

Short Learning Programme Outline: Law Enforcement by Peace Officers (LEPO) NQF level 5 - 40 contact hours

Purpose of Short Learning Programme

This short learning programme aims to provide the knowledge required for appointment as peace officers to persons who already comply with the other legislative prerequisites (e.g. a certain scholastic level, a drivers license, a clean record with regard to previous criminal offences) in order to enable them to enforce the legislation applicable to their entity or organisation.

Entrance Requirements

English communication skills equivalent to Grade 12

Mathematical literacy equivalent to Grade 12

Writing skills equivalent to Grade 12

Assessment Practice

Assessment of students consists of a written knowledge test and a written practical assessment, which requires the completion of applicable documentation and notices in terms of a given scenario.

The knowledge test represents 40% of the total marks, while the practical assessment makes up the remaining 60%. Students must obtain 42 out of 60 marks for the practical part (a 70% pass-rate requirement). In order to comply with the requirements of the course, both the theory and practical components of the assessment need to be met.

Attendance Requirements

Kindly note delegates are required to attend all training days for the duration of the course.

MODULAR OUTLINE:**1. The law and its sources**

- Definition of law
- Sources of law
- Objective of law
- Legal capacity
- Main branches of the law
- Constitutional principles

2. The South African criminal justice system

- National crime prevention strategy
- Legislative and executive authority
- The main role players in the criminal justice system
- National prosecuting authority (NPA)
- The department of justice (DOJ)
- The department of correctional services
- The South African police service
- Municipal police services

3. Criminal accountability

- The requirements of criminal accountability
- Legality
- Human conduct
- Unlawfulness
- Fault

4. Initiation, prosecution and access to legal assistance

- Initiation of law enforcement activities
- The statement
- The charge sheet
- Evidence
- Court attendance of witnesses
- Access to legal assistance

5. Practical aspects of enforcement by peace officers who are not police officers

- Practical elements of law enforcement
- Receipt and handling of complaints
- Warnings
- Notices and fines
- Confiscations and disposal of confiscated goods
- File management

6. Role-players in the magistrate's courts and the presentation of evidence

- Official's of the magistrate's court
- The magistrate
- The public prosecutor
- The clerk of the court
- Other court officials
- The hearing
- The court proceedings
- The law enforcement officer as a witness

7. Appointment, functions and powers of peace officers/inspectors

- Conditions for appointment as a peace officer
- Appointment certificate
- The powers and functions of the inspector
- Jurisdiction
- Legislation that may be applied by the inspector
- Legislative actions that a peace officer/inspector can pursue
- Breaking open of premises for purposes of arrest
- The use of force during arrest
- Search of premises and seizure of articles

8. Administrative enforcement

- The need for administrative enforcement
- The objectives of administrative enforcement
- The legal requirements for administrative justice
- Notice of compliance to licensees
- Rights of the licensee
- Civil remedies

9. Reading of legislation and basic interpretation

- Rules that govern behaviour
- The rules of interpretation
- The reading of legislation
- Analysis of a situation

10. Ethics and professionalism in law- enforcement

- Definition
- Ethics and morality
- Ethics and the constitution
- Batho Pele
- Principles of professionalism

11. Anti-corruption

- The scope of corruption in South Africa
- The prevention of corrupt services activities act
- Conditions that may assist corruption
- Forms of corrupt activities
- Indicators of fraud and corruption
- The effects of fraud and corruption
- The effects of fraud and corruption

Facilitation – Additional information

Our lead facilitator, Mr Danie Nel was a role player in the development of the Western Cape Liquor Act and is a liquor consultant with regard to Provincial and National liquor licensing issues. He has also assisted a number of Western Cape municipalities with the writing of by-laws relating to Liquor Trading days and hours.

The training we present focuses on the powers of the inspector in terms of the Criminal Procedures Act, 1977(as a peace officer) as well as the powers in terms of the Provincial legislation applicable with specific reference to the following:

- powers of entry and search of premises;
- obtaining of warrants;
- rights of licensees;

- seizure of articles;
- writing of statements;
- issuing of notices of compliance within the framework of the Promotion of Administrative Justice Act, 3 of 2000.

Mr. Nel is fluent in Xhosa and presents classes in Afrikaans, English and Xhosa.

References:

We have recently trained 28 delegates from the KZN Liquor Authority: Ms Busi Shabalala on 031-302 0643 or 081 033 0821 or email busi.shabalala@kznlqa.co.za

Contact details

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