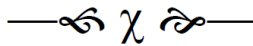


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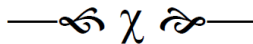


ISIFINQO

ISIVIVINYO SESISEKELO SOMTHETHO

WERIPHABHULIKI YEZIMBABWE

(NHLOLANJA, 2013)



NDEBELE

ISIFINQO

ISIVIVINYO SESISEKELO SOMTHETHO WERIPHABHULIKI YEZIMBABWE

NHLOLANJA 2013

Isingeniso

IConstitution Parliamentary Select Committee (COPAC) yenze lesisifinqo sesiVivinyo sokucina **sesiSekelo soMthetho weZimbabwe** ukunceda uzulu ukuthi azwisisa okumunyethwe yisivivinyo. IsiVivinyo silobude obungamakhasi angu172. ICOPAC inanzelele ukuthi kuzakuba lula emuntwini ongelasikhathi sokubala isiVivinyo sonke, ukubala lesisifinqo athole ukuzwisisa okumunyethwe yisivivinyo.

Isifinqo asilakho konke okukusiVivinyo kodwa siqukethe ulwazi ngokumqoka ukwenzela ukuthi obalayo enze isinqumo elolwazi.

Isandulelo

Isandulelo sitshengisa njalo siyananzelela okubi okwenzakala ngesikhathi sombuso wabacindezli, sihlonipha ukuzinikela kwamadoda labafazi abalwayo ukuze banqobe ububi. Sikhangela okuzayo ngokujonga ukuphila emphakathini oledemokrasi eyeyame ekuhlonitshweni komthetho, ukusebenza nzima, ukuhlonipha lokukholis amalungelo oluntu lenkululeko okuyinsika, ukubambana, ingcebo yethu yemvelo lokuthola ukuphumelela kwezizalwane zonke.

ISAHLUKO 1

Izimiso Eziyinsika (Izigaba 1-7)

- IZimbabwe yakhelwe phezu kokuqakathekiswayo lezimiso ezilandelayo:-
 - IZimbabwe yilizwe elilodwa eliyimbumba emanyeneyo, elibuswa ngedemokrasi njalo eliyiriphabhuliki ezibusayo;
 - isiSekelo soMthetho singumthetho ophezu kwayo yonke imithetho, ingqubo, imikhuba kumbe ukuziphatha okungahambelani lesiSekelo soMthetho akuvumeleki.
 - isiSekelo soMthetho sibopha wonke umuntu, kugoqela lezilawulamthetho, uHulumende wezwelonke, iziphathambuso, ezomthetho lenhlangothi zomthetho lazo zonke ingatha zikahulumende;
 - ubukhulu besiSekelo soMthetho ukuhlonitshwa komthetho, amalungelo oluntu, inhlobonhlobo yenkolo lamasiko elizwe, isithunzi somuntu wonke, ukulingana kwabantu bonke, ukulingana kwezobulili, , lokuhlonitshwa kwempi yenkululeko;
 - Ukuphatha umbuso ngemfanelo okugoqela:
 - umbuso kahulumende olamabandla ezombusazwe amanengi;
 - ingqubo yokhetho eqiniseka ngokuthi kwenziwa ukhetho olukhululekileyo olulungele wonke umuntu njalo olwenziwa njengokuhleliweyo;
 - ukwelamisana kwezombuso okuhlelekileyo ngemva kokhetho;
 - ukwehlukaniswa kwamandla phakathi kweziphathambuso, izibumbamthetho lezingatsha zikaHulumende wezwelonke ezezilawulamthetho;
 - ukuhlonipha abantu;
 - ukukhuliswa kokubambana lokuthula kwelizwe;
 - ukunanzwa kwamalungelo amaqembu abalutshwana;
 - ukwabiwa kwengcebo yelizwe ngokulinganayo;
 - ukwehlukaniselana lokwabiwa kombuso lamandla kahulumende;
 - ileFulegi yeliZwe, iHubo lesizwe, uPhawu lukazulu kanye loPhawu lombuso;
 - kulamazinga amathathu kahulumende ayila, uhulumende weSizwe, amaKhansili eZabelo lawaboHulumende beNdawo;

- ukunanzelelwa okusemthethweni kwazo zonke indimi ezikhulunywa ngabantu abanengi eziyilezi, isiChewa, iSibarwe, isiNgisi, isiKalanga, isiKoisan, isiNambya, isiNdau, isiNdebele, isiTshangana, isiShona, ulimi lwalabo abangezwayo endlebeni, isiSotho, isiTonga, isiTswana, isiVenda kanye lesiXhosa
- ukukhuthaza ukwaziswa kukazulu ngesisiSekelo soMthetho.

ISAHLUKO 2

Izinjongo zeSizwe (Izigaba 8-34)

- IZimbabwe ilezinjongo ezilandelayo, eziyizo ezikhokhelela iLizwe kusiyangengebo ekhona-
 - ukuqinisekisa ukuthi kube lokuhleleka kuhle kwezokuphatha ngokukhetha abenza imisebenzi kazulu ngokuthi balani, ukwenqabela ubuqhalaqhala bobuqili lokusebenzisa amandla ekwenzeni okubi lokunika zonke inhlangothi zeLizwe imali eneleyo;
 - ukukhulisa ukumanyana kwesizwe, ukuthula lokuzinza;
 - ukuvikela amalungelo lezinkululeko okuyinsika;
 - ukukhetha isimiso sengqubo iZimbabwe edlelana ngayo lamanye amazwe, esivikela lokho okumqoka esizweni, ukuhlonitshwa komthetho wamazwe onke, ethuthukisa ukuhlalisana ngokuthula lamanye amazwe njalo lokukhankasela ukulungiswa kwengxabano ngendlela ezilokuthula;
 - ukuletha intuthuko esizweni, ukuxhasa kwezomnotho izizalwane zeZimbabwe lokudala imisebenzi;
 - ukuthuthukisa ukudla okwaneleyo, amasiko abantu amqoka, ukulingana kwezobulili, ukulinganiswa ngokufaneleyo kwezobuMeli;
 - ukuthuthukisa okumqoka ebantwaneni, abatsha, asebeluphele, abantu abalobugoga, ababengabalweli benkululeko, izisebenzi, imuli lomtshado;
 - abantwana bathola ukunika imfundo engabhadalelwayo njalo ephoqelwayo eyisendlalelo kubo bonke abantwana;
 - ukunika indawo yokuhlala eyeneleyo, ezempilakahle eziyisendlalelo njalo ezifinyelelekayo nguwonke, ezenhlalakahle ezeneleyo lokusizwa ekutholeni abameli kwezomthetho, ezemidlalo lezakhiwo zokuziphumusa;
 - ukuvikelwa lokulondolozwa kwengqubo yolwazi lomdabu;
 - ukwenza izibopho zemihlangano emikhulu yomhlaba wonke zibe yingxenyane yemithetho yeZimbabwe.

ISAHLUKO 3

UBuzwe (Izigaba 35-43)

- Ubuzwe eZimbabwe butholakala ngokuzalwa, ngokosendo langokubhaliswa.
- Zonke izizalwane zifanele ukuthola ngokulingana:
 - ukuvikelwa nguHulumende wezwelonke;
 - ukuthola amaphasipoti lezinye izincwadi ezinika imvumo yokuya kwamanye amazwe ezivela kuHulumende wezwelonke;
- Abalobuzwe ngokuzalwa ngabantu kuchazwa :
 - nxa umuntu ezalelwe eZimbabwe eloyise kumbe unina, uyisemkhulu kumbe ugogo wakhe owayeyisizalwane seZimbabwe, ngokuzalwa kumbe ngokosendo; kumbe
 - lowo othi ezalelwe ngaphandle kweZimbabwe kube kanti omunye wabazali bakhe wayeyisizalwane seZimbabwe njalo evele ehlala eZimbabwe kodwa esebenza ngaphandle kwelizwe leZimbabwe esebenzela uhulumende kumbe inhlanganiso emele amazwe onke; kumbe
 - lowo othi ngesikhathi etholakala eZimbabwe engumntwana oleminyaka engu-15 kukanti ubuzwe bakhe lobabazali bakhe abaziwa;
 - lowo owazalelwa eZimbabwe isiSekelo soMthetho lesi singakasebenzi njalo omunye kumbe bubili babazali bakhe babeyizizalwane zelinye lamazwe alilunga leSouthern African Development Community kukanti wayevele ahlala eZimbabwe.
- Ubuzwe ngokosendo ngobabantu abazalelwe ngaphandle kwelizwe leZimbabwe bezalwa ngumama kumbe ubaba owayeyisizalwane ngokuzalwa kumbe ngokosendo kumbe eloyisemkhulu kumbe ugogo wakhe owayeyisizalwane seZimbabwe, ngokuzalwa kumbe ngokosendo futhi ukuzalwa kwabo kwabhaliswa eZimbabwe.
- Ubuzwe ngokubhaliswa ngokwabantu ababhala becela imvumo yokuba yizizalwane besebebuphiwa ubuzalwane beZimbabwe.
- Ubuzalwana bamazwe amabili bumana buvumeleke kuzizalwane zeZimbabwe ngokuzalwa.
- Umthetho ungenqabela ubuzalwana bamazwe amabili kulabo abayizizalwane ngosendo lokubhalisa.
- Ubuzwe ngokuzalwa umuntu angabuthathelwa nxa wabuthola ngobuqili, ngokukhuluma amanga kumbe ngokufihla ulwazi olwaludingeka.
- Ubuzwe ngokubhalisa umuntu angabuthathelwa nxa wabuthola ngobuqili, ngokukhuluma amanga kumbe ukufihla ulwazi olwaludingeka, kumbe kuthi ngesikhathi sempi lowomuntu uthengiselana kumbe ukhulumisana kumbe adlelane lesitha ngendlela engekho emthethweni kumbe njalo nxa wahlanganyela emsebenzini owancedisa isitha seZimbabwe kuleyompi.
- Ubuzwe bomuntu eZimbabwe abungeke besulwa nxa lowomuntu ezacina engasela lapho angaba ngowakhona.
- IBhodi ekhangele uBuzwe lokuNgena lokuPhuma elizweni izadalwa yiPhalamende ukuze ikhangele ngobuzwe lezincwadi zokutholiswa imvumo yokusebenza elizweni.

ISAHLUKO 4

Umqulu waMalungelo (Izigaba 44-87)

Isahlukwana 1

Izindaba Jikelele

- Wonke umuntu kanye loHulumende wezwelonke babotshwa nguMqulu waMalungelo.

Isahlukwana 2

Amalungelo leZinkululeko

- Amalungelo leZinkululeko okuyinsika yilokhu okulandelayo:
- Wonke umuntu ulungelo lokuphila kodwa:
 - Umthetho ungavumela ukuthi kube lesigwebo sokufa emuntwini ogwetshelwe ukubulala okwenziwe emumeni odidayo;
 - isigwebo sokubulala akumelanga setheswe kumbe setheswe umuntu wesifazana kumbe umuntu oleminyaka engaphansi kwengamatshumi amabili lanye ngesikhathi icala lisenzakala kumbe koleminyaka engaphezu kwamatshumi ayisikhombisa.
 - Ilungelo lomntwana ongakazalwa eZimbabwe livikelekile. Ukukhupha kumbe ukunyundula isisu kwenqatshelwe ngumthetho.
- Wonke umuntu ulungelo lokukhululeka empilweni yakhe njalo angeke:
 - arolelwa engathonisiswanga kumbe athathelwe inkululeko yakhe mahlayana kungelasizatho esibambekayo.
 - abotshelwa ukuthi wehluleke ukulandela izinqumo zesivumelwano kuphela.
- Abantu ababotshiweyo kumbe abavalelweyo kumele:
 - baziswe ngesizatho sokubotshwa kumbe ukuvalelwa kwabo;
 - bavunyelwe ukwazisa omkabo, kumbe isihlobo, kumbe igqwetha indleko

zingezika Hulumende

- kuthi indleko zingezabo, balakho ukukhulumisana ensitha legqwetha kanye lodokotela abazikhethela yena;
 - ukuphathwa ngendlela elobuntu;
 - kusalindelwe ukuthonisiwa, bangakhululwa, kungela migoqo kumbe okunye okudingakalayo okungafanelanga;
 - kumele balethwe phambi komthethwandaba kungakedluli amahola angamatshumi amane lesificaminwe mibili;
 - balelungelo lokuphikisa ukuba semthethweni kokubotshwa kumbe ukuvalelwa kwabo mangqamu, phambi komthethwandaba;
 - balelokungatsho lutho njalo kumele baziswe ngalelilungelo;
 - bangabanjwa ngamandla ukuthi bafakaze kumbe ukuvuma icala;
 - balelungelo lokukhulumisana lokuvakatshelwa ngomkabo kumbe lomasihlalisane abaphila laye, isihlobo, abazikhethela yena, umeluleki kwezinkolo kumbe ingqe ngubani;
 - kumele bathonisiwe ngesikhathi esifaneleyo kungenjalo kumele bakhululwe kungelamigoqo kumbe kulemigoqo efaneleyo.
- Iloba ngubani angaya eMthethwandaba Ophezulu ukuze athole isiqondiso se **‘habeas corpus’**, (lokhu kungumlayo onika imvumo yokuthi umuntu ovalelweyo akhululwe) nxa evalelwe okungekho emthethweni kumbe ngemva kukubotshwa kungaziwa ukuthi ungaphi.
 - Umuntu obotshwe kumbe ovalelwe okungekho emthethweni ulungelo lokuhlululwa ngulowo ombophileyo kumbe omvaleleyo.
 - Wonke umuntu ulesithunzi alaso empilweni lelungelo lokuvikelwa kwalesosithunzi.
 - Wonke umuntu ulungelo lokuvikelwa komzimba lengqondo yakhe okugaqela ilungelo lokwenza izinqumo gokuphathele lenzalo lelungelo lokungasetshenziswa ekuchwayisiseni kwezesayensi.
 - Akulamuntu okumele ahlukunyezwe kumbe aphathwe ngochuku, ukuphathwa kumbe ukujeziswa okungelabuntu, njalo okwehlisa isithunzi.
 - Akulamuntu okumele agqilazwe kumbe enziwe isichaka kumbe abanjwe ngamandla ukuthi asebenze.

