

UNITED NATIONS  
  
General Assembly  
FORTY-FIFTH SESSION  
*Official Records*

FIFTH COMMITTEE  
26th meeting  
held on  
Friday, 9 November 1990  
at 3 p.m.  
New York

---

SUMMARY RECORD OF THE 26th MEETING

**Chairman:** Mr. MAYCOCK (Barbados)  
**later:** Ms. MUSTONEN (Finland)  
(Vice-Chairman)  
**later :** Mr. MAYCOCK (Barbados)  
(Chairman)

Chairman of the Advisory Committee on Administrative and  
Budgetary Questions: Mr. MSELLE

CONTENTS

AGENDA ITEM 117: REVIEW OF THE EFFICIENCY OF THE ADMINISTRATIVE AND FINANCIAL  
FUNCTIONING OF THE UNITED NATIONS (continued)

AGENDA ITEM 119: PROGRAMME PLANNING (continued)

AGENDA ITEM 126: PERSONNEL QUESTIONS (continued)

OTHER MATTERS

---

This record is subject to correction.  
Corrections should be sent under the signature of a member of the delegation concerned  
within one week of the date of publication to the Chief of the Official Records Editing Section, Room DC2-250,  
2 United Nations Plaza, and incorporated in a copy of the record.

Corrections will be issued after the end of the session, in a separate corrigendum for each Committee.

Distr. GENERAL  
A/C.5/45/SR.26  
27 November 1990  
ENGLISH  
ORIGINAL: SPANISH

90-57003 3185S (E)

/...

The meeting was called to order at 3.20 p.m.

**AGENDA ITEM 117: REVIEW OF THE EFFICIENCY OF THE ADMINISTRATIVE AND FINANCIAL FUNCTIONING OF THE UNITED NATIONS (continued) (A/45/16 (Part I) and Add.1 and A/45/16 (Part II), A/45/226, A/45/370 and A/45/617)**

1. **Mr. BELHAJ** (Tunisia) said that the analytical report of the **Secretary-General** on the implementation of **General Assembly resolution 41/213 (A/45/226)** contained very little analysis and no critical examination. It was therefore inconsistent with the recommendation made by the **Committee for Programme and Co-ordination (CPC)** in paragraph 28 of its report (A/44/16). Nevertheless, the information provided was interesting and topical and gave an impression of the resolution's impact on the functioning of the United Nations. The results were not those which had been expected. The figures provided in the report did not facilitate a precise and comprehensive evaluation of the real impact on programmes of recommendation 15 of the Group of 18, and it was questionable whether the reform process had improved the administrative and financial functioning of the Organization or strengthened its capacity.
2. Little progress had been made in the economic and social fields, which were areas of unquestionable priority. The time had come for Member States to show that the Organization really was the forum in which to solve all problems by means of dialogue and collective action and that it had outgrown the era of systematic refusals to carry out certain activities, particularly those relating to the mandate of the Economic and Social Council, as well as the era of the cold war and the sterile confrontation of different systems. The reform's success would be measured by the extent to which it was possible to develop and establish a fully comprehensible system of collective security, which must be achieved through economic and social development and the establishment of environmental priorities. Following the Organization's recent successes in peace-making activities and those relating to the independence of Namibia, the United Nations was in a better position than ever effectively to address development issues. Its objectives and activities must not be restricted as a result of deliberate limitations on resources. Zero-growth budgeting, which for some had become an end in itself, would not allow the Organization to meet its ever growing requirements, and his country opposed such an approach. The reduction of international tension should serve to convince the unwilling that the Organization must be given the financial security required to fulfil its mandates, meaning that Member States must pay their contributions on time.
3. The reform plan had not been entirely successful in the areas of personnel and programmes. Developing countries' representation had been declining constantly since 1986, particularly in high-level posts. Paragraph 83 of the Secretary-General's report clearly indicated the adverse effects on equitable geographical distribution of a reform process which must not be allowed to lead to a systematic elimination of posts, thus depriving the Organization of its staff. Much, moreover, remained to be done to make the reform of conference services effective. Post reductions and rationalization by means of a reform process with

(Mr. Belhaj, Tunisia)

obvious limits would not make it possible to re-establish the effectiveness and capacity of those services. The budget process introduced under resolution 41/213 did not alter the provisions of Article 18 of the Charter; while it was convenient to reach a consensus, great care must be taken not to jeopardize the sovereign equality of States, which was one of the fundamental principles of the Organization.

4. Ms. GOICOCHEA (Cuba) said that, under recommendation 71 of the Group of 18, the report on the implementation of reform measures submitted in 1989 by the Secretary-General in document A/44/222 should have been his final report. That, however, had not been possible because the report was compiled before the end of the envisaged three-year period. Meanwhile, the analytical report now before the Committee (A/45/226) did not conform with the guidelines set out in paragraph 16 of General Assembly resolution 44/200. It was to be hoped that the Secretariat would, during the current session, provide the Committee with the information required to draw final conclusions on application of the recommendations.

5. The reform process was continuous in the sense that it required a whole series of measures to make the Organization more efficient. That did not mean it was necessary to continue applying the recommendations of the Group of 18, which had already run their course and whose implementation was being analysed. It was now a matter of consolidating the progress achieved.

