

# UCT LAW ANNUAL



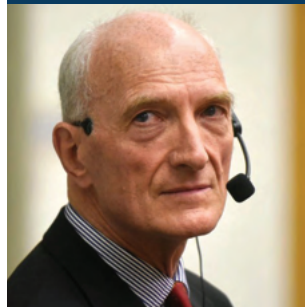
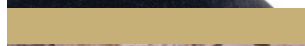
2016



2020



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# FOREWORD



## PROFESSOR DANWOOD CHIRWA DEAN OF LAW

**It has been some years since the Faculty of Law has been able to produce a round-up review of our achievements. It is with great pride then that we share this new Law Annual which takes a broad look at Faculty highlights during the five years from 2016 to 2020.**

Through this review we share with you some of the highlights of our research, publications, public lecture programmes, conferences, teaching, awards and accolades, as well as sharing a little about what our ever-shining cohorts of undergraduate and postgraduate Law students have been busy with.

To start at the most recent events, suffice to say that 2020 caught all of us by surprise. Not only did the pandemic bring us face to face with our own

mortality but then, in quick succession, we had to find the best way to tackle the challenge of completing the 2020 academic calendar on time. These two challenges were intertwined for the first few months of the pandemic, at least to the extent that the dread about catching the disease – about which so little was known at the time – affected students and staff alike.

In contrast to the protest periods during 2016 and 2017, when class disruptions occurred after the substantial part of the academic year had been completed, the pandemic struck at the very beginning of the academic year after just four or five weeks of teaching, and while our new undergraduate and postgraduate students were still finding their feet. The university also had to work within the restrictions imposed at the national level by the government and internationally by intergovernmental organisations and states.

Crises can be debilitating, but we do know they can also spark innovation. As the pandemic continued to worsen and a hard lockdown was imposed, the University drew on all of its creative resources to devise ways of continuing with teaching and learning. This required a dramatic mindset change from staff and students.



Remote learning had not previously been the norm by any measure, and neither the university nor the Faculty had any institutional knowledge and memory to draw from. Neither did we have the systems in place to support such a large-scale shift in the mode of teaching and learning.

While all of these challenges seemed insurmountable, it required unprecedented goodwill and commitment from across the UCT community – from our academics, administrators and students, and also from our alumni, donors and friends – to confront and accept that new reality, and to make the necessary adjustments and changes. Circumstances have continued to require enormous effort on the part of our staff and students to adjust to and maintain this track-shift to physically distanced learning under ongoing pandemic conditions.

We have learned many lessons through this forced change. Not necessarily in any order, the first is that UCT is capable of adjusting and dealing with crises more readily than we knew. A second lesson is that students are more capable of planning their studies and adjusting to new realities than we had assumed. A third lesson is that there are technologies of teaching and learning that we had not used optimally – along with different ways of organising the workplace – and the pandemic has forced us to embrace these in ways that can significantly improve our efficiency.

A further lesson learned is how closely our alumni continue to hold UCT and the Law Faculty in their hearts and in their sense of place in the world. The support we have received from our alumni from around the world, by way of messages, enquiries and funding support, has been hugely reassuring. Thank you to all of our alumni.

These are some of the lessons that we take forward to ensure that when we return to normalcy, the ‘normal’ will no longer be simply the status quo from the beginning of 2020, but something that is different, fresh and dynamic.

At times, it has been difficult to think beyond the pandemic, while so many were impacted so devastatingly, in terms of health, loved ones and economic well-being. This round-up review reminds us of our core purpose; of our research and its impact; of the contributions that our teaching and research staff are making to the development of legal knowledge and the implementation of the law locally and globally; and of the continued excellence reflected in our colleagues’ and our students’ achievements.

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# CELEBRATING 160 YEARS (1859–2019)

The first official law lecture of the South African College (as the University of Cape Town was first known) was delivered on 16 April 1859. A programme that began over 160 years ago with a part-time professor and a few students in a fortnightly Saturday class, developed into the top Law school on the African continent, now conferring hundreds of undergraduate and postgraduate law degrees every year.



The University marked this Faculty milestone at a special celebratory event held at The Granary in Cape Town's city centre on 17 October 2019.

We include below an extract from the Vice-Chancellor's address to staff, alumni, donors and Faculty friends.

## **PROFESSOR MAMOKGETHI PHAKENG**

The world we live in today is shaped by forces that did not exist or have the same power as recently as 20 years ago: social media, for instance, has given each of us unprecedented influence in shaping public opinion, crowdfunding, naming and shaming, and even mobilising support to put pressure on corrupt political leaders.

We stand on the brink of a new world that will be shaped by the kinds of technology we adopt, adapt and apply to our everyday lives. We are seeing these changes in news articles and in our own communities and homes.

Generation C is here – a powerful new force in consumer culture with an attitude and mindset that describes people who care deeply about creation, curation, connection, and community.

In this evolving society, young people are now confronting questions they may not have anticipated in high school, or in their homes or religious practices. Governments and private companies are considering how to regulate personal or corporate information that goes online, how to protect individuals and organisations from the new kinds of manipulation, hacking and crime that the digital world makes possible.

We need to ask incisive questions about how we engage in this new world.

How might this new world, which we are viewing from a distance, change how we view the law, teach it, practice it and uphold it? What kind of education will help UCT Law graduates to navigate this world, to stand above politics and

the persuasiveness of public opinion; to understand the difference between manipulating the law and serving the people of the law? How can we inspire this generation, which has grown up so tired of the ugly symbols of the country's painful past?

One way we can do this is by reminding them of the legacies we are proud of, the people and the spirits that inspired us as South Africans to leave apartheid behind. At UCT, our dream is not to deny our past, but to remember and elevate the symbols of beauty that helped us change history – and to take a stand against the global trends that threaten to divide us.

We can all see, almost daily in the news headlines, how the world is polarising along political, religious and social lines: xenophobia, intolerance towards refugees, hard-line governments that refuse to bear with protesters. With each headline about intolerance or difficulty, someone draws a parallel to our history and the effects of our shameful past.

One of the most meaningful symbols of reconciliation is our first democratically elected President, Nelson Mandela. He broke the ground of reconciliation in South Africa. Our vision is to build on that foundation. Madiba practised law before he was arrested. His practice, like his work against apartheid, followed guidelines that he lived by. He allowed those principles to evolve during his years in prison, when he and his fellow inmates studied and held debates in

their cells. The lessons they taught each other helped shape our new constitution and the direction of law in the new South Africa.

How do we take their example further? How do we recognise and reward excellence in the practice of law in today's world?

The late Martin Luther King Junior once said of the modern world (in the 1950s at the time): “The great problem facing modern man is that the means by which we live have outdistanced the spiritual ends for which we live.” If he could recognise that problem in the 1950s, how much greater is that problem now?

While legal systems differ around the world, there are principles of excellence in legal practice that are internationally recognised and promoted through the United Nations' Global Justice Integrity Network. As we teach the nuts and bolts of law, how can we also teach the qualities that South African society needs in our graduates?

*How might this new world, which we are viewing from a distance, change how we view the law, teach it, practice it and uphold it? What kind of education will help UCT Law graduates to navigate this world, to stand above politics and the persuasiveness of public opinion; to understand the difference between manipulating the law and serving the people of the law?*

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UCT Law is doing research that focuses on: development and labour law, comparative law in Africa, marine and environmental law, research on land and accountability, refugee rights, democratic governance, the intersection of Western and traditional justice systems, the rights of women and children, public health policy and medical law, as well as investigating and prosecuting sexual assault offences.

In the next 160 years of UCT Law, those who come after us will most likely

confront similar questions, dealing with changes that are beyond our imagining today. There is no definitive answer to such questions, especially in a society that is changing as rapidly as ours. But I hope we will never stop being an institution that asks such questions, an institution that is not afraid to reach back into our history for the lights that we want to hold up to the world today.

Because it is those lights that will help us hold onto the values that define our humanity.



*Seen at the Law 160 event*

*Above (left to right): Vanja Karth, Dame Linda Dobbs, Jonathan Mort, Professor Linda Ronnie and Dean Professor Danwood Chirwa*

*Right: Danelle Plaatjies, Law Students' Council President (2019-2020)*





*Professor Chirwa with alumnus Mr Isaac Schneider (Class of 1952) who was 19 when he completed his BA and 21 when he attained his LLB.*

Below is an extract from the address delivered by Professor Danwood Chirwa at the celebration of UCT Law turning 160 in 2019.

Today is an exceptional day for UCT, and for the Faculty of Law. The Faculty is 160 years old – from a first lecture delivered on a Saturday morning (16 April 1859) by Professor Johannes Brand, to where we are today. It is an extraordinary landmark. We have every right to celebrate and make some noise about it.

160 years is a long time. The weight of age can either be a yoke or it can provide the impetus for greater achievement. It can be a yoke if we become complacent and too beholden to the ways of the past, ignoring the rapid changes that take place in society. It can be an impetus for greater achievement if we recognise that to survive and thrive for this long means that those that were here before had to overcome the challenges they faced,

adapt and change with the times, and indeed drive the change in society. Our long history is surely one of resilience, adaptation and constant quest for improvement.

The Faculty of Law has come through a somewhat rocky patch in the last four years (2015 – 2018): protests, threat of LLB accreditation withdrawal, and internal strife. About the threat of LLB accreditation withdrawal, let me unreservedly apologise on behalf of the Faculty for the negligence that resulted in that threat. But under the outstanding leadership provided by Vice-Chancellor Phakeng and DVC Lange, the Faculty managed to secure unqualified accreditation.

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*The hardest thing for most of us in the past few years has been the constant criticism of what and how we teach. This has forced us to introspect and think about ways of improving teaching.*

One of the positive outcomes of the LLB review was that we had to develop a Faculty Improvement Plan, which identified several key areas to improve our LLB offering. We have since been

implementing this plan and already we are seeing some major improvements in our teaching.

There are continuing debates within the Faculty about (amongst other topics):

- a. how much our programmes should focus on international versus local content
- b. how much our teaching critiques foreign and received paradigms of knowing
- c. the degree to which globalisation and information technology is impacting on our teaching and research
- d. the implications of the changing nature of the 'student'
- e. new tools for consuming knowledge and the place of legal education
- f. implications of inequalities between our students for teaching and learning.

The hardest thing for most of us in the past few years has been the constant criticism of what and how we teach. This has forced us to introspect and think about ways of improving teaching. Previously, we never paid much attention to throughput, now we investigate the

reasons behind underperformance and ways of improving student performance. However, our current students don't suffer fools easily - so good teaching doesn't mean spoon-feeding.

As we think about new and innovative ways of teaching, we have recognised the significance of exploring the links between law and technology - such that plans are underway to establish a multi-disciplinary centre for law and technology, which will be the home of teaching and research on law and technology. The Faculty has already established a LawTechLab where students and staff can play with ideas and innovate. We hope that in five years we will have established a combined degree programme that will draw into the LLB programme those students from information systems, mathematics or computer science; postgraduate programmes in law and technology; and a core skills course in law and technology for LLB students.

The Faculty is very fortunate to have a strong legacy of alumni engagement, and is proud of our long tradition of working with alumni in teaching, research, and recruitment of our graduates - as well as a range of support initiatives for our students. Because of our committed alumni, the Faculty has:

- a. A dedicated Faculty Endowment Fund, which has in the last decade funded more than 150 undergraduate and postgraduate students.
- b. Received a very generous two-year grant (the CDH LEAF Scholarship Fund) from Cliffe Dekker Hofmeyr,

from which we will award a total of 20 scholarships over 2019 and 2020.

- c. Established the Dikgang Moseneke Fellowships fund with generous support from Justice Dikgang Moseneke, and from many other donors, to support postgraduate students researching in areas related to Law, Justice & Society.
- d. Numerous other alumni-funded named scholarships for both undergraduate and postgraduate study
- e. A crisis fund for students in urgent need.

Our alumni also serve on our Development & Alumni Committee, and on the Endowment Fund Advisory Board as advisors, as well as playing an important Faculty role as adjunct professors and guest lecturers.

We are, however, aware we have not done well enough in connecting our staff and students with our alumni. We are currently putting energy into reviewing our alumni engagement activities and are developing a new strategy - one that will serve to take us into the future with all of our diverse alumni - from the Class of 1950 all the way through to students about to write their final exams.

In closing, let me assure our alumni and partners that there is a strong sense of enthusiasm in the Faculty about what

we can and will do in the next few years. We owe it to ourselves, those that came before us and those yet to join the UCT Law community:

- to build on the strengths and successes of the Faculty - our students, our alumni, our teaching, our research and support staff - to make UCT Law the destination of choice for Law students in South Africa and on the continent, and to provide them the best learning environment possible
- to 'stretch' our capacity for teaching and research so that we overcome the funding limitations of the government and remain competitive internationally
- to create a diverse community of students, staff and alumni, that are equipped to work in multi-cultural environments and serve as agents of positive change in society.

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We look forward to having you with us as we step into this next decade.

Thank you.





Left to right:  
Randall Van Voore,  
DVC Lis Lange and  
Professor Danwood  
Chirwa



Left to right:  
Andrew Marshall,  
Dr Lee-Ann Tong and  
Omphemetse Mooki



Left to right:  
Terence Matzdorff and  
Adv Lood Le Grange



# FACULTY OF LAW: VALUES & GOALS

## WE, THE STAFF AND STUDENTS OF THE FACULTY OF LAW

of the University of Cape Town, recognise that we are a community of scholars, striving for excellence in all that we do. We are conscious of the fact that we are part of broader South African society, and also the African and international academic community.

