

2/3/1/44

CONSTITUTIONAL ASSEMBLY

MANAGEMENT COMMITTEE

**THURSDAY
22 JUNE 1995
(08H00)
V16**

***DOCUMENTATION
PART 3***

MANAGEMENT COMMITTEE

Thursday 22 June 1995

ADMINISTRATION REPORT ON FIRST PHASE OF COMMUNITY LIAISON PROGRAMME

1. Introduction

The CA decided from the outset that the process which produces the new Constitution must be a people-driven process. To this end, it has agreed to embark upon a Public Participation Programme (PPP) to give the greatest possible number of South Africans the opportunity of directly participating in the constitution-making process.

The PPP has two major arms : a Community Liaison Programme and a Media Campaign.

The Community Liaison Programme consists of three programmes :

- ▶ Constitutional Public Meetings (CPM's);
- ▶ National Sector Hearings; and a
- ▶ Constitutional Education Programme (CEP).

This report is intended to update Management Committee on the First Phase of the Community Liaison Programme which comes to an end at the end of June 1995. There are only three CPM's left for this phase. These will be held in George, Maokeng and Pietermaritzburg on the week-end of 24 June.

2. CPM's

In terms of the CA mandate, the CPM Programme was oriented towards rural and disadvantaged communities. There have been 22 CPM's to date in all provinces. More than 649 structures of civil society have been consulted in the process and 193 Theme Committee members participated. Each CPM is preceded by a Consultative Meeting. There have been 19

Consultative Briefings in preparation for the CPM's. *Annexure A* provides a list of organisations consulted.

SUMMARY OF CONSTITUTIONAL PUBLIC MEETINGS

TOWN	PROVINCE	NO OF PEOPLE
Paarl	Western Cape	650
Klerksdorp	North West	150
Nelspruit	Eastern Transvaal	150
Graaff Reinette	Eastern Cape	210
Mangaung	Free State	205
Kuboes	Northern Cape	750
Saldanha	Western Cape	130
Phalaborwa	Northern Transvaal	1300
Ivory Park	Gauteng	900
Peddie	Eastern Cape	2500
Standerton	Eastern Transvaal	1200
Upington	Northern Cape	150
Harrismith	Free State	600
Taung	North West	1500
Beaufort West	Western Cape	300
Kimberley	Northern Cape	220
Thohoyandou	Northern Transvaal	650
Lusikisiki	Eastern Cape	4000
Mafikeng	North West	350

TOWN	PROVINCE	NO OF PEOPLE
Carnarvon	Western Cape	244
Ellisras	Northern Transvaal	1500
Mhluzi	Eastern Transvaal	1000

The CPM programme involved and engaged civil society structures and the public at large in mainly the rural and disadvantaged communities. The public were afforded an opportunity to make submissions, both verbal and written and in doing so were given an opportunity to interface directly with their elected representatives. The programme reached a large number of civil society structures and members of the public who have not historically enjoyed effective access to political processes. The programme facilitated an ownership of the process by involving community structures in the organisation of each of the events.

People in the rural areas were meaningfully consulted in a way which is probably without parallel in South African history. Some form of CPM event should continue to be implemented during the next phase of the Public Participation Programme when a draft Constitution is available for comment and should be extended to include urban areas.

3. National Sector Public Hearings

In May 1995, the Constitutional Assembly embarked on a series of National Sector Public Hearings.

The objectives we wanted to achieve were part of the overall objective of creating a people-driven process and legitimising the constitution-making process. More specifically, the objectives of the sector hearings were :

- ▶ To afford the relevant sectors of society with an opportunity to make their comments and submissions on a new Constitution to members of Theme Committees;
- ▶ To involve members of Theme Committees in the Public Participation Programme, particularly to hear what the organised sectors' views are on what a new Constitution should look like;

- ▶ To involve organisations within civil society in a partnership in organising such events.

To date 7 National Sector Public Hearings have been held with approximately 253 organisations participating. Both written and oral submissions were received at all hearings.

