

Workshop on legislative drafting at the University of Pretoria

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[Feb 2000]

PREPARED BY	
DATE	

Pretoria U - Fri - 10 AM	PAGE NO.
Re legislative drift // Justice College	

Cecile / Dir. of J. College -
 Bernard Beeking - Local Govt -
 Frans Linneman - Legal History - did some work
 Prof. Voster;
 Mike Pifi - Hermeneutics / interp. statutes (prev, in

Labugstodme - interp. of statutes
 UNISA - Christy Boothe - Teacher interp. of statutes -
 = new book
 UNISA - Prof Swanepoel - drift of pol. decisions to
 Div/courts, Practical + Cont Legal Trng = aim
 to admin, level non formal ed. prog
 Ataulour Libhaber - Languages -

Dean's - want to est prog - difficult to est, given
 existing workload - eg 4 no course -
 shd create pool of people who might do
 a component - people from diff. Unis (Justice,
 UNISA, PU; eg Prof Swanepoel/tech.)
 -> divide work -> easier to do on-going thing -
 St. 2001 - This yr = preparatory, funding, etc
Nature of prog: 4 mos.

Justice College - Neal King (wanted to send to BSU,
 but no funds) - could pay own exps. to cover
 costs; did one course // Southman, Big Commonwealth
 expert: = Steve Wright, Australia) w/ other depts
 or law advisors; requests don't indicate real
 demand - Nat'l Leg / Pent - Tokame course 1.9.

Dean: Trng Staff = 10 = pool of teachers -
Frans - 4 mos seems too long; make it
2 months -

Cecille: Need to est course/trainers; have
Australian drift // techs; donors wld
like jt. prog. → 2 courses:
① trns' course; ② 2 wk course →
basics; Just did 2 wk course w. UCT
= R400,000 (incl. hotel)

Betha - Take a green paper + white paper →
basis for real bills → wk from here -

Cecille: See good policy - but implementation =
another issue; process incl. budget -

Contextualize: Crisis mgmt for cyber crime
legislation - next task = subordinate leg.
Justice Dept: talk of est unit to go over
subordinate leg - door = open for effective rules
for pilot prog, st, at micro-level
Not nec. at nat'l level; but at stud
by-laws/municipalities - when design
2 wk course, st, w. sub. leg.

Dean: Practical details = st, w. pilot project = 2 wk
trng courses / local govt; Then exp / 2 mos
course - Also = budget Q - Need trng in
2nd sem. of this year for 2 wks -
Met US Embassy: normally don't fund
4 mos - but up to 6 weeks
will fund - Aug, Sept; → advertise

for pilot proj's for next yr - need \$ budget. need proposal (we shd drft) :

How chrg people: how deter how much

Cecile: Local gov'ts can't pay, how

Dean: How much in Pretoria for 2 wks

Stefan

UNISA: Labor courses - local people pay

R 3000 - 4000 / 2 wks; need add'l

frts/advertising, address lists, lecturers, (we have structure for that), study mats, + lunch (we have frts)

Cecile: if > donor frts, weigh if = donor proj, or wk money out of it -

Stefan: Ask from donors = amt/person - need

R ___ / person; not bad to have partic.

pay something = resp. (R 500 = commitment)

Dean: will need further disc. - first thing, ask

frts to Greg Seidman -> bring here

Oct. - last 2 weeks Need people to

act as ^{Cecile or Stefan} ldrs. someone from Justice

college; Pretoria U = Christo ^{UNISO} -> join / admin

Stefan - need to specify registration, certf., etc

Pretoria U = center
= 3 coord

Centre of Human Rights

20 people, some/law, others = proj. officers,
ac. res. to practical ~~res~~/training = 2 MA
prog./human rts; propose 2 wk
within sch on good governance / 1000
sr./middle level personnel, focus on
human rts, info. tech = flexible, bld
from Centre side = 4 yrs prog./human
rts (Sweden ast = 10 ^{10 min} people →)

Involved = 'most active NAO/Hum Rts in Af' =
= integrated w. gd gov. → est 1996 →
needs to be integrated: - wk w. Subussio

Correspondents in 53 Ctries = "encyclopedia"
of IHR laws (pub'd by Kluwer: Human Rts
Law in Af, 1997) - Run MA for str
from Af - have 26 students from
6 countries: U has 3 hrs, w. computer
= 6 mos here, then go to Accra,
Cape Town, etc. for 6 mos. -

Buy out new lecturer/week (Rh, Ug,
etc etc.) - Don't get focus on "dwd"
as maj. focus, but this week =
"globaliz'n"

All Af. Human Rts Most Court - 10
yrs old; 60 of 120 law facs partic;
= good network/e-mail - to ensure get
best partic.

SADCBookMA

+ access to int'l
tribunals

Most Court

Pretoria U.

Things in place

① Center for Practical & Continuing Legal Training
 = non-formal & some cert courses
 (incl. non-lawyers) =
 campus co. w/in which center exists
 admin. personnel-

② Staff-

Faculty: Frans ^{Viergeven} - Dev of Clarity/Analog
 Urban-
 Intl. Inst'l Res/Progs =
 UNISA Prof & Swanepool

Admin



Mngmt Wshp = ^{w. Vandy!} Ole - apply for \$5,000/AID
 + US/Frbright -
 can be 2 wk wshps / Legislators -

③ Center for Human Rts -

All-Af most court = 60 Univs. (Frans inclg)
 w:

④ Apply new, ^{Full} prof/UNISA → interp. of
 statutes: Christo Boeta = book

⑤ Someone/local govt?

⑥ Housing: Block of flats -

Also holidays (June-July, Apr, Dec-Jan.)

Seminars = hotel.

Human Rts Center

Perhaps → in chrg.

Local Govt



SEARCHED BY

DATE

Cell

Mike Curry - 258-1-823-14696

PAGE NO.

House: 4948-22

StevinoSouth African Institute of Management
Local GovtKellogg Fndn ~~\$5m~~ - SADP - Legislative

U. of Pretoria

Lynnwood Drive & Roper St.Enter main entrance, see tall
bdg - go thru under it, turn
rt = 4 story bdg (6 levels)

Level #6, Room 75

US pd = 6 weeks -

come for 6 weeks → hrn

M