

CURRICULUM VITAE:

CHUMA HIMONGA



Professor
Faculty of Law,
Department of Private Law
University of Cape Town (UCT)

PERSONAL DETAILS

Date of birth: 15 November 1952
Age: 64
Nationality Zambian
Residence: South African permanent resident
Disability: None

EDUCATIONAL QUALIFICATIONS

1985 PhD (London School of Economics and Political Science, University of London)

Title: “Family Property disputes: The predicament of women and children in a Zambian urban community”

1978 LL.M (King's College, University of London)

1976 LLB (School of Law, University of Zambia)

EMPLOYMENT

1. Current positions:

- Full Professor (2002)
- Holder of the DST (SARChI) Chair in Customary, Law, Indigenous Values and Human Rights (UCT), which is funded and managed by the National Research Foundation (NRF).
- Warden of All Africa House (a residence for short-term national and international academic visitors to UCT, and established to act as a link between UCT and other academic institution in Africa) (appointed 2005)

2. Previous

	Location	Employer	Position
2007	Rondebosch, Cape Town	University of Cape Town, Faculty of Law	Deputy Dean, Postgraduate studies
2003-2005	Rondebosch, Cape Town	University of Cape Town, Faculty of Law	Deputy Dean
1999	Rondebosch, Cape Town	University of Cape Town, Faculty of Law	Associate Professor
1988-1994	Bayreuth, Germany	University of Bayreuth	Akademische Ratin Auf Zeit
1986-1987	Lusaka, Zambia	University of Zambia, School of Law	Assistant Dean
1978-1988 (study leave 1981-1985)	Lusaka, Zambia	University of Zambia, School of Law	Lecturer
1976-1978	Lusaka, Zambia	University of Zambia, School of Law	Staff Development Fellow

RESEARCH INTERESTS

Research interests: Law of Persons and Marriage, African Customary Law, Comparative African Family Law, Legal Pluralism, Women's and Children's Rights under Customary Law in Southern Africa and Human Rights as they relate to family law.

RESEARCH EXPERIENCE AND SKILLS

1. Rating and the Chair

- NRF-Rated Researcher, established national and international researcher
- DST Chair in Customary Law, Indigenous Values and Human Rights (Chair) was awarded to me in 2010 to replace an existing Chair: This Chair was established under the South African Research Chairs Initiative (SARChI) by the South African Department of Science and Technology. The purposes of a SARChI Chair are to: ‘advance the frontiers of knowledge through focused research in identified fields or problem areas; stimulate and coordinate the work of other researchers active in identified fields or problem areas; teach/supervise postgraduate level students and postdoctoral researchers whose learning should be embedded in the field of the research focus; provide a critical locus for the development of excellence in ideas and capacity; and promote gender and racial equity in the scientific community.’ The research of the Chair focuses on the actual workings of customary law as a normative system in a legally and culturally pluralistic field, and on how customary law interacts with other components of the legal system, including common law and human rights law. Following a successful evaluation and review by discipline-specific experts selected from both the national and international research community in 2014, the NRF approved continuation of the Chair for another five-year funding cycle, to 2019. An identified strength of the Chair in the review was its socio-legal interdisciplinary nature.

2. Research Conducted and Research Collaboration

I have conducted research, and collaborated in research projects as follows:

- The Chair research on the “Formation of and Patterns of Customary Marriages in Zambia: A Socio-Legal Study” (on-going).
- The Chair research on “Dissolution of customary marriage in the South African legal pluralism Context” (on-going).
- The Chair research on the “Operation of Recognition of Customary Marriages Act and the Bhe Rules of Succession” (UCT, 2012 -2015).

I have collaborated in research with scholars at both international and national levels and with academic and non-academic (community-based) partners as follows:

- **University of Ottawa Research Chair on Legal Diversity and Indigenous Peoples:** This international collaboration partnership conducts research on *The State and Indigenous legal cultures: law in search of legitimacy*. The

partnership, led by the above Chair, is with several Universities, and traditional leaders in the collaborating countries. It conducts research on the co-existence of aboriginal/indigenous and non- aboriginal/indigenous legal cultures. The project also involves collaboration with the National House of Traditional Leaders which should conduct research on aspects of customary law with the support of the Chair. I am the principal investigator in the Southern Africa sub-project of the partnership under which two case studies have been investigated: “Formation of and Patterns of Customary Marriages in Zambia: A Socio-Legal Study” and “Dissolution of customary marriage in the South African legal pluralism Context”.

- **School of Public Health and Family Medicine, University of Cape Town:** I collaborated in an interdisciplinary research project under the auspices of the Programme for Enhancement of Research Capacity (PERC): African Research Project on Knowledge Production. This project, located at the University of Cape Town, was aimed at promoting research capacity by bringing together academics at a range of career stages from several disciplines. The collaboration was between researchers at the Universities of the Western Cape, Warwick, Maastricht and 6 civil society organisations in the Western Cape under the umbrella of the Learning Network (LN). The partners in the LN collaborate to develop best practice for realising the right to health. The PERC component of the LN was structured to extend existing research to produce new perspectives on the right to health drawing on ideas rooted in African philosophies, including *Ubuntu* other than the ‘hegemonic’ ideas arising from Western theorists.
- **National Movement of Rural Women (South Africa):** This research collaboration involved members of a community-based organisation in the collection of data in rural areas of five provinces of South Africa for the empirical research project of the Chair in on customary marriage and succession from 2012 to 2015
- **FORAREA (Bavarian research network for area-studies).** The research for this project was conducted between 1995 and 2002. It was conducted under an agreement between the Network and the (then) Bavarian State Ministry for Science, Research, Education and the Arts and defined under the rubric “interdisciplinary and interuniversity research on regions outside Europe”
- **Southern and Eastern Africa Research Centre in Women’s Law (University of Zimbabwe)** Mid-Term Review of Oxfam America Gender and Law Programmes, Harare, 2003.
- **University of Bayreuth, Germany:** Research on Zambian family law and succession within the Sonderforschungsbereich 214 Identität in Africa (1988-1994).
- **University of Zimbabwe, Children and Law in Eastern and Southern Africa (CLESA)** (1996, Harare, Zimbabwe).

