International Criminal Court



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Report of the Committee on Budget and Finance on the work of its eighteenth session

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I. Introduction

A. Opening of the session and adoption of the agenda

1. The eighteenth session of the Committee on Budget and Finance ("the Committee"), comprising ten meetings, was held at the seat of the Court in The Hague, from 23 to 27 April 2012. The President of the Court, Mr. Sang-Hyun Song, delivered welcoming remarks at the opening of the session.

2. For the eighteenth session, the Committee was convened in accordance with the decision of the Assembly of States Parties ("the Assembly") taken at the 9th plenary meeting of its tenth session on 21 December 2011.

Election of officers

- 3. For the eighteenth session, the Committee elected Mr. Gilles Finkelstein (France) as Chairperson, and elected Mr. David Banyanka (Burundi) as Vice-Chairperson by consensus, in accordance with rule 10 of its Rules of Procedure and following the practice of the yearly rotation of the Vice-Chair. The Committee expressed its appreciation of the outstanding contribution of the former Chairperson, Mr. Santiago Wins (Uruguay), and Vice-Chairperson, Mr. Juhani Lemmik (Estonia). The Committee also expressed its appreciation of the work of former members Mr. Masud Husain (Canada) and Ms. Rossette Nyirinkindi Katungye (Uganda). In accordance with rule 13, the Committee appointed Mr. Hugh Adsett (Canada) as Rapporteur.
- 4. The Secretariat of the Assembly of States Parties ("the Secretariat") provided the substantive servicing for the Committee, and the Executive Secretary to the Committee on Budget and Finance, Mr. Fakhri Dajani, acted as the Secretary of the Committee.
- 5. At its 1st meeting, the Committee adopted the following agenda (CBF/18/1):
 - 1. Opening of the session
 - 2. Election of officers
 - 3. Adoption of the agenda
 - 4. Participation of observers
 - 5. Organization of work
 - 6. Review of financial issues
 - 7. Audit matters
 - 8. Budgetary matters
 - 9. Administrative matters
 - 10. Human resources
 - 11. Legal aid
 - 12. Premises of the Court
 - 13. Other matters
- 6. The following members attended the eighteenth session of the Committee:
 - 1. Hugh Adsett (Canada)
 - 2. David Banyanka (Burundi)
 - 3. Carolina María Fernández Opazo (Mexico)
 - 4. Gilles Finkelstein (France)
 - 5. Fawzi A. Gharaibeh (Jordan)
 - 6. Samuel P.O. Itam (Sierra Leone)

- 7. Juhani Lemmik (Estonia)
- 8. Mónica Soledad Sánchez Izquierdo (Ecuador)
- 9. Gerd Saupe (Germany)
- 10. Ugo Sessi (Italy)
- 11. Elena Sopková (Slovakia)
- 12. Masatoshi Sugiura (Japan)
- 7. The following organs of the Court were invited to participate in the meetings of the Committee to introduce the reports: the Presidency, the Office of the Prosecutor and the Registry.
- 8. On 26 April 2012, the Committee heard presentations by the Coordinator of The Hague Working Group, Ambassador Markus Börlin (Switzerland) and the Chair of the Study Group on Governance, Ambassador Pieter de Savornin Lohman (Netherlands), respectively. In addition, the Committee heard a briefing on Cluster II (Budgetary process) of the Study Group on Governance by its focal point, Mr. Cary Scott-Kemmis (Australia).

B. Participation of observers

9. The Committee accepted the request of the Coalition for the International Criminal Court to make a presentation to the Committee. In addition, Committee members met informally with representatives of the Staff Council.

II. Consideration of issues on the agenda of the Committee at its eighteenth session

10. As a preliminary matter, the Committee expressed regret at the number of reports submitted to it very late. Late submission of reports had a particularly negative impact on the ability of the Committee to manage its workload. The Committee stressed the importance of the Court producing quality reports, and answers to questions, in a timely manner to allow their consideration by the Committee members prior to the session. For its next session, the Committee decided that it would not consider any reports submitted to it later than the deadlines set for their submission.

A. Review of financial issues

1. Status of contributions

- 11. The Committee reviewed the status of contributions as at 31 March 2012 (annex I). The Committee noted that the outstanding contributions were of €1,495,000. In addition, the Committee noted that as at 31 March 2012, similar to 2011, only 47 per cent of the contributions due in 2012 had been paid, and expressed concern that only 37 States had fully paid all their contributions. The Committee encouraged all States Parties to make best efforts to ensure that the Court had sufficient funds throughout the year, in accordance with regulation 5.6 of the Financial Regulations and Rules.
- 12. According to article 112, paragraph 8, of the Rome Statute, "A State Party which is in arrears in the payment of its financial contributions towards the costs of the Court shall have no vote in the Assembly and in the Bureau if the amount of its arrears equals or exceeds the amount of the contributions due from it for the preceding two full years." The Committee observed that, as at 31 March 2012, eight States Parties were in arrears and would therefore not be able to vote, in accordance with article 112, paragraph 8. The Committee noted that the Secretariat had informed States Parties in arrears twice, in December 2011 and February 2012, of the minimum payment required to avoid application of article 112, paragraph 8, of the Statute, and of the procedure for requesting an exemption from the loss of voting rights. The Committee requested the Secretariat to again notify States Parties in arrears. The Committee recommended that all States in arrears settle their accounts with the Court as soon as possible.

2. Cash holdings

13. The Committee was informed that, as at 15 February 2012, the Court held approximately €75.2 million. This included cash for the Working Capital Fund in the amount of €7.4 million and for the Contingency Fund in the amount of €8.7 million.

3. Investment of liquid funds

- 14. The Court updated the Committee on the status and management of its liquid funds. It explained that, in 2011, average monthly cash balances had amounted to €1.5 million with a yearly return of €0.7 million. The Court had concentrated its efforts on the preservation of investment principal, and secondarily on interest gains. To achieve risk diversification, it had spread investments among six banks in four European countries of high credit standing. However, the Committee noted that almost 70 per cent of total cash funds were concentrated in one single country.¹
- 15. The Committee invited the Court to continue monitoring financial markets and to avoid and, where necessary, mitigate undue concentration of counterparty and country risk. Noting the relatively large yield differential of the placements at different banks, the Committee recommended that the Court consider guidelines for achieving satisfactory returns without prejudice to the first priority of safeguarding its funds, and determine which banks should be used taking into consideration its cash flow needs and the credit rating of such banks, especially in unstable financial market conditions, and report to the Committee at its twentieth session.
- 16. The Committee noted that the Office of Internal Audit had included the Court's treasury management in the 2012 audit plan, and looked forward to being informed by the Auditor of the outcome of the audit at its twentieth session.

4. Scale of assessment and replenishment of the Contingency Fund

- 17. The Committee noted that the reference chosen for replenishment of the Contingency Fund in 2012 was the scale of assessment as at 31 December 2011. The Committee noted that section E of resolution ICC-ASP/10/Res.4 did not specify which scale of assessment would be applicable for the replenishment. As replenishment of the Contingency Fund was forward-looking, the Committee recommended that the scale of assessment chosen for replenishment of the Contingency Fund in future years be not that of the budget year when the replenishment is approved by the Assembly but that of the corresponding budget year when the replenishment is apportioned among States Parties.
- 18. The Committee also noted that, in accordance with article 117 of the Rome Statute, the scale of assessment for the Court was based on the scale adopted by the United Nations for its regular budget and adjusted in accordance with the principles on which that scale was based. The Committee noted that there was a lack of clarity on the way in which the Court currently calculates the scale of assessment. The Committee thus recommended that the Court provide the Committee at its nineteenth session with the methodology it uses for establishing the scale. The Committee also recommended that the Assembly ask the Court to publish the scale of assessment that it applied and send that information to States Parties with their annual notification of assessment.

¹ The Court's funds are spread across six banks in four countries:

ABN AMRO, Netherlands: €26.4 million (35%)
 ING Bank, Netherlands: €12.0 million (16%)
 Rabobank, Netherlands: €3.8 million (18%)

4. Deutsche Bank, Germany: €17.0 million (23%)
5. BNP Paribas, France: €3.0 million (4%)

6. HSBC, United Kingdom: €3.0 million (4%)
Total: €3.0 million (4%)

5. Contingency Fund

19. The Committee noted that the initial balance of the Contingency Fund in 2010 was €,168,567 and, after it was accessed in the same year for the amount of €12,000, the balance as at 1 January 2011 was €,756,567.

- 21. With regard to the replenishment of the Contingency Fund, the Committee noted that after the surplus was applied, the balance of the Contingency Fund as at 31 December 2011 would be €4,957,974 and that the €2.2 million approved at the tenth session of the Assembly would be sufficient to restore the fund to its €7 million minimum balance.²
- 22. The Committee took note of the report on the criteria for the utilization of the Contingency Fund and welcomed the development of a standard operating procedure setting out the steps necessary to access the Fund.
- 23. The Committee noted that it had already received four requests in 2012 to access the Contingency Fund, totaling €2,738,600.³ The Committee emphasized the need for the Court to exercise the utmost care in requesting access to the Contingency Fund and to ensure access was requested only when absolutely necessary. The Contingency Fund should not be viewed as an alternative form of financing.

6. Audit matters

- 24. The Committee heard an oral presentation from the Director of the Office of Internal Audit (OIA). It was informed that, while management's receptiveness to audit recommendations had improved, it appeared there was still an implementation backlog. The Committee proposed that in future presentations the Director of the OIA should include information on management's response to the OIA's recommendations.
- 25. The Committee was presented with the OIA's three-year audit plan based on its risk register. The Committee suggested that the OIA explore the possibility of an evaluation study of legal aid.

