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**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**

### **Revised budget estimates for 1998 and proposed requirements for 1999 of the International Tribunal for the Former Yugoslavia**

#### **Report of the Advisory Committee on Administrative and Budgetary Questions**

#### **I. Introduction**

1. The Advisory Committee on Administrative and Budgetary Questions has considered advance drafts of the reports of the Secretary-General on the revised estimates for 1998 (A/C.5/53/12) and proposed requirements for 1999 (A/C.5/53/13) of the International Tribunal for the Former Yugoslavia. During its consideration of the reports, the Committee met with the President, the Prosecutor and the Registrar of the International Tribunal and with representatives of the Secretary-General, who provided additional information. The Committee also benefited from information it received during its meetings with members and officials of the Tribunal at The Hague in May 1998 (see A/53/7, para. 16).

2. The resources provided in the assessed budget of the International Tribunal for 1998 include the amount of \$68,829,800 gross (\$62,331,600 net) appropriated by the General Assembly in its resolution 52/217 of 22 December 1997 and a commitment authority of \$2,627,300 gross (\$2,443,700 net) approved by the Advisory Committee on 21 May 1998 for activities called for by the Security Council in its resolutions 1160 (1998) and 1166 (1998), regarding operations in Kosovo and the establishment of a third Trial Chamber (A/C.5/53/12, para. 5).

#### **Factors affecting the estimates**

3. As indicated in paragraph 4 and table 1 of document A/C.5/53/12, the approved resources for 1998 were augmented by voluntary contributions in kind estimated at \$3,961,700 received from Member States towards the third courtroom. Courtroom 2, which



was funded by voluntary contributions received in 1997, became available for trials in May 1998 and courtroom 3 opened in July 1998, some six months earlier than initially anticipated. The Advisory Committee notes from table 1 of document A/C.5/53/12 that, in the light of the availability of voluntary contributions, an equivalent amount of \$3,961,700, already appropriated and authorized for 1998 for construction, furniture and equipment, would be redeployed to cover other unforeseen items of expenditure which are required as a result of the early opening of courtroom 3 (A/C.5/53/13, para. 8).

4. As indicated in paragraphs 1 to 6 of document A/C.5/53/12, a number of other new developments have occurred since the preparation of the initial budget for 1998. Further cost increases in the operations of the Tribunal have resulted from increases in the number of detainees. The approved budget for 1998 included provisions for an average of 18 detainees (12 in the first half and 24 in the second half of 1998). As of August 1998, the number of detainees had increased to 27 and the population of the detention centre was anticipated to increase to 36 detainees by year end. More detainees than initially anticipated, the expanded activities in Kosovo and the utilization of courtroom 3 has increased the workload of the Office of the Prosecutor and of corresponding support services in the Registry, leading to expenditure increases in categories such as defence counsel, detention guards and detainee accommodation and related services. The Advisory Committee was informed that the full impact of the expanded activities of the Tribunal, with the establishment of the third Trial Chamber and utilization of courtroom 3, is reflected in the budget proposal for 1999, as discussed below.

5. Recent developments also include the adoption of a number of changes to the Rules of Procedure and Evidence of the Tribunal, including one which allows a Trial Chamber to designate from among its members a judge responsible for the pre-trial proceedings. Accordingly, the pre-trial judge, under the authority and supervision of the Trial Chamber, coordinates communication between the parties during the pre-trial phase in order to ensure that proceedings are not unduly delayed (A/C.5/53/13, para. 15). The Advisory Committee welcomes the introduction of pre-trial court management (see also *ibid.*, para. 22). The Committee trusts that this development will speed up the work of the Tribunal.

#### **Format**

6. In the view of the Committee, the format of the presentation of the 1999 budget estimates could be streamlined. The main text of the report should be succinct, avoiding descriptions of information already presented in tables or in the annexes. Narratives should not contain extensive information already available in bulletins or other documents of the Tribunal. The justification for new posts in annex III to the budget document should avoid lengthy and repetitious descriptions of organizational units' responsibilities and structures which have already been described in the main part of the report. The Committee found the narratives in annex III at times inconsistent with the additional information provided to the Committee during the hearings, as well as with the staffing tables provided in the main part of the report.

7. As regards performance indicators, the Advisory Committee believes that they are an essential element in the presentation of the budget estimates and efforts should continue to be made to refine them and to automate, wherever possible, the compilation of relevant performance statistics, making a clear distinction between actual figures, estimates and projections. The Committee was informed that, for the 1999 budget presentation, performance indicators were collected by programme managers of various organizational units; however, there was no indication whether they had been monitored and checked for accuracy and consistency. The Committee recommends that performance indicators be

presented under the relevant units and services of the Tribunal. Furthermore, the Committee requests that the reports on budget estimates and relevant supporting documentation and information material be provided to it well in advance of the hearings with representatives of the Secretariat and of the Tribunal. The reports should be made available in all of the official languages of the United Nations. The Advisory Committee believes that it is essential to have the most up-to-date actual performance results of workload indicators. Experience has shown that too often projected activities are not fully implemented. The Committee has not received actual performance data, for example, for the workload indicators mentioned in paragraphs 22 (d), 25 (a), 26 (a) and (b) and 27 (c) of document A/C.5/53/12, which provide workload projections for the second half of 1998.

## II. Revised estimates for 1998

8. As shown in table 1 of document A/C.5/53/12, the 1998 revised estimates amount to \$71,408,600 gross (\$64,775,300 net), reflecting a resource increase of \$2,578,800 gross (\$2,443,700 net), or 3.7 per cent gross (3.9 per cent net) over the 1998 appropriations.

9. In paragraphs 35 and 36 of document A/C.5/53/12, the Secretary-General indicates that, on the basis of a review of the 1998 expenditure in the first eight months of 1998 and projections through 31 December 1998, the resource requirements of the Tribunal for 1998 would amount to \$68,611,900 gross (\$62,201,200 net); accordingly, it is proposed that the General Assembly approve a revised appropriation in these amounts, which represents a reduction in requirements of \$217,900 gross (\$130,400 net). In the view of the Committee, the presentation of the revised 1998 estimates is somewhat confusing. For example, in its introductory paragraphs, the report does not explain why the request for revised appropriations for 1998 is based on the expenditure trends shown in section III of the report and not on the basis of the revised estimates discussed in section II. Similarly, no explanation is provided as to why, in spite of requesting 75 additional posts in the revised 1998 budget, the expenditure projection at 31 December 1998 for 646 temporary posts (see annex I to the present report) is less than the initial appropriation for 571 posts, as shown in table 1 of document A/C.5/53/12. Upon request, the Advisory Committee was provided with projections by object of expenditure for each organ of the Tribunal for the year 1998 (see annex I to the present report).

10. The revised staffing table for 1998 comprises 646 assessed budget posts (not including 14 judges) and 8 extrabudgetary posts. This represents an increase of 75 assessed budget posts (47 Professional and 28 General Service), as follows: 2 General Service posts for the Chambers, 21 Professional and 6 General Service posts for the Office of the Prosecutor and 26 Professional and 20 General Service posts for the Registry. In addition, as discussed below in paragraph 17, 19 posts are to be funded from general temporary assistance in the Office of the Prosecutor for the equivalent of 3.6 work-months each and 14 posts in the Registry for various services (A/C.5/53/12, paras. 7, 16, 17 (a), 21, 25 (b)). The Advisory Committee was provided with detailed organization charts of each organ of the Tribunal (see annex II to the present report).

11. Annex II to document A/C.5/53/12 shows the budgetary assumptions used to prepare the revised estimates for 1998. With regard to vacancy rates, the Advisory Committee notes that, for continuing temporary posts, new temporary posts already approved for 1998 and those converted from gratis personnel positions, the assumptions used were the same as those used in the initial 1998 estimates, namely a vacancy factor of 8 per cent for continuing Professional posts and one of 5 per cent for continuing General Service posts; 60 per cent

and 50 per cent turnover factor of new temporary posts approved for 1998; and 25 per cent of full annual cost for posts converted from gratis personnel. For new posts, the vacancy rates used were 60 per cent for Professional posts and 50 per cent for General Service posts for the period from 1 July to 31 December 1998.

12. The Advisory Committee was provided with actual post incumbency and vacancy rates for the period from 1 January to 31 December 1998 for each organ of the Tribunal (see annex III to the present report). For the Office of the Prosecutor, 1998 vacancy rates for Professional posts ranged from 33.5 per cent in January to a projected 11.3 per cent in December and, for General Service, from 44.2 in January to a projected 6.9 per cent in December. For the Registry, 1998 vacancy rates for Professional posts ranged from 35.1 per cent in January projected to 11.0 per cent in December and, for General Service posts, from 17.1 per cent to a projected 4.3 per cent. In the Committee's opinion, the combined vacancy situation of the organs of the Tribunal does not support the rates assumed in the revised estimates and there is, therefore, an over-budgeting (but see para. 9 above).

### **A. The Chambers**

13. The revised 1998 resource requirements of the Chambers amount to \$3,394,700 gross (\$3,329,800 net), reflecting an increase of \$230,400 gross (\$227,300 net) over the 1998 appropriations.

14. Upon the establishment of the third Trial Chamber called for in Security Council resolution 1166 (1998), with the three additional judges of the Court (who were to assume their functions in October 1998), the Chambers comprise 14 judges (3 judges in each Trial Chamber and 5 in the Appeals Chamber) (A/C.5/53/12, paras. 2 and 10).

15. The Advisory Committee notes that the revised travel estimates for the Chambers have increased sharply from \$25,000 in the original estimates for 1998 to \$75,000 in the revised estimates for 1998 (*ibid.*, table 3). Upon inquiry, the President informed the Committee that the Tribunal was the subject of hostile propaganda in the region of the former Yugoslavia and other countries. In order to address such extreme propaganda against the Tribunal, the President would have to travel to that region and to other countries to explain the role of the Tribunal to Member States, to international organizations and to the civil society. All other members of the Court would also visit the region of the former Yugoslavia for the same purpose. These travel plans would continue in 1999 (see A/C.5/53/13, para. 33). Detailed travel plans were provided to the Committee (see annex IV to the present report).

16. In this connection, the Advisory Committee is of the opinion that the success of the Tribunal depends not only on how its role is understood by Governments and the public but mainly by how efficiently it adjudicates the cases before it. The expenditure on public relations and information, although valuable, should be monitored and kept to a minimum. Care should also be taken to ensure that such activities do not adversely affect the efficiency of the Trial and Appeals chambers in dealing expeditiously with the cases before them.

### **B. The Office of the Prosecutor**

17. The revised 1998 resource requirements of the Office of the Prosecutor amount to \$22,572,800 gross (\$19,341,300 net of staff assessment), reflecting an increase of \$1,256,500 gross over the 1998 appropriation of \$21,316,300 gross. In addition, for 1998, it is estimated that \$3,838,000 will be utilized from extrabudgetary resources. For the Office

of the Prosecutor, the Secretary-General requests 305 posts (204 Professional and 101 General Service), including the addition of 27 posts (21 Professional and 6 General Service) (A/C.5/53/12, tables 5 and 6). In addition, as indicated above in paragraph 10, 19 posts are to be funded from general temporary assistance for the equivalent of 3.6 work-months each (3 trial co-counsel, 6 investigators, 4 criminal intelligence analysts and 6 intelligence (language) analysts).

18. Resources requested for 27 additional posts for the Office of the Prosecutor (19 for the Prosecution Division and 8 for the Investigation Division) amount to \$457,700 for the additional trial, preparatory and investigation teams in 1998 (*ibid.*, para. 16). The Committee points out that the additional personnel would be augmented by resources requested for general temporary assistance (\$457,500) for the same purposes (*ibid.*, para. 17 (a)). Moreover, the Office of the Prosecutor has extrabudgetary resources amounting to \$2,439,700 for personnel costs (*ibid.*, table 5 (2)). The Committee raised doubts whether such expertise could be obtained on a short-term basis from funding for general temporary assistance; no information was provided as to how these resources would be assigned in 1998.

19. The Committee understands that the resources for investigation are often redeployed in support of trial and trial preparation activities in the Prosecution Division and that the actual size of these teams varies according to the priorities and requirements of the prosecution. As indicated in paragraph 39 of document A/AC.53/13, in 1998 the Investigation Division was engaged in 10 separate investigations, including Kosovo; however, at the time of the hearings only 3 investigations could be regarded as being fully active, as it has been necessary to suspend temporarily a number of investigations owing, *inter alia*, to the security situation and to the redeployment of resources to the Prosecution Division (see para. 22 below).

20. In order to handle the increased number of trials resulting from the establishment of the third Trial Chamber, it is proposed to establish in the Prosecution Division two additional trial teams (eight Professional and four General Service posts) and one additional trial preparation team (three Professional and two General Service posts). Thus, the Prosecution Division would have in the revised estimates for 1998 nine teams (six trial teams and three trial preparation teams). Each trial team would have four Professional (1 P-5, 2 P-4 and 1 P-2) and two General Service posts and each trial preparation team three Professional (1 P-5, 1 P-4 and 1 P-2) and two General Service posts for a total of 33 Professional and 18 General Service posts (A/C.5/53/12, paras. 12-14). The composition of each of these teams and post levels are shown in annex II to the present report. Annex III to document A/C.5/53/13, paragraphs 2 to 12, describes the responsibility of these posts. The Advisory Committee points out that the work to be carried out can often be interchanged as between the various teams. With flexible management, it will not, therefore, be necessary to automatically add three teams for the third courtroom. The Advisory Committee recommends approval of two additional teams (seven Professional and four General Service posts) in the Prosecution Division of the Office of the Prosecutor in the revised 1998 budget. Thus, the Division would have eight teams in the revised 1998 budget, as compared to six teams in the initial 1998 budget and nine teams requested in the revised estimates. There would thus be a consequent reduction of one team, composed of four Professional (1 P-5, 2 P-4 and 1 P-2) and two General Service posts, from the proposal of the Secretary-General.

21. For the Investigation Division eight additional posts (4 P-3 and 4 P-2) are requested in the revised 1998 budget in order to conduct operations in Kosovo, as mandated by the Security Council in its resolution 1160 (1998). One additional investigation team (4 P-3 and 2 P-2 posts) and two additional P-2 posts in the Military Analysis Team of the

Investigation Division are requested. Thus, the Division would have in the revised estimates for 1998 10 investigation teams. Of the nine existing investigation teams, three teams have 10 Professionals (1 P-4, 4 P-3 and 5 P-2 posts) and six teams have 9 Professionals (1 P-4, 4 P-3 and 4 P-2). The composition of each of these investigation teams and post levels is shown in annex II to the present report. Annex III to document A/C.5/53/13, paragraphs 14 to 28, describes the responsibility of these posts. In view of the existing capacity in the Military Analysis and Leadership Research teams (19 Professionals), the Committee does not recommend approval of two additional P-2 military intelligence analysts posts. The Advisory Committee recommends approval of six (4 P-3 and 2 P-2) of the eight additional posts requested for the Investigation Division in the revised 1998 budget.

22. The Advisory Committee notes from paragraph 19 (a) of document A/C.5/53/12 that approximately 50 additional investigation trips are planned, of which 22 relate to the investigation in Kosovo and 28 to trial case preparation. Upon inquiry, the Advisory Committee was informed that, at the time of the Committee's hearing (13 October 1998), there were only five missions related to Kosovo owing to the security situation. The Committee believes that considerable under-expenditures would result because of the situation in Kosovo.

### C. The Registry

23. The revised 1998 resource requirements for the Registry amount to \$45,441,100 gross (\$42,104,200 net of staff assessment and rental income), reflecting an increase of \$1,091,900 gross (\$1,055,600 net of staff assessment and other income) over the 1997 appropriation of \$44,349,200 gross (\$41,048,600 net of staff assessment and other income). In addition, in 1998, a revised estimate of extrabudgetary resources, amounting to \$2,387,200, will be administered by the Registry (A/C.5/53/12, table 7).

24. For the Registry, the staffing requirements in the revised budget for 1998 comprise 331 posts (146 Professional, 101 General Service and 84 Security personnel), including 46 additional posts (26 Professional, 7 General Service and 13 Security personnel). In addition, general temporary assistance is requested, amounting to \$224,900, for the emoluments of 14 staff in various sections of the Registry (*ibid.*, para. 25 (b)).

25. For the Chambers Legal Support Section of the Registry, four additional legal officer posts (1 P-4 and 3 P-2 posts) are requested in support of the third Trial Chamber. The Committee notes (see annex II to the present report) that, in the revised 1998 estimates, the Chambers Legal Support Section would comprise a total of 22 posts (1 P-5, 4 P-4, 15 P-2 and 2 General Service). For the reasons given in paragraph 32 below, the Committee believes that it has not yet been demonstrated that the total staff complement requested is actually required. Accordingly, the Committee recommends against approval of the four additional legal officer posts (1 P-4 and 3 P-2) requested in the revised estimates for 1998.

26. For other units of the Registry, 42 additional posts (22 Professional and 20 General Service) are requested, as follows: 13 security officer posts for the Security and Safety Section, two posts (1 P-2 and 1 General Service) for the Court Management and Support Section, 25 posts (9 P-4, 12 P-3 and 4 General Service) for the Conference and Language Support Section and two General Service for the Electronic Support and Communications Section (*ibid.*, paras. 22-24). Annex II to the present report shows the staffing proposals for 1998 for the organizational units of the Registry, including post levels and job titles. The Advisory Committee recommends approval of these 42 additional posts for the Registry.

## **D. Conclusions and recommendations**

27. On the basis of its recommendations and observations, as indicated in paragraphs 20, 21 and 25 above, the Advisory Committee recommends that the General Assembly approve the revised appropriation of \$68,314,500 gross (\$61,941,400 net) for the operations of the International Tribunal for the Former Yugoslavia in 1998. This would represent a reduction in the amount of \$297,400 gross (\$259,800 net) from the amount of \$68,611,900 gross (\$62,201,200 net) requested by the Secretary-General in paragraph 36 of his report.

## **III. Resource requirements for 1999**

28. The 1999 estimates amount to \$106,385,200 gross (\$96,650,900 net), reflecting a resource increase of \$37,555,400 gross (\$34,319,300 net of staff assessment and other income) over the 1998 initial appropriations. For 1999, extrabudgetary resources are projected to \$3,905,000, as compared to \$6,225,200 for 1998 (A/C.5/53/13, table 2). The Advisory Committee notes that the estimates are presented using the initial 1998 appropriation as starting point.

29. The staffing table for 1999 comprises 838 assessed budget posts (not including 14 judges) and 10 extrabudgetary posts, reflecting an increase of 267 assessed budget posts (119 Professional and 148 General Service), which include the additional 75 posts requested in the revised budget estimated for 1998. For 1999, as for 1998, the Advisory Committee was provided with detailed organizational charts of each organ of the Tribunal (see annex II to the present report). Upon inquiry, the Advisory Committee was informed that there are still 13 gratis personnel working in the Tribunal, who will be phased out by the end of December 1998; all the previous gratis personnel (52 in all) were converted to budget posts in the 1998 budget.

