

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

MINUTES OF THE MEETING OF THE NEGOTIATING COUNCIL HELD AT 14h25 ON WEDNESDAY 3 NOVEMBER 1993 AT THE WORLD TRADE CENTRE

PRESENT: See Addendum A

1. Moment of Prayer/Meditation

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

2. Welcome and Attendance

2.1 The participants were welcomed.

2.2 An appeal was made to all participants for meetings to commence timeously.

3. Ratification of Agenda

The agenda was ratified with the following amendment:

- * The NPP requested an opportunity to table a resolution dealing with the determination of prices of properties for housing and also in respect of the sale of shopping complexes and trading sites to persons who were displaced as a result of the implementation of racially based legislation. Furthermore, the resolution would only be tabled and no debate would occur. This would be done once the minutes had been dealt with.

4. Minutes

4.1 Ratification of Minutes:

4.1.1 The minutes of the meeting of 15 October 1993 were ratified with no amendments.

4.1.2 The minutes of the meeting of 21 October 1993 were ratified with the following amendments:

- * Item 5.1.4 refers : The word "broader" should read "broaden".

- * Item 5.2.21, the sixth asterisk to read "With regard to clause 161 (4), it was suggested that the period of office for the auditor-general should be designated at the commencement of the term of the individual's term of office by the appointee or the people appointing."

4.2 Matters arising out of the minutes:

4.2.1 Matters arising out of the minutes of 15 October 1993:

- * Item 6.3.14 refers : It was noted the Planning Committee was meeting on Thursday 4 November 1993 when the issue would be taken further.

4.2.2 No matters arising were noted out of the minutes of 21 October 1993.

4.3 Further minutes were distributed during the course of the meeting for ratification at the next meeting of the Negotiating Council.

4.4 At this point, the NPP was afforded the opportunity to table its resolution as per item 3 above (see Addendum B). The resolution was forwarded to the Planning Committee for its attention and to make a recommendation to the Negotiating Council in this regard. The NPP was requested to provide the Planning Committee with the relevant background information.

5. Substantive Issues - The Third Version of the Draft Electoral Bill by the Technical Committee on the Electoral Bill

5.1 The Technical Committee on the IEC was welcomed. Present were J Bruwer (state law adviser), D Davis and F Ginwala. Apologies were noted from HR Laubscher, SK Ndlovu and RB Rosenthal. Discussion proceeded on the report. Questions of clarity were put to the Technical Committee during the course of the debate. It was noted that the Technical Committee would recheck all the cross references contained in the Draft Bill to ensure accuracy.

5.2 Clause 2 "Application of Act" refers:

- * The clause as formulated was agreed upon.

5.3 Clause 3 "Act binding on State and State President" refers:

- * The clause as formulated was agreed upon.

5.4 Clause 4 "Administration of Act" refers:

- * The clause as formulated was agreed upon.

5.5 Clause 5 "Party liaison committees" refers:

- * Clause 5 (1) was agreed to as formulated.
- * Clause 5 (1) (a) was agreed to as formulated.
- * Clause 5 (1) (b) was agreed to as formulated.
- * With regard to clause 5 (2), it was suggested that officials of the IEC should be present at such meetings in order to make the liaison more effective.
- * Clause 5 (3) was agreed to as formulated.
- * Clause 5 (3) (a) was agreed to as formulated.
- * Clause 5 (3) (b) was agreed to as formulated.
- * Clause 5 (4) was agreed to as formulated.
- * Clause 5 (5) was agreed to as formulated.

5.6 Clause 6 "Functions of party liaison committees" refers:

- * Clauses 6 (a), (i), (ii), (iii), (iv) and (v) were agreed to as formulated.
- * Clauses 6 (b) (i) and (ii) were agreed to as formulated.

5.7 Clause 7 "Appointment and control of electoral officers and staff" refers:

- * Clause 7 (1) (a) was agreed to as formulated.
- * Clauses 7 (1) (b), (i), (ii) and (iii) were agreed to as formulated.
- * Clause 7 (1) (c) was agreed to as formulated.
- * Clause 7 (2) was agreed to as formulated.
- * Clause 7 (3) was agreed to as formulated.
- * Clause 7 (4) was agreed to as formulated.
- * Clause 7 (5) was agreed to as formulated.
- * Clause 7 (6) was agreed to as formulated.
- * Clauses 7 (7) (a), (b), (c), (d), (e) and (f) were agreed to as

formulated.

