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Draft budget proposals of the International Tribunal for the Law of the Sea for the budget period 2023–2024

Presented by the Tribunal

I. Overview

Introduction

- 1. During its fifty-third session (21 March-1 April 2022), the International Tribunal for the Law of the Sea considered and approved its budget proposals for 2023-2024. In accordance with the Financial Regulations and Rules of the Tribunal, the budget proposals have been prepared in euros and cover a biennial budget period.
- 2. In line with established practice, the budgetary requirements of the Tribunal for 2023–2024 are based on: (a) the expected volume of judicial work; (b) the Tribunal's administrative work; and (c) the operation of the Tribunal's premises.
- 3. Any consideration of the budget resources necessary for the programme of work of the Tribunal must take account of the fact that the Tribunal, as a judicial body established under the United Nations Convention on the Law of the Sea, is responsible for its own administrative and financial management.
- 4. In accordance with the approach adopted by the second Meeting of States Parties, the budgetary arrangements established for the Tribunal are based on an evolutionary approach, taking into account the needs of the Tribunal and optimizing efficiency. In this respect, due regard should be given to the judicial workload of the Tribunal.
- 5. On the basis of the Tribunal's list of cases, appropriations for part of one case on the merits, namely, case No. 28, Dispute concerning delimitation of the maritime boundary between Mauritius and Maldives in the Indian Ocean (Mauritius/Maldives), submitted to a Special Chamber of the Tribunal, are included in the budget for 2023–2024. In addition, as required under the Convention, the Tribunal must be prepared to deal with any urgent cases submitted to it during the budget period concerned, such as provisional measures proceedings under article 290 of the Convention and prompt release proceedings under article 292.

^{*} SPLOS/32/L.1/Rev.1.





6. With the exception of case-related expenditures, the amount of which may vary depending on the judicial workload of the Tribunal, the budget for 2023–2024 follows an overall zero-growth approach.

Parameters used in preparing the budget proposals

- 7. In accordance with the Financial Regulations and Rules of the Tribunal, the proposed budget for 2023–2024 is presented in euros. However, the United States dollar remains the reference currency for some budget lines, such as the judges' pension scheme and the representation allowance. The dollar is also used as the reference currency for the budget estimates of common staff costs, as well as those of translators, interpreters and verbatim reporters. These budget lines are subject to exchange rate fluctuations.
- 8. In this respect, it should be noted that the value of the dollar against the euro is currently at a higher level than in March 2020, when the 2021–2022 budget was prepared. In March 2020, the exchange rate of the dollar to the euro fixed by the United Nations stood at 0.884. In March 2022, the exchange rate fixed by the United Nations was 0.913, representing a 3.28 per cent increase with respect to the former rate. This has resulted in increases in the aforementioned budget lines.
- 9. For the budget period 2023–2024, an amount of €2,390,100 is proposed under part C (Case-related costs), which is €2,110,600 less than the appropriations approved for 2021–2022. As indicated in paragraph 5, this decrease is due to the foreseeable judicial workload of the Tribunal for the budget period 2023–2024.
- 10. Pursuant to the decision of the thirteenth Meeting of States Parties (SPLOS/98, para. (a)), budgetary appropriations in respect of established posts have been calculated on the basis of gross salary. Assessments of the contributions of States parties include a credit in respect of the amount of staff assessment relating thereto. Consequently, in the budget proposals, separate budget lines show the gross salary and the staff assessment credit.
- 11. In view of the above, the following parameters have been applied in preparing the budget proposals:
 - (a) The judicial workload of the Tribunal;
 - (b) The decisions of the Meeting of States Parties;
- (c) An exchange rate of the United States dollar to the euro of 0.913, as adopted by the United Nations for March 2022;
- (d) The daily subsistence allowance for Hamburg, Germany in February 2022, amounting to €319, as adopted by the International Civil Service Commission ("the ICSC");
- (e) Estimates relating to staff costs, based on standard costs issued by the Office of Programme Planning, Finance and Budget of the United Nations (applicable to the International Court of Justice in The Hague, the Netherlands, for 2023);
- (f) Estimates relating to judges' remuneration, on the basis of the post adjustment multiplier of 37.6 and the exchange rate of the United States dollar to the euro for March 2022 (0.913)indicated above;
- (g) An average inflation rate of 1.96 per cent, as determined by the Federal Statistical Office of Germany for the period from February 2020 to January 2022, which has been applied to the following items:
 - (i) Communications;
 - (ii) Purchase of equipment.

12. A table showing the proposed budget of the Tribunal for the period 2023–2024 is contained in annex I to the present document. The table also includes the approved budgets for 2017–2018, 2019–2020 and 2021–2022 and performance records for 2017–2018 and 2019–2020.

Judicial work

- 13. The Tribunal has dealt with a number of cases in the course of the past three budget periods:
- (a) In the budget period 2017–2018, the Special Chamber of the Tribunal constituted to deal with case No. 23, Dispute concerning delimitation of the maritime boundary between Ghana and Côte d'Ivoire in the Atlantic Ocean (Ghana/Côte d'Ivoire), delivered its judgment in 2017. The oral proceedings and part of the deliberations in case No. 25, The M/V "Norstar" Case (Panama v. Italy), were held in 2018;
- (b) In the budget period 2019–2020, the Tribunal continued its deliberations on case No. 25 and delivered its judgment in 2019. The same year, the Tribunal delivered an order in provisional measures proceedings in case No. 26 Case concerning the detention of three Ukrainian naval vessels (Ukraine v. Russian Federation), Provisional Measures. In addition, during the same period, the Tribunal delivered another order in provisional measures proceedings in case No. 27 The M/T "San Padre Pio" Case (Switzerland v. Nigeria), Provisional Measures. In September 2019, a Special Chamber was constituted to deal with case No. 28, Dispute concerning delimitation of the maritime boundary between Mauritius and Maldives in the Indian Ocean (Mauritius/Maldives). In respect of that case, Maldives raised preliminary objections in December 2019. The oral proceedings and deliberations on the preliminary objections were held in 2020. The judgment on preliminary objections was delivered on 28 January 2021 and was covered by the 2019–2020 budget;
- (c) Provisions for case No. 29 in the amount of €2,197,300 were included in the budget proposals for 2021–2022. At the request of the parties, by order of the President of the Tribunal of 29 December 2021, case No. 29 was removed from the Tribunal's list of cases. No hearing or meetings on case No. 29 were held in 2021.
- 14. The oral proceedings in case No. 28 and part of the deliberations on the merits, including the initial meetings of the Drafting Committee, will be held in 2022. The relating costs in the amount of €694,800 were included in the budget proposals for 2021-2022. The second part of the deliberations and the judgment of the Special Chamber will be held in 2023, for which provisions in the amount of £722,700 are included in the budget proposals for 2023-2024.
- 15. In addition, in order to ensure the discharge of the judicial functions of the Tribunal under articles 290 and 292 of the Convention, the budget proposals for 2023-2024 include provisions enabling the Tribunal to handle two urgent cases, for an amount of $\{0.667,400\}$. As has been the Tribunal's practice, and in order to optimize efficiency and reduce costs, administrative sessions of the Tribunal will be held, to the extent possible, in conjunction with judicial proceedings before the Tribunal.
- 16. In the budget proposals for 2023–2024, the estimates for part of the meetings to deal with case No. 28 (see paras. 14 and 90–93) and the estimates for two urgent cases are included in part C (Case-related costs), as follows:
 - (a) Case No. 28:
 - (i) Twenty-eight days of meetings of the Special Chamber;
 - (ii) Fourteen days of meetings of the Drafting Committee;

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(b) Two urgent proceedings (see para. 94):

Three weeks of meetings in 2023 and three weeks of meetings in 2024, including oral proceedings, deliberations and the rendering of orders and judgments.

Judges

- 17. In determining the level of remuneration of the members of the Tribunal, in 1996, the fourth Meeting of States Parties adopted the principle of maintaining equivalence with the remuneration levels of judges of the International Court of Justice.
- 18. The fourth Meeting of States Parties also decided that the annual remuneration of judges other than the President would consist of three elements (see SPLOS/8 and SPLOS/WP.3/Rev.1):
- (a) An annual allowance, payable monthly, which is one third of the maximum annual net base salary (based on the current level of remuneration);
- (b) A special allowance payable for each day that a judge is engaged in the business of the Tribunal. The maximum special allowance is one third of the annual net base salary divided into 220 working days;
- (c) A subsistence allowance for each day that a judge is required to be present at the seat of the Tribunal. The level of subsistence allowance is determined by ICSC and is paid up to a maximum of one third of the annual net base salary.
- 19. In June 2009, the nineteenth Meeting of States Parties decided:
 - to set, effective 1 July 2009, the annual net base salary of the members of the Tribunal at \$161,681, with a corresponding post adjustment multiplier equal to 1 per cent of the net base salary, to which would be applied the post adjustment multiplier for Hamburg, as appropriate, taking into account the adjustment mechanism as proposed by the Secretary-General in paragraph 77 of his report A/62/538.¹
- 20. In June 2011, the twenty-first Meeting of States Parties decided that:
 - on the occasion of future revisions to the base scale applicable to staff of the United Nations in the Professional and higher categories that are effected through the consolidation of post adjustment multiplier points into the base scale with a corresponding readjustment in the post adjustment multipliers, the annual base salary of the members of the Tribunal also be adjusted by the same percentage and at the same time as in the case of judges of the International Court of Justice.²
- 21. Pursuant to successive revisions of the salary of the staff in the Professional and higher categories (see General Assembly resolutions 74/255 B, 75/245 and 76/240), the annual net base salary of the members of the International Court of Justice was successively increased to \$181,840 effective 1 January 2020, \$185,295 effective 1 January 2021 and \$187,000 effective 1 January 2022. In accordance with the decision of the Meeting of States Parties adopted in June 2011 (SPLOS/230), the maximum remuneration of judges of the Tribunal was adjusted to the same level as the remuneration of the members of the International Court of Justice and effective the same date.