30. For the Office of the Prosecutor, 104 additional posts are requested for 1999 (63 Professional and 41 General Service), including 27 posts requested in the revised 1998 budget. For the Registry, the proposed 171 additional posts for 1999 (56 Professional and 115 General Service) include 46 additional posts requested in the revised 1998 budget and the redeployment of 8 General service posts shown under the Chambers in the 1998 budget. The Advisory Committee was informed that of the 104 additional posts for the Office of the Prosecutor, a total of 13 posts are converted from general temporary assistance as discussed in paragraph 37 below. Six posts have not been converted. The Committee was unable to obtain information as to whether these posts were ever used in 1998. As discussed below, for 1999, the Advisory Committee recommends the approval of 143 additional posts (42 for the Office of the Prosecutor and 101 for the Registry). The Committee recommends against the approval of 35 additional posts in the Office of the Prosecutor and of 14 additional posts in the Registry for 1999.

31. Annex I to document A/C.5/53/13 shows the budgetary assumptions used to prepare the estimates for 1999. With regard to vacancy rates, the Advisory Committee notes that, for continuing temporary posts (571 posts) and the additional temporary posts requested under the revised 1998 estimates (75 posts), the assumptions used were the same as those used in the initial 1998 estimates, namely a vacancy factor of 8 per cent for Professional posts and one of 5 per cent for General Service posts. For new posts in 1999 (192 posts), the vacancy rates used were 60 per cent for Professional posts and 50 per cent for General Service posts. The Committee notes from paragraph 70 of document A/C.5/53/13 that, on

a full-cost basis, the proposed 1999 budget of the Tribunal would amount to \$113,220,300 (\$102,327,800 net).

32. In the Committee's opinion, the vacancy rates assumption for 1999 should be modified taking into account the Tribunal's actual staffing and incumbency and vacancy rates in 1998 (see para. 12 above). For 1999, as for 1998, the budget request appears to attempt to cover every possible eventuality. No attempt is made to absorb some of the functions and additional workload by effective implementation of productivity measures and economies of scale.

#### **A. The Chambers**

33. As shown in table 5 of document A/C.5/53/13, the 1999 resource requirement for the Chambers amounts to \$2,381,700, as compared to \$3,164,300 for 1998. The overall reduction in requirements (\$720,800) for the Chambers reflects the proposal to show eight General Service support staff under the Registry (A/C.5/53/13, para. 30). Legal and secretarial support for the Chambers is budgeted in 1999 under the provisions for the Chambers Legal Section of the Registry. The requirements under the Chambers include the amounts of \$2,301,500 for salaries and allowances of the judges, \$15,000 for the services of consultants and experts and \$65,200 for travel of the President and judges of the Tribunal (*ibid.*, paras. 31–34). The emoluments of the judges will depend upon the action the General Assembly takes on the report of the Secretary-General on the conditions of service of the members of the International Court of Justice (A/C.5/53/11).

34. In 1999, with three courtrooms now available, the Trial Chambers expect to conduct nine trials and six full appeals in respect of the Tribunal's matters plus interlocutory appeals; furthermore, with the completion in 1998 of the first trials by the International Tribunal for Rwanda, at least five full appeals on the merits are expected to be considered by the Appeals Chamber in 1999, in addition to those arising from the Tribunal for the Former Yugoslavia (under the statute of the Tribunal for Rwanda, the Appeals Chamber of the Tribunal for the Former Yugoslavia also serves as the Appeals Chamber for the Tribunal for Rwanda) (A/C.5/53/13, paras. 19–20).

35. The Advisory Committee notes that workload indicators presented under the Chambers are not always consistent with those presented under the Office of the Prosecutor and the Registry. For example, while the Chambers expect to conduct nine trials, the Prosecutor estimates that 10 cases will be prosecuted in 1999 (*ibid.*, para. 44). The Registrar informed the Committee that, on the basis of 200 working days in a year, the full capacity of three courtrooms is 600 courtroom days; however, it has been assumed that 500 courtroom days would be more realistic. The Committee believes that the workload of nine cases and 500 courtroom days assumed for 1999 appears to be ambitious.

#### **B. The Office of the Prosecutor**

36. The 1999 resource requirements of the Office of the Prosecutor amount to \$33,115,200 gross (\$28,392,400 net of staff assessment), reflecting an increase of \$11,798,900 gross over the 1998 appropriation of \$21,316,300 gross. In addition, for 1999, it is estimated that \$2,920,000 will be utilized from extrabudgetary resources.

37. For the Office of the Prosecutor, staffing requirements for 1999 comprise 382 posts (246 Professional and 136 General Service), including the addition of 104 posts (63

Professional and 41 General Service) (*ibid.*, tables 7 and 8). Of the 104 posts requested for 1999, 27 were requested under the revised estimates for 1998 and would start from 1 January 1999. The request of 77 new posts for 1999 would include the conversion of 13 posts from a total of 19 posts covered under the provision for general temporary assistance in the revised budget for 1998. The staffing proposal of the Office of the Prosecutor includes the reclassification of a Senior Intelligence Analyst post from the P-3 to the P-4 level and of an Operations Officer in the Zagreb field office from the P-2 to the P-3 level (see *ibid.*, para. 45 and annex III, paras. 15 and 32).

38. Provision for other staff costs for the Office of the Prosecutor in 1999 amounts to \$1,817,000, comprising \$72,000 for overtime requirements of General Service personnel and \$1,745,000 under general temporary assistance. The latter amount is for indexing of documents seized under search warrant (\$940,000), indexing of documents contained in the United Nations Peace Forces (UNPF) archives in Geneva (\$141,000), temporary analysts for the Military Analyst Team and Leadership Research Team of the Investigations Division (\$664,000) (A/C.5/53/13, para. 46). With respect to military analysis, the Advisory Committee believes that efforts should be made to use the capacity available in the Military Analysis and Leadership Research teams before recourse is had to additional general temporary assistance.

39. As indicated in paragraphs 37 to 39 of document A/C.5/53/13, the Prosecutor intends to have a total of 14 investigations active during 1999, including two arising out of the events in Kosovo. These investigations will be conducted by 10 investigation teams of the Investigation Division, together with 14 advisers from the Investigation Team Legal Advisers Unit of the Prosecution Division (see also annex II to the present report).

40. The Advisory Committee notes from paragraph 39 of document A/C.5/53/13 that, in 1998, the Investigation Division was engaged in 10 separate investigations, including Kosovo; however, in the light of the arrest and voluntary surrender of indicted accused and the need to redeploy investigative resources to the Prosecution Division to prepare cases for trial, only three investigations can be now regarded as being fully active and seven remain partially active. The Committee recalls that the Prosecutor intended to have a total of 12 investigations fully active during 1998, subject to availability of resources (A/C.5/52/4, paras. 5 and 46). The Prosecutor had indicated, during the presentation of the 1998 budget estimates, that because of insufficient investigative resources, as a result of "a shift of resources to support the preparation of prosecutions, only 3 investigations are being fully pursued, 7 are under partial investigation and 12 have been suspended temporarily until further resources are obtained". Furthermore, the Prosecutor had also indicated that it would be necessary to undertake at least another 60 investigations before the Prosecutor could advise the Security Council that the Tribunal's investigative mandate had been completed (A/C.5/52/4, paras. 15 and 16).

41. The Advisory Committee recalls its observations that priority should be given to allocate resources to those areas identified as being of the highest priority, such as prosecution and investigation (A/51/7/Add.7, para. 21). The Committee believes that there has been a pattern of reallocation of resources to activities other than those initially approved for investigation since the inception of the Tribunal. The testimony given to the Committee and additional information received could not explain fully the causes of such diversion. The Committee does not believe that the reason for not being able to meet investigative and prosecution targets is lack of resources. For example, for 1998 the Committee recommended the approval of all the staff proposals for investigation and prosecution requested. In the view of the Committee, the vacancy situation may be a major contributing factor. As shown in annex III to the present report, in 1998, the vacancy rate for the Office of the Prosecutor

peaked at 37.3 per cent for Professionals in July, with an average of 31 per cent for the first nine months of the year, and at 44.2 per cent for General Service in January, with an average of 21.9 per cent through October 1998.

42. The Advisory Committee points out that the delivery of services by personnel authorized in the context of the new expanded mandate (i.e., investigation in Kosovo and the addition of a third Trial Chamber) is yet to be at full capacity. The Committee recognizes that an upsurge in arrests and prosecutions, issues of security in the investigation area (e.g., in Kosovo) and lack of cooperation of the parties concerned can also contribute to a slowdown in investigation. The Committee recommends that the Office of the Prosecutor record all causes for this phenomenon, so that the Prosecutor and the Registrar might be in a better position to determine whether indeed additional staff is required or other management actions would instead be the most appropriate remedy.

43. The Advisory Committee notes that, in latter part of 1998, the Prosecutor has once again restructured the Prosecution Division. This Division now consists of six units: the Office of the Chief of Prosecutions, the Trial Section, the Trial Support Unit, the Co-Counsel Unit, the Team Legal Advisers Unit, and the Legal Advisory Section (see annex II to the present report and A/C.5/53/13, annex III, para. 2).

44. For 1999 the Prosecutor has requested, with regard to the revised estimates for 1998, nine teams in the Prosecution Division (six trial teams and three trial preparation teams). The size of the teams in 1999 are to be expanded by the addition of 12 Professionals (1 P-5, 3 P-4, 7 P-3 and 1 P-2) and 3 General Service posts (see A/C.5/53/13, para. 45). Justification for these additional posts is given in paragraphs 3 to 13 of annex III to document A/C.5/53/13. For the Prosecution Division, for 1999 the Advisory Committee recommends the approval of three additional P-4 co-counsel and three General Service posts and, as indicated in paragraphs 45 to 47 below, against the approval of one P-5, seven P-3 and one P-2 additional post.

45. The Advisory Committee notes that one new P-5 post is requested for a Senior Legal Adviser to head the newly established Co-Counsel and Team Legal Advisers Section, "in order to coordinate work of the Prosecution and ... to improve the dissemination of day-to-day rulings of the Trial Chambers to other trial teams and the lawyers in the investigation teams". The Committee further notes that the Legal Advisory Section is staffed by a P-5 Senior Legal Adviser. The Committee sees no justification for an additional P-5 post and recommends that, as is done for the Rwanda Tribunal (see A/C.5/53/15, annex IV, para. 7), these two sections could be headed by one P-5 Senior Legal Adviser.

46. In paragraph 11 of annex III to document A/C.5/53/13, it is indicated that the proposed additional six P-3 trial co-counsel will meet the current and expected trial preparation needs, allowing the team legal advisers to return to investigation, thereby enabling a number of investigations to be completed and indictments to be prepared. The Advisory Committee believes that this argument is not sufficiently persuasive, since co-counsel advice is also obtained from the Team Legal Adviser Unit (13 P-4 and 1 P-3 legal advisers). The Committee recommends against the approval of this request.

47. The Advisory Committee is of the view that, for the 1999 proposal, as for the 1998 revised estimates, an attempt is being made to cover every eventuality and little effort is made to absorb some of the additional workload and functions. For example, in paragraphs 12 and 13 of annex III to document A/C.5/53/13, a new P-3 post for a legal adviser is requested for the Legal Advisory Section to provide advice to the additional trial teams and a new P-2 post for the Trial Support Unit, as Chief of Unit. The Committee is not convinced that the posts are justified and recommends against their approval.

48. For the Investigation Division, the Prosecutor requests 35 additional posts (28 Professional and 7 General Service) for 1999, as follows: 1 P-4 and 1 P-3 post for the Office of the Chief of Investigations, 3 P-2 posts for the Military Analysis Team, 21 posts (1 P-4 and 20 P-3) for the Criminal Investigation Teams, 1 P-3 post for the field office in Banja Luka and 1 P-3 post for the field office in Sarajevo (see A/53/C.5/13, para. 45). Justification for these additional posts is given in paragraphs 14 to 31 of annex III to document A/C.5/53/13. Taking into account its comments and observations in paragraphs 37 to 47 above, the Advisory Committee recommends approval of 16 additional Professional and 7 additional General Service posts and against the approval of 1 P-4 and 1 P-3 additional posts in the Office of the Chief of Investigations and against 10 additional P-3 posts in the Criminal Investigation Teams and 1 additional P-2 post in the Military Analysis Team.

### C. The Registry

49. The 1999 resource requirement for the Registry amounts to \$70,888,300 gross (\$65,876,800 net of staff assessment and other income), reflecting an increase of \$26,539,100 gross (\$24,828,200 net of staff assessment and other income) over the 1998 appropriation of \$44,349,200 gross (\$41,048,600 net of staff assessment and other income). In addition, in 1998 a revised estimate of extrabudgetary resources, amounting to \$985,000, will be administered by the Registry, as compared to \$2,387,200 in 1998.

50. For the Registry, the staffing requirements in the proposed budget for 1999 comprise 456 posts (176 Professional, 181 General Service and 99 Security personnel), including the addition of 171 posts (56 Professional and 87 General Service and 28 security personnel). For 1999, 10 General Service support posts for the Chambers are shown under the Registry. In addition, the post requirements for 1999 include 10 extrabudgetary posts (1 P-3 and 9 General Service) (A/C.5/53/13, tables 9 and 10). Of the 171 posts requested for 1999, 46 were requested for the Registrar and 2 for the Chambers under the revised estimates for 1998 and would start from 1 January 1999 (see A/C.5/53/12, tables 3 and 9). The 1999 staffing proposal of the Registry thus includes 115 new posts and the reclassification of 16 posts (see A/C.5/53/13, para. 56 and annex III, paras. 55, 62, 68, 73, 79, 81, 86 and 97).

51. The Advisory Committee has no objection to the proposed changes regarding the new sections for finance and human resources. However, it cautions against what now appears to be a tendency to establish further small units, with the attendant grade creep. The Committee notes that 16 reclassifications have been requested for the Registry for 1999, as compared to 9 requested in 1998 (A/C.5/52/4, table 10). The Committee points out that reclassifications should be justified on the basis of a change in the nature of the job, but should not be a means to address other human resources management concerns such as the need to promote incumbents of posts being reclassified.

52. Provision for other staff costs for the Registry in 1999 amounts to \$4,957,300 for translation and interpretation (\$359,900), verbatim reporting (\$1,633,200), field interpretation (\$1,176,500), document screening project (\$1,235,900) and other temporary assistance, overtime and night differential (\$551,800) (A/C.5/53/13, para 57).

53. As regards the document screening project, the Advisory Committee notes that the total provision amounts to \$2,175,900, comprising \$940,000 under the Office of the Prosecutor (see para. 38 above) and \$1,235,900 under the Registry. In the Office of the Prosecutor, 20 indexing clerks would be recruited for 240 work-months to screen 220,000 pages of documents written in the Bosnian/Serbian/Croatian languages. These were seized by the Office under search warrants, with the assistance of troops of the North Atlantic

Treaty Organization (NATO) and the Stabilization Force (SFOR). In the Registry, 52 language assistants, 6 translators and 1 project coordinator would be recruited for approximately 260 work-months, 30 work-months and 5 work-months, respectively, in order to complete the process that would permit the material to be used by investigation and prosecution teams (A/C.5/53/13, paras. 46 (b) (i) and 57 (d)).

54. In this connection, the Advisory Committee notes from paragraph 36 of annex III to document A/C.5/53/13 that it is proposed to create 1 P-2 and 12 General Service posts in the newly established Document Indexing Unit of the Office of the Prosecutor in addition to the 11 existing General Service posts in that Unit. The Committee is not convinced that there is a need to add all 12 General Service positions for this Unit, particularly in the light of the funding requested for general temporary assistance for the document screening project mentioned above. The Committee also sees no justification to request an additional P-2 post to coordinate and supervise the indexing work. The Committee notes from paragraph 38 of annex III that 14 clerks will be responsible for the indexing of documents and other material generated by 14 investigations, including Kosovo, but experience has shown that to date, few of the planned missions have been implemented as envisaged. The Committee recommends against the approval of 13 additional posts (1 P-2 and 12 General Service) for the Document Indexing Unit. In the view of the Committee, the functions to be assigned to new posts requested for 1999 should be accommodated within the current establishment.

55. Paragraph 56 of document A/C.5/53/13 shows the functional distribution of the proposed 115 new posts and 16 reclassifications for the Registry in 1999. The Advisory Committee exchanged views with representatives of the Tribunal on the subject and concluded that, as in the case of the Office of the Prosecutor, an attempt is being made to request posts in direct proportion to the increase of the activities of the Court. In the view of the Committee, the Tribunal's absorptive capacity has not yet been fully explored. In view of the expanded workload of the Tribunal, the Committee recognizes the need for additional support in the Registry, for example, for the Chambers, for security personnel and for various language services. But where a service is already established, it must be demonstrated that additional work has been absorbed to the fullest extent possible and that further absorption will adversely affect the Tribunal's ability to carry out its task.

56. As indicated in paragraph 60 (a) of document A/C.5/53/13, provision for defence counsel in 1999 amounts to \$14,200,000, as compared to an appropriation of \$7,058,400 for 1998 (A/C.5/52/4, para. 73 (a)). The Committee was informed that expenditure for defence counsel amounted to \$7,636,700 as at 31 August 1998. The 1999 estimate is calculated on the basis of an average of 40 indicted persons in detention throughout 1999. During its visit to The Hague, the Committee was informed that, while it was believed that the rate at which the Tribunal compensated assigned counsel was reasonable, the total cost for defence counsel would likely increase very dramatically in the coming years. The Committee trusts that the introduction of pre-trial court management would, at least, mitigate the pace at which these expenses are increasing.

57. The Advisory Committee received no information on the unexpected adjournment of court proceedings. On demands by defendants to change defence counsel, the Committee was informed that 11 detainees have had 16 defence and 7 co-counsel changed. Of these 23 changes, 6 are related to one detainee alone. In view of the cost involved and the potential for delay in commencing trial or trial proceedings, there is a need to monitor and evaluate the factors leading to court adjournments and changes in defence counsel. To this end, the Committee recommends that such information be compiled on a regular basis, including reasons for adjournment.

58. In paragraph 59 (b), a provision \$2,496,200 is requested for 1999 to cover travel and allowances of victims and witnesses, witness support persons, dependent children, disabled adults, and accommodation and communication costs for witness assistants. For 1998, \$927,700 was requested for the same purpose. For 1999, it is estimated that 900 witnesses would travel to The Hague for the purposes of hearings and trials.

