

CURRICULUM VITAE

HUGH MICAH CORDER

A. PERSONAL

Date of Birth 25 July 1954

Addresses **Postal** Faculty of Law
University of Cape Town
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RONDEBOSCH
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SOUTH AFRICA

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Marital Status Married

Children Three daughters, two sons

Nationality South African

NRF Rating B2 (as from 2013) (B1 in 2003, renewed in 2008)

Languages English and Afrikaans (fluent)

b. UNIVERSITY EDUCATION

1973 to 1977 Undergraduate
University of Cape Town BCom LLB

Postgraduate

1978 to 1979
Trinity Hall, Cambridge, England LLB

with the following subjects: Civil Liberties, Comparative Private and Procedural Law, the Law of International Institutions, and Judicial Review of Administrative Action.

1979 to 1982
Keble College, Oxford

Completed a **DPhil** in Jurisprudence supervised by Dr J M Finnis and Prof A M Honoré.

Thesis entitled 'The Role and Attitudes of the South African Appellate Judiciary, 1910-1950'.

C. EMPLOYMENT (and associated activities)

January to September 1978 University of Cape Town

Employed full-time as a Tutor in the Faculty of Law, teaching Evidence, Accounts, Constitutional Law, Labour Law, Criminal Procedure.

Admitted as an Advocate of the Supreme Court of South Africa.

January to June 1983 University of Cape Town

Temporary lecturer in the Faculty of Law, University of Cape Town, teaching Jurisprudence and a course on 'The Judicial Process'.

June 1983 to July 1987 Stellenbosch University

Senior Lecturer in Public Law, teaching Constitutional and Administrative Law; Interpretation of Statutes; Jurisprudence; the Judicial Process; Law, State, and Ideology; and Media Law.

July 1987 to the present University of Cape Town

Professor of Public Law. Teaching Constitutional Law; Administrative Law; Advanced Jurisprudence, Foundations of South African Law; and Media Law (at Stellenbosch until 1989)

Head of Department of Public Law, 1988 to 1993.

Director of the School of Advanced Legal Studies, 1996 to 1998.

Deputy Dean, Faculty of Law, 1993 to 1994, 1996 and 1998.

Dean, Faculty of Law, January 1999 to December 2008.

Director, Postgraduate Studies, University of Cape Town (part-time), 2011

Fellow, University of Cape Town, 2004 to present.

External Examiner: Various courses offered at Universities of the Western Cape, Natal (Pietermaritzburg) and the Witwatersrand, and Rhodes University. Several Masters and Doctoral Theses in Law (including two PhDs from Australia).

Supervision: Successful supervision of several LLMs by dissertation, and six PhDs in Law. Current supervision: eight PhDs.

Visiting Professor: College of Law, University of Florida (Gainesville) (October 1994); Queens University, Ontario, Canada (November 2002); University of Adelaide, Australia (November 2009)

Senior Fellow: Faculty of Law, Melbourne University, Australia (2004, 2006 and 2009)

Bingham Centre for the Rule of Law, London (May 2011-date)
Regional Committee of the Society for the Abolition of the Death Penalty in South Africa (1988 to 1990).
UCT Academic Freedom Committee 2001 to 2004.

Conference presentations: About 40 such papers presented at conferences on all continents except South America

Conference convening:

1. Organised and chaired public seminar on the 'Appointment of Judicial Officials in a future South Africa' (University of Cape Town, May 1992)
2. Organised and convened International Workshop on Administrative Law Reform in South Africa (Cape Town, February 1993)

3. Organised short course on the Significance of the 1993 Bill of Rights for Practitioners (Cape Town, May-August 1994) and follow-up seminars (August 1995)
4. Co-convened International Workshop on Controlling Public Power in Southern Africa (Cape Town, March 1996)
5. Convened International Workshop on Realising Administrative Justice (Cape Town, February 2001)
6. Convened Workshop on Comparing Administrative Justice across the Commonwealth (Cape Town, March 2005)
7. Co-convened Workshop on Global Administrative Law with New York University School of Law (Cape Town, March 2008)
8. Convened workshop on “Challenges to administrative justice in South Africa” (Cape Town, January 2012)

Memorial lectures:

1. Mortie Malherbe Memorial Lecture at the Faculty of Law, University of Stellenbosch, September 1994.
2. Carter Memorial Lecture, Centre for African Studies, University of Florida, Gainesville, October 1994.
3. Peter Allan Memorial Lecture in Public Law, University of Hong Kong, Hong Kong (November 2000)
4. Geoffrey Sawer Memorial Lecture, Australian National University (November, 2009)

Editorial Boards:

Member of the Editorial Boards of the following journals:

1. *SA Journal on Human Rights* (1985 – 2015);
2. *Natal University Law and Society Review* (1985-1990);
3. *SA Public Law* (1987 – present)
4. *Stellenbosch Law Review* (1990- present)
5. Editor of *Acta Juridica* (1993, 2006 and 2009)
6. *Griffith Law Review* (Australia) (1995- present)
7. *Public Law Review* (Australia) (1997- present)
8. *Review of Constitutional Studies* (Canada) (1998- 2004)
9. Editor of the *South African Law Journal* (2010-present).
10. Editorial Advisory Board, *Law and Philosophy Library*, Springer, Dordrecht etc (2010-present)

Community Service

Particularly since 1994, I have frequently addressed gatherings of public representatives at national, provincial and local levels, public officials, other state bodies, (such as the IBA, SAHRC and Commission on Gender Equality) and community organisations. The theme of most of these presentations has been the transition to constitutional democracy, the structure of South Africa’s Constitution, and administrative justice. I have no formal record of such events, but can state with confidence that I have spoken at least two hundred such gatherings over these years.

