

CALENDAR 2019

FACULTY OF LAW

POSTGRADUATE

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PLEASE MENTION YOUR UNIVERSITY NUMBER IN ALL CORRESPONDENCE.

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

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

Table of Contents

LAW.1	FACULTY RULES	6
LAW.1.1	AUTHORITY OF THE GENERAL ACADEMIC RULES	6
LAW.1.2	FACULTY-SPECIFIC RULES	6
LAW.1.2.1	Modules and credits	6
LAW.1.2.2	Relationship between credits and notional study hours	6
LAW.1.2.3	Recognition of prior learning	6
LAW.1.2.4	Application for Admission	6
LAW.1.2.5	Registration	6
LAW.1.2.6	Professional ethics	7
LAW.1.2.7	Medium of instruction	7
LAW.1.2.8	Transitional rules	7
LAW.1.2.9	Termination of studies	7
LAW.1.2.10	Recognition of modules	7
LAW.1.2.11	Re-registration for coursework modules	7
LAW.1.2.12	Extension of the study period	7
LAW.1.2.13	Style of referencing	7
LAW.1.2.14	Language editing	7
LAW.1.2.15	Allocation of study leaders or promoters	7
LAW.1.2.16	Notice of submission	7
LAW.1.2.17	Progress reports	7
LAW.1.2.18	Access to internet	8
LAW.1.2.19	Ethical clearance	8
LAW.1.2.20	Exemption from class attendance in a module	8
LAW.1.2.21	Access to and review of marked examination scripts	8
LAW.1.2.22	Additional modules	8
LAW.1.2.23	Attainment of qualifications	8
LAW.1.2.24	Attainment of qualification with distinction	8
LAW.1.2.25	Dean's concession examination in coursework modules	8
LAW.1.3	WARNING AGAINST PLAGIARISM.....	8
LAW.1.4	CAPACITY STIPULATION	8
LAW.1.5	QUALIFICATIONS, PROGRAMMES AND CURRICULA	8
LAW.1.6	RULES FOR THE POSTGRADUATE DIPLOMA IN LABOUR LAW	10
LAW.1.6.1	Duration (minimum and maximum duration).....	10
LAW.1.6.2	Admission requirements for the qualification.....	10
LAW.1.6.3	Distance Learning	10
LAW.1.6.4	Qualification outcomes.....	10
LAW.1.6.5	Articulation possibilities.....	10
LAW.1.6.6	Policy and procedures for moderation	10
LAW.1.6.7	Policy and procedures for recognition of prior learning	10
LAW.1.6.8	Curriculum –PGDip in Labour Law	11
LAW.1.7	RULES FOR THE MASTERS DEGREES (LLM AND MPHIL).....	12
LAW.1.7.1	Duration (minimum and maximum duration).....	12
LAW.1.7.2	Admission requirements for the qualification	12
LAW.1.7.3	Qualification outcomes	13
LAW.1.7.4	Faculty-specific requirement for LLM/MPhil Degree.....	13
LAW.1.7.5	Curricula Master of Laws –Research.....	15
LAW.1.7.6	Curricula Master of Laws–Coursework and Mini-dissertation	15
LAW.1.8	RULES FOR THE DEGREE DOCTOR OF LAWS (LLD).....	21
LAW.1.8.1	Admission requirements	21
LAW.1.8.2	Examination.....	21
LAW.1.8.3	Termination of studies	22
LAW.1.8.4	Duration and Supervision.....	22
LAW.1.8.5	Qualification outcomes:.....	22
LAW.1.8.6	Curricula – Doctor of Laws	23
LAW.1.9	RULES FOR THE DOCTOR OF PHILOSOPHY IN LAW.....	24
LAW.1.9.1	Duration (minimum and maximum duration).....	24

LAW.1.9.2	Admission requirements for the qualification	24
LAW.1.9.3	Integrated assessment mechanisms	24
LAW.1.9.4	Qualification outcomes	25
LAW.1.9.5	Compilation of curriculum	25
LAW.2	OUTCOMES OF MODULES	26
LAW.2.1	MODULES FOR THE POSTGRADUATE DIPLOMA IN LABOUR LAW	26
LAW.2.2	LLM COURSEWORK OUTCOMES	29
LAW.2.3	LLM RESEARCH MODULE OUTCOMES	46
LAW.2.4	LLD MODULE OUTCOMES	49

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LAW.1 FACULTY RULES

LAW.1.1 AUTHORITY OF THE GENERAL ACADEMIC RULES

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

LAW.1.2 FACULTY-SPECIFIC RULES

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

Where faculty rules are amended and approved by senate before the next version of the yearbook is published, reasonable steps must be taken to bring the amendments to the attention of students who are affected thereby.

The executive dean may delegate any power or function vested in him/her in terms of these rules to any faculty sub-committee, the deputy dean, an academic director or deputy director. Any person aggrieved by the exercise of such a delegated power or function may, within 10 days of being informed of the decision, request the executive dean to reconsider a decision made in terms of such delegated authority, and the executive dean may confirm, replace or amend such a decision or refer it back to the person or committee to whom decision-making authority was delegated for reconsideration.

The executive dean may, where exceptional circumstances outside of the control of the university or the students exist or existed, cause or will cause that it will be unfair to enforce strict compliance with the rules of the faculty, allow on good cause shown a deviation from the rules. Such deviation must be reasonable under the circumstances and not jeopardise the integrity of the programme.

LAW.1.2.1 Modules and credits

The subject matter for every degree is divided into modules and every module has a specific credit value. Every module is examined separately.

LAW.1.2.2 Relationship between credits and notional study hours

The number of credits allocated to each module is calculated according to the provisions as set out in the Higher Education Qualification Framework.

LAW.1.2.3 Recognition of prior learning

- a) The Faculty of Law endorses the view that recognition of prior learning (RPL) constitutes an essential element of the transformation of access and admissions policies at education institutions in South Africa.
- b) In view of the fact that the recognition of prior learning and module recognition and exemption must be conducted in a valid, reliable and equitable way, all applications in this regard are dealt with in terms of Rules 1.6 and 1.7 of the General Academic Rules as well as the relevant procedures laid down by the Faculty. Applications close on the 31st of October for purpose of acceptance to the University in the following year.
- c) For the processing of an application for recognition of prior learning, a non-refundable administrative fee is payable, as determined from time to time by the University.

LAW.1.2.4 Application for Admission

- a) All applications for admissions must comply with the prescribed procedure and the required documentation must be attached before it will be considered. No applicant shall be accepted for admission unless the applicant complies with the general admission requirements and with the Faculty specific requirements, where applicable. The admission requirements for all formal academic qualifications offered by the Faculty of Law are set out in the Admission Policy as approved by Senate and Council; which are available at: <http://www.nwu.ac.za/nwu-prospective-students>
- b) Applicants are referred to Academic Rule 1.2.1 regarding the procedure for applications for admission.
- c) The closing date for applications is 31 October of the previous year. Late applications will be considered on merit but subject to available capacity.

LAW.1.2.5 Registration

- a) No one is registered as a student before that particular individual is admitted to a specific qualification programme of the University or admitted for non-degree purposes. Registration entails the prescribed completed process that a student is required to follow to be enrolled as a student of the University as set out in the General Academic Rules 1.10, 4.7 and 5.7.
- b) A student who has been admitted to the University registers for a specific qualification programme per annum for the duration of the study at the time determined in the annual calendar for that purpose by paying the prescribed registration fee and submitting the completed registration form. After approval of the registration by the Faculty, an official proof of registration is issued.
- c) It is the personal responsibility of the student to ensure that all requirements for registration for the qualification programme, curriculum and module are complied with and that no class, test or examination time table clashes between modules for which the student registers, will occur. The University reserves the right to refuse or cancel a registration where this condition is not met.
- d) Students, who attend lectures/seminars, write tests, submit assignments and who write examinations without officially being registered receive no credits, even if the prescribed fees have been paid.

- e) **By signing and/or submitting either on paper or electronically the prescribed application and registration forms, the applicant or registered student agrees to be bound by the applicable rules, policies and resolutions of the University until the registration of the student is terminated or the application refused.**
- f) A student who is enrolled for any of the programmes offered by the Faculty of Law may be allowed to register for more than one qualification at the University and the Faculty only with prior written permission from the Executive Dean of the Faculty of Law.
- g) A student who does not register in a particular year, but who wishes to continue the study in the subsequent year, must apply to the Director: Postgraduate Programmes for readmission.

LAW.1.2.6 Professional ethics

Legal education give access to the legal profession. To be admitted to the legal profession, an applicant must be a fit and proper person to serve in the profession. Due to the high ethical standards in the legal profession, it is unlikely that a person who has been convicted and sentenced in a court of law or against whom University disciplinary measures have been taken as a result of misconduct constituting/comprising dishonesty will be admitted to the legal profession, notwithstanding good academic results.

LAW.1.2.7 Medium of instruction

The language medium of the Postgraduate Programmes is English, with Afrikaans students being accommodated (to the extent possible) regarding assignments, mini-dissertations, dissertations, theses and oral and written examinations.

LAW.1.2.8 Transitional rules

The Director: Postgraduate Programmes may make transitional rules when necessary in order to facilitate the transition from existing programmes to new programmes.

LAW.1.2.9 Termination of studies

The study of a postgraduate student may be terminated in terms of Academic Rule 1.18.

LAW.1.2.10 Recognition of modules

Recognition of modules passed at another recognised institution of higher education or the NWU, will be considered according to the General Academic Rules 1.7, 4.5 and 5.5. The following will, amongst others, be taken into consideration: the planned date of registration, the prescribed minimum duration of the qualification for which the student wishes to register, the number of modules passed at the other institution, the academic content of the module passed, as well as the date when the module was passed.

LAW.1.2.11 Re-registration for coursework modules

A student may, in the course of the *maximum period* allowed for the study, repeat coursework modules constituting not more than 25% of the total credits of the coursework component of a master's degree programme, *only once*. No course work module may be repeated more than once. If a failed coursework module is substituted with another elective the student is not allowed to repeat such substituted elective.

LAW.1.2.12 Extension of the study period

See the General Academic Rules 4.14 and 5.13

LAW.1.2.13 Style of referencing

All postgraduate research (mini-dissertations; dissertations and theses) as well as assignments should strictly follow the official referencing style of the Faculty of Law as prescribed from time to time.

LAW.1.2.14 Language editing

The mini-dissertation; research dissertation or thesis must be language edited by a competent editor and a certificate from the editor must be attached to the submitted copy of the mini-dissertation; dissertation or thesis.

LAW.1.2.15 Allocation of study leaders or promoters

Study leaders or promoters will be allocated by the Director: Postgraduate Programmes based on expertise in the field and capacity within the Faculty, irrespective of site of delivery and will be done in accordance with Rule 4.8 of the General Academic Rules. Consideration will be given to the student's preference where possible. Students in the structured LLM programmes are required to identify and consult with possible study leaders before 15 March of the year of first registration. If a student in a structured LLM programme has not identified and consulted with a study leader by 15 March of the year of first registration, a study leader will be allocated by the relevant programme leader after consultation with the Director: Postgraduate Programmes.

The Faculty board may in exceptional circumstances approve the appointment of a co- or assistant promoter on the grounds of relevant technical expertise despite such a person not being in possession of a doctoral degree.

LAW.1.2.16 Notice of submission

A student who is not registered may not give notice to submit. Three months before the date determined for submission in the annual University calendar, the student must give notice in the prescribed format, of his/her intention to submit the (mini-)dissertation/thesis for examination. No submission will be accepted without the required notice of submission.

LAW.1.2.17 Progress reports

All registered students are required to provide the Director: Postgraduate Programmes with a report on the progress made by the student on the research component of the programme concerned. These reports should be signed by the study leader/promoter and submitted in the prescribed format and manner by 15 June and 30 November respectively of each year. If the progress report indicates that the student's progress is unsatisfactory or if the student has failed to submit the report, the student will be given a written warning by the Director: Postgraduate Programmes.

LAW.1.2.18 Access to internet

All postgraduate programmes of the Faculty of Law make use of the electronic platform Efundu and all registered students are required to have off campus access to the internet.

LAW.1.2.19 Ethical clearance

Every research proposal in the Postgraduate Programmes is subject to ethical clearance by the Research Ethics Committee.

LAW.1.2.20 Exemption from class attendance in a module

Exemption from classes can only be given if the module has been registered for previously, admission to the examination was obtained, but the module was not passed. Exemption will only be granted once.

A student may receive exemption from class attendance for a maximum of one module per semester or one year module.

If exemption from class attendance is granted in respect of a module, the student must register for the module and must comply with the Faculty rules regarding the required formative assessment opportunities in order to obtain a new participation mark to enable him/her to write the exams in the module concerned.

LAW.1.2.21 Access to and review of marked examination scripts

All students have the right to view their marked examination scripts and the associated memoranda/marking scheme.

To view a marked script, the student must submit a student request to the Director Postgraduate programmes within seven days from receipt of the results for the module.

LAW.1.2.22 Additional modules

A student who registers for a postgraduate qualification may on application be granted permission by the executive dean to register for additional modules besides those required for the curriculum of the programme concerned, provided that no timetable clashes are brought about thereby, and subject to the maximum number of HEMIS credits for which a student may register in a given academic year, as provided for in rule 1.9 of the general Academic rules.

LAW.1.2.23 Attainment of qualifications

Taking into account rules 1.3.3, 1.14, 1.17 and 1.19.3 of the General Academic Rules, a postgraduate qualification is obtained when final verification and audit confirmation is given that a student has successfully completed all the modules prescribed in the applicable faculty rules for the programme of the qualification concerned.

LAW.1.2.24 Attainment of qualification with distinction

In order to be awarded a LL.M with distinction, a student must achieve a weighted average of at least 75% for all the core modules identified as such in the faculty rules concerned, not taking additional modules taken by the student into account.

A full-time student enrolled for the postgraduate diploma must complete the programme within the minimum time specified in these faculty rules in order to qualify for the award of the qualification with distinction, except if failure to comply with the minimum time requirements is due to the interruption of the study on medical grounds, in which case the executive dean concerned may approve the award of the degree with distinction.

