

**A NEW REGIONAL  
DISPENSATION  
Technical Report**

**PRIMARY CONSIDERATIONS**

Regional functions

Fiscal Considerations

Constitutional Considerations

Delimitation of Regions

## REGIONAL FUNCTIONS

It is suggested that the allocation of regional functions should be determined *inter alia* by the following considerations:

- In order to achieve regional autonomy, functions should be allocated in terms of the national Constitution, which should also prohibit withdrawal or amendment of regional functions without the consent of the regional legislatures.

- A sensible and practical vertical distribution of powers needs to be achieved.
- The authority of regions to exercise their functions should be supported by financial, economic and fiscal capability.
- The ability of regions to promote development should be enhanced to the maximum.
- A function should be performed at the lowest level at which it can be carried out most effectively (*subsidiarity*).

**FUNCTIONS OF  
NATIONAL  
GOVERNMENT**

Defence  
National Security  
Foreign Affairs  
Constitutional  
Planning

**FUNCTIONS OF  
REGIONAL  
GOVERNMENT**

Agriculture  
Cultural Affairs  
Education  
Finance, Taxation  
and Commerce  
Health  
Mining  
Nature Conservation  
Police  
Roads  
Water  
Welfare

~~Local Government~~



## FISCAL CONSIDERATIONS

- Due to its complexity, fiscal restructuring will have to be planned for and carried out over a period of time.
- Regional autonomy will be directly dependent upon the financial ability of a region. Therefore the allocation of functions must be accompanied by the allocation of sufficient sources of income.

- A region having less funds than others, should not have fewer functions or less autonomy.
- Since all regions cannot have equal economic strength, arrangements will have to be made to channel funds to less affluent regions (*financial transfers*).

- Objective financial norms should apply to financial transfers.
- Fiscal policy coordination will be necessary, but regions should have control over the level of taxation of their own sources of income.

## CONSTITUTIONAL CONSIDERATIONS

It is suggested that the following propositions regarding regional constitutions are realistic and viable and that they should be considered in negotiations:

- Regions could be referred to as (autonomous) *Provinces*.
- Each Province should have its own constitution, drafted within an entrenched framework provided for in the national Constitution.



- The legislative power of a Province should be entrusted to a single-chamber Provincial Assembly.
- Where such need exists, special provision could be made for the representation of traditional institutions.
- Provincial Assemblies may effectively be elected proportionally from multi-member electoral districts.

- Electoral districts could correspond geographically to *development areas* within regions.
- Development should be promoted to the maximum in development areas.
- Development may be promoted and administered in the development areas by non-political councils constituted from community (including traditional) leadership.

- Provincial Cabinets should be established to exercise the executive power.
- The Provincial Assembly might elect a *premier* to chair the Provincial Cabinet.
- The Provincial Cabinets could be composed in proportion to party support in the legislatures.
- ✓ Two-thirds majority votes in the Cabinets should be sufficient for decision-making.

## **DELIMITATION OF REGIONS**

Comparison of various published proposals provides many points of convergence.

