

# **CALENDAR 2013**

FACULTY OF LAW  
UNDERGRADUATE AND  
POSTGRADUATE

**Mafikeng Campus**

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PLEASE MENTION YOUR UNIVERSITY NUMBER IN ALL  
CORRESPONDENCE.

The General Academic Rules of the University, to which all students have to subject themselves and which apply to all the qualifications offered by the University, appear in a separate publication and are available on the web page at: <http://www.nwu.ac.za>.

**Please note:** Although the information in this Calendar has been compiled with the utmost care and accuracy, the Council and the Senate of the University accept no responsibility whatsoever for errors that may occur. Before students finally decide on the selection of modules, they must consult the class timetable. If a clash occurs in the planned selection of a student, the relevant module combination is not permitted.

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## **ML.1 OFFICE BEARERS**

Executive Dean

**Professor MLM MBAO**

Director – School of Postgraduate Studies and Research

**Professor PF IYA**

Director – School of Undergraduate Studies

**Dr N MOREI**

Director Community Law Centre

**Mr A MULLIGAN**

Subject Group Chairpersons

Administrative Manager

Faculty Council

## **ML.2 FACULTY RULES**

### **ML.2.1 AUTHORITY OF THE GENERAL RULES**

The faculty rules valid for the different qualifications, programmes and curricula of this faculty and contained in this faculty calendar are subject to the General Rules of the University, as determined from time to time by the Council of the University on recommendation by the Senate. The faculty rules should therefore be read in conjunction with the General Rules

### **ML.2.2 FACULTY SPECIFIC RULES**

The rules of the Faculty of Law must be read in conjunction with and subject to the General Academic Rules of the University.

### **ML.2.3 WARNING AGAINST PLAGIARISM**

Assignments are individual tasks and not group activities (unless explicitly indicated as group activities). For further details see:

<http://www.nwu.ac.za/policy> on academic dishonesty

### **ML.2.4 CAPACITY STIPULATION**

Please take cognizance of the fact that, owing to specific capacity constraints, the University reserves the right to select candidates for admission to certain fields of study. This means that prospective students who comply with the minimum requirements may not necessarily be admitted to the relevant courses.

### **ML.2.5 SCHOOLS OF THE FACULTY**

<b>Schools / Centre</b>
School of Undergraduate Studies
School of Postgraduate Studies & Research
Community Law Centre

## ML.2.6 QUALIFICATIONS, PROGRAMMES AND CURRICULA

<b>BACHELOR DEGREES</b>				
<b>Qualification</b>	<b>Programme and Code</b>	<b>Curriculum and Code</b>	<b>Method of Delivery</b>	<b>NQF level</b>
Baccalaureus Legum (New) (2013 First Registration)	607 107	R411M	Full-time	6
Baccalaureus Legum (Pipeline)	607 107	R410M	Full-time	6
<b>POSTGRADUATE DEGREES</b>				
<b>MASTERS DEGREES</b>				
<b>Qualification</b>	<b>Programme and Code</b>	<b>Curriculum and Code</b>	<b>Method of Delivery</b>	<b>NQF level</b>
Master of Laws (LLM) by Coursework and Minor Dissertation	604 106	R801M	Part-Time	9
Master of Laws (LLM) (Labour Law and Minor Dissertation)	604 105	R804M	Part-Time	9
Master of Laws (LLM) by Dissertation	604 104	R806M R807M R808M R809M	Part-Time	9
<b>DOCTOR OF LAWS DEGREE</b>				
<b>Qualification</b>	<b>Programme and Code</b>	<b>Curriculum and Code</b>	<b>Method of Delivery</b>	<b>NQF level</b>
Doctor of Laws	605 104	R902M R903M R904M R905M	Part-Time	10-

## **ML.2.7 BACCALAUREUS LEGUM (LLB): NEW CURRICULUM – FIRST REGISTRATION 2013**

### **CURRICULUM CODE: R411M (607 107)**

The new curriculum will be phased in on the Mafikeng campus from 2013. First year students will be registered for the new curriculum in 2013 while all students in their second, third and fourth study years will complete their studies according to the current curriculum which will be phased out by the end of 2015. Credit will be given for RPL purposes.

Repeaters will be accommodated by allowing them to write a third examination in order to enable them to pass modules which are not offered in the new curriculum or those which will be offered in another format, for example modules which become year modules. Learners who do not pass the third examination opportunity will still have the option to apply to register for outstanding modules with UNISA in order to enable them to complete their studies according to the rules applicable to the current curriculum. If a module is still offered in the same format in the new curriculum students will not be allowed to register at UNISA unless there are clashes on the timetable that cannot be solved. With regard to time-table clashes it is emphasized that learners are not allowed to enroll for a module, if, according to the standard lecture, test and examination timetable, a clash occurs with another module for which the student has enrolled.

### **ML.2.7.1 New Curriculum / Module(s)**

Relationship to other programmes / curriculums: Explain whether this curriculum gives access to other programmes or study fields. In the case of a new module, explain whether this module will also be included in other curriculums or programmes.

- a) After successful completion of the degree, the student whose achievements are of a sufficient standard can obtain direct admission to LLM studies.
- b) Credit for modules attained by students enrolled at other campuses for this curriculum can be requested from the Director Teaching and Learning as modules with the same outcomes are offered in the same semesters and on the same NQF levels. If it happens



that modules with the same outcomes are not offered in the same semester and same NQF level, students will nevertheless be accommodated subject to time table constraints.

- c) Credit for modules attained at other universities can be requested from the Director Teaching and Learning. The request will be considered in the light of the question whether such modules contribute to the above-mentioned programme outcomes.

#### **ML.2.7.2 Aim or Purpose of the New Curriculum/Module(s)**

The LL B programme produces lawyers who are conversant with the foundations and principles of legal scholarship and who are equipped to work independently with the law in concrete situations.

In addition to the academic and principle-oriented shaping of students, the programme has the following objectives:

- a) to equip students with knowledge and specific skills, related to the ability to apply the acquired knowledge and skills in a variety of branches of the legal profession with a view to further personal intellectual development, economic activities and community service;
- b) to help sufficient numbers of qualified legal professionals enter the private and public sector in South Africa to ensure that all the diverse needs in terms of legal services, leadership and innovative, knowledge-based activities of a transforming society within the South African legal state are met in a sustainable manner; and
- c) to equip qualified people to undertake further studies and research at postgraduate level for purposes of obtaining a postgraduate qualification.

#### **ML.2.7.3 Prerequisite Prior Learning and Admission Requirements**

No tertiary education qualification is required for admission to the degree.

An APS score of 25 is a prerequisite. The results obtained in four designated subjects and two NSC subjects are used in the computation of the APS score. Results obtained in Life Orientation are excluded.

Language requirement: **A pass at level 5** (59-60%) in the language of instruction on either the Home or First Additional Language level.

**ML.2.7.4 Duration of the Programme**

Candidates must be registered for a minimum period of eight semesters of study.

**ML.2.7.5 Professional Registration**

Candidates who will be seeking admission to the professions are advised to consult the relevant statutes.

**ML.2.7.6 Degree Requirements**

To be awarded the degree candidates must successfully complete the modules which comprise the degree and be credited with a minimum of 564 credit points.

**ML.2.7.7 List of modules (new curriculum 2013)**

Module code	Descriptive Name	Pre Requisites	Credits
<b>Compulsory Modules ( Credits)</b>			
<b>1<sup>st</sup> Year Modules</b>			
AGLE 111	Introduction to Academic Literacy		12
IURI 111	Law of Persons		12
IURI 171	Introduction to Law		8
IURI 172	History of South African Law		8
IURI 173	Family Law		8
IURI 174	Language Skills in Legal Context		8
<b>2<sup>nd</sup> Semester</b>			
AGLE 121	Academic Literacy		12
IURI 121	Indigenous Law		12
IURI 171	Introduction to Law		8
IURI 172	History of South African Law		8
IURI 173	Family Law		8
IURI 174	Language Skills in Legal Context		8
<b>2<sup>nd</sup> Year Modules</b>			
<b>1<sup>st</sup> Semester</b>			
IURI 211	Criminal Law: General Principles		12
IURI 212	Constitutional Law		12

IURI 213	Legal Interpretation		12
IURI 271	Criminal Procedure		8
IURI 272	Law of Property		8
IURI 273	Law of Delict		8
IURI 274	Language Skills in Legal Context II		8
<b>2<sup>nd</sup> Semester</b>			
IURI 221	Criminal Law: Specific Crimes		12
IURI 222	Labour Law		12
IURI 223	Fundamental Rights		12
IURI 271	Criminal Procedure		8
IURI 272	Law of Property		8
IURI 273	Law of Delict		8
IURI 274	Language Skills in Legal Context II		8
<b>3rd Year Modules</b>			
<b>1<sup>st</sup> Semester</b>			
IURI 311	Entrepreneurial Law		12
IURI 312	Administrative Law		12
IURI 371	Law of Evidence		8
IURI 372	Public International Law		8
IURI 373	Principles of Contract		8
IURI 374	Succession and Administration of Estates		8
IURI 375	Language Skills in Legal Context III		12
<b>2<sup>nd</sup> Semester</b>			
IURI 321	Civil Procedure in the Magistrate's Court		12
IURI 322	Law of Insolvency		12
IURI 371	Law of Evidence		8
IURI 372	Public International Law		8
IURI 373	Principles of Contract		8
IURI 374	Succession and Administration of Estates		8
IURI 375	Language Skills in Legal Context III		12
<b>4th Year Modules</b>			
<b>1<sup>st</sup> Semester</b>			
IURI 411	Civil Procedure in the Higher Court / Courts		12
IURI 412	Introduction to Jurisprudence		12
IURI 413	Specific Contracts		12
IURI 414	Legal Practice		12
ABCD 411	Elective Module		12
ABCD 412	Elective Module		12
ABCD 413	Elective Module		12
IURI 471	Research Project		6

<b>2<sup>nd</sup> Semester</b>			
IURI 421	Banking Law		8
IURI 422	Legal Practice		8
IURI 423	Jurisprudence and Ethics		8
ABCD 421	Elective Module		8
ABCD 422	Elective Module		8
ABCD 423	Elective Module		8
IURI 471	Research Project		8
<b>Elective Modules 4<sup>th</sup> Year Mafikeng (ABCD411 / ABCD412 / ABCD413 / ABCD421 / ABCD 422 / ABCD 423)</b>			
<b>1<sup>st</sup> Semester</b>			
ACCS 111	Financial Accounting (Special)		12
IUE 411	Environmental Law		12
IURE 412	Moot Court		12
IURE 413	Alternative Dispute Resolution		12
IURE 414	Tax Law		12
IURM 411	Advanced Obligations		12
IURM 412	Street Law		12
IURM 413	Forensic Medicine		12
<b>2<sup>nd</sup> Semester</b>			
ACCS 121	Financial Accounting		12
IURE 421	Private International Law		12
IURE 422	Intellectual Property Law		12
IURM 421	International Economic Law		12
IURM 422	Street Law		12
IURM 423	Law of Trusts		12
IURM 424	Law of Punishment		12
IURM 425	Comparative Law		12

## Compilation of Curriculum R411M

LEVEL 1		LEVEL 2		LEVEL 3		LEVEL 4	
FIRST SEMESTER		FIRST SEMESTER		FIRST SEMESTER		FIRST SEMESTER	
Code	Cr	Code	Cr	Code	Cr	Code	Cr
AGLE 111	12	IURI 211	12	IURI 311	12	IURI 411	12
IURI 111	12	IURI 212	12	IURI 312	12	IURI 412	12
IURI 171	8	IURI 213	12	IURI 371	8	IURI 413	12
IURI 172	8	IURI 271	8	IURI 372	8	IURI 414	12
IURI 173	8	IURI 272	8	IURI 373	8	ABCD 411	12
IURI 174	8	IURI 273	8	IURI 374	8	ABCD 412	12
		IURI 274	8	IURI 375	12	ABCD 413	12
						IURI 471	6
<b>Total 1st Semester</b>	<b>56</b>	<b>Total 1st Semester</b>	<b>68</b>	<b>Total 1st Semester</b>	<b>68</b>	<b>Total 1st Semester</b>	<b>90</b>
LEVEL 1		LEVEL 2		LEVEL 3		LEVEL 4	
SECOND SEMESTER		SECOND SEMESTER		SECOND SEMESTER		SECOND SEMESTER	
Code	Cr	Code	Cr	Code	Cr	Code	Cr
AGLE 121	12	IURI 221	12	IURI 321	12	IURI 422	12
IURI 121	12	IURI 222	12	IURI 322	12	IURI 421	12
IURI 171	8	IURI 223	12	IURI 371	8	IURI 423	12
IURI 172	8	IURI 271	8	IURI 372	8	ABCD 421	12
IURI 173	8	IURI 272	8	IURI 373	8	ABCD 422	12
IURI 174	8	IURI 273	8	IURI 374	8	ABCD 423	12
		IURI 274	8	IURI 375	12	IURI 471	6
<b>Total 2nd Semester</b>	<b>56</b>	<b>Total 2nd Semester</b>	<b>68</b>	<b>Total 2nd Semester</b>	<b>68</b>	<b>Total 2nd Semester</b>	<b>78</b>
<b>Total 1</b>	<b>112</b>	<b>Total 2</b>	<b>136</b>	<b>Total 3</b>	<b>136</b>	<b>Total 4</b>	<b>168</b>
<b>TOTAL CREDITS FOR THE PROGRAMME</b> ABCD in these tables refers to elective modules							<b>552</b>

## **ML.2.8 BACCALAUREUS LEGUM (LLB) PIPELINE**

This curriculum is substantially aligned with the LLB programme offered on the Potchefstroom Campus of the North West University. Students who register at NWU (Mafikeng) for the first time in 2007 will follow this new curriculum.

### **ML.2.8.1 Purpose of the Degree**

To provide learners with the knowledge and skills necessary:

1. to enter the legal professions;
2. to enter the public judicial service; and
3. to become legal advisers in the public and private sectors.

### **ML.2.8.2 General Outcomes of the Programme**

At the conclusion of the programme, learners should:

1. understand the nature of legal institutions, rules, concepts and principles and be able to locate them within their historical, socio-economic and political contexts;
2. be able to manipulate legal research tools to find and research the law and apply the law creatively to legal problems;
3. demonstrate competence in oral and written legal argument;
4. be able to work effectively as individuals and as part of a group in addressing legal issues and simulated and real legal problems;
5. developed legal research skills to enable them to undertake postgraduate study in law;
6. be aware of the ethical responsibilities of lawyers to the courts and society in general;
7. have developed a commitment to justice and the promotion of human rights.

### **ML.2.8.3 Admission Requirements**

Candidates for the degree of Baccalaureus Legum must satisfy the requirements of General Rule A 5.1. In addition, candidates may be selected on the basis of criteria established by the Faculty Board.

### **ML.2.8.4 Duration of the Programme**

Candidates must be registered for a minimum period of eight semesters of study.

**ML.2.8.5 Professional Registration**

Candidates who will be seeking admission to the professions are advised to consult the relevant statutes.

**ML.2.8.6 Degree Requirements**

To be awarded the degree candidates must successfully complete the modules which comprise the degree and be credited with a minimum of 564 credit points.

**ML.2.8.7 List of modules**

Module code	Descriptive Name	Pre Requisites	Credits
<b>Compulsory Modules ( Credits)</b>			
<b>1<sup>st</sup> Year Modules</b>			
JURI 111	Introduction to law		12
JURI 113	History of Law		12
JURI 114	Law of Persons & Juristic Person		12
JURI 121	Indigenous Law		12
JURI 122	Legal Skills		12
JURI 123	Contemporary Foundations of SA Law		12
JURI 124	Law of Succession		12
<b>2<sup>nd</sup> Year Modules</b>			
JURI 211	General Principles of Criminal Law		12
JURI 213	Law of Criminal Procedure		12
JURI 214	Constitutional Law		12
JURI 215	Entrepreneurial Law		12
JURI 216	Family Law		12
JURI 217	Interpretation of Statutes		12
JURI 221	Criminal Law: Specific Crimes		12
JURI 223	Criminal Procedure		12
JURI 224	Labour Law		12
JURI 225	Law of Delict		12
JURI 226	Law of Property		12
<b>3rd Year Modules</b>			
JURI 311	Civil Procedure in the Magistrate's Court		12
JURI 313	Introduction to Jurisprudence		12
JURI 314	Law of Evidence		12
JURI 315	Law of Contract		12
JURI 316	Public International Law		12
JURI 321	Administrative Law		12
JURI 323	Civil Procedure in the Higher Courts		12
JURI 324	Fundamental Rights		12
JURI 325	Law of Evidence		12

JURI 326	Law of Insolvency		12
JURI 327	Specific Contracts		12
<b>4th Year Modules</b>			
JURI 411	Law of Negotiable Instruments and Electronic Commerce		12
JURI 412	Legal Practice and Clinical Law		8
JURI 317	Research Methodology		8
JURI 414	Road Accident Compensation and Insurance Law		12
JURI 415	Law of Damages		12
JURI 421	Administration of Estates		12
JURI 422	Legal Practice and Clinical Law		8
JURI 423	Enrichment and Estoppel		12
JURI 424	Jurisprudence		12
JURI 425	Mini-Dissertation		12
<b>Modules: Year 1: (Compulsory)</b>			
AGLE111	Introduction to Academic Literacy		12
ENLL 111	Introduction to Literary Genres		12
AGLE121	Academic Literacy		12
ENLL 121	Introduction to Literary Genres II and grammatical analysis		12
<b>Elective as offered subject to availability of Students and Capacity)</b>			
<b>Electives Modules: Year 3</b>			
JURE 311	Alternative Dispute Resolution		12
JURM 311	Comparative Law		12
JURM 321	Law of Punishment		12
JURE 323	Tax Law		12
<b>Electives Modules: Year 4</b>			
ACCS 111	Financial Accounting		12
JURM 411	Advanced Obligations		12
<i>JURM 412</i>	<i>Street Law</i>		12
JURM 413	Forensic Medicine		12
JURE 411	Environmental Law		12
JURE 412	Moot Court		12
JURE 414	Intellectual Property Law		12
JURM 421	International Economic Law		12
<i>JURM 422</i>	<i>Street Law</i>		12
JURM 423	Law of Trusts		12
JURE 421	Private International Law		12
ACCS 121	Financial accounting		12



**CURRICULUM R410M (607 107)**

**COMPILATION OF CURRICULUM R410M**

Year Level 1		Year Level 2		Year Level 3		Year Level 4	
First semester		First semester		First semester		First Semester	
Module code	Cr	Module Code	Cr	Module Code	Cr	Module Code	Cr
JURI 111	12	JURI 211	12	JURI 311	12	JURI 411	12
JURI 113	12	JURI 213	12	JURI 313	12	JURI 412	12
JURI 114	12	JURI 214	12	JURI 314	12	JURI 317	8
AGLE 111	12	JURI 215	12	JURI 315	12	JURI 414	12
ENLL 111	12	JURI 216	12	JURI 316	12	JURI 415	12
		JURI 217	12	Elective module	12	Elective module Elective module	12 12
Total 1 <sup>st</sup> Semester	60	Total 1 <sup>st</sup> Semester	72	Total 1 <sup>st</sup> Semester	72	Total 1 <sup>st</sup> Semester	84
Year Level 1		Year Level 2		Year Level 3		Year Level 4	
Second semester	Cr	Second semester	Cr	Second semester	Cr	Second semester	Cr
JURI 121	12	JURI 221	12	JURI 321	12	JURI 421	12
JURI 122	12	JURI 223	12	JURI 323	12	JURI 422	12
JURI 123	12	JURI 224	12	JURI 324	12	JURI 423	12
JURI 124	12	JURI 225	12	JURI 325	12	JURI 424	12
AGLE121	12	JURI 226	12	JURI 326	12	JURI 425	12
ENLL 111	12			JURI 327	12	Elective module	12
				Elective module	12		
Total 2 <sup>nd</sup> Semester	72	Total 2 <sup>nd</sup> Semester	60	Total 2 <sup>nd</sup> Semester	84	Total 2 <sup>nd</sup> Semester	72
Total Year 1	132	Total Year 2	132	Total Year 3	156	Total Year 4	144

## **ML.2.9 MASTER OF LAWS (LLM)**

### **BY COURSEWORK AND MINOR DISSERTATION - GENERAL**

#### **ML.2.9.1 Purpose of the Degree**

1. To provide graduates in law with advanced study in selected areas of the law.
2. To provide graduates in law with enhanced employment opportunities in the public and private legal employment sectors.
3. To provide graduates in law with research skills to undertake more advanced research study in law.

#### **ML.2.9.2 General Outcomes of the Degree Programme**

At the conclusion of the programme, learners should

- 1 have applied competence in one or more areas of legal studies;
- 2 have mature understanding of the nature and inter-relationship of law and society;
- 3 be able to work effectively as individuals and as part of a group in creatively addressing complex legal issues;
- 4 demonstrate competence in legal research;
- 5 develop a commitment to justice and the promotion of human rights within the legal system.

#### **ML.2.9.3 Admission Requirements**

A person may be considered for admission as a candidate for the degree of Master of Laws if:

- He/she has a Bachelor of Laws degree of the University or an equivalent degree of another University or Institution recognised by the Senate **provided** that the candidate has obtained an aggregate of at least 60% of the marks in all the final year modules comprising the specific Bachelor of Law programme, or
- He/she has in any other manner attained a level of competence which, in the opinion of Senate, on the recommendation of the Faculty after satisfying itself through an **aptitude test**, is adequate for the purpose of admission.

#### **ML.2.9.4 Degree Requirements**

A candidate must undertake advanced study in four approved courses and complete a mini-dissertation under the guidance of a supervisor appointed by Senate on the

recommendation of the faculty.

**ML.2.9.5 Examination**

The examination will consist of written papers in the approved courses and a minor dissertation of not more than 20,000 words on a subject approved by Senate on the recommendation of the faculty.

**ML.2.9.6 Date for Submission of Minor Dissertation**

The mini-dissertation must be submitted on the date determined annually by the Senate.

**ML.2.9.7 The Mini-Dissertation**

The mini-dissertation must meet the prescribed requirements as contained in the Faculty Research Guidelines pertaining to the LLM Programme and the university's manual for graduate students.

**ML.2.9.8 Duration of the Programme**

The Master of Laws degree may be awarded after a minimum of two semesters of full-time study or four semesters of part-time study.

**ML.2.9.9 List of Modules**

<b>Code</b>	<b>Module Title</b>	<b>Cr</b>	<b>Code</b>	<b>Module Title</b>	<b>Cr</b>
CPLM 811	Issues in Criminal Justice and Medical Jurisprudence	20	CPLM 821	Procedural Issues in Criminal Law	20
PVLM 811	Family Law in African Systems (Property)	20	PVLM 821	Family Law in African Systems (Contemporary Issues)	20
PVLM812	Indigenous Law of Succession	20	PVLM 822	Indigenous Land Tenure	20
PPLM811	Origins and Structure of Southern African Legal Systems	20	PPLM 821	Legal Education and the Legal Profession in Southern Africa	20
PPLM812	Jurisprudential Approaches in Southern Africa	20	PPLM 822	Interdisciplinary Legal Studies in Southern Africa	20
PPLM813	Constitutional and Human Rights Law	20	PPLM 823	Administrative Law	20

CPLM873	LLM Dissertation	100			
PVLM873	LLM Dissertation	100	PPLM 824	Public International Law	20
PPLM873	LLM Dissertation	100			

#### ML.2.9.10

#### Compilation of Curriculum R801M (604 106)

Year One					
Semester One			Semester Two		
Two elective modules from the list above	40		Two elective modules from the list above	40	
The compulsory research module	100				
Total		140	Total		40
Year Total					180

#### ML.2.10

#### MASTER OF LAWS

#### IN LABOUR LAW BY COURSEWORK AND A MINOR DISSERTATION – 604 105

#### ML.2.10.1

#### Programme Purpose

The LLM Programme aims to provide an academic deepening and broadening of professional experience for outstanding law graduates from Southern Africa. It serves as an academic qualification for careers in the areas of labour law providing students with theoretical and practical knowledge of individual labour law, collective bargaining and dispute resolution, international and comparative labour law, social security and occupational health. With regard to its field of study, it intends to bridge the gap between academia and practice.

#### Programme outcomes:

On completion of this programme the student should be able to demonstrate

- a comprehensive and systematic knowledge base in Labour Law and the ability to apply the knowledge;

- a coherent and critical understanding of the methodology of Labour Law so as to rigorously critique and evaluate current research in this field, participate in scholarly debates and research relating to theory and practice;
- the ability to use advanced information-retrieval and processing skills to identify, critically analyze and synthesize information relevant to complex and/or real-world problems, cases and issues in the field of Labour Law, debating solutions from theoretical and research perspectives published in current literature and presenting the information to specialist and non-specialist audiences using IT effectively; and
- the ability to critically evaluate and apply the ethics, values, rules, norms and regulations pertaining to Labour Law encapsulated in national and international instruments, as well as in its historical, socio-economic and political contexts.

#### **ML.2.10.2 Admission Requirements**

A person may be considered for admission as a candidate for the degree of Master of Laws if:

- He/she has a Bachelor of Laws degree of the University or an equivalent degree of another University or Institution recognised by the Senate **provided** that the candidate has obtained an aggregate of at least 60% of the marks in all the final year modules comprising the specific Bachelor of Law programme, or
- He/she has in any other manner attained a level of competence which, in the opinion of Senate, on the recommendation of the Faculty after satisfying itself through an **aptitude test**, is adequate for the purpose of admission.

#### **ML.2.10.3 Examination**

The examination will consist of written papers in the approved courses and a mini-dissertation of not more than 20,000 words on a subject approved by Senate.

#### **ML.2.10.4 Date for Submission of Minor Dissertation**

The mini-dissertation must be submitted on the date determined annually by the Senate.

**ML.2.10.5 The Mini-Dissertation**

The mini-dissertation must meet the prescribed requirements as contained in the Faculty Research Guidelines and manual for graduate students pertaining to the LLM Programme.

**ML.2.10.6 Duration of the Programme**

The Master of Laws (Labour Law) degree is offered part-time only. Students may be awarded the degree after a minimum of two semesters of study.

**ML.2.10.7 List of Modules****Compilation of Curriculum R810M - LLM IN LABOUR LAW**

<b>Code</b>	<b>Module Name</b>	<b>Cr</b>
LMLL811	Individual Labour Law	20
LMLL812	Collective Labour Law and Dispute Resolution	20
LMLL873	Dissertation	100
LMLL821	Public International and Comparative Labour Law	20
LMLL822	Social Security and Occupational Health and Safety	20
<b>Total Credits</b>		<b>180</b>

**ML.2.11 MASTER OF LAWS (LLM) BY DISSERTATION – 604 104****ML.2.11.1 Purpose of the Degree**

1. To provide advanced study in a specialised area of the law for law graduates.
2. To provide graduates in law with enhanced employment opportunities in the public and private legal employment sectors.
3. To provide graduates in law with the research skills necessary to undertake doctoral research in law.

**ML.2.11.2 General Outcomes of the Degree Programme**

On completion of this programme the student should be able to demonstrate

- A comprehensive and systematic knowledge base in a specific field of study and the ability to apply the knowledge;

- A coherent and critical understanding of the methodology of the specific field of study so as to rigorously critique and evaluate current research in this field, participate in scholarly debates and research relating to theory and practice;
- An ability to use advanced information-retrieval and processing skills to identify, critically analyze and synthesize information relevant to complex and/or real-world problems, cases and issues in the field of the specific field of study where applicable, debating solutions from theoretical and research perspectives published in current literature and presenting the information to specialist and non-specialist audiences using IT effectively; and
- The ability to critically evaluate and apply the ethics, values, rules, norms and regulations pertaining to the specific field of study.

#### **ML.2.11.3 Admission Requirements**

A person may be considered for admission as a candidate for the degree of Master of Laws if:

- He/she has a Bachelor of Laws degree of the University or an equivalent degree of another University or Institution recognised by the Senate **provided** that the candidate has obtained an aggregate of at least 60% of the marks in all the final year modules comprising the specific Bachelor of Law programme, or
- He/she has in any other manner attained a level of competence which, in the opinion of Senate, on the recommendation of the Faculty after satisfying itself through an **aptitude test**, is adequate for the purpose of admission.

#### **ML.2.11.4 Duration of the Programme**

The Master of Laws degree may be awarded after a minimum of two semesters of full-time study or four semesters of part-time study

#### **ML.2.11.5 Degree Requirements**

The presentation of a dissertation in accordance with the General Academic Rules.

**ML.2.11.6 List of Modules**

CPLM 871	LLM Dissertation in Criminal & Procedural Law	R806M	180
MCLM 871	LLM Dissertation in Mercantile Law	R807M	180
PPLM 871	LLM Dissertation in Public Law & Legal Philosophy	R808M	180
PVLM 871	LLM Dissertation in Private & Customary Law	R809M	180

**ML.2.12 DOCTOR OF LAWS – 605 104**

The degrees of Doctor of Laws may be obtained:-  
After acceptance of a thesis, completed under a supervisor appointed by Senate, which must constitute a substantial contribution to knowledge in a chosen legal subject, or an advance on the current treatment of this subject, embodying only the original work of the candidate with such acknowledged extracts from the work of others as may be pertinent.

**ML.2.12.1 Purpose of the Degree**

1. To provide advanced study in a specialised area of the law for law graduates.
2. To provide graduates in law with enhanced employment opportunities in the public and private legal employment sectors.
3. To provide graduates in law with advanced legal research skills.

**ML.2.12.2 General Outcomes of the Degree Programme**

At the conclusion of the programme, candidates should:

1. demonstrate a mature understanding of one field or inter-related fields of legal studies;
2. demonstrate ability in the use of legal research tools;
3. demonstrate an independent competence in legal research;
4. demonstrate a creative approach to the solution of complex dogmatic legal issues;



5. demonstrate an understanding of the structural relationship between law and society;
6. demonstrate an original contribution to the existing body of knowledge.

#### **ML.2.12.3 Admission Requirements**

To be admitted to the Degree of Doctor of Laws, the candidate shall be the holder of at least an LLM degree or an equivalent degree of another University recognised by Senate for this purpose; or he/she has in any other manner attained a level of competence which, in the opinion of Senate, on the recommendation of the Faculty of Law, is adequate for the purposes of admission as a candidate for the degree.

An applicant for registration must give evidence of his/her attainments and education and complete such preliminary work as Senate may require, and must satisfy Senate as to the suitability of his/her subject.

#### **ML.2.12.4 Duration of the Programme**

Except with the permission of Senate a candidate must be registered for a minimum of four semesters.

#### **ML.2.12.5 Degree Requirements**

The presentation of a thesis in accordance with the General Academic Rules

#### **ML.2.12.6 List of Modules**

CPLM971	LLD Dissertation in Criminal and Procedural Law	R902M	360
MCLM971	LLD Dissertation in Mercantile Law	R903M	360
PPLM971	LLD Thesis in Public law and Legal Philosophy	R904M	360
PVLM971	LLD Thesis in Private and Customary Law	R905M	360

## Module Outcomes New Curriculum 2013

<b>Module code: IURI 171</b>	<b>Credits:16</b>	<b>NQF level: 5</b>
Module name: Introduction to Law		
Module outcomes: After completion of this module Introduction to Law and Legal Skills, the student will demonstrate the following: <ul style="list-style-type: none"> <li>• knowledge and informed understanding of the concept of the law in general; perspectives on law legal terminology; legal processes; sources of South African law; classification of South African law; court structures; constitutional developments; the solving of legal problems; as well as the retrieval and utilisation of legal sources during basic research activities;</li> <li>• the range of skills necessary to be able to study and practice law in the South African, regional and international contexts;</li> <li>• ability to select, implement and manage standard legal information, sources, processes and principles, as well as a hybrid of legal skills, to solve basic integrated real-life and/or hypothetical legal problems in the South African context with specific reference to social justice, human rights, citizenship and professional conduct, through the use of effective study, reading, writing, verbal communication, numeracy and critical thinking skills</li> <li>• Basic research skills such as gathering, verifying, analysing and summarising legal information from various sources of law; as well as the ability to communicate research findings, verbally and in writing, via different technologies and media, in an accurate and coherent manner, with understanding of copyright protection and rules on plagiarism;</li> <li>• ability to operate as part of a group and make appropriate contributions through the use of multiple standard legal skills to successfully complete tasks and projects, taking co-responsibility for learning progress and realisation of collective objectives; and</li> <li>• monitor and reflect on own learning progress and implement relevant learning strategies to improve learning and to lay the foundation for further study of law and lifelong application and development of skills.</li> </ul>		
Assessment methods:		
<b>Assessment plan</b>	<b>Assessment criteria</b>	
<b>Module code: IURI 172</b>	<b>Credits:16</b>	<b>NQF level: 5</b>
Module name: History of South African Law		
Module outcomes: After completion of the History of South African Law module, the student will demonstrate the following: <ul style="list-style-type: none"> <li>• knowledge and informed understanding of a) the external and internal foundations of South African Law b) the different sources of knowledge relevant to the field of South African Law and c) the manner in which knowledge developed and evolved in this field;</li> <li>• ability to select, plan, implement and manage standard rules and methods to solve relevant problems within the field of the internal foundations of South African Law;</li> <li>• ability to distinguish and solve routine discipline-related problems in familiar contexts;</li> <li>• basic research skills such as gathering and verifying information from various</li> </ul>		

<p>sources, analysis and summary of key legal aspects; as well as the ability to communicate findings, verbally or in writing, via different technologies and media, in an accurate and coherent manner, with understanding of copyright and rules on plagiarism;</p> <ul style="list-style-type: none"> <li>the ability to operate as part of a group and make appropriate contributions to successfully complete a task, taking co-responsibility for learning progress and outcome realization of the group; and</li> <li>monitor own learning progress, implement relevant learning strategies to improve learning, and manage resources effectively to successfully realize task outcomes.</li> </ul>		
Assessment methods:		
<b>Assessment plan</b>	<b>Assessment criteria</b>	
<b>Module code: IURI 173</b>	<b>Credits:16</b>	<b>NQF level: 5</b>
Module name: Family Law		
<p>Module outcomes:</p> <p>After completion of the Family Law module, the student will demonstrate the following:</p> <ul style="list-style-type: none"> <li>informed and systematic knowledge and coherent understanding of, as well as an ability to correctly apply the principles of family law, with special reference to: <ul style="list-style-type: none"> <li>the legal requirements for marriage</li> <li>the invariable consequences of marriage</li> <li>the variable consequences of marriage</li> <li>legal prescripts relating to divorce and the personal and patrimonial consequences of divorce</li> <li>the parent-child relationship</li> </ul> </li> <li>an ability to apply knowledge to the analysis of given sets of facts and the formulation of solutions or adaptations to solutions, individually or in groups.</li> <li>an ability to select, evaluate and formulate legal arguments and apply acquired knowledge to practical family-law problems;</li> <li>an ability to analyse any selected set of facts, extract the concepts and critically evaluate legal material (the Constitution, legislation, case law and academic opinion) relating to family law; and</li> <li>an ability to present written and/or oral arguments, either individually or in a group, on the concepts, and principles of family law so as to demonstrate an understanding of the relevant legal debates involving the family and children.</li> </ul>		
Assessment methods:		
<b>Assessment plan</b>	<b>Assessment criteria</b>	
<b>Module code: IURI 174</b>	<b>Credits:16</b>	<b>NQF level: 5</b>
Module name: Language skills in Legal Context I		
<p><b>Module Outcomes</b></p> <p>After the completion of the Language Skills in Legal Context, the student will demonstrate:</p> <ul style="list-style-type: none"> <li>Knowledge and informed understanding of, and the ability to apply grammatical structures in English within legal contexts.</li> <li>An extensive English vocabulary pertaining to the legal environment and different styles and reading skills applicable to the legal profession.</li> <li>The ability to select and apply a hybrid of reading comprehension skills in</li> </ul>		

distinguishing, analysing, interpreting and critically evaluating different texts, thereby demonstrating critical language awareness.

- The ability to clearly and logically communicate about and/or critically argue a legal issue, question or problem in writing in accordance with the Faculty's style requirements in an accurate, effective and coherent manner, with understanding of the rules of plagiarism.
- The ability to operate as part of a group and make appropriate contributions through the use of multiple legal and language skills to successfully complete writing and other communication tasks and projects, taking co-responsibility for the acquisition of language skills and realisation of collective objectives.
- The ability to monitor and reflect on own learning progress, acquisition of different language skills and use of relevant learning strategies and reading to improve the ability to communicate verbally and in writing and to lay the foundation for the practice of the law and life-long application and development of language skills.
- That they comprehend and synthesise the reasoning and the rules contained in legal documents and apply them in a variety of contexts.