Constitutional Advice:

Member of the Technical Committee on Fundamental Rights during the Transition, Multi-Party Negotiating Process, May to November 1993. (Drafted Chapter 3 on Fundamental Rights in South Africa’s 1993 (Interim) Constitution).

Convener of Technical Committee advising Theme Committee 1 and Technical Adviser on Self-Determination, Constitutional Assembly

(February-October 1995), drafting of the final South African Constitution.

- Selected Consultancies to:
1. The Parliamentary Portfolio Committee on Health, 1996
 2. The Parliamentary Joint Rules Committee, drafting the ‘Code of Conduct on Disclosure of Financial Interests of Parliamentarians’ (May to October 1996);
 3. The Speaker of Parliament, drafting two reports – on the ‘Scrutiny of Delegated Legislation’ (January 1999) and ‘Legislative Oversight of the Executive’ (July 1999);
 4. The SA Law Reform Commission, Project Committee drafting the Promotion of Administrative Justice Act (November 1998 to October 1999);
 5. The Canada – South Africa Justice Linkage Project, Report on ‘Judicial Education and Training’ (March 2003).
 6. The Office of the Chief Justice of South Africa, reports on judicial governance and management in South Africa (March to July 2011)

Law Reform

Consultant to Department of Defence on revision of the Defence Act and Military Discipline Code (1999)

Consultant to the Chair of the Parliamentary Portfolio Committee on Defence, drafted Bill on a Military Ombud for South Africa. (2006)

Consultant to the Namibian Law Reform Commission on

Administrative Justice (March 2011- 2013)

D. PUBLICATIONS

i) Books

1. *Judges at Work* Cape Town: Juta (1984) (252 pp)
2. *Essays on Law and Social Practice in South Africa* (editor) Cape Town: Juta (1988) (368pp).
3. *Democracy and the Judiciary* (editor) Cape Town: IDASA (1989) (185 pp).
4. *Empowerment and Accountability* London and Cape Town: SA Constitution Studies Centre (1991) (89pp).
5. *A Charter for Social Justice* (co-author with seven others) Cape Town: Dept of Public Law, UCT (1992) (76pp).
6. *Understanding South Africa’s Transitional Bill of Rights* (with Lourens du Plessis) Cape Town: Juta (1994) (216pp).
7. *Controlling Public Power* (Edited with Fiona McLennan) Cape Town: Dept of Public Law, UCT (1995) (236pp).
8. *Administrative Justice in Southern Africa* (Edited with Tiya Maluwa) Cape Town: Dept of Public Law, UCT (1997) (206pp).

9. *Realising Administrative Justice* (Edited with Linda van de Vijver) Cape Town:, Siber Ink (2002) (128pp).
10. *Comparing Administrative Justice across the Commonwealth* (Edited) Cape Town: Juta (2006) (449pp) – first published as 2006 *Acta Juridica*
11. *Global Administrative Law: development and Innovation* (Edited) Cape Town: Juta (2009) (402pp) – first published as 2009 *Acta Juridica*
12. *The Quest for Constitutionalism* (Edited with Veronica Federico and Romano Orru) Farmham: Ashgate (2014) (296pp)

ii) Chapters in Books 34, mostly peer-reviewed

iii) Articles 43, mostly peer-reviewed

iv) Published Conference Proceedings 13, mostly peer-reviewed

v) Book Reviews 16 books

vi) Policy reports

Scrutiny of Delegated Legislation, report written for Parliament, 1999 (pp1-24)

Parliamentary Oversight and Accountability, report written (with Saras Jagwanth and Fred Soltau) for Parliament 1999 (pp1-64)

Judicial Education and Training, report written for the Canada –South Africa Justice Linkage Project 2003 (pp1-98)

vii) Keynote Plenary Addresses

Keynote address on ‘An Ombudsman for the Elderly’ at seminar organised by the Concerned Friends of the Frail and Aged (June 1996).

‘The Law and Change in South Africa’ Plenary address to workshop on the Hidden Structures of the Law at the International Society for the Sociology of Law, Onati, Spain. (May 1997)

‘Administrative Law Reform in South Africa’ keynote address at Roundtable Discussion on the ‘Codification of Administrative Law’ at Melbourne University, Australia. (October 1997)

‘The Judiciary as Guarantor of the Rule of Law in the Contemporary World’ 19th Annual Judges Conference of Uganda, Kampala (January 2017)

viii) Other Research Outputs

Documents: How to obtain identity documents, passports, birth, marriage and death certificates
Cape Town: Grassroots Advice Project (1977)

“Rules of Detention” in *Public Safety Act Brief*, prepared by UCT Faculty of Law (1986).

Death by Decree: South Africa and the Death Penalty compiled by Roelien Theron and Julia Sloth-Nielsen, for the Society for the Abolition of the Death Penalty in South Africa (1991) (46pp).

MISCELLANEOUS

Many articles written for newspapers and magazines in South Africa.

Many half-hour interviews broadcast on SABC Radio, ‘The Law Report’, 1992-2011.

Television interview (half-hour) in Canada, 1991.

Radio interview (half-hour) on Australian Broadcasting Corporation Radio National, *The Law Report*, October 1997.

Op ed article (2200 words) for the *Church Times* (UK), June 1998.

RESEARCH INTERESTS

1. The roles played by the law and the courts in society, particularly their legitimating and ideological functions.
2. The judicial process.
3. The use of the legal process as a means of achieving social justice.
4. The rule of law in South African history.
5. Administrative justice through the law.