- Bonke abantu bayalingana phambi komthetho njalo balelungelo njalo wonke umuntu ulungelo lokungaphathwa ngendlela engafananiyo elobandlululo.
- Wonke umuntu ulungelo lokuba lemfihlo;
 - umuzi wakhe, izindawo kumbe impahla yakhe akumelanga kungenwe kumbe kusetshwe kungelamvumo yakhe;
 - impahla yakhe ayingeke yahluthunwa;
 - imfihlo zengxoxo yakhe azingangenelwa;
 - ubusimakanjani bakhe kwezempilakahle bungevezwa obala.
- Wonke umuntu ulungelo lokukhululeka kokubuthana lokuhlanganyela njalo angeke abanjwa ngamandla:
 - Ukuthi abe yingxenywe yeqembu
 - ukungena umhlangano kumbe umbuthano.
- Wonke umuntu ulungelo lokukhululeka ekuzicabangeleni njalo akulamuntu okumele abanjwe ngamandla ukuthi enze isifungo esiphambene lokholelo-thile kumbe inkolo yakhe.
- Wonke umuntu ulungelo ekukhupheni umbono wakhe okugqela ukuthi
 - ufanele athole inkululeko yokukhutshwa kwezindaba lemibiko;
 - ukuvikelwa kwalapho intathelizindaba ezithola khona izindaba zazo.
 - ukukhululeka kokubunjwa kwemisakazo lezinye indlela zokuhambisa izindaba lemibiko ngamagagasi kuphela nxa zilandela ingqubo zokuphiwa imvumo nguHulumende wezwelonke;

kodwa-ke inkululeko yokuveza umbono lenkululeko yezokukhutshwa kwemibiko lezindaba akugqeli ukutshotshozela abantu ukwenza udlakela, ukukhankasela inzondo kumbe inkulume ezilenzondo, ukubhidliza isimilo kumbe isithunzi somuntu ngenjongo embi kumbe ukwephula ngenjongo embi ilungelo lomuntu lemfihlo.
- Esinye lesinye isizalwane kumbe umuntu osehlala eZimbabwe ulungelo lokufinyelela iloba yiluphi ulwazi oluphethwe nguHulumende wezwelonke kumbe yiloba yiziphi izingatsha zikahulumende ezigabeni zonke nxa kuyikuthi lololwazi luyadingeka kumlandu kazulu.

- Wonke umuntu ulungelo lokufinyelela ulwazi olukuloba nguwuphi umuntu, wezwelonke, ingqe nje lololwazi luswelakala ekuvikelweni kwelungelo.
- Wonke umuntu ulungelo lokusebenzisa ulimi alukhethileyo njalo lokuhlanganyela emasikweni azikhethele wona.
- Wonke umuntu ulungelo lokukhetha enze ikhosi, umsebenzi kumbe aqatshwe kusiya ngokugavunwa ngumthetho.
- Wonke umuntu ulungelo lokuphathwa ngendlela efananayo njalo evikelekileyo ebekiweyo kwezemisebenzi lezimiso lokubhadalwa iholo elifaneleyo njalo elilingeneyo.
- Wonke umuntu, ngaphandle kwamalunga ohlangothi lwezoMvikela, ulungelo lokubumba lokungena iqembu elikhangele amalungelo ezisebenzi izinhlanganiso zezisebenzi kumbe ezabaqatshi azikhethele zona, ilungelo lokuhlanganyela enkulumeni lezenzo eziphathele lomsebenzi lelungelo lokungena kumininingwana yezisebenzi lokwenza imibuthano.
- Abesifazana labesilisa balelungelo lokuthola iholo elilinganayo emisebenzini efanayo.
- Sonke isizalwane silelungelo lokuhambahamba, ilungelo lokungena eZimbabwe, ilungelo lokungaxotshwa eZimbabwe lelungelo lokuthola iphasipoti kumbe ezinye incwadi zokuhamba, njalo wonke umuntu ulungelo lokuhamba ekhululekile eZimbabwe, ukuhlala loba kungaphi kweleZimbabwe lokusuka eZimbabwe.
- Sonke isizalwane seZimbabwe silelungelo:
 - lokhetho olukhululekileyo, olungelabuqili njalo olubakhona ngesikhathi esibekiweyo
 - ukwenza izinqumo zombusazwe ngokukhululeka;
 - ukungena kubandla lezombusazwe abazikhethele lona;
 - ukukhankasela ibandla lezombangambuso okuthile ngenkululeko kungeladlakela;
 - ukuvota kulolonke ukhetho lamareferendumu;
 - ukumela umphakathi ukuze akhethelwe isihlalo sikazulu.
- Wonke umuntu ulungelo lokuphathwa ngendlela ehlelwe kuhle okusemthethweni.

- Wonke umuntu ululungelo lokufinyelela imithethwandaba, ilungelo lokuthoniswa emphakathini kumbe ukuthethwa kwecala lakhe ngendlela efanayo, elesiqubu phambi komthethwandaba ozimeleyo ongakhethihlangothi owabunjwa ngumthetho, lelungelo, indleko zingezakhe ukukhetha lokumelwa ligqwetha.
- Wonke umuntu owetheswe umlandu wecala ululungelo:
 - ukuthi aphathwe njengomuntu ongelacala kuze kufezeke ukuthi ulecala;
 - ukwaziswa masinyane ukuthi ubanjelweni;
 - ukunikwa isikhathi esifaneleyo ukulungiselela ubufakazi bakhe;
 - ukukhetha igqwetha lokumelwa ligqwetha indleko zingezabo;
 - ukumelwa ligqwetha alinikwe nguHulumende, nxa kungenzakala ukuthi kubelokungahambi kühle kokwahlulelwa nxa engaphiwanga lowommeli;
 - ukuba khona mhla icala lakhe lithoniswa;
 - ukuletha ubufakazi obumelane lalokho akwetheswayo kumbe ukungatsho lutho;
 - ukuthi ingqubo yokuthoniswa kwecala ihumutshelwe olimini aluzwisisayo;
 - ukukhalaza emthethwandaba ophezulu ngecala lesigwebo asiphiweyo.
- Wonke umuntu ululungelo lokuthenga, ukusebenzisa lokuthengisa yonke imihlobo yempahla kodwa kuleziqondiso ezitshiyeneyo endabeni zomhlabathi wokulima lokufuya.
- Ngaphandle komhlabathi wokulima lokufuya, wonke umuntu ululungelo lokungathathelwa impahla yakhe ngenkani ngaphandle:
 - nxa ethathelwe okusemthethweni osebenza emuntwini wonke;
 - ukuthathelwa lokho kuyadingakala kusenzelwa uzulu, ukuvikela uzulu, impilakahle kazulu kumbe ngesikhathi nxa kulomumo oyingozi kuzulu.
 - umthetho ubeka ukuthi inhlanganiso ethatha impahla inike isaziso sokuthathwa kwempahla esifaneleyo lokubhadala inhlawulo elingeneyo njalo eyaneleyo;
 - umthetho uyayumela umuntu olemphahla ethethweyo ukuthi abhalele emthethwandaba nxa kuyikuthi kulokungavumelani ekuthathweni kwempahla, efuna ukutsho ukuthi uyazifuna lezompahla ukuba semthethweni kokuthathwa lokho lenani lenhlawulo.

- Wonke umuntu kufanele athole impahla, kugoqela umhlabathi. Uhulumende wezwelonke angathatha umhlabathi wokulima lokufuya kusenzelwa:
 - Ukuhlaliswa kakutsha kusenzelwa ukulima lokufuya;
 - ukulungiswa kutsha komhlabathi;
 - Ukususwa kwabantu besiyahlaliswa kwenye indawo;
- njalo:
 - Akuzukuba lanhlawulo ebhadalwayo emhlabathini othethweyo ngaphandle kwenguquko eyenziwayo, nxa kuyikuthi lowomhlabathi wokulima lokufa uthethwe kunzalo yeZimbabwe, kumbe lowomhlabathi uvikelwe yizivumelwano zamazwe amabili ihlawulo egcweleyo iyabhadalwa;
 - akulamuntu ongaphikisana lokuthathwa komhlabathi emthethwandaba ngaphandle kwenhlawulo yenguquko eyenziwayo;
 - ukuthathwa komhlabathi akungeke kuthiwe kuphikiswe ngenxa yokuthi kuthiwa kulobandlululo;
- Umhlabathi wokulima lokufuya owathathwa ngamandla ngesikhathi sohlelo lokulungisa kwezomhlabathi kumbe wakhethelwa lokho lesisiSekelweni soMthetho singakasebenzi uqhubeka ungokaHulumende wezwelonke, njalo akulanhlawulo ebhadalwayo ekuthathweni kwawo ngaphandle kwenhlawulo yenguquko eyenziwa umhlabathi ungathathwa.
- Nxa kukhangelwe ukuthathwa komhlabathi wokulima lokufuya ngenkani kusenzelwa ukuhlalisa abantu kulandelwa uhlelo lokuhlaliswa kutsha kwabantu, okulandelayo kumele kuthathwe njengokuyisinsika okuqakatheke kakhulu, okuyilokhu, abantu beZimbabwe bathathelwa umhlabathi wabo ngendlela engafanelanga ngesikhathi sombuso wabancindezeli, abantu beZimbabwe bathatha izikhali ukuze bathathe umhlabathi wabo ngakho ke kumele bancediswe ukuthola kutsha amalungelo abao njalo babuyiselwe umhlabathi wabo.
- Umbuso wabancindezeli, hatshi uhulumende weZimbabwe, ulomlandu wokubhadala inhlawulo womhlabathi wokulima lokufuyo owathathwa ngenkani ukwenzela ukuhlaliswa kutsha kwabantu.
- Wonke umuntu ulelungelo loku:
 - lokuhlala endaweni engasiyongozi kumpilakahle kumbe empilweni yakhe;

- ukuthi indawo ivikelwe ukwenzela isisizukulwane esizayo;
- Sonke isizalwane lomuntu osehlala eZimbabwe ulelungelo lemfundo eyisendlalelo ebhadalelwa nguHulumende wezwelonke.
- Wonke umuntu ulelungelo lokwakha, agcine, ngendleko zakhe, izakhiwo zemfundo eziphathwa ngendlela efaneleyo, nxa kuyikuthi akulakubandlulula loba ngayiphi indlela engavunyelwa yilesiSisekelo soMthetho.
- Sonke isizalwane lomuntu osehlala eZimbabwe ulelungelo lokuthola ezempilakahle eziyisendlalelo kugoqela ezempilakahle eziphathelane lenzalo lokunakekelwa kusigulo esingelaphekiyo.
- Akula muntu okumele enqatshelwe ukwelatshwa nxa edinga usizo masinyane, iloba kuyiphi indawo yokwelaphela.
- Wonke umuntu ulelungelo lokuthola ukudla okwaneleyo lamanzi ahlanzekileyo njalo avikelekileyo.
- Wonke umuntu oseleminyaka elitshumi lesificaminwe mibili ulelungelo lokuqala imuli lokungaphoqwa ukungena emtshadweni.
- Abantu ababulili obufananayo bayenqatshelwa ukuthi bathathane.

Isahlukwana 3

Amanye aMalungelo

- Wonke owesifazana ulesithunzi somuntu esigcweleyo njalo esilingana lowesilisa lokhu kugoqela amathuba alinganayo kwezombusazwe, ezenhlalakahle yabantu lezomnotho.
- Abesifazana balamalungelo afananayo lawabantu besilisa nxa kukhangelwe ukugcinwa lokukhangelwa kwabantwana.
- Yonke imithetho, imikhuba, amasiko lokwenza okwamasiko okuvimbela amalungelo abantu besifazana awasebenzi ngokukhangelwe ukudepha kokuvimbela kwawo amalungelo awabantu besifazana.
- Wonke umntwana ulamalungelo alandelayo:
 - Ilungelo lokuphathwa ngendlela efananayo emthethweni, kugoqela ilungelo lokulalelwa;

- ilungelo lokunikwa ibizo lesibongo semuli;
 - ulelungelo lokuthola incwadi yokuzalwa masinyane
 - ilungelo lokugcinwa yimuli kumbe abazali;
 - ilungelo lokuvikelwa ukuthi angaqilibazelwa kwezomnotho lezamacansini;
 - ilungelo lokungenziwa ibutho kumbe ukuba yingxenywe yezomvikela kumbe ukulwa;
 - ilungelo lokungabanjwa ngamandla ukungena emsebenzini wezombangambuso.
 - Ilungelo lokungavalelwa ejele ngaphandle nxa ingasekho eminye imizamo engenziwa.
- Abantu asebebadala okuyikuthi abaleminyaka engaphezu kwengamatshumi ayisikhombisa balelungelo:
- lokuthola usizo olufaneleyo emulini zabo lakuHulumende wezwelonke;
 - lokuthola usekelo lwemali evela esikhwameni sokuvikela lenhlalakahle kazulu.
- Abantu abalobugoga kumele:
- bancedakale ukuthi banelise ukuzinakekela;
 - bancedakale ukuthi bahlale lezimuli zabo njalo baphatheke kwezenhlalakahle yabantu emisebenzini, kwezemidlalo lokuziphumusa;
 - bavikelwe ekusetshenzisweni lokuhlukuluzwa;
 - benziwe bafinyelele ezempilakahle, ezokuhlaliseka engqondweni lokwelatshwa okwenza umuntu aphile kuhle;
- Ababengabalweli bempini yenkululeko okuyikuthi, labo abalwayo empini yenkululeko labo ababencedisa amabutho empini yenkululeko lalabo abavalelwa entolongweni ngesikhathi sempini yenkululeko bafanele bathole ukunanzwa ngokunjalo komsebenzi abawenzayo empini yenkululeko yeZimbabwe lokuthola inhlalakahle efaneleyo lokufinyelela kwezempilakahle ezimqoka.

