



UNITED NATIONS
GENERAL
ASSEMBLY



Distr.
GENERAL

A/34/237
30 May 1979

ORIGINAL: ENGLISH

Thirty-fourth session
Item 57 of the preliminary list*

UNITED NATIONS INDUSTRIAL DEVELOPMENT ORGANIZATION

United Nations Conference on the Establishment of the United Nations
Industrial Development Organization as a Specialized Agency

Report of the Secretary-General

1. The General Assembly, at its thirty-third session, acting on a recommendation of the United Nations Conference on the Establishment of the United Nations Industrial Development Organization as a Specialized Agency, contained in the report of the Conference on its first session (A/CONF.90/12), decided, by its resolution 33/161 of 20 December 1978, to convene a conference of plenipotentiaries at Vienna for a period of two weeks or, if necessary, three weeks, within the period 19 March to 12 April 1979, in order to finalize and adopt the Constitution of the United Nations Industrial Development Organization as a specialized agency.

2. The second session of the United Nations Conference on the Establishment of the United Nations Industrial Development Organization as a specialized agency met at Vienna from 19 March to 8 April, having decided at its 6th plenary meeting, on 30 March 1979, that an extension to a third week was necessary for the Conference to complete its work. The deliberations of the Conference are recorded in its Final Act (A/CONF.90/20) adopted by the Conference at its 7th plenary meeting, on 8 April. As reflected in paragraph 11 of the Final Act, the Conference adopted the Constitution of the United Nations Industrial Development Organization (A/CONF.90/19) and opened it for signature on 8 April at the Federal Ministry for Foreign Affairs of the Republic of Austria until 7 October 1979 and thereafter at United Nations Headquarters until the date of its entry into force.

* A/34/50.

3. At its 7th plenary meeting, the Conference also adopted the following resolutions:

- (a) Resolution 1 relating to members of UNIDO;
- (b) Resolution 2 relating to observers in UNIDO;
- (c) Resolution 3 relating to certain financial arrangements of UNIDO.

The texts of these resolutions are annexed to the Final Act of the Conference.

4. Finally, the Conference, at the same meeting, decided to recommend to the General Assembly the adoption of a draft resolution on transitional arrangements, the text of which is annexed to the Final Act of the Conference and is reproduced in annex I to the present report.

ANNEX I

Draft resolution proposed for adoption by the General Assembly

Transitional arrangements on the establishment of the
United Nations Industrial Development Organization as
a specialized agency

The General Assembly,

Recalling its endorsement of the recommendation of the Second General Conference of the United Nations Industrial Development Organization a/ to convert that organization into a specialized agency of the United Nations, b/

Noting with approval the Constitution of the United Nations Industrial Development Organization adopted on 8 April 1979, by the United Nations Conference on the Establishment of the United Nations Industrial Development Organization as a Specialized Agency, c/

Desiring to provide for a smooth transition between the existing United Nations Industrial Development Organization, established by its resolution 2152 (XXI) of 17 November 1966, and the proposed specialized agency of the same name, and to assist the new agency in commencing its operations as soon as possible after its Constitution enters into force,

1. Strongly recommends to States to sign and ratify, accept or approve the Constitution of the United Nations Industrial Development Organization and agree to its entry into force rapidly so that the new agency might come into existence at an early date;

2. Decides that the Industrial Development Board established by resolution 2152 (XXI) shall cease to exist as soon as the members of the Industrial Development Board of the new agency have been elected, and authorizes the new Board to carry out, from that date and until the date provided for in paragraph 6 below, the functions specified for the Industrial Development Board of the existing United Nations Industrial Development Organization in relation to that organization;

3. Decides that the term of office of the Executive Director of the existing United Nations Industrial Development Organization shall terminate on the date that the Director-General of the new agency assumes his office in accordance with its

a/ A/10112, chap. IV, para. 69.

b/ Resolution 3362 (S-VII), sect. IV, para. 9.

c/ A/CONF.90/19.

Constitution, and authorizes the latter to carry out, from that date and until the date provided for in paragraph 6 below, the functions specified for the Executive Director of the existing United Nations Industrial Development Organization in relation to that organization;

4. Urges that all members of the staff of the United Nations assigned to the existing United Nations Industrial Development Organization be offered appointments by the new agency that preserve their acquired rights and contractual status;

5. Requests the Board of the United Nations Joint Staff Pension Fund to arrange for the admission of the new agency to the Pension Fund, in accordance with article 3 of the Regulations of the Fund, on a date to be agreed between the United Nations Joint Staff Pension Fund and the new agency, so as to enable persons appointed to its staff to participate in the Pension Fund from the date of their appointment;

6. Decides to terminate the existing United Nations Industrial Development Organization at the end of the last day of the calendar year in which the General Conference of the new agency is first convened and to reduce accordingly the budget sections from which financing is provided for the United Nations Industrial Development Organization;

7. Authorizes the Secretary-General to include in his budget estimates of the necessary provisions to cover the expenses in respect of the new agency for the period extending from the entry into force of its Constitution until the end of the calendar year in which the General Conference of that agency is first convened;

8. Authorizes the Secretary-General, in consultation with the Advisory Committee on Administrative and Budgetary Questions, to loan to the new agency, until it receives sufficient contributions or advances from its members, an amount not exceeding one half of the appropriations for the existing United Nations Industrial Development Organization for the last calendar year of its existence, to meet the expenses of the initial operations of the new agency for the calendar year following that in which its General Conference is first convened, and to take the necessary budgetary measures;

9. Authorizes the Secretary-General to transfer to the new agency the assets of the United Nations used by the existing United Nations Industrial Development Organization, in accordance with arrangements to be entered into between the Secretary-General, acting in consultation with the Advisory Committee on Administrative and Budgetary Questions, and the Director-General of the new agency;

10. Authorizes the Secretary-General to transfer to the new agency the assets of the United Nations Industrial Development Fund, provided that the agency agrees to use such assets in accordance with any undertakings by the United Nations towards the donors of these assets;

11. Requests the Economic and Social Council to arrange for the negotiation with the new agency of an agreement to constitute it as a specialized agency in accordance with Articles 57 and 63 of the Charter of the United Nations, to enter into such agreement subject to the approval of the General Assembly and to arrange for the provisional application of that agreement as appropriate.

ANNEX II

Sources of information about the United Nations Conference on the
Establishment of the United Nations Industrial Development
Organization as a Specialized Agency

	<u>First session</u> (New York)	<u>Second session</u> (Vienna)
	21 February- 11 March 1978	19 March- 8 April 1979
List of States and other entities represented at the Conference	A/CONF.90/12, paragraphs 3-8	A/CONF.90/20, paragraphs 6 and 7
List of participants, observers and secretariat	A/CONF.90/INF.4/ Rev.1 and Corr.1	A/CONF.90/INF.5/ Rev.2
Officers and Committees	A/CONF.90/12, paragraphs 9-10 A/CONF.90/20, paragraphs 8-9	A/CONF.90/20, paragraphs 8 and 9
Documents	A/CONF.90/12, annex V	A/CONF.90/INF.6