

THESE MINUTES ARE CONFIDENTIAL AND RESTRICTED TO THE MEMBERS OF SUB-GROUP 1, WORKING GROUP 4, THE DAILY MANAGEMENT COMMITTEE AND THE MANAGEMENT COMMITTEE

ADOPTED BY MEETING OF SUB-GROUP 1 OF WORKING GROUP 4 ON 2 MARCH 1992

MINUTES OF THE SECOND MEETING OF SUB-GROUP 1 (TESTING THE WILL OF THE PEOPLE) OF WORKING GROUP 4 (THE FUTURE OF THE TBVC STATES) HELD AT THE WORLD TRADE CENTRE ON MONDAY 24 FEBRUARY 1992 AT 15H00

PRESENT: Delegates (see Addendum A)

E Moorcroft (chair)

M Durrheim (minutes)

1. Chairperson's opening remarks

Delegates were welcomed by the Chairperson.

2. Agenda

The agenda for the meeting was adopted.

3. Confirmation of minutes

3.1 The IFP recorded its objection to the inclusion of working document B in the minutes.

3.2 Point 2.3.1 was ammended to read as follows:

Option 1.1 (see Addendum C)

It was agreed that option 1.1 is not viable at this stage because no new dispensation exists yet in South Africa. The ANC, NIC/TIC, SACP, Venda government and UPF moved for action by the South African government.

3.3 Point 2.3.2. was amended to read as follows:

Option 1.2 (see Addendum C)

Only the Bophuthatswana government supported option 1.2 i.e. that it is the responsibility of the Bophuthatswana government to decide regarding re-incorporation.

3.4 Item 2.3.3.1. was amended to read as follows:

there was broad agreement that a referendum would be the desirable means of testing the will of the people. The question arose as to whether the referendum should be on a national or TBVC state basis. The SACP requested that it be noted that while they would prefer reparation to a referendum, they are not averse to a referendum. The debate continues.

3.5 Point 2.3.3.2 was amended to read as follows:

it was agreed that race and/or ethnicity would not be criteria in the referendum. The ANC proposed that the referendum should also be supervised by Codesa. The question of Codesa's involvement in the supervision of the referendum was raised. Some were in favour, others were not. The debate continues.

3.6 The minutes were adopted with the above-mentioned amendments.

3.7 It was agreed that minutes of meetings of sub group 1 should in future be adopted by the sub group before they are circulated to other committees.

4. Appointment of Rapporteur

Advocate Tladi, legal advisor to the Lebowa government, and Mr Montwedi of SECOSAF, were the two names were put forward to the meeting to act as rapporteurs, but finality could not be reached. It was therefore agreed that a brief CV of each person would be made available by the nominating parties to delegates in order to facilitate a decision at the next meeting of the sub group.

5. Documents distributed

The following documents were distributed:

- * Submission by the Venda government of Sub-committee 1 of W.G. 4 on Testing the Will of the People (Addendum B)
- * Intando Yesizwe Party (Addendum C)
- * Submission by the South African government containing:
 - (i) Department of Home Affairs: Paper regarding Referenda
 - (ii) South African Law Commission: In its Report on Consitutional Models Chapter 19, inter alia, Deals with Referenda: October 1991

6. Date and time of next meeting

The next meeting of sub group 1 will be held on Monday 2 March 1992 at 09h30.

7. Closure

The meeting closed at 16h00.

NOTE: Working Group 4 will not meet on Monday 2 March in order to give the sub committees time to meet.


27/4/92

ADDENDUM A

The following persons attended the meeting of sub committee 1 of working group 4 on Monday 24 February 1992:

Organisation	Delegate
ANC	M Phosa
Bohputatswana	SS Seane (until 15h30) JJ Tlholoe (from 15h30)
Ciskei Government	N Nogcantsi
Democratic Party	EK Moorcroft
Dikwnakwetla Party	MJ Molapo
Inkatha	B Anderson
Intando Yesizwe Party	M Mahlangu
Inyandza National Movement	J Matsana
Labour Party of SA	W Whyte
National Party	PJ Farrell
N P P	RC Panday
NIC	J Yawitch
SACP	S Ngonyama
SA Government	AT Meyer
Solidarity Party	Y Seedat
Transkei Government	LM Bengu
UPF	NM Malekane
Venda Government	RR Subana
Ximoko Party	C Khosa

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SUBMISSION BY THE VENDA GOVERNMENT TO SUB-COMMITTEE I OF W.G. 4 ON TESTING
THE WILL OF THE PEOPLE

As early as 1989 the people of Venda have clearly indicated to the government that they would favour re-incorporation back into their legitimate country South Africa. This they pronounced through petitions, demonstrations etc. However this action did not come as a surprise because the masses had already realized that by accepting independence which was proposed to the Venda authorities then, did not only mean that their citizenship was lost, but that Venda was not economically viable, not internationally recognised, but continually obtained inadequate funds from the RSA government.

The recent political developments in RSA, especially the coming into being of CODESA were indeed exciting to the Venda citizens and the government because we view CODESA an institution which will facilitate the re-incorporation of the independent states. With CODESA in its place today, we do not see any need for any bi-lateral meetings on re-incorporation of the states.

We therefore consider it a matter of importance that the RSA government prepare Legislation that will nullify the Status Acts of the TBVC states as soon as it is practical. This action will make it possible for all the RSA Citizen to participate in constituting the Interim Government and in participating in the Nation Referendum, a matter which we consider very necessary.

The holding of referenda, elections etc, to test the will of the people regarding re-incorporation is in our view just but a useless exercise because all S.A.'s citizens have always in one way or another registered their intentions to re-incorporate and to be finally united with their fellow S.A. brothers.

INTANDO YESIZWE PARTY

HODDENDUM C

We, of Intando Yesizwe Party view South Africa as one undivided country including the TBVC States. We also view people of South Africa as one nation. It is with this understanding that we signed the declaration of Intent, in good faith.

We therefore say all rights of the people of South Africa be brought back to the people of South Africa without further delay.

Our believe is that CODESA is the forum charged with the task of creating a premise for a change from old order of the separation of people from people ethnically or otherwise, to the new order of democratic, non-sexist, free and united South Africa.

The government of South Africa being signatory to the declaration of Intent, and having that power of government be charged with the task of restoring the citizenship of the TBVC States by reversing all relevant acts en-bloc as a matter of urgency.

We find it difficult to further divide the people of South Africa as a nation by testing the will separately. To us this is perpetration of apartheid and a mockery to a peace loving people of South Africa.