

1/4/2/2
PC [2]

THESE MINUTES ARE CONFIDENTIAL AND RESTRICTED TO MEMBERS OF THE SUB-COMMITTEE OF THE FACILITATING COMMITTEE AND THE FACILITATING COMMITTEE.

MINUTES OF THE MEETING OF THE SUB-COMMITTEE OF THE FACILITATING COMMITTEE ON 18 MARCH 1993 AT 08H30 AT THE WORLD TRADE CENTRE

- PRESENT:** B Alexander
R Cronje (Chairperson)
C Eglin
PJ Gordhan
FT Mdlalose
RP Meyer
MC Ramaphosa
J Slovo
Z Titus
M Webb
- T Eloff (Administration)
G Hutchings (Minutes)
- D Du Plooy (Financial Administration)

1. Chairpersonship and Welcome

- 1.1 R Cronje assumed the role of the Chair for this meeting. This was in accordance with the decision taken at the last meeting of the Planning Committee (9 March 1993) that the Chair be rotated on an alphabetical basis, using personal names.
- 1.2 It was noted that FT Mdlalose was present at the meeting as a substitute for Joe Matthews. It was further noted that although substitution was not in accordance with the decision of the Facilitating Committee (i.e. no substitution allowed in respect of sub-committees of the Facilitating Committee as members are elected on a personal basis and not a party/organisation/administration basis), it was agreed to allow FT Mdlalose to remain within the meeting under the following conditions:
- * That FT Mdlalose does not amend any decisions reached by the sub-committee of the Facilitating Committee at their last meeting; and
 - * That the Facilitating Committee would have to ratify the presence of FT Mdlalose at this meeting.

2. Ratification of Agenda

The agenda was ratified with the following additions:

- * That the issue of the Kwazulu Government be discussed under Item 5.2.5.
- * The addition of an item at the end of the agenda, to deal with the issue of the proposed report to the meeting of the Facilitating Committee.

3. Minutes of the Meeting of 9 March 1993

The minutes were adopted with the following amendments:

- 3.1 Item 3.3.2 refers. The heading should only read "Standing Rules".
- 3.2 Item 3.2 refers. The second paragraph should begin with "It should be taken into consideration" and "It was agreed" be deleted.
- 3.3 Item 6.1 refers. The last sentence of this item should be deleted and replaced with "This could be used as a foundation for discussion."
- 3.4 Item 3.6.2 should become Item 3.6.3 and a new Item 3.6.2 be added to read "This report would serve as a basis for discussion at the meeting of The Multi-Party Negotiations of 1 and 2 April 1993 on how the CODESA agreements can serve as a constructive foundation for further discussion in the negotiating process."
- 3.5 All references throughout the minutes to any of the proposed structures were deleted.
- 3.6 Addendum B, the section on the Multi-Party Negotiating Forum, the item on Chairpersonship the last sentence refers. A full stop should come after the word Council and the rest of the sentence deleted. In the first sentence the word "maximum" should be replaced by "approximately". The latter also applies to the Chairpersonship of the Negotiating Council.
- 3.7 Addendum B, the section on the Planning Committee, the item on Function refers. The word "substantives" in the second sentence should read "substantive".

It was agreed that these minutes, as amended, should be made available at the meeting of the Facilitating Committee of 18 March 1993.

4. Multi-Party Negotiating Forum

4.1 Logistical Arrangements

It was noted that the date of 1 and 2 April 1993 had already been agreed to in a previous meeting of the Facilitating Committee.

4.2 Numbers

It was noted that this issue had been discussed at the last meeting of the sub-committee of the Facilitating Committee under the proposed structures to be recommended to the meeting of the Facilitating Committee of 18 March 1993.

4.3 Venue

The venue for the Multi-Party Negotiating Forum will be the World Trade Centre.

4.4 Administration

4.4.1 It was agreed to recommend/propose that the present Administration (The Consultative Business Movement) continue up to and including 1 and 2 April 1993.

4.4.2 It was agreed to form an ad hoc sub-committee consisting of M Maharaj and SS van der Merwe to submit recommendations to the Facilitating Committee, through the sub-committee of the Facilitating Committee, for a decision to be taken with regard to the Administration after 1 and 2 April. The recommendations would encompass operational guidelines and procedures for the Administration and to further draft a contract to define explicitly the relationship between and the services of the Administration to the Multi-Party Negotiations.

