AGENDA AND DOCUMENTATION for the meeting of the PLANNING COMMITTEE

to be held at 10H00 on Monday $\,$

24 MAY 1993

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4.1 Petition signed by
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PLANCOMM/AGENDA/AGEN240S

21 May 1993

DRAFT AGENDA FOR THE MEETING OF THE PLANNING COMMITTEE

TO BE HELD AT 10H00 ON MONDAY 24 MAY 1993 AT THE WORLD TRADE CENTRE

Chairperson : PJ Gordhan Moment of Prayer/Meditation Welcome and Attendance Ratification of Agenda

Minutes

- 4.1 Minutes of the meeting of:
- 4.1.1 10 May 1993 (Addendum Al, p2 11)
- 4.1.2 17 May 1993 (Addendum A2, p12 -14)
- 4.1.3 18 May 1993 (Addendum A3, pl15 28)
- 4.2 Matters arising

Substantive Issues - Receipt of second reports from the Technical Committees (see separate volume)

- M | Violence
- 5.2 Constitutional Issues
- 5.2.1 Report
- 5.2.2 Proposed composition of the Commission on the Delimitation of Regions/Provinces/States (Addendum B, p29 -67)
- 5.2.3 Terms of Reference of the Commission
- 5.3 Fundamental Human Rights during the Transition
- 5.4 Independent Election Commission
- 5.5 Independent Media Commission
- 5.6 Amendment or repeal of legislation impeding free political activity and

discriminatory legislation

5.7 TEC and its Sub-Councils

Procedural Issues

- 6.1 Structuring of the discussion of Reports from Technical Committees in the Negotiating Council
- 6.2 Media Arrangements (Report available at the meeting)

Administrative and Financial Matters

7.1 Correspondence to be noted (Addendum C, p68-72)

Report to and Agenda of Negotiating Council Meetings Schedule (Addendum D, p73)

Closure

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THESE MINUTES ARE CONFIDENTIAL AND RESTRICTED TO MEMBERS OF THE PLANNING COMMITTEE AND THE NEGOTIATING COUNCIL. THEY ARE STILL TO BE RATIFIED AT THE NEXT MEETING OF THE PLANNING COMMITTEE.

DRAFT MINUTES OF THE MEETING OF THE PLANNING COMMITTEE HELD ON FRIDAY 14 MAY 1993 AT 09H30 AT THE WORLD TRADE CENTRE

PRESENT: B Alexander

R Cronje

C Eglin (Chairperson by rotation)

PJ Gordhan

FT Mdlalose

RP Meyer

MC Ramaphosa

J Slovo

M Webb

T Eloff (Administration)

G Hutchings (Minutes)

1. Moment of Prayer/Meditation

A moment of prayer/meditation was observed by all members.

- 2. Welcome and Attendance
- 2.1 All members were welcomed.
- 2.2 Apologies were noted for Z Titus.
- 3. Ratification of Agenda

The agenda was ratified with the following amendment:

- The addition of an Item 6.4 to read "To give consideration in the Planning Comnmittee to the events surrounding J Slovo - the attempt upon his life and subsequent events".

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Minutes

The minutes of the meeting of 10 May 1993 were adopted with the following amendments:

- 4.1.1 Item 5.1.9, the addition of a further sentence to read "It was also agreed to request members of Technical Committees to keep in mind the concept of socially responsible fees";
- 4.1.2 Item 5.1.13 to read "It was agreed to defer the resubmitting of the Draft Resolution on Violence to the Negotiating Council to a later date at an appropriate time".

Matters arising out of the minutes of the meeting of 10 May 1993:

The ad hoc sub-committee (consisting of FT Mdlalose, R Meyer, C Ramaphosa and M Webb) reported on the meeting held with J Hall and A Gildenhuys from the National Peace Committee and the National Peace Secretariat. The following was noted:

i It was agreed that W Felgate, P Hatty, S Mafumadi and G Myburg would represent the peace structures (i.e. the National Peace Committee and the National Peace Secretariat) on the Technical Committee on Violence;

That submissions to the Technical Committee on Violence would be received from the National Peace Committee and the National Peace Secretariat; and

That the Technical Committee may not always be able to report back to their parent structures in detail.

Substantive Issues

- 5.1 Technical Committees Receipt of first reports:
- 5.1.1 The Sub-Committee (consisting of M Maharaj, B Ngubane and SS van der Merwe) presented an overview of the Technical Committee reports which encompassed items such as attendance in the Technical Committees, any problems experienced by the Technical Committee, items requiring action/attention by the Negotiating Council, etc. It was further noted that all the Technical Committees had all had at least two meetings;

- £ 7
- 5.1.3
- 5.1.4

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Technical Committee on Violence:

It was noted that the first report from the Technical Committee on Violence was not substantive but that the second report would be. It was agreed that the Sub-Committee, in consultation with the Technical Committee, establish a date as to when a substantive report will be received.

Technical Committee on the TEC and its Sub-Councils:

- 3. 1.3.1 It was noted that the initial report from the Technical Committee on the TEC and its Sub-Councils was too pro-active in its stated view of the desirability of a TEC. It was agreed that the Sub-Committee should have an informed discussion with the Technical Committee, recommending that the introduction to the report be amended accordingly.
- 3.1.3.2 It was further noted that only the Negotiating Council could decide on whether a TEC is needed or not and that the Technical Committee should therefore not be perceived to be pre-empting this decision of the Negotiating Council.

Technical Committee on the Independent Media Commission:

- 5.1.4.1 It was agreed to notify participants that whoever wished to submit inputs concerning the responsibility and objectivity of the general media (not only the electronic media), could do so.
- 5.14.2 It was agreed that the Sub-Committee is to submit a recommendation with regard to the possible substituting of C Noffke for B De Villiers in the IMC Technical Committee to the next meeting of the Planning Committee on Monday 17 May 1993.

Technical Committee on the Amendment or Repeal of Legislation impeding free political activity and Discriminatory Legislation:

It was agreed to recommend to this Technical Committee (via the Sub-Committee) to use the direct route as recommended in the first report (Option 1.1 of the first report). The Technical Committee would be assisted in this regard by the seconded members from the relevant justice departments, i.e. from the South African and TBVC States Department of Justice.

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- 5.1.6 Technical Committee on Constitutional Issues:
- 5.1.6.1 It was agreed that with regard to the report on the advisability of a regional committee/commission, the Sub-Committee submit a recommendation to the next meeting of the Planning Committee on Monday 17 May 1993. The possible composition of such a committee/commission should be included within the proposed recommendation. This report would facilitate the Planning Committee to make a recommendation to the meeting of the Negotiating Council on 18 May 1993. This issue should be dealt with in the Negotiating Council after the report from the Technical Committee on Constitutional Issues.
- 3.1.62 It was suggested that the Sub-Committee or the Technical Committee on Constitutional Issues present to the Planning Committee an overall picture of the differing scenarios with regard to the Phases of the Transition/Negotiation Process emerging from the reports of the Technical Committees.
- 5.1.7 Other issues with regard to the Technical Committees:

Sukilal It was agreed that on the issue of gender in the Technical Committees, the Sub-Committee is to submit a recommendation with regard to the Technical Committees which do not have women in their composition (i.e. Constitutional Issues and IEC) to the next meeting of the Planning Committee on Monday 17 May 1993.

- 5:1.7.2 It was agreed that if, for any reason, it was necessary to add further members to any Technical Committees, it should be stressed that the addition of another member must not delay the work of the Technical Committee. New members should be allowed to express their views within the Technical Committee, but when reporting to the Negotiating Council, the Technical Committee should present a united view.
- 3.1.%.3 The Technical Committees should identify all the views and issues contained in submissions from participants that should be debated in the Negotiating Council. All Technical Committees should be mindful of the fact that they are not negotiating fora and that their reports are the basis for discussion in the Negotiating Council.

PLANCOMM/MINUTES/MIN1405 4 21 May 1993 5.1.7.4

5.1.7.5

It was noted that due to time constraints, not all submissions had been considered for the initial reports, but would be considered for the second reports.

It was agreed that after this meeting, the Planning Committee meet with the Technical Committee members to thank them for their work so far and inform them of the process for structuring the presentation and discussion of the reports in the meeting of the Negotiating Council.

- 5.2 Structuring of the discussion of Reports from the Technical Committees in the meeting of the Negotiating Council:
- 5.2.1 The following process was agreed to:

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It was

The reports and submissions will be couriered to all participants to reach them not later than the evening of 15 May 1993;

The reports will be tabled in the meeting of the Negotiating Council and taken as read;

Each Technical Committee will have one spokesperson who would highlight issues and/or present an overview of the report; the entire Technical Committee and the Secretary would be present when the report was presented and discussed in the Negotiating Council,

The other Technical Committee members would be able to view the proceedings of the Negotiating Council from the media overflow room;

Inputs and questions of clarity would be invited from the floor. Technical Committee members would not be required to participate in the general debate.

agreed that the Sub-Committee be mandated to prepare a

document highlighting issues that require decision or guidance from the Negotiating Council as arising from the reports of the Technical Committees.

It was

agreed that for all subsequent reports of the Technical

Committees, an executive summary of the report should be attached.

