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Proposed Programme Budget for 2013 of the International Criminal Court

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List of abbreviations and acronyms

Arc Headquarters building at Maanweg, The Hague, Netherlands

ASG Assistant Secretary-General
ASP Assembly of States Parties

AU African Union

AULO African Union Liaison Office

AV Audio-visual

Box 4 Related to the permanent premises project, but not directly related to the construction

CAR Central African Republic

CASD Common Administrative Services Division

CBF Committee on Budget and Finance

CIV Côte d'Ivoire

CMS Court Management Section

CoCo Coordination Council

D Director

DCS Division of Court Services

DRC Democratic Republic of the Congo

DSA Daily subsistence allowance

DSS Defence Support Section (integrated in Counsel Support Section - 2010)

DVC Division of Victims and Counsel (abolished 2010 - sections moved to Office of the Registrar)

ECOS e-Court operating system
FMU Facilities Management Unit

FTE Full-time equivalent

GCDN Global Communications and Data Network

GS General Service

GS-OL General Service (other level)
GS-PL General Service (principal level)

GSS General Services Section

GTA General temporary assistance

HQ Headquarters

HR Human resources

IBA International Bar Association
ICC International Criminal Court

ICCPP International Criminal Court Protection Programme

ICT Information and communication technologies

ICTS Information and Communication Technologies Section
ICTY International Criminal Tribunal for the former Yugoslavia

IGO Intergovernmental organization

ILOAT International Labour Organization Administrative Tribunal

INTERPOL International Criminal Police Organization

IOM Independent Oversight Mechanism

IPSAS International Public Sector Accounting Standards

IRS Initial Response Services
IT Information technologies

JCCD Jurisdiction, Complementarity and Cooperation Division

LAS Legal Advisory Section (in OTP)

LASS Legal Advisory Services Section (in Registry)

LSU Language Services Unit

LTU Logistics and Transport Unit

MIS Management information system

MORSS Minimum Operating Residential Security Standards

MOSS Minimum Operating Security Standards

NGO Non-governmental organization

NYLO New York Liaison Office
OIA Office of Internal Audit

OPCD Office of Public Counsel for the Defence
OPCV Office of Public Counsel for Victims

OTP Office of the Prosecutor

P Professional

PIDS Public Information and Documentation Section
PDO Project Director's Office (permanent premises)

SAP Systems, Applications and Products (data processing)

SG Strategic goalSO Strategic objective

SSS Security and Safety Section

STIC Court Interpretation and Translation Section (French acronym)

TFV Trust Fund for Victims

TRIM Total records information management

UNDSS United Nations Department of Safety and Security

UNDU United Nations Detention Unit
UNON United Nations Office at Nairobi

UNSMS United Nations Security Management System

VPRS Victims Participation and Reparations Section

VTC Video teleconferencing
VWU Victims and Witnesses Unit
WCF Working Capital Fund

2gv Non-integrated user equipment 3gv Integrated user equipment

I. Introduction

- 1. This proposed programme budget for 2013 is submitted on 9 August 2012 by the Registrar of the International Criminal Court ("the Court") in accordance with financial regulation 3.1 and financial rule 103.2, for the consideration and approval of the Assembly of States Parties ("the Assembly") at its eleventh session.
- 2. The budget proposed is for a total of €118.75 million. Of this total:
 - (a) \in 115.77 million (97.49 per cent) is for the Court; and
- (b) \in 2.98 million (2.51 per cent) is for the Secretariat of the Assembly of States Parties.
- 3. Within the Court, the budget is apportioned as follows:
 - (a) € 11.43 million (9.63 per cent) for the Judiciary;
 - (b) € 28.67 million (24.14 per cent) for the Office of the Prosecutor;
 - (c) € 66.47 million (55.98 per cent) for the Registry;
 - (d) € 6.02 million (5.07 per cent) for the Interim premises;
- (e) \in 1.66 million (1.40 per cent) for the Secretariat of the Trust Fund for Victims;
- (f) \in 1.23 million (1.03 per cent) for the Project Director's Office (permanent premises); and
 - (g) € 0.29 million (0.24 per cent) for the Independent Oversight Mechanism.
- 4. This reflects an increase of &epsilon 9.95 million, or 9.15 per cent, over the 2012 approved budget. This is mainly due to the rent and maintenance of the interim premises of the Court, forward commitments and common system costs, and the operation of the legal aid system. In addition, increased resources are requested for the reparations anticipated by the Court and to carry out the investigative mandate of the Independent Oversight Mechanism.

A. The Court today

- 5. The Court anticipates that in 2013 it will be dealing with seven cases in seven situations at different stages of proceedings, where suspects are either in custody or have voluntarily appeared before the Court. In addition to its investigations and judicial proceedings in Uganda, the Democratic Republic of the Congo, the Central African Republic, Darfur (Sudan), Kenya, Libya, and more recently Côte d'Ivoire, the Office of the Prosecutor continues to monitor other situations in preliminary examination, including in Afghanistan, Colombia, Georgia, Guinea, Honduras, the Republic of Korea, Nigeria and Mali.
- 6. In the context of its active situations, the Court has issued twenty² warrants of arrest against persons suspected of having committed crimes within the jurisdiction of the Court, five of whom are currently in custody, while eleven either remain at large or have the execution of their arrest warrants pending. In addition, nine summonses to appear have been issued by the Court, on which basis all nine suspects appeared voluntarily before the Court and are not currently in custody. Out of the cases before the Court, one verdict has been delivered, five are at the trial preparation or trial stage, and in one case a confirmation of charges hearing will be held in the autumn of 2012. Six cases remain in abeyance, owing to failure to arrest the respective suspects.
- 7. The situation in the Democratic Republic of the Congo continues. Following the delivery of the Court's first judgment earlier this year, in the case of *The Prosecutor v*.

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¹ This figure includes resources for the Secretariat of the Trust Fund for Victims, the Permanent Premises Project Directors' Office and the Independent Oversight Mechanism.

² Proceedings against Mr. Raska Lukwiya in the situation in Uganda were terminated by Pre-Trial Chamber II on 11 July 2007 following his death. Likewise, proceedings against Muammar Gaddafi in the situation in Libya were terminated by Pre-Trial Chamber I on 22 November 2011 following his death.

Thomas Lubanga Dyilo, on 10 July 2012 Trial Chamber I issued its Decision on Sentence pursuant to Article 76 of the Statute³ and, on 7 August 2012, its Decision establishing the principles and procedures to be applied to reparations. As regards the case of The Prosecutor v. Germain Katanga and Mathieu Ngudjolo Chui, closing statements were delivered from 15 to 23 May 2012, with Trial Chamber II set to deliver a verdict in the autumn of the current year. In The Prosecutor v. Callixte Mbarushimana, on 16 December 2011 Pre-Trial Chamber I decided by majority to decline to confirm the charges against Mr. Mbarushimana and to release him from the custody of the Court, on the completion of the necessary arrangements. Upon the Office of the Prosecutor's appeal, on 30 May 2012 the Appeals Chamber confirmed Pre-Trial Chamber I's decision of 16 December 2011. In the case of The Prosecutor v. Bosco Ntaganda, the Pre-Trial Chamber accepted additional charges in a second arrest warrant issued on 13 July 2012, following the Prosecutor's application of 14 May 2012 to add charges. Also, on 13 July 2012 Pre-Trial Chamber II issued a warrant of arrest for Sylvestre Mudacumura, following a request from the Prosecutor. Both suspects remain at large.

- 8. The trial in *The Prosecutor v. Jean-Pierre Bemba Gombo*, in the situation in the Central African Republic, started on 22 November 2010 before Trial Chamber III. The Prosecution completed its presentation of evidence to the Chamber in March 2012. The Defence is scheduled to commence its presentation of evidence on 14 August 2012.
- 9. In the situation in Darfur, Sudan, which was referred to the Court by the United Nations Security Council by Resolution 1593 of 31 March 2005, the Court has issued arrest warrants against the three suspects in the case of *The Prosecutor* v. *Ahmad Harun, Ali Kushayb and Omar Hassan Al Bashir*. In a separate case, Mr. Bahr Idriss Abu Garda, who was summoned to appear before the Court, appeared voluntarily in May 2009, and on 8 February 2010 Pre-Trial Chamber I declined to confirm the charges against him. In a further case, *The Prosecutor v. Abdallah Banda Abakaer and Saleh Mohammed Jerbo Jamus* (hereinafter "*Banda/Jerbo*"), in which the suspects presented themselves voluntarily following summonses to appear issued by the Court, Pre-Trial Chamber I decided to confirm the charges on 7 March 2011. On 16 March 2011, the Presidency constituted Trial Chamber IV to hear the case, which is currently, in trial preparation. Messrs. Abdallah Banda and Saleh Jerbo are not in the custody of the Court. In addition, an arrest warrant issued on 1March 2012 is pending for Mr. Abdel Raheem Muhammad Hussein. On 15 March 2012, the Presidency assigned the case against Mr. Hussein to Pre-Trial Chamber I.
- 10. In the Kenya situation, on 23 January 2012 Pre-Trial Chamber II confirmed the charges against Mr. William Samoei Ruto, Mr. Joshua Arap Song, Mr. Francis Kirimi Muthaura, and Mr. Uhuru Muigai Kenyatta and declined to confirm the charges against Mr. Henry Kiprono Kosgey and Mr. Mohammed Hussein Ali. On 29 March 2012 the Presidency constituted Trial Chamber V to hear the cases of *The Prosecutor v. William Samoei Ruto and Joshua Arap Song* and *The Prosecutor v. Francis Kirimi Muthaura and Uhuru Muigai Kenyatta* (the "Kenya cases"). There is an admissibility challenge by the suspects pending before the Appeals Chamber. Currently, both cases are in trial preparation, and trials are set to start on 10 and 11 April 2013 respectively. The suspects are not in the custody of the Court.
- 11. On 26 February 2011, the United Nations Security Council decided unanimously in its resolution 1970 (2011) to refer the situation in Libya to the Court. On 3 March 2011, the Prosecutor announced his decision to open an investigation into the situation, which was assigned by the Presidency to Pre-Trial Chamber I. On 27 June 2011, upon a request submitted by the Prosecutor on 16 May 2011, Pre-Trial Chamber I issued warrants of arrest against Mr. Muammar Abu Minyar Gaddafi, Mr. Saif Al Islam Gaddafi, and Mr. Abdullah Al-Senussi. The warrant of arrest against Mr. Muammar Abu Minya Gaddafi was terminated by the Pre-Trial Chamber I on 22 November 2011, following his death. Mr. Saif Al Islam Gaddafi was arrested in Libya on 19 November 2011 and remains in the custody of militias in Zintan. On 1 May, the Government of Libya filed its challenge to the admissibility of the case against Mr. Saif Al Islam Gaddafi pursuant to article 19(2)(b) of the Rome Statute, arguing that it is investigating the same and additional crimes and the

³ Case No.: ICC-01/04-01/06, 10 July 2012.

⁴ At the time of budget preparation, no decision had been issued.

⁵ Trial Chamber V, Decision on the schedule leading up to trial, supra, fn. 1.

same underlying conduct as the Office of the Prosecutor. Pending the decision of the Chamber on the application, investigations into Mr. Saif Al Islam Gaddafi have been suspended pursuant to article 19(7) of the Rome Statute. In March 2012, Mr. Abdullah Al-Senussi was arrested in Mauritania and a request for his surrender to the Court was transmitted to the Mauritanian authorities on 17 March 2012. The Prosecution continues to gather evidence against Mr. Abdullah Al-Senussi. The Prosecution also continues to collect evidence on allegations of gender crimes and will consider requesting arrest warrants in the near future if the evidence collected reaches the threshold established by the Statute.

- Côte d'Ivoire, which is not party to the Rome Statute, accepted the jurisdiction of the Court on 18 April 2003. On 14 December 2010, and again on 3 May 2011, the Presidency of Côte d'Ivoire reconfirmed the country's acceptance of the Court's jurisdiction. On 3 October 2011, Pre-Trial Chamber III granted the Prosecutor's request for authorisation to open investigations proprio motu into the situation in Côte d'Ivoire with respect to alleged crimes within the jurisdiction of the Court committed since 28 November 2010, as well as with regard to crimes that may be committed in the future in the context of this situation. On 23 November 2011, Pre-Trial Chamber III issued a warrant of arrest under seal in the case of The Prosecutor v. Laurent Gbagbo for four counts of crimes against humanity. The arrest warrant against Mr. Laurent Gbagbo was unsealed on 30 November 2011, and Mr. Gbagbo was transferred to the Court's detention centre in The Hague by the Ivorian authorities. On 5 December 2011, Pre-Trial Chamber III held an initial appearance hearing. The hearing on the confirmation of charges is scheduled to commence in autumn of 2012. The Prosecution continues with its investigations of other crimes and will consider requesting arrest warrants in the near future, once the evidence collected reaches the threshold established by the Statute.
- 13. On 18 July 2012, a delegation from the Government of Mali led by the Minister of Justice, H.E. Malick Coulibaly transmitted a letter by which the Government of Mali, as a State Party to the Court, refers "the situation in Mali since January 2012" to the Office of the Prosecutor and requests an investigation to determine whether one or more persons should be charged for crimes committed. The Government of Mali submits that the Malian courts are unable to prosecute or try the perpetrators. The Malian delegation also provided documentation in support of the referral. The referral by the Government of Mali, which is the fourth referral by a State Party, follows the 30 May 2012 decision by the Malian Cabinet to refer the situation to the Court. It is in line with the 7 July 2012 request to the ICC by the ECOWAS Contact Group of Mali (composed of Benin, Burkina Faso, Côte d'Ivoire, Liberia, Niger, Nigeria and Togo) to "launch the necessary enquiries in order to identify the perpetrators of these war crimes and to initiate the necessary legal proceedings against them.". The Prosecutor has instructed her Office to immediately proceed with a preliminary examination of the situation in order to assess whether the Rome Statute criteria stipulated under article 53(1) for opening an investigation are fulfilled.
- 14. In the situation in Uganda, which was opened in 2004, five warrants of arrest have been issued against top members of the Lord's Resistance Army. Following the confirmation of the death of Mr Lukwiya, the proceedings against him have been terminated. The four remaining suspects are still at large. The case of *The Prosecutor v. Joseph Kony, Vincent Otti, Okot Odhiambo and Dominic Ongwen* remains pending before Pre-Trial Chamber II.

1. Assumptions 2013

15. The proposed budget of the Court is based on assumptions that can be accurately estimated at the time when they are agreed upon by the Organs of the Court. However, the unpredictable nature of the Court's judicial work makes it difficult to produce fully reliable assumptions well in advance of the financial period for which the Court is budgeting. The Assembly recognized that such unpredictability was inherent to the nature of the Court's operations and decided to task its Study Group on Governance, in consultation with The Hague Working Group, to engage with the Court and the Committee on Budget and Finance ("the Committee") with a view to enhancing the predictability of the budgetary

process.⁶ In order to address the unpredictability of judicial activities and the necessity to budget only for adequately assumed activities, the Court also decided to add elements of possible scenarios to its assumptions which are not yet reasonably certain to occur but for which a certain level of predictability can be assumed. The preliminary exercise to establish budget scenarios will allow the Court to react quickly to any new developments taking place during the year and to submit to the Assembly, in good time and through the proper channels, supplementary budgets or contingency fund notifications, depending on the timing of the events.

- 16. While awaiting the results of the consultation exercise, the Court decided that it would itself review the assumptions traditionally used in its budgetary exercise. As a consequence, several assumptions were added to previous years' assumptions in order to capture more elements with significant budgetary impact. With more detailed assumptions, the Court maintains its policy of budgeting only for events which it is reasonably certain will occur in 2013. An illustrative example of this practice is that, in the absence of certainty regarding the outcome of the confirmation of charges proceedings in the case of *The Prosecutor v. Laurent Gbagbo*, the Court has not budgeted for any trial activities, since it cannot be assumed that the charges against Mr. Gbagbo will be confirmed. Budgeting for such trial activities would be tantamount to prejudging the Pre-Trial Chamber's decision, which could be considered as a breach of the judicial independence of the Chamber. However, the Court will submit to the Committee in due course an estimated approximate costing of the trial preparation phase in this case.
- 17. Similarly, the Judiciary has made no provision for trial hearings in *Banda/Jerbo* in this budget, since the Trial Chamber has not yet set a trial date. Due to the specific judicial circumstances, an estimated approximate costing of the trial preparation phase has not been possible. Further, the decisions of Trial Chamber V of 9 July 2012 to commence trials in the two *Kenya* cases on 10 and 11 April 2013 respectively, following the Spring Judicial Recess, has triggered a need for additional resources in Major Programmes I and III which have been included in this budget.
- 18. As the Committee has indicated, the Court has reached the point when the expectations on the type and level of activities and on the level of resources are diverging. If faced with substantial budget reductions, the Court runs the risk that budgetary constraints will adversely affect the performance of its judicial and other duties under the Rome Statute.
- 19. The Office of the Prosecutor projects that in 2013 it will conduct seven investigations in seven situation countries, including the recent situation in Côte d'Ivoire. The Office of the Prosecutor will maintain the current case-load of nine residual investigations and will continue the monitoring of at least eight other potential situations.
- 20. The Registry will continue to support the operations of the Judiciary and to provide services to all parties and participants to the proceedings, including the Office of the Prosecutor in accordance with OTP service requests. In particular, the Registry will ensure protection, counselling and other appropriate support to witnesses; assistance to victims in participating in the different phases of the proceedings and seeking reparations; and ensure adequate information about the Court and its proceedings, both at Headquarters as well as in the field. The Registry will contribute to the smooth conduct of hearings by providing essential in-court services, such as security, interpretation and court management and by maintaining secure detention facilities. Furthermore, as the administrative backbone of the entire Organisation, Registry will seek to maximize efficiency and effectiveness by ensuring proper coordination of its activities in all locations of its operations, and will continue to maintain crucial contact with its external stakeholders.
- 21. The Registry anticipates that seven defence teams and twelve victims' representative teams will continue to receive legal aid during 2013 in accordance with the current legal aid scheme.⁹

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⁶ 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), vol. I, Part III, ICC-ASP/10/Res.4, section H.

⁷ Annex III.

⁸ Official Records ... Tenth session ... 2011 (ICC-ASP/10/20), vol. II, part B.2, para. 14.

⁹ See below, in the introduction to MP III, paras. 204-205, regarding proposed changes to the legal aid scheme.

2. Strategic Planning and the 2013 Budget

- 22. The Court is currently in the final stages of preparing its new strategic plan for the years 2013 to 2017. The Court considers 2013 to be a year of transition from the old to the new strategic plan; accordingly, while this budget still follows the logic of its previous strategic plan, elements of the new strategic plan are incorporated. One of the Court's main objectives for the ensuing budget for 2014 is the implementation of the new strategic plan, including in particular an improved link between the Court's budget and its new strategic plan.
- 23. The new Court strategy remains sub-divided into major goals, which are further defined in operational terms as objectives for the years 2013 and 2014 and expected results to be attained through the implementation of the objectives. The Court constantly monitors its strategic plan in order to be able to adjust and update it if and where required.

Table 1: Strategic planning and the 2013 budget

Goal 1: Quality of justice	Goal 2: A well-recognized and adequately supported institution	Goal 3: A model of public administration
Conduct fair, effective and expeditious public proceedings in accordance with the Rome Statute and with high legal standards, ensuring full exercise of the rights of all participants.	Further enhance awareness of, effect a correct understanding of, and increase support for the Court.	Excel in achieving the desired results with minimal resources and through streamlined structures and processes, while maintaining flexibility, guaranteeing accountability and drawing upon sufficient qualified and motivated staff within a caring environment and a non-bureaucratic culture.
1. Conduct 4 to 5 new investigations into cases, within existing or new situations, and at least 4 trials, subject to external cooperation received.	4. Further cultivate a level of awareness and understanding of the Court appropriate to the stage of the Court's activities in affected communities.	8. Become a non-bureaucratic administration focused on results rather than processes, relying on rules where necessary to guarantee rights or minimize risks.
2. Maintain and further develop the system to address all security risks, striving for maximum security of all participants and staff consistent with the Rome Statute.	5. Develop mechanisms to provide for all necessary cooperation, in particular the arrest and surrender of persons, witness protection and the enforcement of sentences.	9. Submit sound, accurate and transparent budget proposals necessitating only minor adjustments to the proposed amount and distribution of resources by the Assembly of States Parties.
3. Develop policies for implementing the quality standards specified in the Statute and the Rules of Procedure and Evidence with respect to all participants in proceedings and persons otherwise affected by the Court's activities, in a manner that is respectful of diversity.	6. Constantly increase support for the Court through enhancing communication and mutual understanding with stakeholders, stressing the Court's role and its independence.	10. Attract, care for, and offer career development and advancement opportunities to a diverse staff of the highest quality.
	7. Ensure publicity of all proceedings for local and global audiences.	11. Continue the development of a common ICC culture.

B. Macroanalysis

24. The following graphic, which presents the Court's budget by activities rather than by major programmes, provides a clear picture of the Court's main focus on judicial and prosecutorial activities. Such activities, including support to victims and witnesses, amount to 60.3 per cent of the Court's budget. Language support in the form of interpretation and translation services represents 5.3 per cent of the budget, while the non-judicial support functions to the Court and infrastructure amount to 23.0 per cent. Finally, "premises" represents 11.4 per cent of the budget and reflects only the requirements for the rent and

¹⁰ Annex IV.

maintenance of the interim premises, over which the Court has no control. It excludes the requirements of the Project Director's Office for the permanent premises project.

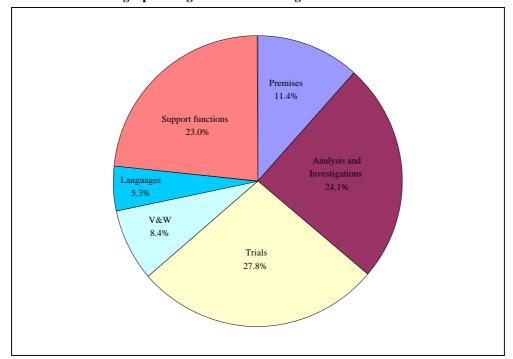


Table 2: Strategic planning and the 2013 budget

25. The table below explains the dynamic evolution of judicial activities in the Court since 2009, and shows how resources move from one situation to another. Accordingly, the provisions for operational support show a steady limited growth over the years, reflecting increases that are consequential on the growth in judicial activities. Greater transparency between operational support and the Court's judicial activities is expected to be achieved once further progress has been made with its cost-accounting system.

Table 3: Strategic dynamic evolution of judicial activities in the Court

Budget in thousands euros and (#cases)	Operational Support	Uganda	DRC	Darfur	CAR	Kenya	LibyaC	ôte D'Ivoire
2009 approved	16,198.90	3,233.40	17,475.40	7,575.60	7,390.50	0	0	N/A
	(9 cases)	(1 case)	(4 cases)	(3 cases)	(1 case)	N/A	N/A	N/A
2010 approved	18,158.30	3,057.80	17,506.10	6,719.10	7,485.90	0	0	N/A
	(11 cases)	(1 case)	(5-6 cases)	(3 cases)	(1-2 cases)	N/A	N/A	N/A
2011 approved	21,927.00	2,269.70	13,499.60	4,728.90	5,653.30	7740.8 ⁽¹⁾	4,072.6 ⁽²⁾	N/A
	(13 cases + 2)	(1 case)	(5 cases)	(4 cases)	(1 case)	(2 cases)	(2 cases)	N/A
2012 approved	19,940.08	1,496.87	9,728.31	3,175.03	2,985.81	7,412.13	2,322.57	3,165.92
	(17 cases)	(1 case)	(6 cases)	(4 cases)	(1 case)	(2 cases)	(2 cases)	(1 case)
2013 proposed	25,127.40	970.70	7,779.00	1777.30	3,412.50	7,721.20	1,710.50	4,583.70
	(18 cases)	(1 case)	(6 cases)	(4 cases)	(1 case)	(2 cases)	(2 cases)	(2 cases)

⁽¹⁾ Includes 2,616 contingency fund notification for possible use of extra resource for Kenya situation for period June to December 2011.

Note: the term "case" is used in the present table in a generic sense and encompasses not only all cases that are in the Pre-Trial, Trial or Appeals stage but also cases that are being investigated by the OTP where no application for an arrest warrant/or summons to appear has been made.

26. Regarding the situations in Uganda and Sudan, after the initial stages, where more resources were required for conducting investigations, presenting and opening cases and establishing the required support structures, the level of expenditure has decreased, since judicial activities are not moving forward due to lack of arrests. In such cases, the Court has

⁽²⁾ Contingency Fund notification for possible use of extra resource for Libya situation for period May to December 2011.

been able to redeploy resources to cover arising needs in other situations and cases, while retaining a minimum infrastructure.

- 27. Conversely, in those situations where judicial activity is ongoing, the required resources reflect the changing needs directly connected to the proceedings, which in some instances may result in increases due to additional cases or cases at different stages in the proceedings, or in decreases, as is the case with the DRC. It is important to note that the different stages of the judicial proceedings also require different levels of support from the Registry on a number of the essential services that it provides to all parties, participants and actors in the proceedings. Overall, it is the level of judicial activity that is the main driver of the Court's budget, thus reflecting its linkage to the core mandate of the institution.
- 28. The situation-related budget components are subdivided into operations and activities related to the field and court-in-session activities, as summarised in the table below.

Table 4: Budget for court-in-session and field activities situations (in € million)

Item	Proposed budget 2013
Court-in-session	
Operational support	13.32
Trial 1 (Lubanga)	3.12
Trial 2 (Katanga/Ngudjolo)	1.71
Trial 3 (Bemba)	1.84
Trials (Ken 1 & 2)	0.11
Subtotal court-in-session	20.10
Field operations and activities	
Operational support	11.70
Situation 1 – Uganda	0.97
Situation 2 – DRC	7.78
Situation 3 – Darfur	1.78
Situation 4 – CAR	3.41
Situation 5 – Kenya	7.72
Situation 6 – Libya	1.71
Situation 7 - Côte D' Ivoire	4.58
Subtotal field operations	39.65
Total	59.75

1. Growth analysis: main cost-drivers for 2013

29. In its 2013 budget proposal, the Court requests additional funds of €9.95 million, or 9.1 per cent. This increase has four major components: common system costs, rent and maintenance of its interim premises, legal aid and hearings for the Kenya situation.

Table 5: Budget 2013 increase – main cost drivers

Item	Increase in € million
Common system cost	3.88
Rent/maintenance interim premises	6.02
Legal Aid	0.90
Kenya hearings	2.04
Reductions	(2.89)
Total	9.95

Table 6: Budget 2013 resource growth by Major Programme

Comparative resource growth Total ICC	* *	ved Budget usands of ei		•	osed Budget usands of eu	Resource growth 2013 vs 2012		
comparative resource growth Foun Fee	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
MP 1: Judiciary	9,041.3	1,242.7	10,284.0	8,721.5	2,713.2	11,434.7	1,150.7	11.2
MP II: Office of the Prosecutor	5,034.7	2,2689	27,723.7	5,247.6	23,415.5	28,663.1	939.4	3.4
MP III: Registry	32,166.8	32,874.9	65,041.7	33,740.7	32,732.7	66,473.4	1,431.7	2.2
MP IV: Secretariat of the Assembly of States Parties	2,777.3	0	2,777.3	2,983.5		2,983.5	206.2	7.4
MP V: Rent and maintenance (Interim premises)	0	0	0.0	6,021.4		6,021.4	6,021.4	
MP VI: Secretariat of the Trust Fund for Victims	563.5	887.1	1,450.6	768.5	890.8	1,659.3	208.7	14.4
MP VII-1: Project Director's Office (Permanent Premises)	1,337.2	0	1,337.2	1,228.2		1,228.2	-109.0	-8.2
MP VII-5: Independent Oversight Mechanism	185.5	0	185.5	289.8		289.8	104.3	56.2
Total	51,106.3	57,693.7	108,800.0	59,001.2	59,752.2	118,753.4	9,953.4	9.1

2. Growth analysis: multi-year cost drivers, 2014 - 2016

30. The table below presents a mid-term plan for the knowable significant multi-year costs drivers of the Court as requested by the Committee: "The Committee has been encouraging the Court to identify known or knowable significant multi-year cost drivers including capital replacement, premises and staff costs and to present them clearly to the Assembly to ensure that there were no surprises when a clearly identifiable expense comes due". 11

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¹¹ Official Records ... Tenth session ... 2011 (ICC-ASP/10/20), vol. II, part B.2, para. 37.

Table 7: Analysis of cost drivers

	2014	2015	2016
Staff costs			
Total staff costs ¹²	66,939,000	69,102,300	71,313,574
Capital investment replacements ¹³			
Vehicles	768,303	579,624	110,328
Equipment	500,000	1,036,359	535,575
Total capital investment replacements	1,268,303	1,615,983	645,903
Premises			
Rent and maintenance of interim premises ¹⁴	6,021,400	6,021,400	1,550,875
2 gv (non-integrated user equipment) ¹⁵	3,300,000	13,500,000	100,000
Staff Budget for Permanent Premises	400,000	400,000	100,000
Estimated interest payment on host State loan ¹⁶	1,659,706	3,627,525	6,970,132
Total cost of ownership permanent premises ¹⁷	0	0	5,745,297
Total premises	11,381,106	23,548,925	14,466,304
Special programmes/projects			
African Union Liaison Office (AULO) ¹⁸	393,000	393,000	393,000
IPSAS implementation ¹⁹	285,200	64,350	0
Total special programmes/projects	678,200	457,350	393,000
Grand total	80,266,609	94,724,558	86,818,781

(a) Common System Costs

- 31. The common system staff costs encompass salaries, allowances and benefits. They are described in the booklet entitled "United Nations Common System of Salaries, Allowances and Benefits", which is available on the website of the ICSC. Other aspects of terms and conditions of service, such as contract durations, etc., do not form part of this common system of salaries, allowances and benefits, although frameworks for such policy matters may be provided by the ICSC. Within the common system, salary scales, as well as certain allowances and benefits, are different for Professional and General Service staff. There are close to 50 organizations that follow the United Nations common system, including the Court.
- 32. The salary calculation methodology used to prepare the 2013 proposed salary scale is consistent with the past and is based on United Nations salary scales. This calculation has resulted in an increase in salary costs, including a minor increase in the post adjustment rate

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¹² A 3.2 per cent increase has been applied to staffing costs as a steady growth on a compounded basis. The projection does not include any potential change in the number of staff.
¹³ Figures have been updated based on CBF/16/5. Additional replacements resulting from the lease negotiation of

¹³ Figures have been updated based on CBF/16/5. Additional replacements resulting from the lease negotiation of the Arc building are still unknown and have not been included.

¹⁴ Assume ICC vacates Interim Premises after Q1 2016, based on current lease agreement.

¹⁵ Official Records ... Tenth session ... 2011 (ICC-ASP/10/20), vol. I, annex II.A. Costs for Box 4 (3 gv) will be part of the construction project budget.

¹⁶ Different scales of assessment will have to be applied to States Parties depending on whether or not they use the

Different scales of assessment will have to be applied to States Parties depending on whether or not they use the one-time payment.

¹⁷ Based on Long-Term Approach (LTA) with Medium Risk. Total Cost of Ownership comprises maintenance costs, but excludes many of the operational costs (e.g. utilities and cleaning). The additional amount requested cannot be evaluated at this stage of the project, but will be clarified in the 2014 proposed programme budget.

cannot be evaluated at this stage of the project, but will be clarified in the 2014 proposed programme budget.

18 Dependent on agreement of the African Union and of the government of Ethiopia, and assuming the AULO is set up in 2013.

¹⁹ ICC-ASP/10/3. IPSAS projections are based on the plan as approved by CBF on the premise that the IPSAS project will be live in 2014 and will be completed by June 2015 upon audit of first IPSAS compliance statement. However, if the FRR changes are not approved by end of 2012, the project will be delayed, with a resultant increase in the staff cost requirement.

and in the salary scheme implemented for Professional staff in the field. The Court has to conform with the United Nations Common System in order to be part of the United Nation Joint Staff Pension Fund (UNJSPF).

33. There are also other common system costs which are shared by the Court on a prorata basis as established by the UN. Such costs include items such as UN/ICC Global shared security operating costs (the membership fee for the United Nations security management system), UN Local shared security operating costs, UN System Electronic Information Acquisitions Consortium (UNSEIAC) costs for sharing the UN databases.

(b) Vacancy rate

34. In light of the past vacancy rate and current trends, the following vacancy rates have been applied to this proposed budget: 5 per cent for Major Programme I, 8 per cent for Major Programme II and 10 per cent for the Registry and all other Major Programmes of the Court. The trend in vacancy rate over the past three years is shown in the table below.

III / tictili	ey race over p	ust thiree year	
MP	2009	2010	2011
I	11.6%	8.0%	2.1%
II	3.7%	6.5%	7.9%
III	11.3%	9.4%	8.2%
IV	66.7%	33.3%	33.3%
VI	37.5%	28.6%	14.3%
VII.1	33.3%	0.0%	0.0%
VII.5		100.0%	100.0%

Table 8: Trend in vacancy rate over past three years

35. As is normal practice in the Court and in organizations following the common system, no vacancy rate has been applied to General Temporary Assistance (GTA), as GTA contracts reflect the foreseen number of staff work-months needed to perform certain activities; and the number of work-months can be used in a flexible and more efficient way to perform tasks within a reduced timeframe (e.g. two staff for six months instead of one for twelve months). Any reductions through the application of a vacancy rate would inevitably result in a shortfall in capacity.

(c) Rent on interim premises

36. With the extension of the lease agreement for the Court's interim premises until 2016, the need arises to provide stakeholders with a clear overview of the interim premises resource requirements (the Arc and Haagse Veste buildings). The new costs of the leases and of maintenance formerly paid by the host State will be a recurrent one, until the Court moves to its permanent premises. The Court proposes to reinstate Major Programme V in order to ensure a transparent disclosure of such costs from 2013 onwards. Major Programme V had originally been introduced in the 2005 proposed programme budget²⁰ in order to provide stakeholders with a clear overview of the resources required by the Court to set up adequate premises for its operations, but was discontinued in 2009.

(d) Capital investments

37. The Court has been continually refining its requirements for capital investment acquisitions and replacements until 2015 in light of the move to its permanent premises, which is scheduled for 2016. As a result, the Court has managed to maximize the efficiency in the use of its available resources and extended investment cycles whenever possible.

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²⁰ Official Records ... Third session ... 2004 (ICC-ASP/3/25), part II.A.2, paras. 22-24.

38. Following past practice, the requirements for capital investment replacements in the Court's proposed programme budget have been prioritized and reduced to the minimum.

(e) Risk Management

- 39. At the December 2011 meeting of the Court's Coordination Council, the Heads of Organs approved a strategy for improving the risk management system of the Court. The strategy consists of two main parts:
- (a) Keep updating the risks and control measures identified during the assurance mapping by the United Nations Office of Internal Oversight Services ("OIOS") in 2011 at the request of the State Parties;
- (b) Develop an improved system in line with the standard practices in the field of risk management.
- 40. Part of the plan included engaging external expertise for 18 months to cover the period for the development of the improved system. However, the budgetary situation for 2012 did not allow the Court to proceed as planned. At its March 2012 meeting, the Coordination Council therefore adopted an approach adapted to the Court's budgetary reality: a minimalist risk register based on the OIOS report and focusing on the major strategic risks is in the process of being established, while a more elaborated development will take place if and when funds are made available in future budgets. This approach at least ensures that the major strategic risks are being managed to the extent possible, bridging the gap to a more comprehensive risk management system in the future.

(f) Efficiency measures

41. In addition to its efforts to achieve efficiencies through cooperation with States, the Court has developed a strategy focused on coordinated internal efforts to achieve greater efficiency. The Court's strategy is developed around the following major areas: managing efficiency and fairness of judicial activities, as well as other activities, including streamlining coordination mechanisms in order to avoid inefficiencies and assess the impact of the current relationships between the Court and its external stakeholders. However, it has become increasingly difficult for the Court to achieve efficiency gains as a result of the current budgetary constraints. It needs to be borne in mind that excessive reductions in resources can themselves create inefficiencies and impair performance.

II. Proposed Programme Budget for 2013

A. Major Programme I: Judiciary

Introduction

- 42. The activities of the Judiciary, comprised of the Chambers and the Presidency, have a profound impact on the perception of the Court as an institution and on the development of international criminal law. Ensuring the ability both of Chambers and of the Presidency to carry out their functions to the highest judicial and professional standards, and with maximum efficiency and effectiveness, is in the fundamental interest of the Rome Statute system.
- 43. In 2013, there will be extensive activity in all divisions of the Judiciary. A minimum of four cases will be in the trial or trial preparation stage. Activities in the Pre-Trial Division will continue. The Appeals Chamber will be hearing up to two final appeals, while judicial activities with regard to reparations, which commenced in 2012, are expected to continue. The aggregate workload of the Pre-Trial Chambers, Trial Chambers and the Appeals Chamber is expected to see a further increase in 2013 compared to 2012.
- 44. The budget for Major Programme I is based on the pre-trial, trial and appeal activities which could be foreseen and accurately costed under the budget assumptions for 2013 as agreed in April 2012 between the Presidency, the Office of the Prosecutor and the Registry, and amended in July due to recent developments in the *Kenya* situation.
- 45. Pre-trial activity in the situations in Libya, Sudan (Darfur) and the Democratic Republic of the Congo (DRC) will continue. In the situation in Côte d'Ivoire, no budgetary provision has been made regarding the case of *The Prosecutor v. Laurent Gbagbo* ("*Gbagbo*"), since the confirmation of charges phase before Pre-Trial Chamber III is not expected to reach a conclusion until late 2012. However, as stated in paragraph 16 above, a cost estimate for trial preparation will be provided in due course.
- 46. As regards trial activity, in the case of *The Prosecutor v Thomas Lubanga Dyilo* ("*Lubanga*") the defendant was convicted in March of this year and sentenced on 10 July 2012, and the Court issued its decision on the principles applicable to reparations on 7 August. It is anticipated that final decisions in the case of *The Prosecutor v Germain Katanga and Mathieu Ngudjolo Chui* ("*Katanga/Ngudjolo*") (decision pursuant to article 74 of the Statute and, as the case may be, sentencing and reparations) will be rendered towards the end of the current year. Provision has also been made for the continuation of the trial of *The Prosecutor v Jean-Pierre Bemba Gombo* ("*Bemba*"), including the extension of the presiding judge's term necessary to complete the proceedings.
- 47. Further, provision has been made for trial proceedings in the cases of *The Prosecutor v. William Samoei Ruto and Joshua Arap Sang* ("Ruto and Sang") and *The Prosecutor v. Francis Kirimi Muthaura and Uhuru Muigai Kenyatta* ("Muthaura and Kenyatta"), ²¹ following Trial Chamber V's scheduling orders of 9 July 2012 setting the dates for the commencement of the trials on 10 and 11 April 2013, respectively. Also in *The Prosecutor v. Abdallah Banda Abakaer and Saleh Mohammed Jerbo Jamus* ("Banda and Jerbo"), provision has been made for a continued trial preparation phase, since it is not currently possible to foresee when the case might move to trial hearings, and therefore to quantify the possible cost.
- 48. Increased judicial activity is foreseen in the Appeals Chamber. In addition to interlocutory appeals and similar proceedings as in previous years, it is anticipated that there will be final appeals against the trial judgment and other decisions in *Lubanga* and *Katanga/Ngudjolo*.²²
- 49. In order to staff the two chambers required for the *Kenya* trials (one for *Ruto and Sang* and one for *Muthaura and Kenyatta*), it is currently foreseen that three of the new judges elected on 11 March 2012 will need to be called to full-time service by the Presidency in the first semester of 2013. The judges will need to be called sufficiently in

²¹ The "Kenya cases": ICC-01/09-01/11 and ICC-01/09-02/11.

²² See further paras. 83-88 below.

advance to be able to familiarize themselves with the case file and to undertake the necessary preparatory steps for the commencement of trial proceedings.

- 50. On the information currently available the budget is based on the assumption that hearings in the two trials could initially run consecutively until the end of 2013. However, the need for parallel trial hearings may arise in the course of the year due to case-specific circumstances and developments in the *Kenya* cases as well as other judicial developments impacting upon the Trial Division's workload that cannot presently be accurately determined.
- 51. It is not possible at this stage to predict if and when the last two of the newly elected judges will need in practice to be called to full-time service by the Presidency. The emerging case-load in 2013, combined with the precise timing of possible trials in *Banda and Jerbo* and *Gbagbo*, may well require additional judges to be called. However, this possibility cannot yet be accurately estimated, given the conservative nature of these assumptions. The Court will inform the Assembly in due course of any developments which could have a material impact on the current estimated budgetary requirements.
- 52. Mindful of possible future changes in workload, the Judiciary will exercise its functions in a manner that makes the most efficient possible use of the resources allocated to it. The current staffing structure and mechanisms in place provide a degree of flexibility allowing the Judiciary to address changing circumstances, although the need for temporary additional resources to cover specific case-related judicial requirements during 2013 cannot be excluded.
- 53. The proposed programme budget for Major Programme I is divided into the Presidency, Chambers and the Liaison Offices. Presidency and Chambers are organs of the Court pursuant to article 34 of the Rome Statute. The New York Liaison Office ("NYLO"), while administratively supported by the Presidency, is a common representative of all the organs of the Court. NYLO further serves the Bureau of the Assembly of States Parties and its New York Working Group. The Strategic Planning Coordinator is an inter-organ resource that serves the Judiciary as well as the Office of the Prosecutor and the Registry, but is included for administrative purposes within the Presidency's budget.

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²³ Possible judicial developments make it likely that in 2014 provision will have to be made for parallel trial hearings to avoid substantial delays in particular cases.

Table 9 Major Programme I: Proposed budget for 2013

Programme I			re Budget 2 nds of euro				oved Budget usands of eu			osed Budget usands of eu		Resource g 2013 vs 2	
Judiciary	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Judges	5,789.1		5,789.1		5,789.1	5,111.9		5,111.9	4,327.3	791.9	5,119.2	7.3	0.1
Professional staff						2,756.3	452.0	3,208.3	3,086.8	509.2	3,596.0	387.7	12.1
General Service staff						804.3	181.8	986.1	901.5	200.2	1,101.7	115.6	11.7
Subtotal staff	3,369.3	512.0	3,881.3		3,881.3	3,560.6	633.8	4,194.4	3,988.3	709.4	4,697.7	503.3	12.0
General temporary assistance	621.2	304.5	925.7	484.1	1,409.8	99.3	608.9	708.2	114.7	1,172.6	1,287.3	579.1	81.8
Temporary assistance for meetin	ıgs												
Overtime													
Consultants	17.9		17.9		17.9	14.4		14.4	25.0		25.0	10.6	73.6
Subtotal other staff	639.1	304.5	943.6	484.1	1,427.7	113.7	608.9	722.6	139.7	1,172.6	1,312.3	589.7	81.6
Travel	142.7		142.7		142.7	159.2		159.2	151.9	39.3	191.2	32.0	20.1
Hospitality	14.1		14.1		14.1	12.0		12.0	17.0		17.0	5.0	41.7
Contractual services						5.0		5.0	5.0		5.0		
Training	10.4		10.4		10.4	10.8		10.8	24.0		24.0	13.2	122.2
General operating expenses	34.4		34.4		34.4	63.3		63.3	63.3		63.3		
Supplies and materials	2.3		2.3		2.3	4.8		4.8	5.0		5.0	0.2	4.2
Furniture and equipment	1.6		1.6		1.6								
Subtotal non-staff	205.5		205.5		205.5	255.1		255.1	266.2	39.3	305.5	50.4	19.8
Total	10,003.0	816.5	10,819.5	484.1	11,303.6	9,041.3	1,242.7	10,284.0	8,721.5	2,713.2	11,434.7	1,150.7	11.2
Distributed maintenance	113.1	28.8	141.9		141.9	124.0	28.0	152.0	116.8	27.0	143.8	10.1	7.1

Table 10: Major Programme I: Proposed staffing for 2013

Jı	ıdiciary	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	P-1	Total P-staff and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic					2	1	21	4		28	1	12	13	41
Existing	Situation-related					1	2		1		4		3	3	7
	Subtotal					3	3	21	5		32	1	15	16	48
	Basic														
New	Situation-related														
	Subtotal														
	Basic														
Redeployed/ Returned	Situation-related														
	Subtotal														
	Total					3	3	21	5		32	1	15	16	48

1. Programme 1100: The Presidency

Introduction

- 54. The Presidency has three strategic priorities for 2013, which reflect its primary areas of responsibility:
- (a) Legal: to carry out its legal and judicial functions under the Statute, including the support of the Judiciary, as efficiently and expeditiously as possible while maintaining the highest legal standards;
- (b) Administrative: to render efficient and transparent administrative and management support to the Judiciary, and to optimize the internal and external governance structure and strengthen the Presidency's strategic leadership within that framework;
- (c) External Relations: to maintain and increase international support for and cooperation with the Court, to encourage full implementation and global ratification of the Rome Statute, and to enhance the coordination of external relations activities within the Court.
- 55. In 2012, the Presidency's achievements under these three functions have included the signing of a number of enforcement and other agreements with States Parties and international organisations, as well as expanding the universality of the Rome Statute. Further, the Presidency has continued to foster the President's administrative oversight of the Court as a whole:²⁴
- (a) In the first months of 2012, the legal team of the Presidency negotiated a number of cooperation agreements, including on the enforcement of sentences, with States and international organizations, of which two have been concluded to date. More are expected to be concluded by the end of the year. Since the beginning of the year, the team has also provided logistical and legal support for four meetings and four plenary sessions of the judges and supported the rendering of six judicial decisions, mostly confidential in nature. These figures are expected to rise further in the course of the year.
- (b) On administrative issues, the Presidency has facilitated the smooth induction of five new judges and their assignment to the judicial divisions. The sixth judge was unfortunately unavailable and will have to be sworn in at a later date. Further, the Presidency continues its efforts to improve the operational and strategic management of the Court, in cooperation with the Registry and the Office of the Prosecutor.
- (c) In the area of external relations, the President and Vice-Presidents have raised awareness of the Court among senior decision-makers, legal communities and civil society. The Presidency has taken the lead in enhancing coordination of efforts among key actors to promote universality of the Rome Statute.
- 56. The legal work of the Presidency includes judicial review of administrative decisions, as well as facilitating the ongoing judicial operations of the Court. In 2013, the Presidency, through its legal function, will continue to support Chambers in their conduct of fair, effective, and expeditious proceedings (Strategic Goal I). Through its legal team, the Presidency assigns judges to divisions, constitutes Chambers, assigns situations and cases to them, addresses requests by judges for excusal from judicial functions, and provides legal support to the judges' plenary sessions. The Presidency is further assisted by its legal team in conducting judicial review of certain decisions of the Registrar, for example concerning matters related to detention, legal assistance, and inclusion on the list of counsel and experts. Additionally, the legal team assists the Presidency with any complaints of misconduct by counsel and elected officials. Anticipating the issuance of two final judgments and possible prison sentences being imposed in 2013, the legal team must continue to prepare the Presidency so that it can fully exercise its enforcement functions under Part X of the Rome Statute and Chapter 12 of the Rules of Procedure and Evidence, namely the enforcement of sentences, forfeitures and other orders.

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²⁴ With the exception of the Office of the Prosecutor (article 38(3)(a) of the Statute).

- 57. The external relations team supports the Presidency in its external relations capacity. As the external face of the Court, ²⁵ the President liaises with States, international organizations and civil society, ensuring that the Court is a well-recognised and supported institution (Strategic Goal 2). The President raises awareness globally about the Court, drawing attention to the Court's mandate and the goals of the Rome Statute, urging States to respect their obligations toward the Court, and encouraging more States to join the Rome Statute. The external relations team further supports the Presidency in its task of coordinating and consulting with the Prosecutor on external relations issues and providing strategic guidance to the Registry and overseeing its external relations and public information activities.
- 58. In his administrative function pursuant to articles 38 and 43 of the Rome Statute, the President exercises strategic oversight of the Registrar, fully supporting the Registry's aim of becoming a model of public administration (Strategic Goal 3). The administrative team assists the President as well as the Presidency in the successful implementation of the Court's internal and external governance structure, as well as coordinating with the Office of the Prosecutor on all matters of mutual concern. The administrative team is also responsible for Judiciary's internal administration and managing the Presidency's and Chambers' budgetary, financial and staff resources. It cooperates with the legal department in the area of policy development for the Court as a whole. The administrative team of the Presidency also facilitates the Judiciary's interaction with States Parties in the context of the Study Group on Governance of the Assembly.

Objectives

Expected results	Performance indicators	Target 2013
Objective 1	- Provide administrative and legal support to the plenary of the judges	100%
Carry out its judicial functions under the Statute, including the support of the Judiciary, as efficiently and	- Progress in the field of international cooperation and enforcement of sentences	Negotiate two Agreements
expeditiously as possible, while maintaining the highest legal standards.	- Manage efficiently applications to the Presidency	All decisions issued within agreed timeline
Objective 2 Maintain and increase support for	 Conduct high-level meetings with States, international organisations and civil society 	100
the Court	 Deliver speeches at major conferences 	10
	 Participate in diplomatic and NGO briefings 	2 + 2
	- Grant interviews and participate in press conferences	15 + 2
Objective 3 Render efficient and transparent	Manage staffing structure of Judiciary under present budgetary constraints	100%
administrative and management support to the Judiciary; optimize	 Facilitate communication and information exchange between Judiciary and Working Groups of the Assembly 	
internal and external governance structure and strengthen	 Strengthen Presidency's strategic leadership and oversight of the Registry 	
Presidency's strategic leadership within that framework	 Optimise internal governance structure 	
	 Assist and advise the President and Vice-Presidents comprehensively and effectively 	
	- Improve consistent external governance structure	
	- Oversee finalization of the Management Control System	

Staff resources

Presidency allowances

59. The proposed programme budget for 2013 makes a provision of €28,000 for funds to cover special allowances for the President, ²⁶ and for the First or Second Vice-President if

²⁵ ICC-ASP/9/34, p. 12.

²⁶ Official Records ... Second session ... 2003 (ICC-ASP/2/10), part III.A.I.B.

acting as President.²⁷ The salaries of the three members of the Presidency have been included in Sub-programme 1200.

Current staffing

- The Chef de Cabinet (P-5) provides leadership and strategic direction for the activities of the Presidency staff. The Legal Adviser (P-4), Legal Officer (P-3 GTA) and Associate Legal Adviser (P-2) are responsible for the coordination and substantive support of the Presidency in its legal and judicial functions, including advising on the legal aspects of the Presidency's administrative functions. The Presidency's external relations functions are supported by the External Relations Adviser (P-3). The Special Assistant to the President (P-3) provides support to the functions of the President relating to the proper administration of the Court, including strategic oversight of the administrative functions of the Registrar and coordination with the Office of the Prosecutor. The Special Assistant is responsible for the preparation and coordination of the President's interaction with the other organs, as well as with the Assembly and its subordinate bodies. The Special Assistant also coordinates the preparation of the Judiciary's budget under the supervision of the Chef de Cabinet. The Associate Administrative Officer (P-2) is responsible for the technical and accounting details of the budget preparation, monitors its implementation and provides financial reporting for Major Programme I. The Associate Administrative Officer also coordinates staffing resources within the Judiciary and oversees the implementation of the internship and visiting professional programme within Presidency and Chambers. The President's Personal Administrative Assistant (GS-PL), the Judges' Focal Point Administrative Assistant (GS-OL) (who provides services for the judges within the Presidency, as well as in Chambers), the Chef de Cabinet's Administrative Assistant (GS-OL), and the Administrative Assistant for External Relations (GS-OL), all provide general administrative and logistical support to the Presidency and Chambers.
- 61. The Presidency is also responsible for enforcement under part X of the Rome Statute and Chapter 12 of the Rules of Procedure and Evidence. Enforcement encompasses the supervision of enforcement of sentences, forfeitures and other orders. In order to efficiently prepare for the eventuality of final sentences being imposed in 2012-2013 and ensuring that monitoring mechanisms will be in place, a Legal and Enforcement Unit was set up within the Presidency pursuant to regulation 113 of the Regulations of the Court. It is staffed by the legal team, and headed by the Legal Adviser (P4). In addition to the other legal functions of the Presidency, the Legal and Enforcement Unit will continue to prepare for the enforcement of sentences, and to negotiate and prepare the conclusion of cooperation and enforcement agreements in 2013.

General temporary assistance

62. In light of the above, and given that the workload in this area is expected to further increase in the near future as the Presidency implements its functions of enforcement of sentences and other orders, it is vital for the efficient and expeditious discharge of the Presidency's legal and judicial functions that the Legal and Enforcement Unit retains the continued support of the GTA P-3 Legal Officer. Mindful of the Committee's recommendation that the number of permanent posts be frozen at its approved 2010 level until a comprehensive review of the Court's structure including a re-justification of all posts has been conducted,²⁸ the Presidency will not seek the conversion of the GTA position into a permanent post in the 2013 budget, but will return to this at a future time.

Strategic Planning Coordinator

63. The Strategic Planning Coordinator (P-3) became part of the Court's staff in 2010. Although provided for in the budget of the Presidency, this position fulfils Court-wide functions in assisting in the creation of a comprehensive risk register for the Court and driving the strategic planning and implementation process forward, and as such is regarded as formally distinct from the general Presidency staff.

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²⁷ Ibid., part III.A.I.C.

²⁸ Official Records ... Ninth session ... 2010 (ICC-ASP/9/20), vol. II, part B.2, para. 81, and Report of the Committee on Budget and Finance dated 22 May 2012 on the work of its eighteenth session (ICC-ASP/11/15), para. 25.

Consultants

64. Given the Presidency's varied workload, the temporary need for expert advice on a range of specialist topics will remain unchanged in the proposed budget. In particular, expert advice may be required on specific items related to the Court's arrangements for the enforcement of sentences. The Legal and Enforcement Unit is expected to require specific expert advice on the issues of divergent national practice as regards conditions and eligibility for early release and any other conditions regarding the length of convicted prisoners' sentence; and on the review practices of prison conditions by international organisations such as the International Committee of the Red Cross.

