

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



UFS·UV

LAW
REGSGELEERDHEID

***UNDERGRADUATE
FACULTY RULES
2019***



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 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.



VISION

It is the vision of the University of the Free State (UFS) Faculty of Law to provide broad access to academically excellent, relevant, innovative, and research led undergraduate and postgraduate legal programmes that place transformative constitutionalism and social justice at the core of a regionally and nationally relevant and globally competitive and responsive curriculum.

MISSION

The UFS Faculty of Law remains committed to the following:

- Establishing itself as a centre of excellence in the heart of the country, promoting and engaging in the scholarships of legal research, teaching and learning, as well as community service learning and engagement.
- Imbuing our graduates and staff with a sensitivity to the contribution they can make to the regional, national and continental development needs of the wider community.
- Delivering graduates committed to the imperatives of constitutional transformation, who will promote the realisation of a society characterised by justice, fairness, non-discrimination and non-racialism.
- Developing context sensitive, globally competitive undergraduate and postgraduate programmes and short learning programmes tailored to address the needs of the local community, the province and the Southern African region, which will enable our graduates to

make a meaningful contribution regionally, nationally and internationally.

- Engaging in research, teaching and learning and community engagement in the furtherance of our mission and vision.
- Embracing and accepting diversity and harnessing its potential to enhance and enrich our programmes, paradigms and scholarship.
- Taking cognisance of the global environment in which the South African legal system is applied and internationalising both our programmes and our scholarship, through incorporation of international elements in our academic programmes and developing networks and collaborations to widen the exchange of knowledge, ideas and impact of our scholarship.
- Providing South African society and the international community with graduates who are active citizens equipped for the world of work, lifelong learning and contributing to the professional workplace and to the broader community.
- Promoting a sense of social responsibility amongst both staff and students.

VALUES

Informed by the constitutional values and the values of the University of the Free State, the Faculty's values are academic freedom, excellence, professionalism and integrity, non-racialism, non-sexism, inclusivity and fairness, Ubuntu and civic responsibility.

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 interests of the public and directed towards improving the good name of the university and the faculty.

My use of social-media platforms shall not compromise the rights of others to be treated with respect and dignity and shall not violate the good name of the university and the faculty.

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

My 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 the refusal to issue the certificate of good conduct required for admission to all legal professions.

Lecturer Code of Ethics

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

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

I shall maintain high moral and ethical standards.

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

My use of social-media platforms shall not compromise the rights of others to be treated with respect and dignity and shall not violate the good name of the university and the faculty.

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

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

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

I shall maintain a high standard of integrity.

I shall act objectively, fairly and without bias.

I shall employ my working potential to the full.

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.

CONTENTS

ADDRESSES	8
MEMBERS OF STAFF	9
UNDERGRADUATE FACULTY RULES AND INFORMATION	15
DEGREES	18
RULE E1: BACHELOR OF LAWS (LLB) AS A FIRST QUALIFICATION	20
RULE E2: BACHELOR OF LAWS (LLB) AS A SECOND QUALIFICATION	37
RULE E3: BACHELOR OF LAWS WITH SPECILISATION IN FINANCIAL PLANNING LAW	42
RULE E4: ADVANCED DIPLOMA IN ESTATE AND TRUST ADMINISTRATION	44
RULE E5: WRITTEN TEST RULES	47
RULE E6: ASSIGNMENT AND RESEARCH REPORT RULES	51
RULE E7: ONLINE ASSESSMENT RULES	53
RULE E8: SPECIAL EXAMINATION RULES	54
RULE E9: FACULTY READMISSION STUDENT APPEALS COMMITTEE	55
RULE10: CURRICULA AND MODULES	57

ADDRESS

All correspondence regarding academic matters must be addressed to:

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

**Telephone: 051 401 9111
Fax: 086 697 2604 or 051 401 9210**

Further enquiries regarding e-learning:

Telephone: 051 401 2433 or 051 401 3532

Further enquiries regarding UFS Law Clinic:

Telephone: 051 401 9970

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 9777 or 051 401 2735
E-mail: law@ufs.ac.za**

MEMBERS OF STAFF

Dean

Prof JC Mubangizi [Dip Educ (Makerere University), LLB (Makerere University), Dip Legal Practice (Law Development Centre), LLM (UCT), LLD (University of Durban-Westville, now UKZN)]

PERMANENT ACADEMIC STAFF

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 [Blur, LLB, LLD (UOFS), MASSAf, HFSALS, Hon. Coif, Attorney of the High Court of South Africa]

Extraordinary professors:

Prof DA Burdette [Blur, LLB (UNISA), LLD (UP), Nottingham Trent University]

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:

Dr HJ Moolman [BCom, Blur, LLB, LLM (UOFS), PhD (Higher Education Studies) (UFS), 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 (UFS), 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 [Blur, 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, Postgraduate Diploma in Financial Planning (UFS), Attorney of the High Court of South Africa]

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

Dr DM Smit [Blur, 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]

Mr G Stopforth [LLB, LLM (Labour Law) (NWU)]

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

Mr MF Qumba [LLB (WSU), LLM (UP)]

Mr S Tavuyanago [LLB, LLM (UP), Attorney 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]

Permanent support staff

Ms V Plaatjies – Senior Assistant Officer

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]

Extraordinary professors:

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

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 [Blur, LLB (PU for CHE), CTL (UNISA), Attorney 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:

Mrs M Bloem [LLB, Cert Advanced Labour Law, LLM (UFS), Attorney of the High Court of South Africa]

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

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

Dr JL Matthee [LLB, LLM, LLD (NWU), Advocate 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]

Ms RP Senokoane [LLB, LLM (UFS)]

Mrs A September van Huffel [LLB, LLM (UWC), 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]

Permanent support staff:

Mrs SAM Viljoen – Senior Assistant Officer

Public Law

Extraordinary professors:

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

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 [Blur (UOFS), LLB, LLM (UFS), Advocate of the High Court of South Africa]

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

Prof SA De Freitas [BProc, LLB, LLM (*cum laude*), LLD (UFS)]

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

Mr KB Motshabi [Dip Jur, LLB (Unibo, now known as NWU), LLM (Southern Methodist University)]

Mr EC Muller [Blur; LLB; LLM (UFS), Attorney of the High Court of South Africa]

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

Ms L Prinsen [LLB, LLM (UP)]

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

Prof K Van Marle [BLC, LLB (UP), LLM (UNISA) LLD (UNISA)]

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 support staff:

Ms R Majola – Senior Assistant Officer

Free State Centre for Human Rights

Director:

Prof JFD Brand [BLC LLB (UP) LLM (Emory) LLD (Stellenbosch) Advocate of the High Court of South Africa]

Academic members of staff

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

Dr A de Man [B Com (Law) (*cum laude*), LLB, LLM (*cum laude*) (UFS), EMA (EIUC), LLD (UFS), Admitted Attorney of the High Court of South Africa]

Permanent support staff:

Ms MSM Serasengwe – Assistant Officer

Centre for Labour Law

Programme Director:

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

Permanent support staff:

Ms U Jordan – Assistant Officer

Ms L Maans – Assistant Officer

School for Financial Planning Law

Director:

Adv SA Hyland CFP® [LLB, LL.M (*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, Postgraduate Diploma in Financial Planning, BCom (Hons), M Com, PhD (UFS)]

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

Dr R van Zyl CFP® [LLB, Postgraduate Diploma in Financial Planning, LL.M (UFS), LL.D (UFS), Advocate of the High Court of South Africa]

Permanent support staff:

Mrs JE Badenhorst – Senior Assistant Officer

Mrs C Coetzer – Officer

Mrs S Crous – Senior Officer

Mrs JW de Jonge – Office Assistant

Ms J Leeuw – Assistant Officer

Mrs MJ Molete – Senior Assistant Officer

Mrs EM Macheu –Assistant Officer

UFS Law Clinic

Director:

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

Permanent support staff:

Mr RC Ishmail – [LLB, LL.M (UFS), Practising Attorney and Notary of the High Court of South Africa]

Permanent support staff: Office of the Dean

Mr S Coangae – Messenger

Ms H Grobler – Senior Officer

Ms C Jooste – Senior Officer

Mr C Pharoah – Faculty Manager

Ms A Lombard – Dean's Office Manager

Ms SD Maasdorp – Assistant Officer

Ms NC Mohorehi- Messenger

Ms MF Moshe-Bereng – Marketing Officer
Ms C Nel – E-Learning Office
Ms LJM Petersen – Senior Assistant Officer
Ms A Pieters – Senior Assistant Officer
Mr RV Van der Ross – E-Learning Office

UNDERGRADUATE 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 2019 Faculty Rules supplement the 2019 General Rules for Undergraduate Qualifications, Postgraduate Diplomas, Bachelor Honours Degrees, Master's Degrees, Doctoral Degrees, Higher Doctorates, 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 or advanced diploma programmes.
- Students' attention is drawn to the following General Rules:
 - o A.2(c) which states that the application for admission of students from other institutions of higher education, who have been academically excluded at those institutions, will only be considered for admission to this University by the Dean in consultation with the Registrar, on the strength of justified, written submissions.
 - o A3(e) which reserves the university's right to withdraw a prospective student's admission in the event that the programme the student had been admitted to, had reached the capacity limit in terms of registration.
 - o A3.9 that explains the requirements pertaining to the National Benchmark Tests (NBTs) and UFS101.
 - o A3.10 that sets out the progression rule in respect of undergraduate students as from 2014, excluding access, extended and open distance learning programmes).
 - o A3.11 that explains the re-admission of students on the basis of academic progress, subsequent to complying with General Rule A3.10.

- o A9.2(a) which makes provision for refusal to the examination if a minimum module mark of 40% has not been achieved in a module;
- o A9.4 that explains, among others, the requirements to pass a module, to pass a module with distinction, and the rules pertaining to continuous assessment in a module;
- The undergraduate programmes in this faculty imply full-time studies. No part-time studies can be accommodated, except for the the mainstream LLB (study code 3302) and BLur (Financial Planning Law) (study code 3323) that are presented via e-learning; and the Advanced Diploma in Estate and Trust Administration (academic plan code BD320300) that is only presented via distance learning.
- No *ad hoc* examinations will be awarded to students who participated in the main examinations but could not participate in the additional examinations due to, for example, sickness or an unforeseen circumstances.
- An eight-character alphanumeric system is used to code modules. The module code comprises of two parts, namely the subject field and the catalogue number, consisting of four characters each. The first alpha character of the subject field identifies the discipline (for example, the letter “L” denotes that the module is presented in the Faculty of Law) and the other three alpha characters of the code constitute an abbreviation of the module title/name. The second set represents the catalogue number, which consists of four numerical characters. The first digit indicates the year of study of a module, the second digit is assigned to the NQF level at which the module is offered, the third digit indicates whether a module is presented in the first semester (1), second semester (2) or over a year (0). The fourth and last digit corresponds to the credit load of the module in multiples of four. If the credit load deviates from this, a zero (0) is assigned.
- 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, 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.

- The language of instruction is English for all modules offered in the first to third years of study in the mainstream LLB and first to fourth years of study in the extended LLB curriculum programme. The language of instruction for the Blur (Financial Planning Law) and Advanced Diploma in Estate and Trust Administration is English only.
- Even though the South African Qualifications Authority (SAQA) prescribes the minimum number of credits required for obtaining a specific qualification and the Higher Education Qualifications Sub-Framework (HEQSF) aligned programme qualifications mix (PGM) prescribes the total number of credits required for obtaining a qualification, the UFS reserves the right to prescribe the total minimum number of credits required for programmes leading to UFS qualifications. This means that there may be instances where the total minimum number of credits prescribed by the UFS for a specific programme leading to a UFS qualification may differ from the number of credits prescribed by either SAQA or the HESQF-aligned PQM. In such event, the total minimum number of credits required by the UFS and specified by the UFS in the relevant UFS Faculty Rule Book will take precedence over the SAQA and the HESQF-aligned PQM number of credits determination. All students wishing to qualify for a UFS qualification will thus have to attain the total prescribed minimum number of credits determined by the UFS and published in the relevant UFS Faculty Rule Book. In terms of the definition for “awarding a qualification”, students will obtain a qualification if they have passed every module prescribed for a programme according to the relevant faculty rules and Higher Education Qualifications Framework. No person shall receive a qualification unless s/he has fulfilled all the requirements prescribed by the faculty and applicable General Rules for the qualification.

DEGREES

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

Degree	Minimum period of study	Abbreviation	Study/ Academic plan 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 with specialisation in Financial Planning Law	3323
Advanced Diploma in Estate and Trust Administration	1 year	AdvDip in Estate and Trust Administration	BD320300

* Also referred to as the mainstream LLB

** Also referred to as the extended LLB curriculum programme

*** Also referred to as the LLB presented by external services providers

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 postgraduate 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.

RULES

RULE E1 BACHELOR OF LAWS (LLB) As a first Bachelor's Degree (study codes 3302, 3303 and 3304)

E1.1 Applicability

These Faculty Rules apply to candidates who register for the LLB for the first time in 2019.

E1.2 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*.

E1.3 Admission

- (a) The following rules apply in order to be admitted to the mainstream LLB (study code 3302):
- (i) The candidate must comply with the requirements of General Rule A3.1.
 - (ii) In addition to paragraph (i) above, the candidate should be in possession of an endorsed Senior Certificate (until 2007) with an M-score of at least 34 points; or the candidate should be in possession of a National Senior Certificate (from 2008) or National Certificate (Vocational) with an AP score of at least 33 points, with a minimum performance mark of 70% (performance level 6) in Afrikaans Home Language, English Home Language, Afrikaans First Additional Language or English First Additional Language, 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.
 - (iii) Notwithstanding subparagraphs (i) and (ii) above, a candidate can, at the recommendation of the Dean, be admitted to the mainstream LLB (study code 3302) if the candidate applied in terms of General Rule A3.8 for admission by means of a process of recognition of prior learning.

- (iv) In terms of General Rule A3.9(b), all candidates should take the Academic and Quantitative Literacy Test of the National Benchmark Tests (NBTs) and must have done so within the three years prior to registration. Taking the NBT is not required of students who study via e-learning. See General Rule A3.9(h).
- (b) The following rules apply in order to be admitted to the extended LLB curriculum programme (study code 3303):
 - (i) The candidate must comply with the requirements of General Rule A3.1.
 - (ii) In addition to paragraph (i) above, the candidate should be in possession of an endorsed Senior Certificate (until 2007) with an M-score of at least 28 points; or the candidate should 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 Afrikaans Home Language, English Home Language or English First Additional Language.
 - (iii) Notwithstanding subparagraphs (i) and (ii) above, 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 meets one the following requirements:
 - (a) The candidate is 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 first year of study of a mainstream or an extended curriculum programme with a final mark of at least 60% per module;
 - (b) 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 Higher Certificate in Humanities with a final mark of 70% per module and without failing any of the modules; or
 - (c) The candidate applied in terms of General Rule A3.8 for admission by means of a process of recognition of prior learning.

