

273/115

2/2/2/3

Management Committee Minutes

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Management Committee : 18 May 1995

Chair : Kamephosa

Present : [✓] Nassib A. r. Bada, R. Sijani, Valjoia, Mestoc, Eglier, Chabane, Moosa.

In Attendance: Ebrahim, Lilurfiel, Spag, Zado, Gorravi, Ndziba, Keegan

Opening 08h 07

1. Opening

Apologies

Meyer late.

Agenda

All: A.O.B. ^{CA} Survey : Ebrahim

CA Agenda wd be dealt w/ in 6^o 7. Esp. under 6.

Sijani: Scheduling TC meetings? Add as 9.1

2. Minutes

Adopted

3. Matters Arising

None

4. Sub. Com. Report

Ebrahim

Sub. Comon will meet on Fri. to consolidate views & hope to finalise report on Monday to submit to CC on Friday.

Note: work in progress.

5. Sub-Comm: Tech Experts

Zorahim:

Sub-Comm - to select

TC2:

TC6: Tech. Comm. to assist Election Comm.
Request MC authorize appt. of 3 experts rather than 2 - to ensure proper race + gender representation.

Admin concerns: no diff. w/

Concerned about way in w/ TC's engage experts.
Not Admin's role to intervene, but calls for more resp. in engagement of experts.

Eglin

Election system prerogative of TC2.
Indicate that w/ deal w/ whether or not there wd be equivalent to IEC, Are they needed in TC6

Chabane

St. 37: Deci. required Motivation seems only to be gender + race question. Is that enough to justify expense of additional expert?

Ramaphosa

Queried, Inphrasing Eglin, are experts needed.
2) Motivation to increase experts.

Moosa

Govt concern: winding up old IEC + Home Affairs dealing w/ that, + registering of voters.
Need to ask how current process of voter registration cd. be used to esta. a national

votes role. Discussing Electoral Comm. also.

Interdep. discussions now underway, + wd. given submission to CA.

TC sd. bear this in mind

Ramaphosa

Timeframe imp., however: concerned that gov'ts can move slowly.

Zondo

Sub-Comm chaired by de Beer who is also chair of TCC.1. He reported that sub TC already working on subject & essential they have experts present at their workshop on Monday.

Increase might not create big cost implications: e.g. we expect from Dept. of Home Affairs.

Nan Breda

NP: agrees w/ Ebrahim, so nominated person in Dept. of Home Affairs, who wd have expertise & wd be no cost as wd. be seconded.

Suggests this kind of approach.

Zylin

Clarify what wd do. Their service wd. be of short period. Need for political balance, 3 wd. accommodate that.

Accept 3 on basis wd be relatively short term appt.

Roosa

Notes Sub. Expert in Dept of Constit. Affairs - Home Affairs who wd be available to advise.

Lama

Proposed: in principle agree 3 sd. be appted; some of them wd. be from GNU dept., but

possible TC doesn't want all from depts. + ch. take 1 or 2 from outside.

Agree to opt. 3: It of own, minimalist job as much as poss. Bearing in mind, short term basis

CA Structure

Lilienfeld

CC proposed that debate be open + interactive, as if CA were by committee.

⇒ Wd. need to suspend rules re. parties providing list of speakers.

Proposed now 2 debates of ± 105 min.

- 1) Drafts
- 2)

Described motion to suspend rules, on basis no party shd be allowed to dominate discussion + note wd. be taken of how long each party rep. had spoken

Sent note to both houses to announce this.

Structure an experiment.

Zhu

Quered 2 subjects:

Ramphosa

Propose 2: Public Advice + Reserve Bank, as proposed by CC.

1. ^{Dep} Chair to table CA Report

Chair to table G.1 Report + draft resolution

Wd say draft formulations to be published for further comment +

referred back to CC

Debate

Adoption of Resolution

Encouraged: more interaction: people can stand up & speak on issues. In control: person wd. state name & party. Chair wd announce allotted times for parties & wd. count time used by speakers.

So CA not rubber stamping CC decisions.

Eglin

Worried about the 2 items:

See public admin. texts have been adjusted. But Reserve Bank texts not adjusted b/c parties d not reach agreement.

Queried the status of 6.2 Sept.

Ramaphosa

Agreed Restated TZ 6.2 argued ed. not be forwarded to CA. Consider that: Wd mean ed only discuss public admin report.

Wissels

Tom issues w/ Ramaphosa:

CC decided on this matter & wd be impo for TZ to decide contrary to this & SAC to follow suit.

TZ can speak up.

Document not in hand of TZ, are "instruments" of CC.

Technically - can't overrule CC, but can advise CA.

Eglin

Disagrees. Believes CC said matter to be referred back to TC

Ramaphosa

Recognised short-circuiting: can't finalise matters - CA scheduled.

TC was meant to discuss the matter.

Fulu less confident, having received report that didn't go: on what basis to go to CA.

Moosa

CC: Agreed to short-circuit, direct to CA.

Since TC decided didn't go, believes wd be wrong to forward it.

MC: advise CA: matter on agenda + inform CA of TC's concerns + remove from agenda.

Ramaphosa

MC

Can't remove from agenda; but let TC members inform CA haven't finalised work + begged leave to remove it from agenda.

Ebrahim

CA

Agenda: simple discussion of draft, referring it back to CC.

Only gives CA members chance to participate in debate.

Not going for adoption

Liliensfeld

R. Agenda: Agenda has no official status. Today's a draft, wd. be changed on Friday.

But resolution: to publish draft for further comment: wd that mean formulation as

they stand be published.

Wissels

Did TC formally request to defer the matter

Ebrahim

Yes

Wissels

Can't compel them to speak. Understands; agreed at CC that matter sh. be on agenda -

Establish pt. that HC & CC in charge of process & not TC.

Ramaphosa

Agreed.

Wd have been healthy to debate the matter, based on diff. interpretation of what CC decided.

Viljoen

2 versions: ①

② let it be tabled anyway.

Viljoen

Putting unfinished business before CA not good.

Orderly way: leave on agenda & let TC motivate for its

Ramaphosa

TCG-1 -

Tabled, left as is on agenda

Explain at CA how I debate not yet finalized & let CA accept it on that basis

Agreed

7. CA Report

To Note

Wissels to present this report to CA for noting.

Wessels

Agreed 30 "Minutes Open" time on Friday.

Ramaphosa

But request was that CA focus on substantive matters, so didn't include Open Time in Agenda.

Mossa

Agreed that Open Time a good idea. A. inform re. delegations coming to give delegations to CA.

Eglin

But not that not come under matter of CA Report, run on "Open Time" basis. Before discussion of resolution to adopt the report.

Agreed

Ebrahim

Draft formulations in separate doc. from CA report - so can file separately

Noted & Accepted

8. Annual Review of CA

Ramaphosa

To note work in progress

Ebrahim

Chairperson requested Admin research matters finalised Tues. to table at next meeting of MC.

Wessels

Requested be excused: as Whips requested his presence

Eglin

Overlaps in order papers - Parlia. + CA - main meetings on right days, but sub-structures (Core Gps etc.) not. Out of hand. Requested

Wessels raised this at Whips.

9) TC2

Ibrahim

TC2 believes won't finish its work by 30 June + requests extension to August.

Zylin

On intensive programme to get input - including Volkstaat, Ind. Leaders + Election Comm. But is unlikely cd. produce report by 30 June.

Chabane

Queried: what means by all inputs.

Zylin

Scheduling public hearings, poli. parties, individuals. staggered. A get inputs by 30 June, but won't have been able to process for reports.

Chabane

Re. inputs: finalise by 30 June. Don't extend that deadline. Then can assess how

Agreed to extend deadline of reports.

10.1 Scheduling Meeting

Sizani

TC's violating decisions: e.g. TC2 meeting all day. PAC rep. There also needs to go to TC5.

+ Lou Group meeting Parliamentary time

Ramphosa

Agreed: Wd look into matter as well. Pose difficulties to smaller parties.

Wd. report back to TC.

9. Ibrahim

Survey to be presented to Chairpersons to presented to VC.

CA began substantive work in January
Wd be included in Annual Report.

Closure

Meeting in L. G. G. G. G.
1) Opening:

Ramaphosa

Agenda

Topic

Agenda: ... to be replaced by ...

Topic for ...

Topic - ...

Topic: Church - ...

2) Agenda
Ramaphosa

Accepted

3) Matter arising

VC Meeting

Accepted

Ibrahim

In response to ...
June - 9 June - 8-10 ...
could be used by ...

Management Committee 25 May 1995

Present: Wessels, Meyer, v. Breda, Sizani, Zylstra, Meshoe

Apologies: Moosa, Chelane

In Attendance: H. Ibrahim, Ziliensfeld

Absent:

Standing in: P. Jordaan,

1) Opening:

Ramaphosa

8h09

Apologies:

Mabandla resigning to be replaced by Muzkayaka Muzini

Agenda

Zylstra

1. Agenda for CC

2. Admin: process exercise

3. TCI issue: Church & State

2. Minutes

Ramaphosa

Accepted

3. Matters arising

3.1 TC Meeting times

Ibrahim

Accepted.

In response to concerns expressed by Mr. Sizani
2 June & 9 June: 8-10 before Parliament
could be used by MC or CC.

12
Notifying MC that these times might be taken up.

Wessels: Will leave at 08h30 to confirm this.

3.2 ~~TC~~ TC5 Formulations

Israhim

Progress being made & we sd. see something from Dem shortly.

3.3 Survey

Israhim

Notes the two survey doc.s to be distributed to members.

Rama

If necessary, cd. discuss survey results later -
But for now, for noting.
To deal w/ in
1) Press briefing today +
2) Chairpersons' annual report.

3.4. Chairpersons Report

To be completed soon.

3.5. Sub Com. to Select Technical

Londo:

Sub. Com met & able to recommend experts

1) Ryglau. Proj Olva - TC2:

Willi Seriti

2) Sub TC 6-1: 1. Pillay
2. Iroudou
3. Peter Harris

Eglin:

Disappointment. Mr. R. Rosenthal wd. have been better suited - name had been put forward.

Ramaphosa

To record objection.
Otherwise accept recommendation.

4. Financial Report

Ramaphosa

Pages 6-8
For noting

Eglin

What is financial report based on. Internal audit?

Etroshin

Parliament processes CA accounts. Figures provided by parliamentary accounting services, but considered by CA accounting dept. as well.

Ramaphosa

Noted - dead on target or underspent.

Etroshin

Note - Admin struggling to meet requirements of MC & CC & trying to minimise costs. Underspent by R5 mill. or 25% of budget.

5. CPMs:

Etroshin:

No documentation.
Public hearings resuming tomorrow am:
youth } This & next week-end.
labour }
women }

MC expressed concern re. meetings in

Kwa Zulu-Natal.
Investigating & carrying out preliminary work to ensure meeting in Newcastle occurs.

