## CONSIDERATIONS ON THE DESIGN OF FEDERATIONS: THE SOUTH AFRICAN CONSTITUTION

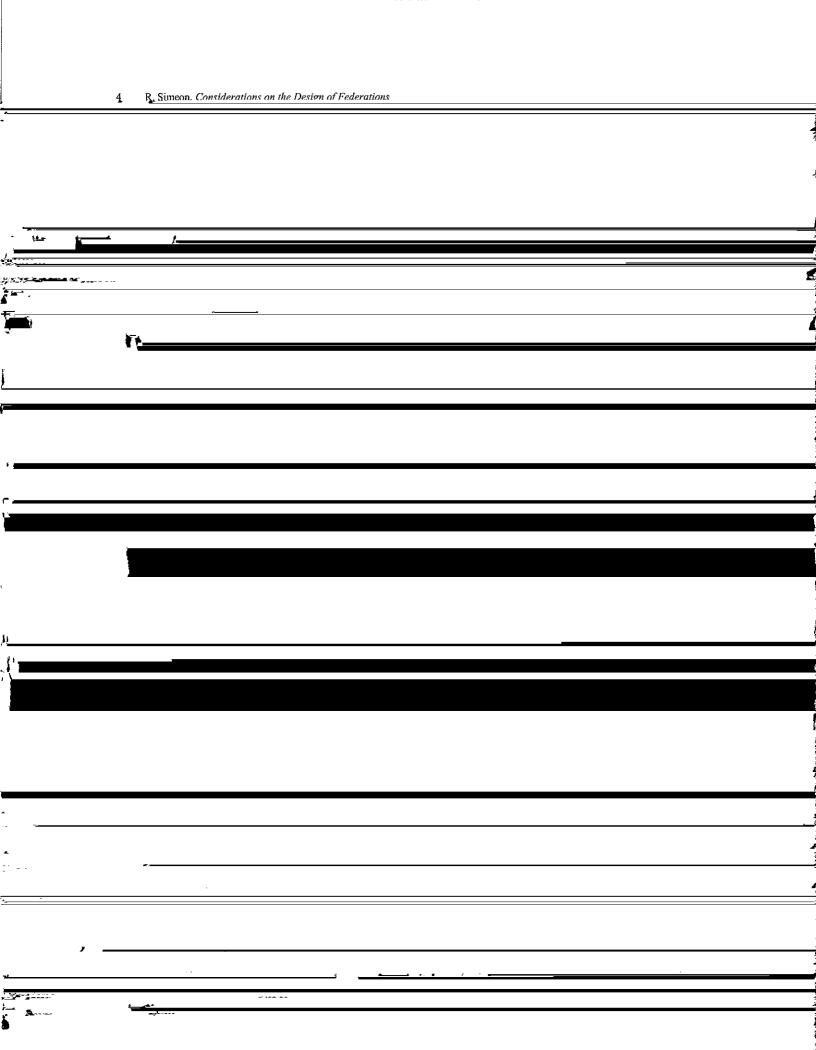
December 1993, and provided the framework for the first democratic elections which were held on 27 April 1994. The complex compro-

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R. Simeon, Considerations on the Design of Federations mechanisms and processes of intergovernmenset of rolling texts with at least four successive iterations each narrowing the areas of distal relations fiscal arrangements, and so.on. In stitutional Principles," that "Government shall he structured at national provincial and local

Assembly's handiwork.. But I do not wish to

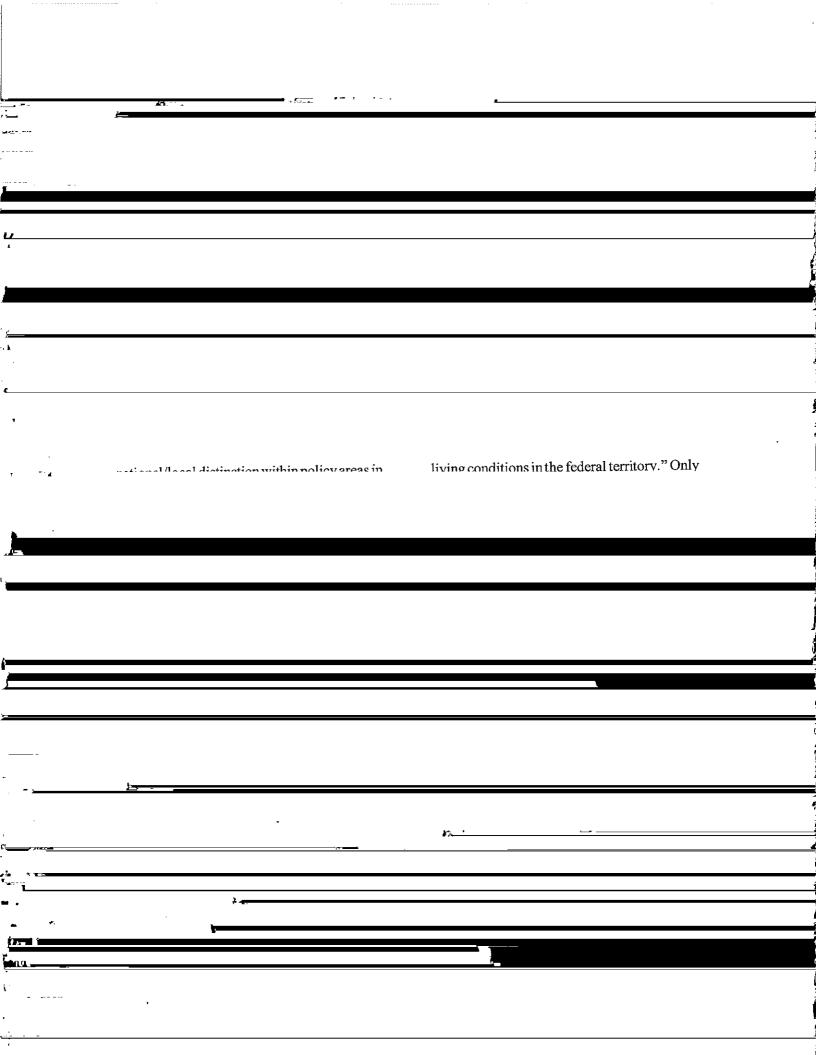
levels," (XVII)\_that constitutional amendare the only, or even the most important



