

UNIVERSITY OF THE FREE STATE

FACULTY OF
LAW



UNDERGRADUATE PROGRAMMES 2021

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FACULTY OF LAW



The Faculty of Law is among the best in the country. Its location in the judicial capital, Bloemfontein, exposes Law students to the practice of law in both the lower and higher divisions of the courts. Close ties with the profession allow the faculty to share the expertise of judges and legal practitioners with students. The faculty is proud of its high academic standards and its commitment to the constant improvement of its programmes.

The Faculty of Law is committed to excellence in teaching and to delivering prominent jurists. Legal education will open doors to a wide variety of career opportunities, including the advocates' profession, attorneys' profession, legal advising, labour consulting, prosecuting, magistrates' professions, and positions in the insurance and banking industries.

The faculty is known for producing outstanding and relevant research and is also involved with community projects in which the UFS Law Clinic and several centres in the faculty play a major role.

The faculty enjoys close ties with several international law schools and law faculties, especially in Australia, Britain, Europe, and the USA. The faculty offers the LLB programme through residential learning.

WELCOME TO THE FACULTY OF LAW
DEAN: PROF JOHN MUBANGZI



BECOME A #KOVSIIE IN 7 EASY STEPS

In just seven steps you can fulfill your dream of studying at an institution where we transform lives and inspire excellence:

1

STEP 1

Apply online. Visit <https://apply.ufs.ac.za>

2

STEP 2

Your application is submitted. You will receive a student number and acknowledgement of your application. If you have not submitted the required documents, you will be requested to do so in order to finalise your application.

3

STEP 3

Your application is evaluated by the university. Should your evaluation be positive, you will receive a conditional offer to study – SUBJECT TO AVAILABILITY OF SPACE. Selection programmes are excluded. If you have indicated in your application that you require on-campus residence, you will also receive correspondence from Housing and Residence Affairs. Note that qualifying for your programme of choice, does not guarantee admission.

4

STEP 4

You need to source and secure financial support for your studies.

5

STEP 5

When the final Grade 12 results are released in January 2021, all applications will be re-evaluated; should your evaluation be positive, you will receive a final offer. Take note that meeting the minimum admission requirements for your programme of choice does not guarantee admission.

6

STEP 6

You have to complete the acceptance process for the offer online within the stipulated timeframe. If you fail to complete the acceptance process for the offer before the deadline, the offer will be withdrawn, and you will lose your space. Note that limited spaces are available.

7

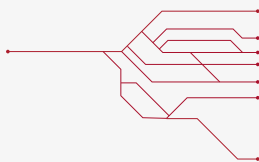
STEP 7

Pay the prescribed first payment before registration. You can move into the residence on campus where you have been placed, or into off-campus accommodation, and then start your academic activities, including orientation, academic advice, and registration.

REMEMBER TO WRITE THE NBTs BEFORE THE END OF 2020

APPLICATION TO STUDY AT THE UFS IS FREE

You can apply **online**



IMPORTANT APPLICATION OPENING AND CLOSING DATES

Date	Programmes for which application opens
1 April 2020	Applications to study any undergraduate programme offered on the Bloemfontein and Qwaqwa Campuses in 2021
1 September 2020	Applications to study any University Access Programme (UAP) offered on the South Campus in 2021
Date	Programmes for which application closes
30 September 2020	Applications to study the undergraduate programme offered in the Faculty of Law in 2021

ONLINE APPLICATION

Go to www.ufs.ac.za. Follow the link <https://apply.ufs.ac.za/> – online application. Keep your mobile phone and an active email address ready, as you require both to access and complete the online application form.

- Proceed through all the steps and submit your electronic application. Make sure that you complete the application form properly, e.g. if you need on-campus accommodation or financial aid, indicate this in the relevant section.
- Upload copies of the following in PDF or JPEG format when you apply for undergraduate studies:
 - Your ID if you are a South African citizen
 - Your passport if you are an international student
 - Your parent's ID or passport if you are younger than 18 years
 - National Senior Certificate if you have already matriculated
 - Your final Grade 11 results with the school's stamp
 - Your Grade 12 June results with the school's stamp as soon as it becomes available. It can also be emailed to studentadmin@ufs.ac.za as soon as it is available
 - Your academic record, only if you are a current student at another institution of higher learning
 - USAf accreditation is the examination board for South African universities. Apply to mb.usaf.ac.za for conditional exemption, foreign conditional exemption, or mature age conditional exemption.

The online application is quick and easy – no hassle, no fuss! It has a modern design and is mobile- and tablet-friendly. You can apply using any device. You can expect a quicker response time if you apply online.