¹ SPLOS/200, para. 1.

² SPLOS/230.

22. In view of the aforementioned decisions, the estimates for annual and special allowances of judges of the Tribunal for 2023–2024 contained in annexes V, VII and VIII have been calculated by applying to the adjusted annual base salary the post adjustment multiplier applicable to Hamburg for March 2022 and the exchange rate between the dollar and the euro for March 2022 fixed by the United Nations.

Registry

- 23. The Tribunal is an autonomous judicial institution and the staff of the Registry therefore must discharge a wide range of tasks relating to judicial and legal matters, budget and finance, and administration.
- 24. The Registry provides all the support and assistance required by the Tribunal for dealing with cases submitted to it, including the provision of legal research, documentation, translation, interpretation, verbatim records and communications to judges, the parties in the cases and other interested States and organizations.
- 25. The Registry is also responsible for the discharge of administrative tasks relating to the functioning of the Tribunal. These tasks include: staff and personnel matters; the management of the Tribunal's finances and collection of contributions from States Parties; the operation and maintenance of the premises of the Tribunal, including security matters; the provision of library services and maintenance of archives; protocol; the operation and maintenance of the electronic systems, including equipment, databases and the Tribunal's website; and administrative and logistical support for the travel of judges engaged in the business of the Tribunal. It also manages the internship, training and capacity-building programmes on dispute settlement under the Convention. Furthermore, the Registry assists in maintaining relations with the United Nations and other international organizations, as well as with relevant departments and agencies of the Government of the host country and the Governments of States parties.
- 26. Since the budget period 2015–2016, the number of staff members has remained at 38. Given the limited number of staff, several staff members are required to fulfil a variety of duties, particularly during the consideration of cases, in order to undertake all the tasks to be discharged by the Registry. Whenever a case has to be dealt with, additional temporary support is procured (interpreters, translators, verbatim reporters and secretarial assistance).

Increases and decreases

27. As indicated in paragraph 6, the Tribunal, in preparing the budget proposals for 2023–2024, continued to be guided by an overall zero-growth approach. Nevertheless, some parameters beyond the control of the Tribunal, such as the judicial workload, salaries and allowances, the rate of exchange between the United States dollar and the euro, have led to certain increases and decreases compared with the appropriations for 2021–2022. The major items are listed below.

Increases

28. The budget proposals for 2023–2024 show increases in the following sections of the budget:

Recurrent expenditure

Section 1 (Judges)

(a) The annual net base salary of members of the Tribunal, as referred to in paragraph 21, was revised to \$187,000, effective 1 January 2022. In addition, the post adjustment multiplier for Hamburg was increased by 3.9 per cent compared with

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- January 2022, effective 1 February 2022. The daily subsistence allowance rate for Hamburg was also increased to ϵ 319 per day (from ϵ 309 in March 2020). Accordingly, the budget lines "Annual allowances" and "Special allowances" show an increase of ϵ 210,800 (ϵ 173,400 plus ϵ 37,400) compared with the appropriations approved for the period 2021–2022;
- (b) A new president will be elected in October 2023. The change in the presidency requires a provision for the settling-in and relocation grants and removal costs for the new president, as well as for the relocation and repatriation grants for the outgoing president. As a result, an amount of €206,900 is envisaged for the budget line "Judges' common costs". The provision for 2023–2024 in the budget line "Common costs" under section 1 (Judges) is therefore €125,100 higher than the amount approved for the period 2021–2022;
- (c) On the basis of the above, section 1 (Judges) shows an overall increase of €335,900 compared with the amount approved for 2021–2022;

Section 2 (Judges' pension scheme)

- (d) The 2021–2022 budget provided for pension payments in the amount of \$64,817 per month to 11 former judges and eight surviving spouses. Further to the 2020 election of judges and the passing away of one retired judge, the Tribunal paid in February 2022 pensions to 15 former judges and 9 surviving spouses in the amount of \$95,330. On that basis, the budget proposal for 2023-2024 envisages an amount of 62,089,000 in the budget line "Pension in payment", which is 6713,800 higher than the appropriation approved for 2021-2022;
- (e) Taking into account the increase of ϵ 713,800 in the budget line "Pension in payment" and the decrease in "Pension for retiring judges" in the amount of ϵ 85,900 (see para. 29 (a)), section 2 (Judges' pension scheme) shows an overall increase of ϵ 627,900 compared with the amount approved for 2021–2022;

Section 3 (Staff costs)

- (f) The Tribunal's budgetary estimates relating to established posts are based on standard costs issued by the Office of Programme Planning, Finance and Budget applicable to the International Court of Justice. Notwithstanding the fact that the number of staff remains the same as in the previous budget period, the amount proposed for established posts for the budget of the Tribunal for 2023-2024 is 64,200 higher than the amount approved for 2021-2022. This increase is due to an upward revision of 1.07 per cent of the standard costs for the International Court of Justice for 2023 compared with 2021. On that basis, an amount of 66,064,400 is proposed for the budget lines "Established posts" and "Staff assessment" in 2023-2024. This represents an increase of 64,200, after deduction of the amount of staff assessment, compared with the amount appropriated for 2021-2022;
- (g) The budget line "Common staff costs" envisages a provision of $\[\in \] 2,316,200,$ which represents an increase of $\[\in \] 46,000$ compared with the amount of appropriations approved for 2021-2022. This is due to the increase in the value of the dollar against the euro. The exchange rate applies to United States dollar-based staff entitlements, such as contributions to the United Nations Joint Staff Pension Fund and the after-service health insurance;
- (h) The provision for the budget line "Temporary assistance for meetings" shows an increase of €11,400 compared with the amount approved for 2021–2022, which is caused by the increase in the daily subsistence allowance rate for Hamburg payable to the interpreters and the increase in the exchange rate between the dollar and the euro:

(i) Section 3 (Staff costs) shows an overall increase of €121,600 compared with the appropriations approved for 2021–2022;

Section 4 (Representation allowance)

(j) The total amount of $\in 13,900$ proposed for 2023-2024 is $\in 500$ more than the amount approved for 2021-2022. This is due to the increase of the value of the dollar against the euro;

Section 7 (Operating expenditure)

- (k) The budget line "Maintenance of premises, including security" includes provisions for the facility management contracts, including gardening and security services. These contracts will expire in 2023 and have to be renewed. The increased rate agreed upon for the extension of those contracts has been taken into account. In addition, an increased provision for maintenance contracts, in particular for the new audiovisual system in the courtroom, has been included. Furthermore, amounts for supplies, gas, water, electricity, minor repairs and insurances have been adjusted in accordance with the 2021 budget performance and recent sharp price increases. The budget line "Maintenance of premises, including security" shows an increase of €224,900 compared with the amount approved for 2021–2022 (see paras. 70–76);
- (1) The budget line "Rental and maintenance of equipment" includes provisions for the rental and leasing costs of computer equipment, photocopiers and the official vehicles of the Tribunal. It also includes provisions for the maintenance costs of the Tribunal's digital and information technology equipment, such as its computer operating system, library software, archiving software and email system. The Tribunal's telephone system was installed 15 years previously and is due for replacement. A new system will be leased. In addition, the library and the archiving software has been renewed and the maintenance fees have increased. As a result, an increase of €15,000 per annum compared with the amount approved for 2021–2022 is proposed;
- (m) The budget line "Communications" includes provisions for telephone charges, online charges, courier services and postage. Owing to price increases for these services, an adjustment of 1.96 per cent for inflation has been included. An increase of ϵ 5,700 compared with the amount approved for 2021–2022 is proposed;
- (n) In the past, the budget line "Miscellaneous services and charges (including bank charges)" was mainly used to provide for bank charges. Recently, the United Nations has started charging the Tribunal for various services (such as salary surveys) as a member of ICSC and the United Nations common system of salaries, allowances and benefits. In addition, the fees for participation in proceedings before the United Nations Appeals Tribunal have increased. Bank safekeeping charges for cash have also been included in this budget line. These charges are new and were therefore not included in previous budgets. The budget line "Miscellaneous services and charges (including bank charges)" shows an increase of €94,900 compared with the amount approved for the 2021–2022 budget;
- (o) In total, the proposed amount for section 7 (Operating expenditure) is €355,200 higher compared with 2021–2022 (see paras. 76, 77, 79 and 81), taking account of the decrease mentioned in paragraph 29 (b);

Section 8 (Library and related costs)

(p) The budget line "External printing and binding" envisages a provision of 688,300, which represents an increase of 66,300 compared with the appropriation approved for 2021-2022. The increase is due to high price increases in external

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printing and related services. The amount proposed for section 8 (Library and related costs) is therefore €6,300 higher than the amount approved for 2021–2022;

Non-recurrent expenditure

Section 9 (Furniture and equipment)

(q) The budget line "Purchase of equipment" includes provisions for the purchase of electronic equipment (such as computers, laptops, printers and servers), furniture and other equipment. Owing to price increases, the provision for "Purchase of equipment" has been adjusted for inflation. An increase of ξ 4,700 compared with the amount approved for 2021–2022 is proposed.