Assessment methods:

Assessment plan	Assessment criteria
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## LEVEL 2

<b>Module code: IURI 211</b>	<b>Credits:12</b>	<b>NQF level: 6</b>
Module name: Criminal Law : General Principles		
Module outcomes:		
On completion of this module you should be able to demonstrate:		
<ul style="list-style-type: none"> <li>• detailed knowledge and understanding of the general principles of Criminal Law with specific reference to: <ul style="list-style-type: none"> <li>the place of Criminal Law in the legal system;</li> <li>the history and sources of Criminal Law;</li> <li>theories of punishment;</li> <li>the general elements of a crime;</li> <li>participation in crime;</li> <li>attempt, conspiracy and incitement; as well as understanding of how this knowledge is relevant within the different fields of Criminal Law.</li> </ul> </li> <li>• understanding of the origin and development of knowledge and critical understanding of schools of thought and forms of explanations used in the fields of Criminal Law;</li> <li>• problem solving skills through critical analysis, information retrieval, evaluation of gathered information and the formulation and presentation of possible solutions of well-defined but unfamiliar law-related problems;</li> <li>• ability to communicate information in written and verbal format, in a coherent manner, befitting this level of study and the acceptable in-house writing style, by</li> </ul>		

means of appropriate technologies, in an ethically sound and value-driven manner; the ability to act as a group member and a group leader and contribute appropriate information/skills to successfully complete a project, measuring the success of the task completion against given criteria, taking co-responsibility for learning progress and outcome realization of the group in the different fields of Criminal Law.		
<b>Module code: IURI 212</b>	<b>Credits:12</b>	<b>NQF level: 6</b>
Module name: Constitutional Law		
Module outcomes: On the successful completion of this module, the student should demonstrate: <ul style="list-style-type: none"> <li>• detailed knowledge and informed understanding of facts, principles and theories related to the field of Public Law, and understanding of its relevance to the practice of law in general and Constitutional Law in particular;</li> <li>• understanding of the origin and development of knowledge within the field of Constitutional Law, and critical understanding of different approaches and practices in the production of such knowledge and why this is relevant to current Constitutional Law practices;</li> <li>• ability to identify, analyse and solve fundamental problems in an unfamiliar context of Constitutional Law, by gathering evidence and applying logical solutions while providing theoretical proof of the appropriateness of such solutions;</li> <li>• awareness and understanding of the ethical implications of decisions, actions and practices specifically relevant to the field of Constitutional Law;</li> <li>• ability to present and communicate complex interpretations of legal issues related to the field of Constitutional Law in accurate and coherent written and verbal format, with understanding of and respect for intellectual property conventions, copyright and rules of plagiarism;</li> <li>• the ability to contribute valuable and appropriate information or skill towards the successful completion of a project related to the practice of Constitutional Law, and to act as a group leader during certain stages of project completion, measuring the success of the group's task completion against given criteria, taking co-responsibility for learning progress and outcome realization of the group; and</li> <li>• an ability to monitor own learning progress and apply relevant reasoning and interpretative strategies when mastering legal content in known and new resources to successfully realize all outcomes of the module Constitutional Law.</li> </ul>		
Assessment methods:		
<b>Assessment plan</b>	<b>Assessment criteria</b>	
<b>Module code: IURI 213</b>	<b>Credits:12</b>	<b>NQF level: 6</b>
Module name: Legal interpretation		
Module outcomes: After completion of legal interpretation, the student will demonstrate the following: <ul style="list-style-type: none"> <li>• detailed knowledge and understanding of the place, role, authority and status of legislation, common law and customary law as sources of law under a supreme constitution;</li> <li>• detailed knowledge and understanding of the concepts, theories, methods, strategies and approaches relevant to the field of statutory interpretation and constitutional interpretation;</li> <li>• understanding of the ethical implications of judicial approaches to legal interpretation;</li> </ul>		

<ul style="list-style-type: none"> <li>discipline-specific methods and techniques of scientific enquiry and information gathering on legal interpretation from legislation, case law, policy documents and other relevant discipline-related sources, analyse, evaluate and synthesize the information and apply your conclusions/research to a given context in the field of legal interpretation;</li> <li>accurate and coherent written and verbal communication of assignments related to the mastering of interpretative legal skills, either individually or within group context, with understanding of and respect for intellectual property conventions, copyright and rules on plagiarism; and</li> <li>an ability to monitor own mastery of legal interpretation skills and use of appropriate resources to ensure successful realization of the outcomes of this module.</li> </ul>			
Assessment methods:			
<b>Assessment plan</b>		<b>Assessment criteria</b>	
		The outcomes have been reached when the student can	
<b>Module code: IURI 221</b>		<b>Credits:12</b>	<b>NQF level: 6</b>
Module name: Criminal Law: Specific Crimes			
Module outcomes:			
On completion of this module, the student will demonstrate:			
<ul style="list-style-type: none"> <li>detailed knowledge and understanding of Criminal law with special reference to the principles governing a selection of specific crimes against the state, personal and bodily freedom or integrity, and crimes against property;</li> <li>correct application of terminology specific to Criminal law and the in-house style of communication, in written and verbal presentations by means of appropriate technologies, incorporating ethically sound and value-based arguments;</li> <li>skill in the analysis of crimes, in terms of common or statutory Criminal law. and selection and application of the relevant statutory and common law rules and principles in which the state may convict and punish perpetrators for the unlawful, blameworthy acts or omissions that constitute specific crimes in context, in sets of fact;</li> <li>problem solving skills by analysing sets of facts and formulating solutions with reference to applicable case law and legislative provisions in the practice of Criminal Law; and</li> <li>participation in group discussions or projects to solve pertinent problems pertaining to the field of specific crimes, taking into account ethics and sound values.</li> </ul>			
<b>Module code: IURI 222</b>		<b>Credits:12</b>	<b>NQF level: 6</b>
Module name: Labour Law			
Module outcomes:			
After completion of the Labour Law module the student should demonstrate:			
<ul style="list-style-type: none"> <li>a detailed knowledge and understanding of the principles of Labour Law and related concepts or rules/principles pertaining to governing the contract of employment, procedures required by legislative provisions, the individual and collective labour relationships and influence of the Constitution on this field of study;</li> <li>an understanding of the origin and historical development of knowledge within the field of Labour Law, and critical understanding of different schools of thought and concepts within the field of Labour Law and its relevance to the practice of Labour Law today;</li> </ul>			

<ul style="list-style-type: none"> <li>ability to select, evaluate and apply legal principles to solve fundamental problems in a defined environment in the field of Labour Law;</li> <li>ability to distinguish and solve labour-related problems in unfamiliar contexts and to provide solutions to support progress in the practice of Labour Law, understanding the ethical implications of decisions, actions and practices specifically relevant to this field of practice;</li> <li>discipline-specific methods and techniques of scientific enquiry from relevant sources, leading to evaluation and synthesis of relevant information and logical conclusions and recommendations in a given context in the field of Labour Law; and</li> <li>individually or as member of a group and via applicable media, present information and legal arguments in an accurate and coherent written and verbal format with understanding of and respect for intellectual property conventions, copyright and rules on plagiarism.</li> </ul>			
Assessment methods:			
<b>Assessment plan</b>		<b>Assessment criteria</b>	
		The outcomes have been reached when the student can	
<b>Module code: IURI 223</b>		<b>Credits:12</b>	<b>NQF level: 6</b>
Module name: Fundamental Rights			
Module outcomes: After completion of Fundamental Rights students should demonstrate <ul style="list-style-type: none"> <li>detailed knowledge and an understanding of key terms, concepts, principles, rules and theories relevant to the fields of international human rights and South African fundamental rights respectively, and an understanding of how that knowledge and different theories regarding fundamental rights have evolved over time to inform legal practice as we know it today;</li> <li>the ability to distinguish, analyse and solve South African fundamental rights related problems in unfamiliar contexts and to apply those solutions to support the development of a South African fundamental rights culture while understanding the ethical implications related to the implementation of those solutions in practice;</li> <li>individually and as leader of a group and via applicable technologies, communication of researched and correctly interpreted information in written and verbal format with an understanding of and respect for intellectual property conventions, copyright and rules on plagiarism , the ability to apply effective learning and self-monitoring strategies to manage resources in order to complete assignments pertaining to the field of Fundamental Rights in South African context.</li> </ul>			
Assessment methods:			
<b>Assessment plan</b>		<b>Assessment criteria</b>	
		The outcomes have been reached when the student can	
<b>Module code: IURI 271</b>		<b>Credits:16</b>	<b>NQF level: 6</b>
Module name: Law of Criminal Procedure			
Module outcomes: After completion of the Law of Criminal Procedure module, the student will demonstrate the following:			

<ul style="list-style-type: none"> <li>• detailed knowledge and understanding of, as well as the ability to apply concepts, theories, principles and rules pertaining to the Law of Criminal Procedure to all relevant contexts, and an understanding of how the knowledge of this discipline is applicable within other relevant fields of the law and legal practice;</li> <li>• the ability to select, evaluate and apply with discernment the provisions of the Criminal Procedure Act of 1977, the Child Justice Act of 2008, other legislation, the common law and case law to solve fundamental problems in a defined environment in the field of the Law of Criminal Procedure;</li> <li>• an understanding of the ethical implications of decisions, actions and practices specifically relevant to the preparation for and conduct in a criminal trial;</li> <li>• accurate and coherent written and verbal communication of principles, rules and solutions to problem-solving tasks by means of the preparation and presentation of documents for criminal court proceedings and appeal proceedings, the writing of legal opinions and written answers to evaluations with understanding of and respect for intellectual property conventions, copyright and rules on plagiarism; and</li> <li>• the ability to monitor and evaluate own learning progress against the progress of peers and take responsibility for the finding and use of appropriate legal sources to successfully realize outcomes.</li> </ul>		
Assessment methods:		
<b>Assessment plan</b>	<b>Assessment criteria</b>	
<b>Module code: IURI 272</b>	<b>Credits:16</b>	<b>NQF level: 6</b>
Module name: Law of Property		
Module outcomes: Upon completion of Property Law, the student should demonstrate: <ul style="list-style-type: none"> <li>• detailed knowledge and understanding of the relationship between a person and his/her assets in relation to the nature of the assets and the origin, consequences, constitutional implications and termination of the relationship, and understanding of how that knowledge relates within the different fields in the same disciplines;</li> <li>• ability to select, evaluate and apply with discernment those standard rules and methods relating to the acquisition and protection of ownership, possession, holdership and limited real rights to solve fundamental problems in a defined environment in the field of property law ;</li> <li>• ability to distinguish and solve property-related problems in unfamiliar contexts and to apply the solutions to support progress in the practice of property law;</li> <li>• discipline-specific methods and techniques of scientific enquiry and information gathering on property law and related disciplines of this study year from relevant discipline-related sources, analyse, evaluate and synthesize the information and apply your conclusions/research to a given context in the field of property law;</li> <li>• accurate and coherent written and verbal communication of individual and group tasks and projects with understanding of and respect for intellectual property conventions, copyright and rules on plagiarism</li> </ul>		
Assessment methods:		
<b>Assessment plan</b>	<b>Assessment criteria</b>	
	The outcomes have been reached when the student can	
<b>Module code: IURI 273</b>	<b>Credits:16</b>	<b>NQF level: 6</b>



<b>Module name: Law of Delict</b>			
<b>Module outcomes:</b> After completion of the Law of Delict, the student will demonstrate the following: <ul style="list-style-type: none"> <li>• a detailed knowledge and understanding of the principles of the Law of Delict, circumstances under which delicts and delictual actions arise, the requirements for liability and termination of delictual liability, specific delicts, assessment and quantification of damages and the different legal remedies available within the private law and new constitutional dispensation and understanding of how that knowledge relates within the different fields in the same disciplines;</li> <li>• an understanding of the origin and historical development of knowledge within the field of Law of Delict, and critical understanding of schools of thought and forms of explanations typical within the field of Law of Delict and how these relate to practice;</li> <li>• ability to select, evaluate and apply with discernment those standard methods to distinguish and solve fundamental delictual problems in a defined environment and in unfamiliar contexts, and to provide solutions to support progress in the practice of Law of Delict;</li> <li>• an understanding of the ethical implications of decisions, actions and practices specifically relevant to Law of Delict, with reference to the nature of a delict and its place in the legal system; the distinction between delict, breach of contract and criminal actions; the historical development of delictual liability; and the influence of the constitutional Bill of Rights on the Law of Delict;</li> <li>• discipline-specific methods and techniques of scientific enquiry and information gathering on subject-related topics from relevant discipline-related sources, analyse, evaluate and synthesize the information and apply conclusions/research to a given context in the field of Law of Delict; and</li> </ul>			
<b>Assessment methods:</b>			
<b>Assessment plan</b>		<b>Assessment criteria</b>	
		The outcomes have been reached when the student can	
<b>Module code: IURI 274</b>		<b>Credits:16</b>	<b>NQF level: 6</b>
<b>Module name: Language skills in Legal Context II</b>			
<b>Module outcomes:</b> After completion of Language skills in Legal Context level 6, the student will demonstrate: <ul style="list-style-type: none"> <li>• detailed knowledge and understanding of the theory of effective communication and communication models as applicable in the legal profession;</li> <li>• an ability to conduct research according to selected methodologies and draft (write) logically flowing and coherent legal texts (including essays and legal opinions), meeting professional language (spelling, grammar) and formatting standards;</li> <li>• understanding of the practice of clear and logical verbal communication;</li> <li>• ability to clearly and logically communicate in writing about and/or critically argue a legal issue, question or problem in accordance with the Law Faculty's style requirements via different technologies and media in an accurate, effective and coherent manner, with understanding of the rules on plagiarism;</li> <li>• ability to operate as part of a group and make appropriate contributions through the use of multiple legal and language skills to successfully complete writing and other</li> </ul>			

communication tasks and projects, taking co-responsibility for the mastering of language skills and realisation of collective objectives; • the ability to monitor and reflect on own learning progress, acquisition of different language skills and use of relevant learning strategies and reading to improve the ability to communicate orally and in writing and to lay the foundation for the practice of the law and lifelong application and development of language skills; and • knowledge of and the ability to effectively and correctly use an extensive vocabulary in English and Afrikaans or Tswana (as applicable).	
Assessment methods:	
<b>Assessment plan</b>	<b>Assessment criteria</b>
	The outcomes have been reached when the student can

### LEVEL 3

<b>Module code: IURI 311</b>	<b>Credits:</b>	<b>NQF level: 7</b>
Module name: Entrepreneurial Law		
Module outcomes: After completion of the Entrepreneurial Law module, the student will demonstrate the following: <ul style="list-style-type: none"> <li>• integrated, well-rounded and practice-related knowledge and understanding of, as well as an ability to correctly evaluate and apply the legal principles, concepts and processes governing the law of partnerships, business trusts, close corporations and companies, different areas of specialization within the field of Entrepreneurial Law, and understanding of how that knowledge relates to other fields or practices within other disciplines;</li> <li>• understanding of contested knowledge within the field of Entrepreneurial Law, and critical evaluation of that knowledge and those explanations typical within the field of the entrepreneurial environment against the background of the law of contract in written and oral communication.</li> <li>• ability to select, evaluate and apply a range of different but appropriate rules and scientific methods of enquiry to do focused research and resolve problems that will effect change within the practice of Entrepreneurial Law;</li> <li>• ability to identify, analyse, critically reflect on and address complex Entrepreneurial Law problems and apply evidence-based solutions with theory-driven arguments and its application to different factual situations with reference to the necessary authority;</li> <li>• reflection of all values, ethical conduct and justifiable decision making appropriate to the practice of a real business environment and factual situations, specifically to the conduct of trustees, partners, members and company directors; and</li> <li>• management of a group in an unfamiliar context in order to solve a contextual legal problem, monitoring the progress of the group and taking responsibility for task outcomes and application of appropriate resources to realize task outcomes.</li> </ul>		

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Assessment methods:			
<b>Assessment plan</b>		<b>Assessment criteria</b>	
		The outcomes have been reached when the student can	
<b>Module code: IURI 312</b>		<b>Credits:12</b>	<b>NQF level: 7</b>
Module name: Administrative Law			
Module outcomes:			
After completion of this module, the student will demonstrate:			
<ul style="list-style-type: none"> <li>• A well-rounded and integrated knowledge and a coherent and critical understanding and application of the principles and theories of Administrative Law and how it relates to other fields or practices within other disciplines with special reference to: <ul style="list-style-type: none"> <li>○ the constitutional rights to administrative justice;</li> <li>○ sources of administrative law;</li> <li>○ substantive and procedural Administrative law</li> <li>○ state liability and</li> <li>○ the interaction between Administrative Law and other fields of law;</li> </ul> </li> <li>• the ability to analyse and criticise approaches or problematic Administrative Law issues and offer creative solutions to problematic Administrative Law issues which are based on a value driven system and legal principles;</li> <li>• the ability to identify, analyse and solve unfamiliar complex real-life problems, utilising the knowledge of the field of study and theory-driven arguments to reach evidence-based solutions;</li> <li>• the ability to effectively, efficiently and independently take decisions and justifying them and retrieve information identified as necessary in order to solve a problem or to analyse or evaluate issues or topics in this field of study, both individually and as member of a learning group;</li> <li>• appropriate communications skills required to communicate solutions, recommendations or analysis of legal issues, effectively in writing or verbally, using appropriate IT skills, and with consideration of rules on plagiarism and copyright;</li> <li>• the ability to critically judge the ethical conduct of others within different cultural and social environs and to effect change in conduct where necessary to effect change in the environment of Administrative Law; and</li> <li>• the ability to identify and evaluate own learning strategies, necessary learning resources and legal skills to address professional and ongoing learning needs within the legal profession, as well as the empowerment of others in the same learning environment to master set outcomes.</li> </ul>			
Assessment methods:			
<b>Formative assessment:</b> Two tests and one individual assignment.			
<b>Summative assessment:</b> Examination – 3hrs paper?			
<b>Examination analysis:</b>			
Knowledge (40%)			
Skills and competencies (60%)			
(Application, analysis, critical reflection, information retrieval and integration,			

communication)			
<b>Calculating the final module mark:</b>			
Formative assessment: 50% of final mark			
Summative assessment: 50% of final mark			
<b>Assessment plan</b>		<b>Assessment criteria</b>	
		To determine whether learners have reached these outcomes, they will be assessed on:	
<b>Module code: IURI 321</b>		<b>Credits:12</b>	<b>NQF level: 7</b>
Module name: Law of Civil Procedure in Magistrate's Courts			
Module outcomes: After completion of the Law of Civil Procedure Magistrate's Court, the student will demonstrate the following:			
<ul style="list-style-type: none"> <li>integrated knowledge and understanding of, as well as an ability to correctly evaluate and apply the principles, sections and rules of jurisdiction, <i>locus standi</i>, the various civil proceedings, court documents/pleadings, options available to the litigants, the preparation for a civil trial, the trial procedure and the execution of judgments and understanding of how the Law of Civil Procedure Magistrate's Court relates to other fields or practices within the law;</li> <li>understanding of contested knowledge within the field of the Law of Civil Procedure Magistrate's Court, and critical evaluation of facts and suppositions and those explanations typical within the field of the Law of Civil Procedure Magistrate's Court;</li> <li>ability to select, implement and manage appropriate civil procedures during the different stages of civil proceedings (pre-litigation, pleading, pre-trial, trial and execution), to draft and denote pleadings/trial documents, to write opinions, draft sworn statements and argue a civil case in primary, cross, and re-examination, and correctly execute the sentence;</li> <li>professional and ethical behaviour as applicable to the law profession during consultations with and advice to clients, during the drafting and exchange of pleadings and during all proceedings of the trial itself; and</li> <li>the ability to develop and accurately communicate interpreted opinions in well-formed arguments using appropriate academic and professional discourse and to present an opinion and recommendation in a well written document.</li> </ul>			
Assessment methods:			
<b>Assessment plan</b>		<b>Assessment criteria</b>	
		The outcomes have been reached when the student can	
<b>Module code: IURI 322</b>		<b>Credits:12</b>	<b>NQF level: 7</b>
Module name: Law of Insolvency			
Module outcomes: After completion of the Law of Insolvency module, the student will demonstrate the following:			
<ul style="list-style-type: none"> <li>integrated, well-rounded and practice related knowledge and understanding of, as well as an ability to correctly evaluate and apply basic legal principles, concepts, definitions and processes with regard to the Law of Insolvency; and</li> </ul>			

<p>understanding of how the Law of Insolvency relates to other fields or practices within other disciplines;</p> <ul style="list-style-type: none"> <li>• understanding of contested knowledge within the field of the Law of Insolvency, and critical evaluation of facts and suppositions and those explanations typical within the field of the Law of Insolvency and use academic-professional discourse to integrate information into coherent and well-argued reports;</li> <li>• ability to select, evaluate and apply different but appropriate procedures with regard to sequestration, interrogation, creditor's meetings, rehabilitation and liquidation; the ability to select, evaluate and apply different but appropriate rules and principles with regard to the general administration process; the ability to select, evaluate and apply different but appropriate scientific methods of enquiry to do discipline-related research and resolve problems that will effect change within practice;</li> <li>• ability to identify, analyse, critically reflect on and address complex Insolvency Law problems; to apply evidence-based solutions with theory-driven arguments and to apply information retrieving skills effectively;</li> <li>• reflection of all values, ethical conduct and justifiable decision making appropriate to the practice of the Law of Insolvency, specifically relating to the conduct of trustees, creditors and insolvent debtors;</li> <li>• take full responsibility for own learning needs, monitoring of own learning progress and application of relevant learning strategies and appropriate legal skills and management of relevant resources to successfully realize the outcomes of this module.</li> </ul>			
Assessment methods:			
<b>Assessment plan</b>		<b>Assessment criteria</b>	
		The outcomes have been reached when the student can	
<b>Module code: IURI 371</b>		<b>Credits:16</b>	<b>NQF level: 7</b>
Module name: Law of Evidence			
<p>Module outcomes:</p> <p>After completion of the Law of Evidence, the student will demonstrate:</p> <p>integrated knowledge and understanding of, as well as an ability to correctly evaluate and apply the concepts, principles and general rules of the Law of Evidence in criminal and civil proceedings with a specialised knowledge of:</p> <p>the determination of the issues in court cases;</p> <p>the evidentiary rules applicable to witnesses in general and the presentation of different kinds of evidence;</p> <p>proof by way of judicial notice, formal admissions and presumptions;</p> <p>the burden of proof;</p> <p>the quantum of proof;</p> <p>the evaluation and sufficiency of evidence;</p> <p>the relevance and admissibility of evidential material;</p> <p>the admissibility of unconstitutionally obtained evidence;</p> <p>an understanding of the relevance of such knowledge in practice and of the different approaches and standpoints taken by courts and academics on the practical application of the above rules in order to critically evaluate facts, assumptions and</p>			

those explanations typical within the field of the Law of Evidence;  
the ability to identify, analyse, critically reflect on and address unknown, complex real-life and/or hypothetical factual settings in a coherent and creative manner by selecting, evaluating and applying different and appropriate evidentiary rules and procedures pertaining to the admissibility of the various forms of evidence and apply evidence-based solutions to resolve problems in every stage of criminal and civil proceedings;  
reflection of ethical conduct and justifiable decision making appropriate to legal practice towards the establishment of professional responsibility; and  
the ability to develop and accurately communicate own ideas and opinions in well-formed written and verbal legal arguments on the admissibility of the various forms of evidence in proving facts effectively, using appropriate academic discourse and the application thereof in legal practice.

**Assessment methods:**

Formative assessment: Four tests.

Summative assessment: Examination – 3hrs paper

**Examination analysis:**

Knowledge (40%)

Skills and competencies (60%)

(Application, analysis, critical reflection, information retrieval and integration, communication)

**Calculating the final module mark:**

Formative assessment: 50% of final mark

Summative assessment: 50% of final mark

Assessment plan	Assessment criteria
	The outcomes have been reached when the student can:

<b>Module code: IURI 372</b>	<b>Credits: 16</b>	<b>NQF level: 7</b>
Module name: Public international law		

**Module outcomes:**

After completion of the module, students should demonstrate:

- integrated knowledge and understanding of, as well as an ability to correctly evaluate and apply key terms, concepts, principles, rules and theories within the field of public international law, with a special focus on the relationship between states, as well as between states and international and regional organizations;
- an understanding of different viewpoints and explanations within the field of public international law, and critical evaluation of those viewpoints and explanations typical within the field of public international law;
- the ability to identify, analyze, and critically reflect on and address complex public international law problems by the written or verbal application of relevant principles and rules in terms of theory-driven arguments;
- the ability to reflect on all relevant values, ethical conduct and justifiable decision-making relating to the maintenance of sound relationships between states as well as between states and regional and international organizations;
- the ability to accurately and coherently communicate the products of written and verbal individual and group assignments on public international law

<p>issues with an understanding of and respect for intellectual property conventions, copyright and the rules on plagiarism; and</p> <ul style="list-style-type: none"> <li>the ability to participate in and to manage a group in different legal contexts in order to solve public international law problems, monitoring the progress of the group and to take responsibility for assignment outcomes and application of appropriate resources where applicable.</li> </ul>			
Assessment methods:			
<b>Assessment plan</b>		<b>Assessment criteria</b>	
		The outcomes have been reached when the student can	
<b>Module code: IURI 373</b>		<b>Credits:1 6</b>	<b>NQF level:</b>
Module name: Law of Contract			
<p>Module outcomes:</p> <p>After completion of the Law of Contract, the student will demonstrate the following:</p> <ul style="list-style-type: none"> <li>integrated knowledge and understanding of, as well as an ability to correctly evaluate and apply the legal principles relating to the Law of Contract, different areas of specialization within the field of Law of Contract, and understanding of how that knowledge relates to other fields or practices within other disciplines especially the Law of Specific Contracts , but also other fields within the Law of Obligations namely the Law of Delict and the Law of Unjustified Enrichment;</li> <li>understanding of contested knowledge within the field of Law of Contract, and critical evaluation of suppositions and those explanations typical within the field of Law of Contract and use well-founded reasoning to integrate information into coherent and well-argued reports;</li> <li>ability to select, evaluate and apply a range of different but appropriate methods and scientific methods of enquiry to do focused research and resolve problems that will effect change within practice including the drafting of contracts;</li> <li>ability to identify, analyse, critically reflect on and address complex contractual problems relating to the conclusion of the contract or the breach thereof and apply evidence-based solutions with theory-driven arguments;</li> <li>reflection of all values, ethical conduct and justifiable decision making appropriate to the practice of the general principles of the Law of Contract with reference to the nature and grounds for contracts; the coming into existence of a contract ; the requirements for a valid contract; the contents and effects of contracts; breach of contracts and the applicable remedies; transfer and termination of rights and obligations; and the drafting of contracts; and</li> </ul> <p>the ability to monitor own learning progress and apply relevant learning strategies individually or in a group, and management of resources to successfully realize all learning outcomes of this module.</p>			
Assessment methods:		<b>Assessment criteria</b>	
<b>Assessment plan</b>		The outcomes have been reached when the student can	
<b>Module code: IURI 374</b>		<b>Credits:16</b>	<b>NQF level: 7</b>

**Module name: Law of Succession and Administration of Estates**

**Module outcomes:**

After completion of the Law of Succession and Administration of Estates module, the student will demonstrate the following:

- an integrated and well-rounded knowledge and detailed and coherent understanding of, as well as an ability to correctly evaluate and apply the material rules of the law of succession and the formal rules of the administration of estates, with special reference to:
  - the basic terminology, concepts, rules and principles of the law of succession applicable to the estate of a person who died with or without a valid will, as well as the rules of the administration of such an estate;
  - the close connection between the law of succession (material law) and the administration of estates (formal law) in general and the interaction between these two branches of law and other branches such as family law and property law, in particular; and
  - the most up to date developments in the law of succession and the administration of estates.
- an understanding of challenges within the field of law of succession and the administration of estates, and a critical evaluation of factual situations and those explanations typical within the field of the law of succession;
- the ability to select, evaluate and apply a range of different but appropriate rules and procedures applicable to a person's estate after his or her death within in the area of the law of succession, as well as the ability to select, evaluate and apply a range of different but appropriate rules and procedures to initiate and complete the administration process by which a deceased estate is liquidated and divided amongst the beneficiaries within the area of the administration of estates;
- an ability to identify, analyse, critically reflect on and address complex law of succession and administration of estates factual situations and problems and to apply evidence-based solutions with theory-driven arguments within these two areas of law;
- a reflection of all values, ethical conduct and justifiable decision making appropriate to the practice of the legal practitioner involved in the law of succession and the administration of deceased estates and/or the Master of the High Court involved in the administration of deceased estates;
- the ability to select, implement and manage complex legal information, sources, processes and principles to solve integrated real-life and/or hypothetical legal problems in the field of the law of succession and the administration of estates through the use of reading, writing, verbal and critical thinking skills;
- the ability to use the aforementioned legal skills to solve integrated real-life and/or hypothetical legal problems in the field of the law of succession and the administration of estates with specific reference to legal issues in especially family law and property law;
- the development of research skills and methodology such as collecting, verifying, analyzing and summarizing legal information from various sources dealing with issues in the law of succession and the administration of estates;
- the ability to communicate the aforementioned research findings, verbally and in



<p>writing, via different technologies and the media, in an accurate and coherent manner, with understanding of copyright protection and rules on plagiarism;</p> <ul style="list-style-type: none"> <li>the ability to operate effectively within a team or group and to make appropriate contributions through the use of multiple legal skills to successfully complete complex tasks and projects involving questions on the intricacies of the law of succession and the administration of estates, taking responsibility for task outcomes and application of appropriate resources; and</li> <li>the ability to monitor and reflect on one's own independent learning process, acquisition of different learning skills and implementation of relevant learning strategies to improve learning in the area of the law of succession and the administration of estates with the purpose to lay the foundation for lifelong development and application of legal skills in the theoretical and practical field of the law of succession and the administration of estates.</li> </ul>
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Assessment methods:

Assessment plan	Assessment criteria
	The outcomes have been reached when the student can

<b>Module code: IURI 375</b>	<b>Credits:24</b>	<b>NQF level: 7</b>
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Module name: Language skills in Legal Context III

Module outcomes:

After completion of Language skills in Legal Context level 7, the student will demonstrate the following:

- integrated knowledge of and the ability to effectively and correctly use an extensive vocabulary in English as appropriate to application within the legal profession;
- ability to clearly and logically communicate in writing about and/or critically argue a legal issue, question or problem in accordance with the Law Faculty's style requirements and in an accurate, effective and coherent manner, with understanding of the rules on plagiarism;
- integrated knowledge and informed understanding of the contextual relevance and meaning of key literary works by South African and foreign authors in order to engage critically with issues of social justice, equality, democracy, transformative constitutionalism, human rights and citizenship, amongst others;
- ability to operate as part of a group and make appropriate contributions through the use of multiple legal and language skills to successfully complete writing and other communication tasks and projects, taking co-responsibility for the mastering of language skills and realisation of collective objectives; and
- ability to monitor and reflect on own learning progress, acquisition of different language skills and use of relevant learning strategies and reading to improve the ability to communicate orally and in writing and to lay the foundation for the practice of the law and lifelong application and development of language skills.

Assessment methods:

## LEVEL 4

<b>Module code: IURI 411</b>	<b>Credits:12</b>	<b>NQF level: 8</b>
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Module name: Law of Civil Procedure in the High Courts

**Module outcomes:**

After completion of the Law of Civil Procedure in the High Courts, the student will demonstrate the following:

- integrated knowledge of and engagement in the Law of Civil Procedure in the High Courts and critical understanding and application of the principles, sections and rules of jurisdiction, *locus standi*, the various civil proceedings, court documents/ pleadings, options available to the litigants, the preparation for a civil trial, the trial procedure and the execution of judgments and understanding of how the Law of Civil Procedure in the High Courts relate to other fields or practices within the law and other fields;
- an ability to critically interrogate multiple sources of knowledge within the field of the Law of Civil Procedure in the High Courts, and critically evaluate and review that knowledge and the manner in which the knowledge was produced in order to correctly apply appropriate procedures in legal practice;
- understanding of the complex nature of knowledge transfer from factual situations to the correct legal position which result in sound ethically correct advice based on a correct application of the applicable legal principles to the facts;
- ability to select, evaluate and apply a range of specialized drafting and communication skills including the preparation drafting and the presentation of well-structured legal opinions/ arguments/court documents/pleadings and scientific methods of enquiry to identify, analyse and address complex or abstract problems and contribute to positive change within practice;
- operate effectively within a team/system and/or manage a team/system in any given discipline-related context and demonstrate logical and critical understanding of the roles of all players/ persons/ elements of this system in order to solve an unfamiliar concrete and abstract problem, monitoring the progress of the team/process and taking responsibility for task outcomes and application of appropriate resources; and
- Self-regulated learning skills and full responsibility for learning progress and use of resources.

