, subjective rights, rule of law, etc.

- Discuss the dynamic nature of law and its relationship with relevant contexts such as political, economic, commercial, social and cultural contexts.
- Describe the sources of South African law.
- Draw a comparison between primary and secondary sources of our law.
- Explain the hierarchy of the sources of South African law.
- Emphasise the significance of the Constitution as a source of our law.
- Read, analyse and summarise a court case.
- Finding, reading and applying the sources of law to a set of facts and rely on these sources to solve a basic jurisprudential question.
- Describe the hierarchy of courts that exist in South Africa.
- Distinguish between litigation and other alternative methods of dispute resolution.
- Explain the concept 'access to justice' and discuss how it is promoted in South Africa.
- Identify and explain the role of court officials and functionaries.
- Explain the functions of the protectors in the new constitutional dispensation and their crucial role in an evolving democracy.
- Perform basic numeric calculations related to the practice of law.
- Conduct basic research.
- Exhibit oral skills regarding to Kovesi First-Year Moot.
- Solve basic jurisprudential problems contained in such a case study.
- Reading, interpreting and summarising texts related to some of the outcomes of this module.
- Write a well-constructed essay or paragraph on legal problems and topics related to the themes above.

LFSL4810 Facilitation Skills for Law Students

The module LFSL4810 (10 Credits) is presented in the Department of Public Law.

The purpose of the module is to provide students with an opportunity to teach curriculum content through their service experiences with first-year LLB students. The module enables law students to contextualise the concept of social justice in the real world and also requires that the student actively engage with first-year students in facilitating their development of research and writing skills.

On completion of this module, the student will be able to:

- Interpret different learning theories, teaching and learning approaches, and assessment instruments and procedures.
- Reflect on how he/she can contribute as a responsible citizen in the student community.
- Exhibit sensitivity towards cultural and ethnic diversity in the first-year student community.
- Approach and manage personal and professional facilitation activities in an accountable, ethical and effective manner.
- Provide a variety of instructional approaches that are appropriate for the level of skills and learning styles of first-year LLB students.
- Facilitate verbally and orally the development of first-year LLB students' research and writing skills.
- Develop the ability to co-operate effectively in a team and with other peers.
- Effectively deal with difficulties and dynamics in groups (e.g. working with people with physical and learning disabilities).
- Provide students with an opportunity to get feedback on their writing skills, and to assist them in developing the research and writing skills that will maximise their chances of success.
- Reflect on the capacity, agency and accountability of the LLB graduate and legal practitioner in promote social justice goals of fairness, legitimacy, efficacy and equity in the legal system.

LHUM2613 Human Rights Law

The module LHUM2613 (12 Credits) is presented in the Department of Public Law.

The purpose of this module is to facilitate students' theoretical insight into the background and nature of human rights, and also how human rights find application in different legal systems and contexts. The meaning of human dignity and equality is explored, also in the context of transformative constitutionalism. Students are furthermore guided to critically apply different interpretation theories of human rights and to understand and apply justiciable and jurisdictional issues related to constitutional matters and the Bill of Rights. The module furthermore aims to develop students' competencies to practically apply the reasonable and justifiable limitation of human rights.

On completion of this module, the student will be able to:

- Outline and describe the history of human rights both from an international as well as South African perspective.
- Contrast the main attributes and categories of human rights.
- Explain the universality and particularity of human rights.
- Critically discuss the meaning of the right to human dignity and equality.
- Explain the meaning of transformative constitutionalism against the background of human dignity and equality.
- Apply the interpretation theories of human rights and the Bill of Rights to factual situations to solve problems in an ethical and critical manner.
- Determine justifiability and jurisdiction in the context of human rights protection.
- Classify and explain the remedies related to human rights violations.
- Determine the justifiable and reasonable limitation of human rights regarding a given factual problem scenario.

LICL4820 International Criminal Law

The module LICL4820 (10 Credits) is presented in the Department of Public Law.

The purpose of this module is to facilitate student's acquisition of knowledge of the most important concepts and legal principles pertaining to international criminal law. Students will be introduced to the history and rationale for the existence of international criminal law and justice, and the key differences between national and international systems of criminal law. The International Criminal Court regime, and the United Nations regime and its relationship with the International Criminal Court will be analysed. The module will furthermore focus on the needs and expectations of the African Court in relation to the United Nations and International Criminal Court. The module aims to equip students with critical thinking, research, legal writing and problem-solving skills.

On completion of this module, the student will be able to:

- Contrast a municipal and international criminal legal order.
- Critically discuss the historical development and need for an international criminal law and justice order.
- Evaluate the roles of criminal law, international human rights law and international humanitarian law in constituting international criminal law.
- Reflect on the continued development of international criminal law and justice through the colonial, pre-World War II, post-World War II, the Cold War, post-Cold War periods and to the current period characterised by the establishment of the International Criminal Court.
- Suggest and evaluate alternative transitional justice mechanisms for accountability other than prosecution, such as Truth and Reconciliation Commissions.
- Identify and discuss the legal elements of core international crimes, modes of liability and procedural aspects of international criminal law by integrating various sources.
- Reflect on the significance of the International Criminal Court and its jurisdiction, with specific reference to the conservative nature of the Court's jurisdiction, the principles of universality and complementarity, and the threshold requirements in relation to jurisdiction and international crimes.
- Discuss and criticise member-state obligations to the International Criminal Court
- Critically discuss the relationship between the International Criminal Court and the United Nations – both in terms of the Statute of Rome and the United Nations Charter.

- Explain the relationship between the International Criminal Court and members and the applicability of the Rome Statute to non-member states.
- Analyse the position and role of the African continent within the International Criminal Court and United Nations regimes.
- Evaluate South Africa's position as a member state of the International Criminal Court with particular reference to the duty to cooperate with the Court.
- Discuss the African Union's stance towards both the International Criminal Court and the United Nations.
- Critically reflect on the International Criminal Court against the background of realpolitik and Third World Approaches to International Law.

LIEL4820 International Economic Law

The module LIEL4820 (10 Credits) is presented in the Department of Mercantile Law.

The purpose of this module is to familiarise students with the different legal concepts that find application within international economic law. Students are introduced to the different international financial and trade organisations, the different ways in which these organisations relate with other international organisations and countries, and the influence that these organisations has on the functioning of the world economy.

On completion of this module, the student will be able to:

- Sketch the relationship of international economic law with South African law, international law, and private international law.
- Critically discuss the various legal concepts that find application within international economic law.
- Reflect on the relevance and importance of international financial and trade organisations in the alleviation of poverty and the development of member countries.
- Contrast the purposes and functions of the various international financial and trade organisations.
- Evaluate the importance and role that ethics and integrity play in international investment and trade transactions.
- Discuss the importance and role of the international financial and trade organisations on the global economy.
- Demonstrate research and persuasive writing skills required to formulate appropriate responses to legal problems involving international economic law and multiple sources.
- Communicate effectively and persuasively on issues relating to international economic law and develop oral presentations that reflect the ability to collaborate constructively and critically within the classroom.
- Demonstrate ethical integrity in written and classroom endeavours, as well as in effective time management and compliance with academic module expectations.
- Apply the concepts, principles and legal theory of economic and trade law to real-life scenarios in identifying, analysing and solving complex problems in critical and practical ways.

LINL4823 Insolvency Law

The module LINL4823 (12 Credits) is presented in the Department of Mercantile Law.

The purpose of this module is to introduce students to the regulatory framework that governs insolvency in South Africa. The module facilitates students' acquisition of knowledge related to the Insolvency Act 24 of 1936, the Companies Act 61 of 1973, the Companies Act 71 of 2008, common law and the influence of the Constitution on the development of insolvency law. Students will be equipped with the skills to solve insolvency problems as it relates to sequestration, liquidation and business rescue. An overview will be provided of the values, ethical conduct and justifiable decision-making of trustees, liquidators, business rescue practitioners, creditors and insolvent debtors.

On completion of this module, the student will be able to:

- Critically discuss the foundation, history and purpose of the South African insolvency law.
- Apply basic legal principles, concepts, definitions and processes to the insolvency process.
- Interpret the statutory requirements and formalities pertaining to compulsory and voluntary sequestration and compulsory and voluntary winding-up.
- Apply the appropriate procedures with regard to sequestration, interrogation, creditor's meetings, rehabilitation and liquidation in order to illustrate the application of the natural justice in the insolvency process with specific focus on the audi et alteram partem rule.
- Select the appropriate rules and principles with regard to the administration process of an insolvent estate.
- Assess the different forms of security set by appropriate parties in the insolvency process.
- Critically discuss the rules regarding the application of the proceeds of an insolvent estate and a deceased insolvent estate.
- Evaluate the conduct and interests protected by the Constitution in regard to interrogations, creditors' meetings and proof of claims in an insolvent estate.
- Explain impeachable transactions and incomplete contracts related to protection of the creditor's estate.
- Critically discuss the principles and application of business rescue in South Africa.
- Critically discuss the international influences, especially from Australia and the United Kingdom on the development of business rescue in South Africa.
- Advise a client on an insolvency problem by integrating multiple sources and by providing clear and persuasive arguments to solve the problem.
- Apply basic calculations to the administration of the insolvent estate to determine the value of property and calculating income and expenses and apply basic accounting principles in drafting basic estate accounts.

LINT4813 Public International Law

The module LINT4813 (12 Credits) is presented in the Department of Public Law.

The purpose of this module is to engender critical and theoretical insight into the nature of international law and its complexities. The sources of international law are investigated, and students are familiarised with the application of international law pertaining to the use of force as well as judicial and other modes for the solving of disputes between States. The module also deals with aspects related to the recognition of states and of governments; substantive and procedural aspects related to extradition; and state and diplomatic immunity.

On completion of this module, the student will be able to:

- Critically discuss the nature and historical development of international law.
- Interpret realist and idealist tendencies in international law.
- Reflect on the relevance of international law against the background of the Constitution.
- Discuss customary international law as an important yet complex source of international law.
- Apply the Vienna Convention on the Law of Treaties in an integrated manner to identify, analyse, address and solve complex and unfamiliar problems that require critical thinking skills.
- Explain the role of selected courts, tribunals and other peaceful modes in the solving of disputes between states.
- Describe or apply the various modes of the use of force pertaining to the settlement of disputes between states.
- Critically explain the criteria related to the recognition of states and governments.
- Explain insights related to substance and procedure pertaining to extradition from especially a South African perspective and apply such insights to complex factual problem scenarios.
- Describe insights related to State and Diplomatic immunity from a South African perspective and apply such insights to complex and unfamiliar factual problem scenarios.

LIPL4820 Intellectual Property Law

The module LIPL4820 (10 Credits) is presented in the Department of Mercantile Law.

The purpose of this module is to introduce students to the basic principles of intellectual property law pertaining to patents, designs, trademarks and copyright. The module highlights the link between human rights and intellectual property rights and reviews the protection of indigenous knowledge in South African intellectual property legislation. Internationally available intellectual property structures are examined and compared to the South African position. Students are furthermore equipped with the skills to examine whether intellectual property is adequately protected in the digital environment.

On completion of this module, the student will be able to:

- Critically discuss whether intellectual property rights are protected as human rights.
- Reflect on how the South African Constitution changed the protection of intellectual property rights with reference to the right to have access to medication.
- Criticise the protection of indigenous knowledge as provided for in South African intellectual property legislation with a focus on whether the social justice imperative thereof is attained.
- Criticise the stance of China towards Western intellectual property structures and recommend whether South Africa should follow suit as part of the BRICS countries.
- Evaluate whether it is worth the effort to protect intellectual property in a digital environment with reference to the pragmatic nature of problems experienced with copying on the Internet.
- Conclude whether South Africa should change its Copyright Act 98 of 1978 regarding the protection of computer programmes by presenting oral arguments in a presentation.
- Prepare a written legal opinion on the most appropriate remedy to address trade mark infringement in a specific case study.
- Propose a way forward for South Africa regarding the protection of indigenous knowledge, with specific reference to patents, designs, trademarks and copyright.
- Differentiate between the requirements for registration of aesthetic and functional designs.
- Research and interpret the circumstances under which an employer and an employee will be regarded as the holder of an invention.
- Demonstrate teamwork, research of multiple resources and persuasive writing skills to formulate and evaluate appropriate responses to complex legal problems involving intellectual property law.

LITL2514 Introduction to Law I

The module LITL2514 (16 Credits) is presented in the Department of Mercantile Law.

This foundational module aims to equip students with basic knowledge and relevant legal skills in selected law areas, including the law of delict, contract law, family law, and consumer and credit law. Students will be able to apply their acquired knowledge and skills to solve fundamental problems in these areas.

On completion of this module, the student will be able to:

- Select, implement and manage legal information, sources of law, processes and legal principles relevant to selected aspects of the law of delict, contract law, family law, and consumer and credit law.
- Demonstrate research skills such as gathering, criticising and summarising legal information based on various primary and secondary sources of law relevant to the law of delict, contract law, family law, and consumer and credit law.
- Apply the essential legal skills in distinguishing, evaluating and solving legal problems concerning selected aspects relevant to the law of delict, contract law, family law, and consumer and credit law.
- Prepare and present written assignments or oral submissions.

LITL2524 Introduction to Law II

The module LITL2524 (16 Credits) is presented in the Department of Mercantile Law.

This foundational module aims to equip students with basic knowledge and relevant legal skills in selected law areas, including the law of business enterprises, property law, labour law, and criminal law. Students will be able to apply their acquired knowledge and skills to solve fundamental problems in these areas.

On completion of this module, the student will be able to:

- Select, implement and manage legal information, sources of law, processes and legal principles relevant to selected aspects of business enterprises, the law of property, labour law, and criminal law.
- Demonstrate research skills such as gathering, criticising and summarising legal information based on various primary and secondary sources of law relevant to business enterprises, the law of property, labour law, and criminal law.
- Apply the essential legal skills in distinguishing, evaluating and solving legal problems concerning selected aspects relevant to business enterprises, the law of property, labour law, and criminal law.
- Prepare and present written assignments or oral submissions.

LJAE4813 Jurisprudence and Ethics

The module LJAE4813 (12 Credits) is presented in the Department of Public Law.

The purpose of this module is to familiarise students with seminal jurisprudential theories and concepts that are globally and locally relevant. The module introduces students to the impact of postmodernism on jurisprudence and compares Western and African jurisprudential thought. Social justice issues are contextualised from a theoretical point of view. The module furthermore aims to engender a philosophical basis for ethical decision-making and emphasises the capacity, agency and accountability of the legal practitioner in shaping and transforming the legal system and promoting the social justice goals of fairness, legitimacy, efficacy and equity in the legal system.

On completion of this module, the student will be able to:

- Reflect on the role of philosophy in advancing the social justice issues surrounding fairness, legitimacy, efficacy and equity.
- Evaluate international law aspects related to African philosophy with specific reference to the African Charter on Human and People's Rights.
- Critically apply the concepts, principles and theories of ethics and legal philosophy to authentic problems, ethical issues and moral dilemmas likely to arise in professional contexts.
- Identify and address ethical issues based on critical reflection on the suitability of different ethical value systems to specific contexts.
- Critically explain the relationship of law with morality, politics, gender-based issues and economics.
- Contrast the philosophical underpinnings of the pre-1994 Parliamentary sovereignty applied to South Africa with the post-1994 Constitutional dispensation.
- Show the relations between deontology, utilitarianism, virtue ethics and African communitarianism before evaluating on their utility in different legal contexts, for example, penology and professional ethics.
- Scrutinise the historical development of Human Rights theory and critically discuss the respective positions of Western and African jurisprudence in this regard.
- Evaluate the different philosophical understandings of section 39 of the South African Constitution bearing in mind the commitment to transformative constitutionalism, especially substantive reasoning rather than formalism.
- Critically evaluate the implications of postmodernism for the application of law and justice with specific reference to the South African Constitutional state and the ideological approaches of the South African judiciary.

LLAB2605 Labour Law

The module LLAB2605 (20 Credits) is presented in the Department of Mercantile Law.

The purpose of this module is to equip students with an in-depth theoretical knowledge pertaining to fundamental aspects of labour law. These aspects include the historical development of labour law, the individual contract of employment and related contracts, the Basic Conditions of Employment Act 75 of 1997, the Labour Relations Act 66 of 1995, the Employment Equity Act 55 of 1998 and the Skills Development Act 97 of 1998. Throughout the module, emphasis is placed on the influence of constitutional values and imperatives on the development of labour law. The module also aims to develop students' ability to integrate and apply labour law theory to authentic and unfamiliar problems and to draft selected labour-related documentation in a coherent and accurate fashion.

On completion of this module, the student will be able to:

- Explain and interpret the fundamental aspects of labour law, with specific reference to its historical development, sources and general nature of labour law, individual labour law, collective labour law and collective bargaining, dispute resolution, discipline and dismissal, employment equity and skills development.
- Discuss the impact of constitutional imperatives on the development of labour law, with specific reference to the recognition of atypical forms of employment, the right to industrial action, fairness required prior to dismissal, other forms of disciplinary action, and ensuring equality in the workplace.
- Reflect on the manner in which labour law advances the course of social justice by means of addressing inequality, discrimination and unfairness.
- Discuss the impact of international law and the principles of the International Labour Organisation on basic conditions of employment, collective labour law, industrial action, employment equity as well as disciplinary measures imposed on employees.
- Explain how the laws related to labour, agency, contract and delict provide for a workable, coherent and consistent framework for balancing the rights of the employer and the employee, whilst ensuring a sustainable economy.
- Apply and integrate relevant labour law sources and theory to identify, analyse and solve factual labour law problems in an ethical and practical manner.
- Analyse labour law problems that require critical thinking skills and formulate solutions in written formats that are required in practice, for example, drafting written legal opinions, contracts of employment and disciplinary codes, and completing CCMA-documentation.
- Interpret and apply basic numeracy tasks related to the calculation of limitations regarding basic conditions (working hours, leave days etc.) as well as time frames applicable to labour dispute resolution in order to assess compliance with legislation.

LLIN2613 Legal Interpretation

The module LLIN2613 (12 Credits) is presented in the Department of Public Law.

