

Public Sector

Local Author. - NATAL

1982

JAN. — DEC.

264

CAMPBELL & COUBROUGHS

MADE IN AFRICA

1982

NSBERG RESORTS
February to 1st
March
15 Sami Pass
115 Royal National
Hotels

CAPE TOWN

15 24th March
16 1st Graaff Reinet,
17 1st Rouse
18 1st St. John and
19 1st Eastern
20 1st State

25N TRANSVAAL

1 24th March and
13th May
areas and Kruger

LOCAL AND BATTLE-

FIELD
19 26th March
20 and Natal

21 WEST AFRICA

22 to 2nd June and
23 to 11th August
24ensive tour from
25us Fall to Eriosa
26L & COUBROUGHS
27TRAVEL

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29 Church Street
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PROPERTY
SERVICES
PHONE 322222

STROUDING OPPOSITION TO SUBSIDY FOR WHITE TOURS

Municipal Reporter

DURBAN'S Indian and coloured civic leaders have come out strongly against an increased subsidy to improve the city's white bus service.

Mr V Pillay, chairman of the Southern Durban Local Affairs Committee, said the City Engineer's call for an improved service could only come about through desegregation or an increase in the subsidy and this would be grossly unfair to non-white ratepayers.

A City Council appeal to the National Transport Commission for permission to desegregate the bus services was turned down in December. The council intends taking the matter to the Minister of Transport within the next few weeks.

Mr Pillay warned that any increase in the subsidy also would effectively kill all hopes of the service ever being desegregated.

It would only serve to camouflage the problems of running the service on a viable basis and the authorities would be able to maintain their 'dog in the manger attitude'.

The decision not to permit an integrated service obviously had been based on evidence and he suspec-

ed that the main opposition had come from Durban's white ratepayers.

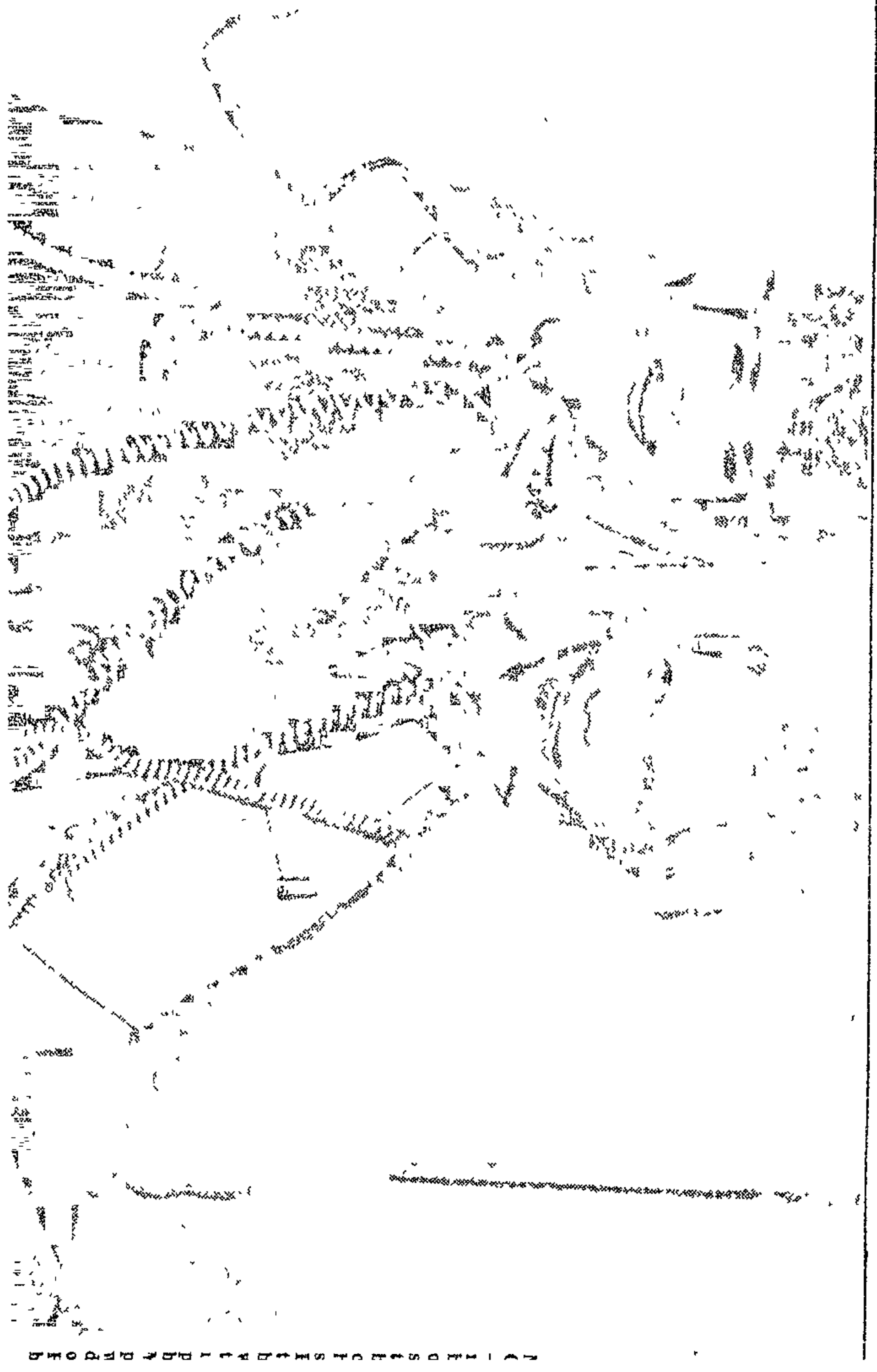
After all, said Mr Pillay, there are already many types of entertainment in the city where all races mix without friction. And all races are travelling in the bus to the Wild Coast Casino quite happily, so why should there be any problems with the municipal service?

Mr A W Stowman, chairman of the coloured LAC, said any increase in the subsidy would give the whites an unfair advantage. Already they have the privilege of not being forced to travel with every Tom Dick and Harry as we are forced to do.

If there has to be desegregation it should be on a fare basis.

The chairman of the Northern Durban LAC Mr C Panday, said the only solution to the white bus service problem was for the council to 'desegregate it immediately'.

Mr Mohammed Rajab, chairman of the Grey Street LAC, said he would not oppose a short-term increase in the subsidy until the service could be integrated but he would feel differently about a long-term increase.



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Coloured LAC ^{Mercury} rejoins the ²⁶⁴ Natal association

Mercury Reporter

AFTER withdrawing from the Natal Association of Local Affairs more than a year ago, the Pietermaritzburg Coloured LAC has decided to rejoin

Association vice-chairman Leslie van Wyk, who is also chairman of the Pietermaritzburg Coloured LAC, yesterday confirmed that the LAC had rejoined the Natal association

He said his LAC had pulled out because it was unhappy with the functioning of the association

'There was a time when we reconsidered our decision to withdraw, but we were then disillusioned with the association's decision to align itself with the Government's proposed interim working committee,' said Mr van Wyk, adding that by supporting the interim working committee the association was entrenching the LAC system

Mr van Wyk said that because the Natal association had decided not to align itself with the interim working committee, his LAC agreed to return

'By being back with the association we could fight for a better deal for the Indian and coloured community. Direct representation on all local authorities could now be fought with a united front,' said Mr van Wyk.

Mr Yunus Moolla, chairman of the association, last night welcomed the return of the Pietermaritzburg Coloured LAC

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Indians opposed to Province bar on SAIC members

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Mercury Reporter 27/1/82

THE Natal Association of LACs has called on the Provincial Council to rescind one of its standard regulations, which bars Indian Council executive members from serving on Local Affairs Committees

And the Southern Durban Local Affairs Committee which adopted a resolution accepting the regulation in October last year, has changed its mind and has asked the Durban City Council to notify province of its latest decision

SDLAC's decision follows the appointment of Mr P I Devan, a member of the LAC, to the executive committee of the Indian Council

Mr C Meintjies, director of Local Government, said yesterday that Mr Devan's continued membership on the LAC was ultra vires

Although the Southern Durban LAC has reversed its decision, the Province has not been advised, and until a decision is taken by the Province regarding the standard regulation, LAC members who also serve on the Indian Council executive would be acting contrary to the law, he said

An investigation would be carried out by the Province regarding Mr Devan's dual role if a complaint were lodged, Mr Meintjies said

Rescind

However he said the change of mind by the SDLAC would be considered in view of a call by the Association of LACs to rescind the standard regulation or that it not be put into effect

Mr Yunus Moolia, chairman of the Association of LACs, said yesterday he was opposed to LAC members being barred from serving on the Indian Council Executive Committee

He said since some LACs had accepted the regulation, and some had not, his association was opposed to it

Mr George Thaver, a member of the SDLAC, said yesterday that since the LAC has reversed its decision Mr Devan could serve both organisations

Stanger Council Mercury 3/2/82 goes multiracial

Mercury Reporter

IN a major breakthrough to remove petty apartheid in local government, the nine-member all-white Stanger Town Council has voted to integrate itself by holding joint meetings with the Indian Local Affairs Committee on a monthly basis to decide on matters affecting all the town's people

The decision comes in the wake of a Government promise of a new deal at local authority level for Indians and coloureds, and follows a warning from LAC members in the town that they would refuse to continue with the system where only three LAC representatives were allowed at meetings of the all-white council

Vote to hold meetings with Indians

In welcoming the decision, Indian Council member Yunus Moolla said it was not surprising for Stanger to take a progressive step

'My father, the late Mr Essop Moolla, was the only Indian in South Africa to serve as a councillor on an all-white town council. He was a councillor in Stanger from 1947 to 1968,' Mr Moolla said, adding that the step taken by Stanger was the first in the country

Mr W T Byrne, Town Clerk of Stanger, said that although there would be no voting at the joint meetings, all councillors and LAC members would have the opportunity to discuss all matters on the agenda freely and frankly. Only one agenda would be circulated to both the councillors and the LAC

The meetings, under the chairmanship of the town's mayor, would be held on the last Thursday of each month. The arrangement for a joint meeting would stay in effect until the new dispensation for the third level of government was announced, he said

Mr Byrne said, however, that the new arrangement would not replace statutory meetings of the LAC and the all-white council, which still would be held afterwards

Stanger's Mayor, Mr T I Brown, said 'The move is a major breakthrough and it will certainly improve the relationship between whites and Indians in the town'

The vice-chairman of the Stanger LAC, Dr E C Bhorat, said that besides being a step in the right direction, joint meetings certainly would eliminate any suspicions the Indian community held when matters affecting them were discussed by the all-white council

'It is certainly a major breakthrough insofar as local government is concerned'

Stanger council not all-race says Byrne

Mercury Reporter

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4/2/82
STANGER'S new dispensation for Indians to discuss issues affecting all the town's people at a joint meeting between the Indian LAC and members of the all-white council does not mean that the Stanger Town Council is now multiracial, Mr W T Byrne, Town Clerk of the North Coast town, said yesterday.

Indians have been allowed to sit with all nine of the white councillors to discuss matters affecting the whole community from one common agenda, but there will be no voting, he said.

The new dispensation is in keeping with moves by certain other local authorities in Natal to accommodate coloureds and Indians.

No local authority could go fully multiracial without the approval of the State, an issue that is presently being discussed in parliament, he said.

Mr Byrne said joint meetings will be held on a Thursday during the middle of each month.

Curfew

Mercury 14/2/82

must go, says

Councillor

Mercury Reporter

IT WAS time for the Durban City Council to take a stand against the curfew system, Councillor Mrs Margaret Ambler said during the weekend.

Speaking at the annual meeting of Women for Peaceful Change Mrs Ambler said 100 000 blacks had been convicted in South Africa last year for breaking the curfew regulations.

'The Council should be telling the Government that it doesn't like the curfew,' she said.

Referring to the system of Local Affairs Committees (LAC's), Mrs Ambler said whites, coloureds and Indians should not try to prop up this system be-

cause it was 'finished'.

She said the Government had tolerated the LAC system in the past since it viewed the set up as no real threat. Now it was actively promoting the system which, in her opinion, should be totally rejected.

People

She emphasised that there was no place in the Durban City Council for people who were not prepared to accept the challenges for change in South Africa.

'The days are gone when people who are elected to council can sit back and accept the status quo,' Mrs Ambler pointed out.

'When apartheid is finally dead, Durban must

be in a position to cope with people who will need to use all the city's facilities.'

She said that Durban was not an island. The cholera outbreak in Kwa-Zulu, for example, affected the city as well.

The Women for Peaceful Change passed a resolution expressing their 'abhorrence' at the continued method of employing detention without trial under security legislation.

They called on the Government to abandon the practice which they described as 'immoral, unjust, and archaic'.

Such a system, they declared, retarded and negated all progress towards a just South Africa.

Prof Ranchod turns down town board post

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4/2/82

S. Tribune

PROFESSOR Bhadra Ranchod, head of private law at the University of Durban-Westville, has turned down an appointment on the multi-racial Tongaat Town Board.

He said yesterday that he had not been informed that he would be replacing an "elected" member who resigned sometime last year.

Professor Ranchod said he was approached by the Executive Committee of the Province but after giving due consideration to the offer he had decided to turn it down.

"Tongaat is set as an important growth point for industry and with the experience I have it was thought that I would be able to play a positive role in future development."

He said the com-

Tribune Reporter

munity's claim that they must be consulted in matters affecting them is a move in the right direction and said that it was vitally important for people to have a mandate from the people before deciding to represent them.

Members who are serving the town board have had easy passages to their positions previously because they were "elected" without any opposition.

"I am prepared to assist the people of Tongaat in whatever way I can and also pledge to work for a better dispensation for them", Prof. Ranchod said.

Dr D. V. Naidoo, chairman of the La Mercy and Desai Nagar Ratepayers' and

Civic Associations, said his organisation welcomed Prof Ranchod's decision not to accept the appointment.

He said if the professor had accepted the appointment that it would have been a step backwards in their fight for a fully elected town board.

"Prof. Ranchod's rejection of the appointment will now give us greater motivation to work towards a fully elected body and we would be able to use his experience and expertise in local government to achieve our objective," he said.

Dr Naidoo said his body would look to Prof Ranchod for guidance and support because of his expert knowledge in matters affecting the community.

their vulnerability

(264)

History 'not being made' in Stanger council

Mercury Reporter

THE Stanger Indian Local Affairs Committee and the all-white Town Council is on a collision course following what the LAC claims is the council's rejection of suggestions to curb over-expenditure and eliminate rate increases in the town

The two bodies are also deadlocked after the council announced that it would increase electricity charges by 32 percent

After a fiery LAC meeting, attended by white town councillors, it was decided to adjourn the LAC provisionally for a month

Dr Chota Borat, vice-chairman of the LAC, said the joint-meeting system between the LAC and the council might have been meaningful, but after two

months in existence, an impasse had been reached

'Everyone thought history had been made in Stanger but I am now convinced that we should close shop'

Mr R A Moodley, the LAC chairman, said 14 cost-saving methods had been suggested by the LAC which had been rejected

Stanger's Town Clerk, Mr W T Byrne, denied that the LAC recommendations had been rejected by the council

He said a caucus meeting of the council had decided not to entertain the cost-saving suggestions, and that the decision had been conveyed to the LAC at a joint meeting

He confirmed that electricity charges were being raised by 32 percent after about five years

SOLUTION TO:

(1) Premiums

01, Jan 1

Dec 31:

300

300

Years 02 and 03 - same as 01

<u>04, Jan 1:</u>	Insurance Expense	300	
	Bank		300
<hr/>			
<u>Jan 2:</u>	Debtor (Insurance Company)	24 000	
	Income from Life Policy		24 000
	being accrual of proceeds receivable		
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<u>Jan 2:</u>	Income from Life Policy	24 000	
	Income Statement		24 000
	being closing entry		
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<u>Jan 2:</u>	Income Statement	300	
	Insurance Expense		300
	being closing entry		
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<u>Jan 31:</u>	Bank	24 000	
	Debtor (Insurance Company)		24 000
	being receipt of proceeds		

(2) Premiums Treated as an Asset

<u>01, Jan 1:</u>	Life Policy	300	
	Bank		300
<hr/>			
<u>Dec 31:</u>	Income Statement	300	
	Life Policy		300
	(Surrender value of policy is zero - therefore no amount can be capitalised)		

Continued/

Time for a cuppa during the tour



VERULAM Town Council employee, Mrs Navaruthinam Naiker, serves tea to Mr Stoffel Botha, Administrator of Natal, during a visit to the Indian town yesterday. Looking on is Mayor S G V Subban.

New plan for Verulam 'has to be found'

(264) Mercury 11/3/82

Mercury Reporter

THE Administrator of Natal, Mr Stoffel Botha, was yesterday told that South Africa's first all-Indian local authority, the Verulam Town Council, was economically not viable and some other way had to be found if the 'local authority' ideology was to succeed.

'Pressure from residents for improvements and amenities, on the one hand, and the potential revenue resources, already at peak, were totally incompatible,' the town's Mayor, Councillor S G V Subban, told the Administrator during a brief visit to the town yesterday by a high-level provincial delegation headed by Mr Botha.

'This is causing frustration and as a result the administrative machinery is seriously affected,' he said.

Urgent problems

Listing some of the 'urgent problems' facing the council, Mr Subban told the delegation — which included Mr Frank Martin, MEC in charge of local government, Dr Fred Clarke, MEC in charge of hospitals, Mr Ray Haslam and Mr Charles Meintjies, Natal's director of local government — that the problems of the past and present had resulted from insufficient funds.

This was likely to increase with the rise in the

rapidly developing town's growing population.

Mr Subban said a new crematorium, built recently at a cost of R300 000 by a trust which raised part of the money by way of public donations, was now a 'white elephant' because the trust had no funds to complete the project.

Ambulances

The trust wanted to hand over the building to the council to complete, run and maintain, but the council could not find the R100 000 needed to complete the project.

The town's ambulance service was running at a R8 000 loss with the result the council could not renew its fleet of three ambulances although two vehicles were 'very old' and urgently needed to be replaced. The council was also unable to pay the drivers a reasonable wage, he said.

Throughout the life of Verulam there had never been anything like a sports complex.

Stadium

'The borough recently bought land to extend the little playing field which was its only inheritance when the population of Verulam was less than 5 000.

'With the population now reaching 25 000 we are anxious to have a decent sports stadium,' he said.

The high cost of supplying water to the township was another source of discontent to the council.

Replying, Mr Botha assured the council of the Province's co-operation and assistance, where possible, to help the local authority overcome its problems.

He said the Executive Committee would reply to all the points raised by Mr Subban shortly.

Air times

Frank Martin to hold talks with Stanger authorities

(264) Mercury 11/3/82
Mercury Reporter

MR Frank Martin, MEC in charge of local government, has decided to meet the Stanger Town Council and the Indian Local Affairs Committee on March 25 to discuss the strained relationship between the two bodies

Mr Martin said yesterday that he would discuss various matters, including certain LAC grievances, and also its claim that joint meetings between the LAC and the council were not working out

Acting chairman of the LAC, Dr E C Bhorat, said yesterday that Mr Martin was welcome to visit the town and to discuss the relationship between the two bodies

He said the LAC had a number of grievances which it would like Mr Martin to resolve

'We would like him to work out a system whereby the Stanger Town Council could function within its budget,' said Dr Bhorat, adding that everytime the council exceeded its budget it raised the rates charges, or put up electricity and water charges

Dr Bhorat said he would like to see the day when all local authorities were forced by law not to overspend their budget

An important matter for discussion with Mr Martin would be the LAC's 14-point cost-saving recommendations which had been rejected by the council, Dr Bhorat said

'We would like Mr Martin to look at the recommendations, which in our opinion, would save the town a considerable amount of money,' he said

Meanwhile Mr Stoffel Botha, the Administrator of Natal, said yesterday that he would investigate complaints by the Stanger Businessmen's Association and their call on the Province to probe the affairs of the all-white Stanger Town Council

Mr Botha confirmed that he had received a letter of complaint from the association in connection with the affairs of the Stanger Town Council

'I cannot comment on the allegations but they would certainly be investigated,' Mr Botha said

Mr W T Byrnes, Town Clerk of Stanger, said the council had nothing to hide and that an investigation would be welcomed



Former ⁽²⁶⁴⁾ teacher leaves LAC for ^{Mercury} caravan park _{2/4/82}

(Money)

EVERY CANDIDATE MUST enter in column (1) the number of each question answered (in the order in which it has been answered), leave columns (2) and (3) blank

All answer

Number
Number

Surname

First Name

Date

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Subject

(to be copied from the heading)

Paper No

(to be copied from the heading)

Mercury Reporter
A FORMER Durban schoolteacher, Mr Tom Abrahams, has left the Coloured Local Affairs Committee of Durban after taking over the former white caravan park at Ifafa Beach, on the Natal South Coast

The resignation also follows complaints by Wentworth residents that since Mr Abrahams was no longer living in the township because of his business, and that the other Ward 4 representative, Mr Cecil Kippen, had been disqualified, they had no representation on the LAC

Mr Abrahams confirmed yesterday that he had resigned from the LAC because he was unable to serve his people in Wentworth and at the same time run his caravan park in Ifafa Beach.

He said he opted to retain his business at Ifafa Beach instead of teaching and being an LAC member

However, he said that although he was still eligible to be on the LAC he had decided against it

'It would not be fair to earn a salary as an LAC member and not serve my people,' he said

Mr Abrahams said he would have left the LAC immediately he had leased the caravan park last year but decided to wait as he was not sure whether the park was a worthwhile proposition

He was happy with his business and had decided to sell his Wentworth house

Earlier this year, Mr Kippen, an employee of the Department of Information, was disqualified from being an LAC member because his wife was an employee of the Durban Corporation

Mr Kippen's vacancy was filled by Mr K E Leaf, a Labour Party member, at a by-election in the township on Wednesday night. He beat Mrs Gertrude Stock by 23 votes. The percentage poll was 16,42

	Internal	External
(1)	(2)	(3)
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3		
Examiners' Initials		

NOTE CAREFULLY

- 1 Enter at the top of each page and in column (1) of the block on this cover the number of the question you are answering
- 2 Blue or black ink must be used for written answers. The use of a ball point pen is acceptable. Red or green ink may be used only for underlining, emphasis or for diagrams, for which pencil may also be used
- 3 Names must be printed on each separate sheet (e.g. graph paper) where sheets additional to examination book (s) are used

WARNING

- 1 No books, notes, pieces of paper or other material may be brought into the examination room unless candidates are so instructed
- 2 Candidates are not to communicate with other candidates or with any person except the invigilator
- 3 No part of an answer book is to be torn out
- 4 All answer books must be handed to the commissioner or to an invigilator before leaving the examination

Any dishonesty will render the candidate liable to disqualification and to possible exclusion from the University

Hold on, 264 don't quit, chairman *Mercury* tells LACs *27/5/82*

Mercury Reporter
 LOCAL affairs committees should hold their horses and not quit in haste, Mr Yunus Moola, chairman of the Association of Natal LACs, said last night.

They should do so even in the face of repeated breakdowns in relations with parent local authorities or local communities.

Commenting on this week's move by the Pinetown LAC to disband itself in frustration, he said his association had sent a memorandum to the Government pointing out defects in the LAC system.

This called for direct representation for all communities on municipalities as the 'best panacea for ills' at local government level.

The Minister of Internal Affairs, Mr Chris Heunis, promised to meet us at a round table after the President's Council had made known its recommendations.

The recommendations, which are now out, provide for an interesting departure from the present unsatisfactory set up.

If the Government can be persuaded to bring blacks into power-sharing, the chances of some-

thing positive emerging from the promised talks seem bright.

Mr Moolla said it was common knowledge that all LACs were frustrated, but the Pinetown LAC move seemed to him to be 'ill-timed' in the light of the talks which Mr Heunis had promised.

'We are pinning our hopes on these talks — and if negotiations at that level fail all the LACs will have to take a stand, acting in concert,' he said.

The Pinetown LAC is the third committee in Natal to close shop because of frustration, following Westville and Ladysmith.

Direct

Mr Ismail Patel, who was chairman of the Pinetown LAC until it broke up, said the LAC system had 'failed hopelessly'.

Direct representation was the only answer to the community's civic problems.

Mr Patel felt the LACs had been unjustifiably criticised.

In recent weeks the onslaught against them had increased with many members receiving threatening telephone calls.

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(1) With a view to making the proposed future policy for the development of the universities practicable, the Commission has made a number of recommendations in regard to the mechanisms required. This remains in the first instance policy to be decided by the Minister of National Education and the Government. As universities are a highly specialised matter, however, and because it cannot be the function of the State to regulate a university directly, the Commission has made recommendations for a reorganised U.A.C. (A.C.U.) and C.U.P. The importance of the function to be fulfilled by these bodies is strongly emphasised by the Commission. The A.C.U. should be a strong and authoritative body, in the true sense of the word, which will enjoy the full confidence of both the State and the universities in their relations with each other. The C.U.P. should increasingly become the focal point of the views of all the universities collectively, all of whom should be interested, but at (2) Finally the university development making it possible and dynamically. material sense but field of knowledge will yield handson

Councillors disclose affiliations

264
Plenary
24/6/82

Municipal Reporter

ALL but one of Durban's city councillors have reacted to Councillor Lew Phillips's recent challenge to disclose their party-political affiliations, but they emphasised that they had stood in the municipal election as independents.

A breakdown of their replies reveals 14 Progressive Federal Party supporters, six New Republic Party supporters, five National Party supporters, one 'conservative' who declined to elaborate, three who claim no party affiliation but tend to vote with the 'Progs' in the council and one who did not want to divulge which party he supported, but is generally thought to be Nat

Mrs Lesley Sprague said 'I am quite happy to tell everybody I am NRP but I certainly don't believe in party politics at municipal level'

Mr Peter Mansfield said his support for the PFP was well known. He hoped it was equally well known that when he voted in the council chamber he took into account the interests of the people of Durban and did not follow the dictates of a political party

He saw Mr Phillips's challenge as 'yet another of his political stunts' and was surprised anyone had taken it seriously

No relevance

Mr Henry Klotz said 'I don't represent any political party on the council but I am a member of the Nationalist Party'

Mr Neil MacLennan, chairman of Manco, said 'Everybody knows I am a Prog but this has no relevance at council level.'

Mr Neville Herrington: 'I have been a member of the PFP since my student days but I am not a hardcore member and have always made a determined effort not to follow party-political lines but assess each issue on its merits'

Mr Philip Badenhorst said he was not ashamed to say he was a Nationalist

Mr Haydn Bradfield

'I'm NRP'

Mr Cornelius Koeckmoer 'I'm conservative' (at one stage a card-carrying member of the National Party)

Mr Peter Corbett said 'It is no secret that I am PFP but whatever any councillor's political leanings at any one time, there is no guarantee that they will not change. As for example ex-councillor Dave Taylor who has been a member of and represented most of the main Right-wing parties'

Mr Pieter Breytenbach and Mr Ian Morrison said they were members of PFP

The Mayor, Mrs Sybil Hotz, said 'I don't belong to any political party and never have. And I would find it extremely difficult to be controlled by a political caucus in my municipal activities'

Mr Stan Lange is divisional chairman of the Umbilo branch of the NRP, but emphasised that most of the workers who had helped him campaign for the municipal elections had come from other parties or been apolitical

Mrs Margaret Ambler said 'I've never hidden the fact that I am a member of the PFP'

Elected

Mr Louis de Beer and Mr Gys Muller said they had been Nationalists all their lives.

Mr Donald Smith said he had held several executive positions in the PFP and his political affiliations had been well known when he was elected to council

Mr Vic Christoforos said he was not prepared to disclose his political affiliations because the council was not a political arena

Mrs Margaret Cook said 'I do not belong to any party I have enough trou-

ble in my life without getting involved in party politics'

Mrs Margaret Winter said she was not a political animal but when people had asked her during her election campaign which party she supported she told them PFP

Saddened

The Deputy Mayor, Mr Charles Williamson, said 'I have no political affiliations whatsoever'

Mrs Ros Sarkin said that although she personally was PFP there were many issues which should not and could not be looked at in pure political terms, but rather for the good of the city. It saddened and annoyed her to see some fellow councillors voting politically even on cultural matters

Mr Jim Higginson was out of town yesterday but was a founder member of the Progressive Party

Commitment

Mr Dick Burgess is overseas but his ward mate, Mr Muller, said he was Nationalist

Mr Clarence Cheek said he had never joined any party but had always voted NRP. His ward mate, Mr Ken Varner, said he was also NRP but didn't believe in politics on the council

Mr Crispin Hemson said 'My commitment is to the democratic way of functioning and I support the PFP, but most of the ward work I have done has been for people who are not PFP'

Mr Patrick O'Connor, although not an office bearer in the PFP, has never hidden the fact that he was United Party for 25 years and then PFP

Mr Barry Clark said 'I am not dictated to by any political party. I operate purely on my own convictions, but I am a member of the PFP'

264
Mercury 25/6/82
**Indian farmers protest
about market move**

~~General~~ Mercury Reporter

A DEPUTATION of Indian farmers yesterday expressed strong opposition to the Clairwood Market being moved to Chatsworth

Mr Sewsunker Ramphal, president of the Natal Indian Agricultural Union told the Mercury after a meeting with Durban's Management Committee that the livelihood of many Indian farmers would be seriously affected if the market were moved

'We have established businesses in Clairwood after being uprooted from the market in Warwick Avenue. It's unfair that the council want us to move again but this time to Chatsworth,' he said

The deputation, which included the union's secretary Mr Robin Mohan, and executive member Mr M G Nayager, also urged the council to give serious consideration to providing additional stalls at the Clairwood Market for the sale of fish, mutton and spices to attract greater public support

'We were told that the market was running at a loss. Perhaps this could be the most effective way of helping recoup part of the loss,' he said

Mr Ramphal said he was pleased that the council had no immediate plans to displace some of the stalls to make way for the extension of the cold storage complex at the National Fresh Produce Market in Clairwood

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No interest, *Mercury* so Pinetown LAC *26/6/82* election cancelled

Mercury Reporter

THE Pinetown Local Affairs Committee election scheduled for next month has been cancelled because of lack of support from the Indian community, Town Clerk Mr Bill Green, announced yesterday

He said the Pinetown Town Council had not received a single nomination for the seven seats which became vacant following the resignation en-

bloc of the previous LAC whose members quit after receiving abusive and anonymous telephone calls threatening them with death.

He said there had been no response from the community in spite of a public notice inviting nominations for the election on July 10. Nominations closed last week.

Mr Green said his council would inform the Administrator, Mr Stoffel Botha, who would decide whether to appoint members.

The previous LAC, under the chairmanship of Indian Council member Mr Ismail Patel, disbanded recently following claims by some members of death threats if they did not resign.

Poor response

Mr Patel told the Mercury last night that he was not surprised at the poor response from the community

'I don't expect any self-respecting member of the community to be subjected to abusive and anonymous telephone calls, let alone those who made sacrifices to serve the interest of their community.'

He said, however, he would continue to work towards improving the lot of Pinetown's Indian community through the South African Indian Council on which he is a member for the Pinetown constituency

COUNT
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blacks

264

Mercury

4/8/82

Municipal Reporter
DURBAN'S Metropolitan Consultative Committee is working towards full representation for black local authorities and increased coloured and Indian representation on its board

The Kwa Mashu, Kwa-Makhuta and Umlazi local authorities and the KwaZulu Secretary for the Interior have had observer status on the metropolitan committee for about 18 months.

Durban's three Indian and one coloured local affairs committees are allowed only one representative

Yesterday Metrocom chairman Owen Jones, said, 'I don't see why we should want to give the other race groups adequate representation and a vote

'It would give real impetus to the regionalisation of the Durban area, especially in view of the the President's Council recommendations and their acceptance by the National Party Congress in Bloemfontein at the weekend'

Metrocom needed more than a channel of communication and feedback from the people it was planning for.

It had to be an ongoing experience for the blacks whereby they could learn their local government responsibilities

LAC rejects city council presence

Mercury Reporter

IN A surprise move yesterday the North Durban Local Affairs Committee decided that it no longer needed Durban City Council representation at its meetings.

The matter is on the agenda for discussion at the council's Management Committee meeting today.

North Durban LAC chairman, Mr Kamal Panday, said that because the chairman of each LAC was allowed representation at full council meetings, without voting powers, there was no longer a need to have a councillor represented at LAC meetings.

'We also have representation similar to that of a councillor who attends an LAC meeting at standing committee meetings,' said Mr Panday, adding that previously there was a need for such representation because LAC members were not allowed to represent their organisations at standing committees or the full council meetings.

Mayor

However, he said that if the council refused to accede to the request, he would ask that the Mayor, Mrs Sybil Hotz, or anyone who had full voting rights at all standing committee meetings, be represented at LAC meetings.

'I know the Mayor would be too busy but at least she has full voting rights at all standing committee meetings and can vote for or against according to an LAC recommendation,' Mr Panday said.

He said a council move to allow the chairman of LAC bodies voting rights at full council meetings was another reason why his organisation did not want council representation at LAC meetings.

Move to scrap whites only town council

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By TICKS 'CHETTY
and FAY SALEH

THE Natal town of Eshowe has made a move to allow Indians and coloureds to stand for positions on its town council.

Town Clerk Chris Gerber said this week the Eshowe Town Council had applied to the Administrator of Natal, Mr Stoffel Botha, for an amendment to the Local Authorities Ordinance to allow Indians and coloureds the vote and the right to stand as candidates in municipal elections.

Mr Gerber said the town council was totally opposed to the fragmentation of its municipal area by the establishment of separate local authorities for its different citizens.

This move is the first by a Natal town to open its town council to all races. The Kimberley Town Council made a similar move a few months ago.

Mr Gerber said that it was the democratic right of every person who contributed to the prosperity of the town to have an equal opportunity in governing the town.

Fourth ward

Eshowe has already drawn up plans for the establishment of a fourth ward to incorporate the coloured area in the municipal electoral area.

Mr Gerber said that for six years the management of the town occupied by the 2 000 member coloured community had been attending meetings of the nine-man council as observers.

Eshowe does not have an Indian group area but plans are well under way to establish one, according to Mr Gerber.

There are about 30 Indian families in the town. The white population is about 5 000.

Mr Eric Lucas, secretary of the Sunnydale management committee, said the council felt coloureds should be given the vote and his committee and the council had worked towards this end "for a long time without luck".

Mr Yunus Moolla, president of the Natal Association of Local Affairs Committees, said he would support any move that tried to bring about fundamental changes in the country's ruling structure.

Mr Botha was not available for comment.

City funding slammed

DURBAN'S much-publicised finance policy has been strongly criticised by a University of Cape Town lecturer specialising in municipal finance, and the Town Clerk, Mr Gordon Haygarth — who recently revealed the magnitude of the city's capital development fund — has sprung to its defence.

Durban's policy of financing its own loans through a capital-development fund is being adopted by local authorities on

Ratepayers subsidising tomorrow's citizens, says economist

264
business practice to reveal details of the property deals being negotiated but the capital-development fund did stand at R360 million at the end of July

Of this, R352 million was used to finance assets such as roads, and ratepayers stood to get a 40 percent return on their money after 20 years on the original investments

But economics lecturer Mr David Solomon says he is not in the least impressed that Durban is the only debt-free city in the country. Nor is it of any real value to the ratepayers that the capital-development fund will save the city R48 million in interest this year.

Local authorities, he said, had borrowing powers that were the envy of the business sector, but their lending powers were too restrictive to be of real value.

'So what if a city has debt. If you ask around the office who has debt

you'll find it is the colleague who owns a house. And he is infinitely better off than the man who doesn't own one'

'The role of a municipality is to provide services and amenities which will be productive in the sense that they improve the environment and improve the ratepayers' property values'

While Durban had a special dispensation to spend part of the fund on lease-back investments, rates were not meant to be used for establishing a portfolio of investments in property or anything else.

What was the sense in lending money to itself if Durban could borrow money from outside sources at low interest rates or issue public stocks

While the city might save R48 million in interest this year the question had to be asked — 'What other benefits could the borrowed money have brought? It could even have stayed in the taxpayer's pocket.'

Surely it made better sense to spend the fund on developing the beachfront. This would regenerate the ailing tourist industry, commerce would benefit and property values in the city would escalate. The

ratepayers, with their increased property values and improved environment, would get a far better return on their taxes than they would from investments in Cape Town.

Furthermore the council was not permitted to have an even reasonably diversified portfolio

Rates increases may have been kept below the rate of inflation for the

comparison a small town like Edenvale, in the Transvaal, had 22 and Johannesburg had 43

'Of course this stems from the fact that Durban is in a good financial position. Rates are not excessive and the city is better run than most people would credit. In the short spell I have been on council I have learned that our top officials are worth their weight in gold,' he said

Durban's Town Clerk, Mr Gordon Haygarth, commented. 'One of the real values of the development fund is its benefit to ratepayers who contributed R5 000 000 to the fund last year and got a return of R13,6 million — a saving of 10 percent on rates'

By

Loraine Tulleken
Municipal Reporter

past three years but what had the city lost through doing this? Anyway Durban's rates were not low by national standards

Through the capital-development fund today's ratepayer was merely subsidising tomorrow's ratepayer

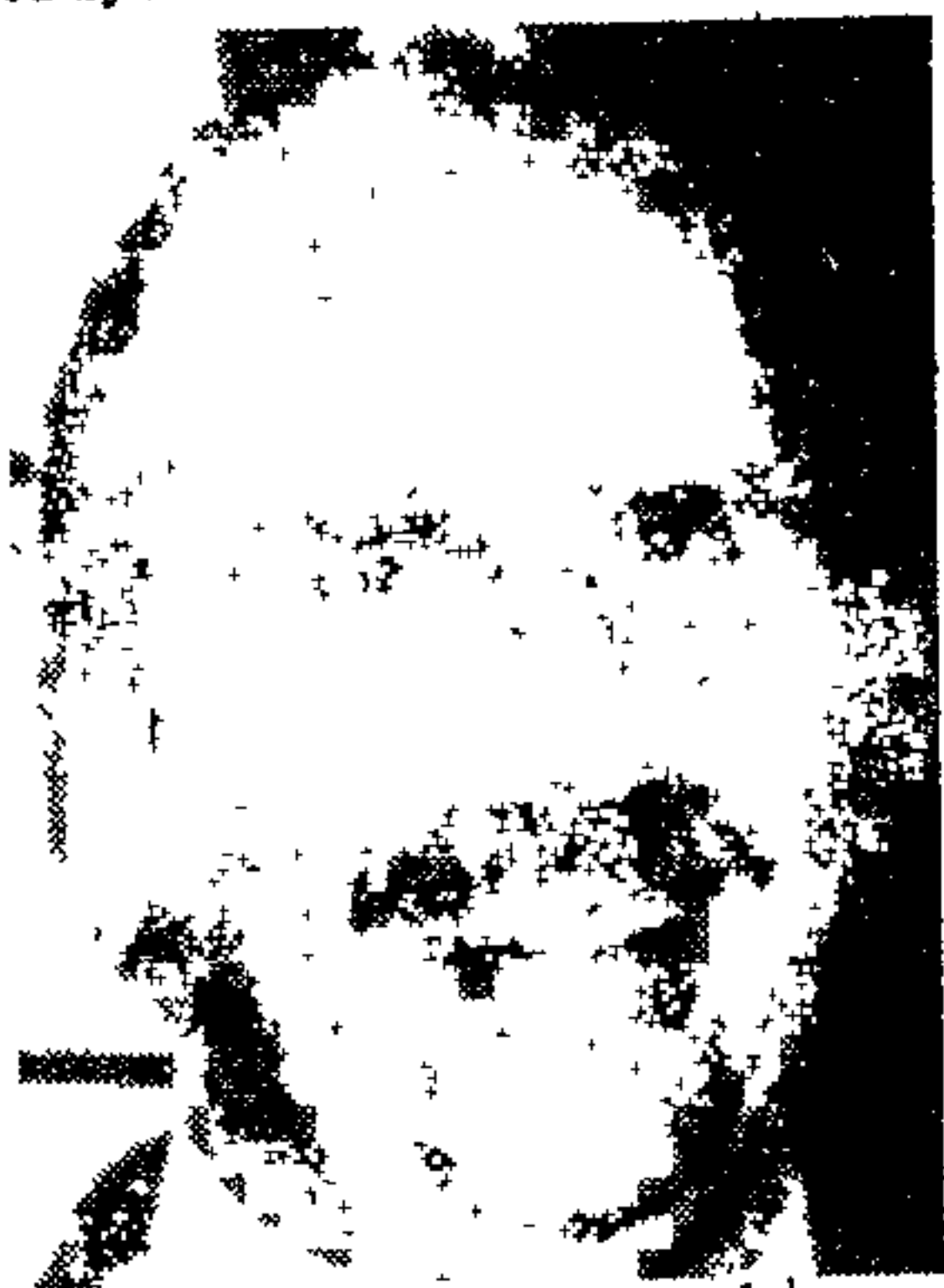
Newly elected Durban City Councillor Mr David Bennett, who is an investment adviser, said he had been 'rather surprised at the magnitude of the fund' and was trying to establish what the money was earmarked for

It was true that if the city needed large sums it could issue public stocks. The stock exchange listings showed that Durban had 18 stocks which still had to be redeemed. By

Mr Solomon's house-ownership analogy was incorrect. He should have compared a house owner with a mortgage with one without a mortgage

The provision of services and assets was exactly what the capital-development fund had been used for. Since its inception the fund had financed assets worth R567 million and these had made a significant contribution to property values

Government macro-economic controls restricted a local authority's total expenditure so the availability of funds was no criterion. From its permitted expenditure the council had already spent R3 000 000 on beach restoration



Gordon Haygarth

a countrywide basis

The city was also recently given special permission to invest in industrial and commercial properties for leasing purposes and has just spent R850 000 on property in Cape Town.

Mr Haygarth said it would not be sound busi-

Exco no to open Eshowe council

Mercury 14/10/82 (264)

Pietermaritzburg Bureau

THE Executive Committee yesterday rejected an application by the Eshowe Town Council for the amendment of an ordinance which would extend the franchise to all residents of the community.

The application, submitted to Exco by Eshowe's town clerk, requested that the Local Authorities Ordinance be amended to allow the franchise to be extended to all residents in the community on the grounds of ownership and occupation of property

The provincial secretary released a statement yesterday saying that the Exco found that there was no legal machinery to give effect to the request and therefore resolved not to accede to the request.

'In addition to the legal incompetence of this administration to grant the application, there is also the further point that the entire question of repre-

sentation of the various population groups in local government is the subject of an investigation by various bodies at Government level

'It would be premature at this stage to make ad hoc decisions in respect of one local authority where the principle involves all local authorities,' the statement said

Competent

Mr Frank Martin, senior MEC said he had received a request from Eshowe in April this year and had explained that Exco was not competent legally to amend the ordinance.

'In 1978 we amended the ordinance but the State President refused to sign

it. It would be pointless for us to go through the whole procedure again

'In any event the constitutional development which is now taking place involves a new dispensation so it would be premature for us to try to amend the ordinance, even if we did think it was possible legally,' he said

The Town Clerk of Eshowe, Mr Chris Gerber, said after a council meeting last night that the council had noted with regret the decision by Exco.

Mr Gerber said however that the council re-affirmed its previous viewpoint on the matter

Mr Gerber said that was all the council had to say about the matter at this stage

LOCAL GOVERNMENT
Fr. 9/10/82
Eshowe steps out

The Natal town of Eshowe could be the first in SA to see direct representation of ethnic minorities on its town council. Natal Administrator Stoffel Botha this week confirmed to the *FM* that he had received a letter from Eshowe's all-white council requesting amendments to the Local Authorities Ordinance so that coloureds and Indians may contest local elections.

Botha said he was awaiting a legal interpretation before putting the matter to a meeting of the Natal executive committee (exco) next Tuesday, when a decision can be expected. The Administrator, a former MP for Eshowe, declined to say what he felt about the principle of the request at this stage.

Dering Stanbank, a member of the Natal exco, sees Eshowe's move as a 'step in the right direction'. He is 'sure' that his NRP exco colleagues share this view. The matter will be studied. And depending on its racial make-up, Stanbank tells the *FM* he sees no objection to minority wards being included in the mooted multiracial council. "It's the basic trend and is in line with government's new dispensation," he explains.

According to NRP leader, Vause Raw, "the reported request from Eshowe falls within the policy approach of the NRP, which is that where communities are unable to establish their own local authorities, they should be represented in the authority that has jurisdiction over them. This also accords with the President's Council's recommendations accepted in principle by the government's guidelines."

Raw adds, however, that "the request cannot be met under present legislation as government vetoed the ordinance passed by Natal in 1979 making provision for representation of minorities."

"What we are now awaiting is implementation of the new policy which will cater for these developments," says Raw.

The PFP's Transvaal Provincial Council leader Doug Gibson welcomed the 'courage of a town council in a National Party parliamentary seat in seeking a breakthrough of this nature.' Gibson says Johannesburg City Council authorities are lagging far behind and are "dead against similar representation in SA's largest and most cosmopolitan city. The PFP is committed to equal civic rights for all Johannesburg's citizens and the courageous move by Eshowe has our full backing."

Coloured LAC at loggerheads Over mixed-marriage couple

8/10/92
264
Mowery

Municipal Reporter

A DECISION to allow a 'mixed-marriage' couple to move into New Dawn Park — a coloured suburb — was carried by a narrow six-to-four margin at a Durban Coloured Local Affairs Committee meeting.

It has caused a serious rift between the committee members and two of the dissenters seem headed for disciplinary action from the coloured Labour Party.

The Department of Community Development had written to the LAC for comment on an application by Mr Z Timol, an Indian married to a

coloured radio-grapher, to acquire one of the houses in an Urban Foundation house ownership scheme

The department said Mr Timol had always associated with the coloured community and adopted its way of life. His wife had attended Park Hill High School where her mother was a teacher. Their son attended the Tiny Tots nursery school.

Personal

The four LAC members who voted against the application were Mr A F Christoffels, Mr E F Stewart, Mr E P Smith and Mr D C Young.

Asked to comment yesterday Mr Stewart said his motives had been personal but added 'If I married a white woman they wouldn't let me live in Durban North'.

He said he intended taking the matter to the Department of Community Development to object.

Robbed

Mr Christoffels was more forthcoming. He said 'I was called a racist at the meeting but I am a realist. The Indians have far more land allocated to them than the coloureds and if we make one exception we will open the floodgates, which would not be very wise considering the mood of the people in Newlands East and the acute shortage of houses'.

'They feel they have been robbed. They live in areas they didn't choose'.

Mr Christoffels said there was a deep-rooted resentment of Indians 'who came along and swept coloured woman off their feet' because the Indian men tended to be more affluent than the coloureds.

Agreement

Mr Smith said he had been 'confused' and had not really understood the issue so he had abstained. Mr Young denied voting against.

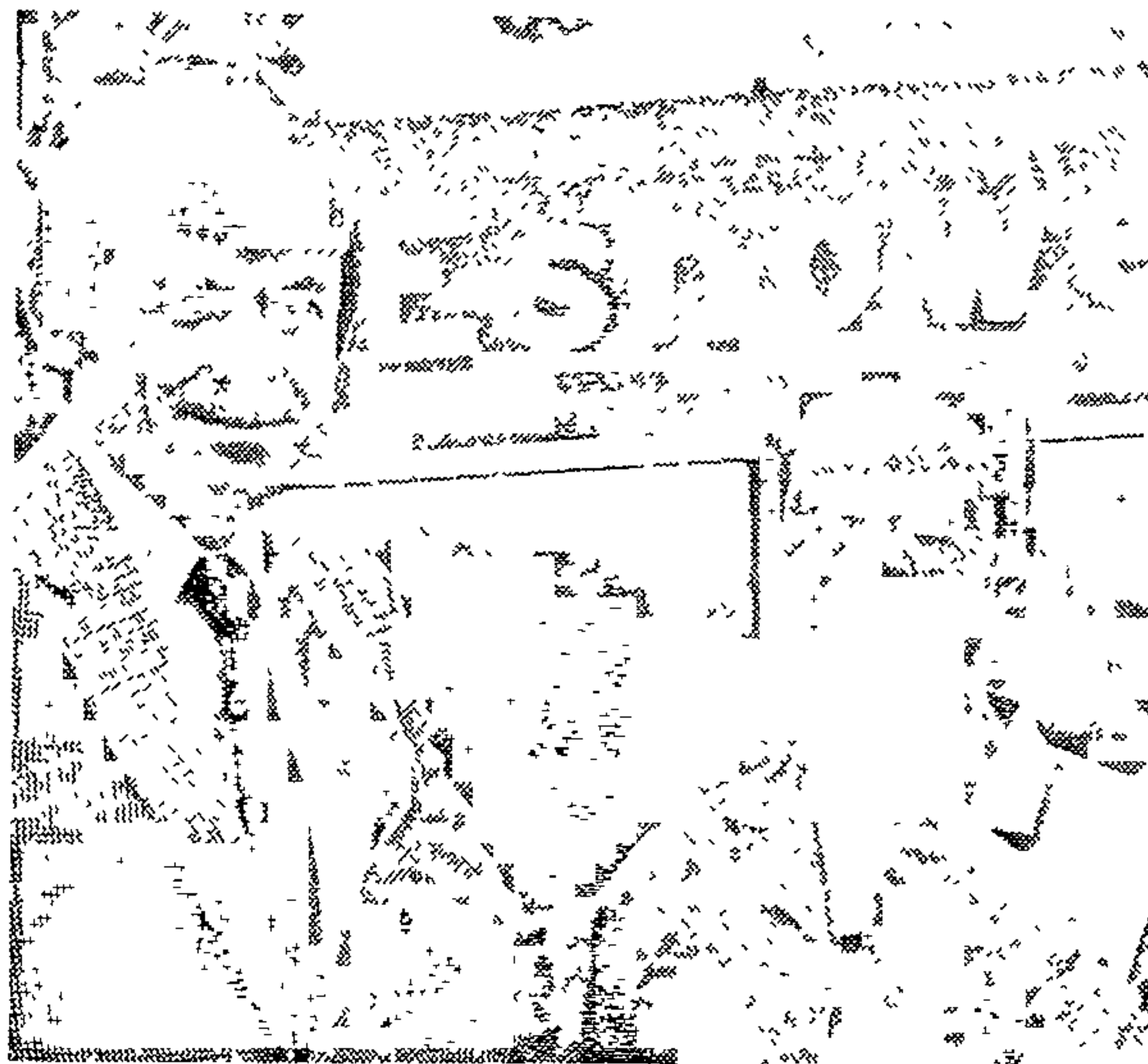
But yesterday LAC chairman Mr A W Stowman confirmed that both had broken a gentleman's agreement not to oppose the Timol application.

Six of the eight-man LAC are members of the Labour Party, which has a policy of non-racialism.

Mr Stowman, also vice-chairman of the Labour Party, said 'The Timol application was debated at length at a caucus meeting of the Labour Party members. No punches were pulled and when it went to the vote in favour of the application everyone agreed to abide by the caucus decision at the LAC meeting'.

'We were taken by complete surprise and terribly embarrassed when Mr Smith and Mr Young argued against allowing the couple into the area'.

Together



Eshove mayor Nick Phillips and Eric Phillips, a coloured "councillor" who has no vote

IT DOESN'T FEEL LIKE SOUTH AFRICA HERE, SAYS COLOURED LEADER

244

"WHEN I walk through the streets of this town I don't even feel that I'm living in South Africa," says Eric Lucas, one of Eshove's coloured town "councillors"

This week he praised the racial harmony in the quiet Natal North Coast centre, saying it was a happy, wellknit community where the town's 6 000 whites and 2 000 coloureds got on well together.

Mr Lucas is a member of the coloured management committee that represents Eshove's Sunnyside area, where the coloured community lives

Three members of the management committee have for the past six years taken part in the regular town council meetings. They came

Tribune Reporter

into national prominence in the past fortnight with the council's request to Natal's Executive Council to give them full councillor status.

But the senior member of the Executive Council, Frank Martin, had to tell them this was not possible because of the laws of the land.

Mr Martin confirmed yesterday he has called on the Minister of Constitutional Development, Chris Heunis, to treat the council's plea — and similar requests by other Natal councils — with urgency.

Mr Martin said there was no fight between the Executive

Committee and the Eshove Town Council Members of the council including the mayor Nick Phillips met Mr Martin in Durban on Friday

"We were very sorry we couldn't accede to their original request," said Mr Martin "We encourage their attitude and like the harmony they have in places like Eshove"

Mr Lucas said he and his coloured colleagues had been "councillors" in all but name for the six years they had sat on council debates

"We take part in all the discussions but when it comes to the vote you just have to sit and fold your arms. You have to be in that position to appreciate what it feels like," he said

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HEADPHONES

HOW SOON SHOULD

Jockey fees jump to R30 a ride

Richard McMillan

RIDING fees for Natal jockeys have been brought into line with those of the rest of the country and have been increased to R30 a ride, says Mr Mervyn Campion, the secretary of the Durban Turf Club

The whole question of jockey riding fees blew up when the jockeys on the Rand threatened to strike if their riding fees were not increased. A new agreement was reached before matters reached this stage

In Natal, where jockeys have been generally better off, a move was made by the riders to have their fees increased but their negotiations were carried out in a more amicable atmosphere

Mr Campion said yesterday that the fees for jockeys in Natal had now been increased from R17,50 a ride — win or lose — to R30 a ride on the same basis.

In addition jockeys will still be paid 7 percent of all win and place stakes.

Martin to meet Eshowe officials on row over coloureds

Mercury Reporter
THE row which has developed over Eshowe Town Council's re-application to allow local coloureds full borough representative status may be amicably settled this week

Natal's senior MEC in charge of local government, Mr Frank Martin, will be meeting with the town's Mayor, Deputy Mayor and Town Clerk as well as the constituency's MP and MPC, Mr Brian Page and Mr 'Fatty' Bozas respectively, in Durban on Friday

Last week the council incurred Mr Martin's wrath by re-applying for permission to allow coloureds to serve among its ranks, when earlier this year a similar request had been turned down

Mr Martin said the position was that the Natal Provincial Council had voted in favour of allowing all-race representation at local authority level — but the State President had refused to sign the documentation to enable the relevant Ordinance to be changed

Mercury Co.

PRETORIA—Large-scale labour and political unions are likely to seriously undermine the government in South Africa.

This warning was given by the S A Federated Chamber of Commerce and Industry. Johan van Zyl, in evidence before the Economic Committee of the President's Council

The population was expected to increase from 28 million in 1980 to 48 million by the year 2000, or by 2,8 percent a year

The relative share of the black population was likely to increase from 71,7 percent in 1980 to 77,4 percent by 2000 while the share of all other population groups would decline

'Thus while the white population is expected to grow from 4,5 million to 5,5 million, the number of blacks will increase from 20 million to 37 million by the close of the century'

Born

The consequence of the rapid population growth was reflected in the number of new workers. Currently about 300 000 new workers needed employment every year, and by the year 2000 this would have risen to 430 000

'And most of the potential workers who will have to be employed by the year 2000 have already been born. They will represent increasing instability unless they are incorporated in the social and economic processes of the country,' Dr van Zyl warned

Projections by the office of the economic adviser to the Prime Minister indicated a growth rate of at least 5 percent was needed to absorb the increase in the labour force, and to create sufficient new jobs

Metropolises

Dr van Zyl pointed out that in addition to the high rate of population growth, and the steadily growing proportion of blacks in the country, a third demographic factor was the high rate of urbanisation

Powerful economic forces were at work pulling new activities to the existing metropolises

The Pretoria University Bureau of Economic Policy and Analysis estimated the non-white urban population would double from 12 to 24 million by the year 2000. By then 66 percent of the total population would be urbanised

The actual black urban

Travelers warned on Rand muggings

Mercury Correspondent

The American State Department is warning tourists that there are several hotspots in Johannesburg where muggings and robberies have increased dramatically in the past two months

The Johannesburg Commissioner of Police for Mr J H du Plessis said in an interview that the number of muggings had declined in the past two months

He pointed out in a statement that while the number of muggings had declined, it was not uncommon for the robbers to use knives to threaten those from whom cash and valuables were taken

'The robbers usually operate in gangs of three to five, either approaching the intended victims as a group or in a threatening manner, using one member to approach the victim for money or cigarettes,' the statement said

'In either event the victim is physically overpowered and robbed of money, cameras, passports and travellers cheques. In rare instances only has the victim been injured.'

The statement said many incidents took place in broad daylight.

'Final effort' on NGK's stand on apartheid

Mercury Reporter
THE Presbyterian Church of South Africa at its general assembly in Durban yesterday stalled on a move towards dissociating itself from the Nederduitse Gereformeerde Kerk over its apartheid stand

A decision was taken instead to meet the NGK in the near future in a final effort to prevent a division between the two ecumenical bodies, which are sisters in terms of the worldwide Reformed churches umbrella

Today's assembly is expected to adopt a motion to start praying for the NGK to get it to review its policy over separate development

General secretary Chris Aitken, in his address said the NGK's expulsion from the World Alliance of Reformed Churches had been made only after agonising deliberation. This meant the assembly now had to re-examine its own position with regard to its future relations with the NGK

It was clear that the principles of apartheid were 'so inherently unscriptural' that the assembly had to disassociate itself from them

Move

'And in reaching this decision we have not rushed into confrontation without consultation,' Mr Aitken said

The NGK had at last ac-

PRICES DOWN!



LOWEST PRICES IN 2 YEARS!

Eshowe Council accused of trickery

Mercury Reporter

NATAL'S senior MEC, Mr Frank Martin, yesterday accused Eshowe Town Council of 'playing cheap political tricks' in its efforts to include coloured and Indian councillors in its ranks.

He charged that most of its members belonged to the Progressive Federal Party and that they had acted without a mandate from local residents.

Mr Martin revealed that the council had already made a similar application in March this year — and that he had replied in April, pointing out that although it supported the request the Province was powerless to accede to it, because the State President had refused to allow the relevant Ordinance to be changed.

'Much as we would have liked to have given them the go-ahead we could not because our hands were bound by governmental decree,' he said.

'The position has not changed and they know it.'

The Provincial Council had done everything it could to provide — 'and to fight for' — full representation of non-white groups at town council level.

The move had been blocked by the State President.

Request

Mr Martin disclosed that 17 out of 21 local authorities who attended this year's Natal Municipal Association meeting had supported the Provincial Council's stand — meaning there were 16 boroughs other than Eshowe who also wanted all-race town council representation.

But the request was turned down and now

especially in view of the constitutional proposals for a new third-tier system of government, there is nothing more to be done.

'The whole issue should be closed.'

But Eshowe's Mayor, Mr Nick Phillips, said although he respected Exco's decision he wanted it to be made known that the town council had not changed its attitude and did not intend to let the matter rest.

He could not say 'at this stage' what step could be taken next but meetings would be held and action would be considered.

Denial

'I'm sorry to hear that we have upset an apple-cart or Mr Martin,' he added.

Mr Phillips denied that the Eshowe Town Council was politically-motivated.

'We have a very broad cross-section of councillors here but none that I know of who is a PFP supporter,' he said.

There was no question of the application being political in any way. The position was local coloured representatives had sat in, as unofficial participants, on town council meetings for the past six years.

It was now felt that they should be granted full voting rights and town councillor status, being leaders as they were of their community.

The decision to submit the request to Mr Martin had been made unanimously by the town's nine white councillors.

Mr Phillips said a move would be initiated soon to set aside a separate residential area for Eshowe's local Indian community.

Slabbert spells out

PFP I



VAN Zyl Slabbert . . 'the only way.'

WHAT form for the Zyl Slabbert in Durban?

Open Party's Slabbert support proposals effective.

Too late

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Province leads in township work

Pietermaritzburg Bureau

APPLICATIONS to establish a township in Pietermaritzburg can be processed within four to six weeks against between five and seven years in the other provinces.

This was disclosed in a report submitted to the city council by city engineer, Mr Graham Atkinson, yesterday following his appearance before a Commission of Inquiry into Township Establishment, consisting of 18 members of Parliament and of the provincial councils.

While giving verbal evidence to the commission on September 23, Mr Atkinson said he learned that township applications took up to seven years with five years being the norm.

Commissioners had been 'amazed and intrigued' to discover how quickly the Natal capital was able to process such applications, he said.

They were also 'most interested' to hear of the degree of delegation from province to city, through the Pietermaritzburg Extended Powers Ordinance, and from city council to city engineer, in respect of such matters as approval of subdivisions.

From the discussion it appeared that such things do not happen in the other provinces. In fact a commission member from the Cape Mr R F Hurley MPC, stated that the Cape Local Authorities Ordinance had no provision for delegation along the lines of our extended powers ordi-

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FM 15/10/82
LOCAL GOVERNMENT 264
Eshowe blocked

Eshowe Town Council's application to include ethnic minorities in its local government (*Current Affairs* October 8) has been rejected. A meeting of Natal's four-man New Republic Party executive committee (exco), chaired by Provincial Administrator Stoffel Botha, this week found "that there is no legal machinery to give effect to the request."

A letter informing Eshowe authorities of the exco decision further states "In addition to the legal incompetence of this administration to grant the application there is also the further point that at the present moment the entire question of representation of the various population groups in local government is the subject of thorough and far-reaching investigation by various bodies at central government level."

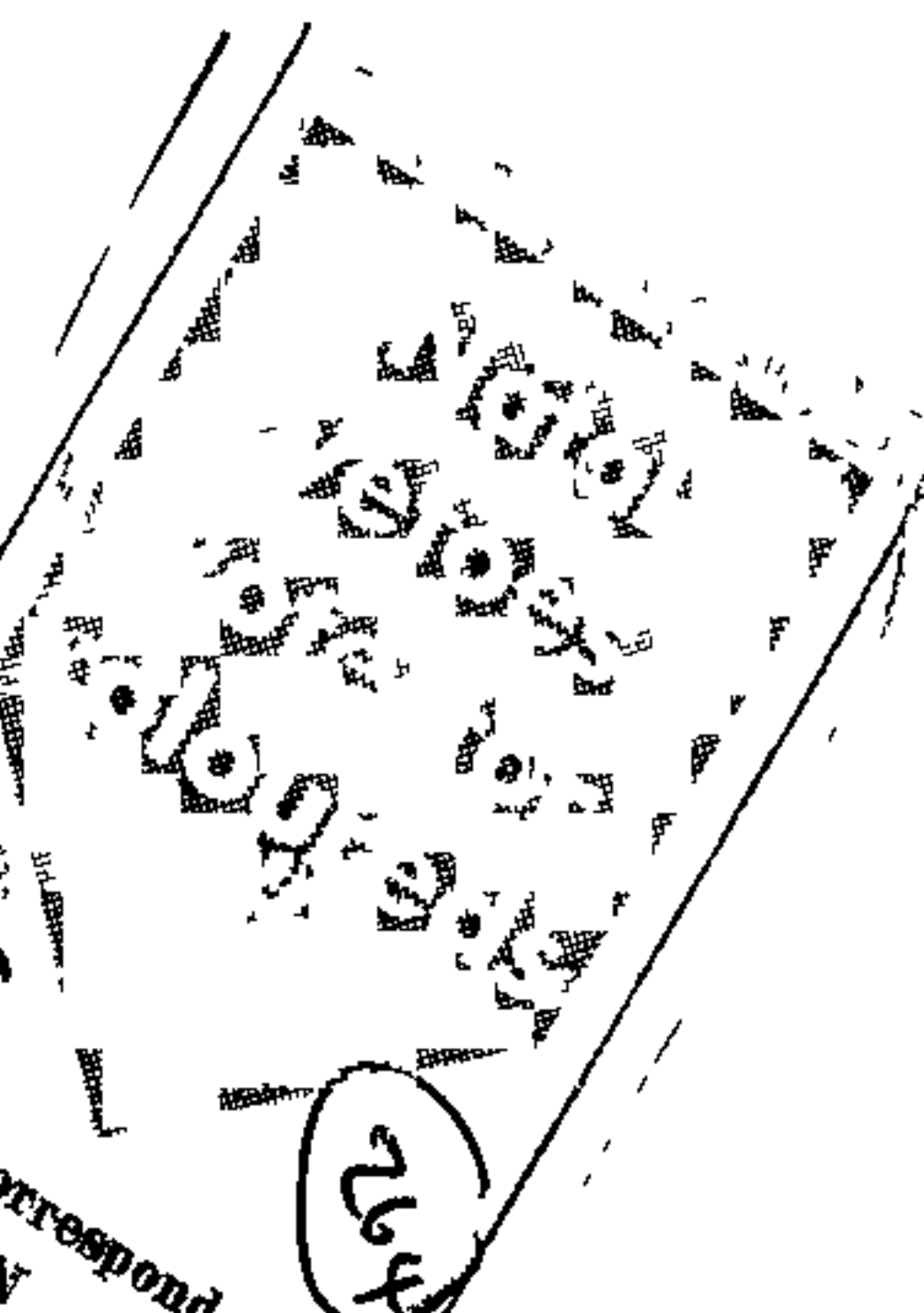
"In any event, it would be premature at this stage to make *ad hoc* decisions in respect of one local authority where the principle involves all local authorities."

Ironically, Eshowe's application for an amendment to the Local Authorities Ordinance to enable its coloureds and Indians to contest municipal elections is in line with the President's Council's (PC) proposals accepted in government's guidelines on the matter.

The PC proposed that where coloured and Indian groups were too small to form their own councils — in effect where ethnic wards would not outnumber whites — they should be admitted to white municipal councils.

Eshowe (population 5 000 whites, 2 000 coloureds, 200 Indians) is such a case. However, a hint of the obstacles government may face over this proposal was provided by the Transvaal Municipal Association (TMA) at a meeting in Nelspruit last week. "Multiracial councils would 'open the door to full integration,'" said the TMA.

And at its meeting in Kimberley last month, the coloured and Indian Association of Management Committees also rejected the PC local government recommendations — for not going far enough. Where does that leave Pretoria?



Sick
1/10/72

Own Correspondent
DURBAN

The Eshowe Town Council's request to extend full voting rights to the town's coloured community has been turned down by the Natal Provincial Council's executive committee.

Last month the nine-man town council voted unanimously to extend the municipal franchise to coloured ratepayers.

At present, a three-man delegation, under the chairmanship of Mr Guy Lewis, represents the coloured suburb of Sunnydale in an advisory capacity on the council.

In a statement released after it had met to discuss the matter yesterday, Exco rejected the application, saying that there was no "legal" machinery to give effect to the request.

"PREMATURE"
The question of representation at a local level was the subject of investigation at central government level. Exco felt that an ad hoc decision on a single council was particularly premature, particularly where the principle affected all councils.

The decision has been criticised by the lone PFP provincial councillor, Mr Rodney Haxton, who said the New Republic Party controlled Exco was not prepared to go much further than the Nationalists in giving rights to people at a local level.

DISAPPOINTED

The Mayor of Eshowe, Mr Nick Phillips, said both the council and the Sunnydale Management Committee were "deeply disappointed" at Exco's decision.

"The council also supports the democratic right of every person who contributes to the borough to have the same opportunity to take part in local government affairs," he said.

Mercury 15/11/82 (264)

LACs reject PW's proposals for change

Mercury Reporter

THE Natal Association of Local Affairs Committees yesterday rejected the Prime Minister's proposals for constitutional change in local government as they entrenched apartheid in the constitution and also the financial implications had not been fully spelled out

Mr Yunus Moolla, who was re-elected chairman of the association at its annual conference in Newcastle, said the conference, however, agreed with the Government that

reform in South Africa was paramount

He said the association did not want a polarisation of blacks and whites resulting in conflict and confrontation

The association emphasised that it had to be involved in such change and empowered its executive to negotiate with the Government via the national ad hoc committee to press for positive interim measures and its long-term objective for a peaceful change in South Africa

Mercury 26/11/82

Local authorities 'will be forced to include blacks'

Municipal Reporter

NATAL'S local authorities will be compelled to draw Indian and coloured leaders into the decision-making process before the Government's constitutional dispensation is introduced

In a no-nonsense speech to the Natal Municipal Association yesterday, the Administrator, Mr Stoffel Botha, said the Natal Provincial Administration was prepared to introduce legislation 'as soon as possible' to give local affairs committee chairmen full voting rights on matters concerning their communities

While some local authorities made every effort to involve LACs in civic affairs, others were holding the evolutionary process back.

They were not giving their coloured and Indian burgesses the chance to develop civic skills.

The 'enabling' ordinances would have to be amended to compel the stragglers to fall in behind the front-runners

The LACs were, and always had been, temporary transitional agencies for change, offering people who had never had the franchise a chance to learn about responsible government

However, the closure of the political gap demanded trust and goodwill from both sides

Some LAC members had acted in a politically immature way and made it needlessly difficult for even sympathetic local authorities to carry on dialogue with them

Epitomised

The shortest route to political responsibility was through responsible action

They weakened their position by making political capital out of imaginary grievances and insinuations of dishonesty in councillors and officials

Possibly the most difficult adjustment for the Indian and coloured representatives would be to realise that there would be no one else to run to

Mr Botha said it was sad that so much energy was having to be expended on resolving unnecessary stresses between ethnic groups who had to live together

There was no longer a simple master-servant relationship between white and non-white

'It has become essential to our peaceful advance that we also adjust our governmental institutions,' he said

The NPA would consult all interested parties on the question of voting rights for LAC chairmen and, if Exco agreed, legislation would be introduced

Mr Frank Martin, MEC in charge of local government, said the Administrator's speech had epitomised what Exco had been saying for years

He had drafted an amendment to the local government ordinance during the May provincial session which would give the Administrator the right to force local authorities to give LAC chairmen the vote

Dr T Schlebush, United Municipal Executive president, said people were entitled to preserve their rights, but not to deprive others of theirs

In the Cape the biggest obstacle to progress had been those local authorities who had shouted for 'all or nothing', while in reality they were the least prepared to share power

Meanwhile, Westville and Ladysmith are both trying to reinstate their LACs

The Mayor of Westville, Mrs Nicky Armstrong, said 'We have had informal but fruitful talks with our Indian leaders'

Mr Con Botha, the Mayor of Ladysmith, said their LACs had been invited to attend council meetings as observers, but it would 'take two to tango'

The Minister of Constitutional Development, Mr Chris Heunis, had indicated that it would have his blessing.



Warning for Natal on PC ⁽²⁶⁴⁾ reforms

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DURBAN. — The Administrator of Natal, Mr Stoffel Botha, yesterday warned that the province might have to compel some local authorities to foster good relations with their Indian and coloured ratepayers and residents.

He told the Natal Municipal Association congress in Queenstown that these authorities were not using their opportunities to develop civic skills among their coloured and Indian burgesses.

As a result they were creating frustration, which was expressed in mounting negativity and unreasonableness. The transition to the new dispensation giving greater authority to local government would be difficult and even painful for these towns, he said.

Local affairs committees were transitional agencies for change, offering a chance for people who had never had the vote to learn about responsible government, and for all groups to practise the art of working together.

"Those leaders, whether white, Indian or coloured, who reject these transitional agencies under the banner of mixed councils or nothing are doing their people and the cause of harmonious co-existence in South Africa a disservice."

"It seems inappropriate for the province to have to compel local authorities to draw Indians and coloureds into decision-making."

"It should be enough to enact enabling ordinances. But because of the urgency and importance of the matter, it seems we will be forced to amend regulations to compel the stragglers to fall in with the front runners," he said.

Mr Botha also said some local affairs committee members had acted in a politically immature way and had made it difficult for even sympathetic local authorities to carry on a dialogue with them.

Closing the political gap would demand trust and goodwill from both sides.

"Possibly the most difficult adjustment Indian and coloured people will have to make when they exercise political responsibility will be to realise they are the authority."

"Unpopular decisions must be made, and the laws will be applied, but it will be their decisions which they have to defend to those who they may have taught to oppose authority always."

"For their own future comfort they should begin to educate their people in the responsibilities of democracy, which rest on the shoulders of electors as well as elected."

Mr Botha said urgent attention should be given to the provision of amenities of all types for coloured citizens.

Where equal amenities could not be provided for all groups then admission should under normal circumstances be readily available for all, he said — Sapa

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WARNING

No books, notes, pieces of paper or other material may be brought into the examination room unless candidates are so instructed.

Candidates are not to communicate with other candidates or with any person except the invigilator.

No part of an answer book is to be torn out.

All answer books must be handed to the commissioner or to an invigilator before leaving the examination.

Any dishonesty will render the candidate liable to disqualification and to possible exclusion from the University

Row over Umzinto inquiry costs

(264)
Mercury Reporter

UMZINTO ratepayers were adamant yesterday that they would not foot the bill for the Provincial Commission of inquiry into the affairs of the all-Indian Umzinto North Town Board.

Mr R A Govender, former chairman of the board and a prominent ratepayer, said yesterday that there would be a public outcry if ratepayers were asked to pay for the inquiry.

'The board members and certain people outside the board who initiated the inquiry should now come forward and meet the costs,' he said, adding that he

Mercury 2/12/82
would call on ratepayers not to accept responsibility towards paying the cost of the inquiry.

Mr Frank Martin, Natal's MEC in charge of local government, could not be reached for comment yesterday, but he is on record as saying that the ratepayers should foot the bill.

Mr Yusuf Bellim, chairman of the board, said yesterday that there was no option. 'If the ratepayers

have to foot the bill then they must do so,' he said, adding that an inquiry was the only solution to the board's long-standing problem.

No date has yet been set for the inquiry. Mr Edwin Godwin, the former Durban Town Clerk who has been appointed to hold the inquiry, said yesterday that it would probably take place early in the New Year.

City urged to boost buses

Mercury
6/1/82
269
264

Municipal Reporter

DURBAN'S City Engineer, Mr Don Macleod, has called on the Durban Transport Management Board 'to start thinking like bus operators' and provide a white bus service suitable for a major city and port

Speaking to the Mercury yesterday, he also warned that the City Council's policy of running a cost effective service to ease the ratepayers' burden was shortsighted and would cost the ratepayers more in the long run

He said, 'While the Government recognises that local authorities providing a metropolitan bus service need financial assistance and the Browne Commission even went so far as to state that funds for transport were no longer a problem, the Government has urban transport on the bottom of its priority list when it comes to actually handing out funds

'Last year we got less than the year before — R750 000 instead of the R11 million we needed. And the Minister of Transport has warned us that there is no hope of

an increase this year'

He said if the council continued to adopt the attitude that it would only match the Government contribution towards transport costs, it was going to cost the council a lot more to build roads to accommodate the cars that would flow into the city

Option

Mr Macleod said he had prepared a report on the bus service to present to the city Management Committee shortly. In it he warned that that while the council was concerned with burdening the ratepayers with the cost of a decent bus service, it was faced with the more expensive option of providing an infrastructure of roads for the increasing vehicle traffic or allowing the CBD to face serious financial consequences

He said the DTMB had adopted the policy that if the council gave it more money it would improve the system, but 'they should start thinking like bus operators and give some thought to whether they should run

a service or just accept what the council tells them to do'

Mr Marshall Cuthbert, general manager of the DTMB, commented 'The DTMB runs two bus services, a viable black service and a non-viable white service. As far as the white service is concerned, we went to the council for a policy and we operate it in terms of that policy. We can run as good a service as anybody, providing we have the funds to pay for it and the DTMB looks to the council for funds — which Mr Macleod knows'

General manager of the Chamber of Commerce, Mr Ken Hobson said the chamber supported the council's cost effective policy because the ratepayers, especially those in the CBD, were already overburdened

He said if the State was unable to subsidise the service it was unfair to expect Durban's ratepayers to bear the brunt of a service which was in fact regional. A metropolitan board should be formed to finance it

(264)

Durban bus services 'appalling mess'

Parliamentary Reporter

DURBAN City Council should sell the whole municipal bus service to private enterprise or form an independent municipal company to run it on a viable basis, according to Mr Derrick Watterson, N.P.P. MP for Umbilo.

Backing City Engineer Don Macleod's call for a bus service in keeping with a major city and port, Mr Watterson said "It is essential that an adequate service be available, and allowing the present service to get into this appalling mess doesn't say much for the council, and the Durban

Transport Management Board

The DTMB seems to suffer from the same problem as the Post Office, which effectively reduces custom by raising prices. If the business sector kept raising prices at the rate the fares here have gone up in recent years they would soon have to close shop. It is the practice of small profit and quick turnover that encourages patronage.

Mr Watterson said also he was not impressed with the Minister of Transport's proposal to set up a board to control the bus companies. They are at least operating sensibly well and providing a good service.

If the purchaser were required to operate on any other basis, he obviously would expect the council to subsidize him, which also would be no different from the current situation.

He said the findings of the Var Zil Commission in the fleeted operation of private operators, which were operating on a cost effective basis with full cost of running to published timetables.

DTMB manager Marshall Cuthbert said he would need a major capital outlay to restore the city's bus services to a

It was well known that the bigger the organisation, the fewer people it employs, and the number of its administrators increased. The private operator who drove his own bus and used his brother as a bus conductor was obviously able to run a cheaper service.

In Durban, Mr Watterson said, the bus service is concerned with 50 buses on the Durban route. He would run it on a cost effective basis with the Durban City running their share as adequate service. It is a no different to the current policy.

There were 100 buses running then, whereas there were only 110 buses at the present time. Year after year a larger factor at the Durban has complained that those surfers who have boards with them are not allowed on the buses at peak periods and being forced to wait at home.

It is not fair to say Mr Watterson proposed a new fare structure, as it is not a fare but a fare of fare. And anyone who flows he is expensive a surplus and he is freight it will be that the bus is to be a major capital outlay to the bus.

Strong reaction to 'freeze' advice on border business

Argus 26/1/82

CAPTAINS of commerce and political leaders have reacted strongly against a Provincial Administration circular sent to local authorities throughout Natal advising them to freeze the setting-up of new businesses within five kilometres of national states' borders

The circular says that no further business rights should be granted by any authority unless it could reasonably be assumed that the aim of the business concerned was to serve its immediate neighbourhood within South Africa

The introduction says the guidelines set out were formulated by the Cabinet in October 1980

and all future applications should be judged accordingly

In Cape Town, Mr Hernus Kriel, Cape MEC in charge of local government, said a similar circular was sent out in this province last March by way of a recommendation to local authorities bordering Transkei and Ciskei

'But the effect on the Cape is practically negligible,' Mr Kriel added 'It does not affect towns or cities and its only effect would be on small farm shops'

In the Cape 'border' areas are comparatively short, while in Natal the 'homelands' of Kwazulu

spread over islands throughout the province

The Acting-provincial Secretary, in Natal, Mr W R Bezuidenhout, said the Government's concern arose from the fact that trading undertakings within South African borders enjoyed considerable competitive advantages because of greater skill and better equipment

However, the reaction of the general managers of the chambers of commerce in Maritzburg and Durban was that the guidelines were virtually unenforceable

The first paragraph talks about it being existing policy to discourage trading within five kilometres of boundaries but this circular goes on to be

far more specific and this is a matter of concern,' said Durban's Mr Ken Hobson

'Firstly it is not clear whether this refers only to the independent states such as the Transkei, or whether it applies to all national states including Kwazulu

'If it applies to Kwazulu, bearing in mind the fragmented nature of it, with bits very close to Durban, one would have to start drawing corridors around all those little fragments'

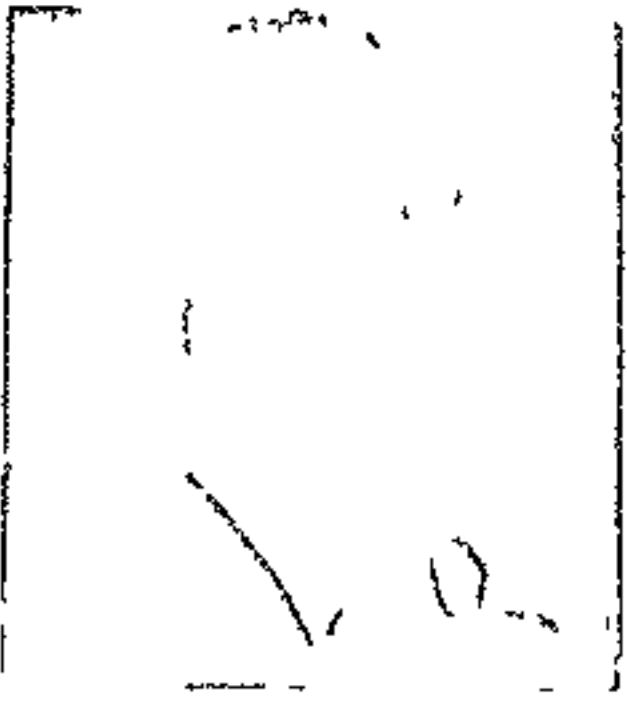
This could involve as much as 12 500 sq km of Natal, if the present boundaries of Kwazulu were affected

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FRANK MARTIN

Groupings

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Frank Martin is Senior I.P.P. I.P.P. in Natal

It has been said that the differences of opinion that have arisen between the I.P.P. and the sponsors of the Buthezi Commission have placed a strain on the normally loose relationship between the I.P.P.-controlled Natal Provincial Administration and the KwaZulu government. How serious do you view this?

Martin: If there is a strain between the Provincial Administration and the KwaZulu government I view it very seriously. I have had no official indication from members of the KwaZulu Government that relations have been strained. But I believe the situation in Natal/KwaZulu is such that demands the very closest of co-operation. I would like to see that co-operation embodied in my way.

If, as expected, the commission's report was not received in good official acceptance what can be done step by step to foster further co-operation and good relations between Natal and KwaZulu?

Obviously, we will continue to do everything that is possible — within the framework of the law — to continue the co-operation which we have been able

to establish in the past. We will also continue to do everything possible as an instrument to disrupt the co-operation that has taken place between us. We believe that this was the intention behind the establishment of the commission.

The I.P.P. will continue to call for a "new constitution" for the province, and will continue to work for the establishment of a regional authority.

This is in line with the President's recommendation for a regional administration in the I.P.P. in this report. It could be established by the end of the year, or even earlier, if the necessary steps are taken. It would be a regional authority, not a regional council, as the President's plan also calls for a regional authority. It would be a regional authority, not a regional council, as the President's plan also calls for a regional authority.

It is our hope that the necessary steps will be taken in the near future to establish a regional authority in the province.

We believe that the necessary steps will be taken in the near future to establish a regional authority in the province. We believe that the necessary steps will be taken in the near future to establish a regional authority in the province.

The President's Council's recommendations on the structure of local governments are expected to be made known shortly. Do you anticipate that they will recommend that provincial councils should be scrapped altogether in favour of a structure of regional councils?

The feeling that is prevalent at the moment is that the recommendations will make provision for some form of regional government that will continue to administer the functions of the various provincial administrations. The support of the policies in provincial councils will be removed. In that way they could accommodate in regional administration, for whatever that may be called, the "people's representatives" of the Indian and coloured communities. They could not then be accused of favouring Indians and coloureds in white politics.

What is the possibility of establishing a regional council in the province, including part of the Natal/KwaZulu area of the province, such as would be to exist at present?

We believe the only way you can administer such integrated services, such as fire fighting, ambulances, traffic offences, electricity, sewerage and water affairs, is by the full co-operation of every local authority in that area — Indian, coloured and Zulu. It would seem that we have unwittingly indulged in a system of metropolitanization that will possibly fit into the government's proposals for a regional administration for the whole area.

(264) Mercury
25/3/82
**Durban 'could
lay on safe water'**

Mercury Reporter

DURBAN with its financial resources could provide a safe bulk water supply to cholera infected areas such as Inanda

This point was made yesterday by Mrs Sybil Hotz Mayor of Durban when she spoke at the 18th annual conference of the Inyanda Chamber of Commerce at the Elangeni Hotel

Mrs Hotz said the cholera epidemic would continue to rage until a safe water supply was available to everyone

She said the Durban City Council did not see the black areas around the city in isolation but as an integral part of the 'pulse' of greater Durban


It was revealed in December last year that the squatter areas of Inanda and Amaoti, which were ravaged by a typhoid epidemic two years ago and are still cholera ridden, had been excluded from the Durban City Council's plans to extend the piped water supply north of the Umgeni River

The City Council authorised the spending of more than R11 million on the provision of water supplies to areas such as Ntuzuma, Newlands East, Newlands Phoenix, New Town and Kwa Mashu

A spokesman for the City Engineer's Department explained that the Inanda and Amaoti areas were outside the area of jurisdiction of the Durban Corporation

The spokesman said it would be technically feasible to include these districts within the area of supply but he had received no request to do so from the South African Development Trust Fund, the agents for the Department of Co-operation and Development

He said informal discussions had been held with the department but there had been no formal request to extend the water supply



THE Mayor of Durban, Mrs Sybil Hotz, is shown with Mr Patrick Gumede, president of the Inyanda Chamber of Commerce, at the 18th annual conference of the movement at the Elangeni Hotel yesterday. Mrs Hotz presented Mr Gumede with a gavel because, she said, he liked to bring his audience 'to order'

Anti-rates group against donation of R100 000 to KwaZulu for water

Municipal Reporter

MR Julien Yorke, chairman of Durban's Anti-rates Committee has objected to a proposal that the City Council should donate R100 000 to the KwaZulu Water Development Fund

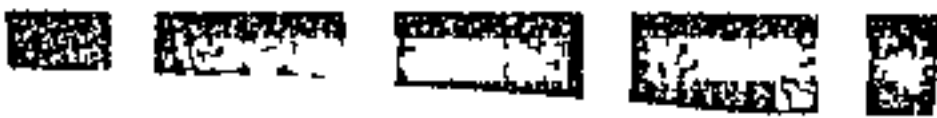
Yesterday Mr Yorke said 'My committee is aware of KwaZulu's needs and that these areas should be helped, but surely the responsibility falls on the Government or the Administration Boards to do this and not the ratepayers of Durban'

Durban's Management Committee has endorsed an appeal by Councillor Crispin Hemson that the council should donate R100 000 to the fund — as it did last year. The second donation still has to be approved by the full council

Mr Yorke said 'I have it on good authority that the Council is finding it difficult to meet their commitments. In spite of this they have already given away R100 000 and there is a recommendation that they should give away another R100 000 and they plan to spend a further R50 000 on a Villa monstrosity'

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'White by night' uproar

Pitman slams Pinetown curfew threat after theft

Municipal Reporter

PINETOWN'S MP, Mr Harry Pitman, has strongly condemned a threat by the chairman of Protection Services that he will press for the town to go 'white by night' unless the stolen mayoral chains are returned within a week.

The chains of the deputy mayor and deputy mayoress, valued at R8 000, were stolen with rate payments worth R170 000 from the municipal offices at the weekend

Mr J Billson, who also is a councillor, said he was 'pretty sure it was blacks who stole the chains' and the only way to stop this sort of thing was to impose a 7 30 p m to 7 30 a m curfew.

Retrograde

He said he would propose the curfew to the council if the chains were not returned

Yesterday Mr Pitman said 'A curfew would be a very retrograde step and I cannot see the council agreeing to do this. Anyway, how does Mr Billson know it was blacks who stole the chains?'

'And even if the culprits are black, a curfew is not the answer. The answer is to commit the guilty ones and sentence them.'

'You can't punish all black people because one or two steal a mayoral chain. Crime is a matter of the individual, not his race.'

'I seriously believe Pinetown will not fall for that kind of false racial thinking which is scandalous.'

When approached for comment, the Mayor, Mr Michael Wheelwright, said 'Councillor Billson is perfectly entitled to his opinion and I do certainly regret the theft of the money and the chains.'

'Any written proposals of Mr Billson's will obviously be considered according to its motivation but, because of the holiday period, the next Finance Committee meeting will only be on April 20.'

Mr Wheelwright said it had not been established yet who had stolen the chains but it had been a highly professional job.

He appealed to the culprit to return the chains which were of greater historic value to the town than their material worth.

Daylight

He said Pinetown already had a 'white by night' law which had not been enforced for many years, but even if a curfew were found to be advisable it would probably not be possible to enforce it.

It was by no means certain that a black had been responsible for the theft and, anyway, the most black crime in Pinetown happened in daylight.

'One happy thought. The mayor and mayoress's chains, which were presented to the town by the Hepplewhite family and are of great sentimental value, were not in the safe.'

Rates rebates for aged supported

7/10/82 (264) Mercury 15/4/82

Municipal Reporter

THERE are strong indications that Durban City Council will call for a rethink on the Management Committee's rejection of a rates rebate system for the aged, when it meets on Monday — and a Tafta spokesman has highlighted the weakness of the present deferment system

Earlier this week, Manco voted against taking advantage of a new ordinance which allows local authorities to introduce a rebate system. Instead it opted to stick to the present system of deferred rates for the aged

The chairman, Mr Neil MacLennan said the re-

Council may call for 'rethink' by Manco

bate system would subsidise the homeowner's heirs and place an unnecessary burden on other ratepayers. Manco felt the present system of rates deferment was in the best interest of the city's aged

But yesterday Mr Mike Clay, Tafta director, said 'The present system which allows those over the age of 65 to defer payment of rates until they die has certainly been very discouraging. They are charged an annual interest rate and if a man defers rates from the age of 65 until 85 that adds up to a huge sum with interest — which comes out of his estate'

According to Mr MacLennan a large per-

centage of Durban's ratepayers are pensioners and a rates rebate would have to be subsidised by the remaining ratepayers. And when the property passed to the heirs they would inherit very much more if deferred rates did not have to be deducted from the estate first

Mr Frank Martin, MEC in charge of local government, said the ordinance allowing rates rebates had been introduced at the request of several local authorities

'It is up to each local authority to do what they believe is in the best interest of the citizens. But there is a problem with deferred rates because they have to be claimed from the estate,'

he said

Mr Morris Barry, senior legal adviser, explained that if the heirs were unable to pay the rates the council could apply to the courts for an order to auction the property and recover the rates, penalties, collection charges and costs. And would have preference on any mortgage security or claim affecting the property

Meanwhile, some councillors have indicated that they will not accept the Manco recommendation at Monday's council meeting

Councillor Pieter Breytenbach, chairman of the Durban Year of the Aged Committee said he would certainly press for further investigation into the rebate system, as practised in Cape Town and Johannesburg

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Council tender limit to be raised for officials

264 Mercury 26/4/82

Political Reporter

SENIOR officials of Durban City Council will have the discretion to accept tenders of up to R50 000 in terms of changes in a private draft ordinance to go before the Natal Provincial Council during its mid-year sitting.

A municipal spokesman said the existing limitation of R15 000 had not kept pace with inflation and had resulted in applications every year for the amount to be raised

Senior staff, such as the City Engineer, were able to accept the lowest of a number of tenders provided details of the tender were handed to the town clerk within one month of acceptance

A second change in the Durban Ex-

tended Powers Consolidated Ordinance sought to formalise the payment of compensation to members of the recently formed Durban Industrial Commando and their dependents. The city council sought authority to take out insurance on behalf of commando members, payable in the event of death, injury or disablement

If a commando were killed on duty, the ceiling of the pay-out would be three times his annual salary, rising to five times his annual salary if he was permanently disabled. The spokesman said the payment of compensation had been contained in a proclamation by the Administrator of Natal to serve as an interim measure until the measures could be incorporated in law

Refuse workers unite over wages

WHITE workers at Pinetown Municipality, also dissatisfied with the 10 percent pay rise offered by the council, are solidly behind their black colleagues' pay demands which led to a strike of about 120 refuse workers on Monday.

At the same time the heads of all Pinetown Municipal Departments have asked the council's finance committee for an almost 16 percent increase.

Yesterday all the strikers were back at work, awaiting the result of a finance committee meeting when their demands for an immediate pay rise would be discussed.

However both black and white staff said they held out very little hope for an immediate increase.

General discontent with the council's across-the-board 10 percent offer, which staff say will not even cover the cost of living, will probably lead to arbitration, the local chairman of the South African Association of Municipal Employees, Mr Clive Turner, said yesterday.

He said the council

Sowetan Correspondent

had already rejected Same's request for an across-the-board pay rise of 15 percent from May 1 or 18 percent from August 1, with adjustments every six months.

Mr Turner said unfortunately the only recognised labour union which could negotiate with council was white, but the pay demands would be submitted on behalf of everyone.

Same, he said, could not support the concept of a strike but it would submit pay demands on behalf of black and Indian staff.

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19/5/82
15/4

Pinetown Mercury municipal workers get 10 pc rise

Mercury Reporter

THE finance committee of the Pinetown Town Council yesterday reaffirmed the council's decision to give municipal workers only a 10 percent wage increase from August 1 in spite of being faced with worker discontent.

Their decision follows Monday's brief stoppage by about 120 refuse and road workers who it is understood had demanded an immediate wage increase.

The workers returned to work after the Deputy Town Clerk, Mr Andrew Ferguson, had agreed to raise the matter with the council.

The dissatisfaction, though, is not confined to black workers — all heads of Pinetown municipal departments asked the finance committee to reconsider the employees' request for an increase of about 16 percent.

Mr Jock Bruce, the chairman of the finance committee, said they had all agreed that the wages of the lower grade of workers needed to be increased, but had decided to wait until the new increases came into effect in August before looking into these wages.

Not enough

After yesterday's meeting, Pinetown's Town Clerk, Mr Bill Green, advised a large group of workers who had raised the wage grievance of their decision.

The local chairman of the South African Association of Municipal Employees, Mr Clive Turner, said the staff considered the 10 percent increase passed by the council earlier this year as not enough to cover even the cost of living.

He said the council had made its decision after the staff advisory committee, of four council members and four staff members, had agreed to a 15 percent across-the-board increase.

Their rejection of the advisory committee's decision was extremely bad industrial relations, Mr Turner said.

He added that the association would be taking legal advice on the matter before making any further moves.

Mr Turner said that unfortunately black municipal workers had no recognised union to negotiate for them, but the association would submit pay demands to the council on behalf of everyone.

The frailty of firemen

'None reached retirement because of health hazards'

Municipal Reporter

WTS
264
Mercury
10/6/82

IN THE past 25 years not a single Durban fireman had reached retirement age — because of the job's health hazards.

This shock disclosure was made yesterday by city Fire Chief Steve Smith, who said 'Since I joined the service 25 years ago, not a single operative fireman has reached retirement age

'They have all retired early because of ill health or been medically boarded out

'I have been concerned about this for some time and with the support of the Durban Municipal Employees' Society we are pressing the Corporation to use specialist physicians to monitor the firemen's health'

The biggest problem seemed to be the heart and lungs. When a man applied for a fireman's post he first should be thoroughly checked by a specialist. If accepted he should then be checked every three years by a specialist and a careful study made of his reasons for being off sick during that time.

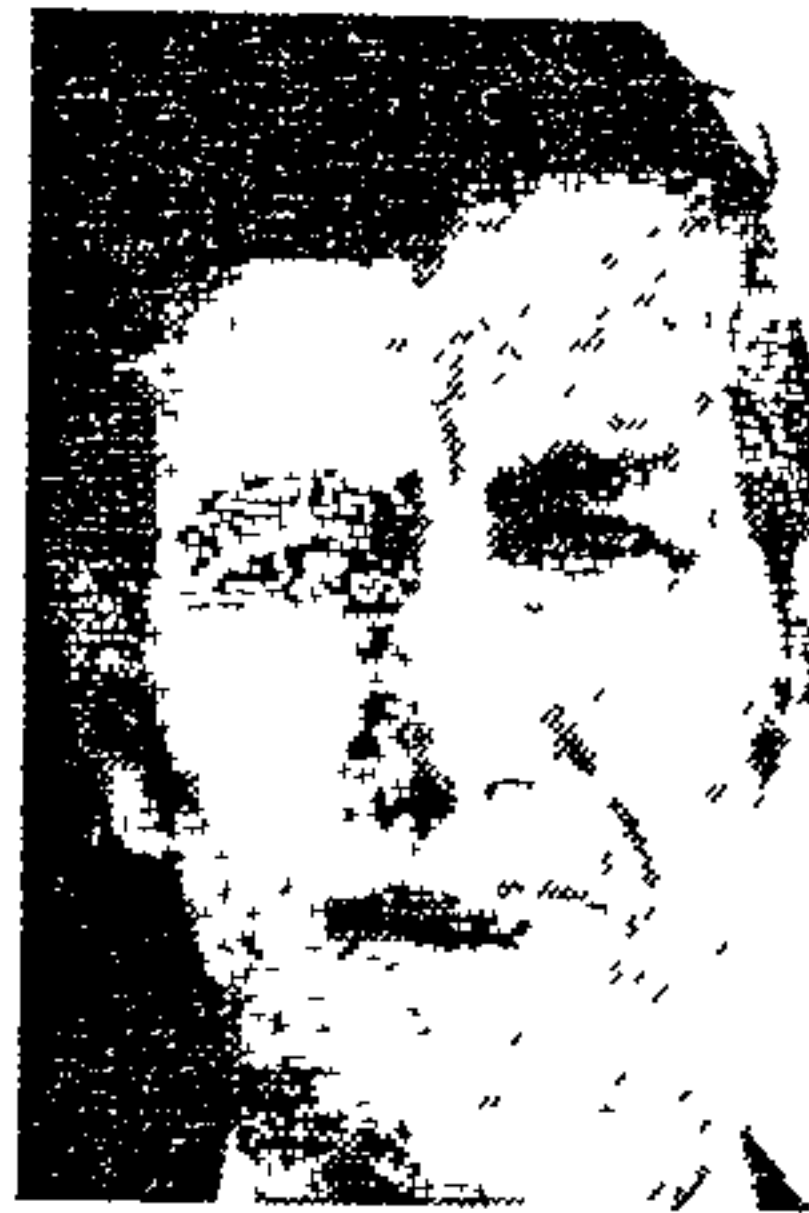
'We must establish the cause and eliminate it,' Mr Smith said.

'In Britain they are busy conducting a survey on the occupational stress suffered by firemen, but it is only two years' old so there are no findings to date.

Adrenalin

'Firemen are subject to a tremendous amount of stress. When that alarm bell rings at night you don't know what you are heading for, a fire or a bad accident.

'The adrenalin starts pumping straight away. My pulse beat still shoots up every time I hear the alarm, even though I am not directly involved.'



STEVE SMITH ... 'the adrenalin starts pumping'

Firemen worked in shifts of two days on, two nights on and two days off. The day shift was from 9 a.m. to 6 p.m. and night duty from 6 p.m. to 9 a.m. — a 15-hour stretch.

'We do take them off routine work between 11 p.m. and 5.30 a.m. and allow them to rest, but there is no way they can really sleep.'

On fitness Mr Smith said 'Quite often a man thinks he is fit but finds he isn't fit enough when he has to rescue someone from a third or fourth floor, carry them down, have a short rest and then do it all over again.

'They often push themselves well beyond their fitness level and I am hoping to motivate the City Council into buying some equipment that is used in several gyms.'

Mr Smith said 'It is vitally important that we improve conditions for firemen, they will be needed more and more in these socially sick times. The Minister of Justice sees us as the third line of defence in the country.'

Today Manco is scheduled to consider the health monitoring of firemen and a report by the Medical Officer of Health, Dr Colin Mackenzie, who has suggested regular physical checks by specialists.

Secret (264)
memo Mercury
calls for 8/6/82
'professional'
councillors

By Loraine Tulleken.
A SECRET memorandum which advocates that the three most powerful seats on Durban City Council be held by well-paid 'professional' councillors has been leaked to the Mercury.

The memorandum, from the Town Clerk, was considered by the Management Committee yesterday and presses for a total restructuring of the council's committee system and an upgrading of all top officials — the most senior qualifying for annual salary increases of R6 000 each and the less senior departmental heads for increases of R3 000, adding R63 000 to the city's salary bill.

The three 'super councillors' — the powerful Management Committee chairman and his two vice-chairmen — would be expected to be 'wholly available for the purposes of the council's business, but with the right to devote up to one-third of normal working hours to private purposes'.

The memorandum urges rationalisation of the committee structure to deal directly with functions as opposed to departments, with a better distribution of the workload between committees.

It seeks an improvement of the scrutiny and review functions hampered now by the lack of an overall plan with goals and objectives.

The memorandum describes a need to eliminate conflicts arising when policy matters, initiated by heads of department or Manco, are dealt with by Manco without consultation with any concerned standing committee.

The restructuring of Manco itself is suggested.

The memorandum says the chairmanship of Manco and the two posts of deputy chairman, should be held on a part-time basis.

It was generally recognised, the memorandum said, that those standing for the City Council were unable to give their full time to

• TURN TO PAGE 2

'Professional' (264)
18/6/82 Mercury
councillors call

at present

council business

The memorandum proposes that the chairman and two vice-chairmen be available wholly for council business but with authority to devote one third of normal working hours to private purposes or business.

Being readily available to all councillors they would be able to determine a consensus on policy matters.

The memorandum envisages four other members serving on Manco as

at present

It would like to see a 'corporate plan dealing promptly with development and disposal of industrial land, Government policy, decentralisation and its impact on the city, beachfront development, parking and public transport.

The memorandum calls for consultants to be commissioned urgently to prepare a report on the payment of city councillors and Local Affairs Committees in time for the 1982/83 budget.

264
Mercury
2/16/82
Six months' notice to 'brickies'

Mercury Reporter

BRICKLAYERS and gangers employed by the City Engineer's Department would not be retrenched without at least six months' notice, a spokesman for the department said yesterday

He was reacting to fears expressed by bricklayers and trade unions who told the Mercury they believed they would be fired this week

'At this stage the decision to retrench corporation workers is still only a recommendation from the department to the council. The earliest council can pass it is the end of July and then the people to be retrenched will get six months' notice,' he said

THANKS A LOT — BUT WE WON'T KEEP QUIET!

S. Tribune 27/6/82

(107)
(264)

Tribune
Reporter

THE Natal Parks Board is jubilant over being given a massive land boost but has promised not to keep quiet over the loss of three game parks.

"We won't accept this as a sop to shut us up," said Parks Board MEC Dering Stainbank.

He added that the Minister for Co-operation and Development, Piet Koornhof, had sworn the move had nothing to do with the Ingwavuma land rum-pus.

The new reserve will be the third biggest in

the country after Kruger and Kalahari-Gemsbok.

About 140 000 hectares of land will be given to the Parks Board in "partial" compensation for losing Umfolozi, Hluhluwe, and part of Mkuze sanctuaries.

It is also in recognition of the "great" conservation work being carried out by the Parks Board, especially in saving the white rhino from extinction.

The board will also get another five bits of land in the Drakensberg.

The new game reserve will include part of

Mkuze and will run eastwards to the sea and southwards from the park. The area around Lake Benghazi has also been given to the Board.

The total area will be twice the size of land being handed over to KwaZulu.

Habitats include parkland, semi-thornveld, marshland and coastal dune.

The board has been campaigning for the vast tract of land since the mid-60s.

Ten farmers will be bought out.

Mr Stainbank said many animals would

have to be moved into the new area.

The province's senior MEC, Frank Martin, said the Pretoria talks were clearly designed to draw attention away from the Swaziland land swap deal.

"This issue has not yet been resolved," he said yesterday.

The Natal Provincial Council meets on Wednesday to discuss the Swaziland issue and will almost certainly go ahead with plans for a referendum in the province, despite the claim by the Prime Minister that it was not within the powers of the province to do so.

GALA EVENING at the OP O' THE ROYAL

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MANRIEM OORWAARDER 4156

Land talk not recalled

African Affairs Correspondent

TWO public representatives of the New Republic Party said yesterday they could not recall the issue of Ingwayima having been raised at meetings which they attended of the Eastern Consolidation Commission.

The representatives, Mr Bill Sutton, a member of the President's Council, and Mr George Bartlett, MP for Amantzimotl, were responding to a statement by the leader of the National Party Opposition in the Natal Provincial Council, Mr Thys Wessels.

It was said that the NRP members had attended meetings of the commission where the issue of the incorporation of Ingwayima into Swaziland was discussed.

Mr Sutton said he had attended one meeting of the commission but could not remember anything about Ingwayima having been raised and Mr Bartlett could not recall the matter ever coming up.

Mr Wessels claimed that 'extensive discussions' on the incorporation of Ingwayima into Swaziland had been part of the proceedings.

The 'Press gag' law didn't exist last week

Mercury Correspondent

JOHANNESBURG—A law used by the police to suppress publication of information concerning the detention of four journalists does not exist—and did not exist last week when it was invoked by the police for the first time.

The law is Section 27c of the Police Act which was repealed on June 16 with the promulgation of the Protection of Information Act in the Government Gazette (8248).

The Protection of Information Act, which replaces the Official Secrets Act, also specifically repeals the controversial Section 27c of the Police Act.

Section 27c of the Police Act (No 7 of 1958) was invoked by the police on instructions from the Chief of the Security Branch on June 24 following the arrest of four nationalists and two others, whose names have subsequently been released.

However, the section

had been repealed eight days earlier.

At the time of the police directive to newspapers the names and details of the detentions already had been widely reported in radio bulletins, various newspapers in the afternoon groups and Sapa.

The police refused to confirm the detentions or say under which Act the people were being held.

The police action was widely criticised in the Press, by lawyers and the

PF, and by relatives and friends of those detained. It led to fears that people would be able to disappear without trace.

The Minister of Justice, Mr Kobie Coetsee, said in Parliament during the third reading debate on the Protection of Information Bill that the measure could be used to keep arrests secret, but this would be done at the discretion of the police.

However, there are different views on whether

Mayors against 'one' Natal/Kwazulu

African Affairs Correspondent

NOT all mayors of towns in Natal which are adjacent to Kwazulu agree with a statement by Mr Chris Saunders, chairman of the Tongaat Group, that Natal and Kwazulu must be one.

Mr Saunders told a conference in the Durban City Hall this week that Durban was inextricably bound with Kwazulu.

He said it would be futile for the conference to ignore the findings of the

Buthelezi commission, one of which was the long-term interests of the people of Natal and Kwazulu would be best served if the area were governed by a single entity.

But the Mayor of Newcastle, Mr H J Briel, said that the two regions were separate entities.

Mr R Swartz, Mayor of Durban, said that the two regions should be administered separately.

He believed the two regions should be governed separately.

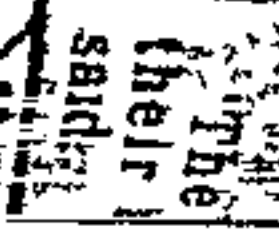
But both the Mayor of Durban, Mrs Sybil Holz, and the Mayor of Pietermaritzburg, Miss Pamela Reid, supported Mr Saunders.

The Mayor of Empangeni, Mr P R Steenkamp, said he could not agree to share a common future.

Miss Reid said it was 'non-sensical' to chop the Natal/Kwazulu area into pieces.

The Mayor of Eshowe, Mr L A Stead, said Eshowe was probably more bound up with Kwazulu than Durban.

Mr H Holz said the two regions would have to share a common future.



6/7/82 (328) (264) (151/163) Mercury

Increase wages, Umzinto told

Mercury Reporter

THE Department of Manpower has warned the Umzinto North Town Board to upgrade the wages of its black labourers after complaints of growing dissatisfaction

This is the second time that the department has intervened in a row over pay between the Indian-controlled local authority and its black labour force

Last year the board granted black workers a 10 percent pay hike after receiving an ultimatum from the department to upgrade wages within 48 hours or face prosecution

A deputation from the black workers' liaison committee this week met Town Clerk Enoch John and demanded an immediate increase of R30 a month for all black workers irrespective of whether they were on a scale or not

They also pointed out that their take-home pay was insufficient to enable them to live 'decently'.

Since the last increase about a year ago the price of food and other goods had increased rapidly, so much so that even their net take-home pay was insufficient to meet the food bill let alone other household expenses, they said

In a report tabled at a closed meeting of the board yesterday, Mr John disclosed that the leader of the deputation, Mr Gilbert Mquadi, had informed him that the black workers had threatened strong action when making their pay demands

The report also disclosed that a senior official of the Department of Manpower had informed the Town Clerk of the dissatisfaction

among black workers.

'He said he felt it his duty to alert me that trouble was brewing among the black employees who appeared to be dissatisfied and disgruntled about their take-home pay and that the board should give serious consideration to increasing their pay

'If this were not resolved amicably between the black workers' liaison committee and the town board, then at the instance and request of the liaison committee it may be necessary for my department to set up a conciliation board to settle the dispute'

The chairman of the board's works committee, Mr Ismail Moolla, told the Mercury last night that he would support the upgrading of black workers' pay on condition they showed greater efficiency

Mercury
264
Call for
9778
help in
'packed'
township

Mercury Reporter

DURBAN social workers have appealed to coloured businessmen to help improve the living conditions in Newlands East township

Social workers from the Durban Child Welfare Society said thousands of people had been moved to Newlands East where the delay in housing and lack of service facilities had led to numerous social problems

One of the social workers said some people had been told by the authorities that they would have to wait until 1984 for housing because the unit supplies had been exhausted.

'There is an unbelievable influx of people into Newlands East from places like Wentworth,' she said 'The township is now saturated with people who have nowhere to stay'

She said many people had had to revert back to the extended family situation and overcrowding had become rife

Another social worker said Newlands East had only one shop which supplied no fresh fruit, meat or vegetables and residents were forced to rely on the few mobile shops in the area

Frustrations

She said the community had taken an active and valuable interest in raising the standard of living but they had reached their limits in many areas and would have to rely on outside help to improve the facilities

'Newlands East desperately needs sporting amenities as an outlet for the frustrations that many of the people feel,' said another social worker 'For example there are few youth activities because there are no places where people can congregate in large crowds apart from the schools'

She said a request to the Durban Corporation to build a swimming pool had been turned down on the basis that there were 'not enough people to warrant a pool'

'It's about time coloured businessmen stepped in and offered assistance in areas where the Durban Corporation has not'

Mr John Muir, the financial officer for housing at the Durban Corporation, said he was not prepared to comment until a later stage

Pension fund (264)
probe may be
sent to
Attorney-General

Political Reporter

Mercury
21/7/82

THE one-man Commission of Inquiry into losses of R4 500 000 incurred in stock market speculation by the Joint Natal Municipal Pension Funds has recommended that his report be sent to the Attorney-General to consider possible contraventions of the Financial Institutions Act.

Mr Des Tees, former Town Clerk of Pinetown, recommended that the Attorney-General consider possible contraventions of the law by Mr Robert Untiedt, former secretary of the funds who was suspended and later dismissed; Mr John Hylton Smith, former chairman of the funds and a former Natal MPC, all members of the funds' management committee between 1977 and 1981, except two members from the Pietermaritzburg Superannuation Fund, and any past and present fund staff members who were directly concerned in the investment of money.

The 176-page report by Mr Tees was released for public scrutiny yesterday by the acting Administrator of Natal, Mr Frank Martin.

A spokesman for the Attorney-General's office in Pietermaritzburg yesterday relayed a 'no comment' when asked if the report was being, or had been, considered by the Attorney-General.

Mr Tees said the major blame for the losses should rest with Mr Untiedt, while the management committee was also responsible. Mr Hylton Smith, as chairman at the time, should bear greater responsibility for the losses than other members of the committee.

Contravention

Mr Tees said that the actions of the management committee, the former secretary and chairman, the assistant secretary and former accountant, could constitute a contravention of the Financial Institutions Act. The funds' 'warehousing and secondary market operations constituted speculation with trust moneys'.

He appreciated the view that members of the management committee had relied on the secretary and chairman to handle investments until the losses came to light in January, 1981.

But three of the members, a town clerk and two town treasurers, would have been aware of the legal requirements and accounting procedures of public bodies.

Among Mr Tees's recommendations was the appointments of experts to the management committee with specialised knowledge of the control and investment of trust money.

22/7/88
Union move welcomed

~~158~~ 264 Municipal Reporter *Mercury*

DURBAN'S Mayor, Mrs Sybil Hotz, has welcomed the announcement that the Durban Municipal Employees Society is opening its doors to all race groups

The union, with a membership of 4 000, has been a whites-only movement for 64 years

Yesterday Mrs Hotz said 'I must congratulate them This is what the council's policy of equal opportunity and pay is all about'

011

Cinema fire checks in Durban not being made,

Mercury 3/8/82
276A

Mercury Reporter

THE Ster-Kinekor cinema group claims Durban's Fire Department is charging it for non-existent daily safety checks on some of its theatres in the city

Ster Kinekor's chief executive, Mr Philip McDonald, told the Mercury the company was debited R6 a theatre a day, every weekday except religious holidays, by Durban Corporation for compulsory visits carried out by firemen

Ster Kinekor's annual bill for this service is more than R15 000

The company's Natal manager, Mr Dave Bristow, said visits to certain theatres were made considerably less often

Durban's acting chief fire officer, Mr Wally Sanders, has denied the claim. He said his men never missed an inspection they were supposed to make

'We don't send out orang-utans on these rounds — they're all responsible, qualified firemen,' he said

The controversy arose after a letter from the company to the City Council had questioned the need for such regular inspections and pointed out that this service was provided free of charge by other local authorities

Mr McDonald said he realised the importance of safety regulations, but 'this business of carrying out daily checks on theatres is a waste of our money and the firemen's time'

He pointed out that the premises were built to comply with stringent safety regulations and he had his own staff to carry out inspections — 'that's why each theatre has a manager'

Safeguard

He felt Durban rate-payers' money could be put to better use.

Mr Sanders said the fire department carried out an imperative daily service for less than the cost of two cinema tickets at each theatre

The department's aim was to safeguard lives.

Town Clerk Gordon Haygarth, contacted after the Mercury discovered that it appeared Ster Kinekor was being billed for non-existent services, said if this were true the company would be credited accordingly

He felt the matter could easily be sorted out as each time firemen visited a theatre they signed a log book on the premises, but he would look into it

Ambulance men are disciplined

Express 15/8/82

264

By MIKE CADMAN

THE husband of a Durban woman who died during an emergency ambulance trip to hospital was shocked to discover the oxygen supply pipes in the vehicle were perished and useless

Mr Bill Travis, 59, said his wife Kathleen, 69, had started coughing blood and had difficulty in breathing

On the way to hospital the couple were involved in a motor accident and an ambulance was called

"When it arrived a nursing sister who happened to be on the scene tried to administer oxygen to Kathleen as her breathing was worse," Mr Travis said

"To our horror we discovered the oxygen pipes were perished and could not be used. The sister then tried mouth-to-mouth resuscitation but Kathleen still did not respond

"We were told at the hospital that the oxygen could not have saved her anyway," he said "I accept what they say but the point is the equipment should have been checked."

Durban fire chief Mr Steve Smith said the incident had been reported to him and action had been taken against the driver and assistant involved

"They should have checked the equipment

"They will, in future, make certain they never go out without checking. They have been punished already. It is a pity the newspapers have got hold of the story

"This will make their punishment more severe which is a pity — anybody can make an error," he said

Clash looms between council and workers

Mercury 26/8/82

264
Labour Reporter

A ROW is brewing between the Umhlanga Town Council and municipality workers as the council yesterday failed to meet the workers' deadline over union recognition

The workers had given the council until yesterday to make a decision on the recognition of the Municipal Workers' Union of S A — or face further action

The national organiser of the National Federation of Workers, to which the union is affiliated, Mr Magwaza Maphalala, said the workers had set this deadline after a meeting last weekend to consider three months of recognition negotiations

The union began negotiations with the municipality in April and sent in its constitution. The Town Clerk had been invited to a meeting to prove that the union had a majority membership among the black workers, he said

He added that although a draft recognition agreement had been sent in June no agreement had yet been reached

Decided

The workers, he said, were 'disillusioned' with the council and felt that a decision should be made one way or the other. They would be meeting later this week to discuss further action

'They had also decided that until a recognition decision is made the shop stewards committee would not meet with the municipality to discuss any other matter,' he said

Umhlanga's Town Clerk, Mr Brian Watson, confirmed he had been informed by the union of the workers' deadline but said it was unlikely that a decision would be made on recognition before the end of September because of the coming municipal elections

Mr Watson said the recognition agreement had been discussed in committee and council members had asked whether the union had negotiated with any other authorities as they were not prepared to be 'guinea pigs'

Pinetown

Mayor

264 Mercury
rejects

27/8/82,
'bad pay'

claim

Municipal Reporter

PINETOWN'S Mayor has rejected a claim that the councillors voted themselves massive increases while voting the staff miserable ones, and an angry Mr Jock Bruce, chairman of finance, says there is more to the charge than meets the eye

Former councillor Ken McDonald — who is making an election bid to return to council — says in his manifesto that the councillors 'gave us a rates increase of 15 percent and gave the staff a miserable salary increase, but voted a massive rise in their own allowances'

Mayor Michael Wheelwright said the monthly council allowance was raised from R250 to R275 within 10 months because new legislation stipulated that adjustments had to be made in August

10 percent

'The impression he gives is that householders' rates have been increased by 15 percent, which is not the case. With the residential rebate, the average increase was 7,5 percent'

'The increase in staff salaries recommended by the council is 10 percent and that is the figure which the council recommended for themselves

'As far as I know, in spite of Mr McDonald's poor attendance at meetings while he served on the council, he did not refuse the reimbursive allowance,' Mr Wheelwright said

Meanwhile, Mr Bruce believes there is a concerted move on the part of organised industry and commerce to unseat councillors who have been seen to champion the cause of the residents, particularly with regard to industrial smell, noise and water pollution

Mr Bruce showed the Mercury a letter in which a firm had complained of the inequitable burden of the sewerage costs on commerce and industry

Hampered

'What they fail to mention,' Mr Bruce said, 'is that 60 percent of their rates and sewerage tariffs are tax-deductible but the same does not apply to the man in the street'

Mr Bruce said claims that Pinetown's development was being hampered by the do-gooders, pensioners and housewives on the council did not hold water. A record R52 million worth of plans had been passed this year

Mr Bruce, a retired cartage contractor, is being opposed by Mr Ken Goldstone, proprietor of a security firm. Mrs Paulene Strydom, a former mayor, is being opposed by Mr Tony Dahl, director of an industrial awnings company

31/8/82 (264) ~~263~~

Move to provide piped water supply for Rensburg Drift

Mercury Reporter

HUNDREDS of Indian and coloured families in Rensburg Drift, near Estcourt, living on privately owned land under the threat of eviction, may be relieved

Mr Baldeo Dookie, executive member of the South African Indian Council, said yesterday that a meeting attended by representatives of the Estcourt municipality, various Government departments and the Indian Council had agreed to investigate the provision of a piped water supply to the homes

He said the lack of water supply to the area led to many families being prosecuted because of the unhygienic living conditions. The landowners had been warned by the Department of State Health to evict the 400 shack-dwellers following the outbreak of cholera in the area recently

Solution

Mr Dookie said yesterday he was pleased the meeting had agreed not to evict any more families as it would not solve the Indian housing problem in the Midlands town

'A permanent solution to the Rensburg Drift problem can be achieved only by the provision of a piped water supply direct from the local reservoir at an estimated

cost of R30 000

'The Estcourt municipality is also of the opinion that the provision of a piped water supply is the only lasting solution to the problem, but it is powerless to provide the service as Rensburg Drift fell outside its jurisdiction'

Pleased

He said the property owners and representatives of the municipality would meet this week to discuss the finer points of the project and also decide on how the costs would be met

'The local residents are extremely pleased that they will be allowed to remain in their homes. Some families have been living there since 1938 and many people were having sleepless nights over their future

'If they are forced out of the area there is no alternative accommodation for them in the town,' he said

Mr A E Firman, Town Clerk of Estcourt, said yesterday the affected property owners would meet next week to decide whether to provide the piped water supply, the cost of which would have to be met by each property owner

'If they agree then the matter will be referred to the Estcourt Town Council for consideration'

2611

Claims against traffic officers 'vague'

1/9/82

Pietermaritzburg Bureau
NINETY-NINE percent of allegations of racial harassment made against the Pietermaritzburg traffic department were vague and anonymous, the city council heard here last night

In one case where times and places had been stipulated, two officers had been sacked for smoking and chatting on duty.

Councillor Harry Dyason, who raised the issue in council, said the Press had had a 'marvellous time at the expense of the traffic department of which 'we are all proud'

The Mayor, Miss Pamela Reid, said she had examined Press cuttings and had been struck by the fact that all were anonymous.

This made it awkward for the Town Clerk or the Chief Traffic Officer to follow the complaints up, she said.

Councillor Leslie Simon said he had seen one letter in which a transport company complained their trucks had been stopped 10 times on the Edendale Road on one day for trivial checks.

He said this sounded like persecution

Councillor Ron Glaister urged traffic police to be pleasant and courteous, and suggested they be sent on human relations courses to give them a positive attitude

219/87 (172)
Voters
polling
and
workers
striking

264
Mercury
Labour Reporter
AS Umhlanga voters went to the polls yesterday, about 150 municipal workers refused to start work demanding the recognition of the Municipal Workers' Union of South Africa

Last week a worker deadline set for union recognition was ignored by the Umhlanga Town Council. The workers threatened further action

Yesterday morning the workers said they would not start work until their 'bosses' had discussed the recognition issue with them. By late afternoon about 30 workers were still on the premises of the municipality's workshop but most had drifted back to the compound.

The workers said they were not on strike but for five months they had been negotiating with the Town Council and they felt it was time something was done.

Recognition

Umhlanga's Town Clerk, Mr Brian Watson, said he had been approached by the shop stewards committee on Monday but had told them it would not be possible for him to do anything about union recognition at the present.

'And when they stopped work yesterday they were told that because of municipal elections I would be too busy to see them,' he said.

'They were also warned that they were breaking the law as workers involved in essential services were not allowed to strike.'

Mr Watson said the stoppage would probably affect the workers' long service benefit which was to be paid within the next couple of months.

Mr Watson said if they had not returned to work by Friday they would be told to collect their pay as they would have dismissed themselves.

The national organiser of the National Federation of Workers, to which the workers' union is affiliated, Mr Magwaza Maphalala, said he would be meeting shop stewards last night and then would discuss the issue with Mr Watson today.

Refuse workers back, but . . .

Mercy

Labour Reporter
MHLANGA household refuse collection was held up by the municipal workers strike yesterday, but after a meeting between the union and the Town Clerk, the strikers returned to work.

The Town Clerk, Mr Brian Watson, said extra garbage bags were distributed to every house, but by yesterday afternoon the refuse workers were back making their routine collections.

He said he had even had a few calls from residents saying 'not to worry about the strike, we will take our bags to the dump ourselves, if necessary'.

The 150 workers still would not start work yesterday until they had spoken to the Town Clerk about recognition of the Municipal Workers' Union of S.A.

Mr Watson said he had told the union at the meeting that he would not be able to sign the recognition agreement until it had been discussed by the Town Council.

The union organiser, Mr Magwaza Maphalala, said at a report-back after the meeting that the workers had decided to return to work but had warned that if the issue were not successfully resolved next week 'further action would again be taken'.

(Handwritten scribble)

264

(Handwritten scribble)

3/9/82

Housing loan plan for black workers

10/7/82
264

Municipal Reporter

DURBAN'S Management Committee has approved an investment deal for housing loans to the corporation's 8 000 black employees living in KwaZulu areas adjoining the city

The tripartite agreement calls on the City Council to invest in the Corporation for Economic Development.

The CED, in turn, will provide loans to black corporation employees and the KwaZulu Development Corporation will construct the houses

Manco is recommending that the City Council invests R2 000 000 initially to get the scheme underway and provide the first 124 houses on serviced sites in the surrounding black townships

Burden

Town Clerk Mr Gordon Haygarth said, 'This is a very important development which will go a long way towards creating a stable work force for the city, particularly of the black upper income group'

Although the scheme was an investment for the city, the ratepayers would have the added burden of staff housing allowances which would add to the cost of services and consumer goods

But the corporation was merely providing the benefits expected of a good employer and assisting in the creation of a stable, well motivated

community

Mr Haygarth said all employers would have to make some contribution if there was to be any solution to the country's housing shortage

Manco chairman Mr Neil MacLennan said the city officials who negotiated the deal had achieved 'a real breakthrough'

Last night Mr Alan Mountain director of the Urban Foundation commented 'Any effort in regard to black housing must be welcomed. The corporation is a major employer of labour and has taken a very important step'

Warning

as City

161 264
Council

158 Murray
votes on

2/19/82
foremen

Municipal Reporter

DURBAN City Council voted yesterday to down-grade seven Electricity Department foremen — in the face of warnings that this could lead to bitter resentment among the men, who all have long service records with the corporation.

The council — which also decided that the men would be paid overtime at a lower rate than they have enjoyed since May — introduced special grades for electricity foremen two years ago after a job evaluation had shown that their working hours and conditions were more arduous than those of other corporation foremen.

Unless the matter is solved by arbitration, the seven men will not get another increase for the next two or three years.

The down-grading follows pressure from the Durban Municipal Employees Union for all foremen to be equally graded and those in other departments promoted to the higher grade.

Pressure

There was also pressure from the Municipal Services Commission, which has opposed the special grades since their inception and says they should be withdrawn.

Yesterday Mr Lew Phillips told the council that outside consultants appointed to investigate the Electricity Department were recommending improved management.

The foremen were essential to good management and even if the grades were cancelled for future foremen, they should be allowed to retain the grades as personal to themselves.

'If we have made a mistake in creating the grades, we must pay,' he said.

Mistake

Mr Peter Corbett said the proposal not to reduce the down-graded men's salaries immediately, but rather to hold back on future increases until their salaries were in line with other foremen, was 'a cheap device to get out of an obligation'.

Mr Peter Mansfield said this was not so. The decision was being made with the welfare of the city in mind.

The situation had been forced on the council by the union's insistence that all foremen be equal.

Mr Gys Muller said the foremen had 'worked damn hard' and it would be a terrible mistake not to give them another increase for two or three years. This was not the way to encourage loyalty.

The recommendation to cancel the grades was carried by 18 votes to 11.

264 E. Post 21/9/82

Local option policy: when can ratepayers be overruled?