- **University of Zimbabwe: Women and Law in Southern Africa Research Trust (WLSA)** (1988-1993 as active researcher and associate researcher)

RESEARCH AWARDS, RECOGNITION AND GRANTS

1. Awards and Recognition

- 2016 Alan Pifer Research Award, the Vice-Chancellor's Award, made annually in recognition of outstanding research that demonstrates relevance to the advancement and welfare of South Africa's disadvantaged people.
- UCT Vice-Chancellor's Exceeds Award in recognition of exceptional performance during the 2015/2016 annual performance cycle.
- Dean of Law Faculty conference to celebrate indigenous customary law at UCT and the research of Professors Chuma Himonga and Tom Bennett, Kramer law building, Middle Campus, 13 March 2017.

2. Research and Travel Grants and Scholarships

- 2016 University Research Committee grant to host a Conference on the recording of customary law in South Africa and Canada.
- 2016 URC international travel conference grant (Association African Studies Conference, USA).
- 2013 URC research grant.
- 2011 URC grant for hosting the conference on the living realities of legal pluralism.
- 2010 Faculty Research Committee (FRC) research Grant.
- 2009 FRC research grant.
- 2008 URC Sabbatical leave travel grant.
- 2006 URC research grant
- 2005 2002 URC research grant.
- 2001 University of Bayreuth, travel grant for visiting professorship.
- 2001 Centre for Applied Legal Studies, University of the Witwatersrand to attend a workshop in Johannesburg.
- 2000 University of Bayreuth, travel grant for visiting professorship.
- 2000 Interights London travel grant to attend a workshop in Blantyre, Malawi.
- 2000 Interights London travel grant to attend a workshop in Zambia.
- 2000 URC research grant.
- 1999 Women and Law in Southern Africa Research Project (WLSA). Travel grant to attend a workshop in Swaziland.
- 1999 URC research grant.
- 1998 WLSA travel grant to attend a workshop in Gaborone.
- 1998 Children and Law in Eastern and Southern Africa.(CLESA)

grant to attend a workshop in Harare

- 1997 CLESA travel grant to attend a workshop in Harare
- 1997 University of Bayreuth travel grant to attend a conference in Bayreuth, Germany
- 1997 University of Indiana travel grant to present the Hans Wolff Memorial Lecture and attend a workshop in Indiana
- 1997 University of Witwatersrand Gender Research Project travel Grant to attend a workshop in Johannesburg
- 1997 Commission for Gender Equality travel grant to attend a Workshop in Johannesburg.
- 1997 URC research grant.
- 1981 The Commonwealth Scholarship for PhD research.

3. Other Significant Scholarly Engagements

- Appointed to the NRF Rating Specialist Committee for Law for four years (from April 2017).
- I Presented a lecture in the NRF series ‘Exploring Marriage in the 21st Century: Law, Marriage and Lobola’ (2014). As part of the commitment to increase public engagement with science, the NRF collaborates with universities and SAfm radio station (with a listenership of over 500 000) to host its series for Society and Science lectures. The main aim of these lectures is to showcase the work the SARChi Chairs are doing to address the challenges that face South Africa today.
- I was a member of the Board of the International Association of Law School (2005 to 2010).
- As Warden of All Africa House:
 - I convened a considerable number of public seminars open to the university community and the general public. I hosted some of these seminars in collaboration with student organisations at UCT. The seminars were aimed at cultivating a culture of debate among students, staff and the public on issues of importance to the African continent, as well as developing student leadership and social skills.
 - I convened postgraduate seminars open to all postgraduate students at UCT. The objectives of the seminars were: to promote and enhance writing and communication skills in postgraduate research through expert facilitated seminars/workshops, as well as sharing of research experiences from interdisciplinary academic fields; to provide a forum for social interaction, networking and moral support among postgraduate students; and to create a platform for sharing research knowledge among the students.
 - Since 2010, I have convened and coordinated the All Africa House Academic Fellowship Programme for young to mid-career

academics from African Universities outside of South Africa. The Fellows come to UCT to write up completed research for publication, or to develop course materials for teaching in their home institutions. The Fellows are hosted by UCT senior academics across the University's Faculties.

- I was a member of the International Working Group of legal educators that established the International Association of Law Schools (2004-2005).
- I chaired the seven-member international committee to plan the International Association of Law Schools Educational Conference on 'Effective Techniques for Teaching about other Cultures and Legal Systems' held in Montreal, Canada, 30 May 2008.
- Visiting scholar to Queen's University Faculty of Law for two weeks to engage with researchers at Queen's and to teach a 1-credit 12 hour course (2008).
- Member of the South African Law Reform Commission Project Committee on African Customary Law (2003-2006).
- Co-founder of the Women and Law in Southern Africa Research Project (WLSA) covering Botswana, Lesotho, Mozambique, Swaziland, Zambia, and Zimbabwe in 1988, and I remained a Research Associate of the Project until 1993.
- I held guest lectureships at the University of Bayreuth in 1997, 2000, 2001 and 2006.
- I lectured as a visiting lecturer in the LLM programme on Human Rights and Democratisation in Africa at the University of Pretoria (2005, 2006).
- Since 2004, I have served on the Southern and Eastern African Board, which oversees SEARCWL's Masters Programme.
- I served on the Conference Advisory Group for the Association of American Law Schools (2004)
- Attended the HERS, Mid-America Summer Institute for Women in Higher Education Administration, Bryn Mawr College, USA (2002).
- I co-facilitated the workshop on the 'Role of Lower Courts in the Enforcement of Human Rights and Administration of Justice in the Lower Courts in Malawi and Zambia (Blantyre 28 March - 2 April 2000)
- I co-facilitated the workshop on the 'Role of Lower Courts in the Enforcement of Human Rights and Administration of Justice in Malawi and Zambia (Lusaka, 19-24 June 2000).