- (iv) A student who complies with Faculty Rule E1.3(b)(iii) is not automatically admitted to the extended curriculum programme for the LLB, but needs to provide a motivation, curriculum vitae and other supporting documentation to the Dean for consideration.
- (iv) All candidates should 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.
- (c) The LLB presented by external service providers (study code 3304) has been phased out since 2017. Consequently, no first-year students were accepted for this study code in 2017 and 2018. Students who have previously failed third-year modules for this qualification need to ensure that they pass these modules in 2019 since the third-year modules for this qualification will be offered for the last time in 2019. Fourth-year modules will be offered for the last time in 2019.
- (d) The LLB that is presented by the distance mode of tuition (also known as the e-learning LLB) will be phased out from 2019. Consequently, no first-year students will be accepted for this mode of tuition in 2019. Students who have previously failed first-year modules via this mode of tuition, need to ensure that they pass these modules in 2019 since the first-year modules of the LLB will be offered for the last time via distance tuition in 2019. Second-year modules for this mode of tuition will be offered for the last time in 2020, third-year modules in 2021, and fourth-year modules in 2022.

E1.4 Duration of study

- (a) The duration of study for the Bachelor of Laws (study codes 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 codes 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) The Dean of the Faculty of Law will not grant any student permission to register if such a student has exceeded the maximum residential period.

- (d) If a student interrupted his/her studies for one year or longer, the student has to reapply. The student's application will be considered together with the applications of other students, and the student's academic performance will be taken into account. See General Rule A3.10. The maximum period of study will be counted from the year of return, unless the student interrupted her/his studies due to a lack of academic progress.
- (e) The shelf life of the law modules in the LLB, is generally regarded as seven years.

E1.5 Recognition and exemption from credits

- (a) 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 taking cognisance of the academic integrity and quality of the qualifications of the Faculty of Law.
- (b) Transfer of credits earned through formal learning in a prior qualification or in a partially completed qualification will only be granted if the credits were earned within seven years calculated from the date on which the credits were earned to the date of application for transfer of credits. The shelflife of modules presented by other faculties will be as determined by the respective faculties.

E1.6 Sequence of modules, progression rules and re-admission based on performance (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, excluding students registered for the extended LLB curriculum programme, 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).
- (c) 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.
- (d) 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.

- (e) To be admitted 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 at least 32 credits in the prescribed mainstream modules, namely: LILS1514 (16 credits), LHIS1514 (16 credits), LILS1524 (16 credits), LROM1524 (16 credits), and an additional 64 credits in the prescribed development modules, namely: SCLL1508 (32 credits), MTDL1508 (32 credits), EALL1508 (32 credits), CSIL1511 (4 credits) and CSIL1521 (4 credits). Students who do not meet these requirements will not be readmitted.
- (f) Students who are registered for the extended LLB curriculum programme and who, after two years of study, have not passed all the modules of the first year of the programme, will not be readmitted to the programme.
- (g) Students who are registered for the extended LLB curriculum programme and who, after three years of study, have not passed all the modules of the first and second years of the programme, will not be readmitted to the University. See General Rule A3.11(c)(iv).
- (h) A student who has already twice registered for a particular module and who still fails to comply with the pass requirements, will only be granted one further opportunity to re-register for the module on the basis of exceptional merit and with the approval of the Dean of the Faculty of Law. In the case of a service module, both the Deans of the Faculties involved will have to grant approval. However, only the Dean of the Faculty of Law needs to grant approval for an elective that is presented by another Faculty in the second year of the mainstream LLB curriculum and third year of the extended LLB curriculum programme. See General Rule A3.1(a)(i).

E1.7 Degree with distinction

The LLB degree is awarded with distinction if a student complies with the requirements of General Rule A10. This implies that students should obtain a weighted average of at least 75% (rounded to the next integer, that is 74,5% to 75%), based on the minimum number of modules prescribed for the LLB (study codes 3302 and 3304). The marks for developmental modules in the extended LLB curriculum programme (study code 3303) will be excluded when calculating marks for awarding the LLB with distinction. A student should not have failed any module or repeated any module during an additional examination, except for the purpose of improving a final mark. Where exemption from or recognition of a module(s) from a

previously incomplete qualification is granted, every year in which the module(s) in question was passed, is deemed to be an additional residential year in respect of the LLB. Exemptions or recognitions from a completed qualification(s) are taken as additional residential years in respect of the LLB. Where exemption from or recognition of an occasional module(s) from a previous year is granted, every year in which the module(s) in question was passed, is deemed to be an additional residential year in respect of the LLB.

E1.8 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	Module code	Year	NQF level	Tuition period	Credits
Capita Selecta from Private Law	LCSP4814	4	8	First semester	16
Civil Procedure	LCVP4814	4	8	First semester	16
Criminal Law	LCRM1514	1	5	First semester	16
Criminal Law	LCRM1524	1	5	Second semester	16
Criminal Law	LCRM2614	2	6	First semester	16
Criminal Procedure	LCPR2624	2	6	Second semester	16
Family Law	LFAM1524	1	5	Second semester	16
Historical Foundations of South African Law	LHIS1514	1	5	First semester	16
Instruments of Payment	LIOP3724	3	7	Second semester	16
International Law	LINT4824	4	8	Second semester	16
Introduction to Legal Science	LILS1514	1	5	First semester	16
Introduction to Legal Science	LILS1524	1	5	Second semester	16
Jurisprudence	LJUR4814	4	8	First semester	16
Jurisprudence	LJUR4824	4	8	Second semester	16
Labour Law	LLAB2614	2	6	First semester	16
Labour Law	LLAB2624	2	6	Second semester	16

Law of Business Enterprises	LBEN3714	3	7	First semester	16
Law of Business Enterprises	LBEN3724	3	7	Second semester	16
Law of Contract	LCON2614	2	6	First semester	16
Law of Delict	LDEL3714	3	7	First semester	16
Law of Evidence	LEVD2624	2	6	Second semester	16
Law of Insolvency and Liquidation	LILL4824	4	8	Second semester	16
Law of Obligations	LOBL3724	3	7	Second semester	16
Law of Persons	LPSN1514	1	5	First semester	16
Law of Property	LPRO3724	3	7	Second semester	16
Law of Succession and Administration of Estates	LSAE2624	2	6	Second semester	16
Law of Third Party Compensation	LTPC4824	4	8	Second semester	16
Legal Interpretation	LSIN2614	2	6	First semester	16
Legal Pluralism	LPLU2624	2	6	Second semester	16
Legal Practice	LPRC1522	1	5	Second semester	8
Legal Practice	LPRC1512	1	5	First semester	8
Legal Practice	LPRC2514	2	5	First semester	16
Legal Practice	LPRC3712	3	7	First semester	8
Legal Practice	LPRC3722	3	7	Second semester	8
Legal Practice	LPRC4812	4	8	First semester	8
Legal Practice	LPRC4822	4	8	Second semester	8
Mercantile Law Contracts, Consumer and Insurance Law	LCIL3714	3	7	First semester	16
Public Law	LPUB3714	3	7	First semester	16
Public Law	LPUB3724	3	7	Second semester	16
Public Law	LPUB4814	4	8	First semester	16
Public Law	LPUB4824	4	8	Second semester	16
Research Report	LTHE4804	4	8	Year	16
Roman Law Foundations of South African Law	LROM1524	1	5	Second semester	16