B. Budgetary matters

1. Programme performance of the 2011 budget

26. The Committee considered the Report on activities and programme performance of the International Criminal Court for the year 2011⁴ and expressed appreciation of its

² The Contingency Fund balance as at 31 December 2010	€9,168,567
Less: Amount accessed in 2010	€ 412,000
The Contingency Fund balance as at 1 January 2011	€8,756,567
Less: Expenditures (unaudited) during 2011	€ 5,125,349
Net balance	€3,631,218
Add: Surplus from 2011 approved regular budget	€ 1,326,756
Available balance as at 31 December 2011	€4,957,974
Add: Replenishment approved by the Assembly in its tenth session	€2,200,000
The Contingency Fund balance as at 31 December 2011 after replenishment	€7,157,974
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³ The Court provided supplementary budget notifications to access the Contingency Fund in 2012 to the Committee in the following instances:

⁽a) By letter dated 4 January 2012, the Registrar submitted a notification for the sum of €391,800 to cover the costs in the situation of Côte d'Ivoire;

⁽b) By letter dated 14 March 2012, the Registrar submitted a short supplementary budget notification for the sum of €17,800 to cover the costs of extension of mandates;

⁽c) By letter dated 12 April 2012, the Registrar submitted a notification for the sum of €1,567,800 to cover the costs relating to the decision on the Confirmation of Charges in Kenya; and

⁽d) By letter dated 14 May 2012, the Registrar submitted a notification for the sum of €361,200 to cover the costs of establishing a small field presence of the Registry in Côte d'Ivoire.

4 ICC-ASP/11/8.

format. The Committee took note of the intense activity of the Court in 2011 and observed with satisfaction that, for the first time, the budgetary assumptions had proved accurate. Thus, based on preliminary, unaudited numbers, the overall implementation rate had been 98.7 per cent, or a total of $\[\in \]$ 02.28 million, against an approved budget of $\[\in \]$ 03.61 million. The Committee recognized that the Court's actual expenditures, taking together the regular budget and the total Contingency Fund application, was $\[\in \]$ 07.4 million, representing an overspend of $\[\in \]$ 8 million against the 2011 approved budget.

- 27. The Committee noted that there was significant overspending on general temporary assistance (GTA) and legal aid. The implementation rate for GTA was 135.6 per cent of the approved budget, representing an additional €3,183,000 (actual expenditure in 2011 was €12,134,000, against the approved budget of €3,950,000). The Committee was informed that the overspend was due to the increase in activities relating to judicial activities and to the Court's current accounting practice of booking against the GTA budget line the costs of engaging GTA staff to perform the functions of established posts that were vacant by reason of maternity leave, temporary separation, etc. In order to improve the transparency of budget implementation, the Committee recommended that resources spent on staffing permanent posts with GTA should be reported in a separate budget line.
- 28. The Committee noted that there was a significant risk that the budget estimates on legal aid would be exceeded. Extending the procedural deadlines in the Lubanga case and maintaining the defense team unchanged is likely to lead to a new Contingency Fund request by the end of the first half of 2012. The Committee therefore recommended that the Registrar provide a financial report to Chambers on the impact of upcoming decisions.

2. Organizational structure of the Court

29. The Committee considered the report of the Court on its organizational structure. It recalled its recommendation that the Court undertake a thorough evaluation/review of its organizational structure with a view to streamlining functions, processes and corresponding structures, reducing spans of control where necessary, identifying responsibilities that could be delegated and rationalizing lines of reporting. Furthermore, the Committee had recommended that the Court present a report on the complete structure of the Court, and not at the position level, for its eighteenth session, with a view to identifying clear managerial and reporting lines, as well as any needs, current or future, to modify the Court's structure and post requirements. The Committee took note of the report, but also noted that it did not specifically address the issues above. The Committee requested that the Court use internal resources to provide a response to the questions above for its nineteenth session.

3. Performance of the 2012 approved budget (first quarter)

30. The Committee had before it the report on budget performance of the International Criminal Court as at 31 March 2012. The Committee noted that the Assembly had approved a budget of €108,800,000 for the year 2012. The Committee observed that the implementation rate at the end of the first quarter of 2011 was 29.7 per cent, while at the end of the first quarter of 2012 it was already at 31.5 per cent (or €34.22 million). The Committee agreed to continue to monitor the situation at its nineteenth session.

4. Budget assumptions 2013

31. The Committee heard an oral presentation on the provisional budget assumptions for 2013. The Court informed the Committee that it had extended the number of assumptions from 11 to 21. The Court indicated that the provisional major cost drivers for the 2013 proposed programme budget were staff costs, with an increase of about 6 per cent (€4 million); rent of the interim premises (€6 million); permanent premises (2gv) (€0.2 million); and delayed capital investment (about €1 million).

⁵ Subject to final revision by the External Auditor.

⁶ CBF/18/16.

5. Budget process

32. The Committee considered the report of the Court on its budgeting process.⁷ The Committee recalled the recommendation it had made at its seventeenth session that the Court should reconsider its budgeting process to ensure that the fiscal context was well understood by all programmes and sub-programmes and that a real prioritization process was established. Against that background, the Committee was of the view that the Court's report did not address some of the key issues of concern, and, therefore, requested the Court to address the following issues and report to the Committee at its nineteenth session:

- (a) How to compress the timeline of the budget process so that the assumptions for the following year's budget could be set later in the year and thus be based on a more accurate estimation of conditions determining the funding needs; and
- (b) Whether and when the Court intended to phase in zero-based budgeting for all remaining sections of the Court.
- 33. The Committee observed that the Court's proposed 'scenario-based' approach to budgeting was no substitute for zero-based budgeting, but rather described additional requirements that might arise as a result of an increased level of judicial activity in the following fiscal year, thus giving rise to a supplementary budget. While the 'scenario-based' approach was a welcome initiative capable of increasing budget transparency and facilitating planning, it did not by itself have the potential to deliver budget savings. The Committee stressed that the budget process of individual sections must be based on comprehensive guidance, analysis from previous years and review by top-level management in order to enforce strong fiscal discipline and ensure that requests were subject to rigorous examination before being passed on for budget submission.
- 34. The Committee noted the connection between the subject matter of the report on the budgeting process and its recommendations on the re-justification of posts, the freeze on established posts and the report of the Court on its organizational structure.

C. Administrative matters

1. Efficiency measures

35. The Committee considered the Seventh Status Report on the Court's progress regarding efficiency measures. The Committee noted the efforts made by various parts of the Court to increase coordination and make more flexible use of the resources available to the Court. According to the Registrar, actual savings realized as a result in 2011 were valued at €2.9 million, of which €1.3 million was for the second half of 2011. The Committee underlined the importance for the Court of continuing to look for other sources of saving. The Committee drew attention to resolution ICC-ASP/10/Res.4, section H, paragraph 2, according to which any proposed increase of the budget for 2013 would need to be compensated by reductions elsewhere, in order to bring the budget into line with the level of the approved budget for 2012. Noting that the report on efficiency measures did not show the impact of these measures on the 2012 approved budget, the Committee recommended that the Court submit a report on efficiency measures showing the impact of these measures on the 2012 approved budget at its twentieth session.

2. Analytic accountability

36. The Committee considered the report of the Court on analytic accountability. The Committee recalled the Court's previous discussions with the Committee and with the External Auditor on the Court's current inability to provide specific costs per trial. The Committee noted that the Court was still in the process of establishing the costs of individual trials and suggested the implementation of a gap analysis. The gap analysis could

⁷ ICC-ASP/11/11.

⁸ ICC-ASP/11/9.

⁹ CBF/18/13.

involve a review of the various costs of one trial, in order to determine what information was readily available and what was not, and whether the latter was of significance. The Committee noted that 'real time' reporting was not required, but an ability to regularly obtain reports as required. The Committee also noted that some key cost drivers, such as the unit costs of defence counsel, translation, legal representation for victims, technical support and others were well established. The Committee requested the Court to provide a report at the Committee's nineteenth session on its ability to establish analytical accountability, noting that the absence of such information made it more difficult to demonstrate that cost assumptions had been met.

3. International Public Sector Accounting Standards

- 37. The Committee considered the Progress report of the Court on the implementation of International Public Sector Accounting Standards (IPSAS). The Committee requested the Court to submit, in advance of the Committee's nineteenth session, further explanation of the implications of each of the three main options for the transition to accrual accounting from the perspective of the budget. Since the Court referred to its current budget practice as "modified cash", the Committee requested clarification on what elements of accruals were used in the current budget practice.
- 38. The Committee also noted a slight overspend in the first IPSAS budget year. The Committee recalled that the project should be within the approved budget of €1,917,550, and requested an updated budget at its nineteenth session.
- 39. The Committee took note of the report of the Court on proposed amendments to the Financial Regulations and Rules. ¹¹ Pending a preliminary consideration of this matter by the Audit Committee and the External Auditor, the Committee deferred consideration of this matter to its twentieth session. Moreover, the Committee noted that due to the technical nature of the amendments, it might not be in a position to approve or disapprove the amendments. In that regard, the Committee requested the Court to provide a thorough overview of the implications of implementing IPSAS for external users of financial information at its twentieth session.

4. Procurement

40. The Committee considered the report of the Court on procurement.¹² While welcoming the establishment of a system to address conflicts of interest, the Committee noted that this step had been long overdue and requested further clarification on whether the conflict of interest system incorporated a requirement for a declaration of assets. The Committee requested that the Court place the Administrative Instructions relating to its anti-fraud and anti-retaliation policies on its website in order to ensure that the policy was widely known and easily accessible, and report to the Committee at its twentieth session.

D. Human resources

41. The Committee had before it the reports of the Court on human resources management, ¹³ a new approach to classification of posts and a proposal for a retiree health insurance subsidy scheme. The Committee expressed concern about the status of the implementation of its recommendations and the continued imbalance in geographical representation in the Court. The latter was evidenced by the statistics on human resources submitted to the Committee (see annex II).

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¹⁰ ICC-ASP/11/3.

¹¹ ICC-ASP/11/4.

¹² CBF/18/5.

¹³ ICC-ASP/11/7.

1. Recruitment

42. The Committee noted the procedures available to increase the representation of non-represented or under-represented States and regions, and welcomed the efforts made by the Court to include qualified nationals from such States in recruitment shortlists. The Committee stressed the need to raise awareness of available posts in non-represented or under-represented States and regions and to explore other possible ways while applying a uniform recruitment process, with a view to extending the benefits of wider geographical representation to the Court. In this regard, the Committee recommended that the Court describe, in the context of its human resources management report, the measures taken, the outcomes and proposals, and submit it at its twentieth session.

43. The Committee noted the progress made towards re-establishing the Selection Committee. It looked forward to receiving the terms of reference of the Selection Committee in advance of its twentieth session.

