

21/04/1/2/22

**CONSTITUTIONAL ASSEMBLY**

**THEME COMMITTEE 4  
FUNDAMENTAL RIGHTS**

**8 May 1995**

**Room M 46**

**ADDITIONAL DOCUMENTATION  
-PUBLIC HEARINGS & CPM'S**

## TABLE OF CONTENTS

No.	Detail	Page
1.	National Children's Rights Public Hearing	1 - 2
2.	Traditional Authorities Public Hearing	3 - 4
3.	National Business Public Hearing	5
4.	Constitutional Public Meetings	6 - 13
5.	Sector Programme	14 - 15
6.	National Business Submissions	

## CA NATIONAL CHILDREN'S RIGHTS PUBLIC HEARING

PROGRAMME : SAT 13 MAY 1995

- 08:00 - 09:00 Registration  
Tea/Coffee
- Video on Children's Rights
- 09:00 - 09:15 WELCOME : Need to find a speaker (TC4)
- 09:15 - 09:30 KEY NOTE : Ms Shirley Mabusela NCRC
- 09:30 - 09:45 The Right to be heard: Mr Johnnie Dhlabu
- How these rights to survival, protection and development should apply to children with particular reference to children in difficult circumstances: children affected by violence, disability, special educational needs, early childhood development, children exploited for their labour etc. (15 min)
- 09:45 - 10:00 PROGRAMME ARRANGEMENTS Chairperson (TC4)
- 10:00 - 10:15 Tea/Coffee
- 10:15 - 10:45 PANEL 1 : THE RIGHT TO SURVIVAL Chairperson (TC4)
- The right to health and the right to a healthy environment (15 min) : Prof H.M. Coovadia
  - The right to social security and the right to family life (15 min) : Ms Jackie Loffell (Child Welfare) (JHB)
- 10:45 - 11:15 OPEN DISCUSSION
- 11:15 - 11:45 PANEL 2 : THE RIGHT TO PROTECTION Chairperson (TC4)
- Equality and minority (10 min) : Ms Pansy Tlakula (JHB) (Black Lawyers Assoc)
  - Freedom and security (10 min) : Ms Ann Skelton (Lawyers for Human Rights) (Pietermaritzburg)
  - Freedom from abuse and neglect (10 min) : Ms Rose September (CT) (Child Guidance UWC)

11:45 - 12:15	OPEN DISCUSSION	
12:15 - 13:15	Lunch	
13:15 - 14:00	<u>PANEL 3 : RIGHT TO DEVELOPMENT</u>	Mr Jabu Sindane (Chairperson HSRC) (PTA)
	- The right to language, : culture and recreation (15 min)	Dr Temba Sono (Centre for Development Analysis) (PTA)
	- The right to education : (15 min)	Ms Shireen Motala (Durban)
	- The right to freedom : of religion, belief and opinion (15 min)	Bishop Peter Storey
14:00 - 14:30	OPEN DISCUSSION	
14:30 - 14:45	Tea/Coffee	
14:45 - 15:15	SUMMARY OF PROCEEDINGS	Chairperson (TC4)
15:15 - 15:30	Thanks and closure	(Theme Committee Person)

# CONSTITUTIONAL ASSEMBLY

## PUBLIC HEARING

### **TRADITIONAL AUTHORITIES AND CUSTOMARY LAW AND PRACTICES**

**OLD ASSEMBLY CHAMBER, PARLIAMENT, CAPE TOWN**

**FRIDAY & SATURDAY, 12 & 13 MAY 1995**

#### **FRIDAY, 12 MAY 1995**

14H15 - 15H00	Arrival and Registration Tea / Coffee	
15H00 - 15H15	Welcome	<i>Prof Bonganjalo Goba MPD National Director</i>
15H15 - 15H30	Opening Address	<i>Hon Mr Cyril Ramaphosa Chairperson of the Constitutional Assembly</i>

#### **SESSION ONE**

**Chair : Senator Bulelani Ngcuka**

#### **Constitutional Issue : Traditional Courts & Customary Law/Practices**

15H30 - 15H45	Traditional Courts	<i>Mr Rajesh Chowdree</i>
15H45 - 16H00	Customary Law/Practices	<i>Prof Digby S Kayana</i>
16H00 - 16H45	Plenary Discussion	
16H45 - 17H00	Tea/Coffee	