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Procedural Issues

- 6.1
- 6.2
- 6.3

New Participants:

- 6.1.1 It was agreed that only International Organisations and Embassies be granted observer status to meetings of the Negotiating Forum.
- 6.1.2 It was noted that letters had been sent to all new applicants. It was agreed that the responses to these letters should be processed by the Administration, forwarded to the Sub-Committee, who in turn would submit recommendations to the Planning Committee.
- 6.1.3 It was agreed to defer the issue of Administrations/Governments to a future meeting of the Planning Committee.

Media Arrangements:

- 6.2.1 The report as presented was agreed to and would be presented to the Negotiating Council.
- 6.2.2 It was agreed that media representatives should pay for copies of the official papers of this process. The Administration was mandated to work out the cost of the relevant documentation and make the necessary arrangements.
- 6.2.3 It was noted that if media representatives require copies of submissions by participants, they should contact the relevant participant.

Events surrounding J Slovo - the attempt upon his life and subsequent events:

- 6.3.1 It was agreed that PJ Gordhan draft a resolution for discussion at the next meeting of the Planning Committee on Monday 17 May 1993, encompassing the following issues:
- * Political Tolerance;
- " Discouraging assassinations in any way;
- * Specifically expressing solidarity with J Slovo and others in this regard;

To call on the authorities to do whatever is necessary to protect the lives of political leaders;

* To have those known to have this intention acted against within the legal framework of South Africa;

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6.3.2 With regard to the dispute about J Slovo not having been informed by the SAP about the plot to take his life, it was noted that R Meyer will make contact with the Minister of Law and Order and this issue should

remain in abeyance until a meeting had been held between ${\tt Mr}$ Kriel and ${\tt Mr}$ Slovo.

Administrative and Financial Matters

7.1 Report on the meeting with the SAP: The report as presented was agreed to. The correspondence was noted.

It was agreed that documents for delegates and advisers be couriered to the

delegates, and that delegates be requested to forward the documentation to their advisers.

It was agreed that all documentation for the meeting of the Negotiating Council be embargoed until 12h00 on Tuesday 18 May 1993.

Report to and Agenda of Negotiating Council

- 8.1 The agenda as amended was agreed to (see Addendum A).
- 8.2 It was agreed that the current Chairperson report back to the Negotiating Council on behalf of the Planning Committee where necessary.

Meetings Schedule

The schedule as amended was agreed to (see Addendum B).

Closure

The meeting closed at 19h10.

1993 and the amended

CHAIRPERSON

Addendum A

DRAFT AGENDA FOR THE MEETING OF THE NEGOTIATING COUNCIL TO BE HELD ON TUESDAY 18 MAY 1993 AT 10H30

Chairpersonship - FT Mdlalose assisted by R Cronje

- i Moment of Prayer/Meditation
- 2 Welcome and Attendance
- : 3 Ratification of Agenda
- 4, Minutes
- 4.1 Adoption of the minutes of the meeting of the Negotiating Council of 7 May 1993
- 4.2 Matters arising out of the minutes of the meeting of the Negotiating Council of 7 May 1993
- 4.3 Other minutes to be noted:
- 4.3.1 Planning Committee of 3 May
- 4.3.2 Planning Committee of 10 May
- 5. Substantive Issues First Reports from the Technical Committees
- 5.1 Violence
- 5.2 Constitutional Issues:
- 5.2.1 Report from Technical Committee
- 5.2.2 Report on the advisability of a commission/committee on regions

(recommendation from Planning Committee)

- 5.3 Fundamental Human Rights during the Transition
- 5.4 Independent Election Commission
- 5.5 Independent Media Commission
- 5.6 Amendment or repeal of legislation impeding free political activity and discriminatory legislation
- 5.7 TEC and its Sub-Councils
- 6. Procedural Issues Report of the Planning Committee
- 6.1 New Participants
- 6.2 Media Arrangements
- s Administrative Matters
- 8. Meetings Schedule
- 9. Closure

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9 21 May 1993

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Planning Committee Planning Committee Planning Committee Negotiating Council

Planning Committee

Planning Committee Negotiating Council Planning Committee Negotiating Council

Planning Committee

NEGOTIATING FORUM

Friday 14 May 1993

Monday 17 May 1993 Tuesday 18 May 1993

Tuesday 18 May 1993

Tuesday 18 May 1993

Monday 24 May 1993 Tuesday 25 May 1993 Tuesday 25 May 1993 Friday 28 May 1993

Tuesday 1 June 1993 Thursday 3 June 1993

PROPOSED SCHEDULE OF MEETINGS

09h00 - 13h30

17h00 - 19h00

Time still to be decided upon

10h30 - 18h00 or until the completion of the agenda After completition of the meeting of the Negotiating Council

10nh00 - 18h00

10h00 - 18h00 18h00 - 20h00 10h00 - 18h00

10h00 - 18h00

10h00 - 18h00

PLANNING COMMITTEE AND THE NEGOTIATING AT THE NEXT MEETING OF THE PLANNING

DRAFT MINUTES OF THE MEETING OF ON MONDAY 17 MAY 1993 AT 17H00 AT

PRESENT: R Cronje

COUNCIL. THEY ARE STILL TO BE RATIFIED

COMMITTEE.

THE PLANNING COMMITTEE HELD THE WORLD TRADE CENTRE

C Eglin (Chairperson by rotation)

PJ Gordhan

FT Mdlalose RP Meyer

MC Ramaphosa J Slovo

Z Titus

M Webb

T Eloff (Administration)
G Hutchings (Minutes)

Moment of Prayer/Meditation

A moment of prayer/meditation was observed by all members.

Welcome and Attendance 21 All members were welcomed.

2.2

Ratification of Agenda

The agenda was ratified.

Substantive Issues

4.1

An apology was noted by B Alexander.

Recommendation on the advisability of a commission/committee on

regions and the possible composition of such a commission/committee - report from the Sub-Committee:

4.1.1 A report was presented

by the Sub-Committee outlining three

PLANCOMM/MINUTES/MIN170S 21 May 1993 proposals for consideration by the Planning Committee (one written proposal and two verbal).

After discussion it was agreed to submit the written report and accompanying resolution with amendments to the Negotiating Council as the recommendation from the Planning Committee. It was agreed that the Planning Committee would meet on Tuesday morning at 09h30 before the meeting of the Negotiating Council to approve the amended report and resolution.

It was agreed that participants should submit proposals with regard to the possible composition of the Commission on Regions by Thursday 17h00. The Sub-Committee would process the proposals and report back to the Planning Committee at its meeting on Monday 24 May 1993.

Recommendations with regard to the composition of the Technical Committees on Constitutional Issues and the IEC with regard to gender:

It was agreed to recommend to the Negotiating Council that Adv M Olivier be added to the Technical Committee on Constitutional Issues and that Dr F Ginwala be added to the Technical Committee on the Independent Electoral Commission.

Recommendation with regard to the possible substitution of B de Villiers by C Noffke:

It was agreed to replace B de Villiers with C Noffke in the Technical Committee on the Independent Media Commission.

New Members for Technical Committees:

It was reiterated that if, for any reason, it was necessary to add further members to any Technical Committees, it should be stressed that the addition of another member must not delay the work of the Technical Committee.

New members should be allowed to express their views within the Technical Committee, but when reporting to the Negotiating Council, the Technical Committee should present a united view. Furthermore, new members in Technical Committees are not able to revisit issues in the reports of Technical Committees that have been decided upon in the Negotiating Council.

Issues arising out of the Technical Committee reports that require decisions, guidelines or referrals by the Negotiating Council:

4.5.1 A report on the issues arising out of the Technical Committee reports requiring decision, guidelines or referrals by the Negotiating Council was presented by the Sub-Committee.

- 4.5.2 It was suggested that the second reports of the Technical Committees be received by Friday 21 May at 09h00 .
- 4.5.3 It was agreed that the Technical Committee on Constitutional Issues, as a priority, look at the different scenarios emerging from submissions of participants on the constitution-making process.
- 4.6 Draft Resolution on Death Threats: Due to time constraints it was agreed that the Planning Committee meet on

Tuesday 18 May 1993 at 09h30 before the meeting of the Negotiating Council to deal with this issue.

3: Possible Meeting - Tuesday 18 May 1993

It was agreed that the Planning Committee meet on Tuesday 18 May 1993 at 09h30 before the meeting of the Negotiating Council to deal with any unfinished business.

6. Closure

The meeting closed at 19h15.

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DRAFT MINUTES OF THE MEETING OF THE PLANNING COMMITTEE HELD ON TUESDAY 18 MAY 1993 AT 09H30 AT THE WORLD TRADE CENTRE

PRESENT: B Alexander

R Cronje

C Eglin (Chairperson by rotation)

PJ Gordhan

FT Mdlalose

RP Meyer

MC Ramaphosa

J Slovo

Z Titus

M Webb

T Eloff (Administration)

G Hutchings (Minutes)

1. Moment of Prayer/Meditation

A moment of prayer/meditation was observed by all members.

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Welcome and Attendance

All members were welcomed.

8 Ratification of Agenda

There was no agenda for the meeting. It was noted that the three items to be dealt with in this meeting were:

* The Amended Report on a commission/committee for regions;

The place on the Negotiating Councils agenda for recommendations with regard to the Composition of Technical Committees;

* The proposed resolution on Intolerance and Assassinations; and

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1 21 May 1993

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The presentation of the Technical Committees Reports to the Negotiating Council

Substantive Issues

4.1

Amended report on the advisability of a commission/committee on regions from the Planning Committee to the Negotiating Council:

- 4.1.1 An amended report was presented by the Sub-Committee to the Planning Committee.
- 4.1.2 After discussion the document as amended was agreed to (see Addendum A).

