

## PROGRAMME

### **COLLOQUIUM: REALISING SOCIO-ECONOMIC RIGHTS IN SOUTH AFRICA: PROGRESS AND CHALLENGES**

#### **COMMUNITY LAW CENTRE (UWC)**

17 – 19 March 2002, Strand Beach Hotel

#### ***Sunday, 17 March***

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| 6.00 – 8.00pm | Arrival and registration of out-of-town delegates and project participants |
| 8.00          | DINNER   |

#### ***Monday, 18 March***

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| 8.00 – 9.00 | Registration |
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#### **PLENARY SESSION**

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| 9.00 – 9.15 | Opening and welcome<br>Purpose of colloquium |
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***Sandy Liebenberg***

**Chair: Judge D van Zyl, High Court (Cape Provincial Division)**

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| 9.15 – 9.45 | The contemporary protection of economic, social and cultural rights in international law |
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***Judge Ariranga G. Pillay***

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| 9.45 – 10.15 | Questions and discussion |
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| 10.15 – 10.45 | The protection of socio-economic rights within the African regional system |
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***Samuel Amadi***

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| 10.45 – 11.15 | Questions and Discussion |
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| 11.15 – 11.35 | TEA AND COFFEE |
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**Chair: Oupa Bodibe**

11.35 – 11.55	South Africa’s evolving jurisprudence on socio-economic rights	<b><i>Sandy Liebenberg</i></b>
11.55 – 12.15	Questions and Discussions	
12.15 – 12.35	The public finance implications of the <i>Grootboom</i> judgment	<b><i>Kam Chetty</i></b>
12.35 – 1.05	Questions and discussion	
1.05 – 2.05	LUNCH	
2.05 – 2.15	Plenary breaks up into two parallel sessions	

**PARALLEL SESSIONS**

<b>GROUP A</b>	<b>GROUP B</b>
<b><u>Chair: Vincent Saldanha</u></b>	<b><u>Chair: Petronella Linders</u></b>
2.15 - 2.35: Between availability and entitlement: The Constitution, <i>Grootboom</i> and the right to food. <b><i>Danie Brand</i></b>	2.15 - 2.35: The implications of <i>Grootboom</i> for realising The socio-economic rights of people with disabilities <b><i>Tobias Van Reenen</i></b>
2.35 - 3.05: Questions and discussion	2.35 - 3.05: Questions and discussion
3.05 – 3.25: Realising the right of access to water: pipe dream or watershed? <b><i>Edward Cottle</i></b> <b><i>Johan Mettler</i></b> <b><i>Jaap de Visser</i></b>	<b><u>Chair: Salim Vally</u></b>
3.25 - 3.55: Questions and discussion	3.05 - 3.25: The right to education: Implications of <i>Grootboom</i> <b><i>Mandla Seleokane</i></b>
3.55 - 4.15: TEA AND COFFEE	3.25 - 3.55: Questions and discussion
<b><u>Chair: Johanna Kehler</u></b>	3.55 - 4.15: TEA AND COFFEE
4.15 - 4.35: Environmental rights- Government turns on the indicators <b><i>Robyn Stein</i></b>	4.15 - 5.00: Option for group to continue discussions/ meetings
4.35 - 5.05: Questions and discussion	

## **OPEN SESSION**

- 5.30 – 7.30pm VIDEO: *Out of the Shadows*: A Film on Economic, Social and Cultural Rights  
OR  
Commission on Human Security (UN) Meeting
- 7.30 EVENING FUNCTION:  
Supper and Youth Marimba Band Performance  
*DIME (Diversion through Music Education) Project*

***Tuesday, 19 March***

## **PARALLEL SESSIONS COMMENCING AT 9.15**

<b>GROUP C</b>	<b>GROUP D</b>
<b>Chair: Judge Dennis Davis</b>	<b>Chair: David Sanders</b>
9.15 - 9.35: A critical assessment of land redistribution policy in the light of <i>Grootboom</i> <b>Edward Lahiff</b> <b>Sam Rugege</b>	9.15 - 9.35: Tracking South Africa's progress on health care rights: are we closer to achieving the goal? <b>Karrisha Pillay</b>
9.35 - 10.05: Questions and Discussion	9.35 - 10.05: Questions and discussion
10.05 - 10.25: Implementation of the <i>Grootboom</i> judgment- Implications for the right of access to adequate housing <b>Kameshni Pillay</b>	10.05 - 10.25: So much to do, so little done: The right of access to anti-retroviral drugs post <i>Grootboom</i> <b>Pierre de Vos</b>
10.25 - 10.55: Questions and discussion	10.25 - 10.55: Questions and discussion
10.55 - 11.15: TEA AND COFFEE	10.55 - 11.15: TEA AND COFFEE
11.15 - 11.35: Monitoring socio-economic rights: The role of the SA Human Rights Commission <b>Charlotte McClain</b>	11.15 - 11.35: Too little? Too late? Too lame? The implications of <i>Grootboom</i> for the State's responses to child-headed households <b>Julia Sloth-Nielsen</b>
11.35 - 12.00: Questions and discussion	11.35 - 12.00: Questions and discussion
12.00 - 1.00: Open discussion on papers presented	12.00 - 1.00: Open discussion on papers presented

