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**REPORT PREPARED BY Z. TITUS
ON THE CONSTITUTION OF A CODESA DRAFTING COMMITTEE
FOLLOWING UPON RESOLUTIONS AND DECISIONS TAKEN
AT A MEETING OF THE WGSCs, GAC AND DMC
HELD ON THE 5TH MAY 1992**

The proposal with regard to the formation of the Drafting Committee as set out in the minutes of the DMC meeting of the 30 March 1992 were put to the meeting of the WGSCs, the GAC and the DMC held on the 5th May 1992.

It was stated that these proposals had also been presented by the Chairman of the Management Committee to the meeting of the WGSCs and the DMC held on the 24 March (at which WGSC5 did not attend) and again to the meeting held on the 28th April 1992 at which all the WGSCs, the DMC and the GAC were represented.

It was also recorded that the proposals had been presented to the representatives of WGSC5 at meetings held on the 30th March and the 27th April between WGSC5 and the DMC. At the meeting of the 27 April, the specific matters in respect of which drafting-specialists are required, were also identified.

The meeting held on the 5th May 1992, approved of all the proposals set out in the minutes of the meetings referred to above. It was agreed that what was left to be considered was the mapping out of how to take the matter forward. It was proposed that the DMC would, through P.J. Gordhan, R.P. Meyer, P. Hendrickse and Z. Titus, confer with WGSC5 representatives who still have to be nominated, on the following outstanding matters:

- a) the formulation of a schematic presentation or organogram setting out how the Drafting Committee will be structured. They will also indicate how it will interact with the existing CODESA structures and the respective governments/administrations which in the end will assume the final responsibility for translating such draft legislation into law;
- b) the selection of the persons who will constitute the Drafting Committee as well as those who will head such a Drafting Committee. They will also determine the number of persons who are required for this purpose; and
- c) the formulation of a procedure which will have to be followed by all concerned in the processing of all legislation emanating from or being dealt with by any CODESA structure. In this regard, it was noted that the draft procedure which has been worked out by WG5 may have to be refined in consultation with the members of the Drafting Committee. It was further noted that the procedure which WG5 has proposed does not deviate from any of the minuted agreements reached as at 5 May 1992 insofar as the constitution of a Drafting Committee is concerned.

After some debate as to how the DMC and the respective members of WG5 would take this matter further, it was agreed that a record of the details above be prepared for presentation to WGSC5 which will hold an urgent meeting regarding this issue on Monday 11th May 1992. WGSC5 will report on an urgent basis on the outcome of its meeting to the DMC. All this is being done solely in an effort to ensure that firm proposals regarding the Drafting Committee can be presented to CODESA 2 for consideration.

Finally, it must be recorded that at the meeting of the 5th May it was generally accepted that no legislation would have been drafted before CODESA 2.



TO : SEE BELOW
FROM : CODESA ADMINISTRATION
QUERIES : LOVEDALIA / LORRAINE
RE : REPORT BY Z TITUS - 5 MAY 1992

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P P Jacobs
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D Mvelase

Intando Yesizwe Pty
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Solidarity Party
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National People's Pty
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Also to :
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