- I participated in the Focus Group Discussion of the South African Law Commission/Department of Welfare and Population Development Project 110 to review the Child Care Act (Bantry Bay, 27 June 2000).
- I was a member of the Zambia Association for Research and Development (1988-2000)
- I co-facilitated the commencement and methodological workshops of two WLSA research projects: ‘Gender Violence and the Administration of Justice’ (May 1999) and ‘Women and the Administration of Justice Delivery: Problems and Constraints (1998)
- I presented the Hans Wolff Memorial lecture at the University of Indiana, Bloomington (1997).
- I am a member of the scientific and editorial board of the Journal of Comparative Law in Africa.
- I have reviewed/assessed several applications for the NRF for rating scholars as researchers.
- I have peer-reviewed potential publications for a number of international and national journals, including the South African Journal of Human Rights; South African Law Journal; Stellenbosch Law Review; Journal of Juridical Sciences; Journal of Legal Pluralism, Canadian Journal of African Studies; Potchefstroom Electronic Law Journal and the Malawi Law Journal.

PUBLICATIONS

1. Books/Manuals

- 2016 Family and Succession Law (Zambia), Supplement 81, *International Encyclopaedia of Laws* Kluwer Law International, pp. 266
- 2015 (with E Moore) *Reform of Customary Marriage, Divorce and Succession Living Customary Law and Social Realities*, Juta & Co. (Pty) Ltd pp. 374.
- 2014 (with T Nhlapo (eds), *African Customary Law in South Africa Post-Apartheid and Living Law Perspectives*, Oxford University Press Southern Africa (Pty) Ltd.
- 2011 Family and Succession Law (Zambia), revised, *International Encyclopaedia of Laws, Family Law and Succession Law*, Wolters Kluwer Law Business pp. 234.

- 2008 Family and Succession Law (Zambia), revised, 2002
International Encyclopaedia of Laws, Family Law and Succession Law
Kluwer Law International suppl, pp214.
- 1995 *Family and Succession Law in Zambia: Developments Since Independence*, Munster, Lit. Verlag, pp. 335.

2. Chapters in Books

- 2014 ‘The Nature and Concept of Customary Law’ in C Himonga and T Nhlapo (eds), *African Customary Law in South Africa Post-Apartheid and Living Law Perspectives* Oxford University Press Southern Africa (Pty) Ltd, 23-39.
- ‘Consequences of Marriage’ in C Himonga and T Nhlapo, *African Customary Law in South Africa Post-Apartheid and Living Law Perspectives* (2014), Oxford University Press Southern Africa (Pty) Ltd, 23-39.
- 2014 ‘Dissolution of a Customary Marriage by Divorce in J Heaton (ed) *The Law of Divorce and Dissolution of Life Partnerships in South Africa*’, (Juta & Co. Ltd, 231-278.
- 2014 (with G Hagg ‘Twenty Years of Reconciling Traditional Governance with Modern Democracy’ in Meyiwa, T, Nkondo, M, Chitiga-Mabugu, M, Sithole, M, Francis Nyamnjoh, *State of the Nation 2014. South Africa 1994-2014: A Twenty-Year Review*, HSRC Press, 106-126.
- 2013 (with A Pope), *Mayelane v Ngwenyama and Minister for Home Affairs: A Reflection on Wider Implications*, in A Claassens & D Smythe (eds), *Marriage, Land and Custom*, Juta & Co. Ltd, 318-338.
- 2012 ‘Constitutional Rights of Women under Customary Law in Southern Africa: Dominant Interventions and "Old Pathways"’ in B Baines et al (eds) *Feminist Constitutionalism Global perspectives*, Cambridge University press 317-335.
- 2012 ‘Taking the Gap – “Living Law Land Grabbing” in the Context of Customary Succession Laws in Southern Africa’ in H Mostert and T Bennett (ed) *Pluralism and Development Studies in Access to Property in Africa ACTA Juridica* 114-139.
- 2012 Exploring the Concept of Ubuntu in the South African Legal System’ in U Kischel et al *Ideologie und Weltanschauung im Recht* Mohr Siebeck 1- 22 (peer reviewed conference proceedings).
- 2011 ‘The Future of Living Customary Law in African Legal Systems in the Twenty-First Century and Beyond with Special Reference to South Africa’ in J Fenrich et al (ed) *The Future of African Customary Law* Cambridge University Press 31-57.

