

FOR2601

October/November 2018

Forensic Methods and Techniques II (Module A)

Duration 2 Hours

100 Marks

EXAMINERS

FIRST

MR SJ BIERMAN

SECOND

DR BC BENSON

EXTERNAL

MISS M TSHISHONGA

Closed book examination

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This examination paper consists of 6 pages

Answer all 10 questions

Question 1: MULTIPLE-CHOICE QUESTIONS

Four options are provided as possible answers to the following questions. Choose the correct answer and write only the number (1–4) next to the question number.

- 1 1 Under which of the following conditions can an Anton Pillar order be obtained?
- 1 The actual or potential damage must be calculated
 - 2 The applicant must be a member of a law enforcement agency
 - 3 The actual or potential damage must be very serious for the applicant
 - 4 Clear evidence must exist that the respondents have incriminating evidence in their possession, although it is not possible to destroy such material (2)
- 1 2 Indicate the branch of law that regulates the relations between individuals in the community
- 1 Criminal law
 - 2 Common law
 - 3 Constitutional law
 - 4 Private law (2)
- 1 3 Which one of the following is a Chapter 9 institution?
- 1 Department of Home Affairs
 - 2 South African Police Service
 - 3 Public Protector
 - 4 Eskom (2)

- 1 4 Which section of the Constitution deals with the rights of arrested, detained and accused persons?
- 1 Section 10
 - 2 Section 28
 - 3 Section 205
 - 4 Section 35 (2)
- 1 5 Identify the law of natural justice for the right of both parties to be heard
- 1 *ad litem*
 - 2 *consensus ad idem*
 - 3 *amicus cunae*
 - 4 *audi alteram partem* (2)
- 1 6 To which act does the abbreviation PAIA refer?
- 1 Public Administration of Information Act
 - 2 Promotion of Access to Information Act
 - 3 Public Access to Information Act
 - 4 Prohibition of Access to Information Act (2)

1 7 Which one of the following is not a requirement of a good investigative report?

1 Completeness

2 Subjectivity

3 Accuracy

4 Factuality

(2)

[14]

Question 2

There are several public entities in South Africa. Use the acronyms below to provide the full titles of the public entities concerned

[10]

2 1 SABS

2 2 SALGA

2 3 NIA

2 4 NSFAS

2 5 RAF

Question 3

What are different means that can be utilised to detect crime and transgressions in an organisation?

[4]

Question 4

Define the following concepts

4 1 Method

4 2 Technique

4 3 Tactic

4 4 Tact

4 5 Private body

[10]

Question 5

The investigation process follows a series of sequential actions. What are the six main events in the investigation process?

[6]

Question 6

Explain the establishment and the powers of the Public Protector. The explanation should be given in paragraph format and divided into the following topics

- The legislative mandate of the Public Protector
- Matters that can be investigated by the Public Protector
- The powers of the Public Protector on receipt of a complaint
- The powers of the Public Protector to search for and seize items

[20]

Question 7

The forensic investigator's work environment includes the investigation of public entities

Briefly discuss what is meant by the term "public entity" or "national public entity"

[5]

Question 8

The Promotion of Access to Information Act (PAIA) 2 of 2000 distinguishes between “private bodies” and “public bodies”. Provide a definition for each of these bodies as defined by the act

[6]

Question 9

Every investigator should be aware of the dangers inherent in an investigation. The investigator should not only be aware of the rules of engagement but also the rights of the individuals whom the investigation is targeting. Briefly discuss five (5) of the dangers that you regard as important for the investigator to bear in mind

[5]

Question 10

Critically discuss the concept of whistle-blowing in forensic investigations. Your answer should include the following

- the definition of whistle-blowing
- the purpose of whistle-blowing
- internal whistle-blowing
- external whistle-blowing

[20]

Total:**[100]**