



University of Pretoria Yearbook 2016

Faculty of Law

Welcome to the Faculty of Law

Seen from one perspective, the Faculty of Law consists of staff, students and the building. It is, however, also much more than that: It represents an idea, namely the idea of a society governed by the rule of law and not by individuals. Our Faculty pursues this idea by focusing on the law and on excellence in all divisions of jurisprudence. It is also pursued by focusing on jurists and by preparing our students to become leaders of their communities where they can promote the law and its principles effectively.

Faculty regulations and information

The rules for the degrees published here are subject to change and may be amended prior to the commencement of the academic year.

The General Regulations (G Regulations) apply to all faculties of the University of Pretoria. It is expected of each student to familiarise himself or herself well with these regulations. Ignorance concerning these regulations will not be accepted as an excuse for any transgression.

Also consult General Rules and Information on the Yearbook website for additional information.

1. Exemption/credits for modules passed at other institutions

Students must apply on the prescribed form that is only available at the Student Administration office. The complete syllabus of the module concerned must accompany the application.

Students transferring from another university must complete at least half (50%) of the modules needed for the LLB degree at this University and must be a registered student of this University for at least two years.

2. Examination policy

2.1 General

The examinations in first-semester modules take place in May/June, while examinations in second-semester modules take place in October/November. Each student has the responsibility to ascertain when modules will be written according to the official examination timetable.

The use of correction fluid such as Tipp-Ex in tests, examinations and assignments is prohibited.

No cell phones or any other electronic means of communication are allowed in test or examination venues.

2.2 Examination admission and pass requirements

A semester mark of at least 40% is required in order to be admitted to the examination in any module, with the exception of first-semester modules at 100 level for which the minimum requirement is 30%.

A final mark of at least 50% is required to pass. The final mark is the average mark of the semester and the examination mark but a subminimum of 40% is required in the examination in each module. Should the student fail to achieve the required subminimum, the lecturer could grant a supplementary examination, provided that the final mark is at least 40%.

The pass mark for essays, seminars, etc is at least 50%.



2.3 Ancillary examinations

After completion of an examination and before the examination results are released, the examiners may summon a student for an ancillary examination on particular aspects of the work of that module.

2.4 Re-marking of examination papers (also consult General Regulation G.14)

After an examination, departments provide feedback to students about the framework that was used by the examiners during the examination. The way in which feedback is given, is determined by the head of the department. Students may apply for re-marking of an examination paper after perusal of such paper within 14 calendar days after commencement of lectures in the next semester. The prescribed fee has to be paid. The paper will then be re-marked by an examiner appointed by the head of the department concerned. If the supplementary examination in the relevant module has already been written by the time that the result of the re-mark becomes available, a student will not be granted a supplementary examination based on the results of the re-mark.

2.5 Supplementary examinations

- (i) Supplementary examinations in first-semester modules take place after the May/June examinations, while those in second-semester modules take place after the October/November examinations.
- (ii) To pass a supplementary examination, a student must obtain a minimum of 50% in the supplementary examination – the semester mark does not count.
- (iii) The highest final mark a student can obtain in a supplementary examination is 50%.

All students with a final mark of 40%-49% will qualify to write the supplementary examination. If a student does not write the supplementary examination on the scheduled day, there will **not be** any later opportunity for a rewrite.

2.6 Aegrotat/extraordinary examinations

Students who do not write their examinations on the scheduled day, may apply for an aegrotat/extraordinary examination at the Student Administration office. Each request is referred to the Dean in consultation with the Student Affairs Committee for a decision. Lecturers are not allowed to grant any permission for this category of examination. It is the responsibility of the student to ascertain whether his/her request has been successful. If permission has been granted, the student must write the aegrotat/extraordinary examination during the supplementary examination. Such a student will not qualify for a further supplementary examination.

Application for the above examination must be handed in at the Student Administration office together with a valid medical certificate not later than three working days after the module should have been written. The worn excuses of having overslept or read the timetable incorrectly will not be accepted.

A student who has been granted permission to write an aegrotat/extraordinary examination and who then fails to write the examination will not qualify to submit any such application at a later stage.

A medical certificate will not be accepted where it states that a student appeared ill or declared him-/herself unfit to write the examination.

A medical certificate will not be accepted if it does not contain the physical address and telephone number of the doctor/medical practice.

Where in the course of his/her studies at the University of Pretoria a student applies for an extraordinary examination in a law module for the fifth (or further) time, that student may be requested to appear before the Student Affairs Committee of the Faculty to substantiate why he/she should be allowed to write another extraordinary examination.

In cases where a reason other than sickness is relied upon, the student must submit an affidavit that reflects the reason for his/her absence from the examination. Further evidentiary documents or supporting affidavits from persons who may be able to give evidence regarding the situation must also be submitted. In the event of a funeral, a copy of the death certificate of the deceased or other substantiating evidence is required together with an explanation of the relationship between the student and the deceased.

The general rule is that a student does not qualify for an aegrotat/extraordinary examination if the student elected to write the scheduled examination while ill. In exceptional circumstances the Student Affairs Committee may rule otherwise, taking into account factors such as the nature of the illness, the student's academic record and the student's performance in the scheduled examination.

2.7 Special examinations

A final-year student who has complied with all the requirements for the LLB degree, with the exception of a maximum of four modules, may be admitted to a special examination in January of the following year. The applicable fee must be paid before sitting for the examination. Should the student fail the module(s), the particular module(s) must be repeated in full. For all four (or fewer) modules the student must have obtained at least examination entrance in the final year of registration. However, if a student has a single module outstanding to complete the LLB degree, she/he will be allowed to write the January special examination if she/he had at any time during her/his studies obtained at least examination entrance for that outstanding module.

2.8 Class attendance

Class attendance in all law modules and for the full duration of the LLB programme is compulsory for all students. The course coordinator of a particular law module must publish the attendance requirements of that module in the study guide and must set out how class attendance will be monitored.

A student may be refused admission to the examination in a particular law module if he/she failed to fulfil the published attendance requirements in that module.

3. Test policy

3.1 Semester tests

There will be at least two evaluation opportunities per semester or year module in the first three years of the LLB programme and at least one evaluation opportunity per semester for the final-year semester or year modules.

Exceptions:

- Modules in which the Faculty has given permission in advance that the semester mark may be calculated in another manner.
- Where a student is only taking an aegrotat or an extraordinary test as described hereunder.

The dates of official semester tests may only be changed with the permission of all members of a class group present during a scheduled lecture. If such a change of schedule occurs, the onus is on each student to find out about it. Absence from the class in which such arrangements were made will not serve as an excuse.

Students are entitled to perusal of test scripts and assignments but not to a re-mark by either the lecturer or an external examiner. However, in exceptional circumstances the head of the relevant department may, in consultation with the Dean, make a ruling regarding the re-marking of a test script or assignment. In general an application for a re-mark must be brought within two weeks after the test script or assignment has been made available to the student.



3.2 Aegrotat/extraordinary tests

There is only one aegrotat or an extraordinary test opportunity and this takes place at the end of the semester. Students must obtain the details from the lecturer. The test will cover all the work completed up to the date of the test, unless the lecturer concerned, in consultation with the Head of Department, indicates otherwise. There are no special provisions to supplement marks where an evaluation opportunity takes the form of an assignment or a series of class tests.

A student who is unable to write an official semester test on the scheduled date or at the scheduled time, must apply in writing for an aegrotat or extraordinary test.

Application must be made in writing before the date of the test to the lecturer responsible for the administration of the module concerned or at the departmental secretary. Where this is not possible, the application must be made within three working days after the date of the test.

In the case of a student being required to write two semester tests that are scheduled to take place on the same day and time, the student must write the scheduled semester test in the module that he/she is repeating, and the extraordinary test in the module that he/she is not repeating.

In the case of illness, a doctor who treated the student must certify on a medical certificate that the particular student was, in the doctor's opinion, not in a fit state to prepare for or to sit for the test as a result of ill health. A medical certificate indicating that the student was, according to his/her own opinion, unfit to prepare for or to sit for the test is unacceptable.

A medical certificate will not be accepted if it does not contain the physical address, telephone number and the practice number of the doctor/medical practice.

In cases where a reason other than sickness is relied upon, the student must submit an affidavit that reflects the reason for his/her absence from the test. Further evidentiary documents or supporting affidavits from persons who may be able to give evidence regarding the situation must also be submitted. In the event of a funeral, a copy of the death certificate of the deceased or other substantiating evidence is required together with an explanation of the relationship between the student and the deceased.

The worn excuses of having overslept or read the timetable incorrectly will not be accepted.

Students must confirm with the lecturer that an aegrotat or an extraordinary test has been granted. A student, who cannot get hold of the lecturer in person, must preferably hand the documentation to the relevant departmental secretary.

A record is kept of every application for an aegrotat or an extraordinary test. This information may later be disclosed to prospective employers who seek letters of reference from the Faculty.

A student who has been granted permission to write an aegrotat or an extraordinary test and who then fails to write the test, will not qualify for any such test at a later stage.

Where a student wishes write two or more aegrotat/extraordinary tests that are scheduled to take place on the same day and time, the student must apply in writing to the Student Affairs Committee to be allowed to write aegrotat/extraordinary tests in all relevant modules. The Student Affairs Committee must consider the application and may grant or deny the application to write one or more aegrotat/extraordinary tests. If the application to write all relevant aegrotat/extraordinary tests is granted, the Committee must rule on how the clash is to be resolved.

The general rule is that a student does not qualify for an aegrotat test if the student elected to write the scheduled test while ill. In exceptional circumstances the Student Affairs Committee may rule otherwise, taking into account factors such as the nature of the illness, the student's academic record and the student's performance in the scheduled examination.

4. Releasing of test and examination marks

Lecturers will advise students where test scripts will be made available. The lecturer will give the students feedback on semester tests, either by way of a written memorandum or a class discussion. Each department will also make known to students the process by which changes to marks, etc will be handled in that department.

Lecturers will advise students in advance of the date on which perusal of examination papers will take place. At such a perusal session there will be a written memorandum or the lecturer must otherwise, by a method that he/she shall determine, give the students feedback on the paper. Students who are unable to attend the official perusal session may apply to the lecturer, in the same manner as for aegrotat and extraordinary tests, for an opportunity to see the examination script. No lecturer is under any obligation to grant any student such a perusal opportunity more than two weeks after the commencement of the following semester.

Final marks will be available on the student portal.

Lecturers are entitled to destroy examination scripts one year after the completion of the relevant examination session.

5. Handling of problems and consulting hours of the Dean and lecturers

Students who have a problem must first determine whether the problem relates to their registration with the University or to the module. In both instances the Student Administration should be consulted first.

A problem regarding the content of a particular module must first be taken up with the specific lecturer responsible for the module. If the student cannot be assisted with his/her problem at this level, he/she must consult with the relevant head of department and afterwards with the Dean, if necessary.

Lecturers in a specific department work under the guidance of a head of department. Lecturers or the head of the department can be consulted during their consulting hours or otherwise, by appointment. If a lecturer must be consulted by appointment, the appointment must be arranged with the relevant lecturer or the departmental secretary.

Students may consult the Dean by making an appointment, in advance, with the Dean's secretary.

6. Testimonials required for good conduct

Students guilty of dishonest conduct are charged with misconduct. If the student is found guilty, disciplinary steps are taken, of which suspension from the university is one possibility. Dishonest conduct includes: copying of work during tests or examinations; copying of assignments/plagiarism; the illegal use of notes during tests and examinations; the submission of forged medical certificates or false affidavits.

Prospective law students must note that the governing bodies of the legal profession require every prospective candidate who applies for admission to the profession to submit a testimonial from the Faculty of Law to satisfy the governing body that he/she is fit and proper to do so. The testimonial should disclose any previous criminal convictions or disciplinary steps taken against the applicant. In such instances a decision will be taken by the governing body and it is possible that the application can be refused. Please note that it may take up to 10 working days for the Faculty of Law administrative staff to have such a testimonial prepared.



Undergraduate Degree

LLB Law (04130007)

Duration of study 4 years

Programme information

The LLB is the first professional qualification for legal practitioners and provides qualifiers with the necessary theoretical knowledge and practical skills to gain entry into the formal legal profession (eg attorneys/advocates), or to follow other careers in law.

Admission requirements

- In order to register for degree programmes NSC/IEB/Cambridge candidates must comply with the minimum requirements for degree studies as well as the minimum requirements for the relevant study programme.
- Life Orientation is excluded when calculating the Admission Point Score (APS).
- To gain access to the Faculty of Law, prospective students require the appropriate combinations of recognised National Senior Certificate (NSC) subjects, as well as certain levels of achievement in these subjects.
- The following persons may also be considered for admission: a candidate who is in possession of a certificate that is deemed by the University to be equivalent to the required Grade 12 certificate with university endorsement; a candidate who is a graduate from another tertiary institution or has been granted the status of a graduate of such an institution; and a candidate who is a graduate of another faculty at the University of Pretoria.

Note:

- A conditional exemption certificate is not accepted for admission to LLB studies.
- Only applicants who comply with all the abovementioned admission requirements will be considered for admission.
- Candidates who obtained a BA (Law) or BCom (Law) degree at UP will not be subjected to a selection process and will automatically be admitted to register for the LLB degree.
- International students must obtain a full exemption certificate from Higher Education South Africa (HESA) before they will be considered for admission. All students who commenced with their studies for BA (Law) BCom (Law) and LLB prior to 2013 irrespective of the institution have to register for and complete the LLB according to the 2012 curriculum. Students who are admitted as first-year students at UP in 2015 have to register for the new curriculum.
- LLB is a full-time four-year programme. Students are not permitted to obtain full-time employment while registered for LLB.

Minimum requirements for 2016				
Achievement level				
Afrikaans or English				APS
NSC/IEB	HIGCSE	AS-Level	A-Level	
5	3	C	C	32*

*Candidates with an APS of 32 or higher will on receipt of their applications be accepted on a continuous basis until 30 September or until all available places have been taken. Candidates with an



APS of 38 or higher will be accepted on a continuous basis until January of the next academic year irrespective of the number of candidates already accepted.

Other programme-specific information

The Dean determines which elective modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may determine the maximum number of registrations for a specific elective module. The Dean may, on recommendation of the relevant head of department, determine that a particular fourth-year elective module will not be offered where on the first day of lectures nine or fewer students are registered for the module.

The Dean has the discretion to credit any other legal module of equal standard passed at another institution as an elective.

The following aspects should be kept in mind:

- Students have to familiarise themselves with the prerequisites for modules from other faculties.
- The modules must fit in on the timetable.
- Number limits of some modules.

Advisory note: Students who intend to pursue an LLB degree must note that to obtain the LLB degree they will be required to obtain at least 24 credits from the following list of language modules: AFR 110, AFR 120, AFR 114, ENG 118, ENG 110, ENG 120.

Elective modules for fourth year of study:

4 modules selected from the following list:

- Law and transformation 410 (AMR 410)
- Alternative dispute resolution 420 (AGF 420)
- Child law 410 (KID 410)
- Deeds and notarial practice 410 (ANO 410) [prerequisite: SAR 310]
- Education law 420 (ONR 420)
- Environmental law 410 (OMR 410)
- Information and communications technology law 420 (KUB 420)
- International elective module 1 (IET 411)
- International elective module 2 (IET 412)
- International elective module 3 (IET 413)
- International elective module 4 (IET 414)
- International humanitarian law 420 (PUR 420)
- Jurisprudence 420 (JUR 420)
- Land and land reform law 420 (GHR 420)
- Law and the community 420 (CLW 420)
- Law of banking and financial institutions 410 (LBF 410)
- Law of damages 410 (SGR 410)
- Law of securities 410 (LOC 410)
- Legal problems of HIV and Aids 410 (RHV 410)
- Media law 420 (MDR 420)
- Medical law 410 (GRG 410)
- Moot Court 420 (SKH 420)(students representing UP in the African Human Rights Moot Court Competition or in the Phillip Jessup International Law Moot Court Competition)



- Municipal law 410 (MRG 410)
- Practical law 400 (PRR 400)(see # below) (20 credits; 2 electives)
- Private international law 410 (IPR 410)
- Social security law 420 (SOR 420)
- Sports law 420 (SRR 420)
- Statutory crimes 410 (SMI 410)
- Tax practice 420 (BLP 420)
- Transnational business law 420 (TBR 420)
- Trusts and estates 410 (TBS 410)

Practical law 400

The number of students who may be admitted to the module Practical law (PRR 400) is predetermined by the Dean, in consultation with the Head of the Department of Procedural Law.

Prospective students must apply for admission to the module.

Should more students apply for admission to the module than can be accepted, a selection process will take place on the basis of a student's previous performance and an interview with the Director of the Law Clinic.

Students are promoted on the basis of tests, satisfactory execution of assignments, sessions in the Law Clinic and an oral examination.

Practical law (PRR 400) counts 20 credits and counts as two electives.

Certain modules are only applicable to exchange students.

General requirements

1. Repeating of modules and maximum number of modules per year

- Students who fail modules must repeat the modules in the following year.
- Students will, however, not be allowed to take more than 200 credits per year. (This will mean that in certain instances students will not be allowed to take all the modules required for a specific year as the outstanding modules must first be repeated and passed.) The Dean may, however, exercise discretion to grant exemption from this provision.
- It is the student's responsibility to choose modules that will not lead to class, test or examination timetable clashes.

2. Credit for modules

Students transferring from another university can only obtain credit for at the most 50% of the modules needed for the degree and must complete at least 50% of the modules at the University of Pretoria.

Dean's merit list

The Student Administration office publishes the Dean's merit list by March of every calendar year. The list contains the student numbers, in chronological sequence, of those students who achieved a weighted average (ie in accordance with the credit value of each module) of at least 75% in the preceding calendar year.

The weighted average is calculated as follows: The final mark obtained for each module for which the student registered in the preceding calendar year is multiplied by the credit value for that particular module. The sum of the values so obtained for each module are added together and divided by the total of the credit values of all modules for which the student registered in the preceding calendar year. The average so calculated is not rounded off.

A student who failed module(s) or who failed to gain entrance to the exam in the module(s) in a given calendar year may not appear on the Dean's merit list for that calendar year. A student who registered for less than nine modules in a calendar year may not appear on the Dean's merit list for that calendar year. Modules passed at other universities are not considered in calculating the weighted average.



Transitional measures

Transitional measures for students who registered for the LLB for the first time prior to 2013:

1. Students who registered for the LLB for the first time prior to 2013 will be allowed to register for the modules as set out in the relevant (pre-2013) yearbook. Yearbooks available at <http://web.up.ac.za/default.asp?ipkCategoryID=1797>
2. A student must pass at least 8 semester modules in order to be promoted to the next year of study. First-year students who passed 4 to 7 semester modules may reregister but will not be promoted to the next year of study and therefore will have to register for the 2013 curriculum. The same will apply mutatis mutandis for second-, third- and fourth-year students in 2013 and beyond. (General Regulation G.5.2.c read with paragraph (e), page 17, 2013 Faculty of Law yearbook.)
3. A student who passed less than 4 semester modules will not be readmitted to the Faculty of Law. A student who has forfeited readmission to the Faculty, may apply in writing to the Admissions Committee of the Faculty for conditional readmission to the Faculty - with the proviso that the Admissions Committee may stipulate further requirements for progress. A student's application for conditional readmission to the Faculty may be refused. A student who has been conditionally readmitted to the Faculty will have to register for the 2013 curriculum and his/her studies will be monitored after the first-semester examination in order to determine whether such student has met the set conditions.
4. The table below sets out the equivalent module(s) in the revised curriculum. Students who registered for the LLB for the first time prior to 2013 register for the "old" first-year module but attend the classes of the "new" module. The module coordinators for each of the "new" modules will devise detailed transitional arrangements, and publish these arrangements in the study guides, so that "old" students only attend lectures and tutorials dealing with the "old" curriculum, and so that "old" students are only assessed on the "old" curriculum. (Pre-2013 LLB students register for the module in the left-hand column and attend the relevant classes and perform the relevant assessment tasks for the modules in the right-hand column. The module coordinators must ensure that pre-2013 students attend the classes and perform the assessment tasks that correspond with the course content of the pre-2013 modules). Repeating students who fail "old" first-year modules again in 2013 must still register for the "old" module in 2014 but will be expected to complete the content of the "new" module. Repeating students who fail "old" second- to fourth-year modules again in 2014 must still register for the "old" module in 2015 but will be expected to complete the content of the "new" module.

Please note: The new module codes for 2nd-, 3rd- and 4th-year modules become effective in 2014, 2015 and 2016 respectively.

LLB I	
2012 Curriculum (Pipeline students register for these modules.)	2013 Curriculum (Pipeline students attend classes and perform appropriate assessment tasks in these modules.)
RVD 110	JUR 110*



RVD 120	JUR 120*
HVR 110	ROM 120*
HVR 120	ROM 120*
IDR 110	JUR 110*
IDR 120	JUR 120*
PSR 110 (no change)	PSR 110
FMR 110	FMR 121*
FMR 120	FMR 121*

LLB II	As from 2014
2012 Curriculum	2013 Curriculum
ABR 210	ABR 410
KTH 220 (no change)	KTH 220
ERF 211	ERF 222*
ERF 221	ERF 222*
KTR 210	KTR 211*
KTR 220	KTR 211*
MRT 220	PBL 200*
RPR 210 (no change)	RPR 210
RVW 210 (no change)	RVW 210
SRG 210	PBL 200*
SRG 220	PBL 200*
VBB 220 (no change)	VBB 220

LLB III	As from 2015
2012 Curriculum	2013 Curriculum
ADR 310	PBL 310
BWR 311	BWR 300*
BWR 321	BWR 300*
DLR 320 (no change)	DLR 320
ISR 310 (no change)	ISR 310
IGZ 320 (no change)	IGZ 320
ODR 320 (no change)	ODR 320
VHD 320 (no change)	VHD 320
RFF 311	JUR 310
RPK 310	RPK 210
RPK 320	RPK 220
SAR 310 (no change)	SAR 310



VRR 310 (Kept open for repeaters and students who registered in 2012 and prior to 2012. VRR 310 will be presented for a further two years and a Summer School may be held in 2014.)	
--	--

LLB IV	As from 2016
2012 Curriculum	2013 Curriculum
BLR 410	BLR 310
DVR 420 (Kept open for repeaters and students who registered in 2012 and prior to 2012. DVR 420 will be presented for a further two years and a Summer School may be held in 2015.)	
IPW 410	PBL 320
SIP 410	SIP 400*
SIP 420	SIP 400*
SGR 410 (Kept open for repeaters and students who registered before 2013.)	
SKY 400 for pipeline students (RHP 320 offered for the first time in 2015 and SKY 410 offered for the first time in 2016.)	
SPR 410	SPR 400*
SPR 420	SPR 400*
STR 410	PBL 410
STR 420	PBL 420

Note:

*Detailed transitional arrangements will be provided in the study guides to these modules.

Summer and Winter Schools that may possibly be offered to assist pipeline students to complete their studies:



Winter School 2014-2015		
Module outstanding:	Register for:	Class attendance (if not passed during the Winter School):
ERF 211	ERF 211	ERF 222
SRG 210	SRG 210	PBL 200

Summer School 2014-2016		
Module outstanding:	Register for:	Class attendance (if not passed during the Summer School):
ERF 221	ERF 221	ERF 222
MRT 220	MRT 220	PBL 200
SRG 220	SRG 220	PBL 200

In terms of the Faculty of Law Summer/Winter School policy a student may register for a maximum of two modules per Summer/Winter School. If a student fails more than two first-year modules and wishes to enrol for two Summer/Winter School modules, the modules offered by the Department of Jurisprudence must be given preference, as the changes to the content of these modules in the revised curriculum are more far-reaching than those for Family Law (FMR).

Students obtain entrance to the Summer/Winter School by having previously acquired a semester mark in the module, except for BCom (Law) students who may register for ERF 211, ERF 221, MRT 220, SRG 210 and SRG 220 and BA (Law) students who may register for ERF 211 and ERF 221 for the Summer/Winter School without having acquired a semester mark previously.

Summer and Winter Schools will be offered depending on the availability of funds.

The Dean of the Faculty of Law has the discretion to make an equitable and practical ruling where an unforeseen situation arises in the application of the transitional arrangements or where a particular issue has not explicitly been set out in the transitional arrangements.

Examinations and pass requirements

Please consult the Examination and Test policy as contained in the Faculty Regulations.

Promotion to next study year

Promotion to next study year

(According to Regulation G.3 the Faculty Board may set promotion requirements which students must adhere to before they will be promoted.)

1. A student must pass modules to the value of 60 credits in order to be promoted to the next year of study.
2. A student who passed less than 4 semester modules will not be readmitted to the Faculty of Law. A student, who has forfeited readmission to the Faculty, may apply in writing to the Admissions Committee of the Faculty for conditional readmission to the Faculty - with the proviso that the Admissions Committee may stipulate further requirements for progress. A student's application for conditional readmission to the Faculty may be refused.
3. A student who has been conditionally readmitted to the Faculty will have his/her studies monitored after the first-semester examination in order to determine whether such student has met the set conditions.



Re-registration will only be permitted if a student is capable of completing the degree in the prescribed minimum period of 4 years plus a further 2 years according to the opinion of the Admissions Committee.

Pass with distinction

For the 4-year LLB degree to be awarded with distinction, a student must obtain a grade point average (ie in accordance with the credit value of each module) of at least 75% in respect of all the modules prescribed for the third and fourth years of the LLB degree, completed at this University. The grade point average is calculated as follows: The final mark obtained for each third- and fourth-year module prescribed for the LLB degree, including the electives, is multiplied by the credit value of that particular module. The sum of these values are added together and divided by the total of the credit values of all prescribed third- and fourth-year LLB modules. The average so calculated is not rounded off. A student who failed a third- or fourth-year LLB module, including any of the electives, may not be awarded the degree with distinction.

BA (Law) graduates

For the LLB degree to be awarded with distinction to a BA (Law) (UP) graduate, a student must obtain a grade point average (ie in accordance with the credit value of each module) of at least 75% in respect of the following modules completed at this University:

RPK 210 and 220

VBB 220

BLR 310

BWR 300

IGZ 320

ISR 310

ODR 320

PBL 310 and 320

SAR 310

VHD 320

ABR 410

PBL 410 and 420

PVR 420

SIP 400

SKY 410

SPR 400

Four final-year electives

The grade point average is calculated as follows: The final mark obtained for each of the modules listed above, including the electives, is multiplied by the credit value of that particular module. The sum of these values are added together and divided by the total of the credit values of the modules listed above. The average so calculated is not rounded off. A BA (Law) (UP) graduate who failed any of the modules listed above, including any of the electives, may not be awarded the LLB degree with distinction.

BCom (Law) graduates

For the LLB degree to be awarded with distinction to a BCom (Law) (UP) graduate, a student must obtain a grade point average (ie in accordance with the credit value of each module) of at least 75% in respect of the following modules completed at this University:

FMR 121

PBL 200

RPK 210 and 220



RPR 210
RVW 210
BLR 310
BWR 300
IGZ 320
JUR 310
PBL 310 and 320
ABR 410
PBL 410 and 420
PVR 420
SIP 400
SKY 410
SPR 400

Four final-year electives

The grade point average is calculated as follows: The final mark obtained for each of the modules listed above, including the electives, is multiplied by the credit value of that particular module. The sum of these values are added together and divided by the total of the credit values of the modules listed above. The average so calculated is not rounded off. A BCom (Law) (UP) graduate who failed any of the modules listed above, including any of the electives, may not be awarded the LLB degree with distinction.



Master's

LLM Law (04250001)

Duration of study 1 year

Programme information

Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty of Law.

Registration and renewal of registration

If admitted, a student can register immediately for the LLM programme. The following two or three modules must be registered for and completed within one year of registration:

1. Research methodology (RHP 802) offered by the Faculty of Law

If the student can show sufficient evidence of competence in research skills required at postgraduate level the Postgraduate Committee of the Faculty of Law, on recommendation of the supervisor, may exempt the student from this module.

2. Research proposal and oral defence of the research proposal (RHP 804)

An oral defence of the research proposal including an assessment of the feasibility of the dissertation statement, research question or questions and argument to be developed in the LLM dissertation is required. A draft research proposal including a bibliography that covers the main fields to be covered by the study, the dissertation statement, research question or questions and argument must be sent to the examination panel three weeks prior to the oral defence. (Such a draft research proposal must first be approved by the supervisor.) The student must convince the adjudicating panel of the feasibility of the topic and his or her knowledge of the research subject and ability to conduct the research. Where required by the panel, the draft proposal must be further reworked in light of the comments at the oral defence and a final proposal submitted to the satisfaction of the supervisor before the student may embark on the writing of the dissertation. (No exemption can be granted from this requirement.)

A student who does not complete the abovementioned two modules within one year of registration may be excluded from the Faculty and if he/she seeks readmission to the Faculty, may submit a written request to the Dean that his/her application for readmission to the Faculty be considered in terms of the set procedure.

3. Structured research proposal preparation (RHP 806) (non-credit-bearing)

The supervisor may prescribe that a particular student must follow a structured programme to be determined by the supervisor and approved by the Postgraduate Committee. The supervisor may also set the requirements, as approved by the Postgraduate Committee, for complying with the module.

Agreement

A written agreement between the student and supervisor should be signed. The document serves as the basis for the interaction between the student and the supervisor. It indicates their individual roles, responsibilities and expectations and making it clear that they are entering into a binding undertaking with each other. The supervisor has the responsibility to ensure that the mini-dissertation is properly prepared by the student.

Admission requirements

Subject to the stipulations of General Regulations a candidate for the LLM programme should be in possession of at least an LLB or a BProc degree or an equivalent degree from a foreign university that allows entrance to the formal legal profession.

Foreign qualifications are subject to SAQA evaluation.



A candidate will only be admitted to the LLM programme if he/she complies with the standard of competence in applicable subjects as determined by the head of department also taking into account the candidate's academic record and any applicable experience.

A candidate will only be admitted to the LLM programme if the Faculty can provide a suitable supervisor in light of the applicant's preliminary research proposal.

Research information

With regard to the abovementioned curriculum, the relevant General Regulations apply and the dissertation counts 100% for the final mark. The dissertation consists of 36 000-48 000 words – including footnotes but excluding the list of contents and the bibliography. The final copy of the dissertation must be accompanied by a proof of submission of an article to a journal. The article must be based on the research that the student has conducted for the dissertation and be approved by the supervisor.

Pass with distinction

For the degree to be awarded with distinction a student must obtain a minimum of 75% for the dissertation.

Curriculum: Year 1

Minimum credits: 200

Fundamental modules

Research methodology 802 (RHP 802) - Credits: 5.00

Research proposal and oral defence of the research proposal 804 (RHP 804) - Credits: 0.00

Core modules

Dissertation: Law 890 (LLM 890) - Credits: 200.00

Curriculum: Final year

Minimum credits: 200

Core modules

Dissertation: Law 890 (LLM 890) - Credits: 200.00

LLM Law of Contract (Coursework) (04250100)

Duration of study 2 years

Contact Prof B Kuschke u02424193@tuks.co.za +27 (0)124202418

Programme information

Closing date for applications: SA applicants (only) – 31 October

This programme is not available for international students.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the

first year of registration).

- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LL.M degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LL.M degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.
- Also consult General Regulations G.30-G.56 as well as the LL.M Policy Document of the Faculty.

Admission requirements

An LL.B, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession.

Additional requirements

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the LL.M degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

General admission requirements

In addition to an LL.B, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession, the following requirements are set for admission of a prospective student to the LL.M Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LL.M coursework programme.

Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg relevant professional experience; the applicant's performance in undergraduate modules related to the particular LL.M; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies through the medium of English must show proof of competence in English at a minimum average level of 6 out of 10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23



and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LLM coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LLM programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission

An admission examination may also be required in respect of a particular programme or module.

Particular LLM programmes have additional selection criteria and deadlines specific to those programmes.

Other programme-specific information

1. This is a selection programme and only selected applicants will be admitted to the programme.
2. The mini-dissertation must comprise 13 000-15 000 words – including footnotes but excluding the list of contents and the bibliography.
3. Certain modules are not offered to students without a South African LLB or BProc degree – please consult the department.
4. The following modules are the core modules for this degree. Please contact the faculty to find out which of these modules will be presented in which year as all of them are not presented every year.

GPC 801 Capita selecta of the general principles of contract law (30 credits)

GPC 802 Interpretation of contracts [prerequisite: GPC801] (30 credits)

GPC 803 Advanced drafting theory [prerequisite: GPC 802] (30 credits)

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.

Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.



General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one prescribed LLM module for a particular master's programme with another LLM module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.

Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules

A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 100



Fundamental modules

Research methodology 801 (RHP 801) - Credits: 5.00

Core modules

Advanced drafting theory 803 (GPC 803) - Credits: 30.00

Curriculum: Final year

Minimum credits: 100

Core modules

Mini-dissertation 800 (MND 800) - Credits: 100.00

Research proposal 803 (RHP 803) - Credits: 5.00

Advanced drafting theory 803 (GPC 803) - Credits: 30.00

LLM Option: Child Law (Coursework) (04250099)

Duration of study 2 years

Contact Prof AS Louw anne.louw@up.ac.za +27 (0)124203961

Programme information

Closing date for applications: SA applicants (only) – 31 October

This programme is not available for international students.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LLM degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.
- Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty.

Admission requirements

An LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession.

Additional requirements

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the LLM degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

General admission requirements

In addition to an LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession, the following requirements are set for admission of a prospective student to the LLM Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LLM coursework programme.

Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg relevant professional experience; the applicant's performance in undergraduate modules related to the particular LLM; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies through the medium of English must show proof of competence in English at a minimum average level of 6 out of 10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23 and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LLM coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LLM programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission

An admission examination may also be required in respect of a particular programme or module.

Particular LLM programmes have additional selection criteria and deadlines specific to those programmes.

Other programme-specific information

1. The mini-dissertation must comprise 13 000-15 000 words – including footnotes but excluding the list of contents and the bibliography.
2. Certain modules are not offered to students without a South African LLB or BProc degree; please consult the department.
3. The following modules are possible core modules for this degree. Please contact the faculty to find out which of these modules will be presented.



SSK 802 Aspects of criminal and criminal procedural law pertaining to children (30 credits)

PLC 801 Aspects of private law pertaining to children (30 credits)

GIK 801 Constitutional and international law pertaining to Children (30 credits)

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.

Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one prescribed LLM module for a particular master's programme with another LLM module where such an exception is



not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.

Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules

A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 100

Fundamental modules

[Research methodology 801 \(RHP 801\)](#) - Credits: 5.00

Core modules

[Constitutional and international law pertaining to children 801 \(GIK 801\)](#) - Credits: 30.00

Curriculum: Final year

Minimum credits: 100

Core modules

[Constitutional and international law pertaining to children 801 \(GIK 801\)](#) - Credits: 30.00

[Mini-dissertation 800 \(MND 800\)](#) - Credits: 100.00

[Research proposal 803 \(RHP 803\)](#) - Credits: 5.00

LLM Option: Constitutional and Administrative Law (Coursework) (04250105)

Duration of study 2 years

Contact [Prof JJ Malan](mailto:koos.malan@up.ac.za) koos.malan@up.ac.za +27 (0)124203733

Programme information

Closing date for applications: SA applicants – 31 Oct; non-SA applicants – 31 Aug.

This programme is available for international students.

Unless stated otherwise, the curriculum will generally consist of:



- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LLM degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.
- Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty.

Admission requirements

An LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession.

Additional requirements

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the LLM degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

General admission requirements

In addition to an LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession, the following requirements are set for admission of a prospective student to the LLM Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LLM coursework programme.

Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg relevant professional experience; the applicant's performance in undergraduate modules related to the particular LLM; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies through the medium of English must show proof of competence in English at a minimum average level of 6 out of 10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23

and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LLM coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LLM programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission

An admission examination may also be required in respect of a particular programme or module.

Particular LLM programmes have additional selection criteria and deadlines specific to those programmes.

Other programme-specific information

1. The mini-dissertation must comprise 13 000-15 000 words – including footnotes but excluding the list of contents and the bibliography.
2. One of a specified list of modules may be substituted with any other LLM coursework module as recommended by the programme coordinator and approved by the head of department.
3. The following are the core modules and possible electives for this degree but not all of them are offered every year. Please contact the faculty to find out which of these modules will be offered.

ASL 802 Administrative law (30 credits)

CSL 801 Constitutional law (30 credits)

and ONE of the following modules:

ENL 802 Environmental law (30 credits)

GGH 802 Land and land reform law (30 credits)

CMR 801 An analysis of the SA Constitution and human rights (30 credits)

SRC 802 Socio-economic rights in the SA Constitution (30 credits)

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.



Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one prescribed LLM module for a particular master's programme with another LLM module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.

Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules



A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 100

Fundamental modules

Research methodology 801 (RHP 801) - Credits: 5.00

Core modules

Administrative law 802 (ASL 802) - Credits: 30.00

Elective modules

Socio-economic rights in the South African Constitution 802 (SRC 802) - Credits: 30.00

Curriculum: Final year

Minimum credits: 100

Core modules

Administrative law 802 (ASL 802) - Credits: 30.00

Mini-dissertation 800 (MND 800) - Credits: 100.00

Research proposal 803 (RHP 803) - Credits: 5.00

Elective modules

Constitutional law 801 (CSL 801) - Credits: 30.00

Environmental law 802 (ENL 802) - Credits: 30.00

Socio-economic rights in the South African Constitution 802 (SRC 802) - Credits: 30.00

LLM Option: Consumer Protection Law (Coursework) (04250101)

Duration of study 2 years

Contact Prof S Renke stefan.renke@up.ac.za +27 (0)124204336

Programme information

Closing date for applications: SA applicants (only) – 31 October.

This programme is not available for international students.

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the LLM degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to



the supervisor not later than the end of the first semester of the second year of registration for the LLM degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.

- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.
- Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty.

Admission requirements

An LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession.

Additional requirements

General admission requirements

In addition to an LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession, the following requirements are set for admission of a prospective student to the LLM Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LLM coursework programme.

Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg relevant professional experience; the applicant's performance in undergraduate modules related to the particular LLM; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies through the medium of English must show proof of competence in English at a minimum average level of 6 out of 10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23 and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LLM coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LLM



programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission. An admission examination may also be required in respect of a particular programme or module. Particular LLM programmes have additional selection criteria and deadlines specific to those programmes.

Other programme-specific information

1. Some modules are not offered to students without a South African LLB or BProc degree
2. One of a specified list of modules may be substituted with any other LLM coursework module as recommended by the programme coordinator and approved by the head of department.
3. The mini-dissertation must comprise 13 000-15 000 words – including footnotes but excluding the list of contents and the bibliography.
4. The following are the core modules for this degree but not all of them are offered every year. Please contact the faculty to find out which of these modules will be offered.

AML 802 Advanced consumer credit law (30 credits)

AML 803 Advanced consumer protection (30 credits)

AML 804 International consumer protection (30 credits)

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.

Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the



lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one prescribed LLM module for a particular master's programme with another LLM module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.

Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules

A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 100

Fundamental modules

[Research methodology 801 \(RHP 801\)](#) - Credits: 5.00

Core modules

[Advanced consumer credit law 802 \(AML 802\)](#) - Credits: 30.00

[Advanced consumer protection 803 \(AML 803\)](#) - Credits: 30.00

[International consumer protection 804 \(AML 804\)](#) - Credits: 30.00



Curriculum: Final year

Minimum credits: 100

Core modules

Mini-dissertation 800 (MND 800) - Credits: 100.00

Research proposal 803 (RHP 803) - Credits: 5.00

Advanced consumer credit law 802 (AML 802) - Credits: 30.00

Advanced consumer protection 803 (AML 803) - Credits: 30.00

International consumer protection 804 (AML 804) - Credits: 30.00

LLM Option: Corporate Law (Coursework) (04250102)

Duration of study 2 years

Contact Prof PA Delport piet.delport@up.ac.za +27 (0)124202346

Programme information

Closing date for applications: SA applicants (only) - 31 October.

This programme is not available for international students.

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the LLM degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LLM degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.
- Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty.



Admission requirements

An LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession.

Additional requirements

General admission requirements

In addition to an LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession, the following requirements are set for admission of a prospective student to the LLM Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LLM coursework programme.

Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg relevant professional experience; the applicant's performance in undergraduate modules related to the particular LLM; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies through the medium of English must show proof of competence in English at a minimum average level of 6 out of 10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23 and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LLM coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LLM programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission

An admission examination may also be required in respect of a particular programme or module.

Particular LLM programmes have additional selection criteria and deadlines specific to those programmes.

Other programme-specific information

1. TOR 802 may be substituted with any other LLM coursework module as recommended by the programme coordinator and approved by the head of department.
2. Certain modules are not offered to students without a South African LLB or BProc degree - please consult the department.
3. This is a selection programme and only selected applicants will be admitted to the programme.
4. The mini-dissertation must comprise 13 000-15 000 words - including footnotes but excluding the list of contents and the bibliography
5. The following modules are possible core modules for this degree but not all of them are presented every year. Please contact the faculty to find out which of these modules will be presented.

MKR 801 Company law [prerequisite: must pass entrance test] (30 credits)

TOR 802 International take-overs and reorganisations [prerequisite: must pass entrance test] (30 credits)

LRR 801 Law of securities [prerequisite: must pass entrance test] (30 credits)

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.

Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one



prescribed LLM module for a particular master's programme with another LLM module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.

Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules

A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 100

Fundamental modules

[Research methodology 801 \(RHP 801\)](#) - Credits: 5.00

Core modules

[Company law 801 \(MKR 801\)](#) - Credits: 30.00

[International take-overs and reorganisations 802 \(TOR 802\)](#) - Credits: 30.00

Curriculum: Final year

Minimum credits: 100

Core modules

[Company law 801 \(MKR 801\)](#) - Credits: 30.00

[Mini-dissertation 800 \(MND 800\)](#) - Credits: 100.00

[International take-overs and reorganisations 802 \(TOR 802\)](#) - Credits: 30.00

[Research proposal 803 \(RHP 803\)](#) - Credits: 5.00

LLM Option: Estate Law (Coursework) (04250086)

Duration of study 2 years

Contact Prof A van der Linde anton.vanderlinde@up.ac.za +27 (0)124204277

Programme information

Closing date for applications: SA applicants (only) – 31 October

This programme is not available for international students.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LL.M degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LL.M degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.
- Also consult General Regulations G.30-G.56 as well as the LL.M Policy Document of the Faculty.

Admission requirements

An LL.B, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession.

Additional requirements

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the LL.M degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

General admission requirements

In addition to an LL.B, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession, the following requirements are set for admission of a prospective student to the LL.M Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LL.M coursework programme.

Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg relevant professional experience; the applicant's performance in undergraduate modules related to the particular LL.M; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies



through the medium of English must show proof of competence in English at a minimum average level of 6 out of 10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23 and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LLM coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LLM programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission

An admission examination may also be required in respect of a particular programme or module.

Particular LLM programmes have additional selection criteria and deadlines specific to those programmes.

Other programme-specific information

1. The mini-dissertation must comprise 13 000-15 000 words – including footnotes but excluding the list of contents and the bibliography.
2. Certain modules are not offered to students without a South African LLB or BProc degree – please consult the department.
3. The following modules are possible core modules for this degree. Please contact the faculty to find out which of these modules will be presented.

AOE 801 Administration of estates (30 credits)

ASC 801 Aspects of the law of succession (30 credits)

AVT 802 Aspects of the law of trusts (30 credits)

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.



Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one prescribed LLM module for a particular master's programme with another LLM module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.

Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules



A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 100

Fundamental modules

Research methodology 801 (RHP 801) - Credits: 5.00

Core modules

Administration of estates 801 (AOE 801) - Credits: 30.00

Curriculum: Final year

Minimum credits: 100

Core modules

Administration of estates 801 (AOE 801) - Credits: 30.00

Mini-dissertation 800 (MND 800) - Credits: 100.00

Research proposal 803 (RHP 803) - Credits: 5.00

LLM Option: Extractive Industry Law in Africa (Coursework) (04251007)

Duration of study 1 year

Contact

Prof PA Carstens pieter.carstens@up.ac.za +27 (0)124204067

Adv LJ Gerber u04322002@tuks.co.za +27 (0)124206667

Programme information

Closing date for applications: SA applicants – 31 October; non-SA applicants – 31 August.

This programme is available for international students.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LLM degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.

- Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty.

Admission requirements

An LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession.

Additional requirements

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the LLM degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

General admission requirements

In addition to an LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession, the following requirements are set for admission of a prospective student to the LLM Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LLM coursework programme.

Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg relevant professional experience; the applicant's performance in undergraduate modules related to the particular LLM; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies through the medium of English must show proof of competence in English at a minimum average level of 6 out of 10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23 and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LLM coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LLM programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission

An admission examination may also be required in respect of a particular programme or module.

Particular LLM programmes have additional selection criteria and deadlines specific to those programmes.

Other programme-specific information

1. This is a selection programme and only selected applicants will be admitted to the programme.
2. The mini-dissertation must comprise 13 000-15 000 words – including footnotes but excluding the list of contents and the bibliography.



Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.

Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one prescribed LLM module for a particular master's programme with another LLM module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty.



Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.

Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules

A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 200

Fundamental modules

[Research methodology 801 \(RHP 801\)](#) - Credits: 5.00

Core modules

[Rights to and regulation of natural resources 801 \(EIL 801\)](#) - Credits: 30.00

[Sustainability aspects of extractive industries 802 \(EIL 802\)](#) - Credits: 30.00

Elective modules

[The South Africa Mineral and Petroleum Resources Development Act 803 \(EIL 803\)](#) - Credits: 30.00

[International law aspects of extractive industries 804 \(EIL 804\)](#) - Credits: 30.00

Curriculum: Final year

Minimum credits: 200

Core modules

[Mini-dissertation 800 \(MND 800\)](#) - Credits: 100.00

[Research proposal 803 \(RHP 803\)](#) - Credits: 5.00

[Rights to and regulation of natural resources 801 \(EIL 801\)](#) - Credits: 30.00

[Sustainability aspects of extractive industries 802 \(EIL 802\)](#) - Credits: 30.00

[The South Africa Mineral and Petroleum Resources Development Act 803 \(EIL 803\)](#) - Credits: 30.00

[International law aspects of extractive industries 804 \(EIL 804\)](#) - Credits: 30.00

Elective modules

[The South Africa Mineral and Petroleum Resources Development Act 803 \(EIL 803\)](#) - Credits: 30.00

[International law aspects of extractive industries 804 \(EIL 804\)](#) - Credits: 30.00

LLM Option: Family Law (Coursework) (04250087)

Duration of study 2 years



Contact

Prof AS Louw anne.louw@up.ac.za +27 (0)124203961
Prof LN van Schalkwyk ineil@telkomsa.net +27 (0)124202039

Programme information

Closing date for applications: SA applicants (only) – 31 October

This programme is not available for international students.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LL.M degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LL.M degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.
- Also consult General Regulations G.30-G.56 as well as the LL.M Policy Document of the Faculty.

Admission requirements

An LL.B, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession.

Additional requirements

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the LL.M degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

General admission requirements

In addition to an LL.B, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession, the following requirements are set for admission of a prospective student to the LL.M Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LL.M coursework programme.



Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg relevant professional experience; the applicant's performance in undergraduate modules related to the particular LLM; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies through the medium of English must show proof of competence in English at a minimum average level of 6 out of 10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23 and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LLM coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LLM programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission

An admission examination may also be required in respect of a particular programme or module.

Particular LLM programmes have additional selection criteria and deadlines specific to those programmes.

Other programme-specific information

1. The mini-dissertation must comprise 13 000-15 000 words – including footnotes but excluding the list of contents and the bibliography.
2. Certain modules are not offered to students without a South African LLB or BProc degree – please consult the department.
3. The following modules are possible core modules for this degree. Please contact the faculty to find out which of these modules will be presented. (30 credits each)

EAL 802 Recognised and alternative life-partnerships (30 credits)

DLA 801 Aspects of divorce law (30 credits)

MPL 802 Matrimonial property law (30 credits)

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and



finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.

Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one prescribed LLM module for a particular master's programme with another LLM module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.



Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules

A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 100

Fundamental modules

Research methodology 801 (RHP 801) - Credits: 5.00

Core modules

Aspects of divorce law 801 (DLA 801) - Credits: 30.00

Matrimonial property law 802 (MPL 802) - Credits: 30.00

Curriculum: Final year

Minimum credits: 100

Core modules

Aspects of divorce law 801 (DLA 801) - Credits: 30.00

Mini-dissertation 800 (MND 800) - Credits: 100.00

Matrimonial property law 802 (MPL 802) - Credits: 30.00

Research proposal 803 (RHP 803) - Credits: 5.00

LLM Option: Human Rights and Democratisation in Africa (Coursework) (04251017)

Duration of study 1 year

Contact Prof UM Killander magnus.killander@up.ac.za +27 (0)124205407

Programme information

Closing date for applications: 30 June

This programme is available for international students.

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the LLM degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the



first year of registration).

- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LLB degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLB degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.
- Also consult General Regulations G.30-G.56 as well as the LLB Policy Document of the Faculty.

Admission requirements

An LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession.

Additional requirements

General admission requirements

In addition to an LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession, the following requirements are set for admission of a prospective student to the LLB Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LLB coursework programme.

Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg relevant professional experience; the applicant's performance in undergraduate modules related to the particular LLB; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies through the medium of English must show proof of competence in English at a minimum average level of 6 out of 10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23 and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LLB coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LLB programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission



An admission examination may also be required in respect of a particular programme or module. Particular LLM programmes have additional selection criteria and deadlines specific to those programmes.

Other programme-specific information

The mini-dissertation must comprise 18 000-20 000 words – including footnotes but excluding the list of contents and the bibliography.

This is a selection programme and only selected applicants will be admitted to the programme.

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.

Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to



such students may also be limited.

Replacement of modules

The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one prescribed LLM module for a particular master's programme with another LLM module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.

Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules

A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Final year

Minimum credits: 250

Core modules

[Accredited course in human rights 802 \(ACH 802\)](#) - Credits: 15.00

[Applied human rights 801 \(AHR 801\)](#) - Credits: 15.00

[Democratisation in Africa 801 \(DIA 801\)](#) - Credits: 15.00

[Human rights in Africa 801 \(HRA 801\)](#) - Credits: 15.00

[International and comparative human rights 801 \(ICH 801\)](#) - Credits: 15.00

[Mini-dissertation 802 \(MND 802\)](#) - Credits: 100.00

[Research methodology for human rights 801 \(NRM 801\)](#) - Credits: 5.00

[Introduction to the South African legal system and Bill of Rights 801 \(RVM 801\)](#) - Credits: 15.00

[Research proposal 803 \(RHP 803\)](#) - Credits: 5.00

LLM Option: Insolvency Law (Coursework) (04250097)

Duration of study 2 years

Contact [Prof H Coetzee](#) hermie.coetzee@up.ac.za +27 (0)124204375

Programme information

Closing date for applications: SA applicants – 31 October; non-SA applicants – 31 August.



This programme is available for international students.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LL.M degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LL.M degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.
- Also consult General Regulations G.30-G.56 as well as the LL.M Policy Document of the Faculty.

Admission requirements

An LL.B, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession.

Additional requirements

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the LL.M degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

General admission requirements

In addition to an LL.B, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession, the following requirements are set for admission of a prospective student to the LL.M Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LL.M coursework programme.

Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg relevant professional experience; the applicant's performance in undergraduate modules related to the particular LL.M; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies



through the medium of English must show proof of competence in English at a minimum average level of 6 out of 10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23 and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LLM coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LLM programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission

An admission examination may also be required in respect of a particular programme or module.

Particular LLM programmes have additional selection criteria and deadlines specific to those programmes.

Other programme-specific information

1. IIL 801 may be substituted with any other LLM coursework module as recommended by the programme coordinator and approved by the head of department.
2. The mini-dissertation must comprise 13 000-15 000 words – including footnotes but excluding the list of contents and the bibliography.
3. The following are the core modules for this degree but not all of them are offered every year. Please contact the faculty to find out which of these modules will be offered.

ISR 801 Insolvency law (30 credits)

IIL 801 International insolvency law (30 credits)

LBR 802 Liquidation and business rescue (30 credits)

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.

Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.



General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one prescribed LLM module for a particular master's programme with another LLM module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.

Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules

A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 100



Fundamental modules

Research methodology 801 (RHP 801) - Credits: 5.00

Core modules

International insolvency law 801 (IIL 801) - Credits: 30.00

Liquidation and business rescue 802 (LBR 802) - Credits: 30.00

Insolvency law 801 (ISR 801) - Credits: 30.00

Curriculum: Final year

Minimum credits: 100

Core modules

International insolvency law 801 (IIL 801) - Credits: 30.00

Mini-dissertation 800 (MND 800) - Credits: 100.00

Research proposal 803 (RHP 803) - Credits: 5.00

Insolvency law 801 (ISR 801) - Credits: 30.00

LLM Option: Intellectual Property Law (Coursework) (04250088)

Duration of study 2 years

Contact

Prof Sj Cornelius steve.cornelius@up.ac.za +27 (0)124203158

Prof LTC Harms u60020475@up.ac.za +27 (0)124608110

Programme information

Closing date for applications: SA applicants – 31 October; non-SA applicants – 31 August.

This programme is available for international students.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LLM degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.
- Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty.

Admission requirements

An LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession.

Additional requirements

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the LLM degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

General admission requirements

In addition to an LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession, the following requirements are set for admission of a prospective student to the LLM Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LLM coursework programme.

Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg relevant professional experience; the applicant's performance in undergraduate modules related to the particular LLM; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies through the medium of English must show proof of competence in English at a minimum average level of 6 out of 10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23 and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LLM coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LLM programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission

An admission examination may also be required in respect of a particular programme or module.

Particular LLM programmes have additional selection criteria and deadlines specific to those programmes.

Other programme-specific information

1. This programme is number limited.
2. The mini-dissertation must comprise 13 000-15 000 words – including footnotes but excluding the list of contents and the bibliography.



3. The following modules are the core modules for this degree. Please contact the faculty to find out which of these modules will be presented in which year as all of them are not presented every year.

IGZ 802 Patent, design and plant protection law (30 credits)

IGZ 803 Trademark law and protection of intellectual property rights (30 credits)

IGZ 804 Fundamental principles of intellectual property law and copyright law (30 credits)

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.

Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules



The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one prescribed LLM module for a particular master's programme with another LLM module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.

Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules

A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 100

Fundamental modules

[Research methodology 801 \(RHP 801\)](#) - Credits: 5.00

Core modules

[Intellectual property, new technologies and innovation803 \(IGZ 802\)](#) - Credits: 30.00

[Fundamental principles of IP law and copyright law 801 \(IGZ 804\)](#) - Credits: 30.00

Curriculum: Final year

Minimum credits: 100

Core modules

[Mini-dissertation 800 \(MND 800\)](#) - Credits: 100.00

[Research proposal 803 \(RHP 803\)](#) - Credits: 5.00

[Intellectual property, new technologies and innovation803 \(IGZ 802\)](#) - Credits: 30.00

[Fundamental principles of IP law and copyright law 801 \(IGZ 804\)](#) - Credits: 30.00

LLM Option: International Air, Space and Telecommunications Law (Coursework) (04250070)

Duration of study 2 years

Contact [Prof E de Wet erika.dewet@up.ac.za](mailto:erika.dewet@up.ac.za) +27 (0)124203111



Programme information

Closing date for applications: SA applicants – 31 October; non-SA applicants – 31 August.

This programme is available for international students.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LLM degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.
- Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty.

Admission requirements

An LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession.

Additional requirements

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the LLM degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

General admission requirements

In addition to an LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession, the following requirements are set for admission of a prospective student to the LLM Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LLM coursework programme.

Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg



relevant professional experience; the applicant's performance in undergraduate modules related to the particular LLM; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies through the medium of English must show proof of competence in English at a minimum average level of 6 out of 10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23 and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LLM coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LLM programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission

An admission examination may also be required in respect of a particular programme or module.

Particular LLM programmes have additional selection criteria and deadlines specific to those programmes.

Other programme-specific information

1. The mini-dissertation for this programme must deal with international air, space and telecommunications law. The mini-dissertation must comprise 13 000-15 000 words – including footnotes but excluding the list of contents and the bibliography.
2. The Faculty of Law offers a short course in public international law prior to the commencement of the first semester of each year. Prospective LLM international law students are strongly encouraged to enrol in this course, so as to ensure that all students will have the required knowledge to pursue studies in international law at postgraduate level.
3. This is a selection programme and only selected applicants will be admitted to the programme.

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.



Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one prescribed LLM module for a particular master's programme with another LLM module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.

Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules



A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 100

Fundamental modules

Research methodology 801 (RHP 801) - Credits: 5.00

Core modules

Advanced international law 802 (AIL 802) - Credits: 30.00

Applied international law 801 (MCL 801) - Credits: 30.00

International air, space and telecommunications law 801 (SAL 801) - Credits: 30.00

Curriculum: Final year

Minimum credits: 100

Core modules

Advanced international law 802 (AIL 802) - Credits: 30.00

Applied international law 801 (MCL 801) - Credits: 30.00

Mini-dissertation 800 (MND 800) - Credits: 100.00

Research proposal 803 (RHP 803) - Credits: 5.00

International air, space and telecommunications law 801 (SAL 801) - Credits: 30.00

LLM Option: International Humanitarian Law and Human Rights in Military Operations (Coursework) (04250076)

Duration of study 2 years

Contact Prof E de Wet erika.dewet@up.ac.za +27 (0)124203111

Programme information

Closing date for applications: SA applicants – 31 October; non-SA applicants – 31 August.

This programme is available for international students.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LLM degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and



15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.

- Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty.

Admission requirements

An LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession.

Additional requirements

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the LLM degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

General admission requirements

In addition to an LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession, the following requirements are set for admission of a prospective student to the LLM Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LLM coursework programme.

Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg relevant professional experience; the applicant's performance in undergraduate modules related to the particular LLM; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies through the medium of English must show proof of competence in English at a minimum average level of 6 out of 10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23 and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LLM coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LLM programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission

An admission examination may also be required in respect of a particular programme or module.

Particular LLM programmes have additional selection criteria and deadlines specific to those programmes.



Other programme-specific information

1. The mini-dissertation for this programme must deal with international humanitarian law and human rights in military operations. The mini-dissertation must comprise 13 000-15 000 words – including footnotes but excluding the list of contents and the bibliography.
2. The Faculty of Law offers a short course in public international law prior to the commencement of the first semester of each year. Prospective LLM international law students are strongly encouraged to enrol in this course, so as to ensure that all students will have the required knowledge to pursue studies in international law at postgraduate level.
3. This is a selection programme and only selected applicants will be admitted to the programme.

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.

Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the



relevant head of department, determine that a particular LLM module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one prescribed LLM module for a particular master's programme with another LLM module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.

Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules

A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 100

Fundamental modules

[Research methodology 801 \(RHP 801\)](#) - Credits: 5.00

Core modules

[Advanced international law 802 \(AIL 802\)](#) - Credits: 30.00

[Applied international law 801 \(MCL 801\)](#) - Credits: 30.00

[International humanitarian law and human rights in military operations 801 \(IHM 801\)](#) - Credits: 30.00

Curriculum: Final year

Minimum credits: 100

Core modules

[Advanced international law 802 \(AIL 802\)](#) - Credits: 30.00

[Applied international law 801 \(MCL 801\)](#) - Credits: 30.00

[Mini-dissertation 800 \(MND 800\)](#) - Credits: 100.00

[Research proposal 803 \(RHP 803\)](#) - Credits: 5.00



International humanitarian law and human rights in military operations 801 (IHM 801) - Credits: 30.00

LLM Option: International Law (Coursework) (04250098)

Duration of study 2 years

Contact Prof AG Nienaber annelize.nienaber@up.ac.za +27 (0)124205778
Prof DD Tladi dire.tladi@up.ac.za +27 (0)124203111

Programme information

Closing date for applications: SA applicants – 31 October; non-SA applicants – 31 August.

This programme is available for international students.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LLM degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.
- Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty.

Admission requirements

An LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession.

Additional requirements

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the LLM degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

General admission requirements

In addition to an LLB, BProc or equivalent qualification from a foreign university that allows the applicant

entrance to the formal legal profession, the following requirements are set for admission of a prospective student to the LLM Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LLM coursework programme.

Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg relevant professional experience; the applicant's performance in undergraduate modules related to the particular LLM; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies through the medium of English must show proof of competence in English at a minimum average level of 6 out of 10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23 and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LLM coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LLM programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission

An admission examination may also be required in respect of a particular programme or module.

Particular LLM programmes have additional selection criteria and deadlines specific to those programmes.

Other programme-specific information

1. The Faculty of Law offers a short course in public international law prior to the commencement of the first semester of each year. Prospective LLM International law students are strongly encouraged to enrol in this course, so as to ensure that all students will have the required knowledge to pursue studies in international law at postgraduate level.
2. This is a selection programme and only selected applicants will be admitted to the programme.
3. One of a specified list of modules may be substituted with any other LLM coursework module as recommended by the programme coordinator and approved by the head of department.
4. The mini-dissertation must comprise 13 000-15 000 words - including footnotes but excluding the list of contents and the bibliography.
5. The following are the core modules and possible electives for this degree but not all of them are offered every year. Please contact the faculty to find out which of these modules will be offered.

AIL 802 Advanced international law (30 credits)

MCL 801 Applied international law (30 credits)

and ONE of the following modules:

TBL 802 Advanced transnational business law [prerequisite: TBR 420] (30 credits)

ICL 802 International criminal law (30 credits)

IEL 801 International environmental law (30 credits)



III 801 International insolvency law (30 credits)

SRI 801 Socio-economic rights under comparative and international law (30 credits)

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.

Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one prescribed LLM module for a particular master's programme with another LLM module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.



Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.

Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules

A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 100

Fundamental modules

[Research methodology 801 \(RHP 801\)](#) - Credits: 5.00

Core modules

[Advanced international law 802 \(AIL 802\)](#) - Credits: 30.00

[Applied international law 801 \(MCL 801\)](#) - Credits: 30.00

Elective modules

[International environmental law 801 \(IEL 801\)](#) - Credits: 30.00

[International insolvency law 801 \(IIL 801\)](#) - Credits: 30.00

[Socio-economic rights under comparative and international law 801 \(SRI 801\)](#) - Credits: 30.00

Curriculum: Final year

Minimum credits: 100

Core modules

[Advanced international law 802 \(AIL 802\)](#) - Credits: 30.00

[Applied international law 801 \(MCL 801\)](#) - Credits: 30.00

[Mini-dissertation 800 \(MND 800\)](#) - Credits: 100.00

[Research proposal 803 \(RHP 803\)](#) - Credits: 5.00

Elective modules

[International environmental law 801 \(IEL 801\)](#) - Credits: 30.00

[International insolvency law 801 \(IIL 801\)](#) - Credits: 30.00

[Socio-economic rights under comparative and international law 801 \(SRI 801\)](#) - Credits: 30.00



LLM Option: International Trade and Investment Law in Africa (Coursework) (04251018)

Duration of study 1 year

Contact

Prof FJ Viljoen frans.viljoen@up.ac.za +27 (0)124203228

Dr OO Soyeju femi.soyeju@up.ac.za

Programme information

Closing date for applications: 31 January.

This programme is available for international students.

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the LLM degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LLM degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.
- Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty.

Admission requirements

Additional requirements

General admission requirements

In addition to an LLB, BProc or equivalent qualification from a foreign university that allows the applicant



entrance to the formal legal profession, the following requirements are set for admission of a prospective student to the LLM Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LLM coursework programme.

Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg relevant professional experience; the applicant's performance in undergraduate modules related to the particular LLM; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies through the medium of English must show proof of competence in English at a minimum average level of 6 out of 10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23 and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LLM coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LLM programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission

An admission examination may also be required in respect of a particular programme or module.

Particular LLM programmes have additional selection criteria and deadlines specific to those programmes.

Other programme-specific information

ADC 802 can be completed at an overseas institution funding permitting or if self-funded.

This is a selection programme and only selected applicants will be admitted to the programme.

The mini-dissertation must comprise 13 000-15 000 words – including footnotes but excluding the list of contents and the bibliography.

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.



Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one prescribed LLM module for a particular master's programme with another LLM module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.

Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules



A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 200

Fundamental modules

Research methodology 801 (RHP 801) - Credits: 5.00

Core modules

Advanced international trade law 802 (GIH 802) - Credits: 30.00

Advanced international investment and business law 802 (GTB 802) - Credits: 30.00

Research proposal 803 (RHP 803) - Credits: 5.00

Curriculum: Final year

Minimum credits: 200

Core modules

Accredited module 802 (ADC 802) - Credits: 30.00

Mini-dissertation 800 (MND 800) - Credits: 100.00

Research proposal 803 (RHP 803) - Credits: 5.00

LLM Option: International Trade and Investment Law in Africa (Coursework) (04251019)

Duration of study 1 year

Contact

Prof FJ Viljoen frans.viljoen@up.ac.za +27 (0)124203228

Dr OO Soyeju femi.soyeju@up.ac.za

Programme information

Closing date for applications: 31 January

This programme is available for international students.

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the LLM degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LLM degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of

the head of department.

- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.
- Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty.

Admission requirements

An LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession.

Additional requirements

General admission requirements

In addition to an LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession, the following requirements are set for admission of a prospective student to the LLM Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LLM coursework programme.

Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg relevant professional experience; the applicant's performance in undergraduate modules related to the particular LLM; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies through the medium of English must show proof of competence in English at a minimum average level of 6 out of 10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23 and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LLM coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LLM programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission

An admission examination may also be required in respect of a particular programme or module.

Particular LLM programmes have additional selection criteria and deadlines specific to those programmes.



Other programme-specific information

This is a selection programme and only selected applicants will be admitted to the programme.

The mini-dissertation must comprise 20 000-22 000 words – including footnotes but excluding the list of contents and the bibliography.

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.

Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one



prescribed LLM module for a particular master's programme with another LLM module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.

Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules

A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 65

Fundamental modules

[Research methodology 801 \(RHP 801\)](#) - Credits: 5.00

Core modules

[Advanced international trade law 802 \(GIH 802\)](#) - Credits: 30.00

[Advanced international investment and business law 802 \(GTB 802\)](#) - Credits: 30.00

Curriculum: Final year

Minimum credits: 200

Core modules

[Mini-dissertation 803 \(MND 803\)](#) - Credits: 130.00

[Research proposal 803 \(RHP 803\)](#) - Credits: 5.00

LLM Option: Labour Law (Coursework) (04250095)

Duration of study 2 years

Contact [Prof BPS van Eck stefan.vaneck@up.ac.za](mailto:stefan.vaneck@up.ac.za) +27 (0)836517830

Programme information

Closing date for applications: SA applicants (only) - 31 October,

This programme is not available for international students.



Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LL.M degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LL.M degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.
- Also consult General Regulations G.30-G.56 as well as the LL.M Policy Document of the Faculty.

Admission requirements

An LL.B, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession.

Additional requirements

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the LL.M degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

General admission requirements

In addition to an LL.B, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession, the following requirements are set for admission of a prospective student to the LL.M Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LL.M coursework programme.

Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg relevant professional experience; the applicant's performance in undergraduate modules related to the particular LL.M; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies through the medium of English must show proof of competence in English at a minimum average level of 6 out of



10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23 and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LLM coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LLM programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission

An admission examination may also be required in respect of a particular programme or module.

Particular LLM programmes have additional selection criteria and deadlines specific to those programmes.

Other programme-specific information

1. One of a specified list of modules may be substituted with any other LLM coursework module as recommended by the programme coordinator and approved by the head of department.
2. Certain modules are not offered to students without a South African LLB or BProc degree, please consult the department.
3. The mini-dissertation must comprise 13 000-15 000 words – including footnotes but excluding the list of contents and the bibliography.
4. The following modules are possible core and elective modules for this degree but not all of them are presented every year. Please contact the faculty to find out which of these modules will be presented.

CLL 802 Collective labour law (30 credits)

IVL 801 Individual labour law (30 credits)

and ONE of the following modules:

ITA 802 International labour law (30 credits)

GSR 802 Advanced social security law (30 credits)

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.



Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one prescribed LLM module for a particular master's programme with another LLM module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.

Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules



A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 100

Fundamental modules

Research methodology 801 (RHP 801) - Credits: 5.00

Core modules

Collective labour law 802 (CLL 802) - Credits: 30.00

International labour law 802 (ITA 802) - Credits: 30.00

Individual labour law 801 (IVL 801) - Credits: 30.00

Curriculum: Final year

Minimum credits: 100

Core modules

Collective labour law 802 (CLL 802) - Credits: 30.00

International labour law 802 (ITA 802) - Credits: 30.00

Individual labour law 801 (IVL 801) - Credits: 30.00

Mini-dissertation 800 (MND 800) - Credits: 100.00

Research proposal 803 (RHP 803) - Credits: 5.00

LLM Option: Mercantile Law (Coursework) (04250096)

Duration of study 2 years

Contact Prof DJ Lotz johan.lotz@up.ac.za +27 (0)124202877

Programme information

Closing date for applications: SA applicants – 31 October; non-SA applicants – 31 August.

This programme is available for international students.

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the LLM degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LLM degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.

- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.
- Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty.

Admission requirements

An LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession.

Additional requirements

General admission requirements

In addition to an LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession, the following requirements are set for admission of a prospective student to the LLM Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LLM coursework programme.

Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg relevant professional experience; the applicant's performance in undergraduate modules related to the particular LLM; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies through the medium of English must show proof of competence in English at a minimum average level of 6 out of 10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23 and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LLM coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LLM programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission

An admission examination may also be required in respect of a particular programme or module.

Particular LLM programmes have additional selection criteria and deadlines specific to those programmes.

Other programme-specific information



1. One of a specific list of modules may be substituted with any other LLM coursework module as recommended by the programme coordinator and approved by the head of department.
2. Some modules are not offered to students without a South African LLB or BProc degree.
3. The mini-dissertation must comprise 13 000-15 000 words – including footnotes but excluding the list of contents and the bibliography.
4. The following are possible electives for this degree but not all of them are offered every year. Please contact the faculty to find out which of these modules will be offered.

Three of the following modules must be elected:

GSR 802 Advanced social security law (30 credits)

ITL 801 Advanced income tax law (30 credits)

TBL 802 Advanced transnational business law [prerequisite: TBR 420] (30 credits)

BNK 802 Banking law (30 credits)

KUB 802 Information and communications technology (30 credits)

IDT 802 Indirect tax (30 credits)

IIL 801 International insolvency law (30 credits)

SKC 802 Law of specific contracts (30 credits)

SCL 801 Statutory competition law (30 credits)

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.

Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy



The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one prescribed LLM module for a particular master's programme with another LLM module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.

Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules

A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 100

Fundamental modules

[Research methodology 801 \(RHP 801\)](#) - Credits: 5.00



Elective modules

- Indirect tax 802 (IDT 802) - Credits: 30.00
- International insolvency law 801 (IIL 801) - Credits: 30.00
- Advanced income tax law 801 (ITL 801) - Credits: 30.00
- Law of specific contracts 802 (SKC 802) - Credits: 30.00
- Information and communications and technology law 802 (KUB 802) - Credits: 30.00
- Statutory competition law 801 (SCL 801) - Credits: 30.00
- Banking law 802 (BNK 802) - Credits: 30.00

Curriculum: Final year

Minimum credits: 100

Core modules

- Mini-dissertation 800 (MND 800) - Credits: 100.00
- Research proposal 803 (RHP 803) - Credits: 5.00

Elective modules

- Indirect tax 802 (IDT 802) - Credits: 30.00
- International insolvency law 801 (IIL 801) - Credits: 30.00
- Advanced income tax law 801 (ITL 801) - Credits: 30.00
- Law of specific contracts 802 (SKC 802) - Credits: 30.00
- Information and communications and technology law 802 (KUB 802) - Credits: 30.00
- Statutory competition law 801 (SCL 801) - Credits: 30.00
- Banking law 802 (BNK 802) - Credits: 30.00

LLM Option: Multidisciplinary Human Rights (Coursework) (04251003)

Duration of study 2 years

Contact

Prof FJ Viljoen	frans.viljoen@up.ac.za	+27 (0)124203228
Prof M Hansungule	michelo.hansungule@up.ac.za	+27 (0)124204532

Programme information

Closing date for applications: SA applicants – 31 October; non-SA applicants – 31 August.

This programme is available for international students.

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the LLM degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to



the supervisor not later than the end of the first semester of the second year of registration for the LLM degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.

- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.
- Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty.

Admission requirements

An LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession.

Additional requirements

General admission requirements

In addition to an LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession, the following requirements are set for admission of a prospective student to the LLM Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LLM coursework programme.

Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg relevant professional experience; the applicant's performance in undergraduate modules related to the particular LLM; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies through the medium of English must show proof of competence in English at a minimum average level of 6 out of 10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23 and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LLM coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LLM programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission

An admission examination may also be required in respect of a particular programme or module.

Particular LLM programmes have additional selection criteria and deadlines specific to those programmes.



Other programme-specific information

1. The mini-dissertation must comprise 13 000-15 000 words – including footnotes but excluding the list of contents and the bibliography. The methodology and content of the mini-dissertation should reflect legal perspectives of human rights)
2. One module (from specific list) may be substituted with any other LLM coursework module as recommended by the programme coordinator and approved by the head of department.
3. The following are possible electives for this degree but not all of them are offered every year. Please contact the faculty to find out which of these modules will be offered.

Select one of the following modules:

LRD 802 Global perspectives on law, justice and development (30 credits)

HPH 801 History and philosophy of human rights (30 credits)

PAJ 801 Post-apartheid jurisprudence (30 credits)

and one of the following modules:

SRI 801 Socio-economic rights under comparative and international law (30 credits)

CMR 801 An analysis of the SA Constitution and human rights (30 credits)

SRC 802 Socio-economic rights in the SA Constitution (30 credits)

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.

Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one prescribed LLM module for a particular master's programme with another LLM module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.

Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules

A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 100

Fundamental modules

[Research methodology 801 \(RHP 801\)](#) - Credits: 5.00

Core modules

[Multidisciplinary human rights 801 \(MHR 801\)](#) - Credits: 30.00



Elective modules

- Global perspectives on law, justice and development 802 (LRD 802) - Credits: 30.00
- Post-apartheid jurisprudence 801 (PAJ 801) - Credits: 30.00
- Socio-economic rights in the South African Constitution 802 (SRC 802) - Credits: 30.00
- Socio-economic rights under comparative and international law 801 (SRI 801) - Credits: 30.00

Curriculum: Final year

Minimum credits: 100

Core modules

- Multidisciplinary human rights 801 (MHR 801) - Credits: 30.00
- Mini-dissertation 800 (MND 800) - Credits: 100.00
- Research proposal 803 (RHP 803) - Credits: 5.00

Elective modules

- Global perspectives on law, justice and development 802 (LRD 802) - Credits: 30.00
- Post-apartheid jurisprudence 801 (PAJ 801) - Credits: 30.00
- Socio-economic rights in the South African Constitution 802 (SRC 802) - Credits: 30.00
- Socio-economic rights under comparative and international law 801 (SRI 801) - Credits: 30.00

LLM Option: Private Law (Coursework) (04250085)

Duration of study 2 years

Contact Prof CJ Boezaart trynie.boezaart@up.ac.za +27 (0)124202354

Programme information

Closing date for applications: SA applicants (only) – 31 October

This programme is not available for international students.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LLM degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.
- Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty.



Admission requirements

An LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession.

Additional requirements

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the LLM degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

General admission requirements

In addition to an LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession, the following requirements are set for admission of a prospective student to the LLM Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LLM coursework programme.

Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg relevant professional experience; the applicant's performance in undergraduate modules related to the particular LLM; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies through the medium of English must show proof of competence in English at a minimum average level of 6 out of 10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23 and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LLM coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LLM programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission

An admission examination may also be required in respect of a particular programme or module.

Particular LLM programmes have additional selection criteria and deadlines specific to those programmes.

Other programme-specific information

1. One of a specified list of modules may be substituted with any other LLM coursework module as recommended by the programme coordinator and approved by the head of department.
2. Some modules are not offered to students without a South African LLB or BProc degree. Please consult the department.



3. The mini-dissertation must comprise 13 000-15 000 words – including footnotes but excluding the list of contents and the bibliography.
4. The following modules are possible electives for this degree. Please contact the faculty to find out which of these modules will be presented.

Three of the following modules must be elected:

DLA 801 Aspects of divorce law (30 credits)

ASC 801 Aspects of the law of succession (30 credits)

AVT 802 Aspects of the law of trusts (30 credits)

PLC 801 Aspects of private law pertaining to children (30 credits)

DLP 802 Education law and policy (30 credits)

MPL 802 Matrimonial property law (30 credits)

EAL 802 Recognised and alternative life-partnerships (30 credits)

SRP 801 Sports law (30 credits)

GPC 801 Capita selecta of the general principles of contract law (30 credits)

SKC 802 Law of specific contracts (30 credits)

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.

Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the



lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one prescribed LLM module for a particular master's programme with another LLM module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.

Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules

A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 100

Fundamental modules

[Research methodology 801](#) (RHP 801) - Credits: 5.00

Elective modules

[Aspects of divorce law 801](#) (DLA 801) - Credits: 30.00

[Matrimonial property law 802](#) (MPL 802) - Credits: 30.00



Curriculum: Final year

Minimum credits: 100

Core modules

Mini-dissertation 800 (MND 800) - Credits: 100.00

Research proposal 803 (RHP 803) - Credits: 5.00

Elective modules

Aspects of divorce law 801 (DLA 801) - Credits: 30.00

Matrimonial property law 802 (MPL 802) - Credits: 30.00

LLM Option: Procedural Law (Coursework) (04250104)

Duration of study 2 years

Contact Prof WP de Villiers wium.devilliers@up.ac.za +27 (0)124202840

Programme information

Closing date for applications: SA applicants (only) - 31 October.

This programme is not available for international students.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LLM degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.
- Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty.

Admission requirements

An LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession.

Additional requirements

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and

payment of the full amount prescribed for the LLM degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

General admission requirements

In addition to an LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession, the following requirements are set for admission of a prospective student to the LLM Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LLM coursework programme.

Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg relevant professional experience; the applicant's performance in undergraduate modules related to the particular LLM; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies through the medium of English must show proof of competence in English at a minimum average level of 6 out of 10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23 and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LLM coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LLM programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission

An admission examination may also be required in respect of a particular programme or module.

Particular LLM programmes have additional selection criteria and deadlines specific to those programmes.

Other programme-specific information

1. One of a specified list of modules may be substituted with any other LLM coursework module as recommended by the programme coordinator and approved by the head of department.
2. The mini-dissertation must comprise 13 000-15 000 words – including footnotes but excluding the list of contents and the bibliography.
3. Certain modules are not offered to students without a South African LLB or BProc degree – please consult the department.
4. The following are the core modules for this degree but not all of them are offered every year. Please contact the faculty to find out which of these modules will be offered.

LOE 802 Advanced law of evidence (30 credits)

CLG 801 Civil litigation (30 credits)

CCP 801 Criminal procedure litigation (30 credits)



Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.

Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one prescribed LLM module for a particular master's programme with another LLM module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty.



Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.

Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules

A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 100

Fundamental modules

[Research methodology 801](#) (RHP 801) - Credits: 5.00

Core modules

[Criminal procedure litigation 801](#) (CCP 801) - Credits: 30.00

[Advanced law of evidence 802](#) (LOE 802) - Credits: 30.00

Curriculum: Final year

Minimum credits: 100

Core modules

[Criminal procedure litigation 801](#) (CCP 801) - Credits: 30.00

[Advanced law of evidence 802](#) (LOE 802) - Credits: 30.00

[Mini-dissertation 800](#) (MND 800) - Credits: 100.00

[Research proposal 803](#) (RHP 803) - Credits: 5.00

LLM Option: Sexual and Reproductive Rights in Africa (Coursework) (04251010)

Duration of study 2 years

Contact

[Prof FJ Viljoen](#) frans.viljoen@up.ac.za +27 (0)124203228

[Prof CG Ngwena](#) charles.ngwena@up.ac.za +27 (0)514367357

Programme information

Closing date for applications: SA applicants - 31 October; non-SA applicants - 31 August.

This programme is available for international students.

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the LLM degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LLM degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.
- Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty.

Admission requirements

An LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession.

Additional requirements

General admission requirements

In addition to an LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession, the following requirements are set for admission of a prospective student to the LLM Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LLM coursework programme.

Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg relevant professional experience; the applicant's performance in undergraduate modules related to the particular LLM; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies through the medium of English must show proof of competence in English at a minimum average level of 6 out of



10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23 and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LLM coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LLM programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission

An admission examination may also be required in respect of a particular programme or module.

Particular LLM programmes have additional selection criteria and deadlines specific to those programmes.

Other programme-specific information

1. The programme will be offered as a part-time, distance education programme, with a block session of one week (30 contact hours) per module.
2. The mini-dissertation must comprise 18 000-20 000 words – including footnotes but excluding the list of contents and the bibliography.
3. The following modules are possible core modules for this degree but not all of them are offered every year. Please contact the faculty to find out which of these modules will be offered.

HRA 802 International human rights law relevant to sexual and reproductive rights in Africa (20 credits)

HRA 803 Applying human rights principles to realise sexual and reproductive health rights claims (20 credits)

HRA 804 Applying human rights principles to selected reproductive health issues in Africa (20 credits)

HRA 805 Applying human rights principles to selected sexual rights and sexuality issues in Africa (20 credits)

HRA 806 Applying human rights principles to selected rights of sexual minorities in Africa (20 credits)

HRA 807 Research and advocacy to realise sexual, reproductive health and sexual minority rights claims in Africa (15 credits)

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.



Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one prescribed LLM module for a particular master's programme with another LLM module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.

Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules



A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 250

Fundamental modules

Research methodology for human rights 801 (NRM 801) - Credits: 5.00

Core modules

Research proposal 803 (RHP 803) - Credits: 5.00

Applying human rights principles to selected sexual rights and sexuality issues in Africa 805 (HRA 805) - Credits: 15.00

Applying human rights principles to selected rights of sexual minorities in Africa 806 (HRA 806) - Credits: 15.00

Curriculum: Final year

Minimum credits: 250

Core modules

Mini-dissertation 802 (MND 802) - Credits: 100.00

Research proposal 803 (RHP 803) - Credits: 5.00

Applying human rights principles to selected sexual rights and sexuality issues in Africa 805 (HRA 805) - Credits: 15.00

Applying human rights principles to selected rights of sexual minorities in Africa 806 (HRA 806) - Credits: 15.00

LLM Option: Socio-economic Rights (Coursework) (04250093)

Duration of study 2 years

Contact Prof JFD Brand danie.brand@up.ac.za +27 (0)124202774

Programme information

Closing date for applications: SA applicants – 31 October; non-SA applicants – 31 August.

This programme is available for international students.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LLM degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and



15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LL.M degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.

- Also consult General Regulations G.30-G.56 as well as the LL.M Policy Document of the Faculty.

Admission requirements

An LL.B, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession.

Additional requirements

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the LL.M degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

General admission requirements

In addition to an LL.B, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession, the following requirements are set for admission of a prospective student to the LL.M Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LL.M coursework programme.

Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg relevant professional experience; the applicant's performance in undergraduate modules related to the particular LL.M; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies through the medium of English must show proof of competence in English at a minimum average level of 6 out of 10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23 and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LL.M coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LL.M programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission

An admission examination may also be required in respect of a particular programme or module.

Particular LL.M programmes have additional selection criteria and deadlines specific to those programmes.



Other programme-specific information

1. PAJ 801 is compulsory for students who completed an LLB/BProc degree at a South African university.
2. CMR 801 is compulsory for students who did not complete an LLB/ BProc at a South African university.
3. The mini-dissertation must comprise 13 000-15 000 words – including footnotes but excluding the list of contents and the bibliography.
4. The following are the core modules for this degree but not all of them are offered every year. Please contact the faculty to find out which of these modules will be offered.

SRC 802 Socio-economic rights in the SA Constitution (30 credits)

SRI 801 Socio-economic rights under comparative and international law (30 credits)

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.

Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM module will not be offered where on the first day of



lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one prescribed LLM module for a particular master's programme with another LLM module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.

Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules

A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 100

Fundamental modules

Research methodology 801 (RHP 801) - Credits: 5.00

Core modules

Post-apartheid jurisprudence 801 (PAJ 801) - Credits: 30.00

Socio-economic rights in the South African Constitution 802 (SRC 802) - Credits: 30.00

Socio-economic rights under comparative and international law 801 (SRI 801) - Credits: 30.00

Curriculum: Final year

Minimum credits: 100

Core modules

Mini-dissertation 800 (MND 800) - Credits: 100.00

Post-apartheid jurisprudence 801 (PAJ 801) - Credits: 30.00

Socio-economic rights in the South African Constitution 802 (SRC 802) - Credits: 30.00

Socio-economic rights under comparative and international law 801 (SRI 801) - Credits: 30.00

Research proposal 803 (RHP 803) - Credits: 5.00



LLM Option: Tax Law (Coursework) (04250120)

Duration of study 3 years

Contact Adv C Louw u02415895@up.ac.za +27 (0)124203111

Programme information

Closing date for applications: SA applicants (only) – 31 October

This programme is not available for international students.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LLM degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.
- Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty.

Admission requirements

An LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession.

?

Additional requirements

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the LLM degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

General admission requirements

In addition to an LLB, BProc or equivalent qualification from a foreign university that allows the applicant entrance to the formal legal profession, the following requirements are set for admission of a prospective student

to the LLM Coursework programme:

A minimum average mark of 65% with respect to the prescribed final-year modules of the undergraduate programme is required for admission to an LLM coursework programme.

Where an average of below 65% is achieved, the student may be admitted on recommendation of the relevant head of department after consultation with the programme coordinator and consideration of other merits (eg relevant professional experience; the applicant's performance in undergraduate modules related to the particular LLM; the candidate's performance in independent research essays or similar components) and/or an admission examination.

Linguistic competence, primarily in English; foreign applicants who did not complete undergraduate studies through the medium of English must show proof of competence in English at a minimum average level of 6 out of 10 for IELTS or a minimum total score of 83 in TOEFL calculated as follows: reading 21, listening 17, speaking 23 and writing 22. In any other instance where there is doubt as to the English linguistic competence of an applicant, the Dean may require the same proof as prescribed for foreign applicants.

Foreign qualifications are subject to SAQA evaluation. (Some LLM coursework programmes or modules as indicated in the yearbook may only be available to students who hold a relevant South African legal qualification.)

Even though a student may comply with the above requirements, the Dean may, on the recommendation of the head of department presenting a specific degree or module, refuse to accept a prospective student for any LLM programme if such a student's performance in the chosen modules or field of study during undergraduate study was not satisfactory. Alternatively, the Dean could set additional requirements with a view to admission

An admission examination may also be required in respect of a particular programme or module.

Particular LLM programmes have additional selection criteria and deadlines specific to those programmes.

Other programme-specific information

1. This is a selection programme and only selected applicants will be admitted to the programme.
2. Consult the Faculty of Economic and Management Sciences yearbook for an MCom in this regard.
3. The mini-dissertation must comprise a minimum of 15 000 words including footnotes but excluding the list of contents and the bibliography.

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.



Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an LLM module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students should be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the prescribed guidelines. The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may, on recommendation of the relevant Head of Department, allow a student to replace one prescribed LLM module for a particular master's programme with another LLM module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific LLM degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for non-legal components

In order to qualify for an LLM degree with non-legal components, the specific degree can at most include one non-legal module of the prescribed number of modules from a related field, and with the special permission from the Faculty Board.

Note that credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules



A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 120

Fundamental modules

Research methodology 801 (RHP 801) - Credits: 5.00

Core modules

General principles of tax 801 (TAX 801) - Credits: 40.00

Current issues in taxation 802 (TAX 802) - Credits: 15.00

Income and consumption taxes 803 (TAX 803) - Credits: 40.00

Curriculum: Year 2

Minimum credits: 200

Core modules

Research methodology 801 (RHP 801) - Credits: 5.00

Research proposal 803 (RHP 803) - Credits: 5.00

Mini-dissertation 804 (MND 804) - Credits: 70.00

General principles of tax 801 (TAX 801) - Credits: 40.00

Current issues in taxation 802 (TAX 802) - Credits: 15.00

Income and consumption taxes 803 (TAX 803) - Credits: 40.00

Curriculum: Final year

Minimum credits: 200

Core modules

General principles of income tax law 801 (ATL 801) - Credits: 30.00

Individual and corporate taxation 802 (CTI 802) - Credits: 30.00

Indirect taxation 802 (IDB 802) - Credits: 30.00

Mini-dissertation 803 (MND 803) - Credits: 130.00

Research proposal 803 (RHP 803) - Credits: 5.00

MPhil Medical Law and Ethics (Coursework) (04250078)

Duration of study 2 years

Contact

Prof PA Carstens pieter.carstens@up.ac.za +27 (0)124204067

Prof GP Stevens philip.stevens@up.ac.za +27 (0)124202717

Programme information

Closing date for applications: SA and non-SA applicants – 31 August.

This programme is available for international students.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the



first year of registration).

- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LLM degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.
- Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty.

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the MPhil degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

Admission requirements

At least an honours degree in an academic discipline relevant to legal aspects in South Africa or Africa as well as to the contents of the specific MPhil (coursework) programme,

OR

any other qualification in an academic discipline relevant to legal aspects in South Africa or Africa as well as to the contents of the specific MPhil (coursework) programme that allows admission to a master's programme at the institution where the undergraduate qualification was obtained. If the duration of that qualification is less than four years, substantial proven practical or professional experience in legal aspects in South Africa or Africa will furthermore be required, subject to the discretion of the Dean.

Additional requirements

Please contact the Faculty with regard to specific requirements pertaining to the MPhil degree programmes.

Other programme-specific information

1. This is a selection programme and only selected applicants will be admitted to the programme.
2. This programme will be offered only if the required resources are available.
3. The mini-dissertation must comprise 13 000-15 000 words – including footnotes but excluding the list of contents and the bibliography.

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no

supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.

Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an MPhil module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students must be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the guidelines referred to in paragraph (a). The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM or MPhil module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may on recommendation of the relevant Head of Department allow a student to replace one prescribed /MPhil module for a particular LLM/MPhil programme with another LLM/MPhil module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty.



Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific MPhil degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for another degree

Note that with regard to the above paragraphs, credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules

A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 100

Fundamental modules

[Research methodology 801 \(RHP 801\)](#) - Credits: 5.00

Core modules

[Theory and practice of medical law and medical ethics 811 \(PBL 811\)](#) - Credits: 30.00

[Access to healthcare and medical malpractice litigation 812 \(PBL 812\)](#) - Credits: 30.00

Curriculum: Final year

Minimum credits: 100

Core modules

[Mini-dissertation 800 \(MND 800\)](#) - Credits: 100.00

[Research proposal 803 \(RHP 803\)](#) - Credits: 5.00

[Theory and practice of medical law and medical ethics 811 \(PBL 811\)](#) - Credits: 30.00

[Access to healthcare and medical malpractice litigation 812 \(PBL 812\)](#) - Credits: 30.00

MPhil MPhil (04250002)

Duration of study 1 year

Programme information

If admitted, a student can register immediately for the MPhil programme. The following two or three modules must be registered for and completed within one year of registration:

1. Research methodology (RHP 802) offered by the Faculty of Law.

(If the student can show sufficient evidence of competence in research skills required at postgraduate level the Postgraduate Committee of the Faculty of Law on recommendation of the supervisor, may exempt the student from this module.)

2. Research proposal and oral defence of the research proposal (RHP 804).

An oral defence of the research proposal including an assessment of the feasibility of the dissertation statement,

research question or questions and argument to be developed in the MPhil dissertation is required. A draft research proposal including a bibliography that covers the main fields to be covered by the study, the dissertation statement, research question or questions and argument must be sent to the examination panel three weeks prior to the oral defence. (Such a draft research proposal must first be approved by the supervisor.) The student must convince the adjudicating panel of the feasibility of the topic and his or her knowledge of the research subject and ability to conduct the research. Where required by the panel, the draft proposal must be further reworked in light of the comments at the oral defence and a final proposal submitted to the satisfaction of the supervisor before the student may embark on the writing of the dissertation. (No exemption can be granted from this requirement.)

A student who does not complete the abovementioned two modules within one year of registration may be excluded from the Faculty and if he/she seeks readmission to the Faculty, may submit a written request to the Dean that his/her application for readmission to the Faculty be considered in terms of the set procedure.

3. Structured research proposal preparation (RHP 806) (non-credit-bearing)

The supervisor may prescribe that a particular student must follow a structured programme to be determined by the supervisor and approved by the Postgraduate Committee. The supervisor may also set the requirements, as approved by the Postgraduate Committee, for complying with the module.

Admission requirements

At least an honours degree in an academic discipline relevant to legal aspects in South Africa or Africa as well as to the contents of the specific MPhil (coursework) programme,

OR

any other qualification in an academic discipline relevant to legal aspects in South Africa or Africa as well as to the contents of the specific MPhil (coursework) programme that allows admission to a master's programme at the institution where the undergraduate qualification was obtained. If the duration of that qualification is less than four years, substantial proven practical or professional experience in legal aspects in South Africa or Africa will furthermore be required, subject to the discretion of the Dean.

Foreign qualifications are subject to SAQA evaluation.

A candidate will only be admitted to the MPhil programme if he/she complies with the standard of competence in applicable subjects as determined by the head of department, also taking into account the candidate's academic record and any applicable experience.

A candidate will only be admitted to the MPhil programme if the Faculty can provide a suitable supervisor in light of the applicant's preliminary research proposal.

Additional requirements

Also consult General Regulations G.30-G.56 as well as the LLM/MPhil Policy document of the Faculty of Law.

Research information

With regard to the curriculum, the relevant General Regulations apply and the dissertation counts 100% for the final mark. The dissertation consists of 36 000-48 000 words – including footnotes but excluding the list of contents and the bibliography. The topic of the dissertation must be relevant to a discipline in the field of legal studies, and be approved by the Dean. The final copy of the dissertation must be accompanied by a proof of submission of an article to a journal. The article must be based on the research that the student has conducted



for the dissertation and be approved by the supervisor.

Agreement

A written agreement between the student and supervisor should be signed. The document serves as the basis for the interaction between the student and the supervisor. It indicates their individual roles, responsibilities and expectations and making it clear that they are entering into a binding undertaking with each other. The supervisor has the responsibility to ensure that the mini-dissertation is properly prepared by the student.

Pass with distinction

For the degree to be awarded with distinction a student must obtain a minimum of 75% for the dissertation.

Curriculum: Year 1

Minimum credits: 100

Fundamental modules

Research methodology 802 (RHP 802) - Credits: 5.00

Research proposal and oral defence of the research proposal 804 (RHP 804) - Credits: 0.00

Core modules

Dissertation: Law 890 (MPI 890) - Credits: 200.00

Curriculum: Final year

Minimum credits: 100

Core modules

Dissertation: Law 890 (MPI 890) - Credits: 200.00

MPhil Option: Environmental Law (Coursework) (04251006)

Duration of study 2 years

Contact Prof MJ Murcott u12367207@tuks.co.za +27 (0)124202415

Programme information

Closing date for applications: SA applicants and non-SA applicants – 31 August.

This programme is available for international students.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LLM degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or



before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.

- Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty.

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the MPhil degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

Additional requirements

Please contact the Faculty with regard to specific requirements pertaining to the MPhil degree programmes.

Other programme-specific information

The mini-dissertation must comprise 13 000-15 000 words – including footnotes but excluding the list of contents and the bibliography.

One of a specified list of modules may be substituted with any other LLM coursework module as recommended by the programme coordinator and approved by the head of department.

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.

Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an MPhil module may be

presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students must be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the guidelines referred to in paragraph (a). The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM or MPhil module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may on recommendation of the relevant Head of Department allow a student to replace one prescribed /MPhil module for a particular LLM/MPhil programme with another LLM/MPhil module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific MPhil degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for another degree

Note that with regard to the above paragraphs, credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules

A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 60



Fundamental modules

Research methodology 801 (RHP 801) - Credits: 5.00

Core modules

Environmental law 802 (ENL 802) - Credits: 30.00

Strategic environmental management 822 (ENS 822) - Credits: 15.00

Environmental law 816 (ENV 816) - Credits: 15.00

Elective modules

Administrative law 802 (ASL 802) - Credits: 30.00

Socio-economic rights in the South African Constitution 802 (SRC 802) - Credits: 30.00

Curriculum: Final year

Minimum credits: 60

Core modules

Environmental law 802 (ENL 802) - Credits: 30.00

Strategic environmental management 822 (ENS 822) - Credits: 15.00

Mini-dissertation 800 (MND 800) - Credits: 100.00

Research proposal 803 (RHP 803) - Credits: 5.00

Environmental law 816 (ENV 816) - Credits: 15.00

Elective modules

Administrative law 802 (ASL 802) - Credits: 30.00

Socio-economic rights in the South African Constitution 802 (SRC 802) - Credits: 30.00

MPhil Option: Human Rights and Democratisation in Africa (Coursework) (04251020)

Duration of study 1 year

Contact Prof UM Killander magnus.killander@up.ac.za +27 (0)124205407

Programme information

Closing date for applications: 30 June

This programme is available for international students.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LLM degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or



before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.

- Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty.

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the MPhil degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

Admission requirements

At least an honours degree in an academic discipline relevant to legal aspects in South Africa or Africa as well as to the contents of the specific MPhil (coursework) programme,

OR

any other qualification in an academic discipline relevant to legal aspects in South Africa or Africa as well as to the contents of the specific MPhil (coursework) programme that allows admission to a master's programme at the institution where the undergraduate qualification was obtained. If the duration of that qualification is less than four years, substantial proven practical or professional experience in legal aspects in South Africa or Africa will furthermore be required, subject to the discretion of the Dean.

Additional requirements

Please contact the Faculty with regard to specific requirements pertaining to the MPhil degree programmes.

Other programme-specific information

This is a selection programme and only selected applicants will be admitted to the programme.

The mini-dissertation must comprise 18 000-20 000 words – including footnotes but excluding the list of contents and the bibliography. (The methodology and content of the mini-dissertation should reflect a multidisciplinary perspective on human rights.)

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and

these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.

Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an MPhil module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students must be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the guidelines referred to in paragraph (a). The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM or MPhil module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may on recommendation of the relevant Head of Department allow a student to replace one prescribed /MPhil module for a particular LLM/MPhil programme with another LLM/MPhil module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific MPhil degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with



the requirements of this Faculty.

Credit for another degree

Note that with regard to the above paragraphs, credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules

A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Final year

Minimum credits: 250

Core modules

Accredited course in human rights 802 (ACH 802) - Credits: 15.00

Applied human rights 801 (AHR 801) - Credits: 15.00

Democratisation in Africa 801 (DIA 801) - Credits: 15.00

Human rights in Africa 801 (HRA 801) - Credits: 15.00

International and comparative human rights 801 (ICH 801) - Credits: 15.00

Mini-dissertation 802 (MND 802) - Credits: 100.00

Research methodology for human rights 801 (NRM 801) - Credits: 5.00

Introduction to the South African legal system and Bill of Rights 801 (RVM 801) - Credits: 15.00

Research proposal 803 (RHP 803) - Credits: 5.00

MPhil Option: Law and Political Justice (Coursework) (04250090)

Duration of study 2 years

Contact Prof K van Marle karin.vanmarle@up.ac.za +27 (0)124202393

Programme information

Closing date for applications: SA applicants – 31 October; non-SA applicants – 31 August.

This programme is available for international students.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LLM degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or



before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.

- Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty.

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the MPhil degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

Admission requirements

At least an honours degree in an academic discipline relevant to legal aspects in South Africa or Africa as well as to the contents of the specific MPhil (coursework) programme,

OR

any other qualification in an academic discipline relevant to legal aspects in South Africa or Africa as well as to the contents of the specific MPhil (coursework) programme that allows admission to a master's programme at the institution where the undergraduate qualification was obtained. If the duration of that qualification is less than four years, substantial proven practical or professional experience in legal aspects in South Africa or Africa will furthermore be required, subject to the discretion of the Dean.