#### **SESSION TWO**

**Chair : Mr Sheppard Mdladlana, MP**

#### **Constitutional Issue : Customary Law and the Bill of Rights**

17H00 - 17H15	Customary Law & Human Rights	<i>Prof B Fikile Ndaki</i>
17H15 - 18H00	Plenary Discussion	
18H00 - 18H15	Technical Adviser's Summary (Session 1 & 2)	<i>Ms Thuli Madonsela</i>
18H15 - 18H30	Announcement of Arrangements for Accommodation	
18H30 - 20H00	Dinner at Parliament	
20H15	Transport from Parliament to hotels	



**CONSTITUTIONAL ASSEMBLY**  
**NATIONAL BUSINESS PUBLIC HEARING**

**DATE:** MONDAY 8th MAY 1995

**TIME:** 11h00 - 13H00

**VENUE:** OLD ASSEMBLY CHAMBER  
PARLIAMENT  
CAPE TOWN

**PROGRAMME**

- |                |   |          |
|----------------|---|----------|
| 11h00 - 11h10: | Welcome - Hassen Ebrahim<br>(Executive Director: Constitutional Assembly) | (10 min) |
| 11h10 - 11h55: | BUSINESS SECTOR (3 Speakers)  | (45 min) |
|                | 1) Bobby Godsell: Constitution and decision-<br>making in the society     |          |
|                | 2) Raymond Parsons: Constitution and essentials<br>for growth             |          |
|                | 3) NAFCOC: (speaker to follow)  |          |
| 11h55 - 12h50: | Open Discussion   | (55 min) |
| 12h50 - 13h00: | Closing - Leon Wessels<br>(Deputy Chairperson: Constitutional Assembly)   | (10 min) |

*A finger lunch will be served.*

## MEMORANDUM

**TO: THEME COMMITTEE MEMBERS**

**FROM: HASSEN EBRAHIM**

**RE: CONSTITUTIONAL PUBLIC MEETINGS**

1. Since we were unable to receive a satisfactory response and the co-operation of the Premier's Office in KwaZulu-Natal, the CA has not been able to finalise preparations for CPMs in the province. It was therefore necessary to cancel the CPM proposed for Ingwavuma. The CA has to yet investigate other options e.g briefings.
2. **Confirmation Forms** will be distributed to Theme Committee members by the Theme Committee's Managing Secretary at Theme Committee meetings. Confirmation forms for CPMs from **10 MAY 1995 until the end of MAY 1995** will be distributed - a specific CPM is indicated as point 1 on each Confirmation Form. The cut-off date for confirmation will be the end of work on the Monday prior to a CPM.

### PLEASE NOTE

Confirmation Forms should be

\* delivered by a service officer to the Operations Room, Floor 12, Regis House, Adderley Street **OR**

\* faxed to Una Fourie or Mandy Busuttil at (021) 238-132.

### 3. BRIEFINGS

For Theme Committee members who will be travelling to a CPM, briefings will be held each Wednesday before the CPM. A briefing document and an itinerary of travel arrangements will be distributed at the briefing.

**The briefing for the CPM to take place at Peddie on 6 May 1995 will be held in the Large Lounge (V2) on 3 MAY 1995 at 15:00.**

All briefings for remaining CPMS will be held in M201 (Marks Building) at 12:00 on the following dates:

#### MAY 1995

Briefing: 10 May 1995 (CPMs - 13 May 1995).

Briefing: 17 May 1995 (CPMs - 20 May 1995).

Briefing: 24 May 1995 (CPMs - 27 May 1995).

#### JUNE 1995

Briefing: 31 May 1995 (CPMs - 3 June 1995).

Briefing: 7 June 1995 (CPMs - 10 June 1995).

Briefing: 14 June 1995 (CPMs - 17 June 1995).

Briefing: 21 June 1995 (CPMs - 24 June 1995).



# MANAGEMENT COMMITTEE REPORT

20 APRIL 1995

## 1. INTRODUCTION

In the Management Committee meeting held on Thursday 23 March 1995, it was agreed that 18 Constitutional Public Meetings be held around the country. This report aims at providing an outline on the said meetings.