For assistance, contact +27 51 401 9666 or studentadmin@ufs.ac.za

CONFIDENTIALITY CLAUSE

The UFS confirms that all personal information provided on your application form will be treated confidentially and will not be sold to a third party or used for commercial or related purposes.

The UFS further confirms that your personal information will only be used for purposes relating to your potential relationship with the UFS as a student, including, but not limited to the processing of your application to study at the UFS, effecting registration at the UFS, and for any communication purposes related to your application and/or registration to study at the UFS.

ADMISSION

Pay attention to the following important information:

- The UFS reserves the right to change the minimum requirements of each programme or any other information without notifying you.
- There are specific admission requirements that you should meet if you want to study at any South African university. If you finished school in or after 2008 and have a National Senior Certificate (NSC), you need a performance level of at least 4 (50%) in each of four (4) subjects in your NSC subject package. LO is excluded.
- All admission requirements apply to first-year students in 2021.
- Admission to study at the UFS is dependent on the following:
 - Your application should meet all the minimum requirements for the programme
 - The programme must have available space and capacity to admit students
 - You have to submit valid school results with your application

Applications for all non-selection programmes close on 30 September 2020.

An admission point (AP) consisting of seven levels is used. Points will be awarded for six academic modules. Note: No points will be awarded for achievement levels lower than 30%:

Percentage	7 (90–100%)	7 (80–89%)	6 (70–79%)	5 (60–69%)	4 (50–59%)	3 (40–49%)	2 (30–39%)
AP	8	7	6	5	4	3	2

One point is awarded for Life Orientation (LO) from achievement level 5 (60%) or higher.

GENERAL ADMISSION REQUIREMENTS

For the mainstream programme offered in the faculty, you require:

- National Senior Certificate with admission to bachelor's degree studies
- Minimum AP of at least 33
- Language of instruction on minimum performance level 6 (70%).

DISCLAIMER – IMPORTANT NOTICE

Kindly take note that this faculty programme booklet is aimed at prospective undergraduate students wishing to apply for a place at the University of the Free State (UFS) and who wish to start their studies at the UFS during the **2021 academic year**. The faculty programme booklet accordingly describes and outlines the programmes and services offered by the UFS, as well as the minimum admission requirements for each programme, but must be read in conjunction with the policies, rules, and regulations of the UFS (as may be amended from time to time). In order to be considered for selection in a programme, an applicant is required to comply with the programme's minimum admission criteria in respect of the total AP score, subject-specific requirements (as determined per programme), and faculty/department-specific requirements.

However, due to limited space, fulfilling all the minimum entry (admission) requirements does not guarantee acceptance to study at the UFS, or admission to any particular programme offered by the UFS.

The UFS makes every effort to ensure that the information provided in this faculty programme booklet is accurate and up to date at the time of going to press. However, it may be necessary for the UFS to make some changes to the information presented in the faculty programme booklet following publication – for example, where it is necessary to reflect changes in policy, practice or theory, or if an accrediting body necessitates requirements to be amended. Furthermore, certain programmes may only be offered if there are a sufficient number of applicants.

The UFS undertakes to implement all reasonable steps to provide the services (including, but not limited to, presentation of the programmes) described in the faculty programme booklet. However, it does not guarantee the provision of such services or the presentation of any or all programmes described herein. Should circumstances beyond the control of the UFS interfere with its ability to provide the services or presentation of any programme described herein, the UFS undertakes to use all reasonable measures to minimise any disruption to the services.

Furthermore, the UFS reserves the right to make amendments to admission requirements if and when necessary. It reserves the right to withdraw, wholly or in part, the delivery of programmes. Applicants and students in affected programmes will be informed before the commencement of their studies for the academic year concerned.

ABBREVIATIONS

From this point forward, we will use these abbreviations instead of the full terms:

NSC: National Senior Certificate	AL: Academic Literacy Test (NBT)
AP: Admission Point	QL: Quantitative Literacy Test (NBT)
BC: Bloemfontein Campus	MT: Mathematics Test (NBT)
QC: Qwaqwa Campus	N/A: Not applicable
SC: South Campus	

THE FOLLOWING PROGRAMME IS PRESENTED ONLY ON THE BLOEMFONTEIN CAMPUS:

Contact details: T: +27 51 401 2451 | +27 51 401 9777 | Fax: +27 51 401 3043 | E: law@ufs.ac.za |
W: www.ufs.ac.za/law

Programme Description		Minimum Admission Requirements				
Programme	Academic Plan Code	AP	Language of instruction	Mathematics	Mathematical Literacy	NBT
Bachelor of Laws (LLB) – Four years	BC34000	33	6 (70%)	4 (50%)	6 (70%)	AL, QL

Notes:

- Language of instruction includes English home language, Afrikaans home language, Afrikaans first additional language, and English first additional language in Grade 12.
- Either Mathematics or Mathematical Literacy is required.

