

2/4/2/1/1/14

CONSTITUTIONAL ASSEMBLY

THEME COMMITTEE 2

STRUCTURE OF GOVERNMENT

**MEETING OF THEME COMMITTEE & INHOUSE
WORKSHOP**

WEDNESDAY
15 FEBRUARY 1995
09H00 - 16H00
OLD ASSEMBLY BUILDING

DOCUMENTATION

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CONSTITUTIONAL ASSEMBLY

THEME COMMITTEE 2 STRUCTURE OF GOVERNMENT

MEETING OF THEME COMMITTEE AND AN INHOUSE WORKSHOP

Please note that the meeting and an inhouse workshop of the above Committee will be held as indicated below:

Date : **Wednesday 15 February 1995**

Time : **(i) Meeting 9h00 - 10h00**

(ii) Inhouse Workshop 10h00 - 16h00

Venue : **Old Assembly Building**

AGENDA

- 1. Opening and Welcome**
- 2. Theme Committee Minutes (07/02/95)**
- 3. Core Group Report**
 - 3.1 Minutes of Core Group meeting (07/02/1995)**
 - 3.2 Minutes of Core Group meeting (08/02/1995)**
- 4. Inhouse Workshop (See attached programme)**
- 5. Closure.**

**HASSEN EBRAHIM
EXECUTIVE DIRECTOR
CONSTITUTIONAL ASSEMBLY**

Enquiries: James Nene & Thomas Smit (TEL:245053)

CONSTITUTIONAL ASSEMBLY
THEME COMMITTEE 2
MINUTES OF COMMITTEE MEETING

Tuesday 07 February 1995
9H00
M46

PRESENT

Rabie JA (chairperson)

Ackerman C
Badenhorst MJ
Bester BC
Dexter P
Diale N
Doidge GQ
Ebrahim AG
Eglin CW
Groenewald PH
Holomisa SP
Hendrickse PAC
Ligege MG

**Louw SK
Lucas E (Alt)
Mabudafhasi RT
Mahlangu MJ
Mars I
Marshoff FB
Mashile NL (Alt)
Mlangeni A
Mohlamonyane GM
Mutsila I
Mwedamutsu MJ
Nxumalo SDW
Pahad EGH
Phakathi NE
Rabie JA
Sekgobela PS
Sethema BEE
Shabangu S
Steenkamp PJ
Taunyane DP**

The meeting noted that some parties have yet to complete their updated list of representatives and alternatives.

TC2 Technical Committee members, Dlova V, Steytler N, and Motimele AMM, as well as Technical Committee on Traditional Authorities member, Dlamini C, were in attendance.

Nene J and Smit T, were in attendance.

1. OPENING AND WELCOME

- 1.1. The meeting was opened by Rabie JA, and the Technical experts in attendance were welcomed.

2. THEME COMMITTEE MINUTES

- 2.1. The minutes of the previous meeting were approved.
- 2.2. However, members who had been noted as absent had indeed apologised or have not been confirmed as party representatives. Some parties have yet to confirm their representatives and alternates.

3. REPORT FROM THE CORE GROUP

- 3.1. The Core Group reported that the amended report on block 1 had been approved. The meeting adopted it as "Report as at 2 February 1995."

4. WORK PROGRAMME

4.1. ADVERTISEMENT

- 4.1.1. The meeting agreed that the Core Group be mandated to draft and place an advertisement calling for submissions from organisations and individuals in respect of block 2/3.

- 4.1.2. It was agreed that the advertisement should be divided into two sections, and include detail of issues under each section:

- (i) Structure and functioning of government at national level, and;
- (ii) Structure and functioning of government at regional level.

- 4.1.3. It was further agreed on the following deadlines for submissions:

In respect of (i) under 3.3:

- 1. political party submissions = 22/02/95
- 2. organisations and individuals = 10/03/95

4.2. WORKSHOPS/SEMINARS

- 4.2.1. The meeting agreed that workshops/seminars will be held to address topics relating to block 2.

