

Faculty of Law

Postgraduate

Fakulteit Regte

Nagraads



2023
Yearbook



Address all correspondence to:

The Registrar
North-West University
Private Bag X1290
Potchefstroom
2520

Tel: (018) 299-1111/2222

Fax: (018) 299-4910

Internet: <http://www.nwu.ac.za>

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..... | 8 |
| LAW.1.2.15 | Allocation of supervisors or promoters..... | 8 |
| LAW.1.2.16 | Notice of submission | 8 |
| LAW.1.2.17 | Progress reports..... | 8 |
| LAW.1.2.18 | Access to the 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 | 9 |
| LAW.1.3 | WARNING AGAINST PLAGIARISM..... | 9 |
| LAW.1.4 | CAPACITY STIPULATION | 9 |
| LAW.1.5 | QUALIFICATIONS, PROGRAMMES AND CURRICULA | 9 |
| LAW.2 | RULES FOR THE POSTGRADUATE DIPLOMA IN LABOUR LAW..... | 13 |
| LAW.2.1 | DURATION (MINIMUM AND MAXIMUM DURATION)..... | 13 |
| LAW.2.2 | ADMISSION REQUIREMENTS FOR THE QUALIFICATION | 13 |
| LAW.2.3 | ASSESSMENT | 13 |
| LAW.2.3.1 | Examiners and moderators | 13 |
| LAW.2.3.2 | Admission to the examination..... | 13 |
| LAW.2.3.3 | Composition of participation mark | 13 |
| LAW.2.3.4 | Number of examination opportunities | 13 |
| LAW.2.3.5 | Requirements for passing a module | 14 |
| LAW.2.3.6 | Distance learning | 14 |
| LAW.2.4 | QUALIFICATION OUTCOMES..... | 14 |
| LAW.2.5 | POLICY AND PROCEDURES FOR RECOGNITION OF PRIOR LEARNING (RPL) | 14 |
| LAW.2.6 | CURRICULUM – PGDIP IN LABOUR LAW | 15 |
| LAW.3 | RULES FOR THE STRUCTURED MASTERS AND MPhil DEGREES..... | 16 |
| LAW.3.1 | DURATION (MINIMUM AND MAXIMUM DURATION)..... | 16 |
| LAW.3.2 | ADMISSION REQUIREMENTS FOR THE QUALIFICATION | 16 |
| LAW.3.2.1 | Faculty-specific requirement for structured LLM/MPhil Degree | 16 |
| LAW.3.3 | EXAMINATION..... | 16 |
| LAW.3.4 | TERMINATION OF STUDIES | 17 |
| LAW.3.5 | QUALIFICATION OUTCOMES..... | 18 |
| LAW.3.6 | CURRICULA STRUCTURED MATERS (LLM AND MPhil)..... | 19 |
| LAW.3.6.1 | Master of Laws with Family and Indigenous Law | 19 |

| | | |
|--------------|--|-----------|
| LAW.3.6.2 | Master of Laws in International Trade Law | 19 |
| LAW.3.6.3 | Master of Laws with Public Law and Legal Philosophy | 20 |
| LAW.3.6.4 | Master of Laws with Criminal and Procedure Law | 20 |
| LAW.3.6.5 | Master of Laws with Mercantile Law | 21 |
| LAW.3.6.6 | Master of Laws in International Child Law | 21 |
| LAW.3.6.7 | Master of Laws in Environmental Law and Governance | 22 |
| LAW.3.6.8 | Master of Philosophy in Environmental Law and Governance | 23 |
| LAW.3.6.9 | Master of Laws in Estate Law..... | 24 |
| LAW.3.6.10 | Master of Laws in Labour Law..... | 24 |
| LAW.3.6.11 | Master of Laws in Criminal Law and Procedure..... | 25 |
| LAW.4 | RULES FOR THE RESEARCH MASTERS DEGREES | 26 |
| LAW.4.1 | DURATION (MINIMUM AND MAXIMUM DURATION)..... | 26 |
| LAW.4.2 | ADMISSION REQUIREMENTS FOR THE QUALIFICATION | 26 |
| LAW.4.2.1 | Faculty-specific requirements for a Research Masters Degree | 26 |
| LAW.4.3 | EXAMINATION..... | 27 |
| LAW.4.4 | TERMINATION OF STUDIES | 27 |
| LAW.4.5 | QUALIFICATION OUTCOMES..... | 27 |
| LAW.4.6 | CURRICULA MASTER OF LAWS – RESEARCH | 28 |
| LAW.5 | RULES FOR THE RESEARCH DOCTORAL DEGREES | 29 |
| LAW.5.1 | DURATION (MINIMUM AND MAXIMUM DURATION)..... | 29 |
| LAW.5.2 | ADMISSION REQUIREMENTS | 29 |
| LAW.5.2.1 | Faculty-specific requirements for a Doctoral Degree | 29 |
| LAW.5.3 | EXAMINATION..... | 29 |
| LAW.5.4 | TERMINATION OF STUDIES | 30 |
| LAW.5.5 | QUALIFICATION OUTCOMES:..... | 30 |
| | ON COMPLETION OF THIS PROGRAMME, THE STUDENT SHOULD BE ABLE TO DEMONSTRATE: | 30 |
| LAW.5.6 | CURRICULA OF DOCTOR OF LAWS (LLD) | 31 |
| LAW.6 | RULES FOR THE DOCTOR OF PHILOSOPHY IN LAWS WITH LAW AND DEVELOPMENT | 32 |
| LAW.6.1 | DURATION (MINIMUM AND MAXIMUM DURATION)..... | 32 |
| LAW.6.2 | ADMISSION REQUIREMENTS FOR THE QUALIFICATION | 32 |
| LAW.6.2.1 | Faculty-specific requirement for a Doctor of Philosophy in Laws with Law and Development | 32 |
| LAW.6.3 | EXAMINATION..... | 32 |
| LAW.6.4 | TERMINATION OF STUDIES | 33 |
| LAW.6.5 | QUALIFICATION OUTCOMES..... | 33 |
| LAW.6.6 | CURRICULA OF DOCTOR OF PHILOSOPHY IN LAWS WITH LAW AND DEVELOPMENT | 34 |
| LAW.7 | OUTCOMES OF MODULES..... | 35 |
| LAW.7.1 | MODULE OUTCOMES FOR THE POSTGRADUATE DIPLOMA IN LABOUR LAW..... | 35 |
| LAW.7.2 | LLM COURSEWORK OUTCOMES..... | 37 |
| LAW.7.3 | LLM RESEARCH MODULE OUTCOMES | 48 |
| LAW.7.4 | LLD MODULE OUTCOMES | 50 |

NWU OFFICE BEARERS

Chancellor

Dr ATM Mokgokong

Vice-Chancellor

Dr B Tyobeka

Deputy Vice-Chancellor: Community Engagement and Campus Operations (Mahikeng Campus)

Prof S Swanepoel

Deputy Vice-Chancellor: Information Technology and Operations (Potchefstroom Campus)

Prof DM Balia

Deputy Vice-Chancellor: Planning and Operations (Vanderbijlpark Campus)

Prof DM Modise (acting)