6. The strengthening of the Committee on Conferences was related to the new responsibilities which that body had assumed under recommendation 1 of the Group of 18. The current composition of the Committee more accurately reflected the geographical composition of the United Nations. Improving the composition of organs was a factor which should always be borne in mind, just as had been done in the report of the Secretary-General on the compendium of mandates of subsidiary administrative and budgetary bodies of the General Assembly (A/45/370). It should, however, be noted, as was clear from the discussions on shortcomings in the area of publications, that full efficiency had not been achieved in conference services.

7. Nor had the objective set forth in recommendation 3 (d) of the Group of 18, concerning the distribution of General Assembly agenda items, been fully attained, because some committees were still considering items for which they were not directly responsible or because different committees were considering very similar items. In that context, the report on the intergovernmental structure of the United Nations and its functions in the economic and social fields to be submitted by the Secretary-General in accordance with resolution 44/103, which was to be considered in plenary meetings, should also be provided to the Fifth Committee as a reference document relating to the item under consideration. The reform process should be global and intersectoral, and it was difficult to understand why an attempt should be made to deal with a process of change in the economic and social sectors outside the framework of the Fifth Committee when that Committee was the body responsible for addressing administrative and budgetary problems and, therefore, for the analysis of those sectors' efficiency. She hoped that the Secretariat would give appropriate guidance to Member States with a view to avoiding the overlapping of functions and duplication of work.

**(Ms. Golicochea, Cuba)**

8. Member States had always been concerned that the post reductions provided for under recommendation 15 of the Group of 18 should not have negative effects on programmes. In paragraph 258 of the analytical report, the Secretary-General indicated that such effects had been avoided, but not without pain. It was nevertheless a cause of concern that, as indicated in paragraph 6 of the report on programme performance (A/45/218), the overall rate of implementation for the biennium 1988-1989 had amounted to only 74 per cent. The Secretariat should inform the Committee how the reduction of permanent posts had affected the level of performance, bearing in mind the contents of paragraph 11 of that report. The Secretariat should also draw up a document comparing the level of programme performance in the three-year period 1987-1989 with performance during the period 1984-1986.

9. Although the number of regular budget posts had been reduced, those funded from extrabudgetary resources had increased, evoking doubts as to the real effects of recommendation 15 and highlighting the need for stricter control by the Assembly over extrabudgetary funds.

10. With regard to the emphasis on reduction of high-level posts called for in recommendation 15, at the forty-fourth session of the General Assembly there had been serious discussion about the reduction of posts of special importance to the developing countries, such as the Assistant Secretary-General post in the United Nations Conference on Trade and Development (UNCTAD) which was occupied by an official from the region of Latin America and the Caribbean. Lastly, paragraph 3 of section I of General Assembly resolution 44/201 B requested the Secretary-General to identify four additional high-level posts for reduction. It was therefore disheartening to read in the list of staff members contained in document ST/ADM/R.44 that, contrary to the General Assembly's instructions, there was a new Under-Secretary-General post at the United Nations Office at Geneva. The Secretariat ought to explain the situation.

11. With regard to the process for adoption of administrative and budgetary decisions, his delegation reaffirmed its comments made at the previous session concerning the fragility of consensus, which applied equally to the consideration of the proposed medium-term plan, i.e., that certain concepts, programmes or programme elements which were unacceptable or not included in the General Assembly's mandates should be rejected.

**AGENDA ITEM 119: PROGRAMME PLANNING (continued)** (A/45/6, A/45/16 (Part I) and Add.1, A/45/16 (Part II), A/45/204, A/45/218 and Corr.1 and Add.1 and Add.1/Corr.1, A/45/279 and A/45/617; A/C.5/45/CRP.1)

12. **Mr. ABRASZEWSKI** (Chairman of the Committee for Programme and Co-ordination) said that the comments of the Committee for Programme and Co-ordination (CPC) on the report on the programme performance of the United Nations for the biennium 1988-1989 (A/45/218) were contained in paragraphs 333 to 343 of the CPC report (A/45/16 (Part I)). While CPC acknowledged that some of its recommendations had been carried out, it noted inter alia that the magnitude of the conceptual and

(Mr. Abraszewski)

methodological problems which had still not been solved and were still apparent in the programme performance had prevented it from drawing any concrete conclusions about the output by section of the programme budget or by major programme of the medium-term plan, and it indicated several areas in which improved methodology would facilitate the objective quantification and evaluation of performance.

13. With regard to the application of evaluation findings in programme design, delivery and policy directives, analysed in paragraphs 344 to 350 of its report, CPC had taken note of several rather discouraging but frank comments contained in the report of the Secretary-General (A/45/204) and recommended several measures which should be taken in the area.

14. Mr. MSELLE (Chairman of the Advisory Committee on Administrative and Budgetary Questions) informed the Fifth Committee of the Advisory Committee's opinion concerning the question of evaluation and its relation to the planning process and the role played by intergovernmental bodies in that regard (document A/45/617, para. 17). Much still remained to be done in order for the evaluation findings and the decisions of the relevant intergovernmental bodies, including the Committee for Programme and Co-ordination (CPC), to be integrated into the planning process. The Advisory Committee believed that the report of the Secretary-General was very instructive in that it indicated the kind of measures needed to achieve that objective.