Given the extremely limited time the Administration had to develop and implement this programme, the National Public Sector Hearings has been a qualified success. In some instances, it should be mentioned, it was the first in South African history that such broadly representative gatherings were convened of such important sectors as traditional authorities. In short, the successes of the programme are as outlined :

- ▶ The stated objectives were met;
- ▶ The consultation process was an extensive one;
- ▶ Both the Sectors consulted and the Theme Committee members expressed their satisfaction in the usefulness of the process; and
- ▶ The success of the process is also evident in the substantive submissions that were made during the Hearings.

In particular, the National Sector Public Hearings have succeeded in engaging organised sectors of civil society in the constitution-making process and thereby facilitating the participation of the broader public. This is a part of the Public Participation process which we hope to continue in the second phase.

The list of National Sector Hearings is as outlined herein :

SECTOR	DATE	VENUE	ORGANISATION S REPRESENTED	ORGANISING NGO
Business	8-5-95	Old Assembly Chamber, Parliament	20 organisations (80 people)	Community Liaison
Children's Rights	13-5-95	HSRC, Pretoria	30 organisations (120 people)	HSRC
Traditional Authorities	12/13-5-95	National Assembly Chamber, Parliament	8 organisations (220 people)	MPD
Religious Groups	26-5-95	World Trade Centre	50 organisations (140 people)	IDASA
Youth	27-5-95	World Trade Centre	40 organisations (160 people)	IDASA

Labour	3-6-95	World Trade Centre	20 organisations (± 160 people)	IDASA
Women	4-6-95	World Trade Centre	85 organisations (± 160 people)	IDASA

Annexure B provides a list of stakeholders involved in these hearings.

In addition, to National Sector Hearings, a number of other hearings and seminars on specific issues were hosted by individual Theme Committees.

4. CONSTITUTIONAL EDUCATION PROGRAMME (CEP)

The Constitutional Education Programme has in this first phase concentrated on setting up the necessary infrastructure and training of personnel. It has succeeded in laying a solid basis for work in the next phase. To date, the Administration has appointed two staff members of the Constitutional Education Programme in each province. These staff are accommodated in SACS's regional offices.

The Constitutional Education Programme began its pilot phase on 10 May 1995. Work in this phase has in the main involved supporting the Constitutional Public Meetings by conducting preparatory discussions and workshops in the relevant communities.

During the period 10 May 1995 - 17 June 1995 a total of 100 briefings and 40 workshops have been held. Through these approximately 150 organisations and 9 841 people have been reached.

The CEP programme will underpin the Public Participation Programme during the next phase of CA work when draft text is available for public comment. While the workshop will continue to be the principal face -to- face delivery mechanism of the CEP, other mechanisms will be used to educate people about the draft Constitution, for example, radio and school programmes. During this phase the CEP will need to work closely with structures of civil society to achieve the scope and depth that will be required to educate the broader public on the draft Constitution.

5. CONCLUSION

The face - to -face component of the Public Participation Programme in the past four - and -a - half months has reached a broad and representative cross-section of South African society. This was made possible in the short time available by consulting with the overwhelming majority of organised

sectors of South African society. Approximately 900 organisations were reached both through the National Sector Public Hearings and through the CPM's.

The process of consultation has had a number of additional achievements:

1. Consulting with rural and disadvantaged communities which have hitherto been marginalised in terms of organised political processes.
2. Ownership of the constitution-making process. Civil society structures were not merely requested to make submissions, but were involved as partners in the process of making submissions. This partnership has served to empower civil society to assert their own views.

It is not possible to physically reach 44 million people, but it has been possible to reach those who can reach them. In accessing millions of people through civil society structures, the overall achievement of the Public Participation Programme in this phase has been to begin to create a truly people - driven process. The nature of this process of consultation has added a new dimension to the development of democracy in South Africa. In the next phase this will need to be consolidated and intensified. Having solicited the views of most roleplayers during this phase, the CA is now obliged to refer text back to the public for further comment for two important reasons. The first is to provide the public with a concrete report-back on work done by the CA in this first phase, and the second reason is to solicit further comments on draft text leading up to the finalisation of the new Constitution.

Our success thus far has shown the need for an extended Public Participation Programme in the next phase of CA work. This will obviously have cost implications. A draft programme and budget is being prepared and will shortly be placed before Management Committee for approval.¹

¹ These costs will be covered in the September update of the 1995/96 CA Budget.