Deputy Vice-Chancellor: Teaching and Learning

Prof RJ Balfour

Deputy Vice-Chancellor: Research and Innovation

Prof MJ Mphahlele

Institutional Registrar

Prof MM Verhoef

NWU EXECUTIVE DEANS

Faculty of Economics and Management: Prof ND Moroke

Faculty of Education: Prof L Conley

Faculty of Engineering: Prof L van Dyk

Faculty of Health Sciences: Prof AF Kotzé

Faculty of Humanities: Prof D Moyo

Faculty of Natural and Agricultural Sciences: Prof DM Modise

Faculty of Theology: Dr H Goede

Faculty of Law

Executive Dean

Dr LN Morei

Deputy Dean: Quality and Stakeholder relations

Prof M Barnard

Directors of Schools and Research Unit

Research Director Unit: Law, Justice and Sustainability

Prof M Wiese

Director: Postgraduate Programmes

Dr ND Kekana

Deputy Director: Postgraduate Programmes

Prof HJ Lubbe

Director: Undergraduate Programmes

Mr KR Masilo

Deputy Director: Undergraduate Programmes -Mahikeng Campus

Mr T Viljoen

Deputy Director: Undergraduate Programmes -Potchefstroom Campus

Mrs MB Schoeman

Deputy Director: Undergraduate Studies- Vanderbijlpark Campus

Mr MM Ndou

Director: Professional Development and Community Engagement

Adv RHC Koraan

Senior Faculty Administrator

Mrs A Marais

Faculty Administrator

Mr S Mokgothu

Faculty Board

| | | |
|---------------------------|--------------------|----------------------|
| Representative of the SRC | Kola SM Adv | Preston MJ Ms |
| Agbor AA Prof | Kolabhai RL Mr | Raboshakga NI Mr |
| Barnard M Prof | Koraan RHC Adv | Ramatabana T Mr |
| Beiter KD Prof | Kotzé LJ Prof | Rasikhalela ST Mr |
| Botes A Dr | Lanser C Ms | Rautenbach C Prof |
| Bothma FP Mr | Laubscher MC Mr | Ravyse NE Dr |
| Carnelley M Prof | Lubbe HJ Prof | Reddy N Ms |
| Chitimira H Prof | Lubbe WD Dr | Schoeman MB Ms |
| Combrinck H Prof | Mahlangu N Ms | Serumaga-Zake SS Adv |
| Du Plessis AA Prof | Marais A Ms | Soyapi CB Dr |
| Du Plessis W Prof | Masilo KR Mr | Stal S Ms |
| Du Pokoy C Ms | Matlala R Ms | Steenekamp F Ms |
| Du Toit PG Prof | Mmusinyane BO Prof | Stoffels MC Mr |
| Erlank W Prof | Mogale PT Mr | Tsatsimpe RM Ms |
| Essop Z Ms | Mokgothu S Mr | Tsweledi L Mr |
| Feldhaus C Ms | Mongake MM Mr | Van den Berg AF Dr |
| Fuo ON Prof | Morei LN Dr | Van Dyk ON Mr |
| Gabru N Ms | Mostert SJ Ms | Viljoen G Prof |
| Geduld AJN Dr | Motelle LB Ms | Viljoen T Mr |
| Gildenhuis A Prof | Mutubi K Mr | Visagie J Ms |
| Gresse E Dr | Nair A Mr | Wiese M Prof |
| Kanamugire JC Dr | Ndou M Mr | Zazo GR Adv |
| Kekana N Dr | Nicholson EAC Ms | |
| Killian CG Dr | Nkumise RW Mr | |
| Klaasen A Dr | Ngwenyama L Dr | |
| Kloppers HJ Prof | Ntatamala M Ms | |

LAW.1 FACULTY RULES

LAW.1.1 AUTHORITY OF THE GENERAL ACADEMIC RULES

The faculty rules, contained in this faculty calendar, are valid for the different qualifications, programmes and curricula of this faculty. 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 and subject to the General Academic Rules.

LAW.1.2 FACULTY-SPECIFIC RULES

The faculty rules, contained in this faculty calendar, are valid for the different qualifications, programmes and curricula of this faculty. 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 and subject to the General Academic Rules.

Where faculty rules are amended and approved by the 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. Such deviation must be reported to the Faculty Board at its subsequent meeting and thereafter to senate.

LAW.1.2.1 Modules and credits

The subject matter for every degree is divided into modules and each 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, 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 the Higher Degrees Committee will consider it. No applicant shall be admitted 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 the University Senate and Council, which are available at <http://www.nwu.ac.za/nwu-prospective-students>.
- b) Applicants are referred to the General Academic Rule 1.5.1 regarding the procedure for application and admission.
- c) The closing date for applications is 31 October of the previous year. Should there be incomplete applications, practice is that the necessary communication is sent by Higher Degree Administration. Should the applicant not respond to the request within 30 days, the application may be rejected. Late applications will be dealt with on a case-by-case basis, at the discretion of the Director: Postgraduate Programmes, guided by considerations of merit and subject to available capacity.

LAW.1.2.5 Registration

- a) No one is registered as a student before that 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 compliance with all the programme and module requirements. Completion and submission of the formal documents required to determine that there are no clashes in contact timetables or scheduled assessment opportunities. 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 only with prior written permission from the executive dean. This permission is subject to the limitation on the credit load provided for in the Academic Rule 1.9.
- 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. Failure to do so renders the student liable for fees for the previous year for which permission was not obtained.
- h) The structured LLM students must be registered by 31 January.

LAW.1.2.6 Professional ethics

Legal education gives 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 required of 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

English is the medium of instruction in the postgraduate programmes, with Afrikaans students being accommodated (where 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 to facilitate the transition from existing programmes to new programmes.

LAW.1.2.9 Termination of studies

- a) A student's registration may be terminated in terms of rule 1.18 of the General Academic Rules if the student.
 - does not meet the requirements for annual registration as provided for in rule 1.10.1.
 - does not meet the requirements for proof of active enrolment as provided for in rule 1.10.3.1.
 - has received two warnings with respect to unsatisfactory academic performance as provided for in rule 1.15.2 and 1.15.4 and fails for the third time to show satisfactory academic performance.
 - does not meet the minimum progress requirements set out in rule 1.16 or fails to submit a research proposal as contemplated in rules 4.12.6 and 5.12.5.
 - does not obtain an extension of time as provided for in rule 1.17: and
 - fails, after having been granted an extension of time as provided for in rule 1.17 to complete the study.
- b) The Director: Postgraduate Programmes determines the procedure to be followed whenever a student's studies are to be terminated.
- c) If possible, notification of termination of study must be sent to students timeously before the next registration period, or, where applicable, before the next semester.
- d) A student whose studies have been terminated may, in accordance with the applicable faculty rules and procedures, apply for admission to another study programme, but must in the course of the application mention the termination.
- e) The executive dean concerned may set reasonable conditions for admission to another study programme and must report such conditions to the registrar.
- f) A postgraduate student whose studies have been terminated may not apply more than three times for admission to the University.
- g) Should a student receive a notification that his/her studies will be terminated, the student may, within ten days of the date of the notification, submit a written motivation, as an appeal to the dean to reconsider the termination.

LAW.1.2.10 Recognition of modules

Save in exceptional circumstances, at the discretion of the Director: Postgraduate Programmes, modules passed more than **five years** ago will not be recognised for purposes of the LLM degree.

Phased-out modules will not be recognised since students need to register for the new module in the **current programme**.

LAW.1.2.11 Re-registration for coursework modules

A student may, during 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 masters degree programme. No course work module may be repeated more than once. Upon failing the same module twice, the student's studies will be terminated.