A part-time student enrolled for the postgraduate diploma must complete the programme within the maximum time specified in the faculty rules in order to qualify for the award of the qualification with distinction.

LAW.1.2.25 Dean's concession examination in coursework modules

The executive dean may, after consultation with the Director Postgraduate Programmes concerned, grant a student who failed an examination in a coursework module of a master's degree or postgraduate diploma a second examination or assessment opportunity.

This second examination opportunity is subject to the requirement that the student has passed all modules but one required for the completion of the programme.

LAW.1.3 WARNING AGAINST PLAGIARISM

Assignments are individual tasks and not group activities (unless explicitly indicated as group activities). All assignments must be subjected to a University approved programme (such as Turnitin) in order to establish possible plagiarism. Plagiarism and every other form of academic dishonesty are strictly and unequivocally condemned and any evidence of academic dishonesty shall be referred to the appropriate offices in the Institution for further disciplinary measures. For further details see:

http://www.nwu.ac.za/content/policy_rules

LAW.1.4 CAPACITY STIPULATION

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

LAW.1.5 QUALIFICATIONS, PROGRAMMES AND CURRICULA

The following postgraduate diploma and postgraduate degrees may be conferred by the Faculty of Law.

PC refers to Potchefstroom Campus and MC to Mafikeng Campus.

The postgraduate qualifications are only offered in English.

DIPLOMAS				
Qualification	Specialisation	Mode of delivery	Campus	NQF level
Postgraduate Diploma	Labour Law	Contact Distance	PC & MC	8
MAGISTER AND DOCTORATE DEGREES				
Qualification	Specialisation	Mode of delivery	Campus	NQF level
LLM-Research				
Master of Laws	International Aspects of Law	Contact	PC	9
Master of Laws	Perspectives on Law	Contact	PC	9
Master of Laws	Trade and Business Law	Contact	PC	9
Master of Laws	Private Law	Contact	PC	9
Master of Law	Constitutional Law	Contact	PC	9
Master of Laws	Formal Law	Contact	PC	9
Master of Laws	Legal Profession	Contact	PC	9
Master of Laws	Criminal and Procedural Law	Contact	MC	9
Master of Laws	Mercantile Law	Contact	MC	9
Master of Laws	Private and Customary Law	Contact	MC	9
Master of Laws	Public Law and Legal Philosophy	Contact	MC	9
LLM (Coursework and Research)				
Master of Laws	Labour Law	Contact	PC & MC	9
Master of Laws	Estate Law	Contact	PC	9
Master of Laws	International Trade Law	Contact	PC	9
Master of Laws	Environmental Law and Governance	Contact	PC	9
Master of Laws	International Child Law	Contact	PC	9
Master of Laws	Family and Indigenous Law <i>Not presented in 2019</i>	Contact	MC	9
Master of Laws	Public Law and Legal Philosophy	Contact	MC	9
Master of Laws	Criminal Law, Criminal Justice and Procedure <i>Not presented in 2019</i>	Contact	MC	9
Master of Laws	Mercantile Law <i>Not presented in 2019</i>	Contact	MC	9
Masters of Philosophy (MPhil)				
Masters of Philosophy	Environmental Law and Governance	Contact	PC	9
Professional LLM				
Master of Laws	Criminal Law and Procedure	Contact	PC	9
Doctor of Laws (LLD)				
Doctor of Laws	International Aspects of Law	Contact	PC	10
Doctor of Laws	Perspectives on Law	Contact	PC	10
Doctor of Laws	Trade and Business Law	Contact	PC	10
Doctor of Laws	Private Law	Contact	PC	10
Doctor of Laws	Constitutional Law	Contact	PC	10
Doctor of Laws	Formal Law	Contact	PC	10
Doctor of Laws	Legal Profession	Contact	PC	10
Doctor of Laws	Criminal and Procedural Law	Contact	MC	10
Doctor of Laws	Mercantile Law	Contact	MC	10
Doctor of Laws	Public Law and Legal Philosophy	Contact	MC	10
Doctor of Laws	Private and Customary Law	Contact	MC	10
Doctor of Philosophy (PhD)				
Doctor of Philosophy	Law and Development	Contact	PC & MC	10

LAW.1.6 RULES FOR THE POSTGRADUATE DIPLOMA IN LABOUR LAW

Code Contact- 6AD D01

Code Distance-6AE D01

CAMPUS: POTCHEFSTROOM (ENGLISH),

DELIVERY MODE: CONTACT AND DISTANCE

The diploma will be offered as from 2019.

LAW.1.6.1 Duration (minimum and maximum duration)

The duration for the Postgraduate Diploma in Labour Law is a minimum of one year and a maximum of two years.

LAW.1.6.2 Admission requirements for the qualification

Candidates who apply for the Postgraduate Diploma in Labour Law should be in possession of one of the following:

- a) An applicable undergraduate law degree, e.g. a B Com in Law, a BA in Law or any other B degree with majors in one of the following specialisations: human resource management, labour or industrial relations, labour law or industrial psychology; OR
- b) A diploma at NQF exit level 7 with majors in one of the following specialisations: human resource management, labour or industrial relations, labour law or industrial psychology; OR
- c) An LLB at exit level 8.

The qualifications of foreign students must be submitted to SAQA for recognition in terms of the standard procedures of the NWU.

LAW.1.6.3 Distance Learning

Open distance learning allows students to register for the programme in January, offering technology-mediated instruction and examination opportunities at various learning support centres nationally and internationally and may include contact and practical sessions. Students who study through distance learning are still subject to specific admission requirements as determined by the Institutional Admissions Requirements Committee, fixed dates for the commencement of academic programmes, a minimum and maximum duration for the completion of their studies, and specific scheduled assessment opportunities.

LAW.1.6.4 Qualification outcomes

- a) The student should demonstrate comprehensive and systematic knowledge and critical understanding of, among others:
 - i. the interpretation and application of labour law;
 - ii. the formation of the contract of employment and the resulting rights and duties flowing from the contract, the common law and the effect of statutory provisions and the impact of the Constitution on the content of the contract of employment;
 - iii. the provisions of the *Employment Equity Act* 1998 with regard to discrimination and the implementation of affirmative action measures in the workplace;
 - iv. the provisions of the *Labour Relations Act* 1995 pertaining to the termination of the employment relationship and dispute resolution; and
 - v. the collective labour law regulating the relationship between trade unions and employers and the law relating to industrial action;
- b) The student should demonstrate the ability to identify, analyse, evaluate and deal with/solve complex and/or real world labour law problems and issues using evidence-based solutions and theory-driven arguments.
- c) The student should demonstrate that he/she has acquired the skills necessary to appropriately consult clients, to collect, analyse, synthesise, and critically evaluate information and then apply knowledge and insight to reach conclusions and be able to make recommendations to clients and as a member of a group, organise and take action steps to implement recommendations.
- d) The student should demonstrate critical understanding of the rules of legal ethics as provided for by the public and private sectors, including safety and security institutions and to respect these rules in the day to day practice and to apply these rules in the day to day dealing with clients, colleagues and the judiciary.

The Postgraduate Diploma aims to provide an academic deepening and broadening of professional experience and application to law graduates, practising attorneys, public servants and members of the private and public safety and security sector in South Africa. It also allows non-practising attorneys and other lawyers with a B Proc, B Juris or LLB qualification to enter a career in the areas of Labour law, Constitutional Labour Law and International Labour Law.

LAW.1.6.5 Articulation possibilities

Successful completion of this qualification provides the opportunity for law graduates, subject to selection criteria to be determined by the Director: Postgraduate Programmes, to apply for registration for a LLM in Labour Law.

LAW.1.6.6 Policy and procedures for moderation

An internal and external moderator in the field of a specific module is appointed. The moderators, moderate the exam paper and memorandum/assessment framework as well as the written examination script of the students. The work plan or study guides as well as a memorandum or assessment framework will be provided to the examiners.

LAW.1.6.7 Policy and procedures for recognition of prior learning

Recognition of prior learning takes place in accordance with LAW 1.2.3 above.

The qualifications of foreign students must be submitted to SAQA for recognition in terms of the standard RPL procedure of the NWU.

Recognition and exemption of modules may be given in accordance with the provisions contained in rule 1.7 and 3.2 of the General Academic Rules.

LAW.1.6.8 Curriculum –PGDip in Labour Law

First Semester		Second Semester	
Module name and code	Cr	Module name and code	Cr
PGDL511 The Constitution and other Labour Law Sources	40	PGDL521 Collective Labour Law	20
PGDL512 Individual Labour Law	20	One of the following electives: 1: PGDL522 Dispute Resolution Practice and Procedure	40
		2: PGDL523 Dispute Resolution Practice and Procedures in the Safety and Security Sector.	40
		3: PGDL524 Dispute Resolution Practice and Procedures in the Public Sector	40
Total first semester	60	Total second semester	60
Total credits for qualification			120

LAW.1.7 RULES FOR THE MASTERS DEGREES (LLM AND MPhil)

The LLM/MPhil is a qualification aimed at developing advanced research skills. The degrees can be obtained by either writing a research dissertation or by writing a mini-dissertation and successfully completing examinations in the prescribed modules.

LAW.1.7.1 Duration (minimum and maximum duration)

- a) The study period is at least one year. A student has to meet all the requirements for the LLM / MPhil degree within two years after registration. If a student has not completed the study within two years, the study may be terminated. The Director: Postgraduate Programmes may, however, agree to an extension after consideration of amongst others:
 - I. whether the research topic is still relevant;
 - II. progress already made by the student;
 - III. what remains to be done to complete the study;
 - IV. what the time frame for completion is;
 - V. whether there are other students who have done, are doing or wish to do research on the same topic; and
 - VI. whether the supervisor is still available.
- b) Full-time LLM/MPhil students must (in consultation with his/her supervisor) submit the research proposals for dissertations or mini-dissertations before 1 May and their mini – dissertation or dissertation at the date determined by the University calendar, usually mid-November.

LAW.1.7.2 Admission requirements for the qualification

- a) To gain admission to the LLM programme, a student must have met all the requirements set by this University or any other South African university for the LLB degree. A student in possession of another four year legal degree of this or another university may apply for admission to the LLM degree. Such a student must furnish sufficient written proof of his/her knowledge and practical experience in the specific field of study to the satisfaction of the Director: Postgraduate Programmes.
- b) To gain admission to the LLM programme the following admission requirements applies: All structured LLMs, an average of 60% for the final year of the LLB degree (or similar recognised four year degree) and a sub-minimum of 60% for the dissertation (where applicable). For the LLM by research an average of 60% for the final year of the LLB degree (or similar recognised four year degree) and a sub-minimum of 65% for the dissertation (where applicable). The Director: Postgraduate Programmes may on good grounds shown, relax this requirement
- c) An evaluation certificate as issued by the *South African Qualifications Authority (SAQA)* must be submitted if a previous qualification was obtained in a foreign country. If necessary a student must deliver proof of proficiency in English (e.g. through TOEFL, a computer based test).
- d) The Director: Postgraduate Programmes may require that a student furnish sufficient proof of his/her research skills before the student receives permission to register.
- e) If a student wishes to obtain an LLM degree in a subject not included in the LLB or in which the student's achievements are not of a sufficient standard, an admission examination in the subject in question can be prescribed by the Director: Postgraduate Programmes.
- f) As far as the LLM in Estate Law is concerned, a student is required to successfully complete an introductory course in Tax Law or submit proof that an equivalent module was passed at another tertiary institution. Exceptions on good cause shown, will be allowed at the discretion of the Director: Postgraduate Programmes.
- g) To gain admission to the MPhil in Environmental Law and Governance, a student who meets all the requirements of a four year university degree may apply for admission to the MPhil in Environmental Law and Governance. Such a student must first successfully complete the following undergraduate modules (or module equivalents at another South African university): Introduction to Law; Law of Property, Constitutional Law, Administrative Law and Environmental Law. Before being allowed to register, the student may be required to provide to satisfaction of the Director: Postgraduate Programmes written evidence of sufficient knowledge and practical experience in the relevant field.
- h) The LLM programmes and elective modules are only offered if the Director: Postgraduate Programmes is of the opinion that there is sufficient demand for the programme/ module(s) for the particular year.
- i) Students can only register for a research topic in a field if sufficient supervision is available and if the Director: Postgraduate Programmes is of the opinion that there will be adequate expertise in the Faculty for support and guidance to a student.
- j) A student can only register for a module for non-degree purposes if he/she can present proof of preceding knowledge on HEQF level 8.
- k) Admission to the LLM programme is subject to the applicant's academic record, language and writing skills, proven expertise in a particular field, the proposed topic of the research, the capacity of the Faculty, the number of applications received in a particular programme and other relevant factors. The Director: Postgraduate Programmes has discretion to approve, reject, postpone or set additional conditions for admission to postgraduate programmes and to limit the number of candidates.

LAW.1.7.3 Qualification outcomes

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

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

LAW.1.7.4 faculty-specific requirement for LLM/MPhil Degree

LAW.1.7.4.1 Structured LLM/MPhil

If there is not sufficient interest for an elective module in a certain year, the Director: Postgraduate Programmes may decide not to offer the module in question in that year. The Director: Postgraduate Programmes has the discretion, on good reason shown, to allow a student to register for an elective module from another programme on receipt of a written request.

LAW.1.7.4.2 Examination

LAW.1.7.4.2.1 LLM attained by research and writing a research dissertation

The degree may be awarded on the strength of a research dissertation on a topic in any discipline in respect of which in the opinion of the Director: Postgraduate Programmes, sufficient expertise and capacity are available in the Faculty for effective guidance to students.

