

UNIVERSITY OF THE FREE STATE



FACULTY OF LAW *BACCALAUREUS* DEGREES 2011



**DEAN
PROF JJ HENNING**



FACULTY OF LAW

The Faculty of Law at the University of the Free State is situated near the Supreme Court of Appeal and is one of the oldest law faculties in South Africa.

The Faculty of Law is committed to excellence in teaching and to delivering jurists with qualifications of international renown to the professions.

Legal education will open up doors to a wide variety of professions, including the advocate's profession, attorney's profession, legal advisors, labour consultants, prosecutors, magistrates, and the insurance and banking industries.

The Faculty is renowned for research of international standard, and is also involved with community engagement, where the UFS Legal Clinic and several centres in the Faculty directly play a major roll.

The Faculty enjoys close ties with several international law schools and law faculties, in especially Britain, Europe and the USA.

The Faculty is proud of its alumni association, former law students which remain loyal to the Faculty, and the *Collegium Iurisprudentium*, an advice panel for the Faculty.



VISION

Within the broader context of the University of the Free State's vision to be a university of excellence, equity and innovation, the Faculty strives to:

- ❑ Continually maintain and improve the recognition and acknowledgement afforded to the quality of its activities and the achievements of its students and staff both nationally and internationally.
- ❑ Continually maintain a national and regional perspective in its activities.
- ❑ Contribute, within the Faculty's context, towards the rebuilding and development of the entire community.

MISSION

Using the vision, mission and values of the UFS as point of departure, the **mission** of the Faculty is to practise, promote and teach justice based jurisprudence.

Student Code of Ethics

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

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

I shall maintain high moral and ethical standards.

I shall strive towards ensuring that my actions are always in the interest of the public and directed towards improving the good name of the University and the Faculty.

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

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

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

I shall maintain a high standard of integrity.

I shall act objectively, fairly, and without bias.

I shall employ my working potential to the full.

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

If a student fails to comply with the abovementioned code, it could result in suspension of all legal studies at the University of the Free State or in that a certificate of good conduct, required for admission to all legal professions, be refused.

Lecturer Code of Ethics

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

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

I shall maintain high moral and ethical standards.

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

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

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

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

I shall maintain a high standard of integrity.

I shall act objectively, fairly and without bias.

I shall employ my working potential to the full.

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All correspondence regarding academic matters must be addressed to:

**The Registrar
University of the Free State
PO Box 339
BLOEMFONTEIN
9300**

**Telephone: 051 401 9111
Fax: 051 401 2117**

Further enquiries regarding studies in law can be addressed to:

**The Faculty Secretary
Faculty of Law
University of the Free State
PO Box 339
BLOEMFONTEIN
9300**

**Telephone: 051 401 2451 / 401 9777 / 401 2735
Fax: 051 444 5013
e-mail: law@ufs.ac.za**

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Dean:

Prof JJ Henning**

[B.Iur., LL.B., LL.D. (UOFS), Hon. FSALS Hon. Coif (Kentucky), Attorney of the High Court of South Africa]

PERMANENT ACADEMIC STAFF

(Departmental chairpersons are indicated with an asterisk *)

Mercantile Law

Honorary professor:

Prof BAK Rider [LL.B. (Honours) (London), Ph.D. (Law) (London), Ph.D. (Law) (Cantab), LL.D. (*Honoris Causa*) (Dickinson), LL.D. (*Honoris Causa*) (UFS)]

Extraordinary professors:

The Honourable Justice LTC Harms [B.A. Law (*cum laude*), LL.B. (*cum laude*) (UP), Deputy-President of the Supreme Court of South Africa]

Prof MM Katz [B.Com., LL.B. (Wits), LL.M. (Harvard), Attorney of the High Court of South Africa]

The Honourable Judge FR Malan [B.A. (Law) (*cum laude*), LL.B. (*cum laude*), LL.D. (Pret)]

Permanent lecturing staff:

Mr PS Brits [B.Com. (*cum laude*) (UOFS), B.Com. (Hons), LL.B. (*cum laude*) (Pret), Attorney of the High Court of South Africa]

Ms M Conradie [LL.B., M.A. (Latyn) (UFS), Attorney of the High Court of South Africa]

Prof MJ Dednam [B.Com., LL.B. (UOFS), Advocate of the High Court of South Africa]

Ms G du Toit [B.Iur., LL.B., LL.M. (*cum laude*), Advanced Diploma in Disaster Management (UFS), Attorney, Notary and Conveyancer of the High Court of South Africa]

Ms L Fourie [LL.B. (*cum laude*), LL.M., (UFS), Attorney of the High Court of South Africa]

Ms SA Hyland [LL.B., LL.M. (*cum laude*), Post Graduate Diploma in Financial Planning Law (UFS), National Certificate in Investment Specialisation (AFM), Advocate of the High Court of South Africa]

Mrs LM Jacobs [LL.B. (*summa cum laude*) (UFS), Attorney of the High Court of South Africa]

Adv WM Oosthuizen [B.Proc., LL.B., LL.M., CFP™, Advocate of the High Court of South Africa]

Adv DM Smit [B.lur., LL.B. (UOFS), Diploma in Labour Law (*cum laude*), Diploma in Public Relations (INTEC), LL.M. (Labour Law) (*cum laude*) (UFS), Advocate of the High Court of South Africa]

Prof E Snyman-van Deventer [B.lur., LL.B., LL.M., LL.M., LL.D. (UOFS), Advocate of the High Court of South Africa]

Mrs H Steyn [B.Com. (UFS), LL.B. (UFS), Post Graduate Diploma in Financial Planning Law, Advanced Post Graduate Diploma in Financial Planning Law, CFP™, Attorney of the High Court of South-Africa]

Mrs R van Zyl [LL.B., Post Graduate Diploma in Financial Planning Law (UFS)]

Private Law

Honorary professor:

The Honourable Judge of Appeal JJF Hefer (SC) [B.A., LL.B. (UOFS), LL.M. (*cum laude*) (Unisa), LL.D. (*Honoris Causa*) (UFS)]

Extraordinary professors:

The Honourable Judge of Appeal FDJ Brand (SC) [B.A., LL.B., LL.M. (*cum laude*) (US)]

Adv JY Claasen (SC) [B.Com., LL.B. (UOFS), Dr. Jur., LL.D. (Leiden)]

The Honourable Justice CH Lewis [B.A., LL.B. (*cum laude*), LL.M. (*cum laude*) (Wits), Judge of the Supreme Court of Appeal of South Africa]

Prof W van der Westhuizen [B.lur., LL.B. (PU for CHE), CTL (Unisa), Attorney of the High Court of South Africa]

Senior professor:

Prof J Neethling [B.A., LL.B. (UOFS), LL.M. (McGill Montreal Canada), LL.D. (Unisa)]

Permanent lecturing staff:

Mr NJB Claassen* [B.lur., LL.B., LL.M. (*cum laude*) (UOFS), Attorney of the High Court of South Africa]

Mr JT Faber [B.Proc., LL.B., LL.M. (*cum laude*) (UOFS), Attorney of the High Court of South Africa]

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Mrs JG Horn [B.Proc., LL.B., LL.M. (UOFS), M.A. (HOS) (UFS), Attorney of the High Court of South Africa]

Prof R-M Jansen [B.Soc.Sc. (Hons.)(Nursing), B.lur., LL.B. (*cum laude*), LL.M. (*cum laude*) (UOFS), LL.D. (UFS), Advocate of the High Court of South Africa]

Mr KL Mould [LL.B., LL.M., B.A. (Hons.) (UFS), Attorney and Conveyancer of the High Court of South Africa]

Dr BS Smith [B.Com. (*cum laude*) (UOFS), LL.B. (*cum laude*), LL.M. (*cum laude*), LL.D. (UFS), Advocate of the High Court of South Africa]

Criminal and Medical Law

Extraordinary professor:

The Honourable Justice BJ van Heerden [B.A. (*magna cum laude*) (US), LL.B. (*magna cum laude*) (US), B.A. Honn. (Oxford University, Engeland), M.A. (Oxford University, Engeland)]

Prof T Verschoor [B.lur., LL.B., LL.D. (Pret), Advocate of the High Court of South Africa]

Permanent lecturing staff:

Dr R Botha [B.lur., LL.B., LL.M., LL.D. (UOFS), Advocate of the High Court of South Africa]

Adv HB Kruger [B.A. (Law), LL.B., LL.M. (UOFS), Advocate of the High Court of South Africa]

Prof H Oosthuizen* [B.lur., LL.B., LL.D., LL.D. (UOFS), Advocate of the High Court of South Africa]

Procedural Law and Law of Evidence

Extraordinary professor:

The Honourable Judge SPB Hancke (SC) [B.Com., LL.B. (UOFS), Hon. FSALS]

Permanent lecturing staff:

Adv IJ Bezuidenhout [B.lur., (UOFS) LL.B., LL.M. (UFS), Advocate of the High Court of South Africa]

Adv JM Reyneke [B.Com. Law, LL.B. (PU for CHE), LL.M. (UOFS), Advocate of the High Court of South Africa]

Prof CF Swanepoel* [B.A. LL.B. (US), LL.M. (UFS), LL.D. (UFS), Attorney of the High Court of South Africa]

Roman Law, Legal History and Comparative Law

Extraordinary professors:

The Honourable Judge of Appeal IG Farlam (SC) [B.A., LL.B. (UCT)]

The Honourable Judge A Kruger (SC) [B.A., LL.B. (US), Drs. Jur. (*cum laude*), Dr. Jur. (Leiden)]

The Honourable Judge DH van Zyl (SC) [B.A., LL.B., M.A. (Pret), Dr. Jur. (Leiden), Ph.D., LL.D. (UCT), D.Litt. (UOFS)]

Permanent lecturing staff:

Dr NP Swartz [B.Proc., LL.B. (UOFS), B.A. (Latin) Hons, M.A. (Latin) Hons, LL.M. (*cum laude*), LL.D. (UFS), Advocate of the High Court of South Africa]

Constitutional Law and Philosophy of Law

Extraordinary professor:

Mr IT Benson [B.A. (Hons) (Queens University) (English Literature), B.A. (Law) (Cambridge), M.A. (Cantab), LL.B. (Windsor)]

Permanent lecturing staff:

Prof SA de Freitas* [B.Proc., LL.B., LL.M. (UOFS)]

Dr I Keevy [B.lur, LL.B, LL.D (UFS), Advocate of the High Court of South Africa]

Prof C Ngwena [LL.B., LL.M. (Wales)]

Prof JL Pretorius [B.Com., LL.B., B.A. Hons, LL.D. (UOFS) Advocate of the High Court of South Africa]

Prof AWG Raath [B.lur., LL.B. (PU for CHE), M.A., D.Phil. (UOFS), Advocate of the High Court of South Africa and the High Court of Bophuthatswana]

Deans Office

Mrs L van Niekerk [LL.B., Post Graduate Diploma in Financial Planning Law (UFS), Attorney of the High Court of South Africa]

Centre for Labour Law

Prof JV du Plessis* (Director) (acting departmental head for Mercantile Law)

Centre for Estate Planning Law

Mr JT Faber

Mr KL Mould

Centre for Financial Planning Law

Adv WM Oosthuizen (Director)

Centre for Judicial Excellence

Extraordinary professor:

The Honourable Justice BC Mocumie [B.lur. (University of Zululand), LL.B. (University of Northwest), LL.M. (UNISA)]

Prof E Snyman-van Deventer (Head)

Centre for Business Law

Prof JJ Henning (Head)**

Prof E Snyman-van Deventer

Unit for Medical Law and Bio-ethics

Prof. H. Oosthuizen (Head)

Unit for Children's Rights

Adv JM Reyneke (Head)

Unit for Legal History Research

Dr NP Swartz (Head)

Research Unit for Serious Economic Crime

Extraordinary professor:

Adv J Lubbe (SC) [B.lur. (UOFS), LL.B. (Unisa), Advocate of the High Court of South Africa]

Prof JJ Henning (Head)**

UFS Legal Clinic

Adv IJ Bezuidenhout (Director)

Permanent lecturing staff:

Adv IJ Bezuidenhout [B.lur., (UOFS) LL.B., LL.M. (UFS), Advocate of the High Court of South Africa]

Mr EC Muller [B.lur., LL.B. (UOFS), Attorney of the High Court of South Africa]

PERMANENT SUPPORT STAFF

Ms K Britz – Dean's Secretary

Mrs SJ Burger – Senior Administrative Officer

Mrs H Erasmus – Faculty Secretary

Mrs A Kotzé – Faculty Manager

Mrs A Pieters – Senior Assistant Officer

Mrs SAM Viljoen – Administrative Assistant

Collegium Iurisprudentium

Introduction

As part of its objective to constantly improve on the quality of its activities, the Faculty of Law of the University of the Free State strives to ensure ample opportunity for its staff and students to keep abreast with legal questions arising from the ever changing statutory milieu and socio-economic order in South Africa. This is effected *inter alia* by tapping into the expertise and experience of its extraordinary and honorary professors who have all, whether as academics or practitioners or judges, made their mark in various spheres of legal practice.

Purpose

The ***Collegium Iurisprudentium*** is the external Advisory Board of the Faculty of Law of the University of the Free State. Its purpose is to provide advice on the development of programs, modules or disciplines, on new programs, modules or disciplines and on revisions to existing programs, modules or disciplines and to ensure that relevant links are established with the communities that inform the course portfolio of the University. The ***Collegium Iurisprudentium*** may also work to establish opportunities for professional and industry-based placements, staff consultancies and the development of theoretical and applied research.

Composition

- ❑ All the honorary and extraordinary professors of the Faculty of Law, as well as the Dean of Law, are *ex officio* members of the *Collegium Iurisprudentium*.
- ❑ Chair: An honorary or extraordinary professor of the Faculty appointed by the Dean of Law after consultation with the members of the *Collegium Iurisprudentium*.
- ❑ Secretary: The Faculty Manager of the Faculty of Law.

Terms of Reference

To provide advice to the Faculty on:

- ❑ All aspects relevant to the quality of its activities.
- ❑ The courses and units taught by the Faculty including the development of new courses or units.
- ❑ Teaching and learning, including teaching and learning using on-line, distance education, or flexible delivery methods.

- ❑ The skills, knowledge and attributes sought by the employers of graduates who complete courses or units taught by the Faculty.
- ❑ Research, including opportunities for securing research funding.
- ❑ The development by the Faculty of the disciplines it embraces.
- ❑ Professional and industry links and placements.
- ❑ Consultancy opportunities.
- ❑ Such other matters as the Dean of Law deems appropriate.

President

The Honourable Justice JJF Hefer (SC) [B.A., LL.B. (UOFS), LL.M. (*cum laude*) (Unisa), LL.D. (*Honoris Causa*) (UFS)], former Acting Chief Justice of the Republic of South Africa]

Members

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Prof T Verschoor [B.lur., LL.B., LL.D. (Pret)], Advocate of the High Court of South Africa]

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The Honourable Justice A Kruger (SC) [B.A., LL.B. (US), Drs. Jur. (*cum laude*), Dr. Jur. (Leiden)], Judge of the High Court of South Africa (Free State)]

The Honourable Justice DH van Zyl (SC) [B.A., LL.B., M.A. (Pret), Dr. Jur. (Leiden), Ph.D., LL.D. (UCT), D.Litt. (UOFS)], Judge of the High Court of South Africa (Cape)]

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Extraordinary professor:

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Research Unit for Serious Economic Crime

Extraordinary professor:

Adv J Lubbe (SC) [B.lur. (UOFS), LL.B. (Unisa)], Advocate of the High Court of South Africa]

DEGREES

In addition to degrees and diplomas that may be instituted by the University in the future, the following *Baccalaureus* degrees can currently be obtained in the Faculty of Law:

Degree	Minimum period of study	Abbreviation	Study code
<i>Baccalaureus Legum</i>	4 years	LL.B.	3302
<i>Baccalaureus Legum</i>	5 years	LL.B.	3303
<i>Baccalaureus Iuris:</i> Financial Planning Law	3 years	B.lur.	3323

FACULTY REGULATIONS AND INFORMATION

BACCALAUREUS LEGUM DEGREE

The following *Baccalaureus Legum* degrees are awarded in the faculty:

Degree	Minimum period of study	Abbreviation	Study code
<i>Baccalaureus Legum</i>	4 years	LL.B.	3302
<i>Baccalaureus Legum</i>	5 years	LL.B.	3303

Learning outcomes

Students must acquire the ability to act as legal-professional practitioners.

The successful candidate will be able to:

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

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

- Identify and solve legal problems through critical and creative thought.
- Approach and study personal and professional activities in a responsible, ethical and effective manner.
- Do effective legal research by gathering, analysing and critically evaluating information.
- Communicate effectively in writing and verbally.
- Co-operate effectively with others in society.
- Use technology effectively and responsibly to the advantage of the community as a whole.
- See the law as a component of a system of interdependent systems within the community where problem solving cannot occur in isolation.

N.B.: The undergraduate programmes in this faculty imply full-time studies. No part-time studies can be accommodated!

Explanation: Compulsory class attendance

Since a previous regulation which made compulsory class attendance enforceable was abandoned in view of available alternative learning activities, various factors have compelled the faculty to reconsider the situation.

According to the 2008 Botes report, a significant percentage (75%) of alumni stated that, in their opinion, compulsory class attendance should be applied throughout all the years of study. Together with this, the 2009 SASSE report indicated that law students' learner engagement is generally poor and that, for example, they fall far short of putting in the amount of learning hours that can be expected of them.

- *The current position is that a large group of students only turn up to write tests. Not only is this highly unprofessional, but it also creates a strong impression of being undisciplined.*
- *In the face of poor attendance there can be no question of continuous and formative assessment and the development of communicative abilities in classes. No form of meaningful, professional teaching (for example through interesting class presentations, audiovisual presentations, law laboratories, more modules that are oriented to legal practice) can be offered within a professional faculty without taking a professional stance and a display of discipline on the part of the students.*

The matter was again raised via the Faculty Council with the Executive Management, and the faculty was granted approval to make class attendance compulsory again.

Upon registration, therefore, students must already accept the fact that they are contractually bound to at least 75% engagement per module. This undertaking must be indicated in study guides and must be enforced by means of a regulation.