4.4.3 The sub-committee can consult with T Eloff.

4.4.4 It was agreed that any party/organisation/administration could make inputs in this regard to the sub-committee.

4.5 Minutes and Recordings

It was agreed to recommend/propose the following to the Facilitating Committee:

4.5.1 All proceedings of the proposed Negotiating Forum and the proposed Negotiating Council are to be recorded and these recordings kept.

4.5.2 The minutes are acceptable in the present format.

4.5.3 The concept of notes could be used in the proposed Negotiating Forum for clarity.

4.5.4 Transcriptions will be made only of the Plenary session.

5. Procedural Arrangements

5.1 Name

In reporting back to the Facilitating Committee in this regard, the sub-committee will give a summary of the views expressed within the meeting as no agreement was reached on a possible name. It will be suggested that the Facilitating Committee take the various suggestions/views away for further discussion and a decision arrived at the next meeting of the Facilitating Committee before 1 and 2 April 1993.

5.2 Chairpersonship

5.2.1 It was agreed to defer the issue of the Chairpersonship of the Plenary to the next meeting of the sub-committee of the Facilitating Committee as consensus, due to time constraints, would not be achieved in this meeting.

5.2.2 It was agreed to request a mandate from the Facilitating Committee to enable the sub-committee of the Facilitating Committee to submit recommendations in respect of all the proposed structures.

5.2.3 It was agreed to propose that R Cronje and J Slovo are Co-Chairs of the meeting of the Facilitating Committee due to begin at 11h30 on 18 March 1993.

5.3 Agenda

This issue would be finalised at the last meeting of the Facilitating Committee before 1 and 2 April 1993.

5.4 Media

It was agreed to recommend the following to the Facilitating Committee:

5.4.1 That at the end of each meeting of the Facilitating Committee, a formal media statement would be drafted to be presented to the media, the basic elements of which should be approved by the Facilitating Committee.

5.4.2 It would further be recommended that the Chairperson of the meeting, assisted by two persons as nominated by the meeting would present the statement of the Facilitating Committee to the media.

5.4.3 It was noted that no media statements concerning

proposals/recommendations should come out of the sub-committee of the Facilitating Committee.

5.4.4 Joe Slovo notified the meeting, that during the meeting of the Facilitating Committee, he would put on the agenda the issue of proposed media participation at the level of proposed Negotiating Council onwards.

5.5 Standing Rules

5.5.1 A report from the sub-committee was presented and tabled at the meeting.

5.5.2 It was agreed to take the issue of the composition of the Facilitating Committee back to the Facilitating Committee for a decision. Another possibility was for the Facilitating Committee to refer the issue back to the sub-committee. The Facilitating Committee should be made aware of the differing views within the sub-committee of the Facilitating Committee. The possibilities are:

- * As proposed (1 delegate and 1 adviser);
- * 1 Delegate, 2 advisers;
- * 2 Delegates, 1 adviser;
- * 1 Delegate, 2 advisers (of which one should be female).

5.5.3 After discussion, it was agreed to formally table the report, with amendments, at the meeting of the Facilitating Committee.

5.6 Participation

5.6.1 A report was tabled by the sub-committee in this regard.

5.6.2 It was noted that although the sub-committee had not been requested to submit recommendations, proposals and suggested criteria in this regard, the sub-committee of the Facilitating Committee within this meeting has formally requested the sub-committee to submit recommendations, proposals and suggested criteria to the sub-committee of the Facilitating Committee, who in turn will make recommendations, proposals and suggest criteria to the Facilitating Committee. This report would be drafted in time for the meeting of the Facilitating Committee on 18 March 1993.

5.6.3 The list of submissions from new applicants should be formally tabled at the meeting of the Facilitating Committee of 18 March 1993.

5.6.4 It was noted that the issue of participation would not be able to proceed further until the criteria had been formally established.