59. In this connection, the Advisory Committee notes that, for the Victims and Witnesses Section, it is proposed to redeploy a P-2 post to the section and establish 17 new posts (3 P-2 and 14 General Service), 9 of which are to replace general temporary assistance funding for witness assistants. Moreover, two P-3 posts are proposed for reclassification (A/C.5/53/13, annex III, para. 73). The Committee recognizes that workload regarding witness management has increased but sees no justification to add 17 new posts to this Section at the current stage. The Committee notes from paragraph 77 of annex III that two administrative assistants would be required per courtroom to meet the expected workload brought by the estimated 900 witnesses. The Committee understands that the introduction of the new procedure of pre-trial court management may affect the number of estimated witnesses. The Committee recommends that the Tribunal should await performance before establishing all 17 new posts in anticipation of receiving 900 witnesses. Accordingly, the Advisory Committee recommends the approval of 10 additional posts (1 P-2 and 9 General Service) at this time; action on the remaining 7 posts (2 P-2 and 5 General Service) should await further developments.

60. With respect to the two reclassifications from P-3 to P-4 for two protection officers (one witness protection officer and one witness support officer), the Advisory Committee is of the view that the justifications given in paragraphs 74 and 79 of annex III are not convincing. The Committee sees no reason to create out of one unit "two separate but coordinated units" in order to justify the reclassification of these two posts. There is no reason why the two units (Witness Protection Unit and Witness Support Unit) cannot be supervised by one head of a single unit.

61. In paragraph 81 of annex III to document A/C.5/53/13, it is proposed to reclassify the post of Archivist from P-2 to the P-3 level and to create an Archive Unit under the supervision of the Deputy Registrar, but independent from the Library. The Committee sees no other justification for the establishment of a separate unit, in this instance, than to enable the reclassification of the Archivist post and, accordingly, recommends against it (see para. 51 above).

62. For the Electronic Support and Communication Support Section, the Committee recalls that, on the basis of the proposal contained in the 1998 budget (A/C.5/52/4, annex IV, paras. 97-98) it recommended approval of 8 Professional (1 P-5, 3 P-3, 4 P-2) and 28 General Service posts, including 3 at the principal level, as well as an additional General Service post funded from extrabudgetary resources. For 1999, it is proposed to establish three new P-2 posts and nine additional General Service posts, as well as to reclassify two posts (1 P-3 to P-4 and 1 P-2 to the P-3 level) (A/C.5/53/13, annex III, paras. 94-96). The Committee notes that nine General Service posts were also requested and approved for 1998. From the information provided, the Committee sees no justification to approve all additional 12 posts. Accordingly, it recommends the approval of one P-2 (Database Administrator) and four General Service posts and against the approval of two P-2 and five General Service posts.

63. The Advisory Committee notes that the expansion of the Tribunal's staff will require additional office space. In paragraph 62 (b) (ii) of document A/C.5/53/13, it is indicated that a provision of \$414,200 would be required to cover the cost of approximately 4,000 square metres of additional office space for six months. The estimate is based on the need to provide space to approximately 200 personnel, which includes new posts proposed for

1999 and various interns and other personnel funded under general temporary assistance. Upon request, the Committee was provided with space analysis of and floor plans of the Tribunal. In the light of the reduction in new posts recommended by the Committee for 1999 and the projected vacancies, it recommends that the actual additional office space requirements should continue to be reviewed and adjusted accordingly.

#### D. Conclusions and recommendations

64. On the basis of the recommendations and observations indicated in paragraphs 44, 48, 54, 59 and 62 above, the Advisory Committee recommends that the General Assembly approve the appropriation of \$103,066,300 gross (\$93,801,300 net) for the operations of the International Tribunal for the Former Yugoslavia in 1999. This would represent a reduction of \$3,318,900 gross (\$2,849,600 net) from the estimate of \$106,380,000 gross (\$96,650,900 net) indicated in paragraph 68 of document A/C.5/53/13. Post reductions recommended by the Committee are summarized as follows:

#### International Tribunal for the Former Yugoslavia

##### Summary of post reductions recommended by the ACABQ

##### Revised 1998 budget

<i>Organizational unit</i>	<i>Posts</i>	<i>Reference paragraph</i>
Office of the Prosecutor:		
Prosecution Division	4 Professional (1 P-5, 2 P-4 and 1 P-2) and 2 General Service	20
Investigation Division	2 Professional (2 P-2)	21
Chambers, Legal Support Section, Registry	4 Professional (1 P-4 and 3 P-2)	25
<b>Total of 12 posts (10 Professional and 2 General Service) not recommended for approval for 1998.</b>		

##### Proposed 1999 budget

<i>Organizational unit</i>	<i>Posts</i>	<i>Reference paragraph</i>
Office of the Prosecutor:		
Prosecution Division	9 Professional (1 P-5, 7 P-3 and 1 P-2)	44
Investigation Division	13 Professional (1 P-4, 11 P-3 and 1 P-2)	48
Document Indexing Unit	1 Professional (1 P-2) and 12 General Service	54
Registry:		
Victims and Witnesses Section	2 Professional (2 P-2) and 5 General Service	59
Electronic and Communications Support Section	2 Professional (2 P-2) and 5 General Service	62
<b>Total of 49 posts (27 Professional and 22 General Service) not recommended for approval for 1999.</b>		

65. In the view of the Advisory Committee, the time has come to have an expert review of the management and organizational structure of each organ of the International Tribunal for the Former Yugoslavia, in particular the Office of the Prosecutor and the Registry. Accordingly, the Committee recommends that the Secretary-General convene a group of independent experts, acting in their individual capacity, to evaluate the operations and functioning of the Tribunal. The group should comprise judges, prosecution, trial and defence experts with sufficient experience in their professions to be able to evaluate a Tribunal of international character. The group should also comprise individuals from the academic community.

66. The evaluation of the Tribunal should encompass all aspects of the functioning of the Tribunal, including the optimum use of investigation personnel, trial and defence attorneys, co-counsel, witnesses and expert witnesses. The organizational structure of the three principal organs of the Tribunal should be assessed and, drawing from the practice of Member States, particular attention should be given to the services provided to indigent defendants and suspects and the long-term question of enforcement of sentences. The experience so far of having a single Prosecutor for both the International Tribunal for the Former Yugoslavia and the International Tribunal for Rwanda should be assessed.

67. The cost of the evaluation of the Tribunal should be borne by its budget and reported in its performance report. The evaluation report should be submitted to the General Assembly at its fifty-fourth session through the Advisory Committee. A similar recommendation is being made in respect of the International Criminal Tribunal for Rwanda in the related report of the Advisory Committee.

## Annex I

## Revised 1998 estimates and 1999 proposed budget for the International Tribunal for the Former Yugoslavia

## A. Overall totals

Object of Expenditure	1997 Expenditure	1998 Initial Appropriation	1998 Revised (II) commitment authority	1998 Revised (III) Expected	1999 Proposed
<b>Expenditure</b>					
Temporary posts	20,379.4	30,200.7	31,377.7	28,466.9	48,234.7
Other staff costs	1,455.9	3,869.7	5,256.7	4,439.9	6,774.3
Salaries and allowances of judges	1,770.9	2,347.9	2,509.9	2,466.3	2,301.5
Consultants and experts	154.5	279.9	312.3	250.7	441.1
Travel	1,691.5	3,012.8	3,529.1	3,266.3	5,191.8
Contractual services	4,611.4	9,047.0	11,002.8	12,095.7	18,709.4
General operating expenses	4,276.8	6,457.8	6,855.1	6,430.7	8,524.4
Hospitality	2.5	4.0	4.0	5.1	4.0
Supplies & materials	356.9	961.5	1,129.7	1,051.5	1,326.0
Acquisition of equipment	1,415.7	3,638.2	2,971.1	3,988.7	4,139.6
Major construction	277.3	2,950.6	190.6	103.1	1,009.3
Staff assessment	4,214.8	6,059.7	6,269.6	6,047.0	9,729.1
<b>Total Expenditures (gross)</b>	<b>40,607.6</b>	<b>68,829.8</b>	<b>71,408.6</b>	<b>68,611.9</b>	<b>106,385.2</b>
<b>Income</b>					
Staff assessment	4,214.8	6,059.7	6,269.6	6,047.0	9,729.1
Other income	0.0	438.5	363.7	363.7	5.2
<b>Total Requirements (net)</b>	<b>36,392.8</b>	<b>62,331.6</b>	<b>64,775.3</b>	<b>62,201.2</b>	<b>96,650.9</b>

**B. The Chambers**

Object of Expenditure	1997 Expenditure	1998 Initial Appropriation	1998 Revised (II) commitment authority	1998 Revised (III) Expected	1999 Proposed
<b>Expenditure</b>					
Temporary posts	224.2	308.1	323.4	316.9	0.0
Other staff costs	1.7	364.5	364.5	279.0	0.0
Salaries and allowances of judges	1,770.9	2,347.9	2,509.9	2,466.3	2,301.5
Consultants and experts (incl travel)	0.0	57.0	57.0	21.0	15.0
Travel	13.0	25.0	75.0	61.8	65.2
Staff assessment	52.5	61.8	64.9	67.3	0.0
<b>Total Expenditures (gross)</b>	<b>2,062.3</b>	<b>3,164.3</b>	<b>3,394.7</b>	<b>3,212.3</b>	<b>2,381.7</b>
<b>Income</b>					
Staff assessment	52.5	61.8	64.9	67.3	0.0
Other income					
<b>Total Requirements (net)</b>	<b>2,009.8</b>	<b>3,102.5</b>	<b>3,329.8</b>	<b>3,145.0</b>	<b>2,381.7</b>

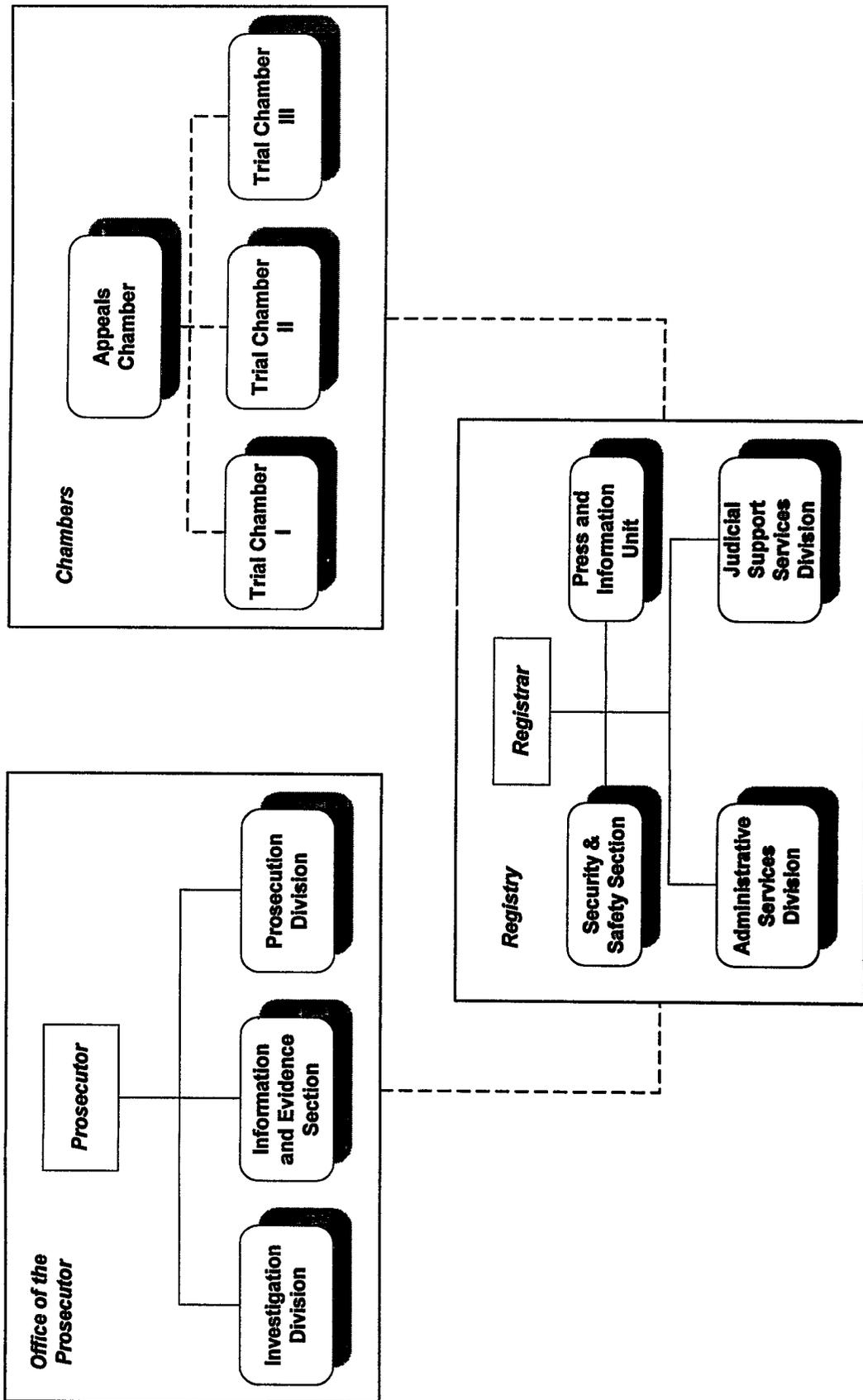
## C. Office of the Prosecutor

Object of Expenditure	1997 Expenditure	1998 Initial Appropriation	1998 Revised (II) commitment authority	1998 Revised (III) Expected	1999 Proposed
<b>Expenditure</b>					
Temporary posts	11,152.9	16,082.0	16,539.7	15,261.3	24,257.4
Other staff costs	38.0	53.8	545.9	431.4	1,817.0
Consultants and experts (incl travel)	121.1	144.1	176.5	147.1	63.6
Travel	1,222.6	1,881.4	2,060.0	1,740.6	2,188.3
Contractual services	7.4	19.2	19.2	30.6	66.1
Staff assessment	2,015.5	3,135.8	3,231.5	3,241.8	4,722.8
<b>Total Expenditures (gross)</b>	<b>14,557.5</b>	<b>21,316.3</b>	<b>22,572.8</b>	<b>20,852.8</b>	<b>33,115.2</b>
<b>Income</b>					
Staff assessment	2,015.5	3,135.8	3,231.5	3,241.8	4,722.8
Other income	0.0	0.0			
<b>Total Requirements (net)</b>	<b>12,542.0</b>	<b>18,180.5</b>	<b>19,341.3</b>	<b>17,611.0</b>	<b>28,392.4</b>

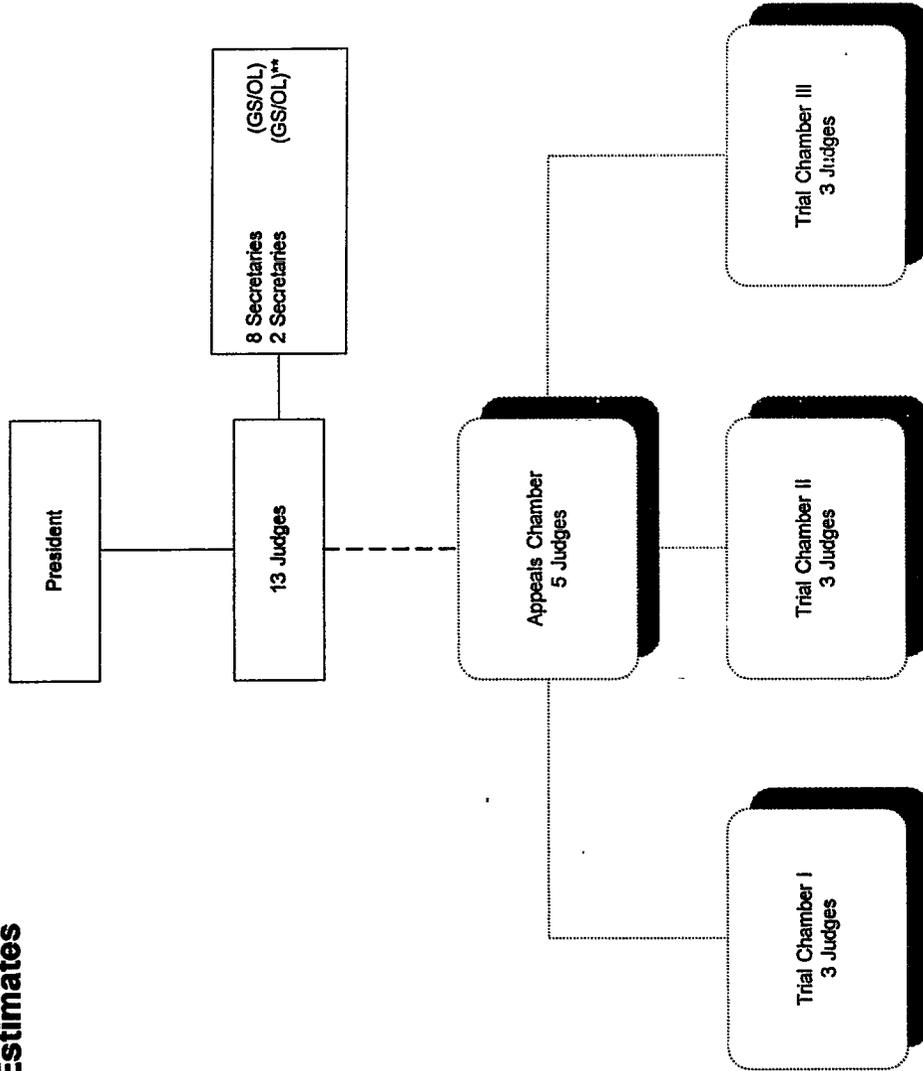
## D. The Registry

Object of Expenditure	1997 Expenditure	1998 Initial Appropriation	1998 Revised (II) commitment authority	1998 Revised (III) Expected	1999 Proposed
<b>Expenditure</b>					
Temporary posts	9,002.3	13,810.6	14,514.6	12,888.7	23,977.3
Other staff costs	1,416.2	3,451.4	4,346.3	3,729.5	4,957.3
Consultants & experts	33.4	78.8	78.8	82.6	362.5
Travel	455.9	1,106.4	1,394.1	1,463.9	2,938.3
Contractual services	4,604.0	9,027.8	10,983.6	12,065.1	18,643.3
General operating expenses	4,276.8	6,457.8	6,855.1	6,430.7	8,524.4
Hospitality	2.5	4.0	4.0	5.1	4.0
Supplies & materials	356.9	961.5	1,129.7	1,051.5	1,326.0
Acquisition of equipment	1,415.7	3,638.2	2,971.1	3,988.7	4,139.6
Major construction, alteration to premises	277.3	2,950.6	190.6	103.1	1,009.3
Staff assessment	2,146.8	2,862.1	2,973.2	2,737.9	5,006.3
<b>Total Expenditures (gross)</b>	<b>23,987.8</b>	<b>44,349.2</b>	<b>45,441.1</b>	<b>44,546.8</b>	<b>70,888.3</b>
<b>Income</b>					
Staff assessment	2,146.8	2,862.1	2,973.2	2,737.9	5,006.3
Other income	0.0	438.5	363.7	363.7	5.2
<b>Total Requirements (net)</b>	<b>21,841.0</b>	<b>41,048.6</b>	<b>42,104.2</b>	<b>41,445.2</b>	<b>65,876.8</b>

