



## IHT Assignment Grading Criteria

based on Module 21: Hospitality Industry Law II

<b>2.2 Discussion of chosen element for contract validity</b>	<b>Above Standard (5 – 4)</b>	<b>Standard (3)</b>	<b>Below Standard (2 – 0)</b>	<b>MARK [10]</b>
The student gives a detailed definition of their chosen element				
The student is able to elaborate on the interpretation and application of their chosen element				

<b>2.3 Discussion of South African court cases</b>	<b>Above Standard (6 – 5)</b>	<b>Standard (4 – 3)</b>	<b>Below Standard (2 – 0)</b>	<b>MARK [30]</b>
The student has summarised the first case in such a manner as to highlight the main facts				
The <i>ratio decidendi</i> of the first case is discussed				
The student has found a second South African case and summarised the main facts				
The <i>ratio decidendi</i> of the second case is discussed				
	<b>Above Standard (3)</b>	<b>Standard (2)</b>	<b>Below Standard (1)</b>	
The student has discussed the decision made by the court in the first case				
The student has discussed the decision made by the court in the second case researched				

<b>2.4 Analysis of exemption clauses in South Africa</b>	<b>Above Standard (5 – 4)</b>	<b>Standard (3)</b>	<b>Below Standard (2 – 0)</b>	<b>MARK [20]</b>
The student gives a detailed explanation of the term 'exemption clause'				
The student is able to elaborate on the interpretation and application of exemption clauses				
The requirements for a valid exemption clause is identified and discussed by the student				
Different types of exemption clauses are discussed and examples are given				

<b>2.5 Examination of the impact of the CPA on exemption clauses</b>	<b>Above Standard (4 – 3)</b>	<b>Standard (2)</b>	<b>Below Standard (1 – 0)</b>	<b>MARK [20]</b>
The purpose of the Consumer Protection Act is identified and elaborated on				
The student has identified the prohibitions of certain clauses by the CPA				
The student is able to list criteria that determine whether a clause is unfair, unreasonable or unjust				
Requirements for exemption clauses as stipulated by the Consumer Protection Act				
The student explains the court's interpretation of and approach towards exemption clauses in terms of the CPA				
<b>TOTAL</b>			<b>[80]</b>	



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## SUMMARY OF MARKS

<b>ASSIGNMENT TECHNICAL MARK</b>	<b>80</b>		
<b>WEIGHT</b>		<b>30%</b>	
<b>ASSIGNMENT CONTENT MARK</b>	<b>80</b>		
<b>WEIGHT</b>		<b>70%</b>	
<b>ASSIGNMENT TOTAL MARK</b>		<b>100%</b>	

**Assessor Name:** \_\_\_\_\_ **Signature:** \_\_\_\_\_ **Date:** \_\_\_\_\_