- * With regard to clause 7 (8) it was suggested that provision should be made for "resignations".
- * Clause 7 (8) (a) was agreed to as formulated.
- * Clause 7 (8) (b), it was suggested that the wording and the desirability of this clause should be reconsidered.

5.8 Clause 8 "Powers, duties and functions of regional electoral officers" refers:

- * Clause 8 (1) was agreed to as formulated.
- * Clause 8 (2) was agreed to as formulated.

5.9 Clause 9 "Powers, duties and functions of district electoral officers" refers:

- * Clause 9 (1) was agreed to as formulated.
- * Clause 9 (2) was agreed to as formulated.

5.10 Clause 10 "Powers, duties and functions of presiding officers during voting" refers:

- * It was suggested that "election centre" and "inner perimeter" should be defined.
- * Clause 10 (1) was agreed to as formulated.
- * Clause 10 (1) (a) was agreed to as formulated.
- * Clauses 10 (1) (b), (i), (ii), (iii), (iv) and (v) were agreed to as formulated.
- * With regard to clause 10 (2), it was suggested that the clause should be reworded to read "Subject to subsection (1) (b), no person other than any person present for the purpose of recording her or his vote shall enter or remain in an election centre or an inner perimeter without the express permission of the presiding officer". It was noted that the Technical Committee would consider this suggestion.
- * Clause 10 (3) was agreed to as formulated.
- * Clause 10 (4) was agreed to as formulated.
- * Clause 10 (5) was agreed to as formulated.

- 5.11 Clause 11 "Powers, duties and functions of voting officers at voting stations" refers:
- * Clause 11 (1) was agreed to as formulated.
 - * Clause 11 (2) was agreed to as formulated.
- 5.12 Clause 12 "Powers, duties and functions of counting officers" refers:
- * Clause 12 (1) was agreed to as formulated.
 - * Clause 12 (2) was agreed to as formulated.
 - * Clause 12 (3) was agreed to as formulated.
- 5.13 Clause 13 "Appointment and powers, duties and functions of agents of registered parties" refers:
- * Clause 13 (1) (a), (b) and (c) were agreed to as formulated.
 - * Clause 13 (2) was agreed to as formulated.
 - * Clauses 13 (3) (a), (b) and (c) were agreed to as formulated.
 - * Clause 13 (4) was agreed to as formulated.
 - * Clause 13 (5) was agreed to as formulated.
 - * Clause 13 (6) was agreed to as formulated.
- 5.14 Clause 14 "Declaration of secrecy" refers:
- * The clause was agreed to as formulated.
- 5.15 Clause 15 "Persons entitled to vote" refers:
- * It was noted that this clause was still under consideration by the Ad-Hoc Committee.
- 5.16 Clause 16 "Persons not entitled to vote" refers:
- * It was noted that this clause was still under consideration by the Ad-Hoc Committee.

5.17 Clause 17 "Voters' cards" refers:

- * It was noted that this clause was still under consideration by the Ad-Hoc Committee.

5.18 Clause 18 "Registration for purposes of election" refers:

- * It was suggested that this clause should be reconsidered, particularly with regard to the registration of parties after the election. It was further suggested that this clause and clause 19 should be referred to the Ad-Hoc Committee to deal with this particular aspect. Other participants did not agree with this view. Lengthy discussion and debate followed.
- * During the course of the debate concerns were expressed about the lack of progress and the resolution of issues referred the Ad-Hoc Committee.
- * It was noted that the Technical Committee would provide clarity on the issue that registration of parties did not lapse after the election and would continue until such time as the next election took place or until this Act was repealed.
- * After lengthy debate it was noted that the Council recognised the need for provision to be made in the Constitution for the Transition for the registration of political parties beyond the election of the National Assembly and any other legislature, during the interim phase. This issue was therefore referred to the Technical Committee on Constitutional Issues. The Technical Committee on Constitutional Issues should submit a recommendation to the Council on this issue. The South African Government was requested to make a submission in this regard to the Technical Committee on Constitutional Issues.
- * It was noted that the South African Government reserved its position on clause 18 and clause 19.