We acknowledge the role played by the law in creating a society that was characterised by oppression and remains deeply divided by inequality.

### We commit ourselves to the following goals:

1. teaching and research which is of the highest quality
2. developing all staff and students to their fullest potential
3. promoting an institutional culture founded on mutual tolerance, respect, understanding, integrity and openness – one which values our common humanity and which celebrates and promotes diversity.

In the pursuit of all these goals we hope to contribute to redressing the inequality and disparity that continues to exist within South African society.

### We recognise that the realisation of these goals requires:

- scholarship that is critical and compassionate, and which explores the potential of the law as a means to achieving justice for all
- leadership that is effective and promotes the values of the Faculty
- accountable, inclusive and transparent decision-making in which staff and students are given the opportunity for effective participation
- open and critical debate that protects and promotes academic freedom and university autonomy
- provision to staff and students of opportunities and resources necessary for their optimal development.

We will strive to live these values and achieve these goals in our daily activities and exchanges with one another.

# FACULTY STAFF



The large number of Professors and Associate Professors is not only a reflection of the Faculty's research and publication achievement, but also of a deep commitment to the academic project at UCT. Our valued academic and research staff and students are supported by a dedicated team responsible for academic support and Faculty administration.

STAFF QUALIFICATIONS PROFILE	
PhD	<b>34</b>
Masters	<b>54</b>
Honours	<b>27</b>
Degree / Advanced Diploma	<b>17</b>
Diploma	<b>9</b>
Higher Certificate	<b>1</b>
Certificate	<b>12</b>
Other tertiary qualifications	<b>14</b>

RETIREES 2016-2020	
Professor Chuma Himonga	2016
Professor Jan Glazewski	2018
Professor Dale Hutchison	2018
Professor Alan Rycroft	2018
Professor Hugh Corder	2020
Assoc Prof Lesley Greenbaum	2020
Mr Maurice Jacobs	2020
Faculty Liaison Officer	
Professor Rashida Manjoo	2020

We include below an insightful piece on Emeritus Professor Corder, and his decades-long association with and commitment to the University of Cape Town and to the Faculty .

## Hugh Corder: a man for all seasons

*Story: Helen Swingler (shortened version). Photo: Michael Hammond.  
First published on UCT News 16 November 2020*

Hugh Corder's association with UCT as a student, an alumnus and an academic has spanned every decade since the 70s.

In the last two decades alone, he has been acting Dean of Law (in 2018, having served as Dean from 1999 to 2008), the director of Postgraduate Studies (2012) and served two stints as acting deputy vice-chancellor between 2016 and 2018 during the turmoil of the Must Fall campaigns. His versatility, institutional insights, commitment and contributions to his alma mater are inestimable.

The final graduation ceremony of 2019 was meant to conclude his long and venerable career with tours of duty in various departments and faculties and in the executive. Instead, in January 2020, he stepped in as interim director of the UCT Graduate School of Business for several months and subsequently has started a year-long post-retirement contract as a professor of law, to supervise his 11 doctoral students and continue his research.

After graduating from UCT with a BCom LLB, Corder returned as a tutor in 1978. He then won a Kramer Grant to the University of Cambridge where he did a postgraduate degree by coursework.

In 1979 he took up a Rhodes Scholarship at the University of Oxford to pursue doctoral research on the role and attitudes of South Africa's appellate judiciary, 1910 to 1950.



Hoping for a post at UCT, Corder was instead scouted by Stellenbosch University where he enjoyed "four incredible years".

At the end of 1986, UCT advertised the Chair in Public Law, and Corder was offered the job from mid-1987. Along with that came membership of Senate, and 33 years of meetings charting highs and lows of a university wrestling with transformation.

One of his most important achievements followed from a 1991 sabbatical. Partly as the result of his research, but also because of several meetings with the ANC in exile in 1988/9, Corder was asked to join the technical committee that drafted the first Bill of Rights.



Corder has seen many changes at UCT. During Dr Mamphela Ramphele's vice-chancellorship, UCT shifted to an executive leadership model from the beginning of 1999. The Faculties were reduced from 11 to six.

During his deanship, the Law Faculty faced two major challenges. First, the move to their own building on middle campus; and second, the need for alumni engagement and the establishment of an endowment in the faculty. Both these objectives were achieved by the end of 2008.

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*We've become the continent's pre-eminent faculty ... So, we can attract brilliant students from very diverse backgrounds in this country and the rest of Africa.*

Having declined an invitation to apply for a deputy vice-chancellorship during Dr Max Price's tenure as vice-chancellor, Corder returned to scholarship and teaching. But from 2016 to 2018 he twice served as an acting deputy vice-chancellor.

He remarked: "We've had outstanding students in the law faculty from the beginning. We've become the continent's pre-eminent faculty ... So, we can attract brilliant students from very diverse backgrounds in this

country and the rest of Africa."

He remarked that in 1977 there were three white women and two people of colour

in his LLB class and there were no women lecturers. He added that now about two thirds of academic staff are women, and there have been two women deans in a row. The Faculty has changed.

One thing hasn't changed. Corder has given the same last lecture to the final-year LLB students since 1987, using the same texts to inspire the vision of law as a service to humanity. And he always sings the chorus from Tracey Chapman's "All you have is your soul".

*"Don't be tempted by the shiny apple  
Don't you eat of a bitter fruit  
Hunger only for a taste of justice  
Hunger only for a world of truth  
'Cause all that you have is your soul."*

It's this 'soul' that Vice-Chancellor Professor Mamokgethi Phakeng referred to when she reflected on Corder's manifold contributions to UCT.

*One thing hasn't changed. Corder has given the same last lecture to the final-year LLB students since 1987, using the same texts to inspire the vision of law as a service to humanity.*

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# FACULTY STUDENTS



The Faculty is committed to contributing to the transformation of the legal profession in South Africa by ensuring that our students and those graduating through our LLB programme broadly reflect the richness and diversity of our multicultural South African society. The Faculty attracts many international students at undergraduate and postgraduate level - not only from elsewhere on the African continent, but from countries across the globe.

The Faculty offers three different routes to achieving the LLB degree. These include the combined stream LLB degree, a 2-year qualification following

from an undergraduate degree with Law courses; the 3-year graduate LLB for students who have completed an undergraduate degree with no law courses; and the 4-year programme which accepts first-time entering students directly into the Faculty of Law. Our LLB programme continues to ensure the development of core skills needed for professional legal practice, including research, legal writing, and analytical abilities. In addition, our LLB students are required to complete community service hours, ensuring that our new graduates have some working knowledge of legal service.

## ROUTES TO ACHIEVING THE LLB DEGREE

2-year combined stream LLB, after completing an undergraduate degree with law courses

3-year graduate LLB, after completing an undergraduate degree with no law courses

4-year LLB programme which accepts first-year students directly into the Faculty of Law



Our postgraduate qualifications are increasingly varied, as new areas of legal practice open up and demand both research and the development of academic knowledge and expertise. The Faculty currently offers postgraduate diplomas in seven different specialisations; coursework LLMs in 11 different specialisations; coursework LLMs with a dissertation requirement

in 18 different specialisations; and our research-only Masters and PhD programmes.

The table below provides some insight into the sizes of our respective undergraduate and postgraduate classes over the last couple of years, and the numbers of students graduating with LLB and postgraduate qualifications.

PROGRAMME GRADUATES	2016	2017	2018	2019	2020
Bachelor of Laws (LLB)	197	174	152	137	142
PGDip	20	13	12	12	14
LLM/MPhil (Coursework & Dissertation)	115	39	71	52	51
LLM/MPhil (Research)	6	3	7	3	5
LLM (Professional)	109	111	106	92	127
PhD	12	20	11	7	18
<b>TOTALS / year</b>	<b>459</b>	<b>360</b>	<b>359</b>	<b>303</b>	<b>357</b>





**GRADUATION TEA** Each year, before or directly after the formal graduation ceremony in the Sarah Baartman Hall, our graduands are celebrated at a tea hosted by the Faculty. Unfortunately, this tradition could not be continued during the pandemic.



Two honorary doctorates (LLD honoris causa) were awarded during the period under review: To Abdurrazak "Zackie" Achmat in 2017 in recognition of his contribution to activism for social justice in South Africa, and to Justice Yvonne Mokgoro in 2018 for her notable contributions to transformation and social justice that extend beyond the legal profession.

# A GRADUATION DEFERRED

The story of social and political analyst Professor Raymond Suttner finally receiving his Master of Laws (LLM) degree in December 2018, more than 50 years after withdrawing his thesis from examination in UCT's law faculty, captured imaginations around South Africa.

It was Public Law Professor Dee Smythe who approached him with the idea after she found out about the LLM-dissertation-that-never-was while hosting the relaunch of Suttner's book *Inside Apartheid's Prison* (first published in 2001) in 2017.

Suttner, who is currently visiting professor and strategic adviser to the Dean of Humanities at the University of Johannesburg, said he wasn't convinced at first that there would be any value in resubmitting his work on customary law.

"I was not very taken with the idea because it was settled as far as I was concerned. I was fairly content to be without the degree and I had moved into other areas."

The thesis in question was titled "Legal pluralism in South Africa". Suttner decided to withdraw it 52 years ago when his supervisor Professor Donald Molteno QC asked him to remove any references to "listed" communist Professor Jack Simons, who could not, in terms of the law of the time, be quoted.

Suttner said he had not anticipated legalities to arise, as he recalls quite a few academics breaking laws around



*Adjunct Professor Nomboniso Gasa with Professor Raymond Suttner outside the Sarah Baartman Hall after his very belated graduation ceremony.*

quoting "banned" or "listed" people in those days.

"But it was, of course, a law faculty and perhaps I should have anticipated this reaction."

Since he was not prepared to use Simons's work without acknowledgement, Suttner decided to withdraw his draft document. This decision was in part influenced by the fact that Simons had been a great source of encouragement to Suttner as an emerging scholar.

"I just did it on the spot and it was a correct call. I have never thought back and considered it impetuous or wrong. It was the correct thing to do," he said.

Rather than leave the thesis unfinished, Suttner decided to finalise his draft, purely for his own peace of mind, and showed it to one or two people, but never submitted it elsewhere.





When he was asked to resubmit his work to the law faculty from which he originally withdrew it, Suttner was somewhat surprised. His initial inclination was to turn down the opportunity, but with some encouragement from his then partner Nomboniso Gasa – who felt strongly that he should resubmit – as well as Smythe, Professor Hugh Corder and former Dean Penny Andrews, who were fully supportive of remedying what they saw as a grave injustice, Suttner decided to follow their advice.

It took him about five months to find a photocopy of the final typed manuscript among his documents. Once found, he submitted it without making any revisions.

“The document I submitted had never been seen by UCT. It was written up after I had withdrawn the draft,” he said.

“This was on a typewriter and I did not even have the original but a photocopy with three pages missing.”

His argument in the thesis, he writes in the introduction, “rests primarily on the changing social conditions, where women were increasingly emerging as independent individuals, quite different from their place in a kinship group headed by a male”.

Smythe and Corder were listed as co-supervisors. They appointed two external examiners, Professor Emeritus Thandabantu Nhlapo, a former senior deputy vice-chancellor at UCT, and Sir Jeffrey Jowell, Emeritus Professor of Public Law at University College London.

Suttner’s examiners agreed that the thesis is still relevant in that it uses an approach similar to that employed by many progressive people in the area today.

“In fact, it has remarkable contemporary resonance,” said Smythe.

Even though Suttner could easily have done without the addition of this accolade to the many he has gathered over the course of his career, he sees it for what it is: an opportunity for UCT to right a past injustice.

“It was a good gesture from UCT to try to remedy what had happened, where apartheid laws had led to a decision that I could not act, according to my duty and ethics, by acknowledging the primary source of my ideas,” he explained.

In turn, Suttner also sees this as an opportunity to renew interest in Simons as one of the intellectual giants of South African history.

“He is insufficiently recognised, even today when his work can be used legally and it is not simply on customary law.”

“This is all part of remedying the legacies of apartheid and I hope that others will benefit,” he said.

*Story: Nadia Krige (shortened version).  
First published in UCT News  
11 December 2018*

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# TEACHING AND RESEARCH

## Departments and Research Units

The Faculty is structured into three departments, namely:

COMMERCIAL LAW	PRIVATE LAW	PUBLIC LAW
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The Faculty supports 10 research units:

 <b>Centre for Law &amp; Society (CLS)</b>	 <b>Institute of Marine &amp; Environmental Law (IMEL)</b>	 <b>Centre for Comparative Law in Africa (CCLA)</b>	 <b>Land and Accountability Research Centre (LARC)</b>
 <b>Centre for Rhetoric Studies</b>	 <b>Labour, Development and Governance Research Unit (LDG)</b>	 <b>Centre of Criminology</b> <i>Africa focused. Globally engaged.</i>	
 <b>Democratic Governance &amp; Rights Unit (DGRU) incorporating AfricanLii, Judges Matter and Magistrates Matter</b>			
 <b>iNtaka Centre for Law &amp; Technology and its Law Tech Lab</b>		 <b>Intellectual Property Unit (IP Unit)</b>	 <b>Mineral Law in Africa (MLiA)</b>

Two law clinics serving the community are also run by the Faculty, with the Refugee Rights Unit also operating as a research unit.



## NRF Ratings

As of 2020, 21 Faculty academics carried National Research Foundation (NRF) ratings – of which one is an A+ rating, three are Y ratings (young researchers under 40) and one is a P rating (under 35).