Wessels

Recently participated in these meetings, MC sd. appreciate the effort that goes into setting these meetings up. Wants to record his appreciation & urge MC members to attend. These involved making a monumental contribution to making the constitution.

Ramaphosa

Agrees. Most of meetings not only informative but quite moving.

Excused Wessels to attend Whip meeting.

6. Tabling of docs

Rama:

Amended draft formulations on Public Admin.

Wessels:

Let Sub TC 6.1 revert this doc. before it goes to CC.

Let MC recommend this to CC.

Ramaphosa:

Law Advisors took into account CA debate in amending the doc.

- Restated Wessels' proposal: ^{let} ~~that~~ sub-comm. ^{from CC} ~~that~~ ~~draft~~ w/ the ~~draft~~ before be mandated to

- Let report be presented to CC, allow them to reflect shortly on it; propose setting up sub-comm. to

the first time
highlighted a group of people who were
meeting in private

usually participate in the meeting. It is
agreed to offer that group an early start
meeting up. But I want to emphasize
why the members should. They needed
having a moment to introduce to make the
meeting.

Notes

v. Bruce's concerns:

1) Changes don't reflect CA discussion

Labeling of bars

Plan

Notes:

Beneficial

2) Frustration of TCs

finalise the doc.

Wissel

Summed + table recommendation:
no discussions.

Ramaphosa

Flow from CA meeting:

Open matter up for debate at CL; or
Set up sub-comm to bring
agreed proposal finalising doc.

V. Breda

What wd the sub-comm do? or wd it be
sub-TL 6.2? Sub TL 6.1 has already
worked on this.

Explanatory note says CA said detail sd.
to be eliminated. Mr. V. Breda contests this.
No agreement on this even w/in ANC.

Instruction to LA in wrong spirit.

Refer back to sub-TL to reconsider doc.

Don't create a new CC sub-structure.

Sizani

Let it be tabled & discussed in CC.

Gordhan:

Take it away from sub-TL; sd not negotiate.
Sub Comm of CC could negotiate.
Also wd take us a step forward.
Parties concerned sd. get involved in sub-comm.

Mr. Breda.

Doesn't want to debate, but this decision
might frustrate TEs who are acting
intensively on matters. So they sd. be involved.

parties to be...

Reviewed + took notes on discussion

Wendy

Also from the meeting: Open meeting for details of CC; but up to Sub. Com. agreed proposal...

Paragraph

What are the sub-committee's views on the...

V. Book

Agreement in the case of the...

Parties to be...

Parties to be...

Engine

Parties to ensure

Parties to ensure...

Engine

Parties to ensure...

V. Book

Notes, report was unanimous agreement by TC.
 Mossa's comment w. detail changed text, as if
 that was overwhelming wish of CA. Was it.

Whatever sub-comm considers

Rana

Jordan + v. Buda not in contradiction.
 Wd. be sub-comm of CC, empowered to
 strike a consensus, cd be TC members
 wd be part. Could also add CC oppts.
one of Chairpersons to enhance reaching of
 consensus, + LA as tech. back-up.

v. Buda,

Wd. settle for this w/ this guarantee.

Already, saw w/ 6.3 That text wasn't
 referred to CA.

It's a different line than took w/ 6.1.

Wassile

Need to establish - regardless of previous
 precedents - CC to be the engine room
 of the process.

So, want sub-comm. ^{when} set up to have
 consent of part. parties. Parties wd. ensure that
those people who were involved to begin w/
wd. be on sub-comm.

CA. be sub-comm of CC engaging personnel
 knowledgeable of subjects.

Mshoe

Diff. angle: asks of TC involved cd be
 empowered to debate & negotiate -
 rather than establishing new bodies.

Then, report was reviewed and approved by TC
Mason's comment is. Detail change but, ok
Has no outstanding work of TC. Wait.

William and team continue

John + v. Bob not a violation.
John is not an CC member, so he is not
able to vote. He is not a CC member.
He is not a CC member. He is not a CC member.
He is not a CC member. He is not a CC member.
He is not a CC member. He is not a CC member.

John

He will be the w/ the governance

v. Bob

Thank you for the TC that was
referred to it.
It is different in the TC of 2.1

Just to clarify - regarding the
provisions - CC is the governing
body of the process.
I, want to see some of the up to date
status of the process. I will be sure the
these things are in the TC to be
not. It is not done.

Mark

A. In the case of CC regarding
the management of subjects.

Off. conf. with TC members at the
- meeting -
Role of proposed sub-committee.

Mark

Ramaphosa

17
Already have 2 structures: TC = Core Gp. Said repeatedly TC not for negotiating. So if CC set up sub-comm, wd. have to report back to CC anyway.

//: TC5 report sub-comm.

TC also has own programme already to finish & to refer matters back wd. upset this.

Don't shut circuit anything. Just to give CC firm control.

Eglin

Where did doc. emanate from? Law Advisors?

1) 1.3: Poli. appt.s - Concerned w/ word "political" - does it mean appt. "of" or "by". We prefer "ministerial" appt.s

2)

Rama.

Allow brief debate at CC to debate some of these issues. Agree w/ Eglin re. use of "political". Discuss issue & refer to sub-comm.

Wd enable KC to reflect in CA debate - let it be a guide on how further debates cd. be conducted.

Ca. lay down precedent on how debate works.

Sub-comm wd take due regard to discussions in CC to finalise doc. ~~for~~

Lylin

Legal questions need to be asked - ~~to~~ make drafts available to explain why used terms did.

Ranaphosa

L.A. - Mr. Grov - to be at CC meeting

Grov

Confirms. Said this a reprod. of TZ draft. Did no changes, but highlighted provisions now in contention. Wd be available for explanations in CC.

Ebrahim:

LA acting on Ebrahim's instructions. Thought wd be of value to CC to highlight contentious areas. I added sentence.

Discussion: smaller parties asked that TCs not be negotiators b/c can't participate as well then as cd. in CC.

Ranaphosa

Agreed: Brief debate Sub comm. set up so some members - TC

Meyer

Don't ignore sub comm w/ worked on this - let them form part of further structure.

6.2 TZ Draft formulations

Report received earlier.

4.3. TC1 Formulations

For noting; to CC

6.4 TC4 Draft functions

Noted 2 volumes tabled at meeting

For Noting & Labelled

6.5

for discussion at CC

6.6.

For noting

7. A.O.B.

7.1

CC Agenda

Possibly no doc. TC5, but express concern

Sizani

Re TC5: Ask chair of sub-TC to explain process, wd be useful to other TC.

Spang

TC4 ask to have report tabled, but not discussed.

Ramaphosa

~~Ag~~ Conceded. Discussion:

TC1

TC6.3

Brief discussion re 6.1.

7.2 TC1 Church & State

Ibrahim

Substantial # of submissions from Christian sector whose concern is that the consti-

wind out them.

Petitions; phone calls - visit parents whose children's name are on petitions -

Circulated leaflet

Investigation into who ed. to behind this misconception -

Noted issue of church, God & related matters not yet discussed & not yet an issue.

Public hearing tomorrow involving all reli. sectors.

Request - "Christian Voice" marching to Parliament 30 May to hand in memorandum -

Contacted organisers of march & told them of public hearing. But they still intend to march.

Id. Ramaphosa & Moyo as recipients.

Ramaphosa

Zubu invites him to attend a demonstration elsewhere before go to Parliament.

Gordhan:

Religious matters sensitive matters. B/c of this, imp. that poli. parties handle this w/ care. 2 matters:

1) CA has already decided on the matter.

Let Chair & Dep. Chair have press conference to make clear no foundation to these fears

2) Allegations that ANC anti-religious: entirely unfounded.

Unfair when poli. party part of CA process to whip up publicity on this basis.

Requests ACOP apology for distortions & asked it to desist - not only anti ANC, but anti-SAⁿ.

Wessels

21

Re procedures: let it be placed before public.

Matters now getting out of hand - submissions clog system + people phoning w/ misconceptions hinder Wessels' work.

He advises - let people make submissions to ensure there is a qualification debate when TC debate it.

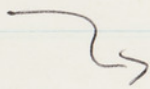
Imp. religious people showing ^{concerned} that process not open + transparent.

CA's resp. to put public's mind at rest + aware dealing w/ a sensitive matter.

ACDP's name on leaflet + asked Ramaphosa to meet w/ people who wd. march. ACDP linked to "Christian Voice"

Ramaphosa

Meshoe



1) March not poli. + not organised by ACDP.

Only passed on their request to Ramaphosa.

2) The document:

Interpretation of para. in TC 1 doc. re. what wd happen if SA became secular state. Summary of TC report =>

Read: Doc. A.15

P.40

Interpreted variously - some people at World Trade Centre - one issue unacceptable to church groups - sexual mentalism. Not noted.

Other gpps. said made submissions to task group on publication control. This was ignored.

Given past experience, how wd they make sure

Their views on the secular state wd. not be ignored

"The voice of the Xns must be heard"

Deadline 30 May - not everyone wd. make the deadline so will march.

ACDP whipping up emotions?

* No - not part of organisers of march - those multi party (ANC, NP)

* Unfair to ask ACDP to apologise, Did not draft letter involved.

In summary

Let there be a clarification of what that para. in TCI report really means - to tell them their fears are unfounded.

Jordan

Believe ACDP more involved. Letters - individuals. Orchestrated by ACDP - They're entitled to their views, but cannot whip up emotions against ANC as if it were anti-religious. Not, + support religious tolerance.

TCI report's summary not based on submission. Raises academic or abstract questions.

Asked Directorate to investigate.

Use CC to ask ACDP to apologise.

Is not a broad Christian, or broad religious movement.

Ramaphosa

Let CC reflect on this,
No longer quoted - v. Broder, Meyer, Sings' gone.

Act m 14

Statement clarifying CA position prepared
Enquire - TCI exactly how statement in
doc. came about

Joshua

Let Meshac consider -
Some kind of apology - AZOP

Eglin

That a poli. issue, not for HC

Doc. does say a contentious pt. is that SA
may be a secular state.
Latter explanation v. unresolved issues.

On basis of his doc., people with deep feelings
cd. be concerned.

→ Query - how put in his form in 1st place.

Ramaphosa

Will be done at CC

Closed 09h 22

Management Committee
1 June 1995

Chair: Ranyobosa

Present: Wimb, v. Brada, Viljoen, Eglin, Chelane, Moosa, Sizani, Meshoe
Meykayaka-Menzini.

Apologies: R. Meyer (late)

In attendance: Lbrakin, Spang, Zonda, Liberfeld, Gwvi, Mazi, Kuga

Absent: P. Smith

1) Opening:

8:08

Welcomed by Meykayaka-Menzini

Agenda:

Lbrakin

i.

ii. RDP office request under AOB

Adopted

2) Minutes:

Corrections:

v. Brada

6.1.2. Just of what meant was.

"The proposed amended formulation did not reflect the spirit of the discussion in the CA"

Wd. be corrected

Wd. check w/ Directorate to see if amendment correct

Meshoe

7.2.3 "decisions" to be replaced by "proposal"

Wd. be corrected

Corrected

4.) CL :

Ibrahim

25
Congratulated TC & MC members who participated in the events.

Nat'l sector public hearings almost finished
Outstanding Meetings Res. ok. and: Women + Labour.

