

UNIVERSITY OF THE
FREE STATE
UNIVERSITEIT VAN DIE
VRYSTAAT
YUNIVESITHI YA
FREISTATA



UFS·UV

LAW
REGSGELEERDHEID

***UNDERGRADUATE
FACULTY RULES
2016***



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 provides one with a wide variety of career options including gaining access to the advocate's and attorney's profession as well as working as legal advisors, labour consultants, prosecutors, magistrates, and being an employee in the insurance and banking industries.

The faculty is internationally renowned for the quality of its research and is also involved with community engagement, where the UFS Law Clinic and several centres in the faculty directly play a major role.

The faculty enjoys close ties with several international law schools and law faculties, especially in Britain, Europe and the United States of America

The faculty is proud of its association of alumni who remain loyal to the faculty, and the *Collegium Iurisprudentium*, which serves as 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 accorded 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; and
- ❑ 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 practice, promote and teach constitutionally-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 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 above-mentioned 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.

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ADDRESS

All correspondence regarding academic matters must be addressed to:

The Applications Office
Sedction: Applications, Admissions and Graduations Division
University of the Free State
PO Box 339
Bloemfontein
9300

Telephone: 051 401 9111

Fax: 051 401 2117

Further enquiries regarding e-learning:

Telephone: 051 401 2433 / 401 3532

Further enquiries regarding UFS Law Clinic:

Telephone: 051 401 9970

Fax: 051 401 9968

Further enquiries regarding Varsity College:

Telephone: 051 401 9337

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: 051 401 3043

E-mail: law@ufs.ac.za

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Dean

Prof CMA Nicholson [B Proc, LLB (Wits), LLM, LLD (Unisa), Dipl ADR (UP/AFSA), Attorney and notary public of the High Court of South Africa]

Vice Dean

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

PERMANENT ACADEMIC STAFF

(Academic Departmental Heads are indicated with an asterisk*)

Mercantile Law

Honorary professor:

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

Senior professor:

Prof JJ Henning [B Iur, LLB, LLD (UOFS), MASSAf, HFSALS, Hon. Coif, Attorney of the High Court of South Africa]

Extraordinary professors:

Prof L de Koker [B Iur, LLB, LLM (*cum laude*) (UOFS), LLM (Cantab), LLD (UOFS), Deakin University]

Prof JJ du Plessis [B Iur, LLB (*cum laude*), LLM (*cum laude*), LLD (UOFS), Deakin University]

The Honourable Justice LTC Harms [BA (Law) (*cum laude*), LLB (*cum laude*) (UP), Judge of the Supreme Court of Appeal of South Africa]

The Honourable Judge FR Malan [BA (Law) (*cum laude*), LLB (*cum laude*), LLD (Pret), Judge of the Supreme Court of Appeal of South Africa]

The Honourable Justice BC Mocumie [B Iur (University of Zululand), LLB (NWU), LLM (UNISA), Judge of the High Court of South Africa (Free State)]

Prof MB Ndulo [LLB (Zambia) LLM (Harvard), D Phil (Oxford), Advocate of the High Court of Zambia]

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

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

Academic Departmental Head:

Prof E Snyman-van Deventer* [B Jur, LLB, LLM, LLM, LLD (UOFS), Advocate of the High Court of South Africa]

Permanent lecturing staff:

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

Mr FQ Cilliers [LLB (*cum laude*), LLM (UV), Attorney of the High Court of South Africa]

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

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

Ms L Fourie [LLB (*cum laude*), LLM, (UFS), Attorney of the High Court of South Africa]

Dr LM Jacobs [LLB (*summa cum laude*), LLM, LLD (UFS), Attorney of the High Court of South Africa]

Adv L Makapela [LLB, LLM (UFS), LLM (University of London), Advocate of the High Court of South Africa]

Adv MGB Mokone [LLB, LLM (*cum laude*) (UV), Advocate of the High Court of South Africa]

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

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

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

Private Law

Honorary professor:

The Honourable Justice JF Hefer (SC) [BA, LLB (UOFS), LLM (*cum laude*) (UNISA), LLD (*Honoris Causa*) (UFS), former Acting Chief Justice of the Republic of South Africa]

Senior professor:

Prof J Neethling [BA, LLB (UOFS), LLM (McGill), LLD (UNISA)]

Extraordinary professors:

The Honourable Justice FDJ Brand (SC) [BA, LLB, LLM (*cum laude*) (US), Judge of the Supreme Court of Appeal of South Africa]

Adv JY Claasen (SC) [BCom, LLB (UOFS), Drs Jur, Dr Jur (Leiden)]

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

The Honourable Justice CH Lewis [BA, LLB (*cum laude*), LLM (*cum laude*) (Wits), Judge of the Supreme Court of Appeal of South Africa]

Prof W van der Westhuizen [B Jur, LLB (PU for CHE), CTL (UNISA), Attorney of the High Court of South Africa]

Prof CW van Wyk [BA (Stell), LLB (*cum laude*), LLM (*cum laude*), LLD (UNISA), Advocate of the High Court of South Africa]

The Honourable Justice DH van Zyl (SC) [BA, LLB, MA (Pret), Dr Jur (Leiden), PhD, LLD (UCT), D Litt (UOFS), Judge of the High Court of South Africa (Western Cape)]

Academic Departmental Head:

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

Permanent lecturing staff:

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

Prof GH Fick [Blur, BCom, LLB (PU for CHE), LLM, DCL (McGill), Advocate of the High Court of South Africa]

Mrs JG Horn [B Proc, LLB, LLM (UOFS), MA (HES) (UFS), Attorney of the High Court of South Africa]

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

Adv AZT Mkhonza [LLB (UFS), LLM (Wits), Advocate of the High Court of South Africa, Attorney of the High Court of South Africa]

Dr KL Mould [LLB, LLM, BA (Hons) (UFS), LLD (UP), Attorney and Conveyancer of the High Court of South Africa]

Mrs C Müller-Van der Westhuizen [LLB (*cum laude*), LLM (*cum laude*) (UFS), Attorney of the High Court of South Africa]

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

Public Law

Extraordinary professors:

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

Prof RD Mawdsley [BA (Political Science) (Augustana College (IL), JD (Law) (Illinois), MA, PhD (Educational Administration) (Minnesota)]

Prof YG Mokgoro [B Jur, LLB, LLM (Bophuthatswana), LLM (Pennsylvania), Judge of the Constitutional Court of South Africa]

Dr P van den Heever [B Jur, LLB (UFS), LLM (UCT), LLD (UP), Advocate of the High Court of South Africa, Member of the Cape Bar, Accredited Civil and Commercial Mediator (CD and ACDS)]

Academic Departmental Head:

Prof CF Swanepoel* [BA LLB (US), LLM, LLD (UFS), Attorney of the High Court of South Africa]

Permanent lecturing staff:

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

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

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

Mrs G du Plessis [LLB (*cum laude*), LLM (*cum laude*) (UFS)]

Prof ON Fuo [LLB (Hons) University of Buea (Cameroon), LLM, LLD (NWU)]

Prof HB Kruger [BA (Law), LLB, LLM (UOFS), LLD (UFS), Advocate of the High Court of South Africa]

Dr ME Marais [LLB (US), LLM, LLD (UV)]

Mr A Nell [LLB (*summa cum laude*), BA (Hons) (*summa cum laude*), LLM (*cum laude*) (UFS)]

Prof H Oosthuizen* [B Jur, LLB, LLD, LLD (UOFS), Advocate of the High Court of South Africa]

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

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

Prof T Verschoor [B Jur, LLB, LLD (Pret), Advocate of the High Court of South Africa]

Mr C Vinti [Diploma in Business Economics and Commerce (distinction) (British College of Professional Management); LLB (*cum laude*) (UFH); LLM (UCT)]

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

Permanent lecturing staff:

Dean's Office

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

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

Centre for Business Law

Prof JJ Henning (Head)

Dr A du Plessis

Prof E Snyman-van Deventer

Extraordinary professor:

Adv J Lubbe (SC) [B Jur (UOFS), LLB (UNISA), Advocate of the High Court of South Africa]

Centre for Financial Planning Law

Academic Departmental Head:

Adv SA Hyland CFP® [LLB, LLM (*cum laude*), Postgraduate Diploma in Financial Planning (UFS), National Certificate in Investment Specialisation (AFM), Advocate of the High Court of South Africa]

Permanent lecturing staff:

Dr L Alsemgeest CFP® [BCom, BCom (Hons), M Com, PhD (UFS)]

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

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

Permanent support staff:

Mrs JE Badenhorst – Assistant Officer

Mrs S Crous – Officer

Mrs JW de Jonge – Messenger

Mrs HJ Labuschagne – Assistant Officer

Ms J Leeuw – Assistant Officer

Mrs MJ Molete – Assistant Officer

Centre for Labour Law

Prof JV du Plessis (Head)

Permanent support staff:

Ms V Plaatjies – Assistant Officer

UFS Law Clinic

Adv IJ Bezuidenhout (Director)

Permanent lecturing staff:

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

PERMANENT SUPPORT STAFF

Vacant – Officer: Teaching and Learning

Mrs H Grobler – Faculty Secretary

Mrs C König – Officer: Finance

Mrs A Kotzé – Faculty Manager

Mrs A Lombard – Dean's Office Manager

Mrs C Nel – E-Learning

Mrs LJM Petersen – Senior Assistant Officer

Mrs A Pieters – Senior Assistant Officer

Mr RV van der Ross – E-Learning

Mrs SAM Viljoen – Senior Administrative Assistant

Collegium Iurisprudentium

Introduction

As part of its objective to improve constantly on the quality of its activities, the Faculty of Law at the University of the Free State strives to ensure ample opportunities 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 affected *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 at the University of the Free State. Its purpose is to provide advice on the development of programmes, modules or disciplines, on new programmes, modules or disciplines and on revisions to existing programmes, 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, are *ex officio* members of the ***Collegium Iurisprudentium***.
- ❑ Chair: An honorary or extraordinary professor of the faculty appointed by the Dean 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; and
- ❑ such other matters as the Dean deems appropriate.

President

The Honourable Justice JF Hefer (SC) [BA, LLB (UOFS), LLM (*cum laude*) (UNISA), LLD (*Honoris Causa*) (UFS), former Acting Chief Justice of the Republic of South Africa]

Members

Mercantile Law

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

The Honourable Justice CH Lewis [BA, LLB (*cum laude*), LLM (*cum laude*) (Wits), Judge of the Supreme Court of Appeal of South Africa]

Prof W van der Westhuizen [B Jur, LLB (PU for CHE), CTL (UNISA), Attorney of the High Court of South Africa]

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Centre for Business Law

Extraordinary professor:

Adv J Lubbe (SC) [B Jur (UOFS), LLB (UNISA), Advocate of the High Court of South Africa]

FACULTY RULES AND INFORMATION

- The introduction and application of the Faculty Rules are the responsibility of the Dean of Law (hereafter referred to as the Dean) and the Faculty Board, as determined by the Council of the University.
- The Faculty Rules supplement the General Rules for Undergraduate Qualifications, Postgraduate Diplomas, Bachelorr Honours Degrees, Master's Degrees, Doctoral Degrees, Higher Doctoral Degrees, Honorary Degrees and the Convocation (hereafter referred to as the General Rules) and should be read in conjunction with these rules.
- Should a Faculty Rule contradict a General Rule, the General Rule will apply.

- **It is the responsibility of students to acquaint themselves with both the General Rules and the Faculty's Rules relevant to their degree/diploma programmes.**
- **The undergraduate programmes in this faculty imply full-time studies. No part-time studies can be accommodated, except via e-learning.**
- **Module and programme codes might be subject to change.**

The faculty strives towards achieving 100% class attendance by law students in each module. Besides having to comply with a code of ethics in this regard, law students accept upon registration that they are contractually bound to at least a 75% involvement per module. Compulsory attendance of tutorial classes is required in certain modules and is indicated as such in the study guides of those modules.