NAME	DEPARTMENT	RATING	VALID UNTIL
A/Professor Waheeda Amien	Public Law	<b>C2</b>	2024
Professor Jaco Barnard-Naude	Private Law	<b>B2</b>	2023
Emer. Professor Tom Bennett	Public Law	<b>B2</b>	2023
Professor Danwood Chirwa	Public Law	<b>B3</b>	2023
Emer. Professor Hugh Corder	Public Law	<b>B2</b>	2024
Dr Colin Darch	DGRU and Centre for African Studies	<b>C1</b>	2024
Professor Pierre De Vos	Public Law	<b>C1</b>	2024
Professor Anton Fagan	Private Law	<b>B3</b>	2023
Professor Loretta Feris	Public Law	<b>C2</b>	2023
Emer. Professor Jan Glazewski	Public Law	<b>C1</b>	2024
Emer. Professor Chuma Himonga	Private Law	<b>C1</b>	2022
Dr Simon Howell	Centre of Criminology	<b>Y1</b>	2023
Professor Andrew Hutchison	Commercial Law	<b>C2</b>	2022
Professor Rochelle le Roux	Commercial Law	<b>C1</b>	2020
Professor Hanri Mostert	Private Law	<b>B2</b>	2023
Professor Caroline Ncube	Commercial Law	<b>Y2</b>	2020
A/Professor Alistair Price	Private Law	<b>P</b>	2023
Distinguished Professor Philippe-Joseph Salazar	Private Law	<b>A1</b>	2024
Professor Pamela Schwikkard	Public Law	<b>B3</b>	2021
Professor Helen Scott	Private Law	<b>B2</b>	2023
A/Professor Hannah Woolaver	Public Law	<b>Y1</b>	2025



## NRF South African Research Chairs Initiative (SARChI)

As of 2020, two Faculty Professors hold National Research Foundation SARChI Chairs: Prof Caroline Ncube holds the Chair in Intellectual Property, Innovation and Development; and Prof Hanri Mostert holds the Chair in Mineral Law in Africa.

### Chair in Intellectual Property, Innovation and Development



In 2018, Professor Caroline Ncube was awarded this important new SARChI Research Chair, based in the Department of Commercial Law, bringing to it her well-established local and global expertise in Intellectual Property Law.

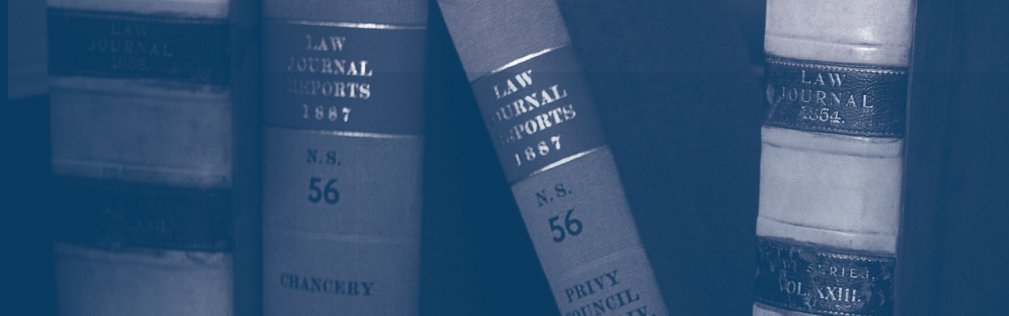
Professor Ncube is affiliated with the Intellectual Property Unit at UCT, and is a member of the African Policy, Research & Advisory Group on STI and of the Academy of Science of South Africa (ASSAf); serves on the the AU Scientific Technical Research Commission ASRIC Taskforce on IP Protection in Joint Research and Collaboration During Outbreaks; and has served as an expert for various institutions including the WIPO, ECA and SADC.

In the words of the Intellectual Property Policy of the Republic of South Africa - Phase 1- 2017 (Government Gazette 25 August 2017): 'The National

Development Plan (NDP) of South Africa calls for a greater emphasis on innovation, improved productivity, an intensive pursuit of a knowledge economy and the better exploitation of comparative and competitive advantages.' In this regard, Intellectual Property (IP) has been identified as an important policy instrument for the promotion of innovation, technology transfer and a range of related areas of creative production that all contribute to economic growth.

It is with this development consideration in mind that Professor Ncube, as Chair, undertakes wide-ranging research in intellectual property unified by the common theme of promoting the public interest and alignment to national development. Research activities under the Chair are aligned to the NDP and its core aim of eliminating poverty and reducing inequality by 2030. These research initiatives are focused on raising employment through faster economic growth; improving the quality of education, skills development and innovation; and building the capability of the state to play a developmental, transformative role.





Professor Ncube has been working on these areas for a substantial period of time and her work brings together, under the Chair, a dynamic and growing team

of researchers, including post-doctoral research fellows, doctoral candidates, masters and undergraduate students as well as research affiliates.



Further information about the Chair is available at  
[www.ipchair.uct.ac.za/IPChair-TheChair](http://www.ipchair.uct.ac.za/IPChair-TheChair)

## Chair in Mineral Law in Africa

The current and inaugural holder of this Chair, Professor Hanri Mostert, was charged in 2016 with giving direction to the Chair. The importance of the Chair's work in the current context of mineral law in Africa cannot be overstated. Where exploitative and invasive practices pose threats to the socio-economic well-being of Africans, systems of weak governance and/or inadequate regulation are apparent.


Mineral wealth, unaccompanied by strong regulatory systems and good governance, renders countries vulnerable to corruption and lawlessness as well as exploitation by global players better equipped to engage in the extraction of minerals and oil. A sound legal framework is a necessary precondition for the development of a well-functioning mining sector which advances equitable distribution of the benefits flowing from extractive industries and ensures sustainable environmental and socially responsible mining. It is essential for the legal framework to regulate and safeguard

responsible investment behaviour in the extractive sector.

Investments in a country's mining sector cannot be governed solely by contract, no matter how well intended. At the core of the solution lies the need for a strong legal framework within which investments are regulated, mining contracts are negotiated and governmental policies are implemented. Such legal frameworks need to be aligned with emerging global trends in the sector aimed at ensuring transparency and public participation.

Professor Mostert's focus is to ensure that the Chair serves as a centre of excellence for the accumulation and dissemination of knowledge and information about mineral law systems in various African





countries. The research programme under the Chair covers an extensive range of issues relevant to extractive industries. Research areas include

environmental concerns, socio-economic matters, transformation of mining industries, mining tax, mining waste, investment interests and land issues.



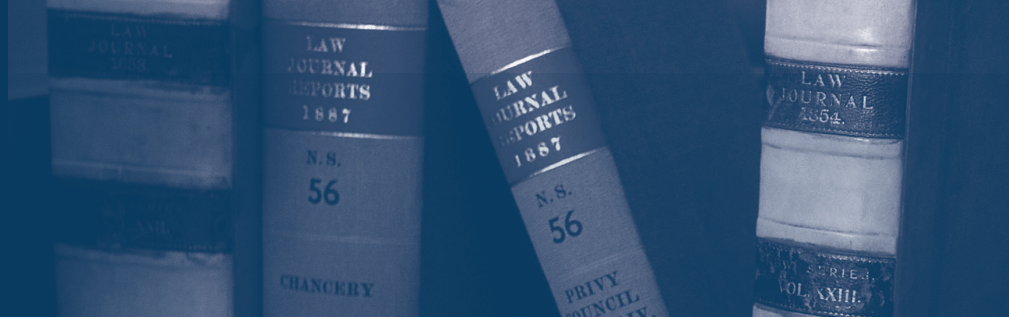
Further information about the Chair is available at  
[www.mlia.uct.ac.za](http://www.mlia.uct.ac.za)

## Research Grants

In support of the excellent research work undertaken by Faculty colleagues and our research units, the Faculty attracts different types of funding grants from numerous sources. Some of the research grants received between 2016 and 2020 by the Faculty's research centres are included below.

2016

- The Centre of Criminology received an Open Society Foundation grant to do research on political assassinations in South Africa. The Centre also received one of the DVC Research's interdisciplinary grants to establish an Institute for Safety Governance and Criminology, as of 2017.
- The Centre for Law and Society's grant from the Ford Foundation to support Associate Professor Kelley Moults work on child marriage in Southern Africa was renewed to the end of 2018.
- The Democratic Governance & Rights Unit received a three-year \$823 000 USAID grant to provide UCT-certified short courses to SADC judges on Human Rights issues.
- The Land and Accountability Research Centre received ongoing support from the RAITH Foundation for its work on traditional governance.
- Emeritus Professor Clifford Shearing continues to be a prolific researcher and mentor, having received substantial grants from the City of Cape Town (The Safety Project), DST Global Challenge, and the Mauerberger Foundation Fund.
- OpenAIR, a project of the Faculty's Intellectual Property Unit, received funding in 2016 of just under R5 million.



## 2017

- In 2017 the Labour and Enterprise Policy Research Group (LEP) obtained funding from the Friedrich Ebert Stiftung to conduct research on how the proposed National Minimum Wage (NMW) would best be 'fitted' into the existing legislative framework for labour regulation. The resulting report dealt with areas of possible synergy or conflict between the NMW and eleven labour statutes as well as seven bargaining council agreements, five sectoral determinations, and one ministerial determination. In the course of the research members of LEP gave regular advice to negotiators for organised labour who were engaging with the design of a NMW Bill in the National Economic Development and Labour Council (NEDLAC).

## 2018

- In 2018 the Faculty's Intellectual Property Unit was awarded the Queen Elizabeth II Diamond Jubilee Scholarships – Advanced Scholars (QES-AS) grant – for its OpenAIR Research Project.

## 2019

- The Centre for Rhetoric Studies / CRhS, received a renewed R2 million grant from the AW Mellon Foundation of New York to support postgraduate students in Rhetoric Studies.
- Professor Clifford Shearing was awarded a European Research Council Starting Grant with fellow researchers from the University of Maastricht and the Victoria University of Wellington for the project Trafficking transformations: Objects as agents in transnational criminal networks.
- The Democratic Governance & Rights Research Unit (DGRU), under the directorship of Vanja Karth, was awarded a \$1 million, three-year grant to establish JIFA – the Judicial Institute for Africa – as a leading judicial training institute on the continent.

## 2020

- The Faculty's research income in 2020 was just under R18 million. More detailed grant and contract information was not available at the time of publication.

# FOCUSED ON SHAPING THE FUTURE

At the Faculty of Law, we are constantly reviewing our academic programmes, our research endeavours, and new developments in Law globally to ensure that we question, push boundaries, consider possibilities – so that we are not only responsive to the local and global context but that we are participating in proactively shaping our future.

There are many initiatives over the last five years that speak directly to this Faculty positioning. Two of these highlights are shared below.

## The iNtaka Centre for Law and Technology

In 2019 the Faculty of Law took up the task of establishing a new Law and Technology Centre and Lawtech laboratory at UCT. Known as iNtaka (isiXhosa for “bird”), the Centre is driven by the Faculty’s Democratic Governance & Rights Unit and the Intellectual Property Unit, under the directorship of Associate Professor Tobias Schönwetter (pictured below).




As with every other aspect of society, the legal profession is fast embracing the knowledge, capability and flexibility provided by technological innovation to ensure that lawyers, legal professionals and the practice of law are able to thrive in the digital era. The aim of the iNtaka Centre is to serve as a nexus where the intersection of law and technology can be explored, and the interplay between multi-disciplinary learning and research – centred on technology, regulation, innovation and human rights – can flourish. iNtaka is focused on examining and interacting with changes in the realm of law brought about by technology.

The Centre’s first year, 2019, was focused on the development of its initial concept and the creation of strategic priorities for its establishment. While the pandemic stalled some of the Centre’s plans, it also provided the opportunity to refine plans and devise new ideas. 2019–20 thus served as a springboard for building links with similar centres around the world; establishing relationships with supporters from academia, the legal profession and other environments; drawing up a strategic plan and provisional budget for the Centre; and securing physical space for the Centre and laboratory in the Kramer Building on UCT’s Middle Campus.

This phase also opened space to pursue numerous activities to raise awareness about iNtaka and to share our expertise more widely. iNtaka’s streams of activity





are built around teaching & learning; policy & applied research; and outreach & engagement. Activities during 2019 and 2020 included presentations at events; participation in and planning of conferences and workshops; the introduction of a Cyberlaw elective for final year LLB students; the preparation for registering a full Masters programme in this area; planning for the development of professional short courses at Accredited Certificate levels; the launch of Citator, a tool which displays all cases a judgment refers to as well as later cited decisions and publication (Du Toit, Neil. 2019. Network Visualisation as a Citator User Interface. Journal of Open Access to Law).

As most of the Centre's plans for hosting workshops, conferences and discussions in 2020 were scuttled, the planning work has meant we can look forward to an official launch in the near future for the first African centre for law and technology.

## Magistrates Matter

The Democratic Governance & Rights Unit (DGRU) has for a long time focused its research on the judiciary, in particular the appointment of judges, the governance of the judiciary, and the regulation of judges' conduct. It has become increasingly clear, however, that there is a lack of research focusing on the magistracy. Magistrates are a key component of the justice system – it is at the magistrates' courts where most people will experience the justice system first-hand. The strength of the magistrates' courts, and people's experience of these courts, is therefore very important for the overall health of the justice system. Despite the importance of the magistrates' courts, however, they have been the subject of limited academic research.