Successes

22,000 submissions & petitions

Least few days:

• petition of 1,000,000 supporting Afrikaners

• Cape Town gp. : keep police in CT
13,9000 signatures

• SANCO also planned march to Mr. Ramephox's office - submissions handed in.

Fast wave of adverts bringing in about 200 submissions a day.

CPM in Newcastle : 10 June.

Original prog. ~~at~~ ^{Hannoversdal} 21 June, ~~confirmed to~~
wd. be moved to Pitermaritzburg.

Comments:

Moosa

Distribution of PMs - more or less equitable?
Concerned about Natal - only 2.
Other provinces had 3 already.
Aim to ensure proper balance.

Chabane

Was also concerned about KwaZulu - Natal
Could make 2 in 24th, otherwise wd have
that province w/o input.

Thabane

Admin concerned about just this. Natal about
25% of SA's pop. Org. meetings by
consulting provincial govt down to local
structures (mayor, local org.s etc.).
Reported previously, despite attempts to
solicit that help, not greatly successful,
except from comm. org. So
wary of moving unilaterally into the area.

Mossa

Undue trepidation.

Proposes: 6 or 7 or 8 meetings in
Natal needed for demographic. So
Proposed to have 2 or 3 add.
meetings.

CA under no obligation to consult
other authorities.

Otherwise wd. look lopsided.

Vitjeen

Shaus concern. Make endeavours to
reach those people. But warned
against getting into situation w/ wd.
cause blood shed.

Zondo

Highlight: phase of public mtgs →
30 June.

Another round of public consult.s.
Proposal cd. be adopted then.

Initially proposed many more CPMs,

but after evaluation, proposed a MC
agreed to only 18 CPMS: 2/province.

Moosa

Ad. be organized over next month. Not dangerous.
Bank venue - inform public.
Admin ad. consult w/ them on where to hold.

Zondo

Concurred.
Organising CPMS quite costly. Fund
consultations & advance teams +
organising on the day.
Detailed logistical arrangements
require had time of 3 wks.
Way of proceeding w/ view of org. since
of meetings in the remaining period.

Samphosa

Taking into account what Moosa, Viljoen +
Zondo said, wd. look into the matter -
Notes, another round of Public Meetings
coming.

Meetings imp. participation of MC
members should not be downplayed.

Urged Mr. Moosa to set aside time to
attend these meetings, 2 or just 3.

Moosa

ANRC chooses rep.s democratically.
Doesn't always get chosen b/c
such a pool of talent.

Chebare:

CPMS: is money paid to people
chairing? Ad. be stopped if so.

CPG } Post us on E. Mail
Volkstaat }

Memo

Letter

Paragraph

Memo

Chapter

5. Lamaphosa

Annual Report Tabled. Noted.

6. Presentation of Survey Results

7. Jabling: Submission CPG

Noted doc.s in documentation

8. Jabling Volksstaat Council Submissions

Notes, 64-94.

9. AOB

9.1.

Ibrahim

RDP task team asked to send a rep. to meeting ⁱⁿ ~~in~~ ^{attendance of} ~~in~~ ⁱⁿ Malta in June. RDP nominated Ms. Kgoritsile & asked CA to support her as she was part. in TCC on this matter.

CA wd ensure payment & facilitate her travel to the wksp.

Why not Ministry?

Deal w/ it by consulting various Ministries,

Find ways of having it funded.

9.2.

CC Meeting

Cancelled

Next wk wd occur.

10. Closure

08h 40

③ Presentation of Survey Results

Mark Orkin

Spoke to document entitled... tabled at mtg.
Prepared at request of CA's Media Dept
prepared summary

Pg. 1
Contents of Report

- 1) Penetration & Uptake of Media Campaigns
- 2) Outcome

On

Campaigns: TV, radio, press, "Contit. Talk"

* "A further 16%" to replace "16%" on p. 3.

Comments & Questions

Vijjoor

Queried base of report: perpetuating racial differences? vs. regional differences - people in Kwazulu-Natal
What other system cd. be used.

Ramaphosa

Discomfortable to a few people.

Orkin

Services committee w/ wd. need to prioritise its expenditures in later stages of the campaign.

Noted also metro & rural & informal settlements

MC cd correctly & justifiably present effect of campaign in more general terms.

watching the new self-image SAⁿ

Moon

Interesting.
Revealing: CA made real impact. Drawn out by 20% people who wanted to be part of process.
Questions:

① Highest awareness by province.

Question: Any significance in the way they've ordered.

② Issues of spontaneous concern, did they pick up anything ~ religious concerns + new govt.

Orkin

"Roots" who did qualitative details, arrived.

Answers

1) Listing in order of awareness of content:
No. Cape + Kwazulu most aware.

Results - polarisation ~ CA there.

In general more usual, more diff. for media to reach.

2) Religious anxiety not great.

Skosana (Roots)

People tended to talk about basic issue - 3rd generation.

Few touched on death penalty or abolition. These needed to be prompted.

No issue of freedom of religion arose.

Eglin

Query + Concern

Query:

P. 3: Average of 38% did not know what created.

P. 2: 64% full part; so 36% don't full part
65% reached; so 35% ^{haven't been} don't reached.

Skosana

Qualitative study (how + why). Eagerness to know more. Those who knew about it didn't act b/c didn't know how or doubted their submissions wd. be taken seriously -

Poor feedback in terms of people understanding the message + knowing how to respond

Eglin

Concern: last sentence on p. 2.

Needs to be remedied: in communication + in way we deal w/ submissions

Chobane.

① Figures w/ last pt. of Eglin.

② CPMs: indicate also progress of CA - figures of attendance. Need to assess quality of inputs: analyse if has increased in quality over time, or whether quality is diff. b/t rural & urban areas.

To buy up work done already.

③ Re. Viljoen's comment on race: always temptation to refocus on priorities. Need to use new methods (of distinguishing people) to reach same good analysis.

Viljoen

Takes his pt. His people of the 4 group -
are Africans, too.

Orkin

St. raised re. pop. group imp. This survey
to service CA. How CA takes it forward in policy
its concern.

Media reach discriminatory w. rural, aged &
illiterate.

MC w/ 2 phases of campaign ahead, shouldn't
set unrealistic targets. Will be a % of people
who choose not to be involved. SA very poli.
aware, & if this gp. as low as 20%, a ^{reasonable} achievement.
Set realistic targets; they represent an impressive
achievement. People in meetings feel less
anxious (relative to all forms of outreach -
radio, tv etc.).

Language preferences: each lang. group give a
few % to Eng. - regarded as a
technical national issue.

Skosana

Urban communities prefer English in adverts:
if by African lang. s there, ^{problem of} ~~seen~~ "purity"
of lang. ~~prev~~

Dual: stronger inclination to use the relevant
African lang.

Weaknesses

Selling a product that appeals to all -
Market segmented. Approach to each of

Management

Rose need to be taken into account.

Try to reconstruct people's mind sets.

* Segment market further. Don't use market approach.

Chair: G. Ragnoli

Present: P. Merino, L. Wush

Manzini, L. Eglin

Standaer, M. Spang, L. Zende

Thanked them for coming

Apologies: R. Meyer

Present: P. Smith

1) Opening

08207

Apologies:

Meyer; Standaer

Agenda: Add

- 1) Time of the meeting
- 2) coffee for the book end

2) Minutes: 1 June 1995

Accepted

3) Market Pricing

Discussion

3.1 Price Setting

Wusch

Statement went out - will continue to move forward

Mechel

Committee: Mechel raised a few points in TC. Disagreement: accept copy of check + state, but not state + state. Asked for correction in TC - don't want to be said that price setting operation w/ + check + state

Wusch

Need report from TC to clarify position

Management Committee 8 June 1995

Chair: C. Ramaphosa

Present: P. Marais, L. Wessels, A. v. Breda, O C Chabane, Y. L. Myekayala -
R. Sizani
Manzini, C. Eglis, K R Meshor, CL Viljoen, MV Moosa, P.G. Marais (alt)
Attendance M. Spang, L. Zondo, P. Liliensfeld,

Apologies: R. Meyer

Absent: P. Smith

1.) Opening:

08h07

Apologies:

Meyer; Lbrahim

Agenda: Add ^{under AOB} 6. 1) Time of MC meeting (meeting time)
6. 2) CPMs for the week-end

2) Minutes: 1 June 1995

Adopted

3) Matters Arising

~~Revised minutes~~

3.1 Press Statement

Wessels

Statement went out & will continue discussion as move forward

Meshor

Correction: Meshor raised a few times in TC, disagreement: accept sep. of church & state, but not reli. & state. Asked for correction in TC & don't want it to be said that don't accept separation b/t church & state

Wessels

Need report from TC, to clarify positions.

the sooner the better.

Press release to indicate state & reli. or church;
"religious institution". Worded carefully.

Terminology technical. Don't debate until
have report before us.

Ramephosa

This the correct route.

Moshur

Pictures projected of ACDP supporting what it
doesn't.

Viljoen

An emotional issue. Find special material
if to be debated in CC. Find clearer
definition of "secular state". Perhaps get a
proper legal formulation. Asked Law Advisors
to do this.

Wessels

Elevating an issue w/o elevating the report. In
TZ, this part. issue has b/c a bone of contention.
Report does explain legal terminology.

Ask TZ, even if not completed, to put
report before us w/ explains legal technicalities.

W/ report, we have a "proper quality
discussion" as CC level.

Marais

Confusion of terminology. Has doc. -
Order w/ explains things. TZ ad. forward
to MC.

Ramephosa.

Correct way to move forward.

Meehan.

Note: Meehan object, but for sake of progress wd agree.

Eyles

TZ asked to forward draft clauses w/ joint effect to this concept.

Marais

Drafting difficult: TZ1 doing preamble, but issues - reli. to be drafted by TZ4. Perhaps ad. join thg to draft.

Wissel

Imp. to forward draft formulation. Impinges on TZ4 & Preamble, & these aren't the issues at hand right now. Leave it at report.

Continue w/

Ramaphosa

On this issue, diff. to get draft.

Chabane

Agenda cd. got more & more determined by emotional issues. To avoid it, don't single out, consider it in context of report

Ramaphosa

Report - TZ dealing w/ various issues & this matter including issues raised by Rev. Meehan.

4.) Agenda

Ramaphosa

Final reports - sub-comm.s

Auditor General - still being worked on.

Requested report back - sub-comm.s
Justice: Schutte - Heyne

Note: Water right, but for sake of program
not agree.

Water

To what is forward draft changes of firm
effect to the draft.

Effect

Drafting difficult: TSI having problems
has some a well to be drafted by TSI.

Manus

Query: process of consultation

TSI to forward draft for consultation. Inquiries on
TSI or Bureau, or have sent the
version at hand right now.
Leave it at report.
Location of

Manus

On the way, diff. to get draft.

