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**CENTER FOR HUMAN RIGHTS AND CONSTITUTIONAL LAW**

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December 20, 1991

**Via fax 011-397-2211**

**Murphey Morobe**  
**Chairman**  
Convention for a Democratic South Africa (CODESA)  
Republic of South Africa

Dear Mr. Morobe:

I am writing on behalf of the South Africa Constitution Watch Commission, an independent, non-Governmental body formed in 1991 for the purpose of producing periodic reports on the positions of major parties in South Africa on constitutional developments and free elections as analyzed under the International Bill of Human Rights, including the Charter of the United Nations, the Universal Declaration of Human Rights, the International Covenant on Civil and Political Rights of 1966, the International Covenant on Social, Economic, and Cultural Rights of 1966, and related international human rights documents.

Whatever approaches the South African participants ultimately adopt toward a new democratic, non-racial society, the Watch Commission's periodic Reports and meetings we would like to schedule in South Africa in 1992 will hopefully be of assistance in bringing to the parties' attention the content and status of international human rights law, and encouraging maximum compliance with, respect for and promotion of those standards in the formulation and continuing modification of the positions held by those parties in the course of the negotiations towards a new constitution.

Members of the **South Africa Constitution Watch Commission** include:

**The Honorable Oscar Arias**, former President of Costa Rica and Nobel Peace Prize Laureate

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**Mr. Harry Belafonte**, entertainer and international human rights activist

**The Honorable P.N. Bhagwati**, former Supreme Court Justice of India

**The Honorable Jimmy Carter**, former President of the United States of America

**The Honorable Telford George**, Chief Justice of the Supreme Court of the Commonwealth of Bahamas

**Dr. Benjamin Hooks**, Executive Director of the National Association for the Advancement of Colored People (NAACP) (United States)

**Mr. Sydney Kentridge, Q.C.**, of Brick Court Chambers in London

**Gibson Kamau Kuria**, Harvard University Fellow

**Dr. Fang Lizhi**, internationally reknowned astrophysicist and leading dissenter from the People's Republic of China

**Anthony Lester, Q.C.**, Chairman of Interights

**Professor Winston Nagan**, 1990-91 Chairperson of the Board of Directors of Amnesty International, U.S.A.

**Professor Charles Norchi**, Yale Law School, Myres S. McDougal Fellow

**His Excellency Soli Sorabjee**, former Attorney General of India

**Dr. Rodolfo Stavenhagen**, el Colegio de Mexico.

The Commission is assisted by a Legal Advisory Committee made up of experts in the fields of constitutional and human rights law, including:

**Kerry Kennedy-Cuomo**, Executive Director of the Robert Francis Kennedy Memorial Center for Human Rights, co-sponsor of the South Africa Constitution Watch Commission project

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**Peter Anyang'Nyong'o**, Head of Programs, African Academy of Sciences, Nairobi, Kenya

**Professor Fletcher Baldwin**, University of Florida College of Law

**Professor Robert Benson**, Loyola Law School, Los Angeles

**Professor Francis A. Boyle**, University of Illinois College of Law

**Sandra Coliver, Esq.**, Legal Officer of Article 19, London, United Kingdom)

**Professor Drew S. Days III**, Yale Law School

**Honorable David Friedman**, former Supreme Court Justice, Natal, South Africa

**Professor Curt Garbesi**, Loyola School of Law, Los Angeles

**Professor Claudio Grossman**, Washington College of Law, American University

**Professor Hurst Hannum**, Fletcher School of Law and Diplomacy

**Paul Hoffman, Esq.**, former National Chairman, Amnesty International-U.S.A. and Legal Director, A.C.L.U. Foundation of S. California

**Professor Goran Hyden**, University of Florida Center for African Studies

**Professor Haakan Hyden**, Chair-Lund University Institute of Sociology of Law, Sweden

**Professor Randall Kennedy**, Harvard University School of Law

**Professor Richard Lillich**, University of Virginia School of Law

**Martin Lutingh, Esq.**, Lawyers Committee on the Constitution, South Africa

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**Professor Tony Matthews, University of Natal School of Law**

**Professor John Moore, University of Virginia School of Law**

**The Honorable Frank Newman, former Justice of the California Supreme Court and Professor Emeritus, Boalt Hall School of Law, Berkeley, California**

**Professor Jordan Paust, University of Houston Law Center, Texas**

**Harry Salzberg, Esq., Human Rights Counsel, Center for Human Rights and Constitutional Law**

**Dr. Beinusz Szmuckler, President, American Association of Jurists, Buenos Aires, Argentina**

**Professor Johan Van der Vyver, The Carter Presidential Center, Atlanta, Georgia**

**Professor Burns Weston, University of Iowa College of Law**

**Amy Young, Esq., Executive Director, Human Rights Law Group, Washington, D.C.**

The project is under the overall coordination of the Center for Human Rights and Constitutional Law, an organization I have directed since 1980. The Commission's first book-length report is almost complete. It has taken two years of intensive research and writing by members of the Commission and International Legal Advisory Committee. We anticipate completing the first report in the next eight to ten weeks and will then distribute it widely both in South Africa as well as internationally to governments and non-governmental organizations concerned with developments in South Africa. I have enclosed a copy of the table of contents to give you some idea of the breadth of work the Commission, with the assistance of the International Legal Advisory Committee, has undertaken.

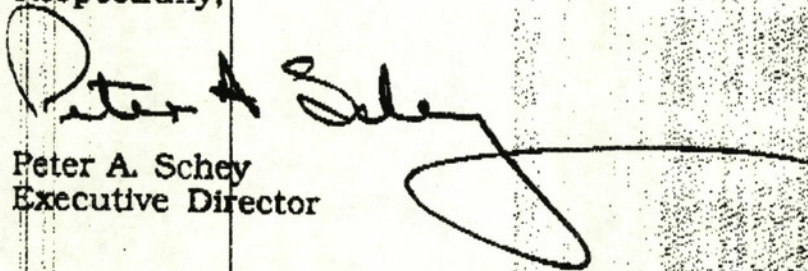
As a South African citizen who has lived in the United States specializing in constitutional law and international human rights for fifteen years, I have a special interest in developments now taking place in South Africa in general, and the work of CODESA in particular.

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As CODESA works to define the role of international organizations in the process of constitutional development, we hope you will consider working with or receiving technical assistance from the South Africa Constitution Watch Commission and its International Legal Advisory Committee. We also stand ready to undertake research assignments on constitutional law or international human rights matters for CODESA. Several of our members are ready and have the resources to attend meetings in South Africa. In summary, we would like to make a positive contribution in any way CODESA might believe helpful.

We look forward to hearing from you and sincerely hope our work in this area can be of some assistance to CODESA. Please feel free to contact us by fax at the following number: (213) 386-9484.

Respectfully,



Peter A. Schey  
Executive Director

enclosure

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