Magistrates Matter was established during 2020 to address these gaps. Dedicated to developing transparency of the South African lower court system, the project forms part of Judges Matter, an initiative of the DGRU. Magistrates Matter seeks to raise public awareness of the magistracy through applied research, independent monitoring, and public advocacy on issues such as the appointment and promotion of magistrates; the discipline of magistrates for misconduct; and governance structures of the magistracy. In support of this project, the DGRU's Judges Matter project launched a Magistrates Matter website dedicated to matters of the magistracy, with information, news and opinion pieces relating to the magistracy.

# CONFERENCES AND SYMPOSIA



The Faculty of Law is regularly involved in conceptualising, planning, hosting, participating in and presenting at academic conferences, seminars, workshops and research gatherings locally and globally. Some of these great engagements from the 2016 to 2020 period are listed below.

## 2016

- *Law and Society in Africa*: Professor Dee Smythe, Dr Kelley Moulton and Ms Diane Jefthas hosted the first Law and Society in Africa conference, a partnership between the Faculty's Centre for Law and Society and the Law and Society Association. The conference brought together over 110 law and society scholars from countries including Nigeria, Uganda, Kenya, Malawi, Zambia, Egypt and Liberia.
- *Recognising the work of eminent colleagues*: The then Dean of Law, Professor Penelope Andrews, celebrated the excellence of UCT Law scholars and associates, by hosting international research colloquia to honour the work of UCT Honorary Professor and former Deputy Chief Justice Dikgang Moseneke, and former Dean of Law and now Emeritus Professor, Hugh Corder.

## 2017

- *The Law and Development Conference*: held in 2017 this conference was co-convened by Professor YS Lee of the Law & Development Institute and Professor Ada Ordo of the Faculty's Centre for Comparative Law in Africa on 7-8 September 2017, on the broad theme: Law and Development from African Perspectives. Over forty leading scholars and experts from Africa, North and South America, Asia, and Europe presented papers over the two days. Selected conference papers were published in the 2018 Special Issue of Law and Development Review.



- *30th Annual Labour Law Conference*: Professor Rochelle Le Roux, in the Department of Commercial Law, hosted this annual conference together with the Wits Centre for Applied Legal Studies and the UKZN Law School.
- *Formation and Patterns of Customary Marriages in Zambia: A Socio-Legal Study*: Professor Chuma Himonga, then SARChI Chair in Customary Law, Indigenous Values and Human Rights co-hosted this data validation workshop with the University of Zambia's School of Law. The workshop was attended by judges of the Constitutional Court, Supreme Court of Appeal and High Court; magistrates of the subordinate and local courts; NGO representatives; UNICEF, and the Law Development Commission, among others.
- *Recognising the work of eminent colleagues*: The Faculty hosted a 2-day symposium at end-November 2017 in recognition of the work of Honorary Professor Judge Dennis Davis. Colleagues from across South Africa and elsewhere participated in two days of presentations on topics related to Davis' work and his contributions to the legal profession as an academic, judge and commentator.

## 2018

- *Mineral Law in Africa Colloquium*: The Mineral Law in Africa (MLiA) unit, under Professor Hanri Mostert's SARChI Chair, conducted its annual colloquium from 18 Feb to 2 March 2018, in Nairobi, Kenya with the generous collaboration of Strathmore University's Law Faculty. The purpose of the Colloquium is to facilitate comparative conversations on mineral law problems experienced in African countries.
- *African Law Deans' Forum*: The Faculty was very pleased to have hosted the International Association of Law Schools' Legal Education conference and the African Law Deans' Forum at UCT from 4 - 6 March 2018, providing opportunities for exchange with Law schools from elsewhere on the continent. The



*Former Deputy Chief  
Justice Dikgang Moseneke*



*Professor Ada Ordor*



*Professor Rochelle Le Roux*





*Justice Esther Kisaakye  
Supreme Court of Uganda*



*Distinguished Professor  
Philippe-Joseph  
Salazar*



*Judge Dennis Davis*

conference dinner was addressed by the Honourable Chief Justice Mogoeng Mogoeng on key issues in law and legal education.

- *Film screenings:* The Centre for Law and Society (CLS) held Film Screenings in 2018 to showcase a diversity of voices, perspectives and disciplines through documentaries that focused on social justice issues and narratives. CLS hosted these film screenings coupled with robust discussion of the issues raised, often with the film-makers and/or commissioning organisations. These films included *Noem my Skollie*, *Strike a Rock*, *Sisters in Law* and *Line by Line*.
- *Annual Faculty Research Week:* The Faculty Research Committee hosted its annual Research Week Programme from 27 - 31 August. A range of seminars was held by the Faculty's research units as well as presentations by the Law Library. This programme took important steps in achieving a key Faculty Research objective to energise a conversation amongst the research units – and in the Faculty more broadly – about points of commonality in the rich research work being conducted by Faculty academics and units, whether methodological, theoretical, on techniques of policy engagement, or focused on the relationship of research with teaching, among other points.
- *Centre for Rhetoric Studies:* As part of the 2018 Research Week, a spotlight was shone on the Centre for Rhetoric Studies (CRhS), a unit relatively new to the Faculty. The centre was founded in 1995 by the then Dean of Arts and current Director, Distinguished Professor Philippe-Joseph Salazar, as a University Research Centre. Having moved to the Private Law Department in the Faculty, the CRhS from 2018 began offering LLB elective courses on Law, Rhetoric & Society as part of Private Law offerings for the LLB. In addition, both the Director and the co-director, Professor Jaco Barnard-Naudé, offer supervision at LLM and PhD level, as well as for LLB-level research papers on topics related to law's rhetoric and rhetoric more broadly.





- *The Co-ordination of Mineral Regulation and Compliance: The Mineral Law in Africa (MLiA)* unit and the national Department of Planning, Monitoring and Evaluation co-hosted a one-day workshop on 28 August 2018 on the coordination of mineral regulation and compliance across different organs of state. The workshop served as a scoping exercise to assess current efforts at coordination and the extent of the need for integration and systemic support. The workshop forms part of a larger project of MLiA, which aims to map the respective application processes for mining rights, environmental authorisations, water use licences and rezoning of land.

## 2019

- *Pan-African Law & Society Conference*: The then Faculty-based SARChI Chair: Security and Justice, Professor Dee Smythe, in partnership with the Law and Society Association and the Law and Society Research Unit at the American University in Cairo, organised a pan-African law and society conference in Cairo from 1 – 3 April 2019.
- *Global Health Law*: on 8 April, Professor Danwood Chirwa, Dean of the Law Faculty, co-hosted with scholars from York University, the University of Geneva, and the University of North Carolina, 20 leading international scholars on global health law to develop two consensus papers on the interpretation of articles 43 and 44 of the International Health Regulations (IHL).
- *Spatial Justice in the Postcolony*: From 11 – 23 July 2019, Professor Jaco Barnard-Naude hosted a laboratory project (as part of the collaborative research done under his Newton Advanced Fellowship), in partnership with the UCT School of Architecture, Planning and Geomatics; the Westminster University Law & Theory Lab; and the District Six Museum in Cape Town, to present a Spatial Justice Laboratory Project entitled *Writing / Righting the City Otherwise*.

THE CENTRE FOR LAW & SOCIETY & THE NRF CHAIR  
IN SECURITY AND JUSTICE PRESENT

## PROTESTS & THE USE OF FORCE

AFRICAN PERSPECTIVES

**KARIM ENNARAH**  
LAW & SOCIETY RESEARCH UNIT, AMERICAN UNIVERSITY IN CAIRO

**JAMEELAH OMAR**  
FACULTY OF LAW, UNIVERSITY OF CAPE TOWN

TUESDAY 19 MARCH 2019  
12H00 – 13H30  
KRAMER L17  
MIDDLE CAMPUS, UCT

BOOK FOR CATERING BY 1700  
@uctcatering@uct.ac.za

THE CENTRE FOR LAW & SOCIETY & THE NRF CHAIR  
IN SECURITY AND JUSTICE PRESENT

## RETHINKING PROPERTY IN AFRICA

**TARA WEINBERG**  
DEPARTMENT OF HISTORY, UNIVERSITY OF MICHIGAN

TUESDAY 12 MARCH 2019  
12H00 – 13H30  
MOOT COURT, KRAMER LAW  
MIDDLE CAMPUS, UCT

BOOK FOR CATERING BY 0900  
@uctcatering@uct.ac.za

CONTRIL LAW AND SOCIETY EELC LEGAL EDUCATION LAW CENTRE

PRESENT

## A FOUR-DAY SPRING SCHOOL LAWYERING FOR CHANGE

LESSONS FROM THE FIELD

A conversation with activist, social justice and other NGOs that use the law to advance rights in South African communities.

TOPICS:  
Public Interest Lawyering  
Lawyers & Activists or Activist Lawyers  
The Tools of Movement Lawyering  
African Interventions  
Community Lawyering  
Examining Cases from Practice

Sept 08h00 – 10-13 17h00

APPLICATIONS DUE: 28 AUGUST 2018

Submit a brief CV & letter of interest to [pls-cls@uct.ac.za](mailto:pls-cls@uct.ac.za)  
Successful applicants will be notified by 31 August



Prof Dee Smythe



Prof Jaco Barnard-Naude



Nolundi Luwaya

- *Mining and Prospecting Licencing: The SARChI Chair: Mineral Law in Africa* arranged a series of consultative research workshops which will culminate in recommendations for improved consultation processes in the awarding of mining and prospecting licences.

## 2020

Many challenges were experienced during 2020 with regard to scheduled conferences and academic gatherings. Below are just two of the knowledge-exchange sessions that went ahead, online.

- *Free Access to Law in a Changing Landscape: AfricanLII* co-hosted, with CanLII and Lexum, the virtual Law Via the Internet 2020 conference from 22 – 23 September 2020. The Law via the Internet Conference brings together communities involved in all aspects of free access to law. Since its inception, the LVI Conference has been organised by members of the Free Access to Law Movement (FALM), an international voluntary association of more than 60 organizations, providing and supporting free access to legal information around the world.
- *The future of Ingonyama Trust: Substantive Accountability in a Post-Covid era* – the Faculty's Land and Accountability Research Centre co-hosted a seminar with the Nelson Mandela Foundation on 12 November 2020. A number of critical questions were unpacked at this event, including (amongst others):
  - What are the Trust's legal and financial obligations towards its beneficiaries?
  - Where does the Ingonyama Trust Board fit in?
  - What impact has the operations and administration of the Trust had on the land rights and livelihood of its beneficiaries?

2016

Over the last five years the Faculty has seen academics, researchers and alumni individually recognised, from both inside and outside the university, for excellence in their work. Some of these recognitions are included here.

## University of Cape Town Alan Pifer Research Award

This Vice-Chancellor's award is made annually in recognition of outstanding research that demonstrates relevance to the advancement and welfare of South Africa's disadvantaged people. Professor Chuma Himonga, then in the Department of Private Law, received the 2016 accolade for her many contributions to reconciling traditional regulatory frameworks and common law. Professor Himonga is part of a group of legal academics who have been influential in seeking ways of defining and ascertaining customary law for purposes of its application, and reconciling this system of law with human rights, including constitutional rights in South Africa.

## Rhodes University Social Change Award

Adjunct Associate Professor in the Department of Public Law, Dr Melanie Judge, was recognised for her scholarship and activism on sexual and gender rights.



Professor Chuma Himonga



Professor Hannah Woolaver

## University of Cape Town Law Faculty Research Award

This research award acknowledges the most outstanding article published by a member of the Law Faculty in a peer-reviewed journal. Dr Hannah Woolaver, received this award for her paper 'State Failure, Sovereign Equality and Non-Intervention: Assessing Claimed Rights to Intervene in Failed States' (*Wisconsin International Law Journal*, 2015). Dr Kelley Moulton was awarded for 'You have to make a judgment call - Morals, judgments and the provision of quality sexual and reproductive health services for adolescents in South Africa' (*Social Science and Medicine*, 2016).

2017



## Top 200 Young South Africans

Currently completing her PhD at Stanford, then-lecturer in the Faculty's Commercial Law department Ms Silindile Buthelezi was awarded in the Justice and Law section of 2017 Mail & Guardian 200 Young South Africans list.

## British Academy Newton Advanced Fellowship

Professor Jaco Barnard-Naudé was awarded the British Academy Newton Advanced Fellowship for a multi-year (2017 – 2020) interdisciplinary project titled Spatial justice in the postcolony: legacies of the nomos of apartheid.

## 2018 Top 200 Young South Africans

The Faculty was very proud of the following alumni who were recognised on the 2018 M&G 200 Young South Africans list:

- Christine Reddell – an attorney at the Centre for Environmental Rights. Reddell holds a BA, LLB and LLM (in marine and environmental law) from UCT.
- Nicole Loser – an attorney at the Centre for Environmental Rights who holds her LLM in environmental law from UCT.
- Anjuli Maistry – a senior attorney at the Centre for Child Law, and UCT Law alumnus.
- Lauren Kohn Goldschmidt – a senior lecturer in public law at UCT, where she also obtained her BBusSc, LLB and LLM.
- Thabo Ngilande – general counsel and head of legal at 3M South Africa, who has a PhD in commercial law from UCT.



*Ms Silindile Buthelezi*



*Ms Jameelah Omar*



2019

## University of Cape Town Faculty of Law Outstanding Articles from Non-professorial Staff

The 2019 awards were given to winner Ms Jameelah Omar for her article 'Teaching sexual offences sensitively: not a capitulation but good pedagogy'; and to runner up Ms Lauren Kohn for her article 'Restitutionary measures properly understood and the extension of the quota ban - Locating SARIPA in the s 9(2) Van Heerden framework'.