Recommendations with regard to the composition of the Technical Committees on Constitutional Issues and the IEC with regard to gender:

It was agreed to recommend to the Negotiating Council that under ratification of the agenda, that these recommendations appear as an agenda item.

Draft Resolution on Intolerance and Assassinations:

It was agreed to submit the draft resolution to the Negotiating Council as a proposal from the Planning Committee (see Addendum B).

Presentation of Technical Committee reports in the Negotiating Council:

- 4.4.1 It was agreed to table and deal with each Technical Committee Report completely before moving onto the next report.
- 4.4.2 It was agreed that the order that the Technical Committees present their reports remain as is.

Participants should be made aware that, due to time constraints, not all submissions had been taken into consideration in the first reports of the Technical Committees but would be for the second reports. Furthermore, discussions in the meeting of the Negotiating Council would be preliminary discussions facilitated by the reports of the Technical Committees.

Closure

The meeting closed at 10h40.

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These minutes were ratified at the meeting of the Planning Committee of	
1993 and the amended	
versions signed by the Chairperson of this meEeting ON &.:ievuivavvsvsnae	1993

CHAIRPERSON

PLANCOMM/MINUTES/MIN180S 21 May 1993

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PLANNING COMMITTEE REPORT ON REGIONS
TO THE MEETING OF THE NEGOTIATING COUNCIL ON 18 MAY 1993

On 7 May 1993 the Negotiating Council agreed that the Planning Committee would submit to it recommendations on the appointment, terms of reference and time frames of either a commission or a committee on regions (boundaries and functions of regions/states). The Planning Committee asked the Technical Committee on Constitutional Issues for recommendations in this regard. The recommendations of the Technical Committee were received on 14 May 1993. A copy is attached.

The Technical Committee, in its Interim Report based on submissions received to date, reported that there appeared to be broad agreement that the most suitable form of state for the future will be one which involves an allocation of powers to a central government and regional governments. The differences that exist relate essentially to the boundaries, powers and functions of the regions and the process whereby such differences may be resolved. Boundaries will be relevant to the electoral process, as well as to the structures of the Constitution. The powers and functions of regions are crucial to issues such as the form of state and self determination, and will be a fundamental part of the constitution.

The Technical Committee considered that as far as demarcation of boundaries is concerned, there seems to be a clear role for a commission, because the task is one which appropriately should be performed by a broadly based body of suitably qualified people, who will hear representations and possibly conduct public hearings. As far as powers and functions of regions are concerned, the issue could be dealt with by the Technical Committee itself, or another committee, but because of the centrality of the issue, it felt that there may be an advantage in having this issue allocated to the Commission as well.

From a broad overall perspective, three distinguishable alternative approaches to the process that will lead to a new democratic constitutional dispensation, seem to have emerged from the constitution making process:

- a) The election, as soon as possible, of a constituent assembly that will write and enact a new constitution.
- b) The seeking of agreements within the MPNP on a new constitution and the enactment of that constitution by the present Parliament.

That seeking of agreement within the MPNP on a transitional/interim constitution, the enactment by the present Parliament of that constitution, the election of a legislature under that constitution, and the formulation and enactment of a new constitution by that legislature according to predetermined constitutional principles.

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Having considered and discussed the recommendations of the Technical Committee; having taken into account the way in which the negotiating process has progressed up to now and the needs of the negotiating process on the way forward; and being aware of the need for any new constitutional dispensation to be accepted as legitimate by the broadest possible spectrum of the population; the Planning Committee is of the opinion that a Commission can be of invaluable assistance to the negotiating process, irrespective of which of the three roads to a new constitution is taken. It is however recommended that at this stage of the process, a commission will be of maximum help as far as the boundaries of regions are concerned, while the more technical aspects, like powers and functions are attended to by the Technical Committee on Constitutional Matters.

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REGIONAL DEMARCATION AND RELATED ISSUES
Report to the Planning Committee: 13 May 1993

Instructions

The Planning Committee has requested this Technical Committee to give priority to considering to the best way of addressing the issue of the demarcation of borders, functions and powers of Regions, the following alternatives being suggested as possible mechanisms for handling the matter:

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the Technical Committee on Constitutional Issues;

an additional technical committee specially appointed for the purpose; a special commission on regional government.

Introductory considerations

There appears to be broad agreement that the most suitable form of government for the future will be one which involves an allocation of powers to a central government and regional governments. The differences that exist relate essentially to the boundaries, powers and functions of the regions and the process whereby such differences may be resolved. Boundaries will be relevant to the electoral process, as well as the structures of the Constitution. The powers and functions of the regions are crucial to issues such as the form of state and selfdetermination, and will be a fundamental part of the Constitution.

As far as demarcation of boundaries is concerned, there seems 10 us t0 be a clear role for a commission. The task: is one which appropriately should be performed by a body of suitably qualified people, who will hear representations and possibly conduct public hearings. We will have our hands full in this Committee in dealing with the many issues referred to us. But apart from that, we are of the opinion that demarcation issues are more appropriately deait with by a broadly based commission than a small technical committee.

As far as powers and functions of regions are concerned, the issues could be dealt with by ourselves or another technical commirtee, but because of the centrality of the issue, there may be an advantage in having this issue allocated to the Commission as well.

The precise terms of reference of the Commission will be influenced by the

views of the Negotiating Council in regard to the process of constitution making, the constitutional principle on regions, and the electoral system.

A constitutional principle on regions was developed at Codesa, but it has not yet been adopted by the Negotiating Council, and it seems 0 us that the principle could usefully be expanded to accord greater security to all involved, and in particular to those that have regional interests at heart. We suggest that consideration be given (0 whether the Codesa principle could therefore be elaborated to include the following:

The idea of a special role for regions in the formal amendment procedure of the Constitution, especially on matters arfecting regions;

The concept of regional representation possibly in a Senate in the central legislature; and

A list of justiciable criteria conditioning conflicts between central and regional governments to guard against the possibility that the party or parties at the centre might exercise governmental powers for the purpose of penalising regional opponents.

It is clear from the Codesa documents that there is substantial support for an electoral system based on proportional representation, with a regional component. This, however, has not yet been debated in the Negotiating Council.

We suggest that the issues that we have raised be debated in the Negotiating Council as a martter of urgency so that the terms of reference of the Commission in so far as demarcation is concerned can be formulated, and a final decision be taken in regard to the desirability of including the issue of powers and functions of regions in the terms of reference of the Commission.

If decisions are taken on these issues we would be able 10 formulate terms of reference of a Commission for consideration by the Negotiation Council. Because of the urgency of the marter, we have addressed some of the considerations that may have to be taken into account in the appointment and functioning of the Commission. These are set out below.

A Commission on Regional Government

3.1 Appointment

The Negotiating Council should seek agreement on the membership and the terms of reference of a Commission for Regional Government. Regarding the establishment

of the Commission, the following alternatives may be considered:

formal appointment and instruction Dy proclamation in the Government $\mbox{\it Gazerte:}$ or

appointment and instruction by the Negotiating Council. 3.2 Composition of the Commission

The Commission should in our view consist of ten members. The members should be persons suitably qualified for the various tasks of the Commission and be persons

whose personal integrity is generally acknowledged.

The Negotiating Council could either appoint from among the members of the Commission a chairperson and vice-chairperson or such appointments could be left 10 theemsambers of the Commission itself.

The Commission may, within its discretion, divide into committees for the purposes

of performing its functions regarding the various elements of its terms of reference.

- 3.3 The Commission's Suggested Terms of Reference
- 3.3.1 The Commission should be required, as a marer of urgency, to make recommendations to the Negotiating Council on the delimitation of regions

for the purposes of elections. For this purpose the Commission may be required to take into consideration the following criteria:

- J.d.1.1
- 3.3.1.2
- 3.3.1.5
- 3.3.1.6
- 3.3.1.7
- 3.3.1.8
- 3.3.1.9
- 3.3.1.10

historical boundaries, including provincial, magisterial and district boundaries and infrastructures

administrative considerations including the availability or non availability of infrastructures and nodal points for services

the need to rationalise existing regional structures (including the TBVC states, self-governing territories and regional

governments)

the necessity of limiting financial and other costs as much as is reasonably possible

the need to minimize inconvenience to the people the need to minimize the dislocation of services demographic considerations

economic viability

developmental potential

cultural and language realities

The Commission should be required to invite all interested parties and

persons to submit their views and recommendations regarding the

delimitation of regions either in writing or orally on or before a date determined by the Commission.

The Commission should be instructed to submit its recommendations

regarding the delimitation of regions to the Negotiating Council not later

than one month after its appointment.

Depending upon the progress made in the Negotiating Council on reaching agreements regarding the structures, procedures, functions and powers of regional governments under the Constitution replacing the present constitutional dispensation, the Commission might be required, within a specified period, to submit recommendations to the Negotiating Council on sych marers.

In the performance of all of its functions the Commission should be required to take cognizance of the progress made in the Negotiating Council in the formulation of agreements on constitutional matters.

The Constitution replacing the present constitutional dispensation should make special provision for the continuation, appointment, composition and terms of reference of the Commission or a similar commission, as well as for the procedures regarding the acceptance, rejection or referral of its recommendations by a constitution making body.