RECENT events in Natal have brought the New Republic Party's local option policy sharply into focus, particularly in the light of Government promises to hand more powers to local authorities

In Durban, plans by the Durban City Council to declare a small stretch of beach open to all races have led to the submission of thousands of signatures to the Administrator of Natal protesting against the integration of facilities

And the residents of the Maritzburg suburb of Scottsville are bitterly divided over proposals by the Lutheran Church to house 20 black theology students opposite the university

Twenty students may not in themselves pose any threat to white exclusivists, many of whom have live-in black domestic servants but the proposed residence is seen as a foot in the door which will ultimately lead to the opening of the suburb to all races

Likewise, the granting of multiracial status to 650 metres of Durban's seven kilometre long beach at the point where the white bathing area meets the coloured area affects only a handful of white bathers directly. Nevertheless, among white Durbanites the fear of being swamped still exists

The NRP's policy of local option is designed specifically to salve the fears of the white ratepayer. It stipulates that town councils should not be allowed to change local race policies without support from a

two-thirds majority of affected ratepayers individually in a referendum

The theory is that racial friction would arise if the local ratepayers objected to the presence of members of other race groups

Many of the Prime Minister's constitutional guidelines find their roots in NRP policy and the party's public representatives are convinced that it is only a matter of time before the local option concept is accepted by the Government. Already the Government's sports policy has changed dramatically, devolving most of the decision-making on racial issues to the sportsmen themselves

But, apart from raising questions about the moral right of ratepayers to discriminate against others on the grounds of race alone, the current controversies in Natal's two major cities have shown that local opinion is not easily defineable

Local opinion varies enormously, depending on who is asked

In Maritzburg, where the Lutheran Church proposes to house 20 black theology students on a site in Golf Road, the first people to be asked were 11 householders in the immediate proximity. Six had no objections, three objected, one was undecided and one offered his property for sale for the development

The offer from the World Lutheran Federation of an R30 000 grant to the University of Natal for the establishment of an interdominational theology

By JON WHITE
in Maritzburg

degree course is dependent on residential facilities being available to black students near the campus, so the church tried to meet objections by buying the site next door and drawing up new plans for the hostel

By moving the proposed hostel to the adjoining site, the church believed the objectors were no longer in the immediate environment and a new survey could be undertaken. This time 12 householders were approached and only one objected

In theory, this suggested that in terms of local option the development should go ahead

But after the plans became more widely known the objections began to flow in from further afield. Sixty-three ratepayers residing within a kilometre of the site signed a petition objecting to the plan

Mr Brian Edwards, the NRP Member of the Provincial Council for the constituency, responded to the petition by saying the people had exercised their local option and the students should therefore be refused permission to live in the area

The fact that two of the three city councillors for the ward voted in council against the recommendation to allow black students to live in Scottsville reinforces Mr Edwards's argument

But what if a referendum were held among all Scottsville ratepayers? And is it not also relevant that the majority of the elected councillors for Maritzburg, including the mayor, supported the Lutheran plan

The further question then arises whether the people most concerned with the issue are not the students and staff of the university. While no referendum has been taken on campus, it is significant that the Students' Representative Council has come out firmly on the side of the black students being housed in the area

Mr Derrick Waterson, the NRP's chief spokesman on local government, says the correct way to assess local opinion is to hold a referendum of ratepayers in the council ward that includes the planned site for the black students' residence

The general rule to be followed on an issue of this nature, he says, is to ask the opinion of all people whose properties are likely to be affected, adversely or otherwise. He defends the requirement of a two-thirds majority on the grounds that racial reform is irreversible and ratepayers must be sure in their own minds that that is what they want

But this means neither

the primary school adjacent to the site, nor the university across the road would have any say and that residents of the neighbouring suburbs of Hayfields, Pelham and Cleland, some of whom live up to five kilometres away, could have a decisive influence

(A final decision is now awaited from the Department of Community Development on whether the black students can live in the Golf Road premises)

Mr Waterson's attitude towards the Durban beach issue is somewhat different, as he says the beachfront amenities are paid for by all the city's ratepayers. As such all ratepayers should have the right to vote in a referendum if the council wished to remove racial restrictions on any portion of the beach

The four Natal Exco members all subscribe to the local option policy, and if they adhere to the wishes of the conservative majority of Durban's ratepayers they can have little option but to squash the proposal for a mixed beach

However, in the view of Durban's mayor, Mrs Sybil Hotz, councillors need to have the courage to accept the reality of change and act contrary to public opinion at times — which means overriding local option where necessary

an answer book is to be torn out
er books must be handed to the com-
r or to an invigilator before leaving the
tion

4 Do not write in the left hand margin

Any dishonesty will render the candidate liable to disqualification and to possible exclusion from the University

Walk-out

Mercury 22/9/82
looms over

264

electrical

grade row

Municipal Reporter

A DURBAN City Council decision to downgrade foremen in the Electricity Department will affect 42 men and could lead to a mass walk-out at middle management level, according to a spokesman for the men

The spokesman, who asked not to be named, said it was the third raw deal the men had had in the past year

Special higher grades had been created for them 16 months ago because their work with high tension live voltages was dangerous, they were called out regularly in miserable conditions, and worked incredibly long hours carrying out emergency repairs

Long service

They were all long service employees — 'you don't become a foreman after a few years' Many had given the corporation loyal service for between 30 and 44 years and were now 'totally disillusioned'. This was having a detrimental effect on the morale of their juniors and was obviously not in the interest of the city He knew of many foremen who intended leaving in January if the matter was not settled by arbitration

At Monday's council meeting Management Committee chairman, Mr Neil MacLennan, said the higher grades had been a mistake

Yesterday the Mercury learned that they had had a ripple effect Those in grades above the electrical foremen pressed for increases because they felt there should be a wider earning gap, and the powerful Durban Municipal Employees Union wanted all foreman in the corporation raised to the same level as the electrical foremen

The Municipal Services Commission, which opposed the higher gradings at their inception, advised the council to downgrade 42 men rather than upgrade 110 others It appears that while a general upgrading would cost about R75 000 a year the ripple effect would be far more costly

One foreman told the Mercury 'We fought for a

higher grade and a R91 increase for several months Eventually the Management Committee insisted on a job evaluation, to which we were totally opposed Our jobs were compared with foremen in the City Engineer's Department, such as plumbers and painters, and comparisons were also made with senior positions in our own department

'The evaluation report showed that we had to work with live electricity from 220 volts to 175 000 volts We had the heavy responsibility of high tension switching, without benefit of extra pay'

The job assessors advised the council to give senior foreman a monthly increase of R146, their assistants R110 and B grade foremen R102

Split

The first 'raw deal' came a month after the pay packets were increased All municipal employees were given an across-the-board 30 percent increase, except the electricity foremen who got only 12 percent

Union secretary J J Maree said that two years ago the corporation artisans had been split into different grades and the painters had succeeded in getting the Industrial Court to rule that artisans in all the departments had to be on equal grades The union felt the same should apply to foremen

'But', he emphasised we don't want anybody downgraded We want the others upgraded

If the matter is not settled by arbitration it will go to the Industrial Court.

Indians split

23/9/82

over beer hall

dispute in capital

Pietermaritzburg Bureau

A DISPUTE over the planned extension of a beer hall by the Drakensberg Administration Board has bared a deep division in Pietermaritzburg's Indian community

The proposed extension to the beer hall in Berg Street has been opposed by the Indian Local Affairs Committee but has received strong support from a group of Indian businessmen

In a strongly worded memorandum to Pietermaritzburg City Council, which has refused the application by the administration board, the Pietermaritzburg Traders' Association has condemned the council's stand

'The ILAC are not the true representatives of the people they purport to represent'

The memorandum

states that the ILAC and the Coloured Local Affairs committee used 'swaart gevaar' gimmicks in their manifestos to 'promote their personal images and attain their selfish ambitions'

The association expressed its support for the extensions to the beer hall as they would 'benefit the African citizens of the city who hitherto regrettably have been neglected and largely ignored'

Replying to the attack on the ILAC the acting chairman Mr S Singh said the support for the extension to the beer hall was politically motivated

'We are not opposed to a beer hall. We are concerned that Indian-owned property would be taken over for use in the extensions to the beer hall'

'We don't think a large facility should be concentrated in one area'

... on February 3 —
two days before Dr
Aggett's death
... running in the cor-
ridor and he was going
to the room where we
... normally changed our
clothes. Mr Ngwenya

... pretending to run
because I could see he
... did not walk normal-
ly. It appeared there
... something wrong
... his private parts
... he was walking
... legged

... he went into the
... I also went in
... pretended to be
... ing some water I
... then alone with Dr
... Aggett

... him how he was
... he said he had
... n assaulted. He
... electric shocks
... been given to him
... wearing a jersey
... started to pull up
... sleeve to show
... thing on his arm
... n a policeman
... in I left the of-
... mediately' Mr
... Aggett said

... ped
... ya also said Mag
... Cronwright, the
... of interrogation
... hn Vorster
... had sworn at
... nd threatened
... death if he
... answer ques-
... properly

... other interro-
... grabbed my
... slapped me I
... to sit on the
... te floor and
... stand against
... In between

Manacled

'After a while, when I
hadn't answered their
questions, they
manacled my legs and
put cuffs on my hands,
with the cuffs going
through the leg-irons
I was questioned further
and then they put a
plastic bag over my
head. There were more
questions and then I
felt something being
tied onto my arms. It
felt like how doctors
take your blood
pressure.

'Then I felt this shock
coming through me. I
was completely shaken
up,' Nanabhai said. He
added that he had also
been punched, slapped
and kicked particular-
ly in the groin.

The Court heard that
Nanabhai had
complained of assault
to the District Surgeon
and had made a state-
ment to a policeman,
but had not
complained during a
magistrate's visit.

Mr George Bizos, SC, for
the Aggett family, read
to the court the Dis-
trict Surgeon's report,
which included des-
criptions of 'scab-like
wounds on his arms'.
The inquest continues
this morning.

Convention

ABOUT 4 000 delegates
are expected to attend the
Natal district convention
of Jehovah's Witnesses at
the King's Park stadium in
Durban from October 7
until October 10.

... and the fire is be-
lieved to have been caused
by an electrical fault.

**Council
refuses to
recognise
trade union**

Labour Reporter
UMHLANGA Town Coun-
cil has refused to
recognise the Municipal
Workers' Union until it
registers, a move which
was condemned by Mr
Magwaza Maphalala,
national organiser of the
National Federation of
Workers.

About 150 workers
staged a one-day strike on
September 1 to demand
the recognition of their
union. They returned to
work after being told that
the issue would be dis-
cussed by the town coun-
cil.

At a meeting last night,
the council accepted 'the
principal of collective
bargaining', but said it
would consider negotiat-
ing only with a union
which had registered in
terms of the Labour Rela-
tions Act.

Mr Maphalala said the
council's decision was
likely to perpetuate the
dispute. 'The issue of reg-
istration is between our-
selves and the Govern-
ment and should not
concern the municipality,'
he said.

He said the council's de-
cision would be discussed
by the Umhlanga workers'
shop stewards committee
tomorrow.

-race-result now on the line

Mercury Reporter
... low racing punters will no
... to sit on the edge of their
... to their nails while waiting
... his
... tes after each race has
... new Post Office-Totilisor
... 's racing result telephone
... ke the results available.
... will be a recording of rac-
... h in Natal and the Trans-
... ult of each race will be
... the next race has been

run
The full card result, as well as details
of the jackpot and place accumulator
dividends, will be relayed after the run-
ning of the last race until noon on Mon-
day or Thursday, depending on the race
day.

An updated recording of card
scratchings, jockey changes and other
racing information will be played con-
tinuously thereafter until the first result
of the following meeting is available.
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- *JVC 50 WATTS/CHANNEL..... R1 828,00
- *SANSUI 60 WATTS/CHANNEL..... R1 528,00
- *PIONEER 35 WATTS/CHANNEL..... R1 265,00
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stand
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stand R
- PIONEER
equaliser

**SANYO: THE SENSATION
IS BEING DEMO**

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- VIDEO MACHINE REPAIRS
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... announced both parliamentary and provincial
... the NRP, which
... All four parties in Stellenbosch have now
... CP and the NNP
... between the NP and both Right-wing parties, the
... The town's 3 000 voters will have a choice be-
... Namaqualand and then Green Point
... last two general elections it fell under
... tary and provincial seats for the town. In the
... lation this year creating separate parliamen-
... newest and smallest constituency following leg-
... The fifth seat is Walvis Bay South Africa's
... held

... at the moment that the
... the Nationalist Party, the New Republic Party
... the Nationalists facing challenges from the Pro-
... Stellenbosch is the only four-way fight, with
... minority victory
... the Nationalist candidate, who gained a narrow
... In the recent Germination District by election
... the two parties together polled more votes than
... this year and claims it can win
... Conservative Party is contesting the seat as well
... year's general election. Dr Andries Treurnicht's
... Nasionale Party made a strong showing

... regarded as a key
... candidates in five constituencies
... today with the formal nomination
... tion on November 3 get underway
... paigns for the important mini-elec-
... CAFE TOWN—By-election cam-
... Mercury Correspondent

Stm 28/9/82

Natal is losing hope for support

Political Staff

Natal's hopes for support from the other provinces to form a united front to oppose Government plans to scrap elected provincial councils appeared to be fading today.

And it is understood that Mr Stoffel Botha, Natal's Nationalist Administrator, has taken steps to tone down indirectly a confidential memorandum voicing the province's strong opposition to the Government's plans.

The issue comes before a meeting of provincial executives of all provinces in Durban today where it is hoped common ground will be established before it is discussed tomorrow with the Prime Minister, Mr P W Botha, and the Minister of Constitutional Development, Mr Chris Heunis.

LOBBYING

New Republic Party MECs from Natal last night began lobbying their National Party colleagues from the other provinces, but failed to receive any firm commitments of support.

Arguments being given for not taking a strong stand on the issue are that it could offend the Government and weaken the negotiating position of the provinces.

Claims are also being made that the Government has not decided finally to scrap the present form of elected councils.

DISPENSATION

On top of this, it is understood many Nationalist provincial councillors are "afraid to rock the boat," because they could be left out of any jobs in the new dispensation.

The Natal memorandum which was expected to be released today is to remain confidential.

In an interview Mr Botha, who was clearly angry about weekend reports that he was in conflict with the Government over the issue of the future of provincial councils, said the memorandum would be considered by the province.

RESOLUTIONS

It would be released only if it were felt to be "in the public interest."

But he gave an assurance that he would make a statement on any resolutions at the end of the conference.

It is understood that Mr Botha is tabling another document with the memorandum which will be in the form of a resolution to tone down the memorandum.

The memorandum was drawn up by the full Natal Executive with the assistance of senior officials. The second document was not vetted by the executive.

264 (844) Star 20/9/62

Durban municipality steps up security

Own Correspondent

DURBAN — The Durban Corporation has become the first municipality in South Africa to introduce an aggressive attitude to security at important installations.

This comes after months of investigation and an approach to the Government to change legislation to allow the council to install new devices.

The Durban Town Clerk, Mr Gordon Haygarth, confirmed this week that the devices were in place in certain areas "with the aim of providing up-to-date protection of municipal property."

Security experts urged the corporation to adopt a more aggressive attitude in guarding its property, including the use of a new type of barbed wire, electrified fencing and explosive devices. Much of this has now been done.

The council also now has more than 80 trained security guards, some patrolling important installations day and night.

They are armed with revolvers, shotguns or rifles.

Red tape kept needed fire brigade away

Inanda *Mercury* family *2/11/82* loses all *264* in blaze

Mercury Reporter

SIXTEEN people watched their Inanda house burn down at the weekend while the Durban North Fire Department, about 10 km away, was unable to go to their assistance.

Mr S Girdhari, a retired watchmaker of Old Inanda Road, lost his wood and iron house in the blaze which started on Saturday night.

Fifteen other members of Mr Girdhari's family lost their possessions when the large house was razed.

'We were sitting outside as it was a warm evening, when I smelled smoke,' said Mr Girdhari's wife, Soni, afterwards.

'Many of our neighbours and friends rushed to help us, and the Durban North Fire Department was phoned but said they could not assist as our house was out of their area.'

No one was injured in the blaze, although some of the helpers were cut and bruised while trying to put out the fire with buckets of water, said Mrs Girdhari.

The Girdhari family are now being accommodated by friends and relatives.

Durban's Chief Fire Officer, Mr Steve Smith, said yesterday his department would respond immediately to any call out of the borough if lives were in danger.

If no lives are in danger, then the chief fire officer on duty at the Central Fire Station may authorise an out-of-borough trip once certain factors have been considered, Mr Smith explained.

But we must be assured of a fire hydrant or a reservoir at the blaze and somebody must be prepared to take responsibility for the R700 to R800 account that we charge non-ratepayers for a call-out.

Need

The next thing we have to take into consideration is the distance and time factor. A fire will engulf a wood and iron house in a matter of minutes, and for us to respond to a call and reach such a house in an unsignposted area without a water supply would be a futile exercise. There would be nothing left to save.

I sympathise with the family, and see this incident as only further backing of Durban's need for a metropolitan fire service that can service all areas,' said Mr Smith.

According to Mr Smith, Inanda, Kwa Mashu, Duffs Road and Glenanil are considered beyond the Durban Fire Department's boundaries.

MRS Soni Girdhari in the ruins of her home



Talks today over union recognition

~~129~~ ~~137~~ ~~138~~ 264

6/10/82

Mercury
Labour Reporter

THE Umhlanga municipal workers' committee will be meeting the borough's Town Clerk today in a bid to win the right to belong to the unregistered Municipal Workers' Union

Hopes for a settlement of the recognition dispute, which sparked off a one-day strike last month, nose-dived last week when the Town Council decided to negotiate with the union only if it registered

Umhlanga's Mayor, Mr Ken O'Connor, said the

council had obtained legal advice before taking their decision and as far as they were concerned it was in line with Government policy

He said as far as he knew there was no existing registered association which the workers could join, but they could raise their grievances through their 'induna

'All our employees have the right to be heard,' Mr O'Connor said, 'but I believe that they do not need an association at this stage'

Umzinto

hit

by walkout

Mercury 7/10/82

Mercury Reporter

ESSENTIAL services such as refuse removal and street sweeping in Umzinto ground to a halt yesterday as the South Coast town's entire black and Indian labour force downed tools in support of their demand for an immediate pay rise

A spokesman for the 60 workers, who asked not to be identified, told the Mercury yesterday that the latest increase in the price of bread had forced them to take immediate action to 'pressure' the board into increasing their pay

Umzinto North's Town Clerk, Mr Enoch John, confirmed yesterday that the workers refused to return to work until their demand for more pay was met. He declined to di-

vulge any details about his employees' wages

'This is strictly a confidential matter concerning the worker and the board,' he said, adding that he was calling a special meeting of the board today to allow a deputation of the Black Workers' Liaison Committee to address the board on its grievances

The workers' spokesman said they were paid 'peanuts, and unless the board pays us a living wage we are not prepared to return to our duties'

He said the starting wage of a labourer was R100 a month, reaching a maximum of R120

'After deducting expenses for transport, rent and food we are penniless long before the arrival of the next pay day,' he said

Distorted 1

264

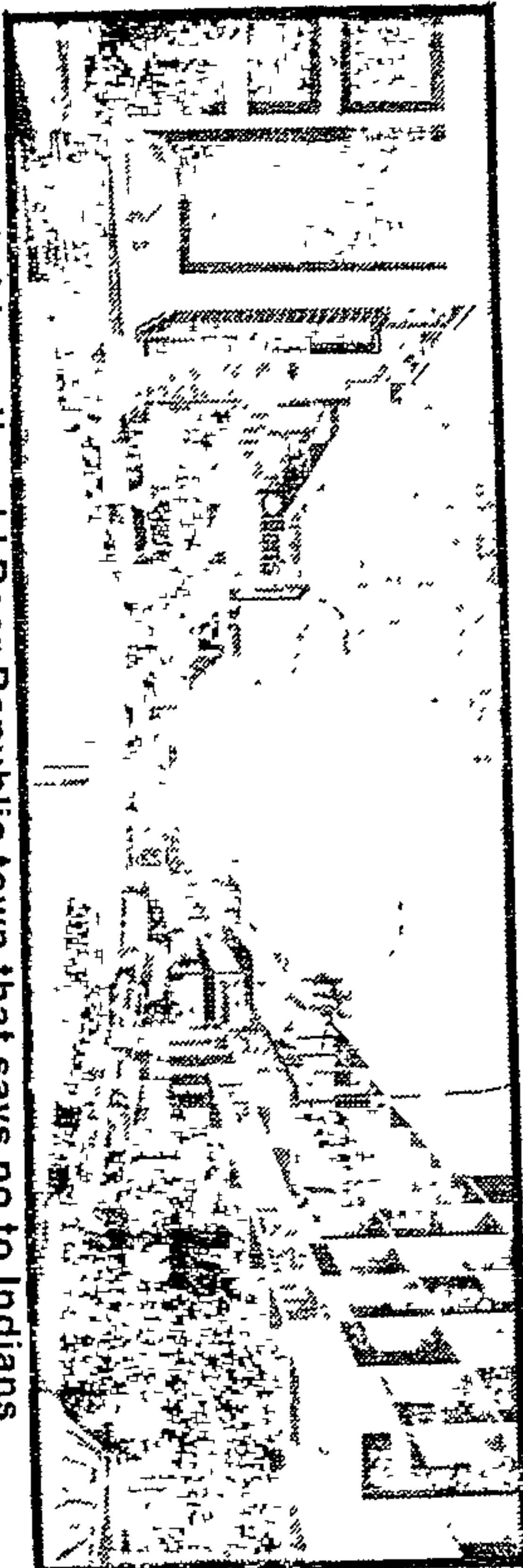
Vryheid—the town that doesn't

By DOMINIQUE GILBERT

VRYHEID means freedom but there is no freedom for Indians in this Northern Natal town where a 100-year-old bylaw from the old Boer Nuwe Republiek prohibits them from living there

For about 100 Indian workers it is a long and tedious journey each day from their homes in Dundee or Glencoe to work in Vryheid — more than 75 kilometres away

And while the town's archaic laws prohibit Indians from living in Vryheid, or owning land and businesses there, the Sunday Tribune this week spoke to Indian workers who are employed in nearly every field including clerical jobs, shop assistants brick layers or motor mechanics



Vryheid . . . the old Boer Republic town that says no to Indians

Most of their employers agreed that despite the law there was a need for their services. Some said employers should apply for permits from the Department of the Interior, but the Tribune found that in many cases businessmen who employ Indians often turn a blind eye to the law

While some companies subsidise a portion of their travelling costs, the ever-increasing price of transport force many to form lift clubs with between five to six people a car. The average cost is R60 a month each. For those who have to work late and coordinate travelling times with their lift club members it is difficult, and

more often than not the problem becomes so difficult, they are forced to resign from their jobs and return to Dundee in the hope of finding employment

This problem has created a situation where some employers in Vryheid are refusing to employ Indians because of the "risk factor"

"There are no vacancies in Dundee, and the salaries in Vryheid are very good," said Mrs Rabha Goolam, a 20-year-old bank employee. For Mrs Goolam, like many others, her day begins at half-past-four every morning, when she cleans her home, and tends to her baby before leaving it with her

mother, and setting off to work. "It takes us more than an hour to travel and we usually get home at about half past six," said Mrs Goolam. Her husband also works in Vryheid, but every alternate Saturday when she has to work, he has to bring her into the town at an extra cost and wait until 11.30 when she finishes work. Mrs Goolam says the situation puts pressure on her personal life. Some days when she finishes work early, rather than hang around in the town which has no facilities for Indians, she hitchhikes home. Public toilets are not available to Indians in the town, but then neither are the restaurants, except for the Wimpy Bar which offers a tiny se-

parate three-tabled room set aside for their use. "When nature calls you can't stop that, so I use the toilets despite the Europeans Only sign," said Munire Goolam, also a bank clerk. "If I had a job in Dundee I would go tomorrow," said Frank Jugath, a motor spares assistant. "It's senseless even trying to change the situation, and we would only be breaking our heads for nothing."

Morgie Govender, a young shop assistant said she was often embarrassed by the situation and wondered why Indians were treated like 'a kind of ghost'. Indians and coloureds — who also experience a critical lack of accommodation space — are forced to commute every day from Dundee and Glencoe, and some live at a mine in Hlot 30 kilometres

NEWS THAT AWKED IT

OWN that doesn't want Indians



says no to Indians

not the so dif- fered to r jobs ndee in g em-

has where a Vry- to em- use of leaving it with her

mother, and setting off to work
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Morgie Govender a young shop assistant said she was often embarrassed by the situation, and wondered why Indians were treated like 'a kind of ghost'

Indians and coloureds — who also experience a critical lack of accommodation space — are forced to commute every day from Dundee and Glencoe, and some live at

a mine in Hlobane, about 30 kilometres from Vryheid

Brian Gokal has been making the journey to and from Dundee to Vryheid for more than 12 years "But I'm used to it now — I have no option if it were different, I would welcome the change," he said

The director of a large concern in Vryheid, Ian High, said he would welcome a move by the town to set aside an area to accommodate Indians
"But most of the businesses here kick against it because it would mean they would face competition from the Indians — who often are very competent," he said

He agreed that the town was very conservative and said that at one time employers even had difficulty in obtaining permits for employees

Local Nationalist Party MP for the area

Jurrie Mentz, said the law prohibiting Indians from living there had applied since 1927 when the New Republic was formed
The Republic subsequently became part of the Transvaal and was later handed to Natal

"We've been battling to get an area proclaimed for coloureds — the housing position is critical
Because of the Government's Group Areas policy there is no area for Indians, and land is not being given away here," he said

"Some businessmen, quite rightly, want to use Indian skills, and I know the problems. But it will cause more problems and hardships if they're allowed to stay"
He said the problem was that the municipality and business sector disa-

greed on the issue, and while he did not know what would happen in the future, he agreed the problem would have to be sorted out

The problem is inherent not only to Vryheid but Ulrecht Pauprietersburg and the Free State and will be discussed at a high level," he said

"I had the Minister here twice to see the conditions, but the people of the area are not in favour of changing the law"

"This has been practised for a century, how can it change in a day? It's no good for the Government to change if the attitude of the people doesn't change," he said

"I'm doing what I can, but I have to speak on behalf of the people," he said

When the Tribune asked him if he should rather be making people

in his constituency aware of the problem rather than reflecting their attitudes, he said "I have nothing against Indians — we all need each other in this country. I'm in favour of better race relations. We'll have to talk to each other and see how far we get"

A spokesman for the police in Vryheid said he had received complaints in the past from people who protested against Indians who sometimes stayed over in the town

The motel in the town is multiracial, but accommodates only Indian travellers who pass through

Ironically, the motto on the coat-of-arms officially accepted from Vryheid on becoming a municipality in 1912 reads: *Fruidagt, Regarandigherd, En Liefde* (Unity Justice and Love)

IT ROOKED THE WORLD

Brink (264)

sacked

10.11.82
'with

immediate

effect'

Pietermaritzburg Bureau

PIETERMARITZBURG'S chief traffic officer, Mr Daniel Brink, has been dismissed with immediate effect

The decision to fire him was taken by the council at a special committee meeting yesterday and, according to the chairman of the staff committee, Mrs Pat Rainier, the decision was unanimous

The council's action concludes two-and-a-half months of deliberation following allegations against Mr Brink of misconduct.

A staff committee hearing found him guilty of the charges levelled against him and recommended that he be dismissed. The council affirmed the recommendation yesterday

Full pay

Although the nature of the charges against the traffic chief were never disclosed they are believed to have involved bad behaviour by Mr Brink at the Institute of Traffic Officers' conference held in George in August

At yesterday's meeting the council also decided that Mr Brink should receive his full pay for the period for which he had been under suspension and that he be paid out for his accumulated leave.

Before the council took its decision, Mr Brink's advocate, Mr Jan Combrink, SC, was given the opportunity to address the council on Mr Brink's behalf

Mr Brink, dressed in a dark suit and wearing dark glasses was cheerful before the meeting but afterwards looked dejected and gloomy

When approached by the Mercury he gave a 'thumbs down' sign. He had previously said that if dismissed, he would appeal against the decision but yesterday he shrugged his shoulders and said 'We'll have to wait and see'

Ratepayers 'helped' by Greenacres deal

Municipal Reporter

AS the Durban City Council gears itself to invest R22 million in the Greenacres site, Town Clerk, Mr Gordon Haygarth, has given the assurance that income from the lease-back deal will be used to relieve the burden on ratepayers

If the deal with Kirsh Industries goes through, the city will lease the redeveloped building to Edgars, who, in turn, will sublet a section to Checkers

Mr Haygarth refuted a claim that the rental income would go into the municipal pension fund. He said this would definitely not be the case

'If we invest in rent producing property with pension fund money then obviously the income accrues to the fund. But when we use the city's Capital Development Fund the income must go into the city's coffers.'

The town clerk said Durban had been given special permission by the Provincial Council, in terms of extended powers legislation, to invest money this way.

The provision whereby a local authority could get extended powers was unique to Natal and the envy of the other provinces

The city did not disclose its investment portfolio because it was not sound financial practice to do so

'We have built up a good relationship with the people we have dealt with over a period of time. Disclosure of information which they would regard as confidential would damage that relationship to the detriment of the city

The City Treasurer, Mr Ossie Gorven said. 'The concept of investing to the best advantage of the city is a long standing one and the addition of lease backs to the portfolio are merely an extension of the endeavour to maximise the city's income

'Some local authorities have quarrying operations, others have forestry and farming'

The actual leaseback side was new but for a long time the city had owned property. Beachfront properties were let out on a commercial basis

Recently the city council agreed to ask Province to extend its borrowing powers from R335,5 million to R569 million.

If this were approved the loans raised would be used to finance the city's capital programme and release internal funds for investment purposes

Council workers' row referred for arbitration

Durban Reporter *(264)*

THE dispute between Durban City Council and the Durban Municipal Employees Society over the grading of foremen and assistant foremen has been referred to the Industrial Court for arbitration, union sources said yesterday

The row threatened to erupt into a mass walk-out by middle management in September

The general secretary of the society, Mr J J Maree, said yesterday the Conciliation Board which sat on Tuesday failed to settle the dispute and it was decided to refer the matter to the Industrial Court for arbitration

Because the dispute involves employees working in essential services, who are not allowed to strike by law, and because it was not settled by the Conciliation Board consisting of an equal number of employee and employer representatives, it is compulsory to refer it to arbitration

The dispute revolves around the special higher grades created about 18 months ago for 41 foremen and assistant

foremen in a section of the electricity department *Maree 18/11/72*

The special grades were introduced because the 41 employees work with high tension live voltage, they are called out regularly in all conditions and work long hours carrying out emergency repairs

The society had asked the council to upgrade all the wages of foremen and assistant foremen to the higher grades but the council decided instead to downgrade the special grades

Mr Maree said council representatives had offered to hold the 41 employees at their present wages over two wage increases until the rest of the foremen and assistant foremen caught up, but this was not acceptable to the society

He charged that the wages of municipal employees in Durban were not on a par with comparable municipalities such as Cape Town and Pretoria.

The Town Clerk Mr Gordon Haygarth, who was a member of the Conciliation Board, refused to comment yesterday saying the board's proceedings were secret

Riots as fares rise in Durban

ARGUS
1/12/82
264

Argus Correspondent
DURBAN — An almost 100 percent black bus boycott in some areas, accompanied by intimidation and stone-throwing, greeted the Durban Transport Management Board's 12 percent fare increase today

Police used teargas to disperse the mob as passengers were threatened

The service into Clermont, near Pinetown, which usually carries more than 35 000 passengers daily, was halted at the boundary after several drivers were injured by flying glass

More stone-throwing was reported from Lamontville, near Clairwood

The deputy-general manager of the board, Mr Alan Bray, called out after 20 to 30 buses were

damaged, said there were incidents at all four of the board's outlying depots

The round-the-clock service had run as usual until 5am, when the first reports of intimidation and stone-throwing were received

Intimidators were at many bus-stops, but he received no reports of violence to the few passengers who used the buses

PAMPHLETS

"We publicised the increases and distributed thousands of pamphlets," said Mr Bray

"We held discussions with community councils, who obviously could not accept the increase. There was nothing more we could do

"We had heard rumours that there was to be a boycott"

Many buses stoned in in Pinetown

ARGUS
2/12/82
264

Argus Correspondent
DURBAN — Black bus boycott violence spilled over today from an adjacent township into the industrial area of Pinetown, near Durban, where police dispersed a crowd of more than 1 000 after buses were stoned

Another crowd of about 400 stone throwers was broken up at a bus rank

Police said the aggression was directed firmly against the Urban Transport Management Board's buses whose 12 percent fare increase yesterday started the passenger boycott

70 DAMAGED

In the past 24 hours more than 70 buses have been damaged by stone throwers and four drivers have been injured

Several police vehicles have also been stoned

From early yesterday buses from the board's four outlying depots, Clermont, Lamontville, Klaarwater and Nutzuma have been boycotted to varying degrees

HALTED

At Clermont the boycott is 100 percent and the service there has been halted at the New Germany border because of stone throwers, who were temporarily dis-

persed by police using teargas, attacking buses

A single bus which tried to run the gauntlet to pick up workers stranded at the Kwadebeka hostel near Clermont was forced back by angry crowds

The deputy general manager of the board, Mr Alan Bray, said many of the Clermont buses had been discontinued altogether.

TARGETS

"There is no point in having them running empty as nice big targets for stone throwers"

The district commandant of police for Durban West, Colonel L Laas, said one woman was arrested outside the Bata shoe factory today during the unrest and was being questioned. Two youths were detained yesterday at Clermont

He said the situation had been aggravated by hundreds of black school-children on the streets after their schools broke up for the Christmas holidays yesterday

Many people wanted to use the buses but were being intimidated although no arrests in this connection had been made

"Once the police appear on the scene they stop"

Cape Times 2/12/82

Angry scenes in bus boycott

DURBAN — An almost 100 percent black bus boycott in some areas, accompanied by intimidation and stone-throwing, greeted the Durban Transport Management Board's 12 percent fare increase yesterday. The stone-throwing and threats to passengers continued and the service into Clermont, near Pinetown, which normally carries more than 35 000 passengers daily, was halted after several drivers were injured by flying glass.

Further stone-throwing incidents were reported from Lamontville, near Clairwood, Durban. Columns of workers streamed through New Germany into Pinetown from early in the morning and buses outside a shoe factory were stoned. The municipal traffic department diverted the buses from the area. The Divisional Commissioner of Police for Port Natal, Brigadier Theo Scherman, said people refused to disperse and the police were forced to throw teargas canisters.

The deputy general manager of the board, Mr Alan Bray, who was called to Clermont after 20 to 30 buses had been damaged, said there had been incidents at all four of the board's outlying depots — Clermont, Lamontville, Klaarwater and Ntuzuma. Varying degrees of boycotts were being experienced, but the one at Clermont was the most comprehensive.

Buses stoned in fares boycott

CAPL TIMES 3/12/82

276

264

DURBAN. — Police dispersed more than 1 000 people in the industrial area of Pinetown yesterday as youths stoned buses for the second day running.

Another crowd of about 400 stone-throwers was broken up at a bus rank. More than 70 buses have been damaged by stone-throwers since Wednesday in violence which seems to have centred on Clermont, a township near Pinetown. Several police vehicles have also been stoned.

Police said the aggression was directed against buses of the Durban Transport Management Board (DTMB), whose 12 percent fare increase on Wednesday started a passenger boycott.

Busdrivers hurt

Six busdrivers and six passengers have been injured and taken to hospital. Nine youths have been arrested.

Stone-throwing continued throughout the day yesterday in isolated incidents.

Taxis, some which are not licenced, were doing a roaring trade, according to residents.

From early on Wednesday, buses from the board's four outlying depots — Clermont, Lamontville, Klaarwater and Nutzuma — have been boycotted to varying degrees.

C.T 3/12/82

From page

276 264

been discontinued. "There is no point in having them running empty as nice big targets for stone-throwers".

The District Commandant for Durban West, Colonel L Laas, said the situation had been aggravated by hundreds of black schoolchildren being on the streets after their schools broke up for the Christmas holidays on Wednesday.

Many people wanted to use buses but were being intimidated. As soon as police appeared on the scene, intimidation ceased, he said.

Pinetown traffic police were again called out yesterday to divert DTMB buses away from problem areas.

Police last night patrolled the troubled areas. A police spokesman said "everything" seemed quiet.

The home of the mayor of Sobantu, Mr David Mngadi, was stoned as violence erupted in the township here on Wednesday night.

Speaking from his home yesterday Mr Mngadi said he had no idea what the motive was for the stoning, which had caused damage of more than R300 to his home.

went splashing about in the surf at temperatures of around 22 deg C

Picture Alvin Andrews

Munnik to journalist

Own Correspondent

DRG — Dr L A P A Munnik has agreed to journalist Ms Helen Zille to settle a charge arising out of Dr Munnik's statement that every person could eat healthily on R20.

A charge against Dr Munnik arose after Ms Zille, a Daily Mail political correspondent, reported Munnik had said at a press conference during his general election campaign that people could live on R20 worth of food a month.

Dr Munnik, who was then Minister for Social Welfare, for defamation after he lodged a complaint with the Press Council.

Ms Zille later gave evidence to the Steyn Commission, claiming he had misrepresented the facts.

Ms Zille has now won her legal claim for the settlement. Dr Munnik did not actually sue her for the defamation.



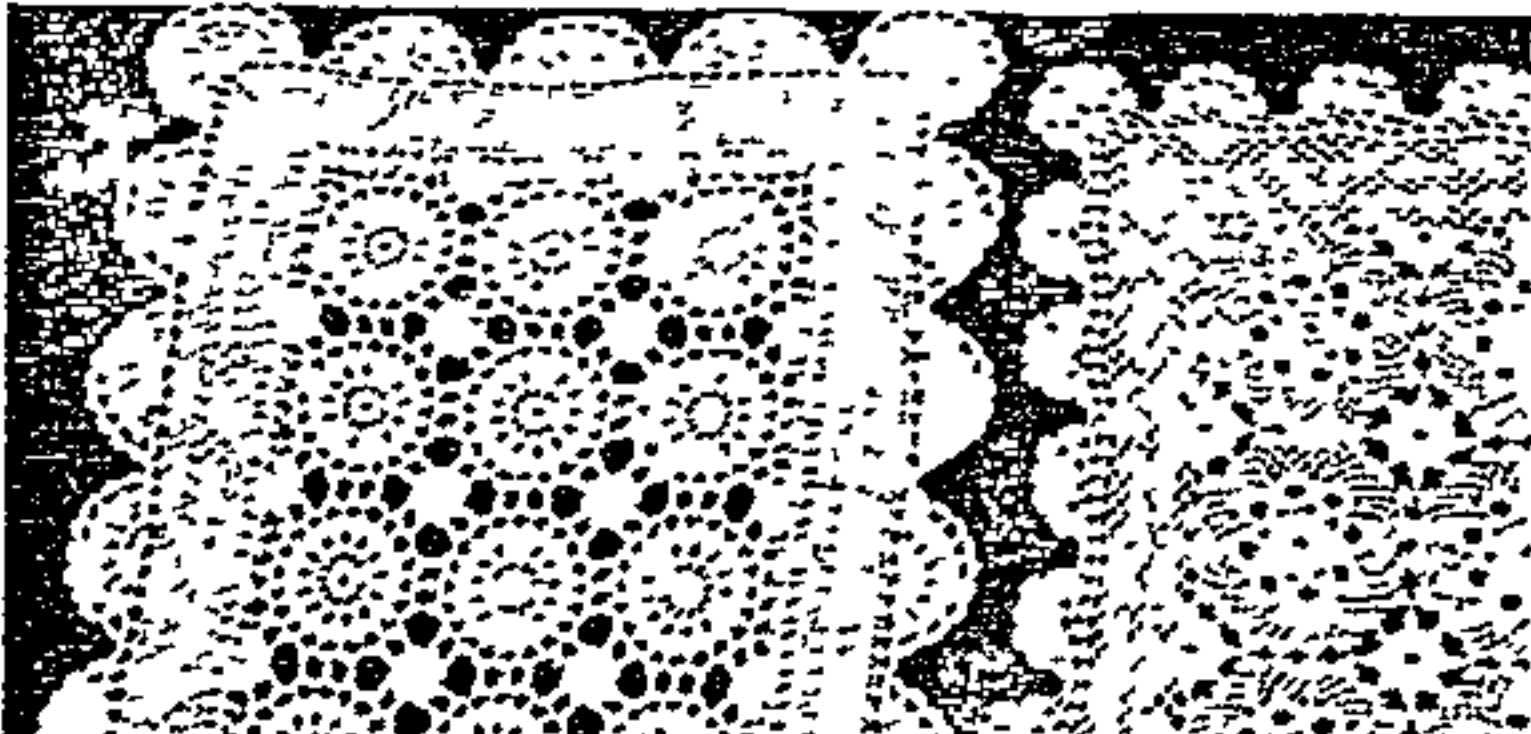
Dr L A P A Munnik

Ms Zille said that Munnik's statements and then wished to establish the truth for journalists to know that they cannot be made into scapegoats and that cabinet ministers with everyone else, must accept the consequences of their utterances.

It was impossible to live healthily on R20 a month at current prices, there were many South Africans who had to live on a diet, Ms Zille noted.

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state, made the best of yesterday's hot weather and went splashing about in the surf
 be cooler today, with the met office predicting temperatures of around 22 deg C
Weather report, page 19

Picture Alvin Andrews

264

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 21

SA pilot dies in freak crash

Own Correspondent
JOHANNESBURG — A top South African stunt pilot died in a freak crash yesterday when his bi-plane "disintegrated" in midair

Witnesses at Welkom airfield in the Free State saw Springbok stunt flier Mr Johan "Chopper" Botes, 35, plummet to his death after a wing of his stunt aircraft had "snapped" at a height of about 150 metres

The Pitts Special bi-plane ploughed into a mealeie field at an angle of 45 degrees about 1km from the airfield at 5.45pm

Onlookers raced in their cars to the wreck, but found Mr Botes dead

An airfield official, Mr Stan Atkinson, said "He was just pulling out of a manoeuvre when I saw a bottom wing snap. Almost immediately the rest of the plane's structure disintegrated"

"The plane did not tumble down but screamed nose first towards the ground. There was nothing Mr Botes could do"

Dr Munnik to pay journalist

Own Correspondent

JOHANNESBURG — Dr L A P A Munnik has agreed to pay R3 000 to journalist Ms Helen Zille to settle a defamation charge arising out of Dr Munnik's statement that an elderly person could eat healthily on R20 a month

The case against Dr Munnik arose after Ms Zille, then the Rand Daily Mail political correspondent, reported that Dr Munnik had said at a press conference during last year's general election campaign that pensioners could live on R20 worth of food a month

Ms Zille sued Dr Munnik, who was then Minister for Health and Welfare, for defamation after he lodged a complaint with the Press Council and later gave evidence before the Steyn Commission claiming he had been misrepresented in the report.

Dr Munnik has now agreed to pay Ms Zille R3 000 and all her legal costs, to settle the claim. In terms of the settlement offer, however, Dr Munnik does not actually admit liability for the claim

Commenting on Dr Munnik's offer, Ms Zille said yesterday that journalists were extremely vulnerable to denials and accusations by people who made public statements and then wished to escape the consequences

"It is important for journalists to know that they cannot be turned into scapegoats and that cabinet ministers, along with everyone else, must accept responsibility for their utterances"

Even though it was impossible to live healthily on R20 worth of food a month at current prices, there were thousands of South Africans who had to live on a lot less than that, Ms Zille noted



Dr L A P A Munnik

DURBAN. — Police dispe people in the industrial ar- day as youths stoned bus- running.

Another crowd of about 400 stone-throwers was broken up at a bus rank.

More than 70 buses have been damaged by stone-throwers since Wednesday in violence which seems to have centred on Clermont, a township near Pinetown

Several police vehicles have also been stoned

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From early on Wednesday, buses from the board's four outlying depots — Clermont, Lamontville, Klaarwater and Nutzuma — have been boycotted to varying degrees

Total boycott

There is a total boycott in Clermont and the service has been halted at the New Germany border because of stone-throwers attacking buses. They were temporarily dispersed by police using teargas

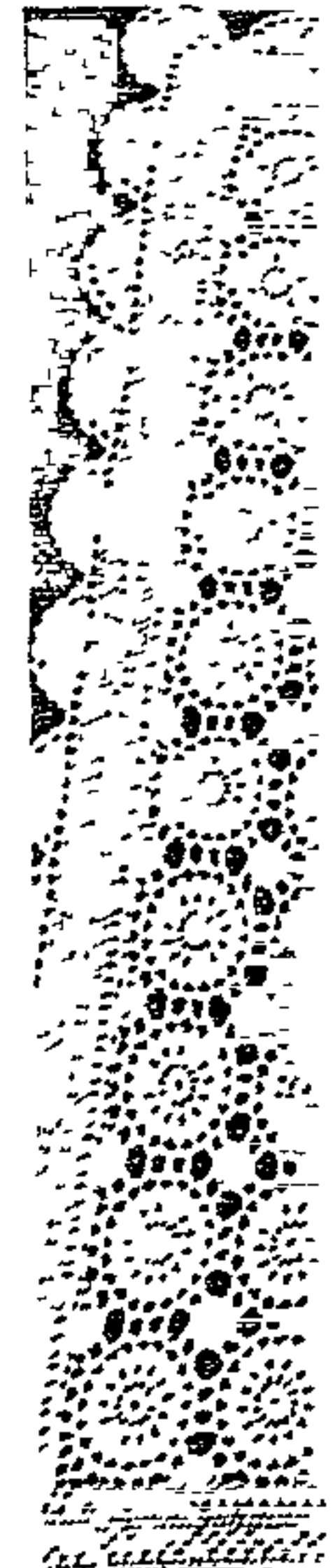
A single bus which tried to run the gauntlet to pick up DTMB workers stranded at the Kwadebeka hostel near Clermont was forced back by angry crowds

The deputy general manager of the board, Mr Alan Bray, said many of the Clermont buses had

A feai Shopping on p-



Set your fes table with pe tablecloths or ecru Squ oblong or re



Hand-croch and ecru T 499. Place Dolies

not 'slept during fall'

I was asleep within seconds and the next thing I knew I was being woken by my wife between 5.30am and 5.35am," said Dr Arnot

"She told me: 'Richard, wake up, something horrible has happened, I think Helen has fallen off the balcony,'" he said.

Dr Arnot, now practising in Australia and divorced from his former wife Penelope, said he leapt from his bed and ran to the balcony of his sixth floor flat.

Clutching the low railings, he looked down and saw Helen's body "in her party dress in a

perfectly natural position, as though she was lying asleep".

Her Dutch boyfriend Johannes Otten was impaled on railings and his underpants were around his mid-thighs, "and I would say he was in some state of sexual excitement". Otten's pants were missing.

When he inspected the bodies he found they had been dead for about two hours.

The only mark on Helen's body was an indentation on her forehead, he said

As the 2-metre tall doctor gave evidence, Mr Smith sat within a

few feet of the witness box, apparently making notes.

Dr Arnot said his flat was "open house" to Europeans living in Jeddah Hospital staff would meet there and Helen Smith often baby-sat with their two children.

Dr Arnot said he saw no signs of drunkenness at the party, although everyone present had drunk alcohol

The last two guests to leave the party were Mr Timothy Hayter, a New Zealand diver, and Mr Jacques Texier, a French marine biologist,

To page 2





his trophy after winning the Australian beat Texan Steve Denton 6-3, 6-3, 6-2
● Report, back page

Rampage after bar on meeting

Own Correspondent
DURBAN — A crowd went on the rampage in Lamontville last night, smashing windows overturning cars, stoning police vehicles and buses and breaking into a bottle store and beer-hall after police had prevented a meeting from being held in the local community hall

The meeting had been called to discuss the new 13 percent bus fare increase introduced by Putco yesterday

According to a witness, Mr Dennis Mtshali, a large contingent of police used teargas to disperse the crowd shortly before the meeting was scheduled to take place

The crowd then surged through the township to the superintendent's offices where they overturned two corporation cars and damaged several others. Windows were smashed and a bottle store and beer-hall were broken into, Mr Mtshali said

According to Mr Mtshali, a crowd of close to a thousand people arrived at the Lamontville community hall to find the doors of the building locked and police in riot gear outside

"They ordered the crowd to disperse and when they did not, they

used teargas and fired flares overhead"

Mr Mtshali said the crowd then headed for the administration offices in an angry mood

Late last night the township was quiet, although Mr Mtshali said there were still hundreds of people in the streets

A senior police spokesman in Pretoria confirmed last night that a crowd had stoned vehicles in Lamontville. He said three police vehicles had been "slightly damaged" as well as an unknown number of Putco buses

R16 000 damage

He was still waiting to receive confirmation about the bottle store and beer-hall being looted

Earlier yesterday, damage totalling more than R16 000 was caused to Putco buses in stone-throwing incidents in and around the black township of Inanda

According to Mr Colin Bailey, Natal area executive for Putco, 42 buses were damaged and 300 windows shattered

Police said the trouble started about 5 30am when youths hurled stones at buses in Inanda. Police used teargas to disperse crowds of commuters and stone-throwing youths. Three people had been arrested

The Cape Times 82 years ago

WHAT did the Cape Times look like 82 years ago? A special advertising supplement by Murdock's jewellers gives you the chance to compare today's edition with one of January 22, 1900. The supplement appears with today's Cape Times.

UWC RESULTS

THE University of the Western Cape exam results appear on page 5

Big finance probe could involve R100m

PAGE 16



CLASSIFIED ADVERTISEMENTS BEGIN ON PAGE 18 TODAY

nug actor City street

He said Mr Gregory Lehmann, of the Special Guards Unit which safeguards the Prime Minister's home in Newlands, had been driving towards the fleeing muggers at the time of the robbery

"He managed to apprehend all three of them and we laid charges and I got my wallet back."

In return for Mr Lehmann's "heroic act" Mr Hussey is standing the young President's Guardsman and his girlfriend to a "special dinner" and free tickets to the play

John Hussey

R320 000 in seafood seized

Own Correspondent
DURBAN — Perlemoen, crayfish and shark fillets worth more than R320 000 were seized at Durban harbour at the weekend

The 10-tons of seafood was bound for the Far East, according to Brigadier Dries Dreyer, head of the Railways Police in Natal

Members of the Railways Police, Bureau of Standards and nature conservation officials swooped on a cooler container on the quayside after it had been kept under observation

Two men, one a well-

YOU PAY LESS AT

CLICKS

EWT GENT'S LCD WATER RESISTANT MUSICAL ALARM CHRONOGRAPH

• TIME/DAY/DATE TIMER

• POLY-CARBON CASE

• STOP WATCH/LAP TIMER

• GUARANTEED

23,95

DURBAN City Council decided yesterday to spend R30 000 of ratepayers' money to try to remove one of its own members from the Local Road Transportation Board.

The council will spend up to that amount bringing an urgent application before the Supreme Court to contest Councillor Gys Muller's appointment to the board, and pursuing the matter as far as appeal if necessary.

The surprise motion, introduced under a special rule of order, was carried after debate by 12 votes to nine, and came within a week of the board's refusal to allow the city to operate a multiracial bus service.

Mr Muller, a member of the National Party, was not present to learn of the move because, ironically, he was attending a meeting of the Pietermaritzburg Local Road Transportation Board.

But last night he said: 'I'm not at all surprised, because clearly this is a well-planned plot by elements of the Progressive Federal Party in the council to seize control of the board because they want a mixed bus service.'

Not concerned

He believed he had been appointed because there was no one else on the council as well qualified as himself — and he had been recommended by several townships other than Durban, within the board's area of jurisdiction.

'I'm not too concerned. My family and I will be leaving for the eastern Transvaal on Friday and we plan to enjoy our holiday into the New Year.'

Senior counsel for the council will submit that the Minister of Transport, Mr Hendrick Schoeman, had acted beyond his powers in nominating Mr Muller without consulting the council and without taking cognisance of the council's own preferred choice of candidate.

The case was considered urgent because the Supreme Court had closed for the annual Christmas recess and because Mr Muller was officially due to take up the appointment from January 1.

In September the council decided it would prefer Councillor Charles Williamson, or Councillor Pieter Breytenbach, or Councillor Libbie du Toit to serve on the board.

Town Clerk Gordon Haygarth told the meeting that the city's legal advisers thought the council had a 'good case'.

Manco chairman Neil MacLennan said the contention was that Mr Schoeman had acted *ultra vires* in summarily appointing Mr Muller without consulting the council.

'That is what the law lays down and we'd be failing in our duty if we didn't defend our rights,' he said.

Councillor Peter Corbett disagreed with Councillor Haydn Bradfield that the money would be 'unnecessary and unwise' expenditure to support a 'petty' move.

Mr Corbett said the action was designed to save the city money through the eventual establishment of an integrated bus

■ TURN TO PAGE 2

R30 000 Durban bid to axe Nat from transport board

Mercury Reporter

264

Mercury

16/12/82

City Council moves to oust Gys Muller after all-race buses

re: 10/32



ck Ntobela with the recovered wallet

anted gle 50 000 diamond

holder in Pinn and Company In terms of an agreement between the two companies, Pinn and Company were to sell the diamond to certain Filipino buyers, who were to arrive in Cape Town within days

The sale was to be subject to the approval of Gemini, who would retain ownership until the sale was concluded The companies were then to share the selling price — over and above Gemini's cost price of R245 700 — on a 50-50 basis

When Mr Schwartz had received no communication from Mr Pinn by December 13, he telephoned Mr David Pinn, also involved in the running of Pinn and Company

Manager

He said Mr Pinn informed him the sale had fallen through When he asked for the return of the diamond, Mr Pinn 'blandly informed me that I would not be able to obtain delivery of the diamond because Pinn and Company had pledged the same to its bank'

Mr Schwartz said the manager of the ABC branch of the Standard Bank, Mr Ron Wells, would not confirm or deny that the stone had been pledged to the bank

Mr Justice Fagan presided

Snatcher drops bag after warning

Mercury Reporter
A BAGSNATCHER in the Durban city centre was forced to drop his prize when an alert policeman on foot patrol gave chase and threatened to shoot unless he gave himself up

Const Meshack Ntobela said he was on crime prevention duty when he heard a commotion in Devonshire Place, and realised a thief was trying to escape He ran after the man

The constable said he saw a man running towards the Victoria Embankment with a wallet in his hand He shouted at him to stop or he would shoot, and the man dropped the wallet and disappeared along Victoria Embankment

The wallet, a brown leather zip-up type, contained money and personal documents

The owner can collect it from police headquarters at C R Swart Square

Durban to spend R30 000 to axe Nat



16/12/82
FROM PAGE 1

service Mercury
Councillor Dick Burgess called the move a 'shabby political ploy' and he believed Mr Muller should have been informed of the council's intention before a vote was called

Those who voted against the recommendation were Deputy Mayor Stan Lange, Mr Eric Bush, Mr Clarence Cheek, Mr Bradfield, Mr Louis de Beer, Mr Ken Varner, Mr Piet Badenhorst, Mr Burgess and Mr Webber

Those who voted for it were Mayor Sybil Hotz, Mr MacLennan, Mr Don Smith, Mr Peter Mansfield, Mrs Lesley Sprague, Mr Crispin Hemson, Mr Corbett, Mr Pat O'Connor, Mrs Ros Sarkin, Mr Dave Bennett, Mr Neville Herrington and Mrs Margaret Cooke

MICHELLE la Marque 'I won't move from the beachfront'

Mercury Reporter

IN SPITE of the attraction of the sea, many holidaymakers apparently are prepared to move away from the beachfront to make use of amusement centres

This week about 30 holidaymakers were adamant that if the proposed idea of moving the beachfront entertainment centre to the Hoy Park area were to be passed, they would be prepared to travel the extra distance for their entertainment

Mr Brian Richardson of Brakpan said 'Sure I'll travel the extra distance — I'll go where the entertainment is'

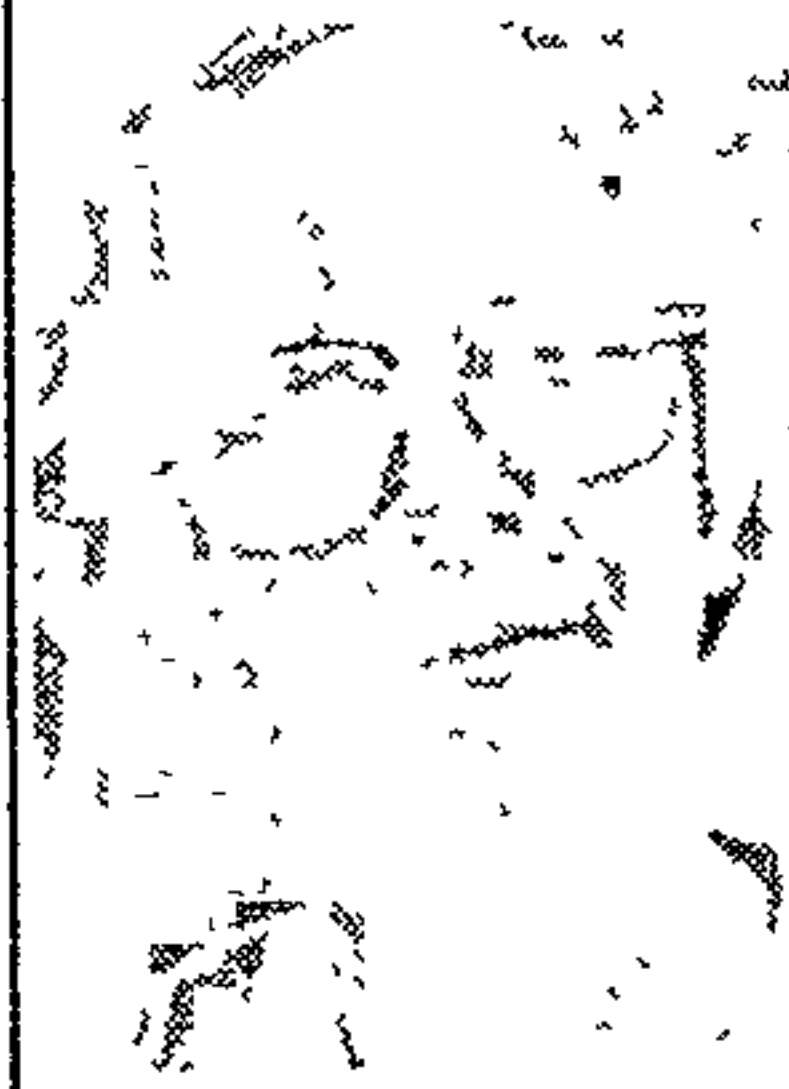
They were reacting to proposals that the beachfront be converted into a 'green belt' and that the present amusements be moved to Hoy Park or Victoria Park

Another holidaymaker from the Transvaal said 'When you go on holiday you expect to have to move around, so it would not really affect the average holidaymaker'

A few said they would not make use of the centre if it were moved

A Pretoria woman said 'I definitely would not go if it moved'

Cape Town architect Revel Fox hopes to do away with the Country Club golfcourse, the South Beach bowling greens, the Mermaid Lido, the XL tea-room and the beachfront amusements



MR BRIAN Richardson 'I'll go where the entertainment is'

The the fo placed of the SAS I and S' cause SAS P and the save t' don-sh the s+ eratic Mr K the cy inquest by Mr J

SEASIP

ASK YOUR DEALER
45264

Boy sucked from plane

Mercury Correspondent

NEW YORK—As his father and grandfather watched in helpless horror, a 23-month-old boy was sucked out of a small private plane after a cargo door had popped open on a short flight from a rural airport at Grandfield, Oklahoma

The child, Levi McDonel, plunged 180 m to his death The body was found by relatives in a field

Under-sheriff Steve Overstreet who investigated the accident said that the

single-engined plane was climbing after takeoff and banking left when a cargo hatch at the rear popped open

'Apparently all the others were seated,' he said 'The child was standing up in the cargo area when the door opened He was just sucked out It was a very freakish deal, a one-in-a-thousand type thing'

The family had flown to Grandfield to give the boy his first look at a parachute jumping competition

shift work than retrenchments'

Mercury
has embarked on an ambitious rural development programme of providing job opportunities for the country's 130 000 unemployed

In KwaZulu at least 150 000 are jobless

Chief Mthethwa appealed to the private sector to consider shorter or staggered shifts rather than to retrench workers

would swell, and might become a burden to the State and a threat to an orderly society

The Department of Agriculture and Forestry was concentrating on planting wood lots for fuel in rural areas, the improvement of springs and dams, vegetable planting and improved agriculture generally

He said better animal care and soil conser-

AUCTION

DOCKS — DURB.
COMPLETE SHIPMENT

PERSIAN & ORIENTAL CARPETS & RUGS INCLUDING SILKS INVESTMENT

To be sold at the Warehouse on reserve on behalf of

Five bales comprising 106 rugs according to the principals, are hand picked items

On offer as per the inventory —

WOOL QUM, HERIZ, ISLAMABAD, LOUCH ANTIQUE SILK KESHAN, DAN SELECTION OF RUNNERS, MIRI, SILK HERIKE WITH GOLD SIBERIAN, AFGHAN and of special NAIN (Collector's item) SILK KESHAN BACHTIAR plus others

SALE TAKES PLACE AT THE WAREHOUSE OF FREIGHT 88 POINT ROAD, DURBAN

SALE DATE: Saturday 18th December
SALE TIME 10 30 a.m.

CERTIFICATES ISSUED WITH Viewing Due to space shortage, a.m. on day of sale, when

Muller challenge could set precedent for local authorities

Mercury Reporter

21/12/81

264

Mercury

THE Durban City Council is preparing 'to make another Ingwavuma' in its challenge to the Government over the appointment of one of its members, Councillor Gys Muller, to the Local Road Transportation Board

If successful, the case will have far-reaching implications for other local authorities — similar moves could be made against the composition of other statutory bodies 'If we win this one it will really start the ball

rolling,' one councillor said

'A precedent needs to be established somewhere along the line and this is the ideal opportunity'

Yesterday the matter came nearer to being brought before the Supreme Court when preliminary legal preparations were completed for an urgent application for Mr Muller's appointment to be declared invalid.

The basic contention will be that the Minister of Transport, Mr Hendrick Schoeman, acted in contravention of requirements of the Transport Act by appointing Mr Muller without consulting the council. The council's own candidates for the position — councillors Charles Williamson, Pieter Breytenbach or Libby du Toit — were overlooked

The application is expected to be considered by Mr Justice Broom, who will decide whether there is sufficient cause for a case to be made — in the event of which the minister, as respondent, will be required to show why Mr Muller's appointment should not be declared invalid

Holiday

It is being considered as urgent because Mr Muller is officially due to take up the appointment from January 1. It is expected to be placed on the motion roll on Thursday

Mr Muller is on holiday in the Eastern Transvaal until after the New Year. In an interview he said he had not been consulted by Mr Schoeman, but believed he had been selected because of his wide experience in transport matters

None of the council's nominees was suitable or sufficiently experienced, he said

Mr Williamson was 'too old', Mr Breytenbach was 'always too busy to be available for meetings' and Mrs du Toit was 'a newcomer'

The council's 12 to 9 'anti-Muller vote' is regarded as being of considerable political significance in that the principle at stake — whether to sue the Government — was seen as a way of deciding a pure racial issue. And the issue is whether to integrate the city's bus service

As one councillor put it, there could hardly have been a clearer means of division 'or of showing exactly who is who among us'

For years the council's attempts at gaining an all-race permit for its bus service have time and again been thwarted by the Local Road Transportation Board. And for years the service has been losing money because of what authorities describe as the 'uneconomic need' to provide separate buses for whites and non-whites

'Although the transportation board comprises only three members it is an extremely powerful body,' a councillor said

'It would make all the difference for us if a more enlightened representative than Mr Muller was appointed to serve on the board'

Claims by conservative elements within the council that the move was a part of a Left-wing political ploy have been denied by those at whom the allegations have been aimed

DOM 24/12/87

Durban transport row goes to court

DURBAN — A special order was granted in the Durban Supreme Court yesterday to allow the Durban City Council's dispute with the Minister of Transport Affairs, Mr Hendrik Schoeman, to be heard on December 30

Mr Justice J J Broome ruled that court could be held next Thursday, although the local division normally does not sit between December 24 and January 2

He granted the order after Mr Douglas Shaw, SC, for the council, pointed out that until judgment was given Durban would have to go without a local Road Transportation

Board

The council is challenging the appointment to the board by the Minister of Mr G Muller Mr Muller, a Durban city councillor, was not one of the council's nominations for the position The council had forwarded the names of the former deputy mayor, Mr Charles Williamson, Mr Pieter Breytenbach and Mrs Libby du Toit

The council now contends that Mr Schoeman acted in contravention of the requirements of the Transport Act by appointing Mr Muller without consulting the council — Sapa

Council's bid on

Muller settled

out of court

Mercury Reporter

DURBAN City Council's application to the Supreme Court challenging Councillor Gys Muller's appointment to the Local Road Transportation Board was settled out of court yesterday

Sitting in court yesterday morning, Mr Justice Broome was told by legal representatives for the City Council and for the Minister of Transport that the matter had been settled

'The minister has given the council certain undertakings which are satisfactory from the council's point of view', said Mr D J Shaw, QC, appearing for the council

Mr Justice Broome adjourned the matter indefinitely by consent of both parties

The terms of the settlement have not been made public

Councillor Peter Mansfield, who initiated the council's court action, said last night he was very pleased at the outcome

Optimistic

'Although I do not know the details of the court settlement at this stage, I am certain that the council's legal team would not have accepted anything less than an agreement to appoint one of the council's official nominees

'I am optimistic that this will result in future Local

Road Transportation Board decisions being far more in keeping with the needs and wishes of the people of Durban.'

Durban's Mayor, Mrs Sybil Hotz, said last night that she was pleased that the matter had been settled so soon and that there had not therefore been the need for a long, drawn-out and acrimonious debate.

The dispute between the council and the Minister of Transport followed Mr Muller's appointment to the LRTB for a two-year period starting on January 1

Mr Muller was not one of the council's nominees for the appointment.

259 264 Mercury
25/12/82

Schoeman backs down in Muller row

264

(Handwritten initials)

Mercury

28/12/82

Mercury Reporter

DURBAN city councillors were told yesterday that the Minister of Transport Services had withdrawn Councillor Gys Muller's contentious appointment to the Local Road Transportation Board

A council application to the Supreme Court challenging Mr Muller's appointment was settled out of court on Friday

According to a highly confidential circular sent by the Town Clerk, Mr Gordon Haygarth, to all councillors yesterday, the Minister, Mr Hendrik Schoeman, and the board have agreed to tell Mr Muller that his appointment from January 1 has

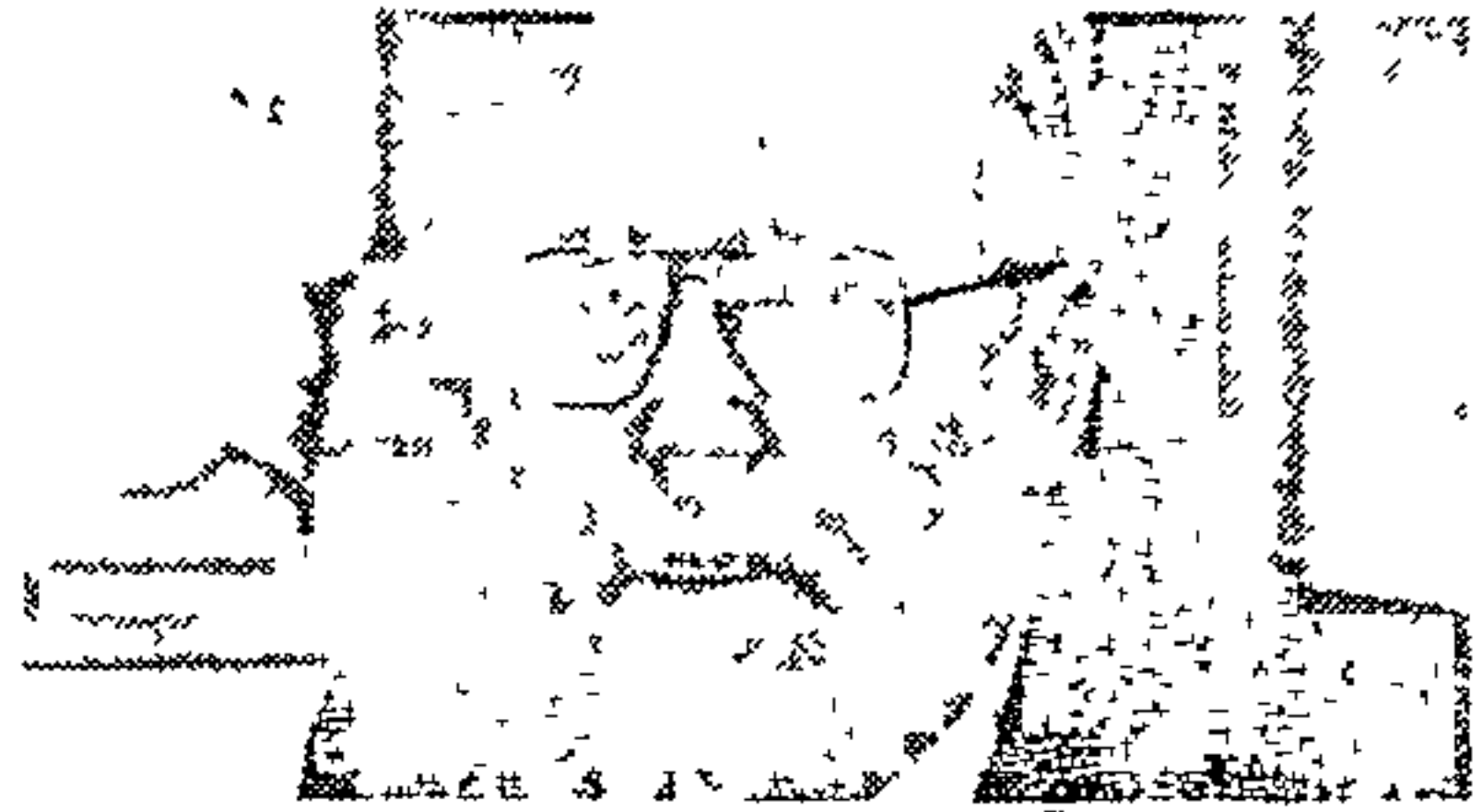
been withdrawn

The council's costs of fighting the appointment, including that of two senior counsel, will be met by the Department of Transport Services

The department indicated that one of the council's nominees would be appointed instead

They are, in order of preference, Mr Charles Williamson, Mr Pieter Breytenbach and Mrs Libby du Toit

The council had objected to the appointment of Mr Muller because the minister had appointed him without consulting the council



GYS Muller . appointment withdrawn

PUBLIC SECTOR - LOCAL AUTHORITIES - NATAL

1983 - 1984 - JANUARY - DEC

6 3/12/81

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The Natal Mercury, Monday

Voters' rolls blamed for low LAC polls

Mercury Reporter

CHATSWORTH'S Local Affairs Committee polling last week was low because voters' rolls were 'hopelessly outdated' and contained the names of more than 1 000 people who had died and thousands of others who had moved to other areas, LAC candidates say

Mr Ramcharitar Panday, whose one-vote-majority is said to be an LAC record, placed the blame on the Durban City Council

'The lists were compiled nearly 10 years ago and the council has made no attempt to update them

'Therefore, the reported comment by Durban's Deputy Mayor, Mr Ian Morrison, that the election results are very disappointing, cannot be endorsed by we who are using the LAC system,' he said

Meanwhile, pressures

are mounting on House of Delegates MPs still serving on LACs to quit to give 'local' people a chance to serve on the committees

But two Durban House of Delegates MPs still on LACs in Durban, Mr P I Devan and Mr Baldeo Dookie, are adamant that they will keep their LAC seats for as long as voters wanted them

'The MPs with national matters to attend and who are expected to sit in Cape Town for half of the year can hardly be expected to do justice to their LAC jobs', Mr George Thaver, MP, and former LAC member who did not stand again in last week's election, said yesterday

The National Peoples Party, ruling group in the House of Delegates, is set also to control the new 12-member Southern Durban LAC — with Mr Monty Limalia tipped to become new chairman

Bid to oust Moolla fails, Khan jeered

Mercury Reporter

A BID to oust South African Indian Council member Mr Yunus Moolla from his post as president of the Natal Association of Local Affairs Committees failed at the association's annual conference in Stanger at the weekend.

Mr Moolla was re-elected president by a 23-vote majority after defeating the only other contender, Mr Albie Stowman, in an election by secret ballot. Mr Stowman polled 11

votes. Mr Leslie van Wyk was unanimously re-elected vice-president.

The re-election of Mr Moolla was seen as a defeat for some members of the association who wanted him removed for allegedly piloting the association's rejection of the Government's constitutional proposals — preventing Indians and coloureds accepting self-rule for their areas.

Afterwards as Mr Abdulla Khan, a delegate representing the North-

ern Durban Indian LAC, was jeered and called a 'stooge' and 'sell-out' when he told the meeting that he would participate in the new tri-cameral parliament in spite of the association's decision.

Mr Moolla said the association still rejected the constitutional proposals, but its affiliates could decide whether or not to abide by the decision.

The new dispensation did not bring any radical change to the present system. It still entrenched racial segregation and retained the Group Areas Act.

However, the community should decide whether it accepted or rejected the constitution by way of a referendum.

264

28/11/83

Mercury

LACs ²⁶⁴
Mercury
unite to
24/10/83
say 'No'

Mercury Reporter

INDIAN and coloured Local Affairs Committees in Natal have rejected the Government's new constitutional proposals

The Natal Association of LACs is the first statutory body to oppose the new Bill

At its meeting in Pietermaritzburg at the weekend the association examined the proposals and concluded that they did not meet the aspirations of the Indian and coloured communities

LACs represented at the meeting were Southern and Northern Durban (coloured and Indian), Stanger, Mooi River, Pietermaritzburg (coloured and Indian), Richmond, Dundee (Indian and coloured) and Howick, and nominees from Ladysmith

Mr Ismail Patel, former chairman of the Pinetown LAC, which is about to be reconstituted, has supported the decision

Association president Mr Yunus Moolla and the vice-chairman, Mr Leslie van Wyk, said last night that no democratically-minded Indian or coloured would support the Bill because apartheid remained entrenched

(Report by D Moodley, 12 Devonshire Place, Durban)

● See also Page 5

'I did not intend (264)
Indian insult,' says MEC

22/10/83 Mercury Reporter Mercury

NATAL'S senior MEC, Mr Frank Martin, said yesterday that he did not intend to insult the Indian community when he had commented that Indians were not experienced enough in local government

He was replying to a protest lodged by Umzinto Indians at a meeting of about 500 people in the Vishnu Hall on Thursday night

Mr Martin made the comment after recently dismissing the entire nine-member Umzinto North Town Board for not complying with a provincial directive to hold a meeting to enable it to become legally constituted

This had brought to a standstill the workings of the local authority

Clearly it was inexperience which led to this state of affairs, said Mr Martin

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LAC leaders split over referendum

264 Mercury
6/9/83

Municipal Reporter

LOCAL government leaders are divided on whether they should vote 'yes' or 'no' in the constitutional referendum on November 2

Mr Frank Martin, MEC in charge of local government, Durban's Mayor, Mrs Sybil Hotz, the city's Management Committee chairman, Mr Neil MacLennan, and Mr Zingi Harrison, president of the Natal Municipal Association, agreed that the constitutional proposals offered real hope of Indian, coloured and black participation in the decision-making process at regional level

But Pietermaritzburg's Mayor, Miss Pamela Reid, said honesty would compel her to vote 'no' And the vice-chairman of Durban's Management Committee, Mr Don Smith, said he'd also be voting against the constitution

Mr Martin said 'Anyone concerned with local government would have no alternative but to vote 'yes'

It was the only way to accommodate Indian and coloured people at local government level and it would be totally unrealis-

tic not to include black local authorities in the metropolitan areas on the new regional bodies

Mrs Hotz said the constitutional proposals for local government were very much in line with a Durban memorandum submitted to the President's Council

They would allow everyone to have a say in hard services such as electricity and water This would be a tremendous breakthrough — all race groups would have a say in local government which was closest to the people

She fully expected to see Kwa Mashu, Umlazi, Lamontville and Chester-ville councillors on the metropolitan board

Mr MacLennan said inevitably black local authorities within the metro area would have to be included soon in the decision-making process The proposals therefore held out an expectation that all groups could eventually be included, which no other proposals so far had done

'So a "yes" is a reasonable answer,' he said

Mr Harrison, who is also the immediate past

president of the United Municipal Executive, said he'd be giving an unqualified 'yes'

But Miss Reid said 'In all honesty I cannot go along with the constitution, which excludes blacks at parliamentary level With due deference to Durban, I wonder if the city is going to infuse the Indian and coloured areas which will have off to form independent local authorities, with massive subsidies to ensure their viability'

Mr Smith said the constitution did not deal directly with local government and could not be judged in the context of local government

'Proposals do not add up to a constitution In the accepted meaning of that word it envisages transformation of the National Party's apartheid policies into a constitution which entrenches apartheid legislation in three separate chambers Coloureds and Indians would have no power whatever and blacks would always be excluded Should it be implemented it can only bode ill for local authority development which may follow I shall vote no,' he said

Shot man arrives by bus

Crime Reporter
 F Mr Trevor Sims of the Pinetown police station reporting a shooting incident on Tuesday night a man with a bullet wound in his leg was delivered to the police office in a bus. Mr Sims had the police when he saw someone tampering with one of his caravans in the yard of his Park Drive home. At a time later Mr Sims found a man hiding in one of the caravans. He said he fired a shot into the ground and another shot was fired at the man made a freedom fighter. While at a nearby shop a man got onto a car and collapsed. The man saw that he was bleeding from a wound in his leg and drove his car to the Pinetown police station. He was later taken to Edward VIII Hos-

Few voters in all-Indian town

2/9/83 264

Mercury Reporter
VERULAM—South Africa's first all-Indian town boasts a population of more than 30 000 but fewer than 3 000 people would be eligible to vote in next week's municipal elections. And Isipingo near Durban with a population of more than 20 000 has 4 475 registered voters who will also go to the polls next week. Verulam's Town Clerk, Mr Dick Naicker warned that although there had been 8 500 registered voters before 1980 only 2 811 could vote for the nine candidates contesting four seats. He said a commission of inquiry into the town's affairs in 1979 had recommended the scrapping of the ward system and all voters who had been on the voter's roll had to re-register. He said there were at least 15 000 eligible voters in the town but many,

including those who had been on the voter's roll had failed to re-register. 'The council had done all it could to get people to register or re-register whatever the case might be but it is either apathy or that the people are happy with the way the town is being run at present' Mr Naicker said. Mr Harry Reddy, Town Clerk of Isipingo, said the reason for so few registered voters in his town was apathy. 'People are just not interested and I am aware of cases where council enumerators had called on residents in the town and had been chased away,' he said. Mr Y S Chinsamy, a former mayor of Verulam, rejected claims that there was apathy among voters in Verulam. He said many people were unaware that they had to re-register following the scrapping of the ward system.

Pirate Video Recorders
Don't Know

Mercury Reporter
FRANCHISED video-recorder agents and importers are up in arms about the independent importation of 'hundreds' of the machines. 'People are buying cheaply on the open market in Hong Kong and importing machines for which they can provide no back-up,' said Mr Nigel Willard Natal area manager for a large 'legitimate' video distributor. 'Some who have bought these pirate machines have come to us when they have broken down — but we cannot repair under guarantee a machine which was not distributed through us'. Another spokesman for video distributors said that the pirate machines were sometimes not compatible with South African television frequencies. A pirate machine of this make could be detected because the letters 'S A' would not appear in the serial number.

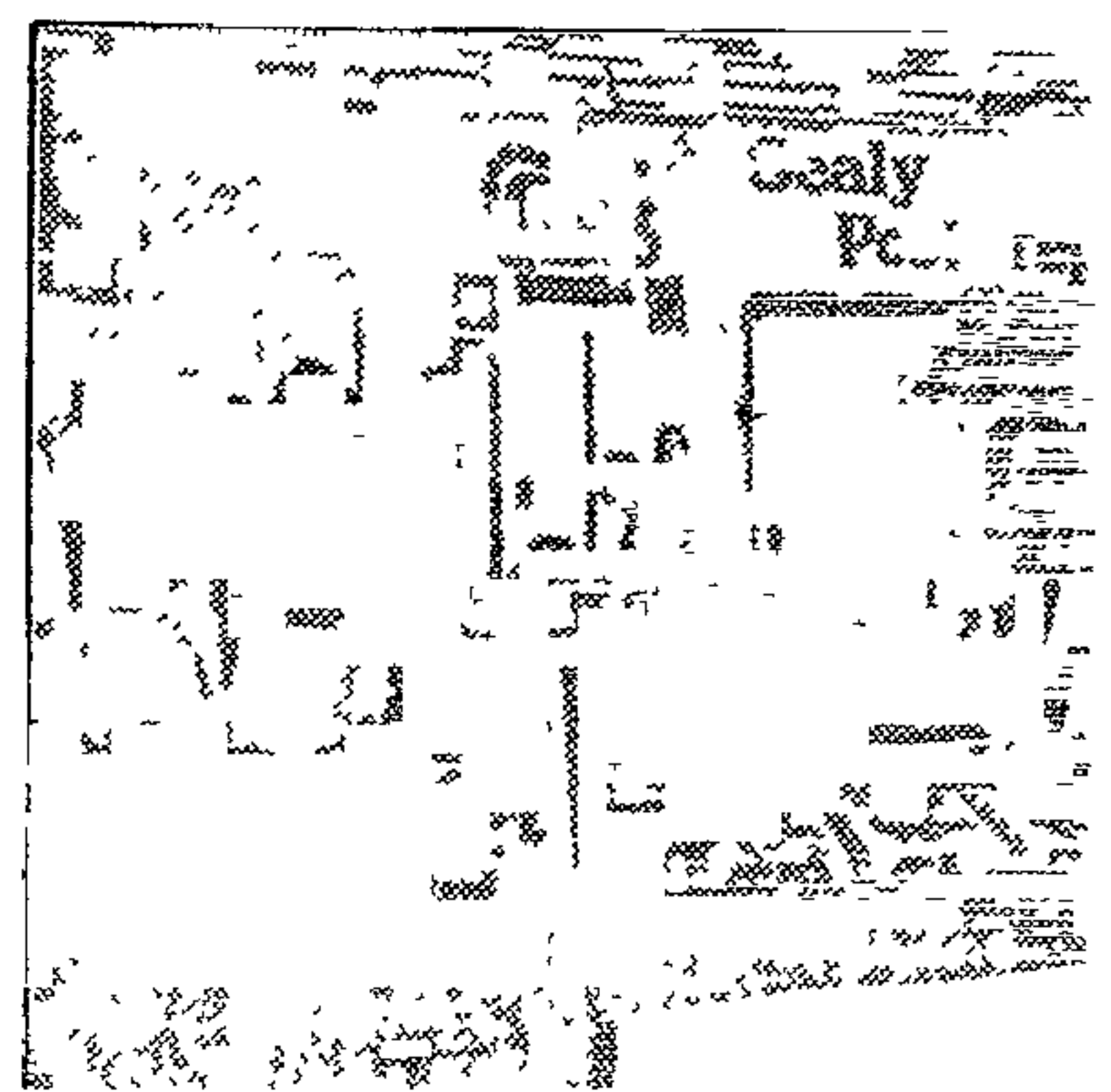
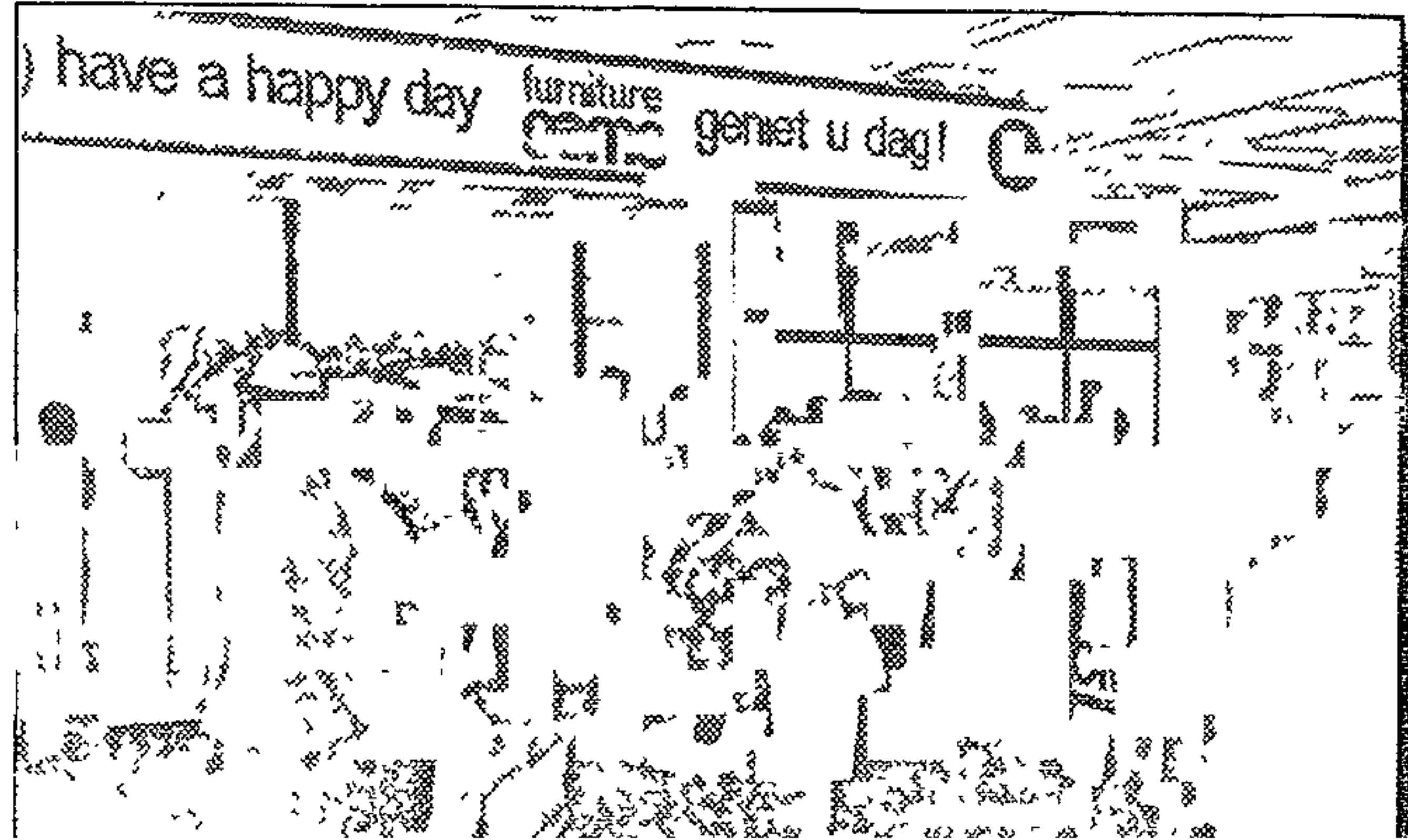
He said there was a waiting list for video recorders. This was why people were prepared to buy the pirate machines, hundreds of which had been imported. But Mr Yusuf Kadodia, manager of a store alleged by a franchised agent to be selling 'pirate' machines, disagreed. 'We haven't had one comeback,' he said. 'And all this about not giving back-up is nonsense. It's true that we get our machines from an independent importer, but he has technicians and offers a guarantee equivalent to the factory one'. Mr Kadodia said he sold several brands of video recorder for between R800 and R850. Conventionally distributed recorders sold for between R900 and R1 500 a quick survey established. 'These guys can't supply the market' Mr Kadodia said, when told of the franchised agents' objections. 'So why are they squealing?'

...nd gave R1 m to Defence Force

Pietermaritzburg Bureau
 Southern Cross Fund which provides comforts for the 'Boys on the Border' gave more than R1 000 000 to the Defence Force and almost R210 000 to the African Police during 1982/83, the Mayor of Natal, Mr Stoffel Botha, said yesterday. At the Natal provincial Southern Cross Congress in Durban, Mr Botha said

this was a praiseworthy feat in view of the difficult economic climate which had hampered fund-raising. During the same financial year, R850 000 was collected in Natal alone and goods worth more than R5 000 given. The continued existence and success of the fund depended on the faith of its members and the public in general in their objectives.

They came, they saw



Indians, coloureds might serve on white councils

264 Mercury

Municipal Reporter 16/8/82

INDIANS and coloureds could have direct representation on white city councils early next year according to Durban Councillor Clarence Cheek

And MEC in charge of local government Mr Frank Martin confirmed last night that this could well be an interim measure until the Government's constitutional proposals were settled

Yesterday the city council flew in the face of a provincial directive and voted against extending the Local Affairs Committee term of office by a year

It is the only council in Natal to have done so

Mrs Margaret Ambler felt Mr Martin should be invited to address the council because 'he seems to know something very important that we don't'

She had asked people in the political mainstream how long it would take to introduce the constitutional changes at local government level. All had agreed it would take three to four years

She disapproved of the LAC system but felt it would be totally against the concept of democracy to extend the members' terms of office for that long

Councillor Peter

Corbett said it was patently obvious the Government didn't want LAC elections while the constitution was being decided. The low polls would be an embarrassment

Mr C Panday, chairman of the Northern Durban LAC and Mr Albie Stowman chairman of the coloured LAC, appealed to the council to extend the term of office

They despised the LAC system, it had divided their people but it was the only vehicle open to them to try to get something done for their communities

Unlike white councillors who averaged 6 000 voters to a ward, they had up to 10 000 people to canvass in the event of an election

If their term of office were not extended, elections would be held in October and they would have barely a month in which to campaign — and could still face the cost of elections next April

Collapsing

Mr Stowman revealed that he had been at a National Liaison Committee Meeting with Mr Martin, when the Minister of Constitutional Development had announced there would be some form of election in March or April

Mr Cheek said it was obvious that the constitutional proposals would not be implemented by then, but the Government knew full well the LAC system was collapsing

It was reasonable to assume that the chairmen would be given full voting rights in the council until separate Indian and coloured local authorities could be established

Last night Mr Martin said 'Even if the elections have to be fought on a national level by the Indians and coloureds, it doesn't make sense to have them fight a similar election six months earlier, with all the attendant costs'

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Durban's budget

264
Murray
22/7/83

Only debt-free city in country

Govt housing policy leaves council with R30 m high and dry

Municipal Reporter
THE Government's housing policy has left Durban City Council with services costing R30 million on undeveloped sites and little chance of recovering the money unless private enterprise comes to the rescue.
City Treasurer Ossie Gorven said State-subsidised mass housing schemes were grinding to a halt.
The serviced land would be advertised for sale in the hope that private enterprise, building

R14 m on station site, roads

Municipal Reporter
DURBAN City Council will spend R14 million on the old station site and the surrounding roads in the next two years.
This includes R4 000 000 to convert a Railways shed into an exhibition hall in time for Expo 85.
Commercial Road and Alwal Road will be extended and Walnut Road upgraded.
On this year's estimates is another R5 000 000 to wards the Revel Fox beachfront plan and the greening of Kings Park.

Experts cost R1,7 m

Municipal Reporter
OUTSIDE consultants were costing Durban City Council R1 700 000, but had already saved the city millions, according to Town Clerk Gordon Haygarth.
Many of the 15 assignments given to consultants so far had still to be completed, but the investigation into the market

R7 m for transport

Municipal Reporter
DURBAN'S ratepayers would pay R7 000 000 towards Metropolitan Transport Board costs this year because the Government had failed to provide the promised subsidies, said Management Committee chairman Neil MacLennan.
The board was a Government-approved body, formed to plan and provide adequate urban transport facilities.

Municipal Reporter

DURBAN is still the only debt-free city in the country and its record R732,6-million budget has a built-in surprise for ratepayers.

The average household will pay R1,20 less a month for rates, water and electricity, according to City Treasurer Ossie Gorven.

Actual rates increases were 10,9 percent for residents and 11,9 percent for other properties, but the fiscal year-end had changed from July 31 to June 30.

Ratepayers had only to pick up the tab for expenses over 11 months and the extra month they had paid for last year had been offset against their rates this year.

Effectively, house and flat dwellers would only pay 2,6 percent more and others 3,6 percent more.

Fund

While the average householder would pay more on his monthly electricity bill, and water was costing much more, the drastic rationing measures would keep the average water bill well below last year's monthly figure and keep the overall figure down.

Other factors which had kept the rates increase well below the inflation rate were the city's unique capital development fund and the income from rates on State property which would jump from R4 400 000 last year to R9 100 000.

The capital development fund, launched in 1957, had helped to keep rates down by 5 percent and the cost of water down by 17 percent.

There was R629 million in the fund, which had had a massive boost from the sale of the water works to the Umgeni Water Board. The fund would save the city R77,4 million in interest rates this year.

Although the Government had set a limit of 9,75 percent on capital spending, the city had been given permission for a 14,4 percent increase.

Mrs Lorraine Burger, chairman of the Ward 2 Ratepayers' Association, one of the most active in the city, said last night: 'The rates news is fantastic. It shows our councillors are trying to look after our interests.'

Durban's battle for a regional services system

264 Murray
15/7/83

LORAIN TULLEKEN
Municipal Reporter

A BATTLE is being waged to ensure that greater Durban has a tailormade regional services system before the Government imposes its own version on the area. If the battle is lost it will be from within.

The tailormade version, drawn up by the Durban Metropolitan Consultative Committee (Metrocom), has been tacitly approved by Natal's Executive Committee, which has advocated shared services for many years. Two years ago the Directorate of Co-operation and Development accepted the concept of a regional services-board which included KwaZulu areas. The Metrocom plan also appears to have served as a guideline for the President's Council recommendations for local government.

Fearful

The only opposition has come from local authorities in the metropolitan area, which stretches from Canelands — past Verulam — in the north to Kingsburgh in the south and inland to Hillcrest. Amanzimtoti, Queensburgh and Kingsburgh resigned from Metrocom in protest. Others fear a loss of identity and want to know the financial implications before they commit themselves. They need assurances that ratepayers in the developed areas will not subsidise services in the undeveloped black townships.

Now Durban City Council proposes funding a financial investigation from its profitable electricity trading undertaking, to back the Metrocom report with facts and figures. The money is to be recovered from consumers in the whole metropolitan area.

While Durban believes members of the regional board should be elected in independent elections, the majority of others say board members should be nominated by the local authorities.

Preferences

Durban would have preferred a metropolitan board to which the local authorities would be answerable, but the majority of Metrocom members opted for a regional services board answerable to themselves.

In theory, the board would assume powers from above and below, taking some from the Provincial Council and others from the local authorities. But much will

depend on the final outcome of the Government's constitutional proposals, which could even spell the demise of provincial councils.

The greatest danger of a Government-imposed system unsuited to Natal's needs is that the metropolitan area could end up being run by officials in Pretoria.

One thing is certain: the New Republic Party-controlled Natal executive will insist on consensus among the 20 local authorities in the Metrocom area. It learned a bitter lesson when amalgamation was forced on Margate and three other lower South Coast towns. The NRP lost its seat in that constituency and didn't regain it until the amalgamation was dissolved.

What do the Metrocom proposals offer?

An essential element is that there should be no artificial boundaries for the supply of services, and the basic proposals warrant another airing.

REPRESENTATION

BASED on the percentage of rates paid against total land and building valuations, Durban would have 13 representatives on the board with 65 votes. Pinetown's two representatives would have eight votes. Westville and Amanzimtoti would each have one representative with five votes. And Umhlanga's representative would have three votes.

The smaller local authorities would have one vote each and the health committees, represented by one board member, would have a vote. Areas under the Development Services Board would be represented by one person with two votes, and the KwaZulu townships would be represented by four nominated officials with a vote each.

THE SERVICES

● HEALTH would be subdivided into regions, with minimum standards for the whole area.

● VALUATIONS would be undertaken on a metropolitan basis with a central appeals board.

● AMBULANCE AND FIRE services are already regionalised but would probably shift from provincial control to

the board.

● TRAFFIC police would continue to be answerable to their local authority, but traffic by-laws would be standardised.

● CIVIL DEFENCE would be co-ordinated on a metropolitan basis and subdivided into regions.

● Durban's ELECTRICITY Department — the city's most lucrative trade undertaking — would become the full responsibility of the services board, with uniform tariffs for all consumers in the metropolitan area. In turn, the city's ratepayers would not bear the full financial load for an infrastructure enjoyed by the whole region.

● The Amanzimtoti and North Coast WATER boards would also fall under metropolitan control.

● PLANNING, TRANSPORTATION, SEWAGE PURIFICATION and SOLID and TOXIC WASTE DISPOSAL would be regionalised.

FINANCE

The water and electricity trade undertakings would probably prove the major source of income for the board, and loan financing would be handled on a metropolitan basis. A central computer bureau would be established to cut administrative costs.

At the recent Institute of Town Clerks congress Johannesburg's City Treasurer, Mr Manie Venter, suggested that the three main sources of revenue could come from commerce and industry. Payrolls would be taxed and — to discourage a consequent swing to mechanisation — so would investments in plant. Turnover would also be taxed.

Shared services should mean saved costs, but the Minister of Constitutional Development, Mr Chris Heunis, has made it quite clear that the financial implications are his least concern. The Government would impose regionalisation in the interests of political and economic stability, even if this meant more expensive services.

So it is imperative that the Durban metropolitan region acts fast to establish a system which will place the least burden on ratepayers.

12/5/83

264

Estcourt votes for multiracial town council

Pietermaritzburg Bureau

REFERENDUMS among the people of Estcourt indicated yesterday that a majority wanted a multiracial town council.

But more than two-thirds of white votes cast were

against proposals for a multiracial council, which would ultimately lead to an Indian majority.

Polls were held among whites, Indians, and coloureds of the town, and the Indians — who make up more than half of the community — voted solidly in favour, along with the small coloured population.

The referendums were characterised by an absence of public meetings; posters and canvassing, and on polling day hundreds of voters found their names were not on the municipal voters' roll.

Among the white community less than 20 percent were listed on the roll and of these 245 — or 40 percent — cast their vote yesterday, 168 of them voting against and 77 in favour.

Of the 324 votes cast at the Indian polling station only four were against and 15 papers were spoiled. This was a 26,4-percent poll.

No votes against the multiracial town council were recorded among the 53 coloureds who voted, but three papers were spoiled and the percentage poll was 33.

The Mayor, Dr. Bert Tucker, said the council was unanimously behind the proposals.

Indians

764

reject race

Mercury

separation

7/4/83

Mercury Reporter

THE creation of autonomous local areas for Indians and multi-racial metropolitan authorities in the form proposed in the constitutional guidelines has been rejected by the Indian Council

Mr Amichand Rajbansi, chairman of the council's executive committee, said yesterday that, according to the guidelines, separate local authorities were proposed for the various population groups wherever possible

He said the Indian community could not accept the proposals because the fundamental principle contained in them for the creation of autonomous

local authorities was racially based, particularly in the case of Durban

However, he said he was not opposed to the creation of new local areas and multi-racial metropolitan authorities, provided they were viable and were created on a geographical and not on a racial basis

For example Prospecton should not be divorced from Isipingo and similarly Woodlands and Moberi — which were contiguous with Chatsworth — should not be separated from Chatsworth purely on ethnic lines, Mr Rajbansi said

He said that if multi-racial metropolitan areas

were created in terms of the new proposals, Indians would be at a disadvantage because representations would be in relation to financial contributions

The new proposals were like a 'Trojan horse' which had hidden problems, he said

Mr Ashwin Mohalall, an Indian Council member, said the idea of a metropolitan authority, which was first mooted by the Durban City Council, was aimed to excise the Indian areas from Durban

He welcomed the concept of a metropolitan authority but felt all population groups should be included in it as one unit

Estcourt plan for Indian, coloured councillors welcomed

Pietermaritzburg Bureau

ESTCOURT's plan to give proportional representation to Indians and coloureds on the town council would, if accepted, go a long way toward repairing the hurt felt by these communities at their second-class status.

This is the view of the vice-chairman of the town's Indian Local Affairs Committee, Mr D M Vahed.

'By that we don't imply that we have bad relations with the council, but the mere existence of LACs with only advisory status is an insult to members of our community,' he told the Mercury

The town council voted on Monday unanimously in favour of holding a referendum within the next month to see whether each community would support a voting system which would result in there being two coloured councillors, four Indians and eight whites

The proposed system stipulates that there should be one councillor from each group as well as 11 divided in proportion to their numbers and domestic rates contributions

Majority

Numerically the Indian community is already in the majority, with 4 200 members against the whites' 3 254 and coloureds 627 according to the latest figures

The proportions would be adjusted after each population census

The chairman of the non-elected Coloured Relations Committee, Mr Archie Smith, said that while they were not in touch with every member of his group, he felt it likely they would support the proposals

He pointed out the coloureds would have two council representatives, under the proposed system against either one or none under a direct one-man-one-vote system

Referendum for Estcourt ratepayers

Pietermaritzburg Bureau

WHITE, Indian and coloured ratepayers of Estcourt are to be asked in a referendum within a month whether they support a form of proportional representation which would give Indians and coloureds a say in the running of the town

The council voted unanimously on Monday evening in favour of holding the referendum on the proposals — which have been thrashed out already between councillors and members of the Indian LAC and coloured relations committee.

The 'prime mover' of the proposals is a former mayor and the current chairman of the Finance and Works Committee, Councillor Roger Ramseyer.

Mr Ramseyer told the Mercury the proposals meant representation in proportion to the number of people in each community and to the amount they contributed in rates.

The system was very similar to suggestions made by his council to the Slatter Committee several years ago, and would currently mean a representation of two coloured councillors to four Indians and eight whites.

Canvass

However, the ratios would be reviewed with each population census and gradually would lead to a majority representation in the town for Indians.

Mr Ramseyer said the town council hoped to canvass the feelings of the community so the results could be considered by any select committee appointed by Parliament to look into the Government's constitutional proposals — due to be tabled in April.

'We believe we are in times of change — and there's nothing wrong with change so long as it's controlled and gradual

'We would prefer to say what we want, rather than wait and see what we get'

He said the zone system, in which each community in a town controlled its own administration, simply would not work in small towns like Estcourt

He also pointed out that, even if a majority of each community supported the move, it would still have to be submitted to higher levels of government for approval.

Mr Frank Martin, Natal's MEC in charge of local government, welcomed the Estcourt Town Council's initiative, saying any reasonable and considered contribution to the debate was valuable

'On ice'

He said Eshwe and Pietermaritzburg also had put forward their own local government proposals, as had the Provincial Administration several years ago.

The Administrator, Mr Stoffel Botha, said he too welcomed any reasonable suggestions, but said that in the end, local authorities could not expect each to design their own method of government. A certain degree of uniformity was essential

Verulam

wants

264

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Mercury
30/3/83

Umdloti

Mercury Reporter

VERULAM, the first all-Indian town in South Africa, desperately needs more land for expansion and has opened negotiations for the incorporation of Ottawa and a section of the all-white Umdloti Beach into the borough, Mr G V Subban, the town's mayor, said yesterday

'We need more land and a section of Umdloti Beach, which was traditionally part of Verulam, to be made available to the town's residents,' he said

He said although negotiations were underway for the two areas the borough had contracted with the University of Durban-Westville to carry out a socio-economic survey of Verulam to determine its future needs for housing and industry

Airport

The survey, which is being done in conjunction with the Town and Regional Planning Committee, is expected to be released in April.

'Verulam is a growing town and with the new international airport expected to be ready in a few years time, and the giant Hazelmere Dam at our doorstep we desperately need to extend our boundaries'

'Besides incorporating Ottawa, we cannot extend any further to the south or north.'

Mr Subban said more than 80 percent of the town's people worked outside Verulam

Handwritten notes:
Mr Subban said more than 80 percent of the town's people worked outside Verulam
to extend our boundaries
to the south or north
to the north
to the south
to the east
to the west
to the north
to the south
to the east
to the west

Umzinto probe ²⁶⁴ told why staff left

Mercury Reporter

ALLEGED harassment and intimidation of staff of the Umzinto North Town Board by board members had led to a spate of resignations, a provincial commission of inquiry into the affairs of the all-Indian board was told yesterday.

This was said by the Town Clerk, Mr Enoch John, during cross-examination by Mr G H M Belim, a former chairman of the board, at the inquiry conducted by Mr Edwin Godwin, a former Town Clerk of Durban

Mr John said the relationship between the staff and board members deteriorated after Mr Belim and his brother, Mr Y M Belim, had joined the board

'Since then it had become a reign of terror, not only for me but for the administrative staff, as well,' he said, adding 'if only the four walls of the boardroom could talk, they would tell the full story'

'The Belim brothers used to take me left, right and centre. They accused me of conniving, misappropriation and irregularities

'At meetings they used to speak with raised voices. The reign of terror continued until Mr G Belim left the board and his brother, Mr Y Belim, took over. It only subsided when he lost his seat in the election'

Mr John alleged that when the Belims served on the board there had been no fewer than 10 resignations in each of the two years

Mr G Belim denied the allegation and questioned Mr John whether the staff were not dissatisfied with low pay

Mr Belim also said no job cards had been made for work done by the town foreman to driveways of private properties

Mr John admitted that the town foreman had misunderstood the town's bylaws and had thought that the property owners were entitled to free construction of their driveways. The owners had been billed subsequently for work done

Asked by Mr Godwin whether he kept duty sheets for his staff, Mr John said he did not because of the serious staff shortage

'At times we had to use the services of the health inspector for other jobs when somebody went on leave,' he said

Mr Y Belim accused Mr John of 'callous disregard' in the execution of his duties and said he could not foresee the position of the board improving because of the manner in which its affairs were being run

'Mr John is responsible for that situation. He has a tendency not to look into matters brought to his attention'

Mr Godwin pointed out that some of the issues raised by Mr Belim did not fall under the scope of the Town Clerk's duties, but that of the Town Treasurer

The hearing continues

City council attacked

Natal 28/2/83
Mercury Reporter

A CLAIM by the Durban City Council that it had introduced parity in salaries was severely attacked by the Durban Integrated Municipal Employees' Society (Dimes), mouthpiece of more than 4 500 Indian and coloured council workers, at its annual meeting yesterday

The society's organising secretary, Mr D K Singh said the claim was a farce

'Since the introduction of parity some positions have been elevated while many have been lowered,' he said, adding that most affected were health inspectors, traffic policemen and truck drivers

Mr Singh said several black city policemen who had held posts as sergeants and constables were re-designated as senior patrolmen and patrolmen because of the new salary scales

The meeting decided to press for more a meaningful representation for Indian and coloured workers

LAC opposes Natal Mercury 24/7 83
Wentworth duplexes

Mercury Reporter (2104) (125)

THE Durban Coloured Local Affairs Committee is opposed to Department of Community Development plans to zone the controversial Assegai Place area in Wentworth for duplex houses.

The chairman, Mr A W Stowman, said yesterday that they would object to the area being used for duplex houses

Recently community leaders, headed by Mr Cecil Kippen, succeeded in preventing the Durban City Council and the Department of Community Development from building a R1 000 000 frail-age home for coloureds in Assegai Place

The matter was settled by the Town and Regional Planning Appeals Board which upheld an appeal from Assegai residents against the building of the home in the area

Community leaders' fears

Municipal Reporter

DURBAN'S vast Indian and coloured areas, with a population of 600 000, look set to hive off under local authorities of their own by this time next year — a move much feared by leaders in those communities

But Mr Frank Martin, MEC in charge of local government, and Mr Gordon Haygarth, Durban's Town Clerk, agree that excision seems inevitable in terms of the Government's new political dispensation for those race groups

Mr Martin said. 'The twin towers of the Government's policy is that there shall be self-determination for each race group, with joint decision-making on matters of mutual concern'

While the Minister of Constitutional Affairs had emphasised that autonomous areas had to be viable, there had also been talk of joint services boards for areas that were unable to provide their

Coloured, Indian areas likely to get autonomy

264
Mercury
21/1/83

own services

'I am almost certain areas such as Phoenix and Chatsworth will become separate local authorities,' Mr Martin said

Mr Haygarth said the constitutional proposals were in line with Durban City Council's recommendations to the President's Council

Each community would be responsible for 'soft ser-

vices' such as parks, libraries and swimming pools. 'Hard' services such as sewerage, light and water could fall under a regional or metropolitan body — with each local authority having a voting strength in proportion to its financial contribution.

Mr Albie Stowman, chairman of the Coloured Local Affairs Committee, said he viewed white

policymakers with distrust. When Isipingo became autonomous, Prospecton, a valuable industrial area, had been re-allocated to Amanzimtoti

The coloureds had also lost industrial land which was rightfully theirs at Greenwood Park and Redhill

He said. 'I hate to think of any autonomous coloured local authority anywhere in South Africa. Our areas are purely residential dormitories'

Mr Stowman said the only reason the coloured Labour Party had decided to take part in the new dispensation was to continue the fight from within

Indian LAC chairmen T Palan and C Panday both viewed the mini-metro and regional services proposals with suspicion

Mr Panday said: 'We can't seem to get anyone to spell out the details of the proposals and frankly we are very worried because there is no way we can support autonomy.'

(26/11/77) RDM 1920/11/83

Indian vote mooted

MARITZBURG — Indian and coloured local affairs committee members may get voting rights on Natal city councils

The first meeting between the Natal Municipal Association (NMA) and the Coloured and Indian Natal Association of Local Affairs Committees (NALAC) has agreed that members of local affairs committees should be entitled to vote at local government level

And the executive committees of both these bodies are

to recommend to the Administrator of Natal, Mr Stoffel Botha, that as an interim measure coloureds and Indians be given the vote at both city council and standing committee meetings to which they have been nominated as representatives of their respective local affairs committees

Mr Les van Wyk, vice-chairman of NALAC, stressed the move was an interim measure as his association was still aiming for full representation at local government level — Sapa

disaffiliated by 1973 /77.

The Union at It joined th

Industrial Council: 1) Diamond Cutting Industry of S.A.

Registration: Yes

Founded:

Area of Operation: National

Officials: Secretary: R. Rich

2000

Johannesburg
P.O. Box 8304

Telephone: (011) 371 854

Address:

Membership		Year			
	Total	White	Coloured	Asian	African
1970	581				
1971	670				
1972	773				
1973	1 018	1 018			
1974	967	967			
1975	945	945			
1976	894	894			
1977	880	880			
1978	850	850			
1979	825	825			
1980	801	801			

S.A. DIAMOND WORKERS UNION

Empangeni council

clams up on its activities

Municipal Reporter

EMPANGENI Town Council has imposed a blanket of secrecy on its activities — because of nationwide publicity given to the Town Clerk's report on the grave consequences of

Ingwavuma being ceded to Swaziland

Ratepayers and residents will not be told what items are due to be discussed at the monthly public meetings and will not even have access to an agenda if they attend meetings

The Town Clerk, Mr Lourens Kotze, told the Mercury he saw nothing unusual in the council's decision. In terms of the Local Government Ordinance all the public had to have access to were the minutes of the meeting afterwards

He confirmed that the decision followed nationwide publicity on a report expressing grave fears about the possible consequences to Empangeni and Richards Bay should the Government cede Ingwavuma. But he agreed that the Press had not abused any confidence by publishing the report

Closed doors

The seven-member council has also unanimously agreed that the Press will no longer be supplied with the Town Clerk's reports and recommendations regarding items on the agenda

There is seldom debate at the council meeting because the items on the agenda tend to be thrashed out behind closed doors during committee meetings so the reports provide vital background information to the decision-making process

The Mayor, Mr Philip Steenkamp, said the council was merely reverting to a policy which had existed in previous years.

Mr Frank Martin, MEC in charge of local government, said, "There is nothing Exco can do about Empangeni's decision. It is quite in order in terms of the Ordinance. But I believe the function of any level of government is to keep its voters informed."

Durban and Pietermaritzburg city councils send all standing committee agendas as well as the agendas for the open council meeting to the Press at the same time they are sent to councillors

1264 (33) 2/2/83
Durban Local Road Transportation Board
Hansard Q. Col. 6-8
Mr. F J LE ROUX asked the Minister of Transport Affairs †

- (1) Whether any non-Whites are at present serving on the Durban Local Road Transportation Board, if so, (a) by whom were they appointed and (b) what are their names,
- (2) whether such persons have (a) full or (b) limited voting rights, if so, from what date?

†The MINISTER OF TRANSPORT AFFAIRS.

- (1) Yes
 - (a) By the Minister of Transport Affairs
 - (b) Mr M Gasa (Black)
Mr A P Moodley (Indian)
Mr D Lottering (Coloured)

(2)(a) and (b) Co-opted members have full voting rights. Such members are, however, only co-opted when matters which may influence the interests of their respective communities are to be discussed. Said persons have voting rights from the date on which their services commenced, namely—

Mr M Gasa On 9 December 1982
Mr A P Moodley On 29 July 1981
Mr D Lottering On 2 April 1980

Durban Local Road Transportation Board

*8 Mr F J LE ROUX asked the Minister of Transport Affairs †

Whether any appointments have been made to the Durban Local Road Transportation Board since 1 November 1982, if so, (a) who were so appointed, (b) when were the appointments made, (c)(i) for what periods and (ii) in whose stead were these members appointed and (d) what qualifications are required from them?

†The MINISTER OF TRANSPORT AFFAIRS

Yes

- (a) Mr G J Muller
Mr P G Conradie
Mr M Gasa
Mr P Breytenbach
- (b) Messrs Muller and Conradie On 7 December 1982
Mr Gasa. On 9 December 1982
Mr Breytenbach. On 12 January 1983
- (c) (i) Messrs Muller and Conradie 2 years
Mr Gasa As long as it pleases the Minister
Mr Breytenbach Until 30 April 1983.
(ii) Messrs Muller and Conradie were re-appointed
Mr Gasa is the first appointment of a black co-opted member
Mr Breytenbach was appointed in the place of Mr Muller
- (d) The requirements for appointment are enunciated in section 4(2) of the Road Transportation Act, No 74 of 1977

Durban Local Road Transportation Board

*9 Mr F J LE ROUX asked the Minister of Transport Affairs †

Whether the Durban City Council recently instituted legal proceedings against him in connection with an appointment to the Durban Local Road Transportation Board, if so, (a) on what legal grounds, (b) what was the outcome of the court case and (c)(i) what were the costs of suit and (ii) who paid these costs?

†The MINISTER OF TRANSPORT AFFAIRS

Yes

- (a) Non-compliance with the requirements of section 4(3)(b) of Act 74 of 1977
- (b) The parties came to an agreement which was subsequently made an order of the court, that Mr Muller's appointment would be terminated on 1 January 1983 and that Mr Breytenbach would be appointed in his place for a period not exceeding four months
- (c) (i) Costs are still to be taxed by the Supreme Court
(ii) The Department of Transport shall bear all costs

Durban moves to integrate ^{(244) ~~244~~ ARGUS 9/2/83} popular beach

Argus Correspondent

DURBAN — The Durban City Council has voted to integrate all amenities along one of the most popular sections of the beachfront

After a marathon eight-hour meeting in which liberal and conservative elements clashed repeatedly, the council voted in principle to

OPEN PADDLING

● "Open the paddling pool to use by all races free of charge

● "Integrate a second city beach, which stretches between the West Street jetty and the southernmost end of North Beach

● "Allow all races to use the Rachel Finlayson swimming pool at a

charge of 35c for adults and 15c for children

● In addition, any other amenity not listed above will be open to use by all races. Because the proposals have been approved only in principle another meeting to make the necessary by-law changes will have to be held

HEATED

This will take place after a public meeting has been held to discuss the moves

Mayor Sybil Hotz had difficulty maintaining control of the heated debate. Several councillors stormed out of the meeting and at one stage Mr Henry Klotz refused to continue a speech after liberal councillors had repeatedly heckled him

264 17/2/83

Aaron first

Natal Mercury
African Affairs Reporter

THE first black to be appointed executive officer of a local community council, Mr Aaron Mahlangu, will take up his position on April 1 in Hambanathi, Tongaat.

The Hambanathi Community Council has voted him a salary of R12,000.

Mr Mahlangu graduated at Zululand University and served in the Kwa-Zulu Education Department and the Tongaat Group.

Cost of dying, ⁽²⁶⁴⁾ keeping fit to ^{Mercury} ^{25/2/83} increase

Municipal Reporter

THE cost of dying in Durban is going up again.

And there is no financial incentive to stave off the inevitable with a keep-fit programme because the tariffs for municipal sports facilities are being raised as well.

The Management Committee has agreed to increase burial fees for adult white citizens from R125 to R175 and from R83 to R115 for white children. Other race groups will pay 60 percent of those figures.

The burial fee for people from outside the city will jump from R250 to R350 for adults and R75 to R115 for children.

The annual fee for maintaining graves will rise from R16,20 to R18

Some citizens may find consolation in knowing the city council will bear 75 percent of the actual cost of the burial.

Swimming

The committee has also approved tariff increases for municipal swimming pools, golf courses and bowling greens

White adult swimmers will pay 45 c and the entrance fee for white children will go from 15 c to 25 c. The entrance fee for pools in outlying areas will go from 25 c for adults to 35 c and from 10 c for children to 20 c.

Bowling fees will rise from 70 c to 80 c and the pensioners' concession will be 5 c more than present

Golfers can expect their rounds at Windsor Park to cost 13 percent more and fees at the Papwa Sewgolom Course will rise about 20 percent

Residents want rule by Durban Corporation

Mercury Reporter

A DECISION taken by residents of Lamontville last week, that they would rather have the township administered by the Durban Corporation instead of the Port Natal Administration Board, is gaining momentum

At a meeting of more than 2 000 Chesterville residents at the weekend the same resolution was adopted, a move apparently aimed at ousting the board from administering the townships

Mrs Priscilla Simelane, a member of the Joint Rent Action Committee in Chesterville, told the Mercury that residents felt that the Durban Corporation should take over because it was directly subsidised by the central Government

It was also decided that the township should not be administered by the KwaZulu Government because it had no money

The meeting had been convened for the purpose of restoring peace in the township and solving the rent crisis

The Rev M Xundu executive member of the committee announcing the Chesterville meeting said a peace programme had been launched to pave the way for the board officials to explain the rent hikes

Earlier Col W S Dreyer, chairman of the board said his officials had been threatened and would not enter Chesterville or Lamontville unless community leaders could assure their safety

The Chesterville meeting resolved that the board's officials were welcome to address the residents

Mrs Simelane said the residents had numerous questions to ask on the rent hikes. Buildings were old and had not been maintained properly, she added

(84) (76) 264
Mercury 11/7/83

Sybil looks to townships' future

'We must talk to these people'

Mercury 264
12/7/83
(Handwritten marks)

Mercury Reporter



ON A tour of the troubled townships Chesterville and Lamontville yesterday, Durban's Mayor Mrs Sybil Hotz, made it clear that talks with the people and community leaders were essential

'All of us must work together because we are directly or indirectly, involved and it is very important to work on the priorities of the people instead of those priorities which seem to be worked out for them' she said

Mrs Hotz took note of the lack of facilities in the townships — not enough entertainment facilities where children could play after school refuse lying in heaps because sometimes it was not collected and most important of all, overcrowding

'I am more concerned with having sidewalks built having more than one sports ground available, and with improving the living conditions of these people,' she said

There are more than 10 000 people living in Chesterville but there are only slightly more than 1 000 houses to accommodate them

The houses, built in 1942, are two bedroomed, a dining room and lounge combined and a minute kitchen which was a passage to the bathroom

Rebuilt

Mr Richard Gumede, chairman of the Joint Rent Action Committee, said the people should be allowed to buy or build their own houses and the situation would change completely overnight

'These houses should be torn down and new ones built.'

'The people pay a high rent and are trying desperately to keep them in good repair but the walls are cracking the hinges on the windows are broken or rusted and it is just too expensive for them to continue with their own maintenance,' he said

'Give them their own houses, expand the townships and these areas would be totally different'

Mrs Hotz steered clear of any involvement with the tour by Mr Harry Pitman and Mr Peter Gastrow last week

'I am looking to the future I am not concerned with the past,' she said

'I want to get involved with something that is going to happen now — not take many months'

Durban's Mayor, Mrs Sybil Hotz, and some members of the touring party look at a dried-up stream that has become a rubbish dump.

Leave Bond official told

264
ROW

15/7/83

Mail Correspondent

DURBAN — Chief Educational Planner Mr Isak Marais, who may become Natal's next Director of Education, refuses to comment on claims that he is a member of the Broederbond

Mr Marais, who was named as a member of the organisation in the book "The Super Afrikaners", is widely tipped as successor to the present director, Mr Solly Levinsohn early next year

A controversy arose around the issue when PFP education spokesman Mr Horace van Rensburg was recently reported to have said that if Mr Marais was appointed the new Director of Education in Natal, he owed it to the people to resign from the organisation

Mr Van Rensburg felt it was cause for concern if members of the Broederbond were appointed to any post where the interests of groups of people were involved.

Speaking from his office in Maritzburg yesterday, Mr Marais had no comment on the claims involving him with the organisation and said he felt that some people were 'discriminating against him' because he was an Afrikaner.

"I was born and bred in Natal and my family came to the province in 1838 and not 1939 as reported. I studied in English and later became a teacher at several English schools," he said

According to Mr Marais, he thought it impossible for him to become the new director because two people more senior in the department were probably in line for the post before him

He emphasised, however, that if chosen he hoped it would be on merit — and on the basis of his past contributions to education in Natal

Mr Levinsohn refused to comment, saying he would never discuss the matter with outsiders

Mercury

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Workers return after talks

248/83 Mercury Reporter

TWO hundred black and Indian municipal workers at Queensburgh, who downed tools yesterday in support of their demand for more pay, ended their protest and returned to work after holding talks with the town's Mayor, Mr Tim Dyer

Town Clerk Peter Kinnaird told the Mercury the workers agreed to return to their jobs after they were assured that a further meeting would be held with the workers' representatives and their 'so-called' trade union 'sometime next week' to discuss their grievances

He said it was not clear at this stage what increases in wages they were demanding, but a spokesman for the workers said they wanted a 15 percent hike

Earlier the workers marched through the town centre and assembled in front of the Queensburgh Civic Centre demanding to meet the full council to ask why they were not granted a pay rise

'Being ordinary workers it is not possible to meet the full council, but the Mayor, Mr Dyer, and I met them and asked them to return to work after assuring them that we'll discuss their grievances with their representatives next week'

(264) Mercury
26/8/83

Housing boost for municipal workers

Municipal Reporter

DURBAN'S 8 000 black municipal employees stand to gain from a housing finance company launched with R2 000 000 from the City Council

The houses are expected to range from R12 000 to R20 000 and will be built in KwaZulu townships surrounding the city

The employees, including ungraded labourers will qualify for the same housing subsidy as white, Indian and coloured staff — about 50 percent of the monthly repayments

On Monday the council will be asked to approve some minor adjustments to an agreement with KwaZulu Housing Company (Pty) Ltd and on Tuesday the city's personnel department will begin drawing up a shortlist of the first 120 employees who qualify for loans

Deputy City Treasurer Frans Tooley said 'The first R500 000 has been earmarked for long-service graded staff and the balance will be available to all staff on a

long-service basis

The finance company has been registered by the Corporation for Economic Development (CED) and the KwaZulu Development Corporation (KDC)

The city's R2 000 000 investment is an initial figure agreed on by the council last year

At the time the Town Clerk, Mr Gordon Haygarth, said 'This is a very important development which will go a long way towards creating a stable workforce for the city, particularly for the black upper-income group'

Although the scheme was an investment for the city, the ratepayers would have the added burden of staff housing allowances which would add to the cost of services and consumer goods

But the Durban Corporation was merely providing the benefits expected of a good employer and assisting in the creation of a stable, well-motivated community

Mr Haygarth said all employees would have to make some contribution if there were to be any solution to the country's housing shortage

Black workers to ask council for wage hike

~~264~~ 264 Mercury Reporter
27/8/83

A DEPUTATION of black municipal workers at Queensburgh is to hold talks with the municipality next week to ask for a wage increase, a spokesman for the workers said yesterday

The talks follow a brief work stoppage this week. The striking black labourers marched through the town centre before assembling outside the Civic Centre, demanding a meeting with the entire council

But they returned to work after the Mayor, Mr Tim Dyer, and Town Clerk, Mr Peter Kinnaird, assured them that their pay demand would be discussed by the council next week

Mr Bobby Pillay, chairman of the municipality's committee representing Indian workers, said that none of the 38 Indian workers had taken part in the strike

Mr Kinnaird told the Mercury that the black labourers had been assured that they would not lose their jobs or be victimised for staging the protest.

Indians get 30 pc rebate

31/8/83
Municipal Reporter

WESTVILLE Town Council last night voted to give Indian residents a 30 percent rebate on rates because the Group Areas Act has inflated the value of their properties

The decision, carried by five votes to three, was strongly opposed by the chairman of the finance committee, Mr D Cockhead who said it was unfair to burden the white ratepayers with the R54 500, which the rebate amounted to

He disagreed with the borough valuer's report that the value of the 260 Indian sites was 60 percent higher than a similar cross-section of sites in the white area. There was just as great a shortage of white land as Indian land in Westville.

Mr T J Browne felt the Group Areas Act had aggravated the shortage of land available to Indians and had greatly inflated the price of their land.

Mr C T Bhoola, chairman of the Local Affairs Committee said the decision marked the end of an eight-year battle to get a rebate.

The chairman of the finance committee announced a 7 percent rates increase last night. The local government financial year end had been changed from July 31 to June 30, had it run a full 12 months the increase would have been 15 percent.