Non-staff resources

Travel

65. Recurrent. A provision of €180,100 has been included in the Presidency's budget to cover all judges' travel. ²⁹ Of this figure, an estimated €62,700 is assigned to the Presidency, reflecting the funds estimated for meeting the expenses associated with the President's external relations functions, including a provision to cover the cost of staff travelling with the President in the discharge of these functions and any travel of the Vice-Presidents associated with the President's external relations functions.

Training

66. Recognising that training provided with a view to enhancing the specialist expertise of its staff will directly contribute to the achievement of its strategic goals, the Presidency provides funding for specialised training opportunities for its staff. In particular, the present budget includes a provision for specific training for the Legal and Enforcement Unit on matters concerning international provisions and standards on the enforcement of prison sentences, including international treaty instruments on the conditions of detention and the monitoring of those conditions. Such training is essential in light of the Presidency's anticipated activities in 2013 in relation to the enforcement of sentences as a result of judicial developments at the Court. A provision for sufficient training in this regard will have a direct impact on the efficiency and quality with which the Presidency can fulfil its enforcement tasks, thus avoiding, as far as possible, any need for further strengthening of staff resources in this area.

Hospitality

67. Recurrent. A provision of €15,000 has been included in the Presidency's budget to cover necessary hospitality costs associated with visits of Heads of States, ministers and diplomats to the President or the Vice-Presidents. In 2011 the President received a total of approximately 91 separate official visits. This number is likely to remain at a comparable level in 2012 and 2013. Further, the hospitality budget is used to cater for any judiciary-related ceremony such as, in 2012, the reception associated with the swearing-in of judges and the giving of their solemn undertaking. The Presidency also contributes to Court events jointly funded by all three organs.

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²⁹ The figure reflects the Assembly's endorsement of the recommendation of the Committee that the allocation previously reserved for judges' travel in Sub-programme 1200 (Chambers) be included in the Presidency's budget. (*Official Records ... Ninth session ... 2010* (ICC-ASP/9/20), vol. I, part II.E. and vol. II, part B.2.D.1, para. 83.) There is no provision for any site visit in 2013.

Table 11: Programme 1100: Proposed budget for 2013

1100		Expenditur (thousar	e Budget 2 ids of euro				ved Budget 20 usands of euro			sed Budget 20 usands of euro		Resource growth 2013 vs 2012	
The Presidency	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Judges	954.8		954.8		954.8	28.0		28.0	28.0		28.0		
Professional staff						707.8		707.8	793.1		793.1	85.3	12.1
General Service staff						258.9		258.9	283.9		283.9	25.0	9.7
Subtotal staff	846.5		846.5		846.5	966.7		966.7	1,077.0		1,077.0	110.3	11.4
General temporary assista	nce 295.8	-1.8	294.0		294.0	99.3		99.3	114.7		114.7	15.4	15.5
Temporary assistance for	meetings												
Overtime													
Consultants									15.0		15.0	15.0	
Subtotal other staff	295.8	-1.8	294.0		294.0	99.3		99.3	129.7		129.7	30.4	30.6
Travel	121.6		121.6		121.6	150.3		150.3	140.8	39.3	180.1	29.8	19.8
Hospitality	75.7		75.7		75.7	10.0		10.0	15.0		15.0	5.0	50.0
Contractual services													
Training	7.8		7.8		7.8				6.0		6.0	6.0	
General operating expens	es												
Supplies and materials													
Furniture and equipment	1.6		1.6		1.6								
Subtotal non-staff	206.7		206.7		206.7	160.3		160.3	161.8	39.3	201.1	40.8	25.5
Total	2,303.8	-1.8	2,302.0		2,302.0	1,254.3		1,254.3	1,396.5	39.3	1,435.8	181.5	14.5
Distributed maintenance	30.3		30.3		30.3	33.3		33.3	33.4		33.4	3.0	9.9

Table 12: Programme 1100: Proposed staffing for 2013

The 1	Presidency	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	P-1 an	Total P-staff d above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic					1	1	3	2		7	1	3	4	11
Existing	Situation-related														
	Subtotal					1	1	3	2		7	1	3	4	11
	Basic														
New	Situation-related														
	Subtotal														
	Basic														
Redeployed/ Returned	Situation-related														
	Subtotal														
	Total					1	1	3	2		7	1	3	4	11

2. Programme 1200: Chambers

68. Pursuant to article 34(b) of the Rome Statute, Chambers consist of three Divisions: Pre-Trial, Trial and Appeals. The Presidency decides on the assignment of judges to all judicial divisions³⁰ and assigns situations and cases to the Pre-Trial and Trial Divisions. The Appeals Division deals with interlocutory and final appeals against decisions taken in the other divisions.

Pre-Trial Division

- 69. Following the decision by Pre-Trial Chamber III on 3 October 2011 authorizing the Prosecutor to open an investigation pursuant to article 15 of the Rome Statute in Côte d'Ivoire, the Pre-Trial Chambers are currently seized of seven situations, namely Central African Republic, Sudan (Darfur), Democratic Republic of the Congo, Kenya, Uganda, Libya, and now Côte d'Ivoire. In March 2012 the number of Pre-Trial Chambers was reduced by the Presidency from three to two, and the assignment of situations to the Chambers was adjusted accordingly.
- 70. A minimum of six judges are to be assigned to the Pre-Trial Division at all times.³¹ Four of the judges currently assigned to the Division are each assigned to one of the two Chambers. Two of these judges are also assigned to Trial Chambers. One further judge has been assigned to both Pre-Trial Chambers. The sixth judge in the Division has not yet been called to full-time service.³² Since 2009, some judges of the Pre-Trial Division have also been temporarily assigned to the Appeals Division for the purpose of hearing interlocutory appeals.
- 71. Division staff currently consists of twelve posts, namely one P-5 Senior Legal Adviser, six P-3 Legal Officers, ³³ one P-2 Associate Legal Officer, one GS-OL Research Assistant and three GS-OL Administrative Assistants.
- 72. The seven situations of which the Pre-Trial Chambers are seized in 2012 may result in further applications being presented to the Pre-Trial Chambers by parties and participants in the various proceedings in 2013.
- 73. The nature of proceedings before the Pre-Trial Chambers is such that initial appearances, new applications and other requests cannot be foreseen in advance. As a result, the Pre-Trial Division can only draw on the experience of previous years in order to arrive at its assumptions for 2013. Experience having shown the recurring need for additional resources during periods of peak activity, the Division will continue to require the flexibility of GTA funds at P-1/P-2 Assistant/Associate Legal Officer level, so as to provide it with an adequate surge capacity to address efficiently periods of peak activity which do not yet warrant access to the Contingency Fund.
- 74. Compared to the Court's 2012 budget, taken together with the 2012 supplementary budget for the situation in Côte d'Ivoire, the total resources requested for the Pre-Trial Division in the current budget proposal are lower than in last year's request.

Trial Division

75. The Trial Division is currently composed of six judges, three of whom have not yet been called to full-time service. ³⁴ Further, in accordance with articles 36(10) and 39(3)(a) of the Rome Statute, the mandates of six judges have been extended so as to enable them to complete trials in respect of which hearings had already commenced when their original mandates expired. Since the constitution of Trial Chamber V on 29 March 2012 and the referral to it of the *Kenya* cases, ³⁵ the judges have been assigned to five Chambers,

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 $^{^{30}}$ Such decision follows consultation with the judges. See Rule 4bis of the Rules of Procedure and Evidence.

³¹ See article 39 of the Rome Statute.

³² As one of the newly elected judges has not yet been sworn in, the Presidency has not yet been in a position to assign that judge to either the Pre-Trial or the Trial Division.

assign that judge to either the Pre-Trial or the Trial Division.

33 In the interests of efficiency, legal officers are assigned to work on more than one case at the same time, or are even deployed across divisions.

³⁴ One of the newly elected judges has yet to be assigned to a division. See footnote 32 *supra*.

³⁵ Decision constituting Trial Chamber V and referring to it the case of The Prosecutor v. William Samoei Ruto and Joshua Arap Sang, 29 March 2012, ICC-01/09-02/11-406, and Decision referring the case of The Prosecutor

- currently hearing the *Lubanga*, *Katanga/Ngudjolo* and *Bemba* cases, and preparing the *Banda/Jerbo* and both *Kenya* cases. ³⁶
- 76. The staffing of the Trial Division comprises the posts of one P-4 Legal Adviser, seven P-3 Legal Officers assigned to assist the judges,³⁷ one P-2 Associate Legal Officer and one GS-OL Research Assistant, as well as three GS-OL Administrative Assistants.
- 77. The division currently has three ongoing trials, namely *Lubanga*, *Katanga/Ngudjolo* and *Bemba*, and limited supplemental GTA funds approved in the 2012 programme budget have been used to address the additional workload resulting from these proceedings.
- 78. Judgments in *Lubanga* on conviction and sentencing have already been rendered, as has the decision on the principles applicable to reparations. Trial proceedings in *Katanga/Ngudjolo* are expected to conclude in the autumn of 2012, with a judgment under article 74 of the Rome Statute issued in the third quarter of 2012, and followed as appropriate by any decisions on sentencing and reparations.
- 79. In the *Bemba* case, Trial Chamber III is expected to continue hearing the Defence evidence in the first half of 2013. The large number of victims participating in the trial may have an impact on the course of the proceedings, in particular on possible reparations proceedings in the event that the accused is convicted. At this stage, it is expected that the presentation of evidence will conclude towards the middle of 2013, and that the Chamber will issue an article 74 judgment in the fourth quarter of 2013, with possible sentencing and reparations proceedings following thereafter.
- 80. Following the confirmation of charges decision, in March 2011 Trial Chamber IV was constituted and assigned the *Banda/Jerbo* case. Because of complex issues arising during preparations for the trial hearing, it is not possible at present to predict when the hearing will commence.
- 81. On 23 January 2012, Pre-Trial Chamber II issued its decisions on the confirmation of charges in both *Kenya* cases.³⁸ While the Chamber declined to confirm the charges against Mr. Kosgey and Mr. Ali, it confirmed the charges against Mr. Ruto, Mr. Sang, Mr. Muthaura and Mr. Kenyatta and committed them to trial. Given the number of persons committed to trial in the two cases, as well as the overall complexity of the cases, it became clear that Trial Chamber V would require additional resources in order to prepare the cases for trial in an adequate and expeditious manner. These additional requirements were the subject of a Contingency Fund notification submitted to the Committee on Budget and Finance on 1 June 2012. They will continue to be needed in 2013 in order to finalize the trial preparation phase and to continue to assist the two *Kenya* trial chambers during the trial proceedings. These resources have therefore been included in the Chambers' GTA provision.
- 82. While the Trial Division remains mindful of the fact that some resources will be released through the termination of the *Lubanga* and *Katanga/Ngudjolo* trials in 2012, and that these will be available for redeployment to other cases, it is nonetheless clear from experience in 2012 that, in order to avoid procedural delays in cases with multiple accused, large volumes of evidence or large numbers of victims' applications, there will be a recurring need for additional staff resources, and that the Trial Division will require the flexibility of GTA funding over and above the level of additional resources approved for 2012.

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v. Francis Kirimi Muthaura and Uhuru Muigai Kenyatta to Trial Chamber V, 29 March 2012, ICC-01/09-02/11-414.

The Court notes that the creation of only one Trial Chamber for the preparatory stage of the two Kenya cases (Trial Chamber V) serves as an interim solution, allowing the Court to carry out the initial stage of the necessary trial preparation in both cases with the absolute minimum of additional resources, in particular regarding the number of newly elected judges that will need to be called to full-time service in the first semester of 2013.

³⁷ The post of the seventh P-3 legal officer would be assigned to the judge whose swearing-in and assignment to a division is still outstanding. The placement of this resource in the Trial Division reflects the current heavy workload of the division.

³⁸ Decision on the Confirmation of Charges Pursuant to Article 61(7)(a) and (b) of the Rome Statute, ICC-01/09-01/11-373; Decision on the Confirmation of Charges Pursuant to Article 61(7)(a) and (b) of the Rome Statute, ICC-01/09-02/11-382-Red.

Appeals Division

- 83. The Appeals Division is composed of five judges, one of whom is the President of the Court. The principal statutory function of the Appeals Chamber is to hear interlocutory appeals against decisions of the Pre-Trial and Trial Chambers made in the course of proceedings, and final appeals against decisions on acquittal or conviction and sentence, and potentially reparations at the end of a trial. Final appeals involve a substantially greater workload than interlocutory appeals, as the entirety of the trial proceedings may have to be reviewed, and additional evidence may have to be assessed.
- 84. The staff of the Appeals Division comprises one P-4 Legal Adviser, five P-3 Legal Officers, one P-2 Associate Legal Officer, one GS-OL Research Assistant and two GS-OL Administrative Assistants.
- 85. In 2011, the Appeals Chamber decided 19 interlocutory appeals and similar proceedings, arising from the cases of *The Prosecutor v. Lubanga Dyilo, The Prosecutor v. Katanga and Ngudjolo Chui, The Prosecutor v. Bemba, The Prosecutor v. Mbarushimana, The Prosecutor v. Ruto et al., The Prosecutor v. Muthaura et al.* and *The Prosecutor v. Banda and Jerbo.* Between 1 January and 25 May 2012, eight interlocutory appeals and similar proceedings were lodged before the Appeals Chamber. It is anticipated that in 2013 the overall number of interlocutory appeals will remain at approximately the same level as in recent years. It may rise if there are additional situations and cases before the Court.
- 86. In addition, it is expected that during 2013 the Appeals Chamber will hear appeals against the decisions on conviction, sentence and reparations in *The Prosecutor v. Lubanga Dyilo* and the final decisions of the Trial Chamber in *The Prosecutor v. Katanga and Ngudjolo Chui*. The decisions on conviction and sentence in *Lubanga* having been rendered on 14 March and 10 July 2012 respectively, the decision on reparations is expected in early August 2012. It is also anticipated that the final decisions in the *Katanga and Ngudjolo* case will be rendered in the third/fourth quarter of 2012. Any appeal against those decisions will have to be filed within 30 days of notification of the impugned decision or, in the case of *Lubanga*, the notification of the French translation of the decision.
- 87. In light of the anticipated timing of the various decisions of the Trial Chambers in the *Lubanga* and *Katanga and Ngudjolo Chui* cases, it is expected that proceedings in the final appeals will in practice need to proceed in parallel and require two additional GTA resources. The length of these proceedings is difficult to predict. However, it may be noted that, on average, it takes the Appeals Chambers of the ICTY and ICTR which have a developed practice on final appeals, and where many legal issues have been settled through jurisprudence 79 weeks from the filing of the appeal brief (the equivalent of the document in support of the appeal at the ICC) and the delivery of the judgment on appeal. Accordingly, based on the experience at the ICTY and ICTR, and given also that these will the first final appeals to be heard by the ICC Appeals Chamber, it is assumed that the Appeals Chamber will be hearing final appeals from the *Lubanga* and *Katanga and Ngudjolo* cases throughout 2013 at least.
- 88. While other cases before the Court are at the trial stage, it is not currently anticipated that the timing of those cases will generate final appeals leading to additional workload in the Appeals Chamber before 2014.

Objectives

1. Conduct fair, effective, and expeditious public proceedings in accordance with the Rome Statute and high legal standards, ensuring full exercise of the rights of all participants. (SG 1)

Expected results	Performance indicators	Target 2013
Objective Pre-Trial Division	 Shorten time lines between the first appearance of a suspect and the confirmation of charges hearing through: 	Full implementation
	 close monitoring of the disclosure process and imposing strict deadlines especially on the Office of the Prosecutor; ensuring that requests for redactions are presented in a timely and orderly manner by the Office of the Prosecutor to ensure expeditious treatment by the Chamber; 	
	 streamlining the handling of victim applications for participation including through the implementation of a collective application process. 	
	- Prepare cases for trial in the most efficient way and, to this end,	
	 define precisely the scope of the cases to be sent to trial so that charges not supported by sufficient evidence are not confirmed; ensure case file is assembled in the best form to meet the needs of Trial Chambers; 	
	 shorten timelines between confirmation of charges decision and transfer of case file to the Trial Chamber. 	
	 Enhance the sharing of information between the Pre-Trial Chambers in order to develop more efficient practices and common standards; 	
	 Positively affect proceedings at the trial stage by, where possible, resolving issues at the pre-trial stage; 	
	 Ensure that cases not supported by sufficient evidence are not sent to trial in order to achieve judicial economy; 	
	 Support Court "lessons-learned" exercise based on pre-trial experience. 	
Objective Trial Division	 Related to the proceedings: Issue decisions within agreed time-frame; Streamline handling of victim applications for participation in cooperation with the Registry; Support "lessons-learned" exercise based on trial experience (particularly those trials that have concluded) with a view to establishing what practices or procedures of the Trial Division may be amended in order to promote more efficient proceedings. 	Full implementation
	 Related to the internal structure: 	
	 Maintain, as far as possible, flexible work patterns through multiple assignment of legal officers and other legal staff to different cases; In consultation with the Registry, ensure that the Trial Chambers have full access to the procedures, practices and decisions that are adopted in each of the individual cases; Enhance sharing of practices between the Trial Chambers; Ensure that the lines of communication with the relevant sections of the Registry are maintained; 	
	 Further enhance cooperation and communication with Pre-Trial Division in matters of mutual concern, in particular regarding the transfer of case files from the Pre-Trial Chambers. 	
Objective Appeals Division	 Issue decisions and judgments on interlocutory appeals within agreed time frame 	- Decisions and judgments issued on time
Conduct fair, effective, and expeditious interlocutory and	 Progress on work on final appeals within agreed time frame Application and, where necessary, adaption of working methods for the disposal of the first final appeals; 	- Work progressed on time - Working methods for appeals monitored
final appeals in accordance with the	 Preparation and anticipation of procedural and administrative issues in order to guarantee time-efficiency while respecting the rights of the parties 	throughout the year.
Rome Statute and high legal standards, ensuring full	 Monitor working methods for interlocutory appeals and revise, if necessary, in particular in light of experience with hearing interlocutory appeals at the same time as final appeals; 	
exercise of the rights of all participants	 Use of internal standard operating guidelines to ensure (time-)efficient disposal of interlocutory and final appeals 	
	 Use of internal data bases to establish coherent Appeals Chamber jurisprudence on recurrent issues 	

Judges' salaries and entitlements

- 89. The proposed programme budget for 2013 makes provision for the remuneration of 16 full-time judges, as well as their allowances such as pension contributions and education grants, as detailed in Annex V(c). The Annex also includes the additional costs of one judge's relocation. 39
- 90. The terms of office of six judges of the Court expired on 10 March 2012. The terms of certain judges have been extended during 2012 in order to complete current trials. The current assumptions for 2013 foresee the extension of the term of office for one judge pursuant to articles 36(10) and 39(3) of the Rome Statute for nine months in the Trial Division hearing the *Bemba* case. Additional costs will be incurred in 2013 in relation to the relocation of the judge at the expiration of her mandate following the termination of the *Bemba* case.
- 91. Acting pursuant to article 35(3) of the Rome Statute, the Presidency will decide when to call other newly elected judges to full-time service during 2013. On the basis of the current limited assumptions, of the judges elected on 11 March 2012, only one has so far been called to serve on a full-time basis. A further three judges will need to be called in the first semester of 2013. However, as outlined previously (see paras. 16, 17, 45 and 47 above), these assumptions do not take into account possible future developments in the proceedings in *Banda/Jerbo* and Côte d'Ivoire, which may necessitate calling one or more newly elected judges to full-time service in the course of 2013.

Staff resources

Current staffing

92. The Judiciary has continued to develop its efforts to maximise operational flexibility within its established staffing structure so as to address changing workload distribution and to enhance efficiency within and between divisions. Operational staff shortages are addressed wherever possible within the available resources and structure through inter- and intra-divisional loans. Legal support staff are assigned on a needs basis, taking into account the workload of specific Chambers, as well as the need to share expertise with a view to enhancing cooperation and streamlining working methods between Chambers, thereby leading to overall efficiency gains.

General temporary assistance

- 93. *Pre-Trial Division*. Recurrent. The Pre-Trial Division has a generic recurring need for additional resources during periods of peak activity, which by the nature of pre-trial work can arise at very short notice. The Pre-Trial Division is therefore requesting 12 months of GTA funding at Assistant/Associate Legal Officer level P-1/P-2 to cover immediate short-term needs. In particular the increasing workload generated through the Court's victim participation mandate, as well as the division's objective of shortening time lines for labour-intensive disclosure and evidence assessment at particular stages in the pre-trial process, have made this need ever more pressing. Typical tasks of these GTA resources include, but are not limited to: the organization of disclosure of evidence for purposes of confirmation hearings; analysing and summarising the relevant evidence on witness protection issues; preliminary analysis of victims' applications for purposes of participation in the proceedings; legal analysis and preparation of draft decisions or bench memoranda on items such as redaction requests, cooperation issues and jurisdiction challenges, as well as for interlocutory appeals filed by parties in respect of a decision of a Chamber.
- 94. *Trial Division*. Recurrent. Twelve months of additional GTA resources at the P-3 level respectively will continue to be necessary in order to ensure the efficient and expeditious conclusion of cases before the Trial Chambers and to avoid a backlog of work, leading to unnecessary extension of proceedings. In addition, the Trial Division will face the commencement of two trials of unprecedented complexity in the *Kenya* situation, which

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 $^{^{39}}$ The annex, however, makes no provision for the entitlements of the newly elected judge who has yet to be sworn in (see footnotes 32 and 34 supra).

will need to be heard before separate Chambers. Continuation of the resources already requested from the Contingency Fund in May 2012 for the two *Kenya* cases will be essential. Accordingly, two P-3 Legal Officers funded from GTA, three P-1/P-2 Assistant/Associate Legal Officers funded from GTA, and one GS-OL Administrative Assistant will be necessary in order to ensure the efficient and expeditious conduct of proceedings.⁴⁰

- 95. These resources will be required *inter alia* for the following specific activities: analysing and summarising the relevant evidence submitted by the parties; preliminary analysis of victims' applications for the purposes of participation in the proceedings; legal analysis and preparation of draft decisions or bench memoranda on any procedural issue emerging during the proceedings; extensive in-depth research on the law applicable to the crimes charged, as well as on procedural issues; attending trial hearings and preparing procedural minutes of the hearings; liaising with the Registry, parties and participants and drafting instructions for issue by the Chamber; and assisting the judges in drafting parts of the legal and factual sections of the final judgment.
- Appeals Division. Twenty-four months of additional General Temporary Assistance at the P-3 level will be required to cover the additional workload arising from the hearing in parallel of the final appeals in the Lubanga and Katanga and Ngudjolo Chui cases, over and above the normal workload for interlocutory appeals. The Appeals Chamber organizes its legal staff on a team basis. The teams are coordinated by the Senior Legal Adviser. A team of at least three P-grade staff members will be assigned to each final appeal; in addition, a separate team for interlocutory appeals will have to be composed, which should comprise at least two P-grade staff members. Accordingly, given the assumptions for the workload in 2013, at least six P-grade staff are required to cover final appeals, and at least two to cover interlocutory appeals. Thus, two additional staff members at the P-3 level on a GTA basis are required to cover the additional workload. Typical tasks of these GTA resources are largely comparable to those in the Pre-Trial and Trial Chambers and include, but are not limited to: in-depth legal research on substantive and procedural issues raised on appeal; assessing and summarizing the parties' appeals submissions; assisting the judges in drafting parts of the appeals decisions; liaising as necessary with the Registry, parties and participants; participating in meetings of the judges; and preparing and rendering in-court support for appeals hearings.
- 97. It should be noted that the projected requirement of two additional staff members is a very conservative calculation, given that the expected number of interlocutory appeals is likely to remain the same as in previous years, when all current Appeals Chamber staff were available to work on interlocutory appeals. It is therefore likely that in 2013, with only two staff working on interlocutory appeals, the work on certain of such appeals may have to be delayed; in light of past experience, the need for further additional resources may have to be revisited. Nevertheless, in line with a cautious approach to requesting additional resources, the Appeals Chamber will attempt to meet the workload arising from interlocutory appeals with these limited resources.

Consultants

- 98. A provision of &0.000 is made for additional contractual resources in Chambers to provide assistance during peak periods of activity. These additional individual contractors' resources will allow Chambers to efficiently handle the increased workload during such periods. More specifically, the provision is for so-called Short-Term Service Agreements ("SSA"), by which additional individual contractors can be hired for very short periods in order to carry out urgent work during peak periods of activity in the divisions and chambers.
- 99. While the Court is not in a position to predict precise particulars of SSA contracts to be issued in 2013, the provision of €10,000 is based on actual experience in recent years. Contractors hired on an SSA basis are usually used for short periods of a few weeks or months for the following tasks:

⁴⁰ For the particular tasks carried out by the requested staff resources, reference is made to the Court's Contingency Fund notification in the situation in the Republic of Kenya of 1 June 2012.

- (a) assessment of victim participation requests;
- (b) classifying of evidence;
- (c) assessment of redactions; and
- (d) drafting of witness statement summaries.
- 100. In particular, the increasing workload generated through the Court's victim participation mandate, as well as the Trial Chambers' efforts to achieve time efficiencies in the proceedings, generate brief periods of substantially increased workload, which can be met most efficiently through SSA resources.
- 101. Should any other unexpected need arise, every effort will be made to absorb related additional expenses within the 2013 budget before resorting to alternative funding.

Non-staff resources

Training

- 102. Recurrent. Chambers provides funding for specialized training opportunities for its staff, mindful that training with a view to enhancing the specialist expertise of its staff will directly contribute to the achievement of the Judiciary's strategic goals.
- 103. As in previous years, the Judiciary envisages training programmes aimed at the strengthening of capacities and expertise in relation to specialized legal matters for Chambers staff, specifically in the areas of international humanitarian law, international criminal law and human rights law. This is to ensure that Chambers staff are fully aware of any relevant developments in these areas. This will include organising specialized courses on matters such as command responsibility, humanitarian law and the jurisprudence of the various human rights mechanisms (ICCPR, EurConvHR, AmConvHR, AfrChHPR). These courses will be tailored to the specific needs of Chambers staff, with a view to making training as effective and efficient as possible. Chambers staff may also attend relevant training programmes on those subjects offered by research institutes etc. In addition to specialized legal training, Chambers staff may attend training aimed at improving their overall efficiency, such as speed reading, legal drafting and language courses.

Travel

104. In accordance with the recommendations of the Committee, as endorsed by the Assembly, the budgetary provision for judges' travel, has been included in the Presidency's budget.⁴¹ The allotment assigned to the travel of the judges not part of the Presidency reflects the funds estimated for meeting the expenses associated with judges' travel to conferences, workshops or any other essential events on Court-related topics, as well as judges' home leave. There is no provision for any site visit in 2013.

Hospitality

105. Recurrent. A provision of &epsilon1,000 has been included in the Chambers budget to cover necessary hospitality costs associated with visits to judges by diplomatic and other important visitors, such as renowned legal scholars and personalities from the international legal community.

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⁴¹ Official Records ... Ninth session ... 2010 (ICC-ASP/9/20), vol. I part II.E. and vol. II part B.2.D.1, para. 83.

Table 13: Programme 1200: Proposed budget for 2013

1200			ire Budget I ands of euro				ved Budget 2 sands of eur			sed Budget 2 sands of eur		Resource growth 2013 vs 2012	
Chambers	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Judges	4,834.3		4,834.3		4,834.3	5,083.9		5,083.9	4,299.3	791.9	5,091.2	7.3	0.1
Professional staff						1,908.4	452.0	2,360.4	2,139.3	509.2	2,648.5	288.1	12.2
General Service staff						484.8	181.8	666.6	533.9	200.2	734.1	67.5	10.1
Subtotal staff	2,307.6	512.0	2,819.6		2,819.6	2,393.2	633.8	3,027.0	2,673.2	709.4	3,382.6	355.6	11.7
General temporary assistance	325.4	306.3	631.7	484.1	1,115.8		608.9	608.9		1,172.6	1,172.6	563.7	92.6
Temporary assistance for meet	ings												
Overtime													
Consultants	17.9		17.9		17.9	14.4		14.4	10.0		10.0	-4.4	-30.6
Subtotal other staff	343.3	306.3	649.6	484.1	1,133.7	14.4	608.9	623.3	10.0	1,172.6	1,182.6	559.3	89.7
Travel	13.4		13.4		13.4								
Hospitality	0.7		0.7		0.7	1.0		1.0	1.0		1.0		
Contractual services													
Training	2.6		2.6		2.6	10.8		10.8	18.0		18.0	7.2	66.7
General operating expenses													
Supplies and materials													
Furniture and equipment													
Subtotal non-staff	16.7		16.7		16.7	11.8		11.8	19.0		19.0	7.2	61.0
Total	7,501.9	818.3	8,320.2	484.1	8,804.3	7,503.3	1,242.7	8,746.0	7,001.5	2,673.9	9,675.4	929.4	10.6
Distributed maintenance	77.3	28.8	106.1	_	106.1	84.7	28.0	112.7	77.9	27.0	104.9	6.6	6.2

Table 14: Programme 1200: Proposed staffing for 2013

CI	nambers	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL GS-OL	Total GS-staff	Total staff
	Basic							18	2	20	8	8	28
Existing	Situation-related					1	2		1	4	3	3	7
	Subtotal					1	2	18	3	24	11	11	35
	Basic												
New	Situation-related												
	Subtotal												
	Basic												
Redeployed/ Returned	Situation-related												
	Subtotal												
	Total					1	2	18	3	24	11	11	35

3. Programme 1300: Liaison Offices

Introduction

106. The New York Liaison Office (NYLO) contributes to the objectives of the Court by enhancing interaction and facilitating cooperation between the Court and the United Nations. The office is constantly engaged with officials from the United Nations Secretariat and its agencies to resolve issues of operational cooperation and to explore ways of strengthening cooperation between the two organizations. NYLO also monitors and reports on developments of relevance to the Court, intervening where necessary.

107. As judicial, investigative and preliminary examination activities increase, the Court has gained increasing prominence on the United Nations agenda. On an almost daily basis, the work of the Court is discussed by the United Nations General Assembly, the Security Council and other bodies in diverse contexts, including under situation-specific and thematic agenda items. The NYLO, through constant interaction and engagement with key players in these decision-making organs, seeks to ensure that the mandate and work of the Court is respected. The NYLO is administratively supported by the Presidency, but serves and represents all other organs of the Court. It also provides logistical support to the meetings of the Assembly of States Parties, its Bureau and the Bureau's New York Working Group. Furthermore, the NYLO disseminates information and updates reports from the Court to the United Nations community in New York, to keep them abreast of relevant developments within the Court.

108. More specifically, NYLO has direct responsibility for the exchange of information between the Court and the United Nations Secretariat; for organizing and facilitating visits and meetings between Court officials and United Nations officials and representatives from Permanent Missions in New York; for maintaining close contact with Permanent Missions and other civil society organs based in New York; for monitoring discussions at relevant UN meetings; for analyzing UN reports relevant to the work of the Court; for disseminating relevant information on the Court to the Organization and to Permanent Missions in New York; for building networks through sustained and continuous personal contacts with key officials; and for relaying requests from the Court to the Organization and vice-versa, and making the necessary follow-up to ensure implementation. It is the first contact point for enquiries by States (both Parties and non-Parties) represented in New York. Further, the Head of Office attends meetings of the Bureau on behalf of the Court.

Objectives

- 1. Further cultivate a level of awareness and understanding of the Court appropriate to the stage of the Court's activities in affected communities. (SO 4)
- 2. Constantly increase support for the Court by enhancing communication and mutual understanding with stakeholders, stressing the Court's role and its independence. (SO 6)

Expected results	Performance indicators	Target 2013		
Objectives 1 and 2	 Pursue all requests of the Court for cooperation with relevant interlocutors at United Nations Headquarters until completion of requests. 	100% implementation rate		
Well-recognized	 Organize briefings for States in New York. 	3 briefings		
and adequately supported	 Provide support to visiting Court officials. 	6-10 visits		
institution	 Monitor and participate in relevant United Nations meetings, follow up on items bilaterally and provide regular reports to the Court. 	s 1-2 reports every fortnight		
	 Provide input for United Nations reports and resolutions on Court-related subjects. 	Provide input for 5-8 resolutions		
	 Participate and intervene in seminars and discussions on Court-related subjects. 	5 seminars/ workshops		
	 Provide logistical support to the Assembly, its Bureau and the New York Working Group. 	15-20 meetings		

Staff resources

Current staffing

109. The NYLO is currently staffed by one Head of Office (P-5), handling all the substantive work of the office, and one Administrative Assistant (G-5), who provides support on all administrative and logistical matters. Because of the Office's limited staffing, the Head of Office focuses on the most essential tasks of pursuing the most urgent requests for cooperation with the United Nations, establishing and maintaining formal contacts and informal networks with the United Nations Secretariat and Permanent Missions, monitoring and reporting to the Court on United Nations activities of concern to the Court, arranging visits of Court officials to the Organization, and servicing meetings of the Assembly and its subsidiary bodies.

Non-staff resources

110. Recurrent. A provision of €85,400 is made for NYLO running costs, including the rental of the office space, basic office supplies and other expendable materials required for the Office. This amount also covers travel, general operating expenses, supplies, hospitality and contractual services.

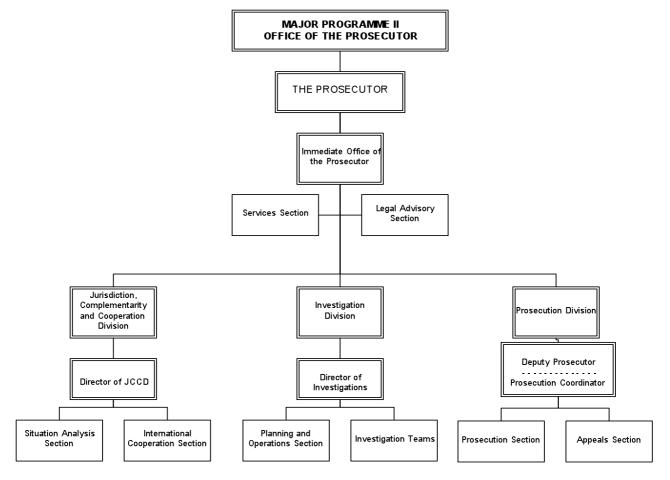
Table 15: Programme 1300: Proposed budget for 2013

1300			re Budget . inds of eur				ed Budget 20 sands of euro		Proposed Budget 2013 (thousands of euro)			Resource growth 2012 vs 2013	
Liaison Offices	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Judges													
Professional staff						140.1		140.1	154.4		154.4	14.3	10.2
General Service staff						60.6		60.6	83.7		83.7	23.1	38.1
Subtotal staff	215.2		215.2		215.2	200.7		200.7	238.1		238.1	37.4	18.6
General temporary assistance													
Temporary assistance for meet	ings												
Overtime													
Consultants													
Subtotal other staff													
Travel	7.7		7.7		7.7	8.9		8.9	11.1		11.1	2.2	24.7
Hospitality						1.0		1.0	1.0		1.0		
Contractual services incl. traini	ing					5.0		5.0	5.0		5.0		
Training													
General operating expenses	34.4		34.4		34.4	63.3		63.3	63.3		63.3		
Supplies and materials	2.3		2.3		2.3	4.8		4.8	5.0		5.0	0.2	4.2
Furniture and equipment													
Subtotal non-staff	44.4		44.4		44.4	83.0		83.0	85.4		85.4	2.4	2.9
Total	259.6		259.6		259.6	283.7	<u> </u>	283.7	323.5		323.5	39.8	14.0

Table 16: Programme 1300: Proposed staffing for 2013

Liais	on Offices	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	P-1	Total P-staff and above	GS-PL	GS-OL	Total GS-staff	Total staff
Existing	Basic					1					1		1	1	2
	Situation-related														
	Subtotal					1					1		1	1	2
New	Basic														
	Situation-related														
	Subtotal														
	Basic														
Returned	Situation-related														
	Subtotal														
	Total					1					1		1	1	2

B. Major Programme II: Office of the Prosecutor



Introduction

- 111. The proposed budget of the Office of the Prosecutor (OTP, or "the Office") for 2013 of € 28.66 million represents 3.4% growth over 2012. This increase is due to forward commitments for common system costs and inflation in travel costs that could not be fully offset by reductions and efficiencies. There are no structural changes envisaged for the Office in 2013. Policies and strategies will only be refined to the extent necessary to increase efficiencies in working practices as in previous years.
- 112. Over the years, the Office has been increasing its productivity without a corresponding increase in its resource requirements. In 2012 the Office:
- (a) absorbed investigations in Ivory Coast, as well as drastically reducing its resource requirements for Libya;
- (b) further reduced its service requirements from the Registry for the third consecutive year, at the operational level;
- (c) delivered year-on-year significant efficiency gains, ⁴² which have been recognised as having substantially contributed to avoiding increases in the annual budget, for example changing modalities of investigative missions, piloting outsourced transcription, cooperating with national law enforcement authorities, etc.
- (d) continued to maximize use of its resources by applying the rotational model of staff across investigations and trials. This model, which is enshrined in the Office Regulations and further refined in the Operational Manual, allows the Office to rotate staff across its investigations and prosecutions in accordance with its needs. The number of

⁴² Seventh Status Report on the Court's progress regarding efficiency measures (CBF/17/5), and the previous reports referred to therein.

investigators, trial lawyers and cooperation advisers in each team evolves throughout the year in order to adapt to the requirements in each case. A regular assessment is made of the resource requirements across all teams and then resources are redistributed according to needs. This results in a very flexible and efficient structure where optimal use is made of resources. If the Office were to maintain fully staffed separate joint teams for each of the seven situations, it would require an additional $\mathfrak{C}3.4$ million, representing a 16% increase in the budget.

- 113. In 2013, the Office will increase its level of activities by comparison with 2012, on the assumption that there will be 18 cases in 2013, compared to 17 the previous year. The Office will achieve this without any increase in the number of staff, thus further demonstrating efficiency gains that facilitate absorption as in previous years. Such absorption represents a compromise between the resources required to achieve maximum possible output (estimated in the region of \in 32.1 million) and, as presented here, those capable of providing an acceptable level of output (\in 28.66 million), without significant repercussions in terms of increasing costs for other aspects of the judicial process, or appearing to tolerate or prolonging impunity by reducing the Office's effectiveness,
- 114. With this 2013 proposal the Office has reached the limit of its absorptive capacity and any further reductions to the resources requested would greatly impact on the aforementioned efficiency/output balance and hamper the Office's capability to deliver on its assumptions. More specifically, further reductions would either result in an investigation being terminated, or further slow down all investigations to levels that would potentially increase costs in other related areas (witness protection; legal representation of victims and witnesses; length of proceedings). The absorption of the budget reductions in 2012 has already required the Office to postpone a number of key recruitments and to terminate a number of GTA positions, which has led to a slowdown in investigations and prosecutions, which can be expected to continue through 2013, given the additional caseload.
- 115. The Office will retain limited capacity for completed cases (*The Prosecutor* v. *Lubanga*, and *The Prosecutor* v. *Katanga/Ngudjolo Chui*), to cover appeals and/or implementation of an adequate exit strategy for the witnesses concerned, and will reassign resources to cover the needs for continued investigations, trial preparations and future trials in the two Kenya cases.
- 116. The number of established posts in the Office remains unchanged in 2013. There will be continued need for GTA capacity, albeit lower than 2012 for ongoing investigations in the seven situations. This GTA capacity will give the Office the flexibility it requires to undertake further investigations and support trial preparations for the cases in Kenya, Darfur and Côte d'Ivoire, as well as the ongoing litigation and appeals in the DRC and Central African Republic cases. In addition, the Office continues to preserve the evidence and galvanize efforts for arrest in residual cases where arrest warrants have not been executed.
- 117. The Office continues to base its activities and strategy on four principles:
 - (a) Focused investigations and prosecutions;
 - (b) Positive complementarity;
 - (c) Interests of victims;
 - (d) Maximizing impact.

In this respect, the annual budget is maintained at a cost-effective level as a result of the policy of focused investigations and prosecutions in accordance with the Statute. Cost effectiveness is also aided by the Office's continuous efforts to maximize the Court's preventive impact by focusing on those who bear the greatest responsibility, as well as by encouraging national proceedings against lower-level perpetrators. In Uganda, the Office has cooperated and shared information with the national prosecutor in the investigation and prosecution of a lower-level LRA perpetrator. The office has also worked in close cooperation and coordination with the judicial authorities of the DRC, Rwanda, France and Germany in its investigation into the FDLR in the Kivus region of the DRC and has benefited from further assistance from the Norway and Netherlands War Crimes Units. Additionally, the Office has shared expertise, contributed to training and provided

assistance to the DRC judicial authorities in charge of investigating crimes under the Court's jurisdiction alleged to have been committed in North Kivu.

118. Building and maintaining support networks for cooperation with States, intergovernmental and non-governmental entities is another key aspect of the Office's activities, as it seeks to enhance cooperation by urging States to streamline national internal processes for handling requests for cooperation. Such enhanced cooperation greatly facilitates the Office's work and reduces costs.

119. The flexible use of resources is the third key element of the Office's work. Expanding or reducing joint teams and moving staff from one team to the other in accordance with needs enables the Office to rotate and thus efficiently use its resources. Integration and increased standardization of the Office has been achieved through the Office Operational Manual, which has codified all aspects of the Office's working methods and procedures.

Table 17: Changes in OTP budget and staff allocation per situation

Budget in euros (# staff*) and (# cases)	Operational Support	Uganda	DRC	Darfur	CAR	Kenya	Libya	Côte d'Ivoire
2009 approved	5,012,700 (9 cases)	898,900 (1 case)	6,124,300 (4 cases)	4,590,500 (3 cases)	4,206,300 (1 case)	N/A	N/A	N/A
2010 approved	5,539,200 (11 cases)	903,800 (1 case)	6,655,400 (5-6 cases)	4,121,400 (3 cases)	4,794,700 (1-2 cases)	N/A	N/A	N/A
2011 approved	6,245,900 (13 cases)	341,800 (1 case)	5,510,800 (5 cases)	2,288,200 (4 cases)	2,122,300 (1 case)	5,026,900 (2 cases)	Contingency Fund ⁴³ 2,225,800 (2 cases)	
2012 approved	5,101,400 (17 cases)	106,500 (1 case)	5,643,900 (6 cases)	2,300,000 (4 cases)	1,444,500 (1 case)	5,044,500 (2 cases)	1,523,900 (2 cases)	Suppl Budget 1,524,000 (1 case)
2013 proposed	7,614,500 (18 cases)	158,400 (1 case)	4,280,400 (6 cases)	1,550,900 (4 cases)	1,620,300 (1 case)	3,855,200 (2 cases)	1,455,000 (2 cases)	2,880,700 (2 cases)

⁴³ Contingency Fund request for Libya situation resources for period May to December 2011.

Table 18: Major Programme II: Proposed budget for 2013

Programme II			enditure 201 sands of eur				ved Budget isands of eu			sed Budget sands of eu		Resource g 2013 vs 2	
Office of the Prosecutor	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						3,694.2	11,778.3	15,472.5	3,750.6	12,677.8	16,428.4	955.9	6.2
General Service staff						997.2	2,937.6	3,934.8	1,179.3	2,852.2	4,031.5	96.7	2.5
Subtotal staff	4,377.6	13,890.0	18,267.6		18,267.6	4,691.4	14,715.9	19,407.3	4,929.9	15,530.0	20,459.9	1,052.6	5.4
General temporary assistance	405.3	4,419.9	4,825.2	995.5	5,820.7	34.0	5,266.2	5,300.2	38.8	5,422.9	5,461.7	161.5	3.0
Temporary assistance for meetin	gs 2.2	2.4	4.6		4.6								
Overtime													
Consultants		215.1	215.1	3.2	218.3		124.3	124.3		81.0	81.0	-43.3	-34.8
Subtotal other staff	407.5	4,637.4	5,044.9	998.7	6,043.6	34.0	5,390.5	5,424.5	38.8	5,503.9	5,542.7	118.2	2.2
Travel	293.8	1,419.5	1,713.3	160.3	1,873.6	206.3	1,901.8	2,108.1	187.0	1,697.1	1,884.1	-224.0	-10.6
Hospitality	8.8	141.7	150.5		150.5	5.0		5.0	5.0		5.0		
Contractual services	11.4	85.2	96.6	4.5	101.1	25.0	245.0	270.0	25.0	327.5	352.5	82.5	30.6
Training	11.0	50.2	61.2		61.2	23.9	31.9	55.8	23.9	32.0	55.9	0.1	0.2
General operating expenses		332.0	332.0	24.0	356.0		370.0	370.0		285.0	285.0	-85.0	-23.0
Supplies and materials	4.8	17.8	22.6		22.6	49.1	13.9	63.0	38.0	10.0	48.0	-15.0	-23.8
Furniture and equipment		46.2	46.2		46.2		20.0	20.0		30.0	30.0	10.0	50.0
Subtotal non-staff	329.8	2,092.6	2,422.4	188.8	2,611.2	309.3	2,582.6	2,891.9	278.9	2,381.6	2,660.5	-231.4	-8.0
Total	5,114.9	20,620.0	25,734.9	1,187.5	26,922.4	5,034.7	22,689.0	27,723.7	5,247.6	23,415.5	28,663.1	939.4	3.4
Distributed maintenance	132.5	698.8	831.3		831.3	145.2	680.1	825.3	133.5	656.3	789.8	-35.5	-4.3

Table 19: Major Programme II: Proposed staffing for 2013

	Office of Prosecutor	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	P-1	Total P-staff and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic	1	2		2	6	8	4	7	2	32	1	15	16	48
Existing	Situation-related					6	21	40	40	15	122		47	47	169
	Subtotal	1	2		2	12	29	44	47	17	154	1	62	63	217
	Basic														,
New	Situation-related														
	Subtotal														,
	Basic														
Redeployed/ Returned	Situation-related												1	1	1
	Subtotal												1	1	1
	Total	1	2		2	12	29	44	47	17	154	1	63	64	218

1. Programme 2100: The Prosecutor

Introduction

- 120. The programme of the Prosecutor comprises the Immediate Office, the Legal Advisory Section (LAS) (Sub-programme 2110) and the Services Section (Sub-programme 2120), which all assist the Prosecutor with the coordination of, and provision of services to, the operational divisions and Joint Teams. It is here that the policies of the Office are evaluated and consolidated. The Executive Committee (regulation 4.2 of the Regulations of the Office of the Prosecutor) advises the Prosecutor on strategic aspects of all operations and activities of the Office, and the Immediate Office acts as its secretariat.
- 121. Through the Executive Committee, the Prosecutor directs the major activities for achieving the objectives of the prosecutorial strategy with a minimum of resources and maximum accountability.
- 122. In this regard, the Immediate Office of the Prosecutor coordinates internal and interorgan activities, ensuring a well-qualified and motivated staff, effective information sharing and the development of a common Court culture.
- 123. The Legal Advisory Section responds to requests for legal advice from the Prosecutor and all operational divisions.
- 124. The Services Section provides high-quality and timely OTP-specific administrative, linguistic and technical services by adopting a flexible approach to meeting clients' needs with minimum resources and by interfacing with the Registry to coordinate seamless common services.

Objectives

- 1. Develop policies for implementing the quality standards specified in the Statute and the Rules of Procedure and Evidence with respect to all participants in proceedings and persons otherwise affected by the Court's activities, in a manner that is respectful of diversity. (SO 3)
- 2. Become a non-bureaucratic administration focused on results rather than processes, relying on rules where necessary to guarantee rights and minimize risks. (SO 8).

Expected results	Performance indicators	Target 2012
Objective 1 - Provision of legal advice including with regard to disciplinary matters, development of the OTP's internal regulatory framework.	The level of satisfaction of OTP clients with legal advice	100% accuracy and satisfaction
 At least 3 strategic policies developed 	Number of policies created	At least 3
 Operational Manual updated 	Percentage of annual updates	> 70%
 Lessons Learned concept institutionalised and percentage of lessons implemented 	Percentage of annual action points implemented	At least 90%
 In liaison with HR, delivery of the annual OTP training plan for staff. 	Proportion of annual training plan implemented	At least 70%
Objective 2 - All OTP-specific language, administrative, budgetary and technical development and improvement objectives for 2012 implemented	Actual proportion of improvements/ developments implemented.	>90%
 Implement strategies to further reduce costs of operations and administration of the Office 	Level of efficiency gains	5% annual budget offset
 No security incident with witness or staff resultant from misprocessing of evidence or disclosure by the Services Section 	Number of security breaches.	zero
 Increased compliance with all OTP regulations (Operations Manual) as result of training and compliance system 	Level of compliance	Increasing year on year

Table 20: Programme 2100: Proposed budget for 2013 (comprises combined figures for Sub-programmes 2110 and 2120)

2100			nditure 201 ands of euro				ed Budget . sands of eu			sed Budget . usands of eu		Resource g 2013 vs 2	
The Prosecutor	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						2,058.0	424.6	2,482.6	2,173.8	448.3	2,622.1	139.5	5.6
General Service staff						630.0	673.2	1,303.2	727.1	646.0	1,373.1	69.9	5.4
Subtotal staff	2,319.1	1,066.0	3,385.1		3,385.1	2,688.0	1,097.8	3,785.8	2,900.9	1,094.3	3,995.2	209.4	5.5
General temporary assistance	287.1	1,313.6	1,600.7	193.1	1,793.8	34.0	1,723.4	1,757.4	38.8	2,090.1	2,128.9	371.5	21.1
Temporary assistance for meetin	gs 2.2	2.4	4.6		4.6								
Overtime													
Consultants		215.1	215.1	3.2	218.3		124.3	124.3		81.0	81.0	-43.3	-34.8
Subtotal other staff	289.3	1,531.1	1,820.4	196.3	2,016.7	34.0	1,847.7	1,881.7	38.8	2,171.1	2,209.9	328.2	17.4
Travel	95.8	188.4	284.2	30.0	314.2	68.2	462.2	530.4	63.5	349.3	412.8	-117.6	-22.2
Hospitality	8.8	141.7	150.5		150.5	5.0		5.0	5.0		5.0		
Contractual services including trai	ning 11.4	8.0	19.4		19.4	25.0	190.0	215.0	25.0	217.5	242.5	27.5	12.8
Training	11.0	37.6	48.6		48.6	23.9	31.9	55.8	23.9	32.0	55.9	0.1	0.2
General operating expenses		5.7	5.7		5.7		10.0	10.0		10.0	10.0		
Supplies and materials	4.8	6.5	11.3		11.3	49.1	13.9	63.0	38.0	10.0	48.0	-15.0	-23.8
Furniture and equipment		38.7	38.7		38.7		20.0	20.0		30.0	30.0	10.0	50.0
Subtotal non-staff	131.8	426.6	558.4	30.0	588.4	171.2	728.0	899.2	155.4	648.8	804.2	-95.0	-10.6
Total	2,740.2	3,023.7	5,763.9	226.3	5,990.2	2,893.2	3,673.5	6,566.7	3,095.1	3,914.2	7,009.3	442.6	6.7
Distributed maintenance	80.0	65.8	145.8		145.8	87.7	64.0	151.8	80.7	61.8	142.4	-9.4	-6.2

Table 21: Programme 2100: Proposed staffing for 2013

The	Prosecutor	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	P-1	Total P-staff and above	GS-PL	GS-OL	Total GS staff	Total staff
	Basic	1				2	5	3	6	2	19	1	9	10	29
Existing	Situation-related							1	1	3	5		11	11	16
	Subtotal	1				2	5	4	7	5	24	1	20	21	45
	Basic														
New	Situation-related														
	Subtotal														
	Basic														
Redeployed/ Returned	Situation-related														
	Subtotal														
	Total	1				2	5	4	7	5	24	1	20	21	45

(a) Sub-programme 2110: Immediate Office of the Prosecutor - Legal Advisory Section

Staff resources

125. There are no new posts requested for this sub-programme.

General temporary assistance

126. Funds are requested as in previous years for five months of GTA at P-2 level to support ad hoc projects or anticipated peaks in workload in relation to the legal advisory capacity of the Office; this capacity remains essential to ensure full implementation and necessary review of the OTP Operations Manual.

Overtime

127. Since the OTP does not use shift work and has managed to compensate the significant majority of necessary overtime through compensatory time off, the Office is of the view that any legitimate claims for paid overtime, which have been insignificant in the past, can be absorbed within the available staffing budget.

Consultancy

- 128. In 2013 the Office will continue to engage situation-related expert advisers and expert witnesses in support of investigations and trials. However, in an effort to reduce this budget line, such hirings will be strictly limited, and as far as possible recourse will be had to pro bono consultants for advisory functions. The Office has therefore reduced the request for consultancy by 34.8% compared to 2012. The reduced amount of €81,000 equates to 6.7 work-months at P-5 level, although the actual level of the consultants will be determined on the basis of the work required and respective consultants' experience. This allocation is foreseen for case developments in Côte d'Ivoire, Central African Republic, Libya and Kenya. The budget remains centralized in the Immediate Office to ensure coordination across the operational divisions.
- 129. In accordance with article 42(9) of the Rome Statute, the Prosecutor continues the appointment of external legal advisers on gender crimes and other issues. As these persons contribute their services on a *pro bono* consultancy basis, their appointment entails no increase in the resources requested.

Non-staff resources

Travel

- 130. In order to raise support and concrete cooperation, at the highest levels, for the Office's investigations and the arrest of individuals sought by the Court, and to contribute to maximizing the impact of the Rome Statute, it is necessary for the Prosecutor to travel. The provision within the Immediate Office has always incorporated travel projections for the Prosecutor, legal advisory, HR and public information staff, as well as for key stakeholders invited to meet with the Prosecutor who are unable to fund the costs of such travel.
- 131. The amount of almost €136,000 for travel represents a decrease (23.5%) compared to 2012. This decrease includes absorption of the travel increases due to inflation and results from a reduction in the number of missions.
- 132. The travel budget comprises missions for the Prosecutor as well as representatives of the Public Information Unit, Legal Advisory Section and OTP- Human Resources Unit and visitors to the Office. The request concerns 37 missions (125 travel-days).

