



Stellenbosch

UNIVERSITY
IYUNIVESITHI
UNIVERSITEIT

FAKULTEIT REGSGELEERDHEID

Regsopleiding sedert 1921

OU HOOFGEBOU

FACULTY OF LAW

Legal Education since 1921

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Stellenbosch University





Stellenbosch University started with four faculties (Science, Education, Arts and Social Sciences, and AgriSciences), 503 students, and 40 lecturing staff on 2 April 1918. Today, SU is home to 10 faculties, a vibrant and cosmopolitan community of more than 30 000 students and 3 000 staff members, spread over five campuses. The historical oak-lined university town is situated among the Boland Mountains in the Cape Winelands. This combination creates a unique campus atmosphere that attracts

local and foreign students alike. On the main campus, paved walkways – some dating from previous centuries, others merely a few years old – wind between the campus buildings. Architecture from various eras attests to the sound academic foundation and establishment of an institution of excellence. The scenic beauty of the area together with the state-of-the-art, environmentally friendly facilities, and technology, as well as visionary thinking about the creation of a sustainable 21st-century institution make for the unique character of Stellenbosch University.

Academic excellence and innovation

The University is among South Africa's leading tertiary institutions based on research output, student pass rates, and rated scientists; it is recognised internationally as an academic institution of excellence. It consistently boasts among the highest weighted research output per full-time academic staff member of all South African universities and the second-highest number of scientists in South Africa who have been rated by the National Research Foundation (NRF). It also has the highest student success rate in the country. Professor Wim de Villiers is the current Rector and Vice-Chancellor. The current Chancellor is Justice Edwin Cameron. He is the 15th Chancellor of Stellenbosch University and alumnus of the Faculty of Law. The current Chair of the Council of Stellenbosch University is Nicky Newton-King. She is the first woman chair of council and an alumna of the Faculty of Law.

Faculties and campuses

SU has 10 faculties: AgriSciences, Economic and Management Sciences, Medicine and Health Sciences, Engineering, Military Sciences, Arts and Social Sciences, Science, Education, Law, and Theology. The Faculties are spread over different campuses and the Faculty of Law is situated at the Stellenbosch campus. Stellenbosch is situated about 50 km from Cape Town and just 30 km from Cape Town International Airport.



The University is amongst South Africa's leading tertiary institutions.

Faculty of Law



The Ou Hoofgebou (Old Main Building), situated on the corner of Victoria and Ryneveld Streets in the centre of Stellenbosch, is home to the Stellenbosch Faculty of Law. The Faculty of Law was established in 1921. Initially, the Faculty only offered the LLB degree and focused on training and equipping students, not merely as legal practitioners but also as jurists. Today the Faculty offers the following **undergraduate** programmes to around 1200 students:

BAcc LLB

This unique combined five-year degree is only offered at Stellenbosch. Students are introduced to both the essentials of jurisprudence, as well as Financial Accounting, Management Ac-

counting, Tax, and Auditing. Graduates satisfy the academic requirements to commence with the professional training to become an attorney, advocate, or chartered accountant.

BA (Law)

A three-year degree that enriches one's understanding of languages, human behaviour, and social issues, whilst providing a basis for further legal study by providing entry to the two-year LLB.

BCom (Law)

A three-year degree that is business-oriented and combines commerce with law. It is ideal for students who are interested in commercial law or a career in the business sector and it provides entry to the two-year LLB.

LLB as first degree

A four-year professional degree that focuses mainly on law. This programme aims to provide students with a sound grasp of all branches of law essential for a career as a legal practitioner.

LLB as second degree

A two-year degree that can be completed by BA (Law) or BCom (Law) graduates or a three-year degree for Bachelor graduates from any other field of study. The Faculty recruits academically strong and an increasingly more diverse cohort of students from South Africa and abroad. All SU law programmes have stringent admission and selection criteria. Innovative research, excellent lecturers, good facilities, and a writing-across-the-curriculum teaching strategy prepare

students for postgraduate studies, a career in the legal profession, in business, or the public sector.

Student opportunities

The Juridical Society, Moot Court Society, Students for Law and Social Justice, Responsa Meridiana, and the Law and Leadership short course are just some of the student initiatives within the Faculty. The Faculty of Law actively promotes and participates in exchange agreements that exist between the Faculty and different individual institutions.

Postgraduate Programmes

In 1976, the LLM degree (by thesis) was awarded to two students for the first time. The Faculty of Law introduced the LLM by coursework in 1994. Today, the Faculty offers the following postgraduate programmes to more than 200 students:

Postgraduate Diploma in Tax Law

A two-year programme aimed at law, accounting, and commerce graduates focusing on the interpretation of tax law.

Postgraduate Diploma in Intellectual Property Law

A one-year programme aimed at law, science, and engineering graduates focusing on Copyright Law, Trademark Law, and Patent Law.

Postgraduate Diploma in Public Procurement Policy and Regulation

A one-year programme aimed at graduates with an interest in public procurement focusing on public procurement policy, compliance,

Stellenbosch
University Law
Faculty Building

OU HOOFGEBOU

corruption, as well as infrastructure and defence procurement.

Master of Laws (LLM) by coursework

A one-year programme where students can follow the general programme or enrol for one of the specialisations, namely Alternative Dispute Resolution, Intellectual Property Law, International Trade Law, Labour Law, or Public Procurement Law. The programme requires students to complete four taught modules and one

research paper of around 15 000 words. The Faculty also offers a professional LLM in Public Procurement Law.

Master of Laws (LLM) by research

A one-year programme where students are required to complete a thesis of around 60 000 words under the supervision of a specialist in the relevant area of law.



The LLM programme attracts the most international students. Since 2008, more than 600 degrees have been awarded to international students.

Staff

The staff of the Faculty of Law is passionate about legal education, research, and social impact.

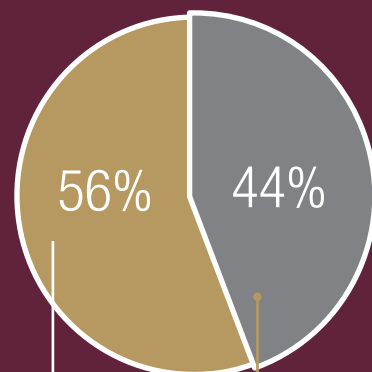
There are 37 academics and 19 administrative staff supported by postdoctoral fellows and extraordinary appointments.

Additionally, there are 9 National Research Foundation (NRF) rated researchers (2A, 3B, 3C, 1Y); this signifies their international and national esteem as researchers.

There are currently only three A-rated researchers in the field of Law in South Africa.

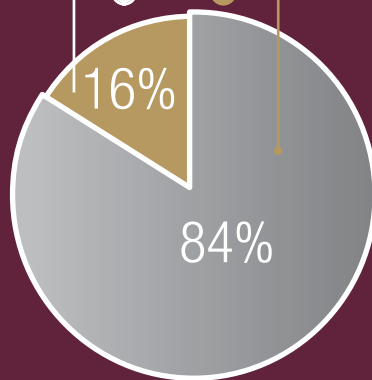
Stellenbosch University is engaged in several international consortia and has an extensive network of collaborators. Active cooperation agreements exist with several leading Faculties of Law, including Aberdeen, Amsterdam, Bucerius, Cambridge, Leiden, KU Leuven, Maastricht, and Utrecht. A new joint Stellenbosch-KU Leuven LLM programme started in 2020.

Academic Staff



Female

Male



Administrative Staff

Doctor of Laws (LLD)

A two-year programme where students are required to complete a dissertation of around 100 000 words under the supervision of a specialist in the relevant area of law.

Graduates of the Faculty include leading judges, advocates, attorneys, business people, politicians, and academics.

The Faculty is home to five research chairs, namely:

The HF Oppenheimer Chair in Human Rights

Professor Sandra Liebenberg is the incumbent of the Chair. She is an internationally renowned scholar in the field of socio-economic rights. She served as Chair of the expert committee that advised the SA Constitutional Assembly on the Bill of Rights in the 1996 Constitution.

The Anton Mostert Chair in Intellectual Property Law

Professor Sadulla Karjiker is the incumbent of the Chair. He is an admitted attorney in South Africa and a solicitor in England, and has practised in corporate and commercial law in both jurisdictions. He also worked for a UK legal publisher on its technology-related projects.

The Law Faculty Trust Chair in Social Justice

Professor Thuli Madonsela is the first incumbent of the Chair. Named one of TIME100's most influential people in the world in 2014 and Forbes Africa Person of the Year 2016, Professor Madonsela is one of the drafters of South Africa's Constitution and co-architect of several laws that have sought to anchor South Africa's democracy. She is also the former Public Protector of South Africa.



The Law Faculty Trust Chair in Urban Law and Sustainability Governance

Professor Anél du Plessis is the first incumbent of the Chair. Her focus is on the identification of new, and the refinement of existing, legal drivers for sustainability transitions in cities and towns, and the various systems supporting urban life. Urban law is an emerging field internationally, and the Chair in Urban Law and Sustainability Governance is the first of its kind in South Africa. Professor Du Plessis is editor of the first, and still only, extensive volume on South African environmental and local government law. She has published widely and supervised more than 40 post-graduate students and post-doctoral scholars in these areas. She is a rated researcher of the South African National Research Foundation (NRF), served as an elected member of the South African Young Academy of Science, and is an alumna of the scholarship programmes of the DAAD, Fulbright, and Alexander von Humboldt Foundation.

The Gys Steyn Chair in Financial Regulation Law

Various factors can impact the effective functioning of the financial system and render it vulnerable to instability and manipulation, which could affect investor confidence and make it easy for unscrupulous or criminal activities to thrive. A robust regulatory system is, therefore, essential for economic stability and growth, and to ensure the resilience of the financial system, when faced with crises. Regulation, other than fulfilling a control function, also has a role to play in the facilitation of opportunities, activities, integration, and coordination across the sector. The first incumbent (to be appointed) will support, strengthen, and improve scholarship in the field of financial regulation to produce high-quality research outputs and postgraduate students.

The Law Clinic

The Faculty is home to the SU Law Clinic. In 1975, the Law Clinic started as a Legal Aid Scheme operated by senior law students who provided legal assistance to indigent communities of Stellenbosch; it transitioned into a fully-fledged Legal Aid Clinic in 1987.