2. Policy on General Temporary Assistance

- 44. The Committee underscored its request, originally contained in paragraph 69 of the report on its fifteenth session and reiterated in paragraph 62 of the report on its sixteenth session, for a standard policy and written directives on the use of the General Temporary Assistant (GTA) in each organ and on the criteria applied in their recruitment.
- 45. The Committee drew particular attention to the scope and purpose of the Staff Rules of the Court, which state that: "Staff members of the Court holding a short-term appointment shall be governed by separate rules drawn up by the Registrar, with the agreement of the Presidency and the Prosecutor." The Committee recommended that the Court submit a draft proposal on the use of GTA and the rules for short-term staff at the twentieth session of the Committee.
- 46. The Committee noted the Court's view that applying a common vacancy rate to GTA staff in each organ and with different terms might result in a shortfall of services. The Committee invited the Court to refine application of vacancy rates to each category of GTA in the context of its 2013 proposed programme budget.

3. Consultants

47. The Committee noted that the Court was finalizing a policy on the employment of consultants and individual contractors under the Special Services Agreement (SSA) including detailed criteria for the use of consultants and a template for evaluation of the services rendered. The Committee stressed that consultants and individual contractors should not be employed as substitutes and could not discharge the functions of established posts and GTA. The Committee recommended that the Court provide, in the context of its human resources management report for its twentieth session, information on the development of a new policy in that regard.

4. Managerial accountability

- 48. The Committee welcomed the list, drawn up by the Court, of priority policies to be developed and promulgated, and publication on the Court's intranet of a Topical Index of Administrative Issuances relating to human resources management. The Committee recommended that the Court utilize its in-house capacity and publish the Index on the Internet with a view to enhancing transparency on its human resources management policy before the twentieth session of the Committee.
- 49. The Committee took note of the Court's view on the review of the current performance appraisal system. The Committee recalled resolution ICC-ASP/10/Res.4 in which the Assembly called upon the Court "to review the appraisal system, including through a consideration of different options by which satisfactory performance is assessed." The Committee recommended that the Court develop proposals to introduce a culture

¹⁴ ICC-ASP/4/3, "Scope and purpose" (page 9 of the English version).

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of personal accountability including rewards for good performance and sanctions for poor performance, and report to the Committee for consideration at its twenty-second session.

50. The Committee took note of the Court's report on a new approach to classification of posts. The Committee reiterated its view that the reclassification of posts at the Professional level needed to be approved by the Assembly, at the Court's request, and recommended that the Assembly continue to hold final approval authority in this regard for the time being, pending further experience with the application of criteria under the Court's new approach. The Committee stressed that reclassification should only be used for increased responsibility in relation to functions, not as a promotion tool or to justify increased workloads. The Committee noted that the development of clear criteria for evaluation of classification could enhance managerial accountability and that granting limited flexibility for reorganization to the Court within the approved numbers and grades of posts could result in budgetary control and increased efficiency of the Court. The Committee recommended that the Court review its proposal carefully and report to the Committee for consideration at its twenty-second session.

5. Conditions of service in the field

51. The Court informed the Committee that it had decided to harmonize the conditions of service for Professional staff serving at field duty stations with the United Nations common system and was working on the transitional arrangements for staff already on board. The Committee recalled that any proposals with budget implications must be explicitly approved by the Assembly, after consideration by the Committee. The Committee expressed its concern at repeated instances of non-compliance with the established budgetary procedures. The Committee recommended that the Court develop its policies on harmonization of the conditions of service and report to the Committee for consideration at its nineteenth session together with the possible reductions and increases in the 2013 proposed programme budget of the Court.

6. Retiree health insurance subsidy scheme

- 52. The Committee considered the Proposal by the Court for a retiree health insurance subsidy scheme.¹⁵ The Committee thanked the Court for having included in its report, in response to requests by the Committee, the cost implications of a 50/50 subsidy and a comparison with United Nations system organizations.
- 53. Taking into account the fact that the first retiree to meet the ten-year continuous coverage criterion might appear in the near future and the Court's view that the cost for a 50 per cent subsidized scheme would be in the moderate and affordable range for the next 15 years and expected to level out after that, the Committee recommended that the Court refine the proposal, to include the longer-term financial implications and foreseeable risks in the increase of premiums, and report to the Committee for consideration at its nineteenth session.

7. Junior Professional Officer programme

54. The Committee took note of the information from the Court about its proposal to establish a Junior Professional Officer (JPO) programme and the cost of administering it, which, as is the custom in all United Nations system organizations, would be recovered from the sponsoring countries, as well as an overhead charge and other payments for each JPO. The proposed JPO programme was particularly timely and relevant in view of the discontinuation in 2012 of the EU's internship programme, which had provided over 200 interns a year as an additional human resource for the Court. In that regard, the Committee invited the Court to provide a transparent policy applied inside the Court and to present confirmation that the financial policy of other international organisations would be applied in full to this programme, for final consideration by the Committee during its nineteenth session.

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¹⁵ CBF/18/9.

Ε. Legal aid

The Committee heard a presentation by the Registrar on the efforts undertaken to review the legal aid system, pursuant to the terms of resolution ICC-ASP/10/Res.4, section J. The Court had submitted a proposal, which had formed the basis of discussions in The Hague Working Group and had led to the adoption by the Bureau of a decision on legal aid on 23 March 2012. The Committee noted that the Bureau decision on legal aid contained two categories of reforms: those to be implemented as of 1 April 2012, and those measures that had been deferred to the eleventh session of the Assembly. The Committee was informed that it remained to be seen whether the measures adopted would achieve the expected tentative savings of €1.5 million, quantified during the tenth session of the Assembly. 16

- The Committee noted the recent changes to the legal aid system undertaken by the Bureau and the Registrar. That represented the first phase of the review of legal aid requested by the Assembly at its tenth session.¹⁷ The objective of the requested reforms was to find a balance between the need for the Court to exercise good management of its resources, and the need to ensure respect for due process and the rights of indigent accused to legal representation. The Committee recommended that the Court examine other aspects of the legal aid system, for example the test for determining the indigence of accused, and the question of the method of representation of the accused during the reparations phase, and report to the Committee at its nineteenth session.
- The Committee noted that a strengthening of the role of the Office of Public Counsel for Victims could lead to an overall reduction of costs, if sufficient resources were provided. The Committee recalled that rule 90 of the Rules of Procedure and Evidence provided that "a victim or group of victims who lack the necessary means to pay for a common legal representative chosen by the Court may receive assistance from the Registry including, as appropriate, financial assistance." The Committee observed that this also provided a possible source of savings, while ensuring appropriate representation for victims.
- 58. The Committee noted that the prolongation of the Lubanga trial had led to increased legal aid costs. For the defence, the actual costs for 2012 rose to €126,203, notably because the Chamber remained seized of the matter, and, in its decision 2800, the pre-trial Chamber had decided that the defence should retain the same team.
- During its sixteenth session, the Committee had noted its concern at the lack of information on the cost consequences of judicial decisions. The Committee recommended that, in order to increase transparency, the Registrar provide the Chambers with an indication of the financial impact of matters before it, preferably before decisions were taken. The Committee also recommended that the President inform Chambers of the need to appropriately consider the question of costs during their deliberations, taking into account the independence of the judges. The Committee renewed its recommendation that the Registrar prepare a report to the Committee and the Assembly, in the context of preparing the 2013 proposed programme budget, on all judicial decisions taken in 2010, 2011 and from January - August 2012 having a significant impact on the budget, taking into account the need, as appropriate, to protect confidentiality.

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¹⁶ Official Records of the Assembly of States Parties to the Rome Statute of the International Criminal Court, Tenth session, New York, 12-21 December 2011 (ICC-ASP/10/20), part III, ICC-ASP/10/Res.4, section J. (reference was made to the Registry's discussion paper on the review of the ICC legal aid system (ASP10/01P13 and Add.1).

17 Ibid.

F. Premises of the Court

1. Interim premises

60. The Committee received an update from the Court on the status of the interim premises. The Committee noted that a significant cost, around €6 million, ¹⁸ would need to be covered in future budgets for the payment of rent for the interim premises until such time as the Court moved into its permanent premises.

2. Office space for translation teams

61. The Committee recalled its prior recommendations that the Court continue to provide the requisite office space for the translation teams of the Secretariat in the Haagse Veste, which had been possible during the prior years, thus avoiding any budgetary implications for the rental of office space.

3. Permanent premises

- 62. The Committee had before it the Interim report on the activities of the Oversight Committee¹⁹ and heard presentations by its Chairperson, Mr. Roberto Bellelli (Italy), the Project Director for the Permanent Premises project and a project consultant. They briefed the Committee on the activities of the Oversight Committee, the activities of the Project Director's Office and the total cost of ownership, respectively.
- 63. The Oversight Committee sought the advice of the Committee on how to approach the funding costs of the total cost of ownership. The Chairman of the Oversight Committee and the Project Director explained that the annual total cost of ownership − estimated at €14.2 million in 2016 − comprised: (i) the financial costs (interest on and repayment of the host State loan); (ii) the operating costs (maintenance, energy, utilities, insurance, taxes); and (iii) the funding costs. These funding costs resulted from investments needed for the replacement of materials and to prevent functional ageing of the building. With a share of 44 per cent, the funding costs represented a significant part of the total cost of ownership. With completion of the project expected in 2015, the 2016 financial year would be the first to be impacted by these costs. However, the issue should be addressed in a timely manner.
- 64. Given the size of the funding costs, the Oversight Committee suggested that the Assembly should consider a strategic decision on how to handle these costs, i.e. either though an annual approach or a lifetime approach.
- 65. Under the annual approach, the cash requirements would be estimated and budgeted each year. However, annual approval entailed a higher risk of not managing the premises properly and therefore causing a decrease in asset value. Alternatively, under the lifetime approach, the cash required over the lifetime of the premises (e.g. 50 years) would be estimated. Based on this estimate, an investment fund would be created with sufficient resources to finance capital replacements at the time they occurred. This would entail higher initial costs to create the fund, but would facilitate more comprehensive planning for proper maintenance.
- 66. The Committee shared the concern of the Oversight Committee that the financial arrangements should allow for the proper maintenance of the premises and the preservation of asset value.
- 67. To prepare a proposal for consideration by the Assembly, however, the Committee invited the Oversight Committee, in cooperation with the Project Director, to flesh out its present qualitative analysis with quantitative assumptions, options and scenarios, including risk assessments and illustrations of the costs.

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¹⁸ The host State had agreed to extend payment of the rent for the Haagse Arc and the Court's additional interim premises from 1 July 2012 until 31 December 2012. A renewal of the lease agreement for the Haagse Arc will be signed for duration of 45 months, starting 1 July 2012 and ending on 31 March 2016.