In such a case, if a student subsequently passed a module at another institution, the module will not be recognised. 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) and assignments, should strictly follow the official referencing style of the Faculty of Law as prescribed.

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 supervisors or promoters

Students in the structured LLM programmes are required to identify and consult with possible supervisors by **15 March** of the first year of registration. If a student of a structured LLM programme has not identified and consulted with a supervisor by the above-mentioned date, the student is required to inform the Director: Postgraduate Programmes, where-after a supervisor will be allocated by the relevant programme leader, in consultation with the director.

Students applying for a research LLM, LLD or PhD programme are required to consult with possible supervisors or promoters simultaneously with the application process, prior to registration. The Faculty Board may, in exceptional circumstances, approve the appointment of a co- or assistant supervisor, or 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, from year to year, for submission, 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 31 July 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 the internet

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

LAW.1.2.19 Ethical clearance

Every research proposal in the postgraduate programmes is subject to ethical clearance by the Research Ethics Committee. Students will not be allowed to continue with their research unless an ethics clearance number has been issued.

LAW.1.2.20 Exemption from class attendance in a module

Class exemption for a particular module can only be granted if the student was previously registered for that module, admission to the examination was obtained, but the module was not passed. Exemption for class attendance 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 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 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, upon 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 limitations as provided for in rule 1.9 of the General Academic Rules.

LAW.1.2.23 Attainment of qualifications

Considering 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 Diploma/LLM 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

A student who, having used the examination opportunity provided for in the rules, has passed all coursework modules **but one** required for the completion of a programme leading to a qualification, may apply to the executive dean concerned to be granted a final assessment opportunity in the outstanding module provided that:

- a) the student has achieved an adequate participation mark in the module for admission to the examination.
- b) the student has previously failed the module in question.
- c) the student completes the final assessment for the applicable module in the following examination period that is scheduled for such assessment opportunities in the annual university calendar.
- d) the maximum mark that can be obtained for a final assessment is 50%.
- e) the final module mark is based solely on the mark achieved in the final assessment, without taking the participation mark into account.

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 masters degree or postgraduate diploma a second examination or assessment opportunity, after having considered the above requirements.

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) 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/gov_man/policy/index.html

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 be admitted for the relevant programme.

LAW.1.5 QUALIFICATIONS, PROGRAMMES AND CURRICULA

The Faculty of Law may confer the following postgraduate diploma and postgraduate degrees.

PC refers to Potchefstroom Campus and MC to Mahikeng Campus.

The postgraduate qualifications are only offered in English.

| POSTGRADUATE DIPLOMA | | | | | | |
|----------------------|----------------|--------------------|------------|--------------------|--------|-----------|
| Qualification Name | Specialisation | Qualification code | Curriculum | Mode of delivery | Campus | NQF level |
| Postgraduate Diploma | In Labour Law | 6AD D01 6AE D01 | | Contact / Distance | MC/PC | 8 |

| Qualification Name | Programme name | Qualification code | Curriculum | Mode of delivery | Campus | NQF level |
|--|--|--------------------|------------|------------------|--------|-----------|
| MAGISTER DEGREES | | | | | | |
| Structured LLM Qualifications (Coursework and Research) | | | | | | |
| Master of Laws | Family and Indigenous Law <i>not presented in 2023</i> | 6CH P01 | R801M | Contact | MC | 9 |
| Master of Laws | in International Trade Law | 6CN P01 | R801P | Contact | PC | 9 |
| Master of Laws | Public Law and Legal Philosophy | 6CH P02 | R801M | Contact | MC | 9 |
| Master of Laws | Criminal and Procedure Law <i>not presented in 2023</i> | 6CH P03 | R801M | Contact | MC | 9 |
| Master of Laws | Mercantile Law | 6CH P04 | R801M | Contact | MC/PC | 9 |
| Master of Laws | in International Child Law | 6CK P01 | R801P | Contact | PC | 9 |
| Master of Laws | in Environmental Law and Governance | 6CL P01 | R801P | Contact | PC | 9 |
| Master of Laws | in Estate Law | 6CM P01 | R801P | Contact | PC | 9 |
| Master of Laws | in Labour Law | 6CP P01 | R801P/M | Contact | MC/PC | 9 |
| Master of Philosophy (MPhil) | | | | | | |
| Master of Philosophy | in Environmental Law and Governance | 6CJ P01 | R801P | Contact | PC | 9 |
| Professional LLM | | | | | | |
| Master of Laws | in Criminal Law and Procedure | 6CT Q01 | R801P | Contact | PC | 9 |

| Qualification Name | Programme name (With) | Qualification code | Curriculum | Mode of delivery | Campus | NQF level |
|---------------------------------------|---------------------------------|--------------------|------------|------------------|--------|-----------|
| LLM by Research Qualifications | | | | | | |
| Master of Laws | Criminal and Procedural Law | 6CB N01 | R801M/P | Contact | MC/PC | 9 |
| Master of Laws | Mercantile Law | 6CB N02 | R801M/P | Contact | MC/PC | 9 |
| Master of Laws | Public Law and Legal Philosophy | 6CB N03 | R801M/P | Contact | MC/PC | 9 |
| Master of Laws | Private and Customary Law | 6CB N04 | R801M/P | Contact | MC/PC | 9 |
| Master of Law | International Aspects of Law | 6CB N05 | R801M/P | Contact | MC/PC | 9 |
| Master of Laws | Perspectives on Law | 6CB N06 | R801M/P | Contact | MC/PC | 9 |
| Master of Laws | Trade and Business Law | 6CB N07 | R801M/P | Contact | MC/PC | 9 |
| Master of Laws | Private Law | 6CB N08 | R801M/P | Contact | MC/PC | 9 |
| Master of Laws | Constitutional Law | 6CB N09 | R801M/P | Contact | MC/PC | 9 |
| Master of Laws | Formal Law | 6CB N10 | R801M/P | Contact | MC/PC | 9 |
| Master of Laws | Legal Profession | 6CB N11 | R801M/P | Contact | MC/PC | 9 |
| DOCTORAL DEGREES (LLD) | | | | | | |
| Qualification Name | Programme name (With) | Qualification code | Curriculum | Mode of delivery | Campus | NQF level |
| LLD Qualifications | | | | | | |
| Doctor of Laws | Constitutional Law | 6CA R01 | R901M/P | Contact | MC/PC | 10 |
| Doctor of Laws | Criminal and Procedural Law | 6CA R02 | R901M/P | Contact | MC/PC | 10 |
| Doctor of Laws | Formal Law | 6CA R03 | R901M/P | Contact | MC/PC | 10 |
| Doctor of Laws | International Aspects of Law | 6CA R04 | R901M/P | Contact | MC/PC | 10 |
| Doctor of Laws | Legal Profession | 6CA R05 | R901M/P | Contact | MC/PC | 10 |
| Doctor of Laws | Mercantile Law | 6CA R06 | R901M/P | Contact | MC/PC | 10 |
| Doctor of Laws | Perspectives on Law | 6CA R07 | R901M/P | Contact | MC/PC | 10 |
| Doctor of Laws | Private and Customary Law | 6CA R08 | R901M/P | Contact | MC/PC | 10 |
| Doctor of Laws | Private Law | 6CA R09 | R901M/P | Contact | MC/PC | 10 |
| Doctor of Laws | Public Law and Legal Philosophy | 6CA R10 | R901M/P | Contact | MC/PC | 10 |
| Doctor of Laws | Trade and Business Law | 6CA R11 | R901M/P | Contact | MC/PC | 10 |

DOCTOR OF PHILOSOPHY IN LAWS (PhD)

| Qualification Name | Programme name (With) | Qualification code | Curriculum | Mode of delivery | Campus | NQF level |
|------------------------------|------------------------------|---------------------------|-------------------|-------------------------|---------------|------------------|
| Doctor of Philosophy in Laws | Law and development | 6CS R01 | R901M/P | Contact | MC/PC | 10 |

LAW.2 RULES FOR THE POSTGRADUATE DIPLOMA IN LABOUR LAW

CAMPUS: Potchefstroom (English)

DELIVERY MODE/S: This program is approved for both distance and contact modes of delivery. It will be possible to attend portions of this program on a distance, online basis, but registered students will be required to attend four or five face-to-face practical training sessions on Dispute Resolution and Procedures on Potchefstroom Campus during the course of the second semester. More details in this regard will be communicated upon registration.