**Annex II**  
**The International Tribunal for the former Yugoslavia**



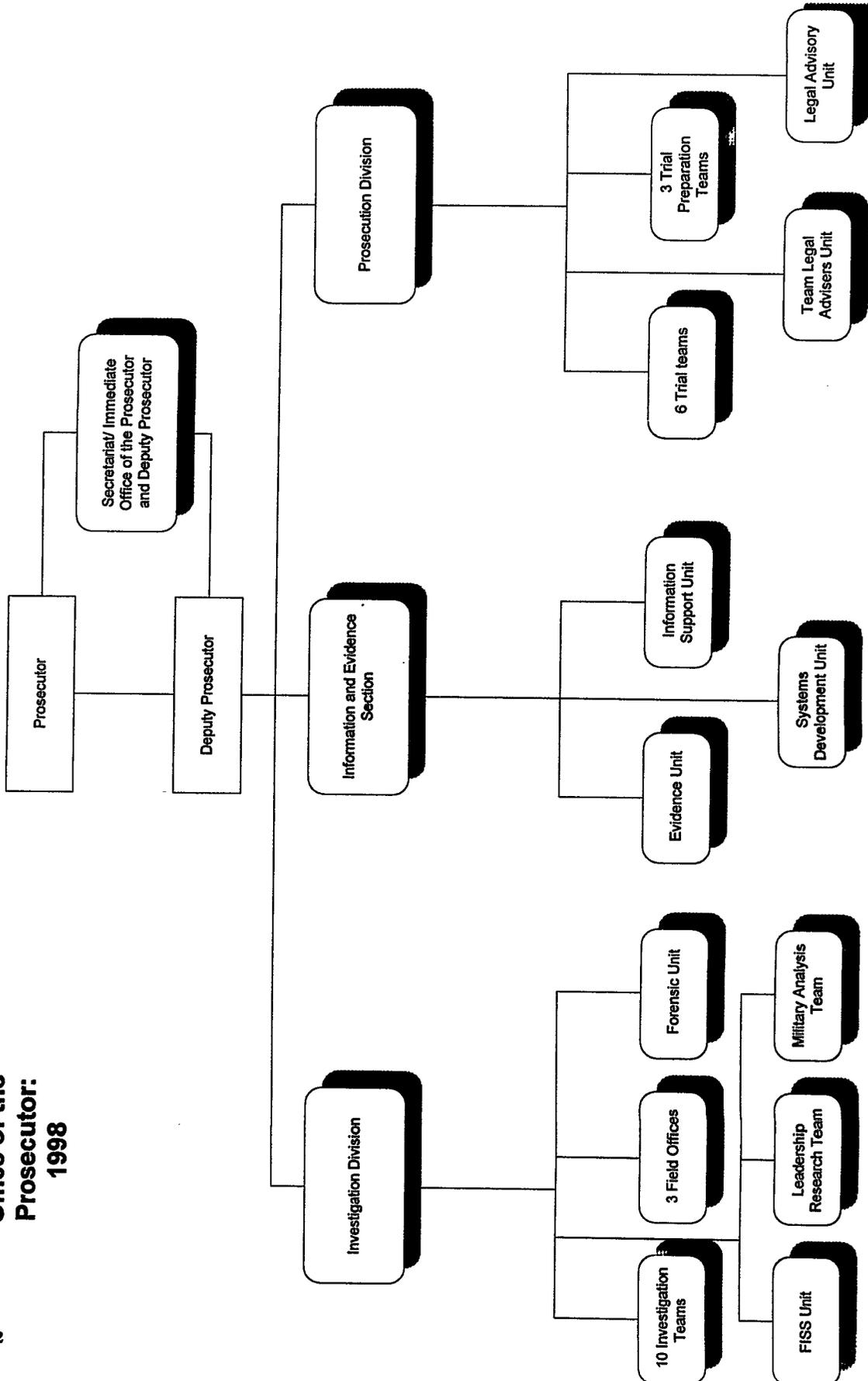
# The Chambers 1998 Revised Estimates



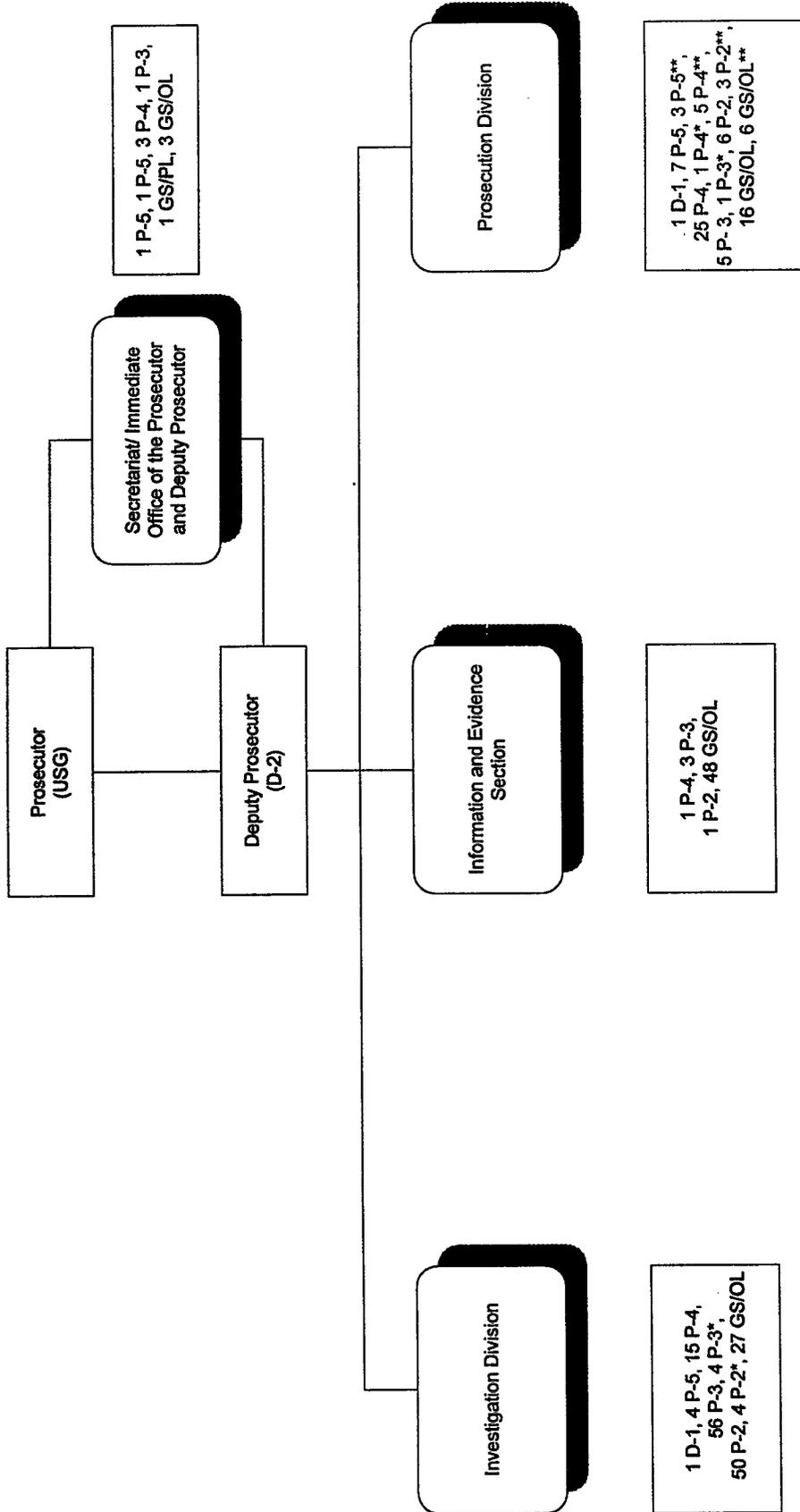
\*\* = Chamber 3  
Commitment Authority

Note: Does not include Celebid Trial Chamber

# Office of the Prosecutor: 1998

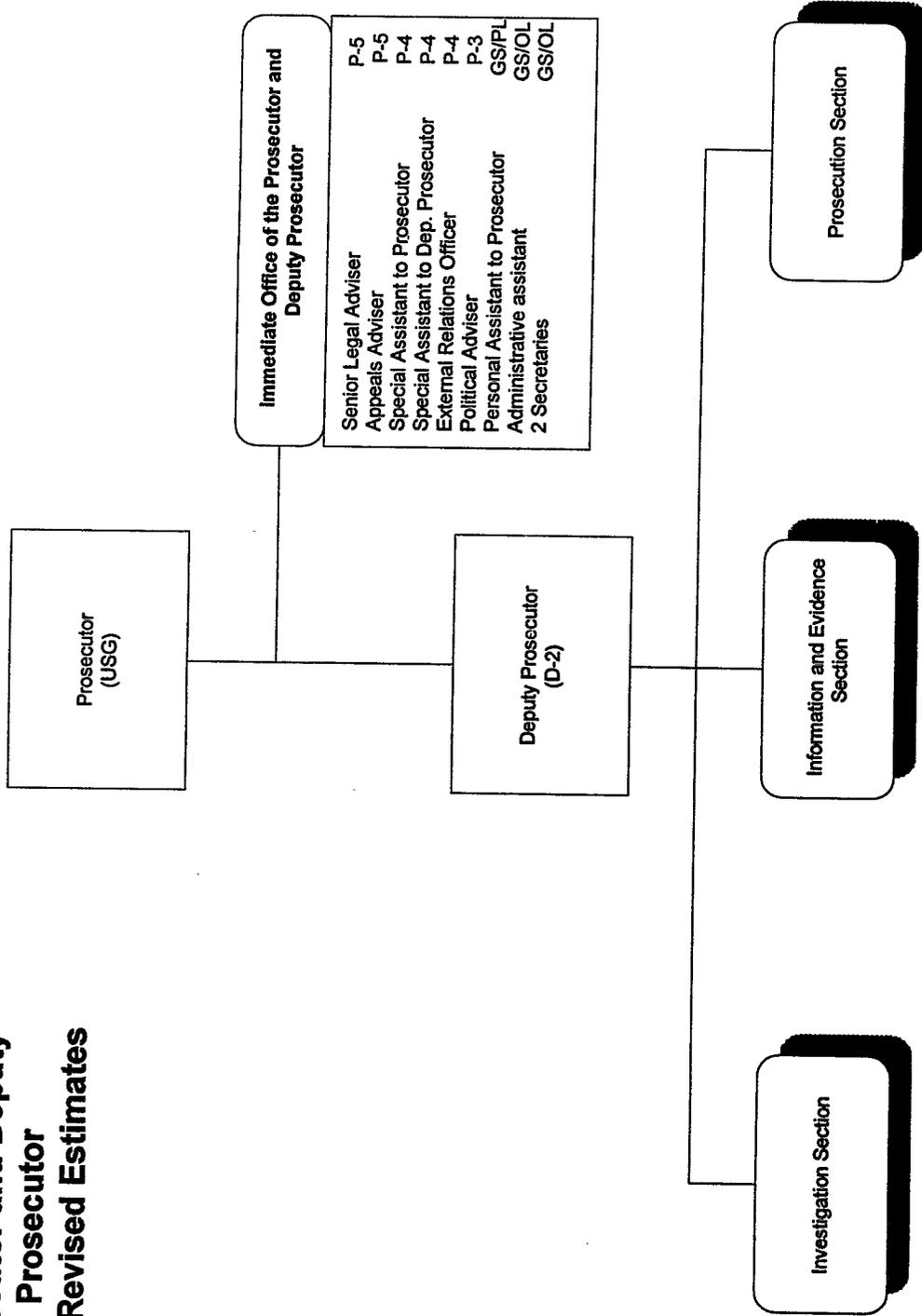


# Office of the Prosecutor 1998 Revised Estimates



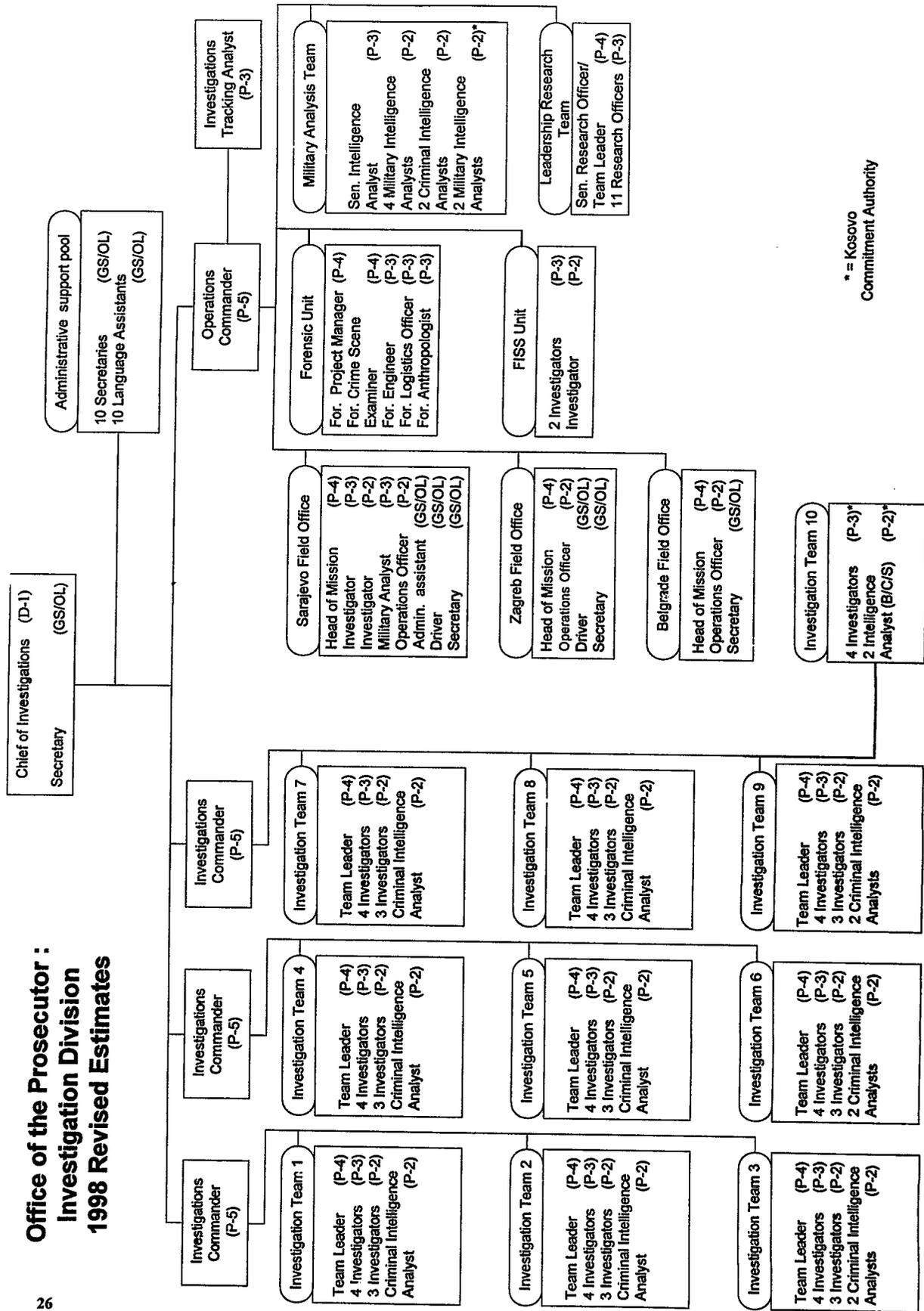
\* = Kosovo  
 Commitment Authority  
 \*\* = Chamber 3  
 Commitment Authority

