

80.	Mr Obed Gama Businessman (No CV)	R P Meyer SA Government
81.	Mrs Jenny Malan Chairperson : Women for South Africa (No CV)	R P Meyer SA Government
82.	Prof Tertius Geldenhuys Professor Criminal Law - UNISA (No CV)	R P Meyer SA Government
83.	Mrs P M Hollander Teacher and Town Executive Committee Member (No CV)	R P Meyer SA Government
84.	Mrs Anna Boshoff Chairperson TVLU (No CV)	R P Meyer SA Government
85.	Johnny Mkhabela (No CV)	Mark Shinnars PAC
86.	Sandile Madolo (No CV)	Mark Shinnars PAC
87.	Peter Molotsi (No CV)	Mark Shinnars PAC
88.	Dr Danisa Baloyi (No CV)	Mark Shinnars PAC
89.	Murray Hofmeyr (No CV or Letter of Acceptance)	Popo Molefe - ANC Chair - Elections Commission

NOMINATIONS FOR THE SPECIAL ELECTORAL COURT

NOMINEE	NOMINATED BY
1. Professor Etienne Mureinik Professor of Law University of the Witwatersrand	Independent Forum for electoral education
2. Professor Johan van der Westhuizen Faculty of Law University of Pretoria *not available full-time	Independent Forum for electoral education
3. Adv. Pius Langa NADEL	Independent Forum for electoral education
4. Mr Justice L.W.H. Ackermann	Independent Forum for electoral education
5. Professor Charles Dlamini University of Zululand	Independent Forum for electoral education
6. Professor John Dugard	Independent Forum for electoral education
7. Professor Dennis Davis Director: Centre for Applied Legal Studies	Independent Forum for electoral education
8. Professor June Sinclair Vice-Principal University of the Witwatersrand (*subject to availability)	Independent Forum for electoral education

9. Cheryl Loots
Senior Lecturer
Faculty of Law
University of the Witwatersrand

Independent Forum for
electoral education

10. Linda Zama
Attorney
(*N.B. Letter of acceptance is
not clear. Availability appears to
be a problem.)

Independent Forum for
Electoral Education

11. Kathleen Satchwell
Attorney of the Supreme Court

Independent Forum for
Electoral Education

NOMINATIONS FOR THE INDEPENDENT BROADCASTING AUTHORITY

NOMINEE

NOMINATED BY

- | | | |
|----|-------------------------------|----------------------|
| 1. | Mr Phil Mthimkhulu
(No CV) | Mark Shinnors
PAC |
| 2. | Mr M Malefane
(No CV) | Mark Shinnors
PAC |
| 3. | Sandile Madolo
(No CV) | Mark Shinnors
PAC |
| 4. | Dr Danisa Baloyi
(No CV) | Mark Shinnors
PAC |

NOMINATIONS FOR THE INTERNATIONAL COMMUNITY

NOMINEE

1. Mrs Shirley Chisholm
USA
(CV to follow)
2. Prof Walter Kamba
Zimbabwe
(CV to follow)
3. Mr Reginald Austin
Zimbabwe
4. Mr R K C de Silva
Sri Lanka
5. Justice Telford Georges
Trinidad and Tobago
(CV to follow)
6. Mr Ron Gould
Canada
7. Mr Robert B Kent
USA
8. Prof Charles Mills
Jamaica
9. Prof B O Nwabueze
Nigeria

NOMINATED BY

1. Mark Shinnors
PAC
2. Angela King
United Nations Observer
Mission in South Africa
1. Mark Shinnors
PAC
2. Angela King
United Nations Observer
Mission in South Africa
- Angela King
United Nations Observer Mission
in South Africa
- Angela King
United Nations Observer Mission
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in South Africa
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United Nations Observer Mission
in South Africa