- a) Students work under the supervision of a supervisor appointed by the Director: Postgraduate Programmes and the Faculty Board.
- b) Students are required to attend seminars in the module Research Methodology, and to obtain at least 50% for each assignment and/or presentation. The discussions, arranged during the course of the year, in this module must also be attended. The attendance register should be saved if permission for absence is granted on good grounds shown by the programme leader.
- c) The suggested guideline for the length of a dissertation is 40 000 words (content, including footnotes and bibliography). Any substantial digression from this guideline is subject to the prior approval of the Director: Postgraduate Programmes before submission of the dissertation for examination. The Director: Postgraduate Programmes will determine whether the length of the dissertation is appropriate in the particular case. Students must comply with the prescribed Faculty reference style. Refer to the Style Reference Manual available at http://www.nwu.ac.za/af/webfm_send/57124
- d) Students must comply with the requirements of the General Academic Rules 4.10.
- e) In order to be admitted to write a dissertation the student must (in consultation with his/her supervisor) submit an acceptable research proposal to the Director: Postgraduate Programmes for approval by the Research Unit and Postgraduate Programmes Committee. The research proposal must be approved within 6 months of registration and be written under the supervision of the supervisor. The student is required to within 4 months of the approval of the research proposal (in consultation with his/her supervisor) submit a reading list in a major and two ancillary subjects to the Director: Postgraduate Programmes for approval by the Research Unit and Higher Degrees Committee.
- f) Within 6 months after approval of the reading list; a student is required to successfully complete a research discussion in a major and two ancillary subjects prescribed in consultation with the Director: Postgraduate Programmes for the specific study, to be permitted to write a research dissertation. The evaluation of the student takes place before an appointed panel generally consisting of the executive Dean, Director: Postgraduate Programmes, Director: Research Unit (*ex officio*); a research professor and two members of the Faculty as well as one external member with expertise outside the University. The appointment of examiners and assessment procedure are conducted in accordance with the procedure approved by the Faculty Board.
- g) Before submission of the dissertation, it must be sent electronically to the administrative official of the Faculty. The Turnitin or similar report which is generated must be submitted with the dissertation.
- h) A student writing a research dissertation may also be expected to prepare a publication for submission to an accredited journal.
- i) The research dissertation is assessed according to Academic Rule 4.11.
- j) The research dissertation is assessed by at least two examiners, of which at least one must be an external examiner who is not attached to the University. The final mark of the research dissertation is the average of the examiners' marks. If there is any ambiguity in an examiner's report, or if there is a material difference (the marks awarded by the examiners differ by more than 15%) in the final result recommended by the examiners, the procedure as approved by the Faculty Board will determine the final result of the student. The general provisions relating to assessment of the dissertation and the guidelines to examiners and/or arbitrators are followed in accordance with Faculty guidelines.
- k) A research dissertation may only be referred back to a candidate once, and after revision, be submitted once for re-examination (Refer to Academic Rule 4.11.7.4).

- l) A student's studies may be terminated if he/she fails to comply with the requirements laid down by the Faculty or exceeds the maximum duration of the study period as determined by the Faculty and has received a letter of warning (Refer to Academic Rule 1.18 regarding termination of studies).
- m) A student, who is dissatisfied with any substantive aspect of the guidance provided by a supervisor, can raise such matters in writing with the Director: Postgraduate Programmes. The matter will be dealt with in accordance with the procedure as prescribed in the General Academic Rules and the Manual for Postgraduate Studies. The Director must respond in writing to the student before a research dissertation or mini-dissertation is submitted for examination.

LAW.1.7.4.2.2 Examination of Structured LLM/MPhil

- a) Besides writing a mini-dissertation, assessment in each of the modules in the programme of the particular structured LLM/MPhil is conducted by means of formative and summative assessments including written or oral assessments.
- b) The student must inter alia demonstrate at an advanced level that he/she is able:
 - i) to determine the applicable framework, values and principles and to engage with it in a scholarly manner; and
 - ii) to conduct research on the relevant legal rules in a scientific manner and apply the rules to factual situations.
- c) Attendance of contact sessions in the LLM by coursework is compulsory and failure to comply with this requirement may result in a student being denied access to write the exam based on insufficient proof of participation.
- d) Students must complete assignments that comply with the research and style requirements of the Faculty. The marks awarded for these assignments are taken into account in calculating the final mark for the module. The average mark achieved for the assignments in the module, counts 50% towards the final mark for the module save if expressly stated otherwise in the study guide or arranged by the lecturer. In the case of Estate Law the assignments count 40% and the exam 60% towards the final mark. . In the case of the module Customs and Excise Law the oral summative assessment will count at least 70% towards the final mark.
- e) If a dispute about a module mark (excluding a thesis or dissertation) arises, it must be referred, where applicable to the programme leader. If not satisfactorily resolved, it is referred to the Director: Postgraduate Programmes. If it still is not resolved, it is referred for final resolution to the executive Dean.
- f) Students work under the supervision of a supervisor appointed by the Director: Postgraduate Programmes and the Faculty Board. (see **LAW 1.2.15** in this regard)
- g) To gain admission to the writing of a mini-dissertation, students are required to attend seminars in the module Research Methodology, and to obtain at least 50% for each assignment and/or presentation and, in consultation with his/her supervisor, submit a satisfactory research proposal to the Director: Postgraduate Programmes for approval by the Research Unit and Postgraduate Programmes Committee, by no later than 1 May in the year of first registration.
- h) Before submission, the mini-dissertation must be sent electronically to the administrative official of the Faculty. The Turnitin or similar report which is generated must be submitted with the dissertation.
- i) The student must prepare a mini-dissertation of 20 000 words (including content, footnotes and bibliography) in the prescribed Faculty style. Any substantial digression from this guideline is subject to the prior approval of the Director: Postgraduate Programmes before submission of the dissertation for examination. The Director: Postgraduate Programmes will determine whether the length of the dissertation is appropriate in the particular case.
- j) The mini-dissertation is assessed by an internal examiner (who is not involved with supervision of the study) and an external examiner who is not attached to the University. The final mark of the mini dissertation is the average of the two examiners' marks. If there is any ambiguity in an examiner's report, or if there is more than 15% difference in the results recommended by the two examiners, the procedure as approved by the Faculty Board will determine the final result of the student.
- k) Admission to the examination in any module is gained by obtaining a minimum of 50% in each and every assignment. Where a student fails to achieve a mark of 50% for an assignment, the student is allowed one resubmission of an assignment per module. A student only qualifies for a resubmission of a mark if at least 35% is obtained for the assignment. Resubmission must take place within seven day after the initial mark has been released.
- l) The examination sub minimum for all LLM / M Phil modules is 50%.
- m) All examination papers and answer scripts are moderated by an appointed internal and external moderator.
- n) The final mark for the degree is awarded pro rata the credits allocated per module. Students with a final mark of 75% and above pass the degree with distinction.
- o) A mini-dissertation may only be referred back to a candidate once, and after revision, be submitted once for re-examination (refer to Academic Rule 4.11.7.4).
- p) A student's studies may be terminated if he/she fails to comply with the requirements laid down by the Faculty or exceeds the maximum duration of the study period as determined by the Faculty and has received a letter of warning (refer to the General Academic Rules 1.18 regarding termination of studies).
- q) A student, who is dissatisfied with any substantive aspect of the guidance provided by a supervisor, can raise such matters in writing to the Director: Postgraduate Programmes. The matter will be dealt with in accordance with the procedure as prescribed in the General Academic Rules and the Manual for Postgraduate Studies. The Director must respond in writing to the student before a research dissertation or mini-dissertation is submitted for examination.

LAW.1.7.5 Curricula Master of Laws –Research

Code	Specialisation	Module code	Campus	Credits
6CB N01	Criminal and Procedural Law	CPLM 871	MC	180
6CB N02	Mercantile Law	MCLM 871	MC	180
6CB N03	Public Law and Legal Philosophy	PPLM 871	MC	180
6CB N04	Private and Customary Law	PVLM 871	MC	180
6CB N05	International Aspects of Law	LVIA 871	PC	180
6CB N06	Perspectives on Law	LVEP 871	PC	180
6CB N07	Trade and Business Law	LVTB 871	PC	180
6CB N08	Private Law	LVPR 871	PC	180
6CB N09	Constitutional Law	LVCL 871	PC	180
6CB N10	Formal Law	LVFL 871	PC	180
6CB N11	Legal Profession	LVLP 871	PC	180

LAW.1.7.6 Curricula Master of Laws-Coursework and Mini-dissertation

Code	Specialisation	Campus	Credits
6CH P01	LLM in Family and Indigenous Law <i>not presented in 2019</i>	MC	180
6CH P02	LLM in Public Law and Legal Philosophy	MC	180
6CH P03	LLM in Criminal and Procedure Law <i>not presented in 2019</i>	MC	180
6CH P04	LLM in Mercantile Law <i>not presented in 2019</i>	MC	180
6CP P01	LLM in Labour Law	PC & MC	180
6CM P01	LLM in Estate Law	PC	180
6CH P01	LLM in International Trade Law	PC	180
6CL P01	LLM Environmental Law and Governance	PC	180
6CJ P01	MPhil in Environmental Law and Governance	PC	180
6CK P01	LLM in International Child Law	PC	180
6CT Q01	Professional LLM in Criminal Law and Procedure	PC	180

LAW.1.7.6.1 Compilation of curriculum – LLM in Family and Indigenous Law

(This programme is not presented in 2019)

CODE: 6CH P01, R801M

CAMPUS: MAFIKENG, (ENGLISH)

DELIVERY MODE: CONTACT

The programme comprises the following compulsory modules:

Module Code	Name	Credits
Year module		
PVLM 873	Mini-dissertation	100
First Semester		
PVLM 811	Theoretical Perspectives on Family Law	20
PVLM 812	Indigenous Law of Succession	20
Second Semester		
PVLM 821	Family Law in African Systems	20
PVLM 822	Indigenous Land Tenure	20
Credit total for modules		80
Credit total for the curriculum		180

LAW.1.7.6.2 Compilation of curriculum – LLM in Public Law and Legal Philosophy

CODE: 6CH P02, R801M

CAMPUS: MAFIKENG, (ENGLISH)

DELIVERY MODE: CONTACT

The programme comprises of the following compulsory modules:

Module Code	Name	Credits
Year module		
PPLM 873	Mini-dissertation	100
First Semester - Select two electives		
PPLM 811	Origins and Structure of Southern African Legal Systems	20
PPLM 812	Jurisprudential Approaches in Southern Africa	20
PPLM 813	Constitutional and Human Rights Law	20
Second Semester - Select two electives		
PPLM 821	Legal Education and the Legal Profession in Southern Africa	20
PPLM 822	Interdisciplinary Legal Studies in Southern Africa	20
PPLM 823	Administrative Law	20
PPLM 824	Public International Law	20
Credit total for modules		80
Credit total for the curriculum		180

LAW.1.7.6.3 Curriculum – LLM in Criminal and Procedure Law

(This programme is not presented in 2019)

CODE: 6CH P03, R801M

CAMPUS: MAFIKENG, (ENGLISH)

DELIVERY MODE: CONTACT

The programme comprises of the following compulsory modules:

Module Code	Name	Credits
Year module		
CPLM 873	Mini-dissertation	100
First Semester		
CPLM 812	Issues in Criminal Justice and Medical Jurisprudence	20
PPLM 812	Jurisprudential Approaches in Southern Africa	20
Second Semester		
CPLM 822	Procedural Issues in Criminal Law	20
PPLM 823	Administrative Law	20
Credit total for modules		80
Credit total for the curriculum		180

LAW.1.7.6.4 Compilation of curriculum – LLM in Mercantile Law

(This programme is not presented in 2019)

CODE: 6CH P04, R801M

CAMPUS: MAFIKENG, (ENGLISH)

DELIVERY MODE: CONTACT

The programme comprises of the following compulsory modules:

Module Code	Name	Credits
Year module		
MCLM 873	Mini-dissertation	100
First Semester		
MCLM 811	International Trade and Investment Law	20
MCLM 812	Corporate Law and Corporate Governance	20
Second Semester		
MCLM 821	Securities and Financial Markets Law	20
MCLM 822	Contemporary Intellectual Property Law	20
Credit total for modules		80
Credit total for the curriculum		180

LAW.1.7.6.5 Compilation of curriculum – LLM in Labour Law

CODE: 6CP P01, R801M / R801P

CAMPUS: MAFIKENG, (ENGLISH), POTCHEFSTROOM (ENGLISH)

DELIVERY MODE: CONTACT

The programme comprises the following compulsory modules:

Module Code	Name	Credits
Year module		
LMLL 873	Research Methodology and mini-dissertation	100
First Semester		
LMLL 811	Individual Labour Law	20
LMLL 812	Collective Labour Law and Dispute Resolution	20
Second Semester		
LMLL 821	Public International and Comparative Labour Law	20
LMLL 822	Social Security and Occupational Health and Safety Law	20
Credit total for modules		80
Credit total for the curriculum		180

LAW.1.7.6.6 Compilation of curriculum – LLM in Estate Law

CODE: 6CM P01, R801P

CAMPUS: POTCHEFSTROOM, (ENGLISH)

DELIVERY MODE: CONTACT

The programme comprises the following modules:

Module Code	Name	Credits
Year modules		
LLMB 873	Research Methodology and mini-dissertation	100
LLMB 871	Estate Planning Law	20
LLMB 872	Tax Law	20
First Semester		
LLMB 811	Financial Planning Law	20
LLMB 812	Private Law	20
Credit total for modules		80
Credit total for curriculum		180

LAW.1.7.6.7 Compilation of curriculum – LLM in International Trade Law

CODE: 6CH P01, R801P

CAMPUS: POTCHEFSTROOM, (ENGLISH)

DELIVERY MODE: CONTACT

The programme comprises the following compulsory and elective modules:

Module Code	Name	Credits
Year modules		
LLMI 873	Research Methodology and Mini-dissertation	100
LLMI 886	International Law of Contracts	20
First Semester		
LLMI 887	International Transport Law	20
LLMI 894	Customs and Excise Law	20
Second Semester		
LLMI 897	International Instruments of Payment and Guarantee	20
Credit total for modules		80
Credit totals for curriculum		180

LAW.1.7.6.8 Curriculum – LLM in Environmental Law and Governance

CODE: 6CL P01, R801P

CAMPUS: POTCHEFSTROOM, (ENGLISH)

DELIVERY MODE: CONTACT

The programme comprises the following compulsory and elective modules.