Paragraph

Figure at. of one & more determined by contract
also. I want it, but can't get out, under
it in context of report.

Chapter

Point - TSI looking up various areas in the
world including water control by the States.

Paragraph

H. J. Taylor

For report - see - memo.

Paragraph

Article General - still very needed in.

Consultation: First phase of work
Proposed: State Agency
Water: State Agency

Schutte

Justice: progress, substantial agreement.

Complete agreement in 2 days if:

- (1) have backbone for 2 days
- (2) w/ all experts
- (3) Input - Chief Justice & Pres. of Constit. Court

Hofmeyr

Difficulties in meeting b/c various members not of team, but close to having product w/ agreement.

Meeting later today - agree once have draft need comments from a range of people beyond ^{Chief Justice &} Pres. of Constit.

MC can give guidance about who.

Comment can be left ^{goes to} ~~goes to~~ CC for discussion.

Ramaphosa

Note: Matter w/ the sub comm. almost 4 wks - concern re. time taken to finalise.

Schutte

ANC can't make up minds. Too much pressure.

Hofmeyr

ANC bringing up. She deals w/ 80-90% of the chapter on the judiciary. Essentially writing a whole chapter & have begun to bring in subsequent drafts.

Have resolved some of matters left unresolved by JC.

Ramaphosa

* Comments from other stake holders:

Chief Justice & Pres. of Constit. Court.

When: before or after reporting to CC.

Had broadly decided to ^{1) publish texts for public +} ^{2) send drafts to wide} spectrum of stakeholder.

Next stage of work.

Justice: progress, substantial agreement.
 Complex agreement in 2 days of:
 (1) two documents for 2 days
 (2) all aspects
 (3) input - chief justice or in J. case.

Difficulties in writing of various members of
 of team, but also a hard product of

Role of Technical Experts:

MC of his experience about who.
 Consent of the expert to CC of decision.

Note: Matter of the law and fact of the
 common re. this then to find.

the case law of the ...

ANC not closed to idea of consulting Chief Justice & President JCC.
 but ^{they} need time to consult.

Role of Panel of Experts

Chief Justice - ...
 Justice: input in after report to CC.

Panel: A structure available to give advice on ongoing basis.

Wd get comment

Chabane

- 1) Nature of difficulties? Technical or political?
- 2) Processing of drafts - reports
- 3) Main concern of TC to avoid criticism? - if so, problematic. What else of concern here.

Schutte

- 1) Estimation: 80% of problems technical.
Need experts immediately - re. what goes in, stays out, wording.
Need experts for progress.
- 2) Chief Justice, & Pres. of Const. Court.

don't treat on same basis as others. Wd. probably be hesitant to make public responses, esp. President of Const. Court. Sooner we get them draft better. See how to deal w/ it.

Hozmayr

- 1) Don't resolve issue of consultation, here. sd the process of reporting to CC be delayed while process of consultation under way?
Need to give Chief Justice & Pres. time to consult as well.
- 2) Role of Panel of Experts: when are they asked re. constitutionality of the process. Queries whether or some technicalities, better to consult Panel & remain w/ TC experts.

Rama

Panel: a structure of CA + sd be available to us for advice on an ongoing basis:

Ruling

TC Cd. approach Panel thru MC or CC:

request → MC, MC agreed to ask Panel to give opinion

Moosa: Process:

1) To CC 1st - otherwise might weed out good ideas ←

TC

2) Then to Panel for opinion

formally + informally.

E.g. when TC runs into risks / technical difficulty, no problem in approaching them.

Retaining clear idea of what TC does.

Ed. be approached thru MC or CC. Here, MC ed. agree to ask experts to give us an opinion.

Perhaps David prefer that +/c wd. deal w/ structure.

Mossa

① Discussion at CC

② Sent to Panel for opinion on constitutionality.

Good for KC to see what TC thinking before chopped at.

Chobane

Recalled that 2 reports were presented to CC here.

By to involve Panels:

Let ~~sub.~~ their reports supersede?

Status of Panels' report.

Eglin

Agree: sub-comm. not to resolve fundamental difficulties - to negotiate text not substance.

Let report still reflect TC report, consolidate.
Let sub-comm. recommend that be forwarded

Schutte

Certain issues referred to TC for discussion + resolution.

• CC Sub-committee to negotiate & reconcile positions on

1) Substantive matters

2) Text

Proposal queries regarding whether or not texts constitutionally sound identified in fns, w/ recommendations that go referred to Panel.

Proposal : 1 sub-comm.

Because of problems experienced by existing sub-comm.s.

Ramaphosa

40

Sub. Comm of CC, therefore given leeway to negotiate a reconcil. position both on

- 1) substantive issues +
- 2) legal matters

Hogweys

New issues resolved by sub. comm, too.
Some members of sub. comm feel some formulations proposed not constitutionally sound.

Identify those in report, in footnote or elsewhere to recommend they go to Panel.

Ramaphosa

Concern re. time taken to finalise.
Concern that some parties need to get act together, + attend meeting.
Some cd. be said of another sub. comm.

Cd in end have too many sub. comms, not meeting, disconnected.

B/c of problems experienced by sub. comms. have set up.
Proposal - Chairpersons:

- 1) Let there be 1 permanent sub. comm of CC w/ # of TC members as advisors to parties on sub. comm.
- 2) Chair - dep. chair of the sub. comm, wd be permanent, some people - all parties, + wd decide on advisors.
- 3) 1 rep. - party.

Schutte

Can produce something valuable if can attend to it for 1/2 days - over wk-end - but then need experts.

Hogweys

Wd agree, but wd depend on other people not here. To meet

Sub. Comm to meet at 17h00, 8 June.
Champions to attend.

To ensure Report goes to CC.

Public Admin

2 Objections - NP

1) Status of ~~amend~~ draft texts amended after a meeting by Law Advisors

2) Role of Tech. Experts

at 17h00 + wd try to finalise it then.

Ramephose

Rame + Wessels to attend that mtg at 17h00 to see (1) how far have gone (2) how much left to go. to ensure report goes to CC.

Man. Sec. wd inform them of

4.2 Public Admin

1 Radi

No. progress. Poor turn-out at 2nd of meeting - ANSC, NP + 1x DP came, smaller parties not. 2 objections - NP

(1) Question status of report prepared by Law Advisors at CA, no preference of 1 view or another expressed. Law Adv. w/ no mandate.

Questioned status, + no one in sub comm. cd. answer. Need clarity.

(2) Tech Experts shd be part of the sub. comm as well.

Draft minutes: Law Advisors as technical backup.

Questioned validity of minutes.

Wd meet next wk Monday - subject to decisions - MC.

Mossa

Sub. comm made some attempts after discussion of CC.

Don't force sub. comm. to take matter further.

Let them refer it back to CC.

Eglin:

Cropped up in TC 2: back to decision in CC - injunction to present draft clauses drawn up by Tech. experts in consultation w/ Law Advisors.

TC 2: id as to w/ draft correct.

Demanded drafts back to TC for acceptance.

Let drafts be approved by TC

Vadi

Reporting + sub-comm not TC

v. Breda

- 1) Problem: Tech Advisors + whether sd be present or not.
Is there a problem there? HC can decide.
- 2) NP believed amended draft formulations did not reflect spirit of CA discussions.

Wd agree that sub-comm. proceed, b/c contain members of TC w/ is aware of the issues;
as sub-comm of CC.

Hofmeier

General drafting:

Need clarity:

- CA Law Advisors ultimately resp. for drafting.
- Tech Advisors to give advice

Whose resp. for putting ideas on paper.

No problem that advisors + TC approve texts.

But who produces drafts?

Rama.

Key - ing question.

Drafting memo. sought to address just this pt, but perhaps did not emphasize role to be played by LA.

TFx. - draft formulations - help TCs
But wider completion, style w/ Law Advisors

Panel: refines, sees complete w/ context.

the right to appoint a sub-committee

Legal - sub-committee - proposed

✓

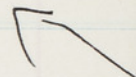
1) Problem: The House & whether it is possible or not to have a problem here? HC can decide.

v. P. 1

2) NP should be able to appoint a sub-committee of its own members.

The House should be able to appoint a sub-committee of its own members.

* Ruling: Jack Adams should be present, to assist in issuing better instructions to Law Adams. NB



* Budget - effort to bring. Taken for what it worth

Next meeting of sub-committee Monday 11h00. To be rescheduled later so chairs can attend.

Requested outside chair

Agreed: Meeting rescheduled, table report for us.

v. Breda

Formulation of drafts by CA Law Adv.

But they draft what instructed to draft. In this instance, who gave the instruction to draft?

Recalled, in CA 1 speaker said const. shouldn't have too much detail, then Director instructed Law Adv. to draft a text w/ less detail.

Aggt. ed sub. comm to negotiate + want now to take it apart. They are only asking for Tech Adv. to better instruct Law Adv.

Rama.

Cl. be correct way of handling it.

Redraft was attempt to bridge the difference b/t the 2 positions, + ad. be taken for what its worth.

In. Adv. at center of drafting; but they act on instructions, + must be instructed on an ongoing basis to reflect the agreements that are being reached.

1 Vadi

Need to decide: 1 sub. comm or various.

Met Monday at 11:00.

Ramaphose

Chairpersons can't attend. Wd. be in Toibung.
Wd like to deal w/ this report at CC on Wed.

Vadi.

Reschedule meeting for later in day. One problem: facilitator.

When came, queried chair. If party rep., disempowers rep. Need outside facilitator.

Rama.

Reschedule meeting, + report tabled for CC

... of the ... of the ...

4.3 Public Protector

... of the ... of the ...

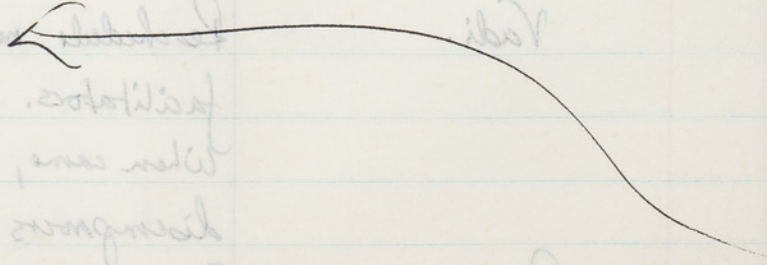
4.4 Reserve Bank

... of the ... of the ...

4.5 Auditor General

Agenda approved -
Starting time

5. Noting : 121
124



na include tech experts.

Sub. Comm on Public Protector

Kgositso

Problems meeting: tomorrow a.m.

Appeals to PIC to decide on Chaurimiso proposal, as pool into 1 centralised effort.

Rama

Report to be tabled for CC on Wed.

Chabane

Actual reports?

Rama.

Work towards having them set CC on Wed. next wk.

Reserve Bank:

L. Zondo

TZ has met to consider the different party views. Requested Tech. Ad. to research w/ forwarded views to TZ, unable to decide until consulted parties.