Decreases

29. The budget proposals for 2023–2024 show decreases in the following sections of the budget:

Recurrent expenditure

Section 2 (Judges' pension scheme)

(a) The budget line "Pension for retiring judges" provides for seven judges whose term of office expires in September 2023 for a period of 15 months, while the 2021-2022 budget provided for seven judges for a period of 24 months. The proposed appropriation amounts to \$\int_{0}8,100\$, which represents a decrease of \$\int_{0}8,900\$ compared with the amount approved for 2021-2022. The final number of retiring judges will depend on the results of the election in June 2023;

Section 7 (Operating expenditure)

(b) The budget line "Special services (external audit)" provides for the payment of the financial auditor in the amount of $\in 14,400$. On the basis of the offer from the firm BDO (see SPLOS/30/4), this amount represents a decrease of $\in 300$ compared with the appropriation level approved for 2021-2022;

Case-related costs

Section 12 (Judges) and section 13 (Staff costs)

- (c) All budget lines under part C (Case-related costs) show decreases due to the judicial workload of the Tribunal for the budget period 2023–2024. The 2021–2022 budget provided for an entire case on the merits (case No. 29) and part of the deliberations of a case on the merits submitted to a Special Chamber (case No. 28). The budget for 2023–2024 provides for the other part of the deliberations of the case on the merits submitted to the Special Chamber (deliberations, meetings of the Drafting Committee and judgment). In line with budget proposals for previous budget periods, the budget proposal for 2023–2024 includes provisions for two urgent cases;
- (d) On that basis, the provision for section 12 (Judges) amounts to $\in 1,692,100$, a decrease of $\in 1,581,300$ compared with the amount approved for 2021–2022. The proposed amount for section 13 (Staff costs) amounts to $\in 698,000$, which represents a decrease of $\in 529,300$.

Total increases and decreases

30. Taking into account the proposed increases listed in paragraph $28 \ (\in 1,538,300)$ and the decreases listed in paragraph $29 \ (-\in 2,196,800)$, an overall decrease of $\in 658,500$ is envisaged for the budget period 2023-2024.

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II. Draft budget proposals

Part A (sects. 1–8) Recurrent expenditure

- 31. As in previous years, the Tribunal will hold four weeks of meetings during each calendar year to consider legal matters related to the discharge of its judicial functions, as well as administrative and organizational issues. One two-week session will be held in February/March and another in September/October of each year.
- 32. During those sessions, matters relating to the work of the Tribunal are considered by the plenary, the committees of the Tribunal and the chambers of the Tribunal: the Seabed Disputes Chamber, the Chamber for Maritime Delimitation Disputes, the Chamber for Marine Environment Disputes and the Chamber for Fisheries Disputes. The legal issues addressed in 2021 pertained to the Tribunal's jurisdiction, rules and procedures.
- 33. At its meetings, the Tribunal also addresses administrative and organizational matters. In order to ensure that these are dealt with efficiently, the Tribunal has established special committees composed of judges, to which the Tribunal refers various matters for detailed consideration and for recommendations for approval in plenary (Committee on Rules and Judicial Practice; Committee on Budget and Finance; Committee on Staff and Administration; Committee on Public Relations; Committee on Buildings and Electronic Systems; and Committee on Library, Archives and Publications). The administrative issues addressed include decisions to be taken regarding staff appointments, the supervision of the work and organization of the Registry, the maintenance of the premises and related facilities of the Tribunal, public relations and publications of the Tribunal, such as judgments and orders, and the preparation of the draft budget, the annual report and proposals for submission to the Meeting of States Parties.

Section 1 Judges

- 34. Pursuant to the decisions of the fourth and twenty-first Meetings of States Parties (see paras. 18 and 20), the level of remuneration of the judges at the International Court of Justice is used as the comparator. Consequently, effective 1 January 2022, the annual base salary of judges at the Tribunal is set at the level indicated in paragraph 21.
- 35. The budgetary estimates for the remuneration of judges for 2023–2024 under part A (Recurrent expenditure) are set out in annex V.
- 36. As in previous years, appropriations relating to cases are placed under part C (Case-related costs) and will be used for such purposes only (see part C and annexes VII and VIII).

1.1 Annual allowances

- 37. This budget line consists of the following: the annual allowances of the President and the other members of the Tribunal and the allowances of the President and the Vice-President (see annex V).
- 38. The President is required to reside at the seat of the Tribunal and receives an annual remuneration of \$187,000. The annual allowance of the other members of the Tribunal amounts to one third of the maximum annual remuneration (\$62,333).

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- 39. In addition, the special allowance of the President is paid in the amount of \$25,000 per annum in line with the practice at the International Court of Justice, the President of which has been entitled to such an amount since 1 January 2011, in keeping with the decision adopted by the General Assembly on 24 December 2010 (resolution 65/258, para. 6). The President is not entitled to the judges' special allowance or subsistence allowance for attending meetings of the Tribunal.
- 41. A provision of $\in 3,670,400$ is envisaged under this budget line, which represents an increase of $\in 173,400$ compared with the appropriation approved for 2021-2022, as explained in paragraph 28 (a).

1.2 Special allowances

- 42. Judges are paid a special allowance for each day that they are engaged in the business of the Tribunal during its sessions, and a subsistence allowance is paid for each day that a judge is required to be present at the seat of the Tribunal (see annex V).
- 43. Judges are paid a special allowance for preparatory work that they undertake before meetings of the Tribunal. A subsistence allowance is also payable to judges when they carry out preparatory work related to the activities of the Tribunal away from their normal place of residence.
- 44. In respect of sessions for a total of four weeks each year, it is proposed, as in the past, that provision be made for a special allowance for preparatory work for a total of 10 days for each of the 20 judges. Payment of such allowance is subject to authorization by the President.
- 45. In the budget period 2021-2022, a provision was approved regarding a subsistence allowance for preparatory work for a total of five days for up to 10 judges per annum (50 days of daily subsistence allowance). An amount of 644,600 is proposed for 2023-2024, which represents an increase of 6800 compared with the amount approved for 2021-2022. Subject to authorization by the President, this provision may be used to pay a daily subsistence allowance to judges when they carry out preparatory work away from their normal place of residence or to pay special and daily subsistence allowances when they are engaged in the business of the Tribunal (e.g. for attending special meetings of the Committee on Budget and Finance to prepare the biennial budget proposals or the Meeting of States Parties).
- 46. A provision of €972,000 is made under this budget line on the basis of the exchange rate, the post adjustment multiplier and the daily subsistence allowance rate for March 2022. This represents an increase of €37,400 compared with the appropriation approved for 2021–2022, as explained in paragraph 28 (a).

1.3 Travel to sessions

47. The President resides at the seat of the Tribunal. Except for the President, judges are required to travel to Hamburg to attend sessions of the Tribunal.

48. This budget line covers the costs incurred for judges' travel to Hamburg to attend sessions during the budget period 2023–2024. A provision of €298,800 has been envisaged to meet the requirements. The sum of €149,400, representing the amount per annum, is intended to cover 20 judges travelling each year to two sessions. The amount is the same as in the 2021–2022 budget, but an increase in travel costs is anticipated.

1.4 Common costs

- 49. This budget line includes the common costs in respect of the President, the insurance scheme for work-related accidents and the removal costs for the personal effects of judges whose mandate ends during the budget period concerned (see annex VI).
- 50. A new president will be elected in October 2023. The change in the presidency requires a provision for the settling-in and relocation grants and removal costs for the new president, as well as for the relocation and repatriation grants for the outgoing president. In addition, a provision of $\in 8,400$ is envisaged in 2023 for removal costs for seven judges whose term of office will expire on 30 September 2023. The amount that will actually be used will depend on the result of the election in June 2023. The increase of $\in 125,100$ compared with the amount approved for the 2021-2022 budget is due to the fact that no election and no change in the presidency occurred in 2021-2022. On that basis, a total amount of $\in 206,900$ is proposed for 2023-2024 under this budget line.

Section 2 Judges' pension scheme

- 51. The ninth Meeting of States Parties approved the Pension Scheme Regulations for Members of the International Tribunal for the Law of the Sea (SPLOS/47).
- 52. In order to cover the costs of pension payments, a total amount of £2,597,100 is proposed for 2023–2024 (see annex IX). This represents an increase of £627,900 compared with the provision made for 2021–2022, as explained in paragraphs 28 (d) and 29 (a).