- | | | |
|-----|-------------------------------------|---|
| 10. | Mr Mariano F Oyanguren
Nicaragua | Angela King
United Nations Observer Mission
in South Africa |
| 11. | Mr Amare Teckle
Eritrea | Angela King
United Nations Observer Mission
in South Africa |
| 12. | Mr Herbert F Weiss
USA | Angela King
United Nations Observer Mission
in South Africa |
| 13. | Gerard Porcell
Paris | Unknown who sent CV |

TRANSITIONAL EXECUTIVE COUNCIL

MEETINGS ON 7 AND 9 DECEMBER 1993
CAPE TOWN

Telephone (011) 397-2918 - Fax (011) 397-2216

FACT SHEET MEMBERS AND ALTERNATES

1. VENUE

The Transitional Executive Council will meet in the Council Chamber of the former President's Council Building, Plein Street, CAPE TOWN, at 10:00 until 13:00 on Tuesday, 7 December and Thursday, 9 December 1993.

Contact numbers in Cape Town:
Telephone (021) 455541 and Fax (012) 455489.

2. TRAVEL AND ACCOMMODATION ARRANGEMENTS

- 2.1 Members and their alternates are to make their own travel and accommodation arrangements. Should any difficulty be experienced please phone (011) 397 2452 for assistance.
- 2.2 Expenses for members and their alternates may be reclaimed at the meetings of the Council. Claim forms will be available 7 and 9 December 1993.
- 2.3 The maximum amounts that may be reclaimed are as follows:

TRANSPORT

- Return air transport in economy class.
 - Transport by road - kilometres at applicable rate over shortest route.
 - Air transport passengers to utilize courtesy buses of Holiday Inn (GARDEN COURT), Green Market Square, to and from the airport.
 - Transport from the Holiday Inn (GARDEN COURT), Green Market Square, to the meetings of the Council be provided only on the days of the meetings of the Council.
- If accommodation is arranged in any other hotels or privately, transport between hotel or place of residence and the President's Council Building or the airport for own account.*

ACCOMMODATION

- Claims for accommodation limited to dinner, bed and breakfast tariffs of Holiday Inn (Garden Court), Green Market Square. Accommodation in any other hotels limited to dinner, bed and breakfast with a maximum of R310 per day.

- Lunch will be provided after the meetings of the Council on Tuesday and Thursday.
Reasonable claims for private accommodation will be considered on submission of proof.
The following hotel services are excluded and cannot be claimed:
Room service charges
Liquor and soft drinks
Telephone calls
Valet service
Newspapers
Dry cleaning and laundry
Meals (excluding dinner and breakfast)

3. BODYGUARDS, DRIVERS AND PRIVATE SECRETARIES

- 3.1 Expenses for bodyguards, drivers and private secretaries in respect of travel and accommodation will be for the account of members and may not be claimed.
- 3.2 Lunch and refreshments will, however, be provided at the meeting on Tuesday and Thursday.
- 3.3 A special lounge facility will be made available to bodyguards, drivers and private secretaries outside the Council Chamber.

4. GENERAL

All enquiries in respect of the arrangements for the meetings of the Council to be directed to telephone (011) 397 2918 or fax (011) 397 2216.

AGENDA ITEM 8.1: BUDGET

ESTIMATED EXPENDITURE FOR THE TRANSITIONAL EXECUTIVE COUNCIL FOR THE PERIOD OCTOBER 1993 TO JUNE 1994

1. The estimated expenditure for the Transitional Executive Council for a period of nine months (October 1993 to June 1994) is set out below.