Choose three (3) elective modules presented in any of the two semesters.

Module Code	Name	Credits
Compulsory Modules		
LAWO 873	Research Methodology and Mini-dissertation AND	100
LLMO 811	South African Environmental Law (first semester) OR	20
LLME 811	International and African Regional Environmental Law (first semester)	20
Choose three (3) elective modules presented in any of the two semesters		
Semester 1		
LLMO 811	South African Environmental Law	20
LLMO 818	Climate Change and Energy Law	20
LLMO 884	Administrative Law	20
LLME 812	Natural Resource Management Law	20
LLME 811	International and African Regional Environmental Law	20
Semester 2		
LLMO 886	Occupational Health and Safety Law	20
LLMO 885	Local Government and Environmental Law (no registration for 2019)	20
LLMO 829	South African Planning Law (no registration for 2019)	20
LLME 821	South African Mining Law	20
Credit total for modules		80
Credit total for curriculum		180

The modules South African Planning Law (LLMO 829) and Local Government and Environmental Law (LLMO 885) will be offered again in 2020.

LAW.1.7.6.8.1 Transitional arrangements– LLM in Environmental Law and Governance

Recognition will be given for all subjects passed. Any outstanding modules must be taken in accordance with programme 6CL P01. LLMO 811 and LLMO 829 must be taken if LLMO 881 has not successfully been completed.

LAW.1.7.6.9 Compilation of curriculum – M Phil in Environmental Law and Governance

CODE: 6CJ P01, R801P

CAMPUS: POTCHEFSTROOM, (ENGLISH)

DELIVERY MODE: CONTACT

The programme comprises the following modules:

Module Code	Name	Credits
Compulsory Year modules		
LAWO 873	Research Methodology and mini-dissertation AND	100
LLMO 811	South African Environmental Law (first semester) OR	20
LLME 811	International and African Regional Environmental Law (first semester) AND	20
OMBO 878	Environmental Management	40
Choose one (1) of the following elective modules in any of the two semesters		
Semester 1		
LLMO 811	South African Environmental Law	20
LLMO 818	Climate Change and Energy Law	20
LLME 811	International and African Regional Environmental Law	20
LLMO 884	Administrative Law	20
LLME 812	Natural Resource Management Law	20
Semester 2		
LLMO 886	Occupational Health and Safety Law	20
LLMO 885	Local Government and Environmental Law (no registration for 2019)	20
LLMO 829	South African Planning Law (no registration for 2019)	20
LLME 821	South African Mining Law	20
Credit total for modules		80
Credit total for curriculum		180

The modules South African Planning Law (LLMO 829) and Local Government and Environmental Law (LLMO 885) will be offered again in 2020.

LAW.1.7.6.10 Compilation of curriculum - LLM International Child Law

CODE: 6CK P01, R801P

CAMPUS: POTCHEFSTROOM, (ENGLISH)

DELIVERY MODE: CONTACT

The programme comprises the following modules:

Module code	Name	Credits
Compulsory year module		
LLMC 874	Research Methodology and mini-dissertation	100
Semester 1		
LLMK 811	International Child and Family Law	20
LLMK 812	International Children's Human Rights	20
Semester 2		
LLMK 821	International Social Justice	20
LLMK 822	International Juvenile Justice	20
Total for the curriculum		180

LAW.1.7.6.11 Compilation of curriculum – Professional LLM in Criminal Law and Procedure

CODE: 6CT Q01 R801P

CAMPUS: POTCHEFSTROOM (ENGLISH)

DELIVERY MODE: CONTACT

The programme comprises the following compulsory modules:

Module Code	Name	Credits
Year module		
LLMP871	Research Project	45
First semester		
LLMP811	Criminal Law	30
LLMP812	Law of Criminal Procedure	35
Second semester		
LLMP821	Law of Evidence	35
LLMP822	Combating Corruption	35
Credit totals for modules		180

Assessments

The same criteria and provisions applicable to structured LLM's apply for assessments in this programme save that instead of a mini dissertation a research project must be submitted. The research project may consist of a case study, heads of argument, application for leave to appeal, a legal opinion or a similar project.

LAW.1.8 RULES FOR THE DEGREE DOCTOR OF LAWS (LLD)

LAW.1.8.1 Admission requirements

- a) To gain admission to the LLD, a student must have obtained an LLM degree from this University or from another South African university or a foreign university or must have the status of such a master's degree granted, on request, by the Senate. The Director: Postgraduate Programmes may also request that the student submit adequate proof of his/her research capabilities before admission is granted.
- b) Applicants must have achieved a minimum of 65% average for the LLM degree as well as for the dissertation (research report) to be admitted to the LLD programme. The Director: Postgraduate Programmes may on good grounds shown relax this requirement.
- c) The applicant who has completed an LLM research report, has to submit a four (4) page research proposal on their proposed LLD research topic with their application in order for the Faculty to determine if the topic is research worthy, if sufficient expertise is available to provide guidance and to appoint a promoter.
- d) Where an applicant has not completed an LLM research report, the applicant must, to the satisfaction of the Director: Postgraduate Programmes, provide evidence of acceptable research skills (including but not limited to - a draft (10 page) research proposal clearly identifying the research question and problem to be researched; a comprehensive research assignment completed as part of any LLM module; or other published research).
- e) An evaluation certificate as issued by the **South African Qualifications Authority (SAQA)** must be submitted if a previous qualification was obtained in a foreign country. If necessary a student must deliver proof of proficiency in English (e.g. through TOEFL a computer based test).
- f) Admission to the LLD programme is subject to the applicant's academic record, language and writing skills, proven expertise in a particular field, the proposed topic of the research, the capacity of the Faculty towards postgraduate studies, the number of applications received and other relevant factors. The Director: Postgraduate Programmes has a discretion on the basis of amongst others the above factors to approve, reject, postpone, set further conditions for admission, or limit the number of applicants admitted to postgraduate studies.

LAW.1.8.2 Examination

- a) In preparation and as precondition for the writing of a thesis the student must firstly (in consultation with his/her promoter(s)) submit an acceptable research proposal to the Director: Postgraduate Programmes for approval by the Research Unit and Postgraduate Programmes Committee. The research proposal must be approved within 9 months of registration and be written under the supervision of the promoter(s). The student is required to within 4 months of the approval of the research proposal (in consultation with his/her promoter(s)) submit a reading list in a major and two ancillary subjects to the Director: Postgraduate Programmes for approval by the Research Unit and Postgraduate Programmes Committee.
- b) Within 6 months after approval of the reading list the student is required to successfully complete a research discussion in a major and two ancillary subjects prescribed for the specific study by the promoter in collaboration with the Director: Postgraduate Programmes. The evaluation of the student takes place before an appointed panel generally consisting of the executive Dean, Director: Postgraduate Programmes, Director: Research Unit (*ex officio*); a research professor; two members of the Faculty and two external members with expertise from outside the University. The appointment of examiners and the assessment procedure are conducted in accordance with the procedure approved by the Faculty Board.
- c) Students are required to attend seminars in the module Research Methodology, and to obtain at least 50% for each assignment and/or presentation. The discussions, arranged during the course of the year, in this module must also be

attended save if arranged otherwise with the presenter. Students who have successfully completed the course in Research Methodology may upon application, be exempted from this requirement.

- d) A thesis is examined in accordance with the applicable provisions of the General Academic Rules by at least three examiners, of which at least two must be external examiners who are not attached to the University and approved by the Director: Postgraduate Programmes and the Faculty Board (through the Research Unit and Higher Degrees Committee).
- e) The promoter submits a comprehensive report with a recommendation based on the examiners' reports. If there is any ambiguity in an examiner's report, or if there is a significant difference in the final result recommended by the examiners, the procedure approved by the Faculty Board will determine the final result of the student. The general provisions and guidelines in connection with the assessment of the thesis and the directions to examiners and/or arbitrators are followed in accordance with Faculty guidelines.
- f) Before submission, the thesis must be sent electronically to the administrative official of the Faculty. The Turnitin or similar report which is generated must be submitted with the thesis.
- g) The thesis must be language edited and a certificate issued by a competent language editor must be attached to the thesis.
- h) The submission of the thesis for examination must be according to General Academic Rule 5.10.
- i) A candidate must, before completion of their doctoral studies, prepare and submit **an article for publication** relating to the subject matter of his/her thesis and must provide evidence of such submission. In order to qualify for the degree the aforementioned submission must be approved by the promoter(s) and must be submitted to an accredited law journal.
- j) A student, who is dissatisfied with any substantive aspect of the guidance provided by a supervisor, can raise such matters in writing to the Director: Postgraduate Programmes. The matter will be dealt with in accordance with the procedure as prescribed in the General Academic Rules and the Manual for Postgraduate Studies. The Director must respond in writing to the student before the thesis is submitted for examination.
- k) A thesis may only be referred back to a candidate once, and after revision, be submitted once for re-examination (refer to General Academic Rule 5.11.6.4)

LAW.1.8.3 Termination of studies

A student's studies may be terminated if he/she fails to comply with the requirements laid down by the Faculty or exceeds the maximum duration of the study period as determined by the Faculty and has received a letter of warning (refer to the General Academic Rules 1.18 regarding termination of studies).

LAW.1.8.4 Duration and Supervision

The degree may be awarded on the strength of a thesis on a topic in any field of law in respect of which, according to the opinion of the Director: Postgraduate Programmes, sufficient expertise is available in the Faculty for effective guidance to students.

- a) Students work under the supervision of a promoter appointed by the Director: Postgraduate Programmes and the Faculty Board.
- b) The study period extends over a period of at least two years. A student must meet all the requirements for the LLD degree within four years after registration. The study may be terminated if it has not been completed within four years. The Director: Postgraduate Programmes may, however, agree to an extension after consideration of amongst others:
 - I. whether the research topic is still relevant;
 - II. progress already made by the student;
 - III. what remains to be done to complete the study;
 - IV. what the time frame for completion is;
 - V. whether there are other students who have done, are doing or wish to do research on the same topic; and
 - VI. whether the promoter is still available.

LAW.1.8.5 Qualification outcomes:

After completing the LLD, student must be able to demonstrate the following:

- a) A comprehensive and systematic knowledge base in a specific field of study and the ability to apply the knowledge;
- b) A thorough proficiency in the appropriate research skills by formulating a relevant and viable research topic, motivating it on the basis of a clear problem statement, developing points of departure, suppositions and hypotheses, setting a framework for the solution of the complex problem and by designing a feasible research programme;
- c) A coherent and critical understanding of the methodology of the specific field of study so as to rigorously critique and evaluate current research in this field, participate in scholarly debates and research relating to theory and practice and adopt independent points of view;
- d) The ability to use advanced information-retrieval and processing skills to identify, critically analyse and synthesize information relevant to issues in the area of specialisation, debating solutions from theoretical and research perspectives published in current literature;
- e) The ability to critically evaluate and apply the ethics, values, rules, norms and regulations pertaining to the field of Law and

- f) The ability to make a significant and original academic contribution to the field of law and communicate this in a thesis which meets international standards.

LAW.1.8.6 Curricula – Doctor of Laws

Qualification code	Module code	Specialisation	Campus	Credits
6CA R04	LVIA 971	International Aspects of Law	PC	360
6CA R07	LVPE 971	Perspectives on Law	PC	360
6CA R11	LVTB 971	Trade and Business Law	PC	360
6CA R09	LVPR 971	Private Law	PC	360
6CA R01	LVCL 971	Constitutional Law	PC	360
6CA R03	LVFL 971	Formal Law	PC	360
6CA R05	LVLP 971	Legal Profession	PC	360
6CA R02	CPLM 971	Criminal and Procedural Law	MC	360
6CA R06	MCLM 971	Mercantile Law	MC	360
6CA R10	PPLM 971	Public Law and Legal Philosophy	MC	360
6CA R08	PVLM 971	Private and Customary Law	MC	360

LAW.1.9 RULES FOR THE DOCTOR OF PHILOSOPHY IN LAW

CODE: 6CS R01 R801P

CAMPUS: MAFIKENG (ENGLISH) AND POTCHEFSTROOM, (ENGLISH)

DELIVERY MODE: CONTACT

LAW.1.9.1 Duration (minimum and maximum duration)

The minimum duration of the PhD in Law and Development is three years and the maximum duration is four years. Extension of time may be granted by the Director: Postgraduate Programmes and the Faculty Board (through the Research Unit and Postgraduate Programmes Committee) on good reasons shown.

LAW.1.9.2 Admission requirements for the qualification

- a) To gain admission to the PhD in Law and Development, a student must have obtained an LLM degree or a Master's degree with field of specialisation in either Anthropology, Commerce, Social Sciences or Development Studies from this University or from another South African University or must have the status of such Master's degree granted on request by the Senate. The Director: Postgraduate Programmes may also insist that the student submit adequate proof of his/her research capabilities before permission to register is granted.
- b) Applicants must have achieved a minimum average of 65% for the LLM degree (or relevant Master's degree with field of specialisation in either Anthropology, Commerce, Social Sciences or Development Studies from this University or from another South African University or must have the status of such Master's degree granted on request by the Senate) as well as for the dissertation (research report) to be admitted to the PhD in Law and Development programme. The Director: Postgraduate Programmes may on good grounds shown relax this requirement.
- c) The applicant who has completed an LLM research report, has to submit a four (4) page research proposal on their proposed PhD research topic with their application in order for the Faculty to determine if the topic is research worthy, if sufficient expertise is available to provide guidance and to appoint a promoter.
- d) Where an applicant has not completed an LLM research report, the applicant must, to the satisfaction of the Director: Postgraduate Programmes, provide evidence of acceptable research skills (including but not limited to - a draft (10 page) research proposal clearly identifying the research question and problem to be researched; a comprehensive research assignment completed as part of any LLM module; or other published research).
- e) An evaluation certificate as issued by the South African Qualifications Authority (SAQA) must be submitted if a previous qualification was obtained in a foreign country. If necessary a student must deliver proof of proficiency in English (e.g. through TOEFL a computer based test).
- f) Admission to the PhD programme is subject to the applicant's academic record, language and writing skills, proven expertise in a particular field, the proposed topic of the research, the capacity of the Faculty towards postgraduate studies, the number of applications received and other relevant factors. The Director: Postgraduate Programmes has a discretion on the basis of amongst others the above factors to approve, reject, postpone, set further conditions for admission, or limit the number of applicants admitted to postgraduate studies

LAW.1.9.3 Integrated assessment mechanisms

The qualification requires that candidates undertake research at the most advanced academic levels culminating in the submission, assessment and acceptance of a thesis or a series of at least four subject related journal articles accepted or published in an accredited journal of international standard (In the case of South Africa in an accredited journal).

