DEDICATION

I dedicate this study to both my late parents Noshumi Nophumzile Edith and Johnson Casi Mamatu whom their memories have been a source of inspiration to me. Their resolve to do everything in their power to ensure that although they were not much educated their children will receive much more education have been realised.

I also pray that this study will be a source of inspiration to my son Zuko Luxolo, my nephews and nieces and lastly my grandson Sophumelela that they can achieve whatever they set their minds too, academically.
ACKNOWLEDGEMENTS

I wish to first thank God for the strength and sustenance He gave me to labour on until this study was completed, it wasn’t easy but it was worth it.

Secondly, I want to express my sincere gratitude to Professor A. Rahim who was my supervisor for being able to detect the potential in me and never failed to persuade me to see this study to its completion. I appreciate his scholarly, meticulous, methodological and critical inputs that have contributed to make this study what it is.

There are a number of other people whom I am indebted to for their support and participation to make this study a success, that I may not list by their names but should know that they were acknowledged, such as the Library Assistants in the University of Fort Hare at Alice and in East London as well as the ones in the Buffalo City Municipality at Mdantsane and East London. A word of gratitude goes to my colleagues at work who were ready to assist in any possible way, teachers in the various schools that have assisted me to identify and administer the questionnaires to the respondents. Most importantly my family for their unwavering belief in my abilities a fact that makes me strive harder in life to succeed.
DECLARATION

I hereby declare that this thesis is my own work and it has not been submitted for a degree in any other university. I further give the University of Fort Hare permission to lend it to other students and institutes for purposes of scholarly research.

SIGNATURE  ..............................................................................
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ABSTRACT

Education policies remain a contested terrain in both the social and political environments. They are not neutral instruments and are used both to maintain the existing social order and also to promote varying kinds of change or mobility. The South African Schools Act, 1996 (Act 84 of 1996) hereafter SASA, which is the source of all policies that regulate school issues in South Africa promotes democratic methods of school governing and education provisioning that favours the previously disadvantaged groups. The NNSSF is one of the policies of SASA that makes schooling accessible to the poor through school fee exemptions while attempting to close the gap between the rich and the poor through differentiated school funding created according to researched poverty levels and standardized target lists. This has been designed to fulfil one of the essential human rights of man- education that has been entrenched in the Bill of Rights of the Republic of South Africa Constitution, 1996 (Act 108 of 1996) hereafter, Constitution. Thus, the study's objective is to evaluate the implementation of the NNSSF policy in public schools focussing on school fee exemptions. The extent to which poor parents and learners are given school fee exemptions as they are supposed to according to the policy will be indicators of whether the NNSSF is justly or unjustly implemented in public schools. Learners are the recipients of the right to education. Parents are given the responsibility to fund the education of their children. However, for poor parents to fulfil that they need advice and assistance from the teachers and SGBs to be able to access the school fee exemptions while they have a right to just administrative action and to human dignity in dealing with them. SGBs and teachers have to create a favourable environment for the just implementation of the NNSSF by advising and
assisting deserving parents and learners to access school fee exemptions so that the right to education is fulfilled. The duty of *in loco parentis* and acting in the best interest of the child enforce teachers to do everything possible to ensure that learners access education. EDOs are supposed to guide, monitor and supervise the implementation of the policy while legal bodies should assist parents and learners to demand their right when it is violated through litigation.

The study used the method of survey which is quantitative and interviews which are qualitative. Questionnaires and interview schedules were tools used to collect data that was analysed through statistical methods and represented in the form of tables and pie-charts. Various significant findings were made that had a bearing on the implementation of the NNSSF policy in public schools, most important to note is that some learners who have the right to education are aware of this right but do not know how to ensure that it is not violated. Parents are not given the opportunity to decide whether school fees should be charged in their schools. Above that they are not given the advice they need to be able to access school fee exemptions. Some teachers think that by advising and assisting learners and parents they will be buying cheap popularity- showing ignorance. EDOs do not know how schools implement the NNSSF, they are not involved in anyway. Thus the study views the implementation of NNSSF policy in public schools as unjust and recommends that SGBs and teachers need to be educated, guided and monitored by the EDOs on the policy and its implementation. They in turn will have to educate parents and learners so that they are able to access school fee exemptions thereby receiving education – their right.
KEY WORDS

National Norms and Standards of School Funding policy

Human rights

Human dignity

Human rights model

Just implementation

Education

School fee exemptions

Just administrative action

Child’s best interest

*In loco parentis*
# LIST OF ACRONYMS USED

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<tr>
<td>ANC</td>
<td>African National Congress</td>
</tr>
<tr>
<td>BCM</td>
<td>Buffalo City Municipality</td>
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<tr>
<td>CALS</td>
<td>Centre for Applied Legal Studies</td>
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<td>DoE</td>
<td>Department of Education</td>
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<tr>
<td>EC</td>
<td>Eastern Cape</td>
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<td>ESAP</td>
<td>Economic Structural Adjustment Program</td>
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<td>EDOs</td>
<td>Education Development Officers</td>
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<td>GNP</td>
<td>Gross National Product</td>
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<td>GEAR</td>
<td>Growth Employment and Redistribution Strategy</td>
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<td>IMF</td>
<td>International Monetary Fund</td>
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<tr>
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<td>South African Schools Act</td>
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