Today, the Law Clinic presents practical legal training to law students and continues to offer legal services to indigent persons. The Law Clinic assists with various civil matters; for example, divorces, contracts, family law, and debt. The Law Clinic also hosts workshops and provides training relating to evictions, debt collection, and family violence. The Law Clinic has 650 active client files, and more than 2000 individuals approach the Clinic each year for legal assistance.

The staff of the Clinic consists of a manager, four attorneys, six candidate attorneys, six legal consultants, one paralegal and three administrators.

The Law Clinic has been awarded a number of prizes and recognition for excellent contributions:

- 2019 South African Specialist Law Firm of the Year, 10th Annual Global Law Experts Awards
- 2019 South African Social Justice Law Firm of the Year, 10th Annual

- Global Law Experts Awards
- CCASA Achievement Award, 2018 African Legal Awards
- Finalist, Specialist Law Firm of the Year, 2018 African Legal Awards

Stellenbosch Law Review/ Stellenbosch Regstydskrif

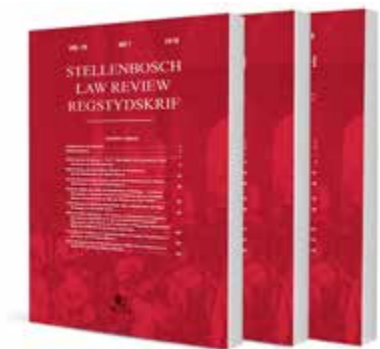
The Stellenbosch Law Review is an accredited law journal that was established in 1990. The journal includes full-length articles, book reviews, case discussions, as well as commentaries.

Three editions are published each year and contributions are published in either English or Afrikaans.

The Stellenbosch Law Review was named among the top five most-quoted South African law journals by the Washington & Lee School of Law: Law Journal Ranking Project in 2018. This project evaluated law journals per country based on a 2010 to 2017 survey.

The Faculty is also closely associated with the *South African Journal of Criminal Justice*, *Fundamina – A Journal of Legal History*, *the African Public Procurement Law Journal*, and the *Writing Journal*.

The Stellenbosch Law Review is highly regarded by the academic community.





Academic Profiles

3.

DEAN

Prof Nicola Smit

BLC [cum laude] • LLB [cum laude] • (Pret) • LLD • (RAU/UJ)

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Fields of specialisation: Labour Law; Social Security Law

Nicola Smit started her academic career as a junior lecturer at UNISA. She joined the University of Johannesburg (then RAU) as a lecturer in 1996. She progressed to full professor and also served as Vice-Dean, Faculty of Law, at the University of Johannesburg. In 2013, she joined the North-West University, Faculty of Law, as Executive Dean in Potchefstroom. Professor Smit has been Dean and Professor of Law at the Faculty of Law at Stellenbosch University since August 2017.

Her areas of specialisation include labour law (both collective and individual) and social security law. Prof Smit is a NRF-rated researcher and she publishes widely and delivers keynotes and

Professor Smit states that “the Faculty is known for its excellence in legal education, research, and social impact. The strong relationships that the Faculty has established over many years significantly contribute to the success of our endeavours. The Faculty celebrated its centenary in 2021 and looks forward to continue working with past and present collaborators whilst also establishing new partnerships. The Old Main Building, CL Marais, and Crozier

presentations at national and international conferences. Although Professor Smit does not currently teach at undergraduate level, she continues to supervise postgraduate students in the fields of labour and social security law. Professor Smit is a commercial mediator, governor of the board of the International Association of Law Schools, member of the International Advisory Board of *The International Journal of Labour Law and Industrial Relations*, member of the editorial board of *International Labor Rights Case Law Journal* and the *Industrial Law Journal*, and co-editor and co-author of various books, including *Law@work*, *Principles and Practice of Labour Law*, *Social Security: A Legal Analysis*, *Introduction to Social Security*, *Age Discrimination and Labour Law*, and *The Law of Commerce*.



Street 18-24 are our home in the heart of Stellenbosch; we would like to invite interested parties to come and dream with us and work towards a South Africa where our constitutional democracy is the backbone of a more sustainable, equal, and fair society.”

VICE-DEANS

Prof Juanita Pienaar

B.luris [cum laude] • LLM • LLD • (PU for CHE/NWU)

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Fields of specialisation: Property Law; Land Reform; Customary Law

Juanita Pienaar is a Professor in the Department of Private Law and an extraordinary professor at the North-West University. Professor Pienaar is the Faculty of Law's inaugural Vice-Dean of Research and Internationalisation. She lectures Customary Law, Property Law, and Advanced Property Law. Her research focus is property law in general and land reform and related matters in particular. The latter culminated in an all-encompassing publication, *Land Reform* (Juta 2014), which forms part of the Juta Property Law Library. She has co-authored some of the standard Property Law publications, including *Silberberg and Schoeman's Law of Property* (with Badenhorst P and Mostert H) and *Principles of the Law of Property* (Mostert H and Pope A (eds)). She is also responsible for the Land Reform section, “Land”, of the *Law of South Africa* (2010, with Mostert H and Van Wyk J), and the chapter on “Land” in *Constitutional Law of South Africa* (with Brickhill J). She was a member of the Advisory Committee of the Law Commission (Land Legislation 2008 to 2011) and the acting judge in the Land Claims Court for the period 2006 to 2007. She is a fellow of the NRF Research Chair in Property Law and was a frequent recipient of the Vice-Rector's Research Award for researchers who

contributed the most to accredited outputs. For the period 2014 to April 2019, she was a member of the Expert Panel for NRF Ratings, and convenor for two years. In 2016, she was awarded the Chancellor's Award for Research. Professor Pienaar is one of four international advisors approached by the Scottish Land Commission to participate in the Scottish Land Reform Programme, which is currently in progress.

Prof Richard Stevens

BA • LLB • (Stell) • LLM • (Tübingen) • LLD • (Stell)

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Fields of specialisation: Company Law

Richard Stevens is an Associate Professor in the Department of Mercantile Law and the Faculty of Law's Vice-Dean of Teaching and Learning. Professor Stevens has been involved at the Faculty from 1999, initially lecturing Insolvency Law and then company law since 2004. He has presented in the area of company law at international conferences in Scotland, the Netherlands, and Australia. His focus is on liability within company groups and he publishes predominantly in this area of Company Law. His focus is furthermore on the position of directors and their fiduciary duties. He is an admitted attorney and served as a candidate attorney at Webber Wentzel where he also remained as an admitted attorney before joining the Faculty. He is an accredited commercial mediator and a director at Cluver Markotter in the Commercial and Labour Law department on a part-time basis. He completed his Master of Laws degree at the University of Tübingen, Germany, and his doctoral degree at Stellenbosch University.

DISTINGUISHED PROFESSORS

Prof Jacques du Plessis

BCom • LLB • LLM [cum laude] • (Stell)
• PhD (Aberdeen)
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Fields of specialisation: Law of Contract; Unjustified Enrichment; Comparative Law; Legal History

Jacques Du Plessis is a Distinguished Professor in the Department of Private Law. He was awarded the NRF's President's Award, a B1 evaluation, an Alexander von Humboldt-Fellowship, the Toon van den Heever-medal for Legal Science, and Rector's awards for excellence in research. He was awarded the *Tijdschrift voor Privaatrecht Wisselleerstoel* (Exchange Chair) at the Katholieke Universiteit Leuven in 2019. Professor du Plessis is the Vice President of the World Society of Mixed Jurisdiction Jurists, a member of the editorial boards of a number of international law journals, and an Associate Member of the International Academy of Comparative Law. He is also an Invited Fellow of the Institute for European Private Law in Maastricht, a Visiting Researcher at the Max Planck Institute for Foreign Private and Private International Law in Hamburg, and a Visiting Fellow at the Institute of European and Comparative Law in Oxford. He is engaged in a number of international comparative and historical studies on the law of contract and unjustified enrichment.

Professor Du Plessis is admitted as an attorney of the High Court of South Africa; he obtained a Certificate in Legal Practice (cum laude) from the University of Cape Town.

Prof Sandra Liebenberg

BA • LLB • (UCT) • LLM [cum laude] •
(University of Essex, UK) • LLD •
(Witwatersrand)
E-mail: sliebenb@sun.ac.za

Fields of specialisation: International Human Rights Law; Socio-Economic Rights

Sandra Liebenberg is a Distinguished Professor and the HF Oppenheimer Chair in Human Rights Law in the Faculty of Law, University of Stellenbosch, South Africa where she teaches and supervises students in human rights law at both undergraduate and postgraduate levels. Her research focuses on economic, social, and cultural rights as well as the rights to equality and non-discrimination, a healthy environment, and sustainable development. She also organises the Faculty's Annual Human Rights Lecture Series, which is in its 17th year.

From 1995 to 1996 she was appointed to the four-member Legal Technical Committee advising South Africa's Constitutional Assembly on the drafting of the Bill of Rights in the post-apartheid 1996 Constitution. She served as Chair of this Technical Committee. She was one of the two lead drafters of the *Principles and Guidelines of the Implementation of Economic, Social and Cultural Rights in the African Charter on Human and Peoples' Rights* adopted in 2010 by the African Commission on Human and Peoples' Rights.

She is a former member of the UN Committee on Economic, Social and Cultural Rights (2017–2020), and



served as Vice-Chair of this body from 2019 to 2020. During her term on CESCR, she was the Committee's first Rapporteur on follow-up to Concluding Observations; served on its Working Group on Communications; and was co-rapporteur on the Statement, "The pledge to leave no one behind: the International Covenant on Economic, Social and Cultural Rights and the 2030 Agenda for Sustainable Development"; as well as the forthcoming General Comment on the economic, social, and cultural rights and sustainable development. She is currently serving as Chair of the Maastricht IV Drafting Committee, an international research and advocacy project to prepare *Principles and Guidelines on the Human Rights of Future Generations* along with a comprehensive legal commentary.

She has published widely in the field of socio-economic rights, including:

The South African Constitution from a Gender Perspective (1995 – editor); *Socio-Economic Rights: Adjudication under a Transformative Constitution* (2010 – sole-authored monograph); and *Law and Poverty: Perspectives from South Africa and Beyond* (2011 – co-edited with Professor G Quinot). She has also been involved in public interest litigation, human rights training and education, and advice to State institutions, government departments, inter-governmental organisations, and civil society organisations for several years.