It appears that the decision displays two aspects, i.e.:

- Implementation of compulsory class attendance and other methods of enforcing learning engagement (minimum of 75% of engaged learning activities per module).
- Improvement/amendment of teaching and engaged learning activities, including continuous formative assessment and various interactive modes of teaching delivery such as contact sessions, group discussions, group work, additional assignments, class tests.

In view of the above-mentioned (p. 4) **Student Code of Ethics** and towards achieving the **learning outcomes** set out above (p. 19), aimed at a professional career, the faculty accordingly advises students to “utilise their work capabilities to their full potential”.

Besides the fulfilment of intellectual (cognitive) and skills objectives through its undergraduate education, the Faculty also strives through its **strategies** to achieve **feeling/values (affective)** objectives in its students.

More specifically, besides:

- (A) Intellectual objectives**
(Knowledge, insight, application).
- (C) Skills objectives**
(Communication skills, Management skills).

the following **affective objectives** are aimed at:

(B) Feeling/values objectives

Receptiveness level:

- (a) Students must be ready/willing to learn.
- (b) Students must be ready/willing to devote attention (time) to the module.

Reaction/interest level:

- (a) Students must be interested in the module.
- (b) Students must react to challenges in the module.

Appreciation level:

- (a) Students must perceive the value of what they learn in the module.
- (b) Students must have a positive attitude towards the broader law curriculum.

Composition level:

- (a) Students must be able to judge the merits of matters, viewpoints and ideas against their own point of view.

Embedment level:

- (a) Students must possess their own value system which makes it possible to order a complex world in an effective manner and to act in accordance with this value system.
- (b) Students must strive towards:
 - An independent view of life and the world.
 - Maintaining professional ethics.
 - A scientific disposition.
 - Independent decision making and being able to adopt an independent point of view.

REG. E5 *BACCALAUREUS LEGUM: LL.B.*

The general regulations concerning first *baccalaureus* degrees apply *mutatis mutandis* to LL.B. candidates in this faculty.

E5.1.1 *Applicability*

These faculty regulations apply to candidates who register for the LL.B. from 2011 for the first time.

E5.1.2 *Special curricula*

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

E5.1.3 *Admission*

- (a) To be admitted to the four year LL.B. (study code 3302), a candidate must:
- (i) be in possession of an endorsed Senior Certificate (until 2007) with a M-score of at least 34 points; or
 - (ii) be in possession of a National Senior Certificate (from 2008) with an AP score of at least 33 points, with (1) a minimum performance mark of 70% (performance level 6) in one of the official teaching languages of the UFS, and (2) a minimum performance mark of 70% (performance level 6) in mathematical literacy or a minimum performance mark of 50% (performance level 4) in maths.

Notwithstanding this, a candidate either with a three year higher education qualification, or who is at least 23 years old and has applicable work experience, may at the recommendation of the dean, be admitted to the four year curriculum for the LL.B. (study code 3302).

- (b) To be admitted to the five year LL.B. (study code 3303), a candidate must:
- (i) be in possession of an endorsed Senior Certificate (until 2007) with a M-score of at least 28 points; or
 - (ii) be in possession of a National Senior Certificate (from 2008) with an AP score of at least 28 points, with a

minimum performance mark of 50% (performance level 4) in one of the official teaching languages of the UFS.

Notwithstanding this, a candidate in possession of an endorsed Senior Certificate (until 2007) or a National Senior Certificate (from 2008):

- (iii) with a M-score of 24 to 27 or an AP score of 25 to 27 points, and who has successfully completed the first year of study of an extended degree programme; or
- (iv) with a M-score of less than 24 points or an AP score of less than 25 points and who has successfully completed the entire University Preparation Programme (UPP),

can, at the recommendation of the dean, be admitted to either the first or second year of study of the five year LL.B. (study code 3303).

E5.1.4 Duration of study

- (a) The duration of study for the *Baccalaureus Legum* (study code 3302) is a minimum of four years and the study for the *Baccalaureus Legum* (study code 3303) is a minimum of five years.
- (b) The duration of study for the *Baccalaureus Legum* (study code 3302) is normally a maximum of six years and the study for the *Baccalaureus Legum* (study code 3303) is normally a maximum of seven years.

E5.2 Sequence of modules and composition of years of study

(See Regulations A8, A19 and A31)

- (a) A student who failed or discontinued two or more modules in a semester, must repeat the concerned module(s) in the first semester in which the module(s) are presented by the faculty. A **maximum of six modules** may be taken in the semester in which the modules that were failed or discontinued are repeated. This regulation is always module to the provisions of regulations A8, A19 and A31 of the University.
- (b) (i) For admission to the second year of study of the five year LL.B. programme (study code: 3303), a student must, in the first year of study, have obtained 32 credits in the

prescribed core modules, [namely: ILR114 (16 credits), RGK114 (16 credits), ILR124 (16 credits), ROR124 (16 credits)], as well as at least a further 64 credits in the prescribed development modules, [namely: VBL108 (32 credits), MTL108 (32 credits), ALC108 or AFA108 (32 credits), BRS111 (4 credits), BRS121 (4 credits)]. Students who do not meet these requirements, will not be re-admitted.

- (ii) For admission to the third year of study of the five year LL.B. programme (study code: 3303), a student must, in the second year of study, have obtained all credits in the prescribed and outstanding core modules, as well as all credits in the prescribed and outstanding development modules. Students who do not meet these requirements, will not be re-admitted.

Reg. A19 – Re-admission and checking of a student

- (a) Except where stipulated otherwise in the faculty calendars, a student is not allowed to register for a module more than twice except with permission of the dean in consultation with the head of the department concerned.

Presentation of modules from other universities

(Explanation of Reg A10)

1. All requests of students to present modules at other universities, should be motivated in writing.
2.
 - (a) Should the relevant departmental chairperson not be convinced that an acceptable reason exists why the equivalent UFS module cannot be presented, a request of a student for recognition of equivalent module(s) that he/she wishes to present at another university, shall only be granted by the Dean in terms of Reg A31.
 - (b) Should a student already have failed the equivalent UFS module twice or more than twice, his/her request for recognition of a module that he/she wishes to present at another university, shall only be granted in exceptional circumstances, with due consideration of Reg A31.

(c) No exit-/final year modules may be presented through other universities.

E5.3 Degree with distinction

The LL.B. degree is awarded with distinction if a student:

1. Completes the curriculum for the LL.B. (and any applicable preceding degree) within the minimum prescribed period.
2. Achieves a minimum combined average of 75% in the following modules, with the inclusion of modules for which recognition has been granted but with the exception of modules for which exemption has been granted as stipulated in regulations E7.3(b), E7.4.4 and E7.5.4:

Module	Code First Semester	Code Second Semester
Capita Selecta from Private Law	CPR414	-
Civil Procedure	SVP414	-
Commercial Law Contracts, Consumer and Insurance Law	HRO314	-
Criminal Law	SFR114	SFR124
Criminal Law	SFR214	-
Criminal Procedure	-	SPF224
Family Law	-	FAM124
Instruments of Payment and Immaterial Property Law	-	BIR324
International Law	-	INR424
Introduction to Legal Science	ILR114	ILR124
Jurisprudence	RGL414	RGL424
Labour Law	ARR214	ARR224
Law of Business Enterprises	ONR314	ONR324
Law of Contract	KON214	-
Law of Delict	DEL314	-

Law of Evidence	-	BWR224
Law of Insolvency and Liquidation	-	LIR424
Law of Obligations	-	VBR324
Law of Persons	PSN114	-
Law of Succession and Administration of Estates	-	ERF224
Law of Things	-	SAK324
Law of Third Party Compensation	-	MMF424
Legal History	RGK114	-
Legal Interpretation	ULL214	-
Legal Pluralism	-	RPL224
Legal Practice	RPK112	RPK122
Legal Practice	RPK214	-
Legal Practice	RPK312	RPK322
Legal Practice	RPK412	RPK422
*Mini Thesis	-	RSK424
Public Law	PBR314	PBR324
Public Law	PBR414	PBR424
Roman Law	-	ROR124
Tax Law	BLR314	-
Two semester modules from the following fourth year electives (study code: 3302) and fifth year electives (study code: 3303):		
Business Crimes	-	BCR424
Comparative Law	-	RVG424
Competition Law	-	MCR424
Criminal Law	SFR414	SFR424
Environmental Law	-	OGR424
Financial Planning Law	FBR414	FBR424
Insurance Law	VOF414	-
International Economic Law	IER414	-
International Private Law	IPR414	-

Internet- and Electronic Law	-	EIL424
Law of Damages	SDR414	-
Legal History	-	RGK424
Medicina Forensis	MDF414	MDF424
Sectional Titles and Share Block Schemes	DEE414	-
Trust Law	-	TRR424

E5.4 Modules necessary for obtaining the LL.B.

- (a) The LL.B. degree (study code 3302) is awarded if a candidate passes at least the following modules or has received exemption from or recognition of the relevant modules:

Module	Code and Credit value (C)	Code and Credit value (C)
	First Semester	Second Semester
Capita Selecta from Private Law	CPR414 16C	-
Civil Procedure	SVP414 16C	-
Commercial Law Contracts, Consumer and Insurance Law	HRO314 16C	-
Criminal Law	SFR114 16C	SFR124 16C
Criminal Law	SFR214 16C	-
Criminal Procedure	-	SPF224 16C
Family Law	-	FAM124 16C
Instruments of Payment and Immaterial Property Law	-	BIR324 16C
International Law	-	INR424 16C
Introduction to Legal Science	ILR114 16C	ILR124 16C
Jurisprudence	RGL414 16C	RGL424 16C
Labour Law	ARR214 16C	ARR224 16C
Law of Business Enterprises	ONR314 16C	ONR324 16C

German	DTS154 DTS112 and DTS132	DTS164 or DTS122 and DTS142 or
French	FRN112 and FRN132	FRN122 and FRN142
One of the following modules second year electives :		
Accounting for Law	RRK208 or	
Criminology for Law	RKR215 and	RKR225
Two semester modules from the following fourth year electives :		
Business Crimes	-	BCR424 16C
Comparative Law	-	RVG424 16C
Competition Law	-	MCR424 16C
Criminal Law	SFR414 16C	SFR424 16C
Electronic- and Internet Law	-	EIL424 16C
Environmental Law	-	OGR424 16C
Financial Planning	FBR414 16C	FBR424 16C
Insurance Law	VOF414 16C	-
International Economic Law	IER414 16C	-
International Private Law	IPR414 16C	-
Law of Damages	SDR414 16C	-
Legal History	-	RGK424 16C
Medicina Forensis	MDF414 16C	MDF424 16C
Sectional Titles and Share Block Schemes	DEE414 16C	-
Trust Law	-	TRR424 16C

- (b) The five year LL.B. degree (study code 3303) is awarded if a candidate has complied with paragraph (a) and have passed at least the following additional development modules, or has received exemption from or recognition of the relevant modules:

Module	Code and Credit value (C) First Semester	Code and Credit value (C) Second Semester
Academic Language Course * or Afrikaans for Academic Purposes * * A student must register for the language proficiency module in the language of instruction of his/her preference.	ALC108 32 C	or AFA108 32 C
Advanced Computer Usage (If a student passed Information Technology (IT) grade 12 on at least performance level 4 or Computer Application Technology (CAT) on at least performance level 5, he/she is exempted from BRS111 in accordance with Regulation D5.1 in the Natural- and Agricultural Sciences yearbook, part 1.)	BRS111 4C	-
Computer Usage	-	BRS121 4C
Legal Skills	RVD134 16C	RVD144 16C
Mathematical Literacy	MTL108 32C	
Skills and Competencies in Lifelong Learning	VBL108 32C	

REG. E6(A) *BACCALAUREUS LEGUM*: LL.B.

Four year LL.B. curriculum

(Study code 3302; credits 752)

- E6(A).1** The general regulations regarding *baccalaureus* degrees, as well as Reg. E5, are *mutatis mutandis* applicable to these curricula.
- E6(A).2** The four year curriculum for the LL.B. degree is compiled, subject to regulation E5.2, from the following sequence of modules in the respective years of study:

First year of study

First semester

Criminal Law	SFR114
Introduction to Legal Science	ILR114
Law of Persons	PSN114
Legal History	RGK114
Legal Practice	RPK112
* One elective must be taken during the first semester	

Second semester

Criminal Law	SFR124
Family Law	FAM124
Introduction to Legal Science	ILR124
Legal Practice	RPK122
Roman Law	ROR124
* One elective must be taken during the second semester	

*** One of the following electives in each semester:**

Afrikaans for the Professions or	AFP112 and AFP132 AFP122 and AFP142
Latin or	LAT114 and LAT124
English for Law or	REN108
Legal Language and Culture or	RTK108
French or	FRN112, FRN132, FRN122, FRN142
German or	DTS154, DTS164
German	DTS112, DTS132, DTS122, DTS142
or any other language, which gives access to legal research, provided it appears on the timetable of the Faculty of Human Sciences and does not clash with the timetable of the Faculty of Law.	

Second year of study

First semester

Criminal Law	SFR214
Labour Law	ARR214
Law of Contract	KON214
Legal Interpretation	ULL214
Legal Practice	RPK214
* One elective must be taken during the first semester	

Second semester

Criminal Procedure	SPF224
Labour Law	ARR224
Law of Evidence	BWR224
Law of Succession and Administration of Estates	ERF224
Legal Pluralism	RPL224
* One elective must be taken during the second semester	

*** One of the following electives in each semester:**

Accounting for Law or	RRK208 **
Criminology for Law	RKR215 and RKR225

** For students who wish to practise as attorneys, RRK208 is recommended, as Accounting is part of the admission examinations for attorneys.

Third year of study

First semester

Law of Business Enterprises	ONR314
Law of Delict	DEL314
Legal Practice	RPK312
Commercial Law Contracts, Consumer and Insurance Law	HRO314
Public Law	PBR314
Tax Law	BLR314

Second semester

Instruments of Payment and Immaterial Property Law	BIR324
Law of Business Enterprises	ONR324
Law of Obligations	VBR324
Law of Things	SAK324
Legal Practice	RPK322
Public Law	PBR324

NOTE: Please note that the title and study leader of the mini thesis (RSK424) presented in the fourth year must be departmentally registered on the prescribed form before 1 September in the third year of study. Formal registration takes place at the beginning of the fourth year of study. Registration forms must be submitted to the faculty secretary.

Fourth year of study

First semester

Capita Selecta from Private Law	CPR 414
Civil Procedure	SVP414
Jurisprudence	RGL414
Legal Practice	RPK412
Public Law	PBR414

One of the following electives must be taken during the first semester:

Criminal Law	SFR414
Financial Planning Law	FBR414
Insurance Law	VOF414
International Economic Law	IER414
International Private Law	IPR414
Law of Damages	SDR414
Medicina Forensis	MDF414
Sectional Titles and Share Block Schemes	DEE414

Second semester

International Law	INR424
Jurisprudence	RGL424
Law of Insolvency and Liquidation	LIR424
Law of Third Party Compensation	MMF424
Legal Practice	RPK422
Mini Thesis *	RSK424
Public Law	PBR424

* The mini thesis (a maximum of 20 typed pages) should be submitted to the study leader on the first Friday of the second semester.

One of the following electives must be taken during the second semester:

Business Crimes	BCR424
Comparative Law	RVG424
Criminal Law	SFR424
Electronic- and Internet Law	EIL424
Environmental Law	OGR424
Financial Planning Law	FBR424
Law of Competition	MCR424
Law of Trusts	TRR424
Legal History	RGK424
Medicina Forensis	MDF424

NOTE: The availability of electives may be subject to a minimum number of candidates and the availability of staff as determined annually by the Faculty Board.

REG. E6(B) *BACCALAUREUS LEGUM*: LL.B.
Five year LL.B. curriculum
(Study code 3303; credits 888)

- E6(B).1** The general regulations regarding *baccalaureus* degrees, as well as Reg. E5, are *mutatis mutandis* applicable to these curricula.
- E6(B).2** The five year curriculum for the LL.B. is compiled, subject to regulation E5.2, from the following sequence of modules in the respective years of study:

First year of study

First semester

Academic Language Course * or Afrikaans for Academic Purposes * * (A student must register for the language proficiency module in the language of instruction of his/her preference)	ALC108 * or AFA108 *
Computer Literacy (Students who passed Computer Studies in Grade 12 with a D – HG or C – SG, are exempted from BRS111.)	BRS111
Introduction to Legal Science	ILR114
Legal History	RGK114
Mathematical Literacy	MTL108
Skills and Competencies in Lifelong Learning	VBL108

Second semester

Academic Language Course or Afrikaans for Academic Purposes	ALC108 or AFA108
Computer Usage	BRS121
Introduction to Legal Science	ILR124
Mathematical Literacy	MTL108
Roman Law	ROR124
Skills and Competencies in Lifelong Learning	VBL108

Second year of study

First semester

Criminal Law	SFR114
Law of Persons	PSN114
Legal Practice	RPK112
Legal Skills	RVD134
Elective *	*

Second semester

Criminal Law	SFR124
Family Law	FAM124
Legal Practice	RPK122
Legal Skills	RVD144
Elective *	*

* One of the following electives

Afrikaans for the Professions or	AFP112, AFP132 AFP122 and AFP142
Latin or	LAT114 and LAT124
English for Law or	REN108
Legal Language and Culture or	RTK108
French or	FRN112, FRN132, FRN122 and FRN142
German or	DTS154 and DTS164
German	DTS112, DTS132 DTS122 and DTS142
or any other language, which gives access to legal research, provided it appears on the timetable of the Faculty of Human Sciences and does not clash with the timetable of the Faculty of Law.	

Third year of study

First semester

Criminal Law	SFR214
Labour Law	ARR214
Law of Contract	KON214
Legal Interpretation	ULL214
Legal Practice	RPK214
* An elective must be taken during the first semester	

Second semester

Criminal Procedure	SPF224
Labour Law	ARR224
Law of Evidence	BWR224
Law of Succession and Administration of Estates	ERF224
Legal Pluralism	RPL224
* An elective must be taken during the second semester	

*** One of the following electives in each semester:**

Accounting for Law or	RRK208 **
Criminology for Law	RKR215 and RKR225

** For students who wish to practice as attorneys, RRK208 is recommended, as Accounting is part of the admission examinations for attorneys.