- 2011 (with J Stewart) 'Teaching Women, Social Realities, Family and the Law' in African Legal Systems' in A Tsanga/J Stewart *Women and Law: Innovative Approaches to Teaching, Research and Analysis* Weaver Press 223-257.
- 2010 'The Response of State Law to Religious, Linguistic, Cultural and Ethnic Diversity in Zambia' in Marie-Claire Foblets et al (eds) *Cultural Diversity and the Law: State Responses from Around the World*, Conference Proceedings (), Bruylant 306-331.
- 2008 'African Customary Law and Children's Rights: Intersections and Domains in a New Era' in Julia Sloth-Nielsen (ed) *Children's Rights in Africa A Legal Perspective*, Ashgate Publishing Company Limited 73-91.
- 2007 Revision of *Wille's Principles of South African Law* (2007), Francois Dubois (ed) Juta & CO, 145-386:
 - Chapter 8 Birth, name, domicile and death;
 - Chapter 9 - Unborn persons
 - Chapter 10 - Females
 - Chapter 11 - Children (minors)
 - Chapter 12 - Extra-marital children
 - Chapter 13 – Marriage
 - Chapter 14 - (with Dubois) Life partnerships
 - Chapter 15 - Mentally incapacitated persons.
- 2006 Taking Stock of Changes to Customary Law in a New South Africa' in *Essays in Honour of AJ Kerr*, Butterworths Lexis Nexis, 215-235.
- 2006 (with R Manjoo), 'What's in a Name? The Identity and Reform of Customary Law in South Africa's Constitutional Dispensation' in MO Hinz, (ed), *The Shade of New Leaves: Governance in African Tradition a Southern Africa Perspective* Muster Lit 329-350.
- 2003 (with H Sippel, U Spellenberg & U Wanitzek) 'The legal Dimension of Conflicts between Cultural Rights and Economic Actions in South Africa and Namibia' in H Kopp (ed) *Area Studies, Business and Culture: Results of the Bavarian Research Network Forarea* LIT Verlag Munster 282-290.
- 2000 'Law and Gender in Southern Africa: Human Rights and Family Law' in Y Bradshaw & S Ndegwa (eds) *The Uncertain Promise of Southern Africa*, University Press, 275-300.
- 1998 'The Right of the Child to Participate in Decision-Making: A Perspective from Zambia', W Ncube (ed) *Law, Culture Tradition and Children's Rights in Eastern and Southern Africa*, Ashgate Dartmouth, 95-128.

- 1997 'Law and Culture in South Africa: Towards an Understanding of a Pluralistic Legal system', R Blanpain (ed), *Law in Motion* (1), The Hague, Kluwer International (Conference proceedings), 75-98.
- 1997 (with U Spellenberg & K. Adjamagbo-Johnson) 'Recent Developments in Succession Law' in R Blanpain (ed.) *Law in Motion*, Kluwer Law International (Conference proceedings), 711-749.
- 1995 'Women and Law in Southern Africa Research Project: Bridging the Divide between Scholarship and Action', in R Mechthild & G Ludwar-Ene (eds.), *Gender and Identity in Africa*, Hamburg, Lit Verlag, 197-214.
- 1993 'Protection of Widows and Administration of Customary Estates in Zambian Courts', in G Ludwar-Ene & R Mechthild (eds), *Gros-Plan sur les Femmes en Afrique/Afrikanische Frauen im Blick/Focus on Women in Africa*, University of Bayreuth African Studies Series, 159-195.
- 1990 'Integration of Family Law in Zambia: Marriage and Succession Law' in J Abun-Nasr/U Spellenberg/U Wanitzek (eds) *Law, Society and National Identity in Africa*, Hamburg, Helmut Buske Verlag, 163-182.
- 1990 International 'Kidnapping' of Children and Determination of Custody: An African Perspective' *9th Commonwealth Law Conference, Conference Papers*, Commerce Clearing House, New Zealand Ltd., 291-300.
- 1990 (with K Turner & C Beyani) 'An Outline of the Legal Status of Women in Zambia' in J Stewart & A Armstrong (eds), *The Legal Situation of Women in Southern Africa*, University of Zimbabwe Publications, 139-164.
- 1989 (with B Kamuwanga) 'Legal Scholarship in Zambia' in M Guadagni (ed.), *Legal Scholarship in Africa*, Università degli studi di Trento, 175-201.
- 1989 (with C Beyani) 'Access to Legal Education and the Legal Profession in Zambia' in N Kibble/R Dhavan/W L Twining (eds), *Access to Legal Education and the Legal Profession* London, Butterworths, 234-244.
- 1987 'Property Disputes in Law and Practice: Dissolution of Marriage in Zambia' in A Armstrong (ed) *Women and Law in Southern Africa*, Harare, Zimbabwe Publishing House, 56-84.

3. Articles

- 2016 (with K Button & E Moore) 'South Africa's System of Dispute Resolution Forums: The Role of the Family and the State in Customary Marriage Dissolution' *Journal of Southern African Studies* 42(2) 299-316).
- 2014 (with L London *et al*) 'Social Solidarity and the Right to Health: Essential Elements for People-Centred Health Systems' *Health Policy and Planning*, vol 30, issue 7, 938-945.