In 2022 she received an A1 rating from South Africa's National Research Foundation for her research in the field of socio-economic rights. A-Rated researchers are unequivocally recognised by their peers as leading international scholars in their respective fields, for the high quality and impact of their recent research.

HONORARY PROFESSORS

Appeal Court Judge Fritz Brand

Fritz Brand studied at Stellenbosch University and the University of Leiden in the Netherlands (BA LLB LLM (cum laude)). He started his career as an academic in the Faculty of Law, Stellenbosch, before he joined the Cape Bar in 1977. He practised as an advocate, becoming Senior Counsel in 1989. In September 1992, he was appointed as a judge in the High Court in Cape Town. After serving as the acting judge of appeal at the Supreme Court of Appeal in Bloemfontein in 2000, he was appointed permanently to that court from 1 December 2001. In 2010, he was appointed as an acting judge to the Constitutional Court for two terms, retaining his permanent position on the Supreme Court of Appeal. Justice Brand always retained his interest in academia and continued publishing, especially in the field of defamation and enrichment. In this capacity, he has contributed to the *South African Law Journal* and the *Law of South Africa* (Lawsa) specifically. As visiting lecturer and honorary professor, he has lectured in various universities and institutions, locally and abroad. When his first term as honorary professor lapsed at the end of 2016, Justice Brand accepted a further term in the Department of Private Law.

Prof Katharina Boele-Woelki

Katharina Boele-Woelki is the Dean of Bucerius Law School in Hamburg, Germany. She is an internationally acclaimed expert in various legal fields, including private International law, comparative law, and family law. In this capacity, she has published widely and has lectured in both the Netherlands and Germany. She is the president of the Dutch Association of Family Law, a member of the board of the Dutch Association of Comparative Law, and a member of several editorial boards of Dutch, European, and South African law journals. To date, she has received three honorary doctorates, in 2011, 2015, and 2016, respectively, from the University of Uppsala, the University of Lausanne, and the University of Antwerp. She has been the President of the International Academy of Comparative Law (where she is also a titular member) since 2014. As Honorary Professor in the Department of Private Law, she presents annual training sessions and masterclasses in Comparative Law research methodology to Stellenbosch Law Faculty's postgraduate cohort.

Baroness Judge Christine Van Den Wyngaert

Christine Van den Wyngaert graduated from Brussels University in 1974 and obtained a PhD in International Criminal Law in 1979. She was a Professor of Law at the University of Antwerp (1985–2005) where she taught criminal law, criminal procedure, comparative criminal law, and international criminal law. She authored numerous publications in all these fields. Judge Van den Wyngaert was a visiting fellow at the University of Cambridge (Centre for European Legal Studies (1994–1996), Research Centre for International Law 1996–1997, and has been a visiting professor at Stellenbosch University's Faculty of Law since 2000. Her merits as an academic were recognised in the form of five Doctorates Honoris Causa, awarded by the University of Uppsala, Sweden (2001); the University of Brussels (2010); Case Western Reserve University, Cleveland Ohio (2013); the University of Maastricht (2013); and Stellenbosch University (2018). Judge Van den Wyngaert gained expertise in various governmental organisations; she was a member of the Criminal Procedure Reform Commission in Belgium (Commission Franchimont) (1991–1998) and served as an expert for the European Union in various criminal law projects. She served in the International Court of Justice as an ad hoc judge in the Arrest Warrant Case (2000–2002)

and was elected as a judge in the International Criminal Tribunal for the former Yugoslavia (ICTY) where she served for more than five years (2003–2009). She served as a judge at the International Criminal Court (ICC) from 2009 until 2018, where she also presided over cases in the Appeals Division. In 2013, the Flemish Government awarded her a golden medal for her achievements in international criminal law. In 2014, she was elected Vice President of the International Association of Penal Law. Judge Van den Wyngaert was granted the title of Baroness by the King of Belgium for her merits as an academic and as an international judge.





The Faculty offers undergraduate programmes to around 1200 students and postgraduate programmes to around 220 students.

PROFESSORS

Prof Zsa-Zsa Boggenpoel

BCom • LLB • LLD • (Stell)
E-mail: zsazsa@sun.ac.za

Fields of specialisation: Property Law; Constitutional Property Law; Property Theory

Zsa-Zsa Boggenpoel is a Professor in the Department of Private Law. She completed her LLD in 2010, with a dissertation entitled "Building encroachments and compulsory transfer of ownership". Professor Boggenpoel has received numerous awards from Stellenbosch University and from universities abroad, including the Henry Arthur Holland Scholarship in Law from the University of Cambridge, London (2009); a Visiting Scholarship from the Molengraaff Institute for Private Law at Utrecht University, Netherlands (2009); the Mellon Academic Development Award from the Division for Research Development at Stellenbosch University (2014); and the Vice-Rector Award for one of the researchers who made the biggest contributions at Stellenbosch University in accredited publications and supervision of postgraduate students. She has published numerous journal articles and one book since commencing her academic career in 2011; she has presented nationally and internationally at conferences associated with her field of interest. She is also actively involved in postgraduate supervision of postdoctoral fellows, doctoral dissertations, and masters' theses as she is passionate about the next generation of scholars tasked with the responsibility of developing the law

in line with the Constitution. In 2016, Professor Boggenpoel was awarded an NRF rating in the category C1. Professor Boggenpoel was promoted to full professor in the Department of Private Law at Stellenbosch University in 2017. She was awarded the South African Research Chair in Property Law (Tier 1) under the NRF: South African Research Chairs Initiative (SARChI) from March 2018 to December 2022.

Prof Henk Botha

BLC • LLB • (Pret) • LLM • (Columbia) • LLD • (Pret)
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Fields of Specialisation: Constitutional Law; Constitutional Theory; Legal Philosophy; Constitutional Interpretation; Comparative Constitutional Law

Henk Botha is a Professor in the Department of Public Law. He currently teaches Legal Philosophy and Interpretation of Enacted Law, and previously taught Constitutional Law. Before joining the Faculty of Law at Stellenbosch University in 2006, he was a professor of Constitutional Law at Unisa.

Prof Anél du Plessis

BA Law • LLB • LLM • LLD • (NWU)
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Fields of specialisation: Criminal Justice; Legal History

Anél du Plessis joined the Faculty of Law at the University of Stellenbosch in July 2023, and is the first incumbent of the new Chair in Urban Law and Sustainability Governance.

She is an established researcher in the intersecting area of law, urban development, cities, human rights,

and environmental sustainability and served as the first incumbent of the NRF SARChI Chair in Cities, Law and Environmental Sustainability (CLES) at the North-West University (2018-2023). In 2022, this Chair was awarded the NWU Institutional Community Engagement Award for "Engaged Research". To date, Professor du Plessis successfully supervised and co-supervised more than 50 postgraduate students and post-doctoral fellows, including the NWU's youngest-ever PhD student in law (2021).

She is an alumna of the scholarship programmes of the DAAD, Fulbright, Max Planck Association, and the Alexander von Humboldt Foundation. She was part of the first cohort of selected members of the South African Young Academy of Science (SAYAS). She served as member of the Executive Committee of the Environmental Law Association of South Africa (ELA) from 2006 to 2021 and, since 2017, serves on the Teaching Committee of the international IUCN Academy of Environmental Law. From 2022 to 2024, she is an appointed member of the NRF Rating and Specialist Committee for Law.

Over the years, Professor Du Plessis has developed and lectured a number of law modules, including climate change law and governance, local government law, environmental law, legal research methodology, administrative law, international transport law, and legal pluralism. She received two NASPERS Rapport prizes (2010 and 2011) and an international IUCN Academy of Environmental Law award for teaching excellence (2013).

She served as assistant editor of the

Potchefstroom Electronic Law Journal for 10 years, and she has since established a special series in the journal devoted to urban law and governance. Since 2022 she is a Co-Rapporteur of the International Law Association's Study Group on the Role of Cities in International Law.

Prof Shannon Hoctor

BA • LLB • LLM • (UCT) • DJuris (Leiden)
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Fields of specialisation: Criminal Justice; Legal History

Shannon Hoctor previously taught at the universities of Cape Town, Port Elizabeth, and KwaZulu-Natal, and joined the Stellenbosch Faculty of Law in July 2021. He has published widely in criminal justice and legal history, and currently serves as editor-in-chief of *South African Journal of Criminal Justice* and *Fundamina – A Journal of Legal History*, and as assistant editor of *Obiter*. Professor Hoctor is the current President of the Southern African Society of Legal Historians.

Prof Sadulla Karjiker

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Fields of specialisation: Intellectual Property Law; Company Law; Data Protection Law; Information Technology Law

Sadulla Karjiker is the Anton Mostert Chair in Intellectual Property Law and the current Head of the Department of Mercantile Law. Professor Karjiker joined the Faculty in 2008. He is

admitted as an attorney in South Africa and as a solicitor in England, and has practised in corporate and commercial law in both jurisdictions. He also worked for a UK legal publisher on its technology-related projects. Professor Karjiker received his BSc degree in Mathematics in 1991 at the University of Cape Town. He then completed his LLB in 1994 also at the University of Cape Town, followed by an LLM at the University of London in 1997. In 2012, he received an LLD degree for his dissertation entitled "Open-source software and the rationale for copyright protection of computer programs" at Stellenbosch University. He is the co-author of the *Handbook of South African Copyright Law*, the leading text on copyright law in South Africa. He teaches Copyright Law (LLM), Trademark Law (LLM), and Intellectual Property Law (LLB). He previously taught the following courses (or parts thereof): Intellectual Property Law (LLM), Information Technology Law (LLM), Internet Law (LLB), Company Law (LLB), and Roman Law (LLB).

Prof Thuli Madonsela

BA • (Swaziland) • LLB • (Witwatersrand)
E-mail: tmadonsela@sun.ac.za

Fields of specialisation: Constitutional law; Administrative Law.

