

University of Pretoria Yearbook 2022

Public Law 220 (PBL 220)

Qualification	Undergraduate
Faculty	Faculty of Law
Module credits	10.00
NQF Level	06
Programmes	BA (Law) LLB
Service modules	Faculty of Economic and Management Sciences Faculty of Humanities
Prerequisites	No prerequisites.
Contact time	2 lectures per week
Department	Public Law
Period of presentation	Semester 2

Module content

- Situating constitutional rights within the statist-liberal and multicomunal approaches to constitutionalism
- Conceptualisation: human rights; fundamental rights and constitutional rights; universality versus cultural specificity
- Structure and outline of the Bill of Rights
- Standing
- Interpretation with specific reference to transformationism
- Application: the rights bearers and duty-bearers of constitutional rights
- The structure of a dispute involving constitutional rights and limitation
- Capita selecta of specific rights in liberal, communitarian and transformationist contexts, including:
 - Equality and non-discrimination
 - Freedom of religion, belief and opinion
 - Expression and other selected individual freedoms
 - Socio-Economic Rights
 - Enforcement
- Communal consent
- Judicial enforcement; South African courts and their jurisdictions; Capita selecta of judicial remedies
 - Chapter IX-institutions
- Critical notes

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