A student has reached the exit level outcomes when he/she can make an original, in-depth and publishable academic contribution to the field of Law and Development and produce this in a thesis or a series of at least four subject related journal articles accepted or published in a journal of international standard (In the case of South Africa in an accredited journal).

A student is required to submit the research product for examination purposes as an integrated unit, supplemented with a problem statement, an introduction and a synoptic conclusion as prescribed by faculty rules and the manuscript submission guidelines, or the url link to the manuscript guidelines of the journal or journals concerned

Students will be assessed according to the Academic Rules and assessment criteria prescribed by the NWU (which constitutes the summative assessment) as well as the relevant Faculty Rules.

- a) In preparation and as precondition for the writing of a thesis the student must firstly (in consultation with his/her promoter(s)) submit an acceptable research proposal to the Director: Postgraduate Programmes for approval by the Research Unit and Postgraduate Programmes Committee. The research proposal must be approved within 9 months of registration and be written under the supervision of the promoter(s). The student is required to within 4 months of the approval of the research proposal (in consultation with his/her promoter(s)) submit a reading list in a major and two ancillary subjects to the Director: Postgraduate Programmes for approval by the Research Unit and Postgraduate Programmes Committee.
- b) Within 6 months after approval of the reading list the student is required to successfully complete a research discussion in a major and two ancillary subjects prescribed for the specific study by the promoter in collaboration with the Director: Postgraduate Programmes. The evaluation of the student takes place before an appointed panel generally consisting of the Executive Dean (*ex officio*), Director: Postgraduate Programmes, Director: Research Unit (*ex officio*); a research professor; two members of the Faculty and two external members with expertise from outside the University. The appointment of examiners and the assessment procedure are conducted in accordance with the procedure approved by the Faculty Board.
- c) Students are required to attend seminars in the module Research Methodology, and to obtain at least 50% for each assignment and/or presentation. The discussions, arranged during the course of the year, in this module must also be attended save if arranged otherwise with the presenter. Students who have successfully completed the course in Research Methodology may upon application, be exempted from this requirement.

- d) A thesis is examined in accordance with the applicable provisions of the General Academic Rules by at least three examiners, of which at least two must be external examiners who are not attached to the University and approved by the Director: Postgraduate Programmes and the Faculty Board (through the Research Unit and Higher Degrees Committee).
- e) The promoter submits a comprehensive report with a recommendation based on the examiners' reports. If there is any ambiguity in an examiner's report, or if there is a significant difference in the final result recommended by the examiners, the procedure approved by the Faculty Board will determine the final result of the student. The general provisions and guidelines in connection with the assessment of the thesis and the directions to examiners and/or arbitrators are followed in accordance with Faculty guidelines.
- f) Before submission, the thesis must be sent electronically to the administrative official of the Faculty. The Turnitin or similar report which is generated must be submitted with the thesis.
- g) The thesis must be language edited and a certificate issued by a competent language editor must be attached to the thesis.
- h) The submission of the thesis for examination must be according to General Academic Rule 5.10.
- i) A candidate must, before completion of their doctoral studies, prepare and submit **an article for publication** relating to the subject matter of his/her thesis and must provide evidence of such submission. In order to qualify for the degree the aforementioned submission must be approved by the promoter(s) and must be submitted to an accredited law journal.
- j) A student, who is dissatisfied with any substantive aspect of the guidance provided by a supervisor, can raise such matters in writing to the Director: Postgraduate Programmes. The matter will be dealt with in accordance with the procedure as prescribed in the General Academic Rules and the Manual for Postgraduate Studies. The Director must respond in writing to the student before the thesis is submitted for examination.
- k) A thesis may only be referred back to a candidate once, and after revision, be submitted once for re-examination (refer to General Academic Rule 5.11.6.4)

LAW.1.9.4 Qualification outcomes

On completion of this doctorate the student should be able to

- demonstrate expertise and critical knowledge in a specific field of Law and Development and the ability to apply the knowledge by conceptualising a research initiative to create new knowledge;
- submit proof of thorough proficiency in the appropriate research skills by formulating a relevant and viable research topic, motivating it on the basis of a clear problem statement, developing points of departure, suppositions and hypotheses, setting a framework for the solution of the complex problem and by designing a feasible research programme;
- display a coherent and critical understanding of the methodology applicable to the field of Law and Development so as to rigorously critique and evaluate current research in this field, participate in scholarly debates and research relating to theory and practice and formulate independent points of view;
- use advanced information-retrieval and processing skills to identify, critically analyse and synthesise information relevant to issues in the area of specialisation, debating solutions from theoretical and research perspectives published in current literature;
- use empirical research techniques, including quantitative and/or qualitative research methods, as well as fieldwork skills in Law and Development to investigate a research problem;
- identify, critically evaluate, address and manage emerging ethical issues and normative behaviour to advance the process of ethical decision-making as relevant in research practice and to the area of Law and Development;
- demonstrate an ability to produce substantial, independent, in-depth and publishable work which meets international standards, is considered to be original or innovative by peers, and makes a significant contribution to the field or practice of Law and Development;
- disseminate, present and defend research findings or strategic and policy initiatives to specialist and non-specialist audiences according to acceptable academic and professional or occupational discourse; and
- operate independently and take full responsibility for own work, and where appropriate to lead, oversee and be held ultimately accountable for the final product of the research.

LAW.1.9.5 Compilation of curriculum

Qualification code	Module code	Specialisation	Credits
6CS R01	PHDL 971	Law and development	360

LAW.2 OUTCOMES OF MODULES

LAW.2.1 MODULES FOR THE POSTGRADUATE DIPLOMA IN LABOUR LAW

Module code: PGDL511	Credits: 40	NQF level: 8
Module name: The Constitution and Labour Law Sources		
<p>Module outcomes: After successful completion of this module, the student should be able to demonstrate:</p> <ul style="list-style-type: none"> comprehensive and systematic knowledge of theoretical and practical questions pertaining to the Constitution and other Labour Law Sources in its general principles, within its historical, socio-economic and political contexts. coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies. advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on South African individual labour law from a personalised ethical system. the ability to give legally sound advice using defensible arguments and applying the applicable legal principles and available authority. 		
Assessment plan		
Assignment 1:	1/2	
Assignment 2:	1/2	
	100	
Final Exam	100	
Calculation of final module mark:		
Formative assessment:	50%	
Summative assessment:	50%	
Subminimum in exam:	50%	
Module code: PGDL512	Credits: 20	NQF level: 8
Module name: Individual Labour Law		
<p>Module outcomes: After successful completion of this module, the student should be able to demonstrate:</p> <ul style="list-style-type: none"> comprehensive and systematic knowledge of theoretical and practical questions pertaining to individual labour law and its general principles, within its historical, socio-economic and political contexts. coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies. advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on South African individual labour law from a personalised ethical system. the ability to give legally sound advice using defensible arguments and applying the applicable legal principles and available authority. 		
Assessment plan		
Assignment 1:	1/2	
Assignment 2:	1/2	
	100	
Final Exam	100	
Calculation of final module mark:		
Formative assessment:	50%	
Summative assessment:	50%	
Subminimum in exam:	50%	
Module code: PGDL521	Credits: 20	NQF level: 8
Module name: Collective Labour Law		
<p>Module outcomes: After successful completion of this module, the student should be able to demonstrate:</p> <ul style="list-style-type: none"> comprehensive and systematic knowledge of theoretical and practical questions pertaining to collective labour law and its general principles, within its historical, socio-economic and political contexts. coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies. advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on South African collective labour law from a personalised ethical system. the ability to give legally sound advice using defensible arguments and applying the applicable legal principles and available authority. 		
Assessment plan		
Assignment 1:	1/2	
Assignment 2:	1/2	
	100	
Final Exam	100	

Calculation of final module mark: Formative assessment: 50% Summative assessment: 50% Subminimum in exam: 50%		
Module code: PGDL522	Credits: 40	NQF level: 8
Module name: Dispute Resolution Practice and Procedure		
Module outcomes: After successful completion of this module, the student should be able to demonstrate:		
<ul style="list-style-type: none"> comprehensive and systematic knowledge of theoretical and practical questions pertaining to Dispute Resolution Practice and Procedure in labour law and its general principles, within its historical, socio-economic and political contexts. coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies. advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on South African individual labour law from a personalised ethical system. the ability to give legally sound advice using defensible arguments and applying the applicable legal principles and available authority. 		
Assessment plan		
Assignment 1:	1/2	
Assignment 2:	1/2	
	100	
Final Exam	100	
Calculation of final module mark:		
Formative assessment:	50%	
Summative assessment:	50%	
Subminimum in exam:	50%	
Module code: PGDL523	Credits: 40	NQF level: 8
Module name: Dispute Resolution Practice and Procedures in the Safety and Security Sector		
Module outcomes: After successful completion of this module, the student should be able to demonstrate:		
<ul style="list-style-type: none"> comprehensive and systematic knowledge of theoretical and practical questions pertaining to Dispute Resolution Practice and Procedure in labour law, also in the Safety and Security Sector (including the South African Police Service), as well as pertaining to specialist aspects of Labour Relations in the Safety and Security Sector (including the South African Police Service) and its general principles, within its historical, socio-economic and political contexts. coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies. Advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on South African labour dispute resolution, also in the Safety and Security Sector (including the South African Police Service), and on specialist aspects of Labour Relations in the Safety and Security Sector (including the South African Police Service), from a personalised ethical system. the ability to give legally sound advice using defensible arguments and applying the applicable legal principles and available authority. 		
Assessment plan		
Assignment 1:	1/2	
Assignment 2:	1/2	
	100	
Final Exam	100	
Calculation of final module mark:		
Formative assessment:	50%	
Summative assessment:	50%	
Subminimum:	50%	

Module code: PGDL 524	Credits: 40	NQF level: 8
Module name: Dispute Resolution Practice and Procedures in the Public Sector		
<p>Module outcomes: After successful completion of this module, the student should be able to demonstrate:</p> <ul style="list-style-type: none"> comprehensive and systematic knowledge of theoretical and practical questions pertaining to Dispute Resolution Practice and Procedure in labour law, also in the Public Sector, as well as pertaining to specialist aspects of Labour Relations in the Public Sector and its general principles, within its historical, socio-economic and political contexts. coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies. advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates South African labour dispute resolution, also in the Public Sector, and on specialist aspects of Labour Relations in the Public Sector, from a personalised ethical system the ability to give legally sound advice using defensible arguments and applying the applicable legal principles and available authority. 		
Assessment plan		
Assignment 1:	1/2	
Assignment 2:	1/2	
	100	
Final Exam	100	
Calculation of final module mark:		
Formative assessment:	50%	
Summative assessment:	50%	
Subminimum:	50%	

LAW.2.2 LLM COURSEWORK OUTCOMES

Module: Mini Dissertations		
Module outcome: On completion of this module, the student should be able to demonstrate:		
<ul style="list-style-type: none"> • a coherent and critical understanding of the research theory, research methodologies and research techniques relevant to law as a field of study; • the ability to make an informed decision about a complex and/or real-world problem and concomitant research method(s) for the purpose of independent scholarly research; • the ability to draw systematically and creatively on some research theory, research methods and relevant literature for your knowledge to culminate in a comprehensive and scientifically solid research proposal; • an ability to rigorously critique and evaluate current legal research and to participate in scholarly debates in an area of specialisation in the field of law; • an ability to relate research theory to practice and <i>vice versa</i>; • mastery of the research methods, techniques and technologies appropriate to a defined research problem in the undertaking of an independent research project and to write a research dissertation/thesis under supervision; • advanced information-retrieval and processing skills, including identification, critical analysis, synthesis and independent evaluation of quantitative and qualitative data in the legal research context in the study of relevant literature and current research; • an ability to effectively present and communicate the results of research to specialist and non-specialist audiences using the resources of an academic-professional discourse. 		
Module code: PPLM 811	Semester 1	NQF level: 9
Title: Origins and Structure of Southern African Legal Systems		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> • That he/she can outline and evaluate theoretical perspectives on the origins and structure of Southern African legal systems; • That he/she can display a thorough understanding and knowledge of Southern African legal systems and their place in the legal systems of the world. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50% Subminimum: 50%		
Module code: PPLM 812	Semester 1	NQF level: 9
Title: Jurisprudential Approaches in Southern Africa		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> • Knowledge and understanding of jurisprudence and jurisprudential issues. • Knowledge and understanding in the field of human rights in Southern Africa. • Demonstrate an understanding of the socio-legal issues involved in human rights in Southern Africa. • Knowledge and understanding of the obligation to obey the law 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50%-Subminimum: 50%		
Module code: PPLM 813	Semester 1	NQF level: 9
Title: Constitutional and Human Rights Law		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> • An in-depth understanding of South African Constitutional law, with particular reference to the new order. • A deep understanding of the human rights situation in the Southern African region in a comparative perspective. • An understanding of the socio-legal issues involved in constitutional law and human rights law. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50% Subminimum: 50%		
Module code: PPLM 821	Semester 2	NQF level: 9
Title: Legal Education and the Legal Profession in Southern Africa -		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> • A thorough understanding of the demands of legal education post 1994 in Southern Africa • An understanding of the Southern African legal profession and the demands placed on it by the post 1994 developments • The ability to do a comparative survey of legal education in civil law and common law legal systems 		

