

2/3/2/R

Contents Vol. III

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Management Committee

Thursday 9 March 1995.

V16 08h00.

1. Meeting opened at 08h05.
Agenda adopted - with
m

2. Minutes adopted.

3. M/ arising:
CPG

Smith:

3.1 Sev. meetings app asked
for 1. / q. re CPG:
will CPG report now be
tabled timely. Ebrahim
reported on report provided
at last mc meeting.

Ebrahim:

Recd. dir rep from CPG
yy. in witherance of this.
Have provided a revised
w. progr -> for next
MC + for relevant
TC is.

Chair:

seek to have integrated
process - 2 experts
will be in our TC is
so 7 co + when they
prod 7 reports -
Synchronisation

Grave:

reports
CPG MUST include draft texts.

Chair:

recc. on ongoing basis
which will include
draft

3.2. Penguin Films

Eglin:

DP has diff in resp.
to document.

Chair:

- ? were other costs appr.
- ? costs
- ? what are we hoping
to achieve / what is

Until we have overview
of what MC is trying
to achieve with
Penguin Films.

Eglin:

Chair:

unfortunate 7 doc. we
distrib. w/o memo
Wern Dir - should
be done. But had
been aware
earlier in terms
of our media strategy
7 Penguin Films. Had
to offer.

E

not the 1st occ. is
raised - e in packs

Marius:

with a memo. NP + IFA
had questions re: content
→ hence the doc. e
distrib. last wk. to
look at programme.

- issue of ^{one} contents.

Ebrahim:

- fin. → costing is
nothing - it is
to be sponsored.

Chair:

nevertheless - shd have
done a memo to
remind MC + it is
NB

→ prep. from media
+ disc. at
copies of docs.

Eglin:

wessels:

time is of the
essence.

Ebrahim:

3.3 Add. Fundings

more details will
come e to MC -
not unqualified
agreement.

wessels:

Likierfeld:

3.4 TC!

Marais:

TCI will deal with B on Monday. MC not taken posn. on commis + need some guidance for TC discussion.

Ebrahim:

on 2/12/94 at CC - is CA resolution - re: commissions. Matter is still open whether B matters ref. to TC shd. be dealt with in commissions. MC will await views of TC + then take issues forward.

3.4 Adjournment

Eglin: (?)

clarified for Eglin 7 we not talking about recess.

Ebrahim:

shd. disc. the recess dates with paul. to finalise CA programme.

Wessels:

dates set for 7-18/4

Liliental:

18 - 22/4 CA business only.

4. Theme Committee One

Report: Processing for CC
Gen. Evaluation

Hil
Chair:

shd. first have brief evaluation of how CC is handling TC reports. also look at formatting of TC reports eg TC 6.4 report.

Viljen:

1. on all doc's distrib.
most v date + 10 days lapse before CC begins discussion to allow for study / bi-lateral etc

2. Experts shd. identify issues & organise CC programme: to deal with overlap etc. ie experts lead us on sequence ^{of disc.} issues. with cross-ref. where required. Advice from experts. were diff. to

Mas andrea:

Consider how to use to leg advice for CC - in last disc's wd & ben. from legal opinion. section of Travel

Should ask technical.

Some issues require tech. advisers in CC & then parks must be given the opportunity to prepare. Parks were not prep. at last meeting. Process from CC to CA: proper to refer heated issues to CA for wider debate but at what pt. do we resolve issues of 7 nature.

Smith:

TC3 report not dealt with sat. in CC. Gen. rept. on nature of prov + local - obvious 7 issues will arise again - but if we are not to discuss them that we had a gen. report. - shd. have discussed them - to get greater clarity.

Eglin:

1st Blocks were diff. to report on - hope next ones will be in dir. to const. + drafting. Hope TC15 will produce reports 7 7 focus on diff. sections of 7 const.

Should ask technical experts to assist in lightening up reports. when contentious - must explain both context to facilitate discussion re: say what various views are.

dir. towards process of drawing up new constitution.

Greater defn. of issues in contention.

Format: TC 64 format is worthwhile + shd ask others to follow.

- got a doc. on 23/1 which showed which CP's impacted on which issues + TC's seem to have lost sight of CP's + TC's not producing good reports. If TC's come up with bad reports, must be exposed at CC.

- can also refer to sub-committee or techn. " or a combination thereof

Smith:

Chair

Wessels:

Chair: Holman

Sparg:

Wessels:

+ not poss for parties not to know of issues

Moosa:

Have sympathy for 10 days - but people always prepare the day before.

Wessels Smith:

Core group of TCB didn't know what to do with CC recs. s. they

Chair:

Format of TCG 4 - if lots of contention / cd. result in many pages. Shd. allow for some flexibility for indiv. TCUs.

Chair: ~~Wessels~~

(in resp. to wessels) - disc. of report will in practice come a wk. later / so parties will have time / system is designed to all - some reports may require instance discussion.

Is flexibility necc. / Penalties

Sparg:

x

format in 6 months will tend itself to synchron + process

Wessels:

process is transparent + not poss. for parties not to know of issues.

Moosa:

agree with Viljoen -
only take reports seriously
when tabled with CC.

We ssels:

some pol. parties are not
performing - will try
to assist but parties
must also pull 7 weight

Chair:

when a report is issued
- it is disc at next
wk's meeting.

Implications

?

- 7 days

issue of experts - ment
- rd to examine how
to should be done.

Chair:

- terminology must include
CP only

- TC 3 - when CP's
become contentious
issues.

Chair:

Issue / CP / non-CP / cont / Remarks

Mara's:

- format in 3 manner
will lend itself to
synchron + program
the debate in CC
but not for some
flex in Ind TC's.

(in resp to Mabaudk)

Wessels + myself in our disc with the Panel, thought it may be necc. to have ongoing disc + consult with them on TC reports + seek their advice + in some cases experts resolve it come up

Chair:

(gn resp. to Smith)

In gen. cont. issues shd. be ref for open debate in CA itself

Chair:

Eglin:

4.2 TC1 Report

Chair:

request law adv in CA to put to report into required format. - have started doing analysis + wd like to put fwd to CC. - do not come from TC - so it is not the report but a doc. to facilitate discussion.

Marais:

gn will agreement - only 2 matters + require all:

Smith:

CC 6/3 pg 53 - 5th line - varying

(in resp to McDonald)

Wishes myself in our case
with the panel, might it
may be nice to have
original size + 10%
with them on the table
I seek their advice +
in some cases expect
I believe I come
(in resp to Smith)
In your cont. lesson
this is not for you
I believe in a well
#2 TLI Report

NB. Send format
doc. to cc TODAY.

Chair:

Matters:

Pg 55 last para # →
"with 7 ex. of ACP
& IFF."

Chair:

In drafting reports, must
give ind. on non-cont.
give ideas of draft
prov + on cont. give
various options. But
see if B becomes viable
option in mouth of so?

Eglin:

shd bear in mind →
object of ex 1 is to
prod. court + inst
of winning phil. arg.
reports shd. facilitate
the drafting of 7 new
constr. when

5. DRAFTING
PROCEDURES

Chair:

we had dealt with
B - cc & not aware
+ ... 5099. 7 parties
rd. revised it
again.

Smith:

cc raised concerns
as to how agreements
will be translated

into text - shd look at
 issues again & see which
 ones actually tend
 to resolve to drafting.

Eglin:

- clarify instructions to
 experts.

Chair:

experts. The shd. be
 able to see which
 issues can be drafted
 & which cannot.

Meshee:

Wessels:

many are watching the
 process who will be

Chair:

involved in the drafting
 - people are getting
 a feel of the process
 & will have to review/
 filter issues to see
 what is translatable
 into text even

Chabane:

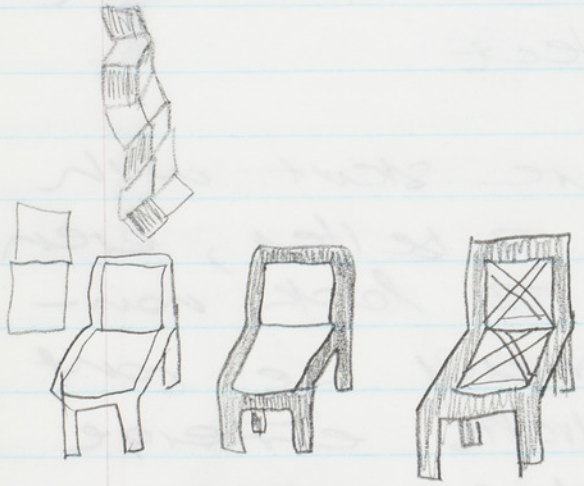
Ebrahim:

Sooner we start with
 drafting & better, even
 issues. The look non-
 cont. It may be cont
 when drafts emerge
 - should be more
 faster.

into text - old look of
 letters occur - see which
 are actually found
 The user to monitor
 - clearly instructions to
 experts

experts - control old to
 able to see which
 errors can be detected
 a which cannot

many are working a
 process who will be
 involved in a training
 - have one delivery
 a lot of the process
 + will have to travel
 after users to see
 what is possible



Menu:

Wishes:

Chopare:

- may not take whole report to CC - but MC to ID. issues for debate in CC

Ebrahim:
Eglin:

LPMS like place in H. 2. is nice. areas - may wd. to get small group to look at layout/style etc. to ensure has the ring/radius required of new row text.

Chair?
Meshee:

must be covered in TC reports on whether there is agreement or not.

Chair:

- gen. agreement shd. follow drafting procedure outlined.
- Even cont. issues shd be drafted with various options being given so that even CA mis here a much broader picture

Ebrahim:

6. MC Times

reptd on Plain Lang. Sem.

MC on Mon now

11h00-13h00; as + when required → not 3 Mon → no meeting

7. AOB

7.1 Travel Arr. for PPP Events

Ebrahim:

LPMS take place in inaccessible areas - diff. to use commercial flights. is here an arr. with SADF - cuts out costs by half.

Chair:

agreed. cheaper + sound argument.

(added adjournment 8.5 (8.1-8.1.10.1))

CPE Work Programme noted

Pergoia - New Proposal

B. Educating public -> must start dealing with issues - more away from process to substance

Chair

wise to also make submission to Admn - own up/str. is will be telling

Man. Committee. 16/3/95.

- Smith 1. Opening: no ap. meeting
opened at 0800 by L.W.
- Smith 2. Minutes.
5.5 pg 5 "would" to
replace "could".
- Wessels
3. M/ansing
(added adjournment 3.5
& 3.1 TCI).
- Smith 3.1 CPG Work Programme
noted
- Chair 3.2 Penguin Film Proposal
- Edmun
3. Educating public →
must start dealing with
issues - more away
from process to
substance
- Chair
wise to also ^{to} make
submission to Admun
- own v/st. is
will be dealing

with substance.