Students' attention is drawn to the following General Rules:

- **A9.2(a) which *inter alia* makes provision for refusal to the examination if a minimum module mark of 40% has not been achieved;**
- **A9.4 that explains the requirements to pass, pass with distinction, promotion and continuous assessment; and**
- **A3.9 that explains the requirements pertaining to the National Benchmark Tests (NBTs).**
- **A3.10 that sets out the progression rule in respect of undergraduate students as from 2014, excluding extended curriculum programmes.**
- **A3.11 that explains the re-admission of students on the basis of academic progress, subsequent to complying with General Rule A3.10.**

DEGREES

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

| Degree | Minimum period of study | Abbreviation | Study code |
|--|--------------------------------|---|-------------------|
| Bachelor of Laws | 4 years | LLB | 3302 |
| *Bachelor of Laws | 5 years | LLB | 3303 |
| Bachelor of Laws | 4 years | LLB | 3304 |
| Bachelor of Law with specialisation in Financial Planning Law | 3 years | Blur (Financial Planning Law) | 3323 |
| Advanced Diploma in Estate and Trust Administration | 1 year | Adv Dip (Estate and Trust Admin) | 32030 |

The mainstream LLB (study code 3302) and Blur (Financial Planning Law) (study code 3323) are also presented via e-learning.

The Advanced Diploma in Estate and Trust Administration (study code 32030) is only presented via distance learning.

BACHELOR OF LAWS DEGREE

Learning outcomes

The LLB degree prepares students for entry into the legal professions, for a wide range of careers which require the application of law, and for post-graduate studies in law.

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; and
- ❑ 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 thinking;
- ❑ 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;
- ❑ cooperate effectively with others in society;
- ❑ use technology effectively and responsibly to the advantage of the community as a whole; and
- ❑ see the law as a component of a system of interdependent systems within the community where problem solving cannot occur in isolation.

RULE E5 BACHELOR OF LAWS (LLB)

E5.1 Applicability

These Faculty Rules apply to candidates who register for the LLB for the first time from 2016.

E5.2 Special curricula

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

E5.3 Admission

- (a) To be admitted to the LLB (study code 3302), a candidate must:
- (i) be in possession of an endorsed Senior Certificate (until 2007) with an M-score of at least 34 points; or
 - (ii) be in possession of a National Senior Certificate (from 2008) or National Certificate (Vocational) with an AP score of at least 33 points, with (1) a minimum performance mark of 70% (performance level 6) in Afrikaans Home Language or Afrikaans First Additional Language (if the language of instruction of choice is Afrikaans) or English Home Language or English First Additional Language (if the language of instruction of choice is English), and (2) a minimum performance mark of 70% (performance level 6) in mathematical literacy or a minimum performance mark of 50% (performance level 4) in mathematics; and
 - (iii) take the Academic and Quantitative Literacy Test of the National Benchmark Tests (NBTs) prior to registration and comply with the requirements of General Rule A3.9. Taking the NBT is not required of students who study via e-learning.

Notwithstanding this, a person who does not qualify for admission to study code 3302 can apply in terms of General Rule A3.8 for admission by means of a process of recognition of prior learning.

- (b) To be admitted to the extended curriculum programme for the LLB (study code 3303), a candidate must:
- (i) be in possession of an endorsed Senior Certificate (until 2007) with an M-score of at least 28 points; or
 - (ii) be in possession of a National Senior Certificate (from 2008) or National Certificate (Vocational) with an AP score of at least 28 points, with a minimum performance mark of 50% (performance level 4) in the language of instruction of choice (English or Afrikaans); and
 - (iii) take the Academic and Quantitative Literacy Test prior to registration and comply with the requirements of General Rule A3.9.

Notwithstanding this, a candidate can, at the recommendation of the Dean, be admitted to the first year of study of the extended curriculum programme for the LLB (study code 3303) if the candidate is firstly in possession of an endorsed Senior Certificate (until 2007) or a National Senior Certificate (from 2008) with an M-score of 24 to 27 or an AP score of 25 to 27 points, and has successfully completed at least the first year of study of an extended curriculum programme; or secondly, if the candidate has an M-score of less than 24 points or an AP score of less than 25 points and has successfully completed the entire University Preparation Programme (UPP) with a final mark of 70 per cent per module.

A person who does not qualify for admission to study code 3303 can apply in terms of General Rule A3.8 for admission by means of a process of recognition of prior learning.

- (c) To be admitted to the LLB (study code 3304) that is offered by an external service provider, a candidate must:
- (i) be in possession of an endorsed Senior Certificate (until 2007); or
 - (ii) be in possession of a National Senior Certificate (from 2008) or National Certificate (Vocational) with admission to study towards a *Bachelor's Degrees*. Additional admission requirements depend on the agreement between the UFS and the service provider (see the preamble of the General Rules); and

- (iii) take the Academic and Quantitative Literacy Test prior to registration (see General Rule A3.9). Students who do not meet the stipulated requirements of the NBTs, cannot submit the results of the tests, or obtained an AP score of less than 28 points need to register and pass a service provider language development module that has been approved by the Dean. Students who registered for the first time in 2013 and 2014 for study code 3304 are exempted from this rule.

A person who does not qualify for admission to study code 3304 can apply in terms of General Rule A3.8 for admission by means of a process of recognition of prior learning.

- (d) Students who were previously registered for the LLB presented by an external service provider (study code 3304) and who comply with the admission criteria of the mainstream LLB programme (study code 3302) can be admitted to the mainstream LLB (study code 3302) at the main campus of the university from their second year of study, if such students have successfully completed all their first year modules in their first year of study.
- (e) Students who were previously registered for the LLB presented by an external service provider (study code 3304) and who do not comply with the admission criteria of the mainstream LLB programme (study code 3302), but comply with the admission criteria of the extended curriculum programme for the LLB (study code 3303), and have passed all their first and second year modules in their first two years of study, without failing a module, can enrol for the mainstream LLB programme (study code 3302) at the main campus of the university from their third year of study.
- (f) Students who were previously registered for the LLB presented by an external service provider (study code 3304) and who do not comply with the admission criteria to the extended curriculum programme for the LLB (study code 3303), cannot enrol for the mainstream LLB programme (study code 3302) at the main campus of the university.
- (g) The Dean can, based on the merits of the case, admit students to the extended curriculum programme (study code 3303) if they were previously registered for the LLB presented by an external service provider (study code 3304) and if they comply with the admission criteria of the extended curriculum programme for the LLB (study code 3303).

E5.4 Duration of study

- (a) The duration of study for the *Bachelor of Laws* (study code 3302 and 3304) is a minimum of four years and the study for the *Bachelor of Laws* extended curriculum programme (study code 3303) is a minimum of five years.
- (b) The duration of study for the *Bachelor of Laws* (study code 3302 and 3304) is a maximum of six years and the study for the *Bachelor of Laws* (study code 3303) is a maximum of seven years. See General Rule A5(a) and (b).
- (c) No further registration in the Faculty of Law will be allowed to students who exceed the maximum residential period.

E5.5 Recognition of credits and exemption from modules

Applications for recognition of credits and exemption from modules in terms of the General Rule A8 will be considered by the Faculty of Law while primarily taking cognisance of the academic integrity and quality of the qualifications of the Faculty of Law.

In terms of the policy of the Faculty of Law, recognition will be given to different modules if passed within specific periods determined from the date on which the module is passed to the date of application for recognition. More information on this policy is available from the faculty manager.

E5.6 Sequence of modules and composition of years of study

(See General Rules A3 and A5)

- (a) A student who failed or discontinued one or more modules in a semester, must repeat the concerned module(s) in the first next semester in which the module(s) is/are presented by the faculty.
- (b) Students should comply with General Rule A3.10(a) to (c) in order to progress to a next year of study. Students who cannot progress to the next year of study, must comply with General Rule A.3.10 (d). Approval can be granted in terms of General Rule A5(e) and A3.10(d) to present additional modules up to a maximum of 32 credits. Students who failed two or more modules need to consult with the Academic Advisors of the faculty in order to determine a reasonable credit loading.
- (c) (i) For admission to the second year of study of the extended curriculum programme for the LLB (study code: 3303), a

student must, in the first year of study, have obtained 32 credits in the prescribed core modules, [namely: LILS1514 (16 credits), LHIS1514 (16 credits), LILS1524 (16 credits), LROM1524 (16 credits)], as well as at least a further 64 credits in the prescribed development modules [namely: SCLL1508 (32 credits), MTDL1508 (32 credits), EALL1508 or AGAL1508 (32 credits), CSIL1511 (4 credits), CSIL1521 (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 extended curriculum programme for the LLB (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.
- (d) A part-time undergraduate student is expected to attain half of the achievements that are required in General Rules A3.10 (a) to A3.10 (e).
- (e) The requirements for General Rule A3.11 must be complied with if a student has already registered twice for a specific module (paper/practical work) and has not yet complied with the pass requirements, in order to be allowed to register for the qualification again.

E5.7 Degree with distinction

The LLB degree is awarded with distinction if a student complies with the requirements of General Rule A10, that is, 75 per cent weighted average is obtained within the minimum period of the qualification and without failing any modules.

E5.8 Modules necessary for obtaining the LLB

- (a) The LLB 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 First Semester | Code Second Semester |
|---|--------------------------------|-------------------------------------|
| Capita Selecta from Private Law | LCSP4814 | - |
| Civil Procedure | LCVP4814 | - |
| Mercantile Law Contracts, Consumer and Insurance Law | LCIL3714 | - |
| Criminal Law | LCRM1514 | LCRM1524 |
| Criminal Law | LCRM2614 | - |
| Criminal Procedure | - | LCPR2624 |
| Family Law | - | LFAM1524 |
| Historical Foundations of South African Law | LHIS1514 | - |
| Instruments of Payment | - | LIOP3724 |
| International Law | - | LINT4824 |
| Introduction to Legal Science | LILS1514 | LILS1524 |
| Jurisprudence | LJUR4814 | LJUR4824 |
| Labour Law | LLAB2614 | LLAB2624 |
| Law of Business Enterprises | LBEN3714 | LBEN3724 |
| Law of Contract | LCON2614 | - |
| Law of Delict | LDEL3714 | - |
| Law of Evidence | - | LEVD2624 |
| Law of Insolvency and Liquidation | - | LILL4824 |
| Law of Obligations | - | LOBL3724 |
| Law of Persons | LPSN1514 | - |
| Law of Property | - | LPRO3724 |
| Law of Succession and Administration of Estates | - | LSAE2624 |
| Law of Third Party Compensation | - | LTPC4824 |
| Legal Interpretation | LSIN2614 | - |

| | | |
|--|----------|----------|
| Legal Pluralism | - | LPLU2624 |
| Legal Practice | LPRC1512 | LPRC1522 |
| Legal Practice | LPRC2514 | - |
| Legal Practice | LPRC3712 | LPRC3722 |
| Legal Practice | LPRC4812 | LPRC4822 |
| Research Report* | - | LTHE4824 |
| Public Law | LPUB3714 | LPUB3724 |
| Public Law | LPUB4814 | LPUB4824 |
| Roman Law Foundations of South African Law | - | LROM1524 |
| Tax Law | LTAX3714 | - |
| UFS101 | UFS101 | UFS101 |

| | | |
|---|---------------------------------|---------------------------------|
| One of the following first-year electives: | | |
| Elective 1: Afrikaans for the Professions | AFPA1512 and AFPB1512 | AFPC1522 and AFPD1522 |
| Elective 2: English Skills | ENGS1608 | ENGS1608 |
| Elective 3: French | FRAN1514 | FRAN1524 |
| Elective 4: German | GERM1514 or GERB1514 | GERM1624 or GERB1524 |
| Elective 5: Latin | CLLT1608 | CLLT1608 |
| Elective 6: Legal Language and Culture | CLLC1514 | CLLC1624 |

| | | |
|--|----------|----------|
| One of the following second-year electives: | | |
| Elective 1: Accounting for Law | EACC1614 | ERRK1624 |
| Elective 2: Criminology for Law | RKRM2614 | RKRM2624 |

| Two semester modules of the following fourth-year electives: | | |
|---|----------|----------|
| Electronic and Internet Law | - | LEIL4824 |
| Environmental Law | - | LENV4824 |
| Financial Planning | LFPL4814 | LFPL4824 |
| Immaterial Property Law | - | LIPL4824 |
| *Insurance Law | LINS4814 | - |
| International Economic Law | LIEL4814 | - |
| *International Private Law | LPIL4814 | - |
| *Law of Damages | LDAM4814 | - |
| Medicina Forensis | LMDF4814 | LMDF4824 |
| Sectional Titles | LSSB4814 | - |
| Law of Trusts | - | LTRL4824 |

* These modules will not be presented in 2016.