2.1 Pension in payment

53. At present, pensions are payable to 15 former judges and nine surviving spouses. These pension payments will continue during 2023–2024, which will require a provision of $\[\epsilon \]$ 2,089,000. As explained in paragraph 28 (d), this amount is $\[\epsilon \]$ 713,800 higher than the provision for 2021–2022.

2.2 Pension for retiring judges

54. A triennial election of seven judges will take place in June 2023. A provision for pension payments to the seven judges whose terms of office will expire has been envisaged in the budget for 2023-2024 for a period of 15 months beginning in October 2023. This amounts to 6508,100, which is 685,900 lower than the appropriation approved for 2021-2022, for the reasons explained in paragraph 29 (a).

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Section 3 Staff costs

3.1 Established posts

- 55. As explained in paragraphs 23 to 26, the functioning of the Tribunal presupposes the discharge by the Registry of many different responsibilities, which include legal and administrative tasks.
- 56. The 2023–2024 post requirements for staff in the Professional and higher categories are set out in annex II and those for staff in the General Service and related categories in annex III. The number of posts remains at 38, which is the same as that approved for the budget for 2021–2022.
- 57. In 2012, the duties concerning personnel, building and security, the supervision of conference services and the coordination of general administration were placed under the responsibility of the Head of Personnel, Building and Security, a post at the P-4 level. The incumbent of that post will retire on 1 May 2022. This provides an opportunity to reconsider the structure of the Administration Department. Given the diversity of the duties assigned to the post and the level of expertise and experience required, a restructuring of the Administration Department was implemented as follows:
- (a) The functional title of the P-4 post was changed from "Head of Personnel, Building and Security" to "Head of Personnel and Building" and the job description for the post was adjusted in order to place emphasis on the handling of personnel matters within the Registry as well as the supervision and coordination of the Administration Department.
- (b) At the same time, and with a view to strengthening the provision of building management and security services, the Tribunal decided to transfer the post of Administrative Officer (P-2) from the Personnel Unit to the Building and Security Unit and to change the functional title for the post from "Administrative Officer" to "Building Facilities Management and Security Officer".

No additional costs were incurred as a result of the restructuring of the Administration Department. A revised organization chart is attached as annex XII.

58. Budgetary estimates relating to staff costs of the Tribunal are based on standard costs issued by the Office of Programme Planning, Finance and Budget. Since standard costs have not been calculated for Hamburg, the standard costs applicable to the International Court of Justice for 2023 have been applied. On that basis, it is proposed to appropriate a net amount of €6,064,400 for the established posts in 2023–2024. After deduction of the staff assessment amount, this represents an increase of €64,200 compared with the amount appropriated for 2021-2022.

3.2 Staff assessment/credit

59. As explained in paragraph 10, in accordance with the decision of the thirteenth Meeting of States Parties (SPLOS/98, para. (a)), the budget proposals for 2023–2024 contain a separate budget line for a credit in respect of the amount of staff assessment, which is included in the costs for established posts. Accordingly, the contributions of States parties will be assessed on the basis of net salaries.

3.3 Common staff costs

60. Common staff costs comprise the various entitlements of staff, including pension contributions, medical insurance and after-service health insurance

contributions, education grants and language and dependency allowances, as required under the Staff Regulations and Staff Rules of the Tribunal.

61. On the basis of actual requirements for the budget period 2023-2024, common staff costs amount to $\{2,316,200\}$, which represents an increase of $\{46,000\}$ compared with the amount that was approved for the budget period 2021-2022 (see annex X). This is due to the increased value of the United States dollar against the euro.

3.4 Overtime

62. Owing to the nature of the work of the Tribunal, it is unavoidable that some staff members have to work beyond normal working hours, in particular during sessions. In the case of staff members in the Professional and higher categories, compensatory time off may be granted for that purpose. For staff members in the General Service and related categories, overtime payments cannot always be replaced by compensatory time off, in particular given the small size of the Registry. On the basis of past performance, a provision of €25,000 is requested for 2023−2024, which is the same as the appropriation approved for 2021−2022.

3.5 Temporary assistance for meetings

- 63. In line with the practice of other international judicial institutions, not all personnel needed to service meetings are employed by the Tribunal on a permanent basis. This provision covers emoluments and the cost of travel for interpreters, revisers, translators, audio equipment operators and additional secretarial staff recruited specifically for sessions not directly related to cases. The provision also covers the costs of other conference-related staff and personnel needed to service meetings. The amount proposed takes into account the fact that most required personnel, in particular translators and interpreters, are not readily available at the seat of the Tribunal.
- 64. A provision of $\[\epsilon \]$ 260,100 is proposed for 2023–2024, which represents an increase of $\[\epsilon \]$ 11,400 compared with the appropriation approved for 2021–2022, for the reasons explained in paragraphs 28 (h).

3.6 General temporary assistance

65. The Tribunal employs temporary assistance personnel to deal with peak workloads and to accommodate other specific requirements. General temporary assistance is predominantly used for translating, editing, photocopying and disseminating documents and for providing assistance to conference staff. The provision is also used to hire individual contractors to assist with administrative matters and to provide technical assistance. The total provision proposed for general temporary assistance for 2023−2024 is €117,900, which is the same as the appropriation approved for 2021−2022.

3.7 Training

66. Staff training is required for the use of the computer network and specialized software, which is continually updated for word processing and database functions, including bibliographic and other information systems. Training in specialized areas, such as desktop publishing or referencing for linguistic services, is also necessary to ensure the efficient functioning of the Registry. Language training is also required to promote proficiency in the two official languages of the Tribunal and efficiency in relations between the Tribunal and the host country. It may be added that, as the Tribunal follows the United Nations common system, it is important to train staff members regularly in matters where the expertise of United Nations institutions may be useful for the functioning of the Registry (such as staff matters, finance,

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procurement and pensions). A provision of $\in 86,600$ is proposed for 2023–2024, which is the same as the appropriation approved for 2021–2022.

Section 4 Representation allowance

67. A representation allowance is payable to the President, the Registrar and the Deputy Registrar in accordance with United Nations practice. The total amount proposed for 2023-2024 is \$15,200, which is the equivalent in United States dollars of the amount approved for 2021-2022. Converted to euros, this represents an increase of 6500.

Section 5 Official travel

68. This provision is to cover the travel costs of the President and other judges, as necessary, and the Registrar and staff when on official business of the Tribunal. The appropriation proposed for official travel in 2023−2024 is €185,000, which is the same as the appropriation approved for 2021−2022.

Section 6 Hospitality

69. This provision is to cover the Tribunal's hospitality requirements. The amount proposed for 2023–2024 is €14,700, which is the same as the appropriation approved for 2021–2022.

Section 7 Operating expenditure

7.1 Maintenance of premises, including security

- 70. The Tribunal must run a large modern building containing complex equipment and systems. Under the Agreement between the Tribunal and the Government of the Federal Republic of Germany on the Occupancy and Use of the Premises of the International Tribunal for the Law of the Sea in the Free and Hanseatic City of Hamburg, the technical equipment provided along with the building (including the security system, the heating and cooling system, courtroom technology, electrical installations, the lifts, the sprinkler system, ventilation, the fire alarm system and electrically operated doors) must be maintained in accordance with the highest standards applicable in the host country. For this purpose, the Registry currently has 47 maintenance contracts in force. These contracts are continually reviewed and regularly renegotiated with a view to monitoring costs and avoiding increases.
- 71. The Tribunal is required under the Premises Agreement to contract a facility management service provider for services related to the operation, management and maintenance of the premises, including cleaning, waste disposal, work related to the water and power supplies, snow and ice removal and gardening. The current facility management contract is valid until May 2023 and may be extended. The prices for the extension have been included. Thus, an amount of £1,152,400 is proposed for facility management, which is £85,600 more than the amount approved for 2021-2022.

- 72. In addition, the Tribunal's current security contract will expire in August 2023, and it is possible to extend it for an additional period. The total cost for the new security contract is $\[\in \]$ 450,200 for the biennium, which is $\[\in \]$ 20,200 higher than the approved provision in the 2021–2022 budget.
- 73. Prices for electricity and gas have increased over the past six months. In addition, there is a general trend towards significant rises in energy prices. In line with that trend, the German Institute for Federal Real Estate, with which the Tribunal has a pool contract for the provision of electricity and gas supplies, has recently announced a sharp price increase. It may be noted that the Tribunal participates in the contract under better-than-market conditions. The provision for electricity, gas and water has been adjusted accordingly on the basis of previous years' consumption and increased prices. An amount of €598,000 is proposed for the budget period 2023-2024, which represents an increase of £130,000 compared with the amount approved for 2021-2022.
- 74. As provided for in the Premises Agreement with the host country, the Tribunal must carry out minor repairs to the building, for which \in 50,000 is allocated in the budget proposal, in line with previous budget proposals. As in previous years, a provision of \in 15,000 for other repairs has also been included.
- 75. The Tribunal's facilities and building equipment, such as the electrical installations, the lifts and the sprinkler and alarm systems, must be inspected in accordance with German building regulations. On the basis of past performance, the amount allocated for the inspections is ϵ 30,000 per annum, which is ϵ 5,000 per annum less than the amount approved for 2021–2022.
- 76. In the light of the foregoing, the amount of £2,869,600 is proposed for 2023–2024, which represents an increase of £224,900 compared with the appropriation approved for 2021–2022. The details of the expenditure relating to the maintenance of the premises are shown in annex XI.

