



General Assembly

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Proposed programme budget for the biennium 2002-2003*

Part III International justice and law

Section 7 International Court of Justice

Contents

	<i>Page</i>
Overview	2
A. Members of the Court	4
B. Registry	4
C. Programme support	5
Annex	
Indicative resource requirements	7

* The present document contains section 7 of the proposed programme budget for the biennium 2002-2003. The approved programme budget will subsequently be issued in final form as *Official Records of the General Assembly, Fifty-sixth Session, Supplement No. 6 (A/56/6/Rev.1)*.



Part III

International justice and law

Section 7

International Court of Justice

Overview

- 7.1 Regulation 15.1 of the Financial Regulations and Rules of the United Nations states that the programme budget proposals of the International Court of Justice should be prepared by the Court, in consultation with the Secretary-General, and that those proposals should be submitted to the General Assembly by the Secretary-General, together with such observations as he may deem desirable. The proposals of the Court are hereby submitted. While the bulk of the Court's proposals are fully supported by the Secretary-General, there are some elements for which this is not so. The Assembly may also note that, at the time of the submission of this proposal, the Assembly had yet to consider the report of the Joint Inspection Unit (JIU) on the review of the management and administration in the Registry of the International Court of Justice at its resumed fifty-fifth session. The proposals of the Court are submitted herein without prejudice to the Court's request for 15 judicial clerks, to be examined when the Assembly considers the report. If there should be a need for any adjustments to the programme budget proposals as a consequence of the consideration by the Assembly of the JIU report, they would be presented in the context of a statement of programme budget implications, which would be taken into account at the time of the Assembly's adoption of the programme budget for the biennium 2002-2003.
- 7.2 The International Court of Justice, composed of 15 judges elected by the General Assembly and the Security Council, is one of six principal organs of the United Nations and is the principal judicial organ of the Organization. It functions in accordance with its Statute, which is an integral part of the Charter of the United Nations. The Court decides, in accordance with international law, disputes that are submitted to it by States, and may give advisory opinions on legal questions at the request of bodies authorized to make such a request by the Charter or in accordance with its provisions. A total of 189 States are parties to the Statute of the Court, and 62 of them have recognized the Court's jurisdiction as compulsory in accordance with Article 36, paragraph 2, of its Statute. The Court submits annual reports to the General Assembly, the most recent of which is contained in document A/55/4.
- 7.3 The activities of neither the Court nor the Registry are covered in the medium-term plan of the United Nations. The Court must at all times, however, be able to exercise the functions entrusted to it if the terms and intent of the Charter are to be implemented. An assessment of the requirements of the International Court of Justice for the biennium 2002-2003 needs to be measured against the background of the Court's workload. When the 2000-2001 budget was submitted, the Court was seized of 13 cases. Subsequently 17 new cases were filed, of which a number have been handled and, in view of the drastic increase in the Court's caseload, revised estimates for the biennium 2000-2001 were submitted to the General Assembly in 2000. The Assembly approved the addition of 12 translator posts, 2 General Service (Other level) posts and additional provisions for temporary assistance for meetings.
- 7.4 When the present proposal was submitted, the Court was seized of 22 cases from all regions of the world involving a wide variety of subject matter. The submission of preliminary objections, in many of the cases, will lead to two separate sets of proceedings, each involving the submission of written pleadings and the holding of oral hearings leading to separate judgements, thereby further affecting the Court's caseload. The number of pleadings could also increase as a result of the

raising of counterclaims by a respondent or the intervention of a State in a pending case. In addition to addressing the cases on its docket, the Court must be prepared to examine, with priority over other matters, all requests it receives for the indication of provisional measures.

- 7.5 The overall level of resources for the International Court of Justice for the biennium 2002-2003 amounts to \$22,873,500, at current 2000-2001 rates, reflecting growth of \$2,266,800 (11.0%). The growth reflects the dramatic increase in the workload of the Court and the need to ensure that the ability of the Court to discharge its mandate is not adversely affected. It also reflects the increases due to the number of education grants and pension payments. There are no extrabudgetary resources available to the Court.
- 7.6 The percentage distribution of resources under this section is as shown in table 7.1.