The purpose of this module is to introduce students to the basic principles and concepts of statutory interpretation and the practical applications thereof on legal material and sources, while continuously illustrating the impact of the supreme Constitution on the construction and interpretation of statutes. The module furthermore aims to develop and assess students' critical thinking, problem solving, written communication, legal drafting and teamwork skills and encourages self-management.

On completion of this module, the student will be able to:

- Reflect on the influence of transformative constitutionalism on statutory interpretation, with specific reference to the practical inclusive method of interpretation and the ability to contrast constitutional and 'normal' interpretation.
- Explain the impact of the Constitution, its imperatives and values on the interpretation of legislation and the traditional canons of statutory interpretation.
- Motivate and explain a globalised approach to interpretation within South African law, with specific reference to sections 231 and 233 of the Constitution.

- Map and analyse the development and value of legislation, with reference to the chronological and hierarchical categorisation of legislation.
- Evaluate the changing approaches to statutory interpretation and the different interpretative elements and apply this knowledge to given relevant and current contexts, with specific reference to the Interpretation Act of 33 of 1957, case law and the common law presumptions.
- Analyse and interpret a legislative provision.
- Apply the concepts, principles and legal theory of legal interpretation to an authentic set of facts and solve the legal problem in a critical and practical way by presenting the solution in written formats that are required in practice, for example legal opinions to clients, heads of argument or the drafting of a bill.

LLOC2605 Law of Contract

The module LLOC2605 (20 Credits) is presented in the Department of Private Law.

The purpose of this module is to acquaint the student with an understanding of the historical background of contract law, its development in line with public policy, and the role of constitutionalism and its values for the South African law of contract. The module aims to provide a thorough analysis of the requirements of a valid contract and the forms of breach of contract. The different remedies that are available for breach of contract are addressed from a South African law perspective. The module furthermore aims to enable students to practically and critically apply knowledge in the law of contract to authentic scenarios and to develop students' writing, drafting and problem-solving skills. To furnish the student with the practical skills of how to draft important and relevant contractual clauses, the contract of lease has been identified as an example of how the theoretical requirements of a contract find application in practice.

On completion of this module, the student will be able to:

- Critically discuss the historical development of the law of contract with specific emphasis on Bill of Rights, constitutional values and the role of public policy for the judicial enforcement of contracts in South Africa.
- Analyse and evaluate the constitutional values that underpin the law of contract in South Africa, with specific reference to the freedom of trade and restraint on trade, occupation and profession, freedom of property and equality.
- Discuss the requirements for a valid contract.
- Distinguish between the different forms of breach of contract.
- Classify and critically analyse the remedies available for breach of contract in South Africa.
- Contrast the methods by which contractual obligations may be terminated.
- Distinguish between the essentialia, incidentalialia and naturalia of the contract of lease.
- Critically discuss the duties imposed on the seller and purchaser under a contract of sale.
- Apply the concepts, principles and legal theory of the law of contract with specific application to factual scenarios in the letting relationship when solving problems in a critical and ethical way.
- Identify, discuss and distinguish between contractual terms, types of conditions, and types of party clauses relevant to the operation of a contract.
- Students can be expected to draft any of the following: Letter of demand placing a party in breach of contract / in mora; draft relevant clauses in a lease contract including (but not limited to) the party clause, pre-emptive right clauses, draft clauses for subletting, cession, breach of contract, cancellation, renewal, force majeure, damage and destruction to property, and maintenance clauses.
- Identify and discuss the principles applicable to the legal constructs of agency in a contract.
- Identify legal issues in a contractual matter and draft a thorough and professional legal opinion on the contents of said contract and the probability of success (for either party) in case of breach thereof.

LMED4820 Medical Law

The module LMED4820 (10 Credits) is presented in the Department of Private Law.

The purpose of this module is to introduce students to the foundational principles of medical law and the various legal aspects related to medical intervention. The right to health care is investigated in a number of legal areas of the law, namely: international law; constitutional law; the common law of contract and delict; criminal law; and statutory law. Students are familiarised with the constitutional imperatives and provisions that underlie the field of medical law and the traditional healers systems and legal framework within which traditional healers operate in South Africa. The module aims to equip students with the skills pertaining to critical thinking, research, legal writing, problem solving, teamwork and oral communication.

On completion of this module, the student will be able to:

- Critically discuss the foundational principles of medical law.
- Reflect on the constitutional underpinning of medical law with reference to its synthesis in various other legal areas.
- Evaluate the role of medical law in advancing social justice issues such as inequality, discrimination and fairness.
- Interpret and apply the principles of the law of contract, delict and criminal law as it relates to the field of medical law in order to identify, analyse and solve complex hypothetical and/or factual problems in a critical and practical way.
- Critically discuss the various legal aspects pertaining to medical intervention.
- Conduct and present independent and collaborative research on contentious issues in medical law in written formats such as an assignment or a legal opinion.
- Evaluate the role of traditional healers in South African health law with specific reference to their role within society and the legal framework regulating traditional healers in South Africa.
- Solve problems in written and oral format regarding medical intervention and traditional healers through research and the integration of legal sources.

LMOT4800 Moot

The module LMOT4800 (10 Credits) is presented in the Department of Mercantile Law.

The purpose of this module is to provide students with an opportunity to participate in simulated court or arbitration proceedings. The module requires students to analyse, research the relevant law, draft written submissions, and present oral arguments to solve a complex hypothetical scenario in a practical and critical way. Students need to work effectively in teams to solve the problem and their self-management skills will be enhanced.

On completion of this module, the student will be able to:

- Function effectively in independent and collaborative settings.
- Make meaningful contributions to work efforts in a group context, including problem solving.
- Analyse the problem to find the key issues, to distinguish between relevant and irrelevant information and to distinguish between legal and non-legal issues.
- Address a particular aspect of a problem or project and integrate her/his own efforts into a collaborative effort.
- Identify the most relevant and up-to-date sources likely to assist in solving the problem.
- Retrieve relevant up-to-date legal information from paper and electronic legal sources.
- Determine the relative authority of the relevant information sources.
- Find, select, organise, use, analyse, synthesise and evaluate a variety of relevant information sources.
- Recognise and identify potential alternative conclusions for particular situations and providing reasons for them.
- Make a critical and reasoned judgment based on an informed understanding of the merits of particular arguments.
- Critically reflect on and assess her/his own work and critique the work of others in a reasoned and formative manner.
- Construct and communicate an argument effectively in written and oral formats for a simulated mock trial.
- Use appropriate referencing style guidelines.

LMIN4810 Mining Law

The module LMIN4810 (10 Credits) is presented in the Department of Mercantile Law.

The purpose of this module is to provide students with an overview of international and national mining law and its operations. Students are introduced to the concepts of environmental justice and sustainable development, and are required to apply environmental law theory to mining scenarios.

On completion of this module, the student will be able to:

- Critically discuss the interrelatedness of international and domestic mining law.
- Interpret and integrate the principles and legal sources of mining law.
- Reflect on the impact of the Constitution on South African mining law.
- Judge the effectiveness of compliance and enforcement of South African mining law.
- Distinguish and explain different forms of mining authorisations such as a prospecting right, mining right, etc.
- Undertake a critical evaluation of the institutions and procedures relevant to mining law.
- Evaluate the role of the South African constitution in mining law.
- Reflect on the corporate social responsibility in mining.
- Interpret and apply the concepts, principles and legal theory of mining law to solve authentic problems related to mine rehabilitation.
- Work individually or collaboratively and display the required research, persuasive writing and oral skills to formulate appropriate responses to complex legal problems involving mining.

LPIL4810 Private International Law

The module LPIL4810 (10 Credits) is presented in the Department of Private Law.

The purpose of this module is to introduce students to the extent and limitations of private international law, its role and functions within the greater legislative context, and the historical and philosophical theories of this branch of the law. The module aims to enable students with the skills to incorporate and critically apply international legal principles to private conflict disputes, thereby gaining insight into the interaction between different branches of the law.

On completion of this module, the student will be able to:

- Discuss the historical and philosophical theories that inform the nature of private international law.
- Discuss the extent and limitations of private international law and distinguish between a multilateral and unilateral conflict rule.
- Describe how the various rules and principles of private international law will determine the application of foreign law and international commercial law as formulated by international organisations.
- Evaluate and apply the rules of South African private international law to relevant relational legal contexts of persons and family, succession, property, as well as obligations and contract.
- Apply and interpret private international law concepts, principles and legal theory from various resources in order to solve complex, multifaceted factual disputes.
- Critically assess the impact of constitutional imperatives on private international law, including the doctrines of exclusion of foreign law, classification, renvoi and the incidental question.
- Discuss globalisation and how its developments, such as increased trade would shape private international law in Africa.
- Demonstrate systematic, constructive and analytical reasoning from the dispute resolution backwards to the applicable conflict rule.
- Communicate effectively and persuasively on issues relating to private international law, and develop oral communication skills that reflect the ability to collaborate constructively and critically within the classroom.

LPLS3723 Practical Legal Skills

The module LPLS3723 (12 Credits) is presented in the Department of Public Law.

The purpose of this module is to familiarise students with the legal principles that are applicable to professional conduct, file management and costs. The module aims to equip students with the skills to conduct client consultations, draft formal court documents and to prepare a bill of costs. The module furthermore requires students to shadow an approved employer of LLB graduates in order to gain practical workplace exposure for a number of hours as determined by the Faculty.

On completion of this module, the student will be able to:

- Demonstrate client consultation and interviewing skills where the instruction relates to criminal, civil, delictual, contractual and divorce matters, as well as to wills.
- Describe and apply the rules of professional conduct in taking instructions and representing clients.
- Compile checklists for consultations in criminal, civil, delictual, contractual, and divorce cases, as well drafting wills.
- Devise and apply existing principles in representing an indigent client and duties towards an unrepresented client.
- Differentiate between party and party, attorney and client, attorney and own client and costs de bonis proprii.
- Explain the importance and use of client file notes and draft client file notes according to prescribed standards.
- Apply principles of good client care in legal practice.
- Reflect on legal professional liability and ways to limit liability by time management, effective communication, client care and general principles of legal professionalism.
- Advising clients about litigation prospects and alternative dispute resolution procedures.
- Draft independently and in collaboration with others, formal correspondence; affidavits and basic legal pleadings; and particulars of claim in delictual, contractual and divorce claims.
- Critically discuss the professional rules relating to conducting an examination in chief, cross-examination, re-examination and closing argument in formal court proceedings.
- Collaborate with others in order to apply the professional rules relating to conducting an examination in chief, cross-examination, re-examination and closing argument in simulated court proceedings.
- Comply with court procedure and etiquette.
- Reflect on the capacity, agency and accountability of the legal practitioner in shaping and transforming the legal system and to promote social justice goals of fairness, legitimacy, efficacy and equity in the legal system.
- Critically discuss the professional responsibilities of the legal practitioner in service to the community.
- Reflect on the experience gained during the period of workplace exposure and demonstrate the opportunity for learning.

LPRO3723 Law of Property

The module LPRO3723 (12 Credits) is presented in the Department of Private Law.

The purpose of this module is to facilitate students' acquisition of knowledge of the most important concepts and legal principles pertaining to South African property law. Students will be familiarised with the history of the law of property and will gain a deep understanding of the distinction between real and personal rights. Consequently, students will be introduced to a comprehensive legal framework of ownership. The module aims to also provide students with a full overview of possession and holdership. Finally, students will be introduced to limited real rights. The role that the constitution plays in the development of property law will be referred to throughout. With the knowledge gained, students will develop the skills to collect and integrate information from relevant sources, such as the text book and cases, analyse and examine these sources and produce relevant and sound solutions to complex and unfamiliar legal problems presented.

On completion of this module, the student will be able to:

- Critically discuss the historical development of property law as influenced by constitutional imperatives.
- Classify things as legal objects within a dynamic legal environment.
- Interpret real and personal rights as the basis for the division between the law of obligations and property law.
- Analyse the essence of ownership, co-ownership and statutory land use.
- Compare and contrast the different limitations on ownership.
- Formulate written advice on specific problems regarding the protection and termination of ownership, possession and holdership.
- Contrast the different forms of limited real rights.
- Identify, analyse and solve unfamiliar and complex property law disputes/problems by applying law of property theory, as found in common law, case law, legislation and the Constitution, to a factual scenario.

LPSN1512 Law of Persons

The module LPSN1512 (8 Credits) is presented in the Department of Private Law.

The purpose of this module is to equip the student with knowledge regarding the coming into existence, private law status and coming to an end of a legal subject. Questions pertaining to what is meant by the term 'legal subject' as it applies in South African law, when does such a legal subject come into existence, when does it cease to exist, and what the rights and duties of such a legal subject are while it is in existence, are answered in this module. The module also investigates the factors that can limit a legal subject's status while in existence. The influence and impact that the Constitution has on the law of persons are also examined.

On completion of this module, the student will be able to:

- Explain the influence and impact of the Constitution on the law of persons pertaining to aspects such as children's rights, with specific focus on the constitutional value of the best interest of the child.
- Discuss the concepts 'subjective rights', 'competencies', 'legal subjectivity' and 'status' with respect to positive law.
- Distinguish between different classes of persons, subjective rights and their objects.
- Explain the origin and termination of legal subjectivity.
- Explain the content and scope of legal subjectivity.
- Contrast the factors that influence legal status.
- Apply the concepts, principles and legal theory of the law of persons to real-life situations in order to identify, analyse and solve problems.

LRLS4820 Religious Legal Systems

The module LRLS4820 (10 Credits) is presented in the Department of Private Law.

This module aims to enhance students' knowledge of legal pluralism within the South African context with specific reference to the prevalence of religious legal systems. In that regard the module aims to expose students to the notion, nature, scope and legal position of religious legal systems in South Africa.

On completion of this module, the student will be able to:

- Critically discuss the notion, nature and scope of religious legal systems in South Africa.
- Critically reflect on the legal position of religious legal systems in South Africa from the pre- to the post-constitutional dispensation with reference to key statutory provisions and judgments.
- Solve problems regarding the legal position of religious legal systems by selecting and applying relevant key statutory provisions and judgments.
- Evaluate the impact of constitutional imperatives on the application of religious legal systems with specific reference to the constitutional rights to cultural and religious freedom.
- Apply the concepts, principles, and legal theory of religious legal systems in relation to the law of persons, the law of marriage; the law of succession, and criminal law to solve hypothetical and/or factual problems in a critical and practical way.
- Conduct and present independent research on contentious legal issues related to religious legal systems in written and/or oral format.
- Perform basic numeracy tasks related to religious legal systems regulating succession and inheritance.
- Evaluate the role of religious legal systems in advancing social justice issues such as inequality, discrimination, and fairness.
- Debate key constitutional issues pertaining to religious legal systems individually and in group contexts.

LRRP4800 Research Report

The module LRRP4800 (30 Credits) is presented in the Faculty of Law.

The purpose of this module is to enhance students' research skills by requiring them to draft a research proposal and an independent written research report of 7 000 to 8 000 words on a topic in law. The module aims to develop students' problem solving, critical thinking, writing, communication, information technology and self-management skills.

On completion of this module, the student will be able to:

- Engage in independent and self-regulated learning.
- Identify accurately an issue that require researching in one or more legal regimes, whether South African, regional and/or international.
- Formulate the issue/problem that requires researching with clarity.
- Identify the most relevant and up-to-date sources and research methods likely to assist in solving the topic being researched.
- Retrieve relevant up-to-date legal information from paper and electronic legal sources.
- Determine the relative authority of the relevant information sources.
- Draft a research proposal.
- Read, comprehend, interpret, summarise and apply the relevant information applicable to the research.
- Formulate a logical, coherent, critical and integrated analysis of the research problem/ question based on applicable legal resources and appropriate research methodology.
- Document research findings in a manner that conforms with the principles relating to intellectual property, plagiarism and research ethics.
- Employ critical thinking and problem-solving skills to reach a plausible conclusion and to suggest recommendations.
- Use appropriate referencing style guidelines.
- Communicate research findings both orally and in writing.

LSAE2623 Law of Succession and Administration of Estates

The module LSAE2623 (12 Credits) is presented in the Department of Private Law.

The purpose of this module is to facilitate the student's acquisition of knowledge of the most important concepts and legal principles pertaining to South African law of succession and the administration of estates. The module furthermore aims to equip students with the skills to apply this knowledge to factual situations. The first section introduces students to the general principles pertaining to the law of succession, intestate succession, testate succession and the contents of wills. The second part of the module addresses the administration of a deceased estate and deals with the reporting of such an estate, the duties of an executor, content of a liquidation and distribution account and the completion of the estate. The influence and impact that the Constitution has on both the law of succession and the administration of estates are examined and the reconcilability of these areas of the law with the indigenous law are investigated.

On completion of this module, the student will be able to:

- Explain where the law of succession fits into the system of law, with emphasis on the dual nature thereof.
- Discuss the history of the law of succession.
- Critically discuss the basic requirements for succession.
- Reflect on the influence of the Constitution on the South African law of succession and administration of estates.
- Reflect on the principles of the law of succession from an indigenous law point of view and critically discuss its reconcilability with the Constitution, common law and statutory provisions.
- Differentiate between the law of testate and intestate succession and the impact thereof on the process of administration of a deceased estate.
- Apply the principles of the law of intestate succession to factual scenarios in order to determine the heirs and calculate the respective inheritances.
- Analyse and apply the requirements for a valid will, the consequences of non-compliance with the legal formalities, the interpretation of wills, and the rectification of wills.
- Interpret and apply the content of a valid will to identify, analyse and solve authentic scenarios in a critical and practical way.
- Contrast the different steps that are generally involved in the process of administration of a deceased estate.
- Apply the concepts, principles and legal theory of the administration of estates to authentic scenarios to solve problems in a critical and practical way.
- Display simple drafting skills related to the formal requirements and contents of wills as prescribed by legislation and case law.

LSCT4810 Sectional Titles

The module LSCT4810 (10 Credits) is presented in the Department of Private Law.