Fourth year of study

First semester

Law of Business Enterprises	ONR314
Law of Delict	DEL314
Legal Practice	RPK312
Mercantile Law Contracts, Consumer and Insurance Law	HRO314
Public Law	PBR314
Tax Law	BLR314

Second semester

Instruments of Payment and Immaterial Property Law	BIR324
Law of Business Enterprises	ONR324
Law of Obligations	VBR324
Law of Things	SAK324
Legal Practice	RPK322
Public Law	PBR324

NOTE: Note that the title and study leader of the mini thesis (RSK424) presented in the fifth year, must be departmentally registered on the prescribed form before 1 September in the fourth year of study. Formal registration takes place at the beginning of the fifth year of study. Registration forms must be submitted to the faculty secretary.

Fifth year of study

First semester

Capita Selecta from Private Law	CPR414
Civil Procedure	SVP414
Jurisprudence	RGL414
Legal Practice	RPK412
Public Law	PBR414

One of the following electives must be taken during the first semester:

Criminal Law	SFR414
Financial Planning Law	FBR414
Insurance Law	VOF414
International Economic Law	IER414
International Private Law	IPR414
Law of Damages	SDR414
Medicina Forensis	MDF414
Sectional Titles and Share Block Schemes	DEE414

Second semester

International Law	INR424
Jurisprudence	RGL424
Law of Insolvency and Liquidation	LIR424
Law of Third Party Compensation	MMF424
Legal Practice	RPK422
Mini Thesis *	RSK424
Public Law	PBR424

* The mini thesis (a maximum of 20 typed pages) should be submitted to the study leader on the first Friday of the second semester of the fifth study year.

One of the following electives must be taken during the second semester:

Business Crimes	BCR424
Comparative Law	RVG424
Criminal Law	SFR424
Electronic and Internet Law	EIL424
Environmental Law	OGR424
Financial Planning Law	FBR424
Law of Competition	MCR424
Law of Trusts	TRR424
Legal History	RGK424
Medicina Forensis	MDF424

*NOTE: The availability of electives may be subject to a minimum number of candidates and the availability of staff as determined annually by the Faculty Board.

REG. E7 *BACCALAUREUS LEGUM: LL.B.*
As a second *Baccalaureus* degree
(Study code 3302)

- E7.1** The LL.B. can also be obtained as a second *baccalaureus* degree. A student can, for example, register for a B.Com. (Law) degree. Law modules which were passed during such programme and after 1994 need not to be repeated for the subsequent LL.B. study, with the result that a student can obtain the LL.B. degree after only, but not less than, two years of further study.
- E7.2** The general regulations regarding *baccalaureus* degrees, as well as Reg. E5, are *mutatis mutandis* applicable to these curricula.
- E7.3** (a) Curricula for the LL.B. preceded by any *baccalaureus* degree other than intended in E7.4 and E7.5 below will be drawn up in consultation with the dean.
- (b) Students who follow the LL.B. degree preceded by any *baccalaureus* degree other than intended in E7.4 and E7.5, are exempted from the following modules intended in regulation E5.4(A):
- (a) RPK112 and 122.
- (b) RPK312, 322, 412 and 422, in the case of students who already passed the practical examinations in terms of section 15 of the Attorneys' Act 53 of 1979.

REG. E7.4 THE CURRICULUM FOR THE LL.B. PRECEDED BY THE B.IUR.
(Study code 3302)

- E7.4.1** The minimum duration of the curriculum for the LL.B. preceded by the B.Iur. is two years.
- E7.4.2** The curriculum for the LL.B. preceded by a B.Iur. other than intended in E7.4.3, is drawn up in consultation with the dean.
- E7.4.3** The curriculum for the LL.B. preceded by the B.Iur.: Financial Planning Law (UFS) is, with consideration of Reg. 5.2(a), composed of the following sequence of modules in the various years of study:

First year

Module	First Semester	Second Semester
Law of Persons	PSN114	-
Family Law	-	FAM124
Legal History	RGK114	-
Roman Law	-	ROR124
Criminal Law	SFR114	SFR124
Criminal Law	SFR214	-
Law of Criminal Procedure	-	SPF224
Law of Evidence	-	BWR224
Legal Pluralism	-	RPL224
Legal Practice	RPK214	-
Legal Practice	RPK312	RPK322
Law of Delict	DEL314	-
Public Law	PBR214	PBR324
Instruments of Payment and Immaterial Property Law	-	BIR324

NOTE: Note that the title and study leader of the mini thesis (RSK424) presented in the second year of the LL.B. must be departmentally registered on the prescribed form before 1 September in the first year of the LL.B.. Formal registration takes place at the beginning of the second year of study. Registration forms must be submitted to the faculty secretary.

Second year

Module	First Semester	Second Semester
Law of Obligations	-	VBR324
Capita Selecta from Private Law	CPR414	-
International Law	-	INR424
Jurisprudence	RGL414	RGL424
Law of Third Party Compensation	-	MMF424
Civil Procedure	SVP414	-
Legal Practice	RPK412	RPK424
Mini Thesis	-	RSK424
Public Law	PBR414	PBR424

E7.4.4 Students who follow the LL.B. degree preceded by the B.lur.: Financial Planning Law (UFS), are exempted from the following modules intended in regulation E5.4(A):

- (a) RPK112 and 122.
- (b) RPK312, 322, 412 and 422, in the case of students who already passed the practical examinations in terms of section 15 of the Attorneys' Act 53 of 1979.

REG. E7.5 THE CURRICULUM FOR THE LL.B. PRECEDED BY THE B.COM. (LAW)

(Study code 3302)

- E7.5.1** The minimum duration of the curriculum for the LL.B. preceded by a B.Com. is two years.
- E7.5.2** The curriculum for the LL.B. preceded by a B.Com. (Law) from other universities, is drawn up in consultation with the dean.
- E7.5.3** The curriculum for the LL.B. preceded by the B.Com. (Law) (UFS), is with consideration of Reg.5.2(a), composed of the following sequence of modules in the various years of study.

First year

Module	First semester	Second semester
Accounting for Law ** or Criminology for Law	RRK208 ** or RKR215 *	RRK208 * or RKR225 *
Commercial Law Contracts, Consumer and Insurance Law	HRO314	-
Criminal Law	SFR214 *	-
Instruments of Payment and Immaterial Property Law	-	BIR324
Labour Law	ARR214 *	ARR224 *
Law of Business Enterprises	ONR314	ONR324
Law of Obligations	-	VBR324
Legal History	RGK114 *	-
Legal Pluralism	-	RPL224
Legal Practice	RPK312	RPK322
Public Law	PBR314	PBR324
Roman Law	-	ROR124 *
Tax Law	BLR314	-

NOTE: Note that the title and study leader of the mini thesis (RSK424) presented in the second year of LL.B. studies must be departmentally registered before 1 September on the prescribed form in the first year of LL.B. study; formal registration takes place at the beginning of the second year of LL.B. study. Registration forms must be submitted to the faculty secretary.

* If these modules were already additionally presented during the B.Com. (Law) study years, the student will be credited. Students who have not taken the indicated (*) modules during the B.Com. study years, are recommended to lengthen their studies for one year in order to pass the incomplete 114/124 en 214/224 modules, before the 314/324 modules are presented.

** Accounting for Law can be taken in consultation with the School for Accounting, Faculty of Economic and Management Sciences.

Second year

Module	First semester	Second semester
Capita Selecta from Private Law	CPR414	-
Civil Procedure	SVP414	-
International Law	-	INR424
Jurisprudence	RGL414	RGL424
Law of Insolvency and Liquidation	-	LIR424
Law of Third Party Compensation	-	MMF424
Legal Practice	RPK412	RPK422
Mini Thesis	-	RSK424
Public Law	PBR414	PBR424
Two semester modules from the following electives:		
Business Crimes	-	BCR424
Comparative Law	-	RVG424
Criminal Law	SFR414	SFR424
Electronic- and Internet Law	-	EIL424
Environmental Law	-	OGR424

Financial Planning Law	FBR414	FBR424
Insurance Law	VOF414	-
International Economic Law	IER414	-
International Private Law	IPR414	-
Law of Competition	-	MCR424
Law of Damages	SDR414	-
Legal History	-	RGK424
Medicina Forensis	MDF414	MDF424
Sectional Titles and Share Block Schemes	DEE414	-
Trust Law	-	TRR424

E7.5.4 Students who follow the LL.B. degree preceded by the B. Com. (Law) (UFS), are exempted from the following modules intended in regulation E5.4(A):

- Electives in first year.
- RPK112 and RPK122.
- RPK214.

Important note:

It is the responsibility of a student who takes the LL.B. preceded by a first *Baccalaureus* degree to consult the timetable before registering for modules, as timetable clashes may occur, in which case the specified sequence of modules may be changed.

Students should take note of general regulation A15 (f) and (g):

- A student in his/her final year who has to extend his/her study period after writing the June examinations because he/she failed only one module during the June examination without considering the November examination that would still have to be written, will be admitted to the second examination, opportunity without any stipulations.
- A student in his/her final year who has to extend his/her study period after writing the November examination because he/she failed only one module during the November examination, will be admitted to the second examination opportunity in January, without any stipulations.

FACULTY REGULATIONS AND INFORMATION

BACCALAUREUS IURIS DEGREE

The following *Baccalaureus* degree is awarded in the faculty:

Degree	Minimum period of study	Abbreviation	Study code
<i>Baccalaureus Iuris:</i> Financial Planning Law	3 years	B. Iur.: Financial Planning Law	3323

Learning outcomes

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

The successful candidate will be able to:

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

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

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

N.B.: The undergraduate programmes in this faculty implicate fulltime studies. No parttime studies can be accommodated!

Explanation: Compulsory class attendance

Since a previous regulation which made compulsory class attendance enforceable was abandoned in view of available alternative learning activities, various factors have com-pelled the faculty to reconsider the situation.

According to the 2008 Botes report, a significant percentage (75%) of alumni stated that, in their opinion, compulsory class attendance should be applied throughout all the years of study. Together with this, the 2009 SASSE report indicated that law students' learner engagement is generally poor and that, for example, they fall far short of putting in the amount of learning hours that can be expected of them.

- *The current position is that a large group of students only turn up to write tests. Not only is this highly unprofessional, but it also creates a strong impression of being undisciplined.*
- *In the face of poor attendance there can be no question of continuous and formative assessment and the development of communicative abilities in classes. No form of meaningful, professional teaching (for example through interesting class presentations, audiovisual presentations, law laboratories, more modules that are oriented to legal practice) can be offered within a professional faculty without taking a professional stance and a display of discipline on the part of the students.*

The matter was again raised via the Faculty Council with the Executive Management, and the faculty was granted approval to make class attendance compulsory again.

Upon registration, therefore, students must already accept the fact that they are contractually bound to at least 75% engagement per module. This undertaking must be indicated in study guides and must be enforced by means of a regulation.

It appears that the decision displays two aspects, i.e.:

- Implementation of compulsory class attendance and other methods of enforcing learning engagement (minimum of 75% of engaged learning activities per module).
- Improvement/amendment of teaching and engaged learning activities, including continuous formative assessment and various interactive modes of teaching delivery such as contact sessions, group discussions, group work, additional assignments, class tests.

In view of the above-mentioned (p. 4) **Student Code of Ethics** and towards achieving the **learning outcomes** set out above (p. 19), aimed at a professional career, the faculty accordingly advises students to “utilise their work capabilities to their full potential”.

Besides the fulfilment of intellectual (cognitive) and skills objectives through its undergraduate education, the Faculty also strives through its **strategies** to achieve **feeling/values (affective)** objectives in its students.

More specifically, besides:

- (A) Intellectual objectives**
(Knowledge, insight, application).
- (C) Skills objectives**
(Communication skills, Management skills).

the following **affective objectives** are aimed at:

(B) Feeling/values objectives

Receptiveness level:

- (a) Students must be ready/willing to learn.
- (b) Students must be ready/willing to devote attention (time) to the module.

Reaction/interest level:

- (a) Students must be interested in the module.
- (b) Students must react to challenges in the module.

Appreciation level:

- (a) Students must perceive the value of what they learn in the module.
- (b) Students must have a positive attitude towards the broader law curriculum.

Composition level:

- (a) Students must be able to judge the merits of matters, viewpoints and ideas against their own point of view.

Embedment level:

- (a) Students must possess their own value system which makes it possible to order a complex world in an effective manner and to act in accordance with this value system.
- (b) Students must strive towards:
 - An independent view of life and the world.
 - Maintaining professional ethics.
 - A scientific disposition.
 - Independent decision making and being able to adopt an independent point of view.

REG. E8 *BACCALAUREUS IURUS: B.IURIS*
Three year B.IUR. (study code 3321)
(Currently not being presented)

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REG E9 *BACCALAUREUS IURIS: FINANCIAL PLANNING LAW*
(Study code 3323) (total credits: 488)

The general regulations concerning first *baccalaureus* degrees apply *mutatis mutandis* to B.Iuris: Financial Planning Law candidates in this faculty.

E9.1 Applicability

These faculty regulations apply to candidates who register for the B.Iuris: Financial Planning Law from 2011 for the first time.

E9.2 Special curricula

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

E9.3 Admission

To be admitted to the three year B.Iuris: Financial Planning Law (study code 3323), a candidate must:

- (i) be in possession of an endorsed Senior Certificate (until 2007), with a M-score of at least 30 points; or
- (ii) be in possession of a National Senior Certificate (from 2008) with an AP score of at least 30 points, with a minimum performance mark of 50% (performance level 4) in one of the official teaching languages of the UFS.

Notwithstanding this, a candidate in possession of an endorsed Senior Certificate (until 2007) or a National Senior Certificate (from 2008):

- (iii) with a M-score of 24 to 29 or an AP score of 25 to 29 points, and who has successfully completed the first year of study of an extended degree programme, or
- (iv) with a M-score of less than 24 or an AP score of less than 25 points, and who has successfully completed the entire University Preparation Programme (UPP),

can, at the recommendation of the Dean, be admitted to the first year of study of the three year B.luris: Financial Planning Law (study code 3323).

E 9.4 Duration of study

- (a) The duration of study for the degree *Baccalaureus Iuris*: Financial Planning Law (study code 3323) is a minimum of three years.
- (b) The duration of study for the degree *Baccalaureus Iuris*: Financial Planning Law (study code 3323) is normally a maximum of five years.

E9.5 Sequence of modules and composition of years of study

(See Regulations A8, A19 and A31)

- (a) Students in the B.luris: Financial Planning Law programme take as a general rule the modules in the years of study and sequence as stipulated by the curriculum.
- (b) The modules Financial Planning Law FBR114 and FBR124 must be successfully completed before the candidate will be allowed to continue with the modules FBR214, FBR224, FBR314 and FBR324.
- (c) A student who failed or discontinued two or more modules in a semester, must repeat the module(s) concerned in the first semester in which the module(s) are presented by the faculty. A maximum of six semester modules may be taken in the semester in which the modules that were failed or discontinued are repeated. This regulation is always module to the provisions of regulations A8, A19 and A31 of the University.

Presentation of modules from other universities

(Explanation of Reg A10)

- 1. All requests of students to present modules at other universities, should be motivated in writing.
- 2. (a) Should the relevant departmental chairperson not be convinced that an acceptable reason exists why the equivalent UFS module cannot be presented, a request of a student for recognition of equivalent module(s) that he/she wishes to present at another university, shall only be granted by the Dean in terms of Reg A31.

- (b) Should a student already have failed the equivalent UFS module twice, or more than twice, his/her request for recognition of a module that he/she wishes to present at another university, shall only be granted in exceptional circumstances, with due consideration of Reg A31.
- (c) No exit-/final year modules may be presented through other universities.

E9.6 Degree with distinction

The B.Luris: Financial Planning Law is awarded with distinction if a student:

1. Completed the curriculum for the B.Luris: Financial Planning Law within the minimum prescribed period.
2. Achieved a minimum combined average of 75% in the following modules:

Module	First Semester Code and Credit value (C)	Second Semester Code and Credit value (C)
Accounting for Law	RRK208 32 C	-
Business Trust Law	HTR314 16 C	-
Commercial Law Contracts	HRO314 16 C	HRO324 16 C
Economic Systems and Basic Micro Economy	EBN114 16 C	-
Electronic- and Internet Law	-	EIL424 16 C
Financial Planning Law	FBR114 16 C	FBR124 16 C
Financial Planning Law	FBR214 16 C	FBR224 16 C
Financial Planning Law	FBR314 16 C	FBR324 16 C
Financial Practice	FPK112 8 C	FPK122 8 C
Financial Practice	FPK212 8 C	-
Introduction to Basic Economy	-	EBN124 16 C
Introduction to Legal Science	ILR114 16 C	ILR124 16 C
Labour Law	ARR214 16 C	ARR224 16 C

Law of Business Enterprises	ONR314 16 C	ONR324 16 C
Law of Contract	KON214 16 C	-
Law of Insolvency and Liquidation	-	LIR424 16 C
Law of Succession and Administration of Estates	-	ERF224 16 C
Law of Things	-	SAK324 16 C
Legal Interpretation	ULL214 16 C	-
Statistics	STK114 16 C	STK124 16 C
Tax Law	BLR314 16C	-

One of the following **elective** modules:

Afrikaans for the Professions or	AFP112, AFP132,	32 C
	AFP122 and AFP142	32 C
English for Law or	REN108	32 C
French or	FRN112, FRN132,	32 C
	FRN122 and FRN142	32 C
German or	DTS154, DTS164	32 C
German or	DTS112, DTS132,	32 C
	DTS122 and DTS142	32 C
Latin or	LAT114 and LAT124	32 C
Legal Language and culture	RTK108	32 C

or any other language which gives access to legal research provided that it appears on the timetable of the Faculty of the Humanities and does not clash with the timetables of the Faculty of Law.

**E9.7 The following modules should be passed to obtain the
B.Iuris: Financial Planning Law (study code 3323):**

First year of study

First semester

Economic Systems and Basic Micro Economy	EBN114
Financial Planning Law *	FBR114
Financial Practice	FPK112
Introduction to Legal Science	ILR114
Language course (see under-mentioned electives)	#
Statistics	STK114

Second semester

Financial Planning Law *	FBR124
Financial Practice	FPK122
Introduction to Basic Economy	EBN124
Introduction to Legal Science	ILR124
Language Course (see undermentioned electives)	#
Statistics	STK124

* The modules Financial Planning Law FBR114 and FBR124 must be successfully completed before the candidate will be allowed to continue with the modules FBR214, FBR224, FBR314 and FBR324.