- (b) The LLB extended curriculum programme (study code 3303) is awarded if a candidate has complied with paragraph (a) and has passed at least the following additional development modules, or has received exemption from or recognition of the relevant modules:

| Module | Code First Semester | Code Second Semester |
|---|-----------------------------------|-----------------------------------|
| English Academic Literacy for Law* or Academic literacy in Afrikaans (for students in the Faculty of Law)* *A student must register for the language proficiency module in his/her preferred language of instruction. | EALL1508 or AGAL1508 | EALL1508 or AGAL1508 |

| | | |
|--|----------|----------|
| Computer Literacy Students who pass the promotion test are exempted from the module and do not have to register for it. Students who passed grade 12 Information Technology (IT) on performance level 5 (60%), or Computer Application Technology (CAT) on performance level 6 (70%), are also exempted from this module. | CSIL1511 | - |
| Advanced Computer Literacy | - | CSIL1521 |
| Legal Skills | LSKL1514 | LSKL1524 |
| Mathematical Literacy | MTDL1508 | MTDL1508 |
| Skills and Competencies for Lifelong Learning | SCLL1508 | SCLL1508 |

- (c) The LLB degree offered in collaboration with service providers (study code 3304) is awarded if a candidate has passed the modules in (a) above, taking into account (d) to (f) below, or has at least received exemption or recognition from the applicable modules.
- (d) Students who are registered for study code 3304, can only register for ENGS1608 (English Skills) as a first-year elective.
- (e) Students who are registered for study code 3304, can only register for EACC1614 and ERRK1624 (Accounting for Law) as a second-year elective.
- (f) A limited number of fourth-year electives are presented to students who are registered for study code 3304. These students need to pass two elective modules (one module in each of the two semesters) from the following list of modules:

| Modules | First semester | Second semester |
|-----------------------------|----------------|-----------------|
| Electronic and Internet Law | - | LEIL4824 |
| Environmental Law | - | LENV4824 |
| Medicina Forensis | LMDF4814 | LMDF4824 |
| Sectional Titles | LSSB4814 | - |

E5.9 Calculation for the final mark for a module

The final mark for a module is calculated as follows, taking into account General Rule A9.4:

- (a) 50% of the module mark plus 50% of the examination mark.
- (b) In the case of e-learning: 20% of the module mark plus 80% of the examination mark.

E5.10 PROMOTION

- (a) In 2016, the system of promotion in terms of the General Rule A9.4(e) is applicable to LLB students who have obtained a module mark of 70% or more in the law modules presented in the third year of the curriculum of study code 3302 and the law modules presented in the fourth year of the curriculum of study code 3303. Consequently, law modules presented in the first, second and fourth years of the curriculum of study code 3302 and modules presented in the first, second third and fifth years of the curriculum of study code 3303 cannot be promoted.
- (b) Students completing their LLB degrees via e-learning and students registered for study code 3304 do not qualify for promotion.
- (c) From 2017, the system of promotion will not be applicable to any of the modules presented in the Faculty of Law.

| | |
|-------------------|---|
| RULE E6(A) | BACHELOR OF LAWS (LLB) LLB curriculum (Study code 3302 and 3304; credits 768) |
|-------------------|---|

- E6(A).1** The General as well as Faculty Rule E5, are *mutatis mutandis* applicable to these curricula.
- E6(A).2** The curriculum for the LLB degree is compiled, subject to Faculty Rule E5.2, from the following sequence of modules in the respective years of study:

First year of study

First semester

| Module | Code |
|---|-------------|
| Criminal Law | LCRM1514 |
| Historical Foundations of South African Law | LHIS1514 |
| Introduction to Legal Science | LILS1514 |
| Law of Persons | LPSN1514 |
| Legal Practice | LPRC1512 |
| UFS101 | UFS101 |

Second semester

| Module | Code |
|--|-------------|
| Criminal Law | LCRM1524 |
| Family Law | LFAM1524 |
| Introduction to Legal Science | LILS1524 |
| Legal Practice | LPRC1522 |
| Roman Law Foundations of South African Law | LROM1524 |
| UFS101 | UFS101 |

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

| Module | Code | Code |
|--|------------------------------------|------------------------------------|
| Elective 1: Afrikaans for the Professions | AFPA1512 and AFPB1512 | AFPC1522 and AFPD1522 |
| Elective 2: English Skills | ENGS1608 | ENGS1608 |
| Elective 3: French | FRAN1514 | FRAN1524 |
| Elective 4: German | GERM1514 or GERB1514 | GERM1624 or GERB1524 |
| Elective 5: Latin | CLLT1608 | CLLT1608 |
| Elective 6: Legal Language and Culture | CLLC1514 | CLLC1624 |

Second year of study

First semester

| Module | Code |
|----------------------|----------|
| Criminal Law | LCRM2614 |
| Labour Law | LLAB2614 |
| Law of Contract | LCON2614 |
| Legal Interpretation | LSIN2614 |
| Legal Practice | LPRC2514 |

Second semester

| Module | Code |
|---|----------|
| Criminal Procedure | LCPR2624 |
| Labour Law | LLAB2624 |
| Law of Evidence | LEVD2624 |
| Law of Succession and Administration of Estates | LSAE2624 |
| Legal Pluralism | LPLU2624 |

*One of the following electives in each semester:

| | | |
|-------------------------------------|----------|----------|
| Elective 1: Accounting for Law** | EACC1614 | ERRK1624 |
| Elective 2: Criminology for Law | RKRM2614 | RKRM2624 |

**For students who wish to practise as attorneys, EACC1614 and ERRK1624 are recommended, as Accounting forms part of the admission examinations for attorneys.

Third year of study

First semester

| Module | Code |
|--|----------|
| Mercantile Law Contracts, Consumer and Insurance Law | LCIL3714 |
| Law of Business Enterprises | LBEN3714 |
| Law of Delict | LDEL3714 |
| Legal Practice | LPRC3712 |

| | |
|------------|----------|
| Public Law | LPUB3714 |
| Tax Law | LTAX3714 |

Second semester

| Module | Code |
|--|----------|
| Instruments of Payment | LIOP3724 |
| Law of Business Enterprises | LBEN3724 |
| Law of Obligations Prerequisite: In order to register for this module, a student must already have passed Law of Delict (LDEL3714) and Contract Law (LCON2614). | LOBL3724 |
| Law of Property | LPRO3724 |
| Legal Practice | LPRC3722 |
| Public Law | LPUB3724 |

NOTE: Please note that the title of the research report (LTHE4824) presented in the fourth year must already be departmentally registered on the prescribed form within the first three weeks of the second semester 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

| Module | Code |
|---------------------------------|----------|
| Capita Selecta from Private Law | LCSP4814 |
| Civil Procedure | LCVP4814 |
| Jurisprudence | LJUR4814 |
| Legal Practice | LPRC4812 |
| Public Law | LPUB4814 |

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

| Module | Code |
|----------------------------|-------------|
| Financial Planning Law | LFPL4814 |
| *Insurance Law | LINS4814 |
| International Economic Law | LIEL4814 |
| *International Private Law | LPIL4814 |
| *Law of Damages | LDAM4814 |
| Medicina Forensis | LMDF4814 |
| Sectional Titles | LSSB4814 |

* These modules will not be presented in 2016.

Second semester

| Module | Code |
|-----------------------------------|-------------|
| International Law | LINT4824 |
| Jurisprudence | LJUR4824 |
| Law of Insolvency and Liquidation | LILL4824 |
| Law of Third Party Compensation | LTPC4824 |
| Legal Practice | LPRC4822 |
| Research Report* | LTHE4824 |
| Public Law | LPUB4824 |

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

| Module | Code |
|-----------------------------|-------------|
| Electronic and Internet Law | LEIL4824 |
| Environmental Law | LENV4824 |
| Financial Planning Law | LFPL4824 |
| Immaterial Property Law | LIPL4824 |
| Law of Trusts | LTRL4824 |
| Medicina Forensis | LMDF4824 |

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 Committee.

RULE E6(B) BACHELOR OF LAWS (LLB)
Extended curriculum programme for the LLB
 (Study code 3303; credits 904)

E6(B).1 The General Rules as well as Faculty Rule E5, are *mutatis mutandis* applicable to these curricula.

E6(B).2 The extended curriculum programme for the LLB is compiled, subject to Faculty Rule E5.2, from the following sequence of modules in the respective years of study:

First year of study

First semester

| Module | Code |
|---|-----------------------------------|
| English Academic Literacy for Law* or Academic literacy in Afrikaans (for students in the Faculty of Law)* *(A student must register for the language proficiency module in his/her preferred language of instruction) | EALL1508 or AGAL1508 |
| Computer Literacy | CSIL1511 |
| Historical Foundations of South African Law | LHIS1514 |
| Introduction to Legal Science | LILS1514 |
| Mathematical Literacy | MTDL1508 |
| Skills and Competencies for Lifelong Learning | SCLL1508 |

Second semester

| Module | Code |
|---|-----------------------------------|
| English Academic Literacy for Law* or Academic literacy in Afrikaans (for students in the Faculty of Law)s* s* | EALL1508 or AGAL1508 |
| Advanced Computer Literacy | CSIL1521 |
| Introduction to Legal Science | LILS1524 |
| Mathematical Literacy | MTDL1508 |
| Roman Law Foundations of South African Law | LROM1524 |
| Skills and Competencies for Lifelong Learning | SCLL1508 |

Second year of study

First semester

| Module | Code |
|----------------|-------------|
| Criminal Law | LCRM1514 |
| Law of Persons | LPSN1514 |
| Legal Practice | LPRC1512 |
| Legal Skills | LSKL1514 |
| UFS101 | UFS101 |

Second semester

| Module | Code |
|----------------|-------------|
| Criminal Law | LCRM1524 |
| Family Law | LFAM1524 |
| Legal Practice | LPRC1522 |
| Legal Skills | LSKL1524 |
| UFS101 | UFS101 |

***One of the following electives**

| Module | Code | Code |
|--|------------------------------------|------------------------------------|
| Elective 1: Afrikaans for the Professions | AFPA1512 and AFPB1512 | AFPC1522 and AFPD1522 |
| Elective 2: English Skills | ENGS1608 | ENGS1608 |
| Elective 3: French | FRAN1514 | FRAN1524 |
| Elective 4: German | GERM1514 or GERB1514 | GERM1624 or GERB1524 |
| Elective 5: Latin | CLLT1608 | CLLT1608 |
| Elective 6: Legal Language and Culture | CLLC1514 | CLLC1624 |

Third year of study

First semester

| Module | Code |
|----------------------|----------|
| Criminal Law | LCRM2614 |
| Labour Law | LLAB2614 |
| Law of Contract | LCON2614 |
| Legal Interpretation | LSIN2614 |
| Legal Practice | LPRC2514 |

Second semester

| Module | Code |
|---|----------|
| Criminal Procedure | LCPR2624 |
| Labour Law | LLAB2624 |
| Law of Evidence | LEVD2624 |
| Law of Succession and Administration of Estates | LSAE2624 |
| Legal Pluralism | LPLU2624 |

*One of the following electives in each semester:

| | | |
|-------------------------------------|----------|----------|
| Elective 1: Accounting for Law** | EACC1614 | ERRK1624 |
| Elective 2: Criminology for Law | RKRM2614 | RKRM2624 |

**For students who wish to practice as attorneys, EACC1614 and ERRK1624 are recommended, as Accounting forms part of the admission examinations for attorneys.

Fourth year of study

First semester

| Module | Code |
|--|----------|
| Law of Business Enterprises | LBEN3714 |
| Law of Delict | LDEL3714 |
| Legal Practice | LPRC3712 |
| Mercantile Law Contracts, Consumer and Insurance Law | LCIL3714 |
| Public Law | LPUB3714 |
| Tax Law | LTAX3714 |

Second semester

| Module | Code |
|--|----------|
| Instruments of Payment | LIOP3724 |
| Law of Business Enterprises | LBEN3724 |
| Law of Obligations Prerequisite: In order to register for this module, a student must already have passed Law of Delict (LDEL3714) and Contract Law (LCON2614). | LOBL3724 |
| Law of Property | LPRO3724 |
| Legal Practice | LPRC3722 |
| Public Law | LPUB3724 |

NOTE: Please note that the title of the research report (LTHE4824) presented in the fifth year must be departmentally registered on the prescribed form within the first three weeks of the second semester 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

| Module | Code |
|---------------------------------|----------|
| Capita Selecta from Private Law | LCSP4814 |
| Civil Procedure | LCVP4814 |
| Jurisprudence | LJUR4814 |
| Legal Practice | LPRC4812 |
| Public Law | LPUB4814 |

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

| Module | Code |
|----------------------------|----------|
| Financial Planning Law | LFPL4814 |
| *Insurance Law | LINS4814 |
| International Economic Law | LIEL4814 |
| *International Private Law | LPIL4814 |
| *Law of Damages | LDAM4814 |
| Medicina Forensis | LMDF4814 |
| Sectional Titles | LSSB4814 |

* These modules will not be presented in 2016.