The terms of reference of the Commission should in terms of the Constitution replacing the present constitutional dispensation include inquiry into and the making of recommendations to 3 constitution making body regarding the final boundaries, powers, functions and constitutional structures of regions in the future constitutional dispensation.

4 Functioning of the Commission

4.1,

The Commission should be allowed to determine its own procedures for gathering and considering evidence, provided that evidence and representations must be gathered from all pars of the country, and that cogpizance must be taken of ongoing negotiations in the Negotiating Council, which should continue notwithstanding the appointment of the Commission.

The Commission should be provided with sufficient and suitably qualified staff and resources to perform its task as expeditiously and impartially as possible.

TEc13_S1.00C 13 May 1993 Whereas there appears to be broad agreement that the most suitable form of government for the future will be one which involves an allocation of powers to central and regional governments, while the differences that exist relate essentially to the boundaries, powers and

functions of the regions and the process whereby such differences may be resolved;

Realising that regional boundaries will be relevant to the electoral process, as well as to the

structures of the Constitution;

Accepting that the powers and functions of the regions are crucial to issues such as the fo ${\tt rm}$

of state and self-determination, and will be a fundamental part of the constitution;

Convinced that while the demarcation of boundaries is a task which appropriately should be performed by a broadly based body of suitably qualified people, who will hear representatives from the public at large and from different areas of the country, issues regarding the functions and powers of regions can at this stage of the negotiations best be dealt with by a smaller technical committee; and

Determined to ensure that we achieve a peaceful and negotiated agreement on the democratic transformation of our country within the time frames we have set for ourselves.

Hereby resolve:

That the Technical Committee on Constitutional Issues be charged with formulating as a matter of urgent priority, recommendations on the structures, powers and functions of regions, on constitutional principles and on the constitution making process.

That a Commission be appointed to make recommendations to the Negotiating Council within six weeks of its appointment, on the delimitation of regions.

That for the purpose of its recommendation the Commission should be charged to take into consideration, inter alia, the following criteria:

PLANCOMM/DOCUMENT/COMMISS. RES 18 May 1993

Historical boundaries, including provincial, magisterial and district boundaries and infrastructures.

Administrative considerations including the availability or non-availability of infrastructures and nodal points for services.

The need or otherwise to rationalise existing structures (including the TBVC States, self-governing territories and regional government).

- 3.4 The necessity of limiting financial and other costs as much as is reasonably possible.
- 3.5 The need to minimise inconvenience to the people.
- 3.6 The need to minimise the dislocation of services.
- 3.7 Demographic considerations.
- 3.8 Economic viability.
- 3.9 Developmental potential.
- 3.10 Cultural and language realities.

That the Commission should be required to allow interested parties and persons to submit their views and recommendations within a specified period which should not be less than one month after an invitation in this regard has been published; and that the Commission should take these into account for the purposes of formulating its recommendations.

That the Commission should also be free to take cognisance of any other material it might wish to collect for the purposes of its recommendations.

That the Commission should also for the purposes of its recommendations take cognisance of any progress made in the Negotiating Council by way of agreements on constitutional matters.

That this Council shall from time to time review the progress made towards the reaching of agreements regarding the structures, functions and powers of regional governments under the Constitution replacing the present Constitution, and consider the advisability of a Commission also being required to submit recommendations on such matters.

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That the Commission should be composed of ten members agreed upon in this Council: that the members should be persons of acknowledged personal integrity and suitably qualified specifically or in general for the task assigned to the Commission; that participants be called upon to submit names of candidates to the Administration before 12h00 Friday 21 May 1993 and that the Planning Committee make a recommendation in this regard to this Council.

That the Planning Committee, with the assistance of the Technical Committee on Constitutional Issues, prepare draft Terms of Reference for the Commission for consideration by this Council.

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2/

SECOND DRAFT

PROPOSED RESOLUTION ON INTOLERANCE AND ASSASSINATIONS

This Negotiating Council, meeting at the World Trade Centre on 18 May 1993:

Notes with outrage:

- 1.1 The rising tide of political intolerance in South Africa;
- 1.2 The recent increase in actual and threatened political assassinations and violence; and is

Profoundly disturbed:

By the threats to the lives of certain political leaders taking part in the Negotiating Process, including the recently uncovered plan to assassinate the leader of a delegation in the Negotiating Council;

Believing:

That a political climate in which there is no violence, assassinations and intolerance is essential to the success of the negotiation process;

Therefore resolves to:

- 4.1 Express our sincere solidarity with and concern for the safety of all members of delegations;
- 42 Condemn the use of assassinations and other forms of political violence to resolve political differences;

Call on all to create the conditions which discourage violent attacks on political opponents and to ensure suitable legal action is taken against those contemplating assassination and similar violent acts.

Addendumr B

List of Persons Nominated for the Commission on the Delimitation of

Regions/Provinces/States

African National Congress

Daphne Paul
Dhlomo Oscar
Gwagwa Lulu, Ms
Humphries Richard
Magi Lindisizwe
Matsepe Ivy, Ms
McCarthy Jeff
Mennel Clive
Mokate Renosi, Ms
Mvusi Linda, Ms
Nomvete Bax

Nonyane Ali

Shubane Khehla

Tode Alison, Ms

Van der Westhuizen Johann, Prof Van Rhyneveld Phillip

Young Amanda

Zulu Paul

Afrikaner -Volksunie

Bothma V, Dr Bruwer Pieter, Mr

Calitz Johan, Mr Booysen Hercules, Prof

Hart TM, Dr

Jooste Chris, Dr

Khumalo, JAM, Hon. Justice Reyneke, JP (Koos), Mr Richards J, Mr

Roodtman Pieter, Mr Viljoen Dirk, Mr

University of Fort Hare

Institute for Multi Party Democracy, Durban
University of Natal _
Centre for Policy Studies, Johannesburg
University of Zululand

Education Development Trust

University of Natal, Pietermaritzburg Anglovaal, Johannesburg

DBSA, Midrand

Johannesburg

African Institute for Policy Analysis and Economic

Integration, University of Cape Town

Land Surveyor

Centre for Policy Studies, Johannesburg University of Natal

University of Pretoria

University of Western Cape

Planner, Cape Town, City Council University of Natal

Ethnologist

Historian, Author/Researcher on an Afrikaner Region

Demographer - Development Bank of SA

 $\begin{array}{c} \text{Dept of Constitutional and International Law-} \\ \text{UNISA} \end{array}$

Chairperson Local Area Committee

Sociologist

Judge - Supreme Court of Bophuthatswana Region Architect and Planner - Pretoria

Agro-Economist - Chief Agriculturist of the SA Trust Organisations

Director SOAK

Region and Town Planner

TECCOM/NOMINEES/REG.DEMARCATION/May 21, 1993

Bos Dawie, Dr

Cowley John, Prof

De Villiers Bertus, Dr Louw A du P, Prof Khumalo JAM, Hon. Justice Leistner GME, Dr

Pienaar PA, Mr

Reyneke JP (Koos), Mr Schoeman DW, Mr

Schutte JL, Prof

Cape Traditional Leaders Burnf-Ncamafhe SM, Chief Gjisane M, Prof

Manona C, Mr

Ciskei Government

Conco WZ, Dr

De Villiers Bertus, Dr Khumalo JAM, Hon. Justice Kriek Dan, Prof

Leistner GME, Dr

Louw Leon, Mr

Maarsdorp Gavin, Professor Nkabinde AC, Professor Reyneke JP (Koos), Mr Smit Flip, Professor

Steyn Anna, Professor

Vale Colin, Dr

Senior Lecturer - Dept of Town and Regional Planning

Dept of Geography

Chief - Centre for Constitutional Analysis - HSRC Dept of Political Science - UNISA $\hat{\mathbf{A}} \mathbf{>}$

Judge - Supreme Court of Bophuthatswana

Retired - Director of the Africa Institute of SA Dept of Geography - UNISA

Architect - Pretoria

Director - Directorate for Development Planning, Mmabatho

Head - Dept of Town and Regional Planning and Director - Institute for Planning and Development

Veteran & Historian - Serves in numerous land commissions

Former Lecturer - University of Transkei - Dept of History - Director-General Transkei Government Historian - Many commissions and Boundaries

Psychiatrist - Dept of Psychology - Kwa Zulu Chief Centre for Constitutional Analysis - HSRC Judge of the Supreme Court - Bophuthatswana Expertise Constitutional Affairs - UNISA Retired - Director Africa Institute

Director - Freemarket Foundation

University of Natal

Rector - University of Zululand

Architect - Pretoria

Rector - Pretoria University

Dept of Sociology - RAU

Senior Lecturer - International Relations - Wits University

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3C

Democratic Party

Bethlehem RW, Dr Group Economic Consultant - JCI Ltd

Bernstein Ann, Ms Executive Director - Urban Foundation

Davies WJ, Prof Institute of Social and Economic Research, Rhodes

Frost Mervyn L, Prof M. Phil Oxford - D. Phil Stellenbosch

Irvine Douglas M, Prof Political Science - Natal University Pietermaritzburg visiting from the \mathtt{UK}

Maphai TV, Prof Head - Political Studies Dept University of Western Cape

McCarthy Colin L, Prof Dept of Economics - University of Stellenbosch

Mogoba Stanley, Rev. Dr Presiding Bishop of Methodist Church of SA

Simkins Charles EW, Prof Political Economy, at University of Witwatersrand

Wait Charles VR, Prof Economics University of Port Elizabeth

Welsh DJ, Prof Southern African Politics - UCT

Inkatha Freedom Party

Bethlehem RW, Dr SACOB, JCI

Conco WZ, Dr Former ANC Executive Member

Dumbutshena Enos, Justice Former Chief Justice of Zimbabwe - Judge of Appeal Court in Namibia