One of the following elective modules in each semester:

Afrikaans for the Professions or	AFP112, AFP132 AFP122 and AFP142
English for Law or	REN108
French or	FRN112, FRN132, FRN122 and FRN142
German or	DTS154 and DTS164
German	DTS112, DTS132 DTS122 and DTS142
Latin or	LAT114 and LAT124
Legal language and culture	RTK108
or any other language which gives access to legal research provided that it appears on the timetable of the Faculty of the Humanities and does not clash with the timetables of the Faculty of Law.	

Second year of study

First semester

Accounting for Law (year module)	RRK208
Financial Planning Law	FBR214
Financial Practice	FPK212
Labour Law	ARR214
Law of Contract	KON214
Legal Interpretation	ULL214

Second semester

Accounting for Law (year module)	RRK208
Electronic- and Internet Law	EIL424
Financial Planning Law	FBR224
Labour Law	ARR224
Law of Succession and Administration of Estates	ERF224

Third year of study

First semester

Business Trust Law	HTR314
Commercial Law Contracts	HRO314
Financial Planning Law	FBR314
Law of Business Enterprises	ONR314
Tax Law	BLR314

Second semester

Financial Planning Law	FBR324
Law of Business Enterprises	ONR324
Law of Insolvency and Liquidation	LIR424
Law of Things	SAK324

Syllabi and modules

Reg. E14

- E14.1** Where applicable, the contents of syllabi for modules are in accordance with the minimum requirements of the Board for the Recognition of Examinations in Law.
- E14.2** The syllabi offered by the various departments of the Faculty of Law are as follows *:

-
- Details concerning syllabi of modules presented by departments that fall under other faculties are contained in the calendar of the relevant faculty. The most important of those modules that are normally included in this faculty's programmes, are included at the end of this section for the convenience of the student.

Modules are herein arranged alphabetically according to module code.

ABR214 Labour Law

The module ABR214 Labour Law (16 credits) is presented in the Department of Mercantile Law.

Description and purpose of course

The student must be able to:

- Familiarise himself/herself with certain legal concepts as well as the origin and history of South African Law.
- Understand and critically explain the principles pertaining to the Law of delict.
- Understand and critically explain the principles pertaining to the Law of contract with specific reference to requirements, breach of contract, remedies and termination of contract.
- Understand and critically explain the principles pertaining to the contract of employment between employer and employee.
- Critically interpret the *Unemployment Insurance Act* 63 of 2001.
- Critically interpret the *Compensation for Occupational Injuries and Diseases Act* 130 of 1993.
- Critically interpret the *Occupational Health and Safety Act* 85 of 1993.
- Critically interpret the *Skills Development Act* 97 of 1998.

Integrated knowledge and skills

- Introduction to South African law.
- Law of Delicts.
- Law of Contract.
- Common law contract of employment.
- Unemployment Insurance.
- Compensation for Occupational Injuries and Diseases.
- Occupational Health and Safety.
- Skills Development.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

ABR224 Labour Law

The module ABR224 Labour Law (16 credits) is presented in the Department of Mercantile Law.

Description and purpose of course

The student must be able to:

- ❑ Critically interpret the *Basic Conditions of Employment Act 75* of 1997.
- ❑ Critically interpret the *Employment Equity Act 55* of 1998.
- ❑ Critically interpret the *Labour Relations Act 66* of 1995 with specific reference to the framework, collective bargaining, worker participation, discipline and dismissal and strikes and lock-outs.

Integrated knowledge and skills

- ❑ Basic Conditions of Employment.
- ❑ Employment Equity.
- ❑ Framework of the Labour Relations Act.
- ❑ Collective Bargaining.
- ❑ Worker Participation.
- ❑ Discipline.
- ❑ Dismissal and Strikes.
- ❑ Lock-outs.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

ARR214 Labour Law

The module ARR214 Labour Law (16 credits) is presented in the Department of Mercantile Law.

Knowledge of the Law of Contract is a recommendation.

Description and purpose of course

The student will be introduced to the basic concepts and principles of Labour Law.

After successful completion of this module the student should be able to explain and apply the basic labour law concepts and principles, through

the identification of problems and formulation of resolutions with reference to the common law, the Labour Relations Act, 1995, and relevant case law.

Integrated knowledge and skills

The student will obtain knowledge of the basic concepts and principles of Labour Law, with reference to the following:

- ❑ The nature of Labour Law and Labour Relations.
- ❑ The development of Labour Law.
- ❑ The contract of employment, common law duties of the employer and employee, and the termination of a contract of employment.
- ❑ The Labour Relations Act, 1995.

The student will learn to integrate these basic concepts and principles with specific legal skills.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

ARR224 Labour Law

The module ARR224 Labour Law (16 credits) is presented in the Department of Mercantile Law.

Knowledge of the Law of Contract is a recommendation.

Description and purpose of course

The student will be introduced to the basic concepts and principles of Labour Law.

After successful completion of this module the student should be able to explain and apply the basic labour law concepts and principles, through the identification of problems and formulation of resolutions with reference to the applicable legislation and relevant case law.

Integrated knowledge and skills

The student will obtain knowledge of the basic concepts and principles of Labour Law, with reference to the following:

- ❑ The Compensation for Occupational Injuries and Diseases Act, 1993.
- ❑ The Occupational Health and Safety Act, 1993.

- ❑ The Unemployment Insurance Act, 2001.
- ❑ The Basic Conditions of Employment Act, 1997.
- ❑ The Skills Development Act, 1998.
- ❑ The Employment Equity Act, 1998.

The student will learn to integrate these basic concepts and principles with specific legal skills.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

BCR424 Business Crimes

The module BCR424 Business Crimes (16 credits) is presented in the Research Unit for Serious Economic Crime of the Department of Mercantile Law.

Description and purpose of course

After completion of this module, the student should be able to distinguish between the different forms of business crimes from a national and comparative perspective and understand and apply the principles regarding the prevention and control thereof.

Integrated knowledge and skills

The successful student will have a basic understanding of the theories to:

- ❑ Prevent.
- ❑ Combat.
- ❑ Recover losses resulting from financial crimes.

Assessment

Continuous assessment by way of case studies and assignments during the module, as well as the attendance of the Cambridge Symposium on Economic Crime, will culminate in a learner portfolio.

BIR324 Instruments of Payment and Immaterial Property Law

The module BIR324 Instruments of Payment and Immaterial Property Law (16 credits) is presented in the Department of Mercantile Law.

Knowledge of the Law of Contract, the Law of Things and the Law of Business Enterprises is a prerequisite.

Description and purpose of course

Students will be introduced to general principles of **Instruments of Payment**, the requirements for validity to which negotiable instruments must adhere, different processes in which negotiable instruments may imply rights and duties, as well as different negotiable instruments such as the bill of exchange, cheque, promissory note, credit card, travellers' cheques and debit cards.

Students are also introduced to the basic principles and concepts of **Immaterial Property Law**. The course aims at guiding students in the legal principles governing relationships between individuals as far as their intellectual creations are concerned. Students are equipped to identify problems in the field of Immaterial Property and to solve them by applying the relevant principles involved.

Integrated knowledge and skills

After successful completion of this module, a student will be able to gather and understand principles and terms, to identify problems and to formulate solutions regarding:

- General principles of Instruments of Payment.
- Requirements for validity which must be adhered to before a document will be valid as a negotiable instrument.
- Different processes like negotiation and acceptance.
- The term 'holdership'.
- Different negotiable instruments like the bill of exchange, cheque, promissory note, credit card, travellers' cheques and debit cards.

And also in respect of:

- Copyright.
- Trademarks.
- Designs.
- Patents.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

BLR324 Tax Law

The module BLR324 Tax Law (16 credits) is presented in the Department of Mercantile Law.

Knowledge of general principles of law, Administrative Law and Procedural Law is a prerequisite.

Description and purpose of course

Students are introduced to the basic principles and concepts of Tax Law. The course is aimed at equipping students to identify tax problems and to find solutions through the practical application of tax principles.

Integrated knowledge and skills

After successfully completing this module students should be able to gather principles and concepts, identify problems and formulate solutions in respect of:

- Introduction to Tax Law.
- Interpretation of tax legislation.
- Gross income.
- Income and capital.
- Special inclusions.
- Residence and source.
- Exempt income.
- General and special deductions.
- Individuals and fringe benefits.
- Partnerships, companies and close corporations.
- Tax evasion.
- General provisions.
- Capital Gains Tax.
- Donations Tax.
- Trusts.
- Insolvent and deceased estates.
- Estate Duty.
- Value-Added Tax.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

BWR224 Law of Evidence

The module BWR224 Law of Evidence (16 credits) is presented in the Department of Procedural Law and Law of Evidence.

Description and purpose of course

Students will be acquainted with the elementary principles and concepts of Law of Evidence and the practical application thereof with constant reference to the constitutional influence.

Integrated knowledge and skills

After successful completion of this module a student ought to be able to collect concepts and principles, to identify problems and to formulate solutions regarding:

- Introduction to the Law of Evidence.
- Principles in evidence.
- Presentation of evidence.
- Constitutional aspects.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

CPR414 Capita Selecta from Private Law

The module CPR414 Capita Selecta from Private Law (16 credits) is presented in the Department of Private Law.

Knowledge of the Law of Contract, the Law of Delict, the Law of Things and the Law of Succession is a prerequisite.

Description and purpose of course

The student will be equipped with specialised knowledge in the field of the law of enrichment in order to be able to identify and critically analyse an unjustified shift in means from the impoverishee to the enricher with a view to:

- Establishing liability on the basis of a general enrichment action.
- Categorising the late-classical enrichment actions.
- Applying casuistic ad hoc extensions.

With specialised knowledge in the field of Estoppel, students will be able to identify and critically analyse the defence relying on the misrepresentation made to the representee acting to his detriment with the view to:

- ❑ Using the defence to stop the misrepresenter from relying on the truth.
- ❑ Critically investigating the acquisition of the right of ownership and the completion of consensus in contracts by way of Estoppel.
- ❑ Investigating the application of the useful defence as part of the material law.

The student will moreover be equipped with specialized knowledge in the field of the law of lease in order to be able to:

- ❑ Identify the essentialia of a contract of letting and hiring.
- ❑ Identify the rights and obligations of the parties concerned.
- ❑ Apply remedies at the disposal of the parties concerned.
- ❑ Identify core concepts pertaining to the field of study.

Integrated knowledge and skills

Enrichment:

- ❑ Define the concept with respect to the basis of enrichment, objective legal grounds, unjustified causal shift in means, rights of retention, concepts pertaining to the Law of Things and the Law of Contract.
- ❑ A general enrichment action.
- ❑ Classical enrichment actions.
- ❑ Ad hoc extensions in order to provide casuistically for new cases.

Estoppel:

- ❑ Define the concept with respect to the basis of Estoppel, misrepresentation, change of legal position and form of guilt possibly required.
- ❑ Elements of Estoppel, such as misrepresentation, fault, causality and substantial prejudice.
- ❑ Application possibilities.
- ❑ Restrictions on Estoppel.

Law of lease:

- ❑ General principles of the law of contract.
- ❑ Essential elements of a contract of letting and hiring.
- ❑ The respective rights and obligations of the parties to a contract of letting and hiring and the remedies at their disposal in the case of a breach of contract.
- ❑ Concepts that generally form part of contracts of letting and hiring.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

The successful student will be able to:

- ❑ Identify and solve problems regarding *sine causa* transference of assets, cases of misrepresentation to the detriment of the deceived.
 - ❑ Analyse, distinguish and establish relations between concepts concerning unjustified enrichment, *res judicata*, Estoppel and between related study areas.
 - ❑ Communicate in an effective, intelligible and logical manner in order to give expression to ready knowledge.
 - ❑ Determine whether or not a legally binding contract of letting and hiring exists.
 - ❑ Solve problems pertaining to the enforcement of rights and obligations arising from a contract of letting and hiring.
 - ❑ Interpret and apply important relevant principles.
-

DEE414 Sectional Titles and Share Block Schemes

The module DEE414 Sectional Titles and Share Block Schemes (16 credits) is presented in the Department of Private Law.

Description and purpose of course

Students are introduced to the general legal principles of sectional titles and share block schemes as well as the practical application thereof.

Integrated knowledge and skills

After the successful completion of this module, a student should be able to gather concepts and principles, identify problems and formulate solutions pertaining to:

- ❑ The dogmatic basis for sectional ownership.
- ❑ Establishment of a sectional title scheme.
- ❑ Statutory protection of purchaser and tenants.
- ❑ Sanctions and settlement of disputes.
- ❑ Legal transactions in respect of sectional title units and common property.
- ❑ Phased development of units.
- ❑ The rules and management of a sectional title scheme.
- ❑ Reconstruction or termination of a sectional title development.

- ❑ Share block schemes and share block companies.
- ❑ The following aspects regarding the planning and execution of a share block scheme:
 - The formation of the company.
 - The memorandum and articles of association of the company.
 - The use agreement.
 - The capacity of the share block company and the role of the ultra vires doctrine.
 - The developer's rights and duties.
 - Marketing a share block scheme.
- ❑ Aspects regarding shareholding and the rights of the member, occupancy, voting rights, dividends, and the duties of the block shareholder.
- ❑ The management and termination of a share block scheme.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

DEL314 Law of Delict

The module DEL314 Law of Delict (16 credits) is presented in the Department of Private Law.

Knowledge of the module Introduction to the Law is a prerequisite.

Description and purpose of course

Students are introduced to the basic principles and concepts of the Law of Delict and the practical application thereof with reference to the influence of the Constitution.

Integrated knowledge and skills

After successful completion of this module, a student should be able to understand the basic concepts and principles, identify problems and formulate solutions regarding:

- ❑ Establishing whether the requirements for a delict are met, namely:
 - Conduct.
 - Wrongfulness.
 - Fault and contributory fault.

- Causation.
- Damage.
- ❑ Applying the correct remedies.
- ❑ Providing basic advice concerning the assessment and compensation of damage.
- ❑ Establishing possible defences against liability.
- ❑ Joint wrongdoers.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

EIL424 Electronic- and Internet Law

The module EIL424 Electronic- and Internet Law (16 credits) is presented in the Department of Mercantile Law.

Description and purpose of course

The purpose of the module is to introduce students to the nature of electronic and internet law, to acquaint them with the technical terms, the liability of network service providers, telecommunication legislation, operation of electronic transactions, cryptography and authentication. Online consumer protection, card payments taxation, freedom of expression and privacy will also be dealt with. Criminal law and intellectual property protection as well as online dispute resolution, will form part of the module.

Integrated knowledge and skills

The successful student will be able to:

- ❑ Identify the direct or indirect influence of cyber law in business, education, entertainment, communications, crime, etc.
- ❑ Explain national, cross-border and international protection against cyber infringements.
- ❑ Apply constitutional rights to IT with reference to freedom of speech and the right to privacy.
- ❑ Explain the operation of e-commerce with reference to digital signatures, intellectual property, domain names, tax contracts online payment and delicts.
- ❑ Advise clients on consumer protection on the internet.
- ❑ Discuss and apply telecommunications legislation.
- ❑ Identify and apply criminal law provisions.

- ❑ Explore the possibilities of online dispute resolution as an alternative to traditional litigation.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

ERF224 Law of Succession and Administration of Estates

The module ERF214 Law of Succession and Administration of Estates (16 credits) is presented in the Department of Private Law.

Description and purpose of course

The student will:

- ❑ Be made familiar with the theory of testate and intestate Law of Succession.
- ❑ Be able to administer a deceased estate.
- ❑ Be able to establish what will happen with a person's property after his death.
- ❑ Know how to draw up a will.
- ❑ Know how to apply intestate Law of Succession.
- ❑ Know how to report a deceased estate to the Master.
- ❑ Know how an executor is appointed.
- ❑ Know the legal steps in the administration of a deceased estate.
- ❑ Know how to calculate estate duty.

Integrated knowledge and skills

- ❑ Wills Act.
- ❑ Intestate Succession Act.
- ❑ Estate Duty Act.

The successful student will be able to:

- ❑ Determine intestate heirs.
- ❑ Explain a will and determine heirs.
- ❑ Determine who will inherit what.
- ❑ Draw up a will.
- ❑ Administer a deceased will.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

FAM124 Family Law

The module FAM124 Family Law (16 credits) is presented in the Department of Private Law.

Description and purpose of course

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

Integrated knowledge and skills

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

- The requirements for engagements, marriages and civil unions.
- The legal recognition of domestic partnerships.
- The various matrimonial property systems.
- The prescribed formalities for, and the contents of antenuptial contracts.
- The termination of the marriage / civil union and the legal consequences which attach thereto.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

FBR114 Financial Planning Law

Description and purpose of course

The student must be able to:

- Understand and explain the terms financial planner, financial planning, financial services etc.
- Set out and discuss the steps in the financial planning process. Where applicable, refer to the requirements of the Financial Advisory and Intermediary Services Act 37 of 2002.
- Briefly discuss the data that needs to be collected from a client in order to compile a financial plan for that client.
- Discuss the importance and the benefits of preparing a budget and the steps in drawing up a budget.
- Briefly explain different types of credit e.g. Supplier accounts, in-store credit, store loans, credit cards, overdraft, personal loan etc.

- ❑ Distinguish between a nominal interest rate and an effective interest rate.
- ❑ Briefly explain emergency fund planning to your client.
- ❑ Briefly discuss capital needs which may arise in the event of death or disability.
- ❑ Briefly discuss the special financial planning needs which will arise in case of divorce or loss of employment and the different aspects which will need to be taken into account.
- ❑ List the reasons for the importance of business ethics and the most common ethical problems.
- ❑ Discuss the terms compliance, legal risk and non-compliance and the reasons and objectives of compliance legislation and the consequences of non-compliance.
- ❑ Function and purpose of regulatory bodies.
- ❑ Describe and understanding of the concepts: FPI, FPSB and CFP.
- ❑ Economic factors that specifically impact on investments.
- ❑ Know the relevant case law and FAIS Ombud determinations regarding consumer protection.