15. He also informed the Fifth Committee of the Advisory Committee's views concerning the value of the report on programme performance contained in paragraphs 22 and 23 of document A/45/617. He did not know whether the recommendation set out in those paragraphs would be accepted by the Fifth Committee, but it reflected the Advisory Committee's opinion as to the limited value of the Secretary-General's report on programme performance. Frankly, the Advisory Committee believed that the resources and the time devoted to the preparation and consideration of the report were disproportionate to its value, and that it might therefore perhaps be necessary to review its nature, format and content.

AGENDA ITEM 126: PERSONNEL QUESTIONS (continued) (A/45/541 and A/45/5481 A/C.5/45/3, A/C.5/45/10 and Corr.1, A/C.5/45/11, A/C.5/45/12, A/C.5/45/18 and A/C.5/45/19)

16. Mr. McBARNETTE (Trinidad and Tobago) said that despite the awareness of the importance of the staff of the United Nations, its situation had been difficult in recent years and had generated frustration and anxiety. It was therefore necessary to institute a personnel policy which would relieve the anxiety about further reductions in staffing levels and which stressed inter alia career development and promotion based on merit. In that connection his delegation welcomed the statement of the Assistant Secretary-General for Human Resources Management on a future career development system and career prospects and on the adoption of measures to remove bottle-necks in the promotion process. Some of the proposed measures were far-reaching and should be given closer examination by Member States and the staff representatives; they were nevertheless very interesting.

(Mr. McBarnette, Trinidad and Tobago)

17. Turning to the report of the Secretary-General on the composition of the Secretariat (A/45/541), he said that the issue of posts subject to geographical distribution deserved further in-depth study. It was disturbing to note that, of the States of the subregion to which his country belonged, three were at the top of their desirable range, nine were below their mid-point and one was unrepresented, and that the majority of the posts held by staff members from the subregion were at the P-3 level and below. The situation presented a particular disadvantage since it restricted the ability of the subregion to have its views and perspectives reflected at the policy-making level of the Organization. Furthermore, his delegation found the number of Secretariat posts subject to geographical distribution, i.e., 2,561, extremely low and it awaited the Secretary-General's proposals on the subject.

18. The report of the Secretary-General on improvement of the status of women in the Secretariat (A/45/540) showed that, despite the special measures employed by the Secretariat to achieve the 30 per cent target for posts subject to geographical distribution occupied by women, the proportion had reached only 28.3 per cent, following the recruitment of 46 women between June 1989 and June 1990 and that the appointments had been made at the lower end of the Professional category. It was important in the future for women to be recruited to policy-making posts and for attention to be paid to the recruitment of women from the developing countries.

19. His delegation commended the initiative to prepare a career development *handbook* for General Service staff at Headquarters and other initiatives aimed at restructuring the secretarial posts in the Organization. It supported the Assistant Secretary-General in his efforts not merely to achieve the percentages established by the General Assembly but also to rid the Secretariat of all vestiges of discrimination. As the Assistant Secretary-General had indicated, higher priority should be given to training in general and not only to language training. That would enable the Organization to tackle the new challenges and demands in the decade ahead. But it must be emphasised that the training function must be part of a career development plan.

20. The Secretary-General's report on secondment from government service (A/C.5/45/12) identified the problems associated with the practice of secondment; although secondment had been abused, it could be beneficial both for Member States and for the United Nations, if used on a limited basis. However, the Practice of earmarking posts for nationals of certain Member States, particularly at the senior level, must be discontinued. The Administrative Tribunal had recently given a decision maintaining the practice of secondment, and the Secretary-General's proposal for the introduction of procedures which would establish precise conditions for each secondment should remove most of the difficulties. It would be important for the Secretary-General to establish a ceiling on the number of seconded staff in the Organization and to ensure that, as far as possible, recruitment by secondment did not affect the mobility of other staff members.

**(Mr. McBarnette, Trinidad and Tobago)**

21. The report of the Secretary-General on *respect* for the privileges and immunities of officials of the United Nations and the *specialized* agencies and related *organizations* (A/C.5/45/10) recorded the large *number* of United Nations staff members who had been subject to arbitrary arrest and detention and who had even lost their lives *in the performance* of their work. At a time when the Organisation was being called upon to undertake new and inherently dangerous *tasks*, *respect* for the privileges and immunities of the personnel was more important than ever. His delegation joined the *Secretary-General* and several Member States in requesting the States identified in the report scrupulously to respect the privileges and immunities of United Nations personnel.

22. Now that the Organisation was enjoying unprecedented support from Member States and public opinion and was being called upon to do more and to do it more effectively, it must be able to meet the challenge. The staff had demonstrated, particularly in the activities of the United Nations Transition Assistance Group (UNTAG) in Namibia, that if motivated and effectively managed it was capable of high productivity. Staff members must therefore be offered working conditions in which their creative talent and abilities could take root and be appropriately rewarded. The effort must not be limited to Headquarters but extended to all the staff members working in the field.

