SG4M0303.WS (3)

WG4 SG4/MINUTES/03 MARCH

THESE MINUTES HAVE BEEN APPROVED BY THE CHAIRPERSON. THEY ARE CONFIDENTIAL AND RESTRICTED TO MEMBERS OF THE WORKING GROUP, THE MANAGEMENT COMMITTEE AND THE DAILY MANAGEMENT COMMITTEE.

MINUTES OF THE MEETING OF WORKING GROUP 4 SUBGROUP 4 HELD AT WTC AT 10H00 ON TUESDAY 03 MARCH 1992

(ADOPTED AT THE MEETING OF THE SUBGROUP ON MONDAY 09 MARCH, 1992)

PRESENT: Delegates (See Addendum A)

D Govender (Chairperson)

W Antoine (Minute taker)

1.   **Chairpersons's opening remarks**

Delegates were welcomed by the chairperson.

2.   **Confirmation of Minutes**

The minutes for the previous meeting were adopted.

3.   **Agenda**

The agenda was adopted.

4.   **Rapporteurs**

4.1   Delegates discussed what is required of a rapporteur and there was a debate over whether or not a rapporteur should have legal knowledge, especially in constitutional matters.

4.2   It was recommended a rapporteur should have experience with affairs of TBVC states and be able to take a neutral stance.

4.3   Three nominations were received: Mr Bulelani Ngcuka, Mr M.D.B. Rezelman and Mr A.L. Ramone.

4.3.1   The curriculum vitaes of Mr Rezelman and Mr Ramone were tabled.

4.3.2   It was agreed that the curriculum vitae of Mr Ngcuka would be submitted before the next meeting.

4.3.3   It was agreed that members should scrutinise the curriculum vitaes of the respective candidates in order to reach a decision at the next Subgroup 4 meeting.

4.4   It was agreed to appoint a rapporteur at the subsequent subgroup 4 meeting.

5.   **Submissions of TBVC states**

5.1   The profiles presented by the TBVC states (see Appendum B) were taken as read and would serve as reference material for future discussions.

5.2   It was agreed that profile material could be incremental from time to time.

5.3   It was agreed that delegates from the TBVC states would present simple overviews to highlight salient points (10-15 minute presentations).

5.4   It was recommended that each presentation address point 1.4 of the Terms of Reference for Subgroup 4, items (a) - (f).

6.   **The need to liase with Subgroup 3.**

6.1   It was agreed that the reports received in the Plenury sessions of Workgroup 4 is adequate for liason with the other subgroups. If and when the need arises for greater liason, the matter can again be considered.

6.2   It was agreed that the minutes of the other Subgroups of Working Group 4 should be circulated to delegates of Subgroup 4 prior to each meeting.

7.   **Future meetings**

7.1   Delegates expressed various concerns about spending more time in meetings. It was agreed that this matter should be referred to the plenary session on Monday 9 March.

7.2   The next Subgroup meeting will be held on Monday 09 March 1992 at 10h00.

8.   **Closure**

The Chairperson closed the meeting at 12h30.

Addendum A

ANC	B Mabandla
Bophuthatswana Gvt	JJ Tlholoe
Cskei Gvt	GF Godden
Democratic Party	NJ Olivier
Diwankwetla Pty	RS Ramasia
Inkatha Freedom Pty	VT Zulu
Intando Yesizwe Pty	JS Mabena
Inyandza National Movement	H Motaung
Labour Party	J Douw
National Party	PC McKenzie
NPP	B Jayraj
NIC/TIC	P David
SACP	S Mufamadi
SA Govt	N van Heerden
Solidarity Party	GN Naidoo
Transkei Govt	Mr Makhanda
United People's Ft	JM Nonyane
Venda Govt	MP Nthabalala
Ximoko Progressive Party	T Shimbambu

Addendum B

LIST OF SUBMISSIONS TO SUBGROUP 4 AT THE MEETING HELD ON TUESDAY 03 MARCH

United Peopole's Front: Concensus

Ramone, A.L. Curriculum vitae

Rezelman, M.D.B. Curriculum vitae

Transkei Government.   The structures/authorities responsible for government in Transkei.