Smith

Agreed. programme ... quasi-lit
- had some objections

Smith

as TC. - told by admin & being radically changed

Ebrahim

awaiting party

Chair

submissions -> sp. appeal - time is of the essence

Smith

- for last month read. nothing of substance from parties.

Lilienthal

Ramaphosa

Eglin's views are cat. for in PT 3.

Chair

Smith

original list & always issued just process.

Sizani

Chair

correct

3.3. TC1.

Van Breda

TC1 dec. in isolation -> want to put request to all TCs to id.

aspects of 2 part which can be dealt with in commission - in 2 weeks time.

807 MC has holistic view on appointment of commissioners.

Smith
 Smith
 comm. can include of sides - paid consultants?

Chair
 comm. are both members + of sides.

3.4 Adjournment

Lilientfeld
 info. in minutes is correct - already

Chair
 ca will sit from 18 - 21 April.

Sizawi
 17 is E. Monday. so shd. start on wed.

Chair
 will start on Tues p.m. & will circulate progr. to MC.

Public Part. Programme,

Smitt

2.2.5 2 per prov -
is 3 red. want the
original 12.

Zendo

is scaling down
in view of the eval.
of man. of course.

Smitt

will reduced no.
shd be adequate
for pre-drafting
period

Zendo

period as already
shown + if on
weekends only -
wd not be able

Smitt

to have subst.
micro - no. - ang.
pregr. - extremely
ambitious.

Van Breda

? annexed prelim.
costing in fact
not attached. →
how much is it
costing per
person?

Rabin Viljoen

agree with fewer & better-planned cpms. → carefully select what issues to discuss esp. in rural areas. eg local govt. ^{not govt.} at centre.

Meshe

local govt - in context of el. or const?

Viljoen

taking govt. to the people → cannot put such complicated issues to rural areas.

Chabane

de-sealing down affect TC requests?

Zando

progr. is for cpms (not TC requests).

Smith

Mrs R. is invited... agreed Sen Rab. can make pres. but not participate in the debate.

Chabane

inconv. to say he invited

Smith

agreed.

Rabinowitz

id. & vehicle for party pol. viewpoints - made amendments in earlier doc + asked for it to be non-party & equal time to all parties.

- in impl. a 2 every effort for it to be non-party. - but we negated by other factors eg in advert - public invited to address CR - id. as anc th

- in summing up CR had opp. to present anc views on local quot.

- media awards for only andrew repeat prep. + at 5 (of them) id. in IFF doc.

encourage people to register - few to see anything wrong in us. in build.

Ramaphosa

Thank Dr R. for her input →
nd. to address manner
in which 7 proposals
were made - process
matter - take exception
to way they were
publ. before - not
constructive - worse so,
since some good pts.
are in Dr. R's
doc

→ advert: agree with
R. - shd. not revolve
around particular
individuals. - ds.
tend to admire part
of others.

→ loc. govt: disagree
with Dr R. Did not
address it in app. to
prov. govt. did feel
7 shd say something
to loc. govt. etdres
+ at MC had taken
decision 7 shd.
encourage people
to register -
fail to see
anything wrong
in us in n. build.

Mayer

project to deal w
 national waste like
 v. req. / Pol. not way
 to say l.g. is closest
 to the people -
 way be diff's among
 parties but if one
 looks at 3 terms
 log. to see l.g. as
 closest. w dealing
 with req. + had
 to give reasons why
 they should register.
 - Thought it was
 well recd. by crava,
 - may be crit. in 7 9
 pd. to the mayor +
 sd. wd like to be
 dem. elected + ref. to
 midkey mouse l.g. out.
 - was executing
 mandate + humble
 enough to say 7 l.c.
 2 sentences used
 may offend
 - chairs + ~~dep~~
 chairs shd.
 not be inv. in
 expl. the process.
 + allow NGOs
 to do it.

2

Meyer

① here to take serious look, with a view to costing. — must be ~~correct~~ cost-effective
 ∴ spt. idea of fewer events + more focussed.

Chabane

② when I hd. Ris comm. on Sunday asked for report from WP → + our del. v happy / but v diss. with message on voter reg — party pol. + Mr. R. has himself mentioned 7 may be problems in 7 regard → either exclude it or sgd not be done

Mabandla

③ by a politician do here a duty to encourage p. to req. for voting + wd-be bad if we failed in 7 regard. Take heed of problems Meyer raised + perhaps ask chair at meeting to deliver the message.

Equip

Ch. + D. chair are
 duty bound to facilitate
 + take process work
 + shd do to at follows
 → what do Dr R
 mean by NGOs?

Chabane

creating problems
 where do not exist.

① if we are to raise
 profile - why is it
 out of order to use
 chair?

② on I.Q. - their
 profile can also
 strengthen message
 - shd work on
 message.

- all senior pol.
 shd be enc. to give
 out message.

③ linked to I. Chair
 is not repr. a party.
 In concl. everyone trying
 to be neutral. will make
 some mistakes. But shd
 not create impression
 of crisis. Improvement
 is required. Briefings
 shd be done by
 MC with ass. of
 briefing document.

Eglin

pol. can make st. to press & process re MC is diff. usre.

- was no deliberate attempt to hijack

Viljoen

- are all prominent pol. personalities - practical reality & ∴ way meaning is constructed becomes n.b.

Sizani

- MUST 7 R + W can explain the process & this is a particular condition - are the most-competent to do so.

- voter req. → shd be. shd. use av. platforms + votes will not req. if new way fac.

- shd emphas. 7 not asking as anc but

→ collective

st. from all the parties in the CA.

- have to inform people if you want them to participate

Van Breda

advert - did object at
Paarl + same ad.
app. again. why?

Uiljoen

must be neutral
presentation - not
use high-profile
persons + neutrality;
shd. not talk + vote req.

Sizani

- parkes can talk to
press - have ca
procedures - parkes
decide

Chair

- remain conscious
of who you are + how
you present issues
- happy with chairs

Chair

- ad: pt. 2 earlier
- req: ca shd. not be
seized with 6 /
can call for it but
be conscious of how
we make pres +
agree with Eglin

- cost an: expense in
ed. public volynb.
- have to inform
people if you
want them
to participate

Van Breda

had high-level of
disc. + to proof
shd. deal w it in
MC not press. NP
app to ch. not to
resp. to press +
mark him for doing
just 7. NGO is
shd be expl.
process: gawid
ag. 3 → net 5
air control.

Chair

note the seriousness
of disc. + the
spirit of it.

① process shd not be
hi-jacked by anyone

② admin / participants
shd. be non-partisan.

③ cost-effective.

④ chairs are duty
bound to explain
process + can
be crit. if fail
in 3 repara.

⑤ voter req: if left
to outsiders
cannot be
held accountable
- shd be 2 by
3 3 MC can

- Message

Chair

2ando

Chair

(Chair

take notice + chairs
 shd. be careful of
 way message is
 delivered.
 admin. shd ask for
 voter req.
 most senior person
 present shd promote
 req.
 advert: dec is taken
 into account + ca
 shd be highlighted.
 + to be done / unlike
 Paarl where ca
 is not mentioned
 convey appreciation
 to your staff
 and will look at
 CPMS in rows
 (ie no of CPMS).

5. Suppl. Report from T4.

Tabliver + noted.

6. Progr. for 20/3/95

Mayer

No u.c. in a.m.
Tcis shd. meet in p.m.
(no ca or cc).
Agreed.

Chari

Ebrahim

7.0 aob
7.1 Work Programme

in cc:

Viljoen

- 1) foc. too much on ind. items.
- 2) new appr. of time
 - gen. progress not so supp. to top.
 - meant to be on Block 5 today.
 - effect of elections.
 - IFP: as MC forced to become involved.
 - + Ch. + Dep Ch. shd. take 6 up with 3 parties + express air concern re. delay.

Suma

do we have enough Man left?

Ram

discuss 3 at next meeting
- will evaluate.

No M.C. in A.M.
The 2nd meet in P.M.
(no car or CC)
Delayed.

J. 1. Work Prodigium
J. 2. 100

1) foc. too much on
the terms
2) very opp. of time
- per. prodigium
not use opp. to be
- amount to be in
Block 2 today.
- effect of station.
- 179: as we talked
to be come involved.
A.M. + P.M.
- take 5 up with
3 partners + critics
out concern re.
delay.

Old NC work
enough Mon test?

discuss 3 out
next meeting
- Will encourage

Ulfen

Group

(Group)

Group

Group

Meyer

prep. eval. by chairs

Report: R. Chauvi

EU. q w p, aq. item for next wk. Thursday.

In Attendance: P. Schirpelt, H. Ibrahim, M. Gray, G. Wood, M. Kuzin
Apologies: Ebrahim

- ① admin ate card. rev + will make av. to chairs.
- ② Status report on submissions for next meeting.

1) Opening

M. Kuzin

Early leaving: Mehrez 8h30
Viljeun 9h00.

2) Minutes

Smith

p. 5-7.22 : decided committee is pleased this way:
"It was decided suggested that ..."

M. Viljeun

raised the question he worried about effect of the in the process. ...
" ... of many different aspects on the ... process, amongst which was the local election ..."

Ramaphosa

Correct accordingly.

3. Meeting closing

None

Management Committee

23 March 1995

Present: R. Meyer, C. Viljoen, P. Smith, A. v. Breda, L. Wessels,
 O.C. Chabane, K. Meshoe, R. Sizani, V. Moosa, E. Eglin, B. Mabandla
 In Attendance: P. Likierfeld, H. Ebrahim, M. Epaay, G. Grové, M. Kugen
 Apologies: C. Viljoen for 27.03.94;

1.) Opening M. Ramaphosa: 08h06

Agenda Early leaving: Meshoe 8h30
 Viljoen 9h00.

Add: Questions - CA Members as 6.1

Adopted

2) Minutes Smith p.5 7.1.2. ; doesn't remember it phrased
 this way:
 "It was ~~decided~~ suggested that ..."

Viljoen Raised the question b/c worried about effect of
 this on CA process.
 1st sentence
 " of many different aspects on the CA
 process, amongst which was the local election
 ... "

Ramaphosa Yes. Correct accordingly.

3. Matters Arising None

3d. Comissario

Noted.

3.2 Programme 18-21 April

Noted.

Egfer

Is draft prog. available?

Ramaphosa

No.

3.3 Revised NNTV Prog.

Rama.

Introduced doc. "Revised Penguin Films"

M. Meyer

Prog. 2: Re. time & all the issues: wd. be a mess to try to address all those issues in 30 minutes.
Asked that it be re-examined.

Rama.

Noted, seriously.