5.19 Clause 19 "Application for registration for purposes of election" refers:

- * Clause 19 (1) as formulated was agreed to.
- * With regard to clause 19 (2) (a), it was suggested that the reference to signatures and thumbprints should be deleted. Other participants did not support this view. It was noted that Council would revisit this clause.
- * It was noted that Council would also revisit clause 19 (2) (b).

- * Clauses 19 (3) (a), (b), (c), (d), (e), (f) and (g) were agreed to as formulated.
- * With regard to clause 19 (4) or alternatively clause 20, it was suggested that reference should be made to the fact that the commitment referred to in clause 19 (4) would also apply to the office bearers and party officials of all parties which made up an alliance.
- * Clause 19 (5) as formulated was agreed to.
- * Clause 19 (6) as formulated was agreed to.
- * Clause 19 (7) as formulated was agreed to.
- * Clauses 19 (8) (a) (i) and (ii), (b) (i) and (ii) (aa) and (bb) as formulated were agreed to.
- * Clause 19 (9) as formulated was agreed to.
- * Clauses 19 (10) (a) and (b) as formulated were agreed to.
- * Clause 19 (11) as formulated was agreed to.

5.20 Clause 20 "Registration of alliances of parties" refers:

- * With regard to clause 20 (1), it was suggested that provision should be made for the names of the alliance parties/members to appear on the ballot paper and/or the election list.
- * Clause 20 (2) (a) was agreed to as formulated.
- * Clause 20 (2) (b) was agreed to as formulated.
- * Clause 20 (3) was agreed to as formulated.
- * It was suggested that the Technical Committee should define the terminology "record of understanding".
- * It was suggested that clause 20 (4) should be deleted. Other participants did not agree with this view. The clause was agreed to as formulated but with the consideration that the word "lapse" be replaced by the word "void".
- * Clause 20 (5) was agreed to as formulated.
- * It was suggested that this whole clause should be deleted. Other participants did not agree with this view.

- * It was noted that the South African Government reserved its position on this clause.

5.21 Clause 21 "Notice of registration in Gazette" refers:

- * Clause 21 as formulated was agreed to.
- * Clause 21 (a) as formulated was agreed to.
- * Clause 21 (b) as formulated was agreed to.
- * Clause 21 (c) as formulated was agreed to.
- * Clause 21 (d) as formulated was agreed to.

5.22 Clause 22 "Determination of voting day and hours of voting" refers:

- * It was noted that this clause was still under consideration by the Ad-Hoc Committee.

5.23 Clause 23 "Submission of lists of candidates to Chief Director" refers:

- * Clause 23 (1) as formulated was agreed to.
- * Clause 23 (2) as formulated was agreed to.
- * With regard to clause 23 (3), it was suggested that the following words should be added to the end of this clause and to the end of clause 24 (1) (b): "and in the case of an alliance party, the name of the party to which each of the candidates belongs or has designated such candidate". It was noted that this was in regard to the lists published in the Government Gazette and which the IEC may publicise in one way or another as it deemed fit. Other participants suggested that if this provision was inserted, it should not be obligatory for an alliance. After discussion it was agreed that the ANC, the AVU and the DP meet informally to resolve this issue during the course of the morning of 4 November 1993. The Technical Committee requested that the bilateral meetings should agree on what the definition of an alliance is.
- * Clause 23 (4) as formulated was agreed to.
- * Clause 23 (5) (a) as formulated was agreed to.
- * Clause 23 (5) (b) as formulated was agreed to.
- * With regard to clause 23 (6), it was suggested that the Chief Director

should only delete the name of the candidate in consultation with the said candidate.

- * With regard to clause 23 (7), it was suggested that the reference should be amended to cover not only the alliance party but also the single party.

1.24 Clause 24 "Publication of lists of candidates" refers:

- * Clauses 24 (1) (a) and (b) as formulated were agreed to.
- * Clause 24 (2) as formulated was agreed to.
- * Clause 24 (3) as formulated was agreed to.
- * Clause 24 (4) as formulated was agreed to.
- * Clause 24 (5) as formulated was agreed to.