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1. Preface
2. Introduction
3. Guide to
4. Subject
5. Key-word
6. Catalogue

Dispute over board sackings

Mercury Reporter

THREE employees of the Tongaat Town Board — South Africa's only racially-mixed local authority — who were summarily dismissed have claimed that they were not given any reasons for the action

The board's refuse collectors — Mr M M Mpungose and Mr W T Mkhize — and a truck driver, Mr Coomarsamy Govender, have sought the help of the Legal Resources Centre in a bid to get back their jobs

Mr Satchie Govender, a spokesman for the LRC, confirmed yesterday that an application was being made to the Industrial Court for an order for an interim reinstatement of the workers

He said in terms of nat-

ural justice the workers should have been given reasons for their dismissal, informed of the charge against them and given an opportunity to answer or rebut the allegation

'But none of these steps appears to have been taken by the board before terminating their service,' he said, adding that it was unfair labour practice to dismiss a worker without giving any reason

In terms of a regulation relating to staff matters, the board is empowered to dismiss summarily a worker in the case of 'grave misconduct'

But there was no justification for the immediate dismissal of the three workers because the actions of none of them could be construed as

'grave misconduct'

He said the workers simply refused to work after their crew had been reduced, resulting in the increase in workload. The township was developing rapidly and the area they covered also had increased

They had requested merely to meet the Town Clerk to put forward their grievances, instead of channelling them through the supervisor, Mr Ganas Naidoo

Mr V V Parkhouse, the Town Clerk, yesterday confirmed the dismissals but denied the board had been unfair or harsh

'We have a staff of 400. If we went about dismissing staff unfairly we would have had a poor employment record,' he said

Council

152 (264)
strikers

charged

Mercury
with

172 16/9/83
trespass

Mercury Reporter

SEVERAL of the more than 100 striking Umhlanga municipal workers who were dismissed yesterday after ignoring an ultimatum to return to work, were later arrested by police and charged with trespass

This was confirmed yesterday by Capt Piet Meiring, a police spokesman in Durban

The strikers are expected to appear in the Verulam Magistrate's Court today

Capt Meiring could not say how many men had been arrested

Umhlanga's Town Clerk, Mr Brian Watson, told the Mercury yesterday that the police action came after the dismissed workers refused to leave the premises. They had also refused to collect their pay

He said more than 100 workers were dismissed after downing tools yesterday morning. They were protesting against the municipality's rejection of their latest demand for an increase in pay

'They demanded a 17 percent pay hike over and above the 11 percent rise they received in July,' he said. This was in addition to other benefits they received, including long-service pay, free accommodation, holiday bonus and three weeks' paid leave

Grievances

Mr Magwaza Maphalala, organiser of the National Municipal Workers' Union of South Africa, deplored the council's action, saying the workers had a legitimate grievance

I can only describe the wages paid to the workers as below the poverty datum line. The cost of living has increased. They are now earning between R38 and R45 a week, and they asked for the minimum to be increased to R55 a week'

He said the municipality refused to meet the union to discuss the workers' grievances and it had also barred union officials from talking to workers during the work stoppage yesterday

The council has refused to recognise the union until it registers, although it has accepted 'the principle of collective bargaining'. It has said it would consider negotiating only with a union registered in terms of the Labour Relations Act

No refuse problem in strike-hit town

Mercury Reporter

REFUSE disposal at Umhlanga, where municipal workers have been sacked after downing tools, should not become a problem, says Town Clerk Brian Watson

Two collections of refuse had been missed because of a decision by a number of workers to down tools after a rejection of their latest demand for an increase in pay

Mr Watson said 'We have two temporary units

working at present to help ease the situation'

He said he had received a lot of co-operation from the hotel managers and the supervisors of blocks of flats in the area

'One hotel manager contacted us and said that they would see to their own removal of refuse,' he said

He had received no complaints from residents and said that extra refuse bags had been delivered to homes in Umhlanga

~~17/9/83~~
264
Mercury
17/9/83

Workers given the option of paying fines

Mercury Reporter

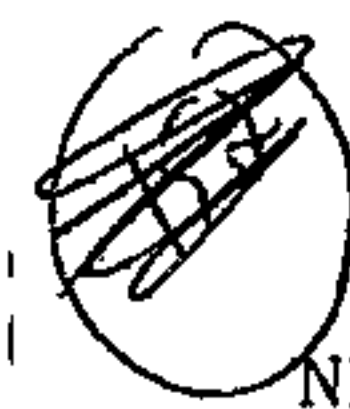
NINETY-TWO Umhlanga municipal workers who were dismissed and later arrested by police and charged with trespass were yesterday given an option to pay R20 admission-of-guilt fines or appear in Court

Mr A Scheppel, chief prosecutor at the Verulam Magistrate's Court said the workers had all been warned to pay the fines by October 7, failing which they would have to appear in court

The workers, who had gone on strike over pay, were dismissed by the municipality on Thursday after they had ignored an ultimatum to return to work

The were later arrested by the police for refusing to leave the premises. They also refused to collect their pay

At the time of their dismissal, the workers had been demanding a 17-per cent pay hike over and above the 11 percent they received in July



264

Mercury
17/9/83

Sacked workers will go to court

~~26~~ ~~26~~
26th Mercury
20/9/83

Mercury Reporter

DISMISSED Umhlanga municipal workers, charged with trespassing, decided at a meeting yesterday not to pay R20 admission-of-guilt fines but to appear in Verulam Magistrate's Court

Mr Mandla Cele, a spokesman for the workers, said they also had decided not to go to the Chief Commissioner at Verulam to collect their pay as instructed by the Town Clerk of Umhlanga, Mr Brian Watson

'As far as we are concerned we are still registered employees of the municipality and as such we have a right to be on the property,' he said, adding that they were still prepared to return to their jobs on condition that their original demand for an increase in pay and recognition of their union was met

Collection

They asked for their minimum pay of R42 a week be increased to R55 a week

Mr Watson told the Mercury yesterday 'It is their prerogative to decide whether to collect their discharge pay, pay the admission-of-guilt fines or appear in court'

Asked how the town coped with its refuse removal service, Mr Watson said a skeleton crew had taken over the collection of household refuse and a private contractor had been engaged to collect bulk refuse

Ninety-two of the 120 workers were charged with trespass after refusing to leave the Council's premises following a strike over pay last week. They were given an option to pay R20 admission-of-guilt fines by October 7 or appear in court

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27/9/83

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Mercury

strikers

Mercury Reporter

WHILE the sacked black municipal workers at Umhlanga prepare legal action against the Umhlanga Town Council for allegedly dismissing them unfairly, a new, predominantly Indian workforce was recruited to take over essential services in the area.

Town Clerk Brian Watson yesterday confirmed that 25 workers, mainly Indians, were employed to do refuse removal and street sweeping after the council's black labourers were dismissed last week following a work stoppage over pay.

He said they had been given the same rate of pay as the dismissed workers.

Yesterday morning gangs of Indian men in orange-coloured overalls were sweeping streets and removing refuse, jobs which until last week had been the preserve of the municipality's black labour force.

A Phoenix father-of-two said he had joined the municipality last Thursday after being offered a wage of R210 a month. He said he signed a three-month contract with the municipality.

Mr Magwaza Maphalala, a spokesman for the National Municipal Workers' Union, said yesterday that a Durban attorney had been engaged to institute legal proceedings against the municipality for 'unfair dismissal' of the 120 black workers.

He said the sacked workers also steadfastly refused to go to the Chief Commissioner at Verulam to collect their discharge pay as instructed by the Town Clerk.

26/10/83 (264)
Mercury
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Queensburgh
raises pay for 240

Mercury Reporter

MORE than 240 Queensburgh municipal workers of all race groups had been granted a 12 percent across-the-board increase in salary, it was announced yesterday

The Town Clerk, Mr Peter Kinnaird, said the council had decided earlier in the year to grant no increases in salary at all this year, in keeping with a Government plea to combat inflation and because of the recession

But more than 200 black workers went on strike briefly in August, demanding a 15 percent wage rise. They marched

through the town centre and assembled in front of the Queensburgh Civic Centre, where they insisted on a meeting with the full council

Mr Kinnaird and the Mayor, Mr Tim Dyer, met the workers and assured them that their grievances would be discussed

In the light of this the council had taken a fresh look at the budget, and had decided to grant the increases

Mr Kinnaird said yesterday that the blacks were satisfied with the increase, but had indicated that it would have to be adjusted again soon

Sacked workers' severance pay may be forfeited

Mercury Reporter

DISMISSED Umhlanga municipal workers, who have refused to collect their severance pay from the Chief Commissioner at Verulam, are likely to lose their money through forfeiture, according to a spokesman for the Umhlanga Town Council

Mr J W McIntosh, deputy Town Clerk of Umhlanga, said the money had been handed to Mr Brian du Randt, the Chief Commissioner, for 'safekeeping'. It was up to the former employees to go to Verulam to collect their pay.

A total of 120 workers were dismissed in September after striking in support of their demands for more pay. They asked

for their minimum pay of R42 a week be increased to R55 a week.

After refusing to end their strike, they were sacked by the council.

Later, 92 of them were charged with trespassing on the council's property. In addition they were told to collect their severance pay from Mr du Randt.

Decision

Mr McIntosh said the matter was out of the hands of his council, and the chief commissioner would have to decide the fate of the funds if the pay was still unclaimed after a certain period.

'I assume it will be forfeited like all other unclaimed funds if it is still not collected after

the necessary steps have been taken,' he said.

Mr Magwaza Maphalala, a spokesman for the National Municipal Workers' Union, yesterday confirmed that the sacked workers had not collected their severance pay.

He said they were angry and wanted to know why they should go to Verulam to collect money owed to them by the Umhlanga Town Council.

They were also awaiting the outcome of their trial on November 25 in which they are being charged with trespass, before deciding whether to collect their money.

Mr du Randt declined to comment yesterday.

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Wearny 14/2/84
'Sacked

93

were

defiant'

Mercury Reporter

3 UMHLANGA S borough
7 engineer Mr James
1 McIntosh, told the
- Verulam Magistrate s
y Court yesterday how he
s sacked 93 of the munic-
2 pality s workers after
- they had defied an order
3 to return to work

This evidence was giv-
en at the trial of Mr
Mandla Cele, one of the
93 men who have pleaded
not guilty before Mr HJ
Hitchcock to charges of
trespass

The Court agreed that
the outcome of the charge
against Mr Cele would ap-
ply to all the other
accused

The State alleged that
the men had remained on
municipal property after
they had been sacked in
September last year

Mr McIntosh said the
men had demanded that
their weekly wage be
raised to R55 — in spite
of the municipality hiking
black-worker wages by 11
percent two months pre-
viously

He said he warned the
workers that it was not
possible to raise their
wages and insisted that
they get back to work
within an hour

When they refused he
told them they had been
sacked and should collect
their belongings and
leave the premises They
refused

He said he told the men
at 9 20 a m that they had
been sacked and that
their wages would be
ready at 12 p m All but a
few men refused to col-
lect their pay and were
arrested for trespass he
said

The hearing was post-
poned to February 22

**Five-minute
ultimatum then
93 held, Court told**

Mercury
23/2/84

Mercury Reporter

NINETY-THREE men, almost the entire black workforce of the Umhlanga municipality, were arrested soon after police had given them a five-minute ultimatum to vacate the municipality's premises following a dispute over pay, a Verulam magistrate heard yesterday

This was said by Mr Fred Mapamulu a borough induna, at the trial of Mr Mandla Cele, one of 93 men who have pleaded not guilty to charges of trespass before Mr H J Hitchcock

The outcome of the trial will affect all 93 men who face similar charges

It is alleged that the men had defied an order to return to work, and were arrested for remaining on municipal property after they had been sacked in September last year

Mr John Bannerman, Umhlanga's chief protection officer, told the Court that he had instructed the men to take their pay or action would be taken. He later summoned the police and the men were arrested

Mr Bannerman denied that the arrests had been made while the workers were leaving the premises

He said when he had instructed the men to leave they picked up sticks and stones, and one of them had hurled a stone which landed near the feet of a colleague

Mr Mapamulu said he was unaware of anybody having sticks or of stones being thrown

He said Mr Bannerman had instructed the men to take their pay and leave failing which they would be charged with trespass

The police arrived and gave the workers five minutes to leave, and while they were doing so they were arrested, Mr Mapamulu said

Cross-examined by Mr Kesi Naidu, for the defence, Umhlanga's borough engineer, Mr James MacIntosh, admitted that a dismissal of the workers meant a forfeiture of all benefits

Argument will be heard tomorrow

SAD E men

Angry taxi drivers to meet Durban officials

Mean
24/2/84
WF

Mercury Reporter

IRATE Durban taxi operators will meet Durban City Council officials on Monday to thrash out grievances, including the annual R10 special licence which operators have to obtain to drive in the city

Mr Ramcharitar Panday, a spokesman for the Natal Taxi Owners' Association, said the charge of R10 for the licence was outrageous

'Durban is the only local authority with such a requirement, and which earns the city at least R30 000 every year from about 3 000 taxi drivers,' he said, adding that questions about Durban and its streets have to be answered before a licence is issued

The licence is renewable yearly and can be cancelled or suspended by the Chief Constable at any time

Mr Panday said taxi operators under all local authorities had to pay a

yearly trading licence fee Durban charged R35 for a trading licence and a further R132 for a rank stand

'I don't see the need for a further licence because taxi drivers already possess public service licences

'However, if it is necessary then bus drivers and others who have public service licences should also obtain such a licence,' Mr Panday said

Mr K Maharaj, a taxi driver, said taxi operators from surrounding local authorities were allowed to operate in Durban without such a licence

'If there is a need for such a licence then there should be uniformity in all municipalities,' he said

Mr Panday said the question of pirate taxis and harassment from traffic police would also be discussed

'Operators also have to contend with pirate taxis, which it appears, the police have failed to get off the roads,' said Mr Panday

Mercury 17/4/84 (264)

Water cost up in Westville

Mercury Reporter

THE cost of water to Westville residents is to be increased by 7 c to a new high of 82 c a kilolitre from July 1 — a jump of 204 per cent in little more than a year

According to a town council statement, the hike was necessary because the bulk price of water was increased to 61,8 c a kilolitre from the beginning of the month.

Local distribution costs had also become excessive because of the low

demand for water

A municipal spokesman said that the phenomenon of 'the lower the volume of sales the higher the unit cost' had a direct effect on the price at which the Umgeni Water Board could sell water to consumers in the region

Assurance

'Westville thus finds itself in a vicious circle situation where the price of water is high because of reduced consumption coupled with the fact that the higher the price, the less the demand which will result in lower sales,'

he said

Although the council had no control over the cost of water fixed by the board, the position would be monitored and the council had given an assurance that if sales proved greater than expected and it became possible to reduce the tariff, this would be done

Before the drought Westville sold water at 27 c a kilolitre. The July price hike would represent a 55 c increase in just over a year

As from the beginning of this month water cost 61,8 c a kilolitre



Mrs Collins and her children, Emlyn and Tamlyn, 'besieged' in their Ogle Road flat yesterday.
Picture by PHILIP LITTLETON

You're an illegal tenant, mum told

Mercury 22/6/84

264 ~~265~~

Mercury Reporter
A DURBAN woman, locked overnight in her flat with three young children by Department of Community Development officials, was released yesterday and then locked in again, before being finally released in the afternoon.

Mrs Bernadette Collins, 24, of Ogle Road, Wentworth, said yesterday her door had had to be smashed open because officials, who had locked the door on her, her two children and a niece on Wednesday, had since lost the keys.

But officials of the department explained that the lock had jammed because it had been tampered with.

As soon as she had been released the door was repaired and she was locked in again by an official who drove away.

She was finally released at 1 p.m. and taken to see senior officials of the department where she was given until

the end of the month to vacate the flat.

Two department officials had locked Mrs Collins and the children inside her flat on Wednesday afternoon after she had told them she would not leave.

Her brother, Mr Michael Hulley, a university student was locked outside because he had been away writing mid-year examinations.

The family had had to get food supplies from a bag hoisted to their third-floor home by a rope attached to an open window.

Mrs Collins, daughter of a deputy school principal, Mr Archie Hulley, said two white men from the Department of Community Development, had gone to her flat and told her to leave.

They told her she was an illegal tenant and they had been instructed to lock the flat because she had failed to leave by the date specified in a notice which had been served on her.

'I told the men that I had been living in the flat for two years and that it was given to me by the daughter of a Coloured Local Affairs Committee member.

'They refused to listen and insisted that I hand over the key to the flat,' she said.

Department officials yesterday entered the flat through a window by climbing a ladder and breaking down the door.

An official again asked Mrs Collins to leave so that he could lock the flat but she refused. He then changed the lock and locked her in again and left.

Nowhere to go :

Mr W J Henning, regional representative of the Department of Community Development, had heard nothing about the incident on Wednesday night and felt then that none of his staff would act in such a manner.

Yesterday, he confirmed that Mrs Collins and the three children

had been locked in.

'There was a misunderstanding and I will not condone such action,' he said, adding that he had been told by the officials responsible that Mrs Collins had wanted to be locked in the flat as she had nowhere else to go.

Mr Henning said that after being locked in she had been offered the keys but had preferred not to take them.

Mr Morris Fynn, Natal leader of the People's Congress Party, said it was the first time he had heard of people being locked in their flat or their home.

Natal leader of the Progressive Federal Party Mr Ray Swart commented. 'It is an extraordinarily high-handed story which shows complete contempt for the rights of individuals.'

'It also has legal implications because you simply cannot deprive people of their freedom of movement in this way. It needs to be investigated further,' he said.

Durban Council won't back down on lifesaver

By PRAVEEN NAIDOO

A COLOURED lifesaver's appointment as supervisor of a whites-only swimming pool has led to threats to have him "physically removed" if he is not replaced by a white supervisor.

But municipal officials are adamant that the supervisor got the job at Durban's Brighton Beach on merit and will not consider replacing him because of opposition from conservative residents.

And the man at the centre of the race row, Mr Ismail Vayez, this week refused to be photographed or to discuss the issue.

Obviously nervous because of the controversy surrounding his appointment, Mr Vayez was reluctant to talk to the Sunday Times.

"I am a qualified lifesaver with 12 years' experience and I am just

doing my job. The colour of the skin of the person I may be saving doesn't matter to me at all.

"I would not have applied for this job if it was not offered on an equal opportunity basis."

Mr Vahez, 27, who heads a staff of six workers of all races, is fully qualified in lifesaving, first aid and pool maintenance.

He is in charge of padding pools, a tidal pool and also watches over the beach along the Bluff.

Signs

Large signs near the pools and on the beach clearly proclaim them for the use of whites only.

Dressed in shorts, a T-shirt and track-suit top as he kept vigil on the pools from an office through a huge one-way glass window, the well-built Mr Vayez jovially refused to answer questions put to him, laughing off all attempts to get him to talk about his now

awkward position.

Moves to get Mr Vayez replaced were begun by the Bluff Ratepayers' Association which has 11 Conservative Party members on its executive committee of 12.

The chairman of the association, Mr Pat Mohr, who is also the Natal vice-chairman of the CP, also initially refused to be interviewed but later said "This is a white suburb and we don't feel that a coloured should have been appointed here."

National Party city councillor Mr Gys Muller, who has claimed to believe in equal opportunity employment, this week sent a letter to the council's Management Committee objecting to Mr Vayez' appointment.

Mr Muller told the Sunday Times he had received complaints about Mr Vayez' presence at the pool from residents and holiday-makers.

He said he sent his objection to the council's

management committee as the suburb was "an absolutely white area."

He said Mr Vayez was not to be blamed for his predicament.

"I have got nothing against the man's qualifications. I spoke to him myself and I liked him."

"But this is a declared white area and the city council is creating friction between the races."

"I have had telephone calls from people telling me that if the city council does not take the man away they will physically remove him," said Mr Muller.

Will

"It is not my will to have the lifesaver removed, it is the will of the people."

Asked if he would prevent Mr Vahez saving a white person from drowning should the situation arise, Mr Muller replied that he was "not a hypothetical person."

Despite his objection to Mr Vahez' appointment, Mr Muller maintained he believed in the principles of equal opportunity.

"But we have many complexities here and I would be the last person to do anything which would create friction."

However, municipal officials have pointed out that lifesavers and municipal employees

are exempted from the by-law which prevents blacks from swimming in a declared white area.

The deputy director of the municipality's department of parks and beaches, Mr Martin Edwards, said Mr Vahez's was appointed on merit.

"The council is an equal opportunity employer and we make all our appointments on merit," said Mr Edwards.

"Under no circumstance will we consider changing Mr Vahez's appointment because of opposition," said Mr Edwards.

The parks and beaches recreation manager, Mr Ian McNorton, said Mr Vahez was appointed as a supervisor on a relief basis at several pools.

"He will be moved from pool to pool but I hope that people do not construe this the wrong way," said Mr McNorton.

The vice chairman of Manco, Mr Don Smith, said the committee had discussed Mr Muller's objection and would be meeting with him soon.

Mr Smith confirmed that it was unlikely that Mr Vahez's appointment would be reconsidered in the light of conservative objections.

"The Durban City Council is an equal opportunity employer and Mr Vahez was the best man for the job," he said.

Printed by the proprietors, South African Associated Newspapers Limited at 171 Main Street, Johannesburg and 77 Burg Street, Cape Town and for them by Eastern Province Newspapers Limited, 19 Baakens Street, Port Elizabeth and Robinson and Company (Pty) Limited, 12 Devonshire Place, Durban, and published by Allied Publishing Limited, 32 Wepener Street, Booyens, Johannesburg

ROM 18/7/84 (264)

Sacking of staff disrupts borough

DURBAN — Queens-
burgh's municipal ser-
vices have been disrupt-
ed after the council fired
a large number of its
workers who struck yes-
terday over wage in-
creases

The Town Clerk, Mr A P
Kinnaird, said this morn-
ing that all the borough's
services had been severe-
ly affected and would re-
main so until replace-
ments were hired

He said the council had dis-
missed 114 workers. A
number of workers had
run away yesterday be-
cause of intimidation by
strikers. These men were
not considered dismissed

— Sapa.

Monday 14/7/84

We won't take back the strikers, pledge

Labour Reporter

264

SACKED Queensburgh municipal workers have decided to return to their jobs today — but they are in for a shock, according to the Town Clerk, Mr A P Kinnaird.

'We will not take them. They will first have to register with the Port Natal Administration Board, as normal work-seekers do, and if the board sends them to us we will consider re-employing them,' he said.

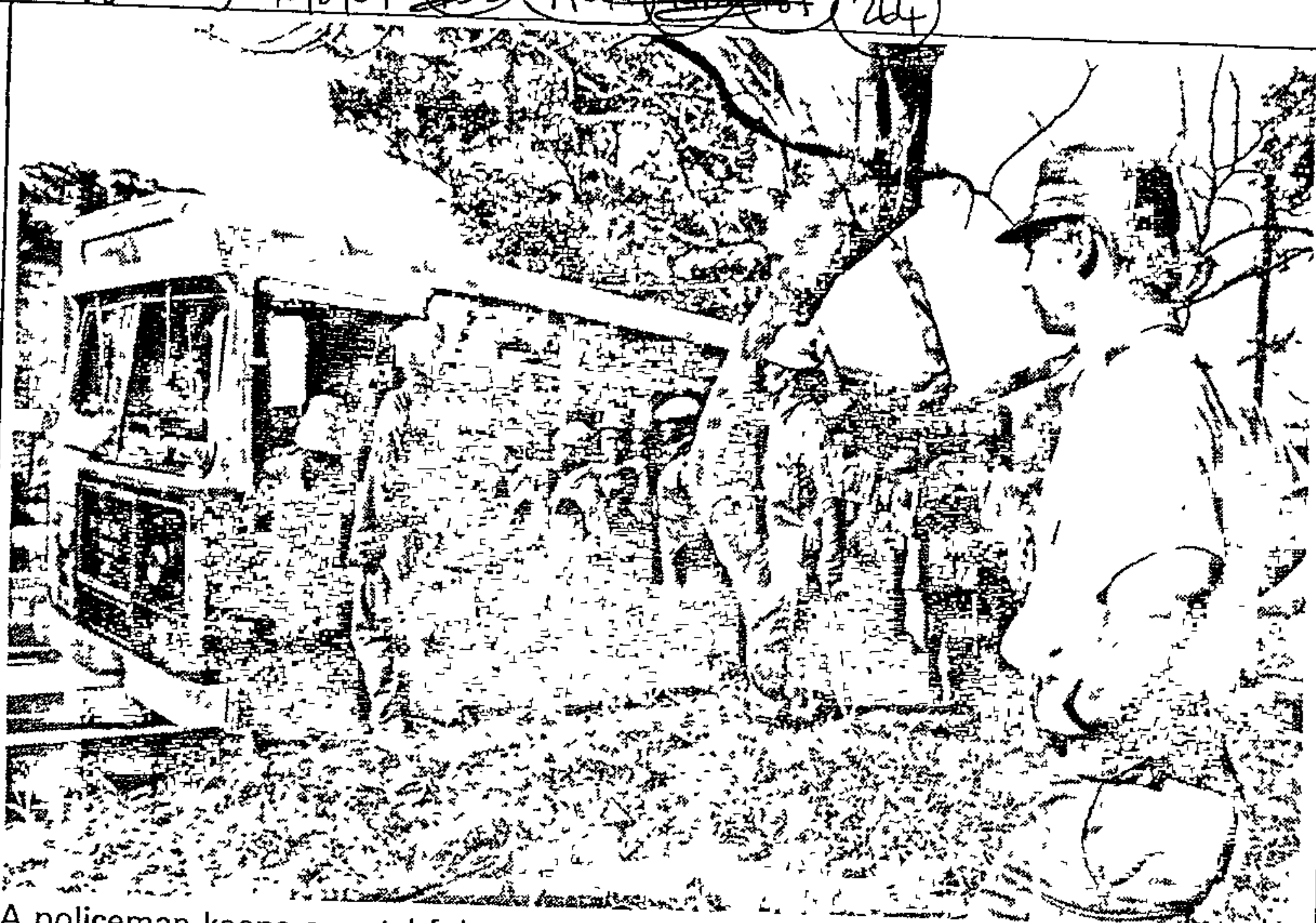
The workers were fired after an illegal strike over pay this week, but up to yesterday none of them had collected their pay, according to Mr Kinnaird.

He said they had been given an opportunity to return to their jobs by 10 a m on Tuesday, but they refused to do so.

Of the 110 posts which became vacant as a result of their dismissal, more than half had already been filled.

Meanwhile, refuse removal and other municipal services continued with minimum amount of disruption yesterday.

Memo 16/8/84 264



A policeman keeps a watchful eye as striking Durban Corporation workers board a bus after their protest march along North Coast Road was stopped by police yesterday morning

Strikes hit council, two Durban companies

Labour Reporter

TWO major Durban companies were hit by work stoppages yesterday which seriously affected production and resulted in the shutdown of one of the factories

About 150 striking Durban Corporation workers, some carrying sticks, were stopped by police while marching along North Coast Road yesterday morning

The workers, from the Electricity Department's northern depot, had been on their way to the department's head office in Alice Street to put forward demands for more pay, when they were stopped by police

Production ground to a halt at the Umbilo factory of Hart Limited when hundreds of workers downed tools in support of a demand for more pay and the Dunlop Tyre Company factory in Durban was forced to shut down when its workers went on strike

Dissatisfied

Hart Limited's managing director, Mr E W Parret, yesterday confirmed there was a strike, but declined to comment.

A spokesman for Dunlop last night said 'Certain of the shop stewards are not working to the terms of the recognition agreement the company has with the Metal and

Allied Workers' Union As a result the workers are dissatisfied with the union and have asked to talk to the management directly

'The management had no option but to close the factory which will reopen today for normal shift operations Discussions with the union are presently taking place,' he added

Durban Corporation's electrical workers whose march was stopped were later transported in two Corporation buses to the department's offices where they put their grievances to the management.

Some of the workers

claimed they were paid R48 a week, which they described, as 'starvation wages' They were demanding a minimum wage of R95 a week

Workers from the department's three other depots in Durban also downed tools yesterday

Ultimatum

Although workers from two of the depots returned to work almost immediately, others from the northern and southwestern depots had not and they had been given an ultimatum to do so by this morning or face dismissal, he said

Services had not been seriously affected

Milner 25/9/84 (264)

Wage discussions held

Labour Reporter

BLACK workers at the Bridgevale branch of the Parks Recreation and Beaches Department in Durban North, met yesterday to formulate their demands for more pay

But, Mr Errol Scarr, director of the department, said the meeting was one of a series presently being held by the African Workers' Advisory Com-

mittee, informing Durban City Council workers of proposed wage increases to come into effect from January next year

He said the committee was meeting workers to gauge reaction to offers made by the Council and the committee would report back to the Management Committee this week

He said he could not divulge further information

about the pay rise because it was not yet finalised

A spokesman for the workers at the Bridgevale branch said they wanted the minimum starting wage to be increased from R61 per week to R80 per week and a general increase for all workers

It is not clear what percentage increase they requested

W. R. M. M. M.

264

Louis Rive launches Natal/KwaZulu Planning Council

Main goal is a better life for black people

African Affairs Correspondent

THE chairman of the new Natal/KwaZulu Planning Council, Mr Louis Rive, says he has been struck by the haphazard development and complete lack of co-ordination in planning in Natal and KwaZulu.

Speaking in Durban yesterday at a meeting to launch the council, Mr Rive said he had also observed a lack of community development in planning and the demotivating effect of uncertainty about permanency and ownership.

He said the main goal of the council would be to enhance the quality of life of black people in Natal and KwaZulu.

Mr Rive said permanency, home ownership and black economic activity required atten-

tion. 'Paper' progress in these areas would be futile and could lead to even more acute forms of frustration unless attitudes were changed, there was deregulation on a major scale, there was ample devolution of power and unnecessary red tape was eliminated.

Mr Rive said three areas had been identified as first priorities: Greater Inanda (including Inanda, KwaMashu and Ntuzuma), Greater Umlazi and Edendale.

He said in-depth studies would be launched in the spheres of city and spatial planning, transport and roads, water reticulation and sewerage, electricity and telecommunications, housing, commercial and industrial development, and agricultural and rural devel-

opment. Mr Rive said the people would have to be helped to help themselves and there had to be full black involvement.

He said it was essential that the black man should acquire his rightful share in the economy and it was 'suicidal' to perpetuate indefinitely a system of economic bondage.

It was important that blacks should become employers, not only employees.

In addition, money spent on capital works in black communities should, as far as possible, flow into the pockets of blacks.

Abandoned

He said 13 departments of the central Government and of the KwaZulu Government would be represented on the council.

together with representatives of at least 20 other agencies and bodies, including the Natal Provincial Administration, the Durban and Pietermaritzburg city councils and the Natalia Development Board.

Speaking at the meeting to launch the council, the Chief Minister of KwaZulu, Chief Gatsha Buthelezi, welcomed the announcement this week by President Botha that blacks should be accepted as permanent residents in the Western Cape.

Chief Buthelezi said the Government had abandoned attempts to make white areas whiter.

He said the establishment of the Natal/KwaZulu Planning Council was a very positive step.

No planning body could successfully plan for the

future if it accepted the need to work toward a blueprint which tried to unscramble the Natal multi-racial egg.

Chief Buthelezi said that, more than in any other place in the country, the ineradicable interdependence of black and white had to be accepted in Natal.

Spotlight on Metrocom plans for greater Durban

One body would cut costs by R5 m

Mercury 18/10/84 264

Fire service standards considered inadequate

Municipal Reporter

EXISTING fire services in the Durban metropolitan area are inadequate and do not meet the minimum standards defined in the Metrocom report, it has been found

Nearly R11 million more than is currently being spent annually is needed to upgrade the fire services

'This represents an increase of about 400 percent over existing net expenditures, reflecting the inadequacies of the existing service in relation to the defined minimum standard,' the report said

If the fire services were not upgraded, the cost of regionalising these services would decrease to R1 400 000. But this would not have a significant effect on the total cost of regionalisation

'Concern has been expressed by a number of authorities that the minimum standards established for the fire services are extremely high. The cost of upgrading the existing services indicate that the standards are high compared to the current standards,' the report said

It said the benefits of regionalisation were more pronounced for such services that needed significant upgrading

'For instance, if fire services were to be upgraded to the standards specified, annual operating costs for a regionalised service would be R3 100 000 less than it would cost if the services were not regionalised

'This suggests that, in future, as other regional services are improved, further savings may be realised from regionalisation,' the report said

Municipal Reporter

SAVINGS of more than R5 000 000 could be achieved if services were controlled by one authority in the Durban metropolitan area instead of by the current 43, a report released last night said

The regional body would be the proposed Regional Services Council (RSC) which is to be established in terms of the new constitution

The report by consultants, Pim Goldby Management Services, was commissioned by the Durban Metropolitan Consultative Committee (Metrocom) last year. It analysed costs and implications of regionalising certain services

Services provided by local authorities in the area bounded by Umhlanga, Lower Illovo and Hillcrest, currently cost more than R146 million

If the separate authorities continued to provide services at minimum standards, costs would increase by nearly R13 million, or 9 percent annually, to R159 million

If the same minimum standard of services were provided by a single regional authority, R5 000 000 or 3.3 percent of the costs could be saved, the report said

Townships

It proposed that R46 million of the net cost of services, currently R146 million, be transferred to the RSC

The 15 services under consideration are water, electricity, cemeteries, fire, public transport, roads, loans, solid waste disposal, cultural and recreational facilities, health, sewage purification, valuations, planning, civil defence and computers

The Durban metropolitan area includes the municipalities of Durban, Amanzimtoti, Pinetown, Westville, New Germany, Queensburgh, Umhlanga, Hillcrest, Isipingo,

Services best provided by authorities

Municipal Reporter

THE regionalisation of most services in the greater Durban area could best be done by appointing the individual authorities currently providing the services as agents of the regional body, the Metrocom report recommended

This would avoid the creation of a massive and costly administrative body for the region

The proposed Regional Service Council (RSC) would contract agents to provide services on its behalf with the ownership of assets remaining with the agents

Authorities currently involved in providing many of the services would continue to do so, but the operating costs would be borne by the RSC, not the local authorities

This would be preferable to full regionalisation with all services consolidated under the RSC ownership, as it could be done in stages with a minimum of upheaval

Potential agents

It would also permit rapid implementation of the RSC and would achieve the full amount of potential savings

But agency agreements could result in existing inefficiencies in services continuing. Where a number of agents supplied one particular service — for instance there are nine potential agents for water services — there might be a duplication of administration costs

Full regionalisation, as opposed to agency agreements, would need a whole new administrative infrastructure for the region with its additional costs

The report is based on a fully-regionalised service only for the planning of the area, with all planning staff being directly employed by the RSC

Other services would be rendered by agents. For instance, Durban would act as the sole agent for the provision of electricity throughout the region

Public transport

Water would be provided by nine agents, including the three existing water service corporations of Amanzimtoti, North Coast and Pinetown

Durban, Amanzimtoti and Pinetown would act as agents for the provision of public transport and each authority, as well as the Natal Provincial Administration, would continue to maintain the roads currently under its control.

Health services would be planned and co-ordinated throughout the metropolitan area by a number of medical officers of health, who would be directly employed by the RSC

Durban would act as the agent for specific regional health services

Durban, Amanzimtoti and Pinetown would act as agents providing fire protection services and Durban and KwaZulu would be the agents for cemeteries

Sewerage disposal agents would be Durban, Pinetown, Westville, Verulam and KwaZulu

cont ↓

Mercury
18/10/84

Kingsburgh, Kloof, Verulam and the areas of Canelands, Everton, Gillitts, Emberton, Lower Illovo, Mariannahill, Umbogintwini and Yellowwood Park

The townships of Waterfall, Crestholme, Riet Rivier, Buffels Draai, Ottawa, Duff's Road, Glen Aml and Shallcross are also included. They are currently controlled by development and services boards.

The Department of Co-operation and Development controls the townships of Clermont, Kwadabeka and Inanda. Lamontville, Klaarwater, Glebe and Chesterville are controlled by the Natalia Development Board. KwaZulu townships include Ntuzuma, Kwamashu, KwaNdengezi, Umlazi, Kwamakuta and Folweni.

7/12/84 (264)

Settlement over sacked worker

Labour Reporter

AN URGENT application to the Supreme Court, Durban, for an order against the Stanger Town Council to reinstate one of its sacked employees, was settled out of court yesterday.

In terms of the settlement, Mr Shaun Chetty would be reinstated to his post as protection officer in the Borough of Stanger, but would be suspended from duty pending the outcome of an appeal.

His lawyer, Mr Praveen Shami, told the Mercury that Mr Chetty was dismissed at the end of last month. Mr Chetty lodged an appeal against the dismissal, but his services were terminated in spite of the fact that the appeal had not been heard, Mr Shami said.

The council would have to pay the costs of the application and the staff

committee had been requested to furnish full details of its findings.

'We have reserved the right to challenge the constitution of the appeal board,' he said, adding that as the council had taken a decision to terminate Mr Chetty's services, it might be prejudicial for the same council to hear the appeal.

Mr Chetty had been employed by the council since January, 1982, in the council's Protection Services Department, which handles traffic control and fire-fighting duties.

Durban Advocate, Mr Zac Yacoob, instructed by Sham and Meer, was briefed to appear for Mr Chetty and Mr M.J.D. Wallis, instructed by Shepstone and Wylie, for the town council. The matter was to have been heard in the Motion Court yesterday morning.

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REGIONAL GOVERNMENT Natal is ready

Local authorities around Durban are less than ecstatic to learn they stand collectively to save a mere R5,3m a year by following government's advice to regionalise their services.

This is the salient feature of a report by consultants Pim Goldby on the financial implications of regionalisation for the 43 local authorities in the region.

Consultants found that by upgrading services to a minimum standard, local authorities' all-in costs would amount to R159m a year. If they pooled their resources and regionalised their services their costs would be around R154m.

On the other hand, it appears the main concern of local authorities is not how much money regionalisation could save, but rather how much the proposed fourth tier of government would cost. Says chairman of the Metropolitan Consultative Committee (Metrocom) Owen Jones "In this respect, at least, their fears have been allayed."

Now that local authorities have established that the direct cost of participating in a regional services council (RSC) will not be as high as they imagined, it is still not certain they will support the concept.

Durban already has its recalcitrants. Most say they will withhold their decision pending the outcome of the report, tabled this week. Authorities like Amanzimtoti, Kingsburgh and Queensburgh are openly against being part of a metropolitan region.

Jones concedes that, in itself, the report is not entirely persuasive. Yet he still expects a "positive response" at a report-back meeting next week. In his opinion, local authorities will be foolish to take the short view. Savings, once regionalisation is fully operable, could be significant.

"What we are seeing is the tip of the iceberg," he says. "What local authorities must do is project themselves 10 years ahead and see what the situation will be like without regionalisation. It's too ghastly to contemplate."

In the end local authorities will probably have little choice in the matter. Government has already drafted an RSC bill, now before a select committee, and seems set on regionalising services in the PWV, Cape Peninsula and Durban. The appointment of advisory Metropolitan Development Councils (MDC) for each area was announced a few weeks ago.

As it happens, the new development could put Metrocom on a collision course with central government. There is a feeling in Pretoria that Metrocom, a purely Natal initiative, is attempting to pre-empt its own remodelling of the lower levels of government.

When Metrocom asked government to pick up 50% of the cost of its financial study, Pretoria said it thought the survey

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was "a little premature." In the end Metrocom raised the R400 000 it needed by placing a surcharge on Durban's electricity accounts.

Now Jones is effectively saying Durban does not need an MDC. The only purpose it will serve, he says, is to duplicate the work done by Metrocom over the past eight years. Personally, he says, he will "strenuously resist another body coming in."

On the strength of the work done by Metrocom, Jones says he will push for the establishment of a RSC for Durban the moment the legislation is promulgated. "We are further ahead with this than anybody else in the country."

PUBLIC SECTOR

LOCAL AUTHORITIES - NATAL

1985

- Footnotes Tearoom, Restaurant and Catering Trade, Witwatersrand
1. Barman, Clerk (Clerical Employee), Storeman From July 1973 to March 1979, qualifying period 5 years; thereafter 4 years.
 2. Callier Qualifying period 1 year.
 3. Cook Qualifying period 3 years.
 4. Desp CJ Refers to despatch clerk. Also included in this category are cashiers, counterhands and order clerks. Until July 1973, qualifying period 1 year; from July 1973 to March 1979 5 years; thereafter 4 years.
 5. Drive < 500kg, Drive 500-2750kg, Drive > 2750kg Refers to motor vehicles the unladen mass of which, together with the unladen mass of any trailer(s) drawn by such vehicle does not exceed the specified limits.
 6. Emp NES Refers to employee not elsewhere specified.
 7. Griller Qualifying period 3 years.
 9. Hours of Work Managers and assistant managers are assumed to work 46 hours per week.
 10. Mngment Trainee Refers to management trainee. Qualifying period 2 years.
 11. Packer Refers to packer/wrapper. Qualifying period 1 year.
 12. Pedlar, Vendor From July 1973 single category pedlar/vendor. Qualifying period 1 year.
 13. Supervisor Refers to supervisor/floorwalker.
 14. Water Until July 1973, qualifying period 1 year; thereafter 3 years.
 15. Wine Steward Qualifying period 3 years.
 16. Labourer Refers to Labourer > 18 years old before 2/March 1979.

Parties Employer Organisation: Tearoom, Restaurant Proprietors' and Caterers' Association
 Trade Unions: Witwatersrand Tearoom, Restaurant and Catering Trade Employees' Union;
Area Magisterial Districts of Krugersdorp*, Randfontein*, Koster*, Rooderport, Westonaria*, Johannesburg, Alberton, Germiston, Boksburg*, Benoni, Brakpan*, Heidelberg* (TV1), Springs, Delmas, Kempton Park* and Randburg*.

TEAROOM, RESTAURANT AND CATERING TRADE, WITWATERSRAND

Chatsworth 'neglect' disappoints Dookie

Mercury Reporter

THE Minister of Local Government, Housing and Agriculture in the House of Delegates, Mr Baldeo Dookie, accompanied officials of the Durban City Council on an inspection tour of Merebank and Chatsworth yesterday to look at community facilities

Speaking at a luncheon after the tour, he said he was disappointed with the development of Chatsworth

'It is not up to expectations. More funds will have to be made avail-

able to improve community facilities in the area'

He said the neglect of the area could trigger off unrest and dissatisfaction among the community and could create ill-feeling between the community and the Durban City Council

'When one gets out of one's house and sees all the bush in the surrounding council-owned land, one will naturally get frustrated and build a hatred towards the City Council,' he said, adding that some of the council-owned land had been ly-

ing idle for more than 20 years

Mr Monty Limalia, chairman of the Southern Durban Indian Local Affairs Committee, who organised the tour, said a number of issues concerning the Indian community remained unresolved and needed the attention of the minister

'For years we have been asking the council to develop Treasure Beach for the residents of Merebank, but our pleas have fallen on deaf ears

'We also pointed out to the minister the vast

tracts of vacant land in parts of Chatsworth which could be developed to help ease the big housing shortage for the community

'We hope that Mr Dookie will intervene and speed up the development of these areas'

Mr R A Padayachee, vice-chairman of the LAC, pointed out what he described as an illegal bus depot at the plush Mobeni Heights suburb. He said council officials had previously promised to have the buses removed

25 percent increase for some shopworkers

Finance Editor

MINIMUM wage scales for shopworkers are to rise on average by 25 percent on December 1 from the previous scales laid down in November 1983, and a further 10 percent rise is due on December 1, 1986

This does not mean that all shopworkers will get the same rise, as their

present rate may be above the minimums laid down

Another change is that the wage determination does not apply to employers with less than five workers and does not apply for the first year of establishment of any employer. In the second year for these employers the determination minimums

may be cut by up to 10 percent

The determination provides for a slightly lower wage for general assistants in the first six months of their employ

Increases have been made in transport, subsistence, waterproof clothing, laundry and 'overtime' meal allowances, and the ceiling for over-

time has been lifted

Commenting on the changes, the Durban Metropolitan Chamber of Commerce said the changes seemed designed to give relief to small businessmen and to those opening new businesses during the initial stages when overheads and capital expenditure were high

Coloured LAC walks out in land sale row

24/10/85 Mercury Reporter MERCURY

THE deadlock between the Durban City Council and the city's coloured Local Affairs Committee over the sale of land in coloured areas by public auction has worsened with the LAC unanimously deciding to suspend its activities to show its 'sternest' disapproval

Mr Albie Stowman, chairman of the coloured LAC, said the committee's decision to prorogue itself, taken at a meeting on Tuesday night, was as a result of a deadlock with the council, which appeared to be 'hell-bent' on selling land by public auction rather than by private treaty — and thereby keeping prices 'artificially high'

Responding to the LAC's decision, Mr Don Smith, vice-chairman of the Management Committee, said the private treaty method advocated by the LAC amounted to saying 'Please give land to certain people at discount prices,' penalising ratepayers of all race groups, 'a large number of whom are very poor people'

Mr Stowman said the decision to prorogue was one of the 'sternest forms of no-confidence measures that could be passed by a local affairs committee, and members had decided they would prorogue again if the need arose

But in doing so, members did not wish to violate standing orders which rendered them liable to dismissal if they missed three consecutive meetings.

Highest return

'We felt that because of the shortage of land in coloured group areas, the prices realised through sales by public auction are artificially high and people outbid themselves in their efforts to get land,' he said

Mr Smith said the city council was obliged not to dispose of land at less than the market value — defined as what a willing buyer was prepared to pay

And by selling land at below the market value, there would be nothing to prevent buyers from reselling land at a handsome profit if there were no clauses restricting subsequent sale

The council had a duty to its ratepayers to achieve the highest return on property as any shortfall would be debited to ratepayers on a pro-rata basis

'The local affairs committee will simply not accept this, yet these are the rules the council has to operate under'

Mr Stowman said the LAC felt that final decisions on the sale of land in coloured areas were taken by whites, whereas coloureds had no say in matters affecting white ratepayers.

The committee also felt there was a need for housing projects for the upper-income group rather than the low-cost housing scheme earmarked for development in phase one of section four at Newlands East

Mr Smith said according to his information, the council's Health and Housing Committee had given the LAC the choice between the two, but there had been no response from the LAC.

Manco to look into plea for all-race council

Mercury Reporter

DURBAN'S Management Committee is to investigate the possibility of the City Council becoming a multiracial council

Yesterday Manco met the Southern Durban Local Affairs Committee which asked for full representation on all committees and for full voting rights

Manco chairman Mrs Sybil Hotz said Manco would discuss the matter soon

"These were preliminary discussions following representations from the LAC," she said.

"We can't do anything about it just yet. Laws will have to be changed which we at city council level cannot do and we must first fully consider the position before taking any decisions

"To strengthen their case I suggested they make representation to the House of Delegates who could make representations to the Minister of Constitutional Development and Planning"

But the LAC was dissat-

isfied with the outcome of the meeting

Mr R Panday of the LAC said the Manco decision to discuss the matter in the future was taken 'to appease us' The LAC wanted more concrete decisions, he said

He described discussions as heated

"We are part of the city council and expect Manco to support us"

The LAC would make representations to the House of Delegates about a change in legislation to permit a multiracial council, he said

Indian hopes of Umzinto takeover dashed by report

Mercury Reporter

HOPEs of an Indian takeover of the Umzinto North Town Board have been dashed following a consultant's report on the board's composition and the appointment of additional members

Control of the all-Indian town was passed to the Development and Services Board after the entire board was expelled from office by the Administrator about two years ago.

Last year three local residents, Mr Y Chowthee, Mr Ahomd Ally and Mr S Padayachee, were appointed by the Administrator to serve as members with the Development and Services Board

Mr H.L. Scheffer, the board's consultant, said having been advised by

Mr Frank Martin, MEC in charge of local government, that the present position of the town be left undisturbed — at least until early 1986 — there should be no increase in the numbers at this stage.

Mr Scheffer also suggested that a new plan be introduced to help build confidence of the public in the town board.

Discussions should be held with representatives of the Umzinto and Park Rynie Civic Associations to determine the aspects which, in the view of the associations, required attention to achieve better public relations and confidence

Among other recommendations in the seven-page report are that the town clerk and the town treasurer adopt a positive

attitude toward establishing a better business relationship and co-operation in their work and that the consultant monitor progress.

Steps should also be taken to finalise the introduction of new conditions of service and leave rules for all employees, having regard to the Basic Conditions of Employment Act of 1983.

Mr Scheffer said that when the Development and Services Board took over in 1983 it found, among other things, a dissatisfied staff because of poor conditions of service and inadequate salaries; a local authority with inexperienced staff, a town clerk's department without a proper filing system, obvious incompatibility between the tow

clerk and town treasurer; municipal buildings in need of maintenance; and extreme lack of confidence by the public in the local authority and in the town clerk.

Many of these things had been receiving attention, but not all were finalised.

Friday, June 21, 1985

LAC blocks multiracial hospital

Mercury Reporter campaign discrediting LACs during last year's tricameral parliamentary elections. We have carried out a survey and found that there are many private hospitals for Indians and coloureds in Durban. Mr Stowman, adding that instead of building another hospital the consortium should use its money to provide housing.

MOVES by a group of white, Indian and coloured doctors to build a R3 000 000 multiracial hospital in Sydenham have been blocked by the Durban Coloured Local Affairs Committee.

The consortium of Durban doctors bought a mansion on a 0,8 ha site in Sydenham for R400 000 with the intention of converting it, with additions, to an 80-bed hospital.

Mr Morris Fynn, a Wentworth member of the LAC, said "No way will the LAC allow another hospital to be built in Sydenham". He said that if private doctors wanted to build hospitals in coloured areas they should look at Wentworth, Mariannridge and Newlands East.

Dr Yacoob Rawat, chairman of the Durban West Hospital Committee, confirmed that he had received a letter from the council's Planning Committee rejecting the application to rezone the property.

An application for approval to rezone the property was lodged with the Durban City Council who referred the matter to the LAC.

LAC chairman, Mr Albie Stowman, said yesterday that the property, in Randles Road, was zoned special residential and should be used to provide badly needed housing for coloureds.

He denied that the LAC had objected to the siting of the hospital in the coloured area because doctors had supported a

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NM 21/6/85

LAC chairman will not quit post

Mercury Reporter NM 4/16/85

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NORTHERN Durban Local Affairs Committee chairman Krish Raidoo said yesterday he had decided not to quit his post until his term of office expired

He said he had written to the Durban Town Clerk Gordon Haygarth informing him of his decision and the reason for ignoring calls by five committee members for him to quit

The decision follows a five-member walk out of a

committee meeting when Mr Raidoo said he would not resign

The five members, led by Mr Abdulla Khan, claimed he flouted a resolution whereby the chairman and vice-chairman's posts would be vacated every six months

'According to the resolution the chairman and vice-chairman were to consider their positions and this is what I have done'

Mr Raidoo said he had the backing of five of the 11-member committee

LAC decides not to resign over rent hikes

Mercury Reporter

A MAJORITY of the Labour Party-controlled Durban Coloured Local Affairs Committee rejects a call by opposition member Mr Morris Fynn to resign if the Durban City Council refused to withdraw its recently implemented rent increases in council-owned flats and houses in coloured areas

Mr Fynn has tabled a motion for next week's LAC meeting calling for all members to quit if the rent increases were not withdrawn

However, Mr Albie Stowman, chairman of the LAC and Natal leader of the Labour Party, said it would be pointless resigning

'Most of us on the LAC have agreed not to quit over the rent issue because it would not help to solve the problem,' he said

Mr Fynn said last night that there was no justification in the rent increases because the rents of flats and houses belonging to the Department of Local Government and Housing in the House of Representatives had not gone up

'If they had we would understand,' said Mr Fynn, adding that the biggest part of the rent charged by the council went towards administration costs

Mr Fynn said that if

members refused to quit then it would prove that they were representing the council and not the people

'Five of us quit in 1975 because of a breakdown in talks with the council over more powers for the LAC,' he said

Mr Fynn said he would stay on as a LAC member if a majority of members decided not to quit

He said his supporters were responsible for his future on the LAC and that they would have to decide

LAC attempt to halt the sale of building sites

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NM 23/5/85

Mercury Reporter

THE North Durban Local Affairs Committee has called for a joint meeting with the Durban City Council's Management and Health and Housing committees in an attempt to stop the sale of council-owned land to private utility building companies.

LAC members claimed yesterday that houses built in Durban for Indians by some private companies were over-priced and were beyond the reach of the average man.

They claimed houses at Castle Hill, Newlands West, built by Bestconstructo on land obtained from the City Council, were sold for between R62 000 and R85 000

'The prices were ridiculous and we want the council to stop any further sale of land to utility companies without looking at the cost structure of their houses,' said LAC chairman, Mr Krish Raidoo.

He said there were more than 5 000 council-owned sites available for development by private companies

'We don't want them released until we are assured what each home will cost,' said Mr Raidoo, adding that people in the middle income group with monthly earnings of between R800 and R1 500 were badly in need of

houses.

He said the houses built by Bestconstructo were for people with earnings of between R2 000 and R4 000.

LAC member Mr A P Singh said Isipingo, Marburg and Pietermaritzburg municipalities had provided homes for Indians similar to those at Castle Hill for almost half the price

'The prices are between R30 000 and R45 000 and I think it will be wise to consult the town clerks of the three local authorities,' he said.

Another LAC member, Mr Ashwin Mohanlall, said the houses at Castle Hill were definitely 'over-priced'

Better or similar-type houses in white areas which had been built by private utility companies were cheaper, he said.

Mr Raidoo said that from experience in the building trade he was convinced private utility companies were making big profits because the average building cost of a 120 m² house — like those at Castle Hill — would be about R35 000.

A spokesman for Bestconstructo said that escalation compounded by other financial factors had forced the company to sell the houses at Castle Hill for between R62 000 and R85 000.

1985

Stanger LAC's ^{N.M. 8/5/85} 'quit' threat on ²⁶⁴ multirace issue

Mercury Reporter

STANGER'S nine-member Indian Local Affairs Committee has threatened to quit if the Government refuses by September this year to allow the town to become a multiracial municipality

LAC vice-chairman Dr Chota Bhorat said the nine white councillors and nine LAC members had agreed in March this year to negotiate for a mixed council

'We are hoping the town, which is predominantly Indian, will achieve multiracial status before September,' said Dr Bhorat, adding that Stanger's Indians and whites plan to go to the polls to elect nine white and nine Indian councillors in the September elections

He said a meeting had

been arranged with Mr Chris Heunis, Minister of Constitutional Development and Planning, Mr Baldeo Dookie, Minister of Local Government, Housing and Agriculture in the House of Delegates, and the white and Indian MPs for the area, Mr Yunus Moolla and Mr Brian Page

Dr Bhorat said he hoped the meeting would be held before the end of the present sitting of Parliament in order to set the ball rolling for the September elections

'Right direction'

'If our request for a mixed council is rejected, the entire LAC would quit,' he said, adding that the LAC and the white councillors had accepted that a mixed council was ideal for Stanger.

Mr Moolla (Solidarity

Stanger) said the decision by white councillors and LAC members of Stanger to call for a mixed council was a step in the right direction

The proposal would decrease racial polarisation in the town and would help foster a good relationship between all races. He said he would call on the Government to accept the proposals for a mixed council

NMA 18/11/85
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Control of town not to change this year

Mercury Reporter

CONTROL of the Natal South Coast town of Umzinto North is not expected to be passed back to Indians this year, says Mr Frank Martin, MEC for local government.

All nine members of the Umzinto North Town Board were stripped of their status and sacked by the former Administrator of Natal, Mr Stoffel Botha, in November 1983.

The Administrator appointed the Development and Services Board to act as a 'caretaker government' until certain problems with the administration and control of the town board had been sorted out.

Community leaders in the town said yesterday that their hopes of Indians regaining control had been raised when Mr Martin had announced this week that local authorities could go ahead with the holding of elections this year.

Mr Ismail Moolla, one of the sacked board members, said yesterday that the Administrator had said control of Umzinto North would revert to Indians 'as soon as practically possible'.

Mr Martin was also reported as saying it could take a 'year or two' before matters were corrected and control could revert to Indians.

More than two years have passed since the services board took control but it had not completed its task and ruled out the possibility of control reverting to Indians this year.

NM 11/4/85

(264)

Council, LAC in row over land for Indian homes

Mercury Reporter

A ROW has broken out between the Ladysmith Town Council and the Indian Local Affairs Committee over the expropriation of more than 60 ha of prime black-occupied land in the town for Indian housing and a R30 million university.

The area, known as Fouriespruit and owned by Medina Estates, is ideal for housing, but neither the council nor the LAC want anything to do with forcing blacks to move out.

Mr Peter Hurter, Town Clerk of Ladysmith, said 'No ways will the council expropriate the land for Indian housing or for the proposed R30 million university in the town without a go-ahead from the LAC.'

If the LAC made recommendations for the area, which is also known as Ntombi's Camp, to be set aside for Indian housing then the council would act, Mr Hurter said.

However, the LAC and the MP for the area, Mr Somaroo Pachai, are opposed to any forced removal of blacks.

'We will not support any decision to uproot the shack dwellers,' said Mr Pachai, adding that it was the work of the council because more land would have to be found for future Indian housing.

Mr Hurter said the council had offered the International Muslim Institute, Natal, land at Acaciavale Extension to site the university, but the LAC had objected.

'It is a university mainly for the Muslim community and the council felt it should be sited in an Indian area,' he said.

Mr Pachai said the council should approach the white farmer who had offered land for an Afrikaans university in the town to sell it to the Muslim Institute.

However, Mr Hurter said the farmer had agreed to donate the land to a private trust and the offer was conditional.

'The council had nothing to do with the offer, therefore it is up to the Muslim Institute to approach the farmer,' Mr Hurter said.

Commenting on reasons why Fouriespruit was not chosen for the multiracial university, Mr Pachai said the land was expensive.

'The council had offered 40 ha at Acaciavale Extension for R39 000 as against about R1 000 000 for land at Fouriespruit,' said Mr Pachai.

Mr Hurter said the future of the university was in the hands of the LAC and as soon as another area was identified the council would look at it.

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Pay increases offered to striking hospital staff

Labour Reporter

THE MEC in charge of Hospitals, Dr Fred Clarke, last night announced pay increases for 'non-classified' staff at provincial hospitals in Durban and appealed to striking hospital workers to return to their jobs immediately.

He told the Mercury after a meeting of Exco yesterday called to discuss the pay dispute by about 600 unqualified workers at King Edward VIII and Wentworth Hospitals, that Exco agreed to raise salaries by adopting the salary scales of the Department of Health.

Exco is very sympathetic to the workers' requests and has agreed to this increase with effect from February 1, and an earnest appeal is made to all hospital staff to return to their responsible duties immediately,' he said.

It could not be ascertained last night what the actual increase

would be, but Dr Clarke said it was 'more or less what they have been asking for'.

Problem

He said the increase would be a 'tremendous financial strain' to his department and would mean other departments having to make sacrifices.

He said the problem arose because some workers were earning higher salaries than others although they were in the same grading.

It was therefore decided to equate their salary scales to the scales of the Department of Health,' he said.

Spokesmen for the workers could not be reached for comment on last night's Exco announcement.

Meanwhile nurses and other paramedical staff at King Edward VIII Hospital helped carry out essential services for the second consecutive day yesterday as the strike by about 500 unqualified staff continued.

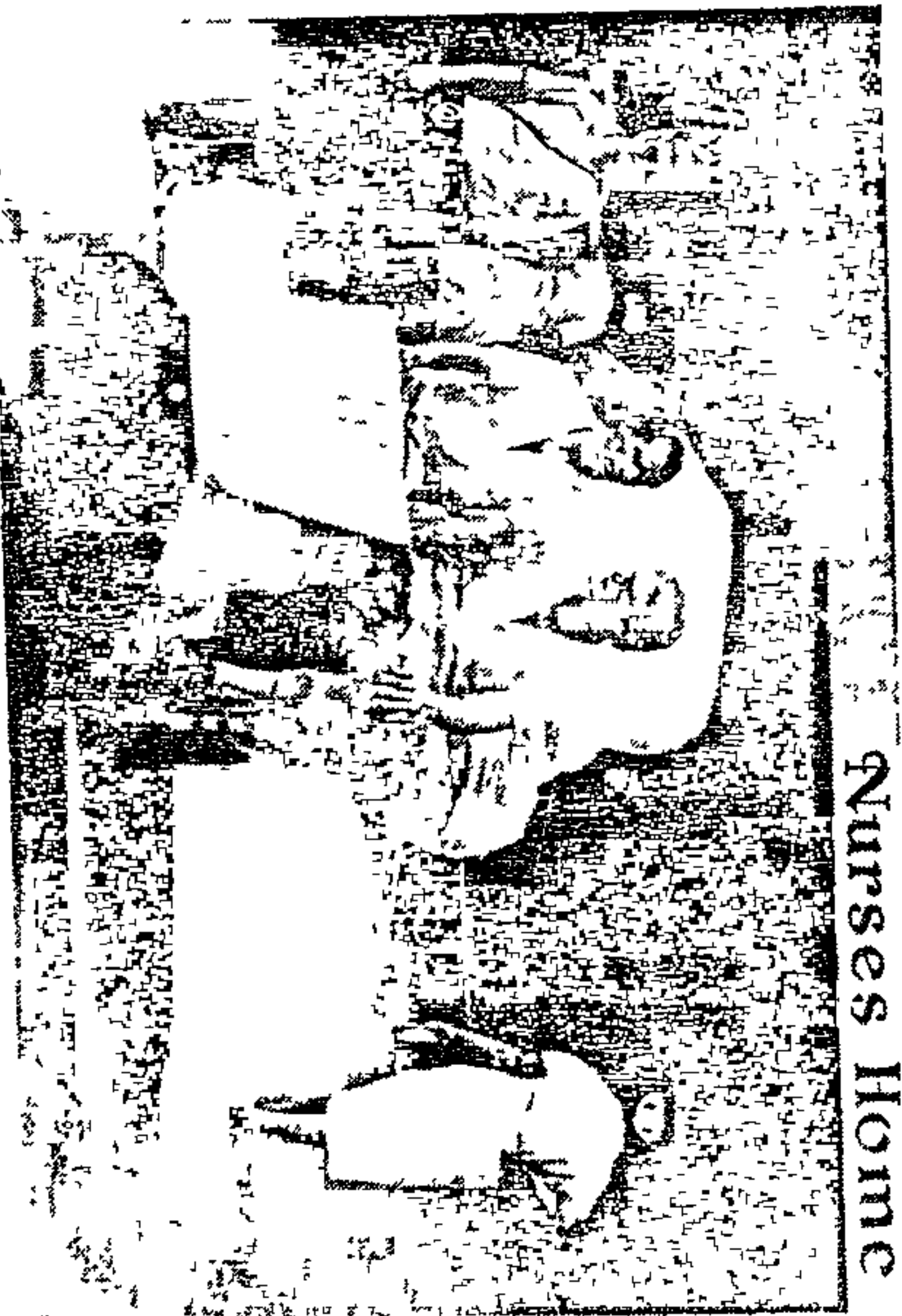
Dr Deliza Mji, president of the National Medical and Dental Association (Namda), expressed concern at the 'deterioration in the capacity of nurses to maintain their duties'.

'In addition to being faced with a shortage of nurses, the nursing staff had to take over some of the duties of the non-medical staff,' he said at a lunch-time meeting of striking workers at the Medical School.

Demand

He called for a speedy resolution of the dispute in the interest of the patients.

The entire 'non-classified' staff stopped work on Monday in support of their demand for a 100 percent increase in wages, after rejecting a 10 percent pay rise which came into effect from February 1. They were joined by about 100 unqualified workers at the Wentworth Hospital who also continued their work stoppage yesterday.




Nurses Home

They pointed out that their average wage was R130 a month and the increase granted by the Natal Provincial Administration represented a rise of R13 which they felt was 'a pittance'.

Dr Justin Morpofolous, chief medical superintendent at King Edward, told the Mercury late yesterday that 'a non-compromise situation' had developed and the strikers were still on the premises.

'There is now strong intimidation of those people still at work,' he said, adding that the disruption to the functioning of the hospital was 'minimal'.

Laundry managers at Durban's giant King Edward VIII Hospital had to help out with carting linen after the strike by about 500 workers continued into its second day yesterday.



Dr Justin Morfopoulos, chief medical superintendent, of Durban's King Edward VIII Hospital, speaks through a loud hailer to striking 'non classified' hospital workers yesterday shortly before they were arrested by police. With him are members of the hospital administration staff

Mercury

8/2/85

500 fired hospital workers charged with trespassing

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Labour Reporter

MORE than 500 striking King Edward VIII Hospital workers in Durban who were fired yesterday after ignoring a return-to-work ultimatum were removed from the hospital premises by police and charged with trespassing

They were taken to the Umbilo Police Station where they were charged and released after being given an option of paying a R20 admission of guilt fine for trespassing or appearing in the Durban Magistrate's Court between February 11 and February 14

Police in camouflage uniforms, armed with rubber truncheons and some with dogs, rounded up the strikers who were seated on the grass in front of the compound

They were led to a fleet of waiting police trucks that ferried them in about 10 trips to the nearby police

station

The strikers, who earn an average of R142 per month and are demanding an increase in pay, were in jovial mood, singing religious songs and the African anthem, *Nkosi Sikelela 'i Afrika*, as they got into the police vehicles

Most of them were still in their hospital uniforms, the women wearing pink overcoats and matching head scarves and the men dressed in khaki uniforms and brown overalls

From the surrounding highrise hospital buildings, concerned patients, nurses and doctors peeped through windows as the strikers were led into the police trucks

Earlier the strikers became militant when W/O Daantjie Haupt of the S A P Reaction Unit, speaking through a loud hailer, ordered them to leave the hospital premises soon after they were dismissed at 9 15 a m

He told them that if they refused to leave by 10 a m he might use force

The police moved in at 10 15 a m after the hospital's chief medical superintendent, Dr Justin Morfopoulos, announced that all the striking workers had been discharged for failing to return to work by the 7 a m deadline and asked them to leave the premises immediately

Upgrade

The entire 'non-classified' staff, including cleaners, laundry workers, ward messengers and kitchen assistants, stopped work on Monday, demanding more pay after rejecting a 10 percent pay rise — averaging R14 per month — granted to them last week

They were offered a further two-notch increase on Tuesday by the Natal Provincial Executive Committee which agreed to upgrade their salary scales, bringing them on a par with State Health Department employees

Striking unqualified workers at the Wentworth Hospital were also dismissed yesterday

A senior police spokesman said yesterday that 261 men and 281 women climbed into police vehicles voluntarily and were taken to the police station

He said no force had been used by the police

The fired workers were told to collect their pay from the offices of the Port Natal Administration Board in Ordinance Road next week, according to Dr Morfopoulos

The hospital would recruit new staff from Monday, he said

In termination notices handed to them shortly before they were removed by police, the fired workers were told to collect their pay at the PNAB office at 3 p m on February 14

They refused to accept the notices which were handed out by hospital administrative staff

Capital losing

N.M 22/3/85

R1 m a year

264 to illegal

mini-buses

Pietermaritzburg Bureau

ILLEGAL mini-buses operating on municipal bus routes were costing the Pietermaritzburg City Council more than R1 000 000 a year, members of the Transportation and Traffic committee were told here yesterday.

In a report to the committee, the director of transport, Mr George Hitchens, said in February alone 185 000 bus passengers were carried by the nearly 160 pirate taxis in the capital

Mini-buses operating on the black bus service routes, he said, were diverting R1 082 000 a year away from the city council

The committee agreed to ask the city council to instruct the traffic department to enforce the applicable laws and by-laws against all passenger vehicles that were operating illegally.

It also agreed, however, that taxi operators should

be encouraged to become legal and the committee has recommended that the council should not oppose applications to the Local Road Transportation Board for an additional 50 taxi permits

At present only about 30 taxis were licensed to operate in the city, while 159 illegal vehicles were operating from the townships into the city

A special meeting was held here on Wednesday between the president of the Pietermaritzburg Taxi Association, Mr A Hlope, and municipal officials to discuss problems arising from illegal taxi services

Mr Hlope pointed out there was a need for more taxis in the city but that applications for permits were being opposed by the city's Transport Department.

Mr Hitchens said his department at present did not oppose bone-fide applications for permits by people who did not propose to concentrate mainly on the municipal bus routes.

votes

Algeria
Mayor to *29/3/88*
hold talks *(circled)*
about jobs *(circled)*

Pietermaritzburg
Bureau

THE Mayor of Pietermaritzburg, Mr Robin Dales, is to call a special meeting about the worsening unemployment problem in and around the capital

Mr Dales said only by exchanging ideas at round-table discussions would any possible solutions be found

He said the meeting would try to find possible areas of relief

The discussions would be aimed at finding solutions rather than just discussing the problem, said Mr Dales.

Any concerned group wishing to attend the meeting, should telephone the Mayor's Secretary at (0331) 27031

Govt cannot detail R8 m subsidies

Ormande Pollok
Political Correspondent

THE Government is unable to provide a specific breakdown for the R8 000 000 in subsidies paid to community councils in townships under the control of the Natalia Development Board

This emerged yesterday as Mr Ralph Hardingham (NRP, Mooi Rivier) pursued inquiries into the board and said he was totally dissatisfied with replies to his questions by the Minister of Co-operation and Development, Dr Gerrit Viljoen

While Dr Viljoen provided the full amounts of subsidies paid to the councils, he said 'The purpose of the subsidies mentioned as to cover the losses on current expenditure reflected in the books of account of the black townships'

Misgivings

Mr Hardingham said he had been advised by an official of the department that they were 'unable' to provide a detailed breakdown of expenditure in each case

'This confirms the misgivings I expressed last month about these subsidies,' said Mr Hardingham

'The minister's reply to my original question was that these subsidies had been paid to cover the losses on current expenditure.

'It is incomprehensible to me that they cannot furnish details of this expenditure as I feel the public has a right to know how the funds of the development board are being administered'

Mr Hardingham said he would not 'drop' the matter until he received satisfactory replies to

further questions he would table in Parliament.

He also criticised the staff figures of the Natalia Board which had virtually the same number of workers as the combined staff of the two boards it replaced, the former Port Natal Board and the Drakensberg Board

The minor reduction had done little to streamline the staff components and it was difficult to understand why the two boards had been amalgamated if the costs could not be reduced

In reply to another question, from Mr Peter Soal (PFP Johannesburg North) Dr Viljoen said the board had no plans to build any houses in the townships under its control this year

NM 25/4/85
**Corporation
workers in
wage rise bid**

Labour Reporter
glimmer of hope of getting pay rises for our members

THE Durban Integrated Municipal Employees' Society (Dimes) met Durban's Management Committee yesterday to ask for a 25 percent increase in wages for Durban Corporation workers

No decision was taken and further talks would be held on May 2, Mr SM Govender, secretary of Dimes, said after the two-hour meeting

Indications yesterday were that the demand would be rejected

'At this stage, if we get 7 percent we'll consider ourselves lucky,' Mr Govender said

The society's delegation had put up a strong case, but the Durban City Council representatives would not budge

'However, the fact that a further meeting is to be held next week gives us a

Dimes had an agreement with the council for two wage increases a year to come into effect in January and July.

'Last year workers received an 8 percent increase in February and a further 4 percent in July. The society is well aware that the increases were far below the consumer price index, but under the present economic conditions they had no choice but to accept.'

Mr Govender said the society was deeply concerned about the 'meagre wages' paid to labourers and pledged to fight for improvement in their wages 'as soon as the time is more conducive'

Manco chairman Sybil Hotz could not be reached for comment yesterday

New plans budget is halved

NM 27/4/85 264

Pietermaritzburg Bureau

THE City Council here yesterday slashed its original budget for new capital projects and services by nearly half.

An amount of R45 429 000 will be spent during 1985/86 instead of R86 874 000 requested by municipal heads of department.

City Treasurer Peter Cox recommended in his capital estimates report that R57,4 million be spent during the coming financial year, but the council decided that even this was too high.

After meeting in committee for two days, councillors produced a capital budget described by the chairman of the finance committee, Miss Pamela Reid, as austere.

Miss Reid emphasised there would be no luxury items in 1985/86 and praised her colleagues and heads of departments for arriving at the huge cut in estimated expenditure.

She said it was the first time in her 27 years on council that the total capital allocation had been less than that of the previous year.

Last year's capital budget, including housing, which is recoverable from State Treasury, amounted to R45,5 million.

'Essential services are not being tampered with at all. There just won't be any trimmings. The private sector keeps calling on the Government to cut expenditure but they never include local authorities as government.'

'Things like sewerage, water, lights and maintenance of roads will not be affected,' Miss Reid promised.

Among the major items included in the budget are housing and community facilities, the massive Symons Street municipal office block and shopping complex, extensive improvements to the electricity undertaking and the acquisition of parking garage sites.

A total of R9 239 000 has been allocated for the provision of economic and sub-economic housing.

One of the most important projects for 1985/86 will be the provision of major overhead power lines and substations for certain residential areas in Pietermaritzburg at a cost of R9 000 000.

More than R450 000 has been allocated for the re-

★ TURN TO PAGE 2.

City cuts budget

★ FROM PAGE 1

furbering, rather than purchasing, of buses, R500 000 for land for parking garages to ease the acute shortage, and R710 000 to recondition the dilapidated and virtually condemned Alexandra public swimming bath.

Miss Reid disclosed that a telex from Mr Amichand Rajbansi had been tabled at yesterday's meeting informing the council that a total of R6 300 000 had been allocated by the Government for the purchase of land and provision of community facilities for Indians.

It was learned that the Camps Drift Recreation project and the widening of the West Street bridge would not be carried out in the 1985/86 financial year.

No other existing projects would be affected by the cuts.



mother and father Barnett, last night.

Wet k... happy car baby found

Mercury Correspondent

JOHANNESBURG—Car baby Richard, the five-week-old bundle who gripped South Africa for 18 hours after he had been stolen with his mother's car, was soaking wet but not too hungry when a couple found him yesterday morning.

After a quick check at Flora Clinic in Roodepoort, he was released into the arms of his moth-

on Thursday afternoon, captured South African hearts during his ordeal.

Richard had missed five feeds but was not dehydrated and still warmly wrapped.

'I was convinced Richard had died. As the night crept in I panicked more and more. By morning I was convinced it was over and I'd never see our baby alive again,' Mrs Barnett said.

water, as a policeman had told us to do on the telephone,' Mrs Goldsmith said.

Mr Barnett said that the whole family lost hope when at 7.30 a.m. the po-

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'Co-ordinated action' key to Natal's future

N.M. 7/8/85

Pietermaritzburg
Bureau 266

THE future of Natal and KwaZulu lay in joint decision-making and co-ordinated action to solve 'interlinked' problems of unemployment, poverty and soil reduction, said KwaZulu's Chief Minister Mangosuthu Buthelezi

Opening the inaugural meeting of the Natal-KwaZulu Work Group at Ulundi, Chief Buthelezi said with limited resources available it was important to reduce 'unnecessary duplication of effort and conflicting policies'

'There should be a search for a short term pragmatic answer to our problems and there could be a striving for a medium to long term vision of the growth path and society we wish to have in the region'

Liaison

'Consider the problem that virtually half of Durban's black population live in unplanned settlement which is regarded as marginal to both Natal and KwaZulu,' Chief Buthelezi said

He said the two local governments were currently involved 'in establishing high level links and a very high priority was given to improving li-

liaison between the two bodies'

Prof Philip Spies, of the Institute for Future Research of the University of Stellenbosch, said the 'future could be looked at optimistically as the people of the region have a fund of goodwill towards one another and realise their interdependence'

Mr J A V Venter, Deputy Provincial Secretary, was elected the chairman of the group which will meet again in August

Cadman

nan: Natal

business NM 7/5/85

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less as usual

Mercury Reporter

NATAL Administrator Radclyffe Cadman said last night that the province would be administered in much the same way as always, even after provincial councils were scrapped next year in accordance with a Government announcement yesterday.

'There will be an administrator and an executive committee as before — but appointed by the State President — who will run the affairs of the province as they always have done,' he said

'As I see it, legislation will still be initiated by the executive committee, from where it will go to a parliamentary standing committee which will make a recommendation to Parliament'

Mr Cadman said he expected such a standing committee would be representative of political thinking in the province concerned and would consist of local MPs

'The same staff will do the same work in the same building and in same manner as before'

Proud record

It would also be business as usual for all the province's statutory bodies such as the Natal Parks Board, the Anti-Shark Measures Board and the Regional Planning Council

'The Natal Provincial Council has a proud record of 75 years of good government and one is sad to see it come to an end. But in its present structure it was unable to accommodate a multira-

cial system,' he said

'With the advent of the tricameral Parliament, something new had to be devised'

The Government announcement revealed that provincial councils would be abolished next year and provincial administrations reorganised to dovetail with the new constitutional scheme

The announcement was made by the Minister of Constitutional Development and Planning, Mr Chris Heunis, in the House of Assembly

By June 30 next year, at the latest, provincial councils would be replaced by a new body to be staffed by officials appointed by President Botha and answerable to Parliament.

Each new body appointed to run the respective provinces would be responsible for 'general af-

• TURN TO PAGE 2



FROM PAGE 1

Natal business as usual, says Cadman

faurs' only and would be directly answerable to Parliament via a special standing committee

In a move that could open the way for limited black involvement, Mr Heunis also noted that a need existed for advisory councils linked to the electorate to advise second-tier executive authorities in various fields'

The present provincial administrations would continue to exist as second-tier administrations but it was now possible that larger provinces in particular could be subdivided into separate administrative authorities

Mr Heunis said that discussions with provincial authorities on implementation of changes to the existing system would continue, but he promised provincial officials that their job security was guaranteed.

Mr Frank Martin, MEC for Local Government and senior MEC, described it as a 'sad day for anyone who has been associated with the system which has proved itself since Union'

'But if it means an improvement in race relations then we must go with it,' he said

NU 7/5/85

If the new dispensation was to accommodate the other race groups, then the institution which was founded in 1910 for whites only had to go

Mr Dering Stambank, a senior MEC and chairman of the New Republic Party in Natal, said the province had been governed first by the United Party and later the NRP for 75 years

'This was historic as it was the longest-serving government in the history of the modern world and the province has come to the end of an era,' he said

Dr Fred Clarke, MEC for Hospital Services, said he was distressed at the demise of the provincial system as 'it had run the province so well'.

Mr Owen Jones, chairman of the Metropolitan Consultative Committee, said the system seemed in principal to be in well with the proposed regional services councils

'It will be necessary to have some co-ordinating executive body to co-ordinate the activities of the different regional ser-

264

provinces council in a province

'But it does seem a terribly cumbersome system to have elected advisory councils advising a politically appointed executive council'

Durban's Mayor, Mr Neil MacLennan, said he thought the move 'too hasty'

'I'm not particularly happy with legislative power being taken away and put in the hands of central government. Kwazulu would not be satisfied with being consulted on a 'liaison' basis only, to give tacit support to the tricameral parliamentary system, the Chief Minister, Chief Mangosuthu Buthelezi, said in the Kwazulu Assembly last night

Kwazulu needed to be very cautious that it was not separated from the mainstream of South African politics by means of 'liaison'

Opposition circles saw the new plan as the end of the New Republic Party and a serious blow to the standing of the Progressive Federal Party which stands to lose about 20 public representatives

They also feared that

the moves would be likely to curtail the watchdog role of opposition parties and significantly undermine their ability to stimulate debate, ask questions and exercise influence at the provincial level

In Parliament the move was immediately attacked by the PFP, the Conservative Party and the NRP, all of whom challenged the assertion by Mr Heunis that the new system represented a devolution of political power

The Leader of the Opposition, Dr F van Zyl Slabbert, said it appeared that the new system would lead to a centralisation of power and policy-making, but a decentralisation in the exercising of administrative functions

The Natal leader of the PFP, Mr Ray Swart, slammed the move as a fatal erosion of provincial authority that would pave the way for an 'almost absolute centralisation of power in central government'

The leader of the Conservative Party, Dr

Andries Treurnicht, accused the Government of promoting greater centralisation of power and suggested that a decision to hold no more elections if provincial seats fell vacant showed that the Government was nervous of the CP after the Harrismith by-election

The Natal leader of the NRP, Mr Derrick Watterson, said that 'domination and dictatorship' faced the electorate in Natal, where his party would lose all 14 provincial seats it currently held

Mr Watterson said the NRP, which had helped the Government win support for its new constitution, felt betrayed and vowed that the party would resist the new plan at every turn.

Cumbersome

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They also feared that

Nervous

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The leader of the Conservative Party, Dr

Durban to pay back R1 000 000 surcharges

NM 14/5/85 (264) 1/2

Mercury Reporter

THE Durban City Council has been given the go-ahead to refund the more than R1 000 000 in surcharges paid by tenants in municipal-owned housing with communal water meters

The decision to refund surcharges means that Durban's rate-payers will bear the

cost, which will be charged to the City's Rates and General Services Account

Provincial Executive Committee member Dr Fred Clarke confirmed last night that a decision had been taken to allow the Durban City Council to refund the money

He said Exco had also agreed that the council should not collect unpaid

surcharges from its tenants in housing schemes with communal meters

The decision follows a Durban City Council request to the Administrator of Natal for approval to refund the surcharges which were levied during the drought on tenants in housing schemes where water consumption exceeded restrictions

Dr Clarke said Exco

had originally decided late last year not to allow the fines to be waived

At the time it was believed that the reason for taking the decision was that it would be unfair to other residents who had paid fines, or to rate-payers if the levies were waived

Dr Clarke said the decision to allow the Durban council to refund the surcharges follows a recent

Supreme Court decision

The Court decided in a case brought by a Phoenix widow, Mrs Dhamanthi Parbathy, that the council was not entitled to levy a surcharge until a separate water meter was installed in place of the existing communal meter

Mr Pravin Gordhan, secretary of the Durban Housing Action Committee which initiated Mrs Parbathy's test case, welcomed Exco's decision

Improvements to black areas can't wait, Rive warns

NM 22/5/85 Mercury Reporter

THE Natal/KwaZulu Planning Council is to make urgent recommendations to the South African and KwaZulu governments within the next few months because conditions in some black areas are 'so appalling' that improvements cannot wait

The council's chairman, former Postmaster-General and Government-appointed housing investigator Dr Louis Rive, disclosed in Durban yesterday that interim recommendations — which he hoped would be submitted within two months — may start being implemented this year if the Government finds the money

The council's full report would be completed only early next year

'It is clear to us that there are infrastructures which are in such a poor state that they require urgent attention,' Dr Rive said

'The provision of drinkable water (in the huge squatter settlements on Durban's boundaries) must be a first priority. Without it there is a serious health hazard as well as a great deal of inconvenience for people

'Also sewerage, roads and transport facilities need urgent upgrading.

'If capital funds can be found, we will proceed

straight away'

Dr Rive did not go into detail — he did not want to say anything before consensus had been reached with the affected people themselves — but mentioned that 'priority areas' needing urgent attention were also being identified in established townships such as KwaMashu, Umlazi and Edendale in Pietermaritzburg

He was convinced money would have to be found abroad

'The demand on capital will be so vast that I doubt we can find it internally'

He spoke bitterly of the 'waste of money on tear-gas, rubber bullets and burnt schools' which could have been put to tremendous productive use

Black participation in the planning council was essential and communities would be asked for their opinions before decisions were taken, he said. Community leaders and representatives would identify aspects which should be given priority in upgrading

'We no longer want to plan for blacks, but with them' Yesterday he and members of his council were in Durban to meet representatives of 'Greater Inanda', including Inanda, KwaMashu and Clermont. Today they will consult representatives of 'Greater Umlazi' and tomorrow they will move on to 'Greater Edendale'



Louis Rive

Durban leads exciting
new investment

City is being developed on a basis of partnership

26/4
NM 27/5/85

DURBAN'S revolutionary approach to planning major projects with private-sector involvement from the earliest stages could lead to an exciting new era of investment in the city

This month's workshop organised by the City Council to discuss ways of redeveloping the old station site was the culmination of an evolving policy, and could be the forerunner of similar sessions dealing with projects ranging from commercial developments to housing schemes

Mr Ken Hobson, general manager of the Durban Metropolitan Chamber of Commerce, has commended the council for its new approach, which the chamber has been encouraging for some time

New ground

'The council certainly deserves a pat on the back. It is always better to plan with people than for them. The only problem is that consultation does tend to lengthen the decision-making process, and officials and councillors sometimes get impatient and short circuit it,' Mr Hobson said

Durban's consultant planner, Mr Revel Fox, said the city was breaking new ground in South Africa.

Although many municipalities invited interested parties to presentations of plans for new schemes, these had always been 'talking to, rather than talking with, programmes', he said

Backing the new approach is the city's chief town planner, Mr Garth Williamson, who believes it is best to use local experts' advice rather than consultants from abroad

'Consultants have a role to play, but one has to be careful about what you want from them. Local experts are better informed about what the local market can support

'It's a good idea to use consultants from abroad if one wants to find out the latest developments in the States. But you have to remember they do not know the local conditions,' Mr Williamson said

Local market leaders proved their enthusiasm for consultation in planning during the old station workshop. Its success was apparent from the large number of leading Durban ex-

ecutives who were prepared to spend a day away from their offices working with city officials

But the long-term success of the venture can be assessed only once the final plans for the site are drawn up. Meanwhile the council is adopting a similar policy for other projects such as the redevelopment of the old station building

Initially the council burnt its fingers on this project by deciding what the market wanted and putting the project out to tender. The council badly misjudged market demand, and not one developer offered to take on the scheme

Priorities redrawn

Now the council has redrawn its priorities and it plans to hold a workshop session to discuss the issue with potential developers before compiling a new developer's brief

Cynics have said the new planning approach is an attempt by the Durban Corporation to halt later criticism of developments. If the

views of probable critics are taken into account when planning new projects, they cannot really slam the completed developments

But the city planners maintain that in most cases criticism arises from a lack of knowledge about the constraints of the site and its development. Explain the constraints and options fully to major critics and most problems can be resolved, they say

'The ideas put forward in these workshop sessions have to be seen having an influence on the developments, or people will quite rightly feel they have been cheated,' Mr Williamson said

He said the ideas generated by the workshops would be put together into a comprehensive report. Then the technical details of the suggestions would be examined by small groups in further workshops, before final plans were drawn up

Town Clerk Gordon Haygarth says the new approach is just a logical continuation of the long-standing principle that the development of a city is a matter of partnership between the private and public sectors

'The public sector provides the infrastructure and planning conditions which are needed to attract private-sector investment,' Mr Haygarth said

He said the council had a long history of working with private enterprise. For instance, the influential Beach and City Steering Committee, with members drawn from the council and local business circles, had been guiding plans for the redevel-

DENYSE ARMOUR
Municipal
Reporter

opment of the city centre and beachfront for more than four years

In the early 1930s outside interests had been brought into the Municipal Tender Board, and there had been similar representation on the town planning technical sub-committee since the 1940s, Mr Haygarth said

Certain standing committees, such as the Environmental Committee, had traditionally involved outside experts

In recent years the council has been building its credibility on major joint ventures such as the development of the speciality centre on the old station site and Springfield Industrial Park

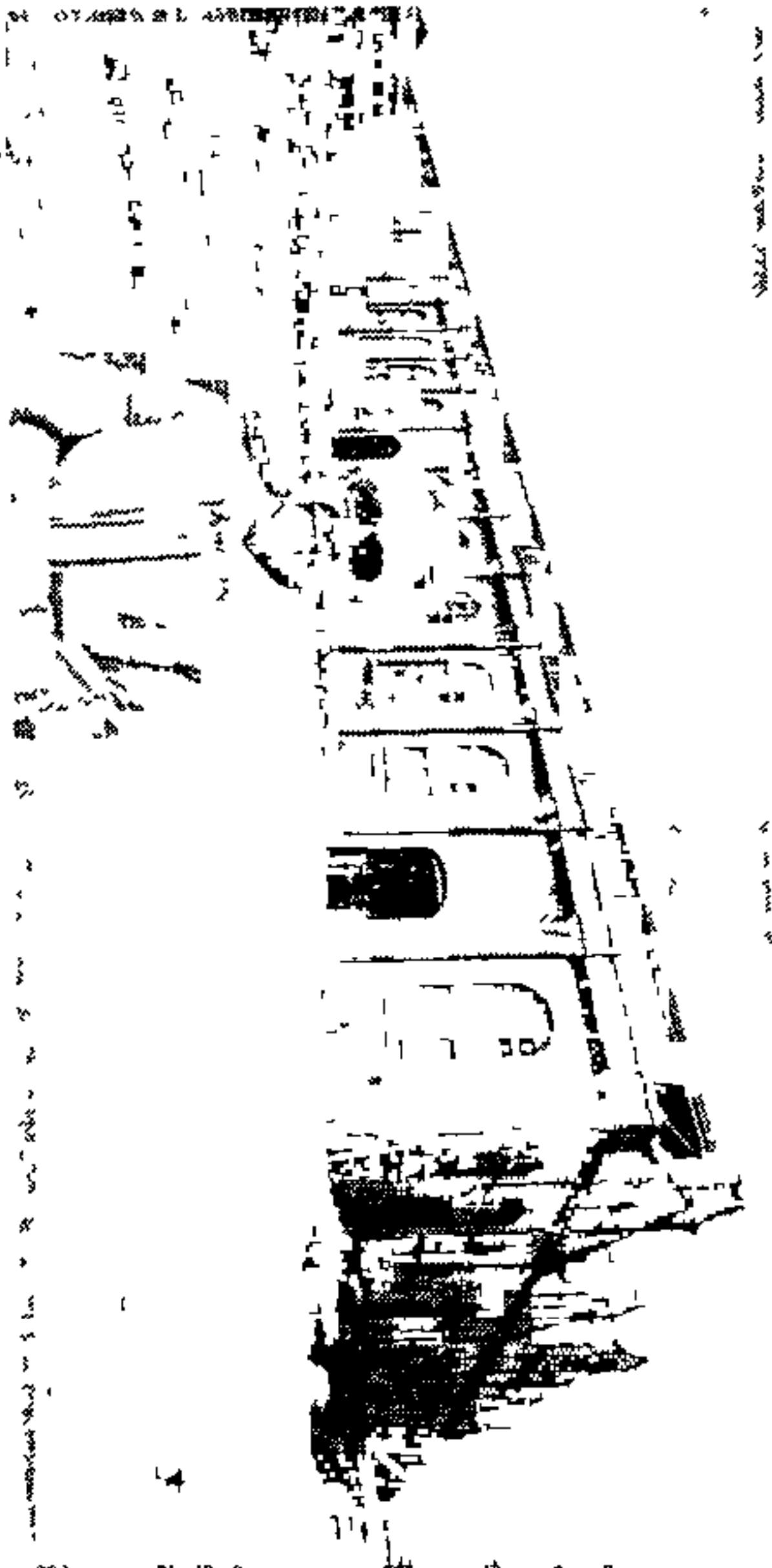
The private sector was initially puzzled by this new concept of putting a development out on 'offer' as opposed to 'tender'. There was an outcry against the council's flexible approach to the only offer received for the speciality centre

Market sources say they simply didn't realise how much the council was prepared to deviate from the original brief to accommodate the developer

But the council's approach is basically one of 'This is what we've got. This is what we want it to be. Now you tell us what you want and how you would do it. Then we negotiate'

The market is catching on and the council's credentials are being established as it exhibits a willingness to put the ratepayers' money where the council's mouth is — just as long as it enters into deals as a partner on an equal entrepreneurial basis, to reap its share of profits

Helping Durban break new ground — the city's consultant town planner, Revel Fox, and the old station warehouse which is being redeveloped as a speciality shopping centre.



Pensioners' bus fares spark emotional council debate

May 1 1985

HERE were two fairly emotional debates in yesterday's Durban City Council meeting — on pensioners' bus fares and sub-economic housing for Indians.

Nobody argued with the fact that Durban's 'blue' buses fleet needed replacement, nor with the fact that fares had to go up, nor even with the fact that the subsidies on pupils' fares be reduced.

But when it came to senior citizens, pensioners or principal voters at municipal elections (call them what you will) then just about everyone wanted to stand up and be counted as being in favour of the oldies.

At the moment pensioners' fares are subsidised to the tune of 80 percent, which gives them a 12c fare on a 60c stage. The Transportation Committee had recommended a reduction of subsidy to 70 percent, but at a joint meeting of transportation and Manco a compromise of 75 percent was agreed on.

But Councillor Henry Lotz, a member of Manco, most emphatically did not agree. Senior citizens had contributed during their working lives to the Capital Development Fund, he said, they used the buses only in valley periods, and if they stopped using them the buses would be empty.

Good deeds

The subsidy was a minimal burden on the city and he would like to see it frozen at 80 percent. So he moved a reference back.

Mr Pieter Breytenbach, known for his good deeds for the pensioners, seconded, and said that this was the sort of thing that

worried a senior citizen. For a person who had to count each cent, three cents was a lot of money.

Mr Crispin Hemson had an axe to grind as he is vice-chairman of the transportation committee and he pointed out that the recommendation was basically to purchase desperately-needed new buses. The money for this would have to be provided by all ratepayers. He was sympathetic, too, to pensioners and he believed the council had a social role to play. In fact, he would prefer to see direct aid by payment of R10 a month to poor pensioners — then they could spend it on bus fares or food.

But some pensioners were not poor, and Indian QAs and the physically handicapped were excluded from the subsidy. People don't need aid be-



cause they're old, but because they're poor,' he said.

Faster

(Council rules of procedure prevented me from standing up and citing the case of the pensioner who parks his Mercedes at my bowling club, takes his 12c ride to the 50c pensioners' cinema matinee, then rides back for another 12c to his Mere. He had to interrupt this routine recently when he took a very pleasant trip with his wife to Rao on the Q E 2.)

To return to Mr Hemson, he told us that the O A P population was growing at a faster rate than the population generally, and that with the new proposal a pensioner's 10 bus trips a week would cost only an extra R2,36 monthly.

Two of the newer councillors took the opportunity to support Mr Klutz's reference back. Mrs Connie Galea and Mrs Mona Riddle. Each praised the customary round of applause for her maiden speech, though they contributed little to the debate.

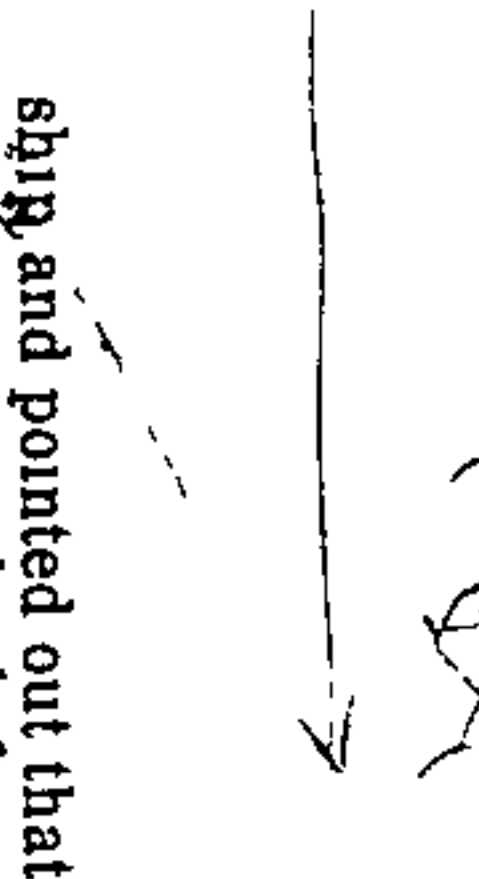
Mr Garvin Bernstein said the amount involved, R60 000 to R70 000, didn't represent a row of beans in the city's finances. Any increase that pensioners had to pay was traumatic for them. It might force them to stay at home, and Durban wanted them to participate in the life of the city.

Mr Peter Mansfield said it was easy to support the amendment, but he had to oppose it. He was staggered that there was so little concern over the plight of pensioners of other races.

Free passes

The vast majority of Indian pensioners were excluded as were black pensioners who travelled by Putco. Government pensions were massively discriminatory and this would only exacerbate the difference.

Mr Fritz Louw confessed to being 'on the verge' of senior citizenship, and pointed out that pensioners had free passes on Pretoria buses. Mr Gys Muller added that Pretoria spent R12 million and Johannesburg R16 million on bus subsidies.



He broadened his argument to call for someone to take Durban's buses off the city's hands and quoted comparative fares on other services in the area.

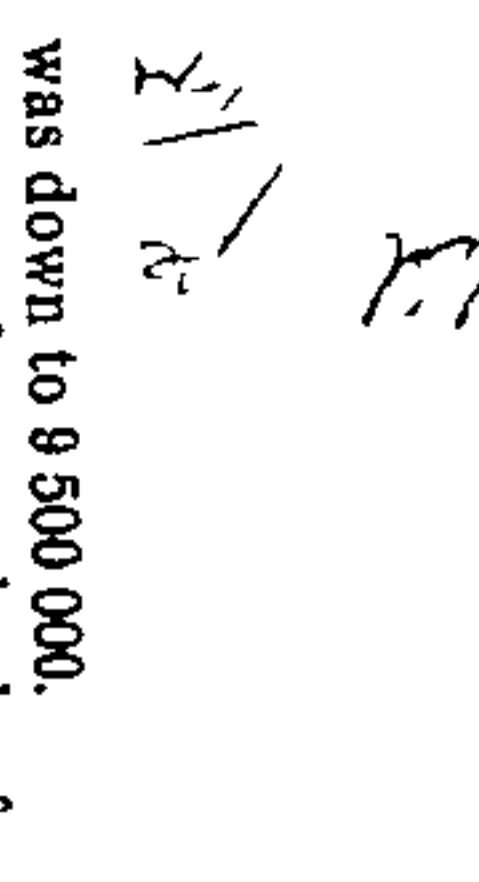
The smartest operator he knew charged fares of only 32c a km, yet he replaced his buses every two years and his inspectors drove Mercedes cars. One doubts if the DTMB can match that.

Mr David Bennett, chairman of the transportation committee, summed up and castigated councilors who had opposed the recommendation for not taking the trouble to attend the joint meeting at which the proposals had been hammered out.

Durban could subsidise its bus service to any extent it wished, but the fact was that in 1968 the DTMB carried 32 million passengers; last year it was down to 9 500 000.

Carried

The reference back of the section dealing with pensioners' subsidies was carried by 16 votes to 12, but the rest of the recommendation was agreed.



Over a Housing Committee recommendation to build 264 flats at a slum-clearance area at Merebank, vice-chairman Mrs Margaret Ambler had a crisis of conscience — in fact, she said, she hadn't slept all night.

She felt the time had come to cry 'halt' to the formula for providing sub-economic housing. The problem should be thrashed out with the community and she wanted the Government to look at the system.

The proposed housing was in two- or three-storey blocks, with play areas, and Mr Don Smith said that overseas these buildings were being dynamited because they were social disasters. And Mr Neville Herrington quoted tower blocks in Glasgow's Gorbals district which were a disaster.

Mr Bernstein would have preferred houses and gardens to flats but believed that the council could not keep debating the question while homeless people were desperate for housing.

Skinhead

Other councillors had similar views and Mr Mansfield talked at much greater length than any of them and succeeded in saying less.

While my eyes were glazed over it occurred to me that I've lived in a three-storey block of flats for four years without being driven to suicide, turning into a skinhead or suffering a compulsive urge to kick the building to pieces.

Mrs Sybil Hotz restored me and no doubt many around the horseshoe to sanity when she said that everyone was getting carried away. Everyone preferred a garden around his house, but then the cost of land and services would push up the rents.

A reference back could result in a two-year delay. The reference back was lost by 23 votes to five and the doom-laden flats will be built. But Mrs Winter did agree to try to restore the original dwellers in the area in the interests of a homogeneous community.

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City concern at aspects of new Regional Services Bill

Municipal Reporter

THE Durban City Council is drafting a memorandum which criticises certain aspects of the recently published Regional Services Bill. It will be sent to the parliamentary Standing Committee which is considering the Bill.

The Bill was discussed by councillors and members of the four local affairs committees at this week's Management Committee meeting and the Town Clerk has been asked to prepare a draft memorandum for the council's consideration.

Mrs Sybil Hotz, chairman of the committee, said that among the issues about which the council was concerned was the future role of the LACs.

'We want to know what representation the LACs will have on the regional councils and whether the provisions of the Bill mean the areas controlled by the LACs would have to become autonomous.'

Concern

'We are also worried about some of the functions of the regional council referred to in the Bill. For instance, we believe housing should be a general affair, not an own affair.'

'The provision of housing is of concern to the entire metropolitan area and affects the economic

development of the whole region,' Mrs Hotz said.

The council also felt the chairman should be elected by members of the regional council and not appointed by the Government.

If this was not possible, the appointed chairman should at least be someone from the region and not an outsider, Mrs Hotz said.

'We would like clarification on how the votes are to be allocated. Will the LAC representatives have their own votes or are these included in those allocated to the City Council?'

Unhappy

'Some of the finer details of the Bill also need clarification. For instance, it states that the city's budget has to be submitted to the Government for approval.'

'We are unhappy with this and want to know whether this is for macro or micro control,' Mrs Hotz said.

LAC members were concerned about the voting structure on the new council as the areas with the least financial input would have fewer votes and the wealthiest area would have the most votes, she said.

'But the Bill does state the council will concentrate on providing services to the areas of greatest need,' Mrs Hotz said.

Waste dumping will be probed

Pietermaritzburg Bureau

AN INVESTIGATION will be launched into the University of Natal's dumping of potentially dangerous chemical waste here

Councillor Peter Newman, chairman of the city's works committee, said he was 'most concerned' he had not been informed about the dumping and would ask questions 'first thing' today

Reacting to a Sunday newspaper report, Mr Newman said he was unaware osmium tetroxide

wastes and resin and glutaldehyde waste had been disposed of by the university at the municipal dump

The wastes are produced in the campus's electron microscope unit and botany department.

According to the report the wastes were neutralised and sealed in heavy duty plastic bags before being handed to the supervisor of the dump

However, a waste disposal expert is quoted as saying they should be sealed in concrete and buried in a 'class one, impermeable, sanitary dis-

posal site'.

The vice-principal of the university, Prof Denys Schreiner, said he was not aware of anyone having been placed in any danger by the dumping of the chemical waste

However, the university would have to very carefully examine whether their methods of disposal were adequate and effective

According to Prof Schreiner, the osmium tetroxide wastes had only been dumped twice in the last three years

'Nobody has been placed in danger as far as I know, but certainly we must examine very carefully whether our methods are adequate. We thought we had a suitable system, but we will have to look at it.'

He said the quantities of waste were 'very small' and that some had been diluted and others neutralised

'It's good that people do investigate these things and keep us on our toes,' he said.

Mr Newman noted the newspaper report with concern and found it 'hard to believe that responsible people from the university would be involved in anything that could possibly be dangerous to the citizens of Pietermaritzburg'

'The city council is extremely concerned about air pollution and the last thing we need now is to have further pollution emanating from our rubbish dump,' he said

Mr Newman admitted, however, the city council normally did not monitor every item of waste that found its way to the local tip.

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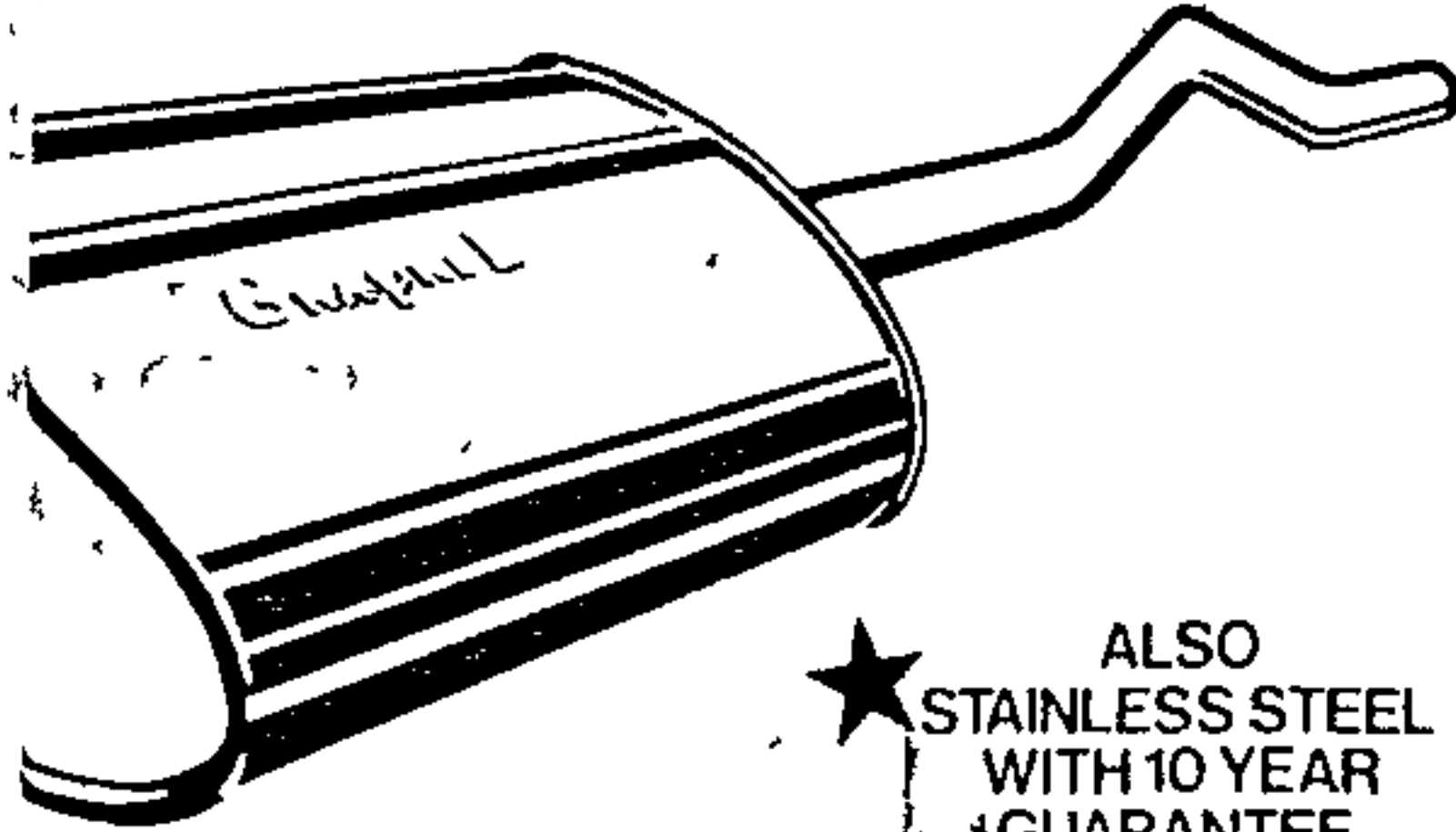


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Council decides against sale of capital's buses

Pietermaritzburg Bureau

THE City Council here decided yesterday against the possibility of selling the municipal transport system.

Instead a deputation is to be sent to Pretoria to seek Government aid for the bus service which operates at an average annual loss of R1 476 163, according to figures before the council.

The council had voted against a motion by Councillor Leslie Simon to appoint a sub-committee to investigate and report on the desirability of selling the passenger transport service. This issue can be raised again at a later stage.

During the debate Mr Simon said ratepayers were already crippled by high rates and taxes and it was unfair to expect them to carry the loss. He said rates could even possibly be brought down if the council could rid itself of the service.

The main problems leading to the increasing deficit are the controversial illegal pirate taxi operators who are costing ratepayers between R2 000 000 and R3 000 000 a year as well as the recession, according to a report by Mr George Hichins, the Director of Transport.

Mr Hichins pointed out in the report that anyone contemplating buying the services would be faced by the same problems. 'No bus operator can cure

the unemployment situation and while the Government and council take no action against the pirate operators, this problem cannot be solved,' he said.

Mr Hichins said the only way in which the council would be likely to persuade anyone to buy all or part of the services would be by continuing to subsidise them at the expense of the ratepayer. The alternative to disposing of the service would be to await the imminent declaration of the Regional Services Council for this area, he said.

Problems

Speaking in council yesterday, Mr Hichins urged the council to approach the Minister of Transport and 'say that the ratepayers are being bled to death', and investigate the possibility of obtaining a subsidy.

He said that the problems were not the result of inefficiency on the part of the department.

Councillor George de Beer, chairman of the Transportation and Traffic Committee, said owing to the uncertainty over the future of the bus service there was disquiet among the staff of 690. He added that retrenchments would not solve the problems at this stage.

Province calls for link with KwaZulu

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Pietermaritzburg Bureau

THE Provincial Council voted unanimously yesterday to call on the Government to establish a statutory body to provide a link between Natal and KwaZulu to deal with matters of common concern. NM 14/6/85

A motion to this effect was moved by Natal's senior MEC Frank Martin who said the time had come for the creation of a body with teeth that could 'get on with the job of running this beautiful part of South Africa as effectively and efficiently as possible'

Introducing the motion, described during debate as one of the most historic ever to have come before the Provincial Council, Mr Martin said such a body could only help streamline the administration of the area.

With the imminent abolition of the Provincial Council system, this would be the only logical way in which matters of common concern could be dealt with efficiently.

Mr Martin said that if his motion was passed unanimously, it would give the Minister of Constitutional Planning and Development Chris Heunis an indication of how Natal felt.

Member of the Executive Committee, Dering Stainbank, said the time had come in the history of Natal-KwaZulu to end 'the dilly-dallying and talking and to get down to some action for the benefit of everyone in this area.'

'Natal and KwaZulu are so inextricably interwoven that we have a common destiny, and the problems of the region demand innovation, solutions and co-ordinated action.'

Mr Stainbank said one of the problems which faced whites was that of domination — the fear of losing the power they had for so long.

'We have to realise that we will have to share that power with those who live among us,' he added.

'This motion is probably one of the most historical that has ever been moved in this council,' he said.

Teachers upset to see council go

Mercury Reporter

TEACHERS in Natal regarded the demise of the Provincial Council system with severe misgivings, the president of the Natal Teachers' Society, Prof André le Roux, said last night

Speaking at the opening of the society's annual conference at the Edgewood College of Education near Pinetown, Prof le Roux said Natal had always fought to retain the values and beliefs of its predominantly English-speaking community

But while about 70 percent of teachers and pupils in the province

were English-speaking, the top hierarchy of the Natal Education Department was virtually devoid of English-speakers

'Natal witnesses the demise of the Provincial Councils with severe misgivings

'Assurances that nothing has changed are an affront to our intelligence'

He outlined several moves to centralised control of education that had taken place in the past in spite of resistance from Natal

'And now we are to be controlled not by our own MEC elected by the people of Natal but by the Department of Education

and Culture situated in Pretoria

'The only way for us to retain our Natal ethos is for us to have our school committees and regional councils as envisaged and also an elected Provincial Education Council with teeth

'The NTS expects to be consulted on the composition, powers and functions of such a Provincial Education Council'

Prof le Roux also said teachers had taken note of the Government's calls for a rationalisation of education to conserve finances and to enable finance to be spread more equitably among all

race groups'

But teachers insisted that rationalisation be researched and planned, and not achieved at the expense of teachers

Prof le Roux suggested joint planning of education between Natal and KwaZulu

'We have too many teachers — teachers without jobs. They have too few. We have colleges which are empty. They are not able to produce teachers in sufficient numbers.

'Such consultation would demonstrate our commitment to the rationalisation of education'

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LACs
claim
Mercury
Tattoo
10/7/88
snub

Mercury Reporter

MEMBERS of Durban's Indian and coloured Local Affairs Committees, yesterday claimed that the organisers of the Durban Military Tattoo had snubbed them by not extending the same privileges as city councillors.

But former Durban mayor and chairman of the Tattoo Committee, Mr Haydn Bradfield, refuted the allegations saying that 50 complimentary tickets had been set aside for LAC members for tonight's show.

However, due to limited space in the reception area, invitations to the VIP stand had been restricted to city councillors, chairmen and vice-chairmen of the LACs, he said.

The chairmen and vice-chairmen of the LACs have the same status as councillors because of their participation at council meetings, he said, adding that ordinary members of the LACs had under cover seats.

Ordinary members were not invited to the reception area purely because of the lack of space. Mr Bradfield said that they should have approached him directly instead of running to the Press.

'My doors are always open,' he said.

Mr Ramcharitar Panday, a Chatsworth representative on the Southern Durban LAC, said members were upset at being excluded from the reception area and considered it a snub.

'As associates with the white city councillors of Durban we should be treated equally. Some of my colleagues and I have decided not to accept the invitation and have in fact returned it to the town clerk,' said an irate Mr Panday.

Mr. Albie Stowman, chairman of the Durban Coloured LAC, said members of his LAC were also upset. 'Although my deputy and I have been invited to the VIP area we feel sad that our colleagues have been left out.'

'I don't know why LAC members have been discriminated against but it's unfortunate that while bridges are being built there is still an element of racism rearing its ugly head,' he said.

Heunis wants blueprint for Natal/KwaZulu rule

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NM

6/8/85

African Affairs Correspondent

THE Minister of Constitutional Development and Planning, Mr Chris Heunis, has suggested that the parties concerned in the administration of Natal and KwaZulu should come forward with recommendations for joint decision-making so that these could be considered by the Government

Mr Heunis was replying to a question from Mr Graham McIntosh, PFP MP for Pietermaritzburg North, at a symposium attended by 400 delegates in Durban yesterday on the development of Natal/KwaZulu

Mr McIntosh said there had been overwhelming response from delegates to attend the symposium because people wanted some idea of the Government's commitment to Natal/KwaZulu working out its own political future

Essential

'We need a political nod from the minister', he said.

Mr Heunis said people should stop talking about the 'Natal options'

'No one knows what the options are,' he said

He pointed out, however, that the future of Natal and KwaZulu was so inter-related that it was essential there should be co-operation between the Natal Provincial Administration and the KwaZulu Government

'I also believe that, in the economic and political fields, the solution may not be the same in all provinces,' he said

Mr Heunis was applauded when he said

that the time had passed when the Government could work out a constitution for other groups. It had to be worked out collectively

Dr Oscar Dhlomo, KwaZulu Minister of Education and Culture and secretary-general of Inkatha, told the symposium the Government had displayed a 'remarkable insensitivity' and a 'calous disregard' for a growing momentum of opinion in making its decisions on second-tier government applicable to Natal

Utility

Dr Dhlomo said the replacement of the Natal Provincial Council by a body with lesser powers and reduced responsibilities was a 'severe setback' to the hope for a representative joint government for the combined region

He said this was being done regardless of the fact that KwaZulu had its own proposals which it would have liked to table for discussion with the Government

He said he regarded the new nominated Provincial Executive as a body with little more than one political utility, and this was to form the Natal nucleus of a negotiating body to consider the regional constitutional future of the combined area

Prof Lawrence Schlemmer warned that the relative peace in the region would not last very long unless the leaders of the majority of people in the area were able to join in solving the area's many social and economic problems

Prof Schlemmer, director of the Centre for Applied Social Sciences at the University of Natal,



Together at the Natal/KwaZulu planning symposium yesterday were (from left): Mr Amichand Rajbansi, chairman of the Ministers' Council in the House of Delegates; Mr Radclyffe Cadman, Administrator of Natal; and Prof Pieter Booysen, principal of the University of Natal.

said the suggestions made in the Buthelezi commission report, had been accepted by the KwaZulu Government as a 'basis for negotiation'

Mistake

'The situation in our country demands that the process of negotiation starts immediately,' he said

Prof Schlemmer said the intention of the Government to reduce the status of the Provincial Council to that of a nominated body was a 'serious affront to a very important black constitutional initiative', in the light of the Buthelezi commission

He said this 'huge political mistake' could only be corrected if the Government allowed Exco to join the KwaZulu Cabinet and the South African Cabinet in appointing a negotiating body to get to grips with the future of the region

Symposium presses for continued ²⁶⁴ *Mercury 7/8/85* co-operation

**African Affairs
Correspondent**

LEADING academics, businessmen and political figures are determined to keep up the momentum for joint decision-making in Natal/KwaZulu generated by a symposium in Durban this week organised by the Development Society of Southern Africa.

Prof Lawrence Schlemmer, director of the Centre for Applied Social Sciences at the University of Natal, said yesterday action could be expected

He said three concrete developments were being awaited. These were: the issuing of a White Paper on the Buthelezi commission recommendations, initiatives from the Natal Provincial Administration and inputs from the Natal Chamber of Industries and the Durban Chamber of Commerce

Prof Peter Booysen, principal of the University of Natal, said he would be discussing the need for continuing initiatives with his colleagues at the university and leading figures in the business community

Dr Oscar Dhlomo, the acting Chief Minister of KwaZulu, said he would support the perpetuation of the groundswell of support for the moves

He pointed out that KwaZulu and the Natal

Provincial Administration were already working on their own initiatives

Mr Dering Stanbank, MEC, supported the idea of the continuation of the debate

Mr Anson Lloyd, vice-chairman of the KwaZulu Finance and Investment Corporation, emphasised yesterday that the matter was urgent

Positive

He said that further discussions would need the backing of the 'pillars' of the private sector in Natal, such as the Chamber of Industries, Chambers of Commerce and the Sakekamer, the South African Sugar Association and the Natal Agricultural Union

Mr Peter Gastrow, PFP MP for Durban Central, said there was a need to co-ordinate sentiments which were very positive at present

He suggested the formation of a steering committee or a 'think-tank' chaired by a leading Natalian who was acceptable to all groups

The chairman of the Development Society, Dr S F Coetzee, said it was highly likely that a local branch of the body would be formed soon to facilitate discussion of this topic.

'We would like to see some action,' he said

Natal has chance to find power share plan

by
David Braun
Political Correspondent

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STAR

Two recent announcements by Cabinet Ministers have indicated that the Government is, within limits, prepared to allow Natal and kwaZulu to work out their own special shared-power structure.

But before anyone becomes excited — or furious — it must be remembered that in terms of current policy the Government will not allow Natal to break away from South Africa. It will still be subject to Parliament and the country's laws, and any constitutional model will have to take into account the policy of group autonomy.

None the less, the development in Natal is of considerable interest and holds promising ramifications for the rest of the country.

kwaZulu has long been a tricky problem for the Government, in that the homeland of South Africa's largest black ethnic group (more than six million Zulus) is scattered across Natal in 44 pieces. Even if such a fragmented entity were consolidated into more manageable blocks, the government of Chief Gatsha Buthelezi has consistently rejected the concept of "independence".

In the rest of Natal, complicating factors include the presence of most of the country's Indian population (about 750 000 in the region), a small coloured population (about 90 000), and a white community that has never allowed the Nationalists to win administrative control of the province.

PHASING-IN PERIOD

Three years ago an investigation into the future political development of Natal convened by Chief Buthelezi recommended that the kwaZulu and Natal administrations should be fused after an initial phasing-in period of running their affairs side-by-side.

A legislative assembly elected by universal adult suffrage was further proposed, while the executive would be composed of blacks and whites in equal numbers, and also coloured and Indian representatives. Minimum representation for groups and limited veto rights were allowed for.

The Government ignored an invitation to take part in the Buthelezi Commission and showed no initial interest in its findings.

But as interest in the idea of closer co-operation between white and black has grown in Natal, and kwaZulu and the Natal Provincial Administration have made informal arrangements to liaise more closely, the Government has started reading the commission's findings, and admits that there is some "valuable information" in its report.

'LOOKING OVER OUR SHOULDER'

A lot of support for power-sharing between the various groups has developed in Natal, while even Afrikaans businessmen, through the local Afrikaanse Handelsinstituut, have expressed themselves against the independence of kwaZulu and in favour of closer co-operation between the two administrations.

Chief Buthelezi's current view is that the discussions should begin right away as valuable time is being lost and it is important to "stop looking over our shoulder for more than a nod from Government than we have already been given".

Last week Minister of Co-operation and Development Dr Gerrit Viljoen indicated that the long-awaited Government proposals for the consolidation of kwaZulu were to be announced soon.

He indicated that consolidation of the homeland could be on a completely different basis from the traditional method. There are indications that the Government sees little point in spending vast amounts of money buying and transferring land if there will be no money left for development.

BROAD GUIDELINES

At the National Party Natal congress last week, Minister of Constitutional Development and Planning Mr Chris Heunis gave kwaZulu and Natal the green light to proceed with talks on joint decision-making.

He said the Government had noted the decision by the Natal Executive Committee and kwaZulu Cabinet to create a structure for joint decision-making. But he said future negotiations would have to take into account the Government's broad guidelines.

It was Government policy that the structures of power for the various regions of the country should be characteristic of each particular region and should be developed according to specific needs.

The Government would not be prescriptive other than to demand that all population groups should be involved in the negotiations.

Mr Heunis said Natal would have to remember that it was not in isolation from the rest of the country, and that there was an interdependence between it and the rest of the country.

NO COMPENSATION

How far is Natal likely to be able to go? Speculation of a geographical federal structure would probably not be far off the mark kwaZulu could be effectively consolidated so that the province could be divided into two parts.

Residents of either area could be given an option to stay or leave, with no compensation for those who left. One man, one vote could be implemented in each area, with a Zulu majority in one and a white/Indian majority in the other.

A central authority along federal (and Buthelezi Commission) lines could be instituted.

This would theoretically provide a solution for many of the region's constitutional problems. One man, one vote would be exercised in each group's primary area, ensuring that it retained maximum sovereignty over own affairs. The federal executive would be the appropriate mechanism for each group to participate in general affairs.

Whatever the final blueprint for kwaZulu and Natal, if it works to the satisfaction of each race group there is a lot of promise for the rest of South Africa. Other regions which could work out their own mechanisms are the PWV area and Eastern and Western Cape.

Coloureds and Indians for KwaNatal talks

Political Reporter

INDIAN and coloured representatives are to be drawn into talks on a special constitutional arrangement for Natal-KwaZulu.

The KwaZulu Government and Natal's Executive Committee announced the major move at a Press conference yesterday

Senior MEC Frank Martin and KwaZulu Minister of Education and Culture Oscar Dhlomo said the NPA and the KwaZulu Government had reached agreement on joint administrative structures for the region

They were now ready to proceed to the 'next step' and a series of meetings was being planned to discuss a constitutional arrangement within which the new structures would operate

Extra-parliamentary groups and representatives would be invited to contribute to the talks as well as elected representatives in Parliament.

The move marks a significant advance on current Government thinking about the linking of Natal and KwaZulu, which it sees as being limited to the administrative and economic spheres, excluding joint legislative decision-making

But Dr Dhlomo said Natal and KwaZulu were indi-

visible and the talks could not be limited by what was thought likely to be accepted by the Government.

Mr Martin said 'We can only make decisions we believe to be realistic. Things are changing so fast, who can say what might or might not be acceptable?'

While no timetable has been set for the talks, the MECs are racing against time because the Government plans to disband the provincial councils early next year

'There is a sense of urgency,' Mr Martin said 'We would welcome any extension to our present life to help us reach finality'

The announcement followed the latest of a series of meetings which have been jointly chaired by Mr Martin and Dr Dhlomo

Mr Martin could not reveal details about the administrative structures that had been agreed upon until they had been ratified by the Chief Minister of KwaZulu and the Administrator of Natal

If there were aspects that required ministerial approval they would be submitted to the Minister of Constitutional Development and Planning, Mr Chris Heunis

But Mr Martin said he did not believe this would be necessary. He hoped they would be ratified 'within a very short time'

Dr Dhlomo said 'We have agreed on structures that we hope will harmonise the administration of Natal and KwaZulu and we now want to work on the constitutional context in which this will happen'

Mr Martin said the elected representatives of the coloured and Indian communities would be invited to participate

'But other interest groups will also be able to participate'

Dr Dhlomo said 'We expect representations from all groups, elected as well as extra-parliamentary'

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Looking at the candidates

11/20/85 264 Mercury 264

Mercury Reporter

THERE does not seem much to choose between the two candidates to fill the vacant Umbilo seat — Mr Barry Clark and Mr Harry Oldfield

Both are 61 years old, both have previous experience in municipal affairs and both are worried about pretty much the same things — council spending, high rates increases, the poor bus service and the lot of the aged are just some of them

The most obvious difference between the two is their party political affiliation, although both insist they are running independent campaigns

Mr Clark, an architect and a member of the PFP, has already represented this ward — from 1978 to 1982, before he was defeated by Mr Mark Webber while seeking re-election. This is his third municipal election campaign

When in Council last, he was chairman of the Planning Committee and a member of Manco. He also played a major part in getting the Council to prosecute an industrial company for making excessive noise in a residential area

Mr Clark is a trustee of the Air Force Trust (Natal), an executive member of the Durban African Child and Family Welfare Society and a member of the Natal Architectural Heritage Committee

Tomorrow voters in Ward 7 (Umbilo) elect a new city councillor to fill the vacancy created by former councillor Mr Mark Webber's resignation earlier this year. Voting takes place at Stella Park Junior Primary School in Stellawood Road. It begins at 7 a m and ends at 8 p m. Voters must bring some form of identification with them to the polling booth.

Issues which Mr Clark is worried about include:

- High rates increases,
- Traffic conditions in residential areas,
- Rents and facilities at council-owned flats,
- Further concessions for senior citizens, particularly on buses,
- Badly neglected parks, open spaces and roads in the ward;
- The 'atrocious' bus service and the 'alarming' fare increases (He does not support the Council's policy of running a cost-effective service)

Mr Clark firmly believes integration must come to Durban in an 'orderly and considered' way.

'You have to adapt to change before you are pressured into changing at the last minute,' he said

Mr Clark believes his

past experience as a councillor makes him better equipped to fill the vacancy than his opponent

Mr Harry Oldfield thinks differently

Mr Clark says he has spent four years in Council I spent 32 years in the municipality, taking an active part in the Municipal Employees' Association and becoming Chief Inspector of Licences,' said Mr Oldfield

His family has been active as public representatives for Umbilo — his younger brother Geoff is a provincial councillor and chairman of the Natal Provincial Council, while his uncle Henry was a city and provincial councillor

Since his retirement from the municipality in December 1983, Mr Oldfield, who has lived in

Umbilo most of his life, has worked as a business licence consultant. He has also been a freelance sports writer since 1969

At present he is Umbilo divisional and branch chairman of the NRP

Service

He has served the community in various capacities, being a member of the Natal Coast Region of the War Veterans Torch Commando, the Durban Athletics Club, the Natal Athletics Association, the Durban Municipal Employees Society and the Durban Parliamentary Debating Society

His main concerns are:

- The Council's 'extravagant' spending of 'ratepayers' money,



Durban City Council candidates Mr Harry Oldfield (left) and Mr Barry Clark.

- A better bus service.
- 'Unrealistic' evaluation of land and rates increases.

- A better deal for the 'red-tape' municipal
- 'Costly' municipal
- Mr Oldfield also supports orderly change, but

'right now I don't think integration would be acceptable to a large majority of ratepayers'

'All I can promise is that I will do my very best

in the interests of the city and ratepayers, particularly those in Umbilo,' he told the Mercury.

(Report by O Hensson 12 Devonshire Place, Durban)

R4-a-day workers not exploited'

264 Mercury Reporter

THE Durban City Engineer's normal workforce is too hard-pressed to be able to do the sort of work which people who are to be given jobs under the R4-a-day unemployment relief scheme will do

City Engineer Don Macleod gave the assurance that his normal budget would not enable him to employ people at usual rates of pay to do the work, assuaging fears that the relief scheme might lead to exploitation of people at low rates of pay

Durban's Management Committee has given the go-ahead — subject to

Mercury
14/10/85
money becoming available — for Mr Macleod's department to employ 48 unskilled labourers to clean up, level and plant grass on road verges.

Mr Macleod indicated he would be able to use three times that number to clean water-courses and to inspect water pipelines.

'The work we would do to provide employment in these categories is an ongoing thing that we wouldn't ordinarily be able to catch up on in 20 years,' he said

'There's no question that we could divert our normal workforce or finances'

Capital's drastic cuts

264 Pietermaritzburg Bureau Mercury

THE present economic situation has forced the City Council here to make drastic cuts in expenditure on all but essential items.

Presenting a record R191,3 million budget for the city this year, the chairman of the Finance Committee, Miss Pamela Reid, said the spending envisaged in the year ahead came at a time of deep inflation with labour, fuel, equipment and loan costs running at critically high levels.

In her budget speech Miss Reid said persistent price increases had made rises in rates and fees inevitable if the council was to maintain an adequate public service.

She said serious inflation was upon the country and costs were rising to a staggering degree.

Meeting of

taken over

of Indian

farmlands

16/10/55

Mercury Reporter

THE proposed incorporation of Indian farmlands into KwaZulu will be discussed by the Natal Inc. an Agricultural Union at an emergency meeting of its working committee in Durban today.

Mr Robert Mhoni, secretary of the association said yesterday that more than 300 Indian farmers and about 500 families in Emona outside Tongaat faced being uprooted.

'We are putting up a strong fight against the proposals. We may consider taking legal action if necessary,' said Mr Mhoni.

Mr Nakanishi Dymana, House of Delegates MP for the North Coast addressed the meeting and also pledged his full support to the farmer.

A five-man action committee was elected to monitor and co-ordinate the opposition.

Today's meeting will be held at the Clairwood Bulk Sales Market at 3.30 p.m.

