

Republiek van Suid-Afrika



Republic of South Africa

Ministerie van Staatkundige Ontwikkeling  
Ministry of Constitutional Development

Verwysing  
Reference

FAX-COVER SHEET

Privaatsak  
Private Bag X9119  
Kaapstad  
Cape Town  
8000

DATE: 10 Febr 1992

PLEASE DELIVER THE FOLLOWING PAGES TO:

NAME: Mr. Golin Eglin  
.....  
.....  
.....

FAX NUMBER: 011-39.72211

FROM: J.T. DELPORT

TELEPHONE NUMBERS: 021-461 1478; 461 1763; 461 1656

FAX NUMBER: 021-461 0851

TOTAL PAGES (EXCLUDING COVER SHEET): ...!

TOPIC: Working Group 2  
Proposal

MESSAGE: Proposal for your consideration  
Regards

IF YOU DO NOT RECEIVE ALL THE PAGES PLEASE CALL US IMMEDIATELY!!

HAVE A NICE DAY

**WORKING GROUP 2**  
**PROPOSAL**

THAT

the following themes serve as a framework for the discussion of constitutional principles:

- (a) the principle of self-determination of peoples and its application and practical implementation in the South African situation;
- (b) the distribution of governmental power among the first, second and third tiers of government;
- (c) the division of power among the legislative, executive and judicial authorities;
- (d) the preferable nature of democracy in a new constitution with reference to systems based on simple majoritarianism and systems allowing meaningful participation of political minorities;
- (e) the constitutional relationship between State and Citizen with special reference to
  - (i) a Charter of Fundamental Rights
  - (ii) the autonomy of civil society, i.e. the limitation of state intervention in non-political interests
  - (iii) the role of the judiciary;
- (f) constitutionalism and the supremacy and rigidity of the constitution;
- (g) the structure and role of the judiciary;
- (h) economic principles and the social responsibility of the state.