

~~If ordinary, internationally
 accepted and manifestly
 appropri. mech. exist
 for achieving ^{inclusiveness} ~~wide part~~.
 & a high degree of consensus,
 why construct a complex
 & clearly unfair mechanism?~~

~~How inclusive is a process
 which could frustrate
 the will of 70% of
 the pop.?~~ from the
grave

~~Sensitivity to wishes of
 minority cannot be based on
 insensitivity to majority. Been
 denied any rts for decades. Now apply rules~~

It is absurd to have elections
to produce ^{contra-choice} results.

It is group rights without even
the virtue of being honestly
presented. We have long
said ~~called~~ a democrat.

cannot co-exist. The result
is something of a ~~constit.~~
monstrosity.

Not in interest of min. parties
to become associated with
what amounts to institutional
chicanery.

Problem of deadlock.

Majority protection.

Not confidence - building -
but confidence - destroying.

Diff. to see how exclusion
of third of pop. in TBUC
states can be called
inclusive.

Cannot believe that
any of admin^s of TBUC
want to ~~keep~~ ^{prevent} their people
~~of out~~ from part - in CM process
- direct influence on Govt.
make input.

Draft

Shouldn't we prepare a separate and fuller document on these lines?

While WG 2 is entrusted with the task of agreeing on a constitution making process and body, we have to take account of the relationship of our decisions to the interim/transitional arrangements that have to be agreed in WG 3.

The ANC considers that the CMB should also sit as the legislative ~~over~~ assembly/LA during the transition, functioning in that context under the interim government.

After agreement has been reached on both stages of the interim arrangements as presented by the ANC to WG 3, and on the CMB in WG 2, we envisage/propose that the Tricameral Parliament enact the necessary amendments to the constitution (as drafted by WG 5) creating ~~the~~ such institutions as we have agreed with the appropriate powers.

The Interim Government Council created under Phase 1 of our proposals will then begin to function, and specifically ~~create~~ establish the Independent Electoral Commission. This Comm. will within 3 months hold elections for the CMB/LA.

The CMB/LA will as its first task appoint the Interim Government composed of all parties represented in the CMB/LA. On installation of this government,

all Government and Legislative institutions*, including the Jorcamaral Parliament will be dissolved. established under the present constitution

[We need to discuss further the arrangements that should be made for the regional government in the interim period.

The CMB/LA will continue to function as the L.A. during the 7 months it will need to draft the new constitution. During this period, while functioning as a L.A. it will take decisions by consensus, and not the 2/3 majority required for decisions on the constitution. The L.A. will also have to establish its own procedures and appoint its officers as agreed in WG3.