



TO : MEMBERS OF WORKING GROUP 4: SUBGROUP 2
CO-ORDINATORS OF WORKING GROUP 4

FROM : CODESA ADMINISTRATION

QUERIES : LOVEDALIA OR GERDA

RE : DRAFT MINUTES - 9 MARCH

ANC
 Negotiations Comm (011) 333-9090
 D Omar (021) 959-2411

BOPHUTHATSWANA GOVERNMENT
 D Schoeman (0140) 84-2943
 B Keikelame (0140) 21851

CISKEI GOVERNMENT
 H J S Kayser (0401) 91189
 B R Tokota (0401) 91189

DEMOCRATIC PARTY
 J A Jordaan (021) 461-0092

DIKWANKWETLA PARTY
 S P Matla (01438) 31721

INKATHA FREEDOM PARTY
 S Felgate (0358) 20-2167
 B Anderson (011) 886-5450
 F T Mdlalose (0358) 20-2470

INTANDO YESIZWE PARTY
 M J Mahlangu c/o
 J S Mabona (01215) 2548
 W Mohapi (0137) 73-1265

INYANDZA NATIONAL MOVEMENT
 T J Ndaba (013140) 744
 D Makhubela (01314) 72453

LABOUR PARTY
 S Verveen (021) 45-1953

NIC/TIC
 P G Gordhan (031) 309-2278
 N Pillay (012) 374-4792
 N G Patel (011) 837-2106

NATIONAL PARTY

J H L Mentz (021) 461-7617

NATIONAL PEOPLE'S PARTY

M Mohanlall (021) 403-2971
S Naidoo (031) 43-1071

SOLIDARITY PARTY

M F Cassim (021) 403-2956

SA COMMUNIST PARTY

G Fraser-Moleketi (011) 836-8366 or 838-2816
T Mtintso (011) 836-8366 or 838-2816

TRANSKEI GOVERNMENT

Z Titus (0471) 23876
S Sigcau/S H L Matabese (0471) 23876 or (0471) 31-0677

UNITED PEOPLE'S FRONT

c/o Chief PR Minister (0156) 35244
L M Mokoena (0156) 24588

VENDA GOVERNMENT

C Neluvhalani :
Chief Gov Liaison Off (0159) 23172
S Makhuvha (0159) 22971

XIMOKO PROGRESSIVE PARTY

J C Ackron (01526) 23140
C Marivate See Above

WORKING GROUP 4 SECRETARY

S Albertyn (011) 838-5088



F A X M E S S A G E

TO : MEMBERS OF WORKING GROUP 4, SUB-GROUP 2
FROM : CODESA ADMIN - DIANNE
DATE : 10 MARCH 1992
RE : MINUTES - 9 MARCH 1992

Attached please find the following :

1. Minutes of the meeting held on 9 March 1992.

Should you have any queries, please do not hesitate to contact us.

Regards.

THESE ARE DRAFT MINUTES, AS APPROVED BY THE CHAIRPERSON. THEY ARE CONFIDENTIAL AND RESTRICTED TO MEMBERS OF THE WORKING GROUP SUB-GROUP 2, THE WORKING GROUP, THE MANAGEMENT COMMITTEE AND THE DAILY MANAGEMENT COMMITTEE. THEY ARE STILL SUBJECT TO RATIFICATION BY THE WORKING GROUP SUB-GROUP 2 AT ITS NEXT MEETING.

DRAFT MINUTES OF THE FOURTH MEETING OF SUB-GROUP TWO (CITIZENSHIP) OF WORKING GROUP 4 (FUTURE OF THE TBVC STATES) HELD AT THE WORLD TRADE CENTRE ON MONDAY 9 MARCH 1992 AT 10H00

PRESENT: Delegates (See Addendum A)

CTD Marivate (chair)

J Steinberg (minutes)

APOLOGIES: none

1. Role call

All delegates were present and noted with the exceptions of B. Keikelame (Bophuthatswana Government), JA Jordaan (Democratic Party) and MT Khosa (Ximoko Progressive Party).