The purpose of this module is to introduce students to the legal principles applicable to sectional titles in South Africa. The student will be familiarised with the need to change patterns of landownership. Consequently, students will investigate the components making up the thing that is owned in sectional title ownership and the registration of sectional title schemes and units. In addition, the management of sectional title schemes and the rights and duties of owners and other right holders will be investigated. The module furthermore aims to equip students with the skills pertaining to critical thinking, research, legal writing, problem solving teamwork and oral communication through the application of sectional titles theory and principles to authentic scenarios.

On completion of this module, the student will be able to:

- Critically discuss the changing concepts of urban fragmented land tenure by sectional titles.
- Reflect on the impact of constitutional imperatives on the development of sectional titles, with specific reference to the Roman-Dutch principles that will only prevail if consistent with the Constitution and the constitutionality of regulations and restrictions placed on sectional title ownership.
- Analyse the components making up sectional title ownership.
- Analyse the registration of sectional title schemes and units.

- Research and apply the concepts, principles and legal theory of sectional titles to authentic scenarios in solving problems in written and oral formats.
- Make critical judgments, individually and in groups, on the merits of specific arguments and a reasoned choice between alternative solutions for problems related to the management of a sectional title scheme.
- Contrast the rights and obligations of owners and other right holders.
- Demonstrate ethical integrity in written and classroom endeavours, as well as in effective time management and compliance with academic module expectations.
- Explain how legislation give effect to social justice and economic realities of sectional title ownership.

LSKL1514 Legal Skills

The module LSKL1514 (16 Credits) is presented in the Department of Mercantile Law.

The purpose of this module is to provide a bridging module to the five-year LLB students and thereby to equip them with the basic skill requirements of both law and eventual legal practice.

On completion of this module, the student will be equipped with the following skills and competencies:

- Assess their current writing skills.
- Discuss and reflect on what they have read and learned.
- Demonstrate active listening skills that will be used in legal interviewing.
- Recall the new legal vocabulary learned.
- Make a distinction between the sources, content and functioning of normative systems other than the law.
- Match factual, legal, ethical and moral issues interrelated within a legal dispute.
- Explain a diagram that represents essential information.
- State how statutory law is interpreted and applied in the courts.
- Name the court in which a case was decided, and the nature of the proceedings, from the case citation.
- List the various parts of a case report.
- Write a summary of a case.
- Apply the FIRAC formula to a factual scenario.
- Apply rules of law to factual scenarios to reach a conclusion
- Comment on policy issues relevant to a given problem.

LSKL1524 Legal Skills

The module LSKL1524 (16 Credits) is presented in the Department of Mercantile Law.

The purpose of this module is to provide a bridging module to the five-year LLB students and thereby to equip them with the basic skill requirements of both law and eventual legal practice.

On completion of this module, the student will be equipped with the following skills and competencies:

- Frame the legal questions that arise from a factual problem.
- Apply the 'products' of the research process accurately to selected facts.
- Describe the research process and factual conclusions clearly and logically in written form.
- Find appropriate sources of law to solve a research problem.
- Apply and integrate the products of research to solve a delictual problem.
- Analyse a legal issue and think strategically about how to present a case.

- Prepare and organise evidentiary material for a mock trial.
- Use listening and questioning skills to present their client's case effectively.
- Write organised and persuasive oral arguments for a mock trial.
- Construct and deliver a well organised and compelling sentencing argument for a mock trial.
- List possible issues in a trial transcript for potential use in an appeal or review.
- Evaluate whether hearsay evidence should be admitted in a given situation.
- Formulate legal rules based on the analysis of a statute and cases interpreting the statute.
- Apply the rule of law to analyse a client's problem to predict what a court will find.
- Create accurate citations to refer to legal authority.
- Combine issues in a comprehensive and logically organised opinion.

LSPC3723 Specific Contracts

The module LSPC3723 (12 Credits) is presented in the Department of Private Law.

The purpose of this module is to fully acquaint students with the legal theory of the law of lease, insurance, agency, carriage of goods and suretyships. The module aims to inculcate knowledge on the legal theory of different types of contracts and how they are developed or influenced by statutory provisions, court decisions, interpretations and public policy considerations as part of our transformative constitutional context. The legal theory in each of these contractual areas are applied to different legal relationship contexts. The module aims to enable students to discern the different rules and obligations that arise from specific contracts and how these differ from the general contractual principles.

On completion of this module, the student will, with specific reference to the contracts of lease, insurance, agency, carriage of goods and suretyships and the sports contract, be able to:

- Define the legal concepts and terminology commonly encountered in the law of lease, insurance, agency, carriage of goods and suretyships (hereafter referred to as specific contracts);
- Apply the elements of the law of contract to specific contracts.
- Distinguish between the different parties to specific contracts.
- Contrast the essentialia and naturalia of specific contracts.
- Discuss the key legal consequences of entering into specific contracts.
- Analyse how the common law and statutes regulate specific contracts.
- Critically discuss the legal rights and duties that are imposed on the different parties to specific contracts.
- Describe the remedies that may flow if the duties of parties to specific contracts are breached.
- Discuss on the influence of the constitution on the law pertaining to specific contracts.
- Evaluate how the law pertaining to specific contracts enhances social justice.
- Motivate the importance of ethics when competing for, obtaining and satisfying contracts.
- Select, evaluate, integrate and apply legal theory from textbooks, academic writings, legislation and case law in the area of specific contracts to solve complex problems in a critical and practical way.
- Present the solution to a problem involving specific contracts in written formats that are required in practice, for example, writing a legal opinion, drafting specific clauses in a contract or writing case notes.
- Critically analyse the nature of a sports contract through a proper investigation of relevant case law on the subject.
- Determine the most suitable remedy for breach of the sports contract by analysing South African and foreign case law on the matter.

LSSL4810 Social Security Law

The module LSSL4810 (10 Credits) is presented in the Department of Mercantile Law.

The purpose of this module is to equip students with in-depth knowledge, skills and competencies pertaining to social security protection and occupational health and safety law in South Africa. The module primarily deals with the statutory framework with reference to social security, social assistance and social protection measures and benefits in South Africa. Legal requirements that need to be complied with in terms of the Occupational Health and Safety Law will also be covered. Emphasis is placed on facilitating the development of students' critical thinking, research, legal writing, problem solving, teamwork and oral communication skills.

On completion of this module, the student will be able to:

- Critically discuss important social security law principles, assistance, protection measures and benefits in terms of international standards, common law and different South African statutes such as the Unemployment Insurance Act 63 of 2001, Skills Development Act 97 of 1998, Occupational Health and Safety Act 85 of 1993, Compensation for Occupational Injuries and Diseases Act 61 of 1997, Mine Health and Safety Act 29 of 1996, Occupational Diseases in Mines Works Act 78 of 1973, and the Employment Services Act 4 of 2004.
- Discuss the importance, scope and application of section 27 of the Constitution in relation to social security rights.
- Interpret and critique the constitutional principles underpinning social security law with specific reference to the realisation of the right to access to social security and appropriate social assistance.
- Critically discuss South Africa's role and duties as member state of the International Labour Organization and the country's responsibilities in relation to other jurisdictions.
- Reflect, with sensitivity and taking into account cultural considerations, on the complex socio-economic challenges pertaining to the realisation of social security protection in South Africa.
- Calculate social security benefits and compensation for occupational injuries and diseases.
- Integrate different sources of law and apply independent and collaborative research skills to identify and solve challenging and authentic social security and occupational health and safety problems.
- Accurately present research work and legal advice pertaining to social security issues using defensible arguments, both verbally and in writing, by means of appropriate media and communication technology.
- Reflect on professional and ethical behaviour in relation to the calculation and distribution of social security benefits and compensation.

LTAX4810 Tax Law

The module LTAX4810 (10 Credits) is presented in the Department of Mercantile Law.

The purpose of this module is to introduce students to the basic principles of income tax law. The module sensitises students to the social impact of taxation on different cultures within society. The module aims to equip students with the skills to identify the specific area of taxation affected by a transaction and to solve the problem involved. Students' research skills are developed, and they are made aware of how South African taxation interacts with other jurisdictions with reference to the principles of international taxation. Students are also equipped with the skills to perform basic taxation calculations.

On completion of this module, the student will be able to:

- Apply the contextual approach to statutory interpretation of tax legislation as developed in line with the Constitution.
- Criticise the current South African progressive scale of taxation as it impacts on social justice in the country.
- Evaluate the effectiveness of tax evasion measures contained in South African tax legislation in respect of tax havens in jurisdictions such as Mauritius and Ireland.
- Calculate the gross income of an individual or a business.
- Apply the concepts and principles of the inclusion of income and the deduction of expenditure to solve the legal problems posed by case study of a manufacturing business.
- Reflect on the question whether 'Black Tax' constitutes a tax and how it impacts on the social and economic welfare of taxpayers from different cultural backgrounds.

- Identify, analyse and solve complex and unfamiliar problems that require critical thinking and research skills by presenting an oral or written argument with professionalism and confidence using opposing case law on a taxation problem.
- Prepare a written legal opinion on the tax status and tax liability of a South African working overseas in varying circumstances by integrating multiple sources.
- Justify the use of saving mechanisms to decrease the tax liability of a taxpayer.
- Recognise and reflect on some ethical issues that may arise from legal advice constructed by devising tax strategies that fall outside the ambit of tax legislation and as such constitute tax evasion.
- Research taxation of electronic cryptocurrencies in various international jurisdictions such as the USA, Europe and China.
- Demonstrate teamwork, research and persuasive writing skills in order to formulate and evaluate appropriate responses to complex legal problems involving taxation issues.

LTRU4820 Law of Trusts

The module LTRU4820 (10 Credits) is presented in the Department of Private Law.

Students will, with continuous reference to the impact of the Constitution, be introduced to the basic principles, concepts, and practical implications of the Law of Trusts.

After successfully completing this module, the student should, with due cognisance of constitutional values, be able to assimilate the relevant concepts and principles and to formulate solutions regarding:

- The origin of the trust and the various types of trusts encountered in South African law.
- Requirements for the creation of a valid trust.
- The rights and duties of the parties to a trust.
- The proper administration of a trust.
- The amendment of trust deeds.
- The termination of a trust.
- Trust law in practice.

MTDL1504 Mathematical Literacy

The module MTDL1504 (16 Credits) is presented in the Department of Mathematics and Applied Mathematics.

The purpose of this module is to provide a framework within which students can develop the skills of literacy, numeracy, data handling and the ability to communicate logically and effectively in a mathematical context.

On completion of this module, the student will be able to:

- Express a confident way of working with numbers.
- Demonstrate confident and accurate use of a calculator.
- Review data from various contexts to make informed judgments.
- Express mathematical ideas, concepts, generalizations and thought processes.

POLS1514 Political Science (Introduction to Politics)

The module POLS1514 (16 Credits) is presented in the Department of Political Studies and Governance.

The purpose of this module is to introduce students to politics as an activity associated with the state and government, but also realising that no one can escape from politics. Theories of the state and political ideologies are followed by a distinction between state and government, levels of power, and federal and unitary systems. The course focuses on the basic structures and functions of all democratic forms of government with references to the South African context.

On completion of this module, the student will be able to:

- Define concepts such as politics, state and government.
- Identify the types of political ideologies.
- Identify and describe the various forms and theories of state.
- Describe the roles of the organisation of government, regime types and political parties.
- Write notes on how politics is institutionalised through the state and government.
- Recognise that government is a mechanism that maintains orderly rule or good governance.
- Describe the purpose of a constitution.
- Produce work that is both technically competent and considered in its production (including appropriate referencing techniques), which demonstrates various techniques in the subject field of political science.
- Produce their own work that displays and articulates an understanding of the various political concepts.
- Develop self-reflexivity and confidence within the structured environment of initial Ys of study, increase articulation of intentions and develop a sense of achievement in the field of political science.
- Investigate and explore thematic or conceptual areas of study using the appropriate theories, processes and models in the subject field of political science.
- Exhibit a sustained body of work in research assignments relating to political science.

POLS1524 Political Science (Introduction to World)

The module POLS1524 (16 Credits) is presented in the Department of Political Studies and Governance.

The purpose of this module is to familiarise students to international relations and the field of world politics, the broad nature and dynamics of the current international system and the most important actors or contenders in the realm of world politics. Issues and processes in world politics are also examined, for instance, foreign policy analysis, conflict and conflict management, regime types, and the politics of development.

On completion of this module, the student will be able to:

- Describe the concept 'international relations' and the role, which specific actors play in international relations.
- Explain the role of the inter-state system in international relations.
- Describe the role of moral beliefs in the day-to-day conduct of international relations.
- Explain the role that theoretical perspectives play in international relations.
- Name and describe the aspects of globalisation.
- Describe features of African states and their impact on international relations.
- Describe South African foreign policy in the post 1994 era.
- Gather information from a range of sources.
- Apply basic processes of analysis to relevant scenarios presented.
- Apply appropriate conventions in terms of intellectual property, copyright and plagiarism within all written and oral work presented.
- Assess own progress and take necessary steps to ensure improvement within the structured academic environment of initial Ys of study.

PSIN1514 Introduction to Psychology

The module PSIN1514 (16 Credits) is presented in the Department of Psychology.

PSDE1624 Developmental Psychology

The module PSDE1624 (16 Credits) is presented in the Department of Psychology.

SOCI1514 Introduction to Sociology

The module PSIN1514 (16 Credits) is presented in the Department of Sociology.

SOCI1624 Social Institutions and Social Change

The module SOCI1614 (16 Credits) is presented in the Department of Sociology.

SSOL1514 Sesotho (Introduction to Sesotho Basic Communication and Culture)

The module SSOL1514 (16 Credits) is presented in the Department of African Languages.

The purpose of this module is to familiarise students to the language landscape in South Africa. Emphasis is placed on oral communication rather than writing and reading in Sesotho.

On completion of this module, the student will be able to:

- Describe the language landscape in the RSA.
- Use a minimum of 1000 Sesotho lexical items in conversations.
- Apply concordance in Sesotho.
- Construct meaningful phrases/short sentences and use them in appropriate contexts.
- Select Sesotho lexical items with due consideration to cultural connotations and sensitivities.
- Communicate effectively and confidently in identified social contexts.
- Read and write elementary Sesotho words, phrases and sentences.
- Apply rules of referencing as applicable.

SSOL1524 Sesotho (Sesotho Basic Communication and Culture)

The module SSOL1514 (16 Credits) is presented in the Department of African Languages.

The purpose of this module is to equip students with basic communication in Sesotho and knowledge about the Sesotho culture as conveyed through language.

On completion of this module, the student will be able to:

- Recall verbal/oral communication using acquisition of 2000 Sesotho lexical items.
- Construct simple sentences spread over the learners identified communication needs.
- Use qualifiers and modifiers to extend the noun and the verb respectively.
- Formulate compound sentences.
- Make entries in a diary on agreed topic(s).
- Create a text of not more than 20 lines on a specified topic.
- Read simple Sesotho texts.

UFSS1504

The aim of UFSS1504 in the first semester is to support you in the transition from high school to university, by teaching you the academic skills you need to be successful in your studies. In the second semester, you will learn about how to make the most of your undergraduate experience to prepare for the world of work.

In the first semester of this module, you will learn to:

- familiarise yourself with and practice the computer literacy skills needed by university students;
- demonstrate communication skills required of a university student;
- demonstrate how learning works at university, through the use of effective study methods;
- apply time management strategies to your academic plan;
- set and track your goals for your education and career plan;
- demonstrate basic financial literacy;
- search for accredited sources, and cite and reference a variety of sources in the style required by your faculty; and
- investigate the impact of a growth mindset on your experience as a university student.

In the second semester of this module, you will learn to: (subject to change)

- reflect on and demonstrate strategies for academic success by creating a SWOT analysis, creating actionable items related to effective learning strategies in an online learning environment, and comparing healthy vs unhealthy methods to manage your academic load;
- discuss an entrepreneurial mindset, by exploring the skills required to boost your employability;
- explain the importance of digital skills, create a CV and LinkedIn profile, and discuss the link between your social media presence and employability;
- examine the cognitive information process approach to career decision-making and career development, by exploring your career options from the viewpoint of your self-knowledge, a university qualification, and where you are in the career development process; and
- explain the importance of the development of UFS graduate attributes and the evidence that will be required as proof of this development.



FACULTY OF LAW

POSTGRADUATE DEGREES

CONTACT DETAILS FOR POSTGRADUATE STUDIES

All correspondence and enquiries regarding application matters for Master's and Doctoral studies in law must be addressed to:

Hanlie Le Roux

Postgraduate office

Telephone: +27 51 401 9777

Email: LeRouxH@ufs.ac.za

All enquiries and application for Master of Human Rights must be addressed to::

Prof GE Kamdem Kamga

Programme Director: Research & Postgraduate Studies

Free State Centre for Human Rights

Telephone: +27 51 401 2064

Email: Kamdemkamgage@ufs.ac.za

All enquiries regarding Postgraduate Diplomas in Financial Planning, Estate Planning and Investment Planning can be addressed to:

Mpho MacHeu

School of Financial Planning Law

Telephone: +27 51 401 2823

Email: macheuem@ufs.ac.za

All enquiries regarding Postgraduate Diploma in Labour Law can be addressed to:

Cronette Nel

Faculty of Law

Telephone: +27 51 401 2433

Email: nelc1@ufs.ac.za

Simbarashe Tavuyanago

Programme Director: Department of Mercantile Law

Telephone: +27 51 401 7333

Email: tavuyanagos@ufs.ac.za

MASTER OF LAWS

AND MASTER OF HUMAN RIGHTS



The Master's Degree by dissertation graduate will be able to:

- Participate in advanced and high level theoretical-intellectual engagement that can be applied to practical problems, including research ability.
- Make a contribution to scholarship.
- Enter advanced and specialised professional employment in a knowledge-driven, research-oriented, legal sciences context.
- Reflect critically on the theory and practice of law.
- Engage in research activities to contribute to the development of knowledge at an advanced level and contribute to the development of legal science.