Izahlukwana 4 lo 5

Ukuphoqelelwa kwaMalungelo leNkululeko okuyinsika

- Wonke umuntu ezenzela ngokuthanda kwakhe kumbe esenzela omunye kumbe abanye abangenelisi ukuzenzela ngokwabo ulemfanelo yokulanda umthethwandaba, edinga uphoqelelo lwamalungelo oluntu.
- Amalungelo lenkululeko okuyinsika kumele kusetshenziswe kuhle njalo kunanzelelwa amalungelo abanye abantu.
- Amalungelo oluntu angancitshiswa ngokusemthethweni osetshenziswa kuwo wonke umuntu njalo nxa kuyikuthi ukunciphisa lokho kulungile emphakathini oledemokrasi.
- Awukho umthetho onganciphisa
 - ilungelo lempilo, ngaphandle nxa kulesigwebo sokufa;
 - ilungelo lesithunzi sobuntu;
 - ilungelo lokungahlukunyezwa kumbe ukuphathwa ngochuku, ukujesiswa ngendlela engelabuntu futhi eyangisayo;
 - ilungelo lokungagqilazwa kumbe ukungenziwa isichaka;
 - ilungelo lokuthonisiswa ngendlela efaneleyo;
 - ilungelo lokuthola umlayo wokuveza lapho umuntu avalelwe khona.
- Ngesikhathi sengozi ebhekane lozulu, amalungelo lenkululeko okuyinsika, ngaphandle kwala aqanjwe ngaphezulu, angaphinda njalo ancitshiswe ngumthetho obhaliweyo.
- Ukuhlukunyezwa kwamalungelo ngesikhathi kulomumo oyingozi kuzulu kuzakwenza kube lokubotshwa kumbe kusetshenziswe umthetho, njalo akekho umuntu ongavikelwa yiloba yiwuphi umthetho kulesosenzo.

ISAHLUKO 5

Iziphathambuso (Izigaba 88-115)

Isahlukwana 1

Igunya leziphathambuso

- Igunya leziphathambuso livela ebantwini njalo kumele lisetshenziswe ngokulandela okulotshwe kulesisiSekelo soMthetho.
- Igunya leziphathambuso likuMongameli olisebenzisa, ekwenza ngeKhabhinethi, elandela okukulesi siSekelo soMthetho.

Isahlukwana 2

UBongameli

- UMongameli uyinhloko yeliZwe loHulumende njalo uyiNdunankulu elawula aMabutho oMvikela.
- UMongameli kumele:
 - aphakamise, avikele, alalele njalo ahloniphe isiSekelo soMthetho lomthetho;
 - athuthukise umanyano lokuthula elizweni;
 - ananze njalo ahloniphe inhloso eziphakemeyo zempi yenkululeko;
 - aqinisekise ukuthi kulokuvikelwa kwamalungelo oluntu lezinkululeko okuyinsika, lokuqina kwekhono lomthetho;
 - ahloniphe imihlobo lezigaba zabantu ezitshiyeneyo ezikhona eZimbabwe.
- Umuntu oyisizalwane seZimbabwe ngokuzalwa kumbe ngokosendo, obhalisele ukuvota, oleminyaka angamatshumi amane, njalo evele ehlala eZimbabwe uyafaneleka ukuba nguMongameli kumbe uMseki kaMongameli.
- Umuntu ongena kukhetho lobuMongameli kumele akhethe abanye abantu ababili abangena laye okhethweni.
- Obengene kukhetho ongasuthisekiyo ulakho ukuthi amelane lokukhethwa kukaMongameli kumbe uMseki kaMongameli eMthethwandaba wesiSekelo soMthetho. UMthethwandaba wesiSekelo soMthetho uphoqeleva ukuthi ulusebenze uluqede lolodaba kunsuku ezilitshumi lane.
- Isikhathi esibekiweyo sokuphatha isihlalo sikaMongameli yiminyaka emihlanu engaphindwa kabili.
- UMongameli kumbe uMseki kaMongameli angatshiya isihlalo sakhe.
- UMongameli kumbe uMseki kaMongameli angasuswa esihlalweni nxa:
 - kube lokungaziphathi kahle ngendlela embi kakhulu
 - ukungalaleli, ukungaphakamisi kumbe ukungavikeli lesisiSekelo soMthetho
 - ukwephula izimiso zesiSekelo soMthetho ngamabomu.
 - ukwehluleka ukwenza umsebenzi wesikhundla ngenxa yokuphambaniseka emzimbeni kumbe engqondweni.

- UMongameli angeke abekwe icala eliqhutshwa ngumthethwandaba okhangela amacala okuhlalisana kumbe lowo okhangele amacala obugebengu, ngezinto azenzayo yena uqobo lwakhe kuze kube ngemva kokuphuma kwakhe esikhundleni sokuba nguMongameli. Nxa kuyizenzo ekusebenzeni ukuthi wakwenza engelanhloso embi kuyisiviko.
- Nxa uMongameli angafa, angatshiya umsebenzi kumbe asuswe esikhundleni uMsekeli wakuqala kaMongameli ungena esikhundleni kuze kuphele isikhathi esibekiweyo sikaMongameli owayekhona sokuphatha isikhundla

Isahlukwana 3

AbaPhathi labaSekeli babaPhathi leKhabhinethi

- UMongameli ekhokhelwa yikunanzelela izigaba zelizwe kunye lokulinganisa kwezobulili, ugcoba abaPhathi labaSekeli babaPhathi emalungeni ePhalamende. Ulakho ukuthi abangaba bahlanu balabo, bangakhethwa ngaphandle kwePhalamende bekhethelwa ubuciko lolwazi lwabo.
- IKhabhinethi umsebenzi wayo ngowokuhola imisebenzi kaHulumende, ukuqhuba umsebenzi kaHulumende ePhalamende, ukulungiselela, ukuqala lokubona ukuthi imithetho yelizwe iyasebenza kunyelokucebisa uMongameli.

Isahlukwana 4

UGqwethanhloko kaHulumende

- SekuloGqwethanhloko oligwetha eliphezukwawowonke ocebisa uMongameli leKhabhinethi njalo ohlala esihlalweni ngokuthanda kukaMongameli
- Amacala wonke asezatshutshiswa yisiPhathamandla seLizwe sokuTshutshisa , esikhokhelwa nguMtshutshisi - Jikelele.

ISAHLUKO 6

ISIBUMBAMTHETHO (Izigaba 116-117)

Isahlukwana 1

Igunya LesiBumbamthetho

- IsiBumbamthetho simiswe yiPhalamende loMongameli
- Igunya lesiBumbamthetho lisuka ebantwini njalo:
 - lipha isiBumbamthetho amandla okulungisa kutsha isiSekelo soMthetho lesi;

- ukwenza imithetho sisenzela ukuthi, ukuma kuhle lokubusa kuhle;
- ukupha amandla esibumbamthetho kolunye uhlangothi kumbe isiphathamandla.

Isahlukwana 2

IPhalamende

➤ IPhalamende:

- IPhalamende imiswe yiSenethi leNdlu yabaMeli.
- Kumele ivikele isiSekelo soMthetho ithuthukise ukubusa okuledemokrasi;
- Ilamandla okuphoqelesa ukuthi kulandelwe isiSekelo soMthetho.
- Zonke izingatsha zikahulumende zilomlandu kuPhalamende.

Isahlukwana 3

Isenethi

➤ ISenethi ilamalunga angamatshumi ayisitshiyangalombili :

- Abayisithupha (6) bakhethwa besuka esabelweni sinye ngasinye kulandelwa indlela yokumelwa kubalwa inani lamavoti elitholakeleyo;
 - Abalitshumi lesithupha (16) ziNduna ezimbili lazo zikhethwa ngumbuthano weziNduna zesabelo zisuka kusabelo sinye ngasinye ngaphandle kwezabelo zeBulawayo leHarare;
 - Ababili nguMongameli loMseki kaMongameli weKhansili yeSizwe eyeziNduna;
 - Ababili bakhethelwa ukumela abantu abalokugogeka.
- AmaSenetha akhethwa ngendlela yokukhetha kulandelwa inani lamavoti atholakeleyo kumele akhethwe oluhlwini lwamabandla ezombusazwe kweyanyiswe emavotini atholwe ngamalunga abe emele amabandla ezombusazwe kusabelo sinye ngasinye okhethweni jikelele lwamalunga eNdlu yabaMeli lapho amalunga esifazana lawesilisa ethulwa elandelana uluhlu lunye ngalunye luqala ngowesifazana.
- USenetha kumele abe ngovotayo obhalisele ukuvota njalo eleminyaka yobudala engamatshumi amane (40); iNduna enguSenetha kumele ibe ngekade ivele iyiNduna;

amaSenetha amele abantu abalokugogeka kumele ukuthi babengabantu abalokugogeka bona ngokwabo.

- Umuntu kafanelekanga ukukhethelwa ukuba yiSenetha uma engafanelekile ukuba ngovotayo kumbe etshiye isikhundla sakhe ePhalamende phakathi kweminyaka emihlanu eyandulela ukhetho ngesizatho sokwetheswa icala kumbe uma evele eselilunga lePhalamende.
- UMongameli weSenethi loMsekeli kaMongameli weSenethi baphatha iSenethi.

Isahlukwana 4

INdlu yabameli

- INdlu yabaMeli iba:
 - lamalunga angamakhulu amabili letshumi (210) akhethwa kuvotwa nsithe esuka kumakhonstitshuwensi angamakhulu amabili letshumi iZimbabwe equnyayunywe yaba yikho; njalo
 - Okwamaphalamende amabili awakuqala ngemva kokuqala ukusebenza kwalesi siSekelo soMthetho, kulamalunga angamatshumi ayisithupha awesifazana azakwengezelelwa, abayisithupha besuka kusabelo sinye ngasinye, akhethwa ngendlela yokukhetha kuhambela lenani lamavoti atholakeleyo eleyanyiswe emavotini atholwe ngabakade bevotelewa bemele amabandla ezombusazwe kukhetho jikelele olwamalunga amele amakhonstitshuwensi kuzabelo.
- Ukufaneleka lokungafaneleki kwamaSenetha kuyafanana lokwamalunga eNdlu yabaMeli ngaphandle kweminyaka yobudala okudingeka ukuthi umuntu abe leminyaka yobudala engamatswhumi amabili lanye ukuze akhethelwe ukuba lilunga lePhalamende.
- USomlomo loMsekeli kaSomlomo baphatha iNdlu yabaMeli.

Isahlukwana 5

Ukuba sesihlalweni kwelunga lephalamende

- Umumo wokutshiya isihlalo kweLunga lePhalamende kukhulunywa ngakho kabanzi kusiSekelo soMthetho njalo kugoqela ukusuka kwelinye ibandla lezombusazwe usiya kwelinye kanye lokutshiya isikhundla, ukwetheswa icala lobugebenga kumbe ukwetheswa icala lezokhetho.

Isahlukwana 6

Amandla ePhalamende.

- IPhalamende ilamandla okuqalisa, awokulungisa, awokukhangelisisa kumbe ukwala ingqe yiwuphi umthetho.
- Igunya lesibumbamthetho lePhalamende lisetshenziswa ngokwethulwa kweMithetho yePhalamende
- Ingqubo yokwemukelwa komthetho kwethulwe ngokugcweleyo kuHlelo lwesiHlanu.
- IPhalamende ingapha amandla kwenye ibhodi awokwemza inhlanganiso ezisemthethweni.

Isahlukwana 7

Ingqubo ephalamende

- Inhloko yePhalamende nguSomlomo njalo oweSenethi nguMongameli weSenethi.
- UMabhalane wePhalamende yinhloko yabaPhatha iPhalamende njalo uphatha isikhundla lesi okweminyaka eyisithupha engaphindwa kanye kuphela.

Isahlukwana 8

Ubude besikhathi sokuhlala lokuchithwa kwephalamende

- IPhalamende ikhethelwa ukuhlala okweminyaka emihlanu njalo iba ngechithiweyo ngosuku olwandulela ukuqala kokhetho olulandelayo.
- IPhalamende ingenza isinqumo sokuthi ichithwe, lapha kunjalo uMongameli kumele ayichithe.
- Uma iPhalamende isala okungelangqondo okwemukela isiVivinyomthetho soKwabela ukuSetshenziswa kweMali, uMongameli angayichitha kodwa ukuchitha okunjalo kungaphikiswa nguMthethwandaba wesiSekelo soMthetho ngokucela kwaloba yiliphi iLunga lePhalamende.
- Lapha izinto ziqhubeka ngemfanelo, uMongameli kumele amemzele ukhetho jikelele phakathi kwezinsuku ezingamatshumi amathathu kungapheli isikhathi sePhalamende.
- Ukhetho jikelele oluza ngemva kokuchithwa kwePhalamende okwenzakale kungayisikho ukuthi isikhathi sePhalamende sesiphelile kumele lwenziwe phakathi kwezinsuku ezingamatshumi ayisitshiyangalonye ezalokho kuchithwa.