Integrated knowledge and skills

- ❑ Financial planner concepts.
- ❑ Economic terms.
- ❑ Relevant legislation.
- ❑ Case law.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

FBR124 Financial Planning Law

Description and purpose of course

The student must be able to:

- ❑ Understand the most important aspects of the South African healthcare system.
- ❑ Understand the basics of how medical schemes work.
- ❑ Know and apply basic provisions of the Medical Schemes Act and its regulations.
- ❑ Know and apply the basic principles of healthcare planning.

- ❑ Have a basic knowledge and understanding of investment instruments, -products and -planning and be able to apply these principles.
- ❑ Have a basic knowledge and understanding of retirement funds, -benefits and planning and be able to apply these principles.

Integrated knowledge and skills

- ❑ Health care system.
- ❑ Basic investment planning.
- ❑ Basic retirement planning.
- ❑ Relevant legislation.
- ❑ Case law.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

FBR214 Financial Planning Law

Description and purpose of course

The student must be able to:

- ❑ Have a general understanding of ethics in the financial services industry, the concept of compliance, the consequences of non-compliance and the role of different regulatory bodies in the regulatory framework.
- ❑ Show extensive knowledge of the compliance legislation and applicable case law, including:
 - The provisions of the Policy Holder Protection Rules in terms of both the Long-term Insurance Act 52 of 1998 and the Short-term Insurance Act 53 of 1998.
 - The provisions of the Financial Advisory and Intermediary Services Act 37 of 2002 and the General Code of Conduct, specifically with regard to the role of the Registrar of Financial Service Providers, the authorization, representatives and duties of financial services providers, the enforcement of the Act and penalties for non-compliance.
 - The provisions of the Prevention of Organised Crime Act 121 of 1998, specifically the money laundering offences contained in the Act and the role of the financial planner in preventing money laundering.

- The provisions of the Financial Intelligence Centre Act 38 of 2001, specifically with regard to the duties of accountable institutions, the role of the money laundering reporting officer, the money laundering control measures and the steps a financial planner should take in the light of the duties imposed by the Act.
- Have a general understanding of alternative dispute resolution and the complaint procedure for the Ombud for Financial Services Providers, the Ombud for Long-term Insurance and the Ombud for Short-term Insurance.
- Show extensive knowledge on the liability of a financial planner as an employee and of an independent financial planner and the duty of due care, skill and diligence, including applicable case law.
- Have a general understanding of the concept of personal risk management.
- Show extensive knowledge on the general principles of Insurance Law, including the insurance contract, the classification of insurance, the parties to the insurance contract, the capacity to conclude such contract, insurable interest, beneficiary nominations, cession and applicable case law.
- Show extensive knowledge on selected provisions of both the Long-term Insurance Act 52 of 1998 and the Short-term Insurance Act 53 of 1998 and applicable case law.

Integrated knowledge and skills

- Ethics.
- Compliance.
- The regulatory framework in the financial services industry.
- Personal risk management.
- Long-term- and Short-term insurance.
- Relevant case law.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

FBR224 Financial Planning Law

Description and purpose of course

The student must be able to:

- Understand the basic principles of interest.
- Understand the difference between simple and compound interest.
- Know how to do financial calculations using both the *Hewlett Packard 10B* and *Sharp EL -731*.
- Know how to calculate present values, future values and recurrent payments in different scenarios.
- Differentiate between the various types of taxes in South Africa.
- Calculate a client's tax liabilities.
- Calculate "taxable income", ensuring that all amounts have been properly included or deducted.
- Advise a client under what circumstances such person will be a "resident" for tax purposes.
- Determine when income made by one person or trust is deemed to be that of another person.
- Calculate the liability of a person for capital gains tax, ensuring that all exemptions and rollovers have been taken into account.
- Value property for the purposes of determining the base cost of a capital asset.
- Determine when a capital gain made by one person or trust is deemed to be that of another person.
- Perform basic estate duty calculations.
- Determine a person's liability for donations tax.
- Advise what transfer duties become payable on the transfer of property and what exemptions are available.
- Advise when stamp duties become payable and what exemptions are available.
- Determine when and by whom, skills development levies become payable and what exemptions are available.
- Advise on the levying of uncertificated securities tax.

Integrated knowledge and skills

- Simple and compounded interest.
- Financial calculations.
- Income tax.
- Capital gains tax.
- Estate duty.
- Donations tax.
- Transfer duty.

- ❑ Stamp duty.
- ❑ Uncertificated securities tax.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

FBR314 Financial Planning Law (Estate Planning)

Description and purpose of course

The student must be able to:

- ❑ Define succession planning.
- ❑ Define estate planning.
- ❑ Indicate to whom the Estate Duty Act 45 of 1955 applies.
- ❑ Indicate what property is included in the calculation of estate duty.
- ❑ Indicate how the 'dutable amount' for estate duty purposes is determined.
- ❑ Understand limited interests and calculate the value of such interests.
- ❑ Indicate how property and deemed property must be valued for estate duty purposes.
- ❑ Briefly name and discuss the deductions allowed when calculating the dutiable amount for estate duty purposes.
- ❑ Briefly explain what 'massing' means.
- ❑ Explain what is meant by the 'residue' of the estate and calculate the residue.
- ❑ Explain the abatement available when calculating estate duty.
- ❑ Discuss the successive death rebate.
- ❑ Discuss the persons who may be liable for estate duty.
- ❑ Briefly explain the effect that capital gains tax will have on estate duty.
- ❑ Calculate the Capital Gains Tax implications for a deceased person and the estate.
- ❑ Discuss the problem which may arise with regard to the liquidity of an estate because of capital gains tax and the payment of capital gains tax by heirs and legates.
- ❑ You should be able to calculate estate duty.
- ❑ Define a spouse in terms of the Income Tax Act and Estate Duty Act.
- ❑ Explain why the definition of spouse is important for the financial planner.

- ❑ Understand and apply the various matrimonial property regimes.
- ❑ Calculate an accrual claim.
- ❑ Discuss the importance of having will.
- ❑ Discuss the formalities required in the execution of a will.
- ❑ Indicate in which circumstances the court may declare a defective will valid.
- ❑ Indicate who can benefit under a will.
- ❑ Briefly discuss the provisions of section 2C(1) and (2) of the Wills Act.
- ❑ Briefly discuss the provisions of the Wills Act with regard to inheritances by ex-spouses.
- ❑ Indicate who may make a will.
- ❑ Explain why a trust is a popular tool for estate planning.
- ❑ Define a trust.
- ❑ Discuss the parties to a trust.
- ❑ Discuss the different types of trusts.
- ❑ Explain how a trust is created and discuss the legal nature of a inter vivos and a testamentary trust.
- ❑ Indicate whether a trust is considered a 'person' and discuss the ownership of trust property.
- ❑ Name the essentials for formation of a valid trust.
- ❑ Briefly discuss the appointment of trustees.
- ❑ Discuss the duties of a trustee.
- ❑ Discuss the powers of a trustee.
- ❑ List the ways in which trusteeship is terminated.
- ❑ Discuss the personal liability of a trustee.
- ❑ Discuss whether a trust may be a beneficiary under a will.
- ❑ Discuss amendment and variation of trust deeds.
- ❑ Discuss whether a person may perform a valid act on behalf of a trustee before he has been appointed as trustee.
- ❑ Discuss the advantages of a trust in estate planning.
- ❑ Discuss the disadvantages of a trust.
- ❑ Discuss the influence of capital gains tax on a vesting trust.
- ❑ Discuss the influence of capital gains tax on a discretionary trust.
- ❑ Discuss the connected person rule with regard to trusts and capital gains tax.
- ❑ Discuss when gains will deemed to be that of another.
- ❑ Discuss when capital gain is attributed to various parties.
- ❑ Discuss when section 7 can be used as a tax advantage and also discuss the provisions of section 7(3) – (10).
- ❑ Understand Section 25B of the Income Tax Act.
- ❑ Briefly explain the rule against perpetuities and the rule against inalienability.

- ❑ Briefly discuss the provisions of section 25B and paragraph 80 of the Income Tax Act with regard to offshore trusts and South African tax.
- ❑ Discuss the objectives of the estate plan.
- ❑ Explain the phases of the planning process.
- ❑ Discuss briefly the objectives of the planning process.
- ❑ Discuss the objectives that must have been achieved by an estate plan.
- ❑ Explain which provisions of the Estate Duty Act that can be used as avoidance provisions.
- ❑ Discuss how the certain schemes and transactions can be used as a method to save estate duty.

Integrated knowledge and skills

FBR314 is a specialising field of Financial Planning and will cover the following:

- ❑ What is Estate Planning?
- ❑ Certain terms and definitions.
- ❑ The Matrimonial Property Act.
- ❑ Drafting of a valid will and the Wills Act.
- ❑ Estate Duty.
- ❑ Trusts, the use of trusts in estate planning and The Trust Property Control Act

The purpose of this course is to familiarise the students with the principles underlying these modules as well as to how these are applied in practice. In order to achieve this aim, use is made of formal lectures, transparencies, textbooks, legislation, discussion of court cases and articles as well as self-study.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

FBR324 Financial Planning Law (retirement planning)

Description and purpose of course

The student must be able to:

- ❑ Explain what is meant by the term “retirement funding employment”.
- ❑ Determine the maximum tax deductible contribution that a taxpayer can make to a retirement annuity fund.

- ❑ Explain what is meant by the term “living annuity”.
- ❑ Explain the estate duty implications of the benefits paid by a retirement fund on the death of a member.
- ❑ Explain the basic differences between a pension, a provident and a benefit fund.
- ❑ Explain the difference between the pension, a provident and a benefit fund.
- ❑ Explain who is eligible to become a member of a pension or provident fund.
- ❑ Explain how to determine the max tax deductible contributions that an employer can make to a pension fund.
- ❑ Explain the tax implications and rules pertaining to the conversion of a pension fund to a provident fund.
- ❑ Explain the objects and the duties of the board of a pension/provident fund.
- ❑ Discuss the rules pertaining to the apportionment of pension fund surpluses.
- ❑ Explain what is meant by the term “actuarial investigations”.
- ❑ Explain to what extent retirement fund benefits are protected against creditors in the event of the member’s insolvency.
- ❑ Explain how retirement fund benefits are disposed of on the death of a member.
- ❑ Explain under what circumstances and to what extent a partner can be a member of a pension/ provident fund.
- ❑ Explain the basic rules pertaining to the taxation of retirement funds.
- ❑ Calculate the taxable and tax-free portions of retirement fund benefits payable on retirement, resignation or death of the member.
- ❑ Explain what a preservation fund is.
- ❑ Explain the benefits of transferring pension or provident fund benefits to a preservation fund.
- ❑ Explain the taxation of surplus pension benefits which accrue to the employer and a member or a past member.

Integrated knowledge and skills

FBR324 in the second semester consists of the following:

- ❑ Basic principles of Retirement Planning.
- ❑ The Pre-retirement process.
- ❑ The different types of funds.
- ❑ Tax aspects.

The purpose of this course is to familiarise the students with the principles underlying these modules as well as to how these are applied in practice. In order to achieve this aim, use is made of formal lectures, transparencies, textbooks, legislation, discussion of court cases and articles as well as self-study.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

FBR414 Financial Planning Law

The module FBR414 Financial Planning Law (16 credits) is presented in the Department of Mercantile Law at the Centre for Financial Planning Law.

Knowledge of the Laws of Contract, Insurance and Tax is a prerequisite.

Description and purpose of course

Students are introduced to the principles of tax in South Africa, including income tax, capital gains tax, estate duty and donations tax and the calculation thereof in the context of personal financial planning. Learners are further introduced to basic estate planning principles and instruments including wills, matrimonial property dispensations, trusts and the use thereof in estate planning.

Integrated knowledge and skills

After successful completion of this module, a student will be able to assimilate the relevant concepts and principles and to formulate solutions regarding:

- ❑ The principles of income tax, capital gains tax, estate duty and donations tax as well as applying it practically in the calculation of tax liability for these taxes in the context of personal financial planning.
- ❑ The principles in relation to estate planning and the instruments used in the estate planning process.

Assessment

- Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).
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FBR424 Financial Planning Law

The module FBR424 Financial Planning Law (16 credits) is presented in the Department of Mercantile Law at the Centre for Financial Planning Law.

Knowledge of the Laws of Contract, Insurance and Tax is a prerequisite.

Description and purpose of course

Students are introduced to the regulatory environment for financial planning, including the role of ethics, the regulatory background and framework, consumer protection and alternative dispute resolution in the financial services industry, contractual and delictual liability and relevant case law. Learners are further introduced to the use of a financial calculator and the performing of various financial calculations with regard to the time value of money.

Integrated knowledge and skills

After successful completion of this module, a student will be able to assimilate the relevant concepts and principles and to formulate solutions regarding:

- The regulatory environment in which financial planners operate, advise accordingly and show the necessary knowledge in order to comply with the regulatory requirements in practice.
- Perform various financial calculations with regard to the time value of money.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

FPK112 Financial Planning Practice

Description and purpose of course

The student must be able to:

- Have a practical understanding of the regulatory bodies.
- Have a practical understanding of the function and purpose of the regulatory bodies.
- Understand and explain the concept of “financial planner”.
- Describe and understanding of the concepts: FPI, FPSB and CFP.
- Have a practical understanding of the client and financial planner relationship.
- Know how to work with the client.
- To apply and understand the 6 steps in the Financial planning process.
- Will be able to draw a budget.
- Will be able to do proper debt management.
- Will be able to determine a client’s capital needs.
- Understand the economic factors that specifically impact on investments.

Integrated knowledge and skills

- Practical aspects of the regulatory bodies in the financial services industry.
- Practical aspects of certain concepts found in financial planning.
- The practical application of the six step financial planning process.
- Debt management.
- Budgeting.
- Capital needs analysis.
- Economic factors influencing financial planning.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

FPK122 Financial Planning Practice

Description and purpose of course

The student must be able to:

- Apply basic provisions of the Medical Schemes Act and its regulations, practically.
- Apply the basic principles of healthcare planning.

- ❑ Apply the principles relating to investment instruments, products and planning, practically.
- ❑ Apply the principles relating to retirement funds, benefits and planning, practically.

Integrated knowledge and skills

- ❑ Medical Schemes Act.
- ❑ Healthcare planning.
- ❑ Investment planning.
- ❑ Retirement planning.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

FPK212 Financial Planning Practice

Description and purpose of course

The student must be able to:

- ❑ Have a general understanding of the regulatory environment in which financial planners operate.
- ❑ Apply the provisions of the Financial Advisor and Intermediary Services Act, the Prevention of Organised Crime Act and the Financial Intelligence Centre Act practically.
- ❑ Have a general understanding of personal risk management and insurance.
- ❑ Apply the provisions of the Long-term Insurance Act, Short-term Insurance Act, Long-term Policyholder Protection Rules and Short-term Policyholder protection Rules practically.

Integrated knowledge and skills

- ❑ Practical application of the regulatory environment for financial planners.
- ❑ Practical application of the Financial Advisor and Intermediary Services Act.
- ❑ The Prevention of Organised Crime Act.
- ❑ The Financial Intelligence Centre Act.
- ❑ The Long-term Insurance Act.
- ❑ The Short-term Insurance Act.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

HRG114 Mercantile Law

Description and purpose of course

- ❑ Acquire knowledge of the history of South African law and the composition of the South African legal system.
- ❑ Understand the creation of legal rules and the administration of justice in the South African legal system.
- ❑ Understand the concept of a legal obligation and the general principles applicable to contracts.
- ❑ Identify an agency relationship and understand the various aspects of an agency relationship.
- ❑ Analyze and understand the contract of sale and the principles applicable to parties to a contract of sale.
- ❑ Analyze and understand the contract of lease and the roles of the parties to a contract of lease.
- ❑ Understand the formation of suretyship contract and analyze the various types of suretyship contracts.
- ❑ Understand the basic common and statutory law principles of employment.

Integrated knowledge and skills

- ❑ Sources of law, delict, general contracts, contracts of sale, lease, surety.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

HRG124 Mercantile Law

Description and purpose of course

- ❑ Understand the concept of collective labour law, unfair labour practices and dismissals.
- ❑ Understand the meaning of alternative dispute resolution.
- ❑ Understand the specific contracts of insurance and carriage.

- ❑ Understand the administration of an estate of an insolvent.
- ❑ Analyze and identify the instruments of payment.

Integrated knowledge and skills

- ❑ Labour Relations Act, trade unions, private arbitration, contracts of insurance, and carriage; administration of insolvent estate, cheques, promissory notes and other bills of exchange.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

HRG204 Mercantile Law

Description and purpose of course

The student must be able to:

- ❑ Familiarise himself/herself with certain legal concepts as well as the origin and history of South African Law.
- ❑ Understand and critically explain the principles pertaining to the Law of delict.
- ❑ Understand and critically explain the principles pertaining to the Law of contract with specific reference to requirements, breach of contract, remedies and termination of contract.
- ❑ Understand and critically explain the principles pertaining to the Law of Agency.
- ❑ Understand and critically explain the Law of Purchase and Sale.
- ❑ Understand and critically explain the principles pertaining to the Law of Letting and Hiring.
- ❑ Understand and critically explain the principles pertaining to the Law of Credit Agreements.
- ❑ Understand and critically explain the principles pertaining to the Law of Insurance.
- ❑ Understand and critically explain the Law of Letting and Hiring of Work and Alternative Dispute Resolution.
- ❑ Understand and critically explain the Law of Security.
- ❑ Understand and critically explain the principles pertaining to the Law of Instruments of Payment.
- ❑ Understand and critically explain the principles pertaining to the legal aspects on the most important forms of business enterprises in the South African law, namely partnerships, companies, close corporations and business trusts.

- ❑ Understand and critically explain the principles pertaining to the Law of Insolvency.
- ❑ Understand and critically explain the Labour Law.