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

LAW.2.1 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.2.2 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., B Com in Law, 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 the South African Qualifications Authority (SAQA) for recognition in terms of the standard procedures of the NWU.

LAW.2.3 ASSESSMENT

LAW.2.3.1 Examiners and moderators

- a) For every module there is at least one internal examiner and at least one external moderator.
- b) Every module is moderated externally by a person with the required qualifications, which for postgraduate qualifications must be at least one NQF level higher than the qualification that is being moderated, provided that such a person may not be a staff member or otherwise connected to the university by way of an extraordinary appointment.
- c) External moderators are recommended for appointment by the Director: Postgraduate programmes and approved by the Faculty Board. They are appointed for a term of three years.
- d) At least 50% of the examination papers will be externally moderated.
- e) An external moderator is required to comment on the validity of the assessment instruments, the quality of student performance and the standard of student attainment, the reliability of the marking process, and any concerns or irregularities with respect to the observation of institutional and, where applicable, professional regulations.

LAW.2.3.2 Admission to the examination

- a) A minimum participation mark of 40% for all modules is required for admission to the examination.
- b) Apologies for not participating in a formative assessment opportunity (e.g. medical certificates) must be submitted to the lecturer concerned within seven working days after the scheduled assessment for the relevant module. Subject to the guidelines of the faculty with regard to further assessment opportunities, alternative arrangements may be made with the lecturer within the mentioned period.

LAW.2.3.3 Composition of participation mark

- a) The participation mark for all modules is compiled, according to the structure of the particular module, from the assessment marks that are obtained in tests, assignments, practical, and/or other evaluations. The formula to compile a participation mark is specified by the lecturer, unless approved by the Director: Postgraduate Programmes, made known to the students at the beginning of a semester, may not thereafter be changed, and may vary from module to module.
- b) Admission to the examination in any module is gained by obtaining a minimum of 40% in every assignment. Where a student fails to achieve a mark of 40% 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 30% is obtained for the assignment. Resubmission must take place within seven days after the initial mark has been released.

LAW.2.3.4 Number of examination opportunities

- a) A student registered for any module in the postgraduate diploma is entitled to use two consecutive opportunities per module to take the examination within the examination timetables set in the annual university calendar. However, in instances where a student was granted class exemption for any module, and the examination timetable for any module so exempted clashes with any other module for which the student is registered, no additional examination opportunity will be provided.
- b) A student qualifies for a second opportunity of the examination paper on condition that the student writes the first opportunity and if a mark of at least 35% is obtained.
- c) A student who passes the examination in a module during the first examination opportunity and wishes to improve the module mark achieved, may participate in the second examination opportunity. However, the mark achieved in the second examination opportunity will be awarded as the final mark for the module even if it is lower than the mark achieved in the first opportunity.
- d) A student who chooses to write the examination during the second examination opportunity may be liable to pay a prescribed fee.

LAW.2.3.5 Requirements for passing a module

To successfully complete the module, the following criteria must be met:

- a) The sub-minimum examination mark required to pass a module is 45%.
- b) The sub-minimum required to pass modules that are presented by other faculties are determined by the rules of those faculties.
- c) A student passes a module if a final module mark of at least 50% is attained.
- d) The module mark is based on a combination of the participation mark and the examination mark in the ratio determined in the faculty rules. It is usually the average of the participation mark and the examination mark unless otherwise specified in respect of certain modules and considering the examination sub-minimum.
- e) Where a student fails a module, the student must repeat the module in its entirety.
- f) A student passes a module with distinction if a final module mark of at least 75% is achieved.

LAW.2.3.6 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.2.4 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 regards 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 a 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.2.5 POLICY AND PROCEDURES FOR RECOGNITION OF PRIOR LEARNING (RPL)

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.2.6 CURRICULUM – PGDIP IN LABOUR LAW

| First semester | | Second semester | |
|---|-----------|---|------------|
| Module name and code | Cr | Module name and code | Cr |
| PGDL 511 The Constitution and other Labour Law Sources | 40 | PGDL 521 Collective Labour Law | 20 |
| PGDL 512 Individual Labour Law | 20 | One of the following electives: 1: PGDL 522 Dispute Resolution Practice and Procedure | 40 |
| | | 2: PGDL 523 Dispute Resolution Practice and Procedures in the Safety and Security Sector. <i>(not offered in 2023)</i> | 40 |
| | | 3: PGDL 524 Dispute Resolution Practice and Procedures in the Public Sector <i>(not offered in 2023)</i> | 40 |
| Total first semester | 60 | Total second semester | 60 |
| Total credits for qualification | | | 120 |

LAW.3 RULES FOR THE STRUCTURED MASTERS AND MPhil DEGREES

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

LAW.3.1 DURATION (MINIMUM AND MAXIMUM DURATION)

- a) The study period is at least one year. A student must meet all the requirements for the structured LLM/MPhil degree within two years of 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 among 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 other students have done, are doing or wish to research the same topic; and
 - VI. whether the supervisor is still available.

LAW.3.2 ADMISSION REQUIREMENTS FOR THE QUALIFICATION

- a) To gain admission to the Structured LLM or MPhil programmes, 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 Structured LLM or MPhil 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 Structured LLM or MPhil programme the following admission requirements apply: 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 research project (where applicable).
- c) An evaluation certificate as issued by the 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 an applicant furnish sufficient proof of his/her research skills before the application for admission is finalised.
- 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) 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 written evidence of sufficient knowledge and practical experience in the relevant field, to the Director: Postgraduate Programmes.
- g) 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.
- h) 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.
- i) 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.
- j) 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 the discretion to approve, reject, postpone, or set additional conditions for admission to postgraduate programmes and to limit the number of candidates.

LAW.3.2.1 Faculty-specific requirement for structured LLM/MPhil Degree

- a) 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.
- b) Full-time and part-time structured LLM and MPhil students must (in consultation with his/her supervisor) submit the research proposals for mini-dissertations for approval by the Higher Degrees Committee of the Faculty on or before **31 October in their first year of registration**.

LAW.3.3 EXAMINATION

- a) Besides writing a mini-dissertation, assessment in each of the modules in the structured LLM/MPhil programme 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 all contact sessions in the LLM/MPhil by coursework is compulsory. Failure to comply with this requirement may result in a student not being allowed to write the final examination in a particular module.