- UMongameli kumele akhulumisane leKomishini yezokhetho ekubekeni usuku olwaloba yiluphi ukhetho jikelele.
- Ukuhlangana kwakuqala kwePhalamende kwenzakala phakathi kwezinsuku ezingamatshumi ayisitshiyangalonye(90) ngemva kokungena esikhundleni kukaMongemeli.
- INdlu yePhalamende yinye ngayinye iyazibekela isikhathi sayo sokuhlangana kodwa uMongameli angayibiza ingqe yisiphi isikhathi ukuze iqhube umsebenzi omqoka njalo akumulanga kwedlule izinsuku ezedlula ikhulu lamatshumi ayisitshingalombili kusukela kokunye ukuhlangana kusiyafika kokunye.
- Abaphathi bePhalamende kanye lamaLunga ePhalamende balenkululeko yokukhuluma besePhalamende njalo kababekawa cala mayelana lalokho abakukhulume besePhalamende.
- Izizalwane zingazincengela iPhalamende.

ISAPHLUKO 7

Inketho (Izigaba 155-161)

Isahlukwana 1

Izindlela zokhetho

- Inketho kumele ziqhutshwe ngokuthula, kukhululekile, kulokulingana kuvotwa nsithe, kuvunyelwa bonke abantu abadala ukuvotwa, kulokulingana kwavoti njalo kungeladlakela.
- Ikomishini yezokhetho kumele ibeqiniso lokuthi:
 - Indlela yokuvota ilula, ileqiniso, ingahlolwa ukuqiniseka kwayo, ivikelekile njalo iseqcekeni;
 - Impumela yokhetho kumbe eyereferendamu iyabekwa ngokuphangisa okwanelisekayo ngemva kokuvalwa kokuvotha;
 - Udlakela lokunye okubi okhethweni kuyasuswa;
 - Impahla yokhetho igcineka kuhle ivikelekile;
- IliZwe kumele, lisebenzise imithetho kumbe amanye amanyathelo, libe leqiniso lokuthi:-

- Zonke izizalwane ezifaneleke ukuvota ngaphansi koHlelo lwesiNe ziyabhaliswa ukuze zibe ngezivotayo;
- Isizalwane sinye ngasinye esifaneleke ukuvota kukhetho silethuba lokuvota;
- Amabandla ezombusazwe lalabo abamele ukukhethwa balamathuba anele okubonakalayo awokufinyelela empahleni lelwezini ukuze baphatheke ngamandla;
- Amabandla ezombusazwe labamele ukukhethwa bafinyelela kuhle njalo ngokulingana kuzindaba zemitshina kanye lezibhaliweyo ezikazulu kumbe ezabazimele bodwa;
- Inxhabano zokhetho ziyalungiswa ngokuphangisa.

➤ Umthetho wezokhetho kumele utholise, phakathi kwezinye izinto:

- Ukubekwa kwemingcele yamakhonstitshuwensi lamawadi ngesikhathi ngesikhathi;
- Ukubhalisa abavotayo;
- Umthetho wokuziphatha owamabandla ezombusazwe labamela ukukhethwa;
- Indlela yokumelwa okuhambelana lenani lamavoti ekugcwalisweni kwesihlalo sePhalamende okumele sigcwaliswe ngaleyo ndlela;
- Ukukhethelwa kuSenethi kwabantu abalokugokeka;
- Ukuqanjwa kwabamela ukukhethwa kumele kwenziwe kungakapheli izinsuku ezilitshumi lane (14) ngemva kokubizwa kokhetho njalo kungakedluli izinsuku ezingamatshumi amathathu ukuvota kungakafiki;

➤ Akulakulungiswa kutsha koMthetho wezoKhetho kumbe kweminye imithetshwana yayo kungelakucebisa okusuka kuKomishini yezoKhetho;

➤ Ngemva kokuba ukhetho selumenyezwe, ingqe yiphi inguquko eMthethweni wezoKhetho kumbe imithetshwana yayo kayisebenzi ekhethweni lolo.

Isahlukwana 2

Ukukhethwa sokwenziwa kwenketho

➤ Ukhetho jikelele kumele lwenziwe:

- Kungakedluli izinsuku ezingamatshumi amathathu ngemva kokuchithwa kwePhalamende kumbe ukuphela kwesikhathi sePhalamende; kumbe
 - Phakathi kwezinsuku ezingamatshumi ayisitshiyangalonye ngemva kokuchithwa kwePhalamende; kumbe
 - Izinsuku ezingamatshumi ayisitshiyangalonye ngemva kokuchithwa kulandela ivoti yokulahlekelwa lithemba kuhulumende;
- Inketho jikelele zabohulumende bendawo kumele zenzakale ngasikhathi sinye lokhetho lukaMongameli lolwamalunga ePhalamende;
- Inketho ezincinyane kumele zenziwe phakathi kwezinsuku ezingamatshumi ayisitshiyangalonye ngemva kokubakhona kwezikhala ezinga ukugcwaliswa ngaphandle kokuba zibekhona phakathi kwezinyanga eziyisitshiyangalonye ukhetho jikelele lungakafiki sekumele lwenziwe, lapha kunjalo izikhala zihlala zikhamisile kuze kufike ukhetho jikelele.

Isahlukwana 3

Ukubekwa kwemingcele yezokhetho

- Ukwenzela ukhetho lwamaLunga ePhalamende, iKomishini yezoKhetho kumele iqumaqume iZimbabwe ibe ngamakhonstitshuwensi angamakhulu amabili letshumi njalo ukwenzela ukhetho lwamakhansili, kumele iqumaqume indawo yabohulumende bendawo kube ngamawadi, kulandelwa iziqondiso ezikulesi siSekelo soMthetho.
- Ukubekwa kwemingcele kumele kwenziwe ngemva kweminyaka elitshumi ngokuphangisa okwenelisekayo kulandela ukubalwa kwabantu elizweni.
- Ukubekwa kwemingcele okuphele sekule inyanga ezingaphansi kweziyisithupha ukuthi ukuvotwe kakusetshenziswa kulolo khetho.
- Umbiko wakuqala owokubekwa kwemingcele kumele wethulwe phambi kwePhalamende nguMongameli njalo iKomishini kumele ilungise ingqe yiluphi udaba olubikwe yiPhalamende ingakethuli umbiko wayo wokucina njalo ingqe yisiphi insinqumo sayo sokucina yiso esilamandla.
- UMongameli kumele, phakathi kwezinsuku ezilitshumi lane ezokwemukela umbiko wokucina, ashicilele isibizo ebika amabizo lemingcele yamawadi lamakhonstitshuwensi njengokuqunywe yisiSekelo soMthetho.

ISAHLUKO 8

Isilawulamthetho Lemithethwandaba (Izigaba 162-193)

Isahlukwana 1

Imithethwandaba

- Igunya lesiLawulamthetho lisuka ebantwini njalo libekwe emahlombe emithethwandaba, ebalisa, uMthethwandaba wesiSekelo soMthetho, uMthethwandaba Ophakeme, uMthethwandaba Omkhulu, uMthethwandaba wezemiSebenzi, uMthethwandaba wezokuBusa, imithethwandaba yabomantshi, imithethwanda yezamasiko leminyane imithethwandaba ebekwe ngokusemthethweni nguMthetho wePhalamende.
- UNdunankulu wabomeHluli, uMsekelo kaNdunankulu wabeHluli labanye ojaji bemithethwandaba labantu abaphatha imithethwandaba yabomantshi lemithethwandaba yamasiko bamisa isilawulamthetho.
- Imithethwandaba izimeleqekele njalo ilawulwa kuphela yisiSekelo soMthetho njalo ukuzimeleqekele kwayo lokungakhethi hlangothi kwayo kuyinsika ekubuseni okusemthethweni lokubusa okuledemokrasi.
- IliZwe kumele livikele imithethwandaba.
- Amalunga esiLawulamthetho kumele akhokhelwe yizimiso ezilandelayo:
 - Umthetho kumele wenzelwe wonke umuntu;
 - Umthetho kumele ungaphuzi ;
 - Ukuthi umsebenzi womthethwandaba uqakathekile ekuvikeleni amalungelo oluntu lenkululeko lokubusa ngokusemthethweni.
- Amalunga esilawula akumelanga aphaheke emisebenzini yezombusazwe kumbe ukwemukela kumbe ukucela izipho, kumele abeke umsebenzi wabo phambili njalo bahlale bethuthukisa ulwazi lwabo lwezomthetho.
- UMthethwandaba wesiSekelo soMthetho ngumthethwandaba ophezulu kwayo yonke imithethwandaba ezindabeni ezipharhelane lesisekelo somthetho.
- UMthethwandaba Omkhulu ngumthethwandaba waphezulu wokugcina imibhalo njalo ngumthethwandaba wokucina okwethulwa khona izikhazazo lapha kweZimbabwe ngaphandle kwezindaba lapho uMthethwandaba wesiSekelo soMthetho olamandla phezu kwazo.
- UMthethwandaba Ophakeme ngumthethwandaba waphezulu owokugcina imibhalo.

- UMthethwandaba wezemiSebenzi loMthethwandaba wezokuBusa yimithethwandaba yokugcina imibhalo.
- Amandla lokumiswa kwemithethwandaba yabomantsi lemithethwandaba yemithetho yamasiko kungatholiswa nguMthetho wePhalamende.

Isahlukwana 2

Ukugcotshwa lesikhathi sokuba esikhundleni

- Ukufaneleka kwamajaji kuyo yonke imithethwandaba, ukuba esikhundleni kwabo lengqubo yokugcotshwa kwawo lokususwa kwawo esikhundleni kwethulwe ngokugcweleyo kusiSekelo soMthetho.
- Ukufaneleka kwakuqalaqala ukuthi umuntu agcotshwe abengujaji yikuthi kumele ukuthi umuntu ubefanelekile ukusebenza eligqwetha okweminyaka eyisikhombisa (7) kodwa elitshumi (10) yiyo edingekayo ukuze abe ngujaji woMthethwandaba Omkhulu njalo elitshumi lambili (12) ukuba ngujaji woMthethwandaba wesiSekelo soMthetho.
- Amajaji khathesi azagcotshwa ngendlela elandelayo:
 - Kuzamenyezwa ukubakhona kwezikhala ezingalabantu;
 - Kunxuswe uMongameli lozulu ukuthi baqambe okumele bakhethwe;
 - Kuqhutshwe ukubuzwa phambi kukazulu kwalabo abafuna ukukhethwa;
 - Kulungiswe uluhlu olulamabizo amathathu lulungiselwa isikhundla esisodwa;
 - Kwethulwe uluhlu lolo kuMongameli ukuthi agcobe oyedwa.
- Amajaji oMthethwandaba wesiSekelo soMthetho agcotshwa ukuba esikhundleni, kusiyangokunanzelelwa kweminyaka yokutshiya umsebenzi sebesiyaphumula okwamajaji, iminyaka elitshumi lanhlano (15), isikhathi esingekwe sengezelelwa. Amajaji oMthethwandaba Omkhulu loMthethwandaba Ophakeme aphaatha isikhundla aze abe leminyaka yobudala efika amatshumi ayisikhombisa (70).
- Ujaji angasuswa esikhundleni kuphela lapho:-
 - Esesehluleka ukuqhuba imisebenzi yesikhundla sakhe ngenxa yokusilela kwengqondo kumbe komzimba wakhe;
 - Esesehluleka okwedlulisileyo;
 - Eziphatha kubi okudlulisileyo.

- Ujaji ususwa esikhundleni ngokucebisa kwedale elichwayisisayo elimiselwe lowomsebenzi nguMongameli njalo kumele libe lamalunga amathathu.
- UMongameli kumele enze isinqumo esivumelana laloba yikuphi okucetshiswe lidale lelo.

Isahlukwana 3

Ikomishini yesiLawulamthetho

- IsiLawulamthetho sizaphathwa yiKomishini yesiLawulamthetho njalo ikhokhelwa nguNdunankulu wabeHluli.
- Ukuma kwayo kwethulwe ngokugcweleyo kusiSekelo soMthetho.
- Imisebenzi yayo egoqela elandelayo:-
 - Ukucebisa ukuhulumende ezindabeni zesilawulamthetho lokuphathwa komthetho;
 - Ukuthuthukisa ukuzimelaqekela lokuzethesa umlandu kwesilawulamthetho lokuphatha ngendlela elamandla esegcekeni ukuqhutshwa komthetho;
 - Ukwenza iziqondiso eziphathelane lesilawulamthetho.

ISAHLUKO 9

Izimiso zokuphathwa kukazulu lobukhokheli (Izigaba 194-198)

Isahluko lesi sethula izimiso ezilawula ukubuswa kukazulu. Izimiso lezi zigoqela uhulumende lazo zonke izingatsha zikahulumende, ohulumende bendawo, ingatsha zikahulumende ezizimele lamankampani kahulumende labantu abaphethe izikhundla kulezo ngatsha zikazulu.