Tax Law	LTAX3714	3	7	First semester	16
UFS101	UFS101	1	5	Year	16

One of the following first-year electives in both semesters:					
Module	Module code	Year	NQF level	Tuition period	Credits
Elective 1: English Skills	ENGS1608	1	6	Year	32
Elective 2: Latin	CLLT1608	1	6	Year	32
Elective 3: Legal Language and Culture	CLLC1514	1	5	First semester	16
	CLLC1624	1	6	Second semester	16

One of the following second-year electives in both semesters:					
Module	Module code	Year	NQF level	Tuition period	Credits
Elective 1: Accounting for Law	EACC1614	2	6	First semester	16
	ERRK1624	2	6	Second semester	16
Elective 2: Criminology	CRIM2614	2	6	First semester	16
	CRIM2724	2	6	Second semester	16

Two semester modules (one in each semester) of the following fourth-year electives:					
Module	Module code	Year	NQF level	Tuition period	Credits
Electronic and Internet Law	LEIL4824	4	8	Second semester	16
Environmental Law	LENV4824	4	8	Second semester	16
Financial Planning	LFPL4814	4	8	First semester	16
Financial Planning	LFPL4824	4	8	Second semester	16
Intellectual Property Law	LIPL4824	4	8	Second semester	16
Insurance Law*	LINS4814	4	8	First semester	16
International Economic Law	LIEL4814	4	8	First semester	16
International Private Law**	LPIL4814	4	8	First semester	16
Law of Damages**	LDAM4814	4	8	First semester	16
Medicina Forensis	LMDF4814	4	8	First semester	16

Medicina Forensis	LMDF4824	4	8	Second semester	16
Sectional Titles	LSSB4814	4	8	First semester	16
Law of Trusts	LTRL4824	4	8	Second semester	16

* This elective will not be presented in 2019.

** The availability of these electives is subject to the registration of a minimum of 10 students.

- (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	Module code	Year	NQF level	Tuition period	Credits
English Academic Literacy for Law	EALL1508	1	5	Year	32
Computer Literacy*	CSIL1511	1	5	First semester	4
Advanced Computer Literacy	CSIL1521	1	5	Second semester	4
Legal Skills	LSKL1514	1	5	First semester	16
Legal Skills	LSKL1524	1	5	Second semester	16
Mathematical Literacy	MTDL1508	1	5	Year	32
Skills and Competencies for Lifelong Learning	SCLL1508	1	5	Year	32

* 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.

E1.9 Calculation of the final mark for a module

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

- (a) Module mark, 50% and examination mark, 50%.
- (b) In the case of e-learning: Module mark, 20% and examination mark, 80%.

E1.10 Promotion in terms of the General Rule A9.4(e) is not applicable to any of the modules presented in the Faculty of Law.

E1.11 LLB curriculum

- (a) The General Rules as well as Faculty Rule E1 are applicable to this curriculum *mutatis mutandis*.
- (b) The curriculum for the LLB degree is compiled, subject to Faculty Rule E1.2, 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 both semesters

Module	Code
Elective 1: English Skills	ENGS1608
Elective 2: Latin	CLLT1608
Elective 3: 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
Criminal Law	LCRM2614

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 both semesters

Elective 1: Accounting for Law*	EACC1614	ERRK1624
Elective 2: Criminology	CRIM2614	CRIM2724

*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 (LTHE4804) presented in the fourth year need to be registered in the second semester of the third year of study

Fourth year of study

First semester

Module	Code
Capita Selecta from Private Law	LCSP4814
Civil Procedure Prerequisite: In order to register for this module, a student must already have passed Law of Evidence (LEVD2624)	LCVP4814
Jurisprudence	LJUR4814
Legal Practice	LPRC4812
Public Law	LPUB4814

Research Report Prerequisite: In order to register for this module, a student must already have passed Legal Practice (LPRC3722).	LTHE4804
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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

* This elective will not be presented in 2019.

** The availability of these electives is subject to the registration of a minimum of 10 students.

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 Prerequisite: In order to register for this module, a student must already have passed Legal Practice (LPRC3722).	LTHE4804
Public Law Prerequisite: In order to register for this module, a student must already have passed Public Law (LPUB4814)	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
Intellectual Property Law	LIPL4824
Law of Trusts	LTRL4824
Medicina Forensis	LMDF4824

E1.12 Extended curriculum programme for the LLB (Study code 3303; credits 904)

- (a) The General Rules as well as Faculty Rule E1, are applicable to this curriculum *mutatis mutandis*.
- (b) The extended curriculum programme for the LLB is compiled, subject to Faculty Rule E1.2, 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	EALL1508
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	EALL1508
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
English Skills	ENGS1608

Second semester

Module	Code
Criminal Law	LCRM1524
Family Law	LFAM1524
Legal Practice	LPRC1522
Legal Skills	LSKL1524
UFS101	UFS101
English Skills	ENGS1608

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 both semesters:

Module	Code	Code
Elective 1: Accounting for Law*	EACC1614	ERRK1624
Elective 2: Criminology	CRIM2614	CRIM2724

*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 (LTHE4804) presented in the fifth year need to be registered in the second semester of the fourth year of study.

Fifth year of study

First semester

Module	Code
Capita Selecta from Private Law	LCSP4814
Civil Procedure Prerequisite: In order to register for this module, a student must already have passed Law of Evidence (LEVD2624)	LCVP4814
Jurisprudence	LJUR4814
Legal Practice	LPRC4812
Public Law	LPUB4814
Research Report Prerequisite: In order to register for this module, a student must already have passed Legal Practice (LPRC3722).	LTHE4804

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

* This elective will not be presented in 2019.

** The availability of these electives is subject to the registration of a minimum of 10 students.

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 Prerequisite: In order to register for this module, a student must already have passed Legal Practice (LPRC3722).	LTHE4804
Public Law Prerequisite: In order to register for this module, a student must already have passed Public Law (LPUB4814)	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
Intellectual Property Law	LIPL4824
Law of Trusts	LTRL4824
Medicina Forensis	LMDF4824

E1.13 A student may not be simultaneously registered for modules presented in the e-learning and the contact learning LLB that is presented on the Bloefontein campus.

RULE E2 BACHELOR OF LAWS (LLB)
As a second Bachelor's Degree
(Study code 3302)

E2.1 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 Bachelor of Commerce in Law degree, hereafter referred to as the 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 7 years from the date on which the module was passed to the date of application for recognition (Faculty Rule E1.5). 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.

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

General 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% 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% 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.

E2.2 The General Rules as well as Faculty Rule E1 are applicable to these curricula *mutatis mutandis*.

E2.3 Curricula for the LLB preceded by any other Bachelor's Degree 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.

- E2.4** The LLB preceded by the Blur (Financial Planning Law) (Study code 3302)
- (a) The minimum duration of the curriculum for the LLB preceded by the Blur (Financial Planning Law) is three years.
 - (b) The curriculum for the LLB preceded by a Blur (Financial Planning Law) is drawn up in consultation with the Dean.
 - (c) The LLB preceded by the Blur (Financial Planning Law) will be awarded if a student has passed all the modules necessary for obtaining the LLB in terms of Faculty Rule E1.8.
 - (d) Exemption from or recognition of credits earned in the Blur (Financial Planning Law) can be granted in terms of General Rule A8 and Faculty Rule E1.5.
 - (e) Students who register for the LLB degree preceded by the Blur (Financial Planning Law) at the UFS, are exempted from UFS101, LPRC1522 and LCIL3714.
 - (f) Students who register for the LLB degree preceded by the Blur (Financial Planning Law) cannot register for LFPL4814 and LFPL4824 as electives in the fourth year of study.
 - (g) Please note that the topic and supervisor for the research report (LTHE4804) 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 need to be submitted at the Office Manager of the Dean.
 - (h) 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.