- 4.2.2. It was agreed that the Core Group be mandated to meet with administration and to plan workshops/seminars to inform the committee of the subjects under discussion in block 2. It was also agreed that the first priority is to have in-house seminars/workshops aimed primarily at informing the Theme Committee

- 4.2.3. The meeting considered the following topics which may have to be addressed through workshops/seminars:

- (i) the executive, and;

(ii) unicameral/bicameral legislature, etc.

5. COMMUNITY LIAISON PROGRAMME

- 5.1. The meeting agreed to defer discussion of the wider Community Liaison Programme until the Management Committee had clarified its approach to the programme as it was expected to do on 10 February 1995.

6. ANY OTHER BUSINESS

- 6.1. The meeting agreed that the Core Group shall further brief the Technical Experts on the work of the Committee.

7. CLOSURE

- 7.1. The meeting rose at 10h30.

Signed by Chairperson _____

CONSTITUTIONAL ASSEMBLY
THEME COMMITTEE 2
MINUTES OF CORE GROUP MEETING

Tuesday 07 February 1995
10H30
M46

PRESENT

Ndlovu VB (chairperson)

Ebrahim AG
Eglin CW
Groenewald PH
Mahlangu MJ
Pahad EGH
Rabie JA

TC2 Technical Committee members Dlova V, Steytler N, and Motimele AMM, as well as Technical Committee on Traditional Authorities member, Dlamini C, were in attendance.

Ramaphosa C, Nene J and Smit T, were also in attendance.

1. OPENING AND WELCOME

- 1.1. The meeting was opened by Ndlovu VB, and the Technical Experts in attendance were welcomed. The absence of Prof Van Wyk was noted and the TC2 Secretariat was requested to secure his attendance in due course.

2. PREPARATION FOR CORE GROUP / TECHNICAL COMMITTEE/MANAGEMENT MEETING ON 9 FEBRUARY 1995

- 2.1. The meeting agreed that the abovementioned information and planning meeting be held.

2.2. WORK PROGRAMME

- 2.2.1. The meeting agreed that if one or two workshops/seminars take place in the following week, then it is necessary that the details and planning also be discussed at the abovementioned meeting.

2.3. ADVERTISEMENTS

- 2.3.1. The meeting requested CA Administration representation at the abovementioned meeting, in order to discuss the terms and secure the urgent placement of an advertisement in respect of block 2.

2.4. COMMUNITY LIAISON PROGRAMME

- 2.4.1. The meeting agreed that a representative from the CA Administration be present if there is further clarification of the programme.

2.5. TECHNICAL EXPERTS

- 2.5.1. The meeting agreed that the TC2 Secretariat will provide the Technical Experts with the documentation of the Committee.
- 2.5.2. It was agreed that the Technical Experts' terms of reference will also be made available at the abovementioned meeting.

- 2.5.3. It was agreed that the Technical Experts' availability will be discussed at the abovementioned meeting, once the Core Group had established the need for their services.

3. CLOSURE

- 3.1. The meeting rose at 12h00.

Signed by Chairperson _____

CONSTITUTIONAL ASSEMBLY

THEME COMMITTEE 2

MINUTES OF MEETING OF CORE GROUP, TECHNICAL COMMITTEE & MANAGEMENT

**Wednesday 08 February 1995
14h00
M46**

PRESENT

Ndlovu VB (chairperson)

**Ebrahim AG
Eglin CW
Groenewald PH
Mahlangu MJ
Pahad EGH
Rabie JA**

TC2 Technical Committee members Dlova V, Steytler N, and Motimele AMM, as well as Technical Committee on Traditional Authorities member, Dlamini C, were in attendance.

Ebrahim H, Nene J and Smit T, were in attendance.