1. Okuqakathekiswa lezimiso

- Ekubusweni kwezindawo zikazulu okulandelayo kumele kunanzwe ngazonke izikhathi:
 - Okuqakathekiswa okulandela idemokrasi okukulesi siSekelo soMthetho;
 - Ukulandela ukufundela umsebenzi okuphezulu kanye lokuzipha kuhle;
 - Ukusebenza okulamandla lokungabizi imali enengi;
 - Ukungakhethi hlangothi lokwenza ngokulingana;

- Ukwemukela ngokuphangisa okukhulu indingeko zabantu;
- Ukufinyelela, ukwenza ngendlela esegcekeni, ukuzethesa umlandu kwezokubusa okulungisa indingeko zentuthuko;
- Ukuphatheka kukazulu ekulungisweni kwezimiso;
- Izimiso zokuphathwa kwengcebo engabantu okuthuthukisa ukuqatshwa, ukufundiswa lengqubo yentuthuko okwakhelwe ekweneliseni lekuxubaneni kwesizwe kodwa ulwazi lube ngoluhamba phambili;
- Ukulinganiswa kwabesilisa labesifazana njalo lokugogelwa kwabantu abalobugoga (Isigaba 194).

2. Izingatsha zikahulumende ezizimele lamankampani kahulumende

- Izingatsha zikahulumende ezizimele lamankampani kahulumende kumele asebenza okuletha inzuzo njalo elawulwa libanga eliphezulu elokubuswa
- Ingqubo yokutholiswa kwempahla kumele ibe ngesegcekeni njalo ingencintisanayo (Isigaba 195)

3. Inkokheli leziphathamandla zikazulu

Inkokheli leziphathamandla zikazulu ziphatha izikhundla ukusiza abantu. Ukusebenza kwabo kumele kuvumelane lesiSekelo soMthetho. Kumele bahloniphe abantu, babasebenzela kulokuthi bababuse.

4. Iziphathambuso

Isikhathi sokuphatha izikhundla kweziphathambuso zengatsha zikahulumende ezizimele lamankampani kahulumende singaqunywa ubude baso ngumthetho.

5. Ukuphoqelwa kwezimiso zokubuswa kukazulu

Kuzakwethulwa umthetho ozafuna ukuthi:

- iziphathamandla zikazulu ngezikhathi ngezikhathi ziveze obala ngokwenani lomnotho wabo;
- kube lomthetho wokuziphatha lowokulaya;
- kubekwe amabanga okubuswa okuhle kwengatsha zikahulumende ezizimele lamankampani kahulumende.

ISAHLUKO 10

Uhlangothi lweziSebenzi zikaHulumende (Izigaba 194-205)

1 Uhlangothi lweziSebenzi zikaHulumende

- Amalunga ohlangothi lweziSebenzi zikaHulumende lulabantu abaqatshwe nguHulumende.
- Abangekho kuHlangothi lweziSebenzi zikaHulumende ngamapholisa, amabutho omvikela, izisebenze zemajele, abaphethe imithethwandaba lezisebenzi zePhalamende.
- Ekwenzeniimisebenzi yabo amalungo ohlangothi lwezisebenzi zikahulumende zizafanela ukuthi
 - zilandela isiSekelo soMthetho;
 - zingalandeliimilayo engekho emthethweni;
 - zingasekeliuhlangothi kwezombusazwe;
 - zihloniphe amalungelo oluntu lenkululeko okuyinsika okwabantu bonke.
- Izisebenzi zikaHulumende akumelanga zibe lezikhundla kumabandla ezombusazwe.

2 IKomishini yoHlangothi lweziSebenzi zikaHulumende

- UHlangothi lweziSebenzi zikaHulumende luzaphathwa yiKomishini yoHlangothi lweziSebenzi zikaHulumende.
- Amalunga eKomishini kumele afaneleke ukuze baphathe izikhundla zobuKomishina njalo bagcotshwa nguHulumende.
- Imisebenzi yayo igqela ukukhetha ukugavuna indlela lomumo wemisebenzi, ukumisa iholo, ukuziphatha lokuchwayisisa ngebsolo zezisebenzi zikahulumende. Ikomishininjalo iyaxwayisa uhulumende ngezindaba eziphathelelane loHlangothi lweziSebenzi zikaHulumende.
- Kusenzelwa ukubeka iholo indlela lomumo wemisebenzi, izisebenzi zikahulumende zilelungelo lokuhlangana zivumelane lomqhatshi wazo.

3 Amanxusa

Amanxusa azagcotshwa nguMongameli njalo asebenza ngokuthanda kwakhe.

4 ONobhala bakaHulumende

- ONobhala bakaHulumende bazagcotshwa nguMongameli ngemva kokubonisana leKomishini yoHlangothi lweziSebenzi zikaHulumende.
- Basebenza okweminyaka emihlanu isikhathi sabo singaphindwa kanye kusiya ngobungweithi lokusebenza kuhle.

ISAHLUKO 11

Uhlangothi lwezoMvikela (206-210)

Isahlukwana 1

1 Isimo lemilandu yohlangothi lwezomvikela

- uHlangothi lwezoMvikela lugoqela amaButho oMvikela, uHlangothi lwamaPholisa, ezamaJele, uHlangothi lweziNhloli laloba yiluphi uhlangothi lwezoMvikela oluvunyelwe nguMthetho.
- Umsebenzi walo ngowokuvikela isizwe njalo umsebenzi lo kumele wenziwe ngendlela elandela isiSekelo soMthetho lokuhlonitshwa kwamalungelo lenkululeko okuyinsika.
- Kumele bagcine ukubusa komthetho.

2 Amalunga ohlangothi loMvikela

Ekwenzeni umsebenzi wawo amalunga ohlangothi loMvikela kuzamela:

- alandele isiSekelo soMthetho;
 - angabiphambili abelezikhundla kumabandla ezombusazwe;
 - angasekeli uhlangothi kwezombusazwe;
 - ahloniphe amalungelo oluntu lenkululeko okuyinsika okwabantu bonke.
- Kumele angasebenzi kunhlangothi zabantu ngaphandle nxa kulomumo ongaba yingozi kuzulu.

3 IKhansili yezokuVikela iSizwe

- Kuzakuba leKhansili yezokuVikelwa kwesiZwe ekhangele ngemithetho yokuvikela yelizwe.
- Izahlanganisela uMongameli, abaSekeli bakaMongameli lamanye amalunga angaqanjwa ngumthetho.

4 Izikhalazo

Izikhalazo eziqondane lamalunga ezomvikela zizasetshenzwa ngezindlela ezingeyamanga kuhlangothi lwezomvikela.

Isahlukwana 2

AmaButho oMvikela (Izigaba 211-218)

1. Izimpawu

- AmaButho oMvikela eZimbabwe ahlanganisa iButho laphansi leButho lemoyeni. Ezinye inhlangothi zingabunjwa kusiya ngalokho okusemthethweni. Kumele avikele isizwe njalo kumele:
- - asebenze ngendlela etshengisa ubuzwe;
 - athande ilizwe;
 - asebenze ngendlela ehlelekileyo;
 - ngokungasekeli uhlangothi oluthile
 - bathobele igunya lwabantu;
 - aziphathe ngendlela eqondileyo.

2. Ukukhutshwa kwebutho

- UMongameli njengoNdunankulu weButho nguye olamandla okulawula ukuthi kukhutshwe amaButho oMvikela:
 - ukuvikela ilizwe;
 - ukugcina ukuthula kukazulu;
 - ukusekela abantu abayiziphathamandla abangasibo bezomvikela nxa kube lengozi engalindelwanga;
 - ngaphandle kweZimbabwe ukuvikela okumqoka elizweni lokugcwalisa izivumelwano lamazwe omhlaba wonke.
- Ukukhutswa kwebutho kumele kuvunywe yiPhalamende nxa kungenjalo kuyamiswa.

3. UBukhokheli

- **INkokheli zeButho loMvikela:**
 - zigcotshwa nguMongameli ngemva kokubonisana loMphathi;
 - zisebenza okwesikhati esibekiweyo sokuphatha isikhundla esingedluli iminyaka emihlanu esiphindwa kanye kuphela;
 - zikhokhela ngokulandela izixwayiso zemithetho ezinikwa nguMphathi ekwenza lokhu engaphansi kwegunya likaMongameli.

4. IKomishini yamaButho oMvikela

- AmaButho oMvikela azaphathwa yiKomishini yamaButho oMvikela
- Amalunga eKomishini yamaButho oMvikela kumele abe efanele isikhundla sokuba nguKomishina ngobuciko njalo agcotshwa nguMongameli
- Imisebenzi yayo igoqela:
 - ukukhetha, ukumisa lokulaya indlela zokusebenza kohlangothi;

- ukumisa iholo lamalunga amaButho oMvikela;
- ukukhulisa ukuzwana phakathi kwebutho labantu;
- ukuxwayisa uhulumende ngezindaba eziphathelele lamaButho oMvikela.

Isahlukwana 3

UHlangothi lwamaPholisa (219-223)

1. UHlangothi lwamaPholisa

- Umsebenzi walo ngowo:
 - kugcina umthetho lokuhleleka kanye lokuvikelwa kwesizwe;
 - kuvikela abantu lempahla zabo;
- Kumele lube:
 - luziphathe okutshengisa ubuzwe;
 - lwethembeke;
 - lusebenze ngendlela ehlelekileyo;
 - lungasekeli hlangothi;
 - luhloniphe igunya labantu nje.

2. UKomishina Jikelele

- UKomishina Jikelele:
 - ugcotshwa nguMongameli ngemva kokubonisana loMphathi okhangele lolohlangothi;
 - usebenza okwesikhathi esibekiweyo sokuphatha isikhundla esingedluli iminyaka emihlanu esiphindwa kanye kuphela;
 - kungenzeka ukuthi angakhethwa ukuthi akhokhele olunye uhlangothi lwezomvikela.
 - ukhokhela ngokulandela izixwayiso zemithetho ezinikwa nguMphathi ekwenza lokhu engaphansi kwegunya likaMongameli.

3. IKomishini yoHlangothi lwamaPholisa

- UHlangothi lwamaPholisa luzaphathwa yiKomishini yoHlangothi lwamaPholisa.
- Amalunga eKomishini yamaButho oMvikela kumele abe efanele isikhundla sokuba nguKomishina ngobuciko njalo agcotshwa nguMongameli.
- Imisebenzi yayo igoqela:
 - ukukhetha, ukumisa lokulaya indlela zokusebenza;
 - ukumisa iholo lamalunga oHlangothi lwamaPholisa
 - ukukhulisa ukuzwana phakathi kwamapholisa labantu;
 - ukuxwayisa uhulumende ngezindaba eziphathelele loHlangothi lwamaPholisa.

Isahlukwana 4

UHlangothi lweziNhloli (Izigaba 224-226)

1. UHlangothi lweziNhloli

- UHlangothi lweziNhloli kumele lubunjwe ngaphansi komthetho kumbe iziqondiso zoMongameli kumbe ikhabhinethi.
- Kumele :
 - luziphathe okutshengisa ubuzwe,
 - lwethembeke,
 - lusebenze ngendlela ehlelekileyo;
 - lungasekeli hlangothi;
 - luhloniphe igunya labantu nje.

2. UbuKhokheli

- INkokheli Jikelele yoHlangothi lweziNhloli
 - igcotshwa nguMongameli;
 - isebenza okwesikhathi esibekiweyo sokuphatha isikhundla esingendluli iminyaka emihlanu esiphindwa kanye kuphela;
 - kungenzeka ukuthi angakhethwa ukuthi akhokhele olunye uhlangothi lwezomvikela;
 - ukhokhela ngokulandela izixwayiso zemithetho ezinikwa nguMphathi ekwenza lokhu engaphansi kwegunya likaMongameli.

Isahlukwana 5

UHlangothi LwamaJele lezoBulungisa (Izigaba 227-231)

1. UHlangothi

- Umsebenzi walo ngowo:
 - kuvikela uzulu ezigebengeni ngokuvala lokuzama ukuqondisa izimilo zabantu abagwetshiweyo
 - kuphathwa kwamaJele lezakhiwo zoBulungisa
- UHlangothi kumele:
 - luziphathe okutshengisa ubuzwe,
 - lwethembeke,
 - lusebenze ngendlela ehlelekileyo;
 - lungasekeli hlangothi;
 - luhloniphe igunya labantu nje.

2. UKomishina Jikelele woHlangothi lwezamaJele lezo Bulungisa

➤ UKomishina Jikelele

- ugcotshwa nguMongameli ngemva kokubonisana loMphathi walolohlangothi;
- usebenza okwesikhati esibekiweyo sokuphatha isikhundla esingedluli iminyaka emihlanu esiphindwa kanye kuphela;
- kungenzeka ukuthi angakhethwa ukuthi akhokhele olunye uhlangothi lwezomvikela.
- ukhokhela ngokulandela izixwayiso zemithetho ezinikwa nguMphathi ekwenza lokhu engaphansi kwegunya likaMongameli.

3. IKomishini yoHlangothi lwazamaJele loBulungisa

- UHlangothi lwazamaJele loBulungisa luzaphathwa yiKomishini yoHlangothi lwazamaJele loBulungisa.
- Amalunga eKomishini yoHlangothi lwazamaJele loBulungisa kumele abe efanele isikhundla sokuba nguKomishina ngobuciko njalo agcotshwa nguMongameli.
- Imisebenzi yayo igoqela
 - ukukhetha, ukumisa lokulaya indlela zokusebenza;
 - ukumisa iholo lamalunga oHlangothi;
 - ukukhulisa ukuzwana phakathi kwamapholisa labantu;
 - ukuxwayisa uhulumende ngezindaba eziphathe lane loHlangothi lwezamaJele loBulungisa.