Mabandla

Prog. 3: moderator - is he asked & available.
Prog. 4: Perhaps also one of experts, lives & here & wd. be 1st choice of ANRC.

Rama.

Ed. be raised w/ our media people.

Egfer

Prog 2: Ori. fiscal policy & taxes wd. be included as own separate item. Sh. be separated.

4: Is Volkstaat ready?

5: Sh. death penalty be debated before Court decides

Eglin

Worried about lay-out: too crowded. Have
2 or 3 experts + not govt. party representatives.

Rama

All these wd. be noted, particularly re death penalty:
Wd. need bills of rights issues &.

Smith

(1) Fiscal side - Prog. 2 - TC3 asked to
provide list of questions for Rio, but more
likely wd. have them if wd. be dealt w/
separately.

(2) Members of civil soc. : cd. be experts, as
TC3 asked to nominate experts

Sithole

Yes, Smith right. Experts from Civil society.

Mabandla

Wessel

Sithole being too narrow. Experts say from TC3
or another TC cd. get involved in say Prog. 2
w/ is being organised by involving TC3.

Lebrakin

"Experts" sdnt be confused w/ our Tech Ex.;
They come from civil soc. structures, so
give expert opinion from structure.

Rana.

Review whole prog. in light of comments made.

Sithole

Prog. 1 + 2 going ahead; Prog 3 on open for
input.

Rana.

~~sdnt need to know e.g. who made~~
sdnt be restricted to 3 onwards. Taking
comments on for 1 + 2 as well.

Ramaphosa

Follow up who moderators will be later.

4) Evaluating Process:

Table doc: Champersino Report + Evaluating Process. To be discussed Monday MC.

Asked people to examine doc. + add pts. of have been left out.

Forabain:

Asked ^{MC} meeting be 11h00 - 13h00

Ramaphosa:

Wd. be MC 11h00 - 13h00

Use afternoon for TCs (to work on reports or what have you)

CA or CC following Monday.

Smith

So, no CC or CA next Monday.

Ramaphosa

Problem: reports ← TCs still in the "melting pot" - haven't been given reports that CC cd. deal w/ or large substantive issues that CA cd. deal w/. Cd. have CA, but might be superfluous.

Rather, allow TCs more time, postpone CC + CA - once have more reports ← TCs, call CC together.

[Agreed:]

MC 11-1400

TCs to meet all afternoon

CC/CA postponed.

5. Rama.
- Zondo: Spoke to doc. pp. 7-10.
Recommend rotating of experts for agpt.
to minimise costs.
- Eglin How was Commission determined?
Its terms of reference must be tightly drawn up.
- Zondo In this form b/c is Agenda Item for TZ 6.3.
- Ramaphosa (TZ 6.3)
Have they proposed Commission)
- Spang Subject is the Commission on the Restitution of
Land Rights. So is subject, not
a commission in + of itself.
- Eglin Amend 4.2.1. to say this.
- Rama. Yes: Not nominations for the Land Commission.
- Musa No set provision that such a commission wd.
exist.
- Ramaphosa Redirect minutes to correct impression.
- Ebrahim Financial implications:
Originally 18 expert + 5 panels.
Now over 30 Tech experts.
Flagged this as an issue for later consideration
when apply for add. funds from State
Expend.
- Smith Sub: Comm.
Yes, that is why they are rotating.
Understated needs elsewhere to allow 2 Tech
Exp. 5 here.

Eglin

same kind of amendment needs to be made for 4.3: Expects to deal w/ Agenda Item not to serve on Comm.

Ramaphosa

Agreed

6.1

Eglin

Need for ways that CPs can formally submit questions to CA.

Ramaphosa

Procedure may exist in "Open Time"

Lilienfeld

There is a question of notice; if given beforehand, a dept. cd. prepare an answer.

Eglin

If written notice given say 1 wk. ahead, priority sh. be given to those questions.

Ramaphosa

Agreed. Need to notify members of this.

6.2 Intro

Constitutional Assembly data-base programme. after closure of meeting.

6.3 Chabane

Need in report for ATMs in Evaluation Dept

6.4 Eglin

Apologised for absence next week - to Madrid.

Viljoen

Applies for missing Monday's MC: ~~will~~ going to Zairi. Will submit written report.

7. Closure

08h 44

Management Committee

27 March 1995

Chair: Ramaphosa

Present: v. Breda, Lizeni, Selge, Smith, Viljoen, Mabandla, Moosa, Chabane, Wessels

Attendance: Jilienfeld, Zondo, Spang, Kugler, Sithole

Apologies: C. Eglin, C. Viljoen for 27.03.

1.) Opening

11h08

Apologies

None.

Eglin's from last wk.

Mishael.

Agenda

Ebrahim

Adopted as stand.

AOB: Add "Freedom Day Celebrations".

2. Minutes

Adopted.

3. Matters arising

None

4. Evaluation

Ramaphosa

Introduced "Champions' Evaluation":

As process now, need to closely examine everything doing - so want to test to procedures w/ don't work or produce results.

For CA: for MC to put forward own assessment of how far have gone.

Noted p.6: Recommendations

Broad

Wessels:

Opening Statements (not to exhaust debate)

1) Take cognizance of where we are.

Wissels:

Various subtle changes have happened w. CA structures + staff. Now, have various committees etc. in place + can evaluate them - part. viz. tech comm.s + panel of experts.

Notes: not as punctual as thought.

Asked: why? +

Can this be rectified.

Report itself notes some causes:

- poli. parties finding their feet +
- Technical Advisors aren't being used as fully as could.

Re. Advisors:

Believes they're doing a very good job - in documentation + in workshops. + are clearly in command of the subjects they've been asked to advise us on.

This could be developed:

Interaction b/t parties, TCo + Advisors to enrich the process.

P.7: recommends formulate "crisp" questions w/ asst. of Tech. Advisors - for poli. parties in TCo to answer, to focus

One TCo agree what contentious approaches sd be - advisors could mould those in such a way that have consist.

Formulations available.

Draft could be used to create Focus discussion Den on CC level.

if did this, cl. come up w/ draft w/ not be part of
an ongoing process, w/ cl involve public participation
& explanations etc.

Ramaphosa

Let us focus on the weaknesses & the recommendations
made in the report.

Process in place, active & TC members feeling
progress is being made.

Focus on weak areas for discussion & summarised
Weak areas as set out in recommendations (pp. 6-

1) Revised Work Schedule

2) Role of Technical Advisors

3) Drafting process

As report tabled, have drafted formulations of
non-contentious issues, & alternatives

spelled out for contentious issues -

To cut time in what has b/c a long
drawn out process.

4.) Public Part-

5) MC: to take on a more hands on way.

1) Analyse TC reports, i.d. issues for debate in CC.

+2) i.d. issues for forwarding to CA for debate

CC: To i.d. issues for forwarding to CA.

Proposed: get broad comments & then narrow discussion
on issues raised. Members cl. also raise
new issues.

Smith

Flora - Annexure "D": Proposed new schedule,

& # of hrs. for CA & CC: CA 5 meetings
(18 hrs); CC 6 meetings (24 hrs.)

Guesses ± 24 reports coming forward. b enough

... need for more time to be allocated to ~~the~~ debate.

Schedule:

Nothing nila. Little work b/f Parlia - CA

heavily burdened, neg. of speaker +

Pres. of Insts: adjourn Parlia + extend CA

Evening sessions irregular

Task Advisors:

* Useful to see how each TC uses advisors

Problem: Qualitative Workshops

Profs

Schedule: Rather than rush, more deadline.

time set aside for debate? - has speaker approved this?

Ramaphosa

Dn's raise questions, make proposals.
to Smith saying we need to allocate more time for debate.

Self

Parliament w/ too little to do + CA too much. Need modes of squandi w/ speaker + Pres. of Senate to find time where parlia. wd adjourn + CA be extended.

Let evening sessions unpopular: "family unfriendly"

Mabandla

Agree w/ Ramaphosa's overview.

Re. Tech Advisors: It wd be useful to compare how TCs each using Tech. Advisors.

Problem: Orientation Workshops: can be used prior to new block to give context of block, + to create memorandum. But may take up

Re. work already done: Ask Tech Advisors to put some draft out, guided by ^{TCs} reports done.

The TC has been giving very useful memoranda - Tech Advisors, but some question as to how to build this into process.

Viljoen

① Time: Dn's seem to have enough.

Bottom p.3: "Lack of preparation" -

Not true. Programme is rushed, as Parlia. run at same time, including Parlia. committees.

Decide: Regard this process as so imp that won't try to beat deadline by rushing, rather move the deadline.

Evening sessions: adds to tempo, but may rush it.

Tech Advisors - Use them to advise MC+CC

on programme & schedule; prioritising issues

+ to advise PPPs

the evening session was particularly successful

James of Technology's resources

Dr. John Adams: it was a pleasure to work with you

The next evening Tech Advisors

Problem: Questionnaire Workshop: can we work with you

to work with you in context of that, to create

mechanism. But my role is

to work with you: the Tech Advisors to get your staff

at night of report has

for the last few years you have been working on this

but your question as to how to build the into

① Tim: This was a long evening

Letter p. 3: "last of preparation"

At the programme is needed, as

Policy. new at our time, including

Policy committee

Use of Tech Advisors

that was to be done by

working session: also to target, but not want to

Virgin

Valjean

2) Can manage time better by better using Tech. Advisors
 Make greater use of Tech. Advisors by having them
 advise MC on programme + schedule: re.
 Sequence for tackling issues

3) PPP: b Costly.

Greater use sh. be made of Tech Advisors to
 produce questions (esp. re. more applicable
 issues like local govt + trad. leaders)
 to better focus programmes, + to advise
 the media campaign to focus on issues to be
 taken up in upcoming meetings.

Meyer

Most imp. part of report: analysis of work so far in TCs.
 b not the progress we hoped for. But need to be
 realistic - as those involved in TCs also active in other studies.
 But as it stands, won't reach the target. Requires
 re-evaluation + planning needs to be done re.
 what can be done.

Believes PPP is not as successful as stated. Figures
 aren't so great. Need to be realistic about what
 can be achieved + re-planning needed.

Look at context of work - relates to Wessels + Smith +
 focus discussion on what can be done.

Davies para 4.2

Para. 4.2 p. 7: How can Tech. Advisors be better used.
 Perhaps may sh. be asked to analyze work +
 make further submissions on issues +
 perhaps make some formulations +
 intentions issues.

- 1) To better focus discussion +
- 2) To create a better overall picture reality.

But don't decide today -

Further consider & develop prog. in 1.2.

Schedule: work again at 30 June period

Re. 4.2: Consult w/ Cae Groups, too.