EXTENDED CURRICULUM PROGRAMME

Prospective students who do not meet the minimum requirements to enrol for mainstream programmes, will be placed in the Extended Curriculum Programme (ECP). Placement is subject to the availability of space.

The ECP is designed to equip students who do not meet the minimum requirements with the necessary competencies to be successful in their studies. Academic support and skills development are integrated with regular academic work. To be considered for placement in the ECP, prospective students have to apply for the mainstream programmes.

CAREER OPPORTUNITIES

The Faculty of Law at the University of the Free State annually produces a number of sought-after graduates. An active placement programme for graduates in suitable positions, managed within the faculty, ensures a good future for the successful student who makes use of this opportunity. The School for Legal Practice (Free State), where graduates receive further vocational training, also actively facilitates the placement of candidate attorneys in vacancies. However, a legal qualification does not mean that you are limited to becoming either an advocate or an attorney. Many jurists follow successful careers in other professions.

Career opportunities and employers include:

South African Law Commission • Academic law career • Messenger of the Court • Department of Correctional Services • National Directors of Prosecution • Human Rights Commission • Public Protector • Attorneys • Advocates • Companies, Patents, and Trademarks • Commission for Conciliation, Mediation and Arbitration • Directors of Public Protection (State advocates and prosecutors) • Masters of the High Court • Registrars of the High Court • State attorneys • Clerks of the Magistrate's Court • Legal Aid Board • South African Police Service • Legal aid and Legal advice • State legal adviser • Law Clinics at universities.

DEPARTMENTS

MERCANTILE LAW

Enquiries: Head of Department: Prof E Snyman–Van Deventer: T: +27 51 401 2268 | E: SnymanE@ufs.ac.za

The field of Mercantile Law encompasses that section of the law that deals with aspects relating to the world of trade and commerce.

Specific modules in Mercantile Law include, among others:

- Instruments of Payment Law, dealing with cheques, traveller's cheques, etc.
- Law of Business Enterprises, where students learn about partnerships, close corporations, companies, and trusts and how these entities function in the legal world.
- Labour Law, which has become an absolute necessity for any entrepreneur or manager – this field grows more important each day and encompasses all the rules applicable to the relationship between employers and employees.
- Tax Law, which deals with what is owed to the Revenue Service and when and why to pay it.
- Insurance Law, where students find out more about items and interests that can be insured, as well as how the law functions to treat the insurer and the insured fairly.
- International Economic Law, which introduces students to the field of international trade transactions and the international protection of investments.
- Insolvency and Liquidation Law, where students will learn about dissolving business ventures due to insolvency and also how to sequestrate the estates of persons.
- Mercantile contracts, insurance and consumer law, where students are introduced to the law applicable to day-to-day commercial transactions.

PRIVATE LAW

Enquiries: Head of Department: Dr NJB Claassen: T: +27 51 401 2697 | E: ClaasNJ@ufs.ac.za

Private Law is that section of the law that governs the relationship between persons and it covers aspects of society such as births and deaths, marriages, contracts, property and succession. In the field of private law, the following modules are offered in the LLB degree:

- Family Law, in which students learn more about engagements, the Marriages Act, community of property, the general principles applicable to divorce, child maintenance, and custody.

- Law of Persons, where students obtain knowledge of legal subjects and their origin and status – this refers to when the law will recognise you as a living person capable of concluding transactions.
- Law of Succession and Administration of Estates deals with the contents of wills, how people inherit when there is no will and the administration of the estates of deceased persons.
- Law of Property, in which students learn about the difference between possession and ownership and what it means to be the holder of a right in property – also in terms of the Constitution.
- The Law of Delict, which deals with the negligent or purposeful causation of damage and the remedies available to the wronged party.
- The Law of Contract is one of the most important courses in legal studies and is studied extensively to prepare students for practice.
- Private Law further encompasses such fields as Enrichment, Estoppel, Insurance Law, Third Party Compensation Law, Sectional Title, Law of Damages and the Law of Trusts.

PUBLIC LAW

Enquiries: Head of Department: Prof SA de Freitas: T: +27 51 401 3004 | E: DeFreitas@ufs.ac.za

Criminal Law

Criminal Law is that section of the law that deals with what constitutes a crime. Modules in this field include:

- Criminal law, which introduces students to the general requirements for criminal liability as well as the various role players in crime. Attention is also paid to the specific requirements set for offences that can be committed against the person, state, community and property.

