

The Democratic Alliance (DA) and its members on the Constitutional Review Committee state categorically that these observations and recommendations are made under protest. The draft report in which these recommendations and observations are to appear should not be considered yet as the constituent parts of the report are yet to be finalised. The Democratic Alliance reserves its rights with regard to this draft report, and the making of recommendations under these circumstances should not be construed under any circumstances as acquiescence, approval or consent of the errors in procedure that have been wilfully committed by the Committee and some of its members. Nor should it be construed as legitimising the process.

Following the Constitutional Review process the Democratic Alliance makes the following recommendations:

The current Constitutional provisions adequately allow for progressive land reform, restitution and the protection of tenure security and land rights. Successful land reform doesn't require amending the Constitution. That which is implicit in the Constitution must be made explicit by legislation.

The DA recommends that Section 25 of the Constitution not be amended.