1.25 Clause 25 "Voting stations" refers:

- * It was suggested that clauses 25 (b) (i) and (ii) should apply to clause 25 (1) (a). No further comments were noted on this clause.
- * With regard to clause 25 (1) (b), it was suggested that there should be flexibility with regard to the "cut-off point". The Technical Committee noted that it would consider this suggestion taking into account the debate in the Negotiating Council.
- * With regard to clause 25 (1) (b), lengthy discussion proceeded around the extend to which partisan party political activity should be permitted within the inner perimeter. Differing opinions and views were expressed. Partisan party political activity may or may not include banners, posters, rosettes, etc. but it was generally accepted that the canvassing of voters within the inner perimeter should not be allowed. After lengthy debate it was agreed to refer this issue to the Planning Committee for its attention and to make a recommendation to the Negotiating Council.

The meeting adjourned for tea at 17h00.

The meeting reconvened at 17h15.

- * Clause 25 (2) as formulated was agreed to.

- * Clause 25 (3) as formulated was agreed to.
- * With regard to clause 25 (4), it was suggested that the Technical Committee should reconsider this clause taking into account the discussion in the Negotiating Council.
- * Clause 25 (5) as formulated was agreed to.
- * Clause 25 (6) as formulated was agreed to.
- * Clause 25 (7) as formulated was agreed to.
- * Clause 25 (8) as formulated was agreed to.

5.26 Clause 26 "Foreign voting stations" refers:

- * With regard to clause 26 (1), it was suggested that it should be stated that there should be voting stations at all missions outside the country. Other participants did not agree with this view. It was noted that Council would revisit this clause.
- * Clause 26 (2) as formulated was agreed to.

5.27 Clause 27 "Supplying of voting materials" refers:

- * It was suggested that each voting station should have a different stamp and that each voting station should have a different stamp for each day of voting. Furthermore, this should be provided for in the Act.
- * Clause 27 (1) as formulated was agreed to.
- * Clause 27 (2) as formulated was agreed to.

5.28 Clause 28 "Voting compartment and ballot box" refers:

- * This clause as formulated was agreed to.

5.29 Clause 29 "Ballot box" refers:

- * Clauses 29 (1) (a), (b), (c) and (d) as formulated were agreed to.
- * Clause 29 (2) as formulated was agreed to.
- * Clause 29 (3) as formulated was agreed to.
- * Clause 29 (4) as formulated was agreed to.

- * Clause 29 (5) as formulated was agreed to.
- * Clause 29 (6) as formulated was agreed to.
- 5.30 Clause 30 "Ballot paper" refers:
 - * It was noted that this clause was still under consideration by the Ad-Hoc Committee.
- 5.31 Clause 31 "Commencement and closing of vote at voting stations" refers:
 - * The clause as formulated was agreed to.
- 5.32 Clause 32 "Place of voting" refers:
 - * It was noted that this clause was still under consideration by the Ad-Hoc Committee.
- 5.33 Clause 33 "Number of votes per voter" refers:
 - * It was noted that this clause was still under consideration by the Ad-Hoc Committee.
- 5.34 Clause 34 "Voting to be in secret" refers:
 - * The clause as formulated was agreed to.
- 5.35 Clause 35 "Identification" refers:
 - * The clause as formulated was agreed to.
- 5.36 Clause 36 "Manner of voting" refers:
 - * Clause 36 (1) as formulated was agreed to.
 - * Clauses 36 (2) (a) and (b) as formulated were agreed to.
 - * Clauses 36 (3) (a), (b) and (c) as formulated were agreed to.
 - * Clause 36 (4) (a) as formulated was agreed to.
 - * It was suggested that clause 36 (4) (b) be deleted. After discussion it was agreed to refer this clause back to the Technical Committee who should informally discuss this with the AVU and report back to the Negotiating Council after which a decision would be taken.
 - * Clause 36 (5) as formulated was agreed to.

- * Clauses 36 (6) (a) and (b) as formulated were agreed to.
- * Clauses 36 (7) (a), (b), (c) and (d) as formulated were agreed to.
- * Clauses 36 (8) (a) and (b) as formulated were agreed to.
- * With regard to clause 36 (9), it was suggested that provision should only be made for a voter to make use of her or his own interpreter in the event of a suitable or appropriate interpreter not being available.
- * With regard to clause 36 (9), it was suggested that the presence of interpreters should be obligatory and guaranteed at voting stations.
- * With regard to clause 36 (9), it was suggested that the whole issue of interpreters should be left to the discretion of the IEC and therefore this clause was agreed to as formulated.
- * It was suggested that in clause 36 provision should be made for the marking of the voters' identification document itself and if there were objections to marking it with visible ink, the marking could be done with invisible ink.