<ul style="list-style-type: none"> • An understanding of the history of the Southern African legal education and the legal profession. • An understanding of the importance of legal ethics in legal education and the legal profession. • The need and importance of public interest law in a democracy.
Method of delivery: full-time/part-time
Assessment modes: Formative assessment: 50% Summative assessment: 50% Subminimum: 50%
Module code: PPLM 822 Semester 2 NQF level: 9
Title: Interdisciplinary Legal Studies in Southern Africa
Module outcome: On completion of this module, the student should be able to demonstrate <ul style="list-style-type: none"> • Knowledge and understanding of law and other related fields, such as Law and socio-economic development, Law and communication including the media and Law and politics. • Knowledge on various current interdisciplinary legal studies issues. • Independent competence in dealing with comparative aspects of interdisciplinary legal studies.
Method of delivery: full-time/part-time
Assessment modes: Formative assessment: 50% Summative assessment: 50% Subminimum: 50%

Module code: PPLM 823	Semester 2	NQF level: 9
Title: Administrative Law		
Module outcome: On completion of this module, the student should be able to demonstrate <ul style="list-style-type: none"> • In-depth knowledge of the fundamental rules governing the exercise of state power. Emphasis will be placed on the participants' ability to grasp the rules designed to cabin excess or abuse of power. • Knowledge and understanding of administrative law. • Independent competence in dealing with comparative aspects of Administrative Law. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50% Subminimum: 50%		

Module code: PPLM 824	Semester 2	NQF level: 9
Title: Public International Law		
Module outcome: On completion of this module, the student should be able to demonstrate <ul style="list-style-type: none"> • An in-depth understanding of fundamental issues and concepts in Public International Law • Independent competence in dealing with specific aspects of Public International Law. • The ability to evaluate the operation and effects of Public International Law. • Familiarity with policy issues which underlie rules of Public International Law. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50% Subminimum: 50%		

Module code: CPLM 811	Semester 1	NQF level: 9
Title: Issues in Criminal Justice and Medical Jurisprudence		
Module outcome: On completion of this module, the student should be able to demonstrate <ul style="list-style-type: none"> • That he/she can outline and evaluate theoretical perspectives on Issues in Criminal Justice and Medical Jurisprudence; • That he/she can display a thorough understanding and knowledge of Criminal Justice and Medical Jurisprudence. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50% Subminimum: 50%		

Module code: CPLM 821	Semester 2	NQF level: 9
Title: Procedural Issues in Criminal Law		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> • That he/she can outline and evaluate procedural Issues in Criminal Law; • That he/she can display a thorough understanding and knowledge of Procedural Issues in Criminal Law. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50% Subminimum: 50%		
Module code: MCLM 811	Semester 1	NQF level: 9
Title: International Trade and Investment Law		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> • An integrated and well-rounded knowledge and detailed and coherent understanding of, as well as an ability to correctly evaluate and apply the material rules of the law relating to both international trade and investment law, with special reference to: • The basic terminology, concepts, rules and principles of the law of international trade and investment law; • The close connection between the legal rules applicable to trade and investment; and • The contemporary and most up to date developments in international trade and investment law. • Accurate technical knowledge of the legal rules applicable to international trade in goods, services and intellectual property from World Trade Organisation (WTO) and international investment perspectives; • an ability to distinguish between the rules that apply to trade in goods, trade in services and trade-related aspects of intellectual property rights in the GATT/WTO and international investment treaties; • competence to relate the WTO system to the international investment regime and establish common relationships; • ability to debate and evaluate contemporary issues covering topical areas such as aid for trade, trade facilitation, economic partnership agreements, bilateral and other protection of investment treaties; • practical ability to participate in a trade/investment negotiation exercise; • an appreciation of the importance of working with others in a group and contributing to group learning goals; • ability to conduct ethical individual and group research into clients' (real or hypothetical) problems and communicate the solution to the problem autonomously and competently; and • overall understanding of the course by evaluating the course's strengths and weaknesses including the way it is delivered in order to improve future delivery. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50% Subminimum: 50%		
Module code: MCLM 812	Semester 1	NQF level: 9
Title: Corporate Law and Corporate Governance		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> • An integrated and well-rounded knowledge and detailed and coherent understanding of, as well as an ability to correctly evaluate and apply the material rules of the law relating to both selected aspects of corporate law and corporate governance, with special reference to: • The basic terminology, concepts, rules and principles of corporate law and corporate governance; • The close connection between the legal rules applicable to some aspects of corporate law and corporate governance generally; and • The contemporary and most up to date developments in corporate law and corporate governance from a regional and international perspective. • Accurate technical knowledge of the legal rules applicable to select corporate governance topics and the administration of corporations in accordance with the King Codes; • Knowledge of the different theories that apply to select aspects of corporate law and corporate governance including their application to real life and hypothetical case scenarios including applied research; • An ability to distinguish between the legal rules that apply to selected corporate law topics and the principles of corporate governance; • Competence to relate the South African legal regime for corporate governance to the international and SADC contexts in order to establish common relationships, 		

- Ability to debate and evaluate contemporary issues covering topical areas such as auditing standards, board of directors and board committees, affected transactions and the regulation of directors remuneration;
- Practical ability to registers companies and draft basic documents like resolutions and shareholder agreements;
- An appreciation of the importance of working with others in a group and contribute to group learning goals;
- Ability to conduct ethical individual and group research into clients' (real or hypothetical) problems involving corporate law and corporate governance and communicate the solution to the problem autonomously and competently; and
- Overall understanding of the course by evaluating the course's strengths and weaknesses including the way it is delivered in order to improve future delivery.

Method of delivery: full-time/part-time

Assessment modes:

Formative assessment: 50%

Summative assessment: 50%

Subminimum: 50%

Module code: MCLM 821	Semester 2	NQF level: 9
Title: Securities and Financial Markets Law		
Module outcome:		
On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> • An integrated and well-rounded knowledge and detailed and coherent understanding of, as well as an ability to correctly evaluate and apply the material rules of the law relating to both securities regulation and financial markets, with special reference to: • The basic terminology, concepts, rules and principles of the law relating to regulation of securities and financial markets; • The close connection between the legal rules applicable to securities regulation and financial markets in general and the interaction between these two aspects of corporate administrative law and other corporate law topics such as the powers of directors, accountability of the company, auditing standards and capital maintenance; and • The contemporary and most up to date developments in securities regulation and financial markets. • Accurate technical knowledge of the legal rules applicable to securities regulation and financial markets from a global and South African perspective; • knowledge of the different theories and rationales that justify the regulation of securities and financial markets; • an ability to apply the theories and rationales to real life and hypothetical scenarios including applied research; • an ability to distinguish between the rules that apply to securities regulation, the establishment and demise of financial markets and market abuse in various forms; • competence to relate the rationales for the regulation of securities globally to the legal and institutional framework in South Africa and the ability to establish common relationships; • ability to debate and evaluate contemporary issues covering topical areas such as investor protection, the regulation of insider trading, other forms of market abuse and the reduction of systemic risk, including opinion drafting; • An appreciation of the importance of working with others in a group and contribute to group learning goals; • Ability to conduct ethical individual research into clients' (real or hypothetical) problems and communicate the solution to the problem autonomously and competently; and • Overall understanding of the course by evaluating the course's strengths and weaknesses including the way it is delivered in order to improve future delivery. 		
Method of delivery: full-time/part-time		
Assessment modes:		
Formative assessment: 50%		
Summative assessment: 50%		
Subminimum: 50%		

Module code: MCLM 822	Semester 2	NQF level: 9
Title: Contemporary Intellectual Property Law		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> An integrated and well-rounded knowledge and detailed and coherent understanding of, as well as an ability to correctly evaluate and apply the material rules of the law relating to select aspects of intellectual property law, with special reference to: The basic terminology, concepts, rules and principles of the law applicable to select aspects of patent law, copyright law, trademark law, geographical indications and trade secrets including technology transfer; The close connection between the legal rules applicable to each of the select topics; and The contemporary and most up to date developments in national, regional and international (TRIPS) contexts impacting on the select topics. Accurate technical knowledge of the general legal rules applicable to patents, copyright, trademarks, geographical indications, trade secrets and technology transfer. Knowledge of the different theories that justify IP and application of the theories to real life and hypothetical problem scenarios including applied research; An ability to distinguish between the legal rules that apply to the different forms of IP; Competence to relate the national IP system to the regional and international systems and establish common relationships, Ability to debate and evaluate contemporary issues covering other related areas such as human rights, constitutional law, public health and indigenous knowledge; Practical ability to conduct basic patent and trademark searches and draft patent specifications; An appreciation of the importance of working with others in a group and contribute to group learning goals; Ability to conduct ethical individual and group research into clients' (real or hypothetical) problems and communicate the solution to the problem autonomously and competently; and Overall understanding of the course by evaluating the course's strengths and weaknesses including the way it is delivered in order to improve future delivery. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50% Subminimum: 50%		
Module code: PVLM 811	Semester 1	NQF level: 9
Title: Theoretical Perspectives on Family Law		
Module outcome: On completion of this module, the student should be able to demonstrate in coherent written form that he or she can:-		
<ul style="list-style-type: none"> Outline and evaluate theoretical perspectives on family law in African systems (property); Display familiarity with relevant historical, philosophical, sociological and socio-legal sources; and Evaluate relevant statistical and empirical data and its use in family policy debates 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50%- Subminimum: 50%		
Module code: PVLM 812	Semester 1	NQF level: 9
Title: Indigenous Law of succession		
Module outcome: On completion of this module, the student should be able to demonstrate in coherent written form that he or she can:-		
<ul style="list-style-type: none"> Outline and evaluate theoretical perspectives on indigenous law of succession; Display familiarity with relevant historical, philosophical, sociological and socio-legal sources; and Understand the complex issues of indigenous succession in Southern Africa and to propose model solutions. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50% Subminimum: 50%		
Module code: PVLM 821	Semester 2	NQF level: 9
Title: Family Law in African Systems (CONT ISS)		
Module outcome: On completion of this module, the student should be able to demonstrate in coherent written form that he or she can:-		
<ul style="list-style-type: none"> evaluate the operation and effects of substantive family law, drawing upon a range of legal and socio-legal research and scholarship. display familiarity with policy issues which underlie rules of substantive family law. 		

- engage critically with judicial decisions and statutes in family law and related areas of law.
- apply relevant provisions of the Constitution in addressing family law issues.

Method of delivery: full-time/part-time

Assessment modes:

Formative assessment: 50%

Summative assessment: 50%

Subminimum: 50%

Module code: PVLM 822

Semester 2

NQF level: 9

Title: Indigenous Land Tenure

Module outcome:

On completion of this module, the student should be able to demonstrate in coherent written form that he or she can:-

- Outline and evaluate theoretical perspectives on indigenous land tenure;
- Display familiarity with issues of indigenous land tenure on a comparative basis in Southern Africa; and
- Evaluate relevant statistical and empirical data and its use in indigenous land tenure debates

Method of delivery: full-time/part-time

Assessment modes:

Formative assessment: 50%

Summative assessment: 50%

Subminimum: 50%

Module code: LMLL 811	Semester 1	NQF level: 9
Title: Individual Labour Law		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> comprehensive and systematic knowledge of theoretical and practical questions pertaining to individual labour law and its general principles, within its historical, socio-economic and political contexts. coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies. advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on South African individual labour law from a personalised ethical system. the ability to give legally sound advice using defensible arguments and applying the applicable legal principles and available authority. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50%		
Module code: LMLL 812	Semester 1	NQF level: 9
Title: Collective Labour Law and Dispute Resolution		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> comprehensive and systematic knowledge of theoretical and practical questions pertaining to collective labour law, bargaining and dispute resolution. coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies. advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on collective labour law, bargaining and dispute resolution from a personalised ethical system. the ability to give legally sound advice using defensible arguments and applying the applicable legal principles and available authority 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50%		
Module code: LMLL 821	Semester 2	NQF level: 9
Title: Public International and Comparative Labour Law		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> comprehensive and systematic knowledge of theoretical and practical questions pertaining to the contents, application and execution of international and comparative labour law coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies. advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on international and comparative labour law issues from a personalised ethical system. the ability to give legally sound advice using the applicable law, defensible arguments and applying the applicable domestic and international legal principles and available authority 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50%		
Module code: LMLL 822	Semester 2	NQF level: 9
Title: Social Security and Occupational Health and Safety Law		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> comprehensive and systematic knowledge of theoretical and practical questions pertaining to social security and occupational, health and safety. coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies. advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on social security and occupational health and safety from a personalised ethical system. 		