- d) Students must complete assignments that comply with the research and style requirements of the faculty. The marks awarded for these assignments are considered 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 examination 60% towards the final mark. In the case of the module International Trade Law, the oral summative assessment will count at least 70% towards the final mark.
- e) If a dispute in the examination of a module mark (excluding a mini-dissertation) arises, it must be referred, where applicable, to the programme leader. If not resolved, it must be referred to the Director: Postgraduate Programmes. If the director is unable to resolve the issue, it will be referred for a final resolution to the executive dean. In the case of a dispute of a mini-dissertation mark, refer to the General Academic Rule 4.11.9.
- f) Admission to the examination in any module is gained by obtaining a minimum of 50% in 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, if a mark of at least 35% is obtained for the assignment. Resubmission must take place within seven days after the initial mark has been released. A maximum of 50% can be obtained for a resubmission of an assignment.
- g) The examination sub-minimum for all LLM / MPhil modules is 50%.
- h) A student qualifies for a second opportunity of the examination paper on condition that the student writes the first opportunity and if a mark of at least 40% is obtained.
- i) An appointed internal and external moderator moderates all examination papers and answer scripts.
- j) Students work under the supervision of a supervisor approved by the Director: Postgraduate Programmes and the Faculty Board. Refer to **LAW 1.2.15** in this regard.
- k) The student must prepare a mini-dissertation of 20 000 words (including content and footnotes, and excluding 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 mini-dissertation for examination. The Director: Postgraduate Programmes will determine whether the length of the dissertation is appropriate in a particular case.
- l) Students are, during the academic year, required to attend compulsory seminars of the Research Methodology programme. Permission for absence is granted only by the programme leader on good grounds.
- m) The Turnitin or similar report which is generated must be submitted with the mini-dissertation.
- n) 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 result of the student.
- o) 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.
- p) A mini-dissertation may only be referred back to a candidate once, and be submitted once after revision for re-examination refer to General Academic Rule 4.11.7.4).
- q) 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 the termination of studies.
- r) 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 mini-dissertation is submitted for examination.

LAW.3.4 TERMINATION OF STUDIES

- a) A student's registration may be terminated in terms of rule 1.18 of the General Academic Rules if the student:
 - does not meet the requirements for annual registration as provided for in rule 1.10.1
 - does not meet the requirements for proof of active enrolment as provided for in rule 1.10.3.1
 - has received two warnings with respect to unsatisfactory academic performance as provided for in rule 1.15.2 and 1.15.4 and fails for the third time to show satisfactory academic performance.
 - does not meet the minimum progress requirements set out in rule 1.16 or fails to submit a research proposal as contemplated in rules 4.12.6 and 5.12.5.
 - does not obtain an extension of time as provided for in rule 1.17: and
 - fails, after having been granted an extension of time as provided for in rule 1.17 to complete the study.
- b) The Director: Postgraduate Programmes determines the procedure to be followed whenever a student's studies are to be terminated.
- c) If possible, notification of termination of study must be sent to students timeously before the next registration period, or, where applicable, before the next semester.
- d) A student whose studies have been terminated may, in accordance with the applicable faculty rules and procedures, apply for admission to another study programme, but must during the application mention the termination.
- e) The executive dean concerned may set reasonable conditions for admission to another study programme and must report such conditions to the registrar.
- f) A postgraduate student whose studies have been terminated may not apply more than three times for admission to the university.

- g) Should a student receive a notification that his/her studies will be terminated, the student may, within ten (10) days of the date of the notification, submit a motivated request to the Director: Postgraduate Programmes in the prescribed form, as an appeal to the dean to be allowed to continue with his studies. See my earlier comments on this.

LAW.3.5 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 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.3.6 CURRICULA STRUCTURED MATERS (LLM AND MPHIL)**LAW.3.6.1 Master of Laws with Family and Indigenous Law**

The programme will not be presented in 2023

CODE: 6CH P01, R801M

CAMPUS: Mahikeng

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.3.6.2 Master of Laws in International Trade Law

CODE: 6CN P01, R801P

CAMPUS: Potchefstroom

DELIVERY MODE: Contact

The programme comprises the following compulsory and elective modules:

| Module Code | Name | Credits |
|-------------------------------------|--|------------|
| Year modules | | |
| LLMI 873 | 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.3.6.3 Master of Laws with Public Law and Legal Philosophy

CODE: 6CH P02, R801M

CAMPUS: Mahikeng

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 <i>(not presented in 2023)</i> | 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 <i>(not presented in 2023)</i> | 20 |
| PPLM 822 | Interdisciplinary Legal Studies in Southern Africa <i>(not presented in 2023)</i> | 20 |
| PPLM 823 | Administrative Law | 20 |
| PPLM 824 | Public International Law | 20 |
| Credit total for modules | | 80 |
| Credit total for the curriculum | | 180 |

LAW.3.6.4 Master of Laws with Criminal and Procedure Law

The programme will not be presented in 2023.

CODE: 6CH P03, R801M

CAMPUS: Mahikeng

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.3.6.5 Master of Laws with Mercantile Law

CODE: 6CH P04, R801M/P

CAMPUS: Mahikeng & Potchefstroom

DELIVERY MODE: Contact

The programme comprises of the following compulsory modules:

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

LAW.3.6.6 Master of Laws in International Child Law

CODE: 6CK P01, R801P

CAMPUS: Potchefstroom

DELIVERY MODE: Contact

The programme comprises the following modules:

| Module code | Name | Credits |
|---------------------------------|---------------------------------------|------------|
| Compulsory year module | | |
| LLMC 874 | Mini-dissertation | 100 |
| First semester | | |
| LLMK 811 | International Child and Family Law | 20 |
| LLMK 812 | International Children's Human Rights | 20 |
| Second semester | | |
| LLMK 821 | International Social Justice | 20 |
| LLMK 822 | International Juvenile Justice | 20 |
| Total for the curriculum | | 180 |

LAW.3.6.7 Master of Laws in Environmental Law and Governance

CODE: 6CL P01, R801P

CAMPUS: Potchefstroom

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 | 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 | | |
| First semester | | |
| LLMO 811 | South African Environmental Law | 20 |
| LLMO 818 | Climate Change and Energy Law | 20 |
| LLMO 884 | Administrative Law (<i>not presented in 2023</i>) | 20 |
| LLME 812 | Natural Resource Management Law | 20 |
| LLME 811 | International and African Regional Environmental Law | 20 |
| Second semester | | |
| LLMO 886 | Occupational Health and Safety Law | 20 |
| LLMO 885 | Local Government and Environmental Law | 20 |
| LLMO 829 | South African Planning Law | 20 |
| LLME 821 | South African Mining Law | 20 |
| Credit total for modules | | 80 |
| Credit total for curriculum | | 180 |

The module LLMO 884 will be presented again in 2024.

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.3.6.8 Master of Philosophy in Environmental Law and Governance

CODE: 6CJ P01, R801P

CAMPUS: Potchefstroom

DELIVERY MODE: Contact

The programme comprises the following modules:

| Module Code | Name | Credits |
|---|--|------------|
| Compulsory Year modules | | |
| LAWO 873 | 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 | | |
| First semester | | |
| 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 (<i>not presented in 2023</i>) | 20 |
| LLME 812 | Natural Resource Management Law | 20 |
| Second semester | | |
| LLMO 886 | Occupational Health and Safety Law | 20 |
| LLMO 885 | Local Government and Environmental Law | 20 |
| LLMO 829 | South African Planning Law | 20 |
| LLME 821 | South African Mining Law | 20 |
| Credit total for modules | | 80 |
| Credit total for curriculum | | 180 |

The module LLMO 884 will be presented again in 2024.