5.37 Clause 37 "Voters who cannot read or who are incapacitated by blindness or other physical disability from voting" refers:

- * With regard to clause 37 (1), it was suggested that the words "unable to read or of any voter who is" should be deleted. Other participants did not agree with this view. After discussion clause 37 (1) as formulated was agreed to.
- * Clause 37 (1) (a) as formulated was agreed to.
- * With regard to clause 37 (1) (b), it was suggested that it should be clearly stated how many people should be allowed to assist.
- * Clause 37 (2) (a) as formulated was agreed to.
- * Clause 37 (2) (b) as formulated was agreed to.
- * Clause 37 (3) as formulated was agreed to.

5.38 Clause 38 "Objection to voting" refers:

- * The clause as formulated was agreed to.

5.39 Clause 39 "Tendered ballot papers" refers:

- * It was noted that this clause was still under consideration by the Ad-Hoc Committee.
- * Concerns were again expressed about the lack of progress in the Ad-Hoc Committee. The convenor of the Ad-Hoc Committee noted that the lack of progress was due to members renegeing on agreements reached in the Ad-Hoc Committee and continuous filibustering.

5.40 Clause 40 "Sealing of ballot boxes and other election material by presiding officer" refers:

- * Clauses 40 (1) (a), (b), (c), (d), (e) and (f) as formulated were agreed to.
- * Clauses 40 (2) (a), (b) and (c) as formulated were agreed to.
- * Clause 40 (3) as formulated was agreed to.
- * Clause 40 (4) as formulated was agreed to.
- * With regard to clause 40 (5), it was suggested that the counting officer was the more appropriate person. Furthermore, this suggestion should apply to clause 40 (1) as well.

5.41 Clause 41 "Special voters" refers:

- * With regard to clause 41 (1), it was suggested that the concept of advanced age should be included. After lengthy discussion the clause was agreed to by sufficient consensus as formulated. It was noted that the National Party objected to this and requested revisitation of the clause. The Chairperson noted this request.
- * With regard to clause 41 (1), it was suggested that the words "in the case of a female" were superfluous.
- * Clause 41 (2) as formulated was agreed to.
- * With regard to clauses 41 (3) (a) and (b), it was suggested that provision should be made for an obligation that special votes should be taken in registered hospitals and registered old age homes. After discussion, the clause as formulated was agreed to by sufficient consensus. The National Party noted its objection to this and requested that the clause be revisited. The Chairperson noted the request.

- * Clause 41 (4) as formulated was agreed to.
- * Clause 41 (5) as formulated was agreed to.
- * Clause 41 (6) as formulated was agreed to.
- * Clause 41 (7) as formulated was agreed to.

5.42 Clause 42 "Procedure of voting by special voters" refers:

- * Clauses 42 (1) (i) and (ii) as formulated was agreed to.
- * Clause 42 (2) as formulated was agreed to.
- * Clause 42 (3) as formulated was agreed to.
- * Clauses 42 (4) (a), (b) and (c) as formulated were agreed to.
- * Clauses 42 (5) (a), (b), (c), (d) and (e) as formulated were agreed to.
- * Clause 42 (6) as formulated was agreed to.
- * Clause 42 (7) as formulated was agreed to.

5.43 Proposal in respect of State Funding (see Addendum C):

The Technical Committee presented the report on this issue to Council. Debate and discussion proceeded. There was broad acceptance of the principle but it was agreed that the issue and the report required further consideration by participants. It was noted that Council would revisit this issue. A further report taking into account the debate and discussion in the Negotiating Council would be received by Council from the Technical Committee.

5.44 Annexure to the Report:

The Technical Committee placed the Annexure before Council for its consideration. After discussion it was agreed that the report contained in the Annexure should be forwarded to the Multi-Party Elections Sub-Committee for its attention.

5.45 The Technical Committee was thanked for its work so far completed.

● **Meetings Schedule and Draft Programme:**

The meetings schedule and draft programme were noted by participants (see Addendum D and E).

7. **Closure**

The meeting adjourned at 19h00.