¹⁹ ICC-ASP/11/8.

68. The Committee welcomed the statement of the chairperson of the Oversight Committee concerning the ongoing efforts to keep the project within the limits of the approved budget.

G. Other matters

1. Trust Fund for Victims

- 69. The Committee considered the Report of the Secretariat of the Trust Fund for Victims on the usage of programme support costs²⁰ and heard a presentation by the Executive Director of the Secretariat of the Trust Fund for Victims.
- 70. The Committee recognized the importance of victims and the Trust Fund for Victims in the Rome Statute and took note of the possibility for private donors to contribute to the Trust Fund. The Committee also noted the Executive Director's concern that the present level of contributions could not safely be assumed to be maintained. The Committee was informed that a number of key donors would be in a position to continue contributions in 2012, while others would not.
- 71. The Committee recalled that it had recommended at its seventeenth session that the Secretariat for the Trust Fund for Victims undertake a review of the possibility of using some percentage of voluntary contributions to cover costs for the delivery of programmes and projects in the field. Regarding the programme support costs, the Executive Director expressed the view that setting aside a part of voluntary contributions to cover the operational cost of the Trust Fund Secretariat could have a disproportionate negative effect on the availability of funding for the actual benefit of victims. The Committee also noted that the Trust Fund's Board of Directors, aware of the pressure on the regular budget, had indicated that it would carefully monitor the Fund's institutional and financial development with a view to possible future consideration of applying a percentage of voluntary contributions to the operational cost. Furthermore, at its March 2012 meeting, the Board of Directors had indicated that the Secretariat of the Trust Fund for Victims operated as a financial mechanism and should therefore be considered by the Assembly as an administrative/management tool.
- 72. The Committee noted that the Board of Directors had allocated funds in the Trust Fund towards reparations. As regards the elaboration of the principles on reparations referred to in article 75 of the Rome Statute, the Committee was informed that the Court had decided not to develop Court-wide principles relating to reparations, but would proceed on a case-by-case basis. The Executive Director noted that, for reparations, it would engage not only with victims but with their communities, and that process would have to be managed in consultation with Chambers and together with the Registry.

2. Dates for the nineteenth session of the Committee

73. The Committee decided to hold its nineteenth session in The Hague from 24 September to 3 October 2012.

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²⁰ CBF/18/14

²¹ Official Records... Tenth session... 2011 (ICC-ASP/10/20), vol. II, part B.2, para. 132.

Annex I
Status of contributions as at 31 March 2012

		Prior Years'	Prior Years'	Prior Years' Outstanding	2012 Assessed	2012 Contributions	2012 Outstanding	Total Outstanding
	States Parties	Contributions	Receipts	Contributions	Contributions	Received	0	Contributions
1	Afghanistan	25.146	25.146	-	6.449	-	6.449	6.449
	Albania	78.460	78.460	_	16.123	16.114	9	9
	Andorra	79.425	79.425	_	11.286	-	11.286	11.286
	Antigua and Barbuda	28.382	22.929	5.453	3.225	_	3.225	8.678
	Argentina	6.834.471	6.834.471	-	462.732	_	462.732	462.732
	Australia	21.271.213	21.271.213		3.116.592	3.116.592	102.732	102.732
7	Austria	10.591.420	10.591.420	_	1.372.074	1.372.074		
8	Bangladesh	24.349	10.371.420	24.349	16.123	1.372.074	16.123	40.472
9	Barbados	108.250	108.250	24.347	12.898		12.898	12.898
10	Belgium	13.191.168	13.191.168	_	1.733.231	1.733.231	12.070	12.070
11	Belize	12.152	12.152		1.612	1.755.251	1.612	1.612
12	Benin	23.001	23.001		4.837		4.837	4.837
13	Bolivia (Plurinational State of)	89.458	89.458		11.286		11.286	11.286
14	` /	84.045	84.045	-	22.572	-	22.572	22.572
	Bosnia and Herzegovina	171.794	171.794		29.022		29.022	29.022
15	Botswana				2,597,428			
16	Brazil	16.433.395 281.833	16.433.395	-		- (1.269	2.597.428	2.597.428
17	Bulgaria		281.833	4.426	61.268	61.268	4 927	0.262
18	Burkina Faso	25.045	20.619	4.426	4.837	-	4.837	9.263
19	Burundi	10.528	8.487	2.041	1.612	-	1.612	3.653
20	Cambodia	23.001	18.483	4.518	4.837	- - 170 (72)	4.837	9.355
21	Canada	35.957.384	35.957.384	-	5.170.672	5.170.672	- 1 611	1 (11
22	Cape Verde	10.150	- 11.717	- 125	1.611	-	1.611	1.611
23	Central African Republic	12.152	11.717	435	1.612	-	1.612	2.047
24	Chad	10.530	1.689	8.841	3.225	- 254 110	3.225	12.066
25	Chile	802.688	802.688	-	380.505	354.118	26.387	26.387
26	Colombia	1.640.848	1.640.848		232.172	227.340	4.832	4.832
27	Comoros	7.721	578	7.143	1.612	-	1.612	8.755
28	Congo	17.046	17.046		4.837	-	4.837	4.837
29	Cook Islands	4.843	3.309	1.534	1.612	-	1.612	3.146
30	Costa Rica	379.421	379.421	-	54.818	-	54.818	54.818
31	Croatia	692.317	692.317	-	156.394		156.394	156.394
32	Cyprus	516.704	516.704	-	74.166	74.166	-	
33	Czech Republic	1.174.000	1.174.000	-	562.695	562.695	<u> </u>	
34	Democratic Republic of the		37.073	-	4.837	468	4.369	4.369
35	Denmark	8.892.048	8.892.048		1.186.658	1.186.658		
36	Djibouti	11.956	5.219	6.737	1.612	-	1.612	8.349
	Dominica	12.152	9.340	2.812	1.612	-	1.612	4.424
38	Dominican Republic	310.404	181.210	129.194	67.717	-	67.717	196.911
39	Ecuador	307.938	307.938	-	64.492	-	64.492	64.492
	Estonia	248.226	248.226	-	64.492	64.492	-	
	Fiji	44.227	43.028	1.199	6.449	-	6.449	7.648
42	Finland	6.707.708	6.707.708	-	912.566	912.566	-	
43	France	75.022.145	75.022.145	-	9.872.161	9.872.161	-	
44	Gabon	123.454	51.213	72.241	22.572	-	22.572	94.813
45	Gambia	12.152	12.152	-	1.612	-	1.612	1.612
46	Georgia	44.021	44.021	-	9.674	9.674	-	
47	Germany	103.597.451	103.597.451	-	12.927.484	6.900.268	6.027.216	6.027.216
48	Ghana	55.376	55.376	-	9.674	-	9.674	9.674
49	Greece	7.230.587	6.206.795	1.023.792	1.114.105	-	1.114.105	2.137.897
50	Grenada	641	-	641	1.612	-	1.612	2.253
51	Guinea	23.916	20.926	2.990	3.225	-	3.225	6.215
52	Guyana	10.528	10.528	-	1.612	1.612	-	=
53	Honduras	69.828	40.670	29.158	12.898		12.898	42.056
54	Hungary	2.551.662	2.551.662		469.182	469.182	-	
	Iceland	450.270	450.270		67.717	67.717		
56	Ireland	5.089.995	5.089.995	-	802.929	802.929	-	
57	Italy	60.676.387	60.676.387	-	8.059.927	-	8.059.927	8.059.927
	Japan	84.487.695	84.487.695	-	20.202.216	-	20.202.216	20.202.216
	Jordan	145.418	145.418	-	22.572	-	22.572	22.572

