

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 SUBJECT TO RATIFICATION BY THE CHAIRPERSON AND THE WORKING GROUP AT ITS NEXT MEETING.

MINUTES OF THE FOURTEENTH MEETING OF WORKING GROUP 2 (CONSTITUTIONAL PRINCIPLES) HELD AT THE WORLD TRADE CENTRE ON TUESDAY 12 MAY WEDNESDAY 13 MAY, THURSDAY 14 MAY AND FRIDAY 15 MAY 1992

PRESENT:

Delegates and advisors (See Addendum A)
M Richards (Chair)
M Phillips (Secretary)
R Hartley (Minutes)

DOCUMENTS DISTRIBUTED:

1. Draft agenda
2. Ratified minutes of the twelfth meeting of Working Group 2 held on 28 April 1992.
3. Draft minutes of the thirteenth meeting of Working Group 2 held on 4 May 1992 and 5 May 1992.
4. Proposal prepared by Working Group 2 for submission to principals 5 May 1992.
5. Untitled (proposed paragraphs 4.1 and 4.2 submitted by the ANC).
6. Working Document on CMB proposed by the Steering Committee of Working Group 2 on 11 May 1992 for discussion by the Working Group on 12 May 1992.
7. General constitutional principles: Areas of commonality - prepared by Working Group 2 Steering Committee 12 May 1992.
8. Approved Report of Working Group 3 - 11 May 1992.
9. Areas of agreement and areas on which no agreement yet exists on Assignment 1 of Working Group 2 prepared by the Steering Committee - 27 April 1992.
10. Amendments proposed by SA Government to proposal prepared by Working Group 2 for submission to principals - 12 May 1992.

11. Codesa Working Group 2 second assignment: Constitution-making body/process: position paper of the National Peoples' Party.
12. Working Group 2 Steering Committee proposal on a CMB - 13 May 1992.
13. Working Group 2: Proposal by the SA Government on paragraph 3.2 of the draft document: Proposal to Codesa 2

1. **Apologies 12 May 1992**

B Singh (subs. N Rajaram)	National Peoples' Party
G Viljoen (subs. Dr Venter)	SA Government
MP Mahlangu	Intando Yesizwe
I Lephoko	Inyandza National Movement
D Worrall (subs. A Leon)	Democratic Party
D Welsh	Democratic Party

Apologies 13 May 1992

RJ Dombo	United Peoples' Front
Adv Malatji	United Peoples' Front
JA Rabie (subs. Prof Rautenbach)	National Party
S Camerer	National Party
G Viljoen (subs. Dr Steenkamp)	SA Government
Dr Venter	SA Government
EPP Mhinga	Ximoko Progressive Party
KR Nyakayaka	Ximoko Progressive Party
VR Zietsman	Ciskei Government
EN Ginindza	Inyandza National Movement
I Lephoko	Inyandza National Movement
H Neerahoo (subs. GD Natho)	National Peoples' Party
D Worrall (subs. A Leon)	Democratic Party
D Welsh	Democratic Party
R Cronje (subs. Dr Scheepers)	Bophuthatswana Government
Prof Devenish (subs. B Jordaan)	Labour Party
B Singh (subs. N Rajaram)	National Peoples' Party
Adv Holomisa	Transkei Government
PZ Ndamase	Transkei Government
Prof Wessels	Dikwankwetla Party
K Moodley	Solidarity Party

Apologies 14 May 1992

Adv Malatji	United Peoples' Front
RJ Dombo	United Peoples' Front
K Myakayaka	Ximoko Progressive Party
D Welsh	Democratic Party
Prof Devenish	Labour Party
Dr Viljoen	SA Government
J Rabie	National Party

F van Heerden	National Party
B Singh (subs. A Rajbansi)	National Peoples' Party
I Lephoko	Inyandza National Movement
Adv Mushasha	Venda Government
VR Zietsman	Ciskei Government
J Labuschagne	Ciskei Government
P Ndamase	Transkei Government
P Holomisa	Transkei Government

Apologies 15 May 1992

Apologies were not tendered for this meeting due to time constraints on the Working Group.

2. Ratification of Agenda

The agenda was ratified without amendments.

3. Ratification of Minutes

The minutes of the meeting of 5 May 1992 were ratified subject to the following amendment that was agreed upon:

- 3.1 TS Barnabas was removed from the list on page 6
- 3.2 Discussion on Assignment 2
- 3.3 The Committee discussed a working document on a constitution making body prepared by the Steering Committee on 11 May 1992
- 3.4 After an adjournment on 12 May 1992, the Steering Committee presented an amended document for discussion. The Working Group was unable to reach agreement on the Steering Committee's amended document.

4. Final Report of Working Group 2

Working Group 2 failed to reach agreement on Assignments 1 and 2 and therefore did not present a final report to Codesa 2. The Working Group's failure to reach agreement was reported to the DMC on 15 May 1992.

ADDENDUM A

The following delegates and advisors signed the Attendance Register of Working Group 2 meeting held on 12 May 1992

Organisation	Delegate/Advisor
African National Congress	C Ramaphosa MV Moosa F Ginwala A Sachs
Bophutatswana Government	TE Scheepers S G Mothibe R Cronje
Ciskei Government	MC Kashe IJ Smuts VR Zietsman J Labuschagne
Democratic Party	A Leon CW Eglin
Dikwankwetla Party	DP Wessels SOM Moji S Mopeli M Mopeli
Inkatha Freedom Party	N Brits SH Gumede BS Ngubane
Intando Yesizwe Party	AP Laka SJ Mgidi IT Mahlangu
Inyandza National Movement	BE Mabuza C Albertyn EN Ginindza
Labour Party	D Lockey G Devenish C Nasson IM Richards

Natal/Transvaal Indian Congresses	IC Meer T Pillay F Cachalia F Haysom
National Party	F van Heerden I Rautenbach J Rabie S Camerer
National People's Party	M Mohanlall S Ismail N Rajaram H Neerahoo
Solidarity Party	I Omar DS Rajah K Moodley R Arenstein
SA Communist Party	J Slovo B Nzimande E Daniels N Hoosain
SA Government	JT Delpont JHE Basson F Venter PJ Steenkamp
Transkei Government	SP Holomisa DS Koyana R Nogumla
United People's Front	RJ Dombo MJ Mahlangu Adv Malatji MC Ramusi
Venda Government	GM Ligege MP Nthabalala A Budeli Adv Mushasha
Ximoko Progressive Party	EE Ngobeni KR Myakayaka EPP Mhinga J Ackron

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National Party
I Rautenbach
PJ Steenkamp
F van Heerden

National People's Party
M Mohanlall
S Ismail
N Rajaram
GD Nathoo

Solidarity Party
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R Arenstein

SA Communist Party
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N Hoosain

SA Government
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JHE Basson

Transkei Government
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National Party	I Rautenbach S Camerer F van Heerden J Rabie

National People's Party	M Mohanlall S Ismail AL Singh GD Nathoo
Solidarity Party	TS Barnabas AS Rajar
SA Communist Party	J Slovo B Nzimande E Daniels
SA Government	JT Delpport JHE Basson
Transkei Government	M Nonkonyana DS Koyana R Nogumla XN Mayisela
United People's Front	MJ Mahlangu MC Ramusi
Venda Government	GM Ligege MP Nthabalala Adv Mushasha
Ximoko Progressive Party	EE Ngobeni J Ackron EPP Mhinga Untitled (proposed paragraphs 4.1 and 4.2 submitted by the ANC)