Contractual services

133. An amount of \in 30,000 is requested, as approved last year, to support the public information costs of independent and joint public information missions in the countries of operation. Typical costs incurred relate to radio broadcasts, the rental of appropriate

facilities for press conferences and production and distribution costs of informational material.

Training

134. The training budget remains centralized in the Immediate Office. The training budget has been retained at the level to which it was reduced by the Assembly for 2012. At €55,900 this represents only 0.03% of staff costs, substantially lower than typical organizational ratios, which are in the region of 0.5%. The funds will be utilised to deliver a training schedule in accordance with OTP specific training priorities related primarily to investigations, litigation, appeal, complementarity and cooperation. The Office will, where possible, work with other organizations and national authorities, to ensure maximum cost effectiveness, for example sharing annual advocacy and appellate training costs with the ad hoc tribunals.

Table 22: Sub-programme 2110: Proposed budget for 2013

2110 Immediate Office of the			nditure 201 ands of eur				ed Budget 2 sands of eu			ed Budget 2 sands of eu		Resource g 2013 vs 2	
Prosecutor	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						994.6		994.6	1,043.3		1,043.3	48.7	4.9
General Service staff						324.0		324.0	339.5		339.5	15.5	4.8
Subtotal staff	1,129.2		1,129.2		1,129.2	1,318.6		1,318.6	1,382.8		1,382.8	64.2	4.9
General temporary assistance	216.4		216.4	50.4	266.8	34.0		34.0	38.8		38.8	4.8	14.1
Temporary assistance for meet	ings												
Overtime													
Consultants		215.1	215.1	3.2	218.3		124.3	124.3		81.0	81.0	-43.3	-34.8
Subtotal other staff	216.4	215.1	431.5	53.6	485.1	34.0	124.3	158.3	38.8	81.0	119.8	-38.5	-24.3
Travel	77.8	47.0	124.8	3.9	128.7	55.4	122.4	177.8	41.1	94.9	136.0	-41.8	-23.5
Hospitality	8.8		8.8		8.8	5.0		5.0	5.0		5.0		
Contractual services		6.7	6.7		6.7		25.0	25.0		30.0	30.0	5.0	20.0
Training	11.0	37.6	48.6		48.6	23.9	31.9	55.8	23.9	32.0	55.9	0.1	0.2
General operating expenses													
Supplies and materials													
Furniture and equipment													
Subtotal non-staff	97.6	91.3	188.9	3.9	192.8	84.3	179.3	263.6	70.0	156.9	226.9	-36.7	-13.9
Total	1,443.2	306.4	1,749.6	57.5	1,807.1	1,436.9	303.6	1,740.5	1,491.6	237.9	1,729.5	-11.0	-0.6
Distributed maintenance	38.6		38.6		38.6	42.4		42.4	38.9		38.9	-3.5	-8.2

Table 23: Sub-programme 2110: Proposed staffing for 2013

the P	iate Office of rosecutor / visory Section	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2		Total P-staff d above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic	1				1	1	1	4	1	9	1	4	5	14
Existing	Situation-related														
	Subtotal	1				1	1	1	4	1	9	1	4	5	14
	Basic														
New/ Converted	Situation-related														
	Subtotal														
Redeployed/	Basic														
Reclassified/	Situation-related														
Returned	Subtotal														
	Total	1				1	1	1	4	1	9	1	4	5	14

(b) Sub-programme 2120: Services Section

Staff resources

135. There are no new posts requested for this sub-programme.

General temporary assistance

- 136. The Services Section continues to require GTA resources for translation, revision and field interpretation services in support of the Office's investigative missions. Resources are also required for the knowledge base support in respect of case management and disclosure.
- 137. As concerns the Language Services Unit, the GTA requirement remains necessary to service the many ethnic languages encountered in the collection of evidence, as well as providing working language services to the operational divisions. Provision is made in the amount of 20 FTE for translation and coordination of field interpretation. Of this request, three FTE are provided by established posts and the remaining 17 FTE through flexible GTA work-month provision in the amount of £1,798,000.
- 138. Whilst this resource is requested as GTA, a number of these positions have continued to be needed for several years and would ordinarily have been requested for conversion. Mindful of the Committee's recommendation to freeze the number of established posts at its approved 2010 level until a comprehensive review of the Court's structure including a re-justification of all posts has been conducted, ⁴⁴the Office of the Prosecutor will not seek the conversion of these GTA positions into established posts in the 2013 budget, but will return to this in the future.
- 139. To restrict increases to the minimum in this area, the Language Services Unit continues as previously to budget with some shortfall in resources, and thus has to manage a backlog. It has an estimated 1.57 FTE less than required (compared to 1.48 in 2012). This shortfall equates to 1,211 pages of translation that will need to be made good through efficiency gains and outsourcing where confidentiality allows. The wide range of languages serviced reduces the capacity for absorption compared to previous years.

Functional distribution of translators (GTA and existing posts) and resultant translation capacity based on anticipated 2013 workloads

LANGUAGE					F	E DISTRIBUTI	ON			Total	CAP	ACITY VS DE	MAND
				1	1			1		FTE			
	Translation	Translation /	Translation / Field		Field	Telephone	U	Document	Transcription		Anticipated	Capacity 2012	
		Field	*	0 \ 0	Interpretation	Interpretation	Translation	Summarising	Support (QC)		Translation	(pgs)	Shortfall (pgs)
			1.1	external translations)	(Missions)						Workload		
		Management	(Testing/Training)								(pgs)		
English + French	3.4	1.4	0.2	0.8	0.1		0.1			6	3,624	2,618	-1,006.00
DRC languages	3.3		0.2		1	0.8	0.4	0.2	0.1	6	2,742	2,541	-201.00
KEN languages	0.4	0.5	0.2		0.5	0.4	0.2	0.2	0.1	2.5	262	308	46.00
CAR languages	0.3		0.1	0.2	0.2	0.1	0.1			1	130	231	101.00
CIV languages	0.2				0.1	0.1	0.1			0.5	95	154	59.00
DAR / LBY languages	3			0.5	0.2	0.2	0.1			4	2,520	2,310	-210.00
Total FTE	10.6	1.9	0.7	1.5	2.1	1.6	1	0.4	0.2	20	9,373	8,162	-1,211.00

 $Two\ FTE\ do\ not\ produce\ written\ translations,\ as\ there\ is\ no\ standard\ written\ form\ of\ the\ language.$

140. In addition to the above, the Office requests 34 work-months at GS-OL level, to provide for individual contractor services of freelance field interpreters in support of the active and residual investigations. These personnel are contracted from the roster of field interpreters established by the Field Interpretation Coordinator of the Office for each of the situations, with a focus on ensuring ready availability for all possible language requirements of the given situation. Contractors are engaged for the duration of the missions only and accompany the investigation teams to provide interpretation from ethnic to working languages. The work-months requested have been reduced by 26% from 46 to 34 to cover evidence collection in all situations

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⁴⁴ Official Records ... Ninth session ... 2010 (ICC-ASP/9/20), vol. II, part B.2, para. 81; and Report of the Committee on Budget and Finance dated 22 May 2012 on the work of its eighteenth session (ICC-ASP/11/15), para. 25.

141. Twelve months of P-2 equivalent are requested to provide for an additional Database Coordinator in support of investigations and trials. A key function of this post is to assist Joint and Trial teams with evidence review and disclosure of information (including redacted information) to the defence, to victims and to Registry, in preparation for Court hearings. Detailed tasks include preparation of documents redacted by OTP teams, redacted OCR, redacted metadata, and compliance with the eCourt protocol, as well as preparation of system data reports and bulk updates to OTP work-products such as draft filings. Coordinators also prepare Ringtail and CaseMap databases to support evidence reviews and conduct software training and support for new team members. The work is very resource-intensive. While investigative review activities continue in the DRC situation, substantial volumes of evidence have been accumulated in the Côte d'Ivoire investigation. The resulting additional workload can no longer be absorbed by the two established posts for Database Coordination within the Knowledge Base Unit.

Non-staff resources

Travel

- 142. The section's basic travel budget again provides for eight missions for technical, language and administrative staff to participate in professional conferences.
- 143. The situation-related element of the travel budget shows a very substantial fall. It allows for investigation-related missions for technical support staff of the Information and Evidence Unit and field interpreters (local and international), which necessarily support the investigative missions for all cases at pre-trial and trial phases, and further includes a number of missions to situation countries for the assessment and recruitment of field interpreters. The total number of situation-related missions foreseen for 2013 is 96 (compared to 156 in 2012). Overall, the travel budget has fallen by $\ensuremath{\mathfrak{C}}75,800$, or 21.5%, compared with 2012.

Contractual services

- 144. Major costs for OTP-specific information management projects for 2013 relate to business-process optimization, particularly consultancy services for investigation and prosecution information- management systems: systems to improve efficiency of extracting, digesting and linking the analytical information extracted from team work products and filings (ϵ 12,000); implementation of standardized task management systems and practices (ϵ 44,000); preparation of requirements for management control systems for investigation teams (ϵ 12,000); capacity improvements for handling electronic evidence and data (ϵ 50,000). Overall, these costs have fallen slightly.
- 145. Funds for the outsourcing of translations are required to support the Office's inhouse translation capacity during peaks in activity relating to time-constrained, case-specific workloads and for communications received in languages other than working languages, or where in-house skills are not available. The cost of outsourcing has been steadily increasing year on year, requiring the redeployment of funds from other sources. The provision is thus increased by ϵ 30,000to ϵ 85,000 to cover all situations. This increase is partly offset by the fall in the overall cost of OTP-specific projects, as mentioned in the previous paragraph, and by the reductions in the travel budget,
- 146. An amount of \in 10,000 is also required for the outsourcing of scanning, digitizing and printing of very large evidence items requiring specialized equipment not available or economical to have in-house. This sum will also be used to outsource any large-scale electronic media processing.

General operating expenses

147. This remains at €10, 000 to offset in part the costs of the projects outlined above and to cover freight and carriage costs associated with OTP-specific procurements.

Supplies and materials

148. This includes an amount of €38,000 to maintain annual subscriptions to OTP-specific databases/journals and professional subscriptions (e.g. International Association of

Prosecutors), as well as the purchase of key reference books necessary to support the core activities of the Office. Overall, this budget line shows a reduction of &15,000, or 23.8%, compared with 2012.

Equipment including furniture

149. A provision of €20,000 is required for the Knowledge Base Unit to ensure OTP-specific software upgrades and new applications software to assist the cases, particularly electronic media extractionand more specifically CaseMap and Analysts' Notebook. This budget line also includes €10,000 for the Information and Evidence Unit in respect of the maintenance, replacement and upgrades of OTP-specific mission equipment (for audiovisual/data collection support to investigations).

Table 24: Proposed budget for 2013

2120			nditure 201 ands of eur				ed Budget 2 sands of eu			ed Budget 2 sands of eu		Resource g 2013 vs 2	
Services Section	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						1,063.4	424.6	1,488.0	1,130.5	448.3	1,578.8	90.8	6.1
General Service staff						306.0	673.2	979.2	387.6	646.0	1,033.6	54.4	5.6
Subtotal staff	1,189.9	1,066.0	2,255.9		2,255.9	1,369.4	1,097.8	2,467.2	1,518.1	1,094.3	2,612.4	145.2	5.9
General temporary assistance	70.7	1,313.6	1,384.3	142.7	1,527.0		1,723.4	1,723.4		2,090.1	2,090.1	366.7	21.3
Temporary assistance for meeti	ngs 2.2	2.4	4.6		4.6								
Overtime													
Consultants													
Subtotal other staff	72.9	1,316.0	1,388.9	142.7	1,531.6		1,723.4	1,723.4		2,090.1	2,090.1	366.7	21.3
Travel	18.0	141.4	159.4	26.1	185.5	12.8	339.8	352.6	22.4	254.4	276.8	-75.8	-21.5
Hospitality		141.7	141.7		141.7								
Contractual services	11.4	1.3	12.7		12.7	25.0	165.0	190.0	25.0	187.5	212.5	22.5	11.8
Training													
General operating expenses		5.7	5.7		5.7		10.0	10.0		10.0	10.0		
Supplies and materials	4.8	6.5	11.3		11.3	49.1	13.9	63.0	38.0	10.0	48.0	-15.0	-23.8
Furniture and equipment		38.7	38.7		38.7		20.0	20.0		30.0	30.0	10.0	50.0
Subtotal non-staff	34.2	335.3	369.5	26.1	395.6	86.9	548.7	635.6	85.4	491.9	577.3	-58.3	-9.2
Total	1,297.0	2,717.3	4,014.3	168.8	4,183.1	1,462.3	3,216.0	4,826.2	1,603.5	3,676.3	5,279.8	453.6	9.4
Distributed maintenance	41.4	65.8	107.2		107.2	45.4	64.0	109.4	41.7	61.8	103.5	-5.9	-5.4

Table 25: Sub-programme 2120: Proposed staffing for 2013

Servi	ces Section	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	P-1	Total P-staff and above	GS-PL GS-OL	Total GS-staff	Total staff
	Basic					1	4	2	2	1	10	5	5	15
Existing	Situation-related							1	1	3	5	11	11	16
	Subtotal					1	4	3	3	4	15	16	16	31
	Basic													
New/ Converted	Situation-related													
	Subtotal													
Redeployed/	Basic													
Reclassified/	Situation-related													
Returned	Subtotal													
	Total					1	4	3	3	4	15	16	16	31

2. Programme 2200: Jurisdiction, Complementarity and Cooperation Division (JCCD)

Introduction

- 150. The division contributes primarily to building and reinforcing the strong and extensive network of support and cooperation with States, international organizations and other stakeholders which is necessary in order for the Office to carry out its judicial mandate effectively. The division leads within the Office on matters of jurisdiction, admissibility, interests of victims and cooperation. It channels and coordinates all requests for assistance, negotiates cooperation agreements as appropriate, develops information-sharing networks and galvanizes support for arrests. It coordinates all matters of external relations and conducts the preliminary examination of information on crimes within the jurisdiction of the Court.
- 151. Within the division, in the context of enhancing fair, effective and expeditious proceedings, the Situation Analysis Section provides advice on complex matters of fact and law regarding complementarity, jurisdiction, cooperation and assessment of interests of justice, in particular in terms of interests of victims.

Objectives

- 1. Conduct 4 to 5 new investigations into cases, within existing or new situations, and at least 4 trials subject to external cooperation (SO 1)
 - Annual OTP objective for 2013: Facilitate the conduct of seven full investigations and eight limited investigations; conduct at least seven Preliminary Examinations of Situations pursuant to Articles 15 and 53 of the Statute
- 2. Develop mechanisms to provide for all necessary forms of cooperation, in particular in investigations, arrest and surrender of persons and witness protection (SO 5)
- 3. Enhance communication and management of relations with States and other partners to facilitate better understanding of the Court, in particular its judicial mandate and independence, with a view to maximizing support for and cooperation with the Court. (SO 6)

Expected results	Performance indicators	Target 2013
Objective 1 - Efficient and timely compliance with internal processes for requests for assistance.	Proportion of requests processed in accordance with material, formal and timely requirements: rate of compliance.	> 95%
- Further develop range of providers of information and other types of support including in particular cooperation for investigative/trial purposes and conclusion of agreements/arrangements where required.	Proportion of expected cooperation and support and cooperation arrangements concluded as required	100%
 Provide the Executive Committee with periodic analytical reports on communications received, and issues of jurisdiction, admissibility and/or interests of justice in situations under preliminary examination or investigation. 	Proportion of analytical reports delivered on time and substantiated to the Executive Committee	100%
Objective 3 - Adequate progress made in the implementation of cooperation and arrest strategies developed for each situation.	Actual implementation vs. planned implementation.	100%
Objective 4 - Implementation of annual objectives contained within cooperation and external relations strategies directly involving the OTP.	Actual implementation rate of annual objectives.	100%

Staff resources

152. There are no new established posts requested for this sub-programme.

General temporary assistance

- 153. The division requests two P-2 Associate Cooperation Advisers and one P-2 Associate Situation Analyst to support the cases at investigation and trial (each for 12 work-months). It should be noted that there is less than 0.4 FTE and 0.27 FTE per case for cooperation and situation analysis respectively to support the cases foreseen for 2013. Thus these posts are not for any one case in particular, but to provide the necessary level of support to ensure adequate ongoing analysis and cooperation for the investigative missions and to galvanize efforts for arrest and surrender.
- 154. Provision is also made for twelve months of GS-OL as a Judicial Cooperation Assistant to support the Judicial Cooperation Adviser. The workload in relation to judicial cooperation has increased by almost 100% since 2008, from 150 to 290 requests per annum, all requiring internal coordination as well as follow up with external actors.
- 155. An additional twelve months of GS-OL is requested to provide for a second Administration Assistant to support administration and preparations for the division's missions, in particular relating to external relations and cooperation.

Non-staff resources

Travel

- 156. Overall, the travel budget shows a slight decrease from 2012 of 9.4%, including the absorption of increases due to inflation (higher flight costs and DSA rates⁴⁵). The basic budget comprises missions by the Situation Analysis Section in relation to the situations under preliminary examination. Additionally, it includes travel for the Director of the Division to attend high-level meetings to secure general cooperation from States and international organizations with, or on behalf of, the Prosecutor, and where necessary accompanied by cooperation advisers. The basic budget provides for an average of 2.75 missions per month (cf 4.5 missions in 2012).
- 157. Situation-related missions are requested for the purpose of securing cooperation for all situations and conducting ongoing analysis of the situations under investigation. The number of missions decreases to 79 (cf. 116 in 2012). This provision is for situation-specific analysts and cooperation advisers travelling in advance or in support of investigative missions.

⁴⁵ DSA rates are determined by the UN International Civil Service Commission.

Table 26: Programme 2200: Proposed budget for 2013

2200 Jurisdiction,			nditure 201 ands of eur				ed Budget . sands of eu			ed Budget 2 sands of eu		Resource g 2013 vs 2	
Complementarity and Cooporation Division	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						727.2	882.9	1,610.1	771.5	936.3	1,707.8	97.7	6.1
General Service staff						122.4		122.4	129.2		129.2	6.8	5.6
Subtotal staff	821.0	834.2	1,655.2		1,655.2	849.6	882.9	1,732.5	900.7	936.3	1,837.0	104.5	6.0
General temporary assistance		221.9	221.9	37.9	259.8		97.4	97.4		420.2	420.2	322.8	331.4
Temporary assistance for meeting	ngs												
Overtime													
Consultants													
Subtotal other staff		221.9	221.9	37.9	259.8		97.4	97.4		420.2	420.2	322.8	331.4
Travel	139.8	217.4	357.2	17.7	374.9	119.9	312.1	432.0	108.6	282.9	391.5	-40.5	-9.4
Hospitality													
Contractual services													
Training													
General operating expenses													
Supplies and materials													
Furniture and equipment													
Subtotal non-staff	139.8	217.4	357.2	17.7	374.9	119.9	312.1	432.0	108.6	282.9	391.5	-40.5	-9.4
Total	960.8	1,273.5	2,234.3	55.6	2,289.9	969.5	1,292.4	2,261.9	1,009.3	1,639.4	2,648.7	386.8	17.1
Distributed maintenance	22.1	37.0	59.1		59.1	24.2	36.0	60.2	22.3	34.7	57.0	-3.2	-5.3

Table 27: Programme 2200: Proposed staffing for 2013

risdiction, ementarity and eation Division	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL GS-OL	Total GS-staff	Total staff
Basic				1	1	2	1	1	6	2	2	8
Situation-related						3	2	4	9			9
Subtotal				1	1	5	3	5	15	2	2	17
Basic												
Situation-related												
Subtotal												
Basic												
Situation-related												
Subtotal												
Total				1	1	5	3	5	15	2	2	17
	mentarity and ation Division Basic Situation-related Subtotal Basic Situation-related Subtotal Basic Situation-related Subtotal Subtotal	mentarity and ation Division Basic Situation-related Subtotal Basic Situation-related Subtotal Basic Situation-related Subtotal Subtotal Subtotal	mentarity and ation Division Basic Situation-related Subtotal Basic Situation-related Subtotal Basic Situation-related Subtotal Subtotal Subtotal	mentarity and ation Division USG ASG D-2 Basic Situation-related Subtotal Basic Situation-related Subtotal Basic Situation-related Subtotal Subtotal	mentarity and ation Division USG ASG D-2 D-1 Basic 1 Situation-related Subtotal 1 Basic Situation-related Subtotal Basic Situation-related Subtotal Subtotal	mentarity and ation Division USG ASG D-2 D-1 P-5 Basic 1 1 Situation-related Subtotal 1 1 Basic Situation-related Subtotal Basic Situation-related Subtotal Basic Situation-related Subtotal	mentarity and ation Division USG ASG D-2 D-1 P-5 P-4 Basic 1 1 2 Situation-related 3 Subtotal 1 1 5 Basic Situation-related Subtotal Basic Situation-related Subtotal Subtotal	Marie Mari	Marie Mari	P-staff ation Division	Marie Mari	Marie Mari

3. Programme 2300: Investigation Division

Introduction

158. The division contributes to the quality of justice by supporting the OTP in carrying out impartial and expeditious investigations in accordance with the Rome Statute. It is also responsible for the preparation of the necessary security plans and protection policies for each case with a view to ensuring the safety and well-being of victims, witnesses, Office staff, and persons at risk on account of their interaction with the Court, in adherence with good practices and, when necessary, in cooperation and coordination with the Registry. It provides investigative expertise and support, and assists in the preparation and coordination of field deployment of Office staff.

159. The division also provides factual crime analysis of information and evidence, in support of preliminary examinations and evaluations, investigations and prosecutions.

Objectives

- 1. Conduct 4 to 5 new investigations into cases, within existing or new situations, and at least 4 trials, subject to external cooperation (SO 1)
 - Annual OTP objective for 2013: Conduct at least seven full investigations and eight limited investigations
- 2. Develop policies for implementing the quality standards specified in the Rome Statute and the rules of Procedure and Evidence with respect to all participants in proceedings and persons otherwise affected by the Court's activities in a manner that is respectful of diversity (SO 3)
 - Annual OTP objective for 2013: Guarantee the consistent application of quality standards for the collection and analysis of evidence.
- 3. Maintain and further develop the system to address all security risks, striving for maximum security of all participants and staff consistent with the Rome Statute (SO 2)

Annual OTP objective for 2013: Prevent or manage all foreseeable security risks for staff and other persons at risk on account of their interaction with the Court which fall under the OTP's responsibility. (SO 2)

Expected results	Performance indicators	Target 2013
Objective 1 - Collection and analysis objectives set out in the investigation plan reached.	Planned versus actual collection/analysis	All investigation plans on track unless unforeseen circumstances
 Review and transcription of collected material in support of the case hypothesis and the disclosure performed as planned 	Quality standards met Planned versus actual production of metadata, transcript and review. % of error	> 90% met > 90% on track Less than 10%
Objective 2 - Implementation of quality control systems according to plan	Planned versus actual	Quality control systems fully defined & scheduled parts implemented
Objective 3 - No security incident resultant from inadequate exposure or lack of OTP action	Number of security incidents caused by inadequate exposure or lack of OTP action.	Zero

Table 28: Programme 2300: Proposed budget for 2013 (Combines budget figures for sub-programmes 2320 and 2330)

2300			enditure 201 sands of eur				ved Budget usands of eu			sed Budget usands of eu		Resource g 2013 vs 2	
Investigation Division	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						285.1	7,095.8	7,380.9	300.4	7,661.5	7,961.9	581.0	7.9
General Service staff						122.4	1,836.0	1,958.4	129.2	1,818.6	1,947.8	-10.6	-0.5
Subtotal staff	431.2	8,488.9	8,920.1		8,920.1	407.5	8,931.8	9,339.3	429.6	9,480.1	9,909.7	570.4	6.1
General temporary assistance		1,551.4	1,551.4	578.0	2,129.4		2,022.1	2,022.1		706.1	706.1	-1,316.0	-65.1
Temporary assistance for meeti	ings												
Overtime													
Consultants													
Subtotal other staff		1,551.4	1,551.4	578.0	2,129.4		2,022.1	2,022.1		706.1	706.1	-1,316.0	-65.1
Travel		894.9	894.9	105.4	1,000.3		975.2	975.2		894.8	894.8	-80.4	-8.2
Hospitality													
Contractual services		77.2	77.2	4.5	81.7		55.0	55.0		110.0	110.0	55.0	100.0
Training		12.6	12.6		12.6								
General operating expenses		326.3	326.3	24.0	350.3		360.0	360.0		275.0	275.0	-85.0	-23.6
Supplies and materials		11.3	11.3		11.3								
Furniture and equipment		7.5	7.5		7.5								
Subtotal non-staff		1,329.8	1,329.8	133.9	1,463.7		1,390.2	1,390.2		1,279.8	1,279.8	-110.4	-7.9
Total	431.2	11,370.1	11,801.3	711.9	12,513.2	407.5	12,344.1	12,751.6	429.6	11,466.0	11,895.6	-856.0	-6.7
Distributed maintenance	13.8	448.1	461.9		461.9	15.1	420.1	435.2	13.9	405.4	419.3	-15.9	-3.7

Table 29: Programme 2300: Proposed staffing for 2013

Investig	ation Division	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	P-1	Total P-staff and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic		1		1		1				3		2	2	5
Existing	Situation-related					3	8	31	28	6	76		29	29	105
	Subtotal		1		1	3	9	31	28	6	79		31	31	110
	Basic														
New	Situation-related														
	Subtotal														
	Basic														
Redeployed/ Returned	Situation-related												1	1	1
_	Subtotal												1	1	1
	Total		1		1	3	9	31	28	6	79		32	32	111

(a) Sub-programme 2320: Planning and Operations Section

Staff resources

160. No new posts are requested for 2013; the staffing level remains as approved in 2012.

General temporary assistance

- 161. The GTA provision requested for 2013 has been significantly reduced to 9.3 FTE (60% less than 2012) in this sub-programme of the Investigation Division following the successful pilot of outsourcing transcriptions and also increased efficiency in legal review methods
- 162. Of the above GTA provision, 9.1 FTE or 110 work-months is required for in-house transcription/data-processing. This represents a reduction of 62% compared to 2012, for which 24 FTE were approved, and amounts to a saving of $\[mathebox{\ensuremath{$\circ$}}\]$ Some of this saving will be offset by an increase of $\[mathebox{\ensuremath{$\circ$}}\]$ in contractual services for outsourcing, which is a significantly more cost-effective solution, There is also a saving of $\[mathebox{\ensuremath{$\circ$}}\]$ 300,000 as a result of the transfer of Legal Reviewers to the Prosecution Division (2400), where legal review is now principally centralised and coordinated (see para. 172 below).
- 163. The remaining capacity of 9.1FTE is due to the lack of (reliable) outsourcing possibilities for the transcription of witness statements and/or evidence obtained in ethnic languages. As indicated, this GTA capacity will also provide for the necessary meta-data processing and/or legal review of documents for the investigations.
- 164. In addition, provision for the equivalent of two work-months at the P-2 level is required for the contracting of Psycho-social Experts, from the roster maintained by the Children and Gender Unit, as individual contractors to support the investigators with the necessary pre-interview assessment of children and traumatised witnesses in the field.

Non-staff resources

Travel

- 165. Travel provision in the reduced amount of €242,652 (22.8% less than 2012) is requested for the representatives of the Investigative Planning and Operations Section, for the following purposes:
- (a) Missions for advanced analysis and ongoing crime analysis in support of investigative work;
- (b) Missions for the Associate Victims Expert and/or psychological experts from the roster to perform pre-interview assessments and/or assist with the interviewing of highly traumatized victims/witnesses by the investigators;
- (c) Missions for the purpose of developing risk assessments, protection strategies and ensuring the compliance and operational effectiveness of the systems in place and dealing with emergency situations thus ensuring the security of field personnel, witnesses and intermediaries;
- (d) Missions of field personnel supporting the investigations and conducting witness-management tasks for all active and residual cases;
- (e) Forensic investigation missions in support of the situations under investigation or at the trial phases.
- 166. Provision is made for a total of 79 missions.

Contractual services

167. The amount of €110,000 is required to support continued outsourcing of working and non-working language transcription in support of trial preparations, evidence collection and analysis, double the cost for the previous year. However, as explained in paragraph 167 above, this increase is a consequence of reducing the GTA capacity for the same services

and implementing the significantly more cost-effective outsourced transcription solution for case-specific languages wherever possible.

Table 30: Sub-programme 2320: Proposed budget for 2013

2320			nditure 201 ands of eur				ed Budget 2 sands of eu			ed Budget 2 sands of eu		Resource g 2013 vs 2	
Planning and Operations — Section	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						285.1	3,009.6	3,294.7	300.4	3,111.3	3,411.7	117.0	3.6
General Service staff						122.4	1,530.0	1,652.4	129.2	1,495.6	1,624.8	-27.6	-1.7
Subtotal staff	431.2	4,060.9	4,492.1		4,492.1	407.5	4,539.6	4,947.1	429.6	4,606.9	5,036.5	89.4	1.8
General temporary assistance		1,263.0	1,263.0	405.2	1,668.2		1,638.1	1,638.1		659.5	659.5	-978.6	-59.7
Temporary assistance for meeti	ings												
Overtime													
Consultants													
Subtotal other staff		1,263.0	1,263.0	405.2	1,668.2		1,638.1	1,638.1		659.5	659.5	-978.6	-59.7
Travel		312.4	312.4	15.4	327.8		314.5	314.5		242.7	242.7	-71.8	-22.8
Hospitality													
Contractual services		75.1	75.1	4.5	79.6		55.0	55.0		110.0	110.0	55.0	100.0
Training		6.8	6.8		6.8								
General operating expenses													
Supplies and materials		6.5	6.5		6.5								
Furniture and equipment		1.0	1.0		1.0								
Subtotal non-staff		401.8	401.8	19.9	421.7		369.5	369.5		352.7	352.7	-16.8	-4.5
Total	431.2	5,725.7	6,156.9	425.1	6,582.0	407.5	6,547.2	6,954.7	429.6	5,619.1	6,048.7	-906.0	-13.0
Distributed maintenance	11.0	234.3	245.3		245.3	12.1	228.0	240.1	11.1	220.0	231.2	-8.9	-3.7

Table 31: Sub-programme 2320: Proposed staffing for 2013

	nning and tions Section	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL GS-O	Total L GS-staff	Total staff
	Basic				1		1			2		2 2	4
Existing	Situation-related					2	2	12	15	31	2	4 24	55
	Subtotal				1	2	3	12	15	33	2	6 26	59
	Basic												,
New	Situation-related												
	Subtotal												
	Basic												
Redeployed/ Returned	Situation-related											1 1	1
_	Subtotal											1 1	1
	Total				1	2	3	12	15	33	2	7 27	60

(b) Sub-programme 2330: Investigation Teams

Staff resources

- 168. There are no requests for new posts within this sub-programme.
- 169. The majority of resource needs are met through the rotation of investigation staff from other investigative cases moving to pre-trial and trial phases. This essentially involves the deployment of personnel from one case to another on both long- and short-term bases: as investigative activity decreases in one case, analysts and investigators are moved to other more resource-intensive cases. Thus there is a continuing dynamic development of the teams over the duration of the investigative and trial phases.
- 170. This modality is a compromise between a modular solution, which would provide maximum capacity and optimal pace for all cases in parallel and the more cost-effective rotation solution that provides a lesser capacity whilst maintaining an acceptable pace. It is estimated that this approach saves the Office in the region of ϵ 3.4 million.
- 171. Planning and control to implement this rotation model is key, and is overseen by the Investigations Coordinator. This also works across different programmes of the Office, with Investigators moving to the Prosecution Division to support litigation where necessary and returning to the Investigation Division as the trial proceeds to the defence and appeals phases. This model is supplemented by GTA resources where necessary, as in the case of the CAR and Libya situations in previous years.
- 172. In the context of the inter-programme rotation described above, in 2013 one established P-3 Investigator position returns from the Prosecution Division, to which it had been reassigned in 2012 to fulfil a Trial Lawyer function. This is reflected as redeployment in the staffing table, with an increase in sub-programme 2330 being offset by a reciprocal decrease in sub-programme 2410, the net effect being budget-neutral. In addition there is one P-3 Investigator (sub-programme 2330) created by the redeployment of the vacant Planning and Control Officer post from sub-programme 2320 early in 2012, the Planning and Control function now being shared between the P-5 Investigations' Coordinator (2330) and the P-5 Head of Planning and Operations (2320). This is also budget-neutral, reflecting a reciprocal transfer between 2320 and 2330.

General temporary assistance

- 173. The GTA request for this sub-programme is reduced significantly from $\[mathebox{\ensuremath{\mathfrak{C}}}384,000\]$ to $\[mathebox{\ensuremath{\mathfrak{C}}}46,600\]$.
- 174. With the redeployment of the two established P-3 posts outlined above, there are sufficient established post resources to support the rotation model for the case-load foreseen in 2013.
- 175. The retained amount of €46,600 is required in support of the of the continuing War Crimes Unit and law enforcement network exchanges. This is also 50% less than approved in previous years.

Non-staff resources

Travel

176. The provision for this budget line amounts to 652,143 (1.3% less than in 2012). Travel of investigators is essential to evidence collection and thus the timely advancement of the investigation and in order to preserve the evidence by way of witness management in the residual cases (where arrest warrants are pending), thus safeguarding the investments made and the integrity of the case in the event of subsequent arrest and surrender. The Office has in previous years managed to absorb inflation increases related to travel through adapting travel modalities to maintain the most effective balance between flight and DSA costs; thus this additional reduction for 2013 will present some implementation challenges.

General operating expenses

177. This budget line relates solely to costs necessarily incurred by witnesses attending interviews, and costs relating to the Office's duty of care towards witnesses assisting the cases (including active investigations, trials and the remaining residual cases). With the Office successfully limiting the number of witnesses to the absolute minimum and reducing security risks by involving witnesses as late as possible in the investigation, there is an opportunity to reduce long-term costs. Thus provision is made for &275,000 in 2013, a reduction of &85,000, or 23.6%, over 2012.

Supplies and materials

178. The Office has ceased provision for field clothing and mission kits in 2013, although this does not preclude a request for replacement costs in subsequent budget proposals.

Table 32: Sub-programme 2330: Proposed budget for 2013

2330			nditure 201 sands of eur				ved Budget i usands of eu			sed Budget I sands of eu		Resource g 2013 vs 2	
Investigation Teams	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff							4,086.2	4,086.2		4,550.2	4,550.2	464.0	11.4
General Service staff							306.0	306.0		323.0	323.0	17.0	5.6
Subtotal staff		4,428.0	4,428.0		4,428.0		4,392.2	4,392.2		4,873.2	4,873.2	481.0	11.0
General temporary assistance		288.4	288.4	172.8	461.2		384.0	384.0		46.6	46.6	-337.4	-87.9
Temporary assistance for meetin	gs												
Overtime													
Consultants													
Subtotal other staff		288.4	288.4	172.8	461.2		384.0	384.0		46.6	46.6	-337.4	-87.9
Travel		582.5	582.5	90.0	672.5		660.7	660.7		652.1	652.1	-8.6	-1.3
Hospitality													
Contractual services		2.1	2.1		2.1								
Training		5.8	5.8		5.8								
General operating expenses		326.3	326.3	24.0	350.3		360.0	360.0		275.0	275.0	-85.0	-23.6
Supplies and materials		4.8	4.8		4.8								
Furniture and equipment		6.5	6.5		6.5								
Subtotal non-staff		928.0	928.0	114.0	1,042.0		1,020.7	1,020.7		927.1	927.1	-93.6	-9.2
Total		5,644.4	5,644.4	286.8	5,931.2		5,796.9	5,796.9		5,846.9	5,846.9	50.0	0.9
Distributed maintenance	2.8	213.8	216.6		216.6	3.0	192.0	195.1	2.8	185.3	188.1	-7.0	-3.6

Table 33: Sub-programme 2330: Proposed staffing for 2013

Investi	gation Teams	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	P-1	Total P-staff and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic		1								1				1
Existing	Situation-related					1	6	19	13	6	45		5	5	50
	Subtotal		1			1	6	19	13	6	46		5	5	51
	Basic														,
New	Situation-related														
	Subtotal														
	Basic														
Redeployed/ Returned	Situation-related														
_	Subtotal														
	Total		1			1	6	19	13	6	46		5	5	51

4. Programme 2400: Prosecution Division

Introduction

- 179. The Prosecution Division is central to the core business of the Court, namely the conduct of fair, effective and expeditious public proceedings in accordance with the Rome Statute. It is responsible for litigating cases before the Chambers of all three judicial divisions, preparing all written submissions to the Chambers and participating in investigative and case-preparatory activities in the Joint Teams.
- 180. The Prosecution Division comprises the Prosecution Teams and the Appeals Teams, assisted by case managers and trial support staff. The effective deployment of resources and standardisation of case preparations and filings is overseen by the Prosecutions Coordinator

Objectives

1. Conduct 4 to 5 new investigations into cases, within existing or new situations, and at least 4 trials subject to external cooperation (SO 1)

Annual OTP objective for 2013: Conduct at least seven full investigations and eight limited investigations and at least five trials (including appeals)

Expected results	Performance indicators	Target 2013
Objective 1 - High-quality and compact applications delivered within the stipulated time frames.	 Rate of acceptance of submissions and granting of requests by the Chambers. 	≥ 80%
Efficient presentation of evidence before the Pre-Trial and Trial Chambers.	 Time in which Prosecution case is presented (actual court days) for each case. Number of witnesses per case maintained at lowest levels to minimize exposure. 	≤ 6 months Minimum possible - at least comparable to current trial average (30-35)

Staff resources

- 181. There are no new posts requested for the Prosecution Division in 2013.
- 182. In accordance with the inter-programme rotation model, to meet operational needs from existing resources, one P-3 post is returned to Investigation Division following completion of the litigation work and the need for more investigative capacity through personnel with the necessary experience and profile.

General temporary assistance

- 183. There is an increase in the GTA resources required by the Division owing to the move from advanced investigation to case and trial preparation phases. This is in addition to the requirements for the ongoing trial of *The Prosecutor v. Bemba* in 2013, as well as appeals foreseen in cases of *The Prosecutor v. Lubanga* and *The Prosecutor v. Katanga/Ngudjolo Chui*, which already exceed the capacity of the established post resources and require supplementary GTA resources for 2013. The GTA resources are requested as follows:
 - (a) Kenya I & II Teams (advanced (pre-) trial preparations)
 - (i) One Senior Trial Lawyer (P-5) for 12 months;
 - (ii) One Trial Lawyer (P-4) for 12 months each;
 - (iii) Two Assistant Trial Lawyers (P-1) for 12 months each
 - (iv) Two Legal Reviewers (GS-OL) for 12 months each
 - (v) All other pre-trial team resources are provided through established posts, resulting in a total team of 17 staff for two cases with multiple accused. Any trial activity in 2013 will be absorbed within this capacity.

(b) CAR Team

- (i) One Trial Lawyer (P-3) for 12 months
- (ii) One Associate Trial Lawyer (P-2) for 12 months;
- (iii) One Assistant Trial Lawyer (P-1) for 12 months;
- (iv) One Legal Reviewer (GS-OL) for 12 months.
- (v) All other trial team resources are provided through established posts, resulting in total team of nine staff for the ongoing case of The Prosecutor vs Jean Pierre Bemba.

(c) Libya I/II Team

- (i) One Trial Lawyer (P-4) for 12 months;
- (ii) One Trial Lawyer (P-3) for 12 months;
- (iii) One Assistant Trial Lawyers (P-1) for 12 month;
- (iv) One Case Manager (P-1) for 12 months.
- (v) These functions are carried over in part from the Contingency Fund provision allocated in 2011 and approved in the 2012 budget. All other pre-trial team resources are provided through established posts, resulting in a total team of four staff for two cases with multiple accused. This resource will also support any additional investigations in the Libya case in 2013.

(d) DRCIII/IV/V

- (i) One Trial Lawyer (P-3) for 12 months;
- (vi) One Legal Reviewer (GS-OL) for 12 months
- (vii) All other pre-trial team resources are provided through established posts resulting in total team of five staff for three cases under investigation.

(e) Côte d'Ivoire I/II

- (i) Two Trial Lawyers (P-3) for 12 months;
- (ii) One Assistant Trial Lawyer (P-1) for 12 months;
- (iii) One Case Manager (P-1) for 12 months;
- (iv) One Legal Reviewer (GS-OL) for 12 months.
- $\left(v\right)$. All other pre-trial team resources are provided through established posts, resulting in total team of 11 staff for two cases. Any trial activity in 2013 will be absorbed within this capacity
- 184. These positions, with the exception of one P-5 and one P-4, represent staff who are already contracted by the Office, using the flexibility afforded by the Assembly to meet priority needs through existing resources, and reflecting the continuing trend of lower expenditure on GTA in programme 2300 compared to the increasing need in programme 2400.
- 185. As explained in paragraph 167 above, €300,000 of this cost is offset by the transfer of Legal Reviewers from sub-programme 2320 to 2400, as such review is now primarily centralized and coordinated in the Prosecution Division.
- 186. Whilst these additional resources are requested as GTA, there are a number of these positions that have continued to be needed for several years and would ordinarily have been requested for conversion to established posts (situation-related). Mindful of the Committee's recommendation to freeze the number of permanent posts at its approved 2010 level until a comprehensive review of the Court's structure including a re-justification

of all posts has been conducted, ⁴⁶ the Office of the Prosecutor will not seek the conversion of these GTA positions into established posts in the 2013 budget, but will return to this at a future date.

Non-staff resources

Travel

187. Travel is requested not only for Joint Team missions in support of the investigations, but also for the representative functions performed by the Deputy Prosecutor aimed at broadening understanding of, and cooperation for, the Office's activities.

188. Provision for 2013 is increased by 8.5% in 2013 and is foreseen for a total of 49 missions (cf 70 in 2012).

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⁴⁶ Official Records ... Ninth session ... 2010 (ICC-ASP/9/20), vol. II, part B.2, para. 81; and Report of the Committee on Budget and Finance dated 22 May 2012 on the work of its eighteenth session (ICC-ASP/11/15), para. 25.

Table 34: Programme 2400: Proposed budget for 2013

2400			nditure 201 ands of eur				ved Budget i sands of eu			ed Budget i sands of eu		Resource gr 2013 vs 2	
Prosecution Division	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						623.9	3,375.0	3,998.9	504.9	3,631.7	4,136.6	137.7	3.4
General Service staff						122.4	428.4	550.8	193.8	387.6	581.4	30.6	5.6
Subtotal staff	806.3	3,500.9	4,307.2		4,307.2	746.3	3,803.4	4,549.7	698.7	4,019.3	4,718.0	168.3	3.7
General temporary assistance	118.2	1,333.0	1,451.2	186.5	1,637.7		1,423.3	1,423.3		2,206.5	2,206.5	783.2	55.0
Temporary assistance for meeti	ngs												
Overtime													
Consultants													
Subtotal other staff	118.2	1,333.0	1,451.2	186.5	1,637.7		1,423.3	1,423.3		2,206.5	2,206.5	783.2	55.0
Travel	58.2	118.8	177.0	7.2	184.2	18.2	152.3	170.5	14.9	170.1	185.0	14.5	8.5
Hospitality													
Contractual services													
Training													
General operating expenses													
Supplies and materials													
Furniture and equipment													
Subtotal non-staff	58.2	118.8	177.0	7.2	184.2	18.2	152.3	170.5	14.9	170.1	185.0	14.5	8.5
Total	982.7	4,952.7	5,935.4	193.7	6,129.1	764.5	5,379.0	6,143.5	713.6	6,395.9	7,109.5	966.0	15.7
Distributed maintenance	16.6	147.9	164.5		164.5	18.2	160.0	178.2	16.7	154.4	171.1	-7.1	-4.0

Table 35: Programme 2400: Proposed staffing for 2013

Prosecu	tion Division	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	P-1	Total P-staff and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic		1			3					4		2	2	6
Existing	Situation-related					3	10	6	7	6	32		7	7	39
	Subtotal		1			6	10	6	7	6	36		9	9	45
	Basic														
New	Situation-related														
	Subtotal														
	Basic														
Redeployed/ Returned	Situation-related														
	Subtotal														
	Total		1			6	10	6	7	6	36		9	9	45

C. Major Programme III: Registry

- 189. The Registry is headed by the Registrar, the principal administrative officer of the Court, and is the organ responsible for the non-judicial aspects of the administration and servicing of the Court.
- 190. In order to fulfil its functions, the Registry has organized itself into two divisions: the Common Administrative Services Division and the Division of Court Services, as well as a number of sections and offices directly under the Office of the Registrar. These are the Counsel Support Section, the Field Operations Section, the Legal Advisory Services Section, the Public Information and Documentation Section, and the Security and Safety Section. The Immediate Office of the Registrar is a small office supporting the Registrar in her functions, including external relations and cooperation. For administrative purposes, the Offices of Public Counsel for the Defence and for Victims, the Office of Internal Audit, the Independent Oversight Mechanism, the Secretariat of the Assembly of States Parties, the Secretariat of the Trust Fund for Victims and the Project Director's Office of the Permanent Premises Project also fall under the Registry.
- 191. In order to better reflect the structure and operations of the Registry, a new Programme 3700 has been created comprising the following sub-programmes: Office of Public Counsel for the Defence; Office of Public Counsel for Victims; Office of Internal Audit and the Registry's Permanent Premises Office, all of which were previously located in Programme 3100, Office of the Registrar. Locating them under a separate programme better reflects their relationship with the Registrar and increases the perception of their functional independence. Furthermore, as the scope of the Registry Permanent Premises Office concerns a special project, locating it within this new, separate programme will emphasize its *sui generis* nature in the context of the wide range of functions and operations within the Registry's purview.
- 192. All of the Registry's functions and operations are aimed at supporting the implementation of the Court's judicial mandate, as well as its appropriate organisational functioning. It constitutes the main support structure for the functioning of the whole Court and its various related bodies, and its budget is thus essentially driven by judicial and prosecutorial developments and the assumptions underlying them.
- 193. In particular, the Registry guarantees the efficient delivery of essential services to the different participants in judicial proceedings in order to facilitate and ensure effective investigations, trials and other judicial proceedings. These functions include field and courtroom security, field operations, administrative and other assistance to counsel for the defence and for victims, publicity of the proceedings, and courtroom management and other services related to the conduct of judicial proceedings, such as translation and interpretation and ICT support within an eCourt system. The Registry's centralized approach to the provision of essential services within the Court enables it to support the different areas of the Court's operations by focusing on its clients' requirements. Similarly, through its common platform of services, the Registry seeks to ensure maximum efficiency and to avoid the duplication of resources.
- 194. In addition, the Registry has other crucial responsibilities, such as ensuring adequate judicial cooperation with States, protection of victims and witnesses, detention, assistance and support to the defence and to victims participating in the proceedings and outreach to affected communities. These functions are fundamental to maximizing the impact of the judicial system established under the Rome Statute and to ensuring its functioning, as well as the effective implementation of judicial decisions. Furthermore, in the case of outreach activities and victim participation, through these core functions the Court delivers justice in a meaningful way to the actual communities affected by the crimes under the Court's jurisdiction by ensuring that they have a stake in the Court's judicial process and effectively managing their expectations. Moreover, effective outreach, and the resultant enhanced understanding of the Court and its activities, encourages the cooperation by witnesses and local intermediaries that is crucial to the judicial proceedings. With regard to the defence, and in accordance with Rule 20 (f) of the Rules of Procedure and Evidence, the Registrar facilitates and promotes the specialization and training of counsel, without requiring specific extra resources from the Court's budget.

- 195. On the basis of the Court's initial budget assumptions (which did not include any provision for hearings in the two *Kenya* cases), the Registrar sought to prepare a budget proposal for 2013 which remained at the same level as the approved budget for 2012. Every effort through drastic reductions, savings and efficiencies was made to ensure that the different programmes and sub-programmes within Major Programme III remain at the same level of resources in relation to those approved for 2012, and in some instances even at a reduced level.
- 196. Each Registry section was instructed by the Registrar to prepare a budget lower than the level of the 2012 appropriations. Nevertheless, this proved to be very challenging because of the unavoidable increases in staff costs and legal aid among others. For this purpose, the Registry undertook a thorough review of its required resources, and reassessed the level of established posts and GTA posts. Similarly, requests for consultants were thoroughly scrutinised and accepted only on an exceptional basis when there was strong justification. As in past years, and in line with the Committee's recommendations, no reclassification of an established post or new established posts have been requested for 2013 in Registry.
- 197. Such an approach demonstrates how the Registry, by continuing to implement its central role as Court-wide service provider, has ensured minimal budget growth. Redeployments and synergies will be undertaken to absorb as much as possible of the required increases in funds within the baseline of the approved 2012 budget.
- 198. However, despite these efforts and efficiencies, a small gap remained, which it was not possible to bridge without significantly impairing the level of services provided. Thus, before the decision was taken to hold hearings in the Kenya situation, the programme budget for 2013 contemplated an overall net increase for the Registry of just over €180,000. This would have represented a nominal increase of 0.2 per cent over the level of the appropriations in the approved 2012 budget.
- 199. As regards the increase in legal aid, this is the result of the direct application of the current legal aid system as endorsed by the Committee at its eighth session⁴⁷ and approved by the Assembly, and further modified with effect from 1 April 2012, by decision of the Bureau of 22 March 2012, ⁴⁸ following discussion of a proposal submitted by the Registry on 15 February 2012.⁴⁹ As part of the core support provided to defence counsel and representatives of victims, the Registry administers the resources needed to cover their legal fees and other related expenses in accordance with rule 21 of the Rules of Procedure and Evidence. It should, however, be noted that, while the Registry's budget includes funds to cover the cost of legal aid, the Registry has limited control over the use of these resources and acts mainly as an administrator of such funds.
- 200. In its above decision, the Bureau requested the Registry to prepare a further proposal for the review of the legal aid system. Accordingly, after consultation with relevant stakeholders, a second proposal has been prepared, in which the Registry proposes further efficiencies. This revision has been conducted in light of the experience gathered by the Court thus far, having regard to the need to ensure the most cost-efficient system through the adoption of efficiency measures, while ensuring that the rights of the defence are fully upheld, as well as the rights of victims to participate meaningfully and effectively in the proceedings. As a result of this revision, the Registry has identified further potential savings in its legal aid budget for 2013, which, if adopted by the Assembly, would have resulted in a budget proposal for the 2013 budget at a level below the 2012 approved budget.
- 201. As can be seen from Table 36 below, before provision for the Kenya hearings, there would have been a total gross increase of some ϵ 3.6 million, which was mainly attributable to two factors: (i) a rise in legal aid costs of ϵ 1 million, and (ii) an increase in staff costs of approximately ϵ 2.5 million, mainly due to the Court-wide implementation of the United Nations Common system for staff salaries and allowances. It should be noted that, as against this increase, the Registry had managed to find reductions totalling almost ϵ 3.4 million.

⁴⁷ Official Records ... Sixth session ... 2007 (ICC-ASP/6/20), vol. II, part B.1, para. 80.

⁴⁸ http://www.icc-cpi.int/iccdocs/asp_docs/Bureau/ICC-ASP-2012-Bureau-9-D-23Mar2012.pdf.

⁴⁹ "Proposal for a review of the legal aid system of the Court in accordance with resolution ICC-ASP/10/Res. 4 of 21 December 2011".

- 202. Thus the Registry strove to and came extremely close to achieving a budget proposal for 2013 at the level of the approved 2012 budget. However, the Chambers' recent decision of 9 July 2012 to commence trials in the two *Kenya* cases on 10 April 2013 has led to a corresponding increase in Registry costs at a very late stage. As a result and despite the concerted and determined efforts to the contrary the Registry's proposed budget for 2013 will unavoidably exceed the approved level for the 2012 budget. These costs, which are fully consistent with the Court's budgetary practice to budget for feasible and quantifiable assumptions, relate exclusively to supporting judicial activities and providing services to parties and participants in these two trials. Such costs derive from activities including supporting operations and activities of the Office of the Prosecutor, protecting victims and witnesses, and providing courtroom services including interpretation and security.
- 203. After finding additional efficiencies and thoroughly scrutinising its activities, the Registry has narrowed down the amount required for these two hearings to €1,247,400.
- 204. In line with the wishes of the Assembly and the Committee, the Registry will continue in 2013 to seek efficiencies, and to lead the Court-wide exercise targeted at improving the Court's business processes, prioritizing its activities and services and saving costs, thus further contributing to its strategic objective of becoming a model of public administration.