5.7 CODESA Agreements

- 5.7.1 A report in this regard was tabled with the meeting and various points highlighted.
- 5.7.2 It was agreed to request the sub-committee to submit recommendations as to how to take the process further and how to accommodate and take into account the views of the parties/administrations/ organisations who did not form part of CODESA.
- 5.7.3 Due to time constraints this issue was deferred to the next meeting of the sub-committee of the Facilitating Committee. It was, however, agreed that the report will be tabled at the meeting of the Facilitating Committee.

5.8 The Transition Process and its phases

This issue would be accommodated within the recommendations as presented by the sub-committee on the CODESA agreements.

5.9 The Role of the International Community

It was agreed to defer this issue until the next meeting of the sub-committee of the Facilitating Committee.

5.10 Functioning of the First Meeting

It was agreed to defer this issue until the next meeting of the sub-committee of the Facilitating Committee.

6. Other Issues

6.1 Sub-Committee of the Facilitating Committee

- 6.1.1 If all the proposed structures are agreed to, the sub-committee of the Facilitating Committee would be known as the Planning Committee.
- 6.1.2 On the composition of the Planning Committee, it was agreed to recommend to the Facilitating Committee the same persons who were members of the sub-committee of the Facilitating Committee as is.

6.2 Report to Facilitating Committee from the sub-committee

- 6.2.1 It was agreed that all the reports as prepared by the sub-committees be formally tabled and presented to the meeting of the Facilitating Committee of 18 March 1993.

6.2.2 It was further agreed that a written report from the sub-committee of the Facilitating Committee, in respect of the Logistical Arrangements, would be tabled at the meeting of the Facilitating Committee.

6.2.3 It was agreed that the Co-Chairs verbally present the balance of the report to the meeting of the Facilitating Committee of 18 March 1993.

7. **Future Meetings**

- * Planning Committee - 26 March 1993 at 08h30 - 13h00.
- * Planning Committee - 31 March 1993 at 16h00 - 20h00.

8. **Closure**

The meeting closed at 11h30.

These minutes were ratified at the meeting of the Planning Committee of 26 March 1993 and the amended versions signed by the Chairperson of this meeting on 26 March 1993.

.....
CHAIRPERSON

THESE ARE DRAFT MINUTES. THEY ARE CONFIDENTIAL AND RESTRICTED TO MEMBERS OF THE SUB-COMMITTEE OF THE FACILITATING COMMITTEE AND THE FACILITATING COMMITTEE. THEY ARE SUBJECT TO RATIFICATION AT THE NEXT MEETING OF THE SUB-COMMITTEE OF THE FACILITATING COMMITTEE.

DRAFT MINUTES OF THE MEETING OF THE SUB-COMMITTEE OF THE FACILITATING COMMITTEE ON 18 MARCH 1993 AT 08H30 AT THE WORLD TRADE CENTRE

- PRESENT: B Alexander
R Cronje (Chairperson)
C Eglin
PJ Gordhan
FT Mdlalose
RP Meyer
MC Ramaphosa
J Slovo
Z Titus
M Webb
- T Eloff (Administration)
G Hutchings (Minutes)
- D Du Plooy (Financial Administration)

1. Chairpersonship and Welcome

1.1 R Cronje assumed the role of the Chair for this meeting. This was in accordance with the decision taken at the last meeting of the Planning Committee (9 March 1993) that the Chair be rotated on an alphabetical basis, using personal names.

1.2 It was noted that FT Mdlalose was present at the meeting as a substitute for Joe Matthews. It was further noted that although substitution was not in accordance with the decision of the Facilitating Committee (i.e. no substitution allowed in respect of sub-committees of the Facilitating Committee as members are elected on a personal basis and not a party/organisation/administration basis), it was agreed to allow FT Mdlalose to remain within the meeting under the following conditions:

- * That FT Mdlalose does not amend any decisions reached by the sub-committee of the Facilitating Committee at their last meeting; and

- * That the Facilitating Committee would have to ratify the presence of FT Mdlalose at this meeting.

2. **Ratification of Agenda**

The agenda was ratified with the following additions:

- * That the issue of the Kwazulu Government be discussed under Item 5.2.5.
- * The addition of an item at the end of the agenda, to deal with the issue of the proposed report to the meeting of the Facilitating Committee.

