

THESE MINUTES ARE CONFIDENTIAL AND RESTRICTED TO MEMBERS OF THE PLANNING COMMITTEE AND THE NEGOTIATING COUNCIL.

**MINUTES OF THE MEETING OF THE PLANNING COMMITTEE HELD ON 29 APRIL 1993 AT 12H30 AT THE WORLD TRADE CENTRE**

- PRESENT:
- B Alexander
  - R Cronje
  - C Eglin
  - PJ Gordhan
  - FT Mdlalose
  - RP Meyer
  - MC Ramaphosa
  - J Slovo
  - Z Titus
  - M Webb (Chairperson by rotation)

**1. Moment of Silence**

A moment of silence was observed by all members.

**2. Welcome and Attendance**

2.1 All members were welcomed.

2.2 Apologies for late arrival were noted from:

- PJ Gordhan
- FT Mdlalose
- RP Meyer

**3. Ratification of Agenda**

3.1 The Agenda was ratified with the following amendments:

- \* The addition of Item 4.5 to read "An Election Date".

3.2 A question was raised with regard to the status of recommendations submitted by the Planning Committee. In this regard the following was noted:

3.2.1 In terms of the Terms of Reference for the Planning Committee, it has to "plan and submit recommendations on procedural and substantive

issues".

- 3.2.2 It was agreed that as individuals, members of the Planning Committee accept responsibility for procedural recommendations, but that this does not bind them as delegates of their respective parties/ organisations/administrations.
- 3.2.3 It was agreed that a member from the Planning Committee will present recommendations of the Planning Committee to the Negotiating Council. The choice of the member will depend upon the issue.
- 3.2.4 It was agreed that there be a general understanding between members of the Planning Committee that, if any member has a problem or reservation with an issue discussed in the Planning Committee, or any other issues, these should be raised and notice thereof be given in the meetings of the Planning Committee and not only in the meetings of the Negotiating Council.

#### 4. Substantive Issues

##### 4.1 Outstanding Constitutional Issues

4.1.1 A report was presented by the Sub-Committee.

4.1.2 After discussion the following was noted:

- \* It was agreed to draft a document entitled "Explanatory Memorandum". This was agreed to as a way to allay fears and to facilitate agreement to be reached.
- \* Contained within the Explanatory Memorandum should be an item outlining the understanding on how the Technical Sub-committees are set up.
- \* It was initially agreed to fax the memorandum to all participants, but due to time constraints the Planning Committee was unable to approve the final draft at this meeting. It was noted that the Planning Committee would meet briefly before the meeting of the Negotiating Council on Friday 30 April 1993. If any amendments were suggested at that meeting, they would be conveyed to the meeting of the Negotiating Council in the report on this issue.
- \* The report was accepted as amended to be tabled at the meeting of the Negotiating Council on Friday 30 April 1993.

- \* It was noted that the Report presents a way of moving forward procedurally.

#### **4.2 Guidelines for the proposed Technical Sub-Committees**

- 4.2.1 After discussion and taking into account that the deadline for submissions by participants was 17h00 on Thursday 29 April 1993, it was agreed that if the Sub-Committee can present a report at the meeting of the Negotiating Council on Friday 30 April 1993, encompassing the views of all submissions received, then it should be done. If the report is not ready an extension should be requested from the Negotiating Council for the receipt of the report.
- 4.2.2 It was noted that the receipt of the Guidelines should not delay the establishment of the proposed Technical Sub-Committees. The Technical Sub-Committees could begin work using the Guidelines that have already been established.
- 4.2.3 It was agreed to request the Negotiating Council to forward names of experts, to the Planning Committee, to possibly form part of the composition of the proposed Technical Sub-Committees. It was further agreed to request a mandate from the Negotiating Council that the Planning Committee compose the Technical Sub-Committees and report back to the Negotiating Council at the next meeting. The members of the proposed Technical Sub-Committees would be appointed on the basis of their expertise. It was agreed that R Meyer report on this issue to the meeting of the Negotiating Council.

#### **4.3 Recommendation on Violence**

It was agreed that the report as it stands is to be resubmitted to the meeting of the Negotiating Council.

#### **4.4 An Election Date**

- 4.4.1 It was agreed to submit a written proposal to the meeting of the Negotiating Council.
- 4.4.2 It was noted that R Cronje, FT Mdlalose and M Webb reserve their positions in this regard.
- 4.4.3 It was agreed that a brief meeting of the Planning Committee be held before the meeting of the Negotiating Council on Friday 30 April 1993 to finalise the proposal and to decide on whom presents the proposal to the meeting of the Negotiating Council. This was done, and, it was decided that J Slovo would present the report to the Negotiating Council. (See Addendum A)

5. **Procedural Issues**

Due to time constraints no procedural issues were discussed. It would be reported to the meeting of the Negotiating Council that the Planning Committee concentrated on the substantive issues and would deal with procedural issues in their own right at the next meeting of the Planning Committee.

6. **Agenda of and Report to the Negotiating Council**

6.1 It was agreed that, in addition the next Chairperson of the Negotiating Council, MJ Mahlangu, the Chairperson of the Planning Committee meeting of 29 April 1993 (M Webb) assist the Chairperson (L Landers) of the Negotiating Council. It was noted that although assisting the Chairperson, full speaking rights as the leader of the leader of his delegation will still be permitted.

6.2 After the addition of Item "5.3 An Election Date", the draft agenda for the meeting of the Negotiating Council was accepted.

6.3 With regard to the presentation of reports from the Planning Committee to the Negotiating Council the following was agreed:

6.3.1 Report on Constitutional Issues : M Webb assisted by the Sub-Committee;

6.3.2 Report on Violence : M Webb;

6.3.3 Report on The Transition Process : M Webb;

6.3.4 Report on An Election Date : J Slovo;

6.3.5 Procedural Issues : The Chairperson of the day.

7. **Administrative and Financial Matters**

It was agreed that these issues be deferred to the next meeting of the Planning Committee.

8. **Schedule of Meetings**

It was agreed to mandate the Administration to finalise this taking into account the following decision of the Planning Committee:

8.1 The Negotiating Council meeting on Friday 14 May 1993 will move to Tuesday 18 May 1993;

8.2 The Negotiating Forum will meet on Wednesday 2 June 1993.

9. **Closure**

The meeting closed at 18h15.

These minutes were ratified at the meeting of the Planning Committee of 3 May 1993 and the amended version signed by the Chairperson of the original meeting on ..14 May 1993

  
.....  
CHAIRPERSON

**DECLARATION OF INTENT ON THE NEGOTIATING PROCESS**

This meeting of the Negotiating Council, held on 30 April 1993 at the World Trade Centre

**1. Noting That There Is An Urgent Need To:**

- 1.1 Inspire confidence in the negotiating process and our ability to resolve our problems peacefully;
- 1.2 Offer a clear vision of the major milestones in the negotiating and transition process;
- 1.3 Create conditions which eliminate violence in South Africa;

**2. And recognising wide acceptance of the need for democratic elections in South Africa;**

**3. Therefore Commit Ourselves:**

- 3.1 To reach agreements on binding constitutional principles, the constitutional framework and the constitution-making process in terms of which elections will be held;
- 3.2 To provide for an adequate time-frame for the implementation of decisions on these matters and procedures for elections; and
- 3.3 To ensure that the negotiating process moves forward over the next five weeks to set the exact date for an election that should take place not later than the end of April 1994.