

Addendum D

Recommendations Agreed upon by the GAC at their Meeting on 4 - 5 May

1 The Media in the Transition (Recommendation to Working Groups 01 & 03)

The GAC recommends that Working Group 1 and Working Group 3 agree upon a politically neutral Independent Communications Authority which shall:

- * include gender conscious persons;
- * facilitate media access for women;
- * monitor and discourage sexist programmes, articles and advertising;
- * encourage non-sexist, non-discriminatory publications;
- * ensure the participation of women on all media bodies, at all levels;
- * organise that radio and television programmes which educate women about the democratic process and their right to participate therein without fear of intimidation, are prepared as a matter of urgency

2 Constitutional Principles

The GAC advises that:

- 2.1 It fully supports a Justiciable Bill of Fundamental Human Rights to be attached to the constitution.
- 2.2 It fully supports the concept of a qualified Equality Clause in the Bill of Rights and the Constitution.
- 2.3 It recommends that Working Group 2 address the problem of redressing and eliminating gender inequalities.
- 2.4 It recommends to WG 2 that they take note of the desirability of a document containing a set of ideals regarding gender issues, which should be accepted by a future Constitution Making Body as a document to be used by the courts to assist women in claiming and exercising their rights under the constitution and Bill of Rights to ensure gender equality.
- 2.5 The GAC further recommends to Working Group 02 that the Bill of Rights include some form of rights and protection for children.

Constitutional Language:

- 2.6 The GAC recommends that the terms "men and women" and "men, women and children" be used wherever respectively appropriate, in the drafting of the Constitution, in place of the terms "people" or "persons".

On Agreements Reached Regarding Constitutional Principles:

- 2.7 Regarding the "Provisional Areas of Commonality that Already Exist" in Working Group 02 as adopted by the Steering Committee of WG 02 on 27 April, the GAC recommends the following (refer to Document prepared by the Steering Committee of Working Group 2 on 27 April):
- 2.7.1 Item 1.1.3 should be amended to read "The diversity of languages, cultures and religions will be acknowledged, within the non-racial and non-sexist principles of the Constitution."
 - 2.7.2 Item 1.1.7.1 should be amended to read "A judiciary that will be independent, non-racial, impartial, gender sensitive and inclusive of women."
 - 2.7.3 Item 1.1.7.2 should be amended to read "An entrenched and justiciable Bill/Charter of Fundamental Rights, which will protect the rights of women and children."
 - 2.7.4 Item 1.2.2 should read "At each level there shall be democratic representation, consistent with non-racial and gender sensitive principles."
 - 2.7.5 Item 1.3.1 should read "A new constitution shall provide for effective participation of minority political parties consistent with democracy, non-racialism and non-sexism"

Constitution Making Body/Process:

- 2.8 The GAC recommends that when drawing up the electoral procedures, methods should be sought to encourage full participation of women. This should apply to both encouraging women to exercise their political rights to campaign and stand for election as well as to vote. These provisions would include, among others, education programmes, elimination of sexual harassment (refer to item 1.3), drawing up of electoral lists and giving women reasonable exposure in the media.
- 2.9 The GAC strongly recommends that all parties include a fair proportion of women in their electoral lists. It is essential that women are evenly distributed within the lists, to ensure their inclusion in the elected body.
- 2.10 The GAC recommends that any committees set up by the Constitution Making Body must contain an adequate number of women.
- 2.11 The GAC recommends that the Constitution Making Body should consider a sub-committee to monitor and raise gender issues in the drafting of the Constitution and the Bill of Rights.
- 2.12 The above 4 proposals should apply to future elections at a local, regional and national government level.