Table 7.1 **Percentage distribution of resources by component**

<i>Component</i>	<i>Regular budget (percentage)</i>
A. Members of the Court	34.4
B. Registry	48.0
C. Programme support	17.6
Total	100.0

- 7.7 The distribution of resources is summarized in tables 7.2 and 7.3.

Table 7.2 **Resource requirements by component**

(Thousands of United States dollars)

<i>Component</i>	<i>1998-1999 expenditure</i>	<i>2000-2001 appropriation</i>	<i>Resource growth</i>		<i>Total before recosting</i>	<i>Recosting</i>	<i>2002-2003 estimate</i>
			<i>Amount</i>	<i>Percentage</i>			
Members of the Court	7 468.0	7 966.0	(82.8)	(1.0)	7 883.2	42.6	7 925.8
Registry	9 738.3	8 702.8	2 264.0	26.0	10 966.8	453.4	11 420.2
Programme support	3 785.8	3 937.9	85.6	2.1	4 023.5	(206.9)	3 816.6
Total	20 992.1	20 606.7	2 266.8	11.0	22 873.5	289.1	23 162.6

Table 7.3 **Post requirements**

<i>Category</i>	<i>Established regular budget posts</i>		<i>Temporary posts</i>				<i>Total</i>	
	<i>2000-2001</i>	<i>2002-2003</i>	<i>Regular budget</i>		<i>Extrabudgetary</i>		<i>2000-2001</i>	<i>2002-2003</i>
			<i>2000-2001</i>	<i>2002-2003</i>	<i>2000-2001</i>	<i>2002-2003</i>		
Professional and above								
ASG	1	1	-	-	-	-	1	1
D-1/D-2	2	2	-	-	-	-	2	2
P-1/P-5	23	25	12	12	-	-	35	37
Subtotal	26	28	12	12	-	-	38	40
General Service	32	49	5	2	-	-	37	51
Total	58	77	17	14	-	-	75	91

A. Members of the Court

Resource requirements (before recosting): \$7,883,200

- 7.8 The conditions of service and compensation of members of the Court are subject to review by the General Assembly every three years. The Assembly, in its resolution 53/214 of 18 December 1998, approved the emoluments (\$160,000 per year), pensions and other conditions of service of members of the International Court of Justice (including allowances of \$15,000 per year for the President of the Court and \$94 per day — up to \$9,400 per year — for the Vice-President when acting as President). The resources proposed in those estimates are also expected to be supplemented, as the need arises, by commitments entered into under the provisions of the resolution on unforeseen and extraordinary expenses to be adopted by the Assembly at its fifty-sixth session.

Table 7.4 **Resource requirements**

Category	Resources (thousands of United States dollars)		Posts	
	2000-2001	2002-2003	2000-2001	2002-2003
		(before recosting)		
Non-post	7 966.0	7 883.2	0	0
Total	7 966.0	7 883.2	0	0

B. Registry

Resource requirements (before recosting): \$10,966,800

- 7.9 Since the Court is both a judicial body and an international institution, its Registry must provide judicial support and also act as an international secretariat. The Registry provides legal, diplomatic, linguistic and other technical support for the Court. It is responsible for administration, conference services, computerization, archives and distribution services, and documentary and library services, and is also the regular channel for communication to and from the Court. The Registrar and Deputy Registrar are elected for a term of seven years and may be re-elected. The staff of the Registry are appointed by the Court in accordance with Article 21, paragraph 2, of its Statute.

Table 7.5 **Resource requirements**

Category	Resources (thousands of United States dollars)		Posts	
	2000-2001	2002-2003	2000-2001	2002-2003
		(before recosting)		
Post	6 987.2	9 589.4	75	91
Non-post	1 715.6	1 377.4	-	-
Total	8 702.8	10 966.8	75	91

- 7.10 Resources in the Registry will be augmented by 16 additional posts (2 Professional and 14 General Service) of which 7 will represent conversion from temporary assistance resources, which will consequently be reduced. The new resources are sought so as to enable the Registry to increase its capacity to support the increased workload of the Court.