These minutes were ratified at the meeting of the Negotiating Council of 11 November 1993 and the amended version signed by the Chairperson of the original meeting on ...*17/11/1993*.....

.....
CHAIRPERSON



The following delegates and advisers were present at the meeting of the Negotiating Council on Wednesday 3 November 1993:

MJ Mahlangu : Chairperson

Organisation	Delegates	Advisers
ANC	P Molefe N Mokonyane	M Manzini
AVU	C Kruger	AJ Horn
Bophuthatswana		
Cape Trad. Leaders	GD Gwadiso SN Sigcau	SM Burns-Ncamoshe
Ciskei		
DP	KM Andrew D Smuts	P Soal
Dikwankwetla	MC Noge	SOM Moji TJ Mohapi
IFP		
IYP	NJ Mahlangu NS Mtsweni	Q Vilankulu
KP		
INM	SS Ripinga ND Mokoena	GG Zama
Kwazulu		
Labour Party	L Landers	CJG Leander D Lockey
NIC/TIC	C Saloojee F Chochan	K Mayet PS Govender
NP	OAW van Zyl TJ King	LH Fiek
NPP	A Rajbansi S Naidoo	G Chetty S Mudalay
OFS Trad. Leaders	MB Mota RH Mopeli	MA Molefe

●
PAC

B Desai
P de Lille

ER Sibeko

Solidarity

DS Rajah
K Moodley

T Palan

SACP

J Slovo
L Jacobus

SA Government

DPA Schutte
LR Brink

AF Tredoux
NW du Plessis

Transkei

Z Titus
N Jajula

R Nogumla

TVL Trad. Leaders

LM Mokoena
MA Netshimbupfe

NE Ngomane

UPF

A Chabalala
MJ Mahlangu

J Maake

Venda

SE Moeti

S Makhuvha
GM Ligege

XPP

GNK Hetisani

PT Shilubana

T Eloff : Administration
G Hutchings : Minutes
P Lelaka : Administration
M Radebe : Administration

Resolution B

NATIONAL PEOPLE'S PARTY OF SOUTH AFRICA

4 November 1993

76 Trisula Avenue
Arena Park
Chatsworth
4030

Dr.T. Eloff
Management
World Trade Centre
Kempton Park

Dear Dr. Eloff

Draft Resolution on the determination of prices for general housing and the resettlement of displaced traders

Mr. Z. Titus enquired that I mention the legislation that deals with resettlement and restitution.

They are :-

1. The Distribution of and Transfer of certain State Land Bill.
2. The Abolition of Racially based Land Measures Bill.
The Bill also refers to land that are owned by The Local Authorities.
3. The various Housing Development Acts of the Own Affairs Departments.

Various municipalities act as agents of the State and the land is sold subject to the conditions that are laid down by the State.

When the Land Commission deals with the return of Land the State in certain cases declares that the land must be returned at the cost of expropriation. There is no uniform policy.

Furthermore the State, through the House of Delegates, is dealing with the sale of the shopping complexes. The tenants were promised that the price would be cost at the date of construction and in certain cases at subsidised prices. The Cabinet Committee is at present dealing with this matter and the pledges should be honoured.

The Durban Municipality is refusing to adhere to the conditions that have been laid down. For example it is selling land for housing of ordinary people at market value.

In Chatsworth land is priced at R32000 for the average person.

Then they are demanding market value for trading sites to resettle victims of the Group Areas Act when the Minister is against such prices. For example in Phoenix the Council wants R865,000 for a 5800 square metres plot and R375,000 for a 3200 square metre plot.

Why should victims of the Group Areas Act pay market value.



With Kind Regards

A.Rajbansi *A.Rajbansi*

44

TECHNICAL COMMITTEE ON THE ELECTORAL BILL

PROPOSAL IN RESPECT OF STATE FUNDING

1. It is proposed that funding be made available by the State under the administration of the IEC to registered parties participating in the elections for specified purposes connected with their electoral campaigns.
2. It is proposed that the categories of permissible expenses should be specified including for example, electoral deposits (party and candidate lists); airfares and other travelling expenses; office rentals; staff (other than candidates) salaries; telephones, fax, and other office infra-structure costs; printing stationery and publicity; advertising and media promotion etc.

Parties should be required to account for and provide proof of expenditures as a pre-condition to their right to make further drawings.