<ul style="list-style-type: none"> the ability to give legally sound advice using defensible arguments and applying the applicable legal principles and available authority 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50%		
Module code: LLMB 871	Year module	NQF level: 9
Title: Estate Planning Law		
Module outcome: On completion of this module, the student should be able to demonstrate: <ul style="list-style-type: none"> comprehensive and systematic knowledge of theoretical and practical aspects pertaining to estate planning, trust law and estate duty; the process and purposes of estate planning; the drafting of a comprehensive estate plan, properly motivated in terms of current statutory and case law, various problems and pitfalls in the field of estate planning, the application of planning instruments and the various forms of enterprises to be utilised; the legal audit of an existing trust and the calculation of the estate duty payable in an estate; the ability to identify and analyse complex real-world problems and pitfalls, issues or case studies in the field of estate planning law and to apply applicable research methods, theory, legal principles and values thereto, and to draft comprehensive estate plans for clients. advanced ability to retrieve, critique, integrate and communicate information and findings to clients from a personalised ethical system. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 40% Summative assessment: 60%		
Module code: LLMB 872	Year module	NQF level: 9
Title: Tax Law		
Module outcome: On completion of this module, the student should be able to demonstrate: <ul style="list-style-type: none"> comprehensive and systematic knowledge of theoretical and practical aspects pertaining to tax law, with specific reference to capital gains tax (CGT), value added tax (VAT) income tax, donations tax and estate duty. critically evaluate complex and ill-defined factual situations, problems and case studies within the confines of South African tax law and legislation and estate planning from the perspective of theory, concepts, principles, values, legal rules, processes and structures and legislation. advanced ability to retrieve, critique, integrate and communicate information and findings to clients from a personalised ethical system. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 40% Summative assessment: 60%		
Module code: LLMB 811	Semester 1	NQF level: 9
Title: Financial Planning Law		
Module outcome: On completion of this module, the student should be able to demonstrate: <ul style="list-style-type: none"> a comprehensive and systematic knowledge of theoretical and practical aspects pertaining to financial planning, with specific reference to the financial planning process, the fundamentals of financial planning and the importance of insurance planning as part of estate planning. critically evaluate complex and ill-defined factual situations, problems and case studies with specific reference to aspects of financial planning from the perspective of theory, concepts, principles, values, legal rules, processes and structures and legislation. identify and analyse complex real-world problems, issues or case studies in the field of financial planning law within the purview of estate planning; advanced ability to retrieve, critique, integrate and communicate information and findings to clients from a personalised ethical system. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 40% Summative assessment: 60%		
Module code: LLMB 812	Semester 1	NQF level: 9
Title: Private Law		
Module outcome: On completion of this module, the student should be able to demonstrate: <ul style="list-style-type: none"> comprehensive and systematic knowledge of theoretical and practical questions pertaining to the law of succession, matrimonial property law, property law and estate planning from the perspective of theory, concepts, principles, values, legal rules, processes and structures and legislation; coherent understanding of research theory and practice applicable to this field and estate planning and to identify, analyse and solve complex ill-defined real-world problems, issues 		

<p>and case studies.</p> <ul style="list-style-type: none"> advanced ability to retrieve, critique, integrate and communicate information and findings to clients from a personalised ethical system. solve a complex legal problem based on relevant sets of facts which must reflect their ability to argue the solution with the use of the applicable legal principles and available authority. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 40% Summative assessment: 60%		
Module code: LLMI 897	Year module	NQF level: 9
Title: International Instruments of Payment and Guarantees		
<p>Module outcome:</p> <p>On completion of this module, the student should be able to demonstrate:</p> <ul style="list-style-type: none"> a comprehensive and systematic knowledge of theoretical and practical questions pertaining to International Instruments of Payment and Guarantees as applicable to imports and exports in the South African context. a coherent understanding of research theory and practice applicable to these fields and reflect critical thinking in the identification, analysis and solution of complex problems, issues and case studies. an advanced ability to retrieve, critique, integrate information and research findings and communicate it both orally and in writing. the ability to give legally sound advice using the applicable law, defensible arguments and applying the applicable legal principles and available authority. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50%		
Module code: LLMI 886	Year module	NQF level: 9
Title: International Law of Contracts		
<p>Module outcome:</p> <p>On completion of this module, the student should be able to demonstrate:</p> <ul style="list-style-type: none"> a comprehensive and systematic knowledge of theoretical and practical questions pertaining to International Law of Contracts in the South African context. a coherent understanding of research theory (inclusive of domestic and international legal sources) and practice applicable to the field of International Law of Contract and reflect critical thinking in the identification, analysis and solution of complex legal problems, issues and case studies. an advanced ability to retrieve, critique, integrate information and research findings and communicate it both orally and in writing. the ability to give legally sound advice using the applicable law, defensible arguments and applying the applicable domestic and international legal principles and available authority. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50%		

Module code: LLMI 887	Year module	NQF level: 9
Title: International Transport Law		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> • a comprehensive and systematic knowledge of theoretical and practical questions pertaining to International Transport Law in the South African context. • a coherent understanding of research theory (inclusive of domestic and international legal sources) and practice applicable to the field of International Transport Law and reflect critical thinking in the identification, analysis and solution of complex legal problems, issues and case studies. • an advanced ability to retrieve, critique, integrate information and research findings and communicate it both orally and in writing. • the ability to give legally sound advice using the applicable law, defensible arguments and applying the applicable domestic and international legal principles and available authority 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50%		
Module code: LLMI 894	Year module	NQF level: 9
Title: Customs and Excise Law		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> • a comprehensive and systematic knowledge of theoretical and practical questions pertaining to Customs and Excise Law in the South African context. • a coherent understanding of research theory (inclusive of domestic and international legal sources) and practice applicable to the field of Customs and Excise Law and reflect critical thinking in the identification, analysis and solution of complex legal problems, issues and case studies. • an advanced ability to retrieve, critique, integrate information and research findings and communicate it both orally and in writing. • the ability to give legally sound advice using the applicable law, defensible arguments and applying the applicable domestic and international legal principles and available authority. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 20% Summative assessment: 80%		
Module code: LLME 812	Semester 1	NQF level: 9
Title: Natural Resources Management Law		
Module outcomes: On completion of this module, the student should be able to demonstrate:		
<ul style="list-style-type: none"> • a comprehensive and systematic knowledge of theoretical and practical questions pertaining to the contents, application and execution of Natural Resources Management Law in the South African and regional context; • a coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill- defined real-world problems, issues and case studies; • an advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on issues of natural resources management law in South Africa and the region from a personalised ethical system; the ability to give legally sound advice using the applicable law, defensible arguments and applying the applicable legal principles and available authority. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50%		
Module code: LLME 821	Semester 2	NQF level: 9
Title: South African Mining Law		
Module outcome: On completion of this module, the student should be able to demonstrate:		
<ul style="list-style-type: none"> • a comprehensive and systematic knowledge of theoretical and practical questions pertaining to the contents, application and execution of South African Mining Law; • a coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill- defined real-world problems, issues and case studies; • an advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on Mining Law issues from a personalised ethical system; the ability to give legally sound advice using the applicable law, defensible arguments and applying the applicable legal principles and available authority. 		
Method of delivery: full-time/part-time		

Assessment modes: Formative assessment: 50%		
Summative assessment: 50%		
Module code: LLMO 811	Semester 1	NQF level: 9
Title: South African Environmental Law		
Module outcome: On completion of this module, the student should be able to		
<ul style="list-style-type: none"> • demonstrate: a comprehensive and systematic knowledge of theoretical and practical questions pertaining to South African environmental legal principles, values and legislation; • a coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill- defined real-world problems, issues and case studies; • an advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on South African environmental law issues from a personalised ethical system; • the ability to provide legally sound advice using defensible arguments and applying the applicable legal principles and available authority. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50%		
Summative assessment: 50%		

Module code: LLME 811	Semester 1	NQF level: 9
Title: International and African Regional Environmental Law		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> Comprehensive and systematic knowledge of theoretical and practical questions pertaining to relevant international and African regional environmental norms, institutions and processes, including the historical development, contents, application and execution of international and African regional environmental law in an environmental governance context; A coherent understanding of research theory and practice applicable to the field of international and African regional environmental law and governance, including the ability to reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems that are represented by <i>capita selecta</i> issues including: environmental human rights, biological resources and protected areas and hazardous substances and activities. Advanced ability to retrieve, critique, integrate and communicate information and research findings (both legal and where relevant, non-legal) to specialist and non-specialist audiences using resources on the prevalent academic and policy discourse and to participate in debates on topical international and African regional environmental law and governance questions; and The ability to provide legally sound advice in the domain of both international and African regional environmental law and governance using well-structured and reasoned arguments and applying relevant legal principles and available authority. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50%		
Module code: LLMO 818	Semester 1	NQF level: 9
Title: Climate Change and Energy Law		
On completion of this module, the student should be able to demonstrate:		
<ul style="list-style-type: none"> a comprehensive and systematic knowledge of theoretical and practical questions pertaining to the contents, application and execution of climate change science, phenomena and governance in an international and South African environmental and energy law context; a coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill- defined real-world problems, issues and case studies; an advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on climate change science, phenomena and governance within the framework of environmental and energy law from a personalised ethical system; the ability to give legally sound advice in the domain of climate change and energy law and governance using defensible arguments and applying the applicable legal principles and available authority. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50%		
Module code: LLMO 829	Semester 2	NQF level: 9
Title: South African Planning Law		
Module outcomes: On completion of this module, the student should be able to demonstrate:		
<ul style="list-style-type: none"> a comprehensive and systematic knowledge of theoretical and practical questions pertaining to the contents, application and execution of the South African Planning Law; a coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill- defined real-world problems, issues and case studies; an advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on planning law issues from a personalised ethical system; the ability to give legally sound advice using the applicable law, defensible arguments and applying the applicable legal principles and available authority. 		
Method of delivery: full-time/part time		
Module code: LLMO 884	Semester 1	NQF level: 9
Title: Administrative Law		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> Specialist knowledge of the following topics within and relating to the South African administrative law: the scope, nature and application of administrative law as discipline in the current constitutional dispensation; the forms of control over administrative action and remedies available to litigants in administrative matters; the legal provisions on state liability 		

<p>and enforcement of court orders against the state;</p> <ul style="list-style-type: none"> • Specialist knowledge of the emergence of international administrative law as a legal discipline; • The ability to independently conduct a literature study (including current research) on the identified topics and then identify and analyse problem areas within the field, drawing systematically and creatively on the theory, primary legal sources and literature in the field before critically evaluating current opinions and research in the field; • The ability to effectively present and communicate the findings referred to above to fellow students and lecturers; • The ability to critically and with justification, evaluate own research results as well as that of fellow students and • The ability to manage learning tasks autonomously, professionally and ethically. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50%		
Module code: LLMO 885	Semester 2	NQF level: 9
Title: Local Government and Environmental Law		
<p>Module outcome:</p> <p>On completion of this module, the student should be able to demonstrate</p> <ul style="list-style-type: none"> • comprehensive and systematic knowledge of theoretical and practical questions pertaining to the contents, application and execution of the South African Local Government Law in an environmental context. • coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies. • advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on local government issues within the framework of environmental law from a personalised ethical system. • the ability to give legally sound advice in the domain of local government and environmental law using defensible arguments and applying the applicable legal principles and available authority. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50%		
Module code: LLMO 886	Semester 1	NQF level: 9
Title: Occupational Health and Safety Law		
<p>Module outcome:</p> <p>On completion of this module, the student should be able to demonstrate</p> <ul style="list-style-type: none"> • comprehensive and systematic knowledge of theoretical and practical questions pertaining to the contents, application and execution of the South African Occupational, Health and Safety law with emphasis on mining. • coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies. • advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on Occupational, Health and Safety law issues from a personalised ethical system. • the ability to give legally sound advice using the applicable law, defensible arguments and applying the applicable domestic and international legal principles and available authority 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50%		
Module code: OMBO 878	Year module	NQF level: 9
Title: Environmental Management		
<p>Module outcome:</p> <p>On completion of this module, the student should be able to demonstrate</p> <ul style="list-style-type: none"> • Demonstrate an advanced knowledge of environmental management techniques within the Deming management cycle of plan, do, check, remedy and reporting of environmental achievements within the private and public sectors to enable him/her to find innovative solutions for sustainable issues. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50%		
Module code: LLMK 811	Semester 1	NQF level: 9
Title: International Child and Family Law		
Module outcomes:		

- On completion of this module, the student should be able to demonstrate:
- comprehensive and systematic knowledge of theoretical and practical questions pertaining to family and child law from a legal international perspective with specific reference to South African child and family law principles, values and legislation against the background of values and norms reflected in the South-African Constitution.
 - - a coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill- defined real-world problems, issues and case studies;
 - - an advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on international family and child law within the framework of South African law from a personalised ethical system;
 - - the ability to give legally sound advice in the domain of family and child law using defensible arguments and applying the applicable legal principles and available authority.

Method of delivery: full-time/part time

Assessment methods: two assignments and summative examination

Module code: LLMK 812 | **Semester 1** | **NQF level: 9**

Title: International Children's Human Rights

- On completion of this module, the student should demonstrate:
- a comprehensive and systematic knowledge of theoretical and practical questions pertaining to the contents, application and execution of the Convention on the Rights of the Child and other national and international legal instruments concerning children, and of contemporary legal issues and developments regarding the specific position of children under international human rights law;
 - a coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill- defined real-world problems, issues and case studies;
 - an advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on children's rights within the framework of international and South African human rights law from a personalised ethical system;
 - the ability to give legally sound advice on the theoretical aspects of different (legal) children's rights issues, specifically issues relating to child trafficking and children in armed conflict, and their practical applicability in the domain of children's rights using defensible arguments and applying the applicable legal principles and available authority.

Method of delivery: full-time/part time

Assessment methods: two assignments and summative examination

Module code: LLMK 821 | **Semester 2** | **NQF level: 9**

Title: International Social Justice

Module outcomes:

- On completion of this module, the student should demonstrate:
- comprehensive and systematic legal knowledge of theoretical and practical questions pertaining to the contents, application and execution of the law on social justice from an international and regional perspective with specific reference to the welfare state, social theories, legislation and policies, social issues pertaining to HIV/AIDS and child-headed households, socio-economic rights including the right to health and education.
 - a coherent understanding of research theory and practice applicable to this field whilst exhibiting critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies.
 - advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on comparative social justice from a personalised ethical system
 - the ability to give legally sound advice in the domain of the law on social justice using defensible arguments and applying the applicable legal principles and available authority.