## Top 200 Young South Africans

The Faculty was delighted to note two of our alumni recognised in the 2019 200 Young South African list, run by the Mail & Guardian. The 2019 recipients included:

- Nondumiso Phenyane, who at 28 was one of the youngest black law lecturers in Stellenbosch University's law faculty. Nondumiso holds a BScSc in international relations and organisational psychology and her LLB from UCT.
- Livashnee Naidoo, a lawyer in the shipping industry, and previously a lecturer in commercial, shipping and insurance law at UCT.

2020

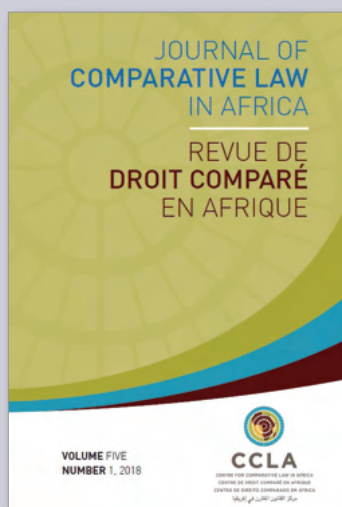
## Top 200 Young South Africans

The Faculty was once again very well represented in the Mail & Guardian's annual list of great young South African for 2020. The following UCT Law alumni were recognised:

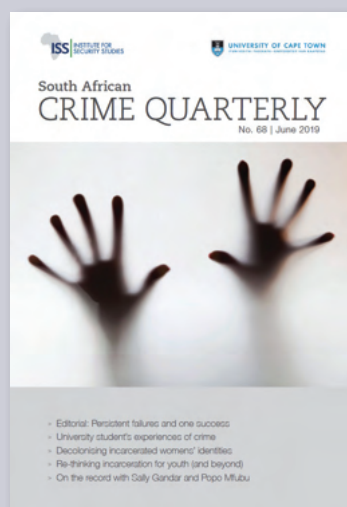
- Sally Gandar - a UCT law graduate and now the head of advocacy and a legal advisor at the Scalabrini Centre. The organisation focuses on the integration of migrants, refugees and South Africans into local society.
- Thamsanqa Malusi - an associate attorney at food safety law firm Marler Clark in Seattle. He graduated with BSocSci and LLB from UCT.
- Chaeli Mycroft - a renowned ability activist who completed her MPhil in human rights law at UCT and is registered for her PhD. Among her many accolades is the International Children's Peace Prize, the World of Children Youth Award and the honour of being the first recipient of the Peace Summit Medal for Social Activism.

# PUBLICATIONS

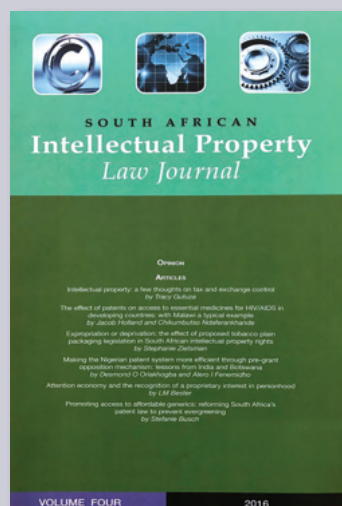
Faculty academics and researchers are continually contributing to the development of knowledge in books, journals, policy and research reports, and more. Amongst its many publications, UCT Law produces three accredited Law journals and one peer-evaluated journal:



*Journal of Comparative Law in Africa.* Juta. Ed Professor Ada Ordor.



*South African Crime Quarterly.* Ed A/Professor Kelley Moulton



*South African Intellectual Property Law Journal.* Juta. Eds A/Professor Lee-Ann Tong and Professor Caroline Ncube



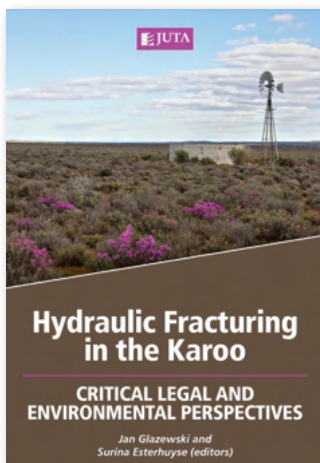
*African Yearbook of Rhetoric.* Centre for Rhetoric Studies. Ed Distinguished Professor Philippe Salazar



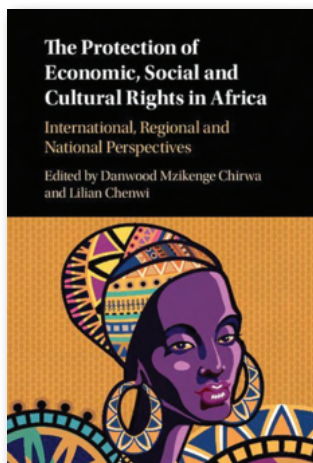


Below we showcase a selection of books and chapters written by Faculty staff, emeritus and adjunct professors, postdoctoral fellows, and researchers – as a small sample of the ways in which (and the extent to which) our academics contribute to tackling key questions of legal principle, interpretation, application and practice.

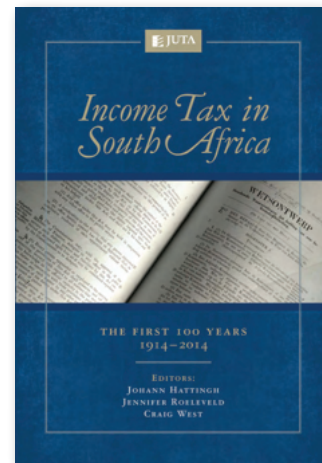
A more complete publication record for each academic, including journal articles, is available on their staff profile on the relevant departmental or research unit web pages.



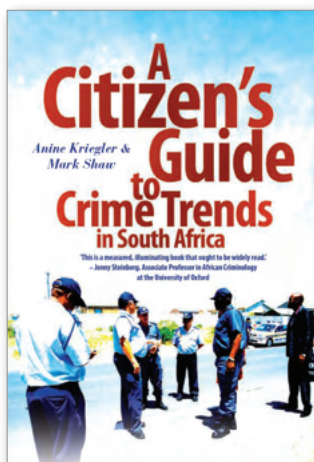
Glazewski, Jan & Esterhuyse, Surina (eds). 2016. *Hydraulic Fracturing in the Karoo: Critical Legal and Environmental Perspectives*. Juta.



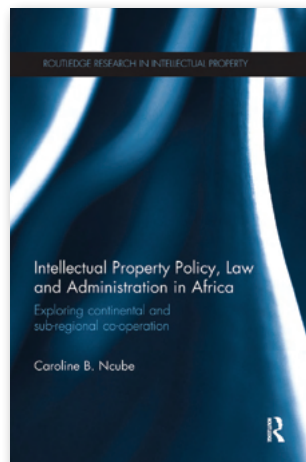
Chirwa, Danwood & Chenwi, Lilian (eds). 2016. *The Protection of Economic, Social and Cultural Rights in Africa*. Cambridge University Press.



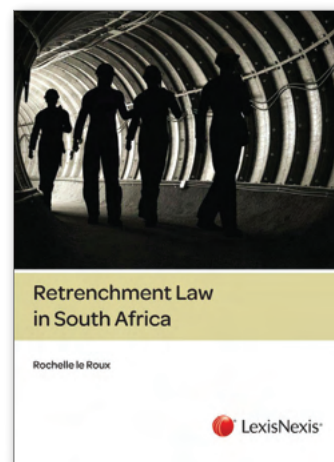
Hattingh, Johann et al. (eds). 2016. *Income Tax in South Africa - The First 100 Years*. Juta.



Kriegler, Anine & Shaw, Mark. 2016. *A Citizen's Guide to Crime Trends in South Africa*. Jonathan Ball Publishers.



Ncube, Caroline. 2016. *Intellectual Property Policy, Law and Administration in Africa: Exploring Continental and Sub-regional Cooperation*. Routledge.

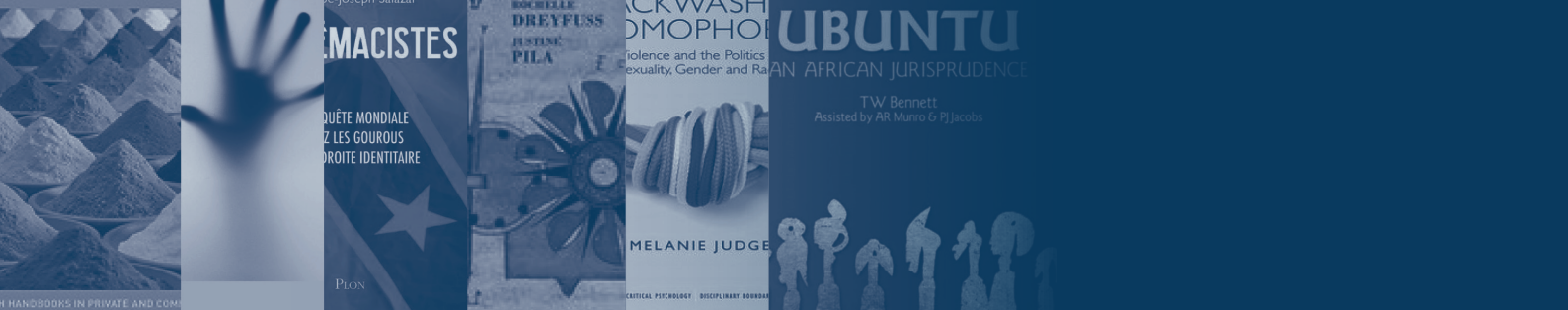


Le Roux, Rochelle. 2016. *Retrenchment Law in South Africa*. LexisNexis.

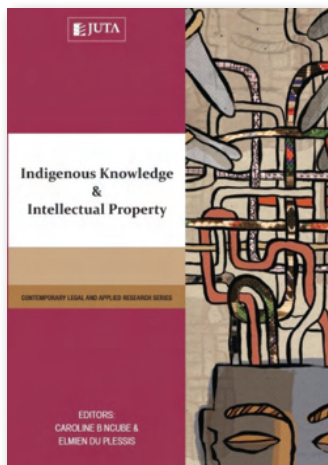
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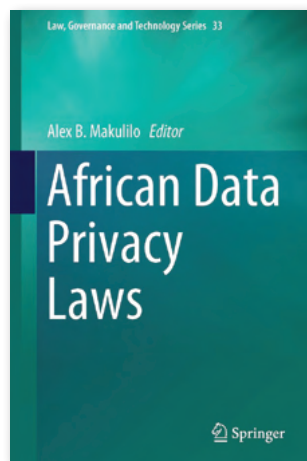




2016



Ncube, Caroline & Du Plessis, Elmien (eds). 2016. *Indigenous Knowledge & Intellectual Property*. Juta.



Ncube, Caroline. 2016. 'Data Protection in Zimbabwe'. Chapter in Makulilo, A. (ed). 2016. *African Data Privacy Laws*. Springer.

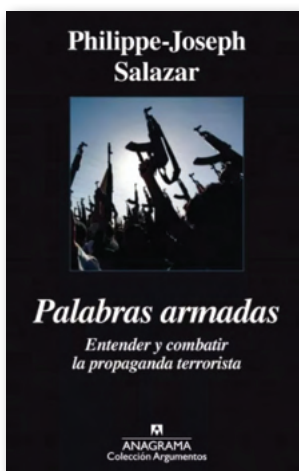


Salazar, Philippe-Joseph. 2016. *Parole armate. Quello che l'ISIS ci dice. E che noi non capiamo*. Bompiani.

2016



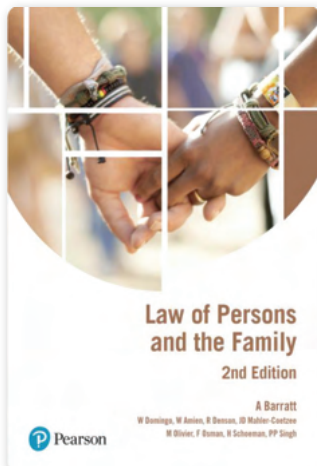
Salazar, Philippe-Joseph. 2016. *Die Sprache des Terrors: Warum wir die Propaganda des IS verstehen müssen, um ihn bekämpfen zu können*. Pantheon.



Salazar, Philippe-Joseph. 2016. *Palabras Armadas: Entender y combatir la propaganda terrorista*. Anagrama.



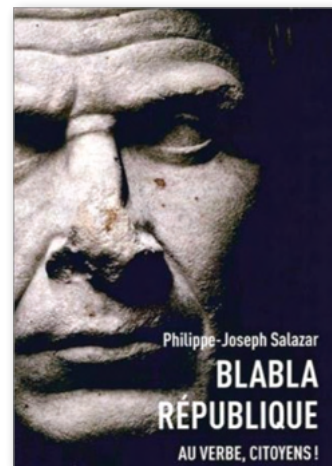
Tong, Lee-Ann. 2016. 'Intellectual property rights and human rights'. Chapter in Van der Merwe, A. (ed). 2016. *Law of Intellectual Property in South Africa*. 2nd ed. LexisNexis.



Barratt, Amanda. (ed). 2017. *Law of Persons and the Family* 2nd ed. Pearson. Including chapters: Amien, Waheeda et al. 'Religious Marriages'. Osman, Fatima & Barratt, Amanda. 'Customary Marriages'.