Second semester

| Module | Code |
|-----------------------------------|-------------|
| International Law | LINT4824 |
| Jurisprudence | LJUR4824 |
| Law of Insolvency and Liquidation | LILL4824 |
| Law of Third Party Compensation | LTPC4824 |
| Legal Practice | LPRC4822 |
| Research Report * | LTHE4824 |
| Public Law | LPUB4824 |

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

| Module | Code |
|-----------------------------|-------------|
| Electronic and Internet Law | LEIL4824 |
| Environmental Law | LENV4824 |
| Financial Planning Law | LFPL4824 |
| Immaterial Property Law | LIPL4824 |
| Law of Trusts | LTRL4824 |
| Medicina Forensis | LMDF4824 |

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

RULE E7 BACHELOR OF LAWS (LLB)
As a second Bachelor's Degree
(Study code 3302)

E7.1 The LLB can also be obtained as a second *Bachelor's Degree*. For example, a student can register for a LLB degree after obtaining a BCom (Law) degree. In terms of the policy of the Faculty of Law recognition of law modules is only granted if the modules were completed within specific periods from the date on which the module were passed to the date of application for recognition (E5.5). These modules need not be repeated for the subsequent LLB study, with the result that a student can obtain the LLB degree after only, but not less than, two years of further study. The recognition of credits and exemption from modules will be considered in terms of the General Rule A8.

Rule A8(a)(i) states that no more than 50 percent of the credits may be transferred from the completed qualification(s) to another qualification, subject to the provision that at least 50 percent of the credits for the new qualification be earned at this University; and that a maximum of 25 percent of the credits accrued at the highest NQF Level in the prior completed qualification(s) be acknowledged for another qualification.

Rule A8(a)(ii) states that, as regards an incomplete qualification, all the applicable credits may be granted for the new qualification, except in respect of a student from another institution of higher education, in which case no more than 50 percent of the credits required to obtain the may be recognised from those modules completed at the other institution. In the latter case, there is a restriction of the maximum of 25 percent of credits required and earned at the highest NQF Level. Credits from a completed or an incomplete qualification may normally be transferred to another qualification only once.

E7.2 The General Rules as well as Faculty Rule E5 are *mutatis mutandis* applicable to these curricula.

E7.3 Curricula for the LLB preceded by any *Bachelor's Degrees*, other than intended in E7.4 and E7.5 below will be drawn up in consultation with the Dean.

Students who have already passed practical examinations according to Section 15 of the Attorneys Act 53 of 1979 successfully are exempted from LPRC3712, LPRC3722, LPRC4712 and LPRC4822.

RULE E7.4 THE CURRICULUM FOR THE LLB PRECEDED BY THE BIUR (Financial Planning Law)
(Study code 3302)

E7.4.1 The minimum duration of the curriculum for the LLB preceded by the Blur (Financial Planning Law) is three years.

E7.4.2 The curriculum for the LLB preceded by a Blur (Financial Planning Law), other than intended in E7.4.3, is drawn up in consultation with the Dean.

E7.4.3 The curriculum for the LLB preceded by the Blur (Financial Planning Law) at the UFS is, with consideration of Faculty Rule 5.8, composed of the following sequence of modules in the various years of study:

First year

| Module | First Semester Code | Second Semester Code |
|---|----------------------------|-----------------------------|
| Criminal Law | LCRM1514 | LCRM1524 |
| Historical Foundations of South African Law | LHIS1514 | - |
| Legal Pluralism | - | LPLU2624 |
| Legal Practice | LPRC1512 | |
| Legal Practice | LPRC2514 | - |
| Roman Law Foundations of South African Law | - | LROM1524 |

Second year

| Module | First Semester Code | Second Semester Code |
|--|----------------------------|-----------------------------|
| Instruments of Payment | - | LIOP3724 |
| Law of Criminal Procedure | - | LCPR2624 |
| Law of Delict | LDEL3714 | - |
| Law of Evidence | - | LEVD2624 |
| Law of Obligations Prerequisite: In order to register for this module, a student should already have passed Law of Delict (LDEL3714) and Contract Law (LCON2614). | - | LOBL3724 |
| Legal Practice | LPRC3712 | LPRC3722 |
| Public Law | LPUB3714 | LPUB3724 |

Third year

| Module | First Semester Code | Second Semester Code |
|---------------------------------|----------------------------|-----------------------------|
| Capita Selecta from Private Law | LCSP4814 | - |
| Civil Procedure | LCVP4814 | - |
| International Law | - | LINT4824 |
| Jurisprudence | LJUR4814 | LJUR4824 |
| Law of Third Party Compensation | - | LTPC4824 |
| Legal Practice | LPRC4812 | LPRC4822 |
| Research Report | - | LTHE4824 |
| Public Law | LPUB4814 | LPUB4824 |
| Electives* | | |

Two semester modules from the following fourth-year electives:

| Module | First Semester Code | Second Semester Code |
|-----------------------------|----------------------------|-----------------------------|
| Electronic and Internet Law | - | LEIL4824 |
| Environmental Law | - | LENV4824 |
| Immaterial Property Law | - | LIPL4824 |
| *Insurance Law | LINS4814 | - |
| International Economic Law | LIEL4814 | - |
| *International Private Law | LPIL4814 | - |
| *Law of Damages | LDAM4814 | - |
| Medicina Forensis | LMDF4814 | LMDF4824 |
| Sectional Titles | LSSB4814 | - |
| Law of Trusts | - | LTRL4824 |

* These modules will not be presented in 2016.

E7.4.4 Students who register for the LLB degree preceded by the Blur (Financial Planning Law) at the UFS, are exempted from UFS101, LPRC1522 and LCIL3714.

E7.4.5 Students who register in 2016 for the first time for the LLB degree preceded by the Blur (Financial Planning Law) at the UFS, cannot register for LFPL4814 and LFPL4824 as electives in the fourth year of study.

NOTE: Please note that the topic and supervisor for the research report (LTHE4824) to be offered during the second year of study must already be registered departmentally on the prescribed form within the first three weeks of the second semester in the first year of study. Formal registration takes place at the beginning of the second year of study. Registration forms are submitted at the faculty secretary.

RULE E7.5 THE CURRICULUM FOR THE LLB PRECEDED BY THE BCOM (LAW) DEGREE
(Study code 3302)

- E7.5.1** The minimum duration of the curriculum for the LLB preceded by a BCom (Law) is two years.
- E7.5.2** The curriculum for the LLB preceded by the BCom (Law) is drawn up in consultation with the Dean, if the student:
- (i) was registered for the BCom (Law) at the UFS prior to 2012; or
 - (ii) obtained the BCom (Law) from any other university than the UFS.
- E7.5.3** The curriculum for the LLB preceded by the BCom (Law) (UFS), with consideration of Faculty Rule 5.8, comprises the following sequence of modules in the various years of study if the student registered in 2012 or 2013 for the first time for a BCom (Law) at the UFS.

First year

| Module | First Semester Code | Second Semester Code |
|--|----------------------------|-----------------------------|
| Mercantile Law Contracts, Consumer and Insurance Law | LCIL3714 | - |
| Criminal Law | LCRM1514 | LCRM1524 |
| Criminal Law | LCRM2614 | - |
| Instruments of Payment | - | LIOP3724 |
| Labour Law | - | LLAB2624 |
| Law of Criminal Procedure | - | LCPR2624 |
| Law of Evidence | - | LEVD2624 |
| Law of Obligations | - | LOBL3724 |
| Legal Pluralism | - | LPLU2624 |
| Law of Business Enterprise | LBEN3714 | LBEN3724 |
| Public Law | LPUB3714 | LPUB3724 |
| Tax Law | LTAX3714 | - |

NOTE: Please note that the title of the research report (LTHE4824) presented in the second year of LLB studies as well as the name of the study leader must be departmentally registered on the prescribed form before 1 September in the first year of LLB study; formal registration takes place at the beginning of the second year of LLB study. Registration forms must be submitted to the faculty secretary.

Second year

| Module | First Semester Code | Second Semester Code |
|---|---------------------|----------------------|
| Capita Selecta from Private Law | LCSP4814 | - |
| Civil Procedure | LCVP4814 | - |
| International Law | - | LINT4824 |
| Jurisprudence | LJUR4814 | LJUR4824 |
| Law of Insolvency and Liquidation | - | LILL4824 |
| Law of Third Party Compensation | - | LTPC4824 |
| Legal Practice | LPRC4812 | LPRC4822 |
| Research Report | - | LTHE4824 |
| Public Law | LPUB4814 | LPUB4824 |
| Two semester modules from the following electives: | | |
| Electronic and Internet Law | - | LEIL4824 |
| Environmental Law | - | LENV4824 |
| Financial Planning Law | LFPL4814 | LFPL4824 |
| Immaterial Property Law | - | LIPL4824 |
| *Insurance Law | LINS4814 | - |
| International Economic Law | LIEL4814 | - |
| *International Private Law | LPIL4814 | - |
| *Law of Damages | LDAM4814 | - |
| Medicina Forensis | LMDF4814 | LMDF4824 |
| Sectional Titles | LSSB4814 | - |
| Law of Trusts | - | LTRL4824 |

* These modules will not be presented in 2016.

E7.5.4 Students who follow the LLB degree preceded by the BCom (Law) (UFS), are exempted from UFS101 as intended in Faculty Rule E5.8.

E7.5.5 Students who were prior to 2014 for the first time enrolled for the BCom (Law) at the UFS, are exempted from the following modules:

LPRC1512

LPRC1522

LPRC2514

Important note:

It is the responsibility of a student who takes the LLB preceded by a first *Bachelor's Degree* to consult the class timetable before registering for modules, as class timetable clashes may occur, in which case the specified sequence of modules may be changed.

BACHELOR OF LAW DEGREES

Objectives of the Qualification

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

The successful candidate will be able to:

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

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

- identify and solve problems in the field of basic financial planning 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;
- ❑ cooperate effectively with other members of society;
- ❑ use technology effectively and responsibly to the advantage of the community as a whole;
- ❑ see financial planning law as a component of a system of interdependent systems within the community where problem-solving cannot take place in isolation.

N.B.: The undergraduate programmes in this faculty imply full-time studies. No part-time studies can be accommodated, except e-Learning students.

N.B. Students' attention is drawn to General Rule A9.3, which *inter alia* provides that admission to the examination will be refused if a minimum semester mark of 40% has not been achieved. This rule is applicable to all students, irrespective of the date of first registration.

RULE E8 BACHELOR OF LAW : B IUR
Three-year B IUR (study code 3321)
(Currently not being presented)

RULE E9 BACHELOR OF LAW WITH SPESIALISATION IN FINANCIAL PLANNING LAW

(Study code 3323) (total credits: 520)

The General Rules apply *mutatis mutandis* to students who are registered for the Blur (Financial Planning Law).

E9.1 Applicability

These faculty rules apply to candidates who register for Blur (Financial Planning Law) from 2016 for the first time.

Any candidate registered for Blur (Financial Planning Law) before 2016 for the first time will be subject to the rules and curricula as at the date of registration.

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 rules apply *mutatis mutandis*.

E 9.3 Duration of study (Rule A5.5(a))

- (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 a maximum of five years.
- (c) No further registration in the Faculty of Law will be allowed to students who exceed the maximum residential period.

E9.4 Sequence of modules and composition of years of study

- (a) Students in the Blur (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 rules and curriculum as at the date of registration will be applicable to any student who registered as a first-time student during the 2016 academic year.
- (c) The modules Financial Planning Law LFPL1514 and LFPL1524 must be successfully completed before the candidate will be allowed to continue with the modules LFPL2614 and LFPL2624. The modules Financial Planning Law LFPL2614 and LFPL2624 must be successfully completed before the candidate will be allowed to continue with the modules LFPL3714 and LFPL3724.
- (d) 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.
- (e) LPIL2724, LFPP2622 and LFPP3724 lectures will only be offered in English, but all assessments will be in both Afrikaans and English and Afrikaans tutors will be available for these modules.

E9.5 Calculation for the final mark for a module

The final mark for a module is calculated as follows, taking into account Rule A9.4:

- (a) 50% of the module mark plus 50% of the examination mark.
- (b) In the case of e-learning: 20% of the module mark plus 80% of the examination mark.