C. Programme support

Resource requirements (before recosting): \$4,023,500

- 7.11 The provisions under programme support relate to common service requirements of the International Court of Justice and its Registry, including, in particular, the contribution of the United Nations to the Carnegie Foundation for use of the Peace Palace. It also covers the costs of publications of the Court, the acquisition of supplies and equipment and general operating expenses.

Table 7.6 **Resource requirements**

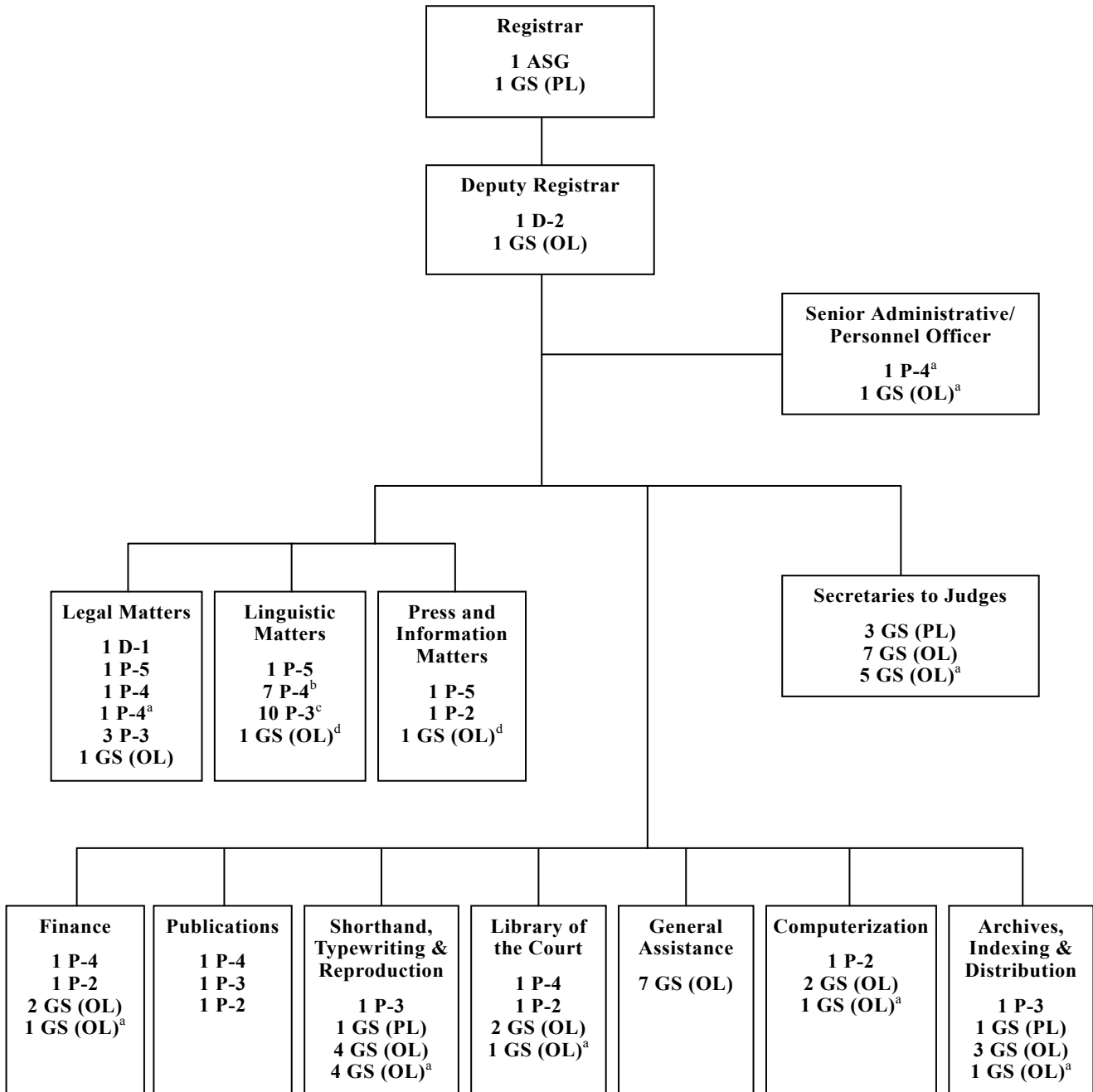
Category	Resources (thousands of United States dollars)		Posts	
	2000-2001	2002-2003 (before recosting)	2000-2001	2002-2003
Non-post	3 937.9	4 023.5	-	-
Total	3 937.9	4 023.5	-	-

