



TO : HEADS OF DELEGATION OF CODESA WORKING GROUP 4,  
CO-ORDINATORS OF WORKING GROUP 4,  
MEMBERS OF WGSC4

FROM : CODESA ADMINISTRATION

QUERIES : LOVEDALIA OR DIANNE

RE :

PLEASE WOULD NOMINATED HEADS OF DELEGATION OR CO-ORDINATORS FOR THE WORKING GROUP, ENSURE THAT THIS DOCUMENT IS DISTRIBUTED CONFIDENTIALLY TO ALL MEMBERS OF THE WORKING GROUP REQUIRING IT, INCLUDING DELEGATES, ADVISERS AND MEMBERS OF THE WORKING GROUP STEERING COMMITTEE (WGSC) WHERE APPROPRIATE.

THANK YOU.

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WORKING GROUP 4

ANC	Negotiations Comm	011-333-9090
Bophuthatswana Gvt	D Schoeman	0140-84-2943
Ciskei Gvt	N Nogcantsi	0401-95-1282
Democratic Pty	Off : Z de Beer	021-461-0092
Dikwankwetla Pty	S P Matla	01438-31721
IFP	F T Mdlalose/ S Felgate	0358-20-2167
Intando Ysizwe	J L Mahlangu c/o J S Mabona	01215-2548
Inyandza Nat Mvmnt	T J Ndaba	013140-879
Labour Party	T Abrahams	021-403-3042
NIC/TIC	P G Gordhan	031-309-2278
	N Pillay	012-374-4792
		ask for fax
National Pty	J Mentz	021-461-761
National People's Pty	M Mohanlall	021-403-2971
Solidarity Party	M F Cassim	021-403-2956
SACP	G Fraser-Moleketi	011-836-8366
	R Mudge	012-343-8043
Transkei Gvt	Z Titus	0471-23876
United People's Frt	c/o PR Chief Min	0156-35244
Venda Gvt	C Neluvhalani: Chief Gvt Liaison Off	0159-23172
Ximoko Prog Pty	C D Marivate/Ackron	01526-23140 or Ria Meyer on 01526-24646
		ask for fax
WG4 Secretary	S Albertyn	011-838-5088





**TO: ALL MEMBERS OF WORKING GROUP 4**  
**FROM: CODESA ADMINISTRATION**  
**DATE: 18 FEBRUARY 1992**

Please find attached:

1. Agenda for WG4 meeting of 24 February 1992
2. Minutes of WG4 meeting of 17 February 1992

**PLEASE NOTE THE SCHEDULE OF FUTURE MEETINGS:**

1. WG4 24 February 10h00 - 13h00
2. WG4 SG1 24 February 14h00 onwards
3. WG4 SG2 24 February 14h00 onwards
4. WG4 SG3 24 February 14h00 onwards
5. On Tuesday 25 February, the following subgroups may meet, depending on what they achieve on 24 February:

WG4 SG1  
WG4 SG2  
WG4 SG 3

6. They will meet from 09h00 onwards  
WGSC4 24 February 16h00 onwards



**DRAFT AGENDA FOR THE MEETING OF THE WORKING GROUP 4 (FUTURE OF THE TBVC STATES) ON 24 FEBRUARY 1992 AT THE WORLD TRADE CENTRE AT 10H00**

1. **Opening by Chairperson**
2. **Report back from WGSC 4 representatives on meeting with the Codesa Secreteriat**
3. **Adoption of Minutes of Working Group 4 meeting of 17 February 1992**
4. **Matters arising from Working Group 4 meeting of 17 February 1992**
5. **Report on Working Group 4 Steering Committee meeting of 18 February 1992**
6. **Rapporteurs**
7. **Report back from each sub-committee**
  - 7.1 Testing the will of the people;
  - 7.2 Citizenship;
  - 7.3 Practical, financial and administrative implications;
  - 7.4 Legal, constitutional and political implications
8. **Land Moratoriums:**

The Democratic Party suggests that a moratorium be placed on all land transfers to the TBVC states
9. **Date for next Working Group meeting**

THESE ARE DRAFT MINUTES. THEY ARE CONFIDENTIAL AND RESTRICTED TO THE MEMBERS OF THE WORKING GROUP, THE DAILY MANAGEMENT COMMITTEE AND THE MANAGEMENT COMMITTEE. THEY ARE STILL SUBJECT TO RATIFICATION BY THE WORKING GROUP AT ITS NEXT MEETING.

**DRAFT MINUTES OF THE FOURTH MEETING OF WORKING GROUP 4 (THE FUTURE OF THE TBVC STATES) HELD AT THE WORLD TRADE CENTRE ON MONDAY 17 FEBRUARY 1992**

**PRESENT:** Delegates and advisers (See Addendum A)  
 S Sigcau (chair)  
 S Albertyn (Secretary)  
 G Hutchings (minutes)

**1. Chairperson's opening remarks**

Delegates and advisers were welcomed by the Chairperson.

