



MANDELA INSTITUTE

Africa-based Engagement with Changing Global Law



HIV/AIDS and the Law

HIV/AIDS and the Law is intended to be a practical training course for lawyers, activists and journalists on law in South Africa as it relates to people living with HIV. The course will cover the nature, history and extent of HIV and how to apply legal and policy processes to people living with HIV/AIDS in the areas of Human rights; the Constitution; Employment law; Social assistance and insurance; Access to health care services; Criminal, civil and public impact litigation.

Outcomes:

The student will be able to:

- Demonstrate an understanding of the characteristics and causes of HIV/AIDS.
- Demonstrate an understanding of the history and extent of HIV/AIDS in South Africa.
- Demonstrate an understanding of the theoretical framework of, and key concepts, core legal rules and principles and processes in specific areas of law relevant to people living with HIV/AIDS.
- Solve legal problems for people living with HIV/AIDS, both theoretically and practically.
- Evaluate the effectiveness of legal rules in dealing with people living with HIV/AIDS and suggest appropriate legal reform mechanisms where current rules are inadequate.
- Demonstrate competence in legal techniques in specific areas of law relevant to people living with HIV/AIDS.

Course Content:

The following topics will be discussed:

- Basic Science and Epidemiology of HIV
- History, Politics and Context of HIV/AIDS in South Africa
- Human Rights Based Approach to HIV
- Right to Equality
- Informed Consent, Testing, and Confidentiality
- Employment Law
- Social Assistance and Insurance
- Access to Health Care Services
- Criminalisation of Harmful HIV- Related Behaviour
- Gender and HIV
- Customary Law and HIV

Prerequisites:

A tertiary qualification is a prerequisite for the course.

Course Dates & Duration:

This is a semester-long course where participants attend evening lectures from 17:30 to 19:00 once a week during the period *12 July to 25 October 2010*.

Course Cost:

The course fee is R7,500.

Venue:

Chalsty Teaching and Conference Centre, Oliver Schreiner School of Law, University of the Witwatersrand, Johannesburg, West Campus, Wits.

Certificate Criteria:

One of the following certificates can be obtained:

- *Certificate of Attendance:* To obtain a certificate of attendance, students are required to attend and participate in 75% of the lectures.
- *Certificate of Competence:* To obtain a certificate of competence, students are required to attend and participate in 75% of the lectures and to complete the assessments as given on the course.

Method of Evaluation:

Research Assignment and Examination

The University regards this as NQF Level:

NQF Level 8

Registration and enquiries:

Registration for the course will close on Friday 18 June 2010

Contact: Magda van Noordwyk

Tel: 011 717 8435; Fax: 086 553 5581;

E-mail: mandela.institute@wits.ac.za