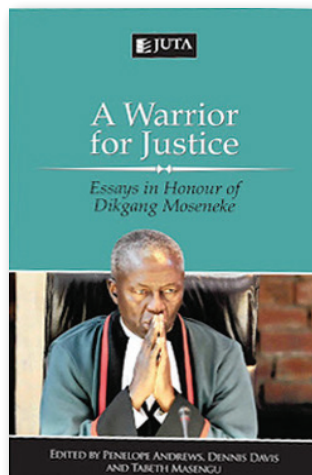


Barnard-Naudé, Jaco. 2017. 'Hannah Arendt's work of mourning: the politics of loss, the 'rise of the social' and the ends of apartheid'. Chapter in van Bever Donker, M. et al. (eds). 2017. *Remains of the social: desiring the post-apartheid*. Wits Press.



Salazar, Philippe-Joseph. 2017. *Blabla Republique: Au Verbe, Citoyens!* Lemieux Editeur.

2017



Andrews, P., Davis, D. & Masengu, T. (eds). 2017. *A Warrior for Justice: Essays in Honour of Justice Moseneke*. Juta.



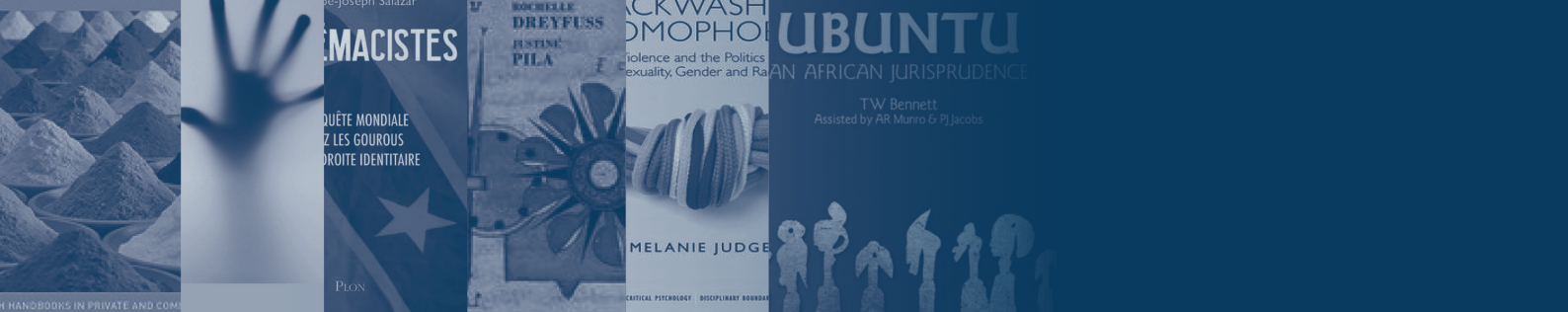
Corder, Hugh & Van Zyl Smit, Jan (eds). 2017. *Securing Judicial Independence: The role of commissions in selecting judges in the Commonwealth*. Siberink.



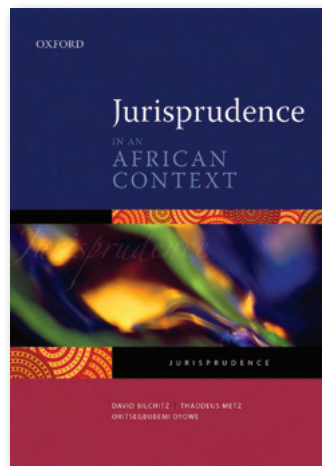
*Green Mining: Beyond the Myth - Perspectives on the Future of Mining*. Proceedings of the Green Mining Workshop. 2017.

2017

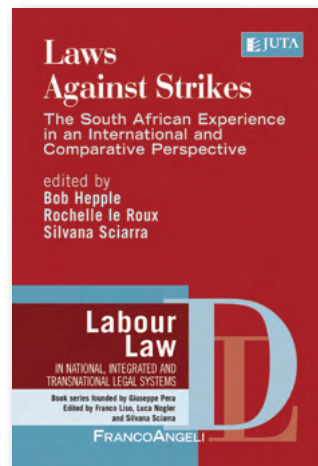




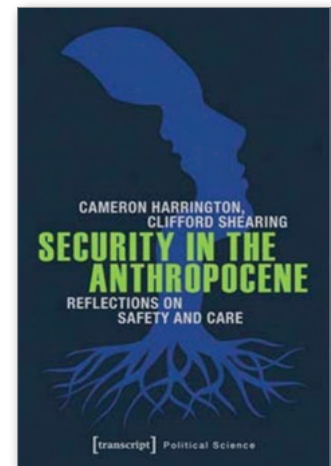
2017



Bilchitz, D., Metz, T. & Oyowe, O. 2017. *Jurisprudence in an African Context*. Oxford University Press Southern Africa.

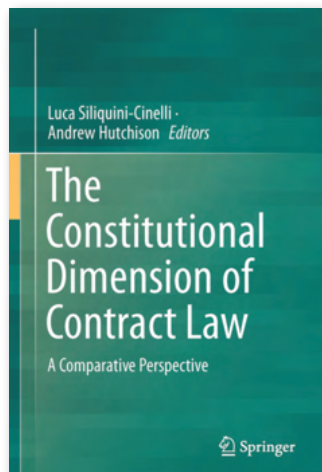


Hepple, B., Le Roux, R. & Sciarra, S. (eds). 2017. *Laws Against Strikes: The South African Experience in an International and Comparative Perspective*. Juta.

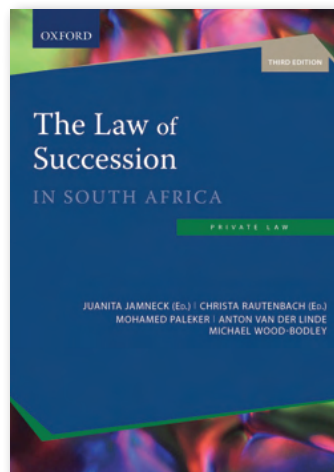


Harrington, Cameron & Shearing, Clifford. 2017. *Security in the Anthropocene: Reflections on Safety and Care*. Columbia University Press.

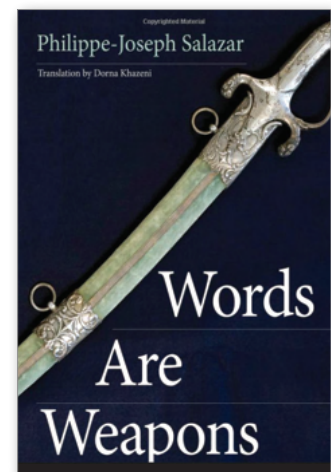
2017



Siliquini-Cinelli, Luca & Hutchison, Andrew (eds). 2017. *The Constitutional Dimension of Contract Law: A Comparative Perspective*. Springer International Publishing.



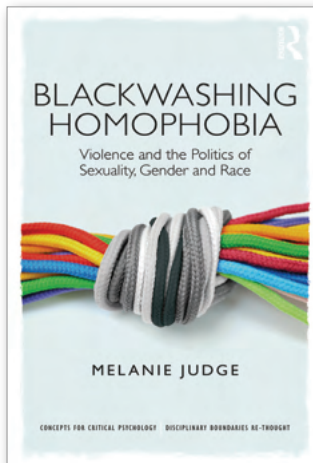
Jamneci, J., Rautenbach, C., Paleker, M., van der Linde, A. & Wood-Bodley, M. 2017. *The Law of Succession in South Africa*. Oxford University Press Southern Africa.



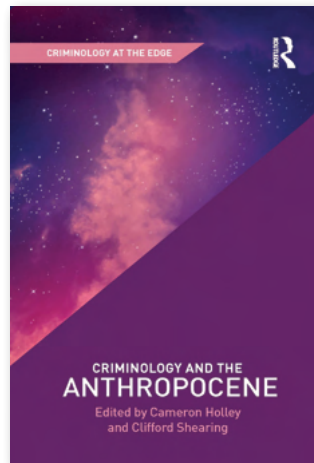
Salazar, Philippe-Joseph. 2017. *Words are Weapons: Inside ISIS's Rhetoric of Terror*. Yale University Press.



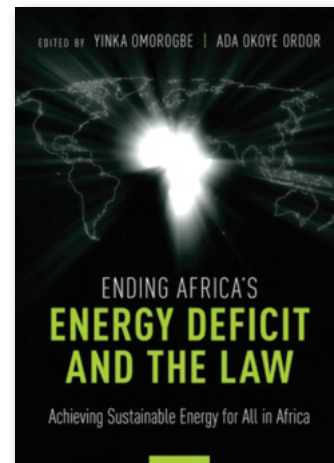
2018



Judge, Melanie. 2018. *Blackwashing Homophobia*. Routledge.

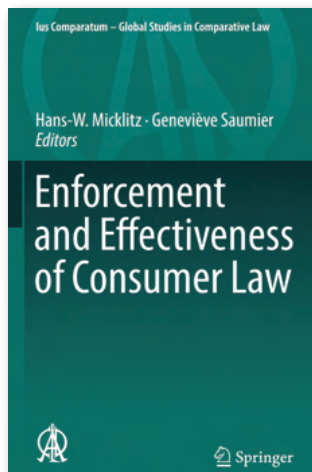


Holley, Cameron & Shearing, Clifford (eds). 2018. *Criminology and the Anthropocene*. Routledge.

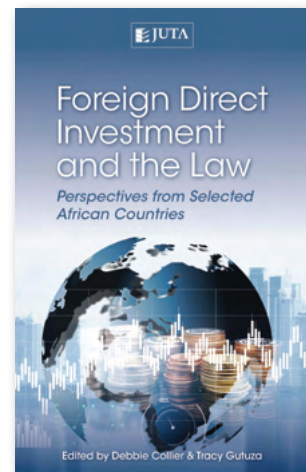


Omorogbe, Yinka & Ordor, Ada (eds). 2018. *Ending Africa's Energy Deficit and The Law: Achieving Sustainable Energy for All in Africa*. Oxford University Press.

2018



Naude, Tjatie & Barnard, Jacolien. 2018. *Enforcement and Effectiveness of Consumer Law in South Africa*. in Micklitz, H-W. & Saumier, G. 2018. (eds). *Enforcement and Effectiveness of Consumer Law*. Springer.

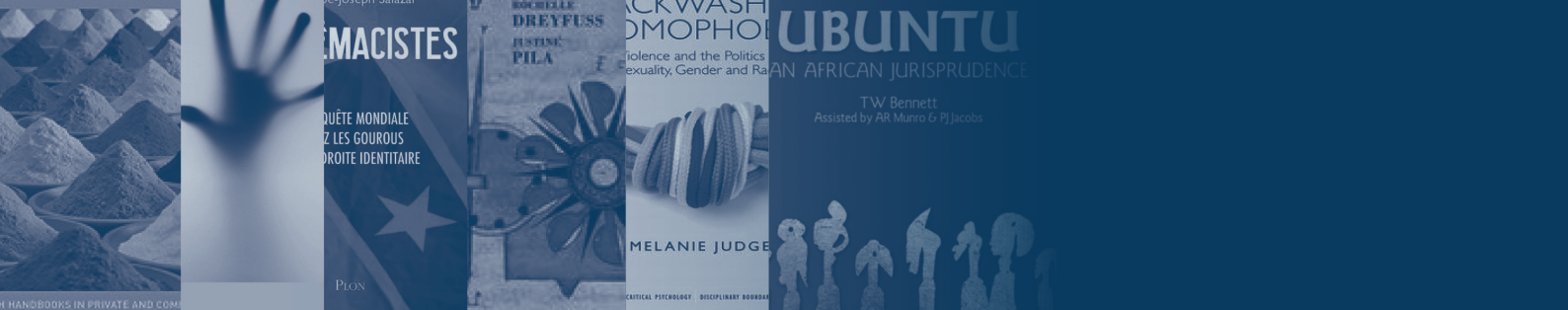


Gutuza, T. & Collier, D. (eds). 2018. *Foreign Direct Investment and the Law: Perspectives from Selected African Countries*. Juta. Including a chapter by : Mzezewa, S. & Mavhuru, L. 'Is there a positive relationship between investment policies and inward foreign direct investment? A study of Nigeria and Guinea-Bissau'.



Salazar, Philippe-Joseph. 2018. *Grand oral, n'ayez pas peur: Petit traite de prise de parole en public*. Editions Genèse.

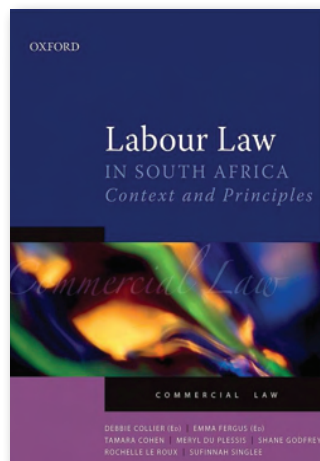




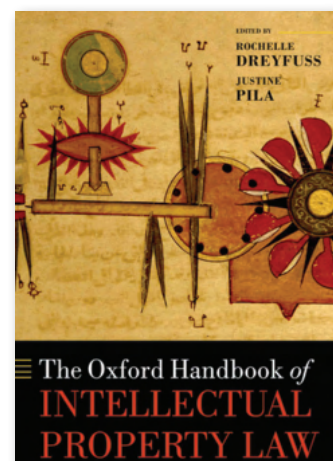
2018



Khan, Fatima (ed). 2018. *Immigration Law in South Africa*. Juta.