Table 36: Breakdown of MP III Proposed Budget 2013, showing net decreases and increases

increases	
MP III proposed budget for 2012	Total (millions of euros)
2012 baseline	65.0
Less	
GTA and temporary assistance for meeting	1.2
Consultants	0.2
ICT related general operating expenses	0.5
Victims and witnesses relocation costs	0.6
Travel, Contractual services, general operating expenses and Others	0.8
Sub-total	3.4
Add	
Forward commitments (staff costs incl. step increment and salary scale)	2.0
New Post (OIA)	0.1
GTA (salary scale and vacancy rate)	0.4
Counsel for defence and victims	0.9
Equipment (mainly IT)	0.1
Sub-total	3.6
Total	65.2
Total growth (0.3%)	0.2
Kenya hearings	1.2
Grand Total	66.5
Total growth (2.2%)	1.4

Table 37: Major Programme III: Proposed budget for 2013

Programme III			nditure 201 ands of eur				ved Budget I sands of eu			sed Budget I sands of eu		Resource g 2013 vs 2	
Registry	Basic	Situation- related	Total	Cont. Fund	Total incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						11,430.0	7,976.0	19,406.0	12,319.8	8,409.3	20,729.1	1,323.1	6.8
General Service staff						8,557.8	6,129.6	14,687.4	9,249.3	6,213.2	15,462.5	775.1	5.3
Subtotal staff	19,221.7	14,130.0	33,351.7		33,351.7	19,987.8	14,105.6	34,093.4	21,569.1	14,622.5	36,191.6	2,098.2	6.2
General temporary assistance	2,357.0	3,471.7	5,828.7	752.6	6,581.3	2,020.8	2,229.4	4,250.2	1,838.2	2,455.3	4,293.5	43.3	1.0
Temporary assistance for meeti	ngs 351.0	358.9	709.9	480.9	1,190.8	32.0	420.7	452.7	200.0	153.2	353.2	-99.5	-22.0
Overtime	271.6	159.2	430.8		430.8	244.5	120.7	365.2	214.5	138.8	353.3	-11.9	-3.3
Consultants	286.7	62.1	348.8	24.1	372.9	170.5	180.5	351.0	86.6	36.1	122.7	-228.3	-65.0
Subtotal other staff	3,266.3	4,051.9	7,318.2	1,257.6	8,575.8	2,467.8	2,951.3	5,419.1	2,339.3	2,783.4	5,122.7	-296.4	-5.5
Travel	233.1	1,312.1	1,545.2	157.2	1,702.4	242.8	1,632.0	1,874.8	184.5	1,709.1	1,893.6	18.8	1.0
Hospitality	6.1		6.1		6.1	5.0		5.0	4.0		4.0	-1.0	-20.0
Contractual services	889.2	1,222.5	2,111.7	323.4	2,435.1	1,409.0	1,304.1	2,713.1	1,143.4	1,633.6	2,777.0	63.9	2.4
Training	308.6	291.3	599.9		599.9	430.9	211.5	642.4	387.4	178.0	565.4	-77.0	-12.0
Counsel for Defence		3,323.1	3,323.1	521.6	3,844.7		1,950.8	1,950.8		3,117.4	3,117.4	1,166.6	59.8
Counsel for Victims		1,688.3	1,688.3	307.1	1,995.4		4,279.0	4,279.0		4,010.1	4,010.1	-268.9	-6.3
General operating expenses	5,152.6	5,028.9	10,181.5	312.2	10,493.7	5,956.6	6,113.6	12,070.2	6,315.8	4,368.4	10,684.2	-1,386.0	-11.5
Supplies and materials	602.7	342.3	945.0	10.5	955.5	673.0	327.0	1,000.0	693.2	273.5	966.7	-33.3	-3.3
Furniture and equipment	611.6	302.0	913.6	554.1	1,467.7	993.9		993.9	1,104.0	36.7	1,140.7	146.8	14.8
Subtotal non-staff	7,803.9	13,510.5	21,314.4	2,186.1	23,500.5	9,711.2	15,818.0	25,529.2	9,832.3	15,326.8	25,159.1	-370.1	-1.4
Total	30,291.9	31,692.4	61,984.3	3,443.7	65,428.0	32,166.8	32,874.9	65,041.7	33,740.7	32,732.7	66,473.4	1,431.7	2.2
Distributed maintenance	-289.7	-748.2	-1,037.9		-1,037.9	-317.7	-728.1	-1,045.8	-303.2	-702.6	-1,005.8	40.0	-3.8

Table 38: Major Programme III: Proposed staffing for 2013

R	egistry										Total P-staff			Total	Total
		USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	P-1	and above	GS-PL	GS-OL	GS-staff	staff
	Basic		1		4	16	25	34	25	3	108	9	135	144	252
Existing	Situation-related					1	14	32	36	4	87	7	133	140	227
	Subtotal		1		4	17	39	66	61	7	195	16	268	284	479
	Basic							1			1				1
New	Situation-related														
	Subtotal							1			1				1
	Basic								1		1				1
Redeployed/ Returned	Situation-related								-1	-1	-2				-2
	Subtotal									-1	-1				-1
	Total		1		4	17	39	67	61	6	195	16	268	284	479

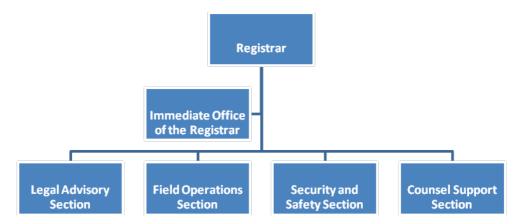
1. Programme 3100: Office of the Registrar

Introduction

205. The Registrar is the principal administrative officer of the Court, and, as such, is entrusted with responsibilities in different areas relating to the non-judicial aspects of the administration and servicing of the Court.

206. For the Proposed Programme Budget for 2013, the Registrar has preliminarily reorganized Major Programme III in order to better reflect the structure reporting lines and operation of the Registry. A new programme, Programme 3700, has been created comprising the following sub-programmes previously located in Programme 3100: Office of Public Counsel for the Defence; Office of Public Counsel for Victims; Office of Internal Audit; the Registry's Permanent Premises Office; and the Staff Union Council. Making these sub-programmes distinct within Major Programme III highlights their independent or special nature while maintaining them within the Registry for administrative purposes.

207. For the purposes of the Proposed Programme Budget for 2013, the Office of the Registrar comprises the following five sub-programmes:



208. The Immediate Office of the Registrar supports and advises the Registrar and the Deputy Registrar in relation to all of their responsibilities, including cooperation with States Parties, budget and financial management, and Court-wide and section-wide Registry policies and strategies. The Legal Advisory Section reports to the Registrar and provides legal advice on questions regarding the Court's legal framework on matters within the Registry's responsibilities. The Field Operations Section manages and supports the field offices established in the situation countries to meet the Court's mandate on the ground. The operational needs of the Registry, Office of the Prosecutor, Trust Fund for Victims and counsel are the key driving factors for field offices services and resources. The Security and Safety Section provides a safe, secure and confidential working environment, both in The Hague and in the field, to protect all persons to whom the Court owes a duty of care, as well as the Court's tangible and intangible assets and information resources. The Counsel Support Section coordinates all the assistance provided to counsel by the Court, and manages the Court's legal aid scheme. All of these sub-programmes in the Office of the Registrar are under the Registrar's direct supervision.

Objectives

- 1. Develop mechanisms to provide for all necessary cooperation, in particular the arrest and surrender of persons, witness protection and the enforcement of sentences. (SO 5)
- 2. Maintain and further develop the system to address all security risks, striving for maximum security of all participants and staff consistent with the Rome Statute. (SO 2)
- 3. Become a non-bureaucratic administration focused on results rather than processes, relying on rules where necessary to guarantee rights or minimize risks. (SO 8)

Expected results	Performance indicators	Target 2013
Objective 1 - To protect the Court's legal interests.	- Number of framework agreements concluded in support of the Court's operations (e.g. agreements with States; agreements with the United Nations; and relocation agreements).	4
	 Number of findings of non-cooperation made by Chambers. 	0%
Objective 2	- Number of incidents involving serious injuries due to	0%
- To provide efficient and effective support to staff and legal teams.	negligence of management.	
- To maintain a secure and safe environment at the Court.	- Screening of all persons and items entering the Court's premises.	100%
- To provide field security in accordance with United Nations/ international standards.	- Compliance with Minimum Operating Security Standards (MOSS).	90%
Objective 3 - To minimize management and financial risks.	- Implementing internal and external audit recommendations by management.	60%

Table 39: Programme 3100: Proposed budget for 2013

3100			enditure 201 sands of eur				ved Budget usands of eu			sed Budget . usands of eu		Resource g 2013 vs 2	
Office of the Registrar	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						2,417.4	1,329.6	3,747.0	2,566.5	1,603.4	4,169.9	422.9	11.3
General Service staff						2,578.2	1,878.5	4,456.7	2,624.6	2,014.0	4,638.6	181.9	4.1
Subtotal staff	4,550.2	3,544.2	8,094.4		8,094.4	4,995.6	3,208.1	8,203.7	5,191.1	3,617.4	8,808.5	604.8	7.4
General temporary assistance	1,267.7	343.3	1,611.0	47.5	1,658.5	1,360.1	305.1	1,665.2	1,082.4	208.5	1,290.9	-374.3	-22.5
Temporary assistance for meeti	ings												
Overtime	136.0	63.5	199.5		199.5	124.4	57.6	182.0	124.4	50.3	174.7	-7.3	-4.0
Consultants						51.0		51.0				-51.0	-100.0
Subtotal other staff	1,403.7	406.8	1,810.5	47.5	1,858.0	1,535.5	362.7	1,898.2	1,206.8	258.8	1,465.6	-432.6	-22.8
Travel	75.2	349.3	424.5	62.0	486.5	39.6	430.0	469.6	30.1	445.9	476.0	6.4	1.4
Hospitality	6.1		6.1		6.1	5.0		5.0	4.0		4.0	-1.0	-20.0
Contractual services	84.2	201.8	286.0	73.4	359.4	112.0	263.1	375.1	112.0	263.3	375.3	0.2	0.1
Training	82.8	59.4	142.2		142.2	98.5	145.9	244.4	97.6	107.7	205.3	-39.1	-16.0
Counsel for Defence		3,323.1	3,323.1	521.6	3,844.7		1,950.8	1,950.8		3,117.4	3,117.4	1,166.6	59.8
Counsel for Victims		1,688.3	1,688.3	307.1	1,995.4		4,279.0	4,279.0		4,010.1	4,010.1	-268.9	-6.3
General operating expenses	90.0	700.5	790.5	21.3	811.8	188.0	685.8	873.8	165.0	616.6	781.6	-92.2	-10.6
Supplies and materials	61.6	291.3	352.9		352.9	67.7	186.2	253.9	63.3	159.3	222.6	-31.3	-12.3
Furniture and equipment	0.8	93.4	94.2	14.4	108.6	1.0		1.0	1.0	1.7	2.7	1.7	170.0
Subtotal non-staff	400.7	6,707.1	7,107.8	999.8	8,107.6	511.8	7,940.8	8,452.6	473.0	8,722.0	9,195.0	742.4	8.8
Total	6,354.6	10,658.1	17,012.7	1,047.3	18,060.0	7,042.9	11,511.6	18,554.5	6,870.9	12,598.2	19,469.1	914.6	4.9
Distributed maintenance	204.1	312.4	516.5	_	516.5	226.9	296.1	523.0	278.1	301.1	579.2	56.2	19.0

Table 40: Programme 3100: Proposed staffing for 2013

	ffice of Registrar	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	P-1	Total P-staff and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic		1		1	5	5	4	4	1	21	2	39	41	62
Existing	Situation-related					1	4	7	3		15	1	50	51	66
	Subtotal		1		1	6	9	11	7	1	36	3	89	92	128
	Basic														
New	Situation-related														
	Subtotal														
	Basic														
Redeployed/ Returned	Situation-related														
	Subtotal														
	Total		1		1	6	9	11	7	1	36	3	89	92	128

(a) Sub-programme 3110: Immediate Office of the Registrar

- 209. The Immediate Office directly supports the Registrar and the Deputy Registrar in the non-judicial aspects of the administration and servicing of the Court. It is crucial that the Registrar has at her disposal a solid structure allowing effective communication within the Court, as well as with States Parties and other external key partners and stakeholders. The Immediate Office must thus ensure the proper management of the Registry and foster communication internally Registry-wide and Court-wide as well as with external stakeholders.
- 210. As part of administrative management, the Immediate Office oversees and guides the effective administration of the Court's resources, monitors the implementation of internal and external audit recommendations and acts as the overall manager for the Court's trust funds and special accounts. The Immediate Office supports the Registrar's role in relation to preparation of the annual budget, consultation with the Bureau's Hague Working Group, and coordination of organ-wide initiatives such as the Strategy in Relation to Victims, the Guidelines on Intermediaries and the review of the legal aid scheme. The Office also coordinates the submission of filings to Chambers on overarching issues under the responsibility of the Registrar.
- 211. In addition, in view of the crucial role played by the Registrar in securing support and cooperation from States Parties, the Office channels judicial requests for cooperation to the relevant States and ensures their implementation. The Office negotiates certain voluntary agreements with States, such as agreements on the protection of witnesses, and the interim release of detainees. The Office is also responsible for managing relations with the host State and for acting as the main interlocutor of Presidency/Registry with The Hague Working Group of the Assembly.

Non-staff resources

Basic resources

Travel

212. Recurrent. The Registrar, or her representative, is required to travel for the purpose of increasing support and cooperation at the highest levels, among States Parties and external key partners such as the United Nations, donors, IGOs and NGOs. In addition, these resources allow the Registrar to pursue her mandate with regard to victims and witnesses and to the defence.

Hospitality

213. The Registry offers limited hospitality for the purpose of increasing support and cooperation among States Parties and external key partners such as the United Nations, donors, IGOs and NGOs.

Situation-related resources

Travel

214. Recurrent. The Court's increased operations in various countries, the nature of ongoing conflicts, local geography and security demands far from Headquarters are different for each of the situations and will require the Registrar to visit States Parties and local partners in the field in order to gain their support and foster cooperation.

Table 41; Sub-programme 3110: Proposed budget for 2013

3110 Immediate Office of the —			diture 2011 ands of euro				ved Budget I sands of eu			sed Budget 2 sands of eu		Resource g 2013 vs	
Registrar	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						902.7		902.7	953.5		953.5	50.8	5.6
General Service staff						198.3		198.3	205.8		205.8	7.5	3.8
Subtotal staff	962.6	-8.8	953.8		953.8	1,101.0		1,101.0	1,159.3		1,159.3	58.3	5.3
General temporary assistance	259.6		259.6		259.6								
Temporary assistance for meeti	ngs												
Overtime													
Consultants						14.6		14.6				-14.6	-100.0
Subtotal other staff	259.6		259.6		259.6	14.6		14.6				-14.6	-100.0
Travel	52.9	14.1	67.0		67.0	23.1	11.7	34.8	16.8	18.0	34.8		
Hospitality	6.1		6.1		6.1	5.0		5.0	4.0		4.0	-1.0	-20.0
Contractual services	26.1		26.1		26.1								
Training	0.9		0.9		0.9								
General operating expenses													
Supplies and materials													
Furniture and equipment													
Subtotal non-staff	86.0	14.1	100.1		100.1	28.1	11.7	39.8	20.8	18.0	38.8	-1.0	-2.5
Total	1,308.2	5.3	1,313.5		1,313.5	1,143.7	11.7	1,155.4	1,180.1	18.0	1,198.1	42.7	3.7
Distributed maintenance	30.3		30.3		30.3	33.3		33.3	30.6		30.6	-2.7	-8.1

Table 42; Sub-programme 3110: Proposed staffing for 2013

	diate Office e Registrar	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic		1		1	2		2	1	7	1	2	3	10
Existing	Situation-related													
	Subtotal		1		1	2		2	1	7	1	2	3	10
	Basic													
New	Situation-related													
	Subtotal													
	Basic													
Redeployed/ Returned	Situation-related													
	Subtotal													
	Total		1		1	2		2	1	7	1	2	3	10

(b) Sub-programme 3130: Legal Advisory Services Section

- 215. The Legal Advisory Services Section (LASS) is the section in charge of supporting operational legal issues insofar as they are relevant to the duties assigned to the Registrar under the Rome Statute and Rules of Procedure and Evidence. In this regard, the main objective of LASS is to provide legal advice to the Registrar and the Deputy Registrar, individual sections of the Registry, and other officials of the Court on questions regarding the general legal framework which governs the work of the Court. As the Court has evolved from the establishment of infrastructure to a fully-fledged operational institution, the role of LASS has also evolved to meet the new organizational changes and challenges. Ensuring that the facilities and systems developed are in accordance with the legal framework of the Court has been, and continues to be, the main focus of LASS activities.
- 216. LASS's activities and services for the fulfilment of its mandate can be summarized in the 10 following areas:
- (a) Administration of Justice: Advice on HR-related issues and drafting the Registrar's position in litigation proceedings (administrative review/disciplinary matters/ILOAT) and conciliation/settlement negotiations. In 2011, LASS handled 14 administrative review cases; 9 Appeals Board cases, 4 ILOAT cases; 11 disciplinary cases; 20 legal opinions /advice, review of legal documents, including investigation reports.
- (b) *Staff entitlements:* Provide timely legal advice to Human Resources to ensure that staff entitlements are granted in accordance with the Staff Regulations and Rules. In 2011 LASS handled 27 formal requests.
- (c) Procurement review cases: Participating in the Procurement Review Committee (PRC) and providing secretarial services to the PRC to ensure compliance of procurement proceedings with the Financial Regulations and Rules and other applicable legal instruments. In 2011 LASS handled 52 PRC cases.
- (d) *Contracts*: Drafting, reviewing and negotiating contracts with external partners, including agreements and memoranda of understanding. In 2011, LASS handled a total of 78 contracts, including funding projects.
- (e) Legal Consultations: Providing the Registrar and/or individual sections and units within the Court with (i) internal informative memoranda on interpretation and application of the Court's legal framework and (ii) legal advice/opinions on institutional and other operational modalities relating to the Court's mandate. In 2011 LASS provided 87 legal consultations.
- (f) Administrative issuances: Draft and/or review administrative instructions, information circulars, presidential directives and other internal policies of the Court. In 2011 LASS handled 20 issuances.
- (g) Support in judicial proceedings: Monitor and update the Registrar and Registry sections on judicial proceedings in the different situations and cases and overview the Registry's filings before Chambers and Presidency. Provide assistance to Registry sections by way of legal research, drafting and/or review to ensure consistency in the Registry's positions prepared by different sections in the various cases and situations and to prevent possible conflicts of interests from impacting on the judicial work of each section. In 2011 LASS was directly involved in 6 submissions before the Chambers.
- (h) *Host State affairs:* Serve as interlocutor between the Court and the host State regarding privileges and immunities, interpretation and implementation of the host State Agreement and of the Agreement on Privileges and Immunities of the Court. In 2011 LASS intervened in 12 matters.
- (i) Representation of the Court in external bodies: Serve as interlocutor/representative of the Court before the International Community Platform, to protect and improve the living conditions of staff members of international organizations and international companies within the Netherlands, in order for the Court to be an attractive employer and to increase its staff-retention capacity.
- (j) Requests for publication: Review publications by staff members before Registrar's approval to ensure that their personal views and convictions do not adversely

affect their official duties or the interest of the Court. In 2011, LASS reviewed 61 requests for publication.

217. Expected results:

- (a) Provision to the Court of timely, sound and consistent legal advice on all topics listed above;
- (b) Effective cooperation regarding legal internal documents between the different pillars of the Court;
 - (c) Ensure minimum legal exposure of the Court to litigation.
- 218. The section is headed by a Senior Legal Adviser (P-5) and is composed of two Legal Advisers (P-4), one Legal Officer (P-3), one Associate Legal Officer (P-2), one Legal Assistant (G-6) and one Administrative Assistant (G-4). The section has two units reporting directly to the Chief of Section, namely the Administration of Justice and Administrative Issuance Unit (AJAIU) and the Contracts and Privileges and Immunities Unit (CP&IU), each headed by a Legal Adviser and supported by the Associate Legal Officer and the Legal Officer respectively. The AJAIU mainly handles activities and services listed in points 1, 2, and 6 of the above list, whilst the CP&IU mainly handles activities and services listed in points 3, 4, 5, 8, 9 and 10.
- 219. Support in judicial services activity is mainly handled by the Legal Officer under the direct supervision of the Chief of Section. The Legal Assistant reports directly to the Chief of Section and provides legal support in terms of preliminary research and drafting to all staff of the section as required, The Administrative Assistant likewise provides secretarial/administrative support to the section.

Non-staff resources

Contractual services

220. Contractual services are required in order to cover consultancy and specific expertise for litigation needed in the field and at Headquarters. The activities of the Court generate additional research and drafting work, as well as general support relating to legal, operational and administrative matters. The Legal Advisory Section requires outside legal expertise in areas where it lacks in-house expertise or knowledge, particularly on local legislation in countries where the Court has ongoing investigations or situations.

Table 43: Workload indicators and statistics for the Legal Advisory Services Section (LASS)

Anticipated workload 2013	Staff 2010 Handling the work	Actual workload 2010 and % increase	Staff 2011 Handling the work	Actual workload 2011 and % increase	Estimated Workload 2013
1. Administration of Justice	3	35 cases 5.7% increase	3	58 cases 66% increase	73 cases 26% increase
2. Staff entitlements	2	27 requests 26% increase	2	27 requests 0% increase	37 requests 37% increase
3. Procurement review cases	2	54 PRC cases 1.9% decrease	3	52 PRC cases 4% decrease	52 PRC cases 0 % increase
4. Contracts, agreements, MOU	2	TOTAL 66 56% increase	2	TOTAL 78 18, 2 % increase	TOTAL 85 9 % increase
5. Legal consultations	3	20 consultations 100% increase	3	87 consultations 335% increase	90 consultations 3,5% increase
6. Administrative issuances	2	7 issuances 28.6% decrease	2	20 issuances 185% increase	30 issuances 30% increase
7. Support in judicial proceedings	2	TOTAL 27 29.63% increase	2	TOTAL 22 18,5 % decrease	TOTAL 402 1727 % increase

Anticipated workload 2013	Staff 2010 Handling the work	Actual workload 2010 and % increase	Staff 2011 Handling the work	Actual workload 2011 and % increase	Estimated Workload 2013
8. Host State affairs	1	TOTAL 11 52.17% decrease	1	TOTAL 12 9% increase	TOTAL 15 25% increase
9. Representation of the Court external bodies	in		1	3 projects	2 projects 33% decrease
10. Requests for publication	2	43 publications 70% increase	2	61 publications 42% increase	60 publications 1,6% decrease

 Table 44:
 Sub-programme 3130: Proposed budget for 2013

3130 Legal Advisory Services			diture 201 ands of eur				ed Budget 2 sands of eur			ed Budget 2 sands of eur		Resource g 2013 vs 2	
Section	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						549.1		549.1	585.7		585.7	36.6	6.7
General Service staff						121.2		121.2	126.5		126.5	5.3	4.4
Subtotal staff	427.0		427.0		427.0	670.3		670.3	712.2		712.2	41.9	6.3
General temporary assistance	64.1		64.1		64.1								
Temporary assistance for meet	ings												
Overtime													
Consultants													
Subtotal other staff	64.1		64.1		64.1								
Travel	7.6	0.8	8.4		8.4		1.9	1.9				-1.9	-100.0
Hospitality													
Contractual services	3.9		3.9		3.9	17.5		17.5	17.5		17.5		
Training	6.4		6.4		6.4								
General operating expenses													
Supplies and materials	0.2		0.2		0.2								
Furniture and equipment													
Subtotal non-staff	18.1	0.8	18.9		18.9	17.5	1.9	19.4	17.5		17.5	-1.9	-9.8
Total	509.2	0.8	510.0		510.0	687.8	1.9	689.7	729.7		729.7	40.0	5.8
Distributed maintenance	19.3		19.3		19.3	21.2		21.2	25.0		25.0	3.8	18.1

 Table 45:
 Sub-programme 3130: Proposed staffing for 2013

	l Advisory ces Section	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic					1	2	1	1	5		2	2	7
Existing	Situation-related													
	Subtotal					1	2	1	1	5		2	2	7
	Basic													
New/ Converted	Situation-related													
	Subtotal													
Redeployed/	Basic													
Reclassified/	Situation-related													
Returned	Subtotal													
	Total					1	2	1	1	5		2	2	7

(c) Sub-programme 3140: Security and Safety Section

- 221. The task of the Security and Safety Section (SSS) is to provide a safe, secure and confidential working environment for the Court's judges and elected officials and staff members, experts, counsel, accused persons, witnesses, visitors and others, both at Headquarters and in the field. The section protects all persons to whom the Court owes a duty of care, as well as the tangible and intangible assets and information resources of the Court.
- 222. At Headquarters, the section provides an uninterrupted 24/7 service to all organs of the Court, including Presidency and Chambers, the Office of the Prosecutor and the Registry, as well as the Secretariat of the Assembly of States Parties and the Secretariat of the Trust Fund for Victims, including in particular the necessary security and safety services for the safe and undisturbed conduct of court hearings.
- 223. In regard to operations in the field, the section supports the specific requirements of its clients of all organs of the Court, especially the Office of the Prosecutor, the Registry, counsel and the Trust Fund for Victims.

Staff resources

- 224. The section has re-evaluated its operational structure in the field in order to identify efficiencies and to respond to changes in the Court's activities and the opening of new situations. It has accordingly re-assessed its existing field resources and restructured its field presence in order to increase efficiency:
- 225. One GS-OL Assistant Field Security Officer has been re-assigned to the DRC in order to reinforce SSS capacity to provide support to ongoing field activities in the country, including the Kivus, complementing the security presence in DRC Field Offices (Kinshasa and Bunia);
- 226. Funding is required for two positions (one GS-OL Assistant Field Security Officer and one locally recruited Local Security Assistant), which have been re-assigned to Côte d'Ivoire. One staff member has also been re-assigned to Côte d'Ivoire and will also be responsible for supervision of one GS-OL Assistant Field Security Officer assigned to the CAR;
- 227. In Kenya and Uganda, the existing security field presence is maintained: one P-3 Field Security Officer based in Kenya is supervising two GS-OL Assistant Field Security Officers, one assigned to Kenya and the other to Uganda;

Basic resources

General temporary assistance

228. Recurrent. Twenty-two GS-OL Security Support Assistants (12 months each, continued). To undertake security screening, general building patrols, reception at the Arc building and initial emergency response duties necessary to the security and safety of Court premises, personnel and assets.

Overtime, including night differential

229. Recurrent. Maintenance of 24/7 security and safety services requires permanent manning of a number of posts. Therefore overtime and night differentials have to be provided for.

Situation-related resources

General temporary assistance

230. No general temporary assistance funding will be required for 2013 in light of the Court's schedule.

Overtime

231. Overtime is required in order to be able to cover the additional workload due to the Court hearings, in particular extended hours of court hearings, and staff shortages due to insufficient number of security staff. Without the overtime allocation, the section is unable to provide any hearing support activities..

Non-staff resources

Basic resources

Travel

232. To attend essential briefings and coordination meetings with partners in other international organizations, such as UNDSS, the Inter-Agency Security Management Network, INTERPOL and security conferences, with a view to ensuring compliance with best practices and standards, improving capacity to monitor and address potential security and safety vulnerabilities in the most efficient and cost-effective way, and networking and facilitating information sharing.

Contractual services

233. Contractual services include security vetting and key-holding and response services for the residences of senior Court officials. As a result of the recommendations of an audit report and risk-management exercise, the Personnel Security and Investigations Office is maintaining ongoing efforts to expand vetting procedures to include interns, visiting professionals, consultants and contractors in addition to regular staff.

Training

234. It is mandatory that all security personnel are regularly trained in first-aid and fire and emergency response, and in the use of firearms, and that they maintain qualifications and permits in accordance with Court and host State regulations. Costs for training related to information security, security management, hostage incident management, and control-and-restrain and close protection are included, and are considered fundamental to the overall security posture of the Court.

General operating expenses

235. Includes the maintenance of firearms, security screening and training equipment, the testing of information security infrastructure and the membership fee for the United Nations Security Management System. Due to the postponement of replacement of security screening equipment, an increase in costs for the maintenance is expected, as the equipment is old and prone to malfunctions. Fully functioning security screening equipment is essential to the security regime of the Court.

Supplies and materials

236. Supplies and materials include essential provisions for the Pass and ID Office, uniforms and body armour for security personnel and necessary items for firearms training and re-certification sessions.

Situation-related resources

Travel

237. Based on service requests to SSS from other organs and Registry sections/units, there is an increase in travel costs for SSS personnel in support of specific missions. Travel costs in respect of security liaison and support for senior Court officials, security interviews during recruitment processes, security investigations and security assessments in the different situations have also been included. The requirements to support specific missions in Libya when SSS has no permanent presence in the country have also contributed to the cost increase. The support to specific missions in the Libya situation will be provided by Headquarters-based security personnel.

238. It is mandatory that each field security staff member should travel to Headquarters to attend briefings and receive training for the maintenance of qualifications. The Chief of Section and the Head of Field Security Unit are required to visit the Court's field locations for coordination, inspection and liaison with local authorities and with the United Nations. Requirements also include attendance at United Nations field security coordination meetings and training.

Contractual services

239. The overall level of costs of contractual services for security and safety has been maintained at just above the previous level, despite the opening of the field office in Côte d'Ivoire. Costs of essential local security service providers (security guarding) at Court field offices and of local law enforcement agencies (police and military) are included. The section is required to ensure safety and security in all field offices and to continue to support Court missions with the assistance of local police/military.

Training

- 240. All field security personnel require the same level of training in first-aid, fire-fighting and the use of firearms as security personnel at Headquarters, as well as specialized training in field-security-related matters, such as close-protection training and training in the transport of accused persons.
- 241. The (revised) training course, "Safe and Secure Approaches in Field Environments" (SSAFE), implemented in 2012, is to continue during 2013 and to become effectively part of a regular and comprehensive staff awareness and safety programme. This field security training provided to Headquarters-based personnel deploying regularly to the field and to personnel permanently assigned to the field is essential to reinforce their security and safety skills. At Headquarters level, the SSAFE course is delivered in collaboration with the host State military in the Netherlands; for other field-based staff, the SSAFE is delivered by the United Nations under the direction and supervision of the Court's field security personnel; two field locations have been identified for these courses: Kinshasa (in French) and in Kenya (in English). The course cost excludes travel and DSA, which should be covered by the participating organs/sections. A revision of the course costs by providers has contributed to an increase in training costs.

General operating expenses

242. As a member of the United Nations Security Management System (UNSMS), the Court is committed to bearing its share of the local cost-sharing arrangements in each area where the Court has a long-term presence. Equally, following the policies of the UNSMS, the Court is responsible for ensuring Minimum Operating Residential Security Standards (MORSS) for the residences of Court international staff members in the field and must cover any costs in this respect incurred by the staff member.

Supplies and materials

243. Includes provision of essential uniforms, personal protective equipment, other necessary supplies and material required for the performance of security duties in the field or at the Court.

Table 46: Sub-programme 3140: Proposed budget for 2013

3140 Security and Safety —			diture 201 ands of eur				ved Budget I usands of eu			sed Budget 2 sands of eur		Resource growth 2013 vs 2012		
Section Section	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%	
Professional staff						549.1	436.6	985.7	585.7	536.1	1,121.8	136.1	13.8	
General Service staff						2,137.5	1,280.6	3,418.1	2,165.8	1,337.7	3,503.5	85.4	2.5	
Subtotal staff	2,776.2	1,785.5	4,561.7		4,561.7	2,686.6	1,717.2	4,403.8	2,751.5	1,873.8	4,625.3	221.5	5.0	
General temporary assistance	944.0	108.1	1,052.1	13.3	1,065.4	1,360.1	41.6	1,401.7	1,082.4		1,082.4	-319.3	-22.8	
Temporary assistance for mee	tings													
Overtime	136.0	63.5	199.5		199.5	124.4	57.6	182.0	124.4	50.3	174.7	-7.3	-4.0	
Consultants														
Subtotal other staff	1,080.0	171.6	1,251.6	13.3	1,264.9	1,484.5	99.2	1,583.7	1,206.8	50.3	1,257.1	-326.6	-20.6	
Travel	8.3	164.9	173.2	45.4	218.6	10.0	300.4	310.4	13.3	348.4	361.7	51.3	16.5	
Hospitality														
Contractual services	54.2	184.8	239.0	10.3	249.3	94.5	217.3	311.8	94.5	218.9	313.4	1.6	0.5	
Training	75.5	32.4	107.9		107.9	98.5	98.7	197.2	97.6	100.3	197.9	0.7	0.4	
General operating expenses	90.0	92.6	182.6		182.6	188.0	128.8	316.8	165.0	137.0	302.0	-14.8	-4.7	
Supplies and materials	61.4	47.6	109.0		109.0	67.7	34.2	101.9	63.3	16.2	79.5	-22.4	-22.0	
Furniture and equipment	0.8		0.8		0.8	1.0		1.0	1.0	1.7	2.7	1.7	170.0	
Subtotal non-staff	290.2	522.3	812.5	55.7	868.2	459.7	779.4	1,239.1	434.7	822.5	1,257.2	18.1	1.5	
Total	4,146.4	2,479.4	6,625.8	69.0	6,694.8	4,630.8	2,595.8	7,226.6	4,393.0	2,746.6	7,139.6	-87.0	-1.2	
Distributed maintenance	107.6	98.7	206.3		206.3	121.0	88.0	209.0	172.4	88.8	261.2	52.2	59.4	

Table 47: Sub-programme 3140: Proposed staffing for 2013

	ty and Safety Section	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic					1	2	1	1	5	1	33	34	39
Existing	Situation-related						1	3	1	5		19	19	24
	Subtotal					1	3	4	2	10	1	52	53	63
	Basic													
New/	Situation-related													
	Subtotal													
	Basic													
Redeployed/ Returned	Situation-related													
	Subtotal													
	Total					1	3	4	2	10	1	52	53	63

(d) Sub-programme 3180: Field Operations Section

244. In 2012, in implementing its coordination mandate, the Field Operations Section continued the implementation of its field operations strategy, in line with the Report of the Court on the field operations strategy. ⁵⁰ As a result, further efficiencies have been attained which have allowed for absorption of costs related to coordination and support for the Court's activities in the Côte d'Ivoire situation. In 2013, the life cycle of field offices and presences will continue to be dictated by the rhythm of judicial developments in each situation. The operational needs of the Registry, Office of the Prosecutor, Trust Fund for Victims and Counsel will remain the key driving factors for Field Operations' services and resources.

245. As a result, the Registrar will maintain six field presences in the seven situations before the Court, with a decrease in the field-based staffing in Uganda and the Democratic Republic of the Congo. Two field offices, Bangui (Central African Republic) and Kinshasa (DRC) will continue their activities. In addition, a small forward field presence in Bunia (DRC), linked to the main field office in Kinshasa, will continue in its support to ongoing activities in relation to the appeals and reparations proceedings in the Lubanga case and preparation of the judgment in the Katanga/Ngudjolo case, as well as ongoing activities related to investigations in the Kivu provinces. A limited and reduced field presence will be kept in Kampala (Uganda) in order to provide continued/ongoing operational support services to the Office of the Prosecutor and the Trust Fund for Victims in relation to their work in Uganda and the eastern part of the DRC, as well as to support a very limited number of Registry residual activities. The ongoing investigations in Kenya, the preparatory work for trial proceedings in the two Kenya cases, and the commencement of the trials will continue to benefit from the support of the Registry Task-Force field presence in Nairobi. A small administrative field presence has been established in Côte d'Ivoire, financed mainly from existing resources.

246. In addition to its coordination role, in 2013 the Field Operations Section will be called upon by its clients to continue its support in line with the estimated field work-days⁵¹. The Table below shows forecast field work-days for 2013.

Table 48:	2013 Estimated fi	eld work-days
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	2013 est	imated field work-day.	s
Clients	Annual work-days of field-based staff	External mission days	Total
OTP	1040	50	1 090
TFV	1300	74	1 374
Counsel (defence teams, legal representatives of victims, OPCV, OPCD)		155	155
Registry substantive (PIDS, VPRS, VWU)	11700	404	12 104
Subtotal	14040	683	14 723
Registry Support Sections (FOS, SSS, ICTS, Medical, STIC)	13520	104	13 624
Total	27560	787	28 347

247. For 2013, the field presence in Kampala is limited to the minimum capacity. The Registry is currently discussing with the UN MONUSCO Logistics Base in Entebbe the possibility of hosting this residual capacity within their compound. At the same time, FOS is exploring the local market with a view to obtaining the most competitive rental options. This minimum residual capacity will provide services to the remaining field-based clients.

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⁵⁰ ICC-ASP/10/26.

⁵¹ Field work-days include the annual work-days of field-based staff and mission-days to the situation country (external missions).

It will also be ready to be triggered to full-scale if required by unforeseen judicial developments in the Uganda situation in 2013.

248. Other savings will be attained in major assets such as telecommunications equipment, furniture and vehicles, and through the freezing of four posts. However, it should be stressed that budget constraints have put a serious strain on the section's ability to deliver and meet the operational needs of its clients and thus the ability of the Court to implement its mandate in the situation countries.

Staff resources

Situation-related resources

Redeployments

249. In line with the assumptions and forecast operational requirements for each situation country, nine posts are to be redeployed as a result of changes in field office and presences as outlined in paragraph 250 above. (See annex V(b)).

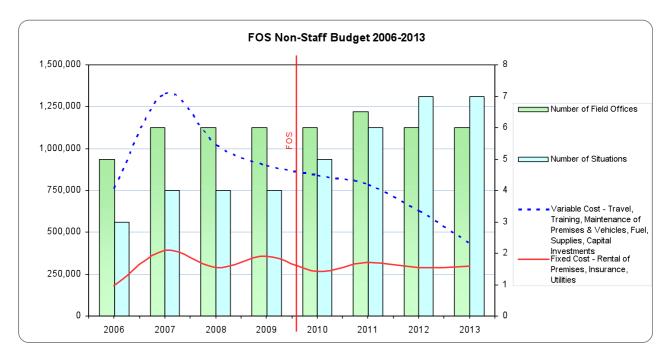
General temporary assistance

- 250. One P-4 Registry Task Force Coordinator will continue to be required in 2013 to oversee the Registry Task-Force field presence in Nairobi as approved by the President, and to be responsible for overall coordination and support of activities in relation to the Kenya situation and the preparation of the trial phase in the two cases.
- 251. In order to provide cover for all seven situations and six field offices, one GS-OL Desk Officer/Logistics Assistant continues to be required to perform functions related to operational support and assistance, 52 data/management indicators, mission planning/coordination support, implementation of operational support plans, and effective management of Court activities, and to ensure the implementation of field-specific standard operational procedures across the seven situations.

Non-staff resources

- 252. Over the years, the section, through enhanced levels of control and monitoring of its budget, has seen a downward trend in resource requirements notwithstanding the growth in the number of situations that need to be managed.
- 253. The non-staff costs for 2013 show a significant overall fall. It should be recalled that in 2012 FOS coordinated field operations through five field offices and presences. However, in 2013 FOS will coordinate a total of six field presences, while maintaining fixed costs, such as rental of premises, insurances and utilities, at approximately the same level as in 2012. As the accompanying graph shows, the main impact is on variable costs, in particular travel, training and the variable element of general operating expenses, which see the greatest decline when compared to the previous year.

⁵² Workload indicators show that one Desk Officer is required to cover at least two situation countries. With seven situations and six field-office locations to support, at least three Desk Officers are required – the GTA requested in addition to the two already established posts. The continued requirement for this post ensures continuity and avoidance of disruption to operations of the section in support of the activities of the Court in the field, as well as the quality of operational support and coordination between field locations and HQ.



Travel

254. Given the nature of its work, FOS will always have a requirement for travel to the field for purposes of control and support, and for its managers to deploy to The Hague for training purposes. FOS must also consider in-country driver capacities in support of planned mission requirements, more specifically in terms of days and DSA. FOS nonetheless looks to optimize its existing resources with a view to creating cost-related efficiencies.

255. In spite of the increased number of situations, travel costs have been on the decline since 2010. The restructuring of the section has enabled an improvement in internal elements of operational control, thus progressively reducing high travel costs.

Contractual services

256. Expenditures on contractual services show a slight fall, and will continue in support of operations in the field. Costs incurred will relate to the services required from the United Nations Office in Nairobi to support operations in Kenya, as well as vector services (including anti-malaria fumigation) for other field offices.

Training

257. FOS's training objectives for 2013 will be reduced to the minimum, namely specialised training related to operational crisis management, and consequently show a substantial decrease compared to 2012.

General operating expenses

258. As explained in paragraph 258 above, and demonstrated in the accompanying graph, the variable element of general operating expenses has continued its downward trend, with a significant fall for 2013 by comparison with 2012, while the requirement will remain relatively constant for fixed items such as rent, maintenance and utilities for offices in the field, as well as insurance and customs clearance costs. The expected increase in activities specific to Côte d'Ivoire will be absorbed.

Supplies and materials

- 259. Continued consideration must be given to anticipated fuel consumptions and usage for 2013 for both vehicles and generators, particularly as regards activities in the CAR, the Great Lakes region, Côte d'Ivoire and Kenya, which are anticipated to see the highest level of activity in 2013. On a more minor scale, the purchase of toners and cartridges also remains a constant requirement.
- 260. Supplies and materials show a small but significant reduction, in line with budget constraints. A large portion of supplies and materials will have been absorbed into other operational situations as a result of the closure of the Chad office and downsizing of Uganda-based operations.
- 261. Efficiency will continue to be enhanced through elements of improved control and monitoring, as well as by the rise in approved family duty stations. Strict controls will be maintained on kilometres travelled and fuel consumed by vehicles and generators in support of field operations.

Equipment including furniture

262. For the second successive year, there is no request for this budget line, thanks to efficient management and redeployment of existing assets and resources.

Table 49: Sub-programme 3180: Proposed budget for 2013

3180			nditure 201 ands of eur				ved Budget I usands of eu			ed Budget 2 sands of eu		Resource growth 2013 vs 2012	
Field Operations Section	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff							696.9	696.9		858.7	858.7	161.8	23.2
General Service staff							537.3	537.3		613.1	613.1	75.8	14.1
Subtotal staff	-20.7	1,507.8	1,487.1		1,487.1		1,234.2	1,234.2		1,471.8	1,471.8	237.6	19.3
General temporary assistance		235.2	235.2	29.6	264.8		232.6	232.6		208.5	208.5	-24.1	-10.4
Temporary assistance for mee	tings												
Overtime													
Consultants													
Subtotal other staff		235.2	235.2	29.6	264.8		232.6	232.6		208.5	208.5	-24.1	-10.4
Travel		123.7	123.7	16.6	140.3		116.0	116.0		72.9	72.9	-43.1	-37.2
Hospitality													
Contractual services		17.0	17.0	63.1	80.1		45.8	45.8		44.4	44.4	-1.4	-3.1
Training		27.0	27.0		27.0		47.2	47.2		7.4	7.4	-39.8	-84.3
General operating expenses		606.5	606.5	21.3	627.8		557.0	557.0		478.6	478.6	-78.4	-14.1
Supplies and materials		243.7	243.7		243.7		152.0	152.0		143.1	143.1	-8.9	-5.9
Furniture and equipment		93.4	93.4	14.4	107.8								
Subtotal non-staff		1,111.3	1,111.3	115.4	1,226.7		918.0	918.0		746.4	746.4	-171.6	-18.7
Total	-20.7	2,854.3	2,833.6	145.0	2,978.6		2,384.8	2,384.8		2,426.7	2,426.7	41.9	1.8
Distributed maintenance		160.3	160.3		160.3		156.0	156.0		154.4	154.4	-1.6	-1.0

Table 50: Sub-programme 3180: Proposed staffing for 2013

	Operations ection	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic													
Existing	Situation-related					1	2	4	1	8	1	30	31	39
	Subtotal					1	2	4	1	8	1	30	31	39
	Basic													
New/ Converted	Situation-related													
	Subtotal													
Redeployed/	Basic													
Reclassified/	Situation-related													
Returned	Subtotal													
	Total					1	2	4	1	8	1	30	31	39

(e) Sub-programme 3190: Counsel Support Section

263. The Counsel Support Section is in charge of centralizing and coordinating all assistance provided to counsel by the Court; it serves as the Registry's focal point for the Offices of Public Counsel, which depend on the Registry solely for administrative purposes, and also provides logistical and administrative assistance. The section also manages the Court's programme of legal aid for indigent defendants and victims.

264. All commitments related to the activities of the Court's Disciplinary Organs fall under Sub-programme 3190.

Non-staff resources

Situation-related resources

Legal aid for the defence

265. The cost of legal aid for each indigent defendant has been calculated by applying the revised legal aid system approved in 2012 and in accordance with the 2013 budget assumptions. An additional sum has been provided for duty and ad hoc counsel, appointed respectively by the Registrar and Chambers under the conditions provided for in the Court's Statute, the Rules of Procedure and Evidence and the Regulations of the Court.

Legal aid for victims

266. The cost of legal aid for each group of victims as defined in the assumptions has been calculated on the basis of the revised legal aid system approved in 2012. An additional sum has been provided for the payment of legal assistance at the situation stage.

Travel

267. Travel has been budgeted mainly for the members of the disciplinary organs travelling to The Hague for the purpose of holding two hearings, and for the section to attend two meetings with Legal Associations representing the Court.

Contractual services, including training

268. The cost of legal aid both for the defence and for victims has been calculated according to the applicable legal aid system currently in force and with additional provisions for duty counsel and ad hoc counsel.

Other operating costs

269. The participation of the Court in an international contact network for the recovery of assets is subject to the payment of the appropriate annual contribution.

Table 51: Sub-programme 3190: Proposed budget for 2013

3190 Counsel Support Section			nditure 201 ands of eur				ed Budget I sands of eu			ed Budget I sands of eu		Resource g 2013 vs	
Counsel Support Section	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						416.5	196.1	612.6	441.6	208.6	650.2	37.6	6.1
General Service staff						121.2	60.6	181.8	126.5	63.2	189.7	7.9	4.3
Subtotal staff	405.1	259.7	664.8		664.8	537.7	256.7	794.4	568.1	271.8	839.9	45.5	5.7
General temporary assistance				4.6	4.6		30.9	30.9				-30.9	-100.0
Temporary assistance for meeti	ngs												
Overtime													
Consultants						36.4		36.4				-36.4	-100.0
Subtotal other staff				4.6	4.6	36.4	30.9	67.3				-67.3	-100.0
Travel	6.4	45.8	52.2		52.2	6.5		6.5		6.6	6.6	0.1	1.5
Hospitality													
Contractual services													
Training													
Counsel for Defence		3,323.1	3,323.1	521.6	3,844.7		1,950.8	1,950.8		3,117.4	3,117.4	1,166.6	59.8
Counsel for Victims		1,688.3	1,688.3	307.1	1,995.4		4,279.0	4,279.0		4,010.1	4,010.1	-268.9	-6.3
General operating expenses		1.4	1.4		1.4					1.0	1.0	1.0	
Supplies and materials													
Furniture and equipment													
Subtotal non-staff	6.4	5,058.6	5,065.0	828.7	5,893.7	6.5	6,229.8	6,236.3		7,135.1	7,135.1	898.8	14.4
Total	411.5	5,318.3	5,729.8	833.3	6,563.1	580.6	6,517.4	7,098.0	568.1	7,406.9	7,975.0	877.0	12.4
Distributed maintenance	16.6	12.3	28.9	·	28.9	18.2	12.0	30.2	16.7	19.3	36.0	5.8	19.2

Table 52: Sub-programme 3190: Proposed staffing for 2013

	sel Support ection	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	P-1	Total P-staff and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic					1	1		1	1	4		2	2	6
Existing	Situation-related						1		1		2		1	1	3
	Subtotal					1	2		2	1	6		3	3	9
	Basic														,
New	Situation-related														
	Subtotal														
	Basic														,
Redeployed/ Returned	Situation-related														
	Subtotal														,
	Total					1	2		2	1	6		3	3	9

2. Programme 3200: Common Administrative Services Division

Introduction

- 270. The Common Administrative Services Division (CASD) provides a diverse range of non-judicial services to support the functioning of the Court. This division is comprised of the Office of the Director, Human Resources Section, Budget and Finance Section, General Services Section and Information and Communication Technologies Section. The functions performed by the Division are driven by necessary service requirements and provide essential coordination to ensure an optimal and effective utilization of human and financial resources. The division's top priority is to provide the Court with a "model of public administration" by delivering timely, reliable and effective high-quality services in response to client needs both at Headquarters and in the field. This derives from and is aligned with the strategic goals and objectives of the Court (Goal 3) and continues to apply to the revised strategic plan mission statement, whereby the Court pledges to remain "administratively accountable, transparent and efficient".
- 271. The division, in coordination with different internal stakeholders of the Court, produces accurate and timely information and official documentation to oversight bodies and internal and external audiences on diverse matters such as budget, human resources and Court-wide special projects, including International Public Sector Accounting Standards (IPSAS), risk management and analytical accountability.
- 272. The division has prepared its 2013 budget proposal based on the Court's current strategic priorities as well as planned updated strategic goals, and on the necessary service requirements of the different major programmes.
- 273. The division fully understands the need for savings in the Court's budget, and has made strenuous efforts to maintain its budget proposal for 2013 in line with the approved budget for 2012, in spite of the inflationary increases in goods and services and anticipated additional workload in some cases. This has been made possible through a continuous effort to achieve efficiency gains in the area of procurement, and through flexible use of resources. Furthermore, the division has refrained from requesting resources for the implementation of the Court's capital investment plan and for the conversion of long-standing GTAs, but will need to revisit these matters at a future date.
- 274. The division's 2013 budget proposal includes the allocation of 600,200 for the implementation of the IPSAS project, which falls within the Budget and Finance Section.
- 275. Within the Division, the Budget and Finance Section will continue with the development and implementation of IPSAS. A detailed gap analysis has been undertaken, as well as an in-depth analysis of the requirements and impact of each IPSAS standard. Required changes to the Financial Regulations and Rules of the Court have also been clearly identified and carefully analyzed and discussed with internal stakeholders, as well as with external users.
- 276. The Human Resources Section will continue the progress that has been made towards the development, implementation and monitoring of HR policies, strategies and tools; and the development of a new classification framework.
- 277. The division is involved in the management and support of several Organization-wide projects targeted towards continuing efficiency improvements within the Court, managing risks and elaborating targeted strategies. In particular, the Office of the Director is involved in the management of the analytical accountability project, which is aimed at providing improved statistical information on the costs of the Court's services to its different stakeholders. Progress on the analytical accountability project has been slower then expected, as the division has had to implement the project as far as possible within existing resources. The division foresees the conclusion of the gap analysis requested by the Committee on the Court's ability to provide specific cost per trial,⁵³ and the initial implementation of a high-level solution requiring limited additional investment. However, as described in previous reports to the Committee,⁵⁴ the future development, roll out and

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⁵³ ICC-ASP/11/5, para. 36.

⁵⁴ CBF/18/13.

implementation of a full-scale analytical accountability reporting tool will require additional resources that may be requested at a later stage.

278. In addition to the support to Court activities, the division will continue to provide support to the permanent premises project through the General Services Section and the Information and Communication Technologies Section, particularly through the provision of procurement services and facilities management; as well as advice on information and communications technologies (ICT).

279. In 2013, the first stage of the updated strategic ICT plan will be implemented in the Court, and the division will continue with the implementation of existing ICT-related projects aimed at increased efficiencies and positive cost benefits.

Objectives

- 1. Become a non-bureaucratic administration focused on results rather than processes, relying on rules where necessary to guarantee rights or minimize risks (SO 8).
- 2. Submit sound, accurate and transparent budget proposals necessitating only minor adjustments to the proposed amount and distribution of resources by the Assembly of States Parties (SO 9).
- 3. Attract, care for, and offer career development and advancement opportunities to a diverse staff of the highest quality (SO 10).

Expected results	Performance indicators	Target 2013
Objective 1 - Become a non-bureaucratic administration focused on results rather than processes, relying on rules where necessary to guarantee rights or minimize risks.	- To continue with the promulgation of policies and standard operating procedures aimed at streamlining internal processes and procedures as well as with the re-engineering of administrative processes.	5
Objective 2	- Adjustment to the proposed amount and distribution of	Maximum of 1
- Submit sound, accurate and transparent budget proposals.	resources within CASD.	corrigendum linked to the CASD budget
Objective 3	- No. of staff achieving higher grades through competition.	5
- Attract, care for and offer career development to a diverse staff.		

Table 53: Programme 3200: Proposed budget for 2013

3200 Common Administrative			nditure 201 sands of eur				ved Budget i sands of eu			sed Budget . sands of eu		Resource g 2013 vs 2	
Services Division	Basic	Situation- related	Total	Cont. Fund	Total incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						3,397.3	522.9	3,920.2	3,609.3	559.3	4,168.6	248.4	6.3
General Service staff						4,704.6	1,759.9	6,464.5	5,217.8	1,567.7	6,785.5	321.0	5.0
Subtotal staff	7,940.4	2,376.3	10,316.7		10,316.7	8,101.9	2,282.8	10,384.7	8,827.1	2,127.0	10,954.1	569.4	5.5
General temporary assistance	850.1	132.9	983.0	72.7	1,055.7	660.7	158.6	819.3	755.8	95.4	851.2	31.9	3.9
Temporary assistance for mee	tings					20.0		20.0	20.0		20.0		
Overtime	135.6	48.7	184.3		184.3	120.1		120.1	90.1	30.4	120.5	0.4	0.3
Consultants	25.6		25.6	8.2	33.8	14.6		14.6	14.6		14.6		
Subtotal other staff	1,011.3	181.6	1,192.9	80.9	1,273.8	815.4	158.6	974.0	880.5	125.8	1,006.3	32.3	3.3
Travel	105.6	13.7	119.3		119.3	82.2	63.8	146.0	72.5	62.7	135.2	-10.8	-7.4
Hospitality													
Contractual services	431.0	284.0	715.0		715.0	605.9	77.5	683.4	527.0	230.0	757.0	73.6	10.8
Training	197.0	180.0	377.0		377.0	267.4		267.4	247.2		247.2	-20.2	-7.6
General operating expenses	3,943.7	2,620.2	6,563.9		6,563.9	4,281.5	2,856.9	7,138.4	4,693.9	1,720.1	6,414.0	-724.4	-10.1
Supplies and materials	400.2	9.0	409.2		409.2	480.6	9.5	490.1	475.7		475.7	-14.4	-2.9
Furniture and equipment	587.3	193.4	780.7	539.7	1,320.4	992.9		992.9	1,103.0	35.0	1,138.0	145.1	14.6
Subtotal non-staff	5,664.8	3,300.3	8,965.1	539.7	9,504.8	6,710.5	3,007.7	9,718.2	7,119.3	2,047.8	9,167.1	-551.1	-5.7
Total	14,616.5	5,858.2	20,474.7	620.6	21,095.3	15,627.8	5,449.1	21,076.9	16,826.9	4,300.6	21,127.5	50.6	0.2
Distributed maintenance	-664.9	-1,558.0	-2,222.9	•	-2,222.9	-735.2	-1,508.3	-2,243.5	-759.3	-1,513.3	-2,272.6	-29.1	1.3

Table 54: Programme 3200: Proposed staffing for 2013

Adm	ommon inistrative ees Division	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic				1	4	5	15	8	33	6	75	81	114
Existing	Situation-related						2	3		5	1	25	26	31
	Subtotal				1	4	7	18	8	38	7	100	107	145
	Basic													
New/	Situation-related													
	Subtotal													
	Basic													,
Redeployed/ Returned	Situation-related													
	Subtotal													
	Total				1	4	7	18	8	38	7	100	107	145

(a) Sub-programme 3210: Office of the Director (CASD)

280. The Office of the Director provides leadership and strategic directions to the Chiefs of Sections within the Division, oversees and coordinates the support services provided to the entire Court by the Human Resources, Budget and Finance, General Services and Information and Communications Technologies sections.