ties (increasing the need for intergovernmental sition to any form of "special status," and to relations); or does the need to minimize these increased decentralization. His alternative was R. Simeon, Considerations on the Design of Federations and Australia have also been sources of ideas.

	added in 1949. This is not to say that there	justify devolution. Canadian commentators	
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R. Simeon, Considerations on the Design of Federations status, no decision-making powers, no formal there flows are now rapidly declining There





cluding a list of broad concurrent powers spelled out in Schedule Four. (S. 44(1)) Unlike

These limited provincial powers – and the

4 R. Simeon, Considerations on the Design of Federations

government, as set out in national legislation. (S. 214) The distribution of funds is to take into account both the "national interest" and the needs and interests of the national government is to he "determined by objective crite-

on the point, though it does envision both sorts of grants.

There is also an important cooperative element in allocating revenues: it can only be

ever, it is clear that South Africa envisions a dense network of linkages between levels of

the IGF and MINMECS have been criticized for lack of interest and participation by national ministers. failure convincients account

16 R. Simeon, Considerations on the Design of Federations previous Senate, there is at least the possibility This then, would have been a fairly strong

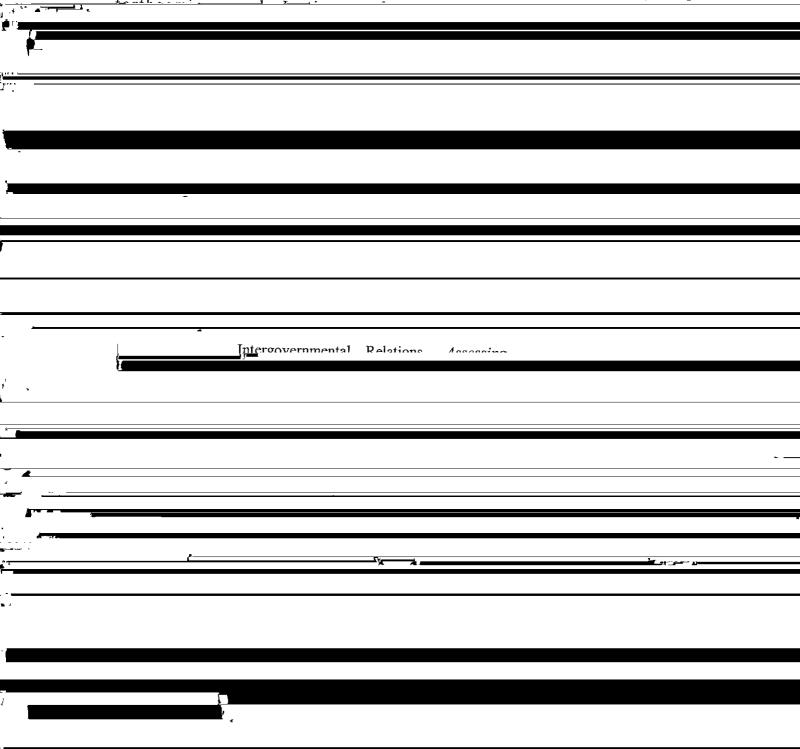
R. Simeon, Considerations on the Design of Federations بعد ماملتات منا عسامس المالية منا عسامسوت In this as in other areas of the new constitu22 R. Simeon, Considerations on the Design of Federations

Economic Union. Toronto: University of Toronto Press. 1986.

21. "Constitutional Government and the two faces of Ethnicity: Federalism is Not

1995; Richard Simeon, "Rethinking Government, Rethinking Federalism," Institute of Public Administration of Canada,

constitutional or legislative obligation. Here the centre may issue directives, or even assume direct responsibility, though



R. Simeon, Considerations on the Design of Federations 43. The exceptions are KwaZulu Natal, and J. .... the Metional Party