- 2014 (with M Stuttaford *et al*) ‘The Right to Traditional, Complementary, and Alternative Health’ Care *Global Health Action*, 1-8, <http://www.globalhealthaction.net/index.php/gha/article/view/24121>.
- 2013 (with A Pope & M Taylor) ‘Reflections on Judicial views on uBuntu’ *Potchefstroom Electronic Law Journal* - PELJ 2013(16) (5) [http://www.nwu.ac.za/p-per/2013\(16\)5](http://www.nwu.ac.za/p-per/2013(16)5).
- 2013 ‘Right to Health in an African Cultural Context: the Role of Ubuntu in the Realisation of the Right to Health with Special Reference to South Africa’ (2013) *Journal of African Law* 57-2, 165-195.
- 2013 (with A Pope) ‘Mayelane v Nwenyama and Minister for Home Affairs: A Reflection on Wider Implications’ (2013) *ACTA Juridica* 318-338.
- 2011 ‘Taking the Gap - 'Living Law Land Grabbing' in the Context of Customary Succession Laws in Southern Africa’ (2011) *ACTA Juridica* 114-139.
- 2010 ‘State and Individual Perspectives of a Mixed Legal System in Southern African Contexts with Special Reference to Personal Law’ (2010) *Tulane European and Civil Law Forum* vol. 25, 23-36.
- 2010 ‘Goals and Objectives of Law Schools in their Primary Role of Educating Students: South Africa – The University of Cape Town School of Law Experience’ (2010) *Penn State International Law Review* vol 29, number 1, 41-59.
- 2009 Review article, Women and Custom in Namibia: Cultural Practice Versus Gender Equality? OC Ruppel (ed), Macmillan education, Windhoek, 2008, pp. 228 in *Namibia Law Journal* Vol 1 Issue 1 January (2009), 123-127.
- 2009 (with Rashida Manjoo) ‘The Challenges of Formalisation, Regulation and Reform of Traditional Courts in South Africa’ (2009) *Malawi Law Journal*, 3, 2, 157-181.
- 2008 ‘Zambia, Breaking the Tie, Enduring Fragmentation, and Reform Beyond 2007: the Matrimonial Causes Law’ (2008) *International Survey of Family Law* 497-523.
- 2007 (with Anita Cook) ‘A Child’s Autonomy with Special Reference to Reproductive Medical Decision-Making in South African Law: Mere Illusion or Real Autonomy?’ (2007) 15 *The International Journal of Children’s Rights* 323-363.
- 2005 ‘African Customary law in South Africa – Many Faces of Bhe v Magistrate Khayelitsha’ (2005) *Recht in Afrika* 163-183.

- 2005 'The Advancement of African Women's Rights in the First Decade of Democracy in South Africa: the Reform of the Customary Law of Marriage and Succession' (2005) *Acta Juridica* 82-107.
- 2003 'Transforming the Family Law Landscape: The Role of the Courts (South Africa) (2003) *International Survey of Family Law*, 421-437.
- 2003 'Inheritance Conflicts over the Matrimonial Home: Safeguarding the Family against Homelessness (Zambia)' (2003) *The International Survey of Family Law* 461-469.
- 2002 'Implementing the Rights of the Child in African Legal Systems: The Mthembu Journey in Search of Justice' (2002) *International Journal of Children's Rights* 9, 89-122.
- (2001 'Zambia: Protecting the Minor Child's Inheritance Rights' (2001) *The International Survey of Family Law* 457-473.
- 2000 (with C Bosch) 'The Application of Customary Law under the Constitution of South Africa: Problems Solved or Just Beginning?' (2000) *SALJ Vol.* 117 306-341.
- 1998 'A Legal System in Transition, Cultural Diversity and National Identity in Post-Apartheid South Africa' (1998) *Recht in Africa Law in Africa (Gesellschaft für Afrikanisches Recht)*, heft 1, 1-23.
- 1995 (with Armstrong et al) 'Towards a Cultural Understanding of the Interplay between Children's and Women's Rights: An Eastern and Southern African Perspective' (1995) no 3, 334-368.
- 1994 'The Dual Family Law System in Zambia: Co-Existence and Operation' (1994), *Law and Anthropology (Martinus Nijhoff Publishers)*, 7, 239-260.
- 1993 (with Armstrong et al) 'Uncovering Reality: Excavating Women's Rights in African Family Law' (1993), *International Journal of Law, Policy and the Family*, vol. 7, 3, 271-368.
- 1991 'The Integration of the Laws of Succession in Zambia' (1991) *Verfassung Recht in Übersee* (4), 337-61.
- 1991 '(with M Munachoonga) Rural Women's Access to Agricultural Land in Settlement Schemes in Zambia: Law, Practice and Socio-economic Constraints' (1991) (*Third World Legal Studies*, 59-74.
- 1990 'The Legal Position of Women in Zambia: Research Methodologies and Application' *Perspectives on Research Methodology* (1990)) *Working Paper No. 2*, Women and Law in Southern Africa Research Project, Harare, 24-39.

- 1989 'The Law of Succession and Inheritance in Zambia and the Proposed Reform' (1989) *International Journal of Law, Policy and the Family*, vol. 3, 2, 160-176.
- 1988 'A Reflection on the Validity of the Common Law Marriage in Zambia', *Zambia Law Journal* (1988) vol. 20, 1-10.
- 1979 'Some Aspects of the Zambian Marriage Act' (1979) *Zambia Law Journal* (University of Zambia), vol. 2, 23-44.
- 1978 (with M. Ndulo) 'The People v. Chasonke' *Zambia Law Journal*, 1978, vol. 10, 90.

RESEARCH AND COMMISSIONED REPORTS AND ELECTRONIC COMMENTS

- 2015 (With E Moore) Reform of Customary Marriage, Divorce and Succession in South Africa: Living Customary Law and Social Realities, Report (2015), Juta and Co Ltd. <http://jutaacademic.co.za/uploads/SAR/>
- 2013 "Why the Constitutional Court's recent *Mayelane* judgment punishes the wrong people n Tsonga customary marriages" www.customcontested.co.za
- 2003 (with J E Stewart) Mid-Term Review of Oxfam America Gender and Law Programmes, Report 2003 pp 84, SEARCWL, Harare,

TEACHING, POSTGRADUATE SUPERVISION, EXTERNAL EXAMINATIONS, STUDENT MENTORING

1. Undergraduate Teaching (UCT)

Until 2010 when I was awarded the Chair in Customary Law, I taught the courses on the Law of Persons and Marriage (preliminary level of the LLB) and African Customary Law (final level of the LLB).