'R4 a day not enough for jobless whites'

16/10/85

Labour Reporter



Mercury

THE Government's R4-a-day jobs scheme was not good enough for whites, a meeting convened by the Department of Manpower was told in Durban yesterday

Mr Wes Gavin, a trade unionist in the iron and steel industry, said whites could not survive on wages of R4 a day if they had to pay rent of between R350 and R400 a month

He said there were about 7 000 whites unemployed in Natal and many were artisans. The Government should consider creating more employment opportunities

'What about subsidising the shipbuilding industry in which thousands of employment opportunities can be created for the artisans?' he asked

'We want jobs. We don't want to live on charity.'

The meeting, chaired by Mr J N Hitchcock, divisional inspector of the Department of Manpower, was called to canvass the views of representatives of the Durban Metropolitan Chamber of Commerce, Chamber of Industries and trade unionists on the R4-a-day jobs scheme recently launched by the Government to assist the unemployed

Mr J. Phol, deputy executive director of the Natal Chamber of Industries, questioned the need for R4-a-day jobs for labour-intensive projects and said it was an exercise in futility to do things not absolutely necessary

'Does it really matter if there are weeds on the pavement?'

'Is it really necessary to tidy up a site and six months later find it covered with bush?'

Mr Roland Freakes, executive director of the Durban Metropolitan Chamber of Commerce, suggested that a water pipeline building project at Inanda be considered as one of the relief projects to receive Government funds

'The 20 km pipeline, costing about R2 000 000, will provide employment for about 2 000 employees for up to six months,' he said

Mr Hitchcock said the R4-a-day jobs offer was for a specific category of employment, mainly for the clearing of road verges, upgrading of premises, sites and sports grounds

'Admittedly an amount of R4 a day to workers is not a lot of money, but it is still a lot more than nothing. On the other hand it must be borne in mind that the lower the daily allowance the more people can be assisted under the programme,' he said

Persons interested in participating in the programme have been asked to submit their applications in the form of a letter to the Department of Manpower in Durban, indicating the nature and number of jobs available and the estimated duration of the project

R48 000 for Stanger work aid

Mercury Reporter

THE Stanger Town Council has been allocated R48 000 by the Government to provide work for unemployed people on a R4-a-day basis

Town Clerk Bill Byrne said yesterday that recruitment for 75 workers would start on Monday next week

'Workers will be employed for at least four months and will be paid a daily wage of R5 which will include travelling expenses,' he said, adding that he expected the vacancies to be filled within a few hours because of the vast area around the town and the unemployment problem

Mr Byrne said the council had applied for the cash because of a shortfall in funds to clear and tidy up verges, open space and parks

Meanwhile similar R4-a-day projects in Durban, Verulam and Pietermaritzburg are running smoothly

FIVE of Natal's leading business organisations yesterday condemned the latest consolidation proposals for KwaZulu.

Four of them branded the proposals 'unacceptable and inappropriate in the evolving constitutional framework in Natal'

In a joint announcement the Durban Metropolitan Chamber of Commerce, the Natal Chamber of Industries, the Durbanse Afrikaanse Sakekamer and the South African Sugar Association, made it clear they would take no part in the first meeting in Durban today of the Commission for Co-operation and Development, which will be hearing evidence on the consolidation plans

The proposals involve the transfer of huge tracts of land, the clearing of 'black spots' and the removal of thousands of people.

The fifth body, the Zululand Chamber of Commerce and Industries, reiterating its opposition to the proposals, also dissociated itself from submissions it believed the Zululand Regional Development Association had made to the commission

The joint statement said 'The four organisations reaffirm their view that KwaZulu and Natal are an integrated economic unit and that further consolidation would be inimical to the objective of achieving, as soon as possible, a local political structure which will provide for joint decision making among whites, coloureds, Indians and blacks and at the same time ensure the protection of the rights of all communities.'

Jeopardise

'Progress is being made by the Provincial Administration and the KwaZulu Government in this context, and the four organisations are committed to assisting to the full in this development'

The Zululand Chamber of Commerce and Industries, which represents 584 members from Richards Bay, Empangeni, Eshowe, Stanger, Mtubatuba and Melmoth, said it could not support the proposals 'as no long-term benefit to society as a whole can be seen from the social, economic or political points of view'

The chamber had already pointed out that consolidation would seriously jeopardise the economic viability of the two regions which were economically indivisible

Mercury Reporters

Furthermore KwaZulu was economically unviable as a separate entity and the remaining part of Natal would have to support it from an eroded economic base

The cost of further land transfer would be out of proportion to the resources of the country and at the expense of the central economy while there was no guarantee

that the end product would be acceptable to all race groups

No proposals should be put forward, the chamber declared, until consultations had taken place with all groups and acceptable solutions jointly determined

The consolidation proposals have also been op-

• TURN TO PAGE 2

BULLERBULTMUTUKEER BUSINESS STUBS

Mercury

18/10/85

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Mr Harding said strong public feelings about apartheid in the Caribbean could force governments in the region to harden their present stance against sportsmen with South African links

Guyanese officials said they doubted whether any other Commonwealth Caribbean state would follow them at this stage in imposing a life ban on all foreign sportsmen who have played in South Africa

This stance led to the country's exclusion from next year's England tour and the previous one four years ago

Caribbean countries impose a life ban on their own nationals who play in South Africa — (Sapa-Reuter)

● See also Page 11

KwaZulu

● FROM PAGE 1

posed by the Regional Development Association for the greater Durban metropolitan area, the Natal Indian Cane Growers' Association, the New Republic Party's Natal leader, Mr Derrick Watterson, the party's MP for Mooi River, Mr Ralph Hardingham, the Natal Indian Agricultural Union, black residents of Reserve Four, near Richards Bay, and residents of Lamontville, Hambanati in Tongaat and Clermont, near Pinetown

The commission, under the chairmanship of Mr Hendrik Tempel, sits at the Four Seasons Hotel in Durban at 8 a.m. today

(264) (10)



Commission hears plan for KwaZulu systems

Mercury Reporter

THE KwaZulu consolidation proposals were rejected out of hand by representatives of a number of organisations which appeared before the Commission for Co-operation and Development at a closed-door hearing in Durban yesterday.

The 12-member commission under the chairmanship of Mr Hendrik Tempel heard representations from more than 30 groups, representing a wide range of communities farmers organisations church leaders and business concerns

The Tongaat Hulett group which was represented by a three-man delegation headed by Mr M E Emmanuel a director of Tongaat Hulett Properties also opposed the plans

After presenting his delegation's case Mr Emmanuel said 'The chairman of the Tongaat Hulett Group, Mr Chris Saunders, is on record as saying that the group is wholly opposed to further piecemeal consolidation of KwaZulu

Opposed

'It was said to the commission, however, the group does recognise its social responsibility to make land available for development of all peoples of KwaZulu when needed

'The group sees KwaZulu/Natal as one economic and political entity,' he said

The North Coast Regional Development Advisory Association also opposed the proposals, Mr D G Clarkson, chairman of the association's economic affairs committee said afterwards

The Anti-Consolidation Action Committee representing the residents of Clermont, Klarwater, St Wendolin's, Lamontville and Hambanati, blasted the proposals as 'a further entrenchment of apartheid and the homelands system which divided South Africa along racial and tribal lines'

In a statement after presenting its case to the

commission, the association said 'The people of this country, with the exception of a small minority, unequivocally reject the fragmentation of the land according to racial and ethnic lines'

The policy of forced removals would continue and thousands of people would be affected

The Natal Indian Cane Growers Association, represented by its president Mr Pat Bodasing and deputy president, Mr Y S Chinsamy said more than 3 000 ha of prime Indian farmland would be lost

It would disrupt a settled Indian community of more than 5 000, including 350 farmers actively engaged in sugar farming and market gardening

'The contribution of the Indian farmer to the agricultural productivity of the province will be seriously impaired and 1 200 families dependent on the land for their livelihood will be economically ruined,' Mr Chinsamy said later

Violence

Mr Paddy Kearney, a director of Diakonia, in a statement said 'We are aware that the issue of consolidation has plagued the communities of Hambanathi and Lamontville into a serious state of unrest in the past which continues right up to the present.

'To proceed with the proposed plans would we believe, result in a considerable escalation of violence, destruction and loss of life A Government which goes against the views of the people who will be most affected by its proposals is courting disaster,' he warned

Two House of Delegates MPs, Mr Narantuk Jamuna and Mr C N Moodhar also voiced opposition to the proposals

Mercury

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'Unrealistic' proposals for KwaZulu are criticised

Mercury Reporter *MORAN*

THE proposals for the incorporation of parts of Natal into KwaZulu were criticised by community leaders yesterday as the Commission for Co-operation and Development continued to hear evidence

The 12-member commission under the chairmanship of Mr Hendrik Temple sat in the Margate Town Council Chamber and continues its hearing behind closed doors today

Mr Peter Miller, New Republic Party MPC for the South Coast, who was to give evidence on the effect consolidation would have on two farms in the Harding area, accused the commission of drawing lines on a map and not carrying out proper investigations before making decisions

He said sections of the farms which were to be excised contained their infrastructure. The farms would be useless without the infrastructure and the infrastructure would be useless without the farms

In another attack on the proposals last night, the NRP MP for Mooi River, Mr Ralph Hardingham, addressing a public meeting in Kokstad, said he failed to see what the Government hoped to achieve by pressing ahead with the proposals which were 'completely unrealistic in today's political climate'

Taxpayers' money

-Reiterating his call for the scrapping of the proposals, he said 'The exercise involved in arriving at the present proposals have taken years of work by the commission and have also cost the taxpayer an enormous amount of money

'It is clear for all to see that the Government is faced with a dilemma in that it has not got the money to underwrite the recommendations of the commission, nor has it a hope of moving the many thousands of people envisaged by the commission

'The Government should have the courage to scrap the proposals forthwith before further unnecessary spending of taxpayers' money is incurred. I am satisfied that direct negotiations with the KwaZulu Government will be able to solve any problems relating to the undesirable settlement of people in sensitive areas

'While attention is presently being focused on proposals for the consolidation of KwaZulu, one must not lose sight of the fact that lurking in the background, and tucked away neatly for the time being, are the commission's proposals for the further consolidation of Transkei

Affected people

'The people of East Griqualand who could be materially affected by such proposals have the right to know what the Government has in mind for this part of Natal and I therefore call on the Government to come clean and to make public immediately their intentions'

Mr Temple said the findings were not expected until next year at least

It might also be necessary to hold further hearings and inspections-in-loco, he said, adding that the commission understood the need to have the matter finalised as soon as possible because of the uncertainty it had created for the future of the affected people

The commission moves to Pietermaritzburg tomorrow. The hearing will be held in the supper room in the Town Hall

A two-day hearing has been set down for Ladysmith, starting on Thursday at 2 p m

ARGUS 23/10/85

Plan to open Durban buses to all races

Argus correspondent

DURBAN — An application to desegregate certain of Durban's bus routes was finally launched by the Durban Transport Management Board before the Local Road Transportation Board today

The court was packed with supporters of the application, including the South African Institute for Race Relations and Women for Peaceful Change, and objectors including the chairman of the Civic Action League, Mr Arthur Morris, and vice-chairman of the Conservative Party in Natal, Mr JG Mohr.

A representative of the Intertown and South Coast Passenger Services, which carries black passengers, withdrew opposition

For the applicant, Mr D I Moe pointed out that the application only concerned the carrying of white passengers on certain Greenline services which normally only carry blacks. The routes affected would only be the Point area, Durban North-Glenashley, Glenwood-Howard College, the Berea area including Haig Road and Musgrave Road and the Tollgate route

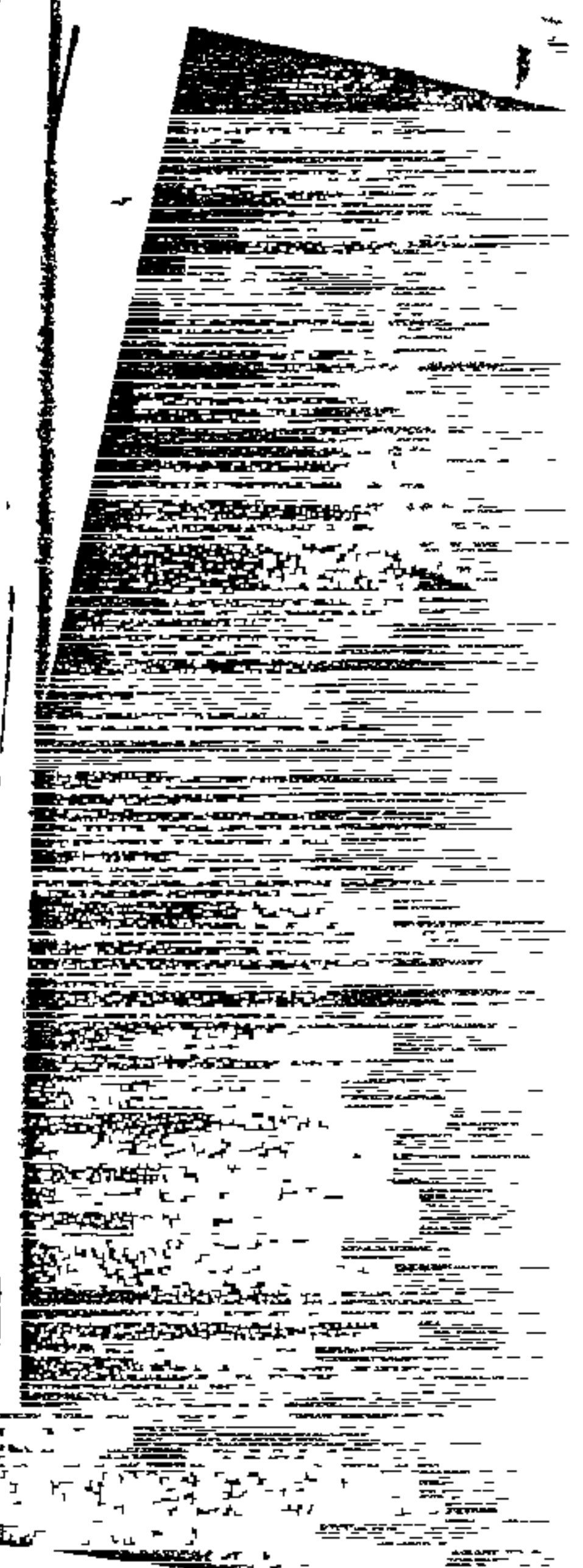
Mr Moe said desegregation would not apply to any other routes and that white passengers would be given the option whether to use desegregated buses or not. The routes that were opened to all races would be widely publicised to protect whites who did not want to travel on black buses

A representative for Putco pointed out that if the application was successful, Putco might be adversely affected and therefore objected to the opening of those routes to all races

Mr Moe pointed out that Putco had no right to object because it only carried black passengers

Only carriers of white passengers would be affected by the application

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See Point
Corner Main and Glen

Land plan opposed

Pietermaritzburg Bureau

M. W. W.
THE Natal Agricultural Union has expressed 'moderate general opposition' to the KwaZulu consolidation proposals in a memorandum submitted to the Commission for Co-operation and Development which sat here yesterday.

The Lions River Division Agricultural Society

said the principle behind the consolidation of land in Natal and the concomitant forced removal of people was 'in direct conflict with the basic Christian principles on which South Africa was founded'.

The Pietermaritzburg Chamber of Commerce said it was opposed to any further proposals for the geographical consolidation of KwaZulu.

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24/10/85

Goodwill body open to all

Mercury Reporter

THE Durban Relations Committee, formed about 11 years ago by the Government to promote goodwill among all races, opened its doors to Indians and blacks yesterday

Addressing a meeting of the committee in the Durban City Hall Jubilee Room, the Deputy Minister of Constitutional Development and Planning, Mr P J Badenhorst, said it was an historic occasion

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while the many relations committees throughout the country have up to now only consisted of whites and coloureds, we are now entering a new phase of sound intergroup relations where members of all our communities — black, white, coloured and Indian — will participate in the activities of the committee

'This will be to create a better understanding by

26/10/85
means of direct and open discussion, contact and communication,' he said

He said the lack of communication and understanding between peoples of all race groups was one of the main causes of unrest

'A venture like the relations committees therefore holds the key also to the calming down of the unrest in the townships and helping towards normalising the situation'

Public Sector - Local Authorities - NATAL

1986

Council may vote on clamps

N/M 17/12/86

(264)

Municipal Reporter

THE Durban City Council may vote early next year to reject the Government's Press censorship, following the controversy surrounding 72-year-old Mayor Stan Lange's public approval of the severe restrictions.

'I will speak to other councillors about drawing up a motion affirming the right of the council and the citizens of Durban to all information about the situation in South Africa and calling for the end of all restrictions on and suppression of information,' said Councillor Crispin Hemson (Stamford Hill).

'As it is the role of councillors to inform the public about issues relevant to the city, voters should contact their councillors if they want to support action against censorship.'

'This council is expected to be the dominant force in the Regional Services Council, which will control black areas. How on earth can we ever do something sensible about the black areas if we can't get information about them?'

'I think Stan Lange doesn't know what's going on in black areas so he doesn't understand the implications of the censorship.'

Southern Durban Indian LAC chairman Venketsami Pillay said 'If the city council is consistent it should react in the same fashion as when it condemned the Group Areas Act by voting on total opposition to the recent Press clampdown.'

He said the mayor's remarks caused 'a credibility problem' and placed LAC members in 'an embarrass-

ing situation'

'Whatever he says will be understood by the public as if the rest of the city council agreed with him. We are most disappointed with him.'

'He should have considered the feelings of the entire community and not merely reflected his personal views,' said Mr Pillay, whose LAC represents nearly 250 000 people.

Coloured LAC chairman Albie Stowman has suggested that the mayor may be forced to resign if controversy over his remarks continues.

And Councillor Ros Sarkin, back from a lengthy trip to Portugal and Great Britain, called the state of South Africa on her return 'deplorable'.

'It has been shown many times in history that keeping the public in ignorance places them at a disadvantage, so that they are less able to stand up to the problems they inevitably have to face,' she said.

Necklacings

Mr Kamal Panday, chairman of the Northern Durban Indian LAC, which represents 300 000 people in the city council, said he would discuss Mr Lange's comments with committee members.

Mr Lange said that censorship was justifiable because it 'cut down on a lot of necklacings'.

Asked how he knew this when the media were barred from communicating accurate information, he replied, 'I know I'm convinced that it has. There is a definite campaign against South Africa by the communists and the ANC.'

Stanger shelves freedom awards

Mercury Reporter

PLANS by the Stanger Town Council to award the freedom of the town to Chief Mangosuthu Buthelezi and President Botha had been shelved, Mr J R Maree, the acting Town Clerk, said yesterday.

He declined to divulge the reasons, saying the matter had been discussed 'in committee' and he was therefore not empowered to give the reasons.

Mr Yunus Moolla, House of Delegates MP for Stanger and vice-chairman of the LAC, said the time was not right to make the award.

'The current economic and political climate is not appropriate,' he said.

But, he said, he had no objection to the honour being conferred on Chief Buthelezi.

'One must acknowledge his untiring efforts towards the realisation of non-racial structures. Of particular significance are his role in the Buthelezi Commission and the KwaZulu Natal Indaba.

'So far as President Botha is concerned, my view is that while the State President is inclined towards reform, the structure at local government level under the National Party policy still entrenches racial separation and ethnicity.

'I believe that President Botha should move his party in the direction which will allow for the removal of statutory impediments that prevent us from having non-racial local authorities.'

Botha hits back at Indaba 'sniping'

25/11/86
28/11/86

(264) (A) (B)

African Affairs Correspondent

MR STOFFEL Botha, Natal leader of the National Party, last night said he was disappointed that the chairman of the KwaZulu-Natal Indaba, Prof Desmond Clarence, had not rebuked the PFP's Mr Ray Swart for saying the NP was trying to use Right-wing groups to wreck the Indaba

Mr Botha, Minister of Home Affairs, said Mr Swart's uncalled-for 'sniping' at other representatives taking part in the talks could only be directed at 'fully representative' bodies like the Afrikaanse Handelsinstuut and the Federasie van Afrikaanse Kultuur

'I refute the allegation that I or my party has any influence on them or has tried to intervene in their representations,' he said

'If they share the same philosophy as the National Party, then they are just as entitled to their viewpoints as those people who might support the policies of the

PFP'

He was disappointed that people who professed to uphold the freedom of speech and expression should make such 'baseless accusations'

It was tantamount to suggesting that the NP representatives had 'dishonest motives', Mr Botha said

Outcome

He was disappointed that Prof Clarence, as chairman had not 'admonished' Mr Swart for casting such reflections on 'fully-representative' delegates to the meeting. They, like everyone else, were there to achieve the best possible outcome

'That process requires argument and counter-argument,' Mr Botha said

He wished the deliberations well and hoped that these 'uncalled for' and unseemly' accusations would not inhibit the outcome

Prof Clarence said in reply that he had been critical throughout the Indaba

proceedings of people who had made political statements outside the Indaba which had been to the disadvantage of the 'smooth working' of the organisation

It would probably be some time before the final report of the negotiations was completed although most of the design work on a constitution had been finished

However, while this raised expectations of an imminent announcement concerning the final report, several points remained which had still to be discussed in order to satisfy as many delegations as possible

'It's a question of power sharing,' Prof Clarence said

'The aim is to produce a constitution which will satisfy all groups that they will have adequate representation in the running of the provincial legislature without fear of domination from any other group'

I'd have joined boycott, says Naidoo

28/11/86

GERMISTON—Daddy Naidoo, the Durban Indian who is the only black playing in this week's R100 000 Germiston Centenary Tournament over the Germiston Golf Club course, said yesterday he had apparently been expelled from the black Tournament Players' Association

Naidoo said he had been distressed by the news, passed on to him by one of the black golfers boycotting this week's tournament because of its association with what activists said was a celebration of the 'black man's oppression'

'When I hear officially from the TPA I will protest,' said Naidoo 'In the first place, as far as I know the TPA never held any meeting over the boycott, and I was certainly never told about it

'If I had been told about the boycott in time, I would have joined it, and I am in solidarity with the blacks who are not playing' — (Sapa)

● See also Page 30

(Sapa-Reuters)

NMA Indaba status cut

Municipal Reporter

THE Natal Municipal Association decided in closed session yesterday to reduce its involvement in the KwaZulu/Natal Indaba to observer status, blaming Indaba advertisements for implying that the NMA and its members agreed with the Bill of Rights

The executive has stated that NMA delegates and municipal councillors, who represent about 70 municipalities, have no mandate from the electorate to support or disagree with Indaba proposals

This is in contrast to a statement in September by NMA secretary Dr Annelie Rabie that it was hoped delegates would receive a mandate from their constituencies on the Bill of Rights in time for the November meeting

Durban councillor and Indaba delegate Mr Neil MacLennan called the decision 'a get-out by people who don't want to accept responsibility for making decisions'

'Elected representatives owe the electorate their judgement. They are elected to make decisions on behalf of the electorate,' he said

'If the electorate don't like it, they can throw them out in the next election, but I have never believed in this old story of hiding behind the electorate

'It is not within NMA's power or competence to agree or disagree with proposals essentially of a party-political nature,' said NMA president Louis de Clerq in his Press statement at the end of the annual meeting

The next annual meeting of the NMA will be held in Margate

159 264 N/M 15/11/86

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Councils plan KwaZulu 'contacts'

Municipal Reporter

REGULAR, although informal, contact with KwaZulu township councillors was agreed upon by the 70 representatives of cities and towns across Natal during the first day of the 82nd annual meeting of the Natal Municipal Association in Umhlanga yesterday

'We feel that given our experience we can assist them in common matters,' explained NMA president Prof Louis de Clerq

Prof de Clerq said although township managers were equivalent to town clerks, they differed in being answerable to the KwaZulu Department of Interior, not the township councils

The KwaZulu Natal Indaba Bill of Rights will be considered today in closed session

The delegates have also been asked to comment on a local government task team proposal to twin with cities in the homelands of Transkei, Bophutatswana, Venda and Ciskei.

Delegates were informed that the Department of Foreign Affairs will co-ordinate twinning efforts

But as Durban has in the past twinned with port cities only, Eilat in Israel, and Kaohsiung in Taiwan, it is unlikely that it will twin with any of the TBVC cities

Durban councillor Sybil Hotz's plea to return

'chairperson' to 'chairman' was granted

A move to create a local administration organisation which cut across racial lines was rejected

Southern Durban Indian LAC member R Panday had called for the NMA, a white body, and the Natal Local Affairs Committee, an Indian and coloured organisation, to 'forge together and form one strong municipal association'

City bid for mixed council probed

By PRAVEEN NAIDOO

THE creation of a nonracial city council for Maritzburg is being investigated by a committee elected this week

The committee consists of three city councillors, including the mayor, and three members each from the Indian and Coloured Local Affairs committees

The formation of the committee follows a row last month over the council's rejection of a motion by councillor Lionel Bennett calling for full voting rights for LAC members

The committee is to determine how to make the council completely nonracial, and will report back to a meeting of the full council and members of the LACs within a month, said deputy Town Clerk Derrick Wicks

Assurance

If the council agrees to becoming nonracial, the move will have to be approved by the Government before it can be implemented.

Mayor Mark Cornell says he has been assured by the Administrator of Natal, Mr Radclyffe Cadman, that the provincial authorities will seriously consider proposals for a nonracial council

One of the issues the new committee will discuss is changing the boundaries of the city's wards to allow all people over 18 to vote for councillors

The nine members will also discuss a suggestion that representation of a ward on the council should depend on the ward's contribution to the city's income

Committee member Rob Haswell plans to propose that wards be mixed to include an equal number of residents from each race group to prevent domination by any one group

ANC began push six months after Accord claim

BY STEPHAN TERBLANCHE

SOUTH African intelligence sources claim that a massive escalation in ANC personnel started in Mozambique a bare six months after the signing of the Nkomati Accord

According to sources in Pretoria, there are now several hundred trained ANC men in Maputo, allegedly the main centre from where a spate of terrorist incidents in South Africa has been launched in recent months

But ANC spokesmen in Lusaka this week denied that they had armed men in Mozambique, and repeated their claim that South Africa was creating an excuse for a massive intervention in the country to challenge the Machel government

The biff and bat comes amid increasing reports of significant Renamo gains in the swaying bush war which has helped reduce the Mozambican economy to shambles

According to the Pretoria sources, initial efforts by the Frelimo Government to abide by the Nkomati Accord and allow the ANC only to maintain its political office with between 10 and 12 staff members wavered under pressure from the Soviet Union, the frontline States and various organisations such as the OAU

Mounted

Six months after the historic accord had been signed, and as the pressure against Maputo mounted, bringing relations between Mozambique and the Soviet Union to an all-time low, South African sources claim evidence emerged that the ANC presence in the city was again growing

At the same time, the ANC chief military strategist and SA Communist Party chairman, Joe Slovo, again became a regular visitor to Ma-

puto, where he maintains an apartment

According to the sources, the ANC has once again established a military command and control centre in Maputo, called a Regional Political Military Council (RPMC)

Other RPMCs exist clandestinely in Lesotho and Swaziland and openly in Botswana.

At present, say the sources, the Maputo RPMC controls several hundred trained men, who have in recent months carried out numerous missions, especially in the Eastern Transvaal and Natal

The current chief ANC representative in Maputo is Jacob Zuma, who heads both the political and military functions

Controls

The Maputo RPMC also controls the ANC's military operations in Swaziland and Lesotho, including the logistical supplies and communications with the ANC head office in Lusaka, Zambia.

Some of the Maputo RPMC officials, say South African sources, have been identified as members of the SA Communist Party, while there is close liaison between the ANC, SACP and the representative of the PLO and other terrorist organisations, who also maintain offices in Maputo

Among the ANC facilities in Maputo listed by the sources are a number of transit or "safe" houses in various Maputo suburbs used for crash-course military training of ANC operatives recruited in South Africa.

An ANC spokesman in Lusaka yesterday denied his organisation had armed personnel and insisted the ANC mission consisted of only six people. He also insisted the organisation does not use neighbouring countries to launch its raids

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264 NY 17/10/86

Council decides to set up mini indaba

Pietermaritzburg Bureau

THE Pietermaritzburg City Council has decided to set up a 'mini indaba' to consider far-reaching proposals for a non-racial council

Informal talks were held between the full city council and members of the Indian and coloured Local Affairs Committees yesterday to discuss the future role of the LACs and to resolve the dispute over the recent decision not to debate a motion to give the bodies full rights on council

Yesterday's brief meeting with the LACs ended with a unanimous decision that a special sub-committee be established to discuss the possibility of a 'non-racial' city council for Pietermaritzburg

Earlier this year the council passed a resolution rejecting the idea of a divided city and accepting the ideal of a non-racial council, and instructed the Town Clerk to report on how the city could go about this

In a memo to councillors, Town Clerk Des White said that existing legislation did not provide for non-racial councils and suggested that the council and LACs discuss the various options open to them

Some of the options put before the council yesterday and which will be looked at by the special sub-committee headed by the mayor, Mr Mark Cornell, were

To seek an amendment to the Local Government Promotion Affairs Act to allow an agreed number of representatives from the Pietermaritzburg LACs not only to attend but to vote at committee and council meetings,

To amend the 'franchise and election' legislation to enable the coloured and Indian group areas to be regarded as wards and for the election of a designated number of persons direct on to the city council, and

To consider adapting the Regional Services Council Act, and to consider black representation

It has already been mooted that the city council should allow members of the Indian and coloured LACs to vote at council meetings and agree to be bound by the majority decision

Councillor Rob Haswell, who opened the debate on the issue, emphasised that the principle of a divided city had to be rejected and outlined a number of proposals for a non-racial council — an issue which would ultimately have to be tested in a local referendum

Dressage championships start

Pietermaritzburg Bureau

THE 1986 South African Dressage Championships got under way at the Royal Agricultural Showgrounds here yesterday

The event, incorporating the Interprovincial Team Dressage Championship and the FEI John Haig International Dressage Competition (Group 1), will be held at the showgrounds today and Sunday

Both the interprovincial championship and the Prix St Georges Test of the international competition will be staged at Panorama farm here tomorrow

The qualifying event and the draw for the international event will take place at the showgrounds today, as will the nomination of teams for the interprovincial contest

Two top European judges, Mrs Jytte Lemkow

from Denmark and Mr Heinz Schutte of Germany, will be in the capital to adjudicate the international event. Fourteen South African judges, including Mr E J Holtz of Johannesburg, Mr J A M Shepherd of Hilton and Mrs A Glintenkamp of Cape Town, will also be on hand.

Prize-giving for the weekend's activities will be held at the showgrounds at 1.30 p.m. on Sunday

Mr Haswell supported the idea of the council having its own 'indaba' at which his and other councillors' suggestions could be discussed in depth. It was decided that three members each of the Indian and coloured LACs and the city council would be represented

During debate coloured LAC member Mr M T Hoskins described the frustration of having sat in on council meetings for the past 12 years without ever having voted on any issue

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Govt owes city R3 million for unpaid 'rates'

Municipal Reporter

THE Durban City Council is owed nearly R3 000 000 in unpaid property tax on Government-owned buildings for the 1985/86 financial year.

This is in spite of legislation requiring full payment of property tax on Government buildings.

'There is a R 2 945 000 shortfall,' said City Treasurer Wilf Stone last night.

'Representations were made a couple of months back through the United Municipal Executive for actual payments'

Mr Stone said the property tax system was only used for Government buildings.

Agreement

'We had an agreement that the Government would pay the equivalent of rates in the form of a property tax subsidy, building up to 90% of the rates for the general post office and the railways, and up to 80% for the other Government department buildings.

'The railways and the post office are virtually

to their 90% now

'However, the other departments never got up to the full 80% Last year they did not have sufficient money and the result was that we received less of a percentage than we received the year before.'

Legally the council is not in a position to recover the money.

'It's an arrangement, an undertaking from the Government so there's no way you can take legal action It is not a debt due. A subsidy is something an authority agrees to pay someone else but cannot be forced to.'

Backwards

'There's no firm commitment They just said that they would build up over a period but instead of building up last year they went backwards.'

'You make representations through the UME, which is the mouthpiece of local authorities, and state your case. If it is good enough you eventually get your money'

Miss Jenné Jordaan, SATS spokesman, said SATS would only start being 'fully liable for pro-

perty taxes like everyone else' in April 1987.

The SATS 'subsidy' on its rates was R6 700 000 in 1985/86.

'We estimate this to be a large proportion of the full amount,' said Miss Jordaan.

Mr Ken Hobson, chief executive of the Durban Metropolitan Chamber of Commerce, slammed the Government's actions.

Own laws

'Central Government has always been very reluctant to allow local authorities to have any share in the tax powers which it enjoys.

'They should at least be prepared to pay their proper dues as property owners.'

Dr Kobie Naudé, Transvaal Municipal Association president, said this week that the financial problems of local authorities could be solved if the Government abided by its own laws.

He said millions of rands was being lost because of the Government's refusal to pay full property taxes.

Finance Minister Barend du Plessis was in Germany last night and could not be reached for comment.

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10/10/86

Hands off Isipingo, says MP

Mercury Reporter

THE House of Delegates MP for Isipingo, Mr Nizam Khan, said yesterday that he was strongly opposed to the all-Indian town of Isipingo forging links with the Amanzimtoti Town Council to form a single local authority.

Isipingo's Mayor, Mr Hassim Mahomed, supported Mr Khan, saying that he, too, did not believe the town's people were 'pre-

pared to give up their right to control their own affairs'.

'We opted for autonomy because we did not get a fair deal when Isipingo was run by Amanzimtoti. Why should our people now throw away their independence?' he asked.

Mr Khan said the Government should return the Prospecton industrial complex to Isipingo.

'The fight for the return

of Prospecton will be continued in the House of Delegates when Parliament reopens next year,' he vowed.

The tug-o-war between Amanzimtoti and Isipingo over Prospecton took a new turn yesterday with the Isipingo Town Council calling on the Natal Provincial Administration to appoint a commission of inquiry into calls for the incorporation of Prospecton into

Isipingo

Amanzimtoti's Town Clerk, Mr Dave Ongley, confirmed that the council had agreed to a joint meeting with the Isipingo Town Council to discuss Prospecton.

Mr Mahomed said Isipingo would only consider attending if a proposition was made on the formation of a non-racial local authority with equal representation

Two quit Natal councils

Mercury Reporter

TWO Natal town councilors have announced their resignations

They are Mr R A J Nidd, Ward 1 representative on the Stanger Town Council, and Mr Sunjeeth Singh, of the Verulam Town Council

Mr Bill Byrnes, Town Clerk of Stanger, said Mr Nidd had not given any official reasons for resigning, but he understood he was taking up a new post which precluded him from continuing on the council

Mr Singh, who has served on the Verulam Town Council for the past three years, said he had decided to quit for 'various reasons'

He said he was not happy with the way some councilors were running the affairs of the council and questioned the decision to grant a two-year extension to the term of office of the Town Clerk, Mr Dick Naicker, who was due to retire in December

Mr Naicker said - 'Ironically, Mr Singh was part and parcel of all the decisions he is now questioning'

2/19/2015

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80 W 5 1/2

Tongaat to strive for removal of race law

Mercury Reporter

SOUTH Africa's only racially-mixed local authority, the Tongaat Town Board, yesterday unanimously resolved to work towards the removal of the Group Areas Act

However, Town Clerk Victor Parkhouse told the Mercury last night that the board would still abide by the Group Areas Act but would seize every opportunity to bring to fruition its ultimate goal.

As a start we've asked the Government to open our central business district to all race groups and we understand that the request is being favourably considered

It is just a matter of the Government issuing a proclamation opening the CBD for trading to all race groups,' he said

Statute Book

He said it was not within the power of the board to open its residential areas to all races while the Group Areas Act was still in force

The Group Areas Act is the law of the Government and not the law of the Town Board 'As long as it is in the Statute Book we are bound by it,' he added

The motion calling for the scrapping of the Group Areas Act was moved by board member Mr Manoj Singh

Tongaat hotelier Mr Geoff Pullan was elected new chairman of the board with Mr Hassim Arbee as deputy chairman

Tongaat is the only local authority in South Africa to have representatives of the white, Indian and black communities sitting as equals around the horseshoe with full voting rights

The non-racial board has been in existence since 1946

NATAL Mercury. 1/9/86.

Make Natal the 'first state in federal S A'

Pietermaritzburg
Bureau

AUTHOR and philosopher Sir Laurens van der Post was given a standing ovation at Michaelhouse on Saturday after a speech in which he said Natal should cease to be a province and become the first state in a federal South Africa

Guest speaker at the school's speech day and prize-giving, Sir Laurens told his audience of more than 1 000 pupils, parents and teachers 'Let's have a get-together and talk and tell the Government — not ask them — how we are going to set about doing it'

Sir Laurens prefaced his remarks by saying there was no justification for delaying the recommendations of the Buthelezi Commission

He asked people to think 'very deeply' about how lucky they were to have the Zulu nation.

'How lucky that you have all the raw material here to produce a pilot scheme for the rest of South Africa — and the rest of the world — to follow There is no justification for delaying the recommendations of the Buthelezi Commission any more

Great faith

'What we must insist on getting now, and there is no time to lose, is a state of Natal as the first state in a federal South Africa which is to come Get together with your Zulus, your Indians, your Afrikaners and your coloured people, because you will get tremendous support flowing in

from the world outside

Sir Laurens had always said he had great faith in this country 'because this is the part of the world where black, white, coloured and Indian have long been in contact with one another and potentially we have the finest human material to be found in Africa, if not in the world'

He spoke briefly of the 'terrible battle we have had' in Britain and the rest of the world over sanctions 'The world has gone mad about sanctions'

Sir Laurens said Chief Mangosuthu Buthelezi had been of the greatest assistance, he had spoken like a statesman and could be quoted against those who were not helping the country accomplish the final process of essential change

The chairman of the Michaelhouse board of governors, Mr Walter Strachan, thanked Sir Laurens for his 'message of hope for us in Natal and KwaZulu and for the Indaba as a whole'

In his speech, the rector of Michaelhouse, Mr Neil Jardine, said private schools ought to continue to work towards making people aware of their relevance and of the impressive contribution made to the life of this troubled country.

Vryheid
NATAL
urged to
prepare
for Indians

264
19/8/86

Mercury Reporter

THE Vryheid Town Council has been urged to provide an area for the settlement of Indians in the town.

Mr S V Naicker, Deputy Minister of Environment Affairs and House of Delegates MP for Northern Natal, said yesterday he had made representations to the Vryheid municipality and was waiting a response.

He said Indian workers had also contributed towards the development of Vryheid through their labour on the coal mines.

'Even up to now, many Indians, employed by the Hlobane and Nyati collieries are commuting daily from places such as Dundee, Dannhauser, Glencoe and Washbank because they do not have a place to live in the town.

'It is time that an area was earmarked so that these workers can settle with their families there,' he said.

CMC seeks advice on statements by councillors

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Dispatch Reporter

EAST LONDON — The Coloured Management Committee (CMC) resolved at a meeting here last night to seek advice from the mayor, Mr Joe Yazbek, concerning alleged attacks on the committee by two councillors, Mr Donald Card and Mr Errol Spring

The CMC decided to suspend its earlier resolution to attend action committee meetings if members were paid the same monthly allowances of R460, the same as city councillors, instead of R260

It decided that, although parity on allowances had been achieved, members should not attend action committee meetings until the differences with Mr Card and Mr Spring had been resolved

Mr Card and Mr Spring were alleged to have said at a council meeting that coloured and Indian management committee members did not enjoy the same standing in their communities as did city councillors.

"They do not have the same status

as councillors and if we wanted to do anything positive for these two communities we should be fighting for them to sit around the horseshoe," Mr Spring was reported to have said when opposing the parity move

Mr Spring was backed by Mr Card, who was quoted as saying, "You cannot pay the manager of a store the same as you pay the shop assistant behind the counter"

Last night the CMC said the published statements by Mr Card and Mr Spring had slighted the committee and an apology should be demanded from them

It was decided to approach the mayor for advice before taking further action

The CMC would disband only when the ratepayers who elected it decided it should, it was said

Earlier, the chairman, Mr J F. Temmers, expressed concern at the absence of city councillors without apologies

Move to control allocations

Dispatch Reporter

EAST LONDON — The CMC has decided to take control of the allocation of houses in the coloured municipal schemes.

The houses had previously been allocated by the housing officials of the municipality in liaison with the members of the CMC

The committee noted that the acting property manager had reported that the staff of his department (housing) were experiencing difficulties and confusion in the allocation of houses since the CMC chairman had indicated that he retained the final decision in the allocation of dwell-

ings.

It was decided that an earlier resolution allowing the housing officials to have the final say in the allocation of houses be rescinded and that the CMC retain the final say

The housing officials would continue to allocate houses but their decisions would not be final until ratified by the CMC

The committee approved two applications for trader's licences to open mobile shops in the Beverley Hills area of Buffalo Flats

The applications had been made by Mr C K Smith and Mr D Bentley.

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26/6/86 N/Sy

Two tipped to fill posts in new Exco

Mercury Reporter

THE leader of the Reform Party, Mr Yellan Chinsamy, and the Natal leader of the Labour Party, Mr Albie Stowman, are strongly tipped to fill the Indian and coloured posts in the new multiracial Natal executive.

Both men, who are influential in their respective communities and have had many years of experience in local government, said they would gladly serve on the new body.

However, three other Indians — two of them members of the ruling National Peoples' Party in the House of Delegates, Mr A G Joosub and former school principal, Mr S Naidoo, of Stanger, have also been mentioned.

The third candidate is Mr Hassim Cassim, the Northern Natal-based vice-chairman of the Natal Association of Local Affairs Com-

mittees.

There is a possibility of Durban's President's Council member, Mr Clyde Pearce, being appointed as the coloured member of the new executive and Mr Stowman replacing him on the President's Council.

Mr Stowman, who serves as chairman on the Natal Association of LACs and the Durban Coloured LAC, said he would be glad to serve on either the President's Council or the new executive.

He said he was aware that he was in the running for the Natal post, but wouldn't mind going to Cape Town.

Mr Chinsamy, who has served in local government for more than 45 years, is also vice-chairman of the South African Black Alliance and a close associate of Chief Mangosuthu Buthelezi, the Chief Minister of KwaZulu.

M/M 19/6/86

Rajbansi hits at Manco's college veto

Mercury Reporter

THE Chief Minister in the House of Delegates, Mr Amichand Rajbansi, yesterday hit back at the Durban City Council's Management Committee for rejecting the HOD request to use 39 ha of residential land in Cato Manor to build a R50-mil-

lion Indian college of education

Manco rejected the proposal on the grounds that under-utilised white colleges, including the Edgewood College of Education, should be opened to all races instead

Speaking from Cape Town, Mr Rajbansi said the

council had been fully aware for the past four years of the plan to build a teacher-training college in Durban

He said the Edgewood College had been controlled by the NRP-controlled Provincial Council until April 1 this year

'Why did they not adopt this attitude before April 1? Is it because their own people were in control of affairs and now white education has been transferred to the central Government?'

'In this case it appears to be party political in-fighting. Must people who are not white not be provided with facilities because white institutions are under-utilised? Is there honesty and sincerity in Manco's motives?'

'They have to ask themselves why all these years before April 1 they did not take this stand. Furthermore, would they consider the provision of amenities and facilities in areas where they need them most and get rid of apartheid from the municipal budget?' he asked

Edgewood College of Education, Pinetown, has just over 700 white students currently enrolled, although it has the capacity for 500 more students

Prof Andre le Roux, head of Edgewood, approved Manco's decision, saying, 'I would be very positively disposed to opening Edgewood to Indian students'

'The De Lange Commission recommended that maximum use be made of all educational facilities and this seems to me to be the rational thing to do'

Services may be ²¹⁵⁹privatised

Municipal Reporter

THE Durban Corporation is seriously considering handing some of its services and amenities over to private enterprise

Areas being considered include the golf courses, parks, swimming pools, bus tours, garbage collecting, parking meter maintenance and the Virginia Airport

Manco chairman Mrs Sybil Hotz said 'In any bu-

reocracy there's a tendency to add and add with very little tendency to take away

'I don't know how much more we can grow. It concerns me when I see the costs escalating for services which sometimes only a small segment of population enjoy'

She predicted that the process would not be simple, 'because if some services, like the buses,

run inefficiently, we will fail to provide for people's needs'

She suggested possibly privatising tour buses, garbage collection, parks upkeep, all repair workshops, cleaning services, airconditioning, store-keeping, computer services, window-cleaning, Virginia Airport and the municipal asphalt plant

Town Clerk Mr Gordon Haygarth said yesterday that 'heads of department are meeting to examine within their own departments those functions which can be performed by the private sector with advantages to the ratepayers'

However, he warned, the process of privatisation was 'long and ongoing'

'It can't convert overnight. Until you examine each field individually, you cannot know how much will be done'

Mr Errol Scarr, the director of Parks, Recreation and Beaches, said the department had 'privatised a large number of services already. We have about 19 contracts with private industries at present'

He said private industry currently buries paupers, removes litter, levels, clears and grasses open spaces and recreational grounds, constructs cricket pitches, maintains flats and verges and delivers topsoil and compost

The department currently has out to tender the maintenance of irrigation systems, and, said Mr Scarr, was considering doing the same to landscape constructing, all mechanical and plant maintenance and the upkeep of cemeteries

Mr Jeff Willemse, markets director, said: 'Privatisation has only recently

been discussed so it's a little bit early to decide'

City Engineer Mr Don Macleod said 'nearly 80% of all our capital expenditure is already done by private enterprise. There's not an awful lot more that we can put out'

He warned, however, of the risk of worsening services. 'My definition of private enterprise is that private enterprise takes over the whole operation, not skim the cream and leave us with the non-profitable jobs'

'That just means the ratepayers will end up paying'

'Ratepayers are entitled to a standard of service and private enterprise must provide equal or better at no greater cost, provided there is competition. It's up to private enterprise to identify the areas where they can provide the service'

Narrow defeat for LAC voting powers

Municipal Reporter

MANCO chairman Sybil Hotz predicted yesterday that a Greater Durban Council, along the lines of the Greater London Council, would be formed to represent the views of all races living in the Durban area.

She revealed this after a Pietermaritzburg Council motion to give LAC nominees a formal vote in councils and committees was defeated by 32 votes to 31 during the first day of the Natal Municipal Association's annual conference.

'Local government as it is today has got to change,' she said.

'I'd welcome advice on how best to do this from any representatives, official or unofficial, of the

townships. The name of the game today is talk.'

Mrs Hotz said that extending the present LAC system to blacks — in which Indian and coloured nominees might discuss issues, but not vote on them, was patronising.

'There's no time for the observer system if you want to achieve any kind of stable government in the future. Those days are over,' she warned.

Councillor Hotz also suggested that the composition of the Natal Municipal Association be scrutinised with the intention of making it 'representative, in its widest sense, of Natal and KwaZulu'.

'The association at present does not represent a society in transition'

Her amendment to in-

clude KwaZulu in the Natal Municipal Association was ruled out of order yesterday, although Councillor Hotz gave notice that she would be reviving the issue in time for the next conference.

The association recommended yesterday that a series of seminars for town councils be arranged to discuss question of regional service councils.

A Howick motion to give voting rights to immigrants was defeated by a large majority on the grounds that the rest of South Africa's 'silent majority' should be given that right first.

N. J. M.
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12/6/86

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6/6/86

Access road 'now a political issue'

Pietermaritzburg

Bureau
THE 20-year-old environmental battle against the intrusion of a major access road to Chatsworth through the Stainbank Nature Reserve had become a political one, Mr Roger Whiteley (NRP, Durban Point), said yesterday

He made an urgent appeal to the Natal Parks Board to try to get the people of Chatsworth on the side of conservation to protect the reserve from being ruined by a highway running through it

Mr Whiteley said the reserve was a unique wilderness in the middle of a metropolitan area inhabited by about 1 500 000 people.

Unknown to many people, he said, was the fact that the reserve was of particular significance to the Zulus as Shaka and his impi had stopped there during his raids to the south

Mr Dering Stainbank, MEC for Parks Board affairs, was in Cape Town on Wednesday to discuss the proposed access road with three Cabinet ministers. MEC Dr Fred Clarke told the Provincial Council a decision on the road was likely 'any day now'

Yesterday was the penultimate sitting of the council. The closing ceremony has been set down for June 30 — the day the four provincial councils in South Africa are disbanded

The Provincial Secretary,

Mr Roy Hindle, made history in the council chamber by addressing the House from the Bar just before the adjournment

He said that over the years councillors had expressed their thanks to officials for their work, but there had never been an opportunity for the officials to respond publicly

He said that in spite of the many hours officials spent waiting in the corridors for their respective subjects to be debated, proceedings of the council would be 'something that all the staff will miss'

Mr Hindle said he was conscious of the excellent work councillors had done and their going out of office would 'leave a void which will inevitably place a greater burden on the officials'

He said it had been an honour and a pleasure to work with the Provincial Council and he wished members well for the future

The Administrator adjourned the sitting until June 30 for the valedictory ceremony, which will be attended by invited guests

Increases in the tax on horserace winning bets were approved by the council yesterday

The Horse Racing and Betting Control Consolidation Second Amendment Ordinance was moved by Mr Ray Haslam, MEC, and was read for a third time

The Executive Committee

should deal with the future use of the historic Provincial Council building in Pietermaritzburg 'as they see fit', the Sessional Committee recommended to the council this week.

It is understood that the building and its valuable contents and records will be handed over to the Department of Library and Museum Services for safe-keeping

The Director of Local Government in Natal, Mr Ron Pistorius, would resign on November 1, the Administrator, Mr Radclyffe Cadman, told the council yesterday

Mr Pistorius joined the administration in 1949 and rose to the position of Director of Town and Regional Planning before being appointed Director of Local Government in 1982

Mr Cadman paid tribute to Mr Pistorius, saying he had made a significant contribution at provincial and national level.

The Wheel Tax Ordinance of 1918, believed to be the oldest Provincial legislation still in existence in Natal, is to be repealed on June 30

The ordinance provides for a tax on animal-drawn vehicles, but it brought in only R26 in 1984

The third reading of the Wheel Tax Repeal Draft Ordinance will be the last local-government business to be dealt with by the council before it is disbanded

(Handwritten signatures and initials)
N/M 6/6/86

Durban council ^{NH} may follow capital ^{3/1/86} ⁽²⁶⁴⁾

Municipal Reporter

IT SEEMS likely that the Durban City Council will be facing a modified version of their Pietermaritzburg peers' proposal to establish a non-racial council

On Thursday the Pietermaritzburg Council voted 15 to one to have the Town Clerk investigate the possibility of a multiracial city council

Manco chairman Mrs Sybil Hotz (Durban West) said a multiracial council would be ideal

She called the LACs 'long outdated' in their current

form and said Manco was investigating delegating authority for various responsibilities to the LACs

Councillor Crispin Hemson (Stamford Hill) said he would be sending a letter to Manco asking that any planned improvements in the representation of Durban's people not exclude blacks.

Mr B D Naidoo, chairman of the Grey Street Indian LAC, proposed giving the LAC's full representation (they may not vote or make recommendations at present), and creating an LAC to represent Durban blacks, as a start.

Rajbansi, Reddy 'held Government to ransom'

Pietermaritzburg Bureau

MR AMICHAND Rajbansi, and Dr J N Reddy were accused in the Provincial Council yesterday of 'holding the Government to ransom' over the building of a major second access road to Chatsworth through the Stainbank Nature Reserve near Durban.

Mr Dering Stainbank, MEC for Parks Board af-

fairs, launched a stinging attack on the two House of Delegates ministers, saying the Government had been prepared to listen to some of 'their false arguments'

He said that for 20 years or more, argument and counter-argument, impact studies and surveys on different routes had been carried out

A priceless gift, 'probably one of the largest and most valuable gifts given by a single person in Natal to the people of South Africa and to this province',

would, to the best of his knowledge, be desecrated by a freeway

'I understand that the reason for this ridiculous situation is that ministers Rajbansi and Reddy held a pistol at the head of the Government and threatened to walk out of the tricameral Parliament unless a road was put through the reserve

'They are in fact holding the Government to ransom "Put the road through the Stainbank Nature Reserve or we will pull out of the

tricameral Parliament"

In the arguments that had been put forward, some of the statements had been untruthful and defamatory, Mr Stainbank said, 'and although I challenged Reddy to answer certain statements he was reputed to have made through the Press, I have not yet received a reply'

Naive

Nevertheless the Government and Cabinet ministers concerned were prepared to listen to them and to some of their 'false arguments'

'Does anyone in this honourable council honestly believe that J N Reddy and Rajbansi would resign their well paid ministerial offices in protest?'

He said the minister who had listened to those threats must have been naive to have accepted their challenge

'What he should have done was to have shown them the door'

All races in ^{N/M} _{23/1/86} (264) Stanger talks

Mercury Reporter

THE Stanger Town Council is to convene a meeting of representatives of the white, coloured, Indian and black communities to discuss proposals for a non-racial local authority for the Natal North Coast town.

A spokesman for the all-white council said yesterday the meeting would be held in the council chamber on June 12 at 6 p.m.

The Stanger Town Council became the first local authority in South Africa to throw open its doors to all race groups at its meeting on May 7 when the council unanimously resolved to go non-racial.

Mr R A Moodley, chairman of the Stanger Indian Local Affairs Committee, said the council was waiting for the green light from the Government to imple-

ment its plan.

He said the council had, through the Natal Provincial Administration, requested a meeting with Mr Chris Heunis, Minister of Constitutional Development and Planning. 'We are waiting for a response from the Province,' he added.

Stanger's coloured and black communities have also supported the move.

Mr D Goodwin, chairman of the Coloured Relations Committee, said 'We believe that Stanger should and can make a meaningful contribution towards social and political changes in South Africa.'

Mr Z C Bhengu, chairman of the Shakaville Local Committee, said the peoples of Stanger had made a good start to merge the communities at grass roots level.

Maritzburg council votes 'yes' for a non-racial suburb

Argus
1/5/66
264

The Argus Correspondent
MARITZBURG — Moves for the establishment of a huge multiracial suburb on the eastern side of Maritzburg were enthusiastically supported at a special city council meeting here.

The motion was put by Mr Mark Cornell, the deputy mayor, and adopted by 10 votes to two

"However, the two councillors who voted against the motion, Mr Lawrence Gillooly,

and Mr Rob Haswell, voted no because they felt I was not going far enough," Mr Cornell said afterwards

Handout

Mr Gillooly said that the mooted suburb would be viewed by the disenfranchised as a white handout. The council should rather work towards the creation of a multiracial council

Mr Haswell said one all-race suburb would hardly make a dent in the city's housing backlog

If the Group Areas Act were to be repealed the suburb

would become "a white elephant," he said

Mr Cornell said that Hollingwood, covering more than 250ha, stretched from the boundary of Sobantu village as far as Lincoln Meade beyond the former Roy Hesketh motor racing circuit

"I visualise Hollingwood as a suburb for all races. The people who better themselves really have nowhere to go

"I see it not as a residential area, but as a fully fledged suburb of Maritzburg, with its own schools and all the amenities," he said

(6) whether he will make a statement on the matter?

The MINISTER OF LAW AND ORDER:

(1) Yes.

(a) Searching and arrest

(b) Information was received that persons who were searched *inter alia* for murder, public violence, arson and assault with intent to cause grievous bodily harm, were hiding at the Wilgerspruit Fellowship Centre

(c) The Divisional Commissioner, South African Police, West Rand

(d) 59 members.

(e) (i) and (ii) A Brigadier in the South African Police. I am not prepared to furnish his name

(2) Yes.

(a) Since the suspects fled into the bushy hillocks

(b) 10 x 9 mm and 1 buckshot

(c) (i) 9 mm Uzi and shotgun. (ii) 9 mm and buckshot.

(3) No

(a) to (c) Fall away

(4) Yes

(a) All arrested persons.

(b) Since it is normal practice to search arrested persons for their own safety, for the safety of members of the Force and for evidence.

(5) Yes.

(a) 55 persons

(b) Their ages vary between 12 years and 50 years

(c) and (d) On various charges of murder, public violence, arson and assault with intent to cause grievous bodily harm

(6) No

HANSARD
Press conferences
9/4/86 908
*15 Mr D J DALLING asked the Minister of Law and Order:

(1) Whether the South African Police hold press conferences on crime news in Cape Town, if so, (a) at what intervals and (b) by whom may they be attended;

(2) whether any steps were taken against a crime reporter of a certain daily newspaper in Cape Town in respect of his attendance of these conferences; if so, (a) what is the name of this (i) reporter and (ii) newspaper, (b) what steps were taken and (c) (i) why and (ii) by whom were they taken;

(3) whether an agreement was reached between the South African Police and the Newspaper Press Union on the holding of such conferences, if so, what was the nature of this agreement;

(4) whether the steps taken against this reporter are in accordance with this agreement; if not, why not?

*The MINISTER OF LAW AND ORDER.

(1) Yes.

(a) Normally daily

(b) Accredited journalists who normally report about crime.

(2) Yes, the Commissioner of the South

African Police, in terms of an informal agreement which exists between the police and the Newspaper Press Union, has requested *inter alia* that a journalist against whom an alleged contravention of the Police Act is being investigated, not attend the crime conferences any longer.

(a) (i) I am not prepared to make known the name of the person, since the matter is the subject of discussions between the Commissioner of the South African Police and the editor of the newspaper concerned in accordance with an agreement between the Newspaper Press Union and the South African Police

(ii) *Cape Times*.

(b) The person was requested not to utilise the liaison facilities of the South African Police, until the matter has been settled to the satisfaction of both parties

(c) (i) Resulting from reports which appeared in the newspaper concerned following on a shooting incident in Gugulethu on 3 March 1986 in which seven alleged terrorists were shot dead.

(ii) By the South African Police

(3) Yes, it is an extensive informal agreement to further the interests of both parties in their endeavour to inform the public factually and correct

(4) Yes.

*The MINISTER: Mr Speaker, I am not aware of any specified transgression of the law which is being raised here. The circumstances which I see as applicable to this case cover a wider field than that of a specified transgression of the law.

Mr D J DALLING: Mr Speaker, further arising from the hon the Minister's reply, I wish to point out that the hon the Minister mentioned a specific contravention of the Police Act in the earlier part of his answer. I wonder whether he could give us greater detail on that aspect?

*The MINISTER: Mr Speaker, this matter relates in the first instance to the agreement between the Commissioner of Police and the Press Union. This is the essence of it. Furthermore, my reply contained, amongst other things, the following.

has requested *inter alia* that a journalist against whom an alleged contravention of the Police Act is being investigated.

I have told the hon member that I do not have the specific provisions readily available now. Thus I owe him an answer about that. I will make inquiries about it and provide him with a complete answer to this question

HANSARD
8/4/86
Natal/KwaZulu proposals
910
*16 Prof N J J OLIVIER asked the Minister of Constitutional Development and Planning:

(1) Whether he has reached any decision regarding the Natal/KwaZulu proposals submitted to him by the Administrator of Natal and the Chief Minister of KwaZulu during March 1986; if so, what is that decision; if not, when is it anticipated that a decision will be reached.

(2) whether these proposals are to be tabled in Parliament, if not, why not; if so, when;

(3) whether he will make a statement on the matter?

	Lwandle	Mfuleni	Worcester
(a) (i) Schools	R —	R —	R —
(ii) Houses	—	—	—
(b) The Building/maintenance of Roads and Drains	—	—	—
(c) Electricity/Streetlights	43 477	10 000	—
(d) Other amenities and services	—	1 470	7 930
	66 939	66 939	37 883
Total	R43 477	R78 409	R45 813

HANSARD 17/3/86 Col 543
 Bongwen/Brentville/Myana: improvements
 215 Mr R W HARDINGHAM asked the Minister of Constitutional Development and Planning

Whether any improvements were carried out in the Black townships of (a) Bongwen (Kokstad), (b) Brentville and (c) Myana (Howick) in the latest specified period of 12 months for which figures are available, if so, (i) what was the nature of these improvements and (ii) what amount was expended in each case?

THE MINISTER OF CONSTITUTIONAL DEVELOPMENT AND PLANNING

(a) and (b) Yes, projects for the upgrading of Bongwen (Kokstad) and Brentville (Mooi River) are at present under way

(a) **Bongwen:**

(i) Project	(ii) Amount
Renovation of hostel	R26 800
Installation of stoves (Hostel)	R30 200
Fencing of reservoir and Community hall	R20 000

(b) **Brentville**

Servicing of 100 sites	R350 000
Upgrading of soccer field and new tennis court	R 26 000
Stormwaterdrainage	R 20 000

(c) No upgrading in respect of Kwa Mevana (Howick) has as yet been commenced with as the retention of

this urban Black township is still under consideration

HANSARD 17/3/86 Col 543
 238 Mr A SAVAGE asked the Minister of Trade and Industry

Whether any industries that have been awarded decentralisation incentive benefits (a) have had these incentive benefits (i) removed and (ii) reduced, (b) were place-bound industries and (c) have since ceased to operate, if so, how many in each case?

THE MINISTER OF TRADE AND INDUSTRY

(a) (i) A total number of 92 firms have been notified that the incentives which they presently enjoy will be phased out over a period of two years ending on 31 August 1987 and, in the case of one company, on 30 June 1987. In the case of a number of firms falling under the sawmilling industry the incentives will be withdrawn only in respect of part of their production, namely wet sawmilling which does not qualify for incentives while certain secondary stages of processing do qualify.

(ii) A total of 122 firms have been notified that certain components of the incentives package granted to them will be phased out in the case of producers of cer-

tain cement products and tombstone manufacturers the transport rebates will be withdrawn on 31 August 1987 and in the case of industries established at Coloured and Indian preference employment points the long term incentives will be withdrawn on 29 February 1988

(b) The withdrawal of the incentives of the 92 firms mentioned in (a)(i) above and of 38 of the firms mentioned in (a)(ii) above, ie a total of 130 firms, is being effected in terms of multilateral guidelines on the consideration of applications for incentives by raw material orientated and locality-bound industries as well as on the basis of a decision by the Government in 1984 to phase out the incentives of existing industries falling in the two categories

(c) The Decentralisation Board is not aware of any firm closing down its operations as a direct result of having to forfeit part or all of its decentralisation incentives

Q. COL 546
HANSARD 17/3/86 Col 546
 244 Mr R W HARDINGHAM asked the Minister of Constitutional Development and Planning

Whether the Natalia Development Board paid any subsidies to community councils of Black townships in the 1984-85 financial year, if so, (a) what are the names of the townships concerned, (b) what was the total amount paid in respect of each such township and (c) for what specified purposes were these subsidies paid in respect of each such township?

THE MINISTER OF CONSTITUTIONAL DEVELOPMENT AND PLANNING

Yes.

(a)	(b)
Colenso	R 84 680
Dundee	376 360

Glencoe	262 292
Greytown	431 413
Hambanati	919 960
Kokstad	291 927
Ladysmith	457 891
Matatele	39 934
Mooi River	230 886
Ningizimu	6 507 721
Sobantu	1 093 389
Vryheid	316 257

(c) To compensate community councils for deficits on their general accounts

HANSARD 17/3/86 Col 546
 254 Mrs H SUZMAN asked the Minister of Justice.

How many (a) Whites, (b) Coloured, (c) Indians and (d) Blacks were convicted of trespass in 1984 and 1985, respectively, in (i) each of the main urban centres and (ii) the Republic?

THE MINISTER OF JUSTICE.

The information is not readily available.

HANSARD 17/3/86 Col 546
 261 Mr R M ANDREW asked the Minister of Constitutional Development and Planning:

Whether officials of his Department or any Development Board took any steps in respect of shelters of squatters in 1985, if so, (a) what steps, (b) how many shelters in respect of each specified Development Board area were effected by these steps and (c) where were these shelters situated in each case?

THE MINISTER OF CONSTITUTIONAL DEVELOPMENT AND PLANNING

Yes, officials of the development boards listed in items (b) and (c) hereunder

(a) Certain squatters were warned to remove their shelters or were given written notice to do so within 21 days and to obtain accommodation where their residence would not be illegal

Municipal employees back down

Municipal Reporter

THE Durban Municipal Employees' Society has backed down from the strong stand it took against the nature of the pay increase given by the Durban City Council in July last year and the size of the January 1986 increase

The DMES went to the Industrial Court because it wanted the July increase of R25 a month for all employees changed to a percentage increase and wanted more than the 5 percent increase given with effect from January this year

In response to this, the council reduced the January pay increase to 3 percent

Reinstated

Mr Dave Rogers, DMES chairman, said that for technical reasons the trade union had withdrawn its application to the Industrial Court and

the council had reinstated the 5 percent increase

This decision was ratified by the council recently.

Mr Rogers said the DMES had objected to the R25-a-month increase because it believed that employees should be paid according to their education and status.

Mrs Sybil Hotz, Management Committee chairman, said the committee had given the fixed-sum increase because it believed this would benefit employees at the bottom end of the pay scale.

She said the fixed-amount increase was one of the suggestions made to the committee by one of the four trade unions to which municipal employees belonged

'We felt that in terms of industrial relations it was what the council should be doing,' Mrs Hotz said

Natal Indaba's failure 'could mean catastrophe'

Political Staff

DURBAN — Chief Mangosuthu Buthelezi has asked people to answer history's call by supporting the Natal Indaba and warned that its failure could accelerate "the headlong rush towards catastrophe".

In a speech prepared for delivery to a Round Table dinner in Melmoth yesterday, he answered critics and spelled out the aims of the conference, due to start in Durban on April 3.

He said there was no intention to split the region from the rest of the country. He saw it as "a potential stepping stone towards uniting the whole of South Africa and its people under a just system of government".

He added: "What kwaZulu has in mind is the preservation of national identity through a federal relationship

between kwaZulu/Natal and the rest of South Africa, not essentially different from the type of federalism practised in West Germany and the United States . . . a state which is fully part of South Africa and subject to the exercise of certain central powers"

He said the Indaba, to which a wide range of bodies and organisations has been invited, would try to negotiate the creation of a single legislative body to govern the region and he hoped this would set an example to the rest of the country and the Government

"If the Indaba fails to generate the necessary goodwill, far-sightedness and wisdom it will be a terrible and quite likely terminal setback to attempts to solve our problems and find solutions through sanity and reason rather than bloodshed and war"

INVITED

He said those invited to attend were the New Republic Party, National Party, PFP, Natal Indian Congress, National People's Party, Solidarity, Reform Party, HNP, Labour Party, ANC, People's Congress Party, National Council of African Women, Durban Chamber of Commerce, Natal Chamber of Industries, Durban Afrikaanse Sakekamer, Afrikaanse Handelsinstituut, Inyanda Chamber of Commerce, COSATU, CUSA, TUCSA, Black Allied Workers Union, the Durban and Maritzburg city councils, Natal Municipal Association, Natal Association of Local Affairs Committees, Islamic Council of SA, Natal Provincial Council and the kwaZulu Government

Each organisation would be entitled to one representative and five advisers and each would have one equal vote.

The ANC has rejected the Indaba, as has Azapo — which was not invited anyway

The National Party has indicated it is not willing to take part in the talks but the Government is considering a Bill drawn up by representatives of Natal's Exco and the kwaZulu Government which will lead to power-sharing

Rightwingers unite to fight kwaNatal plan

NEWCASTLE — Action White Natal, a newly-formed organisation opposed to the amalgamation of kwaZulu and Natal proposed by senior members of the Provincial Council, yesterday claimed its aim was to "work towards the goal of uniting right-wing parties".

Executive secretary of the organisation, Mr Philip Schutte, said from Newcastle that following a meeting of 40 delegates from "all over Natal" yesterday, it had been decided to oppose moves by Mr Frank Martin, Natal's senior MEC, and Chief Mangosuthu Buthelezi, Chief Minister of kwaZulu, to amalgamate Natal and kwaZulu

"The vast majority of whites in Natal do not support this action and we will do everything to oppose it," Mr Schutte said

"We don't want to talk politics, but our aim is to work towards the eventual goal of uniting the right-wing parties," he said — Sapa

Natal, kwaZulu move closer to shared rule

11/3/86 SMP

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By Bruce Cameron, Political Staff

Cape Town

The Government appears set to accept a joint administration and executive for Natal and kwaZulu, but was still shying away today from a single legislature for the region.

A joint kwaZulu/Natal delegation led by kwaZulu Chief Minister Chief Mangosuthu Buthelezi and Natal Administrator Mr Radclyffe Cadman met Minister of Constitutional Development Mr Chris Heunis today to hand over an agreement on a joint executive and administration.

The talks between kwaZulu, Natal and the Government are the centre of international interest, with the Government's response being seen as having vital bearing on the commitment to reform.

But Chief Buthelezi made it clear today that this was only the first phase. The second phase was far more important — a common legislature.

The Government has already indicated indirectly that it will accept the first phase, but has so far avoided giving any hint of its intentions on the second phase.

Chief Buthelezi said that at this stage it was difficult to say whether he was hopeful or unhelpful about the Government response.

But he said that even if the National Party did not participate in the kwaZulu/Natal indaba in the Durban City Hall on April 3, the meeting would go ahead

The Government will officially receive a draft Bill today which will have to be approved by Parliament to set up the joint executive, which will operate on a confederal basis with both parties having veto powers on most measures. Invitations have been sent to 37 political and other interest groups — ranging from the ANC to the National Party — to participate in the indaba.

Precedent

The ANC, Conservative Party and the Herstigte Nasionale Party have already turned down invitations.

It is understood the National Party has still not decided whether or not to take part.

The problem faced by the National Party is that it would rather not take part, as a precedent could be set which could prove embarrassing at any central level constitutional negotiations.

But it is aware that a refusal would result in a slamming of the door by Chief Buthelezi on any constitutional talks.

In a speech on at the weekend, Chief Buthelezi warned of serious consequences if the National party did not take part, or did not accept the main thrust of any recommendations that resulted from the indaba.

12/2/86 (264)
3-DAT

Heunis gets JEA proposals



● BUTHELEZI

CAPE TOWN — Proposals for the establishment of a Joint Executive Authority (JEA) for Natal and KwaZulu were yesterday handed to the Minister of Constitutional Development and Planning, Chris Heunis, by the Chief Minister of KwaZulu, Chief Mangosuthu Buthelezi and the Administrator of Natal, Radclyffe Cadman.

During the hour-long meeting in his offices in the HF Verwoerd Building in Cape Town, Heunis was also informed "as a matter of courtesy" of the "Indaba" called for April 3 to discuss a joint legislative authority for the two territories.

The Minister told reporters afterwards that he would now submit the JEA proposals to government "for its consideration and decision".

The principle of co-operation between KwaZulu and Natal was, he said, a "natural manifestation of their interdependence in many fields".

Heunis declined, however, to comment on the proposed Indaba.

Asked whether a draft Bill to bring the JEA into effect, which was also handed to him at the meeting, was regarded as urgent, Heunis said he understood that Buthelezi and Cadman wanted a final decision from

government as soon as possible.

Both Cadman and Buthelezi said the meeting had been "cordial".

Buthelezi said he did not get the impression that Heunis was against the proposals but both sides realised that "it's not going to be an easy thing".

In a memorandum presented to Heunis and released after the meeting, Buthelezi said that in terms of the present statutory situation, KwaZulu and Natal could do "very little more than we have done" to eliminate unnecessary duplication of services.

"I see the endeavours we have made in KwaZulu and Natal as a region of SA as being capable of making a very important breakaway from the politics of prescription and rejection."

Although the actual proposals were not released, Cadman indicated in a memorandum presented to the Minister that the JEA would cover areas such as roads, education, traffic, libraries, nature conservation and recreation.

It would afford equal representation to Natal and KwaZulu, and would be financed from a joint account.

— Sapa.

Breakthrough near

Government is expected to respond before next month's KwaNatal indaba in Durban to the latest proposals for a joint executive structure between KwaZulu and Natal.

Talks in Cape Town this week between Constitutional Affairs Minister Chris Heunis, KwaZulu leader Chief Mangosuthu Buthelezi, the senior MEC in Natal, Frank Martin, and the Administrator of Natal, Radclyffe Cadman, set the scene for a major breakthrough in the long negotiations towards a common government for KwaZulu-Natal, sometimes called "the Natal option."

Observers believed government would have little difficulty accepting the joint executive proposed by KwaZulu and the New Republic Party-controlled Natal provincial administration, but was likely to stop short, at this stage, of agreeing to a common legislature.

Acceptance by government of the Kwa-Natal plan is regarded as crucial if Buthelezi is to be drawn into government's own plans for constitutional change.

The KwaNatal delegation in Cape Town presented Heunis with a draft Bill to implement the joint executive plan.

There is presently a non-statutory forum for co-operation between Natal and KwaZulu which has identified 15 areas where administration can be rationalised and money saved.

The proposed statutory forum would be accountable to Parliament. Joint services would be financed by contributions to a fund by both KwaZulu and Natal on an agreed basis, and by direct funding from Parliament.

Heunis said the KwaNatal delegation indicated they wanted a decision from government as soon as possible.

A major indaba in Durban next month will discuss the issue further. The National Party has been invited to attend, but has not yet decided whether to do so.

In Parliament this week a Nationalist

MP, Jurie Mentz of Vryheid, said Buthelezi was striving for peace in South Africa and had a key role to play in seeking solutions to the country's problems. He described Buthelezi as "a fellow South African and a Christian" who was prepared to share power with whites. ■

Nats dead-keen to talk away Natal

By JEAN LE MAY,
Cape Town

CHIEF Mangosuthu Buthelezi is offering an enticing constitutional carrot to the government in joining with the Natal Exco in proposals for administrative links between Natal and KwaZulu.

It is no secret that the government is dead keen to get talking to him about the State President's long-gestating statutory constitutional council.

And with the Natal/KwaZulu option a step closer to acceptance, the chief is obviously keeping his own options open about joining the council — but has made it clear that they can't have one without the other.

If the cabinet gives the green light to proposals made in talks in Cape Town this week, the likelihood of his joining the council increases. If it doesn't, it's back to square one.

As it happens, the proposals seem to lock naturally into the provincial-tier level in the federal-pattern jigsaw the government is slowly constructing.

This became apparent after talks this week between Minister of Constitutional Planning and Development Chris Heunis, Natal Administrator Radclyffe Cadman, Senior Exco member Frank Martin and Chief Buthelezi.

The proposals have drawn comment in government circles that they are in fact pretty close to draft legislation now being prepared for debate in parliament, probably after the Easter recess.

There is, of course, one important difference between the current proposals and the recommendations of the Buthelezi Commission, which suggested a joint legislature — the plan now known as the Natal/KwaZulu option.

But Chief Buthelezi has made it known that he is prepared to work in phases towards a joint legislature, and is supported in this by Martin.

Moreover, the government is unlikely to consider anything of the kind without drawing the Asians and coloureds of Natal into the discussions.

This should not be too difficult, as both cabinet ministers involved — the Rev Allan Hendrickse and Amuchand Rajbansi — have given their support to this week's discussions.

In the talks, the Natal/KwaZulu delegation proposed a Natal/KwaZulu Joint Executive Authority (JEA) for the areas of jurisdiction of both the KwaZulu cabinet and the Natal Provincial Executive.

The proposed JEA will be answerable to whichever of four bodies passed the legislation or made the decision with which it is dealing — parliament, the legislative assembly of KwaZulu, the Natal executive committee or the KwaZulu cabinet.

There will be equal representation for Natal and KwaZulu in the JEA, decisions will be by consensus — magic word — and deadlocks will be referred to the administrator and the Chief Minister for joint decision.

As to the nuts and bolts, there will be a secretariat, duties may be performed on an agency basis, the JEA will be funded by an account contributed on an agreed basis, and there may be joint or standing committees and joint statutory bodies comparable to the Natal Parks Board and the Natal Planning Commission.

Heunis has been characteristically oblique in fending off questions as to whether the government sees the JEA as a dummy run for its future plans.

But he may be prepared to give it a go. If nobody goes to sleep on the job, the JEA may actually be functioning by the end of the session.

Boy (8) ^{STATS}
shot by ²⁶⁴
councillor
19 3 86

A shot fired by a community councillor in the Kroonstad township of Seisoville killed a boy of eight on Monday night

After subsequent police action 15 high school pupils were treated in hospital for sjambok injuries and three activists arrested

The dead boy was Vincent Mntuze, a pupil at Boiteko Lower Primary School

Yesterday morning's police unrest report said the councillor opened fire and shot the child after being stoned

Colonel Vic Haynes of the Police Directorate of Public Relations said the shooting was being investigated

Residents said councillors and council guards have been involved in numerous shootings. Colonel Haynes said police were aware of several cases

25/3/86 STAR

NP says: 'We will send observers'

Serious blow for kwaZulu indaba

Political Staff

CAPE TOWN — In a serious blow to the Natal/kwaZulu indaba, the National Party, Natal Indian Congress and United Democratic Front today turned down invitations to participate.

But, significantly, the NP has agreed to send observers

Indications are that the non-participation of the two extra-parliamentary groups will not stop the conference going ahead.

Other groups which have refused to participate are the African National Congress, the Conservative Party and the Herstigte Nasionale Party

But most of the 31 other organisations invited have agreed to attend the indaba, which opens in the Durban City hall next Thursday

The Natal leader of the NP, Mr Stoffel Botha, said in a letter that the party "is directly involved in the Central

Government and consequently it would not be appropriate to participate in the indaba on the suggested basis".

But the NP would "in a spirit of goodwill, and as further evidence to our commitment to negotiation" send a delegation to attend as observers.

The delegation would be led by Natal NP chairman Mr Tino Volker and would include vice-chairman Mr Jurie Mentz and provincial secretary Mr Renier Schoeman

Mr Botha said the party had serious reservations about the invitations being sent to some organisations whose "declared intentions and activities are at variance with the norms of a civilised order and democratic process".

He also referred to President Botha's opening of Parliament speech, in which he referred to a negotiated future and the establishment of a National Statutory Council.

The Chief Minister of

kwaZulu, Chief Mangosuthu Buthelezi, warned in a recent speech that if the NP did not take part in the indaba it would be a "betrayal of their supporters, the people of Natal and kwaZulu, and of their own Cabinet Ministers, who invited the people of Natal and kwaZulu to come forward with a plan".

He warned that he could not be expected to participate in any forum the Government may devise at a national level if they refused to participate in the indaba

Dr Farook Meer, spokesman for the NIC and UDF, said the NIC had decided that it would not attend the indaba but would still consult community organisations to get a full mandate for its opposition to the talks

The UDF position was unqualified rejection. The main reasons included the view that the organisations could have nothing to do with apartheid structures

213/10 (24)

NP to attend Natal-Kwazulu talks

THE leader of the Natal National Party (NP), Stoffel Botha, has accepted an invitation on behalf of his party to attend as observers the KwaZulu-Natal indaba in Durban next week.



● BOTHA

The NP had reservations about certain other participants and or-

ganisations and, as the Natal party was involved in central government, it could not "participate in the indaba on the suggested basis", Botha said.

In a letter released to the Press yesterday and addressed to Dr Oscar Dhlomo of the KwaZulu government and Natal MEC, Frank Martin, Botha said his party would participate "in a spirit of goodwill and as further evidence of our commitment to negotiation as a meth-

od to further constitutional development". BUS DAY

The delegation will be led by the Natal party chairman and MP for Klipriver, Val Volker and will include his vice-chairman and MP for Vryheid, J H W Mentz and the Natal party's provincial secretary, Renier Schoeman.

They would report directly to Botha on the deliberations, the letter said. — Sapa.

Indaba under fire

Forces apparently bent on derailing initiatives towards a joint government for Natal and KwaZulu have struck in advance of the region's first constitutional conference, or indaba

The fire bombings of the home and office of Natal University social scientist Professor Lawrence Schlemmer, who used to head the Inkatha research institute, reveal the depth of political tensions.

Although no one has yet claimed responsibility, the attacks were clearly a political statement of opposition. The words "no indaba" were scrawled on the walls outside Schlemmer's fire-blackened offices.

Given the political passions aroused by the proposed indaba, the sabotage could have been motivated by elements on either the Left or the Right. Both extremes of the political spectrum view the mooted KwaNatal merger as a threat.

Schlemmer, a former secretary of the Buthezi Commission, is one of the chief proponents of power-sharing in the region. He recently told an influential Durban audience that, as a strategy away from the basic premise of apartheid, the move "could not be faulted." He insisted, too, that research conducted both before and after the Buthezi Commission report indicated that the proposals had the support of the majority of the people of the region.

Invitations to the indaba, which gets under way in the Durban City Hall on April 3, have already been posted. The response has been encouraging. The New Republic Party, the Progressive Federal Party (PFP), official parties of both ethnic houses of Parliament and a number of other interest groups have indicated a willingness to attend.

Predictably, political groups on both the extreme Left and Right, most notably the banned African National Congress and South African Communist Party, have rejected the talks. The United Democratic Front and the Natal Indian Congress have reserved their judgments until there has been "wider discussions on the possible ramifications."

Government, which is clearly wary of the developments, but is nonetheless allowing them to proceed, has remained noncommittal. An invitation was pointedly addressed to the National Party (NP) but, thus far, the NP has yet to say whether it will be sending an official delegate.

Just why government is being so coy is not clear — unless it has proposals of its own for regional government which run contrary to the sentiments implicit in the indaba. But, while proposals for a joint executive are acceptable to the ruling party, the sticking point would seem to be its opposition to a joint legislature. This could undermine the NP's fundamental commitment to ethnic or "own" local government structures.

Natal PFP leader Ray Swart says government would lose little political capital by attending the talks. He points out that it is a regional initiative with an open agenda and any organisation attending would be entitled to make any proposals it wished. "In the interests of Natal and all its people, let us go to these indaba discussions openly and enthusiastically, free of political posturing, free of preconceived prejudices and free of personality hang ups," declared Swart.

Although government's presence at the discussions would be significant, organisers have let it be known that they will press on — with or without the NP. "We shall carry on regardless," says Natal's senior MEC Frank Martin, who is the principal backer of the indaba. ■

RUSDPA

2/1/85

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Indaba could be bridge to span political void

THE Indaba — convened by Natal senior MEC Frank Martin and KwaZulu Chief Minister Mangosuthu Buthelezi — aims to formulate a constitutional framework for a single legislative assembly for a united KwaZulu/Natal.

At least 29 of the 40 organisations invited have indicated they would attend although non-participation of the United Democratic Front (UDF) and Natal Indian Congress (NIC) is undoubtedly a blow to the status of the meeting.

Attendance of National Party representatives, however, if only as observers, has been welcomed.

Second tier

According to Professor Lawrence Schlemmer, director of the Centre of Applied Social Sciences at the University of Natal and former organising secretary of the Buthelezi Commission, the plans would involve a second tier of government, presumably with additional powers, with a defined relationship to Parliament and Cabinet.

Schlemmer, who has maintained interest in the Natal option with help and advice to planners of the indaba, believes it could have two significant features.

Firstly, it could provide a constitutional model for bridging political thinking — on the one hand a commitment to protecting minority

THE KwaZulu/Natal indaba begins in Durban today. There is considerable hope in some quarters that it will point the way to bridging the gulf between those committed to majority rule on the one hand and group self-determination on the other, writes PETER WALLINGTON.

rights through racially-defined structures by some white organisations, and, on the other, black rejection of proposals based on group representation.

The indaba will have to resolve this conflict through consensus.

The second significant factor lies in the fact that it is a regional initiative. "Some parts of the country, whether they are provinces, parts of provinces or cities, are more ready for meaningful structural change in politics than others.

"The principle of local or regional options can provide a society with flexibility to cope with political strains that can tear a fully-centralised government apart," Schlemmer said recently.

Cape Town University political science head Professor David Welsh says the regional option, such as the indaba, was "possibly a promising way of approaching a national accommodation".

He points out that if a national solution is impossible at present, then the possibilities of a "non-racial regionalism ought to be pursued" Welsh stresses, however, that spon-

sors of regional options should not delude themselves "that it is in any way a long-term substitute for national accommodation".

A drawback for the indaba is the absence of some important black organisations.

The UDF said it wants nothing to do with apartheid structures. The outlawed African National Congress rejected the indaba because "it aimed to split up SA".

As Schlemmer pointed out, there is a reluctance to negotiate with government because of a fear that it would limit talks to how and to what extent groups would share power.

Welsh agrees that the credibility of the indaba would have been enhanced had organisations such as the UDF attended. "One hopes, however, that the successful operation of a KwaNatal authority might induce them at a later stage to change their minds".

On the positive side, the NP observers have been welcomed.

NP Natal leader Stoffel Botha has said the NP would do nothing to distract from the status of the indaba and that its findings would be referred to government.

While it is believed there was opposition within the party to participation, the decision to attend was probably influenced by the effect non-participation would have had on international opinion and on future negotiations with KwaZulu.

Indeed, Buthelezi has fought publicly against disinvestment and violence as a means of solving the political crisis — which has made him unpopular with other black groups.

For all his efforts he has had little in the way of concrete change to bring home to his constituents, and the indaba proposals would present government with an opportunity to reward him for his political stand.

The indaba has received wide support within Natal from organised commerce

Day one of the KwaNatal indaba

BY PATRICK LAURENCE

INSIDE: KwaNatal: The footsie-footsie option

Page 12

THE first step toward establishment of a single legislature for KwaZulu and Natal was taken yesterday when delegates representing all races and more than 30 organisations met at the Durban City Hall for the first session of an indaba on the region's future.

Co-hosted by the KwaZulu government and the largely moribund Natal Provincial Council, the indaba's primary task is to seek consensus as far as possible on the structure and composition of the envisaged legislature. Yesterday's session was the first of many to come.

Whether delegates representing political parties and institutions, ranging from Inkatha through the politically antediluvian New Republic Party to the Afrikanse Handels-instituut, will be able to devise a common formula, either by consensus or majority vote, remains to be seen. But even if they do — and they have

already invoked predictions of failure from several sceptical, head-shaking observers — that will only be the beginning of the problem. The National Party sent observers only. It will thus not be bound by any decision hammered out at the indaba.

The idea of a single nonracial or multiracial legislature for Natal is, of course, contrary to government policy. It will negate the racially-structured regional councils on which Constitutional Affairs Minister Chris Hennis has spent so much time and so much taxpayers' money. But even if the NP does approve a united nonracial or multiracial KwaNatal, as the proposed integrated region has been dubbed, it will still suffer from a major if not fatal defect.

The indaba has been shunned by major political forces: the United Democratic Front and the Azanian

People's Organisation, as well as the outlawed African National Congress and Pan-Africanist Congress (to whom invitations were sent out of naïveté or as part of a publicity ploy).

If, as some observers contend, there can be no regional solution in KwaNatal without Buthelezi and Inkatha, the time is rapidly approaching when there can be no solution without the UDF and the ANC and, to a lesser extent, Azapo and the PAC.

If, however, there were Jeremiahs yesterday forecasting doom for the indaba — one saw the participation of the NRP as a desperate but futile attempt by it to ward off political death — there were also people who feared that it might succeed: whites from ultra-rightist organisations, including the Herstigie Nasionale

Party and the Action White Natal.

They handed out pamphlets lambasting the organisers as the tools of profit-making capitalists; Anglo-American was a central factor in the plot to sacrifice whites for profit, the HNP averred.

But Buthelezi was concerned about a different danger. He warned delegates in his opening address to be careful of saboteurs, citing the burning down of the university offices of one of the key men behind the indaba, Professor Lawrence Schlemmer, as a reason for his counsel to delegates to be careful.

But his speech contained hopeful and apocalyptic notes. The indaba was a "lyst with destiny", an opportunity to "cut the Gordian knot of racism and injustice", a "forum where the people's voice will be heard" and a chance to "banish violence from our political scene".

uobos:uaut guntacur da bupow. | papapuar wetsvs puros:aurijpda up | samuragond | pawenai qhw seicqod sjvaisnpxe

Indaba call to delay Govt changes likely today

Political Staff

DURBAN — A call for a Government moratorium on the scrapping of the Natal Provincial Council in June and on the implementation of the regional services councils, was on the cards today as one of the first issues for the Natal/kwaZulu indaba.

And it is understood that the Natal executive has told the Government it is not prepared to go ahead with the establishment of the regional services councils until there is agreement from kwaZulu.

A number of delegates to the indaba, including Mr Frank Martin, Natal senior MEC, indicated today that they would support the call for a moratorium on both issues.

KwaZulu, with the support of the Natal Provincial Executive Committee, has already asked the Government to delay the scrapping of the Provincial Council.

UNDERMINE

Some delegates feel the two measures could seriously undermine the indaba.

And the indaba could make proposals that may result in the necessity — if the Government accepted the recommendations — of a change in the new Government-mooted structures soon after their implementation.

Indaba delegates decided yesterday that observers would be given speaking rights.

Chairman Professor Desmond Clarence, said the observers, who include the National Party representatives, had not asked for such rights but would be given them.

They would not be able to vote, however.

White right-wing attempts to denounce the indaba were brushed aside today.

The indaba has sparked the formation of a group of ultra right-wingers under the name of Action White Natal.

A letter from its chairman, Mr Chris Wolmarans, to members of the indaba said the indaba had no right to negotiate or discuss the future of whites.

● See Page 11.

4/4/86 STARS

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By Bruce Cameron

The Natal/kwaZulu indaba is not going to be a whizz-bang affair providing instant answers, but its participants hope that after a slog that could take months it could help the country out of its political impasse

Indaba chairman Professor Desmond Clarence summed it up at a Press conference by saying that no one considered the talks to be the be-all and end-all

But he did think it was "terribly important", and hoped it would make some contribution

The ground rules for the indaba are still being worked out by the delegates, and any proposals are still months away

Though there is no time limit, Professor Clarence agreed in an interview that the Government was taking various actions which could undercut possible indaba proposals

These include the scrapping of the provincial councils in June and the implementation of the regional services committees

Indaba: snap answers are not being sought

Both steps will result in a significant reduction in power of the second tier of Government, and a further entrenchment of divisions on racial lines

But Professor Clarence said the indaba would not become involved in a race against the Government

The 31 participants will first have to see if they have any points of agreement, then find agreement on the points on which they differ, and finally they will have to seek ways of persuading the Government to accept their proposals

Although the indaba has been called to consider a single legislative body for Natal and kwaZulu, there has not even

been agreement yet on this point

Once this has been established the delegates will have to decide on the type of representation, the numbers involved, and the accountability and responsibility of the legislature to all the people of the region

TAXATION

The extent of the powers, particularly in view of the even now limited powers of the provincial councils, and the major powers held by kwaZulu, would have to be defined

Agreement would be needed on how the proposed structure would fit in with central as well as local government

Financing of the legislature, including the powers of taxation, would be an important facet of any proposals.

The protection of rights is likely to be a thorny question and could develop into a debate over individual as opposed to group rights

Another debate is likely to be over whether the proposals should be framed within the context of the Government's reform moves, or whether these should be ignored altogether.

Professor Clarence says the first target would be to establish areas of agreement, and then move on to areas of disagreement

Agreement would be sought by consensus

This could take longer than resolving disagreements by a simple majority vote, but in the end he felt the result would be a broader base of support for any proposals made

If a vote had to be taken, said Professor Clarence, he would not be prepared to accept a small majority as being the feeling of the indaba

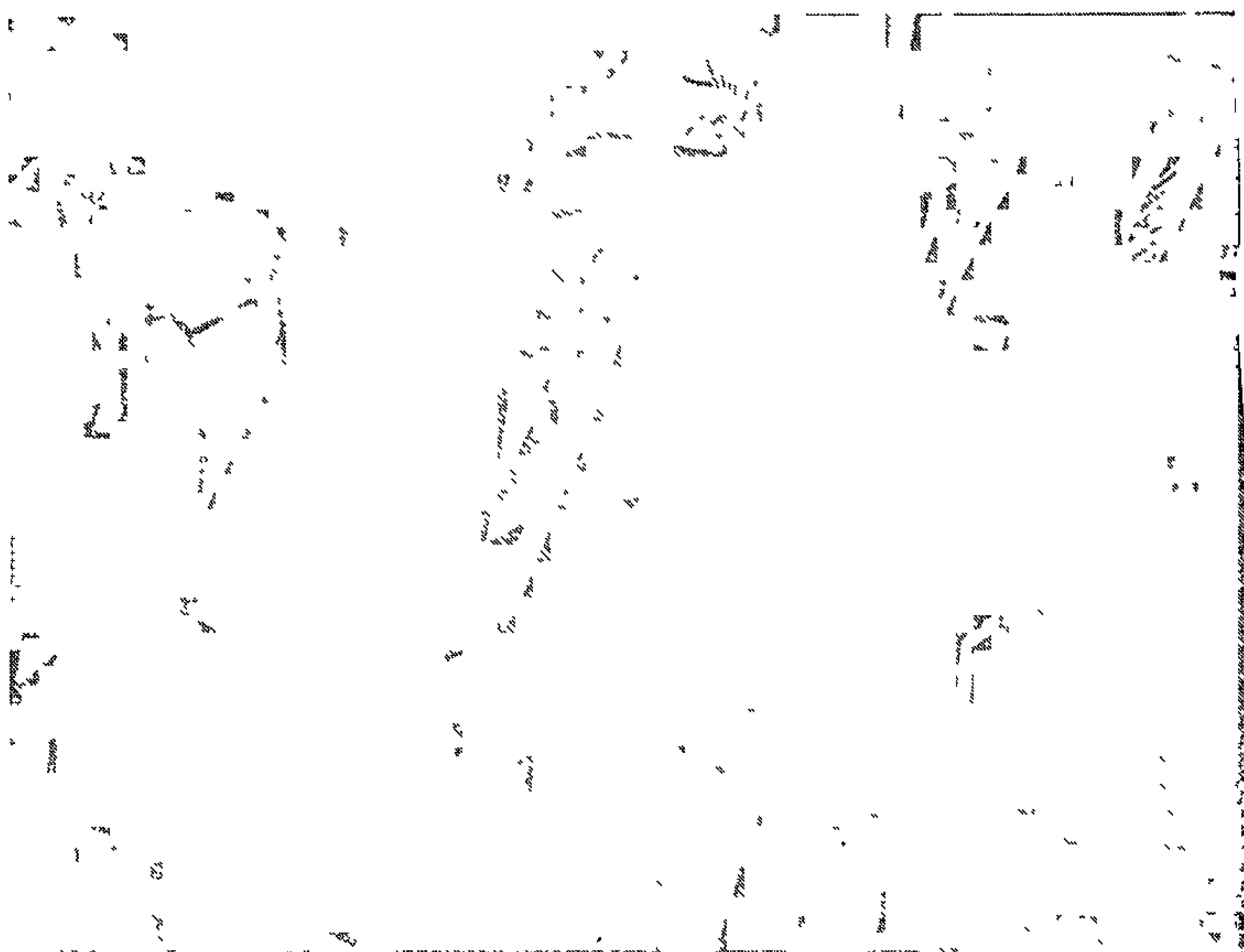
Once all these hurdles had been crossed, the indaba would then be faced with how to get the Government to accept any proposals

Professor Clarence said it was too early to even consider this issue

REFERENDUM

But delegates are already talking about a referendum being held in Natal and kwaZulu to establish the extent of support

The earliest estimate for the completion of the indaba is six months, with delegates meeting for roughly two days every week — but even on that there is no final agreement



Arriving at the Indaba yesterday are (from left) Mr Alex Hamilton (Natal Chamber of Industry), Chief Mangosuthu Buthelezi (Chief Minister of kwaZulu and head of Inkatha), Mr Abie Storman (Coloured Local Affairs) and Mr C van der Pol (SA Sugar Association).

KWAZULU-NATAL INDABA

By DENYSE ARMOUR
and SHAUN HARRIS

THE KWAZULU-Natal Indaba opened on a wave of optimism and hope this week in a packed Durban City Hall. But when the 33 delegates emerged at the end of the week, after the first two days of closed discussion to find common ground, there were rumblings that the tone of the indaba was "too conservative" and was dominated by "big business" interests and Inkatha.

Sources within the Indaba, closed to the Press and public after the opening session on Thursday, also complained that the gathering, to hammer out a single legislative authority for a combined KwaZulu and Natal, was not representative of all the people in the region.

A long road ahead

6/4/86
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Clearly the absence of some parties who declined to attend — including the ANC, UDF and white rightwing parties — was being felt.

And some delegates — who cannot be named because of an undertaking given at the indaba not to leak the contents of closed sessions — said the reasons for those groups refusing to attend should have been considered in the opening sessions.

Others said the lack of del-

egates from either the extreme right or left would make it easier for the indaba to reach consensus.

No significant decisions were taken this week. Instead, the delegates began to form the "ground rules" along which the indaba would run in the months to come.

Professor Desmond Clarence, chairman of the indaba, warned that the indaba's intention was to reach consensus and this would take longer than mere majority voting.

The indaba has settled its future procedures. Each representative to the indaba would be allowed up to five advisors who could speak on issues when invited.

Observers would be allowed speaking rights but not voting rights.

I'll drop indaba drive Buthelezi



KWAZULU leader Chief Mangosuthu Buthelezi has threatened to stop trying to prop up the KwaZulu/Natal indaba if whites, blacks, Indians and coloureds do not want it.

● BUTHELEZI The Chief Minister said in the KwaZulu Legislative Assembly yesterday that the indaba would have to be seen by whites as a challenge to themselves.

Responding to negative reaction to the indaba, which was officially opened last Thursday, Buthelezi said that if the indaba's opportunities were no more than

Own Correspondent

"pearls cast before swine", then it would be rank foolishness for him to campaign for it.

He said "nonsense" had been written about the outcome of the indaba being prejudiced because the United Democratic Front (UDF), the African National Congress (ANC), and the Azanian People's Organisation (Azapo) were not participants.

The indaba would not be catastrophic because the forces in violent politics did not support it.

"The KwaZulu/Natal indaba will only be catastrophic if those who are committed to democracy and decency are shown

not to have the guts to succeed in the face of hostility," he said.

If white South Africans spurned him as he suffered for them, and if they did not want him to strive for them as much he strove for black SA, then they should say so simply.

Buthelezi criticised remarks about him attributed to State President P W Botha in a recent interview with *The Washington Times*.

He said that, by mentioning the leaders of the so-called homelands in the same breath as himself, the State President had "tarred him with the same brush" as those leaders who had sold their "birthright" by accepting so-called independence.

Plea to govt not to pre-empt Indaba

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RAY SWART, Natal leader of the Progressive Federal Party, appealed to government yesterday not to 'pre-empt' the KwaNatal Indaba and make it more difficult for a decision to be reached.

Speaking during the Budget debate, he said the Indaba was a sincere attempt to find solutions to regional problems on a non-racial basis, while the rest of the country faced increasing political violence and unrest.

Government produced little evidence of a "grand plan" of its own to deal with the deteriorating situation in the country as a whole, Swart said.

Government had three alternatives, he said.

It could opt for far-reaching reform, positively and urgently; it could sink back into an increasing siege situation and prepare for the worst; or — just as bad — could dither between the two and do nothing.

This appeared to be the position chosen by government at present, Swart said.

Government had committed itself to the rhetoric of reform, but was reluctant to talk to anyone with whom it believed it would disagree.

"While government retreats in this fashion and displays its arrogance to-

ORMANDE POLLOK

wards any proposed solution other than its own, or to any negotiations other than those it deems appropriate, the situation in the country is worsening at an alarming rate," Swart said.

"In fact, to many, the aim of ungovernability is seen to be succeeding."

Government appeared to be mesmerised by threats from the left and right, stalling between the two.

Instead, it should be attempting, as a matter of urgency, to secure the middle ground occupied by the vast majority of South Africans of all races who were seeking nothing more than a peaceful solution to the country's problems based on recognition of human dignity of all and the rights and aspirations of all sections of the society.

Government should produce an acceptable manifesto of reform to be negotiated, and then try to achieve a moratorium on violence and unrest while negotiations proceeded.

By arranging a federal congress in August to consider the unrest and further constitutional adaptations, the National Party appeared to be subjugating the interests of the country to the whims of the party.

"Are we to expect no meaningful changes between now and August?" he asked.

FOCUS ON THE NATAL/KWAZULU OPTION

KwaNatal: the footsie-footsie option



There's an infectious new enthusiasm about the go-it-alone KwaNatal option. To many it appears the last hope for peaceful orderly change. But behind the new enthusiasm is an essential question: can the KwaNatal option survive the test of time?

By DARYL GLASER

A Witwatersrand academic, he is conducting research into the Natal/KwaZulu option

A PROMINENT financial journal proclaimed in a recent article: "There is a way out. With all SA calling for solutions to its grave and fundamental problems, one option presents itself as a realistic, low-risk starting point to a new future. It has been called the Natal/KwaZulu option."

Optimism about the "KwaNatal" option has become infectious of late. A whole range of influential "moderates" — politicians, academics, businessmen — have embraced the cause. And even the central government, after publicly snubbing the advocates of KwaNatal for several years, appears poised to leap on the bandwagon.

The KwaNatal option proceeds from two ideas. One is that Pretoria, instead of imposing its own solutions on Natal and KwaZulu, should allow "moderate" forces in that region to pursue their own political solutions and exercise greater authority over the region's affairs. The other is that Natal and KwaZulu should combine to form an integrated administrative, planning and political entity called KwaNatal.

To some these goals may sound unobjectionable. To others the initiative may look like a quirky attempt by white Natalians to regain the autonomy they lost in 1910. But it is in fact something more — and arguably more sinister — than either of these responses allows. It is an attempt to provide what its advocates call a "statist" model for constitutional reform throughout the country. By realistic, however, they appear to mean a conservative model that can defuse political conflict while leaving largely intact the existing distribution of political and economic power. It has already been rejected for this reason by most credible black representatives.

The vision of KwaNatal was hatched in the second half of the 70s, in opposition to central government attempts to fit Natal and KwaZulu into the apartheid straitjacket. Pretoria wanted to consolidate the fragmented KwaZulu bantustan into 10 units instead of 48, forcibly resettling perhaps half a million Africans in the process. And they wanted KwaZulu to accept political "dependence".

A whole range of vested interests in Natal/KwaZulu rejected this formula. Provincial bosses warned that it would lead to administrative chaos by forcing Natal and KwaZulu to duplicate infrastructures they could share in common. The sugar barons argued that it would create inefficiency in their industry, which could not afford any disruptions to the continuous flow of sugar cane needed to keep their capital-intensive mills running profitably. Many farmers complained about losing land to consolidation. KwaZulu insisted that it would never accept "independence". And almost everybody predicted that a straightforward apartheid solution in Natal

and KwaZulu would lead to conflict and political instability.

In its place they pleaded for a KwaNatal option. In 1980, calls for a regional solution found expression in two major commissions. The Lombard plan, sponsored mainly by the sugar industry, was the more conservative of the two. Taking apartheid territorial divisions as its starting point, it suggested that KwaZulu, "white" rural Natal and the Durban metropolitan area should have separate but equal representation in a common legislature, coupled to institutional protections for the white minority and the "right" of different races to "voluntary exclusivity".

The slightly more "radical" Buthelezi commission began its work in the same year and reported in 1982. Advertised as the first "black initiative" in the game of constitutional reform, the commission was sponsored by Zulu chief Mangosuthu Buthelezi and his Inkatha movement through the KwaZulu legislative assembly. In contrast to the parochial efforts of the University of Pretoria academics who produced the Lombard report, the Buthelezi Commission's star-studded cast included top businessmen, influential local and overseas academics and numerous politicians and technocrats.

The Buthelezi commission called for a "consociational" solution in Natal/KwaZulu. What this label meant was that the provincial administration, the KwaZulu government and local Indian politicians should collaborate via an executive coalition or "elite cartel". Beneath them should be a legislature entailing disproportionately large representation for minority groups, minority vetoes, an independent judiciary and other minority "protections".

The commission rejected "compulsory" in favour of "voluntary" group association, and favoured "geographical" over "ethnic" units of representation. But it did not question apartheid's premise that the central political challenge is containing conflict between "cultural segments". And while the commission called for a "mixed market economy" in which the state would

Buthelezi and Martin: Cosy, comfy bedfellows

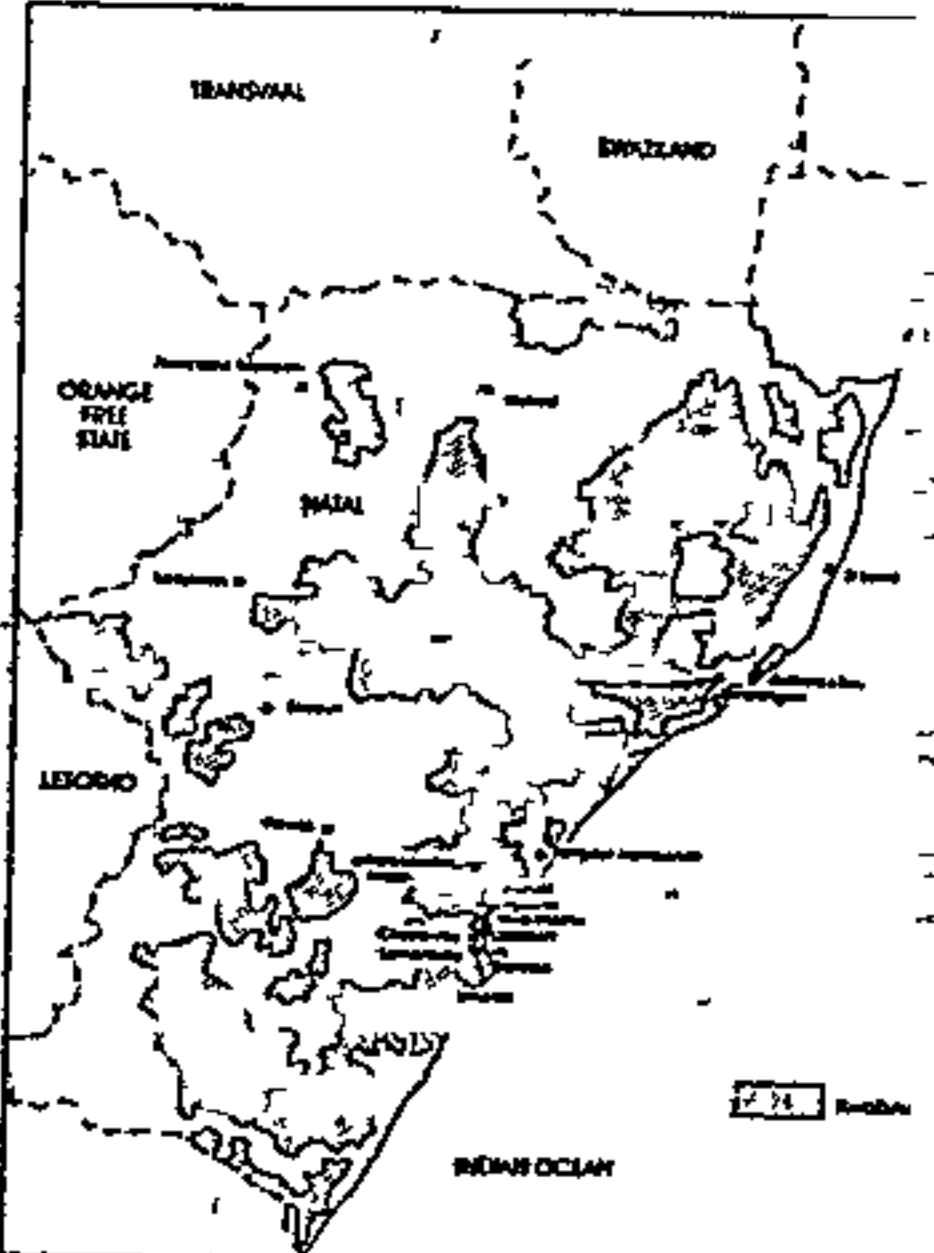
intervene to satisfy basic needs, as well as joint planning between Natal and KwaZulu in fields like health, education and the provision of infrastructure, it did not even begin to outline ways in which the existing distribution of socio-economic resources could be decisively altered to the benefit of the impoverished black majority.

The central government, having refused to participate in the Buthelezi commission's deliberations, initially distanced itself from the commission's findings. Even National Party "verligtes" preferred to adopt a wait-and-see attitude while in public successive NP Natal leaders — Owen Horwood, then Stoffel Botha — ridiculed Buthelezi's pretensions. The NP was clearly not then ready to embrace any significant departure from its existing policies.

The New Republic Party — while Natal's dominant party — responded cautiously. It endorsed administrative co-operation between Natal and KwaZulu (MEC Frank Martin has campaigned for it since 1977) but, fearful of losing its provincial power base, it has rejected political fusion. Other influential reformers, however — Natal businessmen, the PFP, liberal academics, conservative Indian politicians — endorsed all of the Buthelezi commission's major goals and began to step up their pressure on Pretoria.

In 1985 the central government appeared to change its mind. Two cabinet ministers, Gerrit Viljoen and Chris Heunis, sent clear and positive signals to the KwaNatal crusaders. The ministers "agreed" that Natal was different, that it should get a special dispensation, and that the Buthelezi commission could form a basis for negotiating future constitutional models. Earlier, in late 1984, the government had appointed a joint planning council to carve out a role for itself in the KwaNatal build-up.

The central government has not, however, given the KwaNatal initiative its unqualified embrace. Its refusal to consider a common legislature for Natal and KwaZulu, even while conceding a common administration and executive, has infuriated reformers, so did the recently tabled proposals for KwaZulu land consolidation, and the resignation of joint planning council chairman Louis Rive, allegedly over central government intransigence, has added to tensions. But despite these setbacks, the KwaNatal crusaders have been greatly emboldened.



Scattered fragments that will be together by the KwaNatal option

Even the NRP has now joined the KwaNatal roadshow, arguing, with reborn fervour, the case for a fully politically unified region. No doubt imminent phasing out of provincial government — and therefore the NRP's Natal power base helped to concentrate minds.

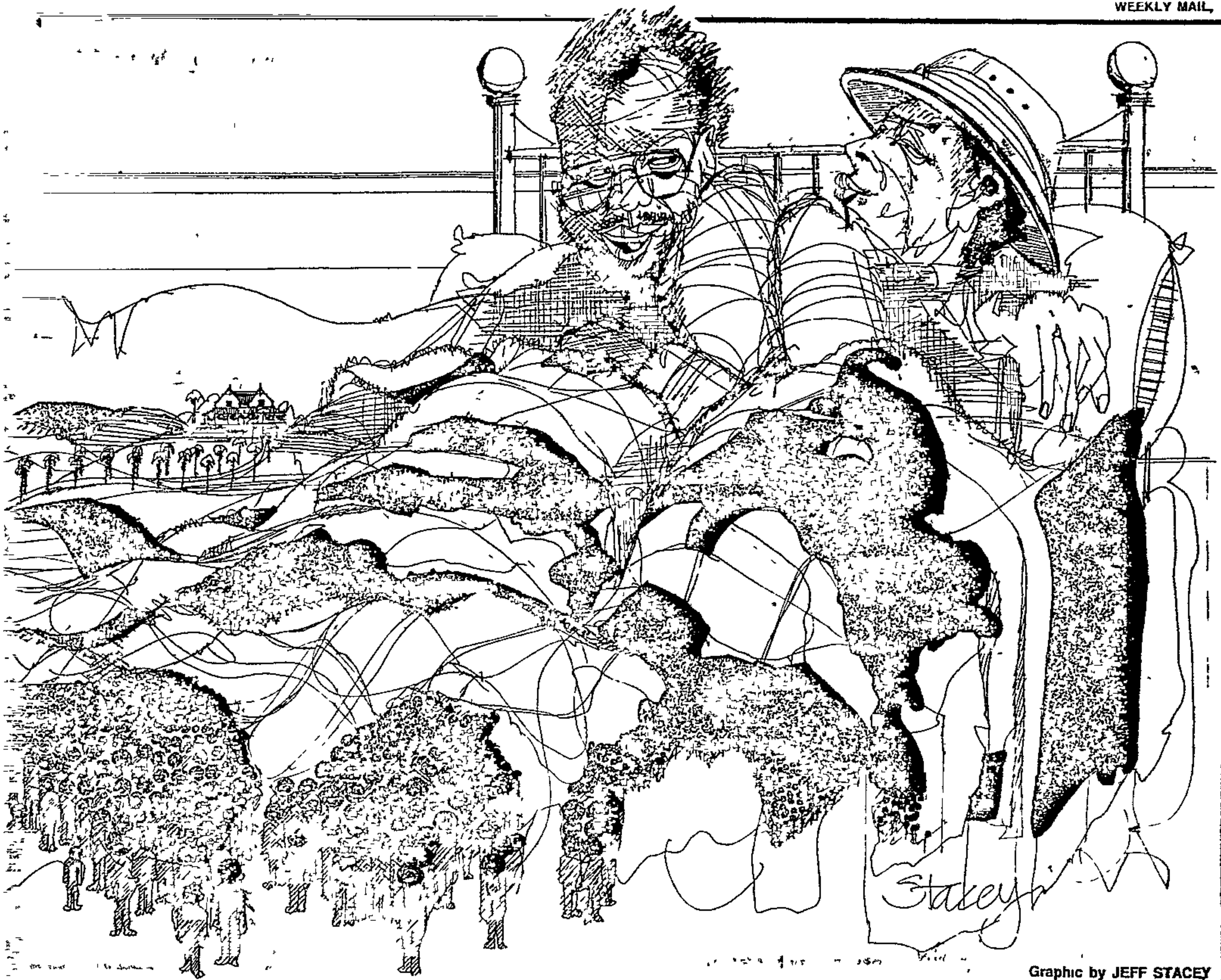
While all these battles have been going on, "co-operation" between Natal and KwaZulu has been proceeding anyway. In fact it began initially at a purely administrative level — as far back as 1980. It accelerated in 1984, when KwaNatal campaigners began to force the government's hand. Following the grandly-titled "Ulundi Accord" of November 1984, KwaZulu and the provincial administration began to fully politically integrate KwaNatal.

Plans for a single legislative body are currently being finalised at the KwaNatal "indaba", with observers in attendance. However, given the relatively conservative character of both the Lombard and Buthelezi commissions, and the refusal by most black organisations to participate in the indaba, it seems unlikely that the final product will be acceptable to KwaNatal's black majority.

A discreet nod from Pretoria

WHY has Pretoria given the green light to KwaNatal? A careful reading of official documents and statements suggests that the answer lies in the government's goal of "regionalisation". Nowadays even the government and NP recognise that bantustan "independence" cannot serve as a lasting political solution for the country, but pressures from the right and left have eroded their ability to take measures. It serves their interests to give less hamstringing "moderates" in the regions and localities leeway to devise new formulae, thereby clearing a path to — and buying time for — future national "solutions". By giving blacks a role in regional dispensations and metropolitan

and local government, the central government hopes to deflect political pressure from itself. The KwaNatal initiative fits in neatly with the government's Good Hope regional development plan. Both are accompanied by rhetoric about "devolution of power" and "cross-border co-operation" between South Africa and its bantustan satellites. Many conservative reformers, including National Party "verligtes" and the New Republic Party, see KwaNatal and the Good Hope Plan as providing the scaffolding for a future confederal-constitutional model which they hope can be sold to South Africa's blacks, and to the world at large, as a legitimate substitute for majority rule.



Graphic by JEFF STACEY

A favourite alternative to apartheid

WHY has Natal/KwaZulu become the frontline of constitutional "reform" in South Africa?

It alone features politically dominant white groups outside National Party control and a contender for black political leadership — Buthelezi and Inkatha — with a base in state structures and a fair-sized constituency outside of them. It is this combination which makes possible a multiracial elite initiative outside the aegis of the central government — an initiative which, at the same time, can aspire to a degree of popular legitimacy and to serve as a laboratory for "reform" elsewhere in the country.

Not surprisingly, therefore, Chief Buthelezi is the lynchpin of the whole KwaNatal drive: without his participation it would be impossible for white Natal's conservative reformers to find a formula that is both "moderate" and credible. Buthelezi, for his part, must see a multiracial KwaNatal as offering a stronger and more defensible launching

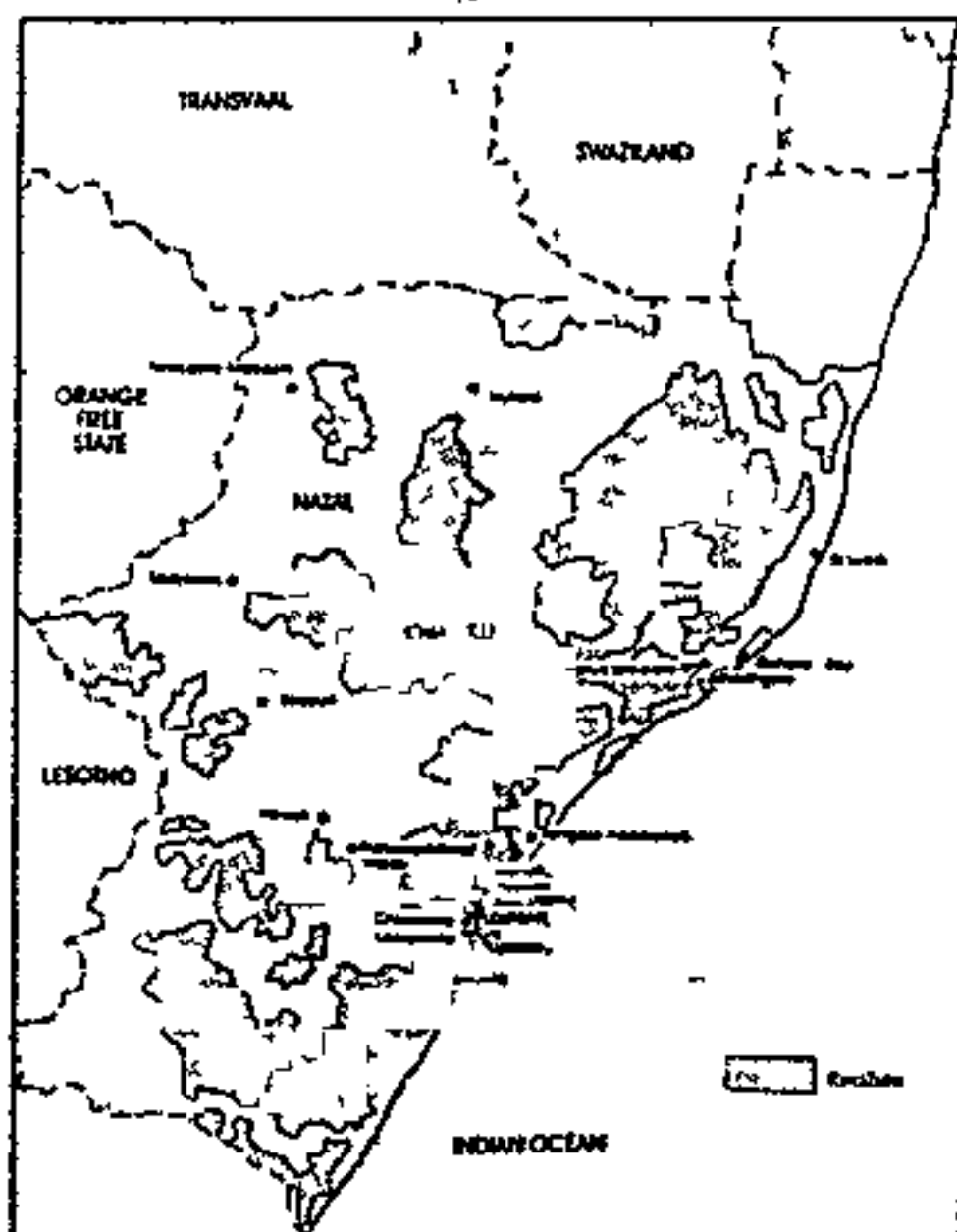
pad for his — and Inkatha's — national ambitions than does the KwaZulu bantustan.

Natal/KwaZulu has another feature underlining its claim to special treatment, and underpinning Buthelezi's importance to a "moderate" political settlement in the region. On the Reef, the majority of blacks live in "white" areas outside the bantustans. In Natal, nearly all urban blacks live in KwaZulu, in dormitory townships and informal settlements abutting "white" urban centres.

This has buttressed arguments about the need for direct administrative co-ordination between Natal and KwaZulu. It has also facilitated the political side of the KwaNatal initiative. On the Reef the majority of urban blacks have no links with, and many have never seen, the bantustans to which they are assigned. In Natal/KwaZulu, however, most urban blacks fall under the control of the KwaZulu capital of Ulundi. Even where they do not support Inkatha, they are vulnerable to its

patronage or political coercion. A deal with Buthelezi thus raises the hope in white Natalians that the majority of Natal's Zulus can be "persuaded" — by one means or another — to play ball with the KwaNatal initiative.

It was in fact the growing challenge to Inkatha from rival, more radical black groups which provided the immediate context for the Buthelezi commission in 1980. The Zimbabwe African National Union's electoral triumph, evidence of growing black sympathy for the ANC's stepped-up guerrilla warfare in a region that provides ideal terrain for insurgents, and spreading student and school boycotts all intensified the fear amongst conservative reformers that Buthelezi would go the same way as Muzorewa. The Buthelezi commission represented an explicit attempt to supply the controversial Inkatha chief with the breakthrough he would need in his coming battles with political rivals.



Scattered fragments that will be pulled together by the KwaNatal option.

Even the NRP has now joined the KwaNatal roadshow, arguing, with reborn fervour, the case for a fully politically unified region. No doubt the imminent phasing out of provincial government — and therefore the NRP's Natal power base — helped to concentrate minds.

While all these battles have been going on, direct "co operation" between Natal and KwaZulu has been proceeding anyway. In fact it began — initially at a purely administrative level — as far back as 1980. It accelerated in 1984, when the KwaNatal campaigners began to force the central government's hand. Following the grandly-titled "Ulundi Accord" of November 1984, KwaZulu and the provincial administration began to convene meetings to map out the transition to a fully politically integrated KwaNatal.

Plans for a single legislative body are currently being finalised at the KwaNatal "indaba", with NP observers in attendance. However, given the relatively conservative character of both the Lombard and Buthelezi commissions, and the refusal by most black organisations to participate in the indaba, it seems unlikely that the final product will be acceptable to KwaNatal's black majority.

It is extremely unlikely that representatives of the region's black majority — other than Inkatha itself — will submit to the KwaNatal game plan. The ANC, UDF, Natal Indian Congress and Azapo have already rejected the initiative, which they see as an attempt to bolster Buthelezi, seduce them into acceptance of a white-dominated federal-confederal system and to divert them from the goal of a unitary political system. These suspicions are solidly grounded.

KwaNatal advocates insist that their project is non-partisan. Their claim is not entirely plausible. The indaba is the culmination of a deal struck between KwaZulu and Natal's provincial bosses. And there is strong evidence that KwaNatal campaigners are consciously seeking to promote Buthelezi. One quote, from the Buthelezi Commission's political and constitutional subcommittee, will suffice to make the point.

'We are particularly mindful of the fact that one black leader of moderate and co-operative inclinations (Chief Buthelezi and Inkatha) should not have his position undermined by heightened radical mobilisation — and we feel bound to make such proposals as will protect the position of the leadership that exists.' (Vol 11, p 116)

Attitude surveys show that Inkatha is losing

ground fast in all black urban areas, including those inside KwaZulu. Any attempt to foist Buthelezi on Natal/KwaZulu is certain to spark a Zulu-versus-Zulu conflict that could permanently scar the region.

It should also be noted that Schlemmer and others have called quite openly for a "cartel" of black and white "elites". In practice this is likely to amount to an agreement forged behind the backs of the region's inhabitants, who will be offered, if they are lucky, an opportunity passively to ratify the new dispensation. (The first open session of the KwaNatal indaba had seating for precisely 720 people, most of the rest will be behind closed doors.)

Nor does the Buthelezi commission break cleanly with the apartheid concept of group representation. A future KwaNatal is likely to contain built-in "minority protections" to safeguard the position of whites. The Buthelezi commission favours separate representation for culturally defined segments in the executive and block representation in the legislature, a minority veto in educational and cultural matters and so on.

The commission disingenuously treats whites as one minority amongst many, ignoring that

minority's entrenched and privileged position. Its chief concern appears to be to protect, not minority rights, but minority privileges.

Through minority protections and other mechanisms, the advocates of KwaNatal seek to prevent the black majority from acting as a unified force in the struggle for a real redistribution of power and amelioration of the region's glaring socio-economic inequalities. The consociational model seeks to "share, diffuse, separate, divide, decentralise and limit power" and to ensure that there are "areas from which the parliamentary majority is barred" (Buthelezi Commission, vol II, p 125). The Buthelezi commissioners also call for the creation of allegiances based on "classes and regions" in order to prevent collective black action against white minority interests (Vol II, p 107). At best, it seems, the black majority can hope for relief from apartheid's more gross features — such as forced removals — while the black middle class and white big business will find new opportunities for expansion.

Even opposition to land consolidation, dressed in impeccably anti-apartheid rhetoric, would be likely, if it succeeded, to freeze the existing, iniquitous distribution of land in Natal/KwaZulu.

MP slams PFP Indaba role

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THE KwaNatal Indaba has shown the Progressive Federal Party (PFP) had neither the muscle nor the will to draw the ANC and the UDF to the conference table, even in a harmless regional context, said Con Botha (NP Umlazi) yesterday.

Speaking in the Second Reading Budget debate, he said the way the PFP had tried to muscle in on the Indaba was "too funny to be believed".

The Indaba had provided a "heaven-sent opportunity" for the PFP — which for years had been pleading for a

national convention — to persuade the United Democratic Front (UDF) and its "fellow travellers" to take part.

However, not only had it failed to do so, but it even failed to announce that it had attempted to do so, Botha said.

Without trying to detract from the Indaba, he added, it had been the rule rather than the exception of government, ever since it came to power, to talk with responsible black leaders. He said he shared the wish, with his fellow Natalians, that some good might come from the talks — Sapa

Now they have the illusion education

PE toll road running at loss — Malcomess

STAR 15/4/86

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Political Staff

PARLIAMENT — The tolls on the N2 highway, near Port Elizabeth, are costing more than they earn, says Mr John Malcomess, Opposition spokesman on transport

From June 1984 to February 1986, the concessionaires who operated the tolls were paid R716 000, he said in the debate on the Transport vote.

EXCESSIVE

"First, that seems excessive. Second, the remaining income of R640 000 would not cover the in-

terest on the cost of erecting the toll-collecting facilities."

In the year ended March 1985, this interest was R874 000, representing a loss of R358 000.

For the second successive year, the National Road Fund had spent less than it had collected through levies on petrol.

"And yet we keep increasing the levy on petrol. The income last year was R258 million and we spent only R162 million, while everyone complains that there is no money to maintain the national roads, let alone build new ones"

Linking up on Indaba

Political Staff 264

PARLIAMENT — The National People's Party and Solidarity are to form a joint committee to discuss issues arising from the Natal/kwaZulu Indaba.

The NPP is the majority party in the House of Delegates and Solidarity is the Official Opposition.

Leaders of the two parties held a meeting in Cape Town last night to discuss the establishment of the committee.

NPP leader Mr Amichand Rajbansi said the move signified the adoption of a common approach between the parties.