2. ESTIMATED EXPENDITURE

<u>PERSONNEL EXPENDITURE (TOTAL)</u>	<u>R 7 246 326</u>
Salaries (Administrative Support)	R5 008 500
Salaries (Security Staff)	R 800 000
Allowances, contributions to pension and medical schemes	R1 437 826
 <u>ADMINISTRATIVE EXPENDITURE</u>	 <u>R4 438 000</u>
Accommodation (Domestic: Admin)	R 28 000
Accommodation (Domestic: Council)	R 120 000
Private and public transport (Admin)	R 21 000
Private and public transport (Council)	R1 200 000
Domestic air fares (Admin)	R 70 000
Domestic air fares (Council)	R1 500 000
Contractors (transport)	R 13 000
Rail transport	R 150 000
Telephone, fax and modem	R1 270 000
Regional Services levy	R 20 000
Entertainment allowance	R 15 000
Accidental expenditure	R 31 000
 <u>SUPPLIES</u>	 <u>R 202 000</u>
Printing	R 95 000
Publications and books	R 53 000
Stationary	R 32 000
Uniforms and overalls	R 1 000
Household requirements	R 9 000
Other supplies	R 12 000
 <u>EQUIPMENT</u>	 <u>R3 356 000</u>
Acquisition of labour saving devices	R 50 000
Acquisition or rental of computer accessories	R 250 000
Office furniture	R2 770 000
Acquisition of other equipment	R 150 000
Acquisition of security equipment	R 80 000
Rental of equipment	R 56 000
 <u>PROFESSIONAL AND SPECIAL SERVICES</u>	 <u>R 71 000</u>
Maintenance services	R 15 000
Private expert and professional services	R 56 000
 <u>BUILDINGS</u>	 <u>R3 225 000</u>
Rental	R3 225 000
 <u>TOTAL</u>	 <u>R18 538 326</u>

3. Notes:

- 3.1 Costs relating to preparations for the establishment and first meetings of the Council have been included in the estimates. These preparations started at the end of October 1993.
- 3.2 The estimates for *PERSONNEL EXPENDITURE* covers the period 1 December 1993 through to 31 May 1994.
- 3.3 The estimates for *ADMINISTRATIVE EXPENDITURE* covers the period 1 December 1993 through to 30 June 1994.
- 3.4 The estimates for *RENTAL OF BUILDINGS* covers the period 1 December 1993 through to 30 June 1994.

AGENDA ITEM 8.2: FINANCIAL ADMINISTRATION

1. BUDGET

Monies for the approved budget of the Transitional Executive Council will be available as transfer payments from Constitutional Development Services, Department of Public Works (buildings and furniture) and the South African Police (security).

2. SALARY ADMINISTRATION

Salary payments will be effected through the *PERSAL*-system.

3. FINANCIAL SYSTEM

A special software package will be utilized for financial administration.

AGENDA ITEM 8.3: FINANCIAL ACCOUNTS

It is recommended that the account for the monies administered by the Council be kept by the Accountant General and payments be effected by means of Government vouchers printed in the name of the Transitional Executive Council.

**RESOLUTION ON REMUNERATION OF MEMBERS OF
THE TRANSITIONAL EXECUTIVE COUNCIL AND ITS SUBCOUNCILS
ADOPTED BY THE NEGOTIATING COUNCIL ON 6 DECEMBER 1993**

With reference to section 6 of the Transitional Executive Council Act, 1993, the Negotiating Council resolves to mandate the Transitional Executive Council to advise the state President on the conditions of service and allowances of members of the Transitional Executive Council and its Subcouncils.

As a guideline to the Transitional Executive Council and its Subcouncils, the Negotiating Council resolves that members of the Transitional Executive Council and its Subcouncils should not be financially in a better or worse position by reason of their participation in the Transitional Executive Council.

AGENDA ITEM 9: REMUNERATION

SUGGESTED ALLOWANCES: MEMBERS OF THE TRANSITIONAL EXECUTIVE COUNCIL AND SUB-COUNCILS

1. PART-TIME MEMBERS OF THE COUNCIL AND ALTERNATES

1.1 Members and their alternates may claim expenses for travel and accommodation when attending to the business of the Council.

1.2 The maximum amounts that may be reclaimed are as follows:

TRANSPORT

- Return air transport in economy class.
- Transport by road - kilometres at applicable government rate over shortest route.
- Parking fees in Pretoria whilst on Council business.
- Transport between Jan Smuts Airport and Pretoria, unless courtesy transport is provided.
- Transport between hotels in Pretoria and the venue for meetings of the Council, unless courtesy transport is provided.
- Vehicle rental may not be claimed.