2. Postgraduate Teaching (Supervision) (UCT)

- LLM minor dissertations:
 - Patricia Nyaundi
 - Sonya Cotton
 - Chisomo Mosekera)
- MPhil thesis by dissertation only: (Louise Ehlers) (co-supervision)

- LLM by dissertation only:
 - Reon Cloete
 - Sandra Kayereka
 - Kagiso Maphalle (co-supervision)

- PhD:
 - Rebecca Badejogbin
 - Zama Chauke (co-supervision)
 - Brian Dennison
 - Anthony Diala
 - Fatima Osman
 - Ghada Shawgi (co-supervision)
 - Rhianon Thomas (Abandoned) (co-supervision)

3. External Examination

- LL.B University of Swaziland (2007-2008)
- University of the Western Cape (Advanced Family Law) (2005)
- University of Stellenbosch (LL.M thesis) (2003)
- LLB Rhodes University (Law of Persons) (2002-2003)
- LLB Rhodes University (Law of Husband and Wife) (2002-2003)
- LLB University of the Western Cape (Law of Persons) (2002-2007)
- LLM research report University of the Witwatersrand (2000)
- LLB University of the Western Cape (African Customary Law) (1998)
- University of Zambia School of Law (2010-2012)

4. Non-degree teaching

- 2007 Teaching African Customary Law to Candidate Attorneys (CA) at Edward Nathan and Sonneberg Attorneys, Cape Town (I scored the highest rating by CA's for excellent teaching).
- 2009 Teaching African Customary Law to Candidate Atornerys (CA) at Edward Nathan and Sonneberg Attorneys, Cape Town.
- 2010 Teaching African Customary Law to Candidate Attorneys (CA) at Edward Nathan and Sonneberg Attorneys, Cape Town.
- 2011 Teaching African Customary Law to Candidate Attorneys (CA) at Edward Nathan and Sonneberg Attorneys, Cape Town.

- 2012 Teaching African Customary Law to Candidate Attorneys (CA) at Edward Nathan and Sonneberg Attorneys, Cape Town.
- 2015) Teaching African Customary Law to Candidate Attorneys (CA) at Edward Nathan and Sonneberg Attorneys, Cape Town (I scored the highest rating by CA's for excellent teaching.
- 2003-2006 I lectured in the Women's Law Master Programme at the Southern and Eastern African Regional Centre for Women's Law (SEARCWL), University of Zimbabwe.
- 1998-2005 I presented annual lectures on various legal subjects to nursing students in the Department of Nursing, UCT.

5. Mentorship

I have mentored young scholars (at the time) into writing and publishing through taking the initiative and the lead in joint authorship of publications in my fields of research (i.e. articles with C Bosch, A Cook, and M Taylor).

INTERNATIONAL AND NATIONAL CONFERENCES, AND WORKSHOPS/SEMINARS ORGANISED (* = PRESENTED PAPER)

- 2014 (with International Academic Programme Office (UCT) and Southern Africa Development Community Conference on the Interplay of Customary Law Rights in Land and Legal Pluralism, University of Cape Town, 17 October 2014.
- 2014 Seminar on Children: Rights and Research Ethics, by Michael Freeman and Anne Pope, 16 October 2014, University of Cape Town.
 - Freeman: Culture, Childhood and Human Rights
 - Pope: Child Participants, with special reference to section 71 of the National Health Act 61/2003
- 2012 (with the School of Public Health and Family Medicine at UCT) International Seminar, 16 October 2012, UCT.
- 2012 Select Parliamentary Committee on Security and Constitutional Development Constitutional Development Workshop on Dialogue on the Traditional Courts Bill (30 May 2012, Cape Town).*
- 2012 (with R Manjoo) The UN Rapporteur on Violence Against Women 3rd African Consultation (20-22 January 2012, Lusaka).*
- 2011 International Workshop on Research in Customary Law (11 September 2011, UCT).

- 2011 (with the Jubilee Congress of the Commission on Legal Pluralism, the Centre for Legal and Applied Research (CLEAR), and the Chair for Comparative Law in Africa) Living Realities of Legal Pluralism Conference (8 – 10 September 2011).

INTERNATIONAL AND NATIONAL CONFERENCES, SYMPOSIA AND WORKSHOPS ATTENDED (* = PRESENTED A PAPER)

I have attended and presented papers at numerous international and national conferences, including the following:

- 2016 Law and Society in Africa Conference on Dynamism, Liminality, and Reality? Policy, Research and the Law in an Afropolitan Era. Cape Town (9-11 December 2016).
- 2016 The Africa Studies Association 59th Annual Meeting “Imagining Africa at the Centre: Bridging Scholarship, Policy and Representation in African Studies”, Washington DC, (1-3 December 2016) (chaired a panel).
- 2015 HERS-SA Academy Conference Woodstock, Cape Town (6-11 September 2015).*
- 2014 XVth ISFL World Conference, Recife, Brazil, (August 6-9, 2014).*
- 2013 Ubuntu Project colloquium 25 July 2013, University of Pretoria.*
- 2013 Onati International Institute for Sociology of Law Workshop on Wealth, Families and Death: Socio-legal Perspectives on Wills and Inheritance (25-26 April 2013, Gipuzkoa, Spain).*
- 2013 The Right to Health and Integrated Care: Patient and Provider Perspectives Seminar (7 March 2013, University of Cape Town).
- 2012 Ubuntu Workshop on the “Authority and the Living Customary Law (2 August 2012, Pretoria University).*
- 2012 SEARCWL Colloquium on “Teaching Women’s Law” (23-27 July 2012, Livingstone, Zambia).*
- 2012 UCT Research Office Programme for the enhancement of Research Capacity on doing Research in Africa: Africa-Centred Research seminar (13 June 2012, UCT).*
- 2012 The Chair for Comparative Law in Africa Methodology Workshop (22-24 October 2012, UCT).*
- 2012 The Law Race & Gender Research Unit seminar on “Do Constitutions Matter? Gender Provisions and Women's Equality in Comparative Perspective” (20 July 2012).
- 2012 International Workshop on Revisiting Communal Land Tenure: Perspectives on Households, Families, and Work from Below (4-5 May 2012, Berlin).*