ISAHLUKO 12

Amakomishini azimeleqe kele asekelo idemokrasi

Isahlukwana 1

Okungaqondene lokuthile (Izigaba 232-237)

1. Isimo samaKomishini

- KulamaKomishini amahlanu, yila:
 - iKomishini yezoKhetho eyeZimbabwe;
 - iKomishini yamaLungelo oluNtu eyeZimbabwe;
 - iKomishini yezoBulili eyeZimbabwe;
 - iKomishini yezezindaba eyeZimbabwe;
 - iKomishini yeSizwe eyezokuThula lokuBuyisana.

- Azasebenza ukusekela idemokrasi:
 - ngokugxilisa impande amalungelo oluntu ledemokrasi;
 - ngokuvikela ukuzibusa lezifiso zabantu;
 - ngokuthuthukisa ukulandelwa kwesisekelo somthetho;
 - ngokuthuthukisa ukwenza ngokusegcekeni lokuzethesa umlandu kuzingatsha zikazulu;
 - ukuvikela ukunanzwa kwalokho okuqakathekiswa yezimiso zedemokrasi yizo zonke izingatsha;
 - ngokuba leqiniso lokulungiswa kokungaphathwa kuhle okusemthethweni.
- Aza:
 - sebenza ezimeleqekele engalawulwa muntu engesabi, engathandi omunye ezonda omunye, engaphazanyiswa;
 - ba lomlandu kuPhalamende owokusebenza ngamandla;
 - lelungelo lokuthola usekelo kuzingatsha zonke zikahulumende olokuvikela ukuzimelaqekele kwawo.

2. AmaLunga amaKomishini

- AmaLunga amaKomishini agcotshwa nguMongameli lokuphatheka kwePhalamende kanye lozulu ekwenzeni lokho.
- Avikelwe ekuphatheni izikhundla.
- Amalunga kumele:
 - Aqhube elandela isiSekelo soMthetho;
 - Aqhube ngendlela engasekeli ingqe yiliphi ibandla lezombusazwe;
 - Angatshekeli kubandla lezombusazwe;
 - Angephuli amalungelo oluntu lenkululeko zimqoka okwaloba yisiphi isizalwana.

Isahlukwana 2

Ikomishini yezokhetho (Izigaba 238-241)

1. AmaLunga eKomishini yezoKhetho

- Usihlalo, ongujaji, owayengujaji kumbe umuntu ofaneleke ukugcotshwa abe ngujaji, ugcotshwa nguMongameli ngemva kokukhulumisana leKomishini yesiLawulamthetho njalo lokuphatheka kwePhalamende lozulu.
- Amanye amalunga ayisitshiyangalombili agcotshwa nguMongameli kanye lokuphatheka kwePhalamende lozulu.
- Kumele abe yizizalwane zakuleli.
- Kumele abe ngabantu abathembekileyo.
- Kumele agcotshelwe ukuba esikhundleni okweminyaka eyisithupha engaphindwa kanye kuphela.

2.Imisebenzi yeKomishini

- Ilomlandu wokuphatha ukuqhutshwa kokhetho olukamongameli, olwezabelo, olwabohulumende bendawo kanye lolwekhansili yesizwe eyeziNduna, inketho lamareferendamu kugoqela:
 - Ukubhalisa abavotayo;
 - Ukuqoqa izingwalo ezilamabizo abavotayo;
 - Ukubeka imingcele yamakhonstitshuwensi;
 - Ukufundiswa kwabavotayo
 - Ukumelana lensolo;
 - Ukwethula umbiko mayelana lokuqhutshwa kohlelo lunye ngalunye kungelakuphuza (Izigaba238-241).

Isahlukwana 3

Ikomishini yamalungelo oluntu (Izigaba 242-244)

1.AmaLunga eKomishini yamaLungelo oluNtu

- Usihlalo, ongujaji, owaye engujaji kumbe umuntu ofaneleke ukugcotshwa abe ngujaji, ugcotshwa nguMongameli ngemva kokukhulumisana leKomishini yesiLawulamthetho kanye lokuphatheka kwePhalamende lozulu.
- Amanye amalunga ayisitshiyangalombili agcotshwa nguMongameli lokuphatheka kwePhalamende lozulu.
- Kumele babe ngabantu abathembekileyo.

2.Imisebenzi yeKomishini

- Ilomlandu:
 - Ukuthuthukisa ukulimukiswa lokuhlonitshwa kwamalungelo oluntu emphakathini wonke;
 - Ukwelusa ukunanzwa kwamalungelo oluntu;
 - Ukwemukela insolo lokuthatha inyathelo elifaneleyo elalokho;
 - Ukuvikela uzulu ekusetshenzisweni kubi kwamandla lokubusa kubi kukahulumende, ingatsha zakhe leziphathamandla zakhe;
 - Ukudingisiswa kwakho konke ukwephulwa kwamalungelo oluntu;
 - Ukutholiswa kokulungiswa okufaneleyo okwalokho okonakeleyo;
 - Ukuqondisa uKomishina –Jikelele owamaPholisa ukuthi adingisise ukwephulwa kwamalungelo oluntu okulobugebenga;
 - Ukwethekelela lokuhlola amajele lezinye indawo lapha okuvalelwe khona abantu;
 - Ukufuna imibiko ingqe kukuwuphi umuntu kumbe indawo mayelana lamanyathelo athathwayo awokupha amandla kumalungelo oluntu kumbe ulwazi lokwethulwa kwemibiko emazweni omhlaba;
 - Ukwethula umbiko kuPhalamende.

Isahlukwana 4

Ikomishini yezoBulili (Izigaba 245-247)

1. AmaLunga eKomishini yezoBulili

- Usihlalo lamanye amalunga ayisitshiyangalombili agcotshwa nguMongameli kanye lokuphatheka kwePhalamende lozulu.
- Kumele kube ngabantu abazwisisa izindaba zobbulili.

2. Imisebenzi yeKomishini

Ilomlandu:

- Ukwelusa izindaba zokulingana kobulili;
- Ukudingisisa ukwephulwa;
- Ukuthuthukisa ukulimukiswa lokuhlonitshwa kamalungelo oluntu kuwo wonke umphakathi;
- Ukweluswa lokunanzwa kwamalungelo oluntu;
- Ukwemukela insolo lokuthatha amanyathelo afaneleyo;
- Ukucebisa uzulu lezingatsha mayelana lamanyathelo okudingeka athathwe ukulinganisa ubulili;
- Ukucebisa amanyathelo okukhuthaza inhlelo lokuthonisisa ukwephulwa okulobugebenga;
- Ukutholisa ukulungiswa ezindabeni zokwephulwa;
- Ukwethula umbiko kuPhalamende.

Isahlukwana 5

Ikomishini yezezindaba (Izigaba 248-250)

1. AmaLunga eKomishini yezezindaba

- Usihlalo lamanye amalunga ayisitshiyangalombili abagcotshwa nguMongameli lokuphatheka kwePhalamende lozulu.

- Kumele kube ngabantu abathembekileyo abazwisisa izindaba zamalungelo oluntu lengqubo enhle yezezindaba.

2. Imisebenzi yeKomishini

Ilemilandu:

- Ukuthuthukisa inkululeko yezezindaba;
- Ukuthuthukisa ingqubo enhle lokuziphatha okuhle kwezezindaba;
- Ukwelusa izifiso zikazulu kwezokusakazwa njalo ibe leqiniso lokuthi kulemibono etshiyeneyo kwezezindaba;
- Ikhuthaze ukulungiswa kumbe yona ngokwayo ilungise njalo ephoqelegele ukuziphatha kuhle kubaqhubi bezindaba; lokulinganisa ezindabeni zobulili;
- Ukwemukela insolo kanye lokuthatha amanyathelo afaneleyo aqondiswe kwabezindaba;
- Ukuba leqiniso lokufinyelela okulinganayo nguzulu kulwazi, ukuthuthukiswa kokuncintisana lokutshiyana kwemibono kwezezindaba;
- Ukukhuthaza ukusetshenziswa kwezindimi ezinengi ezitshiyeneyo lezo ezinanzwa ngumthetho;
- Ukwethula umbiko kuPhalamende.

Isahlukwana 6

Ikomishini yesizwe eyezokuThula lokuBuyisana (Izigaba 251-253)

1. Ubude besikhathi

- Izakuba isebenza okweminyaka yakuqala elitshumi kulandela ukuqala kokusebenza kwalesi siSekelo soMthetho

2. AmaLunga eKomishini yeSizwe eyezokuThula lokuBuyisana

- Usihlalo ongujaji, owayengujaji kumbe umuntu ofaneleke ukugcotshwa abe ngujaji, ugcotshwa nguMongameli ngemva kokukhulumisana leKomishini yesiLawulamthetho kanye lokuphatheka kwePhalamende lozulu.
- Amanye amalunga ayisitshiyangalombili agcotshwa nguMongameli kanye lokuphatheka kwePhalamende lozulu.

- Kumele babe ngabantu abathembekileyo, bengomakade ebona ekukhumisaneni umlotha, ekukhulumisaneni, ekwenqabeleni ingxabano lokuphatha.

3. Imisebenzi yeKomishini

- Imisebenzi yayo:
 - Ukuba leqiniso kokulethwa komthetho ngemva kwengxabano, ukupholisa lokubuyisana;
 - Ukulolonga lokufezwa kwenhlelo ezokupholiswa kwesizwe, ukumanyana lokulungiswa ngokuthula kwempikiswano kanye lengqubo yokuphathisa ukuthi kube lokukhulumisana phakathi kwabaphikisanayo;
 - Ukukhuthaza iqiniso mayelana lokuhlukuluzwa okwadlulayo njengendlela yokuletha ukubuyisana, ukulungisa kutsha lokuletha ekulungisweni ngokusemthethweni;
 - Ukulolonga inhlelo zokubuyisela esimeni sakuqala kusenzelwa ukwelatshwa lokusekelwa;
 - Ukulolonga izindlela ukwenzela kweneliswe ukubona kusesele okungabayingxabano lempikiswano lamanyathelo okwenqabela;
 - Ukuphathisa ukukhulumisana lokubuyisana kumpikiswano;
 - Ukwemukela insolo lokuthatha amanyathelo afaneleyo;
 - Ukwethula umbiko kuPhalamende.

ISAHLUKO 13

Izingatsha zokulwisana lobuqhalaqhala bobuqili lobugebenga

Isahlukwana 1

Ikomishini yokulwisana lobuqhalaqhala bobuqili eyezimbabwe (254-257)

1. AmaLunga eKomishini yokuLwisana lobuQhalaqhala bobuQili

- Usihlalo lamanye amalunga ayisitshiyangalombi agcotshwa nguMongameli kanye lokuphatheka kwePhalamende lozulu.

- Kumele kube ngabantu abathembekileyo abalolwazi lokudingisisa lokuthonisisa amacala.
- bazaku:
 - qhuba ezimeleqekele engalawulwa langubani, engesabi, engathandi kumbe ukuzonda yiloba ngubani, engeyami kwelinye icele kumbe ukuphazanyiswa;
 - zethesa umlandu kuPhalamende owokusebenza ngendlela elamandla;
 - balelungelo lokuthola usekelo kuzo zonke ingatsha zikahulumende olokuvikelwa kokuzimelaqekele kwawo.
- Ukuba kwabo ezikhundleni kuvikelekile.

2. Imisebenzi yeKomishini

- Ilemisebenzi le:
 - Ukudingisisa lokweneka egcekeni ubuqhalaqhala bobuqili ezindaweni zikazulu lezabazimele bodwa;
 - Ukulwisa ubuqhalaqhala bobuqili, ubusela lokusetshenziswa kubi kwamandla lokunye ukuziphatha okungaqondanga;
 - Ukuthuthukisa ubuqotho, ukuphathwa kwezezimali okuqondileyo njalo lokusegcekeni;
 - Ukwemukela insolo iesuka kuzulu lokuthatha amanyathelo afaneleyo;
 - Ukuqondisa uKomishina-Jilelele owamaPholisa ukuthi adingisise izindaba zobuqhalaqhala bobuqili njalo ethule umbiko kuKomishini;
 - Ukucebisa mayelana ngamanyathelo okulwisa ubuqhalaqhala bobuqili;
 - Ukwethula umbiko kuPhalamende.
- UHulumende kumele abe leqiniso lokuthi iKomishini kuzamela icebise ukubotshwa lokuthonisiswa kwabenza amacala.

Isahlukwana 2

Igunya lokutshutshisa elesizwe (Izigaba 258-263)

1. Igunya

Lilomlandu wakho konke ukutshutshisa njalo likhokhelwa nguMtshutshisi-Jikelele, ukufaneleka kwakhe kuzafana lokwamajaji oMthethwandaba Omkhulu.

ISAHLUKO 14

UHulumende weSabelo loHulumende weNdawo (Izigaba 264-266)

1. Ukwehliswa kwamandla

- Ukwehliswa kwamandla esiwa kubohulumende bezabelo labohulumende bendawo yikuba leqiniso lokuphatheka kwazo zonke izizalwane zeZimbabwe. Njengalokho-ke, akumayelana lokuthuthukiswa kokwehlukana, ukuhlamuka kumbe ukuthuthukiswa kokungamanyani.
- Injongo:
 - Ukwenza ukuthi abantu ebangeni labohulumende bendawo bengezelele ukuphatheka kwabo ekwenzeni izinqumo njalo lekusebenziseni amandla eliZwe;
 - Ukunanza amalungelo emiphakathi awokuphatha izindaba zawo;
 - Ukuba leqiniso lokwabelana ngokulingana kwengcebo yendawo leyesizwe njalo lokumisa isisekelo esizwakalayo esezimali ukwenzela ohulumende wendawo.

