

# UFS FORM 5: SHORT LEARNING PROGRAMME

## SECTION A: CATALOGUE

**CODE:** HEQC/H06/EMS/SLLPM (Credit-bearing SLP)

**TITLE:** Public Management Law (Public Sector)

**QUALIFICATION TITLE:** Master in Public Administration

**NQF LEVEL:** 7

**CREDITS:** 8

**NOTIONAL LEARNING HOURS:** 80

**FORMAL CONTACT TIME:** 40 hours

40 hours lectures

40 hours practical work

### LEARNING ASSUMED TO BE IN PLACE:

- A formal qualification on NQF level 5 *plus* relevant experience.
- Evidence of relevant prior learning may also be considered.
- The general regulations of the University of the Free State will also be applicable.

### LEARNING OUTCOMES:

#### Learners will be able to:

- Understand what public managers should know about law.
- Familiarise yourself with the broad implication of the constitution and related legislation.
- Understand the implications of anti-corruption legislation.
- Understand the legal rules with regard to e-commerce.
- Explain and understand the legal rules regulating the financial management environment.
- Understand the influence of the law on human resource management.
- Familiarise yourself with legal aspects relating to HIV/AIDS and the implications thereof.
- Know and explain the meaning of certain legal expressions frequently used.

### BRIEF DESCRIPTION OF CONTENT:

Legal rules provide the framework within which managers in municipalities act. In general, managers in the public sector are not legally qualified, but are faced on a daily basis with various legal matters, for example, the implementation of legal instruments, such as the Promotion of Access to Information Act, 2000 (Act No 2 of 2000) and the exercising of discretions afforded to them in terms of legislation. Therefore, public managers must be conversant with basic legal instruments and legal principles that regulate their daily work.

The constitutional dispensation, which was ushered in by the interim Constitution of the Republic of South Africa, 1993 (Act No 200 of 1993) and the final Constitution of the Republic of South Africa, 1996 (Act No 108 of 1996), introduced various new developments in the public sector. Furthermore, a number of acts and policies were promulgated, which place responsibilities on managers in the public sector.

All the developments have an impact on the management practices of managers in public institutions. A basic knowledge of legal instruments and legal principles would not only ensure that administrative decisions of such a manager are unassailable in a court of law, but it would also assist a manager in the effective and efficient management of his or her organisation. In other words, the law does not only provide the enabling environment in terms of which public managers can operate, but is also the instrument through which such managers implement the policies of government.

### **CRITICAL OUTCOMES SUPPORTED BY SHORT LEARNING PROGRAMME:**

- Formulate appropriate legal related solutions to minimise legal actions against individual public servants and the state in general.
- Interpret and implement legislation in a fashion which contributes towards sustainable development.

### **METHODS OF ASSESSMENT:**

A portfolio of evidence, consisting of individual and group assignments, activities, group discussions, individual feedback, case studies, role-play and simulation.

### **ASSESSMENT CRITERIA:**

#### **ORGANISING FIELD: 4**

- (1 = Agriculture and Nature Conservation)
- (2 = Culture and Arts)
- (3 = Business, Commerce and Management Studies)
- (4 = Communication Studies and Language)
- (5 = Education, Training and Development)
- (6 = Manufacturing, Engineering and Technology)
- (7 = Human and Social Studies)
- (8 = Law, Military Science and Security)
- (9 = Health Sciences and Social Services)
- (10 = Physical, Mathematical, Computer and Life Sciences)
- (11 = Services)
- (12 = Physical Planning and Construction)

**APPROVAL DATE:** October 2006

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**DEPARTMENTAL OR PROGRAMME "HOME":** Public Management

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