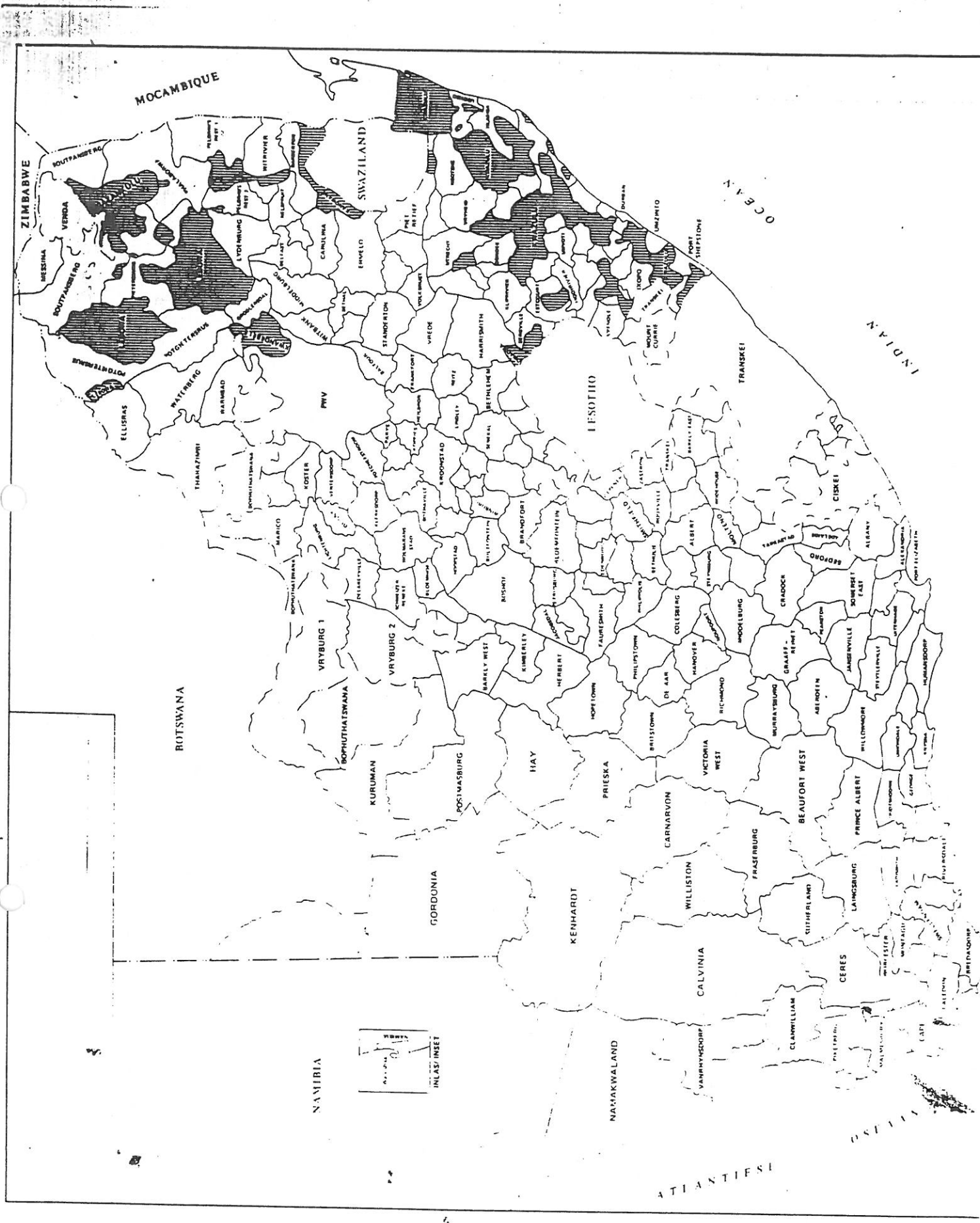
The finalization of a delimitation should be the product of regional input.