Evidence - Gw + official from dept. of Finance. Report not ready + probably won't be for Wed. CC

Rama.

What chairs to follow up.

Report on Auditor General

To be tabled.

TZ 4: 5 rights, 2 already tabled

Moosa

Start at 08h30.

no include local experts.

to Public Bodies

Sub-Committee on Public Bodies

Single negotiating sub-committee.

Negotiating

Agreed to the decision on Commission proposal, as part of the 1992 effort.

Agreed to be held for CC on Wed.

Forum

Actual reports?

Chairman

Work towards having them at CC on Wed. next week

Forum

Forum Part 1

TS has not to consider...
Requested to...
wants to TS...
concluded...
official from dept. of finance...
Report not ready - probably won't be for Wed. CC

L. Sands

Work done to follow up.

Forum

Seconded to CA - absorbed from (some) parliamentary responsibilities

Report on Auditor General

To be tabled.

TS: 2 rights, 2 already tabled

Start at 08:30

House

Ramaphosa

09h00

Ramaphosa

Permanent sub-comm

- * 1 rep. from each party
- + * Chair persons

Depending on issue dealing w/ each party can bring in an advisor - 1 or 2 - flexible.

Advisors w/ speaking rights.

1 permanent party rep, + add. advisors dep. on issue.

Hopmeyer

let there be formal alternate as well

Rama.

Good

Moosa

Will look at proposal when in writing.

Eglin

Wd need to have those rep.s seconded to CA on more permanent basis + absolved from parliamentary responsibilities -

Schutte

CA work on Mon + Fri. a slap in face, not good enough to have those days set aside for us.

Moosa

Agrees. Esp. Fri. sitting of CC, b/c no good press on Saturday. But unfair to exec.

Note what Schutte + Moosa said.

Chabane

Queried - pt. of order - status of what Schutte said.

6. MC meeting lines

Wessels

Meeting w/ Whips:

Set some portfolio committees on Wed + Thurs.
interferes w/ CA wk + asked Whips to
look into this.

Need to tell Whips if want CA meeting - month of June.

Parliament otherwise adjourning on 23 June. Members
wd have to return on 30 June only for CA.

leaves 14, 15, 23

Ramaphosa

Problematic CA on 30 June, rather 4 Aug.

Moosa

Arising out of 14/6 CC # of matters cd be referred to
CA. Dont wait until Aug.

Wessels

"The people" in the corridors of parliament

Eglin

Asked Wessels, ^{Schedule CA} if sufficient work for 23 June.

Agreed

Ramaphosa

No meeting on 30 June. Review holding of CA
meeting for after CC meeting, whether wd be 23 June
or 4 Aug. Agreed

6.2. Meeting times
Moosa

Check b/t MC + Cabinet meeting
Asked Moosa to take up, liaison w/ Cabinet to see how
to work out.

Ramaphosa

Agreed

6.3 CPMs
L. Zondo

Informed MC, preparations made, 3 events over
wk end

Luikisiki

Newcastle

Mafikeng

No MC have indicated w/ attend event in
Newcastle. Imp. b/c is 1st visit to
KwaZulu-Natal. Appealed to MC to
provide

Moosa

Chabane + Manzini wd. attend.

Ramaphosa

- No other volunteers.

Eglin:

Arising out of question: preliminary drafting.

Moosa

Pt of order - finished re public mtgs.
Told Admin trying to find date for
another mtg. in KwaZulu-Natal & ~~Durban~~
Proposed July, Durban.

Ramaphosa

Matter to be looked into by Admin.

6.4
Eglin

Drafting:

- 1) Annexure to TZ report, 1st draft - Tech Advnocs in consultation w/ Law Advnocs
- 2) If EA wants it reviewed again, let Law Advnocs do it

let Charis + Manion look into this.

Will look into it, memo sent out.

Ramaphosa

Govt.

Ramaphosa

Apology to PAC - error, its submission on religion left out of pack. Printed before submission. error wd. be corrected.

Management Committee 22 June 1995

Chair:

Present: Wessels, Meyer, v. Breda, Viljoen, Mesker, Chelone, Sizani, Mosca

Apologies: Ezlin;

Replacements Selfe for Ezlin,

Present: Ebrahim, Lilienfeld, Spary, Zondo, Grové

1. Opening

Ramaphosa

08h10 Opened.

Agenda

Meyer

11. i. ^{Submissions} reports from Hospital Forum

Adopted

2. Minutes

Ramaphosa

Adopted

3. Matters Arising

As set out

4. Proposal for Establishment of

Sub-Committee

Ramaphosa

Spoke to dir. entitled "Proposal" in document.

Views: 1) Due smaller sub-committee, all parties rep.

2) Rep. on this committee proportional - as large as MCC

Or possibly 3. MC b/c's the sub-comm / ~~but~~ wd.
 mix functions. MC to process. Sub-comm. to serve
 as negotiators, processing matters referred to it by OLC
 negotiates constitutional issues referred to it by CC +
 report to CC

Needs finalisation today to report to CC.

Meyer

Clarity needed on functions - b/c some might become clear
 only one established. Stick to MC to fulfill
this function - e.g. to add it to MC functions.
 As stands MC representation acceptable to all parties.
 If re-opened negotiations re. composition, cd. get a far
 bigger committee, w/ wd. go against intentions of
 setting a committee up.

Chabane

ANC wdnt agree to proportional rep. - committee wd be 26
 in number. Wd accept MC formula. Arrangement of
 MC, if CC feels MC wd fulfill function okay,
 but ^{otherwise} let it be a separate committee

Fearing from parliamentary tasks: might create problems for
 smaller parties, like ACP. to admini. issue - cd. be
 accepted in principle.

Veljoen

Can't be proportional. Function on basis of 1 per party + 2
 chairpersons. Consensus seeking committee to save CC time.
 If not, refer to CA.

Likes idea of permanent seconded person from each
 group being able to draw on advice + advisors.

Seife

In either case DP to have 1 rep. But re. para 3:

Object of comm. not to decide (that done in CC w CA)
Wd unblock drains & let the process cont. Technical,
consensus seeking comm.

State clearly, committee won't make binding decisions but
seek ways forward.

If that is to exact number of poli. party reps. not as imp
as otherwise.

Roma

Consensus on need for sub-comm.

Mysore

Agrees w/ Meyer - let MC add to functions; further
committee w/ disadvantage smaller parties w/ might not
be able to attend additional meetings

Chelare

Clarified

- ① Proportional rep. needs 26 people; MC not proportional rep.
- ② If MC to transform itself, prevent other people from participating

Parties sh. see whether keep current MC member or propose others.

Meyer

Chelare's ideas + his sh. be married. If MC conducts this
function, & can have substitution, then can have (2 agendas)
for same committee & substitutions for party substitutions.
composition could change from time to time.

Wd need substitutions according to constitutional topics.

Ramaphosa

① Consensus on estab. of committee

Senses: ② structure similar to MC, & rep. similar in #
sub-comm of CC ③ Functions

(1) Seek broad consensus

(2) Unblock drains (bottlenecks)?

(3) Agree matters that would be

to be finalised by CC & w/ ⁽⁴⁾ input to CC.

Consensus seeking committee, Planning Committee, ^{w/ CC} sub-comm.

"Consensus Seeking" Committee possibly preferable.

Name just sub-comm of CC

Note concerns
Lorheim

Further aspects re. structure

- 1) Efforts to bring matters to finality in specific structure where dealt w/, so referrals not made. People hesitating to release reports before consensus found. To assist matters, limit time that particular structure has to seek consensus, after that refer to CC or CA.
- 2) Sub. Comm must report regularly to CC, so CC feels part of debate.
- 3) Advisors: so TZ members don't feel left out
- 4) That even not recess at suitable times or times not scheduled for CA.
- 5) Alternates: part. Ministers + Dep. Ministers

Ramaphosa

Lorheim to be invited to 1st meeting to articulate these concerns.

Consensus

Advisors allowed.

Chabon

Alternates: speaking rights? Status needs to be looked at. If can't speak, might handicap party.

Ramaphosa

Alternates

Ad. have alternates;
Agreed.

5. CC Agenda

Ramaphosa

Doc. entitled - "Agenda" in doc.

Adopted6. TZ2 Memo

Ibrahim

In documentation Memo.

Spoke to Memo. Great divergence of views holding up work.
Request 3 poss. decisions to be taken reReport on Senate held back until finished

② Different formulations be tabled at CC

③ TZ give CC a report + let CC conclude the matter.

Ramaphosa

Noted, whole procedure underpinned by flexibility. Why insist that report must have draft formulation. Let CC just deal w/ report.

Vidjoir

Can finish issue of senate. TZ2 also dealing w/ traditional

Postpone to allow TZ2 to find more consensus.

Meyer

Understands this, but might be worthwhile to see what differences are

Ramaphosa

Agreed, report not be tabled, differences identified, discussion to see where can find consensus.7. Date of next CA

Ramaphosa

Document, "Confirmation" in pack.

Agreed

Ramaphosa

Meyer

"Document" Proposed Programme for Roundtable

- 1) Latest programme - updating slightly - tabled at meeting
- 2) Sec'y Gen. of Commonwealth 1st raised matter last yr. to look at process that happened in creating interim Constit.
- 3) Sd not be seen as way of influencing from outside current process underway.
- 4) To focus on preference
- 5) Internat'l ^{visitors have come to share their} experience on practical issues of implementation

Didn't involve CA directly as sd. be seen that CA wd. be opening itself to internat'l influences. So dept. regard it separately w/ Commonwealth.

Guests: about 120 SAⁿ from academic, poli. & other spheres + the internat'l figures that appear on the programme.

— If CA wants more direct involvement, additions or amendments sd be made. Of interest might be Exec. Dir. sharing info on process so far.

When putting this together, other orgs are recognised - Comm. of Venice w/ is practically the const. arm of the European Union.

* part. personalities that discovered in visits who have a particular knowledge of governmental + implementation point of view + received names - Commonwealth countries.

Ramaphosa

Shere.

Sizani

Amused that fear existed that involving CA might make it seem was exposed to international influence. CA ad have far more involved role, as exposure needed.

Ramaphosa

Sizani wd prefer to have as many members of CA participating as possible.

Sizani

Circulate in TZs to see how they feel about it.

Ramaphosa

Wd had us to look at specific issues conference wd. over.

Ram then

TC 3 might be involved in Regionalism

Local govt structures

Special interest groups.

Meyer

45 members of CA invited representing all parties. Sizani queried how decided. Business parties provided the names. Cd not include all members, so asked parties to give an indication. IFP also invited.

Chabane

Pupations now at advanced stage. How practical wd it be to allow for CA involvement.

e.g. could topics be added or ~~covered~~ ^{changed}

Chabane

al. invitations, w/ probably went to parties

- 1) No guarantee that those invited wd. come b/c had to provide for own accommodation + transport
- 2) Might be different if were sent to people as members of CA, b/c CA might have helped pay.

