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[2] NC

MEDIA STATEMENT AFTER THE MEETING OF THE NEGOTIATING COUNCIL OF 30 MARCH 1993

1. The Multi-Party Negotiating Council met on Tuesday 30 March at 09h30 at the World Trade Centre.
2. The following decisions were taken:
 - 2.1 A **Panel of Chairpersons** to chair meetings of the Negotiating Council and the Negotiating Forum on a rotating basis, was agreed upon. This panel consists of:
 - * R Cronje
 - * D de Villiers
 - * PJ Gordhan
 - * L Landers
 - * MJ Mahlangu
 - * FT Mdlalose
 - 2.2 The composition of the **Planning Committee** was confirmed. The following persons serve:
 - * B Alexander
 - * R Cronje
 - * C Eglin
 - * PJ Gordhan
 - * FT Mdlalose
 - * RP Meyer
 - * MC Ramaphosa
 - * J Slovo
 - * Z Titus
 - * M Webb
 - 2.3 It was agreed that at the first meeting of the Negotiating Council after Plenary sessions, the composition of the Planning Committee should be reconsidered, bearing in mind the element of continuity, balanced representation and rotation. This applies to the panel of Chairpersons as well.
 - 2.4 It was decided that in accordance with agreed guidelines, the Consultative Business Movement will set up a separate **Administration** for the Multi-Party Negotiating Process at the World Trade Centre. This will be reconsidered just before the first Plenary session.
 - 2.5 A document containing **Standing Rules** for the Multi-Party Negotiating Process were adopted. These will be made available to the media.
 - 2.5 With regard to **New Participants** it was decided to refer this issue back to the Planning Committee to submit recommendations to the next meeting of the

Negotiating Council.

It was agreed that a letter be sent out to the new applicants noted that this issue is still under consideration and will be resolved as soon as possible. It should be noted that no observer status will be granted to new applications at this time and that unfortunately the same courtesy as at the Planning Conference cannot, under the circumstances, be afforded to them at this meeting of the Negotiating Forum.

It was further agreed that the same **International Observers** as have been invited to the Planning Conference, should again be invited.

- 2.6 A Draft **Agenda** was decided upon for the Multi-Party Negotiating Forum, for ratification by the Forum. This is included with this statement.
- 2.7 With regard to **media arrangements** for the Multi-Party Negotiating Forum, the following were decided:
- 2.7.1 The Forum will be fully open to the media.
- 2.7.2 A Communications Committee, consisting of one representative per party/organisation/delegation, will meet on Wednesday at 10h00 to consider other media related issues and guidelines.
- 2.8 The following was agreed with regard to **women representation** within the Multi-Party Negotiating Forum:
- | | | |
|--------------------------------|---|--|
| Within the Plenary | : | All delegations for the Plenary must include women. |
| Within the Negotiating Forum | : | The Delegation of the Forum be increased to four delegates and two advisers with the prescription that at least one woman be included as a delegate. |
| Within the Negotiating Council | : | Delegations are entitled to expand their delegates to 2, one of whom must be a woman. The number of 2 advisers remains. |
- 2.9 The issue of the **name of the process** was referred back to the sub-committee of the Planning Committee.
- 2.10 With respect to the **admission of the media** to the meetings of the Negotiating Council, it was decided in principle that the media should be admitted, subject to the fact that the Negotiating Council can have "in committee" sessions on specific issues. This matter was referred back to the Planning Committee for detailed recommendations.

- 2.11 On the issue of **violence**, a mandate was given to the Planning Committee to submit recommendations on how to structure the discussion on violence within the Negotiating Forum (1 & 2 April) to the satisfaction of all parties taking into account the effects of violence on the negotiations process.
- 2.12 With regard to **CODESA Agreements**, it was decided that a sub-committee will draft a Consolidated Document for consideration and discussion by the Negotiating Council. A summarising report will be presented on the CODESA agreements for the consideration of the Negotiating Forum.

DRAFT AGENDA FOR THE FIRST MEETING OF THE MULTI-PARTY NEGOTIATING FORUM TO BE HELD ON THURSDAY 1ST APRIL AND FRIDAY 2ND APRIL 1993 AT THE WORLD TRADE CENTRE

- 1. Moment of silence**
- 2. Opening statement by Chairperson**
- 3. Confirmation of Agenda**
- 4. Mechanisms and procedures**
 - 4.1 Standing Rules**
 - 4.2 Name of the Multi-Party Negotiating Forum**
 - 4.3 Composition and structure of the Multi-Party Negotiating Forum**
 - 4.4 Participation**
- 5. Violence and its impact on the Negotiating Process**
- 6. The Transition process**
 - 6.1 CODESA agreements and the accommodation of those participants who were not in CODESA**
 - 6.2 Phases of the transition**
 - 6.3 The role of the International Community**
- 7. The way forward and instructions to the Negotiating Council concerning constitutional issues**
- 8. Closure**

**STANDING RULES OF PROCEDURE FOR THE MULTI-PARTY
NEGOTIATING PROCESS**

1. Application

These Rules of Procedure apply at Plenary meetings and at meetings of the Negotiating Forum and the Negotiating Council.