E9.6 Degree with distinction

The Blur (Financial Planning Law) is awarded with distinction if a student:

1. completed the curriculum for Blur (Financial Planning Law) within the minimum prescribed period;
2. achieved a minimum weighted average of 75% in the following modules:

| Module | First Semester Code | Second Semester Code |
|------------------------------|----------------------------|-----------------------------|
| Accounting for Law | EACC1614 | ERRK1624 |
| Business Trust Law | LBTL3714 | - |
| Family Law | - | LFAM1524 |
| Financial Planning Economics | LFPE1514 | LFPE1524 |
| Financial Planning Law | LFPL1514 | LFPL1524 |
| Financial Planning Law | LFPL2614 | LFPL2624 |
| Financial Planning Law | LFPL3714 | LFPL3724 |
| Financial Practice | LFPP1512 | LFPP1522 |

| | | |
|---|----------|----------|
| Financial Practice | - | LFPP2622 |
| Financial Practice | - | LFPP3724 |
| Introduction to Legal Science | LILS1514 | LILS1524 |
| Labour Law | LLAB2614 | LLAB2624 |
| Law of Business Enterprises | LBEN3714 | LBEN3724 |
| Law of Contract | LCON2614 | - |
| Law of Insolvency and Liquidation | - | LILL4824 |
| Law of Persons | LPSN1514 | - |
| Law of Property | - | LPRO3724 |
| Law of Succession and Administration of Estates | - | LSAE2624 |
| Legal Interpretation | LSIN2614 | - |
| Practical Insurance Law | - | LPIL2624 |
| Tax Law | LTAX3714 | - |
| UFS101 | UFS101 | UFS101 |

One of the following elective modules in both semesters:

| Module | Code | Code |
|--|------------------------------------|------------------------------------|
| Elective 1: Afrikaans for the Professions | AFPA1512 and AFPB1512 | AFPC1522 and AFPD1522 |
| Elective 2: English Skills | ENGS1608 | ENGS1608 |
| Elective 3: French | FRAN1514 | FRAN1524 |
| Elective 4: German | GERM1514 or GERB1514 | GERM1624 or GERB1524 |
| Elective 5: Latin | CLLT1608 | CLLT1608 |
| Elective 6: Legal Language and Culture | CLLC1514 | CLLC1624 |

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

First year of study

| Module | First Semester Code | Second Semester Code |
|---|----------------------------|-----------------------------|
| Family Law | - | LFAM1524 |
| Financial Planning Economics | LFPE1514 | LFPE1524 |
| Financial Planning Law* | LFPL1514 | LFPL1524 |
| Financial Practice | LFPP1512 | LFPP1522 |
| Introduction to Legal Science | LILS1514 | LILS1524 |
| Law of Persons | LPSN1514 | - |
| UFS101 | UFS101 | UFS101 |
| First-year elective (see undermentioned electives) | # | # |

One of the following elective modules in each semester:

| Module | Code | Code |
|--|-----------------------------|----------------------------------|
| Elective 1: Afrikaans for the Professions | AFPA1512 and AFPB1512 | AFPC152 2 and AFPD152 2 |
| Elective 2: English Skills | ENGS1608 | ENGS160 8 |
| Elective 3: French | FRAN1514 | FRAN152 4 |
| Elective 4: German | GERM1514 or GERB1514 | GERM1624 or GERB1524 |
| Elective 5: Latin | CLLT1608 | CLLT1608 |
| Elective 6: Legal Language and Culture | CLLC1514 | CLLC1624 |

Second year of study

| Module | First Semester Code | Second Semester Code |
|---|---------------------|----------------------|
| Accounting for Law (year module) | EACC1614 | ERRK162 4 |
| Financial Planning Law Prerequisite: In order to register for either LFPL2614 or LFPL2624, a student must have passed LFPL 1514 and LFPL 1524. | LFPL2614 | LFPL262 4 |
| Financial Practice | - | LFPP262 2 |
| Labour Law | LLAB2614 | LLAB262 4 |
| Law of Contract | LCON2614 | - |
| Law of Succession and Administration of Estates | - | LSAE262 4 |
| Legal Interpretation | LSIN2614 | - |
| Practical Insurance Law | - | LPIL2624 |

Third year of study

| Module | First Semester Code | Second Semester Code |
|---|---------------------|----------------------|
| Business Trust Law | LBTL3714 | - |
| Financial Planning Law Prerequisite: In order to register for LFPL 3714 and LFPL 3724, a student must have passed both LFPL 2614 and LFPL 2624 | LFPL3714 | LFPL3724 |
| Financial Practice | - | LFPP3724 |
| Law of Business Enterprises | LBEN3714 | LBEN3724 |
| Law of Insolvency and Liquidation | - | LILL4824 |
| Law of Property | - | LPRO3724 |
| Tax Law | LTAX3714 | - |

E9.8 PROMOTION

- (a) The system of promotion in terms of the General Rule for Qualifications A9.4(e) is applicable to Blur (Financial Planning Law) students who have obtained a module mark of 70% or more in modules presented in the third year of the curriculum of study code 3323.
- (b) Students completing their Blur (Financial Planning Law) degrees via e-learning do not qualify for promotion.
- (c) The system of promotion will from 2017 not be applicable to any modules presented by the Faculty of Law.

Details concerning syllabi of modules presented by departments that fall under other faculties are contained in the calendar of the relevant faculty.

Modules are herein arranged alphabetically according to module code.

Objectives of the Qualification

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

The qualification aims to enhance appropriate knowledge and competencies –

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

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

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

RULE E10 ADVANCED DIPLOMA IN ESTATE AND TRUST ADMINISTRATION

(Study code 32030) (total credits: 160)

10.1 Applicability

The General Rules apply *mutatis mutandis* to students who are registered for the Advanced Diploma in Estate and Trust Administration.

E10.2 Special curricula

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

E10.3 Admission

For admission to the Advance Diploma in Estate and Trust Administration one (1) of the following is required:

- ❑ An Advanced Certificate on NQF level 6 (minimum 120 credits) or a Diploma on NQF level 6 (minimum 360 credits) in any fields relating to or containing subject matter of estate administration, trust administration, financial planning or estate planning.
- ❑ Students who completed an LLB degree or any other relevant qualification may also apply for the admission to the Advanced Diploma in Estate and Trust Administration.

E10.4 Duration of study (General Rule A5.5)

- (a) The duration of study for the Advance Diploma in Estate and Trust Administration (study code 32030) is a minimum of one year (see General Rule A5.5(a)).
- (b) The duration of study for the Advance Diploma in Estate and Trust Administration (study code 32030) is a maximum three years from the date of first registration.

E10.5 Advanced Diploma with distinction

The Advanced Diploma in Estate and Trust Administration is awarded with distinction if a student complies with the requirements of General Rule A10, that is, 75 per cent weighted average is obtained within the minimum period of the qualification and without failing any of the modules.

E10.6 Modules necessary for obtaining the Advanced Diploma in Estate and Trust Administration

The Advanced Diploma in Estate and Trust Administration study code **32030**) is awarded if a candidate has passes at least the following modules or has received exemption from or recognition of the relevant modules:

| Year modules | Codes |
|---------------------------------------|--------------|
| Regulatory Environment | REEN1700 |
| Administration of Deceased Estates | ADDE1700 |
| Trust Administration | TRAD1700 |
| Estate planning and Drafting of Wills | EPDW1700 |

E10.7 Calculation for the final mark for a module

The final mark for a module is calculated by taking 30 percent of the semester mark and 70 percent of the examination mark into consideration.

E10.8 Examination results for the modules in the Advanced Diploma in Estate and Trust Administration

- (a) Results will be posted on the webpage of the University of the Free State in line with the due dates and time schedules communicated with students. (Condonation of General Rule A28.12 (a)(i))
- (b) Students may appeal an examination result by requesting a remark through the prescribed process within 7 days of the release of the results. Students will be given feedback with regard to the appeal within 3 weeks of requesting the remark. (Condonation of General Rule 28.12(f)).

E10.9 Language of instruction

The language of tuition for the Advanced Diploma in Estate and Trust Administration is only English. (Condonation of the official language policy of the University of the Free State)

Rule E11 : Curricula and modules

- E11.1** Where applicable, the contents of curricula for modules are in accordance with the minimum requirements of the Board for the Recognition of Examinations in Law.
- E11.2** The curricula offered by the various departments of the Faculty of Law and other faculties are as follow:

UNDERGRADUATE MODULES

ADDE1700 Administration of Deceased Estate

The module ADDE1700 (40 Credits) is presented in the Centre for Financial Planning Law

Description and purpose of course

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

Integrated knowledge and skills

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

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

Assessment

Assessment to determine whether the student has attained the module outcomes takes place in a formative (quizzes and assignment) and summative (examination) manner.

AFFA1512 Listening and Reading skills for the Professions

The module **AFFA1512** Listening and Reading skills for the Professions (8 credits) is presented in the Faculty of the Humanities.

This module consists of the following units:

Identifying the main argument; methods to answer comprehension questions; and to evaluate the text in terms of text organisation, content, argumentation, etc; Identify typical verbal and nonverbal behavioural patterns of a good listener; What the relationship between listening skills and communicative skills in general is; Identifying the difference between emphatic and active listening.

At the end of the module, the student is expected to be able to:

- Explain the theoretical knowledge, schemes and value of listening and reading skills
- Apply the theory of listening and reading and demonstrate improvement of both verbal and written skills in a variety of familiar contexts such as career discussions and examination scenarios
- Effectively read and comprehend various text types, such as subject literature;
- Identify shortcomings in his/her own listening behaviour;
- Take academic notes effectively and sensibly by making use of effective listening;
- Apply appropriate conventions in terms of intellectual property, copyright and plagiarism within all written and oral work presented
- Assess own progress and take necessary steps to ensure improvement within the structured academic environment of initial years of study

AFPB1512 Afrikaans for the Professions: Effective Written Formulation

The module **AFPB1512** Afrikaans for the Professions: Effective Written Formulation (8 credits) is presented in the Faculty of the Humanities.

This module contains fundamental knowledge, theories, principles and practices of *Afrikaans* including:

- Reading strategies; Style and tone; Structure in writing; The writing process; Referencing and plagiarism; The writing of a formal letter; The writing of a cv; The writing of a report; The writing of an e-mail.

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

- Deliver career specific written work in Standard Afrikaans;
 - Organise information logically within a text;
 - Avoid plagiarism by referencing.
-

AFPC1522 Afrikaans for the Professions: Text Logic and Cohesion

The module **AFPC1522** Afrikaans for the Professions: Text Logic and Cohesion (8 credits) is presented in the Faculty of the Humanities.

This module consists of the following units:

- Background of the communication process;
- An integrated communication module;
- Written textual communication;
- Text cohesion;
- Text structure;
- Referencing;
- Presentation skills.

On completion of this module students will be able to:

- Explain the oral and written communication process;
 - Identify and apply the meaning, cohesion and context of textual units;
 - Identify and explain text cohesion and text structure;
 - Gather information from a range of sources and apply basic processes of analysis to various texts according to their aims and critically judge their cohesion;
 - Apply appropriate conventions in terms of intellectual property, copyright and plagiarism within all written and oral work presented;
 - Assess own progress by demonstrating the ability to produce cohesive texts with specific aims in mind.
-

AFPD1522 Afrikaans for the Professions: Persuasive strategies

The module **AFPD1522** Afrikaans for the Professions: Persuasive strategies (8 credits) is presented in the Faculty of the Humanities.

This module consists of the following units:

Jakobson's communication model; Introduction to classical rhetoric as basis for contemporary public verbal communication; Studying message content; Organisation of message content into functional organisational patterns; Meaningful articulation of message content; Different types of public communication; Communication strategies (Cooperative principles); Internal and external communication; Listening skills as part of the total communication process.

On completion of this module students will be able to:

- Identify problems and solutions in communicative scenarios, and indicate the relevant solution that could be recommended through critical and creative thought;
 - Function effectively as members of a team or group.
 - Manage and organise their activities effectively and responsibly;
 - Gather, analyse, organise, and critically evaluate information;
 - Communicate effectively and employ visual, thematic, and/or language skills in written and/or verbal argumentation;
 - Critically evaluate the discipline;
 - Reflect on various strategies for improving learning;
 - Display cultural and aesthetic sensitivity across a range of social contexts;
 - Recognise persuasive strategies in a variety of texts;
 - Critically judge the applicability of persuasive strategies for specific communication aims;
 - Produce texts in which persuasive strategies are effectively used.
-

CLLC1624 Legal Language and Culture II

The module **CLLC1624** Legal Language and Culture II (16 credits) is presented in the Faculty of the Humanities.