2. Confirmation of Agenda

The agenda was confirmed with an additional discussion on administration.

3. Opening remarks of the chairperson

The delegates were welcomed by the chairperson. The chairperson appealed for progress and harmonious resolution.

4. Minutes

The minutes of sub-group 2 meeting of 2 March 1992 were adopted with typographical changes.

5. Nominating a rapporteur

5.1 The National Party withdrew its nomination of Marius Rezelman for the position of rapporteur. Geoff Budlender was thereby automatically confirmed as rapporteur for sub-group 2 of WG 4.

6. Proposed alteration to the wording of point 8. in the

minutes of the meeting of sub-group 2, 2 March 1992.

6.1 The South African government proposed that the wording of point 8 in the minutes of the meeting of sub-group 2, 2 March 1992 be ammended. The clause reads "Sub-group 2 of working group 4 has reached sufficient consensus that South African citizenship be restored. In this regard there are two views:" The South African government proposed that the clause be changed to read as follows: "Sub-group 2 of working group 4 has reached sufficient consensus that South African citizenship be restored and that in this regard there are two views:" The SA government's motivation was that putting the statement into one clause would reduce the possibility that it would be quoted in such a manner that its intended meaning would become obscured.

6.2 The meeting resolved that the wording in the minutes would remain unchanged since it accurately represented the consensus reached on 2 March.

8. Citizenship

8.1 Sub-group 2 of WG 4 reached consensus on the principle that South African citizenship be restored.

8.2 It was agreed that the question of subjecting the restoration of citizenship to the will of the people be referred to sub-group 1 of WG 4.

8.3 It was further agreed that the question of the mechanics, time span and implementation of the restoration of citizenship be referred to WG 5.

9. The distribution of minutes and agendas

9.1 Delegates again raised the objection that the timespan between their acquisition of minutes and agendas and the commencement of meetings was inadequate vis a vis embarking on sufficient processes of consultation.

10. Further Meetings

The next meeting of sub-group 2 of WG 4 will be held on Monday 23 March 1992 at the World Trade Centre at 10h00.

11. Closure

The meeting was closed at 13h05.

Party/Organisation

Delegate

ANC

D Omar

Ciskei Government

RB Tokota

Dikwankwetla Party

SP Matla

Inkatha Freedom Party

FT Mdlalose

Intando Yesizwe Party

WMB Mohapi

Inyandza National Movement

D Makhubela

Labour Party

S Verveen

National Party

JHL Mentz

NPP

S Naidoo

NIC/TIC

NG Patel

SACP

T Mtintso

SA Government

RS Schoeman
(subs: CC Prins)

Solidarity Party

MF Cassim

Transkei Government

SHL Matabese

UPF

LM Mokoena

Venda Government

SR Makhuvha

**DRAFT AGENDA FOR SUB-GROUP 2 (CITIZENSHIP) OF WORKING GROUP 4
(FUTURE OF THE TBVC STATES) FOR 23 MARCH 1992 TO BE HELD AT THE
WORLD TRADE CENTRE AT 10H00**

- 1 Roll Call**
- 2 Confirmation of Agenda**
- 3 Opening by chairperson**
- 4 Adoption of minutes of sub-group 2 meeting of 9 March**
- 5 Matters arising from minutes of sub-group 2 meeting of 9 March**
- 6 Ratification of Draft Report**
- 7 Information submissions from the Ciskei government**
- 8 Further terms of reference**
- 9 Date for next meeting**
- 10 Closure**

REPORT OF SUB-GROUP 2 (CITIZENSHIP) WORKING GROUP 4 (THE FUTURE OF THE TBVC STATES)

1. CITIZENSHIP

1.1 SG 2 of WG 4 has reached sufficient consensus that South African citizenship be restored. In this regard there are two views:

a) Citizenship should be restored immediately

b) Citizenship should be restored after the testing of the will of the people and if such expression of the will is in favour thereof.