Integrated knowledge and skills

- ❑ Introduction to South African law.
- ❑ Law of Delicts.
- ❑ Law of Contract.
- ❑ Law of Agency.
- ❑ Law of Purchase and Sale.
- ❑ Law of Letting and Hiring.
- ❑ Law of Credit Agreements.
- ❑ Law of Insurance.
- ❑ Law of Letting and Hiring of Work and Alternative Dispute Resolution.
- ❑ Law of Security.
- ❑ Law of Instruments of Payment.
- ❑ Law of Business Enterprises.
- ❑ Law of Insolvency.
- ❑ Labour Law.
- ❑ Relevant legislation.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

HRG214 Mercantile Law

Description and purpose of course

The student will be able to:

- ❑ Identify and distinguish partnerships, close corporations, companies and business trust as forms of business enterprise.
- ❑ Explain and apply in practice the underlying legal principles applicable to the forms of business enterprise in South African law.
- ❑ Explain and evaluate the role, responsibility and liability of auditors, especially with regard to companies.

Integrated knowledge and skills

- ❑ The formation of a business enterprises by registration or contract.
- ❑ Applicable legislation.
- ❑ Case law.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

HRO314 Commercial Law Contracts, Consumer and Insurance Law

The module HRO314 Commercial Law Contracts, Consumer and Insurance Law (16 credits) is presented in the Department of Mercantile Law.

Description and purpose of course

Students are introduced to the basic principles and concepts of the Law of Competition, Insurance and Pension Funds and the practical implications thereof.

Integrated knowledge and skills

After successful completion of this module, students should be able to understand the principles and concepts, identify problems and formulate solutions with regard to:

- ❑ The Law of Competition.
- ❑ Insurance.
- ❑ Pension Funds.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

HTR314 Business Trust Law

Description and purpose of course

The student should be able to:

- ❑ Identify the parties to a trust and the powers and duties that each party has.

- ❑ Briefly discuss the appointment of trustees.
- ❑ Enact the process in order to validly appoint a trustee.
- ❑ Discuss whether a person may perform a valid act on behalf of a trust before he has been appointed as trustee.
- ❑ Discuss the personal liability of a trustee.
- ❑ List the ways in which trusteeship is terminated.
- ❑ Discuss whether a trust may be a beneficiary in terms of a will.
- ❑ Identify the different types of trusts and discuss the legal nature thereof.
- ❑ Use the different types of trusts in Financial Planning.
- ❑ Indicate whether a trust is considered a 'person' and discuss the ownership of trust property.
- ❑ Affect amendments and changes to a trust deed.
- ❑ Explain with examples the advantages of a trust in financial planning.
- ❑ Explain with examples the disadvantages of a trust in financial planning.
- ❑ Apply the advantages and disadvantages of a trust in a case study scenario in the financial planning process.
- ❑ Discuss and calculate capital gains tax implications in a vesting trust.
- ❑ Discuss and calculate capital gains tax implications in a discretionary trust.
- ❑ Discuss the connected person rule with regard to trusts and capital gains tax.
- ❑ Calculate the capital gain which is attributed to:
 - A spouse.
 - A parent of minor child.
 - Trust to conditional vesting.
 - Trust to revocable vesting.
 - Vesting in a non-resident.
 - Off-shore trusts.
 - Trust beneficiary.
- ❑ Discuss when gains will be deemed to be that of another.
- ❑ Apply section 7 of the Income Tax Act.
- ❑ Apply section 25B of the Income Tax Act in respect of the following:
 - Conduit principle.
 - Deductions in respect of trust income.
 - Capital distributions from offshore trusts.
 - Deemed interest on offshore loans.
- ❑ Briefly explain the rule against perpetuities and the rule against inalienability.

- ❑ Calculate the transfer duty implications in respect of trust property.
- ❑ Briefly discuss the provisions of section 25B and paragraph 80 of the Income Tax Act with regard to offshore trusts and South African tax.
- ❑ Understand the operations of Collective Investment Scheme and Trust Companies.
- ❑ Implement Collective Investment Schemes in financial planning.

Integrated knowledge and skills

HTR 314 covers the fields of:

- ❑ The law applicable on trusts.
- ❑ Nature of a trust.
- ❑ The parties to a trust and the powers and duties that each party.
- ❑ Taxation of trusts.
- ❑ Trusts and financial planning.

The purpose of this course is to familiarise the students with the principles underlying these modules as well as to how these are applied in practice. In order to achieve this aim, use is made of formal lectures, transparencies, textbooks, legislation, discussion of court cases and articles as well as self-study.

IER414 International Economic Law

The module IER414 International Economic Law (16 credits) is presented in the Department of Mercantile Law.

Description and purpose of course

The module is aimed at the obtaining of a broad knowledge pertaining to the international law of sale as a cardinal aspect of the International Economic Law.

Integrated knowledge and skills

The successful student must demonstrate knowledge of:

- ❑ International contract of sale.
- ❑ International treaties pertaining to international sale transactions.
- ❑ Dispute resolution.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination)

ILR114 Introduction to Legal Science

The module ILR114 Introduction to Legal Science (16 credits) is presented in the Department of Constitutional Law and Philosophy of Law.

Description and purpose of course

Introduction to Legal Science introduces students to an overview of the South legal system. ILR114 concentrates on an overview of the South African legal system; basic aspects of law; an overview of the history of South African law; sources of the South African law; classification of the law; aspects of private law, law of civil procedure, and criminal law; and practical legal skills.

Integrated knowledge and skills

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

- A general overview of the law of South Africa.
- The historical overview of South African law.
- The sources of South African law.
- The classification and functioning of the South African law.
- Aspects of private law, law of civil procedure and criminal law.
- Functioning of the South African courts.
- Legal research and practical legal skills.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (class tests, assignments, semester tests) and summatively (examination).

ILR124 Introduction to Legal Science

The module ILR124 Introduction to Legal Science (16 credits) is presented in the Department of Constitutional Law and Philosophy of Law.

Description and purpose of course

Introduction to Legal Science introduces students to an overview of the South legal system. ILR124 concentrates on an overview of the South African legal system; aspects of criminal law and law of evidence; law and the business world; the jurisdiction and functioning of South African

courts and alternative dispute resolution; an overview of the South African Constitution; the legal profession; legal comparison; legal language and communication; legal argument and logic; different perspectives on the law; HIV/AIDS and the law; and legal research.

Integrated knowledge and skills

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

- ❑ General aspects of the South African law.
- ❑ Aspects of law of criminal procedure and law of evidence.
- ❑ Contracts and forms of business.
- ❑ Jurisdiction and functioning of ordinary courts, the Constitutional Court, special courts and alternative dispute resolution.
- ❑ Types of constitutions, the constitutional history of South Africa, the 1996 final constitution and human rights.
- ❑ Different legal professions in the private- and public sector.
- ❑ Reasons for legal comparison and different legal systems.
- ❑ Legal language and communication.
- ❑ Legal argument and logic.
- ❑ Different philosophical perspectives on law.
- ❑ HIV/AIDS and the law.
- ❑ Legal research and legal skills.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests, class tests and assignments) and summatively (examination).

INR424 International Law

The module INR424 International Law (16 credits) is presented in the Department of Constitutional Law and Philosophy of Law.

Description and purpose of course

The purpose of the module is to equip students with knowledge of:

- ❑ The ways as to how International Public Law is formed and enforced.
- ❑ The rights and obligations of states as members of the international community.

Integrated knowledge and skills

- Historical review.
- Sources of international law.
- Formation and enforcement of international law.
- Recognition of states and governments.
- Jurisdiction.
- Extradition.
- State and diplomatic immunity.
- Responsibilities of states.
- International and regional organizations.
- International human rights: covenants and mechanisms.
- Humanitarian law.

The students must show that he/she is able to:

- Understand the nature of legal problems in International Law.
- Apply the correct principles in respect of such problems.
- Answer questions in this respect in a logically integrated manner.
- Make effective use of a variety of legal sources.

Assessment

Assessment to determine whether the student has attained the module outcomes, takes place both formatively (tests and assignments) and summatively (examination).

IPR414 International Private Law

The module IPR414 International Private Law (16 credits) is presented in the Department of Private Law.

Description and purpose of course

The successful learner will be able to:

- Identify the origin of the conflicts law problem.
- Apply the terminology and types of conflict rules.
- Determine the successive steps in a Private International Law dispute.
- Solve the conceptual problems in Private International Law.
- Identify and apply the connection factors of the different categories of problem fields.
- To identify and to apply the focus points in various categories of problem areas.
- Determine the possible solutions by means of the *leges causae*.
- Give the substantive solution for a private international case.

Integrated knowledge and skills

- ❑ Introduction to the Private International Law.
- ❑ Classification.
- ❑ Doctrine of *Renvoi*.
- ❑ *Capita selecta* from Private International Law, for instance Law of Persons, Family Law, Law of Contract, Law of Delict, Law of Property and Law of Succession.
- ❑ *Leges causae*.

The successful student will be able to:

- ❑ Identify legal disputes where legal systems of different countries are concerned.
- ❑ Ascertain foreign law by means of the category and connecting factor.
- ❑ How to proof foreign law.
- ❑ Solve problems with a foreign Private Law character with Private International Law rules and substantive rules.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

KON214 Law of Contract

The module KON214 Law of Contract (16 credits) is presented in the Department of Private Law.

Description and purpose of course

Law of Contract is a subdivision of Private Law that prepares the student for a commercial- and legal world regulated by contracts. The module will enable the student to determine which documents would constitute valid contracts, as well as the requirements for a valid contract.

The second part of the course deals with breach of contract, and more specifically which acts constitute breach, as well as remedies available for different types of breach. Finally, the course enables the student to gain knowledge concerning the rights and obligations of contractants, and when such rights and obligations are transferred.

Integrated knowledge and skills

- ❑ The requirements for a valid contract, including different theories for the determination of consensus, as well as the time and place when and where a contract comes into existence.
- ❑ The different forms of breach of contract, their requirements and consequences.
- ❑ Possible remedies for breach of contract.
- ❑ The satisfaction and transfer of rights and obligations with regard to contracts.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

LIR424 Law of Insolvency and Liquidation

The module LIR424 Law of Insolvency and Liquidation (16 credits) is presented in the Department of Mercantile Law.

Description and purpose of course

Law of Insolvency is a subsection of Mercantile Law which prepares the student for a profession in or in support of commerce. The module will enable the student to provide the best advice to clients, creditors or debtors involved in insolvent estates.

In order to do so, it is essential that the student becomes familiar with the basic principles of the Law of Insolvency and develops a sound scientific background for the application thereof. Law of Liquidation consists of liquidation and related modules from Company Law, Close Corporation Law and the Law of Partnership. The purpose of the module is to familiarise the student with the legal principles underlying these processes and business forms as well as how these are applied in practice.

The module also offers a perspective on legal science as a whole, for example the application of the principles of contractual capacity and allegiances, obligations, legal liability and legal claims required.

Integrated knowledge and skills

The successful students must show knowledge with respect to:

- Introduction to the Law of Insolvency.
- The sequestration process.
- The result of sequestration.
- The rights of creditors.
- Curatorship.
- The winding up process.
- Composition and rehabilitation.
- Judicial provisions.
- Stipulations regarding business forms.
- Partnerships.
- Trusts.
- Companies.
- Close Corporations.
- Remedies.
- Rehabilitations and business rescue procedures.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

MCR424 Competition Law

The module MCR424 Competition Law (16 credits) is presented in the Department of Mercantile Law.

Description and purpose of course

Students are introduced to the basic principles and concepts of Competition Law. The course aims at enabling students to apply the common law principles of delict to competitors, as well as the statutory enactments in the public interest that are available.

Integrated knowledge and skills

After successfully completing this module students should be able to gather principles and concepts, identify problems and formulate solutions in respect of:

- Competition and moduleive rights.
- The right to goodwill.
- Direct and indirect infringements.
- Passing off, assimilation and performance competition.

- ❑ Contractual provisions.
- ❑ Statutory provisions.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

MDF414 Medicina Forensis

The module MDF414 Medicina Forensis or Forensic Medicine (16 credits) is presented in the Department of Criminal and Medical Law.

Description and purpose of course

Successful students will be able to master established aspects concerning Medical Law not dealt with in any other module in the legal-professional training programme, amongst which:

- ❑ To identify legal-ethical problems.
- ❑ To solve such legal-ethical problems or advise clients accordingly.
- ❑ To always take the practical implications of the constitution in consideration.

Integrated knowledge and skills

Medical Law:

- ❑ The South African legal system with respect to Medical Law.
- ❑ Contractual relations between doctor and patient.
- ❑ Contractual relations between doctors.
- ❑ Consent to treatment.
- ❑ Invasion of the patient's right to privacy.
- ❑ The doctor as expert witness in court.
- ❑ Euthanasia.
- ❑ Sex change.
- ❑ Child abuse.
- ❑ Doctor, patient and AIDS.
- ❑ Medical records.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

MDF424 Medicina Forensis

The module MDF424 Medicina Forensis or Forensic Medicine (16 credits) is presented in the Department of Criminal and Medical Law.

Description and purpose of course

Successful students will be able to master established aspects concerning Medical Law not dealt with in any other module in the legal-professional training programme, amongst which:

- ❑ To identify legal-ethical problems.
- ❑ To solve such legal-ethical problems or advise clients accordingly.
- ❑ To always take the practical implications of the constitution in consideration.

Integrated knowledge and skills

Medical Law:

- ❑ Negligent malpractices.
- ❑ Alcohol and relevant aspects.
- ❑ Regulation of medicine and poison.
- ❑ Persons in custody and alleged torture.
- ❑ Medico-legal post mortem, inquests and issuing of death certificates.

Forensic Medicine:

- ❑ Introduction.
- ❑ Death and the changes associated therewith.
- ❑ Child abuse / sudden unexpected death syndrome.
- ❑ Judicial implications associated with pregnancy.
- ❑ Rape.
- ❑ Traffic accidents.
- ❑ Statutory aspects of forensic medicine.
- ❑ Various aspects of forensic medicine.
- ❑ Hypothermia.
- ❑ Respiratory obstruction/asphyxiation.
- ❑ General traumatology.
- ❑ Abdominal injuries.
- ❑ Head injuries.
- ❑ Gunshot wounds/injuries in explosions.
- ❑ Ethyl alcohol.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

MMF424 Law of Third Party Compensation

The module MMF424 Law of Third Party Compensation (16 credits) is presented in the Department of Private Law.

Description and purpose of course

Students are introduced to the general legal principles of the law of third party compensation as well as the practical application thereof.

Integrated knowledge and skills

After the successful completion of this module, a student should be able to gather concepts and principles, identify problems and formulate solutions pertaining to:

- The requirements for liability in the case of identified claims as well as hit-and-run collisions.
- Exclusion of liability.
- Assessment and restriction of recoverable damage.
- Prescription and handling of claims.
- The right of recourse of the Road Accident Fund.
- The influence of the Road Accident Fund Amendment Act 19 of 2005 on the institution of third party claims.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

OGR424 Environmental Law

The module OGR424 Environmental Law (16 credits) is presented in the Department of Constitutional Law and Philosophy of Law.

Description and purpose of course

Students will be acquainted with the basic principles of environmental law, the most important environmental legislation and their practical implications.

Integrated knowledge and skills

After the successful completion of the course, students ought to be able to understand and critically evaluate concepts and principles, to identify problems and formulate solutions concerning:

- The nature and scope of environmental law.
- National and international sources of environmental law.
- The constitutional right to the environment.
- Framework legislation on the environment.
- The law pertaining to specific environmental themes, e.g. nature conservation, water and air pollution, waste management, mining, etc.
- General principles of waste management.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

ONR314 Law of Business Enterprises

The module ONR314 Law of Business Enterprises (16 credits) is presented in the Department of Mercantile Law.

Description and purpose of course

Students will be introduced to the basic principles and concepts of the Law of Business Entities (the Law of Partnership, the Law of Close Corporations and the law pertaining to business trusts and stokvels) as well as the practical implication thereof and with reference to constitutional impact.

Integrated knowledge and skills

The student will obtain knowledge of the basic concepts and principles of the law of business entities, with reference to:

- The partnership as legal concept and business form.
- Formation of partnership.
- The internal and the external relations in partnership.
- Dissolution of partnership.
- The close corporation as legal person and as business form.
- Setting up a close corporation.
- The internal and external relations in close corporations.
- The business trust as legal concept and business form.
- The “stokvel” as legal concept and business form.

The student will learn to integrate these basic concepts and principles with established legal skills.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

ONR324 Law of Business Enterprises

The module ONR324 Law of Business Enterprises (16 credits) is presented in the Department of Mercantile Law.

Description and purpose of course

Students will be introduced to the basic principles and concepts of the Law of Business Entities (Company Law) as well as the practical implication thereof and with reference to law reform and the constitutional impact.

Integrated knowledge and skills

The student will obtain knowledge of the basic concepts and principles of the law of business entities, with reference to:

- The company legal concept and business form.
- Formation of a company.
- Internal relations (including shareholders, directors, management etc) in companies.
- External relations in companies.
- Dissolution and deregistration of a company.
- Development of company law.

The student will learn to integrate these basic concepts and principles with established legal skills.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

PBR314 Public Law

The module PBR314 Public Law (16 credits) is presented in the Department of Constitutional Law and Philosophy of Law.

Description and purpose of course

Successful students will be equipped with specialised knowledge and abilities in the field of Public Law, fundamental human rights and constitutional organisational law.

Integrated knowledge and skills

Successful students will:

- Know and understand what is meant by Public and Constitutional Law.
- Know the Constitutional History of South Africa.
- Know and understand the basic principles/values of the New Constitutional Order.
- Know the sources of Constitutional Law.
- Know and understand the concept of Human Rights, as well as understand the various theories regarding the interpretation of the Bill of Rights.
- Know and understand the application of Human Rights.
- Be familiar with three important rights enshrined in the South African Constitution namely, the right to life; freedom of religion; and freedom of expression.
- Understand the Justifiable Limitation of Rights and its application.
- Know the basics of Organisational Law, more specifically regarding co-operation between spheres of government; legislative and executive competencies in national, provincial and local spheres of government; as well as the conflict of laws between the spheres of government.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

PBR324 Public Law

The module PBR324 Public Law (16 credits) is presented in the Department of Constitutional Law and Philosophy of Law.

Description and purpose of course

Students are introduced to the basic and foundational principles, concepts and notions of Administrative Law and the practical implications and basic techniques in solving problems pertaining to administrative justice and administrative legality with specific reference to the impact of the Constitution.