Thulisile "Thuli" Madonsela is the Law Faculty Trust Chair in Social Justice and Law Professor at Stellenbosch University, where she conducts and coordinates social justice research and is involved with the teaching of Constitutional and Administrative Law. She is also the founder of the Thuma Foundation, an independent democracy, leadership, and literacy social

enterprise. As an advocate of the High Court of South Africa, Professor Madonsela has been a lifelong activist on social justice, constitutionalism, human rights, good governance, and the rule of law. Professor Madonsela is one of the drafters of South Africa's Constitution and co-architect of several laws that sought to anchor South Africa's democracy. The Promotion of Equality and Prevention of Unfair Discrimination Act, the Employment Equity Act, and the Recognition of Customary Marriages Act are among the laws she helped draft. In 2016, she completed a seven-year term as South Africa's Public Protector, a quasi-judicial administrative oversight body responsible for investigating and redressing maladministration, corruption, executive ethical violations, and related improprieties in state affairs. Before she became the Public Protector, Professor Madonsela served in various leadership capacities in civil society and government, including full-time Commissioner in the South African Law Reform Commission. Professor Madonsela is a co-architect and Founding Chairperson of the African Ombudsman Research Centre. She is also co-founder and one of the inaugural leaders of the South African Women Lawyers Association (SAWLA). Her work has received national and global recognition, including several Lifetime Achievement Awards, among them an award by the Premier of Gauteng in 2018. She has seven honorary Doctor of Law degrees, from Wits University, Stellenbosch University, University of Cape Town, University of Fort Hare, North-West University, Rhodes University, and the Law Society of Ontario. Peer recognition includes the South African Law Society's

Truth and Justice Award, the General Council of the Bar's Sydney and Felicia Kentridge Award, Botswana Lawyers Association Honorary Membership of the Botswana Bar, and the Commonwealth Lawyers Association's Truth and Justice Award. Professor Madonsela is a Paul Harris Fellow; she is the recipient of Transparency International's Integrity Award as well as the German Africa Prize, and the Africa Anticorruption Crusader Award. She is a Tallberg Global Leader; additionally, she spent a year at Harvard in 2017 as an Advanced Leadership Fellow. She is also the first Director of the Centre for Social Justice at the SU Faculty of Law.

Prof Geo Quinot

BA • LLB [cum laude] • (Stell) • LLM • (Virginia) MA • [cum laude] • (Free State) • MPA [cum laude] • (Birmingham) • LLD • (Stell)
E-mail: gquinot@sun.ac.za

Fields of specialisation: Administrative Law; Public Procurement Law; Legal Education

Geo Quinot is a Professor in the Department of Public Law. He teaches Administrative and Public Procurement. He is a recipient of Stellenbosch University's Chancellor's Medal, the annual award for the most outstanding final-year student at the university, which he received upon graduating with his LLB degree. Other noteworthy awards include the Rector's Award for Community Interaction, which he received jointly with Professor Sandra Liebenberg in 2008; the CHE-HEL-TASA National Excellence in Teaching and Learning Award in 2012; and the Stellenbosch University Chancellor's award for teaching in 2016. His re-

search focuses on Administrative Law, with a particular interest in commercial conduct of the state, including public procurement as well as legal education. He is the founding director of the African Procurement Law Unit and an editor of the *African Public Procurement Law Journal*. From 2013 to 2015, Professor Quinot was also appointed as a university teaching fellow, with a focus on the development of a pedagogy of law in South Africa; in 2016, he completed the national Teaching Advancement at Universities (TAU) Fellowship programme.

Prof Annika Rudman

LLB • (Lund) • LLM • (Utrecht) • LLM • (Lund) • PhD • (Gothenburg & Malmo)
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Fields of specialisation: International Human Rights Law with specific focus on the African human rights system, women's rights, rights of sexual minorities, gendered rights; Feminist Legal Theory; African Feminism; Queer Theory

Annika Eva Rudman is a Professor in the Department of Public Law and a visiting professor at the Southern and Eastern African Regional Centre for Women's Law in Harare, Zimbabwe. She specialises in International Human Rights Law with specific focus on the African human rights system, women's rights, rights of sexual minorities, gendered rights, feminist legal theory, African feminism, and queer theory. Her current research focuses mainly on the procedural aspects of the African Court on Human and Peoples' Rights, the interpretation and application of the Protocol to the African Charter on Human and Peoples' Rights on the

Rights of Women in Africa ("Maputo Protocol"), alongside a keen interest in the development of jurisprudence of the African Court. Professor Rudman has published peer-reviewed book chapters and articles, both nationally and internationally, with publishers such as Springer, Routledge, and Liber. Professor Rudman was the first receiver of the International Association of Law Schools (IALS) visiting professor scholarship from St John's University, New York, in 2015. She also received the 2013 Infosys Faculty Innovative Curriculum Awards presented by the IALS. Professor Rudman is the current editor of the *State Practice and International Law Journal*, Sellier European Law Publishers. She serves on the Editorial Board of the *Brunel Journal of International Law*, published by the University of Brunel in the UK, as well as on the International Advisory Board of the *International Human Rights Law Review*, a Martinus Nijhoff publication. Professor Rudman holds an LLB degree from the University of Lund, Sweden, an LLM degree in International Human Rights Law from the University of Lund, Sweden, and a PhD degree in Peace, Development Research, and International Studies from the School of Global Studies, University of Gothenburg, Sweden. She completed her doctoral studies under Professor Mikael Spång and Professor Helena Lindholm. The topic of her thesis was "Equality before Custom? - A study of property rights of previously disadvantaged women under land reform and communal tenure in post-apartheid South Africa".

Prof Oliver Ruppel

LLBHons • (State Exam) • (Germany) • LLM • (Stell) • MM • (Hagen) • LLD • (CU)
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Fields of specialisation: International Economic Law; Sustainable Development Law; African Union and Regional Community Law in Africa; Environmental Law

Oliver C. Ruppel has been a Professor in the Department of Mercantile Law since 2011. Prior to this, he held one of the worldwide 14 founding academic chairs of the World Trade Organisation (WTO), Geneva (Switzerland), which he established at the University of Namibia, Windhoek, where he had

previously also served as Director of the Human Rights and Documentation Centre, a national institute established by statute under the Namibian Ministry of Justice. Professor Ruppel is the Director of the Development and Rule of Law Programme (DROP), an affiliate of Stellenbosch University's School for Climate Studies. He also serves as Director of the Research Centre for Climate Law (ClimLaw) at the Faculty of Law of the University of Graz (Austria). Moreover, he is a Distinguished Fellow at the Fraunhofer Centre for International Management and Knowledge Economy (IMW), Leipzig (Germany); Professor Extraordinaire at the Catholic University of Central Africa, Yaoundé (Cameroon); Strathmore Law School,



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Nairobi (Kenya); the China-Africa-Institute for Economy and Law, Xiangtan University (China); and the European Faculty of Law, Ljubljana (Slovenia). Professor Ruppel is an International Arbitrator with the Association of Arbitrators of Southern Africa and the Swiss Chamber for Commercial Mediation. He is a member of the International Bar Association's (IBA) Committee on Environment, Health and Safety Law; the International Conservation Union (IUCN) World Commission (WCEL); the advisory board of the Platform for Disaster Displacement, Geneva (Switzerland); the Society of International Economic Law (SIEL); the Association for International Law (ILA); the Wildlife Justice Commission, The Hague (Netherlands); and the Academy of Sciences of Cameroon. He serves on various editorial boards such as the *Journal on Environmental Policy and Law*; the *African Journal of Climate Law and Justice*; the *International Yearbook on Soil Law and Policy*, Springer; the *Journal of African Foreign Affairs*; the *Legal Series on Climate Law and Governance*, Nomos; the *Legal Series on Law and Constitution in Africa*, Nomos; the *Journal for Soil Security*; the *University of Namibia Law Review*, and the *Nigerian Journal of Environmental Law*. He was the Founding Director of the Policy and Energy Security Programme for Sub-Saharan Africa of the German Konrad-Adenauer-Stiftung (KAS) and served as Coordinating Lead Author (CLA) in the 5th Assessment of Working Group II of the United Nations Intergovernmental Panel on Climate Change (IPCC).

Prof Philip Sutherland

BCom • LLB • (Stell) • PhD • (Edinburgh)
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Fields of specialisation: Company Competition Law; Restraint of Trade
Philip Sutherland is a co-director of the Centre for Competition Law and Economics and a Professor in the Department of Mercantile Law. He holds a PhD from the University of Edinburgh, and BCom and LLB degrees from Stellenbosch University. Professor Sutherland has published extensively on competition law, corporate law, and financial regulation. The broad objective of his research is to determine how to balance the needs of businesses and the interests of those who may be harmed by business activities. He has been a member of the Financial Services Board since 2002; he was the Head of the Department of Mercantile Law at Stellenbosch University from 2012 to 2016. In the area of competition law, Professor Sutherland is a co-author of the LexisNexis work, *The Competition Law of South Africa*. In the area of competition law, his research is currently focused on competition law theory and enforcement.

Prof Sope Williams

LLB • (Lagos) • LLM [cum laude] • (London) • PhD • (Nottingham)
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Fields of specialisation: Commercial Law; Public Procurement Law; Anti-Corruption Law and Policy; International Economic Law; Sustainable Development Law.

Sope Williams is a Professor of Public Procurement Law, and the deputy director of the African Procurement Law Unit, at Stellenbosch University. She is an expert in public procurement law and policy in Africa; procurement in multilateral development banks; gender-responsive procurement; emergency contracting; sustainable public procurement; anti-corruption law; and blockchain technologies. She has written four books: *Fighting Corruption in Public Procurement* (2012); *Public Procurement and Multilateral Development Banks* (2017); *Public Procurement Regulation for 21st Century Africa* (2018), and *Public Procurement Regulation in Africa: Development in uncertain times* (2020), as well as over 55 peer-reviewed publications.

She has drafted some significant policy and research reports for the International Development Research Centre – Public Procurement and Women's Economic Empowerment (2022); the Open Contracting Partnership – Equity and Inclusion of Women Owned Businesses in Public Procurement in South Africa (2021); United Nations Economic Commission for Africa – Guidelines for Open Government in Africa (2017); the Organization for Economic Cooperation and Development – the peer review on the USA procurement system (2011);

and the European Union and UNODC – a report on the Nigerian procurement system (2015). She is a regular keynote and conference speaker and has spoken at over 100 international conferences in over 30 countries.