ACCOMMODATION

- Claims for accommodation in hotels limited to dinner, bed and breakfast
- *The following hotel services are excluded and cannot be claimed:*
 - Room service charges*
 - Liquor and soft drinks*
 - Telephone calls*
 - Valet service*
 - Newspapers*
 - Dry cleaning*
 - Laundry (if duration of stay is less than seven days)*
- Reasonable claims for private accommodation will be considered on submission of proof.
- Luncheons on days of meetings if not provided at the venue. (Liquor for own account)
- A daily allowance for incidental expenses of R20.
- All claims for accommodation will be restricted to the night before and after meetings.

2. FULL-TIME MEMBERS OF THE COUNCIL AND SUB-COUNCILS

2.1 Full-time members of the Council and Sub-Councils may claim expenses for travel and accommodation when attending to the business of the Council.

2.2 The maximum amounts that may be reclaimed are as follows:

TRANSPORT

- Return air transport in economy class.
- Transport by road - kilometres at applicable government rate over shortest route.
- Parking fees in Pretoria whilst on Council business.
- Transport between Jan Smuts Airport and Pretoria, unless courtesy transport is provided.
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Room service charges

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Telephone calls

Valet service

Newspapers

Dry cleaning

Laundry (if duration of stay is less than seven days)

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- Luncheons on days of meetings if not provided at the venue. (Liquor for own account)
- A daily allowance for incidental expenses of R20.
- All claims for accommodation will be restricted to the night before and after meetings.

AGENDA ITEM 10: OFFICES OF THE TRANSITIONAL EXECUTIVE COUNCIL

Offices for the Transitional Executive Council have been secured in the Saambou Building, 227 Andries Street, Pretoria. The building is being prepared and furnished for occupation by 1 January 1994.

Facilities for the activities of the Council and its administration will be provided on a temporary basis in the World Trade Centre during December.

TRANSITIONAL EXECUTIVE COUNCIL

Private Bag X787, PRETORIA, 0001

CLAIM FOR TRANSPORT AND SUBSISTENCE

Name of Claimant

Address

Postal Code

Telephone number

Fax number

MEETINGS OF THE COUNCIL ON 7 AND 9 DECEMBER 1993 CAPE TOWN

.....
ACTING AS: MEMBER*/ALTERNATE*

* Delete which is not applicable

DEPARTURE FROM RESIDENCE		ARRIVAL AT RESIDENCE	
DATE	TIME	DATE	TIME

EXPENSES

<u>ACCOMMODATION</u> Nature of expenses (<i>Slips must be attached</i>)		AMOUNT CLAIMED
(Telephone, bar charges, room service and extras excluded)		

<u>COST OF AIR TRAVEL</u> (<i>Please attach flight ticket</i>)			AMOUNT CLAIMED
Journey from	Journey to		

<u>COST OF TRAVELLING BY CAR</u> (<i>Details of Journey</i>)							
From	To	Make of vehicle	Engine capacity (cc or liter)	Vehicle registration number	Kilometers travelled	<u>OFFICE ONLY</u> Tariff Amount	

I hereby certify that the above information is correct and that no other claim has been submitted for the above.

.....
SIGNATURE OF CLAIMANT

.....
DATE

FOR OFFICE USE ONLY AMOUNT APPROVED FOR PAYMENT: R

Certified correct

Date

Approved

Date

AGENDA ITEM 8.1: BUDGET

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1. The estimated expenditure for the Transitional Executive Council for a period of nine months (October 1993 to June 1994) is set out below.

