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A GREENMEN TS EN TERED IN TO  
BETWEEN THE ANC AND THE SOUTH  
A FRICAN Go VERNMENT A T THE  
SUMMIT MEETING HELD ON 26  
SEP TEMBER, 7 992.

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Since 21 August 1992 a series of meetings was held between Mr Roelf Meyer, Minister of Constitutional Development and Mr Cyril Ramaphosa, Secretary General of the African National Congress. These meetings entailed discussions with a view to remove obstacles towards the resumption of negotiations and focused on the identification of steps to be taken

to address issues raised in earlier memoranda. The discussions took note of various opposing viewpoints on the relevant issues and obstacles. It was decided that these issues should not be

dealt with exhaustively in the understanding. This document reflects the understanding reached at the conclusion of the discussions regarding these obstacles and issues.

The understandings on issues and obstacles include the following, although it was observed

that there are still other important matters that will receive attention during the process of negotiation:

a) The Government and the ANC agreed that there is a need for a democratic constituent assembly/constitution-making body and that for such a body to be democratic it must:

1. be democratically elected:

2. draft and adopt the new constitution, implying that it should sit as a single chamber:

3. be bound only by agreed constitutional principles:

4. have a fixed time frame:

5. have adequate deadlock breaking mechanisms:

6. function democratically i.e. arrive at its decisions democratically with consensus agreed to majorities: and

7. be elected within an agreed predetermined time period.

## Record of understanding

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:d) The Goldstone Commission has given further attention to hostels and brought out an urgent report on current matters and developments in this regard. The Commission indicated that the problem is one of criminality and that it will have to investigate which localities are affected.

In the meantime some problematic hostels have been identified and the Government has undertaken as a matter of urgency to address and deal with the problem in relation to those hostels that have been associated with violence. Further measures will be taken, including fencing and policing to prevent criminality by hostel dwellers and to protect hostel dwellers against external aggression. A separate document

Implementation Programme: Hostels) records the identification of such hostels and the security measures to be taken in these instances.

Progress will be reported to the Goldstone Commission and the National Peace Secretariat. United Nations observers may witness the progress in co-operation with the Goldstone Commission and the National Peace Secretariat.

'e) in the present volatile atmosphere of violence, the public display and carrying of dangerous weapons provokes further tension and should be prohibited. The Government has informed the ANC that it will issue a proclamation within weeks to prohibit countrywide the carrying and display of dangerous weapons at all public occasions subject to exemptions based on guidelines being prepared by the Goldstone Commission. The granting of exemptions shall be entrusted to one or more retired judges. On this basis, the terms of the proclamation and mechanism for exemption shall be prepared with the assurance of the Goldstone Commission.

3 The Government acknowledges the right of all parties and organisations to participate in peaceful mass action in accordance with the provisions of the National Peace Accord and the Goldstone Commission's recommendations. The ANC for its part reaffirms its commitment to the provisions of the Code of Conduct for Political Parties agreed at under the National Peace Accord and the agreement reached on 16 July 1992 under the auspices of the Goldstone Commission as important instruments to ensure democratic political activity in a climate of free political participation. The two parties also commit themselves to the strengthening of the Peace Accord process, to do everything in their power to calm down tensions and to finding ways and means of promoting reconciliation in South Africa.

IMPLEMENTATION PROGRAMME: HOSTELS

(in TERMS OF THE RECORD OF UNDERSTANDING)

The hostels presently identified as problematic and have either had a history of or present propensity to Violence are listed in annexure "H1"

The Government and the ANC endorse the recommendations by JUSIICB

Goldstone in his report to the State President dated 18th September 1992 that certain hostels are associated with criminality and must be addressed and dealt with by the Government which has the primary responsibility for maintaining law and order.

The Government, having accepted the Goldstone Commission Report, will fence the following hostels in terms of the definition set out in paragraph 1.1 in annexure "H2" in order to prevent criminality by hostel-dwellers and to protect the hostel residents from external aggression:-

Mzimhlobo, Dube, Nancetfield, Dobsonville and Merafe (all Situated in the greater Soweto area).

Madala (situated in Kangaroo).

c) Seboxeng complex (Situated in the 81 area).

The following two hostels in KwaZulu, being Umhlati Section T Unit 17 and Kwa Masnu have been identified by the ANC as being associated with violence. The Government has undertaken to consult with the Kwa Zulu Government in this regard.

The measures required to curtail and prevent violence and provide greater security to both the hostel dwellers and township dwellers alike have been identified and defined in annexure "H2".

#### 6.4 Time Frames

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6.4.1 Government shall present a detailed production programme by no later than the 15th October, 1992 and to commence construction of the first fence(s) on or before the 22nd October, 1992 and to proceed thereafter with all due diligence and the process completed by 15th November 1992. Should a longer period be required for completion of this task, then urgent and more speedy temporary measures regarding fencing together with urgent police action shall be undertaken immediately.

6.4.2 Government undertakes to commence with the repair work and maintenance on the terms set out in the paragraph above.

#### Communication Strategy

6.5.1 Liaison with the hostel communities will be undertaken by Government about the fencing programme paying particular attention to the temporary and stabilising features.

6.5.2 Government will further utilise the appropriate media to publicly convey the rationale for the fencing programme in such a manner that tensions are reduced.

#### Ownership of private hostels

6.6.1 Government undertakes to meet with the private owners of hostels included in annexure "H1" to solicit their cooperation and assistance in the compliance of this agreement. Progress reports in this regard shall be made available.

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DIPLEIVIENTATION PROGRAMIVIE: HOSTELS  
(IN TERMS or THE RECORD or UNDERSTANDING)

DEFINITIONS

11 H2"

Securing the perimeter

1.1 New Perimeters

'New oenmeters' snail mean that a rtew enclosure of 2 metres m height allowmg for iimlted access oomts. Such fences Shall be maintained until the Sltuatlon has stamlisea to the satisfactxon of the Goldstone Commissuon.

1.2 Existing Perimeters

'Existing perimeters' snail mean that where existing enclosures have seen oamaged or oreacned that these would be reoaireo, made good and maintained to 100% cover and allowing for limited access oomts.

1.3 Emergency Fencing

Dannert wire to 08' out down wnen extraordinary Circumstances srevall at a particular hostel for temporary crowd control if necessary.

Searching of Hostels

Three methoas of searcning nosteis were :centifiea by the South African Police. These are as follows:-

2.1 Full scale organised searches conducted With or Without the assnstance of the SADF acting on information or whenever necessary. This would entail the corooning off of a hostel or successive parts of a hostel whilst a detailed search is carried out of the hostel and its oreincrs. Such searches should be conducted in the presence of the occupants of the rooms unless such occupant is not available.

4.3 the parties reaffirm their commitment to the relevant provisions of the National Peace Accord in this regard.

?EPARTEMENT VAN KORREKTIEWE DIENSTE  
FAX TRANSMISSIE  
AAN: MNR KLEYNHANS VAN: KOHKOR  
U VERW: MY VERW:  
DATUM: DATUM: 1992-09-25  
VIR AANDAG: NAVRAE: GENL-MAJ BRUYN  
TEL.: TEL.: 207-0167  
INSAKE : NAAMLYS: VRYLATING VAN GEVANGENES  
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verleen is vir vrylating word vir u hierby aangeheg.

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7 / Generaal-majoor

A .OPERASIONELE DIENSTE

HJ BRUYN



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36/0475 MBAHBO s T J C STEYN  
36/9311 MEOTYANA H 3T ALEANS  
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35/9367 MDABONGAY 8 PORT ELIZABETH  
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