23. **Mr. ALI KHAN** (Pakistan) said the *necessity* of securing *the* highest standards of efficiency, competence and integrity and of recruiting the staff on as wide a geographical basis as possible, as stipulated in Article 101, paragraph 3, of the Charter of the United Nations, remained the fundamental principle for the recruitment and retention of staff, a principle appropriately reflected in operative paragraph 4 of resolution 44/185 A.

24. His delegation noted with satisfaction that in the past year the situation had improved with respect to the representation of Member States in the Secretariat) however, the efforts of the Secretary-General to bring *underrepresented* countries within their desirable ranges had been undermined to some extent by the high turnover rate of staff members from some of the affected countries. The Secretariat would be helped in its efforts to recruit personnel from every Member State if Governments submitted qualified candidates.

25. In response to the General Assembly's request in paragraph 10 of resolution 44/185 A, the Secretary-General had made proposals for groupings of Member States in presenting tables on the composition of the Secretariat. In the light of paragraphs 22 and 23 of the report on the composition of the Secretariat (A/45/541), the logical approach would be to list Member States alphabetically. Consideration might also be given to the twofold classification of Member States into "developing countries" and "other countries" used in the current report, together with the alphabetical listing. According to the report, the representation of five of the six regional groups of Member States in senior-level posts showed a decline in 1990 as compared to 1986, while the representation of the remaining group had increased during that period (A/45/541, annex I, table D). That increase was not in keeping with the spirit or the letter of the relevant

(Mr. Ali Khan, Pakistan)

General Assembly resolutions. Furthermore, it was hoped that when desirable ranges were reviewed during the current session, as decided by the General Assembly in resolution 42/220, due consideration would be given to the need to raise the percentage weight of the population factor.

26. The policy questions dealt with in General Assembly resolutions 43/224 and 44/185 had acquired greater urgency in the post retrenchment period. Measures had been adopted in respect of career development, occupational training and language training, but some of the proposed measures should be examined in greater depth to ensure that there were no negative side-effects.

27. The introduction of new procedures for the administration of justice in the Secretariat had yielded positive results. Although the number of requests for review of administrative decisions had increased, appeals were settled far more rapidly and the number of cases pending had fallen considerably. Streamlining of the procedures of the Joint Appeals Board at Geneva in the same way as at Headquarters should facilitate the work of the Board. The establishment of panels to investigate charges of discrimination also appeared to have produced satisfactory results.

28. It seemed to emerge from the report of the Secretary-General on secondment from government service (A/C.5/45/12) that the advantages of secondment for the Organization outweighed the disadvantages. In paragraph 5 of the report, one of the disadvantages cited was "a tendency to earmark particular posts for the staff of certain nationalities". In fact, that tendency applied also to persons who were not nationals of Member States represented in the Secretariat exclusively through the secondment system. It would be of interest to hear the views of the Secretariat on whether reduction or elimination of the practice of secondment would lead to the reduction or elimination of that tendency. There was a need for more information about the "circumstances" in which, as was stated in the aforementioned paragraph, secondment "might undermine the impression of a truly independent international civil service". In his view, the independence of the international civil service, and not the impression of independence, was undermined by the practice of supplementary payments. Although the Assistant Secretary-General for Human Resources Management had said that new procedures would be established so that there was in future no doubt as to the secondment status of a staff member, information should be provided about the current status of seconded officials, whether that status was in any doubt and how valid their appointments were. The Assistant Secretary-General had said, on the one hand, that Judgement No. 482 of the United Nations Administrative Tribunal, while maintaining the institution of secondment, required a review by the Organization of its secondment practices and, on the other, that under certain circumstances secondment might undermine the achievement of the Secretary-General's resolve to enhance the independence and efficiency of the Secretariat. Those two statements were somewhat difficult to reconcile. Moreover, it was hard to understand why the contractual arrangements to date did not constitute genuine secondment because they were not based on procedures for common system inter-agency secondment (A/C.5/45/12, para. 8). Secondment from government service was an entirely different matter and was a

(Mr. Ali Khan, Pakistan)

practice at least as old as the Organization itself. It would therefore be of interest to learn whether previous cases involving **secondment** had been brought before the Administrative Tribunal, and what the judgement had been.

29. With regard to the privileges and immunities of officials of the United Nations (A/C.5/45/10), although there had been improvements in some cases, it was regrettable that the number of cases of arrest and detention remained high. The arrest and detention of children of officials in the occupied West Bank and the Gaaa Strip were especially disturbing. It was also a cause for concern that in many cases immediate access to the officials was not permitted nor any explanation given for their arrest or detention, and that officials arrested or detained were not receiving adequate medical care., One way of solving the problem might be to send independent medical teams,

30 . Ms. Mustonen (Finland), Vice - m t o o k t h e C h a i r .

31. Mr. KERSTEIN ('Yugoslavia) reiterated his support for the measures taken by the Secretary-General to improve the efficiency of the Secretariat, **particularly** those adopted to implement recommendation 15 of the Group of 18 concerning post reduction. The progress made so far in its implementation was commendable and gave reason to believe that the Secretary-General had taken the right course of action, even though much remained to be done, especially with regard to the reduction of higher-echelon posts.