**Assessment methods:**

<b>Assessment plan</b>	<b>Assessment criteria</b>
	The outcomes have been reached when the student can

**Module code: IURI 412****Credits: 12****NQF level: 8**

Module name: Introduction to Jurisprudence

**Module outcomes:**

After completion of the Introduction to Jurisprudence module, the student will demonstrate the following:

- integrated knowledge of and engagement in law and jurisprudence and critical understanding and application of the historical development, fundamental principles, skills and theories relevant to the subject;
- an ability to critically interrogate multiple sources of knowledge within the field and critically evaluate and review the knowledge and the manner in which the knowledge was produced;

<ul style="list-style-type: none"> <li>• ability to select, evaluate and apply a range of different but appropriate research skills and methodologies of enquiry to reflect on and then address complex or abstract problems and contribute to positive change within legal scholarship and practice;</li> <li>• the ability to use the acquired knowledge and skills to critically judge the ethical conduct of others within different cultural and social environs, and to effect change in conduct where necessary;</li> <li>• accurate, coherent, appropriate and creative presentation and communication of innovative and new professional ideas/texts/methods/paradigms to a range of relevant audiences;</li> <li>• operate effectively within a team/system and/or manage a team/group/system in any given discipline-related context and demonstrate logical and critical understanding of the roles of all players/ persons/ elements of this system in order to solve legal and ethical problems, monitoring the progress of the team/group/process and taking responsibility for task outcomes and application of appropriate resources; and</li> <li>• Self-regulated learning skills.</li> </ul>	
Assessment methods:	
<b>Assessment plan</b>	<b>Assessment criteria</b>
	The outcomes have been reached when the student can
<b>Module code: IURI 413</b>	
Module name: Specific Contracts	
Module outcomes: After completion of Specific Contracts, the student will demonstrate the following: <ul style="list-style-type: none"> <li>• integrated knowledge of and engagement in the relevant legal principles of the law of contract and how they find application in f sale agreements, credit agreements, sale of immovable property agreements, suretyship agreements and lease agreements ;</li> <li>• an ability to critically interrogate textbooks academic writings, legislation and case law within the field of the Law of Specific Contracts and critically evaluate and review that knowledge ;</li> <li>• understanding of the complex nature of knowledge transfer from the general principles of the Law of Contract to the Law of Specific Contracts taking into account the legislative provisions and case law applicable to the individual contracts;</li> <li>• ability to select, evaluate and apply the principles of both the common law and legislative provisions to the different specific agreements in order to address complex or abstract problems;</li> <li>• the ability to identify the ethical and foundational principles on which the legislation and common law are based and to apply those principles to practical situations;</li> <li>• the ability to accurately, coherently and appropriately present and communicate legal argument, professional advice, opinions and solutions to clients, courts, opposing parties, corporate management and the legal industry in both oral and written format;</li> </ul>	

<ul style="list-style-type: none"> <li>the ability to communicate the law to third parties taking into account the principles of intellectual property , copyright and rules on plagiarism;</li> <li>operate effectively within a team consisting of any combination of legal advisors, attorneys, advocates, clients and state officials and to demonstrate a logical and critical understanding of the roles of all the role players in order to solve problems relating to the Law of Specific Contracts</li> <li>to take responsibility for his/her own learning strategies and learning skills in order to realize the learning outcomes of this model..</li> </ul>			
Assessment methods:			
<b>Assessment Plan</b>		<b>Assessment criteria</b>	
		The outcomes have been reached when the student can	
<b>Module code: IURI 414</b>		<b>Credits: 12</b>	<b>NQF level: 8</b>
Module name: Legal Practice			
Module outcomes:			
After completion of Legal Practice, the student will demonstrate the following:			
<ul style="list-style-type: none"> <li>an ability to critically interrogate and interpret multiple sources of knowledge within the field of the substantive law, and critically evaluate and review that knowledge and the manner in which the knowledge was produced in order to decide a best course of action within civil legal practice;</li> <li>understanding of the complex nature of knowledge transfer from legal theory to simulated conditions of real world cases, with a view to implement correct theoretical and scientific or proven arguments to address complex and abstract legal problems and to effect change within civil legal practice;</li> <li>ability to select, evaluate and apply a range of different but appropriate legal skills and scientific methods of enquiry to reflect on and then address complex or abstract problems and contribute to positive change within civil practice</li> <li>the ability to critically judge the ethical conduct of others within different cultural and social environs as is relevant to legal practice in real life situations, and thereby influence positive change in conduct where necessary;</li> <li>rate effectively as leader of a group of civil legal practitioners, critically understanding and managing the roles of all players in the group in order to solve real world civil legal problems and make recommendations to a selected audience by using appropriate legal communication skills and resources.</li> </ul>			
Assessment methods:			
<b>Assessment plan</b>		<b>Assessment criteria</b>	
		The outcomes have been reached when the student can	
<b>Module code: IURI 421</b>		<b>Credits: 12</b>	<b>NQF level: 8</b>
Module name: Banking Law and Electronic Commerce			
Module outcomes:			
After completion of the Banking Law module, the student will demonstrate the following:			
<ul style="list-style-type: none"> <li>integrated knowledge of and engagement in the field of Banking Law, including the bank and customer relationship, the legal nature of payment, methods of payment, the liability of banks and the regulation of banks, and critical understanding and application of the concepts, principles and theories</li> </ul>			

<p>relevant to this field;</p> <ul style="list-style-type: none"> <li>• an ability to integrate and apply the general principles of the law of obligations, in particular the law of contract, law of delict and unjustified enrichment, with the principles of Banking law;</li> <li>• an ability to collect and critically examine multiple sources of Banking Law, especially within the context of South African law as a hybrid jurisdiction, and to critically evaluate and review the knowledge gained from such sources;</li> <li>• an ability to reflect on and then address complex or abstract problems in the field of Banking Law, also with a view to contributing positive change within legal practice; and</li> <li>• reflect on and act in accordance with ethical considerations within the environment of Banking Law and Electronic Commerce, critically judge the conduct of others within this environment, and recommend ethical actions to potential clients via effective verbal and written means of communication as appropriate to the legal profession.</li> </ul>			
Assessment methods:			
<b>Assessment plan</b>		<b>Assessment criteria</b>	
		The outcomes have been reached when the student can	
<b>Module code: IURI 422</b>		<b>Credits: 12</b>	<b>NQF level: 8</b>
Module name: Legal Practice			
<p>Module outcomes:</p> <p>After completion of Legal Practice, the student will demonstrate the following:</p> <ul style="list-style-type: none"> <li>• an ability to critically interrogate and interpret multiple sources of knowledge within the field of the substantive law, and critically evaluate and review that knowledge and the manner in which the knowledge was produced in order to decide a best course of action within criminal legal practice;</li> <li>• understanding of the complex nature of knowledge transfer from legal theory to simulated conditions of real world cases, with a view to implement correct theoretical and scientific or proven arguments to address complex and abstract legal problems and to effect change within criminal legal practice;</li> <li>• ability to select, evaluate and apply a range of different but appropriate legal skills and scientific methods of enquiry to reflect on and then address complex or abstract problems and contribute to positive change within criminal practice</li> <li>• the ability to critically judge the ethical conduct of others within different cultural and social environs as is relevant to legal practice in real life situations, and thereby influence positive change in conduct where necessary;</li> <li>• rate effectively as leader of a group of criminal legal practitioners, critically understanding and managing the roles of all players in the group in order to solve real world legal problems and make recommendations to a selected audience by using appropriate legal communication skills and resources.</li> </ul>			
Assessment methods:			
<b>Assessment plan</b>		<b>Assessment criteria</b>	
		The outcomes have been reached when the student can	

<b>Module code: IURI 423</b>	<b>Credits:12</b>	<b>NQF level: 8</b>
Module name: Jurisprudence and Ethics		
Module outcomes: After completion of the module Jurisprudence and Ethics (IURI 423), the student will demonstrate the following:		
<ul style="list-style-type: none"> <li>integrated knowledge of and engagement in selected foundational issues in law and legal studies, a critical understanding and application of different schools of thought and theories and the ability to effectively use eminent views to formulate evidence-based and ethically sound solutions to selected jurisprudential and/or ethical problems;</li> <li>an ability to critically interrogate multiple sources of knowledge within the field of jurisprudence and ethics and critically evaluate and review that knowledge and the manner in which the knowledge was produced;</li> <li>understanding of the complex nature of knowledge transfer from reading a variety of prescribed texts and listening to or watching prescribed material in other multimedia formats, to real life legal and/or ethical dilemmas;</li> <li>ability to select, evaluate and apply a range of different but appropriate scientific methods of enquiry to reflect on and then address complex or abstract jurisprudential and/or ethical problems and contribute to positive change within legal practice and the community at large;</li> <li>the ability to critically judge the ethical conduct of others within different cultural and social environs, and to effect change in conduct where necessary;</li> <li>accurately, coherently, appropriately and creatively present and communicate innovative and new ideas to peers and professional audiences with understanding of and respect for intellectual property conventions, copyright and rules on plagiarism;</li> <li>the ability to operate effectively within a team and/or manage a team/group in a discipline-related context and to demonstrate logical and critical understanding of the roles of all players/ persons in order to solve jurisprudential and ethical problems, monitoring the progress of the team/group and taking responsibility for task outcomes and application of appropriate resources; and</li> <li>self-regulated learning skills.</li> </ul>		
Assessment methods:		
<b>Assessment plan</b>	<b>Assessment criteria</b>	
	The outcomes have been reached when the student can	
<b>Module code: IURI 471</b>	<b>Credits:12</b>	<b>NQF level: 8</b>
Module name: Research Project		
Module outcomes: After completion of the Research Project module, the student will demonstrate the following:		
<ul style="list-style-type: none"> <li>integrated knowledge and understanding of a specific legal problem situated in South African, regional and/or international law;</li> <li>ability to critically investigate, analyse, understand and solve in writing, complex real-life and/or hypothetical legal problems in a coherent and creative manner, demonstrating advanced use of critical thinking and research skills;</li> </ul>		

<ul style="list-style-type: none"> <li>the ability to formulate, present and communicate in writing insightful and creative academic (scholarly) and professional ideas as well as logical arguments using appropriate and suitable sources of law and research methods in an ethical way;</li> <li>accurate, coherent, appropriate and creative presentation and communication of research through the use of a suitable research process, appropriate technologies and word processing skills while adhering to the prescribed referencing and citation style;</li> <li>the ability to document research demonstrating understanding of and respect for intellectual property conventions, copyright and rules on plagiarism; and</li> <li>self-regulated learning, mastering of research skills and full responsibility for learning progress and use of multiple resources in an integrated manner.</li> </ul>	
Assessment methods:	
<b>Assessment plan</b>	<b>Assessment criteria</b>
	The outcomes have been reached when the student can

#### Elective Law Modules Level 4:

<b>Module code: IURE 411</b>	<b>Credits:12</b>	<b>NQF level: 8</b>
Module name: Environmental Law		
Module outcomes:		
Upon completion of the module Environmental Law, the candidate should demonstrate:		
<ul style="list-style-type: none"> <li>integrated knowledge and understanding of South African environmental law; and the ability to engage with and apply knowledge and understanding of the fundamental terms, facts, concepts, principles, rules and theories of environmental law</li> <li>the ability to interrogate both the primary and secondary sources of environmental law and to critically evaluate these sources with a view to its applicability in different contexts;</li> <li>professional and ethical behaviour within the field of environmental law with sensitivity towards environmental, societal, developmental and cultural considerations;</li> <li>the ability to investigate, critically analyze, understand and solve complex real life and/or hypothetical environmental problems that arise in society and in law in a coherent and creative manner, while at the same time demonstrating advanced use of critical thinking in legal practice;</li> <li>the ability to formulate, present and communicate insightful and creative academic and professional arguments effectively, both verbally and in writing, by using appropriate media and communication technology and suitable research methods;</li> <li>the ability to work effectively as part of a team to solve environment-related problems and to take responsibility for task-specific outcomes and appropriate use of relevant legal sources; and</li> <li>a commitment to social and environmental justice, the promotion of human and environmental rights, good environmental governance, and good citizenship.</li> </ul>		
Assessment methods:		

Assessment plan		Assessment criteria	
		The outcomes have been reached when the student can	
<b>Module code: IURE 412</b>		<b>Credits:12</b>	<b>NQF level: 8</b>
Module name: Moot Court			
Module outcomes: After completion of the Moot Court module, the student will demonstrate the following: <ul style="list-style-type: none"> <li>• an ability to critically interrogate multiple sources of knowledge within the field of domestic law and international law, and critically evaluate and review that knowledge and the manner in which the knowledge was produced with a view to apply theory-driven arguments within legal practice;</li> <li>• ability to select, evaluate and apply a range of different but appropriate research findings, of enquiry to reflect on and then address complex or abstract legal problems and contribute to positive change within practice;</li> <li>• accurate, coherent, appropriate and creative presentation and communication of written heads of argument and oral argument, by way of a simulated moot court, with understanding of and respect for intellectual property conventions, copyright and rules on plagiarism;</li> <li>• operate effectively within a team of two in a moot court context and demonstrate logical and critical understanding of the role of all persons in order to solve a legal problem, monitoring the progress of the team and taking responsibility for task outcomes and application of appropriate resources; and self-regulated learning skills.</li> </ul>			
Assessment methods:			
Assessment plan		Assessment criteria	
		The outcomes have been reached when the student can	
<b>Module code: IURE 413</b>		<b>Credits:12</b>	<b>NQF level: 7</b>
Module name: Alternative Dispute Resolution			
Module outcomes: After completion of Alternative Dispute Resolution, the student will demonstrate the following: <ul style="list-style-type: none"> <li>• integrated knowledge of and engagement in Alternative Dispute Resolution (ADR) and critical understanding and application of appropriate dispute resolution methods, current problem situation with litigation, advantages, disadvantages and purpose of the ADR process, dealing with conflict situations, negotiations, mediation, court based mediation and arbitration as general ADR methods.</li> <li>• an ability to critically interrogate multiple sources of knowledge within the field of ADR, and critically evaluate and review that knowledge and the manner in which the knowledge was produced;</li> <li>• understanding of the complex nature of knowledge transfer from factual situations/disputes to the correct ADR/legal position which result in sound advice based on a correct application of the applicable ADR/legal principles to the facts;</li> <li>• ability to select, evaluate and apply a range of specialized drafting and communication skills including the preparation, drafting and the presentation of well-structured legal opinions, arguments, mediation, arbitration, negotiation, ADR documents and scientific methods of enquiry to identify, analyse and address</li> </ul>			



<ul style="list-style-type: none"> <li>complex or abstract problems and contribute to positive change within practice;</li> <li>the ability to critically judge the ethical conduct of others within different cultural and social environs to act ethically sound, and to effect change in conduct where necessary;</li> <li>Accurate, coherent, appropriate and creative presentation and communication of innovative and new professional ideas to diverse audiences, with understanding of and respect for intellectual property conventions, copyright and rules on plagiarism.</li> <li>Operate effectively within a team/system and/or manage a team/system in any given discipline-related context and demonstrate logical and critical understanding of the roles of all players/ persons/ elements of this system in order to solve an unfamiliar concrete and abstract problem, monitoring the progress of the team/process and taking responsibility for task outcomes and application of appropriate resources; and</li> <li>Self-regulated learning skills and full responsibility for learning progress and use of resources.</li> </ul>			
Assessment methods:			
<b>Assessment plan</b>		<b>Assessment criteria</b>	
		The outcomes have been reached when the student can	
<b>Module code: IURE 414</b>		<b>Credits:12</b>	<b>NQF level: 8</b>
Module name: Tax Law			
Module outcomes:			
After completion of the Tax Law module, the student will demonstrate the following:			
<ul style="list-style-type: none"> <li>a systematic and integrated knowledge and understanding of, and engagement in and an ability to evaluate and apply, fundamental terms, facts, concepts, principles, rules and theories of Tax Law;</li> <li>an ability to critically interrogate academic discourse and case law appropriate to Tax Law and to analyse and evaluate the relevant case law and discourse with a view to implement relevant findings in legal practice;</li> <li>application of the theories, terms, concepts and procedures, conventions and formats underpinning Tax Law in the analysis of sets of facts in solving complex problems from ill-defined contexts;</li> <li>the ability to critically analyse topical Tax Law issues in factual problems and issues, independently, individually and within groups, plan research in this regard, gather relevant information and formulate legal coherent solutions and theory driven arguments to solve the problems;</li> <li>accurate, coherent, appropriate and creative presentation and communication of case studies to fellow students via a range of technologies/media appropriate to the context; and</li> <li>self-regulated learning skills, application of all relevant legal skills and full responsibility for learning progress and use of resources in order to effectively function within the Tax Law environment.</li> </ul>			
Assessment methods:			
<b>Assessment plan</b>		<b>Assessment criteria</b>	

The outcomes have been reached when the student can		
<b>Module code: IURE 421</b>		
Module name: Private International Law		
Module outcomes:		
After completion of the Private International Law, the student will demonstrate:		
<ul style="list-style-type: none"> <li>integrated knowledge , critical interrogation and analysis of textbooks, case law, academic writings and legislative provisions applicable to the Private International Law;</li> <li>a critical evaluation, understanding and application of the principles applicable and relevant to the practice of Private International Law with an emphasis on the solving of intricate factual and legal problems;</li> <li>an understanding of the complex nature of applying applicable legal principles to factual situations in order to determine the correct legal position and to give sound advice or present sound legal argument;</li> <li>the ability to determine the underlying ethical and foundational principles of both the common law and legislative provisions which apply to the various rules of the Private International Law</li> <li>to accurately, coherently, and appropriately in oral and written communication provide legal arguments, advice, opinions and solutions to clients, courts, opposing parties, corporate management, and the legal industry with regard to the Private International Law;</li> <li>to convey legal advice and legal argument to third parties taking into account intellectual property , copyright and rules on plagiarism;</li> <li>operate effectively within a team consisting of any combination of legal advisors, attorneys, advocates, clients and state officials and to demonstrate a logical and critical understanding of the roles of all the role players in order to solve problems relating to the Private International Law;</li> <li>to take responsibility for his/her own learning strategies and learning skills in order to realize the learning outcomes of this model..</li> </ul>		
Assessment methods:		
<b>Assessment Plan</b>		
<b>Module code: IURE 422</b>	<b>Credits:12</b>	<b>NQF level: 8</b>
Module name: Law of Intellectual Property		
Module outcomes:		
After completion of the Law of Intellectual Property, the student will demonstrate:		
<ul style="list-style-type: none"> <li>an integrated knowledge of and engagement in all facets of the Law of Intellectual Property inclusive of their interrelationship and a critical understanding and application of the legal principles pertaining to this field of law;</li> <li>an ability to critically interrogate multiple sources of knowledge within the Law of Intellectual Property and related legal fields, and critically evaluate and review such knowledge and the manner in which it was produced and its applicability to different legal problems;</li> <li>an understanding of the complex nature of knowledge transfer from the Law of Delict to the Law of Intellectual Property in involving an incorporeal right;</li> <li>an ability to select, evaluate and apply a range of different but appropriate problem solving skills and scientific methods of enquiry to reflect on and then address</li> </ul>		

<p>complex problems related to legal issues of intellectual property in such a way so as to contribute to positive change within legal practice; and</p> <ul style="list-style-type: none"> <li>an accurate, coherent, appropriate and creative presentation and communication of innovative and new professional ideas and methods to co-specialists in the Law of Intellectual Property and law in general with an understanding of and respect for intellectual property conventions, copyright and rules on plagiarism.</li> </ul>		
Assessment methods:		
<b>Assessment plan</b>	<b>Assessment criteria</b>	
	The outcomes have been reached when the student can	
<b>Module code: IURM 411</b>	<b>Credits:12</b>	<b>NQF level: 8</b>
Module name: Advanced Obligations		
<p>Module outcomes:</p> <p>After completion of this module, the student will demonstrate:</p> <ul style="list-style-type: none"> <li>comprehensive, integrated and systematic knowledge of the Law of Obligations as expressed in theories of contract, consumer protection, law of delict, and developments in entrepreneurial law, with the purpose of applying such knowledge appropriately to the practice of Law of Obligations;</li> <li>a coherent and critical understanding of the principles and theories of the various sources of obligation in law, and the socio-political and economic context of this study field.</li> <li>efficient and effective information retrieval and processing skills to engage in current research fields of advanced obligations;</li> <li>an ability to identify, analyse and deal with complex issues and hypothetical factual situations, applying insights drawn from the general principles of the law of obligations;</li> <li>an ability to present and communicate research work effectively,</li> </ul>		
Assessment methods:		
<b>Assessment plan</b>	<b>Assessment criteria</b>	
	The outcomes have been reached when the student can	
<b>Module code: IURM 412</b>	<b>Credits:12</b>	<b>NQF level: 8</b>
Module name: Street Law		
<p>Module outcomes:</p> <p>After completion of this module, the student will demonstrate:</p> <ul style="list-style-type: none"> <li>the effective selection and application of the law, the legal system and human rights to everyday situations affecting communities;</li> <li>practical skills of communicating the law and rights to lay people;</li> <li>an awareness and coherent critical understanding of current issues and controversies relating to law and the legal system and affecting especially rural communities;</li> <li>advanced skills in critical thinking, reasoning, communication, observation, and problem solving in the practice of law in general;</li> <li>critical understanding of the values of justice, tolerance and fairness and an ability to act in accordance with such values and to judge the conduct of others in order</li> </ul>		

to effect change in communities in general; and <ul style="list-style-type: none"> <li>practical skills of applying alternative dispute resolution and community intervention mechanisms (e.g. lobbying, negotiations and advocacy).</li> </ul>			
Assessment methods:			
<b>Assessment plan</b>		<b>Assessment criteria</b>	
		The outcomes have been reached when the student can	
<b>Module code: IURM 413</b>		<b>Credits:12</b>	<b>NQF level: 8</b>
Module name: Forensic Medicine			
Module outcomes: After completion of the module, students will demonstrate: <ul style="list-style-type: none"> <li>comprehensive and systematic integrated knowledge of medical scientific legal concepts and techniques and underlying theories and frameworks for various disciplines in forensic medicine and a critical understanding of the application of these theories and disciplines in different contexts to the solution of legal issues as pertains to the field of Forensic Medicine;</li> <li>a critical understanding of the multidisciplinary nature of forensic investigation and an ability to effectively implement investigation skills as pertains to forensic law practice;</li> <li>the skill to distinguish and analyze various complex medico-legal issues and to recommend arguments and solutions to effect positive change within the practice of forensic medicine;</li> <li>an ability to effectively cross-examine medical experts in order to obtain pertinent information to inform legal arguments; and</li> <li>a critical awareness of how forensic medicine and forensic sciences relates to the wider context of society and how forensic practice can contribute towards a more ethical society.</li> </ul>			
Assessment methods:			
<b>Assessment plan</b>		<b>Assessment criteria</b>	
		The outcomes have been reached when the student can	
<b>Module code: IURM 421</b>		<b>Credits:12</b>	<b>NQF level: 8</b>
Module name: International Economic Law			
Module outcomes: After completion of this module, the student will demonstrate: <ul style="list-style-type: none"> <li>integrated knowledge of and engagement with the international and national legal rules regulating trans-national commerce, and critical understanding of the principles and theories underlying international trade and the roles of the national, regional and multi-lateral institutions relevant to International Trade Law;</li> <li>an ability to critically interrogate multiple sources of knowledge within the field of International Trade Law and critically evaluate and review that knowledge and the manner in which the knowledge was produced in order to correctly apply relevant information within different legal contexts as pertains to International Economic Law;</li> <li>the ability to identify, analyse and critically reflect on and address complex trade</li> </ul>			

<p>law problems drawing systematically on a range of legal skills, knowledge and methods, individually and in group context, including during participation in Moot Court Competitions.</p> <ul style="list-style-type: none"> <li>• accurate, coherent and appropriate presentation and communication of academic insights and professional ideas regarding trade law issues, offering rigorous interpretations and solutions to problems appropriate to the academic and research context, with due consideration of ethical conduct and the rules on plagiarism and copyright.</li> </ul>			
Assessment methods:			
<b>Assessment plan</b>		<b>Assessment criteria</b>	
		The outcomes have been reached when the student can	
<b>Module code: IURM 422</b>		<b>Credits:12</b>	<b>NQF level: 8</b>
Module name: Street Law			
<p>Module outcomes:</p> <p>After completion of this module, the student will demonstrate:</p> <ul style="list-style-type: none"> <li>• the effective selection and application of the law, the legal system and human rights to everyday situations affecting communities;</li> <li>• practical skills of communicating the law and rights to lay people;</li> <li>• an awareness and coherent critical understanding of current issues and controversies relating to law and the legal system and affecting especially rural communities;</li> <li>• advanced skills in critical thinking, reasoning, communication, observation, and problem solving in the practice of law in general;</li> <li>• critical understanding of the values of justice, tolerance and fairness and an ability to act in accordance with such values and to judge the conduct of others in order to effect change in communities in general; and</li> <li>• practical skills of applying alternative dispute resolution and community intervention mechanisms (e.g. lobbying, negotiations and advocacy).</li> </ul>			
Assessment methods:			
<b>Assessment plan</b>		<b>Assessment criteria</b>	
		The outcomes have been reached when the student can	
<b>Module code: IURM 423</b>		<b>Credits:12</b>	<b>NQF level: 8</b>
Module name: Law of Trusts			
<p>Module outcomes:</p> <p>After completion of this module, the student will demonstrate:</p> <ul style="list-style-type: none"> <li>• comprehensive and systematic integrated knowledge of the reception of the law of trusts in South Africa, the juridical nature of a trust, and correct procedure in the formation, variation and termination of a trust, as well as the rights and duties of the parties to a trust;</li> <li>• a coherent and critical understanding of the principles and theories of trust formation; the juridical basis to distinguish a trust from other institutions available in the area of private law; and the economic advantages of utilizing trusts for business or trading purposes;</li> </ul>			

<ul style="list-style-type: none"> <li>• efficient and effective information retrieval and processing skills and relevant methods of scientific legal enquiry to engage in current research fields of private law relating to trusts with a view to address pertinent and complex legal problems and issues arising from the formation and termination of trusts;</li> <li>• an ability to identify, analyse and deal with complex sets of facts and issues using competent legal argument based on effective use of resources and to apply the law of trusts to hypothetical factual situations in a creative way; and</li> <li>• an ability to present and communicate private law research in the area of trusts work effectively.</li> </ul>		
Assessment methods:		
<b>Assessment plan</b>	<b>Assessment criteria</b>	
	The outcomes have been reached when the student can	
<b>Module code: IURM 424</b>	<b>Credits:12</b>	<b>NQF level: 8</b>
Module name: Law of Punishment		
Module outcomes: After completion of this module, the student will demonstrate:		
<ul style="list-style-type: none"> <li>• comprehensive and integrated knowledge and application of the theories of punishment, the sentencing stage of the criminal trial, and the law of punishment; and the role of penology and criminology in informing sentencing policy and practice;</li> <li>• a coherent and critical understanding of the principles and theories of the laws and practices of sanctions in the Criminal Justice System, and the role of the Constitutional State in protecting the rights of victims and perpetrators;</li> <li>• efficient and effective scientific methods of enquiry, inclusive of information retrieval and processing skills, to engage in the current research field of the Law of punishment;</li> <li>• an ability to identify, analyse and deal with sentencing issues in the context of procedural requirements, juvenile justice, community and restorative justice, and applying the principles of sentencing to factual situations; and</li> <li>• an ability to effectively present and communicate the research work in the area of punishment, in accordance with ethical demands and social responsibility.</li> </ul>		
Assessment methods:		
<b>Assessment plan</b>	<b>Assessment criteria</b>	
	The outcomes have been reached when the student can	
<b>Module code: IURM 425</b>	<b>Credits:12</b>	<b>NQF level: 8</b>
Module name: Comparative Law		
Module outcomes: After completion of this module, the student will demonstrate:		
<ul style="list-style-type: none"> <li>• comprehensive and integrated knowledge of the history, role and function of comparative legal studies, the theoretical underpinnings of comparative studies and the impact of current comparative jurisprudence in South Africa;</li> <li>• a coherent and critical understanding of the principles and theories underlying Comparative Law, and the ability to assess the use of this in developing the law as</li> </ul>		

<ul style="list-style-type: none"> <li>indicated by the Constitution;</li> <li>efficient and effective scientific methods of enquiry, inclusive of information retrieval and processing skills, to engage in the current research field of Comparative Law;</li> <li>an ability to identify, analyse and deal with the classification of legal systems and identifying and analyzing the renewal in national legal systems through the use of comparative law, individually and in group contexts, with a view to solve relevant complex legal issues pertaining to this field of study;</li> <li>an ability to accurately present and communicate comparative legal research work in written or verbal formal, via appropriate media or technology.</li> </ul>	
Assessment methods:	
<b>Assessment plan</b>	<b>Assessment criteria</b>
	The outcomes have been reached when the student can

## MODULE OUTCOMES – UNDERGRADUATE STUDIES (PIPELINE)

<b>Module code: JURI 111</b>	<b>Semester 1</b>	<b>NQF level: 5</b>
<b>Title: Introduction to Law</b>		
<p><b>Learning outcomes:</b></p> <p>On completion of this module the learner should be able to demonstrate</p> <ul style="list-style-type: none"> <li>• a fundamental knowledge of the science of law with specific reference to: the concept of law; basic legal concepts and processes; information retrieving skills; sources of law; the basic court structure; constitutional developments; classification of the various legal disciplines and professions; and professional and ethical issues;</li> <li>• the ability to retrieve information from various sources and to integrate findings in the formulation of ethically sound and value-based solutions in elementary problem solving;</li> <li>• an ability to apply knowledge, basic principles, theories, legal terminology, -concepts and -conventions to the formulation of solutions in elementary problem solving, individually and in groups;</li> <li>• the ability to communicate effectively in writing and orally.</li> </ul> <p><b>Outcome 1:</b></p> <p>A fundamental knowledge of the science of law with specific reference to: the concept of law; basic legal concepts and processes; information retrieving skills; sources of law; the basic court structure; constitutional developments; classification of the various legal disciplines and professions; and professional and ethical issues.</p> <p>Learners will be assessed on:</p> <p>Fundamental knowledge of the science of law in assignments, class tests and all forms of communication</p> <p><b>Outcome 2</b></p> <p>The ability to retrieve information from various sources and to integrate findings in the formulation of ethically sound and value-based solutions in elementary problem solving.</p> <p>Learners will be assessed on:</p> <p>Information retrieval skills and the integration in the formulation of solutions in short assignments or reports</p> <p><b>Outcome 3</b></p> <p>An ability to apply knowledge, basic principles, theories, legal terminology, -concepts and -conventions to the formulation of solutions in elementary problem solving, individually and in groups.</p> <p>Learners will be assessed on:</p> <p>individually and/or group work, in assignments and tests</p> <p><b>Outcome 4</b></p> <p>The ability to communicate effectively in writing and orally.</p> <p>Learners will be assessed on:</p> <p>How skills are applied in preparation and during the presentation of solutions, in writing and orally</p>		



Assessment modes: **Formative** assessment will take place by way of class tests and assignments (both practical assignments and assignments on theory) throughout the semester.  
**Summative** assessment will take place by way of a final examination.  
 Examination analysis: **Calculation of the final mark:** Knowledge: 80% (principles, concepts, processes, structures etc)

Module code: JURI 113	Semester 1	NQF level: 5
<b>Title: History of Law</b>		
<b>Learning outcomes:</b> Upon completion of this module the student should be able to demonstrate: <ul style="list-style-type: none"> <li>• fundamental knowledge with reference to the external foundations of South African law as well as the internal foundations of the South African law of procedure, law of succession, public law, law of persons and the family and</li> <li>• individually and within a group, apply it to the analysis of sets of facts, both routine and unfamiliar but derived from real-life situations and the formulation or adaptation of solutions.</li> <li>• (not only to name and discuss the different aspects of the internal and external foundations of South African law.</li> <li>• gather, interpret and synthesise information regarding the history of law and communicate it coherently based on sound academic and ethical principles.</li> </ul>		
<b>ASSESSMENT CRITERIA</b>		
<b>Outcome 1</b> Fundamental knowledge with reference to the external foundations of South African law as well as the internal foundations of the South African law of procedure, law of succession, public law, law of persons and the family <b>Learners will be assessed on their ability to</b> <ul style="list-style-type: none"> <li>• define, interpret, explain, and use terminology related to the law, legal development and legal rules, in tests and the examination.</li> <li>• compare different legal schools, legal concepts and legal systems in assignments, tests and the examination.</li> </ul>		
<b>Outcome 2</b> individually and within a group, apply it (the knowledge) to the analysis of sets of facts, both routine and unfamiliar but derived from real-life situations, and the formulation or adaptation of solutions. <b>Learners will be assessed on their ability to</b> both orally during class discussions and in writing brief assignments and the examination, analyse sets of facts relating to the South African law of procedure, law of succession, public law and law of persons and the family to identify key concepts and give solutions (or adapt given solutions) based on information of legal schools, legal concepts and legal systems.		
<b>Outcome (2 and) 3</b> gather, interpret and synthesise information regarding the history of law and communicate it coherently based on sound academic and ethical principles <b>Learners will be assessed on their ability to</b>		

write a short assignments/tests demonstrating critical reflection of specific topics in legal history.		
<b>Method of delivery:</b>		
Assessment modes:		
<b>Formative assessment:</b> Class tests, computer-based assessment, individual and group discussions and assignments focusing on the application of knowledge.		
<b>Summative assessment:</b> Final assessment (exam) to determine whether students are able to demonstrate		
a fundamental knowledge of terminology, legal development and rules,		
the ability to analyse sets of facts and apply their knowledge to formulate or adapt solutions and		
critical reflection on certain topics of legal history.		
<b>Examination analysis</b>		
Fundamental knowledge (80%)		
(Terminology, legal development and legal rules)		
Skills and competencies (20%)		
(Application, analysis, synthesis, critical reflection, comparison)		
<b>Calculating the final module mark:</b>		
Formative assessment: 50% of final mark		
Summative assessment: 50% of final mark		
<b>Module code: JURI 114</b>	<b>Semester 2</b>	<b>NQF level: 5</b>
<b>Title: Law of Persons and Juristic Persons</b>		
<b>Learning outcomes:</b>		
Upon completion of this module, you should:		
<ul style="list-style-type: none"> <li>• demonstrate a fundamental knowledge of the law of persons and juristic persons, with special reference to the legal subjectivity of natural and juristic persons, and an informed understanding of the important terms, rules, concepts, general principles and theories;</li> <li>• be able to apply the knowledge to the analysis of given sets of facts and the formulation of solutions or adaptations to solutions, individually and in groups;</li> <li>• communicate the results of elementary (literature) research and problem-solving coherently and reliably befitting the ethics of the law, orally and/or in writing.</li> </ul>		
<b>Outcome 1</b>		
demonstrate a fundamental knowledge of the law of persons and juristic persons, with special reference to the legal subjectivity of natural and juristic persons, and an informed understanding of the important terms, rules, concepts, general principles and theories;		
<b>Learners will be assessed on:</b>		
their ability to use relevant terms, rules, concepts, principles and theories to describe the law of persons and juristic persons with regard to the legal subjectivity of natural and juristic persons as legal subjects in group/class discussions, tests, short assignments and the examination;		
<b>Outcomes 2 and 3</b>		
<ul style="list-style-type: none"> <li>• be able to apply the knowledge to the analysis of given sets of facts and the formulation of solutions or adaptations to solutions, individually and in groups;</li> <li>• communicate the results of elementary (literature) research and problem-solving coherently and reliably befitting the ethics of the law, orally and/or in writing.</li> </ul>		
<b>Learners will be assessed on their ability to:</b>		
interpret sets of facts, during group discussions, short individual and group assignments and the examination, in order to:		
<ul style="list-style-type: none"> <li>• identify and motivate the factors influencing the status of natural persons with reference to</li> </ul>		

legislation and case law <ul style="list-style-type: none"> <li>distinguish between the requirements for the founding of the different kinds of juristic persons;</li> <li>the capacity of juristic persons with reference to legislation and case law.</li> </ul>		
Method of delivery:		
Assessment modes: <b>Formative assessment:</b> Class tests and both individual and group assignments focusing on demonstration of knowledge and application of such knowledge to given sets of facts throughout the semester. <b>Summative assessment:</b> Final assessment (examination) to determine whether the student is able to demonstrate a fundamental knowledge of the law of persons and juristic persons and to analyse sets of facts and apply such knowledge to formulate solutions. <b>Examination analysis:</b> Fundamental knowledge (80%): Rules, concepts, general principles and theories, factors, requirements and capacities. Skills and competencies (20%): Analysis, application and evaluation in problem solving. <b>Calculating the final module mark:</b> Formative assessment: 50% of final mark Summative assessment: 50% of final mark		
<b>Module code: JURI 121</b>	<b>Semester 2</b>	<b>NQF level: 5</b>
<b>Title: Indigenous Law</b>		
<b>Learning outcomes:</b> On completion of this module, you should: <ul style="list-style-type: none"> <li>demonstrate a fundamental knowledge of the terms, concepts, principles, aspects, and theories underpinning Indigenous Law, and particularly of the most important rules of African indigenous law;</li> <li>individually and within groups, be able to compare the content and application of African indigenous legal rules with rules in other legal systems;</li> <li>demonstrate an ability to gather information an aspect identified from the field of Indigenous Law</li> <li>apply his/her knowledge of Indigenous Law to analyse sets of facts and propose solutions individually or in a group.</li> </ul>		
<b>ASSESSMENT CRITERIA</b>		
<b>Outcome 1</b> demonstrate a fundamental knowledge of the terms, concepts, principles, aspects, and theories underpinning Indigenous Law, and particularly of the most important rules of African indigenous law;		
<b>Learners will be assessed on their ability to</b> <ul style="list-style-type: none"> <li>define and use terms and concepts in group discussions and describe the principles and theories on which different aspects of African indigenous law is based in tests or short assignments</li> <li>identify and motivate the most important rules of African indigenous law</li> </ul>		
<b>Outcomes 2 &amp; 3</b> <ul style="list-style-type: none"> <li>individually and within groups, be able to compare the content and application of African</li> </ul>		

indigenous legal rules with rules in other legal systems <ul style="list-style-type: none"> <li>demonstrate an ability to gather information on an aspect identified from the field of Indigenous Law</li> </ul> <p><b>Learners will be assessed on their ability to</b></p> <ul style="list-style-type: none"> <li>identify and compare the African indigenous legal rules with similar rules from other legal systems (group discussions; class tests; examination)</li> <li>demonstrate whether and how, if applicable, the application of rules corresponding between African and other legal systems affects the interpretation of a given set of facts (group discussions/assignments)</li> </ul> <p><b>Outcome 4 &amp; 3</b></p> <ul style="list-style-type: none"> <li>apply your knowledge of Indigenous Law to analyse sets of facts and propose solutions individually or in a group.</li> <li>demonstrate an ability to gather information on an aspect identified from the field of Indigenous Law</li> </ul> <p><b>Learners will be assessed on their ability to</b></p> <ul style="list-style-type: none"> <li>analyse interpret and analyse a set of well-defined, both familiar and unfamiliar, set of facts within both an African and a western context, and propose solutions based on rules from the field of Indigenous Law, (group work; assignment; examination)</li> <li>demonstrate an ability to gather information on an aspect identified from the field of Indigenous Law (library)</li> </ul>		
Method of delivery:		
Assessment modes: <b>Formative assessment:</b> Class tests, individual and group assignments focusing on the demonstration and application of knowledge also in problem-solving and the retrieval, analysis and integration of information. <b>Summative assessment:</b> Final assessment (exam) to determine whether students are able to demonstrate <ul style="list-style-type: none"> <li>a fundamental knowledge of terminology and rules,</li> <li>the ability to analyse sets of facts and to apply their knowledge to formulate or adapt solutions</li> <li>the ability to retrieve, integrate and apply information</li> <li>critical reflection on certain aspects of indigenous law.</li> </ul> <p><b>Examination analysis:</b>  Fundamental knowledge (80%)  (Terminology, indigenous law and its application)  Skills and competencies (20%)  (Application, analysis, critical reflection, comparison)  <b>Calculating the final module mark:</b>  Formative assessment: 50% of final mark  Summative assessment: 50% of final mark</p>		
<b>Module code: JURI 122</b>	<b>Semester 2</b>	<b>NQF level: 5</b>
<b>Title: Legal Skills</b>		
<b>Learning outcomes:</b>		

On completion of this module, you should demonstrate:

- a fundamental knowledge and informed understanding of the coherence of the LLB curriculum with its concomitant
  - legal terminology in context of oral and written communication,
  - basic and appropriate numeracy-, accounting and computer skills needed by legal practice,
  - basic research skills as necessitated by legal practice, and
  - critical, analytical, evaluative and logical cognitive skills necessary for legal argumentation;the value these legal skills has for the legal profession by means of examples from practice;
- the ability to identify and motivate the usage of specific skills in well-defined routine legal situations

### **Outcome 1**

Fundamental knowledge and informed understanding of the coherence of the LLB curriculum with its concomitant

- legal terminology in context of oral and written communication, basic and appropriate numeracy-, accounting and computer skills needed by legal practice,
- basic research skills as necessitated by legal practice, and critical, analytical, evaluative and logical cognitive skills necessary for legal argumentation.