ANNEXURE A:

CPM REPORT

1. INTRODUCTION

Post the pilot phase, records of organisations attending the CPMs were collated. The following outlines those organisations which attended the CPMs in the Provinces.

BLOEMFONTEIN - 25 FEBRUARY 1995

- | | |
|--|---|
| <ul style="list-style-type: none">• TLC's• SADTU• IDT• Technikons (e.g. Free State Technicon)• BNDC• ANC• COSATU• NCAW• Roman Catholic Church• RDPPC• Sedimosing• Affirmative Management System• National Youth Forum• Colleges• Chamber of Commerce• Community Development Trust• SBDC• MUCPP• NG Kerk• School Children• Information Service• Idasa• Olset• Hawkers Association• SANCO:<ul style="list-style-type: none">• Bloemfontein• Edenburg• Reddersburg• Thaba 'Nchu• Botshabelo | <ul style="list-style-type: none">• Taxi Associations• SRCs• COSAS• Provincial Legislature• Rapportryers• ANCWL• SADTU• Methodist Church• Ikageng Lutheran Church• SRC -Vista University• Medet• SA Black Social Workers Association• NAFCOC• IDASA• PAC• Free State Agriculture Union• NP• Lawyers for Human Rights• Anglican Church• PPMC• Librarians• Matla Trust• Remato Committee• Boikhutso Old Age Home |
|--|---|

WHITE RIVER (NELSPRUIT) - 25 FEBRUARY 1995

- | | |
|---|--|
| <ul style="list-style-type: none">• SACOB• AHI• TLU• Kangwane Agricultural Union• NGO Council• CONTRALESA• Moutse Business Forum• NAPTOZA• COSAS• Eastern Transvaal Rural Development Forum• Intando Ye Sizwe• MECs• DPSA• SANCO• NACTU• Mpisikazi Transitional Authority• CBF• TLCs• Onderberg Community Development Association• Call of Islam• VOSPO• South Eastern Tvl Council of Churches• Inyandaza National Movement | <ul style="list-style-type: none">• Urban Progressive Business• REDF• SADTU• NAFCOC• NECC• Islamic Chamber of Commerce• Wits Rural Faculty• RYDF• SACBC• Lowveld Chamber of Commerce• Special Educare Remedial• Premier• COSATU• RDP Commission• Women's Organisations• SA National Council for the Aged• PASU• SACC (Lowveld)• Middelburg Development Forum• Principals Council• POPCRU• Masibambisane Early Learning Centre |
|---|--|

NAMAKGALE (PHALABORWA) - 25 FEBRUARY 1995

- | | |
|--|---|
| <ul style="list-style-type: none">• TLCs• Balloon Development Forum• Greater Phalaborwa Development Forum• Majeje Tribal Community• Phalaborwa Youth Forum• Lepelle Development Forum• Sentrachem Ltd• The Small Enterprise Foundation• Phalaborwa Mining• Development Bank of South Africa | <ul style="list-style-type: none">• Mica Foundation• Lewale-Magodi Development Forum• Community Bank• COSATU• ANC Youth League• CSIR• Central Lowveld Development Forum• Phalaborwa Foundation• Kruger National Parks Board |
|--|---|

KLERKS DORP - 25 FEBRUARY 1995

- | | |
|---|--|
| <ul style="list-style-type: none">• ANC• UCDP• Ratepayers Association:<ul style="list-style-type: none">• Klerksdorp• Stillfontein• Hartbeesfontein• Orkney• African Housewife League• Luther Denominational Women's Payer Union• Sakevroueklub• Jouberton Cahmber of Industry• Indian Traders Association• Rapportryers• CP• DP• Trade Unions:<ul style="list-style-type: none">• NUM• COSATU• SADTU• POPCRU• All Schools in KOSH area• Masakahne Sewing Project• Alabama Forum• Multivison Youth Development Forum• KOSH 2000:<ul style="list-style-type: none">• Youth Forum• Churches Forum• Professional Forum• Women's Forum | <ul style="list-style-type: none">• NP• IFP• Civics:<ul style="list-style-type: none">• Alabama• Jouberton• Khuma Kanana• Tigane• Vaal Reefs• Manzilpark• SA Council of Churches• Retsweletse Literacy Project• Dames Aktueel• Regional Services Council• Indian Chambers of Commerce• FF• Dames Aktueel• SABTU• National Council of African Women <ul style="list-style-type: none">• Regional Welfare Board• All City Councils• Jouberton Sports Council• National Federated Chambers of Commerce |
|---|--|