The Master's Degree by coursework and mini-dissertation graduate will be able to:

- Produce a mini dissertation that must, at a minimum, provide a competent synthesis and analysis of the relevant materials on a research topic of limited scope and must be satisfactory as regards style and presentation and organise and synthesise information in a coherent and logical manner.
- Design, select and justify appropriate methods, techniques, processes, systems or technologies and to apply these to complex practical and theoretical problems in law.
- Operate independently and take responsibility for their own work.
- Apply their knowledge to authentic professional or career contexts and to realise the potential of alternative conclusions for particular situations.

The Master of Human Rights graduate will be able to:

- Evaluate the interdisciplinary and multi-disciplinary literature on human rights and reflect on the conceptualisation and implementation of human rights norms in a socially contextualised manner and in terms of critical social science methods and theories.
- Assess the structure of national, regional and the international human rights regimes, human rights decision making and manifestations of human rights violations in terms of prevailing social, cultural, political and economic relations.
- Apply interdisciplinary and multi-disciplinary methods and perspectives to issues relating to political, economic, social, cultural, and environmental justice.
- Appreciate how conceptualisations and enforcement of human rights norms affect human diversity (with reference to e.g. culture, religion, ethnicity, gender, and sexuality).

ADMISSION

- a. For admission to the **Master of Laws** degree, a candidate must, subject to the General Academic Rules, be in possession of an LLB degree or an equivalent law degree and must have obtained a weighted average of at least 60 percent in the undergraduate programme. Preferably candidates must have obtained at least 60 percent for the final year research report. If the candidate did not register and pass the research report in the final year LLB studies, other evidence must be presented of research and writing competencies.

Admission to the **Master of Human Rights** degree is subject to the UFS General Academic Rules. Specifically, students must:

- i. be in possession of an Honours Degree (NQF Exit Level 8); or an equivalent qualification that will be found to be appropriate to pursue the Master's Degree; and
- ii. have obtained a weighted average of at least 60%.

Admission to the Master of Human Rights degree is further subject to a process of selection.

- b. Foreign students, who did not complete their relevant law degree in English, must successfully pass a relevant or prescribed UFS language proficiency test or equivalent thereof. Admission to any such language module will be subject to approval by the relevant department. The Faculty may require an applicant to write a language proficiency test, at his/her own cost, the results of which will be used in the application assessment process.
- c. To continue with Master's studies, the candidate should comply with the following requirements within the first year of registration:
 - i. 1. A candidate in the LLM (Master's Degree by dissertation) programme must attend the sessions in the prescribed module in Legal Research Methodology (LNAV7900).
 - ii. 2. After attending these sessions, the candidate must prepare and submit a research proposal of 15–20 typed pages in the prescribed format to the supervisor. The completion of the Research Proposal in addition to the attendance of the sessions is required for successful completion of LNAV7900.
 - iii. 3. A presentation of the title, the reading list and the research proposal, must subsequently take place. This presentation must be attended by the supervisor, two external panellists, one internal panellist, the academic head of department/ Director of the Centre/ School (or his/her representative), as well as the Programme Director: Research and Postgraduate Study of the Faculty of Law (or his/her representative). Experts from outside formal academia may be invited to attend.
 - iv. 4. After a successful presentation, the title and confirmation of the completion of the research proposal must be referred to the Faculty Board, for approval.
 - v. 1. Candidates in the LLM Degree by coursework and mini-dissertation programme must attend LNAV7900.
 - vi. 2. A candidate must approach a potential supervisor within the first three months of registration and must after discussions with a supervisor submit a form that confirms the research topic and the name of the supervisor.
 - vii. 3. A candidate must prepare a research proposal of between 10–12 pages in the prescribed format and submit it to the supervisor.
 - viii. The completion of the Research Proposal in addition to the attendance of the sessions is required for successful completion of LNAV7900.
 - ix. The student will be required to obtain ethical clearance from the relevant University.
- d. The language of tuition is English.

PROGRESSION RULE AND READMISSION

- a. Students who are admitted to postgraduate programmes are expected to pass all the modules, as specified in the curriculum, for which they registered in a particular study year. After the first year of study, a student will only be allowed to proceed with a programme for the next year of study if she/he has passed at least 75 percent of the credits and / or mini-dissertation required to complete the qualification.
- b. If a student has not obtained the Master's Degree after the minimum study period, the student may only continue the study on the strength of academic progress in terms of General Academic Rules.

DURATION OF STUDY

- a. For the **Master of Laws** degree see General Academic Rules.
- b. **Master of Human Rights**: Two years.

ADMISSION TO THE EXAMINATION

To gain admission to the examination in a module in the **Master of Laws** Degree by coursework and mini dissertation, a module mark of at least 50 percent is required. How the module mark is calculated in each module is set out in the module guide or its addendum and is the result of both the continuous and the summative assessments which are conducted in a decentralised manner during the course of the module term. A model of continuous assessment may be used.

The pass mark for each individual paper is at least 50 percent. The academic head of department may grant permission for an oral examination.

PASS REQUIREMENTS AND PASSING WITH DISTINCTION

See general academic rules.

a. Master of Laws degree

- i. **Pass requirements, passing with distinction: Master's Degree by coursework and mini-dissertation:** See General Academic Rules.
- ii. **Pass requirements, passing with distinction: Master's Degree by dissertation:** See General Academic Rules.

b. Master of Human Rights degree

No formal examination will be written. Students are examined continuously over the duration of a quarter, semester and year. Continuous assessment will be done by requiring students to build up an assessment portfolio, consisting of some or all of the following: formal assignments, case study commentaries, literature reviews, and formative assessment methods, such as: submission of short abstracts on a conceptual controversy or weakness in a theoretical framework, end-of-learning-unit questionnaires or quizzes, online discussion forums, short power point presentations on a topic chosen from a list prepared by the lecturer, and literature reviews. Continuous assessment is cumulative, and the marks are calculated to produce a final result. The final module mark will be the weighted average calculated for the different continuous assessments. A final mark of at least 50% is required to pass a module. In order to pass a module with distinction, a student must obtain a final mark of at least 75% and must have participated in all the scheduled assessments.

MODE OF PRESENTATION

In order to obtain the **Master of Laws** degree, the following two possibilities exist:

a. LLM (Master's Degree by dissertation) (total minimum credits: 240)

The curriculum consists of a dissertation of between 40 000 – 50 000 words which deals with a subject pertaining to juridical science, approved by the Faculty Board. The student is also required to successfully complete the Legal Research Methodology module (LNAV7900). The student must register and complete the LNAV7900 module at the first offering after his/her first registration for the programme.

b. LLM (Master's Degree by coursework and mini dissertation) (total minimum credits: 240)

- i. The curriculum consists of a prescribed advanced study programme.
- ii. The examination on the prescribed study programme consists of: **(3 modules – 37 credits each)**
 - a. At least a three-hour examination paper in each of the three modules or research essay/ assignment of minimum 5 000 words. Continuous assessment may also be followed.
 - b. A mini dissertation of 20 000 words of a publishable standard. **(total minimum credits: 129)**
 - c. The student is also required to successfully complete the LNAV7900 module. The student must register and complete the LNAV7900 module in the same year as his/her first registration for the mini-dissertation.

c. Master of Human Rights Degree (Master's degree by coursework and mini-dissertation) (total minimum credits: 180)

In order to obtain the Master of Human Rights degree, students are required to participate in resource-based learning, i.e. self-study, with the aid of study guides and prescribed reading material. Students must attend two tuition sessions, which will consist of two block sessions of one week each in year one, at the beginning of each semester.

CURRICULA

a. MERCANTILE LAW (BC380100)

A dissertation (code LMER8900)

b. PRIVATE LAW (BC380200)

A dissertation (code LPRV8900)

c. CRIMINAL LAW (BC382100)

A dissertation (code LCRM8900)

d. CONSTITUTIONAL LAW AND PHILOSOPHY OF LAW (BC380400)

A dissertation (code LCON8900)

e. PROCEDURAL LAW AND LAW OF EVIDENCE (BC380500)

A dissertation (code LPEV8900)

f. MEDICAL LAW (BC382000)

A dissertation (code LMDL8900)

LNAV7900 Legal Research Methodology (0 credits)

Learning 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 the research proposal as part of the planning for the mini dissertation/ dissertation/ thesis.

LNAV7900 is compulsory for all masters and doctoral students.

In order to be credited a student

- 1. should attend all sessions and
- 2. finalise the Research Proposal;

Mini dissertation (129 credits)

The mini dissertation is a compulsory part of every masters programme. Each department has a different mini-dissertation code as indicated below.

Learning Outcomes / The student must be able to:

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

The background of the page features a composite image. On the left, a young man with glasses and a slight smile is shown from the chest up, wearing a dark academic gown. He is standing in a library with bookshelves filled with books in the background. On the right, there is a blue-tinted image of the Lady Justice statue, which is blindfolded and holding a set of scales. The overall color scheme is dominated by blues and greys, with a red accent bar on the left side.

MASTERS DEGREE BY COURSEWORK

MODULES NOT OFFERED IN 2025

LPRE7920 Administration of Estates (37 credits)

Learning Outcomes / The student must be able to:

- i. Report a deceased estate in full at the Master of the Supreme Court.
- ii. Have knowledge of all the important parties in the administration process.
- iii. Know what the duties of an executor comprise.
- iv. Choose an effective method of liquidation.
- v. Draw a liquidation and distribution account and complete the administration process.
- vi. Calculate estate duty.

Integrated knowledge:

- i. Reporting procedure
- ii. Implementation of the important sections of the Administration of Estates Act 66 of 1965.
- iii. Administration process.
- iv. A study of the Estate Duty Act 45 of 1955 and the implementation thereof.
- v. Legal-comparative study on the administration of estates.
- vi. Implementation of various legal actions.

LMTI7920 International Taxation of Individuals (37 credits)

Learning outcomes:

The student must be able to demonstrate an advanced understanding of international taxation involved in the estates of individuals through the integrated application of theoretical knowledge in dealing with the taxation of the estates of individuals (living and deceased with exclusion of insolvent estates).

Integrated knowledge / The student will be able to:

- i. Identify and define relevant concepts and principles of international tax applicable to the taxation of individual estates;
- ii. Apply the principles of international taxation to an estate making use of trusts;
- iii. Contrast the international taxation implications relating to estates within and outside of South Africa with reference to the OECD model;
- iv. Interpret tax legislation applicable to estates; and
- v. Formulate appropriate solutions on the taxation of estates combining aspects of Income Tax, the taxation of trusts and international tax.

LMTE7910 **Taxation of Estates (37 credits)**

Learning outcomes:

The student must be able to demonstrate an advanced understanding of the different types of taxation involved in the estates of individuals through the integrated application of theoretical knowledge in dealing with the taxation of the estates of individuals (living and deceased with the exclusion of insolvent estates).

Integrated knowledge / The student will be able to:

- i. Identify and define relevant concepts and principles of Income Tax applicable to the taxation of estates.
- ii. Explain the consequences of Estate Duty on an estate.
- iii. Apply the principles of Capital Gains Tax to an estate.
- iv. Explain how Value-Added Tax influences estates.
- v. Interpret tax legislation applicable to estates; and
- vi. Formulate and appropriate solutions on the taxation of estates combining aspects of Estate Duty, Capital Gains Tax and Value-Added Tax.

LJUI7900 **Jurisprudence and Justice (37 credits)**

Learning outcomes / The student must be able to:

- i. Know, understand and appreciate the nature of law and justice. .
- ii. Understand and critically reflect upon the relationship between law and justice on a global and local level.

Integrated knowledge:

- i. Manifest the practical ability to evaluate the content and application of law and justice in the South African and international context.
- ii. Evaluate the level of justice in various legal paradigms.

BC370200 **LLM (Masters degree by coursework and mini-dissertation)**

This LLM can be compiled by taking **LNAV7900** and any of the mini dissertations listed below:

LMER7900 **Mercantile Law (mini dissertation) (129 credits)**

LPUB7900 **Public Law (mini dissertation) (129 credits)**

LPVT7900 **Private Law (mini dissertation) (129 credits)**

any three of the modules below offered as part of the specialised **LLM degrees**;

DEPARTMENT OF MERCANTILE LAW

LBUE7900 **Corporate Law (mini dissertation) (129 credits)**

LLAB7900 **Labour Law (mini dissertation) (129 credits)**

LIEL7900 **International Economic Law (mini dissertation) (129 credits)**

LMER7900 **Mercantile Law (mini dissertation) (129 credits)**

The theme of the mini dissertations above are in the field of the student's choice in consultation with the prospective supervisor(s) and the academic head of the department.

BC371000 **LLM with specialisation in Corporate Law**

LBUE7900 **Corporate Law (mini dissertation) (129 credits)**

LNAV7900

Any three of the modules below:

LCOM7910 **Company Law (37 credits)**

Learning outcomes / The student must be able to:

- i. Analyse, the fundamental legal concepts and principles on the role, position and liability of directors and officers in the corporate structure;
- ii. Criticise the fundamental legal concepts and principles of minority protection;
- iii. Criticise the role of the auditor;
- iv. Critically discuss how the Companies Act of 2008 provides for the creation and use of companies to enhance the economic welfare of South Africa as a partner within the global economy;
- v. Evaluate the effectiveness of South African company law remedies and measures to enforce rights and ensure compliance with the Companies Act of 2008;
- vi. Evaluate the effectiveness of South African measures to solve contemporary company law issues against the best practices of international jurisdictions.

Integrated knowledge:

- i. History and development of company law.
- ii. Legal personality, types of companies, incorporation and constitution.
- iii. Division of powers and the general meeting.
- iv. Composition and functions of the board of directors.
- v. Appointment, discharge, disqualification, fiduciary duties, duty of care and personal liability of directors.
- vi. Entering into contracts on behalf of a company: Capacity and powers.
- vii. Capital maintenance and purchase of own shares.
- viii. Minority protection.
- ix. Comparative study on company law.

LGOV7920 Corporate Governance (37 credits)**Learning outcomes:**

The student will be introduced to specific themes in company law to build a solid scientific background and to gain advanced insight for the future application thereof and the advanced and integrated theoretical and practical knowledge of and insight into these topics.

The student must be able to:

- i. Give an exposition of the nature and scope of corporate governance in South African company law;
- ii. Explain the influence of corporate governance on company structures;
- iii. Explain and give an exposition of the King Codes;
- iv. Compare the international position pertaining to corporate governance with that of South Africa;
- v. Explain the company's corporate social responsibility;
- vi. Critique the different approaches to corporate criminal liability.

Integrated knowledge:

- i. Corporate governance and systems;
- ii. Corporate social responsibility;
- iii. Criminal liability of companies; and
- iv. Shareholder activism.

LMCT7920 Corporate Insolvency (37 credits)**Learning outcomes / The student must be able to:**

- i. Critically discuss the principles of corporate insolvency;
- ii. Analyse the current application of the liquidation and business rescue processes;
- iii. Provide a comparative analysis on corporate insolvency principles;
- iv. Draft a report on the challenges associated with corporate insolvency and provide solutions to address these challenges;
- v. Critically discuss the parties to corporate insolvency with reference to:

- vi. a) Duties and functions;
- vii. b) Ethical behaviour; and
- viii. c) Comparative parties.
- ix. Discuss the role and directives of international regulatory organisations and institutions;
- x. Critically discuss and report on relevant international and national case studies;
- xi. Critically discuss government's role and liability in the event of insolvency of parastatal and governmental entities; and
- xii. Critically evaluate corporate insolvency in the aftermath of national economic distress.

Integrated knowledge:

- i. International standards on corporate insolvency;
- ii. Comparative approaches to corporate insolvency;
- iii. The relevant provisions of Insolvency legislation; and
- iv. Introductory knowledge as presented in LILL4824 (or equivalent module as presented)

LMBC7920 Business Crimes (37 credits)**Learning outcomes / The student must be able to:**

- i. Evaluate the role and importance of ethics and different ethical value systems on the occurrence, prevention and detection of business crimes;
- ii. Analyse the legal measures of international jurisdictions to prevent, detect, prosecute and recover losses from financial crime;
- iii. Evaluate the effectiveness of South African measures to prevent, detect, prosecute and recover losses from financial crime against the best practices of international jurisdictions;
- iv. Interpret the occurrence and impact of financial crime internationally and in South Africa and advise clients on various means that can be applied in the fight these crimes;
- v. Criticise the role of the relevant international standard-setting organisations for anti-money laundering and the combating of financing of terrorist regimes in South Africa and internationally.

Integrated knowledge / After completion of this module the student will be able to:

- i. Critically analyse and distinguish between the different forms of business crimes from a national and comparative perspective.
- ii. Understand, evaluate and apply the principles regarding the prevention and control thereof.
- iii. Critically evaluate and analyse the international initiatives to control and the international detection and exposure of business crime.

LPSN7910 Law of Partnership (37 credits)**Learning outcomes:**

The student will be introduced to the basic principles (rules) of the law of partnership to build a solid scientific background and advanced insight thereof, for future application and the development of advanced and integrated theoretical and practical knowledge of and insight into the law of partnership as a whole. The module further provides broad perspectives on legal science, for instance on the application of the principles of the law of obligations within a partnership context.

Integrated knowledge:

- i. General description, historical and comparative background, sources and definition of partnership.
- ii. Specific types and forms of partnership.
- iii. Establishment, essentialia and naturalia of partnership.
- iv. Legal nature of partnership: Entity and aggregate theories.
- v. Partnership property.
- vi. Relationship between partners inter se.
- vii. Relationship between partners and third parties.
- viii. Dissolution, liquidation and distribution of assets.
- ix. Sequestration.
- x. Comparative study on the law of partnership.

LMCR7900 Copyright Law (37 credits)

Learning outcomes / The student will be able to:

- i. Express views on the protection of copyright in the original Western sense of copyright protection and to compare that with the protection afforded by traditional knowledge systems;
- ii. Assess the protection available to copyright works and propose new ways of protecting copyright in the digital realm;
- iii. Evaluate the relevance in today's digital age of the traditional requirements for the subsistence of copyright with reference to composite works
- iv. Compare the different provisions concerning the duration of copyright across jurisdictions;
- v. Measure the effectiveness of the current remedies available for the infringement of copyright;
- vi. Analyse the various exceptions and limitations of copyright;
- vii. Describe the registration of copyright in cinematograph films;
- viii. Inspect the protection provided to performers and propose alternative ways to improve the protection currently available in the digital realm; and
- ix. Question the effectiveness of the incorporation of the protection of traditional knowledge under copyright law.