Professor Williams has developed anti-corruption courses for UNODC (2019) and the UN Virtual School (2012) and served as an academic member in the World Bank's Procurement Technical Advisory Group from 2008 to 2011. She co-developed, and teaches on, the LLM and PGDip in Public Procurement Regulation and Policy at Stellenbosch University. She is an editor of four international journals and a Vice-Chair of the anti-corruption committee of the International Bar Association. In December 2022, she was awarded the International Anti-Corruption Excellence Award for Academic Research and Education by the United Nations Office on Drugs and Crime (UNODC) and the State of Qatar. In 2021, the Open Contracting Partnership identified her as an "anti-corruption champion."

Her research has been cited by the South African Constitutional Court in the case of *Shaik v The State* (2008). Prior to moving to Stellenbosch, she taught at the universities of Stirling and Nottingham, both in the UK, and the University of Lagos in Nigeria.



EXTRAORDINARY PROFESSORS

Prof Alexandra Braun

Alexandra Braun is the Lord President Reid Professor of Law at the University of Edinburgh Law School and extraordinary professor in the Department of Private Law at Stellenbosch University. She is the Director of Research and Knowledge Exchange as well as the Programme Director of the LLM in Comparative and European Private Law at the University of Edinburgh. She studied at the University of Genoa, where she completed her undergraduate studies and Master of Law (Laurea in Giurisprudenza); thereafter, she received her PhD in Comparative Private Law from the University of Trento, Italy, in 2003. She received her Habilitation as Associate Professor in Private Comparative Law in Italy in 2013.

In 2013, she was awarded an Alexander von Humboldt Research Fellowship for Experienced Researchers, having spent time at the Max-Planck Institute for Comparative and International Private Law and the Bucerius Law School in Hamburg, respectively. Additionally, her research has been funded by the British Academy and the John Fell Fund (Oxford).

She is a Visiting Research Fellow at the Institute of European and Comparative Law in Oxford and an Honorary Research Fellow at Lady Margaret Hall, Oxford. She is also an elected Associate Member of the International Academy of Comparative Law.

Professor Braun is a Co-Director of the Edinburgh Centre for Private Law and the series editor of the *Edinburgh*

Studies in Law series published by Edinburgh University Press.

Her research interests range from comparative law and legal history to legal education, the study of the intellectual history of the law, and the development of various forms of legal scholarship and its interaction with, and impact on, judicial decision-making.

Advocate Geoff Budlender

Geoff Budlender SC is a human rights advocate, practising in Cape Town, with clients ranging from the government to social justice organisations. In particular, his areas of practice and expertise include administrative law, constitutional law, environmental law, housing and land, local government or planning, public procurement, and mining. In 1979, he co-founded the Legal Resources Centre, a public interest and human rights legal service for marginalised populations in South Africa. He was the organisation's national director from 1994 to 1996 and led its Constitutional Litigation Unit from 2000 to 2004. From 1996 to 2000, he was director-general of the Department of Land Affairs under the administration of President Nelson Mandela. He has also delivered judgments as an acting judge in the Witwatersrand Local Division, Cape Provisional Division, and the Western Cape High Court. In addition, he is the author of numerous publications, including chapters in books and academic articles. He delivered the 9th Annual Human Rights Lecture, organised by the H.F. Oppenheimer Chair in Human Rights Law and the Stellenbosch University Law Fac-

ultly, which focused on how the right to equality in the Constitution could be used more effectively to address the systemic inequalities in people's access to socio-economic rights.

Professor Ockert Dupper

Ockert Dupper is the Global Programme Manager of the Vision Zero Fund (VZF) at the International Labour Organization (ILO) in Geneva, Switzerland. Launched in 2015, the VZF is an initiative of the Group of Seven (G7) countries, and is aimed at preventing work-related deaths, injuries and diseases in sectors operating in, or aspiring to join, global supply chains. Before joining the ILO, he was Director of Monitoring and Vice-President of Programs at the Fair Labor Association (FLA) in Washington, D.C. 2012–2014, and Professor of Law at the University of Stellenbosch (1996–2012), where he specialised in labour law and social security law. He received his BA from the University of Stellenbosch, his LLB from the University of Cape Town, and his LLM and SJD from Harvard Law School, where he was a Fulbright scholar. He also spent a year at the Harvard University Center for Ethics and the Professions as the Edmond J Safra Faculty Fellow in Ethics.

Prof Owen Dean

Owen Dean obtained his BA (Law), LLB, and LLD from Stellenbosch University in 1964, 1966, and 1989, respectively. He was admitted to practice as an attorney and notary in South Africa in 1974, and is also admitted as an attorney in Namibia and Botswana. He is a previous Senior Partner, presently a consultant, of *Spoor and Fisher*,

leading Intellectual Property Attorneys in South Africa. His personal fields of specialisation include trade mark and copyright law with a special emphasis on litigation and opinion work.

Prof Irene-Marié Esser

Irene-Marié Esser (LLB (Stell) LLM (Aberdeen) LLD (UNISA)) is a specialist in corporate law and corporate governance. She started her academic career at UNISA (2005) where she was promoted to full professor in Corporate Law in 2009. She relocated to Edinburgh, Scotland, in 2013. During 2014 and 2015, she lectured at the University of Glasgow as well as Edinburgh University. In 2014, she was appointed as a Visiting Professor at the Open University, United Kingdom, for a three-year period. She is an expert panel member of the EU-Africa Chamber of Commerce, a member of the PRI Academic Forum, as well as a member of the Sustainable Market Actors Network, and Daughters of Themis: International Network of Female Business Scholars. Professor Esser joined Glasgow Law School in September 2015, where she is a Professor of Corporate Law and Governance. She is on the editorial board of the European Business Law Review and is the current company law convener at the Society of Legal Scholars of the UK. South Africa and Scotland are mixed jurisdictions, which therefore facilitates significant scope for collaboration.

Prof Gerhard Kemp

Gerhard Kemp is professor of criminal law at the University of the West of England, Bristol, United Kingdom, and an extraordinary professor in the De-

partment of Public Law, Stellenbosch University. He studied law at Stellenbosch University and the University of Antwerp (Belgium). Professor Kemp serves on the board of directors and executive committee of the Institute for Justice and Reconciliation (IJR) and is a member of the advisory council of the Crimes Against Humanity Initiative, a project of the Whitney R Harris World Law Institute, Washington University (St Louis). He was previously an Erasmus Mundus visiting scholar at the Institute for Global Studies, University of Wroclaw, Poland, and a senior research fellow at the Robert Bosch Stiftung, Berlin. Professor Kemp is a recipient of the prestigious Alexander von Humboldt Research Fellowship. He is a fellow of the Stellenbosch Institute for Advanced Study (STIAS) and an internationally acclaimed (B3-rated) researcher (National Research Foundation). In addition to his research, teaching, and community involvement, Professor Kemp is also active in the broader academic community and is the regional editor of the *Criminal Law Forum* (Springer Press), assistant editor of the *African Yearbook of International Humanitarian Law* (Juta), and editor of the *South African Journal of Criminal Justice* (Juta). He also serves on the editorial boards of the *South African Yearbook of International Law* (Juta) and the *Zeitschrift für Internationales Strafrechtsdogmatik* (ZIS).

Prof Charles Gielen

Charles Gielen holds a law degree from the Catholic University of Brabant in Tilburg and a doctorate degree from the University of Utrecht, the Netherlands. Professor Gielen specialises in intellectual property law and was first

appointed as an extraordinary professor in the Stellenbosch University Department of Mercantile in 2014. He is a partner of the Dutch law firm *NautaDutilh* and works in their Amsterdam office.

Professor Gielen has published several books and articles on subjects involving intellectual property law (in particular patent and trade mark law) and is a member of editorial boards responsible for publishing law reviews on intellectual property and competition law such as the *European Intellectual Property Review*, the *European Trademark Reports*, and *Intellectuele Eigendom & Reclamerecht*. He is also member of the standing advisory committee to the Dutch government on trade mark and design law. He is the past President of the *Vereniging voor Intellectuele Eigendom* and forms part of the Executive Committee of this Association. He is a past member of the Board of Directors and its Executive Committee of the International Trademark Association. He is also the past President of the International League of Competition Law (LIDC). He is a member of the Board of the anticounterfeiting organisation *SNB-REACT* in Amsterdam. Professor Gielen was the first speaker of the Annual Intellectual Property Law Public Lecture at Stellenbosch University.

Prof Charl Hugo

Charl Hugo (BA (Law) LLB (Pret), LLM (UNISA), LLD (Stell)) qualified as an attorney in 1985 and joined the lecturing staff of the Department of Mercantile Law of Stellenbosch University in the same year. Professor Hugo became a full professor in 1996



The Ou Hoofgebou
(Old Main Building)
home of the Faculty
of Law.

and chaired the Department from 2001 to 2004. In 2005, he did pupillage at the Cape Bar. After passing the Bar Exam, he resigned from his chair at Stellenbosch University and practised full-time as an advocate (as a member of both the Cape Bar and the Johannesburg Society of Advocates (Maisels Group) until 2012. During this time, he appeared as an advocate in the High Courts of Cape Town, Johannesburg, and Kimberley, as well as in the High Court of Namibia, and the Supreme Court of Appeal. He also acted in several commercial arbitrations. During this period of legal practice, he retained teaching responsibilities on a contract basis with Stellenbosch University and held appointments as extraordinary professor at Stellenbosch University and the North-West University. Professor Hugo was appointed as Professor in Banking Law and Director of the Centre for Banking Law at the University of Johannesburg from January 2013 until his retirement. He is a member of the Banking Commission of the International Chamber of Commerce.