Frost Mervyn L, Prof University of Natal

Hansmeyer PN, Mr Former Commission General - Kwa Zulu, now Pretoria

Khumalo JAM, Hon. Justice Bophuthatswana

Kriek Dan, Prof UNISA

Maasdorp Gavin, Professor Economist University of Natal

Nkabinde AC, Professor University of Zululand

Richter Deon, Mr DBSA

Smit Flip, Prof Rector - University of Pretoria

Van der Ross D, Prof Former Rector - University of Western Cape

Inyandza National Movement

Mabuza EB, Advocate Supreme Court of SA Van Rensburg EGJ, Mrs Regional and Town Planner, KaNgwane TECCOM/NOMINEES/REG.DEMARCATION/ 3 May 21, 1993 Konserwatiewe Party Bakkes Cas, Dr

Danzfuss FWA, Advocate De Beer Elardus

Kemp Koos

Khumalo JAM, Hon. Justice Malan Frederik Johannes Reyneke JP (Koos)

Samuel David Rees

Schabort Johannes Christoffel, Prof Van der Wateren Hendrik Weber Werner Ludolf

Labour of South Afri

Lockey Desmond, Mr

National Party

Coetzee S, Dr
Du Plessis A, Mr
Kriek D, Prof
Laubser K, Prof
Liebenberg P, Mr
Maree J, Mr
Nkuhlu W, Prof
Steyn A, Prof
Van Zyl G, Mr
Van der Merwe I, Prof
Venter A, Prof

National Peopleâ\200\231

Arenstein, RI, Mr

Executive Director, Institute for Historic Research - HSRC

Bloemfontein Bar

Farmer - Northern Transvaal

Businessman - Pietersburg

Judge Supreme Court - Bophuthatswana

Senior Lecturer - Philosophy - UOFS

Architect _ Pretoria

Attorney - Convenor Attorneys Examination Board OFS

Emeritus - Professor, Farmer/Businessman, Brits Emeritus Prof, Volkekunde, Potchefstroom

B. Comm, BSc Agric., Farmer, Piet Retief

Africa Institute Businessman, Sancorp UNISA

University of OFS Businessman Businessman, Eskom DBSA, IDT

RAU

University of Stellenbosch Political Science, RAU

Attorney

TECCOM/NOMINEES/REG.DEMARCATION/ 4 May 21, 1993

32

Afri

Bradley E, Ms

Chief Justice, The Dhlomo O, Dr Hanekom F, Prof Rautenbach I, Prof Relly G, Mr

Sadie J, Prof

Schutte J, Prof

Van der Merwe P, Dr

Transkei Government

Sigcau SN, Ms

Ven vernmen

Daphne Paul
Gwagwa Lulu, Ms
Humphries Richard
Matsepe Ivy, Ms
McCarthy Jeff
Nomvete Bax
Nonyane Ali
Shubane Khehla
Young Amanda

United Peopleâ\200\231s Front

Ratlabana Simon, Mr

Toyota

(As Chairman)

Institute for Multi Party Democracy

UNISA

RAU

Anglo American Corporation

Ex Us

Dept of Constitutional Law - Potchefstroom

Ex - Chairman - Commission for Administration

Former Minister of State in Transkei

University of Fort Hare

University of Natal

Centre for Policy Studies, Johannesburg Education Development Trust

University of Natal, Pietermaritzburg

Analyst and Economist

Land Surveyor, Johannesburg

Political Analyst in the Centre for Policy Studies Town Planner, Cape Town, City Council

Presently - Dept of Justice as Magistrate

TECCOM/NOMINEES/REG.DEMARCATION/May 21, 1993

Ximoko Progressive Party

Ackron J, Mr Chairman - Regional Development Strategic Task Team for Regions

Botes J, Mr Chairman - Regional Development Advisory Council

De Villiers Andre, Dr Economist, University of the North

De Villiers Bertus, Dr Chief - Centre Constitutional Analysis - HSRC

TECCOM/NOMINEES/REG.DEMARCATION/May 21, 1993

121- 5-93 ¢ 9:10AM ¢

MS. RENOSI MOKATE

MS. IVY MATSEPE

JOHANN VAN DER WESTHUYSEN -PAUL DAPHNE

KHEHLA SHUBANE

AMANDA YOUNG RICHARD HUMPHRIES

MS. LULU GWAGWA MS. LINDA MVUSI PAUL ZULU

JEFF MCCARTHY

LINDISIZWE MAGI CLIVE

ALI NONYANE

BAX NOMVETE

~ OSCAR DHLOMO

MS. ALISON TODE PHILLIP VAN RHYNVELD

ANC NEG COMMISIOF MLLIIE NEU PRCEDD-F 2/ &

DBSA,

MIDRAND

EDUCATION DEVELOPMENT TRUST UNIVERSITY OF PRETORIA UNIVERSITY OF FORT HARE .CENTRE FOR POLICY STUDIES, JOHANNESBURG

PLANNER, CAPE TOWN CITY COUNCLL CENTRE FOR POLICY STUDIES, JOHANNESBURG

UNIVERSITY OF NATAL JOHANNESBURG

UNIVERSITY OF NATAL
UNIVERSITY OF NATAL
PIETERMARITZBURG
UNIVERSITY OF ZULULAND
cave= /A o=v ¢
JOHANNES G

I.AND SURVEYOR, JOHANNESBURG

AFRICAN INSTITUTE FOR POLICY ANALYSIS AND ECONOMIC

INTEGRATION,

UNIVERSITY OF CAPE TOWN INSTITUTE FOR MULTI PARTY DEMOCRACY,

DURBAN

UNIVERSITY OF NATAL UNIVERSITY OF WESTERN CAPE

PHONE NO.: 3233600

TO THE MULT1-PARTY NEGNT IATING PRUCCESH

FAX: [011) 397 2211

RE: COMMISSION ON BOUNDARIES
NOMINATIONS for the COMMISSION on BOUNDARIES by the A.V.U

(AFR!KRNER-VOLKSUNIE) - 1n arder of preference.

Dr T. M. Haert, B.A., M.A., D. LIT!, T.H.E.D; former Head of the Scheogl of Cummunication Sciencus and Lean of lHumanities at the Pretnria Teghnicon. Currwntly Invulved in local and regional government as cheirperson ot a Lucal Area Committwe and cnuncillor of the Pretoria Regional Scrvices Counecil. Tel no. (012] 322-3400

Prot !'erculcs Dooysen of the Department of Constitutional amd International Law at UNICSA.

The Hon Juwtice J.A.M. Khumale, Junge ot the Supreme Court of Bophuthatswana.

Mr Dirk Vviljoen, Region and Town Planner. Mr J. P. [(Koos] Recyneke, B Ar-h; Architect and Planner.

Mr Pieler Bruwer, Historian anc Author/Researcher on a Afrikaner Region.

MAr Pieter Rondtman, Direk teur SOAK.

Dr V. Bothma, Ethnologist.

Dr Chris Jooste, Sosiologlst.

Me Juhan Calitz, Demographar, Development Bank of SA.

Mr 1. Richards, B.Sc. Ayric. [HAns]s Agro-Economist, Chief Aqriculturist at the S.A. Trust Organisation in charyw of

exparimental tfarms for Lhe agricul tural development oOf $\operatorname{reglLons}$.

FROM: C3a PHONE NO. @ 3233600 P82

CURRICULUM VITAE

DIRX JOHANNES VILIQEN

. ACADREMIC CAREER

Bachelor's degree in Land Surveying (Cum Laude) Preiona University (1952).

Master's degree in City and Regional Planning, Pretocia University (1963).

2. PROEESSIONAJ. CAREER

Practised as Land Surveyor from December 1952 to Decamber 1960: Province of the Orange I'ree State and Zimbahwe,

Employed by the then Natural Resources Development Council, forerunner of the Depariment of Planning (Department of Regional and Land Affairs at present), 1961 - 1964. Achieved the rank of Assistant Director of Planning. Established new practice combining Land Surveying and City and Regional Planning. Aim: To provide a mult-disciplinary (one-stop) professional service in the development sphere.

Member and President (1976) of the Institute of Lannd Surveyors of Transvaal.

Member and President (1978) of the S.A, Institute of Town gnd Reglonal Planners.

First President of the \hat{A} S.A. Council for Town and Regional Planners of South Africa.

3. QUTSIDE INTERESTS

Member of AVSTIG (Afrikanervryheidstigling).

Member of the Executive Committee and the Board of the S.A. Bureau for Racial Aftairs.

