

**Sixty-ninth session**

Agenda item 145

**Financing of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994****Report of the Fifth Committee***Rapporteur:* Mr. Matthias **Dettling** (Switzerland)**I. Introduction**

1. At its 2nd plenary meeting, on 19 September 2014, the General Assembly, on the recommendation of the General Committee, decided to include in the agenda of its sixty-ninth session the item entitled “Financing of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994” and to allocate it to the Fifth Committee.

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

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

(a) First performance report of the Secretary-General on the budget of the International Criminal Tribunal for Rwanda for the biennium 2014-2015 ([A/69/597](#));



(b) Financial report and audited financial statements for the biennium ended 31 December 2013 and report of the Board of Auditors on the International Criminal Tribunal for Rwanda ([A/69/5/Add.13](#));

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

## **II. Consideration of draft resolution [A/C.5/69/L.20](#)**

4. At its resumed 27th meeting, on 29 December 2014, the Committee had before it a draft resolution entitled “Financing of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994” ([A/C.5/69/L.20](#)), submitted by the Chair of the Committee on the basis of informal consultations coordinated by the representative of Switzerland.

5. At the same meeting, the Committee adopted draft resolution [A/C.5/69/L.20](#) without a vote (see para. 6).

### III. Recommendation of the Fifth Committee

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

**Financing of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994**

*The General Assembly,*

*Having considered* the first performance report of the Secretary-General on the budget, for the biennium 2014-2015, of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994,<sup>1</sup> the report of the Board of Auditors on the International Criminal Tribunal for Rwanda<sup>2</sup> and the recommendations contained therein and the related report of the Advisory Committee on Administrative and Budgetary Questions,<sup>3</sup>

*Recalling* its resolution 49/251 of 20 July 1995 on the financing of the Tribunal and its subsequent resolutions thereon, the latest of which was resolution 68/255 of 27 December 2013,

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

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

3. *Decides* on a revised appropriation to the Special Account for the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994 of a total amount of 94,883,600 United States dollars gross (88,316,800 dollars net) for the biennium 2014-2015, as detailed in the annex to the present resolution;

4. *Also decides*, for the year 2015, to apportion among Member States, in accordance with the scale of assessments applicable to the regular budget of the United Nations for the year, the amount of 24,042,875 dollars gross (22,361,300

<sup>1</sup> A/69/597.

<sup>2</sup> *Official Records of the General Assembly, Sixty-ninth Session, Supplement No. 5M (A/69/5/Add.13)*, chap. II.

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

dollars net), including 643,950 dollars gross (564,200 dollars net), being the increase in assessments;

5. *Further decides*, for the year 2015, to apportion among Member States, in accordance with the rates of assessment applicable to peacekeeping operations of the United Nations for the year, the amount of 24,042,875 dollars gross (22,361,300 dollars net), including 643,950 dollars gross (564,200 dollars net), being the increase in assessments;

6. *Decides* that, in accordance with the provisions of its resolution 973 (X) of 15 December 1955, there shall be set off against the apportionment among Member States, as provided for in paragraphs 4 and 5 above, their respective share in the Tax Equalization Fund in the amount of 3,363,150 dollars, including 159,500 dollars, being the increase in the estimated staff assessment income approved for the Tribunal for the biennium 2014-2015.

## Annex

### **Financing for the biennium 2014-2015 of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994**

	<i>Gross</i>	<i>Net</i>
	<i>(United States dollars)</i>	
Initial appropriation for the biennium 2014-2015 (resolution 68/255)	93 595 700	87 188 400
First performance report for the biennium 2014-2015 ( <a href="#">A/69/597</a> )	1 287 900	1 128 400
Recommendations of the Advisory Committee on Administrative and Budgetary Questions ( <a href="#">A/69/655</a> )	–	–
Recommendations of the Fifth Committee	–	–
<b>Revised appropriation for the biennium 2014-2015</b>	<b>94 883 600</b>	<b>88 316 800</b>
Assessment for 2014	(46 797 850)	(43 594 200)
<b>Balance to be assessed for 2015</b>	<b>48 085 750</b>	<b>44 722 600</b>
<i>Including:</i>		
Contributions assessed on Member States in accordance with the scale of assessments applicable to the regular budget of the United Nations for 2015	24 042 875	22 361 300
Contributions assessed on Member States in accordance with the rates of assessment applicable to peacekeeping operations of the United Nations for 2015	24 042 875	22 361 300