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New third-parties: Govt accused of

By MONO BADTIA

Why Cosatu says no to 'KwaNatal'

THE Congress of SA Trade Unions says it could have been involved in the "KwaNatal indaba" being held in Durban - because the meeting is "undemocratic".

"Cosatu is committed to a united, non-racial and democratic South Africa," the 500,000-strong federation said in a statement this week.

"That's why we have not attended the indaba."

General secretary Jay Naidoo said the Cosatu central executive committee met in Soweto at the weekend to discuss this and other issues - and had flatly rejected an invitation to attend the talks in Durban.

"The future of a so-called KwaNatal can not be separated from the future of South Africa," Naidoo said.

"Cosatu has committed itself to fundamental change in South Africa, and this requires that we start with the unbanning of political organisations, the release of political prisoners and the return of exiles."

"The KwaNatal indaba is being held at a time when the conditions for negotiations are bad. Violent attacks are being made on organisations - Cosatu is under attack, and employers and Inkatha are combining in support of the United Workers' Union of SA as opposition to Cosatu."

Cosatu felt the structure of KwaNatal was "undemocratic" and would not allow for a free and open discussion - one that would allow Cosatu members to participate fully.

Cosatu believes the people of Natal had not been committed to this initiative - and Cosatu was given only two weeks notice of the talks.

Naidoo added that the CEC will continue to discuss the matter, and it will be considered "throughout Cosatu's ranks".

"We will publicise our views on this, despite the Press campaign to suppress all criticism of the KwaNatal proposal," he said.

● The Cosatu CEC also criticised the pending formation of Uwusa, which it said was a "deliberate attempt by employers and Inkatha to divide and weaken the trade union movement in Natal".

"After decades of struggle by Natal workers to build their union, the formation of Uwusa should be condemned as a reactionary and tragic step," Naidoo said.

He said the federation also felt Uwusa's formation was carefully planned - over a long period - and that the Cosatu launch last year was used as a pretext to set these plans in action.

"Cosatu believes the full machinery of the Inkatha and the KwaZulu government - and to some extent the South African Government - has been thrown behind Uwusa."



Cosatu's NAIDOO

that Inkatha representatives have addressed employer bodies, attacking Cosatu - and urging support for Uwusa.

"It also has information - which it can furnish and document - that certain employers are actively supporting Uwusa. In addition to this, the Natal Chamber

of Industries has refused to meet Cosatu to discuss the deteriorating situation in Natal - including the formation of Uwusa."

● Cosatu decided to establish anti-pass committees in preparation for a coordinated anti-pass campaign. It also called for the release of all political prisoners and the unbanning of banned organisations, and pledged support for student rights.

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Political comment in this issue and news-bills by P. Oboza, headlines and subediting by D. Niddie and C. Vick, all of 204 Hoff Street Ext., Johannesburg.

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Council honours Buthelezi

DURBAN — Pinetown's Borough Council yesterday voted to confer the honorary freedom of the borough on the Chief Minister of KwaZulu, Chief Mangosuthu Buthelezi.

The motion was proposed by the deputy mayor, Mr Brian Mathee, and seconded by the mayor, Mr Michael Wheelwright

Mr Mathee said the Chief Minister

deserved the honour because of his commitment to dialogue and his efforts to achieve a society founded on justice and a free economic system

A councillor, Mr William Naude, said "Violence is commonplace in our society and with the huge Zulu population in and around our borough, this gesture of goodwill can only benefit our borough" — Sapa

FIN MAIL 25/4/86

KWANATAL INDABA

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Getting there

State President P W Botha's announcement that government is prepared to embrace the idea of a joint *executive* authority for Natal and KwaZulu has increased the stature of the Indaba discussions in Durban.

That does not mean Pretoria wants a *legislative* entity for the region — which, in fact, is the primary aim of the Indaba. Still, the acceptance is seen as a significant first step, if nothing more. It also amounts to recognition by Pretoria of the need for formalised co-operation between the two administrations — an arrangement that could fit in

with any regional-cum-race federation of SA that government might have in mind

KwaZulu's Education Minister, Oscar Dhlomo, who leads the KwaZulu delegation at the Indaba, said after Botha's belated and limited endorsement: "We trust the State President will adopt a similar attitude when we return to him to negotiate on a single legislative authority for the region."

That is a view which could best be described as sanguine. In announcing the concession, the president pointedly drew the distinction between sanctioning a joint executive authority — something, he said, that may well be extended to co-operation between other administrations — and a joint legislature. The ruling National Party is, at this stage, obsessively wedded to the idea of keeping so-called "own affairs" racially separate.

Dhlomo refused to be discouraged. He said it was indicative of a new "open minded" approach by Pretoria, cautioning, however, that it remains to be seen whether government's response covered all the areas of common interest put forward in the Natal-KwaZulu draft document.

Dhlomo commented "It is our intention to start serious negotiations with government on the question of a single legislature. We expect at least to be taken seriously. It is not necessary that government accept our recommendations, only that it demonstrates a willingness to negotiate with us in a spirit of

give and take. Possibly government's plans for provincial government could be meshed with ours."

Meanwhile, the first sign of consensus has emerged from the Indaba debates. The delegates have agreed on a six-point package that will form the basis for discussion. Broadly, it is that Natal and KwaZulu are a single administrative and legislative entity, and that there should be full political participation for all in a free-market system in which the normal democratic principles of non-racialism, freedom, equality, justice and the rule of law are adhered to. X ■

FUN MAIL 2/5/86

KWANATAL INDABA

264

KwaZulu abolished

Deliberations of the Natal Indaba appear to be very much on track

In his presidential address to the Durban Metropolitan Chamber of Commerce this

week, Bruce Forssman was positively ebullient about President P W Botha's acceptance of a joint executive authority (JEA) for Natal "I make bold to say that our Indaba could well be the next step on the road to a new South Africa," he enthused.

Delegates have agreed that the Natal-KwaZulu region should in future be referred to as "the Province of Natal," scrapping the name "KwaZulu." The word KwaZulu has always been used by the Zulus to describe the region in which they live, but has become politically loaded by Pretoria's homelands policy and its emphasis on ethnicity.

The Indaba wants the province to be under the titular authority of a "governor" responsible to central government — which points unmistakably to federalism and a loosening of at least some of the ties between Natal and the rest of the country.

But the hard bargaining will begin in earnest when the Indaba calls for a second-tier legislative authority to wield the real power beneath the titular governor.

Indications are that while conservative white Natalians are swinging round to acceptance of the Buthelezi Commission proposals for an ethnic basis to the proposed legislative assembly, with a minority veto, this might no longer be acceptable to the Zulus. Events are moving so fast that the options are narrowing. For black politicians to accept such a system could well earn them the fatal epithets "stooge" and "sell-out."

It seems likely that black delegates will argue hard for a minority veto on legislation — but for an electoral system based on *free association*, not ethnicity. This could, of course, amount to much the same thing in practice, but the white delegates might need some convincing.

Meanwhile, government has accepted the principle of regional joint rule (the JEA). And — although P W Botha was careful to distance himself from the Indaba and its aim of a joint legislature without actually knocking it down — for the first time a region of SA is to have a form of multiracial rule, even if the executive is elected only indirectly.

It is understood that the JEA will have its own bureaucracy and its own budget, will make decisions by consensus, and will refer matters in contention to the Administrator of Natal and the Chief Minister of KwaZulu for joint arbitration. It is likely that the State President will be empowered to delegate greater functions to the JEA by proclamation, amending South African statute to suit Natal's particular needs. It could be an excellent practice-run for the sort of system being thrashed out by the Indaba. ■

FIN MAN 2/5/86

DESMOND CLARENCE

264

Tending the future

The chairman of the Natal Indaba, Prof Desmond Clarence, left the sanctuary of his fruit farm in Umlaas Road to occupy one of the most controversial political positions in the country. He did it, he says, because he's a concerned South African with an unfailing belief in the ability of communities to solve their own problems through dialogue.

It's a job that will test to the utmost both his patience and heart-felt humanity. Already, embarrassing news leaks from the *in camera* discussions and his grilling at the hands of the international media may have given him cause to reflect on the wisdom of his decision.

A typically retiring academic with a kindly demeanour, Clarence clearly is not as adept at parrying probing questions as the pin-striped pros in the US State Department. Nevertheless, he says he will learn as he goes along.

He sees his role as critical to political developments in SA and will endure, if he has to, the unseemly side of it. "I can spit back if I have to," he says.

He believes he was chosen for the job primarily because of his natural talent as a conciliator and, secondly, because of his ability "to get people working together, even if they have a natural tendency not to."

Indeed, a bridge-builder is what is needed — given the complexity of the various parties which should meet at the discussions and agree on principles of regional power sharing.

On politics, Clarence keeps an open mind. He is not, he stresses, "a flag-waving politician" in the party political sense. His own credo, and he insists it's a personal view, is that SA should move towards a society where race plays no part and everyone has equal opportunity to participate and make a contribution.

It is a philosophy he tried to put into practice in the seven years he was principal of Natal University. By the time he left, there were more than 2 000 students of other race groups — an achievement of which he is justifiably proud.

A physicist, who spent much of his academic career studying the esoteric science of "in space physics," Clarence admits a deep knowledge of political philosophy is not his bag.



Clarence ... committed to dialogue

But then, he observes, "one doesn't have to be a political scientist to be interested or concerned about the wellbeing of your country."

He was educated at Maritzburg College, received his initial degree in physics and maths at Natal University in Maritzburg, and went to Cambridge on an Elsie Ballot scholarship. On his return, he became head of the department, vice-principal and finally principal.

He has high hopes of a positive outcome for the Indaba. Ideally, he visualises a "bare bones structure of a non-apartheid society" which has the blessing and support of all the people of the region. Giving rise to optimism, he claims, is the demonstration by senior government officials that they are at least "prepared to listen and look at other models."

The Indaba would do well to conclude as soon as possible, he believes — in time for government to take note of any recommendations when it lays down final plans for provincial government under the new constitution.

The problems ahead of the Indaba, he knows, are daunting. But then farmers are generally optimists.

In fact, the analogy is not entirely inappropriate, for perhaps this is just farming of another kind. Like his trees at Umlaas Road, Clarence hopes the Indaba discussions will also bear fruit. ■

FIN MAIL 2/5/89
 KWANATAL INDABA 264
waZulu abolished
 Deliberations of the Natal Indaba appear to be very much on track
 In his presidential address to the Durban Metropolitan Chamber of Commerce this



Africa's youngest monarch
 Swaziland's King Mswati III who was crowned amid much jubilation last week.

Pollsmoor Prison was pivotal to his decision. Buti's contact with Mandela does not appear, so far, to have brought reconciliation between him and the township militants any closer. The action committee spokesman is, in fact, suspicious at the sight of "a collaborator meeting our leader" and asks whether the authorities allowed it in order to hurt Mandela's reputation. He was quick to add that it would not have that effect.

The boycott against shops owned by black "collaborators" and certain white shopkeepers who are perceived to have been "hostile" towards the community appears to be extremely successful. And as in the eastern Cape it, together with the situation generally, has spawned a group of concerned businessmen who have appealed to community leaders to come forward for talks.

activists last Tuesday night. A feature of the unrest has been the wounding of a number of policemen by rifle fire.

The events coincide with the resignation of Sam Buti and the remaining members of the black local authority, under mysterious circumstances, and the launch of a selective consumer boycott of shops in Alexandra and surrounding white suburbs. The exact death toll is unclear, but seems to be at least 13.

A spokesman for the SAP public relations directorate will only say that the widespread allegations of a police attack are being investigated. Alexandra residents say that a large group of blue-uniformed men arrived outside the house where the local "people's court" sits at about 8 pm last Tuesday.

They destroyed it, and a number of other homes of township activists, with hand grenades and petrol bombs and also used axes to chop down doors. Individuals, including young children, were also allegedly attacked. A member of the Alexandra Action Committee says that three people died and 60 were injured, 12 critically, in that incident alone.

The residents say that a police hippo arrived during the attack but failed to intervene or arrest the perpetrators, fuelling the generally-held belief that the attackers were members of the SAP. One resident claims to have seen about 300 policemen emerging from the local barracks just before 8 pm singing "freedom" songs while apparently pretending to be "comrades".

Sam Buti, meanwhile, has confirmed reports that he met Nelson Mandela shortly before he resigned last week. Buti declines to elaborate on the contents of his discussions with Mandela. But given the absence of any other clear explanation for the resignations, one can only surmise that Buti's visit to

1. Additional allowance - Bicycles
 Footnotes

- AREA A: Alberton, Benoni, Johannesburg, Pretoria, Sasolburg, Springs, Uitenhage, Westonaria, Wonderboom
- AREA B: Bloemfontein, Pietermaritzburg, Potchefstroom, Worcester Municipal Areas: Beacon
- AREA C: Worcester Municipal Areas: Port Shepstone, Harrismith, Koonstad, Richards Bay and Rustenburg

an, Germiston, Oberholzer, Port Elizabeth, Vereeniging, town (excluding districts that fall within a radius of 24,14 km
 Odendaalsrus, Johannesburg, Pieterburg, Lehem, Empangeni, Pieterburg,

BUS DAY

13/5/86

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● HEUNIS

Kwa-Natal idea gets OK

PROVISION would be made in a Bill to be tabled soon for any province to form a joint executive body with a self-governing national state, Minister of Constitutional Development and Planning Chris Heunis said in the House of Assembly yesterday

(The idea was pioneered by Natal and KwaZulu) Replying to debate on his budget vote, he also said he had received instructions from government to devolve to the provincial level, as soon as possible, all those executive functions under his control which directly affected black people

Heunis said the provincial system "as we know it" would come to an end on June 30 this year and a "more streamlined provincial system representative of all communities" would come into force

Parliament would in future exercise overall political control of the provinces, he said

The appointments of administrators and executive committees would be of a political nature "and will take careful account of the particular characteristics and population makeup of each province"

A mechanism was also provided to divide the existing provinces within the existing provincial boundaries should this prove necessary

Existing provincial officials would be transferred to the Public Service with effect from July 1 with protection of salaries, pension rights and accumulated leave

The disappearance of a legislature at provincial level would require certain changes in financial administration, and the Constitution and the Exchequer and Audit Act would be amended to allow for these

The Provincial Secretary would remain the chief official and accounting officer and, as with other heads of departments, would account to Parliamentary Committees - Sapa

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2/14/13/5/82 (264) 

New plan a blow to joint legislature prospect

ORMANDE POLLOK
Political Correspondent

IT APPEARS the Government has effectively pre-empted any decision the Kwazulu/Natal Indaba could make about a joint legislature for Natal and Kwazulu

New plans for second tier provincial governments which were announced yesterday make no provision for joint regional legislatures and, while they cater for joint administrations, the prospect of Government-nominated provincial administrators and executive committees could be a major stumbling block for regional co-operation.

The Government's new plans were revealed yesterday

and the Director General of the Department of Constitutional Development and Planning, Dr Andreas van Wyk, confirmed there was no provision for joint legislatures.

Mr Ray Swart, a senior Opposition spokesman on black affairs and Natal leader of the Progressive Federal Party, said yesterday the new plans for provincial administrations with Government-nominated executives would result in a 'lopsided' arrangement in joint administrations with self-governing national states such as Kwazulu.

While the Government was planning to increase the legislative powers of the national states, it was reducing the power of provincial administrations

In terms of the new system, the nominated executives

would simply be instruments of the Government representatives of the people.

How will they operate with the systems already national states? They are to be given wider power the administrations representing whites, coloured Asians will have no legislative powers to deal with al matters,' he said

Mr Swart also queried what Chief Mangosuthu Dlamini of Kwazulu would feel about the new system as already expressed reservations about Government-nominated administrators and executives.

Chief Buthelezi had described the prospect as a blow to the process of bringing about change through nation and non-violent means.

Law society to now only observe Indaba

Political Reporter

THE Natal Law Society has reduced its participation in the KwaZulu/Natal Indaba to observer status.

Mr Andries Geysler, society president, said the society's council made the decision by a majority after some members had objected about taking part in the Indaba.

This brings to three the number of groups which are attending the discussions on a joint KwaZulu-

Natal administration as observers.

The National Party and the Trade Union Council of South Africa have been attending as observers since the beginning of the Indaba.

Thirty-four political parties, business, professional and trade union groups have sent representatives with advisers.

Nine organisations, mostly Right and Left-wing political groups and trade

unions, declined invitations to participate in the Indaba.

Mr John Kane-Berman, acting chairman of the Indaba, said he did not think the society's decision would have an impact on the discussions.

One of the Indaba conveners, Natal's senior MEC, Mr Frank Martin, said he was disappointed that the Indaba will be losing the services of the society's representative

BUD DAY 15/5/86



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'T

KwaNatal won't have political powers



● HEUNIS

THE KwaNatal joint executive authority (JEA) would have no political rights or powers, and should not be seen as a new tier of government, Minister of Constitutional Development and Planning Chris Heunis said yesterday.

He told the House of Representatives it was not "surprising" that the Cabinet approved the JEA as government consistently strove to promote co-operation between communities, states and institutions.

ORMANDE PÖLLOK

"Government sees this move as a positive one in the context of co-operation and mutual respect and as an example of what can be achieved when negotiations and commonsense hold the day, rather than confrontation and political rhetoric," said Heunis

"It brings with it very real benefits without in any way affecting the right of political self-

determination of any group."

A Bill, which would be an empowering enactment, was being finalised for tabling in Parliament as soon as possible.

"First, I must emphasise that no fundamental political rights and powers are associated with this concept," Heunis said.

"I wish to state quite categorically that this is not a new form of second-tier administration — it is an instrument for the use of existing second-tier administration."

The JEA was not a form of government but an administrative organ to rationalise the services of the NPA and KwaZulu administrations. Neither would lose any of their powers or functions.

Areas of co-operation which could be covered by the JEA were health, roads, traffic control, physical planning and nature conservation as well as other matters of common concern.

Question mark over 'kwaNatal' plan

Political Staff

CAPE TOWN — The kwaZulu/Natal indaba has not been stopped in its tracks by the Government's new provincial system, but it could make the acceptance of any recommendations far more difficult

At the moment Government spokesmen are steering around questions on what will happen if the kwaZulu/Natal indaba recommends a single legislature for the region

Attempting to draw attention away from the indaba, both the Minister of Constitutional Development, Mr Chris Heunis, and spokesmen for his department are emphasising acceptance of a joint administration for the two areas

A special Bill is to be put before Parliament to create the joint administration negotiated by Natal and kwaZulu last year

This is mainly a symbolic gesture by the

Government, as enabling powers will be included in the legislation establishing the new provincial system to make it possible for similar joint administrations to be established by other provinces and "national states"

But the joint administrations were never intended to be the final target of Natal and, in particular, kwaZulu. The aim of the indaba is a single legislature, which in turn implies a single, not a joint, administration

If the indaba agrees on a single legislature and the Government accepts it, special allowances would have to be made for the region.

This would have to involve some intricate political manoeuvring to make it fit in (if it ever could) with the "general affairs" and "own affairs" concepts

Government spokesmen were saying today that nothing could be excluded or rejected until the recommendations of the indaba were known

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Indaba will press on

Mercury Reporter

THE KwaZulu/Natal Indaba would continue on its present course in attempting to formulate proposals for joint-rule for the two regions at the second-tier level of government, a spokesman for the Indaba said yesterday

He said the Indaba would 'waste no time' debating a recent statement by Mr Chris Heunis, Minister of Constitutional Development and Planning, that the

KwaZulu/Natal joint executive authority would have no political rights or powers and should not be seen as a new tier of government.

'We do not want to respond to every political event that occurs, but want to get on with our task and produce a document to prepare the grounds for a single legislature for Natal and KwaZulu — the original objective of the Indaba,' he said after the Indaba's closed-door meet-

ing in Durban yesterday

He said although the Indaba had not yet debated the recent reform measures, those taking part were encouraged by reform taking place. Discussions were still being centred on proposals for a joint legislature for the two regions

Mr Heunis told the House of Representatives this week that it was not surprising that the Cabinet had approved the joint executive authority as the

Government consistently strove to promote co-operation between communities, states and institutions

'The Government sees this move as positive in the context of co-operation and mutual respect and as an example of what can be achieved when negotiations and common sense hold the day, rather than confrontation and political rhetoric,' he said

The Indaba resumes next Thursday

2/14/76



Waiting for council's final verdict today, residents of Dunelands, who were handed a 1 200 percent rent rise, are (from left) Judy Olding, Margaret Tunnell, D H Baggaley, N R Yorke, Bea MacIntosh, Rhita Feitelberg, Lorraine Yeats, Jean and Jack Stroud, Denis Yeats, Victor Shirley, Eddie Mazor, and Louie Feitelberg.

Manco hoping to satisfy residents hit by rent rises

Municipal Reporter

A SOLUTION to satisfy the elderly residents of Durban's North Beach flats — whose rents were increased by up to 1 200 percent in 1984 while other lessees' rents, including that of hotels, remained static — will be proposed by Manco in today's open City Council meeting

Of 65 council-owned beachfront leasehold properties, 32 are on 90-year-leases revised every 10 years and 33 on 65-year-leases with fixed ground rentals.

In both cases land and buildings revert unconditionally to the council when the leases expire

It was the flats leased under the 90-year system that

suffered the massive rent increases when their rents were revised

Rapid escalation of property values has made a mockery of the lengthy leases the council granted in the forties and fifties to develop the beachfront.

Nothing can be done to bring the fixed rents into line with current market values until the year 2025 when the 65-year leases begin to expire

Manco's current offer, based on the proposals of the North Beach residents' association, gives people the option of converting their flats from leasehold to freehold at 35 percent off the market value

But residents will still be paying out more than the 38,09 percent which is the

City Valuator's break-even point, says Mr Len Rabinowitz, a member of the group representing the 26 shareblocks on the North Beach

Under the proposed system, those who cannot pay for conversion must pay rents equal to 6 percent of the market value of the land or lose their properties

Mr Rabinowitz said at the weekend that people could afford it.

'It's tough on fixed-income people, but quite clearly, conversion means, at least they will pay for an increasing asset as opposed to a diminishing asset which would ultimately be worthless'

The proposed increase in

ground rents had meant people would lose everything whereas the conversion, said Mr Rabinowitz, might mean digging a little into their pockets but if they wish to dispose of their flats, they have a valuable asset'

Manco recommendations include the following

The price flat-owners will pay for the conversion from leasehold to freehold of their beachfront properties will be 65 percent of the market value of the land as assessed at the date of their application to convert.

The land valuation will remain unchanged for six months from the date of the lessees' application, and the 65 percent of the valuation which the lessees must pay will remain static until it comes up for review by council in five years' time

N/M 22/5/86 (264) (264)

Govt to take in-depth look at health services

Pietermaritzburg
Bureau

HEALTH services in South Africa are to be investigated in depth by the Government, the Natal Provincial Council was told here yesterday.

In May last year the coun-

cil expressed 'deep concern' that State cut-backs had resulted in a curtailment and lowering of standards in all Natal hospitals

Provincial Secretary Roy Hindle said in a letter tabled in the council that an intensive investigation had been conducted into the needs of the province's Department of Hospital Services and a letter sent to Minister Chris Heunis last September in which a request was made for Natal's subsidy to be amended

Copies of the letter had also been sent to the Minister of National Health and Population Development and the Minister of Fin-

ance, Mr Barend du Plessis

Mr du Plessis had replied that it was imperative for the Government to continue addressing the problems of public sector expenditure and to maintain financial discipline

He said the Minister of Health had indicated that an in-depth investigation would be undertaken into health services in the country

The Administrator, Mr Radclyffe Cadman, and Dr Fred Clarke, MEC in charge of Hospitals, held talks with the Minister of Health in January and emphasised the seriousness of the situation.

Indaba focuses on Bill of Rights

Mercury Reporter

THE KwaZulu/Natal Indaba completed its ninth session yesterday by giving detailed consideration to the possibilities of a Bill of Rights for the province, Prof Desmond Clarence said yesterday.

He said careful attention was being given to defining measures that would safeguard the rights of individuals and groups of all sectors of the population, bearing in mind that the recommendations of the

Indaba need to be acceptable not only to the South African Government but to the residents of Natal and KwaZulu.

The Indaba continues behind closed doors today with a presentation and discussion of the canton system as part of the process of exploring

all possible models of provincial and local government, he said.

More than 30 delegates from a broad spectrum of political, business and trade union organisations are participating in the Indaba to formulate proposals to the Government for a joint legislature at the second-tier level of government in Natal and KwaZulu.

KWANATAL INDABA

Heunis pre-empting

Indaba delegates are trying hard to play down the impact of government's latest proposals for a new-look provincial government run by nominated representatives answerable to parliament. At the close of their discussions last week they attempted to downplay the issue by claiming they had "wasted no time" discussing it.

Even though government's proposals appear to cut directly across the Indaba — by allowing for joint executive authorities between provincial and homeland governments, but ruling out joint legislatures — delegates maintained they would press on regardless.

It seems they are hoping it is *still* not too late to incorporate elements of the Indaba proposals into government's plans, or to get government to back-pedal on the joint legislature issue — the main thrust of the Indaba

In this respect they now have a new deadline. The new Bill is to go before parliament shortly and the new provincial government system will come into effect on July 1 (*Leaders* May 16)

Privately, though, delegates concede their worst fears have been realised, that government would pre-empt the Indaba by introducing proposals of its own for provincial government as a fait accompli.

Oscar Dhlomo, who leads the KwaZulu delegation, says that with government's own proposals in place, it now remains for the Indaba to see how best its own proposals can be reconciled with government's.

"Psychologically," he says, "it's not helpful." It would have been better had government held off making its recommendations until after the Indaba had published its findings, as they were requested to do, he said.

The Minister of Constitutional Development and Planning, Chris Heunis, maintains no slight was intended. He says there was a degree of urgency involved. The old provin-

cial council system is to be abolished in five weeks and it would only have been possible to put Natal's recommendations to parliament in the next session.

□ Meanwhile, KwaZulu Chief Minister Mangosuthu Buthelezi may soon be seeking a meeting with

jailed African National Congress leader Nelson Mandela. The proposal that the two meet came from Dhlomo, Inkatha's secretary general, who last week asked the KwaZulu legislative assembly for its sanction. The astutely-timed move follows a recent visit to Mandela by Helen Suzman of the Progressive Federal Party. She reported Mandela as saying that all groups, including Buthelezi's Inkatha, should be involved in negotiations about SA's future. ■



Heunis

Natal Provincial Council

Cutbacks 'have hit' hospitals

Pietermaritzburg Bureau

NATAL Provincial hospitals find themselves in a worse position than ever before as a result of inflation, cutbacks in spending and the rising costs of medical equipment, says the MEC in charge of hospitals, Dr Fred Clarke

In an interview yesterday Dr Clarke said unremitting efforts had been made to obtain additional funds from the Government to improve the situation and urgent appeals would continue to be made

Dr Clarke is expected to talk at length during the budget debate next week on the state of Natal's hospital services and the outcome of talks with the Government about the need for additional revenue

'We have been to see all the ministers to try to get more money and the results have been negative,' said Dr Clarke, who added that the money provided for on the Provincial estimates for hospitals for 1986/87 was insufficient

Inflation he said, had raised the cost of some equipment by 50 percent or 70 percent above the original tender price

In his 1985 report tabled in the Provincial Council yesterday, the Director of Hospital Services, Dr Neville Howes said that during the year 101 posts throughout Natal had been abolished

Further, the extremely limited allocation of funds for post expansion — R1 000 000 instead of a required R40 million — had resulted in many meetings to assess which posts were needed to prevent crises arising

Dr Howes said that unless the strict financial discipline imposed on his department over the past few years was corrected soon there would be a marked deterioration in services provided

A backlog of rather alarming proportions had built up in the creation of posts replacement and modernisation of medical equipment and expansion of services

In his report he said operating theatres at several hospitals had been stretched almost to their limits during 1985 and credited it had to be given to the nursing staff for the manner in which they had coped with the increased demands on their services

Turning to individual hospitals Dr Howes said the out patient department casualty and clinics at King Edward VIII hospital were in a state of collapse because of inadequacy of facilities and patient overcrowding

Dr Clarke said the Province was looking at a plan to build a new casualty department which would relieve the pressure on the hospital to a large extent

Council backs principle of cross-border raids

Pietermaritzburg Bureau

THE Government's public relations concerning the recent raids on ANC bases in neighbouring states had been appalling Dr Fred Clarke MEC said in the Provincial Council yesterday

He was speaking during a debate on a motion by the leader of the National Party Opposition, Mr Thys Wessels which called on the council to express its approval of the attacks

Dr Clarke said the country had been left in a void

without any indication of the success or failure of the attacks

He said it was vital that the media and the public be kept fully informed on what pre-emptive and follow up strikes were for and what the results were so that people could be satisfied they were a worthwhile exercise

Dr Clarke strongly endorsed Mr Wessels' motion with certain reservations

Mr Wessels said there had been a definite escalation in terrorism

This year had been de-

clared the decisive year for defeating Pretoria he said

The only Progressive Federal Party MPC Mr Rodney Haxton, said the raids had done more harm than good to South Africa

After the 90 minute debate the council approved an amended motion, put by the Leader of the House Mr Frank Martin expressing approval of the principles of cross border pursuits and pre-emptive strikes against terrorist bases Only Mr Haxton dissented

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Council backs principle of cross-border raids

Pietermaritzburg Bureau

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NIM
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200

Capital's rates to go up 15 percent

Pietermaritzburg Bureau

MUNICIPAL rates on the capital are to go up by an average of 15 percent this year to enable the city council to balance a record budget of R170 million.

Presenting the estimates for 1986/87 yesterday, the chairman of the Finance Committee, Miss Pamela Reid, said steps would be taken wherever possible to save money, and this included the immediate 'freezing' of all posts within the municipality.

Miss Reid said vacancies would be filled only after special motivation had been made by heads of departments. No

retrenchments were envisaged 'at this stage'.

Severe restrictions are to be placed on all municipal departments and the worst hit will be the bus service, which is expected to run at a R2 500 000 loss this year.

Miss Reid said the city's Transport Director would be asked to look at ways of rationalising the service as ratepayers could no longer afford to keep subsidising the losses.

Apart from the overall rates hike, monthly service charges are to be increased. Domestic refuse removal charges will go up from R3,85 to R4,43 and domestic sewerage charges from R4,80 to R5,52.

R100 m medical bill

Pietermaritzburg
Bureau

THE Province spent more than R100 million treating hospital patients from neighbouring black states last year.

Mr Cliff Mathee (NRP, Durban Central) said this

was a large amount of money when one considered the dire straits in which Natal's hospital services found themselves

He said the Government should be told loudly and clearly that more funds were needed.

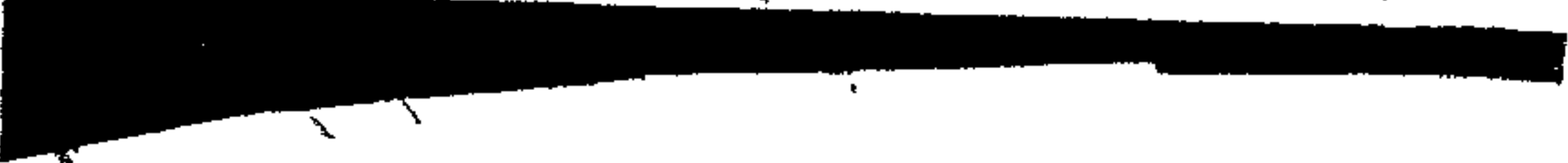
Four years ago, R25 million had been spent on patients from KwaZulu, Transkei and Lesotho. This figure had increased to R103 million in 1985/86.

Mr Mathee reckoned the figure for the coming financial year could be as high as R150 million.

2/11
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N/M 29/5/86

Bid for multiracial city council in capital

Pietermaritzburg
Bureau

A CALL is to be made for a multiracial city council in Pietermaritzburg

Councillor Rob Haswell gave notice that he would introduce a private member's motion in the city council today

Mr Haswell, who is chairman of the Town Planning Committee, will ask the council to reject the notion of a divided city and accept the ideal of a multiracial council.

His motion asks the council to ask the Town Clerk to report as soon as possible to an informal council meeting on how the city could move towards the ideal of a multiracial council

In a letter to the Town Clerk this week, Mr Haswell said power-sharing was the key to South Afri-

ca's future

'Our Government is moving in this direction at national and regional levels, yet they propose separate local authorities at the city level of government.

'I cannot imagine our city being better run, or a better place to live in, if it is divided, even more than it is at present,' Mr Haswell said.

'We pride ourselves on being an enlightened city council

'Surely we should strive to ensure that our city remains under the control of one city council, and that such a council be fully representative of those who live in this city.'

search operation was carried out in and around the schoolgrounds at 22h00

(b) Information was received that pupils gathered in the school after stipulated school hours to plan the disruption of school attendance

(c) The Soweto Joint Operations Centre

(d) Commandant

(2) Yes

(a) (i) Two gate padlocks were cut

(ii) To gain entry to the grounds

(b) (i) Pamphlets, minutes of meetings of the so called Student Representative Council and newspaper clippings

(ii) For purposes of investigation

(3) No

(a) and (b) Fall away

(4) No

(a) and (b) Fall away

(5) Yes

(a) Search warrants were issued to the SA Police

(b) As in (1)(d) A SA Police Warrant Officer was in charge of the search teams

On 15 May 1986

(1) (a) Crowd control

(b) Because a group of pupils were throwing stones at a SA Defence Force patrol

(c) The patrol commander
(d) Lieutenant

(2) No

(a) and (b) Fall away

(3) Yes, one tear smoke grenade

(a) Inside the school grounds.

(b) To disperse the unruly pupils

(4) Yes, for about 15 minutes

(a) Four

(b) For questioning

(5) No

(a) and (b) Fall away

Mr R M BURROWS: Mr Speaker, arising out of the initial part of the hon the Deputy Minister's reply, can he inform us whether the so-called SRC to which he referred, was recognised as such by the Department of Education and Training?

The DEPUTY MINISTER: Unfortunately, I am not in possession of that information. If the hon member will Table that question, I shall reply to it

3/6/86
KwaNdebele
*8 Mr P G SOAL asked the Minister of Constitutional Development and Planning

(1) Whether a date has been set for KwaNdebele to become independent, if so, (a) what is the date and (b) when was the decision taken to proceed with independence for this national state,

(2) whether the citizens of KwaNdebele were consulted prior to this decision being taken, if so, (a) when and (b) in what manner, if not, why not,

(3) whether he will hold a referendum or conduct an equivalent test of opinion

amongst the citizens of KwaNdebele concerning independence, if not, why not, if so, when,

(4) (a) what was the total population of KwaNdebele as at the latest specified date for which information is available and (b) of what ethnic groups is this population comprised,

(5) whether he or any member of his Department has received any representations from any citizens of KwaNdebele in which objections were raised to independence, if so, (a) from whom, (b) when and (c) what was the (i) nature of the objections in each case and (ii) response to these representations?

†The MINISTER OF CONSTITUTIONAL DEVELOPMENT AND PLANNING

(1) Yes

(a) 11 December 1986

(b) On the 7th May 1986 in Cape Town by a Committee of Ministers of the Governments of the RSA and KwaNdebele.

(2) and (3) No. It is not the responsibility of the RSA-Government to consult the citizens of KwaNdebele. It is the prerogative of the Government of KwaNdebele to decide on such a matter

(4) (a) September 1985 232 568 (preliminary figure, excluding Moutse)

(b) South Ndebele, North Sotho, Xhosa, Swazi, Shangaan, North Ndebele, South Sotho, Zulu, Tswana, Venda

(5) No

(1) Whether, with reference to his reply to Question No 13 on 18 March 1986, the inquest into the deaths of persons killed in or in the vicinity of Alexandra Township during the period 15 to 19 February 1986 has been completed; if not, why not, if so, (a) when and (b) what were the findings in each case,

(2) whether any of these deaths were caused as a result of the use of the equipment issued to the police on duty in the township, if so, (a) how many and (b) what specified items of equipment caused these deaths?

†The MINISTER OF LAW AND ORDER

(1) No, since the results of ballistic and blood tests, which are expected to take some time, are still outstanding

(a) and (b) Fall away

(2) Yes.

(a) 17 persons

(b) The cause of death will be determined by the inquest and it is not possible at this stage to state which equipment caused the respective deaths

Port Natal by-election
*10 Mr J H VAN DER MERWE asked the Minister of Law and Order †

Whether any members of the South African Police were on duty at the various polling stations during the by-election at Port Natal on 30 October 1985, if so, what total number of (a) White and (b) non-White members were so on duty?

†The MINISTER OF LAW AND ORDER

Yes

(a) 12

(b) 6

Bethlehem: by-election

*11 Mr H D K VAN DER MERWE asked the Minister of Law and Order †

Whether any members of the South African Police were on duty at the various polling stations during the by-election at Bethlehem on 30 October 1985, if so, what total number of (a) White and (b) non-White members were so on duty?

The MINISTER OF LAW AND ORDER.

Yes

(a) 6

(b) 3

†Mr H D K VAN DER MERWE. Mr Chairman, arising out of the hon the Minister's reply, were there not enough White policemen at Bethlehem to deal with the matter themselves?

†The MINISTER. Mr Chairman, I have already previously explained that the point is not whether or not there are enough White policemen. I cannot tell the hon member why there were specifically six White and three non-White members of the Police Force. That is not what is important to reply to this question. What is important, however, as I have previously explained in the House, is that members of the Force serve in the South African Police.

If, in the judgement of the commanding officer of the police station, it was necessary to have members of different race groups on duty at the polling stations, at the occasion of the election at Bethlehem, it was his decision, and it is the practice that they will do duty there irrespective of the race to which they belong or the colour of their skin. They are on duty there as members of the South African Police and they will perform their duties in that regard [Interjections]

†Mr H D K VAN DER MERWE. Mr Chairman, further arising out of the hon the Minister's reply, can the hon the Minister tell us why non-White police are used at a White election [Interjections]

Hon

†The MINISTER. Mr Chairman, there is no specific sinister reason for doing that. I have previously told the hon member for Rissik that neither the Government nor the South African Police are ashamed of the members of the Police Force who are not White. They are members of the Force and we are proud of their membership. They serve where they are placed, irrespective of their colour [Interjections]. That is the point of departure. I have made that quite clear previously. I really do not know what the hon member for Rissik wants to achieve by riding this matter to death.

†Mr H D K VAN DER MERWE. Mr Chairman, further arising out of the hon the Minister's reply, will the hon the Minister give me a straight answer on the question why non-White members of the Police are used at a White election? What do the non-White policemen have to do there? [Interjections]

†The MINISTER. Mr Chairman, I do not want to continue replying to this question in the same style, but may I just put a question to the hon member? Are the Police involved at a polling station only to stand at the door? Are there no other Police duties? Policemen are now placed on duty to perform Police duties in general there but the hon member only sees a colour connotation. He only wants to follow a racial approach. He thinks only a White can serve a White, only a White can protect a White but what if his car is stolen and the thief is caught by a Black policeman? Will the hon member then be grateful or does he then also want a White policeman? [Interjections]

†Mr F J LE ROUX. Mr Chairman, further arising out of the reply of the hon the Minister, does he not foresee, due to the current political atmosphere, that perhaps it would not be desirable for members of the police who are Coloureds to do duty during a White election? [Interjections]

†The MINISTER. Mr Chairman, I have previously explained to hon members of the CP that we naturally use our discretion in such cases. One would naturally, in the case of a White election, in the first instance specifically place White members of the

Police Force among Whites at the polling station

†Mr F J LE ROUX. Is that now racist?

†The MINISTER. It is not racist; it is a question of using discretion according to the circumstances that one has to accommodate. All members on this side of the House will try to do that with great responsibility. I am, however, not prepared to accept that as a point of departure with regard to the involvement of the Police in the execution of their duties in terms of the Act that this Parliament has imposed upon them. That is the difference between the approach of the Government and that of the CP. With that I will suffice.

†Mr G J VAN DER LINDE. Mr Chairman, further arising out of the reply of the hon the Minister, was it not perhaps necessary that the station commander had to impose other duties on White policemen and that they were therefore not available to do duty at the polling station that day?

†Mr L M THEUNISSEN. The new Minister of Law and Order!

†The MINISTER. Mr Chairman, the hon member is quite right. That possibility could exist. It just goes to show with what pettiness we are busy, coming from hon members of the CP.

†The CHAIRMAN OF THE HOUSE. Order! We are now approaching the end of the supplementary question to Question 11.

†Mr J H HOON. Mr Chairman, further arising out of the replies of the hon the Minister, does it meet with his approval that the hon member for Gezina implicated the South African Police through a speech that he delivered in this House? [Interjections]

†An HON MEMBER. What speech are you talking about?

†The CHAIRMAN OF THE HOUSE. Order! The hon member for Kuruman must take his seat. With that we conclude Question 11.

Hon

Sasolburg by-election

*12 Mr L M THEUNISSEN asked the Minister of Law and Order †

Whether any members of the South African Police were on duty at the various polling stations during the by-election at Sasolburg on 30 October 1985, if so, what total number of (a) White and (b) non-White members were so on duty?

†The MINISTER OF LAW AND ORDER:

Yes

(a) 18

(b) None

Vryburg by-election

*13 Mr J H HOON asked the Minister of Law and Order †

Whether any members of the South African Police were on duty at the various polling stations during the by-election at Vryburg on 30 October 1985; if so, what total number of (a) White and (b) non-White members were so on duty?

The MINISTER OF LAW AND ORDER:

Yes

(a) 27

(b) None

Stock thefts

*14. Mr W L VAN DER MERWE asked the Minister of Law and Order †

Whether any stock thefts occurred in the police station areas of (a) Alberton, (b) De Deur, (c) Germiston, (d) Heidelberg, (e) Klip River, (f) Meyerton and (g) Verenging during the period 1 December 1985 to the latest specified date for which figures are available, if so, what total number of (i) cattle and (ii) sheep were stolen?

Chief's assembly to attend freedom rites

11/6/86
3000 264
The Argus Correspondent

DURBAN. — When the Chief Minister of Kwazulu, Chief Mangosuthu Buthelezi, becomes the first black person in the country to receive the freedom of a white town at Pinetown tomorrow he will take his 140-strong legislative assembly with him.

Crowds of unofficial visitors are expected and there will be tight security at the civic centre before the chief's helicopter tour of Pinetown

Assembly members will sit on the civic theatre stage to see the chief receive the gold

key as Pinetown's eighth freeman

The civic hall seats only 350 people and admission is by invitation only.

However crowds from black areas around Pinetown are expected to attend and the meeting will be relayed by loudspeaker outside the building

During the ceremony a mace carved in traditional Zulu style will be presented to the Pinetown Council. And Chief Buthelezi and previous freemen will also be given freedom of the new toll road — with the consent of the Department of Transport — to make their freedom of the area complete.

Call for June 16 stayaway

11/6/86
3000 264
The Argus Correspondent

JOHANNESBURG — The Congress of South African Trade Unions, the United Democratic Front and the National Education Crisis Committee (NECC) have jointly decided that June 16 be commemorated by a one-day nationwide stayaway

In a statement released in Johannesburg yesterday the three organisations said the decision — a departure from an earlier call by the NECC for a three-day stayaway — was taken after "an elaborate and unprecedented process of consultation between these mass-based organisational formations"

"We call on all South Africans, black and white, to observe a one-day stayaway on June 16 as we regard this day as a public holiday," the statement said.

It added that doctors, nurses and journalists were exempted from the call

N/M 4/6/86 (264)

No details yet of multiracial Exco

Pietermaritzburg Bureau

WITH less than a month to go before the Provincial Council is abolished, it is still not known who will serve on the new Executive Committee which will run Natal from July 1

The Administrator, Mr Radclyffe Cadman, said in reply to a question in the council this week that no one knew exactly how many members would serve on the new body or whether the portfolios would remain unchanged.

He said the increase in Exco members' salaries budgeted for this year had been based on a 'guesstimate' that there would be six members instead of the present four

It was known that Exco would be a multiracial body representative of the tricameral Parliament and statements had been made to suggest that it would also represent black communities resident in Natal

Mr Peter Miller (NRP, South Coast) questioned the allocation of large sums of money by the Province to the Natal Performing Arts Council.

He said he was concerned that the costs involved in completing the Playhouse complex were never ending

Mr Ray Haslam, MEC, agreed that a considerable sum of money had been put into the new performing arts complex as well as into additions to Napac's workshop and decor studio

Mr Haslam said R653 000 had been placed on the 1986/87 estimates to complete the additions to the Mayville workshop

The new Playhouse was a prestigious building and Natal was the envy of the other provinces, he said.

□□□

An extra 137 nursing posts would be filled in Provincial hospitals this year, said Dr Fred Clarke, MEC.

Dr Clarke said that although this fell short of the 1 000 additional posts requested by the Director of Hospital Services, it would alleviate serious shortages in many areas.

Funds had also been found to provide an additional 19 new medical posts, 20 paramedic posts and eight pharmacist posts this year.

□□□

The new whole-body scanner at Grey's Hospital would be fully operational soon and available for use by all races, the council was told

Dr Clarke said the CAT scanner was intended for use by patients from the Pietermaritzburg, Midlands and Northern Natal areas

□□□

Mr Miller said stern action should be taken against Provincial ambulance drivers who used their vehicles as taxis

He said he had recently seen 12 'physically healthy' people climb out of an ambulance which had stopped at the side of the road

He asked whether there was sufficient control of the use of ambulances, particularly those that served rural hospitals

The Provincial Council was unable to impose heavier fines against hauliers who overloaded their vehicles as they were set by the Department of Justice.

Mr Dering Stainbank, MEC, said he had been severely criticised in the Press for calling for drastic increases in fines but doing nothing about it.

Mr Stainbank pointed out that Exco was not in a position to increase the fines but added that recommendations had been made to the Minister of Justice.

He told the council a further nine weighbridges would be commissioned soon.

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N/M
5/6/26

Paid public holiday bid

Pietermaritzburg
Bureau

THE Pietermaritzburg City Council's Management and Finance Committee yesterday decided not to act on a recommendation by the City Engineer's Department that May 1 be observed by the council as a paid holiday

Deputy Town Clerk Mr D

Wicks said the committee had recommended that no action be taken on the City Engineer's recommendation that May 1 be declared a paid public holiday, subject to an existing public holiday being dropped

He said the council could not make any ad hoc decision on the matter and did not wish to deal with it in isolation

5/6/86
S/M/L
264

KwaNatal: Buthelezi spells out the bottom line

DURBAN — Chief Mangosuthu Buthelezi today spelt out three essentials without which the kwaZulu/Natal Indaba's proposed single legislature would be rejected by the region's black majority.

He told guests at a ceremony in Pinetown at which he was awarded the freedom of Pinetown that if the Indaba failed it could mean the loss of South Africa's last opportunity for negotiated change.

But for the proposed single legislature to receive vital black acceptance it would have to be

- Elected by all the people of the province, voting on a common voters' roll,
- In all respects a non-discrim-

inatory, non-apartheid system;

- Not an alternative to full black participation in the central South African Government

Chief Buthelezi said he understood the fears of many whites, Indians and coloureds. But, provided the plan met these criteria he would be happy if it also included enough safeguards and guarantees to ensure that these people were represented in the legislature and the executive and that legitimate rights were protected

IRONY

If the Indaba reached agreement and, most important, sold its plan to the people of kwaZu-

lu/Natal, the Government would be forced to take it very seriously indeed

There was irony in the fact that, although he was receiving Pinetown's highest honour, he would not be allowed to vote or stand for office in its elections or to choose where to buy a house in the town

He drew attention to this to illustrate how much reform was still needed

He called on the Pinetown Town Council to take immediate steps to end discrimination in the municipality — to open all amenities and to ensure that there was no job discrimination in its employment

He said that although it might be true that capital to

build the town had come from largely white ratepayers, most of the sweat and toil had been supplied by blacks

Chief Buthelezi warned whites not to be fooled into thinking that a few token changes would ensure a peaceful alternative to the "Vorsterian nightmare" too ghastly to contemplate

EUPHEMISM

There were titanic, well financed resources determined to wreck the economy, make South Africa ungovernable and to establish a socialist or quasi-socialist system which some euphemistically called a people's democracy

"Such a 'democracy' would

show every sign of having little to do with either people or democracy and a great deal to do with rule by the few for the few, with a so-called people's court hanging the 'necklace' on those who dare to disagree," he said

Yet it was hopeless for those who wanted peace to adopt a reactionary position and fight to maintain the status quo

Even a modified form of the status quo was indefensible and untenable because it did not have the support of the vast mass of South Africans who hated it and wanted it destroyed

But in all this, Chief Buthelezi said, he could offer a powerful message of hope



Buthelezi's conditions were not stupid and they were not to exchange one annuity for another

They simply wanted prosperity, hope, a real home, a decent job, a good education for their children

equal say in the running of their town, province and country — Sapa

Provincial Council

Exco authorised to continue with Indaba

Pietermaritzburg Bureau

THE Natal/KwaZulu Indaba should continue at all costs for the sake of peace and harmony in Natal and the rest of the country, the Provincial Council was told yesterday.

Mr Brian Edwards (NRP, Pietermaritzburg South) was speaking on his motion requesting the Executive Committee to assume responsibility from July 1 for the continued presentation of the administration's views and opinions at the Indaba.

He said it must be clear to everyone but a fool that

talks should continue at all costs and that the presence of Exco members was 'absolutely essential'.

On June 30 the Provincial Council will be dissolved and a new Executive Committee will be appointed by the State President.

Mr Edwards said it was clear that the majority of South Africans wanted the Indaba to work.

'People of all political shades — except the radical Right and Left — are now sitting together and at last consensus among all the people of Natal seems to be within our grasp'.

The National Party mem-

ber for Port Natal, Mr Robbie Viljoen, surprised members when he opposed the motion, saying that from July 1 the Province would have no legal standing and that Exco could not be instructed to participate in the Indaba.

Mr Ray Haslam, MEC, said he believed the National Party opposition in the council had been opposed to the Indaba ever since it had been mooted.

He said Mr Edwards's motion was asking the new Exco to continue to present the views of the Natal Provincial Administration.

Mr Cliff Matthee (NRP,

Durban Central) asked whether Mr Viljoen was suggesting the Province should tell Chief Buthelezi it would not continue to participate in the Indaba because the present Exco would be out of office from July 1.

Mr Edwards said the Minister of Constitutional Development and Planning would be in a position to stop the new Exco from continuing with the Indaba, but this would cause 'incalculable damage' to race relations and the relationship with KwaZulu if he did.

His motion was approved with only one vote against

'Miserable' grant is 21% of aid budget

Municipal Reporter

THE Durban City Council's R800 000 grant to Napac — described as 'miserable' by Provincial Councillor Roger Whitely (NRP, Point) — actually forms 21% of the city council's entire grant-in-aid budget.

Mr Robert Cross, Napac deputy chief director, said yesterday 'We have been satisfied with the grants so far that we have got from the city council.'

City Treasurer Wilf Stone said the 1986/87 budget provided R3 800 000 in grants

The R800 000 given to Napac was larger than the sum of the grants for recreational, memorial and defence purposes (R46 000), educational facilities (R196 000) and charitable and welfare associations (R492 000).

The arts and entertainment take by far the largest slice of the grants pie. The Durban Publicity Association gets R1 000 000, the Durban Arts Association gets R360 000, and Keep Durban Beautiful gets R181 000.

Bill will not affect the Indaba, says Martin

WJEH
7/6/84
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Political Reporter

THERE was still hope for the KwaZulu/Natal Indaba, in spite of the Provincial Government Bill which provides for executive administrators with increased powers and nominated non-racial executive committees, Mr Frank Martin, Natal's senior MEC, said yesterday.

Reacting to the Bill, which was tabled in Parliament yesterday, Mr Martin said he would accept an invitation to serve on the proposed executive committee provided he could take to it the spirit of the Indaba and continue to work for a joint legislative assembly for KwaZulu and Natal.

Independent

Concerning the Bill's provision that administrators could make decisions independent of the committees, Mr Martin said he did not think one man was capable of making decisions on his own with regard to the running of provincial affairs without reference to his executive committee.

Mr Martin said he would go to Cape Town next week and question Mr Chris Heunis, the Minister of Constitutional Development and Planning, about the extent of the proposed extended powers for administrators.

He conceded that if the Bill became law it would have to be changed to ac-

commodate the aims of the Indaba, but added:

'The whole process of reform at second tier level is on-going and this doesn't mean that any other initiatives — such as from the Indaba — can't be considered by the Government,' Mr Martin said.

He said he did not see the Government introducing the Bill as a further threat to the Indaba.

'We did ask for a moratorium on the scrapping of the Natal Provincial Council until the Indaba came up with proposals, but that was turned down.

'That doesn't mean that if we come up with proposals they can't be looked at favourably by the Government,' Mr Martin said.

He said he included the safeguard that the administrator must act on the advice and in consultation with his committee in his recent ordinance which laid the foundation for the creation of racially separate local authorities in Natal.

'If the Bill becomes law then what we put through the Provincial Council was irrelevant,' Mr Martin said.

Mr Adrian Rall, the MPC who has said he would resign from the New Republic Party because of Mr Martin's ordinance, said the Bill was vindication for his opposition to the ordinance.

● See also Page 2

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Th

Morris slated for 'gutter politics'

Municipal Reporter

COUNCILLOR Laurie Kaplan has dismissed Point by-election candidate Arthur Morris's claim that the city council will make all Durban beaches non-racial before Christmas as 'gutter politics'

Mr Morris's Civic Action League publication, Durban and Natal Action, claims the council has already 'announced their intention of making all our beaches — North Beach, South Beach and Addington — multiracial by Christmas this year'.

Mr Morris said that if that was not the council's intention, then senior members of Manco and city council should stop making statements which have not been approved by city council.

But he conceded 'I probably should have said "certain city councillors have announced their intention of making all our beaches — North Beach, South Beach and Addington — multiracial by Christmas this year"'

The newsletter also claims that the council plans to make the Point a mixed-race suburb, and it suggests that voters support Mr Morris to prevent that from happening.

Mr Kaplan, a member of the mayor's Beach Amenities Sub-committee, said 'If Arthur Morris can prove this statement, I will personally give R500 to any charity of his choice, but if he can't, then I'm going to ask him to give R500 to

Separate Flock, who house and clothe and feed hobos on a Richmond-area farm'

Manco chairman Sybil Hotz told the Mercury she had doubts about the source of the CAL information.

'It's totally unfair to fight an election by misleading people, whether deliberate or misinformed,' she said.

'I think it is important that the electorate be aware that these decisions have not been taken'

Indaba ⁽²⁶⁴⁾
to consider
the economy

**African Affairs
Correspondent**

THE KwaZulu/Natal Indaba has decided to establish an economic committee, recognising that the sound future of the province depends not only upon a political agreement but on a successful economy

A statement from the Indaba yesterday said the Economic Committee would be asked to make proposals to the Indaba about any matters of economic importance which might be relevant to the establishment of a single provincial legislature

The statement said the Indaba continued to make progress. Discussion continued yesterday on major constitutional topics and would continue next week

No political power for Natal body

ORMANDE POLLOK
Political Correspondent

CAPE TOWN—The KwaZulu/Natal joint executive authority would have no political rights or powers, and should not be seen as a new tier of government, Mr Chris Heunis, Minister of Constitutional Development and Planning, said yesterday.

He told the House of Representatives it was not surprising that the Cabinet had approved the JEA as the Government consistently strove to promote co-operation between communities, states and institutions.

The Government sees this move as positive in the context of co-operation and mutual respect and as an example of what can be achieved when negotiations and common sense prevail, rather than confrontation and political rhetoric, said Mr Heunis.

'Real benefits'

He complimented Chief Mangosuthu Buthelezi and his Cabinet, and the Administrator of Natal, Mr Radclyffe Cadman, and his Executive Committee, on illustrating the type of co-operation which should exist between the executive authorities in this country.

'It brings with it very real benefits without in any way affecting the right of political self-determination of any group,' said Mr Heunis.

A Bill, which would be an empowering enactment, was in the process of being finalised for tabling in Parliament as soon as possible.

'First I must emphasise that no fundamental political rights and powers are associated with this concept,' he said.

'This is not a new form of second tier administration—it is an instrument for the use of existing second tier administration.'

The proposed regional service councils were also not a new level of government or political administration but an extension of municipal government for the rationalised provision of services.

Areas of co-operation covered by the joint authority were health, roads, traffic control, physical planning and nature conservation, as well as other matters of common concern.

It would have a limited staff and its activities would be financed from the normal budgets of KwaZulu and the NPA.

If successful, the project could be a prototype for similar bodies elsewhere.

KwaZulu and Natal would have equal representation on a board which would head the authority and possibly the chairmanship would rotate.

Reacting last night, the Chief Minister of KwaZulu, Chief Mangosuthu Buthelezi, said the Government appeared to be 'balking at accepting democracy at work at the regional level'.

He said black South Africans had not and were still not being consulted about the introduction of regional services councils.

The Government is going ahead with unilaterally-decided developments, while it is claiming almost daily to be seeking a negotiated constitutional settlement in our country.

The regional services councils were being hastily introduced before consultation between black and white 'in an attempt by the Government to rig the foundations on which future negotiations will take place', he said.

Chief Buthelezi said there were no practical reasons why the life of the Natal Provincial Council could not have been extended.

N/M 20/6/86

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Indaba chairman welcomes Bill

African Affairs Correspondent

THE introduction of the Joint Executive Authority for KwaZulu and Natal Bill in the House of Delegates this week has been welcomed by Prof Desmond Clarence, chairman of the KwaZulu/Natal Indaba

Prof Clarence said yesterday the move was perceived by the Indaba as representing closer co-op-

eration between Natal and the KwaZulu Government

Commenting on a Press report that pressure was mounting for consensus to be reached by the end of June, he said it was difficult to estimate when the deliberations would be concluded

'I see my job as chairman to keep the momentum going,' Prof Clarence said 'It has taken longer than originally estimated for the

reports to be made'

He said the Indaba had been given a mandate by the Natal Provincial authorities and the KwaZulu Government, and the final recommendations would be submitted to them

Commenting on the Bill of Rights currently under discussion by delegates, Prof Clarence said one of the major debates concerned drawing up a satisfactory formula for the protection of minority interests

'Nothing has been accepted yet by KwaZulu,' he said 'It is very difficult to satisfy the various points of view'

Prof Clarence said he was 'more than satisfied' with the attitude which had been created at the Indaba and the attempts to understand people of opposing views

He said he felt just as positive about the outcome of the talks as he had when the Indaba had started in

April

'The procedure is slower than I imagined it would be, but I am convinced we are making genuine progress,' the chairman added

The Indaba continued yesterday with a debate on constitutional options for the province and is working towards identifying the characteristics of different systems which could be most appropriate for the needs of the region

A Press statement from the Indaba said Prof Dawid van Wyk, head of the Department of Constitutional and International Law at the University of South Africa, had assumed the position of full-time secretary to the constitution committee

It said Prof van Wyk had been given leave by the university for three months and was being sponsored by the Natal business community

PE's firemen, City Council cross swords over working hours

264
W/E Post
21/6/86

By DENISE BOUTALL
PORT ELIZABETH'S firemen and the City Council are at loggerheads over working hours which, if the firemen win their case, will reduce their shifts from 84 to 56 hours a week — but will cost the city an additional R3,1 million this year.

At issue is the provisions of the Basic Conditions of Employees Act of 1983, in terms of which no one — except security officers — are allowed to work more than 46 hours a week.

Most of Port Elizabeth's firemen work 84 hours, and a small number work 120 hours every week.

They have now demand-

ed that their working week be reduced to 56 hours, with 10 of those hours paid at overtime rates.

In an interview, the Town Clerk, Mr P K Botha, said that, up to 1977, Port Elizabeth's firemen worked 120 hours a week.

At that time, it was agreed to reduce this to 84 hours. He pointed out that, during their shifts, firemen were accommodated in sleeping quarters at fire stations.

Mr Botha said 99 of the 116 posts in the fire service were currently filled.

Of these, 13 men worked 120 hours because the lack of quarters at the Central Fire Station in Albany

Road had made it impossible to fully implement the 84-hour system.

"If we introduce a 56-hour system, it will mean employing 130 additional men at a cost of R3 117 000 a year, which would mean an 88% increase in the salary bill of the Fire Department."

Mr Botha said the council had obtained exemption from the provisions of the Act for the fire service.

That exemption was due to expire and exemption had been applied for. However, the South African Association of Municipal Employees (SAAME) opposed it.

He said that, with the

exception of East London, which had implemented a 56-hour system, all other municipal fire services in the country worked longer hours with the permission of the Department of Manpower.

The local chairman of SAAME, Mr John Howcroft, said the issue was essentially one between the City Council and the Department of Manpower.

He explained that the firemen chose to work 56 rather than 46-hour shifts because it would be easier to work the roster system.

The Chief Fire Officer, Mr Brian Estment, declined to discuss the matter.

Staff 'won't
be made
redundant'

Mercury Reporter

THE chief director of the Natalia Development Board, Mr Hennie du Plessis, says it is not intended that the services of employees will be terminated when the board is abolished on June 30

He said the Commission for Administration would make offers of permanent placement for the employees in other Government departments later in the year

Mr du Plessis said there had been 81 applications for redundancy, but it was hoped that this figure would be reduced quite substantially.

He said the reorganisation of the boards represented the largest and most complex operation ever undertaken in the public sector.

Unrest affects borough's revenue

26/6/86
(264) N/104

Mercury Reprter

THE Borough of New Germany had suffered 'significant reductions' in income due to the recession and the unrest in the neighbouring black township of Clermont, according to the chairman of the borough's Finance and General Purposes Committee

Mr Robert Hyslop said the council's reserves had been drastically reduced in the past two years as a result of the economic climate in the country.

The council lost some R40 000 in revenue because it was unable to use its refuse dump, situated in Clermont, and as a result had to pay neighbouring boroughs to use their dumps

Mr Hyslop said provision had been made for 'a fair wage increase' but that the council had a dispute with the trade union and depending on the outcome of the negotiations the provision could be insufficient

In spite of the gloomy na-

ture of his report, Mr Hyslop said New Germany could 'hold its head high'

Over the past 10 years, the average annual increase in rates to industry has only been 9,75% and for the rest of the borough 4,72%

The randage rates recommended by the committee would only raise the average increases to 12% for industry and 6,86% for the rest of the borough

Mixed rule in Natal still on cards

29/6/86 (264)
By SHAUN HARRIS

THE exclusion of blacks from the appointments to the new Executive Committee for Natal, announced late this week, could fit in with long-term plans for joint executive rule for KwaZulu and Natal, say two senior observers

The appointments to the new multiracial Executive Committees, which will replace the old, elected Provincial Council systems this week, were met with strong criticism from opposition politicians because no black members were appointed to the new Natal Exco

Speculation

But both Dr Oscar Dhlomo, KwaZulu Minister of Education and Culture — and the KwaZulu government's representative to the ongoing Indaba — and Professor Lawrence Schlemmer, director of the Centre for Applied Social Sciences at the University of Natal — the architect of the Indaba — cautiously speculated that the surprise nominations for Natal could fit in with plans for the future joint rule of Natal and KwaZulu

They believe a possible reason for not announcing a black member of the Natal Exco was that Mr Chris Heunis could not find a non-KwaZulu black who would risk his credibility by accepting the position

"Although we were not consulted on the make-up of the new Executive Committee and how it would function, I don't think these nominations will affect the Indaba or the concept of joint executive rule for the two areas," Dr Dhlomo said

Plans

"The South African Government has already accepted joint executive rule for Natal and KwaZulu and will be considering our plans for a joint legislative authority"

Professor Schlemmer believed it would be wise to wait and see what happened to the Bill going before Parliament to create a joint executive for the regions

"KwaZulu is not Natal, and the new committee is concerned only with Natal

"There is the question of black representation in Natal, but it is going to be difficult to find a nominated person — the Government is on uncertain ground here"

Joosab quits as MP to take up new post

1/7/86 264 NATAL NEWS

Mercury Reporter

THE House of Delegates MP for Brickfield, Mr A G Joosab, formally quit his seat in the Indian chamber in the tricameral Parliament last night to take up his new post in the new-look Natal provincial executive which will be sworn in today

Mr Joosab, a prominent Durban Indian businessman, had been a member of the House of Delegates for nearly two years. He also served on the Northern Durban Indian Local Affairs Committee and was a member of the disbanded South African Indian Council.

Meanwhile the jostle to fill the vacancy in the House of Delegates has already started, with at least one Durban businessman, Mr Abdulla Khan, indicat-

ing his willingness to contest the by-election

A date for the by-election — the first in the Indian chamber — is still to be announced

Mr Khan said yesterday that he would fight the election under the banner of the ruling National Peoples' Party

Speculation was also rife yesterday that other likely candidates would be Mr K T Manjee, who is well known in local affairs, and Mr Anand Chetty, a Solidarity member who lives in the area

Mr Joosab told the Mercury that his resignation from the House of Delegates had become effective from midnight last night and he had already informed the Speaker of the House

Ratepayers in row with board

264

Mercury Reporter

A ROW has broken out again between the Bendigo Town Board and local ratepayers in the small South Coast town over the board's affairs

The chairman of the board, Mrs Enid Gouldie, has refused to accede to a request for a public meeting to discuss the board, in spite of a petition signed by more than 300 ratepayers

Her decision has triggered off a public outcry and the Bendigo Ratepayers' Association is calling a public meeting in the Anerley Town Hall on July 12 at 9.30 a.m. to discuss the matter.

Mrs Gouldie, who said she was exercising her prerogative in terms of the Local Government Ordinance by refusing the request for a public meeting, was admitted to hospital yesterday after becoming ill

Town Clerk David van der Merwe said Mrs Gouldie had become ill early yesterday and the nature of her illness was not known 'at this stage'

He said Mrs Gouldie had acted within the law by rejecting the request for a meeting to discuss the affairs of the board

During recent months the board had come under fire following increases in the cost of certain services, including sewage and refuse removal, as well as the re-valuation of properties which has led to an increase in rates in some cases

Mr van der Merwe said the board had acted strictly within the bounds of the Local Government Ordinance and any ratepayers with valid complaints should approach either the town clerk or the board personally to discuss their grievances

'We have absolutely nothing to hide. What is there to hide?'

'Two previous inquiries into the affairs of the board found nothing wrong with the functioning and administration of the local authority,' he said, adding that it should be appreciated that the board could not please every one of the 1 400 ratepayers every time

'There is bound to be someone unhappy with certain things some time,' he said

Miller hits out at leader

Pietermaritzburg Bureau

MR PETER Miller, nominated executive committee member and former New Republic Party Chief Whip in the Provincial Council, yesterday hit out at the NRP Natal leader, Mr Derrick Watterson, for his attack on the new Exco at the weekend.

Mr Miller called a Press conference yesterday in response to a report in a Sunday newspaper which quoted Mr Watterson as saying the new Exco consisted of 'a bunch of people who have never been heard of before' and that they were 'of no consequence in public life'.

Mr Watterson was also quoted as saying he was quite sure the members had been chosen because they were 'likely to acquiesce to everything the Nats want'.

Mr Miller said he was deeply saddened by the fact that a man who had served Natal with distinction and for whom he had respect and admiration could have 'so viciously attacked the new Exco'.

He said he wanted to 'apologise publically' to his colleagues on the new body, as 'they did not deserve as individuals to be slammed in this way'.

Preferred

Mr Miller pointed out that he was senior vice-chairman of the NRP in Natal, Chief Whip in the Provincial Council and a member of the party's council.

He believed that second-tier government would one day return to the provinces and said he would have preferred to have been elected to his new position.

'It is unreasonable to say

that because we are not elected we will not be sensitive to the needs and views of the people of Natal'.

Of the KwaZulu/Natal Indaba, Mr Miller said he had good reason to believe that the Government favoured the continuation of the talks and he hoped and prayed that the Indaba's deliberations would be successful.

Asked whether he intended leaving the NRP to join the National Party, Mr Miller said he was 'not going to be pushed into a corner'. There were many facts that had to be taken into account, one of them being whether the NRP would be able to continue as a party.

'I owe the NRP nothing except affection and admiration for what it tried to do and succeeded in doing,' he said.

● See also Page 3

New Exco's priority is joint executive

SDAY, JULY 2, 1981

Says Cadman

Natal Pietermaritzburg Bureau 264

THE most important task facing the new Provincial Executive Committee was to ensure that the ground was fully prepared for the launching of a Joint Executive Authority between the Natal Administration and the KwaZulu Government, the Administrator, Mr Radclyffe Cadman, said yesterday.

Mr Cadman said in an interview after the swearing in of the new, appointed Exco members in the capital that he expected legislation for the setting up of a joint authority for the two regions to be enacted by Parliament in August this year.

He hoped the new authority would be set in motion shortly afterwards.

Common concern

Mr Cadman told the Mercury the joint authority had been the culmination of a great deal of the work by the Natal and KwaZulu administrations over a long time

'It is not always appreciated that it will mean that, in broad spheres of government in areas which are common between KwaZulu and ourselves, decisions will be taken by a body consisting of the Natal Exco and the KwaZulu Government (consisting of seven members of the KwaZulu Cabinet)

'My executive, which is representative of the white, coloured and Indian communities, will sit jointly with the KwaZulu Cabinet ministers and will deal jointly with matters which are of common concern to both administrations.

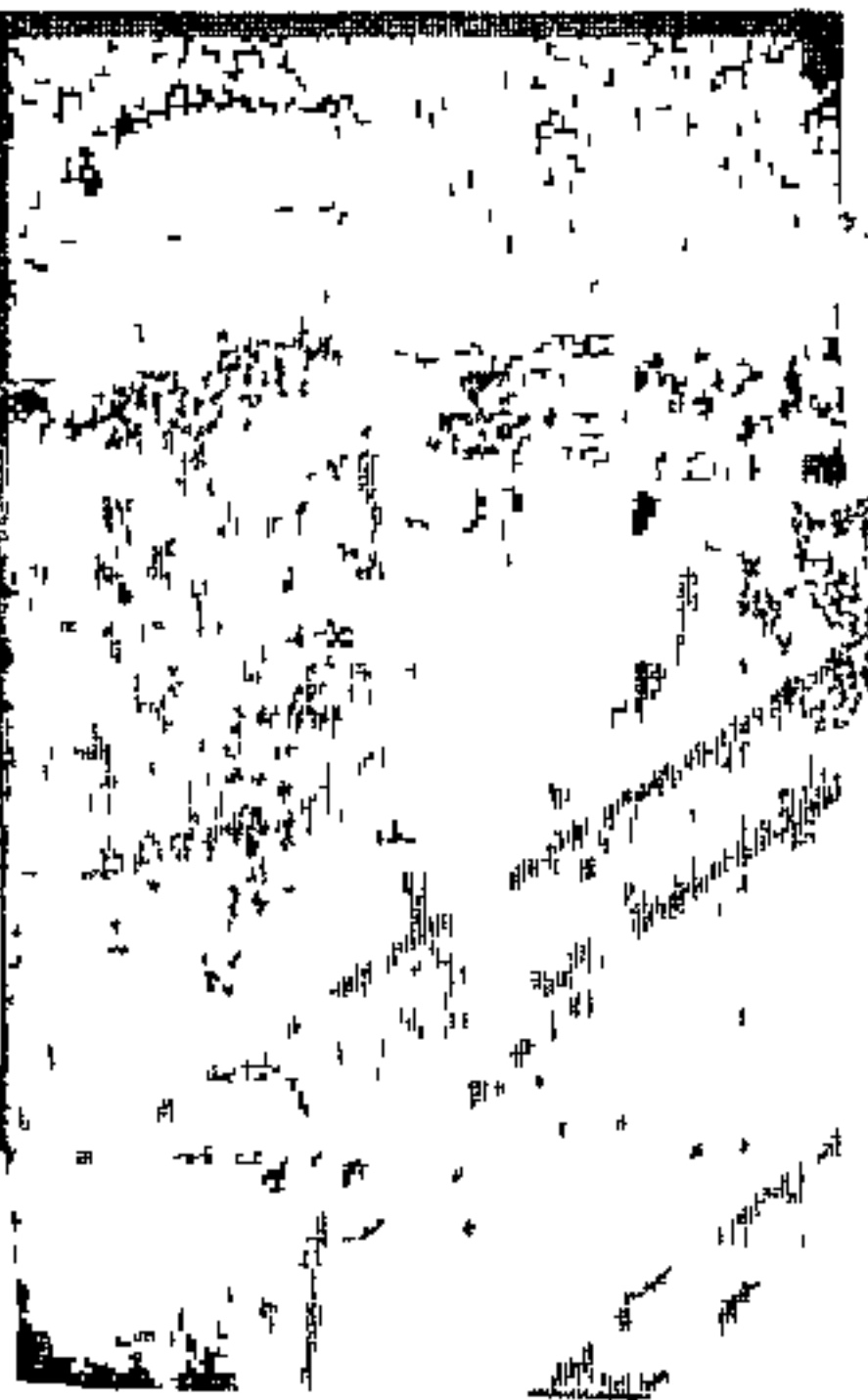
'This is a very significant advance in the field of co-operation which is new to provincial government in South Africa and which so far will be operative only in the Province of Natal,' Mr Cadman said

Natal initiative

He added that the coming into being of the joint authority hinged on the empowering Bill being put through Parliament, 'and I have the undertaking from the Minister of Constitutional Development and Planning (Mr Chris Heunis) that that will be done'.

Mr Cadman pointed out that the new Provincial Government Bill included provisions 'to enable the same sort of thing to be done in the other provinces, so in a sense we have made history here, a Natal initiative'.

And in his address at the proroguing of the Provincial Council on Monday, Mr Cadman said co-operation between his administration and that of KwaZulu was important not only because it fostered better relationships between friendly communities of people, but because it made for better and more cost-effective regional government in Natal.



Speaking on the agreement to set up a joint authority for the two regions, the former leader of the Provincial Council, Mr Frank Martin, said on Monday that many months of hard work had culminated in a memorandum being presented to Mr Heunis and the Cabinet.

'They accepted it as a document that was good enough not only for Natal but for the whole of South Africa as a model for what can be achieved in the field of co-operation between different races at provincial level'

● See also Page 3

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Natal's new Exco takes oath of office

2/7/86 *NATAL Mercury* *264*

Pietermaritzburg Bureau

THE Administrator of Natal, Mr Radclyffe Cadman, and the five nominated Executive Committee members took the oath of office before the Judge President, Mr Justice John Milne, at a brief ceremony

in Pietermaritzburg yesterday

The appointments are for five years but will expire in the event of a general Parliamentary election

The State-President-appointed members are Mr Tino Volker, Mr Abdool Joosub, Mr Clyde Pierce,

Mr Peter Miller and Mr Shunmugan Naidoo

Mr Cadman announced that the first formal meeting of the new Exco would take place on July 22

In a statement, the Administrator said he looked forward with enthusiasm to his new term of office with all the challenges that that entailed

He was confident that the Exco members — four of whom he said had wide experience of public life — would soon be familiar with their new responsibilities

'I feel sure that the people of Natal will give to the new Executive Committee that courtesy and support which is customary in this province'

The five Exco members replace Mr Frank Martin, Dr Fred Clarke, Mr Ray Haslam and Mr Dering Stainbank, none of whom was asked to serve on the new body

During Monday's closing ceremony in the Provincial Council, Mr Cadman said the incoming Executive Committee would operate within a constitutional framework which was as yet untried at provincial level

Its success, he said, would depend on a number of factors. The committee would have to be seen by its actions to consist of men of integrity who were sincere and efficient in what they did, and earn respect from the people it governed by being aware of their reasonable wants and wishes and showing itself capable of reacting to the pressures that emanated from that source

NPA takes over development board

Pietermaritzburg Bureau

THE functions carried out by the Natalia Development Board, which ceased to exist from yesterday, would be taken over by the Provincial Administration, the Administrator of Natal, Mr Radclyffe Cadman said yesterday

The office of the former NDB would be known as the Community Services Office, the main function of which would be to administer and develop black local authorities inside Natal, except those falling under KwaZulu

Mr Cadman said the NPA was determined to give the people of those towns 'the best possible service with-

in the resources available'

'The unpopular function of influx control has now fallen away and staff previously engaged in this task will be used on other duties which are being devolved to the Province'

Mr Cadman said a lot of work had been done by the staff of the previous board in KwaZulu towns, as agents of the KwaZulu Government, and this work would continue under the Provincial Administration

'The Province will do all it can to try to bring stability and improvement of conditions in all black towns and will endeavour to assist in developing them as independent local authorities,' Mr Cadman said

Exco considering role in Indaba

Political Reporter

THE new Natal Executive Committee is considering sending a delegate to the KwaZulu/Natal Indaba

Mr Radclyffe Cadman, the Natal Administrator, said yesterday that he would make a statement on the subject next week.

The new Exco will also have to decide whether or not to continue providing half the cost of the Indaba, for which the recently disbanded Exco set money aside

The other half of the cost is being paid by the KwaZulu Government.

Mr Frank Martin, former senior Natal MEC and co-convenor of the Indaba,

said the private sector had indicated that it would step in if Exco decided it could no longer help fund the talks

He declined to say how much money had been spent on the Indaba so far

Mr Martin said whether or not Exco participated in the Indaba would make no difference because the five members of Exco were already connected to the talks by their membership of participating groups

He said he and his team of advisers from the disbanded Natal Provincial Council would continue to take part in the talks

The next session of the Indaba will be held on July 10

Inquiry blamed for 20% rates increase

264

N.M. 4/7/86

Mercury Reporter

A 20% jump in rates in Pinetown is a direct result of the three-year long Commission of Inquiry into the borough's municipal affairs says Councillor Roy Stuart, Chairman of the Finance Committee

Although the amount incurred by the commission in cold cash only amounted to R330 220, Mr Stuart maintains 'at least' a further R500 000 was lost in man hours and productivity

The Commission of Inquiry — which began in 1983 and finished last year — was a shocking exercise in wasting time and energy, which in turn adversely affected staff morale and productivity

Many essential capital projects were not undertaken during the three years because heads of department, who should have

been in charge of the projects, were busy researching information for the inquiry, discussing aspects with legal representatives and attending the inquiry sessions, he said

'The crux of those lost hours is that it eventually cost the council in the region of half-a-million rand. The staff were not enthusiastic and it showed in the

resultant drop in work potential and productivity, an entirely understandable and natural reaction,' said Mr Stuart

The costs incurred are reflected in the high rates increase, says Mr Stuart

'If we had not had the commission, ratepayers would not have been faced with such a high increase,' said Mr Stuart

Pinetown's Mayor, Mr Michael Wheelwright, said the rates increase should have exceeded 20%, as the borough's rates increases had not kept pace with inflation over the past 10 years

He said that councils in the past had drawn heavily on reserves to soften the increases, but that this had not been done this year

BILLS of Rights, commonplace in modern Western constitutions, are now the centre part of the debate on the restructuring of the South African State

Although Bills of Rights usually entail legal control of the state and an active role for the courts in government, the emphasis on legality cannot disguise their political nature

All the historical Bills of Rights have emerged out of specific social and economic contexts which have determined their content and purpose

Thus a Bill of Rights must be understood and evaluated in the context not only of the social and economic conditions in which it operates but also the policy-making and administrative processes of government of which it is an intrinsic part.

Partner

For if the judiciary can invalidate statutes and acts of government, then it becomes a partner, although a limited one, in policy-making and administration

The Bill of Rights and the courts limit the powers and competences of the political branches, assuming a necessary evil theory of government

While the constitution giveth, the Bill of Rights taketh away

Although Bills of Rights are common phenomena in the constitutions of the world, they have very different contents and consequences.

They are also the subject of much criticism for placing more on offer than they can provide, for having the adverse consequences of legalism such as adversarial procedures and high costs of enforcement, and as serving to legitimise highly unequal social and economic orders

These differences of perspective (but also several similarities) are apparent in the Freedom Charter and the FCI's Business Charter

In the South African constitutional tradition the absence of a Bill of Rights has facilitated the State's monopolisation of power and the extensive deprivations of human rights which characterises the political, social and economic systems

The current human rights debate, in which academics, students, judges, political and community leaders have

The rights and wrongs of a Bill of Rights

By **LAURENCE BOULLE**

Deputy Dean of the School of Law, University of Natal, Durban, examines the KwaNatal Bill of Rights

participated, takes place at probably the lowest point of human freedom in recent history

Yet, to the surprise of those who see political liberation coming about through a gradual accretion of civil rights, there is much opposition in this debate to the very notion of a Bill of Rights, at least for the present

Settlement

It is argued that in the light of the present discriminatory Statute Book a contemporary Bill would be so qualified as to have little real significance and that, in any case, because of its political nature, it should only be negotiated on simultaneously with broader constitutional deliberations and only be introduced once a political settlement has been reached

There is also an energetic debate about the content of a Bill of Rights and its best method of enforcement, namely through the regular courts, a constitutional court or a special tribunal

Thus while there is common concern about the parlous state of human rights in South Africa, there are widely differing views on ways to improve it

The Bill produced by the Natal/KwaZulu Indaba embodies many of the core principles found in contemporary Western constitutions

It provides for the equal protection of all before the law, due process in the criminal courts, protection from inhuman or degrading pun-

ishment, the right to life, bodily integrity and privacy, freedom of movement

It also provides for the right of free association, free expression and free assembly, the right to form and join trade unions, equal access to educational institutions, and the right to do non-military national service on the grounds of conscience.

Norms

There are other non-enforceable norms, such as the principle that all human beings are born free and equal, that the widest protection and assistance should be afforded to the family, and that everyone should be able to practise her own religion and use his own language and participate in cultural activities

While most of these provisions place negative restrictions on the arms of the state there are innovative others designed positively to promote good government

All public authorities and officials in the province must follow rules of fundamental fairness in coming to their decisions and furnish reasons for their actions (This is an attempt to codify the standards which the courts impose on the administration, but only when statute allows, and then in a somewhat inconsistent fashion)

It is also provided that public meetings and records will be open to the public, subject to the needs of confidentiality or security

All these rights and freedoms are made binding on the provincial authorities, and the courts can enforce them by striking down offending legislation, setting aside unconstitutional administrative action and making other appropriate orders

Against the background of South Africa's human rights record the enforcement of

these rights and liberties would profoundly transform the lives of the majority of inhabitants in the province

But its real relevance will be determined by its legitimacy, the central government's treatment of the matter, and the actual ability of a KwaNatal to make good the Bill's promises

If the Bill of Rights had been drafted by a constitutional lawyer on the hill it would obviously have no direct significance for the political process

The fact that it was discussed and approved at a forum comprising representatives of different interest groups clearly enhances its process value.

Advantages

Indeed, the fact that some conservative interests agreed to its terms shows the advantages of reasoned debate in the political process

However the fact that, inter alia, the two major forces in national politics, the National Party and ANC, were not full participants in the Indaba, deprives the Bill by definition of the legitimacy which it requires to be potentially significant

One of the stark realities of our constitutional politics is that piecemeal reforms at this critical stage can become a basis of conflict and not consensus

As far as Pretoria's attitude is concerned it will first have to permit full policy-making to take place at the regional level, a remote prospect if measured only by recent trends

However, the full flowering of the Bill would require further Government connivance. For example, criminal justice is one of the matters over which the province would have no jurisdiction

And as so many of the personal, political and even so-

cial rights are related to this matter it would at least be necessary for central government officials in the province to be subject to the local constitution

Again, given the State's customary wide margin of safety in security matters, this prospect does not appear highly feasible

The provincial government's ability to deliver the goods will depend to a large degree on the legislative and executive processes, which have yet to be agreed on

However, the political nature of the Bill, referred to above, already has implications for future policy-making and administration

Here, given the predations caused in the past by the Land Acts and Group Areas Act, as well as the gross inequalities in wealth and services between blacks and whites, attention will inevitably be given to the property clause.

Questions

It is provided that everyone has the right to own property in the province and cannot be deprived thereof without due process of law and fair compensation

Furthermore, "land and natural resources shall not be expropriated except for the common good and in accordance with laws providing for equitable compensation"

Similar provisions are to be found in the constitutions of many Western countries. The question, however, is whether they are realistic in the context of the social and economic conditions of KwaNatal

Will the new government have the resources to implement reforms needed to meet the equality challenges in its Bill of Rights, or are these to be just paper rhetoric?

Will the government be able to meet the needs of its constituency, and if not how viable will the constitutional system be? In other words are Western property rights appropriate for an African Bill of Rights?

Many of the norms contained in the Indaba Bill may be incorporated in the constitutional settlement which succeeds the eventual negotiations in this country

However, they may have a different hue and complexion, they will be supplemented and balanced by other basic norms, and they will be inextricably related to the wider political process

13/7/80 CITY PR

Some stories on this page have been edited to comply with restrictions imposed by the state of emergency.

Bill of rights for KwaNatal?

264

CP Correspondent

THE Natal/KwaZulu "indaba" met yesterday to discuss a bill of rights to be included in the proposed new constitution for the area.

A number of earlier draft bills have already been discussed by the "indaba", said chairman Professor Desmond Clarence. He said this was the fourth presentation of the issue and it was hoped this version would be accepted by everyone.

Natal PFP leader Ray Swart, whose party is supporting the "indaba", said such a bill would be a real

step forward in the proposed constitution for the area.

He said many constitutions world wide had a similar bill of rights which he described as "pivotal to ensure the rights of individuals".

"It is a pity that South Africa has not had a bill of rights in all these years," he said.

It is believed that the issue over which there has been most disagreement so far, is the question of minority rights - which were to be entrenched in the bill of rights.

meeting at
Police ad

ANC 'backs OUR BILL'

Key bodies give support to KwaNatal principles

THE KwaNatal Bill of Rights unveiled this week has the informal approval of many of the organisations which turned down invitations to take part in the Indaba.

Key organisations which did not participate — the African National Congress and United Democratic Front — are understood to be in broad agreement with most of the principles contained in the document.

And the UDF, although initially declining an invitation to the Indaba, has kept an "observer" status throughout the meeting.

"Many of these people are here. They're just wearing different hats," said Frank Martin, Natal's former senator MEC.

Another delegate said there was a strong awareness of the missing political elements both to the left and to the right.

Optimistic

Professor Marinus Wiechers, who was instrumental in drawing up the Bill, said the ANC in London had not had any problems with the vast majority of clauses in the recently released charter of the Federated Chamber of Industries, which was very similar to the Indaba's Bill of Rights

By DENYSE ARMOUR

And while the implementation of the Bill of Rights depends on central Government's acceptance of the Indaba's plans, the National Party had observers at the Indaba.

As they had not opposed the Bill, delegates were optimistic about the Government's reaction.

"The Nats were supportive observers," said one delegate.

The Bill itself will form part of the constitution for the legislative assembly of the proposed new province unifying KwaZulu and Natal.

It implies that this assembly will be elected by all, regardless of race, and any future government of the province would be formed by coalition.

The constitution of the new province will now have to be drawn up within a framework of the norms set by the

If approved in full, the new provincial government would be given one year to repeal all provincial laws, ordinances and municipal by-laws which contravened the Bill of Rights.

This would mean the end of separate amenities throughout the province, Professor Wiechers said.

● See Page 23.

Carl Tink 15/7/86
20pc rise in medical costs?

Own Correspondent

PRETORIA — An average increase of 20,1 percent in the private fees of doctors has been recommended as a guideline from this month by the Medical Association of South Africa.

In a statement released here yesterday, Masa said it regarded its latest annual adjustment of the tariff "as reasonable compensation to doctors".

The new set of private tariffs is to be used by medical practitioners as a guide only.

"Because the private tariffs are meant to serve as a guide, it creates the opportunity for negotiation between doctor and patient," Masa said.

Masa's federal council took into account the possible collapse of private medical services because of spiralling practice costs.

Masa said the adjustments, based on the consumer price index, would not improve the real income of doctors.

The increases are General practitioners and specialists 19,05 percent; anaesthetists 20 percent; radiologists 21,6 percent, clinical pathologists 20 percent, anatomical pathology 27 percent; ultra-sound 41 percent, and computerized tomography 41,7 percent.

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Human rights issue

As a liberal manifesto, the bill of rights tabled by the constitutional committee of the KwaNatal Indaba last week is an impressive document

Like that embodied in the American constitution, it seeks to reaffirm individual rights through recourse to the courts as a higher authority than the executive arm of government. In so doing, it technically removes the fear individuals or minorities might have of being swamped by a majority in any future constitutional arrangement.

The problem, of course, is that enlightened as it may be, it still has to be accepted by government — like everything else that emanates from the Indaba Pretoria has thus far resisted pressure to draw up a bill of rights of its own. As if to make it easier to swallow, the architects of the Indaba bill see it applying only to the provincial executive, and not binding on central government.

The idea is that, should the Indaba's proposals for a multiracial assembly to govern the region be acceptable, government would devolve powers for regional administration to the second tier, which would then be bound to govern within the constraints laid down in the bill of rights.

Flexibility

Elsewhere, national or, in the case of a future federation, federal laws would apply — with the proviso that regional constitutions or bills of rights could be overridden by the central legislature in times of national crisis such as the current emergency.

Among other things, the Indaba's bill is adamant that the Groups Areas Act and separate educational systems should be abolished. It states that "every person shall have the same right to public education in an institution that will cater for his interests, aptitudes and abilities."

Prof Marinus Wiechers of Unisa, who helped draft the bill of rights, says "It provides a programme of action for the future to get laws that don't conform abolished. It is in fact a command to a future regional legislature to get things done."

Chairman of the Indaba, Prof Desmond Clarence, says it is important to read the bill of rights in conjunction with the proposed constitution for the region, which is still in the course of preparation.

"The bill of rights," he adds, "gives a good indication of what will apply. We expect a constitution which is non-discriminatory with protection of minority rights, enforceable by law, to emerge."

It is to be expected that the proposed multiracial assembly for the region, should it come into being, would move quickly to remove firstly provincial ordinances and later national legislation which did not conform to the spirit of the bill of rights. Should it falter, however, individuals would have recourse to the courts to help prod it along. ■

Mercury 2/6/85

Arson losses R50 m in 1985, says report

Mercury Reporter

THE DELIBERATE starting of fires cost the country an estimated R50 million in damage last year, according to the South African Special Risks Insurance Association

While the figure is high, overall losses, excluding those from deliberate fires, are down 14% on 1984 to R168 million, Fire Protection magazine reports

The R50 million resulting from deliberate damage is not included in the figure because, says the magazine, such losses cannot be considered as normal fire losses controllable through standard fire-protection practices

One of the reasons for a reduction in overall losses

is that the number of fires causing more than R1 000 000 damage dropped from 30 to 23

The magazine also cites the depressed economy and unrest situation as causing management to look more closely at ways of protecting company assets

The number of deaths resulting from injuries or asphyxiation from fire during 1985 was also down at 219. In 1984 and 1983, 284 and 237 people died respectively

There were five Natal fires which caused damage of more than R500 000 each, including two at paper-manufacturing plants at Mandini on the North Coast and one at a Durban saw-mill

Merwyn 21/07/86

Ambitious plans for coast towns

~~260~~ 260

By Colin Vineall
Property Editor
IN SPITE of the recession, millions of rands are to be poured into development of Natal's coastal towns, mayors and town clerks were told at a municipal showcase at the weekend. The civic dignitaries met

in Port Shepstone, Amanzimtoti and Pinetown to talk about achievements and prospects for their towns in a travelling conference sponsored by insurance and property giant Sanlam. Mr Duncan Collocott, Town Clerk of Margate,

said entrepreneurs and financiers were meeting town officials to discuss a multi-million-rand revamp of the beachfront area in an effort to maintain the town's remarkable growth. He said talks with the Government had resulted in a R100 000 grant to improve the airport, now rated the second-busiest in Natal.

Mr John Bosman, Mayor of Amanzimtoti, said the town had begun its own 'indaba' with a black township on its borders and a delegation would soon visit Ulundi for talks about possible joint administration.

Mr Bosman also disclosed that Pipeline Beach, to the north of the town's desegregated beaches, would also be opened to all races and extra facilities such as pools and toilets were being planned.

Millions more for retirement homes were featured in the report by King'sburgh's Mayor, Mr Steve van der Wath.

Scottburgh had built 300 flats in the past three years said Mayor Peter Lang.

In contrast, Councillor R E S Mfeka of Umlazi outlined life in the township in which 500 000 people were served by one football field, one tennis court, one swimming pool and one cinema.

Port Shepstone's Mayor, Mr Peter King, said the Boboyi Marina project, which had collapsed, was not yet dead, and disclosed there was a good chance of it still going ahead with a different developer.

But the most exciting developments in the town were a proposed four-storey building in a central area known as 'the dip', which would have two major tenants and parking for 500 cars, and another development involving Settlers Park, where as much of the environment as possible would be preserved.

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Exco men 'not barred from Indaba'

Own Correspondent

DURBAN — Natal's Administrator, Mr Radclyffe Cadman, yesterday denied that members of the province's Executive Committee had been instructed not to sit on the Natal/kwaZulu Indaba committee in either their personal or political capacities.

Mr Cadman, who had been holidaying in Namibia when the Exco/Indaba controversy was sparked off, said there had been "no ambiguity" in the matter whatever.

Speculation that Exco members had been barred from the Indaba talks was fuelled after Mr Cadman had written to the Indaba chairman, Professor Desmond Clarence, saying Exco would no longer be represented. The reason, he said, was that Exco was now an arm of the Government and therefore could not sit in judgment of its own proposals.

Mr Cadman stressed that Exco was a five-man

committee, but its individual members had other political functions. They were free to operate as they chose in those functions outside Exco and their positions on the Indaba had nothing to do with Exco.

CONFUSION

The previous Exco MECs — Mr Frank Martin, Mr Ray Haslam, Mr Dering Stainbank and Dr Fred Clarke — had all been provincial representatives before the demise of the Natal Provincial Council and it is believed that this is where the initial confusion lay. They are now sitting in their private capacities.

In the letter Mr Cadman pointed out that three current Exco members, Mr Val Volker, Mr Clyde Pierce and Mr Peter Miller, were all represented at the Indaba in other political capacities, so the views of the various delegates could be made known to Exco.

Natal's new Exco has first meeting

Pietermaritzburg

26/11/86
Bureau NIM

THE five members of the new Natal Executive Committee met here this week for the first time to discuss the affairs of the province, under the chairmanship of the Administrator, Mr Radclyffe Cadman

No statement was released after their two-day meeting, the first since the disbanding of the Provincial Council on June 30

The State President-appointed Exco, which is the top policy-making body of the province, is expected to meet once a week

One of the members, Mr Val Volker, said it had been decided that at this stage there would not be individual portfolios and that decisions taken at Exco meetings would be made as a body

There is a tremendous amount that has to be caught up but there is a willingness on the part of all of us to really make a success of our new jobs.

Mr Cadman was not available for comment yesterday as he is in Cape Town for talks with the Cabinet.

Six ex-mayors want names of accusers

Mercury Reporter

SIX former mayors of Pinetown are urging provincial authorities to release the names of the ratepayers responsible for the R800 000 inquiry into the municipality's affairs.

In a carefully worded statement, Mr Joe Williams, Mr Norman Wiseman, Mr Owen Jones, Mr Vernon Hall, Mr Frank Knowles and Mr Glen Billson say it is unjust to expect Pinetown ratepayers to bear the financial burden caused by the inquiry.

'Surely it is not much to expect that the ratepayers who contrived or fueled this mischievous venture be called upon to pay for their discredited motives,' says the statement.

The provincial authorities are 'morally obliged' to make available the names and the relevant documentation in view of the findings of the commission, which gave no substance to the 'serious allegations' which had been made, the statement says.

Indignation

It goes on to say that it is a principle of common law that the accused is entitled to face his accusers.

In an interview yesterday, Mr Williams said he and the other five former mayors had faced with indignation the enormous charge imposed on them and other ratepayers in having to pay for the commission.

'In the light of the commission's findings, we felt it was time that we made a stand on the issue,' he said.

The commission's R800 000 price tag comprises mainly hidden costs.

The known direct cost of the commission to the ratepayers is around R330 000 and includes legal fees, printing, transcripts, photocopying and an account for the inquiry from the Province.

The remaining R470 000 was incurred in lost man hours and productivity, according to the chairman of the council's Finance Committee, Mr Roy Stueland.

Hosking, Volker, Miller tipped for Exco

27/6/86
Nat. Merc. 264

ORMANDE POLLOK
Political Correspondent

CAPE TOWN—Dr Gerald Hosking, former Director of Education in Natal, is being tipped for nomination to the new provincial executive committee which will be introduced on Tuesday.

Other members of the executive, apart from the Administrator, Mr Radclyffe Cadman, are expected to include Tino Volker, Nationalist MP for Klip River, and Peter Miller, New Republic Party MPC

The Exco is expected to include Indian, black and coloured members

An announcement by Mr Chris Heunis, Minister of Constitutional Development and Planning, is expected at the weekend

Dr Hosking, who retired in July, 1982, was the Director of Education for five and a half years.

In the new system, in which Exco members are

not expected to have specific portfolios, his educational background will be extremely valuable

The nomination of Mr Volker would raise the spectre of a by-election in his Parliamentary seat at a time when the Right-wing parties and movements are claiming rapid growth in support

The NP had a comfortable 3 929 majority in April, 1981, in a three-way fight with the Progressive Federal Party and the Herstigte Nasionale Party.

Obligations

It is highly unlikely the NP would risk a by-election if it thought there was a real danger of losing the seat.

The Mercury's Pietermaritzburg Bureau reports that Mr Miller, the New Republic Party Chief Whip in the Provincial Council, said yesterday there was no question of his crossing the

floor to the National Party 'in the traditional sense'

He was reacting to speculation that he was about to join the National Party

'I am at present a member of the NRP and I intend to fulfil all my obligations to that party'

Asked whether he might join the NP in the future, he said 'This is a decision for me to make and really it's got nothing to do with anyone else. It looks as if the Press is trying to push me into a corner.'

KwaZulu's chief Indaba negotiator, Dr Oscar Dhlomo, said his Government had not discussed the nomination of anyone to the new multiracial Exco

'KwaZulu has not been put in the picture about what is to come up except what we have read in the papers. I suppose the KwaZulu Government will decide when the time comes whether or not to nominate anybody'



Dr Gerald Hosking

Black MECs, but no Zulus

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Polo action at Shongweni



The Transvaal C team (in the red) scored an 11-9 victory over OFS C during the inter-provincial polo tournament at Shongweni yesterday. The tournament continues today and Sunday and play starts at 10.30 a.m.

Picture by RICHARD SHOREY

French rugby tour decision is expected on Monday

JOHANNESBURG—South African rugby fans could know by Monday if a French national side is to tour the country next month.

It is believed the South African Rugby Board's executive met earlier yesterday and a statement on 'possible tours' is expected to be made on Monday.

Speculation has hotted up over possible French and Australian Wallabies tours. But a decision in Sydney yesterday to 'defer a decision until October on a South African tour' could put paid to an immediate Wallabies tour. But this does not rule out the French side making a short visit here on their way home from New Zealand.

The Tricolors, who last visited the Republic in 1980 and played a single Test at Pretoria's Loftus Versfeld, meet the All Blacks today at Lancaster Park, Christchurch, and leave Auckland for Honolulu tomorrow night.

A New Zealand Rugby Football Union spokesman, in confirming that the French will fly to Honolulu, said 'Their plans thereafter are unknown'.

Observers in Australia and New Zealand believe the French will fly to South Africa for a 'whistle stop tour', and only then return to France.

A spokesman, closely associated to the England Rugby Football Union, told Sapa from London that a French tour

of South Africa could have serious repercussions.

'It is common knowledge that the English and Welsh unions are against ties with South Africa at the moment.

'Should the French tour the Republic, Scotland and Ireland will associate themselves with the English and Welsh thinking and this could jeopardise France's involvement in the Five Nations Championship,' he said.

But he added 'The French tend to do as they wish and with Albert Ferrasse retiring and eager to present Dr Craven with a farewell favour, coupled with Prime Minister Jacques Chirac's more favourable attitude towards South Africa, they could decide to tour'.

The belief is that this tour will be sanctioned by the South African Rugby Board, but will still receive considerable financial backing from 'private enterprise'. This was the case with the recent New Zealand Cavaliers tour which ended on May 31.

South African companies who sponsor international touring sides receive huge tax rebates and the age-old adage, money is not a problem, will be most appropriate once again.

The prospect seems exciting enough, but like most things affecting South African rugby nowadays, it's again a case of wait and see — (Sapa)

Mercury Correspondent

CAPE TOWN—Africans have been appointed to executive posts at second-tier level for the first time, but not in Natal, prompting complaints that the Zulus have been insulted.

Three Africans are among the 20 appointments to the four executive committees which will replace the provincial councils from July 1. There is no African on the Natal Exco although such an appointment is still 'under consideration'.

On the new Natal body are Mr M A G Joosub MP, Mr Peter Miller MPC, Mr Shunmoogam Naidoo, a retired school principal from Stanger, Mr C J Pierce and Mr Val Volker MP.

The African representative on the Cape Exco, Mr T W Nyati, is a businessman who has been mayor of Galeshewe near Kimberley for the past four years and is chairman of the Board of Chairmen of Community Councils and Black Local Authorities in the Northern Cape.

His Free State counterpart, Mr R J Mokotjo, is a circuit inspector and university lecturer.

Mr J S Mavuso, who will serve on the Transvaal Exco, is a businessman who also serves as managing director for the Soweto Development Company and was public relations liaison manager for the KwaZulu Development Corporation.

● New Exco is an 'insult to blacks' Page 2

Whites are in the majority on all executive committees except that for Natal.

Including the administrators who will chair the executive committees, 14 whites have been appointed, four coloureds, three Indians and three Africans.

Of the 10 whites appointed, six have served the National Party in some capacity while one, Mr Peter Miller, is a New Republic Party member of the Natal Provincial Council.

Missing from the line-up is the senior MEC in Natal, Mr Frank Martin.

The Minister of Constitutional Development and Planning, Mr Chris Heunis, took the wraps off the four executive committees yesterday after having earlier announced the reappointment of all four administrators.

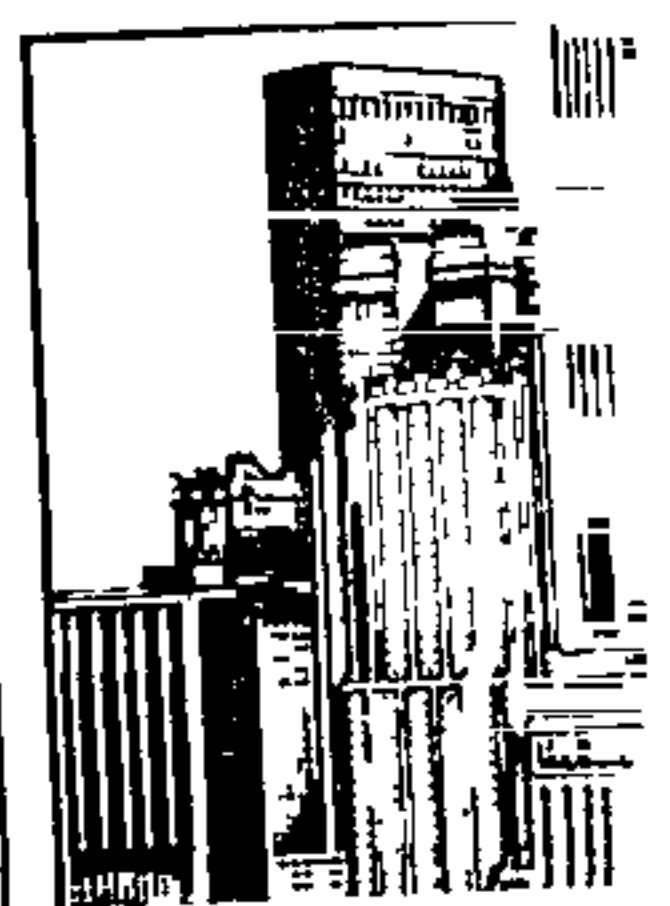
Of the 20 names announced yesterday, two are MPs — one each in the House of Assembly and House of Delegates, four are members of the President's Council, and eight are current members of provincial councils, five of whom are MECs.

Two by-elections, both in Natal, will result from the appointment of the MP for Klip River, Mr Val Volker, and the MP for Brickfield, Mr M A G Joosub.

Making the announcement, Mr Heunis said the appointment of the new executive committees was the first step in 'a new era of provincial government'.

It was, he said, in line with the constitutional concept of 'shared responsibility and decision making in general affairs'.

The members for the other Excos are Cape — Mr Deon Adams, Mr T W Nyati, Mr J W Theron MEC, Mr A J van Wyk MPC and Mr P J Schoeman Transvaal Mr J M Griffiths MEC, Mr D P Kirstein MEC, Mr Ismail Mayet, Mr J S Mavuso, Mr Fanie Schoeman MEC, and Dr Willie Hoods Free State Mr R P G Dreyer MEC, Mr C L Henney, Mr R J Mokotjo and Mr H J R Simes.



New Exco is an insult to blacks

New MECs have varied backgrounds

Mercury Reporters

THE new Natal Executive Committee consists of a teacher, a businessman, a school principal, an accountant and an agriculture expert

Mr Clyde Pierce, 46, of Wentworth is a Labour Party member and has sat on the President's Council since 1984.

Mr Pierce has taught in various schools in Natal and has been a member of the Durban Coloured Local Affairs Committee for several years

Mr Abdool Gaffar Joosab, 60, is a top Durban businessman and National People's Party MP in the House of Delegates for Brickfield, Durban

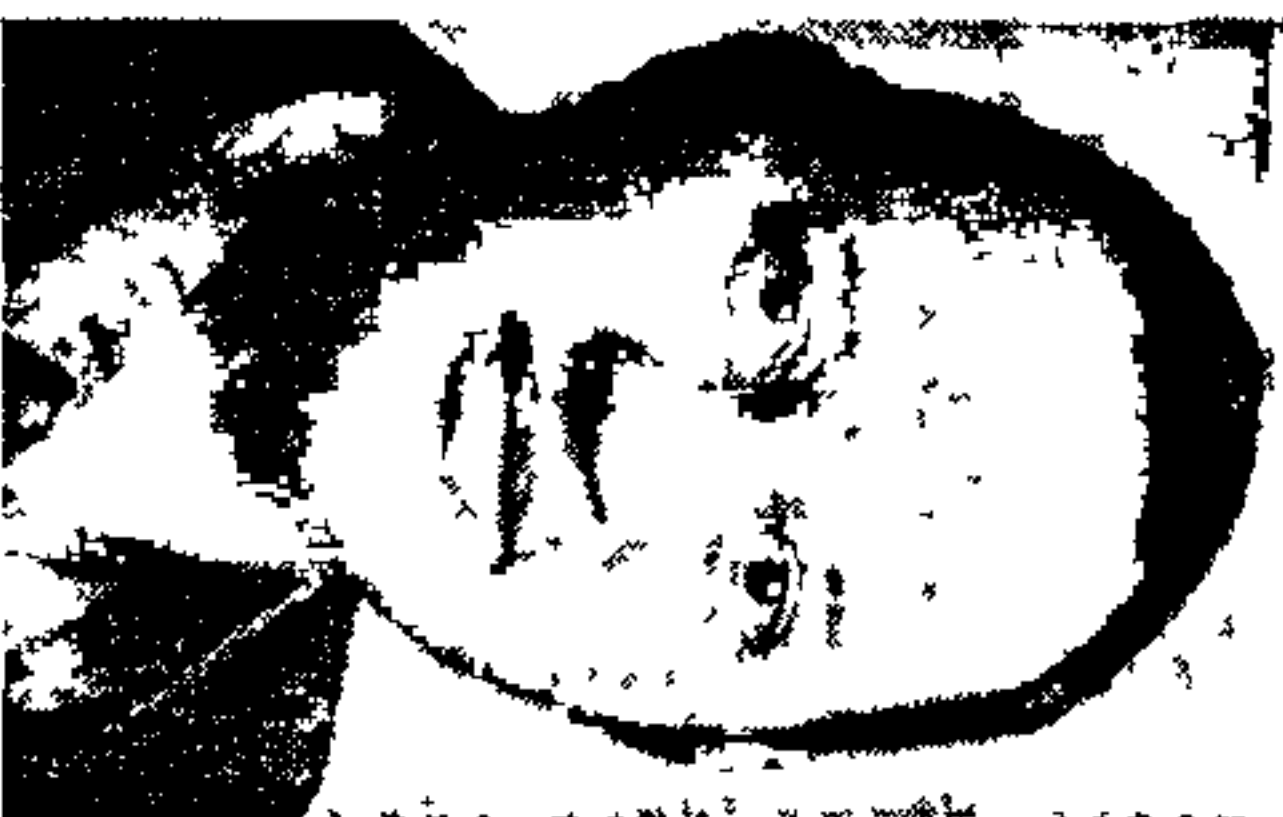
Mr Joosab was on the Northern Durban Indian LAC for nine years and was executive member of the South African Indian Council from 1981 until it was disbanded in 1984

Mr Shunmugan Naidoo, 66, is an NPP member and former school principal.

He was a Local Affairs Committee member in Slanger.

Mr Valentino Volker, the National Party MP for Klip River, matriculated at Wartburg and served his articles at a Durban firm of auditors. He was accountant for a firm of printers for 10 years.

He was elected MP for Umhlatzi in 1966 but was defeated in the 1970 elections. In 1972 he was elected MP for Klip River.



Mr Clyde Pierce



Mr Abdool Joosab

Mr Peter Miller, 45, New Republic Party MP for South Coast, has a masters' degree in agriculture from the University of Natal and worked for the Department of Agricultural Technical Services from 1963 to 1969

He won his seat from the National Party in 1979.

Mercury Reporters

SEVERAL political leaders and commentators in Natal have condemned the exclusion of blacks and former MECs from the new nominated Natal Executive Committee.

The other three Executive Committees, announced yesterday, include blacks and members of previous Excos

Mr Roger Burrows, Progressive Federal Party MP for Pinetown, said he was surprised that no blacks were in the new Natal Exco

Premature

'It is very strange that the Government has seen fit to exclude members of the old Exco while choosing a relatively junior member of the Provincial Council

'The PFP has consistently opposed a Government-nominated Exco,' Mr Burrows said

Dr Oscar Dhlomo,

He said an African from outside KwaZulu could have been nominated but President Botha might struggle to find someone willing to accept the nomination and risk losing credibility with his constituency

Prof Laurence Schlemmer, director of the Centre for Applied Social Sciences, University of Natal, Durban, said legislation to allow a joint executive authority for Natal, including the KwaZulu Legislative Assembly, was going through Parliament

KwaZulu Cabinet minister, said he was disappointed at the exclusion of Mr Frank Martin, senior MEC on the outgoing Provincial Council, from the new Exco

not been nominated

'The Government has missed an opportunity to appoint somebody who has built up a very forward-looking, positive image,' Prof Schlemmer said

On hearing of the composition of the new Exco, Mr Martin said he wished the members good luck

Insulting

'I've been in politics too long to expect anything,' he said

Mr Y S Chinsamy, vice-president of the South African Black Alliance, said he was 'very disappointed' that no representative of the black community was appointed

'In the light of the present political situation in the country a black should have been appointed Natal has a black population of more than 80% and it was unreasonable for the State President not to have appointed a black,' he said.

Mr Mewa Ramgobin, ex-

executive member of the Natal Indian Congress, said the new executive must be seen in relation to the Regional Services Councils as part of the new constitutional arrangement.

'This was rejected by the Natal Indian Congress and it still remains unacceptable to us. It is made further insulting to the black community of South Africa, in this case Natal

'I only hope that in an already polarised society no further racial polarisation takes place. This is an attempt at entrenching divisions more than resolving national problems

Extension

'A constitutional dispensation which is prescribed will remain rejected by us, and until all South Africans of goodwill and a common dedication to the welfare of all South Africans get together no solution is possible,' he said

Mr Mamoo Rajab, Soli-

darity's spokesman on home affairs, said Solidarity opposed the new provincial system precisely because it made no provision for the people of the province directly to elect representatives on to the structures that had been created

'Mr Rajbansi and Mr Dookie extolled the virtues of the new system because they felt that it was going to provide for the first time a multiracial executive committee that would be responsible for running Natal in particular. Now that not a single black man has been appointed it not only gives the lie to Mr Rajbansi's argument but also shows up the proposed new system for what it is — an extension of the tricameral Parliament'

He said the Government had snubbed Chief Mangosuthu Buthelezi by not appointing a black to the new executive

task and responsibility to follow in the footsteps of four very fine MECs, all of whom have expressed their delight at my appointment. It would also be fair to say that the majority of them had indicated that they were not available for reappointment'

Mr Miller is managing director of a tractor and farm machinery dealership in Kokstad and has a number of farming interests in the area

He graduated from the University of Natal with a masters degree in agriculture and has served on the Provincial Council for seven years, five of them as Chief Whip and chairman of the New Republic Party provincial caucus

Miller praises 'very fine' outgoing MECs

Pietermaritzburg Bureau

THE incoming members of the new nominated Provincial Executive Committee had a tremendous task and responsibility to follow in the footsteps of four very fine MECs, Mr Peter Miller, former provincial councillor for South Coast, said last night

Speaking from his home in Kokstad after his appointment to the new body, Mr Miller said he was 'deeply honoured' to accept the invitation from President Botha to serve as an Exco member

He said he was particularly conscious of the

fact that as an English-speaking Natalian, steeped in the ways of the province and in the traditions and procedures of provincial government, he carried a great responsibility to work for the retention and protection of all that we hold dear in Natal'

Mr Miller said it was a great challenge to be part of the first Exco in Natal, on which it is intended that members of all Natal's communities will serve

'I have been a participant of the Natal Indaba since its inception and I am very grateful for the spirit of co-operation and reconciliation which is evident in Natal at present'

He told the Mercury 'We have a tremendous

task and responsibility to follow in the footsteps of four very fine MECs, all of whom have expressed their delight at my appointment. It would also be fair to say that the majority of them had indicated that they were not available for reappointment'

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NEW EXCO IS AN 'insult' to blacks

N.P. 20/6/84
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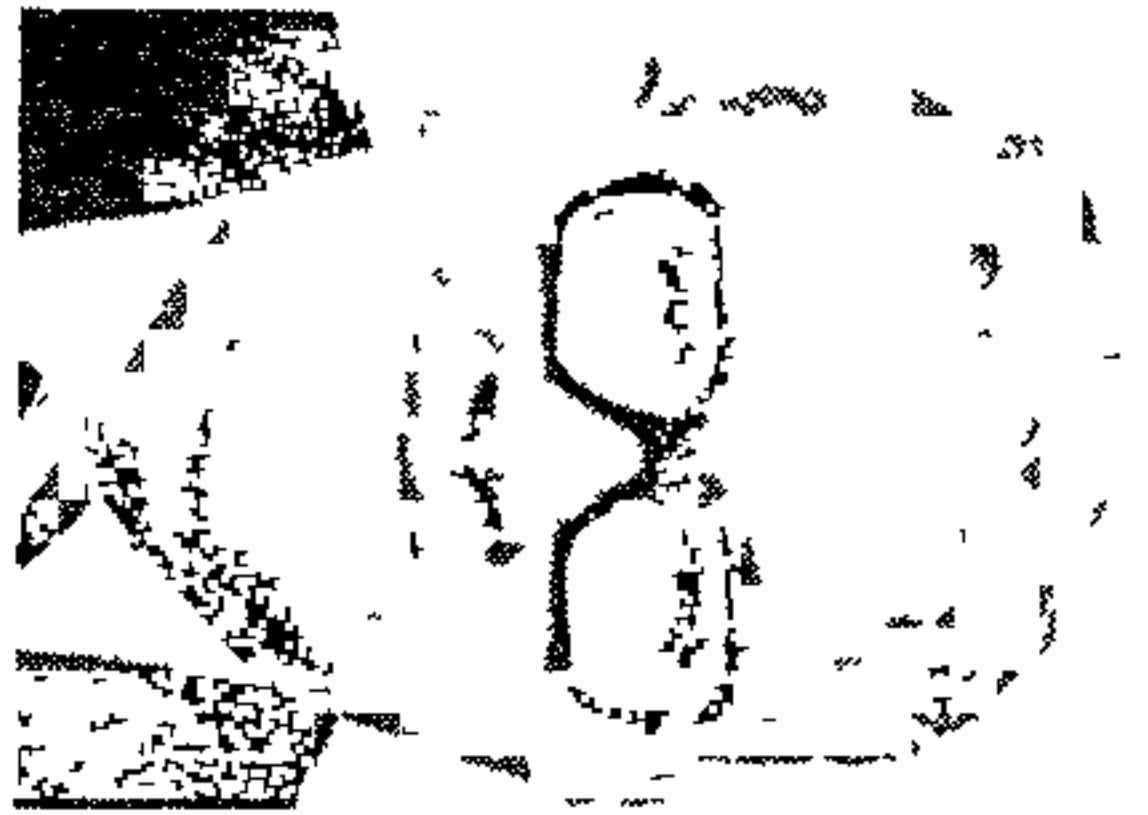
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Mercury 30/07/86

Capital bid to have plant moved

Pietermaritzburg Bureau

AT A full City Council meeting here this week a councillor will call for the relocation of a major industrial plant outside the city limits.

Anti-pollution campaigner Mr Leslie Simon said he would call for the Corobrik plant in Sanctuary Road to be relocated outside the city limits.

He blamed the haze of smog in Pietermaritzburg on many mornings on smoke discharged from Corobrik, Bisonbord and Grey's Hospital.

He said he would call on the regional representative of the Department of Health to ensure that the factories 'stop belching out smoke'.

He said that when the Corobrik plant was built, it was outside the city limits, but with the growth of the capital it now lay well within the municipal boundaries and close to residential areas.

'We hope to have it moved outside the city boundaries,' Mr Simon said.

He added that concerned

persons in the city also hoped to have smokeless zones declared to reduce air pollution.

Mr Harry Voorma, manager of Corobrik in Natal, said smoke discharged from the firm's Pietermaritzburg plant was constantly monitored, had an upper limit set in conjunction with the city's Medical Officer of Health, and had always met the terms of the Atmospheric Pollution Prevention Act.

'Unhealthy'

He said the company was very concerned about air pollution, but was an industry in the capital and 'we have to burn our bricks'.

He added that Corobrik had not heard of any attempt to have its plant relocated outside the city boundaries.

Mr Waldy Ahrens, chairman of the Pietermaritzburg Pollution Investigation Committee said the haze over the city each day was caused by industry, the burning of coal and wood fires in areas such as Edendale, and heavy traffic in the city.

He said industrial smoke, the 'infernal combustion engine' and domestic smoke made up 'quite an unhealthy mixture' which was constantly present in Pietermaritzburg's air.

Quoting figures supplied by the City Council, he said that in every 12 hours, a total of 74 000 motor vehicles passed the area bounded by Commercial Road, Church Street, Boshoff Street and Pietermaritz Street, and he attributed much of the city's air pollution problem to this.

MENC. 31/07/86 (264)

Parks Board conservation area could be doubled

Pietermaritzburg Bureau

THE vast conservation area controlled by the Natal Parks Board will be almost doubled if a proposed transfer of State land to the Province is approved by the Government

The chairman of the NPB, Mr Dering Stainbank, confirmed investigations were in progress concerning the future of certain areas under the control of the Forestry Branch of the Department of Environment Affairs in Natal

Some 300 000 ha of mountain catchment, indigenous forests, nature reserves and wilderness areas in the Drakensberg and Zululand have already been identified for possible transfer to the board, while further areas are to be considered in due course

If transfer of these State lands goes through, this would virtually double the area presently controlled by the Natal Parks Board, Mr Stainbank said

'If it is decided to hand these areas over to the Natal Parks Board, we are standing by to give forestry officers who agree to be transferred an enthusiastic welcome,' he added

Mr Stainbank went on to explain that he was happy to endorse the undertaking already given to all such forestry staff by the Commission for Administration that no officer or employee would suffer in present status or future prospects by being transferred to service of the Province

Mr Stainbank said because the board was a statutory body responsible for the conservation functions of the Natal Provincial Administration, negotiations — which would probably result in the NPA seconding any personnel who might come over to the board — were already under way

He said he hoped they would be integrated into the service of the board in due course

Mr Keith Cooper, conservation director of the Wildlife Society of Southern Africa's Natal branch, could not be reached for comment on the proposed transfer

No statements have been released by Government departments but an announcement is expected next month

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KWANATAL INDABA

Pointing a way

By publishing a bill of rights in advance of its proposed constitution, the Natal Indaba whetted the public appetite for what it is trying to achieve constitutionally

Since discussions began behind closed doors three months ago, there has been much talk of how compromise, and even agreement, can flow from cross-racial contact and negotiation. The bill of rights (*Current Affairs* July 18), redrafted five times before it was accepted, is a case in point.

But a burning question is: can the Indaba come up with a constitution that is both practicable at the regional level, and has some relevance on a national scale? Or is it merely a regional red herring, diverting attention from the pressing issue of national black-white power sharing — even if only through the State President's mooted National Council?

Indaba chairman Professor Desmond Clarence claims the bill of rights is a valuable pointer to the kind of constitution that will eventually emerge. At this stage, though, it appears the constitution he has in mind is no more than a skeletal framework.

Constrained as he is from discussing the substance of the Indaba's *in camera* proceedings, Unisa law professor and Indaba consultant Marinus Wiechers confirms that the bill of rights, which would have the force of law, will be the key mechanism protecting both individual and group rights in any future constitution.

He tells the *FM* that representation on the proposed multiracial legislative assembly for Natal-KwaZulu will more than likely be by *voluntary association* — not along racial lines in a "group" context as favoured by Pretoria.

This implies that interest groups may combine freely into non-racial political parties for collective representation. A consequence could be a multi-party legislature along the lines of the Namibian system.

Again, if there is to be proportional representation, it would operate not in terms of race but for special party-political or cultural interest groups, any of which could be guaranteed a minimum representation in the multiracial assembly. Explains Wiechers: "What we have in mind is something more akin to a coalition-type government than the winner-take-all approach."

Major points of difference include the electoral system: should assembly members be elected on a common voters' roll, a separ-

ate voters' roll, or through an electoral college? And should there be a right of veto? If so, how should it operate?

At this point, members of the Indaba constitutional committee agree that maximum devolution of power to the third tier of government would be crucial to the success of the new system. They foresee multiracial local authorities — which would have complete autonomy and wide-ranging powers, and would fall within the ambit of a multiracial regional executive — as depoliticising decision-making at the centre.

Says Wiechers: "The division of power and control from central to the lowest level of government, combined with a constitution offering normal checks and balances, should enable us to arrive at a workable solution."

Consequently the model of the Swiss canton system has been repeatedly cited in debates. The Free Market Foundation's Leon Louw, who propounds the cantonisation of SA in his book *South Africa: The Solution*, addressed the Indaba on several occasions.

But delegates privately admit it is difficult to see how the canton system, which works well in sophisticated Switzerland, can be adapted to what is essentially Third World Africa. They feel something more home-grown, perhaps incorporating elements of other constitutional models, is required.

On the issue of devolution, Unisa's Professor Dawid van Wyk points out that since the National Convention of 1909, SA's political thrust has been towards the centralisation of political power in spite of government lip service to devolution. This trend was illustrated by the recent appointment of provincial executives accountable to parliament, a system which last month replaced elected provincial councils.

Van Wyk argues that if Pretoria is to endorse whatever emanates from the Indaba, then what is needed from government beyond all else at this point is a change of heart. So far there is little sign of that. ■

MAYOR LUCAS

26/8
1/8/86
Swept



Mr LUCAS Mothiba...
resigned as mayor of
Tembisa

- Seriously assaulted
- Shot in the face
- His property damaged

QUITS

Unrest stories

THIS issue of the *Sowetan* has been produced under conditions that amount to censorship ALL stories that relate to unrest, the state of emergency and the activities of the security forces were supplied by the Bureau for Information established by the Government

Additional facts or information which we may have had relating to unrest had to be approved by the bureau or cannot be published

THE mayor of Tembisa, Mr Lucas Mothiba, yesterday announced his resignation from the local town council claiming, among other reasons, that there is no political or economic power in the black local authorities.

By SELLO RABOTHATA

Mr Mothiba's announcement was made at a Press conference held at Khotso House

He said the decision to quit was his own but he had also heeded appeals by members of the community who elected him into office. He has been mayor of Tembisa for the past seven years. Several attempts have been made on Mr Mothiba's life in the past three years. His house and business have also been damaged by his op-

ponents

In 1984 he was seriously assaulted with sticks and iron bars. Later in the same year he was shot in the face by a man he had refused to accompany to an unknown destination.

The town clerk of Tembisa, Mr Petrus Louis Harmse, was taken aback when asked to comment on Mr Mothiba's resignation. He said the council had not

received any letter of resignation from the mayor

Mr Mothiba told the Press that he would be handing in his resignation by yesterday afternoon

Other reasons given by Mr Mothiba for resigning were that when the Black Local Authorities Act (BLA) was passed they were told of vast powers that they would get

Reason

"We thought we would have authority within the prescribed boundaries of our townships. But that was not to be, there is a lack of political and economic power in the BLA," Mr Mothiba said

There was a lack of commitment from the South African Government which excluded blacks from the decision-making process

Mr Mothiba said he would reserve a decision on his political future

JPS FINAL SPECIAL INSIDE



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7/8/86

PFP plans strategy for Natal

Political Staff

DURBAN — The Progressive Federal Party, is to hold a special closed-door meeting in Durban today under the chairmanship of party leader Mr. Colin Eglin to discuss a strategy for Natal

In an interview Mr Eglin said the party considered Natal to be very important as result of developments in the province

"Natal is a very important area in South African politics and we will be looking in depth at the position," he said

CAPTURE

Among other things, the meeting will consider how to capture the majority of the political positions in Natal

At the meeting will be the senior leadership of the party, the six Natal MPs and senior representatives of the two PFP Natal regional structures

Mr Eglin will also be attending the Natal/kwaZulu indaba on Friday to observe proceedings

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Indaba studies govt 'models'

Mercury Reporter

FIVE different models for the structure of government in Natal have been tabled by the Indaba's Constitution Committee

These were discussed during the meetings held this week, but no decisions were made and the proposals were left open for further debate

A major issue during the discussions centred on whether the second-tier legislature in Natal should be unicameral or bicameral, the possibility of cultural councils and the role of lower tiers of government in the province

The Indaba's Education Committee, chaired by Prof J M Niven, also set out the broad outlines and guiding principles which would govern the 'new Natal'.

This stipulates that the Province — mindful of the enormous backlog — will place a high priority on equal provision of, and access to, education of high standard for everyone

During the meetings Mr A J Ardington was appointed chairman of the Indaba's Economics Committee

The current round of talks will continue next week

SOUTH Africa for the last ten years — since the so-called Soweto riots — has been in a state of violent equilibrium in terms of which black resistance is unable to overthrow the Government, but at the same time the Government is unable to eliminate violent revolt.

If foreign media coverage is to be believed, this basically stable equilibrium has been upset, and the overthrow of the Government is but a matter of time.