Mr Lee Marler

Lee Marler is an English barrister and a member of the Bar of England and Wales. He is the Head of Chambers for Pavocat Chambers, a specialist international law set of barristers (counsel) headquartered in London and which operates globally. Pavocat Chambers is a specialist set focusing on solutions to complex corruption problems faced by states, corporations, and individuals around the world; and advancing compliance with international law in time of conflict and subsequently

dealing with the consequences of its transgression. Mr Marler is also founder and director of the Pavocat Group, an international business with expertise in all aspects of counter-corruption and international humanitarian law ("IHL"). Pavocat's purpose is to counter corruption in all its forms and to promote and enhance compliance with IHL. Mr Marler returned to private practice in London in January 2009, having previously led operations at the World Bank Group's Anti-Corruption Office in Washington D.C. for two years. He is an international law expert who specialises at the Bar in counter-corruption, international organisations, the laws of war, international criminal law, human rights, and the rule of law. He is regularly instructed by governments, multinational companies, and individuals. Having been Called to the Bar in 1987 at Lincoln's Inn, he was commissioned into the Army Legal Corps of the British Army where he rose from lieutenant to colonel within 10 years. On leaving the Army, he became the Chief of the International Law Division of the United Nations Relief and Works Agency in the Gaza Strip and followed that posting with other senior positions within the community of international organisations, including the appointment as the Deputy Chief Compliance Officer for the EBRD in London. He lectures regularly on international law matters; he is co-chair of the International Administrative Law Centre of Excellence, a member of the International Bar Association, and a member of the British Institute of International and Comparative Law. Mr Marler is also the Chair of the board of the Pavocat Stellenbosch Academy, a joint

initiative between the Pavocat Group and Stellenbosch University aimed at delivering 'gold-standard' short courses in Africa and around the world for professionals operating in the fields of (1) counter-corruption and (2) conflict, and whether the conflict is international or non-international in nature.

Justice Yasmin Shenaz Meer

Yasmin Shenaz Meer holds the degrees BA (University of Durban Westville), LLB (UCT), and LLM (University of Warwick, UK); she was one of the first judges appointed when the Land Claims Court was newly established in 1996. She is the most experienced judge at the Land Claims Court and is also the acting Judge President. After completing her articles, she joined the Legal Resources Centre as its first attorney in Cape Town. She was instrumental in establishing the Cape Town office where she practised for 10 years. Thereafter, she held the position of Deputy National Director of the Legal Resources Centre before being appointed to the bench in 1996. As South Africa has never before had a Land Claims Court, the contributions of the early judges are truly groundbreaking. Justice Meer's contributions to jurisprudence, dealing with land reform generally, and restitution, redistribution, and tenure reform specifically, are profound. Since 2012, she has also been the acting Judge President of the Land Claims Court.

Prof Jaap Spier

Jaap Spier graduated from Erasmus University (Rotterdam) in 1973. He was attorney at the Rotterdam Bar until 1977, lecturer of private law, Leiden

University (1977–1981), company lawyer Unilever NV (1982–1989) and professor of private law, Tilburg University (1989–1999; after appointment in the Supreme Court part-time). From September 1997 to September 2016, he served as Advocate-General in the Supreme Court of the Netherlands (equivalent to Supreme Court Justice). He held an honorary chair at Maastricht University (1999–2016; currently emeritus). Since his retirement, he has held an honorary chair at the University of Amsterdam (from September 2016) and an extraordinary chair at Stellenbosch University (from 1 July 2016). Professor Spier is a senior fellow of the Global Justice Program, Yale University. He received a PhD (Doctor iuris), Leiden University 1981. Professor Spier is founder and honorary President of the European Group on Tort Law and co-founder (with Professor Thomas Pogge, Yale University) of an expert group working on climate change principles (this group launched the Oslo Principles; he served as rapporteur), and co-founder of the Expert group on Principles on Climate Obligations of Enterprises (reporter and author of the commentary). He is fellow of European Institute for Tort and Insurance Law (ECTIL), in Vienna. Professor Spier is (co-) author or editor of 29 books and hundreds of articles and case notes on Tort law and legal aspects of climate change.

Prof Andreas Van Wyk

Between 1960 and 1966, Andreas van Wyk received his legal education cum laude at Stellenbosch University and the University of Bonn in Germany, respectively. He also attended lectures at Besançon University

in France during this period. He received his doctorate in law in 1976 from the University of Leiden in the Netherlands. In 1997, Leuven University in Belgium awarded him an honorary doctorate in law as recognition for his service to higher education and legal development. Thereafter, in 2007, he also obtained a BPhil degree in Ancient History at Stellenbosch University. Professor van Wyk's career as an academic took him from senior lecturer to professor and Dean of the Stellenbosch Faculty of Law (1966–1984). After a period of three years (1984–1987) as director-general of Constitutional Development and Planning, during which he was actively involved in the preamble to the new South African dispensation, he returned to Stellenbosch as first Vice-Rector and then Rector and Vice-Chancellor of the University (1991–2001). He is the author of three standard works on South African law and many articles on legal issues. He was also active in the business world as director of companies such as Boland Bank; Distillers Corporation, where he was chairman; the Victoria & Alfred Waterfront; and Old Mutual South Africa, where he was also chairman until the end of 2010. Since his resignation as Rector of Stellenbosch University, Professor Van Wyk has been active as a lecturer in, and advisor on, corporate law issues, with particular emphasis on corporate governance. He also reads widely in his proficient languages: Afrikaans, German, English, French, Italian, Dutch, and Spanish. His love of Latin also stays with him.

Prof Gerhard Werle

Gerhard Werle (Emeritus Professor of Law and Legal History, Humboldt University, Berlin) is one of the leading international authorities on international criminal law and transitional justice, notably on the comparisons between post-Nazi Germany, post-communist East-Germany, and post-apartheid South Africa. He completed his doctorate and his habilitation at the University of Heidelberg. He has published widely and his books (that are standard works in the fields of international criminal law and transitional justice) are translated into English, Spanish, Chinese, Russian, and Italian. From 2008 until 2018, he was Director of the South African-German Centre for Transnational Criminal Justice, a cooperation with the University of the Western Cape funded by the German Academic Exchange Service. Professor Werle is an Honorary Professor at Northwest University of Political Science and Law, Xi'an, China. He has been a visiting professor at various universities worldwide, including the University of Cape Town, Kansai University (Osaka, Japan), University of Sydney, University of Technology (Sydney, Australia), and Columbia Law School (New York, USA).

RESEARCH FELLOWS

The research fellows in the Faculty of Law play an important role in strengthening and growing the academic impact and influence of the Faculty.

Current research fellows:

Dr Reghard Brits
Prof David Butler
Prof Karin Calitz
Prof Juana Coetzee
Dr Dominic Dagbanja
Prof Sonia Human
Dr Madelein Kleyn
Prof Annamarie la Chima
Prof Max Loubser
Prof Gerhard Lubbe
Dr Wentzel Oaker
Dr Kingsley Udeh
Dr Shanelle van der Berg
Prof Cornie van der Merwe
Dr Elsabe van der Sijde
Dr Peter Volmink

ASSOCIATE PROFESSORS

Prof Theo Broodryk

BA • LLB • LLD • (Stell)
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Fields of specialisation: Civil Procedure; Legal Skills; Legal Writing

Theo Broodryk is an Associate Professor and Manager of the Law Clinic. He is an NRF Y1-rated researcher. He completed his postgraduate LLB degree at the Faculty in 2008. He

commenced his articles of clerkship at Edward Nathan Sonnenbergs Inc. in 2009, where he also practised as an attorney until September 2012. Professor Broodryk was awarded the Doctor of Laws degree for his thesis, titled "Developing a Structure for the Adjudication of Class Actions in South Africa". He is responsible for lecturing Civil Procedure and Legal Skills. Professor Broodryk was the recipient of the SU Rector's Award for outstanding work performance in 2015; he was awarded research funding by HB & MJ Thom in the same year. In 2018, he was awarded the Beaufort (Colenso) Scholarship for research at St John's College, Cambridge University, Michaelmas Term 2019. He was also the recipient of the NRF RF Knowledge Interchange and Collaboration funding award in 2018. He was a visiting Scholar at Stanford Law School, Stanford University, in 2016; in the same year, he was recognised by Stellenbosch University as part of the group of approximately 40 researchers within the University who made the biggest contribution in terms of accredited scientific publications. In 2020, he was awarded the prestigious Georg Forster Fellowship Award of the Alexander von Humboldt Foundation in Germany. He has published widely, and authored a widely used book, *Eckard's Principles of Civil Procedure in the Magistrates' Court* (6th ed (Juta), in 2018.



Prof Christoph Garbers

BLC • LLB • (Pret) • Bcom•(Hons)
(Econ)•[cum laude] • (UNISA) • LLM •
[cum laude] • (Stell)
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Field of specialisation: Labour Law

Christoph Garbers is an Associate Professor in the Department of Mercantile Law where he specialises in labour law, with a specific interest in employment discrimination law and the interaction between economics and labour law. He teaches labour law to LLB and LLM students and also supervises post-graduate research in different areas of labour law. Professor Garbers is an admitted attorney of the High Court of South Africa. He is the author, co-author, or editor of seven books (including the foundational textbook, *Essential Labour Law*); the author or co-author of 12 chapters in books; and the author or co-author of 15 articles, primarily in the field of labour law. He has presented conference and seminar papers on different aspects of labour law, including the economic effect of labour law, on 29 occasions. He consults widely in the field of labour law and has been an associate of the Centre for Business Law at UNISA since 1993 where he continues to present their Advanced Labour Law Programme, Practical Labour Law Programme, Labour Arbitration Workshops, as well as workshops in Practical Discipline, Performance Management, and Cross-examination. During 2014, at the invitation of, and by agreement with, the CCMA and the broader labour relations practice industry, Professor Garbers established

the Certificate Programme in Labour Dispute Resolution Practice at Stellenbosch University. The programme is designed to enhance the skills of labour law practitioners and to train CCMA commissioners and bargaining council panellists; on average, it attracts approximately 100 students from all over the country per year.

Prof Andre Louw

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Fields of specialisation: Sports Law; Labour Law; Contract Law

Andre Louw is an Associate Professor in the Department of Mercantile Law. He teaches Labour Law. He has published both locally and internationally in the areas of sports law, labour law, and contract law. From 2017 to 2019, Professor Louw was the editor of the *Stellenbosch Law Review*.

Prof Bradley Slade

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Fields of specialisation: Expropriation Law; Institutional Constitutional Law
Bradley Slade is an Associate Professor in the Department of Public Law and the current Head of the Department of Public Law. In 2012, Professor Slade was awarded an LLD degree for his dissertation entitled "The Justification of Expropriation for Economic Development". During his postgraduate studies, Professor Slade was a research intern at the South African Research Chair in Property Law at Stellenbosch University. Professor Slade taught at the Faculty of Law, University of Johannesburg, before joining the Faculty of

Law, Stellenbosch University, in 2014. Professor Slade lectures on Constitutional History, Basic Constitutional Principles, and Institutional Constitutional Law. Professor Slade is currently an editor of the *South African Journal on Human Rights*.

