

Unterstützt von / Supported by



Alexander von Humboldt
Stiftung/Foundation



NORTH-WEST UNIVERSITY
YUNIBESITI YA BOKONE-BOPHIRIMA
NOORDWES-UNIVERSITEIT
POTCHEFSTROOM CAMPUS

“Humboldt Kolleg”

(Interdisciplinary Conference)

on

Ubuntu, Humanity and Good Faith/

Equity as Flexible Principles

in Law and Society in Southern Africa

– Appropriate Principles in an Ever-Changing World? –

**North West University
Potchefstroom Campus
South Africa**

1st – 3rd September 2010

Final Programme

1st Day (Wednesday, 01/09/2010):

Venue: Willows Hotel, Potchefstroom

- 17:00 – 18:00: Registration
18:00 – 18:30: Official Welcome: Prof. Dr. F. Venter, Dean, North West University, Potchefstroom Campus
18:30 – 19:00: Opening address/Introduction of Alexander von Humboldt Stiftung: Prof. Dr. F. Diedrich, Riga Graduate School of Law
19:00- 19:30: Keynote: The Honourable Justice Y. Mokgoro
19:30h – open end: Finger Buffet

2nd Day (Thursday, 02/09/2010):

Venue: Room 120, Main Building, Potchefstroom Campus of the NWU

- 09:00 – 09:30: **1. Presentation:** "Just say sorry? Ubuntu, Africanisation and the Child Justice System in the Child Justice Act 75 of 2008: *Prof. Dr. J. Sloth –Nielsen/Dr. J Galinetti*, University of Western Cape
Discussion
- 09:30 – 09:40: *Discussion*
09:40 – 10:10: **2. Presentation:** "Ubuntu: Ethnophilosophy or Constitutional Value?": *Dr. I. Keevy*, University of the Free State
Discussion
- 10:10 – 10:20: *Discussion*
10:20 – 10:50: *Refreshments*
10:50 – 11:20: **3. Presentation:** "You Call it Wrong, I Call it Culture: *UBUNTU* as Justification for Cultural Practices": *Mr J Matthee*
Discussion
- 11:20 – 11:30: *Discussion*
11:30 – 12:00: **4. Presentation:** "Toward an Emancipatory Understanding of Ubuntu": *Prof. Dr. D. Louw*, University of Stellenbosch
Discussion
- 12:00 – 12:10: *Discussion*
12:20 – 13:20: *Lunch*
13:20 – 13:50: **5. Presentation:** Leitmotivs in Constitutional Interpretation in South Africa: *Prof. Dr. L. du Plessis*, University of Stellenbosch
Discussion
- 13:50 – 14:00: *Discussion*
14:00 – 14:30: *Refreshments*
14:30 – 15:00: **6. Presentation:** "Conceptualising a Basis for Constitutionalism and a Democratic Renewal in Africa: Ubuntu and Equity in Common Law Africa": *Mr. M. Nkhata*, University of Malawi/University of Pretoria
Discussion
- 15:00 – 15:10: *Discussion*

- 15.10 – 15.40: **7. Presentation:** "The Relationship between State Law and Customary Law in Civil and Commercial Matters – non est in acta non est in mundi?": *Prof. Dr. F. Diedrich*, Riga Graduate School of Law
- 15.40 – 15.50: *Discussion*
- 15.50 – 16.20: **8. Presentation:** "Celebration of Difference: Judicial Accommodation of Cultural Diversity in South Africa": *Prof. Dr. C. Rautenbach*, North-West University
- 16.20 – 16.30: *Discussion*
- 18.30 – 22.00: *Dinner:* Ou Drift Guest House, Potchefstroom

3rd Day (Friday, 03/09/2010):

Venue: Room 120, Main Building, Potchefstroom Campus of the NWU

- 09:00 – 09:30: **9. Presentation:** "Customary Law as Law in Public International Law and the European Continental Law System: *Prof. Dr. Dr. h.c. D. Rauschnig*, University of Göttingen/Kaliningrad State University
- 09:30 – 09:40: *Discussion*
- 09:40 – 10:10: **10. Presentation:** ""Good Faith and Equity in the New South African Companies Act: A Break with a Victorian Legacy": *Prof. Dr. A. van Wyk*, University of Stellenbosch
- 10:10 – 10:20: *Discussion*
- 10:20 – 10:50: **11. Presentation:** "Individualism and Balancing of Diverging Interests in the German Civil Code" *Prof. Dr. Dr. h.c. U. Spellenberg*, University of Bayreuth
- 10:50 – 11:00: *Discussion*
- 11:00 – 11:30: *Refreshments*
- 11:30 – 12:00: **12. Presentation:** "Ubuntu: A New Doctrine of African Equity?" *Prof. Dr. T. Bennett*, University of Cape Town
- 12:00 – 12:10: *Discussion*
- 12:20 – 13:20: *Lunch*
- 13:20 – 13:50: **13. Presentation:** "Law, Morality, Humanity and Ubuntu: More of the Same?" *Dr. A le Roux-Kemp*, University of Western Cape
- 13:50 – 14:00: *Discussion*
- 14:00 – 15:00: **Roundtable Discussion** on "The Future of Ubuntu and Customary Law in Countries in Transition": *Dr F. Khunou, Prof. Dr. T. Bennett, Ms I Svarca, Prof. Dr. F. Diedrich.*
- 15:00 – 15:30: *Refreshments*
- 15:30 – 16:00: *Closure*

30.08.2010 – 10:11