Aim

To enable the student to understand and intelligently use the most frequently occurring Latin terms and abbreviations used in the legal profession, to understand the social and cultural circumstances of the time when Roman law originated, and to improve and greatly enrich his/her English vocabulary, since more than 65% of English words in everyday use are directly derived from Latin.

Assessment

Continuous assessment consisting of class and term tests to determine a final mark.

CLLT1608 Latin language, literature and cultural background

The module **CLLT1608** Latin language, literature and cultural background (32 credits) is presented in the Faculty of the Humanities.

This module contains fundamental knowledge, theories, principles and practices of Latin language, literature and cultural background, including:

1. Introduction to Latin grammar, vocabulary and prose passages
2. A study of Roman cultural-historical background

After thorough engagement with course material, students will be able to:

- Demonstrate basic knowledge of Latin grammar, vocabulary and translation of easy passages, as well as logical and analytical skills in language acquisition
 - Discuss Roman cultural-historical background and the influence it had on modern society
 - Apply appropriate conventions i.t.o. intellectual property, copyright and plagiarism within all written and oral work presented
 - Assess own progress and take necessary steps to ensure improvement within the structured academic environment of initial years of study
-

CSIL1511 Computer Literacy

(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, a spreadsheet program, a presentation program and the Internet.

Assessment

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

CSIL1521 Advanced Computer Literacy

(Department of Computer Science and Informatics)

Pre-requisite BRS111 or BRC111

Aim

To have knowledge and application skills of: basic commands of a database programme, advanced aspects of a general word-processing a spreadsheet programmes, and a presentation programme.

Assessment

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

EACC1614 Accounting for the Legal Profession

At the end of the module, the student is expected to be able to record information and apply knowledge gained with regard to sole proprietors for:

- Basic concepts in accounting;
 - The accounting cycle; .
 - Different elements of financial statements; and
 - Manufacturing entities.
-

EACC1614 + ERRK1624 Accounting for the Legal Profession

Aim

The content covers fundamental record keeping throughout the accounting cycle for sole proprietors within service-, trading and manufacturing concerns as well as partnerships, companies and law practices.

Student will be able to:

- Discuss the differences between companies, partnerships and sole proprietors;
- Discuss and implement the legal aspects regarding partnerships into the accounting cycle;
- Prepare and analyse financial statements for partnerships, non-trading entities and companies;
- Record accounting entries in order to implement;
- Admission of a partner.
- Withdrawal of a partner.
- Dissolution of a partnership.
- Discuss a trust's set of records and a business' set of records;
- Prepare and analyse financial statements for trusts; and
- Discuss and prepare entries in the trust account relating to sections 78(1), 78(2)(a) and 78(2A) of the Attorneys Act 53 of 1979.

Assessment

Continuous and final assessment.

EALL1508 English Academic Literacy for Law

Aim

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

Assessment

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

EGAL1508 Academic literacy in Afrikaans (for students in the Faculty of Law)

Aim

To equip students with basic general knowledge of the language to improve their academic communicative and cognitive skills in both subject- 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.

ENGS1608 English Skills

The module **ENGS1608** English Skills (32 credits) is presented in the Faculty of the Humanities.

An English language development course for undergraduates.

After participation in lectures and class activities and the successful completion of this course, students should be able to:

- Analyse key grammatical and lexical features of texts with high-frequency academic vocabulary.
 - Understand key research terminology and the language features of research reports, literature reviews, and abstracts.
 - Use English to express opinions, paraphrase, compare academic texts and summarise information for the professions.
 - Display sufficient language proficiency to understand and produce spoken and written information in different formats and contexts, including professional contexts.
 - Assess their own progress and take necessary steps to ensure improvement within the structured academic environment of initial years of study.
-

EPDW1700 Estate Planning and Wills Drafting

The module EPDW1700 (40 Credits) is presented in the Centre for Financial Planning Law

Description and purpose of course

Students will be able to apply all the legal formalities to the drafting of a will. Students will learn to consult with clients and to acquire the correct information to draft a valid will. Students will use the knowledge they require to interpret clauses in a will and to rectify any problems. The student must be able to apply legal and tax solutions in all the areas of estate planning and be able to explain, understand and apply the objectives of estate planning and the estate planning process.

Students will understand that estate planning is a holistic study with many varying but interlinking components and that all of these components must be considered and addressed to produce an effective and practical estate plan.

Integrated knowledge and skills

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

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

Assessment

Assessment to determine whether the student has attained the module outcomes takes place in a formative (quizzes and assignment) and summative (examination) manner.

FRAN1514 French language, literature and culture

The module **FRAN1514** French language, literature and culture (16 credits) is presented in the Faculty of the Humanities.

This module focuses on the basics of learning a new foreign language and puts particular emphasis on equipping students with the tools to handle basic communicative situations. The grammar aspect of the course focuses on providing students with the necessary tools to communicate within a French-speaking context. Students learn how to introduce themselves within specific cultural contexts, to ask for directions, to order a meal and even to book accommodation and make travel arrangements.

This course also introduces certain aspects of French/Francophone culture/literature. Students discover France and the French-speaking world through a variety of texts and visual aids which illustrate the cultural context of France and the rest of the French-speaking world.

At the end of this module and after thorough engagement with the course material, a student will be able to:

- understand and use familiar everyday expressions and very basic phrases aimed at the satisfaction of needs of a concrete type.
 - ask and answer questions about personal details
 - interact in French provided the other person talks slowly and clearly and is prepared to help. Students also
 - explain the literature and culture of the French-speaking world through meaningful textual analysis by means of translations and short texts in French.
 - engage in basic conversation in the French language
 - Apply appropriate conventions i.t.o. intellectual property, copyright and plagiarism within all written and oral work presented
 - Assess own progress and take necessary steps to ensure improvement within the structured academic environment of initial years of study
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FRAN1524 French language, literature and culture

The module **FRAN1524** French language, literature and culture (16 credits) is presented in the Faculty of the Humanities.

This module builds on the basic linguistic knowledge that the students have acquired during the first semester. The grammar aspect of the course focuses on providing students with the necessary tools to communicate within a French-speaking context. Students learn how to make use of the past and future tenses. Students are able to talk about their activities, describe their families and friends, their likes and dislikes and discuss recent holidays.

This course further examines key aspects of French/Francophone culture/literature. Students discover France and the French-speaking world through a variety of texts and visual aids which illustrate the cultural context of France and the rest of the French-speaking world. Students are introduced to the centuries-old exchange between France and South Africa by looking at key texts in French, English and Afrikaans.

At the end of this module and after thorough engagement with the course material, a student will be able to:

- understand and use familiar expressions and basic phrases aimed at the satisfaction of needs
 - place a story within the correct time frame by the use of past and future tenses.
 - interact in French provided the other person talks clearly and is prepared to repeat or assist when necessary.
 - explain the literature and culture of the French-speaking world through meaningful textual analysis by means of translations and short texts in French.
 - engage in basic conversation in the French language using the enrichment of their lexicon by means of literary texts.
 - apply appropriate conventions i.t.o. intellectual property, copyright and plagiarism within all written and oral work presented.
 - assess own progress and take necessary steps to ensure improvement within the structured academic environment of initial years of study.
 - apply appropriate conventions i.t.o. intellectual property, copyright and plagiarism within all written and oral work presented.
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GERM1514 German language, culture and literature studies I

The module **GERM1514** German language, culture and literature studies I (16 credits) is presented in the Faculty of the Humanities.

This first-year first semester module is designed for students who already have a good basic knowledge of German. Module GERM 1514 in first year, first semester, represents NQF Level 5 and complies with level B1 of the Common European Framework of Reference for Languages (CEFR).

The module consists of two parts: a language and a literature section, both in cultural context:

Part 1 is compiled as follows:

In the language and culture component of the module the four core language skills of listening, reading, speaking and writing are reviewed, consolidated and extended to level B1/B1+ (the threshold level of the “*Independent User*” as defined in the *Common European Framework of Reference for Languages*).

Part 2 is compiled as follows:

The section of the course dealing with literary studies aims to present a short introduction to generic and historical aspects relevant to German literature and culture. The focus is on a selection of poems and short prose texts from the first half of the 20th century

At the successful completion of the module students should be able to:

- demonstrate their improved ability to communicate in German - orally and in writing - and using an expanded vocabulary and idiom;
 - use appropriately and effectively their acquired knowledge and understanding of the grammar structures and vocabulary of the German language;
 - understand spoken German more competently and to participate meaningfully in German conversation in everyday situations;
 - be more competent in expressing their own point of view in discussing topics covered in the course, as well as other topics of interest;
 - read and understand the gist of a wide variety of German texts, including longer authentic German texts eg. articles in newspapers, journals and the internet. This will require the use of appropriate reading strategies acquired in the course;
 - read a selection of German literary texts with an acceptable degree of critical insight; and respond in discussions as well as in written assignments;
 - write paragraphs, short essays and personal letters on a range of topics.
 - better understand and respond to cultural issues, including sensitivity to the way of life and aspects of history in German-speaking countries. A concomitant intention is that students gain a better understanding of their own culture.
 - use their knowledge of German also in other fields of study.
 - Apply appropriate conventions i.t.o. intellectual property, copyright and plagiarism within all written and oral work presented
 - Assess own progress and take necessary steps to ensure improvement within the structured academic environment of initial years of study
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GERM1624 German language, culture and literature studies II

The module **GERM1524** German language, culture and literature studies II (16 credits) is presented in the Faculty of the Humanities.

Module GERM 1624 in first year, second semester, represents NQF Level 6 and complies with level B1+ of the Common European Framework of Reference for Languages (CEFR).

This module is divided into two parts:

Part 1 is compiled as follows:

The language and culture component of the module is a continuation of Part 1 of GERM114 and focuses on further reviewing, consolidating and extending the four core language skills of listening, reading, speaking and writing to level B1+ (the threshold level of the “*Independent User*” as defined in the *Common European Framework of Reference for Languages*). It also aims to increase awareness of and insight into the social, cultural and historical elements of German-speaking people and their countries and to strengthen intercultural communication skills.

Part 2 is compiled as follows:

In the literature section of the module students will be introduced to the *Kurzgeschichte* (short story), one of the defining genres of post-war German literature. By engaging with a selection of representative examples (e.g. Ingeborg Bachmann: *Ein Geschäft mit Träumen*) the students will learn about the structural principles of the genre and enhance their analytic skills with regards to literary texts. The course seeks to provide the students with an increased range of verbal expression and thereby enable them to discuss texts and their subject matter competently.

At the successful completion of the module students are able to:

- demonstrate their continued improved ability to communicate in German - orally and in writing - and using an expanded vocabulary and idiom;
- use appropriately and effectively their more detailed knowledge and understanding of the grammar structures and vocabulary of the German language;
- understand spoken German with increased competence and to participate meaningfully and with more ease in German conversation in everyday situations;
- be more competent in expressing their own point of view in discussing a range of topics covered in the course, as well as other topics of interest;
- read and understand the substance of a wider variety of authentic German texts, e.g. articles in newspapers, journals and the internet, using appropriate reading strategies;
- read a selection of German literary texts with an acceptable degree of critical insight; and respond in discussions as well as in written assignments;
- write paragraphs and short essays, personal and formal letters in which a point of view is expressed on a broad spectrum of topics, using appropriate German;
- understand and respond to issues of cultural complexity, including sensitivity to the way of life and aspects of history in German-speaking countries. A concomitant intention is that students gain a better understanding of their own culture.
- use their increased knowledge of German also in other fields of study
- Present complex information reliably and coherently
- Apply appropriate conventions of referencing
- Make appropriate use of academic discourse/vocabulary
- Evaluate own progress against given criteria and identify own task-specific learning needs
- Seek support within the structured environment of initial years of study

GERB1514 German language, culture and literature studies I

The module **GERB1514** German language, culture and literature studies I (16 credits) is presented in the Faculty of the Humanities.

This first-year first semester module is designed for students who already have a good basic knowledge of German. Module GERM 1514 in first year, first semester, represents NQF Level 5 and complies with level B1 of the Common European Framework of Reference for Languages (CEFR).

The module consists of two parts: a language and a literature section, both in cultural context:

Part 1 is compiled as follows:

In the language and culture component of the module the four core language skills of listening, reading, speaking and writing are reviewed, consolidated and extended to level B1/B1+ (the threshold level of the “*Independent User*” as defined in the *Common European Framework of Reference for Languages*).