Integrated knowledge:

This module contains fundamental knowledge, theories, principles and practices of copyright with an integrated application of theoretical knowledge in dealing with intellectual property rights concerning copyright, including:

- i. Background to copyright protection;
- ii. Works eligible for copyright protection;
- iii. Requirements for the subsistence of copyright;
- iv. Authorship;
- v. Ownership of copyright;
- vi. Duration of copyright;
- vii. Nature and scope of copyright;
- viii. Infringement of copyright;

- ix. Exceptions and limitations;
- x. Remedies;
- xi. Registration of copyright in cinematograph films;
- xii. Performers' protection; and
- xiii. Protection of traditional knowledge under copyright law.

LCMP7920 Competition Law (37 credits)

Learning outcomes / The student must be able to:

- i. Critically analyse international and national legal concepts, principles, and theories concerning competition law;
- ii. Identify and explain the foundation principles of the South African Competition Act;
- iii. Identify, Interpret and criticise the economic concepts behind the anti-competitive conduct prohibitions in the Act;
- iv. Identify, critically analyse and apply the elements that must be satisfied in order to establish a contravention of the Act;
- v. Critically examine, evaluate and use case law to demonstrate master of knowledge and understanding of the way in which courts have interpreted various sections of the Act;
- vi. Identify, critically evaluate and apply to complex situations, the ways in which contraventions the Act are addressed through penalties and the provision of remedies;
- vii. Interpret and critically evaluate the roles of the competition authorities and the ways in which they seek to enforce compliance with the Act; and
- viii. Provide sound and well substantiated legal advice on application of the Competition Act to solve complex competition matters.

Integrated knowledge:

The module focuses in-depth and critically on specific issues of importance for the study of competition law. The student should be able to show integrated knowledge of the following topics:

- i. The historical development of competition law and the role played by the Sherman Antitrust Act of 1890 and Articles 101 & 102 of the Treaty on the Functioning of the European Union (TFEU) in the development of South African Competition Law;
- ii. The relationship between competition law and Constitutional law, with particular emphasis on provisions in the Act that give effect to principles enshrined in the Constitution;
- iii. The relationship between competition law and other disciplines of mercantile law such as company law, consumer protection law and labour law; and
- iv. The advancement of transformation, inclusion of and participation in the economy by previously marginalised persons through application of the Act.

On completion of the module, the student will be able to:

- i. Analyse the historical development of competition law, identify and explain the objectives and rationale for competition regulation;
- ii. Understand the roles and functions of the competition authorities, evaluate their powers of investigation and enforcement and the penalties which may be imposed on companies and/or individuals;
- iii. Evaluate the South African merger regulation process;
- iv. Critically analyse anti-competitive conduct (restrictive practices and abuse of dominance);
- v. Demonstrate an understanding of the civil remedies available to protect competitors from anti-competitive behaviour; and
- vi. Demonstrate an awareness and understanding of competition law from an international perspective.

BC371200 LLM with specialisation in Labour Law

LLAB7900 Labour Law (mini dissertation) (129 credits)

LNAV7900

Any three of the modules below:

LLDE7910 Individual Labour Law (37 credits)

Learning outcomes / The student must be able to:

- i. Evaluate the nature of Labour Law;
- ii. Analyse the historical background and development of individual and collective Labour Law in South Africa;
- iii. Interpret and criticise constitutional and international perspectives concerning Labour Law;
- iv. Evaluate the principles of the Common law contract of employment and distinguish it from and compare it with other similar contracts;
- v. Interpret the rights and duties of employers and employees in terms of a contract of employment;
- vi. Critically analyse the freedom of association of employers and employees within the limitations of the individual employment relationship;
- vii. Analyse the historical background, the content and the development of the Basic Conditions of Employment Act, 1997 in relation to the individual employment relationship; and
- viii. Evaluate the relevance of the Labour Relations Act, 1995 in relation to the individual employment relationship and apply the relevant sections of the Act governing dismissals, unfair labour practices and dispute resolution processes.

Integrated knowledge:

The module focuses in-depth and critically on specific issues of importance for the study of individual labour law. The student should be able to show integrated knowledge of the following topics:

- i. The nature of Labour Law;
- ii. The historical development of individual and collective Labour Law in South Africa;

- iii. The relevant constitutional and international perspectives concerning Labour Law;
- iv. The Common law contract of employment and how it is distinguished from other similar contracts;
- v. The rights and duties of employers and employees in terms of a contract of employment;
- vi. The development of labour law relations as set out in labour legislation;
- vii. Freedom of association of employees and employers;
- viii. The relevant provisions, content and outstanding characteristics of the Basic Conditions of Employment Act, 1997 in relation to the individual employment relationship; and
- ix. The relevant provisions, content and outstanding characteristics of the Labour Relations Act, 1995 in relation to the individual employment relationship.

LLC07910 Collective Labour Law and Industrial Democracy (37 credits)

Learning outcomes / The student must be able to:

- i. Provide an exposition of the origin, development and operation of collective labour law in South Africa;
- ii. Analyse constitutional and international perspectives on the right to bargain, freedom of association and the right to organise;
- iii. Critically analyse the operation and functions of workplace forums and other bargaining structures;
- iv. Critically interpret, compare and comment on statutory organisational rights and collective agreements on a national and international level;
- v. Describe and evaluate the right to strike, as well as strikes and lockouts and other forms of industrial action; and
- vi. The above includes provisions on dismissals, unfair labour practices and subsequent dispute resolution processes as they apply to the above.

Integrated knowledge:

The module focuses in-depth and critically on the collective bargaining concept and its history, development and process within the South African context. The student should be able to show integrated knowledge of the following topics:

- i. The applicability and relevance of the Labour Relations Act, 1995 as the regulatory legislation pertaining to collective bargaining;
- ii. The role and relevance of the fundamental rights established in the Constitution, 1996 in the process of collective bargaining and interpreting the relating legal principles in line with its provisions;
- iii. The conventions of the International Labour Organisation with regard to: a) Collective entities; b) Collective bargaining; c) Strikes, lock-outs and d) other forms of industrial action
- iv. The implementation and productive use of workplace forums in collective bargaining; and
- v. Comparing and evaluating the South African position with that of other jurisdictions with similar collective bargaining structures, like Britain and Germany.

LLDS7910 Employment Equity (37 credits)

Learning outcomes / The student must be able to:

- i. Demonstrate an understanding of the historical development of employment equity and discrimination in South Africa as well as the need and influence of constitutional transformation. The student will also be able to explain the philosophical underpinnings of employment equity and distinguish between substantive and formal equity;
- ii. Demonstrate an in-depth knowledge of unfair employment discrimination including the application of EEA chapters and associated codes of conduct guidelines and/or regulations;
- iii. Demonstrate an in-depth knowledge of affirmative action including the application of EEA chapters and associated codes of conduct guidelines and/or regulations as well as an awareness of comparative perspectives on employment equity; and.
- iv. Display integrated knowledge on a) the provisions on dismissals and unfair labour practices in so far it relates to employment equity and discrimination; and b) dispute resolution procedures and remedies in respect of unfair discrimination and employment equity disputes.

Integrated knowledge:

The module focuses in depth and critically on specific issues of importance for the study of discrimination and equality. The student should be able to show integrated knowledge of the following topics:

- i. The key role played by the International Labour Organisation with regard to the advancement of employment equity; and
- ii. The relevant basic provisions of the Constitution and legislation that give effect to the protection and advancement of employment equity in South African workplaces.

LLPE7920 Social Protection Law (37 credits)

Learning outcomes / The student must be able to:

- i. Critically analyse the international and national legal concepts, principles, and theories concerning the advancement of social protection law;
- ii. Interpret and criticise legal connections between labour law and social security law as instruments, which protect the well-being of vulnerable workers in South Africa;
- iii. Evaluate and comment on the legislative provisions that ensure training and the development of skills of workers in South Africa;
- iv. Analyse the benefits a worker may be entitled to in terms of legislation; and
- v. Provide legal advice on the dispute resolution provisions of each social protection statute with specific reference to social security benefits and skills development in South Africa.

Integrated knowledge:

The module focuses in-depth and critically on specific issues of importance for the study of the social protection of workers concerning work and livelihood. The student should be able to show integrated knowledge of the following topics:

- i. The key role played by the International Labour Organisation with regard to the advancement of decent work;
- ii. The historical development of social security law in South Africa and the nature of the current social security system;
- iii. The relevant provisions of the Constitution and legislation that give effect to the social security protection in South Africa;

- iv. The common law and statutory law obligations to ensure health and safety in the workplace;
- v. The regulation, development challenges and goals concerning skills development and training in South Africa; and
- vi. The categories of social security benefits provided for by the unemployment insurance legislation.

LOHS7920 Occupational health and safety law (37 credits)

Learning outcomes:

Equip students with the necessary knowledge and skill to comply with health and safety requirements in the workplace and allow them to facilitate a health and safety management system from hazard identification to the paying out claims in the event of accidents. This will be developed through the study and application of applicable laws, regulations and best practices both nationally and internationally.

The student should be able to:

- i. Provide an overview on the different components to SHREQ management as an integrated system;
- ii. Provide an overview on health and safety law, regulations and best practices as applied both nationally and internationally;
- iii. Develop the content of a health and safety management system;
- iv. Identify and discuss the legal liability of employers and employees as it relates to health and safety aspects in a work environment;
- v. Provide solutions on compliance issues as it relates to health and safety in a work environment;
- vi. Develop a basic hazard identification and risk assessment (HIRA) report for a work environment;
- vii. Develop an incident investigation report with recommendations on corrective and preventive actions;
- viii. Explain the role and functions of Labour Inspectors;
- ix. Advise on the requirements for and claiming of compensation for occupational injuries and diseases; and
- x. Discuss the cooperative responsibilities between employers and government in the event of disasters.

Integrated knowledge:

- i. Related principles on risk, environment and quality management.
- ii. International standards on safety, health, risk, environment and quality management.
- iii. Comparative approaches to occupational injuries and diseases.
- iv. The relevant provisions of the following Acts:
 - a. The Constitution of South Africa;
 - b. The Compensation for Occupational Injuries and Diseases Act, 1993;
 - c. The Occupational Diseases in Mines and Works Act, 1973;
 - d. The Occupational Health and Safety Act, 1993;
 - e. The Mine Health and Safety Act, 1996; and
 - f. The Disaster Management Act, 2002.

LDML7920 Disaster Management Law (37 credits)

Learning outcomes:

Equip students with the necessary knowledge and skill to interpret and apply the content of international and national legal directives on disaster management and allow them to facilitate disaster management as a cooperative governmental duty. This will be developed through the study and application of applicable laws, regulations, legal instruments and best practices both nationally and internationally.

The student should be able to:

- i. Define a disaster;
- ii. Provide an overview on the different components of disaster management law, regulations and best practices as applied both nationally and internationally;
- iii. Apply international standards and guidelines to national disaster management legislation and strategies;
- iv. Develop an integrated disaster management plan;
- v. Critically evaluate the content of national disaster legislation with specific reference to:
 - a. The application of disaster and related legislation;
 - b. The classification and declaration of disasters;
 - c. Funding in preparation for, during and in the aftermath of disaster;
 - d. Institutional arrangements; and
 - e. The implementation of the National Disaster Management Framework.
- vi. Analyse a disaster scenario and advise on the use of legislative measures in mitigating the disaster consequences;
- vii. Discuss personal risk management in preparation for disasters; and
- viii. Advise on appropriate dispute resolution mechanisms as it relates to national and international disaster events.

Integrated knowledge:

- i. Disaster terminology;
- ii. International, Regional and Sub-regional principles on disaster management and disaster risk reduction;
- iii. Comparative approaches to the use of legislative directives in disaster management;
- iv. The relevant provisions of the following:
 - a. The Constitution of South Africa;
 - b. The Disaster Management Act, 2002, as amended;
 - c. Disaster Management Regulations;
 - d. The National Disaster Management Framework, 2005; and
 - e. Related disaster management legislation.

LENM7910 National Mining Law (37 credits)

See description above

BC371400 LLM with specialisation in International Economic Law

LIEL7900 International Economic Law (mini dissertation) (129 credits)

LNAV7900

Any three of the modules below:

LIIL7910 International Investment Law (37 credits)

Learning outcomes / The student must be able to:

- i. Critically explain the promotion and protection of international investment.
- ii. Structure an international investment transaction.
- iii. Evaluate and analyse the instruments, policy and system for international investments of a host state.

Integrated knowledge:

- i. The principles and doctrines of international investment law.
- ii. The promotion of investment and the principles of investment policy.
- iii. The protection of international investment.
- iv. The Multilateral Agreement on Investment.
- v. Investment incentives.
- vi. Trusts and project finance as vehicles for international investment.
- vii. Specific investment codes.

LISL7920 International Law of Sales (37 credits)

Learning outcomes / The student must be able to:

- i. Structure an international sales transaction.
- ii. Structure an international purchase transaction.
- iii. Draft an agreement for the international sale of goods.
- iv. Apply international agreements and treaties applicable to an international sale of goods transaction.
- v. Critically discuss the adoption of the CISG in South Africa.

Integrated knowledge:

- i. The structure of an international sale of goods transaction.
- ii. The structure of a contract for the international sale of goods.
- iii. The international documents and conventions applicable to an international sale of goods transaction.
- iv. Protection of the seller/exporter of goods against non-performance by the buyer/importer.
- v. The protection of the buyer/importer of goods against non-performance by the seller/exporter.
- vi. The Vienna Convention on the International Sale of Goods (CISG).
- vii. Passing of the risk.
- viii. Bills of lading.
- ix. Letters of credit.
- x. The adoption of the CISG by South Africa.

LITD7920 International Trade Dispute Settlement (37 credits)

Learning outcomes / The student must be able to:

- i. Understand international dispute settlement mechanisms and be able to determine the jurisdiction and the relevant institution in a specific dispute;
- ii. Explain the different dispute settlement mechanisms; and
- iii. Introduce effective dispute settlement mechanisms in an international trade transaction.

Integrated knowledge:

- i. Dispute settlement mechanisms of the World Bank, IMF, World Trade Organization, EU, NAFTA and SADC.
- ii. The process of international dispute settlement and alternative dispute resolution methods.

LMCR7900 Copyright Law (37 credits)

See description above.

LIPL7900 International Intellectual Property Law (37 credits)

Brief Description of the Content of the module:

This module contains fundamental knowledge, theories, principles and practices of International Intellectual Property Law with an integrated application of theoretical knowledge in dealing with Intellectual Property Rights (IPR) and the regulation thereof under international law, **including:**

- i. Introduction to the history and main principles of the International Intellectual Property (IP) system;
- ii. The relevance of international IP for South Africa;
- iii. International copyright protection;
- iv. International trade mark protection;
- v. International patents and designs protection;
- vi. International IP and human rights relating to public health;

- vii. International IP and indigenous knowledge, biodiversity and genetic resources; and viii) International IP and the World Trade Organisation (WTO).

Learning Outcome of the Module / Student will be able to:

- Express his/her view on the effectiveness of the protection of IPR holders in South Africa and compare that with the protection provided in other international jurisdictions;
- Evaluate the relevance of international IP for South Africa;
- Analyse international copyright protection;
- Reflect on the protection afforded by the revised Berne Convention, the Agreement on Trade-Related Aspects of Intellectual Property Rights (TRIPS), the World Intellectual Property Organisation (WIPO) Copyright Treaty, the WIPO Performances and Phonogram Treaty and the Marrakesh Treaty;
- Evaluate the effect of the digital environment on international copyright protection;
- Analyse the protection of international trade marks;
- Interpret and apply the Paris Convention, the Madrid Agreement and the Madrid Protocol;
- Evaluate the effectiveness of international IP protection afforded to geographical indications;
- Analyse international patent and designs protection;
- Evaluate how international IP operates in the sphere of public health, with specific reference to the rights of patent holders and the right to access affordable medication;
- Analyse how indigenous knowledge, biodiversity and genetic resources are protected by International IP; and
- Inspect International IP in the World Trade Organisation (WTO) concerning its interpretation, settlement of disputes and compliance matters.

DEPARTMENT OF PRIVATE LAW

LPVT7900 Private Law (Mini dissertation) (129 credits)

The theme of the mini dissertation is in the field of the student's choice in consultation with the prospective supervisor(s) and the academic head of the department.

BC371800 LLM with specialisation in Private Law

LPVT7900 Private Law (Mini dissertation) (129 credits)

LNAV7900

Any three of the modules below:

LPPL7900 **Advanced Law of Property (37 credits)**

Learning outcomes:

The learner must be able to assess, critique and make recommendations regarding certain legal principles and the different questions and problems experienced in legislation in the field of Property Law. Students should further be able to assess, critique and make recommendations on the implementation of government programmes regarding the most recent developments in the field of Property Law and a comparative legal study regarding these developments where applicable.

Integrated knowledge:

- i. Historical and constitutional development of the law of property.
- ii. Selected topics regarding the different property law relationships in South Africa.
- iii. Relevant case law, legislation and comparative law.

LPRC7920 **Contract Law (37 credits)**

Learning outcomes / The student must be able to:

- i. Understand the transformative impact of constitutionalism on the law of contract, explain the shift from a formalistic positivistic neo-liberal approach to an egalitarian approach of substantive fairness and the beneficial influence of constitutional values on the common law of contract, and to critically discuss the role of public policy in consideration of good faith, Ubuntu, fairness, equity and equal bargaining power in consideration of authoritative case law.
- ii. Critically analyse the codification of consumer protection laws in the common law of contract in consideration of the Consumer Protection Act 68 of 2008 and the National Credit Act 34 of 2005 and to give advice on “unfair” contracts and discuss the incorporation of “fairness” into consumer protection laws.
- iii. Understand and critically explain liability for the termination of contractual negotiations, differentiate between agreements to negotiate and agreements to agree, debate the validity of agreements to negotiate in good faith, demonstrate insight into circumstances that can give rise to deadlock breaking mechanisms and critically analyse relevant case law.
- iv. Provide jurisprudential and theoretical discussion on the legal reasoning and developments surrounding pre-emptive rights and agreements and demonstrate insight into transactions that give rise to pre-emptive rights, remedies and critical analysis of case law in respect of the “trigger event”.