- 7.12 Resources under programme support will be minimally augmented while being realigned to strengthen the provision for general operating expenses, supplies and materials, and furniture and equipment, offset by a reduced provision for contractual services.

Table 7.7 **Summary of follow-up action taken to implement relevant recommendations of the Advisory Committee on Administrative and Budgetary Questions**

Brief description of the recommendation	Action taken to implement the recommendation
Advisory Committee on Administrative and Budgetary Questions (A/54/7, chap. II)	
The Advisory Committee recommended that the resource implications of the dramatic increase in the Court's workload be reviewed in order to ensure that the ability of the Court to discharge its mandate is not adversely affected (para. III.3).	Revised estimates were approved by the General Assembly at its fifty-fifth session.
The Advisory Committee recommended that a report on the efficient management of the ad hoc judges system be submitted in the context of the proposed budget for 2002-2003 (para. III.6).	A report on the system of ad hoc judges will be submitted to the Committee in the context of the proposed programme budget for 2002-2003.

**International Court of Justice
Organizational structure and post distribution for the
biennium 2002-2003**



^a New posts.

^b Includes 3 temporary posts.

^c Includes 9 temporary posts.

^d Temporary post.

Annex

Indicative resource requirements International Court of Justice

Table A.7.1 **Requirements by component and source of funds**

(Thousands of United States dollars)

<i>Component</i>	<i>1998-1999 expenditure</i>	<i>2000-2001 appropri- ation</i>	<i>Resource growth</i>		<i>Total before recosting</i>	<i>Recosting</i>	<i>2002-2003 estimate</i>
			<i>Amount</i>	<i>Percentage</i>			
Members of the Court	7 468.0	7 966.0	(82.8)	(1.0)	7 883.2	42.6	7 925.8
Registry	9 738.3	8 702.8	2 264.0	26.0	10 966.8	453.4	11 420.2
Programme support	3 785.8	3 937.9	85.6	2.1	4 023.5	(206.9)	3 816.6
Total	20 992.1	20 606.7	2 266.8	11.0	22 873.5	289.1	23 162.6

Table A.7.2 **Requirements by object of expenditure**

(Thousands of United States dollars)

<i>Object of expenditure</i>	<i>1998-1999 expenditure</i>	<i>2000-2001 appropri- ation</i>	<i>Resource growth</i>		<i>Total before recosting</i>	<i>Recosting</i>	<i>2002-2003 estimate</i>
			<i>Amount</i>	<i>Percentage</i>			
Posts	7 516.3	6 987.2	2 602.2	37.2	9 589.4	419.6	10 009.0
Other staff costs	2 103.6	1 623.3	(338.2)	(20.8)	1 285.1	30.5	1 315.6
Non-staff compensation	7 468.5	7 928.4	(82.8)	(1.0)	7 845.6	40.6	7 886.2
Consultants and experts	33.3	36.5	-	-	36.5	0.7	37.2
Travel of staff	75.2	80.8	-	-	80.8	4.4	85.2
Contractual services	780.0	1 083.7	(246.2)	(22.7)	837.5	17.5	855.0
General operating expenses	2 381.0	2 245.9	166.0	7.3	2 411.9	(234.5)	2 177.4
Hospitality	9.4	12.6	-	-	12.6	0.2	12.8
Supplies and materials	274.8	235.5	61.1	25.9	296.6	6.2	302.8
Furniture and equipment	350.0	372.8	104.7	28.0	477.5	3.9	481.4
Total	20 992.1	20 606.7	2 266.8	11.0	22 873.5	289.1	23 162.6