- 2012 The Law Race & Gender Research Unit & Centre for African Studies seminar on “The Land Question in Sub-Saharan Africa: Longer Term Processes and the Recent "land rush" (23 April 2012, UCT)
- The Law Race & Gender Research Unit seminar on “Informal Land Rights under Siege 18 Years into Democracy” seminar by S Manona (30 March 2012, UCT).
- 2011 First International Colloquium on Transnational Linguistic Repertoires: Communication in Courts and Public Agencies, University of Vienna (2-4 Nov 2011, Vienna).*
- 2011 Ergebnisse der 33. Tagung der Gesellschaft für Rechtsvergleichung (Colloquium) (15-17 September, 2011 Tier, Germany).*
- 2011 Ubuntu Project workshop on “Indigenous Values and African Thought in the Post Colony” (Aug 2011 University of Pretoria).*
- 2011 The Human Science Research Council Seminar on Reconciling Africa’s Fragmented Institutions of Governance: A New Approach to Institution Building, a research project by the Pennsylvania State University (USA) and the Human Sciences Research Council (South Africa) in South Africa, Somaliland, Kenya and Ethiopia (3 August 2011, Pretoria).*
- 2011 Programme for Enhancement of Research Capacity on the right to health from an African Perspective Research project (25 September 2011, UCT).
- 2011 The Human World Organisation of Universities meeting on “Uses and Abuses of Culture” (21-23 July 2011, UCT).*
- 2011 Colloquium on Internationalisation of the Curriculum a Teaching Laboratory (5-6 May 2011, UCT).
- 2011 The Law Race & Gender Research Unit seminar on “The Rights of Women under Customary Law in Southern Africa: Reflecting on the Work of the Women and Law in Southern Africa (WLSA) Research” (2011, UCT).*
- 2011 Programme for Enhancement of Research Capacity seminar on literature review on the right to health from an African perspective research project (19 March 2011, UCT).
- 2010 Colloquium on Development, Pluralism and Access to Resources, Land Law Watch Research Group (25-27 November 2010, Cape Town).*
- Humboldt Kolleg Interdisciplinary Conference on Ubuntu, Humanity and Good Faith/Equity as Flexible Principles in Law and Society in Southern Africa – Appropriate Principles in an Ever-Changing World? North West University, Potchefstroom Campus, 1-3 September 2010. *(Discussant in plenary session).
- 2010 The Future of the Ubuntu Project, Preliminary Programme Workshop (19-20 August 2010, University of Pretoria).
- 2009 International Colloquium on Mixed jurisdictions (14-15 May 2009, Stellenbosch University).*

- 2008 International Association of Law Schools Conference on Effective Teaching Techniques about Other Cultures and Legal Systems, 30 May 2008, Montreal.*
- 2007 International Association of Law Schools Conference on Learning from Each Other: Enriching the Law School Curriculum in an Interrelated World, Soochow University Kenneth Wang School of Law, Suzhou, China, 17-19 October 2007.*
- 2007 Law, Dignity and Transformative Constitutionalism Conference University of Cape Town, July 2007.*
- 2007 Keynote Address, 'The Role of the Judiciary in a Democracy' at the 1st Public Forum on the Ideal Judiciary in Zambia Organised by the Zambia Association of Women Judges and Professional Magistrates Mulungushi International Conference Centre, Lusaka Zambia, 20 July 2007.*
- 2007 United Nations Office of the High Commissioner for Human Rights and the University of Namibia Expert Meeting on Human Rights and Traditional and Informal Justice Systems in Africa: Fair Trial and Equality Before the Law, Windhoek, Namibia, 20-22 June 2007.*
- The Response of State Law to the Expression of Cultural Diversity (Francqui Foundation) Colloquium 27 September – 1 October 2006, Brussels.*
- 2006 Law, Language and Politics in South Africa: The Impact of the Constitution the Second Leg of the Gwendolen M Carter Conference University of Cape Town, June 29-July 1 2006.*
- 2005 The 4th World Congress on Family Law and Children's Rights 20-23 March 2005, Cape Town.*
- The African Commission on Human and People's Rights and INTERIGHTS Conference on Economic, Social and Cultural Rights under the African Charter, Pretoria, 13-17 September 2004.*
- 2004 The Association of American Law Schools Conference on Educating Lawyers for Translational Challenges 26-29 May 2004, Hawaii.*
- Workshop on the Planning and Establishment of a Regional Masters in Women's Law (15-16 April 2003, University of Zimbabwe)
- 2003 Equality and Family Law Processes Conference (3-4 April 2003, Cape Town).
- 2001 South African Law Commission Workshop on the Customary Law of Succession (2 October 2001, Cape Town).
- 2001 HERS - SA Workshop on Understanding Your Institution: The Complexity of Providing Higher Education (26-27 September 2001, Cape Town).
- 2001 World Congress on Family Law and the Rights of the Child: International Co-operation for the Protection of Children in the New Millennium (19-22 September 2001, Bath, England).*