LAW.3.6.9 Master of Laws in Estate Law

CODE: 6CM P01, R801P

CAMPUS: Potchefstroom

DELIVERY MODE: Contact

The programme comprises the following modules:

| Module Code | Name | Credits |
|------------------------------------|------------------------|------------|
| Year modules | | |
| LLMB 873 | 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.3.6.10 Master of Laws in Labour Law

CODE: 6CP P01, R801M / R801P

CAMPUS: Mahikeng & Potchefstroom

DELIVERY MODE: Contact

The programme comprises the following compulsory modules:

| Module Code | Name | Credits |
|--|--|------------|
| Year module | | |
| LMLL 873 | 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.3.6.11 Master of Laws in Criminal Law and Procedure

CODE: 6CT Q01 R801P

CAMPUS: Potchefstroom

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 LLMs 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.4 RULES FOR THE RESEARCH MASTERS DEGREES

The Research Masters degree is a qualification aimed at developing advanced research skills. These degrees can be obtained by writing a research dissertation.

LAW.4.1 DURATION (MINIMUM AND MAXIMUM DURATION)

- a) For full-time students, the study period is at minimum one year and the maximum duration of study is three years. For part-time students it is minimum one year and the maximum duration of study is four years. If a student has not completed the study within the maximum duration of studies allowed, the student may be terminated. The Director: Postgraduate Programmes may, however, agree to an extension after consideration of among 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 other students have done, are doing or wish to research the same topic; and
 - vi) whether the supervisor is still available.

LAW.4.2 ADMISSION REQUIREMENTS FOR THE QUALIFICATION

- a) To gain admission to the Research Masters degree programmes, 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 Research Masters degree. Such a student, who does not have an LLB degree, must provide written proof of his/her knowledge and practical experience in the specific field of study to the Director: Postgraduate Programmes. The Director: Postgraduate Programmes can in his discretion admit such a student to the LLM degree in the specified field.
- b) To gain admission to the Research Masters degree programme the following admission requirements apply: 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 research project (where applicable). This requirement may on good grounds shown, be relaxed.
- c) The Director: Postgraduate Programmes requires that a student furnish a **four-page concept proposal** submitted with the application form as proof of his/her research skills before the applicant receives permission to register.
- d) 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.
- 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 provide proof of proficiency in English (e.g. through TOEFL, a computer-based test).
- f) The Director: Postgraduate Programmes may require that an applicant furnish sufficient proof of his/her research skills before the application for admission is finalised.
- g) 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.
- h) Admission to the Research Masters programme is subject to the applicant's academic record, language and writing skills, proven expertise in a specific 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 the discretion to approve, reject, postpone, or set additional conditions for admission to postgraduate programmes and to limit the number of candidates.

LAW.4.2.1 Faculty-specific requirements for a Research Masters Degree

- a) If there is not sufficient capacity with regards to supervision for a programme in an academic year, the Director: Postgraduate Programmes may decide not to offer the programme in question in that year.
- b) Research Masters degree students must (in consultation with his/her supervisor) submit the **research proposal** for a dissertation **six months after the final date of registration** (and no later than 31 October) in their first year of registration.
- c) Students work under the supervision of a supervisor approved by the Director: Postgraduate Programmes and the Faculty Board.
- d) A student is required to successfully complete **a research discussion within six months after the approval of the research proposal**. The research discussion should be 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 Director: Postgraduate Programmes, Director: Research Unit (*ex officio*), a research professor and one internal member with expertise in the field of study, as well as one external member with expertise outside the University. The appointment of the research discussion panel and assessment procedure is conducted in accordance with the procedure approved by the Faculty Board.
- e) Students are required to attend compulsory seminars of the Research Methodology programme arranged during the academic year. Permission for absence is granted only by the programme leader on good grounds.

LAW.4.3 EXAMINATION

- a) The suggested guideline for the length of a dissertation is 40 000 words (including content and footnotes and excluding 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.
- b) Students must comply with the requirements of the General Academic Rule 4.10.
- c) The Turnitin or similar report which is generated must be submitted with the dissertation.
- d) The dissertation must be language edited and a certificate issued by a competent language editor must be attached to the thesis.
- e) The research dissertation is assessed according to Academic Rule 4.11. 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 the assessment of the dissertation and the guidelines to examiners and/or arbitrators are followed in accordance with faculty guidelines.
- f) A research dissertation may only be referred back to a candidate once, and after revision, be submitted once for re-examination within a period of one year. Refer to the General Academic Rules 4.11.7.3 and 4.11.7.4.
- g) 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 General Academic Rule 1.18 regarding the termination of studies.
- h) 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 is submitted for examination.

LAW.4.4 TERMINATION OF STUDIES

- h) A student's registration may be terminated in terms of rule 1.18 of the General Academic Rules if the student:
 - does not meet the requirements for annual registration as provided for in rule 1.10.1
 - does not meet the requirements for proof of active enrolment as provided for in rule 1.10.3.1
 - has received two warnings with respect to unsatisfactory academic performance as provided for in rule 1.15.2 and 1.15.4 and fails for the third time to show satisfactory academic performance.
 - does not meet the minimum progress requirements set out in rule 1.16 or fails to submit a research proposal as contemplated in rules 4.12.6 and 5.12.5.
 - does not obtain an extension of time as provided for in rule 1.17: and
 - fails, after having been granted an extension of time as provided for in rule 1.17 to complete the study.
- i) The Director: Postgraduate Programmes determines the procedure to be followed whenever a student's studies are to be terminated.
- j) If possible, notification of termination of study must be sent to students timeously before the next registration period, or, where applicable, before the next semester.
- k) A student whose studies have been terminated may, in accordance with the applicable faculty rules and procedures, apply for admission to another study programme, but must during the application mention the termination.
- l) The executive dean concerned may set reasonable conditions for admission to another study programme and must report such conditions to the registrar.
- m) A postgraduate student whose studies have been terminated may not apply more than three times for admission to the university.
- n) Should a student receive a notification that his/her studies will be terminated, the student may, within ten (10) days of the date of the notification, submit a motivated request to the Director: Postgraduate Programmes in the prescribed form, as an appeal to the dean to be allowed to continue with his studies. See my earlier comments on this.

LAW.4.5 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 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.4.6 CURRICULA MASTER OF LAWS – RESEARCH

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

LAW.5 RULES FOR THE RESEARCH DOCTORAL DEGREES

The doctoral degree by research must be aimed at educating and training researchers who can contribute to the development of knowledge at the most advanced level.

LAW.5.1 DURATION (MINIMUM AND MAXIMUM DURATION)

- a) For full-time students, the study period is at minimum one year and the maximum duration of study is four years. For part-time students it is minimum one year and the maximum duration of study is five years. If a student has not completed the study within the maximum duration of studies allowed, the student may be terminated. The Director: Postgraduate Programmes may, however, agree to an extension after consideration of among 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 other students have done, are doing or wish to research the same topic; and
 - VI. whether the supervisor is still available.