	Maldives	128	20.440	128	1.612	-	1.612	1.740
70	Mali	23.001	20.440	2.561	4.837	-	4.837	7.398
	Malta	190.146	190.146	-	27.409	-	27.409	27.409
	Marshall Islands	12.152	8.418	3.734	1.612	-	1.612	5.346
	Mauritius	133.665	133.665 20.139.394	-	17.735	17.735	3.798.597	2 709 507
	Mexico Mongolia	20.139.394	15.227		3.798.597 3.225		3.798.397	3.798.597 3.225
	Montenegro	17.615	17.615		6.449		6.449	6.449
	Namibia	79.678	79.678	_	12.898	12.898	-	-
78	Nauru	12.152	12.152	_	1.612	1.169	443	443
79	Netherlands	21.876.125	21.876.125	-	2.990.831	2.990.831	-	
	New Zealand	3.011.296	3.011.296		440.160	440.116	44	44
	Niger	15.227 661.526	7.986 543.207	7.241	3.225	-	3.225 125.760	10.466
	Nigeria Norway	9.272.839	9.272.839	118.319	125.760 1.404.320	1.404.320	125.700	244.079
	Panama	256.997	256.997	_	35.471	-	35.471	35.471
	Paraguay	102.261	91.842	10.419	11.286	-	11.286	21.705
86	Peru	1.066.703	905.950	160.753	145.108	-	145.108	305.861
	Philippines	23.064	23.064	-	145.108	-	145.108	145.108
	Poland	6.845.205	6.845.205	-	1.334.991	1.334.991	-	
	Portugal Republic of Korea	6.082.460 24.571.323	6.082.460 24.571.323	-	823.889 3.643.815	823.889 3.643.815		
	Republic of Moldova	3.075	24.371.323	3.075	3.225	3.043.613	3.225	6.300
	Romania	1.131.697	1.131.697	-	285.378	127.382	157.996	157.996
93	Saint Kitts and Nevis	7.721	7.721	-	1.612	1.612	-	-
	Saint Lucia	1.794	-	1.794	1.612	-	1.612	3.406
	Saint Vincent and the Grenadir		11.956	-	1.612		1.612	1.612
			12.034	-	1.612	1.612	-	
	Samoa San Marina	12.034			1 927	1 927		
	San Marino	35.836	35.836	-	4.837 9.674	4.837	9 674	9 674
	San Marino Senegal	35.836 59.456	35.836 59.456	- -	9.674	-	9.674	9.674
	San Marino	35.836	35.836	-			9.674	9.674
102	San Marino Senegal Serbia Seychelles Sierra Leone	35.836 59.456 295.621 3.588 12.152	35.836 59.456 295.621 3.588 9.338	-	9.674 59.655 3.225 1.612	59.655 -	-	
	San Marino Senegal Serbia Seychelles Sierra Leone Slovakia	35.836 59.456 295.621 3.588 12.152 947.242	35.836 59.456 295.621 3.588 9.338 947.242	2.814	9.674 59.655 3.225 1.612 228.948	-	3.225 1.612	3.225 4.426
	San Marino Senegal Serbia Seychelles Sierra Leone Slovakia Slovenia	35.836 59.456 295.621 3.588 12.152 947.242 1.121.679	35.836 59.456 295.621 3.588 9.338 947.242 1.121.679	2.814	9.674 59.655 3.225 1.612 228.948 166.068	59.655 - - 228.948	3.225 1.612	3.225
104	San Marino Senegal Serbia Seychelles Sierra Leone Slovakia Slovenia South Africa	35.836 59.456 295.621 3.588 12.152 947.242 1.121.679 3.897.663	35.836 59.456 295.621 3.588 9.338 947.242 1.121.679 3.897.663	2.814	9.674 59.655 3.225 1.612 228.948 166.068 620.738	59.655 -	3.225 1.612 - 166.068	3.225 4.426 - 166.068
104 105	San Marino Senegal Serbia Seychelles Sierra Leone Slovakia Slovenia South Africa Spain	35.836 59.456 295.621 3.588 12.152 947.242 1.121.679 3.897.663 34.606.025	35.836 59.456 295.621 3.588 9.338 947.242 1.121.679 3.897.663 34.606.025	2.814	9.674 59.655 3.225 1.612 228.948 166.068 620.738 5.122.301	59.655 - - 228.948 - 620.738	3.225 1.612	3.225 4.426
104 105 106	San Marino Senegal Serbia Seychelles Sierra Leone Slovakia Slovenia South Africa	35.836 59.456 295.621 3.588 12.152 947.242 1.121.679 3.897.663	35.836 59.456 295.621 3.588 9.338 947.242 1.121.679 3.897.663	2.814	9.674 59.655 3.225 1.612 228.948 166.068 620.738	59.655 - - 228.948	3.225 1.612 - 166.068 - 5.122.301	3.225 4.426 - 166.068
104 105 106 107 108	San Marino Senegal Serbia Seychelles Sierra Leone Slovakia Slovenia South Africa Spain Suriname Sweden Switzerland	35.836 59.456 295.621 3.588 12.152 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679 14.469.761	35.836 59.456 295.621 3.588 9.338 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679 14.469.761	2.814	9.674 59.655 3.225 1.612 228.948 166.068 620.738 5.122.301 4.837 1.715.495 1.821.908	59.655 - 228.948 - 620.738 - 4.837 1.715.495 1.821.908	3.225 1.612 - 166.068 - 5.122.301	3.225 4.426 - 166.068
104 105 106 107 108 109	San Marino Senegal Serbia Seychelles Sierra Leone Slovakia Slovenia South Africa Spain Suriname Sweden Switzerland Tajikistan	35.836 59.456 295.621 3.588 12.152 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679	35.836 59.456 295.621 3.588 9.338 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679	2.814	9.674 59.655 3.225 1.612 228.948 166.068 620.738 5.122.301 4.837 1.715.495	59.655 - - 228.948 - 620.738 - 4.837 1.715.495	3.225 1.612 - 166.068 - 5.122.301	3.225 4.426 - 166.068
104 105 106 107 108 109	San Marino Senegal Serbia Seychelles Sierra Leone Slovakia Slovenia South Africa Spain Suriname Sweden Switzerland Tajikistan The former Yugoslav Rep. of	35.836 59.456 295.621 3.588 12.152 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679 14.469.761 15.227	35.836 59.456 295.621 3.588 9.338 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679 14.469.761 15.227	- 2.814 - - - - -	9.674 59.655 3.225 1.612 228.948 166.068 620.738 5.122.301 4.837 1.715.495 1.821.908 3.225	59.655 - 228.948 - 620.738 - 4.837 1.715.495 1.821.908	3.225 1.612 - 166.068 - 5.122.301	3.225 4.426 166.068 5.122.301
104 105 106 107 108 109 110	San Marino Senegal Serbia Seychelles Sierra Leone Slovakia Slovenia South Africa Spain Suriname Sweden Switzerland Tajikistan The former Yugoslav Rep. of Macedonia	35.836 59.456 295.621 3.588 12.152 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679 14.469.761 15.227	35.836 59.456 295.621 3.588 9.338 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679 14.469.761 15.227	2.814	9.674 59.655 3.225 1.612 228.948 166.068 620.738 5.122.301 4.837 1.715.495 1.821.908 3.225	59.655 	3.225 1.612 - 166.068 - 5.122.301 - - -	3.225 4.426 166.068 5.122.301
104 105 106 107 108 109 110	San Marino Senegal Serbia Seychelles Sierra Leone Slovakia Slovenia South Africa Spain Suriname Sweden Switzerland Tajikistan The former Yugoslav Rep. of	35.836 59.456 295.621 3.588 12.152 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679 14.469.761 15.227	35.836 59.456 295.621 3.588 9.338 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679 14.469.761 15.227	- 2.814 - - - - -	9.674 59.655 3.225 1.612 228.948 166.068 620.738 5.122.301 4.837 1.715.495 1.821.908 3.225	59.655 - 228.948 - 620.738 - 4.837 1.715.495 1.821.908	3.225 1.612 - 166.068 - 5.122.301	3.225 4.426 166.068 5.122.301
104 105 106 107 108 109 110	San Marino Senegal Serbia Seychelles Sierra Leone Slovakia Slovenia South Africa Spain Suriname Sweden Switzerland Tajikistan The former Yugoslav Rep. of Macedonia Timor-Leste	35.836 59.456 295.621 3.588 12.152 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679 14.469.761 15.227 71.605 12.034	35.836 59.456 295.621 3.588 9.338 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679 14.469.761 15.227 51.629 12.034	- 2.814 - - - - -	9.674 59.655 3.225 1.612 228.948 166.068 620.738 5.122.301 4.837 1.715.495 1.821.908 3.225 11.286 1.612	59.655 	3.225 1.612 - 166.068 - 5.122.301 - - - - 11.286 1.562	3.225 4.426 166.068 5.122.301
104 105 106 107 108 109 110 111 112 113 114	San Marino Senegal Serbia Seychelles Sierra Leone Slovakia Slovenia South Africa Spain Suriname Sweden Switzerland Tajikistan The former Yugoslav Rep. of Macedonia Timor-Leste Trinidad and Tobago Tunisia Uganda	35.836 59.456 295.621 3.588 12.152 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679 14.469.761 15.227 71.605 12.034 353.187 15.376 59.157	35.836 59.456 295.621 3.588 9.338 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679 14.469.761 15.227 51.629 12.034 353.187	2.814 - 2.814 - - - - - 19.976	9.674 59.655 3.225 1.612 228.948 166.068 620.738 5.122.301 4.837 1.715.495 1.821.908 3.225 11.286 1.612 70.942 48.369 9.674	59.655 	1.612 1.612 166.068 5.122.301 - - 11.286 1.562 - 48.369 9.674	3.225 4.426 166.068 5.122.301
104 105 106 107 108 109 110 111 112 113 114 115	San Marino Senegal Serbia Seychelles Sierra Leone Slovakia Slovenia South Africa Spain Suriname Sweden Switzerland Tajikistan The former Yugoslav Rep. of Macedonia Timor-Leste Trinidad and Tobago Tunisia Uganda United Kingdom	35.836 59.456 295.621 3.588 12.152 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679 14.469.761 15.227 71.605 12.034 353.187 15.376 59.157 77.814.612	35.836 59.456 295.621 3.588 9.338 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679 14.469.761 15.227 51.629 12.034 353.187 - 59.153 77.814.612	2.814 - 2.814 - - - - - 19.976 - 15.376 4	9.674 59.655 3.225 1.612 228.948 166.068 620.738 5.122.301 4.837 1.715.495 1.821.908 3.225 11.286 1.612 70.942 48.369 9.674 10.647.681	59.655 	1.612 1.612 166.068 5.122.301 - - 11.286 1.562 - 48.369 9.674 7.985.703	3.225 4.426 166.068 5.122.301
104 105 106 107 108 109 110 111 112 113 114 115	San Marino Senegal Serbia Seychelles Sierra Leone Slovakia Slovenia South Africa Spain Suriname Sweden Switzerland Tajikistan The former Yugoslav Rep. of Macedonia Timor-Leste Trinidad and Tobago Tunisia Uganda United Kingdom United Republic of Tanzania	35.836 59.456 295.621 3.588 12.152 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679 14.469.761 15.227 71.605 12.034 353.187 15.376 59.157 77.814.612 77.508	35.836 59.456 295.621 3.588 9.338 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679 14.469.761 15.227 51.629 12.034 353.187 - 59.153 77.814.612 65.532	2.814 	9.674 59.655 3.225 1.612 228.948 166.068 620.738 5.122.301 4.837 1.715.495 1.821.908 3.225 11.286 1.612 70.942 48.369 9.674 10.647.681 12.898	59.655	1.612 1.612 166.068 5.122.301 - - 11.286 1.562 - 48.369 9.674 7.985.703 12.898	3.225 4.426
104 105 106 107 108 109 110 111 112 113 114 115 116	San Marino Senegal Serbia Seychelles Sierra Leone Slovakia Slovenia South Africa Spain Suriname Sweden Switzerland Tajikistan The former Yugoslav Rep. of Macedonia Timor-Leste Trinidad and Tobago Tunisia Uganda United Kingdom United Republic of Tanzania Uruguay	35.836 59.456 295.621 3.588 12.152 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679 14.469.761 15.227 71.605 12.034 353.187 15.376 59.157 77.814.612	35.836 59.456 295.621 3.588 9.338 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679 14.469.761 15.227 51.629 12.034 353.187 - 59.153 77.814.612	2.814 - 2.814 - - - - - 19.976 - 15.376 4	9.674 59.655 3.225 1.612 228.948 166.068 620.738 5.122.301 4.837 1.715.495 1.821.908 3.225 11.286 1.612 70.942 48.369 9.674 10.647.681 12.898 43.532	59.655 	1.612 1.612 166.068 5.122.301 - - 11.286 1.562 - 48.369 9.674 7.985.703 12.898 43.532	3.225 4.426 166.068 5.122.301 31.262 1.562 63.745 9.678 7.985.703 24.874 43.532
104 105 106 107 108 109 110 111 112 113 114 115 116 117	San Marino Senegal Serbia Seychelles Sierra Leone Slovakia Slovenia South Africa Spain Suriname Sweden Switzerland Tajikistan The former Yugoslav Rep. of Macedonia Timor-Leste Trinidad and Tobago Tunisia Uganda United Kingdom United Republic of Tanzania	35.836 59.456 295.621 3.588 12.152 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679 14.469.761 15.227 71.605 12.034 353.187 15.376 59.157 77.814.612 77.508 446.660	35.836 59.456 295.621 3.588 9.338 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679 14.469.761 15.227 51.629 12.034 353.187 - 59.153 77.814.612 65.532 446.660	2.814 	9.674 59.655 3.225 1.612 228.948 166.068 620.738 5.122.301 4.837 1.715.495 1.821.908 3.225 11.286 1.612 70.942 48.369 9.674 10.647.681 12.898 43.532 1.478	59.655 - 228.948 - 620.738 - 4.837 1.715.495 1.821.908 3.225 - 50 70.942 - 2.661.978	1.612 1.612 166.068 5.122.301 - - 11.286 1.562 - 48.369 9.674 7.985.703 12.898	3.225 4.426 166.068 5.122.301 31.262 1.562 63.745 9.678 7.985.703 24.874 43.532 1.478
104 105 106 107 108 109 110 111 112 113 114 115 116 117 118	San Marino Senegal Serbia Seychelles Sierra Leone Slovakia Slovenia South Africa Spain Suriname Sweden Switzerland Tajikistan The former Yugoslav Rep. of Macedonia Timor-Leste Trinidad and Tobago Tunisia Uganda United Kingdom United Republic of Tanzania Uruguay Vanuatu	35.836 59.456 295.621 3.588 12.152 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679 14.469.761 15.227 71.605 12.034 353.187 15.376 59.157 77.814.612 77.508	35.836 59.456 295.621 3.588 9.338 947.242 1.121.679 3.897.663 34.606.025 10.995 12.668.679 14.469.761 15.227 51.629 12.034 353.187 - 59.153 77.814.612 65.532	2.814 	9.674 59.655 3.225 1.612 228.948 166.068 620.738 5.122.301 4.837 1.715.495 1.821.908 3.225 11.286 1.612 70.942 48.369 9.674 10.647.681 12.898 43.532	59.655	1.612 1.612 166.068 5.122.301 - - 11.286 1.562 - 48.369 9.674 7.985.703 12.898 43.532 1.478	3.225 4.426 166.068 5.122.301 31.262 1.562 63.745 9.678 7.985.703 24.874 43.532