# Office of the Prosecutor: Immediate Office of the Prosecutor and Deputy Prosecutor 1998 Revised Estimates



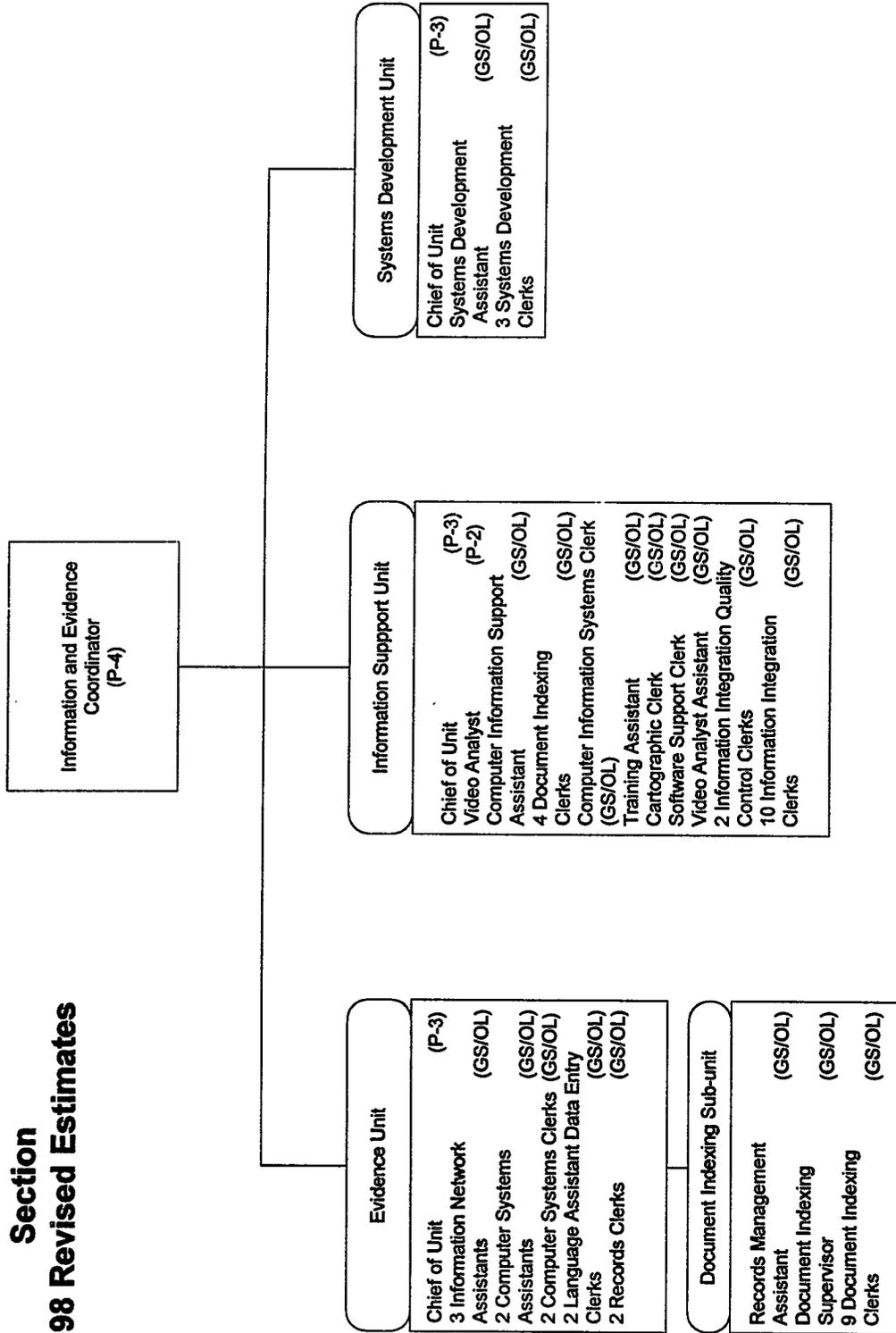


# Office of the Prosecutor : Investigation Division 1998 Revised Estimates

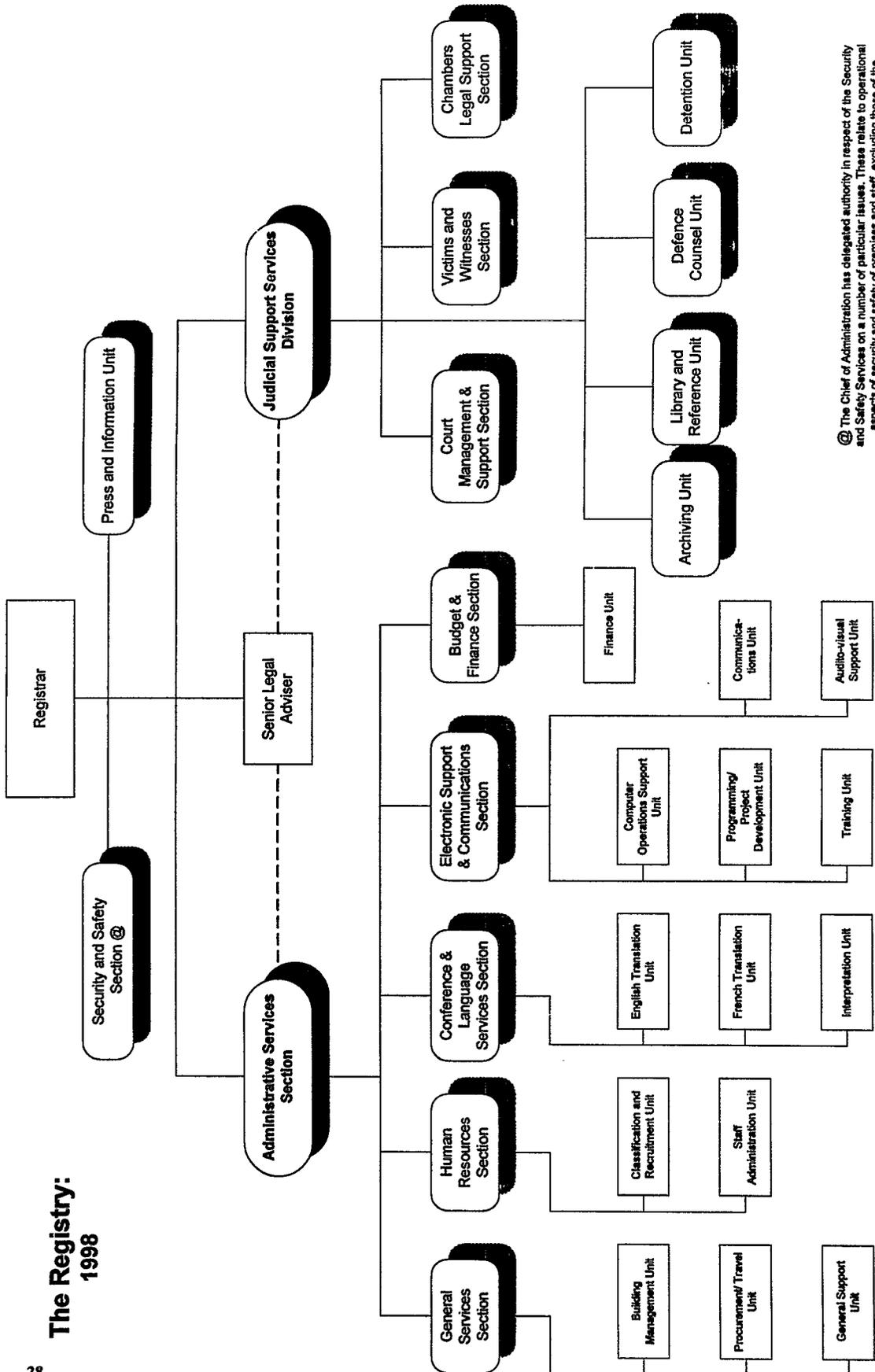


\* = Kosovo  
Commitment Authority

**Office of the Prosecutor:  
Information and Evidence  
Section  
1998 Revised Estimates**

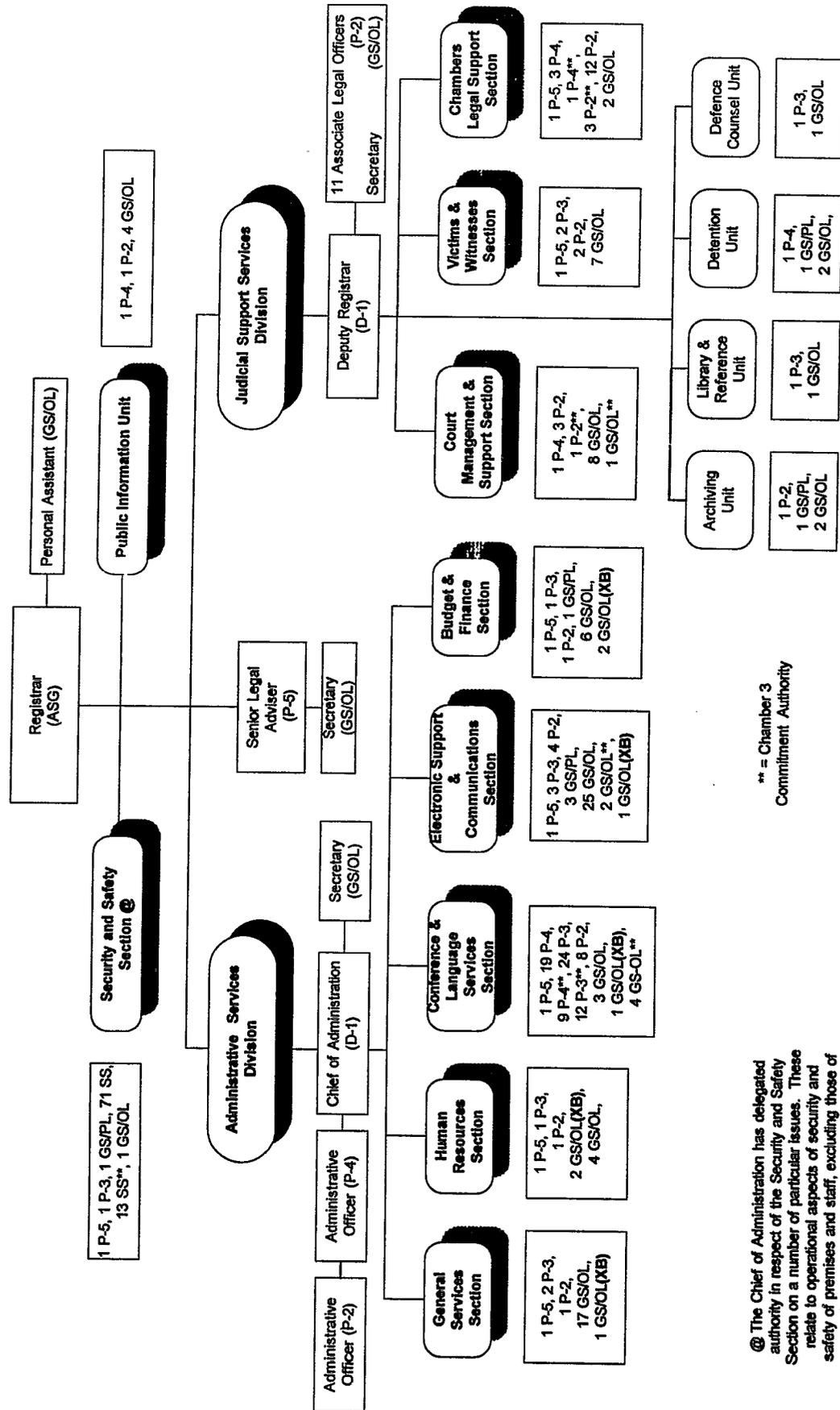


**The Registry:  
1998**



@ The Chief of Administration has delegated authority in respect of the Security and Safety Services on a number of particular issues. These relate to operational aspects of security and safety of premises and staff, excluding those of the Detention Unit and detainees.

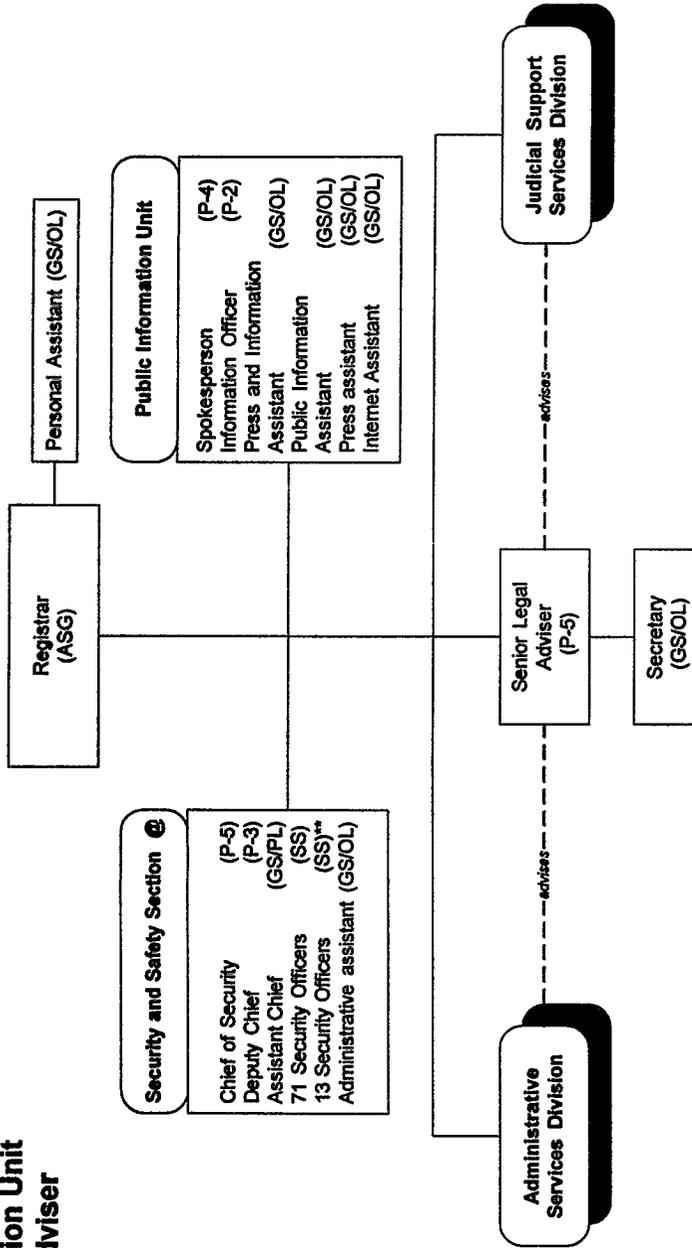
# The Registry 1998 Revised Estimates



\*\* = Chamber 3  
Commitment Authority

@ The Chief of Administration has delegated authority in respect of the Security and Safety Section on a number of particular issues. These relate to operational aspects of security and safety of premises and staff, excluding those of the Detention Unit and detainees.

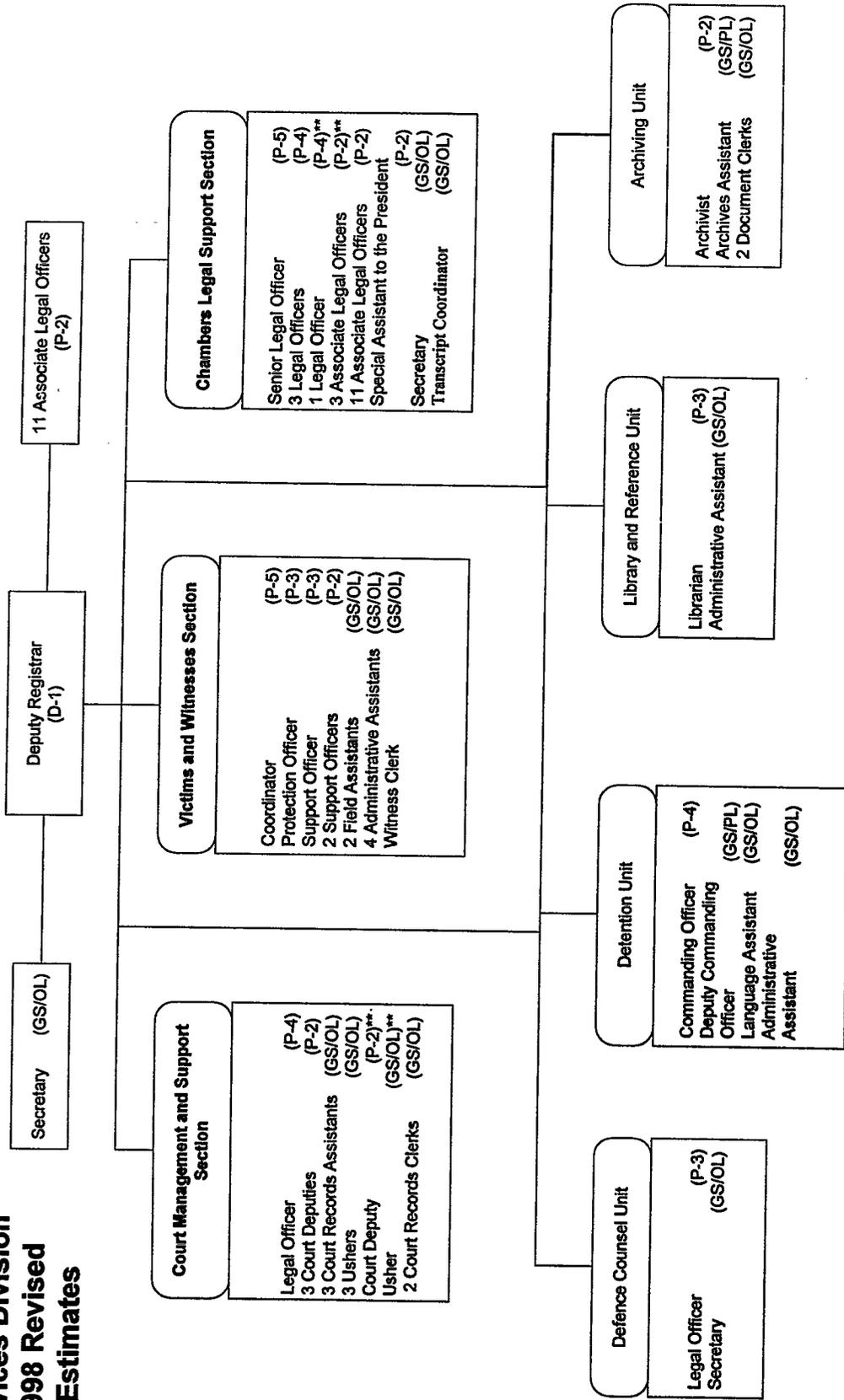
**1998 Revised Estimates  
The Registry:  
Security and  
Safety Section  
Public Information Unit  
Senior Legal Adviser**



\*\* = Chamber 3  
Commitment Authority

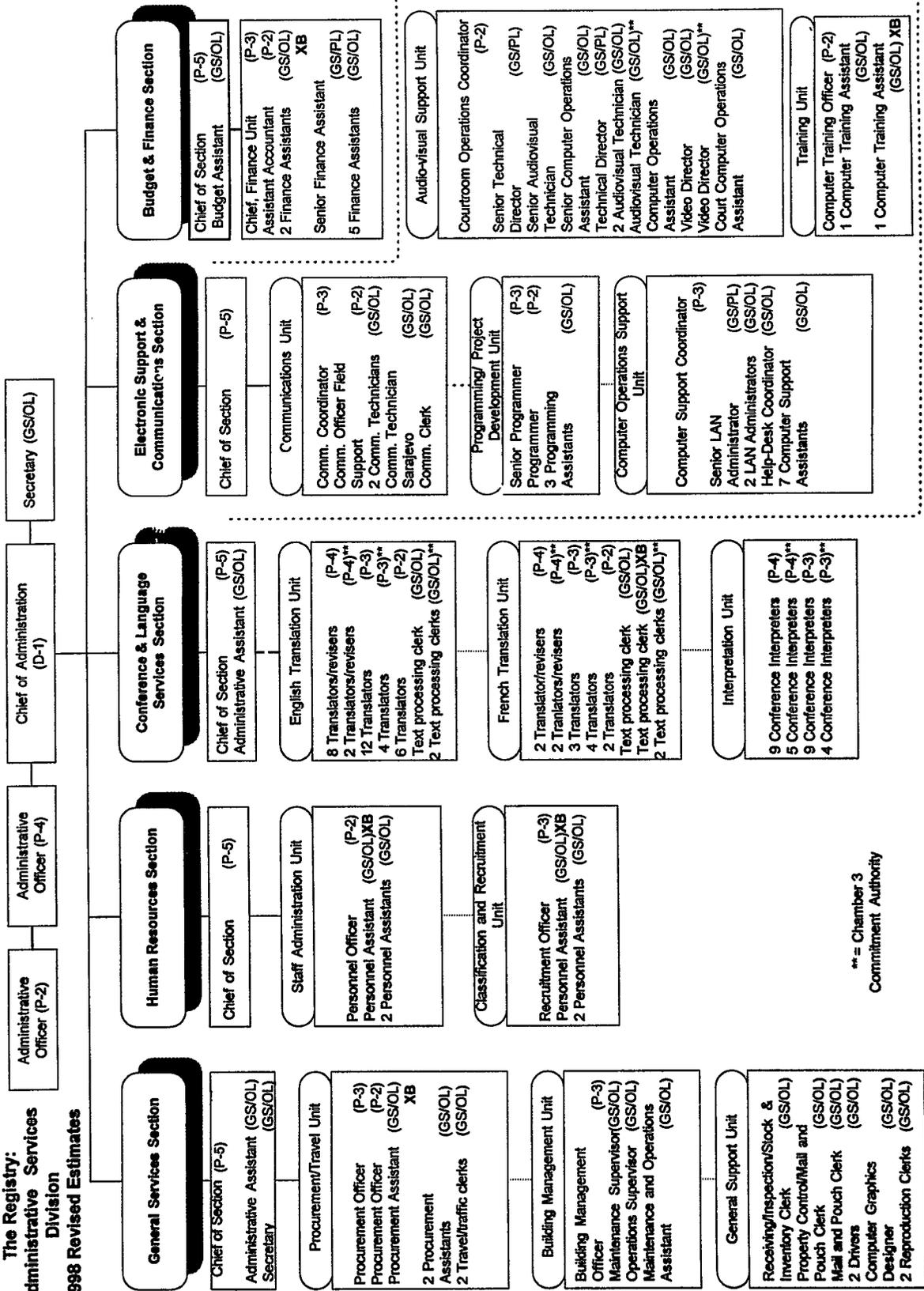
@ The Chief of Administration has delegated authority in respect of the Security and Safety Section on a number of particular issues. These relate to operational aspects of security and safety of premises and staff, excluding those of the Detention Unit and detainees.