Dec: Chairs to speak w/ presiding officers next time

Don't finalize discussions today, but give some time to better develop a process for be implemented after the recess.

Noting: only has one TC given drafting instructions, + are lagging behind,
Proposed Recon. in 4.2 sh. be further considered - developed.

Melanda:
Smith

TC3 report being redone - has been nullified. No text now being forwarded.

Any "fast" in period ~ June: revisit scheduling then.

Melanda

Let chair consult w/ love-groups + Prof. in para. 4.2 - so consult them in process.

Ramphosa:

Time frame:

Self's proposal;

discuss. w/ speaker + Pres. of Assembly.

Jigido. slow in coming so parlia. w/o lots of work to do. CA has a lot to do.

Had not articulated time needed for discussions in TC.

Now can see need more time then.

See what extent poss. to "steal time" from parlia.

Discussions w/ presiding officers of NA + Senate - explore poss. adjournment, more likely more hours, or a day or two - NA + Senate.

Chair to take this forward.

Meyer

Re. parlia. programme - after recess, discussion of budget will go to then 2nd wk. of June, so not much

... and ...

Notes: Issues using Fin. not. Monday for CA not popular, but still being discussed.

Evening meetings -

Chair

... and ...

... and ...

Chair

Chair

...

...

...

...

Set aside time for inputs - Tech Ad in CC

...

...

Chair

NB

time might be available after recess.

Proposal to Use Friday instead of Monday: What happened to this?

Rama: Raised in CC. Not really popular; but still being investigated.

Ibrahim

- Note: CC - CA schedules flexible. Ad to be held to debate substance, not just life scheduled.
- ▣ Need creativity here: in terms of inconvenience, better to have 1 CC than 3 TCs, if have CC at night, members won't be having to attend other TC meetings.
- ▣ Cd ask whether cd get more time ← Parlia: possibly 1 extra day in 2 wks.
- Cd also investigate continuing after 30 June.

→ Tech. Advisors (as in 4.2) cd. make TCs more effective w/ briefing (not nec. a workshop; but possibly a briefing doc. material).

- Re drafting: Trying to shorten a long, drawn out process.

Mabanda

How CC can use the expertise of the advisors.
 "Audience" by CC of drafted options + considered opinions.
 CC debates can waffle on technicalities.
 Instead, set aside time for input from Tech. Experts:
 Memos,

Ramaphosa

In drafting, want experts on hand to motivate, explain things, answer questions

Smith

2nd prop.
 If CC deals w/ TC, let its Tech Experts be there.

Can appear in CC as well, by Rules.

the following notes of the meeting: what happened to the?

the meeting was held on 10th Nov. The meeting was held in the evening.

Not: CC - as per the minutes. It is not to be held. Subsequent, not just the scheduled.

The meeting was held in the evening. The meeting was held in the evening. The meeting was held in the evening.

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ANCC Prop.

The meeting was held in the evening. The meeting was held in the evening. The meeting was held in the evening.

The meeting was held in the evening. The meeting was held in the evening. The meeting was held in the evening.

Lilienfeld

Rules make prov. for members of Tech. Comm. -> participating in CA w/ agreement of Chair

Ramaphosa

Restated Mazonella's concern about "Orientation Workshops" - w/ ed. be too time consuming. Wd be less formal inputs.

Re. Viljoen's concern re. rushing: All can be accommodated.

V. Bunting

Agreed w/d used advisors on CC & MC level - as Lilienfeld pt. ed out ed. be on CA level as well.

Re. PPP:

Viljoen's comments: integrate Radio & TV into PPP.

Need to reflect on PPPs - to see what can be done to ensure it works a lot better. Everyone agrees Public Part. needed, need to look at goals -

Pub Part. never meant to involve everyone, but target audiences to get well-rounded sense of what people on ground want.

→ Need further proposals & parties on how ed. work better. Let poli. parties speak.

Chabane

Set objectives w/ need to achieve at end of process, w/ informs Re programme at end.

1) Assess PPP in terms of the CA's total objectives.

2) Re overall schedule for drafting: essence of PPP focus on prepared drafts, rather than people simply raising issues.

S.A.O.B.

S.I. Freedom

Bochim

Asked for 2 PPP of November b/t now & June, but after June have programme to get public comments.

liberty

participating in... of... of...

4 - "Charter of..."

TC involvement in PAB

... ..

Para. 4.4.2 Amendment

Agreed

... ..

... ..

Remarks to be forwarded HCC

... ..

Report as info

Comment to HC: Agreed

... ..

... ..

... ..

5.1 Freedom Day

... ..

3) For programmes: involve TCs more + Poli. parties less in planning PPPs.

Ramaphosa

PPP had were organised by Admin., but were broad + didn't focus on specific issues. So ~~cannot~~ agree - get TCs - w/ are the structures seized w/ part - issues - to get more centrally involved in planning.

V. Breda

Para. 4.42: Add idea on understanding that Admin reports back on preparations + this be done not on Thurs. b/f Sat., but in adequate time.

Agreed

Ramaphosa

Will forward remarks to CC
Sd. report be tabled at CC? No, just put the various recommendations forward for adoption.

Agreed

Sparq

Cd. report be put forward for information? Comments from parties cd. be directed to KLC

Agreed

Smith: finalisation of schedule wd. require endorsement.

Agreed

5. A.O.B.

5.1 "Freedom Day"

Ibrahim

Noted 3 tabled documents.
Cabinet Comm. esta. to consider how to honour the day. - How cd. CA get involved

in org. event, media
Admin wants these widened, so const. process not avoided,
if even only in speaker's notes, for speakers
Financial implications, but not outside existing line functions.
Had PPP work planned for the day. Wd cancel these
so wouldn't conflict.

MC cd adopt position to refer to cabinet comm
Thru Meyer who is on the comm.

Meyer

These pts. valid & wd. convey to the committee.

Agreed

Programme

Only 1 day for CA next wk. Rumours, parlia. wdnt
have must work next wk. A. Changiople follow this
up?

+ if outcome of discussions cd be extended to TCs
so wd make selves available

Ramaphosa

3/4 CA meeting: not ready for this. Let the report
be tabled & CC discussion then beforehand.

CA: 24 April

Not yet agreeing to evening time yet - need approval - CC.

Borahim

Re. Party Comments

Find names & up. - poli. parties for 1st NNTV
programme. Only DP supplied them so far.

Malandla

Extend deadline of names until 18h 00 today.
Missed: 12th 26.

Management Committee

30 March 1995

Present: P.G. Marais*, A. v. Breda, L. Wessels, C. Chabare, V. Morse
R. Szigani, R. Smith

Apologies C. Viljoen, R. Meyer, C. Eglin

In Attendance: ~~Aprahim~~ Z. Zondo M. Kegan P. Lichtenfeld,
~~C. Viljoen~~, ~~R. Meyer~~ P. Gordhan, C. Chabare, V. ~~Woods~~ G. Grove,

1) Opening:

Opening
Agenda

Meeting opened 08h 07
AOB: Freedom Day Celebrations

Apologies

Viljoen, Eglin
Marais here for Meyer.
Mabandla to be late.

2) Minutes

Wessels.

Adopted w/ following changes:

P. 3 4.3.2 (a)

In doc. - suggested they cd. also ask

"crisp" questions w/ Pres. Com. s cd. respond
to to help them focus discussion.

[Agreed]

v. Breda

1) P. 3: Asked for repack on t. 2. ii.
Item
in 3. 1

2) P. 5 4.5. v. : Add:

"on ... particulars on each individual
case in good time"

[Agreed]

3.1 Extra time

Rama

Ramphul

Disc. w) speaker who said next wk., but dependent on whether Justice Comm. finalised its deliberations on 2nd - Reconstr. She wd. still report back to him.

Sizani

Sizani

Comm. likely to finalise by Fri., but may continue until next Wed. to discuss other issues.

Rama.

Wamb

v. Boda

Chabane

Ch. take matter forward & discuss w/ Dyg. Speaker - others including Devon Manuel. On radio, Mfri. said Bill to P

Ibrahim:

Y Parlia. prog. re. some & another. Bill & another relevant bills moved to another time, cd. have extra time; or Friday a.m. (nothing scheduled then).

Rama.

Rama

So, cd. use Mon. & Fri. - but investigating other days as well.

Agreed

Resume discussion 10 a.m. & if can get more time wd. till TC members & CC.

If Friday available, wd. schedule extra CC for then to discuss reports coming there.

4) TC 5 Chabane

Rama.

Wassals:

Report presented

Check Senate schedule as well.

Need vigilance to ensure that, post. now w/ parliaments' tight schedule, parlia. standing comm.s don't meet on Mon.

Agreed

Admin wd. deal w/ this strictly.

Smith

Ongoing basis, need more time, need permanent arrangement

Ramaphosa

In disc. w/ Speaker + J. Mammal, looks like can't get permanent arrangement, esp. b/c budget vote coming.

Sizeni

Whips - Leading House meeting at 15h30 to discuss next wk's programme. CA person sd to Murr.

Wassie

Yes, was excused to contact Whips during mtg.

Chebere

- 1) Re. Smith's proposal: to CA as imp. as parlia. bills? If answer understood to be yes, wouldn't have problem getting more time.
- 2) But parliament's structure wastes time. Shd. be looked at to make more time available for CA.

Ramaphosa:

Summation

These 2 issues
Needs to be stressed in further discussions w/ presiding officer + whips + sensitize them about imp. of CA work.

Parlia. agreement re. blocks of time.

Clear now need more time + as Smith said, need on permanent basis. Will be raised w/ Parlia. officers.

4) TC5 Report

Rama.

Introduced doc. ; Intro. 10-12; Report; Submissions; Comments - IFP + memo. - TC.

- * 1) Thanked TC for presenting report Blocks 1-4
- * 2) Formatted report ^{in way of} facilitate discussion in CC
- * 3) MC to propose on how to deal w/ report at CC.

V. Breda

Referred to p 92: Nat'l Party submission missing.
p. 32: synopsis, para. 3.5: refers to NP proposals.

Asked that overview of submissions be amended.

Ramaphosa

Yes, wd. be corrected.

Ramaphosa

Correct overview: Agreed

Ebrahim

Report:

Ramaphosa:

V. Moosa

Noted:

- (1) Schematic Summary shows large areas of agreement: more agreement than not.
- (2) Those contentious issues, clearly pinpointed & clear options.
- Proposed goes straight to CC
 - 2) send non-contentious issues for drafting.

Ramaphosa

IFP's memo on pp. 101-03 + TC's memo.:
Moosa's prop.: on report as is, don't need to single out issues.

Smith

But areas of non-contentious not as clear as looks;

Ramaphosa

Need to cross reference Schematic report w/ IFP submission.