281. The Office of the Director, in coordination with the different major programmes of the Court, provides accurate and timely information to oversight bodies and internal and external audiences in diverse matters such as budget and strategic planning. This work of the Office includes the preparation and coordination of documentation submitted to the Committee on Budget and Finance, as well as documentation provided to the Working Groups of the Bureau upon request. The Office is also responsible for processing the notifications of the Court to access the Contingency Fund.

Non - staff resources

Basic resources

Travel

282. Related to meetings and cooperation activities with States Parties and meetings for networking purposes.

Situation-related resources

Travel

283. To cover the Director's travel relating to operations in the field.

Table 55: Sub-programme 3210: Proposed budget for 2013

3210 Office of the Director —			diture 201 ands of eur				ed Budget 2 sands of eur			ed Budget 2 sands of eur		Resource growth 2013 vs 2012	
CASD	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						353.2		353.2	375.6		375.6	22.4	6.3
General Service staff						60.6		60.6	63.2		63.2	2.6	4.3
Subtotal staff	384.8		384.8		384.8	413.8		413.8	438.8		438.8	25.0	6.0
General temporary assistance	40.0		40.0		40.0								
Temporary assistance for meeti	ngs												
Overtime													
Consultants													
Subtotal other staff	40.0		40.0		40.0								
Travel	14.7		14.7		14.7	10.5	7.2	17.7	11.9	3.2	15.1	-2.6	-14.7
Hospitality													
Contractual services	10.0		10.0		10.0	19.4		19.4				-19.4	-100.0
Training													
General operating expenses													
Supplies and materials													
Furniture and equipment													
Subtotal non-staff	24.7		24.7		24.7	29.9	7.2	37.1	11.9	3.2	15.1	-22.0	-59.3
Total	449.5		449.5		449.5	443.7	7.2	450.9	450.7	3.2	453.9	3.0	0.7
Distributed maintenance	11.0		11.0		11.0	12.1		12.1	11.1		11.1	-1.0	-8.1

Table 56: Sub-programme 3210: Proposed staffing for 2013

	ice of the tor CASD	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	P-1	Total P-staff and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic				1			2			3		1	1	4
Existing	Situation-related														
	Subtotal				1			2			3		1	1	4
	Basic														,
New/ Converted	Situation-related														
	Subtotal														
Padanlayad/	Basic														
Redeployed/ Reclassified/ Si Returned	Situation-related														
	Subtotal														
	Total				1			2			3		1	1	4

(b) Sub-programme 3220: Human Resources Section

Introduction

- 284. The Human Resources Section provides HR-related services to all major programmes of the Court. Headed by the Chief of Section, it comprises four units.
- 285. The *Chief of Section*, in addition to section management functions, has direct responsibility for providing strategic advice to the Heads of Organs on human resources issues and initiatives; for preparing documentation and information on human resources activities and results to the Committee, the Assembly and management; for human resources policy development, grievances and legal matters, and staff management collaboration in the area of human resources. The Chief is assisted by a senior human resources assistant for policy and legal matters.
- 286. The *Staffing Unit* is responsible for all matters relating to recruitment, placement of staff, redeployments, post management, classifications and reclassifications, special post allowances, secondments, loans and transfers and career development. The Staffing Unit team has been reduced in the past and has continued to request one approved GSOL GTA position since 2005. In addition, for 2013, the Staffing Unit will be addressing a number of projects requested by the Committee and designed to improve service quality with a view to enhanced efficiencies, in both the long and the short term These include the development and implementation of a strategy for alternative measures to increase awareness of the Court's employment opportunities in under- and non-represented countries, the establishment and servicing of a Selection Committee and the development of a new classification policy and career development framework.
- 287. The *Staff Administration Unit* bears responsibility for issuing initial contracts, contract extensions, the administration of salary, benefits and entitlements, attendance record management systems and performance management, as well as conflict resolution and mediation with regard to staff performance. The unit has responsibility for HR reporting, including the provision of geographical representation information to embassies and to the Committee and the Assembly, development and upgrading of HR-related IT systems, and IT support to staff on HR IT systems. The Staff Administration Unit also deals with a significant range of complex projects relating to implementation of new policies, performance management, process re-engineering, disputes over contractual matters and the briefing of staff on various HR issues.
- 288. The work of the unit also includes addressing the Committee's recommendations on the establishment of clear conditions of service and their application evenly in all organs, including in particular clear guidelines for contract extension, including linkages with the appraisal system, and the latter's further enhancement and strengthening so as to ensure its consistent and uniform application throughout the Court and linkage to the Court's strategic objectives.
- 289. The *Health and Welfare Unit* is in charge of occupational health and medical issues for Headquarters and field staff, which includes pre-employment medicals, pre- and post-travel care for staff travelling on mission, sick leave certification and emergency medical care. It also is responsible for counselling and welfare issues. The unit regularly provides training and briefing sessions on relevant topics, such as secondary traumatization, preventive health measures, and it participates in crisis intervention situations.
- 290. The *Learning and Development Unit* manages the central training budget and provides advice on the utilization of the decentralized training allocations. It assists management in the preparation of annual learning plans and develops and implements training and learning programmes. It assists the Registry in the design and implementation of the pilot project for the Management Control System and the prepares and supports the Court in the implementation of annual learning plans. The unit also generates reports that provide detailed information on its activities to the Committee at the latter's spring sessions.

Basic resources

Staff Resources

General Temporary Assistance

- 291. Recurrent. One GS-OL, HR Assistant, six months. This is to cover the 50 per cent currently uncovered for the assistant to the Chief of Section.
- 292. Recurrent. One GS-OL Staffing Assistant, 12 months, to help the Court cope with all ongoing activities in the Staffing Unit.
- 293. Recurrent. One GS-OL HR/IT Assistant, 12 months. The HR/IT Assistant has existed in HRS since 2005. It is a critical position which assists the Senior HR/IT Assistant in the development and implementation of HR IT projects, such as the SAP HR module, erecruitment, Environmental and Health System, in the production of HR statistics and reports for the Committee and the Assembly and with other IT matters relating to HR, as well as the new projects described above.
- 294. Recurrent. One Human Resources Assistant, 12 months. This position has existed in the Staff Administration Unit since 2004. It is a key post in the unit, assisting with contract issuances and extensions, and the accurate administration of benefits and entitlements.

Consultants

295. To assist with HR policy development, the introduction of the new Master Standards for job evaluation and to supply individual contractor services on a short-term basis.

Non-staff resources

Basic resources

Travel

296. Required for participation of HR managers in relevant specialized meetings, including the Human Resources Network, the Learning Managers Forum, the Career Development Roundtable and the Association for Human Resources Management in International Organizations.

Training

297. Recurrent. To continue providing managerial leadership programme, ICC Orientation briefings for new staff, legal training, language training and small scale substantive skills training for non-legal staff.

Contractual services

298. Outsourcing for medical requirements, such as vaccinations and pre-employment examinations.

Supplies and materials

299. Mostly medical supplies and materials, including mandatory health and safetyrelated equipment for each traveller to comply with international health and safety standards.

Situation-related resources

Travel

300. Missions by Medical Officer, Staff Welfare Officer and other HRS staff to the field. Required to comply with "high-risk" internal audit recommendations that HR should visit the field offices more often and regularly, at appropriately high levels.

Table 57: Sub-programme 3220: Proposed budget for 2013

3220 Human Resources Section			nditure 201 ands of eur				ved Budget 2 usands of eur			ed Budget 2 sands of eur		Resource g 2013 vs 2	
Human Resources Section	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						743.3		743.3	792.3		792.3	49.0	6.6
General Service staff						760.2	181.8	942.0	790.9	189.7	980.6	38.6	4.1
Subtotal staff	1,337.9	179.8	1,517.7		1,517.7	1,503.5	181.8	1,685.3	1,583.2	189.7	1,772.9	87.6	5.2
General temporary assistance	440.1		440.1	28.1	468.2	185.5	35.0	220.5	246.0		246.0	25.5	11.6
Temporary assistance for mee	tings												
Overtime													
Consultants	25.6		25.6		25.6	14.6		14.6	14.6		14.6		
Subtotal other staff	465.7		465.7	28.1	493.8	200.1	35.0	235.1	260.6		260.6	25.5	10.8
Travel	16.5	9.0	25.5		25.5	23.5		23.5	6.0	11.0	17.0	-6.5	-27.7
Hospitality													
Contractual services	31.3		31.3		31.3	14.6		14.6	16.7		16.7	2.1	14.4
Training	138.2	159.4	297.6		297.6	160.0		160.0	160.0		160.0		
General operating expenses													
Supplies and materials	46.6		46.6		46.6	45.2		45.2	45.2		45.2		
Furniture and equipment													
Subtotal non-staff	232.6	168.4	401.0		401.0	243.3		243.3	227.9	11.0	238.9	-4.4	-1.8
Total	2,036.2	348.2	2,384.4	28.1	2,412.5	1,946.9	216.8	2,163.7	2,071.7	200.7	2,272.4	108.7	5.0
Distributed maintenance	52.4	12.3	64.7		64.7	57.5	12.0	69.5	55.6	11.6	67.2	-2.3	-3.3

Table 58: Sub-programme 3220: Proposed staffing for 2013

	an Resources Section	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic					1	2	3	1	7	2	10	12	19
Existing	Situation-related											3	3	3
	Subtotal					1	2	3	1	7	2	13	15	22
	Basic													
New/	Situation-related													
	Subtotal													
	Basic													
Redeployed Returned	Situation-related													
_	Subtotal													
	Total					1	2	3	1	7	2	13	15	22

(c) Sub-programme 3240: Budget and Finance Section

- 301. The main functions of the Budget and Finance Section (BFS) are to coordinate and prepare the budget of the Court and produce financial statements for the Court and for the Trust Fund for Victims. Further to this, BFS also manages the receipt and allotment of assessed contributions and the corresponding funds for the operational and investment needs of the Court. It also effectively monitors and reports on assessed and voluntary contributions in accordance with Assembly and donor requirements on a day-to-day basis. The section is further responsible for carrying out all payroll and disbursement activities, including payment to vendors for all procurement of goods and services. The Budget and Accounts Unit of the BFS ensures that all such transactions are accounted and reported, while keeping in focus the internal control aspects. Other key functions include treasury management, banking, investment of surplus funds, and maintenance of the Court's accounting and financial reporting within the Court's SAP systems.
- 302. The section interfaces financial management and financial administrative needs to the Court and its stakeholders and supports all operational areas of the Court aimed at strengthening financial management and ensuring that transactions are in compliance with the Financial Regulations and Rules, the Statute and agreed Budget priorities. The objectives of the Budget and Finance Section are aligned with the results it expects to achieve in 2013 and the resources necessary to achieve those results. On the basis of the figures for previous years and the expected increase in the Court's activities, the BFS anticipates a corresponding increase in workload volumes.
- 303. Consistent efforts are being made to rationalize and achieve efficiencies with a view to enhancing performance and reducing costs. Current initiatives in particular include development of new reports in SAP to reduce manual intervention, TRIM documentation improvement for archiving important financial records and automation of invoice processing.
- 304. Responsibilities and tasks carried out by the staff of the Budget and Finance Section:
- (a) Office of the Chief, Budget and Finance Section (BFS), which provides financial services to all major programmes of the Court, including: provision of strategic advice on financial issues and initiatives; preparation of documentation and information on financial activities and results for the Committee, the Assembly and Court management; financial policy development and legal matters. The Chief of BFS represents the Court at relevant meetings of the UN system's financial network.
- (b) The Budget Unit is responsible for the preparation of the budget, monitoring of budget performance, financial forecasts, review and analyses of resource distribution and provision of information and advice on key budget matters, with a view to achieving most economical use of resources.
- (c) The Accounts Unit prepares the Financial Statements of the Court and of the Trust Funds for Victims, including supporting schedules. It develops enhancements to managerial and accounting aspects of the function (including electronic data processing and reporting applications), and maintains records of contributions received and outstanding and provides related information and data to States Parties when required.
- (d) The Disbursements Unit ensures that products and service delivery conforms to the required standards and procurement conditions. It settles obligations and expenditure commitments that are due for payment and ensures and verifies that service entry sheets and goods received entries that confirm services rendered and/or goods delivered are up to standard and according to purchase order terms, and forwards them for approval.
- (e) The Payroll Unit processes on behalf of the Organization salaries, allowances and benefit payments for Professional and General-Service staff, judges, conference staff and consultants. It ensures timely and safe payments to field staff, suppliers and witnesses.
- (f) The Treasury Unit ensures that sufficient funds are available to meet cash needs, whilst providing cost efficient and cost-effective payment processes. It negotiates agreements with financial institutions, and proposes investments. It processes authorized bank transfers and transmits data to the Court's banking institutions in a timely and most

cost-efficient payment method. It prepares and maintains cash flows reports and manages the Treasury Unit Impress Fund, as well as uploading electronic bank statements.

(g) The IPSAS Unit develops and implements IPSAS in the current accounting and financial reporting process of the Court and contributes to the development of a centralized accounting strategy and implementation of an upgraded SAP accounting and budget system.

Situation-related resources

Staff resources

General temporary assistance

305. In order to meet its targets and in light of its increased workload, the section is requesting retention of the one existing GS-OL Finance Assistant for 12 months (continued) to support work volumes and transaction processing in the Disbursements Unit and the Payroll Unit in 2013. The additional workload over the years without any increase in staffing has put a severe strain on the deliverables of the BFS, in spite of the various system and business process enhancements that have been accomplished in prior years. Need is particularly high during accounting close, financial reporting, external auditing, budget preparation, preparation of performance reports and monthly payroll processing.

Basic resources

Non-staff resources

Travel and Training

306. The request for travel and training, other than for the IPSAS project, has been eliminated, bearing in mind the resource constraints within the Court. Efforts will be made to impart field training through electronic and visual media.

Contractual services

307. Relates to full provision of the audit fees for the new External Auditor, the *Cour des comptes*, whose appointment has been approved by the Assembly for a period of four years.⁵⁵ The new auditor will commence auditing the affairs of the Court from financial year 2012 onwards.

General operating expenses

308. Banking costs corresponding to the expected volume of transactions.

IPSAS project

309. IPSAS project funding requested for 2013 amounts to €600,200. This is in conformity with the IPSAS project implementation plan for 2013, as recommended by the Committee at its fifteenth session and approved by the Assembly.⁵⁶ Full particulars of the plan – which currently stands unchanged – are set out in the report⁵⁷ presented to the Committee at its sixteenth session in April 2011. Cost covers staff costs, SAP customization, training and travel, and other general operating costs, including specialist training relating to IPSAS and skills enhancement for all BFS staff.

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⁵⁵ Official Records ... Tenth session ... 2011 (ICC-ASP/10/20), vol. I, part II.D, section D, para. 10.

⁵⁶ Official Records ... Ninth session ... 2010 (ICC-ASP/9/20), vol. I, part II.D, paras. 8-9.

⁵⁷ Report of the Court on the implementation of International Public Sector Accounting Standards (ICC-ASP/9/3).

Table 59: Sub-programme 3240: Proposed budget for 2013

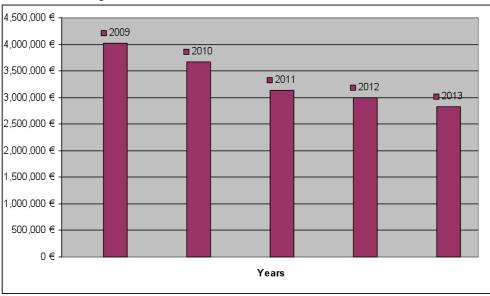
3240 Budget and Finance			nditure 20 ands of eu				proved Bu thousands		2		oposed Bu thousands		3	Resource g 2013 vs 2	
Section Section	Basic	Situat- related	Total	Cont. Fund	Total Incl.CF	Basic	Situat- related	IPSAS	Total	Basic	Situat- related	IPSAS	Total	Amount	%
Professional staff						707.8			707.8	751.4			751.4	43.6	6.2
General Service staff						727.2	319.5		1,046.7	758.7	332.2		1,090.9	44.2	4.2
Subtotal staff	1,341.6	427.4	1,769.0		1,769.0	1,435.0	319.5		1,754.5	1,510.1	332.2		1,842.3	87.8	5.0
General temporary assistance	174.3	0.8	175.1	17.4	192.5	61.8		351.6	413.4	70.3		369.2	439.5	26.1	6.3
Temporary assistance for meet	ings														
Overtime	14.7		14.7		14.7	5.1			5.1	5.1			5.1		
Consultants															
Subtotal other staff	189.0	0.8	189.8	17.4	207.2	66.9		351.6	418.5	75.4		369.2	444.6	26.1	6.2
Travel	25.5	4.7	30.2		30.2	6.3		15.9	22.2			15.0	15.0	-7.2	-32.4
Hospitality															
Contractual services	106.7	246.3	353.0		353.0	35.4		237.7	273.1	88.5		186.0	274.5	1.4	0.5
Training	10.4	7.5	17.9		17.9	12.5		30.0	42.5			30.0	30.0	-12.5	-29.4
General operating expenses	108.6	84.2	192.8		192.8	99.4			99.4	65.0			65.0	-34.4	-34.6
Supplies and materials															
Furniture and equipment															
Subtotal non-staff	251.2	342.7	593.9		593.9	153.6		283.6	437.2	153.5		231.0	384.5	-52.7	-12.1
Total	1,781.8	770.9	2,552.7	17.4	2,570.1	1,655.5	319.5	635.2	2,610.2	1,739.0	332.2	600.2	2,671.4	61.2	2.3
Distributed maintenance	52.4	20.6	73.0		73.0	60.5	20.0		80.5	52.8	19.3	•	72.1	-8.4	-10.4

Table 60: Sub-programme 3240: Proposed staffing for 2013

	and Finance Section	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic					1	1	3	2	7		12	12	19
Existing	Situation-related										1	4	5	5
	Subtotal					1	1	3	2	7	1	16	17	24
	Basic													
New	Situation-related													
	Subtotal													
	Basic													
Redeployed/ Returned	Situation-related													
_	Subtotal													
	Total					1	1	3	2	7	1	16	17	24

(d) Sub-programme 3250: General Services Section

- 310. The General Services Section (GSS) is headed by the Chief of Section and comprises four units: Facilities Management, Logistics and Transport, Procurement and Travel-and-Host-State-Affairs.
- 311. The non-staff budget for the section has decreased steadily since it peaked at just over €4.0 million in 2009 at the time of the move to a second interim-premises building in The Hague. The proposed non-staff budget for 2013 is €2.85 million.



Reduction in Proposed Non-Staff Costs in GSS from 2009 to 2013

- 312. The proposed number of staff remains the same as in 2012, bearing in mind that one P-2 basic budget post was abolished in 2012.
- 313. The Procurement Unit is required to provide timely, fair and fully transparent procurement service with integrity; giving best value for money through effective international competition in the best interests of the Court. The unit also works to ensure that, despite a large increase in volume, all procurement activities are managed appropriately within the Court.
- 314. The primary workload indicator is the number of purchase orders/contracts that can be concluded per buyer. In 2013, it is anticipated that six buyers will manage 1,700 purchase orders and contracts with an estimated value of $\[mathbb{e}\]$ 26 million.
- 315. The Logistics and Transport Unit is responsible for provision of services relating to receiving and inspection of goods, logistics, freight forwarding, issue of office supplies, asset management, warehousing, distribution of goods, external printing, fleet maintenance, insurance administration (non-HR), external archives, couriers, mail and digital mail forwarding, fax and diplomatic pouch. Trial-related activities are confined mostly to the movement of witnesses at Headquarters. The anticipated scheduling of consecutive trial-hearings means that resources will be in-sourced by reducing logistics and correspondence services. This is possible because of synergies gained through cross-training of logistics and correspondence personnel in driving skills. Such synergies are used during peak times and not for regular, sustained needs for local transportation. Overtime and taxi services are used to fulfil local transportation requirements.
- 316. The Travel and Host State Affairs Unit is responsible for business travel, relocation of internationally recruited staff, visas and privileges. The unit arranges official travel for staff and non-staff members, reservation of tickets for staff on assignment, repatriation travel and shipment of personal effects. The Unit assists with official visa applications, UN Laissez-Passer Applications, Dutch ID cards and assistance in areas such as driving licences, tax exemptions, motor vehicle applications, reimbursement of taxes etc. The unit

does not anticipate any significant change in the levels of services to be requested during 2013.

317. *The Facilities Management Unit* is responsible for the management and maintenance of the interim premises. This includes utilities, maintenance of premises, minor adjustments and repairs to premises and office furniture and equipment.

Staff Resources

Basic

318. The section has five posts which it is proposed to move from situation-related to basic, as their duties are solely performed at Headquarters and rarely involve situation-related or court in-session functions. These are the following: Facilities Electrical Technician, two Procurement Assistants and one Driver/Clerk, as well as a former Logistics/Facilities Clerk, now cross-trained as Logistics Clerk/Driver.

General temporary assistance

319. Recurrent. One GS-OL Handyman on a GTA contract was budgeted as a basic resource in 2012. This position operates solely at The Hague premises of the Court and is still required for 2013. The requirement of this post is to provide physical support services to meet the ever-increasing service requests for repair, contractor escort, maintenance of Court-owned assets and building infrastructure. Service levels will increase significantly when the Court takes over the responsibility for the oversight of the base building maintenance from the Host state in 2013.

Overtime

320. Recurrent. Efforts are continuing to keep overtime within limits through stringent monitoring and synergies, although day-to-day activities inevitably involve overtime for drivers in the Logistics and Transport Unit. The Facilities and Management Unit also has a regular need for overtime, in order to answer call-outs.

Non-Staff Resources

Basic

Travel

321. Travel costs of €14,800 will be incurred for attendance at meetings on Facilities Management and Travel. GSS staff will also travel for technical inspections at selected field offices, combined with asset management spot-checking.

Training

322. Training, at a cost of € 16,300, will cover commercial insurance management, as recommended in the 2011 Internal Audit and driver refresher courses, as well as logistics and supply-chain training and other training for facilities management activities, procurement and business travel. A total of 14 GSS staff will receive training in 2013.

Contractual Services

323. Other contractual services include external printing of United Nations Laissez Passer documentation, business cards and other external printing services totalling €24,000; IATA membership for travel will cost €1,800.

General Operating Expenses

324. General Operating Expenses have been reduced by €143,000. These reductions have been made in repairs for furniture, replacement and repairs to carpets, replacement of electrical supplies, reduction in electricity consumption through more efficient use of systems, elimination of office plant maintenance, reduction in the lock replacement programme, reduction in grounds maintenance costs, reduction in office reallocations,

- procurement of "no-cost" vending machines, the use of only one courtroom in 2013, and elimination of all non-essential repairs and maintenance.
- 325. The result of these cuts will be downgrading of the appearance of the Court's buildings both in the interior and in its limited outside areas. It will also cause an extension in the lead times for unscheduled maintenance and repairs.
- 326. The Court requires €179,000 to maintain the buildings systems, including Courtroom installations and building-owner assets maintenance, for which the Court, as tenant, is obliged to pay.
- 327. Other general operating expenses total €2,457,600, and includes cleaning, utilities, security systems maintenance, courier services, insurance and vehicle maintenance.
- 328. In accordance with the recommendations made by the Court's Internal Auditor, the amount of ϵ 50,000 is proposed for the review of the Court's commercial insurance portfolio, identify any major uninsured, underinsured or over-insured risks, and recommend coverage that meets the needs of the Court. The Court will also receive assistance in identifying an international broker to handle the Court's insurance portfolio.

Supplies and materials

- 329. Supplies and Materials have been reduced by over €7,400 and inflation absorbed through the reduction in maintenance levels and the consequent reduction in the cost of building supplies.
- 330. Office supplies are consumed at an average of $\[\in \]$ 5.5 per person per month for 1,000 persons approximately, for a total of $\[\in \]$ 66,000. Toner cartridges for printers are estimated at $\[\in \]$ 44,000.

Equipment including furniture

331. The proposed amount is 668,000. It covers the replacement of one motor vehicle, four security cameras and minimum replacement furniture. The increase over 2012 is due to the need to replace some security cameras, and to include a small provision for replacement furniture.

Situation-related resources

Overtime

332. Overtime is proposed for drivers for the movement of witnesses and victims at Headquarters who appear before the Court.

General Operating Expenses

333. Resources are required for utilities during Courtroom hearings.

Table 61: Sub-programme 3250: Proposed budget for 2013

3250			nditure 201 ands of eur				ved Budget 2 sands of eur			sed Budget 2 sands of eur		Resource g 2013 vs 2	
General Services Section	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						530.4		530.4	564.3		564.3	33.9	6.4
General Service staff						1,928.1	303.0	2,231.1	2,324.4		2,324.4	93.3	4.2
Subtotal staff	2,369.4	241.0	2,610.4		2,610.4	2,458.5	303.0	2,761.5	2,888.7		2,888.7	127.2	4.6
General temporary assistance	119.7	-0.3	119.4		119.4	61.8		61.8	70.3		70.3	8.5	13.8
Temporary assistance for meet	tings												
Overtime	87.4	0.1	87.5		87.5	85.0		85.0	55.0	25.4	80.4	-4.6	-5.4
Consultants													
Subtotal other staff	207.1	-0.2	206.9		206.9	146.8		146.8	125.3	25.4	150.7	3.9	2.7
Travel	22.7		22.7		22.7	6.1	6.9	13.0	14.8		14.8	1.8	13.8
Hospitality													
Contractual services	73.6		73.6		73.6	39.6		39.6	25.8		25.8	-13.8	-34.8
Training	16.2		16.2		16.2	24.0		24.0	16.3		16.3	-7.7	-32.1
General operating expenses	2,394.0	76.9	2,470.9		2,470.9	2,529.1	94.0	2,623.1	2,457.6	22.5	2,480.1	-143.0	-5.5
Supplies and materials	239.4		239.4		239.4	252.9		252.9	245.5		245.5	-7.4	-2.9
Furniture and equipment	89.1		89.1	141.3	230.4	49.2		49.2	68.0		68.0	18.8	38.2
Subtotal non-staff	2,835.0	76.9	2,911.9	141.3	3,053.2	2,900.9	100.9	3,001.8	2,828.0	22.5	2,850.5	-151.3	-5.0
Total	5,411.5	317.7	5,729.2	141.3	5,870.5	5,506.2	403.9	5,910.1	5,842.0	47.9	5,889.9	-20.2	-0.3
Distributed maintenance	102.1	20.6	122.7		122.7	108.9	20.0	128.9	102.9	19.3	122.2	-6.7	-5.2

Table 62: Sub-programme 3250: Proposed staffing for 2013

	ral Services Section	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic					1	1	2	1	5	3	33	36	41
Existing	Situation-related													
	Subtotal					1	1	2	1	5	3	33	36	41
	Basic													
New/ Converted	Situation-related													
	Subtotal													
Dodomlovod/	Basic													
Redeployed/ Reclassified/ S Returned														
	Subtotal													
	Total					1	1	2	1	5	3	33	36	41

(e) Sub-programme 3260: Information and Communication Technologies Section

- 334. The Information and Communication Technologies Section (ICT) has drafted a new five-year ICT Strategic Plan to continue to provide direction over its work and ensure that it is aligned with the work of the Court. In 2011 the section undertook a full review of its services in order to improve efficiencies and be more cost-effective while looking toward the future of computing and the move to the Permanent Premises. Courts all over the world are moving towards cloud computing and new technologies, and feedback has shown that legal participants are more effective if they have access to the relevant information whenever they need it, regardless of location. The focus will therefore be on simplifying the Court's information systems and infrastructures over the next few years, while still ensuring full accountability, availability and security of information.
- 335. The major objective for 2013 is to implement the first stage of the ICT Strategic Plan and focus on projects identified as most beneficial to the legal professionals while continuing with approved projects and supporting existing business initiatives within the organization. Support will also be continued for administrative systems utilizing SAP and the organization's SharePoint collaboration systems and the replacement of core equipment in the courtroom.
- 336. The Key Performance Indicators are:
 - (a) Maintain an uptime of 99.2% of all information systems;
- (b) Deliver phase-one pilots relating to the identified projects in the 2013 Strategic Plan;
 - (c) Continue to protect the ICT network from external threats;
- (d) Create an integration platform of all case-related data sources to support eDiscovery;
 - (e) Simplify infrastructure to prepare for cloud computing and mobility;
- (f) Support business initiatives in other areas that require IT expertise to support the business processes.

Staff resources

General Temporary Assistance

337. One GS-OL Service Desk Technician (12 months continued). The ICT Section has managed past reductions by lower service levels. Further reductions in services levels would result in unacceptable performance and have a negative impact on the Organization.

Table 63: Workload indicators

Anticipated workload 2012	Number of FTE 2012	Anticipated workload 2013	Number of FTE 2013	Estimated capacity 2013	Shortfall
Service Desk tickets = 15,078	5.5	16,500	5.5	13,200	3,300

338. One GS-OL e-Court Technical Assistant (12 months continued). The table below includes the existing GTA. The number of external legal teams has increased significantly in 2012 as predicted and therefore the resource requirements remain valid.

Table 64: Workload indicators

Anticipated workload 2012	Number of FTE 2012	Anticipated workload 2013	Number of FTE 2013	Estimated capacity 2013	Shortfall with continued GTA
Support Hearings and eCourt participants = 3,210	3	5,466	3	3,600	1,866

Overtime

339. Overtime is required in order to be able to cover the additional workload due to the court hearings with the existing staff of the section.

Non-staff resources

340. The ICT Section currently outsources & 1.2m of its non-staff budget under contractual services (& 440,000) and certain maintenance contracts under general operating expenses (& 760,000). Outsourced services are for areas where the knowledge to support a service is specialized and/or it would be too expensive to hire full-time staff for the services required. Examples are courtroom maintenance, the Storage Area Network support (SAN) network security services and the ICC Website. These services are of a burst nature – i.e., they do not require a staff member throughout the year, but rather a specific type of specialized knowledge for a few months of the year. Without these services, ICTS would not be able to maintain the many services currently supported. Outsourcing certain areas results in cost-savings to the Organization.

Travel

341. Travel to field office locations to verify that ICT installations remain fit for purpose. Meeting of Field ICT Technicians in HQ to update them on relevant systems and technologies in use (this was an annual occurrence and is now biennial). Travel to technology and eCourt meetings for updates of changes and how it may impact the Court. Travel to United Nations User Group meetings for lessons learned to implement practices that have been tried in UN organizations and proven to be successful and cost -effective. Travel funds are also requested to support remote testimony.

Contractual services

342. Contractual services are services where commercial off-the-shelf systems procured by the Court require changes that are not possible to perform by ICT staff due to the nature of the contracts or the specific knowledge required. Of the total \in 440,000 requested, \in 40,000 is to implement an SAP based Budget Planning, Control and Reporting system for better internal oversight of budget creation, planning, forecasting and control, and \in 50,000 is to cover the annual contract for finance, budget, travel and HR improvements. \in 120,000 is requested for the hosting of the ICC website, while \in 225,000 is for eCourt and eHearing system enhancements, transcript management system support, AV streaming services to the Internet and the secure certificate system to manage access to information in a secure and verifiable manner. The remaining \in 5,000 is for a service contract to manage the new field office in Uganda.

Training

343. A minimal amount (€40,900) is requested for technical training of ICT staff. Technical training is important to ensure that the investment in ICT technologies is maximised. Certain areas of training require staff to maintain their certification. Examples are Network Engineering, Security Professional Certification and System Administration. Other areas of training are required to maintain the infrastructure as new technologies are introduced.

General operating expenses

- 344. General operating expenses include the cost of telephone calls for mobile and fixed telephone at HQ and calls made to the field offices. Strenuous efforts are in place to reduce telephone consumption and roaming charges. General operating expenses in 2013 are reduced due to lower maintenance of the SAN (capital investment approved in 2012). Further reductions have been possible due to the closure of the Abeche field office and the pending planned downsizing of the Uganda field office. These reductions have been made possible as a result of cost cutting and prioritization and are not a year-on-year basis.
- 345. Funds are requested for hardware and software maintenance of the Court's telephone system, network and security tools, new PDF enterprise tools, translation management,

document stamping, library system maintenance, intrusion detection system, email and archive systems, anti-virus, secure remote access, database licenses, laptop security, TRIM license maintenance, hardware maintenance for the SAN, software maintenance for backup systems, data clustering, virtualization of the SAN into two locations, Microsoft licences, SAP software licences, maintenance of the network and video conferencing systems and 2-way radio system maintenance. Further costs are for Citrix remote access, video conferencing systems, voice logging at the Detention Centre and for the rental of the Court's main and backup Internet lines, including all the leased lines to the various field offices and the link with the Brindisi logistics base to provide the data link between Africa connections and Court Headquarters.

Supplies and materials

346. The highest cost drivers are toner cartridges for the high-volume printers. The remaining funds are for USB drives, memory chips, different language keyboards, external DVD burners, AV supplies such as beamers and headphones, network cables and laptop batteries. It should be noted that the Court is now extending the replacement cycle of its laptops from five to six years and, as a consequence, has reports of higher battery malfunctions. It is becoming difficult (sometimes impossible) and expensive to replace batteries for laptop models older than 5 years.

Equipment including furniture

347. The following requests are to ensure that the Court's IT infrastructure investments are managed at an adequate level and stay updated to industry standards. ICT equipment includes the purchase of hardware including software licences as follows: eCourt systems and software licenses; hardware and software required for myCourtbook initiative in the ICT Strategic Plan (ε 170,000); expansion disk space for the file systems on the network (ε 50,000); software licenses for the next phase of SAP Reporting/ Budget Planning and Control; replacement programme of 150 devices per year for laptops, inkjet, printers, monitors and AV equipment older than 4 years (ε 80,000); replacement programme for desktops older than 5 years (ε 105,000); microphones, headphones, AV equipment related to courtroom continuity (ε 20,000); network hardware and software to increase accountability of file access on the ICC network (ε 30,000); hardware and software to split services for the Disaster Recovery project (ε 70,000).

348. The request to extend the life of desktop computers has caused a problem with software compatibility. Older workstations cannot accommodate the Windows 7 upgrade, which must be performed to ensure compatibility with latest releases of software, and older model memory upgrades are proving to be expensive. The Court is therefore reverting to the earlier life-cycle of five years for PCs and four years for laptops to avoid spending more on maintaining obsolete equipment than is saved by not renewing.

Capital Investments

349. The approval of the SAN capital investment in 2012 has assisted the section in simplifying its infrastructure and has brought added benefits not foreseen in the original request. These benefits include the infrastructure to allow Disaster Recovery at a more favourable cost than that recommended by the external consulting company used for the study. The remaining capital requests that are still essential to reduce risks to the organization are phase 2 (of 3) of the enterprise data archive (€100,000) to ensure the legacy data is maintained in the most cost-efficient and effective manner; a small amount of the regular budget was utilized for a pilot in 2012. The data archive will allow the court to store legacy data more cheaply, while complying with existing regulations on data retention. €200,000 is requested to implement an integration system that will simplify the Organizations data management system. A further €200,000 is requested to upgrade the Court's analogue courtroom components to a fully digital environment in order to use the images and data captured in courtroom sessions more effectively and integrate them with other digital data. This is based on the recommendation of an independent eCourt Audit that was undertaken in 2010.

Table 65: Sub-programme 3260: Proposed budget for 2013

3260 Information and			nditure 201 ands of eur				ed Budget 2 sands of eur			ed Budget 2 sands of eur		Resource g 2013 vs 2	
Communication Technologies Section	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						1,062.6	522.9	1,585.5	1,125.7	559.3	1,685.0	99.5	6.3
General Service staff						1,228.5	955.6	2,184.1	1,280.6	1,045.8	2,326.4	142.3	6.5
Subtotal staff	2,506.7	1,528.1	4,034.8		4,034.8	2,291.1	1,478.5	3,769.6	2,406.3	1,605.1	4,011.4	241.8	6.4
General temporary assistance	76.0	132.4	208.4	27.2	235.6		123.6	123.6		95.4	95.4	-28.2	-22.8
Temporary assistance for mee	tings					20.0		20.0	20.0		20.0		
Overtime	33.5	48.6	82.1		82.1	30.0		30.0	30.0	5.0	35.0	5.0	16.7
Consultants				8.2	8.2								
Subtotal other staff	109.5	181.0	290.5	35.4	325.9	50.0	123.6	173.6	50.0	100.4	150.4	-23.2	-13.4
Travel	26.2		26.2		26.2	19.9	49.7	69.6	24.8	48.5	73.3	3.7	5.3
Hospitality													
Contractual services	209.4	37.7	247.1		247.1	259.2	77.5	336.7	210.0	230.0	440.0	103.3	30.7
Training	32.2	13.1	45.3		45.3	40.9		40.9	40.9		40.9		
General operating expenses	1,441.1	2,459.1	3,900.2		3,900.2	1,653.0	2,762.9	4,415.9	2,171.3	1,697.6	3,868.9	-547.0	-12.4
Supplies and materials	114.2	9.0	123.2		123.2	182.5	9.5	192.0	185.0		185.0	-7.0	-3.6
Furniture and equipment	498.2	193.4	691.6	398.4	1,090.0	943.7		943.7	1,035.0	35.0	1,070.0	126.3	13.4
Subtotal non-staff	2,321.3	2,712.3	5,033.6	398.4	5,432.0	3,099.2	2,899.6	5,998.8	3,667.0	2,011.1	5,678.1	-320.7	-5.3
Total	4,937.5	4,421.4	9,358.9	433.8	9,792.7	5,440.3	4,501.7	9,942.0	6,123.3	3,716.6	9,839.9	-102.1	-1.0
Distributed maintenance	-882.8	-1,611.5	-2,494.3		-2,494.3	-974.2	-1,560.3	-2,534.5	-981.8	-1,563.5	-2,545.3	-10.8	0.4

Table 66: Sub-programme 3260: Proposed staffing for 2013

Communica	nation and tion Technologies ection	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL	GS-OL	Total GS-staff	Total staff
-	Basic					1	1	5	4	11	1	19	20	31
Existing	Situation-related						2	3		5		18	18	23
	Subtotal					1	3	8	4	16	1	37	38	54
	Basic													,
New/ Converted	Situation-related													
	Subtotal													
Padanlayad/	Basic													
Redeployed/ Reclassified/ S Returned	Situation-related													
	Subtotal													
	Total					1	3	8	4	16	1	37	38	54

3. Programme 3300: Division of Court Services

Introduction

- 350. In 2013 the Division of Court Services (DCS) will continue to focus its efforts on supporting the ongoing trials, in pursuance of its core business of enabling the expeditious and swift running of the trial proceedings before the Court.
- 351. The Division of Court Services will provide the necessary specialized services, such as high quality e-Court provisions, in particular live transcripts in both working languages, an essential contribution to the conduct of fair, effective and expeditious trials. It will continue to support interpretation in French and English, as well as into the languages spoken by witnesses and persons detained or summoned to appear. It will also be responsible for the well-being of detained persons during the critical period of trial.
- 352. In order to be able to provide effective and efficient support for the proceedings, the division groups together all the active components for sound and comprehensive judicial assistance: the Court Management Section, the Detention Section, the Court Interpretation and Translation Section, the Victims and Witnesses Unit and the Victims Participation and Reparations Section.
- 353. As the Court is approaching the reparations phase in one of the cases before the Court, the Division of Court Services in general, and the Victims Participation and Reparations Section in particular, while continuing with the implementation of victims' strategy and the smooth processing of all applications for participation, will devote specific attention to this new aspect of the Court's proceedings.
- 354. The division fully understands the need for savings in the Court's budget. It is important, however, to remain aware that certain costs, such as, but not limited to, the provision of interpretation capacity in "unusual" languages, will still need to be incurred in order to enable the expeditious conduct of Court proceedings.
- 355. Additionally, continued attention will be given to supporting witnesses testifying during the trials and to post-testimony follow-up.
- 356. Finally, the division will continue to contribute to the Court's objective of conducting investigations, in cooperation with the Office of the Prosecutor, assisting in the coordination of arrest operations for persons named in arrest warrants, or the appearance of persons subject to summonses to appear, by organizing operational and judicial support with States Parties, States not party to the Rome Statute and relevant institutional partners, both in the field and in The Hague.

Objectives

- 1. Conduct four to five new investigations into cases, within existing or new situations, and at least four trials, subject to external cooperation received. (SO 1)
- 2. Maintain and further develop the system to address all security risks, striving for maximum security of all participants and staff consistent with the Rome Statute. (SO 2)
- 3. Develop policies for implementing the quality standards specified in the Statute and the Rules of Procedure and Evidence with respect to all participants in proceedings and persons otherwise affected by the Court's activities, in a manner that is respectful of diversity. (SO 3)
- 4. Develop mechanisms to provide for all necessary cooperation, in particular the arrest and surrender of persons, witness protection and the enforcement of sentences. (SO 5)

Expected results	Performance indicators	Target 2013
Objective 1 - Support to Court sessions in accordance with the Regulations of the Court and the Regulations of the Registry. Support of 215court days for 2013.	- Number of trial days successfully completed.	100%
- Provision of efficient and effective services to requesting parties and to Chambers.	- Number of requests responded to within a week.	90%
Objective 2 - A well-ordered detention community where the detained persons collectively feel safe from harm and are indeed safe.	- Number of incidents involving serious injuries due to negligence of managements.	0%
- Efficient and effective support, protection and operational/logistical services to victims, witnesses and others at risk, regardless of location, subject to assessment.	- Number of successfully protected witnesses and victims.	100%
Objective 3 - Terminological accuracy and consistency in translated texts and interpreted events in all used languages.	- Number of searches performed in language tools per month by active users.	200 (min.)
- Comprehensive and resource-effective use of all translation services.	- Number of duplicated requests in the workflow.	0%
- Adequate number of staff and freelance interpreters and field interpreters available for assignments.	 Number of fulfilled interpretation and field interpretation requests. 	90%
- High standards regarding conditions of detention and management of the detention centre.	- Number of positive reviews.	100%
Objective 4 - Successful arrest and transfer operations.	- Number of actions undertaken by States as a result of a Court request.	80%
- Effective systems for processing applications from victims.	 Number of applications received from victims registered and acknowledged within seven days of receipt. 	95%
	- Number of applications from victims entered into the database within 30 days of receipt.	95%

Table 67: Programme 3300: Proposed budget for 2013

3300			enditure 201 sands of eur			Approved Budget 2012 Proposed Budget 2013 (thousands of euro) (thousands of euro)						Resource growth 2013 vs 2012	
Division of Court Services	Basic	Situation- related	Total	Cont. Fund	Total incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						3,741.0	4,677.6	8,418.6	4,066.4	4,787.8	8,854.2	435.6	5.2
General Service staff						606.0	2,281.8	2,887.8	632.2	2,401.8	3,034.0	146.2	5.1
Subtotal staff	4,450.5	6,614.3	11,064.8		11,064.8	4,347.0	6,959.4	11,306.4	4,698.6	7,189.6	11,888.2	581.8	5.1
General temporary assistance	65.7	2,749.7	2,815.4	593.6	3,409.0		1,517.7	1,517.7		1,999.4	1,999.4	481.7	31.7
Temporary assistance for meet	ings 351.0	358.9	709.9	480.9	1,190.8	12.0	420.7	432.7	180.0	153.2	333.2	-99.5	-23.0
Overtime		47.0	47.0		47.0		63.1	63.1		58.1	58.1	-5.0	-7.9
Consultants	191.4	62.1	253.5	15.9	269.4	32.0	180.5	212.5		36.1	36.1	-176.4	-83.0
Subtotal other staff	608.1	3,217.7	3,825.8	1,090.4	4,916.2	44.0	2,182.0	2,226.0	180.0	2,246.8	2,426.8	200.8	9.0
Travel	18.0	839.3	857.3	85.4	942.7	72.6	931.8	1,004.4	55.4	987.8	1,043.2	38.8	3.9
Hospitality													
Contractual services	6.6	285.4	292.0	96.2	388.2	113.4	247.0	360.4	67.2	289.4	356.6	-3.8	-1.1
Training	2.7	51.3	54.0		54.0	34.9	65.6	100.5	13.8	68.1	81.9	-18.6	-18.5
General operating expenses	1,063.7	1,704.9	2,768.6	290.9	3,059.5	1,385.7	2,548.5	3,934.2	1,386.9	2,009.2	3,396.1	-538.1	-13.7
Supplies and materials	1.2	42.0	43.2	10.5	53.7	24.9	124.0	148.9	29.2	114.2	143.4	-5.5	-3.7
Furniture and equipment	23.5	15.2	38.7		38.7								
Subtotal non-staff	1,115.7	2,938.1	4,053.8	483.0	4,536.8	1,631.5	3,916.9	5,548.4	1,552.5	3,468.7	5,021.2	-527.2	-9.5
Total	6,174.3	12,770.1	18,944.4	1,573.4	20,517.8	6,022.5	13,058.3	19,080.8	6,431.1	12,905.1	19,336.2	255.4	1.3
Distributed maintenance	127.0	427.5	554.5		554.5	139.2	416.1	555.2	130.7	440.1	570.8	15.6	2.8

Table 68: Programme 3300: Proposed staffing for 2013

	vision of rt Services	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	P-1	Total P-staff and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic				1	3	11	12	7	2	36		10	10	46
Existing	Situation-related						5	20	25	1	51	3	50	53	104
	Subtotal				1	3	16	32	32	3	87	3	60	63	150
New/	Basic														
	Situation-related														
	Subtotal														
Redeployed/ Returned	Basic								1		1				1
	Situation-related								-1	-1	-2				-2
	Subtotal									-1	-1				-1
	Total				1	3	16	32	32	2	86	3	60	63	149

10-E-160812

(a) Sub-programme 3310: Office of the Director DCS

Non-staff resources

Travel

357. Regular meetings with representatives of various other international organisations and NGOs to keep abreast of current developments are necessary for the proper management of the division and require senior-level presence. These travel resources are necessary to execute the proper mandate of the Registry such as the protection of victims (article 43(6) of the Rome Statute). Travel is required to meet local authorities in situation and other countries, to prepare operations with regard to arrest and voluntary appearance, and to organize notification procedures.

Training

358. Specific areas, such as the freezing of assets, require special training, since such skills are particularly necessary and valuable tools in executing the multiple tasks of the Office of the Director DCS and the DCS in general.

Table 69: Sub-programme 3310: Proposed budget for 2013

3310			nditure 201 ands of eur				Approved Budget 2012 Proposed Budget 2013 (thousands of euro) (thousands of euro)						Resource growth 2013 vs 2012	
Office of the Director DCS	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%	
Professional staff						159.0	274.5	433.5	169.1	290.4	459.5	26.0	6.0	
General Service staff						60.6		60.6	63.2		63.2	2.6	4.3	
Subtotal staff	243.0	245.5	488.5		488.5	219.6	274.5	494.1	232.3	290.4	522.7	28.6	5.8	
General temporary assistance		118.0	118.0		118.0		112.6	112.6				-112.6	-100.0	
Temporary assistance for meet	tings													
Overtime														
Consultants		4.2	4.2		4.2	10.1	61.2	71.3				-71.3	-100.0	
Subtotal other staff		122.2	122.2		122.2	10.1	173.8	183.9				-183.9	-100.0	
Travel	1.1	41.6	42.7		42.7	11.1	33.2	44.3	19.7	22.4	42.1	-2.2	-5.0	
Hospitality														
Contractual services														
Training						18.4		18.4	12.3		12.3	-6.1	-33.2	
General operating expenses		0.5	0.5		0.5		5.0	5.0				-5.0	-100.0	
Supplies and materials														
Furniture and equipment														
Subtotal non-staff	1.1	42.1	43.2		43.2	29.5	38.2	67.7	32.0	22.4	54.4	-13.3	-19.6	
Total	241.5	395.0	636.5		636.5	259.2	486.5	745.7	264.3	312.8	577.1	-168.6	-22.6	
Distributed maintenance	5.5	12.3	17.8		17.8	6.1	12.0	18.1	5.6	11.6	17.1	-1.0	-5.3	

Table 70: Sub-programme 3310: Proposed staffing for 2013

	ice of the ctor DCS	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL	GS-OL	Total GS-staff	Total staff
Existing	Basic				1					1		1	1	2
	Situation-related							2	1	3				3
	Subtotal				1			2	1	4		1	1	5
	Basic													
New/ Converted	Situation-related													
	Subtotal													
Redeployed/ Reclassified/ Returned	Basic													
	Situation-related													
	Subtotal													
	Total				1			2	1	4		1	1	5

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(b) Sub-programme 3320: Court Management Section

359. The Court Management Section (CMS) has a twofold mandate: to keep a record of the Court's proceedings and to ensure that hearings run smoothly. Since 2011, a new mandate has been assigned to CMS: the processing of electronic evidence seized by the Registry, which has required the acquisition of in-house knowledge in digital forensics (by training a current staff member to the level of competency and expertise required), as well as the creation of an industry-standard laboratory. Keeping an accurate judicial record requires the coordinated interaction of a number of professional disciplines. The tasks of the staff of the section are constantly evolving, reflecting the Court's processes and its unique procedural framework, as well as the need to evolve in line with technological developments in order to optimize the section's use of resources.

360. The section's responsibility for the conduct of hearings includes ensuring that courtroom proceedings are scheduled appropriately and producing both an audio-visual and a written record of what is said during the hearings in real time, in both working languages of the Court. The section serves as the communication hub for parties, participants, Chambers and relevant Registry sections, such as language services, detention and witness protection, in all matters relating to the organisation of hearings. The section's courtroom officers, court clerks, audiovisual assistants, transcript coordinators and court reporters are all involved in these tasks.

361. The section's responsibility for keeping an accurate record of the Court's proceedings also includes, as well as hearing-related records, the reception, registration, distribution of all decisions, orders and documents from Chambers, parties and participants in all situations and cases. As the number of situations and cases before the Court increases, the section's responsibility in this area is incurring a growing workload, independently of hearing activity inside the courtrooms. Primary responsibility for these tasks falls on Court Records Assistants, together with the Associate Legal Officers (ALO)/Courtroom Officers, and with the support of the E-Court Systems Administration Assistant for the development, maintenance and updating of the underlying electronic database and applications.

Staff resources

Table 71: Sub-programme 3320: Approved staffing for 2012

Anticipated workload 2013	Number of FTE 2012	1	Number of FTE 2012	Estimated capacity 2012	Shortfall with additional resources	Shortfall without additional resources
Number of court days= 215	26	215	26	200	0	0

Basic resources

362. The basic resources of the Court Management Section are mainly devoted to dealing with the management and functional administration of the e-Court system, as well as overseeing and managing the operations of the section in all aspects.

Situation-related resources

General temporary assistance

363. Recurrent. Existing GTA: Two P-2 Court Reporters, 12 months (one French, one English), to complement the teams.

364. One additional GTA Court Records Assistant is requested for 12 months, continued from 2012, to deal with the increased number of filings submitted for registration in the records. It is anticipated that over 4,000 documents could be registered in the two Kenya cases. Based on previous year's experience, in all situations and cases the forecast capacity requirement is as follows: 14,567 documents to be registered, plus 1,441 reclassifications and 1,223 translation requests, totalling 920 working days. The workload indicator is 190 working days per Court Records Assistant per year. In order to absorb the workload, a total of 4.8 FTE is required. The team is composed of four Court Records Assistants, who process filings, and one Senior Court Records Assistant, who does not process filings, but

supervises and monitors the work and controls confidentiality and access. It is particularly important that the Court should have adequate capacity in this area; any delays or errors in processing court records potentially have serious consequences which adversely impact the image not only of the section, but also of the Registry, and of the Court as a whole. To cover the anticipated filings in all the situations and cases open in 2013, the Court considers that it requires one additional FTE.

Overtime

365. Occasional extended sitting hours of the Court, as well as operations relating to remote witness testimony, are expected to require courtroom staff to work overtime. In addition, overtime will be required for urgent filing of records after office hours. Overtime cannot be avoided when CMS has to react to requests for immediate assistance (late filings, urgent audiovisual copy requests necessitating processing in "real time", meaning that copying the audiovisual record of one hearing takes as long as the actual hearing). Where foreseeable, CMS has consistently endeavoured to prevent and limit the amount of overtime incurred, for example by implementing shift-working.

Non-staff resources

Basic resources

Supplies and materials

366. This recurring cost includes audio-visual tapes and disks for use for the provision of audiovisual support to events other than hearings, and for the "audiovisual copy-control" facility.

Situation-related resources

Travel

367. In support of remote witness testimony using video teleconferencing (VTC), AV support staff and an ALO/Courtroom officer will have to be present at remote locations. The assumption is for 15% of witness testimony by VTC. Resources are also required for the Kenya hearings.

Contractual services

368. External consultancy, in conjunction with ICTS, may be required in order to upgrade, maintain and improve ECOS. It is planned to rewrite all ECOS modules with more efficient software architecture and with greater emphasis on inter-module integration, improving the usability and value of the system.

Training

369. Specialised training for real-time court reporting to maintain speed and accuracy and for maintaining and updating in-house capacity for forensic evidence processing.