LAW.5.2 ADMISSION REQUIREMENTS

- a) To gain admission to the Doctoral programmes, a student must have obtained an LLM degree from this University or another South African university or a foreign university or must have the status of such a Masters 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 mini-dissertation/dissertation (research report) to be admitted to the Doctoral programme. The Director: Postgraduate Programmes may on good grounds shown relax this requirement.
- c) The Director: Postgraduate Programmes requires that an applicant furnish a **four-page concept proposal** submitted with the application form as proof of his/her research skills before the application is finalised.
- 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 pages) 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 Doctoral 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 discretion on the basis of among others the above factors to approve, reject, postpone, set further conditions for admission, or limit the number of applicants admitted to postgraduate studies.

LAW.5.2.1 Faculty-specific requirements for a Doctoral Degree

- a) If there is not sufficient capacity with regards to supervision for a programme in an academic year, the Director: Postgraduate Programmes may decide not to offer the programme in question in that year.
- b) Research doctoral degree students must (in consultation with his/her supervisor) submit the **research proposals** for a thesis **six months after the final date of registration** for doctoral degrees (and no later than 31 October) in their first year of registration.
- c) Students work under the supervision of a promoter approved by the Director: Postgraduate Programmes and the Faculty Board.
- d) A student is required to successfully complete a research discussion **six months after the approval of the research proposal**. The research discussion should be 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 Director: Postgraduate Programmes, Director: Research Unit (*ex officio*); a research professor and one internal member with expertise in the field of study, as well as two external members with expertise outside the University. The appointment of the research discussion panel and assessment procedure is conducted in accordance with the procedure approved by the Faculty Board.
- e) Students are required to attend compulsory seminars of the Research Methodology programme arranged during the academic year. Permission for absence is granted only by the programme leader on good grounds.

LAW.5.3 EXAMINATION

- a) The student must prepare a thesis of 100 000 to 150 000 words (including content and footnotes, excluding the 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 thesis for examination. The Director: Postgraduate Programmes will determine whether the length of the thesis is appropriate in the particular case.
- b) The Turnitin or similar report which is generated must be submitted with the thesis.
- c) The thesis must be language edited and a certificate issued by a competent language editor must be attached to the thesis.
- d) Students must comply with the requirements of the General Academic Rule 5.10.

- e) The research thesis is assessed according to the General Academic Rule 5.11. The thesis is assessed 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 Higher Degrees Committee).
- f) After the examination is completed, 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 the General Academic Rules.
- g) A research thesis may only be referred back to a candidate once, and after revision, be submitted once for re-examination within a period of one year. Refer to the General Academic Rules 4.11.7.3 and 4.11.7.4.
- h) Students registered in **2019** and onwards 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** on or before closing of the graduation list. 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.
- i) A student, who is dissatisfied with any substantive aspect of the guidance provided by a promoter, 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. The director must respond in writing to the student before the thesis is submitted for examination.

LAW.5.4 TERMINATION OF STUDIES

- o) A student's registration may be terminated in terms of rule 1.18 of the General Academic Rules if the student:
 - does not meet the requirements for annual registration as provided for in rule 1.10.1
 - does not meet the requirements for proof of active enrolment as provided for in rule 1.10.3.1
 - has received two warnings with respect to unsatisfactory academic performance as provided for in rule 1.15.2 and 1.15.4 and fails for the third time to show satisfactory academic performance.
 - does not meet the minimum progress requirements set out in rule 1.16 or fails to submit a research proposal as contemplated in rules 4.12.6 and 5.12.5.
 - does not obtain an extension of time as provided for in rule 1.17: and
 - fails, after having been granted an extension of time as provided for in rule 1.17 to complete the study.
- p) The Director: Postgraduate Programmes determines the procedure to be followed whenever a student's studies are to be terminated.
- q) If possible, notification of termination of study must be sent to students timeously before the next registration period, or, where applicable, before the next semester.
- r) A student whose studies have been terminated may, in accordance with the applicable faculty rules and procedures, apply for admission to another study programme, but must during the application mention the termination.
- s) The executive dean concerned may set reasonable conditions for admission to another study programme and must report such conditions to the registrar.
- t) A postgraduate student whose studies have been terminated may not apply more than three times for admission to the university.
- u) Should a student receive a notification that his/her studies will be terminated, the student may, within ten (10) days of the date of the notification, submit a motivated request to the Director: Postgraduate Programmes in the prescribed form, as an appeal to the dean to be allowed to continue with his studies. See my earlier comments on this.

LAW.5.5 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 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 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 synthesise information relevant to issues in the area of specialisation, debating solutions from theoretical and research perspectives published in the 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.5.6 CURRICULA OF DOCTOR OF LAWS (LLD)

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

LAW.6 RULES FOR THE DOCTOR OF PHILOSOPHY IN LAWS WITH LAW AND DEVELOPMENT

CODE: 6CS R01 R901P

CAMPUS: Mahikeng and Potchefstroom

DELIVERY MODE: Contact

LAW.6.1 DURATION (MINIMUM AND MAXIMUM DURATION)

- a) For full-time students, the study period is at minimum one year and the maximum duration of study is four years. For part-time students it is minimum one year and the maximum duration of study is five years. If a student has not completed the study within the maximum duration of studies allowed, the student may be terminated. The Director: Postgraduate Programmes may, however, agree to an extension after consideration of among 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 other students have done, are doing or wish to research the same topic; and
 - vi) whether the supervisor is still available.

LAW.6.2 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 Masters degree with a field of specialisation in either Anthropology, Commerce, Social Sciences or Development Studies from this University or another South African university or must have the status of such Masters 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 Masters degree with a 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 Masters 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 Director: Postgraduate Programmes requires that a student furnish a **four-page concept proposal** submitted with the application form as proof of his/her research skills before the applicant receives permission to register.
- 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 pages) 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 discretion on the basis of among others the above factors to approve, reject, postpone, set further conditions for admission, or limit the number of applicants admitted to postgraduate studies.

LAW.6.2.1 Faculty-specific requirement for a Doctor of Philosophy in Laws with Law and Development

- a) If there is not sufficient capacity with regards to supervision for a programme in an academic year, the Director: Postgraduate Programmes may decide not to offer the programme in question in that year.
- b) Research doctoral degree students must (in consultation with his/her supervisor) submit the **research proposals** for a thesis **six months after the final date of registration** for doctoral degrees (31 October) in their first year of registration.
- c) Students work under the supervision of a promoter approved by the Director: Postgraduate Programmes and the Faculty Board.
- d) A student is required to successfully complete a **research discussion six months after the approval of the research proposal**. The research discussion should be 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 one internal member with expertise in the field of study, as well as two external members with expertise outside the University. The appointment of the research discussion panel and assessment procedure is conducted in accordance with the procedure approved by the Faculty Board.
- e) Students are required to attend compulsory seminars of the Research Methodology programme arranged during the academic year. Permission for absence is granted only by the programme leader on good grounds.

LAW.6.3 EXAMINATION

- a) The student must prepare a thesis of 100 000 to 150 000 words (including content and footnotes, excluding the 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 thesis for examination. The Director: Postgraduate Programmes will determine whether the length of the thesis is

appropriate in the particular case.

- b) The Turnitin or similar report which is generated must be submitted with the thesis.
- c) The thesis must be language edited and a certificate issued by a competent language editor must be attached to the thesis.
- d) The submission of the thesis for examination must be according to General Academic Rule 5.10.
- e) 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.
- f) Students registered in **2019** and onwards 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** on or before closing of the graduation list. 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.
- g) 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
- h) A student, who is dissatisfied with any substantive aspect of the guidance provided by a promoter, 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. The director must respond in writing to the student before the thesis is submitted for examination.
- i) A thesis may only be referred back to a candidate once, and after revision, be submitted once for re-examination within a period of one year. Refer to the General Academic Rules 4.11.7.3 and 4.11.7.4.