E2.5 The LLB preceded by the BCom (Law) degree) (Study code 3302)

- (a) The minimum duration of the curriculum for the LLB preceded by a BCom (Law) is two years.
- (b) The curriculum for the LLB preceded by the BCom (Law) is drawn up in consultation with the Dean.
- (c) The LLB preceded by a BCom (Law) will be awarded if a student has passed all the modules necessary for obtaining the LLB in terms of Faculty Rule E1.8.
- (d) Exemption from or recognition of credits earned in the BCom (Law) can be granted in terms of General Rule A8 and Faculty Rule E1.5.
- (e) Students who were enrolled for the BCom (Law) at the UFS for the first time prior to 2014, are exempted from the following modules:
LPRC1512
LPRC1522
LPRC2514
- (f) Students who follow the LLB degree preceded by the BCom (Law) (UFS), are exempted from UFS101 as intended in Faculty Rule E1.8.
- (g) Please note that the topic and supervisor for the research report (LTHE4804) 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 need to be submitted at the Office Manager of the Dean.
- (h) 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.

E2.6 Degree with distinction

- (a) The LLB degree that is preceded by first Bachelor's Degree is awarded with distinction if a student complies with the requirements of General Rule A10 and Faculty Rule E1.7. However, General Rule A10(d) will not apply. This implies that that exemptions or recognitions from the first Bachelor's Degree will not be taken as additional residential years in respect of the LLB as a second Bachelor's Degree.
- (b) The following additional requirements will apply:
 - (i) In the first Bachelor's Degree, the student should not have failed any module that is required for obtaining the LLB in terms of Faculty Rule E1.8.
 - (ii) The first Bachelor's Degree should have been completed within the minimum prescribed period.
 - (iii) The LLB that was preceded by a BCom(Law) should be completed within a maximum of two years and the LLB that was preceded by a Blur (Financial Planning Law) should be completed within a maximum of three years.

BACHELOR OF LAW DEGREE

**RULE E3 BACHELOR OF LAW WITH SPECIALISATION IN
FINANCIAL PLANNING LAW
(Study code 3323)**

The Bachelor of Law with specialisation in Financial Planning Law has been phased out since 2017. No first- and second-year modules for this qualification will be offered in 2019. Third-year modules for this qualification will be offered for the last time in 2019.

ADVANCED DIPLOMA

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; and
- ❑ Evaluate and apply relevant information from legislation, literature and secondary data sources to specific practical scenarios.

**RULE E4 ADVANCED DIPLOMA IN ESTATE AND TRUST
ADMINISTRATION**
(Academic plan code BD320300)
(Total minimum credits: 120)

E4.1 Applicability

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

E4.2 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*.

E4.3 Admission

- (a) For admission to the Advanced Diploma in Estate and Trust Administration a Diploma on NQF Level 6 or a Bachelor's Degree on NQF Level 7 (minimum 360 credits) in any fields relating to or containing subject matter of estate administration, trust administration, financial planning or estate planning is required.
- (b) 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.
- (c) Notwithstanding subparagraphs (a) and (b) above, a candidate can, at the recommendation of the Dean, be admitted to the Advanced Diploma in Estate and Trust Administration (BD320300) if the candidate applied in terms of General Rule A3.8 for admission by means of a process of recognition of prior learning. Such students must be in possession of a relevant NQF level 5 qualification (120 credits) and 5 years' relevant work experience or a relevant NQF level 6 qualification (120 credits) with 5 years' relevant work experience.

E4.4 Duration of study (General Rule A5.5)

- (a) The duration of study for the Advanced Diploma in Estate and Trust Administration is a minimum of one year (see General Rule A5.5(a)).

- (b) The duration of study for the Advanced Diploma in Estate and Trust Administration is a maximum three years from the date of first registration.
- (c) The Dean of the Faculty of Law will not grant any student permission to register if such a student has exceeded the maximum residential period.
- (d) If a student interrupted his/her studies for one year or longer, the student has to reapply. The student's application will be considered together with the applications of other students, and the student's academic performance will be taken into account. See General Rule A3.10. The maximum period of study will be counted from the year of return, unless the student interrupted her/his studies due to a lack of academic progress.

E4.5 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% weighted average is obtained within the minimum period of the qualification and without failing any of the modules.

E4.6 Modules necessary for obtaining the Advanced Diploma in Estate and Trust Administration

The Advanced Diploma in Estate and Trust Administration is awarded if a candidate has passed at least the following modules or has received exemption from or recognition of the relevant modules:

Year modules	Codes	Credits
Regulatory Environment	REEN1700	30 credits
Administration of Deceased Estates	ADDE1700	30 credits
Trust Administration	TRAD1700	30 credits
Estate planning and Drafting of Wills	EPDW1700	30 credits

E4.7 The final mark for a module is comprised of 30% based on the semester mark and 70% from the examination mark.

E4.8 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. (b) Students may appeal an examination result by

requesting a re-mark through the prescribed process within 5 working days of the release of the results. Students will be given feedback with regard to the appeal within 3 weeks of requesting the re-mark. See General Rule 28.12(f).

RULE E5 WRITTEN TEST RULES

E5.1 Application

The rules below will apply in those instances where one or more tests form part of the assessment plan of a module and where such tests are scheduled on the formal test series timetable of the Faculty.

E5.2 Rules if one test forms part of the assessment plan of a module

- (a) A main and an alternative test will be scheduled for the modules where only one test forms part of the assessment plan of a module and where such a test is scheduled on the formal test series timetable of the Faculty.
- (b) It is not a requirement for students to have participated in all the scheduled assessments of a module in order to participate in the main examinations. However, the provisions of General Rules A9.2(a) to (c) will apply.
- (c) Where a system of continuous assessment applies, a student passes when a final mark of at least 50% has been obtained and he/she has participated in *all the assessments*. Consequently, such a student needs to participate in either the main or alternative test. See General Rule A9.4(h).
- (d) No sick certificates and/or other documentation will be required from a student to write the alternative test.
- (e) Students are, however, encouraged to participate in the main test opportunity and should not regard the alternative test as an opportunity to manage their test timetables more effectively. Students who decide not to write the main test do so at their own risk. For example, a student who falls ill on the day of the alternative test will not be granted a special test opportunity if he or she did not participate in the main test.
- (f) In exceptional instances, a student can lodge a written application to the Faculty to write a special test if he or she was unable to participate in both the main and alternative test opportunities. Evidence of the student's inability to write both tests needs to accompany his/her application and should be handed in at the Faculty Manager within three days from the date the student was able to resume with his/her normal duties. Oversleeping and being

late for a test due to, for example, motor vehicle problems, traffic congestion, etc. will not be regarded as compelling reasons. Students need to plan their travelling arrangements in such a way as to arrive at least one hour prior to the commencement of the test at the test venue. Although students are not required to obtain a medical certificate from a registered medical practitioner or psychologist when an illness has prevented them from writing the main test, they are strongly advised to obtain such a certificate before or on the day the test needs to be written.

- (g) In terms of General Rule A9.11, a student does not have recourse to the right of exception if she/he has erred in respect of the scheduled test timetables.
- (h) Students should avail themselves of the test timetable for the alternative test, since there is a possibility that students who previously failed a module(s) might be required to write two modules on the same date and at the same time. No conflict/clashes of module tests will be accommodated. This will cause a student to fail the other module. Students are therefore again encouraged to participate in the main test to avoid possible clashes of modules during the alternative test series.
- (i) A student may not write the alternative test in order to improve his/her module mark.
- (j) Lectures are not presented in law modules during the main test series. However, lectures in non-law modules will continue throughout the test series.
- (k) Under no circumstances will a third test series be scheduled for students.
- (l) The duration of the main test and the alternative test is 60 minutes each.