Venda Government.   Structure submission by the Venda Government.

Republic of Bophuthatswana.   The profile of our country.

Republic of Bophuthatswana.   Constitution. 5th Edition, 1991.

Ngxizele, N.B. (Ed.) 1990.   Ciskei - in Progress.

Ciskei Government.   Ciskei profile for sub-committee 4 of working group 4 "the political, legal and constitutional issues related to the future of the TBVC states" for submission to CODESA.

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SCHEDULE OF MEETINGS

1.   Sub-group 1 of Working Group 4   :   Monday 9 March 1992 at 09h30

2.   Sub-group 2 of Working Group 4 . :   Monday 9 March 1992 at 10h00

3.   Sub-group 3 of Working Group 4   :   Monday 9 March 1992 at 10h00

4.   Sub-group 4 of Working Group 4   :   Monday 9 March 1992 at 10h00

5.   Working Group 4 : Monday 9 March 1992 from 14h00 to 17h00

6.   WGSC 4 of Working Group 4   :   Monday 9 March 1992 after Working Group 4

COMMUNICATION TO WORKING GROUP STEERING COMMITTEES (WGSCs)
FROM THE DAILY MANAGEMENT COMMITTEE

1.   **Rapporteurs**

In response to a query from Working Group 3, the DMC at its meeting on 2 March 1992 considered the question of rapporteurs. In order to bring about some measure of uniformity the DMC would like to advise the Working Groups as follows:

1.1   Each Working Group should have a maximum of two rapporteurs per Working Group.

1.2   Where a Working Group has established/establishes Sub-Groups in order to facilitate its work, it is recommended that there should be a maximum of one rapporteur per Sub-Group and that this should be inclusive of the two rapporteurs for the full Working Group meetings.

1.3   CODESA will bear the travel and administration costs of those Rapporteurs who would also be eligible for the per diem allowance if applicable.

1.4   With regard to substitution, in place of a person appointed as a rapporteur, it was agreed that:

1.4.1   The general rule is that no substitutions should be allowed. That is to say, a person serving in his/her delegation continues to serve in that delegation whilst also performing the task of rapporteur.

1.4.2   Where the rule of no substitution has already been overlooked (as in Working Group 3), the status quo should remain. However when new decisions in this regard are made by any Working Group, Clause 1.4.1 (above) should be implemented.

1.4.3   Notwithstanding the above, where a Working Group has a special case to make, this should be raised with the DMC.

2.   **Sub Groups and Sub-Committees:**

The DMC agreed to encourage Working Groups to evolve a measure of consistency with reference to any sub-structure they may create. The term "Sub-Groups" should apply to those sub-structures which have all parties/organisations on it. The term "Sub-Committees" should be used to refer a smaller group of individuals appointed by the Working Group to perform particular tasks. Working Groups are also requested to avoid creating sub-structures which may have the tendency to slow down processes rather than facilitate the Working Group in discharging the task entrusted to it.

3.   **Coordination of Working Groups:**

3.1   With regard to the issue of coordination between WG2, WG3 and WG4, it was agreed that the Chairperson of the DMC and the Secretariat, in consultation with the Chairpersons of the relevant WGSCs make proposals to the next DMC meeting.

3.2   It was agreed that, in addition to requesting the secretaries and minute takers of the different CODESA structures to accentuate decisions in the minutes with underlining, WGSCs be asked to summarize their agreements up to date. Such agreements would then be circulated to all Working Groups.

4.   With regards to the question of coordination between Working Group 3 and Working Group 4, a meeting between the Steering Committees of the two Working Groups be arranged in order to discuss this matter.

CONVENTION FOR A DEMOCRATIC SOUTH AFRICA

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5. **Date of CODESA 2:**

The DMC is looking into the question of the date when CODESA 2 should be held. As you are aware it was decided at CODESA 1 that CODESA 2 should be held not later than the end of March. Attached is a memo from the DMC on this question.

CC   **Members of the Management Committee**
       Members of the Daily Management Committee