

TERMS OF REFERENCE: THE SUB-COMMITTEE INVESTIGATING POSSIBLE PARTICIPATION IN CODESA BY THE KING OF THE ZULUS AND OTHER TRADITIONAL LEADERS

- 1.1 Whereas CODESA has been convened for purposes of transforming South Africa into a real and true democracy;
- 1.2 Whereas it is accepted that all the people of South Africa ought to be accorded the right to contribute to the negotiating process of CODESA on a meaningful basis;
- 1.3 Whereas CODESA is a body made up of political parties, political organisations and administrations;
- 1.4 And whereas it is necessary to consider, report on and recommend on whether the King of the Zulus and other traditional leaders should be given the opportunity of participating in the negotiating process of CODESA in whatever manner;

2. NOW, THEREFORE:

- 2.1 The Management Committee hereby resolves that a sub-committee constituted as follows:

TJ Mohapi (convenor)
FT Mdlalose
NJ Mahlangu
MJ Mahlangu
J Zuma
J Slovo
CW Eglin
TT Matanzima

be mandated to deliberate on this and, in particular, to report on the following:

- 2.1.1 Whether
 - (a) the King of the Zulus, and
 - (b) other traditional leaders,should be given the opportunity of participating in the negotiating process of CODESA; and
 - 2.1.2 If so, the appropriate form of such participation, including any other options within which they may be accorded the right to participate on a meaningful basis.
- 2.2 In the execution of its mandate, the sub-committee shall take into account, and give effect to, the following principles and guidelines adopted by the Management Committee on 10 February 1992. These are:
 - 2.2.1 All participants in CODESA, including any other interested parties, should, on the invitation of the sub-committee, be given a full and fair opportunity to present written memoranda and also to testify before, and make oral representations to, the sub-committee on this subject;

- 2.2.2 The Management Committee shall be presented with interim reports on progress made with regard to the investigation;
- 2.2.3 The practical situation presently found in South Africa with regard to traditional leadership, as well as the position in other African countries, shall be looked at and considered;
- 2.2.4 The possible effect the sub-committee's recommendations will or may have on the present composition and constitution of CODESA should be looked at and reported upon;
- 2.2.5 The need to motivate fully any recommendation, proposal or conclusion which the sub-committee may make in this regard; and
- 2.2.6 The need to provide the Management Committee with a comprehensive report prior to the next plenary session of CODESA.