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BOPHUTHATSWANA GOVERNMENT NOMINATIONS FOR COMMISSION ON BOUNDARIES

1. THE HON JUSTICE J.A.M. KHUMALO Judge, Supreme Court of Bophuthatswana Nominated as Chairman and member

. PROF J.L. SCHUTTE

Head, Dept of Town and Regional Planning and Director, Institute for Planning and Development, Potchefstroom University Tel 0148-992485

DR BERTUS DE VILLIERS Chief, Centre for Constitutional Analysis, HSRC, Pretoria Tel 012-202 2552

. PROF A. DU P. LOUW Dept of Political Science, UNISA, Pretoria Tel C12-429 6362

DR G.M.E. LEISTNER
Retired Director of the Africa Institute of SA
Tel 012-28 6970

. DR DAWIE BOS Senior Lecturer, Dept of Town and Regional Planning, Potchefstroom University Tel 0148-99254%5

. MR D.W. SCHOEMAN Director, Directorate for Development Planning, Mmabatho Tel 0140-842940

. MR J.P. (Koos) REYNEKE Architect, PO Box 71564, Die Wilgers Tel 012-807 1815

MR P.A. PIENAAR Dept of Geography. UNISA, Pretoria Tel 012-429 6471

10. PROF JOHN COWLEY Dept of Geography, UNIBO, Mmabatho Tel 0140-892111 :E;i;

Chief SM Burnf-Ncamafhe Serves in many land commissions — Numerous commissions — Veteran and Historian

Mr C Manona Former Lecturer - University of Transkei Department of History -Director-: - 2neral Transkei Government Historian

Professor M Gjisane Historian - Many commissions and boundaries.

All the above persons can be reached c/o Chief M Nonkonyana.

MAY 21 â\200\23133 11:35AM HUTTON & COOK

[Riphabliki YeCiskei EyIRSMwA ¢ Republic of Ciskel

[-Ofisi YeBhunga D WAy &, Office of the Council LoMbuso % I of State

P.O. Box 1, Bisho, Republic of Ciskei, Southem Africa. Telephone 0401-92310 Telax 25.0885CX Telefax No. (0401.91189)

21 May 1983

Administrative Office Multl-Pargf Negotiating Process P O Box 307

ISANDQ

Fax No: 011 - 3872211

Ciskei Government hereby makes the following nominations for the Commission on Boundaries.

1. Dr G M.E. Leistner, retired Director Africa Institute Telephone 012 - 286970

The Honourable Mr Justice J.A.M. Knumalo Judge of the Suprems Court - Bophuthatswana.

Or Bertus De Villiers, Chief: Centre for Constitutional Analysis, MSRC Human Scientist Research Councii, Pretoria, expertisa Constitutions and related aspects. Telephone 012 - 2022552,

Mr Leson Louw, Director Freemarket Foundation, expertise, viability of Reglons. Teisphone 011 - 4831910.

Professor Gavin Marsdell, University of Natal, expertise Regional Cooperation.

Professor Anna sitaegn, Department of Seciology, Rand Afrikaans University. Telephone 011 - 4892885

Professor Fiip Smit, Rector Pretoria University, specialist geographer.

Dr Colin Vale, Senior Lacturer, International Relations, Wits University. Telsphone 011 - 8841150,

Professor A.C. Nkabinde, Rector University of Zululand.

MAY 21 â\200\231S3 11:35AM HUTTON & COOK

Riphablii YeCiskei YRVIRSVA(Republic of Ciskel [-Ofisi YeBhunga UDVPAW®) Office of the Council LoMbuso % * of State

P.O. Box 1, Bisho, Republic of Ciskei, Southern Africa. Telephone 0401-92310. Telex 25-0885 CX Talefax No. (3401-91189)

-2.

- 10. Professor Dan Kriek, Unisa. Expertise Constitutional Atfairs,
- 11, Dr W.Z. Conco, Psychiatrist, Department of Psychology, Kwa Zulu Natal.
- 12, Mr Jacobus Pietrus Reyneke, Architect Pretoria. Telepnore 012 8071815,

Yours faithfully

CI£KEI GOVERNMENT

MULTI-PARTY NEGOTIATING PROCESS

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r.21

Demokratiese Party, 5de Verdieping. Roelandstrase 2. ad 3001
Dumntkggmï¬\201hï¬\201azBuï¬\201ner}Rmï¬\201ni¬\201hnnPurï¬\202nni¬\202nl <::::>:
NASIONALE HOOFKANTOOR
NATIONAL HEAD OFFICE

Party

@ 45-1431 £ 1475, 8000 FAX 461-5276 mm - Democratic Party

To: The Administration 20 May 1983 Multi-Party Negotiating Process Fax (011) 397-2211

c i i imitation o

The Democratic Party wishes to submit the names of the following persons, all of whom arc of acknowledged personal integrity and are guitably gqualified (in alphabetical order):

Ms Ann Bernstein

Prof W.J. (Bill) Davies Prof T. Vincent Maphai Prof Colin L. McCarthy Rev Dr Stanley Mogoba Prof Charles E.W. Simkins N8 N

Prof Charles V.R. Wait Prof David J. Welsh

T attach hereto brief biographical details of each of the above.

Vo o AT

_

K.M. Andrew

Co-ordinator: DP Negotiating Team

e ik DR 1 O SR | O AL

An Bxecutive Director of the Urban Foundation, Head of Development Strategy and Pulicy Unit, Masters Degree in Urban and Regional Planning from University of California, USA

Travelled extensively throughout South Africa investigating community/government relationships, developmental needs, service delivery and inter-community relationships

Tel. (h) (011) 728 3976 {(w) (011) 403 5500

W, i vi

Professor of Development Studies, Institute of Social and Economic Research, Rhodes University.

MA (Geography) (niversity nf Port Elizsbeth

MA (Regional Science) University of Pennsylvania, USA.

Referee for HSRC Institutesâ\200\231 reports on "Access to State Provided Basic Needs for Blacks in Natalâ\200\235 (1989) and "A Strategic Development Study for Planning Region Nine of Development Region D".

Member/chairperson of numerous organisatiocns concerned with development, distress relief, education, housing, etc.

Extensive research into regional socio-economic development focused mainly on the Border Region and the Ciskei Rocecaroh inveotigatism af Regienal Develupment and Second Tier Government Institutions in Natal/Kwazulu.

Article on Regional Development Strategy in South Africa.

UX-9V YVigwcs 5 1

Head of Political Studies Department, University of the Weslern Cape Studied, lectured and published in South Africa and overseas Current Research: Political Transition in South Africa

Tel. (w) (021) 959 2593 and Fax (w) (021) 959 2578

V N

Professor in Dept of Economics, University of Stellenbosch. Consultant to Development Bank of South Africa and Urban Foundation on regional development.

Numerous publications and articles including â\200\234The First World - Third World analysis of South African economic development: relevance and implications"

"Apartheid ideoclogy and economic development policyâ\200\235

"Industrial development and distributionâ\200\235

â\200\234Industrial decentralisation and regional development for a post-Apartheid South Africaâ\200\235.

ReV

Presiding Bishop of Methodist Church of South Africa Vice-chairperson of National Peace Committee Past President of SA Institute of Race Relations Tel. (w) (031) 21 6424

0

Professor of Political Economy at University of Witwatersrand

Worked and published extengively on dcmography and income distribution in South Africa $\$

Member of Consultative Business movement $200\231's$ team producing a report on regionalism in South Africa

Chairman: Â@SA Institute of Race Relalions

Z21-85-1993 @7:41 FRCM KEN ANDREW MP TEL 6833235 T3 8113972211

Former Judge of Supreme Court

Former Chairman of Independent Development Trust and Urban Foundation

Tel. (h) (021) 794 3545

I Voow.

Professor of Economics at University of Port Elizabeth Articles and research reports include:
"The Greater East London/King William's Town Development Region: Towards a Strategy for Survivalâ\200\235
"Eeconomic Trends in the East Cape: A comparative studyâ\200\235

vi . W h

Professor of Southern African Politics at the University of Cape Town
Published, lectured and consulted widely on the politics of divided societies and on regionalism/federalism
Tel. (h) (021) 686 3580

TOTARL P.E3

£ ¢5-1431 ED 1475, 000 FAX 461.5276

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Gk st & SR

&@wMâ\200\230 S Psliical Koy Qeroc N

Demokratiese Sde Verdi Roelandstraxe 2, 8001 Democaatic Sch Floos, Ruskin Howse, 2 Roeland Street, Town 8001

NASIONALE HOOFKANTOOR NATIONAL HEAD OFFICE

8451431 B 1475, 8000 FAX 461-5276 'a.\\ s \\\\\ a\\\200\\230B

EMM

Cp!\i \hat{A} «ns(ou - S) REeoria DELIMITATI ONY Rlene oAk Ma moie o DR R W Bamhenen i SRR WL . -5 SRS SN \hat{a} \200\230

Dr. Betmledn . $\hat{a}\200\230I\hat{a}\200\235\hat{a}\200\234\hat{a}\200\230F$ %aâ\200\224s-m_«%o_mumi¬\201â\200\231\"

TOTAL P.01

 $a^200^234a^200^234$ Democracy means freedom to chavse $a^200^235a^200^231$

*iw INKATHA

Inkatha Freedom Party
[Qembu leNkatha Yenkululeko

Z1 MAY 1993 Dr Theuns Eloff Multiparty Negotiating Process Fax No. Ult 397 2211 Dear Sir,

Pleace find herewith names of people nominated by IFP far possible membership in the Commission on Boundar ies.

Professor Flip Smit - Rector of the University of Pretoria.

Professor Gavin Maasdore Economist University of Natal.

Professor Dan Kriak Unisa

Professor Mervyn Frost University of Natal.

Professor Dick Van der Ross Former Rector of University of Western Cape.

Mr Justice Khumalo of Bophuthatswana.