KUBOES - 11 MARCH 1995

- VG Church
- TLC:
 - Richtersveld
 - Steinkopf
 - Alexanderbaai
 - Port Nolloth
- Management Committee: Nature Reserve Richtersveldt
- ANC Youth League
- Teachers Forum
- AGC
- All youth organisations
- Womens Service Groups
- DP Youth League
- Mine management:
 - Baken
 - Alexcor
 - Kleinzee
 - Lekkersing
- NP
- DP

VREDENBURG/SALDANHA - 11 MARCH 1995

- West Coast Network
- Paternoster Community
- Local schools
 - (eg. Panorama Primary School, Weston High School, Diazille Secondary School)
- FAWU
- Political parties (e.g. ANC, NP, DP, PAC etc.)
- St Helenabaai RDP Forum
- ST Helena Bay Community Trust
- West Coast Council
- Food and Allied Workers Union
- Vredenburg Municipality
- West Coast TLC
- Langebaan Rate Payers

IVORY PARK - 11 MARCH 1995

- All local branches of various political organisations around Ivory park and Tembisa (e.g. ANC, PAC, AZAPO, etc.)
- TLCs
- CBOs
- Church Organisations (e.g. ZCC, Roman Catholic, etc.)
- Local NGOs
- Women's organisations (e.g. ANC Women's League, Womens' Service Org. etc.)
- Youth Organisations (e.g. ANC Youth League, etc.)

PHALABORWA - 12 MARCH 1995

- | | |
|---|--|
| <ul style="list-style-type: none">• CIVIC• XPP• TLC• CAWU• NUM• Traditional Leaders• NP• POPCRU• COSATU• CWIU• ANC Women's League | <ul style="list-style-type: none">• GDPF• SAPS• PAG• SARWU• ANCYL• SACP• NEHAWU• SAMWU• SAPU• ANC• SANCO |
|---|--|

PEDDIE - 6 MAY 1995

- | | |
|--|--|
| <ul style="list-style-type: none">• ANC• NP• DP• Chamber of Business• CONTRALESA• SANCO• Government Departments (e.g. Police, Health, Welfare, etc.)• Provincial Offices of ANC, NP, DP and PAC | <ul style="list-style-type: none">• PAC• Premiers Office• MEC's• Constitutional Committee in Bishop• Taxi Associations• SADTU• Church Organisations (e.g. Catholic, etc.)• Legislature Eastern Cape |
|--|--|

STANDERTON - 13 MAY 1995

- | | |
|--|--|
| <ul style="list-style-type: none">• ANC• PAC• SACP• ANC Women's League• Standerton Youth Club• FF• TLC• ZCC• AF• Provincial offices of NP, FF & CP• Sakhile Civic Association• Standerton Council of Churches | <ul style="list-style-type: none">• PASO• AZAPO• Premiers Office• Intando Ye Sizwe• Department of Labour• SANCO• RDP structures• Old Aged Club• Azalea Primary• Legislature Eastern Transvaal• Youth Voices Newsletter• Standerton Youth Club |
|--|--|

UPINGTON - 20 MAY 1995

- ANC
- SANCO - Upington
- Upington Regional Transitional Council
- Language Policy
- Senior Rapportryers
- Provincial offices of the NP and ANC
- Progress Civics
- Rosedale Civics
- Ministers Fraternal
- SADTU
- Farmers Unions
- Department of Education: Northern Cape
- NP
- Upington Education and Training Forum
- Chamber of Commerce
- VLV
- Chairperson of the Transitional Executive Council
- Benede Oranje Regional Services Council
- Louisvale Civics
- Pabalelo Civics
- Lions Club
- Spoornet
- Afrikaanse Sakekamer