**2. Agenda**

The agenda for the day was adopted with the following additions/alterations:

- 2.1 Point 2 became - "adoption of the minutes of WG 4 meeting of 10 February 1992";
- 2.2 Point 3 became "report back to meeting by Chairperson on WGSC 4 meeting of 11 February 1992";
- 2.3 Point 4 became "report back from WGSC 4 representatives who met with the Codesa Secretariat on 17 February 1992";
- 2.4 Point 5 became "sub-committees";
- 2.5 Point 6 became "rapporteurs"

**3. Minutes of WG 4 of 10 February 1992**

- 3.1 SA Government questioned the way the minutes in paragraph 4 and 5 were worded. It argued that there had not been sufficient consensus on these issues. The SA Government argued that Working Group 4 (WG 4) is unique with reference to the issue of "consensus". It proposed that if either the SA Government or any of the TBVC Governments disagreed on any point, then sufficient consensus or consensus could not be reached in WG 4. The Bophuthatswana Government endorsed this view that in the case of WG 4 consensus between the SA Government and the TBVC Governments was needed. The SA Government based its view on the fact that these TBVC states are independent and they cannot be forced to change their status unless they do so voluntarily through constitutional change.
- 3.2 Other delegations disagreed with the SA Government and Bophuthatswana Governments view on consensus arguing that the Standing Rules of Codesa on consensus and sufficient consensus



should be applied.

- 3.3 The Democratic Party pointed out to the SA Government that point 4 of the minutes is a restatement of the Standing Rules of Codesa, which the SA Government had already agreed to. The principle of consensus should be kept separate from point 5, the reincorporation debate.
- 3.4 It was also noted that the SA Government believes that reincorporation is dependent on the will of the people being democratically tested. SA Government stated that this view is supported in one way or another by the majority of the parties. It was the opinion of the SA Government that point 5.1 of the minutes should be deleted or amended.
- 3.5 The ANC stated that the principle of reincorporation had been accepted by WG 4 and that the subcommittees had been formed specifically to look at the modalities of how this should happen. WG 4 should wait for the results of the subcommittees before any other decisions are reached.
- 3.6 It was noted that several parties/organisations objected to the wording of point 5 of the minutes. This was debated and the meeting adjourned. A compromise in the form of a proposal put forward by the Labour Party was decided upon (by sufficient consensus). The minutes for point 5 of the minutes of WG 4 of 10 February 1992 would now read as follows:

**Reincorporation/Opening Statements : Debate**

- 5.1 Various political formations stated their positions on this matter. Several of the groupings expressed themselves favourably disposed in principle to reincorporation.
- 5.2 The implications of reincorporation and non-reincorporation were referred to the subcommittee's to investigate.
- 3.7 The SACP noted its objection to amend paragraph 5 of the minutes as the amendment did not cover the debate which occurred during the meeting of 10 February 1992. The SACP argued that sufficient consensus was reached at the meeting of 10 February 1992 and it was unprocedural to amend the minutes in the way agreed to by WG 4.
- 3.8 Point 11 in the minutes was amended to read as follows:

**Chairperson**

Ms Sigcau was congratulated on the way she had chaired the meetings of WG 4. The SA Government proposed that Ms Sigcau act as chairperson of WG 4 until Codesa 2. WG 4 referred this proposal to the Working Group 4 Steering Committee (WGSC 4).

4. **Report back to WG 4 by the Chairperson on WGSC 4 meeting of 11 February 1992**
- 4.1 It was noted that the minutes of WGSC 4 are provided for the information for WG 4.
- 4.2 WGSC 4 supported the proposal that Ms Sigcau act as chairperson for all WG 4 and WGSC 4 meetings until Codesa 2.
- 4.3 WGSC 4, as mandated by WG 4, read out the Terms of Reference it had formulated for each



of the sub-committees. The chairperson explained that the Terms of Reference for each sub-committee were taken from the Terms of Reference for WG 4 as well as from proposals submitted by the parties. It was agreed that the various sub-committees could make any additions or amendments to their Terms of Reference if need be.

- 4.4 It was agreed that each sub-committee would elect their own chairperson. It was suggested that the chairperson for each of the sub-committees be from parties/organisations that are not represented on the WGSC 4.

## 5. Adjournment

The meeting adjourned for lunch at 13h10 to reconvene at 14h00.