### **Learners will be assessed on:**

Their ability to use appropriate legal terminology to explain the content and coherence of the LLB Curriculum in group discussions, short written assignments and class tests;

- Their knowledge of basic numeracy and accounting skills and how such skills are used in legal practice (class tests, group work and the examination);
- Practical skills demonstrating the ability to use computer skills (including the Internet) appropriately in research to search for, identify, retrieve and integrate relevant information on given themes using the cognitive skills needed for legal argumentation (group work; group assignment; computer-based assessment).

### **Outcome 2**

The value legal skills have for the legal profession by means of examples from practice.

### **Learners will be assessed on:**

Their ability to identify and supply examples of legal skills for familiar and unfamiliar contexts/situations/problems in group discussions, class tests and the examination.

### **Outcome 3**

The ability to identify and motivate the usage of specific skills in well-defined routine legal situations.

### **Learners will be assessed on:**

Their ability to analyse a short realistic legal situation, identify the skills needed and respond to the situation using selected but appropriate legal terminology, computer and research skills, numeracy and accounting skills and cognitive skills in communication (integrated individual or group assignment; examination).

the systematic application of different legal skills through:

Showing a thorough understanding of the coherence of the LLB curriculum;

<p>Showing an understanding of the reasons for the acquisition of certain practical skills required for the legal profession;</p> <p>Showing an understanding of the correct use of legal terminology in all forms of communication;</p> <p>Engaging in critical and logical argumentation in all forms of communication;</p> <p>Employing the skills attained in RINL 111 in the framework of his/her legal studies;</p> <p>Using and applying basic and appropriate numeracy- and accounting skills required for the legal profession;</p> <p>Demonstrating a thorough knowledge of what basic research means for the purpose of assignments and mini-dissertations; and</p> <p>Employing the skills attained in LEER 111 in the framework of his/her legal studies.</p> <p>Learners' achievement of the module outcomes will be assessed through an estimation of Their ability to show an understanding of, and to discuss the content and coherence of the LLB curriculum;</p> <p>The application of knowledge of the different practical skills required for the legal profession including communication-, numeracy- and research skills; and</p> <p>The integrated knowledge of the correct and integrated use of legal terminology, critical and logical argumentation and specific research methods.</p>		
<b>Method of delivery:</b>		
<p>Assessment modes:</p> <p>The assessment criteria will be met through the use of the following assessment practices:</p> <p><b>Formative assessments</b> by way of class tests, assignments and presentations focusing on the skills of integration of information and the application of communication techniques;</p> <p><b>Summative assessments</b> by way of:</p> <p>A computer-based legal report (assignment) showing the competence to employ communication and research skills in a logically argumentative fashion;</p> <p>A computer-based legal report (assignment) showing the competence to employ applicable numeracy skills; A final integrated examination in the form of a 'problem' in terms of skills that has to be solved.</p>		
<b>Module code: JURI 123</b>	<b>Semester 1</b>	<b>NQF level: 5</b>
<b>Title: Contemporary Foundations of South African Law</b>		
<p><b>Learning outcomes:</b></p> <p>Upon completion of this module you should be able to demonstrate</p> <ul style="list-style-type: none"> <li>• fundamental knowledge with reference to the internal foundations of the South African law of property, law of delict and law of contract so that you can not only</li> <li>• discuss the different aspects of the internal foundations of South African law coherently, integrated, and with an informed understanding, but also</li> <li>• analyse sets of facts, both familiar and unfamiliar, and apply this knowledge in the formulation of solutions and</li> <li>• present the facts in writing using basic conventions of legal discourse.</li> </ul> <p><b>ASSESSMENT CRITERIA</b></p> <p><b>Outcomes 1 and 2</b></p> <ul style="list-style-type: none"> <li>• Fundamental knowledge with reference to the internal foundations of the South African law of property, law of delict and law of contract;</li> <li>• discuss the different aspects of the internal foundations of South African law coherently, integrated, and with an informed understanding.</li> </ul> <p><b>Learners will be assessed on</b></p>		

<ul style="list-style-type: none"> <li>the appropriate and coherent use of terminology when discussing legal development and legal rules pertaining to the law of property, law of delict and law of contract (group work; class tests; examination);</li> <li>the ability to differentiate between and also relate the law of property, law of delict and law of contract (class tests; examination).</li> </ul> <p><b>Outcomes 3 and 4</b></p> <ul style="list-style-type: none"> <li>analyse sets of facts, both familiar and unfamiliar, and apply this knowledge in the formulation of solutions and</li> <li>present the facts in writing using basic conventions of legal discourse.</li> </ul> <p><b>Learners will be assessed on</b>  their ability to analyse and interpret sets of familiar and unfamiliar facts and apply the appropriate rules from the law of property, law of delict and law of contract in formulating solutions (written individual and / or group assignment; (diagrammatic) computer; tests; examination.</p>		
<p><b>Method of delivery:</b>  Assessment modes:  <b>Formative assessment:</b> Class tests, computer-based assessment, individual and group discussions and assignments focusing on the application of knowledge.  <b>Summative assessment:</b> Final assessment (exam) to determine whether students are able to demonstrate</p> <ul style="list-style-type: none"> <li>a fundamental knowledge of terminology, legal development and rules,</li> <li>the ability to analyse sets of facts and to apply their knowledge to formulate solutions</li> <li>critical reflection on certain topics of legal history.</li> </ul> <p><b>Examination analysis</b>  Fundamental knowledge (80%)  (Law of property, law of delict and law of contract, terminology, legal development and legal rules)  Skills and competencies (20%)  (Application, analysis, critical reflection, comparison)  <b>Calculating the final module mark:</b>  Formative assessment: 50% of final mark  Summative assessment: 50% of final</p>		
Module code: JURI 124	Semester 2	NQF level: 5
<b>Title: Law of Succession</b>		
<p><b>Learning outcomes:</b>  Upon completion of this module, you should be able to demonstrate:</p> <ul style="list-style-type: none"> <li>A fundamental knowledge and informed understanding of the law of succession, with special reference to:</li> <li>The basic terminology, concepts, rules and principles of the testate and intestate law of succession.</li> <li>The common law and statutory position with regard to testate and intestate succession.</li> <li>The most recent and modern developments with regard to the law of succession.</li> <li>The ability to use their knowledge of the law of succession (and their basic research skills) to solve well-defined problems within a familiar context.</li> <li>The ability to identify and evaluate a change to a problem and to meet the needs of the</li> </ul>		

change to solve the adjusted problem.

- The ability to coherently communicate information using basic conventions suitable to legal discourse.

## **ASSESSMENT CRITERIA**

### **Outcome 1**

A fundamental knowledge and informed understanding of the law of succession with special reference to:

- The basic terminology, concepts, rules and principles of the testate and intestate law of succession.
- The common law and statutory position with regard to testate and intestate succession.
- The most recent and modern developments with regard to the law of succession.

### **Learners will be assessed on**

- an ability to use appropriate terminology, concepts, rules and principles to describe the field of the testate and intestate law and to delineate the relevance of the common law and statutory position, in group work, class tests.
- knowledge of how the most recent developments in the law of succession improves the effectiveness of the law (elementary research for group work / individual or group assignment; class test; examination)

### **Outcomes 2, 3 and 4**

- The ability to use their knowledge of the law of succession (and their basic research skills) to solve well-defined problems within a familiar context.
- The ability to identify and evaluate a change to a problem and to meet the needs of the change to solve the adjusted problem.
- The ability to coherently communicate information using basic conventions suitable to legal discourse.

### **Learners will be assessed on**

- the ability to interpret a set of facts during group discussions / individually; individual and group assignments and the examination, in order to identify and motivate key concepts / aspects relating to the law of succession and referring to the statutory position with regard to intestate and testate succession, and
- the ability to propose solutions to given sets of facts or adapt solutions befitting the change in set of facts, and
- the ability to present the findings either orally or in writing adhering to acceptable academic standards.

### **Method of delivery:**

Assessment modes:

**Formative assessment:** Class tests and both individual and group assignments focusing on demonstration of knowledge and application of such knowledge to given sets of facts throughout the semester.

**Summative assessment:** Final assessment (examination) to determine whether the student is able to demonstrate a fundamental knowledge and informed understanding of the law of succession, to analyse sets of facts and apply such knowledge to formulate solutions.

### **Examination analysis:**

Fundamental knowledge (80%): Rules, concepts, general principles and theories, factors,



requirements and capacities.

Skills and competencies (20%): Analysis, application and evaluation in problem solving.

**Calculating the final module mark:**

Formative assessment: 50% of final mark

Summative assessment: 50% of final mark

**Module code: JURI 211**

**Semester 1**

**NQF level: 6**

**Title: Criminal Law: General Principles**

**Learning outcomes:**

On completion of this module you should be able to demonstrate:

- a solid knowledge base of the general principles of Criminal Law with specific reference to:
  - the place of Criminal Law in the legal system;
  - the history and sources of Criminal Law;
  - theories of punishment;
  - the general elements of a crime;
  - participation in crime;
  - attempt, conspiracy and incitement
- a sound understanding of the house style in writing, key terms, procedures, formats and conventions, theories and principles in reasoning and problem solving;
- problem solving skills through critical analysis, information retrieval, evaluation of gathered information and the formulation and presentation of possible solutions of well-defined but unfamiliar problems;
- the ability to communicate information coherently befitting this level of study, in writing and orally by means of appropriate technologies, ethically sound and value-based.

On completion of this module you should be able to demonstrate:

**Outcome 1**

a solid knowledge base of the general principles of Criminal Law with specific reference to:  
the place of Criminal Law in the legal system;  
the history and sources of Criminal Law;  
theories of punishment;  
the general elements of a crime;  
participation in crime;  
attempt, conspiracy and incitement

**Learners will be assessed on:**

knowledge of the general principles of Criminal Law and related fields in individual and group assignments, tests and the examination.

**Outcome 2**

a sound understanding of the house style in writing, key terms, procedures, formats and conventions, theories and principles in reasoning and problem solving;

**Learners will be assessed on:**

Written assignments – the application of the house style, use of correct terms and concepts, fluency in language, reasoning/argumentation based on theories, principles and legal approaches effectively in assignments, tests and the examination.

**Outcome 3**

problem solving skills through critical analysis, information retrieval, evaluation of gathered information and the formulation and presentation of possible solutions of well-defined but unfamiliar problems;

<b>Learners will be assessed on:</b> the ability to apply the general principles of Criminal Law to real world scenario's and solving problems through critical analysis, information retrieval and application in assignments, group and individual activities during and after contact sessions and in the examination. <b>Outcome 4</b> the ability to communicate information coherently befitting this level of study, in writing and orally by means of appropriate technologies, ethically sound and value-based. <b>Learners will be assessed on:</b> Communication skills in writing and orally, presenting their information coherently and well-structured supported with academic–professional discourse and appropriate technologies.		
Method of delivery:		
Assessment modes: <b>Formative assessment:</b> Class tests; individual and group assignments focusing on the knowledge obtained and the ability to solve problems. <b>Summative assessment:</b> Written examination. <b>EXAMINATION ANALYSIS</b> Knowledge (principles, doctrines) 60% Skills and competencies (application and problem solving) 40% <b>CALCULATING THE FINAL MODULE MARK</b> Participation mark 50% of the final mark. Examination mark 50% of the final mark. Final mark 100%		
<b>Module code: JURI 213</b>	<b>Semester 1</b>	<b>NQF level: 6</b>
<b>Title: Law of Criminal Procedure</b>		
<b>Learning outcomes:</b> Upon completion of this module, learners should be able to demonstrate: <ul style="list-style-type: none"> <li>• A solid knowledge and sound understanding of: the terminology, principles and procedures of the Law of Criminal Procedure, with special reference to: <ul style="list-style-type: none"> <li>the course of a criminal matter in the broad sense;</li> <li>the values pertaining to the law of criminal procedure;</li> <li>the criminal courts and their jurisdiction;</li> <li>principles pertaining to prosecutions and the roles of other state officials;</li> <li>pre-trial criminal procedure;</li> <li>bail and alternatives thereto and</li> <li>Indictment and charge sheets.</li> </ul> </li> <li>• The ability to effectively select and apply the relevant legal rules and principles in order to solve well-defined but unfamiliar factual and legal problems using the correct procedure and appropriate evidence.</li> <li>• The ability to related information and solutions coherently and clearly, using professional formats, including the drafting of documents relevant during the criminal trial.</li> <li>• The ability to communicate solutions with appropriate technologies to lay academic-professional audiences, ethically sound and value based.</li> </ul> <b>Assessment Criteria</b> To establish whether learners have reached the outcomes, they will be assessed on:		
<b>Outcome 1</b>		

Their knowledge and understanding of the terminology, principles and procedures of the Law of Criminal Procedure, in assignment, group work, test and examinations.

## **Outcome 2**

Their ability to effectively select and apply the relevant legal rules and principles in order to solve well-defined but unfamiliar factual and legal problems using the correct procedure and appropriate evidence in preparing, proposing and presenting solutions with appropriate technologies like printed matter, transparencies and in exceptional instances power point presentations

## **Outcome 3**

The ability to relate information and solutions coherently and clearly, using professional formats, including the drafting of documents relevant during the criminal trial. In writing and oral presentations.

## **Outcome 4**

Learners will be assessed on assignments, group work with emphasis on the ethical and value issues in written and oral presentations.

Method of delivery:

Assessment modes:

**Formative assessment:** tests, assignments, presentations/communication and section in the final examination

**Summative assessment:** assignments, section in the final examination

**Module Code: JURI 214**

**Semester 1**

**NQF level: 6**

**Title: Constitutional Law**

## **Learning outcomes:**

On completion of this module, you should be able to

- demonstrate a solid knowledge base in Constitutional Law and it's main constituting fields as well as the competency to analyse real world scenario's (well-defined but unfamiliar problems in known/familiar contexts) emerging from problematic South African structural Constitutional Law issues;
- determine lack in information pertaining to problematic issues, to plan elementary research in this regard, to obtain access to relevant resources and to gather appropriate information;
- integrate information gained and propose creative solutions employing common terms/terminology, doctrines, underpinning and established theories and principles, relating concepts, processes, procedures and techniques in Constitutional Law appropriately and that you are able to manage an academic-professional discourse verbally or/and in writing to problematic issues coherently;
- communicate/present solutions to professional and lay (peer) audiences, individually or in groups, by making use of applicable IT equipment, acceptable formats based on specific conventions illustrating the ability of an awareness of cognate fields/areas.

## **ASSESSMENT CRITERIA**

### **Outcome 1**

demonstrate a solid knowledge base in Constitutional Law and it's main constituting fields as well as the competency to analyse real world scenario's (well-defined but unfamiliar problems in known/familiar contexts) emerging from problematic South African structural

Constitutional Law issues;

**Learners will be assessed on:**

the knowledge of the structural Constitutional Law and how it relates to other fields of study in Law;

**Outcome 2**

determine lack in information pertaining to problematic issues, to plan elementary research in this regard, to obtain access to relevant resources and to gather appropriate information;

**Learners will be assessed on:**

- the competency to analyse unfamiliar, unknown, textually localised well-defined scenario('s) and to determine and list elements, conditions, circumstances as well as uncertainties (lack of knowledge) to access (available internet, library, etc.) resources as part of research and gathering of information;
- ability to identify and describe the lack in information, plan research and utilise their information retrieval skills to retrieve appropriate and relevant information;

**Outcome 3**

integrate information gained and propose creative solutions employing common terms/terminology, doctrines, underpinning and established theories and principles, relating concepts, processes, procedures and techniques in Constitutional Law appropriately and that you are able to manage an academic-professional discourse verbally or/and in writing to problematic issues coherently;

**Learners will be assessed on:**

- ability to integrate information with principles, theories, concepts, etc. and to plan and formulate a solution to the scenario;
- ability to establish coherency regarding related Constitutional issues in the South African structural Constitutional Law;

**Outcome 4**

Communicate/present solutions to professional and lay (peer) audiences, individually or in groups, by making use of applicable IT equipment, acceptable formats based on specific conventions illustrating the ability of an awareness of cognate fields/areas.

**Learners will be assessed on:**

- ability to manage an academic discourse and to reason the relevance of the retrieved information in the formulation of the solution;
- communication skills revealed with presentation of reports;
- reasoning and acknowledgement of different views with the competency to incorporate what improves the quality of the final product.

**Method of delivery:**

Assessment modes:

**Formative assessment:** tests, assignments/reports and presentations/communication focusing on the determination of the skills of analysis and identification relevant to Law and more specific the Constitutional Law.

**Summative assessment:** Assignments/reports, proportion/section in the final examination paper.

**Examination analysis**

Knowledge

(principles, terminology or jargon, reasoning theories, processes, procedures, concepts, techniques, etc.) 60%

Skills and competencies

(application, analysis, synthesis, evaluation in problem solving) 40%

**Calculating the final module mark:**

Formative assessment 50% of the final mark.

Summative assessment 50% of the final mark.

**Module Code: JURI 215**

**Semester 1**

**NQF level: 6**

**Title: Entrepreneurial Law**

**Learning outcomes:**

On completion of this module the learner should be able to:

- Demonstrate a well rounded and systematic knowledge of Entrepreneurial law with special reference to the principles governing the law of partnerships, business trusts, companies and Close Corporations
- Correctly apply the terms and terminology specific to Entrepreneurial law inclusive of the concept of juristic personality in the entrepreneurial environment against the background of the law of contract in written and oral communication;
- Analyse concepts common to entrepreneurial law and apply the principles in a real business environment factual situations;
- Solve problems in a properly motivated way by analysing factual situations against the principles of Entrepreneurial law as found in relevant common law, applicable case law and legislative provisions;
- Coherently and logically present solutions to cases in Entrepreneurial law interrelating to associated fields of law based on sound ethical and value-based principles. during contact sessions, class test and in the examinations.

**Assessment criteria**

**Outcome 1**

Demonstrate a well rounded and systematic knowledge of Entrepreneurial law with special reference to the principles governing the law of partnerships, business trusts, companies and Close Corporations.

Learners will be assessed on:

Their understanding of the principles governing Entrepreneurial law in factual sets, problem analysis and information retrieval;

**Outcome 2**

Correctly apply the terms and terminology specific to Entrepreneurial law inclusive of the concept of juristic personality in the entrepreneurial environment against the background of the law of contract in all communications;

Learners will be assessed on:

Understanding and application of terminology pertaining to Entrepreneurial law correctly in written and oral communication.

**Outcome 3**

Analyse concepts common to entrepreneurial law and apply the principles in a real business environment factual situations;

Learners will be assessed on:

Their understanding of the distinctions and similarities between the various entrepreneurial forms in the light common law, case law and legislative provisions in simulated real world situations, orally and in writing;

<p><b>Outcome 4</b> Solve problems in a properly motivated way by analysing factual situations against the principles of Entrepreneurial law as found in relevant common law, applicable case law and legislative provisions; Learners will be assessed on:</p> <ul style="list-style-type: none"> <li>Analysing problems, identifying deficiencies and information retrieval;</li> <li>Their abilities to access available resources as part of research and gathering of information;</li> <li>The formulation of a proposed solution complying with house rules, correct terminology, information based argumentation, formats and conventions relevant to common law.</li> </ul> <p><b>Outcome 5</b> Coherently and logically present solutions to cases in Entrepreneurial law interrelating to associated fields of law based on sound ethical and value-based principles. Learners will be assessed on: their ability to analyse and advise on real life business environment entrepreneurial law scenario's coherently by way of properly motivated arguments in assignments, tests, group work and the examination.</p>		
<b>Method of delivery:</b>		
<p><b>Assessment modes:</b> Formative assessment: Class tests/assignments dealing with the skills of analysing factual situations and comprehending case law in the field of Entrepreneurial law. Summative assessment: Formal examination with particular emphasis on the ability to deal with everyday real business environment situations by way of coherent analysis in the light of the law governing the entrepreneurial regime and based on expectations on the level of study. Examination analysis Knowledge (principles, doctrines, terminology, processes, procedures, concepts, techniques, etc.) 40% Skills and competencies (application, analysis, synthesis, identification, defining, description, motivation, etc.) 60% Calculating the final mark Formative assessments 50% of final mark Summative assessments 50% of final mark</p>		
<b>Module code: JURI 216</b>	<b>Semester 1</b>	<b>NQF level: 6</b>
<b>Title: Family Law</b>		
<p><b>Learning outcomes:</b> On completion of this module, the learner should be able to:</p> <ul style="list-style-type: none"> <li>demonstrate a solid knowledge of the nature and contents of Family Law with specific relevance to: <ul style="list-style-type: none"> <li>the legal requirements for marriage;</li> <li>the invariable consequences of marriage;</li> <li>the variable consequences of marriage;</li> <li>legal prescripts relating to divorce and the personal and patrimonial consequences of divorce; and</li> <li>the parent-child relationship.</li> </ul> </li> <li>analyse any selected set of facts, retrieve additional information when and/or where necessary, from applicable resources to contribute to the draft of a solution;</li> </ul>		

- evaluate information and to formulate a possible solution according to expectations at this level incorporating the house style, accepted conventions and format, to solve the problem.  
communicate solutions orally and in writing, individually or in groups.

## **ASSESSMENT CRITERIA**

### **Outcome 1**

demonstrate a solid knowledge of the nature and contents of Family Law with specific relevance to:

- the legal requirements for marriage;
- the invariable consequences of marriage;
- the variable consequences of marriage;
- legal prescripts relating to divorce and the personal and patrimonial consequences of divorce; and the parent-child relationship

### **Learners will be assessed on:**

Aspects of Family Law pertaining to relevant aspects and problem solving in tests, assignments and the examination.

### **Outcomes 2 and 3**

- analyse any selected set of facts, retrieve additional information when and/or where necessary, from applicable resources to contribute to the draft of a solution;
- evaluate information and to formulate a possible solution according to expectations at this level incorporating the house style, accepted conventions and format, to solve the problem.

### **Learners will be assessed on:**

- the application of legal processes and procedures in the analysis of sets of facts and the retrieval and evaluation of relevant and applicable information to formulate solutions in assignments, tests and the examination;
- solutions that comply with acceptable and expected legal standard in assignments, group work, class discussion and reporting;
- integration of facts in the formulation of solutions.

### **Outcome 4**

communicate solutions orally and in writing, individually or in groups.

### **Learners will be assessed on:**

communication of definitions and the theoretical underpinnings of the discipline and the application of his or her knowledge to sets of facts reliably and coherently in problem solving.

Method of delivery:

Assessment modes:

Methods of assessment include:

**Informal-Formative assessment:** including questions and answers, group discussions and feed-back and group reflection on pleadings drawn up on the basis of sets of facts.

**Formal-Formative assessment,** including class tests and formal tests.

**Summative assessment:** The final examination will be directed at the assessment of the student's competency to integrate, combine and formulate (in writing) according to Law expectations at this level of study.

**Examination analysis**

Fundamental knowledge (60%)  
 (Terminology and legal rules)  
 Skills and competencies (40%)  
 (Application, analysis, critical reflection, information retrieval and integration, communication)  
**Calculating the final module mark:**  
 Formative assessment: 50% of final mark  
 Summative assessment: 50% of final mark

<b>Module Code: JURI 217</b>	<b>Semester 1</b>	<b>NQF level: 6</b>
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### **Title: Interpretation of Statutes**

#### **Learning outcomes:**

On completion of this module, the learner should be able to

- demonstrate solid knowledge of the different approaches in interpretation of skills of interpretation;
- give different interpretations of fact sets, individually as well as in groups and to file reports based on legal argumentation in this regard;
- communicate findings/reports/interpretations orally and in writing done in house style and according to approved conventions and formats and to support presentations with applicable/selected technologies;
- proof a sound ethical and value-based approach in all communications.

#### **ASSESSMENT CRITERIA**

##### **Outcome 1**

demonstrate solid knowledge of the different approaches in interpretation of statutes, pertaining terminology, theories and principles underpinning the ability and skills of interpretation;

##### **Learners will be assessed on:**

- The knowledge of the meaning of legislation, the commencement, demise and amendment of legislation as concepts and coherently in factual sets;
- the knowledge of the theories and jurisprudential perspectives on different approaches in statutory interpretation, the basic purpose of legislation and other basic principles in the interpretation process;
- the knowledge and skills of ascertaining and concretising of the legislative scheme;
- the knowledge and skills of constitutional interpretation and the difference thereof to statutory interpretation applied in practice;
- the competency to analyse and apply different terminologies, theories and principles in factual sets and official documents;

##### **Outcome 2**

give different interpretations of fact sets, individually as well as in groups and to file reports based on legal argumentation in this regard;

##### **Learners will be assessed on:**

The ability to give different interpretations of fact sets, individually as well as in groups in filing and presenting reports/interpretations orally and in writing to lay and professional audiences.

##### **Outcome 3**

communicate findings/reports/interpretations orally and in writing done in house style and according to approved conventions and formats and to support presentations with



applicable/selected technologies; <b>Learners will be assessed on:</b> Writing and communication skills in assignments and presentations with the use of selected and appropriate technologies.		
<b>Outcome 4</b> proof a sound ethical and value-based approach in all communications. <b>Learners will be assessed on:</b> Writing and speaking/language skills in assignments and during presentations as well as in tests and examinations.		
Method of delivery:		
Assessment modes: <b>Formative assessment:</b> Class test / assignments focusing on the skills of integration of information and the application of formats and conventions in the formulation of solutions <b>Summative assessment:</b> The final examination will be allocated to the assessment of the competency to integrate, combine and formulate (in writing) according to Law expectations at this level of study. <b>Examination analysis</b> Fundamental knowledge (60%) (Terminology and legal rules) Skills and competencies (40%) (Application, analysis, critical reflection, information retrieval and integration, communication) <b>Calculating the final module mark:</b> Formative assessment: 50% of final mark Summative assessment: 50% of final mark		
<b>Module Code: JURI221</b>	<b>Semester 2</b>	<b>NQF level: 6</b>
<b>Title: Criminal Law: Specific Crimes</b>		
<b>Learning outcomes:</b> On completion of this model you should be able to: <ul style="list-style-type: none"> <li>• Demonstrate a solid knowledge base in Criminal law with special reference to the principles governing a selection of specific crimes against the state, personal and bodily freedom or integrity and crimes against property;</li> <li>• Apply the terminology specific to Criminal law correctly and in context in written and oral presentations;</li> <li>• Analyse crimes, in terms of common or statutory Criminal law and to select and apply the relevant statutory and common law rules and principles in which the state may convict and punish perpetrators for the unlawful, blameworthy acts or omissions that constitute specific crimes in context, in sets of fact;</li> <li>• Solve problems by analysing sets of facts and to formulate solutions with reference to applicable case law and legislative provisions;</li> <li>• Present your points of view in class during group discussions and/or presentations in a coherent and logical way with evidence of a sound ethical and value-based approach.</li> </ul> <b>Assessment criteria</b> <b>Outcomes 1 and 2</b> <ul style="list-style-type: none"> <li>• Demonstrate a solid knowledge base in Criminal law with special reference to the principles governing a selection of specific crimes against the state, personal and bodily freedom or integrity and crimes against property.</li> </ul>		

- Apply the terminology specific to Criminal law correctly and in context in written and oral presentations;

**Learners will be assessed on:**

The knowledge of the common terms and terminology, principles, in Criminal law in academic-professional discourse and argumentation in written documentation and oral presentation;

**Outcomes 3 and 4**

- Analyse crimes, in terms of common or statutory Criminal law and to select and apply the relevant statutory and common law rules and principles in which the state may convict and punish perpetrators for the unlawful, blameworthy acts or omissions that constitute specific crimes in context, in sets of fact;
- Solve problems by analysing sets of facts and to formulate solutions with reference to applicable case law and legislative provisions;

**Learners will be assessed on:**

- Ability to select and apply the relevant statutory and common law rules and principles in which the state may convict and punish perpetrators for the unlawful, blameworthy acts or omissions that constitute specific crimes and apply it in the analysis of crimes and the application in the formulation and arguing of a possible solution;
- The competency to analyse unfamiliar, unknown; well defined scenario's and to determine and list elements, conditions, circumstances as well as to access available resources as part of research, gathering and evaluation of information as well as the integration of information in the filing of a possible solution (based on legislative provisions) and the presentation thereof;

**Outcome 5**

Present your points of view in class during group discussions and/or presentations in a coherent and logical way with evidence of a sound ethical and value-based approach.

**Learners will be assessed on:**

Ability to establish coherency regarding Criminal related issues in the South African Criminal Law in formulation and presentation of findings/possible solution to a lay and academic-professional audience;

The evidence in writing and speaking of a sound ethical and value-based approach.

**Method of delivery:**

Assessment modes:

**Formative assessment:** Class tests/assignments, semester tests, group work and class discussion/presentations focussing on the skills of analysing and identification relevant to Criminal Law.

**Summative assessment:** Part of formal exam with sets of fact showing the students ability to analyse the facts, integrate and combine research findings, applying case law and legislative provisions to formulate a solution(s) based on expectations on the level of study.

**Examination analysis**

Knowledge

(principles, doctrines, terminology, processes, procedures, concepts, techniques, etc.) 60%

Skills and competencies

(application, analysis, synthesis, identification, defining, description, motivation, etc.) 40%

**Calculating the final mark**

Formative assessments 50% of final mark Summative assessments 50% of final mark		
<b>Module Code: JURI 223</b>	<b>Semester 2</b>	<b>NQF level: 6</b>
<b>Title: Criminal Procedure</b>		
<b>Learning outcomes:</b> Upon completion of this module, learners should be able to demonstrate: <ul style="list-style-type: none"> <li>• A solid knowledge and sound understanding of the terminology, principles and procedures of the Law of Criminal Procedure, with special reference to the criminal trial, which spans from the plea stage up to the exhaustion of appeal and review possibilities.</li> <li>• The ability to effectively select and apply the relevant legal rules and principles in order to solve well-defined but unfamiliar factual and legal problems using the correct procedure and with appropriate evidence.</li> <li>• The ability to relate and integrate information in solutions coherently and clearly, using professional formats, including the drafting of relevant documents during the criminal trial.</li> <li>• The ability to communicate effectively in writing and orally, based on expected legal argumentation and discourse underlined ethically sound and value driven.</li> </ul>		
<b>ASSESSMENT CRITERIA</b> To establish whether learners have reached the outcomes, they will be assessed on: <p><b>Outcome 1</b>          Their knowledge understanding of the terminology, principles and procedures of the Law of Criminal Procedure, with special reference to the criminal trial, spanning from the plea stage up to the exhaustion of appeal and review possibilities in terms of the sophisticated preparation/completion of the documentation, filling out forms, for all criminal procedures.</p> <p><b>Outcome 2</b>          The ability to effectively select and apply the relevant legal rules and principles in order to solve well-defined but unfamiliar factual and legal problems using the correct procedure and appropriate evidence in factual sets in assignments, group work, tests and examinations.</p> <p><b>Outcome 3</b>          The ability to relate and integrate information and understanding in solutions coherently and clearly and the using of professional formats, including the drafting of relevant documents, during the criminal trial in assignments, test and examination.</p> <p><b>Outcome 4</b>          A set of criteria formulated to proof writing and oral skills and applied in class discussion, group activity and individual/group presentation with appropriately selected technology.</p>		
Method of delivery:		
Assessment modes: <b>Formative assessment:</b> tests, assignments, presentation/communication individually and in groups, and a section in the final examination. <b>Summative assessment:</b> assignments and section in the final examination paper. <b>Examination analysis</b> Knowledge (principles, terminology, reasoning theories, processes, procedures, concepts, techniques) 60% Skills and competencies9 application, analysis, synthesis, evaluation in problem solving) 40% <b>Calculating the final mark:</b> Formative assessment 50% of the final mark		

Summative assessment 50% of the final mark.		
<b>Module Code: JURI 224</b>	<b>Semester 2</b>	<b>NQF level: 6</b>
<b>Title: Labour Law</b>		
<b>Learning outcomes:</b> On completion of this module you should be able to: <ul style="list-style-type: none"> <li>• Demonstrate a well rounded and systematic knowledge base in labour law with special reference to the principles governing the contract of employment; procedures required by legislative provisions, the individual and collective labour relationships and the influence of the constitution on these fields;</li> <li>• Solve problems by analysing sets of facts, identify the sources of labour law applicable to a specific scenario, gather information and to apply/integrate information coherently in the formulation of solutions with reference in your argument/motivation to applicable case law and legislative provisions;</li> <li>• Present your points of view in class and in group discussions in written and oral presentations in a coherent and logical way, ethically sound and value-based</li> </ul>		
<b>Assessment criteria</b>		
<b>Outcome 1</b> Demonstrate a well rounded and systematic knowledge base in labour law with special reference to the principles governing the contract of employment; the individual and collective labour relationships and the influence of the constitution on these fields.		
<b>Learners will be assessed on:</b> <ul style="list-style-type: none"> <li>• The ability to define and analyse different concepts terms and terminology, principles, processes and procedures and techniques common to labour law;</li> <li>• Knowledge of the South African structural Labour Law based on common law and legislative provisions;</li> </ul>		
<b>Outcome 2</b> Solve problems by analysing sets of facts; identify the sources of labour law applicable to a specific scenario, gather information and to apply/integrate information coherently in the formulation of solutions with reference in your argument/motivation to applicable case law and legislative provisions;		
<b>Learners will be assessed on:</b> <ul style="list-style-type: none"> <li>• The competency to analyse unfamiliar, unknown; well defined scenario's and to determine and list elements, conditions, circumstances as well as to access available resources as part of research and gathering of information;</li> <li>• Ability to evaluate and integrate information gathered to establish coherency regarding labour related issues in the South African Labour Law in the possible and proposed solution in assignments, presentations (during contact sessions individually and in group work), tests and the examination.</li> </ul>		
<b>Method of delivery:</b>		
Assessment modes: <b>Formative assessment:</b> Class tests/assignments, group work and class discussion/presentations focussing on the skills of analysing and identification relevant to Labour Law. <b>Summative assessment:</b> Part of formal exam with sets of fact showing the students ability to analyse the facts, integrate and combine research findings, applying case law and legislative provisions to formulate a solution(s) based on expectations on the level of study.		
<b>Examination analysis</b> Knowledge		

(principles, doctrines, terminology, processes, procedures, concepts, techniques, etc.) 60%  
Skills and competencies

(application, analysis, synthesis, identification, defining, description, motivation, etc.) 40%

**Calculating the final mark**

Formative assessments 50% of final mark

Summative assessments 50% of final mark

**Module Code: JURI 225**

**Semester 2**

**NQF level: 6**

**Title: Law of Delict**

**Learning outcomes:**

On completion of this module, learners should be able to demonstrate:

- a solid knowledge of the principles of the law of delict, circumstances under which delicts and delictual liability may arise, the requirements for the establishment and termination of delictual liability and the different legal remedies available within the private law and new constitutional dispensation;
- an understanding of the relationship and interaction between the law of delict and the ability to draw from other areas of the law such as criminal law;
- the ability to solve practical and elementary/basic real world legal problems in a systematic fashion by analysing the problem, information retrieval, evaluation of the information gathered and the integration of the information in a possible/proposed solution; and
- to communicate solutions in writing and orally to academic-professionals and peers aided by selected technologies, legal argumentation and discourse based on ethically sound and value-driven principles.