Table A.7.3 Post requirements

Category	Established regular budget posts		Temporary posts				Total	
	2000-2001	2002-2003	Regular budget		Extrabudgetary		2000-2001	2002-2003
			2000-2001	2002-2003	2000-2001	2002-2003		
Professional and above								
ASG	1	1	-	-	-	-	1	1
D-2	1	1	-	-	-	-	1	1
D-1	1	1	-	-	-	-	1	1
P-5	3	3	-	-	-	-	3	3
P-4/3	15	17	12	12	-	-	27	29
P-2/1	5	5	-	-	-	-	5	5
Subtotal	26	28	12	12	-	-	38	40
General Service								
Principal level	6	6	-	-	-	-	6	6
Other level	26	43	5	2	-	-	31	45
Subtotal	32	49	5	2	-	-	37	51
Total	58	77	17	14	-	-	75	91

A. Members of the Court

Table A.7.4 Requirements by object of expenditure

(Thousands of United States dollars)

Object of expenditure	1998-1999 expenditure	2000-2001 appropriation	Resource growth		Total before recosting	Recosting	2002-2003 estimate
			Amount	Percentage			
Non-staff compensation	7 450.5	7 928.4	(82.8)	(1.0)	7 845.6	40.6	7 886.2
Travel	17.5	37.6	-	-	37.6	2.0	39.6
Total	7 468.0	7 966.0	(82.8)	(1.0)	7 883.2	42.6	7 925.8

Resource requirements (before recosting)

Non-staff compensation

- A.7.1 Requirements before recosting amount to \$7,845,600, as shown in table A.7.4. The reduction of \$82,800 reflects: (a) a decrease of \$202,000 related to one-time resources for the appointment of ad hoc judges, the travel and installation of newly elected judges and the separation of judges, pursuant to General Assembly resolution 54/252 of 23 December 1999 on unforeseen and extraordinary expenses for the biennium 2000-2001; and (b) a reduction of \$149,300 in the requirements for home leave travel in respect of the judges; offset by (c) an increase of \$214,100 in the requirements for pensions of former judges and surviving spouses; and (d) an increase of \$54,400 in the provision for education grants and education travel in respect of children of members of the Court.

Travel

- A.7.2 Requirements of \$37,600, at the maintenance level, will cover the travel and daily subsistence allowance of the President of the Court when attending sessions of the General Assembly and of members of the Court when attending to other official business.

B. RegistryTable A.7.5 **Requirements by object of expenditure**

(Thousands of United States dollars)

<i>Object of expenditure</i>	<i>1998-1999 expenditure</i>	<i>2000-2001 revised appropriation</i>	<i>Resource growth</i>		<i>Total before recosting</i>	<i>Recosting</i>	<i>2002-2003 estimate</i>
			<i>Amount</i>	<i>Percentage</i>			
Posts	7 516.3	6 987.2	2 602.2	37.2	9 589.4	419.6	10 009.0
Other staff costs	2 103.6	1 623.3	(338.2)	(20.8)	1 285.1	30.5	1 315.6
Non-staff compensation	18.0	-	-	-	-	-	-
Consultants and experts	33.3	36.5	-	-	36.5	0.7	37.2
Travel of staff	57.7	43.2	-	-	43.2	2.4	45.6
Hospitality	9.4	12.6	-	-	12.6	0.2	12.8
Total	9 738.3	8 702.8	2 264.0	26.0	10 966.8	453.4	11 420.2

Table A.7.6 **Post requirements**

<i>Category</i>	<i>Established regular budget posts</i>		<i>Temporary posts</i>				<i>Total</i>	
			<i>Regular budget</i>		<i>Extrabudgetary</i>			
	<i>2000-2001</i>	<i>2002-2003</i>	<i>2000-2001</i>	<i>2002-2003</i>	<i>2000-2001</i>	<i>2002-2003</i>	<i>2000-2001</i>	<i>2002-2003</i>
Professional and above								
ASG	1	1	-	-	-	-	1	1
D-2	1	1	-	-	-	-	1	1
D-1	1	1	-	-	-	-	1	1
P-5	3	3	-	-	-	-	3	3
P-4/3	15	17	12	12	-	-	27	29
P-2/1	5	5	-	-	-	-	5	5
Subtotal	26	28	12	12	-	-	38	40
General Service								
Principal level	6	6	-	-	-	-	6	6
Other level	26	43	5	2	-	-	31	45
Subtotal	32	49	5	2	-	-	37	51
Total	58	77	17	14	-	-	75	91