3. It is proposed that two categories of State funding be provided, viz:

3.1 First Level Funding

All parties registering for national and/or SPR elections to be entitled to the same basic initial funding. For example:

National Elections - R1 000 000,00 and/or
SPR Elections - R 100 000,00 per Region

First level funding to be made available either against the provision of collateral security (acceptable to the IEC) OR against proof of minimum voter support (at the same levels as required for registration purposes: ie. 1 000 voters per SPR Region and 5 000 voters for the national elections.

First level funding shall be repayable only:

- 3.1.1 by way of sanction imposed by an Electoral Tribunal in consequence of an infringement of the Electoral Code;
- 3.1.2 by order of the Commission; or
- 3.1.3 on failure to obtain sufficient support to procure the election of at least one member to the National Assembly or relevant SPR legislature.

3.2 Second Level Funding

A second more substantial level of funding is likewise proposed on the basis of a Loan Fund representing up to R5 000 000,00 in respect of a party competing in the national elections and up to R500 000,00 per Region in respect of a party competing in any SPR election.

Second level funding would be available against the provision of collateral security acceptable to the IEC OR proof of voter support representing a number of voters higher than that stipulated in respect of first level funding.

The conditions of such second level funding would likewise envisage repayment, in whole or in part, in compliance with the order of an Electoral Tribunal following an infringement of the Electoral Code OR in the event of the party concerned failing to achieve a certain (more substantial) level of success in the relevant elections OR by order of the Commission.

4. In respect of both first and second level funding it is envisaged that the relevant assistance should be advanced by means of four equal monthly tranches. It would be a condition of the second and each subsequent tranche that satisfactory proof be provided to the IEC of the legitimate expenditure of the earlier tranches upon permissible categories of expense as indicated above.
5. Concerning the PAC proposal, concern is expressed with regard to the unconditional advance of substantial funds to all and sundry political parties without evidence of voter support, control or obligation to give account for approved categories of expenses.

Concerning the DP suggestion, concern is expressed with regard to the status and authority accorded to opinion polls, and the element of "reward" for electoral success.

REVISED PROPOSED SCHEDULE OF MEETINGS

3 NOVEMBER 1993

Bilateral Meetings	Wednesday 3 November 1993	08h30-13h00
Negotiating Council	Wednesday 3 November 1993	14h00-20h00
Bilateral Meetings	Thursday 4 November 1993	08h30-13h00
Planning Committee	Thursday 4 November 1993	13h30-15h30
Negotiating Council	Thursday 4 November 1993	15h30-22h00
Negotiating Council	Friday 5 November 1993	08h30-18h00
Planning Committee	Monday 8 November 1993	09h30-13h00
Negotiating Council	Monday 8 November 1993	13h00-21h00
Internal Consultation	Tuesday 9 November 1993	
Bilateral Meetings	Wednesday 10 November 1993	08h30-13h00
Negotiating Council	Wednesday 10 November 1993	13h00-21h00
Bilateral Meetings	Thursday 11 November 1993	08h30-13h00
Negotiating Council	Thursday 11 November 1993	13h00-21h00
Negotiating Council	Friday 12 November 1993	09h30-finalisation

Please note :

The adjournment times of the Negotiating Council meetings as stated are target times, which will only apply if the agenda has been completed, subject to the final decision of the meeting.

REVISED DRAFT PROGRAMME FOR MEETINGS

3 NOVEMBER 1993

Wednesday 3 November 1993	Discussion:	*	Third Draft of the Electoral Bill
Thursday 4 November 1993	Discussion:	*	Demarcation/Delimitation of Regions
		*	Constitutional Issues (clause 118)
Friday 5 November 1993	Discussion:	*	Constitutional Issues (clause 121)
Monday 8 November 1993	Discussion:	*	Constitutional Issues
		*	Fourth Draft of the Electoral Bill
Tuesday 9 November 1993	Internal Consultation		
Wednesday 10 November 1993	Discussion:	*	Constitutional Issues
		*	Identification of Discriminatory Legislation
		*	Fundamental Rights during the Transition
Thursday 11 November 1993	Discussion:	*	Constitutional Issues
		*	Any outstanding Issues (finalisation)
Friday 12 November 1993	Discussion:	*	Constitutional Issues (finalisation)