7.2 Rental and maintenance of equipment

77. Renting or leasing items of equipment, including photocopiers, computer equipment and official vehicles, has in some cases proved more economical than purchasing them. The maintenance costs resulting from the outright purchase of such equipment are thus avoided. In addition, owing to advances in technology, the administration of the Tribunal had to acquire a number of items of digital and information technology equipment, such as the accounting system, the library software, the archiving software, the electronic data-management system, the telephone system and the email system. For those items, the Tribunal had to conclude maintenance contracts in order to obtain urgent technical support and to acquire software updates. Various fees for the aforementioned maintenance contracts show annual price increases that have been taken into account in the amount proposed for 2023-2024. As indicated in paragraph 28 (1), the telephone system will be renewed, with increased leasing fees. A provision of 6419,500 is proposed for 2023-2024, which represents an increase of 630,000 compared with the amount approved for 2021-2022.

7.3 Communications

- 78. Expenses for the communications of the Tribunal include postage and courier services, telephone calls, email, teleconferencing and videoconferencing, Internet connections and access to databases.
- 79. The provision for communications by means of telephone, the Internet and courier services includes the cost of communication between the Registry and judges

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working away from the seat of the Tribunal. It also includes the cost of leasing the telephone lines necessary to optimize efficiency in maintaining a website and email and Internet connections for the premises. Prices for the aforementioned means of communication have increased recently. In the light of previous experience, and taking the increased prices into account, the amount of ϵ 199,800 is proposed for 2023–2024. This amount is the same as the appropriation approved for 2021–2022, adjusted for inflation (an increase of ϵ 5,700).

7.4 Miscellaneous services and charges (including bank charges)

- 80. This provision is to cover the costs of miscellaneous services needed by the Tribunal where it is not appropriate to charge such costs to any specific budget line. The provision remained at a steady level for a number of budget periods, as mainly bank charges were covered. Recently, however, the United Nations has begun charging the Tribunal for various services as a member of the United Nations common system for salaries, allowances and benefits. The charges include salary surveys, membership in ICSC and jointly financed administrative activities. In addition, the Office of Administration of Justice has doubled the fees for participating in proceedings before the United Nations Appeals Tribunal.
- 81. The provision under this budget line also covers the negative interest that the Tribunal has been charged by Deutsche Bank since April 2020 for its cash held with the bank. In 2014, the European Central Bank began charging commercial banks interest on cash deposits. In 2019, Deutsche Bank and most other commercial banks in Germany and in other countries in the eurozone began to pass those charges on to their customers. As a consequence, the Tribunal has been charged interest on its cash funds since April 2020. Deutsche Bank will continue to charge interest on cash deposits, and there are currently no options to reduce those charges. Taking the above into consideration, the budget line "Miscellaneous services and charges (including bank charges)" shows an increase of €94,900 compared with the amount approved for 2021-2022. In view of those changes, an amount of €132,000 is proposed for 2023-2024, which represents an increase of €94,900 compared with the appropriation approved for 2021-2022.

7.5 Supplies and materials

82. This provision is to cover the costs of office and other supplies, materials and services at the premises. On the basis of past performance, the amount of &125,600 is proposed for 2023–2024, which is the same as the appropriation approved for 2021–2022.

7.6 Special services (external audit)

83. Pursuant to the Financial Regulations and Rules of the Tribunal, in December 2020 the Meeting of States Parties appointed the firm BDO as the financial auditor for the financial years 2021–2024 (see SPLOS/30/14/Add.1, para. 67). An amount of €14,400 is proposed to cover this expenditure for 2023–2024 on the basis of the offer from BDO (see SPLOS/30/4). This amount represents a decrease of €300 compared with the appropriation level approved for 2021–2022.

Section 8 Library and related costs

8.1 Procurement of books and publications

84. The availability of high-quality library facilities at the Tribunal is indispensable for its effective operation. The library needs to acquire publications that form the basis

of a core collection in international law. Given the scope of the Tribunal's jurisdiction, the library must also have on hand material on various scientific subjects closely connected with the work of the Tribunal. The library subscribes to various databases providing important and timely access to certain types of scientific and legal information. At present, the library collections comprise 11,071 volumes, 16,007 serial volumes and 2,883 treaty series volumes. An amount of $\[mathebox{\ensuremath{\epsilon}}\]$ 2023–2024 budget, the same as the appropriation approved for 2021–2022.

8.3 External printing and binding

85. This provision covers the costs of producing and publishing documents and other material, such as judgments and pleadings in cases, and of disseminating other documentation, such as the *Yearbook*, *Basic Texts*, *Guide to proceedings before the Tribunal* and information brochures of the Tribunal, as well as compact discs. In addition, the Library must bind monographs and journals. On the basis of performance in previous years, and taking into account an announced price increase of 5 per cent, the amount proposed for 2023-2024 is 688,300, which represents an increase of 66,300 compared with the appropriation approved for 2021-2022.

Part B (sects. 9–11) Non-recurrent expenditure

Section 9 Furniture and equipment

86. This provision is to cover the purchase of office equipment and furniture. The estimates for non-recurrent expenditure for 2023–2024 are based on the Tribunal's requirements in terms of office equipment, archive equipment (including data-processing, storage and retrieval systems for archives and legal matters), software, hardware and website maintenance and development. Account is also taken of the need to replace obsolete equipment, in particular electronic equipment.

9.1 Purchase of equipment

87. The twenty-eighth Meeting of States Parties approved the amount of \in 157,500 for the purchase of equipment for 2021–2022. In the light of the performance figures for previous years and price increases for electronic equipment in particular, an amount of \in 162,200 is proposed for 2023–2024. The amount has been adjusted for inflation and represents an increase of \in 4,700 compared with the approved amount for 2021–2022.

Section 10 Alterations to premises

88. No provision is requested under this budget line.

Section 11 Implementation of the International Public Sector Accounting Standards (IPSAS)

89. No provision is requested under this budget line.

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Part C (sects. 12 and 13) Case-related costs

Case No. 28 (Dispute concerning delimitation of the maritime boundary between Mauritius and Maldives in the Indian Ocean (Mauritius/Maldives))

- 90. On 18 December 2019, Maldives filed preliminary objections to the jurisdiction of the Special Chamber of the Tribunal and to the admissibility of the claims submitted by Mauritius in the *Dispute concerning delimitation of the maritime boundary between Mauritius and Maldives in the Indian Ocean*. Proceedings in the case were instituted on 24 September 2019 and submitted to a Special Chamber of the Tribunal composed of seven members of the Tribunal and two judges ad hoc.
- 91. The hearings, initial deliberations and initial meetings of the Drafting Committee will be scheduled for 2022 and a corresponding provision has been included in the 2021–2022 budget. The second part of the deliberations and other meetings of the Drafting Committee, up to the delivery of the judgment in Case No. 28, would then be held in 2023, and the budget proposals for 2023–2024 provide for those meetings.
- 92. The costs relating to the meetings in 2023 will be covered by the budget proposals for 2023–2024, as follows:
 - (a) Deliberations: 27 days;
 - (b) Meeting of the Drafting Committee: 14 days;
 - (c) Judgment: 1 day.
- 93. These meetings will, as far as possible, be held in conjunction with the administrative sessions of the Tribunal, to reduce travel costs. The estimated costs amount to €722,700 and are detailed in annex VIII.

Urgent proceedings

94. In line with the judicial requirements of the Tribunal, the budget proposals envisage six weeks of meetings in 2023–2024 to deal with two urgent cases. The budget proposals include associated costs for hearings, deliberations and the reading of orders and judgments. The associated costs also include costs for the judges' travel to Hamburg, temporary assistance for meetings and overtime. The provision is detailed in annex VII and amounts to €1,667,400. This represents an increase of £58,800 on the appropriation approved for 2021-2022, owing to the increase in the daily subsistence allowance rate for Hamburg from £309 to £319; the increase in the value of the dollar against the euro; and the revised post adjustment for Hamburg (see para. 11 (f)). This appropriation will be used only if the Tribunal meets to deal with cases.

Total estimates

95. The total estimates for the costs for part C (Case-related costs) amount to $\[\in \] 2,390,100 \]$ (sect. 12 (Judges), $\[\in \] 1,692,100 \]$, and sect. 13 (Staff costs), $\[\in \] 698,000 \]$. Compared with the appropriations approved for 2021-2022 ($\[\in \] 4,500,700 \]$), the amount of $\[\in \] 2,390,100 \]$ represents a decrease of $\[\in \] 2,110,600 \]$ in part C due to the judicial workload of the Tribunal.