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	R 1 437 826

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Rail transport	R 13 000
Telephone, fax and modem	R 150 000
Regional Services levy	R 1 270 000
Entertainment allowance	R 20 000
Accidental expenditure	R 15 000
	R 31 000

SUPPLIES

Printing	R 202 000
Publications and books	R 95 000
Stationary	R 53 000
Uniforms and overalls	R 32 000
Household requirements	R 1 000
Other supplies	R 9 000
	R 12 000

EQUIPMENT

Acquisition of labour saving devices	R 3 356 000
Acquisition or rental of computer accessories	R 50 000
Office furniture	R 250 000
Acquisition of other equipment	R 2 770 000
Acquisition of security equipment	R 150 000
Rental of equipment	R 80 000
	R 56 000

PROFESSIONAL AND SPECIAL SERVICES

Maintenance services	R 71 000
Private expert and professional services	R 15 000
	R 56 000

BUILDINGS

Rental	R 225 000
	R 3 225 000

TOTAL

R18 538 326

3. Notes:

- 3.1 Costs relating to preparations for the establishment and first meetings of the Council have been included in the estimates. These preparations started at the end of October 1993.
- 3.2 The estimates for *PERSONNEL EXPENDITURE* covers the period 1 December 1993 through to 31 May 1994.
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1. BUDGET

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2. SALARY ADMINISTRATION

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- Vehicle rental may not be claimed.

ACCOMMODATION

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- *The following hotel services are excluded and cannot be claimed:*
 - Room service charges*
 - Liquor and soft drinks*
 - Telephone calls*
 - Valet service*
 - Newspapers*
 - Dry cleaning*
 - Laundry (if duration of stay is less than seven days)*
- Reasonable claims for private accommodation will be considered on submission of proof.
- Luncheons on days of meetings if not provided at the venue. (Liquor for own account)
- A daily allowance for incidental expenses of R20.
- All claims for accommodation will be restricted to the night before and after meetings.

2. FULL-TIME MEMBERS OF THE COUNCIL AND SUB-COUNCILS

2.1 Full-time members of the Council and Sub-Councils may claim expenses for travel and accommodation when attending to the business of the Council.

2.2 The maximum amounts that may be reclaimed are as follows:

TRANSPORT

- Return air transport in economy class.
- Transport by road - kilometres at applicable government rate over shortest route.
- Parking fees in Pretoria whilst on Council business.
- Transport between Jan Smuts Airport and Pretoria, unless courtesy transport is provided.
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REPUBLIC OF SOUTH AFRICA

CLOSED PENSION FUND BILL

(As introduced)

(DEPUTY MINISTER OF FINANCE)

[B -93 (GA)]

REPUBLIEK VAN SUID-AFRIKA

WETSONTWERP OP DIE GESLOTE PENSIOENFONDS

(Soos ingedien)

(MINISTER VAN FINANSIES)

[W -93 (AS)]

B I L L

To provide for the termination of the pension scheme established by the Members of Parliament and Political Office-bearers Pension Scheme Act, 1984; and the establishment of the Closed Pension Fund; and to provide for matters connected therewith.

~~BE~~ IT ENACTED by the State President and the Parliament of the Republic of South Africa, as follows: -

Definitions

1. In this Act, unless the context otherwise indicates -
 - (i) "board" means the Board of Trustees mentioned in section 4;
 - (ix)
 - (ii) "Constitution" means the Republic of South Africa Constitution Act, 1983 (Act No. 110 of 1983); (iii)
 - (iii) "dependant", in relation to a member of the fund, means any person who in terms of the pension provision which applied in respect of such member immediately prior to the commencement of this Act would have been a dependant of that member had that pension provision applied in respect of the member at the time of that member's death; (i)
 - (iv) "fund" means the fund established by section 2; (i)
 - (v) "Minister" means the Minister of Finance; (iii)

