

NELSON MANDELA
UNIVERSITY



**PRIVATE LAW AND SOCIAL JUSTICE
CONFERENCE 2021**

Beyond the illusion of social justice

MONDAY 16 AUGUST 2021

- 08:45 – 08:55** **WELCOME**
DR LYNN BIGGS
DEPUTY DEAN, FACULTY OF LAW, NELSON MANDELA UNIVERSITY
- 08:55 – 09:00** **GENERAL INFORMATION**
- 09:05 – 09:25** **Daleen Millard (Thompson Rivers University, Kamloops, Canada)**
 Current conundrums in Canadian tort law: residential schools litigation in perspective
- 09:25 – 09:45** **Emile Zitzke (University of the Witwatersrand)**
 Defamation @ the internet: current challenges
- 09:45 – 10:05** **Martie Bloem (University of the Free State)**
 From Modibane to mediation? A consideration of recent and potential transformational strides in the South African law of defamation
- 10:05 – 10:25** **Brenda Njoko (University of the Western Cape) and Shadi Manganoe (University of the Witwatersrand)**
 The right to compensation for wrongful convictions and imprisonment within the constitutional edifice
- 10:25 – 10:40** **Q&A**
- 10:40– 11:00** **BREAK**
- 11:05 – 11:25** **CJ Visser (University of the Witwatersrand)**
 Transformative constitutionalism, the ‘horizontality simpliciter approach’, and the common law of personality
- 11:25 – 11:45** **Joanna Botha (Nelson Mandela University)**
 Labelling hate – emotion, morality and the law
- 11:45 – 12:05** **Kesofeletse Lefenya and Refilwe Tsatsimpe (North-West University)**
 Freedom of Expression and hate speech: Expansion of the meaning to promote equality and human dignity
- 12:05 – 12:25** **Friedrich Hamadziripi (North-West University)**
 The role of trade finance in promoting the financial inclusion of small and medium enterprise owners and poor people in South Africa

- 12:25 – 12:40** **Q & A**
- 13:00 – 14:00** **BREAK**
- 14:00 – 14:20** **Vivienne Lawack (University of the Western Cape)**
Central bank digital currencies, financial inclusion financial integrity
- 14:20 – 14:40** **Howard Chitimira ((North-West University) and Phemelo Magau (University of Kwazulu Natal)**
Synoptical analysis of debt relief measures for low-income earners under the National Credit Amendment Act 7 of 2019
- 14:40 – 15:00** **Christo Fritz (Eduvos)**
Paying black tax – the unknown gift from the Pension Fund Act of 1956
- 15:00 – 15:15** **Q & A**
- 15:15 – 15:30** **BREAK**
- 15:30 – 15:50** **Ariella Scher and Thuli Zulu (University of the Witwatersrand)**
A consumer-centric competition law: Assessing the efficacy of the competition authorities’ recent use of the “public interest” ground in promoting social justice
- 15:50 – 16:10** **Amelia Bongarzone (University Magna Graecia of Catanzaro, Italy)**
Open access, private economic initiative and social justice
- 16:10 – 16:25** **Q & A**

TUESDAY 17 AUGUST 2021**08:50 – 09:00 ANNOUNCEMENTS****09:00 – 09:20 Michele van Eck (University of Johannesburg)**

The impact of economic realities in private contractual relationships

09:20 – 09:40 Graham Glover (Rhodes University)

Recent developments in relation to the revocation of mandates

09:40 – 10:00 Ernst Marais (University of Johannesburg)

The protective scope of the mandament van spolie reconsidered – a constitutional analysis on extending this remedy to servants and quasi-servants

10:00 -10:20 Gustav Muller (University of Pretoria)

The potential and pitfalls of urgent expropriations in the Expropriation Bill

10:20 – 10:40 Q&A**10:40 – 11:00 BREAK****11:00 – 11:20 Sue-Mari Viljoen (University of the Western Cape)**

Wasted property: A form of resilience?

11:20 - 11:40 Lerato Ngwenyama (University of Kwazulu-Natal)

Habitability for dwellings of usufructuaries in South African law

11:40 - 12:00 Fatima Osman and Mathabo Baase (University of Cape Town)

The recognition of same-sex customary marriages under South African customary law

12:00 – 12:20 Lize Mills (University of Stellenbosch)

Better left unsaid? Conflicting interests of children born from incest and rape

12:20 – 12:40 Siyabonga Sibisi (University of Kwazulu-Natal)

The implementation of the Domestic Violence Act 116 of 1998 through traditional courts: merits and demerits.

12:40 – 13:00 Q&A**13:00 – 14:00 BREAK**

- 14:00 – 14:20** **Oyesola Animashaun (North-West University)**
An analysis of anti-discrimination statutes in addressing caste-based discrimination against the Osus in South-Eastern Nigeria
- 14:20 – 14:40** **Jenny Hall (University of Johannesburg)**
The rule of environmental law and the interplay between the disclosure of incriminating information, the rights of companies and the quest for social justice
- 14:40 – 15:00** **Q&A**
- 15:00 – 15:15** **CLOSURE**