

CONSTITUTIONAL ASSEMBLY

THEME COMMITTEE 2

MINUTES OF MEETING OF CORE GROUP WITH TECHNICAL EXPERTS

**Monday 13 March 1995
10h30-11h30
M46**

PRESENT

Rabie JA (chairperson)

**Eglin CW
Groenewald PH
Mahlangu MJ
Pahad EGH**

APOLOGIES

Ebrahim AG

ABSENT

Ndlovu VB

IN ATTENDANCE

**Secretariat: Nene J, Smit T
Technical Committee: Dlova V, Steytler N, Motimele M, Van Wyk D**

1. OPENING AND WELCOME

- 1.1. The meeting was opened by Rabie JA. It was noted that as the meeting was requested by the technical committee, the meeting shall follow the agenda items forwarded to the Secretariat by the technical experts.

2. CONVENOR

- 2.1. The technical experts reported that they had decided upon a revolving convenor for their technical committee.
- 2.2. Prof Van Wyk noted that he would like to be excluded from the task of convening.
- 2.3. The meeting noted the letter from the executive director, which expressed that the appointment of a convenor shall assist in the financial management and effective communication with technical experts.
- 2.4. The meeting noted that the technical experts had taken into account in their discussions the financial implications of the revolving convenorship, but still felt that it would be unfair to lump the convenorship on one person, and that information should be shared by all technical experts.
- 2.5. The meeting then agreed to leave the matter to the technical committee to deliberate upon after this meeting.

3. WORK PROGRAMME

- 3.1. The meeting agreed that the table of workshops agreed to by the theme committee immediately preceding this meeting shall be used as a basis for the technical committee's work programme. The technical experts can on this basis begin to divide some of the work amongst themselves.
- 3.2. Prof Van Wyk noted that the in-house workshops should examine more carefully the constitutional principles and its boundaries.
- 3.3. Prof Dlova, in respect of submissions, identified 3 levels of work: compilation, summarising, and analyses. In his opinion the compilation and summarising was done by the Secretariat, whereas

the analyses was done by the technical experts.

- 3.4. In response to Prof Dlova's suggestions, the meeting noted that the technical advisers' important role shall unfold more clearly in time. It was noted that the TC should also receive the submissions for assessment and analyses.
- 3.5. It was also noted that the technical committee shall play an important role in the compilation of reports to be passed by the technical committee to the constitutional committee, after the first discussions and presentations by political parties had taken place. And in this regard, it was noted, it shall not be enough to indicate what is contentious and non contentious issues, but that the Management Committee had requested that there be a further analyses: in respect of the contentious issues, it should be stated what would be the outcome if various options were followed.

4. COMPLEMENT OF EXPERTS REQUIRED AT MEETINGS

- 4.1. It was noted that the memo from the executive director indicated that experience had shown that it has not always been necessary for all technical experts to be present at each of the theme committee meetings, public meetings or workshops. It was noted that they shall attend if specifically requested to do so by the theme committee.

5. LIAISING BETWEEN THE CORE GROUP AND THE TECHNICAL EXPERTS

- 5.1. The meeting agreed that once a convenor is appointed it shall facilitate the liaison between the theme committee, secretariat, and the technical committee.

6. ROLE OF SECRETARIAT IN BACK-UP

- 6.1. In respect of the receipt of transcripts of in-house workshops it was agreed that the Secretariat shall try to expedite the typing of such transcripts, even though it is understood that it cannot be requested the same day. However, it was also agreed that technical experts shall provide papers of presentations that they make, and shall take notes which will be supplemented by the transcription as soon as it is available.

- 6.2. The meeting noted that the non-availability of documentation had led to frustration, and the meeting was in agreement that all effort shall be made to improve the situation.
- 6.3. The meeting noted that clearer instructions from the theme committee as to what is requested of them will also assist all parties concerned in effectively completing their work.

7. ANY OTHER BUSINESS

- 7.1. In respect of the invitation to a meeting scheduled for Thursday 16 March, aimed at addressing overlaps, and requested by Theme Committee 1, the meeting agreed that the technical experts shall analyze the overlaps in order for the Core Group to have a better understanding of how to approach this matter.
- 7.2. The meeting agreed that minutes of the convenors' meeting shall be circulated to the next theme committee meeting.

8. CLOSURE

- 8.1. The meeting closed at 11h30.

Signed by Chairperson _____