## 6. Chairperson

- 6.1 The Dikwankwetla Party said that they needed clarification on the decision taken by the WGSC 4 on the issue of the chairperson. It was argued by Dikwankwetla that this proposal should have been brought back to WG 4 for a final decision.
- 6.2 Ms Sigcau recused herself from the meeting while WG 4 debated the issue of whether there should be a permanent chairperson until Codesa 2 or a rotating chair. Mr Nogcantsi assumed the position of chairperson.
- 6.3. After an adjournment it was agreed to ask Ms Sigcau to continue as chairperson for all WG 4 and WGSC 4 meetings until Codesa 2.
- 6.4 Ms Sigcau was called back to the meeting and notified of WG 4's decision.

## 7. Sub-committees

- 7.1 WG 4 then broke up into sub-committees.
- 7.2 The sub-committees elected their chairperson as follows:
- 7.2.1. testing the will - EK Moorcroft (Democratic Party):
  - 7.2.2. citizenship - C Marivate (Ximoko Progressive Party):
  - 7.2.3. practical, administrative and financial effects of reincorporation - JL Mahlangu (Intando Yesizwe Party) and C Simkins (Democratic Party):
  - 7.2.4. political, legal and constitutional effects of reincorporation - D Govender (National Peoples Party):
- 7.3 After the elections of the chairpersons, the sub-committees adjourned and arranged to meet on 18 February 1992 at 09h00 at the World Trade Centre.

## 8. Documents Submitted

- 8.1 Resolution on restoration of nationality and citizenship - Addendum B. Submitted by the ANC

- 8.2 Status of independence acts between TBVC states and the South African Government - Addendum C. Submitted by the ANC.
  - 8.3 Testing the will of the people - Addendum D. Submitted by the ANC.
  - 8.4 Citizenship - Addendum E. Submitted by the ANC.
  - 8.5 The administrative, financial and practical effects of reincorporation of the TBVC states - Addendum F. Submitted by the ANC.
  - 8.6 Political, legal and constitutional implications of the reincorporation of the TBVC states into South Africa - Addendum G. Submitted by the ANC.
  - 8.7 Political, legal and administrative implications of incorporation of the TBVC states. - Addendum H. Submitted by the National Peoples Party.
  - 8.8 The future of the TBVC states - Addendum I. Submitted by Inyandza National Movement.
  - 8.9 Comments on the reincorporation of Bophuthatswana - Addendum J. Submitted by Ximoko Progressive Party.
  - 8.10 Delegate fact sheet - No. 1 - Addendum K.
  - 8.11 Bilateral and multilateral agreements between the Republic of South Africa and the TBVC states - Addendum L. Submitted by the South African Government. (Copies of this document were circulated at the meeting and have not been reproduced given the size of the document.)
  - 8.12 Areas of research required if reincorporation of the TBVC states into South Africa is agreed upon - Addendum M. Submitted by the South African Government. (Copies of this document have been handed out and have not been reproduced given the size of the document.)
8. **Report Back of meeting between representatives of the WGSC 4 and the Codesa Secretariat**  
This was referred to the next WG 4 meeting on 24 February 1992.
9. **Rapporteurs**  
This was referred to the next WG 4 meeting on 24 February 1992.
10. **Closure**  
The meeting closed at 16h00.



## Addendum A

Organisation	Delegate	Adviser
ANC	Alfred Nzo Matthew Phosa	Brigitte Mabandla Dullah Omar
Bophuthatswana	BE Keikelame SS Seane	JJ Tlholoe DW Schoeman
Ciskei Government	N Nogcantsi BR Tokota	GF Godden MJ Sondiyazi
Democratic Party	JA Jordaan EK Moorcroft	N Olivier C Simkins
Dikwankwetla Party	SP Matla S Manyane	MJ Molapo DA Thejane
Inkatha Freedom Party	FT Mdlalose VT Zulu	B Anderson NJ Ngubane
Intando Yesizwe Party	JL Mahlangu JS Mabena	MS Mahlangu WM Mohapi
Inyandza National Movement	DZ Makhubela JM Matsana	HA Motaung ND Mokoena
Labour Party	T Abrahams J Douw	W Whyte S Verveen
NIC/TIC	PB Soobrayam NG Patel	Y Carrim J Yawitch
National Party	J Mentz P Farrell	R Radue A Julius
National People's Party	D Govender L Dwarkapersad	S Naidoo RC Panday
Solidarity Party	MF Cassim GN Naidoo	D Bagwandeem Y Seedat
SACP	S Mufamadi T Mtintso	L Nyembe S Ngonyama
SA Government	RF Botha AT Meyer	NP Van Heerden R Prins
Transkei Government	SN Sigcau M Titus	LM Bengu WG Makanda
United People's Front	LM Mokoena	JM Nonyane



	NM Malekane	ER Maponya
Venda Government	S Makhuvha SE Moeti	MJ Mushasha RR Sumbana
Ximoko Progressive Party	CD Marivate C Khosa	TB Shibambu TW Tshabala