Prof Bernard Wessels

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Fields of specialisation: Law of Delict; Comparative Law; Legal History

Bernard Wessels is an Associate Professor in the Department of Private Law and the current Head of the Department of Private Law. He obtained his BA (Humanities), BA (Hons), and his LLB from Stellenbosch University. He commenced his articles of clerkship at Edward Nathan Sonnenbergs Inc. in 2009 where he also practised as an attorney. He joined the Faculty in 2012 and teaches the Law of Delict. In 2014, he obtained his BCL degree (first) from the University of Oxford (University College) and, in 2018, he was awarded the Doctor of Laws degree for his thesis titled "Developing the South African law of delict: the creation of a statutory compensation fund for crime victims". In 2021, he published the book, *The Legal Profession in South Africa: History, Liability & Regulation* (Juta).

SENIOR LECTURERS

Dr Izelle du Plessis

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Fields of specialisation: Tax Law; Company Law

Izelle du Plessis is a senior lecturer in the Department of Mercantile Law. She teaches Tax Law and Company Law. Having practised as a commercial attorney for a number of years, she later joined the tax department of an international audit firm. Dr Du Plessis was appointed to the Faculty in 2004 and her research focuses on tax law. The title of her LLD dissertation is "A South African Perspective on some Critical Issues regarding the OECD Model Tax Convention on Income and on Capital, with Special Emphasis on its Application to Trusts".

Ms Ray de Villiers

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Fields of specialisation: Law of Contract; Roman Law; Private International Law; Consumer Protection

Ray de Villiers is a senior lecturer in the Department of Private Law. She joined the Faculty in 2008. After completing her articles at Hofmeyr Inc., she commenced her postgraduate studies at University of Johannesburg (then Rand Afrikaans University) and received an LLM for a thesis entitled "Consumer Protection under Chapter 7 of the ECT Act". Her research focus is private international law.

Dr Debbie Horsten

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Fields of specialisation: Child and Family Law

Debbie Horsten is a senior lecturer in the Department of Private Law. She joined the Faculty in 2013. Prior to this, she was a senior lecturer at the North-West University. She completed her LLD in Constitutional Law in 2014, with her dissertation titled "The right to access to medicine in South Africa within the international intellectual property regime". She lectures the Law of Persons and Advanced Family Law. Her area of interest includes a wide range of topics within the fields of family law and child law.

Dr Enelia Jansen van Rensburg

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Fields of specialisation: Company Law;

Income Tax Law; International Tax Law

Enelia Jansen van Rensburg is a senior lecturer in the Department of Mercantile Law. After completing her undergraduate degrees at Stellenbosch University, Dr Jansen van Rensburg joined a firm of attorneys, where she completed her articles of clerkship and worked as a practicing attorney. Subsequently, she obtained an LLM (Tax) degree at Cape Town University whilst working at the tax advisory group of an international professional services firm, first in Cape Town and then in Melbourne, Australia. She later joined the University of Melbourne, where she taught the

law of taxation. Dr Jansen van Rensburg subsequently started lecturing at Stellenbosch University and obtained an LLD degree at the University of Pretoria. Her dissertation dealt with an aspect of international tax law.

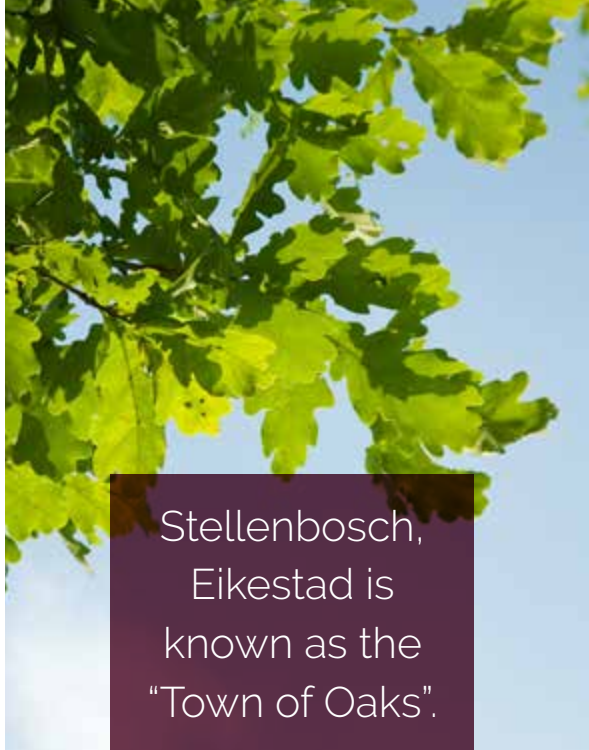
Dr Admark Moyo

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Fields of specialisation: Children Law; Family Law

Admark Moyo joined the Faculty as senior lecturer in November 2022. He teaches Family Law, Advanced Family Law, and Children's Rights. Dr Moyo also supervises postgraduate students carrying out research in family law and children's rights. He has extensive experience in producing high quality research and knowledge resources on legal and policy matters affecting children. His publications have been cited with approval by top courts, including the South African Constitutional Court and leading authorities in various countries across the region. Over the years, he has offered advisory services to CSOs, governments, and UN agencies as part of teams offering consultancy services on the rule of children's rights in Africa. In his previous roles, Dr Moyo has worked with regional bodies, governments, and non-state actors in the field of children's rights and has supported the African Committee of Experts on the Rights and Welfare of the Child to produce high level continental study reports and normative frameworks or guidelines on various issues affecting children in Africa. He is also an external expert to the Committee's Working Group on Children with Disabilities in Africa.



Stellenbosch,
Eikestad is
known as the
"Town of Oaks".

Dr Franziska Myburgh

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Field of specialisation: Contract Law

Franziska Myburgh is a senior lecturer in the Department of Private Law. She joined the Faculty in 2009. She obtained her LLD for a dissertation entitled "Statutory Formalities in South African Law" in 2013. Part of her doctoral research was conducted at the Max Planck Institute for Comparative and International Private Law in Hamburg, Germany. Her field of interest is the law of contract, including specific contracts and consumer law. She currently lectures the Specific

Contracts module as well as part of the general Contract Law module. She has also lectured in the module on Consumer Law.

Dr Myburgh is the current editor of the Stellenbosch Law Review.

Dr Mary Nel

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Fields of specialisation: Criminal Law; Human Rights Law, including the constitutionality of existing crimes and the need for the criminal justice system to function more effectively.

Mary Nel is a senior lecturer in the Department of Public Law. She received the Rector's Award for Outstanding Teaching in 2002 and 2017. In addition to criminal law, criminology, and human rights, she has an interest in the teaching and learning process, especially regarding integrating innovative electronic teaching techniques and traditional teaching methods. In 2004, Dr Nel was awarded a full Commonwealth (Cambridge) Scholarship to study at Cambridge University. After completing an MPhil in Criminology, she received the Manuel Lopez-Rey Graduate Prize for the highest marks obtained for the course in 2004 to 2005. She is the academic director of the Ubuntu Learning Community, an initiative creating the opportunity for incarcerated individuals to learn alongside SU students and academics. This is South Africa's first prison-university partnership.

Dr Delano van der Linde

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Fields of specialisation: Criminal Procedure; Criminal Law; Organised Crime; Cybercrime

Delano Cole van der Linde is a senior lecturer in the Department of Public Law. He lectures Law of Criminal Procedure and Criminal Law. Before joining the SU Faculty of Law, Dr Van der Linde taught at the North-West University. Dr Van der Linde's main field of research is organised crime and he has published several peer-reviewed articles in this field. His doctoral dissertation, "Criminal gang activities: A critical and comparative analysis of the statutory framework under South African criminal law", wherein he advocates for legislative reform, details the textual, procedural, institutional, and constitutional issues surrounding Chapter 4 of the Prevention of Organised Crime Act 121 of 1998.

He is currently a board member of the Pavocat Stellenbosch Academy, on the editorial board of the *Journal of Contemporary Roman-Dutch Law*, and a member of the Society Hugo de Groot. Dr Van der Linde is also a contributor for *South African Criminal Law and Procedure (Volume III: Statutory Offences)*. He has received funding from the National Research Foundation to conduct postdoctoral research, which has enabled him to expand on his doctoral research.

EXTRAORDINARY SENIOR LECTURER

Dr Sanele Sibanda

Sanele Sibanda is a Senior Lecturer at the Faculty of Law at the University of Pretoria where he teaches in the Department of Jurisprudence. He is a critical scholar who has taught, researched, and published on questions related to constitutional law, constitutionalism, jurisprudence, liberation theory, administrative law, and law and culture. Dr Sibanda is, also, a contributing author to leading South African constitutional law texts, *Constitutional Law of South Africa* and *South African Constitutional Law in Context*. He is the editor of a recently published book, entitled *Separation of Powers, the Judiciary and the Politics of Constitutional Adjudication* (2023). Until recently, he was a member of the editorial committee of one of South Africa's leading peer-reviewed law journals, the *South African Journal on Human Rights*.



LECTURERS

Mrs Silke de Lange

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Fields of specialisation: Law of Taxation; Company Law

Silke de Lange is a lecturer in the Department of Mercantile Law. She is an admitted attorney and notary; she joined the Faculty in 2014. Her master's degree research project was in the area of tax administration. Her areas of interest include taxation and company law; she has published articles in both areas from an administrative law point of view.

Ms Gretchen Jansen

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Fields of specialisation: Intellectual Property Law; Copyright Law; Performers' Rights

Gretchen Jansen is a lecturer in the Department of Mercantile Law. She joined the Faculty in 2020. Ms Jansen completed her LLB and LLM (Intellectual Property Law) degrees at Stellenbosch University in 2017 and 2018, respectively. Prior to joining the Department of Mercantile Law, she was a temporary assistant lecturer at the SU Law Clinic, where she was responsible for a portion of the Practical Legal Training.

Mrs Ebrezia Johnson

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Fields of specialisation: Land Reform; Communal Land Rights; Evictions; African Customary Law

Ebrezia Johnson is a lecturer in the Department of Private Law. She joined the Faculty in 2005. She lectures Legal Skills and African Customary Law. Her fields of interest include a wide range of topics, such as land reform and housing as well as the rights of women and children in the 'new' South Africa.