Part 2 is compiled as follows:

The section of the course dealing with literary studies aims to present a short introduction to generic and historical aspects relevant to German literature and culture. The focus is on a selection of poems and short prose texts from the first half of the 20th century

At the successful completion of the module students should be able to:

- demonstrate their improved ability to communicate in German - orally and in writing - and using an expanded vocabulary and idiom;
 - use appropriately and effectively their acquired knowledge and understanding of the grammar structures and vocabulary of the German language;
 - understand spoken German more competently and to participate meaningfully in German conversation in everyday situations;
 - be more competent in expressing their own point of view in discussing topics covered in the course, as well as other topics of interest;
 - read and understand the gist of a wide variety of German texts, including longer authentic German texts eg. articles in newspapers, journals and the internet. This will require the use of appropriate reading strategies acquired in the course;
 - read a selection of German literary texts with an acceptable degree of critical insight; and respond in discussions as well as in written assignments;
 - write paragraphs, short essays and personal letters on a range of topics.
 - better understand and respond to cultural issues, including sensitivity to the way of life and aspects of history in German-speaking countries. A concomitant intention is that students gain a better understanding of their own culture.
 - use their knowledge of German also in other fields of study.
 - Apply appropriate conventions i.t.o. intellectual property, copyright and plagiarism within all written and oral work presented
 - Assess own progress and take necessary steps to ensure improvement within the structured academic environment of initial years of study
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GERB1524 German for Beginners II

The module **GERB1624** German for Beginners II (16 credits) is presented in the Faculty of the Humanities.

GERB1624 is the second semester module of the beginners' course in German. This module is the extension of GERB1514 and builds on knowledge and German linguistic skills gained in the first semester. It is therefore strongly recommended that students register for both these modules, since they form a coherent whole. The four core language skills of listening, reading, speaking and writing are further developed and practised in the second semester to level A2 of the *Common European Framework of Reference for Languages*, which enables the student to communicate in simple and routine tasks requiring a simple and direct exchange of information on familiar and routine matters.

At the successful completion of the module GERB1514 students will be able to:

- understand and use basic German vocabulary, everyday expressions and grammatical structures in a familiar context.
 - use German vocabulary and expressions acquired in class and apply them
 - in different situations.
 - conduct a basic conversation in German using basic vocabulary, express opinions on topics dealt with in class.
 - understand short written and aural texts in German from various sources, including German songs and poetry.
 - demonstrate knowledge about social, cultural, geographical and historical aspects of German-speaking countries.
 - demonstrate awareness of cultural similarities and differences between the German speaking countries and South Africa.
 - use their knowledge of German to communicate with German-speaking people at a basic level in everyday situations.
 - use their knowledge of German also in other fields of study.
 - appreciate the value of another language to become more sensitive towards other cultures to improve intercultural communication.
 - Apply appropriate conventions i.t.o. intellectual property, copyright and plagiarism within all written and oral work presented
 - Assess own progress and take necessary steps to ensure improvement within the structured academic environment of initial years of study
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LBEN3714 Law of Business Enterprises

The module **LBEN3714** 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).

LBEN3724 Law of Business Enterprises

The module **LBEN3724** 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).

LBTL3714 Business Trust Law

The module **LBTL3714 Business Trust Law** (16 credits) is presented in the Department of Mercantile Law at the Centre for Financial Planning 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.
- Effect 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.
 - Subject to conditional vesting.
 - Subject 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 Schemes and Trust Companies.
- Implement Collective Investment Schemes in financial planning.

Integrated knowledge and skills

LBTL3714 covers the fields of:

- The law applicable to trusts.
- Nature of a trust.
- The parties to a trust and the powers and duties of 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.

LCIL3714 Mercantile Law Contracts, Consumer and Insurance Law

The module **LCIL3714** Mercantile 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 Consumer and Insurance Law 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:

- Consumer protection.
- Insurance.

Assessment

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

LCON2614 Law of Contract

The module **LCON2614** 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).

LCPR2624 Law of Criminal Procedure

The module **LCPR2624** Criminal Procedure (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 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 judgement phase.
- Analyse the remedies after judgement and sentence.

Assessment

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

LCRM1514 Criminal Law

The module **LCRM1514** 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.
- 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 set of facts 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).

LCRM1524 Criminal Law

The module **LCRM1524** 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 to constitute 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).

LCRM2614 Criminal Law

The module **LCRM2614** 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 the successful completion of this module, a student should be able to:

- Give an integrated overview of Criminal Law.
- Identify, 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

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

LCSP4814 Capita Selecta from Private Law

The module **LCSP4814** Capita Selecta from Private Law (16 credits) is presented in the Department of Private Law.

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 specialised 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 Property 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.
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LCVP4814 Law of Civil Procedure

The module **LCVP4814** 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.
- Judgement 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).

LDAM4814 Law of Damages

The module **LDAM4814** 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 and 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.

Assessment

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

LDEL3714 Law of Delict

The module **LDEL3714** Law of Delict (16 credits) is presented in the Department of Private Law.

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).

LEIL 4824 Electronic and Internet Law

The module **LEIL4824** 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).

LENV4824 Environmental Law

The module **LENV4824** 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 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).

LFAM1524 Family Law

The module **LFAM1524** 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).

LFPE1514 Financial Planning Economics

The module **LFPE1514** Financial Planning Economics (16 Credits) is presented in the Department of Mercantile Law.

Description and purpose of course

Students will, with continuous reference to the impact of Economics, be introduced to the basic principles, concepts and practical implications on Financial Planning.

Integrated knowledge and skills

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

- economic crises of our time
- functioning of an economy
- Socio-economic development
- en the corresponding economic thought, theories and systems
- economics as a science

Assessment

Assessment to determine whether the student has attained the module outcomes takes place in a formative (quizzes) and summative (examination) manner.

LFPE1524 Financial Planning Economics

The module **LFPE1524** Financial Planning Economics (16 Credits) is presented in the Faculty of Mercantile Law.

Description and purpose of course

Students will, with continuous reference to the impact of Economics, be introduced to the basic principles, concepts and practical implications on Financial Planning.

Integrated knowledge and skills

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

- macroeconomic indicators
- make use of National accounts
- identify and illustrate the monetary sector,
- interest rates
- apply the components of total expenditure
- the role of the government in macro-economics
- real and monetary sectors
- monetary and fiscal policy

Assessment

Assessment to determine whether the student has attained the module outcomes takes place both formative (quizzes) and summative (examination) manner.

LFPL1514 Financial Planning Law

The module **LFPL1514** Financial Planning Law (16 credits) is presented in the Department of Mercantile Law at the Centre for 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 loans, 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 understand 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).

LFPL1524 Financial Planning Law

The module **LFPL1524** Financial Planning Law (16 credits) is presented in the Department of Mercantile Law at the Centre for Financial Planning Law.

Description and purpose of course

The student must be able to:

- Understand the most important aspects of the South African health care system.
- Understand the basics of how medical schemes work.
- Know and apply basic provisions of the Medical Schemes Act and its rules.
- Know and apply the basic principles of health care 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).

LFPL2614 Financial Planning Law

The module **LFPL2614** Financial Planning Law (16 credits) is presented in the Department of Mercantile Law at the Centre for 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 authorisation, 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.
- 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 selected provisions of the National Credit Act 68 of 2008 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).

LFPL2624 Financial Planning Law

The module **LFPL2624** Financial Planning Law (16 credits) is presented in the Department of Mercantile Law at the Centre for 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).

LFPL3714 Financial Planning Law (Estate Planning)

The module **LFPL3714** Financial Planning Law (16 credits) is presented in the Department of Mercantile Law at the Centre for Financial Planning Law.

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 'dutiab 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 a 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 an 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 are deemed to be those 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

LFPL3714 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).

LFPL3724 Financial Planning Law (Retirement Planning)

The module **LFPL3724** Financial Planning Law (16 credits) is presented in the Department of Mercantile Law at the Centre for Financial Planning Law.

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 objectors 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

LFPL3724 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).

LFPL4814 Financial Planning Law

The module **LFPL4814** Financial Planning Law (16 credits) is presented in the Department of Mercantile Law at the Centre for Financial Planning Law.

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).

LFPL4824 Financial Planning Law

The module **LFPL4824** Financial Planning Law (16 credits) is presented in the Department of Mercantile Law at the Centre for Financial Planning Law.

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).

LFPP1512 Financial Practice

The module **LFPP1512** Financial Practice (16 credits) is presented in the Department of Mercantile Law at the Centre for Financial Planning Law.

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 understand the concepts: FPI, FPSB and CFP.
- Have a practical understanding of the client and financial planner relationship.
- Know how to work with the client.
- Apply and understand the 6 steps in the financial planning process.
- Draw up a budget.
- Do proper debt management.
- 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).

LFPP1522 Financial Practice

The module **LFPP1522** Financial Practice (16 credits) is presented in the Department of Mercantile Law at the Centre for Financial Planning Law.

Description and purpose of course

The student must be able to:

- Apply basic provisions of the Medical Schemes Act and its rules, practically.
- Apply the basic principles of health care 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.
- Health care 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).

LFPP2622 Financial Practice

The module **LFPP2622** Financial Practice (16 credits) is presented in the Department of Mercantile Law at the Centre for Financial Planning Law.

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).

LFPP3724 Financial Practice

The module **LFPP3724** Financial Practice (16 credits) is presented in the Department of Mercantile Law at the Centre for Financial Planning Law.

Description and Purpose of the course

Student will be expected to complete a financial planning case study that is comprised of the Regulatory Environment, Investment Planning, Health Care Planning, Tax, Estate Planning, and Retirement Planning in conjunction to a client's specific needs.

Integrated knowledge and skills

- Regulatory Environment,
- Investment Planning,
- Health Care Planning,
- Tax,
- Estate Planning,
- Retirement Planning.

Assessment

Students will be expected to formulate the financial plan as a project which will be presented for marks. The presentation will be both visual and verbal before a panel of subject matter experts. Students will receive guidance throughout the semester.

LHIS1514 Historical Foundations of South African Law

The module **LHIS1514** Historical Foundations of South African Law (16 credits) is presented in the Department of Private 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 African law.
- Explain possible future development with reference to the historical foundations 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 summative (examination).

LIEL4814 International Economic Law

The module LIEL4814 International Economic Law (16 credits) is presented in the Department of Mercantile Law.

Description and purpose of course

The module is aimed at obtaining 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 contracts 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)

LILL4824 Law of Insolvency and Liquidation

The module **LILL4824** 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.
- 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).

LILS1514 Introduction to Legal Science

The module **LILS1514** 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 African legal system. LILS1514 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 cognisance of constitutional values, be able to assimilate the relevant concepts and principles and to formulate solutions regarding:

- A general overview of South Africa law.
- 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 (tests and assignments) and summatively (examination).

LILS1524 Introduction to Legal Science

The module **LILS1524** 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 African legal system; aspects of criminal law and law of evidence of course
Introduction to Legal Science introduces students to an overview of the South African legal; 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 successful completion of 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 and assignments) and summatively (examination).

LINS4814 Insurance Law

The module **LINS4814** 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).

LINT4824 International Law

The module **LINT4824** 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 inter-national 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 organisations.
- International human rights: covenants and mechanisms.
- Humanitarian law.

The student 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).

LIOP3724 Instruments of Payment

The module **LIOP3724** Instruments of Payment (16 credits) is presented in the Department of Mercantile Law.

Description and purpose of course

Students will be introduced to general principles of **Instruments of Payment**, electronic payments, the validity requirements 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.

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.
- Validity requirements which must be adhered to before a document will be valid as a negotiable instrument.
- Different processes such as negotiation and acceptance.
- The term 'holdership'.
- Different negotiable instruments such as the bill of exchange, cheque, promissory note, credit card, travellers' cheques and debit cards; and
- Electronic payments.

Assessment

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

LIPL4824 Immaterial Property Law

The module **LIPL4824** Immaterial Property Law (16 credits) is presented in the Department of Mercantile Law.

Description and purpose of course

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.

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:

- 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).

LJUR4814 Jurisprudence

The module **LJUR4814** 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.

LJUR4824 Jurisprudence

The module **LJUR4824** 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; moduleivism, 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).

LLAB2614 Labour Law

The module **LLAB2614** 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 the origin, sources, development and history of South African labour law.
- Understand and critically explain the principles pertaining to the contract of employment between employer and employee as well as the common law duties of the employer and the employee.
- To critically evaluate the *Labour Relations Act*, 66 of 1995 with specific reference to NEDLAC, the structure, collective bargaining, worker participation, dispute resolution, discipline, dismissal, unfair labour practice, strikes and lock-outs.