Chelame

- Asked:
- 1) Schematic to redone &
 - 2) Cross reference

Rama.

Summary

Supplementary proposal to Moosa: take report ~~to~~ forward.

Agreed: Cross reference report w/ IFP memo.

Ebrahim

TC Memo needs to be read, too.

Mossa :

Report w/ IFP memo for cross-referencing only options can use. If issues IFP should have laid out contentious issues long before. Not a good precedent. If raise contentious issues here, will make CC do TC's work.

Ramaphosa

Smith noted hadn't read TC memorandum.

Ebrahim

Views of IFP in the TC's report.

Ramaphosa :

TC Memo. : details process went thru to try to accommodate IFP. In it, TC asked MC how to discuss the matter.

Agreement that report to CC for discussion of schematic summary, allowing IFP to forward its views. But as TC member table report, wd. be given oppor - to explain the process of attempting to accomo. IFP - so won't repeat all that has happened in TC. ^{wd provide background} Wd inform CC on how to deal w/ IFP's comment.

Smith

Agrees.

Agreed

Ramaphosa

Wd identify too w/ issues need to spend time on which not.

Chabane

CC decision that MC ed. commission drafting; ~~how to~~

Ramaphosa.

That a recent decision, a TC & its experts don't have been this decision in mind when completing its work.

Approved in MC on Monday.

TC Memo re: to read, Ho.

Etobico

Right of 1979 memo for non-terminating of option on us.
If option 1979 should have been out of contract
was in long paper. Not a good precedent. If same
contract was in 1979, will have to be TC's work.

Prose:

Just told about last TC memorandum.

Paragraph

View of 1979 in the TC's report.

Etobico

TC Memo: detail given was that to go to
committee 1979. In it, TC asked MC for a
division of labor.

Paragraph:

Agreement that right to CC for discussion of estimate
summary, allowing 1979 to forward to miss. On TC
number table right, but to give right - to explain
the process of attempting to resolve. 1979 - so was
report on the TC. The TC report
CC is to be done at 1979's request.

Paragraph

Agree

Bill

Agreed

He identified too of some cases to spend time
on a trial set.

Paragraph

TC decision that MC ed. commission drafted;

Chloro

That a recent decision, a TC. To report that
has been the decision in this other context to
not.

Paragraph

Approved in MC in March.

Paragraph

Ramaphosa

Hopefully, can expect all TCs, when table reports, to include draft texts / formulations

Chelene

Understood TC wd report + MC wd commission drafting

Wessel

Understood at CC that purpose wd be we don't go in circles: report + then same people draft - so wd. understand more deeply what is contentious + non contentious

Rena

- * Contentious issues: draft formulations w/ various options.
- * He understood: not by MC, but as a matter of course, as ^{non-}contentious issues discussed, drafting, not submitted to TC but straight to MC.

Bonnie

Minutes 4.4.

Proposes: debate TC 6.4 on Monday

TC 5: to process report + provide drafts for CC meeting on Thursday.

Then cd. take to CA two prepared reports.

Smith

Agrees. y de Rio, Rena wd. be enough time to merge syntheses w/ IFP memo.

Suzini

Who wd do that merging? Otherwise, discuss it in CC to clarify: i.d. what is contentious.

Ramaphosa

Re. ~~Franklin's~~ proposal

Wessel:

Spoke to Dr. de Villeis during the pm's meeting.

Appears they may finish by Thursday pm, w/ wd allow us to meet Friday a.m. } CC cd. decide that - }

Proposed - Table report, let drafting commence, - let CC decide

if will meet Fri. + what agenda wd. be
 Concern was expressed in CC about travel arrangements.

~~Ramaphosa~~

2 prop.: (1) Monday TC 6.4 • send instruction to TZ5 ^{for drafting}
~~Friday~~
 (2) Sizani: CC to send instructions.

Ramaphosa

Deal w/ TZ5 on Monday + see if can finish, + then send it
 to TC for drafting
 Friday, deal w/ 6.4 - possibly TZ5 produce text.

Smith

Propose Fri. if experts draft, so long as they take cognisance
 of need to reconcile the two texts. If they used
 schematics alone wd. be a waste of time.

Sizani

Sd. wk. to be done by CC + TC

Ramaphosa -

Don't put experts in awkward position of reconciling things w/ need
 for decisions. Then, but report be dealt w/ at CC 1st.

Chelene

Sizani saying sd. wk. situation where MC doing what TC
 sd. do. Support Rama's proposal, as TZ5 wants to
 move on now to Block 5.

Marcus:

Protect the experts + keep them out of the poli. argument,
 otherwise they wd. be seen as controversial.
 Forward whole TZ5 doc. + agenda to CC.

Ramaphosa

Deal w/ whole or as much of TZ5 report on Monday.
 Draft text ASAP from TC \Rightarrow MC for endorsing.

Ibrahim:

IFP has been taken on board more than Smith is
 aware of, but IFP didn't come back in time w/ comments.
 They may need time to still forward notes to TC.

Ibrahim

In long term, expect 3 chapters in drafts just after recess. We ch. get bottlenecked unless deal w/ TZ5 - 6.4 reports more effectively.
We need to have factual situation right.

Ramaphosa

~~For Monday~~

Get TZ5 out pol. at CC

Let TZ person present report, give background,

Let expect begin to start drafting as well, if possible by Friday.

Monday:

1. If have time, move on to Report 6.4.

5. Tabling Report 6.4

Rama.:

How to deal w/
matter

Required to examine draft formulations at CC
Study them carefully, look at footnotes, -
make recommendations to CA, w/ wd.
discuss - debate

Now involved in drafting constitution

Wissels

Let Technical Advisors be present to answer questions &
to receive instructions.

Rama.

Agreed + present at CA.

6. CC Agenda

Ibrahim

Presentation of TZ5 / 6.4 reports

Chabane

Requested Admin
Table report on "Celebrations" for info. of CC.

v. Breda

Let amend. to doc. pack include amendment of
submit. report

Celebrations

Proposals to Nat'l Cele. Comm.

(1) Media: speci. add of "consti talk"; posters

Ebrahim

Leaflet. Editorial Board wd. be convened & party rep.s notified.
 2) Have funds in our budget for this kind of act., but cd. accommodate it in 1994/95 financial budget in funds CA did not spent. Asked permission for this, as was not foreseen in budget w/ was approved.

Wissle

Sd. be careful here. Celebrations "Freedom", not using theme of "Constitutions" enough. Let publications be focused on completing a final constitutions.

Rana.

Needs further discussion - Celebration is gov't's req., but figures etc. still being prepared. Let discuss Champions to internal discussion w/ Directorate + report back to HCC.

Closed 09h 18.

Management Committee 6.4.95

Chair: L. Wessels

Present: A. v. Breda, P. Smith, O. Chabane, MV Moosa, R. Meyer, C. Valjein

Apologies: C. Ramaphosa

Attendance: H. Ebrahim, P. Lilienfeld, L. Meyer, M. Spang, M. Keegen, M. Ndjiba, M. Maizi

1. Opening

08h07

Agenda

Smith

Add: 3 April '95 CC meeting

v. Breda

Add: Order Paper

Wessels

Add: Freedom Day

Minutes

C. Egin

Queried if Sen. Self attended.

Agreed

3.1/8

Spang

Momborg said Mr. Stojie said leaving entire Monday as CA day, & considering giving CA 2 Fridays - 1st wd be 5 May. Discussing at moment in Whips meeting.

Wessels

Different versions of the matter being circulated. Asked that message get to them, & ensure all info everyone has is same to inform party caucuses this morning before recess begins.

Asked A. Henkton to represent him (Wessels) in this.

Meyer

Background: Cabinet decision to ask whip to rearrange the programme so that plenary sessions (CA-CC) on

Friday. Six tickets etc. wd. be determined.

Monday mornings wd. be retained for TCs, & maybe Monday afternoons.

Spang

The MC received his proposal & rejecting it. LC wrote letter to Mr. Manual yesterday saying opposed splitting work of CA into 2 1/2 days. This after the cabinet decision.

Eglin

Send formal note to Whips meeting asking for them to advise us before they adjourn.

Meyn

As involved, let Mossa & Meyer go & clarify this.

Agreed!

Wissels

Will formalise this when have a quorum.

Chalane

It isn't clear who decides on schedule. Needs clarity, as contradictory notices sent out. Needs to be streamlined & clarified.

Wissels

Unlike CA which has central org. pt.,
No office of chief Parliamentary whip in parliament

Eglin

But we are also a formal structure w/ rights, we ought to be represented at meetings b/t NA & Senate on schedule.

Wissels.

Pass to Hand Over

4)

Noted Draft 6.4 to be discussed by CC tomorrow.

5) ~~TC1~~ Advert:

Spang

Needed to report on Memo. to Chairpersons on the

drafts.

Ebrahim

Request - TC6, as w/ another TC, that draft formulations shd be presented to TC for adoption.

Response, as draft already circulated, discussions in CC wd. go ahead, & if any members had any TC6 had reservations on drafts shd. raise them at CC (or represent them at CC)

Wissel

Smith

TC3 wd. like to do this. If contention translated in text, need another arena for discussion before CC, so amendments shd. be made before CC.

~~Spang~~

Also pt'd out by Chairperson to TC6.4, wd mean TCs wd have opportunity to discuss drafts before when did drafts automatically.

Wissel

TC6.4 unusual as commenced drafting b/f decision made that automatic drafting wd. occur: done before new systems:

Shd draft be returned to TC or forwarded to CC?

[Agreed]

5: TC1 Advert

Ebrahim

M. Sec of TC1 requested Advert, including issues. Media felt imp enough to advertise it more widely. Done on Monday. Spoke to TC1 Chair, & both decided this was sensitive & shd. be referred to Chairpersons before release. Chairpersons agreed shd be submitted to MC.

On Tues., CTs & Banger discussed the details. Seems

There was a breach in release of info. to Media. Media Dept. did inform Press that about coming, but didn't give details. At TC meeting on Monday morning, open discussion did occur.

① Publicly tender apology to Mr. Marais if there was a breach of faith, + to TCI if believed was a breach of responsibility.

Appears information released thru presence of info in TC discussion.

② Asked MC to discuss + decide on what happened + on extent of publicity.

Meyer Original MC decision was to ask TC's advice on establishing commissions. MC still awaiting their advice. Shd. wait to request submissions until after advice given to MC.

Strahin Discussion but no decision in TCI as to whether wd be commission or sub-comm. But TCI decided, whatever way process it, submissions shd. be invited.

v. Breda TCI requested the issue be postponed, + he proposed MC to request all TCs to go through content of their mandate to say whether needed comm.s + on what topic, so MC cd. get a holistic view on comm.s + sub-comm.s.

