



DRAFT AGENDA FOR THE ELEVENTH MEETING OF WORKING GROUP 2 (CONSTITUTIONAL PRINCIPLES) ON 21 APRIL 1992 AT THE WORLD TRADE CENTRE

1. Apologies

2. Ratification of Agenda

3. Ratification of Minutes

4. Discussion on Assignment 2

Inkatha

4.1 Further Questions to ~~ANC~~ and Further Submissions

4.2 General Discussion of Key Issues with Reference to the Constitution Making Body (Steering Committee suggestions)

5. Key Issues to be Addressed:

5.1 Economic freedom, governmental intervention and economic systems

5.2 Accommodation of the diversity of languages, cultures and religions

5.3 Role of Traditional Leaders

5.4 The Bill/Charter of Fundamental Rights including:

5.4.1 Its nature and scope

5.4.2 Affirmative action

5.4.3 Second generation rights

5.5 Self-determination

5.6 Inclusion of new items, namely :

5.6.1 The role of standing committees in the formulation of legislation

5.6.2 Government will be open, accessible and accountable

5.6.3. Power-sharing.

6. AOB

6.1 Progress with Public Submissions

6.2 Item 4.4 of the Minutes of the Meeting of 2 March 1992:

Further discussion of the common principle regarding the balance between central, regional and local government

6.3. Expectations & report on progress to CODESA II

7. Next Meeting



WG2/CMB.

WORKING GROUP 2 DISCUSSION ON CONSTITUTION MAKING BODY 7 APRIL 1992

**WORKING GROUP 2
21 APRIL 1992**

*Monday whole
day - plenary
Tues.*

**SUGGESTED DISCUSSION ON CONSTITUTION MAKING BODY PREPARED BY
WORKING GROUP 2 STEERING COMMITTEE**

1. Should the Constitution Making Body (hereafter CMB) be elected?
if no, how should it be composed?
If yes, should restraints on decision making by simple majoritarianism be applied :
 - 1.1 By a specially constructed second chamber, or
 - 1.2 By a special majorities or other mechanisms built into CMB itself?
1.3 as by any other means.
2. How far should Codesa go in "fleshing out" the constitutional principles?
3. Should TBVC voters participate in the election of a CMB?
4. Should the CMB also act as the interim legislature? If not, how is the new constitution to become law?
5. Is there a role for a referendum? If yes, at what point in the constitution-making process?
6. Should the CMB draft regional constitutions simultaneous to the national constitution?
7. Should there be a Constitutional Panel to compare the constitution with the agreed constitutional principles?

10-4



WG2/CMB.

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