32. With regard to compliance with the principle of equitable geographical distribution, the decrease in the number of underrepresented or **unrepresented** Member States was gratifying, but it was disturbing to note the ~~decline~~ in the share of posts occupied by nationals of developing countries, especially at the senior levels. The latter trend was contrary to ~~the~~ provisions of paragraph 3 of General Assembly resolution 44/185 A and should be reversed without delay. In the context of the analysis of the composition of the Secretariat, the purpose of geographical groupings of Member States lay in the possibility of comparing statistical data over the years, but the representation of each particular Member State should be considered individually, bearing in mind that desirable ranges and other relevant data were more easily grasped if each case were examined separately.

33. It was gratifying to note that a national of an unrepresented Member State had been appointed, but it was difficult to believe that there had beer: no candidates other than those from overrepresented States for the five posts to which nationals of those countries had been appointed. There was no reason why posts in the regional commissions should continue to be used ~~as~~ an excuse by the Secretariat to appoint nationals from overrepresented Member States.

34. Recruitment through national competitive examinations, including examinations for posts at P-3 level, deserved support. However, recruitment at the lower levels was not the only way of solving the problem of inadequate representation of some Member States, nor could it be the exclusive recruitment policy. ~~There~~ was still a certain degree of urgency for direct appointment to posts at the ~~senior~~ levels.

(Mr. Kerstein, Yugoslavia)

35. Yugoslavia took note with interest of the report of the Secretary-General On secondment from government service (A/C.5/45/12) and of the views expressed by some Member States in that regard. On the subject of the improvement of the status Of women in the Secretariat, although the 30 per cent target had yet to be met, it was within closer reach than the year before. However, the fact that no women had been appointed to a level higher than P-4 diminished the seemingly satisfactory performance with regard to recruitment. It was hoped that the Office of Human Resources Management would take further measures to step up the recruitment of women and attain the 30 per cent target as soon as possible.

36. As for the development of a comprehensive career development plan, a viable career development system could not be achieved in the absence of training and retraining programmes. It was also necessary to reduce the rigidity that slowed the career advancement and promotion of staff members. However, the main criteria for promotion should be quality and competence, not just years of service.

37. The continuing increase in the number of cases of arrest, detention and abduction of staff members of the United Nations and its specialized agencies was a matter of deep concern to his country, as it should be to all Member States which advocated respect for the privileges and immunities of United Nations officials.

38. Given the complexity of personnel questions, serious consideration should be given to the proposal to biennialize some of those questions in order to give the Secretary-General enough time to respond to the requests of the General Assembly. Biennialization would not hamper the implementation of the Secretariat's recruitment and placement policy.

39. Mr. Maycock (Barbados) resumed the Chair

40. Mr. PANDAY (Nepal) welcomed the improvement in co-ordination and efficiency that had been achieved by streamlining the Office of Human Resources Management. The participation of underrepresented and unrepresented Member States in national competitive examinations seemed to have helped to correct some of the imbalances in geographical representation: the Secretariat should increase the scope of those examinations. It should also provide further information on the postponement of recruitment at the P-3 level on the basis of national competitive examinations and should explain why candidates for P-4 and P-5 level posts had not been required to take the drafting test. Appointments at the junior Professional levels had increased considerably, and it was to be hoped that the Secretariat would continue that practice. Once the period of retrenchment was over, consideration should be given to the possibility of granting permanent appointments to staff members who had completed three years of service under fixed-term contracts. Three years of entirely satisfactory service was reason enough to dispense with the requirement of probationary appointment as a prerequisite.

(Mr. Panday, Nepal)

41. Despite the measures adopted to improve the status of women in the Secretariat, there had still been no tangible progress in the appointment of women at the higher levels. Although it was a task that would take time, the Secretariat should place special emphasis on appointing women at the higher levels in order to achieve the proper balance. Furthermore, it was to be hoped that the goal of 30 per cent representation of women in the Professional category would be achieved by the end of 1990.

42. It was disheartening to note that the representation of developing countries at the senior levels of the Secretariat had decreased in real terms. The Secretariat should provide further information regarding its efforts to implement the recommendation in that area.

43. His delegation took note of the recruitment of staff on the basis of occupational groups and hoped that the mobility incentive scheme would encourage the movement of staff to all duty stations. In addition, it was looking forward to the implementation of promotion procedures that would guarantee impartiality and objectivity and would ensure a balance between turnover in the membership of the promotion bodies and continuity in the application of criteria and practices.

44. With respect to recommendations 53 and 61 of the Group of 18, his delegation agreed with the conclusion of the International Civil Service Commission that the education grant for post-secondary studies and the annual leave system should be maintained, and that the revised staffing tables approved by the General Assembly at its forty-third session should serve as a basis for the recruitment and placement of staff during the biennium 1990-1991. It also agreed with the proposal to establish a working group of the Joint Advisory Committee in New York to study problems relating to the administration of justice, which it thought would help in monitoring the implementation of the revised rules and procedures, and it supported efforts to discourage the practice of transferring extrabudgetary posts to the regular budget.

45. The increase in the number of cases of arrest, detention and abduction of United Nations staff members was a matter of deep concern. All Member States should support the Secretary-General in his efforts to ensure respect for the principles governing the privileges and immunities of United Nations personnel.