Integrated knowledge and skills

The successful completion of this module should empower learners to accumulate knowledge of concepts, notions and principles, identify issues and solve problems pertaining to:

- Sources of Administrative Law.
- Administrative justice in the constitutional sphere.
- Administrative legality.
- State accountability.
- Administrative Procedural Law.

Assessment

Both formative methods (through tests and assignments) and summative methods (exams), are applied to determine whether learners have attained the required outcomes.

PBR414 Public Law

The module PBR414 in advanced Public Law (16 credits) is presented in the Department of Constitutional Law and Philosophy of Law.

Description and purpose of course

Students will be introduced to selected topics of constitutional law in order to enable them to critically evaluate and apply the applicable legal principles.

Integrated knowledge and skills

The successful completion of this module should empower learners to accumulate knowledge of concepts, notions and principles, identify issues and solve problems pertaining to:

- The right to property and land reform legislation.

- ❑ The right of access to information and the Promotion of Access to Information Act.
- ❑ The right to equality, the Employment Equity Act, the Pro-motion of Equality and Prevention of Unfair Discrimination Act; legislation with regard to black economic empowerment.
- ❑ Selected second generation rights.
- ❑ The right to administrative justice and the Promotion of Ad-ministrative Justice Act.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

PBR424 Public Law

The module PBR424 in advanced Public Law (16 credits) is presented in the Department of Constitutional Law and Philosophy of Law.

Description and purpose of course

Students will be introduced to selected topics of constitutional law in order to enable them to critically evaluate and apply the applicable legal principles.

Integrated knowledge and skills

The successful completion of this module should empower learners to accumulate knowledge of concepts, notions and principles, identify issues and solve problems pertaining to:

- ❑ The right to property and land reform legislation.
- ❑ The right of access to information and the Promotion of Access to Information Act.
- ❑ The right to equality, the Employment Equity Act, the Pro-motion of Equality and Prevention of Unfair Discrimination Act; legislation with regard to black economic empowerment.
- ❑ Selected second generation rights.
- ❑ The right to administrative justice and the Promotion of Ad-ministrative Justice Act.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

PSN114 Law of Persons

The module PSN114 Law of Persons (16 credits) is presented in the Department of Private Law.

Description and purpose of course

Students are equipped with specialised knowledge in the field of the Law of Persons.

Integrated knowledge and skills

After the successful completion of this module, a student should be able to gather concepts and principles, identify problems and formulate solutions pertaining to:

- Definition of the concepts with respect to positive law, moduleive rights, competencies and legal moduleivity, status.
- Origin and termination of legal moduleivity.
- Content and scope of legal moduleivity.
- Factors that influence legal status.

Taking into consideration constitutional values.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

RGK114 Legal History

The module RGK114 Legal History (16 credits) is presented in the Department of Roman Law, Legal History and Comparative Law.

Description and purpose of course

The purpose of this module is to enable students to trace and critically evaluate the sources and historical development of the South African law.

Integrated knowledge and skills

- Insight into, the social and historical development of the South Africa law.
- Explain possible future development with reference to the historical foundation of the South African law.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

RGK424 Legal History

The module RGK424 Legal History (16 credits) is presented in the Department of Roman Law, Legal History and Comparative Law.

Description and purpose of course

The purpose of the module is to make the student sensitive to the process of development of the South African Law and to the development of the South African Law by means of history of law.

Integrated knowledge and skills

- ❑ The legal-historical method of developing law - theory and practice.
- ❑ The application of the legal-historical method to selected themes of the law.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

RGL414 Jurisprudence

The module RGL414 Jurisprudence (16 credits) is presented in the Department of Constitutional Law and Philosophy of Law.

Description and purpose of course

Students are introduced to the basic and foundational principles, concepts and notions of legal ideology, jurisprudence and legal theory pertaining to:

- ❑ Law and statism.
- ❑ Law and the internationalisation of human rights jurisprudence.
- ❑ Law and religion.
- ❑ Law and the foundations of social contractarianism and human rights jurisprudence.
- ❑ Law and the ideological underpinnings of justice.
- ❑ Law and the origins of legalism and positivism.

Students are furthermore empowered to understand and critically evaluate the implications of various problematical judicial approaches and theories to the application of law and justice with specific reference

to the South African constitutional state and the ideological approaches of the South African judiciary.

Integrated knowledge and skills

The successful completion of this module should empower learners to accumulate knowledge of concepts, notions and principles, identify issues and solve problems pertaining to:

- ❑ The ideological content of law.
- ❑ The most influential ideological approaches to law and justice.
- ❑ The various models pertaining to justice and their practical implications for society.
- ❑ Human rights and the philosophical content thereof.
- ❑ Critical analysis of positivistic jurisprudence.
- ❑ The ethical refinement of law and justice.

Assessment

Both formative methods (through tests and assignments) and summative methods (exams), are applied to determine whether learners have attained the required outcomes of the systematising, analysis and integration of knowledge as required by the outcomes.

RGL424 Jurisprudence

The module RGL424 Jurisprudence (16 credits) is presented in the Department of Constitutional Law and Philosophy of Law.

Description and purpose of course

Students are introduced to the basic and foundational principles, concepts and notions of law and views that law has a moral content; justice and private property; legal positivism and amoralism; justice and the right of resistance; modulateivism, objectivism and the moral content of law as reflected in jurisprudential models of legal hermeneutics and deconstruction, communitarianism versus liberalism, feminism and the law, constitutionalism and critical legal studies, liberalism, libertarianism and socialism, Dworkin's paradigm of reconstruction, social justice and the judiciary, American realism and the role of human rights and justice in the legal system.

Integrated knowledge and skills

The successful completion of this module should empower learners to accumulate knowledge of concepts, notions and principles, identify issues and solve problems pertaining to:

- Law and morals.
- Jurisprudential implications of natural law and natural rights.
- Justice and private property.
- Law and freedom.
- Law and social justice.
- Law, sovereignty and the state.
- Law, society and reconstruction.
- The judicial process.
- Conceptual thinking in law with specific reference to the South African constitutional state.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

ROR124 Roman Law

The module ROR124 Roman Law (16 credits) is presented in the Department of Roman Law, Legal History and Comparative Law.

Description and purpose of course

To make the student familiar with the basic principles of Roman Private Law.

Integrated knowledge and skills

The student is introduced to the Roman:

- Law of Persons.
- Law of Succession.
- Law of Things.
- Procedural Law.
- Law of Obligations.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

RPK112 Legal Practice

The module RPK112 Legal Practice (8 credits) is offered by the Department of Law of Procedure and Law of Evidence.

Description and purpose of course

The student will be able to:

- Understand the need for professional ethics.
- Define professional ethics.
- Describe the structure of and admission to the organised profession.
- Understand the importance of the Attorneys Fidelity Fund.
- Discuss the basic principles applicable to the attorney-client relationship.
- Analyse the student ethics code.
- Apply the FIRAC model to a set of facts.
- Do basic calculations that are generally used in the legal profession.

Integrated knowledge and skills

The student will be able to master the following skills:

To use the FIRAC model.

Writing skills.

Numerical skills.

Assessment

Both formative (e.g. tests, assignments) as well as summative (examinations) assessment methods will be used to determine if the student achieved the module outcomes.

RPK122 Legal Practice

The module RPK122 Legal Practice (8 credits) is offered by the Department of Law of Procedure and Law of Evidence.

Description and purpose of course

The student will be able to:

- Write a legal opinion.
- To distinguish between a legal opinion and a main argument.
- Deliver a short oral appeal.
- Do references according to the Journal of Juridical Science's prescriptions.

- ❑ Conduct an interview with a client.
- ❑ Write a basic letter to a client.
- ❑ Write an affidavit.

Integrated knowledge and skills

The student will be able to master the following skills:

Use the FIRAC model.

Writing skills.

Communication skills.

Argumentation skills.

Interview skills.

Research skills.

Assessment

Both formative (e.g. tests, assignments) as well as summative (examinations) assessment methods will be used to determine if the student achieved the module outcomes.

RPK214 Legal Practice

The module RPK214 Legal Practice (16 credits) is presented in the Department of Procedural Law and Law of Evidence.

Description and purpose of course

Students are introduced to the basic principles and concepts of computer skills and writing skills. The course is aimed at equipping students in basic computer and writing skills through the use of especially legally related subject content.

To achieve and cement the basic skills requirements of a law graduate use will be made of formal lectures, discussions of case law, group work, individual assignments and assessments.

Integrated knowledge and skills

The student must master the following computer skills:

- ❑ Mouse and keyboard skills.
- ❑ “Windows”.
- ❑ Basic and advanced “Word”.
- ❑ “Excel”.
- ❑ “Powerpoint”.
- ❑ Use of sources which include hard drive searches.
- ❑ Internet use which includes an overview, future, change, navigation, evaluation, law websites, e-mail.

- ❑ Databases which include search strategies, “Kovsiecat”, “Kovsiedex”, “SA Studies”, “Index to Legal Periodicals”.
- ❑ The writing of a script.
Special attention will be given to:
 - (1) Using plain language in writing;
 - (2) Guidelines such as basic format/form, writing style, tone and purpose of documents;
 - (3) Rules to apply to state what you mean;
 - (4) Persuasive legal writing;
 - (5) Summarise core content.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination), with emphasis on written assignments based on the class activities as set out in the lectures.

RPK312 Legal Practice

The module RPK312 Legal Practice (8 credits) is presented in the Department of Procedural Law and Law of Evidence.

The successful completion of ARR214 and ARR224 is a prerequisite.

Description and purpose of course

The purpose of the course is to enable students to practically apply the labour law and consists of the following:

- ❑ Drafting of a contract of employment and to distinguish it from related contracts.
- ❑ Drafting of a grievance and disciplinary code.
- ❑ The referral of a dispute.
- ❑ The completion and drafting of documentation.
- ❑ CCMA litigation.
- ❑ Practical application of the Employment Equity Act.
- ❑ Drafting of an Affirmative Action Plan and Report.

Integrated knowledge and skills

After successful completion of this module students should be able to apply the labour law by identifying problems and resolving it through the application of legislation and case law. Students should be able to draft employment contracts, codes and applications and should be able to complete CCMA documentation. Students should be able to give a complete overview of the disciplinary process.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

RPK322 Legal Practice

The module RPK322 Legal Practice (8 credits) is presented in the Department of Procedural Law and Law of Evidence.

Description and purpose of course

The course consists of two parts. The first part is in preparation of the student to write the min-thesis (RSK424) and involves the preparation and registration of the research title for the mini-thesis, the research and the writing of the mini-thesis. The second part extends on ethics and professional conduct to which the student was introduced in the first year.

Aim (1) - Students are introduced to the requirements for legal research and in particular are prepared to write the mini-thesis required for the LLB degree.

Aim (2) - Students are further exposed to the professional duties of a legal practitioner, with specific reference to professional duties arising from his/her professional relationship with clients, the court, the state, the public, the professional bodies, the public and colleagues.

Integrated knowledge and skills

- Requirements for the registration of a research proposal.
- Identification of a research topic.
- Research and the writing of the mini-thesis.
- The content and practical application of the legal practitioner's professional responsibility towards the client, the state, the court, the public, the professional bodies and colleagues.

Assessment

Both formative (an assignment and the research proposal) and summative (final examination) will be used as assessment methods to determine whether the student achieved the course outcomes.

RPK412 Legal Practice

The module RPK412 Legal Practice (8 credits) is presented in the Department of Procedural Law and Law of Evidence.

Description and purpose of course

The course consists of the following units: consultation skills, the writing of attorney's letters, the drafting of pleadings and notices and practice management.

The respective aims of the units are:

- To enable the student to consult properly.
- To enable the student to write a proper and professional attorney's letter.
- To enable the student to prepare basic legal notices and pleadings.
- To provide the student with knowledge and skills required for proper practice management.

Integrated knowledge and skills

- The purpose of client consultations.
- The structure of a consultation.
- The purpose of attorney's letters.
- The structure of attorney's letters.
- The purpose of pleadings and legal notices.
- The structure of pleadings and legal notices.
- The purpose of practice management.
- The different facets of practice management.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (the writing of tests, the handing in of assignments and the performance of practical work at the UFS Law Clinic) and summatively (the writing of a final examination).

RPK422 Legal Practice

The module RPK422 Legal Practice (8 credits) is presented in the Department of Procedural Law and Law of Evidence.

Description and purpose of course

The Course deals with practical divorce litigation. It reinforces existing knowledge of the student gained in Family Law in the first year of study and then proceeds to enable the student to apply this knowledge practically in the different facets of divorce litigation.

Integrated knowledge and skills

- The choice of marriage or union.
- Consequences of matrimonial property regimes.
- Changes to matrimonial property regimes.
- Jurisdiction in divorce and related matters.
- The grounds of divorce.
- Division/transfer of assets.
- Custody and access.
- Maintenance.
- Pleadings and notices that are used in divorces and related matters.
- Preparation for trial in opposed divorces.
- Advice after divorce.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (the writing of tests, the handing in of assignments and the performance of practical work at the UFS Law Clinic) and summatively (the writing of a final examination).

RPL314 Legal Pluralism

The module RPL314 Legal Pluralism (16 credits) is presented in the Department of Private Law.

Knowledge of the modules Introduction to Law, Law of Persons, Family Law and Law of Succession is a prerequisite for this module.

Description and purpose of course

Students are introduced to the basic principles and concepts of Legal Pluralism and the practical application thereof with reference to the influence of the Constitution.

Integrated knowledge and skills

After successful completion of this module, a student should be able to understand the basic concepts and principles, identify problems and formulate solutions regarding:

- ❑ Basic characteristics, historical background and recognition of legal pluralism and customary law.
- ❑ The provision of basic legal advice regarding constitutional implications of the customary law.
- ❑ The correct handling of internal conflicts of law.
- ❑ The application of customary law regarding private law matters, namely:
 - Law of Persons.
 - Family Law and civil marriages.
 - Law of Delict.
 - Law of Succession.
 - Law of Contract and Property.
- ❑ Demonstrate insight regarding the role of traditional leaders.
- ❑ Use of customary court structures.
- ❑ Demonstrate knowledge regarding the general foundations and the law of marriage of the religious legal systems.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

RSK424 (Mini-thesis {± 20 typed pages})

Mini-thesis must be completed in the final year of the LL.B. Any title/module within the law can be researched, in consultation with the concerned supervisor.

Assessment

Internal- and external moderation.

RVD134 Legal Skills

The module RVD134 Legal Skills (16 credits) is presented in the Department of Procedural Law and Law of Evidence.

Description and purpose of course

To, in general, provide a bridging course to the five year LLB students and to thereby equip them with the basic skill requirements of both law study and eventual legal practice.

Integrated knowledge and skills

After successful completion of this module the student shall be equipped with the following skills and competencies:

- The writing skills necessary for the drafting of legal documents.
- Numeracy skills required in legal practice.
- The interpretation of authority.
- The integration of sources.
- Skills for examination preparation.
- Administrative skills necessary to the study and practice of law.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

RVD144 Legal Skills

The module RVD144 Legal Skills (16 credits) is presented in the Department of Procedural Law and Law of Evidence.

Description and purpose of course

To, in general, provide a bridging course to the five year LLB students and to thereby equip them with the basic skill requirements of both law study and eventual legal practice.

Integrated knowledge and skills

After successful completion of this module the student shall be equipped with the following skills and competencies:

- Drafting of documents in civil law.
- Schematic representations of the procedures in criminal and civil law.
- Introductory advocacy skills in litigation.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

RVG424 Comparative Law

The module RVG424 Comparative Law (16 credits) is presented in the Department of Roman Law, Legal History and Comparative Law.

Description and purpose of course

The contents of the module entail a study of the method of comparative law as an instrument to access legal systems.

Integrated knowledge and skills

After the completion of this course students will be able to:

- Access foreign legal systems by way of the legal comparison.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

SAK324 Law of Things

The module SAK324 Law of Things (16 credits) is presented in the Department of Private Law.

Description and purpose of course

Students are introduced to the basic legal principles and concepts of the Law of Property as well as the practical application thereof with continuous reference to the constitutional impact.

Integrated skills

After the successful completion of this module, a student should be able to gather concepts and principles, identify problems and formulate solutions pertaining to:

- Introduction to Property Law.
- Ownership.
- Possession and holdership.

- Limited rights and other rights in property.
With continuous reference to the constitutional impact.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

SDR414 Law of Damages

The module SDR414 Law of Damages (16 credits) is presented in the Department of Private Law.

Description and purpose of course

The student will be able to:

- Define and distinguish damage and damages.
- Understand and apply the content, assessment and quantification of damage and damages.
- Distinguish between the nature and assessment of patrimonial and non patrimonial damage.
- Acquire a clear understanding of prospective loss and *lucrum cessans*.
- Acquire a basic knowledge of the rules limiting damage and damages (for instance “once and for all”, the collateral rule, duty to mitigate loss, remoteness of damage, legal causation, statutory limitations).

Integrated knowledge and skills

- General introduction with regard to patrimonial and non patrimonial damages.
- The nature, extent and assessment/quantification of damage and damages.
- The abstract sum formula in contrast with the concrete approach.
- Realised and expected losses and the “once and for all” rule.
- The quantification of damages.
- The rule limiting the extent of liability for damages.

The successful student will be able to:

- Distinguish between damage and damages.
- To know what patrimonial and non patrimonial damages are.
- Conciliate and explain past losses, prospective damage, and the “once and for all” rule.

- ❑ Calculate damages.
- ❑ Know and apply the limitations on liability for damages.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

SFR114 Criminal Law

The module SFR114 Criminal Law (16 credits) is presented in the Department of Criminal and Medical Law.

Description and purpose of course

Students are introduced to:

- ❑ What Criminal Law comprises and its place in the total legal system.
- ❑ The elements of the crime.
- ❑ The practical implications of the Constitution on Criminal Law.

Integrated knowledge and skills

After the successful completion of this module, students should have knowledge regarding the following:

- ❑ The place of Criminal Law.
- ❑ Investigating and reading a criminal case.
- ❑ The elements of a crime.

Successful students will be able to:

- ❑ Establish the place of Criminal Law in the South African legal system.
- ❑ Abstract the main information from a reported criminal judgement.
- ❑ Analyse the specific elements of a crime.
- ❑ Analyse a given situation of fact and answer it with reference to theoretical knowledge as well as relevant case law.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

SFR124 Criminal Law

The module SFR124 Criminal Law (16 credits) is presented in the Department of Criminal and Medical Law.