Given this, is TC authorised to decide unilaterally how to deal w/ the topics + to ask for submissions.

Wessels ① Does TC have auth. to ask for submissions. Now happening, + defining content of work

② And for holistic picture - wd that override TC's authority.

Chabane

Need to be reminded of earlier decisions

Ibrahim :

Issues being confused:

- 1) MC only had issue of commissions left it.
Request for advice made to TCs & none responded.
- 2) Media Statements : TCs advertising has never had to go thru MC; went TC → Admin → Media
- 3) Matters in this Statement : TC has auth. to advertise the matter.

The query, sd the matter be dealt w/ by sub-comm or commission? & it is Admin w/ is asking, how sd. these things be advertised.

Wissels

Not quorum (as Meyer + Morsa out of room) — so can only discuss.

Eylio :

- ↳ This not a TC request for information. Let MC + TC tidy this up. Language etc. All these emotive.
- * Don't have Omnibus advert;
- * Let Chairpersons + Cmc Group discuss in detail the adverts on separate issues.
- * Design adverts approp to Res.

Chabane

Re. how baked: This isn't a big issue, just wasn't officially released.

Re. how to proceed: matter raised, but no decision as to how sd. be dealt w/. MC to advise TC how to proceed from now onwards. + Pick up Eylio's suggestions.

Wissels

Cd. decide : * Re. advert - accept Ibrahim on behalf of Admin, but clear up w/ PG Marats.

- * TCs do have authority in ambit of their work to call for submissions & request this directly from Admin/Media
- * But this matter of such imp & of such emotio potential, need to tread carefully, & not lose sight of earlier decision re. commissions.

Discuss nature of advert

P. Smith What is TC's motivation for new format. Cd. be well thought out.

r. Breda Re. subject of "flag" - in advert create poss. for people who don't want to design new flag, but then also have a choice to accept the new flag. Otherwise, unstructured submissions come in. So ~~force~~ ^{have} an opportunity to

Wessels Arrange for meeting with ~~Mr. Marcus~~
 2) All Chair or mandated chair of TC
 3) Mr. Ebrahim, Sithole
 4) Chairpersons this afternoon & report back to MC. If not this afternoon, another time.

P. Smith Mandate the meeting to take decisions

Wessels But need to keep MC informed & allow MC to give input. Esp. on how & when begin moving Hds commissions.

But agree mtg. sh. be allowed to move

NOT DECISION

Chabane How TCs need to relate to Admin. Needs to be monitored, perhaps by chairpersons, wd. avoid this kind of issue.

Wessels } Wd. be noted }

Eglin 6. Have a complimentary set of adverts drafted re. this

Wissels
Chelms
6. Tabling 6.3

statement?
Not yet.

Wissels
Wissels
Ebrahim

Nothing for discussion later at CC.
Formal tabling. Also reports on hand-guns + Reserve Bank

8. Meeting of CA
Ebrahim

Reports tabled, + referred for drafting. Draft texts not to be produced before forwarded to CC.

7. CPG

Ebrahim

Extra-ord. submission tabled in terms of Sec. 164 of Constt, so need to give due attention.

Wissels
Wissels

Note.
Referred to relevant TCs, for them to acknowledge in reports, so given proper place as required in Constt.

9. AOB
9.2 Smith

When will final reports come?

Ebrahim

This + in forthcoming into several ones - being placed also w/ provinces for comments.

R. Smith

CA getting such reports even before + as commented on by provinces, so kept informed.

9.3 Freedom

Final report - depends on how quickly provinces respond.

Logie

When will comments come from in provinces - executives or legislatures.

Wissels

Many provinces have set up const. committees to deal w/ the issues.

Chelone

Eglio's question imp, + it might be imp. for us to know - who actually has been consulted

Agreed

Wissels

When it is said provinces have been consulted, MC wants to know who: not individuals, but at what level consultation occurred.

8. Meeting of CA
Ibrahim

State of Emerg.
base of legal system

Try to take CA thru what's happened:
" " " what will happen b/t CA meeting + 30/6

Wissels

Let CC be properly informed of CA agenda
Jah draft agenda for CA at CC

9) AOB
9.2 v. Breda

3 April: Talking doc. on submissions.
Pink doc. issued at last CC meeting: need time to discuss the status + purpose of the doc. + constant absence of NP.
Wants time to discuss it at a later date.

R. Smith

Charter for CA Manual.

9.3 Freedom

Ibrahim

Discussions b/t Chair + Admin: Event taken up by Dept of Arts + Cult, Sci. + Tech. . . sought

missionary of CA. On that day, CA had planned public part. events, but they transformed them when learned of Freedom Day celebrations. ~~Let there be for Freedom Day (not CA) that normal events/~~ at other events, stall to receive submissions, w/ media

O'Rourke wouldn't play a prominent role. Media wd. be leaflets + spec. editors

Chabane

Has the "Constit Day" element been removed.

Wissels

Formally "freedom day" not "constit day". ←
1st report: wd only participate in normal events, in that our function not to arrange such events, but to write constit.

C. Eglin

- 1) Congratulated B. Mandela
- 2) Apologies 18-21 April, J. Selge wd. stand in for him.

— Adjourned —

Meyer

Whips' report: last Thurs. decided + now confirmed as prep → Monday + Friday for CA work, except for 2 Fridays b/t Easter + June needed for Budget + wd. be negotiated b/t Whips + Chair.
19-21
1 wk after easter for CA work + 1 wk. b/f end of session.

Wissels

Meyer

They're stealing a wk. + giving 2 days. Whips' need work of 25/6 to discuss Inst + Secretariat.

Ebrahim

Nothing wrong w/ prog. except for parts in June - need be originally planned 2 wks - in June. Members want to

| | |
|---------|---|
| Nussels | Take Mondays |
| Meyer | Mondays for TC work, Friday for plenary work - b/c add. allowance for air ticket based on this. |
| Smith | if Fridays for plenaries only + if one Friday no plenary - ed TC work happens. |
| Mossa | Use Fridays for CC & CA + for those Fridays used by Parliament - Parliament to be 10h30 => so we ed. use time before for CA. |
| Eglin | Draft programme on this basis; let this be reviewed after wk of 18-21, have in depth discussion of when we are, timetables + how to meet deadlines. |
| Chelone | Let Admin. sort out Work Prog. |
| Mossa | Except plenary CC & CA must be on Friday. |
| Smith | ed TCs meet during CC? |
| Nussels | Diff. for smaller parties. Go for wk of intensive activities 18/4. Redraft Work Schedule Plenaries on Friday. |
| Meyer | Wd begin on 18 April. Wd mean 21 April wd be CA & CC; 24 Apr wd be for TCs. |
| Spang | Have diff. to CA. In that CC takes time to debate report & pressure will be on them + on CA to discuss reports. |

Nissels

CC will have to sit on whole of Fridays + so go on maybe Friday evenings - Sat. mornig.

On basis of upst had, Admin to draft a Wk Schedule.
CA to sit on 21 April.

Agreed.

Mossa
Meyers

~~Whips~~ ~~Under~~ met on Thursday morning. Requested HC be represented. Think about it. Perhaps start meetings later

Alvares

Nissels

Noted.

To add to next agenda

Worked to

Drafts to be offered to TCs before forwarded to CC
Summarised decisions made while Mossa + Meyers met.

P.5 Sub.com set up to meet: Adult

P.6 Matter referred back to drafting

P.7

Who will be consulted

Smith

IFP extremely displeased at claiming at least CC. Understands HC resp. for process matters.

There is an agreed procedure on issues for referral + believes this breached at CC.

Re. Item 1:

Ramaphosa admitted creating new rules.

Doesn't agree do this

Wissels

Management
20 April

Can matter not stand over until better representation;
Strong lang. saying ruling was "illegitimate" - need
proper debate.

Present: C. Kilgus, A. V. ...
L. ... R. Meyer

Apologies: B. ...

Requested of IFP not be prejudiced.

Smith

Wd. to pursue issue on written submission

Wissel

Will receive attention of HC at next meeting.

Closure

10h42.

2 April

Make

Apologies

Wissel

Should: 21.4 queried Friday of exception of

Wissel

Friday needed by Cabinet on budget etc.

at next to use these Friday, ...

next: 8-10

Management Committee
20 April 1995

Present: C. Viljoen, A. v. Buda, R. Litzani, *J. Selfe, K. Meshoe, V. Mossa,
L. Wessels, R. Meyer

Apologies: B. Mabandla, OC Chabane, C. Ezlin

In Attendance: G. Gové, A. Ebrahim, M. Spang, L. Zondo,

1. Opening

08h09

Apologies

- * Ezlin
Replaced by Selfe
- * Chabane
- * Mabandla

Agenda

Add NNTV

2. Minutes

2) Total Time frame for CA Work

Adopted with these additions

2. Minutes

Corrections

Meshoe 1) Meshoe not absent, apologised

2)

~~Von Buda~~ P. 4. 5.5

Corrected: adverts call for new design; instead, keep that in, if people agree they like the new flag, that this can be indicated, too.

Meshoe

Queried: 3.1.4 queried Fridays w/ exception of 2.

Wessels

2 Fridays needed by Cabinet ~ budget votes. If CA wants to use those Fridays, must meet 8-10.

Wissel

Re. 3.1.7: CA in state of flux. Note, someone must be nominated from ManCom to attend Whips meeting. That person cd come back to ManCom while Whips meeting in session to confirm details.

Meyer

Re. last pt.: necessary that CA take strong position that cancellation of parlia. sessions next wk. shd. not cut into CA's Mon. & Fri.s, except the 2 Fridays already i.d.

Mossa

Attend to 3.1.7

Ramaphosa

Meyer

Quered, was added to 5.3: Understanding was, before any adverts accepted, wd. come back to ManCom.

Ibrahim

Subcomm did meet w/ TC Chairperson & decision was made re. advert.

Yesterday at 16h00 after advertisers ^{presented} showed advert to TC. No report back as yet.

Rama

De. says Chairpersons, Sithole & TC Chair in sub-comm. wd. meet & report back to MC. So will come back to MC. Meyer correct.

Minutes adopted

3. Matters Arising

From 3.1.7

Mossa

rep. MC on Whips' Mtg. Proposed Wissel's Meeting agreed.

Wissel

Accepted

Wissel.

Need to get Mandate from ManCom + Admin, clarify issue at Whips' Meeting, + confirm w/ ManCom.

Ramaphosa

Don't need to attend entire mtg. Just to deal w/ specific issue of CA.

4.1 C.A. Programme

Zbrahim

Need MC to confirm arrangement w/ date + time. So proposal in doc. needs careful consideration, esp. timing.

