Faculty of Law

LLM – Corporate Law
Recent substantive legislative reforms have led to increased demand for expertise in the field of corporate and securities law. An LLM in Corporate Law provides the ideal foundation for specialising in this popular focus area. UJ is unique in offering four dedicated corporate law modules.

The Master’s in Corporate Law can be completed in one year for full-time students and over two years for part-time students. It consists of a minor dissertation on a corporate law topic together with three taught modules as set out below:

**Company Law** (first semester)
This compulsory module, which anchors the LLM in Corporate Law, essentially deals with problematic aspects of corporate personality: the nature of legal personality and piercing the corporate veil; corporate capacity; corporate criminal liability; corporate social responsibility; corporate governance; directors’ duties and liability; shareholder protection; creditor protection; corporate groups and companies and the Constitution. Specific aspects of South African company law are considered against a conceptual or theoretical basis. This module is presented by Professor Kathleen van der Linde.

Plus any two of the following:

(i) **Corporate Finance Law** (second semester 2020)
In this module, the focus is on legal aspects of debt and equity financing and capital structure. In addition to being an essential part of large corporate transactions, corporate finance remains relevant in even the smallest company where control and capital structure are interdependent. The principles of share capital, authorised shares, consideration for shares and the issuing of shares are traversed. Distributions, including share repurchases, are considered in detail, along with financial assistance. Aspects of debt financing are covered. Attention is also given to the international debate on legal capital and on selected corporate governance aspects of corporate finance. This module is presented by Professor Kathleen van der Linde.

(ii) **Corporate Insolvency Law** (second semester)
The global financial crisis has heightened interest and seen an increase in calls for efficiency with respect to insolvency procedures. As a result, there is currently a high demand for law professionals with expertise in corporate restructuring and insolvency law. The emphasis of this module is mainly on corporate enterprise insolvency, paying special regard to the alternatives of business rescue and liquidation in covering both the formal law and the underlying principles and policies. The module also considers cross-border issues arising when a company’s
assets and liabilities are located in multiple jurisdictions. The course is presented by Professor Juanitta Calitz who specialises in insolvency law, as well as various guest lecturers who are experts in their fields.

(iii) **Securities and Financial Markets Law** (second semester 2019)

Securities regulation is sometimes distinguished from corporate law as having more of a public law character compared to the private law nature of corporate law. The topics included in this module are: securities markets and approaches to their regulation; the regulatory framework and participants in financial markets, including stock exchanges and credit rating agencies; aspects of investor protection; market abuse and takeovers and mergers. This module is presented by Professor Kathleen van der Linde.

Lectures or seminars in the taught modules are presented in the evenings on weekdays from 18h00 to 20h00 (one seminar per week per module).

The next student intake will be in February 2019. In general, as a general admission requirement, students must have attained an average of 65% for their law subjects in their LLB degree.

**Bursaries are available. Students who register for the first time in 2019 and complete their Master’s degrees within a period of two years, qualify for a reimbursement of their full tuition fees (excluding the registration fee and ICT levy), subject to certain terms and conditions.**

Application forms and full details of the Faculty's postgraduate programmes can be acquired by contacting the faculty:

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