

**CONSTITUTIONAL ASSEMBLY
MINUTES OF
FIRST MEETING OF
CORE GROUP
THEME COMMITTEE 6
SPECIALISED STRUCTURES OF GOVERNMENT
WEDNESDAY 21 SEPTEMBER 1994**

PRESENT

Kgositsile B (Chairperson)

Chiole J
De Beer S (Co-Chairperson)
Jordaan JA
Powell P (Co-Chairperson)
Vadi I

Absent: Dyani ZD

S Haydon and N Nyoka were in attendance.

1. OPENING AND WELCOME

The meeting was opened at 10h00 by the Chairperson who welcomed all members present.

2. TABLING OF THE MINUTES OF THE THEME COMMITTEE

2.1 *The minutes of the Theme Committee of 19 September 1994 were adopted.*

2.2 The Core Group requested the Secretariat to prepare longer minutes of Theme Committee meetings for distribution to Core Group members to allow for effective planning.

3. DIVISION OF THEME INTO SUB-THEMES

3.1 *It was agreed that the Theme, "Specialised Structures of Government", be divided into the following Sub-themes:*

3.1.1 Public Administration

3.1.1.1 *This Sub-theme, it was agreed, will address the following subjects:*

- * The Public Service Commission
- * The status and role of the Public Service
- * Establishment, powers and functions of the Public Service Commission and Public Service
- * Traditional Authorities
- * The South African Elections Commission

3.1.1.2 Respecting Traditional Authorities, a concern was raised that this issue is not being addressed adequately in the different levels of Government, i.e., National Assembly and Provincial Executive Councils.

It was further noted that this topic has also been assigned to Theme Committees 2 and 3.

It was agreed that an Inter-theme Committee discussion, on this

topic, will have to take place.

3.1.1.3 Concern was expressed over the inclusion of the South African Elections Commission, as a topic for discussion, in the Constitutional Assembly's Management Committee terms of reference.

It was agreed that the Chairpersons should raise this matter with the Constitutional Assembly's Management Committee.

3.1.2 Financial and Public Enterprise Institutions

3.1.2.1 ***This Sub-theme, it was agreed, will address the following topics:***

- * Auditor-General
- * Reserve Bank
- * Financial and Fiscal Commission

3.1.2.2 Regarding Public Enterprises, such as Eskom and Transnet, there was a debate as to whether these should fall under either headings Public Administration or Financial Institutions.

It was agreed that the proposed heading Financial Institutions, be amended to read Financial Institutions and Public Enterprises, and the question of Public Enterprises be addressed under the amended heading.

The Freedom Front expressed its dissatisfaction with the amendment, as in its view the subject of Public Enterprises can only be properly addressed under Public Administration. Be that as it may, the Freedom Front accepted the amendment.

3.1.3 Transformation and Monitoring

This Sub-theme, it was agreed, will address the following topics:

- * Public Protector
- * Human Rights Commission
- * Gender Commission
- * The Commission on Restitution of Land Rights

3.1.4 Security Apparatus

The Sub-theme, it was agreed, will look at the following topics:

- * The Police
- * The Military
- * Intelligence

4. PARTIES SUBMISSIONS

The Core Group agreed that all parties must ensure that their submissions are forwarded to the secretariat by no later than the 12 October 1994.

These submissions will be tabled at the Theme Committee meeting to be held on the 17 October 1994.

5. GENERAL

5.1 It was agreed that the proposed Sub-theme Committees will appoint their own Chairpersons.

5.2 *It was agreed that the Sub-theme Committees must have the power to formulate their own work programmes. However, on certain subjects, such as Public Submissions, the Core Group will provide guidelines.*

6. CLOSURE

The meeting rose at 10h45

CONSTITUTIONAL ASSEMBLY

MEETING OF THEME COMMITTEE 6

SPECIALISED STRUCTURES OF GOVERNMENT

Please note that a meeting of the above Committee will be held as indicated below:

Date : 24 October 1994

Time : 10h00

Venue : To be advised

AGENDA

1. Opening and Welcome
2. Tabling and discussion of the Core Group Proposals
3. Establishment of Sub-theme Committees
4. Parties' Submissions - Report from the Secretariat
5. Closure

Enquiries: Mr N Nyoka, Room CS209 (Tel 403-2269)

**CONSTITUTIONAL ASSEMBLY
SECOND MEETING
CORE GROUP
THEME COMMITTEE 6
SPECIALISED STRUCTURES OF
GOVERNMENT
THURSDAY 20 OCTOBER 1994
CONSTITUTIONAL ASSEMBLY**

Please note that a meeting of the above Committee will be held as indicated below:

Date : 20 October 1994

Time : 15h00

Venue : E 305 (New Wing)

The Chairpersons should report at the above venue at 13h45, as arranged.

AGENDA

1. Opening and Welcome
2. Preparations for the Theme Committee meeting to be held on 24 October 1994.
 - 2.1. Consideration of minutes of the previous meeting of the Core Group.
 - 2.2. Consideration of the Proposed Agenda of the forthcoming Theme

Committee meeting.

3. Parties' Submissions - Report from the Secretariat
4. Closure

Enquiries: Mr N Nyoka and Ms K Mackenzie, Room CS209 (Tel 403-2269)