

THESE ARE MINUTES, AS APPROVED BY THE CHAIRPERSON. THEY ARE CONFIDENTIAL AND RESTRICTED TO THE MEMBERS OF THE SUBGROUP 3, THE WORKING GROUP 4, THE DAILY MANAGEMENT COMMITTEE AND THE MANAGEMENT COMMITTEE.

MINUTES OF THE THIRD MEETING OF SUBGROUP 3 (THE ADMINISTRATIVE, FINANCIAL AND PRACTICAL EFFECTS OF REINCORPORATION OF THE TBVC STATES) HELD AT THE WORLD TRADE CENTRE ON MONDAY, MARCH 2, 1992 AT 10:00.

ADOPTED AT THE MEETING OF SUB-GROUP 3 ON MONDAY 9 MARCH 1992

PRESENT: Delegates (See Addendum A)
JL Mahlangu (Chairperson)
WJ Viljoen (Minutes)

1. Chairperson's opening remarks and adoption of draft agenda

The delegates were welcomed by the Chairperson and the draft agenda was adopted.

2. Ratification of the minutes of Subgroup 3 meeting held on 24 and 25 February 1992

The minutes of the second meeting of Subgroup 3 were ratified subject to the following amendments that were agreed upon:

- 2.1. 3. substitute "checklist" for "this"
 - 3.1. "See 10 : Submissions " altered to read "See 11: Information received."
 - 3.2. Add "(See 11: Information received)"
- 2.2. 4.2. substitute "may" for "should"
- 2.3. 7.2. Add: "in respect of the preamble" to "A submission was made by Solidarity"
- 2.4. 9.1. Add: "Proposal of the Democratic Party" to "Land moratorium"
 - Add: "to the TBVC states" to line 1.
- 2.5. 9.2. Insert "sufficient" before "consensus was reached on the following points"
- 2.6. 9.3. Correct numbering:
 - 9.2.3. to become 9.3.1.
 - 9.2.4. to become 9.3.2.

- 2.7. 9.3.2. Substitute "transfer" for "identification"
- 2.8. 11. Information received
- Include: Bophuthatswana noted that it would be difficult to provide information regarding Bophuthatswana on B.2.1. and B.2.2.
- 2.9. Correct numbering:
- "11" to become "12 Adjournment"

3. Appointment of rapporteurs

- 3.1. It was agreed that a deadlock had been reached on the nomination of a rapporteur.

It was agreed that the matter would be referred to Working Group 4 for resolution and the decision of Working Group 4 would be final.

It was agreed that two options were open:

1. That Working Group 4 take a decision on one of the nominees.
 2. That Subgroup 3 motivate for the appointment of two rapporteurs, in which case both nominees be appointed.
- 3.2. Consensus was not reached on the workload of the rapporteur/rapporteurs for Subgroup 3.

4. Progress on assembling material identified in the minutes of the meeting of Subgroup 3 on February 18, 1992.

4.1. SA Government

See paragraph 9 headed "Information received"

The SA Government document on Bophuthatswana's finance was tabled with the following corrections:

4.1.1. TOTAL BOPHUTHATSWANA STATE DEBT AS AT 31 JANUARY 1992:

R416 668 000

4.1.2. GUARANTEES ISSUED BY BOPHUTHATSWANA TO PARASTATALS AND LOCAL GOVERNMENTS:

R272 000 000

4.2. TBVC Governments

4.2.1. Transkei

See paragraph 9 headed "Information received"

4.2.2 Bophuthatswana

It was reported by the Bophuthatswana Government that the collection of information is progressing and will be available at the next meeting (9 Annual Reports were tabled by the Bophuthatswana Government. After discussion they were retrieved for summary.).

4.2.3. Venda

The Venda Government reported that the outstanding information will be available at the next meeting.

4.2.4. Ciskei

The Ciskei Government reported that information is being compiled and the Ciskei Government will start providing information at the next meeting.

5. Land transfer moratorium

5.1. Reports from the TBVC Governments

5.1.1. Transkei

See document headed "Transkei information on the transfer of land."

5.1.2. Bophuthatswana

Bophuthatswana still reserves its position on the question of a moratorium being placed on the transfer of land.

5.1.3. Venda

Venda must still supply a list of land in the process of transfer.

5.1.4. Ciskei

A list from the Ciskei Government is still outstanding.

It was agreed that Subgroup 3 still stands by the decision as recorded in paragraph 9.3. of the minutes of the meeting of Subgroup 3 held on February 24 and 25, 1992.

6. Date of the next meeting

It was agreed that the next meeting will be held on Monday, March 9, 1992, at 10:00.

7. Any other business

- 7.1. A letter from Ciskei Civil Servants was circulated. A copy of the letter is attached marked "Addendum C."

It was agreed that this matter is not part of the Terms of Reference for Subgroup 3.

- 7.2. Preamble to the Report of Subgroup 3 as submitted by Solidarity

It was agreed that this submission might be a useful guide and that the matter will be left until a rapporteur/rapporteurs had been appointed.

8. Submissions

- 8.1. Letter from dismissed Ciskei Civil Servants : Addendum C.
- 8.2. Transkei's position on Bophuthatswana's 'reservations' tabled in all Codesa Working Groups and structures : Addendum D.
- 8.3. UPF: Submission on Bophuthatswana's 'reservations' : Addendum E.

9. Information received

Information received from the SA Government

- 9.1. In terms of the Terms of Reference of Working Group 4: 4.1.1.5. and 4.1.1.5. (m) as regards Bophuthatswana's finance.

Information received from the Venda Government

- 9.2. 2.5. Taxation system
- 9.3. 2.9. Property tax

Information received from the Transkei Government

- 9.4. Cooperation agreement between the Government of the Transkei and the SA Government regarding Structural Adjustment.
- 9.5. Actuarial report on the Valuation of the Transkeian Government Service Pension Fund as at 31st March 1980.
- 9.6. List of institutions through which land transfers take place.
- 9.7. Statistics showing civil servants in Transkei.
- 9.8. Resume of parastatals and the functions they perform.
- 9.9. Information on taxation and property tax.

9.10. List of all domestic and foreign loans.

9.11. Schedule reflecting contributions and other assistance from the SA Government.

Information received from the Bophuthatswana Government

9.12. Annual Reports : List to be annexed to the minutes.

10. Adjournment

The meeting closed at 13h00.

THE NEXT MEETING OF SUBGROUP 3 WILL BE HELD ON MONDAY, MARCH 9, 1992 AT 10:00.