Last year, and during the first half of this one, the balance certainly swung against the Government.

Emergency Mark II is now succeeding from the Government's point of view. Violence is diminishing and the balance of power — never fundamentally upset anyway — has swung back in the Government's favour.

Screwing down the lid on resistance is only part of the reason, however. Sheer weariness among township dwellers is another, compounded by a backlash against the disruption caused to the man, woman and child in the street by demands for consumer boycotts, stay-away and the like.

If security forces had displayed more sympathy and sensitivity to ordinary black people, such a backlash would have materialised much sooner than it did.

Obviously, however, screwing down the lid is a short-term expedient. It was screwed down in 1960 after Sharpeville, only to be blown off in Soweto 16 years later.

A combination of security clampdowns and reform action held the lid down after 1976, but it has been blown off again with even greater violence barely eight years later.

Grudging

On this model, the Government has no more than three to four years to get to grips with the basic causes of political violence in South Africa — unemployment, and the continued exclusion of blacks from political rights.

Will it seize the opportunity now presented or will it squander it?

Seizing it requires a much more decisive and whole-hearted approach to reform than the grudging and dilatory attitude that has been so much in evidence until now.

It is astonishing how decisively the Government can act when it really wants to: witness how it sledgehammered the recent amendments to the Public Safety and Internal Security Acts on to the statute book, or how swiftly the State President overturned the courts last month when they tampered with some of the emergency regulations.

An even more telling ex-

Natal Indaba: Still a beacon of light which beckons across the desolate SA landscape



By **JOHN KANE-BERMAN**

Director of the South African Institute of Race Relations

ample is how, in the short space of eight years since the UN arms embargo was imposed in November 1977, the Government built up Armscor and the huge South African arms industry.

How strikingly this contrasts with its abject failure to get to grips with the black housing crisis. When the Government wants to make guns, it goes ahead and speedily does so. But when it comes to black housing there seems to be an utter failure of will.

When the Group Areas Act was put on the statute book nobody gave a fig for local option, but now, when pressures are mounting for its repeal, the Government goes all coy and develops a sudden interest in the wishes of local authorities.

If the dilatory approach to reform could be abandoned, there is a great opportunity to give the ordinary black person in this country some hope and some material benefits.

There is now probably little that the Government can do which would satisfy those who are now dictating Western policy towards South Africa.

But there is a great deal it still can do to meet the de-

mands of black South Africa, which is a different constituency — and one which, unlike the outside world, has a powerful moral claim.

Part of the package is that Group Areas, the Land Acts, Separate Amenities, the odious citizenship laws and the Tricameral Parliament will have to go.

That is the opportunity. Will the Government seize it?

The State President, as the conservative leader of a conservative party, is ideally placed to do the job — to cast himself in the mould of a Benjamin Disraeli

Beacon

I am not a total pessimist on this issue. After a couple of footfaults, the Wiehahn reforms went through and were implemented.

One might have said the same about the comprehensive repeal of the pass laws — but we now have to reserve judgment until the Department of Home Affairs resolves its identity crisis and decides that it does not want to be the Department of Bantu Administration and Development after all.

On the question of political and constitutional reform, there is a beacon of light

beckoning across the desolate landscape: the KwaZulu-Natal Indaba, which I am privileged to serve as deputy chairman.

Two points can be made about this spectrum of opinion: at the indaba the first is that it is little short of a miracle that in the midst of the polarisation and the violence that has been taking place in South Africa, organisations representing so diverse a range of viewpoints can meet for constitutional discussions at all.

The second is that impressively wide as the spectrum of viewpoints is, it is not as wide as it might be.

On the one hand, the National Party is present in an observer capacity only — although with full speaking rights, which it exercises — and on the other the words "African National Congress" are not among those adorning the desks of the various delegations.

This is obviously a disadvantage, but it is not what one might call a fatal flaw.

I have no doubt that the formula for a second-tier government that the Indaba will eventually come up with will find broad, and even enthusiastic acceptance by the great majority of people in Natal. Ultimately this is what counts.

The Bill of Rights recently agreed upon by the Indaba is its first major breakthrough. For South Africa it is a watershed, because there is no other constitutional document in the country's history adopted by so wide a spectrum of interest groups.

Some of the key provisions

of the Bill of Rights are:

● Equality of everyone before the law without any distinction on the grounds of race, colour, language, sex, religion, ethnic or social origin, property, birth, political or other opinion, or economic or other status.

● Entitlement of everyone to own and occupy property anywhere in the province and to freedom of movement and residence within its borders.

● Entitlement to freedom of opinion, expression and association.

● Access to due processes of law, including the bringing of a writ of habeas corpus.

Of course, the Indaba is concerned only with the province of Natal, and this Bill of Rights will be binding only on organs of government in Natal.

Ultimately what the country needs is a national Bill of Rights which is enforceable against the legislative and executive arms of government at central level.

Such a Bill of Rights, along with a democratic constitution for South Africa as a whole, would need to be adopted by a national indaba at which representatives of the full range of South African political opinion would be represented, including leaders and organisations now banned, in prison, or in exile.

Incidentally, it is a pity that the Western powers let slip an opportunity to facilitate this at the Tokyo summit in May.

Crunch

South Africa had sought an assurance that if it released Nelson Mandela, as the West demands, and if this precipitated an upsurge in violence, as Pretoria fears, and it then took steps to curb the violence, it would not be punished by the West. The proposal got nowhere, however.

The Indaba was not put together by a group of outsiders, eminent or otherwise. It did not come about because Western governments held a pistol to anybody's head, it is a wholly home-grown South African initiative.

I suppose that one of the things we also need in South Africa is a latter-day Galileo to explain to Mr Heunis that in the real world the earth revolves around the sun and not round the Department of Constitutional Development and Planning.

If the Government treats the Indaba in the disdainful fashion in which it treated the Buthezi commission, then it will snuff out this beacon of light.

One can only hope that it is capable of learning by its previous mistakes.

● Excerpts from an address during a panel discussion organised by the Young Presidents' Organisation at Mala Mala yesterday.

19/8/86
P.S. D.M.

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Row over KwaNatal plan

Own Correspondent

PARLIAMENT opened with a heated debate yesterday in which right-wing parties strongly opposed the Joint Executive Authority (JEA) for KwaNatal.

Government and liberal opposition members supported the Bill, which has already been passed by the other two Chambers. But the Conservative Party and Herstigte Nasionale Party made no secret of their opposition to the introduction of racially-mixed bodies such as the JEA, which they said was a blueprint for the rest of the country.

CP speakers said the JEA was simply part of government's underhand plan to introduce a multiracial legislature.

The CP, in turn, was accused of trying to scare the people of Natal.

Renier Schoeman, nominated Natal MP, said the CP had clearly

shown its defeatism, pessimism and unoriginality.

"They over-estimate themselves and under-estimate the people of Natal," he said.

Wilhe Snyman, CP Pietersburg, said government planned to give Natal to the Zulus.

Jurie Mentz, National Party MP for Vryheid, hit back sharply, calling on CP leader Andries Treurnicht to stop the intolerance which was growing in his party.

"Racial prejudice is something of the past in this country," he said.

"We must all have mutual respect for each other if we are going to have peace in this country."

"There must be co-operation among the majority of the people."

Both Derrick Watterson, New Republic Party MP for Umbilo, and Vause Raw, NRP MP for

Point, thanked government for the legislation, which they said was virtually the same as the proposals which had been agreed upon by the Natal Provincial Executive and the KwaZulu government.

The important point was, they said, that the legislation had not been imposed on the people by government.

Jan Hoon, the CP's chief whip, objected to the possibility of a black administrator for the province.

He said the only hope for the country lay in partition and separation.

Pierre Cronje, Progressive Federal Party MP for Greytown, called for a moratorium on the further introduction of second and third-tier governments until the KwaNatal indaba had reported.

He said the PFP was excited at the prospect of having a zone in Natal liberated from apartheid.

year

PCP split possible if Marcus quits

By Stuart Flitton
Political Reporter

A SPLIT appears to be looming in the People's Congress Party with the Natal leader, Mr Peter Marcus, believed to be planning to resign and join another political party or group

It is understood Mr Marcus could join Inkatha, the New Republic Party or the Progressive Federal Party, and would probably take with him several other PCP members

Mr Marcus refused to confirm or deny the allegations yesterday but said he had recognised for a long time that the PCP had served its purpose politically

'If it becomes necessary for me to part company with the PCP it will be the first instalment in the demise of this minuscule party in Natal, let alone the rest of the country,' he said

This follows the recent withdrawal of Mr Marcus as PCP delegate at the KwaZulu/Natal Indaba. He has been replaced by the PCP Natal deputy leader, Mr Morris Fynn

Mr Marcus said he had asked to be withdrawn because the PCP leader, Mr Peter Marais, did not agree with his insistence that minority protection be written into the constitution being drafted by the Indaba

Mr Marais said yesterday he had objected to Mr Marcus's definition of minority groups as being people of the same colour

'I gave him the option of either presenting the case as I as party leader advised him, or resigning his seat

'I agree that there are minority groups, but these must not be defined as ethnic groups'

Asked about a possible split in the PCP if Mr Marcus resigned, Mr Marais said the extent of Mr Marcus's support was questionable

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Indaba 'is doing Govt work'

**Ormande Pollok
Political Correspondent**

CAPE TOWN—The Natal-KwaZulu Indaba was doing what the Government should have been doing long ago for all of the country, Mr Ray Swart, leader of the Progressive Federal Party, said in Parliament yesterday.

He challenged the Government to say if it would accept the will of the people of Natal, even if they contradicted Government policy.

'At the Indaba we are actually sitting around a conference table discussing the joint future of the people of the province, albeit at second-tier government level,' said Mr Swart.

It was a pity some organisations had declined to attend.

'But, the fact is, that black, Asian, white and coloured representatives of the vast majority of the people of Natal are working out a common future,' he said.

He did not want to anticipate the result, but he believed consensus would be reached 'which will provide an exciting basis for breaking down the barriers of division and making

peaceful co-existence a reality in that part of South Africa'

Expectations were running high and the Government, rightly, had said it would wait to see what emerged.

Referendum

Mr Chris Heunis, Minister of Constitutional Development and Planning, had given the assurance that all the people of Natal would be consulted.

Would there be a referendum, and if so, would there be one or separate referendums for the four population groups?

Mr Heunis had emphasised that the Indaba's recommendations would be tested against the principles of the National Party.

'What does he mean by that?' asked Mr Swart.

'If the recommendations do not conform with the principles of the NP, will there still be a referendum or will he still consult them in some other way?'

'If there is conflict, which consideration will prevail — the principles of the National Party or the will of the majority of the people of Natal?'

25/1/86
NATAL NEWS

Sabelo won't ²⁶⁴ change his stand

Mercury Reporter

THE KwaZulu MP for Umlazi, Mr. Winnington Sabelo, whose wife was killed in a grenade attack at his home at the weekend, said yesterday the incident had not discouraged him, but actually strengthened his commitment to non-violence.

Police said yesterday that they had made no arrests yet in connection with the attack.

'I am prepared to face this element — the communist-inspired instigators — and I am going to call upon the people of Umlazi to stand and fight these people,' said Mr Sabelo.

'I am not threatening, but speaking on behalf of the people I know their philosophy and I know their allegiance to Chief Buthelezi and King Goodwill Zwelithini.'

Three of his children were also injured in the attack on Friday night.

Mr Sabelo described the attack as being very well planned, but said the attackers were lucky.

Yesterday, while people flocked to pay tribute to the family, three plainclothes KwaZulu policemen guarded his home.

'We have had guards outside the house almost every night for the past year. Since the attack we have taken more security measures,' said Mr Sabelo.

25/8/76

Parties woo English voters in Klip River

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NMM
Here

Political Reporter

A FIGHT for the vote of English-speakers is emerging in the Klip River by-election.

At his first public meeting recently, the National Party candidate, Mr Jacko Maree, criticised the Herstigte Nasionale Party's intention to have Afrikaans as the sole official language.

Last week the HNP held a meeting in Estcourt at which the HNP candidate, Mr Chris Wolmarans, spoke mostly in English and Mr Jaap Marais, the HNP leader, spoke at length in English.

About half the voters are English-speakers and Estcourt, the second largest town in the constituency, is predominantly English-speaking.

Mr Maree said yesterday that he called on all reasonable people who were in favour of reform to vote for him.

International language

He said he found it astonishing that the HNP courted English-speakers in English when it wanted to make Afrikaans the sole official language.

'This is double standards,' Mr Maree said.

Mr Wolmarans said yesterday that it was not a question of language but of race.

'If you are a white Anglo-Saxon Protestant you come to us or you have had your chips,' Mr Wolmarans said.

He said Afrikaans would be a unifying factor in South Africa.

'At the moment we have one country, one flag, one national anthem, but two official

languages,' he said.

Mr Wolmarans said an HNP government would give English the respect it deserved as an international language.

'We don't want to do away with English. We have experienced the other side of the coin and we won't make that mistake,' he said.

Today is the start of the most intensive part of the campaign, with four consecutive public meetings this week.

Mr Greyling Wentzel, Minister of Agriculture, will speak in Winterton tonight, followed by the HNP's Mr Attie Treurnicht in Ladysmith tomorrow, Mr Adriaan Vlok, deputy Minister of Law and Order and of Defence, will speak in Weenen on Wednesday, and Dr J Jooste of the HNP in Colenso on Thursday.

On Monday, September 1, Mr Hendrik Schoeman, Minister of Transport, will speak in Glencoe and the HNP is expected to try to embarrass Mr Schoeman in the town populated by many railway workers.

Three days later Mr Stoffel Botha, Minister of Home Affairs, will speak in Estcourt, while on the same night, Mr Werner Webber of the HNP will speak in Weenen.

On September 12, both parties will hold meetings featuring their 'big guns'. Mr Louis Stofberg, the HNP's only MP, will speak in Glencoe and Mr F W de Klerk, Minister of National Education, will speak in Ladysmith.

The final meeting will be held by the HNP in Ladysmith on September 15, two days before the by-election, and will be addressed by Mr Marais.

(Report by S Flitton, 12 Devonshire Place, Durban)



STAATSKOERANT

VAN DIE REPUBLIEK VAN SUID-AFRIKA

REPUBLIC OF SOUTH AFRICA

GOVERNMENT GAZETTE

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Vol. 255

KAAPSTAD, 3 SEPTEMBER 1986

CAPE TOWN, 3 SEPTEMBER 1986

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KANTOOR VAN DIE STAATSPRESIDENT

STATE PRESIDENT'S OFFICE

No. 1821.

3 September 1986

No. 1821

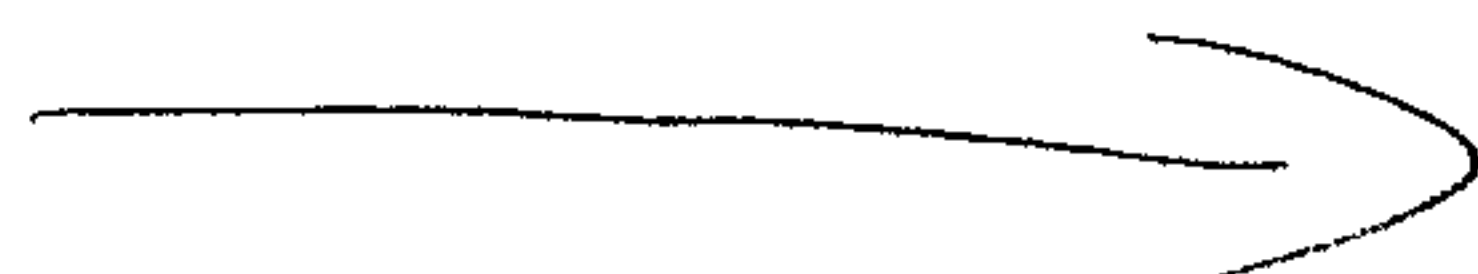
3 September 1986

Hierby word bekend gemaak dat die Staatspresident sy goedkeuring geheg het aan die onderstaande Wet wat hierby ter algemene inligting gepubliseer word.—

It is hereby notified that the State President has assented to the following Act which is hereby published for general information.—

No 80 van 1986: Wet op die Gesamentlike Uitvoerende Owerheid vir KwaZulu en Natal, 1986

No 80 of 1986: Joint Executive Authority for KwaZulu and Natal Act, 1986



WET

Om voorsiening te maak vir die gesamentlike en gekoördineerde uitoefening van bevoegdheid en verrigting van werksaamhede deur die Regering van KwaZulu en die provinsiale uitvoerende gesag van die provinsie Natal, vir die instelling vir hierdie doel van 'n gesamentlike uitvoerende gesag en vir aangeleenthede in verband daarmee

(Engelse teks deur die Staatspresident geteken)
(Goedgekeur op 25 Augustus 1986)

DAAR WORD BEPAAL deur die Staatspresident en die Parlement van die Republiek van Suid-Afrika, soos volg —

Woorddomskrywing

1 In hierdie Wet, tensy uit die samehang anders blyk, beteken—

- (i) "Administrateur" die persoon kragtens artikel 7 (1) (a) van die Wet op Provinsiale Regering, 1986, as die Administrateur van die provinsie Natal aangestel, handelende in oorleg met die ander lede van die Uitvoerende Komitee van daardie provinsie waarvan hy lid is, (i) beoog in artikel 9 (1), (iv)
- (ii) "gesamentlike owerheid" die gesamentlike uitvoerende owerheid beoog in artikel 5, (ii)
- (iv) "Hoofminister" die Hoofminister van KwaZulu handelende in oorleg met die ander Ministers in die Kabinet van KwaZulu, (ii)
- (v) "provinsiale regering van Natal" die provinsiale uitvoerende gesag van die provinsie Natal (v)

2 (1) Die Staatspresident kan, op die skriftelike aanbeveling van die Administrateur en die Hoofminister, die Minister van Staatkundige Ontwikkeling en Beplanning versoek om in oorleg met die Administrateur en die Hoofminister voorstelle, in die vorm van 'n stel reëls wat aan die bepalings van hierdie Wet voldoen, wat voorsiening maak vir die gesamentlike en gekoördineerde uitoefening van bevoegdheid en verrigting van werksaamhede deur die provinsiale regering van Natal en die Regering van KwaZulu in die gebied bestaande uit die provinsie Natal en enige gedeelte van KwaZulu wat buite daardie provinsie val, of in 'n gedeelte van bedoelde gebied deur die Staatspresident bepaal, op te stel en aan hom voor te lê

(2) Die Staatspresident kan voorstelle na aanleiding van 'n versoek kragtens subartikel (1) aan hom voorgelê—

- (a) goedgekeur,
(b) verwerp, of
(c) na die Minister van Staatkundige Ontwikkeling en Beplanning terugverwys en daardie Minister versoek om in oorleg met die Administrateur en die Hoofminister die voorstelle ooreenkomstig die vereistes van die

30

ACT

To provide for the joint and co-ordinated exercise of powers and performance of functions by the Government of KwaZulu and the provincial executive authority of the province of Natal, for the establishment for this purpose of a joint executive authority and for incidental matters

(English text signed by the State President)
(Assented to 25 August 1986)

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—

- 5 (i) "Administrator" means the person appointed under section 7 (1) (a) of the Provincial Government Act, 1986, as the Administrator of the province of Natal, acting in consultation with the other members of the Executive Committee of that province, of which he is a member, (i)
- 10 (ii) "Chief Minister" means the Chief Minister of KwaZulu acting in consultation with the other Ministers in the Cabinet of KwaZulu, (iv)
- (iii) "joint authority" means the joint executive authority contemplated in section 5, (ii)
- 15 (iv) "joint revenue fund" means the revenue fund contemplated in section 9 (1), (ii)
- (v) "provincial government of Natal" means the provincial executive authority of the province of Natal (v)

2 (1) The State President may, on the written recommendation of the Administrator and the Chief Minister, request the Minister of Constitutional Development and Planning to draw up, in consultation with the Administrator and the Chief Minister, and to submit to him, proposals, in the form of a set of rules complying with the provisions of this Act, providing for the joint and co-ordinated exercise of powers and performance of functions by the provincial government of Natal and the Government of KwaZulu in the area comprising the province of Natal and that part of KwaZulu falling outside that province, or in such portion of that area as may be determined by the State President

(2) The State President may—

- (a) approve any proposals submitted to him in pursuance of a request under subsection (1),
(b) reject any such proposals, or
(c) refer any such proposals back to the Minister of Constitutional Development and Planning and request that the Minister in consultation with the Administrator and the Chief Minister to modify the proposals in accordance

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Drawing up of proposals for joint executive action

Wet No 80, 1986

WET OP DIE GESAMENTLIKE UITVOERENDE OORHEID VIR
KWAZULU EN NATAL, 1986

Staatspresident aan te pas en aan hom 'n aangepaste weergawe van die voorstelle voor te lê

(3) Die bepalings van subartikel (2) is *mutatis mutandis* van toepassing ten opsigte van aangepaste voorstelle wat na aanleiding van 'n versoek kragtens paragraaf (c) van daardie subartikel aan hom voorgelê word

(4) Indien die Staatspresident bedoelde voorstelle of aangepaste voorstelle goedkeur, moet hy die bepalings in die voorstelle of aangepaste voorstelle vervat, onverwyld by proklamasie in die *Staatskoerant* afkondig en hulle bindend verklaar met in-gang van 'n datum in die proklamasie vermeld

Wysiging van proklamasie

3 (1) Die Minister van Staatkundige Ontwikkeling en Beplanning kan op die skriftelike versoek van en in oorleg met die Administrateur en die Hooftminister 'n voorgestelde wysiging van 'n proklamasie kragtens artikel 2 (4) afgekondig, opstel en aan die Staatspresident voorleë

(2) Die bepalings van artikel 2 (2), (3) en (4) is *mutatis mutandis* ten opsigte van 'n voorgestelde wysiging van so 'n proklamasie van toepassing

Herroeping van proklamasie

4 (1) Die Staatspresident moet, op die skriftelike versoek van 20 of die Administrateur of die Hooftminister of albei, 'n proklamasie kragtens artikel 2 (4) afgekondig, by proklamasie in die *Staatskoerant* en met ingang van 'n datum in die proklamasie vermeld, herroep

(2) 'n Proklamasie beoog in subartikel (1) kan voorstens 25 maak vir die beskikking oor enige geld in die gesamentlike inkomstefonds en enige bates onder die beheer van die gesamentlike owerheid

Instelling van gesamentlike uitvoerende owerheid

5 (1) 'n Proklamasie bedoel in artikel 2 (4) moet voorstens 30 maak vir die instelling, onder 'n naam in die proklamasie vermeld, van 'n gesamentlike uitvoerende owerheid om die bepalings van die proklamasie behoudens hierdie Wet uit te voer

(2) Die gesamentlike owerheid bestaan uit die getal lede om die Regering van KwaZulu en die provinsiale regering van Natal te verteenwoordig wat in die proklamasie bepaal word, en word 35 op so 'n wyse saamgestel dat die Regering van KwaZulu en die provinsiale regering van Natal gelyke verteenwoordiging het

(3) So 'n proklamasie moet voorskryf bevat betreffende—

(a) die wyse waarop, en die instelling of gesag deur wie, verteenwoordigers van die Regering van KwaZulu en 40 verteenwoordigers van die provinsiale regering van Natal aangewys en as lede van die gesamentlike owerheid aangestel moet word,

(b) die kwalifikasies waaraan persone moet voldoen om as 45 lede van die gesamentlike owerheid aangestel te word,

(c) die ampstermyn van die lede van die gesamentlike owerheid,

(d) die heraanstelling van persone wie se ampstermyn as lede van die gesamentlike owerheid verstryk het,

(e) die omstandighede waarna 'n lid van die gesamentlike 50 owerheid sy amp as lid moet onttrek en die vulling van toevallige vakatures in die gesamentlike owerheid, die aanstelling of verkiesing van 'n voorsitter, 'n onder-voorsitter en 'n waarnemende voorsitter van die gesamentlike owerheid,

(g) die wyse waarop, en die persoon deur wie, vergaderings van die gesamentlike owerheid byeengetroep moet word,

(h) die kworum vir sodanige vergaderings, 60

(i) die wyse waarop besluite deur die gesamentlike owerheid geneem moet word,

(j) die wyse waarop geskille in die gesamentlike owerheid tussen die verteenwoordigers van die Regering van KwaZulu en die verteenwoordigers van die provinsiale regering van Natal besleg moet word, die persoon of persone deur wie sodanige geskille besleg moet word

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with the requirements of the State President and to submit to him a modified version of such proposals

(3) The provisions of subsection (2) shall *mutatis mutandis* apply in respect of modified proposals submitted to him in pursuance of a request under paragraph (c) of that subsection

(4) If the State President approves the said proposals or modified proposals he shall forthwith publish the provisions contained in the proposals or modified proposals by proclamation in the *Gazette* and declare them to be binding as from a date specified in the proclamation

3 (1) The Minister of Constitutional Development and Planning may at the written request of and in consultation with the Administrator and the Chief Minister draw up and submit to the State President a proposed amendment to a proclamation published under section 2 (4)

(2) The provisions of section 2 (2), (3) and (4) shall *mutatis mutandis* apply in respect of a proposed amendment of such a proclamation

4 (1) The State President shall, at the written request of either the Administrator or the Chief Minister or both, by proclamation in the *Gazette* and with effect from a date specified in the proclamation repeal any proclamation issued under section 2 (4)

(2) A proclamation contemplated in subsection (1) may provide for the disposal of any moneys in the joint revenue fund and any assets under the control of the joint authority

5 (1) A proclamation referred to in section 2 (4) shall provide for the establishment, under a name set out in the proclamation, of a joint executive authority to administer the provisions of the 30 proclamation subject to this Act

(2) The joint authority shall consist of such number of members representing the Government of KwaZulu and the provincial government of Natal as may be determined in such proclamation, and shall be constituted in such a way that the Government 35 of KwaZulu and the provincial government of Natal have equal representation

(3) Such proclamation shall contain provisions relating to—

(a) the manner in which, and the institution or authority by which, representatives of the Government of KwaZulu and representatives of the provincial government of Natal shall be designated and be appointed as members of the joint authority,

(b) the qualifications with which persons shall be required to comply to be eligible for appointment as members of the joint authority,

(c) the period of office of the members of the joint authority,

(d) the reappointment of persons whose period of office as members of the joint authority has expired,

(e) the circumstances under which a member of the joint authority shall vacate his office as a member and the filing of casual vacancies in the joint authority,

(f) the appointment or election of a chairman, a vice-chairman and an acting chairman of the joint authority,

(g) the manner in which, and the person by whom, meetings of the joint authority shall be convened,

(h) the quorum for such meetings,

(i) the manner in which resolutions shall be adopted by the joint authority,

(j) the manner in which disputes in the joint authority between the representatives of the Government of KwaZulu and the representatives of the provincial government of Natal shall be settled, the person or persons by whom such disputes shall be settled and the circum-

Establishment of joint executive authority

Amendment of proclamation

Repeal of proclamation

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- en die omstandighede waarna besluite van sodanige persoon of persone geag kan word besluite van die gesamentlike owerheid te wees, en
- (k) die plek waar die setel van die gesamentlike owerheid geleë sal wees
- (4) So 'n proklamasie kan die gesamentlike owerheid magtig om—
- (a) een of meer komitees uit sy lede aan te stel en, behoudens die voorwaardes wat die gesamentlike owerheid bepaal of in die proklamasie vermeld word, van sy bevoegdheid aan so 'n komitee te deleger, en
- (b) een of meer advieskomitees aan te stel ten einde hom te adviseer aangaande die verrigting deur hom van enige van sy werksaamhede, en
- (c) reël en orders wat nie met die bepalings van die proklamasie onbestaanbaar is nie, aan te neem in verband met die orde en reëling van sy vergaderings, van vergaderings van sy komitees en van sy ander interne werksaamhede
- (5) So 'n proklamasie kan voorsiening maak vir—
- (a) die toekenning of beskikbaarstelling aan die gesamentlike owerheid deur die Natalse Provinsiale Administrasie of die KwaZulu-regeringsdiens van kantore en ander akkommodasie en toerusting, voorrade, fasiliteite en ander benodigdhede, en
- (b) die betaling van besoldiging en toelae uit die gesamentlike inkomstefonds aan die voorsitter, ondervoorsitter, waarnemende voorsitter en lede van die gesamentlike owerheid of van 'n komitee daarvan

Werksaamhede van gesamentlike owerheid

- 6 (1) 'n Gesamentlike owerheid is bevoeg om—
- (a) enige bevoegdheid uit te oefen of plig of ander werksaamheid te verrig wat kragtens artikel 7 aan hom opgedra word of wat hy kragtens daardie artikel genagtig word om uit te oefen of te verrig,
- (b) aanbevelings by die Administrateur of die Hoofmunis-ter te doen,
- (c) in 'n koördinerende hoedanigheid tussen die Natalse Provinsiale Administrasie en die KwaZulu-regeringsdiens op te tree in verband met 'n aangeleentheid waarna genoemde Administrasie of Regeringsdiens 'n belang het,
- (d) as die verteenwoordiger of lasebber van die Regering van KwaZulu of die Administrateur op te tree,
- (e) met enige persoon of liggaam (met inbegrip van die Natalse Provinsiale Administrasie en die KwaZulu-45 Regeringsdiens) mee te doen aan 'n handeling wat die gesamentlike owerheid bevoeg is om te verrig, of
- (f) enige ander werksaamheid te verrig of diens te lewer wat in die proklamasie bedoel in artikel 2 (4) bepaal word
- (2) Wanneer die gesamentlike owerheid 'n werksaamheid verrig wat meebring dat 'n kennisgewing in die *Offisiële Koerant* van die provinsie Natal of in die *Offisiële Koerant* van KwaZulu gepubliseer moet word, word daardie kennisgewing, ondanks andersluidende bepalings van enige wet, in albei daardie of- fisiële koerante gepubliseer

Oordrag van bevoegdhede, plig en werksaamhede aan gesamentlike owerheid

7. (1) Die Staatspresident kan, behoudens subartikel (2)—
- (a) die uitvoering van 'n wet, of 'n bepaling in 'n wet, wat aan die Administrateur of aan 'n Minister van KwaZulu 'n bevoegdheid, plig of ander werksaamheid toe- wys, aan die gesamentlike owerheid opdra, of
- (b) die gesamentlike owerheid magtig om 'n bevoegdheid uit te oefen of 'n plig of ander werksaamheid te verrig wat by wet, of 'n bepaling in 'n wet, aan die Admini- strateur of 'n Minister van KwaZulu toegegewys is.
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- hetsy in die algemeen of vir 'n bepaalde doel of met betrekking tot 'n bepaalde aangeleentheid of gebied in die opdrag of mag- tiging vermeld

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- stances in which decisions by such person or persons may be deemed to be decisions of the joint authority, and
- (k) the place where the seat of the joint authority shall be located
- (4) Such proclamation may authorize the joint authority—
- (a) to appoint from among its members one or more com- mittees and to delegate, subject to such conditions as the joint authority may determine or as may be specified in the proclamation, any of its powers to any such committee,
- (b) to appoint one or more advisory committees to advise it regarding the performance by it of any of its func- tions, and
- (c) to make rules and orders, not inconsistent with the pro- visions of the proclamation, in connection with the or- der and conduct of its meetings, of meetings of its com- mittees and of its other internal affairs
- (5) Such proclamation may provide for—
- (a) the allocation or making available to the joint authority of offices and other accommodation and equipment, stores, facilities and other requisites by the Natal Pro- vincial Administration or the KwaZulu Government Service, and
- (b) the payment of remuneration and allowances out of the joint revenue fund to the chairman, vice-chairman, ac- ting chairman and members of the joint authority or of any committee thereof

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Functions of joint authority

6. (1) A joint authority shall be competent—
- (a) to exercise any power or to perform any duty or other function which is assigned to it under section 7 or which it is under that section authorized to exercise or to per- form,
- (b) to make recommendations to the Administrator or the Chief Minister,
- (c) to act in a co-ordinating capacity between the Natal Provincial Administration and the KwaZulu Govern- ment Service in connection with any matter in which the said Administration or Government Service has an interest,
- (d) to act as the agent or mandatory of the KwaZulu Gov- ernment or the Administrator,
- (e) to collaborate with any person or body (including the Natal Provincial Administration and the KwaZulu Government Service) in the performance of an act which the joint authority is competent to perform, or
- (f) to perform any other function or to render any other service determined in the proclamation referred to in section 2 (4)
- (2) When the joint authority performs any function which re- quires a notice to be published in the *Official Gazette* of the Province of Natal or in the *Official Gazette* of KwaZulu, such notice shall, notwithstanding the provisions of any law to the contrary, be published in both those official gazettes

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Transfer of powers, duties and functions to joint authority

- 7 (1) The State President may, subject to subsection (2)—
- (a) assign the administration of any law, or any provision in a law, which entrusts to the Administrator or to a Minister of KwaZulu any power, duty or other func- tion, to the joint authority, or
- (b) authorize the joint authority to exercise any power or to perform any duty or other function entrusted by any law, or any provision in a law, to the Administrator or a Minister of KwaZulu,
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- either generally or for a particular purpose or with respect to a particular matter or area specified in the assignment or author- ization

(2) Die Staatspresident reik nie enige opdrag of magtiging kragtens subartikel (1) uit nie behalwe op die skriftelike versoek, geryg aan die Minister van Staatkundige Ontwikkeling en Beplanning, van—

(a) die Administrateur, in die geval van 'n wet of bepaling wat 'n bevoegdheid, plig of ander werksaamheid aan die Administrateur toewys, of

(b) die Hoofminister, in die geval van 'n wet of bepaling wat 'n bevoegdheid, plig of ander werksaamheid aan 'n Minister van KwaZulu toewys

(3) By uitreiking van 'n opdrag of magtiging kragtens subartikel (1) kan die Staatspresident enige aangeleentheid reël wat volgens sy oordeel nodig is om die gesamentlike owerheid in staat te stel om te doen wat hy uit hoofde van die opdrag of magtiging kan of moet doen, met inbegrip van—

(a) die toewysing of beskikbaarstelling aan die gesamentlike owerheid van enige toerusting, fasiliteite of ander benodighede wat gebruik word of fondse wat bewillig is, en

(b) die oordrag aan die gesamentlike owerheid as 'n las 20 teen die gesamentlike inkomstefonds van enige verpligings wat voor die datum van die opdrag of magtiging ontstaan het, 25

(4) (a) Wanneer en vir so lank, die uitvoering van 'n wet of 'n bepaling wat aan die Administrateur of aan 'n Minister van KwaZulu 'n bevoegdheid verleen of 'n plig opleë of 'n ander werksaamheid toevertrou, deur die Staatspresident kragtens subartikel (1) (a) aan die gesamentlike owerheid opgedra is, kan daardie bevoegdheid deur die gesamentlike owerheid uitgeoefen word en moet daardie plig en kan daardie werksaamheid deur hom uitvoer word, en—

(i) word 'n verwysing in daardie wet of bepaling na 35 die Natalse Provinsiale Administrasie, of na 'n departement van die KwaZulu-regeringsdiens, waarin daardie wet of bepaling uitgevoer is, uitgelê as 'n verwysing na die administrasie van die gesamentlike owerheid, 40

(ii) word 'n verwysing in daardie wet of bepaling na 'n beampte of werknemer in die staatsdiens verbonde aan die Natalse Provinsiale Administrasie of na 'n beampte of werknemer in 'n departement van die KwaZulu-regeringsdiens, of na so 'n beampte of 45 werknemer wat 'n bepaalde betrekking in daardie Administrasie of in 'n departement van die KwaZulu-regeringsdiens beklee, uitgelê as 'n verwysing na 'n beampte of werknemer in die administrasie van die gesamentlike owerheid of, na gelang van 50 die geval, as 'n verwysing na 'n beampte of werknemer wat 'n ooreenstemmende betrekking in daardie administrasie beklee, en

(iii) bly enige stappe gedoen ingevolge so 'n wet of bepaling voor die datum waarop die uitvoering daer- 55 van aldus opgedra is, ten volle van krag asof dit gedoen is deur die persoon wat op daardie datum uit hoofde van die opdrag van die uitvoering van daardie wet of bepaling of die bepalings van hierdie subartikel bevoeg was om daardie stappe te 60 doen

(b) Die bepalings van paragraaf (a) geld vir sover die Staatspresident nie in die betrokke opdrag anders bepaal nie en, indien die uitvoering van 'n wet of 'n bepaling nie aan die gesamentlike owerheid in die algemeen opgedra is nie, maar opgedra is vir 'n bepaalde doel of met betrekking tot 'n bepaalde aangeleentheid of gebied in die opdrag genoem, geld die bepalings van

(2) The State President shall not issue any assignment or authorization under subsection (1) except at the written request lodged with the Minister of Constitutional Development and Planning, of—

(a) the Administrator, in the case of a law or provision entrusting to the Administrator any power, duty or other function, or

(b) the Chief Minister, in the case of a law or provision entrusting to a Minister of KwaZulu any power, duty or other function

(3) When issuing any assignment or authorization under subsection (1) the State President may regulate any matter necessary, in his opinion, to enable the joint authority to do what it is by virtue of the assignment or authorization permitted or required to do, including—

(a) the allocation or making available to the joint authority of any equipment, facilities and other requisites used and funds appropriated, and

(b) the transfer to the joint authority as a charge against the joint revenue fund of any liabilities which arose before the date of such assignment or authorization, in connection with the administration of the law or provision which is the subject of such assignment or authorization

(4) (a) Whenever, and for as long as, the administration of any law or any provision which confers a power or imposes a duty upon or entrusts another function to the Administrator or to a Minister of KwaZulu has under subsection (1) (a) been assigned by the State President to the joint authority, that power may be exercised by the joint authority and that duty shall and that function may be performed by it, and—

(i) any reference in that law or provision to the Natal Provincial Administration, or to a department of the KwaZulu Government Service, in which that law or provision was administered, shall be construed as a reference to the administration of the joint authority, 35

(ii) any reference in that law or provision to an officer or employee in the public service attached to the Natal Provincial Administration or to an officer or employee in a department of the KwaZulu Government Service, or to any such officer or employee holding a specified office in that Administration or in a department of the KwaZulu Government Service, shall be construed as a reference to an officer or employee in the administration of the joint authority or, as the case may be, as a reference to an officer or employee holding a corresponding office in that administration, and

(iii) any action taken under that law or provision prior to the date on which the administration thereof was so assigned, shall remain in full force and effect as if it had been taken by the person who on that date was, by virtue of the assignment of the administration of that law or provision or the provisions of this subsection, competent to take such action 50

(b) The provisions of paragraph (a) shall apply in so far as the State President does not determine otherwise in the assignment concerned and, if the administration of a law or provision has not been assigned to the joint authority generally, but for a particular purpose or in relation to any particular matter or area specified in the assignment, the provisions of that paragraph shall apply 55

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daar die paragraaf slegs in die mate waarin die uitvoering van die wet op bepaling opgedra is

(5) Wanneer die gesamentlike owerheid kragtens subartikel (1) (b) genagtig word om 'n bevoegdheid uit te oefen of 'n plig of ander werksaamheid te verrig wat by 'n wet of 'n bepaling aan die Administrateur of aan 'n Minister van KwaZulu toegevoeg is, word die Administrateur of so 'n Minister nie ondoen of onthief van so 'n bevoegdheid, plig of werksaamheid nie en kan hy so 'n bevoegdheid uitoefen of moet hy so 'n plig verrig of kan hy so 'n werksaamheid verrig in die omstandighede wat in die magtiging vermeld word

(6) (a) Die Staatspresident kan te eniger tyd op die skriftelike versoek van die Administrateur of die Hoofminister 'n opdrag of magtiging kragtens subartikel (1) uitgereik, intrek. Met dien verstande dat indien 'n opdrag kragtens subartikel (1) (a) van die uitvoering van 'n wet of bepaling aan die gesamentlike owerheid, ingetrek word, die uitvoering van so 'n wet of bepaling weer betrus by die gesag by wie dit voor die opdrag betrus het

(b) By die intrekking van 'n opdrag of magtiging kragtens paragraaf (a), kan die Staatspresident enige aangeleentheid reël wat volgens sy oordeel nodig is om die Administrateur of die betrokke Minister in staat te stel om die wet of bepaling wat die onderwerp van die opdrag of magtiging was weer uit te voer

(c) Die intrekking van 'n opdrag of magtiging kragtens paragraaf (a) maak nie iets wat geldig uit hoofde van die opdrag of magtiging gedoen is, ongeldig nie

(7) 'n Opdrag of magtiging kragtens subartikel (1) en enige intrekking van 'n opdrag of magtiging kragtens subartikel (6) word 30 in die *Staatskoerant* afgekondig

Verrigting van
werk verbonde
aan werksaamhede
van gesamentlike
owerheid

8 (1) Die werk verbonde aan die verrigting van die werksaamhede van die gesamentlike owerheid word verrig deur—

- (a) beamptes of werknemers in die staatsdiens wat kragtens artikel 14 (3) van die Staatsdienswet, 1984 (Wet No 111 van 1984), tot die beskikking van die gesamentlike owerheid gestel is, 35
- (b) beamptes of werknemers in die KwaZulu-regeringsdiens wat kragtens 'n ooreenstemmende bepaling van 'n wet van KwaZulu tot die beskikking van die gesamentlike owerheid gestel is, 40
- (c) die Natasale Provinsiale Administrasie of die KwaZulu-regeringsdiens ooreenkomstig 'n reëling tussen die gesamentlike owerheid en daardie Administrasie of Regeringsdiens vir die verrigting van enige besondere werk, 45
- (d) werknemers van 'n statutêre liggaam wat ooreenkomstig 'n reëling tussen die gesamentlike owerheid en so 'n statutêre liggaam tot die beskikking van die gesamentlike owerheid gestel is, en 45
- (e) persone met wie die gesamentlike owerheid kontrakte 50 (behalwe dienskontrakte) aangegaan het vir die verrigting van besondere werk
- (2) 'n Beampte of werknemer bedoel in paragraaf (a) of (b) van subartikel (1) by, terwyl hy aldus tot die beskikking van die gesamentlike owerheid gestel is, onderworpe aan die wette wat 55 andersus op hom as lid van die staatsdiens of gemelde Regeringsdiens, na gelang van die geval, van toepassing is
- (3) (a) Die gesamentlike owerheid moet een van die beamptes of werknemers bedoel in subartikel (1) (a) of (b) as sy hoof-uitvoerende beampte aanwys 60
- (b) Die hoof-uitvoerende beampte is, onderworpe aan die beheer en voorskrifte van die gesamentlike owerheid, verantwoordelik vir die uitvoering van die gesamentlike owerheid se besluite en die administrasie van die gesamentlike owerheid se sake 65
- (4) Die gesamentlike owerheid kan enige van sy bevoegdhede aan sy hoof-uitvoerende beampte of 'n ander beampte of werk-

only to the extent to which the administration of the law or provision was assigned

- (5) Whenever the joint authority is authorized under subsection (1) (b) to exercise any power or to perform any duty or 5 other function entrusted by any law or provision to the Administrator or to a Minister of KwaZulu, the Administrator or such 10 Minister shall not be divested of or exempted from such power, duty or function, and he may exercise such power or shall perform such duty or may perform such function in such 15 circumstances as may be specified in the authorization
- (6) (a) The State President may at any time on the written request of the Administrator or the Chief Minister withdraw an assignment or authorization issued under subsection (1) (a) of the administration of a law or provision to the joint authority is withdrawn the administration of such law or provision shall revert to the authority in which it vested before the assignment
- (b) When withdrawing any assignment or authorization under paragraph (a) the State President may regulate any matter which in his opinion, is necessary to enable the Administrator or the Minister concerned to readminister the law or provision which was the subject of such assignment or authorization
- (c) The withdrawal of an assignment or authorization under paragraph (a) shall not invalidate anything validly done by virtue of such assignment or authorization
- (7) Any assignment or authorization under subsection (1) and any withdrawal of an assignment or authorization under subsection (6) shall be published in the *Gazette*

8. (1) The work incidental to the carrying out of the functions of the joint authority shall be performed by—

- (a) officers or employees in the public service placed at the disposal of the joint authority under section 14 (3) of the Public Service Act, 1984 (Act No 111 of 1984), 35
- (b) officers or employees in the KwaZulu Government Service placed at the disposal of the joint authority under a corresponding provision of a law of KwaZulu, 40
- (c) the Natal Provincial Administration or the KwaZulu Government Service in accordance with any arrangement between the joint authority and that Administration or Government Service for the performance of any particular work, 45
- (d) employees of any statutory body placed at the disposal of the joint authority in accordance with any arrangement between the joint authority and such statutory body, and 50
- (e) persons with whom the joint authority has entered into contracts (excluding contracts of employment) for the performance of any particular work
- (2) An officer or employee referred to in paragraph (a) or (b) of subsection (1) shall, while he is placed at the disposal of the joint authority, remain subject to the laws applicable to him as a member of the public service or the said Government Service, as the case may be 55
- (3) (a) The joint authority shall designate one of the officers or employees referred to in subsection (1) (a) or (b) as its chief executive officer 60
- (b) The chief executive officer shall, subject to the control and directions of the joint authority, be responsible for the execution of the joint authority's resolutions and the administration of the joint authority's affairs
- (4) The joint authority may delegate any of its powers to its chief executive officer or any other officer or employee referred

Performance of
work incidental
to functions of
joint authority

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nemer bedoel in subartikel (1) (a), (b) of (d) delegeer, maar so 'n delegasie belet nie die uitvoering van die betrokke bevoegdeheid deur die gesamentlike owerheid self nie

9 (1) 'n Proklamasie bedoel in artikel 2 (4) moet voorsiening maak vir die instelling van 'n gesamentlike inkomstefonds vir die gesamentlike owerheid, waarna gestort moet word—

- (a) enige bydrae wat, behoudens artikel 81 (2) van die Grondwet van die Republiek van Suid-Afrika, 1983 (Wet No 110 van 1983), aan die gesamentlike owerheid gedoen word uit die Staatsinkomstefonds ten laste 10 van die Rekening vir Provinsiale Dienste Natal, enge bydrae wat, behoudens artikel 8 van die Grondwet van die Nasionale State, 1971 (Wet No 21 van 1971), aan die gesamentlike owerheid gedoen word uit die Inkomstefonds vir KwaZulu, 15
- (c) enige fondse wat kragtens artikel 7 (3) aan die gesamentlike owerheid toegewys word, 15
- (d) rente wat uit beleggings ingevolge subartikel (4) verdien word, en
- (e) enige ander gelde wat die gesamentlike owerheid toeval na aanleiding van die verrigting van sy werksaamhede of wat in die proklamasie vermeld word, en waartoe alle uitgawes deur die gesamentlike owerheid by die uitvoering van sy bevoegdeheid of die verrigting van sy pligte of ander werksaamhede aangegaan, bestry moet word 25

(2) Die gesamentlike owerheid—

- (a) moet in elke boekjaar 'n staat van sy geraande inkomste en uitgawes ten opsigte van die daaropvolgende boekjaar in die formaat en op die wyse in die proklamasie voorgeskryf, opstel en aan die Administrateur en 30 die Hooftminister voorleë, en
- (b) kan van tyd tot tyd, hetsy voor die aanvang van of gedurende 'n boekjaar, 'n staat van geraande inkomste en uitgawes vir daardie boekjaar ingevolge paragraaf (a) opgestel, wysig, en moet die gewysigde staat aan 35 die Administrateur en die Hooftminister voorleë
- (3) Geen geld word uit die gesamentlike inkomstefonds onttrek nie behalwe op gesag van 'n besluit van die gesamentlike owerheid en ooreenkomstig 'n staat van uitgawes wat in die Parlement en die Wetgewende Vergadering van KwaZulu ter Tafel 40 geleë is. Met dien verstande dat hierdie subartikel nie die gesamentlike owerheid belet om fondse bedoel in subartikel (1) (c) aan te wend vir die doel waarvoor daardie fondse voor die toewysing daarvan aan die gesamentlike owerheid, bewillig is nie
- (4) Geld in die gesamentlike inkomstefonds wat nie vir onmiddellike gebruik of as 'n redelike bedryfsaldo nodig is nie, moet geleë word ooreenkomstig die Wet op die Openbare Beleggingskommissarisse, 1984 (Wet No 45 van 1984), en die Wet op die Korporasie vir Openbare Deposito's, 1984 (Wet No 46 van 1984), asof daardie Wette op die geld in die gesamentlike inkomstefonds van toepassing is
- (5) 'n Saldo in die gesamentlike inkomstefonds aan die einde van 'n boekjaar word na die volgende boekjaar oorgedra

10. (1) Die hoof- uitvoerende beampte van die gesamentlike owerheid, of iemand wat in daardie hoedanigheid waartoe, is 55 die rekenpligige beampte ten aansien van die gesamentlike inkomstefonds, en is as sodanig belas met die verantwoording van al die geld wat in die gesamentlike inkomstefonds gestort en van al die geld wat daaruit betaal word

(2) Die rekenpligige beampte moet in een van die amptelike tale van die Republiek die rekeningkundige aantekeninge en ander aantekeninge hou wat nodig is om die transaksies ten opsigte van, en die finansiële stand van sake in, die gesamentlike inkomstefonds te verduidelik

(3) Die bepalinge van die Skatks- en Oudtswet, 1975 (Wet No 66 van 1975), en die regulasies en voorskrifte daartrekkende uitgevaardig is *mutatis mutandis* ten opsigte van die gesament-

JOINT EXECUTIVE AUTHORITY FOR KWAZULU AND NATAL ACT 1986 Act No 80, 1986

to in subsection (1) (a) (b) or (d) but such a delegation shall not prevent the exercise of the relevant power by the joint authority itself

9 (1) A proclamation referred to in section 2 (4) shall provide for the establishment of a joint revenue fund for the joint authority, into which shall be paid—

- (a) any contribution which, subject to section 81 (2) of the Republic of South Africa Constitution Act, 1983 (Act No 110 of 1983), is made from the State Revenue Fund to the joint authority as a charge to the Account for Provincial Services Natal, 10
- (b) any contribution which, subject to section 8 of the National States Constitution Act, 1971 (Act No 21 of 1971), is made from the Revenue Fund for KwaZulu to the joint authority, 15
- (c) any funds allocated to the joint authority under section 7 (3),
- (d) interest earned on any investments in terms of subsection (4), and
- (e) any other moneys accruing to the joint authority in consequence of the performance of its functions or which may be mentioned in such proclamation, and from which shall be defrayed all expenditure incurred by the joint authority in the exercise of its powers or the performance of its duties or other functions 25

(2) The joint authority—

- (a) shall in each financial year draw up in the format and in the manner prescribed in such proclamation, and submit to the Administrator and the Chief Minister, a statement of its estimated revenue and expenditure in respect of the next succeeding financial year, and (b) may from time to time, either before the commencement of or during a financial year, amend the statement of its estimated revenue and expenditure for that financial year drawn up in terms of paragraph (a), and shall submit such amended statement to the Administrator and the Chief Minister 35
- (3) No moneys shall be withdrawn from the joint revenue fund save under the authority of a resolution of the joint authority and in accordance with a statement of expenditure tabled in Parliament and the KwaZulu Legislative Assembly. Provided that this subsection shall not prevent the joint authority from applying funds referred to in subsection (1) (c) for the purpose for which such funds were appropriated before the allocation thereof to the joint authority 45
- (4) Moneys in the joint revenue fund which are not required for immediate use or as a reasonable working balance, shall be invested in accordance with the Public Investment Commissioners Act, 1984 (Act No 45 of 1984) and the Corporation for Public Deposits Act, 1984 (Act No 46 of 1984), as if those Acts were applicable to the moneys in the joint revenue fund
- (5) Any balance in the joint revenue fund at the end of any financial year shall be carried forward to the ensuing financial year 50

10 (1) The chief executive officer of the joint authority, or any person acting in that capacity, shall be the accounting officer with respect to the joint revenue fund, and shall as such be charged with the responsibility of accounting for all the moneys paid into the joint revenue fund and for all the moneys paid out of the fund 60

(2) The accounting officer shall keep in one of the official languages of the Republic such accounting records and other records as are necessary to reflect the transactions in respect of, and the financial state of affairs in, the joint revenue fund

(3) The provisions of the Exchequer and Audit Act, 1975 (Act No 66 of 1975), and the regulations and instructions issued thereunder shall apply *mutatis mutandis* in respect of the joint

Accountability with respect to joint revenue account

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like inkomstefonds van toepassing behalwe vir sover hulle met 'n bepaling van hierdie Wet of 'n proklamasie kragtens artikel 2 (4) onbestaanbaar is of deur bedoelde proklamasie uitgesluit word

11 (1) Die rekeningkundige aantekeninge bedoel in artikel 10 word deur die Ouditeur-generaal geauditteer

(2) Ondanks andersluidende bepalings van enige wet doen die Ouditeur-generaal verslag oor sy oudit aan—

(a) die gesamentlike owerheid,

(b) die Hooftminister, wat die verslag in die Wetgewende Vergadering van KwaZulu ter Tafel moet laat lê binne 21 dae na ontvangs daarvan indien die Wetgewende Vergadering dan in gewone sessie is of, indien die Wetgewende Vergadering nie dan in gewone sessie is nie, binne 21 dae na die aanvang van sy eersvolgende gewone sessie, en

(c) die Administrateur, wat die verslag binne sewe dae moet deurstuur aan die Minister van Staatkundige Ontwikkeling en Beplanning, wat dit in die Parlement ter Tafel moet lê binne 14 dae na ontvangs daarvan indien die Parlement dan in gewone sessie is of, indien die Parlement nie dan in gewone sessie is nie binne 14 dae na die aanvang van sy eersvolgende gewone sessie

12. Die Wet op Staatsaanspreeklikheid, 1957 (Wet No 20 van 1957), is *mutatis mutandis* ten opsigte van die gesamentlike owerheid van toepassing, en by sodanige toepassing word 'n verwysing in daardie Wet na—

(a) 'n Minister van 'n departement uitgelê as 'n verwysing na die voorsitter van die gesamentlike owerheid, en

(b) die Gekonsolideerde Inkomstefonds uitgelê as 'n verwysing na die gesamentlike inkomstefonds

13. (1) Geen lid van die gesamentlike owerheid of persoon bedoel in artikel 8 mag vertroulike inligting openbaar wat hy by die verrigting van sy werksaamhede verkry het nie behalwe—

(a) in die mate waarin dit vir die behoorlike uitvoering van 'n bepaling van hierdie Wet, die proklamasie bedoel in 35 artikel 2 (4) of 'n wet of bepaling bedoel in artikel 7 nodig mag wees, of

(b) met die toestemming van die gesamentlike owerheid

(2) Iemand wat 'n bepaling van subartikel (1) oortree, is aan 'n misdryf skuldig en by skuldigbevinding strafbaar met 'n boete 40 van hoogstens R2 000 of met gevangenisstraf vir 'n tydperk van hoogstens 12 maande of met sowel daardie boete as daardie gevangenisstraf

14 (1) Geen bepaling van hierdie Wet word uitgelê nie as sou dit die opdra aan die gesamentlike owerheid magtig van 'n bevoegdheid, plig of werksaamheid wat—

(a) betrekking het op 'n aangeleentheid bedoel in artikel 14 van die Grondwet van die Republiek van Suid-Afrika, 1983 (Wet No 110 van 1983), of

(b) die uitvaardiging van proklamasies, regulasies, reëls of 50 ander wetgewende handelinge veroorloof

15. Hierdie Wet heet die Wet op die Gesamentlike Uitvoerende Owerheid vir KwaZulu en Natal, 1986

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ACT, 1986

revenue fund save to the extent to which they are inconsistent with a provision of this Act or a proclamation under section 2 (4) or are excluded by the said proclamation

11 (1) The accounting records referred to in section 10 shall be audited by the Auditor-General

(2) Notwithstanding anything to the contrary in any law contained, the Auditor-General shall report on his audit to—

(a) the joint authority,

(b) the Chief Minister, who shall cause the report to be tabled in the KwaZulu Legislative Assembly within 21 days after receipt thereof if the Assembly is then in ordinary session or, if the Assembly is not then in ordinary session within 21 days after the commencement of its next ensuing ordinary session, and

(c) to the Administrator, who shall within seven days transmit the report to the Minister of Constitutional Development and Planning, who shall table it in Parliament within 14 days after receipt thereof if Parliament is then in ordinary session or, if Parliament is not then in ordinary session, within 14 days after the commencement of its next ensuing ordinary session

12 The State Liability Act, 1957 (Act No 20 of 1957) shall *mutatis mutandis* apply in respect of the joint authority, and in such application any reference in that Act to—

(a) a Minister of a department shall be construed as a reference to the chairman of the joint authority, and

(b) the Consolidated Revenue Fund shall be construed as a reference to the joint revenue fund

13 (1) No member of the joint authority or person referred to in section 8 shall disclose confidential information obtained by him in carrying out his functions, except—

(a) to the extent to which it may be necessary for the proper administration of a provision of this Act, the proclamation referred to in section 2 (4) or a law or provision referred to in section 7, or

(b) with the consent of the joint authority

(2) Any person who contravenes a provision of subsection (1) shall be guilty of an offence and on conviction be liable to a fine not exceeding R2 000 or to imprisonment for a period not exceeding 12 months or to both that fine and that imprisonment

14. (1) No provision of this Act shall be construed as authorizing the assignment to the joint authority of any power, duty or function—

(a) relating to a matter referred to in section 14 of the Republic of South Africa Constitution Act, 1983 (Act No 110 of 1983), or

(b) permitting the issuing of proclamations, regulations, rules or other legislative acts

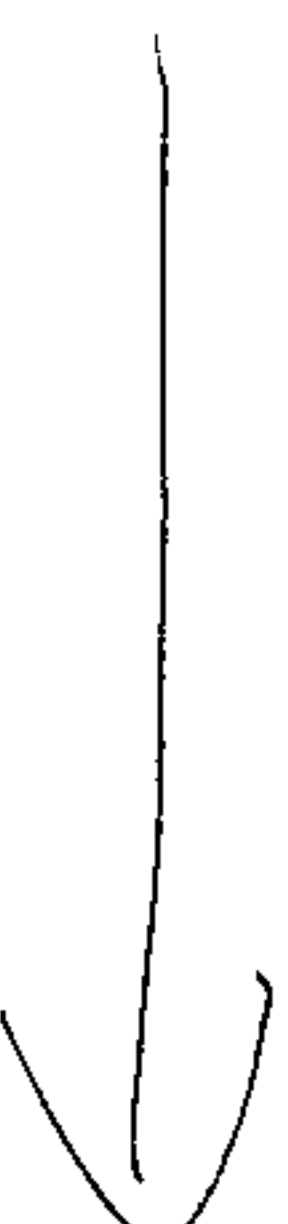
(2) This Act shall apply notwithstanding the National States Constitution Act, 1971 (Act No 21 of 1971)

15. This Act shall be called the Joint Executive Authority for KwaZulu and Natal Act, 1986

Legal
proceedings
against joint
authority

Preservation
of secrecy

Application of Act





STAATSKOERANT

VAN DIE REPUBLIEK VAN SUID-AFRIKA

REPUBLIC OF SOUTH AFRICA

GOVERNMENT GAZETTE

As 'n Nuusblad by die Poskantoor Geregistreer

Registered at the Post Office as a Newspaper

Verkoopprijs • Selling price
(AVB uitgesluit/GST excluded)

Plaaslik **45c** Local
Buitelands 60c Other countries
Posvry • Post free

Vol. 255

KAAPSTAD, 3 SEPTEMBER 1986

CAPE TOWN, 3 SEPTEMBER 1986

264 (107) No. 10411

KANTOOR VAN DIE STAATSPRESIDENT

STATE PRESIDENT'S OFFICE

No. 1821.

3 September 1986

No 1821

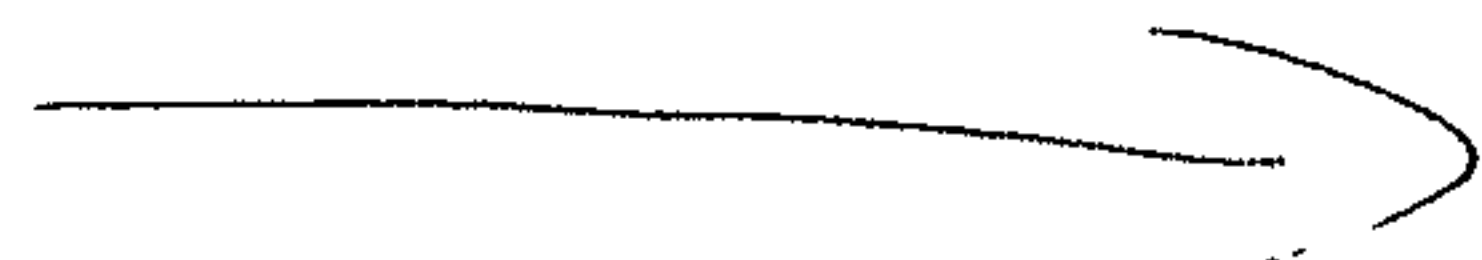
3 September 1986

Hierby word bekend gemaak dat die Staatspresident sy goedkeuring geheg het aan die onderstaande Wet wat hierby ter algemene inligting gepubliseer word:—

It is hereby notified that the State President has assented to the following Act which is hereby published for general information:—

No. 80 van 1986: Wet op die Gesamentlike Uitvoerende Owerheid vir KwaZulu en Natal, 1986.

No. 80 of 1986: Joint Executive Authority for KwaZulu and Natal Act, 1986



WET

Om voorsiening te maak vir die gesamentlike en gekoördineerde uitoefening van bevoegdheid en verrigting van werksaamhede deur die Regering van KwaZulu en die provinsiale uitvoerende gesag van die provinsie Natal, vir die instelling vir hierdie doel van 'n gesamentlike uitvoerende gesag en vir aangeleenthede in verband daartoe

(Engelse teks deur die Staatspresident geteken)
(Goedgekeur op 25 Augustus 1986)

DAAR WORD BEPAAL deur die Staatspresident en die Parlement van die Republiek van Suid-Afrika, soos volg —

Woordeomskrivings

1 In hierdie Wet, tensy uit die samehang anders blyk, beteken—

- (i) "Administrateur" die persoon kragtens artikel 7 (1) (a) van die Wet op Provinsiale Regering, 1986, as die Administrateur van die provinsie Natal aangestel, handelende in ooreenstemming met die ander lede van die Uitvoerende Komitee van daardie provinsie, waarvan hy lid is; (1)
- (ii) "gesamentlike inkomstefonds" die inkomstefonds 10 beoog in artikel 9 (1), (iv)
- (iii) "gesamentlike owerheid" die gesamentlike uitvoerende owerheid beoog in artikel 5, (iii)
- (iv) "Hoofminister" die Hoofminister van KwaZulu handelende in ooreenstemming met die ander Ministers in die Kabinet van KwaZulu; (ii)
- (v) "provinsiale regering van Natal" die provinsiale uitvoerende gesag van die provinsie Natal (v)

Opstel van voorstel vir gesamentlike uitvoerende optrede

2 (1) Die Staatspresident kan, op die skriftelike aanbeveling van die Administrateur en die Hoofminister, die Minister van Staatkundige Ontwikkeling en Beplanning versoek om in ooreenstemming met die Administrateur en die Hoofminister voorstelle, in die vorm van 'n stel reëls wat aan die bepalings van hierdie Wet voldoen, wat voorsiening maak vir die gesamentlike en gekoördineerde uitoefening van bevoegdheid en verrigting van werksaamhede deur die provinsiale regering van Natal en die Regering van KwaZulu in die gebied bestaande uit die provinsie Natal en enige gedeeltes van KwaZulu wat buite daardie provinsie val, of in 'n gedeelte van bedoelde gebied deur die Staatspresident bepaal, op te stel en aan hom voor te lê

(2) Die Staatspresident kan voorstelle na aanleiding van 'n versoek kragtens subartikel (1) aan hom voorgelê—

- (a) goedgekeur,
- (b) verwerp, of
- (c) na die Minister van Staatkundige Ontwikkeling en Beplanning teruggeroep en daardie Minister versoek om in ooreenstemming met die Administrateur en die Hoofminister die voorstelle ooreenkomstig die vereistes van die

30

ACT

To provide for the joint and co-ordinated exercise of powers and performance of functions by the Government of KwaZulu and the provincial executive authority of the province of Natal, for the establishment for this purpose of a joint executive authority and for incidental matters.

(English text signed by the State President)
(Assented to 25 August 1986)

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

1 In this Act, unless the context otherwise indicates—

- (i) "Administrator" means the person appointed under section 7 (1) (a) of the Provincial Government Act, 1986 as the Administrator of the province of Natal, acting in consultation with the other members of the Executive Committee of that province, of which he is a member; (1)
- (ii) "Chief Minister" means the Chief Minister of KwaZulu acting in consultation with the other Ministers in the Cabinet of KwaZulu; (iv)
- (iii) "joint authority" means the joint executive authority contemplated in section 5, (iii)
- (iv) "joint revenue fund" means the revenue fund contemplated in section 9 (1), (ii)
- (v) "provincial government of Natal" means the provincial executive authority of the province of Natal (v)

Definitions

2 (1) The State President may, on the written recommendation of the Administrator and the Chief Minister request the Minister of Constitutional Development and Planning to draw up, in consultation with the Administrator and the Chief Minister, and to submit to him, proposals, in the form of a set of rules complying with the provisions of this Act, providing for the joint and co-ordinated exercise of powers and performance of functions by the provincial government of Natal and the Government of KwaZulu in the area comprising the province of Natal and that part of KwaZulu falling outside that province, or in such portion of that area as may be determined by the State President

(2) The State President may—

- (a) approve any proposals submitted to him in pursuance of a request under subsection (1),
- (b) reject any such proposals, or
- (c) refer any such proposals back to the Minister of Constitutional Development and Planning and request that the Minister in consultation with the Administrator and the Chief Minister to modify the proposals in accordance

Drawing up of proposals for joint executive action

35

Staatspresident aan te pas en aan hom 'n aangepaste weergawe van die voorstelle voor te lê

(3) Die bepalings van subartikel (2) is *mutatis mutandis* van toepassing ten opsigte van aangepaste voorstelle wat na aanleiding van 'n versoek, kragtens paragraaf (c) van daardie subartikel aan hom voorgelê word

(4) Indien die Staatspresident beoelde voorstelle of aangepaste voorstelle goedkeur, moet hy die bepalings in die voorstelle of aangepaste voorstelle verval, onverwylid by proklamasie in die *Staatskoerant* afkondig en hulle bindend verklaar met in-gang van 'n datum in die proklamasie verneld

Wysiging van proklamasie

3. (1) Die Minister van Staatkundige Ontwikkeling en Beplanning kan op die skriftelike versoek van en in oorleg met die Administrateur en die Hooftminister 'n voorgestelde wysiging van 'n proklamasie kragtens artikel 2 (4) afgekondig, opstel en aan die Staatspresident voorleë

(2) Die bepalings van artikel 2 (2), (3) en (4) is *mutatis mutandis* ten opsigte van 'n voorgestelde wysiging van so 'n proklamasie van toepassing

Herroeping van proklamasie

4. (1) Die Staatspresident moet, op die skriftelike versoek van 20 of die Administrateur of die Hooftminister of albei, 'n proklamasie kragtens artikel 2 (4) afgekondig, by proklamasie in die *Staatskoerant* en met ingang van 'n datum in die proklamasie verneld herroep

(2) 'n Proklamasie beoog in subartikel (1) kan voorsiening 25 maak vir die beskikking oor enige geld in die gesamentlike inkomste-fonds en enige bates onder die beheer van die gesamentlike owerheid

Instelling van gesamentlike uitvoerende owerheid

5 (1) 'n Proklamasie beoel in artikel 2 (4) moet voorsiening 30 maak vir die instelling, onder 'n naam in die proklamasie verneld, van 'n gesamentlike uitvoerende owerheid om die bepalings van die proklamasie behoudens hierdie Wet uit te voer

(2) Die gesamentlike owerheid bestaan uit die getal lede om die Regering van KwaZulu en die provinsiale regering van Natal te verteenwoordig wat in die proklamasie bepaal word, en word op so 'n wyse saamgestel dat die Regering van KwaZulu en die provinsiale regering van Natal gelyke verteenwoordiging het

- (3) So 'n proklamasie moet voorskryfte bevat betreffende—
- (a) die wyse waarop, en die instelling of gesag deur wie, verteenwoordigers van die Regering van KwaZulu en verteenwoordigers van die provinsiale regering van Natal aangewys en as lede van die gesamentlike owerheid aangestel moet word,
- (b) die kwalifikasies waaraan persone moet voldoen om as lede van die gesamentlike owerheid aangestel te word, 45
- (c) die ampstermy van die lede van die gesamentlike owerheid,
- (d) die heraanstelling van persone wie se ampstermy as lede van die gesamentlike owerheid verstrik het,
- (e) die omstandighede waarna 'n lid van die gesamentlike owerheid sy amp as lid moet ontruim en die vulling van toevallige vakatures in die gesamentlike owerheid, 50
- (f) die aanstelling of verkiesing van 'n voorsitter, 'n onder-voorsitter en 'n waarnemende voorsitter van die gesamentlike owerheid,
- (g) die wyse waarop, en die persoon deur wie, vergaderings van die gesamentlike owerheid byengeroep moet word,
- (h) die kworum vir sodanige vergaderings, 60
- (i) die wyse waarop besluite deur die gesamentlike owerheid geneem moet word,
- (j) die wyse waarop geskille in die gesamentlike owerheid tussen die verteenwoordigers van die Regering van KwaZulu en die verteenwoordigers van die provinsiale regering van Natal besleg moet word, die persoon of persone deur wie sodanige geskille besleg moet word

with the requirements of the State President and to submit to him a modified version of such proposals

(3) The provisions of subsection (2) shall *mutatis mutandis* apply in respect of modified proposals submitted to him in pursuance of a request under paragraph (c) of that subsection

(4) If the State President approves the said proposals or modified proposals he shall forthwith publish the provisions contained in the proposals or modified proposals by proclamation in the *Gazette* and declare them to be binding as from a date specified in the proclamation

Amendment of proclamation

3 (1) The Minister of Constitutional Development and Planning may at the written request of and in consultation with the Administrator and the Chief Minister draw up and submit to the State President a proposed amendment to a proclamation published under section 2 (4)

(2) The provisions of section 2 (2), (3) and (4) shall *mutatis mutandis* apply in respect of a proposed amendment of such a proclamation

Repeal of proclamation

4 (1) The State President shall, at the written request of either the Administrator or the Chief Minister or both, by proclamation in the *Gazette* and with effect from a date specified in the proclamation repeal any proclamation issued under section 2 (4)

(2) A proclamation contemplated in subsection (1) may provide for the disposal of any moneys in the joint revenue fund and any assets under the control of the joint authority

Establishment of joint executive authority

5 (1) A proclamation referred to in section 2 (4) shall provide for the establishment, under a name set out in the proclamation, of a joint executive authority to administer the provisions of the proclamation subject to this Act

- (2) The joint authority shall consist of such number of members representing the Government of KwaZulu and the provincial government of Natal as may be determined in such proclamation, and shall be constituted in such a way that the Government of KwaZulu and the provincial government of Natal have equal representation
- (3) Such proclamation shall contain provisions relating to—
- (a) the manner in which, and the institution or authority by which, representatives of the Government of KwaZulu and representatives of the provincial government of Natal shall be designated and be appointed as members of the joint authority,
- (b) the qualifications with which persons shall be required to comply to be eligible for appointment as members of the joint authority,
- (c) the period of office of the members of the joint authority,
- (d) the reappointment of persons whose period of office as members of the joint authority has expired,
- (e) the circumstances under which a member of the joint authority shall vacate his office as a member and the filling of casual vacancies in the joint authority,
- (f) the appointment or election of a chairman, a vice-chairman and an acting chairman of the joint authority,
- (g) the manner in which, and the person by whom, meetings of the joint authority shall be convened,
- (h) the quorum for such meetings,
- (i) the manner in which resolutions shall be adopted by the joint authority,
- (j) the manner in which disputes in the joint authority between the representatives of the Government of KwaZulu and the representatives of the provincial government of Natal shall be settled, the person or persons by whom such disputes shall be settled and the circum-

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- en die omstandighede waarin besluite van sodanige persoon of persone geag kan word besluite van die gesamentlike owerheid te wees, en
- (k) die plek waar die setel van die gesamentlike owerheid gelee sal wees
- (4) So 'n proklamasie kan die gesamentlike owerheid magtig om—
- (a) een of meer komitees uit sy lede aan te stel en, behoudens die voorwaardes wat die gesamentlike owerheid bepaal of in die proklamasie vermeld word, van sy 10 bevoegdhede aan so 'n komitee te deleger, en
- (b) een of meer advieskomitees aan te stel ten einde hom te adviseer aangaande die verrigting deur hom van enige van sy werksaamhede, en
- (c) reëls en orders wat nie met die bepalings van die proklamasie onbestaanbaar is nie aan te neem in verband met die orde en reëling van sy vergaderings, van vergaderings van sy komitees en van sy ander interne werksaamhede
- (5) So 'n proklamasie kan voorsiening maak vir—
- (a) die toekennings van beskikbaarstelling aan die gesamentlike owerheid deur die Natalse Provinsiale Administrasie of die KwaZulu-regeringsdiens van kantore en ander akkommodasie en toerusting, voorrade, fasiliteite en ander benodigdhede, en
- (b) die betaling van besoldiging en toelae uit die gesamentlike inkomste-fonds aan die voorsitter, ondervoorsitter, waarnemende voorsitter en lede van die gesamentlike owerheid of van 'n komitee daarvan
- 30
- 6 (1) 'n Gesamentlike owerheid is bevoeg om—
- (a) enige bevoegdheid uit te oefen of plig of ander werksaamheid te verrig wat kragtens artikel 7 aan hom opgedra word of wat hy kragtens daardie artikel gemagtig word om uit te oefen of te verrig,
- (b) aanbevelings by die Administrateur of die Hooftmuns-35 ter te doen,
- (c) in 'n koördinerende hoedanigheid tussen die Natalse Provinsiale Administrasie en die KwaZulu-regeringsdiens op te tree in verband met 'n aangetuiste waarin genoemde Administrasie of Regeringsdiens 'n belang het,
- (d) as die verteenwoordiger of lashaber van die Regering van KwaZulu of die Administrateur op te tree,
- (e) met enige persoon of liggaam (met inbegrip van die Natalse Provinsiale Administrasie en die KwaZulu-regeringsdiens) mee te doen aan 'n handeling wat die gesamentlike owerheid bevoeg is om te verrig, of
- (f) enige ander werksaamheid te verrig of diens te lewer wat in die proklamasie bedoel in artikel 2 (4) bepaal word
- 50
- (2) Wanneer die gesamentlike owerheid 'n werksaamheid verrig wat neebing dat 'n kennisgewing in die *Offisiële Koerant* van die provinsie Natal of in die *Offisiële Koerant* van KwaZulu gepubliseer moet word, word daardie kennisgewing, ondanks andersluidende bepalings van enige wet, in albei daardie of-fisiese koerante gepubliseer
- 55
7. (1) Die Staatspresident kan, behoudens subartikel (2)—
- (a) die uitvoering van 'n wet, of 'n bepaling in 'n wet, wat aan die Administrateur of aan 'n Minister van KwaZulu 'n bevoegdheid, plig of ander werksaamheid toe-wys, aan die gesamentlike owerheid opdra, of
- (b) die gesamentlike owerheid magtig om 'n bevoegdheid uit te oefen of 'n plig of ander werksaamheid te verrig wat by wet, of 'n bepaling in 'n wet, aan die Administrateur of 'n Minister van KwaZulu toegegewys is,
- 65
- behoort in die algemeen of vir 'n bepaalde doel of met betrekking tot 'n bepaalde aangeleentheid of gebied in die opdrag of magtiging vermeld

JOINT EXECUTIVE AUTHORITY FOR KWAZULU AND NATAL
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- stances in which decisions by such person or persons may be deemed to be decisions of the joint authority, and
- (k) the place where the seat of the joint authority shall be located
- (4) Such proclamation may authorize the joint authority—
- (a) to appoint from among its members one or more committees and to delegate, subject to such conditions as the joint authority may determine or as may be specified in the proclamation, any of its powers to any such committee,
- (b) to appoint one or more advisory committees to advise it regarding the performance by it of any of its functions, and
- (c) to make rules and orders, not inconsistent with the provisions of the proclamation, in connection with the order and conduct of its meetings, of meetings of its committees and of its other internal affairs
- (5) Such proclamation may provide for—
- (a) the allocation or making available to the joint authority of offices and other accommodation and equipment, stores, facilities and other requisites by the Natal Provincial Administration or the KwaZulu Government Service, and
- (b) the payment of remuneration and allowances out of the joint revenue fund to the chairman, vice-chairman, acting chairman and members of the joint authority or of any committee thereof
- 30
- 6 (1) A joint authority shall be competent—
- (a) to exercise any power or to perform any duty or other function which is assigned to it under section 7 or which it is under that section authorized to exercise or to perform,
- (b) to make recommendations to the Administrator or the Chief Minister,
- (c) to act in a co-ordinating capacity between the Natal Provincial Administration and the KwaZulu Government Service in connection with any matter in which the said Administration or Government Service has an interest,
- (d) to act as the agent or mandatory of the KwaZulu Government or the Administrator,
- (e) to collaborate with any person or body (including the Natal Provincial Administration and the KwaZulu Government Service) in the performance of an act which the joint authority is competent to perform, or
- (f) to perform any other function or to render any other service determined in the proclamation referred to in section 2 (4)
- 50
- (2) When the joint authority performs any function which requires a notice to be published in the *Official Gazette* of the Province of Natal or in the *Official Gazette* of KwaZulu, such notice shall, notwithstanding the provisions of any law to the contrary, be published in both those official gazettes
- 55
7. (1) The State President may, subject to subsection (2)—
- (a) assign the administration of any law, or any provision in a law, which entrusts to the Administrator or to a Minister of KwaZulu any power, duty or other function, to the joint authority, or
- (b) authorize the joint authority to exercise any power or to perform any duty or other function entrusted by any law, or any provision in a law, to the Administrator or a Minister of KwaZulu,
- 65
- either generally or for a particular purpose or with respect to a particular matter or area specified in the assignment or authorization

Werksaamhede van
gesamentlike ower-
heid

30

Functions of joint
authorityOordrag van be-
voegde pligte
en werksaamhede
aan gesamentlike
owerheid

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Transfer of powers,
duties and functions
to joint authority

(2) Die Staatspresident reik nie enige opdrag of magtiging kragtens subartikel (1) uit nie behalwe op die skriftelike versoek, gerig aan die Minister van Staatkundige Ontwikkeling en Beplanning, van—

(a) die Administrateur, in die geval van 'n wet of bepaling wat 'n bevoegdheid, plig of ander werksaamheid aan die Administrateur toewys, of

(b) die Hoofminister, in die geval van 'n wet of bepaling wat 'n bevoegdheid, plig of ander werksaamheid aan 'n Minister van KwaZulu toewys

(3) By uitreiking van 'n opdrag of magtiging kragtens subartikel (1) kan die Staatspresident enige aangeleentheid reël wat volgens sy oordeel nodig is om die gesamentlike owerheid in staat te stel om te doen wat hy uit hoofde van die opdrag of magtiging kan of moet doen, met inbegrip van—

(a) die toewysing of beskikbaarstelling aan die gesamentlike owerheid van enige toerusting, fasiliteite of ander benodigdhede wat gebruik word of fondse wat bewilling is, en

(b) die oordrag aan die gesamentlike owerheid as 'n las teen die gesamentlike inkomstefonds van enige pligtings wat voor die datum van die opdrag of magtiging ontstaan het,

(4) (a) Wanneer, en vir so lank die uitvoering van 'n wet of 'n bepaling wat aan die Administrateur of aan 'n Minister van KwaZulu 'n bevoegdheid verleen of 'n plig opleë of 'n ander werksaamheid toevertrou, deur die Staatspresident kragtens subartikel (1) (a) aan die gesamentlike owerheid opgedra is, kan daardie bevoegdheid deur die gesamentlike owerheid uitgeoefen word en moet daardie plig en kan daardie werksaamheid deur hom uitgevoer word, en—

(1) word 'n verwyssing in daardie wet of bepaling na 35 die Natalse Provinsiale Administrasie, of na 'n departement van die KwaZulu-regeringsdiens, waarin daardie wet of bepaling uitgevoer is, uitgelê as 'n verwyssing na die administrasie van die gesamentlike owerheid,

(ii) word 'n verwyssing in daardie wet of bepaling na 'n beampte of werknemer in die staatsdiens verbonde aan die Natalse Provinsiale Administrasie of na 'n beampte of werknemer in 'n departement van die KwaZulu-regeringsdiens, of na so 'n beampte of 45 werknemer wat 'n bepaalde betrekking in daardie Administrasie of in 'n departement van die KwaZulu-regeringsdiens beklee, uitgelê as 'n verwyssing na 'n beampte of werknemer in die administrasie van die gesamentlike owerheid of, na gelang van 50 die geval, as 'n verwyssing na 'n beampte of werknemer wat 'n ooreenstemmende betrekking in daardie administrasie beklee, en

(iii) bly enige stappe gedoen ingevolge so 'n wet of bepaling voor die datum waarop die uitvoering daarvan aldus opgedra is, ten volle van krag asof dit gedoen is deur die persoon wat op daardie datum uit hoofde van die opdrag van die uitvoering van daardie wet of bepaling of die bepalings van hierdie subartikel bevoeg was om daardie stappe te 60 doen

(b) Die bepalings van paragraaf (a) geld vir sover die Staatspresident nie in die betrokke opdrag anders bepaal nie en, indien die uitvoering van 'n wet of 'n bepaling nie aan die gesamentlike owerheid in die algemeen opgedra is nie, maar opgedra is vir 'n bepaalde doel of met betrekking tot 'n bepaalde aangeleentheid of gebied in die opdrag genoem, geld die bepalings van

(2) The State President shall not issue any assignment or authorization under subsection (1) except at the written request, lodged with the Minister of Constitutional Development and Planning, of—

(a) the Administrator, in the case of a law or provision entrusting to the Administrator any power, duty or other function, or

(b) the Chief Minister, in the case of a law or provision entrusting to a Minister of KwaZulu any power, duty or other function

(3) When issuing any assignment or authorization under subsection (1) the State President may regulate any matter necessary, in his opinion, to enable the joint authority to do what it is by virtue of the assignment or authorization permitted or required to do, including—

(a) the allocation or making available to the joint authority of any equipment, facilities and other requisites used and funds appropriated, and

(b) the transfer to the joint authority as a charge against the joint revenue fund of any liabilities which arose before the date of such assignment or authorization,

in connection with the administration of the law or provision which is the subject of such assignment or authorization

(4) (a) Whenever, and for as long as the administration of any law or any provision which confers a power or imposes a duty upon or entrusts another function to the Administrator or to a Minister of KwaZulu has under subsection (1) (a) been assigned by the State President to the joint authority, that power may be exercised by the joint authority and that duty shall and that function may be performed by it, and—

(i) any reference in that law or provision to the Natal Provincial Administration, or to a department of the KwaZulu Government Service, in which that law or provision was administered, shall be construed as a reference to the administration of the joint authority,

(ii) any reference in that law or provision to an officer or employee in the public service attached to the Natal Provincial Administration or to an officer or employee in a department of the KwaZulu Government Service, or to any such officer or employee holding a specified office in that Administration or in a department of the KwaZulu Government Service, shall be construed as a reference to an officer or employee in the administration of the joint authority or, as the case may be, as a reference to an officer or employee holding a corresponding office in that administration, and

(iii) any action taken under that law or provision prior to the date on which the administration thereof was so assigned, shall remain in full force and effect as if it had been taken by the person who on that date was, by virtue of the assignment of the administration of that law or provision or the provisions of this subsection, competent to take such action

(b) The provisions of paragraph (a) shall apply in so far as the State President does not determine otherwise in the assignment concerned and, if the administration of a law or provision has not been assigned to the joint authority generally, but for a particular purpose or in relation to any particular matter or area specified in the assignment, the provisions of that paragraph shall apply

daardie paragraaf slegs in die mate waarna die uitvoering van die wet op bepaling opgedra is

(5) Wanneer die gesamentlike owerheid kragtens subartikel (1) (b) gemagtig word om 'n bevoegdheid uit te oefen of 'n plig of ander werksaamheid te verrig wat by 'n wet of 'n bepaling aan die Administrateur of aan 'n Minister van KwaZulu toegeewas is word die Administrateur of so 'n Minister nie ontdoen of onthef van so 'n bevoegdheid, plig of werksaamheid nie en kan hy so 'n bevoegdheid uitoefen of moet hy so 'n plig verrig of kan hy so 'n werksaamheid verrig in die omstandighede wat in die magtiging 10 vermeld word

(6) (a) Die Staatspresident kan te enger tyd op die skriftelike versoek van die Administrateur of die Hooftminister 'n opdrag of magtiging kragtens subartikel (1) uitgereik, intrek Met dien verstande dat indien 'n opdrag kragtens subartikel (1) (a) van die uitvoering van 'n wet of bepaling aan die gesamentlike owerheid, ingetrek word, die uitvoering van so 'n wet of bepaling weer betrus by die gesag by wie dit voor die opdrag betrus het

(b) By die intrekking van 'n opdrag of magtiging kragtens paragraaf (a), kan die Staatspresident enige aangeleentheid reël wat volgens sy oordeel nodig is om die Administrateur of die betrokke Minister in staat te stel om die wet of bepaling wat die onderwerp van die opdrag of magtiging was weer uit te voer

(c) Die intrekking van 'n opdrag of magtiging kragtens paragraaf (a) maak nie iets wat geldig uit hoofde van die opdrag of magtiging gedoen is ongeldig nie

(7) 'n Opdrag of magtiging kragtens subartikel (1) en enige intrekking van 'n opdrag of magtiging kragtens subartikel (6) word 30 in die *Staatskoerant* algeklondig

Verrigting van
werk verbode
aan werksaamhede
van gesamentlike
owerheid

8 (1) Die werk verbode aan die verrigting van die werksaamhede van die gesamentlike owerheid word verrig deur—

- (a) beamptes of werknemers in die staatsdiens wat kragtens artikel 14 (3) van die Staatsdienswet, 1984 (Wet No 111 van 1984), tot die beskikking van die gesamentlike owerheid gestel is, 35
- (b) beamptes of werknemers in die KwaZulu-regeringsdiens wat kragtens 'n ooreenstemmende bepaling van 'n wet van KwaZulu tot die beskikking van die gesamentlike owerheid gestel is, 40
- (c) die Natasale Provinsiale Administrasie of die KwaZulu-regeringsdiens ooreenkomstig 'n reëling tussen die gesamentlike owerheid en daardie Administrasie of Regeringsdiens vir die verrigting van enige besondere werk, 45
- (d) werknemers van 'n statutêre liggaam wat ooreenkomstig 'n reëling tussen die gesamentlike owerheid en so 'n statutêre liggaam tot die beskikking van die gesamentlike owerheid gestel is, en 45
- (e) persone met wie die gesamentlike owerheid kontrakte 50 (behalwe dienskontrakte) aangegaan het vir die verrigting van besondere werk
- (2) 'n Beampte of werknemer bedoel in paragraaf (a) of (b) van subartikel (1) bly, terwyl hy aldus tot die beskikking van die gesamentlike owerheid gestel is, onderworpe aan die wette wat 55 andersins op hom as lid van die staatsdiens of gemelde Regeringsdiens, na gelang van die geval, van toepassing is
- (3) (a) Die gesamentlike owerheid moet een van die beamptes of werknemers bedoel in subartikel (1) (a) of (b) as sy hoof- uitvoerende beampte aanwys 60
- (b) Die hoof- uitvoerende beampte is, onderworpe aan die beheer en voorskrifte van die gesamentlike owerheid, verantwoordelik vir die uitvoering van die gesamentlike owerheid se besluite en die administrasie van die gesamentlike owerheid se sake 65
- (4) Die gesamentlike owerheid kan enige van sy bevoegdhede aan sy hoof- uitvoerende beampte of 'n ander beampte of werk-

only to the extent to which the administration of the law or provision was assigned

(5) Whenever the joint authority is authorized under subsection (1) (b) to exercise any power or to perform any duty or other function entrusted by any law or provision to the Administrator or to a Minister of KwaZulu, the Administrator or such Minister shall not be divested of or exempted from such power, duty or function, and he may exercise such power or shall perform such duty or may perform such function in such circumstances as may be specified in the authorization

(6) (a) The State President may at any time on the written request of the Administrator or the Chief Minister withdraw an assignment or authorization issued under subsection (1) (a) of the administration of a law or provision to the joint authority if withdrawn the administration of such law or provision shall revert to the authority in which it vested before the assignment

(b) When withdrawing any assignment or authorization under paragraph (a) the State President may regulate any matter which in his opinion is necessary to enable the Administrator or the Minister concerned to readminister the law or provision which was the subject of such assignment or authorization

(c) The withdrawal of an assignment or authorization under paragraph (a) shall not invalidate anything validly done by virtue of such assignment or authorization

(7) Any assignment or authorization under subsection (1) and any withdrawal of an assignment or authorization under subsection (6) shall be published in the *Gazette*

8 (1) The work incidental to the carrying out of the functions of the joint authority shall be performed by—

- (a) officers or employees in the public service placed at the disposal of the joint authority under section 14 (3) of the Public Service Act, 1984 (Act No 111 of 1984), 35
- (b) officers or employees in the KwaZulu Government Service placed at the disposal of the joint authority under a corresponding provision of a law of KwaZulu, 40
- (c) the Natal Provincial Administration or the KwaZulu Government Service in accordance with any arrangement between the joint authority and that Administration or Government Service for the performance of any particular work, 45
- (d) employees of any statutory body placed at the disposal of the joint authority in accordance with any arrangement between the joint authority and such statutory body, and 45
- (e) persons with whom the joint authority has entered into contracts (excluding contracts of employment) for the performance of any particular work 50
- (2) An officer or employee referred to in paragraph (a) or (b) of subsection (1) shall, while he is placed at the disposal of the joint authority, remain subject to the laws applicable to him as a member of the public service or the said Government Service, as the case may be 55
- (3) (a) The joint authority shall designate one of the officers or employees referred to in subsection (1) (a) or (b) as its chief executive officer 60
- (b) The chief executive officer shall, subject to the control and directions of the joint authority, be responsible for the execution of the joint authority's resolutions and the administration of the joint authority's affairs
- (4) The joint authority may delegate any of its powers to its chief executive officer or any other officer or employee referred

Performance of
work incidental
to functions of
joint authority

nemer bedoel in subartikel (1) (a), (b) of (d) deleger, maar so 'n delegasie belei nie die uitoefening van die betrokke bevoegdheid deur die gesamentlike owerheid self nie

Gesamentlike inkomstefonds

9. (1) 'n Proklamasie bedoel in artikel 2 (4) moet voorsiening maak vir die instelling van 'n gesamentlike inkomstefonds vir die gesamentlike owerheid, waarna gestoort moet word—

- (a) enige bydrae wat, behoudens artikel 81 (2) van die Grondwet van die Republiek van Suid-Afrika, 1983 (Wet No 110 van 1983), aan die gesamentlike owerheid gedoen word uit die Staatsinkomstefonds ten laste 10 van die Rekening vir Provinsiale Dienste Natal, enige bydrae wat, behoudens artikel 8 van die Grondwet van die Nasionale State, 1971 (Wet No 21 van 1971), aan die gesamentlike owerheid gedoen word uit die Inkomstefonds vir KwaZulu. 15
- (c) enige fondse wat kragtens artikel 7 (3) aan die gesamentlike owerheid toegeewys word, 15
- (d) rente wat uit beleggings ingevolge subartikel (4) verdien word, en 15
- (e) enige ander gelde wat die gesamentlike owerheid toeval na aanleiding van die verrigting van sy werksaamhede of wat in die proklamasie vermeld word. 20
- en waartoe alle uitgawes deur die gesamentlike owerheid by die uitoefening van sy bevoegdhede of die verrigting van sy pligte of ander werksaamhede aangegaan bestry moet word 25

(2) Die gesamentlike owerheid—

- (a) moet in elke boekjaar 'n staat van sy getramde inkomste en uitgawes ten opsigte van die daaropvolgende boekjaar in die formaat en op die wyse in die proklamasie voorgeskryf, opstel en aan die Administrateur en 30 die Hooftminister voorle, en
- (b) kan van tyd tot tyd, hetsy voor die aanvang van of gedurende 'n boekjaar, 'n staat van getramde inkomste en uitgawes vir daardie boekjaar ingevolge paragraaf (a) opgestel, wysig, en moet die gewysigde staat aan 35 die Administrateur en die Hooftminister voorle
- (3) Geen geld word uit die gesamentlike inkomstefonds onttrek nie behalwe op gesag van 'n besluit van die gesamentlike owerheid en ooreenkomstig 'n staat van uitgawes wat in die Parlement en die Wegewende Vergadering van KwaZulu ter Tafel 40 gele is. Met dien verstande dat hierdie subartikel nie die gesamentlike owerheid belei om fondse bedoel in subartikel (1) (c) aan te wend vir die doel waarvoor daardie fondse voor die toewysing daarvan aan die gesamentlike owerheid bewilling is nie
- (4) Geld in die gesamentlike inkomstefonds wat nie vir onmiddellike gebruik of as 'n redelike bedryfsaldo nodig is nie, moet gele word ooreenkomstig die Wet op die Openbare Beleggings-Kommissarisse, 1984 (Wet No 45 van 1984), en die Wet op die Korporasie vir Openbare Deposito's, 1984 (Wet No 46 van 1984), asof daardie Wette op die geld in die gesamentlike inkomstefonds van toepassing is
- (5) 'n Saldo in die gesamentlike inkomstefonds aan die einde van 'n boekjaar word na die volgende boekjaar oorgedra

Rekenpligtheid ten aansien van gesamentlike inkomstefonds

10. (1) Die hoof- uitvoerende beampte van die gesamentlike owerheid, of iemand wat in daardie hoedanigheid waarneem, is 55 die rekenpligtige beampte ten aansien van die gesamentlike inkomstefonds, en is as sodanig belias met die verantwoording van al die geld wat in die gesamentlike inkomstefonds gestort en van al die geld wat daaruit betaal word

(2) Die rekenpligtige beampte moet in een van die amptelike tale van die Republiek die rekeningkundige aantekeninge en ander aantekeninge hou wat nodig is om die transaksies ten opsigte van, en die finansiële stand van sake in, die gesamentlike inkomstefonds te verduidelik

(3) Die bepalinge van die Skatks- en Ouditwet, 1975 (Wet No 66 van 1975), en die regulasies en voorskrifte daartrekkende uitgevaardig is *mutatis mutandis* ten opsigte van die gesament-

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to in subsection (1) (a) (b) or (d) but such a delegation shall not prevent the exercise of the relevant power by the joint authority itself

9 (1) A proclamation referred to in section 2 (4) shall provide 5 for the establishment of a joint revenue fund for the joint authority, into which shall be paid—

- (a) any contribution which, subject to section 81 (2) of the Republic of South Africa Constitution Act, 1983 (Act No 110 of 1983), is made from the State Revenue Fund to the joint authority as a charge to the Account for Provincial Services Natal, 10
- (b) any contribution which, subject to section 8 of the National States Constitution Act, 1971 (Act No 21 of 1971) is made from the Revenue Fund for KwaZulu to the joint authority, 15
- (c) any funds allocated to the joint authority under section 7 (3), 15
- (d) interest earned on any investments in terms of subsection (4), and 20
- (e) any other moneys accruing to the joint authority in consequence of the performance of its functions or which may be mentioned in such proclamation, and from which shall be defrayed all expenditure incurred by the joint authority in the exercise of its powers or the performance 25 of its duties or other functions

(2) The joint authority—

- (a) shall in each financial year draw up, in the format and in the manner prescribed in such proclamation, and submit to the Administrator and the Chief Minister, a statement of its estimated revenue and expenditure in respect of the next succeeding financial year, and may from time to time, either before the commencement of or during a financial year, amend the statement of its estimated revenue and expenditure for that financial year drawn up in terms of paragraph (a), and shall submit such amended statement to the Administrator and the Chief Minister 30
- (b) No moneys shall be withdrawn from the joint revenue fund save under the authority of a resolution of the joint authority and in accordance with a statement of expenditure tabled in Parliament and the KwaZulu Legislative Assembly. Provided that this subsection shall not prevent the joint authority from applying funds referred to in subsection (1) (c) for the purpose for which such funds were appropriated before the allocation thereof to the joint authority 35
- (4) Moneys in the joint revenue fund which are not required for immediate use or as a reasonable working balance, shall be invested in accordance with the Public Investment Commissioners Act, 1984 (Act No 45 of 1984), and the Corporation for Public Deposits Act, 1984 (Act No 46 of 1984), as if those Acts were applicable to the moneys in the joint revenue fund 40
- (5) Any balance in the joint revenue fund at the end of any financial year shall be carried forward to the ensuing financial year 45

10 (1) The chief executive officer of the joint authority, or any person acting in that capacity, shall be the accounting officer with respect to the joint revenue fund, and shall as such be charged with the responsibility of accounting for all the moneys paid into the joint revenue fund and for all the moneys paid out of the fund 55

(2) The accounting officer shall keep in one of the official languages of the Republic such accounting records and other records as are necessary to reflect the transactions in respect of, and the financial state of affairs in, the joint revenue fund 60

(3) The provisions of the Exchequer and Audit Act, 1975 (Act No 66 of 1975), and the regulations and instructions issued thereunder shall apply *mutatis mutandis* in respect of the joint 65

Accountability with respect to joint revenue account

WET OP DIE GESAMENTLIKE UITVOERENDE OEWERHEID VIR
KWAZULU EN NATAL 1986

like inkomstefonds van toepassing behalwe vir sover hulle met 'n bepaling van hierdie Wet of 'n proklamasie kragtens artikel 2 (4) onbestaanbaar is of deur bedoelde proklamasie uitgesluit word

11 (1) Die rekeningkundige aantekeninge bedoel in artikel 10 word deur die Oudtreur-generaal geouditeer

(2) Ondanks andersluidende bepalings van enige wet doen die Oudtreur-generaal verslag oor sy oudit aan—

(a) die gesamentlike owerheid,

(b) die Hoofminister, wat die verslag in die Wetgewende Vergadering van KwaZulu ter Tafel moet laat lê binne 10 21 dae na ontvangs daarvan indien die Wetgewende Vergadering dan in gewone sessie is of, indien die Wetgewende Vergadering nie dan in gewone sessie is nie, binne 21 dae na die aanvang van sy eersvolgende gewone sessie, en

(c) die Administrateur, wat die verslag binne sewe dae moet deurstuur aan die Minister van Staatkundige Ontwikkeling en Beplanning, wat dit in die Parlement ter Tafel moet lê binne 14 dae na ontvangs daarvan indien die Parlement dan in gewone sessie is of, indien die 20 Parlement nie dan in gewone sessie is nie, binne 14 dae na die aanvang van sy eersvolgende gewone sessie

12 Die Wet op Staatsaanspreeklikheid, 1957 (Wet No 20 van 1957), is *mutatis mutandis* ten opsigte van die gesamentlike owerheid van toepassing, en by sodanige toepassing word 'n verwysing in daardie Wet na—

(a) 'n Minister van 'n departement uitgelê as 'n verwysing na die voorsitter van die gesamentlike owerheid, en

(b) die Gekonsolideerde Inkomstefonds uitgelê as 'n verwysing na die gesamentlike inkomstefonds

13 (1) Geen lid van die gesamentlike owerheid of persoon bedoel in artikel 8 mag vertroulike inligting openbaar wat hy by die verrigting van sy werksaamhede verkry het nie behalwe—

(a) in die mate waarin dit vir die behoorlike uitvoering van 'n bepaling van hierdie Wet, die proklamasie bedoel in artikel 2 (4) of 'n wet of bepaling bedoel in artikel 7 nodig mag wees, of

(b) met die toestemming van die gesamentlike owerheid

14 (1) Geen bepaling van hierdie Wet word uitgelê nie as sou dit die opdra aan die gesamentlike owerheid magtig van 'n bevoegdheid, pleg of werksaamheid wat—

(a) betrekking het op 'n aangeleentheid bedoel in artikel 14 van die Grondwet van die Republiek van Suid-Afrika, 1983 (Wet No 110 van 1983), of

(b) die uitvaardiging van proklamasies, regulasies, reëls of 50 ander wetgewende handelinge veroorloof

15. Hierdie Wet heet die Wet op die Gesamentlike Uitvoerende Owerheid vir KwaZulu en Natal, 1986

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revenue fund save to the extent to which they are inconsistent with a provision of this Act or a proclamation under section 2 (4) or are excluded by the said proclamation

11 (1) The accounting records referred to in section 10 shall Audung 5 be audited by the Auditor-General

(2) Notwithstanding anything to the contrary in any law contained, the Auditor-General shall report on his audit to—

(a) the joint authority,

(b) the Chief Minister, who shall cause the report to be tabled in the KwaZulu Legislative Assembly within 21 days after receipt thereof if the Assembly is then in ordinary session or, if the Assembly is not then in ordinary session, within 21 days after the commencement of its next ensuing ordinary session, and

(c) to the Administrator, who shall within seven days transmit the report to the Minister of Constitutional Development and Planning, who shall table it in Parliament within 14 days after receipt thereof if Parliament is then in ordinary session or if Parliament is not then in ordinary session, within 14 days after the commencement of its next ensuing ordinary session

12 The State Liability Act, 1957 (Act No 20 of 1957), shall *mutatis mutandis* apply in respect of the joint authority, and in such application any reference in that Act to—

(a) a Minister of a department shall be construed as a reference to the chairman of the joint authority, and

(b) the Consolidated Revenue Fund shall be construed as a reference to the joint revenue fund

13 (1) No member of the joint authority or person referred to in section 8 shall disclose confidential information obtained by him in carrying out his functions, except—

(a) to the extent to which it may be necessary for the proper administration of a provision of this Act, the proclamation referred to in section 2 (4) or a law or provision referred to in section 7, or

(b) with the consent of the joint authority

(2) Any person who contravenes a provision of subsection (1) shall be guilty of an offence and on conviction be liable to a fine not exceeding R2 000 or to imprisonment for a period not exceeding 12 months or to both that fine and that imprisonment

14 (1) No provision of this Act shall be construed as authorizing the assignment to the joint authority of any power, duty or function—

(a) relating to a matter referred to in section 14 of the Republic of South Africa Constitution Act, 1983 (Act No 110 of 1983), or

(b) permitting the issuing of proclamations, regulations, rules or other legislative acts

(2) This Act shall apply notwithstanding the National States Constitution Act, 1971 (Act No 21 of 1971)

15 This Act shall be called the Joint Executive Authority for KwaZulu and Natal Act, 1986

NATAL City 264
councillor
faces
19/1/68

inquiry

Municipal Reporter

A ONE-MAN commission of inquiry is to investigate allegations of town planning irregularities against Durban councillor and Management Committee vice-chairman Mr Don Smith.

The commission, appointed by Natal's Executive Committee, was announced yesterday by the chairman of Exco's sub-committee on local government matters, Mr Peter Miller.

Retired judge the Hon Mr D G Fannin will report on the alleged contravention of the Durban Extended Powers Consolidation Ordinance.

The decision to appoint a commission of inquiry follows a report received by the Administrator, Mr Radclyffe Cadman.

Mr Smith said yesterday: 'All I'm prepared to say is that I deny the allegations and, the matter being sub judice, anything else I have to say will be said to the commission.'

80 WEA 111

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Tongaat to strive for removal of race law

Mercury Reporter

SOUTH Africa's only racially-mixed local authority, the Tongaat Town Board, yesterday unanimously resolved to work towards the removal of the Group Areas Act

However, Town Clerk Victor Parkhouse told the Mercury last night that the board would still abide by the Group Areas Act but would seize every opportunity to bring to fruition its ultimate goal

As a start we've asked the Government to open our central business district to all race groups and we understand that the request is being favourably considered

'It is just a matter of the Government issuing a proclamation opening the CBD for trading to all race groups,' he said

Statute Book

He said it was not within the power of the board to open its residential areas to all races while the Group Areas Act was still in force

'The Group Areas Act is the law of the Government and not the law of the Town Board. As long as it is in the Statute Book we are bound by it,' he added

The motion calling for the scrapping of the Group Areas Act was moved by board member Mr Manoj Singh

Tongaat hotelier Mr Geoff Pullan was elected new chairman of the board with Mr Hassim Arbee as deputy chairman.

Tongaat is the only local authority in South Africa to have representatives of the white, Indian and black communities sitting as equals around the horseshoe with full voting rights

The non-racial board has been in existence since 1946

FIN MAIL 5/9/86
KLIP RIVER BY-ELECTION (264)

Testing the Right

The by-election in Northern Natal's Klip River constituency on September 17 will give an idea of just how pervasive the conservative backlash is against government's reforms.

As things stand, Klip River looks like a fairly safe National Party (NP) seat. The Nationalist MP in possession, Val Volker, won the seat by a comfortable 4 000-vote margin over his Herstigte Nasionale Party (HNP) rival in 1981. The by-election comes as a result of Volker's appointment to the

new Natal Provincial Executive Committee. What makes the coming tussle at Klip River interesting is that the three other main parties have withdrawn from the race, making it a straight fight between the NP and the HNP. The HNP candidate, Chris Wolmarans, has the official backing of Andries Treurnicht's Conservative Party (CP).

Moreover, the NP's first choice as candidate — sitting MPC Thys Wessels who led the NP in the old provincial council — died a few weeks ago, forcing the NP to nominate a relative newcomer, Jacko Maree, in his place. Maree is an attorney and former Ladysmith mayor.

Without the persuasive personality of the late Wessels battling for the ruling party, observers say government's reform package is likely to be the main election issue in what is acknowledged as Natal's most conservative region.

Signs of the ferocity with which the HNP-CP partnership is approaching the election were evident at the CP's local branch annual meeting recently. Speakers, who included Treurnicht, made extravagant claims of the depth of "conservative" support in the region.

There has again been talk of closer, formal unity between the far rightwing parties, although this goal has so far proved elusive, except on an ad hoc basis to contest specific by-elections.

Certainly, the NP appears to be taking the

threat from the combined rightwing grouping seriously. NP provincial secretary and MP, Renier Schoeman, believes there is no room for complacency. He says in times of rapid political change and difficult economic circumstances, there is "always a danger that voters will act unpredictably by registering a protest vote or simply by staying away." NP strategy, says Schoeman, will be to get the message of government's reform package across "specifically and strongly, to reach voters and penetrate their consciousness."

Generally, the feeling is that the NP is in a good position to retain the seat. Political insiders say that if the CP believed there was a real possibility of victory, they and not the HNP would have fielded a candidate. Thus the chances of the HNP adding another MP to the lone voice of Louis Stofberg in parliament at this point look slim. ■

'Brake' on municipal salaries

Pietermaritzburg
Bureau

THE City Council yesterday accepted in principle that all municipal staff posts be frozen and a 'firm brake' be placed on salaries

The motion, tabled by Councillor Rob Haswell, was referred to the Management and Finance Committee for a policy to be formulated 'within the framework of the motion'

Mr Haswell said he believed this would be a meaningful way in which to show that the council was doing its 'level best' to curb increases and the council owed it to the city's ratepayers

Mr Haswell said in his notice of motion that there was widespread concern over the high cost of municipal services in the city

'But there appears to be little hope of even maintaining, let alone reducing, our water, electricity, sewerage and refuse charges'

The motion was carried by eight votes to three

Great response to Bill of Rights

Group seeks support for Indaba proposals

Business Day Reporter

MOVES to garner support for the proposals of the KwaZulu-Natal indaba among all communities in the two regions are under way.

A group calling itself the Indaba Support Group has been launched under the chairmanship of Dirk Kemp, who has served as an adviser to the SA Sugar Association delegation at the Indaba.

Kemp said yesterday the group believed a referendum would be held in the regions to test the Indaba's proposals.

He said: "We want to make sure the public is fully aware of what is being proposed in order to get as much support as possible."

The aim of the support group was to increase awareness of what the Indaba was doing and to contribute towards an understanding of decisions reached.

At this stage, the group was focusing its efforts on the KwaZulu-Natal proposed Bill of Rights, which was released recently.

Kemp said reponse to the Bill of Rights had been overwhelming.

Already 42 000 copies of the English version, 15 000 copies of the Afrikaans version and 10 000 copies of the Zulu version had been requested for distribution to groups and individuals in the two regions.

About 1 000 signed responses to the Bill of Rights had been received, of which more than 950 had been positive.

Kemp said the support group consisted of about 50 people of all races representing a spectrum of political opinion and groups with strong representation from the business community.

The group had committees in Durban, Maritzburg, Zululand, the north and south coasts.

It was already holding low-key meetings at which the concept of the Bill of Rights — which sought, among other things, to guarantee equal protection of the law without regard to race and to enshrine the right to own and occupy property anywhere — was coming under discussion.

Kemp said it was hoped at a later stage that businesses would allow the group to explain the implications of the proposals to employees

At the moment, the group was funded by donations from individual businessmen and Indaba supporters, but Kemp has not ruled out the possibility of it seeking support from major corporations in the future.

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Good response to indaba — Haslam

2/11/8

DURBAN — A former Exco member and one of the initiators of the Natal/KwaZulu indaba, Mr Ray Haslam, said the overwhelming response was gratifying as it was an indication of the esteem in which the public held the work of the indaba.

"Of course a lot of the requests came from huge organisations such as the various chambers of industry and commerce. But it certainly does show that the public is interested in what we are trying to achieve.

"This is gratifying, as to just reach consensus with the 36 indaba members was an immense

task"

The manifesto circulated by the indaba office in Durban is a basic outline of the 15 principles proposed by the indaba committee. Many of the principles are in direct conflict with the current laws such as the Group Areas Act, as the bill of rights clearly states that anyone has the right to own and occupy property anywhere in the province.

In the words of the manifesto, the bill of rights will guarantee everyone equal protection of the law regardless of race or colour — Sapa

ALL ADULTS WILL HAVE VOTE

Indaba's dramatic proposals

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13/9/86

By Stuart Flitton
Political Reporter

DRAMATIC proposals for a new KwaZulu and Natal second-tier government involving universal adult suffrage are being considered by the Indaba.

The proposals envisage proportional representation in a non-racial legislature headed by a prime minister with a 10-person cabinet.

According to Indaba sources the proposals have been drafted by the constitution committee and are being discussed at the Indaba sessions attended by delegates of 37 political, business, trade union and cultural groups.

It is not clear to what extent the concept has been accepted by the Indaba, but a spokesman for the

Indaba said yesterday that the final proposals were expected to be released within the next couple of months.

The Indaba has been sitting for about five months.

Complex system

A major feature of the latest plan is that to safeguard minority rights and avoid a winner-takes-all situation, proportional representation and the single transferable vote system (STV) be adopted in all elections.

The complex STV system is used in Durban City Council elections of the mayor, deputy mayor and committee members and chairmen.

The Indaba's constitution committee has proposed that there be a 100-150 seat legislature.

Although the members would be elected on a

non-racial basis, with universal adult suffrage, whites, Indians and coloureds would be guaranteed 20%, 20% and 5% of the seats respectively.

If extra members of the provincial legislature (MPLs) were needed to make up the various percentages, the white, Indian and coloured members would divide themselves into three electoral colleges and elect the necessary extra MPLs.

It is also suggested that the leader of the majority party in the legislature becomes prime minister, who would appoint five ministers, with another five elected by the legislature.

Cultural rights

If there is no majority party the prime minister and all 10 ministers would be elected by the legislature.

A titular governor would be appointed by the State President on the advice of the provincial legislature.

The governor would be responsible for promulgating all legislation passed by the legislature.

Cultural councils, made up of members of well-defined cultural groups, would be responsible for the protection, maintenance and promotion of major cultural rights.

The councils would receive copies of all draft legislation and be consulted about provincial government actions which might affect the rights of the groups which they represent.

Cadman call on new deal

Pietermaritzburg Bureau

The Administrator of Natal, Mr Radclyffe Cadman, said at the weekend that the newly-reached agreement for co-operation on an executive level between Natal and KwaZulu had come about because sensible men of goodwill on both sides had seen the need for co-operation and had thrashed out a structure within which it could take place.

Mr Cadman was speaking at the opening of the Noodsberg Agricultural and Trade Fair on Saturday.

Co-operation

He said that in terms of the agreement, which had been passed by Parliament but was still to be approved by the State President, KwaZulu Cabinet ministers and Natal's Executive Committee would meet 'from time to time' to make joint decisions on the basis of consensus on matters of

common interest.

Mr Cadman said that through co-operation, neither KwaZulu nor Natal would lose its position of legitimacy or authority.

'We believe we can work together as a joint executive body to bring about better co-operation, which will mean a better service to the public, and probably a cheaper service as far as the taxpayer is concerned'

'Pioneered'

He said a clause in the new Provincial Government Act 1986 permitted 'a similar arrangement between the other provincial administrations and the black regional governments in their provinces to be negotiated, and a joint executive authority to be set up should the various regional governments see the need therefore. And so in this regard one can say with some truth that here in Natal there has been pioneered a new form of inter-racial co-operation for South Africa'

'Now that this inter-governmental agreement which I have described has reached fruition in the sense that the necessary legislation has been passed to bring it into being, and as soon as the assent is issued, we shall set about putting it into effect'

Consensus

'I wish to emphasise that what I have described is a joint arrangement between two existing administrations for co-operation at the executive level. It does not replace the Natal Provincial Administration or the KwaZulu Government'

Mr Cadman said the Natal/KwaZulu Indaba was different to the joint executive authority he had described.

'Whether that body is able to achieve consensus on the structure of a new legislature representative of all races in Natal is something for the future, and it will no doubt take some time in its deliberations'

'Whether or not the Indaba is successful in its aims, and I wish it every success, the joint executive authority can and will go ahead'

Surpluses

Mr Cadman said if in spite of the reform that was taking place the world imposed sanctions on this country, 'we must try to take advantage of that situation'. He urged farmers to look to ways and means of using surpluses in South Africa.

He said he believed consideration should be given to the conversion of surplus products into other products of which South Africa was in need. 'So far as sugar is concerned, there are a number of uses to which it can be put'

Mr Cadman said this would not only have the effect of making the country more self-sufficient and immune to the effects of sanctions, but would provide employment for thousands

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NMA did not reject Indaba's Bill of Rights

Mercury Reporter

THE Natal Municipal Association (NMA) did not reject the Indaba's proposed Bill of Rights out of hand but merely postponed considering it for acceptance, says Dr Anneline Rabie, secretary of the NMA

Dr Rabie said yesterday 'The concept of a Bill of Rights has never been shot down. The main problem was that it's not had enough time to be studied in toto'

'She criticised Press reports late last week which claimed the Indaba had 'suffered a major setback' as a result of the NMA's 'rejection' of the Bill

Thursday's NMA congress had accepted the principle of a Bill of Rights but had not accepted the Bill 'as proposed by the Indaba'

She felt delegates also needed to canvass their councils and voters on the matter. The NMA had called for comment on the Bill of Rights 'clause by clause' and would raise the issue again at a congress in November

Indaba chairman Prof Desmond Clarence said it was 'a complete distortion' to say the NMA's decision had been a 'major setback'

'As the Bill of Rights stood, 14 delegates (of about 100) accepted it. The fact that the others did not, didn't mean they threw it out in its entirety

He said he had spoken to the six NMA representatives to the Indaba and each had said that Press reports did not give 'the true picture' of what had happened at the NMA congress

Indaba's final proposals ready soon

Dual thrust to boost plan for kwaZulu/Natal

DURBAN — Final proposals for the kwaZulu/Natal Indaba were expected to be released within a couple of months, Indaba chairman Professor Desmond Clarence confirmed yesterday. He said the Indaba delegates were making extremely good progress and were close to reaching consensus. "We are not quite there yet. But since the Bill of Rights was issued in July we have examined more than five models for a constitution which fits in with the Bill." Professor Clarence said, however, that while it was a matter of urgency to get the proposals out as soon as possible, it was important that no decision be taken too quickly. "We must ensure that nothing is glossed over, so that the Government is presented with a good document which satisfies the aspirations and apprehensions of all the people of Natal and kwaZulu."

FINER DETAILS

He said they were currently working on the finer details of proposals which they believed people would be prepared to accept, coupled with a solution sufficiently detailed to ensure no group was dominated by another. The mandate they would present to the Government would be to offer a constitution and single legislature. As far as the Bill of Rights was concerned, it was important that it be read in conjunction with the final Indaba proposals. "What particularly surprises me is the number of people outside Natal and kwaZulu who have shown interest, sent messages of support or offered assistance and indicated that this could set a pattern for other areas. To date there have been more than 110 000 requests for copies of the Bill of Rights and requests are streaming in at the rate of 50 a day."

CAPE TOWN — A two-pronged campaign, including the formation of a broadly based pressure group, has been launched to swing the public behind the kwaZulu/Natal Indaba.

Political Staff

Interested people under the chairmanship of businessman Mr Dirk Kemp have formed the Indaba Support Group as a grouping across party and colour lines to seek public support in the region. The support group would be used as the organising movement in the event of a referendum on Indaba recommendations for a single legislature for kwaZulu and Natal. Mr Kemp also revealed that a public opinion poll may be carried out soon to test support for the Indaba-negotiated Bill of Rights.

The group is establishing committees in all parts of the region. In another development, the Indaba Image Committee, under the chairmanship of industrialist Mr Chris Saunders, has appointed a consortium to assist in a campaign to publicise the workings of the Indaba. The consortium consists of a publication relations company, Link Up, and

advertising agency James Brown and Associates.

Mr Kemp, who is an alternate member of the image committee, said in an interview yesterday that although he was linked to the Indaba, the support group was not part of the conference. He said "A few people got together and decided to form a group to get public support for the Indaba." He said that Minister of Constitutional Development Mr Chris Heunis had said any Indaba recommendations had to be tested at a referendum. By forming the support group, a base now existed which could be used to build up favourable public opinion. He said the group was not a fledgling political party but wanted to appeal to all people — whatever their party affiliations — who supported the Indaba.

Using names of people who had responded to the Indaba Bill of Rights questionnaire, the group was establishing committees throughout the region. Mr Kemp added "There is an enormous amount of goodwill that must be harnessed. People are coming forward spontaneously. We want to get overwhelming approval from the people of kwaZulu and Natal for the Indaba."

N/M 18/9/86
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Errant readers won't be left in the dark

Pietermaritzburg
Bureau

AN AGREEMENT between the Pietermaritzburg City Treasury and the Natal Society Library to include fines for overdue library books on residents' electricity bills is to be scrapped immediately following a decision by the Management and Finance Committee yesterday.

City Treasurer Peter Cox yesterday confirmed that no action would be taken against readers who had faced the prospect of being left in the dark if they did not pay up.

However, he warned that other means would be investigated to put a stop to the continuing loss of library books.

This cost is met partly by the City Council which gives an annual grant to the Natal Society Library.

Mr Derek Wicks, deputy Town Clerk, said the Treasury Department had thought they would help out the chief librarian but in fact the Finance Committee had found they were not entitled to include library fines with the electricity bills.

The library, although housed in a municipal building, was an autonomous body, he said.

There was an outcry earlier this month when residents who had failed to return books or pay fines received the 'account' in conjunction with their electricity and water bills.

BUS DAY 19/9/86

BUS DAY 19/9/86 (264)

A PARTY of KwaZulu/Natal Indaba delegates and advisers has arrived in Namibia for a four-day tour.

An Indaba spokesman said in Windhoek yesterday the visit by 72 people headed by Indaba chairman Professor Desmond Clarence was intended to give them as much information as possible relevant to the drafting of a proposed constitution and single second-tier legislature for Natal and KwaZulu.

He said: "The tour will enable delegates to meet a wide range of people representing all walks of life in various parts of Namibia."

He said the Indaba's Bill of Rights had received overwhelm-

Indaba on visit to Namibia

Own Correspondent

ing support from South Africans

The Bill gave an idea of the direction which the talks were taking, but should be read in conjunction with the final Indaba proposals.

Clarence said the Indaba had examined more than five models for a constitution which fitted in

with the Bill. He said "The opinions are converging to consensus, although we are not quite there yet."

It was expected government would see sense in proposals which provided a means for peace, prosperity and stability in SA.

Clarence said "We must ensure nothing is glossed over, so government is presented with a good document, which satisfies the aspirations of all the people of Natal and KwaZulu."

Today, the delegates will be welcomed by Dirk Mudge, DTA Cabinet member of the government of national unity and Minister of Finance and Governmental Affairs.

FUN MAIL 19/9/14

NATAL/KWAZULU

The Thukela option

Abundant water, massive labour potential and the Thukela (Tugela) basin's strategic situation between the Witwatersrand and the sea are increasingly attracting industrial-

ists' attention

Blessed with enough water to supply "six Johannesburgs, six Cape Towns, four Pretorias and four Durban" and still have enough at the Thukela mouth to support a metropolis the size of greater London," the under-utilised 29 000 km² basin is a logical candidate for the industrial development overflow from the PWV area.

Taking the initiative, the KwaZulu government and Natal Regional Planning Commission have launched an aggressive campaign to boost the region's appeal for local and foreign investors. To date, more than 20 foreign industrialists have invested about R25m in KwaZulu.

"We advocate development of this region not only because it is vitally necessary to improve the quality of life of our people, but

because it is economically and geographically well positioned to accommodate future industrial development in SA on a gigantic scale," says KwaZulu Chief Minister, Mangosuthu Buthelezi.

Recently, Water Affairs Minister, Greyling Wentzel, told a water symposium SA was building up a "water debt" and that the PWV area could not indefinitely rely on Natal water. He also added that the Lesotho scheme could again become subject to economic and other sanctions.

As he says "It's vital that we come up with new strategies."

Apart from water resources — once storage dams are built water from all the major tributaries can be redirected by gravitational flow to the upper part of the basin — the region lies astride the country's major rail

and road arteries from the PWV to the coast. It also offers a growing industrial infrastructure and it has a 5 200 MW hydro-electric power potential.

"This region can reach self-sustained growth on a scale that could rival the Witwatersrand in a comparatively short time," says Buthelezi.

As part of the new focus, Buthelezi's government recently tabled a White Paper calling on the South African government to establish a free port in the region.

Leaving aside whether Durban or Richards Bay is the best candidate, a free port or an export processing zone would clearly boost the economic potential of the region.

Waiving customs and excise duties in Hong Kong created "intense manufacturing, commercial and export activity," says the

White Paper

Meanwhile, the Natal/KwaZulu Joint Planning Committee's investigation into the establishment of a deconcentration point near Stanger, some 35 km north of Durban, is also well advanced. The development is planned along lines similar to Cape Town's successful Atlantis township.

"We now wait on central government, but hope for the green light soon," says KwaZulu Finance and Investment Corporation

(KFC) executive director, Marius Spies. A new residential township for 300 000 inhabitants forms part of provisional planning.

Substantial decentralisation benefits offered at the Thukela basin industrial growth points of Isithebe (100 km north of Durban), Ezakheni (near Ladysmith) and Madadeni (near Newcastle) have already attracted considerable investment. To date, 183 factories have been established at these locations.

The KFC, controlling assets of R477m, has mobilised R733m in new capital in KwaZulu since 1979, of which R236m is attributable to the private sector.

"Total industrial investment in KwaZulu now approaches R550m, of which 57% has been financed by the private sector," says Buthelezi. "Almost 30 000 jobs have been created in the formal industrial sector, with at least double that number in supporting service industries."

Indaba proposals 'could become law by next year'

24/9/86

By Claire Robertson

Proposals of the Natal-kwaZulu Indaba could become law as early as the middle of next year, Institute of Race Relations director Mr John Kane-Berman said yesterday

Final proposals should be completed by the end of this year and he was "cautiously optimistic" about Government response, he said

Addressing a Jewish National Fund meeting at the Temple David in Morningside last night, Mr Kane-Berman added there was "nothing of any substance in our Bill of Rights the African National Congress would find difficult to accept"

He said "The ANC would find it difficult to oppose the indaba. It would run the risk of alienating black support in Natal"

Mr Kane-Berman outlined major points of agreement

- That Natal should remain part of South Africa
- There should be the maximum devolution of power.
- There should be no discrimination
- The adoption of a Bill of Rights

A fourth point still under discussion was that there should be universal adult suffrage from the age of 18.

STANDING COMMITTEES

If proposals became law, Natal would have a ceremonial head (a governor), a prime minister and a cabinet, though these titles were not final. It would also have a system of standing committees

In proving to blacks the material benefits of liberation and to whites that living under majority government did not mean they "would be driven off the beaches", the Natal model would gain acceptance throughout South Africa, Mr Kane-Berman said

He added "If the Government rebuffs this, I can only quote Olive Schreiner, who said if South Africa did not succeed in reconciling black and white, she would prefer to draw a dark veil over the future"

KWA-NATAL INDABA

264
FIN MAIL 26/9/86

Universal suffrage mooted

After successfully marketing its Bill of Rights, the KwaZulu-Natal Indaba is about to recommend a one-man, one-vote constitution for the province

As the constitutional debate deepens, the Indaba appears finally to have accepted that any constitution that does not adequately reflect the fact that 90% of the region's population is black will be less than equitable — if not unworkable

Those responsible for issuing progress reports on the Indaba's deliberations have been understandably circumspect, since the initiative is by definition an exercise in compromise

A final constitutional package has not yet been drawn up by the Indaba. However, its constitutional committee is working on a single model which will provide for "protection of minorities within the framework of a universal franchise"

"I suppose," ventured one participant reluctantly, "you could say we are working on a proposal which, in essence, would amount to majority rule"

No special insight is needed to recognise that behind Indaba representatives' circumspection is the knowledge that they will ultimately have to sell the concept to the electorate — which happens to include Klip River, where the far-right Herstigte Nasionale Party (HNP) last week increased its share of the vote against the majority National Party (NP) in a hard-fought by-election. Yet, some close to the Indaba believe, that after Klip River, the rightwing has effectively been licked.

Sadly, government, which will eventually have to sanction any proposals put forward by the Indaba, also seems a long way from countenancing any recommendations that would diverge from its narrow vision of "healthy" power sharing (FM September 19). However, Stoffel Botha, the NP's Natal leader, appeared almost encouraging recently when he said government would look seriously at the Indaba's proposals for a new legislature

It is no small achievement for the Indaba to have arrived where it has — embracing a wide spectrum of political interest groups from Left to Right among its 35 or more representative delegates and observers.