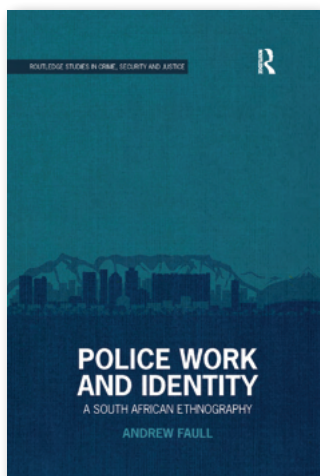


Hepple, B., Le Roux, S. & Sciarra, S. (eds). 2017. *Laws Against Strikes: The South African Experience in an International and Comparative Perspective*. Juta.



Ncube, Caroline. 2018. 'Three Centuries and Counting: The Emergence and Development of Intellectual Property Law in Africa'. Chapter in Dreyfuss, R. & Pila, J. (eds). 2018. *The Oxford Handbook of Intellectual Property Law*. Oxford University Press.

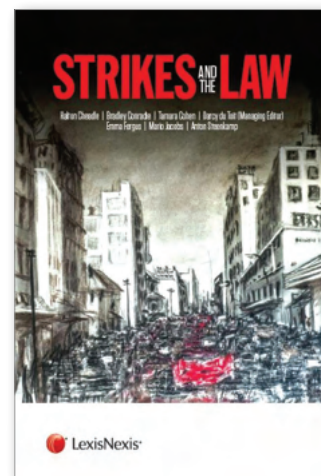
2018



Faull, Andrew. 2018. *Police Work and Identity: A South African Ethnography*. Routledge.



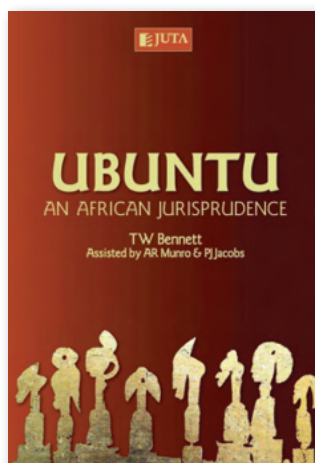
Barnard-Naudé, Jaco. 2018. 'Spectres to come: reproductive futurism, queer Africa, die-ins and drag'. Chapter in Morison, T. et al (eds). 2018. *Queer Kinship: South African perspectives on the sexual politics of family-making and belonging*. London: Routledge.



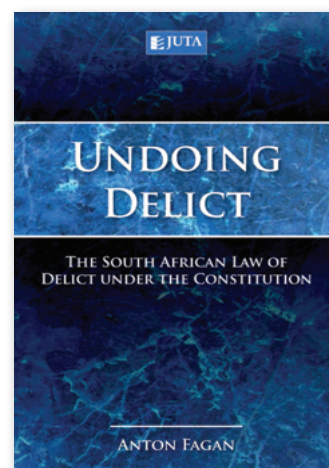
Fergus, Emma. 2018. 'Pickets, socio-economic protest action, gatherings and demonstrations'. Chapter in Du Toit, D., et al. (eds). 2018. *Strikes and the Law*. LexisNexis.



Chirwa, Danwood & Osman, Fatima. 2018. 'Taming the "Uncivilized"?: Constitutional and Other Complexities of Banning the Burkini and Other Muslim Dress in Africa'. Chapter in Regueiro, R. et al. 2018. *Antropología cultural del vestido: Perspectivas sobre el burkini*. Dykinson.

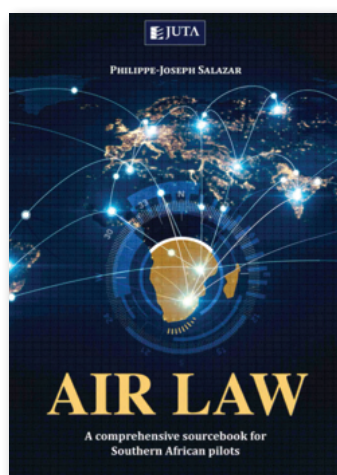


Bennett, TW. 2018. *Ubuntu: An African Jurisprudence*. Juta.

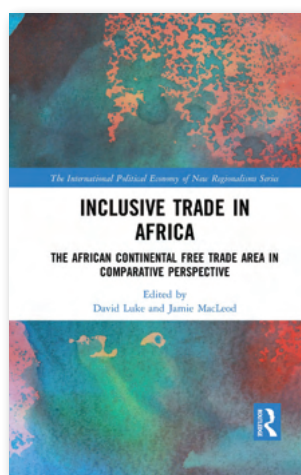


Fagan, Anton. 2018. *Undoing Delict: The South African Law of Delict under the Constitution*. Juta.

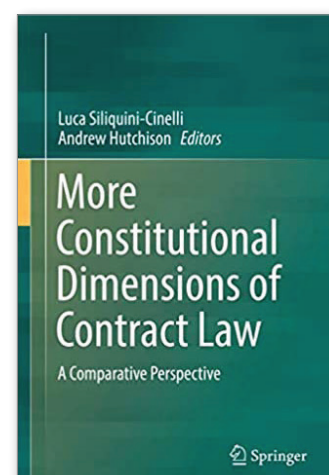
2018



Salazar, Philippe-Joseph. 2019. *Air Law: A comprehensive sourcebook for Southern African pilots*. Juta.



Ncube, C., Schonwetter, T., De Beer, J., & Oguamanam, C. 2019. 'A Principled Approach to Intellectual Property Rights and Innovation in the African Continental Free Trade Agreement'. Chapter in Luke, D. & Macleod, J. (eds). 2019. *Inclusive Trade in Africa: The African Continental Free Trade Area in Comparative Perspective*. Routledge.

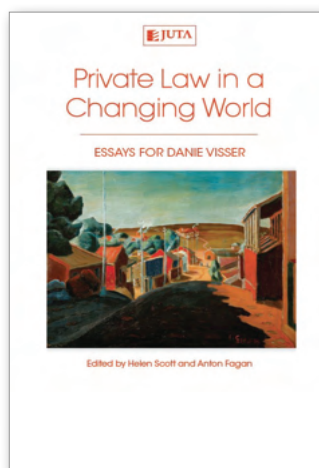


Siliquini-Cinelli, Luca & Hutchison, Andrew (eds). 2019. *More Constitutional Dimensions of Contract Law: A Comparative Perspective*. Springer.

2019



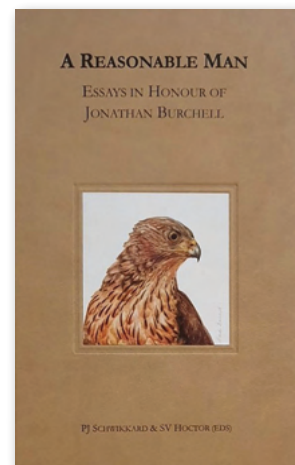
2019



Fagan, Anton & Scott, Helen. 2019. *Private Law in a Changing World - Essays for Danie Visser*. Juta.

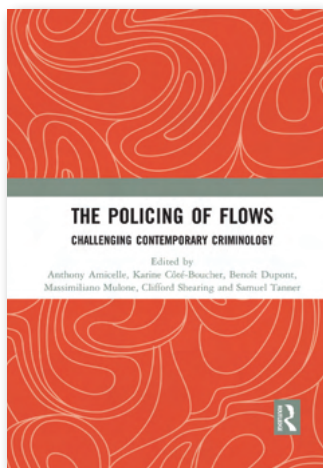


Corder, Hugh & Mavedzenge, Justice (eds). 2019. *Pursuing Good Governance: Administrative Justice in Common Law Africa*. Siberink.

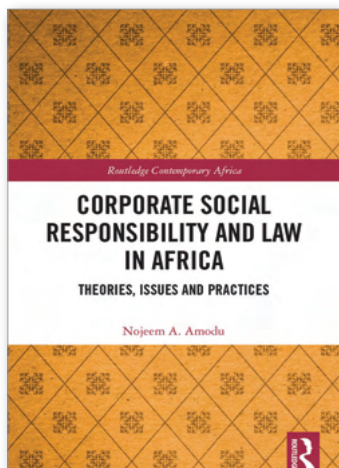


Schwikkard, PJ & Hoorntje, SV (eds). 2019. *A Reasonable Man: Essays in Honour of Jonathan Burchell*. Juta.  
\*including contributions from Anton Fagan, Jameelah Omar, Kelly Phelps and Elrena Van der Spuy.

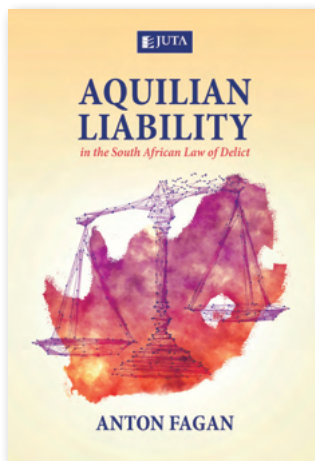
2019



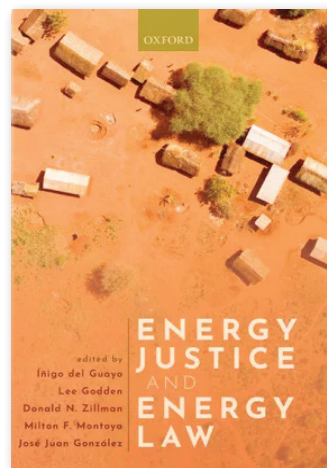
Amicelle, A., Côté-Boucher, K., Dupont, B., Mulone, M., Shearing, C. & Tanner, S. (eds). 2019. *The Policing of Flows: Challenging Contemporary Criminology*. Routledge.



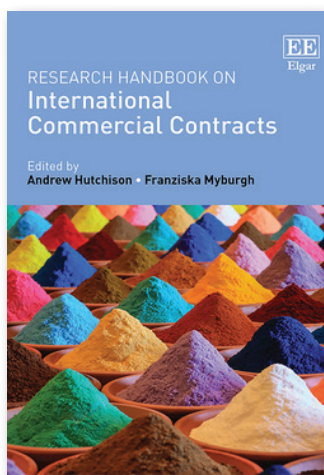
Amodu, Nojeem. 2020. *Corporate Social Responsibility and Law in Africa: Theories, issues and practices*. Routledge.



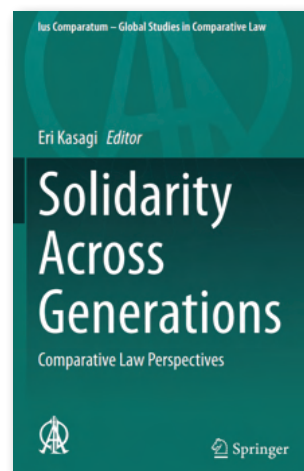
Fagan, Anton. 2020. *Aquilian Liability in South African Law of Delict*. Juta.



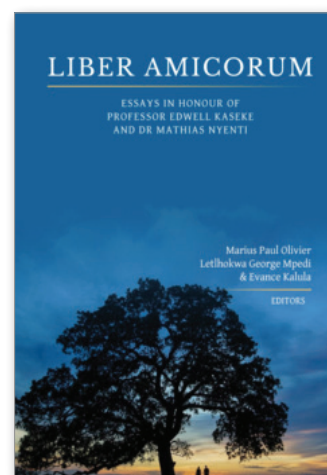
Mostert, M. & Naude, T. 2020. 'State protection of energy consumers: Between human rights and private sector regulation' in del Guayo, I., et al (eds). 2020. *Energy Justice and Energy Law*. Oxford University Press.



Hutchison, A. & Myburgh, F. (eds). 2020. *Research Handbook on International Commercial Contracts*. Edward Elgar.



Chungu, Chanda & Kalula, Evance. 2020. 'Solidarity between Generation in South Africa: Contemporary Challenges and Prospects'. Chapter in Kasagi, Eri (ed). *Solidarity Across Generations: Jus Comparatum - Global Studies*. Springer.

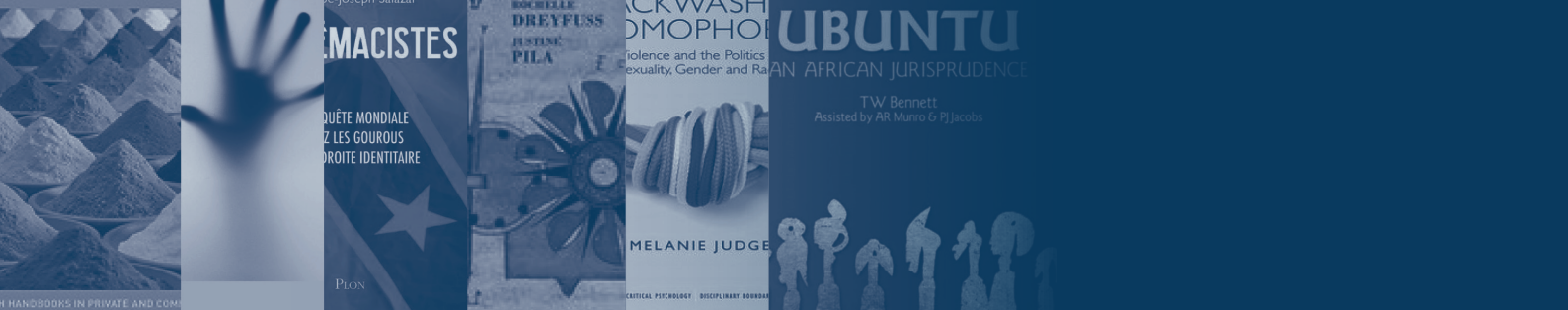


Olivier, M., Mpedi, L. & Kalula, E. (eds). 2020. *Liber Amicorum: Essays in Honour of Professor Edwell Kaseke and Dr Mathias Nyenti*. Sun Media.

