

**DRAFT PLENARY RESOLUTION
NO.2**

**RESOLUTION OF PLENARY
OF MULTI-PARTY NEGOTIATING PROCESS
ON THE CONSTITUTION FOR THE TRANSITIONAL PERIOD**

This Plenary of the Multi-Party Negotiating Process held on Wednesday, 17 November 1993 at the World Trade Centre:

1. **Noting:**

The report of the Negotiating Council on the Constitution for the Transitional Period.

2. **Hereby Resolves to:**

2.1 Endorse the draft Constitution for the Transitional Period; and

2.2 Mandate the Negotiating Council

2.2.1 to agree on outstanding issues in this regard;

2.2.2 to agree on necessary technical amendments;

2.2.3 to submit the Constitution to Parliament for consideration; and

2.2.4 to monitor the legislative process.

GOVERNMENT OF NATIONAL UNITY

19 October 1993

1. There shall be a Government of National Unity to endure for five years from the date of the election. (This means that although there may be changes in the membership, the method of appointment and the formula for the composition shall remain the same.)
2. The President shall be elected by the National Assembly by ordinary majority vote.
3. There shall be two Deputy Presidents.
 - 3.1 One shall be designated by the majority party in the National Assembly.
 - 3.2 The other shall be designated by the second largest party in the National Assembly.
4. A party which commands 5 % or more of the seats in the National Assembly shall be entitled to a number of Cabinet posts in proportion to the number of seats held by it in the National Assembly.
5. The Cabinet shall consist of a predetermined number of Cabinet Ministers.
6. The allocation of portfolios shall be determined by the President after consultation with leaders of parties who are entitled and intend to be represented in the Cabinet.

7. Cabinet Ministers will be appointed by the President to the extent of a party's entitlement on the advice of the leaders of the respective parties.

8. The Cabinet must enjoy the support of Parliament.

evjch001

19/10/1993

Property

Reg. - German

Statute

Rest - 3 problems:

Govt. individ - pty owners
group areas
Wild Coast

~~Constitution: Appointment - each party
TRUC courts. Valid bye-laws - legal leg.~~

Min of Culture

~~TRUC
Presidential~~

- ~~1) Objectives of Const.~~
- ~~2) Barest service~~
- ~~3) Junets of gov - representative/balanced~~
- ~~Specialised knowl.~~
- ~~182(6) - experienced~~



NATIONAL NEGOTIATIONS CONSULTATIVE FORUM

CENTRAL METHODIST CHURCH

2nd November 1992

Draft Agenda

- 1. Welcome and Introduction - Thabo Mbeki**
- 2. The Negotiations Process - Valli Moosa**
Where are we at and the future of multilateral negotiations
- 3. Proposed Agenda for the Bilateral with the Regime - Matthews Phosa**
- 4. Outstanding Issues - Valli Moosa**
- 5. Closure**

TRANSITIONAL EXECUTIVE COUNCIL PROPOSED APPOINTMENTS

1. TEC Delegate: **CYRIL RAMAPHOSA**
 - TEC alternate to delegate: **MAC MAHARAJ**

2. Sub Council on Defence: **JOE MODISE**
 - NPKF Command Council: **LAMBERT MOLOI**
 - Joint Military Co-ordinating Committee: **SIPHIWE NYANDA**

3. Sub Council on Law and Order: **SYDNEY MAFUMADI**

4. Sub Council on Intelligence: **PENUELL MADUNA**
 - Joint Intelligence Committee: **JOE NHLANHLA**
 - Management Committee: **LINDI SISULU**

5. Sub Council on Local and Regional Government: **BILLY COBBET**

6. Sub Council on International Relations: **AZIZ PAHAD**

7. Sub Council on the Status of Women: **MAVIVI MANZINI**

8. Sub Council on Finance: **TREVOR MANUEL**

7. Regional Constitutions

- * Each Regional legislature determines whether they need one.
- * Provision for symmetrical powers and asymmetry of institutions
- * Subject to approval by CMB
- * Must not be repugnant to National Constitution agreed by CMB.

8. Elections

- * Will there be a single thrice ^{allocated} ~~transferable~~ vote?
- * Or, will there be two separate elections?
- * Or, some other way?

What do
they want?
Long its?
powers?

agree.
Voting
regul const.
form.

Present - -

$\frac{2}{3}$ maj.