Additional requirements

Please contact the Faculty with regard to specific requirements pertaining to the MPhil degree programmes.

Other programme-specific information

The mini-dissertation must comprise 13 000-15 000 words – including footnotes but excluding the list of contents and the bibliography.

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of the Postgraduate Committee also determine the research topic and the scope of the proposed research.



Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an MPhil module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students must be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the guidelines referred to in paragraph (a). The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM or MPhil module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may on recommendation of the relevant Head of Department allow a student to replace one prescribed /MPhil module for a particular LLM/MPhil programme with another LLM/MPhil module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific MPhil degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for another degree

Note that with regard to the above paragraphs, credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.



Re-registration for modules

A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 60

Fundamental modules

Research methodology 801 (RHP 801) - Credits: 5.00

Core modules

Global perspectives on law, justice and development 802 (LRD 802) - Credits: 30.00

Post-apartheid jurisprudence 801 (PAJ 801) - Credits: 30.00

Curriculum: Final year

Minimum credits: 60

Core modules

Global perspectives on law, justice and development 802 (LRD 802) - Credits: 30.00

Mini-dissertation 800 (MND 800) - Credits: 100.00

Post-apartheid jurisprudence 801 (PAJ 801) - Credits: 30.00

Research proposal 803 (RHP 803) - Credits: 5.00

MPhil Option: Multidisciplinary Human Rights (04251021)

Duration of study 2 years

Contact

Prof FJ Viljoen	frans.viljoen@up.ac.za	+27 (0)124203228
Prof M Hansungule	michelo.hansungule@up.ac.za	+27 (0)124204532

Programme information

Closing date for applications: SA applicants – 31 October; non-SA applicants – 31 August.

This programme is available for international students.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year of registration).
- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LL.M degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content



of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.

- Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty.

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the MPhil degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

Admission requirements

At least an honours degree in an academic discipline relevant to legal aspects in South Africa or Africa as well as to the contents of the specific MPhil (coursework) programme,

OR

any other qualification in an academic discipline relevant to legal aspects in South Africa or Africa as well as to the contents of the specific MPhil (coursework) programme that allows admission to a master's programme at the institution where the undergraduate qualification was obtained. If the duration of that qualification is less than four years, substantial proven practical or professional experience in legal aspects in South Africa or Africa will furthermore be required, subject to the discretion of the Dean.

Additional requirements

Please contact the Faculty with regard to specific requirements pertaining to the MPhil degree programmes.

Other programme-specific information

The mini-dissertation must comprise 13 000-15 000 words – including footnotes but excluding the list of contents and the bibliography. (The methodology and content of the mini-dissertation should reflect a multidisciplinary perspective on human rights.)

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The relevant head of department must recommend a supervisor and title for a mini-dissertation and these must be approved by the Postgraduate Committee. The mini-dissertation must be assessed and finalised as set out in the Faculty Board-approved LLM Policy Document of the Faculty. Mini-dissertations, where required, must be submitted in the format determined by the supervisor and approved by the Postgraduate Committee. The supervisor may likewise and subject to the approval of

the Postgraduate Committee also determine the research topic and the scope of the proposed research.

Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an MPhil module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students must be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the guidelines referred to in paragraph (a). The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM or MPhil module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may on recommendation of the relevant Head of Department allow a student to replace one prescribed /MPhil module for a particular LLM/MPhil programme with another LLM/MPhil module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific MPhil degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for another degree

Note that with regard to the above paragraphs, credit will not be given for modules which form part of another



degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules

A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 100

Fundamental modules

Research methodology 801 (RHP 801) - Credits: 5.00

Core modules

Multidisciplinary human rights 801 (MHR 801) - Credits: 30.00

Elective modules

Global perspectives on law, justice and development 802 (LRD 802) - Credits: 30.00

Post-apartheid jurisprudence 801 (PAJ 801) - Credits: 30.00

Socio-economic rights in the South African Constitution 802 (SRC 802) - Credits: 30.00

Socio-economic rights under comparative and international law 801 (SRI 801) - Credits: 30.00

Curriculum: Final year

Minimum credits: 100

Core modules

Multidisciplinary human rights 801 (MHR 801) - Credits: 30.00

Mini-dissertation 800 (MND 800) - Credits: 100.00

Research proposal 803 (RHP 803) - Credits: 5.00

Elective modules

Global perspectives on law, justice and development 802 (LRD 802) - Credits: 30.00

Post-apartheid jurisprudence 801 (PAJ 801) - Credits: 30.00

Socio-economic rights in the South African Constitution 802 (SRC 802) - Credits: 30.00

Socio-economic rights under comparative and international law 801 (SRI 801) - Credits: 30.00

MPhil Option: Sexual and Reproductive Rights in Africa (Coursework) (04251022)

Duration of study 2 years

Contact

Prof FJ Viljoen frans.viljoen@up.ac.za +27 (0)124203228

Prof CG Ngwena charles.ngwena@up.ac.za +27 (0)514367357

Programme information

Closing date for applications: SA applicants - 31 October; non-SA applicants - 31 August.

This programme is available for international students.

Unless stated otherwise, the curriculum will generally consist of:

- Three modules counting 30 credits each (at least one of these modules must be completed during the first year)



of registration).

- A module in research methodology (RHP 801) counting 5 credits (this module must be completed during the first year of registration).
- A research proposal (RHP 803) counting 5 credits. The student must submit the research proposal (RHP 803) to the supervisor not later than the end of the first semester of the second year of registration for the LLM degree, prior to commencing with the writing of the mini-dissertation. This period may be extended with the approval of the head of department.
- A mini-dissertation is required. The examination copy of the mini-dissertation must be submitted to the Student Administration not later than the end of October for the Autumn Graduation Ceremony and the end of April for the Spring Graduation Ceremony and end of August for the December ceremony. After approval of the examination copy of the mini-dissertation, a final version must be submitted to Student Administration on or before 15 February for the Autumn Graduation Ceremony and 15 July for the Spring Graduation Ceremony and 15 November for the December graduation ceremony. This mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Postgraduate Committee on recommendation of the head of department.
- Also consult General Regulations G.30-G.56 as well as the LLM Policy Document of the Faculty.

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the MPhil degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

Admission requirements

At least an honours degree in an academic discipline relevant to legal aspects in South Africa or Africa as well as to the contents of the specific MPhil (coursework) programme,

OR

any other qualification in an academic discipline relevant to legal aspects in South Africa or Africa as well as to the contents of the specific MPhil (coursework) programme that allows admission to a master's programme at the institution where the undergraduate qualification was obtained. If the duration of that qualification is less than four years, substantial proven practical or professional experience in legal aspects in South Africa or Africa will furthermore be required, subject to the discretion of the Dean.

Additional requirements

Please contact the Faculty with regard to specific requirements pertaining to the MPhil degree programmes.

Other programme-specific information

1. This is a selection programme and only selected applicants will be admitted to the programme.
2. The programme will be offered as a part-time, distance education programme, with a block session of one week (30 contact hours) per module.
3. The mini-dissertation must comprise 18 000-20 000 words – including footnotes but excluding the list of contents and the bibliography. (The methodology and content of the mini-dissertation should reflect a

multidisciplinary perspective on human rights.)

Examinations and pass requirements

In the event of having failed all modules during a particular year of study, a student will only be allowed to continue with his/her studies with the consent of the Postgraduate Committee. Although no supplementary examination will be granted with regard to LLM and MPhil modules, the General Regulations (Regulation G.12.3 and G.12.6) apply with regard to special and ancillary examinations.

Research information

The duration of the programme will in general be four semesters (2 years) but may be completed within two semesters (1 year) where possible, subject to fulfilment of all the requirements for the degree and payment of the full amount prescribed for the MPhil degree. Programmes may also be structured to allow for one year of study only. The one- or two-year period may only be extended by the Postgraduate Committee on recommendation of the Head of Department based on good reason shown and if it is clear that the student will be able to complete the programme in a further year of study.

Pass with distinction

For the degree to be awarded with distinction a student must obtain an average of at least 75% for all the coursework modules, as well as a minimum of 75% for the mini-dissertation. The modules must have been written for the first time.

General information

Language policy

The medium of instruction will be English. However, should circumstances allow it, an MPhil module may be presented in Afrikaans. The Dean, in consultation with the relevant head of department, determines the language policy.

Period of registration

At the commencement of a particular module students must be registered for that module and attend the lectures. Alternatively, the permission of the programme coordinator or head of the department should be obtained before a student may be allowed to follow a specific module in a another year of study.

Limiting of modules on offer in a particular academic year and availability to foreign students

The Dean determines which modules will be presented each year, taking into consideration the availability of lecturing personnel, space and financial implications and/or other circumstances. The Dean may, on recommendation of the relevant head of department, determine the maximum number of registrations for a specific elective module in terms of the guidelines referred to in paragraph (a). The Dean may also, on recommendation of the relevant head of department, determine that a particular LLM or MPhil module will not be offered where on the first day of lectures four or fewer students are registered for such module.

In the case of foreign students additional requirements may be set by the Dean and the modules available to such students may also be limited.

Replacement of modules

The Dean may on recommendation of the relevant Head of Department allow a student to replace one prescribed



/MPhil module for a particular LLM/MPhil programme with another LLM/MPhil module where such an exception is not otherwise permitted, on condition that good cause is shown why such an exception is required.

Credit for modules completed at another institution

The Dean may, on the recommendation of the relevant head of department, credit a student for a maximum of two modules completed at another institution on condition that it complies with the requirements of this Faculty. Where such modules do not bear the same titles as modules offered at this Faculty, modules with substantially the same content as determined by the relevant head of department may be granted credit in their place, or where, in the absence of such closely related modules, modules that are still relevant within the broad ambit of a specific MPhil degree may be granted credit under special codes for the purposes of such a degree. Additional requirements may also be set before any such module will be granted credit in order to ensure compliance with the requirements of this Faculty.

Credit for another degree

Note that with regard to the above paragraphs, credit will not be given for modules which form part of another degree where the student has already complied with the requirements of such a degree. This rule is also applicable in instances where the student is currently also registered for another degree.

Re-registration for modules

A student may not register more than twice for the same module. In order to pass a module the student must obtain a final mark of 50%.

Curriculum: Year 1

Minimum credits: 250

Fundamental modules

[Research methodology for human rights 801](#) (NRM 801) - Credits: 5.00

Core modules

[Mini-dissertation 802](#) (MND 802) - Credits: 100.00

[Research proposal 803](#) (RHP 803) - Credits: 5.00

[Applying human rights principles to selected sexual rights and sexuality issues in Africa 805](#) (HRA 805) - Credits: 15.00

[Applying human rights principles to selected rights of sexual minorities in Africa 806](#) (HRA 806) - Credits: 15.00

Curriculum: Final year

Minimum credits: 250

Core modules

[Mini-dissertation 802](#) (MND 802) - Credits: 100.00

[Research methodology for human rights 801](#) (NRM 801) - Credits: 5.00

[Research proposal 803](#) (RHP 803) - Credits: 5.00

[Applying human rights principles to selected sexual rights and sexuality issues in Africa 805](#) (HRA 805) - Credits: 15.00

[Applying human rights principles to selected rights of sexual minorities in Africa 806](#) (HRA 806) - Credits: 15.00

Doctorate

DPhil DPhil (04260002)

Duration of study 2 years

Programme information

If admitted, a student can register immediately for the DPhil programme. The following two or three modules must be registered for and completed within one year of registration:

1. Research methodology (RHP 902) offered by the Faculty of Law

If the student can show sufficient evidence of competence in research skills required at postgraduate level the Postgraduate Committee of the Faculty of Law, on recommendation of the supervisor, may exempt the student from this module.

2. Research proposal and oral defence of the research proposal (RHP 904)

An oral defence of the research proposal including an assessment of the feasibility of the thesis statement, research question or questions and argument to be developed in the DPhil thesis is required. A draft research proposal including a bibliography that covers the main fields to be covered by the study, the thesis statement, research question or questions and argument must be sent to the examination panel three weeks prior to the oral defence. (Such a draft research proposal must first be approved by the supervisor.) The student must convince the adjudicating panel of the feasibility of the topic and his or her knowledge of the research subject and ability to conduct the research. Where required by the panel, the draft proposal must be further reworked in light of the comments at the oral defence and a final proposal submitted to the satisfaction of the supervisor before the student may embark on the writing of the thesis. (No exemption can be granted from this requirement).

A student who does not complete the abovementioned two modules within one year of registration may be excluded from the Faculty and if he/she seeks readmission to the Faculty, may submit a written request to the Dean that his/her application for readmission to the Faculty be considered in terms of the set procedure.

3. Structured research proposal preparation (RHP 906) (non-credit-bearing)

The supervisor may prescribe that a particular student must follow a structured programme to be determined by the supervisor and approved by the Postgraduate Committee. The supervisor may also set the requirements, as approved by the Postgraduate Committee, for complying with the module.

The criterion for the award of the doctorate is original research. The degree will not be conferred until work equivalent to at least two years of study has been completed.

Also consult General Regulations G.42-G.56.

Additional requirements

Subject to the stipulations of the relevant General Regulations, a candidate for the DPhil programme must be in possession of at least an MPhil degree, or an equivalent degree.

Foreign qualifications are subject to SAQA evaluation.

The Faculty Board may grant exemption from the above conditions.

A candidate will only be admitted to the DPhil programme if he/she complies with a standard of competence in applicable subjects as determined by the head of department, also taking into account the candidate's academic record and any applicable experience.

A candidate will only be admitted to the DPhil programme if the Faculty can provide a suitable supervisor in light



of the applicant's preliminary research proposal.

Pass with distinction

Thesis and article

The DPhil degree is conferred by virtue of a thesis, and an oral defence of the thesis. The topic of the thesis must be relevant to a discipline in the field of legal studies, and be approved by the Dean. (See the relevant General Regulation for finalisation of the thesis.) The final copy of the thesis must be accompanied by a proof of submission of an article to an accredited journal. The article must be based on the research that the student has conducted for the thesis and be approved by the supervisor.

Agreement

A written agreement between the student and supervisor should be signed. The document serves as the basis for the interaction between the student and the supervisor. It indicates their individual roles, responsibilities and expectations and making it clear that they are entering into a binding undertaking with each other. The supervisor has the responsibility to ensure that the thesis is properly prepared by the student.

Oral defence of the thesis

After receipt of the reports of the external examiners, the supervisor arranges an oral defence opportunity for the candidate chaired by the head of department, during which the candidate is required to do a presentation in defence of the thesis.

Curriculum: Year 1

Minimum credits: 200

Fundamental modules

[Research methodology 902](#) (RHP 902) - Credits: 5.00

[Research proposal and oral defence of the research proposal 904](#) (RHP 904) - Credits: 5.00

Core modules

[Thesis and oral defence: Law 990](#) (DPI 990) - Credits: 360.00

Curriculum: Final year

Minimum credits: 200

Core modules

[Thesis and oral defence: Law 990](#) (DPI 990) - Credits: 360.00

LLD Law (04260001)

Duration of study 2 years

Programme information

Registration and renewal of registration

If admitted, a student can register immediately for the LLD programme. The following two or three modules must be registered for and completed within one year of registration:

1. Research methodology (RHP 902) offered by the Faculty of Law.

If the student can show sufficient evidence of competence in research skills required at postgraduate level the Postgraduate Committee of the Faculty of Law on recommendation of the supervisor, may exempt the student from this module.



2. Research proposal and oral defence of the research proposal (RHP 904).

An oral defence of the research proposal including an assessment of the feasibility of the thesis statement, research question or questions and argument to be developed in the LLD thesis is required. A draft research proposal including a bibliography that covers the main fields to be covered by the study, the thesis statement, research question or questions and argument must be sent to the examination panel three weeks prior to the oral defence. (Such a draft research proposal must first be approved by the supervisor.) The student must convince the adjudicating panel of the feasibility of the topic and his or her knowledge of the research subject and ability to conduct the research. Where required by the panel, the draft proposal must be further reworked in light of the comments at the oral defence and a final proposal submitted to the satisfaction of the supervisor before the student may embark on the writing of the thesis. (No exemption can be granted from this requirement).

A student who does not complete the abovementioned two modules within one year of registration may be excluded from the Faculty and if he/she seeks readmission to the Faculty, may submit a written request to the Dean that his/her application for readmission to the Faculty be considered in terms of the set procedure.

3. Structured research proposal preparation (RHP 906) (non-credit-bearing)

The supervisor may prescribe that a particular student must follow a structured programme to be determined by the supervisor and approved by the Postgraduate Committee. The supervisor may also set the requirements, as approved by the Postgraduate Committee, for complying with the module.

The criterion for the award of the doctorate is original research. The degree will not be conferred until work equivalent to at least two years of study has been completed.

Admission requirements

Subject to the stipulations of the General Regulations, a candidate for the LLD programme must be in possession of at least an LLM degree or an equivalent degree from a foreign university.

Foreign qualifications are subject to SAQA evaluation.

Admission to the different funding groups takes place according to a selection process based *inter alia* on a candidate's academic record experience and the merit of the research topic.

A candidate will only be admitted to the LLD programme if he/she complies with a standard of competence in applicable subjects as determined by the head of department also taking into account the candidate's academic record and any applicable experience.

A candidate will only be admitted to the LLD programme if the Faculty can provide a suitable supervisor in light of the applicant's preliminary research proposal.

Research information

Thesis and article

The LLD degree is conferred by virtue of a thesis, and an oral defence of the thesis. The topic of the thesis must be selected from the fields of study, and be approved by the Dean. (See the relevant General Regulations for finalisation of the thesis.)

The final copy of the thesis must be accompanied by a proof of submission of an article to an accredited journal. The article must be based on the research that the student has conducted for the thesis and be approved by the



supervisor.

Agreement

A written agreement between the student and supervisor should be signed. The document serves as the basis for the interaction between the student and the supervisor. It indicates their individual roles, responsibilities and expectations and making it clear that they are entering into a binding undertaking with each other. The supervisor has the responsibility to ensure that the thesis is properly prepared by the student.

Oral defence of the thesis

After receipt of the reports of the external examiners, the supervisor arranges an oral defence opportunity for the candidate chaired by the head of department, during which the candidate is required to do a presentation in defence of the thesis (see the relevant General Regulation).

Curriculum: Year 1

Minimum credits: 400

Fundamental modules

[Research methodology 902 \(RHP 902\)](#) - Credits: 5.00

[Research proposal and oral defence of the research proposal 904 \(RHP 904\)](#) - Credits: 5.00

Core modules

[Thesis and oral defence: Law 990 \(LLD 990\)](#) - Credits: 360.00

Curriculum: Final year

Minimum credits: 400

Core modules

[Thesis and oral defence: Law 990 \(LLD 990\)](#) - Credits: 360.00



Modules

Labour law 210 (ABR 210)

Qualification	Undergraduate
Module credits	15.00
Prerequisites	No prerequisites.
Contact time	4 lectures per week
Language of tuition	Both Afr and Eng
Academic organisation	Mercantile Law
Period of presentation	Semester 1

Module content

*For LLB and BA/BCom specialising in law (a) Introduction to mercantile law (b) Basic principles in respect of individual labour law (c) General principles in respect of collective labour law (d) Resolution of labour disputes (e) Arbitration procedures in respect of labour disputes

Labour law 311 (ABR 311)

Qualification	Undergraduate
Module credits	20.00
Programmes	BCom Economic and Management Sc
Service modules	Faculty of Engineering, Built Environment and Information Technology Faculty of Economic and Management Sciences Faculty of Humanities
Prerequisites	No prerequisites.
Contact time	1 tutorial every 2nd week, 2 lectures per week
Language of tuition	Both Afr and Eng
Academic organisation	Mercantile Law
Period of presentation	Semester 1

Module content

Basic principles of the employment contract. Collective labour law. Statutory conditions of employment. Individual labour disputes. Collective labour disputes. Settlement procedures.

Labour Law 410 (ABR 410)

Qualification	Undergraduate
Module credits	10.00
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	Both Afr and Eng



Academic organisation Mercantile Law

Period of presentation Semester 1

Module content

*For LLB

- a) Individual labour law
- b) Collective labour law
- c) Resolution of labour disputes

Fundamental labour law 420 (ABR 420)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Language of tuition Both Afr and Eng

Academic organisation Mercantile Law

Period of presentation Semester 2

Module content

*For LLB (a) Right to fair labour practices (b) Right to organise and associate (c) Right to collective bargaining (d) Right to strike (e) Right not to be unfairly dismissed

Accredited course in human rights 802 (ACH 802)

Qualification Postgraduate

Module credits 20.00

Programmes
[MPhil Option: Human Rights and Democratisation in Africa \(Coursework\)](#)
[LLM Option: Human Rights and Democratisation in Africa \(Coursework\)](#)
[MPhil Option: Human Rights and Democratisation in Africa \(Coursework\)](#)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition English

Academic organisation Centre for Human Rights

Period of presentation Semester 2

Module content

During the second semester of the programme, students follow prescribed academic modules at the universities to which they are allocated and undertake internships with human rights organisations if so required.

Accredited module 802 (ADC 802)

Qualification Postgraduate

Module credits 30.00



Programmes [LLM Option: International Trade and Investment Law in Africa \(Coursework\)](#)
[LLM Option: International Trade and Investment Law in Africa \(Coursework\)](#)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition English

Academic organisation Centre for Human Rights

Period of presentation Semester 2

Module content

During the second semester of the programme, a student may complete an applicable module at an international institution.

Administrative law 310 (ADR 310)

Qualification Undergraduate

Module credits 10.00

Service modules Faculty of Economic and Management Sciences

Prerequisites No prerequisites.

Language of tuition Both Afr and Eng

Academic organisation Public Law

Period of presentation Semester 1

Module content

*For LLB and BAdmin

An overview of judicial review of administrative action in light of the Constitution and the Promotion of Administrative Justice Act 3 of 2000, with a focus on the legitimate scope of such judicial review and the grounds for judicial review.

Afrikaans 110 (AFR 110)

Qualification Undergraduate

Module credits 12.00

Programmes [BDiv Theology](#)

Service modules Faculty of Engineering, Built Environment and Information Technology
Faculty of Education
Faculty of Economic and Management Sciences
Faculty of Law
Faculty of Health Sciences

Prerequisites No prerequisites.

Contact time 2 lectures per week, 2 discussion classes per week

Language of tuition Afrikaans



Academic organisation Afrikaans

Period of presentation Semester 1

Module content

Taalkundekomponent: Inleiding tot die Afrikaanse taalkunde met klem op lees-en skryfvaardigheid.

Letterkundekomponent: Inleiding tot die Afrikaanse en Nederlandse letterkunde aan die hand van kortverhale en gedigte.

Afrikaans 114 (AFR 114)

Qualification Undergraduate

Module credits 12.00

Programmes [BCom Law](#)

Service modules Faculty of Economic and Management Sciences
Faculty of Law

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Afrikaans

Academic organisation Afrikaans

Period of presentation Semester 1

Module content

Afrikaans for speakers of other languages (1) *No mother tongue speakers of Afrikaans will be allowed to take this module. A subject for advanced learners of Afrikaans. A basic knowledge of Afrikaans grammar and listening, reading, writing and speaking skills are required.

Afrikaans 120 (AFR 120)

Qualification Undergraduate

Module credits 12.00

Programmes [BDiv Theology](#)

Service modules Faculty of Engineering, Built Environment and Information Technology
Faculty of Education
Faculty of Economic and Management Sciences
Faculty of Law
Faculty of Health Sciences

Prerequisites No prerequisites.

Contact time 2 lectures per week, 2 discussion classes per week

Language of tuition Afrikaans

Academic organisation Afrikaans

Period of presentation Semester 2



Module content

Taalkundekomponent: Inleiding tot die Afrikaanse sintaksis, fonetiek en taalgeskiedenis.

Letterkundekomponent: Inleiding tot die Romankuns Inleiding tot die Drama

Alternative dispute resolution 420 (AGF 420)

Qualification	Undergraduate
Module credits	10.00
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	English
Academic organisation	Procedural Law
Period of presentation	Semester 2

Module content

*For LLB Theory pertaining to negotiating, mediation and arbitration as well as the theoretical and practical implementation thereof in various legal fields such as criminal law, matrimonial law, international law, labour law and sectional title law.

Applied human rights 801 (AHR 801)

Qualification	Postgraduate
Module credits	20.00
Programmes	MPhil Option: Human Rights and Democratisation in Africa (Coursework) LLM Option: Human Rights and Democratisation in Africa (Coursework) MPhil Option: Human Rights and Democratisation in Africa (Coursework)
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	English
Academic organisation	Centre for Human Rights
Period of presentation	Semester 1

Module content

In this module, the principles and practice of international criminal law are discussed; students also undertake a visit to and report on the situation in a selected African state where they are exposed to the practical application of human rights, democratisation or international criminal law.

Advanced international law 802 (AIL 802)

Qualification	Postgraduate
Module credits	30.00



Programmes LLM Option: International Air, Space and Telecommunications Law (Coursework)
LLM Option: International Air, Space and Telecommunications Law (Coursework)
LLM Option: International Humanitarian Law and Human Rights in Military Operations (Coursework)
LLM Option: International Law (Coursework)

Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	Double Medium
Academic organisation	Public Law
Period of presentation	Semester 1 or Semester 2

Module content

The topics covered include:

- (a) International humanitarian law
- (b) Use of force
- (c) Terrorism
- (d) Humanitarian intervention
- (e) Extradition
- (f) Diplomatic law

Academic information management 101 (AIM 101)

Qualification	Undergraduate
Module credits	6.00
Programmes	BVeterinary Science Veterinary Science
Service modules	Faculty of Engineering, Built Environment and Information Technology Faculty of Education Faculty of Economic and Management Sciences Faculty of Humanities Faculty of Law Faculty of Health Sciences Faculty of Natural and Agricultural Sciences Faculty of Theology Faculty of Veterinary Science
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	Both Afr and Eng
Academic organisation	Information Science
Period of presentation	Semester 1



Module content

Find, evaluate, process, manage and present information resources for academic purposes using appropriate technology. Apply effective search strategies in different technological environments. Demonstrate the ethical and fair use of information resources. Integrate 21st-century communications into the management of academic information.

Academic information management 102 (AIM 102)

Qualification Undergraduate

Module credits 6.00

Programmes [BConsumer Science Foods: Retail Management](#)

Service modules Faculty of Education
Faculty of Economic and Management Sciences
Faculty of Humanities
Faculty of Law
Faculty of Health Sciences
Faculty of Natural and Agricultural Sciences
Faculty of Theology
Faculty of Veterinary Science

Contact time 2 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Information Science

Period of presentation Semester 2

Module content

Find, evaluate, process, manage and present information resources for academic purposes using appropriate technology. Apply effective search strategies in different technological environments. Demonstrate the ethical and fair use of information resources. Integrate 21st-century communications into the management of academic information.

Academic information management 111 (AIM 111)

Qualification Undergraduate

Module credits 4.00

Programmes [BDiv Theology](#)

Service modules Faculty of Engineering, Built Environment and Information Technology
Faculty of Education
Faculty of Economic and Management Sciences
Faculty of Humanities
Faculty of Law
Faculty of Health Sciences
Faculty of Natural and Agricultural Sciences
Faculty of Theology

Prerequisites No prerequisites.



Contact time MAMELODI, 2 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Information Science

Period of presentation Semester 1

Module content

Find, evaluate, process, manage and present information resources for academic purposes using appropriate technology.

Academic information management 121 (AIM 121)

Qualification Undergraduate

Module credits 4.00

Programmes [BDiv Theology](#)

Service modules

Faculty of Engineering, Built Environment and Information Technology
Faculty of Education
Faculty of Economic and Management Sciences
Faculty of Humanities
Faculty of Law
Faculty of Health Sciences
Faculty of Natural and Agricultural Sciences
Faculty of Theology
Faculty of Veterinary Science

Prerequisites No prerequisites.

Contact time 2 lectures per week, MAMELODI

Language of tuition Both Afr and Eng

Academic organisation Information Science

Period of presentation Semester 2

Module content

Apply effective search strategies in different technological environments. Demonstrate the ethical and fair use of information resources. Integrate 21st-century communications into the management of academic information.

Advanced consumer credit law 802 (AML 802)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: Consumer Protection Law \(Coursework\)](#)
[LLM Option: Consumer Protection Law \(Coursework\)](#)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition English



Academic organisation Mercantile Law

Period of presentation Semester 1

Module content

An advanced study in consumer credit law.

Advanced consumer protection 803 (AML 803)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: Consumer Protection Law \(Coursework\)](#)
[LLM Option: Consumer Protection Law \(Coursework\)](#)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition English

Academic organisation Mercantile Law

Period of presentation Semester 1

Module content

An advanced study in consumer protection law.

International consumer protection 804 (AML 804)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: Consumer Protection Law \(Coursework\)](#)
[LLM Option: Consumer Protection Law \(Coursework\)](#)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition English

Academic organisation Mercantile Law

Period of presentation Semester 2

Module content

An advanced study in international consumer protection.

Law and transformation 410 (AMR 410)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Contact time 2 lectures per week



Language of tuition English

Academic organisation Jurisprudence

Period of presentation Semester 1

Module content

*For LLB

Introductory debate on the universality and cultural specificity of human rights and a historical overview of human rights in Africa. The module focuses on the notion of transformation and explores its theoretical content as well as practical implications. Students will be expected to investigate and develop a transformative jurisprudence/ a jurisprudence of transformation. Issues to be considered include: human rights and democracy; constitutional sovereignty in South Africa; the notion of transformative constitutionalism; critical engagements with transformation; instantiations of transformation.

Deeds and notarial practice 410 (ANO 410)

Qualification Undergraduate

Module credits 10.00

Prerequisites SAR 310

Contact time 2 lectures per week

Language of tuition English

Academic organisation Procedural Law

Period of presentation Semester 1

Module content

*For LLB

- (a) An overview of the origin and development of the professions of conveyancer and notary
- (b) Statutory provisions applicable to conveyancers and notaries
- (c) Professional responsibility and ethics
- (d) Aspects surrounding the transfer of immovable property, registration of mortgage bonds, servitudes and real rights
- (e) Practical drafting of deeds and notarial documents

Administration of estates 801 (AOE 801)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: Estate Law \(Coursework\)](#)
[LLM Option: Estate Law \(Coursework\)](#)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium



Academic organisation Private Law

Period of presentation Semester 1

Module content

(a) The administration process and legislation (b) Executor appointment and duties (c) Methods of liquidation (d) The liquidation and distribution account (e) Estate duty (f) Drafting of the executor's account

Aspects of the law of succession 801 (ASC 801)

Qualification Postgraduate

Module credits 30.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Private Law

Period of presentation Semester 1 or Semester 2

Module content

(a) General principles of intestate and testate succession
(b) Formalities and incorporation by reference
(c) Power of condonation
(d) Influence of the Constitution on succession
(e) Pactum successorium and massing
(f) Aspects of revocation and revival of wills
(g) Testamentary capacity and capacity to benefit

Administrative law 802 (ASL 802)

Qualification Postgraduate

Module credits 30.00

Programmes [MPhil Option: Environmental Law \(Coursework\)](#)
[LLM Option: Constitutional and Administrative Law \(Coursework\)](#)
[MPhil Option: Environmental Law \(Coursework\)](#)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Public Law

Period of presentation Semester 1 or Semester 2

Module content

An advanced study of a selection of topics in the administrative law



General principles of income tax law 801 (ATL 801)

Qualification	Postgraduate
Module credits	30.00
Programmes	LLM Option: Tax Law (Coursework) LLM Option: Tax Law (Coursework)
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	Double Medium
Academic organisation	Mercantile Law
Period of presentation	Semester 1

Module content

- (a) Interpretation of tax legislation
- (b) Gross income
- (c) General deductions
- (d) Specific deductions and allowances
- (e) Assessed losses
- (f) Objections and appeals
- (g) Rules of the Tax Court
- (h) General Anti-Avoidance Rule (GAAR)

Aspects of the law of trusts 802 (AVT 802)

Qualification	Postgraduate
Module credits	30.00
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	Double Medium
Academic organisation	Private Law
Period of presentation	Semester 1 or Semester 2

Module content

- (a) The basic trust-idea and the importance thereof in the formation and administration of trusts
- (b) The trust and other legal institutions; anomalies in the law of trusts
- (c) Essentialia of the trust with the emphasis on problems identified in case law
- (d) The juridical construction of the inter vivos trust – a critical evaluation
- (e) The protection of trust beneficiaries with specific reference to the so-called “core elements” of the trust
- (f) Parties to the trust
- (g) The trust and taxation
- (h) The trust as instrument in estate planning



Business law 210 (BER 210)

Qualification Undergraduate

Module credits 16.00

Programmes [BSc Geology](#)

Service modules Faculty of Engineering, Built Environment and Information Technology
Faculty of Economic and Management Sciences
Faculty of Natural and Agricultural Sciences

Prerequisites No prerequisites.

Contact time 2 lectures per week, 1 discussion class per week

Language of tuition Both Afr and Eng

Academic organisation Mercantile Law

Period of presentation Semester 1

Module content

Basic principles of law of contract. Law of sales, credit agreements, lease.

Business law 220 (BER 220)

Qualification Undergraduate

Module credits 16.00

Programmes [BSc Geology](#)

Service modules Faculty of Engineering, Built Environment and Information Technology
Faculty of Economic and Management Sciences
Faculty of Natural and Agricultural Sciences

Prerequisites Examination entrance for BER 210

Contact time 2 lectures per week, 1 discussion class per week

Language of tuition Both Afr and Eng

Academic organisation Mercantile Law

Period of presentation Semester 2

Module content

Labour law. Aspects of security law. Law of insolvency. Entrepreneurial law; company law, law concerning close corporations. Law of partnerships.