1. OPENING AND WELCOME

- 1.1. The meeting was opened by Ndlovu VB, and the Technical Experts in attendance were welcomed. The absence of Prof Van Wyk was again noted and the TC2 Secretariat was requested to secure his attendance in due course.

2. WORK PROGRAMME IN RESPECT OF BLOCK 2

(a) TIME FRAMES

(i) SEMINARS/WORKSHOPS FOR THE NEXT TWO WEEKS

- 2.1. The meeting agreed that an "in-house workshop" shall be held on the form of the executive on Wednesday 15 February 1995.

- 2.2. It was agreed that thereafter a workshop shall be held in respect of a unicameral/bicameral system.

- 2.3. It was agreed that the public was welcome to attend, but that the purpose of the in-house workshops were to inform the members of the Committee, and that at this stage there shall be no specific invitation to the public to attend the first in-house workshops.

(ii) TOPICS TO ADDRESS

- 2.3. The meeting agreed that in respect of the workshop on the executive, the presentations shall have to represent a comprehensive vision, and not the opinions of a particular person or particular persons.

(iii) PERSONS TO GIVE INPUT

2.4. The meeting agreed that the Technical Experts shall plan and make the presentations, and should they be of the opinion that it is necessary to invite further persons to make presentations, then they are mandated to invite such further persons.

2.5. It was emphasised that there were no honorariums payable to persons making presentations to the structures of the CA.

(b) ADVERTISEMENTS

2.6. The meeting agreed that Mr C Eglin be mandated to prepare and place with the assistance of the Technical Experts and Administration an advertisement for block 2/3.

2.7. It was agreed that the advertisement shall be drafted as was generally agreed to by the Technical Committee.

2.8. It was noted that it was only in extraordinary circumstances that separate advertisements shall be placed for a Theme Committee, and consequently it was agreed that the advertisements of the Theme Committees would be placed together in respect of block 2.

(c) COMMUNITY LIAISON PROGRAMME

2.9. The meeting agreed that this matter be deferred until the Management Committee had deliberated upon it.

3. AVAILABILITY OF TECHNICAL EXPERTS

3.1. The meeting agreed that at least one Technical Expert shall be available at all meetings of the Theme Committee.

3.2. It was noted that the Technical Experts shall consider their availability and arrangements, and discuss this with the Administration

3. CLOSURE

3.1. The meeting rose at 15h15.

Signed by Chairperson _____

CONSTITUTIONAL ASSEMBLY

THEME COMMITTEE 2

STRUCTURE OF GOVERNMENT

INHOUSE WORKSHOP

TOPIC: EXECUTIVE : NATIONAL LEVEL.

OLD ASSEMBLY BUILDING, PARLIAMENT, CAPE TOWN

WEDNESDAY 15 FEBRUARY 1995

10h00- 16h00

PROGRAMME

TOPIC: EXECUTIVE : NATIONAL LEVEL

- 10h00 Registration and Coffee
- 10h30 Opening and Welcome
Theme Committee Co-chairperson

FIRST SESSION

- 10h45 **PRESIDENCY** (General remarks)
- Chairperson : Adv. M Motimele
- Speaker : Prof. N Steytler
- 11h15 **PRESIDENCY** (Developments in Africa)
- Chairperson : Adv Motimele
- Speaker : Dr Tiya Maluwa
- 11h45 **Open Discussion**
- 12h45 **Lunch**

SECOND SESSION

- 14h00 **CABINET** (Cabinet and the Concept of Forced Coalitions)
- Chairperson: Adv. M Motimele.
- Speaker : Prof V.Dlova

14h30 **CABINET** (Report on the ISSUP/RAU/UNISA/ACSA
Conference on the subject "A NEW EXECUTIVE
FOR SOUTH AFRICA)

Chairperson : Adv. M Motimele

Speaker : Prof. D Van Wyk

15h00 **Open Discussion**

CLOSING SESSION

16h00 Summary of the day's events
Theme Committee Co-chairperson

CLOSURE