**ASSESSMENT CRITERIA**

**Outcome 1**

Solid knowledge of the principles of the law of delict, circumstances under which delicts and delictual liability may arise, the requirements for the establishment and termination of delictual liability and the different legal remedies available, within the private law and new constitutional dispensation.

**Learners will be assessed on:**

Their ability to understand and discuss the requirements for the establishment of delicts and delictual liability with reference to the termination of liability and different delictual remedies available within the private law and new constitutional dispensation in class work, individually and in groups, in assignments, tests and the examination

**Outcome 2**

Understanding of the relationship and interaction between the law of delict and the ability to draw from other areas of the law.

**Learners will be assessed on:**

The ability to draw from cognate fields in the law to formulate solutions/answers pertaining to the law of delict in all written and oral work during contact sessions, in tests, assignments and a final examination.

**Outcome 3**

Solving of practical and elementary/basic real world legal problems in a systematic fashion by analysing the problem, information retrieval, evaluation of the information gathered and the integration of the information in a possible/proposed solution.

**Learners will be assessed on:**

- The ability to practically address factual basic legal problems and prepare possible solutions applying all step in problem solving during class work, individually and in groups in computer-based assignments, tests and the examination, and
- The ability to employ and apply in an integrated fashion, the correct legal terminology in the field of the law of delict, critical and logical, ethically sound and value-based argumentation and different appropriate information research methods/techniques.

#### **Outcome 4**

Communication of solutions in writing and orally to academic-professionals and peers aided by selected technologies, legal argumentation and discourse based on ethically sound and value-driven principles.

#### **Learners will be assessed on:**

Communication skills in presentations and the use of different communication media applicable and relevant to this level of study.

Method of delivery:

Assessment modes:

The assessment criteria will be met through the use of the following assessment practices:  
**Formative assessments** by way of class tests, assignments and presentations focusing on the sound knowledge of the law of delict and the skills of integration of information and the application thereof through the use of different communication techniques;

**Summative assessments** by way of:

- A computer-based legal report (assignment) showing a sound knowledge of the requirements for the establishment of delictual liability and the competence to employ communication and research skills in a logically argumentative fashion; and
- A final integrated exam.

**Module Code: JURI 226**

**Semester 2**

**NQF level: 6**

**Title: Law of Property**

#### **Learning outcomes:**

On completion of this module, you should be able to demonstrate:

- A solid knowledge base in the Law of Property, with special reference to:
    - The relationship between persons and assets according to the nature of an asset and the origin, consequences and termination of each relationship;
    - The requirements for the acquisition, consequences and protection of ownership, possession and real rights and
    - The protection of property as a fundamental right.
  - The ability to effectively select and apply the approach to a well-defined but unfamiliar problem, in order to solve the problem by utilising relevant knowledge, correct procedures and appropriate evidence.
  - The ability to critically analyse information and effectively and coherently communicate information.
- The ability to act ethically sound and value-based in all operations.

#### **ASSESSMENT CRITERIA**

##### **Outcome 1**

A solid knowledge base in the Law of Property, with special reference to:

- The relationship between persons and assets according to the nature of an asset and the origin, consequences and termination of each relationship;

- The requirements for the acquisition, consequences and protection of ownership, possession and real rights and
- The protection of property as a fundamental right
- Key terminology, concepts, procedures and techniques, customs and format underpinning the law of property.

**Learners will be assessed on:**

The knowledge of the Law of Property, with special reference to:

- The relationship between persons and assets according to the nature of an asset and the origin, consequences and termination of each relationship;
- The requirements for the acquisition, consequences and protection of ownership, possession and real rights and
- The protection of property as a fundamental right.
- Key terminology, concepts, procedures and techniques, customs and format underpinning the law of property.

In: Reports / solutions / proposals, etc. performed individually, or in class / group discussions, tests, assignments and the examination

**Outcome 2**

The ability to effectively select and apply the approach to a well-defined but unfamiliar problem, in order to solve the problem by utilising relevant knowledge, correct procedures and appropriate evidence.

**Learners will be assessed on:**

Problem solving, the performing of 'n technique / procedure in information gathering, evaluation and integration in formulating a possible solution / answer / proposal based on and relevant to sets of facts or scenarios relating to real world situations in tests, assignments and examinations.

**Outcome 3**

The ability to critically analyse information and effectively and coherently communicate information.

**Learners will be assessed on:**

- Analytical skills in terms of a critical analysis of information in sets of facts, information retrieval, evaluation of the information and the effective and coherent integration of all into a solution.
- The skills of communication, written and oral, with the aid of appropriate technologies.

**Outcome 4**

The ability to act ethically sound and value-based in all operations.

**Learners will be assessed on:**

Ethical behaviour befitting the level of study and communication, in oral work, individually and in writing, in tests, assignments and the examination.

Method of delivery:

Assessment modes:

**Assessment Practices:**

**Formative assessment:** Tests, assignments, class / group work.

**Summative assessment:** Assignments, tests, portion of the final examination paper.

**Examination analysis**

Knowledge:

(principles, terminology or jargon, reasoning theories, processes, procedures, concepts, techniques, etc.) 60%

Skills and competencies:

(application, analysis, synthesis, evaluation in problem solving) 40%

**Calculating the final module mark:**

Formative assessment 50% of the final mark.

Summative assessment 50% of the final mark

**Module Code: JURI 311**

**Semester 1**

**NQF level: 7**

**Title: Civil Procedure in the Magistrate's Court**

**Learning outcomes:**

On completion of this module, learners should be able to demonstrate:

- a well-rounded and systematic knowledge base in the Law of Civil Procedure in the Magistrate's Court with its main related fields and a detailed knowledge on the jurisdiction of the Magistrate's Court in respect of persons and exclusion, nature of claim, extension, *Locus standi in iudicio*, civil procedures, court and other legal documents service/delivery of court and legal documents, calculation of *dies induciae*, options available to a defendant and respondent, the preparation for a civil trial and the trial procedure to be followed and the judgments of a Magistrate's Court;
- a coherent and critical understanding of terms, concepts, rules, procedures and principles pertaining to the Law of Civil procedure in all operations and communications;
- an ability to deal with unfamiliar concrete and abstract problems contained in sets of facts from unfamiliar contexts using theory-driven arguments and evidence based solutions;
- the ability of drafting, presentation and communication skills when preparing, drafting and presenting well-structured legal opinions/arguments and court or other legal documents (above-mentioned), using appropriate technologies and techniques, ethically sound and value-driven

**ASSESSMENT CRITERIA**

On completion of this module, learners should be able to demonstrate:

**Outcome 1 and 2**

- a well-rounded and systematic knowledge base in the Law of Civil Procedure in the Magistrate's Court with its main related fields and a detailed knowledge on the jurisdiction of the Magistrate's Court in respect of persons,
- nature of claim, extension and exclusion, *Locus standi in iudicio*, civil procedures, court and other legal documents service/delivery of court and legal documents,
- calculation of *dies induciae*, options available to a defendant and respondent, the preparation for a civil trial and the trial procedure to be followed and the judgments of a Magistrate's Court;
- a coherent and critical understanding of terms, concepts, rules, procedures and principles pertaining to the Law of Civil procedure in all operations and communications;

**Learners will be assessed on:**

the rules of procedure (legal practice) and sections of the *Magistrate's Court Act* (main source) as well as

of the application of such rules and sections contained in court decisions, in integrated



assignments, problem solving, tests, completion of documentation for civil procedures and the examination.

### **Outcome 3 and 4**

an ability to deal with unfamiliar concrete and abstract problems contained in sets of facts from unfamiliar contexts using theory-driven arguments and evidence based solutions; the ability of drafting-, presentation- and communication skills when preparing, drafting and presenting well-structured legal opinions/arguments and court or other legal documents (above-mentioned), using appropriate technologies and techniques, ethically sound and value-driven;

### **Learners will be assessed on the:**

competency to analyse sets of facts and retrieve the necessary information;  
ability to draft according to specific format and present legal opinions according to accepted conventions, court and other legal documents in solving problems contained in sets of facts;  
formulation of well-structured, theory based and value-driven legal arguments and opinions;  
in assignments (individually and in groups), tests, examinations and in live presentations.

### **Method of delivery:**

Assessment modes:

#### **Formative assessment:**

Class tests/assignments focusing on the skills of integration of information and the application of formats in the formulation of solutions

#### **Summative assessment:**

#### **Calculating the final module mark**

Participation mark 50% of the final mark

Examination mark 50% of the final mark

**Module Code: JURI 313**

**Semester 1**

**NQF level: 7**

### **Title: Introduction to Jurisprudence**

#### **Learning outcomes:**

Upon completion of this module learners should be able to demonstrate

- A well-rounded and systematic knowledge base of the terminology of Jurisprudence and different theoretical approaches to the law and legal studies, with special reference to:
  - Introductory survey on Jurisprudence;
  - Legal ideals such as justice and law and order;
  - Law and morality;
  - Natural law;
  - Legal positivism;
  - Legal realism;
  - Ronald Dworkin and
  - Reformational jurisprudence.
- The ability to critically compare different view points and formulate their own ideas on the issues.
- The ability to retrieve information identified as necessary in order to solve a problem or to analyse and evaluate issues or topics in Jurisprudence.

- To communicate solutions to problems and to effectively communicate their views and ideas in various ways.

### ASSESSMENT CRITERIA

Students will be assessed on

- Their knowledge of the terminology of Jurisprudence and different theoretical approaches to the law and legal studies; legal ideals (such as justice and law and order); law and morality; natural law; legal positivism; legal realism; the theories of Ronald Dworkin, Reformational jurisprudence and in assignments, scenario's, factual sets and if applicable, integrated with cognate fields in the mini-dissertation in the final year of study.
- The ability to critically compare different view-points and formulate their own ideas on the issues in academic-professional discourse with evidence-based reports.
- The ability to retrieve information identified as necessary in order to solve a problem or to analyse and evaluate issues or topics in Jurisprudence.
- The ability to effectively communicate substantiated solutions, views and ideas in various ways, including in writing and orally, by making use of relevant IT applications.

Method of delivery:

Assessment modes:

**Formative assessment:** Class tests, individual and group assignments.

**Summative assessment:** Final assessment (exam).

### Examination analysis

Fundamental knowledge (40%)

Skills and competencies (60%)

(Application, analysis, critical reflection, information retrieval and integration, communication)

### Calculating the final module mark:

Formative assessment: 50% of final mark

Summative assessment: 50% of final mark

**Module Code: JURI 314**

**Semester 1**

**NQF level: 7**

**Title: Law of Evidence**

### Learning outcomes:

On completion of this module learners should be able to demonstrate

- a well-rounded and systematic knowledge of the law of evidence with special reference to the following aspects:
  - the determination of the issues in a court case;
  - the admissibility of evidential material;
  - the admissibility of illegally obtained evidence;
  - the evaluation of the relevancy of evidence;
  - the application of exclusionary rules;
- a coherent understanding of the law of evidence including terms, rules, concepts and principles and the ability to apply these selectively in problem solving;
- the ability to critically analyse unfamiliar, concrete and abstract sets of facts from an unfamiliar learning context and to plan and conduct information retrieval from selected resources appropriately;
- the ability to apply the rules of evidence in the formulation of theory-based and value-driven, well structured solutions and/or arguments complying with the house style and prescribed legal format and conventions;

- an ability to present and communicate solutions/information with own ideas and opinions using academic-professional discourse, individually or in groups;  
an ability to operate ethically sound and to accurately self-evaluate own work and react accordingly.

### **Assessment criteria**

On completion of this module learners should be able to demonstrate

### **Outcomes 1, 2, 3 and 4**

- a well-rounded and systematic knowledge of the law of evidence with special reference to the following aspects:
  - the determination of the issues in a court case;
  - the admissibility of evidential material;
  - the admissibility of illegally obtained evidence;
  - the evaluation of the relevancy of evidence;
  - the application of exclusionary rules;
- a coherent understanding of the law of evidence including terms, rules, concepts and principles and the ability to apply these selectively in problem solving;
- the ability to critically analyse a unfamiliar, concrete and abstract sets of facts from an unfamiliar learning context and to plan and conduct information retrieval from selected resources appropriately;
- the ability to apply the rules of evidence in the formulation of theory-based and value-driven, well structured solutions and/or arguments complying with the house style and prescribed legal format and conventions;

### **Learners will be assessed on**

- their knowledge of the law of evidence, the coherence of related aspects, concepts, rules and applications in problem solving in assignments, class activities (such as group work), tests and examinations demonstrating the ability to retrieve information, select and combine, evaluate and integrate the obtained information with information drawn from cognate fields in the formulation of evidence-based and theory-driven solutions / arguments complying with prescribed legal format and conventions.

### **Outcomes 5 and 6**

- an ability to present and communicate solutions/information with own ideas and opinions using academic-professional discourse, individually or in groups;
- an ability to operate ethically sound and to accurately self-evaluate own work and react accordingly.

### **Learners will be assessed on:**

written and oral communication skills including the employment of IT in presentations to lay and professional audiences taking audiences into consideration / account by making use of academic-professional discourse and argumentation in an ethically approved and value-based approach in assignments, class/group work, written and oral presentation, tests and examinations.

Method of delivery:

Assessment modes:

**Formative assessment:** class tests, participation in class activity, individual and group assignments focusing on the application of knowledge, (critical) analysis of sets of facts,

critical reflection, information retrieval, evaluation and integration of information and communication skills.		
<b>Summative assessment:</b> final examination showing the ability to critically analyse, integrate, combine and formulate coherently.		
<b>Examination analysis</b>		
Fundamental Knowledge 40%		
Skills and competencies 60%		
<b>Calculation of final module mark</b>		
Participation mark 50%		
Examination mark 50%		
Final mark 100%		
<b>Module Code: JURI 315</b>	<b>Semester 1</b>	<b>NQF level: 7</b>
<b>Title: Law of Contract</b>		
<b>Learning outcomes:</b>		
Upon completion of this module the learner should be able to demonstrate:		
<ul style="list-style-type: none"> <li>• a well-rounded and systematic knowledge with specific reference to the legal principles relating to the law of contract;</li> <li>• the ability to analyse sets of facts and apply the knowledge, to formulate possible solutions;</li> <li>• the ability to research the law, evaluate the possible solutions and formulate the best integrated solution to a particular problem;</li> <li>• the ability to communicate the law, and its application to different factual situations, in writing or orally, with reference to the necessary authority.</li> </ul>		
<b>Assessment criteria:</b>		
<b>Outcome 1</b>		
<ul style="list-style-type: none"> <li>• a well-rounded and systematic knowledge with specific reference to legal principles relating to International Private Law.</li> </ul>		
Learners will be assessed on:		
<ul style="list-style-type: none"> <li>• the ability to identify the legal problem(s) or questions in a given set of facts, apply the legal principles thereto and give an acceptable legal solution thereto.</li> </ul>		
<b>Outcome 2</b>		
the ability to analyse sets of facts and apply the knowledge, to formulate possible solutions;		
<b>Learners will be assessed on:</b>		
the proposed solution and the legal arguments and authority underpinning such solution.		
<b>Outcome 3</b>		
the ability to research the law, evaluate the possible solutions and formulate the best integrated solution to a particular problem;		
<b>Learners will be assessed on:</b>		
the skills of researching the law, integrating such knowledge in compiling an answer/solution to the relevant problem;		
<b>Outcome 4</b>		
the ability to communicate the law, and its application to different factual situations, in writing or orally, with reference to the necessary authority.		
<b>Learners will be assessed on:</b>		
demonstrating communication skills and the use of legal arguments in a logical way by means of the proper use of the language applied, in written and oral communication.		
Method of delivery:		
Assessment modes:		

The **formative** assessment methods will be:

- class discussions;
- assignments; class tests;

The **summative** assessment methods will be:

- integrated assignment
- exams.

Knowledge 40%; Higher order cognitive skills 60%

**Calculation of marks:**

Participation mark 50%; Examination mark 50%

Module mark 100%

**Module Code: JURI 316**

**Semester 1**

**NQF level: 7**

**Title: Public International Law**

**Learning outcomes:**

Upon completion of this module, learners should be able to demonstrate

- a well-rounded and systematic knowledge of the nature, history, and sources of Public International Law and its relation to South African municipal law; the functioning of the state as subject of Public International Law including the criteria for statehood, state territory, and the recognition of states and governments; jurisdiction and international crimes including the grounds for jurisdiction, immunity from jurisdiction, international protection of human rights, the treatment of aliens and refugees, and extradition; the role of international and regional organisations in conflict resolution and the maintenance of international and regional peace and security; and humanitarian law;
- the ability of critical analysis of theoretical and practical issues in complex factual sets involving basic terminology, rules, principles, and theories of Public International Law in the formulation of coherent, evidence-based and value-driven solutions to solve complex problems from unfamiliar contexts in this field of study;
- an ability to reflect on the ethical issues underpinning specific matters in Public International Law;
- the ability to undertake legal research, identify relevant ethical and legal issues, critically analyse prescribed and retrieved material, think creatively, formulate and present legal arguments, coherently, accurately and concisely, individually or in groups.

## **ASSESSMENT CRITERIA**

Upon completion of this module, learners should be able to demonstrate

### **Outcome 1**

a well-rounded and systematic knowledge of the nature, history, and sources of Public International Law and its relation to South African municipal law; the functioning of the state as subject of Public International Law including the criteria for statehood, state territory, and the recognition of states and governments; jurisdiction and international crimes including the grounds for jurisdiction, immunity from jurisdiction, international protection of human rights, the treatment of aliens and refugees, and extradition; the role of international and regional organisations in conflict resolution and the maintenance of international and regional peace and security; and humanitarian law.

**Learners will be assessed on:**

the coherent integration of knowledge of Public International Law in group discussions in class tests, formal (semester) tests, individual and group assignments, and a formal

semester examination.

#### **Outcome 2**

the ability of critical analysis of theoretical and practical issues in complex factual sets involving basic terminology, rules, principles, and theories of Public International Law in the formulation of coherent, evidence-based and value-driven solutions to solve complex problems from unfamiliar contexts in this field of study.

#### **Learners will be assessed on:**

knowledge and skills in problem solving and formulation of solutions in assignments, tests and the examination.

#### **Outcome 3**

an ability to reflect on the ethical issues underpinning specific matters in the Public International Law.

#### **Learners will be assessed in:**

assignments, tests and the examination.

#### **Outcome 4**

the ability to undertake legal research, identify relevant ethical and legal issues, critically analyse prescribed and retrieved material, think creatively, formulate and present legal arguments, coherently, accurately and concisely, individually or in groups.

#### **Learners will be assessed on:**

the planning of research, investigation of resources, evaluation of information, integration of knowledge and coherently formulated, well-argued solutions in assignments, tests and the examination.

#### **Method of delivery:**

Assessment modes:

**Formative assessment:** assignments and tests 50%

**Summative assessment:** Examination 50%

Calculation of the module mark

Participation mark 50%

Examination 50%

Final mark 100%

**Module Code: JURI 317**

**Semester 2**

**NQF level: 7**

#### **Title: Research Methodology**

#### **Learning outcomes:**

On completion of this module the learner should be able to demonstrate

- a comprehensive and systematic knowledge as well as a coherent and critical understanding of the **basic** concepts of research methodology, the process of research methods, information retrieval and integration, the supervisor-researcher relationship, research writing, the **elementary** research proposal, and the style of reference and citation,
- the **ability to analyse a delineated real world problem of lesser complexity**, to plan information retrieval, gather information from a **restricted number of a variety** of resources and to apply his/her knowledge to the construction of a **‘fundamental / less extensive’** research proposal and to plan the process according to legal format and conventions;
- the ability to present and communicate information successfully based on legal argumentation and discourse and problem-solving strategies complying with the **expectations in the mini-dissertation (40 pp.) in JURI 425.**

#### **ASSESSMENT CRITERIA AND METHODS**

On completion of the outcomes of this module, the learner will be assessed on: His/her comprehensive and systematic knowledge as well as a coherent and critical understanding of research methodology, with specific reference to:

- basic concepts of research methodology,
- the process of research,
- the various research methods,
- information retrieval and integration,
- the supervisor-researcher relationship,
- research writing,
- the research proposal, and
- the style of reference and citation.

**Learners will be assessed on:**

- Knowledge of concepts, processes and methods;
- Information retrieval and integration;
- Their ability to practically apply the theory of research methodology to problem statements;
- Their ability to independently formulate a research proposal and effectively plan the research that will enable them to successfully complete the mini-dissertation in JURI 425

Method of Delivery

Assessment Modes:

**Formative assessment** will take place by way of class tests, assignments (both practical assignments and assignments on theory) and practical tasks throughout the semester.

**Summative assessment** will take place by way of a final examination, a research proposal and research plan that will enable the learner to successfully complete the mini-dissertation in JURI 425.

**Examination analysis:**

Knowledge: 20% (principles, concepts, processes, structures etc)

Skills and competencies: 80% (application, analysis, evaluation in problem solving)

**Module Code: JURI 321**

**Semester 2**

**NQF level: 7**

**Title: Administrative Law**

**Learning outcomes:**

Upon completion of this module, the learner should demonstrate:

1. a well-rounded and systematic knowledge base and a coherent and critical understanding of the principles and theories of Administrative Law with special reference to:
  - the constitutional rights to administrative justice;
  - sources of administrative law;
  - substantive and procedural Administrative law, including the definition and concept of administrative action, grounds of review of administrative action, means of controlling administrative action, procedure of and remedies on judicial review;
  - state liability and
  - the interaction between Administrative Law and other fields of law.
2. the ability to analyse and criticise approaches to, or problematic, Administrative

- Law issues and propose creative solutions based on a sound value system and legal principles.
3. the ability to identify, analyse and solve unfamiliar complex real-life problems, utilising the knowledge of the field of study and theory-driven arguments to reach evidence-based solutions.
  4. the ability to effectively, efficiently and independently retrieve information identified as necessary in order to solve a problem or to analyse or evaluate issues or topics in this field of study, both individually and as member of a learning group.
  5. the appropriate communications skills required to communicate their solutions or analysis effectively in writing or orally, using appropriate IT skills.

### **ASSESSMENT CRITERIA:**

#### **Outcome 1**

Demonstrate a well-rounded and systematic knowledge base and a coherent and critical understanding of the principles and theories of Administrative Law with special reference to:

- the constitutional rights to administrative justice;
- sources of administrative law;
- substantive and procedural Administrative law, including the definition and concept of administrative action, grounds of review of administrative action, means of controlling administrative action, procedure of and remedies on judicial review;
- state liability and
- The interaction between Administrative Law and other fields of law.

#### **Learners will be assessed on:**

their ability to interpret, analyse, evaluate, synthesise and communicate information and data pertaining to all aspects of Administrative Law and its relationship to cognate legal areas in acceptable legal terminology and conventions.

#### **Outcome 2**

the ability to analyse and criticise approaches to, or problematic, Administrative Law issue and propose creative solutions based on a sound value system and legal principles in class tests, assignments and the examination.

#### **Learners will be assessed on:**

their ability to identify, interpret, analyse, and motivate within context of a sound value system and theoretical base, problematic Administrative Law issues and approaches thereto and propose creative evidence-based solutions, in class tests, assignments and the examination.

#### **Outcomes 3 – 5**

#### **Demonstrate the**

- ability to identify, analyse and solve unfamiliar and complex real-life problems, utilising the knowledge of the field of study and theory-driven arguments to reach evidence-based solutions.
- ability to effectively, efficiently and independently retrieve information identified as necessary in order to solve a problem or to analyse or evaluate issues or topics in this field of study, both individually and as member of a learning group.
- appropriate communications skills required to communicate their solutions or analysis effectively in writing or orally, using appropriate IT skills.

#### **Learners will be assessed on their ability to:**

- identify and analyse unfamiliar and complex sets of facts, to identify lack of



<p>information necessary for interpreting the facts in full context of Administrative Law and other cognate legal areas;</p> <ul style="list-style-type: none"> <li>• plan research and retrieve information necessary for understanding the facts fully in context, from various sources among which the Internet (individual and group assignments);</li> <li>• argue possible solutions based on theory-driven and evidence-based arguments, in group and individual assignments, the final integrated assignment, class tests and the examination, and</li> <li>• present / communicate the results in an academic-professional discourse verbally or / in writing.</li> </ul>		
Method of delivery:		
Assessment modes:		
<b>ASSESSMENT METHODS:</b>		
<b>Formative assessment:</b> Class tests, individual and group assignments, portion of examination paper.		
<b>Summative assessment:</b> Final assignment, oral presentation after final assignment, portion of examination paper.		
<b>Examination analysis</b>		
Knowledge (40%)		
Skills and competencies (60%)		
(Application, analysis, evaluation, critical reflection, information retrieval and integration, communication)		
<b>Calculating the final module mark:</b>		
Formative assessment: 50% of final mark		
Summative assessment: 50% of final mark		
<b>Module Code: JURI 323</b>	<b>Semester 2</b>	<b>NQF level: 7</b>
<b>Title: Civil Procedure in the Higher Courts</b>		
<b>Learning outcomes:</b>		
On completion of this module, the learner should:		
<ul style="list-style-type: none"> <li>• demonstrate a well-rounded and systematic knowledge base in the Law of Civil Procedure in the High Court and its main related fields and a detailed knowledge of the jurisdiction of the High Court in respect of divisions and nature of claim; <i>locus standi in iudicio</i> and citation of parties; civil procedures in the High Court,</li> <li>• Court, drafting of and service/delivery of summonses, notices of motion, warrants, notices and pleadings; calculation of <i>dies induciae</i> on receipt of court and other legal documents; options available to a defendant and to a respondent; preparation for a civil trial and the trial procedure to be followed, and the judgments of a High Court.</li> <li>• demonstrate the ability to prepare, draft, present, and, based on applicable ethics, evaluate well-structured legal opinions/arguments and court or other legal documents.</li> <li>• be able to critically analyse a complex set of facts in unfamiliar context, requiring initiative and efficient information-retrieval and research skills, and propose solutions using theory-driven and evidence-based arguments.</li> </ul>		
<b>Assessment Criteria</b>		
<b>Outcome 1</b>		

- demonstrate a well-rounded and systematic knowledge base in the Law of Civil Procedure in the High Court and its main related fields and a detailed knowledge of the jurisdiction of the High Court in respect of divisions and nature of claim; *locus standi in iudicio* and citation of parties;
- civil procedures in the High Court, Court, drafting of and service/delivery of summonses,
- notices of motion, warrants, notices and pleadings; calculation of *dies induciae* on receipt of court and other legal documents; options available to a defendant and to a respondent;
- preparation for a civil trial and the procedure to be followed, and the judgments of a High Court.

**Learners will be assessed on the ability to demonstrate:**

in class tests, group discussions, group and individual assignments and the examination, an integrated and coherent knowledge of the rules of procedure (legal practice) and the sections of the *High Court Act* (main source) as well as knowledge of how such rules and sections are applied in the drafting of any form of legal document and procedure applicable to civil procedures and in court decisions.

**Outcomes 2 and 3**

- demonstrate the ability to prepare, draft, present, and, based on applicable ethics, evaluate well-structured legal opinions/arguments and court or other legal documents.
- be able to critically analyse a complex set of facts in unfamiliar context, requiring initiative and efficient information-retrieval skills, and propose solutions using theory-driven and evidence-based arguments.

**Learners will be assessed on the ability to:**

- analyse, identify and delineate the key variables in a given set of facts relevant to documents and civil procedures in the High Court;
- identify lack of information and implement information-retrieval, interpretation and synthesising skills in context of the set of facts;
- draft and present in written and oral (with the aid of applicable IT) form, legal opinions, court and other legal documents in solution of the problems contained in the sets of facts - all in group discussions, oral presentations, class tests, individual and group assignments, and in the examination.

**Method of delivery:**

**Assessment modes:**

**Formative assessment:**

Class tests and assignments focusing on the skills of integration of information and the application of formats in the formulation of solutions.

**Summative assessment:**

Final examination

Knowledge 40%

Higher order cognitive skills 60%

**Calculating the final module mark**

Participation mark 50% of the final mark

Examination mark 50% of the final mark

<b>Module Code: JURI 324</b>	<b>Semester 2</b>	<b>NQF level: 7</b>
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## **Title: Fundamental Rights**

### **Learning outcomes:**

On completion of this module, learners should be able to demonstrate:

- a well-rounded and systematic knowledge of and insights into the terminology, history, theory, and classification of human rights and fundamental rights in general; the application, limitation and interpretation of the South African Bill of Rights in general, and of specifically the following clusters of rights in the Bill of Rights: the normative fundamental rights; the defensive fundamental rights; the fundamental rights orientated towards society; the fundamental rights on state performance and the procedural fundamental rights;
- the ability of critical analysis of theoretical and practical issues in complex factual sets involving basic terminology, rules, principles, and theories of Fundamental Rights Law in the formulation of coherent, evidence-based and value-driven solutions to solve complex problems from unfamiliar contexts in this field of study;
- an ability to reflect on the ethical issues underpinning specific matters in Fundamental Rights Law;
- the ability to undertake legal research, identify relevant ethical and legal issues, critically analyse prescribed and retrieved material, think creatively, formulate and present legal arguments, coherently, accurately and concisely, individually or in groups.

### **ASSESSMENT CRITERIA**

Upon completion of this module, learners should be able to demonstrate

#### **Outcome 1**

a well-rounded and systematic knowledge of and insights into the terminology, history, theory, and classification of human rights and fundamental rights in general; the application, limitation and interpretation of the South African Bill of Rights in general, and of specifically the following clusters of rights in the Bill of Rights: the normative fundamental rights; the defensive fundamental rights; the fundamental rights orientated towards society; the fundamental rights on state performance and the procedural fundamental rights.

#### **Learners will be assessed on:**

the coherent integration of knowledge of and insights into Fundamental Rights Law in group discussions in class tests, formal (semester) tests, individual and group assignments, and a formal semester examination.

#### **Outcome 2**

the ability of critical analysis of theoretical and practical issues in complex factual sets involving basic terminology, rules, principles, and theories of Fundamental Rights Law in the formulation of coherent, evidence-based and value-driven solutions to solve complex problems from unfamiliar contexts in this field of study.

#### **Learners will be assessed on:**

knowledge and skills in problem solving and formulation of solutions in assignments, tests and the examination.

#### **Outcome 3**

an ability to reflect on the ethical issues underpinning specific matters in Fundamental Rights Law.

**Learners will be assessed in:**

assignments, tests and the examination.

**Outcome 4**

the ability to undertake legal research, identify relevant ethical and legal issues, critically analyse prescribed and retrieved material, think creatively, formulate and present legal arguments, coherently, accurately and concisely, individually or in groups.

**Learners will be assessed on:**

the planning of research, investigation of resources, evaluation of information, integration of knowledge and coherently formulated, well-argued solutions in assignments, tests and the examination.

**Method of delivery:**

Assessment modes:

**Formative assessment:** assignments and tests 50%

**Summative assessment:** Examination 50%

Calculation of the module mark

Participation mark 50%

Examination 50%

Final mark 100%

**Module Code: JURI 325**

**Semester 2**

**NQF level: 7**

**Title: Law of Evidence****Learning outcomes:**

On completion of this module you / learners should demonstrate:

- a well-rounded and systematic knowledge and understanding of the general rules of evidence (excluding the exclusionary rules) which govern the proof of facts in criminal and civil proceedings and a specialised knowledge of
  - the rules applicable to witnesses;
  - the evidentiary rules applicable to the presentation of different kinds of evidence;
  - proof by way of judicial notice, formal admissions and presumptions;
  - the burden of proof;
  - the quantum of proof, and
  - the evaluation and sufficiency of evidence;
- the ability to apply the evidentiary rules discriminately and critically to every stage of the proceedings, to analyse complex unfamiliar factual settings and suggest solutions to the problem, which are based on evidence and relevant theory and consonant with ethics acceptable to legal practice;
- research and information-retrieval skills necessary for the gathering, interpretation, analysis, evaluation and integration of information into a coherent, well-argued whole, in written and oral format, communicated with skills befitting this level of study and aided by appropriate IT complying with prescribed formats and academic-professional discourse.

**Assessment criteria****Outcome 1**

- a well-rounded and systematic knowledge and understanding of the general rules of evidence (excluding the exclusionary rules) which govern the proof of facts in criminal and civil proceedings and specialised knowledge of;
  - the rules applicable to witnesses;

- the evidentiary rules applicable to the presentation of different kinds of evidence;
- proof by way of judicial notice, formal admissions and presumptions;
- the burden of proof;
- the quantum of proof, and
- the evaluation and sufficiency of evidence;

**Learners will be assessed on:**

their ability to demonstrate, in class / group discussions, tests, individual assignments and the examination, an integrated and coherent knowledge of the Law of Evidence, and a specialised knowledge of the application of the various rules in criminal and civil cases.

**Outcome 2**

the ability to apply the evidentiary rules discriminately to every stage of the proceedings, to analyse complex unfamiliar factual settings and suggest proper solutions to the problem, based on evidence and relevant theory and consonant with ethics acceptable to legal practice;

**Learners will be assessed on their:**

- ability to unravel the issues in a case;
- ability to present the different kinds of evidence in a court of law;
- ability to evaluate the evidence which has been tendered at a trial with reference to the different standards of proof;
- competency to assist the court in making a correct fact-finding, all in class discussions and group work, assignments, oral presentations and the examination.

**Outcome 3**

research and information-retrieval skills necessary for the gathering, interpretation, analysis, evaluation and integration of information into a coherent, well-argued whole, in written and oral format, communicated with skills befitting this level of study and aided by appropriate IT complying with prescribed formats and academic-professional discourse.

**Learners will be assessed on the:**

- ability to identify information necessary to interpret a case and solve the key problem, and the ability to plan and execute relevant information retrieval from applicable legal sources;
- integration of retrieved information in the original given set of facts / case in order to formulate logical arguments for presentation as evidence in a court case;
- ability to use the correct legal terminology and to apply the rules applicable to the presentation of evidence
- ability to unravel the issues in a case, to identify the lack of information, evaluate the evidence and assist the court in making a correct fact-finding, and
- the ability to present the information in writing (in assignments and the examination) and orally with the use of applicable IT (oral presentation, when stipulated and if included in the formative assessment).

Method of delivery:

Assessment modes:

**Formative assessment:** class tests, participation in lectures, individual and group assignments focusing on the application of knowledge, analysis of sets of facts, critical reflection, integration and communication of information.

**Summative assessment:** final examination showing the ability to analyse, integrate, combine and formulate

**Examination analysis**

Fundamental Knowledge 40%

Skills and competencies 60%

**Calculation of final module mark**

Formative assessment, i.e. Participation Mark 50%

Summative assessment, i.e. Examination Mark 50%

**Module Code: JURI 326**

**Semester 2**

**NQF level: 7**

**Title: Law of Insolvency**

**Learning outcomes:**

Upon completion of the module, learners should

- demonstrate a well-rounded and systematic theoretical and practice-related knowledge of the Law of Insolvency and cognate fields of law;
- be able to identify and solve problems by critically applying the procedure for sequestration and the concomitant process, as well as concepts, definitions, rules, conventions, formats and principles of the Law of Insolvency, in accordance with academic, practice-related and ethical standards, and giving evidence of a personal value system;
- be able to apply problem-solving and information-retrieval skills effectively to approach and analyse unfamiliar, concrete and poorly defined problems in the field of the Law of Insolvency, and formulate arguments based on evidence and relevant theories and principles, as solutions to the problems;
- use academic-professional discourse to integrate information into a coherent and well-argued report adhering to the conventions of legal reporting, and communicate it orally, individually or in a group, to professional and non-professional audiences, using applicable IT.

**ASSESSMENT CRITERIA**

**Outcome 1**

demonstrate a well-rounded and systematic theoretical and practice-related knowledge of the Law of Insolvency and cognate fields of law;

**Learners will be assessed on:**

- knowledge of the content of the Law of Insolvency and how it relates to other fields of study (in class work, assignments, tests, case studies, sets of facts, and the examination);
- the analysis, explanation, criticism (with motivation) and application of the content of specific sections of the *Insolvency Act* in argumentation and discourse (tests, sets of facts and the examination);
- the analysis, explanation, criticism and/or evaluation of the facts, legal questions/issues and rulings of specific law cases dealing with the law of Insolvency (in sets of facts and the examination).