Supplies and materials

370. Includes broadcast-quality video tapes, DVDs and other supplies for audio-visual support of 215 days of court hearings, the use of consumables for the provision and distribution of evidence used in court, and provision of courtroom session material to press and public.

Table 72: Sub-programme 3320: Proposed budget for 2013

3320 Court Management Section			nditure 201 ands of eur				ved Budget 2 sands of eur			sed Budget 2 sands of eu		Resource growt 2013 vs 2012			
Court Management Section	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%		
Professional staff						397.8	739.5	1,137.3	420.1	774.2	1,194.3	57.0	5.0		
General Service staff						121.2	683.1	804.3	126.5	711.6	838.1	33.8	4.2		
Subtotal staff	525.0	1,354.5	1,879.5		1,879.5	519.0	1,422.6	1,941.6	546.6	1,485.8	2,032.4	90.8	4.7		
General temporary assistance	-0.4	553.7	553.3	243.5	796.8		225.2	225.2		256.7	256.7	31.5	14.0		
Temporary assistance for meet	tings														
Overtime		7.4	7.4		7.4		20.0	20.0		15.0	15.0	-5.0	-25.0		
Consultants		17.2	17.2		17.2	14.6	9.0	23.6				-23.6	-100.0		
Subtotal other staff	-0.4	578.3	577.9	243.5	821.4	14.6	254.2	268.8		271.7	271.7	2.9	1.1		
Travel		16.1	16.1		16.1		30.0	30.0		40.1	40.1	10.1	33.7		
Hospitality															
Contractual services		206.9	206.9	49.5	256.4		97.2	97.2		56.3	56.3	-40.9	-42.1		
Training		23.6	23.6		23.6	15.0	10.8	25.8		19.0	19.0	-6.8	-26.4		
General operating expenses						7.8		7.8	5.9		5.9	-1.9	-24.4		
Supplies and materials	0.6	30.2	30.8	10.5	41.3	9.7	92.8	102.5	13.0	88.0	101.0	-1.5	-1.5		
Furniture and equipment	4.7	15.2	19.9		19.9										
Subtotal non-staff	5.3	292.0	297.3	60.0	357.3	32.5	230.8	263.3	18.9	203.4	222.3	-41.0	-15.6		
Total	529.9	2,224.8	2,754.7	303.5	3,058.2	566.1	1,907.6	2,473.7	565.5	1,960.9	2,526.4	52.7	2.1		
Distributed maintenance	16.6	82.2	98.8		98.8	18.2	80.0	98.2	19.5	77.2	96.7	-1.5	-1.5		

Table 73: Sub-programme 3320: Proposed staffing for 2013

Court Man	agement Section	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic					1		1	2	4		2	2	6
Existing	Situation-related							1	8	9	1	10	11	20
	Subtotal					1		2	10	13	1	12	13	26
	Basic													
New/	Situation-related													
	Subtotal													
	Basic													
Redeployed/ Returned	Situation-related													
	Subtotal													
	Total					1		2	10	13	1	12	13	26

(c) Sub-programme 3330: Detention Section

- 371. The Detention Section's aim is to provide safe, secure and humane conditions to those persons detained by the Court while awaiting trial and/or appeal. Its overall objective is to deliver a physically and mentally healthy environment to suspects and accused at every stage of the initial detention up until the person is either released on the Court's order or transferred to a State of enforcement to serve his or her sentence.
- 372. On 31May 2011 the Detention Centre received the four detained witnesses who had been held since 27 March 2011 at ICTY UNDU. To date the four detained witnesses are still at the Detention Centre awaiting the outcome of asylum procedures.
- 373. Since the arrival of new detainees, there has been an enormous increase in the number of applications by new potential visitors for authorizations to visit. There has been a corresponding increase in the amount of incoming mail, which has to be screened, recorded and processed. Hundreds more telephone calls are being received within the Detention Centre administration department as a result of a number of concerted supporter campaigns, which include the use of websites, Facebook and viral messaging, substantially increasing the workload of the Detention Centre. The workload indicators have been expanded to reflect this increase.

Table 74: Workload Indicator

Anticipated workload 2012	Number of staff 2010	workload	Number of staff 2011 handling the work	f Actual workload 2011	Estimated workload 2013
Number of transports outside host prison		417		411	125
Hours of visits	2 (GS-OL)	1,138	2 (GS-OL)	1,720	1,850
Applications by new potential visitors	-	98		95	245
Number of detained persons	5 (3P+above)	4 (+1)	5 (3P+above)	5 dps + 4 dws (+1)	5

(dps=detained persons, dws=detained witnesses, figure between brackets refers to SCSL detained person)

Basic resources

Recurrent expenditures

Travel

374. To attend the Conference of International Prison Association.

Rental of Premises

375. Rental of cells is based on six cells, including remand programme and staff. On 1February 2012, due to the downsizing of ICTY UNDU, the Court took over its part of shared functions. These shared functions include manning the 24-hour control centre and carrying out security duties at the entrance to Building 4 and providing other joint services, every fourth day.

Supplies and materials

376. Uniforms (replacement staff and wear-and-tear)

Situation-related resources

377. Recurrent expenditures

General operating expenses

378. Other miscellaneous operating costs include medical care and items specific to the well-being of detainees in relation to respect for religious and cultural background (pursuant to regulation 102 of the Regulations of the Court and regulation 199 of the Regulations of the Registry).

Consultants

379. Psychologist and/or psychiatrist services for the well-being of the detained persons, on a case-by- case basis.

Training

380. Includes specific training related to detention and prison management as well as human rights in an international context.

Contractual services

381. Additional cost as result of the use of cells in Judicial Medical Centre

Table 75: Sub-programme 3330: Proposed budget for 2013

3330			nditure 2011 ands of euro				ed Budget 2 sands of eur			ed Budget 2 sands of eur		Resource growth 2013 vs 2012			
Detention Section	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%		
Professional staff						196.1	80.3	276.4	208.6	83.9	292.5	16.1	5.8		
General Service staff						60.6	60.6	121.2	63.2	63.2	126.4	5.2	4.3		
Subtotal staff	282.2	139.3	421.5		421.5	256.7	140.9	397.6	271.8	147.1	418.9	21.3	5.4		
General temporary assistance															
Temporary assistance for meet	tings														
Overtime															
Consultants							5.4	5.4		6.0	6.0	0.6	11.1		
Subtotal other staff							5.4	5.4		6.0	6.0	0.6	11.1		
Travel	4.2	1.3	5.5		5.5	3.0		3.0	4.0		4.0	1.0	33.3		
Hospitality															
Contractual services		12.8	12.8		12.8		2.1	2.1		2.1	2.1				
Training	0.4	4.4	4.8		4.8	1.5	17.0	18.5	1.5	17.0	18.5				
General operating expenses	1,063.7	53.6	1,117.3	65.0	1,182.3	1,377.9	155.5	1,533.4	1,381.0	118.4	1,499.4	-34.0	-2.2		
Supplies and materials		1.1	1.1		1.1	6.5	6.0	12.5	7.5		7.5	-5.0	-40.0		
Furniture and equipment	5.5		5.5		5.5										
Subtotal non-staff	1,073.8	73.2	1,147.0	65.0	1,212.0	1,388.9	180.6	1,569.5	1,394.0	137.5	1,531.5	-38.0	-2.4		
Total	1,356.0	212.5	1,568.5	65.0	1,633.5	1,645.6	326.9	1,972.5	1,665.8	290.6	1,956.4	-16.1	-0.8		
Distributed maintenance	8.3	8.2	16.5		16.5	9.1	8.0	17.1	8.3	7.7	16.1	-1.0	-6.1		

Table 76: Sub-programme 3330: Proposed staffing for 2013

Detent	ion Section	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic						1		1	2		1	1	3
Existing	Situation-related								1	1		1	1	2
	Subtotal						1		2	3		2	2	5
	Basic													
New/ Converted	Situation-related													
	Subtotal													
Redeployed/	Basic													
Reclassified/	Situation-related													
Returned	Subtotal													,
	Total						1		2	3		2	2	5

(d) Sub-programme 3340: Court Interpretation and Translation Section

382. The Court Interpretation and Translation Section (STIC) provides language services for the efficient conduct of Court business. The section provides language services to Chambers, Presidency and Registry, including translation, revision and editing of Court documents; consecutive and simultaneous interpretation for trial hearings, press conferences, meetings and other events at the seat of the Court and elsewhere; assistance and guidance in terminology and references; management of language tools to make sure that consistent terminology is used in all the organs of the Court. The section also ensures recruitment, training and accreditation of field interpreters jointly with the Language Services Unit (LSU) of the Office of the Prosecutor. Over and above translation and interpretation to and from the Court's two working languages, French and English, STIC has to face the specific challenge posed by the other languages used in Court proceedings. Many languages that the Court requires for its proceedings often do not have any qualified professional translators and interpreters. This means that the section has had to train interpreters so that they can interpret from and into a language that may be spoken by the accused, or by a number of witnesses. Without this tailored training, undertaken by the section over the period 2006-2012 for five different languages, there could have been no court hearings held in any proceedings. On the one hand, for 2013 the section is significantly reducing its resources in Swahili, Lingala and Sango due to changing priorities. On the other hand, the trials of the two Kenya cases represent a multiple challenge: there will be a Standard Swahili booth required at both trials; there will be a Kalenjin booth at the Kenya 2 trial; there will be several other Kenyan languages that will be used in the courtroom which will require interpretation from and into English. These languages are in both cases: Luhya, Luo, Kikuyu, Kisi and Kamba.

Table 77: Translation in-house resources (basic and situation-related)

Translators	Number of FTE 2011	Number of FTE 2012 and 2013
French	7.2	8.2*
English	4.8	6**
Arabic	0.8	0.8

^{*} redeployed post (P-2) returned to STIC

^{**} post of a situation language (P-2) changed to English

Revisers	Number of FTE 2011	Number of FTE 2012 and 2013
French	2.8	2.8
English	1	1
Arabic	1	1

Staff resources

Basic resources

Temporary assistance for meetings

383. Recurrent. Short-term Linguistic/Legal Editor for checking and editing of documents for submission to meetings of the Committee, including in particular Court reports and the Court's proposed programme budget. The work involves ensuring that all documents are clearly written, stylistically consistent and properly referenced and structured. This work can no longer be done in-house due to concurrent judicial requirements for translation.

384. New. Short-term translators for translation into French of the MPIII part of the Budget document. In previous years, this was done in-house, but, in light of the current workload for judicial documents, this is no longer possible,

- 385. Additional freelance interpreters will be necessary for two NGO round table meetings and for two diplomatic briefings in 2013, as the assumptions are for continuous Bemba trial hearings.
- 386. New. A visit to the Court by a Spanish-speaking delegation will require recruitment of freelance interpreters with Spanish.

Situation-related resources

Staff resources

- 387. One post P-1 for Lingala paraprofessional interpreter #8959 is abolished.
- 388. One post P-2 #9002 is redeployed to VPRS.

General temporary assistance

Recurrent

- 389. One P-2 Associate Translator for Arabic. Arabic is increasingly important at the Court, not only as an official language, but, with the widening of situations and cases in the Arabic-speaking world, and their increasing legal complexity, specifically requiring a permanent small unit (one translator and one reviser). Regular translation activities are performed on a daily basis in the section. A chronic shortage of reliable freelance translators with legal translation experience necessitates the existence of a small Arabic unit within the section to maintain the operational capacity for Arabic, particularly in view of judicial deadlines. The post has been funded out of GTA in STIC since 2007.
- 390. One P-2 Associate Operational/Field Interpretation Coordinator. The post is required to ensure continued and effective sourcing, recruitment and training of field interpreters in relation to all current and future situations. The post has special training responsibilities in respect of field interpreters, which is a prerequisite for accreditation. The training and accreditation of field interpreters has been carried out jointly by STIC and the Office of the Prosecutor's Language Services Unit (LSU) since 2004, thus pooling resources for greater effectiveness and efficiency. The post has been funded out of GTA in STIC since 2009.
- 391. Four P-1 Para-professional Interpreters for Sango (six months each). The team of four provides interpretation from and into Sango for the *Bemba* proceedings, as the majority of witnesses are Sango speakers. There are no freelance professional Sango interpreters and the in-house team was trained by STIC in 2010.
- 392. One GS-PL Language Assistant for Sango (six months). The language assistant provides support for the witnesses in preparation for the in-court testimony stage. As the majority of witnesses are Sango speakers, VWU staff cannot communicate with the witnesses without the assistance of a Language Assistant.
- 393. Four P-1 Paraprofessional interpreters for Kalenjin (9 months each). The paraprofessional interpreters would be trained in order to carry out interpretation from and into Kalenjin and English for the *Kenya 2* case. Booth of four is standard when interpreters are interpreting in two directions. The paraprofessional interpreters would also be required to transcribe and translate material from Kalenjin into English as required.
- 394. One P-3 Interpreter for Swahili Standard (5 months). Because there are some inhouse resources (Swahili/Lingala interpreters) which would service one trial, either Bemba (Lingala) or Kenya 1 or 2, one additional interpreter is necessary to complete the Swahili booth.
- 395. Operational/Field Interpreters. The funds are to provide basic support to meet the needs of client sections in terms of field and operational support, with absolute priority given to judicial matters: Counsel Support Section, Victims Participation and Reparations Section, Security and Safety Section and Office of Public Counsel for Victims. Also, interpreters are required to provide services prior to hearings for witness familiarisation and at hearings for witnesses speaking languages such as Luhya, Luo, Kikuyu, Kisi and Kamba. Field interpretation will be required for outreach in the same languages. These individual contractors are recruited on SSA contracts on a needs basis from a list of accredited field interpreters.

Table 78: Workload

	Workload 2009	Workload 2010	Workload2011	Anticipated workload 2012	Anticipated workload 2013
Field Interpreter days	743	1,247	602	1,355	596

Temporary assistance for meetings

396. Freelance interpreters will have to be recruited to support Court in-house staff interpreters to provide interpretation for events in excess of what can be serviced by staff interpreters. Such additional needs planned for 2013 include seminars for counsel, parallel appeals hearings for the *Lubanga* and *Katanga/Ngudjolo* cases, Arabic booth for ongoing cases in the situation in the Sudan, three press conferences and the freelance interpreters to support Court staff for interpretation from and into Lingala in the Bemba case to make up the full team. The total for these additional interpretation needs that cannot be covered by staff interpreters is €153,200.

Consultants

397. Expert panels for Kenyan languages, without which training for interpreters cannot take place.

Table 79: Interpreter-days

	2009	2010	2011	Anticipated 2012	Anticipated 2013
Interpretation days judicial	1,643	3,867	3,569	1,689	2,150
Interpretation days non-judicial	424	767	151	161	70
Total	2,067	4,634	3,720	1,850	2,220

Non-staff resources

Basic resources

Contractual services

398. Continued ECOS enhancement of the modules for translation, interpretation and field interpretation. Enhancements and maintenance cannot be done in-house.

399. New. Outsourcing translation of audit reports for the Committee, as requested by the Office of Internal Audit.

Supplies and materials

400. These resources are required to purchase dictionaries and reference materials in working and official languages, as well as to pay for recurrent online subscriptions to reference databases and dictionaries needed by translators, revisers, interpreters and terminologists.

Situation-related resources

Travel

401. For operational interpretation, including witness familiarization, monitoring and transcription, as well as continuing field interpretation requirements, for which there are very few qualified field interpreters locally. To maintain a sufficient roster of accredited field interpreters with the relevant (situation-related) languages, a number of field interpreter accreditation missions will need to be undertaken.

Contractual services

402. The proposed resources are for the outsourcing of translations to meet obligations under article 87(2) of the Rome Statute, rule 42 of the Rules of Procedure and Evidence and regulation 40(3) of the Regulations of the Court.

- 403. Outsourcing translation based on service requests for PIDS and in accordance with their requirements.
- 404. This item, which shows an increase of 50.3%, includes outsourced translation, outsourced terminology and translation- and terminology-related services in relation to documents that cannot be dealt with in-house. In-house resources have a limited capacity for French, English and Arabic translation. All other languages have to be outsourced. Also includes external printing for 600 copies of the Terminology Bulletin three times a year in the six official languages of the Court, and selected situation/case languages.

Training

405. The reduced resources are required for the participation of one staff member in the International Terminology Summer School 2013 (part of the STIC training schedule).

Supplies and materials

406. To purchase dictionaries and reference materials in situation/case languages which are necessary for translators, revisers, interpreters and terminologists.

Table 80: Sub-programme 3340: Proposed budget for 2013

3340 Court Interpretation and			nditure 201 ands of eur				ed Budget 2 sands of eur			ed Budget 2 sands of eur		Resource gro 2013 vs 201			
Translation Section	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%		
Professional staff						1,710.7	2,386.6	4,097.3	1,829.0	2,366.1	4,195.1	97.8	2.4		
General Service staff						242.4	258.9	501.3	252.9	269.0	521.9	20.6	4.1		
Subtotal staff	2,109.7	2,404.9	4,514.6		4,514.6	1,953.1	2,645.5	4,598.6	2,081.9	2,635.1	4,717.0	118.4	2.6		
General temporary assistance	-3.0	1,222.8	1,219.8	121.4	1,341.2		784.7	784.7		867.2	867.2	82.5	10.5		
Temporary assistance for meeti	ings 351.0	358.9	709.9	480.9	1,190.8	12.0	420.7	432.7	180.0	153.2	333.2	-99.5	-23.0		
Overtime															
Consultants	174.9	2.2	177.1	0.8	177.9		33.8	33.8		20.1	20.1	-13.7	-40.5		
Subtotal other staff	522.9	1,583.9	2,106.8	603.1	2,709.9	12.0	1,239.2	1,251.2	180.0	1,040.5	1,220.5	-30.7	-2.5		
Travel	6.3	80.7	87.0	20.0	107.0	6.0	139.0	145.0	5.2	159.2	164.4	19.4	13.4		
Hospitality															
Contractual services		13.4	13.4	12.1	25.5	61.4	42.2	103.6	40.2	115.5	155.7	52.1	50.3		
Training		12.1	12.1		12.1		8.9	8.9		2.7	2.7	-6.2	-69.7		
General operating expenses															
Supplies and materials	0.6	4.0	4.6		4.6	8.7	9.5	18.2	8.7	9.5	18.2				
Furniture and equipment	7.4		7.4		7.4										
Subtotal non-staff	14.3	110.2	124.5	32.1	156.6	76.1	199.6	275.7	54.1	286.9	341.0	65.3	23.7		
Total	2,646.9	4,099.0	6,745.9	635.2	7,381.1	2,041.2	4,084.3	6,125.5	2,316.0	3,962.5	6,278.5	153.0	2.5		
Distributed maintenance	55.2	119.2	174.4		174.4	60.5	116.0	176.5	55.6	112.0	167.6	-8.9	-5.1		

Table 81: Sub-programme 3340: Proposed staffing for 2011

and T	nterpretation Franslation Section	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	P-1	Total P-staff and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic					1	7	7	1		16		4	4	20
Existing	Situation-related						5	12	7	1	25	1	3	4	29
	Subtotal					1	12	19	8	1	41	1	7	8	49
	Basic														
New/	Situation-related														
	Subtotal														
	Basic														
Redeployed/ Returned	Situation-related								-1	-1	-2				-2
	Subtotal								-1	-1	-2				-2
	Total					1	12	19	7		39	1	7	8	47

(e) Sub-programme 3350: Victims and Witnesses Unit

407. Under article 43(6) of the Rome Statute, the VWU is mandated to provide protective measures and security arrangements, counselling and other appropriate assistance to witnesses, victims who appear before the Court and others who are at risk on account of testimony given by such witnesses. As a service provider, the VWU acts on the basis of referrals from the parties and others, and calculates its annual budget according to the anticipated number of requests for services received for protection and support, or for witnesses to appear before the court to testify. The VWU provides its services to the Chambers, the parties and participants.

408. For the year 2013, the Victims and Witnesses Unit (VWU) presents a total budget reduced by 1.3 per cent from that approved for 2012. This reduction has been largely achieved as a result of thorough review of cots and working methods, and a prioritization of service requests in consultation with VWU clients. In addition, it takes into account a fall in the number of witnesses expected to appear before the Court in 2013, in line with the Court's assumptions. The request for additional resources for GTA has to be understood in light of the fact that the workload of VWU is nevertheless expected to increase in 2013. This is due, on the one hand, to the necessary psycho-social and threat assessments for witnesses in the field and, on the other hand, to ht fact that participants in the ICC Protection Programme have remained under the care of VWU for extended periods of time and has been continuously increasing.

409. Finally, following the evaluation of the VWU by the Office of Internal Audit, and the consequent decision of the Registrar to make the restructuring of the VWU a top priority, the VWU, in close coordination and consultation with Director of the Division of Court Services, is preparing a proposal for a new structure. In accordance with the recommendations of the Internal Auditor, the aim of the new structure is to enhance reporting lines within the VWU and strengthen the modalities of financial and administrative control. The proposal for the new structure, once finalized and approved by the Registrar, may lead to a number of reclassifications of posts. Requests for reclassifications will then be proposed and requested in the budget for 2014.

Staff resources

Situation-related resources

General Temporary Assistance

One P-3 Psychologist/Trauma Expert at HQ (CIS- Ops)

410. Recurrent. In last year's budget proposal, the VWU explained in detail its need for this post and the incumbent's functions. ⁵⁸What was stated there continues to apply. In particular, the VWU would again take this opportunity to point out that this is a post mandated under article 43(6) of the Rome Statute, which provides that "the Unit shall include staff with expertise in trauma, including trauma related to crimes of sexual violence", and that the Unit was instructed by oral decision of Trial Chamber I, ⁵⁹ to ensure that its permanent team included a professional psychologist.

One Associate Legal Officer P-1 at HQ (CIS-Ops) – 12 months

- 411. Continued. Due to the increase in the Court's judicial activities, it was necessary to recruit an Assistant Legal Officer (P-1) in 2010 to assist the VWU's Associate Legal Officer in coping with the ever increasing legal workload. Since then, the workload of the Unit's legal staff has remained consistently high, and is not expected to fall in 2013.
- 412. The Assistant Legal Officer is required to assist the Associate Legal Officer in performing the following duties:
- (a) Filings: upon request of the Chamber or on the basis of regulations 24(*bis*) or regulation 41 of the Regulations of the Court.

⁵⁸ Official Records ... Tenth session ... 2011 (ICC-ASP/10/20), vol. II, part A, paras. 403-405.

⁵⁹ ICC-01/04-01/06-T-118-Conf-*Exp*, page 15, line 25 to page 16, line 13.

- (b) Reports to the Chamber by way of e-mails.
- (c) Participation in hearings and relevant preparation.
- (d) Provision of presentations/trainings/workshops/interviews.
- (e) Participation in negotiation process with States Parties, including drafting of agreements and correspondence, attendance at meetings, taking of minutes and record keeping.
- (f) Provision of legal advice and opinions on all legal and administrative matters related to the work of the VWU and assisting in drafting or reviewing of correspondence and memoranda, policy papers, procedures, and guidelines prepared by the staff of the VWU.
- (g) Reviewing court documents, following court proceedings and keeping VWU staff informed, both at Headquarters and in the field, of all matters of relevance to the work of the VWU.
- (h) Maintaining and updating the record system of all VWU policies, procedures and guidelines of the VWU in both English and French.
 - (i) Participation in working groups (Court-wide).

One Operations Coordinator and Protection Advisor P-3 for Côte d'Ivoire (FOP-CIV) — 6 months

- 413. This position, which was approved in the 2012 budget and is currently under recruitment, is requested in support of VWU operations in Côte d'Ivoire in 2013. The position is being requested for a period of six months as a bridging measure to ensure the continuity of the work of the VWU in that country until such time as the established post of Field Witness Officer, P-3, currently assigned to the DRC, is redeployed from Kinshasa to Abidjan in 2013 as a result of the reduction in Court activities in the DRC.
- 414. The responsibilities of the Operations Coordinator and Protection Adviser are to manage the appearance of any witnesses if necessary and to advise VWU on victims and witness operations in the field; to manage the Initial Response System (IRS); to provide overall coordination of VWU activities in the Area of Responsibility (AOR): to represent VWU in the AOR and manage and coordinate all VWU activities and Field Operations in the AOR; to train local (or international where relevant) VWU staff both on Initial Response Systems (IRS) and other local protective measures; to provide operational and logistical support for all Protection, Support and Trial operations; coordinate VWU missions/staff movements with the Security Officer and participate in Field security coordination meetings; to liaise with government authorities, UN agencies and other interlocutors on VWU related matters: to establish good working relationships and functioning networks with local and national authorities and civil society (NGOs and IGOs); to liaise with parties and participants in the field and provide training on good practices to legal representatives and intermediaries upon request; in cooperation with the Associate Protection Office, to provide training to legal representatives and intermediaries on good practices upon request; to work in close cooperation with the Head of Protection to plan and facilitate witness protection requirements; to manage and assist ICCPP witnesses in the area of responsibility; to conduct risk/threat assessments for victims, witnesses and others at risk on the account of testimony; to liaise with local and regional authorities/agencies with regard to witness protection; to develop witness protection capabilities in areas of responsibility; to plan for the movement of ICCPP witnesses for the purpose of assessment/relocation/testimony

One Associate Psychologist P-2 at HQ (CIS-Ops) – 10 months

415. To assist the existing Psychologist (see para. 413 above). The workload has become unmanageable for one staff member. In particular, there has been a significant increase in the number of ICCPP referrals, leading to an increased number of psycho-social assessments of applicants and their family members. In addition, due to the risk posed to people admitted to the ICCPP, a significant number of participants have required temporary relocation to international locations pending their permanent relocation to another country.

This has led to a significant increase of the psychosocial support provided to such persons and their dependants, and, on occasion, to overlapping requests, which cannot be dealt with simultaneously by one person alone, leading to delays and potential psychological harm among vulnerable victims.

416. Moreover, the number of field missions carried out by the Psychologist has increased significantly, as she has a crucial role in the assessment of ICCPP applicants in the field, However, the different Trial Chambers also request the permanent presence of the Psychologist at the seat of the Court when it is in session, to provide vulnerability assessments and other reports to the Chamber as well as to offer in-court assistance when required, It is thus not possible to organize field-missions when one of the Trial Chambers is in session, since the Psychologist cannot be in two places at once. The additional post will help to resolve this problem, and alleviate delays in providing essential support to vulnerable victims.

One Protection Assistant GSOL at HQ (FOP-OPS) – 12 months

- 417. The VWU currently has one established post of Protection Assistant. International best practice for witness protection requires staff to always work in pairs to ensure the safety and security of both staff and witnesses. This safe working practice is especially relevant to the VWU's Protection Assistant, whose core function is the case management of witnesses participating in the protection programme of the Court.
- 418. Furthermore, throughout the year 2011, as well as in the first half of 2012, the current Protection Assistant has performed large amounts of overtime, averaging 30 hours every month, and with the high workload, the work planning has not allowed for the Protection Assistant to take sufficient annual leave or compensatory time off.
- 419. The additional Protection Assistant would assist the existing incumbent in the following tasks: implement case management of host State witnesses and internationally relocated witnesses; act as the focal point for all ICCPP locally and/or internationally relocated witnesses liaising with the local authorities in the relocation country; organize and facilitate the travel of ICCPP witnesses appearing before the Court to testify, including escorting witnesses during travel, providing all the logistics necessary and protection; escort witnesses for the purpose of international relocation; administrative duties for the purpose of information management for the Protection sub-unit.
- 420. The new Protection Assistant would also assist in conducting post-testimony security questionnaires and assessments of witnesses who have concluded their testimony; developing and providing training to VWU personnel at Headquarters and the Field on best practices; assisting the Associate Protection Officers in the planning and preparation of witness operations and providing all the logistics functions and protection as necessary under the guidance of the Head of Protection; developing standard operating procedures; undertaking call duties for witnesses at HQ on a 24hr basis, including the monitoring of the duty phone for all ICCPP internationally relocated participants; liaising at Headquarters with the local authorities and other stakeholders for management of the ICCPP, as well as other matters.

Overtime

421. Recurrent. VWU staff — in particular Protection Assistants, Support Assistants, and Trial Operation Assistants — are continuing to perform high overtime hours in relation to case management of witnesses who are participants in the Court's Protection Programme. The Court is proposing to maintain unchanged the total for overtime compensation payments to such staff.

Non-staff resources

Basic resources

Travel

422. Recurrent. Mission travel is foreseen to negotiate witness relocation agreements and to attend witness protection conferences and remain abreast of international best practices

in this field. It shows a marginal increase, offset by a significant fall in situated-related travel (see following para.).

Situation-related resources

Travel

- 423. Recurrent. Staff travel comprises operational travel relating to the provision of witness protection and support services including witness escort travel for trial purposes, as well as staff travel related to witness protection and support.
- 424. Situation-related staff travel to cover the following activities:
- (a) Witness escort for trial purposes comprising mainly of individual escort of protected witnesses, and escort of non-protected witnesses where required.
- (b) Resettlement and relocation of witnesses, including travel related to the conducting of threat and psycho-social assessment, staff advance preparatory missions to relocation country, physical resettlement or relocation of witnesses and case management or follow-up visits to resettled or relocated witnesses.
 - (c) Psycho-social assessment and the provision of support services to witnesses.
 - (d) Implementation of Local Protective Measures.
 - (e) Initial Response Systems (IRS) setup, supervision and testing.
 - (f) Field travel for planning, supervision and audit of field operations.
- (g) Field travel to provide training on psycho-social and protection matters in relation to victims.
 - (h) Coordination meetings for Headquarters and field staff.

General Operating Expenses

- 425. Recurrent. Resources are required to cover the following:
- (a) Trial-related costs, including travel of victims and witnesses and their accommodation in the field and at the seat of the Court, as well as of accompanying support persons, preparation of travel documents, clothing, allowances, health insurance, and witness allowances. Under the Court's assumptions, 42 victims and witnesses are anticipated to appear before the Court for testimony in 2013, for three hearings (the travel budget is based on the assumption that approximately 15 per cent of the witnesses may testify by video-link).
- (b) Establishment of Initial Response Systems (IRS), to respond to immediate threat to victims and witnesses, in four situations where the Court is operational. For the year 2013, the Court will continue to maintain the IRS in the DRC with a view to gradually reducing the number of IRS established there in view of reduced activities and ongoing implementation of the exit strategies for witnesses. The Court will also continue to maintain the IRS in the Central African Republic, in Kenya and in Côte d'Ivoire.
- (c) Witness relocation expenses for the Central African Republic, Kenya and Côte d'Ivoire.
- (d) Witness resettlement expenses for DRC, Central African Republic, Kenya, and Côte d'Ivoire. In view of the fact that the implementation of exit strategies for DRC witnesses has already commenced in 2012, a reduced amount for witness resettlement and related costs in the DRC has been allowed for in the 2013 budget.
 - (e) Assisted removal expenses for witnesses in Kenya and Côte d'Ivoire.
- (f) Protection advice and Local Protection Measures in the Kenya and Côte d'Ivoire situations.

Training

- 426. The following VWU specialised training courses are foreseen for 2013:
- (a) First Aid Training for VWU staff (refresher course): this mandatory refresher first aid course is required to ensure the validity of the First Aid diploma acquired by the VWU Support Assistants dealing directly with witnesses, enabling them to stay up-to-date with their knowledge and training, and to respond effectively in emergency medical situations.
- (b) UNDSS Security Analysis Process and Practice Course: the course will provide participants with security analysis tools which are essential for the VWU. They will gain the necessary skills in respect of how and where to obtain different types of information, from different sources and how to compile and maintain databases.
- (c) Two Seminars on Trauma: to be attended by the VWU Psychologist to stay up to date with the most recent developments in the field of trauma, mental health and psychosocial support, to network and strengthen connections in the community of psychologists and experts.
- (d) Training on Common Law Systems: to be attended by either the Associate or Assistant Legal Officer of the VWU, enabling them to enhance their legal skills relevant to the mandate of the VWU, including reviewing and drafting documents related to the different issues of international law and procedure and the latter's practical implications and consequences.
- (e) Data Protection and Information Security Course: to be attended by one Associate Protection Officer and one Confidential Accounts Assistant This practical training session is for staff members working in the field of data protection and provides a complete training package on the fundamentals of data protection and a thorough grounding in the most important aspects of data protection practice, including data retention, transferring data to third parties, the main exemptions, criminal offences, the powers of the data protection regulator, marketing, emailing and faxing, the use of cookies on websites, risk assessments and data destruction.

Supplies and Materials

427. Recurrent. This covers cost of supplies and materials for the needs of VWU waiting rooms and renewal of annual subscriptions for newsletters and magazines for the sole use of witnesses.

Table 82: Sub-programme 3350: Proposed budget for 2013

3350			nditure 201 ands of eur				ved Budget i usands of eu			sed Budget I sands of eu		Resource growth 2013 vs 2012	
Victims and Witnesses Unit	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						646.2	1,025.9	1,672.1	689.0	1,090.8	1,779.8	107.7	6.4
General Service staff						60.6	1,105.8	1,166.4	63.2	1,176.6	1,239.8	73.4	6.3
Subtotal staff	666.5	2,263.5	2,930.0		2,930.0	706.8	2,131.7	2,838.5	752.2	2,267.4	3,019.6	181.1	6.4
General temporary assistance		517.9	517.9	65.6	583.5		164.7	164.7		423.3	423.3	258.6	157.0
Temporary assistance for meet	ings												
Overtime		39.6	39.6		39.6		43.1	43.1		43.1	43.1		
Consultants		38.2	38.2	15.1	53.3		19.1	19.1				-19.1	-100.0
Subtotal other staff		595.7	595.7	80.7	676.4		226.9	226.9		466.4	466.4	239.5	105.6
Travel		579.6	579.6	32.2	611.8	25.8	586.6	612.4	26.5	581.1	607.6	-4.8	-0.8
Hospitality													
Contractual services													
Training		11.2	11.2		11.2		24.6	24.6		25.1	25.1	0.5	2.0
General operating expenses		1,650.8	1,650.8	225.9	1,876.7		2,388.0	2,388.0		1,890.8	1,890.8	-497.2	-20.8
Supplies and materials		6.1	6.1		6.1		4.7	4.7		5.7	5.7	1.0	21.3
Furniture and equipment													
Subtotal non-staff		2,247.7	2,247.7	258.1	2,505.8	25.8	3,003.9	3,029.7	26.5	2,502.7	2,529.2	-500.5	-16.5
Total	666.5	5,106.9	5,773.4	338.8	6,112.2	732.6	5,362.5	6,095.1	778.7	5,236.5	6,015.2	-79.9	-1.3
Distributed maintenance	19.3	176.8	196.1		196.1	21.2	172.0	193.2	19.5	166.0	185.5	-7.7	-4.0

Table 83: Sub-programme 3350: Proposed staffing for 2013

Victims and	l Witnesses Unit	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic					1	2	2	1	6		1	1	7
Existing	Situation-related							5	6	11	1	31	32	43
	Subtotal					1	2	7	7	17	1	32	33	50
	Basic													
New/ Converted	Situation-related													
	Subtotal													
Redeployed/	Basic													
Reclassified/	Situation-related													
Returned	Subtotal													
	Total					1	2	7	7	17	1	32	33	50

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(f) Sub-programme 3360: Victims Participation and Reparations Section

- 428. The Victims Participation and Reparations Section (VPRS) is the specialized unit within the Registry envisaged in regulation 86(9) of the Regulations of the Court, charged with assisting victims in participating in different phases of proceedings and reparations in accordance inter alia with rules 16 and 89 to 96 of the Rules of Procedure and Evidence. The section undertakes operations both in the field, in order to enable victims to make their applications, to be legally represented and to participate in proceedings effectively, and at the seat of the Court to manage and file victims' applications and other information received, and to assist Chambers by analysing and preparing reports on applications, redactions, and other assistance.
- 429. The workload of the section depends on the number of situations in which there are judicial proceedings, the stage of proceedings, and the number of applications for participation and reparations received. The work of the section is not primarily linked to the number of actual hearing days; the peaks in workload tend to be during the preparation for trial or pre-trial proceedings phases, when large numbers of victims' applications need to be processed in a timely manner in order to enable Chambers to decide on victims' applications in advance of the relevant hearings in which they wish to participate.
- 430. In this context, based on the 2013 budget assumptions, the VPRS expects to face the following workload in 2013:
- (a) Preparation for trial in the two *Kenya* cases and *Banda/Jerbo*: receive, process and file victims' applications. Given the scope of the charges in the two *Kenya* cases (according to estimates of the Prosecutor, more than 400,000 internally displaced persons), large numbers of potential victims linked to the charges are expected to present applications to participate in the proceedings in the months preceding the trial, on a larger scale than ever previously experienced. A figure of 5,000 applications per case is assumed, making a total of 10,000. Only a small number of new applications for participation and/or reparations is be expected in *Banda/Jerbo* (a maximum of 250).
- (b) Bemba/Kenya trials: support to Chamber in trial proceedings, including managing documents relating to participating victims and applicants for reparations and implementing Chamber's orders during the trial, in particular preparing and filing differently redacted versions of documents or reports, and conveying appropriate messages to victims in the field.
- (c) Possible reparations phases in *Katanga/Ngudjolo* and *Bemba*, and in *Lubanga*, if not completed in 2012: receive, process and file victims' applications. A total of 500 applications for reparations in each of the *Katanga/Ngudjolo* and *Lubanga* cases is assumed, given that most victims who applied to participate in these proceedings would be expected to request reparations (a joint form for both participation and reparation was introduced only in 2010). In Bemba, it is estimated that 5,000 applications for reparations may be received, based on the large numbers who applied to participate in the proceedings. In addition, Chambers expect observations from the Registry on a wide range of matters relating to reparations, including principles, forms of reparations, and realities in the field.
- (d) Manage seven situations: a field presence is required in order to provide accurate information regarding the criteria for being accepted as a victim and the process of applying, to prevent the Court being flooded with applications that are not linked to the proceedings or incomplete, to guard against abuse, and to enable victims who are linked to proceedings are able to make an informed decision whether to apply to participate in proceedings or for reparations and to make their applications. As the entry point of the Court for applications from victims for participation and reparations, the VPRS also receives applications that are not linked to any case. The Pre-Trial Chambers have ordered the VPRS to file periodic reports on such applications and to be ready at any moment to file applications not linked to specific cases that may be entitled to participate, in the event that judicial proceedings relating to a situation arise.
- 431. The total number of victims' applications for processing based on the above is estimated at 14,400, representing a significant increase on previous years. The year-on-year increase in the number of applications for participation received by the section is shown below. The reasons for the assumed increase are given in the preceding paragraph.

Table 84: Average monthly number of applications for participation received

2009	2010	2011	Assumptions 2013
63	187	564	1,200

432. Processing of applications by VPRS is in two stages. The first step is for applications to be scanned, registered and stored in a database; certain data required by Chambers is entered into the database and redacted versions are prepared. This is done by Data Processing Assistants (DPA), and the workload indicator is as follows: one DPA can treat 120 applications per month. The section is also required by Chambers to conduct an individualized legal analysis and summary of each application for participation on the basis of instructions received from each Chamber. The workload indicator for this is as follows: one Associate Legal Officer (ALO) can treat 100 applications for participation per month, and 150 applications for reparations per month.

Table 85: Processing capacity required to meet 2013 budget assumptions

		Data Processing		Legal Processing	
No applications ex	xpected	Workload indicator (applications per FTE)	Total FTE required	Workload indicator (applications per FTE)	FTE required
Participations	14,400.00	1,440 (120x12)	10.00	1,200 (120x12)	12.00
Reparations	6,000.00	1,440 (120x12)	4.20	1,800 (150x12)	3.30
Total		-	14.20	-	15.30

433. The workload at Headquarters not only involves actual processing of new applications received. As a consequence of the section's responsibility for managing the documents relating to victims' applications for participation and reparations, at any moment a Chamber may request transmission of any particular document, or preparation and transmission of a differently redacted version, or other step to be taken in relation to the documents. Chambers request the section to take steps and provide reports on a wide range of matters, including organizing common legal representation, organizing participation for specific phases of the proceedings, intermediaries and field operations.

434. There has been no increase in VPRS staff at headquarters since 2006, in spite of the workload increasing many times over. This has put very high pressure on the section each year. The scale of these increases is such that they can no longer be absorbed within existing staff resources if the section is to be in a position to respond to demands of Chambers, maintain control in the field and respect the rights of victims. A shortfall in staff capacity to process all of the applications from victims received by the VPRS was already noted in the workload indicators for the 2012 budget. The impact of the shortfall in 2011 and 2012 has required the section to prioritize the work according to the progress of judicial proceedings, and a backlog exists in some situations, since there has also been a further rise in the number of applications received each month. A further significant rise is expected for 2013 in accordance with the budget assumptions, which, largely due to the wide scope of the charges in the Kenya cases, represent an increase in the number of victims' applications expected, from a total of 6,771 applications received in the year 2011 to an anticipated 14,400 in 2013. As a result of this severe understaffing of the section, the Registrar has already had to allocate additional resources to the VPRS during 2011 and 2012 for urgent staffing needs, in order to enable the section to meet the demands of all Chambers. The section also undertook a pilot project in which seven contractors were hired for six months at €1,000 per month each, to carry out intensive processing of victims applications, particularly in the Bemba case. In preparing the budget submissions for 2013, the section has made every effort to minimize the amount of additional resources requested and to find efficiencies and alternative options wherever possible, but the section will not be able to meet all the demands in light of budgetary constraints.

Staff resources

Situation-related resources

Redeployment of post from STIC

435. Redeployment to the VPRS of a post of P-2 Associate Interpreter (Swahili) no longer required by STIC is proposed in order to contribute towards the serious staffing shortage in VPRS described above. It is proposed to redeploy this post as a P-2 Associate Legal Officer.

General temporary assistance

- 436. As a result of the above redeployment, there is a substantial reduction in the need for GTA.
- 437. Two GS-OL Data Processing Assistants. The capacity is required to help meet some of the shortfall in data-processing capacity indicated in table 85 arising from the budget assumptions. The main functions of data-processing staff at Headquarters are as follows: registering and scanning applications for participation and reparations received from victims; entering data from the applications into a database, as well as data received separately; updating records with new information received; extracting information from the database for reports; preparing draft redactions; checking for quality and preparing documents for filing; maintaining physical records and other administrative tasks.
- 438. Two P-2 Associate Legal Officers. The capacity is needed in order to contribute to the processing requirements indicated in Table 85 arising from the budget assumptions, and specifically to perform the following tasks: carry out legal processing of applications and review redacted versions of applications; prepare individual assessments of applications and draft reports on applications for Chambers; respond to requests and orders of Chambers; liaise with field staff for follow-up of applications, organizing common legal representation and implementing any other orders of Chambers in the field, and to ensure that they are informed of relevant judicial developments; provide input on policy issues including operating procedures, and carry out legal research and drafting.
- 439. One P-2 Field Officer for Kenya. The VPRS has no resources for field staff in Kenya; in 2012, the section had one field staff member, a Field Officer, funded from the Contingency Fund. A field presence in Kenya for VPRS is essential to conduct and coordinate VPRS operations in the field during the preparation for trial and trial phases. The Field Officer will plan and implement activities targeted at identified victim communities; identify, support and train appropriate intermediaries; make available and arrange collection of standard application forms; check applications received for completeness; prepare key messages for victims and intermediaries reflecting the stage of proceedings and any instructions from the Chamber; organize common legal representation and assist in the implementation of any orders of the Chamber that require implementation in the field. Once the trials start, the Field Officer will be responsible for passing accurate information to victims, providing support to common legal representatives, making available and collecting applications for reparations, and implementing orders of the Chamber that require implementation in the field.
- 440. Two GS-OL Field Assistants for Kenya (one Field assistant required per case). Two locally hired Field Assistants are required to support VPRS activities in the field. These would be persons familiar with the languages, culture and society of the country concerned in order to bring knowledge of local context to the VPRS and to interact with the affected population. They will support the Field Officer in relation to all field activities, particularly in following up with victims on their applications and requesting any additional documents that may be necessary to complete or clarify their applications, and providing training and support to intermediaries and legal representatives.
- 441. One GS-OL Administrative Assistant, part-time (50%). This position is requested in order to establish a minimum capacity for the section's operations in relation to its field operations and to support field operations in all situations, including mission planning, preparing and monitoring budget and finances, and generally supporting all field staff of the section. This specific administrative support is required in addition to the post of

Administrative Assistant, who is fully occupied with other administrative tasks supporting a busy section with both field operations and activities at Headquarters.

Consultants

442. Experience has shown that hiring consultants to carry out detailed mapping of victim communities is necessary and cost-effective, enabling unique expertise to be tapped in a timely manner, on the basis of which the field activities of the section can be built. Funds are therefore requested for consultants for mapping victims.

Non-staff resources

Travel

443. To cover costs of travel of staff to and from the field, and missions of field staff within the country. In general, the section makes stringent efforts to minimize travel to and from Headquarters, and the vast majority of trips are by field staff conducting their activities within the country concerned. As in previous years, a visit by all field staff to Headquarters once in the year is provided for, which is essential for annual planning and training as well as to enhance their understanding of the Court.

Training

444. VPRS field staff members interact with victims and intermediaries in a highly sensitive environment and require ongoing training and support from qualified experts to enable them to manage such interaction and avoid trauma, both for themselves and for victims.

Contractual services

- 445. VPRS has completed the first phase of its database project. Funds are required for the realisation of the next phases, which include the following modules: Application Data Entry, Legal analysis and access for VPRS Field Offices and other sections to the Database. Automated processing of applications and related documents as well as integration with other systems of the court will reduce the processing time and cost. Further, greater integration with the field will lead to economies in future years, since it will become possible to carry out more steps in processing in the field, with cost savings compared to carrying out the same functions at Headquarters.
- 446. Funds are also requested for external printing of standard application forms for victims to participate in proceedings and for reparations, an accompanying explanatory booklet and other informational materials specifically for enabling victims to apply to participate in proceedings and for reparations, to be made available in the field and to potential victim communities, as well as for support of activities of field staff when meeting victim-applicants and victims, and when providing support for intermediaries and legal representatives.

Supplies and materials

447. To provide protection kits to selected intermediaries in order to equip them to secure confidential documents and information, and to conduct their activities safely. Most intermediaries do not have such capacity, creating the risk of data relating to victims being compromised. This falls within the Court-wide strategy on intermediaries, with a view to implementing the Court's obligations by providing passive protection capacity to certain intermediaries in order to avoid putting victims and intermediaries engaging with the Court at risk.

Table 86: Sub-programme 3360: Proposed budget for 2013

3360 Victims Participation and -			nditure 201 ands of eur				ved Budget 2 sands of eu			sed Budget 2 sands of eu		Resource g 2013 vs 2	
Reparation Section	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						631.2	170.8	802.0	750.6	182.4	933.0	131.0	16.3
General Service staff						60.6	173.4	234.0	63.2	181.4	244.6	10.6	4.5
Subtotal staff	624.1	206.6	830.7		830.7	691.8	344.2	1,036.0	813.8	363.8	1,177.6	141.6	13.7
General temporary assistance	69.1	337.3	406.4	163.1	569.5		230.5	230.5		452.2	452.2	221.7	96.2
Temporary assistance for meet	ings												
Overtime													
Consultants	16.5	0.3	16.8		16.8	7.3	52.0	59.3		10.0	10.0	-49.3	-83.1
Subtotal other staff	85.6	337.6	423.2	163.1	586.3	7.3	282.5	289.8		462.2	462.2	172.4	59.5
Travel	6.4	120.0	126.4	33.2	159.6	26.7	143.0	169.7		185.0	185.0	15.3	9.0
Hospitality													
Contractual services	6.6	52.3	58.9	34.6	93.5	52.0	105.5	157.5	27.0	115.5	142.5	-15.0	-9.5
Training	2.3		2.3		2.3		4.3	4.3		4.3	4.3		
General operating expenses													
Supplies and materials		0.6	0.6		0.6		11.0	11.0		11.0	11.0		
Furniture and equipment	5.9		5.9		5.9								
Subtotal non-staff	21.2	172.9	194.1	67.8	261.9	78.7	263.8	342.5	27.0	315.8	342.8	0.3	0.1
Total	730.9	717.1	1,448.0	230.9	1,678.9	777.8	890.5	1,668.3	840.8	1,141.8	1,982.6	314.3	18.8
Distributed maintenance	22.1	28.8	50.9		50.9	24.2	28.0	52.2	22.3	65.6	87.9	35.7	68.4

Table 87: Sub-programme 3360: Proposed staffing for 2013

Rep	articipation and parations Section	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	P-1	Total P-staff and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic						1	2	2	2	7		1	1	8
Existing	Situation-related								2		2		5	5	7
	Subtotal						1	2	4	2	9		6	6	15
	Basic														
New	Situation-related														
	Subtotal														
	Basic								1		1				1
Redeployed/ Returned	Situation-related														
	Subtotal								1		1				1
	Total						1	2	5	2	10		6	6	16

4. Programme 3400: Public Information and Documentation Section

Introduction

- 448. The Public Information and Documentation Section (PIDS) contributes to raising awareness and promoting understanding of the Court's mandate and its work, primarily among communities affected by cases heard before it. It also engages with key stakeholders such us legal communities, academics, non-governmental organisations, journalists and global audiences through specific programmes, with the ultimate objective of increasing international support for the Court, and the Court's Public Information Strategy.
- 449. The section has successfully stabilized its budget and indeed achieved a very slight reduction. This has been possible as a result of overall efforts within the section to move to digital tools whenever feasible, to the redeployment of resources in the Outreach Unit, and to the efficiencies achieved in the Library and the Protocol Unit through the revision of processes and the prioritization of services provided to clients. Moreover, for press conferences organized by the Office of the Prosecutor, only satellite costs are borne by the Registry.
- 450. The opening of two trials in the Kenya situation will have an impact on the 2013 budget for the Outreach Unit, as well as for the Public Affairs Unit. Outreach activities to promote understanding of the trial proceedings and ensure that affected communities will understand and follow up trial proceedings will be intensified. Public affairs activities will include media monitoring, publications of news in Kenyan newspapers and capacity-building for journalists.
- 451. The section is composed of the Office of the Chief, the Outreach Unit, the Public Affairs Unit, the Protocol and Events Unit and the Library and Documentation Unit. The work of the units is guided by the Court's Strategic Plan for Outreach, 60 and Report on public information strategy.
- 452. The Office of the Chief is mainly responsible for planning, managing, co-ordinating and overseeing the work of the four units within the section, ensuring performance at the highest standards in order to address the public information needs of the Court.
- 453. The Outreach Programme enables the Court to fulfil its responsibility of making judicial proceedings public a central element of a fair trial and ensuring that affected communities in situations and cases before the Court can understand and follow its judicial activities, even if they are in remote areas very far from the seat of the Court in The Hague.
- 454. The Public Affairs Unit (PAU) makes the proceedings related to the seven situations accessible and understandable to international audiences in an accurate and timely manner. Furthermore, in line with the Court's public information strategy, PAU engages with key stakeholders such us legal and academic communities, NGOs, journalists and global audiences through specific programmes aimed at strengthening support for the Court.
- 455. In 2013 the Protocol and Events Unit (PEU) will continue facilitating public access to hearings and supporting VIP/high-level visits to the Court, as well as other group visits, judicial ceremonies and other relevant Court-wide events.
- 456. The Library and Documentation Unit (LDU) is the depositary of the Courts' historical documents, photographs and audio-visual material. It maintains, and regularly updates, a collection of books and periodicals that supports the information and research needs of the four organs of the Court, as well as independent Court-related bodies, such as victim and defence counsel teams. When possible within its resources, the Library provides services by appointment to researchers and allows Eurojust on-site access.

Objectives

- 1. Further cultivate a level of awareness and understanding of the Court appropriate to the stage of the Court's activities in affected communities (SO4).
- 2. Ensure publicity of all proceedings for local and global audiences (SO7).

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3. Constantly increase support for the Court through enhancing communication and mutual understanding with stakeholders, stressing the Court's role and its independence (SO6).

Expected Results	Performance indicators	Target 2013
Objective 1 To ensure that communities most affected by crimes of cases before the Court, in particular those at trial stage or under preparation for trial, have access to and understanding of the proceedings. In the course of 2013 special efforts will be made to engage those most affected in Central African Republic, Kenya, Côte d'Ivoire and Libya, in particular women, children and youth groups.	In countries concerned: - Number of activities engaging only women - Number of women participating in outreach sessions - Estimated population reached through radio and TV - Number of outreach sessions per situation - Number of participants during outreach sessions per situation	 CAR, same as in 2012 Kenya, five more than in 2012 CIV, baseline to be collated Libya, baseline to be collated Same as in 2012 for all situations except for CIV; Libya baseline to be collated CAR, same as in 2012 Increased in Kenya, CIV and Libya Fewer in Sudan, Uganda and DRC Idem
Objective 2 Increased access to the Court's judicial proceedings	- increased level of satisfaction by journalists dealing with the HQ and representing international media and agencies (survey) - increased level of visitors to the ICC website	 80% of respondents to survey conducted 10% more than in 2012
Objective 3 Increased global awareness of the Court through media	 increased number of interviews given by ICC officials increased number of twitter followers Number of visitors attending hearings Number of VIP/High-level visits to the ICC Officials Number of stakeholder visits Number of events Number of general information visits to be received. 	 10% more than 2012 20% more than 2012 2,000 visitors during 215 hearing days (Bemba and Kenya hearings; key hearings in Lubanga and Katanga/Chui). 90 visits of Heads of State, Ministers (mainly Foreign Affairs and Justice), UN/EU Special Representatives, Supreme Court Magistrates, Prosecutor/Attorney-Generals and Parliamentarians 75 Stakeholder visits National/Regional Judges and Prosecutors, (young) diplomats, journalists, military, police and academia and 5 Moot Court Finals. 15 events such as Welcoming Ceremonies for new States Parties, symbolic event to commemorate 17 July, Day of International Criminal Justice, as well as regular ICC meetings such as Diplomatic Briefings, NGO round tables, the UN-ICC Round Table and other relevant seminars 440 general information visits with 7.700 visitors in total

Staff Resources

457. Efficiency has been gained through changes in the Outreach Unit in 2012, involving the reassignment or redeployment of positions from one country to another. Thus one GSPL Outreach Assistant has been redeployed from the DRC to occupy the post of Audio-Visual Production Assistant in The Hague, allowing the unit to discontinue a GTA requested in previous years. Also, one Field Outreach Coordinator P-2 and one Field Outreach Assistant have been reassigned from the DRC to Côte d'Ivoire. Outreach activities in connection with the Libyan situation are now covered by the officer responsible for the Sudan situation.