Procedural Law and Law of Evidence

Procedural Law focuses mainly on the procedures followed to enforce the law and forms part of the formal law.

Modules within this discipline include:

- Criminal Procedure, which governs the prosecution, hearing, and sentencing of transgressors. It prescribes principles for summons, arrest, searching, forfeiture, taking persons into custody, escape from custody, bail pleas, and the court process.
- The Law of Civil Procedure, which introduces students to the jurisdiction of various courts, the procedures that may be followed in civil disputes, judgement, appeal, and review.
- The Law of Evidence is that part of the formal law that prescribes the way in which a case or aspects of a case must be proved legally in a court of law. Primarily this discipline deals with the sources of the law of evidence, burden of proof, relevance, admissibility of evidence, character evidence, and other aspects such as expert evidence, hearsay, privilege, as well as admissions and confessions. The presentation of evidence, forms of real and documentary evidence, and the influence of the Constitution are also dealt with.
- Legal Practice, in which academics and practitioners train students in professional conduct, practice management, case management, and the integration, transfer, and application of previously acquired substantive law knowledge into practical skills such as drafting court papers and advocacy. This course is essential preparation for practice.

Constitutional Law and Philosophy of Law

Modules include the following:

- Public International Law, in which students are introduced to the legal relationship between states, the sources and theory related to such relationships, international organisations and international courts (such as the United Nations and the International Court of Justice respectively), and aspects of international criminal law and humanitarian law.
- The Interpretation of Statutes deals with the way in which laws must be understood.
- Philosophy of Law, which critically analyses aspects of the law. This includes considering prominent legal philosophers and traditions as well as the relevance of jurisprudence for contemporary legal issues.

- Administrative Law regulates all incidences where public power is exercised or where public functions are performed.
- Constitutional Law, which addresses the principles and values required in balancing the relationship between governmental power and justice.
- Human rights, which takes an in-depth look at the chapter on the Bill of Rights in the South African Constitution, also against the background of the relationship between civil authorities and society as well as between persons (and legal persons) among themselves. In addition, the relationship between the important pillars of governmental power and the law is addressed.
- Environmental Law, which focuses on the most important local and international legislation that is applicable to environmental protection.

SCHOOL OF FINANCIAL PLANNING LAW

Enquiries: Director of the School: Adv Shirly Hyland T: +27 51 401 2823 | E: SFPL_Apl@ufs.ac.za

Financial planning is the profession that identifies the needs and goals of clients, and builds a holistic, lifelong plan to address those needs and to achieve the client's financial goals. Financial planning deals with all aspects of ensuring that financial matters are well managed on a month-to-month basis, thus ensuring that clients have sufficient cash flow to meet financial obligations. Financial planning also focuses on long-term planning to ensure that clients have sufficient funds for retirement and that they have done estate planning, thereby ensuring that the client and their loved ones have financial security. Financial planning further analyses the way businesses are structured and ensure the continuity of business interests within a corporate structure.

The School of Financial Planning Law (SFPL) in the Faculty of Law at the University of the Free State prides itself on its qualities of excellence and integrity in providing holistic financial planning education since 2001. The school's accredited academic programmes educate financial planners and fiduciary specialists theoretically and practically to meet the unique needs of individual clients. Approximately 1 000 students register annually for the school's programmes, all in the area of financial planning, financial planning law, and fiduciary services.

The two elements that the school values above all, are high academic standards and student satisfaction. The balance between these two values is the essence of the school's mission, which is pursued through each endeavour.

CODE OF ETHICS FOR LAW STUDENTS

- 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 and regulations 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 interest 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 conduct 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 that a certificate of good conduct, required for admission to all legal professions, is refused.

ALL INFORMATION IN THIS PUBLICATION IS SUBJECT TO CHANGE. INFORMATION IN THIS PUBLICATION HAS BEEN COMPILED WITH THE UTMOST CARE. HOWEVER, THE COUNCIL AND SENATE ACCEPT NO RESPONSIBILITY FOR ERRORS. FOR MORE INFORMATION, PLEASE VISIT WWW.UFS.AC.ZA

This publication was compiled and produced by the Department of Student Recruitment Services at the University of the Free State.

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DIRECTLY FROM 09:00-15:00.

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UNIVERSITY OF THE FREE STATE OPEN DAY



QWAQWA CAMPUS
18 APRIL 2020

BLOEMFONTEIN CAMPUS
9 MAY 2020

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