LAW.6.4 TERMINATION OF STUDIES

- a) A student's registration may be terminated in terms of rule 1.18 of the General Academic Rules if the student:
 - does not meet the requirements for annual registration as provided for in rule 1.10.1
 - does not meet the requirements for proof of active enrolment as provided for in rule 1.10.3.1
 - has received two warnings with respect to unsatisfactory academic performance as provided for in rule 1.15.2 and 1.15.4 and fails for the third time to show satisfactory academic performance.
 - does not meet the minimum progress requirements set out in rule 1.16 or fails to submit a research proposal as contemplated in rules 4.12.6 and 5.12.5.
 - does not obtain an extension of time as provided for in rule 1.17: and
 - fails, after having been granted an extension of time as provided for in rule 1.17 to complete the study.
- b) The Director: Postgraduate Programmes determines the procedure to be followed whenever a student's studies are to be terminated.
- c) If possible, notification of termination of study must be sent to students timeously before the next registration period, or, where applicable, before the next semester.
- d) A student whose studies have been terminated may, in accordance with the applicable faculty rules and procedures, apply for admission to another study programme but must mention the termination in his/her application.
- e) The executive dean concerned may set reasonable conditions for admission to another study programme and must report such conditions to the registrar.
- f) A postgraduate student whose studies have been terminated may not apply more than three times for admission to the University.
- g) Should a student receive a notification that his studies will be terminated, the student may, within ten (10) days of the date of the notification, submit a motivated request to the Director: Postgraduate Programmes in the prescribed form, as an appeal to the dean to be allowed to continue with his studies.

LAW.6.5 QUALIFICATION OUTCOMES

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

- a) 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.
- b) 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.
- c) display a coherent and critical understanding of the methodology applicable to the field of Law and Development 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.
- d) 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 the current literature.
- e) 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.

- f) identify, critically evaluate, address and manage emerging ethical issues and normative behaviour to advance the process of ethical decision-making as relevant to research practice and the area of Law and Development.
- g) 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.
- h) 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
- i) 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.6.6 CURRICULA OF DOCTOR OF PHILOSOPHY IN LAWS WITH LAW AND DEVELOPMENT

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

LAW.7 OUTCOMES OF MODULES

LAW.7.1 MODULE OUTCOMES FOR THE POSTGRADUATE DIPLOMA IN LABOUR LAW

| | | |
|---|--------------------|---------------------|
| Module code: PGDL511 | Credits: 40 | NQF level: 8 |
| Module name: The Constitution and Labour Law Sources | | |
| 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 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% | |
| Sub-minimum in exam: | 50% | |
| Module code: PGDL512 | Credits: 20 | NQF level: 8 |
| Module name: Individual Labour Law | | |
| 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 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% | |
| Sub-minimum in exam: | 50% | |
| Module code: PGDL521 | Credits: 20 | NQF level: 8 |
| Module name: Collective Labour Law | | |
| 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 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% | |
| Sub-minimum 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% | |
| Sub-minimum 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% | |
| Sub-minimum: | 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% | |
| Sub-minimum: | 50% | |

LAW.7.2 LLM COURSEWORK OUTCOMES

| | | |
|---|-------------------|---------------------|
| Module: Mini-dissertations | | |
| <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 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>; mastership 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 | | |
| <p>Module outcome:</p> <p>On completion of this module, the student should be able to demonstrate</p> <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% | | |
| Sub-minimum: 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%-Sub-minimum: 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% Sub-minimum: 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 • 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% Sub-minimum: 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% Sub-minimum: 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 curb 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% Sub-minimum: 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% Sub-minimum: 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% Sub-minimum: 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% Sub-minimum: 50% | | |
| Module code: MMCL 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% Sub-minimum: 50% | | |
| Module code: MMCL 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%

Sub-minimum: 50%

Module code: MMCL 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

- 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%

Sub-minimum: 50%

Module code: MMCL 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

- 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%

Sub-minimum: 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% – Sub-minimum: 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% Sub-minimum: 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% Sub-minimum: 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: - | | |
| <ul style="list-style-type: none"> • 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% Sub-minimum: 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. | | |

| | | |
|---|--------------------|---------------------|
| <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: 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. 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 | | |

| | | |
|--|--------------------|---------------------|
| <p>planning from the perspective of theory, concepts, principles, values, legal rules, processes and structures and legislation.</p> <ul style="list-style-type: none"> • 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 and case studies. • 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 | | |
| 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 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 | | |
| 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 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 | | |

| | | |
|---|-------------------|---------------------|
| <p>problems that are represented by <i>capita selecta</i> issues including: environmental human rights, biological resources and protected areas and hazardous substances and activities.</p> <ul style="list-style-type: none"> 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 | | |
| <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 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 | | |
| <p>Module outcomes:</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 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 | | |
| <p>Module outcome:</p> <p>On completion of this module, the student should be able to demonstrate</p> <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 and enforcement of court orders against the state; 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 | | |
| 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 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 | | |
| Module outcome: On completion of this module, the student should be able to demonstrate | | |
| <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: | | |
| <ul style="list-style-type: none"> 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: | | |
| <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 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: | | |
| <ul style="list-style-type: none"> 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 | | |

| | | |
|--|--------------------|---------------------|
| <p>ethical system</p> <ul style="list-style-type: none"> 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 | | |
| <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 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 | | |
| <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 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% | | |
| Sub-minimum: 50% | | |
| Module code: LLMP 811 | Semester 1 | NQF level: 9 |
| Title: Criminal 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"> 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% | | |
| Sub-minimum: 50% | | |
| Module code: LLMP 812 | Semester 1 | NQF level: 9 |
| Title: Law of Criminal Procedure | | |

| | | |
|---|-------------------|---------------------|
| <p>Module outcome: 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 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 | | |
| <p>Assessment modes: Formative assessment: 50% Summative assessment: 50% Sub-minimum: 50%</p> | | |
| Module code: LLMP 821 | Semester 2 | NQF level: 9 |
| Title: Law of Evidence | | |
| <p>Module outcome: 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 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 | | |
| <p>Assessment modes: Formative assessment: 50% Summative assessment: 50% Sub-minimum: 50%</p> | | |
| Module code: LLMP 822 | Semester 2 | NQF level: 9 |
| Title: Combating Corruption | | |
| <p>Module outcome: 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 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 | | |
| <p>Assessment modes: Formative assessment: 50% Summative assessment: 50% Sub-minimum: 50%</p> | | |

LAW.7.3 LLM RESEARCH MODULE OUTCOMES

| | | |
|--|--------------------|---------------------|
| Module code: LVIA 871 | Year module | NQF level: 9 |
| Title: International Aspects of Law | | |
| <p>Module outcome: 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 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 | | |
| <p>Assessment modes: Summative assessment: 100%</p> | | |
| Module code: LVPE 871 | Year module | NQF level: 9 |
| Title: Perspectives on Law | | |
| <p>Module outcome: 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 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 | | |
| <ul style="list-style-type: none"> 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 | | |
| <ul style="list-style-type: none"> 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.7.4 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 synthesise 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 synthesise 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 synthesise 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 synthesise 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 | | |

- 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 synthesise 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

- 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 synthesise 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

- 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 synthesise 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%