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Agenda item 147

Financing of the International Residual Mechanism for Criminal Tribunals

Report of the Fifth Committee

Rapporteur: Mr. Yaron Wax (Israel)

I. Introduction

1. At its 2nd plenary meeting, on 20 September 2019, the General Assembly, on the recommendation of the General Committee, decided to include in the agenda of its seventy-fourth session the item entitled “Financing of the International Residual Mechanism for Criminal Tribunals” and to allocate it to the Fifth Committee.

2. The Fifth Committee considered the item at its 18th, 19th and 21st meetings, on 17, 18 and 27 December 2019. Statements and observations made in the course of the Committee’s consideration of the item are reflected in the relevant summary records.¹

3. For its consideration of the item, the Committee had before it the following documents:

(a) Report of the Secretary-General on the proposed budget for the International Residual Mechanism for Criminal Tribunals for 2020 ([A/74/355](#) and [A/74/355/Corr.1](#));

(b) Second performance report of the Secretary-General on the budget of the International Residual Mechanism for Criminal Tribunals for the biennium 2018–2019 ([A/74/566](#));

(c) Related report of the Advisory Committee on Administrative and Budgetary Questions ([A/74/593](#));

(d) Report of the Secretary-General on the revised estimates for the International Residual Mechanism for Criminal Tribunals: effect of changes in rates of exchange and inflation ([A/74/586](#));

¹ [A/C.5/74/SR.18](#), [A/C.5/74/SR.19](#) and [A/C.5/74/SR.21](#).



(e) Related report of the Advisory Committee on Administrative and Budgetary Questions ([A/74/7/Add.31](#));

(f) Financial reports and audited financial statements for the year ended 31 December 2018 and report of the Board of Auditors on the International Residual Mechanism for Criminal Tribunals ([A/74/5/Add.15](#)).

II. Consideration of draft resolution [A/C.5/74/L.8](#)

4. At its 21st meeting, on 27 December, the Committee had before it a draft resolution entitled “Financing of the International Residual Mechanism for Criminal Tribunals” ([A/C.5/74/L.8](#)), submitted by the Chair of the Committee on the basis of informal consultations coordinated by the representative of the Philippines.

5. At the same meeting, the Committee adopted draft resolution [A/C.5/74/L.8](#) without a vote (see para. 6).

III. Recommendation of the Fifth Committee

6. The Fifth Committee recommends to the General Assembly the adoption of the following draft resolution:

Financing of the International Residual Mechanism for Criminal Tribunals

The General Assembly,

I Second performance report on the budget of the International Residual Mechanism for Criminal Tribunals for the biennium 2018–2019

Having considered the second performance report of the Secretary-General on the budget of the International Residual Mechanism for Criminal Tribunals for the biennium 2018–2019,¹ the related report of the Advisory Committee on Administrative and Budgetary Questions,² the financial report and audited financial statements for the year ended 31 December 2018 and the report of the Board of Auditors on the International Residual Mechanism for Criminal Tribunals³ and the recommendations contained therein,

Recalling its resolution 66/240 A of 24 December 2011 on the financing of the International Residual Mechanism for Criminal Tribunals and its subsequent resolutions thereon, the latest of which was resolution 73/277 of 22 December 2018,

1. *Takes note* of the second performance report of the Secretary-General on the budget of the International Residual Mechanism for Criminal Tribunals for the biennium 2018–2019;¹

2. *Endorses* the conclusions and recommendations contained in section II of the report of the Advisory Committee on Administrative and Budgetary Questions;²

3. *Resolves* that, for the biennium 2018–2019, the amount of 195,720,600 United States dollars gross (174,690,800 dollars net) approved in its resolution 73/277 for the financing of the Mechanism shall be adjusted by the amount of 10,292,300 dollars gross (8,668,900 dollars net), for a total amount of 185,428,300 dollars gross (166,021,900 dollars net);

II Budget for the International Residual Mechanism for Criminal Tribunals for 2020

Having considered the reports of the Secretary-General on the budget for the International Residual Mechanism for Criminal Tribunals for 2020⁴ and on the revised estimates arising from changes in rates of exchange and inflation,⁵

Having also considered the related reports of the Advisory Committee,⁶

¹ A/74/566.

² A/74/593.

³ *Official Records of the General Assembly, Seventy-fourth Session, Supplement No. 50 (A/74/5/Add.15).*

⁴ A/74/355 and A/74/355/Corr.1.

⁵ A/74/586.

⁶ A/74/593 and A/74/7/Add.31.

1. *Takes note* of the reports of the Secretary-General on the budget of the International Residual Mechanism for Criminal Tribunals for 2020⁴ and on the revised estimates arising from the effects of changes in rates of exchange and inflation;⁵
2. *Endorses* the conclusions and recommendations contained in the reports of the Advisory Committee;⁶
3. *Decides* to establish one temporary P-4 (Budget and Finance) post in the Arusha branch, within existing resources;
4. *Requests* the Secretary-General to ensure that the Mechanism makes every effort to promptly complete its remaining work;
5. *Decides* to appropriate to the Special Account for the International Residual Mechanism for Criminal Tribunals a total amount of 96,924,500 dollars gross (86,911,800 dollars net) for 2020, as detailed in the annex to the present resolution;
6. *Also decides* that the total assessment for 2020 under the Special Account amounting to 86,632,200 dollars shall consist of:
 - (a) 96,924,500 dollars, being the estimated appropriation approved for the period;
 - (b) Less 10,292,300 dollars, being the decrease in the final appropriation for the biennium 2018–2019, approved by the General Assembly in paragraph 3 of section I above;
7. *Further decides* to apportion the amount of 43,316,100 dollars gross (39,121,450 dollars net) among Member States in accordance with the scale of assessments applicable to the regular budget of the United Nations for 2020;
8. *Decides* to apportion the amount of 43,316,100 dollars gross (39,121,450 dollars net) among Member States in accordance with the scale of assessments applicable to peacekeeping operations of the United Nations for 2020;
9. *Also decides* that, in accordance with the provisions of its resolution 973 (X) of 15 December 1955, there shall be set off against the apportionment among Member States, as provided for in paragraphs 7 and 8 above, their respective share in the Tax Equalization Fund of the estimated staff assessment income in the amount of 8,389,300 dollars approved for the Mechanism for 2020.

Annex

Financing of the International Residual Mechanism for Criminal Tribunals for 2020

	<i>Gross</i>	<i>Net of staff assessment</i>
	<i>(United States dollars)</i>	
Estimated appropriation for 2020 (A/74/355 and A/74/355/Corr.1)	106 054 900	94 793 800
Revised estimates: effects of changes in rates of exchange and inflation	(3 488 400)	(2 967 900)
Recommendations of the Advisory Committee on Administrative and Budgetary Questions ^a	(5 642 000)	(4 914 100)
Recommendations of the Fifth Committee	–	–
Estimated initial appropriation for 2020	96 924 500	86 911 800
Total assessment for 2020		
Requirements for 2020	96 924 500	86 911 800
Requirements arising from the final appropriation for the biennium 2018–2019	(10 292 300)	(8 668 900)
Net contributions assessed on Member States for 2020	86 632 200	78 242 900
<i>Including:</i>		
Contributions assessed on Member States in accordance with the scale of assessments applicable to the regular budget of the United Nations for 2020	43 316 100	39 121 450
Contributions assessed on Member States in accordance with the scale of assessments applicable to peacekeeping operations of the United Nations for 2020	43 316 100	39 121 450

^a Reflect amounts after recosting.