Section 12 Judges

12.1 Special allowances

96. For Case No. 28, the amount of $\[\epsilon 293,500 \]$ is envisaged to cover special and subsistence allowances of judges of the Special Chamber. The amount includes a special allowance for preparatory work, which is based on two thirds of the number of days planned for judicial meetings. In addition, a provision of $\[\epsilon 966,000 \]$ is proposed for 2023–2024 to cover the special and subsistence allowances of judges in relation to two urgent cases. This includes a special allowance for preparatory work, which is based on six sevenths of the number of days planned for judicial meetings. On that basis, the total provision for special allowances for Case No. 28 and two urgent proceedings amounts to $\[\epsilon 1,259,500 \]$.

12.2 Compensation to judges ad hoc

97. For Case No. 28, an amount of ϵ 78,100 is proposed to cover compensation for two judges ad hoc. Such compensation consists of annual allowance, special allowance (including special allowance for preparatory work) and daily subsistence allowance. In addition, a provision of ϵ 126,600 has been included to cover the compensation paid to two judges ad hoc for six weeks of meetings and 36 days of preparatory work for two urgent proceedings. The total provision of this budget line to cover Case No. 28 and two urgent proceedings amounts to ϵ 204,700.

12.3 Travel to meetings, including judges ad hoc

- 98. The total amount of €227,900 includes a provision amounting to €164,400 to cover the travel costs of judges, including judges ad hoc, for two urgent proceedings in 2023–2024. However, an increase in travel costs is anticipated.
- 99. The amount of €227,900 also includes €63,500 to finance the travel costs of nine judges for Case No. 28. The trips envisaged in 2023–2024 in respect of Case No. 28 are as follows:
 - (a) One round trip for the members of the Special Chamber;
 - (b) One round trip for the members of the Drafting Committee;
 - (c) Two round trips for judges ad hoc.

100. The Tribunal intends to organize its sessions in 2023 as far as possible in conjunction with the judicial deliberations in Case No. 28.

Section 13 Staff costs

13.1 Temporary assistance for meetings

101. A separate provision is made for temporary assistance for meetings to cover case-related expenses. This provision covers emoluments and costs for the travel of interpreters, verbatim reporters, revisers, translators, audio equipment operators and additional secretarial staff recruited specifically for meetings, including hearings and judicial deliberations. The provision also covers the costs of other conference-related staff and personnel to service meetings. The amount proposed takes into account the fact that not all personnel, in particular translators, interpreters and verbatim reporters, are readily available at the seat of the Tribunal.

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102. Estimates for interpretation costs are based on the terms and conditions followed in the United Nations system, taking into account the need for interpretation services at short notice, in particular during urgent proceedings. This requires work to be performed during weekends, official holidays and night-time meetings. Estimates regarding translation expenses take into account the volume of work relating to urgent proceedings and Case No. 28 that cannot be absorbed internally and an average number of pages that have to be sent out for translation, to which the Tribunal applies the contractual translation rates determined by the United Nations Office at Geneva.

103. Taking into account the current salary rates applied to translators, interpreters and verbatim reporters, a total amount of 668,000 is proposed for 2023–2024. Given the reduced number of judicial meetings in 2023 and 2024 for Case No. 28, as well as for urgent proceedings (see para. 16), compared with the previous budget period, this represents a decrease of 6509,300 compared with the appropriation approved for 2021–2022.

13.2 Overtime

104. As the Tribunal has to deliver its judgments within short periods of time, it is unavoidable that many staff members are required to work beyond normal working hours, in particular during urgent proceedings. Overtime payments cannot always be replaced by compensatory time off, in particular given the small size of the Registry. The amount of €20,000 is proposed to cover overtime during urgent proceedings in the 2023–2024 biennium. In view of past practice, overtime will be unavoidable during the deliberations for Case No. 28. The amount of €10,000 is envisaged to cover overtime during that Case. A total provision of €30,000 is proposed for this budget line, which represents a decrease of €20,000 compared with the appropriation approved for 2021–2022.

Part D Working Capital Fund

105. Pursuant to regulation 6.2 of the Financial Regulations and Rules of the Tribunal, the Working Capital Fund is established "to ensure financial resources for the Tribunal to meet short-term liquidity problems pending receipt of contributions ... and to provide the Tribunal with the financial means to deal with cases". As of 2001, contributions to the Fund totalled €542,118. The Fund is primarily maintained to meet short-term liquidity problems and extraordinary expenses. Its current level would be sufficient to cover approximately three weeks of expenditure. The Tribunal is not seeking additional funding for the Fund for the budget period 2023–2024.

106. In addition to the amount referred to above, in 2002, the twelfth Meeting of States Parties approved a contribution to the Working Capital Fund (case-related) of the Tribunal, specifically to be used to cover case-related expenses (see SPLOS/89). Pursuant to that decision, this amount may be used to provide the Tribunal with the financial means necessary to consider cases to the extent that the expenditure cannot be met from the case-related costs or from the transfer of funds between appropriation sections. This part of the Fund stood at €417,014 in June 2014.

107. In June 2014, the twenty-fourth Meeting of States Parties decided that an amount of €350,000 – part of the cash surplus for the financial period 2011–2012 – would be transferred, on an exceptional basis, to the Working Capital Fund (caserelated), to cover the cost of considering cases that could not be met from the funds allocated for case-related costs (SPLOS/275, para. 3). As a result, the Fund (caserelated) currently stands at €767,014, which would meet the requirements for one urgent case.

Budgets of the Tribunal for the periods 2017–2018 to 2023–2024

(Euros)^a

Part/ section	Objects of expenditure	Approved budget 2017–2018	Performance 2017–2018	Approved budget 2019–2020	Performance 2019–2020	Approved budget 2021–2022	Proposed budget 2023–2024	Biennial decrease/ increase
A	Recurrent expenditure							
1	Judges	4 393 000	4 240 620	4 449 900	4 559 844	4 812 200	5 148 100	335 900
1.1	Annual allowances	3 124 400	3 087 391	3 133 400	3 400 833	3 497 000	3 670 400	173 400
1.2	Special allowances	851 400	779 873	833 600	773 815	934 600	972 000	37 400
1.3	Travel to sessions	276 700	236 536	298 800	229 534	298 800	298 800	_
1.4	Common costs	140 500	136 820	184 100	155 662	81 800	206 900	125 100
2	Judges' pension scheme	1 857 300	1 443 024	1 625 900	1 555 243	1 969 200	2 597 100	627 900
2.1	Pension in payment	1 337 800	1 443 024	1 540 300	1 555 243	1 375 200	$2\ 089\ 000^a$	713 800
2.2	Pension for retiring judges	519 500	_	85 600	_	594 000	$508 \; 100^b$	(85 900)
3	Staff costs	7 749 600	7 249 931	7 707 300	7 575 625	8 748 600	8 870 200	121 600
3.1	Established posts	6 302 400	4 872 158	6 290 200	5 100 979	7 529 400	$7\ 588\ 000^c$	58 600
3.2	Staff assessment/credit	(1 214 400)	_	(1 253 400)	_	(1 529 200)	(1 523 600)	5 600
3.3	Reimbursement of national taxes	_	_	_	_	_	_	_
3.4	Common staff costs	2 249 800	2 029 104	2 270 200	2 085 864	2 270 200	2 316 200	46 000
3.5	Overtime	25 000	19 948	25 000	19 600	25 000	25 000	_
3.6	Temporary assistance for meetings	205 500	165 526	192 600	206 949	248 700	260 100	11 400
3.7	General temporary assistance	107 900	93 064	107 900	109 870	117 900	117 900	_
3.8	Training	73 400	70 131	74 800	52 363	86 600	86 600	_
4	Representation allowance	13 600	13 202	12 400	12 668	13 400	13 900	500
5	Official travel	181 600	171 337	185 000	90 735	185 000	185 000	_
6	Hospitality	14 400	12 945	14 700	5 417	14 700	14 700	_
7	Operating expenditure	3 022 400	2 963 829	3 202 000	3 127 420	3 405 700	3 760 900	355 200
7.1	Maintenance of premises including security	2 289 900	2 289 405	2 454 100	2 441 098	2 644 700	2 869 600	224 900
7.2	Rental and maintenance of equipment	358 200	334 249	374 500	343 461	389 500	419 500	30 000
7.3	Communications	190 600	175 951	194 100	183 162	194 100	$199\ 800^d$	5 700
7.4	Miscellaneous services and charges (including bank charges)	41 300	30 631	42 100	36 495	37 100	132 000	94 900