**Outcome 2**

be able to identify and solve problems by critically applying the procedure for sequestration and the concomitant process, as well as concepts, definitions, rules, conventions, formats and principles of the Law of Insolvency, in accordance with academic, practice-related and ethical standards, and giving evidence of a personal value system;

**Learners will be assessed on:**

- the description, critical analysis, explanation and effective/correct application of the content and use of specific concepts, definitions, procedures, and processes, rules and principles, conventions and formats (house style included) relevant to the Law of Insolvency in all forms of communication (assignments, oral presentations, reports, tests and the examination);
- their competence to apply the rules and principles of the law of Insolvency to practical situations sets of facts, case studies and scenarios.
- the selection of the process and procedure of sequestration and on the knowledge of the applicable procedure and process of sequestration as stipulated by the Law of Insolvency and the Common Law (in sets of facts, assignments, tests and the examination).

**Outcome 3**

be able to apply problem-solving and information-retrieval skills effectively to approach and analyse unfamiliar, concrete and poorly defined problems in the field of the Law of Insolvency, and formulate arguments based on evidence and relevant theories and principles, as solutions to the problems;

**Learners will be assessed on:**

the ability to analyse problems, plan information retrieval, select applicable sources, evaluate information and integrate it in a report as a coherent answer/solution to a poorly defined problem with a varying context;

**Outcome 4**

use academic-professional discourse to integrate information into a coherent and well-argued report adhering to the conventions of legal reporting, and communicate it orally, individually or in a group, to professional and non-professional audiences, using applicable IT.

**Learners will be assessed on:**

- how theory and practice are integrated to a coherent whole when applied to specific practical sets of facts and in the formulation of solutions (in individual and group assignments, tests and the examination);
- the identification, approach to and solving of problem situations, with reference to the analysis and ethical basis of the problem, value-based explanation of the situation and proposal of relevant and evidence-based authority.

**Method of delivery:**

Assessment modes:

**Formative:** group discussions and class work relevant to the analysis of case studies and sets of facts, individual and group assignments, oral presentations, tests.

**Summative:** Examination

Integrated and coherent knowledge = 20%

Higher-order cognitive skills (analysis, evaluation, synthesis, etc.) = 80%

**ASSESSMENT PLAN****Participation Mark**

3 Class tests	70%
1 Group assignment	10%
1 Individual assignment	20%

**Examination Mark:** ONE 3-hour examination paper of 100 marks

<b>Final Module Mark:</b> 1:1 on participation mark: examination mark		
<b>Module Code:</b> JURI 327	<b>Semester</b> 2	<b>NQF level:</b> 7
<b>Title:</b> Specific Contracts		
<p><b>Learning outcomes:</b></p> <p>Upon completion of this module the learner should demonstrate:</p> <ul style="list-style-type: none"> <li>• a detailed and systematic knowledge of the following specific agreements: <ul style="list-style-type: none"> <li>○ sale;</li> <li>○ credit;</li> <li>○ sale of land;</li> <li>○ surety;</li> <li>○ lease;</li> </ul> </li> <li>• a detailed and coherent understanding of the legal terminology and legal principles, relating to these specific contracts;</li> <li>• the ability to analyse sets of facts and apply the knowledge, to formulate possible solutions;</li> <li>• the ability to research the law, evaluate the possible solutions and formulate the best integrated solution to a particular problem;</li> <li>• the ability to communicate the law, and its application to different factual situations, in writing or orally, with reference to the necessary authority.</li> </ul>		
<p><b>Assessment Criteria</b></p> <p><b>Outcomes 1</b></p> <p>demonstrate a detailed and systematic knowledge of the legal principles relating to the following specific agreements:</p> <ul style="list-style-type: none"> <li>• sale;</li> <li>• credit;</li> <li>• sale of land;</li> <li>• surety;</li> <li>• lease, and</li> </ul>		
<p><b>Learners will be assessed on:</b></p> <p>the ability to identify the legal problem(s) or questions in a given set of facts, apply the legal principles thereto and give an acceptable legal solution thereto.</p>		
<p><b>Outcome 2</b></p> <p>the ability to analyse sets of facts and apply the knowledge, to formulate possible solutions;</p> <p><b>Learners will be assessed on:</b></p> <p>the proposed solution and the legal arguments and authority underpinning such solution.</p>		
<p><b>Outcome 3</b></p> <p>the ability to research the law, evaluate the possible solutions and formulate the best integrated solution to a particular problem;</p> <p><b>Learners will be assessed on:</b></p> <p>the skills of researching the law, integrating such knowledge in compiling an answer/solution to the relevant problem;</p>		
<p><b>Outcome 4</b></p> <p>the ability to communicate the law, and its application to different factual situations, in writing</p>		



or orally, with reference to the necessary authority.

**Learners will be assessed on the ability to:**

identify the legal problem(s) or questions in a given set of facts, apply the legal principles thereto and give an acceptable legal solution thereto communicated in the correct legal terminology and format, in class / group discussions, assignments, tests and the examination.

**Method of delivery:**

**Assessment modes:**

The **formative** assessment methods will be:

- class discussions;
- assignments;
- class tests.

**Summative** assessment methods are:

- an integrated assignment
- the examination.

Knowledge 40%

Higher-order cognitive skills of analysis, evaluation, critical discussion and argumentation, integration 60%

**Calculation of final module mark:**

Participation mark 50%

Examination mark 50%

**Module Code: JURE 311**

**Semester 1**

**NQF level: 7**

**Title: Alternative Dispute Resolution**

**Learning outcomes:**

On completion of this module, the learner should be able to:

- Demonstrate a well-rounded and systematic knowledge base in Alternative Dispute Resolution with its main related fields and a detailed knowledge of the following specialist areas:
  - Appropriate dispute resolution methods.
  - Current problem situation with litigation.
  - Advantages and disadvantages of the ADR process.
  - Purpose of the ADR process.
  - Negotiations as basic method of all ADR methods.
  - Mediation and arbitration as general ADR methods.
  - Fact-finding, mini-trial, screening panels, ombudsperson, rent-a-judge, dispute review, executive tribunal, independent expert decision, commission of inquiry, referee, conciliation, facilitator, ADR by means of legislation and advisory investigation and recommendatory opinion as non-general ADR methods.
- Develop drafting, presentation and communication skills when preparing, drafting and presenting well-structured legal opinions/arguments (above-mentioned) and ADR documents based on evidence retrieved from a variety of resources including the internet individually or in groups.
- Deal with unfamiliar concrete and abstract real-world problems contained in sets of facts using theory-driven arguments and evidence based solutions.

On completion of the above-mentioned outcomes, **learners will be assessed on:**

- Knowledge of ADR (appropriate dispute resolution) methods, being a process

<p>much more than an alternative to litigation, being a process suitable for a specific dispute and to the parties involved in the dispute.</p> <ul style="list-style-type: none"> <li>• Competency to analyse sets of facts and</li> <li>• the ability to draft and present legal opinions and ADR documents (agreements to arbitrate/mediate, Code of conduct for arbitrators/mediators, opening statements of arbitrators/mediators) orally, in class tests, assignments and also represented in the mini dissertation in the final semester.</li> <li>• The ability to draft and present legal opinions and ADR documents in solution of the problems contained in the sets of facts.</li> </ul>		
Method of delivery:		
<p>Assessment modes:</p> <p><b>Formative assessment:</b> Class tests/assignments focusing on the skills of integration of information and the application of formats in the formulation of solutions.</p> <p><b>Summative assessment:</b> Final examination</p> <p><b>Calculating the final module mark</b> Formative assessment 50% of the final mark Summative assessment 50% of the final mark</p>		
<b>Module Code: JURM 311</b>	<b>Semester 1</b>	<b>NQF level: 7</b>
<b>Title: Comparative Law</b>		
<p><b>Learning outcomes:</b> On completion of this module, the learner should be able to demonstrate comprehensive and systematic knowledge of the history, role and function of comparative legal studies, the theoretical underpinnings of comparative studies and the impact of current comparative jurisprudence in South Africa.</p> <ul style="list-style-type: none"> <li>• a coherent and critical understanding of the principles and theories underlying Comparative Law, and the ability to assess the use of this in developing the law as indicated by the Constitution.</li> <li>• efficient and effective information retrieval and processing skills to engage in current research field of Comparative Law;</li> <li>• an ability to identify, analyse and deal with the classification of legal systems and identifying and analyzing the renewal in national legal systems through the use of comparative law, individually and in groups;</li> <li>• an ability to present and communicate comparative legal research work effectively.</li> </ul> <p><b>ASSESSMENT CRITERIA</b> On completion of this module, the learner should be able to demonstrate</p> <p><b>Outcome 1</b> comprehensive and systematic knowledge of the history, role and function of comparative legal studies, the theoretical underpinnings of comparative studies and the impact of current comparative jurisprudence in South Africa;</p> <p><b>Learners will be assessed on:</b> the knowledge of different legal institutions and families of legal systems, and their understanding of the aims, functions and method of comparative law, in class discussions, individual and group assignments, focusing on the application of knowledge in the development of legal systems, critical reflection, retrieval, evaluation and integration of information, communication of solutions/answers in presentations, tests and the examination.</p>		

**Outcome 2**

a coherent and critical understanding of the principles and theories underlying Comparative Law, and the ability to assess the use of this in developing the law as indicated by the Constitution;

**Learners will be assessed on:**

the competency to critically analyse and apply the principles and theories of comparative law as a means of renewing legal systems, and be able to address the role of comparative law in developing South African jurisprudence, in class work, assignments, tests and the examination.

**Outcome 3**

efficient and effective information retrieval and processing skills to engage in current research field of Comparative Law;

**Learners will be assessed on:**

- the ability to gather information from relevant sources, evaluate the information and integrate it assessing the role and function of comparative law in assignments, and critically comment on the use of comparative law in the South African legal system;
- the ability to critique current research and advanced scholarship with theoretically informed arguments/reasoning in assignments, group discussions, tests and the examination.

**Outcome 4**

an ability to identify, analyse and deal with the classification of legal systems and identifying and analyzing the renewal in national legal systems through the use of comparative law, individually and in groups;

**Learners will be assessed on:**

The ability to critically analyse challenges posed by Comparative Law, as well as to Comparative, as a mechanism in through which to address legal development and social issues, in group discussions, assignments, tests and the examination.

**Outcome 5**

an ability to present and communicate comparative legal research work effectively

**Learners will be assessed on:**

- the ability to communicate effectively, orally and in writing, in presentations and in assignments, tests and the examination;
- language proficiency and the application of legal terminology;
- legal formulation, argumentation and reasoning in all forms of communication.

On completion of this module, the learner should be able to demonstrate comprehensive and systematic knowledge of the history, role and function of comparative legal studies, the theoretical underpinnings of comparative studies and the impact of current comparative jurisprudence in South Africa.

- a coherent and critical understanding of the principles and theories underlying Comparative Law, and the ability to assess the use of this in developing the law as indicated by the Constitution.
- efficient and effective information retrieval and processing skills to engage in current research field of Comparative Law;

<ul style="list-style-type: none"> <li>an ability to identify, analyse and deal with the classification of legal systems and identifying and analyzing the renewal in national legal systems through the use of comparative law, individually and in groups;</li> <li>an ability to present and communicate comparative legal research work effectively.</li> </ul>		
Method of delivery:		
Assessment modes:		
<b>Formative assessment:</b> Class tests, individual and group assignments focusing on the application of knowledge, analysis of sets of facts, critical reflection, retrieval, integration and communication of information.		
<b>Summative assessment:</b> Final assessment (exam) to determine whether students are able to demonstrate		
<ul style="list-style-type: none"> <li>a comprehensive and systematic knowledge of terminology and rules,</li> <li>the ability to analyse theories, sets of facts and to apply their knowledge to formulate solutions</li> <li>the ability to retrieve and integrate information</li> <li>critical reflection on legal systems and values</li> </ul>		
<b>Examination analysis</b>		
Fundamental knowledge (20%)		
(Terminology and legal rules)		
Skills and competencies (80%)		
(Application, analysis, critical reflection, information retrieval and integration, communication)		
<b>Calculating the final module mark:</b>		
Participation mark: 50% of final mark		
Examination mark: 50% of final mark		
Final 100%		
<b>Module Code: JURM 321</b>	<b>Semester 2</b>	<b>NQF level: 7</b>
<b>Title: Law of Punishment</b>		
<b>Learning outcomes:</b>		
On completion of this module, the learner should be able to demonstrate comprehensive and systematic knowledge of the theories of punishment, the sentencing stage of the criminal trial, and the law of punishment; and the role of penology and criminology in informing sentencing policy and practice.		
<ul style="list-style-type: none"> <li>a coherent and critical understanding of the principles and theories of the laws and practices of sanctions in the Criminal Justice System, and the role of the Constitutional State in protecting the rights of victims and perpetrators.</li> <li>efficient and effective information retrieval and processing skills to engage in the current research field of punishment;</li> <li>an ability to identify, analyse and deal with sentencing issues in the context of procedural requirements, juvenile justice, community and restorative justice, and applying the principles of sentencing to factual situations.</li> <li>an ability to effectively present and communicate the research work in the area of punishment, in accordance with ethical demands and social responsibility.</li> </ul>		
<b>ASSESSMENT CRITERIA</b>		
On completion of this module, the learner should be able to demonstrate		
<b>Outcome 1</b>		

comprehensive and systematic knowledge of the theories of punishment, the sentencing stage of the criminal trial, and the law of punishment; and the role of penology and criminology in informing sentencing policy and practice.

**Learners will be assessed on:**

the knowledge of the content and origin of different theories punishment, competence regarding sentencing law and practice, and the ability to explain the application criminological concepts in the Criminal Justice System through critical reflection, retrieval, evaluation and integration of information, communication of solutions/answers in presentations, tests and the examination.

**Outcome 2**

a coherent and critical understanding of the principles and theories of the laws and practices of sanctions in the Criminal Justice System, and the role of the Constitutional State in protecting the rights of victims and perpetrators.

**Learners will be assessed on:**

the competency to critically analyse and apply the principles and theories underlying punishment practices, and be able to critically assess the role of Constitutional Rights applied in the context of state sanctions in class work, assignments, tests and the examination.

**Outcome 3**

efficient and effective information retrieval and processing skills to engage in to engage in the current research field of punishment;

**Learners will be assessed on:**

- the ability to gather information from relevant sources, evaluate the information and integrate it in research in the field of punishment;
- the ability to critique current research and advanced scholarship with evidence-based and theory-driven arguments/reasoning in assignments, group discussions, tests and the examination.

**Outcome 4**

an ability to identify, analyse and deal with sentencing issues in the context of procedural requirements, juvenile justice, community and restorative justice, and applying the principles of sentencing to factual situations;

**Learners will be assessed on:**

The ability to critically analyse social concerns with punishment on the basis of legal and social forms of knowledge, critically engage with developments in the field of punishment, and be able to apply the precedents and constitutional rights to facts, in group discussions, assignments, tests and the examination.

**Outcome 5**

an ability to effectively present and communicate the research work in the area of punishment, in accordance with ethical demands and social responsibility;

**Learners will be assessed on:**

- the ability to communicate effectively, orally and in writing, in presentations and in assignments, tests and the examination;
- language proficiency and the application of legal terminology and relevant social science concepts;

<ul style="list-style-type: none"> <li>• legal formulation, argumentation and reasoning in all forms of communication.</li> </ul>		
Method of delivery:		
Assessment modes:		
<b>Formative assessment:</b> Class tests, individual and group assignments focusing on the application of knowledge, analysis of sets of facts, critical reflection, retrieval, integration and communication of information.		
<b>Summative assessment:</b> Final assessment (exam) to determine whether students are able to demonstrate <ul style="list-style-type: none"> <li>• a comprehensive and systematic knowledge of terminology and rules,</li> <li>• the ability to analyse sets of facts and to apply their knowledge to formulate solutions</li> <li>• the ability to retrieve and integrate information</li> <li>• critical reflection on social science topics</li> </ul>		
<b>Examination analysis</b> Fundamental knowledge (20%) (Terminology and legal rules) Skills and competencies (80%) (Application, analysis, critical reflection, information retrieval and integration, communication)		
<b>Calculating the final module mark:</b> Participation mark: 50% of final mark Examination mark: 50% of final mark Final 100%		
<b>Module Code: JURI 411</b>	<b>Semester 2</b>	<b>NQF level: 8</b>
<b>Title: Law of Negotiable Instruments and Electronic Commerce</b>		
<b>Learning outcomes:</b> Upon completion of this module learners should demonstrate <ul style="list-style-type: none"> <li>• a comprehensive and systematic knowledge of the Law of Negotiable Instruments and Electronic Commerce including cambial obligations, bills of exchange, cheques, electronic commercial transactions and electronic methods of payment.</li> <li>• an informed, coherent and critical understanding of the terminology, concepts, rules, regulations and principles, processes and procedures, applicable formats and conventions in this field of study supporting legal writing and argumentation in solving related complex problems;</li> <li>• the ability to analyse complex and real life problems in ill-defined contexts, identify the lack of information, plan information retrieval from a variety of resources, utilising and integrating knowledge with the gathered information, with theory-driven and evidence-based arguments to formulate ethically-sound and value-driven solutions</li> <li>• the ability to effectively, efficiently and independently communicate findings and reports with the application of appropriate IT to lay and professional audiences, employing academic-professional discourse befitting this level of study in a coherent and convincing/persuasive way drawing from this and cognate fields of study.</li> </ul>		
<b>ASSESSMENT CRITERIA</b> <b>Outcome 1</b>		

- A comprehensive and systematic knowledge of the Law of Negotiable Instruments and Electronic Commerce including cambial obligations, bills of exchange, cheques, electronic commercial transactions and electronic methods of payment.

**Students will be assessed on**

- a coherent understanding of the knowledge of this field of study pertaining to cambial obligations, bills of exchange, cheques, electronic commercial transactions and electronic methods of payment in explanations and evidence-based reasoning in problem solving (factual sets), legal writing, assignments (individually and groups), tests and the examination.

**Outcome 2**

- an informed, coherent and critical understanding of the terminology, concepts, rules, regulations and principles, processes and procedures, applicable formats and conventions in this field of study supporting legal writing and argumentation in solving related complex problems;

**Students will be assessed on**

- their knowledge of the terminology, concepts, rules and principles of the law in this field, in all forms of reasoning, writing and oral communication in reporting, group and individual assignments and the examination.

**Outcome 3**

- the ability to analyse complex and real life problems in ill-defined contexts, identify the lack of information, plan information retrieval from a variety of resources, utilising and integrating knowledge with the gathered information, with theory-driven and evidence-based arguments to formulate ethically-sound and value-driven solutions

**Students will be assessed on**

- their ability to identify, analyse and solve complex real-life problems in ill-defined contexts, utilising the knowledge of the field of study and theory-driven arguments to reach evidence-based solutions in assignments and the examination.
- their ability to effectively, efficiently and independently retrieve information identified as necessary in order to solve a problem or to analyse or evaluate issues or topics in this field of study and to communicate their solutions or analysis effectively, orally and in writing.

**Outcome 4**

- the ability to effectively, efficiently and independently communicate findings and reports with the application of appropriate IT to lay and professional audiences, employing academic-professional discourse befitting this level of study in a coherent and convincing/persuasive way drawing from this and cognate fields of study.

**Students will be assessed on**

- oral presentations and written reports of findings as solutions to complex real-world problems in factual sets, assignments and the examination.

**Method of delivery:**

**Assessment modes:**

**Assessment practices:**

**Formative assessment:** Class tests, individual and group assignments (factual sets), oral

reporting.

**Summative assessment:** Final assessment in the form of an examination.

**Examination analysis**

Knowledge (20%)

Skills and competencies (80%)

(Application, analysis, critical reflection, information retrieval and integration, communication)

**Calculating the final module mark:**

Formative assessment: 50% of final mark

Summative assessment: 50% of final mark

**Module Code: JURI 412**

**Semester 1**

**NQF level: 8**

**Title: Legal Practice and Clinical Law**

**Learning outcomes:**

Upon completion of this module, learners should be able to demonstrate:

- the ability to apply a well-rounded and systematic knowledge of substantive law in relevant operational aspects of legal practice and the legal profession.
- practical skills in client counselling, drafting of letters and pleas and case analysis, research and information retrieval skills befitting the needs;
- Employ the skills obtained in JURI 122 (Legal Skills) and effectively select and apply the substantive rules in a wide variety of matters;
- a coherent and critical theoretical understanding and the application of legal ethics in all operations;
- an ability to present basic criminal trial advocacy skills effectively in simulated conditions of real world cases, supported with technology.

**ASSESSMENT CRITERIA:**

Upon completion of this module, learners should be able to demonstrate:

**Outcome 1**

- the ability to apply a well-rounded and systematic knowledge of substantive law in relevant operational aspects of legal practice and the legal profession.
- practical skills in client counselling, drafting of letters and pleas and case analysis, research and information retrieval skills befitting the needs;

**Learners will be assessed on:**

- Communication and drafting skills in simulated and real world conditions on all legal operational- and management skills in practical work, assignments, and tests.
- File Management;

**Outcome 2 and 3**

- Employ the skills obtained in JURI 122 (Legal Skills) and effectively select and apply the substantive rules in a wide variety of matters;
- a coherent and critical theoretical understanding and the application of legal ethics in all operations;

**Learners will be assessed on:**

Identification of legal problems, the selection and application of rules, the investigation of the problem through research, gathering of information with the coherent and ethically sound formulation of a solution revealing an understanding of the law involved in practical application, -tests, assignments individually and in groups.



<b>Outcome 4</b> an ability to present basic criminal trial advocacy skills effectively in simulated conditions of real world cases.		
Pre-Requisites: JURI 111, 114, 122, 211, 221, 213, 223, 216, 225, 226, 311, 314, 325, 315, 327		
Method of delivery:		
Assessment modes: Evidence-based and value-driven oral arguments befitting the exit of the programme in assignments, presentations, and tests.		
<b>Module Code: JURI 414</b>	<b>Semester 1</b>	<b>NQF level: 8</b>
<b>Title: Road Accident Compensation and Insurance Law</b>		
<b>Learning outcomes:</b> Upon completion of this part of the module, you should be able to ...		
<ol style="list-style-type: none"> <li>1. demonstrate a comprehensive and systematic knowledge of road accidents compensation as well as insurance law, with special reference to: <ul style="list-style-type: none"> <li>• the nature and elements of the compensation system and</li> <li>• the specific provisions of the Road Accident Compensation Act;</li> <li>• the nature and elements of the insurance contract and</li> <li>• the underlining duty of disclosure, misrepresentation and warranties.</li> </ul> </li> <li>2. analyze sets of facts relating to a motor vehicle accident as well as various aspects of insurance law, plan research for information retrieval, also from cognate fields;</li> <li>3. apply the acquired knowledge to formulate possible solutions and present them orally and in written format, and present it with the aid of IT equipment to lay and academic-professional audiences underlined with academic-professional discourse and legal argumentation;</li> <li>4. formulate and conduct legal argumentation applying house style, accepted convention based on evidence and a sound ethic point of departure.</li> </ol>		
<b>Assessment criteria</b>		
<b>Outcome 1</b> demonstrate a comprehensive and systematic knowledge of road accidents compensation as well as insurance law, with special reference to: <ul style="list-style-type: none"> <li>• the nature and elements of the compensation system and</li> <li>• the specific provisions of the Road Accident Compensation Act;</li> <li>• the nature and elements of the insurance contract and</li> <li>• the underlining duty of disclosure, misrepresentation and warranties.</li> </ul>		
<b>Learners will be assessed on:</b> The coherency of reasoning and legal argumentation in terms of the nature and elements of the compensation system, the specific provisions of the Road Accident Compensation Act, the elements of the insurance contract and the duty of disclosure, misrepresentation and warranties in individual (and group) assignments, tests, and the examination.		
<b>Outcome 2</b> analyze sets of facts relating to a motor vehicle accident as well as various aspects of insurance law, plan research for information retrieval, also from cognate fields;		
<b>Learners will be assessed on:</b> The planning of the research, the retrieving and evaluation of the information, the coherent integration of the information in the argumentation of a solution to the problem in the factual		

set and the presentation.

In: individual and group assignments, written and oral presentations according to the criteria, in tests and in the examination.

### **Outcome 3**

apply the acquired knowledge to formulate possible solutions and present them orally and in written format, and present it with the aid of IT equipment to lay and academic-professional audiences underlined with academic-professional discourse and legal argumentation;

#### **Learners will be assessed on:**

The usage of IT in presentations, the formulation of the solution and the logic in the reasoning and legal argumentation of the solution/answer.

In: written format according to accepted convention or in oral presentation to lay and academic-professionals.

### **Outcome 4**

formulate and conduct legal argumentation applying house style, accepted convention based on evidence and a sound ethic point of departure.

#### **Learners will be assessed on:**

In: written format according to accepted convention, evidence-based and ethically sound in assignments, tests and in the examination.

#### **Method of delivery:**

Assessment modes:

**Informal formative assessment:** class and/or group discussion and unscheduled class/tuition tests with immediate feedback.

**Formal formative assessment:** Scheduled class tests as well as assignments focusing on the skills of evaluation of information, integration and application in the formulation of possible solutions.

#### **Summative assessment**

Report and final written exam showing the competency to integrate and combine knowledge and to formulate in legal terms according to Law expectations at this level of study.

#### **Examination analysis**

Knowledge – 20% (principles, terminology/jargon, reasoning theories, processes, concepts, techniques etc)

Skills and competencies – 80%

(application, analysis, synthesis, evaluation in problem solving)

#### **Calculating the final module mark:**

Participation mark: 50% of the final mark

Examination mark 50% of the final mark

**Module Code: JURI 415**

**Semester 1**

**NQF level: 8**

**Title: Law of Damages**

#### **Learning outcomes:**

On completion of this module, the learner should be able to demonstrate:

- a comprehensive and systematic knowledge in the Law of Damages with special reference to the nature, object systematics, history and terminology, basic concepts, processes and procedures, formats and conventions, assessment and quantification of damages, the influence of the new constitutional dispensation, prescription of causes of action, sources, and the compensation and satisfaction in the instance of delict and breach of contract;

- the ability to analyse sets of facts, research and information retrieval skills to gather information from a variety of sources, the application and integration of information in the formulation of solutions illustrating a coherent and holistic view (at this level of study) based on principles of legal argumentation and reasoning in communication and presentation skills and a language proficiency efficient to convey solutions in acceptable academic discourse to lay and professional audiences;
- an ethically sound and value-based approach in all forms of reasoning on interpersonal level.

### **ASSESSMENT CRITERIA**

On completion of this module, the learner should be able to demonstrate:

#### **Outcome 1**

a comprehensive and systematic knowledge in the Law of Damages with special reference to the nature, object systematics, history and terminology, basic concepts, processes and procedures, formats and conventions, assessment and quantification of damages, the influence of the new constitutional dispensation, prescription of causes of action, sources, and the compensation and satisfaction in the instance of delict and breach of contract;

#### **Learners will be assessed on:**

The knowledge of the Law of Damages in class discussions and tests, assignments (individually and in groups) and reports including all facets above.

#### **Outcome 2**

the ability to analyse sets of facts, research and information retrieval skills to gather information from a variety of sources, the application and integration of information in the formulation of solutions illustrating a coherent and holistic view (at this level of study) based on principles of legal argumentation and reasoning in communication and presentation skills and a language proficiency efficient to convey solutions in acceptable academic discourse to lay and professional audiences;

#### **Learners will be assessed on:**

- The capacity to operate effectively (individually and in groups) in solving complex problems from ill defined contexts, illustrating the ability to critically analyse case law and literature and extract relevant principles and apply them to a given set of facts also drawing prior knowledge from cognate fields in class tests, assignments and reports, presentations and the examination, focusing on the determination of the skills of analysis and other typical to Law like, reasoning, writing, drafting.
- The capacity to search and find existing case law autonomously.

#### **Outcome 3**

an ethically sound and value-based approach in all forms of reasoning on interpersonal level.

#### **Learners will be assessed on:**

The capacity to manage learning tasks autonomously, professionally and ethically illustrating skills in reasoning and on interpersonal level in class discussions, assignments, tests, presentations and the examination.

Method of delivery:

Assessment modes:

**Formative assessment:** [50%] class tests, assignments and reports and presentations focusing on the determination of the skills of analysis and identification relevant to the Law

and more specific the Law of Damages.

Class and group discussions.

**Summative assessment:** [50%] Comprehensive assignment(s) showing the competency to integrate and combine research findings and theory in the form of solutions to scenarios and the presentation of the application of typical skills in Law like, reasoning, writing, drafting. Examination.

**Examination analysis**

Knowledge component: 20%

Skills and competencies: 80%

Total 100%

**Module Code: JURI 421**

**Semester 2**

**NQF level: 8**

**Title: Administration of Estates**

**Learning outcomes:**

Upon completion of this module, you should be able to ...

- demonstrate a comprehensive and systematic knowledge of the administration of estates, with special reference to:
  - the administration of solvent deceased estates and
  - the administration of insolvent estates;
- analyze sets of facts relating to various aspects of
  - the administration of solvent deceased estates
  - the administration of insolvent estates,
- plan research for information retrieval, also from cognate fields;
- apply the acquired knowledge to formulate possible solutions and present them orally and in written format, and present it with the aid of IT equipment to lay and academic-professional audiences underlined with academic-professional discourse and legal argumentation;
- formulate and conduct legal argumentation applying house style, accepted convention based on evidence and a sound ethic point of departure.

**Assessment criteria**

**Outcome 1**

demonstrate a comprehensive and systematic knowledge of the administration of solvent deceased estates as well as insolvent estates, with special reference to:

- the process of administration of estates (insolvent and deceased),
- methods of liquidation (insolvent and deceased estates),
- the rights of creditors (insolvent estates),
- the liquidation and distribution account (insolvent and deceased estates),
- the calculation of estate duty and limited rights (deceased estates)

**Learners will be assessed on:**

The coherency of reasoning and legal argumentation in terms of the process of the administration of estates, the methods of liquidation, the rights of creditors, the liquidation and distribution account and the calculation of estate duty and limited rights in individual (and group) assignments, tests, and the examination.

**Outcome 2**

analyze sets of facts relating to various aspects of the administration of estates, plan research for information retrieval, also from cognate fields;

**Learners will be assessed on:**

The planning of the research, the retrieving and evaluation of the information, the coherent

integration of the information in the argumentation of a solution to the problem in the factual set and the presentation.

In: individual and group assignments, written and oral presentations according to the criteria, in tests and in the examination.

### Outcome 3

apply the acquired knowledge to formulate possible solutions and present them orally and in written format, and present it with the aid of IT equipment to lay and academic-professional audiences underlined with academic-professional discourse and legal argumentation;

#### Learners will be assessed on:

The usage of IT in presentations, the formulation of the solution and the logic in the reasoning and legal argumentation of the solution/answer.

In: written format according to accepted convention or in oral presentation to lay and academic-professionals.

### Outcome 4

formulate and conduct legal argumentation applying house style, accepted convention based on evidence and a sound ethic point of departure.

#### Learners will be assessed on:

In: written format according to accepted convention, evidence-based and ethically sound in assignments, tests and in the examination.

#### Method of delivery:

Assessment modes:

#### Formative assessment:

**Informal formative assessment:** class and/or group discussion and unscheduled class/tuition tests with immediate feedback.

**Formal formative assessment:** Scheduled class tests as well as assignments focusing on the skills of evaluation of information, integration and application in the formulation of possible solutions.

#### Summative assessment

Report and final written exam showing the competency to integrate and combine knowledge and to formulate in legal terms according to Law expectations at this level of study.

#### Examination analysis

Knowledge – 20% (principles, terminology/jargon, reasoning theories, processes, concepts, techniques etc)

Skills and competencies – 80%

(application, analysis, synthesis, evaluation in problem solving)

#### Calculating the final module mark:

Participation mark: 50% of the final mark

Examination mark 50% of the final mark

**Module Code: JURI 422**

**Semester 2**

**NQF level: 8**

**Title: Legal Practice and Clinical Law**

#### Learning outcomes:

Upon completion of this module, learners should be able to demonstrate:

- the ability to apply a well-rounded and systematic knowledge of substantive law in relevant operational aspects of legal practice and the legal profession.
- practical skills in client counseling, drafting of letters and pleas and case analysis, research and information retrieval skills befitting the needs;

- Employ the skills obtained in JURI 122 (Legal Skills) and effectively select and apply the substantive rules in a wide variety of matters;
- a coherent and critical theoretical understanding and the application of legal ethics in all operations;
- an ability to present basic civil trial advocacy skills effectively in simulated conditions of real world cases, supported with technology.

#### **ASSESSMENT CRITERIA:**

Upon completion of this module, learners should be able to demonstrate:

##### **Outcome 1**

- the ability to apply a well-rounded and systematic knowledge of substantive law in relevant operational aspects of legal practice and the legal profession.
- practical skills in client counseling, drafting of letters and pleas and case analysis, research and information retrieval skills befitting the needs;

##### **Learners will be assessed on:**

- Communication and drafting skills in simulated and real world conditions on all legal operational- and management skills in practical work, assignments, and tests.
- File Management;

##### **Outcome 2 and 3**

- Employ the skills obtained in JURI 122 (Legal Skills) and effectively select and apply the substantive rules in a wide variety of matters;
- a coherent and critical theoretical understanding and the application of legal ethics in all operations;

##### **Learners will be assessed on:**

- Identification of legal problems, the selection and application of rules, the investigation of the problem through research, gathering of information with the coherent and ethically sound formulation of a solution revealing an understanding of the law involved in practical application, -tests, assignments individually and in groups.

##### **Outcome 4**

An ability to present basic trial advocacy skills effectively in simulated conditions of real world cases.

Pre-Requisite: JURI 412

Method of delivery:

Assessment modes:

vidence-based and value-driven oral arguments befitting the exit of the programme in assignments, presentations, and tests

**Module Code: JURI 423**

**Semester 2**

**NQF level: 8**

**Title: Enrichment and Estoppel**

##### **Learning outcomes:**

Upon completion of this module learners should be able to demonstrate

- a **comprehensive and systematic** knowledge and a critical understanding of the phenomena of
  - **enrichment**, the various *condictiones* of the South African law, the improvement of someone else's property and the legal position of

- various groups of possessors and occupiers; and
  - **estoppel**, the history and place of estoppel in the South African law; the requirements for, effect of and defences against the application of estoppel
- an understanding and application of the theories, terms, concepts and procedures, conventions and formats underpinning this field of study in the analysis of sets of facts in solving complex problems from ill-defined contexts and in all forms of communication;
- the ability to critically analyse topical enrichment and estoppel in factual problems and issues, independently, individually and within groups, plan research in this regard, gather relevant information and formulate legal coherent solutions and theory driven arguments to solve the problems;
- communicate and present legal argumentation using correct terminology and evidence-based reasoning on specific topics.

### ASSESSMENT CRITERIA

Upon completion of this module learners should be able to demonstrate...

#### Outcome 1 and 2

- a **comprehensive and systematic** knowledge and a critical understanding of the phenomena of
  - **enrichment**, the various *condictiones* of the South African law, the improvement of someone else's property and the legal position of various groups of possessors and occupiers; and
  - **estoppel**, the history and place of estoppel in the South African law; the requirements for, effect of and defences against the application of estoppel
- an understanding and application of the theories, terms, concepts and procedures, conventions and formats underpinning this field of study in the analysis of sets of facts in solving complex problems from ill-defined contexts and in all forms of communication;

#### Learners will be assessed on:

- The application of knowledge of concepts and legal rules in problem solving and legal argumentation;
- a critical understanding of underpinning theory of Enrichment and Estoppel and related fields;

**In:** complex and ill-defined problem solving, assignments, practical tests and the examination.

#### Outcome 3

Communication of specific Enrichment and Estoppel topics; and

#### Learners will be assessed on:

Communication skills in writing and orally in presentations.

Method of delivery:

Assessment modes:

**Formative assessment:** Class tests, individual and group assignments focusing on the application of knowledge, analysis of complex sets of facts, critical reflection, integration and communication of information.