E5.3 Rules if two tests form part of the assessment plan of a module

- (a) Three tests, namely a class test, a main test and an alternative test will be scheduled during a semester for each undergraduate law module where two tests are used as an assessment method to calculate a module mark, and where such tests are scheduled on the formal test series timetable of the Faculty.

- (b) It is not a requirement for students to have participated in all the scheduled assessments of a module in order to participate in the main examinations. However, the provisions of General Rule A9.2(a) to (c) will apply.
- (c) Where a system of continuous assessment applies, a student passes when a final mark of at least 50% has been obtained and he/she has participated *in all the assessments*. Consequently, such a student should have participated in two of the scheduled tests. See General Rule A9.4(h).
- (d) No sick certificates and/or other documentation will be required from such a student to write the alternative test(s).
- (e) Students are encouraged to participate in both the class and main test opportunities and should not regard the alternative test as an opportunity to manage their test timetables more effectively. Students who decide not to write the class test or the main test do so at their own risk. For example, a student who falls ill on the day of the alternative test will not be granted a special test opportunity if he or she did not participate in the class test and/or main test.
- (f) The alternative test consists of two sections:
Section A: The same demarcation of work as the class test; and
Section B: The same demarcation of work as the main test.
- (g) Students who did not write the class test must answer Section A of the alternative test, and students who did not write the main test must answer Section B of the alternative test.
- (h) A student may write both Sections A and B of the alternative test.
- (i) Students should avail themselves of the test timetable for the alternative test, since there is a possibility that students who previously failed a module(s) might be required to write two modules on the same date and at the same time. No conflict/clashes of module tests will be accommodated. If the test date and time for two modules overlap during the alternative test, a student will only be allowed to write the test of the module that is presented at the lower year level of the curriculum. This will cause a student to fail the other module. Students are therefore again encouraged to participate in both the class and main tests to avoid possible clashes of modules during the third test series.

- (j) A student may not write an alternative test in order to improve his/her module mark.
- (k) Lectures are not presented in law modules during the main test series. However, lectures in non-law modules will continue throughout the class and main test series.
- (l) Under no circumstances will a fourth test series be scheduled for students.
- (m) In terms of General Rule A9.11, a student does not have recourse to the right of exception if she/he has erred in respect of the scheduled test timetables.
- (n) The duration of the tests will be as follows:
 - (i) 45 minutes for the class test and Section A of the alternative test; and
 - (ii) 60 minutes for the main test and Section B of the alternative test.

E5.4 Discussion of assessment results

In terms of General Rule 9.12(d), a student may discuss the results of an examination, test or assignment with the lecturer and with the academic head of department (irrespective of a student's account being in arrears, but on condition that particulars regarding the results are not divulged). The following procedures apply: (i) the discussion must take place within five (5) working days after the provisional results have been announced; (ii) a student has the right to address a justified written appeal to the dean, with notification to the academic head of department and (iii) such an appeal must be lodged within two (2) working days after discussion with the academic head of department.

E5.5 Requirements in respect of test venues

- (a) No student will be permitted to enter the test venue after 15 minutes from the commencement of the test session have elapsed.
- (b) No student may leave the test venue before 45 minutes have elapsed since the commencement of the test session.
- (c) A student who feels sick in the test venue should leave the test venue before the test paper is distributed. As soon a student has received a test paper, the student will be deemed to have participated in the test.

RULE E6 ASSIGNMENT AND RESEARCH REPORT RULES

E6.1 Submission of assignments

- (a) All assignments need to be electronically submitted to a Turnitin dropbox that will be available on the applicable Blackboard module. No assignments or research reports will be accepted in hard copy format.
- (b) It is the responsibility of a student to ensure that he/she upload to Blackboard the correct document as their assignment or research report. A student who uploads a blank or an incorrect document will not be afforded another opportunity to resubmit the assignment or research report.
- (c) Students should upload documents in Portable Document Format (PDF).

E6.2 Late submission of assignments

- (a) The late submission of an assignment will result in a student obtaining zero for the relevant assignment and could lead to the student's subsequent failing of the module.
- (b) The late submission of Research Report (LTHE4804) will result in a student obtaining zero for the relevant research report and will lead to the student's subsequent failing the module.
- (c) Students are encouraged to work proactively on their assignments. Sickness or other personal circumstances that impact on the student's ability to submit an assignment before/on the submission date might not be accepted as valid reasons for late submissions.

E6.3 Resubmission of assignments and research reports

- (a) A student will, regardless of the mark obtained, not be afforded an opportunity to resubmit an assignment.
- (b) If a student has only the module Research Report (LTHE4804) module outstanding to obtain his/her qualification, such a student may (as the final opportunity) resubmit the improved work for assessment if his/her final mark for this module is between 45% and 49%, provided that this takes place before the due dates as determined by the UFS. See General Rule A9.3.2(a).

E6.4 Special resubmission of research report

If a student has only one module outstanding to obtain his/her qualification and this module is assessed only by examination of a project, a portfolio, an essay or research report (LTHE4804), such student may (as the final opportunity) resubmit the improved work for assessment if his/her final mark for this module (in the final year of study) is between 45% and 49%, provided that this takes place before the due dates as determined by the UFS.

RULE E7 ONLINE ASSESSMENT RULES

E7.1 Application

All standard provisions regarding written tests and assignments apply to online assessments *mutatis mutandis*.

E7.2 Opening a test

Once a student has clicked on the "Online Test Click Here" tab to access a test on Blackboard, the student will be deemed as having participated in the test. Such a student will not qualify to participate in the alternative test.

E7.3 Submission of tests

- (a) It is the responsibility of students to ensure that they upload the correct document as their answering sheet. Students who upload a blank or an incorrect document will not be afforded another opportunity to resubmit the test.
- (b) Students should upload documents in Portable Document Format (PDF).

E7.4 Online problems

- (a) Students encountering online problems should call the Blackboard Helpdesk at 051 401 9452 or email the Blackboard Helpdesk at ehelpdesk@ufs.ac.za.
- (b) Should the Blackboard Helpdesk not be able to assist immediately, the student needs to submit, within two working days from the date of the test, the following to the Helpdesk at their email address: the student name and number, module code, assessment name, short description of the issue experienced, and a screenshot or photo of the issue experienced.
- (c) An application to participate in the alternative test should be lodged via email to the e-learning office in the case of e-learning students or the Faculty Manager in the case of on-campus students. The submission should be made within two working days from the date the report was received from the Blackboard Helpdesk. The email should contain a clear motivation why the student should be granted the opportunity to participate in the alternative test and the report of the Blackboard Helpdesk should be attached to the mail.

- (d) In the case of (c) above, the approval of the Vice-Dean of the Faculty is required to participate in the alternative test.

RULE E8 SPECIAL EXAMINATION RULES

E8.1 Requirements for special examinations

Students will automatically qualify for a special examination if they meet the following requirements (see the definition for “special examination” in terms of the General Rules and General Rule 9.3.1(e):

- (a) the student is registered in her/his final academic semester;
- (b) this module in which the examination is required is the only outstanding module to obtain the qualification, whether or not the examination was failed in the main mid-year main end-of-year or any of the additional examination periods;
- (c) the student is registered, in the current academic year, for the module in which she/he needs a special examination and has obtained a predicate of at least 40%;
- (d) once admission to the examination has been granted, participation in the main mid-year examination and the main end-of-year examination is compulsory; and
- (e) writing the examination (including alternative modes of assessment) and passing would contribute to obtaining the qualification without prolonging her/his studies for another academic semester or year; after passing that single module, the student will obtain a qualification.