May mean few members of CA wd. come.

Ibrahim

CA has right from 1st meeting involved people from internet'l course, w/ Commonwealth, w/ has helped us w/ 2 public meetings.

All items, except 6, fall w/in ambit of 1, 2, & 3
esp. 2 & 3.

TCs wd have covered these to a large extent.

CA involvement cd be thru

- (1) Members : wd reduce exercise to academic interest, as wdnt involve e.g. TCs in process
- (2) Members ← TCs.

- Secure maximum benefit, TCs sd. be able to make some impact in programme.

6 late. W/in a wk members wd have. Post experience shows, TC feedback needs time. Cnt be done before users.

Financial implications: if TC members invited, what wd CA's obligations be & wd Admin. be

Spang

be instructed to make those funds available.

Minister of Ministry clarifies what CA is being asked to consider re. programme + rep's

- Did invitations to parties request that CA members go

- Look seriously at costs. Will need additional funds for programme. This will have additional cost implications.

Sizem

Invitation he received was sent to him as an individual, not to his party.

What was objective of conference?

Who else was invited (e.g. own constituency if wanted to service)

Meyer

Invitations: mainly structured on basis of party names.

Members of CA not necessarily invited as members.

Cheberis pt. re. assistance valid.

Asked: mandate exec. director to liaise w/ dept to see what can be done about:

- 1) Programme
- 2) Replacement of names where nec.
- 3) Assistance that can be rendered to

CA members invited

either from CA, dept. or other resources

Rena

Sizem also raises some questions

CA sd. ~~to~~ not fund this. Ministry sd.

Mossa

① Wd be preferable if oppor. given to CA Thru TC, MC or any other structure, to look at programme + add topics. Cl. adjust priorities.

② Wd be imp. to have some level of involvement on part of CA. Spoke w/ Ex. Dir. a few days ago + hoped wd come up w/ ideas about how cd. be involved.

Cl. ask TCs to make some kind of input

③ Eglie raised concern about recess + said he wd not be able to attend. Requested input ← poli. parties as to whether recess wd. be generally bad.

Wd like CA to have an ownership of this too.

Ramaphosa * CA involvement b/c's meaningful if taken up at TC level.

More difficult for MC or TC to impose participation, when TCs themselves engaged in discussion of these topics.

② Practical difficulty

* Difficult now to get TCs to respond to new ideas about the conference with such short notice. This particularly true re.

- 1) Discussing programme
- 2) Names

③ Funding Too much to invite people to attend conference for 3 days + have them pay their own way. CA wd not be able to fund this.

Chabane

Asked if invitation sent to CA - if had been, even 2 or 4 people, ed. raise different issues - ed. respond ^{direct} to invitation.

But here, discussing invitations sent to individuals, + there's no guarantee they'll attend.

Ramephosa

See what can be done b/t Admin + Dept, but nothing bars a ministry from organising conference + inviting people. CA not officially invited.

~~Agreed~~

Indeed on that basis

9. Tebling

Mitted

10 Admin Report n Ch:

Zbrahim

Part III.

Report to MC, complying w/ mandate carried out instructions + full mandate from CA + part. MC.

Matters arising from this

- (1) Requests from TCs + other CA structures for hearings - not budgeted for.
- (2) Need for consultation w/ civil soc. structures ree draft completed, + possibly new round of Public Part Prog. 5.

Referred to Memo: "Additional Public Hearings" tabled at hearing.

Govt Notice: further funding can be requested in Dept. for add. funding
Admin will ask MC to support its application for further

Sundo.

Mossa in his pres. to help ensure we receive these.

Ramaphosa

Thanks to ch

Zondo

Previous MC mtgs - issue of CPM for KwaZulu-Natal:
not feasible in phase I.

Ramaphosa

Memo: proposal to approve additional hearings:

in Natal: people not like the public meeting. Discuss again after the meeting.

Chelane

Asked re KwaZulu-Natal mtg - why ~~not~~ not feasible:

Ramaphosa

Don't go into now, but inform ANRC.

Zondo

Constraints logistical: had time required not enough.
Acknowledge: this 1st phase. Suggestions will be taken forward for phase 2.

Mtg will occur on Saturday in Pietermaritzburg

Mossa

Memo:
Quenid when. [On doc]

For Admin: Local gov't rep. bodies not yet fully organised. Might be useful - Admin cd. ask Dept. to give hints about how to organise these institutions to these bodies.

Agreed

Memo: Agreed

There is no ... to help ... in ... phase.

Phase 1 to 2

Phase 1

Phase 1 to 2 ... of ... for ...

Phase 2

Phase 2 to 3 ... of ...

Phase 3

Phase 3 to 4 ... of ...

Phase 4

Phase 4 to 5 ... of ...

Phase 5

Phase 5 to 6 ... of ...

Phase 6

Phase 6 to 7 ... of ...

9:10
9:33

Phase 7 to 8 ... of ...

1:35 min.

37

46
-7
38
43

Phase 8 to 9 ... of ...

Phase 9

Phase 9 to 10 ... of ...

2:05
2:10

1:15

Phase 10

Phase 11

11.1 Myjer

Note:

Financial & Fiscal Rels - being drafted by Dept. of Finance
Principles & International

both to be considered by
IGF 24 July

Requested:

Notify TC these doc.s being discussed.

11.2 Whips

Note

Wissels

Informed whips of CC programmes:

31 July - 15 Aug.

Whips in ~~meeting~~ ^{said} that Core Group meeting outside CA time
be weary here.

Practical problem. Don't lose sleep over it.

Repeated -

Queried time of MC meeting.

Long 2nd Thurs. - let meeting start at 9h00.

He & Meyn cd go to Cabinet & Wissels to Whips.

Wissels

Difficulty: making impression on Cabinet meeting.

Abraham

Academic what time meet, b/c recess, then different time
frame.

Management Committee 3 August 1995

Present: A. v. Buda, C. Clebanc, L. Wessels, C. Ramaphosa, C. Viljoen,
K. Mphahlele, M. V. Mossa, R. Meyer, Y. Nyakayuka-Menzini
C. Englin, R. Sizgini

Apologies:

In Attendance: M. Spang, J. Zondo, M. Kuegan, P. Lilienfeld, C. Murray, G. Grové,

1. Opening

08h07

Agenda:

Meyer:

Adopted w/ 1 addition:

~~11.1~~ Views of Future of Comm. on Prov. Gov't

Ibrahim late.

Apologies

2. Minutes

Adopted

3. Matters referred from CC

3.1

ACDP

Wessels

Reminded meeting of 23 June discussion in CC meeting
members asked felt present understanding not
satisfactory & that ML sd. take steps.

Disagreed. Avenues available:

(1) Isolate all relevant issues on this topic &
have one substantive debate at CC

Wessels favoured this, but discussion w/
Adenir - Chair said not good b/c wd
divorce various matters from context of

TZ reports & deprive TZ of issues to debate

(2) Debate issue to arise in TZ reports.

Wissels

① TC1 - Chara. of state; ② R4 Bill of Rights; Preamble
etc. : debated Located in various places.

Chair

Proposed:

~~Doesn't~~ favour disciplinary steps of members of TC,
but none sd. lose sight that is sensitive matter +
don't do justice to process by distorting the facts.
This the responsibility of all: to be tolerant of others in this
delicate process.

Ramaphosa

Chair + Dep. Chair discussed this + is ^{Joint} Chair's
proposal

Chabane

all agreed sd occur + be open;
Issue: not about debate taking place, but manner
in w/ ACDP raised the matter, b/c put CA process
in disrepute w/ broad community.

MC not

Accepts ACDP made a mistake, + look for way to
resolve the issue w/o punishment.

Ramaphosa

If further discussions needed, cd. take place
at informal level.

Meshe

Not comfortable w/ some words. Correcto/mistake: referred to
his own
A25 not A15.

Ramaphosa

3.2 Reserve Bank

Ebrahim

TC 6.2 has been attending to matter. Appears
they can settle it on their own.

Asked MC to defer matter to allow TC to resolve.
If TC can't, MC cd then intervene.

4. Proposal: IPE

Wessels

Spoke to doc.

Proposes that MC accept the proposal.

Likes: (1) Panel to have opportunity to set up conference to discuss issues relevant to CA. So sd. help steer the conference, re. invitations & agenda.

(2) Smaller, informal, very technical conference, & Panel wd have opport. to learn other views - during period w/ wouldn't be so busy; week after local govt elections.

(3) Split on air costs.

Ramaphosa

Requested views.

Mossa

May be good idea if held in S.A. - especially if is Panel. Doesn't want Lancaster House interpretation.

Veljoen

Panel has specific position. Not against conference. Views they put forward wd. be publicised. Wd this not unduly influence what happens here & threaten their indep. Let them go & listen & not put forward indep. opinions.

Loglin

Do extend that wd expand expertise - useful, but careful so isn't a sub-structure of CA. If go as Panel - their participation must be limited to their function, & creative thoughts on constitution interfere w/ creative work of CA.

Meyer

Support idea of conference, preferably in SA - altho organisers wd have to look at cost implications.

Don't limit Panels participation, w/ limitation that don't take up role of participating for CA - is a way that is binding on CA.

Shd be done in close conjunction w/ Chair - in finding the way wd participate.

Ramaphosa

General agreement shd proceed, but concerns raised & will be noted & passed on to panel.

- Not conference, small seminar 18-20
- Panels not going as a collective as official ^(body) contingent of CA, but as individuals
- Purpose to expose panelists to internat'l experience.
- o wd include scholars sharing expertise in various institutions
- o Viljoen / Egin's concern: their participation shd not impact on their work.
- Cost effectiveness -

Agree that

- no particular impact on CA & work doing, so isn't Lancaster House initiative.

5. CA Schedule
Ibrahim

Spoke to doz. pp. 14-16

Schedule restated: removing sub-committee meetings. For Noting.

6. CA 18 Aug.

Ebrahim

Included in programme CA meeting for 18 Aug.
Tomorrow's CC + 11 Aug: heavy work schedules. So cd. schedule 18 Aug CA MC to have clear idea of objectives, type of agenda, esp. as moving Hb completion of TC assignments.

Ramaphosa

Consider to forward proposals next week.
Chairpersons ongoing discussions w/ Directorate.

7. CC Agenda

Ramaphosa

Mossa

Add:
Report from Sub-Committee

Ramaphosa

Thought Sub-Comm said wd. be dealt w/ on 11th to allow Admin to structure way things properly

Mossa

Agrees.

~~Wessub~~

~~Another agrees~~ ~~Concurring~~

7. Report on Expenditure

Ramaphosa

Doc. noted.
Advised that new wd. be freed to make request for further allocations for specific items.
Wd deal w/ that closer to time

Mossa

Dont spend all money before new constd. adopted

cop memo + Luvishi - as we want to slaughter some
Luvishi to celebrate.

