

**COLLEGE OF LAW**  
**SCHOOL OF LAW: DEPARTMENT OF**  
**JURISPRUDENCE**  
**SKILLS COURSE FOR LAW STUDENTS (SCL1014)**  
**TUTORIAL LETTER 104/2009**  
**(First semester)**

**FEEDBACK : ASSIGNMENTS 01 and 02 (FIRST SEMESTER):**

This tutorial letter is intended to give you feedback/memo relating to both assignments 01 and 02 of the first semester. It is also the last tutorial letter for SCL1014 this semester.

Dear Student

This is your last tutorial letter for this course (SCL1014) this semester (semester 01). It contains feedback or comments on both assignments 01 and 02.

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**1 EXERCISES IN THE WORKBOOK**

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In Tutorial Letter 101/2009 it is indicated that the answers to the activities given in your Workbook will be sent to you in the form of a tutorial letter. We would like to inform you that **we will not send** you the said answers as indicated. The reason for this decision is that many students received their study material later than we expected, and therefore they would not derive much value from the Workbook if they were to do the exercises with the answers already at their disposal. In any case, the purpose of the Workbook is to offer you an opportunity to assess yourself as you proceed with your tutorial material.

We hope that these questions would have been dealt with during our discussion classes and the satellite broadcast.

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## **2 FEEDBACK ON ASSIGNMENT 01 (UNIQUE NUMBER: 216923)**

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**Question 1.** The correct statement is **option 4**. See page 3 of your study guide. Learning involves that the student actively, and as a subjective being, gets involved and participates in the process.

**Question 2.** The correct statement is **option 2**. See page 3 of your guide. Participation in the learning process involves, *inter alia*, gathering new ideas and information and making it your own.

**Question 3.** The correct statement is **option 3**. See page 9 of your guide. An example of a long term goal will be aiming to pass your LLB degree.

**Question 4.** The correct statement will be **option 4**. See page 35 of your Study Guide. In this question the English version has been signed by the President; which means that should there be a dispute regarding the interpretation of any part of the Act, the English version will prevail. (That is, it will be the official version).

**Question 5.** The correct statement is **option 4**. See page 43 of your Study Guide. *Ex Parte* cases are motion applications where only one person/party is involved.

**Question 6.** The correct statement is **option 3**. See page 48 of your Study Guide. You use a flynote to get a rough idea of what the case is about.

**Question 7.** The correct statement is **option 3**. See page 51 of your Study Guide. Sometimes a judge does not disagree with the conclusion of the other judges, but has different reasons for his /her judgment.

**Question 8.** The correct statement is **option 3**. See page 82 of your Study Guide. South African law is not codified because there is no one specific book (code) containing a list of all the possible crimes.

**Question 9.** The correct answer is **option 4**. See page 93 of your Study Guide. The phrase, "*et al*" means that a source or book has been written by more than three authors.

**Question 10.** The correct statement is **option 3**. See page 93 of your Study Guide. The items in your bibliography must be in alphabetical order taking the surnames of the authors as a point of reference.

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### 3 FEEDBACK ON ASSIGNMENT 02 (UNIQUE NUMBER 217150)

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**Question 1.** The correct statement is **option 4**. The question requires of one to budget the exam time wisely. Therefore, you would not concern yourself with the marks per the given time. You therefore need to divide whatever you are faced with into the allocated time, and not the other way round.

The number of hours allocated becomes your dividend and the marks are your divisor. The expected answer should thus deal with time, and not marks.

**Question 2.** The correct answer is **option 3**. This calls for a simple addition where you are expected to add the partners' assets to arrive at the value of the partnership assets.

**Question 3** . The correct answer is **option 2**. This is another instance of simple addition. Simply add all the amounts for the overtime according to the number of hours put in. That is,  $95 + R95 + R95 = 285$ , and then add the total amount to his existing monthly salary. Alternatively you may do some multiplication thus:  $R95 \times 3 \text{ hours} = R285 + 6200$ .

**Question 4.** The correct answer is **option 2**. To work a percentage you will need to take Charles' 45% and multiply it by the profit of the partnership, and then divide the answer by 100%. Do the same for each partner.

**Question 5.** The correct answer is **option 4**. For you to work out a ratio you need to be familiar with fractions. Add the ratio numbers up. For example:  $3 + 1 = 4$ . The given ratio numbers will then become your numerator and four in this case will be your denominator. Multiply the profit by the numerator and divide the answer by the denominator

**Question 6.** See tutorial letter 102/2009.  $62000 \times 14.75/100 = \mathbf{R4572.50}$

**Question 7.** The correct answer is **option 1**. In general VAT in South Africa is calculated at 14%. See point 5.10 (example 1) on page 131 of your Study Guide. Take particular note of the fact that you have to apply the formula:  $100/100 + \text{VAT rate} \times 12.62 + 100/114 \times 12.62$ .

**Question 8.** The correct answer is **option 1**. To calculate average, you will add up all the supplied numbers and divide the sum by the number of the participants.  $660 + 234 + 39 = 933/3 = 311$ .

**Question 9.** The correct answer is **option 3**. The truck driver must pay  $80000 \times 75000/100 = 60000$ ; while the driver of the Mercedes should pay  $40 \times 120000/100 = 48000$ . Therefore,  $60000 - 48000 = 12000$ . This is the amount which the truck driver will pay the Mercedes driver.

**Question 10.** Attorney's Account/calculations. See Tutorial Letter 102/2009 for further guidance in this regard.

<b>Item/service</b>	<b>Fees</b>	<b>Expenses</b>
Letters written x10	R100.00	
Postage stamps x10		R 10.00
Summons	R300.00	
Affidavit x 6 pages	R 60.00	
Advocate's (counsel's) fees	R950.00 + 14% VAT=	R1 083.00
Consultation x1hr	R500,00	
Telephone consultation	R300.00	
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Total	R1260.00	R1093.00
Plus 14% VAT	<u>R 176.40</u>	
	R1436.40	
Plus expenses	<u>R1093.00</u>	
Total due to Client	<b>R2529.40</b>	

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#### **4 EXAMINATION DATE**

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Your SCL1014 examinations for the first semester will be written on Monday 08<sup>th</sup> June 2009 at 9h00. However, you need to confirm with the Examination Department of the university in this regard. You should particularly **read paragraphs 7.1, 7.4, 7.5 and 7.6 of your Tutorial Letter 101/2009.**

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#### **5 FORMAT OF YOUR EXAMINATION PAPER**

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As indicated in paragraph 7.2 of Tutorial Letter 101/2009, the total marks for the SCL1014 examination will be 100, which mark will be adapted to 90. The paper comprises five sections, to cover all the study units in this module. There are no so-called "multiple choice" questions. However, the paper takes a fill-in format, in which sense you are expected to write your answers on the spaces provided in the examination book. Thus, the examination book comprises the question paper and the answer sheet. The mark allocation for the various sections is as follows:

- Section 1 (Study Skills): 15 marks
- Section 2 (Research Skills): 10 marks
- Section 3 (Communication Skills): 20 marks
- Section 4 (Reading Skills): 35 marks
- Section 5 (Numeric Skills): 20 marks

We trust that you shall have benefited from the tutorial material, the discussion classes and satellite broadcast by the time you write your examinations.

Finally, we wish you the best in these coming exams!

Kind regards

**DAVID LETSOALO**  
**ADV P MOLUSI**