



# General Assembly

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Agenda item 146

## **Financing of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991**

### **Report of the Fifth Committee**

*Rapporteur:* Mr. Matthias **Dettling** (Switzerland)

#### **I. Introduction**

1. At its 2nd plenary meeting, on 19 September 2014, the General Assembly, on the recommendation of the General Committee, decided to include in the agenda of its sixty-ninth session the item entitled “Financing of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991” and to allocate it to the Fifth Committee.

2. The Fifth Committee considered the item at its 21st and resumed 27th meetings, on 15 and 29 December 2014. Statements and observations made in the course of the Committee’s consideration of the item are reflected in the relevant summary records ([A/C.5/69/SR.21](#) and [27/Add.1](#)).

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

(a) First performance report of the Secretary-General on the budget of the International Tribunal for the Former Yugoslavia for the biennium 2014-2015 ([A/69/599](#));

(b) Financial report and audited financial statements for the biennium ended 31 December 2013 and report of the Board of Auditors on the International Tribunal for the Former Yugoslavia ([A/69/5/Add.14](#));

(c) Related report of the Advisory Committee on Administrative and Budgetary Questions ([A/69/655](#)).



## **II. Consideration of draft resolution [A/C.5/69/L.21](#)**

4. At its 27th meeting, on 29 December 2014, the Committee had before it a draft resolution entitled “Financing of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991” ([A/C.5/69/L.21](#)), submitted by the Chair of the Committee on the basis of informal consultations coordinated by the representative of Switzerland.

5. At the same meeting, the Committee adopted draft resolution [A/C.5/69/L.21](#) 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 Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991**

*The General Assembly,*

*Having considered* the first performance report of the Secretary-General on the budget, for the biennium 2014-2015, of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991,<sup>1</sup> the report of the Board of Auditors on the International Tribunal for the Former Yugoslavia<sup>2</sup> and the recommendations contained therein and the related report of the Advisory Committee on Administrative and Budgetary Questions,<sup>3</sup>

*Recalling* its resolution 47/235 of 14 September 1993 on the financing of the International Tribunal for the Former Yugoslavia and its subsequent resolutions thereon, the latest of which was resolution 68/256 of 27 December 2013,

1. *Takes note* of the first performance report of the Secretary-General on the budget, for the biennium 2014-2015, of the International Tribunal for the Former Yugoslavia;<sup>1</sup>

2. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions;<sup>3</sup>

3. *Decides* on a revised appropriation to the Special Account for the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991 of a total amount of 201,054,800 United States dollars gross (179,074,200 dollars net) for the biennium 2014-2015, as detailed in the annex to the present resolution;

4. *Also decides*, for the year 2015, to apportion among Member States, in accordance with the scale of assessments applicable to the regular budget of the United Nations for the year, the amount of 50,176,725 dollars gross (44,608,825 dollars net), including 173,950 dollars gross (319,450 dollars net), being the decrease in assessments;

5. *Further decides*, for the year 2015, to apportion among Member States, in accordance with the rates of assessment applicable to peacekeeping operations for the year, the amount of 50,176,725 dollars gross (44,608,825 dollars net), including 173,950 dollars gross (319,450 dollars net), being the decrease in assessments;

<sup>1</sup> A/69/599.

<sup>2</sup> *Official Records of the General Assembly, Sixty-ninth Session, Supplement No. 5N (A/69/5/Add.14)*, chap. II.

<sup>3</sup> A/69/655.

6. *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 4 and 5 above, their respective share in the Tax Equalization Fund in the amount of 11,135,800 dollars, including 291,000 dollars, being the increase in the estimated staff assessment income approved for the Tribunal for the biennium 2014-2015.

#### **Annex**

#### **Financing for the biennium 2014-2015 of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991**

	<i>Gross</i>	<i>Net</i>
	<i>(United States dollars)</i>	
Initial appropriation for the biennium 2014-2015 (resolution 68/256)	201 688 200	179 998 600
First performance report for the biennium 2014-2015 ( <a href="#">A/69/599</a> )	(347 900)	(638 900)
Recommendations of the Advisory Committee on Administrative and Budgetary Questions ( <a href="#">A/69/655</a> )	—	—
Recommendations of the Fifth Committee	—	—
Estimated income for the biennium 2014-2015	(285 500)	(285 500)
<b>Revised appropriation for the biennium 2014-2015, net of estimated income</b>	<b>201 054 800</b>	<b>179 074 200</b>
Assessment for 2014	(100 701 350)	(89 856 550)
<b>Balance to be assessed for 2015</b>	<b>100 353 450</b>	<b>89 217 650</b>
<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 2015	50 176 725	44 608 825
Contributions assessed on Member States in accordance with the rates of assessment applicable to peacekeeping operations of the United Nations for 2015	50 176 725	44 608 825