Business law 310 (BER 310)

Qualification Undergraduate

Module credits 16.00

Programmes [BSc \(Construction Management\) Construction Management \(3Years\)](#)

Service modules Faculty of Engineering, Built Environment and Information Technology



Prerequisites No prerequisites.

Contact time 4 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Mercantile Law

Period of presentation Semester 1

Module content

Introduction to law. General principles of the law of contract. Specific contracts: purchase contracts; letting and hiring of work; employment contracts. Agency. General aspects of entrepreneurial law. Dispute resolution – mediation and arbitration.

Tax practice 420 (BLP 420)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Mercantile Law

Period of presentation Semester 2

Module content

*For LLB (a) Transfer duty (b) Value-added tax (c) Diverse tax matters

Tax Law 310 (BLR 310)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Mercantile Law

Period of presentation Semester 1

Module content

*For LLB

(a) Foundations of income tax

(b) Calculation of income tax payable

(c) Capital gains tax

Tax law 410 (BLR 410)

Qualification Undergraduate



Module credits	10.00
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	Both Afr and Eng
Academic organisation	Mercantile Law
Period of presentation	Semester 1

Module content

*For LLB

- (a) Basic principles
- (b) Calculation of tax payable
- (c) Gross income
- (d) Allowable deductions
- (e) Formula for determining tax payable
- (f) Objections and appeals
- (g) Capital gains tax

Banking law 802 (BNK 802)

Qualification	Postgraduate
Module credits	30.00
Programmes	LLM Option: Mercantile Law (Coursework) LLM Option: Mercantile Law (Coursework)
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	English
Academic organisation	Mercantile Law
Period of presentation	Semester 2

Module content

An advanced study in banking law and the regulation of banks.

Banking law - Capita Selecta 803 (BNK 803)

Qualification	Postgraduate
Module credits	30.00
Contact time	2 lectures per week
Language of tuition	English
Academic organisation	Mercantile Law
Period of presentation	Semester 2



Module content

An advanced study in selected aspects of banking law.

Law of evidence 300 (BWR 300)

Qualification	Undergraduate
Module credits	10.00
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	Both Afr and Eng
Academic organisation	Procedural Law
Period of presentation	Year

Module content

*For LLB

(a) Basic principles of the law of evidence and rules relating to the admissibility of specific categories of evidence.

(b) Evidential aspects relating to the giving of evidence and the constitutional implications for the law of evidence.

Law of evidence 311 (BWR 311)

Qualification	Undergraduate
Module credits	6.00
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Procedural Law
Period of presentation	Semester 1

Module content

*For LLB Basic principles of the law of evidence and rules relating to the admissibility of specific categories of evidence.

Law of evidence 321 (BWR 321)

Qualification	Undergraduate
Module credits	6.00
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Procedural Law
Period of presentation	Semester 2



Module content

*For LLB Evidential aspects relating to the giving of evidence and the constitutional implications for the law of evidence.

Criminal procedure litigation 801 (CCP 801)

Qualification Postgraduate

Module credits 30.00

Programmes LLM Option: Procedural Law (Coursework)
LLM Option: Procedural Law (Coursework)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Procedural Law

Period of presentation Semester 2

Module content

The module comprises a study of selected capita of temporary issues relating to the law of criminal procedure. Aspects dealt with include the following: (a) Problematic aspects with regard to the application and interpretation of the Bill of Rights especially with regard to pre-trial procedures (b) A critical analysis of certain aspects regarding bail (c) Issues regarding plea bargaining (d) Diversion as an effective alternative to prosecution

Information literacy 121 (CIL 121)

Qualification Undergraduate

Module credits 4.00

Service modules Faculty of Education
Faculty of Law
Faculty of Health Sciences
Faculty of Natural and Agricultural Sciences
Faculty of Veterinary Science

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Both Afr and Eng

Academic organisation School of Information Technolo

Period of presentation Semester 1 and Semester 2



Module content

*No exemption examination

Why computers matter to you? Networking. Information resources (including the Department of Library Services). Quality of information. Ethics, plagiarism and copy right. Searching the Internet. Information-seeking strategies. Location and access. Specific search environments (including all electronic databases and journals in the Department of Library Services applicable to the relevant faculties). Referencing techniques. Use, synthesis and evaluation of information. New trends. Content specific to the University of Pretoria.

Civil litigation 801 (CLG 801)

Qualification	Postgraduate
Module credits	30.00
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	Double Medium
Academic organisation	Procedural Law
Period of presentation	Semester 1 or Semester 2

Module content

The module comprises a capita selecta from contemporary issues relating to civil litigation. Aspects dealt with include the following:

- (a) Theoretical foundations of the law of civil procedure
- (b) Class actions
- (c) Application procedure
- (d) Security for costs
- (e) Provisional sentence and summary judgment
- (f) Impact of the Constitution of 1996 on civil procedural law
- (g) Aspects of preparation for trial
- (h) Special interdicts

Collective labour law 802 (CLL 802)

Qualification	Postgraduate
Module credits	30.00
Programmes	LLM Option: Labour Law (Coursework) LLM Option: Labour Law (Coursework)
Contact time	2 lectures per week
Language of tuition	Double Medium
Academic organisation	Mercantile Law
Period of presentation	Semester 2



Module content

This module covers the following aspects:

- (a) International perspectives and the South African Constitution
- (b) Freedom of association and the duty to collective bargaining
- (c) Strikes and lockouts
- (d) Private and compulsory dispute resolution
- (e) Unfair discrimination and affirmative action

Law and the community 420 (CLW 420)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Contact time 2 lectures per week, 10 hours community engagement

Language of tuition English

Academic organisation Jurisprudence

Period of presentation Semester 2

Module content

*For LLB

The module has both a theoretical and a community engagement component.

THEORETICAL

- (a) Different notions of community
- (b) The impact of law on the everyday lives of people and communities
- (c) The influence of law and society / sociology of law / Streetlaw
- (d) The South African context

COMMUNITY ENGAGEMENT

- (a) involvement in local community projects
- (b) presentation of seminars with legal themes at schools, factories, prisons and other local communities
- (c) drafting of information booklets and conducting research on topics of law for local community bodies.

An analysis of the South African Constitution and human rights 801 (CMR 801)

Qualification Postgraduate

Module credits 30.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition English



Academic organisation Public Law

Period of presentation Semester 2

Module content

This module deals with an analysis of the basic issues of the South African human rights dispensation. It places the greatest emphasis on the procedure and the structure of Bill of Rights analysis. The module also covers development regarding certain core rights of the South African Constitution such as equality, dignity and expression.

Constitutional law 801 (CSL 801)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: Constitutional and Administrative Law \(Coursework\)](#)
[LLM Option: Constitutional and Administrative Law \(Coursework\)](#)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Public Law

Period of presentation Semester 1

Module content

(a) Revisiting the concept of constitutional supremacy and its interaction with popular sovereignty (b) Constitutional dynamics – (tacit) constitutional change in ways not constitutionally authorised (c) A critical reassessment of separation of powers, judicial independence and impartiality and the impact of judicial review in the contemporary state (d) Consideration of legality and constitutionality in view of relevant South African case law (e) The foundation of the state, effectiveness and legitimacy particularly in the face of rampant violent crime (f) Co-operative government in South African constitutional practice (g) Constitutional values with specific reference to democracy in the South African constitution (h) The legal claims of communities in contemporary constitutional law (i) New trends in South African constitutional jurisprudence and the local and international scholarly discourse

Individual and corporate taxation 802 (CTI 802)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: Tax Law \(Coursework\)](#)
[LLM Option: Tax Law \(Coursework\)](#)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Mercantile Law



Period of presentation Semester 2

Module content

- (a) Fringe benefits
- (b) PAYE
- (c) Labour brokers and personal service companies
- (d) Donations tax
- (e) Estate duty
- (f) Capital Gains Tax
- (g) Dividends and STC
- (h) General deductibility of interest
- (i) Structured finance transactions
- (j) Alternative funding transactions and derivatives
- (k) Special rules on companies
- (l) Small business entities
- (m) Special taxpayers

Democratisation in Africa 801 (DIA 801)

Qualification Postgraduate

Module credits 20.00

Programmes

- [MPhil Option: Human Rights and Democratisation in Africa \(Coursework\)](#)
- [LLM Option: Human Rights and Democratisation in Africa \(Coursework\)](#)
- [MPhil Option: Human Rights and Democratisation in Africa \(Coursework\)](#)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition English

Academic organisation Centre for Human Rights

Period of presentation Semester 1

Module content

This module examines the nature of the state and problems associated with state-building and constitutional change in Africa; provides an introduction to constitutional concepts such as the separation of powers, federalism and decentralisation, and their application to Africa; and examines the causes of and remedies for conflict in Africa.

Aspects of divorce law 801 (DLA 801)

Qualification Postgraduate

Module credits 30.00

Programmes

- [LLM Option: Private Law \(Coursework\)](#)
- [LLM Option: Family Law \(Coursework\)](#)
- [LLM Option: Private Law \(Coursework\)](#)

Prerequisites No prerequisites.



Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Private Law

Period of presentation Semester 1

Module content

This module deals with legal aspects relevant at the time of divorce, including: (a) Grounds for divorce – the focus will especially fall on the creation of a single ground for divorce. (b) Redistribution orders (c) Forfeiture of benefits orders (d) Maintenance agreements (e) Rule 43-applications (f) Children and divorce – especially after the enactment of the Children’s Act 38 of 2005

Education law and policy 802 (DLP 802)

Qualification Postgraduate

Module credits 30.00

Prerequisites No prerequisites.

Language of tuition Double Medium

Academic organisation Private Law

Period of presentation Semester 2

Module content

Capita selecta of any of the following:

- (a) Constitutional education law applicable to schools
- (b) Principles of school law pertaining to learners and/or their parents
- (c) Delictual liability in the school context
- (d) Any other part of school law

Law of delict 320 (DLR 320)

Qualification Undergraduate

Module credits 15.00

Programmes [BCom Law](#)

Service modules Faculty of Economic and Management Sciences
Faculty of Humanities

Prerequisites No prerequisites.

Contact time 4 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Private Law

Period of presentation Semester 2



Module content

*For LLB and BA/BCom specialising in law

- (a) General principles of the law of delict
- (b) Capita selecta from the principles applicable to specific delicts

Thesis and oral defence: Law 990 (DPI 990)

Qualification Postgraduate

Module credits 400.00

Programmes DPhil DPhil
DPhil DPhil

Language of tuition Both Afr and Eng

Academic organisation Law Dean's Office

Period of presentation Year

Third party compensation law 420 (DVR 420)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Language of tuition Both Afr and Eng

Academic organisation Mercantile Law

Period of presentation Semester 2

Module content

*For LLB (a) Basis of and requirements for liability in cases where owner and/or driver is identified (b) Requirements for liability in hit-and-run claims (c) Exclusion of liability of the Road Accident Fund (d) Assessment of damage (e) Restrictions of recoverable damage (f) Prescription (g) Claims handling (h) Recourse of the Road Accident Fund

Recognised and alternative life-partnerships 802 (EAL 802)

Qualification Postgraduate

Module credits 30.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Private Law

Period of presentation Semester 2

Module content

- (a) Civil unions
- (b) Customary marriages
- (c) Religious marriages
- (d) Other/alternative life partnerships



Rights to and regulation of natural resources 801 (EIL 801)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: Extractive Industry Law in Africa \(Coursework\)](#)
[LLM Option: Extractive Industry Law in Africa \(Coursework\)](#)

Language of tuition English

Academic organisation Public Law

Period of presentation Semester 1

Module content

The objective of this module is to equip students with a thorough understanding of the legal and policy aspects of natural resources and the regulation of natural resources and industries to extract natural resources. Topics include: (a) Industry background such as the extractive industry value chain and the role of extractive industries in national, regional and global economies, basic extractive industry business and project feasibility metrics, typical national public policy priorities, the differences between the mining and oil and gas industries, gas industry specifics, the various downstream industries (smelters, refineries and petrochemical and energy industries and policy issues pertaining to renewable energy and unconventional extraction methods such as hydraulic fracturing ("fracking")); (b) Natural resource and extractive industry policy concepts and regulatory options; (c) Ownership of mineral rights dispensations (state versus private ownership of mineral rights), the legal position of the owner of the land and the owner of the products of extraction; (d) The advantages and disadvantages of the main granting methodologies applied by host governments including concessions, production sharing agreements, participation agreements, services agreements and hybrid methods; (e) Typical conditions to obtain, renew or transfer exploration or extraction rights and the veracity of the public policy basis of such requirements; (f) Agreements and transactions to transfer rights to prospect and/or to extract; (g) Constitutional and administrative law aspects of relevance in dealing with extractive industry legislation and regulation including the legality of administrative processes governed by an Act such as the MPRD Act and related regulation, the right of third parties to be heard in applications by resource companies under the MPRD Act and the constitutionality of the conversion of "old order mineral rights" to "new order mineral rights".

Sustainability aspects of extractive industries 802 (EIL 802)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: Extractive Industry Law in Africa \(Coursework\)](#)
[LLM Option: Extractive Industry Law in Africa \(Coursework\)](#)

Language of tuition English

Academic organisation Public Law

Period of presentation Semester 2



Module content

The objective of this module is to equip students with a thorough understanding of the sustainability aspects of extractive industries. Topics include: (a) A general introduction to sustainability, sustainable development, corporate social responsibility, good governance as it pertains to governments and good corporate governance; (b) International, regional and national instruments related to sustainability aspects of extractive industries such as the protection of human rights, forced labour, inappropriate security practices, "conflict minerals" and "blood diamonds" (including the Kimberley Process Certification Scheme and the US Dodd-Frank Act and SEC disclosure requirements); the Extractive Industry Transparency Initiative (EITI) and the UN Global Compact; [US Dodd-Frank Act; (c) Safety, health and environmental (SHE) aspects of extractive industries including emerging issues such as climate change and personal criminal liability of directors and officers for SHE contraventions; (d) Corporate governance and company law developments of relevance to sustainability including the King 3 Code and similar Codes internationally, Responsible Investment Codes, the role of Social and Ethics Committees as required by the Companies Act 2008, sustainability indexes of the stock exchanges such as the JSE SRI Index and the Dow Jones Sustainability Index, public reporting on sustainability and international reporting guidelines such as the Global Reporting Initiative

The South Africa Mineral and Petroleum Resources Development Act 803 (EIL 803)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: Extractive Industry Law in Africa \(Coursework\)](#)
[LLM Option: Extractive Industry Law in Africa \(Coursework\)](#)

Language of tuition English

Academic organisation Public Law

Period of presentation Semester 1

Module content

The objective of this module is to equip students with a thorough understanding of conceptual and practical aspects of the South African Mineral and Resources Development Act and related jurisprudence.

International law aspects of extractive industries 804 (EIL 804)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: Extractive Industry Law in Africa \(Coursework\)](#)
[LLM Option: Extractive Industry Law in Africa \(Coursework\)](#)

Language of tuition English

Academic organisation Public Law

Period of presentation Semester 1



Module content

The objective of this module is to equip students with a thorough understanding of the international law aspects of extractive industries. Topics include: (a) Sovereignty in respect of legal regimes and laws governing extractive industries including the act of state doctrine, the doctrine of sovereign immunity and waivers of immunity and compensation for expropriation; (b) An overview of the most relevant treaties and conventions of relevance to extractive industries including the Convention on the Continental Shelf, the OILPOL convention, the UN Convention on Contracts for the International Sale of Goods, the UN Conventions of the Law of the Sea, the New York Convention, the Convention on the Settlement on Investment Disputes between States and Nationals of Other States, the Energy Charter Treaty to protect international energy investment and trade; international environmental law treaties and conventions and the Guiding Principles on Business and Human Rights. (c) Relevant aspects pertaining to the World Trade Organisation including extractive industry subsidies, environmental labelling and confiscatory taxation; (d) Direct and indirect forms of resource nationalisation and investment treaties to protect natural resource investors; (e) The legal status of offshore petroleum and mining installations and vessels including production platforms, floating production, storage and offloading (FPSOs) vessels and subsea pipelines as well as state jurisdiction in respect of such installations. (f) International dispute resolution mechanisms including enforcement of arbitration awards.

Civil law liability for extractive industry activities 805 (EIL 805)

Qualification Postgraduate

Module credits 30.00

Language of tuition English

Academic organisation Public Law

Period of presentation Semester 1

Module content

The objective of this module is to equip students with a thorough understanding of the legal and policy concepts shaping civil liability for activities pertaining to extractive industries. Topics include: (a) The general principles of the law of delict and specific areas of civil liability risk for extractive industries including general international civil liability trends, class actions, "piercing the corporate veil", civil liability for SHE incidents and for competition law contraventions; (b) Principles of product liability; (c) Evolving climate change civil liability concepts; (d) Civil liability dimensions of unconventional extraction methods such as hydraulic fracturing and coal bed methane extraction.

English 110 (ENG 110)

Qualification Undergraduate

Module credits 12.00

Programmes BDiv Theology

Service modules Faculty of Engineering, Built Environment and Information Technology
Faculty of Education
Faculty of Economic and Management Sciences
Faculty of Law
Faculty of Health Sciences

Prerequisites No prerequisites.



Contact time 1 discussion class per week, 2 lectures per week

Language of tuition English

Academic organisation English

Period of presentation Semester 1

Module content

*Alternative evening classes - 2 discussion classes per week Introduction to Literature in English (1) This module introduces the study of literature by examining a number of texts representing different genres (poetry, prose, drama). The texts studied here will be mainly from the pre-twentieth century era and may include texts written in English from both Africa and other parts of the world. The aim of this module is to equip students with the critical and analytical skills required for a perceptive reading of poetry, novels and plays.

English for specific purposes 118 (ENG 118)

Qualification Undergraduate

Module credits 12.00

Programmes [BCom Law](#)

Service modules Faculty of Engineering, Built Environment and Information Technology
Faculty of Economic and Management Sciences
Faculty of Law

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition English

Academic organisation English

Period of presentation Semester 1

Module content

This module is intended to equip students with a thorough knowledge of English grammar and is particularly useful for those interested in a career in teaching, editing, document design or other forms of language practice.

English 120 (ENG 120)

Qualification Undergraduate

Module credits 12.00

Programmes [BDiv Theology](#)

Service modules Faculty of Engineering, Built Environment and Information Technology
Faculty of Education
Faculty of Economic and Management Sciences
Faculty of Law
Faculty of Health Sciences

Prerequisites No prerequisites.

Contact time 1 discussion class per week, 2 lectures per week



Language of tuition English

Academic organisation English

Period of presentation Semester 2

Module content

*Alternative evening classes: 2 discussion classes per week

Introduction to Literature in English (2)

This module introduces the study of post-nineteenth century literature by examining a number of texts representing different genres (poetry, drama, prose). Texts will be from both Africa and other parts of the world. By the end of this module students should have the background and analytical skills to perceptively read modern and contemporary poetry, novels and plays.

Environmental law 802 (ENL 802)

Qualification Postgraduate

Module credits 30.00

Programmes

[LLM Option: Constitutional and Administrative Law \(Coursework\)](#)

[LLM Option: Constitutional and Administrative Law \(Coursework\)](#)

[MPhil Option: Environmental Law \(Coursework\)](#)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition English

Academic organisation Public Law

Period of presentation Semester 2

Module content

This module involves advanced study of the following: (a) Key concepts and principles of environmental law in the context of a South African constitutional dispensation Nature and scope of environmental law (b) South African environmental framework legislation and policy concerned with environmental governance, compliance and enforcement, including in relation to integrated environmental management and environmental impact assessments, the protection of marine and terrestrial biodiversity, waste management, pollution control, mining and energy, water management, land use and planning and climate change

Strategic environmental management 822 (ENS 822)

Qualification Postgraduate

Module credits 15.00

Programmes

[MA Environment and Society \(Coursework\)](#)

[MPhil Option: Environmental Law \(Coursework\)](#)

Service modules Faculty of Law

Prerequisites No prerequisites.

Language of tuition English



Academic organisation Geography, Geoinf + Meteor

Period of presentation Year

Module content

Strategic environmental planning: introduction, objectives and principles; levels; South African overview; guidelines: national and international; strategy and management; structure, strategy and agency; South African guidelines; diagnostic tools; RESP analysis; strategic resource planning; applications, implementation and control; development and policy implementation; South African environmental policy; evaluation frameworks; portfolio analysis; competitive forces; alliances; business benefits; intangibles, survival and catalytic contributions; South African legislation and regulations.

Environmental law 816 (ENV 816)

Qualification Postgraduate

Module credits 15.00

Programmes [MSc Option: Air Quality Management \(Coursework\)](#)
[MPhil Option: Environmental Law \(Coursework\)](#)

Service modules Faculty of Law

Prerequisites No prerequisites.

Contact time 2 practicals per week, 1 web-based period per week, 1 lecture per week

Language of tuition English

Academic organisation Zoology and Entomology

Period of presentation Semester 1 or Semester 2

Module content

Legislation for sustainable development within the framework of international agreements, the different acts affecting water quality and water use, the SEMAs within the NEMA framework, the NEMA EIA regulations, legislation pertaining to hazardous substances, interaction between mining development and NEMA, energy law, strategic environmental legislation, marine and coastal management.

Legal discourse 163 (EOT 163)

Qualification Undergraduate

Module credits 6.00

Service modules Faculty of Economic and Management Sciences
Faculty of Law

Prerequisites A code 4 or 5 in the test of academic literacy levels (TALL) or EOT 110, EOT 120

Contact time 3 lectures per week

Language of tuition English

Academic organisation Unit for Academic Literacy

Period of presentation Quarter 3



Module content

This module concentrates on legal English, and students taking it can expect to increase their legal vocabulary and to improve their reading, speaking and listening skills, and learn how to make sense of complex legal texts.

Communication in organisations 164 (EOT 164)

Qualification	Undergraduate
Module credits	6.00
Service modules	Faculty of Engineering, Built Environment and Information Technology Faculty of Economic and Management Sciences Faculty of Law Faculty of Natural and Agricultural Sciences
Prerequisites	A code 4 or 5 in the test of academic literacy levels (TALL) or EOT 110, EOT 120
Contact time	3 lectures per week
Language of tuition	English
Academic organisation	Unit for Academic Literacy
Period of presentation	Quarter 4

Module content

This module focuses on the role of language in organizations. Techniques for persuasion, finding information, conducting interviews, etc. are covered, as well as methods used in advertising and skills needed for public speaking. The criteria for drawing up a successful CV, for conducting meetings successfully, writing letters, agendas, minutes and reports are discussed and practiced.

Law of succession 211 (ERF 211)

Qualification	Undergraduate
Module credits	10.00
Service modules	Faculty of Economic and Management Sciences
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Private Law
Period of presentation	Semester 2

Module content

*For LLB and BA/BCom specialising in law Testate succession

Law of succession 221 (ERF 221)

Qualification	Undergraduate
Module credits	10.00
Service modules	Faculty of Economic and Management Sciences
Prerequisites	No prerequisites.



Language of tuition Both Afr and Eng

Academic organisation Private Law

Period of presentation Semester 2

Module content

*For LLB and BA/BCom specialising in law (a) Intestate succession (b) Administration of estates: – Function of the Master – Appointment and function of the executor – The executor's account – Aspects of estate duty

Law of succession 222 (ERF 222)

Qualification Undergraduate

Module credits 15.00

Programmes [BCom Law](#)

Service modules Faculty of Economic and Management Sciences
Faculty of Humanities

Prerequisites No prerequisites.

Contact time 4 lectures per week, 1 tutorial per week

Language of tuition Both Afr and Eng

Academic organisation Private Law

Period of presentation Semester 2

Module content

*For LLB and BA/BCom specialising in Law

(a) Intestate succession

(b) Testate succession

(c) Administration of states

Philosophy 110 (FIL 110)

Qualification Undergraduate

Module credits 12.00

Programmes [BDiv Theology](#)

Service modules Faculty of Engineering, Built Environment and Information Technology
Faculty of Law

Prerequisites No prerequisites.

Contact time 3 lectures per week, 1 discussion class per week

Language of tuition Both Afr and Eng

Academic organisation Philosophy

Period of presentation Semester 1



Module content

Introduction to Philosophy

The two semester modules at first-year level introduce students to the four main subfields of Philosophy, namely epistemology and metaphysics, ethics and political philosophy. This module introduces students to two of these subfields. Students must contact the Department of Philosophy to ascertain which two subfields are covered in each semester as the choice may change from time to time due to availability of teaching staff. Students will become acquainted with the nature of philosophical reflection by exploring a number of classical philosophical themes in each subfield. Throughout the module there is an emphasis on developing those critical thinking, reading and writing skills that are required in Philosophy, while students become acquainted with the power of critique as critical judgment and discernment.

Philosophy 120 (FIL 120)

Qualification Undergraduate

Module credits 12.00

Programmes [BDiv Theology](#)

Service modules Faculty of Engineering, Built Environment and Information Technology
Faculty of Law

Prerequisites No prerequisites.

Contact time 1 discussion class per week, 3 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Philosophy

Period of presentation Semester 2

Module content

Introduction to Philosophy

The two semester modules at first-year level introduce students to the four main subfields of Philosophy, namely epistemology and metaphysics, ethics and political philosophy. This module introduces students to two of these subfields. Students must contact the Department of Philosophy to ascertain which two subfields are covered in each semester as the choice may change from time to time due to availability of teaching staff. Students will become acquainted with the nature of philosophical reflection by exploring a number of classical philosophical themes in each subfield. Throughout the module there is an emphasis on developing those critical thinking, reading and writing skills that are required in Philosophy, while students become acquainted with the power of critique as critical judgment and discernment.

Family law 110 (FMR 110)

Qualification Undergraduate

Module credits 7.00

Service modules Faculty of Economic and Management Sciences
Faculty of Humanities

Prerequisites No prerequisites.

Language of tuition Both Afr and Eng



Academic organisation Private Law

Period of presentation Semester 2

Module content

*For LLB and BA/BCom specialising in law (a) Introduction to family law (b) Relevant fundamental rights (c) The engagement (d) General principles regarding the coming into existence of a marriage (e) Void, voidable and putative marriages (f) The invariable consequences of the marriage (g) Basic principles regarding the legal relationship between child and parent

Family law 120 (FMR 120)

Qualification Undergraduate

Module credits 7.00

Service modules Faculty of Economic and Management Sciences

Prerequisites No prerequisites.

Language of tuition Both Afr and Eng

Academic organisation Private Law

Period of presentation Semester 2

Module content

*For LLB and BA/BCom Law specialising in law (a) The variable consequences of a marriage (b) Principles regarding the dissolution of a marriage (c) The consequences of the dissolution of a marriage

Family law 121 (FMR 121)

Qualification Undergraduate

Module credits 15.00

Programmes [BA Law](#)

Service modules Faculty of Humanities

Prerequisites No prerequisites.

Contact time 1 tutorial per week, 4 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Private Law

Period of presentation Semester 2

Module content

*For LLB and BA/BCom specialising in law (a) Introduction to family law (b) General principles regarding the coming into existence of a marriage (c) Void, voidable and putative marriages (d) The invariable consequences of the marriage (e) Basic principles regarding the legal relationship between child and parent (f) The variable consequences of a marriage (g) Principles regarding the dissolution of a marriage (h) The consequences of the dissolution of a marriage Law of Parent and Child; (a) Variable consequences of marriage; (b) Dissolution of marriage; (c) Consequences of the dissolution of marriage; (d) Customary marriages; and (e) Domestic partnerships and religious marriages.



Financial accounting 111 (FRK 111)

Qualification Undergraduate

Module credits 10.00

Programmes [BSc Extended programme - Biological and Agricultural Sciences](#)

Service modules Faculty of Engineering, Built Environment and Information Technology
Faculty of Education
Faculty of Law
Faculty of Natural and Agricultural Sciences

Prerequisites No prerequisites.

Contact time 4 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Accounting

Period of presentation Semester 1

Module content

The nature and function of accounting; the development of accounting; financial position; financial result; the recording process; processing of accounting data; treatment of VAT; elementary income statement and balance sheet; flow of documents; accounting systems; introduction to internal control and internal control measures; bank reconciliations; control accounts; adjustments; financial statements of a sole proprietorship; the accounting framework.

Financial accounting 122 (FRK 122)

Qualification Undergraduate

Module credits 12.00

Programmes [BAdmin Public Management](#)

Service modules Faculty of Engineering, Built Environment and Information Technology
Faculty of Law
Faculty of Natural and Agricultural Sciences

Prerequisites FRK 111 GS or FRK 133, FRK 143

Contact time 4 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Accounting

Period of presentation Semester 2

Module content

Budgeting, payroll accounting, taxation – income tax and an introduction to other types of taxes, credit and the new Credit Act, insurance, accounting for inventories (focus on inventory and the accounting entries, not calculations), interpretation of financial statements.



French for LLM students 181 (FRN 181)

Qualification	Undergraduate
Module credits	12.00
Service modules	Faculty of Law
Prerequisites	Grade 12 French
Contact time	2 lectures per week, 2 discussion classes per week
Language of tuition	Double Medium
Academic organisation	Modern European Languages
Period of presentation	Semester 1

Module content

*No previous knowledge of or experience in French. Only for students who are registered for LLM (Human Rights and Democratisation in Africa) will be admitted to this module.

A special module for LLM (Human Rights and Democratisation in Africa) students only: intensive introductory study of the French language, with the acquiring of reading, writing, speaking and understanding skills.

History 110 (GES 110)

Qualification	Undergraduate
Module credits	12.00
Programmes	BEd Senior Phase and Further Education and Training Teaching
Service modules	Faculty of Education Faculty of Law Faculty of Health Sciences
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	Both Afr and Eng
Academic organisation	Historical and Heritage Stud
Period of presentation	Semester 1

Module content

The making of the Modern World: a survey

A selection of themes on Asia, Africa, the Americas and Europe and their contribution to the making of the Modern World.

History 120 (GES 120)

Qualification	Undergraduate
Module credits	12.00
Programmes	BEd Senior Phase and Further Education and Training Teaching



Service modules Faculty of Education
Faculty of Law
Faculty of Health Sciences

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Historical and Heritage Stud

Period of presentation Semester 2

Module content

Africa and South Africa: a survey

An overview focusing on the making of African and South African societies from the earliest times to the present with emphasis on the most significant historical forces, factors and events.

Land and land reform law 420 (GHR 420)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition English

Academic organisation Public Law

Period of presentation Semester 1

Module content

*For LLB (a) Introduction to the land and land reform law (b) Capita selecta of policy documentation, constitutional and other statutory measures in respect of the use of land and land reform law (c) Relevant aspects of conveyancing law

Advanced international trade law 802 (GIH 802)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: International Trade and Investment Law in Africa \(Coursework\)](#)
[LLM Option: International Trade and Investment Law in Africa \(Coursework\)](#)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Centre for Human Rights

Period of presentation Semester 2



Module content

- (a) Regulation of international trade – the WTO
- (b) Intellectual property law and transfer of technology
- (c) Trade, environment, human rights and labour
- (d) Agriculture
- (e) Services
- (f) Trade facilitation
- (g) Regionalism
- (h) Industrial products (NAMA)
- (i) Dispute resolution
- (j) Trade remedies
- (k) Trade negotiations

Constitutional and international law pertaining to children 801 (GIK 801)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: Child Law \(Coursework\)](#)
[LLM Option: Child Law \(Coursework\)](#)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Private Law

Period of presentation Semester 1

Module content

Capita selecta from the following: (a) Constitutional protection of children's rights (b) International law pertaining to children (c) African instruments on the protection of children

Capita selecta of the general principles of the law of contract 801 (GPC 801)

Qualification Postgraduate

Module credits 30.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition English

Academic organisation Private Law

Period of presentation Semester 1



Module content

- (a) Overview of the conclusion of contracts.
- (b) Consensus and factors that influence consensus
- (c) Time and place of conclusion of contracts
- (d) Effect of the constitution on contracts
- (e) Overview of breach of contract and remedies
- (f) Cancellation as remedy for breach of contract
- (g) Damages

Interpretation of contracts 802 (GPC 802)

Qualification Postgraduate

Module credits 30.00

Prerequisites GPC 801

Contact time 2 lectures per week

Language of tuition English

Academic organisation Private Law

Period of presentation Semester 2

Module content

The topics covered include:

- (a) The nature of legal interpretation
- (b) The relationship between the interpretation of contracts and other legal instruments
- (c) Evidence that is admissible and evidence that is inadmissible in the interpretation of contracts.
- (d) Analysing the various terms that constitute a contract.
- (e) Rectification
- (f) Presumptions and rules of interpretation

Advanced drafting theory 803 (GPC 803)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Law of Contract \(Coursework\)](#)
[LLM Law of Contract \(Coursework\)](#)

Prerequisites GPC 802

Language of tuition English

Academic organisation Private Law

Period of presentation Semester 1



Module content

The topics in this module include the following:

- (a) Advanced drafting theory
- (b) Systemic context: substantive dimension; interpretational dimension; constitutional dimension
- (c) Contractual Instruments
- (d) Functional context: structural dimension; semantic dimension
- (e) Legislative plain language imperatives

Medical law 410 (GRG 410)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition English

Academic organisation Public Law

Period of presentation Semester 1

Module content

*For LLB (a) General foundations of forensic medicine (b) Legal basis of the relationship between doctor/hospital and patient (c) Grounds of justification for medical interventions (d) Medical negligence and vicarious liability (e) The patient's privacy and medical confidentiality (f) Artificial human procreation (g) Liability for wrongful conception/birth/life (h) Transsexualism and sex-change operations (i) The moment of death and euthanasia (j) Aspects of the medical disciplinary hearings

Advanced international investment and business law 802 (GTB 802)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: International Trade and Investment Law in Africa \(Coursework\)](#)
[LLM Option: International Trade and Investment Law in Africa \(Coursework\)](#)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition English

Academic organisation Centre for Human Rights

Period of presentation Semester 2



Module content

- (a) Introduction to international law and regional law: theory and source
- (b) Economics literacy and basic business management skills
- (c) International financial institutions and loan transactions
- (d) Investment and trade in Africa: bilateral and multilateral perspectives
- (e) European Union law
- (f) Financial services and securities regulation
- (g) International business transactions
- (h) Investment and procurement

History and philosophy of human rights 801 (HPH 801)

Qualification	Postgraduate
Module credits	30.00
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	Double Medium
Academic organisation	Jurisprudence
Period of presentation	Semester 1 or Semester 2

Module content

- (a) Historical and philosophical perspectives on rights
- (b) Critical perspectives on rights
- (c) Legal philosophical and political notions of justice
- (d) Applications within the South African context

Human rights in Africa 801 (HRA 801)

Qualification	Postgraduate
Module credits	20.00
Programmes	MPhil Option: Human Rights and Democratisation in Africa (Coursework) LLM Option: Human Rights and Democratisation in Africa (Coursework) MPhil Option: Human Rights and Democratisation in Africa (Coursework)
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	English
Academic organisation	Centre for Human Rights
Period of presentation	Semester 1

Module content

This module provides an overview of the human rights norms, institutions and processes of the African Union, with a focus on the African Charter on Human and Peoples' Rights.