	Total	21 119 900	18 105 109	20 521 200	19 922 264	24 155 000	23 496 500	(658 500)
D	Working Capital Fund	_	_	_	_	_	_	
13.2	Overtime	45 000	11 324	33 900	22 896	50 000	30 000	(20 000)
13.1	Temporary assistance for meetings	1 140 800	662 866	651 300	659 403	1 177 300	668 000	(509 300)
13	Staff costs	1 185 800	674 190	685 200	682 299	1 227 300	698 000	(529 300)
12.3	Travel to meetings, including judges ad hoc	248 700	37 069	317 600	241 979	418 400	227 900	(190 500)
12.2	Compensation to judges ad hoc	306 100	154 992	177 700	163 971	331 600	204 700	(126 900)
12.1	Special allowances	1 666 200	664 881	1 509 600	1 330 848	2 523 400	1 259 500	(1 263 900)
12	Judges	2 221 000	856 942	2 004 900	1 736 798	3 273 400	1 692 100	(1 581 300)
C	Case-related costs							
11	Implementation of IPSAS	n/a	n/a	140 000	84 537	_	_	_
10	Alteration to premises	_	_	_	_	_	_	_
9.2	Purchase of special equipment							
9.1	Purchase of equipment	155 600	153 701	157 500	156 638	157 500	$162\ 200^d$	4 700
9	Furniture and equipment	155 600	153 701	157 500	156 638	157 500	162 200	4 700
В	Non-recurrent expenditure							
8.3	External printing and binding	78 600	78 577	80 100	79 729	82 000	88 300	6 300
8.2	Start-up costs of library	-	_	_	_	_	_	_
8.1	Procurement of books and publications	247 000	246 811	256 300	255 311	266 000	266 000	_
8	Library and related costs	325 600	325 388	336 400	335 040	348 000	354 300	6 300
7.6	Special services (external audit)	19 100	11 600	11 600	10 722	14 700	14 400	(300)
7.5	Supplies and materials	123 300	121 993	125 600	112 482	125 600	125 600	_
Part/ section	Objects of expenditure	Approved budget 2017–2018	Performance 2017–2018	Approved budget 2019–2020	Performance 2019–2020	Approved budget 2021–2022	Proposed budget 2023–2024	Biennial decrease/ increase

Abbreviation: IPSAS, International Public Sector Accounting Standards.

^a Pension currently in payment.

b Pension for seven judges whose term of office expires on 30 September 2023.
c Standard salary costs applicable to The Hague for 2023.
d Adjusted for 1.96 per cent inflation (average for February 2020 to January 2022 according to the Federal Statistical Office of Germany).

Annex II

Staff of the Registry in the Professional and higher categories, 2023-2024

Level	Function	Number of posts	Standard costs in euros	Net standard costs in euros	Staff assessment in euros
ASG	Registrar	1	211 900	169 300	42 600
D-2	Deputy Registrar	1	189 200	152 800	36 400
P-5	Head of Linguistic Services	1	153 700	126 300	27 400
P-5	Legal Officer/Head of Legal Office	1	153 700	126 300	27 400
P-4	Head of Budget and Finance	1	131 600	109 500	22 100
P-4	Head of Library and Archives	1	131 600	109 500	22 100
P-4	Head of Personnel and Building	1	131 600	109 500	22 100
P-4	Information Systems Officer	1	131 600	109 500	22 100
P-4	Legal Officer	2	263 200	219 000	44 200
P-4	Translator/Reviser	1	131 600	109 500	22 100
P-3	Legal Officer	1	107 500	90 800	16 700
P-3	Translator (French)	1	107 500	90 800	16 700
P-2	Building Facilities Management and Security Officer	1	83 600	71 200	12 400
P-2	Archivist	1	83 600	71 200	12 400
P-2	Associate Administrative Officer (Contributions/Budget)	1	83 600	71 200	12 400
P-2	Associate Legal Officer	1	83 600	71 200	12 400
P-2	Press Officer	1	83 600	71 200	12 400
	Total	18	2 262 700	1 878 800	383 900
	Total for the biennium			3 757 600	

Abbreviation: ASG, Assistant Secretary-General.

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Annex III
Staff of the Registry in the General Service, 2023–2024

Level	Function	Number of posts	Standard costs in euros	Net standard costs in euros	Staff assessment in euros
Principal level	1				
	Administrative Assistant (procurement)	1	91 400	68 100	23 300
	Building Coordinator	1	91 400	68 100	23 300
	Information Systems Assistant	1	91 400	68 100	23 300
	Linguistic Assistant/Judiciary Support	1	91 400	68 100	23 300
	Personal Assistant (President)	1	91 400	68 100	23 300
	Publications/Personal Assistant (Registrar)	1	91 400	68 100	23 300
Other levels					
	Administrative Assistant	1	70 200	53 200	17 000
	Administrative Assistant	1	70 200	53 200	17 000
	Administrative Assistant (contributions)	1	70 200	53 200	17 000
	Finance Assistant	1	70 200	53 200	17 000
	Finance Assistant (accounts payable)	1	70 200	53 200	17 000
	Legal Assistant	1	70 200	53 200	17 000
	Library Assistant	1	70 200	53 200	17 000
	Linguistic Assistant/Judiciary Support	1	70 200	53 200	17 000
	Personal Assistant (Deputy Registrar)	1	70 200	53 200	17 000
	Personnel Assistant	1	70 200	53 200	17 000
	Receptionist	1	70 200	53 200	17 000
	Security Officer/Driver	2	140 500	106 400	34 100
	Senior Security Officer/Building Superintendent	1	70 200	53 200	17 000
	Total	20	1 531 300	1 153 400	377 900
	Total for the biennium			2 306 800	

Annex IV

Comparison of post requirements

Posts approved for 2017–2018

1	1	0	2	7	2	5	18	6	14	20	38
ASG	D-2	D-1	P-5	P-4	P-3	P-2/1	Total Professional and higher categories	General Service (Principal level)	General Service (Other level)	Total General Service	Grand total
Posts p	ropos	ed for	2023–	2024							
1	1	0	2	7	2	5	18	6	14	20	38
ASG	D-2	D-1	P-5	P-4	P-3	P-2/I	Total Professional and higher categories	General Service (Principal level)	General Service (Other level)	Total General Service	Grand total
Posts a	pprov	ed for	2021–	2022							
1	1	0	2	7	2	5	18	6	14	20	38
ASG	D-2	D-1	P-5	P-4	P-3	P-2/1	Total Professional and higher categories	General Service (Principal level)	General Service (Other level)	Total General Service	Grand total
Posts a	pprov	ed for	2019-	-2020							
1	1	0	2	6	3	5	18	6	14	20	38
ASG	D-2	D-1	P-5	P-4	P-3	P-2/I	Total Professional and higher categories	General Service (Principal level)	General Service (Other level)	Total General Service	Grand total

Abbreviation: ASG, Assistant Secretary-General.

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Annex V

Remuneration of judges for judicial work not related to cases, 2023–2024

		United States dollars	2023 Euros, including post adjustment	2024 Euros, including post adjustment	2023–2024 Euros, including post adjustment
1.	Annual allowance	187 000 / 3 x 20 = 1 246 667	1 566 200	1 566 200	3 142 400
2.	Special allowance (20 days, based on 220 working days per annum)	187 000 / 3 / 220 x 20 x 20 = 113 333	142 400	142 400	284 800
3.	Subsistence allowance (28 days)	349 x 1.4 x 28 x 20 = 273 616	250 100	250 100	500 200
4.	Special allowance for preparatory work, to be authorized by the President (10 days, based on 220 working days per annum)	187 000 / 3 / 220 x 10 x 20 = 56 667	71 200	71 200	142 400
5.	Subsistence allowance for preparatory work, to be authorized by the President (5 days for 10 judges)	349 x 1.4 x 5 x 10 = 24 430	22 300	22 300	44 600
6.	President's annual allowance	187 000	234 900	243 900	469 800
7.	President's special allowance	25 000	22 800	22 800	45 600
8.	Vice-President's special allowance				
	14 days of subsistence allowance	14 x 349 x 1.4 = 6 840	6 300	6 300	12 600
	10 days of special allowance	10 x ((187 000 / 3 / 220) + 156) = 4 393	5 000	5 000	10 000
	Total		2 321 200	2 321 200	4 642 400
	Total annual allowances (President and other judges), items 1 and 6–8		1 835 200	1 835 200	3 670 400
	Total special allowances, including daily subsistence allowance (items 2-5)		486 000	486 000	972 000

Note: The daily subsistence allowance is determined by the International Civil Service Commission. Daily subsistence allowance rate in United States dollars: 349 (plus 40 per cent for judges).

Daily subsistence allowance rate in euros: 319 (plus 40 per cent for judges).

United Nations exchange rate for March 2022: \$1 = €0.913.

Post adjustment multiplier applicable to Hamburg, Germany, for March 2022: 37.6 per cent.

Annex VI

Judges' common costs in 2023–2024

		United States dollars	Euros
20	23		
1.	President's common costs		
	Settling-in grant		
	Daily subsistence allowance portion	22 015	20 100
	Lump sum portion	21 443	19 600
	Relocation grant, incoming President	23 476	21 400
	Repatriation grant	35 962	32 800
	Relocation grant, outgoing President	23 476	21 400
	Home leave travel	10 679	9 750
	Education grant	27 382	25 000
2.	Removal costs of personal effects of seven judges whose mandate will expire in 2023, at €1,200 per judge	9 200	8 400
3.	Insurance for work-related accidents	12 815	11 700
	Total	186 448	170 150
20	24		
1.	President's common costs		
	Home leave travel	_	_
	Education grant	27 382	25 000
2.	Insurance for work-related accidents	12 815	11 700
	Total	40 197	36 700
	Total for the biennial budget	226 645	206 850

Note: Daily subsistence allowance rate in United States dollars: 349 (plus 40 per cent for judges). Daily subsistence allowance rate in euros: 319 (plus 40 per cent for judges). United Nations exchange rate for March 2022: \$1 = €0.913.