 \mbox{Mr} Justice Enos Dumbutshena Former Chief Justice of Zimbabwe. now Judge of Appeal Court in Namibia.

Mr Deor: Richter DBSA

Dr W.Z. Conco Farmer ANC Executive Member.

Professor A.C. Nkabinde University of Zululand.

Mr P.N. Hansmeyer. Forner Commission General - KwaZulu now in Pretoria Phone No. 012 - &29049.

Mr Rony Bethlehem From SACOB.

Yours sincerely

DR F.

IFP NATIONAL CHAIRMAN

President: The Hon. Prince Mangosuthu G. Buthelexi Ngtionai Cheirmen: Or. F.T. Mdinlose

1. â\200\22445-33

LIST prg NAMES FOR INYANDZA DELIMINATION COMMISSION.

17:47 Proi. RIPINGA

Advocate E.B. Mabuza

(Advocate of the Supreme Court of South Africa)

Address:

Wwork Telephone Number:

Home Telephone Number:

P O Box 8 KANYAMAZANE 1214

(01316) 940142 (01316) 941370

Mrs. E.G.J. vean Rensbursg

(Regional and Town Planner)

Address:

work Telephone Number:

KaNgwane Government pDepartment of Home Affairs Private Bag x1004

LOW'S CREEK

1302

(01314) 72211

NATIONAL MOVEMENT TO SERVE IN THE. (IN ORDER OF PREFERENCE) .

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Akademisse rekord

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Sambokskopie, Crecy
Pasbus 24
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8.Comm, B88c Agric
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88c Agric Stellenbeseh (Cum Laude)
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Emeritus Professor RAU
(Bio Chemie)
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Casparus Marius Bakkes 3 November 1929

BA U.P. 1944

BA Onderwyskeuse UP 1952

T HOD Pta Onderwyskollege (Cum Laude) 19353

MA UP Geskisdenis 1966

D Phil UP Geskiesdenis 1972

(Staatswetenskappe)

Uitvoesrende Direkteur Instituut vir Geskiedenisnavorsing RGN Pensionaris

Solana 9

Clublaan 97

Weterkloof Hoogte, Pretorias (012) 3268641

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woonadres Thongoord 7 Wepadrand

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Huietelefoon (012) 8071813

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volle Naam Hendrik van der thnénn dqleort-datum 19 Februarie 1954 Aksdeniasse DA Volkekunde Muidige bercep : Emaritus Professor Verbonde : Argier & Museua vir PU vir CHO

Woonadres Hoewe 363 Vy thoek Potchefstroem

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THE HON JUSTICE J.A.M. KHUMALO Judge of the Supreme Court of Bephuthatswana

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Ã@IRBï¬\202[*ï¬\202!SPARTY VAN SUQD~AF!!_â\200\230A P LABOUR PARTY OF SOUTH AFRICA
H â\200\230 : '
{ HOOFKANTOOR ' / _,:g\> HEAD OFFICE i RUSKIN HUIS A RUSKIN HOUSE
! (2de Verd.) ; . N ) ) {2nd Floor)
} Rocland straot 2 ! : 2 Roelsnd Street
| Kaapstad 8001 : L o Cape Town BOOt
jocr alle konespondensic met'dic
' N Ait correspondence to be directed to the
NASIONAL E SEXRITARIS POSBUS 3417 ?000 KAAPSTAD N/ NATIONAL SECRETARY P O BOX 3417 8000 CAP
E TOWN
ES/ja Tel: (021) 481-8370/1
1/393 i
5 Fax: (021) 48-1953
i
19 May 1993
The Administration ;
Multi-Party Negotiations Process
P O Box 1600;
ISANDO,
FAX: 011-397-221\
ATTENTION 1 MRS J EUTCHINSON
Dear Sir/Madam
uoux:sb : COMMISSION 'O DELINITATION OF REGIONS : MR DESMOND
LOCKEY =
[
The Lï¬\201bour pParty of SOch Africa wishes to nominate the following
person on the Commission to be appointed to delimitate regions:
Mr Desmond Lockey :
COntack Address: 2 Roeland Street
1 Ruskin House
2nd Floor
i CAPE â\200\230TOWN
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Telephbnae: 021-4618370/1 1 â\200\230 Fax: | 021-45-1953

 $\{$: Mr Lodkey is suitably gqualified in general for the task and his integrigy is above reproach.

Thankir you

Names put forward for Commission on Regions

Constitutional and Demographic Prof K Laubser - Prof | vd Merwe

Prof A Venter

Other Experts Prof W Nkuhlu , DBSA

Dr S Coetzee - Africa Institute Prof A Steyn RAU Prof D Kriek - UNISA

Businesa Mr A du Plessis

Mr J Maree Mr P Lisbenberg

Publlo Administration Mr G van 2yl

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SF-12@ SERIES FAX PRGE 01

76 Trisula Avenue Arena Park Chatsworth

4030

20 May 1993 Dr.T. Lloff The Management Multi-Party Negotiation Frocess â\200\234Jorld Trzdc Centre De&r Dr. ElOï¬\202

Commission on Regionalism

Kindly be advised that the N.P,P. proposes the nume of MR,R.I. ARENSTEIN to grerve on the above Commission.

Mr.Arcnstcin is an attorney by profession.

He joined the political movement in South Africa in 1938, In 1942 he was asscondee 10 the Johapnesbwryg District of the

S5.A, Communist Partye. In 1942 he was sent to Durban to organise the activities of the SeA.CePe

He $\tilde{}$ as very ousy organising the S, A.C.P. in Durban from 1942 to 1944 shen he joined the army and served in the 2nd World War until 1947,

He has devoted his entire ,life in his fight for Human Rights and nlso against apartheid in all purts of the countrye.

During the $1950\,\mathrm{mS}$ he was a very close adviser to the Late Xr.A.J, Luthuli w#ho was the President of the AN.Co

He was improsined, bsnned twice (during 1953 to 1355 and lggg to 1986) and placed under house arrest from 1962 to

рL.

In 1967 he was struck of the roll.

There was a period before th: banning of the A, N, Coe he was in tha/fg; efront in the legal team for the A.N.C. in Durban,

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21-MAY-193S3 16:20 FROM PAC TC

PAN AFRICANIST CONGRESS: (P.A.C.) OF AZANIA
OFFICE OF THE SECRETARY GENERAL

PO BOX 26245 FERREIRASTOWN â\200\231 2048

YOUR REF: C TEL {011} 836-0407/42/57 .

' - FAX (011) 838-3705

QUR REF: ;

Your Fax: 397 2211

lst May 1993

The Sub Committee And Dr. T. Eloff .

Sir

PAC P g ' L IONS

The PAC of Azania proposes the name of Prof. Deon Badsan of the University of Pretoria to serve on the above Commission.

He ;a a constitutional expert and suitably qualified for the task. ${\tt SO}$

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A1 S MM A . B e S -

TOTAL P.B1

Chairman:

The Chlef Justice

Membaers:

Constitutional and Demogeaphic

Prof | Rautenbach -Prof F Hanekom -Prof J Schutte

Other Expertise Prof J Sadie

Dr O Dhlomo

Business Mr G Relly

Ms E Bradley

Public Administration Dr P vd Merwe

ex US Institute for MPD

SS:68 â\202¬6, 12 AtM

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TJ. 5.

IRIPHABLIKI YASETRANSKE! REPUBLIC OF TRANSKEI!

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g oo l Fax No. 0471-26211 5100
e e e R e 19.93,

The Head of Administration Negotiating Forum

World Trade Centre JOHANNESBURG

NAME OF PERSON TO SERVE ON COMMISSION ON BORDERS OF REGIONS

we forward herewith the name of the person we nominate to serve on the proposed Commission on regions. She is MISS S.A. SIGCAU, a former Minister of State in Transkei.

Miss Sigcau is a seasoned former politician. She has an in-depth knowledge on the history of Transkei and of its geographic situation. She has an interest in investigative work and has the interest of the people of the Transkei region at heart. She is very active and has an interest on matters pertaining to development generally. As a Minister of Interior, at one stage, she had to supervise elections. She is widely read and has served on Codesa's working Group 4, It is our view that she possesses all the expertise required of a person who 1s to serve on the Commission.

Ne tender our apclogies for the late submission of this name. we had to consult a number of persons before we could finalise our nomination.

Z. TIN8
DELEGATE SERVING ON THE NEGOTIATING COUNCIL

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OFTSI YA MUD
OF NATIONAL UNITY.

OFFICE OF THE CHAIRMAN: COUNCIL

RIPHABULIK) YA VENDA/ REPUBLIC OF VENDA

PRIVATE BAG X 2330 SIBASA VENDA

TELEFAX NO. (018581) 22971
REFERENCE NO.: P ocvrnensconsmmarnmmssssasasisssssntsnstt

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fOR THE ATTENTION OF ...%.

3. M. Lulu Gisge \hat{a} 200\224 University of Namal.

4. Ms. Tvy Matsepe $\hat{a}\200\224$ Riration Develogment Tnust

Gt

- 5.Amanda Yarg , Toun Plamer, Cape TOWN city Coucil
- 6 Ali Noyae Lad Surveyor, JOHNESHEG
- . Dex Nomete Aralyst ad Economist 8, Joff MCathy- $\hat{a}\200\224$ lniversity of Naral. - -
- 9. Richard Hupries \hat{a} 200\224 Centre for Policy Shudies havesbag,

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XIMOKO PROGRESSIVE PARTY

NOMINATIONS POR REGIONAL BOUNDARY COMMISSION

19 MAY 1993 RS SR TR ETR

The following are n; minated y

1. MR. J. BOTES

Mr. Botes is currently Chairman of the National Regional Development Advisory Council and of the Northern Transvaal Regional Services' Council, He is a bast Chairman of Regional Committees in Region G and, in the view of the XPP, eminently qualified, after nearly 40 yurs of

experience in local government and regional development, to serve on the $\operatorname{\mathsf{Commission}}$.

