



Master of Laws in Public Procurement Policy and Regulation

LLM (Public Procurement Policy and Regulation)
Next intake January 2023

This specialised LLM programme is aimed at equipping students with the necessary expert knowledge and professional skills in public procurement law to excel in the workforce. The structure of the programme allows students to complete postgraduate studies with a focus on professional procurement law practice and gain additional professional skills, including focused research and communications skills, specific to procurement legal practice.

The programme is aimed at those who already have an undergraduate qualification in law (LLB degree) with the specific purpose of training specialised public officials and private professionals in public procurement law who can contribute to the development of public procurement law at an advanced level and practice in the broad field of supply chain management as specialists in the regulation of the procurement function. The LLM (Public Procurement Policy and Regulation) will instruct students on the various areas of practice in public procurement and focus on the issues of legal application, domestic, foreign and international law by studying various instruments (local, foreign and international) aimed at regulating public procurement.

Admission

To be admitted students must have:

- an LLB degree or any other bachelor's degree in Law (excluding the BIuris degree) and
- an average of 60% in the final year of the degree, or
- a comparable achievement in another (for example, foreign) qualification, or
- a level of proficiency or accomplishment in Law which, in the judgement of Senate, is regarded as adequate for this purpose.

All applicants must successfully complete the online introduction to procurement law short course. Once students have formally applied to be admitted to the programme, they will be notified of where and when to complete the online short course.

Only a limited number of students will be admitted into the programme for each academic year. During the selection process, the following criteria will be taken into account in selecting candidates:

- achievement in the introduction to procurement law short course;
- experience in the field of public procurement law;
- performance in undergraduate law studies; and/or
- based in an African country.

Application to be admitted to the programme must be done via the University's postgraduate application portal on the University's website (www.sun.ac.za). Details on the application procedure can also be found at the link. The deadline for application to start the programme in January 2023 is **30 August 2022**.

English proficiency

International students applying for admission to the programme, must submit proof of their current level of proficiency in English (TOEFL or IELTS scores). This requirement does not apply if English is the applicant's home language or if their prior degree was completed in English.

Programme structure

The programme is delivered largely on a non-residential basis, with students only attending contact sessions during specific block periods each semester at the Stellenbosch campus. These block sessions will typically be two full days per module. During the remainder of the semester, learning will be facilitated online.

The programme consists of four modules – two compulsory modules and two elective modules. Students may complete the programme over one or two years of study and may register for either one or two modules per semester. Full-time students are encouraged to complete the programme in one year, while part-time students are advised to complete the programme over two years, taking one module per semester.

Note that not all elective modules will be offered every semester. Students may register for an elective module at the same time or after having completed at least one of the compulsory modules.

The programme consists of the following modules:

Compulsory modules:

MODULE	DESCRIPTION
International Legal Regimes on Public Procurement	A comparative evaluation of the major international instruments on public procurement law, namely the UNCITRAL Model Law, the EU Procurement Directives, the WTO Government Procurement Agreement and the World Bank Procurement Regulations. The module aims at providing an in-depth understanding of how international regimes on procurement operate and how they affect domestic procurement and how the law aims to balance the tension between the conflicting goals of international and domestic procurement regulation.
Public Procurement Regulation and Policy in South Africa	A detailed examination of the law and policy of public procurement in South Africa. The module examines the constitutional provisions on procurement, the policy framework and the major legislation that govern procurement at the different levels of government. It also examines how corruption affects the procurement process and outcomes in South Africa.

Elective modules:

MODULE	DESCRIPTION
Corruption and Public Procurement	An evaluation of the nature, effects and typologies of corruption in public procurement. The module will examine both public and private sector corruption as they affect the government contract process and the measures that procurement regulation utilizes to counter procurement corruption and the efficacy of these measures, with reference to domestic and international corruption cases. The module will also look corruption and anti-corruption in its broader context, beyond public procurement.
Defence Procurement Regulation and Policy	The module looks at defence procurement regulation and policy. The module looks at the relationship between the defence industry, national security and defence procurement. It looks at the approach to defence procurement in South Africa and the peculiarities and challenges of defence purchasing.
Infrastructure Procurement Regulation and Policy in South Africa	A detailed examination of the law and policy of infrastructure procurement in South Africa. The module examines the legal regulation and policy framework of infrastructure procurement. It also examines the intersection between public-private partnerships and infrastructure procurement, the implementation of policy in infrastructure procurement and the remedies available in the event of a breach of infrastructure procurement rules in South Africa.
Policy and Public Procurement Law	A study of the role of public procurement in implementing various public policies and the implications for public procurement law. Typical policies pursued via public procurement and investigated in the module include social policies such as promoting equality and wealth distribution, environmental policies and economic policies such as industrial development and support of local goods and suppliers. The various legal mechanisms available to implement policies through procurement are investigated.
Procurement Law Compliance	This module focuses on the various mechanisms that can be incorporated in a public procurement law regime aimed at ensuring compliance with the rules of that system. It investigates both administrative and judicial mechanisms of compliance and assesses the advantages and disadvantages of the various options.

In addition to the four taught modules, students must also register for the research portfolio module (bearing 45 credits).

The compulsory research portfolio will consist of a number of independent study/research tasks with a professional focus that will flow from each of the individual modules taken. Students will thus compile the research portfolio throughout the course of their studies, rather than as a separate dissertation. Upon completion of the four taught modules (two compulsory and two elective), students will compile all their research work into a coherent whole and complete a final, overarching reflective assignment that will be assessed within the research portfolio module. Students will thus not be required to complete a separate research dissertation.

Fees

The estimated fees for 2022 are as follows:

All students:

Application fee	R100
Student card	R85
Programme fee	R1099
Tuition fee (per taught module)	R14206
Research portfolio module	R8132



International students (additionally):

International registration fee:	
SADC students (incl. Namibia and Rwanda)	R4770
Non-SADC students	R10102
Academic service fee	R4305
International tuition fee:	
Students from Africa	None
Students from beyond Africa	R60420

A provisional total fee estimate can be generated at the following [link](#) (under "Programme type", pick the "Postgraduate (on campus)" option and follow the prompts).

Programme directors

The programme is directed by Prof Geo Quinot and Prof Sope Williams-Elegbe.

PROF GEO QUINOT	PROF SOPE WILLIAMS-ELEGBE
 <p>Prof Geo Quinot is a professor the Department of Public Law where he teaches administrative law and public procurement law, both in the university's Law Faculty and its School of Public Leadership. Prof Quinot is also the founding director of the African Procurement Law Unit. Prof Quinot has more than a decade's experience in training lawyers and public administrators in administrative law and public procurement law. He has published widely in the areas of administrative law and public procurement law, including the books <i>Administrative Law Cases and Materials</i> (Juta, 2008), <i>State Commercial Activity: A Legal Framework</i> (Juta, 2009), <i>Public Procurement Regulation in Africa</i> (Cambridge University Press, 2013), <i>Administrative Justice in South Africa: An Introduction</i> (Oxford University Press, 2015) and <i>Public Procurement Regulation for 21st Century Africa</i> (Juta, 2018).</p>	 <p>Prof Sope Williams-Elegbe is a professor and the head of the Department of Mercantile Law and the deputy director of the African Procurement Law Unit. She specializes in public procurement, anti-corruption and sustainable development law. She has 20 years' experience in academia, training and consulting. She is the author of the books: <i>Fighting Corruption in Public Procurement</i> (Hart, 2012) and <i>Public Procurement and Multilateral Development Banks: Law, Practice and Problems</i> (Bloomsbury/Hart 2017) and <i>Public Procurement Regulation for 21st Century Africa</i> (Juta, 2018). Sope has an LLB from the University of Lagos, an LLM (with distinction) from the London School of Economics and a PhD in public procurement and anti-corruption from the University of Nottingham. She has taught at the universities of Stirling, Nottingham and Lagos. She is also a NRF B2 rated scholar and a UNODC recognised "anti-corruption champion" for 2019.</p>

Further information

For further information, please contact the Faculty's postgraduate coordinator, Ms Karin Wiss (karinwiss@sun.ac.za) or the programme coordinator, Prof Geo Quinot (gquinot@sun.ac.za). For information or assistance regarding registration, please contact the Faculty Administrator, Mr Shirle Cornelissen (shirle@sun.ac.za).