Resource requirements (before recosting)*Posts*

- A.7.3 The increase (\$2,602,200) relates to the establishment of 1 new P-4 post for an administrative and personnel officer, 1 new P-4 post in the Department of Legal Matters and 14 additional General Service (Other level) posts, including 4 posts converted from temporary assistance for meetings

and 3 posts converted from general temporary assistance. The administrative and personnel officer post (P-4) will be responsible for staff management and staff administration, ensuring that personnel practices and procedures are applied; he or she will assist the Registrar in handling all personnel and administrative tasks. The legal officer (P-4) in the Department of Legal Matters will, inter alia, undertake the day-to-day management of case files, including the drafting of correspondence to the parties and other States, carry out research and provide advice and other legal assistance to the judges, including assistance in the drafting of judgments and advisory opinions.

A.7.4 The 14 additional General Service (Other level) posts will comprise the following:

- (a) Two senior secretaries to judges (to provide each judge with a secretary and to provide secretarial assistance to ad hoc judges, numbering 28 with respect to the 22 cases pending before the Court);
- (b) One application support specialist in the Computerization Division (to cope with the Court's expanding use of modern technology);
- (c) One archive assistant in the Archives, Indexing and Distribution Division (to meet increased demands resulting from the increased number of cases);
- (d) One data-entry clerk in the Finance Division (for commitment control, accounting data entry, inventory and payroll records);
- (e) One reading-room clerk in the Library (to provide immediate assistance mainly to judges, legal officers, translators, etc.);
- (f) One assistant to the new administrative and personnel officer (to provide secretarial support and to maintain, in particular, personnel records such as attendance, status and medical reports);
- (g) Four staff in the Shorthand, Typewriting and Reproduction Division, converted from temporary assistance for meetings;
- (h) Three senior secretaries to judges, converted from general temporary assistance.

Other staff costs

A.7.5 The estimated requirements (\$1,285,100) for other staff costs will provide for the following:

- (a) Temporary assistance for meetings (\$989,100), reflecting a reduction of \$338,200, for the recruitment of English- and French-language typists and for the recruitment and travel of a temporary proof-reader, interpreters, translators and stenotypists required for public hearings and pre- and in-session conference servicing of private meetings of the Court;
- (b) General temporary assistance (\$212,300), at the maintenance level, for temporary messengers and drivers, telephone operators, manual labourers, additional secretarial support and other staff during periods of peak workload and for maternity and sick-leave replacements;
- (c) Overtime (\$83,700), at the maintenance level, mainly for the Registry's typing pool, and Computerization and General Assistance Divisions, and for assistance in reproduction, archives and distribution, finance, and security.

Consultants and experts

A.7.6 The amount of \$36,500 will provide for expertise to assist in the ongoing efforts to introduce modern technology.

Travel

- A.7.7 The amount of \$43,200 will provide for travel of the Registrar to attend sessions of the General Assembly and for travel of Registry staff for other official business of the Court.

Hospitality

- A.7.8 The provision of \$12,600, at the maintenance level, relates to the hospitality requirements of the Court for visits of Heads of State or Government and other officials of Governments and international organizations to the Court, receptions for counsel and other such official occasions.