Integrated knowledge:

- i. The transformative application of the Constitution to the South African law of contract and the role of public policy in the determination of fair contractual clauses.
- ii. Consumer rights to fair, reasonable and just terms, and measures for addressing unfair contract terms and imbalances in bargaining power.
- iii. Relevant legislation, case law and legal theories.

LPRD7920 **Law of Delict (37 credits)**

Learning outcomes / The student must be able to:

- i. Understand, explain, distinguish and critically evaluate the content of the elements of wrongfulness and fault (negligence) in view of case law and opinions of legal writers;
- ii. Understand and explain how the Bill of Rights (Chapter 2 of the Constitution) influences the law of delict and is applicable to it.

- iii. Understand and explain the legal principles regarding delictual liability for a specific form of *damnum iniuria datum*, *iniuria* or strict liability.

Integrated knowledge:

- i. Relevant case law, legislation and other sources.
- ii. The influence of the Constitution on the law of delict.
- iii. Problematic issues within the traditional law of delict.
- iv. Legal liability and possible defences thereto regarding specific delicts.
- v. Legal comparison regarding certain specific delicts.

LPFL7900 **Family Law (37 credits)**

Learning outcomes / The student must be able to:

- i. Demonstrate an advanced understanding of the current and potential impact of the Constitution and the notion of “transformative constitutionalism” on the common law of breach of promise;
- ii. Explain the complexities, inconsistencies and uncertainties relating to the regulation of unmarried life partnerships in a constitutional democracy;
- iii. Critically evaluate the constitutionality of, and the impact of “transformative constitutionalism” on the legal requirements for entering into, the legal consequences arising from, and the legal position pertaining to the dissolution of various marriage forms and the legal distinctions between them;
- iv. Critically reflect on constitutional issues and the notion of “transformative constitutionalism” on selected aspects relating to legal pluralism in the South African family law context;
- v. Critically reflect on the impact of the Constitution on selected aspects of children’s law;
- vi. Demonstrate an advanced understanding of the evolution of key concepts and core legal principles of selected aspects of matrimonial property law in a constitutional democracy.

Integrated knowledge:

- i. Relevant case law, legislation and comparative law.
- ii. The impact of the Constitution and the notion of “transformative constitutionalism” on South African family law.
- iii. Selected topics.

LCRI7900 **Capita Selecta from Medicina Forensis (37 credits)**

Learning outcomes / The student must be able to:

- i. Point out and explain the complexities and uncertainties pertaining to the institution of a claim for wrongful life.
- ii. Understand and explain the legal arguments for and against the legalisation of euthanasia.
- iii. Demonstrate an advanced understanding of the key concepts, core legal rules and principles pertaining to the doctrine of informed consent.
- iv. Critically evaluate the concept of medical negligence.
- v. Critically reflect on the impact of the Constitution on patient privacy and medical confidentiality.

Integrated knowledge:

- i. Terminology and general principles pertaining to the law of delict.
- ii. Relevant case law, legislation and comparative law.
- iii. The impact of the Constitution on medical law.
- iv. Different forms of euthanasia.
- v. Selected topics.

LPRV7920 Law of Succession (37 credits)**Learning outcomes / The student must be able to:**

- i. Execute a will in terms of the formalities required.
- ii. Implement the various ways to revoke a will.
- iii. Interpret and rectify a will.
- iv. Apply the principle of accrual.

Integrated knowledge:

- i. The Wills Act.
- ii. Formalities required to execute a valid will.
- iii. The ways to revoke a will.
- iv. Content of wills.
- v. The ius accrescendi.
- vi. Interpretation and rectification of wills.
- vii. Legal-comparative study on the law of succession

LPRT7900 Trust Law (37 credits)**Learning outcomes / The student must be able to:**

- i. Demonstrate an advanced understanding of the various types of trust encountered in South African law.
- ii. Analyse the historical development and legal construction of the various types of trust encountered in South African law.
- iii. Explain the essential features of the South African law of trusts.
- iv. Explain the principles pertaining to the variation of trust deeds.
- v. Demonstrate an advanced understanding of the role, powers and duties and rights and obligations of the various parties to a trust.
- vi. Explain the practical application of the trust for various legal and commercial purposes.
- vii. Demonstrate an advanced understanding of the legal principles pertaining to business trusts and of the influence of corporate law on trusts.
- viii. Explain the legal principles pertaining to the taxation of trusts.
- ix. Demonstrate an understanding of the use of the trust as a financial planning tool.

Integrated knowledge:

- i. History of the origin of trusts.
- ii. Relevant case law, legislation and comparative law.
- iii. The impact of the Constitution on trust law.
- iv. The taxation of the trust.
- v. The trust as estate planning tool.
- vi. The content of trust deeds.
- vii. Selected topics.

LPDD7910 Law of Damages (37 credits)**Learning outcomes / The student must be able to:**

- i. Explain the history, sources, nature, scope and the terminology of the law of damages.
- ii. Identify, distinguish and relate the elements of the modern concept of damage to that of wrongfulness, fault and causality.
- iii. Take a strong stand on the development of either the “abstract” approach or the “concrete” approach to damage.
- iv. Point out and explain the complexities and uncertainties pertaining to *lucrum cessans*, *damnum emergens*, general and special damage and pure economic loss in view of the concept *patrimonial loss* and the quantification thereof.
- v. Know and assess the function and determination of non-patrimonial loss whenever rights to personality are at stake and especially in view of contingencies.
- vi. Identify and systematically incorporate the collateral source rule and/or *res inter alios acta* as part of the basic damage problem.
- vii. Miscellaneous principles regarding the quantification and recovery of damages and satisfaction.
- viii. Assess damages, compensation and satisfaction in specific cases of breach of contract and certain forms of delict.
- ix. Apply private international law to issues of damage with a foreign element.

Integrated knowledge:

- i. Terminology and general principles pertaining to the law of damages.
- ii. Patrimonial loss.
- iii. The quantum of patrimonial loss.
- iv. The nature and quantification of non-patrimonial loss.
- v. Principles pertaining to the recovery of damages, compensation, and satisfaction.
- vi. Damages and breach of contract.
- vii. Damages, compensation, and satisfaction in delictual liability.
- viii. The Private International law and damage with a foreign element.

DEPARTMENT OF PUBLIC LAW

LPUB7900 Public Law (Mini dissertation) (129 credits)

The theme of the mini dissertation is in the field of the student's choice in consultation with the prospective supervisor(s) and the academic head of the department.

BC372100 LLM with specialisation in Criminal Law

LPUB7900 (Mini dissertation) (129 credits)

LNAV7900

Any three of the modules below:

LCRS7900 Capita Selecta from Criminal Law (37 credits)

Learning outcomes:

The student must be able to integrate the basic principles of Criminal law with advanced knowledge on a selection of crimes, as well as analyse, apply and evaluate these crimes. The student must also be able to analyse and apply the guidelines in sentencing.

Integrated knowledge:

- i. Legal developments on sexual offences.
- ii. Trafficking in persons from an international and South African perspective.
- iii. Domestic violence from a South African and legal comparative perspective.
- iv. Legal developments in cyber-crime.
- v. Corruption from an international and South African perspective.
- vi. Guidelines for sentencing.

LPES7920 Capita Selecta from Law of Evidence (37 credits)

Learning outcomes / The student must be able to:

- i. Understand the function of the Law of Evidence in the structure of a court system.
- ii. Integrate and apply the constitutional rights in criminal and civil trials.
- iii. Apply the various aspects regarding the admissibility of relevant evidence to a set of facts.
- iv. Be in a position to handle the various aspects regarding the inclusion of evidence.
- v. Have theoretical and practical knowledge regarding admissions and confessions in civil and criminal trials.
- vi. Be in a position to arrange, establish and apply various kinds of evidence in a trial.
- vii. Apply all aspects regarding witnesses in trials.

- viii. Have a complete knowledge, understanding and be able to apply the standards of proof and burden of proof in criminal trials.

Integrated knowledge:

- i. A general knowledge and insight into the history and theory of the law of Evidence.
- ii. Draw a distinction between principles.
- iii. Knowledge of the function of evidence and all forms of exclusion of such evidence.
- iv. Knowledge of the proceedings in a trial.
- v. Knowledge and also the practical application of pre-trial, trial, and post-trial procedure.
- vi. Knowledge of sentencing and the factors pertaining to all issues in this regard.

LCRI7900 Capita Selecta from Medicina Forensis (37 credits)

Learning outcomes / The student must be able to:

- i. Point out and explain the complexities and uncertainties pertaining to the institution of a claim for wrongful life.
- ii. Understand and explain the legal arguments for and against the legalisation of euthanasia.
- iii. Demonstrate an advanced understanding of the key concepts, core legal rules and principles pertaining to the doctrine of informed consent.
- iv. Critically evaluate the concept of medical negligence.
- v. Critically reflect on the impact of the Constitution on patient privacy and medical confidentiality.

Integrated knowledge:

- i. Terminology and general principles pertaining to the law of delict.
- ii. Relevant case law, legislation and comparative law.
- iii. The impact of the Constitution on medical law.
- iv. Different forms of euthanasia.
- v. Selected topics.

LPEJ7900 International Criminal Law and Justice (37 credits)

Learning outcomes / The student must be able to:

- i. Undertake an advanced study of the basic principles applicable in International Criminal law and Justice.
- ii. Students should be able to explain the historical context of the establishment of the military tribunals at the conclusion of WW II for the prosecution of major war criminals as well as the international criminal tribunals created after the Cold War.
- iii. Students must be able to explain the significance of the establishment of the International Criminal Court (ICC) for the development of international criminal law and justice as well as its jurisdictional bases, material jurisdiction and the challenges it faces.
- iv. Critically discuss the accusation that has been levelled against the ICC by African states, that it is a 'Western court' that serves western interests.

Integrated knowledge

- i. The sources and formation of International Criminal law and Justice.
- ii. Crimes in terms of International Criminal law.
- iii. Jurisdiction and the prosecution of international crimes.
- iv. The formation of International Criminal law and Justice through the Nuremberg/Tokyo trials and the prosecutions before the ad hoc tribunals.
- v. The International Criminal Court, jurisdiction crimes and international co-operation.
- vi. International criminal justice in the African context.
- vii. Immunities and amnesties.

LINH7920 International Humanitarian Law (37 credits)

Learning Outcomes / The student must be able to:

- i. Understand the philosophy, nature and scope of International Humanitarian Law (IHL).
- ii. Be able to identify and know the sources and general principles of IHL.
- iii. Understand the scope of application of IHL.
- iv. Know the inherent limits of IHL.
- v. Know the means of warfare.
- vi. Understand the relationship between IHL and international human rights.
- vii. Distinguish between civilians and combatants.

Integrated knowledge:

- i. Nature and scope of IHL
- ii. Sources
- iii. Principles
- iv. Treaties
- v. Customary International law
- vi. Human rights
- vii. Means of warfare
- viii. Combatants and civilians
- ix. Right to go to war (jus ad bellum) versus the right within war (jus in bello)

BC372200 LLM with specialisation in Environmental Law

LPUB7900 (Mini dissertation) (129 credits)

LNAV7900

Core module:

LENE7900 I Environmental Law (37 credits)

The student must be able to:

- i. Understand the nature and scope of Environmental Law.
- ii. Be able to identify and know the content of the most important national and international sources of Environmental Law.
- iii. Know the content, scope of and restrictions on the constitutional right to the environment.
- iv. Know the provisions of the framework legislation on the environment.
- v. Know the law relating to specific environmental themes, e.g. nature conservation, water and air pollution, waste management, mining, etc.
- vi. Know and apply the general principles of environmental management.

Integrated knowledge:

- i. The nature and scope of Environmental law.
- ii. National and international sources of Environmental law.
- iii. The constitutional right to the environment.
- iv. Framework legislation on the environment.
- v. The law pertaining to specific environmental themes, e.g. nature conservation, water and air pollution, waste management, mining, etc.
- vi. General principles with regard to environmental management.
- vii. Comparative study of Environmental law.

Any two of the modules below:

LDML7920 Disaster Management Law (37 credits)

See description under Mercantile Law above.

Brief description of the content of the module / The purpose of this module is to:

Equip students with the necessary knowledge and skill to interpret and apply the content of international and national legal directives on disaster management and allow them to facilitate disaster management as a cooperative governmental duty. This will be developed through the study and application of applicable laws, regulations, legal instruments and best practices both nationally and internationally.

Learning outcomes of the module / On completion of this module, students should be able to:

- i. Define a disaster;
- ii. Provide an overview on the different components of disaster management law, regulations and best practices as applied both nationally and internationally;
- iii. Apply international standards and guidelines to national disaster management legislation and strategies;
- iv. Develop an integrated disaster management plan;
- v. Critically evaluate the content of national disaster legislation with specific reference to:
 - a. The application of disaster and related legislation;
 - b. The classification and declaration of disasters;
 - c. Funding in preparation for, during and in the aftermath of disaster;
 - d. Institutional arrangements; and
 - e. The implementation of the National Disaster Management Framework.
- vi. Analyse a disaster scenario and advise on the use of legislative measures in mitigating the disaster consequences;
- vii. Discuss personal risk management in preparation for disasters; and
- viii. Advise on appropriate dispute resolution mechanisms as it relates to national and international disaster events.

Integrated knowledge:

- i. Disaster terminology;
- ii. International, Regional and Sub-regional principles on disaster management and disaster risk reduction;
- iii. Comparative approaches to the use of legislative directives in disaster management;
- iv. The relevant provisions of the following:
 - a. The Constitution of South Africa;
 - b. The Disaster Management Act, 2002, as amended;
 - c. Disaster Management Regulations;
 - d. The National Disaster Management Framework, 2005; and
 - e. Related disaster management legislation.

LILL7910 **International Investment Law (37 credits)**

See description under Mercantile Law above.

LENM7910 **National Mining Law (37 credits)**

Learning outcomes:

Students will be introduced to key concepts, legislative framework, principles and case law applicable in mining, health and safety as well as environmental law. Students will gain knowledge on the role of mining law in relation to the environment and the economy.

Integrated knowledge

- i. Demonstrate a balanced understanding of the interrelatedness of mining and environmental legislations.
- ii. Understand the structure and scope of environmental governance.
- iii. Analyse the effectiveness of compliance of environmental and mining law.
- iv. Identify and discuss different forms of mining authorizations and land tenure issues in South Africa.
- v. Demonstrate issues of safety and security in the mining industry and applicable the legislation.
- vi. Engage with current developments in the industry such as fracking, gender, BEE, beneficiation and nationalization of the industry.

LINS7920 **Sources and Theory of Public International Law (37 credits)**

Learning outcomes / The student must be able to:

- i. Know and understand the different sources of Public International Law.
- ii. Know and understand the underlying principles, theories and insights that are unique (yet in many instances problematic) to many of the subject disciplines within Public International Law such as, International Criminal Law, International Humanitarian Law, International Environmental Law, International Investment Law and Human Rights Law.

Integrated knowledge:

- i. Treaties
- ii. Critically understand Customary International law
- iii. Other sources
- iv. Critically understand Realism
- v. Critically understand Liberalism
- vi. International and Regional Courts
- vii. International Organisations
- viii. State sovereignty versus individual rights

BC370100 Master of Human Rights

In the first year of study / The following two core modules:

LIHS7916 Human rights law and systems (24 credits)

Learning outcomes / Students will be able to:

- i. Critically reflect on the history and normative frameworks of the international and regional human rights systems, as well as the protection of human rights through the South African Constitution.
- ii. Make a critical contribution to public human rights debates and controversies, which demonstrates an appreciation of the broad social, political and cultural contexts and impact of human rights standards, discourses, key human rights documents and institutions.
- iii. Critically reflect on the protection and actualisation of human rights through the South African Constitution.
- iv. Critically reflect on the protection and actualisation of human rights through the international and regional human rights systems, in particular through the African regional system of human rights protection.

LHUE7916 Human Rights and Transformation (24 credits)

Learning outcomes / Students will be able to:

- i. Critically engage with important theories regarding rights, with a focus on critical understandings of rights.
- ii. Understand the Constitution and Bill of Rights in its relationship with transformation.
- iii. Relate critical theories of rights and understandings of the relationship between rights and transformation, to current socio-political and economic contexts.

And any one of the following elective modules:

LHRG7926 Gender and human rights (24 credits)

Learning outcomes / Students will be able to:

- i. critically reflect on manifestations, evolution and socio-cultural contexts of gender identity formation and inequality;
- ii. evaluate and contextualise the contribution of influential feminist theorists with reference to current human rights debates on gender equality;
- iii. assess the relevance of gender equality for the post-2015 Millennium Development Programme.

LHRD7926 Human rights and development (24 credits)

Learning outcomes / Students will be able to:

- i. reflect critically on development as a human right;
- ii. conceptualise the dimensions of development as a human right in a socially integrated and comprehensive way;

- iii. identify and analyse the political and socio-economic impediments to development and their relationship to human rights;
- iv. demonstrate understanding of the importance and implications of a human rights approach to development (e.g. for the post-2015 Millennium Development Programme);
- v. contextualise the right to development with reference to its interrelationship with dominant global economic systems and power-relations, as well as the role of international financial agencies.

LHRE7926 Human rights and education (24 credits)

Learning outcomes / Students will be able to:

- i. clarify the elements and scope of the right to education, with reference to national, international and regional human rights systems;
- ii. debate the interrelatedness of the right to education with other human rights;
- iii. reflect on the role of human rights values in different educational settings;
- iv. measure the relative strengths and weaknesses of different human rights education models;
- v. apply human rights values in designing educational policies and critically examine educational policy contexts with regard to human rights.

