higher education & training

Department:
Higher Education and Training
REPUBLIC OF SOUTH AFRICA

NATIONAL CERTIFICATE (VOCATIONAL)

CRIMINAL JUSTICE STRUCTURES AND MANDATES
NQF LEVEL 3

(8021013)

19 November 2018 (X-Paper)
09:00–12:00

This question paper consists of 8 pages.

NCV

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TIME: 3 HOURS
MARKS: 100

INSTRUCTIONS AND INFORMATION

1. Answer ALL questions in SECTIONS A, B and C.
2. Answer ONE question in SECTION D.
3. Read ALL the questions carefully.
4. Number the questions according to the numbering system used in this question paper.
5. Leave a space and rule off across the page on completion of EACH question.
6. Write neatly and legibly.

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SECTION A

QUESTION 1

Indicate whether the following statements are TRUE or FALSE. Choose the answer and write only 'True' or 'False' next to the question number (1.1–1.10) in the ANSWER BOOK.

1.1 The Department of Correctional Services is committed to reducing re-offending through solitary confinement of prisoners.

1.2 The Supreme Court of Appeal only deals with cases sent to it from the High Court.

1.3 Everyone has the right not to be deprived of freedom without just cause.

1.4 The National Prosecuting Authority is mandated to investigate serious organised and complex financial crimes.

1.5 Batho Pele principles guarantee socio-economic rights which include the right to housing, health care, food, water and education for all people in South Africa.

1.6 Religious bodies help offenders meet their spiritual needs through partnerships with faith-based organisations.

1.7 Closed Maximum Security Centres are used to hold prisoners who have been handed down short prison sentences of between two and ten years.

1.8 A victim, criminal or witness has a fairly reasonable chance of interacting with the Criminal Justice System.

1.9 Public open spaces by-law restricts access to protect any aspect of the environment and is enforced by the South African Police Service under empowering legislation.

1.10 The court orderly defends a person accused of committing a crime and calls witnesses to give evidence in the case. (10 × 1) **[10]**

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QUESTION 2

Complete the following sentences by using the words in the list below. Write only the missing word(s) next to the question number (2.1.1–2.4.2) in the ANSWER BOOK.

policing; accountable; universal standards; crime; causes; government; world; by-laws; behaviour; white papers; human rights

2.1 (2.1.1) … are moral rules and principles of (2.1.2) … and attitudes that are used throughout the (2.1.3) … (3)

2.2 Metropolitan Police Service is responsible for (2.2.1) … in large cities by preventing (2.2.2) …, conducting traffic control and enforcing (2.2.3) … (3)

2.3 (2.3.1) … are official reports from the (2.3.2) … that explain the purpose and implementation of a plan. (2)

2.4 Community Policing Forums were established to make the local police (2.4.1) … to the community and identify the (2.4.2) … of crime. (2)

(10 × 1) **[10]**

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QUESTION 3

Choose a description from COLUMN B that matches a term in COLUMN A. Write only the letter (A–K) next to the question number (3.1–3.10) in the ANSWER BOOK.

COLUMN A		COLUMN B	
3.1	Mandate	A	keep law and order in South Africa
3.2	Empowering legislation	B	communities that watch each other's houses to prevent crime
3.3	Criminal Justice System	C	powers given to the South African police service to prevent, fight and investigate crime
3.4	Activate trans-national crimes	D	registered with security officers board to be mandated to perform law enforcement functions
3.5	NICRO	E	decides whether accused persons are guilty or not
3.6	Labour courts	F	improved regulation of ports of entry and border zones
3.7	Neighbourhood watch	G	authority to carry out a policy
3.8	Reparations	H	help young offenders reintegrate into their communities
3.9	Magistrate	I	disputes between trade unions and employers
3.10	Private security companies	J	offenders make amends with victims
		K	courts were set up to hear cases where people were discriminated against because of their gender, race, colour, religion

(10 × 1) **[10]**

TOTAL SECTION A: 30

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SECTION B

QUESTION 4

4.1 Discuss the organisations of the Criminal Justice System involved in crime prevention. (5)

4.2 The rights in the Bill of Rights may be limited in certain circumstances to the extent that the limitation is reasonable and justifiable.