458. Furthermore, it has been decided to freeze one Associate Legal Outreach Officer (P-2) at Headquarters during 2013 in line with budgetary constraints. To overcome the challenge of this staff reduction, the unit will focus primarily on cases at trial and reparations phases.

General temporary assistance

Situation-related

- 459. One Administrative and Finance Assistant GSOL, 12 months (continued). Operations in the field involve a large number of administrative and financial tasks. This position is needed in order to process in The Hague mission plans and transfers of funds to the field to pay for rental of venues and mobilization of participants in outreach sessions, as well as dealing with DSA payments when appropriate and handling procurement matters (purchase of airtime (radio broadcasts), public information campaigns, advertisements in the press). This officer is also responsible for reviewing monthly financial reports from the six offices currently operating in the field.
- 460. One P-2 Associate Public Affairs Officer for Libya and the Arab countries (6 months): the officer will be responsible for the communications plan for the Arab world, to meet the public information demands related to the high-profile Libya case, for other potential cases and for a possible exit strategy from this situation. The officer will also assist the spokesperson and will be responsible for preparing the content of digital information products, including question-and-answer papers, fact-sheets, speaking notes and responses related to the Libya situation and to the relationship between the Court and the Arab world. In addition, the officer will recommend actions, encourage bloggers to host debates on Court issues, when appropriate coordinate with Court Principals to ensure their participation in chats and blogs, and contribute to audio-visual productions.
- 461. One GSOL graphic designer and web developer (6 months), with responsibility for developing Arabic sections on the Court's website or connected sub-websites, and designing information products in Arabic, including Q&A papers, fact-sheets and case information sheets, to meet increasing demands for public information with regard to the Arab situations before the Court.

Non-staff resources

Basic resources

Travel

462. Limited travel is required for the Chief of Section to network with stakeholders. In addition, the Spokesperson will need to travel within Europe to meet media representatives, especially from Africa and the Arab world, as well as accompanying the Registrar on a mission involving meeting journalists and familiarizing them with the Court and its procedures. As last year, it is anticipated that Librarian will travel to the United States for the meeting of UN-LINKS (United Nations Library and Information Network for Knowledge Sharing).

Contractual services

- 463. Contractual services have been reduced by €63,000 (6.2%) through prioritization of resources. The Library will maintain its interlibrary loan services and the services of its multilingual cataloguer. Authority processing services will be cancelled in 2013 and binding will be reduced. Fewer books will be purchased, which will also result in less hours of cataloguing.
- 464. The Public Affairs Unit has also achieved significant reductions, in particular in external printing. In all areas, priority will generally be given to provision online, or in digital form as CDs and USBs. After a careful analysis of the type of informational materials produced and the profile of target groups, the PAU will drastically reduce the printing of leaflets, information sheets, case sheets and other background documents. Legal documents for internal purpose and use of some stakeholders will no longer be printed. Furthermore, hardcopies of background documents will be distributed to visitors in The Hague only on exceptional occasions and in limited amounts. Finally PAU will strictly prioritize the shipping of documents to events organised by third parties. Instead, documents will be available online, to be printed if needed by the organisers of the events. However, the PAU will continue printing informational materials for events and the public in countries with limited internet access, in particular in situation countries. There will also

be significant reductions in the publication of press releases and op-eds in newspapers and radio and television broadcasting in non-situation countries, as well as in media monitoring and capacity building for journalists.

- 465. Professional photography for major events at the Court, including photographs of judges and Court principals for publications will be reduced as a result of in-sourcing.
- 466. The budget also includes satellite costs for one Court-wide press conference and four OTP Press Conferences (1 hour each), as requested by OTP. These are lower than in past budgets, thanks to a better price as a result of the trust developed with the provider, and to the fact that the length of each conference has been reduced from 1.5 hours to 1 hour.
- 467. Resources are also required for the production of awards for the Moot Courts, and for hospitality for the awards ceremony.

Training

468. Limited resources for training are requested, in particular for the following: development of in-house capacity for photography (see paragraph 467 above); strengthening the web designer's skills, enabling the PAU to make fuller use of the capacities of the Court website's new platform; specific training to PAU staff members to improve their skills in dealing with questions from the media.

General operating expenses

469. A significant number of databases have been cut, including all subscriptions to digital newspapers. Key UN consortium products will be retained. These savings will cover the increase in serial subscriptions.

Supplies and materials

470. The Library's collection of books and serials is considered an essential tool of the Court, providing key research facilities to all organs. In order to remain up to date, the Library has to continue to acquire new items. As a result of price increases and inflation, it has had to increase its budget from €99,800 to €122,000. There is also a small item for inhouse photography, including lenses reflectors, a tripod and other accessories.

Situation-related resources

Travel

- 471. Limited resources have been requested for travel for the Office of the Chief to conduct four missions to situation-related countries for consultations with key stakeholders and to meet with PIDS staff in the field to discuss new strategies and progress made on the implementation of public information and outreach strategies.
- 472. Resources are also requested to enable the Spokesperson to engage directly with media representatives and academics in situation countries (in principle, Côte d'Ivoire, Kenya and the DRC), in order to keep them informed on the Court's activities in coordination with the Outreach Unit. He will also take the opportunity to engage directly with media representatives in neighbouring countries, where such media have an audience and influence in situation countries where the Court does not currently have field offices.
- 473. Travel is also required to enable PIDS staff in the field to conduct outreach sessions in areas outside their duty stations, and in particular meetings with key groups amongst affected communities: women, the elderly, youth and people with disabilities. Journalists, schoolteachers and legal practitioners are also met each time PIDS staffs make such visits.
- 474. International trips are also required for training and coordination at Headquarters of staff members working in the DRC, Kenya and Côte d'Ivoire situations, as well as one annual trip for the three Outreach coordinators from their duty stations to The Hague for evaluation, training and planning purposes.

Contractual services

- 475. The PAU needs printing services for Court publications in countries where electronic publications are not viable due to limited internet access and where the judicial proceedings generate a need for the affected communities to understand the Court and receive updates on judicial developments. In addition, the situation in Libya has created a requirement for Arab-specific social media monitoring and local press coverage services.
- 476. The Field Outreach Unit requires substantial resources for contractual services to assist it in its field outreach operations, in particular for the organization of interactive sessions with affected communities and other target groups and enhancing impact and coverage through use of radio and television. Resources are required to rent venues and conference services, as well as for radio and television broadcasts and their translation into local languages, production of information and sensitization campaigns, testing of messages, mapping key groups and conducting general surveys for planning and evaluation purposes. For important judicial developments, a one-hour satellite broadcast is required, so that local media can be provided with summaries of the proceedings on the same day that they occur.

General operating expenses

477. Maintenance of editing and filming equipment, purchase of small items and spare parts.

Table 88: Programme 3400: Proposed budget for 2013

3400 Public Informat.and -			nditure 201 ands of euro				ed Budget 2 sands of eur			ed Budget 2 sands of eur		Resource g 2013 vs 2	
Document. Section	Basic	Situation- related	Total	Cont. Fund	Total incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						905.8	502.8	1,408.6	962.1	458.7	1,420.8	12.2	0.9
General Service staff						484.8	209.4	694.2	585.1	229.7	814.8	120.6	17.4
Subtotal staff	1,154.5	691.6	1,846.1		1,846.1	1,390.6	712.2	2,102.8	1,547.2	688.4	2,235.6	132.8	6.3
General temporary assistance	150.3	245.8	396.1		396.1		195.4	195.4		152.0	152.0	-43.4	-22.2
Temporary assistance for meet	ings												
Overtime													
Consultants													
Subtotal other staff	150.3	245.8	396.1		396.1		195.4	195.4		152.0	152.0	-43.4	-22.2
Travel	24.7	79.5	104.2	9.8	114.0	35.8	92.3	128.1	12.2	107.2	119.4	-8.7	-6.8
Hospitality													
Contractual services	196.7	434.2	630.9	153.8	784.7	364.0	658.3	1,022.3	255.2	800.9	1,056.1	33.8	3.3
Training	3.1		3.1		3.1	3.8		3.8	7.0		7.0	3.2	84.2
General operating expenses	50.2		50.2		50.2	96.4	13.4	109.8	67.0	13.5	80.5	-29.3	-26.7
Supplies and materials	138.3		138.3		138.3	99.8	7.3	107.1	125.0		125.0	17.9	16.7
Furniture and equipment													
Subtotal non-staff	413.0	513.7	926.7	163.6	1,090.3	599.8	771.3	1,371.1	466.4	921.6	1,388.0	16.9	1.2
Total	1,717.8	1,451.1	3,168.9	163.6	3,332.5	1,990.4	1,678.9	3,669.3	2,013.6	1,762.0	3,775.6	106.3	2.9
Distributed maintenance	44.1	69.9	114.0		114.0	51.4	68.0	119.4	47.3	69.5	116.8	-2.6	-2.2

Table 89: Programme 3400: Proposed staffing for 2013

and Do	Information ocumentation Section	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic					1	3	1	4	9	1	8	9	18
Existing	Situation-related								6	6	2	8	10	16
	Subtotal					1	3	1	10	15	3	16	19	34
	Basic													
New	Situation-related													
	Subtotal													
	Basic													
Redeployed/ Returned	Situation-related													
	Subtotal													
	Total					1	3	1	10	15	3	16	19	34

5. Programme 3700: Independent Offices and Special Projects

Introduction

- 478. For the Proposed Programme Budget for 2013, the Registrar has carried out a preliminary reorganisation of Major Programme III in order to better reflect the structure and operation of the Registry. A new Programme 3700 has been created, comprising the following sub-programmes: Office of Public Counsel for the Defence; Office of Public Counsel for Victims; Office of Internal Audit; and the Registry's Permanent Premises Office. All of these sub-programmes were previously located in Programme 3100, Office of the Registrar.
- 479. The Office of Public Counsel for the Defence represents the interests of the defence and provides legal advice and research to defence teams and defendants. Similarly, the Office of Public Counsel for Victims provides legal support and assistance to victims and legal representatives of victims, and appears before the Court on matters related to the participation of victims in proceedings. The Office of Internal Audit performs risk analysis and creates and undertakes audit plans.
- 480. While the subject-matter of these sub-programmes is diverse, and they are all sui generis, they nonetheless have certain similarities in terms of their operational status. Specifically, the Offices of Public Counsel for the Defence and for Victims and the Office of Internal Audit have been grouped together within Programme 3700 because they function independently, despite being linked administratively to the Registry. Making these sub-programmes distinct within Major Programme III highlights their independent nature and reinforces the fact that, while they are within the Registry for administrative purposes, their functioning is not directly overseen by the Registrar. Indeed, independent operation is a central element of the work of these sub-programmes. Grouping them together within a separate programme better reflects their relationship with the Registrar and enhances the perception of their independence.
- 481. As regards the Registry Permanent Premises Office, this acts as the main liaison between the project and the user organisation, and ensures the functionality and adequacy of the project in relation to the Court's requirements. As the scope of work of this office concerns a special project and is functionally distinct from the rest of Registry's operations, it was considered that, by locating this office within Programme 3700, its sui generis nature will be better understood in the context of the wide range of functions and operations falling within the Registry's purview.
- 482. In addition, the Staff Council Officer, an independent post, which used to be located under the Immediate Office of the Registrar for budgetary purposes only, has now also been moved to this new Programme. The Staff Union Council represents the collective interests of ICC staff by promoting staff welfare and rights. In accordance with Staff Regulation 8.1(b), a staff representative body has been established, consisting of a single P-3 post: the elected Staff Council Officer. While the post is placed for budgetary purposes in Programme 3700, this position does not serve the Registry. It should be noted that no funds have been allocated for this position; its costs are shared by all organs. 62
- 483. This restructuring streamlines Major Programme III, and renders Programme 3100, Office of the Registrar, more cohesive, as all the remaining sub-programmes are under the Registrar's direct supervision. Finally, it should be noted that this restructuring is costneutral and will have no impact on the Court's budget.

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⁶² This position is included in the staffing table shown in annex I.

Table 90: Programme 3700: Proposed budget for 2013

3700			nditure 201 ands of eur				ed Budget 2 sands of eur			ed Budget 2 sands of eu		Resource 2013 vs	
Registry Independent - Offices	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						968.5	943.1	1,911.6	1,115.5	1,000.1	2,115.6	204.0	10.7
General Service staff						184.2		184.2	189.6		189.6	5.4	2.9
Subtotal staff	1,126.1	903.6	2,029.7		2,029.7	1,152.7	943.1	2,095.8	1,305.1	1,000.1	2,305.2	209.4	10.0
General temporary assistance	23.2		23.2	38.8	62.0		52.6	52.6				-52.6	-100.0
Temporary assistance for meet	ings												
Overtime													
Consultants	69.7		69.7		69.7	72.9		72.9	72.0		72.0	-0.9	-1.2
Subtotal other staff	92.9		92.9	38.8	131.7	72.9	52.6	125.5	72.0		72.0	-53.5	-42.6
Travel	9.6	30.3	39.9		39.9	12.6	114.1	126.7	14.3	105.5	119.8	-6.9	-5.4
Hospitality													
Contractual services	170.7	17.1	187.8		187.8	213.7	58.2	271.9	182.0	50.0	232.0	-39.9	-14.7
Training	23.0	0.6	23.6		23.6	26.3		26.3	21.8	2.2	24.0	-2.3	-8.7
Counsel for Defence													
Counsel for Victims													
General operating expenses	5.0	3.3	8.3		8.3	5.0	9.0	14.0	3.0	9.0	12.0	-2.0	-14.3
Supplies and materials	1.4		1.4		1.4								
Furniture and equipment													
Subtotal non-staff	209.7	51.3	261.0		261.0	257.6	181.3	438.9	221.1	166.7	387.8	-51.1	-11.6
Total	1,428.7	954.9	2,383.6	38.8	2,422.4	1,483.2	1,177.0	2,660.2	1,598.2	1,166.8	2,765.0	104.8	3.9
Distributed maintenance	30.3	41.1	71.4		71.4	33.4	40.0	73.4	278.1	301.1	579.2	505.8	1,264.6

Table 91: Programme 3700: Proposed staffing for 2013

Registry Inc	dependent Offices	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	P-1 an	Total P-staff ad above	GS-PL	GS-OL	Total GS-staff	Total staff
Existing	Basic				1	3	1	2	2		9		3	3	12
	Situation-related						3	2	2	3	10				10
	Subtotal				1	3	4	4	4	3	19		3	3	22
New	Basic							1			1				1
	Situation-related														
	Subtotal							1			1				1
	Basic														
Redeployed/ Returned	Situation-related														
	Subtotal														
	Total				1	3	4	5	4	3	20		3	3	23

(a) Sub-programme 3740: Office of Public Counsel for the Defence

Table 92: Workload indicators for the Office of Public Counsel for the Defence

Anticipated workload 2012			Number of FTE 2013	Estimated capacity 2013	Shortfall with additional resources	without
Number of researches and legal advice for defence teams = 700	2.5	900	2.5	350	550	550
Trumber of researches and legal advice for defence teams = 700	2.3	700	2.3	330	330	
Attendance/Assistance at court hearings = 200	0.7	95	0.3	95	0	0
Production of legal materials and outreach presentations concerning current defence issues before ICC = 12	0.5	12	0.5	10	2	2
Electronic registration and classification of court documentation (court filings, victim applications) and organisation of legal references = 3500 pages	0.8	3500	1.2	2760	740	740
Management tasks = .3	0.3	0.3	0.3	0.3	0	0
Administrative tasks = .2	0.2	0.2	0.2	0.2	0	0

Non-staff resources

Basic resources

Travel

484. Recurrent. This item is required in order to ensure the OPCD's participation at key external events concerning defence rights before the ICC.

Situation-related resources

Travel

485. Recurrent. There is also a need for situation-related travel, in order to facilitate the ability of the OPCD to act as duty counsel to represent a suspect in the field, or to represent the rights of the defence in relation to a unique investigative opportunity in the field under article 56 of the Statute.

Contractual services including training

- 486. Recurrent. Training is required to ensure that the limited resources of the OPCD are employed effectively, and to ensure competence in relation to all aspects of judicial proceedings which are potentially relevant to defence preparation and the mandate of the OPCD. The OPCD will utilise this training by providing ongoing support in these areas to all present and future defence teams. Failure to obtain the requested resources would create a need for additional resources, as the Court would be forced to rely on external trainers to provide a similar level of expertise to defence teams.
- 487. The OPCD will also conduct training exercises in the field for list counsel and potential duty counsel, etc., in two situations, in order to increase awareness of the Court's relevant procedures and to ensure that potential counsel are able immediately to assume their responsibilities for protecting defence interests, should they be appointed to represent a suspect in the field.

Table 93: Programme 3740: Proposed budget for 2013

3740 Office of the Public —			diture 201 ands of eur				ed Budget 2 sands of eur			ed Budget 2 sands of eur		Resource growth 2013 vs 2012	
Counsel for Defence	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						140.1	276.4	416.5	149.1	292.5	441.6	25.1	6.0
General Service staff						60.6		60.6	63.2		63.2	2.6	4.3
Subtotal staff	208.8	257.6	466.4		466.4	200.7	276.4	477.1	212.3	292.5	504.8	27.7	5.8
General temporary assistance	18.0		18.0	38.8	56.8								
Temporary assistance for meeti	ngs												
Overtime													
Consultants													
Subtotal other staff	18.0		18.0	38.8	56.8								
Travel	0.8		0.8		0.8	1.8	12.8	14.6	2.5	14.5	17.0	2.4	16.4
Hospitality													
Contractual services	6.1		6.1		6.1		19.4	19.4		20.0	20.0	0.6	3.1
Training	2.3		2.3		2.3	4.7		4.7	2.5	2.2	4.7		
General operating expenses		2.1	2.1		2.1		3.0	3.0		3.0	3.0		
Supplies and materials													
Furniture and equipment													
Subtotal non-staff	9.2	2.1	11.3		11.3	6.5	35.2	41.7	5.0	39.7	44.7	3.0	7.2
Total	236.0	259.7	495.7	38.8	534.5	207.2	311.6	518.8	217.3	332.2	549.5	30.7	5.9
Distributed maintenance	5.5	12.3	17.8		17.8	6.1	12.0	18.1	5.6	11.6	17.1	-1.0	-5.3

Table 94: Sub-programme 3740: Proposed staffing for 2013

Public	ffice of Counsel for Defence	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	P-1	Total P-staff and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic					1					1		1	1	2
Ü	Situation-related						1		1	1	3				3
	Subtotal					1	1		1	1	4		1	1	5
	Basic														
New/ Converted	Situation-related														
	Subtotal														
Dadamlayad/	Basic														
Returned -	Situation-related														
	Subtotal														
	Total					1	1		1	1	4		1	1	5

(b) Sub-programme 3750: Office of Public Counsel for Victims

488. In accordance with regulations 80 and 81 of the Regulations of the Court, as consistently interpreted in the practice of the Chambers, the Office of Public Counsel for Victims acts as legal representative of victims in proceedings before the Court; supports and assists external legal representatives as appropriate; and appears before Chambers in respect of specific issues.

As at the beginning of May 2012, the Office of Public Counsel for Victims has been appointed as legal representative of 3,494 victims in the different situations and cases before the Court. Moreover, the Office is generally entrusted by Chambers with providing legal assistance and legal representation to victims for specific proceedings, such as challenges to jurisdiction or admissibility under article 19 of the Statute (most recently raised in the Gaddafi et al. case), and latterly in reparations proceedings to represent the interests of victims who have not submitted applications, but who may fall within the scope of an order for collective reparations. The number of victims to be represented is thus particularly high, since, in the first case, not only victims already authorised to participate in the proceedings can submit observations, but more generally "victims having communicated with the Court"; while, in the second case, victims may include a community of individuals. Finally, an increasing number of victims are also choosing the Office as their legal representative. To the above total, should be added the number of individuals — around 100 — who have contacted the Office from countries under preliminary examination. As a consequence of all the-above mentioned factors, the number of victims represented by the Office, at one stage or another of proceedings, has increased by 31.5 per cent over the first months of 2012, from 2654 in December 2011 to the current total of 3494. The Office also supports and assists 43 external legal representatives in all situations and cases before the Court through the provision of legal advice and research. In the first 4 months of 2012 the OPCV has provided 300 such services.

Non-staff resources

Situation-related resources

Travel

490. Recurrent. Travel is a necessary incident of the Office's mandate. Face-to-face meetings with victims are indispensable in order to provide meaningful assistance, support and representation, whatever the stage of the proceedings (victims assisted by the Office to date reside in the Democratic Republic of the Congo (Kinshasa, Ituri and the Kivus), the Central African Republic, Uganda (mainly in the north), Kenya, Côte d'Ivoire, Sudan, Chad, the United Kingdom, United States of America, France, Belgium, Nigeria, Botswana, Cameroon, Senegal and South Africa). Developments in existing and anticipated cases/situations indicate that the need for face-to-face meetings and fieldwork will increase, in particular once reparations proceedings commence, when members of the Office will be required to travel to collect evidence and discuss strategy with clients, entailing a need for additional resources. The increase in this budget line has been offset by a decrease in the requirement for contractual services.

Contractual services

491. In order to provide more efficient assistance to victims, the Office has finalised its project for a victim-oriented database, designed to manage the legal assistance and representation provided to victims and external legal representatives. The database is operational and in the test phase. Notwithstanding the overall reduction of &8,800, as described in the preceding paragraph, funds will still be required for contractual services in 2013 in order to adjust the functionality of the database to the needs of the Office (in particular for the integration of TRIM and Ringtail, which are essential tools to enable users to follow the proceedings).

492. To enhance assistance and support to external legal representatives, the Office regularly updates its "Manual for Legal Representatives", which includes a section explaining jurisprudential developments in all situations and cases before the Court. Funds

are needed in this regard to enable the Office to compile, translate and publish such updates twice a year.

General operating expenses

493. Recurrent. Funds are required for rental of premises, where victims can be met safely, and in a way which preserves the privileged relationship between counsel and client. Costs have been maintained at the same level as in 2011 and 2012

Table 95: Sub-programme 3750: Proposed budget for 2013

3750 Office of the Public Counsel for Victims			diture 201 unds of eur				ved Budget I usands of eu			sed Budget 2 usands of eur	Resource growth 2013 vs 2012		
Counsel for Victims -	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						220.4	666.7	887.1	233.0	707.6	940.6	53.5	6.0
General Service staff						60.6		60.6	63.2		63.2	2.6	4.3
Subtotal staff	281.4	646.0	927.4		927.4	281.0	666.7	947.7	296.2	707.6	1,003.8	56.1	5.9
General temporary assistance							52.6	52.6				-52.6	-100.0
Temporary assistance for meet	ings												
Overtime													
Consultants													
Subtotal other staff							52.6	52.6				-52.6	-100.0
Travel	1.5	25.6	27.1		27.1	3.2	75.0	78.2	4.6	80.5	85.1	6.9	8.8
Hospitality													
Contractual services		17.1	17.1		17.1		38.8	38.8		30.0	30.0	-8.8	-22.7
Training		0.6	0.6		0.6								
General operating expenses		1.2	1.2		1.2		6.0	6.0		6.0	6.0		
Supplies and materials	1.3		1.3		1.3								
Furniture and equipment													
Subtotal non-staff	2.8	44.5	47.3		47.3	3.2	119.8	123.0	4.6	116.5	121.1	-1.9	-1.5
Total	284.2	690.5	974.7		974.7	284.2	839.1	1,123.3	300.8	824.1	1,124.9	1.6	0.1
Distributed maintenance	8.3	28.8	37.1		37.1	9.1	28.0	37.1	8.3	27.0	35.4	-1.7	-4.7

Table 96: Sub-programme 3750: Proposed staffing for 2013

Publi	ffice of ic Counsel Victims	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	P-1	Total P-staff and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic					1			1		2		1	1	3
Existing	Situation-related						2	2	1	2	7				7
	Subtotal					1	2	2	2	2	9		1	1	10
	Basic														
New/ Converted	Situation-related														
	Subtotal														
Padaplayad/	Basic														
Returned															
	Subtotal														
	Total					1	2	2	2	2	9		1	1	10

(c) Sub-programme 3760: Office of Internal Audit

- 494. The staff resources of the Office were last reviewed in 2006. Since then, the Court's budget has significantly expanded. However the number of OIA staff has not evolved to cover the additional risks generated by the growth of ICC activities, in particular in the field, and by the permanent premises project. The Office has regularly submitted requests for additional resources, which have not been accepted. While the Office will continue to attempt as far as possible to cover its additional workload within existing resources, it now has an urgent need for a specialized IT post, which is explained further in para. 499 below.
- 495. The audit strategy for the permanent premises needs to be defined by the Permanent Premises Project Office in consultation with the Office of Internal Audit. The resources required for conducting such audits have not been included in the budget of the Office of Internal Audit. Provision for the necessary dedicated resources ought therefore to be made in the budget of the Permanent Premises Project, with audits being carried out by external auditors under the overall supervision of the Office of Internal Audit.

Staff resources

Basic resources

- 496. Recurrent. The Director organizes the overall work programme of the Office, including risk analysis and audit plan, and audits performance supervisions, ad hoc requests and all the administrative and financial activities of the Office. The Director is also the Secretary of the Audit Committee and organizes three meetings per year, for which the Office does not receive additional staff resources. Professional staffs perform audits and provide support for the different specific needs of individual sections within the Court. Ad hoc requests and occasional support have significantly increased over the last four years and represent around 30-40 per cent of time resources. One General Service staff is in charge of the administrative tasks of the Office, and has been increasingly providing important support to the performance of audits and in assisting the Office in completing the audit plan.
- 497. The Court has implemented an ERP that administers all Court operations and other information systems to address specific needs. OIA does not have enough skills in information systems to cover ICT and Information Security issues. The OIA Director accordingly requests an established post for 12 months, at grade P-3. This request is supported by the external auditors and the Audit Committee members.

Non-staff resources

Training

- 498. Recurrent. Training expenses planned for 2013 are similar to those in the 2012 approved budget. The training plan for OIA staff includes one three-day course per staff member within Europe on an audit-related topic, according to the audit plan and auditors' development needs. Prices for courses range from €2,500 to 5,000 per staff member, depending on the topic and the number of days involved (three days is an average).
- 499. Projected expenses also include the two-day seminars, organized by RIAS (International Organizations auditors' network) and European International Organizations that the Director of OIA will normally attend each year.
- 500. Continuous professional development is a requirement for internal auditors: under Institute of Internal Auditors Standard 1230, "Internal auditors should enhance their knowledge, skills and other competencies through continuing professional development". Certified auditors have to attend 40 hours of training per year in order to maintain the validity of their certificates.

Situation-related resources

Travel

501. Recurrent. With the exception of one trip within Europe, to meet with auditors from other international organizations, all travel is to field offices. Travel plans to the field offices follow the audit plan, which is normally prepared after the budget has been submitted. The plan is set up so as to ensure one mission per year to each of the most important offices according to Court activities (currently Kinshasa, Bangui, Nairobi and Abidjan).

502. For 2013, the proposed travel budget shows a reduction of almost 60 per cent compared to the 2012 approved budget.

Table 97: Workload statistics for the Office of Internal Audit

	2008 Workload in number of days	Resources for 2011 and 2012 after reallocation according to workload	2013 Workload in number of days	2013-2008 variation
Management of the Office	30	50	50	20
Administrative management	110	40	110	0
Audit plan and risk analysis	20	30	30	10
Supervision of audits	80	45	80	0
Performance of audits	480	315	600	120
Audit assistance	30	105	40	10
Follow-up on implementation of audit recommendations	0	25	40	40
Methodology, development of tools, guidelines for audit practice	5	15	20	15
Organization of Audit Committee meetings	10	30	30	20
Management of ad hoc projects involving consultants	0	60	60	60
Contribution to Court projects	0	40	30	40
Provision of advice, support to Court operations	10	20	20	10
	775	775	1110	335
				43%

Table 98: Sub-programme 3760: Proposed budget for 2013

3760			diture 201 ands of eur				ved Budget 2 sands of eur			ed Budget 2 sands of eur		Resource growth 2013 vs 2012	
Office of Internal Audit	Basic	Situation- related	Total	Cont. Fund	Total Incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						387.6		387.6	500.4		500.4	112.8	29.1
General Service staff						63.0		63.0	63.2		63.2	0.2	0.3
Subtotal staff	426.3		426.3		426.3	450.6		450.6	563.6		563.6	113.0	25.1
General temporary assistance	11.2		11.2		11.2								
Temporary assistance for mee	tings												
Overtime													
Consultants	69.7		69.7		69.7	72.9		72.9	72.0		72.0	-0.9	-1.2
Subtotal other staff	80.9		80.9		80.9	72.9		72.9	72.0		72.0	-0.9	-1.2
Travel		4.7	4.7		4.7	2.4	26.3	28.7	1.4	10.5	11.9	-16.8	-58.5
Hospitality													
Contractual services	0.4		0.4		0.4	19.4		19.4				-19.4	-100.0
Training	18.7		18.7		18.7	21.6		21.6	19.3		19.3	-2.3	-10.6
General operating expenses	2.4		2.4		2.4								
Supplies and materials													
Furniture and equipment													
Subtotal non-staff	21.5	4.7	26.2		26.2	43.4	26.3	69.7	20.7	10.5	31.2	-38.5	-55.2
Total	528.7	4.7	533.4		533.4	566.9	26.3	593.2	656.3	10.5	666.8	73.6	12.4
Distributed maintenance	11.0	•	11.0	•	11.0	12.1	•	12.1	13.9		13.9	1.8	14.9

Table 99: Sub-programme 3760: Proposed staffing for 2013

	ffice of rnal Audit	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic				1		1	1		3		1	1	4
Existing	Situation-related													
	Subtotal				1		1	1		3		1	1	4
	Basic							1		1				1
New/ Converted	Situation-related													
	Subtotal							1		1				1
Padanlayad/	Basic													
Returned -	Situation-related													
	Subtotal													
	Total				1		1	2		4		1	1	5

(d) Sub-programme 3770: Registry Permanent Premises Office

Staff resources

Basic resources

Project Management (user project)

503. One P-5 Project Director (recurrent) and one P-2 Associate Project Officer (recurrent)

504. The Project Director heads the Project Office Permanent Premises (POPP) and is a member of the project Board. As the key player between the project and the user organization, he is the focal point for the project within the Court. As such he represents the Court on the Project Board and coordinates the project from within the Court as a user and provides all necessary input. The Project Director reports to the Registrar and consults and cooperates with the Project Board. He is assisted by the Associate Project Officer and supported by consultants.

Non-staff resources

Basic resources

Contractual services

505. Recurrent. User support, consultancy regarding the transition programme. Without prejudice or limitation to the services provided by the main Project Management Team (reporting to the ASP Project Director's Office), the Court requires support/consultancy regarding the preparation and management of the transition to the new premises, including the following sub-projects: moving, security migration, ICT migration, facility services migration, and preparation of the Organization for occupation of the new premises. Consultancy services are preferred over permanent staff because of the different fields of expertise and workload flexibility.

General operating expenses

506. Recurrent. High volumes of large-scale technical drawings need to be printed frequently for assessment.

Travel

507. Recurrent. Travel costs include one trip for an exchange of views with the network on court building projects, as well as two trips to suppliers or engineers.

Table 100: Sub-programme 3770: Proposed budget for 2013

3770 Registry Permanent			iditure 201 ands of eur				ed Budget 2 ands of eur			ed Budget 2 ands of eur		Resource growth 2013 vs 2012	
Premises Office	S Basic	ituation- related	Total	Cont. Fund	Total Incl.CF	S Basic	ituation- related	Total	S Basic	lituation- related	Total	Amount	%
Professional staff						220.4		220.4	233.0		233.0	12.6	5.7
General Service staff													
Subtotal staff	209.6		209.6		209.6	220.4		220.4	233.0		233.0	12.6	5.7
General temporary assistance	-6.0		-6.0		-6.0								
Temporary assistance for meeti	ngs												
Overtime													
Consultants													
Subtotal other staff	-6.0		-6.0		-6.0								
Travel	7.3		7.3		7.3	5.2		5.2	5.8		5.8	0.6	11.5
Hospitality													
Contractual services	164.2		164.2		164.2	194.3		194.3	182.0		182.0	-12.3	-6.3
Training	2.0		2.0		2.0								
General operating expenses	2.6		2.6		2.6	5.0		5.0	3.0		3.0	-2.0	-40.0
Supplies and materials	0.1		0.1		0.1								
Furniture and equipment													
Subtotal non-staff	176.2		176.2		176.2	204.5		204.5	190.8		190.8	-13.7	-6.7
Total	379.8		379.8		379.8	424.9		424.9	423.8		423.8	-1.1	-0.3
Distributed maintenance	5.5		5.5		5.5	6.1		6.1	5.6		5.6	-0.5	-8.8

Table 101: Sub-programme 3770: Proposed staffing for 2013

Perman	egistry ent Premises Office	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic					1			1	2				2
Existing	Situation-related													
	Subtotal					1			1	2				2
Now/	Basic													
	Situation-related													
	Subtotal													
Dadamlariad/	Basic													
Redeployed/ Reclassified/ Returned	Situation-related													
	Subtotal													
	Total					1			1	2				2

D. Major Programme IV: Secretariat of the Assembly of States Parties

Introduction

508. The Secretariat provides the Assembly and its Bureau and subsidiary bodies with administrative and technical assistance in the discharge of their functions under the Statute. The conference-servicing functions of the Secretariat include the planning, preparation and coordination of the meetings of the Assembly and its subsidiary bodies, and receiving, translating, reproducing and distributing their documents, reports and decisions.

509. In addition, it provides substantive servicing of the Assembly and its subsidiary bodies. The substantive servicing functions include providing legal and substantive secretariat services, such as the provision of documentation, reports and analytical summaries, and supplying advice within the Secretariat on legal and substantive issues relating to the work of the Assembly. Other functions include advising on the Financial Regulations and Rules and preparing draft resolutions on financial and budgetary needs.

510. The 2013 proposed budget for Major Programme IV foresees an overall increase of 7.4 per cent, primarily to reflect the increased costs of travel of the new members of the Committee on Budget and Finance, the translation of pre-session and in-session papers for the Committee's consideration, and for the travel of the President of the Assembly, who is working on a full-time basis. The Secretariat will continue to strive to reduce its overall costs through further efficiency measures, especially in the area of translation and reproduction of documentation, and by making use of the flexibility granted by the Assembly in its use of GTA posts to service short-term needs.

Objectives

- 1. Organize quality conferences for the twelfth session of the Assembly in The Hague, and two sessions of the Committee on Budget and Finance in The Hague. In addition, the Secretariat will service meetings of a number of subsidiary bodies of the Assembly, in particular, meetings of The Hague Working Group of the Bureau, and the Oversight Committee for the permanent premises.
- 2. Enable the Assembly and its subsidiary organs to carry out their mandate more effectively by: providing them with quality servicing and support, such as planning and coordinating conference services; preparing, coordinating and submitting documentation; monitoring the compliance of various organs of the Court with regulations governing the timely preparation and submission of documents; identifying and acquiring additional resources to enable the Secretariat to carry out its mandate effectively and efficiently; and ensuring that States Parties have access to conference and documentation services in accordance with the Statute. The Secretariat is also entrusted with assisting the Assembly in attaining the objectives set out in its Plan of action.
- 3. Research and prepare analytical studies on the application and interpretation of the provisions of the Statute relating to the Assembly and its subsidiary bodies.
- 4. Enable effective dissemination of documentation and information to States Parties and other interested organizations, inter alia via the Internet.

Expected results	Performance indicators	Target 2013
Objective 1	- Meetings run smoothly, end on time and adopt reports.	n/a
- Conference held as planned.	- All agenda items are considered.	
	 Participants are supported substantively and logistically at meetings, including with registration, provision of documentation and language services. 	
	- Session participants are satisfied with the arrangements and information provided.	
Objective 2	- States are provided and satisfied with quality conference services	n/a
- Quality edited and translated documents released for processing,	and with the editing, translation and timely issuance of documents, in four official languages, ⁶³ which fully support them in their functions.	
production and distribution in a timely manner.	- States are assisted as required, in particular with the provision of information and documentation regarding the Assembly and Court.	
Objective 3	- States are provided with substantive legal services, especially in the	n/a
- Quality legal advice provided to the	form of documentation, which facilitate and support their work.	
Assembly and its subsidiary bodies.	- Members of the Assembly and relevant bodies are satisfied with the sessions.	
Objective 4	- Website and Assembly, CBF and Oversight Committee Extranets	n/a
- Effective dissemination of	are used frequently.	
documentation and information to States Parties via, inter alia, the Internet.	- Information and documentation can be accessed without delays.	

Staff resources

Basic resources

General temporary assistance

- 511. One P-2 Associate Legal Officer (recurrent; continued from last year). The workload of substantive servicing of the Assembly and its subsidiary bodies has increased considerably since the Secretariat was established in 2004. There are new bodies, never envisioned in the original framework considered by the Preparatory Commission in 2003, and the number of meetings of these bodies has increased considerably beyond what had been expected. Such bodies include the Bureau, and its Hague and New York Working Groups, as well as the Oversight Committee on permanent premises. The length of the sessions of the Committee on Budget and Finance has also increased. It should be noted that, although it is based in The Hague, the Secretariat provides substantive servicing of the Presidency of the Assembly, the Bureau and its New York Working Group, via the preparation of pre-session and post-session documentation. This post allows the Secretariat to provide better support to the Assembly and its subsidiary bodies.
- 512. One GS-OL Web Developer Assistant (recurrent; continued from last year). The Web Developer Assistant post would allow the Secretariat to continue to post documents, papers and publications on the web, and to maintain an Extranet for the Assembly, the Committee on Budget and Finance, and the Oversight Committee, as well as to ensure timely posting of information regarding elections, complementarity developments, press releases, etc.
- 513. One P-2 Special Assistant to the President (recurrent; continued from last year). This post helps to support the increased activities of the President of the Assembly and the need to support the President and the Bureau for the triennium 2011-2014, as the President cannot rely on the resources of her United Nations Mission. The Special Assistant assists the President with, inter alia, the preparation of official communications such as notes verbales, letters, memoranda, speaking notes, background papers, etc; coverage of Assembly-related issues at United Nations Headquarters; and continuous engagement with observer States to promote the universality of the Rome Statute. Furthermore, the staff

 $^{^{63}}$ As of 2009 official documents for the Assembly are issued in four official languages: Arabic, English, French and Spanish only.

member provides substantive servicing to the Bureau and the New York Working Group, as well as to sessions of the Assembly, under the direction of the Secretariat of the Assembly. Technical servicing of the Bureau and New York-based subsidiary bodies of the Assembly would continue to be undertaken by the Liaison Office.

- 514. Special Assistants (recurrent, continued from last year). The Secretariat will require Special Assistants during the months leading up to and including the annual session of the Assembly. Special Assistants will assist the Director with all the logistical aspects of the meetings of the Assembly, including determining space requirements and equipment needs, registration of delegations and NGO representatives and communicating with delegates.
- 515. IT support staff (recurrent from last year). GSOL support covers the IT needs for the translation teams servicing the Assembly's session, and ensures that the annual session of the Assembly is properly serviced in terms of the Court's IT equipment and software, which has to be installed at the venue of the session, as well as ensuring that there are personnel on call to resolve any problem which may arise.
- 516. Legal officers (recurrent from last year). Substantive servicing of the Assembly and its working groups (preparation of pre-session and in-session documentation/papers and draft reports) is provided for a limited number of days by a Senior Legal Officer (P-5) and a Legal Officer (P-4); these additional officers supplement the two legal officers in the Secretariat's core staff.

Table 102: Number of official meetings serviced by the Secretariat

Total	116	158
Oversight Committee	32	23
New York Working Group	17	28
Hague Working Group	46	88
Bureau	21	19
	2010	2011

517. The Secretariat of the Assembly of States Parties expects the same amount of documents in 2013. The preparation of the documentation will require the editing, translation and revision of official documents for the Assembly and the Committee on Budget and Finance. ⁶⁴ The number of FTE for translation and editing per language is two (one translator and one reviser). ⁶⁵ The Secretariat will continue its endeavour to increase efficiencies, inter alia through the outsourcing of translations.

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⁶⁴ Official Records ... Seventh session ... 2008 (ICC-ASP/7/20), vol. II, part B.2, para. 96.

⁶⁵ The timely issuance of official documentation by the Secretariat of the Assembly is contingent upon the staggered and orderly submission of draft documents by the Court in accordance with the annual timetable prepared by the Secretariat pursuant to the Manual of Procedures adopted by the Bureau of the Assembly.

Table 103: Workload indicators for the Secretariat of the Assembly of States Parties

Item	Number of pages in 2011 ⁽¹⁾	Expected workload 2012	Expected % increase in 2012		Expected % increase in 2013	Number of FTE ⁽²⁾ 2012	Number of FTE ⁽²⁾ 2013
Official documents and informal papers (English) received for editing, translation and/or revision	3,704	4,521	22.1	4,521	0.0	0	0
Official documents and papers edited, revised and/or translated into three other official languages (Arabic, French, Spanish) ⁽³⁾	6,042	6,603	9.3	6,603	0.0	8	8
Other publications ⁽⁴⁾ (English) edited, translated and/or revised	184	184	0.0	184	0.0	-	-
Other publications ⁽⁴⁾ edited, revised and/or translated into three languages (Arabic, French, Spanish)	552	552	0.0	552	0.0	-	-
Total	10,482	11,860	13.1	11,860	0.0	8	8

⁽¹⁾ Number of words per page is 300.

Temporary assistance for meetings

518. There is a decrease of 17.4 per cent in temporary assistance for meetings in comparison to the 2012 approved budget, resulting from efficiency measures adopted by the Secretariat. This temporary assistance is required for the registration of delegates, issuance of passes, photocopying of documents on a large scale and their distribution, etc., and generally facilitating delegates' attendance at the session in The Hague.

Overtime

519. Overtime is paid to General Service staff hired on a short-term basis who are required to provide the assistance mentioned in paragraph 516 above and must necessarily work beyond the normal working hours, including weekends, during and in relation to the session of the Assembly and the sessions of the Committee.

Non-staff resources

Basic resources

Travel

520. The travel budget reflects the cost of travel of members of the Committee on Budget and Finance to their sessions, including that of the new members elected in December 2011, who come from more distant locations than prior members, the trips envisioned for the Committee's members to attend sessions with The Hague Working Group and Court officials. This budget item also covers the cost of travel of the office of the President of the Assembly, including more regular visits to the seat of the Court and trips to Addis Ababa and other African destinations.

Hospitality

521. Hospitality is restricted to providing basic refreshments for meetings of The Hague Working Group, and to cover the retreats held by the President of the Assembly with diplomats and senior Court officials.

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⁽²⁾ Translator and reviser per language - commencing full time in July/August and in November/December each year. During the other months the Secretariat relies on outsourcing.

⁽³⁾ As of 2009 official documents are translated into Arabic, French and Spanish only. 66

⁽⁴⁾ In addition to the session documents and official records, a number of publications have been planned and produced: Plan of action seminar booklets; the updated Selected Basic Documents related to the International Criminal Court, the Assembly Newsletter; and the Assembly Fact Sheet.

⁶⁶ Official Records ... Seventh session ... 2008 (ICC-ASP/7/20), vol. I, part III, ICC-ASP/7/Res.6 and ICC-ASP/7/Res.7

Training

522. Training is used to keep staff members updated in their specific fields of work.

General operating expenses

523. This covers the expenditures for mailing documents, notes verbales and publications to States Parties, to the members of the Committee and occasionally to seminars to promote universality of the Rome Statute, either using the regular post, registered mail or courier services.

Supplies and materials

524. The supplies and materials cover cost of office supplies, including stationery used by the staff of the Secretariat (paper, toners, pens, memo pads, folders etc). This includes stationery for the two sessions of the Committee and the annual session of the Assembly, as well as for the regular meetings of The Hague Working Group.

Equipment including furniture

Furniture and equipment

525. The Secretariat has managed to increase efficiency through the use of USB flash drives, which are distributed to delegates attending the Assembly session. These contain pre-session official documents in the official languages, resulting in the saving of some €60,000 in the cost of printing, transporting, storing and distributing paper copies of such documents.

Contractual services

526. Contractual services mainly reflect the cost of organizing the twelfth session of the Assembly in The Hague. It also includes the cost of translation and printing of documentation. The 2013 proposed budget has been kept at the level of the 2012 approved budget for this item.

Table 104: Major Programme IV: Proposed budget for 2013

Programme IV Secretariat of the Assembly—		Expenditure (thousands o			ed Budget 2012 cands of euro)			ed Budget 2013 ands of euro)	Resource growth 2013 vs 2012				
of States Parties		uation- related To		Cont. Fund	Total incl.CF	S Basic	ituation- related T	otal	S Basic	Situation- related Total		$Amount \setminus$	%
Professional staff						545.0	54	15.0	605.7	60	5.7	60.7	11.1
General Service staff						275.4	2	75.4	285.1	28	5.1	9.7	3.5
Subtotal staff	686.7	680	.7		686.7	820.4	82	20.4	890.8	89	0.8	70.4	8.6
General temporary assistance	278.5	278	.5		278.5	427.7	42	27.7	528.9	52	8.9	101.2	23.7
Temporary assistance for meetings	553.0	553	.0		553.0	557.2	55	57.2	460.0	46	0.0	-97.2	-17.4
Overtime	24.8	24	.8		24.8	38.0	3	38.0	38.0	3	8.0		
Consultants	39.5	39	.5		39.5								
Subtotal other staff	895.8	895	.8		895.8	1,022.9	1,02	22.9	1,026.9	1,02	6.9	4.0	0.4
Travel	298.5	298	.5		298.5	182.9	18	32.9	293.8	29	3.8	110.9	60.6
Hospitality	20.6	20	.6		20.6	5.0		5.0	25.0	2	5.0	20.0	400.0
Contractual services	696.9	696	.9		696.9	693.0	69	93.0	693.0	69	3.0		
Training						9.0		9.0	9.9		9.9	0.9	10.0
General operating expenses	40.1	40	.1		40.1	24.4	2	24.4	24.4	2	4.4		
Supplies and materials	14.4	14	.4		14.4	14.7		14.7	14.7	1	4.7		
Furniture and equipment	0.5	(.5		0.5	5.0		5.0	5.0		5.0		
Subtotal non-staff	1,071.0	1,07	.0		1,071.0	934.0	9.	34.0	1,065.8	1,06	5.8	131.8	14.1
Total	2,653.5	2,653	.5		2,653.5	2,777.3	2,7	77.3	2,983.5	2,98	3.5	206.2	7.4
Distributed maintenance	24.8	24	.8		24.8	27.2		27.2	33.4	3	3.4	6.2	22.7

Table 105: Major Programme IV: Proposed staffing for 2013

of the	retariat Assembly tes Parties	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic				1	1	1	1	1	5	2	2	4	9
Existing	Situation-related													
	Subtotal				1	1	1	1	1	5	2	2	4	9
	Basic													
New/ Converted	Situation-related													
	Subtotal													
D - 41 4/	Basic													
Redeployed/ Reclassified/	Situation-related													
Returned	Subtotal													
	Total				1	1	1	1	1	5	2	2	4	9

E. Major Programme V: Interim Premises

527. Major Programme V was originally introduced in the Court's proposed budget for 2005 in order to provide stakeholders with a clear overview of the resources required by the Court for adequate premises, properly suited to its operations. ⁶⁷ Occupation of the interim premises was originally expected to last until 2009, as described in the 2005 proposed budget: "Given the projected time-line for the construction of the Court's permanent seat, it is expected that the term of occupation of the interim premises will extend to at least 2008 or 2009". ⁶⁸ As a consequence, once all major set-up investments had been made, Major Programme V was cancelled in 2009 and the maintenance activities remained in the Court's general operating expenses of its General Service Sections (Sub-Programme 3250).

528. With the extension of the lease agreement for its interim premises until 2016, the need once again arises to provide stakeholders with a clear overview of the Court's resource requirements for those premises. The new costs of leases and maintenance formerly paid by the host State will recur annually until the Court moves to its permanent premises. The Court believes that showing these costs in a separate major programme will ensure transparency in its regular budget, and that this is consistent with the approach taken with MPVII-1 (Project Director's Office).

Programme 5100: Interim Premises

Introduction

529. Without suitable premises, the Court cannot function properly. The Interim Premises programme is thus linked to, and has an important influence on, all of the Court's strategic objectives.

Objectives

- 1. Become a non-bureaucratic administration focused on results rather than processes, relying on rules where necessary to guarantee rights or minimize risks (SO 8)
- Maintain and further develop the system to address all security risks, striving for maximum security of all participants and staff consistent with the Rome Statute (SO 2)

Expected Results	Performance Indicators	Target 2013
Objective 1 100% of staff working in offices in accordance with standard international organization practices	Number of staff working in conditions corresponding to international standards, divided by total number of staff	100%
95% of all new housing needs are addressed within agreed time frame and budget	Number of supported housing needs, divided by the number of housing requests	95%

Basic Resources

Rent and Maintenance of Interim Premises

530. This is included for the first time in the 2013 budget proposal. The estimated figures are provided by the Dutch Government Building Agency, RGD. The total costs formerly paid by the host State will now be charged to the Court at an estimated annual cost of 66,021,438.

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 $^{^{67}}$ Official Records ... Third session ... 2004 (ICC-ASP/3/25), part II.A,2, paras. 22-24.

⁶⁸ Ibid., part II.A,7, para. 487.

Table 106: Breakdown of estimated 2013 costs, based on 2012 figures

	2012 figures
Rent ARC-A and C	2,799,352
Rent HAAGSE VESTE 1	1,678,000
Rent REGULUSWEG	12,005
SATURNUSSTR. 20, Warehouse and carpark	318,223
Rent MAANWEG Plot	33,030
Rent WEGASTRAAT Plot	44,500
ARC Maintenance based on experience	400,000
HV 1 Maintenance based on experience	350,000
Maintenance/utilities Warehouse, estimated	150,000
Estimated administration costs (RGD)	138,626
Total	5,923,736
Estimated Inflation @ 2%	97,702
Total estimated rent and associated costs	6,021,438

531. As the Court explained in December 2011, in its Report to the Bureau on the lease negotiations for the interim premises of the International Criminal Court: "there is an administration cost of &117,682 associated with RGD holding the lease on behalf of the Court. However, it is considered to be offset by the costs that might otherwise be incurred should the Court hold a lease directly with the landlord for the floor space it occupies at the *Haagse Arc*."

Table 107: Major Programme V: Proposed budget for 2013

5100			diture 201 ands of eur				ed Budget 2 sands of eur			ed Budget 2 sands of eur	Resource growth 2013 vs 2012		
Rent and Maintenance (Interim Premises)	S Basic	Situation- related	Total	Cont. Fund	Total incl.CF	Basic	Situation- related	Total	S Basic	Situation- related	Total	Amount	%
Professional staff													
General Service staff													
Subtotal staff													
General temporary assistance													
Temporary assistance for meetings													
Overtime													
Consultants													
Subtotal other staff													
Travel													
Hospitality													
Contractual services													
Training													
General operating expenses									6,021.4		6,021.4	6,021.4	
Supplies and materials													
Furniture and equipment													
Subtotal non-staff									6,021.4		6,021.4	6,021.4	
Total									6,021.4		6,021.4	6,021.4	

F. Major Programme VI: Secretariat of the Trust Fund for Victims

Introduction & Objectives

- 532. The Trust Fund for Victims ("the Fund" or "TFV") supports activities which address the harm resulting from crimes under the jurisdiction of the Court by assisting victims to return to a dignified and contributory life within their communities. The Fund fulfils two mandates: (1) administering reparations ordered by the Court against a convicted person, ⁶⁹ and (2) using other resources for the benefit of victims in accordance with the provisions of article 79 of the Rome Statute. ⁷⁰ Both mandates provide support to victims of genocide, crimes against humanity and war crimes committed since 1 July 2002. ⁷¹
- 533. The main priorities of the Fund in 2013 include: improving resource-mobilization and fund-raising results, consolidating the SAP Grants Management system (which will assist in financial reporting), evaluating and extending activities in the Democratic Republic of the Congo, northern Uganda and the Central African Republic as part of its development of country-programme frameworks and transitional strategies, analysing and disseminating results of victim impact studies, preparing for Court-ordered reparations, and carrying out assessment studies for activities in other ICC situation-countries, including possibly Kenya and Côte d'Ivoire.
- 534. Bearing in mind that extending activities to new situations will increase the workload of a small Secretariat, support is needed to ensure sufficient capacity within the Fund's secretariat to manage and implement these new priorities, and to maintain programme impact and effectiveness in the CAR, DRC and northern Uganda.
- 535. At the Annual Meeting of the Fund's Board of Directors in March 2012, the Board approved the process of developing a Strategic Plan for the Trust Fund for Victims over the period 2013-2016. This plan will be presented for approval by the Board at their meeting in March 2013. Until then, any articulation of the Trust Fund's strategic goals for 2013 is of an indicative nature only. At the March 2012 meeting, the Board also approved the Secretariat's proposed approach for the Major Programme VI 2013 budget. This approach included a preliminary indication of three overall goals: (i) mandate driven impact and results; (ii) improved institutional visibility and (iii) financial sustainability (assessed and voluntary contributions). They can be related to the Court's objectives as follows:

Table 108: TFV Goals

TFV goals (MP VI budget 2013)	ICC strategic goals
Mandate-driven impact and results (assistance and reparations):	Quality of justice (nos. 2, 3)
Improved institutional visibility and recognition	Well-recognised and adequately supported institution (nos. 4, 6, 7)
Financial sustainability (Secretariat; voluntary contributions; awards, fines and forfeitures)	Model of public administration (nos. 8, 9, 10)

536. The goals of the Fund highlight the increased strategic importance that the Board attaches to programme and management performance, visibility, recognition and financial sustainability, in order to ensure the Fund's further development into a mature and responsive Rome Statute institution, as envisaged by the States Parties. While the strategies of the Court and the Fund are related, the Fund's goals are specific to the dual mandate of delivering assistance and reparations to victims under the jurisdiction of the Court, and to its institutional framework. This includes the fact that the Fund's support to victims within the jurisdiction of the Court is not financed by assessed contributions, but primarily through voluntary contributions, as well as, in the case of reparations, by awards, fines and forfeitures.