Annex II

Human resources tables

Table 1: Geographical representation of ICC Professional staff

Status as at 31 March 2012

Total number of professionals: 324* Total number of nationalities: 77

Distribution per region:

Region	Nationality	<u> </u>	Total
Africa	Algeria		1
	Benin		1
	Burkina Faso		1
	Cameroon		1
	Côte d'Ivoire		2
	Democratic Republic of the Congo		2
	Egypt		4
	Gambia		2
	Ghana		2
	Guinea		1
	Kenya		3
	Lesotho		1
	Malawi		1
	Mali		2
	Mauritius		1
	Niger		3
	Nigeria		4
	Rwanda		1
	Senegal		3
	Sierra Leone		3
	South Africa		10
	Togo		1
	Uganda		2
	United Republic of Tanzania		2
	Zimbabwe		1
		Total	55
Asia	China		1
Democratic Republic Egypt Gambia Ghana Guinea Kenya Lesotho Malawi Mali Mauritius Niger Nigeria Rwanda Senegal Sierra Leone South Africa Togo Uganda United Republic of Ta Zimbabwe Asia China Cyprus Iran (Islamic Republic Japan Jordan Lebanon Mongolia	Cyprus		1
	Iran (Islamic Republic of)		4
	Japan		4
	Jordan		1
	Lebanon		2
	Mongolia		1
	Palestinian Territory, Occupied		1
	Philippines		2
	Republic of Korea		1
			2
			1
		Total	21

^{*} Excluding elected officials and 38 language staff.

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Region	Nationality	Total
Eastern Europe	Albania	1
	Bosnia and Herzegovina	1
	Bulgaria	1
	Croatia	4
	Georgia	1
	Poland	1
	Romania	5
	Russian Federation	2
	Serbia	5
	The former Yugoslav Republic of Macedonia	1
	Ukraine	1
	Total	23
GRULAC	Argentina	5
	Brazil	1
	Chile	2
	Colombia	6
	Costa Rica	1
	Ecuador	2
	Mexico	2
	Peru	4
	Trinidad and Tobago	4
	Venezuela (Bolivarian Republic of)	2
	Total	29
WEOG	Australia	12
	Austria	3
	Belgium	11
	Canada	15
	Denmark	1
	Finland	3
	France	44
	Germany	14
	Greece	3
	Ireland	7
	Italy	10
	Netherlands	18
	New Zealand	4
	Portugal	3
	Spain	10
	Sweden	1
	Switzerland	1
	United Kingdom	27
	United States of America	9
	Total	196

Table 2: Geographical representation of Professional staff

Status as at 31 March 2012

Number of staff per post, per region*

		1 /1 8	
Grade	Region	Nationality 2	Total
D-1	Africa	Lesotho	1
	CDIH I C	Africa Total	1
	GRULAC	Ecuador GRULAC Total	1 1
	WEOG	Belgium GROLAC Total	2
	WEOG	France	1
		Italy	1
		Netherlands	1
		United Kingdom	1
		WEOG Total	6
		D-1 Total	8
P-5	Africa	Kenya	1
		Mali Sanagal	1 1
		Senegal South Africa	3
		Africa Total	6
	Asia	Philippines Philippines	1
	11514	Singapore	1
		Asia Total	2
	Eastern Europe	Russian Federation	1
		Serbia	1
	-	Eastern Europe Total	2
	GRULAC	Argentina	1
		Ecuador	1
		GRULAC Total	2
	WEOG	Australia Canada	1
		Canada Finland	1 1
		France	3
		Germany	4
		Ireland	1
		Italy	1
		Spain	2
		United Kingdom	1
		United States of America	2
		WEOG Total	17
P-4	Africa	P-5 Total	29 1
r-4	Airica	Côte d'Ivoire Democratic Republic of the Congo	1
		Niger	1
		Nigeria	1
		Sierra Leone	1
		South Africa	1
		Africa Total	6
	Asia	Iran (Islamic Republic of)	2
		Japan	1
	-	Jordan Agin Total	1
	Eastern Europe	Asia Total Croatia	<u>4</u> 1
	Eastern Europe	Romania	1
	-	Eastern Europe Total	2
	GRULAC	Colombia	1
		Peru	1
		Trinidad and Tobago	3
		GRULAC Total	<i>5</i>
	WEOG	Australia	
		Belgium	1
		Canada	2
		Denmark	1
		Finland	1
		France	6

 $[\]ensuremath{^{*}}$ Excluding elected officials and 38 language staff.

Grade	Region	Nationality	Total
074400	110,011	Germany	3
		Ireland	1
		Italy	2
		Netherlands	6
		Portugal	1
		Spain United Kingdom	1 9
		United States of America	1
	-	WEOG Total	
		P-4 Total	
P-3	Africa	Algeria	1
		Benin	1
		Burkina Faso	1
		Côte d'Ivoire	1
		Egypt Kenya	1 1
		Malawi	1
		Mali	1
		Niger	2
		Nigeria	2
		South Africa	6
		United Republic of Tanzania	1 10
	Asia	Africa Total Iran (Islamic Republic of)	19
	Asia	Lebanon	1
		Mongolia	1
		Palestinian Territory, Occupied	1
		Philippines	1
		Singapore	1
		Asia Total	
	Eastern Europe	Albania	1
		Poland Serbia	1 1
		Ukraine	1
		Eastern Europe Total	
	GRULAC	Argentina	1
		Chile	1
		Colombia	4
		Costa Rica Mexico	1
		Peru	1 1
		Trinidad and Tobago	1
		Venezuela (Bolivarian Republic of)	1
		GRULAC Total	! 11
	WEOG	Australia	5
		Austria	2
		Belgium	7
		Canada Finland	5 1
		France	14
		Germany	5
		Greece	1
		Ireland	4
		Italy	4
		Netherlands	3
		New Zealand Portugal	2 2
		Spain	3
		Switzerland	1
		United Kingdom	7
		United States of America	4
		WEOG Total	
D. 2	A.C.:	P-3 Total	
P-2	Africa	Cameroon Damogratic Republic of the Congo	1
		Democratic Republic of the Congo Egypt	1
		Gambia	1
		Ghana	2
		Kenya	1
		Rwanda	1

Grade	Region	Nationality	Total
		Senegal	2
		Sierra Leone	2
		Togo	1
		Uganda	1
		United Republic of Tanzania Zimbabwe	1 1
		Africa Total	
	Asia	China	1
	71514	Cyprus	1
		Iran (Islamic Republic of)	1
		Japan	3
		Lebanon	1
		Republic of Korea	1
		Sri Lanka	1
		Asia Total	9
	Eastern Europe	Bulgaria	1
		Croatia Georgia	2
		Romania	3
		Serbia	3
		Eastern Europe Total	
	GRULAC	Argentina	3
		Brazil	1
		Colombia	1
		Mexico	1
		Peru	1
		GRULAC Total	7
	WEOG	Australia	3
		Austria	1
		Canada France	6 16
		Germany	2
		Greece	2
		Italy	1
		Netherlands	7
		New Zealand	2
		Spain	3
		Sweden	1
		United Kingdom	8 2
	•	United States of America WEOG Total	
-		P-2 Total	98
P-1	Africa	Gambia	1
	Tillea	Guinea	1
		Mauritius	1
		Nigeria	1
		Uganda	1
		Africa Total	5
	Eastern Europe	Bosnia and Herzegovina	1
		Croatia	1
		Romania Russian Federation	1 1
		The former Yugoslav Republic of	1
		Macedonia	1
	•	Eastern Europe Total	
	GRULAC	Chile	1
		Peru	1
		Venezuela (Bolivarian Republic of)	1
		GRULAC Total	
	WEOG	Belgium	1
		Canada	1
		France Ireland	4 1
			1
		Italy Netherlands	1
		Spain	1
		United Kingdom	1
_	<u> </u>	WEOG Total	11
		P-1 Total	24
		Grand total	324

Percentage of staff per post, per region

Chart 1: Percentage – D-1 posts

Due to the limited number of posts (eight), statistical and graphical representations could be misleading. Please refer to the exact numbers in table above.