They have considered a number of different constitutional models, and variants thereof, including, notably, a bicameral structure, before they narrowed it down to the current proposals

"Once whites had made peace with the fact that they were in fact a minority and could not expect to hold sway over the majority indefinitely, the rest was relatively easy,"

said a senior delegate who is unwilling to be identified at this stage

Broadly, the proposals now taking shape envisage a legislature comprising 100-150 seats, elected nonracially on the basis of universal adult suffrage, with guaranteed minimum representation for whites, Indians and coloureds on a 20%, 20%, and 5% basis respectively

Top of the pyramid would be an 11-member cabinet headed by a "prime minister" who would be a member of the majority party (probably Inkatha's Mangosuthu Buthelezi). A "governor" appointed by the State President on the advice of the legislature would promulgate all legislation passed

Special cultural councils could well be appointed for the protection, maintenance and promotion of cultural rights

Initially, over-representation and the single transferable vote system would serve to protect minorities and avoid a winner-takes-all situation

Though a final constitution blueprint has yet to be accepted by the Indaba, those who have seen its proposals say there is much to commend them

However, as academic Lawrence Schlemmer put it, the question is whether government, which seems incapable of sponsoring dialogue on a national constitution, can at least facilitate constitution-building at the regional level. That reservation aside, the Indaba now looks like the only political show in town. ■

FIN MAIL 26/9/86

AFRICAN NATIONAL CONGRESS

Diplomatic coup

Bit by bit the African National Congress (ANC) is getting where it wants to be — recognised as central to a solution in SA by the big powers of the West. The weekend meetings between ANC leader Oliver Tambo and British Foreign Secretary Sir Geoffrey Howe and with US Assistant Secretary of State Chester Crocker were two more steps towards that goal

The two hours Tambo spent with Crocker — after seeing Howe — were requested by the US as political preparation for a meeting between the ANC and Secretary of State George Shultz during his southern African tour next month. US officials in London were not saying anything and the ANC was being properly discreet. But the mood at its Islington headquarters was one of considerable satisfaction. The meeting paralleled that in July when Howe's junior at the Foreign Office, Lynda Chalker, became the

first British minister to talk to the ANC

Nor did disagreement over the means to the end of apartheid sour the encounter between Tambo and Howe at the Foreign Secretary's stately official residence tucked under the North Downs of Kent. Having made his point about "appeasement" in refusing to see Howe during the abortive European Economic Community (EEC) mission to southern Africa, Tambo was willing to improve relations



Shultz

Tambo

Neither had anything new to say, Howe repeating the familiar cadences — Britain's unswerving opposition to apartheid and wish for rapid and peaceful change; the urging of dialogue and promise of UK and EEC help if both sides suspended violence. The ANC leader agreed on the need for a negotiated settlement, but dismissed as ineffective the EEC sanctions and other pressures in forcing the SA government to open up real dialogue with black political movements

As for the armed struggle, that was simply a response to the violence of apartheid. Tambo is also said to have responded that the ANC will not forswear violence until its legal status within SA has been restored and its leaders, including Nelson Mandela, have been freed. Yet the symbolic fact of the meetings, even if they were merely a formal statement of differences, were at this stage more important than their content

It can now be said the ANC has an open line to the Western allies and at the least, ranks pari passu with other black leaders from SA who have been accorded hearings. Howe made it clear the UK intended to maintain the dialogue by telling Tambo he hoped there would be further meetings. ■

FIN MAIL 26/9/86
REGIONAL AFFAIRS

The \$500m option

The US State Department is urging President Reagan to offer \$500m in fresh aid for SA's neighbouring states as part of the president's effort to offer an alternative to tough congressional sanctions legislation

KWA-NATAL INDABA

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FIN MAIL 26/9/86

Universal suffrage mooted

After successfully marketing its Bill of Rights, the KwaZulu-Natal Indaba is about to recommend a one-man, one-vote constitution for the province

As the constitutional debate deepens, the Indaba appears finally to have accepted that any constitution that does not adequately reflect the fact that 90% of the region's population is black will be less than equitable — if not unworkable

Those responsible for issuing progress reports on the Indaba's deliberations have been understandably circumspect, since the initiative is by definition an exercise in compromise

A final constitutional package has not yet been drawn up by the Indaba. However, its constitutional committee is working on a single model which will provide for "protection of minorities within the framework of a universal franchise"

"I suppose," ventured one participant reluctantly, "you could say we are working on a proposal which, in essence, would amount to majority rule"

No special insight is needed to recognise that behind Indaba representatives' circumspection is the knowledge that they will ultimately have to sell the concept to the electorate — which happens to include Khip River, where the far-right Herstigte Nasionale Party (HNP) last week increased its share of the vote against the majority National Party (NP) in a hard-fought by-election. Yet, some close to the Indaba believe, that after Khip River, the rightwing has effectively been licked

Sadly, government, which will eventually have to sanction any proposals put forward by the Indaba, also seems a long way from countenancing any recommendations that would diverge from its narrow vision of "healthy" power sharing (FM September 19). However, Stoffel Botha, the NP's Natal leader, appeared almost encouraging recently when he said government would look seriously at the Indaba's proposals for a new legislature.

It is no small achievement for the Indaba to have arrived where it has — embracing a wide spectrum of political interest groups from Left to Right among its 35 or more representative delegates and observers

They have considered a number of different constitutional models, and variants thereof, including, notably, a bicameral structure, before they narrowed it down to the current proposals

"Once whites had made peace with the fact that they were in fact a minority and could not expect to hold sway over the majority indefinitely, the rest was relatively easy,"

said a senior delegate who is unwilling to be identified at this stage

Broadly, the proposals now taking shape envisage a legislature comprising 100-150 seats, elected nonracially on the basis of universal adult suffrage, with guaranteed minimum representation for whites, Indians and coloureds on a 20%, 20%, and 5% basis respectively

Top of the pyramid would be an 11-member cabinet headed by a "prime minister" who would be a member of the majority party (probably Inkatha's Mangosuthu Buthelezi). A "governor" appointed by the State President on the advice of the legislature would promulgate all legislation passed

Special cultural councils could well be appointed for the protection, maintenance and promotion of cultural rights

Initially, over-representation and the single transferable vote system would serve to protect minorities and avoid a winner-takes-all situation

Though a final constitution blueprint has yet to be accepted by the Indaba, those who have seen its proposals say there is much to commend them.

However, as academic Lawrence Schlemmer put it, the question is whether government, which seems incapable of sponsoring dialogue on a national constitution, can at least facilitate constitution-building at the regional level. That reservation aside, the Indaba now looks like the only political show in town. ■

FIN MAIL 26/9/86

AFRICAN NATIONAL CONGRESS

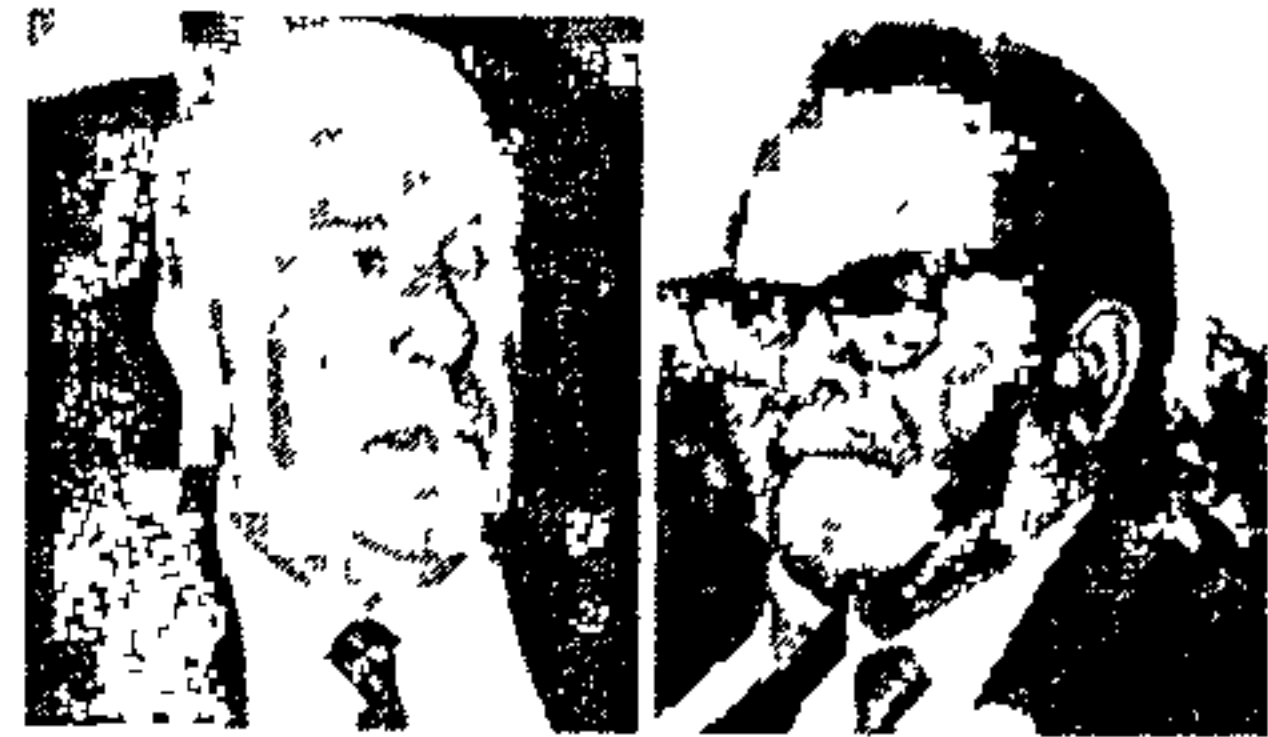
Diplomatic coup

Bit by bit the African National Congress (ANC) is getting where it wants to be — recognised as central to a solution in SA by the big powers of the West. The weekend meetings between ANC leader Oliver Tambo and British Foreign Secretary Sir Geoffrey Howe and with US Assistant Secretary of State Chester Crocker were two more steps towards that goal.

The two hours Tambo spent with Crocker — after seeing Howe — were requested by the US as political preparation for a meeting between the ANC and Secretary of State George Shultz during his southern African tour next month. US officials in London were not saying anything and the ANC was being properly discreet. But the mood at its Islington headquarters was one of considerable satisfaction. The meeting paralleled that in July when Howe's junior at the Foreign Office, Lynda Chalker, became the

first British minister to talk to the ANC

Nor did disagreement over the means to the end of apartheid sour the encounter between Tambo and Howe at the Foreign Secretary's stately official residence tucked under the North Downs of Kent. Having made his point about "appeasement" in refusing to see Howe during the abortive European Economic Community (EEC) mission to southern Africa, Tambo was willing to improve relations.



Shultz

Tambo

Neither had anything new to say, Howe repeating the familiar cadences — Britain's unswerving opposition to apartheid and wish for rapid and peaceful change; the urging of dialogue and promise of UK and EEC help if both sides suspended violence. The ANC leader agreed on the need for a negotiated settlement, but dismissed as ineffective the EEC sanctions and other pressures in forcing the SA government to open up real dialogue with black political movements

As for the armed struggle, that was simply a response to the violence of apartheid. Tambo is also said to have responded that the ANC will not forswear violence until its legal status within SA has been restored and its leaders, including Nelson Mandela, have been freed. Yet the symbolic fact of the meetings, even if they were merely a formal statement of differences, were at this stage more important than their content

It can now be said the ANC has an open line to the Western allies and at the least, ranks pari passu with other black leaders from SA who have been accorded hearings. Howe made it clear the UK intended to maintain the dialogue by telling Tambo he hoped there would be further meetings. ■

FIN MAIL 26/9/86

REGIONAL AFFAIRS

The \$500m option

The US State Department is urging President Reagan to offer \$500m in fresh aid for SA's neighbouring states as part of the president's effort to offer an alternative to tough congressional sanctions legislation

Turnhalle 'not model for Natal'

Own Correspondent

DURBAN — The Natal-kwaZulu Indaba did not see the SWA/Nambian Democratic Turnhalle Alliance as a "role model" for Natal, but was studying all types of multiracial government to get a broad-based opinion, vice-chairman Mr John Kane-Berman said yesterday.

A delegation of 72 Indaba members visited SWA/Namibia recently on a fact-finding mission and, in a joint statement, said they had been greatly encouraged by the co-operation between blacks and whites.

Indaba members did not hold official talks with the internal wing of Swapo and have been accused of giving too "warm a degree" of support to the DTA without at least partly recognising the extent of support Swapo enjoyed in the country.

Reacting to the accusations, Mr Kane-Berman said the Indaba had gone to SWA/Namibia to study the failures as well as the successes, and was "certainly not looking at the DTA as some sort of a lead".

"To say we are using the DTA as a role model is a bit ridiculous as we are looking at various kinds of constitutional options."

He said the DTA was the only form of multiracial government that the Indaba had studied at first-hand.

FINMAIL 3/10/86

KWANATAL INDABA

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Questions of cash

If power-sharing in terms of the KwaZulu-Natal Indaba implies an equitable division of resources as well, the practical cost of implementing its recommendations could be prohibitive.

This, in short, is the conclusion arrived at by the Indaba's economic committee, which has been examining the practical implications of the fusion of the region's two administrations — Natal's provincial executive and the KwaZulu government

KwaZulu spent R569m on public programmes in the 1983-1984 financial year, notes the committee's report. In addition, the central government spent an extra R503m, which included the KwaZulu government's statutory grant of R416m, on other services. Total spending in KwaZulu (minus the statutory grant) was thus R656m.

Taking the 1980 census, which estimated the number of blacks living in KwaZulu at 3 408 200, total public spending a head in KwaZulu in 1983-1984 was R192. Based on the KwaZulu budget alone, the figure was R166.

By contrast, R702m was spent by the Natal Provincial Council in white Natal over the same period. The central government also spent money in the region.

Estimating the additional revenues spent by the central government on blacks, coloureds and Indians in white Natal — arrived at by dividing total expenditure on the various race groups by the numbers resident in the province — the committee arrived at a total expenditure by both central and local government in Natal of R1m.

If a portion of government's "general expenditure" on roads, tourism, commerce, industry, defence and administration, deemed to have been spent in Natal through the year is added to this, a grand total of R9m is arrived at.

Against these projections, the committee estimated that R1 251 a (white) head was spent by the authorities in Natal — a far cry from the R192 a head in KwaZulu.

An analysis of the two administration's education budgets make the comparison even more stark.

In 1980-1981 the Natal Education Department spent R106 724 630 which, divided by the 117 085 pupils enrolled, gave a total expenditure of R912 for each pupil.

**No blacks
yet for Natal
executive**

Political Staff

CAPE TOWN. — The Government has still not appointed any blacks to the two vacant posts on the Natal Executive Committee

A Ministry of Constitutional Development spokesman said of the lengthy delay "It is still under consideration."

When Minister of Constitutional Development Mr Chris Heunis announced that the administration of black urban affairs was to given to nominated provincial executives, he said this would give blacks a say in their affairs

"kwaZulu has objected to the nominated executive system

REPUBLIC
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Government Gazette Staatskoerant

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Regulasiekoerant
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Vol. 256

PRETORIA, 17 OCTOBER 1986
OKTOBER

No. 10498

PROCLAMATION

by the

State President of the Republic of South Africa

No. R. 194, 1986

ELECTION OF MEMBERS OF THE KWAZULU LEGISLATIVE ASSEMBLY.—ELECTORAL DIVISIONS OF ENTUZUMA AND NSELENI

Under and by virtue of the powers vested in me by section 23 (1) of Proclamation R. 223 of 1976; I hereby—

- (i) (a) fix Monday, 10 November 1986, as the day on which nomination courts shall sit to receive nominations of candidates for election as members of the KwaZulu Legislative Assembly in respect of the Electoral Divisions of ENTUZUMA and NSELENI; and
- (b) determine that the nomination courts shall sit between the hours of 09h00 and 12h00 at the Town Manager of kwaMashu Entuzuma in the Inanda District for the Electoral Division of ENTUZUMA and in KwaZulu Magistrate's Office of Ngwelezana Township in the District of Lower Umfolozi for the Electoral Division of NSELENI;
- (ii) if, in accordance with the provisions of section 27 (c) of Proclamation R. 223 of 1976, a poll is to take place—
- (a) under and by virtue of the powers vested in me by section 8 (2) of the said Proclamation R. 223 of 1976 I hereby suspend the registration of citizens of KwaZulu and voters in respect of the Electoral Divisions of ENTUZUMA and NSELENI with effect from 31 October 1986; and

PROKLAMASIE

van die

Staatspresident van die Republiek van Suid-Afrika

No. R. 194, 1986

VERKIESING VAN LEDE VAN DIE KWAZULU-WETGEWENDE VERGADERING.—KIESAFDELINGS ENTUZUMA EN NSELENI

Kragtens die bevoegdheid my verleen by artikel 23 (1) van Proklamasie R. 223 van 1976, verklaar ek hierby dat—

- (i) (a) Maandag, 10 November 1986, bepaal word as die dag waarop nominasiehowe sitting sal hou om nominasies te ontvang van kandidate vir verkiesing van lede tot die KwaZulu-Wetgewende Vergadering ten opsigte van die kiesafdelings ENTUZUMA en NSELENI; en
- (b) die nominasiehowe sitting sal hou gedurende die ure 09h00 en 12h00 by die Dorpsbestuurder van kwaMashu Entuzuma in die Inanda-distrik vir die kiesafdeling ENTUZUMA en by die KwaZulu Magistraatkantoor van Ngwelezana Dorpsgebied in die distrik Laer Umfolozi vir die kiesafdeling NSELENI;
- (ii) indien 'n stemming ingevolge die bepalings van artikel 27 (c) van Proklamasie R. 223 van 1976 moet plaasvind—
- (a) ek kragtens die bevoegdheid my verleen by artikel 8 (2) van genoemde Proklamasie R. 223 van 1976, die registrasie van burgers van KwaZulu as kiesers ten opsigte van die kiesafdelings ENTUZUMA en NSELENI opskort met ingang van 31 Oktober 1986; en

(b) under and by virtue of the powers vested in me by section 23 (1) of the said Proclamation R 223 of 1976, I hereby fix the following periods during which poll shall take place for the election of a candidate as a member of the KwaZulu Legislative Assembly in respect of each of the Electoral Divisions of ENTUZUMA and NSELENI and the hours at which poll shall commence and close on each polling day.

- (i) within the aforementioned two electoral divisions on Monday 2 February 1987 and Tuesday 3 February 1987 between 07h00 and 19h00, and
- (ii) outside the areas referred to in (i), at the seats of returning officers, on 2 February 1987 during the normal office hours observed at the offices of such returning officers.

Given under my Hand and the Seal of the Republic of South Africa at Pretoria this Fourteenth day of October, One thousand Nine hundred and Eighty-six

P. W. BOTHA,
State President

By Order of the State President-in-Cabinet

J. C. HEUNIS,
Minister of the Cabinet.

(b) ek kragtens die bevoegdheid my verleen by artikel 23 (1) van genoemde Proklamasie R 223 van 1976, die volgende tydperke hierby bepaal waartydens die stemming moet plaasvind vir die verkiesing van 'n kandidaat as 'n lid van die KwaZulu- Wetgewende Vergadering ten opsigte van elk van die kiesafdelings ENTUZUMA en NSELENI en die ure wanneer stemming op elke stemdag moet begin en eindig.

- (i) binne die vermelde twee kiesafdelings op Maandag 2 Februarie 1987 en Dinsdag 3 Februarie 1987 tussen 07h00 en 19h00; en
- (ii) buite die gebied in (i) genoem, by die setels van kiesbeampies, op 2 Februarie 1987 gedurende die normale kantoorure nagekom by die kantore van sodanige kiesbeampies

Gegee onder my Hand en die Seel van die Republiek van Suid-Afrika te Pretoria, op hede die Veertiende dag van Oktober Eenduisend Negehonderd Ses-en-tagtig

P W BOTHA,
Staatspresident

Op las van die Staatspresident-in-Kabinet.

J. C. HEUNIS,
Minister van die Kabinet

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DISAGREEMENTS
HIGHLIGHTED BY AD

Cracks develop in Natal Indaba

Political Reporter

POTENTIALLY serious cracks have developed in the KwaZulu/Natal Indaba following the announcement of a R109 000 newspaper advertisement campaign to keep public interest alive

The advertisement has highlighted disagreements among the delegates about how best to protect minority group rights in a united, non-racial, democratic Natal and KwaZulu

Yesterday the Federasie van Afrikaanse Kultuurverenigings (FAK) representative at the Indaba, Dr P J Steenkamp, said the advertisement gave the mis taken impression that all Indaba delegates completely agreed with the Bill of Rights

At a meeting which he described as heated, Dr Steenkamp presented the Indaba with a statement dis associating the FAK from parts of the Bill

He said five other groups, which he refused to name, agreed with the FAK's views

Can of beans

Dr Steenkamp said he made the statement to clarify the FAK's position on the Bill, and this would not have been necessary if the running of the advertisement had been postponed until after the Indaba was finished

'The Indaba is being marketed like a can of beans, and this is a mistake,' he said

The drafting of the Bill was delayed largely because of a disagreement about how best to protect minority rights

When the Bill was published it appeared the differ ences had been cleared up, but it seems that these have surfaced again

Dr Steenkamp said one of the articles in the Bill could lead to forced school integration

'The FAK regards education as an extremely sensitive issue and holds the view that the said article could im pair the self-determination of population groups in this regard'

Dr Steenkamp said another article scraps the Group Areas Act and this was 'a ham-handed approach to a delicate issue pertaining to group security'

The Indaba advertisement commits the talks to a non-racial democracy and Dr Steenkamp said this pre judged the final proposals

He said in spite of his statement, the FAK was not con sidering leaving the Indaba

'We will stay there until the end to see if a compromise cannot be reached. If we disagree we try to disagree as friends'

Indaba chairman, Prof Desmond Clarence, said he wanted to read the FAK statement before deciding whether or not to comment on it

2/1/10/86 (S) (264)

TOGETHER WE ALL WIN

In the present situation in South Africa, we are all losing. There has never been a better opportunity for the people of Natal and KwaZulu to shape their own destiny. Through the KwaZulu Natal Indaba, we can build a future in peace and harmony.

THE AIMS OF THE INDABA

The Indaba is a forum dedicated to a non-racial society in a united KwaZulu Natal.

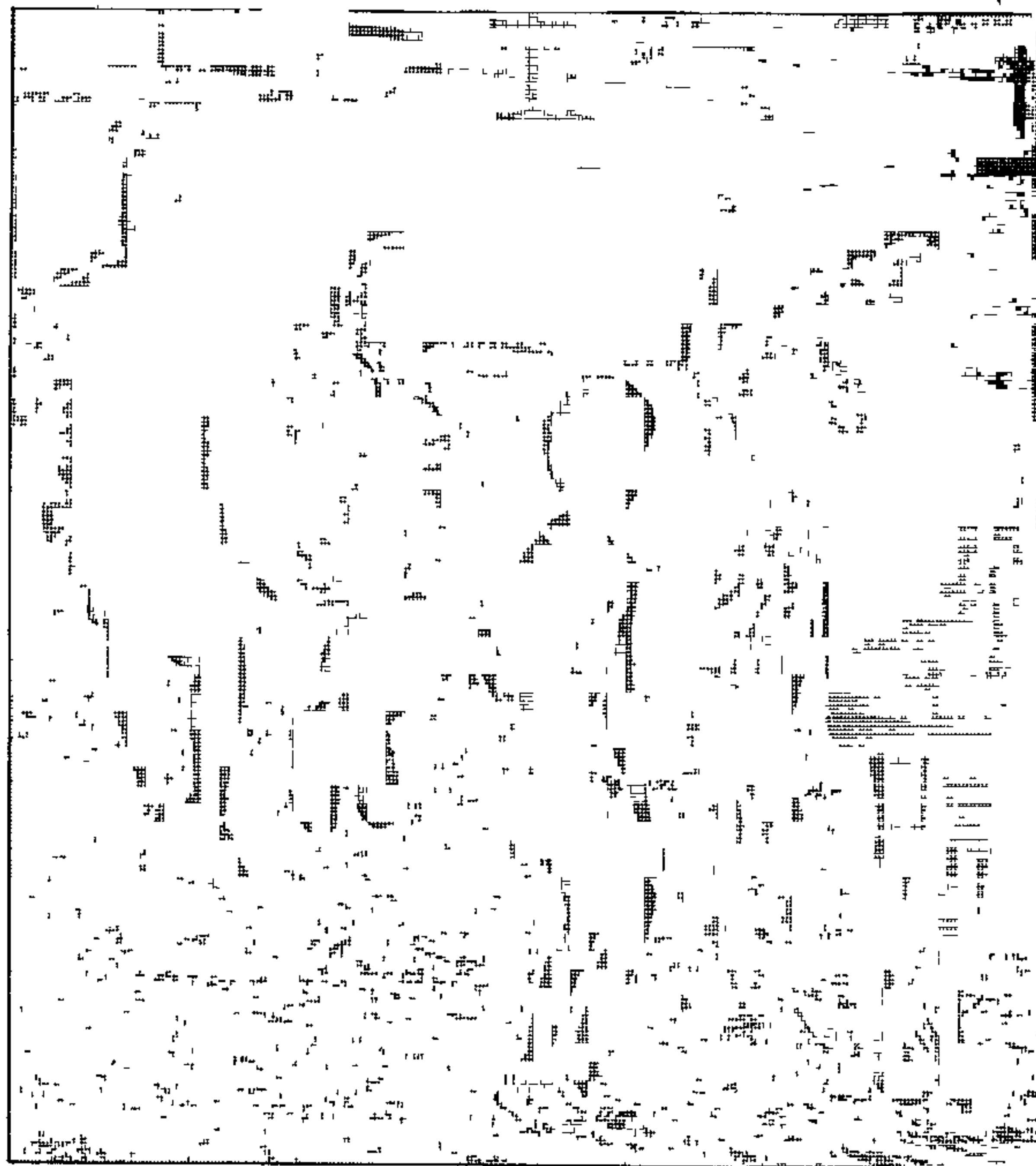
The Indaba accepts the following six principles:

- * The KwaZulu Natal Region is a single unit and requires a single political structure.
- * KwaZulu Natal has no desire to be sovereignly independent of South Africa.
- * All people of the KwaZulu Natal Region will have the right to full political participation and effective representation.
- * KwaZulu Natal must have a free economic system to provide equal opportunities for all people.
- * The Indaba accepts the democratic principles of freedom, equality and justice and that racial discrimination must be abolished. The rights of individuals and groups must be protected.
- * Legislative and administrative power should be devolved as much as possible.

WHO IS REPRESENTED AT THE INDABA?

In total, 37 organisations (including 2 observer organisations) representing:

- | | |
|---|---------------------|
| * Local Government in KwaZulu and Natal | * Trade Unions |
| * Commerce | * Political Parties |
| * Industry | * Cultural Groups |
| * Agriculture | * Religious Groups |
| | * Women's Groups |



WHAT HAS THE INDABA ACHIEVED SO FAR?

THE BILL OF RIGHTS

GUARANTEES to everyone the equal protection of the law, without regard to race, colour, ethnic origin, political opinion, or economic status.

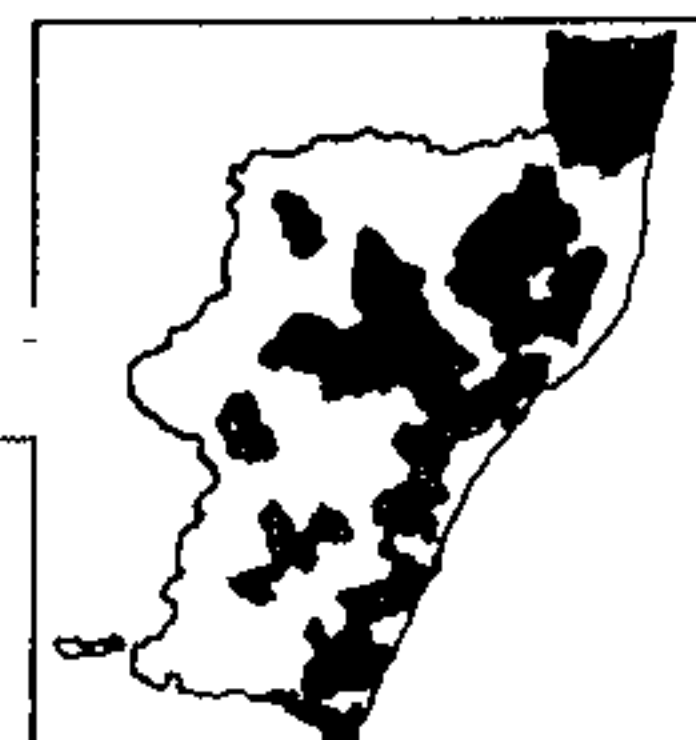
ENSHRINES the right to life and liberty, the right to own and occupy property anywhere, the right to public education and ethnic, linguistic and cultural rights.

WILL BE part of the new constitution of the new Province of Natal, binding on provincial and local government in Natal and enforced by the Supreme Court of South Africa.

WHAT YOU CAN EXPECT FROM THE INDABA

- * A non-racial democracy for the KwaZulu Natal Region
- * Equal rights for all
- * Protection of individual and group rights
- * A society which will work together for peace and prosperity.

KwaZulu Natal



JAMES B...

Indaba

N/M 22/10/87

Praise for Natal's local authorities

Pietermaritzburg Bureau

LOCAL authorities throughout Natal have earned praise from Administrator Radclyffe Cadman for their efforts in creating work for the unemployed, Mr Roy Hindle, Provincial Secretary, said here yesterday.

He said the Natal Provincial Administration had channelled virtually all the R16,4 million allocated for this purpose by the Govern-

ment into projects organised by Natal's local authorities, together with the Parks Board and the Development Services Board, in the past two financial years.

In the 1985/86 financial year, 205 projects had provided work for more than 6 000 people a day.

Projects launched in the 1986/87 financial year gave work to an average of 4 200 people a day.

He said Mr Cadman had emphasised that the success of the projects in providing an income for large numbers of unemployed people was largely because of 'the positive and active response' from the local authorities in Natal.

The Administrator had also underlined the importance of the skills training programmes implemented by various companies and concerns throughout Natal, as well as by the Province's Community Services Office.

Hand tools

Mr Hindle added that from the daily allocation of R8 a person in urban areas and R6 a person in rural areas, at least half of the sum was paid as worker wages. The rest had been utilised for food and travel allowances for workers, protective clothing, hand tools, supervision and materials required for the projects.

The projects had included establishment and improvements to parks and recreation grounds, preparatory work on capital works projects such as sewer trenching and guttering, beautifying the environment, combating of soil erosion and maintenance of capital works.

Envoys briefed on Indaba

African Affairs
Correspondent

THE KwaZulu/Natal Indaba was 90% on the way to completing its constitutional proposals, the chairman of the body, Prof Desmond Clarence, said yesterday

Addressing representatives from the consulates of the United States, Britain, Germany, Italy and Portugal, as well as a representative of the South African office of the Department of State in Washington, Prof Clarence said the remaining 10% of the way would be the hardest

'We hope it will not be too long before we have a final proposal which will be as close to consensus as possible,' he said.

From the personal point of view of the delegates, as well as that of the public, it was imperative that the result was agreed on as soon as possible, Prof Clarence said

N/A
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24/10/86

V

Disagreement over Bill of Rights

FAK objects to Natal/Indaba ad

DIANNA GAMES

THE objections of the Federasie van Afrikaanse Kultuurverenigings (FAK) to the scrapping of the Group Areas Act and the prospect of "forced" integration of schooling implied in the Natal Indaba's Bill of Rights are not objections on behalf of the National Party (NP).

The FAK is a Broederbond organisation.

Its Indaba delegate, Dr Johan Steenkamp, yesterday denied the FAK was spearheading an NP campaign against the Indaba where the NP — reported to be trying to undermine the Bill — has only observer status.

It was natural, he said, that there would be agreement between the NP and FAK on many issues, as the NP represented whites who also subscribed to the FAK point of view.

The FAK said it had been forced into breaking its vow of silence over the Indaba's internal matters when the Indaba's Image Management Committee went public, advertising in the media that the Indaba was to result in a non-

racial democracy — an objective the FAK had not approved.

The two-month-old Indaba Support Group says it has had about 120 000 requests for copies of the Bill of Rights.

Steenkamp said the FAK objected to two main points in the Bill.

The first was the simple scrapping of the Group Areas Act. "We are not saying its scrapping should not be investigated, but it is too soon simply to scrap it."

The second was a clause allowing everyone the same rights to educational facilities. That, said Steenkamp, could be used to bring about forced integration in schools.

Steenkamp said the advertisements implied the FAK's complete acceptance, but in fact did not reflect the position of FAK members.

Indaba chairman Professor Desmond Clarence said Steenkamp had not quoted a clause which mentioned differentiation in schools on the grounds of sex and language.

US paper questions support of SA violence

NEW YORK — The *Wall Street Journal* said this week decisions by General Motors and IBM to quit SA were not the only news items about Southern Africa.

Quoting a range of other events, the report said: "We cite these to suggest once more that Americans who want a scorched earth in Southern Africa will probably get one."

Among the recorded incidents was the killing in Soweto of former student leader Masabato Loate, whose mother attributed her murder to her recent advocacy of non-violence.

The report, commenting on the World Council of Churches' loan to the ANC and Swapo, said: "The ANC's Soviet-backed military wing is conducting guerrilla warfare in SA. Swapo is warring against SA for control of Namibia."

KwaNatal: A glimpse through the secrecy

THE cloud of secrecy shrouding the Kwazulu/Natal Indaba has been parted slightly, revealing plans for a new non-racial political organisation, the Indaba Alliance Party, and a constitutional proposal giving "over-representation" to the white minority.

While the 37 organisations involved in the Indaba negotiate constitutional proposals behind closed doors, an umbrella party promoting the aims of the Indaba in regional and parliamentary politics becomes more likely, one well-placed delegate said this week.

Under the umbrella, our informant said, would be Inkatha, the New Republic Party, possibly the PFP and the Indian and the coloured parliamentary parties. PFP observers at the Indaba have expressed doubts about their involvement in a national party

The infrastructure for such an informal coalition already exists in the form of the Indaba's Image Management Committee (IMC), responsible for an upbeat advertising campaign on the Indaba in all major Natal papers.

The IMC is "a dominant force in the Indaba", capable of shifting Natal National Party members through sheer force of money

The IMC is made up of top men from industry, agriculture, Inkatha, the PFP and the NRP "The Nats just can't approach the IMC financially. They must have about R1-million just for temporary publicity

"They're not really pushing info about the Indaba (in this week's adverts) They're lobbying support for next year's referendum after the government takes a look at the proposals," the source said

If the IMC progresses as expected, it may even pay the considerable costs of a Kwazulu/Natal referendum. Such a referendum will probably be run on a racial basis, but would be open to all population groups

An official Indaba Alliance Party would be based on the formula of Namibia's ruling Democratic Turnhalle Alliance The DTA model greatly impressed Indaba members

WEEKLY MAIL REPORTER,
Durban

who went to Namibia last month — to the extent that some now wear DTA ties

Even though the Kwazulu/Natal constitution and legislature are still embryonic, a few features are emerging

One is a complicated system for the protection of minority parties (not minorities *per se*) within a framework of proportional representation

The tentative model accepts "over-representation of minorities on a non-racial basis" in order to provide everyone with access to — if not necessarily power over — critical decisions

Perhaps to emphasise the point or detract from the implications, the phrases "minorities" and "on a non-racial" have been underlined in their documents

Two constitutional models giving "over-representation" to minorities are currently being debated One requires an automatic 50 percent increase in seats for every party with under 15 percent of the vote.

In the other, most seats would be fought for in a straight-forward election However, 40 percent of the seats would be divided among small parties which would otherwise be eliminated by numerical giants such as Inkatha.

These smaller parties may or may not be based on race — the choice is their own

"Basically a party will go to the administration before an election and say we won't be able to get enough seats Help us" The party then waits for the 40 percent to be divided proportionally among all the parties which qualified

All aspects are still being negotiated, so specifics details are not yet known.

Some of the more conservative Indaba participants are still calling for whites to have a greater say in the affairs of the province. Others who have realised that white guarantees aren't likely to be accepted are still wistful. — Concord News

Sun. Times
26/10/86

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are now starting to show

By DENYSE ARMOUR

THE KwaZulu-Natal Indaba is being split by differences of opinion among the 37 parties taking part

Already running over time — it was estimated it would finish its business last month — the indaba has until now achieved remarkable secrecy over its internal ruminations and differences

Now, with the end in sight — the chairman, Professor Desmond Clarence, said this week that it had reached the final 10 percent of its work on drawing up a constitution — two groups have openly criticised part of the indaba's work

Dr D J Steenkamp, a Federasie van Afrikaner Kultuurvereniginge (FAK) delegate, issued a statement last week rejecting the R1-million publicity campaign embarked on by the indaba

He also expressed reservations about the bill of rights agreed on, and publicised in July

The publicity campaign, which has led to the placing of a number of advertisements in Natal newspapers, is led by the indaba's Image Management Committee (IMC)

This committee, headed by Natal sugar industrialist Mr Chris Saunders, has been opposed by factions in the indaba since its formation.

Disruptive

This week the New Republic Party (NRP) publicly opposed the IMC and the publicity campaign on the basis that they were a disruptive influence on the indaba. NRP leader Mr Bill Sutton also warned that group rights had to be taken into account in the constitution

Mr Sutton's warning shows up a major difference in the indaba — that of the protection of racial group rights. Some parties insist that only individual rights need to be protected

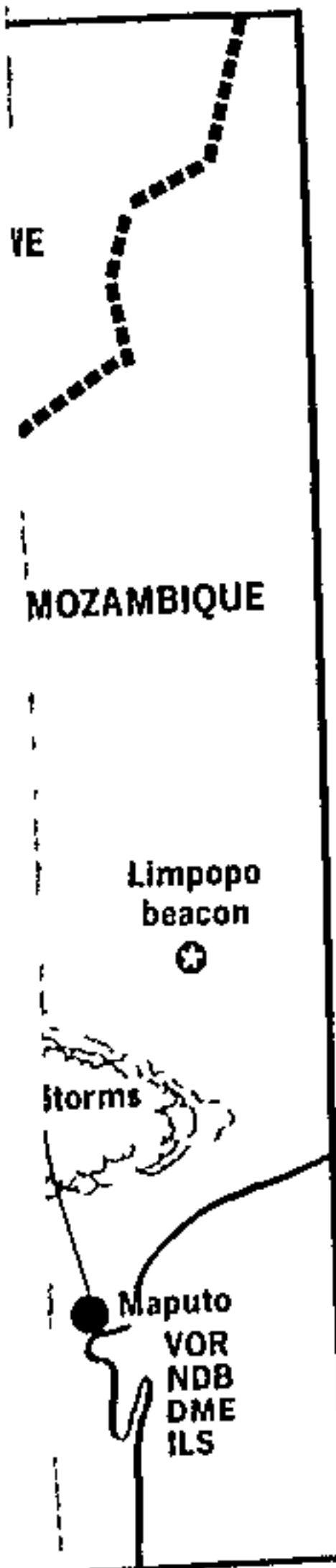
But Professor Clarence is not greatly concerned over the differences now emerging

"We're trying to get consensus. But if there's a log-jam we can't just pack up and go home. Overwhelming support in a vote will be regarded as consensus, with opposing groups expressing their views in a minority report

This is basically what Dr Steenkamp did last week. He told us he was going to make his statement to the Press," Professor Clarence said

He did not think those parties with differences of opinion would walk out of the indaba, but that they would rather go along with the general principle and register their opposition to specific clauses in either the bill of rights or the constitution

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Indaba body 'not a political party'

Political Staff

DURBAN — The Indaba Support Group, formed to drum up public support for the "kwaNatal" Indaba, has published its constitution to allay suspicions that it is a political party.

The group has been criticised because it has been seen by some as a fledgling political party or as a pressure group to force parties to accept recommendations with which they do not agree.

The constitution says the group "is not a political party, nor is it intended that it should become a political party, nor that it should procure the formation of a new political party."

(264)

Indaba's conservative hitch

By STUART FLITTON
Political Reporter

THE success of the KwaZulu/Natal Indaba appears to be threatened with a group of conservative delegates insisting on a white minority veto in the proposed joint legislative assembly

Dr PJ Steenkamp, the Federasie van Afrikaanse Kultuurverenigings' representative at the Indaba, said the delegates were far from consensus because some were unhappy that the current draft constitution did not provide for representation for racial groups

Dr Steenkamp said the talks would fail if the majority of delegates tried to insist that there be an agreement on a proposed constitution by the end of this week

He said today and tomorrow the Indaba would discuss the KwaZulu Government's amendments to the draft constitution and he was concerned about reports that the draft might be finalised soon

'This is the first time we will have discussed these proposals. The only reason there can be an agreement on the constitution is if there is a certain amount of bulldozing'

Dr Steenkamp said if the current draft constitution was agreed to by the majority of delegates, there would be a fairly large dissenting minority report

He said there would be scope for consensus if the majority of delegates was prepared to negotiate on the issue of ethnic representation, but this would take some time

Dr Steenkamp said the FAK and other groups were concerned that there be 'power sharing among equals'.

The Indaba chairman, Prof Desmond Clarence, said there was no intention of bulldozing anything. He hoped the Indaba would reach consensus on a constitution and was not aware of any rebellion by any delegates

He said he hoped the constitution would be finalised soon but could not predict when that would be

'You never know what is going to crop up'

Women talk

GM defi
sta

(17)

Worrall sees Natal Indaba as 'very important'

London Bureau

THE Natal Indaba was a 'very important development' which could draw the KwaZulu leader, Chief Mangosuthu Buthelezi, into national politics, Dr Denis Worrall, South African Ambassador to Britain, said here.

Dr Worrall was answering questions following an address to the Royal Institute of International Affairs

Asked what he thought about the Natal Indaba, Dr Worrall replied

'I believe personally it is a very important develop-

ment which could create precedents for other parts of the country'

He said he understood the initiative had run into some difficulty but that this was understandable because they were now 'getting down to the nitty-gritty of discussing power-sharing in the legislature'

'One of the virtues of the Natal Indaba is that it could bring Chief Buthelezi into national politics,' Dr Worrall said

Confidence

He added that within the context of the proposed national statutory council Chief Buthelezi had made his participation dependent on the release of Nelson Mandela

'When Chief Buthelezi says he wants Mr Mandela out of prison he is doing so in the confidence that once out of prison he will become another political leader facing very real practical problems,' Dr Worrall said

He said Mandela had become a 'myth' both internationally and within South Africa

'He is a very important factor in the South African situation,' Dr Worrall said

But he argued that it was quite reasonable of the S A Government to ask Mandela to renounce violence as a pre-condition for his release


Dr Worrall placed the onus on the West to bring pressure to bear on the ANC to renounce violence

'One of the reasons the ANC adopts the attitude it does is because there is not sufficient pressure on the organisation outside South Africa

'The West should tell the ANC Call South Africa's bluff but accept the open-ended negotiations'


He said the West made a fundamental error with its assumptions that South Africa was uniquely evil and white South Africans a unique breed

New release



**HAMILTON
RUSSELL
VINEYARDS**

The reward
of a cooler
climate



264

TOGETHER WE ALL WIN

In the present situation in South Africa, we are all losing. There has never been a better opportunity for the people of Natal and Kwazulu to shape their own destiny. Through the Kwazulu Natal Indaba, we can build a future in peace and harmony.

THE AIMS OF THE INDABA
The Indaba is a forum dedicated to a non-racial society in a united Kwazulu Natal.

Part of the Indaba's upbeat advertising campaign to win hearts



Why is the Indaba so much in the news again?

It is generally accepted that we are very near to finalising our constitution. Although we can't be sure there'll be no delays, I'm hopeful that it won't be long before our final report goes public.

Reports suggest that some participants — essentially conservative groups like the FAK — are less than happy about issues like "group rights" and educational arrangements. Will your report be unanimously approved?

I can't say whether we will reach entire consensus. That is our aim, but the nearer we get to the end, the indications are that some groups will want to make their own comments on the recommendations of the majority. Some white groups in particular are apprehensive about whether they will receive adequate protection.

One of our difficulties is that we are trying very hard to keep everything non-racial. We must tackle the problem of group protection without moving right back to race to define a group. Our bill of rights guarantees individual rights but that doesn't satisfy everybody, and we are trying to sort it out in the constitution.

Curtain

There will be a new legislature, you at the moment whether there is a house or a double house. Bear in mind we have to sell this to the people of Natal. We have to sell it overseas, and our government.

If some groups do pull out, will Indaba survive?

I must say yes to that. If I am to name them, I don't think more than we would consider withdrawing. My we do not reach consensus they minority report or something — on board.

Would their withdrawal blow against the sale of Indaba to the government?

I don't think a telling blow, they would not be to our advantage. I have people withdrawing who are government, but if the majority Natal/Kwazulu support what we

J. N. N.

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WEEKLY MAIL,

Time-call time for the Indaba

legislature, but I can't tell whether there will be a single... Bear in mind that we... people of Natal/Kwazulu, ... and of course to the... to pull out, can the... If I am to guess without... nk more than three groups... wing. My hope is that if... nus they would issue a... thing — but would stay... drawal be a telling... saleability of the... nment? ... blow, though of course it... vantage. You might well... who could influence the... majority of the people of... what we recommend, the

The Kwazulu/Natal Indaba — that all-but-forgotten political initiative — once again faces the glare of publicity as participants judiciously hint that completion is near and concrete results nigh. SHAUN JOHNSON presses Indaba chairman Professor Desmond Clarence on what goods the ambitious (and expensive) experiment will actually be able to deliver.

government will have a problem to deal with. Even if it was not your intention, many observers view the success or failure of the Indaba as a watershed for a certain type and style of politics in South Africa. Do you accept this?

In the extreme case of the Indaba having no success at all, I would be extraordinarily disappointed. I am quite openly prepared to say that Natal/Kwazulu has the most responsible black leadership in South Africa. Chief Buthelezi and Dr

Dhomo have said time and again that they favour co-operation and the achievement of a solution through debate. If we don't succeed with them, who do we talk to? In that sense it must be a watershed.

If I am to judge the attitudes of groups like the ANC and UDF, they want nothing short of a complete disruption of the country before they start talking. But I am a pragmatist. Although I hope for 100 percent success, I would like to see at least 80 percent of what we suggest accepted.

Many see the greatest problem of the Indaba lying not in conservative objections, but in the total lack of support from major extra-parliamentary resistance groups like the UDF. Leaders generally reject the concept of the Indaba, and specifically reject the role of Inkatha. Do you have any hope of drawing the UDF in, given their considerable support nationally and in Natal?

I tried to do this privately even though they refused to come in originally. I'm afraid I wasn't successful. But I must say we hope to convince them, because I believe the future of our country is for everybody to be involved. I am very aware of the hostility to Inkatha, but my attitude is I believe people must talk, and I must take hold of what is offered to me.

It has been alleged that the Indaba Support Group, which presents itself as independent of the official Indaba structures, is a fledgling political party.

I can give you an absolute assurance that it is not. Their constitution absolutely disproves that it is political in any way. The group grew spontaneously from people who wanted to help and they are forming groups around the country to disseminate the contents of the Indaba.

Has the whole thing been worthwhile? I have thoroughly enjoyed the experience. It has been extraordinary to see people with divergent political views and outlooks, full of mistrust six months ago, talking in a much freer and easier manner. Things can now be talked about without the fear of offending somebody by choosing the wrong word and so on.

SALE... 21176

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Miller defends NMA's changed stance on Indaba

Pietermaritzburg
Bureau

THE KwaZulu/Natal Indaba was nothing more than a constitutional conference of people with disparate points of view and which had no product to market until agreement had been reached, a member of the Natal Executive Committee, Mr Peter Miller, said yesterday.

Speaking at a Press conference here, Mr Miller said the Indaba's management committee had 'tried to convey the image that the Indaba has some form of corporate identity with a common ideology and a common point of view'.

Mr Miller, who is chairman of the Exco sub-committee on local government, said the Natal Municipal Association had undoubtedly been placed in 'an intolerable position' by the actions of the Indaba itself.

'I say this in no destructive sense as I played an active role in helping set up the Indaba. The Indaba has regrettably allowed divisive actions and elements to make it difficult for organisations such as the NMA, which represents the entire spectrum of political opinion.

Being an organisation which brought local authorities of all political persuasion together, he said, the NMA had found itself in a position which gave it no alternative but to adopt the stance it did by voting to reduce its status from delegate to observer.

In his statement, Mr Miller said that if the Indaba failed, which he said would be very sad, a very large contributory factor would be that the Indaba had failed to observe two cardinal principles.

The first was to keep negotiations low-key until agreement was reached,

and the second, that negotiations only succeed between leaders who have a constituency to whom they are responsible and who have the ability to deliver when agreement was reached.

Mr Miller charged that the Indaba contained 'far too many' delegates who were 'merely expressing a personal view, who cannot be sure that the body or organisation they represent supports their personal view and who cannot deliver the goods at the end of the day'.

The MEC went on to say that a most important participant in the process of negotiated reform in Natal and in the country was the Government, 'and the Government hasn't even sat at the negotiating table yet'.

The Indaba, he added, would only have a saleable product of the negotiating process when all parties to the process had agreed.

Boy drowns

Indaba likely to complete work soon

Political Reporter

THE KwaZulu/Natal Indaba appears to be nearly finished and its final proposals are expected to be presented within the next few weeks.

Mr Ray Swart, the Progressive Federal Party representative at the talks, said this week that the Indaba would be finished 'in three or four weeks, maybe earlier'.

Dr P J Steenkamp, the Federasie van Afrikaanse Kultuurverenigings' Indaba representative, said

the Indaba would peter out if it did not finish by the end of this year

Dr Steenkamp said enthusiasm would die down and many delegates would find it difficult to devote time to the Indaba next year

The Indaba chairman, Prof Desmond Clarence, said it was impossible to say when the talks would be completed

'We are meeting again this week and I am always hopeful,' he joked

The Natal Municipal As-

sociation's decision to change their status to non-voting observers would not affect the Indaba

He said the NMA's delegates had always found it difficult to make specific recommendations because their constituency was so large.

'I am disappointed that they have withdrawn. I would rather they had been there right at the end to make a positive vote, either for or against (the proposals),' Prof Clarence said

BOOKS BOOKS BOOKS

Town clerk may administer village

Pietermaritzburg Bureau

N/M 28/1/86

THE Town Clerk of Pietermaritzburg might be appointed as administrator of Sobantu Village township on the outskirts of the capital

Natal Executive Committee member Peter Miller said yesterday he was prepared to recommend this to Exco in an effort to resolve the present impasse over Sobantu Village and in order to try to proceed with the urgent upgrading of the infrastructure and quality of life in the township

Sobantu villagers have reportedly rejected control of the township by the Provincial Administration, which has taken over some functions of the former Natalia Development

Board, and have said they want to be incorporated into the city

In a statement yesterday, Mr Miller said he was prepared to recommend to Exco that, subject to the agreement of the Pietermaritzburg City Council and the Sobantu community, that the town clerk, Mr Des White, be appointed as administrator of the village

He said that if the appointment was approved by all concerned the NPA would provide Mr White with the necessary logistic and financial assistance to successfully undertake the urgent task of upgrading the quality of life in Sobantu. Mr Miller denied reports that he or any NPA official had offered Sobantu Village R6 000 000 to upgrade the township if it accepted provincial control

Indaba split over second chamber?

DD
26/11/81
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DURBAN — The Kwazulu/Natal Indaba is having difficulty reaching agreement about the second chamber intended to guarantee group rights in a possible bicameral provincial government system

Indaba sources said yesterday the Kwazulu Government, Inkatha and the three major Afrikaans delegations, the Afrikaanse Handelsinstituut, the Durbanse Afrikaanse Sakekamer and the Federasie van Afrikaanse Kultuurverenigings, held unsuccessful discussions last week to try to reach agreement about the powers of the chamber

Several proposals for a second chamber have been discussed and rejected and the latest model, still under discussion, is for 50 seats to be divided equally among "cultural back-

ground" groups.

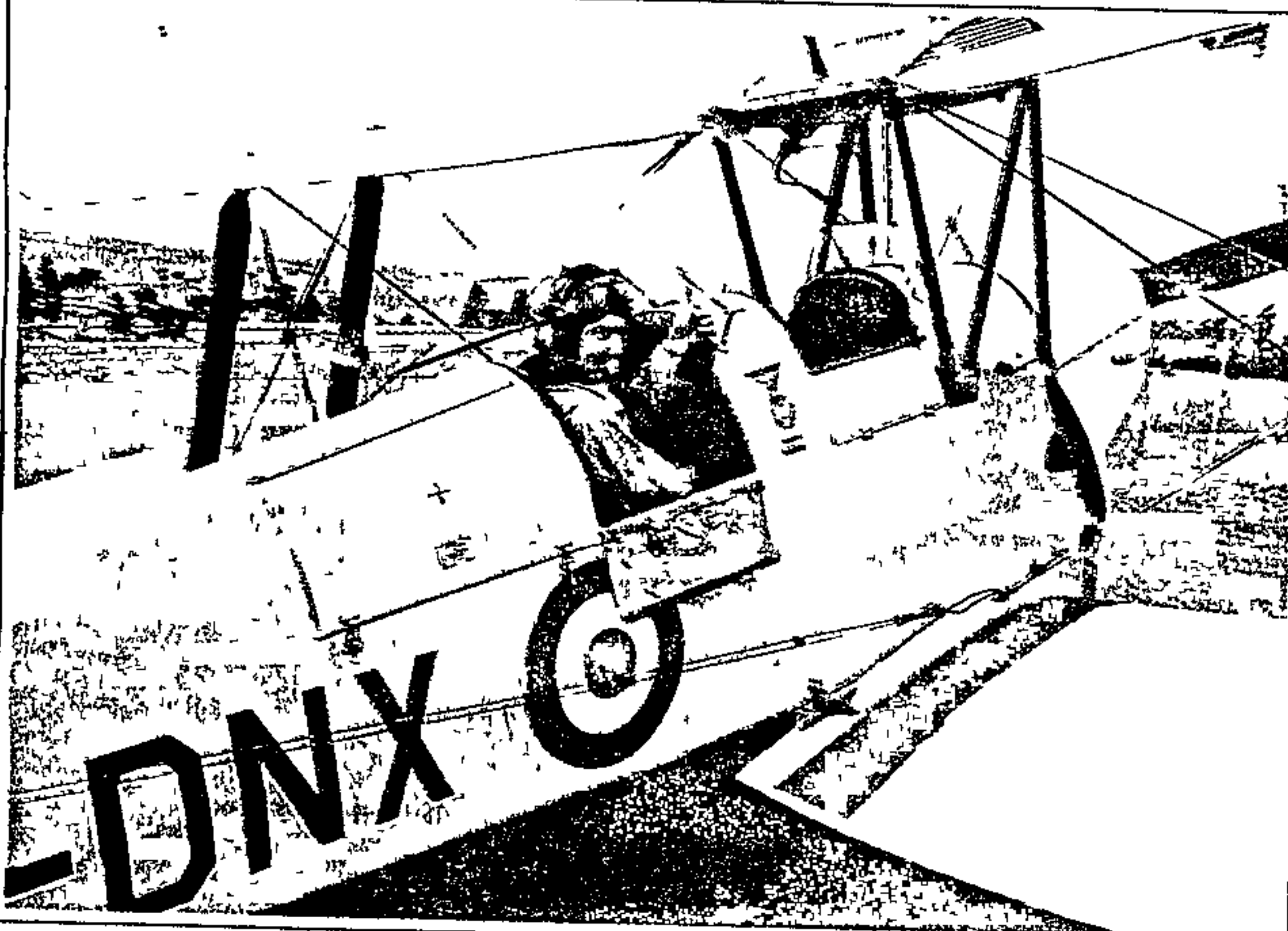
These proposals have met with some opposition. Delegates appear to be split about the powers that the second chamber should have over decisions made by the proposed 100-seat first chamber, which would be elected on a non-racial, one-man-one-vote basis

At the National People's Party Natal congress last weekend, the NPP's leader, Mr Amichand Rajbansi, expressed opposition to the proposals, saying they would result in whites effectively outnumbering Indians by two to one in the chamber

A special meeting of the Natal region of the People's Congress Party was also held at the weekend. The party threatened to withdraw from the Indaba — Sapa

Indaba plans black Natal PM

264
29/1/86



MODERATE black and white organisations, after eight months of talks, yesterday unveiled an unprecedented proposal for Natal to be governed by a multiracial legislature and probably by a black prime minister.

'People are very excited that they have managed to reach an agreement,' said Mr Peter Mansfield, who served on the constitutional committee formed during talks by the KwaZulu/Natal Indaba.

They don't know what the Government's reaction will be, but there is a sense of history in the making in that this could be the start of major constitutional changes in South Africa.

The proposal, which could be implemented only with Government approval, was drafted during the Indaba's negotiations in Durban.

The National Party did not actively participate but sent observers to the talks.

Key participants in the Indaba included officials of the provincial government of Natal and leaders of KwaZulu.

The Indaba's proposal calls for Natal/KwaZulu to be governed by a two-chamber legislature, the first chamber consisting of 100 members elected through a proportional-representation system and the second a 50 member chamber comprising 10 representatives each from Natal's black, Asian, Afrikaans and English speaking communities and 10 at large members.

Approval

The prime minister would be elected by the upper chamber, making it likely he or she would be a black since blacks comprise almost 80% of Natal KwaZulu's population.

But any legislation would require approval by both chambers and minority parties would be allowed to choose half of the 10 provincial Cabinet ministers.

The proposal also calls for an independent judiciary and a Bill of Rights. There is no national Bill of Rights.

Mr Mansfield said the proposal would probably be submitted to Natal and KwaZulu voters in some type of referendum to see if the national Government should be asked for approval.

Mr Mansfield said the plan was approved by 24 of the organisations participating in the Indaba and opposed by two — a cultural group and an Afrikaans business group — (Sapa).

Picture Page 2

Army chief passes out during passing-out parade

BLOEMFONTEIN—The Chief of the Army, Lt Gen Kat Liebenberg, fainted yesterday a few minutes after beginning his address at a passing out parade of ISAI's junior leaders at Tempe.

Gen Liebenberg had to be helped, but then completed his speech.

His left leg first began to shake severely and then he collapsed. For about three or four seconds he sat on his haunches, was helped up, and completed his speech, which lasted about another 10 minutes.

Col G A van Zyl, officer commanding ISAI, and Col Alwyn van Niekerk, officer commanding the Armour School, assisted Gen Liebenberg.

The general's personal staff officer, Col Tony Savides, said afterwards Gen Liebenberg was well. 'It's just the heat that caught him.'

After the parade, Gen Liebenberg attended the get together for the junior leaders and their parents.

An SADF doctor said Gen Liebenberg had experienced a fainting spell, possibly because of the heat. — (Sapa)

Beach town up in arms over rowdy students

Crime Reporter

SIXTEEN university students, from two leading Afrikaans universities, were arrested and a further two sentenced for housebreaking following a spate of public disturbances at Margate this week.

Nico Rothman and Manie Roux, both 23 year old post graduate B Comm students from Potchefstroom University were sentenced in the Port Shepstone Magistrate's Court yesterday to a fine of R300 (or three months) each for housebreaking and theft committed on Wednesday night.

A further five months was conditionally suspended for five years.

They were also sentenced to R30 or 15 days for being drunk in public.

Ignored request

Now municipal authorities are up in arms and police, who have been bombarded by eggs and tomatoes, are considering making reports to authorities at Pretoria and Potchefstroom universities following the escalating trouble caused by students on holiday in Margate each year.

Margate police station commander Lt Herman Fourie said yesterday the 16 young men were arrested after they had ignored a request earlier in the evening to be have at their beach party.

'Later on they came into the streets in groups, drinking and bashing cars with trolleys and throwing beer bottles all over the place.'

'They even threw eggs and tomatoes at us when we drove around in vans,' Lt Fourie said.

A black municipal traffic officer was allegedly 'slapped' by one student and police are still investigating the incident.

Most of the 16 students from Pretoria and Potchefstroom universities have already paid admission of guilt fines and been released. Lt Fourie said.

'We have a strenuous time as it is these days without having to cope with the 15 or so complaints from residents each night.'

Piloting a winner

Set to bring a lump to many a veteran pilot's throat is Durban's Greg McCurrach, who is to land his Tiger Moth trainer on the main straight at Greyville racecourse today to mark the course's SAAF Association Day. He is to be sponsored by Hartenberg Wines, a Cape estate owned by Ken Stork McKenzie, a World War II fighter pilot. The Moth in the picture, made of plywood, steel and doped Irish linen, was built in 1934 and is one of only about 10 still flying in South Africa. A second Moth is also to land at Greyville today, piloted by Graham MacDonald. Greg says landing at the racecourse is a tricky business.

Picture by TERRY HAYWOOD

Best DB in town

PRETORIA—The Defence Force has announced it is awarding a floating trophy to the country's best detention barracks.

The trophy is for 'the detention barracks that has been managed in the most effective and professional manner'.

The winner this year was the OFS Command Provost unit. — (Sapa)

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Bicameral wrangles

Comparisons may be odious, but the Kwa-Zulu-Natal Indaba's latest proposal for a bicameral legislature for the province rivals perhaps only Chris Heunis's own tricameral empire in complexity.

Proponents of the idea, floated last week as a way out of the Indaba stalemate (*Current affairs* November 7), argue that the "checks and balances" inherent in the system will go a long way towards avoiding a winner-takes-all outcome under full majority rule.

It is precisely the fear minorities have of being "swamped" in a system of straight proportional representation in a single legislature, which is causing them to withhold their support for the draft constitution. This makes consensus all but impossible.

The bicameral proposal advocates a two-house legislature: a non-racial upper house of 100 seats to which members will be elected proportionally, and a lower house comprising 50 seats made up of five 10-member groupings.

As a matter of expediency, the groups in the lower house have been categorised as African, Afrikaans, English, Asian and "other". In broad terms, all legislation which comes before the upper house would need to attract at least the concurrence of 80% of the lower house before it could be passed into law. That might stop fractionally short of a full minority veto, but it is the kind of compromise that could get those who fear the domination of one group over others to throw their weight behind the Indaba effort. However, details on how the various legislatures

will be elected and what form voting will take still have to be ironed out.

Sources within the Indaba tell the *FM* that even if some waverers are now more inclined to support the Indaba initiative, full consensus over its proposals still seems unlikely. The latest divisions apparently run along two lines: those who cannot see the need for an upper house if the real power lies with the lower; and those who feel that with a Bill of Rights and constitution to protect individuals there is no need for a lower house to oversee the interests of minorities.

The constitutional committee feels that it is useless to press on in search of a formula that will accommodate all views. Hence, it seems likely that its final report will be published shortly, as soon as it has had time to consider the detail of its latest proposals.

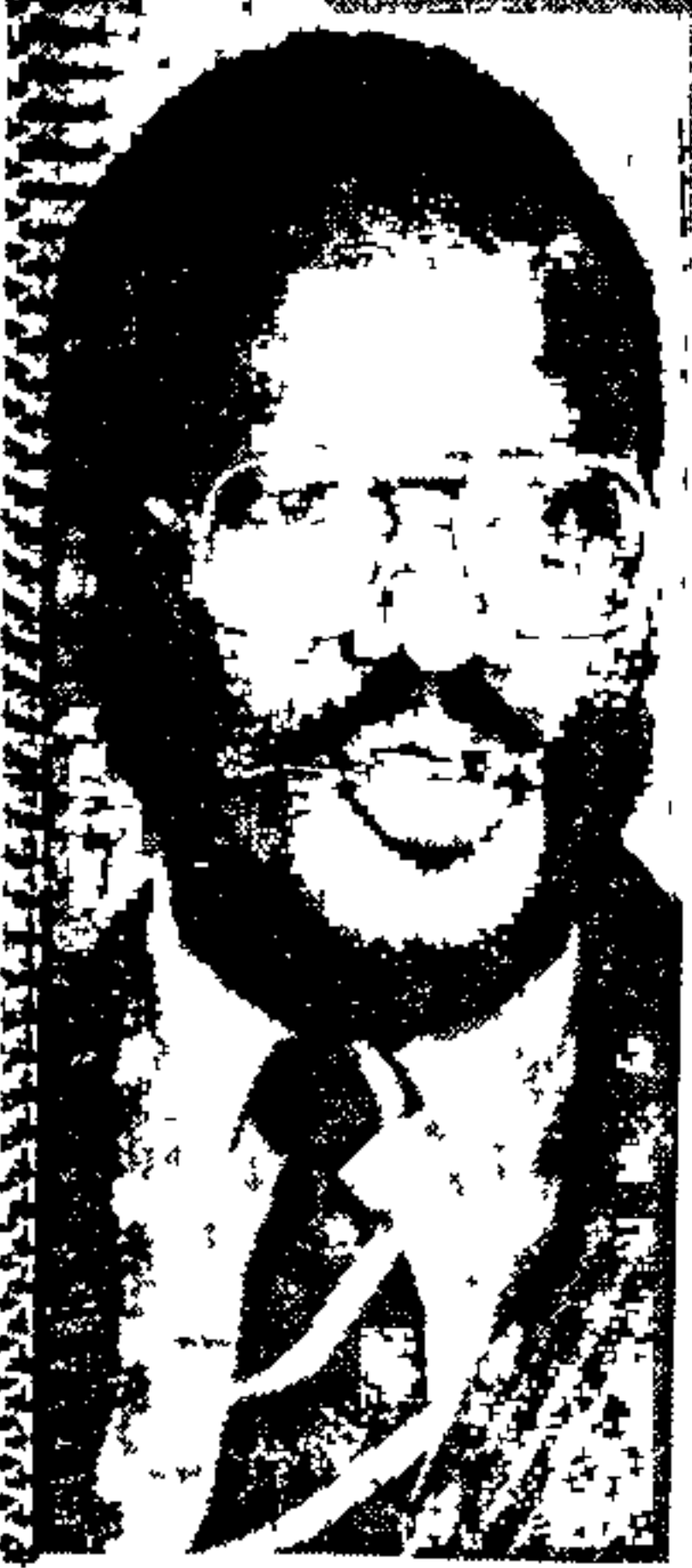
The current view being expressed is that around 90% of the delegates can be expected to go along with the proposals, while the dissenters will be left to publish a minority report of their own.

Where that will leave government is difficult to say. It has consistently said it would consider the findings of the Indaba carefully if it was what *all* the people of the region wanted. But with consensus unattainable in the Indaba itself, it seems the referendum government has promised to test opinions properly can only be similarly inconclusive. ■

Policy of negotiation out if KwaNatal plan rejected — Dhlomo

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Indaba accord 'much closer'



BUTHELEZI... 'pragmatic'

KWAZULU's chief Indaba delegate Oscar Dhlomo gave an assurance yesterday that delegates were now closer to a mutually-acceptable proposal for a single non-racial Legislative Assembly for KwaZulu-Natal than when they started six months ago.

Dhlomo, secretary-general of Inkatha and KwaZulu's Minister of Education, was speaking to personnel of the Illovo Sugar Estates on the Natal South Coast.

He said "Government would be passing a vote of no-confidence in its own claimed policy of negotiation if it rejected the KwaZulu-Natal Indaba recommendations out of hand"

But, he warned, the far greater danger was that this could prompt leaders like Chief Mangosuthu Buthelezi to believe that political pragmatism would not produce results.

Business Day Reporter

"God help South Africa and its people if the goodwill of internationally-respected and pragmatic leaders like Chief Buthelezi were to be sacrificed at the altar of short-term political expediency and racism," he said.

He said in spite of heated debates and violent disagreement on certain issues, not a single delegate had walked out of the Indaba.

The aim was to produce a constitutional solution that all or most people of the region could live with, even if it were not the ideal they would like to have seen.

This naturally implied that delegations had to be prepared to compromise on issues about which they felt strongly.

The Indaba had attracted national and international interest and was being hailed as a beacon of light on an otherwise dark SA political scene

Some overseas interests saw it as an incentive to re-channel their investments in an area, namely Kwazulu-Natal, in which there was political stability and genuine political co-operation and power-sharing.

Dhlomo said it was a bold political statement which contradicted the fashionable argument that reasonable, non-violent change was no longer possible here.

There were many silent South Africans in the political middle-ground who wanted peaceful settlement but were unable to exert influence because they were disorganised and leaderless.

There were also many, black and white, who wanted to be "all things to all people".

He added "Sometimes they supported negotiation, sometimes violence They had taken out two insurance policies and were waiting to see which matured first."

TOGETHER WE ALL WIN

In the present situation in South Africa, we are all losing. There has never been a better opportunity for the people of Natal and KwaZulu to shape their own destiny. Through the KwaZulu Natal Indaba, we can build a future in peace and harmony.

THE AIMS OF THE INDABA

The Indaba is a forum dedicated to a non-racial society in a united KwaZulu Natal.

The Indaba accepts the following six principles:

- * The KwaZulu Natal Region is a single unit and requires a single political structure.
- * KwaZulu Natal has no desire to be sovereignly independent of South Africa
- * All people of the KwaZulu Natal Region will have the right to full political participation and effective representation
- * KwaZulu Natal must have a free economic system to provide equal opportunities for all people.
- * The Indaba accepts the democratic principles of freedom, equality and justice and that racial discrimination must be abolished. The rights of individuals and groups must be protected.
- * Legislative and administrative power should be devolved as much as possible.

WHO IS REPRESENTED AT THE INDABA?

In total, 37 organisations (including 2 observer organisations) representing:

- | | |
|---|---------------------|
| * Local Government in KwaZulu and Natal | * Trade Unions |
| * Commerce | * Political Parties |
| * Industry | * Cultural Groups |
| * Agriculture | * Religious Groups |
| | * Women's Groups |



WHAT HAS THE INDABA ACHIEVED SO FAR? THE BILL OF RIGHTS

GUARANTEES to everyone the equal protection of the law, without regard to race, colour, ethnic origin, political opinion, or economic status.

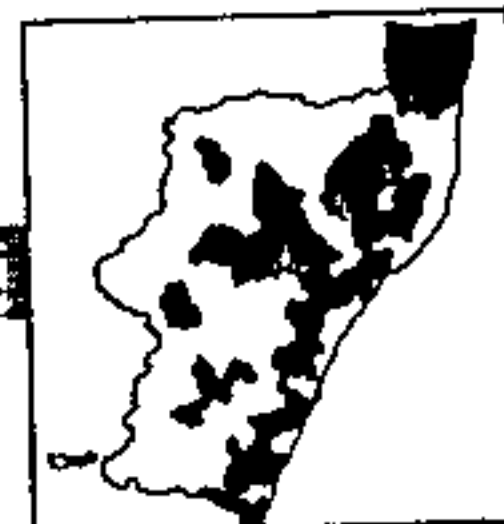
ENSHRINES the right to life and liberty, the right to own and occupy property anywhere, the right to public education and ethnic, linguistic and cultural rights.

WILL BE part of the new constitution of the new Province of Natal, binding on provincial and local government in Natal and enforced by the Supreme Court of South Africa.

WHAT YOU CAN EXPECT FROM THE INDABA

- * A non-racial democracy for the KwaZulu Natal Region
- * Equal rights for all
- * Protection of individual and group rights
- * A society which will work together for peace and prosperity

KwaZulu Natal



Indaba

CENTRAL GOVERNMENT

BILL OF RIGHTS

SUPREME COURT

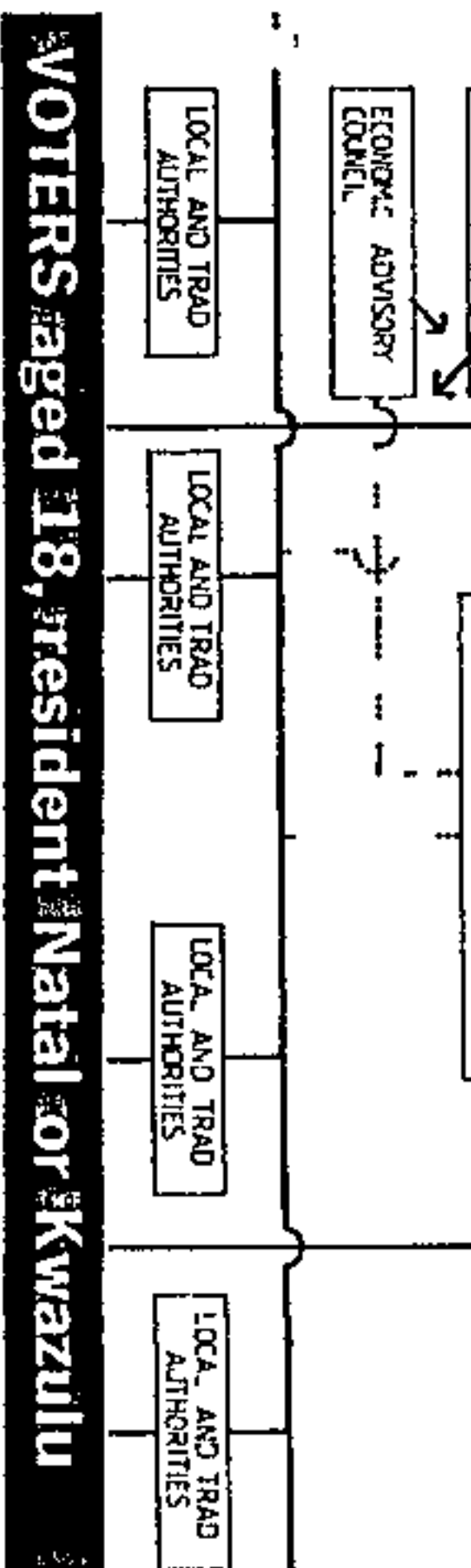
FULL TESTING POWERS

KWAZULU NATAL CONSTITUTION

GOVERNOR

LEGISLATURE

EXECUTIVE



VOTERS aged 18, resident Natal or Kwazulu

HOW THE INDABA WANTS TO DO IT

THE Kwazulu-Natal Indaba has produced a constitutional plan carefully balanced between demands for a one man one vote unitary system on the one hand and a quasi apartheid set up on the other.

The main features are a two-chamber legislature a provincial governor a prime minister and cabinet of 10 a Bill of Rights an independent judiciary and cultural councils.

The first chamber of 100 members would be elected by universal adult suffrage on a party proportional basis. This is intended to meet the demands of the universalist lobby.

There would be 15 constituencies with 66 seats allocated to the various constituencies. The balance of 34 seats will be assigned to parties or individuals in proportion to electoral support.

The electoral constituencies will consist of the 15 existing economic development regions in the province.

These constituencies will be racially mixed. Dr Oscar Dhlomo, a vice-chairman of the Indaba said. None of them is exclusively made up of a single race group.

A second chamber consisting of representatives from five background groups — English Afrikaans African Asian and South African — is proposed. Each group would have 10 representatives.

By DENYSE ARMOUR and SHAUN HARRIS

This goes some way towards meeting demands of ethnic groups but Indaba spokesmen insist the representation is not on purely racial lines and individuals are free to choose the group with which they wish to affiliate.

The architects of the plan believe this chamber could wither away once racial minorities realised their fears of being dominated were groundless.

Professor Desmond Clarence, chair man explains "One thing we must be very clear about is that these groups are not seen as racially exclusive."

Freedom

"For example, a Christian, English-speaking Indian might well decide to participate in the English speaking group or a coloured person could fit into the Afrikaans speaking group."

There is also provision in the second chamber for representation of a South African group of voters who prefer not to vote according to 'background'.

This Dr Dhlomo said was for those who 'do not want to be classified. This group offers freedom of association. It also means that everyone has a choice — their group or the non classified



Cause for celebration — Mr Frank Martin, left, Professor Desmond Clarence and Dr Oscar Dhlomo

group. Legislation has to be approved by majorities in both Houses and if an issue particularly affects one background group (language, religion or cultural rights) the measure would have to have the support of a majority of that particular background group.

The region's governor would be appointed by the South African State President, much as today's provincial administrators are appointed. But Indaba delegates see this as merely a rubber stamp on their recommendation for the post.

Chiefs

The executive is represented by a prime minister and a 10-man cabinet. The prime minister would be the leader of the party with the overall majority in the first chamber in an election or, if no party or coalition of parties secured an overall majority, would be elected by

both chambers. The prime minister would have the right to appoint half the cabinet and the rest would be chosen by an electoral college consisting of members of all other parties represented in both chambers. Each group represented in the second chamber would be guaranteed a cabinet seat.

Existing traditional authorities in Kwazulu will also be represented in the form of a council of chiefs. A vital component in the plan is a Bill of Rights which has already been published and adopted.

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SUNTIMES
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Fire chief against ambulance service change

Mercury Reporter

DURBAN'S fire chief, Mr Steve Smith, is up in arms about the prospect of having to run both a fire and an ambulance service again.

Mr Smith was reacting to the news that Natal's ambulance service may be fragmented and made part of fire brigade services in local authorities and regional services council areas if a Bill to co-ordinate fire-fighting services throughout the country is passed.

Control of the service would pass to local chief fire officers, replacing the present medical control of emergency medical services.

Mr Smith said separate services already had been proved to be more efficient in Natal and combining them again would be like taking a step backwards.

Skills

'I think it's most unhealthy to have the services together. It's not good for the service,' he said.

Mr Smith said fire and ambulance employees by the very nature of their jobs had different temperaments and needed different skills. 'You can't be professional at two services. Who are you, going to have running the fire service — a doctor?'

Chief fire officers in other major centres in Natal had also indicated that they were against the move, he said.

Meanwhile Durban medical superintendents and hospital managing directors contacted yesterday expressed distress at the news that the NPA might lose control of its well-established, hospital-based ambulance service.

Mr Lionel Goldman, medical superintendent of Durban's St Augustine's Hospital said that if the move would mean a drop in efficiency, he would be very distressed.

Mr Hector Harmsworth, managing director of the Entabeni Hospital, said he felt the move would be 'disastrous'.

Coming to terms with the reality of compromise

By Bruce Cameron, Political Staff,
reporting from Durban

The delegates at the Natal kwaZulu indaba are increasingly finding out what compromise and consensus are about

To the general public the current friction in the indaba must appear to have come from nowhere. But differences between the delegations representing a wide spectrum of political opinion have always been there and mere participation in the indaba was not going to eliminate them.

And as the indaba gets closer to its target, so the differences will become more obvious. The central issue at stake is how and whether to protect group rights.

The range of opinion stretches from a complete rejection of any argument to protect group rights through to the insistence that anything recommended would have to be based on the separation of racial groups.

The National Party, which only has observer status, stands neck deep in emphasising group representation. The New Republic Party, which along with Inkatha initiated the indaba, also bases its policy on group representation — although not to the extent of the NP.

Minority rights

The current phrase for the rights of races as groups is "minority rights". On the one side, the argument is that "minority rights" are automatically protected by the protection of individual rights in a Bill of Rights.

However, these rights can be restricted by the provincial legislature. This is why there is such a serious debate about the composition of a single legislature — which has already been accepted in principle.

The NRP has indicated it would be prepared to accept a legislature which would have a racial composition as a transitional step. An example would be a membership of 55 black seats, 20 each for whites and Indians and five for the coloured group.

This legislature would then decide on a final constitution.

It is from this issue that most of the other differences encountered by the indaba stem.

The more racially exclusive-minded delegates are also concerned about recommendations of an education subcommittee that will effectively open schools to all groups.

The Bill of Rights, although approved by the indaba, is also causing problems, particularly the section that precludes segregated group residential areas.

The same clause in the Bill of Rights, which states "everyone has the right lawfully to own and occupy property in the province", however also causes problems in kwaZulu

with its communal land ownership.

The position is further bedevilled by political parties attempting to gain advantage from the indaba.

The NRP, for instance, to the disapproval of other parties, has unashamedly claimed credit for starting the indaba and in by-elections as far afield as Cape Town has attempted to garner votes on this platform.

The National Party, obviously concerned about the effect the indaba could have on its voting base, may be playing an even more sinister role.

The NP provincial secretary, Mr Renier Schoeman, denies his party has been attempting to undermine the indaba but the suspicions appear firmly based.

The party's attitude was brought to the fore early last month when NP members of the Durban City Council expressed disfavour with the Bill of Rights and sought support with the circulation of a "secret" letter.

There are indications that the Government attempted to stop the province supporting the indaba materially at the start.

Nominated executives

Unlike in the other provinces, the Government has also declined to appoint any of the sitting MECs to the new nominated executive committees. This was seen as another attempt to frustrate the indaba.

The National Party itself — after much vacillation — finally turned down an invitation to participate but agreed to observer status. The NP is particularly concerned that a new political alliance may emerge from the indaba.

It is also worried that it is being dragged into supporting proposals on the grounds that it will be seen as the bogymen if it does not do so.

Its suspicions gained ground with the formation of the Indaba Support Group, although the chairman, Mr Dirk Kemp, firmly denies that this is the case.

The NRP has made it clear that it is in favour of the indaba being a catalyst of a new broad-based, non-racial political alliance.

These differences are, however, not placing the indaba in any immediate jeopardy.

More and more people are in fact criticising the indaba for being too secretive and attempting to give the impression that there is consensus on most issues.

Some members are, however, starting to accept that consensus means the greatest possible degree of agreement and not total agreement.

Although considerable attention is being given to the racial fears of the more right-wing delegates at the moment, this could ease as the indaba gets closer to its final decisions.

Delegates realise that if they give an over-emphasis to the right wing far more damage would be done where the greater majority lies.

This was brought home to some of them when they visited Namibia recently. There they found that less and less attention is paid to the demands for race group protection and more attention is paid to getting credibility from the anti-apartheid groupings which include the vast majority of blacks.

The indaba delegates were told one of the worst mistakes made in Namibia was the formation of separate ethnic authorities.

Another debate

Some delegates point out that although the criticisms and reservations expressed by the Afrikaans cultural group the FAK could be considered serious when compared with any possible threat by Inkatha they paled in significance.

In numbers the Federasie van Afrikaanse Kultuurvereniginge represented a very small proportion of the people of Natal and kwaZulu and, although generally closer to the National Party, its members would still be scattered across the political spectrum.

The demands of the right have stimulated another debate. Some members feel, and this was enunciated by the NRP leader, Mr Bill Sutton, that proposals should be tailored in a way to make it easier for the Government to accept them.

Others argue this would destroy their credibility among the majority of blacks and give the UDF and ANC a weapon to discredit the indaba.

Another argument against this is that the Government has already announced that it would test the opinion of people in the region before making a decision. An overwhelming majority would make it difficult for the Government to give its approval.

The indaba is now approaching the point where the key decisions will have to be made and it will not be surprising if total consensus is not achieved.

In the end it will depend on the ability of those agreeing to sell the recommendations to the general public.

Indaba votes for multiracial rule

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DD
29/11/86

Black prime minister possible

Dispatch Correspondent

DURBAN — Moderate black and white organisations, after eight months of talks, yesterday unveiled an unprecedented proposal for Natal to be governed by a multiracial legislature — and probably by a black prime minister.

The Natal-KwaZulu Indaba decided by 24 votes out of 35 yesterday to opt for the new system of provincial government, which would treat the region as a political unit with universal adult suffrage — and the constitutional protection of minority rights

"People are very excited that they have managed to reach an agreement," said Mr Peter Mansfield, who served on the constitutional committee formed during the talks

"They don't know what the government's reaction will be, but there is a sense of history in the making in that this could be the start of major constitutional changes in South Africa"

At an historic press conference, Professor Desmond Clarence, chairman of the Indaba, said only two organisations had indicated they would not be able to sign the final draft

These were the Federasie van Afrikaanse Kultuur and the Afrikaanse Handelsinstituut

He said three bodies had asked for time to consult with their constituents

The chairman was flanked during the press conference by the representatives of the two sponsoring bodies of the Indaba, Dr Oscar Dhlomo, representing the KwaZulu Government, and Mr Frank Martin, former senior MEC, representing the old Natal Provincial Council

Professor Clarence said he had not obtained all the signatories to the agreement, which might eventually be forthcoming

"We have not reached full consensus. In some cases, we have signatures from the delegates themselves, indicating that they believe that what we have achieved is the maximum of compromise"

Yesterday's agreement was reached after eight

months of negotiation behind closed doors by almost 40 political and other interest groups from the region

It provides for a two-chamber legislature with wide powers, a provincial governor, a prime minister and 10-man cabinet, a bill of rights, an independent judiciary and "cultural councils" to protect major cultural rights

A statement from the Indaba said the agreement would require the sanction of the government before it could be implemented

The statement said it was envisaged that the proposals would first be put to the people of Natal and KwaZulu for approval by way of a referendum

The agreement provides for a 100-member legislative chamber elected by universal adult suffrage through a system of multi-member, constituency-based proportional representation

The percentage vote captured by any group would be directly reflected in membership of the chamber, according to an Indaba press release

The agreement also provides for a 50-member second chamber, equally representing African, English, Asian and Afrikaans background groups

It also caters for a South African group representing voters who prefer not to vote according to "background"

It further allows for a prime minister responsible to the first chamber and a cabinet of 10

The agreement further makes provision for a governor, appointed by the State President on the advice of the provincial legislature

It envisages the retention of the existing system of local government in Natal, until amended, and then its gradual extension to present KwaZulu areas and the constitutional entrenchment of local government powers

In terms of the agreement, traditional authorities in KwaZulu are to be treated as part of the system of local government. Provision is to be made for a council of chiefs

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Indaba hits snags over 'group rights'

Political Reporter

THE KwaZulu/Natal Indaba is having difficulty reaching agreement about the second chamber intended to guarantee group rights in a possible bicameral provincial government system

Indaba sources yesterday said the KwaZulu Government, Inkatha and the three major Afrikaans delegations, the Afrikaanse Handelsinstituut, the Durbanse Afrikaanse Sakekamer and the Federasie van Afrikaanse Kultuurverenigings, held a special meeting at the end of last week to try to reach an agreement about the powers of the chamber

The discussions were not successful

Several proposals for a second chamber have been discussed and rejected and the latest model, still under discussion, is for 50 seats to be divided equally among 'cultural background' groups

Opposition

These proposals have met with some opposition and the delegates appear to be split about the powers which the second chamber should have over decisions made by the proposed 100-seat first chamber which would be elected on a nonracial, one-person-one-

vote basis

At the National People's Party Natal congress last weekend the NPP leader, Mr Amichand Rajbansi, expressed opposition to the proposals because it would mean whites would effectively outnumber Indians by two to one in the chamber

A special meeting of the Natal region of the People's Congress Party was also held at the weekend and threatened to withdraw from the Indaba if 'the flouting of these principles (of non-racial, democratic and fair government) make it impossible for us to continue participation in the deliberations'

FIN MAIL
 KWANATAL INDABA

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Minority brakes

Hopes of the Natal-KwaZulu Indaba concluding its business before the year's end are fading fast

Indaba chairman, Professor Desmond Clarence, has said he would like to wrap up the discussion and publish his report as soon as possible. But disagreement over the structure of Natal's future legislature and deepening divisions over its Bill of Rights have complicated matters.

The problem is that if the Indaba does not come to an early conclusion, it is in danger of losing momentum. With parliament reconvening next year, and the possibility of political parties having to fight an election, a number of delegates have given notice that they will not be available to attend weekly Indaba sessions.

Essentially, there are two options either the Indaba forges ahead and publishes both a majority report and one for dissenting minorities, or it presses on into the new year in the hope of reaching a broader consensus. However, feeling generally is that the divisions are so entrenched that a further convergence of views is unlikely. These developments inhibit prospects of initiating Indaba-type conventions on a national scale.

The difficulties are illustrated by the decision last week of the Natal Municipal Association (NMA) to change its status from that of a full participant to an observer. Other delegations are apparently considering doing likewise.

The NMA's problem lies essentially with the highly controversial Bill of Rights, which favours the protection of *individuals* rather than ethnic groups. As it is representative of a wide range of divergent political viewpoints, the NMA delegation claimed it could not in all conscience vote on the issue, and asked for a change to non-voting status.

They are among the growing number of delegates who are evidently uncomfortable with either the Bill of Rights, or the constitutional framework the Indaba has come up with. It seems the longer the delegations ponder the two issues, the more chary they become.

The latest group to raise its reservations are the Indians, who claim to be unhappy with the voting split in the lower house. In terms of the proposals before the Indaba, a unified Natal/KwaZulu will have a 100-seat legislature, elected proportionally, and a 50-seat lower house comprising 10 members drawn from the English, Afrikaans, Asiatic, black and general groups. The lower house would, in effect, have the power of veto as all legislation would require 80% majority support before it could be enacted (*Current Affairs* November 14).

As Indians far outnumber whites in the province, the Indian participants contend that they should have a bigger say in the lower house — or at least one split like the white vote along, say, Hindu/Muslim lines.

Their proposals and other constitutional inputs formed the basis of discussion at last week's meeting.

In a masterful understatement, the Indaba issued a terse report on the proceedings which said simply that "particular attention is being paid to the structure and composition of the legislature. This is the single most important issue the Indaba has yet to finalise."

28/11/86
GROUP AREAS ACT

Reform delay

Government's decision to postpone publication of the President's Council's report on the Group Areas Act seems to have more to do with political timing, than deliberately ignoring its reformist proposals.

According to extensive leaks (*Current Affairs* August 29) the report would have recommended radical changes to the Act, including provision for a "local option" in desegregating residential areas, and the total desegregation of commercial and industrial areas.

The report was due to have been debated by the full President's Council this week. It is understood that only the Conservative Party representative on the all-party constitutional committee opposed the report. However, government appears to have suffered cold feet and has held it back. The most likely cause is a pending general election. The

Progressive Federal Party's director of research, Nic Olivier, believes this is the case, rather than a broader about-turn on reform. "The delaying of publication of the report is to me the clearest indication so far that we will have a general election for whites in March or April next year," he says.

"Government has stalled the report so that it will not be compelled to take a stand on Group Areas before or during the election campaign. This to me is the only logical reason for holding back at this stage," he says.

It is possible, however, that the report has caused severe strains within the National Party and that State President P W Botha has decided he cannot now afford an open row over scrapping residential apartheid. The easiest thing was to shelve it for a while.

Olivier reckons "there is tremendous pressure on government (from the Left) to move away from Group Areas, and I don't believe it would risk its co-operation with the other two houses of Parliament by adopting a more conservative stand at this point," he says.

But in the long run, say political analysts in Cape Town, by withholding the report, the contents of which are no longer a secret, Botha may do more harm than good. A number of his *verligte* MPs are unhappy with what they see as a halt to reform and his coloured and Indian allies in government are (once again) threatening to quit Parliament in protest if the report is not published and the Act repealed.

The decision to shelve the report leaves in limbo thousands who have taken the gap and are already living illegally in white areas. The Act provides for them to legalise their position by applying for permits, but few seem willing to do so.

FIN MAIL

28/11/86
MOVING TO WELFARE

The western Cape's chief black affairs administrator, Timo Bezuidenhout, who is due to retire this month, will spend much of his time next year working for a Christian welfare organisation, Mfesani.

Mfesani's general manager (communication), Steenkamp Vorster, confirmed from King William's Town this week that Bezuidenhout has offered his services as an adviser and public relations officer.

Bezuidenhout, who used to say things like "I feel sorry for these people" while supervising largescale "repatriation" of "surplus appendages" from Cape Town's squatter camps, announced his retire-

ment earlier this month and said he would devote himself to community work. He confirmed this week that he will be working for Mfesani.

Mfesani — a Xhosa word meaning compassion — caters for about 5 000 people, mostly children, in homes for the physically handicapped in Ciskei, Transkei and the eastern Cape. It plans to open a centre in the western Cape next year.

Steenkamp says Mfesani operates on a R4.5m annual budget of which about half is generated by the sale of products made at the organisation's employment centres for physically handicapped people.

Natal hospitals 'not affected'

Mercury Reporter

NATAL Provincial hospitals are not involved in the recently exposed pharmaceutical theft racket, says the Acting Director of Hospital Services, Dr Charles Roper.

Shortly after the racket, in which scheduled medicines worth millions of rands were being stolen within the provincial tender system, was made public a week ago, the Department of National Health and Population Development called in the Registrar of Medicines and the South African Police to investigate

In the interim the department has written to doctors, pharmacists and dentists warning them of the scheme and calling on them to report any irregularities in products they get.

The irregularities have already been partially probed by the Pharmaceutical Manufacturers Association, which first exposed the racket

It was discovered by a manufacturer on October 15 that there was a deviation in the normal distribution of a product

It had been sold to the public sector through the provincial tender system but had reappeared in private retail pharmacies

This, the association said, indicated theft within the tender system

When contacted yesterday a spokesman for the Department of Health would not elaborate on whether hospitals in Natal would be investigated at a later stage

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Pietermaritzburg
Bureau

THE NPA would be more involved than before in the administration of hospitals and health care, Mr Volker, member of the Executive Committee, said yesterday.

Opening the Natal College of Nursing in Pietermaritzburg last night, Mr Volker said there had been concern about the possible fragmentation of health care in the province.

He said the outcome of intensive investigations into the functions of central and provincial government departments had led to a pattern of continued direct involvement of the NPA in the administration of hospital and health

care matters.

In fact, we will be more involved than in the past, Mr Volker said, adding there would be greater co-operation and co-ordination between the NPA and the KwaZulu administration.

Mr Volker said under the new dispensation relating to health care facilities, nursing education would remain with the provincial administrations.

There will be no change in the function of the

Natal College of Nursing and the functions of NPA hospitals to train other levels of nurses.

In his speech, Mr Volker said the decision to introduce parity of pay for nurses of all races would cost the Province more

than R15 million a year. He also pointed out that the costs of hospital and health services in Natal were running at more than R438 million this financial year — considerably more than half the Province's total budget.

NPA to be more involved in hospitals

264 N/A 15/11/88
Mr Volker said greater attention would have to be paid to family planning that responsibility would fall under the control of the NPA, Nurses Administration

Nurses, more than any other group of people, shall have to play a greater role and accept more responsibility in being educators in the family planning programme. This is a highly sensitive issue, but it is a challenge which we can only ignore at our peril.

Threat to Natal's ambulance service

N/M 19/11/85 (264)

THE NPA could lose control of its well established, hospital-based ambulance service in terms of a Bill to co-ordinate fire-fighting services throughout the country.

Pietermaritzburg Bureau

Mr Peter Miller, a member of the Natal Executive Committee, said Exco was 'greatly concerned' about certain provisions of the Fire Services Bill published in a Government Gazette for information recently and he said they would be 'vigorously opposed'.

The Bill, if passed by Parliament, could result in the fragmentation of Natal's ambulance service by making it part of the fire brigade services in local authorities and in Regional Services Council areas, according to Mr Miller.

Control of the service would, in terms of the Bill, pass to the chief fire officers of each local authority, replacing the present medical control of emergency medical services. Mr Miller said Natal was

opposing those provisions vigorously 'because our experience is that a fragmented service does not work'.

Natal supports the Health Act approach that ambulance services are an extension of an overall health service, not a section of the local fire brigade.

'Our resistance to the refragmentation of the Emergency Medical Services seems to have the support of the fire chiefs in most of the major local authorities'.

Mr Miller said the NPA Ambulance and Emergency Medical Service was considered to be the finest service of its kind in the country.

14-berth catamaran launched

Medical

He pointed out that before 1981 no co-ordinated ambulance service had existed in Natal, and that the services then could best be described as 'disjointed, disorganised and in fact disastrous'.

'We believe very firmly that ambulance services must fall under medical control and remain an extension of our health service. We therefore make no bones about our opposition to the proposals in the Bill.

'We want to avoid at all costs the fragmentation of the service because we believe it is working extremely well'.

Mr Miller said using the Province's 24 provincial hospitals, a comprehensive, well equipped service had been established.

Govt silent on Natal Indaba proposals

29/11/86 WIEP
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By DIRK VAN ZYL

THE Government is awaiting official notification of the Natal Indaba proposals before responding.

"I cannot comment until I've seen the document," the Minister of Constitutional Development and Planning, Mr Chris Heunis, said today

The Indaba — initiated by the Natal Provincial Council and the Kwazulu Government — yesterday unveiled an unprecedented proposal for Natal/Kwazulu to be governed at second-tier level by a multi-racial legislature — probably with a black Prime Minister.

Sapa reports from Durban that the Indaba yesterday agreed on proposals for the area to be governed by a multiracial legislature, elected by universal adult suffrage.

The proposals also provided for the protection of minority rights under a Bill of Rights

Thirty-nine political and other groups from the region participated in the Indaba

The proposals include:

- A two-chamber legislature with wide powers.
- A provincial Governor
- A Prime Minister and 10-man Cabinet
- A Bill of Rights, an independent judi-

ciary and "cultural councils" to protect cultural rights

The agreement would require the sanction of the central government and the proposals will probably first be put to the people of Natal and Kwazulu in a referendum

They provide for a 100-member legislative chamber elected by universal suffrage through proportional representation.

A 50-member second chamber would equally represent African, Afrikaans, Asian and English "background groups".

As blacks comprise almost 80% of Natal's population, the Prime Minister under this plan could well be black

A Governor would be appointed by the State President on the advice of the provincial legislature and the Bill of Rights would be constitutionally entrenched.

Cultural councils would protect and promote the cultural rights and interests of groups representing "the principle segments of the Natal population"

The councils could apply to the Supreme Court for judgment on the validity of certain legislation affecting language, religion and culture

Traditional authorities in Kwazulu would be treated as part of the local Government and provision is made for a council of chiefs

'Local rule' brings lights, telephones to 75 000 tribesmen

African Affairs Correspondent

A REMARKABLE experiment in local authority government is being conducted, so far successfully, in the Valley of a Thousand Hills between Durban and Pietermaritzburg

The catalyst in this experiment is the Valley Trust, essentially a socio-medical project for the promotion of health

However, through the good offices of this organisation, which yesterday held its annual meeting, electricity and telephones are being brought to the 75 000 people in the valley

Electric lights in the valley as part of this project are scheduled to be switched on by the Durban Corporation on March 3 next year

Men, women and children from the local community have themselves built roads where previously none existed

The local authority system devised by the inhabitants is currently being explained to academics at the universities of Zululand and Natal as well as

organisations such as the Urban Foundation

The medical director of the Valley Trust, Dr Ivan Friedman, said yesterday that the community's thirst for water had led to the establishment of an eight-kilometre pipeline with two branch lines of two kilometres each

Other projects being undertaken under the umbrella of the Valley Trust included the construction of small dams, woodlots, fruit orchards and extended terraces for agricultural use

Committees

Dr Friedman said that, in order to enable skilled people to tackle every-day issues such as the provision of water and roads, development committees had been formed in 1983

Their constitutions had been approved by the tribal authorities which retained the right of veto

Mr A R Ewing, chairman of the Valley Trust, told the annual meeting that those in charge of the organisation were building a 'vision of the future'

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THE Natal/KwaZulu Indaba is rapidly being turned into a pact between Zulu and Afrikaner and the Coloured People's Congress Party is seriously reconsidering any further participation, says PCP

Indaba 'a Zulu-Afrikaner pact'

leader Mr Pieter Marais. These latest cracks in unity at the Indaba, following the Natal Municipal Association's decision to downgrade its

status to that of observer last week, occurred at the PCP Natal congress on Sunday where Mr Marais charged that coloured representatives

were being treated as "nonentities". He was given a unanimous mandate to withdraw the party from the Indaba if the situation

was not rectified. Mr Marais said he was particularly unhappy that the Indaba's proposed second chamber

for provincial government provided seats for Afrikans, Black, English and Indian "backgrounds", but none for coloureds

The PCP has steadfastly been against the second chamber as we don't believe in guaranteed minority rights or in furthering a system of government similar to the tricameral parliament," he said

Indaba 'on verge of consensus'



SWART

Own Correspondent

18/11/76
MUSOMI
264

THE KwaZulu/Natal Indaba was on the verge of achieving a major consensus on a package of proposals for future second tier government in the area, PFP Natal leader Ray Swart said in Durban North last night.

In a report-back meeting, Swart said the Indaba had been a fascinating laboratory for change in a society which had been bedevilled by inter-racial suspicions, fears and prejudices.

Swart said "All these elements have been present in our deliberations, fortified by the hard-line attitudes of some, but as the months have gone by they have been largely overtaken by the desire to start afresh, for groups and individuals to find one another and to compromise in the interests of achieving consensus."

Apparently referring to some of the conservative delegates who are believed to be planning a dissenting minority report, Swart said some elements might stand aside from the Indaba's consensus.

He said: "The public of Natal

must not allow them to impede the progress of the Indaba caravan in its quest to bring about a peaceful, stable and prosperous Natal/KwaZulu."

He said he doubted whether any of the delegates would find the final package to be perfect because there had to be concessions and compromise in the spirit of real negotiation.

Swart said: "If we can achieve a broad consensus on a system in which the principle of non-racial democratic government is pre-eminent, that will be a considerable achievement."

"There are aspects of the final package now being considered which I do not like, but in the interests of consensus and progress I have indicated the PFP can 'live with' them."

He said individuals should evaluate the final proposals on their merits free of past hang-ups and political prejudices.

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2/11/86 N/M
Call on
Govt to
back
Indaba

Political Correspondent

JOHANNESBURG—The Progressive Federal Party is expected to call on the Government to accede to the wishes of Natal/KwaZulu if agreement is reached at the Indaba.

A resolution from the Klip River constituency calls on the party's national congress to express its appreciation for the 'efforts of representative organisations from a wide spectrum in Natal to find, by negotiation, a form of regional democratic and executive government on a non-racial basis for the area.'

It also 'urges the Government to give an assurance that if agreement is reached by the parties to the negotiations on a constitution for the region, and if it is approved by a referendum of all the citizens of Natal/KwaZulu, that the necessary legislation to give effect to the proposals will be implemented.'

Another resolution calls on the Government not to introduce any new structures of government in Natal until the Indaba has put forward its proposals or disbands.

INDABA: NON-RACIAL 'PLAN' REVEALED

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Political Reporter

THE KwaZulu/Natal Indaba's proposed bicameral system could consist of a 100-seat non-racial chamber elected by universal franchise and a 50-seat second chamber made up of the various cultural divisions in the area, according to Indaba sources.

The second chamber, intended to safeguard minority rights and increase power sharing, would consist of five groups, with 10 seats each.

Indaba sources said the groups would be labelled, 'African background', 'Afrikaans background', 'Asian background', and 'English background', with a 'general interest group' to cater for people who did not wish to, or could not be included in the other groups.

Elections for the first chamber will be on a system of proportional representation, the details of which are still being discussed.

Also still being discussed are the second chamber's powers in relation to decisions by the first chamber, how voters rolls would be drawn up, and how people

would be allocated to the cultural groups

Indaba sources said the system in principle, although some conservative delegates were opposed to the non-racial chamber and other delegates felt a second chamber was unnecessary because minority rights were guaranteed by the Bill of Rights and the superiority of the central Parliament

'A comedy'
It seemed that if the bicameral system was accepted by the Indaba, a dissenting minority report will be submitted to the Government by some of the conservative delegations.

Dr P.J. Steenkamp, the Federasie van Afrikaanse Kultuurverenigings' (FAK) representative at the Indaba, said 'The only show in town is becoming a comedy'

Dr Steenkamp said he believed that in spite of the 'non-racial' tag, the first chamber members would be elected along ethnic lines which would mean

that 80 of the 100 seats would be occupied by Zulu representatives.

He said there should rather be a single chamber, along the lines of the envisaged second chamber, with consensus decisions such as in the tricameral central Parliament.

Dr Steenkamp said many Indaba delegates knew their proposals would be rejected by the Government.

Prof Desmond Clarens, Indaba chairman, said the delegates were in the middle of discussions concerning the bicameral system.

He said, with the package was presented, it was not possible to know acceptable it would be to the delegates and how significant any possible minority report might be.

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KWANATAL INDABA

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Hitting the rocks

The KwaZulu-Natal Indaba appears to be stumbling

After seven months of discussion it now seems unlikely delegates will reach consensus on their main objective to define a constitution for the KwaZulu-Natal region based on the principles of non-racialism and power sharing

A draft constitution, which provides for the transfer of political power in the province to the black majority, with only a modicum of protection for white interests, has been prepared. But now that delegates are being called on to test their faith by putting their signatures to the document, they seem to be faltering

Indaba chairman Professor Desmond Clarence is now talking openly of issuing both majority and minority reports if the Indaba cannot conclude its business within a reasonable time. "We cannot go on indefinitely," he says. "The people of Natal are expecting us to publish our recommendations and that's an obligation we have to respect"

The irony is that the dissension should surface at a time when the Indaba is attracting the international spotlight as a possible way out of SA's political stasis. With little else positive to offer foreign critics, our diplomats abroad are seen to be talking of the Indaba in increasingly reverent terms. Should the initiative fail, however, the inference could be drawn that SA is nowhere closer to solving its central political dilemma — even in a regional context — than it was before it began. It would, in a sense, be back to square one

The stalemate is not a recent development. It had its genesis at the time the Indaba issued its Bill of Rights, where the opposing views were "papered over" as a matter of convenience.

Unofficially, delegates tell the *FM* the Bill

Indaba's Clarence... majority and minority reports

of Rights was more of a kite-flying exercise to test public opinion and attitudes. Though it made no mention of the protection of "group" rights and stressed that only "individual" rights would be sacrosanct, those who had reservations withheld them in the belief that their concerns would be addressed in the constitution itself

However, it turns out that the constitution the bulk of the delegates preferred was one based firmly on majority rule with the protection of "individual" rights through free association. All that was there to protect the interests of groups was voluntary membership of "cultural councils" — a kind of community affairs watchdog

Predictably, the conservatives around the council horseshoe — Clarence estimates them as representative of no more than 10% of the delegates — interpret that as "handing Natal over to the Zulus" as the majority population.

What they want "as representatives of the group which has traditionally governed 60% of the province" is power sharing on an "equal basis". By that, they say they don't mind having numerically more Zulus in the multiracial legislature elected on the basis of proportional representation — as long as the white minority enjoys an overriding veto.

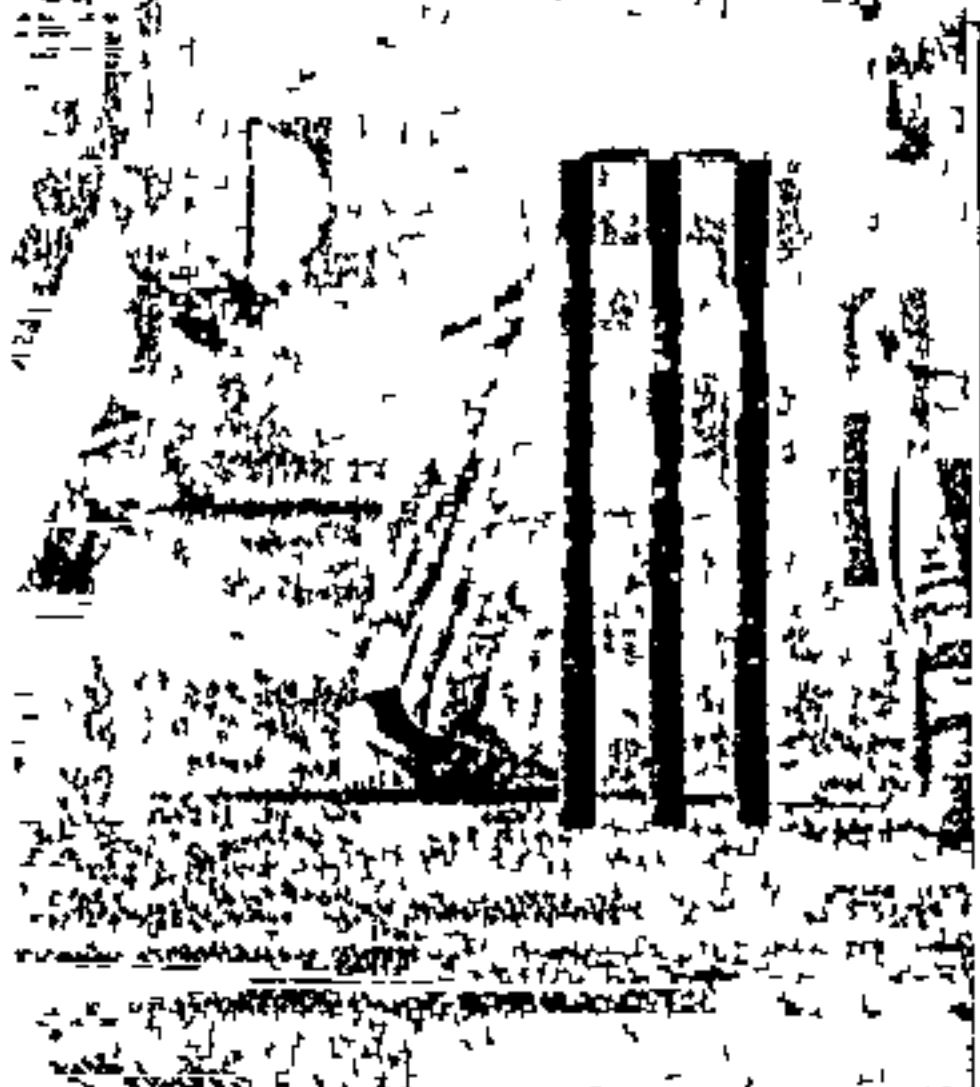
Such a qualified democracy is likely to go nowhere near addressing the anguished appeals by blacks for whites to recognise the demographic realities of the region — that as 90% of the population is black, black rule is inevitable

However one looks at it, a statement by Johan Steenkamp of the Federasie van Afrikaanse Kultuurvereniging delegation, perhaps puts the whole exercise back in context. According to Steenkamp, "opportunists are trying to sell at the Indaba what they will never be able to sell at the ballot box" ■

Indaba decision

Nats say No to Indaba decision NM 1/12/86 (264)

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Indaba rejected

FROM PAGE 1

Prof Desmond Clarence, had rejected as 'completely unfounded' claims that the proposals for a multiracial government for Natal were hurriedly pushed through for political gain and because of fears that the talks would break down

Prof Clarence said only two organisations had indicated they would not be able to sign the final draft

These were the Federasie van Afrikaanse Kultuurvereniging and the Afrikaanse Handelsinstituut

He said three bodies had asked for time to consult their constituents

Prof Clarence was not prepared to divulge the names of these organisations because, he said, they contained a 'wide spectrum of political opinion'

At an historic Press conference on Friday, Prof Clarence was flanked by representatives of the two sponsoring bodies of the Indaba, Dr Oscar Dhlomo, representing the KwaZulu Government, and Mr Frank Martin, former senior MEC, representing the old Natal Provincial Council

Prof Clarence said he had not obtained all the signatures to the agreement which might eventually be forthcoming

'We have not reached full consensus. In some cases, we have signatures from the delegates themselves, indicating that they believe that what we have achieved is the maximum of compromise'

Judiciary

The agreement was reached after eight months of negotiation behind closed doors by almost 40 political and other interest groups from the region

It provides for a two-chamber legislature with wide powers, a provincial governor, a prime minister and 10-man cabinet, a Bill of Rights, an independent judiciary and 'cultural councils' to protect major cultural rights

A statement from the Indaba said the agreement would require the sanction of the central Government before it could be implemented

The statement said it was envisaged that the proposals would first be put to the people of Natal and KwaZulu for approval by way of a referendum

The agreement provides for a 100-member legislative chamber elected by universal adult suffrage through a system of multi-member, constituency-based proportional representation

The agreement also provides for a 50-member second chamber, equally representing African, Afrikaans, Asian and English background groups as well as a South African group representing voters who prefer not to vote according to 'background'

Prof Clarence told the Mercury he had no idea when the proposals would be put to the people of Natal and KwaZulu for approval through a referendum

Speaking for Pietermaritzburg yesterday, Mr Andries Louw, the Handelsinstituut representative at the Indaba, said his organisation did not sign the proposals because 'certain very important issues, including the matter of power-sharing, had not yet been debated to the fullest consequences'

Mercury Reporter

THE National Party last night rejected the KwaZulu/Natal Indaba's constitutional proposal, labelling it a dominating model which would lead to a 'one-man-one-vote majority system'

In the first categorical rejection of the Indaba by the NP, which had observer status at the Indaba, the Minister of Home Affairs and leader of the party in Natal, Mr Stoffel Botha, said mechanisms created in the model were for the protection of only the cultural interests of groups

There is no indication of effective and equal power sharing. Indeed contrary to the beliefs of the National Party, it is clear that the implementation of this model will lead to domination

'According to this model it is inevitable that in the legislative and executive authority a majority party, as in the typical Westminster system, will effectively exercise all power

'Such a party will not necessarily be representative of all groups

'This fact has unacceptable implications in the light of the composition of the population of the region, and specifically because there are groups in this region who want to participate in political processes and structures on a group basis' said Mr Botha

Any new constitution should be democratic, enabling everyone to participate in the process of government, and structures that were agreed to should make provision for equal power sharing without any one group dominating another

Does not comply

'The National Party of Natal is convinced that the model which the Indaba has now agreed to by majority vote does not comply with these principles and that it therefore cannot identify with this model

'Although it was attempted in this model to accommodate the so called "minority rights", the result clearly amounts to a one man one vote majority system in which mechanisms are created for the protection of only the cultural interests of groups,' said Mr Botha.

The Indaba was an informative exercise from which valuable lessons could be learned for further constitutional developments

Only one important lesson can be highlighted at this stage. The Indaba offered the opportunity for frank discussion and the spontaneous growth of mutual commitment to finding solutions in our region

There were, however, also unfortunate occurrences which must be highlighted in order to prevent their recurrence in future indabas or discussions'

He listed these as

- Endeavours by certain elements in the Indaba to precipitate the deliberations and to anticipate the decisions,
 - Selective leakages to the media with the purpose of promoting certain viewpoints and discrediting others,
 - The suppressing of important views submitted to the Indaba such as the memoranda of the Natal Municipal Association on 14 November 1986 and of the Natal Agricultural Union on November 20, and,
 - The premature enforcement of a majority decision
- These sunk the potential of the Indaba to reach through meaningful negotiation consensus to the advantage of all the people of the region
- The NP was committed to the development of structures within which all inhabitants of the region could participate in the management of regional affairs

'The National Party of Natal is, however, convinced that this cannot be realised by a dominating model such as the one decided upon by the Indaba'

Reacting to Mr Botha's statement, the Indaba chairman, Prof Desmond Clarence, said 'I'm very surprised he made a statement so soon

'Before we have had an opportunity to present and discuss the proposals with the Government he has made a decision to dismiss them'

Mr Dirk Kemp, a member of the Indaba's organising committee, said Mr Botha had for some reason changed from an interested observer to an outright opponent — 'a change of attitude on which I believe he owes the public and the Indaba chairman an explanation'

Mr Peter Gastrow, MP Durban Central and national chairman of the PFP, said last night the reaction amounted to an insult to the people of Natal and made asses of moderates who were seeking negotiated and peaceful change

'The Government now has no chance to get any negotiations going in South Africa

'It is a reaction from a Government which seems to have a death wish for South Africa

'Confrontation is likely to form the pattern of politics in future,' said Mr Gastrow

Earlier, the KwaZulu/Natal Indaba chairman

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BUTHELEZI First prime minister of Natal?

THE KwaZulu-Natal Indaba is over and there are few surprises

Group areas will go but group rights will stay. If you don't want to be a person of African, Afrikaans, Asian or English background you can belong to a 'South African' group. But you would still have to rely on Pik Botha for South Africa's image management in foreign affairs and you might end up with a 'chief' as your local authority.

Frank Martin would get a new political lease on life with all sorts of new constituencies up for grabs and Chief Mangosuthu Buthelezi would probably be the first prime minister of Natal.

Amidst rumours of last minute attempts by some delegations to make fundamental changes to the Indaba's proposed regional constitution, an agreement was hurriedly signed by a majority of Indaba participants on Friday.

Plan for a new Natal

FOCUS

While a draft of the Indaba's proposed constitution will only be made available next Monday the KwaZulu-Natal Indaba has released outlines of how it proposes to reshape the province.

The proposed constitution provides for a 100-member legislative chamber elected by universal adult suffrage through a system of multi-member, constituency-based proportional representation. This means that all parties can compete in each constituency. In proportion to the number of votes they attract they get a proportional number of seats. For in-

stance, if Inkatha captured 70 percent of the overall vote, they would have 70 members in the chamber.

For elections to the first chamber, the province would be divided into 15 constituencies and the number of seats allocated to each constituency determined by an electoral commission. There would be 66 constituency seats and the balance would be allocated to parties or groups in proportion to electoral support gained.

Delegates

The delegates in the first chamber would elect a Natal prime minister. If as is widely suggested, Inkatha can deliver a significant portion of the African vote in Natal, Chief Buthelezi would surely be their candidate for prime minister.

There will also be a second chamber of 50 members "equally representing African, Afrikaans, Asian and English background groups. Provision has been made in addition for a 'South African' group in the second chamber. This is for

people who prefer not to vote according to "background".

The second chamber, along with constitutionally recognised cultural councils for the protection and promotion of cultural rights and interests, are the concessions to group rights that were jealously fought for by some in the Indaba. Professor Johan Steenkamp of the FAK said in the view of his delegation these measures would not be sufficient to protect minority rights. He said this was a significant reason behind the FAK's decision not to sign the agreement.

The FAK sees a problem in the second chamber's inability to protect minorities. But another view is that it would provide an effective blocking mechanism whereby minorities can prevent major assaults on the status quo such as initiatives to redistribute wealth and income.

Each "background group" in the second chamber would elect 10 members to the second chamber by proportional representation across the entire province.

Standing committees drawn from both

chambers of the legislature would consider and amend legislation after the first reading. Legislation would then have to be ratified by the relevant standing committee and passed by both chambers before becoming law.

The prime minister would have the right to appoint half of a Cabinet of 10. The other half would be elected by an electoral college consisting of members of all other parties represented in both chambers. Each group represented in the second chamber would be guaranteed a seat in the cabinet.

Rights

If group rights are a sop to insecure minorities, the retention of existing traditional authorities in KwaZulu, as part of the system of local government, is a sop to potential anxiety among chiefs in the face of a disbanded KwaZulu Legislative Assembly. The proposed constitution makes provision for a 'council of chiefs'.

A rather small carrot is held out to the central government in the proposal that a governor of Natal be appointed by the State President on the advice of the provincial legislature.

Many important functions of government would remain in the hands of the South African Government. The Indaba proposes that the provincial government be given authority over a 'Natal Regional Force' and certain police and judicial matters, decided in consultation with the central government. With more confidence, the Indaba allocates the provincial government the functions of revenue collection, school education, economic and social planning, health services, agriculture, land-use planning, tourism and local government.

New to South Africans would be the operation of proportional representation in electoral procedures and, of course, the institution of a non-racial franchise at the regional level.

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Sinking of Indaba shows 'death wish'

EVE Post 11/2/82


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DURBAN — The Government had ruined its chances of starting constitutional negotiations in South Africa by its rejection of the Natal-Kwazulu Indaba, the Progressive Federal Party has said

The PFP's national chairman, Mr Peter Gastrow, described a statement by Home Affairs Minister Stoffel Botha as "a reaction by bigots who seem to have a death wish for South Africa"

Mr Botha's statement that the Indaba's proposed legislative authority amounted to a one-man, one-vote system and was therefore unacceptable, was an insult to the people of Natal and made "asses" of moderates who sought negotiated peaceful change

"The Government now has no possible chance to get any negotiations going," Mr Gastrow said

"As a result, confrontation will probably form the pattern of politics in future."

Mr Botha, the leader of the National Party in Natal, said the proposals, if implemented, would lead to domination

Although they attempted to accommodate minority rights, the end result would be a one-man, one-vote, majority system

They would create

mechanisms solely for the protection of the cultural interests of groups

He said there was no mention of effective equal power-sharing

In contrast to the aims of the NP the implementation of the Indaba's proposals would lead to "total domination"

The chairman of Indaba, Professor Desmond Clarence, today described Mr Botha's reasons as "untruths"

"The Indaba is a unique gathering and is the first time this has happened in the country. How a Cabinet Minister can summarily dismiss the recommendations is beyond my comprehension," he told a Press conference

"Mr Botha says we do not provide for power-sharing — but this is the very thing we've been talking about for the past five months"

Nor was it true that the Indaba constitution planned a one man, one vote system in a Westminster type government

"There are many points in the constitution which counter this statement. I don't believe Mr Botha found the time to read them."

Suggestions that the final proposals were rushed through as delegates unlikely to accept

them were not present were "mischievous", he said.

The Indaba had reached the basic constitutional agreements three weeks ago and every delegate would be given an opportunity to accept or reject the proposals

Mr Frank Martin, co-convenor of the Indaba, said Mr Botha's remarks had done SA immense harm overseas

"We have had ambassadors such as Mr Herbert Beukes in Washington lauding the Indaba as a sign of genuine reform on the part of the Government

"To now reject it will have seriously affected our international image. Mr Botha must clarify whether he is speaking as someone in the Cabinet or in his personal capacity"

Kwazulu's Minister of Education, Dr Oscar Dhlomo, said Mr Botha gave the impression that he had not studied the Indaba's full constitutional proposals

Mr Botha was "naive" in thinking that there would be many more indabas

"This could well be the one and only indaba of its kind and the Minister and the NP should make up their minds about approving its proposals," he said.

— Sapa

RUSDAY 2/12/86

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The Indaba's no-apartheid plan

THE KwaZulu/Natal Indaba's proposals for the development of the two regions as one administrative unit — which have become the centre of a political row — would wipe out apartheid legislature and include universal adult suffrage.

As Indaba members expressed satisfaction with the outcome of their eight-month-long talks, several members said yesterday these were "everybody's second choice" reached through compromise.

And first reaction from the National Party, whose sanction is vital if the plans are to be implemented, was rejection of the proposals on the grounds that they would lead to domination of whites by blacks.

The Indaba proposals were reached by a majority agreement of the 39 participating political groups on Friday.

They include a Bill of Rights which would effectively wipe out apartheid in the province, including the Group Areas Act, and allow for proportional representation of any group or

DOMINIQUE GILBERT

party in the first chamber of the new provincial political dispensation.

Also provided for in the proposals is the protection of minority rights under the Bill of Rights, an independent judiciary and "cultural councils" to protect cultural rights.

The Indaba has proposed that the region be governed by a two-chamber, multiracial legislature and that universal adult suffrage elect a future Prime Minister in the Natal/KwaZulu province.

The province would be divided into 15 constituencies for elections to the first chamber, which will consist of 100 seats. A total of 66 seats would be determined by an electoral commission. The balance would be allocated in such a way as to ensure that each party obtains a number of seats proportional to the number of votes it received.

According to the proposals, the Prime Minister would be the leader of the party that secured an overall

majority in the first chamber in an election. If no party or coalition of parties secured an overall majority, the Prime Minister would be elected by the first chamber.

The second chamber is intended to be a 50-member body equally representing African, Afrikans, Asian and English "background groups" as well as a South African group representing voters who prefer not to vote according to "background".

The Prime Minister, who would head a 10-man Cabinet, could, according to proposals, be forced to resign by a two-thirds majority vote by the first chamber.

Responsible to the first chamber and the Cabinet of 10, the Prime Minister would have the right to appoint half the Cabinet (if his party secured an overall majority) and the other half would be elected by an electoral college from both chambers.

Each group represented in the second chamber would be guaranteed a seat in the Cabinet. Laws will be passed only once the legislation is ratified by the relevant

standing committee — which will proportionally represent all parties — and passed by both chambers.

A Governor would be appointed by SA's State President "on the advice of the provincial legislature".

The Bill of Rights would be constitutionally entrenched and enforceable against the Governor and all organs of government at provincial level in Natal.

The cultural councils would be able to apply to the Supreme Court for judgment on the validity of legislation affecting language, religion and culture. And the second chamber would have a veto right on any legislation affecting language, religion and culture.

Proportionally elected standing committees drawn from both chambers of the legislature would consider and amend legislation after first reading.

The existing system of local government in Natal would continue until changed and would be gradually extended into KwaZulu. Traditional authorities in Kwa-

Zulu would be treated as part of the local government and a council of chiefs has been provided for.

While the proposals give a high degree of autonomy and wide powers to the proposed multiracial provincial government — most of them already enjoyed by the existing KwaZulu government — certain important functions would be excluded.

These would remain under the control of central government and include foreign affairs, defence, national intelligence, police, prisons, posts and telecommunications, railways and harbours, tax, customs and excise, water affairs, labour union and arbitration matters, trading licences in respect of mines, arms and ammunition, and functions of the Auditor-General.

The Indaba proposed that provincial government be given authority over a "Natal regional force" and be in control of revenue collection; school education; economic, social and financial planning; health services, including social welfare; agriculture, forestry, veterinary and conservation services; physical and land-use planning, including housing schemes and tourism; and local government (including tribal authorities).

1986/02/12 11:30 AM

Call for an early referendum

Indaba 'last chance for negotiation'

BUS DAY

2/12/86

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GOVERNMENT was squandering its last opportunity for negotiation politics by rejecting the KwaZulu/Natal Indaba proposals.

This was said yesterday by Dr Oscar Dhlomo, Inkatha secretary-general, co-convenor of the Indaba and also KwaZulu's Education Minister.

He said the Indaba was probably SA's last chance for peaceful negotiations on reform not only for Natal but for the whole country.

Natal's NP leader Stoffel Botha "is naive in his thinking that there are going to be any other indabas", Dhlomo said.

He called for the earliest possible test or referendum, as originally planned, to ascertain whether Botha's reservations on the proposals for a "non-racial, political dispensation" would stand up to the opinion of people in the region.

KwaZulu officials, it is understood, are planning a referendum in the homeland regardless of whether government accepts the proposals.

"It would be unfortunate if Botha, as party leader governing Natal, is seen to

DOMINIQUE GILBERT

be sacrificing the potential for negotiation politics in our country at the altar of political expediency," an angry Dhlomo said.

He and several other Indaba participants charged that Botha, "who did not once find the time to attend the Indaba sitting", could not have read the full constitutional proposals before making his "distorted and inaccurate" statement rejecting them.

● See Comment: Page 4
News Focus: Page 5

Botha had been speaking in his personal capacity and had read the proposals when he accused them of not showing effective and equal power-sharing, his spokesman said last night.

Dhlomo said the Indaba had proved negotiation politics was "alive and well" in SA at a time when "the country is being written off as politically incorrigible and on the brink of violent revolution".

Martin promises referendum

N/A 264
3/12/86

Mercury Reporter

A REFERENDUM on the Natal/Kwazulu Indaba proposals will be held 'one way or another', Mr Frank Martin, co-convenor of the Indaba and Natal's former senior MEC, said last night.

'The public of Natal is getting tired of being told what is good for them, and they want to express their opinion on what we have been discussing for the last eight months,' said Mr Martin.

Asked to comment on reports that several top South African businessmen had promised to finance a referendum set up by an Indaba committee, Mr Martin said:

'If I am to judge by the comments I have received from a wide spectrum of

Natal society, then there will be a referendum on the Indaba proposals.

'Take it for granted that an expression of opinion will be held one way or another.

'I am obviously hopeful that the Government will hold a referendum as the Minister of Constitutional Development and Planning, Mr Chris Heunis, promised earlier this year, and I will continue to believe that a referendum will be held until it is proved that Mr Heunis has gone back on his word.'