Description and purpose of course

Students are introduced to:

- ❑ Which actions are crimes and which elements must be present before there is talk of a crime.
- ❑ The various crimes in the South African law.
- ❑ The practical implications of the Constitution on Criminal Law.

Integrated knowledge and skills

After the successful completion of this module, students should have knowledge regarding the following:

- ❑ Participation in crime.
- ❑ The incomplete crime.
- ❑ Specific crimes:
 - ❑ Crimes against the State and the Administration of Justice.
 - ❑ Crimes against the community.
 - ❑ Crimes against the person.
 - ❑ Crimes against property.

Successful students will be able to:

- ❑ Identify specific crimes.
- ❑ Analyse crimes in respect of the specific elements of each.
- ❑ Identify possible defences in a charge concerning such crimes.
- ❑ Motivate points of view in this respect with reference to case law.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

SFR214 Criminal Law

The module SFR214 in Criminal Law (16 credits) is presented in the Department of Criminal and Medical Law.

Description and purpose of course

The purpose of this module is the mastering of knowledge and understanding of a selection of crimes as well as the basic principles

regarding sentencing. Students will be required to apply, analyse, integrate and evaluate the acquired knowledge.

Integrated knowledge and skills

After completion of this module, successful students will be able to:

- ❑ Give an integrated overview of Criminal Law.
- ❑ Analyse and compare the elements of the prescribed crimes.
- ❑ Identify legal problems on the prescribed crimes and formulate solutions.
- ❑ Provide basic legal advice pertaining to the prescribed crimes on the success of a criminal prosecution.
- ❑ Give an integrated overview of the basic principles of sentencing

Assessment

Both formative (e.g. tests, assignments, class presentations, online tests) as well as summative (examinations) assessment methods are used to determine whether the student has complied with the learning outcomes.

SFR414 Criminal Law

The module SFR414 in advanced Criminal Law (16 credits) is an elective and presented in the Department of Criminal and Medical Law.

Description and purpose of course

The purpose of this module is the mastering of in-depth knowledge and understanding of a selection of statutory offences and legal issues regarding sentencing. Students are required to apply, analyse, integrate and evaluate the acquired knowledge.

Integrated knowledge and skills

After completion of this module, successful students will be able to:

- ❑ Analyse, compare and critically evaluate the prescribed statutory offences and applicable case law;
- ❑ Draft charge sheets by applying criminal law knowledge;
- ❑ Analyse sets of facts on the prescribed crimes, identify legal problems and apply criminal law knowledge to these issues;
- ❑ Draft legal opinions on legal problems concerning the prescribed crimes;
- ❑ Identify and critically discuss criminal law issues on sentencing.

Assessment

Both formative (e.g. tests, assignments, class presentations, online tasks) as well as summative (examinations) assessment methods are used to determine whether the student has complied with the learning outcomes.

SFR424 Criminal Law

The module SFR424 in advanced Criminal Law (16 credits) is an elective and presented in the Department of Criminal and Medical Law.

Description and purpose of course

The purpose of this module is the mastering of in-depth knowledge and understanding of selected crimes and grounds of justification and the constitutional aspects related thereto. Students are required to apply, analyse, integrate and evaluate the acquired knowledge.

Integrated knowledge and skills

After completion of this module, successful students will be able to:

- ❑ Analyse, compare and critically evaluate the prescribed crimes and grounds of justification with applicable case law;
- ❑ Identify and critically evaluate the constitutional aspects applicable to the prescribed crimes and grounds of justification.
- ❑ Analyse sets of facts on the prescribed crimes and grounds of justification, identify legal problems and apply criminal law knowledge to these issues;
- ❑ Draft legal opinions on legal problems concerning the prescribed crimes and grounds of justifications.

Assessment

Both formative (e.g. tests, assignments, class presentations, online tasks) as well as summative (examinations) assessment methods are used to determine whether the student has complied with the learning outcomes.

SPF224 Law of Criminal Procedure

The module SPF224 Law of Criminal Procedure (16 credits) is presented in the Department of Procedural Law and the Law of Evidence.

Description and purpose of course

Students are introduced to the basic legal principles and concepts of criminal practice, with continuous reference to the constitutional impact.

Integrated knowledge and skills

After the successful completion of this module, a student should be able to:

- Analyse the selected general principles of the criminal process.
- Analyse the pre-trial phase.
- Analyse the trial phase.
- Analyse the judgment phase.
- Analyse the remedies after judgment.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

SVP414 Law of Civil Procedure

The module SVP414 Law of Civil Procedure (16 credits) is presented in the Department of Procedural Law and Law of Evidence.

Description and purpose of course

The course Civil Procedure introduces the student to all the facets concerning the execution of the civil process in the South African legal system. The purpose of the course is to equip the student with knowledge outcomes regarding:

- The different courts and their respective jurisdictions.
- Different causes of action and the formulation thereof.
- The parties to a civil dispute and the citation of those parties, pleadings and notices.
- The different forms of civil litigation.
- The sequence of the process
- Interim steps.
- Preparation for trial
- The trial.
- Appeals and reviews.

Integrated knowledge and skills

The successful student will be equipped with knowledge and practical skills for the application of this knowledge regarding:

- ❑ Jurisdiction.
- ❑ *Locus standi in iudicio*.
- ❑ Application and action procedures.
- ❑ Interdicts.
- ❑ The course of the civil process, both opposed and unopposed.
- ❑ Demand as first step and calculation of time periods.
- ❑ Judgment by default.
- ❑ Plea and counter claim.
- ❑ Interim procedures.
- ❑ Pre-trial procedures.
- ❑ Trial.
- ❑ Costs.
- ❑ Execution.
- ❑ Appeals and reviews.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

TRR424 Law of Trusts

The module TRR424 Law of Trusts (16 credits) is an elective module presented by the Department of Private Law.

Description and purpose of course

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

Integrated knowledge and skills

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

- ❑ The origin of the trust.
- ❑ Requirements for valid trust deeds.
- ❑ The rights and duties of the parties to a trust.
- ❑ The amendment of trust deeds.
- ❑ The termination of a trust.
- ❑ Trust law in practice.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

ULL214 Legal Interpretation

The module ULL214 Legal Interpretation (16 credits) is presented in the Department of Constitutional Law and Philosophy of Law.

Description and purpose of course

Students are introduced to the basic principles and concepts of statutory interpretation and the practical implications thereof, with continuous reference to constitutional impact.

Integrated knowledge and skills

After successful completion of this module a student ought to be able to collect concepts and principles, to identify and to formulate solutions regarding:

- Theories of interpretation.
- The Constitution and statutory interpretation.
- Constitutional interpretation.
- The three-phase model of interpretation of statutes.
- Specific principles, rules and presumptions of statutory interpretation.
- Aids in statutory interpretation.

Assessment

Both formative (eg. tests, assignments) as well as summative (examinations) methods of assessing will be used to ascertain whether a student has achieved the necessary outcomes.

VBR324 Law of Obligations

Description and purpose of course

The module VBR324 Capita Selecta from the Law of Obligations (16 credits) is presented in the Department of Private Law.

The module consists of two subsections. In the section on specific contracts the student is introduced to most notably the credit agreement and sports contract. The second section consists of specific forms of

delict and the student is introduced to specific forms of *damnum iniuria datum* (patrimonial loss), *iniuria* (infringement of personality) and liability without fault. The relevant parts of the *Consumer Protection Act* 68 of 2008 and the *National Credit Act* 34 of 2005 will form part of this module.

Integrated knowledge and skills

The successful student will be able to:

- ❑ Identify and discuss specific aspects and requirements relating to a credit agreement in terms of the *National Credit Act* 34 of 2005.
- ❑ Identify and discuss specific aspects and requirements of a sports contract, as well as the development of this type of contract into a possible *sui generis* contract.
- ❑ Understand certain contractual aspects involved with the *Consumer Protection Act* 68 of 2008, identify certain problems with the Act and provide solutions to these problems.
- ❑ Understand the basic concepts and principles of specific forms of delict, identify problems and apply the correct remedies and defences.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

VOF414 Insurance Law

The module VOF414 Insurance Law (16 credits) is presented in the Department of Mercantile Law.

Description and purpose of course

Students are introduced to the basic principles and concepts of Insurance Law. The course is aimed at equipping students to identify insurance problems and to find solutions through the practical application of insurance principles.

Integrated knowledge and skills

After successfully completing this module students should be able to gather principles and concepts, identify problems and formulate solutions in respect of:

- ❑ Introduction to Insurance Law.
- ❑ Short-term insurance.
- ❑ Long-term insurance.

- ❑ Statutory insurance.
- ❑ Business practice.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formatively (tests and assignments) and summatively (examination).

AFA108 Afrikaans for Academic Purposes

Aim

To equip students with basic general knowledge of the language to improve their academic communicative skills in both module specific and general context.

Assessment

Continuous evaluation applies. This implicates that class attendance is of paramount importance, as assignments are completed and submitted during lecture time.

AFP112/AFP122, AFP132/AFP142 Afrikaans for the Professions

AFP112 Effective Listening and Reading

AFP122 Text Logic and Coherence

AFP132 Effective Formulation

AFP142 Convincing Strategies

ALC108 Academic Language Course

Aim

This course aims to develop students' academic reading and writing skills to a level that will give them a fair chance to obtain success at university study.

Assessment

Continuous evaluation with two summative tests written in June and October.

BRS111 Basic Computer Literacy

(Department of Computer Science and Informatics)

Aim

To have a basic knowledge of the principles of microcomputers, and microcomputer hardware, knowledge and application skills of: basic commands of an operating system, a general word processing programme and the Internet.

Assessment

This module is evaluated by means of continuous assessment and no special examinations are granted.

BRS121 Advanced Computer Usage

(Department of Computer Science and Informatics)

Pre-requisite RKG 131, RKG 141, BRS 111 or BAS 111

Aim

To have knowledge and application skills of: advanced aspects of a general word processing program, advanced aspects of spreadsheets, the basic commands of a presentation programme and a database programme.

Assessment

This course is evaluated by means of continuous assessment, and no special examinations are granted.

DTS112/DTS 122 German Communicative Language Studies

DTS132 German Prose

DTS142 German Drama

Aim

Designed for students with basic knowledge of the language on a grade 12 level. The modules aims to consolidate and develop the four language skills of listening, speaking, reading and writing.

Assessment

Continuous evaluation.

DTS154/DTS164 German for Beginners

Aim

This is a communicative German language study course for students who have no previous knowledge of German. The aim is to develop speaking, listening, reading and writing skills.

Assessment

Continuous evaluation.

FRN112 Communicative French an Introduction

Aim

This module focuses on the basics of learning a new foreign language and particularly on equipping students with the tools to handle basic communicative situations.

Integrated knowledge

After completion of this module, students will be able to:

- Understand and answer certain questions used in the classroom.
- Understand basic classroom commands.
- Use basic grammar.

Assessment

Two semester tests, continuous evaluation and examinations.

FRN122 Communicative French

Aim

This module focuses on the basics of learning a new foreign language and specifically focuses on preparing the student for basic communicative situations and equipping the students with the tools to handle these situations.

Integrated knowledge

After completion of this module, students will be able to:

- Understand and answer certain questions.
- Use basic grammar.

Assessment

Two semester tests, continuous evaluation and examinations.

FRN132 Communicative French: The Huguenots and French Missionaries

Aim

This module focuses on French history and culture and influences thereof on South Africa and South Africans. The emphasis is on kingship (Henry IV, King Moshoeshoe of Lesotho) and on Huguenot influence on South Africa. The module will also improve students' oral and written language skills in French.

Integrated knowledge

After completion of this module, students will be able to:

- Answer certain questions on king Moshoeshoe, the Huguenots and French missionaries in Southern Africa as well as the influence of the Huguenots and the missionaries on South Africa and Lesotho respectively.
- Explain the link between France and Southern Africa.

Assessment

One assignment, one essay and one oral assessment.

FRN142 Business French South Africa in French texts

Aim

Semester two focuses on references to South/Southern Africa in French texts belonging to diverse genres. Students will be introduced to Business French during a few lectures offered in the fourth term.

Integrated knowledge

After completion of this module, students will be able to:

- Discuss modules emphasized in the different textual categories.
- Comment on works by Jules Verne.
- Comment on French travel writing that focuses on South/Southern Africa.
- Discuss the lives of different personages investigated during the module.

Assessment

One assignment, one essay, one oral assessment and examinations.

LAT114/LAT124 Latin

Aim

To enable the student to read elementary literary and legal texts, and to understand and intelligently use the Latin phrases in legal documentation, to greatly improve English and Afrikaans vocabulary, to develop the necessary skills and critical abilities for the study of other languages, to acquire a general overview of the Roman civilization.

Assessment

Class and semester tests to determine an average semester mark.

MTL108 Mathematical Literacy

The module **MTL108** Mathematical Literacy is offered in the Department of Mathematics and Applied Mathematics.

Aim

To enable students to: do arithmetic and mathematical calculations, use a calculator accurately, analyse data from various contexts to make informed judgements, use mathematical language to communicate mathematical ideas, concepts, generalizations and thought processes.

Assessment

Continuous evaluation.

REN108 English

Aim

To help students improve their English, to understand spoken and written English clearly, use the language correctly and effectively, especially as English is the language of the law.

Assessment

Continuous evaluation reflected by a year mark, and made up of various components.

RKR215 Criminology for Law (Sentencing)

The module RKR215 Criminology for Law (sentencing) is presented in the Department of Criminology

Aim

The purpose of the module is to equip students with scientific knowledge on the theory and practice of sentencing that will enable them as legal representatives, public prosecutors and juridical officers to apply the guidelines in order to impose appropriate sentences.

Assessment

Continuous and end assessment.

RKR225 Criminology for Law (Crime Causation and Victimology)

The module Criminology for Law RKR225 (Crime Causation and Victimology) is presented in the Department of Criminology.

Aim

The purpose of the module is to equip students with scientific knowledge on crime causation theories and the victim of crime that will enable them as legal representatives, public prosecutors and juridical officers to assist the victim and gain knowledge of the accused as well as the victim in order to promote a holistic approach in applying the law.

Assessment

Continuous and end assessment.

RRK208 Accounting for the Legal Profession

Aim

Specifically compiled to equip law students to be able to apply basic accounting and record keeping skills, as well as the understanding and practical application of the basic mechanics of VAT and Income Tax.

Assessment

Continuous and end assessment.

RTK108 Legal Language and Culture

Aim

To enable the student to understand and intelligently use the most frequently occurring Latin terms and abbreviations found in legal documentation, to understand the social and cultural circumstances of the time when Roman law originated, to improve and greatly enrich English vocabulary, since a great number of English words are directly derived from Latin.

Assessment

Class and semester tests to determine a final average semester mark.

VBL108 Skills and Competencies for Lifelong Learning

Aim

To equip students with skills and Competencies for Lifelong Learning, amongst others the following: memory skills, problem solving, reading and learning skills, critical thinking and portfolio development, healthy lifestyle, effective stress management, personal financial management, self motivation, etc.

Assessment

Students will be assessed on a continuous basis on both their theoretical knowledge, as well as their ability to practically implement the skills they have learned in theory.

Methods of assessment

Formative assessment by means of:

- Portfolio's.
- Group discussions.
- Feedback after each practical activity.
- Self assessment.

Summative assessment by means of:

- Tests.
 - Assignments.
 - Portfolio's.
-
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ANNEXURE

**Faculty of Economic and
Management Sciences
B.Com. (Law)**

**REG. F9 BACCALAUREUS COMMERCII
B.COM. (LAW)**

This degree is presented by the Faculty of Economic and Management Sciences and is taken up in this book for information of prospective students.

INFORMATION

This option is:

- (a) for students who envisage a career in the business world but who would like to equip themselves with a basic knowledge of law; or
- (b) for students who envisage a career in law, who would like to become attorneys, advocates or legal advisors for financial institutions and other enterprises.

It is highly recommended to complement this degree with LL.B.-studies.

This degree is characterised by the considerable number of law modules, especially in the second and third years of study. However in the third year of study only one management-based major module can be accommodated.

Accounting is required up to second-year level.

CONDITIONS FOR ADMISSION

B. Com (Law) – Study code 6309

Please consult the Faculty Manger of the Faculty of Economic and Management Sciences.

TIMETABLE CLASHES

Students must compile their curriculums in accordance with the class and lecture hall timetable and the examination timetable, and are personally responsible to ensure that there are no clashes.

CURRICULUM

Students registering for the degree B.Com. (Law) must satisfy the Faculty and general regulations when compiling their curriculums as set out in the following schedule.

A student must ensure that the module preconditions are complied with, (as required by the Faculty of Economic- and Management Sciences).

B.COM. (LAW) Study Code: 6309

COMPULSORY:	FIRST YEAR		SECOND YEAR		THIRD YEAR	
	Sem. 1	Sem.2	Sem.1	Sem. 2	Sem.1	Sem.2
Economics	EKN114	EKN124	EKN214	EKN224	EKN314 or EKN324	EKN324 or EKN324
Business Management	OBS134			OBS244	OBS314	OBS324
Marketing		OBS144			or	or
Financial Management			OBS234			OBS364 or OBS308
Accounting	REK114	REK124	REK204 BRF214	REK204	REK308	REK308
Accounting for Law					RRK208	RRK208
Computer Literacy	BRS111	BRS121				
Criminal Procedure						SPF224
Criminology for Law					RKR215	RKR225
Family Law		FAM124				
Introduction to Legal Science	ILR114	ILR124				
Labour Law					ARR214 or ARR214	ARR224 or ARR224
Criminal Law			SFR114	SFR124	SFR214	-
Language Proficiency: Afrikaans for the profession	AFP132 or AFP132	AFP122 or AFP122				
Business English	EBE112 or EBE112	EBE122 or EBE122				
Latin	LAT114 or LAT114	LAT124 or LAT124				
Latin Special	RTK108	RTK108				
Law of Contract			KON214			
Law of Delict					DEL314	
Law of Evidence				BWR224		
Law of Persons	PSN114					
Law of Succession and Administration of Estates				ERF224		
Law of Things						SAK324
Legal History	RGK114					
Legal Interpretation					ULL214	
Roman Law		ROR124				