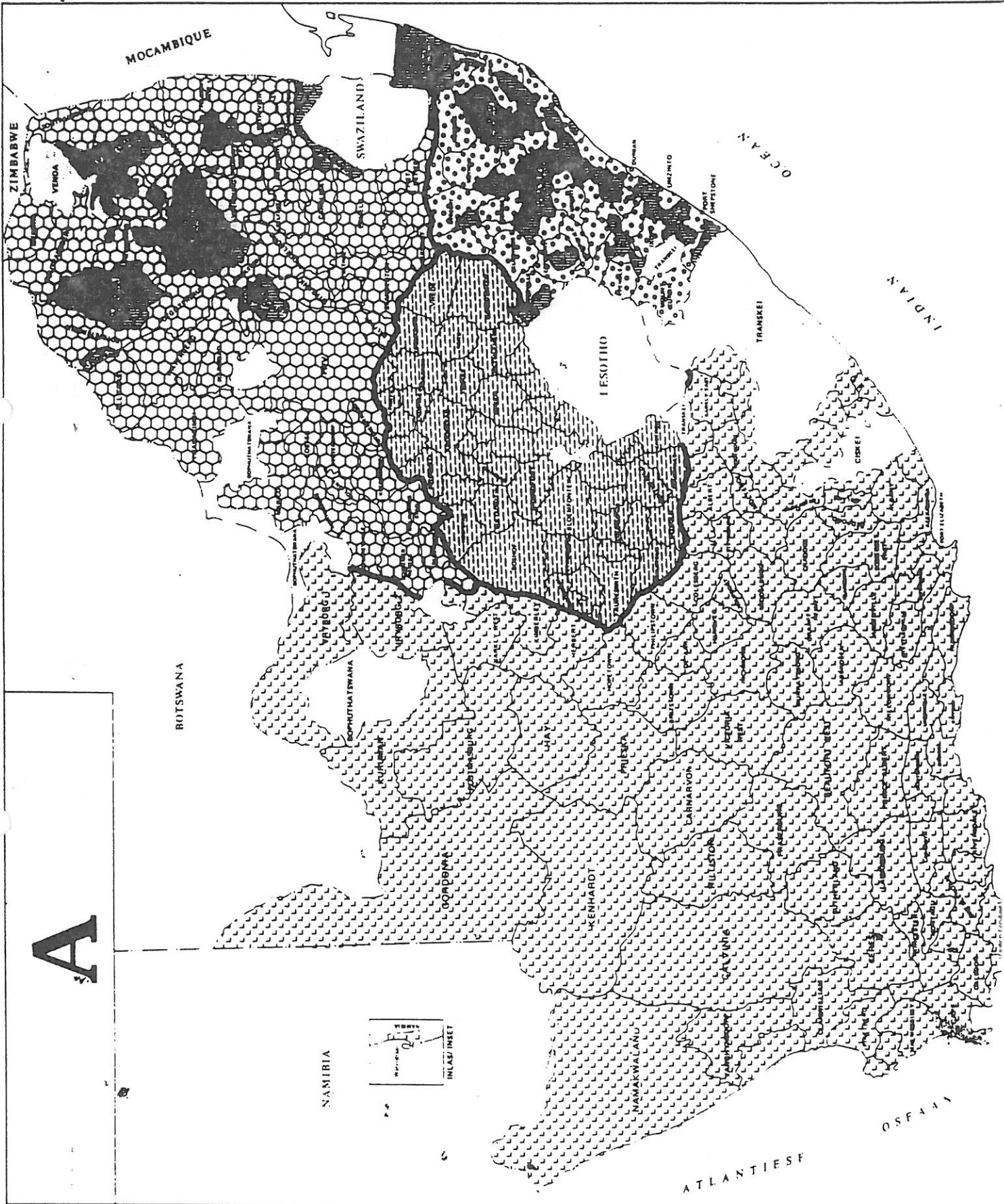
The delimitation of regions should be based upon the consideration of a number of factors:

- Historic boundaries
- Constitutional and demographic realities (TBUc) re-*re-arrangement*
- Economic and developmental viability
- Cultural realities (eg language)
- Administrative considerations
- A realistic limitation of the number of regions