**Summative assessment:** Final assessment (exam)

**Module Code:** JURI 424

**Semester** 2

**NQF level:** 8

**Title:** Jurisprudence

**Learning outcomes:**

Upon completion of this module learners should be able to demonstrate

- A comprehensive and systematic knowledge as well as a coherent and critical understanding of the historical development of Jurisprudence/Legal Philosophy, different theoretical approaches to the law and legal studies, specific schools of thought and their view points and theories on relevant issues/ topics.
- The ability to critically analyse and compare different schools of thought and theories in depth and to effectively use eminent views in formulating evidence-based and ethically sound solutions and revealing a understanding of the relevance of legal hermeneutics for Jurisprudence;
- The ability to effectively, efficiently and independently retrieve information identified as necessary in order to solve a problem, to analyse or evaluate issues or topics in Jurisprudence, prepare solutions and communicate considered views on relevant issues to a range of audiences with academic-professional discourse and acceptable legal argumentation.

**ASSESSMENT CRITERIA**

Upon completion of this module learners should be able to demonstrate

**Outcome 1**

A comprehensive and systematic knowledge as well as a coherent and critical understanding of the historical development of Jurisprudence/Legal Philosophy, different theoretical approaches to the law and legal studies, specific schools of thought and their view points and theories on relevant issues/ topics.

**Learners will be assessed on:**

The knowledge of the historical development of Jurisprudence/Legal Philosophy, different theoretical approaches to the law and legal studies, specific schools of thought and their view points and theories on relevant issues/ topics.

**Outcome 2**

The ability to critically analyse and compare different schools of thought and theories in depth and to effectively use eminent views in formulating solutions evidence-based and ethically sound revealing a understanding of the relevance of legal hermeneutics for Jurisprudence.

**Learners will be assessed on:**

An in depth analysis and comparison of different schools of thought and theories, supplemented with evidence-based argumentation and ethically sound answers/solutions in solving complex and ill-defined problems.

**In:** Individual/group assignments, factual sets in tests and examinations, presentations orally and in writing.

**Outcome 3**

The ability to effectively, efficiently and independently retrieve information identified as necessary in order to solve a problem, to analyse or evaluate issues or topics in Jurisprudence, prepare solutions and communicate considered views on relevant issues to a range of audiences with academic-professional discourse and legal argumentation.

**Learners will be assessed on**

The ability to effectively communicate a coherent and critical understanding of selected topics in Jurisprudence and the relevance of legal hermeneutics for Jurisprudence in



assignments, tests, oral communication and the examination.		
Method of delivery:		
Assessment modes:		
<b>Assessment practices:</b>		
<b>Formative assessment:</b> Class tests, individual and group assignments, tests and presentations.		
<b>Summative assessment:</b> Final assessment (exam).		
<b>Examination analysis</b>		
Fundamental knowledge (20%);		
Skills and competencies (80%)		
(Application, analysis, critical reflection, information retrieval and integration, communication)		
<b>Calculating the final module mark:</b>		
Participation mark: 50% of final mark;		
Examination mark: 50% of final mark		
Final 100%		
<b>Module Code: JURI 425</b>	<b>Semester 2</b>	<b>NQF level: 8</b>
<b>Title: Mini Dissertation</b>		
Learning outcomes:		
On completion of this module the learner should be able to demonstrate:		
<ul style="list-style-type: none"> <li>• The ability to identify a viable research topic in any chosen field of law.</li> <li>• A coherent and critical understanding of the relevant and cognate fields of law covered by the mini-dissertation.</li> <li>• Effective and appropriate independent research skills on the chosen topic, including the ability to select, retrieve and evaluate sufficient appropriate information and the ability to critically analyse and evaluate the information retrieved.</li> <li>• The ability to cogently critique and appreciate current research and scholarship in the area of specialisation and the ability to use theory-driven, well-structured and logical arguments to reach evidence-based solutions to the identified problem.</li> <li>• The ability to effectively communicate and professionally present the results using appropriate language and correct terminology, conventions and bibliographical style applicable to legal academic writing.</li> </ul>		
<b>ASSESSMENT CRITERIA AND METHODS</b>		
<ul style="list-style-type: none"> <li>• On completion of the mini-dissertation, the learner will be assessed on the following criteria:</li> <li>• Identification of the topic and the formulation of the problem statement delineating the field and cognate areas (formulating an hypothesis): 10%</li> <li>• Planning the research, retrieval and evaluation of information, coherent and critical understanding of relevant and cognate fields and a critical analysis of the information retrieved with a scholarship in the area of specialisation: 30%</li> <li>• Utilisation of theory-driven, well-structured and logical arguments to reach evidence-based solutions to the identified problem: 40%</li> <li>• Correct usage and appropriateness of language, bibliographical style, references, layout/structure, language and range: 20%</li> </ul>		
Method of delivery:		
Assessment modes:		

**Summative assessment:** The mini-dissertation to be judged according to the criteria above. The focus is on mainly 2 overarching aspects in the criteria, namely the planning of the research and the handling of retrieved information, and the reasoning/legal argumentation in preparing and presenting the possible solution based on the evidence and information gathered and integrated. The identification of the problem and the technical aspects of the dissertation are important too, though, not as important as the above-mentioned ones.

**Moderation:** Done by an external academic professional in the field of study. A detailed report is requested and filed.

**Module Code: JURE 411**

**Semester 1**

**NQF level: 8**

**Title: Environmental Law**

**Learning outcomes:**

Upon completion of this module learners should be able to demonstrate:

- A comprehensive and systematic knowledge as well as a coherent and critical understanding of the nature and contents of environmental law, environmental law principles, environmental framework law, environmental impact assessments, biodiversity, air quality management, water and waste management, mining and energy law, international environmental law and introductory principles of environmental management;
- an ability to critically reflect on various aspects of environmental law and principles.
- Independent research on specific legal topics through analysing real-world problems and issues using information-retrieval and legal solutions in the preparation of theory-driven arguments;
- Communicate and present ethically sound and value-based legal argumentation on specific topics with the aid of IT to lay and academic-professionals.

## **ASSESSMENT CRITERIA**

### **Outcome 1**

- A comprehensive and systematic knowledge as well as a coherent and critical understanding of the concepts, legal rules, processes and structures relating to the nature and contents of environmental law, environmental law principles, environmental framework law, environmental impact assessments, biodiversity, air quality management, water and waste management, mining and energy law, international environmental law and introductory principles of environmental management

### **Students will be assessed on**

- The knowledge of concepts, legal rules, processes and structures underpinning the formulation of legal argumentation, will be assessed in theory and as applied to problems and sets of facts, in assignments, class tests and examinations.

### **Outcome 2**

- an ability to critically reflect on various aspects of environmental law and principles.

### **Students will be assessed on**

- Critical reflection of legal principles, etc relevant to specific environmental issues as contained in sets of facts.

### **Outcome 3**

- Independent research on specific legal topics through analysing real-world problems and issues using information retrieval and legal solutions in the

<p>preparation of theory driven arguments;</p> <p><b>Students will be assessed on</b></p> <ul style="list-style-type: none"> <li>Information retrieval and integration into legal arguments in written and oral report format.</li> <li>The analysis of sets of facts and the application of knowledge to formulate solutions.</li> </ul> <p><b>Outcome 4</b></p> <ul style="list-style-type: none"> <li>Communicate and present ethically sound and value based legal argumentation on specific topics with the aid of IT to lay and academic-professionals.</li> </ul> <p><b>Students will be assessed on</b></p> <ul style="list-style-type: none"> <li>Communication orally in a presentation and in writing in a report/solution/argument on specific environmental law topics.</li> </ul>		
<p>Method of delivery:</p> <p>Assessment modes:</p> <p><b>Formative assessment:</b> Class tests, individual and group assignments focusing on the application of knowledge, analysis of sets of facts, critical reflection, retrieval, integration and communication of information.</p> <p><b>Summative assessment:</b> Final assessment (exam) to determine whether students are able to demonstrate</p> <ul style="list-style-type: none"> <li>a comprehensive, integrated and systematic knowledge of terminology and rules,</li> <li>the ability to analyse sets of facts and to apply their knowledge to formulate solutions</li> <li>the ability to retrieve and integrate information</li> <li>critical reflection on certain land-related topics.</li> </ul> <p><b>Examination analysis</b></p> <p>Fundamental knowledge (20%) (Terminology and legal rules)</p> <p>Skills and competencies (80%) (Application, analysis, critical reflection, information retrieval and integration, communication)</p> <p><b>Calculating the final module mark:</b></p> <p>Formative assessment: 50% of final mark</p> <p>Summative assessment: 50% of final mark</p>		
<b>Module Code: JURE 412</b>	<b>Semester 1</b>	<b>NQF level: 8</b>
<b>Title: Moot Court</b>		
<p><b>Learning outcomes:</b></p> <p>On completion of this module you should be able to demonstrate:</p> <ol style="list-style-type: none"> <li>an ability to identify, analyse and solve complex national and international legal problems and issues using theory-driven arguments individually or in groups including: <ul style="list-style-type: none"> <li>the ability to retrieve information from a variety of resources, evaluate and integrate the information also from cognate fields in solutions and to prepare an argument;</li> <li>the ability to communicate an argument/report to lay and professional audiences and to manage an academic-professional discourse on an evidence-based manner;</li> </ul> </li> <li>a capacity to manage learning tasks autonomously, professionally and ethically.</li> </ol> <p><b>Learners will be assessed on:</b></p>		

<ul style="list-style-type: none"> <li>- the competency to prepare comprehensive heads of argument pertaining to complex real-world legal problems;</li> <li>- the competency to present oral argument relating to complex legal problems.</li> </ul>		
Method of delivery:		
Assessment modes:		
<b>Formative and summative assessment:</b> Heads of argument addressing a national legal problem and presentation of oral argument on the issues involved to the lecturer. (10% heads of argument; 10% oral argument) Heads of argument addressing a complex international legal problem and presentation of oral argument on the issues involved to a three panel adjudicating committee consisting of law lecturers. (40% heads of argument; 40 % oral argument)		
<b>WEIGHT ATTACHED DURING EACH ASSESSMENT</b> Heads: Formulation; use of language and style (30%); Identifying and addressing the legal questions involved (40%); application of the principles to the facts (30%) Oral argument: Preparation (20%); Demeanor (30%); Command and presentation of the issues involved (50%)		
<b>EXAMINATION ANALYSIS</b> Knowledge (principles, reasoning theories, procedures, concepts) 20% Skills and competencies (application, analysis, formulation, evaluation in problem-solving) 80%		
<b>CALCULATING THE FINAL MODULE MARK</b> <b>Participation mark 50%</b> <b>Examination 50%</b>		
<b>Module Code: JURE 414</b>	<b>Semester 1</b>	<b>NQF level: 8</b>
<b>Title: Intellectual Property Law</b>		
<b>Learning outcomes:</b> On completion of this module the learners should: <ul style="list-style-type: none"> <li>• demonstrate a comprehensive and systematic knowledge of the law relating to Intellectual Property with special reference to the principles governing the right to attract custom, unlawful competition, the law of trademarks, copyright, industrial designs and patents, as well as to cognate (interrelating/associated) fields of law;</li> <li>• correctly and with confidence understand and apply relevant terminology and coherently analyse concepts particular to Intellectual Property law;</li> <li>• identify, analyse and deal ethically with complex real-world IP related situations and problems in the light of the relevant principles of Intellectual Property law as found in common law, case law, legislation and in the light of appropriate evidence;</li> <li>• apply efficient and effective information-retrieval and processing skills for research material applicable to the law of Intellectual Property; and present and communicate academic professional work effectively using discourse and formats applicable to the law, using IT appropriate to the context.</li> </ul>		
<b>Outcomes 1 and 2</b> <ul style="list-style-type: none"> <li>• demonstrate a comprehensive and systematic knowledge of the law relating to Intellectual Property with special reference to the principles governing the right to attract custom, unlawful competition, the law of trademarks, copyright, industrial</li> </ul>		

- designs and patents, as well as to cognate (interrelating/associated) fields of law;
- correctly and with confidence understand and apply relevant terminology and coherently analyse concepts particular to Intellectual Property law;

**Learners will be assessed on:**

- their knowledge and grasp of concepts, rules, processes and structures on which legal arguments pertaining to the principles of Intellectual Property law are based, in class tests and the examination;
- their understanding of the distinctions and, where applicable, the interrelationship between the various forms of IP and also in context of common law, case law and legislative provisions;

**Outcomes 3 and 4**

- identify, analyse and deal ethically with complex real-world IP related situations and problems in the light of the relevant principles of Intellectual Property law as found in common law, case law, legislation and in the light of appropriate evidence;
- apply efficient and effective information-retrieval and processing skills for research material applicable to the law of Intellectual Property; and present and communicate academic professional work effectively using discourse and formats applicable.

**Learners will be assessed on:**

- their abilities to access available resources as part of research and gathering of information and applying such in expanding their insight into IP law; and
- in particular, their ability to analyse and advise on real life business environment entrepreneurial law scenario's by way of properly motivated arguments, in individual and group discussions and assignments, oral presentations and the examination.

**Method of delivery:**

**Assessment modes:**

Formative assessment: Class tests/assignments dealing with the skills of analysing factual situations and comprehending case law in the field of Entrepreneurial law.

Summative assessment: Formal examination with particular emphasis on the ability to deal with everyday real business environment situations by way of coherent analysis in the light of the law governing the entrepreneurial regime and based on expectations on the level of study.

**ASSESSMENT PLAN**

**Participation Mark**

Class tests (80%)

Individual assignments (20%)

**Examination Mark**

4 hour paper worth 100 marks

**Knowledge**

(principles, doctrines, terminology, processes, procedures, concepts, techniques, etc.) <20%

**Skills and competencies**

(application, analysis, synthesis, identification, defining, description, motivation, etc.) >80%

**Calculating the final mark**

Formative assessments (participation mark) 50%

Summative assessments 50%

<b>Module Code: JURM 411</b>	<b>Semester 1</b>	<b>NQF level: 8</b>
<b>Title: Advanced Obligations</b>		
<p><b>Learning outcomes:</b></p> <p>On completion of this module, the learner should be able to demonstrate comprehensive and systematic knowledge of the Law of Obligations as expressed in theories of contract, consumer protection, law of delict, and developments in entrepreneurial law.</p> <ul style="list-style-type: none"> <li>• a coherent and critical understanding of the principles and theories of the various sources of obligation in law, and the socio-political and economic context of this study field.</li> <li>• efficient and effective information retrieval and processing skills to engage in current research fields advanced obligations;</li> <li>• an ability to identify, analyse and deal with complex issues and hypothetical factual situations, applying insights drawn from the general principles of the law of obligations;</li> <li>• an ability to present and communicate research work effectively,</li> </ul>		
<p><b>ASSESSMENT CRITERIA</b></p> <p>On completion of this module, the learner should be able to demonstrate</p>		
<p><b>Outcome 1</b></p> <p>comprehensive and knowledge of the Law of Obligations as found in theories of contract, consumer protection, law of delict, and developments in entrepreneurial law;</p> <p><b>Learners will be assessed on:</b></p> <p>the knowledge of the origins and sources of obligation, and how these are utilized throughout the legal system, in class discussions, individual and group assignments, focusing on the application of knowledge in the analysis of sets of facts, critical reflection, retrieval, evaluation and integration of information, communication of solutions/answers in presentations, tests and the examination.</p>		
<p><b>Outcome 2</b></p> <p>a coherent and critical understanding of the principles and theories of the various sources of obligation in law, and the socio-political and economic context of this study field</p> <p><b>Learners will be assessed on:</b></p> <p>the competency to critically analyse and apply the principles and theories of the law of obligations in addressing the social and economic policies supported by the legal framework in society, in class work, assignments, tests and the examination.</p>		
<p><b>Outcome 3</b></p> <p>efficient and effective information retrieval and processing skills to engage in current research fields advanced obligations</p> <p><b>Learners will be assessed on:</b></p> <ul style="list-style-type: none"> <li>• the ability to gather information from relevant sources, evaluate the information and integrate it when analyzing sets of facts and presenting research through assignments;</li> <li>• the ability to critique current research and advanced scholarship with theory-driven arguments/reasoning in assignments, group discussions, tests and the</li> </ul>		

examination.

#### **Outcome 4**

an ability to identify, analyse and deal with complex issues and hypothetical factual situations, applying insights drawn from the general principles of the law of obligations;

#### **Learners will be assessed on:**

The ability to critically analyse a problem and identify and suggest well argued legal solutions and alternative policy options available within the legal framework, in group discussions, assignments, tests and the examination.

#### **Outcome 5**

an ability to present and communicate research work on the Law of Obligations effectively, informed by juridical theory and the demands of social and economic policy

#### **Learners will be assessed on:**

- the ability to communicate effectively, orally and in writing, in presentations and in assignments, tests and the examination;
- language proficiency and the application of legal terminology;
- legal formulation, argumentation and reasoning in all forms of communication.

#### **Method of delivery:**

#### **Assessment modes:**

**Formative assessment:** Class tests, individual and group assignments focusing on the application of knowledge, analysis of sets of facts, critical reflection, retrieval, integration and communication of information.

**Summative assessment:** Final assessment (exam) to determine whether students are able to demonstrate

- a comprehensive and systematic knowledge of terminology and rules,
- the ability to analyse sets of facts and to apply their knowledge to formulate solutions
- the ability to retrieve and integrate information
- critical reflection on certain socio-political and economic topics

#### **Examination analysis**

Fundamental knowledge (20%)

(Terminology and legal rules)

Skills and competencies (80%)

(Application, analysis, critical reflection, information retrieval and integration, communication)

#### **Calculating the final module mark:**

Participation mark: 50% of final mark

Examination mark: 50% of final mark

Final 100%

**Module Code: JURM 412/422**

**Semester 1 & 2**

**NQF level: 8**

#### **Title: Street Law**

#### **Learning outcomes:**

On completion of this module, the learner should be able to demonstrate

- The effective selection and application of the law, the legal system and human rights to everyday situations affecting communities;
- Practical skills of communicating the law and rights to lay people;
- An awareness and coherent critical understanding of current issues and

controversies relating to law and the legal system and affecting especially rural communities;

4. Basic skills in critical thinking, reasoning, communication, observation, and problem solving;

- Basic understanding of the values of justice, tolerance and fairness

6. Practical skills of applying alternative dispute resolution and community intervention mechanisms (e.g. lobbying, negotiations and advocacy);

Upon completion of this module the student should be able to demonstrate:

#### **Outcomes 1 and 2:**

- The ability to apply a well-rounded and systematic knowledge of the law, the legal system and human rights to everyday situations affecting communities;
- Practical skills of communicating the law and rights to lay people.

#### **Learners will be assessed on:**

- Preparation, facilitation of workshops for different target groups and group management and self-critical report writing in the evaluation of workshops and individual written portfolios covering training, seminars and workshops conducted.

#### **Outcomes 3, 4 and 5:**

- An awareness and coherent critical understanding of current issues and controversies relating to law and the legal system and affecting especially rural communities;
- Basic skills in critical thinking, reasoning, communication, observation, and problem solving;
- Basic understanding of the values of justice, tolerance and fairness.

#### **Learners will be assessed on:**

- The investigation through independent research, gathering of information and the critical reflection of statutes, case law, policies and the implementation of policies by means of a written dissertation.

#### **Outcome 6:**

- Practical skills of applying alternative dispute resolution and community intervention mechanisms.

#### **Learners will be assessed on:**

- The integration of basic knowledge, concepts of and differences between different alternative dispute resolution mechanism and their practical application to real-life problems in simulated role-plays.

Method of delivery:

Assessment modes:

#### **Formative assessment:**

##### **(a) Formal:**

- Evaluation of workshops conducted

##### **(b) Informal:**

- Group discussions
- Evaluation of role-plays on alternative dispute resolution

#### **Summative assessment:**

- Written dissertation



- Written portfolios covering training, seminars and workshops conducted.

Assessment analysis:

- Attendance and participation 10%
- Evaluation of facilitation skills 25%
- Portfolio 10%
- Dissertation 55%

#### **Calculating the Final Module Mark:**

Attendance and participation ( 45 %)

Portfolio (15 %)

Examination ( 40 %)

**Module Code: JURM 413**

**Semester 1**

**NQF level: 8**

**Title: Forensic Medicine**

#### **Learning outcomes:**

On completion of this module, the learner should be able to demonstrate

- comprehensive and systematic knowledge of Forensic Medicine, with specific reference to
- the legal aspects of medical practice
- Bio-ethics
- Selected topics on clinical Forensic Medicine
- Selected topics on Forensic Pathology
- a coherent and critical understanding of the medico-legal aspects of criminal and civil proceedings, and constitutional and social policy issues impacting on this study field
- efficient and effective information retrieval and processing skills to engage in the research field of Forensic Medicine; based on a sound analytical problem solving approach.
- an ability to identify, analyse and deal with medico-legal issues including cross-examination of medical experts, post-mortem reports and developments in crime scene investigations, individually and in groups;
- an ability to evaluate information, and integrate it coherently, and to present and communicate medico-legal research work effectively, with awareness of ethical principles.

#### **ASSESSMENT CRITERIA**

On completion of this module, the learner should be able to demonstrate

##### **Outcome 1**

A comprehensive and systematic knowledge of forensic medicine relevant to criminal and civil proceedings, legal aspects of medical practice and bio-ethics.

##### **Learners will be assessed on:**

- Knowledge of clinical Forensic Medicine, Forensic Pathology, bio-ethics and legal aspects of medical practice in individual and group assignments, tests and examination, tests and the examination.

##### **Outcome 2**

coherent and critical understanding of the medico-legal aspects of criminal and civil proceedings, and constitutional and social policy issues impacting on this study field

##### **Learners will be assessed on:**

a coherent and critical understanding of the role of Forensic Medicine in defining ethical conduct and assisting in fact finding in the legal process.

### Outcome 3

efficient and effective information retrieval and processing skills to engage in the research field of Forensic Medicine; based on a sound analytical problem solving approach.

#### Learners will be assessed on:

- Written assignments, test, fluency in language, reasoning/argumentation and problem solving skills

### Outcome 4

ability to identify, analyse and deal with medico-legal issues including cross-examination of medical experts, post-mortem reports and developments in crime scene investigations, individually and in groups;

#### Learners will be assessed on:

The ability to critically analyse the legal and scientific issues, to effectively communicate in writing and orally and to present solutions to sets of facts in group discussions, assignments, tests and the examination.

#### Method of delivery:

#### Assessment modes:

**Formative assessment:** Class tests, individual and group assignments focusing on the application of knowledge, analysis of sets of facts, critical reflection, retrieval, integration and communication of information.

**Summative assessment:** Final assessment (exam) to determine whether students are able to demonstrate

- a comprehensive and systematic knowledge of terminology and rules,
- the ability to analyse sets of facts and to apply their knowledge to formulate solutions
- the ability to retrieve and integrate information
- critical reflection on social, ethical and legal values

#### Examination analysis

Fundamental knowledge (30)

(Terminology and legal rules)

Skills and Competencies (70%)

(Application, analysis, critical reflection, information retrieval and integration, communication)

#### Calculating the final module mark:

Participation mark: 50% of final mark

Examination mark: 50% of final mark

Final 100%

**Module Code: JURM 421**

**Semester 2**

**NQF level: 8**

**Title: International Economic Law**

#### Learning outcomes:

On completion of this module, the learner should be able to demonstrate

- comprehensive and systematic knowledge of international and national legal rules regulating trans-national commerce, and national, regional and multilateral institutions
- a coherent and critical understanding of the principles and theories underlying international trade;

- efficient and effective information retrieval and processing skills to engage in the research fields of trans-national commerce and international trade policies;
- an ability to identify, analyse and deal with complex and real world problems and issues using language effectively through legal argumentation, individually and in groups, including Moot Court competitions;
- an ability to present and communicate international trade law research work effectively.

### **ASSESSMENT CRITERIA**

On completion of this module, the learner should be able to demonstrate

#### **Outcome 1**

comprehensive and systematic knowledge of the origins of International trade, the history and development of trade law from GATT to WTO; the roles of national, regional and multilateral trade initiatives.

#### **Learners will be assessed on:**

the knowledge of and origin of GATT, WTO, the application of principles and theories to an issue or set of fact, determining the rights and obligation created by applicable legal rules, critical reflection, retrieval, evaluation and integration of information, communication of solutions/answers in presentations, tests and the examination.

#### **Outcome 2**

a coherent and critical understanding of the principles and theories underlying international trade;

#### **Learners will be assessed on:**

the competency to identify policy issues and objectives, develop proposals for change and articulate these based on inadequacies in current international and national legal regimes through assignments, tests and the examination.

#### **Outcome 3**

efficient and effective information retrieval and processing skills to engage in the research fields of trans-national commerce and international trade policies

#### **Learners will be assessed on:**

- the ability to gather information from relevant sources, including the use of selected databases and WTO on line resources, evaluate the information and integrate it when a research report on a specific topic in the field of international trade law is written;
- the ability to critique current research and advanced scholarship with evidence-based and theory-driven arguments/reasoning in assignments, group discussions, tests and the examination.

#### **Outcome 4**

An ability to identify, analyse and deal with complex and real world problems and issues using language effectively through legal argumentation, individually and in groups, including Moot Court competitions

#### **Learners will be assessed on:**

the capacity to critically analyse problems and identify and suggest well-formulated solutions for real world problems in international trade law in group discussions, Moot Court

competitions, assignments, tests and the examination.

### **Outcome 5**

an ability to present and communicate international trade law research work effectively;

#### **Learners will be assessed on:**

- the ability to communicate effectively, orally and in writing, in presentations and in assignments, tests and the examination;
- language proficiency and the application of legal terminology;
- legal formulation, argumentation and reasoning in all forms of communication.

#### **Method of delivery:**

#### **Assessment modes:**

On completion of this module, the learner should be able to demonstrate comprehensive and systematic knowledge of international and national legal rules regulating trans-national commerce, and national, regional and multilateral institutions

- a coherent and critical understanding of the principles and theories underlying international trade;
- efficient and effective information retrieval and processing skills to engage in the research fields of trans-national commerce and international trade policies;
- an ability to identify, analyse and deal with complex and real world problems and issues using language effectively through legal argumentation, individually and in groups, including Moot Court competitions;
- an ability to present and communicate international trade law research work effectively.

### **Examination analysis**

Fundamental knowledge (20%)

(Terminology and legal rules)

Skills and competencies (80%)

(Application, analysis, critical reflection, information retrieval and integration, communication)

#### **Calculating the final module mark:**

Participation mark: 50% of final mark

Examination mark: 50% of final mark

Final 100%

**Module Code: JURM 423**

**Semester 2**

**NQF level: 8**

### **Title: Law of Trusts**

#### **Learning outcomes:**

On completion of this module, the learner should be able to demonstrate

- comprehensive and systematic knowledge of the reception of the law of trusts in South Africa, the juridical nature of a trust, its formation, variation and termination; as well as the rights and duties of the parties to a trust.
- a coherent and critical understanding of the principles and theories of trust formation; the juridical basis to distinguish a trust from other institutions available in the area of private law; and the economic advantages of utilizing trusts for business or trading purposes.
- efficient and effective information retrieval and processing skills to engage in current research fields private law relating to trusts;
- an ability to identify, analyse and deal with complex sets of facts and issues using

- competent legal argument based on effective use of resources and to apply the law of trusts to hypothetical factual situations in a creative way
- an ability to present and communicate private law research in the area of trusts work effectively.

## **ASSESSMENT CRITERIA**

On completion of this module, the learner should be able to demonstrate

### **Outcome 1**

comprehensive and systematic knowledge of the reception of the law of trusts in South Africa, the juridical nature of a trust, its formation, variation and termination; as well as the rights and duties of the parties to a trust.

#### **Learners will be assessed on:**

the knowledge of the history of this field of private law, the application, principles and theories of trust formation, in class discussions, individual and group assignments, tests and the examination.

### **Outcome 2**

a coherent and understanding of the principles and theories of trust formation; and the juridical basis to distinguish a trust from other institutions available in the area of private law ;

#### **Learners will be assessed on:**

the competency to critically analyse and apply the principles and theories of the Law of Trusts, and the ability to present argument regarding the role of trusts for economic activity, in class work, assignments, tests and the examination.

### **Outcome 3**

efficient and effective information retrieval and processing skills to engage in current research fields private law relating to trusts;

#### **Learners will be assessed on:**

- the ability to gather information from relevant sources, evaluate the information and integrate it when addressing a set of facts for assignment writing and other assessment procedures;
- the ability to critique current research and advanced scholarship with juridically informed arguments/reasoning in assignments, group discussions, tests and the examination.

### **Outcome 4**

an ability to identify, analyse and deal with complex sets of facts and issues using competent legal argument based on effective use of resources and to apply the law of trusts to hypothetical factual situations in a creative way;

#### **Learners will be assessed on:**

the capacity to critically analyse a problem and identify and suggest well-constructed solutions for fact based scenarios; and in identifying and solving the private law needs of persons through the application of the principles of the law of trusts in group discussions, assignments, tests and the examination.

### **Outcome 5**

an ability to present and communicate private law research in the area of trusts work

effectively		
<b>Learners will be assessed on:</b> <ul style="list-style-type: none"> <li>the ability to communicate effectively, orally and in writing, in presentations and in assignments, tests and the examination;</li> <li>language proficiency and the application of legal terminology;</li> <li>legal formulation, argumentation and reasoning in all forms of communication.</li> </ul>		
Method of delivery:		
Assessment modes:		
<b>Formative assessment:</b> Class tests, individual and group assignments focusing on the application of knowledge, analysis of sets of facts, critical reflection, retrieval, integration and communication of information.		
<b>Summative assessment:</b> Final assessment (exam) to determine whether students are able to demonstrate <ul style="list-style-type: none"> <li>a comprehensive and systematic knowledge of terminology and rules,</li> <li>the ability to analyse sets of facts and to apply their knowledge to formulate solutions</li> <li>the ability to retrieve and integrate information</li> <li>critical reflection on the role of private law in addressing social and economic needs</li> </ul>		
<b>Examination analysis</b>		
Fundamental knowledge (20%)		
(Terminology and legal rules)		
Skills and competencies (80%)		
(Application, analysis, critical reflection, information retrieval and integration, communication)		
<b>Calculating the final module mark:</b>		
Participation mark: 50% of final mark		
Examination mark: 50% of final mark		
Final 100%		
<b>Module Code: JURE 421</b>	<b>Semester 2</b>	<b>NQF level: 8</b>
<b>Title: Private International Law</b>		
<b>Learning outcomes:</b>		
Upon completion of this module the learner should be able to demonstrate:		
<ul style="list-style-type: none"> <li>a well-rounded and systematic knowledge with specific reference to the legal principles relating to International Private Law</li> <li>the ability to analyse sets of facts and apply the knowledge, to formulate possible solutions;</li> <li>the ability to research the law, evaluate the possible solutions and formulate the best integrated solution to a particular problem;</li> <li>the ability to communicate the law, and its application to different factual situations, in writing or orally, with reference to the necessary authority.</li> </ul>		
<b>Assessment criteria:</b>		
<b>Outcome 1</b>		
<ul style="list-style-type: none"> <li>a well-rounded and systematic knowledge with specific reference to legal principles relating to International Private Law.</li> <li>Learners will be assessed on:               <ul style="list-style-type: none"> <li>the ability to identify the legal problem(s) or questions in a given set of facts, apply the legal principles thereto and give an acceptable legal solution thereto.</li> </ul> </li> </ul>		

**Outcome 2**

- the ability to analyse sets of facts and apply the knowledge, to formulate possible solutions;

Learners will be assessed on:

- the proposed solution and the legal arguments and authority underpinning such solution.

**Outcome 3**

- the ability to research the law, evaluate the possible solutions and formulate the best integrated solution to a particular problem;

Learners will be assessed on:

- the skills of researching the law, integrating such knowledge in compiling an answer/solution to the relevant problem;

**Outcome 4**

- the ability to communicate the law, and its application to different factual situations, in writing or orally, with reference to the necessary authority.

**Learners will be assessed on:**

demonstrating communication skills and the use of legal arguments in a logical way by means of the proper use of the language applied, in written and oral communication.