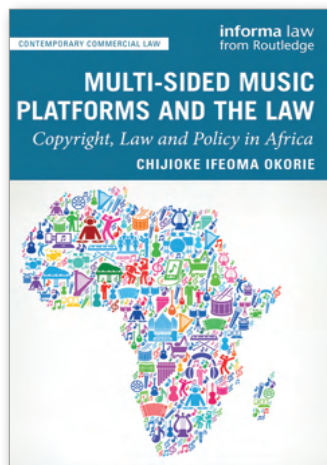
2020

2020





2020



Okorie, Chijioke. 2020. *Multi-sided Music Platforms and the Law: Copyright, Law and Policy in Africa*. Routledge.



Kohn, Lauren. 2020. 'Time to go back to first principles: the constitutionality of the 2017 Procurement Regulations'. Chapter in Quinot, G. & Williams-Elegbe, S. (eds). 2020. *Public Procurement Regulation in Africa: Development in Uncertain Times*. LexisNexis.

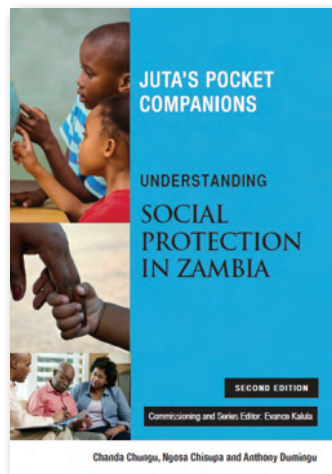


Arimoro, Augustine. 2020. *Public-Private Partnerships in Emerging Economies*. Routledge.

2020



Salazar, Philippe-Joseph. 2020. *Suprémacistes: L'enquête mondiale chez les gourous de la droite identitaire*. Plon.



Chungu, Chanda et al. 2020. *Understanding Social Protection in Zambia*. 2nd Edition. Juta.



Ismail, Faizel. 2020. *WTO reform and the crisis of multilateralism*. South Centre.

# SPECIAL ANNUAL LECTURES

Each year the Faculty hosts two prestigious annual lectures that provide us with an opportunity to invite sought-after academics and speakers from South Africa and elsewhere to share their legal knowledge, experience, insights and perspectives with staff, students, our alumni and friends, and the UCT community.

## The Annual Rabinowitz Visitorship

UCT celebrated 150 years of teaching law in South Africa in 2009, the first lecture having been given on 16 April 1859. As part of those Law 150 celebrations, Ben and Shirley Rabinowitz established a Visitorship Programme for the Faculty. Mr Benjamin “Bennie” Rabinowitz is a lawyer, businessman and philanthropist who is known for his commitment to social justice and human rights in South Africa. The aim of the Visitorship is to bring leading lawyers, academic or practising, to participate in the intellectual life of the Faculty on an annual basis, focused on law, democracy, equality and social justice. The Visitorship takes place over three or four days and includes the presentation of the Rabinowitz Annual Public Lecture.

Speaking at the inaugural Rabinowitz lecture on 17 February 2010 the then-Dean, Professor PJ Schwikkard, thanked the donors for their generous and innovative gift, commenting that the Visitorships dovetailed perfectly with the Faculty’s plans to develop an enriched and diverse learning & research environment.

**The Ben Beinart Memorial Lecture 2017**  
UCT Faculty of Law

**TWAIL and the Decolonisation of International Law**

Professor Antony Anghie  
National University of Singapore

**MOOT COURT | Kramer 5th Floor**  
**23rd November 2017 | 17h00**

GENEROUSLY SUPPORTED BY WEBBER WENTZEL

**ANNUAL RABINOWITZ LECTURE 2019**

**Justice Edwin Cameron**

**KRAMER LT1** **11.09.2019**  
**17h30**

REFRESHMENTS SERVED AFTERWARD

FACULTY OF LAW

UNIVERSITY OF CAPE TOWN

RSVP | [gaby.ritchie@uct.ac.za](mailto:gaby.ritchie@uct.ac.za)



In the decade since its inception, the Rabinowitz Visitorship has hosted the following legal experts (due to Covid-19 restrictions, no lecture was arranged for 2020):

2019	Justice Edwin Cameron	Retired Justice, Constitutional Court of South Africa
2018	Justice Mohamed Navsa	Supreme of Court of Appeal and Acting Justice, Constitutional Court of South Africa
2017	Justice Sonia Sotomayor	Associate Justice, United States Supreme Court
2016	Professor Blake Morant	Dean and Robert Kramer Research Professor of Law, George Washington University Law School
2015	Emeritus Professor Martin Chanock	Professor of Law, La Trobe University, Melbourne
2014	Professor David Kennedy	Institute for Global Law & Policy, Harvard University
2013	Professor John Comaroff	Hugh K. Foster Professor of African & African-American Studies and of Anthropology, and Oppenheimer Research Scholar in African Studies, at Harvard University
	Professor Jean Comaroff	Alfred North Whitehead Professor of African & African-American Studies and of Anthropology, and Oppenheimer Fellow in African Studies, at Harvard University
2012	Associate Professor Clive Thompson	Former Director of the Faculty's Institute for Development and Labour Law (now named the Labour, Development and Governance Research Unit)
2011	Lord Lennie Hoffman	Retired senior South African-British Judge
2010	Professor Jeffrey Jowell QC	Director, Bingham Centre on the Rule of Law (UK)



More information can be found on each of the Rabinowitz Visitors at [www.law.uct.ac.za/public-events](http://www.law.uct.ac.za/public-events)



## The Ben Beinart Memorial Lecture

Inaugurated in 2003, the annual Ben Beinart Memorial Lecture recognises Professor Ben Beinart's life's work and contribution to the Faculty of Law. Professor Beinart held the WP Schreiner Professor of Law at UCT from 1950-1974 and was known for his deep appreciation of Roman and Roman-Dutch law and principles.

This lecture series, generously sponsored by Webber Wentzel, presents an outstanding opportunity for leading law experts from across the world to visit the Faculty. Between 2016 and 2020, the following guests delivered this annual lecture. (Due to Covid-19 travel restrictions the 2020 lecture was delivered remotely.)

2020	Professor Ambreena Manji	School of Law and Politics, Cardiff University
2019	Professor Laura McGregor	Chair of Commercial Contract Law, University of Edinburgh
2018	Justice Malcolm Wallis	Justice of the Supreme Court of Appeal, South Africa
2017	Professor Anthony Anghie	Professor of Law, National University of Singapore
2016	Justice Dikgang Moseneke	Justice of the Constitutional Court of South Africa
	Justice Dennis Davis	Justice of the Cape High Court



More information can be found on the Ben Beinart Memorial Lecture series at [www.law.uct.ac.za/public-events](http://www.law.uct.ac.za/public-events)

## WEBBER WENTZEL

in alliance with > **Linklaters**

This lecture series continues to be generously supported by Webber Wentzel whose sponsorship ensures that the Faculty has been able to bring experts from elsewhere in the world, and to offer this annual event in memory of Professor Ben Beinart.



# SCHOLARSHIP FUNDING

Universities the world over are funded through several income streams: government subsidy, student fees, research projects, commercialisation of IP, philanthropic and corporate social investment programmes and alumni, to mention the top funding sources. The proportion of support received from each of these categories varies between institutions and between faculties within one university.

The UCT Law Faculty has always sought to build a support base that is multi-stranded and which focuses on ensuring we are able to provide an environment that encourages active intellectual engagement, in-depth pertinent research and a widely welcoming teaching, learning and work experience for all of our staff and students.

Our alumni have always been our first port of call and have been extremely generous in contributing to our scholarship fund that assists with, inter alia: tuition fees, technology hardware, emergency health and crisis funding, access to supplemental programmes and other unanticipated expenses.

In 2020 new energy was injected into raising support for the scholarship fund as the closure of UCT's physical spaces made it imperative that we find ways of supporting both our students and staff as we navigated new ways of delivering and accessing course work. We raised almost R1m from our alumni in 2020 and we deeply appreciate their generosity.

In addition, we were delighted to receive a R15 million endowment gift from Roger Macfarlane (LLB Class of 1968) and his family. Together we have established the Everard & Joan Macfarlane Family Leadership Scholarship, through which the studies of at least 4 students in 2021- and 8 students each year thereafter - will be funded in perpetuity. The Macfarlane gift will also support a leadership programme to provide additional training, skills development and academic mentoring to the Macfarlane Scholars.

Over the 2016 - 2020 period, the Faculty has been very fortunate in being able to offer, amongst many others, the named scholarships listed below.

## **The Dikgang Moseneke Postgraduate Fellowship**

This Fellowship was established in 2018 with the generous support of Justice Dikgang Moseneke and a group of Faculty friends and supporters. Originally conceptualised as a scholarship for LLB students, the Fellowship is now offered to postgraduate research students at Masters and PhD level from anywhere in sub-Saharan Africa whose research is focused on law, justice and society.

## **The Beric Croome Postgraduate Tax Scholarship**

This scholarship was established in 2019 in memory of Dr Beric Croome, tax law specialist and alumnus of UCT Law. Dr Beric Croome had made



numerous contributions to the Faculty's endowment fund over a decade, and this foundation funding - along with further generous contributions from Judy Croome and many of Dr Croome's friends - enabled the Faculty to establish this scholarship in perpetuity.

### **The Alexander Burman Memorial Scholarship**

Professor Sandra Burman, who spent the majority of her academic career in the faculty, left a very meaningful legacy gift in her will for the establishment of an endowed Alexander Burman Memorial Scholarship in honour of her father. This scholarship, established in 2019, is for South African women doing their PhD at UCT Law in socio-legal studies.

### **The Giles & Debra White Scholarship**

This scholarship was established in 2018 by Giles and Debra White, in support of students pursuing their LLB.

### **The Dixon Family Scholarship, The Merkel Scholarship and The Trevor Norwitz Scholarship**

These scholarships were established by alumni and friends of the Faculty, and funded up to three years of study for an LLB student between 2017 and 2019.

### **The Abe Swersky Scholarship**

This fund was established in memory of Abe Swersky by his children. Provided as a spend-down fund, the scholarship supported a number of LLB students for three years of study between 2015 and 2020.

### **The AHRN Palley Scholarship**

This scholarship, for students who have historical disadvantage and are pursuing their LLB, was set up in 2016 by Simon Palley in memory of his parents.

### **The Law Society Charity Trust UK scholarship**

The Law Society Charity Trust UK scholarship has supported a number of LLB students over the last two decades.

### **The Catherine Bailey Law Bursary**

Originally established by Catherine Bailey (LLB Class of 1992), this bursary continues to be funded by Cath Bailey's father, Ivor Bailey, since her tragic death in 2009.

### **The Nick Boydell Scholarship**

Until his passing in June 2017, Mr Nick Boydell (LLB Class of 1967) supported a number of students with scholarship funding.

### **The Caro Wiese Scholarship**

This scholarship, established by the Wiese family, supported until 2019 a number of women students from historically disadvantaged backgrounds pursuing their LLB.

### **The CDH Leaf Scholarship**

Cliffe Dekker Hofmeyr generously funded 20 CDH Leaf Scholarships between 2019 and 2020.

### **The Linklaters African International Scholarship**

Linklaters LPC established the Linklaters African International Scholarship in 2019,



specifically to support students from elsewhere on the continent undertaking their LLB or LLM at UCT Law.

### **Law Firms – Diversity Scholarships**

In addition to the list of scholarships above, several South African law firms support our students through scholarship funding agreements with the Faculty.

In the period 2016-2020 we raised more than R4 million for scholarships, excluding the Macfarlane and Burman endowments. The generous and visionary support that we receive from our alumni, donors and friends is critical to our capacity to attract, retain and interact with the best and most innovative thinkers across the spectrum of academics, researchers and students in our local, continental and global law community.

## **YOUR SUPPORT WILL CHANGE LIVES**

Since 1858 the Faculty of Law at UCT has provided legal education to nearly six generations of lawyers. We are immensely proud of the practice and service that each generation has accomplished, and we remain committed to providing excellent teaching, learning and research and to graduating lawyers who embrace the values that celebrate our common humanity with respect, honesty and fairness.

However, these aspirations outstrip current resources. Additional financial support is the key to our being able to reach our future goals and exceed our past accomplishments. Each year, the Faculty of Law embarks on a funding campaign to raise funds for scholarships for students unable to afford the full cost of a law degree and for assistance in ensuring that our students have access to the technology and resources that are vital to tertiary education study.

The Faculty of Law Endowment and Scholarship Funds allow us to provide the Faculty with a stability of operation that makes it possible for us to plan and deliver our teaching and research programmes with surety and confidence. We could not do this without the generous support from our Alumni and Friends.

If you have not already done so, please consider a gift to the Faculty of Law.

For more information on how you can contribute to the sustainability of the Faculty and to the success of our students, please contact Ms Gabrielle Ritchie, Development and Marketing Manager, Faculty of Law, University of Cape Town, 021 650 5602 / 082 453 9827/ [gaby.ritchie@uct.ac.za](mailto:gaby.ritchie@uct.ac.za)







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