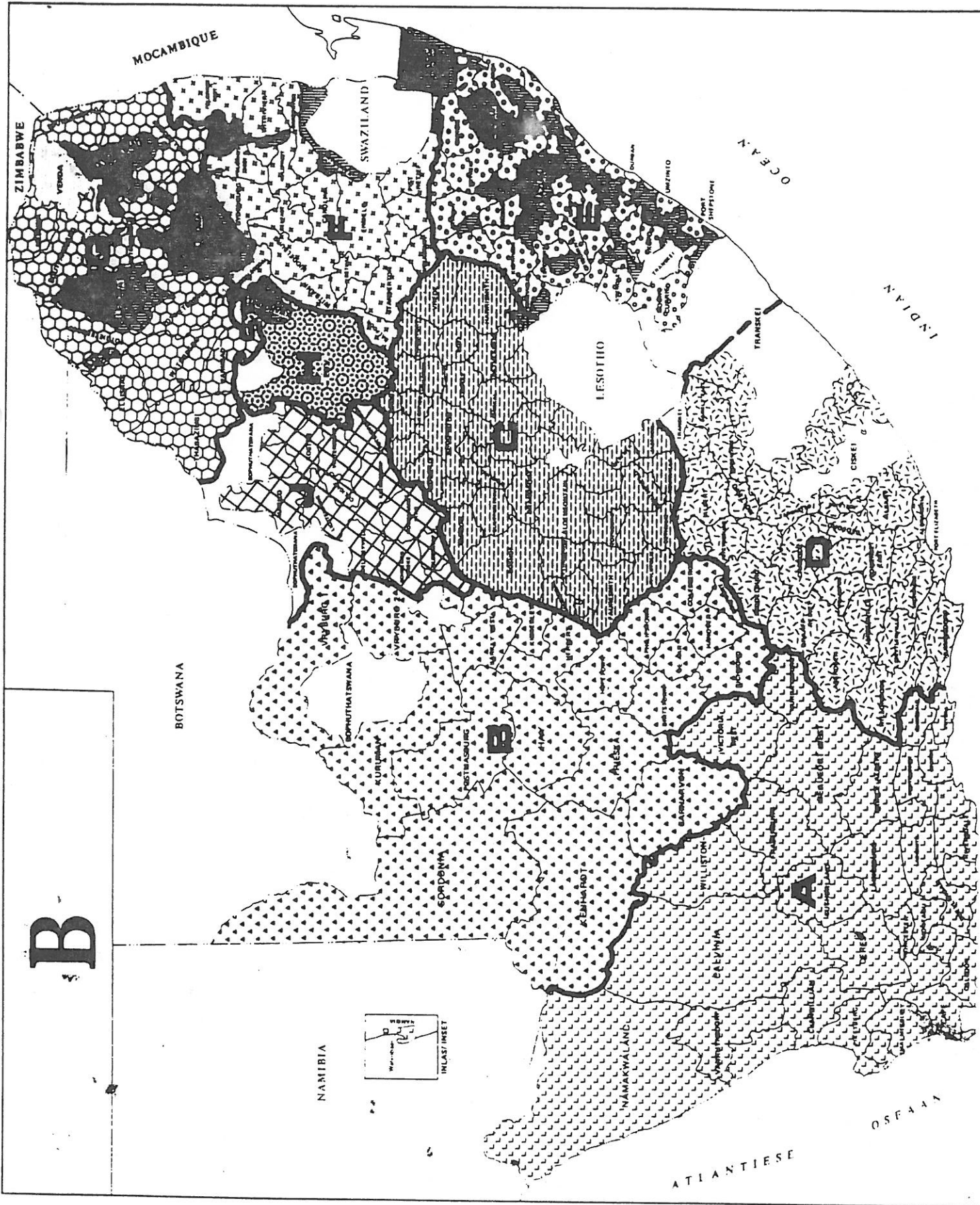
# MAPS

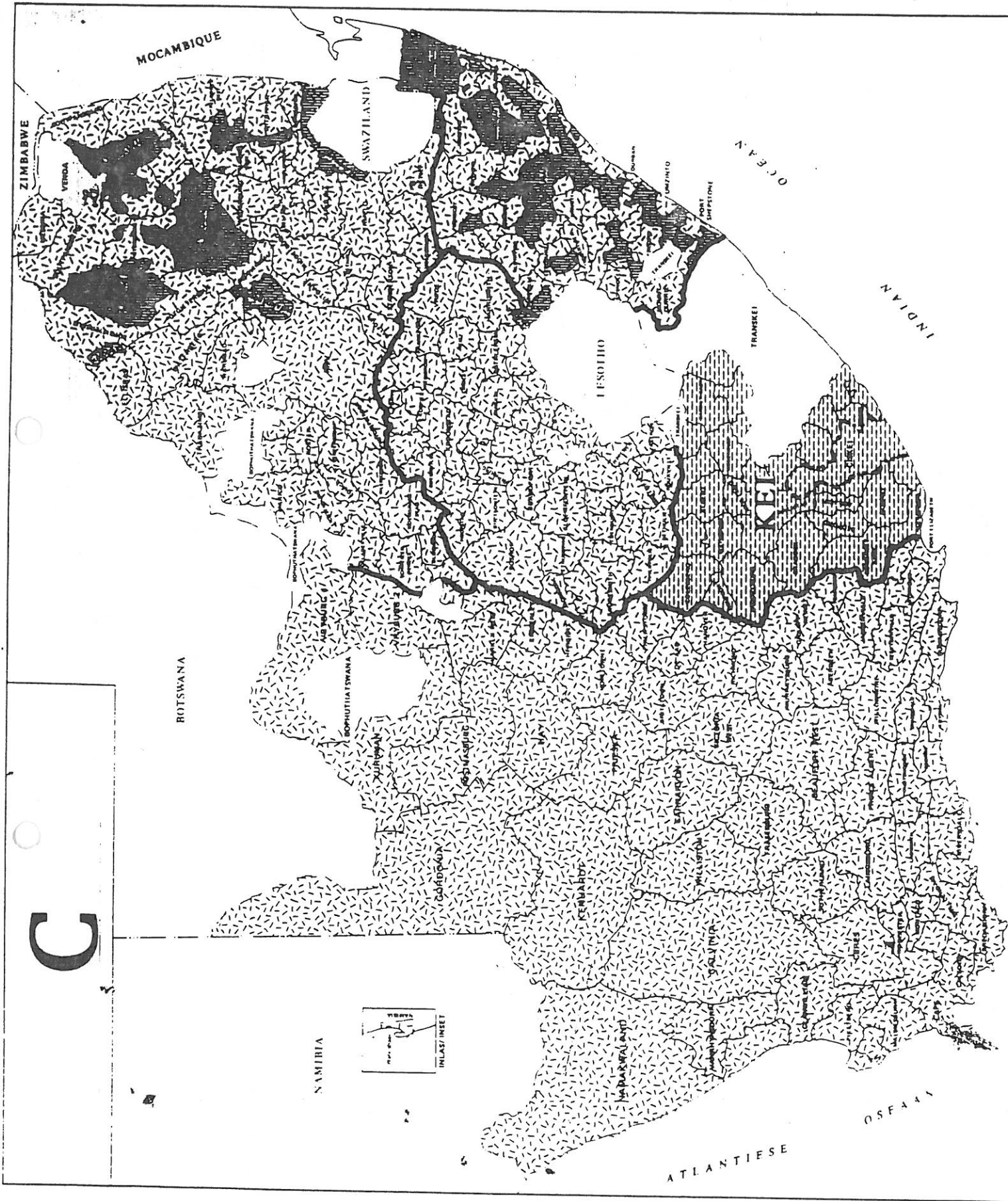
- A Historic boundaries -  
the Provinces
- B Development regions
- C Regional adaptation  
(Ciskei incorporated)
- D Transkei incorporated
- E Regional adaptation  
(Bophuthatswana incorporated)
- F Full reincorporation: a suggested point of departure for local, regional and national negotiations.