International human rights law relevant to sexual and reproductive rights in Africa 802 (HRA 802)

Qualification	Postgraduate
Module credits	20.00
Prerequisites	No prerequisites.
Contact time	30 contact hours per semester
Language of tuition	English
Academic organisation	Centre for Human Rights
Period of presentation	Semester 1

Module content

The focus of this module is on the principles and processes of international human rights law at the global and regional level, and their relevance to issues of reproductive and sexual health and to the situation of sexual minorities, with specific reference to Africa.

Topics include:

- History, philosophy and ideology of human rights, with particular reference to Africa
- Basic concepts of international and national human rights law
- The global (UN) system of human rights protection: norms, institutions, procedures, and their relevance to reproductive and sexual rights
- The African (African Union) system of human rights protection: norms, institutions, procedures, and their relevance to reproductive and sexual rights (placed in comparative perspective, with reference to European and inter-American systems)
- The actual and potential role of regional economic communities regional level) in Africa in the protection of human rights in Africa, with specific reference to reproductive and sexual rights
- An overview of human rights protection at the domestic level, with specific reference to selected African states
- Understanding the role of international human rights mechanisms in the protection of sexual minorities.

Applying human rights principles to realise sexual and reproductive health rights claims 803 (HRA 803)

Qualification	Postgraduate
Module credits	20.00
Prerequisites	No prerequisites.
Contact time	30 contact hours per semester
Language of tuition	English
Academic organisation	Centre for Human Rights
Period of presentation	Semester 1



Module content

The focus of this module is on the application of human rights principles to reproductive and sexual health with a view to realising claims on these rights at domestic, regional and global levels.

Topics include:

(a) Applying human rights to sexual and reproductive health, including the rights to equality, life, human dignity, freedom from inhuman and degrading treatment, health, information, education, reproductive self-determination, maternity protection in employment, liberty and security of the person, and privacy.

(b) Developing a sexual and reproductive rights claim through identifying the reproductive health wrong, its causes and the wrongdoer; documenting the alleged wrongs; determining which laws are implicated, identifying human rights standards for determining breach of a reproductive right.

(c) Advancing a sexual and reproductive rights claim at the domestic level with reference to realising reproductive rights through regulatory and disciplinary procedures, courts of law, alternative dispute resolution, domestic human rights institutions, and ombudspersons.

(d) Advancing a sexual and reproductive rights claim at the regional and sub-regional levels with reference to realising reproductive rights through African regional and sub-regional institutions.

(e) Advancing a sexual and reproductive rights claim at the global level with particular reference to realising reproductive rights through United Nations treaty monitoring bodies.

(f) Drawing lessons from comparable regional human rights systems with particular reference to the European and Inter-American regional human rights systems.

Applying human rights principles to selected reproductive health issues in Africa 804 (HRA 804)

Qualification	Postgraduate
Module credits	20.00
Prerequisites	No prerequisites.
Contact time	30 contact hours per semester
Language of tuition	English
Academic organisation	Centre for Human Rights
Period of presentation	Semester 2



Module content

The focus of this module is on the application of human rights principles to discrete reproductive health issues with a view to developing human rights responses to contemporary reproductive health challenges in the African region.

Topics include:

- (a) Contraception
- (b) Domestic violence
- (c) Female genital cutting
- (d) Infertility and medical-assisted reproduction
- (e) Maternal death
- (f) Sexual violence in times of conflict
- (g) Sexuality and reproductive health education
- (h) Trafficking in women and children
- (i) Unsafe abortion

Applying human rights principles to selected sexual rights and sexuality issues in Africa 805 (HRA 805)

Qualification Postgraduate

Module credits 15.00

Programmes

[MPhil Option: Sexual and Reproductive Rights in Africa \(Coursework\)](#)
[LLM Option: Sexual and Reproductive Rights in Africa \(Coursework\)](#)
[MPhil Option: Sexual and Reproductive Rights in Africa \(Coursework\)](#)

Prerequisites No prerequisites.

Contact time 30 contact hours per semester

Language of tuition English

Academic organisation Centre for Human Rights

Period of presentation Semester 1



Module content

The focus of this module is on the application of human rights principles to selected issues related to sexual and sexuality issues in Africa, with a view to developing human rights responses to related contemporary challenges in the African region.

Topics include:

- (a) Overview of relevant concepts
- (b) The foundation of sexual rights in international human rights instruments
- (c) Sexual norms and gender stereotypes
- (d) Sex work and human rights
- (e) Sexual coercion and abuse
- (f) Sexually transmitted infections including HIV and rights relating to information and prevention
- (g) The right to comprehensive sexual education
- (h) Harmful traditional practices that violate sexual rights
- (i) Link between sexual rights and reproductive health rights
- (j) Advocacy strategies for sexual rights

Applying human rights principles to selected rights of sexual minorities in Africa 806 (HRA 806)

Qualification Postgraduate

Module credits 20.00

Programmes

[MPhil Option: Sexual and Reproductive Rights in Africa \(Coursework\)](#)
[LLM Option: Sexual and Reproductive Rights in Africa \(Coursework\)](#)
[MPhil Option: Sexual and Reproductive Rights in Africa \(Coursework\)](#)

Prerequisites No prerequisites.

Contact time 30 contact hours per semester

Language of tuition English

Academic organisation Centre for Human Rights

Period of presentation Semester 1



Module content

The focus of this module is on the application of human rights principles to selected issues affecting sexual minorities in Africa, with a view to developing human rights responses to related contemporary challenges in the African region.

Topics include:

- (a) Providing a critical understanding of the concepts 'sexual orientation' and 'gender identity', 'homosexual', 'bisexual', 'gay', 'lesbian', 'transgender', 'intersex', 'sexual minority', 'heterosexism', and 'queer'
- (b) Understanding theories on the psychology, biology and sociobiology of homosexuality
- (c) Investigating the global history of homosexuality, particularly in the 'West' (USA and Britain) and its influence on Africa
- (d) Investigating the evolution of homosexuality and society in Africa, including an anthropological review of homosexuality in traditional African societies, and under colonialism and in post-colonial Africa
- (e) Understanding the nature of the violation of rights of 'sexual minorities' (including violations to the rights to health; discrimination based on actual or presumed sexual orientation, gender identity and HIV status; sexual and other forms of violence; violations of the right to privacy; stigmatisation and its consequences) particularly by states and non-state actors in Africa
- (f) Understanding the reasons for rights violations and homophobia in Africa by investigating the role of culture/tradition, religion and majoritarianism
- (g) Considering the role of public policy, by focusing on the need and possibilities for legal reform, and strategies to sensitise communities for the rights of sexual minorities and change homophobic attitudes

Research and adv to realise sexual, reprod health and sexual minority rights claims in Africa 807 (HRA 807)

Qualification	Postgraduate
Module credits	20.00
Prerequisites	No prerequisites.
Contact time	30 contact hours per semester
Language of tuition	English
Academic organisation	Centre for Human Rights
Period of presentation	Semester 1



Module content

This module aims to equip students with the skills for advocacy of and to conduct research on sexual and reproductive health issues, with a view to the realisation of these rights and the rights of sexual minorities in Africa.

Topics include:

- (a) Defining human rights violations
- (b) Analysing root causes of human rights violations
- (c) Social sciences research methods
- (d) Investigating facts and gathering evidence
- (e) Conducting interviews
- (f) Strategic thinking including developing strategic partnerships
- (g) Advanced legal reasoning and legal writing
- (h) Strategic impact litigation
- (i) Negotiation and mediation
- (j) Media advocacy
- (k) Engaging government and other stakeholders
- (l) Conducting a practical exercise as simulation of an actual intervention to decrease stigma and increase sensitisation and acceptance of the rights of LGBTI communities in the context of the country in which the students find themselves.

Dissertation: Mercantile law 890 (HRG 890)

Qualification	Postgraduate
Module credits	200.00
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Mercantile Law
Period of presentation	Year

Thesis and oral defence: Mercantile law 990 (HRG 990)

Qualification	Postgraduate
Module credits	400.00
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Mercantile Law
Period of presentation	Year

Historical foundations of South African private law 110 (HVR 110)

Qualification	Undergraduate
Module credits	10.00



Prerequisites No prerequisites.

Language of tuition Both Afr and Eng

Academic organisation Jurisprudence

Period of presentation Semester 1

Module content

* For LLB and BA specialising in Law INTRODUCTION TO EXTERNAL LEGAL HISTORY (a) Introduction to characteristics and components of the South African legal system. (b) African law. (c) Roman legal history; reception. (d) Dutch republic; Dutch law. (e) English legal history. (f) Human rights; historical development; philosophy; international documents and systems. (g) South Africa; Cape; British occupation; ZAR; Union; Apartheid; common law; Constitution; religious legal systems. INTRODUCTION TO THE ROMAN LAW OF THINGS (a) Things, real rights, possession. (b) Ownership, limitations, acquisition, protection. (c) Limited real rights, servitudes, real security.

Historical foundations of South African private law 120 (HVR 120)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Language of tuition Both Afr and Eng

Academic organisation Jurisprudence

Period of presentation Semester 2

Module content

*For LLB and BA specialising in law INTRODUCTION TO THE ROMAN LAW OF CONTRACT (a) General principles of the law of contract (b) Specific contracts (c) Quasi contracts INTRODUCTION TO THE ROMAN LAW OF DELICT (a) General principles of the law of delict (b) Specific delicts (c) Quasi delicts

International and comparative human rights 801 (ICH 801)

Qualification Postgraduate

Module credits 20.00

Programmes [MPhil Option: Human Rights and Democratisation in Africa \(Coursework\)](#)
[LLM Option: Human Rights and Democratisation in Africa \(Coursework\)](#)
[MPhil Option: Human Rights and Democratisation in Africa \(Coursework\)](#)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition English

Academic organisation Centre for Human Rights

Period of presentation Semester 1



Module content

In this module, introductory human rights concepts are examined; the human rights systems under the United Nations, Council of Europe and the Organisation of American States and some selected national law systems are also analysed.

International criminal law 802 (ICL 802)

Qualification	Postgraduate
Module credits	30.00
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	Double Medium
Academic organisation	Public Law
Period of presentation	Semester 2

Module content

(a) A general introduction to international criminal law; key concepts and basic definitions of international criminal law and international criminal jurisdiction (b) The origin of the International Criminal Court and the implementation of the Statute of the International Criminal Court in South African law (c) Participation in international crimes and defences against international criminal liability (d) The move from state liability to individual liability in international criminal law (e) The crimes of genocide, war crimes and crimes against humanity in international criminal law

Indirect taxation 802 (IDB 802)

Qualification	Postgraduate
Module credits	30.00
Programmes	LLM Option: Tax Law (Coursework) LLM Option: Tax Law (Coursework)
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	Double Medium
Academic organisation	Mercantile Law
Period of presentation	Semester 1

Module content

(a) VAT
(b) Stamp duty
(c) Transfer duty
(d) SDL
(e) UIF



Introduction to law 110 (IDR 110)

Qualification	Undergraduate
Module credits	10.00
Service modules	Faculty of Economic and Management Sciences
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Jurisprudence
Period of presentation	Semester 1

Module content

*For LLB, BA/BCom specialising in law and BCom Taxation (a) The law (distinction between the law and other normative systems, law and justice, law and certainty) (b) Sources of the law (overview of the sources of South African law) (c) Divisions of the law (overview of the branches of the law) (d) Aspects of private law (basic concepts of private law, doctrine of subjective rights) (e) Civil procedure (overview of basic steps and role of civil procedure) (f) Aspects of criminal law (basic principles of criminal law) (g) Criminal procedure (overview of basic steps and role of criminal procedure) (h) Law of evidence (basic principles of the law of evidence)

Introduction to law 120 (IDR 120)

Qualification	Undergraduate
Module credits	10.00
Service modules	Faculty of Economic and Management Sciences
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Jurisprudence
Period of presentation	Semester 2

Module content

*For LLB and BA/BCom specialising in law (a) Law and the business world (introduction to the law of contract, forms of entrepreneurship and basic accounting terminology) (b) Court structure (structure and jurisdiction of various courts, alternative dispute resolution) (c) Constitution (overview of constitutional history, main features of the 1996 Constitution) (d) Human rights (overview of the contents and functioning of the Bill of Rights in the Constitution) (e) Legal comparison (overview of major legal families, South Africa's position) (f) Perspectives on the law (introduction to various approaches to the law)

Indirect tax 802 (IDT 802)

Qualification	Postgraduate
Module credits	30.00
Programmes	LLM Option: Mercantile Law (Coursework) LLM Option: Mercantile Law (Coursework)
Prerequisites	No prerequisites.



Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Mercantile Law

Period of presentation Semester 2

Module content

(a) The basic working of VAT (b) Output tax (c) Input tax (d) Exempt supplies (e) Zero-rated supplies (f) Adjustments in respect of change of use (g) Objection and appeal procedure under the VAT Act

International environmental law 801 (IEL 801)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: International Law \(Coursework\)](#)
[LLM Option: International Law \(Coursework\)](#)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition English

Academic organisation Public Law

Period of presentation Semester 1 or Semester 2

Module content

This module involves advanced study of the following: (a) Key concepts and principles of international environmental law (b) Climate change (c) Biodiversity (d) Hazardous substances and activities (e) Responsibility and liability for environmental harm (f) Oceans and the law of the sea.

International elective module (1) 411 (IET 411)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Language of tuition English

Academic organisation Law Dean's Office

Period of presentation Semester 1

International elective module (2) 412 (IET 412)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Language of tuition English

Academic organisation Law Dean's Office



Period of presentation Semester 1

International elective module (3) 413 (IET 413)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Language of tuition English

Academic organisation Law Dean's Office

Period of presentation Semester 1

International elective module (4) 414 (IET 414)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Language of tuition English

Academic organisation Law Dean's Office

Period of presentation Semester 1

Intellectual property law 320 (IGZ 320)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Private Law

Period of presentation Semester 2

Module content

*For LLB (a) General principles of intellectual property law (b) Copyright (c) Law relating to inventions and designs (d) Trademark law (e) Law relating to plant breeders' rights (f) Law of competition

Intellectual property, new technologies and innovation 803 (IGZ 802)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: Intellectual Property Law \(Coursework\)](#)
[LLM Option: Intellectual Property Law \(Coursework\)](#)

Prerequisites No prerequisites.

Contact time 2 lectures per week



Language of tuition Double Medium

Academic organisation Private Law

Period of presentation Semester 1

Module content

The following aspects will be dealt with:

- (a) Patents Act no. 57 of 1978
- (b) Designs Act 195 of 1993.
- (c) Plant Breeders' Rights Act 15 of 1976
- (d) Patent-related international instruments
- (e) New technologies and the law
- (f) Innovation and the law
- (g) Registrability of patents and designs
- (h) Capita selecta including: validity; interpretation of specifications; infringement; amendment or correction; compulsory licences; convention applications and exhaustion of rights.

Trademark law and protection of intellectual property rights 803 (IGZ 803)

Qualification Postgraduate

Module credits 30.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Private Law

Period of presentation Semester 2

Module content

The following aspects will be dealt with:

- (a) Trade Marks Act 194 of 1993
- (b) Merchandise Marks Act 17 of 1941
- (c) Counterfeit Goods Act 37 of 1997
- (d) History of trade mark law
- (e) Relationship between registered trade marks and unregistered trade marks
- (f) Trademark-related international instruments
- (g) Compliance with international instruments.
- (h) Capita selecta including: registrability and validity; infringement; amendment or correction
- (i) Civil remedies for the infringement of intellectual property rights.
- (j) Criminal remedies for the infringement of intellectual property rights.

Fundamental principles of IP law and copyright law 801 (IGZ 804)

Qualification Postgraduate

Module credits 30.00



Programmes LLM Option: Intellectual Property Law (Coursework)
LLM Option: Intellectual Property Law (Coursework)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Private Law

Period of presentation Semester 2

Module content

The following aspects will be dealt with:

- (a) The Nature of IPL
- (b) The justification for IP protection
- (c) Copyright Act 98 of 1978
- (d) Performers' Protection Act 11 of 1967
- (e) Registration of Copyright in Cinematograph Films Act 62 of 1977
- (f) History of copyright law.
- (g) Copyright-related international instruments
- (h) Compliance of South African law with international instruments
- (i) Capita selecta including: subsistence and conferral of copyright; scope of and exceptions to copyright; infringement of copyright

International humanitarian law and human rights in military operations 801 (IHM 801)

Qualification Postgraduate

Module credits 30.00

Programmes LLM Option: International Humanitarian Law and Human Rights in Military Operations (Coursework)
LLM Option: International Humanitarian Law and Human Rights in Military Operations (Coursework)

Contact time 2 lectures per week

Language of tuition English

Academic organisation Public Law

Period of presentation Semester 1

Module content

- (a) The applicability of international human rights law (IHRL) and international humanitarian law (IHL)
- (b) Basic principles of IHRL and IHL
- (c) Interplay, convergence and conflict between IHRL and IHL
- (d) Implementation and enforcement of IHRL and IHL
- (e) The relation of IHRL and IHL to other fields of international law
- (f) The deprivation of liberty in IHRL and IHL
- (g) The use of force in IHRL and IHL.



International insolvency law 801 (IIL 801)

Qualification Postgraduate

Module credits 30.00

Programmes LLM Option: International Law (Coursework)
LLM Option: Insolvency Law (Coursework)
LLM Option: International Law (Coursework)
LLM Option: Mercantile Law (Coursework)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Mercantile Law

Period of presentation Semester 1 or Semester 2

Module content

The module comprises a capita selecta from contemporary issues relating to the law of international insolvency.

Aspects dealt with include the following:

- (a) Modern trends and developments in insolvency law
- (b) Current issues in international insolvency law
- (c) Cross-border insolvency law systems in South Africa as well as in selected other jurisdictions

Private international law 410 (IPR 410)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition English

Academic organisation Private Law

Period of presentation Semester 1

Module content

*For LLB

- (a) Theoretical and historical background
- (b) Conceptual problems
- (c) Determination of foreign law
- (d) Conflict rules for the determination of an appropriate norm of the
 - family law
 - law of contract
 - law of delict
 - law of things
 - law of succession
 - Recognition and enforcement of foreign judgements



International law 410 (IPW 410)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Language of tuition Both Afr and Eng

Academic organisation Public Law

Period of presentation Semester 1

Module content

*For LLB (a) The nature and history of international law (b) Sources of international law (c) International law in municipal law (d) Recognition of states and governments (e) Territory (f) Jurisdiction, international crimes and immunity (g) International human rights (h) State responsibility

Insolvency law 310 (ISR 310)

Qualification Undergraduate

Module credits 10.00

Programmes [BCom Law](#)

Service modules Faculty of Economic and Management Sciences

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Mercantile Law

Period of presentation Semester 1

Module content

**For LLB and BCom specialising in law

- (a) General introduction and historical background
- (b) The process of sequestration
- (c) Effects of sequestration
- (d) Voidable and void dispositions
- (e) Overview of administration of insolvent estates
- (f) Composition, rehabilitation and offences
- (g) Liquidation of insolvent companies and close corporations

Insolvency law 801 (ISR 801)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: Insolvency Law \(Coursework\)](#)
[LLM Option: Insolvency Law \(Coursework\)](#)

Prerequisites No prerequisites.



Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Mercantile Law

Period of presentation Semester 1

Module content

This module deals with aspects of the following topics: (a) The nature and purpose of insolvency law with reference to the collection process (b) The application of the proceeds and liability for contribution (c) Sequestration and rehabilitation applications (d) The assets of the insolvent estate (e) The assets of the solvent spouse (f) Unexecuted transactions (g) Impeachable transactions (h) Composition

International labour law 802 (ITA 802)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: Labour Law \(Coursework\)](#)
[LLM Option: Labour Law \(Coursework\)](#)

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Mercantile Law

Period of presentation Semester 1

Module content

This module covers aspects of international labour law and includes:

- (a) International instruments (ILO and EU)
- (b) Employment equity
- (c) Termination of contracts of employment
- (d) Collective bargaining and strikes

Advanced income tax law 801 (ITL 801)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: Mercantile Law \(Coursework\)](#)
[LLM Option: Mercantile Law \(Coursework\)](#)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Mercantile Law

Period of presentation Semester 1



Module content

- a) The basic principles pertaining to gross income
- (b) Specific inclusions in gross income – interest, royalties, etc
- (c) General principles pertaining to deductible expenses
- (d) Examples of allowable and non-allowable deductions – rent, improvements, royalties, etc
- (e) Tax evasion and tax avoidance under the Income Tax Act
- (f) Objection and appeal procedures

Individual labour law 801 (IVL 801)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: Labour Law \(Coursework\)](#)
[LLM Option: Labour Law \(Coursework\)](#)

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Mercantile Law

Period of presentation Semester 1

Module content

Advanced study of:

- (a) Employment contract: essentialia and duties of parties
- (b) Application and scope of Labour Relations Act of 1995
- (c) Unfair labour practices
- (d) Unfair dismissal
- (e) Retrenchment and transfer of employment contracts

Jurisprudence 110 (JUR 110)

Qualification Undergraduate

Module credits 15.00

Programmes [BCom Law](#)

Service modules Faculty of Economic and Management Sciences
Faculty of Humanities

Prerequisites No prerequisites.

Contact time 4 lectures per week, 1 tutorial per week, 4 seminars

Language of tuition Both Afr and Eng

Academic organisation Jurisprudence

Period of presentation Semester 1



Module content

*For LLB and BA/BCom specialising in law

The module has both a theoretical and skills component. All elements described below will encompass conceptual knowledge combined with practical application.

UNDERLYING JURISPRUDENTIAL ASPECTS OF LAW / THE LAW IN GENERAL

- (a) A first-year definition of law / the Law
- (b) The relationships between law and society, law and history, law and politics, law and language
- (c) Being a law student or lawyer in South Africa
- (d) Introduction to different perspectives on the law

THE SOUTH AFRICAN LEGAL SYSTEM AND ITS HISTORICAL DEVELOPMENT

SOURCES OF SOUTH AFRICAN LAW AND THEIR HISTORICAL DEVELOPMENT

- (a) Introduction to characteristics and components of the South African legal system
- (b) Mixed legal systems
- (c) The South African Constitution and its historical development
- (d) Customary law and its historical development
- (e) Common law and its historical development
- (f) Primary and other sources of modern South African law
- (g) Applying the sources of law to a set of facts and relying on the sources of law to answer a jurisprudential question.

THE ABOVE CONTENT FORMS THE BASIS OF THE SKILLS COMPONENT (INCORPORATING ACADEMIC LITERACY SKILLS) WHICH CONSISTS OF:

- (a) Conducting research in the library
- (b) Finding, reading and applying the sources of law
- (c) Reading, understanding and summarising texts on topics of law
- (d) Analysing, criticising and improving ("edit") a piece of writing on the law in a theoretical sense; and
- (e) Writing a well-constructed essay or paragraph on legal problems and topics of law or legal history.

Jurisprudence 120 (JUR 120)

Qualification Undergraduate

Module credits 15.00

Programmes [BCom Law](#)

Service modules Faculty of Economic and Management Sciences
Faculty of Humanities

Prerequisites No prerequisites.

Contact time 1 tutorial per week, 4 seminars, 4 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Jurisprudence

Period of presentation Semester 2



Module content

*For LLB and BA/BCom specialising in law

BASIC PRINCIPLES OF THE:

- (a) Law of obligations (contract and delict)
- (b) Criminal law
- (c) Law of civil procedure;
- (d) Law of criminal procedure; and
- (e) Law of evidence.

ACCESS TO JUSTICE:

- (a) Courts and alternative dispute resolution;
- (b) Legal profession; and
- (c) Access to justice and its promotion in South Africa (the idea, problems, representation in criminal matters, role of different organisations, etc).

THE ABOVE CONTENT FORMS THE BASIS OF THE SKILLS COMPONENT (INCORPORATING ACADEMIC LITERACY SKILLS) WHICH CONSISTS OF:

- (a) Drafting a simple contract based upon a set of facts (law of contract)
- (b) Reading, understanding, summarising a case on the law of delict and applying the principles of legal argument and logic to it
- (c) Summarising, analysing, criticising and improving ("edit") a piece of writing on the law of evidence
- (d) Understanding and applying the principles of examination in chief, cross-examination and re-examination to a concrete set of facts with a view to participation in a "moot court" or debate.

Jurisprudence 310 (JUR 310)

Qualification Undergraduate

Module credits 10.00

Programmes [BA Law](#)

Service modules Faculty of Humanities

Prerequisites No prerequisites.

Contact time 1 tutorial per week, 2 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Jurisprudence

Period of presentation Semester 1

Module content

*For LLB and BA specializing in Law

An overview of the most important jurisprudential approaches amongst others natural law, positivism, realism, critical legal theory, modern and post-modern approaches. The theoretical and practical value of these approaches are investigated within a post-apartheid context.

Jurisprudence 420 (JUR 420)



Qualification	Undergraduate
Module credits	10.00
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	English
Academic organisation	Jurisprudence
Period of presentation	Semester 2

Module content

*For LLB

The module focuses on various jurisprudential approaches including philosophical perspectives; critical theory; and other inter- and trans-disciplinary perspectives on law and their response and relation to contemporary issues.

Child law 410 (KID 410)

Qualification	Undergraduate
Module credits	10.00
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	English
Academic organisation	Private Law
Period of presentation	Semester 1

Module content

*For LLB

- (a) The status of children in South African law
- (b) The constitutional protection of children
- (c) General principles of the Children's Act 38 of 2005
- (d) Parental responsibilities and rights
- (e) Children courts
- (f) Adoption and alternative care
- (g) International instruments pertaining to children's rights
- (h) Inter-country adoption and international abduction
- (i) Children and the criminal justice system

Commercial law 110 (KRG 110)

Qualification	Undergraduate
Module credits	10.00
Programmes	BSc Information Technology Information and Knowledge Systems



Service modules Faculty of Engineering, Built Environment and Information Technology
Faculty of Economic and Management Sciences

Prerequisites No prerequisites.

Contact time 2 lectures per week, 1 tutorial per week

Language of tuition Both Afr and Eng

Academic organisation Mercantile Law

Period of presentation Semester 1

Module content

General introduction.

General principles of the law of contract: introduction to the law of contract; consensus; contractual capacity; legality and physical possibility of performance; formalities; parties to the contract; conditions and related legal concepts; special terms and the interpretation of contracts; breach of contract and the termination of the contractual relationship.

Commercial law 120 (KRG 120)

Qualification Undergraduate

Module credits 10.00

Programmes [BSc Information Technology Information and Knowledge Systems](#)

Service modules Faculty of Engineering, Built Environment and Information Technology
Faculty of Economic and Management Sciences

Prerequisites Examination entrance to KRG 110

Contact time 1 tutorial per week, 2 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Mercantile Law

Period of presentation Semester 2

Module content

Law of purchase and sale; law of lease; credit agreements; law of agency; law of security.

Commercial law 200 (KRG 200)

Qualification Undergraduate

Module credits 24.00

Programmes [BSc Information Technology Information and Knowledge Systems](#)

Service modules Faculty of Engineering, Built Environment and Information Technology
Faculty of Economic and Management Sciences

Prerequisites KRG 120

Contact time 3 lectures per week

Language of tuition Both Afr and Eng



Academic organisation Mercantile Law

Period of presentation Year

Module content

Company law, law concerning close corporations, law of partnerships, labour law, law of arbitration and transport, law of insurance, law concerning negotiable documents, law of insolvency, law of succession and trusts.

Criminology 110 (KRM 110)

Qualification Undergraduate

Module credits 12.00

Programmes [BDiv Theology](#)

Service modules Faculty of Law

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Social Work and Criminology

Period of presentation Semester 1

Module content

Part 1: Fundamental criminology

Introduction to criminology, definition of crime, crime tendencies, classical and positivistic explanations of crime.

Part 2: Violent crime

A brief analysis of causes, consequences and mechanisms to prevent and reduce violent crime within a South African context. Define violent crime in terms of interpersonal violence, homicide, violent crimes within the criminal justice system and property-related violent crimes.

Criminology 120 (KRM 120)

Qualification Undergraduate

Module credits 12.00

Programmes [BDiv Theology](#)

Service modules Faculty of Law

Prerequisites KRM 110

Contact time 2 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Social Work and Criminology

Period of presentation Semester 2



Module content

Part 1: Penology

In Penology attention is given to the criminal justice system to emphasise the importance of using an integrated approach in the handling of offenders. The impact of overpopulation in prisons is critically evaluated. Attention is also given to awaiting trial offenders, the importance of community-based sentences as well as the re-integration of offenders in the community.

Part 2: Crime prevention and control

Responsibilities of the police and the community in crime prevention and control. Primary, secondary and tertiary crime prevention, crime prevention and reduction strategies in South Africa.

Specific contracts 220 (KTH 220)

Qualification	Undergraduate
Module credits	15.00
Programmes	BCom Law
Service modules	Faculty of Economic and Management Sciences
Prerequisites	No prerequisites.
Contact time	4 lectures per week
Language of tuition	Both Afr and Eng
Academic organisation	Mercantile Law
Period of presentation	Semester 2

Module content

*For LLB and BCom specialising in law

- (a) Law of purchase and sale
- (b) Law of letting and hiring of things
- (c) Law of agency
- (d) Law of surety
- (e) Law of letting and hiring of work

Law of contract 210 (KTR 210)

Qualification	Undergraduate
Module credits	10.00
Programmes	BA Law
Service modules	Faculty of Economic and Management Sciences
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Private Law
Period of presentation	Semester 1



Module content

*For LLB and BA/BCom specialising in law (a) General principles of the law of obligations (b) Formation of the contract (c) Content of the contract (d) Interpretation of written contracts

Law of contract 211 (KTR 211)

Qualification	Undergraduate
Module credits	15.00
Programmes	BCom Law
Service modules	Faculty of Economic and Management Sciences Faculty of Humanities
Prerequisites	No prerequisites.
Contact time	4 lectures per week, 1 tutorial per week
Language of tuition	Both Afr and Eng
Academic organisation	Private Law
Period of presentation	Semester 1

Module content

*For LLB and BA/BCom specialising in law
(a) General principles of the law of obligations
(b) Formation of the contract
(c) Content of the contract
(d) Interpretation of written contracts
(e) Breach of contract
(f) Remedies for breach of contract
(g) Termination of contractual obligations
(h) Drafting of contracts

Law of contract 220 (KTR 220)

Qualification	Undergraduate
Module credits	10.00
Programmes	BA Law
Service modules	Faculty of Economic and Management Sciences
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Private Law
Period of presentation	Semester 1



Module content

*For LLB and BA/BCom specialising in law

- (a) Breach of contract
- (b) Remedies for contracts
- (c) Termination of contractual obligations
- (d) Drafting of contracts

Information and communications technology law 420 (KUB 420)

Qualification	Undergraduate
Module credits	10.00
Programmes	BSc Information Technology Information and Knowledge Systems
Service modules	Faculty of Engineering, Built Environment and Information Technology
Prerequisites	No prerequisites.
Contact time	5 practicals per week
Language of tuition	Double Medium
Academic organisation	Mercantile Law
Period of presentation	Semester 2

Module content

*For LLB

- (a) Introduction to the study of information and communications technology law:
 - The place of information and communications technology law in the legal system
 - The nature and scope of information and communications technology law
 - Sources of information and communications technology law
 - Inception and influence of the Internet
- (b) Regulation of the Internet:
 - National/International
 - Jurisdiction
- (c) Aspects of intellectual property law and the Internet
- (d) E-commerce activities and the Internet:
 - Aspects of jurisdiction and signing of contracts
 - Data protection and encryption
 - Liability of Internet service providers
- (e) Advertising and the Internet
- (f) Criminal liability in information and communications technology law
- (g) Constitutional aspects in information and communications technology law:
 - The right to privacy/freedom of expression/information

Information and communications technology law 780 (KUB 780)

Qualification	Postgraduate
Module credits	15.00



Service modules Faculty of Economic and Management Sciences

Prerequisites KRG 110 or BER 210 or BER 310 or BER 410

Contact time 1 lecture per week

Language of tuition English

Academic organisation Mercantile Law

Period of presentation Semester 1 or Semester 2

Module content

- a) Introduction to the study of information and communications technology law:
 - The place of information and communications technology law in the legal system
 - The nature and scope of information and communications technology law
 - Sources of information and communications technology law
 - Inception and influence of the Internet
- b) Regulation of the Internet:
 - National/International
 - Jurisdiction
- c) Aspects of intellectual property law and the Internet
- d) E-Commerce activities and the Internet:
 - Aspects of jurisdiction and signing of contracts
 - Dataprotection and encryption
 - Liability of Internet service providers
 - Consumer Protection
- e) Criminal liability in information and communications technology space
- f) Constitutional aspects in information and communications technology space:
 - The right to privacy/freedom of expression/information

Information and communications and technology law 802 (KUB 802)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: Mercantile Law \(Coursework\)](#)
[LLM Option: Mercantile Law \(Coursework\)](#)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Mercantile Law

Period of presentation Semester 1 or Semester 2



Module content

This module will provide students with detailed knowledge and understanding of the underlying theory and diverse provisions of applicable international and domestic legislation as well as practical guidance on the application thereof. The following aspects will be addressed within the context of information and communications technology law;

- (a) General introduction to international and domestic information technology law
- (b) General principles of international and domestic electronic contracting
- (c) Capita selecta from electronic transacting: online gaming, auctions and the sales of restricted goods, electronic payment methods and digital banking/financial services
- (d) Consumer protection
- (e) Privacy and data protection
- (f) Free speech on the Internet
- (g) Cyber crime
- (h) Electronic challenges facing copyright law
- (i) Domain name regulation, governance and dispute resolution
- (j) Internet Service Provider (ISP) rights, duties and liabilities

Law of banking and financial institutions 410 (LBF 410)

Qualification	Undergraduate
Module credits	10.00
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	Double Medium
Academic organisation	Mercantile Law
Period of presentation	Semester 2

Module content

*For LLB

- (a) Law pertaining to selected financial institutions
- (b) Banking law
- (c) Insurance law

Liquidation and business rescue 802 (LBR 802)

Qualification	Postgraduate
Module credits	30.00
Programmes	LLM Option: Insolvency Law (Coursework) LLM Option: Insolvency Law (Coursework)
Contact time	2 lectures per week
Language of tuition	Double Medium
Academic organisation	Mercantile Law



Period of presentation Semester 2

Module content

- (a) Compromises and arrangements in terms of section 311 of the Companies Act 61 of 1973
- (b) Initiation and consequences of the winding-up of companies and close corporations
- (c) Administration of insolvent estates and the drafting of liquidation and distribution accounts
- (d) Judicial management and other business rescue mechanisms

Thesis and oral defence: Law 990 (LLD 990)

Qualification Postgraduate

Module credits 400.00

Programmes [LLD Law](#)
[LLD Law](#)

Prerequisites No prerequisites.

