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GOVERNMENT ATTORNEY UMWATA

FAX NO. (0471) 26211 510 337

FAX TRANSMISSION COVER SHEET

ADDRESSEE:

NAME : The Head of Administration

COMPANY : Multi-party Negotiating Forum
National Trade Centre Building

FAX NO. : 011-3972211

SWITCHBOARD NO. : 011-3971198

SENDER

NAME : T. Mbangeni (State Law Advisers Office)

TELEPHONE NO. : 0471 - 312457

DATE : 03.06.1993

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MESSAGE: None

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PLEASE TELEPHONE US IMMEDIATELY SHOULD YOU INCUR ANY DELAY IN RECEIVING THE PAGES INDICATED OR SHOULD THE COPIES RECEIVED BE UNREADABLE.

TJ.54.

No. ...8/6/1.....

IRIPHABLIKI YASETRANSKEI



REPUBLIC OF TRANSKEI

iAdilesi yoCingo
Telegraphic Address } "LUNGISA"

iNgxowa eYodwa yePosi } X 5007
Private Bag

IMIBUZO }
ENQUIRIES } Z. TITUS

iFoni } 25377
Tel. } ~~249XXXXX~~
Telex 75-456 SA.

ISEBE LEZOBULUNGISA,
DEPARTMENT OF JUSTICE,
UMTATA,
5100

.....1993-06-03.....19.....

The Head of Administration
Multiparty Negotiating Forum
World Trade Centre
JOHANNESBURG

TRANSKEI GOVERNMENT'S FURTHER (BEING THE THIRD) INPUT ON THE
AMENDMENT OR REPEAL OF LEGISLATION IMPEDING FREE POLITICAL
ACTIVITY AS WELL AS DISCRIMINATORY LEGISLATION

Reference is made to our similarly numbered minute of the 19th
May 1993. We annex hereto (marked Annexure "A") the Transkei
Government's further input on the matter referred to above.

We will now proceed to identify the specific clauses in the
legislation referred to in the annexure which requires speci-
fic consideration by the Technical Committee. A document
reflecting the specific clauses which need to be amended or
repealed will then be compiled. Upon completion thereof, the
said document, together with copies of the relevant legisla-
tion, will be forwarded to you.

We wish to advise that Mr T. Mbangeni of the State Law Advisers'
Office in Transkei has been identified as the Officer who will
interact with the Technical Committee in this regard. His tele-
phone number is 0471-312457. As indicated earlier, he will be
assisted by a practising attorney. He is Mr D.B. Ntsebeza and
he can be contacted at telephone No. 0471-23892 or 370580.

Finally, we request you to contact Mr Mbangeni once there is a
need for a meeting to discuss these issues.

STATE LAW ADVISERS' OFFICE

NOTE:

At the inception of military rule and thereafter Transkei did not, in terms of any legislation, ban political activity of any kind. The establishment of political parties was also never prohibited as was done in Lesotho. The Government does encourage political activity.

It must also be noted that there are also a number of other discriminatory laws which form the foundation of the administration or constitutional position of Transkei. These are well-known and have not been enumerated here. They will be repealed by the legislation which will usher in a new constitutional dispensation for Transkei.

It must also be noted that there are no banned organisations or parties in Transkei.

ANNEXURE "A"

DISCRIMINATORY LEGISLATION AND LEGISLATION IMPEDING FREE POLITICAL ACTIVITY AND PUBLIC EXPRESSION:

PART I (Legislation still in force)

Number and Year of Law	Short title
Act 18 of 1977	Publications Act, 1977
Act 19 of 1977	Newspaper and Imprint Registration Act, 1977
Act 30 of 1977	Public Security Act, 1977
Act 9 of 1978	Undesirable Organisations Act, 1978
Act 6 of 1980	Post Office Act, 1980
Act 9 of 1983	Transkei Penal Code, 1983
Act 24 of 1979	Municipalities Act, 1979
Act 4 of 1965	Transkei Authorities Act, 1965
Act 3 of 1952	Radio Act, 1952
Act 73 of 1976	Broadcasting Act, 1976
Act 89 of 1970	National Supplies Procurement Act, 1970
Act 6 of 1974	Transkeian Prisons Act, 1974
Act 16 of 1979	Police Act, 1979
Act 34 of 1978	Defence Act, 1978
Act 26 of 1985	National Key Points Act, 1985
Proclamation 93 of 1928	Admission of Arabs, Indians and Other Asiatics into Transkei

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Act 16 of 1956	Official Secrets Act, 1958
Proclamation RI42 of 1963	Electoral Matters
Act 52 of 1951	Prevention of Illegal Squatting Act, 1951
Act 38 of 1927	Bantu Administration Act, 1927
Act 29 of 1977	Aliens and Travellers Control Act, 1977
Act 15 of 1978	Government Service Pensions Act, 1978
Act 21 of 1978	Marriage Act, 1978
-	Various Municipal Ordinances and bye-laws
Act 43 of 1978	Public Service Act, 1978
Act 20 of 1987	Intelligence Service and State Security Council Act, 1987
Act 29 of 1976	Public Holidays Act, 1976
-	Various laws providing for dis- crimination against women

3.

PART II (Legislation no longer in force)

Number and Year of Law	Short title	
Act 31 of 1968	Prohibition of Political Interference Act, 1968	Repealed (Schedule 11 of Act 15 of 1976)
Act 23 of 1957	Immorality Act, 1957	Repealed (Act 5 of 1978)
Act 25 of 1945	Bantu (Urban Areas) Consolidation Act, 1945	Repealed (Act 17 of 1976)
Act 63 of 1962	Bantu Beer Act, 1962	Repealed (Act 17 of 1976)
Act 13 of 1977	Labour Relations Act, 1977	Repealed (Act (Decree 12 of 1990)
-	Acts mentioned in the Schedule to Act 30 of 1977	Repealed by Act 30 of 1977
Act 6 of 1959	Trespass Act, 1959	Repealed (Decree 12 of 1990)