MOCAMBIQUE

ZIMBABWE

SWAZILAND

LESOTHO

INDIAN OCEAN

TRANSKEI

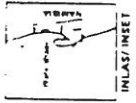
INDIAN OCEAN

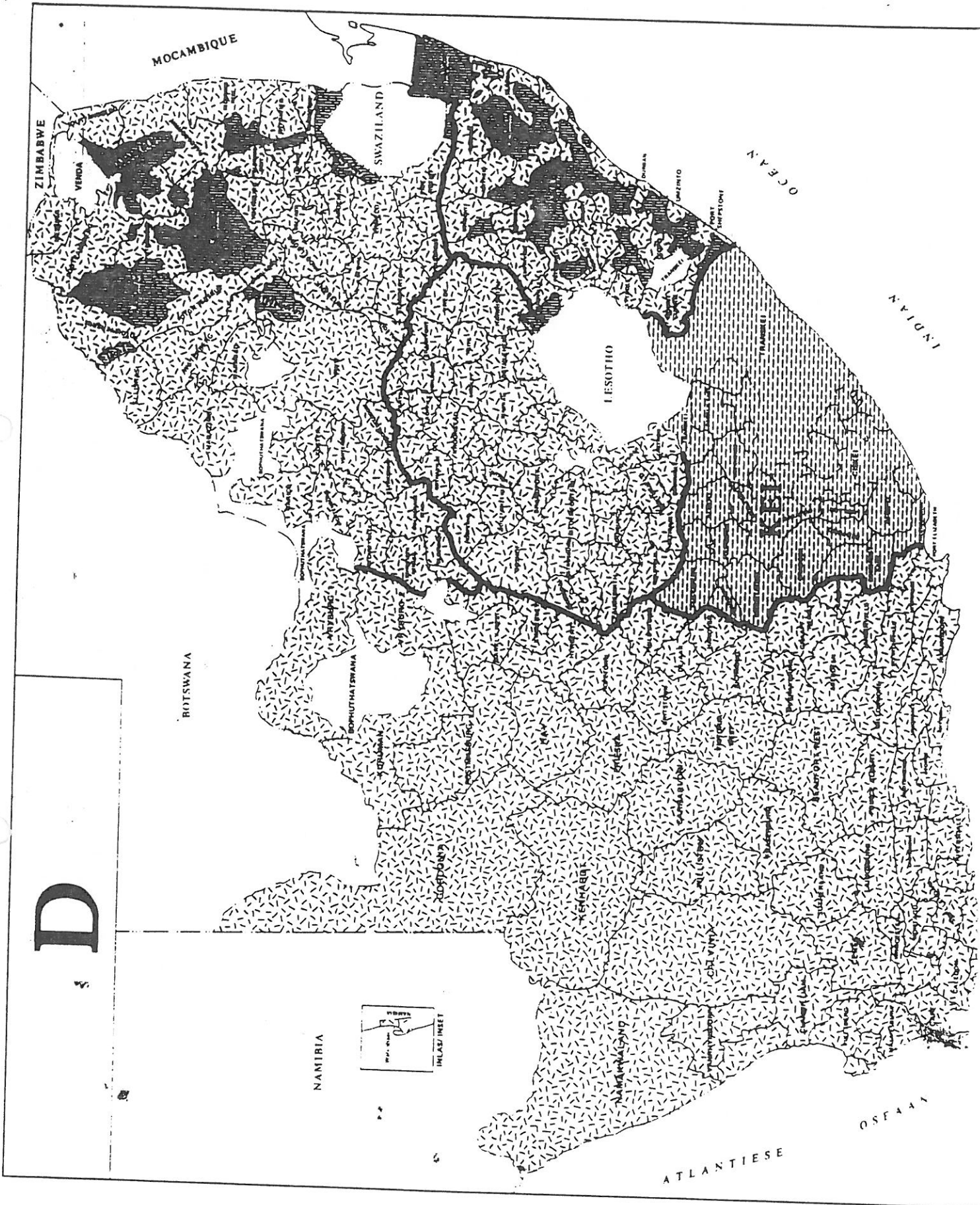
BOTSWANA

NAMIBIA

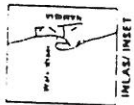
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