

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 FRIDAY 28 MAY 1993 AT 08H45 AT THE WORLD TRADE CENTRE**

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

D de Villiers (as incoming Chairperson of the Negotiating Council)

T Eloff (Administration)  
G Hutchings (Minutes)

**APOLOGIES:** C Eglin

**1. Moment of Prayer/Meditation**

A moment of prayer/meditation was observed by all members.

**2. Welcome and Attendance**

All members were welcomed.

**3. Ratification of Agenda**

The agenda was ratified with the following amendment:

- \* The addition of a new Item 5.1 to read "SA Government/PAC Issue".
- \* The subsequent numbers were amended accordingly.

## **Minutes**

Due to time constraints it was agreed to defer this issue to the next meeting of the Planning Committee on Tuesday 1 June 1993.

### **5. Substantive Issues**

#### **5.1 SA Government/PAC Issue:**

5.1.1 It was noted that a statement on the outcome of the bi-lateral was prepared and would be distributed at the meeting of the Negotiating Council (see Addendum A).

5.1.2 A further bi-lateral would be held on 1 June 1993.

#### **5.2 Receipt of Second and Supplementary Reports from the Technical Committees:**

5.2.1 It was agreed that each Technical Committee would present an overview of their Second and Third Reports highlighting issues that require decision or guidance from the Negotiating Council to be able to continue with their work.

5.2.2 Each report should be dealt with in its entirety.

5.2.3 After the presentation of the reports, only questions of clarity may be addressed to the Technical Committees. Debate/discussion should only occur between participants and not with the Technical Committees.

#### **5.3 Commission on the Delimitation of Regions/States/Provinces:**

##### **5.3.1 Proposed Composition of the Commission:**

5.3.1.1 The revised recommended composition of and resolution on the Commission from the Sub-Committee was accepted and would be forwarded to the Negotiating Council (see Addendum B).

5.3.1.2 It was noted that experts would be able to forward submissions to the Commission and assist the Commission at its request.

5.3.1.3 It was agreed to appoint B Nomvete and F Smit as Co-Chairpersons of the Commission.

5.3.1.4 It was agreed that the Negotiating Council meet in



committee on this issue and that the current Chairperson of the Planning Committee, FT Mdlalose, presents this issue to the Negotiating Council on behalf of the Planning Committee.

5.3.2 The Terms of Reference (as contained in the resolution) as amended were agreed to (see Addendum B).

**5.3 Election Date:**

It was noted that this item remain on the agenda until dealt with.

**6. Procedural Issues**

**6.1 Media Arrangements:**

It was noted that no progress had been made on the issue of a contractor for video and sound relay, and that the SABC was still providing the service to relay the proceedings of the Negotiating Council.

**6.2 New Participants:**

**6.2.1 Progress Report from Administration:**

It was noted that due to an extension of the deadline for receipt of applications (as requested for by various applicants), the processed applications and the newspaper survey results will be handed to the Sub-Committee today for processing. The Sub-Committee will submit a recommendation to the next meeting of the Planning Committee on Tuesday 1 June 1993, for a recommendation to be submitted to the meeting of the Negotiating Council on 1 June 1993, who in turn will submit a recommendation to the meeting of the Negotiating Forum on 3 June 1993.

**6.2.2 Natal Traditional Leaders:**

It was noted that this issue is still under discussion by the relevant participants.

**6.3 Request from the National Economic Forum:**

It was agreed to request a written report from the National Economic Forum to clarify the proposed issues for discussion. Following on this, it was agreed that the Sub-Committee be mandated to look into this issue. A decision would then be made in terms of the request.

**6.4 Letter from the Business Forum:**

This was noted and it was agreed to distribute the letter to the meeting of the Negotiating Council of 28 May 1993.

**6.5 Open Letter from the National Peace Committee:**

This was noted and it was agreed to distribute the letter to the Negotiating Council meeting on 28 May 1993.

**6.6 Request from the Convenor of the Technical Committee on Fundamental Human Rights during the Transition:**

It was agreed to recommend to the Negotiating Council that a request from the Convenor of the Technical Committee to present their report first in the meeting of the Negotiating Council for logistical reasons, be agreed to.

**7. Administrative and Financial Matters**

7.1 It was noted that a Financial Report will be distributed to members at the next meeting of the Planning Committee on Tuesday 1 June 1993.

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

It was agreed that the agenda for the meeting of the Negotiating Council on 1 June 1993 remain the same as for the meeting of 28 May 1993.

**9. Meetings Schedule**

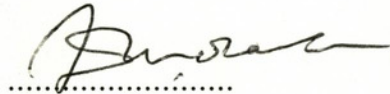
9.1 Due to time constraints, it was agreed that the Administration liaise with Planning Committee members to reach an agreement on the proposed meetings schedule. This should then be distributed in the meeting of the Negotiating Council.

9.2 It was agreed that the formal invitations for the meeting of the Negotiating Forum be sent out.

**10. Closure**

The meeting was closed at 11h00.

These minutes were ratified at the meeting of the Planning Committee of 14 June 1993 and the amended versions signed by the Chairperson of this meeting on 22/6/93 1993.