Chart 2: Percentage – P-5 posts

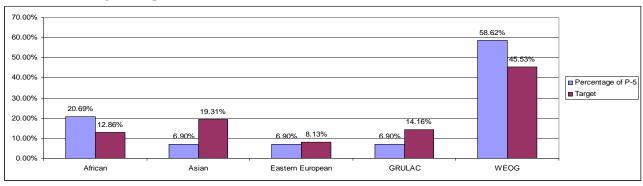


Chart 3: Percentage – P-4 posts

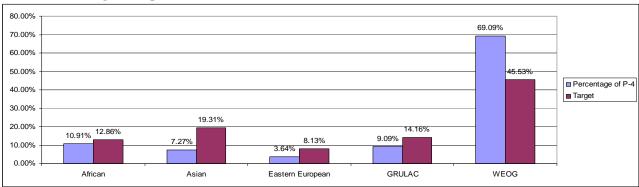


Chart 4: Percentage – P-3 posts

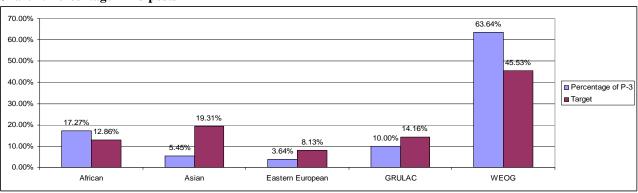


Chart 5: Percentage – P-2 posts

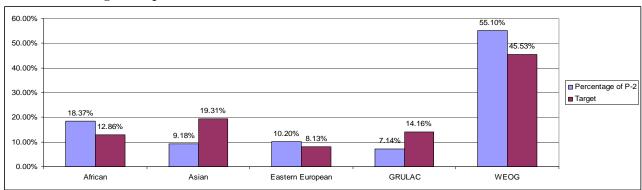


Chart 6: Percentage – P-1 posts

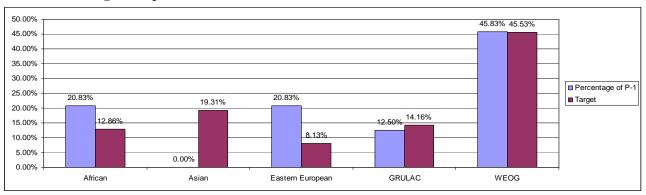


Table 3: Geographical representation of Professional staff

Status effective 31 March 2012

Region	Country	Assessment 2011	$Desirable\ range$	Midpoint	No. of staff
African	Benin	0.00445%	1.06 - 1.43	1.25	1
	Botswana	0.02667%	1.05 - 1.42	1.23	
	Burkina Faso	0.00445%	1.11 - 1.50	1.30	1
	Burundi	0.00148%	1.05 - 1.42	1.24	
	Cape Verde	0.00148%	1.00 - 1.35	1.17	
	Central African Republic	0.00148%	1.02 - 1.39	1.20	
	Chad	0.00296%	1.07 - 1.45	1.26	
	Comoros	0.00148%	1.00 - 1.35	1.17	
	Congo	0.00445%	1.02 - 1.39	1.20	
	Democratic Republic of the Congo	0.00445%	1.45 - 1.96	1.70	2
	Djibouti	0.00148%	1.00 - 1.35	1.18	
	Gabon	0.02075%	1.04 - 1.40	1.22	
	Gambia	0.00148%	1.01 - 1.36	1.18	2
	Ghana	0.00889%	1.17 - 1.58	1.37	2
	Guinea	0.00296%	1.06 - 1.44	1.25	1
	Kenya	0.01778%	1.29 - 1.75	1.52	3
	Lesotho	0.00148%	1.01 - 1.36	1.19	1
	Liberia	0.00148%	1.02 - 1.38	1.20	
	Madagascar	0.00445%	1.13 - 1.53	1.33	
	Malawi	0.00148%	1.10 - 1.49	1.29	1
	Mali	0.00445%	1.09 - 1.47	1.28	2
	Mauritius	0.01630%	1.03 - 1.39	1.21	1
	Namibia	0.01185%	1.03 - 1.39	1.21	
	Niger	0.00296%	1.10 - 1.49	1.30	3
	Nigeria	0.11558%	2.23 - 3.02	2.62	4
	Senegal	0.00889%	1.09 - 1.48	1.28	3
	Seychelles	0.00296%	1.00 - 1.35	1.17	
	Sierra Leone	0.00148%	1.03 - 1.40	1.22	3
	South Africa	0.57051%	2.26 - 3.06	2.66	10
	Tunisia	0.04446%	1.13 - 1.53	1.33	

^{*} Established Professional posts, excluding elected officials and language staff. 34 other Professional staff members are nationals of States not party to the Rome Statute.

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Region	Country	Assessment 2011	Desirable	range	Midpoint	No. of staff*
	Uganda	0.00889%	1.23 -	1.66	1.45	2
	United Republic of Tanzania	0.01185%	1.31 -	1.77	1.54	2
	Zambia	0.00593%	1.09 -	1.47	1.28	
Asian	Afghanistan	0.00593%	1.19 -	1.62	1.41	
	Bangladesh	0.01482%	2.11 -	2.85	2.48	
	Cambodia	0.00445%	1.10 -	1.49	1.29	
	Cook Islands	0.00148%	0.99 -	1.35	1.17	
	Cyprus	0.06817%	1.11 -	1.50	1.30	1
	Fiji	0.00593%	1.01 -	1.36	1.18	
	Japan	18.56766%	32.22 -	43.59	37.90	4
	Jordan	0.02075%	1.07 -	1.45	1.26	1
	Maldives	0.00445%	1.00 -	1.35	1.18	
	Marshall Islands	0.00148%	0.99 -	1.35	1.17	
	Mongolia	0.00296%	1.01 -	1.37	1.19	1
	Nauru	0.00148%	0.99 -	1.35	1.17	
	Philippines	0.13337%	1.83 -	2.48	2.15	2
	Republic of Korea	3.34900%	6.79 -	9.19	7.99	1
	Samoa	0.00148%	1.00 -	1.35	1.17	
	Tajikistan	0.00296%	1.04 -	1.41	1.23	
	Timor-Leste	0.00148%	1.00 -	1.36	1.18	
	Vanuatu	0.00136%	1.00 -	1.35	1.17	
Eastern	Albania	0.01482%	1.04 -	1.40	1.22	1
European	Bosnia and Herzegovina	0.02075%	1.05 -	1.42	1.24	1
	Bulgaria	0.05631%	1.13 -	1.53	1.33	1
	Croatia	0.14374%	1.26 -	1.70	1.48	4
	Czech Republic	0.51717%	1.91 -	2.58	2.24	
	Estonia	0.05927%	1.10 -	1.48	1.29	
	Georgia	0.00889%	1.03 -	1.40	1.22	1
	Hungary	0.43122%	1.76 -	2.39	2.07	
	Latvia	0.05631%	1.10 -	1.49	1.29	
	Lithuania	0.09632%	1.17 -	1.58	1.38	
	Montenegro	0.00593%	1.01 -	1.36	1.18	
	Poland	1.22698%	3.25 -	4.40	3.83	1
	Romania	0.26229%	1.56 -	2.11	1.84	5
	Republic of Moldova	0.00296%	1.02 -	1.38	1.20	
	Serbia	0.05483%	1.15 -	1.55	1.35	5
	Slovakia	0.21042%	1.37 -	1.86	1.61	
	Slovenia	0.15263%	1.25 -	1.70	1.48	
	The former Yugoslav Rep. of Macedonia		1.02 -		1.20	1
GRULAC	Antigua and Barbuda	0.00296%	1.00 -	1.35	1.17	
	Argentina	0.42529%	1.96 -		2.30	5
	Barbados	0.01185%	1.01 -		1.19	
	Belize	0.00148%	1.00 -	1.35	1.17	
	Bolivia (Plurinational State of)	0.01037%	1.08 -		1.26	
	Brazil	2.38727%	6.19 -		7.29	
	Chile	0.34972%	1.68 -		1.97	
					,	

Region	Country	Assessment 2011	Desirable	range	Midpoint	No. of staff*
	Colombia	0.21339%	1.65 -	2.23	1.94	6
	Costa Rica	0.05038%	1.10 -	1.49	1.30	1
	Dominica	0.00148%	0.99 -	1.35	1.17	
	Dominican Republic	0.06224%	1.16 -	1.57	1.37	
	Ecuador	0.05927%	1.18 -	1.60	1.39	2
	Grenada	0.00148%	0.99 -	1.35	1.17	
	Guyana	0.00148%	1.00 -	1.35	1.18	
	Honduras	0.01185%	1.06 -	1.44	1.25	
	Mexico	3.49125%	7.44 -	10.06	8.75	2
	Panama	0.03260%	1.07 -	1.45	1.26	
	Paraguay	0.01037%	1.05 -	1.42	1.24	
	Peru	0.13337%	1.41 -	1.90	1.65	4
	Saint Kitts and Nevis	0.00148%	0.99 -	1.35	1.17	
	Saint Lucia	0.00148%	1.00 -	1.35	1.17	
	Saint Vincent and the Grenadines	0.00148%	0.99 -	1.35	1.17	
	Suriname	0.00445%	1.00 -	1.36	1.18	
	Trinidad and Tobago	0.06520%	1.11 -	1.50	1.30	4
	Uruguay	0.04001%	1.08 -	1.46	1.27	
	Venezuela (Bolivarian Republic of)	0.46530%	1.95 -	2.63	2.29	2
WEOG	Andorra	0.01037%	1.01 -	1.37	1.19	
	Australia	2.86443%	5.82 -	7.88	6.85	12
	Austria	1.26106%	3.11 -	4.21	3.66	3
	Belgium	1.59300%	3.67 -	4.96	4.32	11
	Canada	4.75231%	8.99 -	12.17	10.58	15
	Denmark	1.09065%	2.81 -	3.81	3.31	1
	Finland	0.83873%	2.40 -	3.25	2.82	3
	France	9.07341%	16.27 -	22.01	19.14	44
	Germany	11.88153%	20.98 -	28.38	24.68	14
	Greece	1.02396%	2.74 -	3.71	3.23	3
	Iceland	0.06224%	1.10 -	1.48	1.29	
	Ireland	0.73796%	2.23 -	3.02	2.62	7
	Italy	7.40780%	13.51 -	18.28	15.90	10
	Liechtenstein	0.01334%	1.01 -	1.37	1.19	
	Luxembourg	0.13337%	1.21 -	1.64	1.43	
	Malta	0.02519%	1.04 -	1.40	1.22	
	Netherlands	2.74884%	5.60 -	7.58	6.59	18
	New Zealand	0.40455%	1.68 -	2.28	1.98	4
	Norway	1.29070%	3.14 -	4.24	3.69	
	Portugal	0.75723%	2.30 -	3.11	2.71	3
	San Marino	0.00445%	1.00 -	1.35	1.18	
	Spain	4.70786%	9.00 -	12.17	10.58	10
	Sweden	1.57670%	3.63 -	4.92	4.27	1
	Switzerland	1.67450%	3.78 -	5.12	4.45	1
	United Kingdom	9.78618%	17.42 -	23.57	20.49	27
Total		100.00%			350.00	290