List any FOUR types of criteria to consider. (4)

4.3 List any FIVE functions that the Traffic Police must ensure in terms of the National Road Traffic Act No 93 of 1996. (5)

4.4 Define the term solitary confinement. (2)

4.5 Name any FIVE professionals that may help offenders rehabilitate. (5)

4.6 State any THREE types of cases that Equality Courts deal with. (3)

4.7 Name any SIX reasons that motivate people to become involved in volunteer work. (6)

[30]

TOTAL SECTION B: 30

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SECTION C

Read the article below and answer the questions.

QUESTION 5

GAUTENG 'SPIDERMAN' JAILED AFTER 4-YEAR CRIME SPREE

Johannesburg – A serial rapist and housebreaker nicknamed Spiderman has been sentenced to eight life sentences and 861 years for a crime spree lasting four years, Gauteng police said on Sunday.

The High Court in Johannesburg, sitting in Kagiso, sentenced Lucky 'Spiderman' Murovhi, 29, on Friday, Brigadier Mashadi Selepe said in a statement.

During 2008 and 2012 he broke into the homes of single mothers, raping eight women, in areas of Gauteng including Honeydew, Booysens, Jeppe, Welbekend, Hammanskraal, Johannesburg Central, Diepkloof and Mondeor.

The Cosmo City resident earned the nickname Spiderman because of his ability to scale high walls to break into homes.

He escaped from custody five times. The first time was from the Welbekend police station cells. He was re-arrested in Hammanskraal. When he was taken to court he asked to use the toilet and disappeared.

After he was caught he escaped from Johannesburg prison using a false name in 2009. When he was re-arrested he managed to get himself released from the Randburg Magistrate's Court by claiming he was somebody else.

He was rearrested and escaped from Johannesburg prison in March 2012. He was caught in October that year.

The escapes stopped when the investigating officer, a Detective Sergeant Phakedi, asked for Murovhi to be placed at a high-risk facility, and took charge of transporting him to and from court.

He was sentenced to eight life sentences for the eight rapes. He got 580 years for 29 charges of housebreaking with intent to rob and robbery, and 200 years for 10 charges of robbery with aggravating circumstances. He was sentenced to 81 years for escaping from custody, arson, unlawful possession of a firearm, and theft.

[Source: *News 24, Sunday, 2 August 2015]*

5.1 Discuss the reasons why Lucky Murovhi's case was heard in the Johannesburg High Court. (6)

5.2 Sentenced prisoners must be assessed as soon as possible on admission into the correctional centre to determine certain needs.

Name any FIVE of these needs. (5)

5.3 Describe the type of facility where Lucky Murovhi will be placed to serve his sentences and explain the reason for this placement. (4)

5.4 Discuss the methods of securing the attendance of Luck 'Spiderman' Murovhi in court as stipulated in section 38 of the Criminal Procedure Act (Act No 51 of 1977). (5)
[20]

TOTAL SECTION C: 20

SECTION D

Answer only ONE of the two questions in this section.

QUESTION 6

Parole is an internationally accepted mechanism that allows for the conditional release of offenders from a correctional centre into the community prior to the expiration of their entire sentences of imprisonment, as imposed by a court of law.

6.1 Discuss the release of offenders under parole placement and the conditions set for each release. (13)

6.2 Explain the concept of correctional supervision. (7)
[20]

OR

QUESTION 7

Another fuel station was robbed by five armed men at a shopping complex early yesterday. This was the second incident where a garage was robbed by armed men wearing balaclavas in two days, where an undisclosed amount of money, cigarettes and airtime were stolen.

Discuss the impact that crime has on businesses and the role that business communities play in the fight against crime. (20)
[20]

TOTAL SECTION D: 20
GRAND TOTAL: 100

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