

**DEVELOPING THE LAW CURRICULUM
TO MEET THE NEEDS OF THE
21ST CENTURY LEGAL PRACTITIONER:
A SOUTH AFRICAN PERSPECTIVE**

1 Introduction

The law curriculum in African countries must reflect the realities of the needs of their own societies, but law faculties and law schools in developing countries also need to equip their law graduates to deal with the wave of globalization sweeping the world. This is particularly important for countries in transition from dictatorship to democracy, and from closed to open societies. Using South Africa as an example, it is intended to deal briefly with the changes made to the law curriculum to meet the domestic needs of the new democratic order. Thereafter, the broader curriculum needs of aspiring African lawyers in the 21st century, again with reference to South Africa, will be considered in the context of globalization.

1.1 Meeting the domestic needs of the 21st century

After the first democratic elections in South Africa in 1994, a number of legal forums were convened by the Ministry of Justice to re-examine different aspects of legal practice, legal qualifications and legal education. Amongst these were forums dealing specifically with the university law curriculum (see for instance, Ministry of Justice *Legal Forum on Legal Education: Proceedings* (1995)).

The law deans of the country's 21 law faculties came together at several legal education forums and by 1997 there was agreement that the LLB degree in South Africa should be changed from a three-year postgraduate to a four-year undergraduate programme. It was agreed that in formulating a new curriculum law schools should: (a) take into account that South African law exists in and applies to a pluralistic society; (b) endeavour to ensure that students acquire skills appropriate to the practice of law; and (c) strive to inculcate ethical values. To this end it was agreed that in addition to the traditional core courses taught in the three-year LLB programme a number of new skills courses should be introduced. However it was left to individual law schools to decide which courses they wished to teach (McQuoid-Mason "Message from the Chairperson of the Board of Control, Durban School"

Developing A Crosscultural Law Curriculum

Clemens Wendtner



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