C. Programme supportTable A.7.7 **Requirements by object of expenditure**

(Thousands of United States dollars)

<i>Object of expenditure</i>	<i>1998-1999 expenditure</i>	<i>2000-2001 appropriation</i>	<i>Resource growth</i>		<i>Total before recosting</i>	<i>Recosting</i>	<i>2002-2003 estimate</i>
			<i>Amount</i>	<i>Percentage</i>			
Contractual services	780.0	1 083.7	(246.2)	(22.7)	837.5	17.5	855.0
General operating expenses	2 381.0	2 245.9	166.0	7.3	2 411.9	(234.5)	2 177.4
Supplies and materials	274.8	235.5	61.1	25.9	296.6	6.2	302.8
Furniture and equipment	350.0	372.8	104.7	28.0	477.5	3.9	481.4
Total	3 785.8	3 937.9	85.6	2.1	4 023.5	(206.9)	3 816.6

Resource requirements (before recosting)*Contractual services*

- A.7.9 The estimated requirements of \$837,500, reflecting a net decrease of \$246,200, will provide for the following:
- The Court's printing programme (\$480,700), reflecting a decrease of \$314,700, to provide for the printing of documents that will be generated as the Court gives judgments in the cases currently pending. The decrease in this provision reflects the reduction in the backlog of volumes of the Court's pleadings, arguments and documents series and the simplification of the procedures for publishing pleadings resulting from the Court's decision not to publish annexes thereto;
 - Contractual external translation (\$170,600), reflecting a reduction of \$45,600, for the cost of translating annexes to written pleadings and other legal documents that are not restricted to in-house translation;
 - Data-processing services (\$186,200), resulting in growth of \$114,100, for data-processing projects and data entry for archival purposes (\$115,600), licences and subscriptions (\$5,400), web site subscription and usage (\$21,700) and expertise for the implementation of projects related to computer network management, upgrading and security protection of the Extranet, translation software and a legal indexing and document research system (\$43,500).

General operating expenses

- A.7.10 The requirements of \$2,411,900 include an increase of \$166,000, reflecting the net effect of changes described below:

- (a) The contribution payable by the United Nations for its share of the general operating expenses of the facilities provided in the Peace Palace at The Hague for the Court amounts to \$1,942,800 before recosting. In its resolution 50/214 of 23 December 1995, the General Assembly accepted the proposals of the Advisory Committee on Administrative and Budgetary Questions (see A/50/7/Add.11) that the provision for inflation be subject to review by the Committee and to approval by it each time it is requested. The Carnegie Foundation has requested that the contribution be increased by 3 per cent in 2002 and 3.5 per cent in 2003. The contribution also includes an increase of \$43,400 for the rental of additional offices to accommodate the increase in the number of posts;
- (b) The rental of photocopying equipment (\$30,200) reflects a net increase of \$3,900, which is mainly the effect of a decrease in the cost of the rental agreement due to the change of vendors and the inclusion of a provision for rental of waste containers;
- (c) The costs related to long-distance telephone calls, postage, pouches, cables and telex, fax communications and electronic mail (\$269,900) include an increase of \$103,900 based on realized expenditure patterns and anticipated usage resulting from the staffing level of the Registry and the increased number of cases;
- (d) Maintenance of the Court's printing equipment, office automation equipment, vehicles and other office equipment (\$154,000) reflects an increase of \$18,500;
- (e) Automobile insurance for the Court's two official cars, bank charges and other miscellaneous services provided to the Court (\$15,000) reflect a decrease of \$3,700, due mainly to the lower cost of insurance.

Supplies and materials

- A.7.11 The amount of \$296,600, reflecting an increase of \$61,100, is based on current expenditure patterns and projected requirements to accommodate the increase in the number of posts. This provision would provide for library books (\$90,400) and supplies, stationery, paper for internal reproduction, offset supplies and other miscellaneous supplies (\$206,200).

Furniture and equipment

- A.7.12 The requirements of \$477,500, including net resource growth of \$104,700, will provide for the following:
- (a) Furniture and equipment, including the upgrading of the Docutech machine, which is the backbone of the Court's printing operations, furniture for the additional offices to accommodate the new posts and replacement of office furniture, telefax machines, cabinets and other office furniture and equipment (\$228,800);
 - (b) Acquisition of office equipment, including a secure Extranet server, secure login and encryption software, a secondary secure network for Internet browsing stations, translation software and other software and equipment (\$159,500);
 - (c) Replacement of computers and printers (\$69,400);
 - (d) Replacement of one of the Court's cars (\$19,800).
-