Integrated knowledge and skills

- Introduction to South African labour law.
- Common law Contract of Employment.
- NEDLAC.
- Framework of the Labour Relations Act.
- Collective Bargaining.
- Worker Participation.
- Dispute Resolution.
- Discipline.
- Dismissal.
- Unfair labour practices.
- Strikes and Lock-outs.

Assessment

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

LLAB2624 Labour Law

The module **LLAB2624** 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 *Unemployment Insurance Act* 63 of 2001 and the *Unemployment Insurance Contributions Act* 4 of 2002.
- 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 and the *Skills Development Levies Act* 9 of 1999.
- Critically interpret the *Basic Conditions of Employment Act* 75 of 1997.
- Critically interpret the *Employment Equity Act* 55 of 1998.

Integrated knowledge and skills

- Basic Conditions of Employment.
- Employment Equity.
- 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).

LLBR2614 Labour Law

The module **LLBR2614** 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 Delict.
- 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).

LLBR2624 Labour Law

The module **LLBR2624** 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).

LMDF4814 Medicina Forensis

The module **LMDF4814** Medicina Forensis (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 into 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).

LMDF4824 Medicina Forensis

The module **LMDF4824 Medicina Forensis** (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 into consideration.

Integrated knowledge and skills

Medical Law:

- Negligent malpractices.
- Alcohol and relevant aspects.
- Rule 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).

LMER1514 Commercial Law

The module **HRLMER1514** Commercial Law (16 credits) is presented in the Department of 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.
- Analyse and understand the contract of sale and the principles applicable to parties to a contract of sale.
- Analyse and understand the contract of lease and the roles of the parties to a contract of lease.
- Understand the formation of suretyship contracts and analyse 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 and surety.

Assessment

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

LMER1524 Commercial Law

The module **LMER1524** Commercial Law (16 credits) is presented in the Department of 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.
- Analyse 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).

LMER2604 Mercantile Law

The module **LMER2604** Mercantile 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 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 Delict.
- 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).

LMER2624 Mercantile Law

The module **LMER2624** Mercantile Law (16 credits) is presented in the Department of 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 enterprise 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).

LOBL3724 Law of Obligations

Description and purpose of course

The module **LOBL3724** 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).

LPIL2624 Practical Insurance Law

The module **LPIL2624** Practical Insurance Law (16 credits) is presented in the Department of Mercantile Law.

Description and purpose of the course

Students will be introduced to the basic principles of Insurance Law. The course is aimed at equipping students to understand concepts such as the parties to the contract, the rights of the parties to the contract, beneficiary nominations on the contract, cessions and subrogation as well as the practical application and use of insurance contracts in conjunction to the client's specific needs.

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:

- The Long-Term Insurance Act
- The Short-Term Insurance Act
- The content of the insurance contract
- The parties to the insurance contract
- Beneficiary clauses and nominated beneficiaries
- The implications of an event on an insurance contract
- The administration of the insurance contract from an application to the claim

Assessment

The assessment is to determine if the student has attained the module outcomes through both formative assessment (test and assignments) and summative assessment (examinations)

LPIL4814 International Private Law

The module **LPIL4814** 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).

LPLU2624 Legal Pluralism

The module **LPLU2624** Legal Pluralism (16 credits) is presented in the Department of Private Law.

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).

LPRC1512 Legal Practice

The module **LPRC1512** Legal Practice (8 credits) is offered by the Department of Procedural Law 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 code of ethics.
- 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.

LPRC1522 Legal Practice

The module **LPRC1522** Legal Practice (8 credits) is offered by the Department of Procedural Law and Law of Evidence.

Description and purpose of course

The student will be able to:

- Draft a legal opinion.
- To distinguish between a legal opinion and heads of argument.
- Deliver a short oral argument.
- Reference according to the Journal of Juridical Science's prescriptions.
- Conduct an interview with a client.
- Write a basic letter to a client.
- Draft 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.

LPRC2514 Legal Practice

The module **LPRC2514** 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, group work, individual assignments and assessments.

Integrated knowledge and skills

The student must master certain computer skills, including:

- Use of sources which include hard drive searches and databases.
- Internet use which includes an overview, future, change, navigation, evaluation, law websites, e-mail.

Special attention will be given to:

- (1) Using plain language in legal writing;
- (2) Guidelines such as basic format/form, writing style, tone and purpose of documents;
- (3) Rules to apply in stating what you mean;
- (4) Persuasive and predictive legal writing;
- (5) Aspects of legal drafting.

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.

LPRC3712 Legal Practice

The module **LPRC3712** Legal Practice (8 credits) is presented in the Department of Procedural Law and Law of Evidence.

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 distinguishing 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 these 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).

LPRC3722 Legal Practice

The module **LPRC3722** 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 research report (LTHE4824) and involves the preparation and registration of the research title for the research report, the research and the writing of the research report. The second part elaborates 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 research report 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 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 research report
- 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) assessment methods will be used to determine whether the student achieved the course outcomes.

LPRC4812 Legal Practice

The module **LPRC4812** 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).

LPRC4822 Legal Practice

The module **LPRC4822** 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 that 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).

LPRO3724 Law of Property

The module **LPRO3724** Law of Property (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 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:

- 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).

LPSN1514 Law of Persons

The module **LPSN1514** 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 constitutional values into consideration.

Assessment

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

LPUB3714 Public Law

The module **LPUB3714** 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 cooperation 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).

LPUB3724 Public Law

The module **LPUB3724** 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.

LPUB4814 Public Law

The module **LPUB4814** 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 Promotion 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 Administrative Justice Act.

Assessment

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

LPUB4824 Public Law

The module **LPUB4824** 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 Promotion 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 Administrative Justice Act.

Assessment

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

LRM1524 Roman Law Foundations of South African Law

The module **LRM1524** Roman Law Foundations of South African Law (16 credits) is presented in the Department of Private Law.

Description and purpose of course

To make the student familiar with the basic principles of Roman Private Law as well as the applicable rules of the law of procedure providing students with a wider and more profound perspective on contemporary law of persons, obligations, succession and procedure.

Integrated knowledge and skills

The student is introduced to the Roman:

- Law of Persons
- Law of Succession
- Law of Property
- 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 summative (examination).

LSAE2624 Law of Succession and Administration of Estates

The module **LSAE2624** 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 estate.

Assessment

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

LSKL1514 Legal Skills

The module **LSKL1514** Legal Skills (16 credits) is presented in the Department of Procedural Law and Law of Evidence.

Description and purpose of course

In general, to provide a bridging course to the five-year LLB students and thereby to 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 formatively (tests and assignments) and by means of continuous evaluation.

LSKL1524 Legal Skills

The module **LSKL1524** Legal Skills (16 credits) is presented in the Department of Procedural Law and Law of Evidence.

Description and purpose of course

In general, to provide a bridging course to the five-year LLB students and thereby to 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 formatively (tests and assignments) and by means of continuous evaluation.

LSSB4814 Sectional Titles

The module **LSSB4814** Sectional Titles (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:

- Urban fragmented land tenure.
- Sectional title ownership.
- Registration of scheme and units.
- Management of a sectional title scheme.
- Rights and obligations of owners and other right holders.
- Share block schemes.
- Management 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).

LTAX3714 Tax Law

The module **LTAX3714 Tax 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 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).

LTHE4824 (Research Report {± 20 typed pages})

The research report must be completed in the final year of the LLB any title/module within the law can be researched, in consultation with the concerned supervisor.

Assessment

Internal and external moderation.

LTPC4824 Law of Third Party Compensation

The module **LTPC4824** 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).

LTRL4824 Law of Trusts

The module **LTRL4824** 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).

LSIN2614 Legal Interpretation

The module **LSIN2614** 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.

MTDL1508 Mathematical Literacy

The module **MTDL1508** 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, generalisations and thought processes.

Assessment

Continuous evaluation.

REEN1700 Regulatory Environment

The module REEN1700 (40 Credits) is presented in the Centre for Financial Planning Law

Description and purpose of course

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

Integrated knowledge and skills

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

- Compliance and Legislation governing the Fiduciary Services Industry
- Discuss the meaning and importance of ethics in the Fiduciary Services Environment.
- Evaluate and analyse what would be considered ethical behaviour in the Fiduciary Services Environment
- Demonstrate an understanding of compliance within the fiduciary services.
- Explain the relevance and application of compliance legislation including the subordinate legislation.
- Define relevant and important concepts applicable to the Fiduciary Services Industry.
- Identify and describe the role of the various role players, as well as the statutory and non-statutory bodies (for example FISA), in the fiduciary services industry.
- List and analyze the aim of the main regulatory bodies (for example Masters Office) applicable to fiduciary services.
- List and discuss the functions and structure of the office of the Master of the Supreme Court.
- Apply the various statutory regulations in the prevention and prosecution of money laundering crimes.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place in a formative (quizzes and assignment) and summative (examination) manner.

RKRM2614 Criminology for Law (Sentencing)

The module RKRM2614 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 final assessment

RKRM2624 Criminology for Law (Crime Causation and Victimology)

The module Criminology for Law RKRM2624 (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 victims of crime that will enable them as legal representatives, public prosecutors and juridical officers to assist the victims 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 final assessment.

SCLL1508 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:

- Portfolios.
- Group discussions.
- Feedback after each practical activity.
- Self-assessment.

Summative assessment by means of:

- Tests.
 - Assignments.
 - Portfolios.
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TRAD1700 Trust Administration

The module TRAD1700 (40 Credits) is presented in the Centre for Financial Planning Law

Description and purpose of course

This module will focus on the legislation that governs the administration of trusts as well as the practical implementations thereof. Students will be able to explain the practical applications of a trust for various legal and commercial purposes. Students will be able to advise clients on the use of trusts for different estate planning purposes.

Integrated knowledge and skills

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

- Define a “trust” and differentiate between the various types of trusts.
- Demonstrate an advanced understanding of the role, powers and duties, and rights and obligations of the various parties to a trust.
- Evaluate a trust in order to determine if the trust can be deemed a valid trust with regard to the formation and the administration of the trust.
- Apply section 6 of the Trust Property Control Act with regard to the appointment and power of Trustees.
- Explain the indemnification of trustees in terms of a trust deed
- Discuss who can be appointed as trustees.
- Analyze and apply the term: “separation of ownership and control” with regard to the administration of the trust.
- Explain the process to create and register a valid trust.
- Explain the amendment of the various types of trusts.
- Discuss the different uses of a trust.
- Explain the legal principles pertaining to the taxation of trusts.
- Critically interpret the so-called anomalies in the SA law of trusts and distinguish the
- Practically apply the principles underlying the administration of a trust
- Discuss the removal of trustees from office
- Critically evaluate a trust deed and comment in detail on the workings and the legality of the clauses of any specific trust deed.

Assessment

Assessment to determine whether the student has attained the module outcomes takes place in a formative (quizzes and assignment) and summative (examination) manner.

UFS101

UFS101 – Core Curriculum Module is aimed at creating the next generation of citizens and young academics that can take South Africa into the 21st century. Implicit in the design of UFS101 is the development of engaged scholarship amongst UFS graduates. The curriculum also provides support for underprepared students, while giving access to additional stimulation in topics for stronger students.

The module consists of 7 units. Each unit consists of two lectures with either a learning experience or tutorial for each unit (in select cases both are used). The main learning platform is Blackboard and is completed by two module guides (one for each semester).

UFS101 exposes students to provocative questions aimed at disrupting existing knowledge and ways of thinking by engaging them in some of the “big issues” across different disciplines, namely:

| Unit | Topic | Discipline |
|------|--|--------------------------------------|
| 1 | How do we deal with our violent past? | Pedagogy, Political studies, History |
| 2 | What does it mean to be fair? | Law |
| 3 | Are we alone? | Astronomy, Physics |
| 4 | Did God really say? | Theology, Philosophy, Text analyses |
| 5 | How green is green? | Physics, Chemistry, Nano science |
| 6 | Why is the financial crisis described as 'global'? | Economics |
| 7 | How do we become South Africans? | Anthropology, Social Psychology |

This module is compulsory and credit bearing for all (on campus) mainstream students with an AP score of 30 and above, registering as first time entering students for a first degree or diploma qualification.

UFS 101 is a prerequisite for the completion of a qualification, and students will earn an additional 16 credits to the minimum number of credits required for the completion of their qualification (Rule A8).

UFS101 is currently only offered in English for the following reasons:

- To improve and promote social cohesion among students;
 - UFS101 prepares students for possible participation in programmes such as the "Leadership for Change Programme" and the "Stanford University Sophomore Programme".
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