Speaking at the National Party Natal Congress in August, Mr Heunis hinted strongly that a referendum of whites, coloureds and Indians was one way of test-

ing the acceptability of the Indaba proposals.

The Durban Afrikaanse Sakekamer has become the third major Afrikaans pressure group to reject the Indaba proposals on power sharing.

In a statement released yesterday Mr Fanie van Huysteen, chairman of the Sakekamer, said the organisation had accepted the model in its broad concept but only as a basis for further negotiation.

Mr van Huysteen said the organisation regretted that the issue of 'power sharing' had not been satisfactorily resolved.

As a result of this, he said, the organisation felt that it could not endorse the relevant proposals.

Equal

'The Indaba has resulted in extremely important and positive debate without equal in our South African history.

'We feel that further negotiations are imperative,' he said.

The other two organisations which rejected the proposals made by the Indaba were the Handelsinstituut and the Federasie van Afrikaanse Kultuurvereniging (FAK).

Earlier Mr Andries Louw, the representative of the Handelsinstituut at the Indaba, said his organisation did not sign the proposals because 'certain very important issues, which included the subject of power sharing had not been debated to the fullest.

Reasons put forward by the FAK were similar and also centred on the issue of power sharing.

It was, they said, simply a case of exchanging white domination for Zulu domination.

Aim now is to persuade people of Natal to opt for non-racial government

Major campaign to be launched to 'sell' Indaba proposals

By Colleen Ryan,
Political Reporter

The most ambitious sales campaign yet seen in South Africa is about to be launched with the organisers of the KwaZulu/Natal Indaba hoping to persuade the people of Natal and the Government to accept non-racial rule for the province.

The effect of the Indaba plan would be to take power from the central Government and give it to the new provincial rulers, so it is highly unlikely the Nationalists will accept the proposals in their present form.

Already, the leader of the National Party in Natal, Mr Stoffel Botha, has rejected the draft constitution, saying it would lead to black domination.

And the deputy chairman of the Indaba, Mr John Kane-Berman, believes Mr Botha's statement sums up the present Government mood.

PROOF NEEDED

Mr Botha has let the cat out of the bag and I think it will have the effect of stopping the Indaba testing on its laurels.

"It will have to galvanise itself for the next phase of the operation. It has to prove that the great majority of people in the province want this form of government," said Mr Kane-Berman.

The Indaba had decided the proposals should be submitted to all the people of KwaZulu and Natal. Mr Kane-Berman said he hoped such a test or referendum would

CENTRAL GOVERNMENT

BILL OF RIGHTS

KWAZULU/NATAL CONSTITUTION

GOVERNOR

SUPREME COURT

LEGISLATURE

FIRST CHAMBER
100 MEMBERS
PROPORTIONAL ALY
15 CONSTITUENCIES

SECOND CHAMBER
50 AFRICAN BACKGROUND GROUP
50 AFRICAN BACKGROUND GROUP
50 ASIAN BACKGROUND GROUP
50 ENGLISH BACKGROUND GROUP
50 SOUTH AFRICAN GROUP

EXECUTIVE

PRIME MINISTER + 10 MINISTERS
50% FROM MAJORITY PARTY
50% FROM MINORITY PARTIES

ECONOMIC ADVISORY BOARD

LOCAL AND TRADE AUTHORITIES

VOTERS
18 YEARS OF AGE
RESIDENT IN NATAL AND KWAZULU

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forced by the Supreme Court of South Africa. The constitution also stresses the importance of devolution of power and proposes that major functions presently carried out by central government be transferred to the provincial government.

Functions to be devolved include revenue collection, primary and secondary education, planning, health services, agriculture, physical and land use planning, tourism and local government.

Mr Kane-Berman said that if the Government accepted the constitution, then the new provincial government would have the power to abolish all discriminatory legislation, including the Group Areas Act.

CONSTITUENCIES

The province would be divided into 15 constituencies for elections for the first legislative chamber, which would consist of 100 seats. Voting would be based on simple universal adult suffrage through proportional representation.

The Prime Minister would be the leader of the party that secured an overall majority in the first chamber. He or she would probably be black, as would be the vast majority of the electorate.

The second chamber would consist of 50 seats, equally representing African, Afrikaners, Asian and English ethnic groups. A fifth "South African" group would represent people who chose not to vote on ethnic lines.

Mr Kane-Berman said provision for the non-racial "South African" group stressed the Indaba's concern for freedom of association.

Legislation could be vetoed in the second chamber if a group felt that the legislation would adversely affect its culture or language. Disagreements would finally be settled by the Supreme Court.

The provincial executive had been designed so that all groups would have a say. The Prime Minister would appoint five Cabinet Ministers from his own party. The remaining five Cabinet Ministers would be elected by the other parties in proportion to their strength in both chambers.

COMMITTEES

Laws would only be ratified once accepted by the chambers and the relevant standing committees. There would be one standing committee for each Minister and all parties would be proportionally represented.

The standing committees would make decisions by a two-thirds majority decision, and no single party would be allowed more than 60 per cent representation.

Although the new government would control many important functions, vital areas such as foreign affairs, defence, national intelligence, police, prisons, railways and harbours and water affairs would remain under the jurisdiction of central government.

at central government level. Mr Kane-Berman said he was convinced it could work.

"The key to the Indaba is its dynamic effect. I have no doubt that if this constitution is implemented it will provide political stability."

There would be investment in Natal and it has the infrastructure for growth. And soon there would be pressure in other parts of the country for something similar."



KwaZulu Natal
Indaba

take place in the next six months. He had no illusions about the difficulty of persuading the Government to accept the plan.

The Indaba was called eight months ago to try to create a single legislature for Natal and KwaZulu.

Delegates consisted of the 39 "middle ground" groups, including agricultural, religious and cultural groups and other regional cultural bodies. One of the most important participants was Inkatha, whose chief repre-

sentative was Dr Oscar Dithomo, KwaZulu's Education Minister. The Government had observer status, but a right-wing group as well as significant black Democratic Front were absent from the talks.

The Indaba decisions, saying it was an attempt to bypass the ANC while it was banned, and that it was not a genuine, non-racial democracy.

Mr Kane-Berman admitted that rejection of the Indaba by groups

such as the UDF was a problem. He said the ANC, which did have support in a power struggle with Inkatha.

After long and sometimes difficult deliberations, the Indaba decided last week on a non-racial constitution, with only the Afrikaners cultural group, the Federasie van Afrikaanse Kultuurverenigings (FAK) refusing to sign the agreement.

The key aspect of the constitution is the Bill of Rights which is designed to protect minority rights and end all discrimination. It also provides for a two-chamber legislature, a Prime Minister and a 10-man Cabinet, a governor, standing committees and an independent judiciary.

The Bill of Rights guarantees equal protection under the law for all inhabitants, equality; that race groups can own and occupy property anywhere, and protection for language and cultural rights which would be en-

Worrall

Alfred BUDAY

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264

Govt has not closed the door on the Indaba, says

PRETORIA has not rejected the proposed power-sharing scheme for Natal, SA's ambassador to Britain Dr Denis Worrall said in London yesterday.

The Natal-KwaZulu Indaba meets today to plan tactics in the face of discouraging government reaction to its proposals.

Indaba members are widely expected to conduct their own referendum to test public opinion in Natal if Pretoria refuses to hold one.

Worrall distanced Pretoria from the views of Home Affairs Minister Stoffel Botha, who recently dismissed the KwaNatal proposals as a "formula for domination by one group over minorities".

Worrall said Botha had not been speaking on behalf of government but in his capacity as leader of the National Party of Natal.

This was echoed by Home Affairs Director-General Gerrie van Zyl, who said

JOHN BATTERSBY in London and LIAM EGAN

"It was a purely party political statement."

In the British Parliament yesterday, Foreign Secretary Sir Geoffrey Howe welcomed the KwaNatal proposals and said he was "surprised at the move which seems to have been made towards rejection of the proposals".

Worrall's statement was also con-

tained in a letter published in *The Guardian* today in response to an editorial carried in the newspaper.

Botha's remarks were widely reported in Britain and have been interpreted as confirmation that government's reform initiative has ground to a halt.

Said *The Guardian*: "All this immobility shows that President Botha is once again preoccupied by white politics and the perceived threat of the right-wing die-hards in what may well be the run-up

to a parliamentary election"

Worrall said widespread reporting in Britain claiming that Pretoria had rejected the proposals had been based on Mr Botha's reported comments.

PRP leader in Natal and the party's Indaba representative, Ray Swart, said he hoped Worrall's speech was representative of government's attitude. "After eight months of deliberations,

● To Page 2



Indaba faces conflicting signals from govt.

the proposals deserve much more serious consideration and intelligent handling than Botha has shown

Worrall can talk some sense into the government he represents," Swart said

In the latest setback, however, Constitutional Development and Planning Minister Chris Heunis has made clear that no

assurances of a referendum had been given by government

Indaba chairman, Professor Desmond Clarence, said the Indaba would now have to decide whether to "wrap up" and leave the rest of the work, such as selling the proposals

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Govt 'has not rejected Indaba plan'

N.M.
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London Bureau

THE South African Government had not rejected the proposed power-sharing scheme for Natal, the South African Ambassador, Dr Denis Worrall, said yesterday

Dr Worrall was commenting in a Press statement on the views of the Minister of Home Affairs, Mr Stoffel Botha, who had described the KwaZulu/Natal proposals as a 'formula for domination by one group over minorities'

Dr Worrall said Mr Stoffel Botha had not been speaking on behalf of the Government but in his capacity as leader of the National Party of Natal

In the British Parliament yesterday the Foreign Secretary, Sir Geoffrey Howe welcomed the KwaZulu/Natal proposals and said he was 'surprised at moves

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Dr Worrall's statement was also contained in a letter published in the Guardian in response to an editorial carried in the newspaper

Mr Stoffel Botha's remarks were widely reported here and had been interpreted as confirmation that the Botha Government's reform initiative had ground to a halt

'All this immobility shows the President Botha is once again preoccupied by white politics and the perceived threat of the Right-wing die-hards in what may well be the run-up to a parliamentary election,' the Guardian said

Dr Worrall's statement also pointed out that the Government's view had been expressed by Mr Chris Heunis, Minister of Constitutional Development, who had said that a statement would only be made once the proposals had been 'carefully studied'.

Awaiting

Mr Stoffel Botha said last night he stood by his comments about the Indaba proposals which he made as NP Natal leader and participant, albeit with only observer status, at the talks

'The Government is awaiting the full resolution of the Indaba which has been brought out in public with champagne. The full proposals have still to be formally presented to the Government.'

Mr Botha said he believed the Indaba finished too soon.

The PFP leader in Natal and the party's Indaba representative, Mr Ray Swart, said he hoped Dr Worrall's speech was representative of Government's attitude

'After eight months of deliberations, the proposals deserve much more serious consideration and intelligent handling

● See Editorial Opinion

Mandela ed ated mob

leader Nelson Mandela who has been intermittently attending the trial, stood her ground, arms folded, as members of the crowd harangued her for attending the trial of her friend

She remained impassive as the occasional well-aimed missile struck her on the face and chest. Then she walked slowly towards Green Street

The crowd surged behind her, jostling her and throwing handfuls of sand grabbed from a heap on the pavement before she escaped in a white sedan

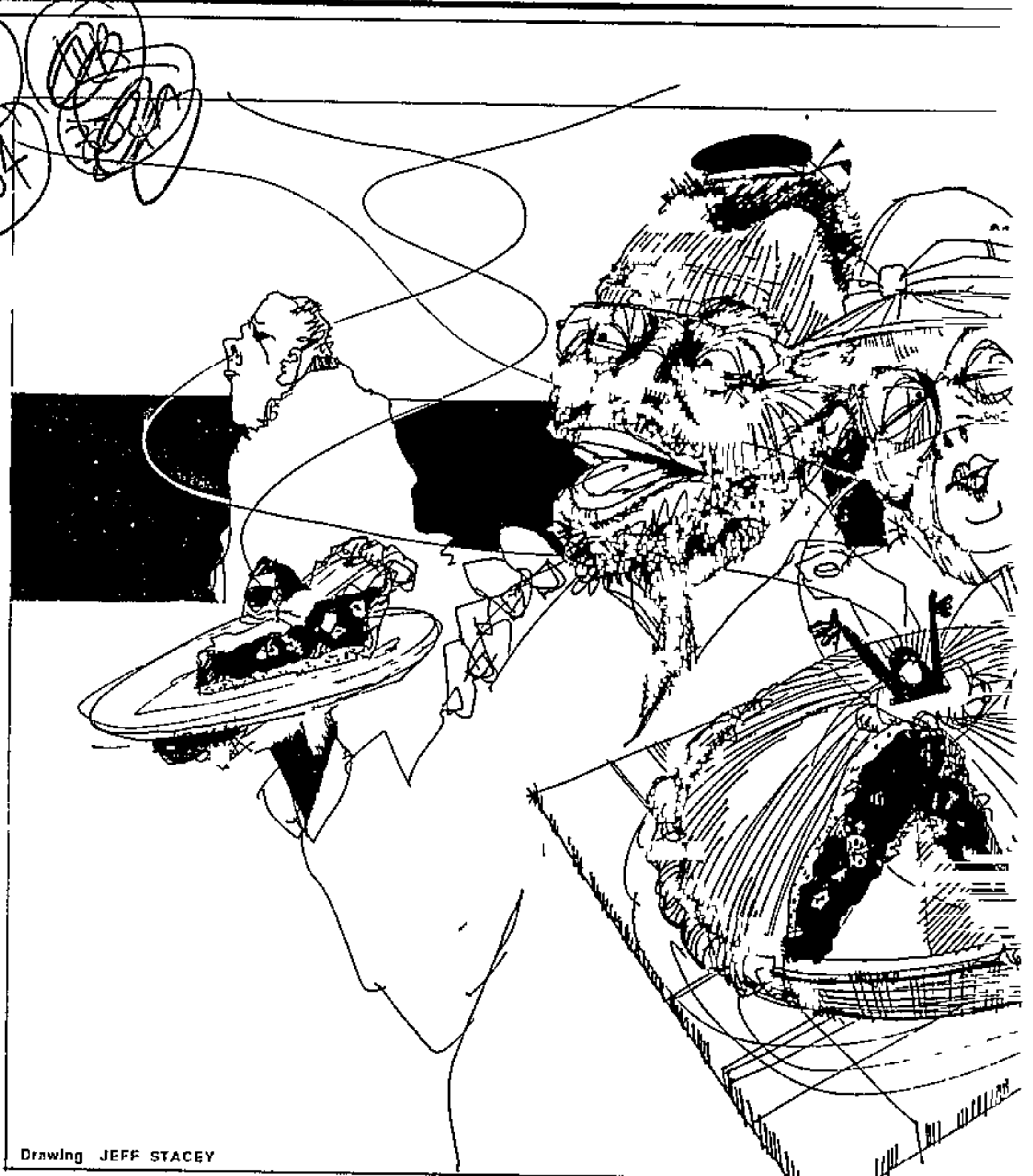
'Winnie Mandela is the wife of our leader. She should not be supporting Lindi Mangaliso,' a Guguletu woman said

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THE KWANATAL INITIATIVE

INDABA IN TRANSITION

Why the astonishing haste with which Stoffel Botha snubbed the KwaNatal plan? Perhaps because the Indaba proposals touched on the oldest of Afrikaner fears: that English-speaking whites want to forge an alliance with blacks to strengthen their own voting power
PATRICK LAURENCE reports



THE formula for joint multi-racial, regional government for Natal and KwaZulu, hammered out after eight weeks of hard bargaining, illustrates once again the difficulty of reaching a wide political consensus in South Africa. Impressive as the KwaNatal Indaba is as an innovative response to the political challenges facing the country, it suffers from two cardinal — perhaps even fatal — defects. The two major forces in the struggle for South Africa, black radicalism and Afrikaner nationalism, were not party to the agreement reached with apparent suddenness by 24 of the 37 delegations to the Indaba last Friday. The whole constellation of radical black organisations — the African National Congress, the United Democratic Front, the Pan Africanist Congress and the black consciousness movement — spurned the invitation to participate from the

outset. They did not see the Indaba as a genuine bid to resolve South Africa's problems, but, rather, as a manoeuvre to prolong white paramouncy by bringing in the Zulu-based Inkatha movement and "collaborating" Indians as additional buttresses to white rule. The National Party opted for observer status, a sign that it was not fired with enthusiasm. But Afrikaner interests were represented more directly by the cultural organisation, the Federale Afrikaanse Kunsbeleging (FAK), the Afrikaanse Handelsinstituut, the Afrikaanse Sakekamer and by the Rapportryers, which have been described as the junior Broederbond. Significantly, the FAK and the Handelsinstituut delegations were the only two which refused to sign the agreement last Friday. The Sakekamer abstained on the grounds that it wished to consult its constituency. The Rapportryers were not

present. Their representative, Thinus Havenga, however, was critical of the decision to force a vote on the contested proposals rather than plod on in search of consensus. The core of the agreement provided for: ● A bicameral legislature, consisting of a 100 member lower chamber, elected by universal franchise on the basis of proportional representation and a 50 member upper chamber, with 10 members each for people of African, Indian, Afrikaner and English background and 10 for people who did not wish to be classified racially or culturally. ● An executive, consisting of a prime minister and 10 ministers, half chosen from the majority party, and half from the minority parties. ● The allocation of specific powers to the KwaNatal government, including revenue collection, education, health services, local

government and some judicial and police functions (plus authority over a "Natal regional force"). ● Key powers such as defence and foreign affairs would, however, remain in the hands of the central government. The ink was hardly dry on the agreement when it was rejected by the Natal leader of the NP and Minister of Home Affairs, Stoffel Botha. It did not, Botha said, provide for "effective and equal powersharing". Instead, he declared, the majority party, "as in the typical Westminster system, would effectively exercise all power". KwaNatal leaders in favour of the Indaba proposals refused to be disheartened. They hoped that Botha's would not be the last word. They believed, or professed to believe, that Chris Heunis, Minister of Constitutional Development, might be less implacably opposed than Botha. But Heunis was cautious, merely

TAKING THE PLAN TO THE PEOPLE — AND CARRYING THE COST

By CARMEL RICKARD

WHILE the government delays any official response to the KwaZulu/Natal Indaba — possibly hoping to stall until after the next election — Indaba supporters are determined to take their proposals to the people of the region. Local business people and senior politicians are already drafting plans for private funding to finance a referendum if official state sponsorship is refused. The Indaba and its proposals have come in for sharp criticism from both the Left and Right, but its supporters feel the consultation could be the last hope for a liberal solution to the problems of the region — and, ultimately, the country. Time is running out for such negotiations, said Dr Oscar Dhomo, KwaZulu's representative at the Indaba. If the government turned down the proposals, "God help South Africa, because the forces that believe in negotiation politics and peaceful change will have nothing to show for this belief". Responding to the comment of Home Affairs Minister Stoffel Botha — that the Indaba was a "useful exercise" from which lessons could be learned for future gatherings — Dhomo warned that, on the contrary, this Indaba could well be the last. Some observers believe the man whose opinion really counts is Constitutional Development and Planning Minister Chris Heunis — who has said he won't comment until he has studied the official proposals. But however the government responds officially — when it does respond — Dhomo said KwaZulu could not lose. If the government rejected the Indaba, KwaZulu would emerge as the moral victors, prepared to practice negotiation, not just preach it. If, on the other hand, the proposals were accepted, KwaZulu would be proved correct to have engaged in consensus politics. Not all supporters of the KwaZulu government agree with Dhomo. Some feel the results of a government rejection could have negative



KwaZulu Natal Indaba

Oscar Dhomo, Desmond Clarence and Frank Martin Picture BILLY PADDOCK

implications for Chief Minister Mangosuthu Buthelezi. It is the second time Buthelezi has tried, and the response by the government to the Buthelezi Commission report was similar to that of Stoffel Botha. The KwaZulu leader and his opponents could now begin to read the message that neither Buthelezi nor KwaZulu is essential to Pretoria after all. Dhomo said he strongly hoped the government would hold a referendum to test public opinion on the Indaba's proposals. However, if such an opinion-testing poll were turned down, alternative ways would have to be found to take the matter to the people. The KwaZulu government would "unfortunately" have to consider holding its own referendum. Three options are available for a non-state-run test of opinion in the Indaba region: a poll to be carried out by local authorities, as a last resort, funds could be raised to hold an independent referendum, or — not as favoured as the others — an extensive opinion poll to be conducted by a reputable research group.

Natal leader of the PFP, Ray Swart, and former Natal MEC Frank Martin have confirmed that a number of business people have offered to foot the bill, should a privately funded referendum be the only way to test opinion. One of the questions asked in Natal is why Botha responded so hastily — his rejection came within 48 hours of the proposals being released. A possible explanation, given by several participants, pinpoints a significant weakness in the Indaba's operations so far. All its discussions have been *in camera* with participants obliged to honour this confidentiality. Occasionally statements have been made to the media about the progress being made in the debate. The secrecy was designed to free participants to change position as negotiation progressed, but a side effect has been public boredom, allied with ignorance. Consequently, there has not yet been a groundswell of public opinion so strongly in favour of the scheme that the government cannot afford to ignore it. The Indaba is now trying to make up for lost time with an extensive information campaign.

If the government is opposed to the scheme, it is obviously in its interests to nip the plan in the bud before the support campaign takes off. And Botha's comments certainly put a damper on the euphoria present at the official unveiling of the proposals to the media. The issue of an official government response could also put both the National People's Party and the Labour Party in an embarrassing position. Representatives of the two parties signed the standard acceptance form of the Indaba's proposals. It ran, in part, "We commend the proposals to the people of Natal". Should the government throw out the scheme — particularly if it does so without referring the matter to the public — it raises the question of how NPP and Labour ministers can continue in the cabinet after their parties have specifically endorsed the Indaba plan. What if a referendum goes ahead? Indaba officials feel they have a fair idea of the strength of the opposition on either side, and add that it is the democratic right of all who are opposed to the proposals to say so in a poll. But it is doubtful if anyone knows the true size of leftwing opposition to the Indaba, particularly since so many representatives and organisations of the Left have been severely muzzled by state action under the Emergency. Thus it seems certain that any campaign preceding an Indaba-referendum will take place with the leftwing unable to participate fully in the debate. The Indaba was scheduled to meet again last night, still behind closed doors. Delegates must decide whether the Indaba should end now, or, as chairman Professor Desmond Clarence put it, "leave it to the political parties from here". On the agenda is a report of the Indaba education committee which promises to raise all the same emotional issues about minority rights and group identity which proved so difficult to resolve when the constitutional proposals were debated.

Sideline views: Those who stayed away

By SHAUN JOHNSON

THE Indaba is *phelile* (complete) or *phelile* (finished). The question now is whether it is *phelile* (complete) or *phelile* (finished). Mouths of somewhat cabalistic negotiations have given birth to firm proposals in black and white, and all attention is focused on how People In Power will react to them. The answer from the National Party has been a swift and irascible *nooi*. In the breathless rush to ascertain what prominent Indabans are going to do to keep their political ball rolling despite the apparent reactionary rebuke, no one seems to be bothering about those major groups which refused to have anything to do with the Indaba in the first place. The Weekly Mail sought the opinions of four prominent extra-parliamentary organisations, and their answers ranged from ringing "I told you so's" to predictions that the government will actually embrace the KwaNatal proposals once the next election is out of the way. All agreed they'd have nothing to do with it, whatever the vagaries of government response, present or future. Here's what they said.

TOM SEBINA, Lusaka press officer, African National Congress

The proposals of the Indaba are unacceptable — they are the offspring of regionally and ethnically based interests and are also intended to enhance Buthelezi's ego and personal ambitions. They are contradictory to the whole concept of a united and democratic South Africa. Our people, all South Africans, are calling for an end to all forms of racism and regionalism. The crisis created by apartheid in South Africa can only be solved by and through a democratic process in which all our people, organisations and communities are participants. The ruling party and government act for reasons altogether different from those of the ANC.

"The ANC rejects the idea of piecemeal solutions which only continue the agony suffered by our people. Regional or local negotiations will never bring us closer to a national democratic solution."

MUNTU MYEZA, national publicity secretary, Azanian People's Organisation

"Azapo has always refused to be party to divisive manoeuvres like the KwaNatal initiative. Simply put, the whole exercise is a sophisticated caricature of the bantustan 'national states' gimmick. Not surprisingly, the South African government did not take kindly to being beaten at its own game."

We view the KwaNatal issue as an irredeemable attempt to avoid the obvious admission that the system of government employed by the South African government is a failure.

It is noteworthy that the people involved in this exercise are a coterie that has failed dismally in influencing the fundamental aspects of government. The KwaNatal Indaba demonstrates that the system cannot be influenced from within.

"In the final analysis, the KwaNatal matter is a misdirection, where national problems are relegated to regional solutions. We have always maintained that Azania is a single indivisible unit and solutions have to be worked around that precondition."

MEWA RAMGOBIN, executive member of the Natal Indian Congress

It is unfortunate that the Indaba has created a measure of hope in the minds of some people.

The proponents of the Indaba have in many ways ignored the broad democratic demands which we are compelled to heed. Solutions must be based on the will of the majority of the people. The Freedom Charter is the nearest thing to any expression of such a will.

"We believe there can be no piecemeal resolution to a national problem. Natal/KwaZulu is an integral part of South Africa, just as the homelands are. Notwithstanding the processes through which the Indaba protagonists are going, the full consequence would be the creation of just another administrative unit."

The government will only respond to the unified pressure of all anti-apartheid forces. Perhaps the proponents of the Indaba should use the opportunity to close ranks with all extra-parliamentary powers in isolating the Nats.

"Without wanting to be derogatory and without any rancour, the members of the Natal Provincial Administration and even KwaZulu are, after all, paid functionaries of the state."

"While the Nats have now rejected the proposals, they are, in fact, in my way of thinking, biding their time. They will, I believe, sooner or later accept the Indaba as part of their overall plan in implementing the Regional Services Councils."

MURPHY MOROBE, acting national publicity secretary, United Democratic Front

"We refused at the outset to go into the Indaba, and this stand has been vindicated by the proposals they have put forward."

"The whole Indaba initiative was completely



Mewa Ramgobin — no half-solutions



Murphy Morobe — position vindicated

undemocratic, and even the initiators themselves were forces steeped in tribalistic and racial forms of activity. Therefore when we see proposals such as proportional representation according to race, that is completely against the grain of what the UDF stands for — a nonracial, democratic united South Africa.

"This kind of 'solution' means that the Free State could go on its own search for a *boerestaat* in its region, justifying what Eugene Terre'Blanche and the Conservative Party stand for."

"At this point in time we do not see our way clear to negotiating with the NP. There has been no clear intent on the part of this government to negotiate freely and to allow everyone else to negotiate as free men and women in this country for the future."

"Our main task relies much more on the organisation of a mass base, rather than looking for top-heavy and elitist solutions."

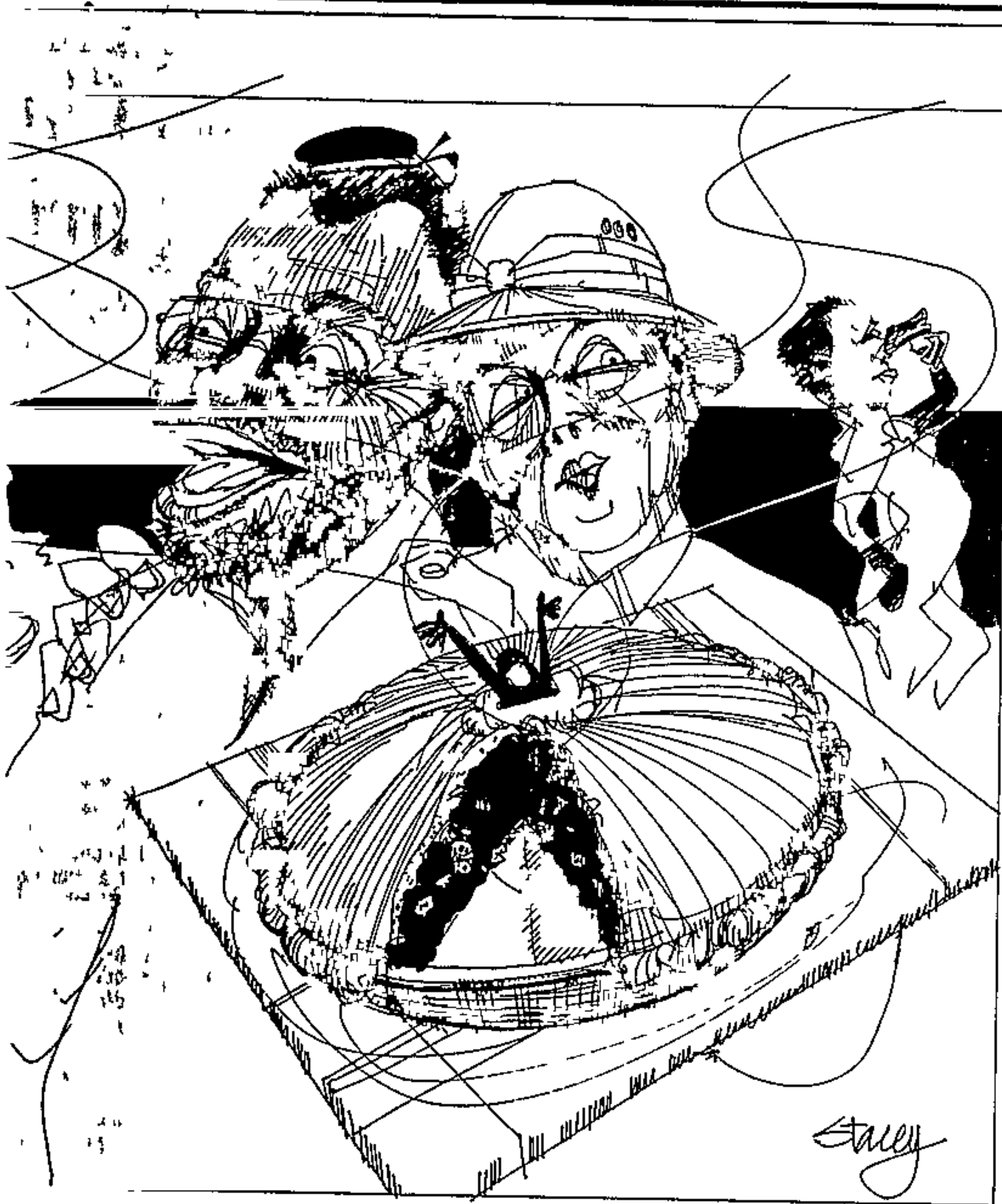
"One cannot underestimate the possibility of types like Buthelezi, with their self-centred approach to politics, trying to continue with such futile initiatives. History is laden with such attempts — from Vietnam to Korea — that sought to divide countries as and when imperialism has been under pressure."

"The NP may perhaps have been over-hasty in rejecting the proposals of the Indaba, because for all intents and purposes, if carried to their conclusion, they would actually serve the interests of the NP."

"The only obvious thing for Buthelezi, the Natal Provincial Administration and the Indian participants to do is to see the light. They must begin to realise that there is nothing they can obtain at this point by actually trying to seek solutions under the protection of the NP."

"They have been trying to present the Nats as being amenable to free debate and free speech when the UDF is being suppressed, when the ANC is banned, when democrats who have been challenging apartheid are under restriction orders. They are still continuing to try to work out solutions without the major democratic forces in this country."

"They have to realise that history will have, at some time, to contend with the folly of their present actions."



government and some judicial and police functions (plus authority over a "Natal regional force")

● Key powers such as defence and foreign affairs would, however, remain in the hands of the central government.

The ink was hardly dry on the agreement when it was rejected by the Natal leader of the NP and Minister of Home Affairs, Stoffel Botha. It did not, Botha said, provide for "effective and equal powersharing". Instead, he declared, the majority party, "as in the typical Westminster system, would effectively exercise all power."

KwaNatal leaders in favour of the Indaba proposals refused to be disheartened. They hoped that Botha's would not be the last word.

They believed, or professed to believe, that Chris Heunis, Minister of Constitutional Development, might be less implacably opposed than Botha. But Heunis was cautious, merely

remarking that he would have to study the proposals in detail and that they would have to fulfil government demands for guarantees against "group domination" and, conversely, for protection of minority rights.

Although no Afrikaner leader spelt it out specifically, the Indaba proposals touched on an age-old Afrikaner fear that English speaking South Africans want to enfranchise the blacks and forge an alliance with black voters to augment their own voting power to end Afrikaner domination at the hitherto whites only polls.

The Afrikaner fear has been strongly voiced in the past. It is expressed concretely in the 1984 tricameral constitution.

Unlike the Indaba plan for Natal, the 1984 constitution is structured to prevent a palace revolution against Afrikaner hegemony by an alliance between English speaking and coloured or Indian MPs.

As long as the NP controls the majority of seats in the "white" chamber in parliament, its dominance in the electoral college which chooses the president is ensured. So, too, is its control of the President's Council guaranteed, even if indirectly through the president.

Refusal by the NP to endorse the Indaba proposals will jeopardise the NP's own plans for a constitutional settlement. It may also undermine the position of the Inkatha leader, Chief Mangosothu Buthelezi.

In 1982 the then Natal MP, Owen Horwood, rejected recommendations by the Buthelezi Commission for a form of joint government for KwaZulu and Natal. Later senior NP politicians conceded that it was a mistake to have done so.

Now, however, four years later, the NP seems set to repeat its earlier mistakes. The difference now is that the NP is known to be keen to persuade Buthelezi to join its national council to help plan a new national constitution. Its present difficulties in persuading Buthelezi to join will multiply tenfold if the Indaba — which is largely a Buthelezi initiative — is rejected.

The NP may even risk bringing about the very alliance which it dreads: an anti-Afrikaner Anglo-black alliance. As Bill Sutton of the New Republic Party remarked after Stoffel Botha's rejection of the Indaba proposals: "The government is creating a danger of placing the Afrikaners in opposition to the rest of the people in Natal."

For Buthelezi, too, the cost of an NP rejection could be high. Instead of carving a role for himself as the man leading "moderate" centrist forces against "extremists", the NP may well cause him to be seen as a loser presiding over the collapsing centre.

Inkatha general secretary and co-convenor of the Indaba, Oscar Dhlomo, is certainly aware that the stakes are high.

Describing Botha's rejection of the Indaba proposals as "ill-advised and inappropriate", he said: "If the National Party continues to adopt such an attitude, it is quite possible that this is the last Indaba, not only for Natal but for the whole country."

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By CARMEL RICKARD

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The issue of an official government response could also put both the National People's Party and the Labour Party in an embarrassing position.

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What if a referendum goes ahead?

Indaba officials feel they have a fair idea of the strength of the opposition on either side, and add that it is the democratic right of all who are opposed to the proposals to say so in a poll.

But it is doubtful if anyone knows the true size of leftwing opposition to the Indaba, particularly since so many representatives and organisations of the Left have been severely muzzled by state action under the Emergency. Thus it seems certain that any campaign preceding an Indaba-referendum will take place with the leftwing unable to participate fully in the debate.

The Indaba was scheduled to meet again last night, still behind closed doors.

Delegates must decide whether the Indaba should end now, or, as chairman Professor Desmond Clarence put it, "leave it to the political parties from here."

On the agenda is a report of the Indaba education committee which promises to raise all the same emotional issues about minority rights and group identity which proved so difficult to resolve when the constitutional proposals were debated.

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KWANATAL INDABA

Over to Heunis

The summary rejection of the KwaZulu-Natal Indaba proposals by Natal National Party (NP) leader Stoffel Botha is far from the end of the matter

Parties to the agreement made it clear this week that they intend to fight for their blueprint all the way. And as a first step they plan to hold Constitutional Affairs Minister Chris Heunis to a promise he made to the Natal congress of the party back in July.

Heunis said then that, if generally acceptable, the Indaba proposals would be put to the test by way of an all-race referendum or similar poll.

Now Indaba co-convenor Frank Martin is adamant public opinion will be heard. "These are the finest constitutional proposals ever likely to come to fruition," he told the *FM* this week. "There is no way the people of Natal will allow them to go untested."

For those who recall government's equally tepid reception of the Buthelezi Commission Report, Botha's response will appear to be in character.

What is sticking in many craws, however, is that he should have rejected the proposal as "unacceptable" before a copy of the final report had even reached government. His action, not surprisingly, is seen as more than a little insensitive.

This week, however, Indaba delegates were putting the most constructive interpretation possible on Botha's comments, saying they represented only a personal view and not the official government standpoint. That seemed like wishful thinking.

Moreover, they pledged to press on with the compilation of a full report (the constitution accounts for just one aspect of it) and to present it formally to government early in the new year, as Heunis has requested.

He would do well to tread softly because feelings are running high. For example, KwaZulu government delegation leader Oscar Dhlomo cautions that it could be government's last chance to sit amicably around the table with people of other race groups.

This seems to imply that if the Indaba is snubbed, then government's own plans for a National Council that would include blacks, would be a non-starter as far as KwaZulu is concerned anyway.

The Indaba appears to have foundered, at least in Botha's perception, on the issue of promoting individual rights ahead of group rights. But warning signals that the Indaba was heading in a direction which was contrary to government policy were evident from the outset. Heunis had consistently said that its proposals would be judged against current constitutional principles — meaning



Dhlomo



Botha

the NP's rules of the game.

In the event, the constitution the Indaba came up with — virtually unchanged from the one obtained by the *FM* a few weeks ago (*Current affairs* November 14) — opted for a proportionally elected, 100-seat legislature with the checks and balances coming from a watchdog lower house divided along cultural ethnic lines.

NP sources were quick to describe the constitution as a "dominating model," and predicted the lower house would soon be preempted of all real responsibility, leaving real power in the hands of the majority (Zulu) party in the upper house. There had been no attempt, they said, at "equal power sharing."

In private conversations with NP observers at the Indaba, the *FM* gathered that their view of "equal power sharing" is certainly not a constitution based on a proportionally elected legislature. Rather, it is one in which whites sit as equal numerical partners with other race groups in a single legislature.

This would clearly give whites a status beyond their numbers, but if such an arrangement could be accepted at least as a starting point, something could yet be saved from the months of deliberations.

Long-term, however, government's perception of power-sharing sadly ignores what is widely accepted to be the *realpolitik* of SA today.

□ See Leaders

FIN MAIL 5/12/86

MAY DAY STRIKE

Illegal after all

Mine employers who had to sit back powerless on May 1 when members of the National Union of Mineworkers (NUM) struck with the blessing of the Supreme Court, had their moment last week when the Appellate Division overturned the ruling.

The judgment cannot, of course, change history. But it must give the Chamber of Mines some comfort. For the protection the

Supreme Court granted the NUM against claims for damages arising out of the May Day strike has been removed. Moreover, the union has to bear the legal costs for both the Supreme and Appeal Court cases.

A paid May Day holiday for mineworkers has been a feature of the NUM's demands for some years now. Earlier this year, after its annual conference, the union announced that its members would not work on May 1. The chamber attempted to thwart a strike by, among other things, applying to the Supreme Court for an order declaring the strike illegal.

But the application failed when Mr Justice A Vermooten, finding that the dispute was an outstanding issue from last year's negotiations, ruled that "the right to strike lawfully, once acquired, does not become stale." The judge did, however, grant the chamber the right to appeal. And appeal it did.

The Appellate Division's finding is based on a number of points. A key one concerns the fact that on February 26, the NUM sent the chamber a letter containing an ultimatum that if mine employers had not conceded to its demand for a May Day holiday by February 28, the union would regard itself as being in dispute. This, the Appeal Court held, removed the NUM's right to claim that the dispute was a hangover from last year's negotiations.

"In addressing the ultimatum to the chamber the union performed an unequivocal act indicating that, in relation to the possibility of calling a strike on the May Day issue, the union had deliberately elected not to rely on the events of 1985," Appeal Court Judge A J Hoexter ruled.

The Appeal Court also indicated that it did not agree with the Supreme Court, that unions which obtain the right to strike, can defer the actual strike indefinitely. "That approach when viewed from the angle of labour relations seems to entail curious and distinctly pernicious consequences," Judge Hoexter said.

He also rejected arguments on behalf of the union that it had won the right to strike on May Day because the Minister of Manpower, Pietie du Plessis, had not appointed the conciliation board within 30 days of the NUM's application. He found that the union had jumped the gun in the dispute by applying to the minister to appoint a conciliation board on February 27 — before the chamber had a chance to reply to its ultimatum. "Having put the chamber on terms, the union had to abide by those terms. Instead, it flouted them," the judge said.

He also rejected argument on behalf of the

15/12/86
CJDA

Indaba rejects claims of dishonesty, suppression

5/12/80 - BUREAU

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Own Correspondent

THE Kwazulu/Natal Indaba yesterday overwhelmingly dismissed suggestions that certain documents had been "suppressed" or that Indaba chairman Professor Desmond Clarence was "dishonest or dishonourable" in his conduct.

It is believed the decision centred on reports in a Durban Sunday newspaper, in which Federasie van Afrikaanse Kultuurvereniging's (FAK) representative Prof Johan Steenkamp, was quoted as saying he believed the Indaba proposals were "pushed through while the going was good" and this had been "very dishonourable and very unfair".

Indaba chairman John Kane-Berman said in a statement the following resolutions had been adopted at yesterday's talks:

It repudiated "unfair" Press comment directed at Clarence suggesting certain documents were suppressed and Indaba

was "guillotined", or that Clarence had been dishonest or dishonourable in his conduct

The Natal Municipal Association and the Natal Agricultural Union had denied that their submissions to the Indaba had been suppressed; and

Indaba expressed its full confidence in the chairman and the way in which he had so far performed.

The statement said one delegate abstained. The delegate was not identified. Steenkamp said last night he took cognisance of the confidence with which most delegates still viewed Clarence.

But, said Steenkamp, Press reports had given the "mistaken impression" that the Indaba proposals released last Friday had been representative of the majority of organisations.

Indaba rallies to defend chairman

N/M 5/12/86 (264) (100)

**Coloureds
fear being
'thrown to
the wolves'**

Mercury Reporter

THE Natal/KwaZulu Indaba yesterday overwhelmingly dismissed suggestions that some documents had been 'suppressed' or that Indaba chairman Prof Desmond Clarence had been 'dishonest or dishonourable' in his conduct

It is believed that yesterday's decision centred around reports in a Durban Sunday newspaper, including statements made by the representative of the Federasie van Afrikaanse Kultuurverenigings (FAK), Prof Johan Steenkamp, in which he was quoted as saying he believed the Indaba proposals were 'pushed through while the going was good', and that this had been 'very dishonourable and very unfair'

Deputy chairman Mr John Kane-Berman said in a statement that resolutions had been carried with acclamation that

'The Indaba expresses its full confidence in the chairman and the way in which he has so far, and is still performing his duties as chairman

'Repudiates'

'The Indaba unreservedly repudiates unfair comments or imputations suggesting that certain documents had been suppressed, that the Indaba was "guillotined" or that the chairman was dishonest or dishonourable in his conduct'

It was also resolved that it be put on record that both the Natal Municipal Association (NMA) and the Natal Agricultural Union (NAU) had denied that their submissions to the Indaba had in any way been suppressed

Prof Steenkamp, who abstained from the resolutions, said last night that he took cognisance of the confidence with which most delegates still viewed Prof Clarence

But, said Prof Steenkamp, Press reports had given the 'mistaken impression' that the Indaba proposals released last Friday had been representative of the majority of organisations

He contended that delegates were requested to sign the proposals in their personal capacities — and having done so, this in no way compromised the organisations they represented

'Erred'

He said he also took cognisance of apologies by Prof Clarence for having 'erred' in not informing delegates that the media had been 'lined up' and that delegates were welcome to interact with the Press

Prof Steenkamp said the result had been that only certain delegates were aware of the extent of the media presence

'That error gave rise to suspicions of duplicity and manipulations,' said Prof Steenkamp

He said the fact that an explicit warning by the Natal Agricultural Union that it could not support the proposed constitution was not cited to the media, 'might not have been an intended oversight'

But such an impression might have been created as a result of Prof Clarence erring in not informing delegates of the extent of the likely media coverage, Prof Steenkamp said

Mercury Reporter

THE People's Congress Party (PCP) yesterday expressed concern that Natal's coloured community could be 'thrown to the wolves' because of the Natal/KwaZulu Indaba's proposals on a second chamber intended to guarantee group rights

PCP leader Peter Marais and PCP Natal leader Morris Fynn said although the party was not withdrawing from the Indaba, it viewed the proposals on a second chamber very seriously, and would be holding a meeting in Austerville this weekend to try to get a mandate from the community on whether or not they supported the proposals

Mr Marais believes the coloured community is not guaranteed representation in the proposed 50 member second chamber comprising 10 representatives each from five 'background groups' — English, Afrikaans, African, Asian and 'South African'

There was nothing to stop representatives of any of the other four groups from being represented in both their own 'background group', as well as in the 'South African' grouping, he said

The proposals meant that 'as a group, we have no voting rights'

'As a result I am not prepared to strike a deal for my community that will effectively throw them to the wolves,' he said

The meeting is to be held at the the Cycas Community Centre at 2 30 p m on Sunday

Indaba has been adjourned

6/12/86 JM
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[initials]

Mercury Reporter

NINE months after talks began the Natal/KwaZulu Indaba yesterday unanimously resolved to adjourn indefinitely, having fulfilled its main objective — the formulation of proposals for a single non-racial legislature for the region

An Indaba statement issued after yesterday's final session said that another four delegates had now signed the Indaba constitutional proposals, bringing the total to 83% of the voting participants

The Indaba constitutional proposals unveiled last week provide for Natal to be governed by a multiracial legislature

The statement said the proposals would be presented to the Government by the Indaba chairman, Prof Desmond Clarence, and the two co-convenors of the Indaba, Dr Oscar Dhlomo and Mr Frank Martin

The Indaba decided that its constitutional proposals would be submitted to the KwaZulu Chief Minister, Chief Mangosuthu Buthelezi, the Administrator of Natal, Mr Radclyffe Cadman, and Constitutional Development and Planning Minister, Mr Chris Heunis

The proposals will be accompanied by a chairman's memorandum and comments on the proposals that delegations wished to make

Following the adjournment of the Indaba, the chairman and the co-convenors are empowered to convene a steering committee drawn from representatives at the Indaba.

The committee would then appoint an executive to deal with ongoing Indaba matters. The executive was also empowered to reconvene the Indaba 'should the need arise'.

But there was no indication last night of when the proposals would be presented to the Government,

nor of who would comprise the steering committee

The Indaba's proposals call for Natal/KwaZulu to be governed by a two-chamber legislature, the first chamber consisting of 100 members elected through a proportional representation system, and the second a 50-member chamber comprising 10 representatives each from Natal's black, Asian, Afrikaans and English-speaking communities, and 10 'South African' members

The prime minister would be elected by the upper chamber, making it likely that he or she would be black since blacks comprise 80% of Natal/KwaZulu's population

But any legislation would require approval by both chambers, and minority parties would be allowed to choose half of the 10 provincial cabinet ministers

● Meanwhile, in a separate statement, the Indaba said delegates had reacted 'with astonishment' to a front-page headline in a Durban afternoon newspaper to the effect that fiery Durban coloured leader Mr Morris Fynn had 'stormed out' of the Indaba on Thursday after a 'heated clash over ethnicity'

'No such clash, heated or otherwise, took place. Nor did any such clash precipitate a "storm", not even one in a teacup,' the statement said.

Mr Fynn told the Mercury yesterday that he had 'stormed out' of the meeting after a heated exchange with one of the delegates

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N/M 6/12/86

Stanger to probe loss of R300 000 in electricity charges

Mercury Reporter
THE Stanger Town Council has appointed a special committee to investigate how more than R300 000 in electricity charges were 'lost' over a three-year period.

According to a spokesman, the council approved an increase in electricity tariff three years ago, but the treasury department allegedly failed to feed the

data into the computer system

The 'error' was only picked up recently and the town clerk, Mr Bill Byrnes, was told that the money had not been collected.

As a result of the 'error' about 140 consumers benefited by not having their electricity tariff increased

Mr Byrnes could not be reached for comment yesterday, but Mr C P van

Heerden, Deputy Mayor of Stanger, confirmed that the council had appointed a committee to investigate the allegations.

The mayor, Mr W C J Coetzer, said it was disappointing that the 'error' had only been picked up three years later

'It is no small amount and the lost money will have to be recouped from the affected consumers.'

Fizzled-out Indaba now on ice

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CP Correspondent
AFTER the celebratory champagne of the Indaba announcement that its constitutional proposals were finally signed, the whole project has been put on ice until the new year, and it seems some of the fizz has, for the time being at least, gone out of the scheme.

The proposals, drafted after eight months' discussions, planned for a joint government for KwaZulu/Natal. But the talks, slammed by both the left and right, ran into trouble only hours after the announcement of the final proposals, when Home Affairs Minister Stoffel Botha said he rejected the whole idea.

Constitutional Development and Planning Minister Chris Heunis, who seems to be the boss on questions of

"new dispensations", said he couldn't comment until he has formally seen the proposals.

High on the agenda of last night's Indaba meeting was the issue of when and how to present the proposals to Heunis, but it's reliably understood that the plans are unlikely to be handed over until early in the new year.

But while the government appears to have a negative attitude to the scheme, some Natal business people and politicians are determined the people of the region should have a chance to express their opinion on the issue, regardless of government reaction.

Indaba official and former MEC in the Natal Provincial Council, Frank Martin, told *City Press* that the business people he had spoken to were so impressed by the Indaba as a way out of the region's problems, that they

were prepared to find the cash to pay for a non-government referendum.

One reason they are so keen is that they have been warned it might be the last opportunity for so-called moderates to work out a solution. Acting Chief Minister of KwaZulu and his government's Indaba delegate, Dr Oscar Dhlomo, said that if the government rejected the scheme it could be the last "Indaba".

He described Botha's rejection of the idea as "high-handed and ill-timed".

On the question of leftwing opposition to the Indaba, Dhlomo said the ANC, UDF and NIC had exercised their democratic right not to participate. When the proposals were put to the people of the region, they could again express their opposition to the proposals through their

vote.

Among the main proposals of the Indaba are a scheme for two chambers, one of 100 members, the other with 50. The second chamber would represent the "background" of the voters, and is one of the devices introduced by the Indaba to protect minority rights, which was a big issue for some delegates.

Both the KwaZulu government and the Progressive Federal Party were unhappy with the second chamber, but agreed to its being included as a concession to other groups.

Dhlomo said it was difficult for black people to see where entrenching minority rights became entrenchment of privileges, and therefore racism.



Oscar Dhlomo

sonally
Price changes without notice.

UDF rejects Natal Indaba

By SOL MORATHI

THE United Democratic Front says it completely rejects the KwaNatal Indaba proposals.

The UDF says the proposals are nothing but "a negation of broad principles" on which the UDF is based in this country - non-racialism, democracy and a united South Africa.

The pursuit of local/regional options for a second-tier government as proposed by the Indaba is directly in line with the AWB's demand for a "Boerestaat," the statement reads

The KwaNatal Indaba, the UDF says, essentially refuses to accept the principle of majority rule where no preference or special treatment is given to any particular race group.

The UDF says Stoffel Botha's rejection of "even proposals" that do not threaten white rule in any way, is "merely symptomatic of the acute lack of vision of the Afrikaners."

minimum demands with the Nats can be met.

CITY PRESS
7/12/86

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At the time when
The PP branch
was held

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minimum demands with the Nats can be met.

THE Botha administration faces a tough in-house test over the important KwaZulu-Natal Indaba proposals.

This week, one of the Cabinet — Mr Amichand Rajbansi, chairman of the House of Delegates — described the plan as a "very fine proposal"

But Mr Stoffel Botha, National Party Natal leader, has rejected the proposals because he says they amount to domination by a Zulu majority

The Government has not taken an official stand on the proposals although they are known to be opposed to key principles in the plan

But the support of one and perhaps both of the junior coalition partners in Government for the Indaba proposals presents the Government with further possible embarrassments

In some quarters of their own party there are voices in favour of the Indaba, and South Africa's foreign diplomatic missions are having a hard time explaining to even friendly foreigners the summary dismissal of the plans for a non-racial regional government in Natal.

Orchestrated

There are suggestions, meanwhile, that Mr Botha's statement was orchestrated with those of Mr Chris Heunis, Minister of Constitutional Development

The proposals for a non-racial regional Government in Natal are reportedly quite unacceptable to the Government, but it does not want to rule them out of hand immediately

President Botha's administration still wants to lure Chief Mangosuthu Buthelezi to the proposed National Statutory Council

In Government circles

PW faces tough in-house test on Govt's stand

Sunday Times Reporters

there is now talk that the Indaba proposals might be the first item on the agenda of the National Statutory Council — a carrot to attract KwaZulu's participation

But, senior government sources have suggested, Mr Stoffel Botha's statement in his capacity as Natal National Party leader was necessary to forestall unrealistic expectations and to give a guide to conservative white voters in an early election widely expected to take place early next year

The KwaNatal Indaba proposals are meanwhile due to go to the Minister of Constitutional Development soon

The Indaba decided this week to delay plans for a referendum and to first submit its constitutional proposals to Mr Heunis

Embarrassed

In foreign quarters, meanwhile, businessmen and politicians against sanctions have been severely embarrassed by Mr Stoffel Botha's statement

The stand has been heavily criticised by the foreign media, and in London, ambassador Denis Worrall has hastened to assure the British public that the last word has not yet been heard on the issue

OK

INCOBA gets way against

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Joint Natal, KwaZulu govt on the horizon?

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Natal's Administrator says it could be a reality by April

Dispatch Reporter

PIETERMARITZBURG — A joint governmental authority which would make co-operation between the Natal and KwaZulu administrations possible should become a reality by April next year, the Administrator of Natal, Mr Radclyffe Cadman, said yesterday.

In his New Year message, Mr Cadman said he anticipated that the necessary proclamation for a joint executive authority would become effective in time for the new financial year starting in April 1987.

Mr Cadman said co-operation between the Natal and KwaZulu administrations continued on a sound footing. "This is best demonstrated by the progress that has been made during the latter half of the current year towards formulating the rules and procedures whereunder the joint executive authority between Natal and KwaZulu will operate.

Mr Cadman said in his message that 1986 had been a "momentous year" for the provinces with the end of the old white Provincial Council system and the emergence of a new multi-racial Executive Committee holding the reins of power.

"In Natal the new Exco is already making itself felt and I have no doubt of its ability to successfully administer the affairs of this province.

"In addition the field of responsibility entrusted to the Executive Committee under the new regime is beginning to emerge with some clarity. Wide fields of new responsibility have been added."

Mr Cadman said the province now controlled through its Community Services' office important areas of black local government and development.

The Natal Parks Board had almost doubled the area over which it would have jurisdiction including huge areas of the Drakensberg, which would enable the administration to develop "a superb mountain wilder-

ness facility for the enjoyment of all the people of Natal and beyond"

Mr Cadman said Exco now administered all aspects of curative and preventative health services thus bringing about much-needed co-ordination of health matters at regional level.

"Many other functions formerly the preserve of central government have been devolved or delegated to us and I believe that there are more to come."

Mr Cadman said that during the course of the coming year the chain of responsibility from the Natal Executive Committee to Parliament via two or more standing committees of Parliament should emerge with greater clarity.

"I and the new Exco will face the possibility of appearing before and being answerable to such committees. It will thus become apparent to the public that the new Exco is once again responsible to an elected authority and that this important principle has not changed in essence despite the disappearance of the old Provincial Council."

The Administrator said good summer rains had already begun to bring promise of bumper crops which should give further stimulus to an awakening economy.

The people of Natal, like their compatriots elsewhere in South Africa, he said, had passed through difficult and often depressing times.

"It is my earnest wish that the New Year should be seen as the opportunity for renewed hope and greater effort in the building of a healthy and prosperous future for all."

Swart
NLM 29/12/80
364
rejects
report on
Indaba

Mercury Reporter

AN ECONOMIST'S report that over-hasty implementation of the KwaZulu-Natal Indaba proposals would seriously damage the economy of the two regions was yesterday rejected as 'very superficial,' by Mr Ray Swart, Natal leader of the Progressive Federal Party

He said that if Natal could move toward a non-racial dispensation such as that envisaged by the Indaba, he had no doubt that multinational companies and the international community would be sympathetic to helping South Africa narrow the gap in education funding for the various race groups

Mr Swart was reacting to a report by Dr Johan du Pisanie, chief economist of Senbank, who was commissioned by the Durban Metropolitan Chamber of Commerce to research the economic implications of fiscal parity in Natal education by 1995 and in health by 2000

'Assumption'

The implications of the report are that in the short term the standard of living for whites will drop, while that for blacks will stay the same if not decline

It has also been implied that parity in education was likely to result in a large increase in taxes, causing further deterioration in the economy of the regions

Indaba chairman Prof Desmond Clarence said the report was merely an assumption

'There is no question that we would expect quite a lot of money from Government coffers if we are going to equalise education, but I don't believe it would necessarily mean a lowering of living standards'

Challenges

Mr Swart said 'One hopes that the implementation of the Indaba proposals will generate the stability and confidence which will produce economic prosperity, so that one can move towards parity of essential services for all the people of Natal

'The proposals have got to be seen in their totality. The whole question of parity in educational and health standards is not only a Natal problem but one for all of South Africa and the central government will be faced with the same challenges as any second-tier government in Natal will face' he said

Mr Brian Hill, president of the Durban Metropolitan Chamber of Commerce, said he disagreed with Dr du Pisanie's findings

'There is a much greater demand to improve the education of black people. It does not mean to say that the standard of living of whites would go down. I don't think the conclusion is correct'

Indaba pins its hopes on Heunis

264 (20)

Mercury Reporter
 THE KwaZulu/Natal Indaba, whose proposals for a new non-racial government for Natal have been shot down by the National Party, is now pinning its hopes on Mr Chris Heunis, Minister of Constitutional Development and Planning, to rescue its blueprint for power-sharing.

Speaking at a Press conference in Durban yesterday, key spokesmen for the Indaba said they hoped Mr Stoffel Botha, Natal leader of the NP and Minister of Home Affairs, was not expressing the official Government view.

KwaZulu's Minister of

Education and Culture and co-convenor of the Indaba, Dr Oscar Dhlomo, said this was probably South Africa's last chance for peaceful negotiations.

He said the NP's initial rejection of the proposals was 'ill-advised and inappropriate'.

'Obviously Mr Botha did not read the document I think Mr Botha is naive in his thinking that there are going to be many other Indabas.

'If the National Party continues to adopt such an attitude it is quite possible that this is the last Indaba not only for Natal but for the whole country,' he said.

The Indaba chairman,

Prof Desmond Clarence, said 'Our only hope now is that Minister Heunis will receive our representations and that he will stand by his remarks made at the recent NP's federal congress in Durban that the Government will put the Indaba's proposals to the people of Natal before giving its response.

'How Mr Botha can summarily dismiss the proposals is beyond my comprehension.

'It is a great pity that he could not have been here to listen to some of the Indaba debate.'

Former Natal Exco member and Indaba co-convenor Frank Martin said the

NP's response was likely to cause further harm to South Africa's international credibility.

He said Mr Botha should clarify whether he was speaking as a member of the Cabinet or in his personal capacity.

Prof Lawrence Schlemmer, head of the University of Natal's Department of Applied Sciences, said the Indaba was not propping up apartheid in disguise.

It was in the interests of all South Africans, including the smallest minority groups, to escape the tremendous disadvantage of being seen as living in an apartheid system.

Neither Prof Clarence nor Dr Dhlomo was prepared to say when a referendum would be held to test the proposals.

Responding to Mr Botha's rejection of the proposals earlier, Prof Clarence said 'Mr Botha says we do not provide for power sharing — but this is the very thing we've been talking about for the past five months'.

He denied that the Indaba constitution planned a one-man-one-vote system in a Westminster-type government.

Proposals would give Natal three sets of laws

Mercury Reporter
 NATAL would have three sets of laws if KwaZulu/Natal's new proposals for power-sharing come into effect, according to the proposals released in Durban yesterday.

It has been proposed that the legislation that would apply to the various parts

of the province would be the parliamentary legislation (Natal and KwaZulu), legislation of the KwaZulu Legislative Assembly, and ordinances of the now defunct Natal Provincial Council.

The constitution would also contain a provision governing possible con-

licts in such legislation.

However, the legislature would have full powers to make legislation for the province in respect of various matters falling within its powers.

All laws applying in the province at the date of the commencement of the constitution would continue to be in force until repealed or amended by the competent authority, which may be either the provincial legislature or the South African Parliament, depending on the nature of the matter.

In respect of matters entrusted to its legislative competency, the provincial legislature may repeal or amend any act of the South African Parliament applying to the province at the start of the new constitution.

No Act of the South African Parliament that deals with a matter entrusted to the legislative competency of the provincial legislature and made after the commencement of the constitution would apply to Natal, according to the proposals.

The province would be divided into 15 constituencies with the greater Durban area further subdivided into North Durban, West Durban and South Durban.

The number of seats allocated to each constituency would be determined by an electoral commission using the population census and other relevant data.

Petition
 Meanwhile Mr Pat Mohr, vice chairman of the Conservative Party in Natal, said whites would become 'political bywoners' in their own province if the KwaZulu/Natal Indaba's constitutional proposals were implemented.

Our Municipal Reporter writes that Durban city councillor Neil MacLennan placed a petition before the council yesterday which declared that the Indaba proposals were 'a product of the maximum compromise possible at the present time'.

Mr MacLennan's letter says the Indaba conclusions are 'likely to promote democratic provincial government in Natal in which all can participate, where the cultural rights of all groups are protected and where stability, economic progress and social justice for all individuals can be achieved'.

● See Editorial Opinion

PUBLIC SECTOR - LOCAL AUTHORITIES - NATAL
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Indaba will be major election issue

Political Reporter

THE KwaZulu/Natal Indaba is likely to be the biggest issue in Natal in the lead up to the House of Assembly election expected in late April or early March

Prof Lawrie Schlemmer, former director of the Centre for Applied Social Sciences at the University of Natal, said the election would probably lead the Government to soon adopt

a qualified position on the Indaba

"The Indaba will be the biggest election issue in Natal and the National Party will have to work out a position on it fairly soon

"They have a choice between a qualified position and a complete rejection but a rejection would be the most risky because there seems to be very widespread support for the Indaba among the business community," Prof Schlemmer said

He said the Government seemed to want to test its broad political mandate before making a final decision on the Indaba

"The NP has got more of the Right Wing in it in Natal than it has in the Transvaal and so the Right Wing outside the party is not as much of a threat to the NP in Natal as it is in the Transvaal or the Free State," Prof Schlemmer said

On January 13 Indaba representatives will present to the Minister of Constitutional Development and Planning, Mr Chris Heunis, the Indaba's proposals for a single legislature for the region

Prof Willem Kleynhans, a political science lecturer at the University of South Africa, said if the Progressive Federal Party and the New Republic Party worked together they could win a total of about 35 seats

Mr Ray Swart, Natal PFP leader, said his party would be looking for an endorsement of the ideals of the Indaba which were similar to those of the PFP

Rejection

Mr Swart said the Indaba would be an issue in view of the rejection of the Indaba by the Natal NP leader Mr Stoffel Botha

He said the PFP intended to make significant gains in Natal

Mr Amichand Rajbansi, chairman of the Ministers' Council in the House of Delegates, said President Botha had consulted him about whether an election should also be held for the HoD

"I consulted Dr J N Reddy (leader of the opposition Solidarity Party) and the general consensus was that it was too early for an election."

3/1/87

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3/1/87





SAM RABOTAPI

Evaton mayor wants community's backing

CITIPRES By **STAN MHLONGO**

EVATON Mayor Sam Rabotapi this week warned that his council would crush all political opposition who interfered with township advancement projects in 1987.

Rabotapi told the monthly council meeting that "for the past two years my council has played a waiting game - analysing the situation after the 1984 Vaal unrest".

He said the time was now ripe to launch a united front - "not to be mistaken for the UDF" - by inviting ministers, teachers and students to council meetings to make residents more aware of how it functions.

But councillor Simms Mokoena objected - claiming ministers had opposed councillors during the 1984 Vaal unrest.

During this period, councillors Philemon Diphoko, Siza Mosiane, Johannes Chakane and Jacob Dlamini were killed by rioters and Rabotapi's house, those of other councillors and over 300 businesses were gutted.

Rabotapi rejected Mokoena's suggestion.

Dhlomo hints at new strategy if Indaba rejected

264 N/M 14/1/87

ORMANDE POLLOK
Political
Correspondent

CAPE TOWN—The KwaZulu Government might have to reassess its attitude towards 'negotiation politics' if the Government rejected the KwaZulu/Natal Indaba's report which was handed over to it yesterday.

This was the view of Dr Oscar Dhlomo, KwaZulu's representative in the four-man team which handed the report to Mr Chris Heunis, Minister of Constitutional Development and Planning, in Cape Town.

Mr Heunis said at the handing-over ceremony that it would be premature for him to react to the report.

Opinion

However, the Indaba chairman, Prof Desmond Clarence, told a Press conference later they were still optimistic about the report, even though three minority reports were included — one a combined effort by three major Afrikaans organisations which placed heavy emphasis on race rather than free association while backing the concept of negotiation.

Prof Clarence said Mr Heunis was prepared to consider a test of public opinion in Natal towards the report if it met certain conditions.

He said also that the Indaba had not been disbanded and that it would be prepared to consider suggestions or comments on it, by the Government.

Earlier, Mr Heunis said he would have to wait for

an official reaction to the Indaba report from the KwaZulu Government and the Natal Provincial authority.

'Before there can be any reaction from the Government we would have to hear the views on the report of the two bodies which initiated the Indaba,' said Mr Heunis.

He emphasised that the original reaction by the Natal leader of the National Party and Minister of Home Affairs, Mr Stoffel Botha, was not a Government reaction but Mr Botha's own reaction as provincial party leader.

Dr Dhlomo agreed with

Prof Clarence that the Indaba findings were not the first choice of the participants but the majority could go along with them.

He believed the KwaZulu Government would support them.

Reaction

He could not speak for the KwaZulu Cabinet, but thought it would feel the 'prospects for negotiation politics were nil if the Government rejects the report.'

'I think it would lose all enthusiasm for negotiated politics, particularly if initiated by the Government,' said Dr Dhlomo.

'I think the Cabinet

would have to reassess its political strategy.

'Chief Mangosuthu Buthelezi is a promoter of peaceful change and I hope he will find some evidence in the Government's reaction that it can work.'

Prof Clarence said there was no clear indication of when the Government might make its views known, but said the matter might be raised in the early days of the new parliamentary session.

The Indian Solidarity Party and the Durban Sakekamer had indicated they would prefer one legislative chamber to two.

The Federasie van Afrikaanse Kultuurverenigings, Afrikaanse Handelsinstituut and Junior Rapportryers indicated in their joint minority report that the Indaba's findings did not provide sufficient group protection.

'They want the Afrikaner group to have a veto over all matters,' said Prof Clarence, adding that there were many Afrikaners in Natal who supported the Indaba concept.

Our Cape Town correspondent reports that the People's Congress Party is to review its participation in the Indaba over the exclusion of coloureds from the proposed second chamber, which it described as 'political trickery' yesterday.

In a statement delivered yesterday morning to Mr Heunis, the PCP leader, Mr Peter Marais said the guarantee of 10 seats to minority groups such as Asians to the exclusion of coloureds epitomised the 'height of political dishonesty' of the Indaba proposals.

Minority report follows Nat line

Political Correspondent

THREE major Afrikaans organisations — the Afrikaanse Handelsinstituut, the Federasie van Afrikaanse Kultuurverenigings and the Junior Rapportryers — have rejected the most important findings of the KwaZulu/Natal Indaba because they do not give whites enough protection.

Their attitudes, reflected in a combined minority report, closely match stated Government positions on the rights of groups to self-determination over their own affairs.

But all three strongly back the concept of negotiated politics, describing the Indaba as a 'special occasion' and a 'unique opportunity' for exchanging ideas and debating critical questions facing the region.

'We became thoroughly aware of the necessity for open discussion for the advancement of stability and welfare of all communities in the region and we accept that as a guide-line for future action by our organisations.'

However, they rejected a proposal that the Indaba report be tested through a one-man-one-vote referendum.

The minority report said representatives of the majority of whites could only be part of the majority in the proposed first chamber if they joined black parties or formed an alliance with them. Blacks could also dominate the standing committees and the second chamber.

'This undermines the principle of equal power-sharing without domination,' said the report.

Indaba report handed over with warning

THE KwaZulu government might have to rethink its attitude towards negotiation politics if government rejected the KwaNatal Indaba report. This is the view of Dr Oscar Dhlomo, KwaZulu's representative in the four-man team, which handed the report to Minister of Constitutional Development and Planning Chris Heunis in Cape Town yesterday.

Heunis said at the ceremony it would be premature of him to react to the report at this stage.

But Indaba chairman Prof Desmond Clarence said later they were still optimistic about the report, even though three minority reports were included — one a combined effort by three major Afrikaans organisations. These placed heavy emphasis on race rather than on free association, while backing the concept of negotiation.

Clarence said Heunis was prepared to consider a test of Natal public opinion on the report.

He said the Indaba had not been disbanded and that it would be prepared to consider government suggestions or comments on it.

THE OK Bazaars and the Commercial, Catering and Allied Workers' Union (Ccawusa) confirmed yesterday that tentative moves to appoint a mediator to assist in ending the strike at the company are in the pipeline.

However, both parties are extremely cautious about the possibility of these efforts achieving their goal.

The OK strike is now almost four weeks old

OK personnel director Richard Blackwell said. "Their (Ccawusa) lawyers are talking to ours to canvass all possibilities which may bring the dispute to a successful conclusion. Mediation is one of those."

Asked what conditions would have to be met for the OK to agree to this step, Blackwell replied that it would have to

A mediator for OK strike?

ALAN FINE

be satisfied that mediation held some hope of success

He added the OK had proposed mediation before the strike but the union had rejected the offer.

Ccawusa spokesman Vivi Masina said the union had not actually proposed mediation

But it considered it "an extension of negotiation" and had always said it was

Car-producers braced for the worst

DAVID FURLONGER

CAR-MAKERS are totting up sales figures for 1986, amid fears the result could be even worse than the most pessimistic predictions.

Industry figures to be released tomorrow are expected to show sales in December fell to about 12 500 — the worst monthly total of 1986.

The previous worst was November's 13 109, the lowest November total since 1967.

Industry sources say December sales will push the total for the year to about 175 000, compared with 204 000 in 1985 and 269 000 in 1984

Some optimistic industry officials predicted at the start of 1986 that car sales would stay around the 200 000 mark. But as the year progressed and prices went up by leaps and bounds, estimates came down

Thumbs-down for SA from high-flyers

US BUSINESSMEN who visit Africa are returning home with vivid memories of the continent's wildlife.

However, it is not the four-legged wildlife of the game parks they remember but the two-legged species — and the South African kind fare badly as a particular danger point in their listing

Among hazards encountered by businessmen flying to Africa are surly customs officials, unhelpful hotel staff,

DAVID FURLONGER

thieves and trigger-happy troops and police

The latest edition of *International Update*, magazine of the International Business Aviation Council, says Africa creates more problems for business travellers than anywhere else in the world.

Its findings — many relating to African airports — are based on first-hand

experiences of US businessmen.

On SA, "Update" says US consular officials have had difficulties gaining access to Americans arrested since the emergency was declared and recommends that all Americans register with the US embassy or a consulate upon their arrival in SA

"Exercise caution in photographing or tape-recording events that may be construed as being anti-government".

PRICE MOVES AT A GLANCE

REUTERS

KEY MARKET MOVEMENTS — JANUARY 12 to JANUARY 13

Gold		JSE		Previous			Latest		Johannesburg Stock Exchange		
\$/oz	\$/oz	R/oz	Krugger-rand	\$/R Comm	\$/R Fin	DM/\$	£/R	3 months BA	All Gold BD Index	BD Indust Index	JSE Ov'all Index
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409,00	409,00	852,97	1160	0,4747	0,2175	1,8730	0,3185	8,90	2013,0	1561,4	2121,0

LONDON CLOSE

LONDON AFTERNOON FIX

FRANKFURT CLOSE

LONDON CLOSE

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push for early start to racing

By Bert Fellows

Vaal and Randjesfontein race-horse trainers would like to see racing on the Highveld resume two weeks before the February 25 date that has been set — especially as the horse-flu virus that brought Cape and Highveld racing to a halt now appears to have been contained.

In another move to get racing restarted, general managers of major racing clubs hold a meeting in Cape Town next Tuesday to discuss the Cape season.

The meeting will be followed a few days later by stewards' delegations from the clubs and an amended national feature-race programme is expected to be announced.

Meanwhile, Highveld trainers with fit horses want to get into the act at the big meeting in Maritzburg on January 31.

The applications will be discussed on Saturday at a meeting of the Pietermaritzburg Turf Club, the Natal branch of the Jockey Club and veterinary surgeons.

Permission to race will mean Highveld trainers will have to nominate their runners by the following Monday.

NO OUTBREAKS

The virus, which put paid to racing in the Cape and on the Highveld on December 13, appears to have been contained.

No fresh outbreaks are being reported and all is well at the Vaal and Randjesfontein training centres and in Natal.

The almost clear bill of health has left many trainers itching to get their horses back into action.

But, on the advice of veterinary experts, the Witwatersrand Association of Racing Clubs has played safe and decided that Wednesday February 25 will see resumption of racing.

Vaal and Randjesfontein trainers in particular feel the date should be two weeks earlier and that if, by that date, their horses have not been guaranteed immune, a later start could be announced.

The date of the restart in the Cape might be much later and it looks as though the traditional January-February season, embracing the R300 000 J & B Metropolitan Handicap and R250 000 Richelieu Guineas, will go by the board.

Leading Cape trainer Terrence Millard seems likely to miss the Highveld season.

● See Page 14

No sign when Govt will react to indaba

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STAR
14/1/87

Political Staff

CAPE TOWN — The Government has given no indication when it will respond to the controversial proposals of the Natal/kwaZulu Indaba.

The proposals, which include a plan for a single legislature in Natal, were formally handed to the Minister of Constitutional Development and Planning, Mr Chris Heunis, in his office in the H F Verwoerd Building yesterday.

Mr Heunis said afterwards no statement would be made by the Government at this stage.

Before any reaction could come from the Government, it would first have to study the contents of the documents as well as the response of the two bodies which initiated the indaba — the Executive Committee of Natal and the government of kwaZulu

"It would be most irresponsible of me to react before I have studied the report and considered the reactions of those two instances," Mr Heunis said

He gave no indication whether the Government would respond to the proposals before or after the coming general election for the House of Assembly.

Among the documents presented to Mr Heunis by the indaba delegation was a minority report from the Afrikaanse Handelsinstituut (AHI), the Federasie van Afrikaanse Kultuurvereniginge (FAK) and the Rapportryers

Protection of minorities

This report rejected the indaba's majority recommendations on the grounds that not enough provision was made for the protection of minorities on a non-racial basis and that there would not be equal power-sharing.

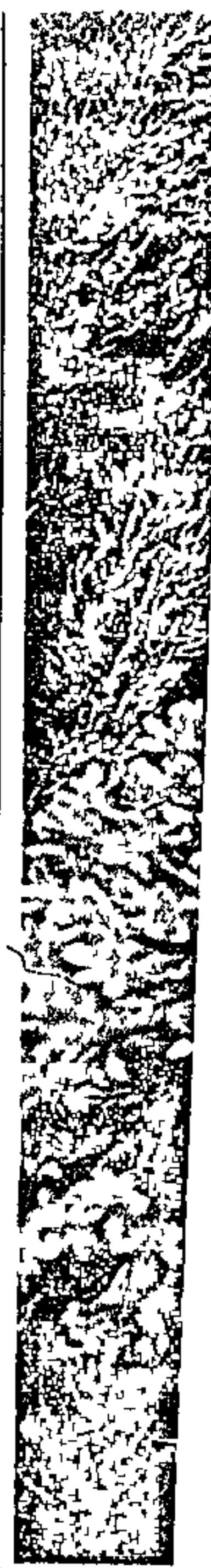
Mr Heunis also received a statement from the People's Congress Party (PCP) saying the exclusion of coloured people from the second chamber of the kwaNatal executive committee was "political trickery"

The indaba's constitutional proposals were handed to Mr Heunis by a delegation led by the indaba chairman, Professor Desmond Clarence, and Inkatha's secretary-general, Dr Oscar Dhlomo

Also present in the delegation were former MEC Mr Frank Martin and indaba secretary Professor Dawid van Wyk

The delegation had brief discussions with Mr Heunis in a conference room after the handing over of the documents

Mr Heunis's refusal to give any indication of Government thinking on the indaba proposals was in sharp contrast to the outright rejection of the report by the chairman of the National Party in Natal, Mr Stoffel Botha, who is also Minister of Home Affairs



Making an
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Drop in petrol price is denied

CAPE TOWN — The Government yesterday scotched rumours of an imminent drop in the price of petrol.

The speculation was based on the recent good performance of the rand against the US dollar.

Dr Louw Alberts, director general of Mineral and Energy Affairs, said the "minor" rise in the rand had to be viewed against the OPEC intention to increase the price of crude oil.

"If they succeed the price of crude oil could increase by 10 to 15 percent.

"The position is fluid. When the rand and the oil price reach a plateau we will do further calculations."

Govt warned to accept Indaba

IF THE SA government rejected the KwaNatal Indaba proposals outright, the KwaZulu government would have to review the validity of negotiation as a strategy to achieve change, Chief Mangosuthu Buthelezi said yesterday.

"Inkatha and the KwaZulu government have always been committed to peaceful change through the politics of negotiation," he said

"But it is also true that the very positive results of such negotiations can only be implemented in practice if the government allows it," he said.

Reacting to Constitutional Development Minister Chris Heunis's statement that government needed time to study the report, Buthelezi said he was encouraged to see the proposals were being taken seriously.

Dhlomo: talks may end if Indaba fails

DD 15/1/87
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Dispatch Correspondent
CAPE TOWN — The KwaZulu government might have to reassess its attitude towards "negotiation politics" if the government rejected the KwaNatal Indaba's report, according to Dr Oscar Dhlomo, KwaZulu's representative in the four-man team which handed the report to the Minister of Constitutional Development and Planning, Mr Chris Heunis, in Cape Town

Mr Heunis said at the handing-over ceremony that it would be premature for him to react to the report at this early stage

However, the indaba chairman, Professor Desmond Clarence, told a press conference later they were still optimistic about the report, even though three minority reports were included — one a combined effort by three major Afrikaans organisations which placed heavy emphasis on race rather than free association, while backing the

concept of negotiation

Prof Clarence said Mr Heunis was prepared to consider a test of public opinion in Natal towards the report if it met certain conditions. He said also that the Indaba had not been disbanded and that it would be prepared to consider suggestions or comments on it by the government. Earlier Mr Heunis said he would have to wait for an official reaction to the Indaba report from the KwaZulu Government and the Natal provincial authority

"Before there can be any reaction from the government we would have to hear the views on the report of the two bodies which initiated the Indaba," said Mr Heunis. He emphasised that the original reaction by Natal leader of the National Party and Minister of Home Affairs, Mr Stoffel Botha, was not a government reaction but Mr Botha's own reaction as provincial party leader

Dr Dhlomo agreed

with Prof Clarence that the indaba findings were not the first choice of the participants but the majority could go along with them. He believed the KwaZulu government would support them. He said he could not speak for the KwaZulu cabinet but thought it would feel the "prospects for negotiation politics were nil if the government rejects the report. I think it would lose all enthusiasm for negotiated politics, particularly if initiated by the government," said Dr Dhlomo. "I think the cabinet would have to reassess its political strategy

"Chief Mangosuthu Buthelezi is a promoter of peaceful change and I hope he will find some evidence in the government's reaction that it can work"

Prof Clarence said there was no clear indication of when the government might make its views known but said the matter might be raised in the early days of the new parliamen-

tary session. The Indian Solidarity Party and the Durban Sakekamer had indicated they would prefer only one legislative chamber rather than two. Solidarity also wanted more representation for Indians while the Sakekamer wanted a phasing-in period

The FAK, AHI and Rapportryers indicated in their joint minority report that the indaba's findings did not produce sufficient group protection. "They wanted enforced group political participation rather than free association," said Prof Clarence. He agreed that their approach was based on race. "They want the Afrikaner group to have a veto over all matters," he said, adding that there were many Afrikaners in Natal who supported the Indaba concept

While he had been disappointed with Mr Botha's initial reaction to the indaba, he agreed with Mr Heunis that this was not the government's official reaction

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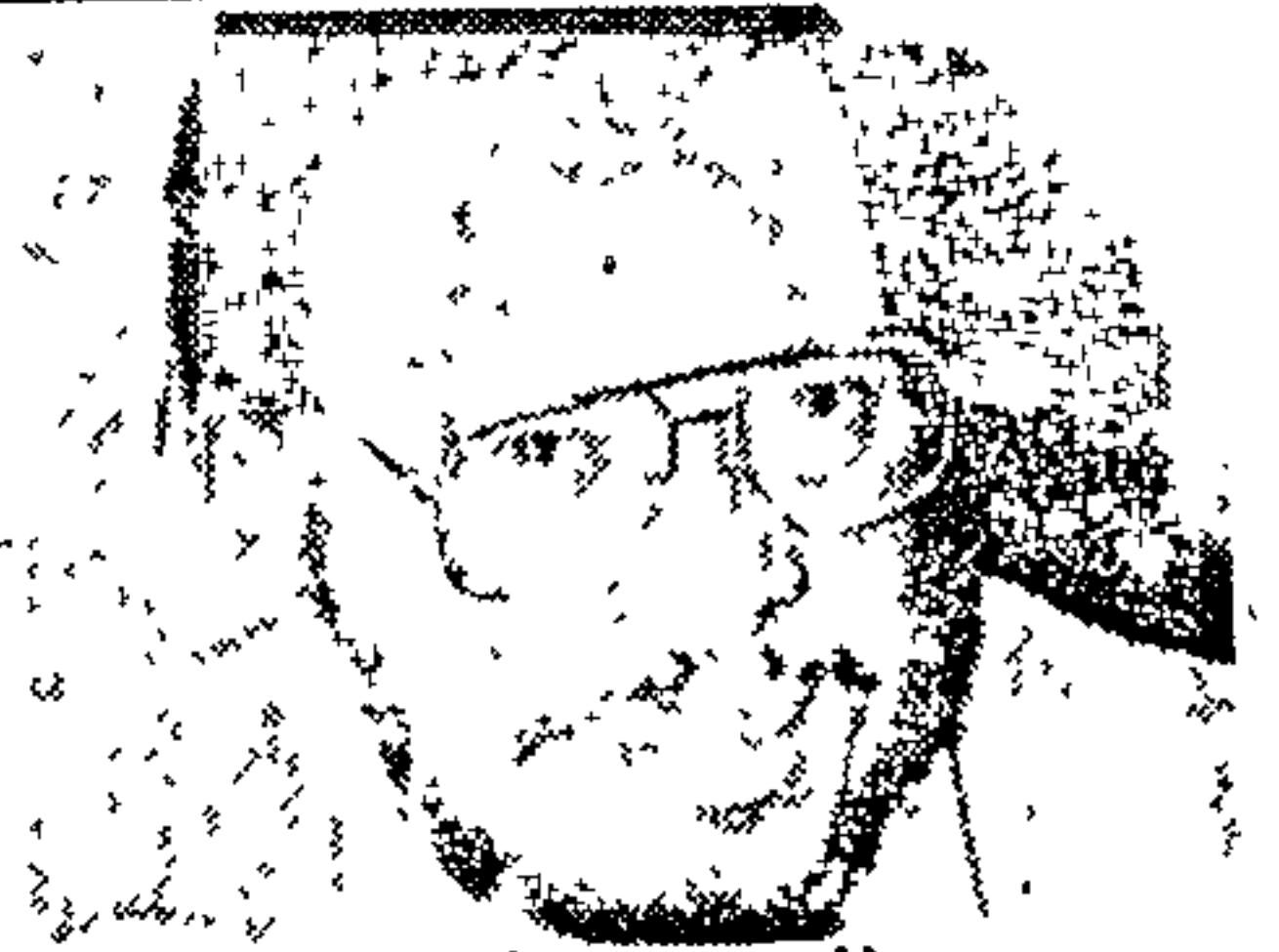
kwaNatal Indaba rejection a 'slap in face' for Buthelezi

The Star's Africa News Service

MAPUTO — The kwaNatal Indaba was so far "the most promising reformist option" in South Africa and Pretoria's rejection of the plans to merge Natal and kwaZulu was a slap in the face for Chief Mangosuthu Buthelezi, the Mozambique News Agency (Aim) said yesterday.

An article on recent development in South Africa Aim added that the South Africa Government had been "refreshingly honest about their reasons for giving 'kwaNatal' the thumbs down".

"The National Party was not going to accept anything, no matter how mild, that smacked of 'one man, one vote'. Naturally an added dose of



Chief Buthelezi ... "a reasonably reliable ally of Pretoria."

democracy in Natal might have led blacks in South Africa's other three provinces to demand the same," the agency said.

"The leader of 'kwaNatal' would almost certainly have been Chief Buthelezi ... hitherto a reasonably reliable ally of Pretoria. The rejection of 'kwaNatal' is a slap in the face for Buthelezi, which shows the Government still treats all black leaders, even ones that it has appointed, with contempt," it added.

Aim said that the Government's decision to call an election was "to extract a further mandate for President Botha's National Party."

"The Government thinks that it can only beat the ultra-right by stealing some of their clothes," Aim said.

"Hence the strong note of xenophobia, and anti-Americanism that has crept into speeches by Mr P W Botha and Foreign Minister Mr Pik Botha," it added.

The agency said once the election had been won "the two Bothas will probably move rapidly to re-open bridges with the United States administration".

"They will also attempt to inject a fresh dose of 'reform' into the system," it said.

"Contrary to their public utterances the Bothas are well aware that sanctions can do immense damage to the South African economy."

EIN MAIL 16/1/87

KWA-NATAL INDABA

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Calling on Heunis

The KwaZulu-Natal Indaba proposals, which were officially being presented to government as the *FM* went to press, will no doubt cause considerable discomfort in the Nationalist caucus

With the sudden return to *verkramp*te politics ahead of the impending elections for the white House of Assembly, government can hardly risk losing support on the Right by embracing the Indaba's proposals for a one-man one-vote constitution for Natal

At the same time, by shunning the initiative's more positive aspects, it faces the possibility of embarrassing its ambassadors in Washington and London. Privately, both have been hard-selling the Indaba and rejection could leave them with egg on their faces — even if foreign goodwill counts for little with Pretoria these days

Thus far, government appears to have been trying to play it both ways. It got the National Party (NP) leader in Natal, Stoffel Botha, to shoot down the proposals when they were first leaked, and then claimed his view was a personal one which did not reflect

official government thinking

As Indaba co-convenor and former New Republic Party (NRP) provincial councillor Frank Martin wryly observed. "Botha kicked the Indaba to pieces and Heunis kicked it to touch"

As the *FM* went to press, Indaba chairman Professor Desmond Clarence, KwaZulu delegation leader Oscar Dhlomo, and Martin sought to pin government down to an "official" response by formally presenting the Indaba's constitutional blueprint to Constitutional Development and Planning Minister Chris Heunis.

Given the pending election, however, Heunis — who is not known for being succinct over such issues — was expected to be non-committal. Referral of the document to the Cabinet for a fuller comment seemed likely

Before the meeting, Martin claimed he was anticipating some "horse trading" with Heunis. Try as he may to steer it away from party politics, the Indaba has already become an election issue in Natal, where there is wide sympathy for its proposals. If the NRP and Progressive Federal Party go into the election united on a pro-Indaba platform, they have the potential to make significant gains at the expense of the NP in Natal.

That possibility is not lost on the NP, which would dearly like to keep the Indaba outside the realm of party politics. Though opposition politicians are already encouraging voters in Natal to vote for candidates who "support Indaba principles," Martin has not ruled out a deal with Heunis

While Clarence, too, would like to see voters in Natal returning pro-Indaba candidates to parliament, he sees a danger in fusing the two issues too closely. "We are still hoping to persuade government to conduct a separate referendum on the Indaba," he says. "If the Indaba gets mixed up in the election campaign, we don't want government to turn round and say you've had your referendum"

As Clarence points out, selling the Indaba

does not stop at a whites only election or referendum. There are still the coloureds, Indians and blacks of the province to rally behind the initiative

And that could prove the most difficult part yet. ■

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19/11/87 - SUNTHES

Indaba seeks public vote on its proposals

THE KwaNatal Indaba will ask the people of Natal to say what they think about their proposals — even if the Government refuses to conduct a referendum.

This intention was spelt out late this week by the Indaba chairman, Professor Desmond Clarence.

Earlier, the Indaba proposals for a proportionally non-racially elected governing chamber, underpinned by a veto-holding ethnic lower house, were handed to the Government.

Asked if the Government had indicated it would accede to an Indaba request for a referendum in Natal, Professor Clarence said: "Certainly not at this stage."

The chances of the Government endorsing the moderate accord between Zulus, whites and Indians — a significant departure from its own sepa-

By LESTER VENTER
Political Correspondent

ratist policies — are considered slim.

Natal National Party leader Mr Stoffel Botha has already rejected the concept, and the Government is expected to keep the issue on a back-burner until after the general election.

But Professor Clarence said: "We believe that at some stage, somehow, public opinion must be tested."

Awareness

The Indaba plans to launch an awareness campaign of its recommendations before deciding on the method of testing public opinion.

Professor Clarence said a referendum under Government auspices, utilising resources such as municipali-

ties and voters' rolls, was the ideal.

"We, as private citizens, don't have these facilities."

But he made it clear a Government refusal would not stop the Indaba.

Indaba delegates were apprehensive about the accord becoming an election issue, with the voting outcome being seen as an endorsement or rejection of the Indaba.

The Indaba could not be separated from other issues, such as international isolation, Press curbs, outside interference and the state of emergency, in a general election, Professor Clarence said.

It was, however, inevitable that the Indaba would figure in election campaigns. Nationalists were already making strenuous bids to discredit it, with the SABC playing its usual role, he said.

'Serious consequences' of proposals outlined

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Signing on



Geared up for studies after a long holiday are Natal Technikon first-year mechanical engineering students Gerald Bechet and Blaise Brannigan, who received a bit of assistance from registration officers Sarah Glassbrook (left) and Robyn Huntley. Registration, which started yesterday, will continue through all the courses until February 3.

PIETERMARITZBURG—The implementation of the Indaba proposals for KwaZulu-Natal would be followed by serious socio-economic consequences for the region, the chairman for the Afrikaanse Sakekamer and the Afrikaanse Handelsinstituut representative at the Indaba, Mr Chris Hattingh, said here

In a statement yesterday Mr Hattingh said South Africa (and Natal) did not possess the economic strength to 'equalise a First World and a Third World economy without the destruction of vested standards and present economic structures'

KwaZulu/Natal might find itself in the same position as many African states which create political expectations which cannot be fulfilled economically

He said the economy of the region would not be able to meet the cost of the Indaba's demand for 'total control' within one year

The committee has recommended that functions such as health services and education be adjusted to

an average level

'The implementation of such a recommendation within one year — apart from creating totally unrealistic expectations — will result in serious socio-economic consequences,' Mr Hattingh said

It could cause an outflow of capital, skilled labour and managerial expertise and would stimulate the inflow of unskilled people and would lead to an 'imbalance which would place severe strain on the existing socio-economic structures with the danger of a total collapse'

Through its inability to give content to 'economic reality' the Indaba was guilty of 'political opportunism', he said — (Sapa)

Swart clarifies stand on Indaba

Mercury Reporter 26/11

THE Progressive Federal Party and the New Republic Party will not operate in concert with the KwaZulu/Indaba organisation during the forthcoming elections, the Natal leader of the PFP, Mr Ray Swart, said yesterday.

Mr Swart was clarifying a Press statement issued jointly by himself and Mr Derrick Watterson, Natal leader of the NRP, earlier this week.

It said the parties had decided to form an election alliance based on the acceptance by both of the recommendations of the Indaba.

Mr Swart said the Indaba ideals would be an issue during the election but this was no substitute at all for the body's request that a referendum be held to test the opinion of the people of Natal.

Mr Swart said the two parties had found common ground and would promote the ideals and the process of the Indaba negotiations.

'The two political parties are both signatories to the Indaba deliberations and will operate in terms of their own policies,' he said.

The PFP Natal leader said he did not envisage that the parties would deal with the Indaba proposals in detail.

'We must not be linked specifically with the Indaba organisation which is committed to a referendum for all race groups,' he added.

● See Editorial Opinion

Appeal to business leaders

CHIEF Mangosuthu Buthelezi has called on South African business leaders to throw their weight behind the KwaNatal Indaba and exert "considerable influence" on State President P W Botha, and Constitutional Development and Planning Minister Chris Heunis.

Speaking yesterday during a meeting with Brian Hill, president of the Durban Metropolitan Chamber of Commerce, the Kwazulu Chief Minister said white business leaders now needed to tell the Government that the politics of prescription should end.

"The (Indaba) proposals have been laid before Chris Heunis and every business leader, and all organised mining, banking, commerce and industries

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BUS DAY
Own Correspondent

should right now begin directing their considerable influence at Heunis and the State President in defence of the kind of politics which emerged in the Indaba"

He said the Indaba "would not survive" if its conditions of survival were his acquiescence to the present constitution and the Regional Services Councils.

"Talking shops which achieve nothing are anathema to me. Such talking only amounts to fiddling while Rome burns . . . unless the State President now begins talking in earnest, history will thrust on him and the whole country a position in which the time for talking has passed."

LAC men slam whites-only poll

Municipal Reporter
SEVERAL local affairs committees of the Durban City Council have criticised the planned whites-only elections as a betrayal of the Government's promise at the start of the tricameral Parliament to hold all elections on the same day in future.

Local Coloured LAC member Morris Fynn has called the proposed election 'another graphic demonstration of the Government's determination to retain and nurture the philosophy of apartheid'.

'People who are calling for tricameral Parliament elections are missing the point when the blacks haven't got the vote,' said Northern Durban Indian LAC chairman Kamal Panday.

'A House of Delegates election would be inopportune when the blacks are not included in the vote,' he said.

Mr Panday belongs to the National People's Party, led by Mr Amichand Rajbansi.

'So many things have changed since the state of emergency was begun — that's an important reason for having an election now for Indians and coloureds as well as whites,' said Grey Street LAC chairman Mohamed Rajab.

Mr Rajab, a founder member of the Solidarity Party, now belongs to the group formed last weekend by break-away House of Delegates MPs.

Southern Durban Indian LAC chairman Siva Pillay said 'In my personal capacity I believe there should be an election for all three Houses of Parliament at the same time or it makes the whole thing a farce'.

Row as LAC choices are turned down

Municipal Reporter

DURBAN city councillors were accused of 'ganging up' against the local affairs committees yesterday during nomination of representatives for the councils of the University of Durban-Westville and the M.L. Sultan Technikon.

Nominees from the local affairs committees were defeated in favour of Councillor Neville Herrington (Glenwood) for the university and Councillor Lorna Emanuel (Botanic Gardens) for the technikon.

Although LAC chairmen may nominate or be nominated, they may not vote.

Durban Coloured LAC chairman Albie Stowman, a former principal, said the council was ganging up against the LACs.

Two-thirds

'We all have the ability to represent the city council on either body. Let's give credit where credit is due,' he urged.

Mr Peter Mansfield (Glenwood) said he was under the impression that the university and the technikon had been looking for city council members, and might not be happy with being given an LAC member instead.

Mr Neil MacLennan (Durban North) urged that the nominees be considered on the basis of merit.

Mr O'Connor said that as the LACs represented two-thirds of the city's inhabi-

tants, a member ought to be on the council of the M.L. Sultan Technikon.

Northern Durban Indian LAC chairman Kamal Panday will meet his committee on Wednesday to discuss reopening the issue.

He said the council should have asked for curriculum vitae from each nominee if it were true that selection was based on merit and not on other criteria.

Mr Panday said he would also be recommending that the vote be given to LAC chairmen.

The LACs were criticised twice in yesterday's council for not attending meetings.

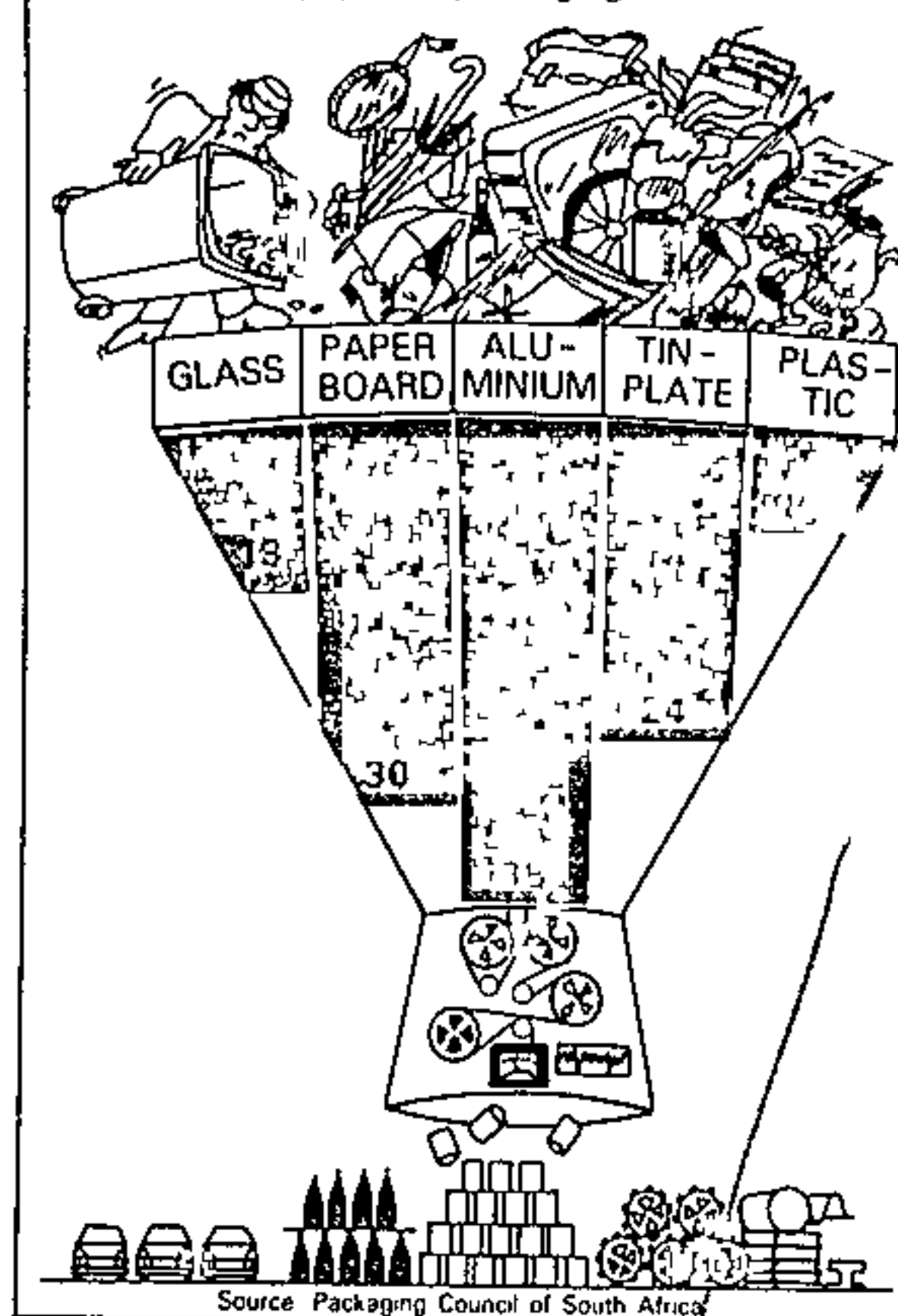
Mr Garvin Bernstein (Stamford Hill) said he was disappointed that no LAC members attended any of the meetings of the committee allocating municipal bursaries.

And the fact that the Durban Coloured LAC objected to the sale by public auction of a Newlands East petrol filling station site bothered Deputy Mayor Henry Klotz, who said none of the LAC members came to discuss their objections with Manco.

Mr Stowman said 'such finger-pointing is not fair'.

NEW FROM OLD

Total percentage tonnage recycled in SA's paper & packaging industries



Incineration carries high costs because of atmospheric pollution and recycling requires selective separation." The average household is not prepared to separate tins, bottles, paper and plastics for the convenience of collectors and recyclers, but a new collection method being considered for SA offers hope, he adds.

West Germany's wet/dry collection system gives every household two containers. A small bin is used for wet waste, such as food, egg shells and teabags, and a larger bin is provided for dry waste such as textiles, packaging material and rubber. Both are collected — the wet waste destined for a dump or incinerator and the dry waste for a separation centre.

All parties benefit, says Bruyns. There's less waste to destroy, collectors sell to recyclers and they, in turn, save on the cost of raw materials.

"It's almost impossible to quantify the savings," Bruyns admits. But the benefits of recycling include savings on energy, resources, foreign exchange and landfill space. The latest statistics for SA show that the industry created jobs for 6 237 people.

High content

Last year SA recycled 455 000 t of paper and board and there is a recycled content in almost every type of paper product made for packaging in this country, says Bruyns. And 37 000 t of plastic was recycled.

Every year the tinplate packaging industry recycles 46 000 t. The collect-a-can project, established by Metal Box and Crown Cork in 1976, alone brings in some 8 000 t of metal cans annually.

Recycling has, of course, been part of the glass industry for generations. More than 3 000 pick-up points have been established by Consol in the PWV area alone and there are another 44 collection agents nationwide.

About 49 000 t were recycled last year.

A workshop staged by the CSIR's national research programme for waste management attracted some 54 people from all aspects of the industry last month. Says co-ordinator Jaap Malan: "A paper is being drawn up on the problem areas and solutions. We want to encourage recycling as a waste management option and mobilise communities."

Recently Pretoria municipality distributed 400 roll-out bins around the CBD as part of the first pilot project in the country designed to test local communities' reaction to separating refuse at source.

"At this stage we are very impressed," says the City Engineers Department's Andre Lochner, who is responsible for solid waste management. "There is a possible 70% recyclable product. We hope to build the project up with the help of the CSIR."

He says tenders offering rights to private companies to recycle the city's dumps have just closed. "We hope to switch from manual sorting to a mechanical system and if all goes well, the first company will be running by July," says Lochner.

In Johannesburg, where the municipality collects about 750 000 t of waste a year, only a small percentage is recycled. "We do all we can to facilitate recycling by providing collection points throughout the city," explains Stan Verrier, Deputy City Engineer.

In Norwood a trial to test the viability of separation at source by giving different coloured bags to homeowners failed when the cost of delivery and collection exceeded the proceeds from recycling.

But, says Verrier, "we would like to see the private sector go for these opportunities. To make it pay, it needs good entrepreneurial sense and an extensive marketing strategy."

MARITZBURG 1/14/87

Seeing red

There can't be a city in SA that does not battle to balance its budget in these inflationary times. But few have got themselves into the kind of financial tangle facing Maritzburg.

The city's bus service is currently running a deficit approaching R4m a year. And years of cross subsidising rates by ratcheting up electricity accounts has created anomalies which are going to be difficult, and politically sensitive, to remove.

Maritzburg Mayor Mark Cornell admits the bus problem is close to being insoluble, but, to its credit, the council has called in transport consultants. It has also opened its books to financial experts as part of the Maritzburg 2000 planning exercise.

The problem lies in the fact that the medicine the consultants recommend could be too unpalatable for pampered ratepayers to swallow. In any event, councillors seeking reelection next year may feel it imprudent to deliver in one dose.

The consensus on the bus deficit, the city's major financial millstone, is that little could be done to avoid it. Most urban transport services run in the red or barely break even. Maritzburg is obviously no exception.

Cornell complains that it is the subsidy system operated by government, which calculates the level of subsidisation against the number of passengers carried, that lies at the root of the problem. Mini buses, the unrest and the downturn in the economy have eaten into Maritzburg's share of the commuter market. Consequently, as the number of passengers carried and, by extension, income drops off, so too has the subsidy.

What has been suggested, and the province has agreed, is that the city be allowed to write off its deficit over four years. Local government ordinances apparently preclude municipalities from budgeting for a deficit two years in a row without prior approval from the province.

In addition, government has increased Maritzburg's transport subsidy by 15c a passenger on the understanding that all fares increase simultaneously by 5c and that the city re-examines its transport cost structure. The upshot, claims Cornell, is that instead of budgeting for a R7m transport deficit to the year end in June, the council is now looking at a shortfall of R5,3m.

On the rates account, the problem is more complex. Historically Maritzburg has indexed electricity charges to increases in Eskom tariffs. The profits from electricity sales have been used to cross subsidise the rates account. Last year it was topped up by some R9m.

The downside has been that the second highest electricity tariff in the province has acted as a disincentive to industrialists and stifled job creation.

The consultants have recommended that rates be increased at the rate of inflation, plus 3% for the next eight years, so that the cross subsidisation can be ended by 1995.

Cornell, however, has reservations. He points out that there are 50 000 electricity users in Maritzburg, as opposed to only 25 000 ratepayers (50% of dwellings in Maritzburg are council or State owned and make only a nominal contribution to the total rates bill). It was felt that a more equitable way of spreading the rates burden would be to pad electricity accounts.

While Cornell argues that there is a strong case for retaining the current system, he concedes that the contribution from rates themselves has been allowed to lag and that the time may have arrived for ratepayers to bear more cost-related charges.

Although he knows what steps have to be taken, he stops short of really socking it to ratepayers. He says he is hoping to avoid the consultants' sternest medicine by settling for more modest rate increases and keeping a beady eye on capital expenditure and running costs in the next three years.

This might not solve the city's financial problems entirely, but it will certainly stand him in good stead with the ratepayers. ■

tles, paper and plastics for the convenience of collectors and recyclers, but a new collection method being considered for SA offers hope, he adds.

West Germany's wet/dry collection system gives every household two containers. A small bin is used for wet waste, such as food, egg shells and teabags, and a larger bin is provided for dry waste such as textiles, packaging material and rubber. Both are collected — the wet waste destined for a dump or incinerator and the dry waste for a separation centre.

All parties benefit, says Bruyns. There's less waste to destroy, collectors sell to recyclers and they, in turn, save on the cost of raw materials.

"It's almost impossible to quantify the savings," Bruyns admits. But the benefits of recycling include savings on energy, resources, foreign exchange and landfill space. The latest statistics for SA show that the industry created jobs for 6 237 people.

High content

Last year SA recycled 455 000 t of paper and board and there is a recycled content in almost every type of paper product made for packaging in this country, says Bruyns. And 37 000 t of plastic was recycled.

Every year the tinplate packaging industry recycles 46 000 t. The collect-a-can project, established by Metal Box and Crown Cork in 1976, alone brings in some 8 000 t of metal cans annually.

Recycling has, of course, been part of the glass industry for generations. More than 3 000 pick-up points have been established by Consol in the PWV area alone and there are another 44 collection agents nationwide.

Stan Verrier, Deputy City Engineer

In Norwood a trial to test the viability of separation at source by giving different coloured bags to homeowners failed when the cost of delivery and collection exceeded the proceeds from recycling.

But, says Verrier, "we would like to see the private sector go for these opportunities. To make it pay, it needs good entrepreneurial sense and an extensive marketing strategy." ■

MARITZBURG 1/14/87

Seeing red

There can't be a city in SA that does not battle to balance its budget in these inflationary times. But few have got themselves into the kind of financial tangle facing Maritzburg.

The city's bus service is currently running a deficit approaching R4m a year. And years of cross subsidising rates by ratcheting up electricity accounts has created anomalies which are going to be difficult, and politically sensitive, to remove.

Maritzburg Mayor Mark Cornell admits the bus problem is close to being insoluble, but, to its credit, the council has called in transport consultants. It has also opened its books to financial experts as part of the Maritzburg 2000 planning exercise.

The problem lies in the fact that the medicine the consultants recommend could be too unpalatable for pampered ratepayers to swallow. In any event, councillors seeking re-election next year may feel it imprudent to deliver in one dose.

On the rates account, the problem is more complex. Historically Maritzburg has indexed electricity charges to increases in Escom tariffs. The profits from electricity sales have been used to cross subsidise the rates account. Last year it was topped up by some R9m.

The downside has been that the second highest electricity tariff in the province has acted as a disincentive to industrialists and stifled job creation.

The consultants have recommended that rates be increased at the rate of inflation, plus 3% for the next eight years, so that the cross subsidisation can be ended by 1995.

Cornell, however, has reservations. He points out that there are 50 000 electricity users in Maritzburg, as opposed to only 25 000 ratepayers (50% of dwellings in Maritzburg are council or State owned and make only a nominal contribution to the total rates bill). It was felt that a more equitable way of spreading the rates burden would be to pad electricity accounts.

While Cornell argues that there is a strong case for retaining the current system, he concedes that the contribution from rates themselves has been allowed to lag and that the time may have arrived for ratepayers to bear more cost-related charges.

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This might not solve the city's financial problems entirely, but it will certainly stand him in good stead with the ratepayers. ■

Durban beach apartheid 'going'

5/20/87
10/3/87

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DURBAN — Durban's Mayor, Mr Stan Lange, has told the coloured community campaigner, Mr Morris Fynn, that he is against beach apartheid and all apartheid signs on the beachfront will probably be removed soon.

In a move to defuse a planned protest by Mr Fynn outside the City Hall during a civic function for visiting Indian and Pakistani businessmen last night, Mr Lange has personally intervened and told Mr Fynn that the whole beach apartheid issue is under scrutiny.

Mr Fynn has been the centre of a storm about beach apartheid since he was sentenced to a month's imprisonment last week for cutting down a "coloureds-only" sign on the beachfront.

He was released "under protest" after a day in jail when the Peoples' Congress Party — of which he is the Natal leader — paid his R100 fine. He then threatened a protest.

Mr Lange said he had telephoned Mr Fynn to "set the record straight".

However, Mr Fynn said he believed the Mayor had in fact given him an undertaking that all beach apartheid was to be scrapped, not just the signs. Because of this, he cancelled his protest.

"I am accepting his word. But if he reneges on his promise, I'll chop the signs down myself."
Sapa

Maritzburg's metro

Ignoring the imminent imposition of regional services councils (RSCs), Maritzburg is taking steps to establish a non-racial metropolitan council for the greater city area.

A conference called to discuss the proposal has apparently drawn much support from a wide spectrum of political interest groups — including constituencies on the Left

But at the same time, it has incensed provincial authorities who claim they were not consulted. Province's view is that the move cuts directly across existing RSC legislation and is an unnecessary duplication of effort

"There is nothing to stop Maritzburg adapting the current RSC Act to suit its needs," notes Peter Miller, MEC in charge of local government. "In terms of the Act, the format for representation can be negotiated."

But the convenors of the Greater Pietermaritzburg Conference, scheduled to take place in July, point out that RSCs have become so politicised that it is impossible to rally broad support in the various communities for any initiative under their aegis

Rather than offering an alternative to RSCs, Maritzburg mayor Mark Cornell says he sees the proposed metropolitan council going "hand in glove" with the new legislation, perhaps acting in a more "consultative" capacity than a legislative one. Its prime function, he says, would be to offer guidance in areas of mutual concern

"RSCs," he says "are essentially about the supply of services. But there is more to life than where you draw your water from"

It seems that urban blacks are increasingly willing to accept the authority of the municipality into which they fall rather than answer to some nebulous homeland. Cornell has thus received popular support after being appointed official "administrator" of Sobantu Village, Maritzburg's principal black township. As such he is one of the few white mayors who enjoys jurisdiction over a black area

Cornell's appointment was confirmed after the township's de facto authority, the so-called "Committee of 12," had rejected two other nominees put forward by government. He describes it as a "precedent" and says he is "delighted government has seen its

way clear to allow it?"

Authorisation for his appointment apparently comes right from the top — the Department of Constitutional Development and Planning

13/3/8 NIM
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All-race council idea for discussion

Pietermaritzburg
Bureau

FAR-REACHING proposals for a non-racial city council in Pietermaritzburg are to be discussed behind closed doors later this month

A number of city councillors objected strongly at a council meeting yesterday to a Finance Committee recommendation that the proposals be discussed without the public or Press being present

The council decided by a single-vote majority to hold the special meeting in committee. It was decided that the Mayor, Mr Mark Cornell, would issue a statement after the informal discussions

An ad hoc council committee has been examining proposals for a possible future non-racial city council representing all the citizens of Pietermaritzburg

The committee is to present its findings on March 30

Council to be asked to join cities' body

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N.M. 27/3/87

Mercury Reporter

THE Durban City Council is to be asked to support the concept of a 'major cities employers' organisation', intended to serve as a forum where the city councils of five cities can discuss common employment problems

The formation of the organisation, comprising representatives of the city councils of Durban, Johannesburg, Cape Town, Pretoria and Port Elizabeth, has been proposed by the Major Cities Committee

A copy of its proposed constitution was discussed at yesterday's Manco meeting, which resolved to recommend to the council that they support the concept

In a memorandum to Manco, Associate Town Clerk Mr Paul van Zyl said there was no reason to complain about a lack of co-operation on the part of individual councils in furnishing useful information on personnel matters

But he believed that the creation of a permanent organisation was desirable, as its meetings would lead to the sharing of experience in handling particular problems

"The current development of the trade union movement, the magnitude of the unem-

ployment problem and Government control over the staff expenditure of local authorities are examples of situations where discussions at meetings of the organisation would be of material benefit to the city councils concerned," said Mr van Zyl

According to the constitution, members would retain the right to negotiate and conclude agreements with their employees on salaries, conditions of service or other matters of local importance concerning staff relationships

Row over plan to sell Indian Market

Mercury Reporter

THE Durban Indian Market Stallholders' Association is up in arms over the Durban City Council's move to sell the old Victoria Street Indian Market site to private developers instead of allowing the stallholders to take it over

Mr R J Naran, vice-chairman of the Durban Market Stallholders' Association, said the council was 'riding roughshod' over stallholders' requests for a new Indian Market to replace the one destroyed by fire more than 20 years ago

'We are extremely disappointed with the council, which is not even standing by its moral obligation of giving us alternative accommodation,' he said, adding that the association was considering taking legal action against the council

We also asked the council to consider giving us a site for an oriental plaza, but we are still waiting. The council is asking for a fantastic price for land, he said

Mr Mahomed Bajab, chairman of the Grey Street Indian Local Affairs Committee and chairman of the Central Durban Indian Ratepayers' Association, said the council had overruled a decision by the LAC for the site to be used for a new Indian Market or alternatively for it to be developed into a public park

Invitation 31/3/87
N.M.

The council has invited investors and entrepreneurs to develop the former Indian Market and Durban Men's Home sites in Victoria Street and Queen Street for 'bulk general business', according to Durban's Town Clerk, Mr

Gordon Haygarth

The site, which is bounded by Queen Street, Victoria Street and Russell Street, is at one of the major entrance points to the city centre and has a total area of 9 180 sq m

The council has asked that offers be submitted together with a deposit of R20 000 to the Town Clerk's Office not later than 11 a m on Friday, July 31

Maritzburg cancels 150-year celebrations

4R645 15/5/87 2600 400
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Maritzburg Bureau

MARITZBURG. — Maritzburg has abandoned its proposed R700 000 150th birthday celebration because of pressure from Indian, coloured and black communities who feel it would have been a "whites-only celebration."

A report from the local Chamber of Commerce which was handed to the Birthday Celebration committee yesterday has recommended low key celebrations instead, involving all sectors of the community.

The Mayor of Maritzburg, Mr Mark Cornell, said: "It is a great pity but we want to avoid upheaval and possible boycotts."

ANC ads
row turns
into war of
ultimatums

Staff Reporters

The row between the Benoni Town Council and First National Bank over the Ball-ANC advertisement affair is developing into a war of ultimatums.

The Benoni council's threat to close its R150 million-a-year account with the bank has been countered with a telephoned threat of a black consumer boycott.

First National has now moved urgently to resolve the confrontation through direct talks and a Progressive Federal Party spokesman has warned of the dangers inherent in the kind of ultimatum issued by the Benoni council.

Councillor Aubrey Ritz said yesterday he had received an anonymous telephone call from a black man who threatened: "If you guys withdraw from First National Bank, we'll boycott you"

Town clerk Mr Nantes Botha said there were about 150 000 blacks living in Benoni's two townships, Daveyton and Wattville, and the results of a consumer boycott would be serious

The threat follows the National Party-dominated town council's decision to give the bank until June 19 to express its disapproval of managing director Mr Chris Ball's actions in lending R100 000 for "unban the ANC" advertisements

The second part of the motion — that funds would be withdrawn if Mr Ball was not censured — was withdrawn because it was not considered proper to threaten the bank, but proposer Dr PDC Erasmus said if the bank failed to satisfy the council, withdrawal would be reconsidered.

First National Bank confirmed today it was seeking a meeting with the council

"The council has obviously been influenced by incorrect versions of the role of Mr Chris Ball, our managing director, and the bank itself, in the controversy," said Mr Jimmy McKenzie, senior general manager

The PFP warned in Cape Town today that Benoni Town Council was playing with fire by threatening to withdraw its funds for political reasons.

Mr Harry Schwarz, PFP spokesman on finance, said it was very dangerous to choose where to give one's business purely on the basis of the political views of an individual.

Benoni to reconsider break with First National Bank

Benoni Town Council will decide later this month whether to keep its account with First National Bank or to take its business elsewhere.

This was confirmed today by the town clerk, Mr Nantes Botha, who said a decision was likely to be taken at the council's monthly meeting on June 30.

First National placed advertisements in several newspapers yesterday saying it did not have an affiliation with any political group and that there was no deliberate insertion of any shapes in the tree that forms part of its logo.

And the advertising campaign has won over at least one major critic — Benoni town councillor Dr Phil Erasmus.

"I can go back to the people of Benoni, black and white, and assure them of the loyalty of our bank," he said yesterday after reading the newspaper advertisements. "They have given us the assurances we wanted."

Dr Erasmus was instrumental in having a motion carried by nine votes to two in the Benoni Town Council that the bank be called upon to express its strongest disapproval of managing director Mr

Chris Ball's role in the "Unban the ANC" advertisements, as identified by the Munnik Commission


A motion that the Benoni town clerk submit a report about the possibility of the town closing its R150 million account with FNB unless the bank expressed its disapproval was withdrawn.

"The advertisement looks very good," Dr Erasmus said. "I'm very encouraged I feel that they have acceded to the request of the Benoni Town Council. They have gone far beyond that. They have addressed a number of problems. There is their emblem. They definitely and in no uncertain terms reject the ANC and terrorism."

Dr Erasmus said he would draw up a recommendation saying he was satisfied with the answer and that he considered the matter closed.

But Mr Vic Penning, chairman of the Benoni management committee, said yesterday that, as the decision was taken by the full council, the matter was still on the management committee's agenda for its meeting tomorrow.

The committee's recommendation would go to the full council meeting at the end of the month.

Handwritten notes:  164 SAA 7/8/51

modern and... | withheld until his next... | DAILY SWAZI... |

Joint authority

KwaNatal's Joint Executive Authority (JEA), which became reality last week after a proclamation in the Government Gazette, is not a "super-government" for the region, says Constitutional Development and Planning Minister Chris Heunis. Instead, it is an instrument for the KwaZulu and Natal provincial administrations to rationalise functions and eliminate duplication.

The formal go-ahead follows nearly three years of talks between KwaZulu, the former New Republic Party-controlled Natal provincial administration, and government.

In terms of the rules of procedure gazetted last week, neither KwaZulu nor Natal are deprived of any duties or powers; but they can ask the State President to authorise the JEA to perform, on a co-operative basis, tasks the two previously performed separately.

The president can, if he deems it advisable, transfer the administration of a law or a provincial law of either KwaZulu or Natal to the JEA.

The JEA will have an equal number of members from the KwaZulu Cabinet and the Natal Executive Committee. Decisions will be reached by consensus. If there is no consensus, the Chief Minister of KwaZulu and the Administrator of Natal will jointly decide the issue. ■

KWAZULU-NATAL

All Natal's a stage

A third cryptic figure, the "JEA," has emerged on Natal's crowded political stage

Most of the action remains offstage, however, and the powerplay in the province is unscripted. Natalians are thus having trouble distinguishing one player from the next.

Unique to Natal, the JEA or Joint Executive Authority has the advantage of substance. It is a statutory body (*Current Affairs* August 14) established by the Joint Executive Authority for KwaZulu and Natal Act, No 80 of 1986, promulgated in the (white) parliament on September 3 1986.

By contrast, so far both the Indaba, and, uniquely in the case of Durban, the RSC, enjoy theoretical status only.

Countrywide, RSCs, or regional services councils, have statutory foundation. Several have been established. Ironically, though Durban pioneered third-tier regionalisation of services — as the province did with the JEA — the proposed RSC there is checkmated by KwaZulu's opposition (*FM* July 3). To the chagrin of its backers, the Indaba is similarly stalemated.

Last September the JEA's non-statutory precursor, the Strategic Policy Group (SPG), began negotiating rules of procedure.

These were gazetted on August 7. The JEA will hold its first meeting in October. Its seat, and a small secretariat, will be in the Natal Provincial Administration (NPA) regional office in Mayville, Durban.

As with the SPG, established in October 1984, the JEA will have equal representation from KwaZulu and Natal. NPA's nominated five-man executive will represent it.

They are Val Volker, former MP (NP, Klipriver) and now MEC responsible for roads and hospitals, Peter Miller, former MPC (NRP, South Coast) and now MEC for local government, and newcomers Abdul Joosub, former MP (NPP, Brickfield),

Dhlomo ... no more prescriptions

Shunmoogan Naidoo, a retired headmaster nominated to represent the NPP, and Clyde Pearce, former President's Councillor for the Labour Party.

KwaZulu has yet to appoint representatives, who will be five Cabinet ministers.

A feature of Exco's representation is that since the dissolution of provincial councils in July 1986, members are no longer elected but nominated by the State President.

The new dispensation has widened Exco's executive authority, but placed legislative control in the hands of provincial standing committees of parliament. This link with the tricameral system concerns KwaZulu. It was a mistake to abolish provincial councils, says Minister of Education Oscar Dhlomo.

What is the mission of the JEA? Miller says it is to "promote regional co-operation and the co-ordination of functions currently carried out by either the NPA or KwaZulu government, or both."

Functions would include health services, roads, physical planning, conservation, and shark protection. Notably absent are such matters as education and, of course, drafting a joint capital budget for a united Natal.

The JEA is thus essentially an executive debating chamber. Either of its racially-divided constituent bodies, the NPA or KwaZulu Legislative Assembly, may limit what may be discussed and veto any joint recommendations that require changes to legislation. It is not empowered to make laws. And, most importantly, it has no fiscal authority. Decisions with budgetary implications will still have to be approved independently in Ulundi and Maritzburg.

KwaZulu's criticism of the JEA is that it has no legislative power, is racially based, unrepresentative of the whole population of the province — since KwaZulu does not represent blacks in "white" areas who are also not represented by Exco — and will be responsible to two autonomous authorities.

As a quid pro quo for participating, KwaZulu expects progress towards implementing the Indaba, which, says Dhlomo, is a "natural evolution." Failing this, its representatives will withdraw from an "irrelevant" JEA.

KwaZulu's objection to the RSC runs far deeper. Most importantly, says Dhlomo, KwaZulu was not consulted. "The politics of prescription are past. On a point of principle we cannot allow it."

In addition RSCs represent an extension of the tricameral parliamentary system, perpetuate ethnicity in local authorities, and entrench economic apartheid, adds Dhlomo. While KwaZulu is willing to negotiate the "whole concept of third-tier government," RSCs as constituted will not be on the agenda, emphasises Dhlomo.

The deadlock has left the proposed RSC for greater Durban in political limbo. Miller disconsolately admits that the rest of the area may have to "go it alone."

This could be calamitous, widening the gulf between Third and First World economies in what Gerry Adlard, MD of Urban Foundation housing company Innova, calls Durban's "Greater Functional Region" (GFR).

The GFR's shackland is larger than the city itself, sprawling in a 50 km radius around Durban's formal limits and housing 1.5m people, mostly in KwaZulu territory. Servicing an estimated 15 000 sites would cost upwards of R450m, points out Adlard. ■

FIRST JOINT DEBATE

34/10/77
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KwaNatal's Joint Executive Authority (JEA), which unites the Provincial Executive and the KwaZulu Legislative Authority (KLA) in a statutory debating chamber, will hold its first session on November 3.

Main items on the agenda will be the election of a chairman — indications are he will be KLA Deputy Chief Minister Oscar Dhlomo — and a vice-chairman and chief executive officer.

The public session, to be held in the Durban City Hall, will be attended and addressed by State President P W Botha, Provincial Administrator Radclyffe Cadman and KLA Chief Minister Mangosuthu Buthelezi.

Natal's five-man team will be MECs

Val Volker, Peter Miller, Shunmoogan Naidoo, Abdul Joosub, and Clyde Pearce KwaZulu has yet to name a team

The mission of the JEA (*FM* August 28) was described by Miller, MEC in charge of local government, as "an attempt to promote regional co-operation and the co-ordination of functions currently carried out either separately or jointly by the Natal Provincial Administration and KwaZulu"

KwaZulu has agreed to participate even though it is critical of the JEA because it has no legislative authority, is racially based, and unrepresentative of the whole province

The first major topic could be the stalemated RSC (see *Durban RSC*)

NATAL FLOOD

Agri-losses mount

An updated checklist of agricultural losses caused by Natal's September flood was presented to the SA Agricultural Union congress in Durban last week

Since the survey is incomplete and negotiations over State aid continue, no estimate of costs will be released "at this stage," regional director of Agriculture Chris MacVicar tells the *FM*. Earlier estimates of R40m cannot

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be regarded as accurate, he warns

Latest estimates reveal that some 2 000 ha irrigation land was irreparably destroyed, together with 3 000 ha of dry lands. Irrigated land lost but reclaimable, and dry lands which could be reclaimed, each amount to around 3 000 ha

Stock farmers were particularly hard hit, with 934 head of cattle drowned, a further 1 458 dead from exposure, 1 659 sheep drowned, and 5 953 dead from exposure.

In addition, 159 dams under 5 m in height were damaged and 143 breached. A total of 135 dams over 5 m high were damaged and 151 breached, while 351 irrigation pumps were destroyed and 117 km of canals and furrows were damaged

Private roads totalling 1 366 km in extent were damaged, together with 864 bridges or

river crossings, 793 km boundary fencing, 1 321 km internal fencing, 187 stock watering dams, 212 anti-erosion dams, 3 557 km contour banks, and 266 km waterways.

MacVicar says an ad hoc committee has been established to estimate costs of damage and the procedures to be adopted in administering aid. It is yet to complete its work and make recommendations to government.