9. CPMs
2. Zondo

Doc. - notes

Ebrahim

Received call from KwaZulu-Natal Const. Comm.
Have been consulting w/ Premier - KwaZulu-Natal.
Does appear KwaZulu-Natal CC keenly interested
in the proposed meeting + would be attending.

10. Sect of Nat'l Parliament
Ramaphosa

Moose

Did Proctor check to see if letter was authentic.

Ebrahim

But Premier did discuss matter w/ Ebrahim before
letter came.

Ramaphosa

Even tho TC1 concluding its work, forward letter to it +
let TC advise MC.

Chelane

Letter:

- (1) Argus for BF
- (2) Ask for extension of debate

Ramaphosa

Ask to
let/TC_n advise MC on both issues.

11 AOB

11.1 Future of CPG

Meyer

CPG submitted their presentations to CA + its TCs.
Indicated ^① that these submissions received + considered by
TC. ^② Discussion w/ Chair + Commission.

Meyer

IGF asked to look into future of CPG.

Seeking advice from CA on this matter & how it would view future of CPG.

Different views forwarded to IGF. Determined that before any decisions made, consult w/ CA.

Next meeting of IGF end of Aug (21 Aug).
Hope that cd. report back to IGF re CA's advice.

Moss

No further comment

Suggests don't deal w/ matter here & now - MC is coming up.

IGF: told ^{them} CA requested that CPG's life span go up until finalisation of constitution

Other view: sd disband new submissions made.

IGF also has its own view, w/ can be raised when discussed
Look at CPG's role in determining this.

Lofin

CPG to advise CA +

Gov't.
Cd only advise Gov't.

Valjein

Point out: houses of Gov't + Local Gov't need a lot more attention in CA.

Advice against rapid discussion - decision here.

Cd. playing role advising provinces.

Look at real need & complexity of prov. + local gov't.

~~take~~ Go into proper workshop to see how cd use CPG to improve the situation.

Ramaphosa

Querid when ^{Wksp} ed. occurs.

Myer

IGF considering
 Sent advise re: (1) View of CPG - re. role +
 function of CPG relative to CA
 Terminate it (2) once submissions done
 (2) when constitution done.

Have matter clarified this month to take position at IGF

Ramaphosa.

Status of Viljoen - Inglis imp - re its role in
 advising govt on restructuring govt. CA ed. only
 advise insofar as it wld impact on CA work.

Next meeting of MCC wld be discussed again.

12. Closure.

8h58



Management Committee

10 August 1995

Chair: C. Ramaphosa

Present: Ntsebe, v. Breda, Marais, Eglin, Green, Mulder, C. Chabane
M. Manzini.

Apologies: C. Viljoen, R. Meyer, K. Moshoe, M.V. Mosen
Mulder, Marais, h. Green

Attendance: Ebrahim, Spang, Zondo, Keegan

1. Opening

i.

08h06.

ii.

Agenda

Ebrahim

AOB

8

i

Correspondence from Forum of Service Commissioners

Wissels

ii

Request from Whips to have special Finance Meeting, Monday

ii Mjirulo

3 Aug. 1995

Adopted

4.2.i

Seminar: suggestion not agreed
"It was suggested"

Adopted w/ this amendment.

3. _____

4. Future of CPG:

Ramaphosa

Raised by Meyer last meeting - as Min. of Local Govt +
Constit Affairs felt needed to discuss this matter.

Last time, not adequate preparation so left in
abeyance until today's meeting. But Meyer

Eglin

Is appropriate for CA to express opinion? Unless
request for opinion from statutory body
Pravin Gordhan's comm on Constit. Affairs.

Chabane

Memo sufficient to entertain discussion. Don't
worry if Meyer/Messa here or not.

Thought MC decided well that can only decide on
CPG in terms of its functions w/ impact on CA.

Wessels

Eglin's pt. "attractive" ~~to~~ + pt by Chabane in
that: ← memorandum:

Commission not done, 1 or 2 staff engaged
on full time basis in constitutional work.

But whose resp. is it? CPG not on CA budget +
CA not resp. for its functions

Eglin

Ask Meyer to take note of these views.

Ebrahim

Regard Legal + Constit. Status.

CPG has auth. to make recommendations +
if has further to make, have no legal
ground for determining whether or not so.

minutes.

Ramaphosa

Eglin's Pt.

Moosa + Meyer not here & may have wanted to put forward pt of view.
- Ramaphosa asked members of CPG to forward memo, w/ was in the documentation.

Eglin

Suggested, let Meyer note doubt whether is appropriate for CA to decide - (in view of cost)

Chelase

If we want thru cost - CPG has matter still to advise CA on.
W/in that framework cd - advise the Dept.

But agrees, have in abeyance until the 2 ministers here.

Ramaphosa.

Agreed. Proceed w/ matter next wk.

5. CC Agenda

Ramaphosa

Reviewed "Draft Agenda" in documentation.

~~Ames~~

4/3 - just reports?

Wessels

Queried: just reports?

Spong

Report on Public Admin - to be tabled at CC for its consideration
Otherwise update reports.

Ramaphosa

Say this in Agenda

Wissels

CA has tremendous resp. - poli. parties must ensure appropriate people there when topics discussed. Go clearly indicate: which will be debated & which will be progress reports.

Eglin

Procedure Question on Ad. Gen. At last CC # of topics identified for possible amendment, subject to birds' eye view.

Queried procedure for birds' eye view?

Ebrahim

Discussions on Ad-Gen, Human Rights Comm.

Not only birds' eye view, other recommendations made.

So L Ad. tried to leave text in tact, but incorporate spirit of discussion, & revised formulations

Eglin

All right, so long as these are clearly marked

Ramaphosa

Law Advisors need to put forward memo proposing procedure for birds' eye view. When will that come?

Ebrahim

Can't have birds' eye view until all relevant motivations on the table.

But beg. to work on omnibus clauses.

Ramaphosa

Many already discussed: Human Right Comm, Ad-General, Courts

Mavis

to be understood it

This pm, 3 reports to be discussed. Fragmented
 sd. not go to CC

Public Admin should go to sub-Comm.

Ramaphosa

This agenda already distributed.

Ebrahim

Misconceptions on Public Admin: Sub-comm
 on Pub Admin already formed. Suitable comm.
 just another sub-comm.

Spang

In CC doc., memo in item 4 w/ clearly
 explains only item for discussion Public Admin.

Ramaphosa

Okay.

Eglin

Birds' eye view: # of instit.s discussed;
 at some stage look at all & see if areas of
 commonalities, etc. MC needs to consider

- At what stage?

- Procedure?

- Wd it need CC motion authorising
 this?

Rana

L Ad. need to forward to MC proposal on
 how to deal w/

(1) for those already discussed
 (2) &

May be -

~~sd.~~ need to be taken to CA -

Eglin

to MC's resp. to initiate the process.

Rana

CC said an analysis sd be done -

Chabane

on birds' eye view
TCs need explanation given to them / as now
querying what the value of their reports are + how they
see their work relating to CC.

Need to consider what TCs will say.

M Jilder

Uncertainty about who birds are -
if minutes clearly

Ramaphosa

Agreed to CC Minutes as set out 4.9.3

Chabane

Bird not hard to find:
MC's task

- Need to integrate / co-ordinate + see areas of
overlap + integrate the process.

- He thought bird will be MC on behalf of CC.

Ramaphosa

Don't need to create a structure. It involves an
analysis. In end, the CC must deal w/
the analytical report, because is at CC
level that reports discussed.

MC wouldn't deal w/ substantive matters.

CC cd. refer this to sub-committee.

Scep: Law Advisors must hasten their pace
to provide comparative analysis.

Propose how will be done: app't. of office
bearers.

Eglin

Record: 5.9.iii: Ch look so if asked to look
only at this aspect.

Recall: interpretation is, Law Advisors asked to
compare various relevant institutions.

Have Chair discuss w) Law Advisors last procedure.

Ramaphosa

Ask Law Advisors more specifically to do
something about it.

Spang

Clarified:

There are several references on what issues a
comparative analysis was requested.

Ramaphosa

Still, what Eglin said helpful & will be
adopted.

Spang

Draft agenda: 6.4 only tabled, report.

TC asked that item be held over for
discussion at next CC.

Ramaphosa

Reserve Bank: Table & discussion.

Wissels

Asked: last week's CC indicated meeting
wd adjourn by 18h00. Why not this week?
Is it indicated when will end.

Ramaphosa

- Ruled, future meetings, will indicate when
wd end.

- Adopted

6. CA

Ibrahim

Tabled
 At previous MC meeting - asking parties to consider.
 CA scheduled for 18/8. Queried whether it sd. continue? # of matters underway in CC & sub-Comm.
 Only matter to refer now to CA: Public Admin.
 Hard to say if more matters cd. be forwarded by next week.

Asked: allow for CC to produce significant # of reports, postpone CA.

Ramaphosa

Agreed.

7.1 Corresp - Forum of Service Commissions

Ibrahim

Corresp. from Forum, who saw a copy of draft formula. on Public Admin + wanted to comment on the drafts at this stage.
 Attached to letter submissions given in March, which TC considered, & request to revert to that.

Wessels

Procedure proposal:
 Instt did put submission to TC.
 Report discussed at CC
 Note submission
 Invite forum to comment on draft instt. when available.
 If anyone replies before instt. finalised, wd be endless interference.

Chelane

Surprised that dealing with it. If matter of consent outside structures, there are pts. + times of entry into the process. Accept these exist + So, in future, MC doesn't need to consider these.

Ramaphosa

Wessels

Was opportunity to formally set precedent on how to deal w/ such requests.

Ramaphosa

Agreed.

7.2. Whips

Wessels

B Ngwenke requested whether Parlia Financial Committee cl. meet on Mon. If don't meet, Parlia. wd have difficulty meeting next week. Contacted Mr. Ibrahin, + both tried unsuccessfully to get in touch w/ Mr. Ngwenke.

Issue

Members who normally participate in Finance Comm are also part. in TC workshop on Local Gov't. Their absence from Wksp. wd be felt.

~~Ramaphosa~~

Proposal :

Ibrahin

Admin's
Immed response - if so critical for Finance Comm. meet, all right if doesn't significantly affect CA prog

But spent a lot of money on wksp.

Urged: MC agree that meeting be held, but not in conflict w/ That wksp. ~~be continuous~~ Meeting times be co-ordinated

Proposed

Spang

Tues. also assigned to CA. Could suggest to Whips that Fin. Comm. meet on Tues.

Manzini

Agrees w/ this proposal, no conflict for those in both structures.

Propose Portfolio Comm. meet on another day.

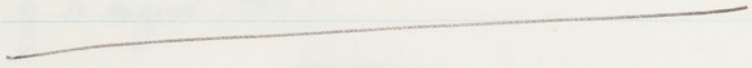
7.3. Women's Day -

Manzini

Introduced Mr. Ramphosa + other speakers, promised CA wd take on board what Women's Charter proposed.

8. Closure

09h00.