46. Mr. LAQUARI (Algeria) said that, in accordance with various General Assembly resolutions, the structure of the Secretariat should be based on the principle of equitable geographical distribution with due representation being given to the developing countries. Only thus could the United Nations acquire a truly democratic and universal dimension. The report of the Secretary-General on the composition of the Secretariat (A/45/541), however, indicated a decrease in the percentage of staff members from developing countries at the higher levels.

(Mr. Laouari, Algeria)

47. The question of career development was also a matter for concern. Despite the recommendation by the General Assembly, there was still no career development plan, and that created uncertainty among the staff. The vacancy management system, which had originally been designed as a temporary measure to alleviate the negative effects of retrenchment, was still in operation, even though it was complicated and rigid and limited promotion possibilities. The absence of an appeal and recourse mechanism and the late announcement of vacancies damaged its credibility, and the lack of transparency that characterized the composition and operation of the appointment and promotion bodies added to the system's incoherence. Moreover, the Secretary-General had yet to respond to the request of the General Assembly, contained in resolution 44/185, that he should submit a report on the review of the regulations and criteria used for promotions, efforts to ensure transparency in the work of the appointment and promotion bodies, and the inclusion of effective and expeditious appeal and recourse mechanisms in the vacancy management programme. The Assistant Secretary-General for Human Resources Management had said in his introductory statement that the current appointment and promotion system would be reviewed. However, that should not exclude the possibility of returning to the practice of annual promotion reviews as established under staff rule 104.14. In any event, it was heartening to note the Assistant Secretary-General's intention to establish a transparent and objective promotion management system shortly.

48. The status of women in the Secretariat had improved, and considerable progress had been made towards the goal of 30 per cent representation established by the General Assembly. However, over 6% per cent of women staff members were recruited at the P-1 and P-2 levels, and that was why it was necessary to continue efforts to increase the percentage of women at the higher levels. The number of women from developing countries also remained low, and the number in higher level posts had actually declined. Emphasis should be placed on systematic personnel training within the context of an ongoing evaluation of requirements so that staff members could acquire the skills they needed to perform increasingly complex and demanding tasks.

49. It was impossible to conceive of a fully independent and efficient international civil service if the privileges and immunities inherent in its status were not respected. The Secretary-General and Member States must spare *no* effort to guarantee United Nations staff members the necessary security and protection, and staff members must fulfil their obligations bearing in mind the functions assigned to them and the laws of the host countries.

50. A general improvement in personnel management policy would require the full implementation of the recommendations of the Group of 18 in that regard, particularly recommendations 41, 54 and 55. A better staff-management relationship, based on dialogue and a spirit of co-operation, would help to consolidate a future-oriented management policy with transparent and equitable standards of selection and promotion, that would guarantee that staff members were treated equally.

51. Mr. MONTHE (Cameroon) said that the principles of the Charter **cited in** document **A/45/541**, paragraph 5, **must** continue to form the basis for personnel recruitment. **In order to consolidate those** principles, there must be objective, rational and clear recruitment, promotion and career development procedures. Thus, support should be given to the methodology of competitive examinations for posts at the P-1 and P-2 levels, which **could be extended to** those at the P-3 level. **However**, the Secretary-General must ensure that there was a proper balance between that methodology and other methods of recruitment. On the other hand, the vacancy **management system** applied provisionally during the recent crisis should be reviewed and the status of staff **members** who were not yet included in that **system** should be addressed.

52. The geographical composition of the Secretariat must not be understood **solely** in terms of general statistics, but rather a balance must be sought in the various departments and units of the Secretariat. Unfortunately, there **were** still posts which were the exclusive preserve of certain Member States, contrary to the provisions of General Assembly resolutions **35/210** and **41/213** and the recommendations of the Group of 18. The Secretary-General must ensure the equitable representation of developing countries, especially in posts at the higher level, and the representation of women and young people. **The** progress noted in **that** area was encouraging, as was the reduction in the vacancy rate, although there were still **many** problems to be solved, especially in the Economic Commission for Africa.

53. Referring to conditions of service, he said that it was important that the Secretary-General should, at the earliest possible date, complete the preparation of the comprehensive career development plan requested by the General Assembly in its resolution **44/185** and should give careful consideration to other questions, such as General Service salaries and the establishment of a unified personnel structure. The United Nations Information Centres must also have the conditions of service and the resources to operate efficiently.

54. In recent years, progress had been achieved in the administration of justice. as was shown by the **many** cases resolved through conciliation and arbitration. The Secretary-General should pursue his efforts to consolidate and expand that progress. United Nations staff **members** must also enjoy all the privileges and immunities to which they **were** entitled, and, in turn, must act discreetly and with intellectual and **moral** integrity towards Member States.