3. **Minutes of the Meeting of 9 March 1993**

The minutes were adopted with the following amendments:

- 3.1 Item 3.3.2 refers. The heading should only read "Standing Rules".
- 3.2 Item 3.2 refers. The second paragraph should begin with "It should be taken into consideration" and "It was agreed" be deleted.
- 3.3 Item 6.1 refers. The last sentence of this item should be deleted and replaced with "This could be used as a foundation for discussion."
- 3.4 Item 3.6.2 should become Item 3.6.3 and a new Item 3.6.2 be added to read "This report would serve as a basis for discussion at the meeting of The Multi-Party Negotiations of 1 and 2 April 1993 on how the CODESA agreements can serve as a constructive foundation for further discussion in the negotiating process."
- 3.5 All references throughout the minutes to any of the proposed structures were deleted.
- 3.6 Addendum B, the section on the Multi-Party Negotiating Forum, the item on Chairpersonship the last sentence refers. A full stop should come after the word Council and the rest of the sentence deleted. In the first sentence the word "maximum" should be replaced by "approximately". The latter also applies to the Chairpersonship of the Negotiating Council.
- 3.7 Addendum B, the section on the Planning Committee, the item on Function refers. The word "substantives" in the second sentence should read "substantive".

It was agreed that these minutes, as amended, should be made available at the meeting of the Facilitating Committee of 18 March 1993.

4.

Multi-Party Negotiating Forum

4.1 Logistical Arrangements

It was noted that the date of 1 and 2 April 1993 had already been agreed to in a previous meeting of the Facilitating Committee.

4.2 Numbers

It was noted that this issue had been discussed at the last meeting of the sub-committee of the Facilitating Committee under the proposed structures to be recommended to the meeting of the Facilitating Committee of 18 March 1993.

4.3 Venue

The venue for the Multi-Party Negotiating Forum will be the World Trade Centre.

4.4 Administration

4.4.1 It was agreed to recommend/propose that the present Administration (The Consultative Business Movement) continue up to and including 1 and 2 April 1993.

4.4.2 It was agreed to form an ad hoc sub-committee consisting of M Maharaj and SS van der Merwe to submit recommendations to the Facilitating Committee, through the sub-committee of the Facilitating Committee, for a decision to be taken with regard to the Administration after 1 and 2 April. The recommendations would encompass operational guidelines and procedures for the Administration and to further look at the need for a contract to define explicitly the relationship between and the services of the Administration to the Multi-Party Negotiations.

4.4.3 The sub-committee can consult with T Eloff.

4.4.4 It was agreed that any party/organisation/administration could make inputs in this regard to the sub-committee.

4.5 Minutes and Recordings

It was agreed to recommend/propose the following to the Facilitating Committee:

4.5.1 All proceedings of the proposed Negotiating Forum and the proposed Negotiating Council are to be recorded and these recordings kept.

4.5.2 The minutes are acceptable in the present format.

4.5.3 The concept of notes could be used in the proposed Negotiating Forum for clarity.

4.5.4 Transcriptions will be made only of the Plenary session.

5. **Procedural Arrangements**

5.1 **Name**

In reporting back to the Facilitating Committee in this regard, the sub-committee will give a summary of the views expressed within the meeting as no agreement was reached on a possible name. It will be suggested that the Facilitating Committee take the various suggestions/views away for further discussion and a decision arrived at the next meeting of the Facilitating Committee before 1 and 2 April 1993.

5.2 **Chairpersonship**

5.2.1 It was agreed to defer the issue of the Chairpersonship of the Plenary to the next meeting of the sub-committee of the Facilitating Committee as consensus, due to time constraints, would not be achieved in this meeting.

5.2.2 It was agreed to request a mandate from the Facilitating Committee to enable the sub-committee of the Facilitating Committee to submit recommendations in respect of all the proposed structures.

5.2.3 It was agreed to propose that R Cronje and J Slovo are Co-Chairs of the meeting of the Facilitating Committee due to begin at 11h30 on 18 March 1993.

5.3 **Agenda**

This issue would be finalised at the last meeting of the Facilitating Committee before 1 and 2 April 1993.

5.4 **Media**

It was agreed to recommend the following to the Facilitating Committee:

5.4.1 That at the end of each meeting of the Facilitating Committee, a formal media statement would be drafted to be presented to the media, the basic elements of which should be approved by the Facilitating Committee.