- (vi) "pensionable service" means pensionable service as defined in the Pension Act; (vi)
- (vii) "Pension Act" means the Members of Parliament and Political Office-bearers Pension Scheme Act, 1984 (Act No. 112 of 1984); (vii)
- (viii) "pension provision" means -
 - (a) section 15 of the previous Constitution, read with section 101(2) of the Constitution, or section 13 of the Constitution;
 - (b) the relevant provision of -
 - (i) the Proclamation relating to the Pension Scheme for Members of the President's Council, 1980 (Proclamation No. 63 of 1981);
 - (ii) the Members of the Coloured Persons Representatives Council Pensions Act, 1974 (Act No. 79 of 1974);
 - (iii) the Members of the South African Indian Council Pensions Act, 1974 (Act No. 86 of 1974);
 - (iv) the relevant provisions of -
 - (aa) the Provincial Council Service Pensions Ordinance, 1973 (Ordinance No. 19 of 1973) of the Cape of Good Hope;
 - (bb) the Provincial Council Service Pensions Ordinance, 1973 (Ordinance No. 11 of 1973) of the Orange Free State;

- (cc) the Provincial Council Service Pensions Ordinance, 1973 (Ordinance No. 21 of 1973) of Natal;
- (dd) the Provincial Council and Executive Committee Members' Pensions Ordinance, 1973 (Ordinance No. 20 of 1973) of Transvaal; and

(c) the Pension Act; (v)

- (ix) "Pension Scheme" means the Members of Parliament and Political Office-bearers Pension Scheme established by section 2 of the Pension Act; (vi)
- (x) "previous Constitution" means the Republic of South Africa Constitution Act, 1961 (Act No. 32 of 1961); (x)
- (xi) "rules" means the rules referred to in section 10. (ix)

Establishment of fund

2. (1) There is hereby established a fund to be called the Closed Pension Fund.

(2) The fund shall be a juristic person.

Membership of fund

3. (1) Every person who receives a pension in terms of a pension provision or who on the termination of membership of the Pension Scheme or on the vacation of his office mentioned in section 13 of the Constitution Act or on the death of such person becomes entitled to the payment of a pension, shall be a member of the fund.

(2) Any person who is a member of the fund in terms of subsection (1) shall on the 31 January 1994 cease to be a member of the Pension Scheme.

Management of affairs of fund

4. (1) The affairs of the fund shall, subject to the provisions of subsection (3), be managed by a Board of Trustees.

(2) The members of the board shall be elected by the members of the fund from their own number.

(3) The Minister shall appoint a committee in order to perform in respect of the fund the functions of the board until the first meeting of the board.

Pensions payable from fund to persons already in receipt of pension

5. (1) Every person who on 31 January 1994 receives a pension in terms of a pension provision shall with effect from 1 February 1994 receive a pension from the fund, calculated in accordance with that provision.

(2) The pension paid in terms of a pension provision to a person mentioned in subsection (1) shall be discontinued with effect from 31 January 1994.

Pensions payable out of fund to member of Pension Scheme and occupier of office

6. To a person who on 31 January 1994 is a member of the Pension Scheme, or who is the occupier of the office referred to in section 13 of the Constitution Act, there shall be paid out of the fund -

- (a) in the case of a person who is such a member and has at least five years pensionable service to his credit, with effect from the date following the first general election under the Constitution of the Republic of South Africa, 1993, a pension calculated in accordance with section 8 of the Pension Act and, if applicable to him, section 9 of the Pension Act;
- (b) in the case of the person who is the occupier of that office, with effect from the date following the day upon which he vacates that office a pension calculated in accordance with subsection (1)(a) of the said section 13.

Gratuities payable out of fund to members of Pension Scheme

7. To any person who is a member of the Pension Scheme there shall, notwithstanding the duration of such person's pensionable service, be paid out of the fund a gratuity calculated in accordance with section 11 of the Pension Act with reference to such person's pensionable service as at 31 January 1994.

Pensions and benefits payable to widows or widowers and other dependants of deceased members

8. On the death of a member of the fund there shall be paid to the widow or widower or other dependants of that member the same pension or other benefit as would have been payable to the widow, widower or dependants of such a member in terms of the pension provision which immediately prior to the commencement of this Act applied in respect of that member.

Payment of certain moneys to the fund

9. (1) (a) Money required for meeting the fund's obligation with regard to the payment of any pension, gratuity or benefit in terms of this Act shall be paid over either from the State Revenue Fund to the fund as provided in subsection (2) or in the form of public stock issued in terms of section 19 of the Exchequer Act, 1975 (Act No. 66 of 1975)

(b) Money which is to be paid over from the State Revenue Fund in terms of paragraph (a), shall be deemed to have been appropriated by Parliament for the purpose mentioned in that paragraph.