1.00-2.00: LUNCH

**PLENARY:**

**Chair: *Rashida Manjoo***

2.00 – 2.20 Incomplete ruptures: The political economy of  
realising socio-economic rights  
in South Africa

***Edgar Pieterse  
Mirjam van Donk***

2.20 – 3.00 Questions and discussion

3.00 – 3.20 TEA AND COFFEE

3.20 – 4.00 Summing up:  
Key themes emerging from the colloquium

***Geoff Budlender  
Kgomosoane Mathipa***

4.00 – 4.30 Closing address:  
Realising socio-economic rights: An imperative for human  
security

***Viviene Taylor***

4.30 – 4.45 Closure and vote of thanks

***Sibonile Khoza***

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- \* **The Ford Foundation for funding the research project and colloquium**
- \* **Juta & Co for sponsoring the folders, name-tags and stationery**
- \* **The DIME Project (UWC) for the marimba band performance**

## BRIEF BIOGRAPHIES

### International guests

**Mr. Justice Ariranga Govindasamy Pillay** is Chief Justice of Mauritius and a member of the UN Committee on Economic, Social and Cultural Rights.

**Mr. Felix Morka** is the Director of the Social and Economic Rights Action Centre (SERAC) in Lagos, Nigeria.

**Prof Vivieni Taylor** was the chair of the Committee of Inquiry into a Comprehensive Social Security System in South Africa, and is currently Programme Coordinator: Development of the UN Commission on Human Security.

### National researchers and presenters

**Sandra Liebenberg** is Project Coordinator of the Socio-Economic Rights Project, Community Law Centre (UWC).

**Kam Chetty** is the Municipal Manager at the Boland District Municipality in Worcester.

**Danie Brand** is a senior lecturer and a member of the Centre for Human Rights at the Faculty of Law of the University of Pretoria.

**Edward Cottle** is Director of the Rural Development Support Network.

**Johann Mettler** is Director of Inter-Governmental Relations at the South African Local Government Association (SALGA).

**Jaap de Visser** is working on his LLD at UWC, and is a researcher in the Local Government Project, Community Law Centre (UWC).

**Robyn Stein** is an attorney practicing in the Environmental, Mining & Energy Law Department at the firm Bowman, Gilfillan Inc.

**Tobias Pieter van Reenen** is professor of law at UWC where he teaches international law, environmental, water and natural resources law.

**Mandla Seleokane** is a Research Specialist in the Democracy and Governance Research Programme of the Human Sciences Research Council (HSRC).

**Kameshni Pillay** is the Acting-Director of the Constitutional Litigation Unit, Legal Resources Centre.

**Edward Lahiff** is Senior Lecturer at the Programme for Land and Agrarian Studies (PLAAS) at UWC.

**Sam Rugege** is associate professor of Law at UWC where he teaches constitutional law and land law.

**Karrisha Pillay** is an advocate of the High Court and has recently joined the Cape Bar.

**Pierre de Vos** is associate professor of law at UWC where he teaches constitutional law and international human rights law.

**Julia Sloth-Nielsen** is professor in private Law at UWC.

**Edgar Pieterse** is Director of Isandla Institute, and is currently undertaking his PhD at the London School of Economics.

**Mirjam van Donk** was the former Project Coordinator: Local Government & Gender for the Gender Advocacy Programme (GAP), and is currently a freelance researcher.

### Reference Group Members

**Charlotte McClain** is a Commissioner on the SA Human Rights Commission.

**Oupa Bodibe** is coordinator in the secretariat of the Congress of South African Trade Unions (COSATU).

**Geoff Budlender** is with the Constitutional Litigation Unit of the Legal Resources Centre

**David Sanders** is Director of the School of Public Health, UWC.

**Kgomosoane Mathipa** is Director: Legal Services, National Department of Water Affairs & Forestry.

**Zackie Achmat** is national chairperson of the Treatment Action Campaign (TAC).

**Salim Vally** is with the Education Policy Unit at Wits University.