Table 4: Gender balance of Professional staff by gender*

Status as at 31 March 2012

Judiciary

Grade	F	M	Total
P-5	1	1	2
P-4	1	2	3
P-3	12	9	21
P-2	5	0	5

Office of the Prosecutor

Grade F M Total USG 0 1 1 ASG 1 0 1 D-1 0 2 2 P-5 3 7 10 P-4 9 16 25 P-3 15 28 43 P-2 26 16 42 P-1 12 6 18				
ASG 1 0 1 D-1 0 2 2 P-5 3 7 10 P-4 9 16 25 P-3 15 28 43 P-2 26 16 42	Grade	F	M	Total
D-1 0 2 2 P-5 3 7 10 P-4 9 16 25 P-3 15 28 43 P-2 26 16 42	USG	0	1	1
P-5 3 7 10 P-4 9 16 25 P-3 15 28 43 P-2 26 16 42	ASG	1	0	1
P-4 9 16 25 P-3 15 28 43 P-2 26 16 42	D-1	0	2	2
P-3 15 28 43 P-2 26 16 42	P-5	3	7	10
P-2 26 16 42	P-4	9	16	25
	P-3	15	28	43
P-1 12 6 18	P-2	26	16	42
	P-1	12	6	18

Registry

Grade	F	М	Total
ASG	1	0	1
D-1	1	3	4
P-5	7	9	16
P-4	19	16	35
P-3	23	37	60
P-2	33	25	58
P-1	5	3	8

Secretariat of the Assembly of States Parties

Grade	F	M	Total
D-1	0	1	1
P-4	1	1	2
P-3	1	0	1

Secretariat of the Trust Fund for Victims

Grade	F	M	Total
D-1	0	1	1
P-5	1	0	1
P-3	1	2	3

Project Director's Office

Grade	F	М	Total
D-1	0	1	1
P-4	1	0	1

Grand total

 F	М	Grand Total
 179	187	366

^{*} Including elected officials and language staff.

Table 5: Staff count, actual

As at 31 March 2012, the Court's staff count is as follows:

Staff count				
Established posts	702			
Approved GTA	188			
Interns	82			
Visiting professionals	5			
Consultants	44			
Elected officials / judges	23			
Total	1,044			

Table 6: Staff count, projected

Based on the approved budget for 2012, on the current projection as at 31 March 2012 and on averages for interns, visiting professionals and consultants in previous years, the Court's headcount at the end of 2012 could be expected to be as follows:

Staff count	
Established posts	761
Approved GTA	209
Interns*	70
Visiting professionals	7
Consultants	35
Elected officials / judges	23
Total	1,105

^{*} The number of interns fluctuates. It comprises EU-funded internships and unpaid internships.

Table 7: Vacant posts - established posts

Status as at 31 March 2012

Major Programme	Programme	Sub-Programme	Post Level	Post Title	Total	Comments
MP I	Presidency	Presidency	P-5	Chef de Cabinet	1	Post vacated due to resignation.
MP II	Investigation Division	Planning & Operations Section	GS-OL	Field Operations Coordinator	(1)*	Post re-deployed to Ivory Coast. Post to be advertised.
			GS-OL	Field Operations Coordinator	1	Post planned to be redeployed. Post to be filled in 2013.
			GS-OL	Field Operations Assistant	1	Post planned to be redeployed. Post to be filled in 2013.
			GS-OL	Data Processing Assist	ant 1	To be filled in January 2013.
			P-3	Investigator (FIU)	1	Post vacated due to resignation. Post to be advertised.
			P-2	Associate Analyst	1	Post vacated due to resignation. Post to be advertised.
	Prosecution Division	Prosecution Section	P-5	Senior Trial Lawyer	1	Post to be filled in January 2013.
MP III	Office of the Registrar	Security and Safety Section	GS-OL	Security Lieutenant (Field)	1	No funding approved, following ASP decision on 2012 budget.
			GS-OL	Local Security Assistant (Field)	1	No funding approved, following ASP decision on 2012 budget.
		Field Operations Section	GS-OL	Administrative Assistant (Field)	1	Post to be re-deployed to Abidjan in 2012 after closure of Chad operations on 31 December 2011.
			GS-OL	Senior Driver (Field)	1	Post to be re-deployed to Abidjan in 2012 after closure of Chad operations on 31 December 2011.
			GS-OL	Driver (Field)	2	Post to be re-deployed to Abidjan in 2012 after closure of Chad operations on 31 December 2011.
			P-3	Field Office Manager	1	Post vacated due to resignation. Pending streaming of operations.
		Information Technology and Communications Section	GS-OL	Field ICT Technician	1	Pending streamlining operations. Post planned to be redeployed to Ivory Coast. Post to be advertised and filled in 2012.
		General Services Section	GS-OL	Travel Assistant	1	Post vacated due to internal movement. Post to be advertised.
	Division of Court Services	Court Management Section	GS-PL	Senior Audio-Visual Assistant	1	Post blocked until further notice.
		Victims and Witnesses Unit	GS-OL	Field Protection/ Operations Assistant	1	Post redeployed to CAR. Post to be advertised and filled in 2012.
			GS-OL	Field Support Assistant	1	Post redeployed to CAR. Post planned to be re-profiled, advertised and filled in 2012.
		Court Translation and Interpretation Section	P-3	Translator (English)	1	Post vacated due to internal movement. Post to be advertised.
	Office of the Registrar	Public Information and Documentation Section	GS-PL	Field Senior Outreach Assistant	1	Pending streamlining of operations. Post planned to be re-deployed to Ivory Cost in 2013.
			GS-OL	Field Outreach Assistant	1	Post re-deployed to Kenya. Post to be advertised and filled in 2012.
			GS-OL	Field Administrative Assistant	1	Pending streamlining of operations. Post planned to be re-deployed to Kenya in 2013.
MP IV	Secretariat of the ASP	Secretariat of the ASP	P-2	Special Assistant to the Director	1	Post to be classified and advertised.

Note: 32 posts are under recruitment / recruitment completed (31) or advertised as of 31 March 2012. 1 ASG post under MP II is not currently under recruitment.

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^{*} Post has been advertised as of 3 April 2012.

** One post (Staff Council Officer) funding the Staff Council Representative will be no longer reported as vacant.

Table 8: Staffing: approved versus filled posts (excluding elected officials)

Status as at 31 March 2011

Major Programme	Approved	Filled	Recruitment completed*	Under recruitment	Advertised not under recruitment	Vacant not advertised	% oj established posts vacant	Vacancy rate (%) of established posts
[1]	[2]	[3]	[4]	[5]	[6]	[7]	[(2-3)/2]x100	[(AVG(3)-2)/2]x100
Judiciary								
Major Programme I	48	47	0	C	0	1	2.08%	2.08%
Office of the Prosecutor								
Major Programme II	215	199	2	7	0	7	7.44%	7.44%
Registry								
Major Programme III**	477	439	1	19	1	17	7.97%	8.18%
Secretariat of the ASP								_
Major Programme IV	9	7	0	1	0	1	22.22%	22.22%
Secretariat of the TFV								
Major Programme VI	7	7	0	C	0	0	0.00%	0.00%
Project Director's Office								_
Major Programme VII.1	3	3	0	C	0	0	0.00%	0.00%
Independent Oversight Mec	hanism							
Major Programme VII.5	2	0	0	2	0	0	100.00%	100.00%
Total ICC	761	702	3	29	1	26	7.75%	7.88%

^{*} Recruitment completed indicates that the selected candidate has accepted the offer. Recruitment process has been finalized and the post is blocked until the arrival of the incumbent.

^{**} In MP-III, one post not vacant as such but funding a Staff Council Representative.

Target recruitment	59		
Under recruitment	32		
Percentage of target	54.2%		

Annex III

List of documents

CBF/18/1	Provisional agenda
CBF/18/1/Add.1	Annotated list of items included in the provisional agenda
CBF/18/2	Report on cash balances and investment of liquid funds
CBF/18/3	Progress report of the Court on the implementation of International Public Sector Accounting Standards
CBF/18/4	Report of the Court on proposed amendments to the Financial Regulations and Rules
CBF/18/5	Report of the Court on Procurement
CBF/18/6	Report of the Court on its organizational structure
CBF/18/7	Report of the Court on human resources management
CBF/18/8	Report of the Court on the criteria for the utilization of the Contingency Fund
CBF/18/9	Proposal by the Court for a retiree health insurance subsidy scheme
CBF/18/10	A new approach to classification of posts at the International Criminal Court
CBF/18/11	Report on activities and programme performance of the International Criminal Court for the year 2011
CBF/18/12	Seventh Status Report on the Court's progress regarding efficiency measures
CBF/18/13	Report of the Court on analytical accountability
CBF/18/14	Report of the Secretariat of the Trust Fund for Victims on the usage of programme support costs
CBF/18/15	Interim report on the activities of the Oversight Committee
CBF/18/16	Report on budget performance of the International Criminal Court as at 31 March 2012
CBF/18/16/Corr.1	Report on budget performance of the International Criminal Court as at 31 March 2012 - Corrigendum
CBF/18/17	Report of the Court on its budgeting process