- 2001 Customary Law of Succession Workshop, Centre for Applied Legal Studies, University of Witwatersrand (28 August 2001, Johannesburg).*
- 2001 Cohabitation relationships Workshop, Centre for Applied Legal Studies, University of Witwatersrand (20 July 2001, Johannesburg).
- 2000 Family Courts in South Africa Conference (15-16 November, 2000, Cape Town).
- 2000 The Role of Lower Courts in the Enforcement of Human Rights and the Administration of Justice in the Lower Courts in Malawi and Zambia Workshop, 19-24 June 2000, Lusaka.*
- Miller Mdt du Toit Inc. Conference on the Trend from Parental Rights to Parental Responsibilities and Children's Rights (13-14 April 2000, Cape Town).
- 2000 The Role of the Lower Courts in the Enforcement of Human Rights and the Administration of Justice in the Lower Courts in Malawi and Zambia Workshop, 28 March - 2 April 2000, Blantyre.*
- 1999 National Conference on Orphans in Zambia (organised by the United Nations Children's Fund (UNICEF) (December 1999, Lusaka).
- 1999 Women and Law in Southern Africa Research Project Workshop (May 1999, Swaziland).
- 1998 Children and Law in Eastern and Southern Africa Workshop (July 1998, Harare).
- 1998 Women and Law in Southern Africa Research Project Workshop (May 1998, Gaborone).
- 1997 Customary Law and Gender Symposium, Commission on Gender Equality (3-4 November 1997).*
- 1997 University of the Witwatersrand Centre for Applied Legal Studies Workshop on Strategy on Customary Law and the Constitution (16 July 1997, Johannesburg).*
- 1997 Sonderforschungsbereich 214 Identitat in Africa Abschlusskolloquium, (8-10 May 1997, University of Bayreuth Germany).
- 1997 Women, Language and Law in Africa Workshop (4-6 April 1997, Indiana University, Bloomington).*
- 1997 FAMSA Conference on Growing Through Divorce: Before, During and After (30 April 1997, Cape Town)*.
- 1997 Conference on Cultural Transformation in Africa Legal, Religious and Human Rights Issues, 11-13 March 1997, University of Cape Town)*
- 1996 Gender Research Project Workshop on the Harmonisation of the Customary and Civil Law of Marriage (25 October 1996 University of the Witwatersrand Johannesburg).*

- 1996 Community Law Centre (UWC) & Portfolio Committee on Welfare and Population Development conference on the Child Welfare Act 26-28 September 1996, Cape Town).*
- 1996 Children and Law in Eastern and Southern Africa (CLESA) workshop on Children's Rights (8-12 July 1996, Harare, Zimbabwe).
- Community Law Centre (UWC) & Friedrich Ebert Stiftung conference on the Role of Law in Transition: Dealing With The Past Through Law in South Africa and Germany (30 June-1 July, 1995, Cape Town).
- 1995 Women and Law in Southern Africa Research Trust Workshop on Children's Rights (30 January -3 February 1995, Harare, Zimbabwe).
- 1993 International Women's Rights Action Watch Conference on Women, Family Law and Human Rights and the United Nations Convention on the Elimination of All Forms of Discrimination Against Women (13-15 January 1993, Vienna, Austria).*
- 1992 Annual Colloquium of the Sonderforschungs Bereich 214 on Gender and Identity in Africa (9-12 July, 1992, Bayreuth, Germany). *
- 1992 Women and Law in Southern Africa Research Project Workshop on Gender Analysis (10-21 February 1992, Bulawayo, Zimbabwe).
- 1991 Women's Leadership workshop (18-23 January 1991, Vienna, Austria).*
- 1990 9th Commonwealth Law Conference (16-20 April 1990, Auckland, New Zealand).*
- 1990 Continuing Legal Education in the Commonwealth Workshop (12-15 April 1990, Auckland, New Zealand).
- 1990 Women and Law in Southern Africa Research Methodology Workshop (12-16 March 1990, Harare, Zimbabwe).*
- 1989 Annual Conference of the Association of African Law (10-12 November 1989, Heidelberg, Germany).*
- 1988 Women and Law in Southern Africa Research Project Workshop (21-26 August 1988, Harare, Zimbabwe).
- 1987 Law and National Identity in Africa Symposium (9-10 July, 1987, Bayreuth, Germany).
- 1987 Social Change and Legal Reform in Africa Conference (13-16 January, 1987 Harare, Zimbabwe).*

MEMBERSHIP IN PROFESSIONAL BODIES (PAST AND PRESENT)

- International Society on Family Law
- Commission on Folk Law and Legal Pluralism Board

- Member (1999 to date).
- Board member (1999-2015, renewed 2016 to date)

UNIVERSITY AND FACULTY ACADEMIC ADMINISTRATION

I have served on the following Committees of the Law Faculty and Senate of the University of Cape Town:

1. University

- Student Fund for Visiting Speakers Committee
- Member of the University Academic Planning Task Team (to draw up guidelines for Academic Planning)
- Senate Academic Planning Committee (Senate member)
- Naming of Buildings and Works of Art Committees (senate member)
- Library Committee (senate member)
- Graduate Studies Board (as Deputy Dean, Postgraduate)

2. Faculty

- Law Faculty Board
- LLB Admissions Committee
- Examinations Committee
- Academic Planning Committee (Chair as Deputy Dean Undergraduate)
- Library Committee
- Scholarship Committee
- The School for Advanced Legal Studies
- Higher Degrees Committee
- Faculty Finance Committee
- Dean's Advisory Committee
- Faculty Research Committee
- I have served on numerous staff appointment committees in the Faculty

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