2. Izimiso zikahulumende wesabelo lezikahulumende wendawo

- Ohulumende bendawo kumele:
 - Babe leqiniso lokubusa okuhle ngokusebenza ngamandla besenza egcekeni njalo lokusebenza ndawonye kwendawo;
 - Bathathe kuphela leyomisebenzi ebekwe emahlombe abo;
 - Babeke imigcele yokusetshenziswa kwamandla abo emangweni wabo, kulokho okwabelwe indawo yabo;
 - Basebenzisane labanye ohulumende bendawo ngokukhulumisana, ukuletha ukuhambelana lokuxhumanisa imisebenzi yawo ngezindlela lengqubo okutholiswa ngumthetho kusenzelwa lokho;
 - Babe leqiniso kokulinganiswa kokumelwa kwabantu abasendaweni ezingaphansi kwamandla abo.

3. Izisebenzi zabohulumende besabelo lezabohulumende bendawo

- Kumele:
 - Zilandele isiSekelo soMthetho;
 - Zingabi lezikhundla emabandleni ezombusazwe;

- Zingabi lohlangothi kwezombusazwe;
- Zihloniphe amalungelo oluntu lenkululeko ezimqoka ezezizalwana.

Isahlukwana 2

Amakhansili esabelo lamakhansili amadolobho (267-273)

1. Izabelo leziqinti

- Kuzaba lezabelo ezilitshumi (10) nanzi:
 - Isabelo sedolobho lakoBulawayo;
 - Isabelo sedolobho leHarare;
 - Isabelo seManicaland;
 - Isabelo seMashonaland Central;
 - Isabelo seMashonaland East;
 - Isabelo seMashonaland West;
 - Isabelo seMasvingo;
 - Isabelo seMatabeleland North;
 - Isabelo Matabeleland South; le
 - Isabelo seMidlands
- Ukuqunywaqunywa kwesabelo sisiba yiziqinti kuzatholiswa ngumthetho.

2. Amakhansili esabelo

- Isabelo sinye ngasinye sizakuba lekhasili elalaba bantu:
 - Bonke abantu abangamalunga ePhalamende kuleso sabelo;
 - Bonke omeya labosihlalo babohulumende bendawo abakuleso sabelo;
 - Abantu abalitshumi abakhethwe kulandelwa amavoti atholakale ekhethweni jikelele;
 - Usihlalo okhethwe ngamalunga angaphezulu esuka kulabo abaqanjwe libandla lezombusazwe elamalunga amanengi aweNdlu yabaMeli kuleso sabelo.

3. Amakhansili amadolobho

- Ikhasili yedolobho yinye ngayinye ilalaba bantu:
 - Bonke abantu abangamalunga ePhalamende akuleso sabelo;
 - Bonke omeya labasekeli babomeya labosihlalo babohulumende bendawo yaleso sabelo;
 - koBulawayo, usihlalo wekhasili uzakuba ngumeya wakoBulawayo;
 - eHarare, usihlalo wekhasili uzakuba ngumeya weHarare njalo uMsekeli uzakuba ngumeya kumbe usihlalo wedolobho lesibili ubukhulu kusabelo.

4. Imisebenzi yamakhansili esabelo lawedolobho

- Imisebenzi yawo igqela:
 - Intuthuko yenhlalakahle leyomnotho;
 - Ukuxhumanisa lokufeza inhlelo zikahulumende;
 - Ukuphatha ingcebo yezemvelo;
 - Ukukhangela ukusetshenziswa kwengcebo.

- Izisebenzi zamakhansili zizagcotshwa kulandelwa okutshiwo ngumthetho.
- Amakhansili alomlandu ebantwini besabelo lakuhulumende wesizwe.

5.Osihlalo bamakhansili esabelo labamakhansili amadolobho

- Kumele babe befanelekile ukuba ngamaLunga ePhalamende.
- Usihlalo weKhansili yeSabelo uzakhethwa yiKhansili yeSabelo eluhlwinolulabantu ababili abafaneleke ukukhethwa olwethulwe libandla lezombusazwe elilezihlalo ezinengi, kumbe elithole amavoti amanengi ekhethweni lwamalunga eNdlu yabaMeli esabelweni leso.
- Angasuswa esikhundleni lidale elizimeleqekele, esuselwa ukwehluleka umsebenzi, ukuziphatha kubi okudlulisileyo, ukwetheswa icala lokungabiqotho, elobuqhalaqhala bobuqili kumbe ukusebenzisa kubi isikhundla lokwephula umthetho.

Isahlukwana 3

UHulumende weNdawo (Izigaba 274-279)

1. Uhulumende wendawo owedolobho

- Bazakuba lomlandu kuzindaba ezisendaweni yedolobho.
- Azabunjwa ngamakhansila akhethwe ngabahlali bedolobho njalo azaphathwa ngomeya kumbe osihlalo.
- Uma ingge kunguphi umeya esiba yisiphathambuso, kumele akhethwe mathupha ngabavotayo abakuleyo ndawo.

2. Uhulumende wendawo zemaphandleni

- Bazakuba lomlandu ezindabeni zezindawo ezisemaphandleni.
- Ukukhethwa kwamakhansila, osihlalo lokufaneleka kwabo kuzalandela umthetho.

3. Okungaqondene lokuthile okwabo hulumende bendawo bonke

- Bazakuba lamandla:
 - Okwenza imithetho yendawo, iziqondiso zokuphatha izindawo zabo;
 - Ukubeka imithelo eyokutholisa imali eyokuqhuba imilando yabo;
- Inketho zenziwa ngasikhati sinye lenketho jikelele.
- Omeya labosihlalo, ngaphandle lapha bekhethwe mathupha bengomeya abayiziphathambuso, bakhethwa ekuhlenganeni kwakuqala kwekhansili.
- AmaLunga ekhansili alahlekelwa yizihlalo zawo ngendlela efana leyamaLunga ePhalamende njalo angasuswa esikhundleni lidale elizimeleqekele besuselwa ukwehluleka umsebenzi, ukuziphatha kubi okudlulisileyo, ukwetheswa icala lokungabiqotho, elobuqhalaqhala bobuqili kumbe ukusebenzisa kubi isikhundla lokwephula umthetho.

Ubukhokheli bomdabuko (Izigaba 280-287)

1. Ukunanzwa

- Isahluko lesi sinanza ubukhokheli bomdabuko ngaphansi komthethi wamasiko lemikhuba okwenziwa ngaphansi kweziNduna, omlisa labosobhuku kumiphakathi engaphansi kwamandla abo.
- Lugatsha oluzimeleqekele.

2. Inkokheli zomdabuko

- Kumele:
 - ziqhube ngendlela elandela isiSekelo soMthetho;
 - ziqhube ngendlela engeyami ebandleni lezombusazwe;
 - zingasekeli ezombusazwe;
 - zingaphuli amalungelo oluntu lenkululeko ezimqoka ezaloba nguphi umuntu;
 - zinzazwe amasiko azo kuvumelana lesiSekelo soMthetho;
 - ziphathe bonke abantu abasendaweni yabo ngokulingana njalo kühle.
- Imisebenzi yazo igoqela:
 - Ukugcina ukuqakatheka kwamasiko lokugcina amsiko, imikhuba, imbali lelifalemiphakathi yazo;
 - Ukuthuthukisa kwalokho okuqakathekiswa ngumndeni;
 - Ukuphathisa intuthuko;
 - Ukulungisa ingxabano eziphathelane lezamasiko;
- Zigcotshwa njalo zisuswe esikhundleni:
 - nguMongameli;
 - kulandelwa umthetho kanye lamasiko lemikhuba yemiphakathi yayoy;
 - ngokucebisa kweKhansili yeziNduna zeSabelo kanye loMphathi;
 - kungelakunanzwa kwezombusazwe.
- Iholo lazo libekwa ngumthetho ngokuvuma kukaMongameli.

3. Khansili yeSizwe eyeziNduna lekansili yemibuthano yeziNduna zesabelo

- Ikansili yeziNduna yeSizwe lekansili yemibuthano yeziNduna zesabelo izabekwa kulandelwa umthetho.
- Ukhethe lukaMongameli loMseki kaMongameli weKhansili yeSizwe eyeziNduna luqhutshwa yiKomishini yezoKhethe. Ziba esikhundleni okweminyaka emihlanu engaphindwa kanye kuphela.
- Ukhethe lweziNduna zikhethelwa kuKhansili yeSizwe eyeziNduna kuzakwenziwa kulandelwa umthetho njalo isabelo sinye ngasinye kumele simelwe ngokulinganayo kuKhansili.
- Imibuthano yeZabelo ikhethe iziNduna eziba ngamaSenetha.
- Imisebenzi yazo igoqela:
 - Ukuthuthukisa lokuvikelwa kwemikhuba lamasiko;

- Ukumela imibono yenkokheli zomdabuko lokuqhubela phambili izifiso zazo;
- Ukuchasisa lokuphoqelesa ukuziphatha kuhle kwenkokheli zomdabuko.

4. IKomidi yezokuthembeka lokuziphatha kuhle

Kuzamiswa ikomidi yezokuthembeka lokuziphatha kuhle ngumthetho ukwenzela ukuphoqelesa ukuthembeka lokuziphatha kuhle kwezinduna, ukulungiswa kwempikiswano phakathi kwezinduna njalo lokumelana lensolo eqondiswe ezinduneni.

ISAPHLUKO 16

Umhlabathi Wokulima lokufuya (288-297)

1 Umthetho olawula umhlabathi okulima lokufuya

- Zonke izizalwane zeZimbabwe kungakhathalekile umhlobo wazo, zilelungelo lokugcina, ukuhlala, ukusebenzisa kumbe ukuthengisa umhlabathi wokulima lokufuya.
- Ukwabiwa komhlabathi kumele kufanane, kulingane njalo kunanzelele:
 - ukuthi umhlabathi yingcebo yemvelo enganoniyo eyingxenywe yegugu eliyilifa labantu bonke;
 - ukulingana kwezobulili;
 - izidingo zezindawo ezitshiyeneyo.
- Ukusetshenziswa kwawo kumele kuthuthukise ukutholakala kokudla okwaneleyo lemisebenzi kusenzelwa ukulondolozelwa izizalwane ezizayo.
- Ilungelo lokuhlala emhlabathini abungeke buthathwe mahlayana.

2 Malungelo akhona ngomhlabathi wokulima lokufuya

- Ukuba ngumninimhlabathi owathathwa ngesikhathi sohlelo lokuhlalisa kutsha abantu nguHulumende wezwelonke, kuyagcizelelwa.
- Inhlawulo emhlabathini owathathwa nguHulumende wezwelonke ngesikhathi sohlelo lokuhlalisa kutsha abantu, ibhadalwa kuphela emhlabathini:
 - owathathwa ebantwini abangabeZimbabwe ngokomdabuko;
 - ovikelwe yisivumelwano esiphakathi kwabohulumende;
- Amalungelo, kungakhathalekile ukuthi nganjani, awaphiwa abahlala emhlabathini owathathwa nguhulumende ngesikhathi sohlelo lokuhlalisa kutsha abantu ayananzelelwa.

3 Amalungelo esikhathi esibekiweyo sokuhlala emhlabathini

- Kumele kube lendlela zokukuvikeleka kuwo wonke umuntu ongumnini kumbe ohlezi emhlabathini wokulima lokufuya ngokusemthethweni.
- UHulumende wezwelonke angatshintsha abanini kumbe ahlalisa abantu okulembadalo kumbe anike elinye nje ilungelo emhlabathini.
- Umuntu lemuli yakhe bangabelwa umhlabathi owodwa kuphela.
- Abaninimhlabathi bangaba amalungelo abo omhlabathi wokulima lokufuya.

4 IKomishini yeZimbabwe yezoMhlabathi

- Amalunga agcotshwa nguMongameli.
- Isikhathi sabo sokuphatha izikhundla kuvikelekile.
- Umsebenzi wayo ugoqela:
 - ukuqiniseka ukuthi umhlabathi wokulima lokufuya uphathwa ngendlela efananayo njalo esegekeni;
 - ukuchwayisisa esikhathini esibekiweyo ngokwenzakalayo kwezomhlabathi;
 - ukuphoqelesa ukusetshenziswa komthetho olawulayo ngokwabiwa komhlabathi ongabasezandleni zomuntu kumbe imuli;
 - ukucebisa ngenngqubo yokuphiwa isikhathi sokuhlala emhlabathini, ukuphiwa lokwabiwa komhlabathi, ukusetshenziswa lobukhulu bomhlabathi osebantwini, inhlawulo efaneleyo ekuthathweni komhlabathi ngenkani;
 - Ukwenza kube lula ukuzwisisa ukuthathwa lokutshintshana kwezomhlabathi.

ISAHLUKO 17

Ezezimali (Izigaba 298-317)

1. Ukuphathwa kwezimali

- Ekuphathweni kwezezimali zikazulu:
 - Kumele kube lokwenza okusegekeni njalo okulokuzethesa umlandu njalo izimali kumele zichithwe ngenhlakanipho, kungadlaliswa mali njalo elamandla;
 - Indlela yezimali kumele iqondiswe kuntuthuko yesizwe;
 - Umthwalo wokubhadala imithelo kumele wabelwane ngokufaneleyo;
 - Imali yesizwe kumele yabelwane kuhle ngokulingana phakathi kukahulumende wesizwe, ohulumende bezabelo labohulumende bendawo;
 - Imithwalo lenzuzo yengcebo kumele yabelwane kuhle ngokulingana phakathi kwezizalwane zakhathesi lezizalwane zakusasa;
 - Umbiko wezezimali kumele wethulwe ucaze;
 - Ukwebolekwa kwezimali kumele kube egekeni njalo kumele kwenziwe kukhangelwa izifiso zelizwe.