**The Registry:  
Judicial Support  
Services Division  
1998 Revised  
Estimates**



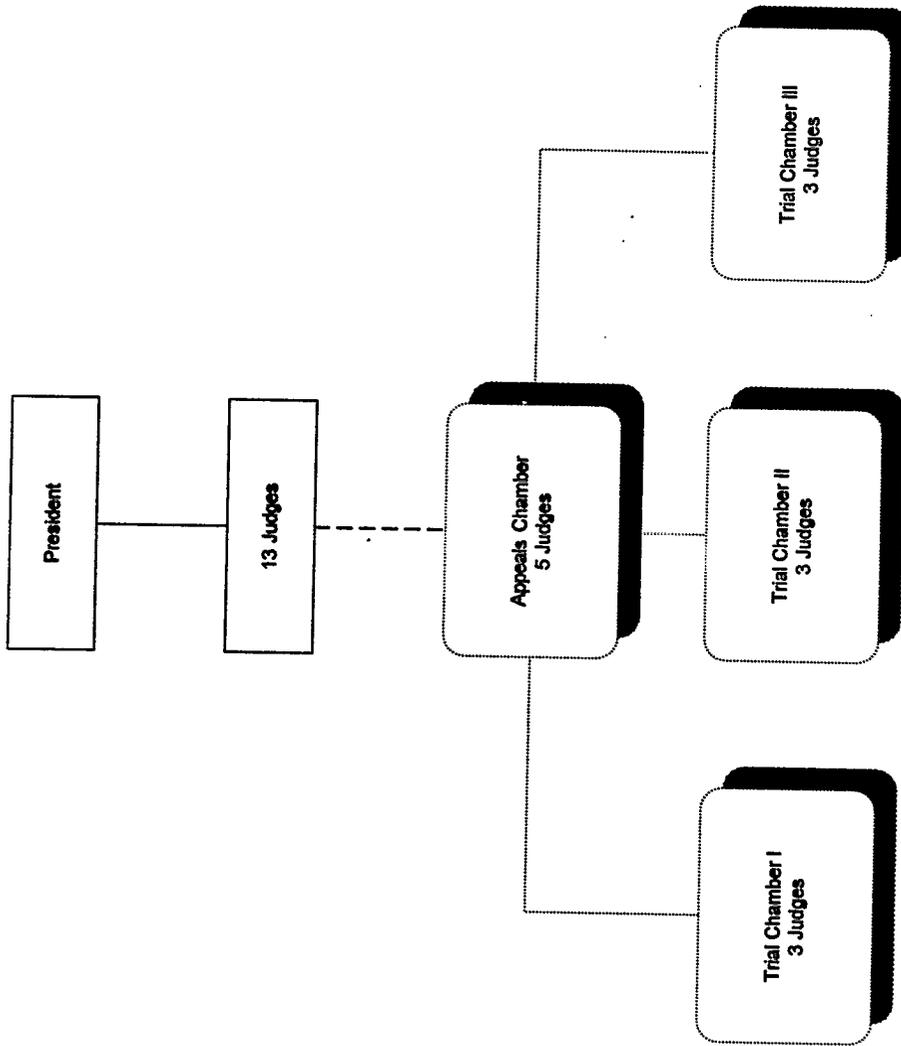
\*\* = Chamber 3  
Commitment Authority

**The Registry:  
Administrative Services  
Division  
1998 Revised Estimates**



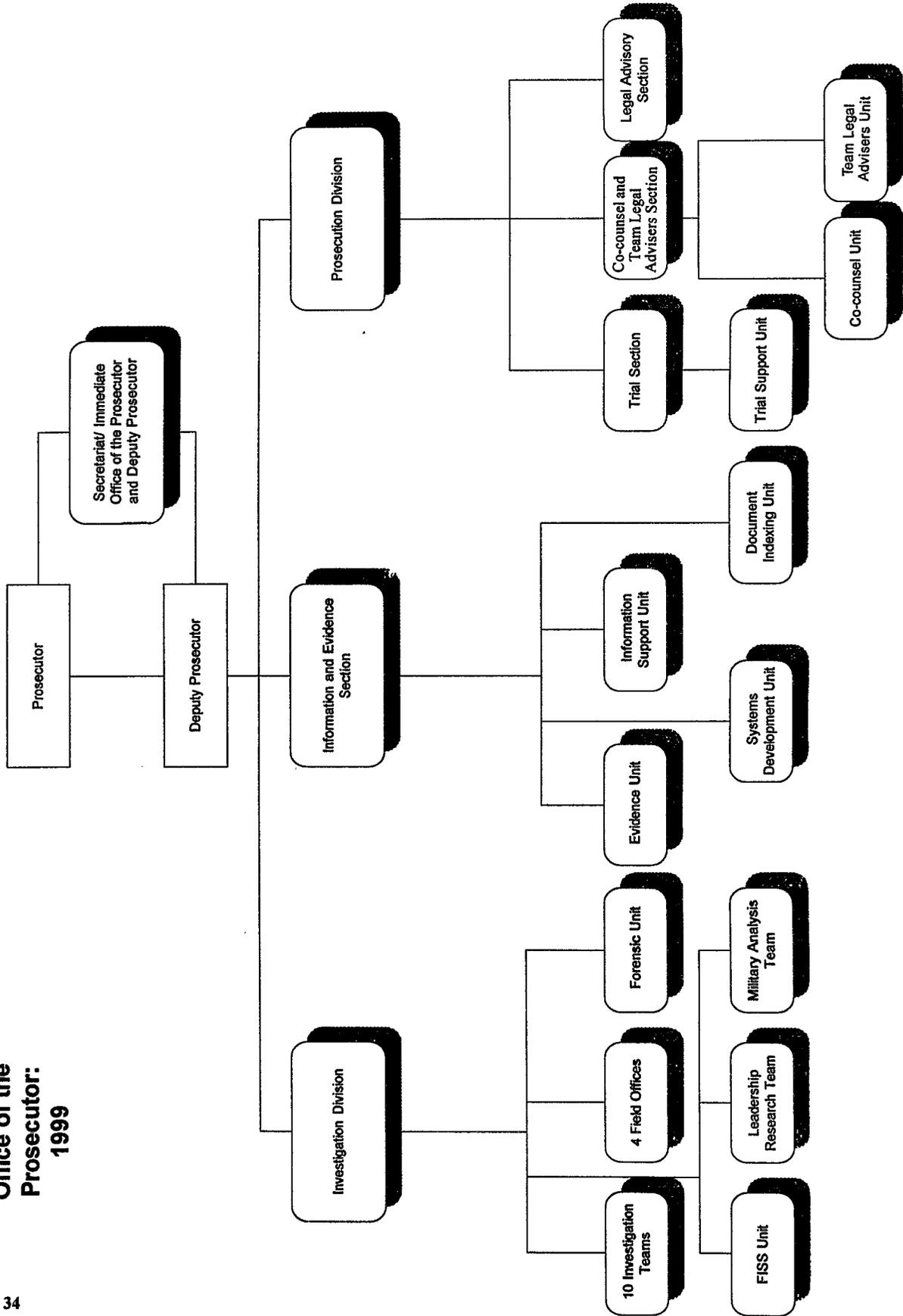
\*\* = Chamber 3  
Commitment Authority

# The Chambers 1999

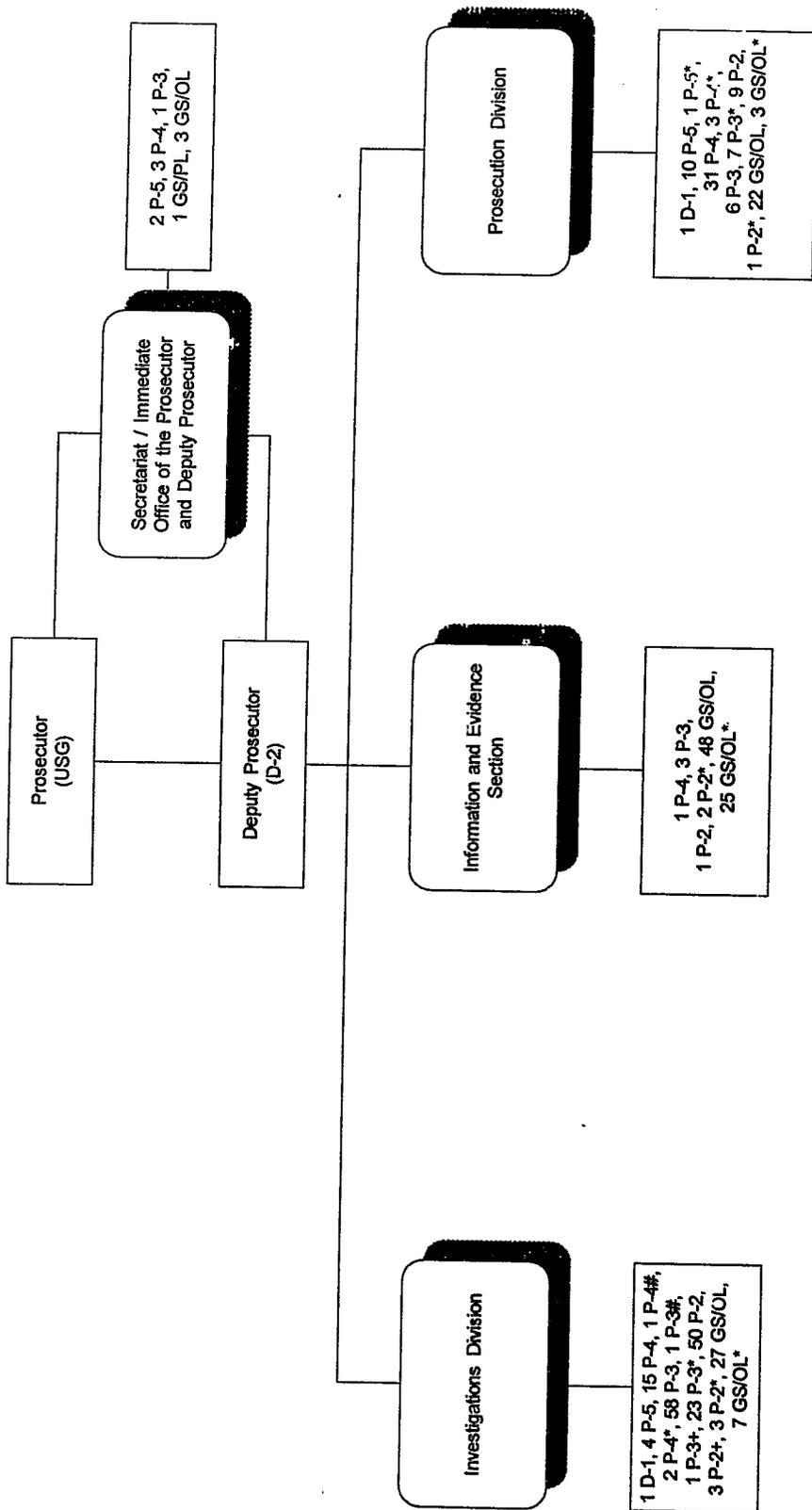


Note: Does not include *Celebici* Trial Chamber

**Office of the  
Prosecutor:  
1999**

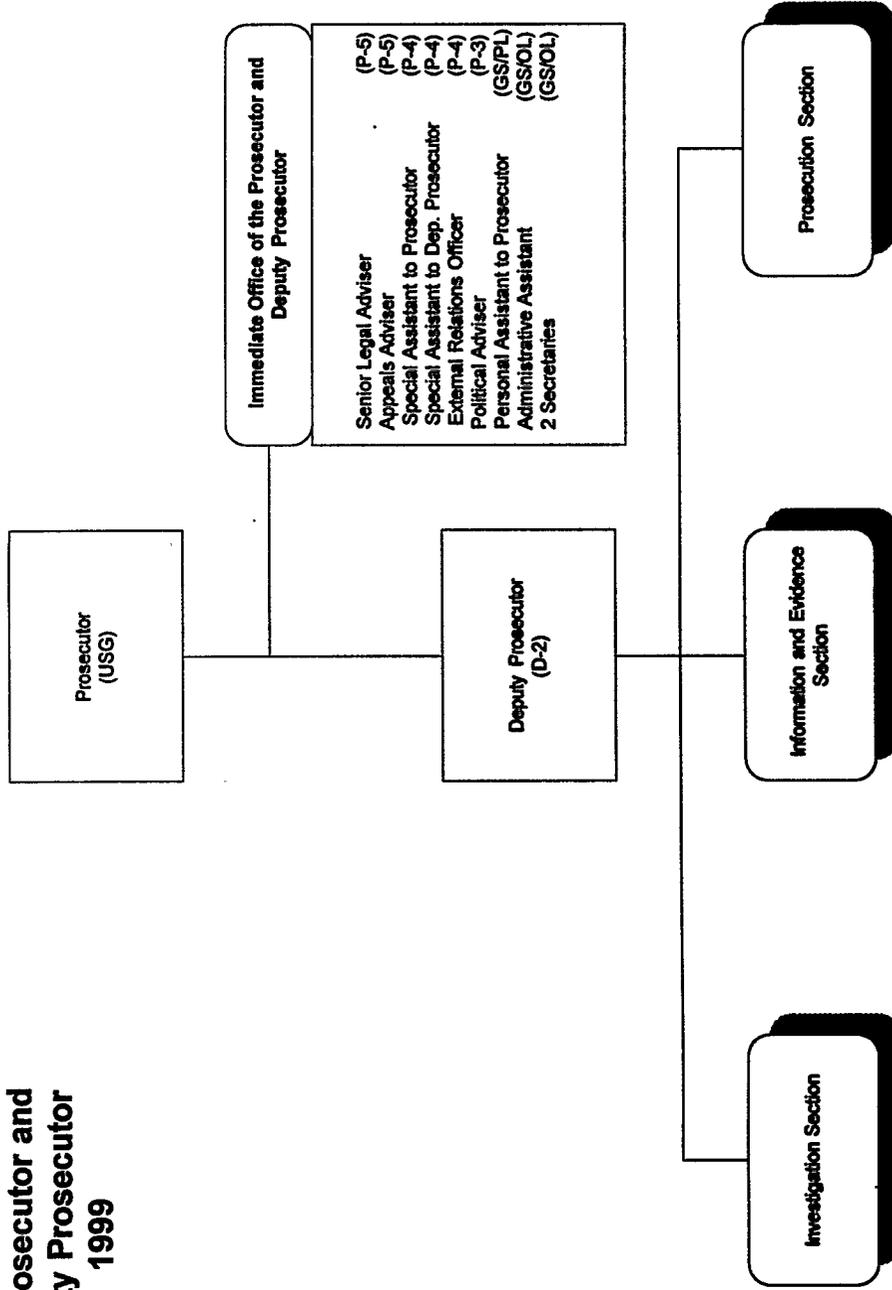


# Office of the Prosecutor 1999

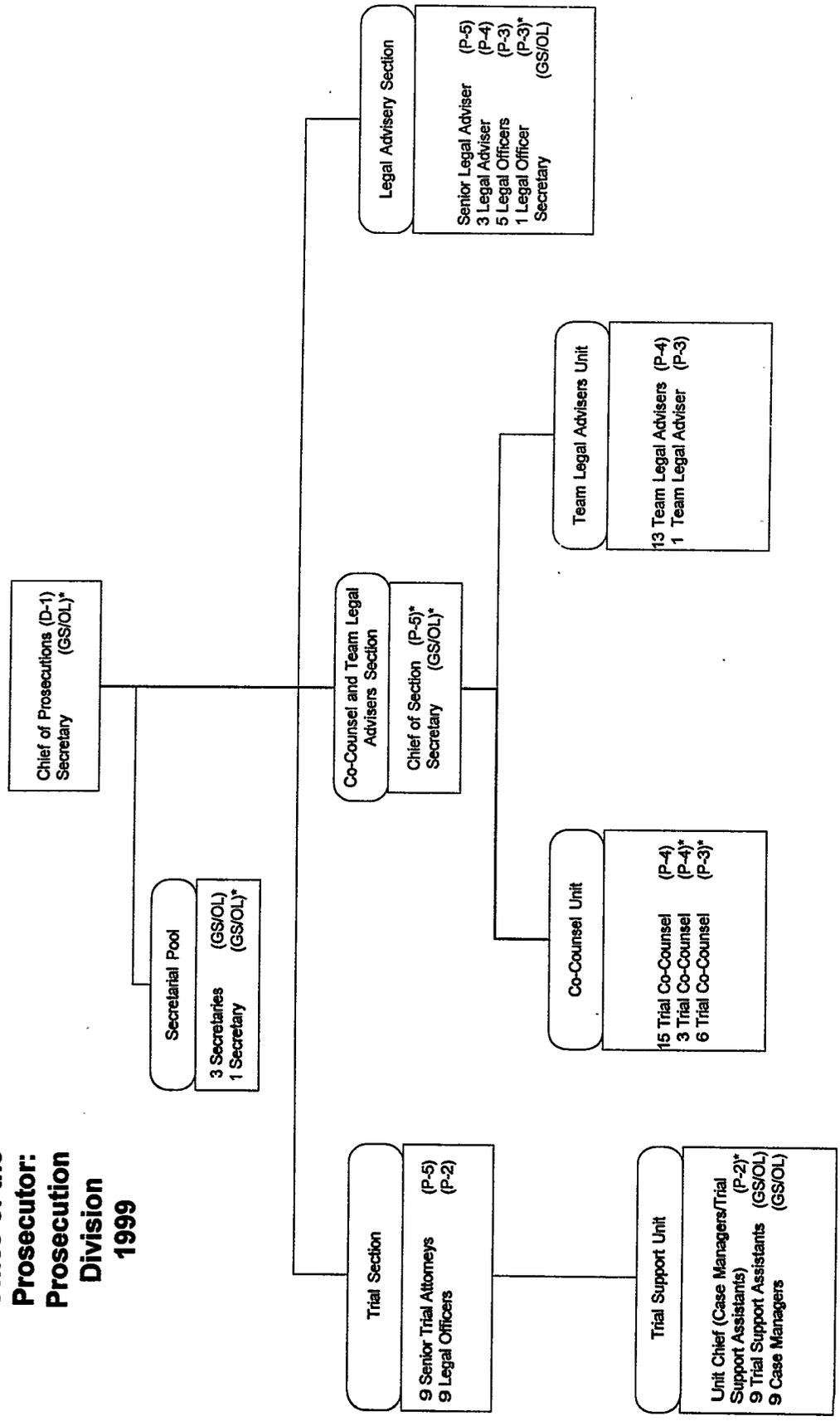


# = Reclassification  
 \* = New post proposed in the 1999 budget proposal  
 + = Redeployed Post

**Office of the  
Prosecutor:  
Immediate Office of  
the Prosecutor and  
Deputy Prosecutor  
1999**

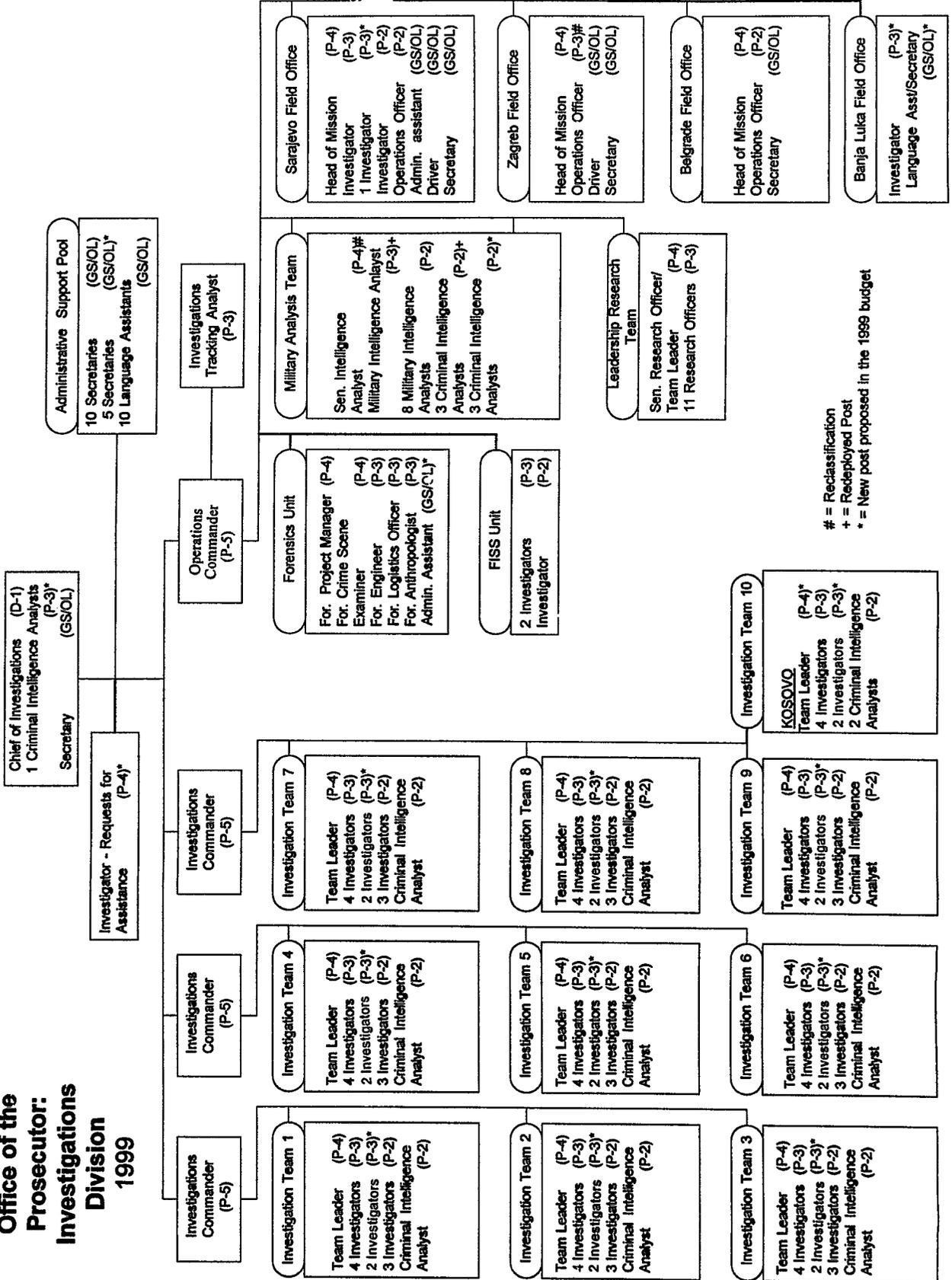


**Office of the  
Prosecutor:  
Prosecution  
Division  
1999**



\* = New post proposed in the 1999 budget

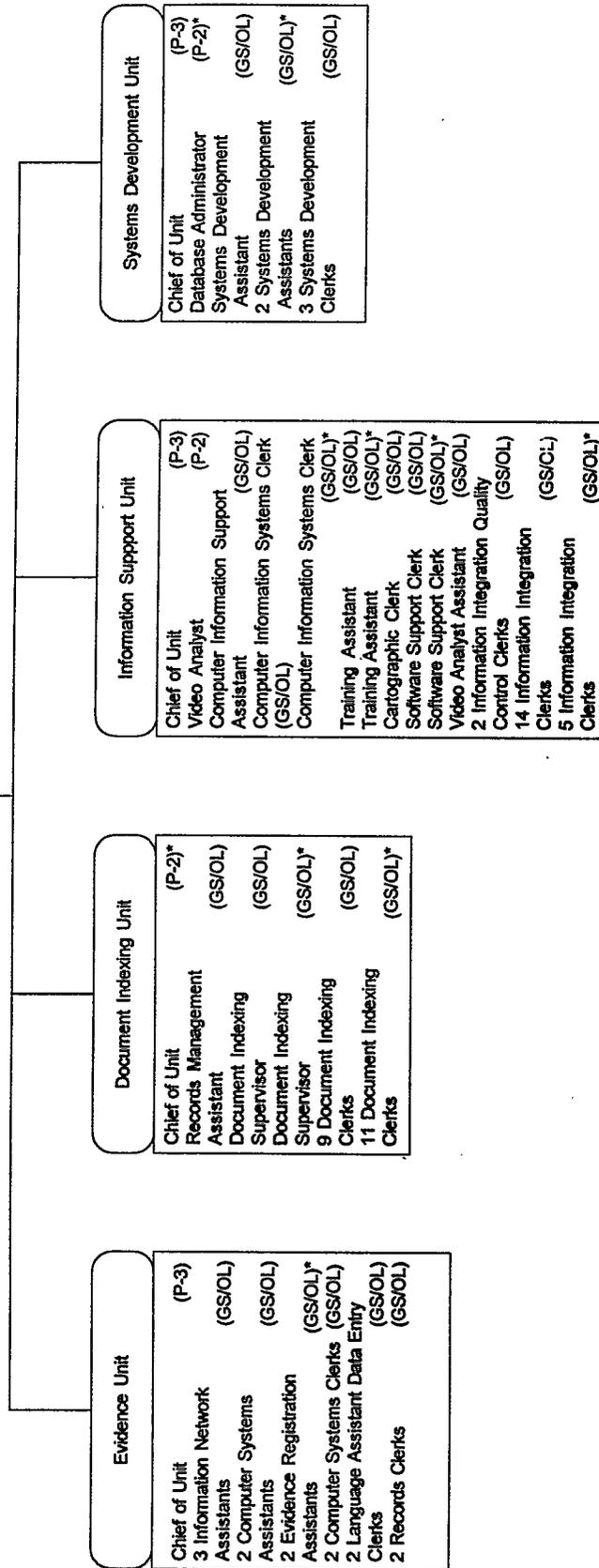
