

6 March 1996

NATIONAL PARTY

Enclosed please find the National Party proposal regarding Commission on Cultural Affairs and Cultural Councils.

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NP PROPOSAL

The NP Proposal of 10/11/95 must be replaced by the following:

COMMISSION ON CULTURAL AFFAIRS AND CULTURAL COUNCILS

1. THE COMMISSION ON CULTURAL AFFAIRS (CCA)

1.1 The CCA must promote:

- (a) mutual respect for the diversity of cultures in SA
- (b) protection for all cultures in SA
- (c) conditions for the development of all cultures in SA
- (d) interaction between the different cultures in SA

1.2 The CCA

- (a) liaise with Cultural Councils for those cultural societies which desire it and other institutions representing cultural communities for which cultural councils are not established.
- (b) promote, investigate, advise and report on any issue concerning cultural affairs.
- (c) monitor the protection of the rights of cultural and other minorities with reference to international standards prescribed by international conventions in this regard.

1.3 The CCA has the additional powers and functions prescribed by national legislation.

1.4 The CCA must be composed of at least one member representing each of the official language groups and so many other members as may be required from time to time to represent other cultures which do not form part of the main cultural groups in SA.

2. STATUTORY CULTURAL COUNCILS (SCCS)

2.1 SCCs must be provided for at least at the national level for those cultural communities which desire it.

2.2 The identification of a cultural community shall take place on a non-racial basis.

2.3 A SCC will have the following powers and functions:

2.3.1 Advisory functions

- (a) A SCC advise the national and provincial governments on all matters relating to the cultural interests of the cultural community.
- (b) National and provincial legislation affecting the cultural interests of a cultural group is referred for comments to the SCC before it is accepted in the Parliament or provincial legislatures.
- (c) The SCCs liaise with the CCA and any other institution in executing its functions.
- (d) The SCC represents the cultural interests of its cultural group in national and international for a cultural nature.

2.3.2 Decision Making Powers

A SCC must on its own request be granted the following powers:

- (a) A major say in mother tongue education on all levels.
- (b) Control over state related language and cultural development.
- (c) Control over state related aspects of the creative and fine arts.
- (d) Control over musea, monuments and other cultural assets which form part of the heritage of the cultural group.
- (e) Participation in state related aspects of the media serving the particular cultural community.
- (f) A vital say in state related aspects of social services to members of the cultural community.
- (g) The power to refer any case to the Constitutional Court or other court.
- (h) Other powers which may in future be delegated to a SCC in terms of which agreement with the government/s is achieved.

2.4 Composition and Structuring

2.4.1 An interim SCC for a cultural community can be composed according to a multi-party agreement in which parties take part according to their agreed upon share of the support from such a community.

2.4.2 During its first term the interim SCC

(a) should investigate its future composition and structuring from ground level to the national level and come to an agreement with the National Government on these issues.

(b) should investigate its future powers and functions and reach agreement with the National Government on these issues.

(c) should act as the official representative body of the cultural community in all issues pertaining to its cultural interests including the powers and functions referred to in paragraph 2.3.

2.5 Finance

A SCC shall be entitled to

2.5.1 a reasonable share of the national and/or provincial income to pay for its expenditure.

2.5.2 raise certain levies from its members.

2.5.3 receive donations from national and international resources for any project pertaining to its functions.