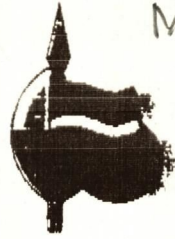


African National Congress

51 Plein Street
Johannesburg 2001
P O Box 61884
Marshalltown 2107



MCH91-673-7

Tel: (011) 330-7000
Fax: (011) 330-9090
Telex: 421252

FAX TRANSMISSION.

TO: _____

DATE: 29-01-1992

ATT: Cde Albie Sachs

DEPT: S.G.O.

FAX: 021-222-626

SENDER: Tina

NUMBER OF PAGES (INCLUDING COVER SHEET) 2

IF THIS FACSIMILE IS UNCLEAR OR INCOMPLETE, CONTACT THE FAX OPERATOR, EXT...7067.....

ADDITIONAL MESSAGE:

Pls find herewith Codesa Proposal
to Steering Committee

Amand/a!

MCH91-67-4-7
CODESA WORKING GROUP 2

PROPOSAL TO STEERING COMMITTEE

That the Steering Committee recommends to the Working Group as follows:

A FIRST ASSIGNMENT

1. That participants and the public at large be invited to submit written proposals and submissions to the Working Group on the principles which should be embodied in a future constitution, with special reference to the themes mentioned below;
2. that the following themes serve as a framework for the discussion of constitutional principles:
 - (a) the principle of self-determination and the extent to and way in which the principle may find application in the South African situation;
 - (b) the distribution of governmental power between first, second and third tier government and the division of power between the legislative, executive and judicial authorities;

MCH91-67-H-F

3

- (c) the preferable nature of democracy in a new constitution with reference to systems based on simple majoritarianism and systems allowing meaningful inclusion of political minorities;
- (d) the constitutional relationship between *State* and *Citizen* with special reference to
- (i) civil, economic, religious and cultural rights and the role of a Bill of rights
 - (ii) the limitation of state intervention in non-political interests
 - (iii) the role of the Courts and the application of the *Rule of Law*.
3. (a) That *four* sub-groups be formed to discuss the above themes and report back to the Steering Committee which submits a consolidated report to the Working Group;
- (b) that each delegation nominate one person to serve on a sub-group;
- (c) that the report of the Steering Committee (as referred to in (a)) be structured in such a way ~~above~~ that *criteria* be elucidated which could be used to evaluate proposals submitted by the public;
4. that the following initial programme of work be followed:

3

- MCH 91-57-4-7
- 6 February 10:00 - 16:00 - Working Group to discuss recommendation of Steering Committee
- 11 February 10:00 - 16:00- Sub-groups meet
- 17 February 10:00 - 17:00- Sub-groups meet
- 24 February 10:00 - 17:00- Progress reports to Working Group
- 29 February - Final date for submissions and proposals from public.

B SECOND ASSIGNMENT

1. That participants and the public at large be invited to submit written proposals and submissions on the constitution making body/process,
2. that the matter be considered further after the closing date for submissions and proposals and
3. that 29 February be set down as the final date for submissions and proposals.