E8.2 Requirements for special examinations in the School for Financial Planning Law

With regard to the qualifications offered at the School of Financial Planning Law, a student in his/her final academic year who, upon completion of the main end-of-year examination, must prolong her/his studies to obtain the qualification subsequent to passing all required modules, but failing a single module during the main end-of-year examination, will automatically qualify to take a special examination, which is written during the additional end-of-year examination. See General; Rule A9.3.1(g).

RULE E9 FACULTY READMISSION APPEALS COMMITTEE RULES

E9.1 Functions of the Faculty Readmission Appeals Committee

- (a) The primary function of the Faculty Readmission Appeals Committee is to deal with readmission appeals from students.
- (b) The Faculty Readmission Appeals Committee also deals with appeals regarding residential periods; permission for deviations; curriculum issues; permission to do certain modules at another higher education institution; credit accumulation, recognition and transfer; extension of registration periods; awarding of degrees; exemption from modules such as UFS101 and foundational/developmental modules; retroactive registrations; de-registrations; permission to repeat modules failed on two or more occasions; obtaining a qualification with distinction; early exit; graduating within a shorter period than the prescribed minimum; masters degree and PhD appeals relating to title registration and supervisor conflict; recognition of prior learning; and predicate marks.

E9.2 Lodging an appeal to the Faculty Readmission Appeals Committee

- (a) A student's appeal to the Faculty Readmission Appeals Committee will only be dealt with if the student has exhausted all internal processes to the relevant lecturer, Academic Head of Department, Vice-dean and Dean.
- (b) A student who wants to lodge an appeal to the Faculty Readmission Appeals Committee should collect and complete the student appeal form that is available from the Office Manager of the Dean (please see the website of the UFS for contact details).
- (c) The student should submit the student appeal form in (b) above and comprehensive supporting documentation/proof in person or via email to the Office Manager of the Dean within 15 working days after the student had exhausted all internal procedures.
- (d) No additional documentation will be accepted after submission of the documents mentioned in (c) above.

E9.3 The decision by the Faculty Readmission Appeal Committee is final.

Rule E10 Curricula and modules

- E10.1** 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.
- E10.2** The modules 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 (30 Credits) is presented in the School for Financial Planning Law

Description and purpose of module

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 both formatively (tests and assignments) and summatively (examination).

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 module 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 module 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.

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

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.40
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- 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

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

EALL1508 English Academic Literacy for Law

Aim

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

Assessment

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

ENGS1608 English Skills

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

An English language development module for undergraduates.

After participation in lectures and class activities and the successful completion of this module, 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.

Assessment

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

EPDW1700 Estate Planning and Wills Drafting

The module EPDW1700 (30 Credits) is presented in the School for Financial Planning Law

Description and purpose of module

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 the 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 both formatively (tests and assignments) and summatively (examination).

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 module

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 module

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).

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 module

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 module

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 module deals with breach of contract, and more specifically which acts constitute breach, as well as remedies available for different types of breach. Finally, the module 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 Public Law.

Description and purpose of module

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 Public Law.

Description and purpose of module

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 Public Law.

Description and purpose of module

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 Public Law.

Description and purpose of module

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 module

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.

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.

Assessment

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

LCVP4814 Law of Civil Procedure

The module **LCVP4814** Law of Civil Procedure (16 credits) is presented in the Department of Public Law.

Description and purpose of module

The module 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 module 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 module

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 module

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 module

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).

LEVD2624 Law of Evidence

The module **LEVD2624** Law of Evidence (16 credits) is presented in the Department of Public Law.

Description and purpose of course

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

Integrated knowledge and skills

After successful completion of this module, the student should, considering the spirit of the South African Constitution, identify and integrate the appropriate concepts and principles, and formulate opinions and solutions regarding:

- The presentation of evidence in civil and criminal proceedings.
- The admissibility or receivability of certain information to prove facts in issue in criminal and civil proceedings.
- The types of evidence used in criminal and civil proceedings.
- The possible exclusion of certain types of evidence.

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 Public Law.

Description and purpose of module

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 module, 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 module

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).

LFPL4814 Financial Planning Law

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

Description and purpose of module

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 School for Financial Planning Law.

Description and purpose of module

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).

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 module

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 module

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 module

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 Public Law.

Description and purpose of module

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 Public Law.

Description and purpose system. LILS1524 concentrates on an overview of the South African legal system; aspects of criminal law and law of evidence *of module* 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 module

Students are introduced to the basic principles and concepts of Insurance Law. The module 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 Public Law.

Description and purpose of module

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.
- International Criminal 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 module

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 Intellectual Property Law

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

Description and purpose of module

Students are also introduced to the basic principles and concepts of Intellectual Property Law. The module 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 Intellectual 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 Public Law.

Description and purpose of module

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 Public Law.

Description and purpose of module

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 module

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 module

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).

LMDF4814 Medicina Forensis

The module **LMDF4814** Medicina Forensis (16 credits) is presented in the Department of Private Law

Description and purpose of module

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 medical treatment.
- Invasion/Violation of the patient's right to privacy.
- The doctor as an expert witness in court.
- Euthanasia.
- Sex change operations.
- Child abuse molesting, child abuse, domestic violence and abuse of older persons.

- HIV/AIDS and the law.
- Abortion / termination of pregnancy and the law.
- Sterilisation of persons.
- Blood transfusions and religious objections
- 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).

L MDF4824 Medicina Forensis

The module **L MDF4824** Medicina Forensis (16 credits) is presented in the Department of Private Law.

Description and purpose of module

Successful students will be able to master established aspects concerning Medical Law not dealt with in any other legal 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.
- 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).

LOBL3724 Law of Obligations

Description and purpose of module

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).

LPIL4814 International Private Law

The module **LPIL4814** International Private Law (16 credits) is presented in the Department of Private Law.

Description and purpose of module

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 module

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 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 Public Law.

Description and purpose of module

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 Public Law.

Description and purpose of module

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 Public Law.

Description and purpose of module

Students are introduced to the basic principles and concepts of computer skills and writing skills. The module 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:

- Using plain language in legal writing;
- Guidelines such as basic format/form, writing style, tone and purpose of documents;
- Rules to apply in stating what you mean;
- Persuasive and predictive legal writing;
- 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 Mercantile Law.

Description and purpose of module

The purpose of the module 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 Public Law.

Description and purpose of module

The module consists of two parts. The first part is in preparation of the student to write the research report (LTHE4804) 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

Continuous assessment methods will be used to determine whether the student achieved the module outcomes.

LPRC4812 Legal Practice

The module **LPRC4812** Legal Practice (8 credits) is presented in the Department of Public Law.

Description and purpose of module

The module 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 Public Law.

Description and purpose of module

The module 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 module

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 module

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 Public Law.

Description and purpose of module

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, human dignity; the right to life; and freedom of religion
- Understand the Justifiable Limitation of Rights and its application.

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 Public Law.

Description and purpose of module

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 Public Law.

Description and purpose of module

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 Constitutional Court's interpretation of equality
- General principles of employment discrimination law
- The Promotion of Equality and Prevention of Unfair Discrimination Act 4 of 2000
- Harassment
- Affirmative Action
- Reasonable accommodation
- Preferential Procurement and Black Economic Empowerment

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 Public Law.