Method of delivery: full-time/part-time

Assessment methods: two assignments and summative examination

Module code: LLMK 822 | **Semester 2** | **NQF level: 9**

Title: International Juvenile Justice

Module outcomes:

- On completion of this module, the student should be able to demonstrate:
- comprehensive and systematic legal knowledge of theoretical and practical questions pertaining to juvenile justice from international and regional perspectives with specific reference to South African law principles, values and legislation against the background of values and norms reflected in the Constitution.
 - a coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill- defined real-world problems, issues and case studies;
 - an advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on juvenile justice within the framework of South African and international law from a personalised ethical system;
 - the ability to give legally sound advice in the domain of South African and international

juvenile justice law using defensible arguments and applying the applicable legal principles and available authority.		
Method of delivery: full-time/part time		
Assessment methods: two assignments and summative examination		
Module code: LLMC 874	Year module	NQF level: 9
Title: Research methodology and mini-dissertation		
<p>Module outcomes:</p> <p>On completion of this module, the student should be able to demonstrate:</p> <ul style="list-style-type: none"> • comprehensive and systematic legal knowledge of theoretical and practical questions as well as the methodology of comparative law from the perspective of private law, public law and criminal law; • a coherent understanding of research theory and practice applicable to the chosen field whilst exhibiting critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies; and • an advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on a chosen topic from a personalised ethical system. 		
Method of delivery: full-time/part-time		
Assessment methods: two assignments and mini-dissertation		

Module code: LLMP871	Year module	NQF level: 9
Title: Research Project		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> • a coherent and critical understanding of the research theory, research methodologies and research techniques relevant to law as a field of study; • the ability to make an informed decision about a complex and/or real-world problem and concomitant research method(s) for the purpose of independent scholarly research; • the ability to draw systematically and creatively on some research theory, research methods and relevant literature for your knowledge to culminate in a comprehensive and scientifically solid research proposal; • an ability to rigorously critique and evaluate current legal research and to participate in scholarly debates in an area of specialisation in the field of law; • an ability to relate research theory to practice and <i>vice versa</i>; • mastery of the research methods, techniques and technologies, as well as practice conventions appropriate to a defined research problem in the undertaking of an independent research project and to write a research dissertation/thesis under supervision; • advanced information-retrieval and processing skills, including identification, critical analysis, synthesis and independent evaluation of quantitative and qualitative data in the legal research context in the study of relevant literature and current research; • an ability to effectively present and communicate the results of research to specialist and non-specialist audiences using the resources of an academic-professional discourse. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50% Subminimum: 50%		
Module code: LLMP 811	Semester 1	NQF level: 9
Title: Criminal Law		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> • a comprehensive and systematic knowledge of theoretical and practical questions pertaining to selected themes of Criminal Law in the South African context. • a coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex problems, issues and case studies. • an advanced ability to retrieve, critique, integrate information and research findings and communicate it both orally and in writing. • the ability to give legally sound advice using the applicable law, defensible arguments and applying the applicable legal principles and available authority. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50% Subminimum: 50%		

Module code: LLMP 812	Semester 1	NQF level: 9
Title: Law of Criminal Procedure		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> • a comprehensive and systematic knowledge of theoretical and practical questions pertaining to selected themes of the Law of Criminal Procedure in the South African context. • a coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex problems, issues and case studies. • an advanced ability to retrieve, critique, integrate information and research findings and communicate it both orally and in writing. • the ability to give legally sound advice using the applicable law, defensible arguments and applying the applicable domestic and international legal principles and available authority. 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50% Subminimum: 50%		
Module code: LLMP 821	Semester 2	NQF level: 9
Title: Law of Evidence		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> • a comprehensive and systematic knowledge of theoretical and practical questions pertaining to selected themes from the Law of Evidence in the South African context. • a coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex problems, issues and case studies. • an advanced ability to retrieve, critique, integrate information and research findings and communicate it both orally and in writing. • the ability to give legally sound advice using the applicable law, defensible arguments and applying the applicable domestic and international legal principles and available authority 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50% Subminimum: 50%		
Module code: LLMP 822	Semester 2	NQF level: 9
Title: Combating Corruption		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> • a comprehensive and systematic knowledge of theoretical and practical questions pertaining to Combating Corruption in the South African and international context also with reference to public procurement • a coherent understanding of research theory (inclusive of domestic and international legal sources) and practice applicable to the field of Combating Corruption and reflect critical thinking in the identification, analysis and solution of complex legal problems, issues and case studies. • an advanced ability to retrieve, critique, integrate information and research findings and communicate it both orally and in writing. • the ability to give legally sound advice using the applicable law, defensible arguments and applying the applicable domestic and international legal principles and available authority 		
Method of delivery: full-time/part-time		
Assessment modes: Formative assessment: 50% Summative assessment: 50% Subminimum: 50%		

LAW.2.3 LLM RESEARCH MODULE OUTCOMES

Module code: LVIA 871	Year module	NQF level: 9
Title: International Aspects of Law		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> • comprehensive and systematic knowledge of theoretical and practical questions pertaining to an aspect of international law, its legal principles and values. • coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies. • advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on the specific topic of choice on international 		

aspects of law from a personalised ethical system.		
Method of delivery: full-time/part-time		
Assessment modes: Summative assessment: 100%		
Module code: LVPE 871	Year module	NQF level: 9
Title: Perspectives on Law		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> comprehensive and systematic knowledge of theoretical and practical questions pertaining to a specific perspective on the law, its legal principles and values. coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies. advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on the specific topic of choice on a perspective on the law from a personalised ethical system. 		
Method of delivery: full-time/part-time		
Assessment modes: Summative assessment: 100%		
Module code: LVTB 871	Year module	NQF level: 9
Title: Trade and Business Law		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> comprehensive and systematic knowledge of theoretical and practical questions pertaining to an aspect of trade and business law, its legal principles and values. coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies. advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on the specific topic of choice on trade and business law from a personalised ethical system. 		
Method of delivery: full-time/part-time		
Assessment modes: Summative assessment: 100%		
Module code: LVPR 871	Year module	NQF level: 9
Title: Private Law		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> comprehensive and systematic knowledge of theoretical and practical questions pertaining to an aspect of private law, its legal principles and values. coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies. advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on the specific topic of choice on private law from a personalised ethical system. 		
Method of delivery: full-time/part-time		
Assessment modes: Summative assessment: 100%		
Module code: LVPL 871	Year module	NQF level: 9
Title: Constitutional Law		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> comprehensive and systematic knowledge of theoretical and practical questions pertaining to an aspect of constitutional law, its legal principles and values. coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies. advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on the specific topic of choice on constitutional law from a personalised ethical system. 		
Method of delivery: full-time/part-time		
Assessment modes: Summative assessment: 100%		
Module code: LVFL 871	Year module	NQF level: 9
Title: Formal Law		
Module outcome: On completion of this module, the student should be able to demonstrate		

- comprehensive and systematic knowledge of theoretical and practical questions pertaining to an aspect of formal law, its legal principles and values.
- coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies.
- advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on the specific topic of choice on formal law from a personalised ethical system.

Method of delivery: full-time/part-time

Assessment modes:

Summative assessment: 100%

Module code: LVLP 871

Year module

NQF level: 9

Title: **Legal Profession**

Module outcome:

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

- comprehensive and systematic knowledge of theoretical and practical questions pertaining to an aspect of the legal profession, its legal principles and values.
- coherent understanding of research theory and practice applicable to this field and reflect critical thinking in the identification, analysis and solution of complex ill-defined real-world problems, issues and case studies.
- advanced ability to retrieve, critique, integrate and communicate information and research findings to specialist and non-specialist audiences using the resources of academic discourse and to participate in debates on the specific topic of choice on the legal profession from a personalised ethical system.

Method of delivery: full-time/part-time

Assessment modes:

Summative assessment: 100%

LAW.2.4 LLD MODULE OUTCOMES

Module code: LVIA 971	Year module	NQF level: 9
Title: International Aspects of Law		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> • A comprehensive and systematic knowledge base in a specific field of study in international aspects of law and the ability to apply the knowledge; • Submit proof of thorough proficiency in the appropriate research skills by formulating a relevant and viable research topic, by motivating it on the basis of a clear problem statement, by developing points of departure, suppositions and hypotheses, by setting a framework for the solution of the problem and by designing a feasible research programme; • A coherent and critical understanding of the methodology of the specific field of study so as to rigorously critique and evaluate current research in this field, participate in scholarly debates and research relating to theory and practice and adopt independent points of view; • The ability to use advanced information-retrieval and processing skills to identify, critically analyse and synthesize information relevant to issues in the field of study, debating solutions from theoretical and research perspectives published in current literature; • The ability to critically evaluate and apply the ethics, values, rules, norms and regulations pertaining to the specific field of study; • The ability to make a significant and original academic contribution to the specific field of law. 		
Method of delivery: full-time/part-time		
Assessment modes: Summative assessment: 100%		
Module code: LVPE 971	Year module	NQF level: 9
Title: Perspectives on Law		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> • A comprehensive and systematic knowledge base a specific perspective or perspectives of law and the ability to apply the knowledge; • Submit proof of thorough proficiency in the appropriate research skills by formulating a relevant and viable research topic, by motivating it on the basis of a clear problem statement, by developing points of departure, suppositions and hypotheses, by setting a framework for the solution of the problem and by designing a feasible research programme; • A coherent and critical understanding of the methodology of the specific field of study so as to rigorously critique and evaluate current research in this field, participate in scholarly debates and research relating to theory and practice and adopt independent points of view; • The ability to use advanced information-retrieval and processing skills to identify, critically analyse and synthesize information relevant to issues in the field of study, debating solutions from theoretical and research perspectives published in current literature; • The ability to critically evaluate and apply the ethics, values, rules, norms and regulations pertaining to the specific field of study; • The ability to make a significant and original academic contribution to the specific perspective(s) of law. 		
Method of delivery: full-time/part-time		
Assessment modes: Summative assessment: 100%		

Module code: LVTB 971	Year module	NQF level: 9
Title: Trade and Business Law		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> • A comprehensive and systematic knowledge base in a specific field of trade and business law and the ability to apply the knowledge; • Submit proof of thorough proficiency in the appropriate research skills by formulating a relevant and viable research topic, by motivating it on the basis of a clear problem statement, by developing points of departure, suppositions and hypotheses, by setting a framework for the solution of the problem and by designing a feasible research programme; • A coherent and critical understanding of the methodology of the specific field of study so as to rigorously critique and evaluate current research in this field, participate in scholarly debates and research relating to theory and practice and adopt independent points of view; • The ability to use advanced information-retrieval and processing skills to identify, critically analyse and synthesize information relevant to issues in the field of study, debating solutions from theoretical and research perspectives published in current literature; • The ability to critically evaluate and apply the ethics, values, rules, norms and regulations pertaining to the specific field of study; • The ability to make a significant and original academic contribution to the specific field of law. 		
Method of delivery: full-time/part-time		
Assessment modes: Summative assessment: 100%		
Module code: LVPR 971	Year module	NQF level: 9
Title: Private Law		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> • A comprehensive and systematic knowledge base in a specific field of study in private law and the ability to apply the knowledge; • Submit proof of thorough proficiency in the appropriate research skills by formulating a relevant and viable research topic, by motivating it on the basis of a clear problem statement, by developing points of departure, suppositions and hypotheses, by setting a framework for the solution of the problem and by designing a feasible research programme; • A coherent and critical understanding of the methodology of the specific field of study so as to rigorously critique and evaluate current research in this field, participate in scholarly debates and research relating to theory and practice and adopt independent points of view; • The ability to use advanced information-retrieval and processing skills to identify, critically analyse and synthesize information relevant to issues in the field of study, debating solutions from theoretical and research perspectives published in current literature; • The ability to critically evaluate and apply the ethics, values, rules, norms and regulations pertaining to the specific field of study; • The ability to make a significant and original academic contribution to the specific field of law. 		
Method of delivery: full-time/part-time		
Assessment modes: Summative assessment: 100%		

Module code: LVPL 971	Year module	NQF level: 9
Title: Constitutional Law		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> • A comprehensive and systematic knowledge base in a specific field of study in constitutional law and the ability to apply the knowledge; • Submit proof of thorough proficiency in the appropriate research skills by formulating a relevant and viable research topic, by motivating it on the basis of a clear problem statement, by developing points of departure, suppositions and hypotheses, by setting a framework for the solution of the problem and by designing a feasible research programme; • A coherent and critical understanding of the methodology of the specific field of study so as to rigorously critique and evaluate current research in this field, participate in scholarly debates and research relating to theory and practice and adopt independent points of view; • The ability to use advanced information-retrieval and processing skills to identify, critically analyse and synthesize information relevant to issues in the field of study, debating solutions from theoretical and research perspectives published in current literature; • The ability to critically evaluate and apply the ethics, values, rules, norms and regulations pertaining to the specific field of study; • The ability to make a significant and original academic contribution to the specific field of law. 		
Method of delivery: full-time/part-time		
Assessment modes: Summative assessment: 100%		
Module code: LVFL 971	Year module	NQF level: 9
Title: Formal Law		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> • A comprehensive and systematic knowledge base in a specific field of study in formal law and the ability to apply the knowledge; • Submit proof of thorough proficiency in the appropriate research skills by formulating a relevant and viable research topic, by motivating it on the basis of a clear problem statement, by developing points of departure, suppositions and hypotheses, by setting a framework for the solution of the problem and by designing a feasible research programme; • A coherent and critical understanding of the methodology of the specific field of study so as to rigorously critique and evaluate current research in this field, participate in scholarly debates and research relating to theory and practice and adopt independent points of view; • The ability to use advanced information-retrieval and processing skills to identify, critically analyse and synthesize information relevant to issues in the field of study, debating solutions from theoretical and research perspectives published in current literature; • The ability to critically evaluate and apply the ethics, values, rules, norms and regulations pertaining to the specific field of study; • The ability to make a significant and original academic contribution to the specific field of law. 		
Method of delivery: full-time/part-time		
Assessment modes: Summative assessment: 100%		

Module code: LVLP 971	Year module	NQF level: 9
Title: Legal Profession		
Module outcome: On completion of this module, the student should be able to demonstrate		
<ul style="list-style-type: none"> • A comprehensive and systematic knowledge base in a specific field of study in an aspect of the legal profession and the ability to apply the knowledge; • Submit proof of thorough proficiency in the appropriate research skills by formulating a relevant and viable research topic, by motivating it on the basis of a clear problem statement, by developing points of departure, suppositions and hypotheses, by setting a framework for the solution of the problem and by designing a feasible research programme; • A coherent and critical understanding of the methodology of the specific field of study so as to rigorously critique and evaluate current research in this field, participate in scholarly debates and research relating to theory and practice and adopt independent points of view; • The ability to use advanced information-retrieval and processing skills to identify, critically analyse and synthesize information relevant to issues in the field of study, debating solutions from theoretical and research perspectives published in current literature; • The ability to critically evaluate and apply the ethics, values, rules, norms and regulations pertaining to the specific field of study; • The ability to make a significant and original academic contribution to the specific field of law. 		
Method of delivery: full-time/part-time		
Assessment modes: Summative assessment: 100%		