## 2. DATES AND VENUES

The Management Committee of 27 March approved the following venues for CPMs. It is proposed that CPMs be held at these venues on the following dates:

PROVINCE	VENUE	DATE
Eastern Cape	Peddie	6 May
Kwazulu-Natal	Ingwavuma	13 May
Eastern Transvaal	Standerton	13 May
Northern Cape	Upington	20 May
Free State	Harrismith	20 May
North West	Taung	20 May
Western Cape	Beaufort West	27 May
Kwazulu-Natal	Newcastle	27 May
Northern Cape	Kimberley	3 June
Northern Transvaal	Thohoyandou	3 June
Eastern Cape	Lusikisik	10 June
North West	Mafikeng	10 June
Northern Cape	Camarvon	17 June
Northern Transvaal	Ellisras	17 June
Eastern Transvaal	Mthuzi ??	17 June
Western Cape	George	24 June
Free State	Maokeng	24 June
Kwazulu-Natal	Hammersdale	24 June

~~The Gauteng province has already hosted five public participation events.~~ Thus given the limited period of 27th April to 30th June, the PPP has concentrated on those provinces which have not hosted as many events.

## 3. COMMUNITY INVOLVEMENT

It is necessary that at each of the Constitutional Public Meetings representatives of the various organisations of civil society and other formations be properly represented and be invited to make submissions. To ensure achievement of this objective regional and national initiatives have been put into place.

**Constitutional Public Meetings  
Confirmation Forms**

## CONSTITUTIONAL PUBLIC MEETING CONFIRMATION FORM

**1. CPM**

DATE	PROVINCE	TOWN
13 May	Eastern Transvaal	Standerton

**2. NAME OF THEME COMMITTEE MEMBER**

.....

**3. THEME COMMITTEE**

Please tick where applicable

Theme Committee	Theme Committee	Theme Committee	
1	4	6.2	
2	5	6.3	
3	6.1	6.4	

**4. TRAVEL ARRANGEMENTS**

Please tick where applicable

**BEFORE CPM**

**AFTER CPM**

Arrangements	CA	OWN	Arrangements	CA	OWN
Transport TO airport from Old National Assembly entrance			Air travel to CAPE TOWN		
Air travel to VENUE			Transport FROM airport TO:		
<b>ACCOMMODATION ARRANGEMENTS</b>	<b>CA</b>	<b>OWN</b>	National Assembly		
			Pelican Park		
<b>PLEASE NOTE</b> CA: To be arranged by the Constitutional Assembly Administration. OWN: To be arranged privately for own account.			Acasia Park		
			Laboria Park		

5. Office contact number:..... After hours:.....

6. RSVP BEFORE 9 MAY 1995.

## CONSTITUTIONAL PUBLIC MEETING CONFIRMATION FORM

**1. CPM**

DATE	PROVINCE	TOWN
20 May	Northern Cape	Uplington

**2. NAME OF THEME COMMITTEE MEMBER**

.....

**3. THEME COMMITTEE**

Please tick where applicable

Theme Committee		Theme Committee		Theme Committee	
1		4		6.2	
2		5		6.3	
3		6.1		6.4	

**4. TRAVEL ARRANGEMENTS**

Please tick where applicable

**BEFORE CPM**

**AFTER CPM**

Arrangements	CA	OWN	Arrangements	CA	OWN
Transport TO airport from Old National Assembly entrance			Air travel to CAPE TOWN		
Air travel to VENUE			Transport FROM airport TO:		
ACCOMMODATION ARRANGEMENTS	CA	OWN	National Assembly		
			Pelican Park		
<b>PLEASE NOTE</b> <b>CA:</b> To be arranged by the Constitutional Assembly Administration. <b>OWN:</b> To be arranged privately for own account.			Acasia Park		
			Laboria Park		

5. Office contact number:..... After hours:.....

6. RSVP BEFORE 15 May 1995.

## CONSTITUTIONAL PUBLIC MEETING CONFIRMATION FORM

**1. CPM**

DATE	PROVINCE	TOWN
20 May	Free State	Harrismith

**2. NAME OF THEME COMMITTEE MEMBER**

.....