55. On the question of desirable ranges, it would be important to have the information or data referred to in paragraph 27 of the report of the Secretary-General on the composition of the Secretariat (A/45/541). His delegation wondered why the Secretary-General had not deemed it necessary to submit a report on that important question. Most Member States hoped that sufficient weight would be given to the membership factor **over** and above the contribution factor, in order to provide a better reflection of the principle of the sovereign equality of States. Otherwise, the only result would be that the United Nations would be perceived even **more** acutely as a type of **transnational corporation in which the larger** shareholders earned the larger profits,

56. Mr. PRODJOWARSITO (Indonesia) said that Indonesia was still among the underrepresented countries, being represented as of 30 June 1990, by only six Professional staff members, whereas its desirable range was between 9 and 19. It was to be hoped that, in reviewing the system of desirable ranges, the Secretary-General would take into consideration the concerns of underrepresented countries. The review should be conducted not only by taking into account the concept of parity between the membership and contribution factors, but also by seeking to achieve a balanced application in the calculations of all the relevant factors, particularly the population factor.

57. His delegation welcomed the initiative of the Secretary-General in holding competitive examinations in Jakarta in 1989. At that time, four Indonesian candidates had been successful, but, thus far, only one had been appointed to a post in the Secretariat. In view of Indonesia's continued underrepresentation, it would be important for the Secretariat to expedite the recruitment of the remaining candidates, although, even if they were appointed, Indonesia would still be at the lower limit of its desirable range. His delegation was prepared to host the competitive examinations for posts at the P-3 level in 1991 referred to in the statement by the Assistant Secretary-General for Human Resources Management.

58. While it was his delegation's understanding that the various concerns of the developing countries had been taken into account in recruitment activities, the Secretariat should provide information on the number of nationals of developing countries who had been recruited and on how many of the 69 candidates successful in the national competitive examinations were from developing countries.

59. As for the improvement in the status of women in the Secretariat, the Secretariat was to be congratulated on the slight increase in the percentage of women on its staffing table. However, women still made up less than 30 per cent of the Professional staff and there had been a decrease in the number of women at the level of Assistant Secretary-General and above. The Secretary-General, in accordance with the provisions of the Charter, should therefore continue to make every effort to increase the number of women throughout the United Nations system, particularly in senior policy-formulating and decision-making posts.

60. Mr. HAMIDA (Libyan Arab Jamahiriya) said that a high proportion of the Organization's resources were allocated to personnel requirements but that expenditures in that area could not be rationalized without the introduction of genuine reforms. Recommendation 15 of the Group of 18 on post reduction must be fully implemented, together with recommendations 47, 54 and 55. The report of the Secretary-General on the implementation of Assembly resolution 41/213 (A/45/226) noted that, contrary to the provisions of recommendation 47, nationals of developing countries held only 21 of the 47 posts at the senior levels. No action had been taken to renew periodically the leadership of departments and offices or to limit the tenure of Under-Secretaries-General and Assistant Secretaries-General to 10 years, as requested in recommendation 54. Recommendation 55, that no post should be considered the exclusive preserve of a State or group of States, had also not been implemented.

(Mr. Hamida, Libyan Arab Jamahiriya)

61. The information in the report on the composition of the **Secretariat** (A/45/541) showed that the recruitment process had not been reformed. For **example**, **vacancy** announcements were often **written** so that the job requirements matched the **aptitudes** of persons whose **recruitment** was sought. There were also instances of posts being filled before the announcements were posted. There must be an increase in the number of posts subject to geographical distribution, currently only 2,561 out of a total of *more* than 10,000 **posts**. The fact that the number of unrepresented countries was unchanged from the previous year gave cause *for* **concern**. Measures to correct that situation must be adopted urgently.

62. Paragraph 30 and tables C and D of annex I to the report clearly demonstrated the lack of *progress* with respect to the representation of developing countries in posts at the higher levels. The various resolutions adopted by the General Assembly on personnel questions must be implemented **so as**, *inter alia*, to put an end to the recruitment of nationals of overrepresented countries and to the hegemony of a *few* Member **States** in the secretariat through the establishment of a system for the recruitment to posts at the higher levels of nationals of **States** which had never been represented in such posts. His delegation had proposed many candidates for posts in those categories but the **Secretariat** had merely made promises and had never recruited a single **one**. For a time, there had been restrictions on recruitment, but that was no longer the case and more than 200 staff members had been recruited. There **was** therefore no reason for the Secretariat to renege on the promises it made to developing countries. Moreover, while there was no doubt that the representation of women in the secretariat must be improved, that must *not* serve as a pretext for disregarding the principle of equitable geographical distribution. In conclusion, the cases of detention and arrest and the restrictions on the movement of United Nations staff members highlighted the need *for* all **States** to respect privileges and immunities of staff members.

63. Mr. SADEGHI TEHRANI (Islamic Republic of Iran) welcomed the decrease in the number of unrepresented and underrepresented countries, but noted that, according to table C in annex I of the report on the **composition** of the **Secretariat**, there had been a decline in the number of nationals of developing countries in posts at the D-1 and higher levels and an increase in the number of nationals from other countries; he requested the secretary-General to rectify that situation. In filling posts at the Assistant secretary-General and Under-secretary-General levels, the principles of equitable geographical distribution and mobility should be fully observed.