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CHAIRPERSON



**JOINT STATEMENT BY THE SOUTH AFRICAN GOVERNMENT AND THE  
PAN AFRICANIST CONGRESS OF AZANIA**

Delegations of the two parties met today as agreed to by the Negotiating Council at a special meeting on 27 May 1993. The PAC was represented by Mr Benny Alexander, Mr Gora Ebrahim, Mr Willy Seriti and Mrs Patricia de Lille. The South African Government was represented by Minister Roelf Meyer, Minister Dawie de Villiers, Mr Fanie van der Merwe and Maj-Genl Krappie Engelbrecht.

The following was agreed upon:

1. The PAC undertakes to discuss its commitment to armed action and its position on violence at its NEC meeting on 29 May 1993 and undertakes to give a clear unambiguous report on its positions in this regard at a bilateral meeting to take place on Tuesday 1 June 1993.
2. The Government undertakes:
  - that Mr Thomas Likotsi, Mr Waters Thoboti and Dr Solly Skosana will be released immediately;
  - that Mr Jackie Seroke will be charged with the possession of an unlicensed fire-arm and brought to court today; and
  - that a further report on the other detainees including the following NEC members, will be submitted at the bilateral meeting on 1 June 1993:  
Mr Enoch Zulu  
Mr Maxwell Nemadzivhanani  
Mr Abel Dube.
3. The South African Police will return material and equipment seized, not required for further investigation or prosecution, as from today.
4. Other outstanding issues will be on the agenda for the bilateral meeting on 1 June 1993.

**ISSUED BY MINISTER ROELF MEYER AND MR BENNY ALEXANDER  
KEMPTON PARK  
28 MAY 1993**

Enquiries: Mr W Seriti Tel: (012) 326-0716  
Maj-Genl K Engelbrecht Tel: (012) 310-1238

**ADOPTED RESOLUTION OF  
THE NEGOTIATING COUNCIL MEETING OF 28 MAY 1993  
ON THE COMMISSION ON REGIONS/STATES/PROVINCES**

**WHEREAS** there appears to be broad agreement that the most suitable form of government for the future will be one which involves an allocation of powers to national and regional governments, while the differences that exist relate essentially to the boundaries, powers and functions of the regions/states/provinces and the process whereby such differences may be resolved;

**REALISING** that regional boundaries will be relevant to the electoral process, as well as to the structures of the Constitution;

**ACCEPTING** that the powers and functions of regions/states/provinces are crucial to issues such as the form of state and self-determination, and will be a fundamental part of the constitution/s;

**CONVINCED** that while the demarcation of boundaries is a task which appropriately should be performed by a broadly based body of suitably qualified people, who will hear representations from the public at large and from different areas of the country, issues regarding the functions and powers of regions/states/provinces can at this stage of the negotiations best be dealt with by a smaller technical committee;

**DETERMINED** to ensure that we achieve a peaceful and negotiated agreement on the democratic transformation of our country within the time frames we have set for ourselves; and

**HAVING** charged a technical committee with formulating as a matter of priority, recommendations on the structures, powers and functions of regions/states/provinces, on constitutional principles and on the constitution making process;

**WE, THE NEGOTIATING COUNCIL** hereby appoint

Dr Bax Nomvete and Professor Flip Smit  
as Co-Chairpersons, and



1. Basson Dion, Prof
2. Bernstein Ann, Ms
3. Daphne Paul, Mr
4. Du Plessis Attie, Mr
5. Govinden Betty, Ms
6. Gwagwa Lulu, Ms
7. Malefo Beauty, Dr
8. Muthien Yvonne, Dr
9. Burns-Ncamashe, Chief
10. Nkuhlu Wiseman, Professor
11. Rautenbach Ignus, Professor
12. Reyneke Koos, Mr
13. Steyn Anna, Professor

as members of a Commission on Regions/States/Provinces to make recommendations to us, the Negotiating Council within six weeks, on the delimitation of regions/states/provinces.

**FOR THE PURPOSES** of its recommendations, the Commission shall:

1. Take into consideration, inter alia, the following:
  - 1.1 Historical boundaries, including provincial, magisterial and district boundaries and infrastructures;
  - 1.2 Administrative considerations including the availability or non-availability of infrastructures and nodal points for services;
  - 1.3 The need or otherwise to rationalise existing structures (including the TBVC States, self-governing territories and regional governments);
  - 1.4 The necessity of limiting financial and other costs as much as is reasonably possible;
  - 1.5 The need to minimise inconvenience to the people;
  - 1.6 The need to minimise the dislocation of services;
  - 1.7 Demographic considerations;
  - 1.8 Economic viability;
  - 1.9 Development potential;
  - 1.10 Cultural and language realities;



2. Allow interested parties and persons to submit their views and recommendations within a specified period, which should not be less than one month after an invitation in this regard has been published, and take these into account;
3. Be free to take cognisance of any other material it might wish to collect; and
4. Take cognisance of any progress made in the Negotiating Council by way of agreements on constitutional matters.