



Fifth session  
Agenda item 43 (e)

APPOINTMENTS TO FILL VACANCIES IN THE MEMBERSHIP OF  
SUBSIDIARY BODIES OF THE GENERAL ASSEMBLY

UNITED NATIONS ADMINISTRATIVE TRIBUNAL

Report of the Fifth Committee

Rapporteur: Mr. B. G. FOURIE (Union of South Africa)

1. In accordance with instructions given by the General Assembly at its 285th plenary meeting, the Fifth Committee at its 276th meeting held on 6 December 1950, considered a note by the Secretary-General (A/1321) concerning the vacancies occurring in the membership of the United Nations Administrative Tribunal as a result of the expiration of the initial terms of office of two of its members. The Fifth Committee was also informed that Mr. Omar Loutfi, who was appointed by resolution 351 B (IV) for a three-year term commencing 1 January 1950, had submitted his resignation, and that it would be necessary, therefore, to recommend the appointment of a third person to hold office for the remainder of Mr. Loutfi's term of appointment.
2. The Chairman had previously invited members of the Fifth Committee to suggest the names of persons who might be recommended to the General Assembly for appointment to the membership of the Tribunal in accordance with Article 3 of the Statute of the Tribunal. At the time when the matter was considered by the Fifth Committee, the names of four candidates had been proposed.
3. A vote by secret ballot was first taken, with the following results, for the purpose of deciding those who should be recommended for a three-year term of appointment in place of the two members whose initial terms of appointment had expired.

<u>Number of ballot papers</u>	55
<u>Invalid ballots</u>	nil
<u>Number of valid ballots</u>	55
<u>Abstentions</u>	1

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<u>Number of valid votes cast</u>	54
<u>Required majority</u>	28

The result of the voting was as follows:

<u>Name</u>	<u>Number of votes received</u>
The Right Honourable Lord Crook	40
Dr. Vladimir Outrata	32
Mr. Roland Lebeau	21

4. A second vote by secret ballot was then taken for the purpose of deciding who should be recommended for the two-year term of appointment (representing the unexpired portion of the term of appointment of Mr. Omar Loutfi). The results of this vote were as follows:

<u>Number of ballot papers</u>	55
<u>Invalid ballots</u>	nil
<u>Number of valid ballots</u>	55
<u>Abstentions</u>	2
<u>Number of valid votes cast</u>	53
<u>Required majority</u>	27

The result of the voting was as follows:

<u>Name</u>	<u>Number of votes received</u>
Dr. Hamed Sultan	38
Mr. Roland Lebeau	14

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

APPOINTMENTS TO FILL VACANCIES IN THE MEMBERSHIP OF THE  
UNITED NATIONS ADMINISTRATIVE TRIBUNAL

The General Assembly

1. Appoints the following persons as members of the United Nations Administrative Tribunal:

The Right Honourable Lord Crook;  
Dr. Vladimir Outrata;  
Dr. Hamed Sultan;

2. Declares the Right Honourable Lord Crook and Dr. Vladimir Outrate to be appointed for a three-year term ending 30 November 1953, and Dr. Hamed Sultan for a period ending 30 November 1952.\*

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\* Article 1 of the rules adopted by the Administrative Tribunal on 7 June 1950 provides that:

"Subject to any contrary decision of the General Assembly of the United Nations, the term of office of members of the Tribunal shall commence on the first day of December in the year of their appointment by the General Assembly".