Language of tuition Both Afr and Eng

Academic organisation Law Dean's Office

Period of presentation Year

Dissertation: Law 890 (LLM 890)

Qualification Postgraduate

Module credits 200.00

Programmes [LLM Law](#)
[LLM Law](#)

Prerequisites No prerequisites.

Language of tuition Both Afr and Eng

Academic organisation Law Dean's Office

Period of presentation Year

Law of securities 410 (LOC 410)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Mercantile Law

Period of presentation Semester 1



Module content

*For LLB (a) Legal principles in respect of the regulation of the primary security markets (b) Legal principles in respect of secondary security markets

Advanced law of evidence 802 (LOE 802)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: Procedural Law \(Coursework\)](#)
[LLM Option: Procedural Law \(Coursework\)](#)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Procedural Law

Period of presentation Semester 1

Module content

The module comprises a study of selected capita of contemporary issues relating to the law of evidence. Aspects dealt with include the following:

- (a) Relevance and the fact-finding process: problematic aspects
- (b) Evidentiary aspects of the sentencing process with specific reference to the role of behavioural sciences
- (c) Expert witnesses and the “hired gun” phenomenon
- (d) A constitutional perspective on the privilege against self-incrimination
- (e) Specific aspects of the Electronic Communications and Transactions Act
- (f) Evidentiary aspects of the Sexual Offences Act

Global perspectives on law, justice and development 802 (LRD 802)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: Multidisciplinary Human Rights \(Coursework\)](#)
[LLM Option: Multidisciplinary Human Rights \(Coursework\)](#)
[MPhil Option: Law and Political Justice \(Coursework\)](#)
[MPhil Option: Multidisciplinary Human Rights](#)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Jurisprudence

Period of presentation Semester 2



Module content

This module deals with the following aspects:

- (a) Post-structural/postmodern legal theory
- (b) Post-colonial legal theory
- (c) Feminist legal theory
- (d) Application within a developmental context

Applied international law 801 (MCL 801)

Qualification Postgraduate

Module credits 30.00

Programmes

LLM Option: International Air, Space and Telecommunications Law (Coursework)
LLM Option: International Air, Space and Telecommunications Law (Coursework)
LLM Option: International Humanitarian Law and Human Rights in Military Operations (Coursework)
LLM Option: International Law (Coursework)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Public Law

Period of presentation Semester 1 or Semester 2

Module content

The module deals with the principles of international law at an advanced level. It focuses on theoretical questions pertaining to sources of the law and the relationship between international and national law. It analyses new developments in international law such as the changing content of sovereignty and the phenomenon of regional integration.

Media law 420 (MDR 420)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition English

Academic organisation Public Law

Period of presentation Semester 1

Module content

*For LLB

Capita selecta from media and communications law in the light of the Constitution.



Multidisciplinary human rights 801 (MHR 801)

Qualification	Postgraduate
Module credits	30.00
Programmes	LLM Option: Multidisciplinary Human Rights (Coursework) LLM Option: Multidisciplinary Human Rights (Coursework) MPhil Option: Multidisciplinary Human Rights
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	Double Medium
Academic organisation	Centre for Human Rights
Period of presentation	Semester 1

Module content

A combination of at least seven of the following topics: (a) The state, democracy and human rights (b) International relations and human rights (c) History of human rights, including “grassroots narratives” (d) Human rights in visual media (art and film) (e) Human rights in literature (f) Human rights fact-finding and reporting; human rights journalism (g) Human rights and HIV/Aids (h) Medicine, medical ethics and human rights (i) Civil society, “grassroots movements” and human rights (j) Poverty and human rights (k) Globalisation and human rights (l) Human rights and social change (m) Social science research and human rights (n) Tradition, religion and human rights (o) Gender and human rights (p) Transitional justice, reconciliation and justice

Company law 801 (MKR 801)

Qualification	Postgraduate
Module credits	30.00
Programmes	LLM Option: Corporate Law (Coursework) LLM Option: Corporate Law (Coursework)
Prerequisites	Must pass an entrance test
Contact time	2 lectures per week
Language of tuition	Double Medium
Academic organisation	Mercantile Law
Period of presentation	Semester 1

Module content

This module deals with aspects of the following topics: (a) The company concept (b) Capacity and representation of the company (c) Duties of the company director (d) Minority protection

Mini-dissertation 800 (MND 800)

Qualification	Postgraduate
Module credits	100.00



- LLM Option: International Air, Space and Telecommunications Law (Coursework)
- LLM Law of Contract (Coursework)
- LLM Option: Child Law (Coursework)
- LLM Option: Constitutional and Administrative Law (Coursework)
- LLM Option: Consumer Protection Law (Coursework)
- LLM Option: Corporate Law (Coursework)
- LLM Option: Estate Law (Coursework)
- LLM Option: Extractive Industry Law in Africa (Coursework)
- LLM Option: Family Law (Coursework)
- LLM Option: Insolvency Law (Coursework)
- LLM Option: Intellectual Property Law (Coursework)
- LLM Option: International Air, Space and Telecommunications Law (Coursework)
- LLM Option: International Humanitarian Law and Human Rights in Military Operations (Coursework)
- LLM Option: International Law (Coursework)
- LLM Option: International Trade and Investment Law in Africa (Coursework)
- LLM Option: Labour Law (Coursework)
- LLM Option: Mercantile Law (Coursework)
- LLM Option: Multidisciplinary Human Rights (Coursework)
- LLM Option: Private Law (Coursework)
- LLM Option: Procedural Law (Coursework)
- LLM Option: Socio-economic Rights (Coursework)
- MPhil Medical Law and Ethics (Coursework)
- MPhil Option: Environmental Law (Coursework)
- MPhil Option: Law and Political Justice (Coursework)
- MPhil Option: Multidisciplinary Human Rights

Programmes

Prerequisites	RHP 801 and RHP 803
----------------------	---------------------

Language of tuition	Double Medium
----------------------------	---------------

Academic organisation	Law Dean's Office
------------------------------	-------------------

Period of presentation	Year
-------------------------------	------

Module content

- (a) The student must submit a research proposal during his/her first year of registration for the LLM degree to the supervisor prior to commencing with the writing of the mini-dissertation.
- (b) A mini-dissertation (MND 800) of 13 000 to 15 000 words inclusive of footnotes but excluding the list of contents and the bibliography, is required. The mini-dissertation must be submitted to the supervisor not later than August of the second year of registration for the LLM programme. The mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Dean on recommendation of the LLM Committee

Mini-dissertation 802 (MND 802)

Qualification	Postgraduate
----------------------	--------------

Module credits	125.00
-----------------------	--------



Programmes
MPhil Option: Human Rights and Democratisation in Africa (Coursework)
LLM Option: Human Rights and Democratisation in Africa (Coursework)
LLM Option: Sexual and Reproductive Rights in Africa (Coursework)
MPhil Option: Human Rights and Democratisation in Africa (Coursework)
MPhil Option: Sexual and Reproductive Rights in Africa (Coursework)

Prerequisites NRM 801 and RHP 803

Language of tuition Double Medium

Academic organisation Centre for Human Rights

Period of presentation Year

Module content

(a) The student must submit a research proposal during his/her first year of registration for the LLM degree to the supervisor prior to commencing with the writing of the mini-dissertation.
(b) A mini-dissertation (MND 802) of 18 000 to 20 000 words inclusive of footnotes but excluding the list of contents and the bibliography, is required. The mini-dissertation must be submitted to the study leader not later than August of the second year of registration for the LLM programme. The mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Dean on recommendation of the LLM Committee.

Mini-dissertation 803 (MND 803)

Qualification Postgraduate

Module credits 130.00

Programmes
LLM Option: International Trade and Investment Law in Africa (Coursework)
LLM Option: International Trade and Investment Law in Africa (Coursework)
LLM Option: Tax Law (Coursework)

Prerequisites RHP 801 and RHP 803

Language of tuition Double Medium

Academic organisation Law Dean's Office

Period of presentation Year

Module content

(a) The student must submit a research proposal during his/her first year of registration for the LLM degree to the supervisor prior to commencing with the writing of the mini-dissertation. (b) A mini-dissertation (MND 803) of 23 000 to 25 000 words inclusive of footnotes but excluding the list of contents and the bibliography, is required. The mini-dissertation must be submitted to the study leader not later than August of the second year of registration for the LLM programme. The mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Dean on recommendation of the LLM Committee.

Mini-dissertation 804 (MND 804)

Qualification Postgraduate



Module credits 70.00

Programmes [LLM Option: Tax Law \(Coursework\)](#)
[LLM Option: Tax Law \(Coursework\)](#)

Prerequisites RHP 801 and RHP 803

Language of tuition Double Medium

Academic organisation Law Dean's Office

Period of presentation Year

Module content

- (a) The student must submit a research proposal during his/her second year of registration for the LLM degree to the supervisor prior to commencing with the writing of the mini-dissertation.
- (b) A mini-dissertation (MND 804) of minimum of 15 000 words inclusive of footnotes but excluding the list of contents and the bibliography, is required. The mini-dissertation must be submitted to the supervisor not later than August of the second year of registration for the LLM programme. The mini-dissertation must deal with the subject content of one of the modules or a combination of the modules registered for by the student for his/her LLM degree. Any request for an extension of the period for submission of the mini-dissertation may only be granted by the Dean on recommendation of the LLM Committee.

Dissertation: Law 890 (MPI 890)

Qualification Postgraduate

Module credits 200.00

Programmes [MPhil MPhil](#)
[MPhil MPhil](#)

Language of tuition Both Afr and Eng

Academic organisation Law Dean's Office

Period of presentation Year

Module content

Matrimonial property law 802 (MPL 802)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: Private Law \(Coursework\)](#)
[LLM Option: Family Law \(Coursework\)](#)
[LLM Option: Private Law \(Coursework\)](#)



Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Private Law

Period of presentation Semester 2

Module content

(a) Aspects of the Bill of Rights and the family law (b) Mediation in divorce law (c) Aspects of legal consequences of divorce between spouses (d) New development in the law of husband and wife

Municipal law 410 (MRG 410)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition English

Academic organisation Public Law

Period of presentation Semester 1

Module content

*For LLB

- (a) Introduction to local government law in general
- (b) Process of local government transformation
- (c) Status, objects and challenges of local government
- (d) Legal nature and duties of municipalities
- (e) Co-operative government
- (f) New institutional models in local government
- (g) Demarcation of local government jurisdictions.
- (h) Composition and election of local government structures
- (i) Role of traditional leaders in local government
- (j) Powers and functions
- (k) Political structures
- (l) Municipal services and other functional activities
- (m) Human resources and labour issues
- (n) Municipal finances and fiscal management
- (o) Development, planning and unique local government law matters

Human rights 220 (MRT 220)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.



Language of tuition Both Afr and Eng

Academic organisation Public Law

Period of presentation Semester 2

Module content

*For LLB and BA specialising in law (a) History of human rights in South Africa (b) Jurisprudential and political perspectives on human rights (c) Application, justiciability and interpretation of the bill of rights (d) Jurisdiction, procedures and remedies (e) Limitation of fundamental rights (f) International human rights (g) An analysis of selected fundamental rights

Dissertation: Human rights 890 (MRT 890)

Qualification Postgraduate

Module credits 200.00

Prerequisites No prerequisites.

Language of tuition English

Academic organisation Centre for Human Rights

Period of presentation Year

Thesis and oral defence: Human rights 990 (MRT 990)

Qualification Postgraduate

Module credits 400.00

Prerequisites No prerequisites.

Language of tuition English

Academic organisation Centre for Human Rights

Period of presentation Year

Research methodology for human rights 801 (NRM 801)

Qualification Postgraduate

Module credits 5.00

Programmes

MPhil Option: Sexual and Reproductive Rights in Africa (Coursework)
LLM Option: Human Rights and Democratisation in Africa (Coursework)
LLM Option: Sexual and Reproductive Rights in Africa (Coursework)
MPhil Option: Human Rights and Democratisation in Africa (Coursework)
MPhil Option: Sexual and Reproductive Rights in Africa (Coursework)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition English

Academic organisation Centre for Human Rights

Period of presentation Semester 1



Module content

In this module, the focus is on aspects of human rights research, fact finding, advocacy and education.

Entrepreneurial law 320 (ODR 320)

Qualification	Undergraduate
Module credits	12.00
Programmes	BCom Law
Service modules	Faculty of Economic and Management Sciences
Prerequisites	No prerequisites.
Contact time	3 lectures per week, 1 tutorial per week
Language of tuition	Both Afr and Eng
Academic organisation	Mercantile Law
Period of presentation	Semester 2

Module content

*For LLB and BCom specialising in law

- (a) Company law
- (b) Law relating to close corporations
- (c) Partnership law

Environmental law 410 (OMR 410)

Qualification	Undergraduate
Module credits	10.00
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	English
Academic organisation	Public Law
Period of presentation	Semester 1



Module content

*For LLB

- (a) The nature and scope of environmental law
- (b) The Constitution and the environment
- (c) Environmental framework regulation
- (d) Planning law
- (e) Environmental assessment
- (f) Water law
- (g) Pollution control and waste management
- (h) Mining and energy sources
- (i) Biodiversity and conservation of forests, plant resources and wild animals
- (j) Heritage resources
- (k) Living marine resources

Education law 420 (ONR 420)

Qualification	Undergraduate
Module credits	10.00
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	English
Academic organisation	Private Law
Period of presentation	Semester 2

Module content

*For LLB

- (a) Introduction to the nature and role of the law of education
- (b) Fundamental right to education and constitutional principles relevant to education
- (c) Certain specific rights of students, learners, parents and educators
- (d) Basic legal principles of education management in public schools
- (e) Basic legal principles regarding tertiary education
- (f) Other relevant aspects of the law of education

Post-apartheid jurisprudence 801 (PAJ 801)

Qualification	Postgraduate
Module credits	30.00
Programmes	LLM Option: Multidisciplinary Human Rights (Coursework) LLM Option: Multidisciplinary Human Rights (Coursework) LLM Option: Socio-economic Rights (Coursework) MPhil Option: Law and Political Justice (Coursework) MPhil Option: Multidisciplinary Human Rights
Prerequisites	No prerequisites.
Contact time	2 lectures per week



Language of tuition Double Medium

Academic organisation Jurisprudence

Period of presentation Semester 1

Module content

This module deals with the following aspects:

- (a) Transformative constitutionalism
- (b) Post-apartheid jurisprudence
- (c) Law, memory, reconciliation and reparation

Public Law 200 (PBL 200)

Qualification Undergraduate

Module credits 20.00

Programmes BA Law

Service modules Faculty of Humanities

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Public Law

Period of presentation Year

Module content

*For LLB, BA specialising in law; BAdmin and BCom law (a) Introduction to constitutional law theory (b) Basic principles: the law, the state and the individual (c) The historical development of the South African constitutional law (d) Different elements of a state (e) Sources of the South African constitutional law (f) The founding provisions, the legal order and symbols of the South African state (g) Cooperative government (h) The national legislative authority (i) The president and the national executive authority (j) Provincial government (k) Judicial authority (l) The Bill of Rights: History of human rights in South Africa, jurisprudential and political perspectives on human rights, application, justiciability and interpretation of the bill of rights, jurisdiction, procedures and remedies, limitation of human rights, an analysis of selected human rights (m) State institutions supporting constitutional democracy (n) The public administration (o) The South African security services (p) General provisions

Public law 310 (PBL 310)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Public Law



Period of presentation Semester 1

Module content

*For LLB and BAdmin

An overview of judicial review of administrative action in light of the Constitution and the Promotion of Administrative Justice Act 3 of 2000, with a focus on the legitimate scope of such judicial review and the grounds for judicial review.

Public law 320 (PBL 320)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Public Law

Period of presentation Semester 2

Module content

*For LLB

- (a) The historical development and theory of international law
- (b) Sources of international law
- (c) Territory
- (d) International legal personality
- (e) Jurisdiction, immunity from jurisdiction and extradition
- (f) Self-contained legal regimes and state responsibility
- (g) Judicial settlement of international disputes
- (h) International law in municipal law

Public law 410 (PBL 410)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Contact time 3 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Public Law

Period of presentation Semester 1



Module content

*For LLB

Introduction to criminal law:

- (a) Criminal law and the legal system
- (b) Criminal law and law of delict
- (c) The concepts "criminal law" and "crime"
- (d) The history and sources of our criminal law
- (e) Determinism and indeterminism
- (f) The purpose and function of the criminal law and crime
- (g) The classification of criminal law and crimes

General principles of criminal law: elements of criminal liability:

- (a) Legality
- (b) The deed
- (c) Unlawfulness
- (d) Capacity
- (e) Fault
- (f) Multiple defences

Public law 420 (PBL 420)

Qualification	Undergraduate
Module credits	10.00
Prerequisites	No prerequisites.
Contact time	3 lectures per week
Language of tuition	Both Afr and Eng
Academic organisation	Public Law
Period of presentation	Semester 2

Module content

*For LLB

Specific crimes:

- (a) Attempt, incitement and conspiracy
- (b) Participation and accessories after the fact
- (c) Crimes against life
- (d) Crimes against bodily integrity and parental authority
- (e) Crimes against reputation and dignity
- (f) Crimes against property and freedom of will
- (g) Crimes against sexual morality and family life
- (h) Crimes against public morality and religious feelings
- (i) Crimes against the administration of justice and public administration
- (j) Crimes against the state

Punishment:

- (a) Theories of punishment
- (b) Forms of punishment



Theory and practice of medical law and medical ethics 811 (PBL 811)

Qualification Postgraduate

Module credits 30.00

Programmes [MPhil Medical Law and Ethics \(Coursework\)](#)
[MPhil Medical Law and Ethics \(Coursework\)](#)

Contact time 2 lectures per week

Language of tuition English

Academic organisation Public Law

Period of presentation Semester 1

Module content

The topics covered include: (a) Historical, philosophical and foundational aspects of medical law and ethics, in general, and with specific reference to the doctor-patient-hospital relationship (b) Basic concepts in medical law and ethics, in general, and with specific reference to informed consent, medical confidentiality, capacity, medical paternalism and patient autonomy. (c) The specific interface between medical law and medical ethics

Access to healthcare and medical malpractice litigation 812 (PBL 812)

Qualification Postgraduate

Module credits 30.00

Programmes [MPhil Medical Law and Ethics \(Coursework\)](#)
[MPhil Medical Law and Ethics \(Coursework\)](#)

Contact time 2 lectures per week

Language of tuition English

Academic organisation Public Law

Period of presentation Semester 1 or Semester 2

Module content

In this module a multidisciplinary approach is adopted and the topics include the following: (a) Justice in the allocation of health resources, access to health care and healthcare insurance (b) The nature, scope and incidences of medical malpractice litigation in South Africa (c) The nature and scope of damages and compensation for medical negligence (d) Grounds of justification for medical interventions and other general defences in medical law (e) The various causes of action in medical malpractice litigation (f) Vulnerable patients (inclusive of children, the mentally ill/disabled and the elderly) and medical malpractice litigation (g) Allied healthcare practitioners (inclusive of nurses, psychologists, traditional healers etc) and medical malpractice (h) The role of telemedicine and e-health in medical malpractice (i) Reform of medical malpractice law (j) The drafting/assessment of pleadings in context of medical malpractice litigation

Medico-legal issues 813 (PBL 813)

Qualification Postgraduate

Module credits 30.00



Contact time 2 lectures per week

Language of tuition English

Academic organisation Public Law

Period of presentation Semester 1 or Semester 2

Module content

In this module, specific aspects of medico-legal issues are discussed. Specifics topics include: (a) A legal analysis of clinical medical research and practice (b) Analysing the application of mental healthcare law and practice in South Africa (c) The status and application of end-of-life-decisions and living wills (d) A legal analysis of organ procurement and transplantation (e) The nature, scope and application of forensic pathology services, also in context of sexual offences, “unnatural deaths” and inquest legislation (f) A legal analysis of human procreation (inclusive of artificial insemination, stem cell research, surrogacy and genetics) (g) Environmental issues and medical law (h) Intellectual property rights and medical law: access to patented and generic medicine

Aspects of private law pertaining to children 801 (PLC 801)

Qualification Postgraduate

Module credits 30.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Private Law

Period of presentation Semester 1

Module content

Capita selecta from any of the following: (a) Private legal status of children in South Africa (b) Parent-child relationship (c) Children's rights and parental responsibilities (d) Adoption and alternative care (e) Reproductive and health-care rights (f) The theory of children's rights

Practical law 400 (PRR 400)

Qualification Undergraduate

Module credits 20.00

Prerequisites Prospective students must apply for admission to this module

Contact time 1 lecture per week

Language of tuition Double Medium

Academic organisation Procedural Law

Period of presentation Year



Module content

*For LLB

(a) Practical legal work according to a duty roster at the University's Law Clinic during the academic year, including consultations with clients, drafting of pleadings and attendance at trials.

(b) Discussion classes regarding cases that are being dealt with at the Law Clinic

(c) Assignments

Practical law (Part 1 of 2) 410 (PRR 410)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Language of tuition Double Medium

Academic organisation Procedural Law

Period of presentation Semester 1

Module content

*For LLB (a) Practical legal work according to a duty roster at the University's Law Clinic during the academic year, including consultations with clients, drafting of pleadings and attendance at trials. Students do this work as a group to a greater degree than in PRR 420. (b) Discussion classes regarding cases that are being dealt with at the Law Clinic (c) Assignments

Practical law (Part 2 of 2) 420 (PRR 420)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Language of tuition Double Medium

Academic organisation Procedural Law

Period of presentation Semester 2

Module content

*For LLB a) Practical legal work according to a duty roster at the University's Law Clinic during the academic year, including consultations with clients, drafting of pleadings and attendance at trials. Students do this work as a group to a lesser degree than in PRR 410. (b) Discussion classes regarding cases that are being dealt with at the Law Clinic (c) Assignments

Law of persons 110 (PSR 110)

Qualification Undergraduate

Module credits 10.00

Programmes [BCom Law](#)



Service modules Faculty of Economic and Management Sciences
Faculty of Humanities

Prerequisites No prerequisites.

Contact time 1 tutorial per week, 2 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Private Law

Period of presentation Semester 1

Module content

*For LLB and BA/BCom specialising in Law

The legal rules in respect of the coming into existence, private law status and termination of a natural person or legal subject

Portuguese for LLM students 181 (PTG 181)

Qualification Undergraduate

Module credits 12.00

Service modules Faculty of Law

Prerequisites No prerequisites.

Contact time 2 lectures per week, 2 discussion classes per week

Language of tuition English and Portuguese

Academic organisation Modern European Languages

Period of presentation Semester 1

Module content

*No previous knowledge of or experience in Portuguese is required. Only students who are registered for LLM (Human Rights and Democratisation of Africa) will be admitted to this module which will involve an intensive and introductory study of the Portuguese language aimed at acquiring basic reading, writing, speaking and understanding skills.

Politics 111 (PTO 111)

Qualification Undergraduate

Module credits 12.00

Programmes [BA Law](#)

Service modules Faculty of Economic and Management Sciences
Faculty of Law

Prerequisites No prerequisites.

Contact time 1 discussion class per week, 2 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Political Sciences



Period of presentation Semester 1

Module content

Basics of politics

An introduction to the study of organised political society at national and international levels with specific reference to political concepts, approaches and methods. The emphasis is on state and governance as frameworks for analysis. This includes the development and comparison of related political entities, processes and regime types of a democratic and non-democratic nature, also considering the salient changes brought about by globalisation.

Politics 120 (PTO 120)

Qualification Undergraduate

Module credits 12.00

Programmes [BA Law](#)

Service modules Faculty of Economic and Management Sciences
Faculty of Law

Prerequisites PTO 111(GS)

Contact time 2 lectures per week, 1 discussion class per week

Language of tuition Both Afr and Eng

Academic organisation Political Sciences

Period of presentation Semester 2

Module content

Cooperation in the political world

An introduction to cooperation at national and international levels with specific reference to the nature, foundations and politics of cooperation. This includes an analysis and comparison of the politicisation, localisation and internationalisation of issues and of the problems at national, regional and international levels related to cooperation in an increasingly interdependent world characterised by the absence of supranational institutions. Attention is also paid to the corresponding dynamics of regime development, performance and change.

International humanitarian law 420 (PUR 420)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition English

Academic organisation Public Law

Period of presentation Semester 2



Module content

*For LLB (a) What is international humanitarian law (the law of war)?: the distinction between ius ad bellum and ius in bello (b) The historical development and sources of international humanitarian law (IHL) (c) Different types of armed conflict: The distinction between international and non-international armed conflicts (d) Distinction between combatants and civilians (e) The prisoner of war (POW) status: soldiers, spies, mercenaries and guerrillas (f) Conduct of hostilities: legal restraints on how war is to be waged (including the prohibition of certain weapons and the targets that may be engaged during hostilities) (g) The distinction between genocide, crimes against humanity and war crimes (h) Winners or losers: war, international politics and the implementation of IHL (i) The protection of women and children during armed conflict (j) Accountability or impunity: the prosecution of war crimes by national courts, ad hoc tribunals (the ICTY and ICTR) and the International Criminal Court (ICC) (k) The devil made me do it: superior orders and command responsibility during war (l) The role of International Committee of the Red Cross (ICRC)

Public law 800 (PUR 800)

Qualification Postgraduate

Module credits 0.00

Prerequisites No prerequisites.

Language of tuition Both Afr and Eng

Academic organisation Public Law

Period of presentation Year

Dissertation: Public law 890 (PUR 890)

Qualification Postgraduate

Module credits 200.00

Prerequisites No prerequisites.

Language of tuition Both Afr and Eng

Academic organisation Public Law

Period of presentation Year

Public law 900 (PUR 900)

Qualification Postgraduate

Module credits 0.00

Prerequisites No prerequisites.

Language of tuition Both Afr and Eng

Academic organisation Public Law

Period of presentation Year

Thesis and oral defence: Public law 990 (PUR 990)

Qualification Postgraduate



Module credits	400.00
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Public Law
Period of presentation	Year

Private Law 420 (PVR 420)

Qualification	Undergraduate
Module credits	10.00
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	Both Afr and Eng
Academic organisation	Private Law
Period of presentation	Semester 2

Module content

*For LLB Capita selecta from any of the following: (a) Enrichment (b) Estoppel (c) Personality rights

Private law 800 (PVR 800)

Qualification	Postgraduate
Module credits	0.00
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Private Law
Period of presentation	Year

Dissertation: Private law 890 (PVR 890)

Qualification	Postgraduate
Module credits	200.00
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Private Law
Period of presentation	Year

Private law 900 (PVR 900)

Qualification	Postgraduate
Module credits	0.00



Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Private Law
Period of presentation	Year

Thesis and oral defence: Private law 990 (PVR 990)

Qualification	Postgraduate
Module credits	400.00
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Private Law
Period of presentation	Year

Legal philosophy 311 (RFF 311)

Qualification	Undergraduate
Module credits	10.00
Programmes	BA Law
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Jurisprudence
Period of presentation	Semester 1

Module content

*For LLB An overview of the most important jurisprudential approaches amongst others natural law, positivism, realism, critical legal theory, modern and postmodern approaches. The theoretical and practical value of these approaches are investigated within a postapartheid context.

Dissertation: Jurisprudence 890 (RGS 890)

Qualification	Postgraduate
Module credits	200.00
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Jurisprudence
Period of presentation	Year

Thesis and oral defence: Jurisprudence 990 (RGS 990)

Qualification	Postgraduate
Module credits	400.00



Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Jurisprudence
Period of presentation	Year

Research methodology 320 (RHP 320)

Qualification	Undergraduate
Module credits	10.00
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	Both Afr and Eng
Academic organisation	Jurisprudence
Period of presentation	Semester 2

Module content

*For LLB

The module has two main components: Generic research skills and methods and perspectives concerning legal research.

GENERIC SKILLS

- (a) How to plan a research project
- (b) How to write a research proposal
- (c) Drafting of chapters
- (d) Language
- (e) Citation, ethics of citation, presentation

METHODS AND PERSPECTIVES CONCERNING LEGAL RESEARCH

- (a) The nature and purpose of Comparative Law, the advantages, disadvantages, and pitfalls of comparative research, dogmatic and functional approaches to legal comparison, types of comparative studies and the comparative method
- (b) Legal historical research
- (c) Legal pluralism
- (d) Socio-legal approaches
- (e) Broad theoretical perspectives

Research methodology 801 (RHP 801)

Qualification	Postgraduate
Module credits	5.00



- LLM Option: International Air, Space and Telecommunications Law (Coursework)
- LLM Law of Contract (Coursework)
- LLM Option: Child Law (Coursework)
- LLM Option: Constitutional and Administrative Law (Coursework)
- LLM Option: Consumer Protection Law (Coursework)
- LLM Option: Corporate Law (Coursework)
- LLM Option: Estate Law (Coursework)
- LLM Option: Extractive Industry Law in Africa (Coursework)
- LLM Option: Family Law (Coursework)
- LLM Option: Insolvency Law (Coursework)
- LLM Option: Intellectual Property Law (Coursework)
- LLM Option: International Air, Space and Telecommunications Law (Coursework)
- LLM Option: International Humanitarian Law and Human Rights in Military Operations (Coursework)
- LLM Option: International Law (Coursework)
- LLM Option: International Trade and Investment Law in Africa (Coursework)
- LLM Option: Labour Law (Coursework)
- LLM Option: Mercantile Law (Coursework)
- LLM Option: Multidisciplinary Human Rights (Coursework)
- LLM Option: Private Law (Coursework)
- LLM Option: Procedural Law (Coursework)
- LLM Option: Socio-economic Rights (Coursework)
- LLM Option: Tax Law (Coursework)
- MPhil Medical Law and Ethics (Coursework)
- MPhil Option: Environmental Law (Coursework)
- MPhil Option: Law and Political Justice (Coursework)
- MPhil Option: Multidisciplinary Human Rights

Programmes

Prerequisites	No prerequisites.
Contact time	8 seminars
Language of tuition	English
Academic organisation	Jurisprudence
Period of presentation	Semester 1 or Semester 2

Module content

- (a) Planning and organising a research project
- (b) Drafting a research proposal: Hypotheses and research question
- (c) Theory in research and methodological approaches to legal research
- (d) Language
- (e) Citation and ethics of citation
- (f) Drafting of chapters and presentation

Research methodology 802 (RHP 802)

Qualification	Postgraduate
Module credits	5.00



Programmes MPhil MPhil
LLM Law
MPhil MPhil

Prerequisites No prerequisites.