## **ML 2.17 SERVICE MODULES OFFERED IN THE FACULTY FOR PROGRAMMES IN OTHER FACULTIES**

### **ML 2.17.1 List of Modules**

<b>Semester One</b>	<b>Semester Two</b>
PPLM 311 Social Welfare Law PPLM 312 Media Law PPLM 313 Constitutional Law	PPLM 321 Social Welfare Law PPLM 322 Administrative Law PPLM 323 Media Law
MLAW 111 Introduction to Business and Contractual Law MLAW 121 Mercantile Law: Business Forms MLAW 311 Company Law	MCLM 111/113 Introduction to the Law of Contract MCLM 123 Labour Law MCLM 212/312/313 Business Structures MCLM 222 Commercial Paper, Insurance and Insolvency MCLM 621 Labour and Social Security Law MCLM 824 Dispute Resolution and Regulation of Conflict

**ML 2.17.1                      MODULE OUTCOMES**

<b>Module Code: MLAW 111</b>	<b>Semester 1</b>	<b>NQF level: 6</b>
<b>Title: Contracts</b>		
<b>Learning outcomes:</b> To introduce commercial law students to the principles of several of the most important fields of commercial law Knowledge of the concept "law" and the sources of South African law <ul style="list-style-type: none"> <li>• A basic knowledge of the administration of justice in South Africa and of the institutions and persons involved in the administration of justice</li> <li>• To have an extensive knowledge of the various requirements for the conclusion of a valid contract and the effects of failure to comply with such requirements</li> <li>• To have an understanding of the contract of sale, more especially the duties of the parties to the contract and remedies available upon failure by the other contractant to carry out his/her obligations</li> <li>• Introduction to the theory of law and the South African legal system</li> <li>• Introduction to the law of contracts; requirements for a valid contract; breach of contract and remedies in cases of breach of contract;</li> <li>• termination of contracts; the contract of sale</li> </ul>		
Method of delivery: Lectures		
<b>Assessment modes:</b> 2 Assessments/tests each contributing 50% to the final mark		
<b>Module Code: MCLM 212</b>	<b>Semester 1</b>	<b>NQF level: 6</b>
<b>Title: Business Structures</b>		
<b>Learning outcomes:</b> To provide students with a working knowledge of partnerships, companies and close corporations to enable them to apply the information to practical situations in order to supply solutions to hypothetical cases and / identify certain concepts Students should be able to discuss the nature of partnerships, companies and close corporations <ul style="list-style-type: none"> <li>- Have knowledge of the rights and duties of partners</li> <li>- Know the applicability of the law of agency to partnership</li> <li>- Have knowledge of the ways in which a partnership is terminated</li> <li>- Know the types of companies and the difference between the various companies</li> <li>- Be able to discuss the duties of directors and auditors</li> <li>- Have knowledge of the aim and main provisions of the Companies Act and Close Corporations Act</li> </ul> Formation, nature and termination of partnerships, formation of companies, capital structure of companies, directors and auditors, groups of companies, and close corporations		
Method of delivery: Lectures		
<b>Assessment modes:</b> Two assessments, each contributing 50% to the final mark		
<b>Module code: PPLM 323</b>	<b>Semester 2</b>	<b>NQF level: 6</b>
<b>Title: Media Law</b>		



<b>Learning outcomes:</b> To provide participants with a mature understanding of the general principles of Media Law To enable participants to:- <ul style="list-style-type: none"> <li>• Understand constitutional rights of the media operatives and freedom of expression in a democratic S A</li> <li>• Understand Media Law including copyright law, invasion of privacy and advertising and the law etc.</li> <li>• Be able to work effectively as individuals and as part of a group in addressing media issues in South Africa and SADC region.</li> </ul> Copyright Invasion of privacy Statutory restrictions Sources of media Freedom of media Advertising and the law Values of freedom of expression and constitutional comparison with reference to SADC		
Method of delivery: Lectures, tutorials		
<b>Assessment modes:</b> Tests: 50%; Assignments: 50%; Final examination: 100%		
<b>Module code: MLAW 121</b>	<b>Semester 2</b>	<b>NQF level: 6</b>
<b>Title: Mercantile Law: Business Forms</b>		
<b>Learning outcomes:</b> To enable the commercial law students to acquire a sound knowledge of the legal principles governing specific contracts and securities. <ul style="list-style-type: none"> <li>• The ability to identify the various contracts by taking into account their <i>essentialia</i> To have knowledge of the establishment and termination of various contracts</li> <li>• To have a knowledge of the rights and duties of the parties to the various contracts and available remedies upon breach of such duties</li> <li>• To have knowledge of specific statutory provisions governing certain contracts and the consequences of failure to observe such provisions</li> <li>• To be able to differentiate between different types of securities to understand their formation, nature and Termination</li> <li>• Credit agreements, letting and hiring of immovable property, agency, contract of employment, suretyship, lien, pledge and mortgage bond</li> </ul>		
Method of delivery: Lectures		
<b>Assessment modes:</b> Two assessments, each contributing 50% to the final mark		
<b>Module code: MCLM 123</b>	<b>Semester 2</b>	<b>NQF level: 6</b>
<b>Title: Labour Law</b>		
<b>Learning outcomes:</b> To introduce students to the law governing contracts of employment and provide them with sufficient information which will enable them to apply the knowledge acquired to practical instances in order to supply solutions to hypothetical cases. <ul style="list-style-type: none"> <li>• Students should be able to discuss the nature and <i>essentialia</i> of the contract</li> </ul>		

of employment <ul style="list-style-type: none"> <li>• Know the obligations of the parties and the remedies available to the parties in the case of breach of contract</li> <li>• With reference to decided cases, be able to discuss the employer's liability for delicts committed by his/her employees</li> <li>• Be able to state and discuss the ways in which a contract of employment may be terminated</li> <li>• Have knowledge of the aim and main provisions of labour legislation such as the basic conditions of Employment Act, the Labour Relations Act, the Constitution, etc</li> <li>• Have knowledge of collective bargaining and dispute resolution</li> <li>• Students should be able to discuss the nature and <i>essentialia</i> of the contract of employment</li> <li>• Know the obligations of the parties and the remedies available to the parties in the case of breach of contract</li> <li>• With reference to decided cases, be able to discuss the employer's liability for delicts committed by his/her employees</li> <li>• Be able to state and discuss the ways in which a contract of employment may be terminated</li> <li>• Have knowledge of the aim and main provisions of labour legislation such as the basic conditions of Employment Act, the Labour Relations Act, the Constitution, etc</li> <li>• Have knowledge of collective bargaining and dispute resolution</li> </ul>		
Method of delivery: Lectures		
<b>Assessment modes:</b>		
Examination at the end of the module		
<b>Module code: MCLM 222</b>	<b>Semester 2</b>	<b>NQF level: 6</b>
<b>Title: Commercial Paper, Insurance and Insolvency</b>		
<b>Learning outcomes:</b>		
To acquaint commerce students with the basic mechanisms of the banking system relating to cheques, bills of exchange and / or promissory notes and to introduce them to the Law of Insolvency and Insurance		
<ul style="list-style-type: none"> <li>• To know the difference between cheques, bill and promissory notes, their forms, functions and essentials</li> <li>• Relationship between parties on negotiable instruments relationship between banks and customers</li> <li>• Bankers liability</li> <li>• Basic terminology and different types of crossings on cheques and their effects</li> <li>• To understand the nature of the Law of Insolvency</li> <li>• To be able to apply their knowledge of the Law of Insolvency to practical situations</li> <li>• To understand the basic principles of Insurance Contract Law</li> </ul>		
History of Negotiable Instruments		
<ul style="list-style-type: none"> <li>• Definition and essentials of bills of exchange, their functions, essentials and forms</li> <li>• Different parties (essential and non-essential) and their liabilities</li> </ul>		

<ul style="list-style-type: none"> <li>• Various endorsements on Bills</li> </ul>		
Cheques		
<ul style="list-style-type: none"> <li>- Bank - customer relationship</li> <li>- Consequences of such relationship</li> <li>- Crossed cheques and their effects</li> <li>- Liability of banks</li> </ul>		
The Law of Insolvency		
<ul style="list-style-type: none"> <li>- Voluntary surrender</li> <li>- Compulsory sequestration</li> <li>- The realisation and distribution of an insolvent estate</li> <li>- Winding up of Companies and Close Corporations</li> </ul>		
Insurance Law		
<ul style="list-style-type: none"> <li>- The Insurance Contract</li> <li>- Misrepresentation and warranties</li> <li>- The interpretation and termination of the insurance contract</li> </ul>		
Method of delivery: Lectures		
Assessment modes:		
Commercial Paper Exams		50%
Insurance and Insolvency Exams		50%
<b>Module code: MCLM 621</b>	<b>Semester 2</b>	<b>NQF level: 6</b>
<b>Title: Labour and Social Security Law</b>		
<b>Learning outcomes:</b>		
To acquaint honours students in B. Admin with Labour and Social Security Law		
To have basic knowledge of the Labour Legislation		
The LRA 1995 and Associated Legislation		
Method of delivery: Lectures		
Assessment modes:		
Assignment		50%
Examination		50%
<b>Module code: MCLM 824</b>	<b>Semester 2</b>	<b>NQF level: 6</b>
<b>Title: Dispute Resolution and Regulation of Conflict</b>		
<b>Learning outcomes:</b>		
To equip students with knowledge of the law pertaining to the resolution of industrial conflicts		
To acquaint students with dispute resolution mechanisms, their jurisdiction and status, taking international trends into account, and to give learner an understanding of the advantages and disadvantages of the system		
The LRA 1995 and Associated Legislation		
Method of delivery: Lectures		
<b>Assessment modes:</b>		
Assignment		50%
Examination		50%

## ML. 3 POSTGRADUATE MODULE OUTCOMES

### ML. 3.1 MASTERS (GENERIC)

CODE:	CPLM 811	CR:	20	DURATION:	16	SEMESTER:	1	NQF:	9
<b>TITLE:</b>	<b>Issues in Criminal Justice and Medical Jurisprudence</b>								
<b>PURPOSE:</b>	To provide advanced learners with an in-depth knowledge of specific issues in criminal justice and forensic medical-current issues would always be studied.								
<b>INTENDED LEARNING OUTCOMES:</b>	<p>At the end of this post-graduate module, learners should:-</p> <ul style="list-style-type: none"> <li>- Have gained knowledge on various current criminal justice issues.</li> <li>- Have attained knowledge on specific forensic medicine issues</li> <li>- Be able to demonstrate independent competence in dealing with comparative aspects of <b>medical jurisprudence</b> as well as <b>issues in criminal justice</b></li> <li>- Show how the S A Bill of Rights is applicable to issues in criminal justice</li> </ul>								
<b>PRE-REQUISITES:</b>	None								
<b>CO-REQUISITES:</b>	None								
<b>DELIVERY MODES:</b>	Seminars and lectures								
<b>CONTENT:</b>	<p>Any three of the following capita, or any other capita approved by the Faculty Board</p> <ul style="list-style-type: none"> <li>- Medico-legal issues relating to the treatment of the terminally ill patient</li> <li>- Medico-legal issues surrounding in vitro fertilization</li> <li>- A comparative study of certain capita from the general principles of the criminal law</li> <li>- A comparative study of certain capita from the common law crimes</li> <li>- A comparative study of the development and current position of alternative sentences to imprisonment</li> <li>- An in-depth study of human rights, justice, legality and the rights of prisoners</li> <li>- A comparative study of the development and present position of the accusatorial and inquisitorial criminal procedural systems</li> <li>- A comparative and historical study of imprisonment as a form of sentencing</li> <li>- The criminal justice system and the state</li> <li>- Sentencing and the penal process</li> <li>- Legal liability for so-called "wrongful life"</li> </ul> <p>NB Not all of the above-mentioned <i>capita selecta</i> will necessary be offered in any given year.</p>								
<b>ASSESSMENT MODES:</b>	<p>40% Assignments</p> <p>10% Oral presentations</p> <p>50% Final examination</p>								
CODE	CPLM 821	CR:	20	DURATION:	16	SEMESTER	2	NQF:	9
<b>TITLE:</b>	<b>Procedural Issues in Southern Africa</b>								
<b>PURPOSE:</b>	To provide advanced learners with an in-depth knowledge of aspects of Civil Procedure and Evidence								
<b>INTENDED LEARNING OUTCOMES:</b>									

At the end of this post-graduate module, learners should:-									
- Be able to use the South African Bill of Rights fully in so far as it affects civil procedure and the law of evidence									
- Be fully conversant with the summary remedies in civil procedure									
- Be fully aware of the role, place and function of the arbitrator									
- Have enough knowledge to be able to undertake comparative study in procedural legal aspects									
<b>PRE-REQUISITES:</b>		None							
<b>CO-REQUISITES:</b>		None							
<b>DELIVERY MODES:</b>									
Seminars and lectures and <b>if possible</b> practice in court									
<b>CONTENT:</b>									
At least <b>three</b> of the following topics									
- Litigation under a Bill of Rights									
- Legal services for the Indigent									
- Civil Jurisdiction (including edictal citation and substituted service)									
- The principles and practice of arbitration									
- Summary remedies - a study of summary judgment and provisional sentence									
- The admissibility of illegally obtained evidence under a Bill of Rights									
- Corroboration and the Cautionary Rules									
- The admissibility and assessment of admissions and confessions in criminal proceedings									
<b>ASSESSMENT MODES:</b>									
40% Assignments									
10 % Oral presentation									
50% Final examination									
<b>CODE</b>	<b>CPLM 873</b>	<b>CR</b>	<b>100</b>	<b>DURATION</b>	<b>16</b>	<b>SEMESTER</b>	<b>1&amp;2</b>	<b>NQF:</b>	<b>9</b>
<b>TITLE:</b>	<b>LLM Dissertation</b>								
<b>PURPOSE:</b>									
<b>INTENDED LEARNING OUTCOMES:</b>									
<b>PRE-REQUISITES:</b>		None							
<b>CO-REQUISITES:</b>		None							
<b>DELIVERY MODES:</b>									
<b>CONTENT:</b>									
A dissertation of limited scope on a topic broadly within the field of Criminal and Procedural Law, approved by the Faculty Board and submitted in accordance with the 'Rules for the Submission of the LLM Dissertation' published by the Faculty. Students are required to register the topic of their dissertation with the Deputy Dean no later than 30 March of the year in which they expect to register for this module.									
<b>ASSESSMENT MODES:</b> Dissertation									
<b>CODE:</b>	<b>PVLM 811</b>	<b>CR</b>	<b>20</b>	<b>DURATION:</b>	<b>16</b>	<b>SEMESTER:</b>	<b>1</b>	<b>NQF:</b>	<b>9</b>
<b>TITLE:</b>	<b>Advanced Family Law (Theoretical Perspectives on Family Law) Family Law In African systems (Contemporary Issues)</b>								
<b>PURPOSE:</b>									
To develop students' awareness of theoretical and socio-legal perspectives on family law									
<b>INTENDED LEARNING OUTCOMES:</b>									
At the end of the course, learners should be able to demonstrate in coherent written form that he or she can:-									

<ul style="list-style-type: none"><li>- Outline and evaluate theoretical perspectives on law and the family</li><li>- Display familiarity with relevant historical, philosophical, sociological and socio-legal sources</li><li>- Evaluate relevant statistical and empirical data and its use in family policy debates</li></ul>									
<b>PRE-REQUISITES:</b>		JURI 114, 216							
<b>CO-REQUISITES:</b>		None							
<b>DELIVERY MODES:</b> Lectures, class discussions and seminars									
<b>CONTENT:</b> A study of various theories, perspectives and approaches to the study of family law									
<b>ASSESSMENT MODES:</b> Seminar paper and oral presentation									
<b>CODE:</b>	<b>PVLM 821</b>	<b>CR</b>	<b>20</b>	<b>DURATION:</b>	<b>16</b>	<b>SEMESTER:</b>	<b>2</b>	<b>NQF:</b>	<b>9</b>
<b>TITLE:</b>		<b>Advanced Family Law (Contemporary Substantive Issues)</b>							
<b>PURPOSE:</b> To enable students to increase their knowledge of aspects of family law which go beyond mainstream matrimonial practice									
<b>INTENDED LEARNING OUTCOMES:</b> At the end of the course, the student should be able to demonstrate in coherent written form that he or she can: <ul style="list-style-type: none"><li>- Evaluate the operation and effects of substantive family law, drawing upon a range of legal and socio-legal research and scholarship.</li><li>- Display familiarity with policy issues which underlie rules of substantive family law.</li><li>- Engage critically with judicial decisions and statutes in family law and related areas of law.</li><li>- Apply relevant provisions of the Constitution in addressing family law issues.</li></ul>									
<b>PRE-REQUISITES:</b>		JURI 114, 216							
<b>CO-REQUISITES:</b>		None							
<b>DELIVERY MODES:</b> Lectures, class discussions and seminars									
<b>CONTENT:</b> A study of contemporary substantive family law and policy issues									
<b>ASSESSMENT MODES:</b> Seminar paper and oral presentation in class.									
<b>CODE:</b>	<b>PVLM 812</b>	<b>CR</b>	<b>20</b>	<b>DURATION:</b>	<b>16</b>	<b>SEMESTER:</b>	<b>2</b>	<b>NQF:</b>	<b>9</b>
<b>TITLE:</b>		<b>The Law of Indigenous Succession</b>							
<b>PURPOSE:</b> To analyse issues in indigenous succession in Southern Africa									
<b>INTENDED LEARNING OUTCOMES:</b> To enable learners understand the complex issues of indigenous succession in Southern Africa and to propose model solutions									
<b>PRE-REQUISITES:</b>		None							
<b>CO-REQUISITES:</b>		None							
<b>DELIVERY MODES:</b> Seminars									
<b>CONTENT:</b> An assessment of topical indigenous succession issues in selected countries in Southern Africa									
<b>ASSESSMENT MODES:</b> Seminar papers and an examination									
<b>CODE:</b>	<b>PVLM 822</b>	<b>CR:</b>	<b>20</b>	<b>DURATION:</b>	<b>16</b>	<b>SEMESTER:</b>	<b>2</b>	<b>NQF:</b>	<b>9</b>

<b>TITLE:</b>	<b>Indigenous Land Tenure</b>									
<b>PURPOSE:</b>	To introduce learners to the various modes of indigenous land tenure in Southern Africa									
<b>INTENDED LEARNING OUTCOMES:</b>	To familiarise learners with issues of indigenous land tenure on a comparative basis in Southern Africa									
<b>PRE-REQUISITES:</b>	None									
<b>CO-REQUISITES:</b>	None									
<b>DELIVERY MODES:</b>	Seminars									
<b>CONTENT:</b>	An indepth comparative study of indigenous land tenure systems in Southern Africa									
<b>ASSESSMENT MODES:</b>	Seminar papers and an examination									
<b>CODE:</b>	<b>PVLM 873</b>	<b>CR</b>	<b>100</b>	<b>DURATION:</b>	<b>16</b>	<b>SEMESTER</b>	<b>1&amp;2</b>	<b>NQF:</b>	<b>9</b>	
<b>TITLE:</b>	<b>LLM Dissertation</b>									
<b>PURPOSE:</b>	<b>To introduce students to legal research in the area of Private and Customary Law.</b>									
<b>INTENDED LEARNING OUTCOMES:</b>	Students will produce a written dissertation on a topic in Private and Customary Law.									
<b>PRE-REQUISITES:</b>	None									
<b>CO-REQUISITES:</b>	None									
<b>DELIVERY MODES:</b>	Consultation and Supervision									
<b>CONTENT:</b>	A dissertation of limited scope on a topic broadly within the field of Criminal and Procedural Law, approved by the Faculty Board and submitted in accordance with the 'Rules for the Submission of the LLM Dissertation' published by the Faculty. Students are required to register the topic of their dissertation with the Deputy Dean no later than 30 March of the year in which they expect to register for this module.									
<b>ASSESSMENT MODES:</b>	Dissertation									
<b>CODE:</b>	<b>PPLM 811</b>	<b>CR</b>	<b>20</b>	<b>DURATION:</b>	<b>16</b>	<b>SEMESTER:</b>	<b>1</b>	<b>NQF:</b>	<b>9</b>	
<b>TITLE:</b>	<b>Origin and Structure of Southern African Legal Systems</b>									
<b>PURPOSE:</b>	To introduce learners to the origin and structure of Southern African legal systems, including Indigenous legal systems and their place among the legal systems of the world									
<b>INTENDED LEARNING OUTCOMES:</b>	<ul style="list-style-type: none"> <li>- Demonstrate a thorough understanding and knowledge of Southern African legal systems and their place in the legal systems of the world</li> </ul>									
<b>PRE-REQUISITES:</b>	None									
<b>CO-REQUISITES:</b>	None									
<b>DELIVERY MODES:</b>	A combination of methods will be used. <ul style="list-style-type: none"> <li>- Seminar presentations to stimulate critical thinking</li> <li>- Debate to develop constructive argument and appreciate difference of opinion</li> </ul>									

<ul style="list-style-type: none"><li>- Novel reading and analysis to stimulate debate</li><li>- Research project to identify problems areas and make recommendations</li></ul>									
<b>CONTENT:</b> <ul style="list-style-type: none"><li>- Origin of the Southern African legal systems including the Indigenous legal systems</li><li>- The place of the Southern African legal systems and the Indigenous legal systems among the legal systems of the world.</li><li>- The structure of the Southern African legal systems and the Indigenous legal systems.</li></ul>									
<b>ASSESSMENT MODES:</b> <ul style="list-style-type: none"><li>- Assignments 50%</li><li>- Three hour written examination 50%</li></ul>									
<b>CODE:</b>	<b>PPLM 812</b>	<b>CR</b>	<b>20</b>	<b>DURATION:</b>	<b>16</b>	<b>SEMESTER:</b>	<b>1</b>	<b>NQF:</b>	<b>9</b>
<b>TITLE:</b>	Jurisprudential Approaches in Southern Africa								
<b>PURPOSE:</b> To introduce learners to the approaches to jurisprudential issues in Southern Africa, including human Rights socio-legal issues and the basis for the obligation to obey the law									
<b>INTENDED LEARNING OUTCOMES:</b> <ul style="list-style-type: none"><li>- Exhibit knowledge and understanding of jurisprudence and jurisprudential issues</li><li>- Exhibit knowledge and understanding of the providence of human rights in Southern Africa</li><li>- Demonstrate an understanding of the socio-legal issues involved in human rights in Southern Africa</li><li>- Exhibit knowledge and understanding of the obligation to obey the law.</li></ul>									
<b>PRE-REQUISITES:</b>		None							
<b>CO-REQUISITES:</b>		None							
<b>DELIVERY MODES:</b> <p>A combination of methods will be used.</p> <ul style="list-style-type: none"><li>- Seminar presentations</li><li>- Debates</li><li>- Reading of relevant novels</li><li>- Videos</li><li>- Research project</li></ul>									
<b>CONTENT:</b> <ul style="list-style-type: none"><li>- Jurisprudential approaches in Southern Africa</li><li>- Human Rights and socio-legal issues in Southern Africa</li><li>- Obligation to obey the law and the basis for the obligation</li></ul>									
<b>ASSESSMENT MODES:</b> <ul style="list-style-type: none"><li>- Assignments 50%</li><li>- Three hour written examination 50%</li></ul>									
<b>CODE:</b>	<b>PPLM 813</b>	<b>CR</b>	<b>20</b>	<b>DURATION:</b>	<b>16</b>	<b>SEMESTER:</b>	<b>1</b>	<b>NQF:</b>	<b>9</b>
<b>TITLE:</b>	Constitutional and Human Rights Law								
<b>PURPOSE:</b> This is an advanced course on Constitutional law and Human Rights. It is aimed at a critical understanding of Constitutional law and Human Rights dynamics under the new Constitutional order.									



<b>INTENDED LEARNING OUTCOMES:</b> At the end of the course it is envisaged that participants will have gained an in-depth understanding of South African Constitutional law, with particular reference to the new order. The participants will also be expected to have gained a deep understanding of the human rights situation in the Southern African region in an comparative perspective.					
<b>PRE-REQUISITES:</b>		JURI 214			
<b>CO-REQUISITES:</b>		N/A			
<b>DELIVERY MODES:</b> Seminars, study guides					
<b>CONTENT:</b> Basic survey of Constitutional development in the region, Constitutionalism, Constitutional structures, separation of powers, bills of rights, comparative analysis of case law.					
<b>ASSESSMENT MODES:</b> Assignments and 3 hour written examination					
<b>CODE:</b>	<b>PPLM 821</b>	<b>CR 20</b>	<b>DURATION: 16</b>	<b>SEMESTER: 2</b>	<b>NQF: 9</b>
<b>TITLE:</b>	<b>Legal Education and the Legal Profession in Southern Africa</b>				
<b>PURPOSE:</b> To introduce learners to legal education and the legal profession in Southern Africa					
<b>INTENDED LEARNING OUTCOMES:</b> <ul style="list-style-type: none"><li>• Demonstrate a thorough understanding of the demands of legal education post 1994 in Southern Africa</li><li>• Demonstrate an understanding of the Southern African legal profession and the demands placed on it by the post 1994 developments</li><li>• Demonstrate the ability to do a comparative survey of legal education in civil law and common law legal systems</li><li>• Demonstrate an understanding of the history of the Southern African legal education and the legal profession.</li><li>• Demonstrate an understanding of the importance of legal ethics in legal education and the legal profession.</li><li>• Demonstrate the need and importance of public interest law in a democracy.</li></ul>					
<b>PRE-REQUISITES:</b>		None			
<b>CO-REQUISITES:</b>		None			
<b>DELIVERY MODES:</b> A combination of methods will be used. <ul style="list-style-type: none"><li>- Seminar presentations</li><li>- Debates</li><li>- Research project</li><li>- Videos</li></ul>					
<b>CONTENT:</b> <ul style="list-style-type: none"><li>- Origin and development of legal education in Southern Africa</li><li>- A comparative survey of legal education in civil law and common law legal systems - emphasis on Southern African legal systems</li><li>- Lawyers and the legal profession: an historical and comparative survey</li><li>- Legal ethics</li><li>- Public Interest Law</li></ul>					
<b>ASSESSMENT MODES:</b> <ul style="list-style-type: none"><li>- Assignments</li></ul> 50%					

- Three hour written examination										50%	
CODE:	PPLM 822	CR	20	DURATION	16	SEMESTER:	2	NQF:	9		
TITLE:	Interdisciplinary Legal Studies in Southern Africa										
PURPOSE:	To introduce learners to interdisciplinary legal studies in Southern Africa										
INTENDED LEARNING OUTCOMES:											
<ul style="list-style-type: none"><li>- Exhibit knowledge and understanding of law and other related fields, e.g.</li><li>- Law and socio-economic development<ul style="list-style-type: none"><li>Law, communication and the media</li><li>Law and politics</li><li>Law, religion and morality</li><li>Law and philosophy</li><li>Law and affirmative action</li></ul></li></ul>											
PRE-REQUISITES:	None										
CO-REQUISITES:	None										
DELIVERY MODES: A combination of methods will be used											
<ul style="list-style-type: none"><li>- Seminar presentations</li><li>- Debates</li><li>- Videos</li><li>- Relevant novels</li><li>- Research projects</li></ul>											
CONTENT:											
Law and socio-economic development											
Law, communication and the media											
Law and politics											
Law, morality and religion											
Law and philosophy											
Law and affirmative action											
ASSESSMENT MODES:											
<ul style="list-style-type: none"><li>- Assignments 50%</li><li>- Three hour written examination 50%</li></ul>											
CODE:	PPLM 823	CR	20	DURATION:	16	SEMESTER:	2	NQF	9		
TITLE:	Administrative Law										
PURPOSE:	This is an advanced course on Administrative Law. It is fundamentally concerned with Constitutional, legal and conventional constraints on the exercise of state power.										
INTENDED LEARNING OUTCOMES:											
It is envisaged at the conclusion of the course the participants will have gained an in-depth knowledge of the fundamental rules governing the exercise of state power. Emphasis will be placed on the participants' ability to grasp the rules designed to cabin excess or abuse of power.											
PRE-REQUISITES:	PPL 221/421										
CO-REQUISITES:	N/A										
DELIVERY MODES: Seminars, study guides											
CONTENT:											
Fundamentals of administrative law, Constitutional foundations of administrative law, Constitutional and legal requirements governing the exercise of state power and discharge of administrative functions, remedies in administrative in administrative law.											
ASSESSMENT MODES:											

Assignments and 3 hour written examination.									
<b>CODE:</b>	<b>PPLM 824</b>	<b>CR</b>	<b>20</b>	<b>DURATION:</b>	<b>16</b>	<b>SEMESTER</b>	<b>2</b>	<b>NQF</b>	<b>9</b>
<b>TITLE</b>	<b>Public International Law</b>								
<b>PURPOSE:</b> This is an advanced course on public international law. It is intended to provide an in-depth analysis of contemporary issues in Public International Law.									
<b>INTENDED LEARNING OUTCOMES:</b> At the end of the course, it is envisaged that participants will have gained an indepth understanding of fundamental issues and concepts in Public International Law									
<b>PRE-REQUISITES:</b>		JURI 316							
<b>CO-REQUISITES:</b>		None							
<b>DELIVERY MODES:</b> Seminars, study guides									
<b>CONTENT:</b> Fundamental of Public International Law, nature, history, sources and normative character of Public International Law, fundamental concepts in public international law such as international legal personality, sovereignty, recognition, state territory, jurisdiction, state responsibility and succession, Africa and international law, the United Nations, dispute resolution, humanitarian law, law of refugees.									
<b>ASSESSMENT MODES:</b> Assignments and 3 hour written examination.									
<b>CODE:</b>	<b>PPLM 873</b>	<b>CR</b>	<b>100</b>	<b>DURATION</b>	<b>16</b>	<b>SEMESTER</b>	<b>1 + 2</b>	<b>NQF</b>	
<b>TITLE:</b>	<b>LLM Dissertation</b>								
<b>PURPOSE:</b>									
<b>INTENDED LEARNING OUTCOMES:</b>									
<b>PRE-REQUISITES:</b>		None							
<b>CO-REQUISITES:</b>		None							
<b>DELIVERY MODES:</b> Supervision.									
<b>CONTENT:</b> A dissertation of limited scope on a topic broadly within the field of an elective module offered for the LLM degree by coursework and minor dissertation, approved by the Faculty Board and submitted in accordance with the 'Rules for the Submission of the LLM Dissertation' published by the Faculty. Students are required to register the topic of their dissertation with the Deputy Dean no later than 30 March of the year in which they expect to register for this module.									
<b>ASSESSMENT MODES:</b> Dissertation 100%									

### ML. 3. 2 LABOUR LAW

Module Name and Code	Module Outcomes	Assessment Criteria
<b>COMPULSORY MODULES</b>		
<b>LMLL811 INDIVIDUAL LABOUR LAW</b>  HEQF LEVEL 9 Credits: 20 [compulsory]	<p>On completion of this module, the student should be able to demonstrate</p> <ul style="list-style-type: none"> <li>comprehensive and systematic knowledge of theoretical and practical questions pertaining to individual labour law and its general principles, within its historical, socio-economic and political contexts.</li> <li>coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies.</li> <li>advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on South African individual labour law from a personalised ethical system.</li> <li>the ability to give legally sound advice using defensible arguments and applying the applicable legal principles and available authority.</li> </ul>	<p><b>Assessment criteria:</b>  <b>Outcome 1:</b>            Students will be assessed on their ability to</p> <ul style="list-style-type: none"> <li>critically evaluate complex factual situations, problems and case studies within the confines of individual labour law from the perspective of theory, principles and case law, within its historical, socio-economic and political contexts.</li> </ul> <p><b>Outcome 2:</b>            Students will be assessed on their ability to identify and analyse complex problems, issues or case studies in the field of individual labour law and its general principles and to apply applicable research methods, theory, and legal principles to debate or critique and provide solutions to such problems.</p> <p><b>Outcome 3:</b>            Students will be assessed on their ability to:            plan and execute information-retrieval (also using information technology), analyse, identify and integrate applicable information and communicate the findings orally and in the form of an assignment or report adhering to accepted legal convention.</p> <p><b>Outcome 4:</b>            Students will be assessed on their ability to solve a legal problem based on facts which must reflect their ability to argue the solution with the use of the applicable legal</p>

		<p>principles and available authority in the form of assignments and exams.</p> <p><b>Formative assessment:</b> Assignments, group work and oral presentations focusing on advanced information-retrieval and processing skills, critical analysis, evaluation, integration, application of knowledge and communication of information and knowledge.</p> <p><b>Summative assessment:</b> Final assessment (exam) to determine whether the student is able to demonstrate the following: A critical application of legal theory and rules in order to solve factual issues, problems and case studies. The ability to set forth well founded legal arguments in a logical and legally defensive manner using the acquired knowledge in these specific fields and with reference to applicable legal authority.</p>
<p><b>LMLL812 COLLECTIVE LABOUR LAW AND DISPUTE RESOLUTION</b></p> <p>HEQF LEVEL 9 Credits: 20</p> <p>[compulsory]</p>	<p>On completion of this module, the student should be able to demonstrate</p> <ul style="list-style-type: none"> <li>comprehensive and systematic knowledge of theoretical and practical questions pertaining to collective labour law, bargaining and dispute resolution.</li> <li>coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies.</li> <li>advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate</li> </ul>	<p><b>Assessment criteria:</b> <b>Outcome 1:</b> Students will be assessed on their ability to</p> <ul style="list-style-type: none"> <li>critically evaluate complex factual situations, problems and case studies within the confines collective labour law, bargaining and dispute resolution from the perspective of theory, principles and case law.</li> </ul> <p><b>Outcome 2:</b> Students will be assessed on their ability to identify and analyse complex problems, issues or case studies in the field of individual labour law and its general principles and to apply Applicable research methods, theory, and</p>

	<p>in debates on collective labour law, bargaining and dispute resolution from a personalised ethical system.</p> <ul style="list-style-type: none"> <li>the ability to give legally sound advice using defensible arguments and applying the applicable legal principles and available authority.</li> </ul>	<p>legal principles to debate or critique and provide solutions to such problems.</p> <p><b>Outcome 3:</b> Students will be assessed on their ability to: plan and execute information-retrieval (also using information technology), analyse, identify and integrate applicable information and communicate the findings orally and in the form of an assignment or report adhering to accepted legal convention.</p> <p><b>Outcome 4:</b> Students will be assessed on their ability to solve a legal problem based on facts which must reflect their ability to argue the solution with the use of the applicable legal principles and available authority in the form of assignments and exams.</p> <p><b>Formative assessment:</b> Assignments, group work and oral presentations focusing on advanced information-retrieval and processing skills, critical analysis, evaluation, integration, application of knowledge and communication of information and knowledge.</p> <p><b>Summative assessment:</b> Final assessment (exam) to determine whether the student is able to demonstrate the following: A critical application of legal theory and rules in order to solve factual issues, problems and case studies. The ability to set forth well founded legal arguments in a logical and legally defensive manner using the acquired knowledge in these specific fields and with reference to applicable legal authority.</p>
<b>LMLL821 PUBLIC INTERNATIO</b>	<p>On completion of this module, the student should be able to demonstrate</p> <ul style="list-style-type: none"> <li>comprehensive and systematic</li> </ul>	<p><b>Assessment criteria:</b> <b>Outcome 1:</b> Students will be assessed on their</p>

<p><b>NAL AND COMPARATIVE LABOUR LAW</b></p> <p>NQF LEVEL 9 Credits: 20</p> <p>[compulsory]</p>	<p>knowledge of theoretical and practical questions pertaining to the contents, application and execution of international and comparative labour law</p> <ul style="list-style-type: none"> <li>• coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies.</li> <li>• advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on international and comparative labour law issues from a personalised ethical system.</li> <li>• the ability to give legally sound advice using the applicable law, defensible arguments and applying the applicable domestic and international legal principles and available authority</li> </ul>	<p>ability to:</p> <p>critically evaluate complex factual situations, problems and case studies within the confines of international and comparative labour law with reference to the applicable theory, principles, rules and case law.</p> <p><b>Outcome 2:</b> Students will be assessed on their ability to:</p> <p>identify and analyse complex problems, issues or case studies in the field of international and comparative labour law and to apply applicable research methods, theory, and legal principles and rules to debate or critique and provide solutions to related legal problems.</p> <p><b>Outcome 3:</b> Students will be assessed on their ability to:</p> <p>plan and execute information-retrieval, (also using information technology) analyse, identify and integrate applicable information and communicate the findings orally and in the form of assignments or reports adhering to accepted legal convention.</p> <p><b>Outcome 4:</b> Students will be assessed on their ability to:</p> <p>solve a legal problem based on relevant sets of facts which must reflect their ability to argue the solution with the use of the applicable legal principles and available authority in the form of assignments and exams.</p> <p><b>Formative assessment:</b> Assignments, group work and oral presentations focusing on advanced information-retrieval and processing skills, critical analysis, evaluation, integration, application of knowledge and communication</p>
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<p><b>LMLL822 SOCIAL SECURITY AND OCCUPATIO NAL HEALTH AND SAFETY LAW</b></p> <p>HEQF LEVEL 9 Credits: 20</p> <p>[compulsory]</p>	<p>On completion of this module, the student should be able to demonstrate</p> <ul style="list-style-type: none"> <li>• comprehensive and systematic knowledge of theoretical and practical questions pertaining to social security and occupational, health and safety.</li> <li>• coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies.</li> <li>• advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on social security and occupational health and safety from a personalised ethical system.</li> <li>• the ability to give legally sound advice using defensible arguments and applying the applicable legal principles and available authority.</li> </ul>	<p><b>Assessment criteria:</b></p> <p><b>Outcome 1:</b> Students will be assessed on their ability to</p> <ul style="list-style-type: none"> <li>• critically evaluate complex factual situations, problems and case studies within the confines social security and occupational health and safety from the perspective of theory, principles and case law.</li> </ul> <p><b>Outcome 2:</b> Students will be assessed on their ability to identify and analyse complex problems, issues or case studies in the field of social security and occupational health and safety and its general principles and to apply applicable research methods, theory, and legal principles to debate or critique and provide solutions to such problems.</p> <p><b>Outcome 3:</b> Students will be assessed on their ability to: plan and execute information-retrieval (also using information</p>



		<p>technology), analyse, identify and integrate applicable information and communicate the findings orally and in the form of an assignment or report adhering to accepted legal convention.</p> <p><b>Outcome 4:</b> Students will be assessed on their ability to solve a legal problem based on facts which must reflect their ability to argue the solution with the use of the applicable legal principles and available authority in the form of assignments and exams.</p> <p><b>Formative assessment:</b> Assignments, group work and oral presentations focusing on advanced information-retrieval and processing skills, critical analysis, evaluation, integration, application of knowledge and communication of information and knowledge.</p> <p><b>Summative assessment:</b> Final assessment (exam) to determine whether the student is able to demonstrate the following: A critical application of legal theory and rules in order to solve factual issues, problems and case studies. The ability to set forth well founded legal arguments in a logical and legally defensive manner using the acquired knowledge in these specific fields and with reference to applicable legal authority.</p>
<p><b>LMLL873 DISSERTATION</b></p> <p><b>Credits: 100</b></p>	<p>On completion of this module, the student should be able to demonstrate</p> <ul style="list-style-type: none"> <li>• a coherent and critical understanding of the research theory, research methodologies and research techniques relevant to law as a field of study;</li> <li>• the ability to make an informed decision about a complex and/or real-</li> </ul>	<p><b>Assessment criteria:</b> Students will be assessed on their ability to:</p> <ul style="list-style-type: none"> <li>• apply research theory, research methodology, research techniques relevant to law</li> <li>• apply their knowledge to complex problems and</li> </ul>

	<p>world problem and concomitant research method(s) for the purpose of independent scholarly research;</p> <ul style="list-style-type: none"> <li>• the ability to draw systematically and creatively on some research theory, research methods and relevant literature for your knowledge to culminate in a comprehensive and scientifically solid research proposal;</li> <li>• an ability to rigorously critique and evaluate current legal research and to participate in scholarly debates in an area of specialisation in the field of law;</li> <li>• an ability to relate research theory to practice and <i>vice versa</i>;</li> <li>• mastery of the research methods, techniques and technologies appropriate to a defined research problem in the undertaking of an independent research project and to write a research dissertation/thesis under supervision;</li> <li>• advanced information-retrieval and processing skills, including identification, critical analysis, synthesis and independent evaluation of quantitative and qualitative data in the legal research context in the study of relevant literature and current research;</li> <li>• an ability to effectively present and communicate the results of research to specialist and non-specialist audiences using the resources of an academic-professional discourse.</li> </ul>	<p>to do scholarly research</p> <ul style="list-style-type: none"> <li>• critique legal research and debates by way of</li> <li>• an substantial research proposal of 16-20 pages</li> <li>• dissertation</li> </ul> <p><b>Calculation of final module mark:</b></p> <p>Formative assessment:</p> <ul style="list-style-type: none"> <li>• Research proposal to be approved by the research ethics committee and higher degrees committee</li> </ul> <p>Summative assessment:</p> <ul style="list-style-type: none"> <li>• Dissertation 100%</li> </ul>
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