Description and purpose of module

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 general principles regarding the justiciability of socio-economic rights with specific reference to recent cases regarding the right to housing, healthcare services and social security.
- The influence of the Constitution regarding the extension of state liability for neglect of duty.

Assessment

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

LROM1524 Roman Law Foundations of South African Law

The module **LROM1524** Roman Law Foundations of South African Law (16 credits) is presented in the Department of Private Law.

Description and purpose of module

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 module

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, is presented in the Department of Mercantile Law.

Description and purpose of module: In general, to provide a bridging module to the five-year LLB students and thereby to equip them with the basic skill requirements of both law and eventual legal practice.

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

- Writing skills necessary for the drafting of an academic essay;
- The integration of sources;
- The interpretation of authority;
- Administrative skills necessary to study and practice law;
- Explain the purpose and meaning of Street Law;
- Demonstrate an understanding of where South African Law comes from, how it is interpreted and the different kinds of law;
- Demonstrate an understanding of how the courts and other dispute resolution mechanisms work;
- Demonstrate an understanding of how lawyers and the adversary system works;
- Demonstrate an understanding of how the civil courts and small claims court works;
- Explain the meaning, nature and causes of crimes;
- Be able to identify the defences to crimes;
- Demonstrate basic knowledge of the Consumer Protection Act.

Assessment: Assessment to determine whether the student has attained the module outcomes takes place formatively (a test) and by means of continuous evaluation.

LSKL1524 Legal Skills

The module **LSKL1524**, Legal Skills, is presented in the Department of Mercantile Law.

Description and purpose of module:

In general, to provide a bridging module to the five-year LLB students and thereby to equip them with the basic skill requirements of both law and eventual legal practice.

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

Writing skills necessary for the drafting of an argumentative essay;

The integration of sources;

The interpretation of authority;

Administrative skills necessary to study and practice law;

Explain the importance of socio-economic rights;

Explain the meaning of education rights and the duties of the state in respect of them;

Identify and describe the law concerning social security and assistance;

Demonstrate an understanding of the law concerning the right of access to health care;

Explain the importance of the right to food and the barriers to access to food;

Explain what are housing rights;

Discuss the law concerning water and water rights;

Discuss the meaning of the right of access to land and property;
Explain the law relating to environmental rights;
Explain the laws affecting workers or employees who apply for a job;
Explain the law relating to contracts of employment;
Discuss the laws that apply to skills, health and safety and benefits of the workplace;
Explain the meaning of collective bargaining and trade unions;
Discuss the purpose and application of disciplinary codes;
Explain the purpose and application of the Employment Equity Act;
Discuss the law regarding the termination of employment through dismissal;
Explain how to resolve a labour dispute and the dispute resolution mechanism available to unfairly dismissed employees.

Assessment:

Assessment to determine whether the student has attained the module outcomes takes place formatively (a test) 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 module

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 module

Students are introduced to the basic principles and concepts of Tax Law. The module 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).

LTHE4804 (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

Summative assessment by means of internal assessment, internal moderation 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 module

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 module

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 Public Law.

Description and purpose of module

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 assessment.

REEN1700 Regulatory Environment

The module REEN1700 (30 credits) is presented in the School for Financial Planning Law

Description and purpose of module

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.

CRIM2614 Criminology (Penology)

This module contains fundamental knowledge, theories, principles and practices of the study field of penology (punishment) as an area of specialisation in criminology.

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

- Discuss the importance of penology as an area of specialisation in criminology discipline
- Discuss the evolution, nature and aims of punishment
- Distinguish between various schools of thought/approaches to punishment
- Apply principles of justice to sentencing
- Demonstrate individualisation in sentencing
- Evaluate case studies of various sentencing processes in terms of the objectives of sentencing
- Present complex information reliably and coherently
- Apply appropriate conventions of referencing

Make appropriate use of academic discourse conventions

Assessment

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

CRIM2724 Criminology (Victimology)

This module contains fundamental knowledge, theories, principles and practices of Victimology as an area of specialisation in Criminology

Learning outcomes of the module

- Describe the study field of Victimology
- Discuss victimisation within particular historical, socio-economic, legal and political contexts
- Evaluate the impact of criminal victimisation and abuse of power on individuals, groups, communities, society and the ecology
- Demonstrate knowledge of victimisation reduction and empowerment strategies
- Apply knowledge of criminal victimisation theories/perspectives to particular contexts
- Gather information from a range of sources
- Communicate effectively using language skills in oral or written presentations
- Apply appropriate conventions i.t.o. intellectual property, copyright and plagiarism within all written and oral work presented
- Work effectively with others as a member of a team, group, organisation, community
- Assess own progress and take necessary steps to ensure improvement within the structured academic environment of initial years of study

Assessment

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

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

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

TRAD1700 Trust Administration

The module TRAD1700 (30 Credits) is presented in the School for Financial Planning Law

Description and purpose of module

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 both formatively (tests and assignments) and summatively (examination).

UFS101

By the end of this module, students should be able to:

After successful completion of the economics unit, students should be able to:

- discover how the South African economy (South African credit rating) was downgraded to junk status and the implications thereof on students;
- identify how the economy and more specifically job creation in South Africa is influenced by political instability and the effect this has on students;
- examine our role as responsible citizens/students/consumers in the South African economy; and
- discuss strategies to strengthen the South African economy.

After successful completion of the history unit, students should be able to:

- describe pre-colonial societies in Africa;
- express an understanding of the complexities of pre-colonial societies in Africa;
- explain that African societies before 1500 were part of the international networks of trade;
- explain that African societies participated integrally in the transformation of world history centuries before the arrival of Europeans on the continent; and
- discuss the need for African history (or any production of knowledge on Africa) to be told (written) and interpreted from broader perspectives.

After successful completion of the agriculture unit, students should be able to:

- explain the concept of ecosystems services;
- explain the concept of an ecological footprint;
- identify strategies on how to reduce a person's ecological footprint; and
- identify the role technology plays in agriculture to reduce the global ecological footprint.

After successful completion of the social psychology unit, students should be able to:

- explain what social psychology is;
- describe, by using conformity and obedience, why people join groups and do not change in certain circumstances;
- use social psychological research to explain how modern media creates expectations of how people should behave in relationships;
- explore how leaders use influence and persuasion to facilitate change through conformity and obedience; and
- reflect on how being at university is changing you and developing you as a leader?

After successful completion of the anthropology unit, students should be able to:

- discuss the concepts of difference and sameness, within the context of this unit;
- explain spheres of influence and identify your own spheres of influence;

- apply spheres of influence to various case studies;
- discuss the concepts of active listening, democracy and social cohesion; and
- apply active listening, and relate it to democracy and social cohesion.
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- After successful completion of the anthropology unit, students should be able to:
- apply the four pillars of ethics on a basic level;
- identify the role performance enhancers play in our lives at UFS;
- reflect on the legal, ethical and moral parameters presented in the case study; and
- plan a basic moral code.
-
- Demonstrate practical knowledge in the use of technological resources at a university;
- Apply their knowledge of self, goal setting and the undergraduate experience to actual situations;
- Demonstrate academic reading, creative thinking, decision-making and memory skills;
- Explain the value of different disciplinary perspectives;
- Apply different disciplinary perspectives as part of critical thinking;
- Demonstrate basic reflective academic skills – reading, writing and argumentation skills; and
- Reflect on how higher education empowers citizens to engage with the challenges facing the 21st century world.

Assessment

Continuous assessment to determine whether the student has attained the module outcomes