2, MR. J. ACKRON

Presently Chairman inter alia of the Regional Development Strategic Task $\tilde{A} \otimes \hat{a} \times \hat{a} \otimes \hat{a} \otimes \hat{a} \times \hat{a} \otimes \hat{a}$

lean tor Kegion g, Of the Manpower LONMILTe@ IOr Kegon b &nd convenor of Lae Creater Phalaborva and Greater Letaba Development forums. Mt Ackron is presently & General manager of the GCazankulu Development Corporation and has professional background in economics with a developmenta bias and extensive experience in regional development, particulally in regard to essentially rural regions such as the Northarn Transvaal.

Dr Bertus De VILLIERS

Cr. De Villiars has already been nominated for a technical committee and therefore would prasumably not be available. However, he has expui.enco in regional delimitation and it is falt that his name should be ru.ardcd as o specialist to be consulted on technical matters by the Commission

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6. TROF dndrb Do VILLIERS - UNTVEISITY OF TER NORTE

Professor de villiers is an academic economist whose interests are | specifically focussad on regional davalopment. Professor da Villiers can be vegarded as a specialist to be consulted by the Comnission.

Sy

In 1985 Mr Ratlabala was i Assistant Secretary of the then

ent of the Interior, mmpowbili $\ddot{}$ 201u incluu:lyod; Elections, Registration of Births, Marriages and Deaths, Labour Relations and Land Matters. :

On the 1/04/1989 he was promoted to the rank of Deputy Secretary Department of Home Affairs with the same responsibilities Elections, Land Matters, BMD and Civil Protection.

939 general elections in Lebowa, these bolisation of many voters as never before in the history of thig territory and despite the fact that no \hat{A}^{φ} were available for use, the results i .

During 1986 to 1989 M. Ratlabala was chairman of the Transportation Board (Lebowa), this Board has the responsibility of adjudication over

for transport permits as wejl 83 the handling of other related northern part of the Trangvaal, During this period he wag also

' Tender Board s a meinber, '

Mr Ratsbala is algo g member of the Mens League of the Evangelical Luthern Church of South, Africa.

He is the Legal Advisor of te Bohlabela Helping Hand Society which is a charity organisation jn the Northern Transvaal,

the e ¥ Fudicial and T aqe BT8Rt of Justics ap \hat{A} ° "mâ\200\230â\200\234â\200\230°dâ\200\234thtbreecm1dm.

faning Work.

et AJrgalisalion 7 May 1993 The Chief Administrator All Party Negotiating Forum World Trade Centre KEMPTON PARK 1619 Dear Sir /) DLENO O Seeff Organisation Holdings (Pty) Ltd Registraion Number: 90/ 0246507 Head Office L Avenue P.O: Box 7089 Cape Town Roggebaai 8001 8012 Tel: (021) 419-0920 Fax: (021) 419-7547 Individuals in our company and our Board of Directors have reacted to events in our country in the past few weeks, notably since the untimely death of a petition which states as follows: Chris Hani by, inter alia, signing (The words used below summarise the essence of the petition with slight variations around the specific theme.) We, the undersigned, staff members of the Seeff Organisation condemn the murder of all innocent civilians in South Africa in the strongest possible terms. We appeal to all involved in the political process to commit themselves to a very rapid conclusion of negotiations leading t0 2 peaceful South Africa. We, as a young, private company rededicate ourselves to the cause of peace and democracy in South Africa. We seek a climate condusive to economic growth and the creation of jobs for all. We join our fellow countrymen in this time of mourning. The petition was signed by over 125 staff members and we would ask that the content of this letter be conveyed to the appropriate people.

Yours faithfully

E FINKELSTEIN

EF-0035/dr

Directors: L. Seeff (Chairman), E. Finkelstein (M.D)), S. Seeff, A.E. Hurst (Alternate: C.T . Brimmer)

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PRESENTATION TO THE MULTI-PARTY NEGOTIATIONS COUNCIL FORUM

we, ! Rights Committee an umbrella orga i i rust to promote and ensure the protection of i South Africaâ\200\231s children, call on the multi-party negotiations participants to put the needs and rights of children first in all your deliberations and decisions pecause the countryâ\200\231s future depends on our children.

The National Childrenâ\200\231s Rights Committee operates in fourteen regions in South Africa and representation at regional level is from various sectors that deal with children. We believe therefore that children are easily forgotten while their plight is extremely serious to deserve special attention during this period of negotiations.

The National Childrenâ\200\231s Rights Committee has been formed to encourage programmes that assist with the SURVIVAL, PROTECTION from harm and exploitation, DEVELOPMENT of every child to his or her full potential and CHILDRENS PARTICIPATION in promoting their rights. We are in the process of completing a national multisectoral research into the situation of children and women which will assist in the jdentification of priority areas for intervention where children and their mothers are concerned.

The children of South Africa, under the auspices of the NCRC, wish to invite all participants at the multi-party negotiations council and forum to join them on the day the research report will be launched, June 16th, which is a significant day for South Africaâ\200\231s children, especially in SOWETO and has been declared the pay of the African child by the OAU.

The launch will take place at the Johannesburg Civic Theatre starting at 1100 am on June 16th 1993.

The launch of the report will be followed by a two day conference to disseminate information contained in the report, to begin the consensus building process on priorities and to get a commitment from all South African key players to put children FIRST in the national agenda.

The NCRC notes with interest that the South African government has signed the convention on the Rights of the Child without informing relevant role players. We also want to caution that children should not be used for party political gain while we would support the ratification of the convention by a democratic government. This will bring to fruition the beginning of a commitment which was called for by the 1987 Harare Conference on childrens rights in South Africa. i

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Telephone: (011)403-3871722

(011) 403-3875

Fax: (011)403-3870

THE NCRC IS COMMITTED TO:

* lobby for political action at the highest level during this th a post-apartheid government,

i will be recognised, and in particular ONS CONVENTION ON THE RIGHTS OF THE CHILD wi th Africa;

interim period

inform social and economicC policies to enhance children \hat{a} \200\231s health and nutrition and their optimal growth and development;

work to strengthen the role and status of women, and for

support and respect for the family in its role of nurturing children;

meliorate the plight of thousands of children in o live in particularly difficult circumstances, children displaced and orphaned through violent conflict, disabled children, street children and abused children;

work for programmes that reduce illiteracy and provide education opportunities for all children irrespective

of their packground OTF gender and that prepare children for productive employment and life learning opportunities;

promote the values of peace, understanding and dialogue in the community and in the education of children, sO as to give children a peaceful and secure future;

work for common measures for the protection of the environment at all levels, SO that all children can enjoy a safer and healthier future;

work for an economic policy that promotes economic growth while ensuringd the well-being of the most'vulnerable sectors of the population, especially children.

CONSIDERIRG that our children are innocent, vulnerable and dependent put also curious, active and full of hope, their time should be one of joy and peace, of playing, learning and growing. Their future should be shaped lin harmony and gain new experiences.

HOWEVER, for the majority of children in our land the reality is very different. There is in fact a silent catastrophe among the children in South Africa with regard to:

o 157 children in 1 000 - more first year of life, and of the fore they turn five.

DEVELOPMENT - Of the survivors, thousands drag out their lives, handicapped by disease and malnutrition, without the stable family life that is needed for emotional growth stability, and without the stimulation and basic education that are needed for their intellectual potential to be fully developed.

PROTECTION - Neither in law nor by common practice is the protection of children adequately provided for. In South Africa children are IN THE FRONT LINE in the conflict and violence. They are the most vulnerable victims of the poverty of almost half our citizens. They are often subjected to abuse through

child labour neglect and prostitution (about $10\ 000$ of them are on the streets).

We therefore reiterate our call on all participants of the multy party negotiations to put children first by giving priority on the national agenda to the right of the child to survival, protection and development.

ACCORDINGLY, we make this approach to the Multiparty negotiators to invite input from key specialist networks working with children $200\231$ s issues to make submissions for consideration of special needs of children. While we recognize that human rights are receiving attention we recommend that children $200\231$ s rights be

accorded an important place in negotiations as they tend to be put on the back burner.

MRS SHIRLEY MABUSELA DIRECTOR : NCRC

18 MAY 1993

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PROPOSED SCHEDULE OF MEETINGS

Planning Committee Negotiating Council

Planning Committee

Negotiating Council

Planning Committee Negotiating Council

NEGOTIATING FORUM

Monday 24 May 1993 Tuesday 25 May 1993

Tuesday 25 May 1993

Friday 28 May 1993

Tuesday 1 June 1993 Tuesday 1 June 1993

Thursday 3 June 1993

10h00 - 18h00

10h00 - 18h00 or until the completion of the agenda 18h00 - 20h00 or after the completition of the meeting of the Negotiating Council 10h00 - 18h00 or until the completion of the agenda

10h00 - 13h00 14h00 - 18h00 or until the completion of the agenda 10h00 - 18h00