

# DE JURE

JAARGANG 49 2016 VOLUME 1

---

## INHOUDSOPGAWE CONTENTS

### Artikels/Articles

Designing an appropriate and assessable curriculum for clinical legal education M A (Riëtte) Du Plessis .....	1
The effect of section 43 of the BCEA on employment contracts and legislative protection of minors Malebakeng Agnes Forere .....	23
Does collaborative divorce have a place in South African divorce law? Motseotsile Clement Marumoogae.....	41
Applying the CISG via the rules of private international law: Articles 1(1)(b) and 95 of the CISG – analysing CISG Advisory Council Opinion 15 Marlene Wethmar-Lemmer .....	58
Taking the incidence of false child sexual abuse allegations more seriously Emma Charlene Lubaale .....	74
Executive directors in business rescue: employees or something else? EP Joubert A Loubser .....	95

### Aantekeninge/Notes

Fair deuce: an uneasy fair dealing-fair use duality RM Shay.....	105
To what extent should the Convention of Cabinet Secrecy still be recognised in South African constitutional law? K Malan.....	117

### Onlangse regspraak/Recent case law

<i>Ferris v Firstrand Bank Ltd</i> 2014 3 SA 39 (CC) M Roestoff.....	134
<i>P K Harikasun v New National Assurance Company Ltd</i> (190/2008) [2013] ZAKZDHC 67 (12 December 2013) D Millard .....	155
<i>Minister of Mineral Resources v Mawetse (SA) Mining Corporation (Pty) Ltd</i> 2016 (1) SA 306 (SCA) PJ Badenhorst.....	168

*Absa Bank Limited v Keet* 2015 JDR 0996 (SCA)

J Parker

FN Zaal .....181