

4. FURTHER RECOMMENDATIONS

The Committee recommends that provisions such as the following be included in another part of the Constitution to deal with certain real concerns which have been brought to its notice.

1. "Nothing in this [Constitution] except [the constitutional principles] shall limit the power of [the elected constitution-making body] to enact a Bill of Rights."
2. "The religious-orientation of or the medium of instruction used in any primary, secondary or tertiary educational institution shall not be altered without the concurrence of the community served by that institution or, in the case of a tertiary educational institution, without the concurrence of the controlling body of that institution."
3. Protection to be accorded to pension benefits. [This issue does not strictly speaking fall within the mandate of this Committee. The Committee is, however, prepared to consider the form and content of such a protection clause if the Council so instructs. In this event parties are requested to submit comments in this regard.]
4. The Committee recommends that the Chapter on Fundamental Rights and Freedoms comes into operation before the election of a constitution-making body.

Prof. H Corder (Acting Convener)
Prof. L M du Plessis (Not present for the last part of the discussion of this Report)
Mr. G Grove
Ms. S Nene
Adv. Z Yacoob