HARRISMITH - 20 MAY 1995

- NP
- ANC 42nd Hill
- FF
- Harrismith Business Chamber
- Multiparty Liaison Committee
- COSAS
- Harrismith Community Police Forum
- Dutch Reformed Church
- Phomolong Secondary School
- Jong Dames Dinamiek
- Oranje Vroue Vereeniging
- COSATU
- SACP
- Junior Rapportryers
- Harrismith Transitional Local Council
- ANCYL Tshiamie
- Phomolong Liaison Committee
- Itihahaneleng Public School
- African Gospel Church
- African Christian Democratic Party
- 42nd Hill Business Chamber
- SANCO 42nd Hill
- Senior Rapportryers
- Harrismith Fraternal Ministers
- ANCWL Tshiamie
- South African Democratic Teachers Union
- Mahon Church of Africa
- Evangelical Lutheran Church
- Boere Unie
- Round Table
- Harrismith Taxi Association
- ANCWL 42nd Hill
- Lions Club
- Lerato -Thando Secondary School
- ANC Tshiamie
- SACCWU
- Afrikaanse Protestantse Kerk
- Fundisanane Trust

TAUNG - 20 MAY 1995

- | | |
|--|--|
| <ul style="list-style-type: none">• ANC & sub-structures• UCDP• COSATU• DP• Civics:<ul style="list-style-type: none">• Pedimoe• Pampierstad• Traffic department• Department of Post & Telecommunications• Taung Taxi Association• NP• SAPS• NEHAWU• Police Forum• Local Elections Team• Department of Manpower• All Churches in 92 villages• All Schools in Magisterial District | <ul style="list-style-type: none">• PAC & sub-structures• ANCYL• SADTU• IDT• SANCO• Department of Transport• Department of Social Services• ESCOM• SA Council of Churches• TLC's:<ul style="list-style-type: none">• Pedimoe• Pampierstad• AGRICOR• POPCRU• Local RDP Forum• Traditional leaders• Department of Education |
|--|--|

BEAUFORT WEST - 27 MAY 1995

- | | |
|--|--|
| <ul style="list-style-type: none">• CP• ANC• NP• PASI• TLC• Civic Associations• Development Trust• COSAS• Farmer's Union | <ul style="list-style-type: none">• PAC• FF• Chamber of Commerce• SRG• Churches (e.g. NG Church, Lutheran Church, etc.)• Trade Unions (e.g. COSATU)• Minister's Fraternal• NEHAWU• Sportbodies |
|--|--|

THOHOYANDOU - 3 JUNE 1995

- Mayor
- Sub-district election co-ordinator
- SANCO
- ANC - Levubu/
- Vuwani TLC
- BECON
- Mutale TLC
- SANCO - Thohoyandou
- SADTU
- ANC
- VENCOCI
- Community Art and Museum
- Constitutional Affairs - N-TVL
- CA NTVL
- SANCO
- NP Youth Association
- NP National Organiser
- LSC Univen
- University of Venda
- Thohoyandou Civic Association
- ACDP
- PAC
- CONTRALESA
- Vleifontein Town Management
- Tshiffi Civic
- Venda Sports Council
- SANCO Vuwani Zone
- DP
- Tshitale/Hlanganani TLC
- Levubu/Vuwani TLC
- DP - Levubu/Vuwani TLC
- CA (PCEC)
- PAC Vuwani TLC
- NP Vhutswena TLC
- PAC Limpopo Region
- SCM Univen

KIMBERLEY - 3 JUNE 1995

- Gare Ditlatla Party
- Tenants and Ratepayers Association
- ACVV
- NC Independent Churches
- NK Wetgewer
- SANCA
- Dames Aktueel
- Unemployed Squatters Party
- SAMWU
- NC Council of Independent Churches
- VLV
- YWCA
- ANC Northern Cape
- National Monument Council
- United Ratepayers & Tenants
- ANC Pescodia
- NP Vroue aksie

MMABATHO - 10 JUNE 1995

- | | |
|---|--|
| <ul style="list-style-type: none">• PAC• Dept. Health• IDT Molopo• YWCA• LHR• IDF• Youth for Christ• NWC Service• Residents Association• Mmabana | <ul style="list-style-type: none">• ANC Lomanyaneng• Consumer Council• Boy Scouts• RDP• Youth Forum• NP• Mmabatho Assemblies of God• POPCRU• Traditional Leaders |
|---|--|