Vitjoen

Para 1.B Correction
~~at~~ Fri. 18 to Fri. 21 April

Wissel

Adjoins 5/5 meeting [i.d.] at 12h30. ManCom needs to look at impact of parliamentary shifts has on CA programme. We need a kind's eye view of what's happening, so interlocked to parliament. Need date for proper discussion on the programme.

Ramaphosa

Meetings as set out:

Mossa

Sought confirmation re. Monday Man Com meetings Cabinet schedule changes w/d. require Mossa + Meyer to be in Pretoria Mondays. Asked that Man Com just be on Thurs. Thursday.

Ramaphosa

Yes: TCs on Monday; MC on Thursday.

Zbrahim

Proposed
Don't rule on this, MC not meet on Mondays only when and as needed;

B/- gap b/w Man Com on Thurs + CC on Fri. Not long enough to inform CC. Might in emergency

W. B. Smith

need longer gap.

Ramaphosa

Agree. Don't put in schedule. But if urgent matter of Man Com needed, wd. be decided in Man Com & on what date.

4.2 → Meyer

Agreed:
8 May meeting w/ Business. Is there an alternative?

Ibrahim

Likes time as wd be in time that Man Com members cd. attend.

4.3 Ramaphosa

Free Market Foundation

Notes

Sizani

Why was submission sent to MC?

Wissel

TC filed a report. Also a comment on that report.
Admin query: re process, as ^{submit} report wd be considered
b/f report considered by CC.

Needs precedent.

Argues once TC completes report, sd be done, & all add. doc^s on the report to be forwarded to CC alongside CC for reference.

4.4 IFP

Meyer

Smith requested Man Com to attend to things w/ it doesn't have authority to do.

Asks that letter be referred to CC. as ^{parise} during CC.

Preferably in such a way that wd. be discussed in presence of IFP

Viljoen

You MC not an appeal division
Asked Chairman to discuss matter w/ Mr. Smith
to find solution before hand.

Ramaphosa

Wd. try again. Have tried already.

45. Jabling

Noted

V. Breda

Asked at last MC what use of doc. was.
Memo didn't help.
Not a useful doc. for CC.
2nd paragraph of doc. raises new issue: u.
research. If that is needed, isn't there a more
cost effective way of helping report research

Ebrahim

MC decided
- This is why doc. was developed &
at 1st MC mtg., tabled doc.s + Mr. Eyles -
Mrs Mabandla said don't look at all
corresp., - that parties + public needed
public record of receipt of corresp.
Jabling said ^{the} only public record of all people expressing
view of constitution - constitution-making.

V. Breda

Schedules have erred many times in not
having NP submissions
Need guarantee that such omissions not
happening to others.

Sprang

CA + UCT data bases only now starting
to function + can now get more accurate reports.

5.10.0.

1. NNTV

CA didn't expect flood (perhaps now 9,000), but data base will help greatly.

Ebrahim

Tabling doc. not cross-referenced to TC work. Not really working doc. for CC or TC, but for CA or public

Ramaphosa

V. Buda

What requests for submissions have come in.

Ramaphosa

Men Com did request this kind of doc.

V. Buda

Should we evaluate the document: what use is being ~~Reconsider~~ made of the Tabling Doc.

7

Ramaphosa

Asked Ebrahim, other Nam press, any requests?

Ebrahim

A few people have visited CA offices to peruse doc.s. But computer data base has seen 100% of people perusing the doc.s.

Rama.

Evaluate this in light of what V. Buda said, bear cost implications in mind as produce the doc.

Vatjrin

Constat. never a permanent doc. Consider the usability of the tabling doc. pers. ^{with whole range of views} This sd. we again have to look at the constat. again

4.6. Comm. Liaison

Meyer

27 May afterwards: ^{wd. come} apologies from Rugby fans

Rama.

Noted.

5. A.O.B.

1. NNTV

Ebrahim

Notes doc. tabled at meeting
For voting & discussion.

Ramaphosa

Notes

Vi. Agien

Recorded on a Sunday. Religious objections. Please
move to another day.

Jenani

Wd. investigate this.

Wissels

Re. launch - programme extremely good & politicians
on the programme did it proud. Done seriously,
with integrity & if that the standard of future
programmes, augurs well.

2. Broad Time Frame

Vi. Agien

Worried that lagging behind ⁱⁿ programme
PPP & CPMs cramped in to finish before 30 June.
12 May, let CA consider this. Wd. need to be
processed thru MC & CC.

Let matter be discussed MC 4/5 & 5/5 CC
to forward to CA on 12/5.

Spang

Present schedule endorsed today based on
previous MC evaluation, for this phase.
Next phase, when draft exists, meeting
wd. cont.

Ch Needs confirmation as early as possible to
properly plan the event & not wait until mid
May.

Wissels

Some good points have happened ^{some} guidelines w. cost effectiveness
given.

And to move beyond this phase.

Chair:

Let debate proposed by Vijen happen w/o threatening those
Ch wants proposed today, given guidelines.

Present:

Ch
Can't stop - start event

Apologues:

But Ch proceed, w/in guidelines for cost effectiveness.

Attendance:

D 9h00

M. Spang, L. Zander, P. Lillienfeld, G. Grob,
M. Hain, M. Hain, M. Hain, M. Hain

Apologues: to 20 minutes late
Request authority to provide until M. Lampson

Apologues: M. Hain
M. Hain

Minutes received

Agenda

2. Minutes

[Eglin]

3. Minutes arising

[Eglin]

Agenda
B.I. Business Meeting

Management Committee
4 May 1995

Chair:

C. Eglin (presiding)

Present:

BS Mabandla, CW Eglin, KR Heshoe, CL Viljoen, R. Sizani,
A. v. Breda,

Apologies:

MV Moosa

Attendance:

H. Ebrahim, M. Spang, L. Zondo, P. Lilienfeld, G. Grové,
M. Mdziba, N. Msizi, + M. Keegan

Eglin

Apologies - Mr. Ramaphosa: to be 20 minutes late.
Requested authority to preside until Mr. Ramaphosa
arrived.

Eglin

Agreed.

Eglin

Note: Apologies Mr. Moosa.

Documents: Received.

2. Minutes

Eglin

Requested comments.

V. Breda

Proposed adopted.
Authorised

Eglin

Agreed.

3. Matters Arising

Eglin

Add to Agenda

8.1. Business Meeting

8.2. Meeting w/ US Legislators

Noted:

IFP letter: not on agenda for CC pending discussions of Chair w/ IFP.

Agenda: Additions

Noted

8.1

8.2.

Agenda adopted w/ those two items.

CPM Programme. Assumes same as 2 May doc.

Queried: 13 May, meeting in Ngunaguna Natal. Is it advisable to proceed?

Meyer

Eglin

Ibrahim

Admin
Considered Rio. As per instruction w/ Man Com, all CPMs held in co-op w/ prov-govt. In Rio instance, received no co-op. Wrote to prov. premier last week for asst. & co-op. No response yet received. Believes this meeting shouldn't be held in Rio area, but ⁱⁿ another venue, so as not to prejudice Natal.

Eglin

Note, meeting in Newcastle + Hamersdal. Agreed to adjust schedule in light of report Director.

4. Resignation of Dora Ibrahim

Eglin

Recorded at Man Com to enable sub-com to consider the matter in consultation w/ affected TC.

For Noting + to reconvene Sub-Com.

Core Gp. sd. consider whether replacement needed. To recommend to Man Com.

Agreed.

5. TC Report

Eglin:

Admin. recommended be forwarded to CC for discussion.

Agreed.

6. Drafts

Ibrahim

Admin recommended be forwarded to CC for discussion

Report before CC w/ instructed it be drafted + drafts be considered by CC.

Meyer

2 drafts: Has TC considered both drafts + commented? Sd TC look at both drafts 1st?

Ibrahim

These members could reach / Core group ^{were} ~~was~~ satisfied that matter be forwarded to CC.

Eglin

Will there be a debate on the merits of the 2 reports.

Spay

Drafts from Tech. Advisors. TC hasn't drafted

either a or b happy

Eglin

Clarify w/ Core Gp. that it is happy to proceed in this way.

Chelene

CC instructed drafting before w/ had to go back to TC.
Procedure needs to be clarified -

Tell TC that CC requested drafts.

Ramaphosa in Chair

Eglin

Summarised discussion & gave chair to Mr. Ramaphosa.

Ramaphosa

Eglin to cont. chairing.

Sizani

2 reports: did adopt guidelines w/ were procedures. In this, Tech Comm did initial draft.

Who asked Law Advisors to draft.

Ibrahim

TC5 1st draft to be produced.

Man Com instructed Law Advisors to look at report w/ view of draft knowing Tech Advisors w/ draft.

Meeting b/t LA & TC did take place.

Differences will be explained.

2 drafts to Core Gp. w/ believed it wasn't a TC matter, but CC matter.

Then, parties cd. argue their positions re. either draft, w/ view that 2 drafts cd. be merged.

Grossi

Tech Ad. produced draft in classical style. Don't know if is acceptable to CC, given debate on format & style. To facilitate discussion, produced alternative draft, so CC can compare 2 texts & decide on format & style.

Meyer

If that is aim, sd. take both drafts to CC, to compare them & have upfront decision by CC to assist the process & refine procedure to be used hereafter.

look at concept of format & style.
+ Refer matter back to Tech Com. for refining & detail.

Eglin

Law Advisors

Tech Comm - TC. Is TC satisfied that the Tech Comm. reflects TC's views, or is it bypassing TC & going straight to CC

Ramaphosa

TC looks quite happy that both drafts go to CC. Sizani right: undesirable to have 2 reports forwarded. But, b/c this is a broader question as phrased by Meyer, both sd. be forwarded. Conceptual matters sd. be settled at beg.

Hasn't received much attention, needs to be addressed & He gives CC an opport. to do this.

Ramaphosa + Wissels talking to panel, seeking advice on style CC needs to agree to for Constit. They're presenting a doc. w/ will present to Man Com to forward to Constit - Com. Wd deal w/ lang, style, issues

Eglin

w/ ed. go into content.
So the (2 doc.) debate beg. of debate to be advanced by Panel.

7.28.86 Meyer

Would the 2 doc. discussions not pre-empt the Panel's doc. ?

Eglin

Tomorrow's debate: hopes not on style, but on issues outstanding.

Ramas

Tomorrow's wed. focus on substance.
Panel's doc. wd. be much broader. Meeting Panel today. Believes their doc. wd. be available to Man Com only next week.

Slzani

Satisfied. Problem still exists: who does the initial drafting. IFP argued role of state law advisors. According to prop., they were to clean up after Tech. Advisors did the draft. Worried about competition w/ might lead to conflict.

But in this instance, where ① style + ② substance

Chabane

Partly covered. ^{disagreement} of conflict arises when going through drafts, sd. advisor Tech. Comm.

