

(Rules Committee - 20 October 1994)

MEETING OF RULES COMMITTEE: CONSTITUTIONAL ASSEMBLY

Please note that a meeting of the above Committee will be held as indicated below:

Date : Tuesday, 8 November 1994

Time : 09:00 - 11:00

Venue : Room M46 (Marks Building)

AGENDA

1. Minutes
2. Matters Arising
(See agenda items below)
3. Consideration of Amendments to Rules
 - * Suggested Amendments to Rules
 - * Explanatory Notes

The relevant documents will be distributed to members in due course.

If you have been appointed as an alternate member of the committee, please discuss your participation in the meeting with your chief whip.

Enquiries: L B Zondo, Room CS101 (tel 403 2253)

CONSTITUTIONAL ASSEMBLY

MINUTES OF THE CONSTITUTIONAL ASSEMBLY'S RULES COMMITTEE

MONDAY, 17 OCTOBER 1994(14:30)

PRESENT

Mr C Ramaphosa (Chairperson)
Mr L Wessels (Vice Chairperson)

Camerer SM
Chiole J
De Lange JH
De Lille P
De Ville JR
Eglin CW
Green LM
Hendrickse HJ
Jooste JA
Kgoali JL
Lamani NE
Mabandla BS
Masher MG
Matthee PA
Matthews VJ
Meshoe KR

Moosa MV
Myakayaka-Manzini YL
Myburgh GB
Ngcuka BT
Ngwane LB
Omar AM
Saaiman PW
Selfe J
Singh N
Smit HA
Suttner RS
Van Breda A
Van der Merwe JH
Van Eck J

Apologies:

WS Felgate
TE Mtintso

In Attendance: P Lilienfeld,LL Matyolo,A Meyer,L Meyer,T Mngadi-
Kgosidintsi,MM Sparg,L Zondo.

The agenda was adopted .

1. **MINUTES OF PREVIOUS MEETING**

The minutes of the meeting held on August 9, 1994 were adopted.

2. **CONSIDERATION OF PROPOSED RULE CHANGES**

RULE 18(1)

- 2.1 The Chairperson pointed out that procedurally the proposed amendment should have been tabled for discussion by the Constitutional Committee prior to presentation to the Rules Committee. However, members were being accorded an opportunity to discuss the amendment. The effect of the rule change would be that the Rules Committee would continue to exist as a separate entity, but its membership would be the same as that of the Constitutional Committee. The latter was the most senior committee in the constitution-making process.

After a lengthy discussion which was mainly dominated by reservations expressed by the smaller parties, it was

RESOLVED that:

- A. Parties would decide among themselves on the most effective way to be represented in the Rules Committee ; and
- B. The Constitutional Committee would discuss the proposed amendment to Rule 18(1) at its future meeting.

- 2.2 The Committee having considered proposals for amendment of the Rules, **RESOLVED that** it be recommended to the Constitutional Assembly that the Standing Rules be amended as follows:

RULE 24

Add the following subrule to Rule 24:

- (4) An alternate member may be appointed for one or more members of a select committee.

RULE 25

Substitute the following for Rule 25:

- (1) A select committee shall from among its members elect a core group of not more than eight persons who shall be responsible for managing the programmes and business of the committee, and shall perform such other functions as may be assigned to it by the committee.
- (2) Each core group shall be constituted in such a manner as may be determined by the constitutional committee.
- (4) Notwithstanding Subrules (1),(2) and (3), the Constitutional Committee may direct that a select committee, other than a select committee known as a theme committee, shall not appoint a core group, and in such a case the select committee shall elect one of its members as a chairperson of the committee and another as a deputy Chairperson.
- (5) The Secretary or a person designated by the Secretary shall preside at the election contemplated in Subrules (1) and (3).
- (6) A person elected under Subrule (1),(3) or (4), shall not by virtue of such election be entitled to any remuneration or allowance.

Sub Rule (3) was referred to the Legal Advisor for further clarity on the full implication of a core group electing its own chairpersons among its members rather than nominating them for appointment by Theme Committees.

RULE 26

Delete Rule 26.

RULE 27

Full discussion of the proposed amendment to this rule was referred to the Constitutional Committee.

The meeting adjourned at 15h35.