

## CRITICAL LEGAL EDUCATION UNDER A TRANSFORMATIVE CONSTITUTION

The Centre for Teaching and Learning hereby invites you to a lunch-hour “padkos session” as part of the Auxin Project. The Auxin Project aims to create growth opportunities for SU lecturers.

### **Presenters:**

Dr Shanelle van der Berg and Prof Sandra Liebenberg  
Faculty of Law, Department of Public Law

Transformative constitutionalism connotes a process grounded in South Africa’s Constitution that seeks to transform our deeply unequal society along egalitarian lines in an effort to achieve social justice for all. According to the Council on Higher Education’s Standard for the Bachelor of Laws degree, “legal education cannot be divorced from transformative constitutionalism”. In this auxin, Constitutional Law 312, which is a module presented to third year law students, will be used as an example of how certain tenets of transformative constitutionalism can be incorporated into module design and pedagogy in order to ensure that students receive a critical legal education appropriate to the South African context. Lessons drawn from teaching this flexible assessment course will be shared in an effort to illustrate how transformative constitutionalism can be incorporated into innovative assessment methods that can in turn be used to develop advanced critical reasoning-, legal reading- and writing-skills, to enable students to critically evaluate and apply law to concrete case studies, and to promote “active learning”.

*“We can no longer teach the lawyers of tomorrow that they must blindly accept legal principles because of the authority. No longer can we responsibly turn out law graduates who are unable to critically engage with the values of the Constitution and who are unwilling to implement those values in all corners of their practices. A truly transformative South Africa requires a new approach that places the Constitutional dream at the very heart of legal education.”*

P Langa “Transformative Constitutionalism” (2006) 17 *Stell LR* 351 356

### **When:**

**Tuesday, 28 March 2017 from 12:45 to 13:45** (“padkos” will be provided)

### **Where:**

**Den Bosch, 41 Victoria Street** (opposite House Skuilhoek and directly behind the Conservatoire)

**There are only 15 places available.** Please contact Nothemba Nqayi at [nothemban@sun.ac.za](mailto:nothemban@sun.ac.za) or 021 808 3717 to reserve your place.

[A podcast will be available on the CTL website after the session: [www.sun.ac.za/ctl](http://www.sun.ac.za/ctl) ]

## KRITIESE REGSOPVOEDKUNDE ONDER 'N TRANSFORMATIEWE GRONDWET

Hiermee nooi die Sentrum vir Onderrig en Leer u graag na 'n etensuurpadkossessie as deel van die Auxin-projek. Die Auxin-projek het dit ten doel om groeigeleenthede vir US-dosente te skep.

### **Aanbieders:**

Dr Shanelle van der Berg en prof Sandra Liebenberg  
Regs fakulteit, Departement Publiekreg

Transformatiewe konstitusionalisme omvat 'n proses wat in Suid-Afrika se Grondwet veranker is en ons inherent ongelyke samelewing langs egalitêre weë wil transformeer sodat almal maatskaplike geregtigheid kan verkry. Volgens die Raad op Hoër Onderwys se standaard vir Baccalaureus-grade in die regte "kan opvoeding nie van transformatiewe konstitusionalisme geskei word nie". In hierdie Auxin word Staatsreg 312, 'n module vir derdejaarregstudente, as voorbeeld gebruik van hoe spesifieke leerstellings oor transformatiewe konstitusionalisme in module-ontwerp en pedagogiek opgeneem kan word om te verseker dat studente kritiese regsopvoedkunde ontvang wat by die Suid-Afrikaanse konteks pas. Lesse in die onderrig van dié buigsame assesseringskursus word gedeel ter illustrering van hoe transformatiewe konstitusionalisme by innoverende assesseringsmetodes geïnkorporeer kan word en om die beurt vir die ontwikkeling van gevorderde kritiese redenerings-, asook regstegniese lees- en skryfvaardighede gebruik kan word. Só kry studente die geleentheid om die reg krities te evalueer en dit op werklike gevallestudies toe te pas, wat "aktiewe leer" bevorder.

*"Ons kan nie aanhou om die regspraktisyns van môre te leer dat hulle regsbeginsels blindweg moet aanvaar vanweë die gesag nie. Ons durf nie verantwoordelik wees vir die lewering van regsgegradueerders wat onbevoeg is om die waardes van die Grondwet krities te ondersoek of onwillig is om daardie waardes op elke moontlike terrein in hulle praktyk te implementeer nie. 'n Werklik transformatiewe Suid-Afrika vereis 'n nuwe benadering wat die Grondwetlike droom die spil maak waarom regsopvoedkunde draai."*

P Langa "Transformative Constitutionalism" (2006) 17 *Stell LR* 351 356

### **Wanneer:**

**Dinsdag, 28 Maart 2017, vanaf 12:45 tot 13:45** (padkos word voorsien)

### **Waar:**

**Den Bosch, Victoriastraat 41** (oorkant Huis Skuilhoek, direk agter die Konservatorium)

**Slegs 15 plekke is beskikbaar.** Kontak asseblief vir Nothemba Nqayi by [nothemban@sun.ac.za](mailto:nothemban@sun.ac.za) of 021 808 3717 om u plek te bespreek

[Na afloop van die sessie sal die potgooi beskikbaar wees op SOL se webtuiste: [www.sun.ac.za/sol](http://www.sun.ac.za/sol) ]