Initially said CC to deal w/ content then draft; changed so ^{initial} drafting + report to CC: imp. of style wd. then be basic issue for debating matters w/ ed. later be refined.

* Let a to advise Tech Comm or Man Com.

Eglin

contentious?

Proposed: proceed. Doesn't mean will be drafted. Part on Man Com's request to intervene to provide focus to matters in report.

Eglin

clarity.

w/ Pambis report, re-examine procedure for drafting report.

7. CPG Report

Eglin

How to process these reports.

Ebrahim

to far, received reports - CPG, B/c of prescribed
 rla. w/ CA, upon receipt, addressed letter to relevant
 TC advising them the preliminary reports & needed
 to give them the necessary attention as instructed in sec.
 164.

Forwarded to Man Com & Com Com to note & ensure they
 receive the relevant status & attention required.

Also received submission to Volkstaat Road. Advised TC
 & will table them w/ Man Com & CC

Eglin

Note
 Going thru credit, process of recognizing their reception -
 forwarded to TC.

Chelms.

Queried

Is the proper synchronization? e.g. w/ Volkstaat Road.

Eglin

TC2 deferred discussion in priv. - Volkstaat
 pending receipt of these 2 reports (CPG + Volkstaat)

81 A.D.B.

8 May 1st: CA + sector: Business
 Extending invitation

Docs available - people can enquire
 w/ Admin if want them.

Eglin

12/13 May Trad Anth.

15 May Children

27 May Reli.

28 May Youth

3 June Labour

4 June Women

Mabanda

Venue: Trad. Leaders:

Eglin

Old Assembly

Kiljien

Planning date - considering whether TC's can go.

Eglin

Wd. have precedence over TC.

Ranaphosa

Problem: Trad. Leaders: begin at 14h00 on day CC may meet whole day.

Note

Wd. want to request that CC members who wish to go to Trad. Leaders, they sd./appt. alternate for TC.

Eglin

Asked members to discuss these meetings.

8.2 Mtg. w/ Legislators -

Abraham:

15 May 12h00

Notifying: ManCom members who are available.

Eglin

Informed mtg? Wd. adjourn + have informal mtg.
w/ those Man Com members available.

Chair: Ramaphosa

Queried agenda? Subject?

Ramaphosa

Concerned re. adjournment.

Eglin

B/c is informal

Ramaphosa

Opposed to adjourning own mtg. Wd oppose the precedent
Sd. be simply informal mtg., perhaps not in normal
Man Com mtg time. Sdnt be compulsory to meet then.

Eglin

Agreed: single "informal Mtg".

Meyer:

Tomorrow's CC agenda. Matter raised by NP sd to w/drawn.
Remove: Application Constit. Principles.
Suggests it be w/drawn.

Eglin

Agreed. Hold over until more approp. occasion.

9. Clouse

9h55.

Management Committee Meeting
11 May 1995

Chair: Ramaphosa

Present: L. Meyer, A. v. Brak, R. Sizani, C. Viljoen, P. Groenewald, K. Mesher/L. Green
Chebana, Moor, Zylin.

Apologies: Absent G. Viljoen (excused by gm. Groenewald), Wisseb

In Attendance: M. Mziba, G. Grov, Peter Likhophel, L. Zondo, M. Spang,
Panelists: Kuyper, G. Erasmus, J. v.d. Westhuizen
P. Selibe-Ncholo; N Msihi, M. Kuyper, A. Ebrahim

Opened 8:08

~~Matters Agenda:~~
Ebrahim

9.1
AOB: Spica fund

3.1
Matters arising: Reorganisation of Prof. Dlova.

2. Mminutes:

Adopted

3. Matters arising
3.1 Ebrahim

Para. 4 Minutes: Res. Prof. Dlova.

TZ2 discussed - matter + recommended

his replacement:

Dunisa Nsabezi

to appt. tech experts.

Matter to be referred to sub-comm. to advise
Man Com to refer to CC, w/ according
to resolution is only body w/ ed appt.
experts.

Agreed.

H. Panel of Experts

Ramaphosa

Notes doc. raised last week.

Invited some Panel members to make a presentation.

Prof Erasmus:

Spoke to 2 doc.s:

1st Synopsis 6-7

2nd Submission 8-19

Out esp. synopsis.

- Identified Constitutional imperatives from variety of sources - to contain all instruments typical of const. state; certain values must be reflected + human rights to be protected; + socio-eco. transformation begun must be completed.
- Constitution a unique doc. - not normal legislation
- Can justify why CA process is as it is, but
 - o) to TCs, each w/ diff. parties, might not be as integrated as possible
 - o) certain dynamics developing in TCs. e.g. "State of Emergency" in sections on military - or Bill of Rights + lacking of integration of discussion
- If parties can agree these criteria set out must needs, wd. be more integrated + debate b/t parties cd. focus on detail included as set out by criterion.

Give example

Subj. unifying basic questions: reduced to 4

- 1) Does Constit. State require inclusion of a topic, (a) whether to protect const., (b) nec. to effective gov't, or (c) required b/c of const. principles, or dealt w/ in another section.

Nd. do away w/ some controversies v whether a matter sh. be included in const., + wd. remove some sensitivity as to whether const. as set out wd. fully protect people.

Brought agreement on Dis:

Re. language - basic feeling, wd go beyond belief in style to believe it is a right of access, for lang. to be simple, elegant + understandable to people. So wd. be written in diff. lang. than legislation.

v. d. Wetherizer

Pt. ed mt 2 para. : on p. 10 para 1.3:
a on p. 15, para. 5.1

Not trying to prescribe contents of const., but criteria for technical aspects of what sh. be included. Used ex.s which they hoped weren't controversial, e.g. Const. Court (see p. 15).

On, Human Rights Commission: in theory not essential to concept of const. state, but if you look at SA context, it may be vital to effect transformation.

or "Equality": is a full list needed? closed or open-ended?
Depends on where future decisions are to be made - in courts or in legislation.

Re. Language: not fully explored yet. Attempts so far commendable. There is a science behind it.
Queried whether to involve linguists or more scientific people here.

Queried: doc. cd. be amended, but what is its purpose.

Processing:

Some members need to have early.

CC: Shd. comprehensive discussion be deferred to CC?
Wd. allow a broader section of people to discuss it.

MC: How, only raise matters of clarification?

Agenda:

Requested pts. of clarification.

[None raised]

Man Com wd say, this new part of CA doc. shd be forwarded to CC for discussion as set out in Agenda

Eglin

Concern

Who gives effect to these recommendations.
Doc. suggests a joint committee.
But who will draft & ensure drafting wd. occur.

Rama.

~~Proposal~~

Discuss once Ben's broad acceptance [in cc].
Proposed: Then Man born cd. be asked to act on recommendations set out in doc. + act on 'd.

nd:

Propose

Entire drafting process underpinned by Panel's recommendation.

Thanked Panel for acting so speedily.

5. FF Memo

Viljoen

Spoke to

Memo. on pp. 20-21: spoke briefly to memo.

Not just a FF view. Submitting for ^{at length} discussion.

Has possible dramatic consequences - not recommendations, just ideas.

Focused on deduction 3: on Impact of IFF actions. Fed for all inclusive solution.

Doesn't want quick discussion, but over the coming meetings.

Ramaphosa:

Proposes ⁽¹⁾ rearrangement of how discuss matters + tone ⁽²⁾ frame. Requested proposals or views.

Meyer

Prop:

Context of proposal, FF like other parties have seriously considered process. This helpful. Perhaps asked Chair + Dep. Chair to look into matter + give their report. on progress + propose at next meeting. or at a future meeting.

Rama

Restatement

Proposal: Champions to evaluate + offer proposals, esp. re progress in TEs. But doc. raises issue of IFF as well.

Green

Re. evaluation of CA work, in response to FF suggestion - needs to be attended to.

Valjean

Agrees w/ Meyer.

Believes Deduction 2: Ask Panel to consider the clearly discernible trends. Wd. make good use of them, despite delays b/c of IFF

Sizani

Agrees in part. 3 April Chairperson's Evaluation. Wd. it be useful to get another or soon.

But progress is being made.

Doesn't believe that a change or rearrangement in Panel cd. happen.

Re. process: see how to tighten up & speed up. But doesn't see why rearranging topics sd. happen.

Chabane

Doc. shows Manon on its obs.

Re. IFF: it looks like it will be resolved. Absence from

IFF: (1) They cannot argue their case. But there is doc. on their views for matters now being discussed.

(2) They attend public hearings.

So IFF not completely absent. Following up, so when return can get reintroduced.

Wd. be a mistake to attend to local govt 1st, part. w/ IFF absent.

Agrees Chairperson's sd. re. evaluate, but w/in context that progress is being made.

Queen

Look at recommendation in terms of time constraints.
If going to restructure, wd have major impact on time constraint. Must be considered.

Ramphosa

Mayor's proposal that Commissioners look into matters, taking into account what said at MC.

Reported - report being finalized. Wd take into account prop. by ~~MC~~ to be presented next week.

6. Tabling 6.1

For noting

7. Tabling 6.2

For Noting

8. Volkstaatsraad
Submissions

For noting pp. 76 - 130

Queen's issues

9. A.O.B. *Uzija*

Ebrahim:

Remind ① MC members - visit by US legislators
Vlt 12h00 Monday.

② Trad. Authorities 12/13 May Public Hearing
in New Assembly Chambers

③ 13 May Public Hearing on Children's
rights.

Uzija

Apologies for CC → Trad. Auths.

Ramphosa

Wd excuse CC members who had to attend

Had. Antitrust meeting, but sd. find almost.
but now not getting Judiciary report, it seems.
Might finish by ± 13h00 - 14h00.

Suzini

Excusing whole SAC from CC meeting.

Woods

Whips Meeting:

Explained they have a diff. culture

- 1) CC meeting as agreed + next CA next week.
- 2) 2 free Fridays for budget votes:
2 June + 9 June

Cl. use those days for other work: mtg.
sd. + finished before Nat'l Ass. convenes.

- 3) Parlia. also needs 19 June (Mon.) +
wd give CA in return Wed. 14 June +
Thurs. 15 June.

- 4) Re. 2 weeks till end of June. In corresp.
offering last wk. of June.

Parliament says want complete cycle of
discussion re. budget by 22 June.

Then members complain about evening sessions.
If CA gives them the week, they wd.
give CA 31 July ⇒ 6 Aug.

If don't accept that, means Parlia. will not
adjourn on 30 June + instead on 6 July;
or Parlia. wd. have to break its cycle.

Agreed

Zylin

sd. have been considered when Parlia. took extra wk at Easter

Meeting adjourned 09h03.