**Office of the  
Prosecutor:  
Investigations  
Division  
1999**



# = Reclassification  
+ = Redeployed Post  
\* = New post proposed in the 1999 budget

**Office of the  
Prosecutor:  
Information  
and Evidence  
Section  
1999**

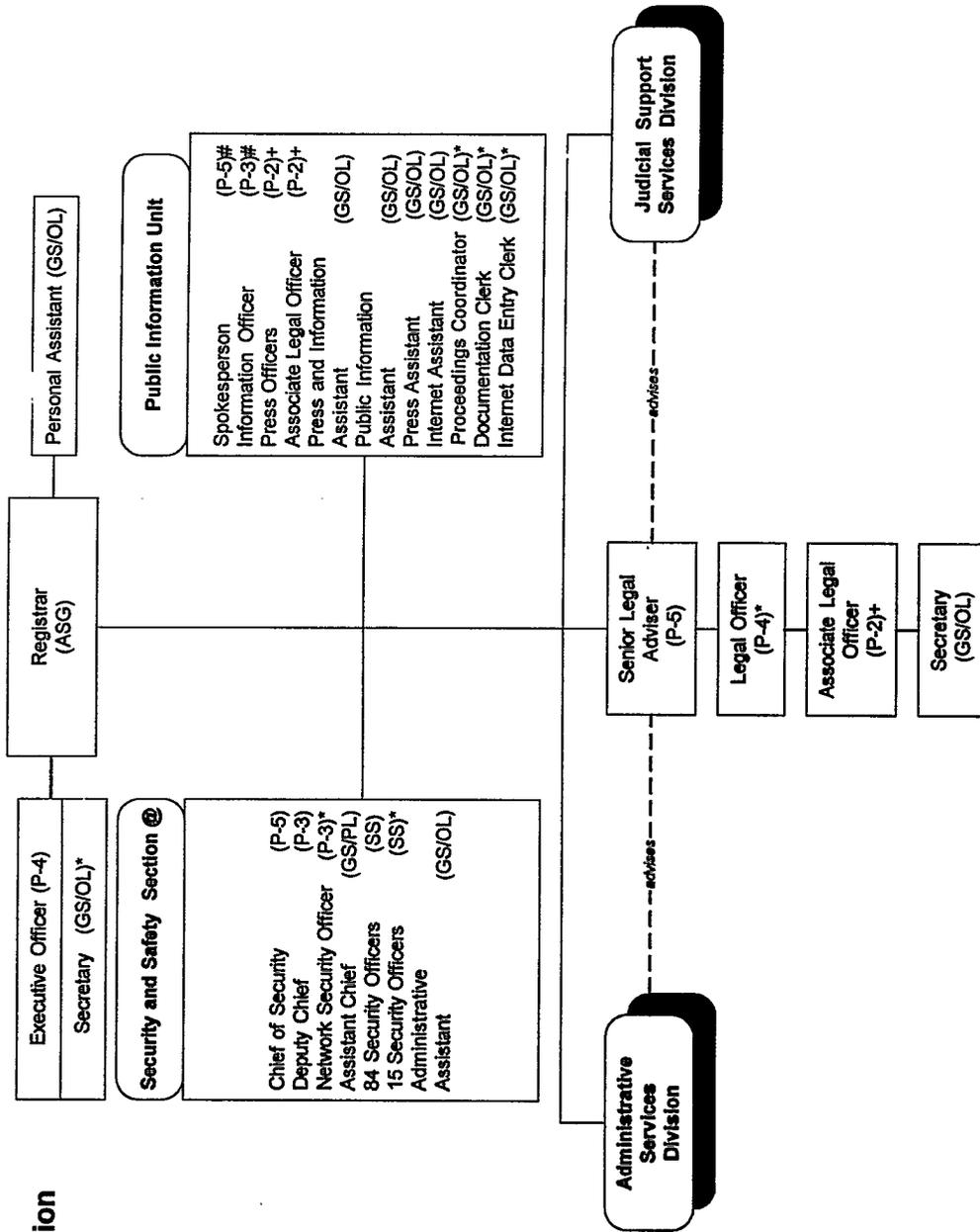
Information and Evidence  
Coordinator  
(P-4)  
Administrative Assistant  
(GS/OL)\*



\* = New post proposed in the 1999 budget proposal



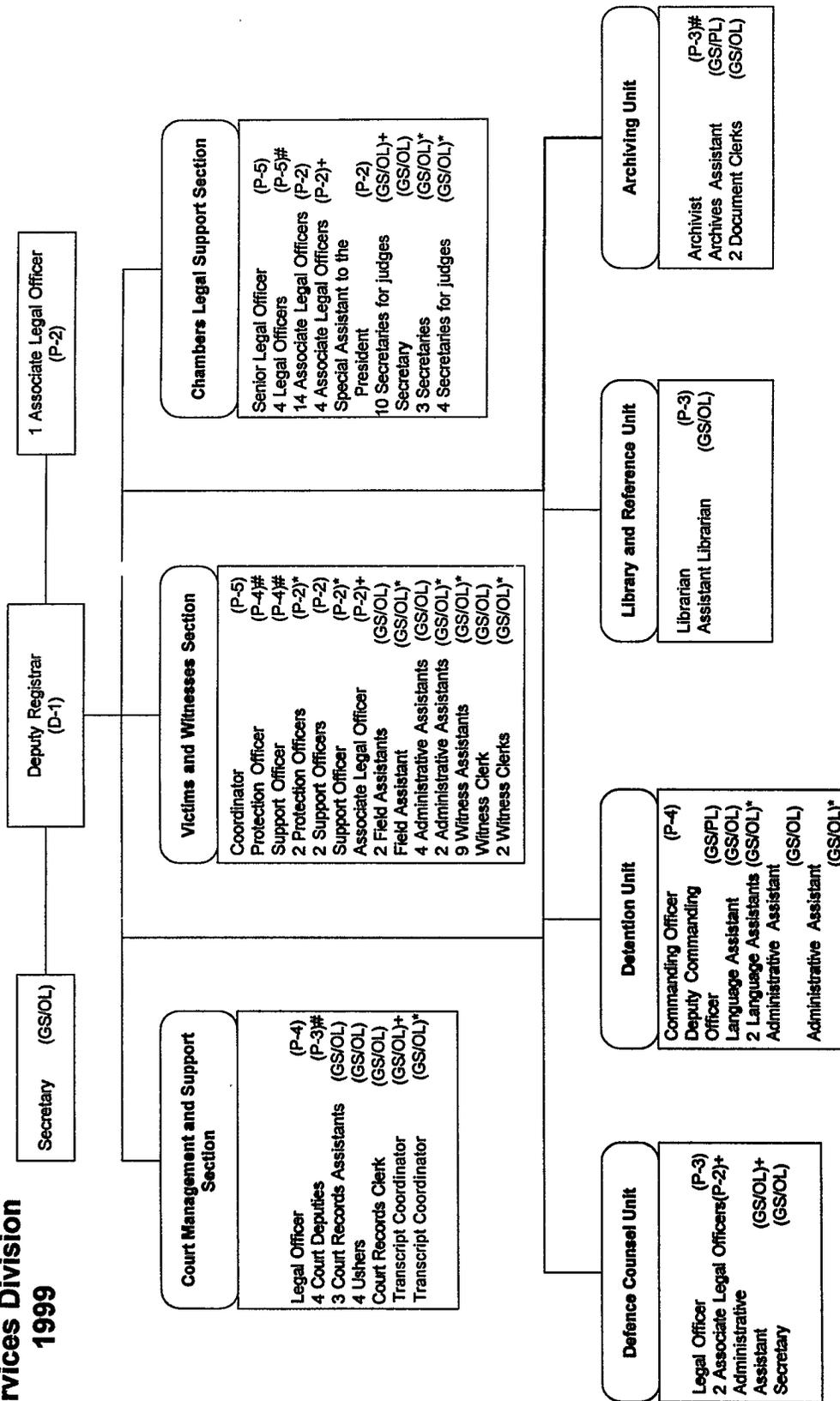
**The Registry: 1999**  
**Security and**  
**Safety Section**  
**Public Information**  
**Unit**  
**Senior Legal**  
**Adviser**



② The Chief of Administration has delegated authority in respect of the Security and Safety Section on a number of particular issues. These relate to operational aspects of security and safety of premises and staff, excluding those of the Detention Unit and detainees.

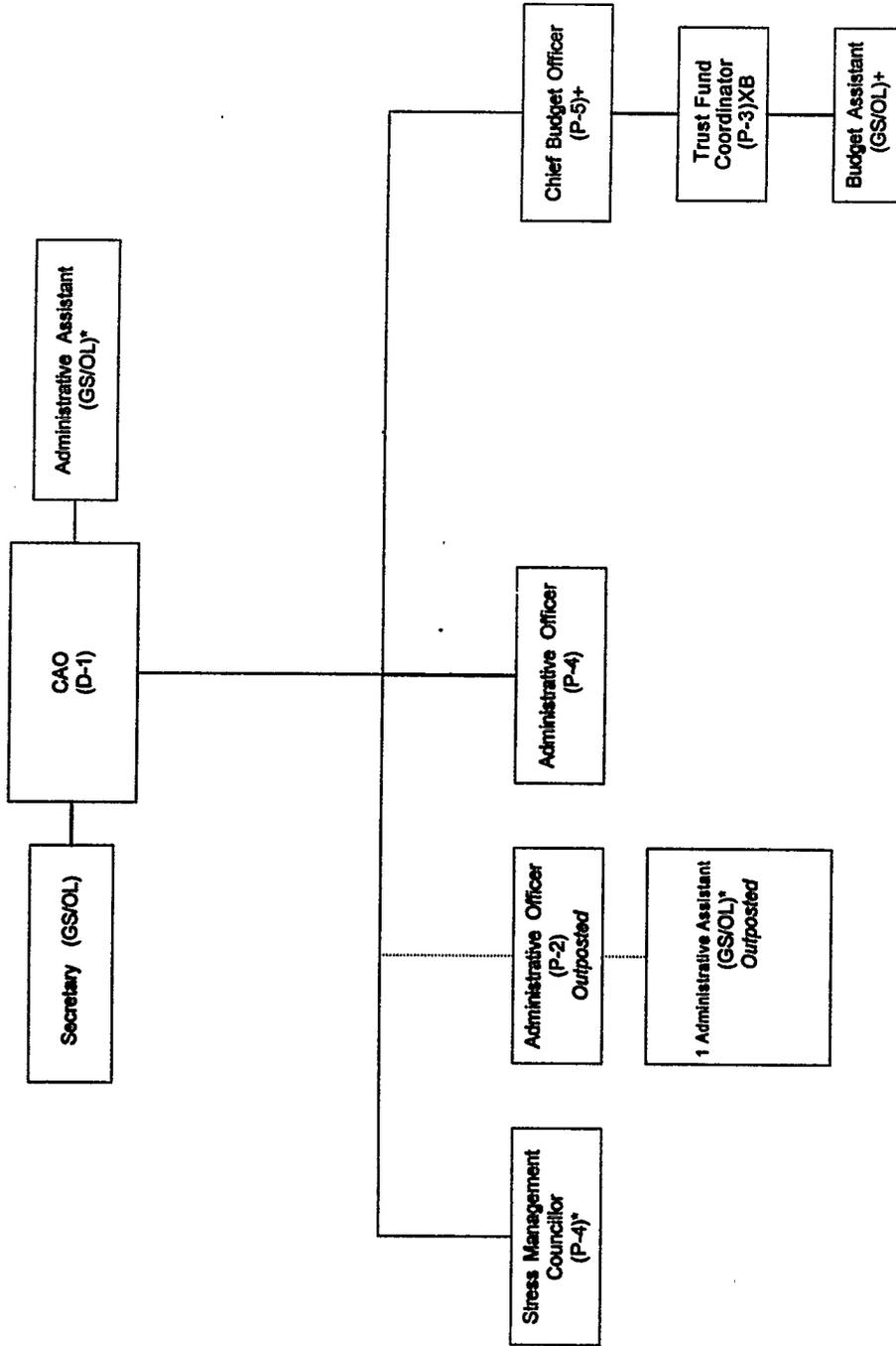
# = Reclassification Request  
 + = Redeployment  
 \* = New post proposed in the 1999 budget