1.2 Reservation

The Bophuthatswana Government records its position that:

a) Citizenship should not be imposed on people

b) The will of the people at all times be tested in terms of the procedures that might be agreed upon.

2. Press Release

The "sufficient consensus" statement on citizenship in paragraph 1.1 above should be used as a press release after it has been approved by WG 4.

3. Rapporteur

Sub-group 2 has adopted Mr Geoff Budlender as its rapporteur

4. Mechanics of the Restoration of Citizenship

4.1 The question of the testing of the will of the people in the process of the restoration of the citizenship is referred to the recommendation of sub-group 1 of WG 4.

4.2 The question of the mechanics, time span and implementation of citizenship is referred to Working Group 5.

CTD Marivate
Chairperson: Sub-Group 2 of Working Group 4
9 March 1992

FINAL SUMMARY OF PROCEEDINGS OF SUB GROUP 1 (TESTING THE WILL OF THE PEOPLE) OF
WORKING GROUP 4 (THE FUTURE OF THE TBVC STATES)

With the exception of Bophuthatswana, which expressed certain reservations, sufficient consensus has been reached on the following points related to our terms of reference:

- a) That the will of the people in the TBVC states be tested.
- b) That such a test be done concurrently with the rest of South Africa and that race or ethnicity should play no role in the process.
- c) That testing be done by way of a referendum.
- d) That the question asked be related to the constitutional recommendations/proposals made by Codesa.
- e) With regard to the eligibility of voters this sub group is unable to make recommendations until it has heard the recommendations of sub group 2 of working group 4 and working groups 2 and 3.
- f) That the referendum should be driven by Codesa in co-operation with the administrations of the respective states.
- g) That a 'Voice of Codesa' be established.

The following additional points are for noting:

- i) That the referendum take place as soon as is practically possible (pending 'd' above).
- ii) That a liaison committee be established in order to co-ordinate the further proceedings of Working Groups 2, 3 and 4.

SUBMISSION OF BOPHUTHATSWANA GOVERNMENT TO

WORKING GROUP 4 - SUB-COMMITTEE 2 - CITIZENSHIP:

1. PRESENT LOANS ON CITIZENSHIP AND RESIDENCE:

- (a) Citizenship Act 19, of 1978
- (b) Citizenship Amendment Act, 15 of 1986
- (c) Aliens and travellers control Act, 22 of 1979

2. NUMBER OF PEOPLE AFFECTED.

- (a) Citizens residing in Bophuthatswana (Tswana)
 - = 803 306
- (b) Citizens residing outside Bophuthatswana
 - = 250 000
- (c) Other citizens from different parts of the world
 - = 109 691
- (e) Temporary Residence
 - = 3 364
- (f) Children of above excluding (b)= 1 074 375
- Total population affected 2.250 000

3. RIGHTS OF CITIZENS AND RESIDENTS.

Everybody who lawfully resides in Bophuthatswana has a right to own property but only citizens with Bophuthatswana identity and are eighteen years(18) yrs and above are eligible to vote.

4. NUMBER OF CITIZENS OUTSIDE BOPHUTHATSWANA.

- (a) 250 000 Citizens reside outside Bophuthatswana. We do not keep track of where they reside.
- (b) Our Act provides for people who want to renounce their citizenship and since independence 47 533 people have done so to obtain citizenship of RSA.

5. NUMBER OF PEOPLE OF OTHER COUNTRIES.

- (a) 9264 Permanent Residence.
- (b) 3364 Temporary Residence.

These are from all over the world.

6. LAWE GOVERNING ELECTIONS.

- (a) CONSTITUTION ACT, 18 of 1977
- (b) ELECTORAL ACT, 13 OF 1979.
- (c) Electoral amendmend Act,, 12 of 1985.

7. CONDITIONS ATTACHED TO FOREIGNERS TO QUALIFY FOR CITIZENSHIP.

Must have stayed lawfully in Bophuthatswana for more than Five years.

8. RESTORATION OF RSA CITIZENSHIP.

47 533 people have renounced their citizenship.