Mr Thalalolwazi Msutu

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Fields of specialisation: Insolvency Law; Company Law; Competition Law

Thalalolwazi Msutu joined Stellenbosch University as a lecturer in the Department of Mercantile Law in 2019. Mr Msutu's master's degree research project looked at the objectives of competition law in South Africa. Mr Msutu was appointed as the director for the Academic Society for Competition Law Southern and Eastern Africa Research Chair in 2021 and as the Mary Kay Kane Fellow for the International Association of Law Schools Evaluation, Assistance, and Certification Programme in 2021. Mr Msutu was admitted as an attorney after completing his articles in 2019. During his articles, he worked in the competition law department, working on competition cases across the African continent, and he was one of the contributing editors of the *Butterworths Law Reports in Competition Law* for 2017 and 2018. Mr Msutu also completed a vacation work programme at the Competition Tribunal in Pretoria in 2016.

Ms Katlego Mthelebofu

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Fields of specialisation: Company Law; Insolvency Law; Alternative Dispute Resolution

Katlego Mmakosha Mthelebofu is a lecturer in the Department of Mercantile Law. She currently lectures Company Law to non-law students and Alternative Dispute Resolution. Ms Mthelebofu previously interned at the Department of International Relations and Cooperation (DIRCO) as well as ProBono.org, a non-profit company (NPC). She was also a Trainee Investigator at the Office of the Public Protector before assuming a position within the Faculty of Law, Stellenbosch University.

Ms Rukshana Parker

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Fields of specialisation: Law of Succession; Administration of Estates; Trust Law

Rukshana Parker is a lecturer in the Department of Private Law; she joined the Faculty at the beginning of 2022. Ms Parker completed a BSocSci in Public Policy and Administration at the University of Cape Town as an Oppenheimer scholar; she also completed her LLB and LLM at UCT. The focus of her master's dissertation is on the potential of civil juries and lay assessors in South Africa. She practised as an attorney at a global law firm, with a focus on employment law, insurance litigation, and competition law. In June 2023, Ms Parker was selected as one of the Mail & Guardian 200 Young South Africans.

Ms Nondumiso Phenyane

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Fields of specialisation: Law of Evidence; Law of Criminal Procedure; Legal Education

Nondumiso Phenyane is a lecturer in the Departments of Public and Mercantile Law. She was awarded the Ethel Walt Human Rights Scholarship for her LLM degree, which she completed at the University of Cape Town. In 2016, Ms Phenyane worked as a graduate teaching assistant at the University of Cape Town, tutoring Law of Evidence, Criminal Procedure, and International Law. In 2017, she was appointed as a legal researcher at the Supreme Court of Appeal (SCA). In line with her interest in procedural law, Ms Phenyane also does legal research for the *Juta & Co Commentary on the Criminal Procedure Act*. In June 2019, Ms Phenyane was selected as one of the Mail & Guardian 200 Young South Africans. In 2016, she was awarded the South African Law Reform Commission (SALRC) Ismail Mohammed Law Reform Essay prize in the LLM category. In 2012, she graduated from the South Africa-Washington International Program (SAWIP), which enabled her to serve as an apprentice at C-Span Cable Network and later at the Washington National Cathedral. Ms Phenyane's research interests include the law of evidence and access to justice in urban townships, conflict resolution in relation to strikes and protests, as well as teaching and learning.

FACULTY MANAGER

Mrs Karin Wiss

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Karin Wiss is an admitted attorney, conveyancer, notary, and sworn translator. After spending a number of years in practice, she joined Stellenbosch University at the end of 2009. She is responsible for a variety of academic and non-academic functions, including but not limited to Faculty budgeting, aspects of human resource management, strategic initiatives within the Faculty, enrolment planning (including recruitment and selection of students), internationalisation (including student exchange programmes), the structured LL.M programmes, readmissions, and timetabling. Mrs Wiss serves on various committees in the wider University structure, including the Welcoming Programme Committee, Timetabling Committee, Faculty Managers Forum, Media Forum, and Alumni Forum.

SENIOR ATTORNEY

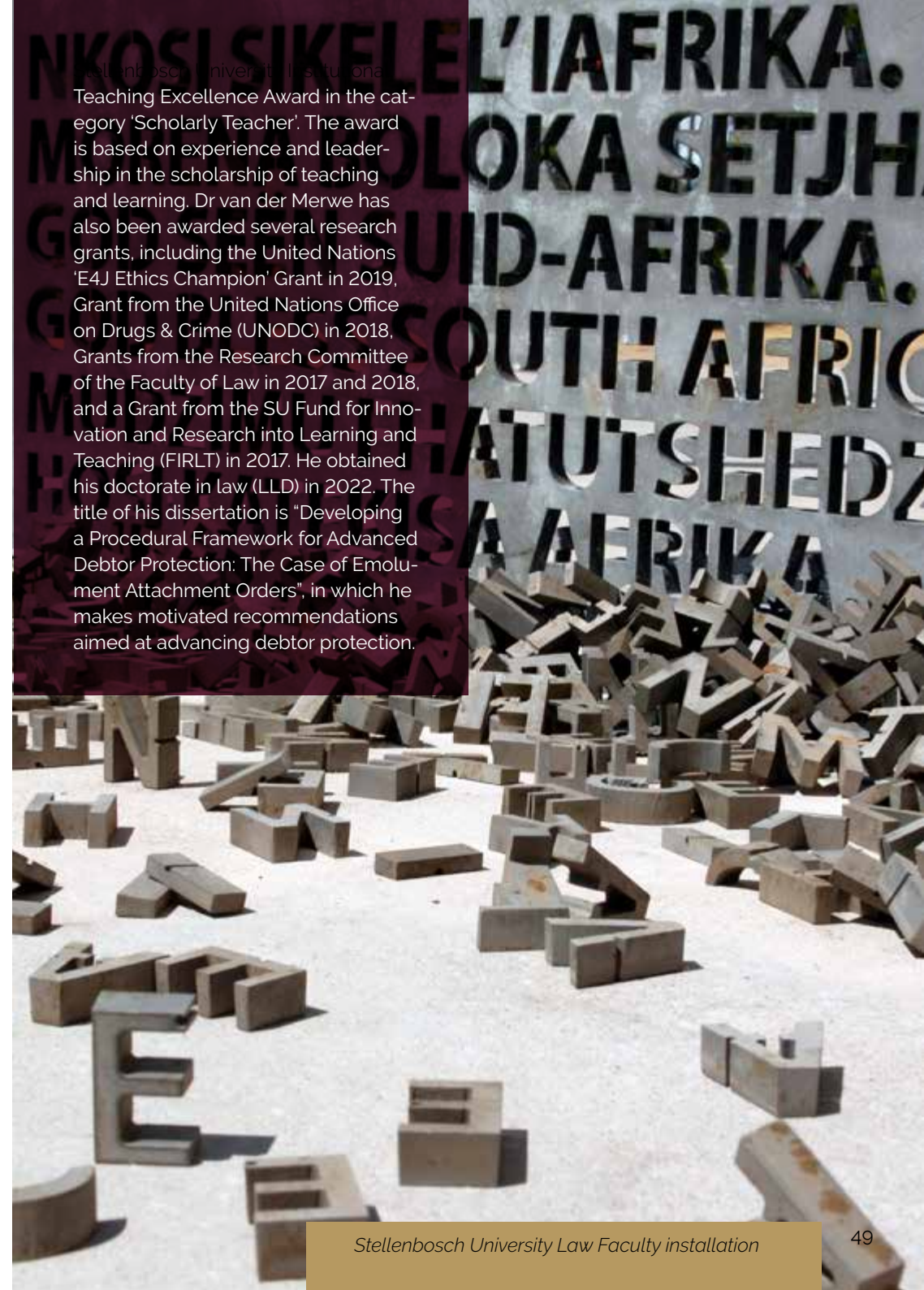
Dr Stephan van der Merwe

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Stephan van der Merwe is an admitted attorney and notary. Dr van der Merwe lectures Practical Legal Training, Legal Ethics, and Legal Skills. He has also lectured in the module on Civil Pro-

cedure in the past. Dr van der Merwe joined the SU Law Clinic as practising attorney in 2001, after serving his articles of clerkship in private practice. He has remained deeply involved with community service in his capacity as the senior supervising attorney at the SU Law Clinic. During the early 2000s, his work was instrumental in exposing interest fraud, which eventually led to the demise of Saambou Bank. He also has extensive experience representing debtors in rescission of judgment and emoluments attachment order cases; his practice and research in this regard proved valuable in framing the applicant's case in the Constitutional Court matter of *University of Stellenbosch Legal Aid Clinic & others v Minister of Justice and Correctional Services & Others [2016] ZACC 32*. He has been the Clinic's principal attorney on various other impact litigation matters related to his field of practice, including the 2019 "statutory in duplum case" (*University of Stellenbosch Law Clinic & 11 Others v The National Credit Regulator & 48 Others*) and the *University of Stellenbosch Law Clinic & 8 Others v Lifestyle Direct Group International (Pty) Ltd & 18 Others* consumer law class action filed during 2019. Dr van der Merwe is a former secretary and treasurer of the South African University Law Clinic Association (SAULCA) and is currently a member of the International Association of Legal Ethics and a Fellow of the National Institute for Teaching Ethics and Professionalism (NIFTEP), based at Georgia State University, USA. He has published various articles in accredited journals and his fields of interest are legal ethics, consumer law and debt collection, and Clinical Legal Education. In 2019, he was awarded the

Stellenbosch University Teaching Excellence Award in the category 'Scholarly Teacher'. The award is based on experience and leadership in the scholarship of teaching and learning. Dr van der Merwe has also been awarded several research grants, including the United Nations 'E4J Ethics Champion' Grant in 2019, Grant from the United Nations Office on Drugs & Crime (UNODC) in 2018, Grants from the Research Committee of the Faculty of Law in 2017 and 2018, and a Grant from the SU Fund for Innovation and Research into Learning and Teaching (FIRLT) in 2017. He obtained his doctorate in law (LLD) in 2022. The title of his dissertation is "Developing a Procedural Framework for Advanced Debtor Protection: The Case of Emolument Attachment Orders", in which he makes motivated recommendations aimed at advancing debtor protection.





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