# The Registry: Judicial Support Services Division 1999



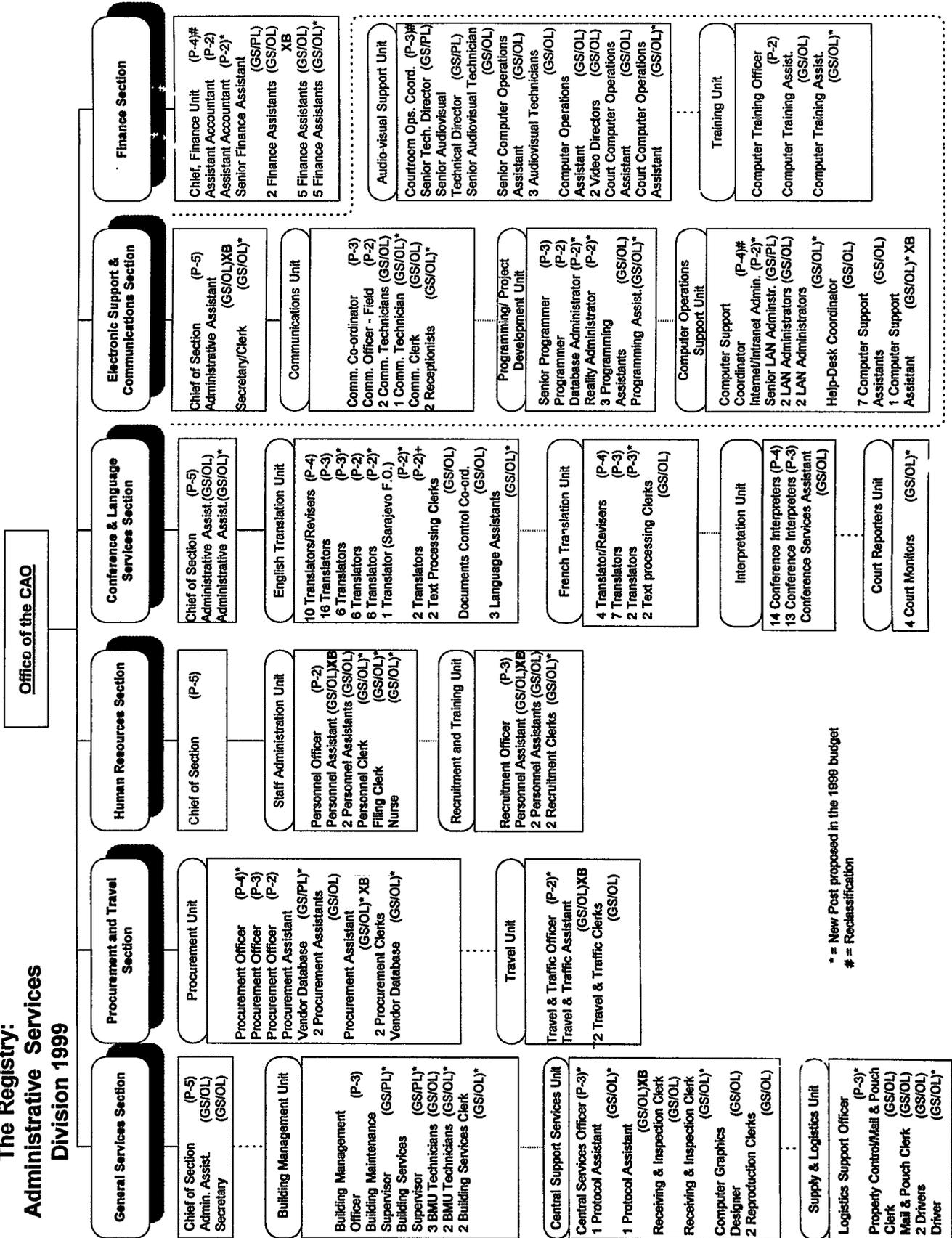
# = Reclassification Request  
 + = Redeployment  
 \* = New post proposed in the 1999 budget

**The Registry:  
Office of the Chief Administrative Officer (CAO)  
1999**



# = Reclassification  
+ = Redeployment  
\* = New post proposed in the 1999 budget

# The Registry: Administrative Services Division 1999



\* = New Post proposed in the 1999 budget  
# = Reclassification

## Annex III

### A. Statistics for posts for the International Tribunal for the Former Yugoslavia by division, service and section, as at 30 September 1998

<i>Section</i>	<i>Authorized</i>	<i>Vacant</i>	<i>Vacancy rate, %</i>
<b>Judges' chambers</b>			
Judges' chambers	10	2	20
<b>Subtotal for Division</b>	<b>10</b>	<b>2</b>	<b>20</b>
<b>Office of the Prosecutor</b>			
Office of the Chief	12	2	17
Prosecution	79	28	35
Investigations	161	31	19
Information and Evidence	53	10	19
<b>Subtotal for Division</b>	<b>305</b>	<b>71</b>	<b>23</b>
<b>Registry/Service: Registrar</b>			
Office of the Registrar	2		
Security	88	5	6
Press and information	6		
Legal support	2		
<b>Subtotal for Service</b>	<b>98</b>	<b>5</b>	<b>5</b>
<b>Registry/Service: Administrative Services</b>			
Office of the Chief Administrative Officer	4		
Human Resources	7	1	14
Budget and Finance	10	1	10
General Services	21		
Electronic Support and Communications	38	7	18
Library and Reference	2		
Archiving	4	1	25
Conference and Language Services	80	21	26
<b>Subtotal for Service</b>	<b>166</b>	<b>31</b>	<b>19</b>
<b>Registry/Service: Judicial Support Services</b>			
Office of the Deputy Registrar	13	4	31
Chambers Legal	22	5	23
Defence Counsel	2		
Detention Facilities	4		
Victims and Witnesses	12	1	8
Court Management and Support Services	14	5	36
<b>Subtotal for Services</b>	<b>67</b>	<b>15</b>	<b>22</b>
<b>Subtotal for Division</b>	<b>331</b>	<b>51</b>	<b>15</b>
<b>Total</b>	<b>646</b>	<b>124</b>	<b>19</b>

**B. Actual and forecast staffing, incumbency and vacancy rate, for the period from 1 January to 31 December 1998\***

	Actual staff on board												Forecast			
	Authorized staffing Jan.-June 1997	Authorized staffing July-Oct. 1997	Authorized staffing Nov.-Dec. 1997	31 Dec. 1997	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.
<b>1. Total Tribunal</b>																
USG	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1
ASG	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1
D-2	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1
D-1	4	4	4	3	3	3	3	3	3	3	3	3	3	3	3	3
P-5	22	22	25	12	17	17	17	18	18	18	18	18	20	20	20	20
P-4	64	81	86	46	47	51	53	53	52	53	53	57	58	61	65	68
P-3	85	118	118	65	64	64	64	66	69	75	79	83	96	95	100	104
P-2	74	108	114	31	32	34	34	35	37	42	49	70	75	90	100	113
<b>Subtotal</b>	<b>252</b>	<b>336</b>	<b>350</b>	<b>160</b>	<b>166</b>	<b>172</b>	<b>174</b>	<b>178</b>	<b>182</b>	<b>194</b>	<b>205</b>	<b>234</b>	<b>255</b>	<b>272</b>	<b>291</b>	<b>311</b>
Vacancy rate (percentage)				34.1	31.7	31.0	29.4	27.8	23.0	39.0	30.4	24.1	19.0	16.9	11.1	11.1
GS/PL	7	8	8	6	6	6	5	4	5	5	5	5	6	6	7	7
GS/OL	189	196	204	107	122	135	154	160	170	168	175	180	181	189	193	194
SS	71	84	84	60	69	71	71	68	71	70	80	77	80	80	80	80
<b>Subtotal</b>	<b>267</b>	<b>288</b>	<b>296</b>	<b>173</b>	<b>197</b>	<b>212</b>	<b>230</b>	<b>232</b>	<b>246</b>	<b>243</b>	<b>260</b>	<b>262</b>	<b>267</b>	<b>275</b>	<b>280</b>	<b>281</b>
Vacancy rate (percentage)				26.2	20.6	13.9	13.1	7.9	9.0	9.7	9.0	7.3	4.5	5.4	5.4	5.1
<b>Total</b>	<b>519</b>	<b>624</b>	<b>646*</b>	<b>333</b>	<b>363</b>	<b>384</b>	<b>404</b>	<b>410</b>	<b>428</b>	<b>437</b>	<b>465</b>	<b>496</b>	<b>522</b>	<b>547</b>	<b>571</b>	<b>592</b>
Vacancy rate (percentage)				30.1	26.0	22.2	21.0	17.5	15.8	25.5	20.5	16.3	12.3	11.6	8.4	8.4
<b>2. The Chambers</b>																
USG	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
ASG	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
D-2	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
D-1	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
P-5	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
P-4	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
P-3	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
P-2	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
<b>Subtotal</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>

	Authorized staffing		Actual staff on board												Forecast		
	Jan.-June	July-Oct.	31 Dec. 1997	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.		
Vacancy rate (average)	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—		
GS/PL	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—		
GS/OL	8	8	10	6	8	8	8	8	8	8	8	8	8	8	10		
SS	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—		
<b>Subtotal</b>	<b>8</b>	<b>8</b>	<b>10</b>	<b>6</b>	<b>8</b>	<b>10</b>											
Vacancy rate (average)	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—		
<b>Total, civilian personnel</b>	<b>8</b>	<b>8</b>	<b>10</b>	<b>6</b>	<b>8</b>	<b>10</b>											
Vacancy rate, percentage actual	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—		
<b>3. Office of the Prosecutor</b>																	
USG	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1		
ASG	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—		
D-2	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1		
D-1	2	2	1	1	1	1	1	1	1	1	1	1	1	1	1		
P-5	13	13	16	9	8	8	9	9	9	9	10	11	11	11	11		
P-4	38	45	50	29	33	34	35	35	34	34	34	35	35	37	38		
P-3	49	70	70	39	40	40	40	40	43	48	51	53	59	60	64		
P-2	51	61	64	19	19	18	18	18	20	20	24	35	40	48	56		
<b>Subtotal</b>	<b>155</b>	<b>193</b>	<b>204</b>	<b>99</b>	<b>103</b>	<b>103</b>	<b>104</b>	<b>105</b>	<b>109</b>	<b>114</b>	<b>121</b>	<b>136</b>	<b>148</b>	<b>159</b>	<b>172</b>		
Vacancy rate, percentage average	—	—	—	33.5	33.5	32.9	32.3	29.7	26.5	37.3	29.5	23.3	17.6	15.7	11.3		
GS/PL	1	1	1	—	—	—	—	—	—	—	—	—	—	—	—		
GS/OL	94	94	100	47	53	57	71	74	79	79	83	86	85	91	93		
SS	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—		
<b>Subtotal</b>	<b>95</b>	<b>95</b>	<b>101</b>	<b>48</b>	<b>53</b>	<b>57</b>	<b>71</b>	<b>74</b>	<b>79</b>	<b>79</b>	<b>83</b>	<b>86</b>	<b>86</b>	<b>91</b>	<b>93</b>		
Vacancy rate, percentage average	—	—	—	44.2	40.0	25.3	22.1	16.8	16.8	12.6	9.5	9.5	4.2	7.9	6.9		
<b>Total</b>	<b>250</b>	<b>288</b>	<b>305*</b>	<b>147</b>	<b>156</b>	<b>160</b>	<b>175</b>	<b>179</b>	<b>188</b>	<b>193</b>	<b>204</b>	<b>222</b>	<b>234</b>	<b>250</b>	<b>265</b>		
Vacancy rate, percentage actual	—	—	—	37.6	36.0	30.0	28.4	24.8	22.8	29.2	22.9	18.8	13.2	13.1	9.8		

	Authorized staffing		Actual staff on board												Forecast		
	Jan.-June	July-Oct.	Nov.-Dec.	31 Dec. 1997	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	
<b>4. The Registry</b>																	
USG	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	
ASG	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	
D-2	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	
D-1	2	2	2	2	2	2	2	2	2	2	2	2	2	2	2	2	
P-5	9	9	9	9	9	9	9	9	9	9	9	8	9	9	9	9	
P-4	26	36	36	17	14	17	18	18	18	19	19	22	23	24	27	30	
P-3	36	48	48	26	24	24	24	26	26	27	28	30	37	35	36	38	
P-2	23	47	50	12	13	16	16	17	17	22	25	35	35	42	44	50	
<b>Subtotal</b>	<b>97</b>	<b>143</b>	<b>146</b>	<b>61</b>	<b>63</b>	<b>69</b>	<b>70</b>	<b>73</b>	<b>73</b>	<b>80</b>	<b>84</b>	<b>98</b>	<b>107</b>	<b>113</b>	<b>119</b>	<b>130</b>	
Vacancy rate (percentage)					35.1	28.9	27.8	24.7	24.7	17.5	41.3	31.5	25.2	21.0	18.5	11.0	
GS/PL	6	7	7	5	6	6	5	4	5	5	5	5	5	6	7	7	
GS/OL	87	94	94	54	61	70	75	78	83	81	84	86	88	90	90	90	
SS	71	84	84	60	69	71	71	68	71	70	80	77	80	80	80	80	
<b>Subtotal</b>	<b>164</b>	<b>185</b>	<b>185</b>	<b>119</b>	<b>136</b>	<b>147</b>	<b>151</b>	<b>150</b>	<b>159</b>	<b>156</b>	<b>169</b>	<b>168</b>	<b>173</b>	<b>176</b>	<b>177</b>	<b>177</b>	
Vacancy rate (percentage)					17.1	10.4	7.9	8.5	3.0	4.9	8.6	9.2	6.5	4.9	4.3	4.3	
<b>Total</b>	<b>261</b>	<b>328</b>	<b>331<sup>a</sup></b>	<b>180</b>	<b>199</b>	<b>216</b>	<b>221</b>	<b>223</b>	<b>232</b>	<b>236</b>	<b>253</b>	<b>266</b>	<b>280</b>	<b>289</b>	<b>296</b>	<b>307</b>	
Vacancy rate, percentage actual					23.8	17.2	15.3	14.6	11.1	9.6	22.9	18.9	14.6	11.9	10.6	7.3	

<sup>a</sup> Gratis personnel posts authorized from 1 July 1998 onward only. Kosovo/Trial Chamber 3, posts authorized for 1 July-1 November.

## Annex IV

## Proposed travel budget for the International Tribunal for the Former Yugoslavia for 1999

	\$
<b>Chambers</b>	
President's travel to United Nations Headquarters: ACABQ deliberations visit (\$5,000) General Assembly (\$5,000) Accompanying officer for each of above (\$7,500) 10 visits within European nations (\$15,000) Accompanying officer for each of above (\$6,000)	38 500
Judges' visits to the region of the former Yugoslavia: 14 judges for 8 days DSA (\$150 per day) airfare (\$600 each) and other (\$100 each)	26 700
<b>Subtotal</b>	<b>65 200</b>
<b>Office of the Prosecutor</b>	
Travel for investigations 576 missions, 2 persons per mission for 10 days for \$1,680 per trip per person (\$600 airfare, 10 days' DSA at \$95, and \$130 for other expenditures)	1 935 400
Travel for prosecutions 150 missions, one person per mission for four days for \$1,110 per trip (\$600 airfare, four days' DSA at \$96, and \$130 for other expenditures)	166 500
Other travel Prosecutor and Deputy Prosecutor to visit former Yugoslavia, cooperating nations, Headquarters (\$57,600) Indictment reviews: two attorneys to visit Rwanda Tribunal in Kigali (\$28,800)	86 400
<b>Subtotal</b>	<b>2 188 300</b>
<b>Registry</b>	
<b>Official travel</b>	
Office of the Registrar: Registrar, one visit to Headquarters for ACABQ meetings (\$5,000). Legal Officer: two visits to Headquarters (\$6,000)	11 000
Deputy Registrar: discussions with European Governments and judicial bodies on judicial policy and enforcement of sentences. Twelve visits within Europe	14 400
Security Section: visit to each field office for security briefings	2 000
Press and Information Unit: Two visits to Headquarters for liaison and discussions on joint public information matters, 12 visits to European capitals for information briefings	20 000
Victims and Witnesses Section: field operations to escort witnesses travelling to the court; 230 missions within Europe, 194 for five days per visit (\$1,200 each), 36 with no overnight stay (\$600 each)	297 600
Victims and Witnesses Section: conferences/meetings with Governments/ NGOs. Nine visits in Europe, three outside Europe	19 800
Administrative Services. Chief Administrative Officer; one visit to Headquarters for ACABQ (\$3,000), two to field offices (\$2,000), one to Rwanda Tribunal (\$10,000). Budget Officer, one visit to Headquarters for ACABQ (\$3,000). Administrative Officer, two visits to field offices (\$2,000)	20 000
Human Resources Section: two visits to field offices for language testing	2 700
General Services: liaison visit to each field office	2 000

	5
Electronic Support Services: four visits to field offices for communications update/maintenance, four for EDP updates/maintenance (\$9,600)	9 600
Conference and Language Support Section. Liaison with other United Nations bodies on joint language issues (two visits x \$1,500). Liaison visit to Rwanda Tribunal (\$10,000)	13 000
Judicial Support/Victims and Witnesses/Electronic Support: Videolink remote witness testimony; two events for four officials for 10 days, non-Europe	30 000
<b>Total</b>	<b>442 100</b>
<b>Travel of victims and witnesses</b>	
Travel of witnesses (\$1,884,100):	
830 witnesses for 8 days for \$2,270 per person (\$1,000 for airfare, \$30 for travel document, accommodation for \$90 per day, meals \$30 per day, \$25 witness allowance per day)	
Travel of support person for 20% of the cases; 166 support persons at the same cost as witnesses above (\$376,800)	
Reimbursement of help for dependent children or adults (\$96,200); care of 41 child dependants (\$1,500 each) and 42 adult dependants (\$2,290)	
Accommodation for witness assistants (\$133,200); 1,480 days total for witnesses for three courtrooms	
Communications costs for emergency for witness assistants (\$5,900)	2 496 200
<b>Total Registry</b>	<b>2 938 300</b>