2. Participants

The participating parties entitled to be represented at meetings are those listed in the List of Participating Parties annexed hereto. The Negotiating Forum can add parties to or delete parties from the list, on the recommendation of the Negotiating Council. Observers can be admitted as decided.

3. Delegates

3.1 Each participating party shall be entitled to be represented by:

3.1.1 Ten delegates at Plenary meetings;

3.1.2 Three delegates and two advisers at meetings of the Negotiating Forum;

3.1.3 One delegate and two advisers at meetings of the Negotiating Council; the leader of the delegation can appoint an adviser to take his/her place as an alternate if necessary.

3.2 Each participating party shall submit and register the names of its delegates and advisers with the [name of the forum] Administration.

3.3 Advisers can be substituted at any time provided that the substituting advisers are registered with the Administration in advance and that the leaders of the delegations notify the Chairpersons whenever an adviser is substituted during the course of a meeting.

- 3.4 In the event of a dispute concerning the credentials of a delegate or an adviser, the issue will be decided by the meeting itself upon the receipt of a factual report and recommendation of the Planning Committee.**

4. Agreements and Decisions

- 4.1 All agreements are to be arrived at and decisions taken by general consensus.**

- 4.2 If general consensus cannot be achieved, the method of sufficient consensus will be used.**

- 4.3 Sufficient consensus means that:**

4.3.1 There is a lack of general consensus;

4.3.2 There is enough agreement from enough participating parties to enable the process to move forward;

4.3.3 Parties who disagree can record their objections or rejections formally, but will, in the spirit of cooperation, not hinder the process from going forward.

- 4.4 The ruling that there is consensus/sufficient consensus or not, shall be taken by the Chair in his/her discretion, however:**

4.4.1 Before ruling that there is sufficient consensus or not, the Chair shall ensure that the disagreeing parties, especially those who consider themselves materially affected, as well as the meeting, shall have had sufficient opportunity to utilise a variety of mechanisms in order to reach the widest possible consensus. In particular such mechanisms shall include adjournments to enable informal discussions between participants, setting up technical committees composed as the meeting deems appropriate for the particular matter under consideration, as well as allowing participants to consult their principals. The Chair and the meeting shall decide upon the specific mechanism/s on the basis of the nature of the issues around which the disagreement exists, with the view to arriving at consensus/sufficient consensus. These mechanisms are intended for resolving substantive issues and not for formal and administrative decisions.

4.5 The ruling that there is consensus/sufficient consensus or not can however be challenged by any party who disagrees. The meeting will then deal with it as is appropriate.

5. Quorum

The Chair may declare a meeting open and permit the debate to proceed when delegates of at least two-thirds of the participating parties are present

6. Speeches and interventions

6.1 Every delegate shall be entitled to speak

6.2 If a speaking order has been agreed upon, the Chair shall call the speakers in that order

6.3 In general, the Chair shall call on speakers in that order in which they signify their desire to speak. The Chair however, shall ensure that each delegation is afforded a reasonable opportunity to speak

6.4 The Chair shall apply the standard rules applicable to meetings, except as otherwise stipulated herein

7. Chairing of meetings

7.1 Plenary meetings shall be chaired by an independent Chairperson/s to be decided upon by the Negotiating Council

7.2 The Negotiating Forum and the Negotiating Council shall be chaired by a core panel of Chairpersons, appointed on merit and capability by the Negotiating Council from its own ranks and serving on a rotating basis

8. Minutes and Documentation

8.1 The proceedings of Plenary meetings shall be recorded and transcribed and copies of the transcript made available to all delegates

8.2 The proceedings of meetings of the Negotiating Forum and Negotiating Council shall be recorded in full, but only agreements and decisions shall be minuted

9. Media

9.1 All Plenary meetings and meetings of the Negotiating Forum shall be open to the media

9.2 The Negotiating Council shall itself decide on whether, and if so which of its meetings shall be open to the media

10 Amendment of the Rules of Procedure

10.1 These Rules of Procedure can be amended by the Negotiating Council