64. His delegation shared the concern of the **Organization's staff** at the lack of a comprehensive career development plan and the continued existence of the vacancy management system. It was to be hoped that that system would be replaced by a true career system based on objective criteria of efficiency and performance. In his next report, the Secretary-General must submit data on the geographical distribution of staff who had not been promoted. The Islamic Republic of Iran was not adequately represented in the secretariat, and the **Secretary-General** should increase the number of Iranian staff,

65. **Mr. KHALAF** (Iraq) said that discrimination against Arab staff members in the Secretariat was no longer an isolated phenomenon but had become the norm, which meant that the Administration was pursuing a specific policy. During the past two years, four cases had been submitted to the Administrative Tribunal involving staff from Arab countries] in each case the Joint Appeals Board had issued a favourable recommendation which the Administration had rejected. To date, the Tribunal had handed down a favourable decision in one case, with the other three to be decided in the near future.

66. There were nevertheless other situations which could not be brought before the Administrative Tribunal. They involved posts that had been vacated by Arab staff members which subsequently had not been filled by other Arab candidates, even though those candidates had had the necessary training and experience. He cited by way of example two D-2 posts, one each in the Department of International Economic and Social Affairs and the Department for Special Political Questions, Regional Co-operation, Decolonization and Trusteeship, four D-1 posts, one each in the Office of Legal Affairs, the Office for Ocean Affairs and the Law of the Sea, the Department of Public Information and the Department for Disarmament Affairs, and two D-1 posts in the Department of Political and Security Council Affairs, all of which had remained vacant after having been occupied by staff members from Arab countries and none of which had been filled by other Arab staff as replacements.

67. In implementing the recommendation of the Group of 16 on staff reductions, the Administration had reduced the number of Arab staff members occupying Professional posts in the Secretariat, placing them at more of a disadvantage than any other group. Furthermore, the Administration was implementing the principle of equitable geographical distribution in a manner that contradicted the purposes of that principle where the promotion and career development prospects of Arab staff members were concerned. Thus, if an Arab staff member applied for a post that had been vacated by another Arab staff member, the Administration rejected him on the grounds that the Arab group did not constitute a regional geographic group. Yet if an Arab staff member applied for a post that had been occupied by a non-Arab staff member, his candidacy was rejected on the grounds that his appointment would violate the principle of geographical balance.

68. The Administration had failed to give equal treatment to staff members from the third world, nor had it paid sufficient attention to the career development and promotion prospects of those staff members, particularly those from Arab countries. On the contrary, one of the principles which guided the Administration was the equitable treatment and well-being of nationals from the great Powers and European countries. If a statistical study on promotion was prepared, it would lead to the conclusion that the Administration was definitely opposed to promoting Arab staff members within the Secretariat. That phenomenon had not sprung up overnight, but had become a systematic policy which had assumed political dimensions during the past five years. Be called upon the Secretariat to correct the injustices done to its Arab staff members.

69. Mr. YOHANNES (Ethiopia) said that respect for the privileges and immunities of United Nations staff members was an important condition for facilitating the collaborative efforts required for the activities which made the United Nations a useful mechanism for achieving the objectives enshrined in the Charter. That principle had been and should continue to be the rule governing official business, in keeping with the provisions of Article 105, paragraph 2, of the Charter, the Staff Rules, the 1946 Convention on the Privileges and Immunities of the United Nations and the 1947 Convention on the Privileges and Immunities of the Specialized Agencies. Respect for those privileges and immunities had done much to prevent unnecessary conflicts with the laws of countries in which staff served. In that connection, his country had gone so far as to *examine* whether there was any conflict between Ethiopian legislation and the country's obligations under the relevant conventions, and had determined that there were *none*.

70. Paragraph 13 of the Secretary-General's report on that subject (A/C.5/45/10) contained a reference to the case of Mrs. Guenet Mebrahtu, an Ethiopian national and an employee of the World Health Organization (WHO) at Addis Ababa, about whose arrest no official explanation had been given, as the Legal Counsel had also noted in introducing the report. Upon instructions from his Government, he wished to state that Mrs. Guenet Mebrahtu had been arrested for having engaged in activities inconsistent with her responsibilities as an international civil servant. Upon completion of the investigation currently in progress, the detainee would be brought to trial in accordance with Ethiopian laws. In the mean time, she was being provided with essential services and, as the report noted, she continued to be visited by representatives of the organizations involved. Only the week before, she had again been visited by her supervisor from the WHO Regional Office, the Chief of the Personnel Section of the Economic Commission for Africa (ECA), and the Chief Medical Officer of the ECA clinic. In short, every effort had been made to ensure her well-being during her detention, including access to radio, television and newspapers and medical services. His Government would continue to co-operate with the appropriate agencies in the matter, and the outcome of the legal proceedings would be communicated to the Secretary-General.

#### OTHER MATTERS

71. The CHAIRMAN said that, if he heard no objection and in keeping with the practice followed at previous sessions, he would take it that the Committee wished to invite a representative of the Federation of International Civil Servants' Associations (FICSA) to introduce document A/C.5/45/23 when the Committee began its consideration of agenda item 127.

72. It was so decided.

73. ~~The~~ **CHAIRMAN** said that, if he heard no objection, he would take ~~it~~ that the Committee also *wished* to invite the representative of the Co-ordinating Committee for Independent Staff Unions and Associations of the United Nations System (CCISUA) to make a **statement** on a document submitted in accordance with paragraph 2 of General Assembly resolution 35/213.

74. It was so decided.

The meeting rose at 5.55 p.m.