2. Ukukhangelwa yiPhalamende

- IPhalamende kumele yeluse ukuchithwa kwazo zonke izimali ezitholwa yiliZwe.
- Imingcele yezimali ezebolekwayo yiliZwe, isikwelede zikazulu kanye lesikwelede esisekwa yiliZwe akumelanga zedlule inani lelo zingavunyelwanga yiPhalamende.
- IPhalamende kumele ihlale isaziswa ngemali eyebilekwa nguhulumende kanye lemilandu yakhe yokuseka imali ezebolekiweyo.

3. Ukwabelwa imali

- Ukwabelwa kwezimali zokusebenzisa kumele kwenziwe ngokulingana kuzo zonke izabelo labohulumende bendawo kunanzelelwa:
 - Izifiso zesizwe;
 - Okudingekayo ukwenzela isikwelede sesizwe;
 - Ukudingeka kwezinto okumele zenzelwe imiphakathi esesphansi
 - Indingeko zikahulumende wesizwe;
 - Ukwenelisa ukuphatha izimali kwabohulumende bezabelo labendawo;
 - Ukutshiyana komnotho phakathi kwezabelo
- Ohulumende bezabelo labendawo akumelanga babelwe imali engaphansi kwesilinganiso esokuhlani ekhulwini (5%) esemali yonke etholwe nguhulumende okwaloba yiwuphi umnyaka wezemali.

4. IsiKhwama esiBumbene esikaHulumende

- Zonke izimali ezisiwa eliZweni kumele zibhadalwe zingeniswe esiKhwameni esiBumbene sikaHulumende ngaphandle kokuba umthetho usithi kwenziwe ngenye indlela.
- Imali ingakhutshwa esiKhwameni esiBumbene sikaHulumende kuphela okuphiwe igunya yisSekelo soMthetho lomthetho.
- Imali ekhunjulelwa ukuthi izatholwa nguhulumende lekhunjulelwa ukuthi izachithwa nguhulumende kumele yemukelwe yiPhalamende ngomnyaka munye ngamunye.
- Imali okukhunjulelwa ukuthi izatholakala eyengezelelweyo ingemukelwa uma kwakwenziwe ukwabelwa kokusetshenziswa kwemali okungenelanga kumbe uma imali idingeka ukwenza umsebenzi owawungabelwanga imali ekuqaleni.
- Kulemingcele okucinwa kuyo ekuphiweni igunya lokuchithwa kwemali ingakabelwa indleko ezingakabonakali kodwa ukuvunyelwa okulandela lokhu kumele kutholwe ngokwabelwa kwemali eyengezelelweyo.
- Ukuxolelwa kusetshenziswa uMthetho wePhalamende kungadingwa ukwenzela ukuphiwa igunya lokuchithwa kwemali.

5. Imali kazulu lempahla kazulu

- Imali lempahla kazulu kumele kuvikelwe njalo kusetshenziswe kulokho okuphiwe igunya ngumthetho.
- Imele ivikelwe ekulahlekeni, ekubhidlizweni, ekunakeleni lekusetshenzisweni kubi.

- Ukulaya lamanyathelo okuthola okulahlekileyo kumele athathwe eqondiswe ingqe kuwuphi umuntu olomlandu wokona yiloba yini.

6. UMhloli-Jikelele wamaBhuku ezeMali

- Isikhundla sizimeleqekele njalo ngesikazulu.
 - UMhloli-Jikelele wamaBhuku ezeMali ulomlandu;
 - Owokuhlola amabhuku ezezimali, izindlela zezimali lokuphathwa kwezimali ezengatsha zonke zikahulumende;
 - Ukuqhuba ukuhlolwa okumqoka okwamabhulu ezindawo zikahulumnde ezizimele zodwa kanye lamabhizimusi alawulwa nguhulumende;
 - Ukuqondisa ukulungiswa kwalokho okutshekileyo ekuphathweni kwemali kazulu.
- UMhloli-Jikelele wamaBhuku ezeMali ugcotshwa nguMongameli ngokuvuma kwePhalamende.
- Kumele abe yisizalwane seZimbabwe.
- Uba esikhundleni okweminyaka eyisithupha njalo angeke ahlala esikhundleni okweminyaka edlula elitshumi lambili (12).
- Ihlo lakhe kumele libekwe ngumthetho lokuvumela kukaMongameli.
- Ususwa esikhundleni nguMongameli ngokucebisa kwedale eligcotshelwe ukudingisisa ngodaba lokususwa kwakhe.
- Ukgcotshwa lomumo wokusebenza owezisebenzi zikaMhloli-Jikelele wamaBhuku ezeMali kwenziwa yibhodi ngaphansi komthetho wamabhodi enzelwe lokho.

7. Ukutholiswa kwempahla yokusebenzisa

- Ukutholiswa kwempahla yokusebenzisa ekaHulumende kuzalawulwa ngumthetho.

8. Inhlanganiso ezimiswe ngokusemthethweni

- Umthetho kumele utholise ukuphathwa ngobunono kwengatsha zikahulumende ezizimele zodwa njalo ube leqiniso lokuthi iziphathambuso zengatsha lezi ziba esikhundleni okwesikhathi esibekiweyo njalo ukuphiwa kwabo isikhundla okwesibili kumele kweyame ekuqhubeni kuhle kwabo.

9. IBhanga eliKhulu eleZimbabwe

- IBhanga eliKhulu elokulawula indlela zezimali, ukuvikelwa kwemali yeZimbabwe lokubumba lokufeza izimiso zemali kumele litholiswe ngaphansi komthetho.

ISAHLUKO 18

Ezinye Izeluleko Ezengezelweyo

Isahlukwana 1

Izimiso jikelele eziphathelele lama Komishini (Izigaba 318-323)

1 AmaKomishini

- Wonke amakomishini:
 - zinhlangothi ezigcweleyo;
 - amalunga amakomishini azimeleyo, iKomishini yoHlangothi lweZilawulamthetho iKomishini yoKulwisa ubuQhalaqhala Bobuqili leKomishini yezoMhlabathi yiwo kuphela alesikhathi sokusebenza esibekiweyo; amanye asebenza ngokuthanda kukaMongameli;
 - osihlalo labasekeli babosihlalo bamakomishini kumele babe ngabobulili obehlukeneyo
 - imbadalo yamalunga amakomishini ilawulwa ngumthetho njalo kungenzakala ukuthi ingehliswa ngesikhathi sabo esibekiweyo sokuphatha isikhundla;
 - IPhalamende kumele ibone ukuthi imali eyaneleyo iyaqondiswa kumaKomishini ukwenzela ukuthi amaKomishini enlise ukusebenza kakuhle;
 - Kumele alethe imibiko echasisa ngokugcweleyo umsebenzi wayo, ePhalamende.

Isahlukwana 2

Okunye Nje (Izigaba 324-329)

1 Okunye Nje

- Umlandu owetheswa yisiSekelo soMthetho kumele wenziwe ngobunono.
- Inhlangothi ezibunje yisiSekelo soMthetho kumele ziphiwe imali eneleyo yokwenza imisebenzi yazo.
- Umthetho wamazwe ngamazwe osulisiko ngeyinye ingxenye yomthetho weZimbabwe, ngaphandle nxa ungahambelani lesiSekelo soMthetho kumbe uMthetho.
- Izivumelwano phakathi kwamazwe ezisayinwe yiZimbabwe ziyibophi iZimbabwe ngemva kokuvunywa yiPhalamende njalo ziba yingxenye yemithetho yethu nxa sezenziwe umthetho nguMthetho wePhalamende. Imvumo inganikwa yiPhalamende ngaphandle kwezivumelwano okudingakala ukuthi kusetshenziswe imali kahulumende kumbe ezingenza kube lenguquko emthethweni weZimbabwe.

- Izivumelwano phakathi kwamazwe kumele zivunywe yiPhalamende zingakayibophi iZimbabwe.
- Imithethwandaba kumele ichasise imithetho ngendlela efaneleyo ehambelana lezivumelwano zamazwe, imihlangano, lezinqumo.

2 Ukuguqulwa kwesiSekelo soMthetho

- Isaziso samalanga angamatshumi ayifika munwe munye kumele sikhutshwe nguSomlomo ku*Gazette*, esitsho kanye okumunyethwe yisiVivinyomthetho sesiSekelo soMthetho.
- Amalunga kazulu kumele anxuswe ukuthi aze azokutsho imibono yawo ngesiVivinyomthetho nxa isaziso sesiphumile. Kumele kube lemihlango eyenzelwa lokhu.
- IsiVivinyomthetho kumele samukelwe ngokuvumelana kwabantu ababili kwabathathu kwamalunga endlu ngendlu.
- Ukulungiswa kwezahuko eziphathele lamalungelo oluntu lezinkululeko kanye lomhlaba wokulima lokufuya (Izahuko 4 lo 16) kumele kulethwe kureferendamu kunyanga ezintathu zokupasiswa yiPhalamende njalo ziba ngumthetho kuphela nxa zivunyiwe kureferendamu.
- Ukulungiswa kokwelulwa kwesikhathi esibekiweyo sokuphatha isikhundla akweluli isikhathi somuntu osesikhundleni ukulungiswa kungakenzakali.
- Izigatshana (6) lo (7) zesigaba 328 zesiSekelo soMthetho azingeke zilungiswe kusiVivinyomthetho sinye, lokulungiswa kwalezi zigatshana akungeke kwethulwe ebantwini kureferendamu yinye.
- Ukulungiswa kwesigaba 328 sesiSekelo soMthetho kumele lakho kuvunywe kureferendamu ngemva kwesaziso sikazulu senyanga ezintathu lokupasiswa yinengi yabantu ababili kwabathathu ePhalamende.

3 Ukuqala ukusebenza kwesiSekelo soMthetho

LesisiSekelo soMthetho sizasebenza ngezigaba:

- Isigaba 1: ngelanga lokubhalwa, leziziqondiso zizakwenzakala:
 - iziqondiso ezivumela ukuthi kube lokhetho ngaphansi kwalesisiSekelo soMthetho oluzakwenzakala njalo lokhu kugoqela:
 - isahluko esimayelana lokhetho;
 - ukukhethwa koMongameli (ngaphandle kokuthi uMongameli eminyakeni yakuqala elitshumi yokhetho lwakuqala kuyabe kungakhangelelwanga ukuthi akhethe abanye bokungena labo kukhetho uzakhethe abaSekeli bakaMongameli nxa kungenzakala ukuthi kube kungelamuntu esikhundleni soMongameli wakuqala, okhethwe libandla lakhe lezombusazwe uzangena esikhundleni) (indima 14 yoHlelo)

- isahluko esimayelana lamaLunga ePhalamende lokubizwa kwePhalamende ngemva kokhetho;
- isahluko ngezindlela zokuphatha imisebenzi kazulu lobukhokheli;
- izimiso eziphathelane lokuziphatha kohlangothi lwezomvikeli;
- izimiso ezimayelana leKomishini eKhangele uKhetho;
- isahluko esimayelana lamalungelo oluntu lenkululeko;
- izimiso ezimayelana loMthethwandaba wesiSekelo soMthetho.
- isahluko esimayelana lohulumende wezabelo labohulumende bendawo.

Izimiso lezi zisetshenziswa endaweni yalezo ezifana lazo ezikusiSekelo soMthetho esikhona khathesi.

- Isigaba 2: usuku lokuqala ukusebenza komthetho, okulusuku uMongameli ahlala esihlalweni, okunye okuseleyo okwesiSekelo soMthetho kuyaqala ukusebenza.

Isahluko 329 kumele sibalwe loHlelo lwesiThupha

Isahlukwana 3

Ingcazelo (330-345)

- Kulesisahlukwana, amagama asetshenziswa kusiSekelo soMthetho ayachasiswa kusigaba 322. Ezinye izindaba lazo ziyachasiswa kulesiSahlukwana , ezinye ezikhona:
 - Ingcazelo yalokhu:
 - “ukwenza ngokuxwayiswa ngu” okutsho ukuthi lowo ocetshisiweyo kumelo alandele lokho kucebisa;
 - Ukwenza “ngemva kokubonisana lo ...” okutsho ukuthi isiphathamandla leso kumele sidinge ukucetshiswa kodwa kasibanjwa ngamandla ukulandela lokho esikucetshisiweyo;
- Ukutshiya izikhundla:
 - uMongameli utshiya isikhundla ngesaziso esiya kuSomlomo;
 - uSomlomo loMongameli weSenethi labasekeli babo ngokuhambisa isaziso kuNobhala wePhalamende kumbe ngesimemezelo kuleyoNdlu abakuyo;
 - amaLunga ePhalamende, ngesaziso esiya kuSomlomo kumbe uMongameli weSenethi, kusiya ngokuthi bakuyiphi indlu;
 - amalunga ezinhlangothi ezimiswe yisiSekelo soMthetho, kuziphathamandla ezabakhethayo;
- IKhoramu:
 - Ngokuvamileyo, ingxenye yawo wonke amalunga ohlangothi olubunjwe ngokwesiSekelo soMthetho enza ikhoramu;
 - Isikhundla esingelamuntu asenqabeli ukuthi umsebenzi wenziwa nxa kuyikuthi kulekhoramu;

○ amalunga wonke nxa kukhulunywa ngePhalamende akugoqeli izihlalo ezingelamuntu.