higher education & training

Department:
Higher Education and Training
REPUBLIC OF SOUTH AFRICA

NATIONAL CERTIFICATE (VOCATIONAL)

GOVERNANCE
NQF LEVEL 4

(8011004)

27 February 2018 (Y-Paper)
13:00–16:00

This question paper consists of 8 pages.

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TIME: 3 HOURS
MARKS: 100

NOTE: Any work you do not want to be marked must be clearly crossed out.

INSTRUCTIONS AND INFORMATION

1. Answer ALL questions.
2. Read ALL the questions carefully.
3. Number the questions according to the numbering system used in this question paper.
4. Leave a space and rule of across the page on completion of EACH question.
5. Write neatly and legibly.

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SECTION A

QUESTION 1

Complete the following sentences by filling in the missing words from the list below. Write only the word(s) next to the question number (1.1.1–1.4.3) in the ANSWER BOOK.

responsible; observe; family; community police forums (CPF); government; child; solutions; human rights; constitution; police; accountable; National Security; victim; intentions; directed; identify

1.1 As required by the (1.1.1) …, the (1.1.2) ... Act was enacted to regulate the police services in South Africa. (2)

1.2 The FCS unit of the SAPS polices the following crimes: (1.2.1) ... violence and (1.2.2) … protection. (2)

1.3 As appointed officials, members of the SAPS are required to be (1.3.1) ... for their actions and (1.3.2) ... to the public and not violate their (1.3.3) ... (3)

1.4 The (1.4.1) ... is a forum or place where people gather in order to (1.4.2) … and discuss crimes and crime-related problems in that station area and to jointly find (1.4.3) ... to those problems. (3)
[10]

QUESTION 2

Indicate whether the following statements are TRUE or FALSE. Choose the answer and write only 'true' or 'false' next to the question number (2.1–2.10) in the ANSWER BOOK. Correct the answer when it is FALSE.

2.1 The Public Protector can investigate maladministration.

2.2 An example of a non-complaint activity is the reporting of a crime.

2.3 Detectives work all hours of the day.

2.4 Police File gathers valuable information from the public and involves them in solving crimes.

2.5 A CPF consists of the station commander and some other police officials only.

2.6 Awaiting trail detainees have a unique status, and are protected by a set of rights and requirements that differ from those of sentenced offenders.

2.7 The SANDF consists of the South African Army only.

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2.8 IPID can investigate complaints against court officials.

2.9 The Public Protector may make recommendations and take remedial action.

2.10 When a crime is reported a detailed statement should be obtained from the complainant.

[10]

QUESTION 3

Choose a description from COLUMN B that matches an/a item/word in COLUMN A. Write only the letter (A–L) next to the question number (3.1–3.10) in the ANSWER BOOK.

COLUMN A		COLUMN B	
3.1	Can investigate government at any level	A	being in prison
3.2	Nepotism	B	investigation of murder
3.3	Jurisdiction	C	military information about enemies
3.4	Impropriety	D	independent complaints directorate
3.5	Non-complaint Activity	E	being indecent
3.6	Complaint activity	F	favouritism shown to relatives
3.7	Intelligence	G	maintenance of public order
3.8	Incarceration	H	detention
3.9	Partners in governance	I	Public Protector
3.10	Badge or emblem of office	J	power and authority
		K	Government, business and civil society
		L	insignia

(10 × 1) **[10]**

TOTAL SECTION A: 30

SECTION B

QUESTION 4

Answer the following short questions.

4.1 Explain the workings of the Public Protector. (6)

4.2 List FOUR state institutions that strengthen our constitutional democracy. (4)
[10]

QUESTION 5

Answer the following short questions about human rights in South Africa.

5.1 What should be included in evidence reports? (4)

5.2 What does the SAHRC do? (3)

5.3 What does the conclusion of a report contain? (3)
[10]

TOTAL SECTION B: 20

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SECTION C

QUESTION 6

Read the following article carefully and answer the questions.