LSER7926 Human rights and impoverishment (24 credits)

Learning outcomes / Students will be able to:

- i. demonstrate an in-depth understanding of the complexities of the relationship(s) between human rights and impoverishment;
- ii. critically reflect and comment on the vertical and horizontal application of obligations flowing from those human rights that relate to impoverishment;
- iii. make informed assessments of the way in which these rights have been guaranteed in the most important international and regional bills of rights;
- iv. critically compare different approaches to these rights in relevant comparative jurisdictions;
- v. appraise the interpretation and application of the applicable provisions about the relevant rights in the Constitution of South Africa;
- vi. apply the constitutional provisions regarding these rights to practical cases.

LNAV7900

LHMD7900 Mini dissertation (108 credits)

Module content:

Students will complete a supervised research project on a relevant selected topic within the field of human rights.

Outcomes:

A mini-dissertation or published article/ publishable manuscript of between 23 000 and 25 000 words according to university prescripts.

DOCTOR OF LAWS AND DOCTOR OF PHILOSOPHY

The LLD or PhD graduate will be able to:

- Conduct independent and original research and contribute to scholarship in the field of law;
- Produce a thesis that places the research within the broader context of the field of research, and which withstands international intellectual scrutiny;
- Deal with complexity, and/or contradictions in the knowledge base; and select appropriate tools and research methods with confidence;
- Synthesise and make sound evaluations on the basis of independently generated criteria;
- Communicate fully and professionally with other colleagues in relevant fields;
- Understand legal problems and provide appropriate solutions;
- Publish research results in accredited journals and present research findings at discipline-specific congresses;
- Apply new knowledge and findings in the field of law.

The LLD or PhD graduate will demonstrate the following:

- Mature and sound judgement, accountability and reliable assessment of the views of others;
- Transcendence of personal prejudice and/or parochial views;
- High levels of critical self-reflectivity and adaptability;
- An enquiring and innovative spirit;
- Adherence to professional and self-defined ethics, academic integrity; and
- Dedication to the ideals of scholarship.

ADMISSION

- a. Subject to General Academic Rules in order to be admitted to the LLD, a candidate must have obtained an LLM and a final mark of at least 65 percent. In order to be admitted to the PhD, a candidate must have obtained a Master's degree and a final mark of at least 65%. A candidate with a final mark between 60% and 64% in the Master's degree may be admitted within the discretion of the Dean, on recommendation by the supervisor.
- b. The Faculty may require the applicant to write a language proficiency test, at his/her own cost, the results of which will be used in the application assessment process.
- c. Before a title registration may take place, an LLD- or PhD candidate must, within the first twelve months after registration:
 - i.
 1. Attend the sessions in the LNAV7900 module,
 2. Prepare and submit a research proposal of between 20-30 pages in the prescribed form to the promoter and
 3. Do an oral presentation of the research proposal. The promoter, and a panel consisting of two external panellists, two internal panellists, the academic head of the department Director of Centre/ School (or his/her representative), as well as the Programme Director of Research and Postgraduate Study of the Faculty of Law (or his/her representative) must be present. Experts from outside formal academia may be invited to attend.
 4. After a successful defence, the title registration and confirmation of the finalisation of the research proposal must be referred to the Faculty Board, via the Faculty Management Committee, for approval.
 - ii. The student will be required to obtain ethical clearance from the relevant University ethics committee.
 - iii. A candidate must be registered for a minimum of two years before the degree may be conferred.
 - iv. Students must re-register annually within the specified dates for the duration of their studies, subject to the maximum allowable periods as per the 2021 General Rule 102.2.
- d. The language of tuition and supervision is English.

Mode of presentation

In accordance with the stipulations of the Faculty Board, as contained in the Faculty Rules, a Doctoral Degree (LLD or PhD) is presented in the form of the submission of a doctoral thesis (360 credits).

Assessment

- a. No mark is awarded for the defence of the title and research proposal, or for the LLD or PhD thesis. For a student to pass a thesis each of the examiners must so recommend. See General Academic Rules
- b. For purposes of obtaining a Doctoral Degree, the student must present a minimum of one article in a publishable format to an accredited journal within 8 weeks of formally submitting the thesis.

CURRICULA: LLD

- a. **MERCANTILE LAW (BC390100)**
A thesis and defence (code LMED9100).
- b. **PRIVATE LAW (BC390200)**
A thesis and defence (code LPRD9100).
- c. **CONSTITUTIONAL LAW AND PHILOSOPHY OF LAW (BC390400)**
A thesis and defence (code LCOD9100).
- d. **PROCEDURAL LAW AND LAW OF EVIDENCE (BC390500)**
A thesis and defence (code LPED9100).
- e. **MEDICAL LAW (BC392000)**
A thesis and defence (code LCRD9100).
- f. **CRIMINAL LAW (BC392100)**
A thesis and defence (code LCRD9100).
- g. **HUMAN RIGHTS (BC390700)**
A thesis and defence (code LHRD9100)
- h. **CURRICULA: PhD**
- i. **MERCANTILE LAW (BC390101)**
A thesis and defence (code LMEP9100).
- j. **PRIVATE LAW (BC390102)**
A thesis and defence (code LPRP9100).
- k. **CONSTITUTIONAL LAW AND PHILOSOPHY OF LAW (BC390104)**
A thesis and defence (code LCOP9100).
- l. **PROCEDURAL LAW AND LAW OF EVIDENCE (BC390105)**
A thesis and defence (code LPEP9100).
- m. **MEDICAL LAW (BC390120)**
A thesis and defence (code LCRP9100).
- n. **CRIMINAL LAW (BC390121)**
A thesis and defence (code LCRP9100).
- o. **HUMAN RIGHTS (BC390107)**
A thesis and defence (code LHRD9100)

POSTGRAGUATE DIPLOMAS

DEPARTMENT OF MERCANTILE LAW

POSTGRADUATE DIPLOMA IN LABOUR LAW

The following Postgraduate Diploma is presented in the Faculty of Law on the Bloemfontein Campus:

BC350200 PGDIP (Labour Law)

ADMISSION

- a. A law degree;
- b. An applicable Bachelors' Degree that included at least two semester modules in labour law (NQF Level 6 or higher) and the labour law modules were passed with an average of 55%;
- c. An Advanced Diploma in labour law (NQF Level 7) passed with an average of 60% or
- d. An applicable labour law related diploma (NQF Level 6), and the candidate –
 - i. has at least 5 (five) years' relevant labour related (not administrative) work experience – the programme director will determine the relevance of the work experience; and
 - ii. successfully completed the following short learning programmes presented by the Centre for Labour Law, UFS: Certificate in Basic Principles of Labour Law (NQF Level 5), Certificate in Advanced Principles of Labour Law (NQF Level 7), and another certificate presented by the Centre for Labour Law; and
 - iii. completed the recognition of prior learning process; or
- e. A National Senior Certificate (as from 2008) or a School-leaving Certificate (prior to 2008), and the candidate –
 - i. has at least 7 (seven) years' relevant labour related (not administrative) work experience – the programme director will determine the relevance of the work experience; and
 - ii. successfully completed the following 4 (four) short learning programmes presented by the Centre for Labour Law, UFS: Certificate in Basic Principles of Labour Law (NQF Level 5), Certificate in Advanced Principles of Labour Law (NQF Level 7), Certificate in Alternative Dispute Resolution (NQF Level 6), and Certificate in Basic Principles of Social Security Law (NQF Level 6); and
 - iii. completed the recognition of prior learning process.

Duration of study (General Academic Rules)

The duration of study for the Postgraduate Diploma in Labour law (degree code 35021) is a minimum of one year. The maximum duration of study for the Postgraduate Diploma in Labour Law (degree code 35021) is three years.

CURRICULA: POSTGRADUATE DIPLOMA IN LABOUR LAW (DEGREE CODE 35021)

Learning outcomes:

The student must be able to understand, evaluate and critically explain selected topics from Labour law.

LLAA5815 Labour law (20 credits)

The student must be able to:

- i. Sketch the historical development of the ILO.
- ii. Discuss the structure of the ILO.
- iii. Discuss the strategic objectives of the ILO.
- iv. Explain the functions and importance of the ILO and the effects of ILO conventions of the South African Labour Law.
- v. Discuss the relevant ILO conventions and how the South African Labour Law has given effect to the conventions.
- vi. Sketch the relevant historical development of both Individual Labour Law and Collective Labour Law.
- vii. Elucidate the relationship between an employer and employee, including the state.
- viii. Discuss the effect and influence of the Constitution on Labour Law.
- ix. Explain the role and function of NEDLAC.
- x. Know the essence of the contract of employment and to distinguish the contract of employment from other similar contracts. In this regard, it is also very important to take note of the effect of sect 198 and 198A-D of the Labour Relations Act 66/1995 on non-standard forms of employment.
- xi. Appreciate the effect of collective labour provisions on contracts of employment.
- xii. Know the rights and duties of employers and employees and also the sources from which they emanate.
- xiii. Know the common law position and the provisions of the Basic Conditions of Employment Act regulating termination of employment.
- xiv. Discuss and implement the provisions of the Basic Conditions of Employment Act in a contract of employment.
- xv. Explain the legal effect of restraint of trade clauses.
- xvi. Apply the Basic Conditions of Employment Act.

LLAB5815 Labour Relations Act (20 credits)

The student must be able to:

- i. Give an overview of the introduction to collective labour law.
- ii. Give an overview of freedom of association and the right thereto.
- iii. Discuss organisational rights and be able to refer to:
 - a. The nature and content of organisational rights;
 - b. Dispute resolution path of organisational rights.
- iv. Discuss collective agreements and refer to:
 - a. The general principles pertaining to collective agreements and;
 - b. Describe collective agreements and orders of the court.

- v. Discuss bargaining councils and also refer to the following:
 - a. The establishment and accreditation of bargaining councils;
 - b. The scope and powers of bargaining councils;
 - c. Functions of bargaining councils;
 - d. Public Sector and Private Bargaining Councils CCMA and bargaining councils' respective jurisdiction;
 - e. Difference between parties and non-parties;
 - f. The enforcement of collective agreements;
 - g. The functions of designated agents;
 - h. Bargaining council rules.
- vi. Give an exposition of the law pertaining to the Essential Services Committee Explain what a dismissal is.
- vii. Refer to the different types of dismissal.
- viii. Explain the concept of constructive dismissal.
- ix. Explain what fixed term contracts are.
- x. Give an exposition of the different organisations and items pertaining to jurisdiction.
- xi. Explain the concept of representation.
- xii. Explain the following different types of misconduct:
 - a. Sexual harassment;
 - b. Insubordination;
 - c. Insolence;
 - d. Assault;
 - e. Theft;
 - f. Unauthorised possession;
 - g. Absence from work;
 - h. Alcohol and drug related offences;
 - i. Fraud;
 - j. Misuse of company property;
 - k. Corruption.
- xiii. Explain substantive and procedural fairness as required in full.
- xiv. Discuss dismissal for incapacity in full and refer to both procedural and substantive fairness.
- xv. Discuss probation and dismissal of probationary employees in full.
- xvi. Give an exposition of the onus of proof in dismissal cases.
- xvii. Explain the possibility and effect of concluding agreements in dismissal disputes.
- xviii. Explain the different remedies available to employees.
- xix. Explain what an inquiry by an arbitrator is (so called pre-dismissal arbitration).

The student must be able to:

- i. Know and comprehend the meaning and extent of the concept of “transfer of a business”. This includes instances of insolvency, liquidation and a solvent transfer of a business. This also includes “franchising”.
- ii. Discuss the meaning and extent of the concept “going concern”.
- iii. Explain the effect of the Labour Relations Act (LRA) on a contract of sale.
- iv. Be acquainted with matters pertaining to disputes about the transfer of a business.
- v. Discuss the possible remedies available to the parties.
- vi. To take note of the concept ‘business rescue’ and critically discuss the influence thereof on employees with reference to case law.
- vii. Know and comprehend the meaning and extent of the concept of unfair labour practice.
- viii. Know and comprehend the meaning and extent of the different forms of unfair labour practice, with reference to promotion, demotion, benefits and training
- ix. Discuss the onus of proof on the parties
- x. Discuss possible remedies in the case of unfair labour practices.
- xi. Advise parties on dispute resolution and prevention.
- xii. Discuss the different forms of unfair labour practices with reference to case law.
- xiii. Explain the meaning and legal effect of a “suspension” of an employee.
- xiv. Discuss an “occupational detriment.”
- xv. Discuss the right to strike.
- xvi. Distinguish between disputes of interest and a dispute of rights.
- xvii. Discuss the limitations on the right to strike or recourse to lock-out.
- xviii. Define a strike and a lock out.
- xix. Differentiate between protected, unprotected and prohibited strikes.
- xx. Explain the forms, legal requirements and consequences of industrial action.
- xxi. Explain the effect of a protected and unprotected strike or lock-out.
- xxii. Discuss the consequences of strikes.
- xxiii. Distinguish between essential services and maintenance services.
- xxiv. Discuss the legality of replacement labour during industrial action.
- xxv. Discuss other forms of industrial action.
- xxvi. Be acquainted with provisions relating to secondary strikes, protest action for social economic reasons and explain the effect of both on the labour market.
- xxvii. Advise parties on legal requirements for picketing and lock outs.

The student must be able to:

- i. Give an overview of the labour/ employment dispute resolution structures available in the South African Labour Law context.
- ii. Distinguish between the jurisdictions of the different forums (including private arbitration.)
- iii. Discuss the functions of the different forums including the Department of Labour.
- iv. Be able to apply the rules of a specific forum.
- v. Explain the specific functions of the different forums.
- vi. Distinguish between pre-dismissal arbitration, conciliation, con/arb and arbitration/private arbitration.
- vii. When can CCMA exercise jurisdiction despite private arbitration agreement.
- viii. Discuss Legal representation at the CCMA.
- ix. Explain the legal effect of an arbitration award.
- x. Distinguish between rescissions, reviews and appeals.
- xi. Be able to explain the whole arbitration process.
- xii. Discuss the roles of the different parties during the arbitration process.
- xiii. Explain the accreditation of Councils by the CCMA.
- xiv. Discuss the legal effect of private arbitrations.
- xv. Discuss the exclusive jurisdiction and functions of the Labour Court.
- xvi. Discuss the concurrent jurisdiction of the High Court and Labour Court.
- xvii. Discuss the jurisdiction of the Labour Appeal Court and the Supreme Court of Appeal.
- xviii. Discuss the jurisdiction of the Constitutional Court in respect of Labour matters.



LLAB5825 Employment Equity Act (20 credits)

The student must be able to:

- i. Critically interpret and apply the Employment Equity Act 55 of 1998 with reference to the provisions dealing with the prohibition of unfair discrimination.
- ii. Critically interpret and apply the Employment Equity Act 55 of 1998 with reference to the provisions dealing with the promotion of affirmative action.

The student needs to complete one of the following electives:

LLAC5825 Social Legislation (20 credits)

The student must be able to:

- i. Discuss the application of the Occupational Health and Safety Act.
- ii. Discuss the duties of employers and employees in terms of the Act.
- iii. Set out the function of: • health and safety representatives,
- iv. health and safety committees, and
- v. inspectors.
- vi. Define core concepts like employee and earnings.
- vii. Discuss the application of the Compensation for Occupational Injuries and Diseases Act.
- viii. Discuss the duties of an employer in terms of the Act. (See *Skorbinsky v Bezuidenhout t/a/ DB Transport* (2009) 30 ILJ 2847 (ECP).
- ix. Discuss the requirements to be met to qualify for compensation.
- x. Define core concepts like contributor, child, domestic worker, employee employer and remuneration.
- xi. Discuss the application of the Unemployment Insurance Act.
- xii. Discuss the conditions/requirements that must be met in order to qualify for the different categories of benefits.

LDPR5825 Labour Dispute Resolution

The student must be able to:

- i. Differentiate dispute resolution models. including conciliation, mediation, arbitration and other forms of litigation.
- ii. Draft settlement agreements, awards and rulings.
- iii. Exhibit effective writing and oral communication skills.
- iv. Distinguish between conflicts and disputes, rights and interest disputes, and resolve such disputes in line with legislation and collective agreements.
- v. Apply substantive labour law and dispute resolution principles to resolve individual and collective labour disputes.
- vi. Interpret, analyse and evaluate the principles of ethics and social justice involved in conciliation and arbitration.
- vii. Conduct an effective conciliation and arbitration process.



POSTGRAGUATE DIPLOMAS

SCHOOL FOR FINANCIAL PLANNING LAW

POSTGRADUATE DIPLOMA IN FINANCIAL PLANNING LAW

The following Postgraduate Diploma is presented in the School of Financial Planning Law:

BC350000 PGDIP (Financial Planning)

The General Academic Rules with certain specifications herein concerning Postgraduate Diplomas apply *mutatis mutandis* to the Postgraduate Diploma in Financial Planning candidates in this faculty. Where any faculty rule is contradictory to the General Academic Rules, the General Academic Rules will apply.

Objectives of the Qualification

Students must acquire the ability to act as legal-professional practitioners in financial planning law.

The successful candidate will be able to:

- Be a lifelong student with the ability to be well informed of the most recent developments in financial planning.
- Participate as a responsible citizen in local, national and international communities.
- Be sensitive, as a financial planner or legal advisor, to cultural and ethnic diversity in the community.
- Explore educational and career possibilities and develop entrepreneurial skills.

The successful candidate will, more specifically, be able to:

- Identify and solve problems in the field of basic financial planning through critical and creative thought.
- Approach and manage personal and professional activities in a responsible, ethical and effective manner.
- Do effective legal research by gathering, analysing and critically evaluating information.
- Communicate effectively in writing and verbally.
- Cooperate effectively with other members of society.
- Use technology effectively and responsibly to the advantage of the community as a whole.
- See financial planning law as a component of a system of interdependent systems within the community where problem-solving cannot take place in isolation.