**3. THEME COMMITTEE**

Please tick where applicable

Theme Committee	Theme Committee	Theme Committee	
1	4	6.2	
2	5	6.3	
3	6.1	6.4	

**4. TRAVEL ARRANGEMENTS**

Please tick where applicable

**BEFORE CPM**

**AFTER CPM**

Arrangements	CA	OWN	Arrangements	CA	OWN
Transport TO airport from Old National Assembly entrance			Air travel to CAPE TOWN		
Air travel to VENUE			Transport FROM airport TO:		
<b>ACCOMMODATION ARRANGEMENTS</b>	CA	OWN	National Assembly		
			Pelican Park		
<b>PLEASE NOTE</b> CA: To be arranged by the Constitutional Assembly Administration. OWN: To be arranged privately for own account.			Acasia Park		
			Laboria Park		

5. Office contact number:..... After hours:.....

6. RSVP BEFORE 15 May 1995.

## CONSTITUTIONAL PUBLIC MEETING CONFIRMATION FORM

**1. CPM**

DATE	PROVINCE	TOWN
20 May	North West	Taung

**2. NAME OF THEME COMMITTEE MEMBER**

.....

**3. THEME COMMITTEE**

Please tick where applicable

Theme Committee		Theme Committee		Theme Committee	
1		4		6.2	
2		5		6.3	
3		6.1		6.4	

**4. TRAVEL ARRANGEMENTS**

Please tick where applicable

**BEFORE CPM**

**AFTER CPM**

Arrangements	CA	OWN	Arrangements	CA	OWN
Transport TO airport from Old National Assembly entrance			Air travel to CAPE TOWN		
Air travel to VENUE			Transport FROM airport TO:		
ACCOMMODATION ARRANGEMENTS	CA	OWN	National Assembly		
			Pelican Park		
PLEASE NOTE CA: To be arranged by the Constitutional Assembly Administration. OWN: To be arranged privately for own account.			Acasia Park		
			Laboria Park		

5. Office contact number:..... After hours:.....

6. RSVP BEFORE 15 May 1995.

## CONSTITUTIONAL PUBLIC MEETING CONFIRMATION FORM

**1. CPM**

DATE	PROVINCE	TOWN
27 May	Western Cape	Beaufort West

**2. NAME OF THEME COMMITTEE MEMBER**

.....

**3. THEME COMMITTEE**

Please tick where applicable

Theme Committee		Theme Committee		Theme Committee	
1		4		6.2	
2		5		6.3	
3		6.1		6.4	

**4. TRAVEL ARRANGEMENTS**

Please tick where applicable

**BEFORE CPM**

**AFTER CPM**

Arrangements	CA	OWN	Arrangements	CA	OWN
Transport TO airport from Old National Assembly entrance			Air travel to CAPE TOWN		
Air travel to VENUE			Transport FROM airport TO:		
ACCOMMODATION ARRANGEMENTS	CA	OWN	National Assembly		
			Pelican Park		
<b>PLEASE NOTE</b> <b>CA:</b> To be arranged by the Constitutional Assembly Administration. <b>OWN:</b> To be arranged privately for own account.			Acasia Park		
			Laboria Park		

5. Office contact number:..... After hours:.....

6. RSVP BEFORE 20 May 1995.



CONSTITUTIONAL ASSEMBLY

## MEMORANDUM

**DATE:** 19 April 1995  
**TO:** Theme Committees  
**FROM:** Hassen Ebrahim  
**SUBJECT:** Sector Public Hearings

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The National Sector Public Hearings Programme has the following developments:

### 1. BUSINESS

- The event for the 22 April has been postponed.
- The Public Hearing will now take place on the 8 May 1995, from 11-1pm at the Old Assembly Chamber followed by a finger lunch at the Palm Court.

### 2. CHILDREN'S RIGHTS

- The Public Hearing will take place on the 13 May at the HSRC in Pretoria.
- This meeting has been organised with NCRC and the HSRC will be helping with the logistics.

### 3. TRADITIONAL AUTHORITIES

- The Public Hearing will tentatively take place on the 12/13 May in Cape Town. It will be held in the Old Assembly Chambers in Parliament.
- The event will be organised with the assistance of the Multi-Party Democracy (MPD).

P. O. Box 15, Cape Town, 8000  
Republic Of South Africa

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You've made your mark



Now have your say

THE NEW CONSTITUTION