BATHO PELE PRINCIPLES IN THE SPOTLITE

The government has reiterated its commitment to implement an effective and efficient public service.

This was demonstrated when services were brought to farming communities during the Batho Pele celebrations, held at Schuitdrift farm, 49km outside Musina. Led by Mayor Carol Phiri, government and municipal officials provided services for the local communities who usually travel to town to access those services. Phiri said it was important to restore the dignity of all South Africans after 20 years of democracy. 'Everyone has the right to access government services, despite their geographical location. Community members should report if government and municipal officials are not treating them with dignity. That is why we encourage employees to have identification cards, so that community members are able to identify them. Our wealth is our people and that is why we make sure that they all enjoy the fruits of our freedom. As a responsible government, we are compelled to abide by Batho Pele principles whenever we serve our people. We will ensure that public servants are appropriately skilled to render services to citizens with speed and at Batho Pele principles. Phiri said Batho Pele principles were developed to serve as acceptable policy and legislative framework regarding service delivery in the public service. 'These principles are aligned with the constitutional ideals of promoting and maintaining high standards of professional ethics, providing service impartially, fairly, equitably and without bias, utilising resources efficiently and effectively and responding to people's needs. We encourage our citizens to participate in the processes of policy and decision making of their democratic government. Our benchmark is to render an accountable, transparent, and development-oriented public administration. She said all government officials and councillors should always adhere to Batho Pele principles.

'In addition to the Batho Pele principles, we are rolling out campaigns that include instilling an ethos of public service aimed at inculcating a new culture of responsiveness, dedication and patriotic commitment in the minds of public servants as part of a strategy of building a public service cadre,' she added. Government departments and stakeholders that were there to render services include the Musina Municipality, Independent Electoral Commission (IEC), South African Social Security Agency (SASSA), Health and Social Development, Home Affairs, Fire and Rescue Services, Public Works and Treasury.

Source: Limpopo Mirror– 1 Nov 2013 Online at: http://www.limpopmirror.gov.za

6.1 What does Batho Pele stand for? (1)

6.2 What does the Batho Pele principles govern in the SAPS? (1)

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6.3 Can the Batho Pele principles be used outside of the SAPS? Motivate your answer. (2)

6.4 List the Batho Pele principles. (8)

6.5 Who can investigate breaches of the Batho Pele principles? Motivate your answer. (3)
[15]

QUESTION 7

Read the following case study carefully and answer the questions.

7.1 In a report that was recently published, the alleged influence of a certain family on the President of the Republic of South Africa has made public waves. The investigation was done by a state institution listed in Chapter 9 of the Constitution, 1996. The report is referred to as the "state capture report".

7.1.1 Which Chapter 9 institution investigated this matter? (1)

7.1.2 Which bodies/people fall under the jurisdiction of the body mentioned in QUESTION 7.1 and can be investigated by it? (4)

7.2 Officer Malebo arrested a man for drunk driving. He completed an arrest report that contained the following:

'Man was under the influence of alcohol in Rubenstein street while driving.'

7.2.1 What type of report is an arrest report? (1)

7.2.2 Discuss ONE characteristic of a good report that this officer did not adhere to. (3)

7.3 A police officer in civilian clothes visited a coffee shop when a man assaulted his female companion. The police officer was uncertain if he had the power to intervene.

7.3.1 Must the officer assist in this instance? (1)

7.3.2 Discuss by making use of the police code of conduct the answer you have given in QUESTION 7.3.1. (3)

7.3.3 If the officer did not intervene, to whom can the public lodge a complaint and why? (2)
[15]

TOTAL SECTION C: 30

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SECTION D

QUESTION 8

Arrest is a lawful way of depriving people of their freedom. Police officials should make sure that they act in accordance with the procedures prescribed for lawful arrest, otherwise they can face an action of wrongful arrest.

Use your own case study and discuss in detail the requirements for lawful arrest, as well as the procedure to be followed after the arrest was made.

[20]

TOTAL SECTION D: 20
GRAND TOTAL: 100

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