(2) Money referred to in subsection (1) shall be paid over as follows:

(a) In respect of the fund's immediate obligations relating to the payment of pensions, gratuities and benefits in terms of sections 5(1), 6, 7 and 8 an amount of R440 million in the form of public stock before or on 1 February 1994;

(b) in respect of the remaining obligations of the fund as at 31 January 1994, in regular instalments over a period not exceeding nine years from 31 January 1994.

(3) The obligations referred to in subsection (2)(b) shall be as established by actuaries nominated by the Transitional Executive Council, and specified in a report of such actuaries approved by that Council.

(4) No amounts other than those referred to in subsection (2) shall form a charge against the State Revenue Fund in respect of the fund.

to be

(5) All obligations of the State relating to the payment of pensions, gratuities and benefits in terms of any pension provision are hereby transferred to the fund.

Rules

to be

10. (1) The board or, until the first meeting of the board, the committee referred to in section 4(3), may make recommendations to the Minister concerning rules not inconsistent with any provision of this Act, which are necessary for the proper management of the affairs of the fund, including rules relating to the investment of money of the fund not required for immediate use.

(2) After the final amount referred to in section 9(2)(b) has been paid over, the rules may be amended without reference to the Minister.

to be

Application of certain provisions of Act 24 of 1956

11. The provisions of section 37A, 37B and 37C of the Pension Funds Act, 1956 (Act No. 24 of 1956), shall apply *mutatis mutandis* in respect of any pension which is or will become payable in terms of this Act.

Audit

12. The financial statements of the fund shall be audited annually by an auditor registered in terms of section 15 of the Public Accountants' and Auditors' Act, 1991 (Act No. 80 of 1991), as public accountant and auditor and who is engaged in public practice as such, and audited copies of such statements shall within six months of the end of the financial year be submitted to the Auditor-General.

No pension, gratuity or benefit payable in terms of pension provision

13. To any person who receives or has received any pension, gratuity or benefit in terms of section 5(1), 6, 7 or 8, no pension, gratuity or benefit shall be payable in terms of any pension provision.

Short title

14. This Act shall be called the Closed Pension Fund Act,
1993.

NATIONAL UNITY AND RECONCILIATION

This Constitution provides an historic bridge between the past of a deeply divided society characterised by strife, conflicts, untold suffering and injustice, and a future founded on human rights, democracy and peaceful coexistence and development for all South Africans, irrespective of colour, race, class, creed or sex.

The pursuit of national unity, the well-being of all our citizens and peace require reconciliation between our people and the reconstruction of society.

The adoption of this constitution lays the secure foundation for our people to transcend the divisions and strife of the past which generated gross violations of human rights, the transgression of humanitarian principles in violent conflicts and a legacy of hatred, fear, guilt and revenge.

These can now be addressed on the basis that there is a need for understanding but not for vengeance, a need for reparation but not for retaliation, a need for ubuntu but not for victimisation.

In order to advance such reconciliation and reconstruction, amnesty shall be granted in respect of acts, omissions and offences associated with political objectives, committed in the course of the conflicts of the past. To this end Parliament under this Constitution shall adopt a law determining a firm cut-off date, which shall be a date after 8 October 1990 and before the adoption of this Constitution, and providing for the mechanisms, criteria and procedures, including tribunals, if any, through which such amnesty shall be dealt with at any time after the law has been passed.

With this Constitution and these commitments we open a new chapter in the history of our country.