NEWCASTLE - 10 JUNE 1995

- | | |
|---|---|
| <ul style="list-style-type: none">• ANC• IFP• Madadeni Residents Association• Tribal Chief• PAC• Dept of Education• Newcastle Indian Local Affairs Committee• KwaZulu Police Madadeni and Osizweni• Newcastle TLC• FF• Church Groups• Minority Front• SA Association of Municipal Employees• YWCA• Osizweni Town Council• KwaZulu Government Urban Rep | <ul style="list-style-type: none">• NP• DP• Business Sector• SACP• Phaphamani Home Owners Association• Superintendent Madadeni Hospital• Newcastle Town Council• Grace Community Church• Madadeni Town Council• ACDP• SA Municipal Workers Union• Newcastle Rate Payers and Residents Association• SA National Civic Organisation• United Workers Union of SA• Thutekla Joint Services Board• Newcastle Coloured Local Affairs Committee |
|---|---|

LUSIKISIKI - 10 JUNE 1995

- SANCO
- Dept of Police - Lusikisiki
- Ramji
- CONTRALESA
- CPF
- Holy Cross Hospital
- Villages: Phumlo Enzuplan Mphimde Qebudu
Stishayelo Mtande
- Dept of Welfare
- NEHAWU
- ANC
- Dept of Health
- Hombe
- ECUWU
- Premiers Office
- Unemployed Workers Union
- Correctional Services
- Environmental Health

MIDDLEBURG - MHLUZI - 17 JUNE 1995

- Tribal authority
- Stoffberg Community Forum
- ANC
- Midfo
- TLC
- Headmen
- OMHULE
- Media Department - Premier's Office
- CWA
- Education
- Rural Areas
- SANCO
- CA
- SACP
- Roossenekal Community Forum
- Delmas Town Council
- Middelburg Women's Progressive Forum
- Middelburg Women's Development

ELLISRAS - 17 JUNE 1995

- Constitutional Affairs
- Headman
- Seleka Local Government
- Dept of Agriculture
- DP
- SADTU
- Ellisras TLC
- TRC Council
- ANCYL
- Witpoort Health Centre
- TRC Ellisras
- Moroe School
- DP
- SADTU
- Civic Association
- Dept. of Justice
- SACP
- Grootegeluk Coalmine
- ANC
- SAPS
- CC Co-ordinator
- RDP - NP
- ANCWL

CARNARVON - 17 JUNE 1995

- Carnarvon Policing Forum
- Teachers: Carnarvon Primary
- Kareeberg Rural Council
- Maranata Church
- TLC
- Skietfontein Community Service
- Rooikruis: Carnarvon & Vanwyksvlei
- Unemployed Forum
- Community Projects Loxton
- Rate Payers Association Carnarvon
- Carnarvon East Farmers Association
- VG Church
- Business Chamber Loxton
- St Albans Community Organisation Carnarvon
- Advice Office Williston
- All Political Parties in area

GEORGE - 24 June 1995

- TLC - Groot Brakrivier
- Ballotsview
- Vroue Liga
- WLTLC
- TLC
- RDP - Themakthu
- COSATU
- Outeniqua Komando
- SANCO
- MORTSA
- ANC
- Ballotsview
- Civic
- Southern Cape Local Government
- NP

MOAKENG - 24 JUNE 1995

- Political Parties (i.e. ANC, PAC, NP, DP, etc.)
- Schools (e.g. High Schools in Kroonstad and Maokeng)
- Cultural Groups
- Workers Union
- TLC
- Business Sector

PIETERMARITZBURG - 25 JUNE

- TLC Pietermaritzburg/Msunduzi
- Midnet
- Layers for Human Rights
- Political Parties
- Association for Rural Advancement
- Community Representative
- Midlands Womens' Coalition

ANNEXURE B

CONSTITUTIONAL ASSEMBLY NATIONAL SECTOR PUBLIC HEARINGS PUBLIC HEARING: BUSINESS

MONDAY 8 MAY 1995

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**CONSTITUTIONAL ASSEMBLY NATIONAL SECTOR PUBLIC HEARINGS
PUBLIC HEARING: RELIGIOUS GROUPS**

FRIDAY 26 MAY 1995

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PUBLIC HEARING: TRADITIONAL AUTHORITIES**

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