

FOR1502

October/November 2018

Investigation of Selected Crimes and Transgressions

Duration 2 Hours

100 Marks

EXAMINERS

FIRST

SECOND

EXTERNAL

MS RP HLUNGWANE

MR SJ BIERMAN

MR SG MOKUBELA

Closed book examination

This examination question paper remains the property of the University of South Africa and may not be removed from the examination venue

This examination paper consists of four (4) pages.

Answer all questions.

Question 1**Define the following concepts:**

- 1 1 Absenteeism (2)
 - 1 2 Perjury (2)
 - 1 3 Nepotism (2)
 - 1 4 Common assault (2)
 - 1 5 Intimidation (2)
- [10]

Question 2

- 2 1 How many types of perjury does South African law provide for? Name them (4)
 - 2 2 Name four forms of discrimination (4)
 - 2 3 Name three ways in which harassment may manifest in the workplace (3)
- [11]

Question 3

Explain the meaning of the phrase “standard of proof” in your own words, and indicate what the “standard of proof” is for a disciplinary hearing, a civil trial and a criminal trial

[8]

Question 4

Explain the difference between disciplinary misconduct and a criminal offence. Give an example of each

[10]

Question 5

Discuss the possible motives that may drive people to damage their own property

[12]

Question 6

Briefly describe the abuse of company property

[5]

Question 7

Ms Xin-Tang is the receptionist at XYZ International. She is a spinster, who lives alone with two cats and her ageing dog. On Tuesday, 29 September 2018, she reports to the risk manager that Mr Eddie had made a racist remark by referring to her as that "Oriental lady in reception". You are tasked to investigate this incident.

Based on scenario above, answer the following questions

7.1 Has Mr Eddie committed a disciplinary transgression? Give reasons for your answer by explaining which transgression (if any) has been committed (3)

7.2 Describe what steps you would take to investigate this incident. Substantiate your discussion (10)

[13]

Question 8

Ms Sylvia Khumalo is the manager of Archive Records. On Wednesday, 10 October 2018, she asks her office clerk, Mr Jason Nthomeni, to work late. Once they are alone in the office, she drapes her arm around his shoulders and begins to unbutton her shirt. She whispers in his ear that she can make life easy for him, if he plays along and treats her like a lady. Jason gets such a big fright that he runs out of the office. He reports the matter to the Forensic Division the next day. You are tasked to investigate the incident.

Based on scenario above, answer the following questions

- | | | |
|---------------|--|--------------|
| 8 1 | Explain what transgression/offence (if any) has been committed Give reasons for your answer | (3) |
| 8 2 | You are tasked to investigate this incident Once you have completed your investigation write a report that covers the elements numbered 8 2 1 to 8 2 9 Make sure that you discuss each of these elements | |
| 8 2 1 | Name and designation of the investigator | (2) |
| 8 2 2 | Allegation being investigated | (1) |
| 8 2 3 | Details of person being investigated | (2) |
| 8 2 4 | Background of investigation | (5) |
| 8 2 5 | Demarcation of investigation | (2) |
| 8 2 6 | Investigation process | (5) |
| 8 2.7 | Findings | (5) |
| 8 2 8 | Conclusion | (3) |
| 8 2 9 | Appendices | (3) |
| | | [31] |
| Total: | | [100] |