Management Committee

17 August 1995

Chair

Present: R. Lizeni, A. v. Breda, E. Meyer, L. Wessels, O.C. Chabare, M. Manzini, C. Epir, L. Green, C. Viljoen

Attendance: P. Likiefeld, M. Spang, H. Ebrahim, M. Msimzi, L. Zondo

1.) Opening h
809

Agenda: Adopted.

Apologies: Rev. Meshor, replaced by L. Green.

2. Minutes of 10 August 1995:

Adopted

3. Motion arising
Wessels

Re Whips meeting -
Sweep agenda: to 1st to report to Whips.

6. CA Meeting
Rarraphosa

Postponed from 18 August to 25 August - to allow
for completion of sufficient texts.

Ebrahim

Spoke to document: "Report + Agenda for
CA on 25 Aug. 1995"

Annexure: all drafts to table to update
CA on CC work.

Correction 4 not 3 items in para. 4:

Add 4. National Executive + National Legislature.

Each item 40 minutes of debate

At end of the 4 sessions, allow for 30 min. Open Time - CA to raise any issues, questions + comments.

Schedule CA meeting for morning to complete by 13h00.

Sizeni

This a heavy programme. Unfair after such a long time.

What can be said by parties like PAZ in 40 minute debate cycles.

Include 1 or 2 imp. items.

Ramaphosa

Scrap open time, when going to discuss specified issues.

Good when dealing w/ process matters.

Eglin:

What is status of meeting.

Cannot have meaningful discussion w/ 40 minute cycles.

But binding discussions shouldn't occur now - rather progress report.

Don't include (4).

Arranging speakers

Order + proportionality

Want conflicting views - not all agreeing - to contrast different pt.s of view.

Discussion -> Dec.

Or information session informing people of what coming up.

Ramaphosa

Don't want to go to CA to take people thru every paragraph. Prior public.

CA: to give broad report

to debate: isolate some of issues - no full & final consensus yet - to allow discussion & let ideas come up.

E.g. appt. procedures

Views to be expressed & taken up by sub-comm.

Don't use uniform 40 min. cycle.

Conts & Admin - about 3 issues need to be raised

Rest of report - outline areas of agreement

Sub-Comm. referring those issues to CA.

Meyer

Agrees w/ what Eglin & Ramaphosa said.

But: debate

Para. 2 Correct

But doubts about debating part

If covered previous ground - might b/c a waste.

Be careful outlining exactly what to be debated. Admin to help, here.

Prior to finalising report, outline exactly

what those items are.

Viljoen

- Sizani. Delating time. Raise problems re. instit. debating. Often minority & majority views. former often needs more elaboration.

Not fair. Give ^{expression of} another consideration, to protect / minority view

Ramaphosa

Tshienfeld

Chabane

Some reports already published for public comment. in "Constit Talk"

CA discussion: i.d. those issues w/ need further debate.

CA is elite process - in MK, CC + sub-CC. Many feel alienated. CA meeting needs to take everyone on board, so speak to the issues.

Time allocation: don't approach as if no elections: There will be majorities & minorities, they're there; but in this context, PAC & FF views imp.

Be creative re. allocation of time

Rana.

Myer's pt. -

- 1) i.d. issues that need to be debated. factored into programme.

Areas of debate despite R, CC + sub-Comm. meeting discussions - air publicly & let

new - push ideas come forward.

Not a show, or parties to entrenched selves, but parties to bring views -

Public Admin did take into account CA views, even though MC unhappy.

So, merit in CA discussion.

Don't debate entire draft, but i.d. key issues.
MC, Admin etc.

So let people focus on issues in part. debate.

2) Allocation of speaking time:

Last CA let parties go beyond time ordinarily allowed to have.

Smaller parties had more time

Likierfeld

Did happen part. in open time.

Allocate minimum time to each party -

{ min: 35 min.

{ w/15 min. for flexibility.

Rama

What of meeting doc. on basis of open time + run by Chair. (determined)

to add spontaneity.

Chair wd make sure party had share but didn't dominate, to give minority parties time.

Agreed

List system doesn't add to wealth of debate.

Zylin

Procedure used at cc, balance b/t dominant pt. of view & alternative pts. of view.

Lichtenfeld

OK

Chaban

Agrees - but to be done in specific contexts: where CA to vent issues & discuss

But need formality where taking decisions.

Ramaphosa

Agreed.

When adopting resolutions, need to be more formal

Reports to be distributed way ahead

Spong

Documents: Clarity

Report

Memo - Aid to detail contentious items

Other report: draft formulations.

As stands is ± 100 pp.s.

Ramaphosa

Don't be too elaborate identifying issues. Draft forms.

x in poss. sup doc. - i.d. issues for debate.

~~And~~ ^{to} proper references to para. #s etc. for items to debate.

Meyer

Chairpersons to decide issues

Rama.

Some issues raised at sub-comm, others Hg w/ Panel

Eglin

Instead of new 4.4; rather focus on 4.1.

Ranaphosa

Get into report not yet finalized, e.g. size of Nat'l Assembly.

Eglin

B/c Nat'l Exec so sensitive - can it be tagged on as item 4.

Prioritization.

4. not an afterthought. C'd. be whole morning

Rama

Given this the last but 1 CA meeting, a give that CA meetings disagree CC to work, If i.d. ed issues in specific way, hand over them to CA more, b/c so few CAs left.

When i.d. issues, wd. be sensitive to pt. Eglin making, so won't clutter agenda, & if appeared was cluttered, wd. remove Nat'l Exec.; if not cluttered wd include it.

Chabane

- 1) The i.d. of issues for debate ^{should} not determine time set aside for debate.
- 2) Programme: CA closes at 13h00.

St. CC meeting of afternoon. Is it more imp. than CA?

Can't part of CC time be set aside for CA.

Chabane

Don't restrict CA so couldn't participate in CA process.

Zohair:

of concerns raised.

Broaden Chairperson's mandate + in conjunction w/ Admin
i.d. issues for debate, to give Chair discretion
to allow for proper debate of issues
Take into account Chabane's proposal, too.

Sizani

Opposed to Chabane: too much debate too much.
Meeting edit be 09h00 - 17h00. Limit.
Propose it break into cc.

Ramaphosa vs;
→ Chabane

Many CA members might want to have town soon
after 13h00 + if carry on after, few wd.
be there.

Short cc afterwards.

Agreed

4. Future of CPG
Moosa:

Intergrit Forum Meeting

View: Consider winding up CPG

CPG: 2 tasks:

- 1) Rationalisation of provinces
- 2) Recommend. to CA

1.) Provinces full structures + instit. in place
to rationalise. No special need for CPG here
now, say provinces.

2) CA submissions: felt once the done,
CPG cd. wind up.

Last meeting of IGF, ~~and~~ CPG said CA

requested they continue;
Myer & Moosa asked to bring matter here.

Wissub (In Chain)

Moosa

Not matter of CA to decide. IGF told CA requested the CPG continue in existence. Asked, does CA have a special request in this regard that needs consideration.

Wissub

Chairs, Excc. Dir, + CPG reps held discussions re. process, not on quality of submissions, to ensure their recommendations slotted into to TZ discussions.

Chabane

Doc. implies reaction to threat of closure. Did last time briefly discuss CPG; but if IGF feels CPG work done, they can determine if CPG done + recommend what sd. be done.

[Noted]

Wissub

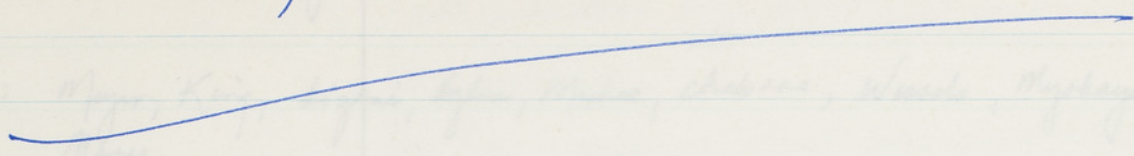
Whips accepted ^{CA} Programme,
CC Fri 18
TZs } next wk.
MC }
CA }

5. CC Agenda

Ramaphosa

Draft Agenda
[Adopted.]

8.) Closure 09h00.



Agenda: ...

... celebrating birthday

... King

1) Opening

1) ... 09h00

2) ...

2) ...

3) ...

4) Discussion on ...

Paragraph

... to ...

... ..

... ..

31 August 1995

Management Committee

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Present: Meyer, King, Sizani, Ezlin, Meshoe, Chakane, Wassels, Myokayaka, Manguzi, Moosa

Apologies: van Breda replaced by J. King. v. Breda celebrating birthday.

Attendance: Ebrahim, Spang, Zondo, Lichtenfeld, Meyer, Kruger

1) Opening

1) 8h03

2) Agenda Adapted

2.) Minutes

Adapted

3.) Matters arising

None

4) Discussion on Process

Ramaphosa

Poss. in Jan. time to review process.

These preliminary thoughts; MC to throw up ideas, thereafter to take matter forward to CC.

Ebrahim

1) Spoke to "Proposals on Process" Time to begin Review of process.

Committed to complete substantial work by 15 Sept.

2) Set out proposed time table (a) Working draft
Complete Working draft end of Oct \Rightarrow limited publication

Nov./Dec '95: report to nation on how has dealt w/ its mandate. ⁹⁰

Full publication May '96 (B) Final draft

2nd publication:

Give time to public to respond before final debate in

(C) August 1996: Final Debate

(d) To be completed \pm Nov. 1996.

Requested what views adopted, need for clear political guidance to allow African to respond re. staffing & budgeting & programming

Ramaphosa

Wessels:

2 Issues

(1) Immediate future:

p. 7 4.7: Nov - JAN: Parliament probably won't meet after 15 September.

CA told Whips that aren't calling for extension of time, but wd. use time well if session called.

Proposes to AIC

Int Structures work: CC or sub-com

(2) 9 para. 8

Popularising constit. wd have to be ongoing - as new generations come. Needs to be institutionalised govt function carried on ongoing basis -

Get relevant govt depts. to engage w/ us on the process.

To allow for budgeting, start talking to

Sept. now:

Constit. Dev't + SA Comm Services.

Ramaphosa

Need for poli. planning to guide CA Admin in planning

Times may not be absolutely accurate

- 1) Cd short circuit some of process,
- 2) May have a draft earlier than May

Cd overrun time by three or six months. Number of things poss.

Chabane

This item is on CC agenda. This matter wd have to go thru CC b/c has major implications.

- ① Need to assess period b/t now + 1st draft. B/t now & recess. Plan CC + Sub. Comm or won't be able to do 1st rough draft by Oct.

Detailed plan for that period, to allow draft in Oct.

- ② Extension of time: Wd be diff. to conclude in May. Definitely likely to extend. Build in in discussions, what it would cost to extend time.

- i. Technical Experts: when are their contracts up? Re. continuous basis.

Save here to put funds in other programmes.

Ministry of Health

Apologies: cc Mr. Meskoc attending mtg N-TV. Mr. Green
to replace.