Applicability

These faculty rules apply to candidates who register for the Postgraduate Diploma in Financial Planning for the first time during or after 2023. Any candidate who had a break in studies for a period of 1 (one) year or longer, must re-apply and thus comply with the General Academic Rules as per the new registration period.

Special curricula

The Dean may prescribe special curricula and programmes for candidates, should he/she deem these to be necessary for academic purposes. The stipulations of the faculty rules apply *mutatis mutandis*.

ADMISSION

For admission to the Postgraduate Diploma in Financial Planning one (1) of the following is required:

- a. An applicable Bachelor’s Degree (NQF Exit Level 7 or 8), or
- b. An applicable Advanced Diploma (NQF Exit Level 7), or
- c. Notwithstanding subparagraphs (a) and (b) above, a candidate can, at the recommendation of the Dean, be admitted to the Postgraduate Diploma in Financial Planning if the candidate applied for admission by means of a process of recognition of prior learning.

Duration of study and Credit Transfer

- a. The duration of study for the Postgraduate Diploma in Financial Planning (degree code 35001) is a minimum of one year.
- b. The duration of study for the Postgraduate Diploma in Financial Planning (degree code 35001) is a maximum of two years from the date of first registration. For part time students, who meet the requirements of the UFS for part time students, the maximum residential period will be three years from the date of first registration
- c. Credits for any module passed in the Postgraduate Diploma in Financial Planning will only be valid for a period of 3 years (from date of registration). In the event that any credits lapse during the registration for the Diploma, the student will be expected to repeat the module(s) in question in order to be awarded the Diploma.

DIPLOMA WITH DISTINCTION

The Postgraduate Diploma in Financial Planning is presented with distinction if a student:

- a. Completed the curriculum for the Postgraduate Diploma in Financial Planning within the minimum prescribed period and never failed a module in this qualification.
- b. Achieved a minimum weighted average of 75 percent in the following modules:

Module	Year module
Financial Planning Environment	LFPE5800
Personal Financial Planning	LFPP5800
Corporate Financial Planning	LFPC5800
Financial Planning Case Study	LFPS5800

The following modules must be passed to obtain the Postgraduate Diploma in Financial Planning:

Module	Year module
Financial Planning Environment	LFPE5800
Personal Financial Planning	LFPP5800
Corporate Financial Planning	LFPC5800
Financial Planning Case Study	LFPS5800

Pass mark for the modules in the Postgraduate Diploma in Financial Planning

- a. Student must achieve at least 40 percent semester mark in order to be granted admission to the examination. (General Rule)
- b. Students must achieve a mark of 50 percent in the examination in modules LFPE5800, LFPP5800 and LFPC5800 and a mark of 60 percent in LFPS5800 in order to pass the module. (General Rule)
- c. The final mark of a student is calculated by taking 30 percent of the semester mark and 70 percent of the examination mark into consideration.

Examination result for the modules in the Postgraduate Diplomas in Financial Planning

- a. Examination results in respect of the Postgraduate Diploma in Financial Planning are announced on the University’s web page.
- b. A student registered at the School of Financial Planning Law may apply for a re-mark of an examination in terms of the prescribed process and after payment of the re-mark fee (where applicable and irrespective of the students account being in arrears, but subject to the provision that the details of the results will be announced). The application must reach the School of Financial Planning Law within five (5) working days after the results in respect of the relevant module have been made available to students. The student will receive written feedback on the re-mark within three (3) weeks of receipt of the request. Students who are dissatisfied with the outcome of there-mark have the right to appeal to the programme director within five (5) working days of receiving the written feedback. The appeal will be dealt with by the programme director in consultation with the examination committee of the School of Financial Planning Law. The outcome of the appeal will be final.
- c. According to the General Academic Rule (A27.3(a)) the Postgraduate Diploma in Financial Planning and the Postgraduate Diploma in Estate Planning, Postgraduate Diploma in Investment Planning,,where two (2) examinations per year are scheduled, namely in September, being the Main end-of-year Examination and in October/November, being the Additional end-of-year Examination.
- d. students at the School of Financial Planning Law: when a student who has passed a module but wishes to improve the final mark – provided that a final mark of at least 60% has been obtained – may, within the time allowed and on the prescribed form, apply for an additional examination.
- e. With regard to the qualifications offered at the School of Financial Planning Law, a student in her/his final academic year who – upon completion of the main end-of-year examination (September) – must prolong her/his studies to obtain the qualification subsequent to passing all required modules, but failing a single module during the main end-of-year examination (September), will automatically qualify to take a special examination, which is written during the additional end-of-year examination (November).

Language of Tuition

The language of tuition for the Postgraduate Diploma in Financial Planning is English.

LFPE5800 The Financial Planning Environment (40 credits)

The module LFPE5800 is presented in the School of Financial Planning Law.

Description and purpose of course

The student will be introduced to the regulatory environment and legislation that governs the financial services industry. Taxation and time value of money will be mastered. Students will be acquainted with basic economics and financial management.

Integrated knowledge and skills

After having successfully completed this module, the student should be able to assimilate the relevant concepts and principles and to formulate solutions regarding:

- i. Compliance and legislation governing the financial services industry.
- ii. Taxation in South Africa
- iii. Time value of money.
- iv. Economics.
- v. Financial Management.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place in a formative (quizzes) and summative (examination) manner.

LFPP5800 Personal Financial Planning (40 credits)

The module LFPP5800 is presented in the School of Financial Planning Law.

Description and purpose of course

Students will be introduced to the elements of personal financial planning in order to advise a client with regard to all the aspects of an individual's financial planning and how to identify and achieve the goals set by the client in the most effective and suitable manner.

Integrated knowledge and skills

After having successfully completed this module, the student should be able to assimilate the relevant concepts and principles and to formulate solutions regarding:

- i. Estate planning.
- ii. Retirement planning.
- iii. Investment planning.
- iv. Long-term insurance.
- v. Short-term insurance.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place in a formative (quizzes) and summative (examination) manner.

LFPC5800 Corporate Financial Planning (40 credits)

The module LFPC5800 is presented in the School of Financial Planning Law.

Description and purpose of course

Students will be introduced to the elements of corporate financial planning in order to advise a client with regard to all the aspects of corporate financial planning and how to identify and achieve the goals set by the client in the most effective and appropriate manner.

Integrated knowledge and skills

After having successfully completed this module, the student should be able to assimilate the relevant concepts and principles and to formulate solutions regarding:

- i. Employee benefits.
- ii. Health benefits.
- iii. Business insurance.
- iv. Corporate Law.
- v. Reading and interpreting financial ratios and statements.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place in a formative (quizzes) and summative (examination) manner.

LFPS5800 Financial Planning Case Study (40 credits)

The module LFPS5800 is presented in the School of Financial Planning Law.

Description and purpose of course

Students will be expected to draft a financial plan for a client that aligns with compliance and legislative requirements. The student must analyse the information and devise a suitable and cost and tax efficient plan to achieve the goals and objectives of the client.

Integrated knowledge and skills

After having successfully completed this module, the student should be able to assimilate the relevant concepts and principles and to formulate solutions regarding:

- i. The financial planning environment,
- ii. Personal financial planning, and
- iii. Corporate financial planning.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place in summative (examination) manner only.



POSTGRAGUATE DIPLOMAS

ESTATE PLANNING AND INVESTMENT PLANNING

Objectives of the Qualifications

Students must acquire the ability to act as legal-professional practitioners in financial planning law.

The successful candidate will be able to:

- Be a lifelong student with the skills to remain well-informed of the most recent developments in financial planning.
- Participate as a responsible citizen in local, national and international communities.
- Be sensitive, as a financial planner or legal advisor, to the cultural and ethnic diversity in the community.
- Explore educational and career possibilities and develop entrepreneurial skills.

The successful candidate will, more specifically, be able to:

- Identify and solve problems in the field of basic financial planning through critical and creative thought.
- Approach and manage personal and professional activities in a responsible, ethical and effective manner.
- Do effective legal research by gathering, analysing and critically evaluating information.
- Communicate effectively in writing and verbally.
- Cooperate effectively with other members of society.
- Use technology effectively and responsibly to the advantage of the community as a whole.
- See financial planning law as a component of a system of interdependent systems within the community where problem-solving cannot take place in isolation.

Applicability

These faculty rules apply to candidates who register for the Postgraduate Diploma in Estate Planning or the Postgraduate Diploma in Investment Planning for the first time during or after 2023.

Any candidate who had a break in studies for a period of 1 (one) year or longer, must re-apply and thus comply with the Rules as per the new registration period.

Special curricula

The Dean may prescribe special curricula and programmes for candidates, should he/she deem these to be necessary for academic purposes. The stipulations of the faculty rules apply *mutatis mutandis*.

Admission

For admission to the Postgraduate Diploma in Estate Planning or the Postgraduate Diploma in Investment Planning one (1) of the following is required:

- a. An applicable Bachelor's Degree, or
- b. An applicable Advanced Diploma, or
- c. An applicable Postgraduate Diploma.

Duration of study (General Rule)

- a. The minimum duration of study for the Postgraduate Diploma in Estate Planning or the Postgraduate Diploma in Investment Planning, is one year.
- b. The maximum duration of study for the Postgraduate Diploma in Estate Planning or the Postgraduate Diploma in Investment Planning, is two years.

Postgraduate Diploma with distinction

The Postgraduate Diploma in Estate Planning or the Postgraduate Diploma in Investment Planning, is awarded with distinction if a student:

- a. Completed the curriculum for the Postgraduate Diploma in Estate Planning or the Postgraduate Diploma in Investment Planning, within the minimum prescribed period and never failed a module in this qualification.
- b. Achieved a minimum weighted average of 75 percent in a combination of the modules as set out in Rule E16.6.

The following combination of modules should be passed to obtain the following Postgraduate Diplomas:

- a. Postgraduate Diploma in Estate Planning:

Module	Year module
Estate Planning	LFPB5800 (60 credits) And
Personal Financial Risk Management	LFPR5800 (60 credits)

- b. Postgraduate Diploma in Investment Planning:

Module	Year module
Asset Types and Investment Planning	LFPA5800 (60 credits)
Principles of Portfolio Planning and Management	LFPP5800 (60 credits)

Pass mark for the modules in the Postgraduate Diploma in Estate Planning or the Postgraduate Diploma in Investment Planning

- a. Student must achieve at least 40 percent semester mark in order to be granted admission to the examination. (General Rule)
- b. The semester mark counts 30 percent of the final mark and the examination mark counts 70 percent of the final mark.

Examination result for the modules in the Postgraduate Diploma in Estate Planning or the Postgraduate Diploma in Investment Planning

- a. Examination results in respect of the Postgraduate Diploma in Estate Planning and the Postgraduate Diploma in Investment Planning, are announced on the University’s web page. in terms of General Rule.
- b. According to the General Academic Rule a student registered at the School of Financial Planning Law may apply for a re-mark of an examination in terms of the prescribed process and after
- c. payment of the re-mark fee (where applicable and irrespective of the students account being in arrears, but subject to the provision that the details of the results will be announced). The application must reach the School of Financial Planning Law within five (5) working days after the results in respect of the relevant module have been made available to students. The student will receive written feedback on the re-mark within three (3) weeks of receipt of the request. Students who are dissatisfied with the outcome of there-mark have the right to appeal to the programme director within five (5) working days of receiving the written feedback. The appeal will be dealt with by the programme director in consultation with the examination committee of the School of Financial Planning Law. The outcome of the appeal will be final.
- d. The Postgraduate Diploma in Financial Planning and the Postgraduate Diploma in Estate Planning, Postgraduate Diploma in Investment Planning, where two (2) examinations per year are scheduled, namely in September, being the Main end-of-year Examination and in November/December, being the Additional end-of-year Examination.
- e. students at the School of Financial Planning Law: when a student who has passed a module but wishes to improve the final mark – provided that a final mark of at least 60% has been obtained – may, within the time allowed and on the prescribed form, apply for an additional examination.

- f. With regard to the qualifications offered at the School of Financial Planning Law, a student in her/his final academic year who – upon completion of the main end-of-year examination (September) – must prolong her/his studies to obtain the qualification subsequent to passing all required modules, but failing a single module during the main end-of-year examination (September), will automatically qualify to take a special examination, which is written during the additional end-of-year examination (November).

Language of Tuition

The language of tuition for the Postgraduate Diploma in Estate Planning and the Postgraduate Diploma in Investment Planning is English.

LFPA5800 Asset Types and Investment Planning (60 credits)

The module LFPA5800 is presented in the School of Financial Planning Law.

Description and purpose of course

The student must be able to identify financial markets and investment instruments relevant in the prevailing economic climates. Students must understand the workings of the stock market and be able to compare, identify and differentiate between the different investment instruments available.

Integrated knowledge and skills

After having successfully completed this module, the student should be able to assimilate the relevant concepts and principles and to formulate solutions regarding:

- i. The analyses of the various asset types, and
- ii. The application of the various asset types in the investment planning of a client.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place in a formative (assignments) and summative (examination) manner.

LFPP5800 Principles of Portfolio Planning and Management (60 credits)

The module LFPP5800 is presented in the School of Financial Planning Law.

Description and purpose of course

The student must be able to differentiate between the two main objectives that distinguish investment portfolios – income generation and capital growth. Students must be able to develop an investment strategy that will incorporate the investment objective with personal circumstances. Student must be able to identify investment solutions that will minimize risk and maximize return.

Integrated knowledge and skills

After having successfully completed this module, the student should be able to assimilate the relevant concepts and principles and to formulate solutions regarding:

- i. Synthesis of the various asset types within an investment portfolio that suits the needs, goals, risk tolerance and time-lines of a specific client.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place in a formative (assignments) and summative (examination) manner.

LFPB5800 Estate Planning (60 credits)

The module LFPB5800 is presented in the School of Financial Planning Law

Description and purpose of course

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 and skills

After having successfully completed this module, the student should be able to assimilate the relevant concepts and principles and to formulate solutions regarding:

- i. The identification of goals and needs of a client, and
- ii. The formulation of an estate plan that is suitable to the goals and needs of that client.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place in a formative (assignments) and summative (examination) manner.

LFPR5800 Personal Risk Management (60 credits)

The module LFPR5800 is presented in the School of Financial Planning Law

Description and purpose of course

Students must be able to apply a risk-based approach to distinguish between different levels of risk. They will be able to use 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 and skills

After having successfully completed this module, the student should be able to assimilate the relevant concepts and principles and to formulate solutions regarding:

- i. The legal and financial risks of a client,
- ii. The identification of a client's risks,
- iii. The management of a client's financial and personal risk, and
- iv. The minimisation of a client's financial and personal risk.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place in a formative (assignments) and summative (examination) manner.

FACULTY READMISSION APPEALS COMMITTEE RULES

As at the date of finalising this book, the readmission appeals rules and procedures were under review. Students will be informed of any significant changes via Blackboard.

Functions of the Faculty Readmission Appeals Committee

- a. The function of the Faculty Readmission Appeals Committee is to deal with readmission appeals from students.
- b. The Faculty Readmission Appeals Committee also deals with appeals regarding residential periods; permission for deviations; curriculum issues; permission to do certain modules at another higher education institution; credit accumulation, recognition and transfer; extension of registration periods; awarding of degrees; exemption from modules such as UFS101 and foundational/developmental modules; retroactive registrations; de-registrations; permission to repeat modules failed on two or more occasions; obtaining a qualification with distinction; early exit; graduating within a shorter period than the prescribed minimum; master's degree, LLD and PhD appeals relating to title registration and supervisor conflict; recognition of prior learning; and predicate marks.

Lodging an appeal to the Faculty Readmission Appeals Committee

- a. A student's appeal to the Faculty Readmission Appeals Committee will only be dealt with if the student has exhausted all internal processes to the relevant lecturer, Academic Head of Department, Vice-dean or Dean.
- b. A student who wants to lodge an appeal to the Faculty Readmission Appeals Committee must complete the student appeal form that is available on Blackboard and from the Office Manager of the Dean.
- c. The student must submit the student appeal form in para (b) above, together with comprehensive supporting documentation to the Office Manager of the Dean at least 5 (five) working days before the scheduled meeting of the Faculty Readmission Appeals Committee and within at least 15 working days after the student exhausted all internal procedures. The appeal form and documentation may only be submitted via email to the Office Manager of the Dean if the student does not reside in Bloemfontein. The dates of the Faculty Readmission Appeals Committee meetings are available on Blackboard and on the Faculty of Law notice boards in the Equitas building.
- d. No additional documentation will be accepted after submission of the documents mentioned in paragraph (c) above.

Decisions of the Faculty Readmission Appeals Committee

The decision by the Faculty Readmission Appeal Committee is final.

General

Note that even though the South African Qualifications Authority (SAQA) prescribes the minimum number of credits required for obtaining a specific qualification and the Higher Education Qualifications Sub-Framework (HEQSF) aligned programme qualifications mix (PGM) prescribes the total number of credits required for obtaining a qualification, the UFS reserves the right to prescribe the total minimum number of credits required for programmes leading to UFS qualifications. This means that there may be instances where the total minimum number of credits prescribed by the UFS for a specific programme leading to a UFS qualification may be more than the number of credits prescribed by either SAQA or the HESQF-aligned PQM. In such event, the total minimum number of credits required by the UFS and specified by the UFS in the relevant UFS Faculty Rule Book will take precedence over the SAQA and the HESQF-aligned PQM number of credits determination. All students wishing to qualify for a UFS qualification will thus have to attain the total prescribed minimum number of credits determined by the UFS and published in the relevant UFS Faculty Rule Book.

The General Academic Rules for Undergraduate Qualifications, Postgraduate Diplomas, Bachelor Honours Degrees, Master's Degrees, Doctoral Degrees, Higher Doctorates, Honorary Degrees and the Convocation (hereafter referred to as the General Academic Rules) of the UFS apply *mutatis mutandis* to the postgraduate degrees and diplomas offered in the Faculty of Law. Where any faculty rule is contradictory to the General Academic Rules, the General Rules will apply.



For more information you can visit the Faculty of Law website on this link:

www.ufs.ac.za/law

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