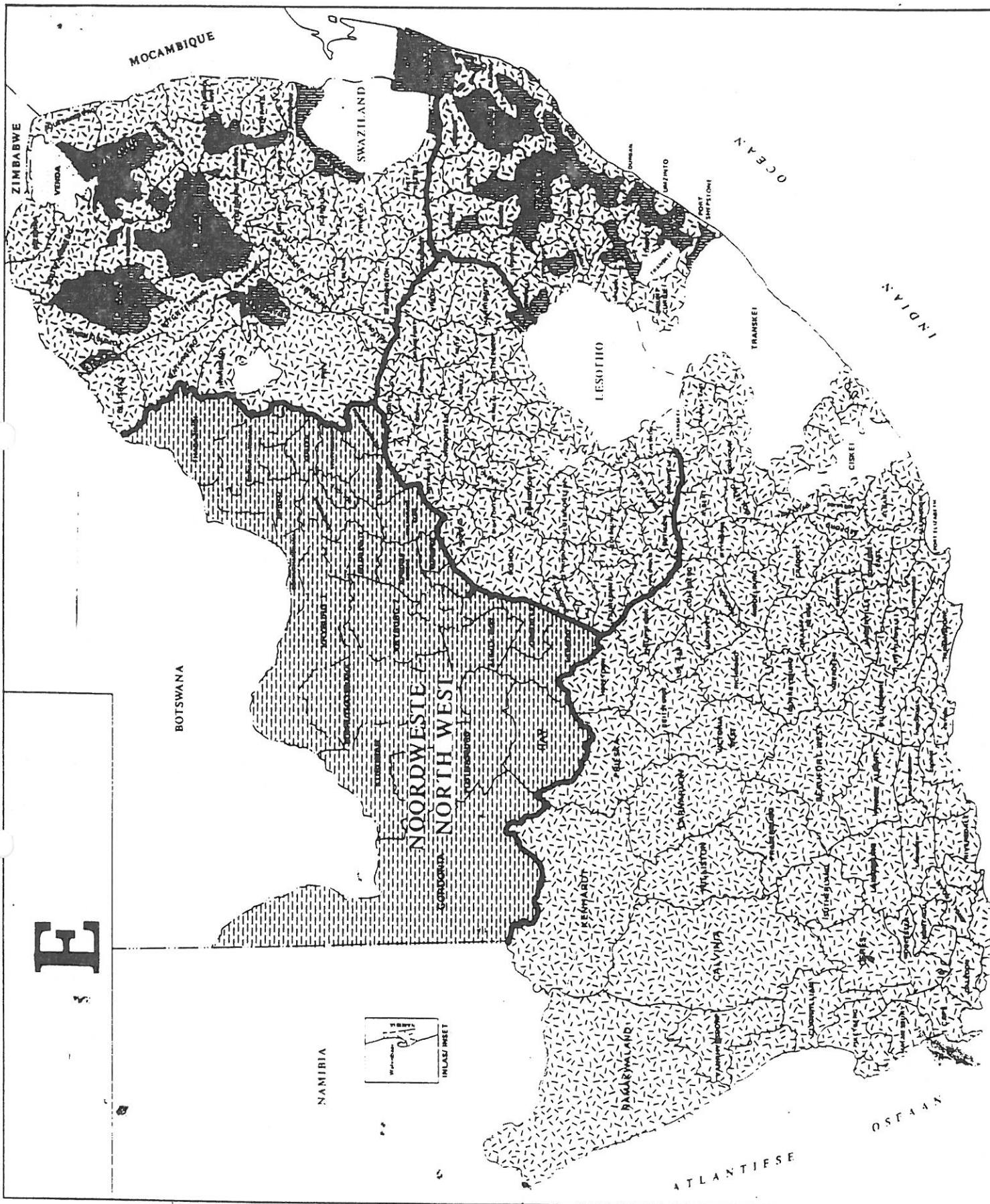
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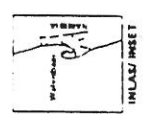
LESOTHO

INDIA

BOTSWANA

NOORDWESIE  
NORTH WEST

NAMIBIA



ATLANTIESE OSEAN

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