Contact time 40 seminars

Language of tuition English

Academic organisation Jurisprudence

Period of presentation Semester 1 and Semester 2

Module content

(a) Planning and organising a research project (b) Drafting a research proposal: Hypotheses and Research question (c) Theory in research and methodological approaches to legal research (d) Language (e) Citation and ethics of citation (f) Drafting of chapters and presentation (g) Substantive themes in legal research

Research proposal 803 (RHP 803)

Qualification Postgraduate

Module credits 5.00



- LLM Option: International Air, Space and Telecommunications Law (Coursework)
- LLM Law of Contract (Coursework)
- LLM Option: Child Law (Coursework)
- LLM Option: Constitutional and Administrative Law (Coursework)
- LLM Option: Consumer Protection Law (Coursework)
- LLM Option: Corporate Law (Coursework)
- LLM Option: Estate Law (Coursework)
- LLM Option: Extractive Industry Law in Africa (Coursework)
- LLM Option: Family Law (Coursework)
- LLM Option: Human Rights and Democratisation in Africa (Coursework)
- LLM Option: Insolvency Law (Coursework)
- LLM Option: Intellectual Property Law (Coursework)
- LLM Option: International Air, Space and Telecommunications Law (Coursework)
- LLM Option: International Humanitarian Law and Human Rights in Military Operations (Coursework)
- LLM Option: International Law (Coursework)
- LLM Option: International Trade and Investment Law in Africa (Coursework)
- LLM Option: Labour Law (Coursework)
- LLM Option: Mercantile Law (Coursework)
- LLM Option: Multidisciplinary Human Rights (Coursework)
- LLM Option: Private Law (Coursework)
- LLM Option: Procedural Law (Coursework)
- LLM Option: Sexual and Reproductive Rights in Africa (Coursework)
- LLM Option: Socio-economic Rights (Coursework)
- LLM Option: Tax Law (Coursework)
- MPhil Medical Law and Ethics (Coursework)
- MPhil Option: Environmental Law (Coursework)
- MPhil Option: Human Rights and Democratisation in Africa (Coursework)
- MPhil Option: Law and Political Justice (Coursework)
- MPhil Option: Multidisciplinary Human Rights
- MPhil Option: Sexual and Reproductive Rights in Africa (Coursework)

Programmes

Prerequisites No prerequisites.

Language of tuition Double Medium

Academic organisation Law Dean's Office

Period of presentation Year

Module content

Development and presentation of a research proposal. (A research proposal must be submitted to the supervisor and accepted in the first semester of the second year of study before the student will be allowed to register for the mini-dissertation.)

Research proposal and oral defence of the research proposal 804 (RHP 804)

Qualification Postgraduate

Module credits 0.00

- Programmes**
- MPhil MPhil
 - LLM Law
 - MPhil MPhil



Prerequisites	No prerequisites.
Language of tuition	Double Medium
Academic organisation	Law Dean's Office
Period of presentation	Semester 1 or Semester 2

Research methodology 902 (RHP 902)

Qualification	Postgraduate
Module credits	5.00

Programmes	DPhil DPhil DPhil DPhil LLD Law
-------------------	---------------------------------------

Prerequisites	No prerequisites.
Contact time	40 seminars
Language of tuition	English
Academic organisation	Jurisprudence
Period of presentation	Semester 1 and Semester 2

Module content

(a) Planning and organising a research project (b) Drafting a research proposal: Hypotheses and Research question (c) Theory in research and Methodological approaches to legal research (d) Language (e) Citation and ethics of citation (f) Drafting of chapters and presentation (g) Substantive themes in legal research

Research proposal and oral defence of the research proposal 904 (RHP 904)

Qualification	Postgraduate
Module credits	5.00

Programmes	DPhil DPhil DPhil DPhil LLD Law
-------------------	---------------------------------------

Prerequisites	No prerequisites.
Language of tuition	Double Medium
Academic organisation	Law Dean's Office
Period of presentation	Year

Module content

Research proposal and oral defence of the research proposal. A draft proposal must be approved by the supervisor. The student must convince the adjudicating panel of the feasibility of the topic and his or her knowledge of the research subject and ability to conduct the research. This module must be completed within one year after registration.



Legal problems of HIV and AIDS 410 (RHV 410)

Qualification	Undergraduate
Module credits	10.00
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	Double Medium
Academic organisation	Public Law
Period of presentation	Semester 2

Module content

*For LLB

An introduction to the medical and social aspects of the disease, and aspects of the legal position of people with HIV/Aids; seminar assignments (mini-dissertations) about problems of a moral and legal nature, such as the criminalisation of HIV infection as a separate statutory offence, implications of the right to health care, notification of HIV/Aids and the limits of privacy, as well as aspects arising from medical experimentation and the development of a vaccine.

Roman law 120 (ROM 120)

Qualification	Undergraduate
Module credits	10.00
Programmes	BCom Law
Service modules	Faculty of Economic and Management Sciences
Prerequisites	No prerequisites.
Contact time	1 tutorial per week, 3 lectures per week
Language of tuition	Both Afr and Eng
Academic organisation	Jurisprudence
Period of presentation	Semester 2



Module content

*For LLB and BA/BCom specialising in law

General introduction to Roman law and European law as foundations of South African private law

INTRODUCTION TO THE ROMAN LAW OF THINGS

- (a) Things, real rights, possession
- (b) Ownership, limitations, acquisition, protection
- (c) Limited real rights, servitudes, real security

INTRODUCTION TO THE ROMAN LAW OF CONTRACT

- (a) General principles of the law of contract
- (b) Specific contracts
- (c) Quasi contracts

INTRODUCTION TO THE ROMAN LAW OF DELICT

- (a) General principles of the law of delict
- (b) Specific delicts
- (c) Quasi delicts

Legal practice 210 (RPK 210)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Contact time 1 tutorial per week, 2 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Procedural Law

Period of presentation Semester 1

Module content

*For LLB ((a) An overview of the origin and development of the various legal professions (b) Statutory provisions applicable to the legal profession (c) Professional conduct and ethics (d) Professional costs and fees (e) Professional liability of legal practitioners (f) Research skills (g) Writing skills (letter of advice to client; office memorandum; heads of argument)

Legal practice 220 (RPK 220)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Contact time 2 lectures per week, 1 tutorial per week

Language of tuition Both Afr and Eng

Academic organisation Procedural Law

Period of presentation Semester 2



Module content

*For LLB (a) Practice management (b) Taking of instructions (c) Bookkeeping for legal practices (d) Aspects of trial advocacy (e) Practical application (f) Research skills (g) Writing skills (letter of advice to client; office memorandum; heads of argument)

Legal practice 310 (RPK 310)

Qualification	Undergraduate
Module credits	8.00
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Procedural Law
Period of presentation	Semester 1

Module content

*For LLB (a) An overview of the origin and development of the various legal professions (b) Statutory provisions applicable to the legal profession (c) Professional conduct and ethics (d) Professional costs and fees (e) Professional liability of legal practitioners

Legal practice 320 (RPK 320)

Qualification	Undergraduate
Module credits	10.00
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Procedural Law
Period of presentation	Semester 2

Module content

*For LLB (a) Practice management (b) Taking of instructions (c) Bookkeeping for legal practices (d) Aspects of trial advocacy (e) Practical application

Legal pluralism 210 (RPR 210)

Qualification	Undergraduate
Module credits	10.00
Programmes	BA Law
Service modules	Faculty of Humanities
Prerequisites	No prerequisites.
Contact time	1 tutorial per week
Language of tuition	Both Afr and Eng
Academic organisation	Private Law



Period of presentation Semester 1

Module content

*For LLB and BA specialising in law

- (a) Indigenous culture groups, their culture, and the definition of legal pluralism
- (b) Law of persons and family law of indigenous culture groups
- (c) Indigenous law of delict
- (d) Indigenous law of succession
- (e) Indigenous law of contract
- (f) Legal conflict and court structure
- (g) Legal systems based on religion in South Africa

Legal skills 110 (RVD 110)

Qualification Undergraduate

Module credits 10.00

Service modules Faculty of Economic and Management Sciences

Prerequisites No prerequisites.

Language of tuition Both Afr and Eng

Academic organisation Jurisprudence

Period of presentation Semester 1

Module content

*For LLB, BA/BCom specialising in law and BCom Taxation (a) Finding, reading and applying legislation (b) Law library orientation (c) Finding, reading and applying the common law (d) Finding, reading and applying court cases (e) Finding, reading and applying academic articles (f) Legal terminology

Legal skills 120 (RVD 120)

Qualification Undergraduate

Module credits 10.00

Service modules Faculty of Economic and Management Sciences

Prerequisites No prerequisites.

Language of tuition Both Afr and Eng

Academic organisation Jurisprudence

Period of presentation Semester 2

Module content

*For LLB and BA/BCom specialising in law (a) Court visit (b) Accessible legal language (c) Drafting an office memorandum (d) Drafting a letter to a client (e) Drafting heads of argument (f) Court appearance skills (g) Moot Court

Introduction to the South African legal system and Bill of Rights 801 (RVM 801)

Qualification Postgraduate



Module credits 20.00

Programmes

MPhil Option: Human Rights and Democratisation in Africa (Coursework)
LLM Option: Human Rights and Democratisation in Africa (Coursework)
MPhil Option: Human Rights and Democratisation in Africa (Coursework)

Prerequisites

No prerequisites.

Contact time

2 lectures per week

Language of tuition

English

Academic organisation

Centre for Human Rights

Period of presentation

Semester 1

Module content

This module provides an introductory overview of the South African Bill of Rights and constitutional litigation and analyses some selected rights in more depth within a comparative African constitutional context.

Legal interpretation 210 (RVW 210)

Qualification

Undergraduate

Module credits

10.00

Programmes

BA Law

Service modules

Faculty of Economic and Management Sciences
Faculty of Humanities

Prerequisites

No prerequisites.

Language of tuition

Both Afr and Eng

Academic organisation

Public Law

Period of presentation

Semester 1

Module content

*For LLB, BAdmin, BA specialising in law and BCom Taxation

Statute law:

- General introduction: relationship between text and context
- What is legislation: categories and types of legislation
- The structure and format of legislation (enacted law texts)
- Commencement, amendment and demise of legislation

Principles of interpretation:

- How to interpret legislation: various theories and methods of interpretation and the influence of the supreme Constitution on statutory interpretation
- Internal and external aids to determine the legislative purpose
- So-called peremptory and directory provisions
- Statutory interpretation and judicial lawmaking
- Basic principles of constitutional interpretation



International air, space and telecommunications law 801 (SAL 801)

Qualification	Postgraduate
Module credits	30.00
Programmes	LLM Option: International Air, Space and Telecommunications Law (Coursework) LLM Option: International Air, Space and Telecommunications Law (Coursework)
Contact time	2 lectures per week
Language of tuition	English
Academic organisation	Public Law
Period of presentation	Semester 1

Module content

- (a) The public and private law aspects of air law
- (b) The regulatory system of the International Telecommunication Union
- (c) The history and major principles of space law
- (d) The use of space for military purposes
- (e) Liability for the wrongful use of space

Law of things 310 (SAR 310)

Qualification	Undergraduate
Module credits	15.00
Programmes	BCom Law
Service modules	Faculty of Economic and Management Sciences
Prerequisites	No prerequisites.
Contact time	1 tutorial per week, 4 lectures per week
Language of tuition	Both Afr and Eng
Academic organisation	Private Law
Period of presentation	Semester 1

Module content

*For LLB and BA/BCom specialising in law (a) General principles of the law of things (b) Constitutional aspects (c) Control (possession and holdership) (d) Ownership (including joint ownership and sectional-title property) (e) Limited real rights (including servitudes, limiting provisions, public servitudes, mineral rights and real security rights)

Statutory competition law 801 (SCL 801)

Qualification	Postgraduate
Module credits	30.00
Programmes	LLM Option: Mercantile Law (Coursework) LLM Option: Mercantile Law (Coursework)
Prerequisites	No prerequisites.



Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Mercantile Law

Period of presentation Semester 2

Module content

This module will provide students with detailed knowledge and understanding of the underlying policy and diverse provisions of the Competition Act 89 of 1998 (as amended) as well as practical guidance on the application thereof. The following aspects will be dealt with within the context of international comparative competition law: (a) Introduction to competition policy, jurisdiction and the structure of competition authorities (b) Economics of competition law (c) Relevant aspects of markets and market power (d) Horizontal agreements and restrictive horizontal practices (e) Vertical agreements and restrictive vertical practices (f) Abuse of dominance (g) The Competition Act and price setting (h) Exemption applications (i) Merger assessment (j) Merger regulation: legal and procedural aspects

Law of damages 410 (SGR 410)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Private Law

Period of presentation Semester 1

Module content

*For LLB (a) General principles and doctrines of the law of damages (b) Specific principles regarding delictual damages (c) Specific principles regarding contractual damages (d) Procedural principles in the law of damages

Civil procedure law 400 (SIP 400)

Qualification Undergraduate

Module credits 15.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Procedural Law

Period of presentation Year



Module content

*For LLB

- (a) Aspects of litigation techniques
- (b) General principles of civil procedure
- (c) Practical application
- (d) Compiling pleadings

Civil procedure 410 (SIP 410)

Qualification	Undergraduate
Module credits	8.00
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Procedural Law
Period of presentation	Semester 1

Module content

*For LLB (a) Aspects of litigation techniques (b) General principles of civil procedure (c) Practical application

Civil procedure 420 (SIP 420)

Qualification	Undergraduate
Module credits	8.00
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Procedural Law
Period of presentation	Semester 2

Module content

*For LLB (a) Aspects of litigation techniques (b) Compiling pleadings (c) General principles of civil procedure (d) Practical application

Law of specific contracts 802 (SKC 802)

Qualification	Postgraduate
Module credits	30.00
Programmes	LLM Option: Mercantile Law (Coursework) LLM Option: Mercantile Law (Coursework)
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	Double Medium
Academic organisation	Mercantile Law



Period of presentation Semester 2

Module content

A. Sale

1. General principles
2. Capita selecta from:
 - (a) Historical background of the deed of sale
 - (b) Methods of determining the subject matter: purchase price and thing sold
 - (c) Formalities regulations for sale of land
 - (d) The Actio Empti, Actio Redhibitoria and Actio Quanti Minoris
 - (e) Transfer of ownership and warranty against eviction
 - (f) Payment of price: suspensive condition
 - (g) Benefit and risk

B. Lease

1. General principles
2. Capita selecta from:
 - (a) Nature of the contract of lease
 - (b) Essentialia
 - (c) Rental Housing Act 50 of 1999: nature and powers of rental housing tribunals
 - (d) Obligations of the lessor and lessee
 - (e) Remedies of the lessor and lessee
 - (f) "Huur gaat voor koop"
 - (g) Improvements to the leased property: rights, obligations and remedies

C. Aspects of suretyship and agency

Moot Court 420 (SKH 420)

Qualification	Undergraduate
Module credits	10.00
Prerequisites	No prerequisites.
Contact time	2 practicals per week
Language of tuition	English
Academic organisation	Procedural Law
Period of presentation	Semester 2

Module content

* For LLB

Students who officially represent the Faculty at the annual All African Human Rights Moot Court Competition or the Phillip C. Jessup International Law Moot Court Competition, or any other moot court competition approved by the Dean, obtain credit for Moot Court 420 during the year of official participation.

Essay and seminar 400 (SKY 400)

Qualification	Undergraduate
----------------------	---------------



Module credits	15.00
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Law Dean's Office
Period of presentation	Year

Module content

*For LLB (a) The essay deals with a subject from the field of law. (b) The Dean advises final-year students of the date on which the subject of the essay must be submitted to him for approval. (c)The head of department responsible for the subject, or a lecturer designated by him/her, acts as project leader and as examiner: Provided that the head of department may appoint an external examiner should he/she deem it necessary. (d)Two typed, duplicated or printed copies of the essay of between 8 000 and 14 000 words (with an indication of the amount of words on the last page of the essay), must be submitted. The date when the essay must be submitted is the first Monday after the September/October recess. Each lecturer supervises a maximum of 15 students annually. The topics chosen by these students must preferably be thematically linked. At the beginning of the year, all registered students as a group attend three compulsory one-hour lectures on the approach to and writing of an essay. Following this, each lecturer organises one seminar of two hours with his or her group of students, during which students submit the topics and basic structure of their essays. After completion of the essays, a copy of each essay is made available to students. For this purpose, one copy must be handed in at the library, and the other at the supervisor. The lecturer then organises a further series of seminars, where each student presents his or her conclusions for the group to criticise. At these seminars, the lecturer also involves another faculty member or expert. The evaluation is as follows: Design of thesis 10% Written document 70% Participation in seminar 20%

Essay and seminar 410 (SKY 410)

Qualification	Undergraduate
Module credits	15.00
Prerequisites	RHP 320
Contact time	1 lecture per week
Language of tuition	Both Afr and Eng
Academic organisation	Law Dean's Office
Period of presentation	Semester 1



Module content

*For LLB

(a) The essay deals with a subject from the field of law.

(b) The supervisor advises final-year students of the date on which the subject of the essay must be submitted to him for approval.

(c) The head of department responsible for the subject, or a lecturer designated by him/her, acts as project leader and as examiner: Provided that the head of department may appoint an external examiner should he/she deem it necessary.

(d) Two typed, duplicated or printed copies of the essay of between 8 000 and 14 000 words (with an indication of the amount of words on the last page of the essay), must be submitted. The date when the essay must be submitted will be communicated.

Each lecturer supervises a maximum of 15 students annually. The topics chosen by these students must preferably be thematically linked. At the beginning of the year, all registered students as a group attend one compulsory lecture on the approach to and writing of an essay. Following this, each lecturer organises one seminar of two hours with his or her group of students, during which students submit the topics and basic structure of their essays.

After completion of the essays, a copy of each essay is made available to students. For this purpose, one copy must be handed in at the library, and the other at the supervisor. The lecturer then organises a further series of seminars, where each student presents his or her conclusions for the group to criticise. At these seminars, the lecturer also involves another faculty member or expert.

The evaluation is as follows:

Written document: 70%

Participation in seminar: 30%

Draft essay: 10%

Statutory crimes 410 (SMI 410)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition English

Academic organisation Public Law

Period of presentation Semester 1

Module content

*For LLB Crimes: Capita selecta from: (a) Computer crimes (b) Liquor and drug offences (c) Economic offences (d) Sexual offences (e) Offences within the family and against children (f) Offences against animals (g) Offences relating to dangerous weapons, firearms and explosives (h) Police and prisons offences (i) Offences against the public safety and order (j) Offences against the safety of the state (k) Offences against the environment (l) Traffic offences (m) Minimum sentencing Forensic criminalistics: (a) Components and objectives of criminal investigation (b) Identification, comparison and individualisation (c) Information-gathering through communication (d) Serological examinations (e) Odontological examinations (f) Dactyloscopic examinations (g) Trichological examinations



Sociology 110 (SOC 110)

Qualification	Undergraduate
Module credits	12.00
Programmes	BTh Theology
Service modules	Faculty of Engineering, Built Environment and Information Technology Faculty of Law
Prerequisites	No prerequisites.
Contact time	3 lectures per week, 1 tutorial per week
Language of tuition	English
Academic organisation	Sociology
Period of presentation	Semester 1

Module content

Part 1: The individual and society

An introduction to sociology, the classical sociological paradigm and the principles of sociological research.

Part 2: *The making of the South African order*

This section explores key factors involved in the making and shaping of the contemporary South African social order and considers the sociological implications thereof. Students will be introduced to the political economy of South Africa, with an emphasis on the nature of South Africa's industrialisation, the process of proletarianisation and the introduction of the migration labour system. In addition, the racial state, the foundations of its social project, and the spatial form of its 20th century racial modernity will be considered.

Sociology 120 (SOC 120)

Qualification	Undergraduate
Module credits	12.00
Programmes	BTh Theology
Service modules	Faculty of Engineering, Built Environment and Information Technology Faculty of Law
Prerequisites	No prerequisites.
Contact time	3 lectures per week, 1 tutorial per week
Language of tuition	English
Academic organisation	Sociology
Period of presentation	Semester 2



Module content

Part 1: *The sociology of institutions*

An introduction to the social dynamics of institutions such as the family, the state, the economy, religion, education, and civil society, with specific focus on Southern Africa.

Part 2: *Social stratification: Race, class and gender*

The nature and dynamics of social stratification and inequality will be explored. Race, gender and class are the foci of the section. The South African reality in this regard is highlighted.

Social security law 420 (SOR 420)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Mercantile Law

Period of presentation Semester 2

Module content

a) Scope and functions of social security b) Old age grants and insurance c) Employment injuries and unemployment insurance d) Sickness, invalidity and health care e) Child and family maintenance

Criminal procedure law 400 (SPR 400)

Qualification Undergraduate

Module credits 15.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Procedural Law

Period of presentation Year

Module content

*For LLB

(a) The general principles of criminal procedure law in the lower courts, High Court and the High Court of Appeal of South Africa.

(b) Drafting of pleadings

(c) Practical application

Criminal procedure 410 (SPR 410)

Qualification Undergraduate



Module credits	8.00
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Procedural Law
Period of presentation	Semester 1

Module content

*For LLB The general principles of criminal procedure law in the lower courts, High Court and the High Court of Appeal of South Africa.

Criminal procedure 420 (SPR 420)

Qualification	Undergraduate
Module credits	8.00
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Procedural Law
Period of presentation	Semester 2

Module content

*For LLB (a) Drafting of pleadings (b) Practical application

Dissertation: Procedural Law 890 (SPR 890)

Qualification	Postgraduate
Module credits	200.00
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Procedural Law
Period of presentation	Year

Thesis and oral defence: Procedural law 990 (SPR 990)

Qualification	Postgraduate
Module credits	400.00
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Procedural Law
Period of presentation	Year

Socio-economic rights in the South African Constitution 802 (SRC 802)

Qualification	Postgraduate
----------------------	--------------



Module credits 30.00

Programmes

LLM Option: Constitutional and Administrative Law (Coursework)
LLM Option: Constitutional and Administrative Law (Coursework)
LLM Option: Multidisciplinary Human Rights (Coursework)
LLM Option: Socio-economic Rights (Coursework)
MPhil Option: Environmental Law (Coursework)
MPhil Option: Multidisciplinary Human Rights

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Public Law

Period of presentation Semester 1 or Semester 2

Module content

An analysis of the theory and practice of constitutional socio-economic rights in South Africa, with a specific focus on litigation and legal activism in this respect.

Constitutional law 210 (SRG 210)

Qualification Undergraduate

Module credits 10.00

Service modules Faculty of Economic and Management Sciences

Prerequisites No prerequisites.

Language of tuition Both Afr and Eng

Academic organisation Public Law

Period of presentation Semester 1

Module content

*For LLB and BAdmin and BA specialising in law

- (a) Introduction to constitutional law theory
- (b) Basic principles: the law, the state and the individual
- (c) The historical development of the South African constitutional law
- (d) Different elements of a state
- (e) Sources of the South African constitutional law
- (f) The founding provisions, the legal order and symbols of the South African state
- (g) The South African Bill of Rights
- (h) Co-operative government
- (i) The president and the national executive authority

Constitutional law 220 (SRG 220)

Qualification Undergraduate

Module credits 10.00



Service modules Faculty of Economic and Management Sciences

Prerequisites No prerequisites.

Language of tuition Both Afr and Eng

Academic organisation Public Law

Period of presentation Semester 2

Module content

*For LLB and BAdmin and BA specialising in law (a) The national legislative authority (b) Provincial government (c) Local government (d) Judicial authority (e) State institutions supporting constitutional democracy (f) The public administration (g) The South African security services (h) Traditional leaders (i) Finance (j) General provisions and transitional arrangements

Socio-economic rights under comparative and international law 801 (SRI 801)

Qualification Postgraduate

Module credits 30.00

Programmes

LLM Option: Multidisciplinary Human Rights (Coursework)

LLM Option: International Law (Coursework)

LLM Option: Multidisciplinary Human Rights (Coursework)

LLM Option: Socio-economic Rights (Coursework)

MPhil Option: Multidisciplinary Human Rights

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Centre for Human Rights

Period of presentation Semester 1

Module content

(a) Protection of socio-economic rights in other domestic jurisdictions, in particular in Africa (b) Introduction to international human rights law (c) Socio-economic rights in the UN human rights system (d) Socio-economic rights in the African human rights system (e) Socio-economic rights in the European human rights system (f) Socio-economic rights in the Inter-American human rights system (g) Socio-economic rights in other emerging regional human rights systems

Sports law 801 (SRP 801)

Qualification Postgraduate

Module credits 30.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Procedural Law



Period of presentation Semester 1

Module content

(a) Aspects of sport contracts (b) Employment law issues in sport (c) Liability for sport injuries (d) Commercial rights (e) Doping in sport (f) Aspects of constitutional law

Sports law 420 (SRR 420)

Qualification Undergraduate

Module credits 10.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition English

Academic organisation Procedural Law

Period of presentation Semester 1

Module content

*For LLB (a) Delictual liability (b) Contractual liability (c) Criminal liability (d) Diverse aspects arising from sports

Aspects of criminal and criminal procedural law pertaining to children 802 (SSK 802)

Qualification Postgraduate

Module credits 30.00

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Private Law

Period of presentation Semester 2

Module content

Capita selecta from any of the following: (a) Crimes against children (b) The child as witness (c) The child as perpetrator (d) Child pornography (e) Trafficking in children (f) Aspects of psychology and/or criminology regarding crimes against children

Criminal law 410 (STR 410)

Qualification Undergraduate

Module credits 12.00

Prerequisites No prerequisites.

Language of tuition Both Afr and Eng

Academic organisation Public Law

Period of presentation Semester 1



Module content

*For LLB Introduction to criminal law: (a) Criminal law and the legal system (b) Criminal law and law of delict (c) The concepts "criminal law" and "crime" (d) The history and sources of our criminal law (e) Determinism and indeterminism (f) The purpose and function of the criminal law and crime (g) The classification of criminal law and crimes General principles of criminal law: elements of criminal liability: (a) Legality (b) The deed (c) Unlawfulness (d) Capacity (e) Fault (f) Multiple defences

Criminal law 420 (STR 420)

Qualification Undergraduate

Module credits 12.00

Prerequisites No prerequisites.

Language of tuition Both Afr and Eng

Academic organisation Public Law

Period of presentation Semester 2

Module content

*For LLB Specific crimes: (a) Attempt, incitement and conspiracy (b) Participation and accessories after the fact (c) Crimes against life (d) Crimes against bodily integrity and parental authority (e) Crimes against reputation and dignity (f) Crimes against property and freedom of will (g) Crimes against sexual morality and family life (h) Crimes against public morality and religious feelings (i) Crimes against the administration of justice and public administration (j) Crimes against the state Punishment: (a) Theories of punishment (b) Forms of punishment

Dissertation: Criminal law 890 (STR 890)

Qualification Postgraduate

Module credits 200.00

Prerequisites No prerequisites.

Language of tuition Both Afr and Eng

Academic organisation Public Law

Period of presentation Year

General principles of tax 801 (TAX 801)

Qualification Postgraduate

Module credits 40.00

Programmes [LLM Option: Tax Law \(Coursework\)](#)
[LLM Option: Tax Law \(Coursework\)](#)

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Mercantile Law



Period of presentation Semester 1

Module content

- (a) Interpretation of tax legislation
- (b) Tax administration
- (c) Rules of the tax court
- (d) Other relevant principles of taxes

Current issues in taxation 802 (TAX 802)

Qualification Postgraduate

Module credits 15.00

Programmes [LLM Option: Tax Law \(Coursework\)](#)
[LLM Option: Tax Law \(Coursework\)](#)

Prerequisites TAX 801

Contact time 40 contact hours

Language of tuition Double Medium

Academic organisation Mercantile Law

Period of presentation Semester 2

Module content

- (a) Wealth transfer taxes
- (b) Taxes and international business activities
- (c) Customs and excises
- (d) Other current issues in taxation

Income and consumption taxes 803 (TAX 803)

Qualification Postgraduate

Module credits 40.00

Programmes [LLM Option: Tax Law \(Coursework\)](#)
[LLM Option: Tax Law \(Coursework\)](#)

Prerequisites TAX 801

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Mercantile Law

Period of presentation Semester 2

Module content

- (a) South African Income Tax Act (No 58 of 1962)
- (b) Value-Added Tax Act (No 89 of 1991)
- (c) Other related income and consumption taxes



Technical research reports 804 (TAX 804)

Qualification	Postgraduate
Module credits	25.00
Prerequisites	No prerequisites.
Language of tuition	Double Medium
Academic organisation	Mercantile Law
Period of presentation	Semester 1 and Semester 2

Module content

The technical research reports module will comprise of a minimum of three (3) technical reports of 3 000 words (approximately 10 pages) each, related to the following:

- (a) The general principles of taxes
- (b) The current issues in taxation
- (c) The income and consumption taxes

All the required technical research reports in the module need to be submitted by the student and all the reports will count towards the final mark of the module. However, a subminimum of 40% for each technical research report and an average of 50% will be required for the student to successfully complete the module.

Transnational business law 420 (TBR 420)

Qualification	Undergraduate
Module credits	10.00
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	Double Medium
Academic organisation	Mercantile Law
Period of presentation	Semester 2

Module content

*For LLB (a) International contracts of sale (b) International contracts of carriage (c) Insurance contracts in international transactions

Trusts and estates 410 (TBS 410)

Qualification	Undergraduate
Module credits	10.00
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	English
Academic organisation	Private Law
Period of presentation	Semester 1



Module content

*For LLB (a) Aspects of trust law (b) Aspects of administration of deceased estates

International take-overs and reorganisations 802 (TOR 802)

Qualification Postgraduate

Module credits 30.00

Programmes [LLM Option: Corporate Law \(Coursework\)](#)
[LLM Option: Corporate Law \(Coursework\)](#)

Prerequisites Must pass an entrance test

Contact time 2 lectures per week

Language of tuition Double Medium

Academic organisation Mercantile Law

Period of presentation Semester 1 or Semester 2

Module content

This module deals with aspects of the following topics:

- (a) South African take-overs and reorganisations
- (b) International (USA and EU) take-overs and reorganisations
- (c) Competition law

Academic orientation 104 (UPO 104)

Qualification Undergraduate

Module credits 0.00

Language of tuition Double Medium

Academic organisation Law Dean's Office

Period of presentation Year

Consumer protection 220 (VBB 220)

Qualification Undergraduate

Module credits 15.00

Programmes [BCom Law](#)

Service modules Faculty of Economic and Management Sciences

Prerequisites No prerequisites.

Contact time 3 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Mercantile Law

Period of presentation Semester 2



Module content

*For LLB and BCom specialising in law

- (a) Basic principles of the National Credit Act 34 of 2005
- (b) Aspects regarding the law applicable to credit agreements
- (c) Basic principles of the Consumer Protection Act 68 of 2008

Payment methods 320 (VHD 320)

Qualification	Undergraduate
Module credits	10.00
Programmes	BCom Law
Service modules	Faculty of Economic and Management Sciences
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Language of tuition	Both Afr and Eng
Academic organisation	Mercantile Law
Period of presentation	Semester 2

Module content

*For LLB and BCom specialising in Law (a) Elements of negotiability; the bill of exchange, cheque and promissory note; parties to bills, cheques and notes (b) Requirements for validity, negotiation, holdership and acceptance (c) The banker-client relationship; crossings and additions to crossings; the legal position of the drawee and collecting bank (d) Electronic payment methods

Insurance law 310 (VRR 310)

Qualification	Undergraduate
Module credits	10.00
Prerequisites	No prerequisites.
Language of tuition	Both Afr and Eng
Academic organisation	Mercantile Law
Period of presentation	Semester 1

Module content

*For LLB (a) Nature and history of insurance (b) Sources of South African insurance law and classification of insurance contracts (c) Insurance contracts (d) Specific aspects regarding indemnity insurance (e) Specific aspects regarding non-indemnity insurance

Social welfare law 110 (WRG 110)

Qualification	Undergraduate
Module credits	7.00
Programmes	BSocial Work Social Work



Service modules Faculty of Humanities

Prerequisites No prerequisites.

Contact time 2 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Private Law

Period of presentation Semester 1

Module content

This module is designed to introduce students to some of the legal aspects of particular importance to social workers. The module includes the following components: An introduction to law in general including an overview of the sources of law, the South African court system, the legal profession, legal aid and the procedural law; the law of persons, with specific reference to the commencement and termination of legal subjectivity and the legal status of a person; an introduction to the criminal law and punishment and the role of the social worker in the criminal process.

Social welfare law 120 (WRG 120)

Qualification Undergraduate

Module credits 7.00

Programmes [BSocial Work Social Work](#)

Service modules Faculty of Humanities

Prerequisites WRG 110 GS

Contact time 2 lectures per week

Language of tuition Both Afr and Eng

Academic organisation Private Law

Period of presentation Semester 2

Module content

This module is a continuation of the first module in social welfare law which aims to familiarise students with certain aspects of the law of particular importance to social workers. The module consists of the following components: an introduction to the matrimonial law, the matrimonial property law and the divorce law; parental authority including aspects such as the acquisition, nature, content and interference with parental authority; the role of the social worker in the family law context.

Non law module 110 (ZZZ 110)

Qualification Undergraduate

Module credits 12.00

Academic organisation Law Dean's Office

Period of presentation Semester 1



Non law module 120 (ZZZ 120)

Qualification	Undergraduate
Module credits	12.00
Academic organisation	Law Dean's Office
Period of presentation	Semester 2

The information published here is subject to change and may be amended after the publication of this information. The [General Regulations \(G Regulations\)](#) apply to all faculties of the University of Pretoria. It is expected of students to familiarise themselves well with these regulations as well as with the information contained in the [General Rules](#) section. Ignorance concerning these regulations and rules will not be accepted as an excuse for any transgression.