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Annex VII

Case-related costs for judicial work related to urgent proceedings, 2023–2024

			2023 (one case)	2024 (one case)	2023-2024
		United States dollars	2021 (one case) Euros, including post adjustment	2022 (one case) Euros, including post adjustment	2021–2022 Euros, including post adjustment
Ju	dges				
1.	Special allowance (21 days, based on 220 working days per annum) ^a	187 000 / 3 / 220 x 21 x 20 = 119 000	149 500	149 500	299 000
2.	Subsistence allowance (22 days) ^b	349 x 1.4 x 22 x 20 = 214 984	196 500	196 500	393 000
3.	Special allowance for preparatory work, to be authorized by the President (18 days, based on 220 working days p. a.) ^c	187 000 / 3 / 220 x 18 x 20 = 102 000	128 100	128 100	256 200
4.	Subsistence allowance for preparatory work, to be authorized by the President (4 days for 5 judges)	349 x 1.4 x 4 x 5 = 9 772	8 900	8 900	17 800
	Total allowances		483 000	483 000	966 000
5.	Compensation for two judges ad hoc				
	Annual allowance	187 000 / 3 / 365 x 39 x 2 = 13 321	16 700	16 700	33 400
	Special allowance	187 000 / 3 / 220 x 39 x 2 = 22 100	27 800	27 800	55 600
	Subsistence allowance	349 x 1.4 x 21 x 2 = 20 521	18 800	18 800	37 600
	Total judges ad hoc		63 300	63 300	126 600
6.	Travel of judges (including two judges ad hoc)		82 200	82 200	164 400
Sta	iff costs				
7.	Temporary assistance for meetings		195 200	195 200	390 400
8.	Overtime		10 000	10 000	20 000
	Total		833 700	833 700	1 667 400

Note: The daily subsistence allowance is determined by the International Civil Service Commission.

Daily subsistence allowance rate in United States dollars: 349 (plus 40 per cent for judges).

Daily subsistence allowance rate in euros: 319 (plus 40 per cent for judges).

United Nations exchange rate for March 2022: \$1 = €0.913.

Post adjustment multiplier applicable to Hamburg, Germany, for March 2022: 37.6 per cent.

^a Three weeks based on seven days.

^b Three weeks based on seven days plus travel days.

^c Two and a half weeks based on seven days (based on ratio determined by the Meeting of States Parties).

Annex VIII

Case-related costs for judicial work related to Case No. 28, 2023-2024

		United States dollars	Euros, including post adjustment
Judges			
1.	Special allowance (28 days deliberations, based on 220 working days per annum) a	187 000 / 3 / 220 x 28 x 7 = 55 533	69 800
2.	Subsistence allowance (38 days) ^b	349 x 1.4 x 38 x 7 = 129 968	118 800
3.	Special allowance (14 days drafting committee/3 judges, based on 220 working days per annum) ^a	187 000 / 3 / 220 x 14 x 3 = 11 900	14 900
4.	Subsistence allowance (20 days, drafting committee/3 judges) ^b	349 x 1.4 x 20 x 3 = 29 316	26 800
5.	Special allowance for preparatory work, to be authorized by the President (18.67 days, based on 220 working days per annum)	187 000 / 3 / 220 x 18.67 x 7 = 37 029	46 500
6.	Special allowance for preparatory work of the Drafting Committee, to be authorized by the President (9.33 days, based on 220 working days per annum)	187 000 / 3 / 220 x 9.33 x 3 = 7 931	10 000
7.	Subsistence allowance for preparatory work, to be authorized by the President (5 days for 3 judges)	349 x 1.4 x 5 x 3 = 7 329	6 700
	Total allowances		293 500
8.	Compensation for two judges ad hoc		
	Annual allowance	187 000 / 3 / 365 x (38+18 67) x 2= 19 356	24 300
	Special allowance	187 000 / 3 / 220 x 28 x 2 = 15 867	19 900
	Subsistence allowance	349 x 1.4 x 38 x 2 = 37 134	33 900
	Total judges ad hoc		78 100
9.	Travel of judges	69 551	63 500
Staff co.	sts		
10.	Temporary assistance for meetings		277 600
11.	Overtime		10 000
	Total		722 700

Note: The daily subsistence allowance is determined by the International Civil Service Commission.

Daily subsistence allowance rate in United States dollars: 349 (plus 40 per cent for judges).

Daily subsistence allowance rate in euros: 319 (plus 40 per cent for judges).

United Nations exchange rate for March 2022: 1 = 60.913.

Post adjustment multiplier applicable to Hamburg, Germany, for March 2022: 37.6 per cent.

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^a Based on five days per week.

^b Based on seven days per week.

Annex IX

Judges' pension scheme, 2023-2024

	United States dollars	Euros
2023		
Pension for 15 retired judges and nine surviving spouses	1 144 000	1 044 500
Pension for seven judges ^a	111 300	101 600
Total	1 255 300	1 146 100
2024		
Pension for 15 retired judges and nine surviving spouses	1 144 000	1 044 500
Pension for seven judges ^a	445 200	406 500
Total	1 589 200	1 451 000
Total for the biennial budget	2 844 500	2 597 100

Note: United Nations exchange rate for March 2022: \$1 = €0.913.

^a The actual number of retiring judges can be determined only after the election during the Meeting of States Parties to be held in June 2023.

Annex X

Common staff costs 2023-2024

(Euros)

Estimate for common staff costs (based on actual costs and estimated requirements)	
Contributions to the United Nations Joint Staff Pension Fund ^a	686 300
Contribution to International Civil Service Commission	_
Dependency allowance ^a	116 600
Education grant ^a	39 800
Home leave ^a	9 900
Language allowance ^a	18 000
Work-related accidents insurance ^a	24 000
Medical insurance ^a	109 000
After-service health insurance ^a	21 400
Rental subsidy ^a	20 700
Provision for staff rotation ^a	
Professional and higher categories	63 900
General Service	38 500
Miscellaneous (ex gratia payments including cancellation of leave)	10 000
Total per annum in euros	1 158 100

^a Based on current staffing.

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Annex XI

Maintenance of premises, 2023-2024

(Euros)

		Budget 2021	Budget 2022	Budget 2023	Budget 2024
1.	Facility management	533 400	533 400	568 600	583 800
2.	Maintenance supplies	13 100	13 300	12 000	12 000
	Gas supplies	75 000	533 400	90 000	90 000
	Power supplies	159 000	159 000	209 000	209 000
	Water supplies	13 000	13 000	12 500	12 500
3.	Utilities (electricity, gas and water)	247 000	247 000	311 500	311 500
	Listed maintenance contracts	171 500	174 200	190 000	190 000
	Examination	35 000	35 000	30 000	30 000
4.	Maintenance contracts and examinations	206 500	209 200	220 000	220 000
5.	Contents and third-party liability insurance	25 700	26 100	25 000	25 000
6.	Minor repairs of maximum of €1,000 each	50 000	50 000	50 000	50 000
7.	Other repairs	45 000	15 000	15 000	15 000
8.	Security services (24 hours)	215 000	215 000	223 300	226 900
	Total	1 335 700	1 309 000	1 425 400	1 444 200
	Total for the biennial budget		2 644 700		2 689 600

Annex XII

Chart of the Registry of the International Tribunal for the Law of the Sea, May 2022

Registrar ASG Personal/Publications Assistant G-7 Personal Assistant G-7 (President)

Deputy Registrar D-2 Personal Assistant G-5 Administrative Assistant (procurement) G-7

Budget and Finance	Administration		Press/Information	Electronic Data Processing	Legal	Library and Archives	Linguistic Services
Head of Budget and Finance P-4	Head of Personnel and Building P4		Associate Press Officer P-2	Information Systems Officer P-4	Senior Legal Officer/Head of Legal Office P-5	Head of Library and Archives P-4	Head of Linguistic Services P-5
Associate Administrative Officer (contributions/budget) P-2	Personnel	Building and Security		Information Systems Assistant G-7	Legal Officer P-4	Associate Archivist P-2	Translator/Reviser P-4
Administrative Assistant (contributions) G-6	Personnel Assistant G-6	Building Facilities Management and Security Officer P-2			Legal Officer P-4	Library Assistant G-6	Translator P-3
Finance Assistant G-6	General	Building Coordinator G-7			Legal Officer P-3		Linguistic Assistant/Judiciary Support G-7
Finance Assistant (accounts payable) G-5	Administrative Assistant G-5	Senior Security/Administrative Assistant G-5			Associate Legal Officer P-2		Linguistic Assistant/Judiciary Support G-6
	Administrative Assistant G-5	Senior Security/Administrative Assistant G-5			Legal Assistant G-6		
	Conferences	Security/Administrative Assistant G-4					
	Administrative Assistant G-6						

Abbreviation: ASG, Assistant Secretary-General.

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