



**UNIVERSITY OF JOHANNESBURG**  
**FACULTY OF EDUCATION**  
**JANUARY SPECIAL EXAMINATION 2017**

**PROGRAMME:** B Ed Hons  
**MODULE:** EDUCATION LAW AND FINANCIAL MANAGEMENT  
**CODE:** ELF0027  
**TIME:** 3 hours  
**MARKS:** 100  
**EXAMINER:** Prof R Mestry  
Prof P du Plessis  
**MODERATOR:** Prof TC Bisschoff

(This paper consists of **two (2)** pages)

**INSTRUCTIONS**

1. Answer only **two (2)** questions in each section (Section A and B). You may select only one of the two questions from each section.

**SECTION A**

**(FINANCIAL MANAGEMENT)**

**Answer any ONE from this section.**

**QUESTION 1**

*"The school's budget is an important financial management tool and is a mechanism for setting goals and objectives, measuring progress towards objectives, identifying weaknesses or inadequacies and controlling the diverse activities".*

Critically discuss how budget monitoring and control can contribute to the attainment of the school's goals and objectives.

**(50)**

**OR**

**QUESTION 2**

*"The school governing body should ensure that proper monitoring and control mechanisms are in place in order to indemnify the school and its members"* (Mestry & Bisschoff, 2009)

Critically discuss this statement and explain what monitoring and control measures can be put in place to ensure that the following are effectively and efficiently managed in public schools: Cash and Assets (50)

**SECTION B****EDUCATION LAW****QUESTION 3**

Refer to the Bill of Rights. Discuss the rights you think are applicable to Education. Give practical examples in the school/classroom situation. (50)

**QUESTION 4**

Parents and guardians have a legal duty to protect and care for their children. At school teachers act *in loco parentis*.

Discuss the teachers' duty of care and refer to the following in your answer:

4.1 The educator as a caring supervisor

4.2 Basis of educator's legal duties

4.3 Delictual liability

4.4 Educators legal duty of care

4.5 Indemnity

4.6 Negligence

4.7 Negligence and delictual liability of Educators

4.8 Briefly explain what the judge said in the *Minister of Education and Another vs Wynkwardt* court case about educator's duty of care. (50)

**TOTAL: 100**