MEMBER	ALTERNATE MEMBER	PARTY
DJ De Villiers	L Wessels	National Party
CW Eglin	KM Andrew	Democratic Party
PJ Gordhan	C Saloojee	Natal/Transvaal Indian Congress
HJ Hendrikse	I Richards	Labour Party
NJ Mahlangu	Q Vilankulu	Intando Yesizwe Party
RP Meyer	SS van der Merwe	South African Government
SE Moeti	SS Makhuvha	Venda Government
TJ Mohapi	SOM Moji	Dikwankwetla Party
EE Ngobeni	PT Shilubana	Ximoko Progressive Party
DS Rajah	JN Reddy	Solidarity
A Rajbansi	O Ganie	National People's Party
C Ramaphosa	M Maharaj	African National Congress
MN Ramodike	MJ Mahalangu	United People's Front
SS Rippinga	FS Baloi	Inyandza National Movement
J Slovo	T Mtintso	South African Communist Party
Z Titus	NB Jajula	Transkei Government

30.9

Draft Agenda for the Meeting of the Transitional Executive
Council (TEC) to be held in Cape Town on 9 December 1993

1. Moment of Prayer/Meditation
2. Welcome (especially of new members)
3. Ratification of Agenda
4. Ratification of Minutes of the meeting of 7/12/1993
5. Matters Arising:
 - 5.1 Attendance of alternates at future meetings
 - 5.2 Functions and responsibilities of Management Committee
 - 5.3 Appointment of key executive staff
 - 5.4 Budget of the TEC and budget for the Independent Media Commission
 - 5.5 Financial compensation for TEC and Sub-Council members
6. Independent Electoral Commission (IEC)
 - 6.1 Putting IEC Act into operation
 - 6.2 Appointments:
 - 6.2.1 Local members of IEC
 - 6.2.2 International members of IEC
 - 6.2.3 International Advisory Committee
 - 6.3 Chairperson and Vice-Chairperson of IEC (alternatively Co-Chairpersons)
 - 6.4 Appointment of Special Electoral Court
 - 6.5 Remuneration
 - 6.5.1 Local members of IEC
 - 6.5.2 International members of IEC
 - 6.5.3 International Advisory Committee
7. Independent Media Commission (IMC)
 - 7.1 Putting IMC Act into operation
 - 7.2 Appointment of IMC members
 - 7.3 Chairperson of IMC
 - 7.4 Remuneration of IMC
8. Appointments to TEC Sub-Councils
 - 8.1 Regional and local government and traditional authorities
 - 8.2 Law and order, stability and security
 - 8.3 Defence
 - 8.4 Finance
 - 8.5 Foreign Affairs
 - 8.6 Women
 - 8.7 Intelligence
9. Establishment of Access to Information Committee
10. Next meeting



MINISTRY OF FINANCE AND OF TRADE AND INDUSTRY

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8000

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December 7, 1993

Dear Mr Camdessus

As you know, the Government and the principal nongovernmental groups that make up the Transitional Executive Council (TEC) have been engaged in discussions with the staff of the IMF on economic policies aimed at alleviating South Africa's balance of payments difficulties. The recent strains in the balance of payments are attributable chiefly to lower prices for commodity exports and a drought that necessitated large imports of maize. The Government intends soon to request a purchase under the Compensatory and Contingency Financing Facility (CCFF) with respect to the shortfall in export earnings and the excess in cereal import costs during the year ended June 1993.

The attached Statement of Policies outlines the economic program during the period ahead. We believe that the successful conclusion of the present Article IV consultation together with the understandings reflected in the attached Statement of Policies demonstrate South Africa's willingness to cooperate with the Fund to find appropriate solutions to the country's balance of payments difficulties and fulfil the test of cooperation set forth in paragraphs 12 and 31 of the Executive Board Decision on the CCFF.

Yours sincerely

Minister of Finance
and of Trade and
Industry

Chairperson
Transitional
Executive Council

Chairperson
Transitional
Executive Council

RESOLUTION 4

The Transitional Executive Council resolved that:

The Chairmen be authorised to co-sign the Minister of Finance's letter of remittal to the Managing Director of the International Monetary Fund, conveying the Statement of Policies relating to the request for a purchase under the Fund's Compensatory and Contingency Financing Facility.