5.4.2 It would further be recommended that the Chairperson of the meeting,

assisted by two persons as nominated by the meeting would present the statement of the Facilitating Committee to the media.

5.4.3 It was noted that no media statements concerning proposals/recommendations should come out of the sub-committee of the Facilitating Committee.

5.4.4 Joe Slovo notified the meeting, that during the meeting of the Facilitating Committee, he would put on the agenda the issue of proposed media participation at the level of proposed Negotiating Council onwards.

5.5 Standing Rules

5.5.1 A report from the sub-committee was presented and tabled at the meeting.

5.5.2 It was agreed to take the issue of the composition of the Facilitating Committee back to the Facilitating Committee for a decision. Another possibility was for the Facilitating Committee to refer the issue back to the sub-committee. The Facilitating Committee should be made aware of the differing views within the sub-committee of the Facilitating Committee. The possibilities are:

- * As proposed (1 delegate and 1 adviser);
- * 1 Delegate, 2 advisers;
- * 2 Delegates, 1 adviser;
- * 1 Delegate, 2 advisers (of which one should be female).

5.5.3 After discussion, it was agreed to formally table the report, with amendments, at the meeting of the Facilitating Committee.

5.6 Participation

5.6.1 A report was tabled by the sub-committee in this regard.

5.6.2 It was noted that although the sub-committee had not been requested to submit recommendations, proposals and suggested criteria in this regard, the sub-committee of the Facilitating Committee within this meeting has formally requested the sub-committee to submit recommendations, proposals and suggested criteria to the sub-committee of the Facilitating Committee, who in turn will make recommendations, proposals and suggest criteria to the Facilitating Committee. This report would be drafted in time for the meeting of the Facilitating Committee on 18 March 1993.

5.6.3 The list of submissions from new applicants should be formally tabled

at the meeting of the Facilitating Committee of 18 March 1993.

5.6.4 It was noted that the issue of participation would not be able to proceed further until the criteria had been formally established.

5.7 CODESA Agreements

5.7.1 A report in this regard was tabled with the meeting and various points highlighted.

5.7.2 It was agreed to request the sub-committee to submit recommendations as to how to take the process further and how to accommodate and take into account the views of the parties/administrations/organisations who did not form part of CODESA.

5.7.3 Due to time constraints this issue was deferred to the next meeting of the sub-committee of the Facilitating Committee. It was, however, agreed that the report will be tabled at the meeting of the Facilitating Committee.

5.8 The Transition Process and its phases

This issue would be accommodated within the recommendations as presented by the sub-committee on the CODESA agreements.

5.9 The Role of the International Community

It was agreed to defer this issue until the next meeting of the sub-committee of the Facilitating Committee.

5.10 Functioning of the First Meeting

It was agreed to defer this issue until the next meeting of the sub-committee of the Facilitating Committee.

6. Other Issues

6.1 Sub-Committee of the Facilitating Committee

6.1.1 If all the proposed structures are agreed to, the sub-committee of the Facilitating Committee would be known as the Planning Committee.

6.1.2 On the composition of the Planning Committee, it was agreed to recommend to the Facilitating Committee the same persons who were members of the sub-committee of the Facilitating Committee as is.

6.2 Report to Facilitating Committee from the sub-committee

- 6.2.1 It was agreed that all the reports as prepared by the sub-committees be formally tabled and presented to the meeting of the Facilitating Committee of 18 March 1993.
- 6.2.2 It was further agreed that a written report from the sub-committee of the Facilitating Committee, in respect of the Logistical Arrangements, would be tabled at the meeting of the Facilitating Committee.
- 6.2.3 It was agreed that the Co-Chairs verbally present the balance of the report to the meeting of the Facilitating Committee of 18 March 1993.

7. Future Meetings

- * Planning Committee - 26 March 1993 at 08h30 - 13h00.
- * Planning Committee - 31 March 1993 at 16h00 - 20h00.

8. Closure

The meeting closed at 11h30.

These minutes were ratified at the meeting of the Planning Committee of 1993
and the amended versions signed by the Chairperson of this meeting on 1993.

.....
CHAIRPERSON