

(Version Two)

STATEMENT OF INTENT

Considering the wish of the overwhelming majority of South Africans to have a new constitution based on universally accepted principles of democracy and freedom, and

Bearing in mind the expectations of the international community, as expressed in the Harare Declaration and UN statement on the ending of apartheid and the installation of democracy in South Africa,

We, the participants in CODESA, declare that the principles listed below shall form the foundation of a new constitution for our country.

1. South Africa shall become a united, democratic, non-racial and non-sexist state.
2. All its people shall enjoy common and equal citizenship and nationality, regardless of race, colour, sex or creed.
3. All its people shall have the right to participate in the government and administration of the country on the basis of a universal suffrage exercised through one person, one vote under a common voter's roll. The basic electoral principle shall be that of proportional representation.
4. There shall be a separation of powers between the legislature, executive and judiciary with appropriate checks and balances.
5. South Africa shall be a multi-party democracy with free, fair and regular elections, and all shall have the right to form and join any political party of their choice.
6. All shall enjoy universally recognised human rights, freedoms and civil liberties, protected under an entrenched Bill of Rights.
7. South Africa shall have a new legal system which shall guarantee equality of all before the law.
8. South Africa shall have an independent, non-racial and representative judiciary.
9. A democratic South Africa shall respect the rights, sovereignty and territorial integrity of all countries and pursue a policy of peace, friendship and mutually beneficial co-operation with all peoples.

# STATEMENT OF INTENT

I. With a view to

redressing the injustices and healing the divisions of the past,

honouring the countless men and women who over the generations have striven selflessly for freedom and justice in our land,

laying the foundations of a new South Africa based on the principles of unity, equality, non-racialism, mutual respect and democracy,

liberating the creative capacities of the people so as to ensure social, economic and cultural advancement for all,

establishing a free and open society based on democratic values where the dignity and worth of every South African man and woman is protected by law,

guaranteeing that people of diverse backgrounds with different faiths and cultural traditions can live together as equals and compatriots, enjoying the same fundamental rights and freedoms, sharing a common loyalty and ~~commit~~ ~~to~~ ~~build~~ ~~a~~ ~~new~~ ~~nation~~,

overcoming the legacy of apartheid and preventing the possible emergence of new forms of oppression and racial domination,

enabling democratic South Africa, respectful of international law, to take its rightful place as part of the family of nations in Africa and an active member of the world community;

*II Bearing in mind the expectations of the international community as expressed in the Harare Declaration and UN statement*

*II. [Bearing in mind - Harare Declaration - and UN statement]*

*on the movement of South Africa from apartheid to democracy;*  
We, the participants in CODESA,

*the following principles:*

- declare that the following principles shall underpin a new Constitution:*
1. South Africa shall become a united, democratic, non-racial and non-sexist state.
  2. All its people shall enjoy common and equal citizenship and nationality, regardless of race, colour, sex or creed.
  3. All its people shall have the right to participate in the government and administration of the country on the basis of a universal suffrage exercised through one person, one vote under a common voter's roll. The basic electoral principle shall be that of proportional representation.
  4. There shall be a separation of powers between the legislature, executive and judiciary with appropriate checks and balances.
  5. *→* All shall have the right to form and join any political party of their choice.

*South Africa shall be a multi-party democracy with free, fair and regular elections, and*

~~and~~ and justiciable

6. All shall enjoy universally recognised human rights, freedoms and civil liberties, protected under an entrenched Bill of Rights.
7. South Africa shall have a new legal system which shall guarantee equality of all before the law.
8. South Africa shall have an independent, non-racial and representative judiciary.
9. A democratic South Africa shall respect the rights, sovereignty and territorial integrity of all countries and pursue a policy of peace, friendship and mutually beneficial co-operation with all peoples.