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CONSTITUTIONAL ASSEMBLY

**CORE GROUP
THEME COMMITTEE 4**

FUNDAMENTAL RIGHTS

20 April 1995

Room OLD ASSEMBLY CHAMBER

DOCUMENTATION

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CONSTITUTIONAL ASSEMBLY

CORE GROUP THEME COMMITTEE 4 MEETING

FUNDAMENTAL RIGHTS

Please note that a meeting of the above Group will be held as indicated below:

Date : Thursday, 20 April 1995
Time : After Theme Committee meeting
Venue : Old Assembly Chamber

AGENDA

1. Opening
 2. Minutes: Pages 2-4
2.1 Core Group 3 April 1995
 3. Matter Arising
 4. T\C Schedule and Party Submissions: Page 5-6
 5. Sector Public Hearings: Page 7-8
 6. General
 7. Closure
-

H Ebrahim
Executive Director
Constitutional Assembly

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CONSTITUTIONAL ASSEMBLY

MINUTES OF CORE GROUP OF

THEME COMMITTEE 4 FUNDAMENTAL RIGHTS MONDAY 3 APRIL 1995 (AT 20H45)

PRESENT

Radue RJ (Chairperson)

Green LM
Mdladlana MMS
Mncwango MA
Mulder CP
Pandor GNM
Sizani RK

APOLOGIES: Leon AJ

J Tsalamandris, Z Adams and S Liebenberg were in attendance.

1. **OPENING**

- 1.1 The meeting was opened by Sen. Radue at 20h45.

2. **MINUTES**

- 2.1 The minutes of the Core Group meeting of 27 March were adopted without corrections.

3. **MATTERS ARISING**

- 3.1 The following matters arising were noted:

3.1.1 Media Advertisement on Block 3

- i) The Group was informed that the advertisement had been finalised and would appear in the newspapers the coming week.

3.1.2 Oral hearings

- i) memorandum from the CA Executive Director informing members about a proposed structure for a hearing with the business sector was tabled.
- ii) A draft programme for a Conference on the Participation of Youth in the Writing of the New Constitution facilitated by the HSRC for Theme Committee 4 was tabled.

The Group expressed concern regarding the Conference on the Participation of Youth, noting that the HSRC had no mandate to organise a conference on behalf of the Theme Committee and that the Committee had not been consulted on this matter. Concern was also raised on the possibility that the programme may have been circulated in the Theme Committee's name. It was agreed that the Secretariat communicate these concerns to the HSRC most urgently. The Group did not however have any principled objections to the objectives and proposed content of the conference, and agreed to place the issue on the agenda of the next Theme Committee meeting.

- 3.1.3 The Management Committee document of 23 March 1995, entitled "*Chairpersons Report and Evaluation of Process*" was tabled, and paragraphs 4.2 and 4.3 were noted for the attention of the Technical Committee.

4. BLOCK 2: WORK SCHEDULE

4.1 It was agreed that no discussion on this agenda item was required as the matter was covered in the Theme Committee meeting.

5. GENERAL

5.1 It was agreed that the Drafting Sub-Group would have to meet to finalise the Committee's reports on: i) Nature and Application of Bill of Rights; ii) Right to Privacy; and Right to Human Dignity.

6. CLOSURE

The meeting rose at 21h00.

WORK PROGRAMME

PROPOSED PARTY SUBMISSION DEADLINES	T/C MEETING	ITEMS
	20 April 1995	9. Freedom of Religion, belief and opinion 10. Freedom of Association 11. Freedom of Demonstration and Petition
Was due 21 April No date set	8 May 1995	12. Children's Rights 13. Life
2 May	15 May 1995	14. Socio-Economic Rights i) Property ii) Education iii) Environment iv) Economic Activity v) Labour Relations vi) Freedom of Language and Culture vii) Other socio-economic rights
5 May	22 May 1995	16. Reproductive rights
12 May	22 May 1995	17. Equality
19 May	29 May 1995	18. Political Rights 19. Citizens' rights 20. Freedom of movement 21. Freedom of residence
29 May	5 June 1995	22. Administrative justice 23. Access to Courts 24. Detained, arrested and accused persons
2 June	12 June 1995	25. Other fundamental rights and directive principles
12 June	19 June 1995	26. Limitation of rights 27. States of emergency and suspension of rights
15 June	20 June 1995	28. Interpretation of Bill of Rights 29. Class actions
	21 June 1995	30. Other issues



CONSTITUTIONAL ASSEMBLY

17 April 1995

To all CA members

Re: CA programme

This communication seeks to confirm CA activities over the next two weeks.

- | | |
|---------------------------|-----------------------------------------------------------------------------------------------------------------------------|
| 18 - 21 April 1995 | Theme Committee meetings |
| 24 - 28 April 1995 | No CA activities.
Local Government Registration Drive as decided upon by the Speaker, Leader of the House & Chief Whips. |
| 5 May 1995 | Constitutional Committee: 08h30 - 18h00.
Theme Committees and Core Groups should continue to meet on this day. |
| 8 May 1995 | Theme Committee meetings |
| 12 May 1995 | Constitutional Assembly: 09h00 - 14h00. |

I am aware that there has been some confusion, but I trust that this communication serves to clear up any confusion that might have been generated over the last few days.

Thanking you.

Hassen Ebrahim
Executive Director

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You've made your mark



Now have your say

THE NEW CONSTITUTION



CONSTITUTIONAL ASSEMBLY

MEMORANDUM

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

The National Sector Public Hearings Programme has the following developments:

1. **BUSINESS**

- The event for the 22 April has been postponed.
- The Public Hearing will now take place on the 8 May 1995, from 11-1pm at the Old Assembly Chamber followed by a finger lunch at the Palm Court.
- Please let your managing secretary know whether you will attend this event by 2 May 1995.
- Relevant documentation will reach you by the 3 May, together with the final Programme.

2. **CHILDREN'S RIGHTS**

- The Public Hearing will take place on the 12/13 May at the HSRC in Pretoria.
- This meeting has been organised with NCRC and the HSRC will be helping with the logistics.
- The final Programme will follow.

3. **TRADITIONAL AUTHORITIES**

- The Public Hearing will tentatively take place on the 12/13 May in Cape Town. It will be held in the Old Assembly Chambers in Parliament.
- The event will be organised with the assistance of the Multi-Party Democracy (MPD).
- Further information and the Programme will be circulated in the week of the 2 May.

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4. **RELIGIOUS GROUPS**

- Tentative Date : 27 May 1995
- Venue : World Trade Centre (to be confirmed)

5. **YOUTH**

- Tentative Date : 28 May 1995
- Venue : World Trade Centre (to be confirmed)

6. **WOMEN**

- Tentative Date : 3 June 1995
- Venue : World Trade Centre (to be confirmed)

7. **LABOUR**

- Tentative Date : 4 June 1995
- Venue : World Trade Centre (to be confirmed)

NB * Public Hearings 4-7 will be arranged with the assistance of IDASA.

** For Public Hearings 4-7, more detailed information and the respective Programmes will follow as soon as they are available.

*** We note that there will be a Constitutional Assembly Meeting on the 12th May 1995 finishing at 14:00 (2pm). Public Hearings 2 and 3 will clash with the CA. However, given the tight time constraints this is unavoidable. We hope this won't be too much of an inconvenience.