⁶⁹ Rule 98 (2), (3) and (4) of the Rules of Procedure and Evidence.

⁷⁰ Rule 98 (5) of the Rules of Procedure and Evidence. For more information on the Fund's legal basis, see http://trustfundforvictims.org/legal-basis.

⁷¹ As defined in articles 6, 7 and 8 of the Rome Statute.

Table 109: Expected Results and Performance Indicators

TFV Goal	Expected results	Performance indicators / targets	Observations
Mandate-driven impact and results (assistance and reparations)	Assistance mandate: replicating, scaling-up and scaling-down of TFV interventions	TFV effectively implements assistance programmes in 3-4 ICC situation countries, supporting approx. 100,000 direct victim beneficiaries	Expansion dependent on strengthening of STFV and on revenue from voluntary contributions
	Reparations mandate: initiation and effective design and implementation of reparations awards	TFV develops and implements reparation plans related to 1-2 ICC cases	Dependent on outcome of judicial proceedings, including reparations phase and eventual appeals, in Lubanga, Katanga / Ngudjolo Chui and Bemba cases
Improved institutional visibility and recognition	TFV stands out and is recognised as an effective instrument of reparative justice in the context of international criminal law	TFV is referenced in public domain (media, conferences) in a positive and constructive manner [qualitative target]	TFV outreach capability is limited
		Impact survey results (assistance and reparations mandates) demonstrate positive appreciation by victims and communities [qualitative target]	Dependent on availability of resources to carry out impact surveys
		TFV benefits from in-kind donations and partnerships (public, civil society, private sector) to support visibility	
Financial sustainability	Core capacity STFV is sufficiently financed through assessed contributions	Safeguard of existing capacity, additional (financial) administrative capacity ensured	Non-attainment will risk STFV overload – or non-satisfaction of core functionality of STFV - in view of demands of both assistance and reparations mandates
	Voluntary contributions: revenue from States is consolidated; diversification to private donors	States (Parties) will contribute €2m or more, in voluntary contributions	Dependent on economic and financial outlook of key donors
		TFV receives private donations from both institutional and individual donors	Dependent on capacity of STFV to develop marketing and fundraising capacity outside of existing core capacity
		TFV benefits from in-kind donations and partnerships (public, civil society, private sector) to support marketing and fund-raising	
	Maximised results from awards, fines, forfeitures for use in the implementation of Court-ordered reparations	This type of revenue is established as core element of financing Court- ordered reparations; and TFV is included in Court protocol regarding seizure and freezing of assets	Dependent on ability of Court – in cooperation with States Parties - to seize, freeze assets for the purpose of reparations; and to collect fines imposed on convicted persons

Justification

537. At present, the Fund's Secretariat is only partially equipped to effectively address the above goals. The ability to manage the implementation of both mandates, including the launch of the reparations mandate in 2012-2013, is already straining the existing capacity of the Secretariat, which continues to feel the lack of capacity to address financial/administrative processes. The Fund's capacity to enhance visibility and fund-raising

activities is not captured in the present set of established posts and GTA positions and should be facilitated by non-staff budget lines. In the longer (mid-)term, the Fund's Secretariat will require resources to cover the above needs and to further strengthen its financial management capacity at the professional level, enabling the Fund to address its growingly complex revenue and disbursement streams; and to strengthen its ability to design and implement multiple reparations awards in different Court situations.

538. Budget assumptions related to the TFV Secretariat's activities in 2013 are the following: continued financing of assistance mandate programmes in northern Uganda, DRC and the Central African Republic. Given the unpredictable state of voluntary contributions to the Fund in the near future, assistance mandate activities in other situation countries are currently not foreseen and hence not included in the Major Programme VI budget for 2013. Activities under the reparations mandate, while likely to occur in 2013, are currently unforeseeable in exact scope and form. Hence, while the STFV has provisionally costs these activities (including travel and consultancies), they have not been included in the 2013 budget. For both the assistance and reparations mandates, the TFV assumes that the required field structure is maintained by the Registry so as to facilitate appropriate and timely support.

Staff resources

Basic resources

General temporary assistance

539. Recurrent. In response to the acknowledged need for dedicated financial and administrative expertise within the Secretariat and in view of the limited budgetary options, the Fund has converted in 2012 the GTA field assistance (GSOL) position foreseen for the Kenya situation into an administrative GTA (GSOL) position in The Hague. This will partially address the Secretariat's increasing administrative workload, related to the operation of the SAP Grants Management module, increase of situations under the assistance mandate and the implementation of Court-ordered reparations. This GTA position and the P4 Legal Advisor are required to support the Executive Director and the Board of Directors.

Consultants

540. Provision of expert advice on a wide range of technical issues, including the Fund's visibility, strategic partnership and fund-raising, and grant management.

Situation-related resources

General temporary assistance

541. Recurrent. Two field assistants in the DRC and one in the Central African Republic (GTA positions) are of great operational importance to accompany and monitor the Trust Fund's implementing partners in carrying out activities as programmed

Consultants

542. In addition, consultants will provide assistance to the Fund for external evaluation and audit of existing programmes, and conducting victim identification and assessments as ordered by the Court.

Basic resources

Travel

543. Recurrent. For Board-member travel, fund-raising activities and meetings with donors and partners.

Hospitality

544. Recurrent. For events, receptions and donor meetings aimed at increasing the visibility of the Fund and for resource-mobilization initiatives.

Contractual services

545. Recurrent. Provision includes costs for the annual meeting of the Fund's Board of Directors, the external auditors' fee, and printing of communication materials for the Board of Directors, States Parties and other stakeholders and for the development of tools and media for outreach, visibility and partnership development.

General operating expenses

546. Recurrent. To cover communications and miscellaneous expenses.

Supplies and materials

547. Recurrent. For basic office supplies and other expendable office materials.

Situation-related resources

Travel

548. Recurrent. For assistance mandate-related travel including visiting projects and partners to support project planning, monitoring, and evaluation and reporting.

Contractual services

549. Recurrent. For the rental of vehicles in remote areas and external printing of materials for resource-mobilization activities and victim outreach. In addition, services will be needed for the SAP Grant Management support in 2013.

Training

550. Recurrent. For training of staff in programme and project reporting in the Management Information System (MIS).

General operating expenses

551. Recurrent. To cover logistical expenditures, as the Fund's staff are operating in remote, high-risk locations, where basic infrastructure is absent or deficient.

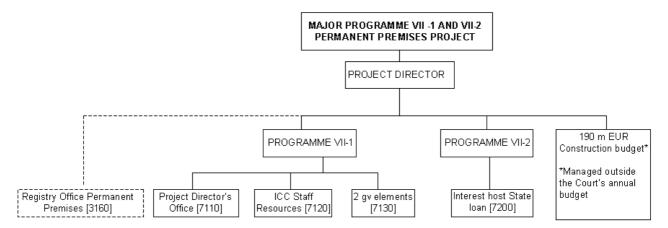
Table 110: Major Programme VI: Proposed budget for 2013

6100 Secretariat of the Trust			nditure 201 ands of eur				ved Budget I sands of eu			sed Budget 2 sands of eu		Resource growth 2013 vs 2012	
Fund for Victims	Basic	Situation- related	Total	Cont. Fund	Total incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff						159.0	422.6	581.6	169.1	445.9	615.0	33.4	5.7
General Service staff						60.6	60.6	121.2	63.2	63.2	126.4	5.2	4.3
Subtotal staff	242.2	499.6	741.8		741.8	219.6	483.2	702.8	232.3	509.1	741.4	38.6	5.5
General temporary assistance	6.7	75.2	81.9		81.9	118.1	71.8	189.9	208.9	68.3	277.2	87.3	46.0
Temporary assistance for mee	tings												
Overtime													
Consultants		39.9	39.9		39.9	51.0	46.0	97.0	40.0	60.0	100.0	3.0	3.1
Subtotal other staff	6.7	115.1	121.8		121.8	169.1	117.8	286.9	248.9	128.3	377.2	90.3	31.5
Travel	73.1	52.6	125.7		125.7	50.8	177.8	228.6	114.8	153.5	268.3	39.7	17.4
Hospitality						2.5		2.5	5.0		5.0	2.5	100.0
Contractual services	78.6	38.4	117.0		117.0	101.0	67.0	168.0	155.0	50.0	205.0	37.0	22.0
Training	0.6		0.6		0.6	2.7	24.3	27.0	4.5	22.9	27.4	0.4	1.5
General operating expenses		4.2	4.2		4.2	5.0	17.0	22.0	5.0	17.0	22.0		
Supplies and materials	2.4		2.4		2.4	2.8		2.8	3.0		3.0	0.2	7.1
Furniture and equipment						10.0		10.0		10.0	10.0		
Subtotal non-staff	154.7	95.2	249.9		249.9	174.8	286.1	460.9	287.3	253.4	540.7	79.8	17.3
Total	403.6	709.9	1,113.5		1,113.5	563.5	887.1	1,450.6	768.5	890.8	1,659.3	208.7	14.4
Distributed maintenance	5.5	20.6	26.1		26.1	6.1	20.0	26.1	5.6	19.3	24.9	-1.2	-4.7

Table 111: Major Programme VI: Proposed staffing for 2013

of the	cretariat Trust Fund Victims	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic				1					1		1	1	2
Existing	Situation-related					1		3		4		1	1	5
	Subtotal				1	1		3		5		2	2	7
	Basic													
New	Situation-related													
	Subtotal													
	Basic													
Redeployed/ Returned	Situation-related													
	Subtotal													,
	Total				1	1		3		5		2	2	7

G. Major Programme VII-1 and VII-2: Permanent premises project



- 552. In order to capture in a clear and transparent way all of those costs which are related to the permanent premises project but not directly related to the actual cost of the construction project (i.e. the €190 million budget, financed by the host State loan), four sub-programmes have been established under the control of the Project Director. Three of these fall under MPVII-1 and one under MPVII-2. The amounts budgeted under each sub-programme are subject to approval annually subject to the needs of the project until its completion.
- 553. Major Programme VII-1 consists of three sub-programmes, namely 7110, 7120 and 7130.
- 554. Sub-programme 7110 comprises the Project Director's Office and will focus during 2013 on the administration and management of the general contractor's contract as the construction phase continues.
- 555. Sub-programme 7120 relates to crucial support provided to the project by sections of the Court, who are paid for their services under agreements concluded with the Director.
- 556. Sub-programme 7130 focuses on the 2gv elements which are not part of the construction budget, namely costs related to the project but not specifically to construction. In accordance with the decision of the Oversight Committee at its eighth meeting on 6 July 2011, these costs will be submitted to the Assembly every year for the duration of the project, through that Committee.
- 557. Major Programme VII-2 manages the payment of interest on the host State loan.
- 558. Also under the control of the Project Director is the construction budget, totalling €190 million. The construction budget is reported on separately in the Court's Financial Statements.
- 559. For a complete overview of *all* costs related to the permanent premises project, sub-programme 3160, Registry Permanent Premises Project, also needs to be taken into account.

1. Major Programme VII-1

Table 112: Major Programme VII-1: Proposed budget for 2013

7100 Project Office of the —			nditure 201 ands of eur				ed Budget 2 sands of eur			ed Budget 2013 sands of euro)	Resource g 2013 vs	
Permanent Premises	S Basic	Situation- related	Total	Cont. Fund	Total incl.CF	S Basic	Situation- related	Total	Basic	Situation- related Tota	! Amount	%
Professional staff						274.8		274.8	293.8	293.8	19.0	6.9
General Service staff						60.6		60.6	63.2	63.2	2.6	4.3
Subtotal staff	321.5		321.5		321.5	335.4		335.4	357.0	357.0	21.6	6.4
General temporary assistance	9.7		9.7		9.7	471.8		471.8			-471.8	-100.0
Temporary assistance for meeting	ngs											
Overtime												
Consultants									24.4	24.4	24.4	
Subtotal other staff	9.7		9.7		9.7	471.8		471.8	24.4	24.4	-447.4	-94.8
Travel	19.3		19.3		19.3	9.6		9.6	9.7	9.7	0.1	1.0
Hospitality	2.8		2.8		2.8	2.5		2.5	5.0	5.0	2.5	100.0
Contractual services	28.2		28.2		28.2	497.8		497.8	616.3	616.3	118.5	23.8
Training	3.2		3.2		3.2	3.2		3.2	3.2	3.2	2	
General operating expenses						10.0		10.0	2.5	2.5	-7.5	-75.0
Supplies and materials	1.1		1.1		1.1	1.9		1.9	1.5	1.5	-0.4	-21.1
Furniture and equipment	0.6		0.6		0.6	5.0		5.0	4.0	4.0	-1.0	-20.0
Subtotal non-staff	55.2		55.2		55.2	530.0		530.0	642.2	642.2	2 112.2	21.2
Total	386.4		386.4		386.4	1,337.2		1,337.2	1,023.6	1,023.0	-313.6	-23.5

Table 113: Major Programme VII-1: Proposed staffing for 2013

	t Director's Office	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic				1		1			2		1	1	3
Existing	Situation-related													
	Subtotal				1		1			2		1	1	3
	Basic													
New/ Converted	Situation-related													
	Subtotal													
Redeployed/	Basic													
Reclassified/	Situation-related													
Returned	Subtotal													
	Total			•	1		1		•	2		1	1	3

Sub-programme 7110: Project Director's Office (a)

Introduction

The objective of the Project Director's Office (PDO) is to provide the Court with the necessary permanent premises. In 2009, the activities of the PDO started with the architectural design competition and selection. The final design was completed on 1 November 2011, and 2012 is due to see completion of the tendering procedure for the general contractor and the start of the construction works. 2013 will focus on the continuation of the construction works.

Expected results	Performance indicators	Target 2013
Objective 1	- Project performs in line with the agreed budget.	100%
 To provide the Court with the necessary permanent premises to meet the 	- Project in line with agreed timeline.	100%
Organization's strategic goals and objectives.	- Construction of the permanent premises continued and on schedule.	100%

Staff resources

Professional staff

- 561. The functions of the Project Director's Office were defined in resolution ICC-ASP/6/Res.1 annex IV.⁷² Its mandate is to ensure that the permanent premises of the Court are built on time, within cost and to specifications and quality. The Project Director has final responsibility for the overall management of the project and is responsible for meeting the project's goals, timelines and costs and quality requirements.
- The staff resources of the Project Director's Office are further detailed in annex V to the aforesaid resolution.
- The Project Director's Office will remain in place for a limited duration of time, namely until completion of the project, which is scheduled for 2015.
- A re-organisation of the Project Director's office has been implemented during 2012 to better shape the team to the challenges ahead. The details of this re-organisation and the staffing consequences are further covered in Annex VIII.

Other staff resources

Consultants

565. This element is required to pay for the necessary expert financial services identified in the various audit reports required to administer the various sub-programmes and new Financial Framework of the Permanent Premises Project.

Revised governance structure

- 566. The previous Project Director retired from his function with effect from 1 March 2011.
- 567. A new governance structure was approved by the Oversight Committee as indicated in paragraphs 109 and 110 of its Report to the Assembly on its activities.⁷³ The new structure identifies and empowers a single Project Director by giving him the strategic leadership, decision-making and overall management of the project. The Oversight Committee was of the opinion that the revised governance structure is an appropriate and adequate response to the issues highlighted in the various relevant audit reports and took account of the position expressed by the Court.
- The new Project Director assumed his position in June 2011.

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 $^{^{72}}$ Official Records ... Sixth session ... 2007 (ICC-ASP/6/20), vol. I, part III.

Introduction of a revised financial framework

- 569. As indicated in paragraphs 76 and 77 of the above report, and as a result of the concerns set out in detail in annex VIII, the Oversight Committee approved a change in the project's financial framework, and subsequently, following the internal audit and the recommendations of the Committee on Budget and Finance, a revised financial framework for the entire project was established by the Project Director's Office, in close collaboration with independent experts.
- 570. The revision of the financial framework has created clarity on the full cost impact of the entire project. This is being done by identifying and controlling the costs related to the project that are funded via the annual budget of the Court, as well as those that are funded through the construction budget. This has required the introduction of cost forecasting, as well as multi-annual budgeting of the annual budget elements.
- 571. In the revised financial framework, as outlined above, the Project Director's Office is now responsible for the following different budgets:
 - (a) The construction budget of €190 million;
 - (b) Major Programme VII-1, consisting of three sub-programmes:
 - (i) 7110: Project Director's Office
 - (ii) 7120: ICC Staff Resources
 - (iii) 7130: 2gv elements
 - (c) Major Programme VII-2, interest on the loan
- (d) The project is also reporting on sub-programme 3160 and looks to pool resources where necessary with that sub-programme to ensure that the needs of the project are met.
- 572. As a consequence of this revised financial framework, the total budget controlled by the project has been reassessed from €190 million to €216.8 million and three programmes and sub-programmes have been added.
- 573. The project is also addressing the topic of "total cost of ownership" (TCO), a projection over 40-50 years of the financial, operational and funding costs once the Court is owner of the building. This is to ensure that the Court and the Assembly are aware of the responsibilities that go with owning a major capital asset.

Non-staff resources

Travel

- 574. Recurrent. The assumption is that the Assembly session in 2013 will take place in The Hague. The travel budget intends to cover visits to the general contractor and visits to reference projects, which create the potential for significant savings. As an illustration, the Project Director's Office undertook a one-day visit to Paris in order to find solutions for the Court's proposed tower façade. The result of the visit was a saving for the project of €1 million.
- 575. The PDO also intends to visit materials and service vendors in order to choose appropriate materials (façades, floor finishes, tiles, etc) for the new premises and select suitable service vendors. A breakdown of costs in shown in the table below. Costs are conditioned by number of visits and destination:

Table 114: Breakdown of PDO travel costs

Total			9.7
Materials/ service vendors	Europe	6 x 1 day	6.5
Reference projects	Europe	3 x 1 day	3.2
Purpose	Destination	Number of visits/ persons travelling	Cost (thousands of euros)

Hospitality

576. Recurrent. The hospitality budget is a requirement for the Project Director's Office. The Project Director and the project team meet regularly with external partners, including on-site, and should thus be in a position, as a matter of courtesy to offer basic refreshments. For this service, the in-house caterer of the Court is used.

Contractual services

577. Recurrent. Contractual services required are to cover the following services:

Since the Court's in-house translation capacity is not sufficient to cover the PDO's translation requirements, external translation services are to be procured. These services are for the purpose of translating letters from the host State and other project documents from Dutch into English and translating certain documents (such as newsletters, Internet texts and Intranet texts) from English into French. Vendors are chosen among from those recommended by the Court's Interpretation and Translation Section.

Type of document	Source language	Target language	Pages	Cost (thousands of euros)
Technical documents (ground survey, soil investigation, archaeological, etc)	Dutch English	English Dutch	750	45.0
Newsletter, information leaflets, Internet and Intranet texts, press releases etc	English	French	25	1.5
Official correspondence from host State	Dutch	English	50	3.0
Total				49.5

- (a) External printing services: in order to assess and review contractor's technical drawings and documents, hard copies are required. Due to the size and format of the materials, external services are to be procured.
- (b) Telephone services: The PDO will during the construction period also have a small-capacity office on the construction site. In order to be able to function remotely, internet access is a prerequisite. Mobile data contracts therefore need to be procured.

Training

578. Recurrent. The costs include a course to further develop NEC contracting methodology, a course in project management for building projects and a course in managerial leadership. In order to have a well the PDO team suitably equipped to cope with the fast-changing of environment of a major building project, staff need to be offered the proper knowledge and tools to do so.

General operating expenses

579. Recurrent. This budget line includes costs related to exhibition of the design, and transport costs related to external communication events.

Supplies and materials

580. Recurrent. This concerns costs related to the purchase of technical books, publications and subscriptions such as NEC subscription and construction information services subscription. This covers both hard copy books as well as electronic subscriptions.

Equipment including furniture

581. Recurrent. This cost covers specialist project management software such as AutoCAD, Indesign, Vector works, Photoshop, etc. In addition, a budget line for office furniture is included, in order to equip the project office on the building site with the basics (office table, chair, etc). The remote office would also require the installation of a broadband connection.

Table 115: Major Programme VII-1: Proposed budget for 2013

7110 Project Director's Office for—			iditure 201 ands of eur				ed Budget 20 sands of euro			ed Budget 20 sands of euro		Resource g 2013 vs 2	
Permanent Premises	S Basic	ituation- related	Total	Cont. Fund	Total incl.CF	S Basic	lituation- related	Total	S Basic	ituation- related	Total	Amount	%
Professional staff						274.8		274.8	293.8		293.8	19.0	6.9
General Service staff						60.6		60.6	63.2		63.2	2.6	4.3
Subtotal staff	321.5		321.5		321.5	335.4		335.4	357.0		357.0	21.6	6.4
General temporary assistance	9.7		9.7		9.7	15.5		15.5				-15.5	-100.0
Temporary assistance for meeting	ngs												
Overtime													
Consultants													
Subtotal other staff	9.7		9.7		9.7	15.5		15.5				-15.5	-100.0
Travel	19.3		19.3		19.3	9.6		9.6	9.7		9.7	0.1	1.0
Hospitality	2.8		2.8		2.8	2.5		2.5	5.0		5.0	2.5	100.0
Contractual services	28.2		28.2		28.2	110.0		110.0	80.0		80.0	-30.0	-27.3
Training	3.2		3.2		3.2	3.2		3.2	3.2		3.2		
General operating expenses						10.0		10.0	2.5		2.5	-7.5	-75.0
Supplies and materials	1.1		1.1		1.1	1.9		1.9	1.5		1.5	-0.4	-21.1
Furniture and equipment	0.6		0.6		0.6	5.0		5.0	4.0		4.0	-1.0	-20.0
Subtotal non-staff	55.2		55.2		55.2	142.2		142.2	105.9		105.9	-36.3	-25.5
Total	386.4		386.4		386.4	493.1		493.1	462.9		462.9	-30.2	-6.1
Distributed maintenance	8.3		8.3		8.3	9.1		9.1	9.3		9.3	0.2	2.6

Table 116: Major Programme VII-1: Proposed staffing for 2013

	t Director's Office	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic				1		1			2		1	1	3
Existing	Situation-related													
	Subtotal				1		1			2		1	1	3
	Basic													
New/ Converted	Situation-related													
	Subtotal													,
Redeployed/	Basic													
Reclassified/	Situation-related													
Returned	Subtotal													
	Total				1		1			2		1	1	3

(b) Sub-programme 7120: Court Staff Resources

Introduction

582. Sub-programme 7120 relates to the crucial support functions for the project required from the Court's sections. In 2012 this related mainly to support for the procurement process for the largest and most complex contract ever entered into by the Court. Support will also be required in 2013 for the management of the contract, and will continue to be required over the lifespan of the project.

583. Service agreements have been concluded by the PDO with the key sections of the Court involved, namely the Facilities Management Unit, the Security and Safety Section and the Information and Communication Technology Section. Support will also be required in areas such as Audit and Procurement. These agreements outline what is expected from the sections in terms of services to the project, and specify the amounts to be paid by the present sub-programme for those services, leaving the sections involved free to decide on how to use these funds to cover the staff time required. These resources will be required for the duration of the permanent premises project. The estimated cash flow for the next 4 years is shown in tabular form as follows:

Table 117: Estimated cost of Court staff support over duration of PPP contract

ϵ million	2012 (current year	2013	2014	2015	2016	Total
Sub-programme 7120	0.5	0.4	0.4	0.4	0.1	1.8

Expected results	Performance indicators	Target 2013
Objective 1 - To provide the permanent premises	 Permanent premises project receives from the Court good quality input in a timely manner. 	100%
project with the necessary crucial support functions to meet the project's strategic goals and objectives.	 The permanent premises project benefits to the greatest extent possible from expertise and experience existing within the Court. 	100%

Staff resources

584. In the 2012 approved budget, the cost of the staff resources required was shown under the head of general temporary assistance. Following the conclusion of the service agreements referred to above, this item has been removed from staff resources and reentered as a non-staff item under the head of contractual services. Compared to the 2012 approved budget, a saving of $\[\in \]$ 70,000 has been achieved.

Non-staff resources

Contractual services

585. As explained above, in the 2013 proposed budget, these correspond to the item for GTA approved in the 2012 budget. Specific support requirements for 2013 are apportioned as shown in the table below.

Table 118: Breakdown of Court staff support to PPP by section/unit

Total	€386,300
Services from other sections (e.g. Procurement, Audit)	€110,900
Service agreement ICTS	€91,800
Service agreement SSS	€91,800
Service agreement FMU	€91,800

Table 119: Programme 7120: Proposed budget for 2013

7120 ICC Staff Resource and			diture 201 ınds of eur				ed Budget 2 sands of eur			ed Budget 2 sands of eur		Resource g 2013 vs 2	
Management Support for the Permanent Premises	Basic	Situation- related	Total	Cont. Fund	Total incl.CF	S Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff													
General Service staff													
Subtotal staff													
General temporary assistance						456.3		456.3				-456.3	-100.0
Temporary assistance for meetings													
Overtime													
Consultants													
Subtotal other staff						456.3		456.3				-456.3	-100.0
Travel													
Hospitality													
Contractual services									386.3		386.3	386.3	
Training													
General operating expenses													
Supplies and materials													
Furniture and equipment													
Subtotal non-staff									386.3		386.3	386.3	
Total						456.3		456.3	386.3		386.3	-70.0	-15.3

(c) Sub-programme 7130: 2gv elements (non-integrated user equipment)

Introduction

- 586. Resolution ICC-ASP/9/Res.1⁷⁴ required the Court, in consultation with the Project Director, to identify and quantify other costs related to the project which are not directly related to construction ("Box 4 costs") before 1 March 2011.
- 587. Box 4 consists of two components: (i) the integrated user equipment or 3gv elements, belonging to the construction budget; and (ii) the non-integrated user equipment or 2gv elements, currently estimated at \in 17.5 million. Sub-programme 7130 focuses only on the 2gv elements, which are part of Box 4.
- 588. The Oversight Committee decided at its eighth meeting on 6 July 2011 that 2gv costs are to be submitted to the Assembly every year for the duration of the project, through that Committee.
- 589. Budget for the 2gv elements will be required for the duration of the permanent premises project. The current estimated cash flow for the next five years is as follows:

ϵ million	2012 (current year)	2013	2014	2015	2016	Total
Sub-programme 7130	0.4	0.2	3.3	13.5	0.1	17.5

Expected results	Performance indicators	Target 2013
Objective 1 - To provide the permanent premises project with the necessary 2gv elements (non-integrated equipment) to meet the project's strategic goals and objectives.	 Timely input and support to meet the project's timeline 	100%
 Objective 2 To manage the resources and support in an effective and efficient way by continuous search for synergies. 	- To reduce the overall budget for 2gv elements at least by 10% by 2016.	100 %

Non-staff resources

Contractual services

- 590. The following services are required:
- (a) Co-ordination of design and specifications for implementation of the requirements (2 gv)
- (b) Consultancy related to ICT: assistance in defining and monitoring of requirements in relation to the design;
- (c) Consultancy related to security: assistance in defining and monitoring of requirements in relation to the design;
- (d) Services related to communication events and liaison with the local neighbourhood.

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⁷⁴ Official Records ... Ninth session ... 2010 (ICC-ASP/9/20), vol. I, part III.

Table 120: Programme 7130: Proposed budget for 2013

Total						387.8		387.8	150.0		150.0	-237.8	-61.3	
Subtotal non-staff						387.8		387.8	150.0		150.0	-237.8	-61.3	
Furniture and equipment														
Supplies and materials														
General operating expenses														
Training														
Contractual services						387.8		387.8	150.0		150.0	-237.8	-61.3	
Hospitality														
Travel														
Subtotal other staff														
Consultants														
Overtime														
Temporary assistance for meetings	s													
General temporary assistance														
Subtotal staff														
General Service staff														
Professional staff														
Integrated User Equipment)	Basic	Situation- related	Total	Cont. Fund	Total incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%	
7130 2gv Element (Non	Expenditure 2011 (thousands of euro)						ed Budget 2 sands of eur			ed Budget 2 sands of eur			Resource growth 2013 vs 2012	

2. Major Programme VII-2: Permanent Premises Project - Interest

Introduction

- 591. In 2008, the Assembly accepted the host State's offer of a loan for the Permanent Premises Project of up to a maximum of €200 million, to be repaid over a period of 30 years at an interest rate of 2.5 per cent.⁷⁵
- 592. In response to requests from the Committee and the Assembly, in its proposed budget for 2011 the Court established Major Programme VII-2 to report on the interest expected to be paid on loans received by the Court for the Permanent Premises Project. ⁷⁶
- 593. The financial implications of Major Programme VII-2 are only applicable to those States Parties that did not opt for a one-time payment.⁷⁷
- 594. The loan agreement signed between the host State and the Court stipulates that the interest due from the Court to the State in respect of the preceding calendar year is to be paid by the Court on the due date (being the date before or at the latest on 1 February of each calendar year).⁷⁸
- 595. In 2013, the Court estimates it will have to access €36.2 million from the loan. Interest on this loan payment, based on an estimated monthly cash flow as indicated in Table 121 below, amounts to approximately €204,568, which is due in January 2014.
- 596. With the assistance of the host State, the project has been able to negotiate an agreement with the Dutch tax office waiving the project from VAT on purchases from Dutch vendors. In the event that the general contract was to be awarded to a Dutch firm, this would save the project approximately €160,000 in interest payments, as the loan would not need to be accessed to pre-finance the VAT.
- 597. To minimize the interest paid by States Parties who did not opt for a one-time payment, the draw-down of the loan is done on a monthly basis. At the latest on the 10th day of each calendar month the Court shall make available in writing to the State its financing requirements under the loan for the following calendar month. A careful estimation of cash flow needs will minimize the number of days over which interest is accrued.
- 598. A further reduction to the accrued interest could be obtained by extending the possibility for States Parties to opt for a one-time payment throughout the construction period until mid-2015.

Table 121: Interest accrued in 2013

2013	Principal Amount	Interest accrued
Jan		-
Feb		-
Mar		-
Apr		-
May		-
Jun	1,999,167	25,195
Jul	5,705,556	59,791
Aug	5,705,556	47,677
Sep	5,705,556	35,953
Oct	5,705,556	23,838
Nov	5,705,556	12,115
Dec	5,705,556	-
	36,232,500	204,568

^(*) estimated figures in € - subject to change

⁷⁵ Resolution ICC-ASP/7/Res. 1, para 2 and annex II.

⁷⁶ Official Records ... Ninth session ... 2010 (ICC/ASP/9/20), vol. II, part A, section G.

⁷⁷ Resolution ICC-ASP/7/Res. 1, annex III.

⁷⁸ Loan agreements between State of the Netherlands (Ministry of Foreign Affairs) and International Criminal Court, dated 23 March 2009, para 6.1.

⁷⁹ Loan agreements between State of the Netherlands (Ministry of Foreign Affairs) and International Criminal Court, dated 23 March 2009, para 3.2.

- 599. The impact over the next five years is further detailed as follows. The loan would require to be accessed again in 2013. The project intends to continue to draw down from the host State loan up to September 2015, with the result that, over that period interest will continue to be due from the Court to the host State.
- 600. The table below indicates the year in which accrual takes place and the year when actual payment of the funds will occur.

Table 122: Accrual and payment impact over the next 5 years

€ (*)	2013	2014	2015	2016	2017 (**)
1. Interest					
1a. Accrual	204,568	1,693,081	3,627,525	-	-
1b. Payment (latest 1 Feb.)	-	204,568	1,693,081	3,627,525	-
2.Repayment of the Ioan					
(amortisation and interest)					
2a. Accrual	-	-		6,970,132	6,970,132
2b. Payment (latest 1 Feb)	-	-	-	-	6,970,132
Total accrual	204,568	1,693,081	3,627,525	6,970,132	6,970,132
Total payment (latest 1 Feb)	-	204,568	1,693,081	3,627,525	6,970,132

^(*) estimated figures- subject to change

Table 123: Expected Results; Performance Indicators & Targets

Expected results	Performance indicators	Target 2013
Objective 1 - Minimizing interest on loan to be paid by States Parties.	 Reduced number of days of draw-down of the loan due to efficient forecast of cash requirement. 	100%
Objective 2 - To fulfil the Court's legal obligations on the loan agreement signed between the Court and the host State.	 Court to have in place the required funds to pay the interest due to the host State at latest by 1 February 2014. 	100%
Objective 3 - To present to States Parties a forecast of accrual and cash-flow for the next 5 years.	- States Parties informed on budgetary impact.	100%

Staff resources

Basic resources

General operating expenses

601. To fulfil the Court's legal obligations vis-à-vis the host State to pay the interest due following access to the loan.

^(**) From 2017 and onwards (30 years)

Table 124: Programme 7200: Proposed budget for 2013

7200 Accrued Interest, Host —	Expenditure 2011 (thousands of euro)					Approved Budget 2012 (thousands of euro)			Proposed Budget 2013 (thousands of euro)			Resource growth 2013 vs 2012	
State State	Basic	Situation- related	Total	Cont. Fund	Total incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Professional staff													
General Service staff													
Subtotal staff													
General temporary assistance													
Temporary assistance for meeting	ngs												
Overtime													
Consultants													
Subtotal other staff													
Travel													
Hospitality													
Contractual services													
Training													
General operating expenses									204.6		204.6	204.6	
Supplies and materials													
Furniture and equipment													
Subtotal non-staff									204.6		204.6	204.6	
Total									204.6		204.6	204.6	
Distributed maintenance	4.5		4.5			5.5		5.5	5.6		5.6	0.1	1.1

H. Major Programme VII-5: Independent Oversight Mechanism

Introduction

602. Major Programme VII-5, the Independent Oversight Mechanism (IOM), was established by the Assembly at its eighth session in accordance with article 112, paragraph 4, of the Rome Statute to provide independent, effective and meaningful oversight of the Court. The envisioned scope of the IOM's activities includes investigation, evaluation and inspection. However, at its ninth session, the Assembly decided that, initially, the IOM would "perform only its investigative function and consist of two staff members". At its tenth session, the Assembly further decided that it would consider a comprehensive proposal for the IOM's full operationalization at its eleventh session.

603. This budget proposal therefore reflects only those posts which have been established to carry out the IOM's investigative mandate, and the anticipated non-staff resources required to support the relevant activities. Proposals relating to the additional staff and operating budget required, if the Assembly should decide to establish the IOM's inspection and/or evaluation functions, are set out separately in Annex VII.

Staff resources

604. The Independent Oversight Mechanism currently consists of two posts, both Professional staff (one P-4 and one P-2). The P-4 post (Head) is temporarily held by a staff member of the United Nations Secretariat on the basis of a reimbursable loan. Because of the delay in operationalizing the IOM's investigative functions, the P-2 has not yet been recruited. There are no General Service posts to provide administrative support to the office.

Non-staff resources

Contractual services

605. Contractual services are needed to support specific investigation activities requiring the use of external resources. Additionally, it is envisioned that further contractual expenses might be incurred during the initial phases of the IOM's operations in developing secured work-flow and content management systems and electronic case archives.

Travel

606. The funds provide for travel to field offices to conduct investigations as and when requested by the Court, and to undertake programme evaluation activities relating to field services.

Training

607. Recurrent. There is a need for Professional staff of the office to participate regularly in training to upgrade their substantive skills and, in particular, to ensure that they are conversant with international best practices in their area of expertise. Prices for these courses range from &2,500 to 5,000 depending on the topic and the number of days (three days is an average).

Supplies and materials

608. As the office is in the process of being established, funding is required for the acquisition of supplies and materials to support office activities.

Equipment including furniture

609. Funds are also required for the acquisition of equipment and furniture.

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⁸⁰ Official Records ... Eighth session ... 2009 (ICC-ASP/8/20), vol. I, part II,A.2.

⁸¹ Official Records ... Ninth session ... 2010 (ICC-ASP/9/20), vol.I, part III, ICC-ASP/9/Res.5.

⁸² Official Records ... Tenth session ... 2011 (ICC-ASP), vol. I, part III, ICC/ASP/10/Res. 5,para. 66.

Table 125: Major Programme VII-5: Proposed budget for 2013

7500 Independent Oversight —			iditure 201 ands of eur				ed Budget 2 ands of eur			ed Budget 2 ands of eur		Resource gr 2013 vs 20	
Mechanisms	Basic	ituation- related	Total	Cont. Fund	Total incl.CF	S Basic	lituation- related	Total	S Basic	Situation- related	Total	Amount	%
Professional staff						115.5		115.5	208.6		208.6	93.1	80.6
General Service staff													
Subtotal staff	5.2		5.2		5.2	115.5		115.5	208.6		208.6	93.1	80.6
General temporary assistance	91.7		91.7		91.7								
Temporary assistance for meetin	igs												
Overtime													
Consultants													
Subtotal other staff	91.7		91.7		91.7								
Travel	4.3		4.3		4.3				4.7		4.7	4.7	
Hospitality													
Contractual services	17.8		17.8		17.8	40.0		40.0	40.0		40.0		
Training									6.5		6.5	6.5	
General operating expenses													
Supplies and materials						10.0		10.0	10.0		10.0		
Furniture and equipment						20.0		20.0	20.0		20.0		
Subtotal non-staff	22.1		22.1		22.1	70.0		70.0	81.2		81.2	11.2	16.0
Total	119.0		119.0		119.0	185.5		185.5	289.8		289.8	104.3	56.2
Distributed maintenance	5.5		5.5		5.5	6.1		6.1	5.6		5.6	-0.5	-8.8

Table 126: Major Programme VII-5: Proposed staffing for 2013

	Independent Oversight Mechanism		ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above	GS-PL	GS-OL	Total GS-staff	Total staff
	Basic						1		1	2				2
Existing	Situation-related													
	Subtotal						1		1	2				2
	Basic													,
New/ Converted	Situation-related													
	Subtotal													
Redeployed/	Basic													
Reclassified/	Situation-related													
Returned	Subtotal													
	Total						1		1	2				2

Annexes

Annex I

Draft Resolution of the Assembly of States Parties on the proposed programme budget for 2013, the Working Capital Fund for 2013, scale of assessment for the apportionment of expenses of the International Criminal Court, financing appropriation for 2013 and the Contingency Fund

The Assembly of States Parties,

Having considered the proposed programme budget for 2013 of the International Criminal Court and the related conclusions and recommendations contained in the Report of the Committee on Budget and Finance on the work of its nineteenth session,

I. Programme budget for 2013

The Assembly of States Parties,

2. Approves appropriations totalling &118,753,400 for the following appropriation sections:

Appropriation section	Thousands of euros
Major Programme I - Judiciary	11,434.7
Major Programme II - Office of the Prosecutor	28,663.1
Major Programme III - Registry	66,473.4
Major Programme IV - Secretariat of the Assembly of States Parties	2,983.5
Major Programme V - Interim Premises	6,021.4
Major Programme VI - Secretariat of the Trust Fund for Victims	1,659.3
Major Programme VII-1 - Project Director's Office (permanent premises)	1,020.8
Major Programme VII-2 - Permanent Premises Project Interest	207.4
Major Programme VII-5 - Independent Oversight Mechanism	289.8
Total	118,753.4

3. Further approves the following staffing tables for each of the above appropriation sections:

	Judiciary	Office of the Prosecutor	Registry	Secretariat Assembly of States Parties	Secretariat Trust Fund for Victims	Project Director's Office	Independent Oversight Mechanism	Total
USG		1						1
ASG		2	1					3
D-2								
D-1		2	4	1	1	1		9
P-5	3	12	17	1	1			34
P-4	3	29	39	1		1	1	74
P-3	21	44	67	1	3			136
P-2	5	47	61	1			1	115
P-1		17	6					23
Sub-total	32	154	195	5	5	2	2	395

	Judiciary	Office of the Prosecutor	Registry	Secretariat Assembly of States Parties	Secretariat Trust Fund for Victims	Project Director's Office	Independent Oversight Mechanism	Total
GS-PL	1	1	16	2				20
GS-OL	15	63	268	2	2	1		351
Sub-total	16	64	284	4	2	1		371
Total	48	218	479	9	7	3	2	766

II. Working Capital Fund for 2013

The Assembly of States Parties,

Resolves that the Working Capital Fund for 2013 shall be established in the amount of €7,405,983, and *authorizes* the Registrar to make advances from the Fund in accordance with the relevant provisions of the Financial Regulations and Rules of the Court.

III. Scale of assessment for the apportionment of expenses of the International Criminal Court

The Assembly of States Parties,

Decides that, for 2013, the contributions of States Parties shall be assessed in accordance with an agreed scale of assessment, based on the scale adopted by the United Nations for its regular budget applied for 2012 and adjusted in accordance with the principles on which that scale is based.¹

Notes that, in addition, any maximum assessment rate for the largest contributors applicable for the United Nations regular budget will apply to the International Criminal Court's scale of assessments.

IV. Financing appropriations for 2013

The Assembly of States Parties,

Resolves that, for 2013, budget appropriations amounting to &118,753,400and the amount for the Working Capital Fund of &7,405,983, approved by the Assembly under part I, paragraph 1, and part II, respectively, of the present resolution, be financed in accordance with regulations 5.1, 5.2 and 6.6 of the Financial Regulations and Rules of the Court.

V. Contingency Fund

The Assembly of States Parties,

Recalling its resolutions ICC-ASP/3/Res. 4 establishing the Contingency Fund in the amount of €10,000,000 and ICC-ASP/7/Res. 4 that requested the Bureau to consider options for replenishing both the Contingency Fund and the Working Capital Fund,

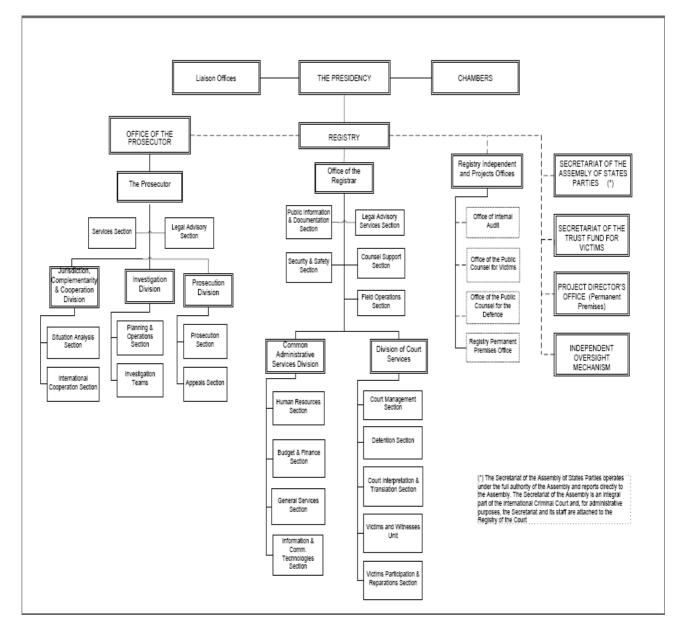
Taking note of the advice of the Committee on Budget and Finance in the reports on the work of its eleventh and thirteenth sessions,

- 1. *Decides* to maintain the Contingency Fund at its current level for 2013;
- 2. Decides that, should the Fund reach a level below $\[mathcarce{level below for the peak}\]$ million by the end of the year, the Assembly should decide on its replenishment up to an amount it deems appropriate, but no less than $\[mathcarce{level for the peak}\]$ million;
- 3. Requests the Bureau to keep the €7 million threshold under review in light of further experience on the functioning of the Contingency Fund.

¹ Rome Statute of the International Criminal Court, article 117.

Annex II

Organizational structure of the Court



Annex III

Assumptions for the proposed programme budget for 2013

Func	tion	Total
1.	Number of Court days in 12 months	2151
2.	Number of situations under investigation	7
3.	Number of full investigations	7
4.	Number of limited investigations	8
5.	Number of Trial teams	
	- Chambers	4
	- OTP	4
6.	Number of teams to support Courtroom activities	1
7.	Number of languages supported	36
8.	Number of final appeals	2
9.	Number of witnesses appearing for testimony	42
10.	Expected maximum duration of stay per witness	15
11.	Number of Victims applying for particip./rep.	14,250 ²
12.	Number of persons in Protection Programme	52 ³
13.	Number of suspects/accused appearing before court ⁴	11
14.	Number of suspects/accused in detention	5 ⁵
15.	Number of cells required	1 slot of 6 cells ⁵
16.	Number of rooms to be rented	2
17.	Number of defence teams financed by Legal Aid	7 ⁵
18.	Number of victims' repr. financed by Legal Aid	12 ⁵
19.	Number of site visits by judges	0
20.	Number of Field offices/presence	5 ⁵
21.	Number of Field work-days	18,548 ⁵

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¹⁸⁰ days of hearings BEM (based on latest request BEM DEF - filing 2152-Conf-Exp) + 5 days LUB and 10 days

KAT/NGU + 120 days for KEN. 2 4,250 REP (500 REP LUB, 500 REP K/N, 3,000 REP BEM, 250 REP B/J) and 14,000 PART (10,000 REP KEN

^{1&}amp;2) - provisional figures and subject to review.

This figure is composed of 37 persons currently part of the protection programme and 15 projected new persons based on the 2012 forecasted activities.

The term "accused" includes persons convicted at first instance pending appeal.

⁵ Provisional figures and subject to review.

Annex IV

List of strategic goals and one-to-three years strategic objectives of the International Criminal Court

Goal 1: Quality of justice	Goal 2: A well-recognized and adequately supported institution	Goal 3: A model of public administration			
Conduct fair, effective and expeditious public proceedings in accordance with the Rome Statute and with high legal standards, ensuring full exercise of the rights of all participants.	Further enhance awareness of, effect a correct understanding and increase support for the Court.	Excel in achieving the desired results with minimal resources and through streamlined structures and processes, while maintaining flexibility, guaranteeing accountability and drawing upon sufficient qualified and motivated staff within a caring environment and a non-bureaucratic culture.			
1. Conduct 4 to 5 new investigations into cases, within existing or new situations, and at least 4 trials, subject to external cooperation received.	4. Further cultivate a level of awareness and understanding of the Court appropriate to the stage of the Court's activities in affected communities.	8. Become a non-bureaucratic administration focused on results rather than processes, relying on rules where necessary to guarantee rights or minimize risks.			
2. Maintain and further develop the system to address all security risks, striving for maximum security of all participants and staff consistent with the Rome Statute.	5. Develop mechanisms to provide for all necessary cooperation, in particular the arrest and surrender of persons, witness protection and the enforcement of sentences.	9. Submit sound, accurate and transparent budget proposals necessitating only minor adjustments to the proposed amount and distribution of resources by the Assembly of States Parties.			
3. Develop policies for implementing the quality standards specified in the Statute and the Rules of Procedure and Evidence with respect to all participants in proceedings and persons otherwise affected by the Court's activities, in a manner that is respectful of diversity.	6. Constantly increase support for the Court through enhancing communication and mutual understanding with stakeholders, stressing the Court's role and its independence.	10. Attract, care for, and offer career development and advancement opportunities to a diverse staff of the highest quality.			
	7. Ensure publicity of all proceedings for local and global audiences.	11. Continue the development of a common ICC culture.			

Annex V (a)

Proposed Court staffing in 2013 by major programme

Total Court	USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	P-1	Total P-staff and above	GS-PL	GS-OL	Total GS-staff	Total Staff
Major Programme I					3	3	21	5		32	1	15	16	48
Major Programme II	1	2		2	12	29	44	47	17	154	1	63	64	218
Major Programme III		1		4	17	39	67	61	6	195	16	268	284	479
Major Programme IV				1	1	1	1	1		5	2	2	4	9
Major Programme VI				1	1		3			5		2	2	7
Major Programme VII.1				1		1				2		1	1	3
Major Programme VII.5						1		1		2				2
Grand Total	1	3		9	34	74	136	115	23	395	20	351	371	766

Annex V (b)

Changes to the staffing table

Number of posts	Level	From 2012 Approved Budget	To 2013 Proposed Budget					
Office of th		DF .						
1	P-3	Planning and Ops Section	Investigations Team					
1	P-3 Prosecution Division		Investigation Division					
2								
Registry Basic and S	ituation Rel	ated						
1	G5	Field Operations Section - FO - SUD	Field Operations Section - FO - CIV					
1	G4	Field Operations Section - FO - SUD	Field Operations Section - FO - CIV					
4	G3	Field Operations Section - FO - SUD	Field Operations Section - FO - CIV					
1	G3	Field Operations Section - FO - SUD	Field Operations Section - FO - KEN					
2	G3	Field Operations Section - FO - UGA	Field Operations Section - FO - KEN					
2	GS-OL	Security and Safety Section - FO - SUD	Security and Safety Section - FO - CIV					
1	GS-OL	Information and Comm. Techn. Section - FO-SUD	Information and Comm. Techn. Section - Basic					
1	P-2	Court Interpretation & Translation Section - CIS - T1	Victims Participation and Reparations Section - Basic					
2	GS-OL	Victims and Witnesses Unit - FO- UGA	Victims and Witnesses Unit - FO - KEN					
2	GS-OL	Victims and Witnesses Unit - FO- SUD	Victims and Witnesses Unit - FO _ CAR					
1	P-2	Victims and Witnesses Unit - FO- DRC	Victims and Witnesses Unit - Basic					
1	GS-PL	Public Information and Documentation Section - FO - SUD	Public Information and Documentation Section - Basic					
1	GS-OL	Public Information and Documentation Section - FO - DRC	Public Information and Documentation Section - FO - CIV					
1	P2	Public Information and Documentation Section - FO - DRC	Public Information and Documentation Section - FO - CIV					
21								

Annex V (c)

Salary and entitlements for 2013 - judges (thousands of euros)

Presidency: 0 Judges	Costs		
Special allowance President and Vice-Presidents	28.0		
Subtotal Presidency	28.0		
Chambers: 13 Judges			
Standard salary costs - 13 Judges (plus 3 for Kenya for 10.5mths)	2812.5		
One extended mandate - 9 months	135.0		
NFT Judges (20k per Judges x 4)	80.0		
Judges' pensions	1450.0		
Subtotal Chambers	4477.5		
Accruals for Annual Leave	133.1		
Accruals for Relocation	182.6		
Estimates of Home Leave and Education Grant Expenses	105.7		
Service incurred injury insurance - Court requirement - 2.98% of remuneration	118.8		
Cost of Appointment (for Kenya trial calculated at Staff member plus one dependent)	48.0		
Cost of Separation	25.5		
Subtotal Additional Requirements	613.7		
Total Judges Salary and Entitlements 2013			

Annex V (d)

Standard salary costs for 2013 - Professional and General Service staff at Headquarters (thousands of euros)

Post level	Net salary	Common staff costs	Representation allowance	Total
	-1	-2	-3	(1)+(2)+(3)=(4)
USG	167.5	77.9	4	249.4
ASG	146.4	68.1	3	217.5
D-1	128.2	59.6		187.9
P-5	113.1	52.6		165.7
P-4	94.6	44		138.6
P-3	78.3	36.4		114.7
P-2	63.6	29.6		93.2
P-1	63.6	29.6		93.2
GS-PL	60.2	28		88.1
GS-OL	48	22.3		70.3

Delayed recruitment factors:

(a) Existing Professional and General Service posts in MP II: 8%

(b) Existing Professional and General Service posts in MPIII: 10%

Delayed recruitment factors					
Post level	(0%)	(8%)	(10%)		
USG	249.4	229.5	224.5		
ASG	217.5	200.1	195.7		
D-1	187.9	172.8	169.1		
P-5	165.7	152.4	149.1		
P-4	138.6	127.5	124.7		
P-3	114.7	105.6	103.3		
P-2	93.2	85.7	83.9		
P-1	93.2	85.7	83.9		
GS-PL	88.1	81.1	79.3		
GS-OL	70.3	64.6	63.2		

Annex VI
Summary table by object of expenditure

Total ICC			enditure 20 sands of eu			Approved Budget 2012 (thousands of euro)			Proposed Budget 2013 (thousands of euro)			Resource growth 2013 vs 2012	
Total ICC	Basic	Situation- related	Total	Cont. Fund	Total incl.CF	Basic	Situation- related	Total	Basic	Situation- related	Total	Amount	%
Judges	5,789.1		5,789.1		5,789.1	5,111.9		5,111.9	4,327.3	791.9	5,119.2	7.3	0.1
Professional staff	28,224.2	29,031.6	57,255.8		57,255.8	18,974.8	20,628.9	39,603.7	20,434.4	22,042.2	42,476.6	2,872.9	7.3
General Service staff						10,755.9	9,309.6	20,065.5	11,741.6	9,328.8	21,070.4	1,004.9	5.0
Subtotal staff	28,224.2	29,031.6	57,255.8		57,255.8	29,730.7	29,938.5	59,669.2	32,176.0	31,371.0	63,547.0	3,877.8	6.5
General temporary assistance	3,770.1	8,271.3	12,041.4	2,232.2	14,273.6	3,171.7	8,176.3	11,348.0	2,729.5	9,119.1	11,848.6	500.6	4.4
Temporary assistance for meetir	ngs 906.2	361.3	1,267.5	480.9	1,748.4	589.2	420.7	1,009.9	660.0	153.2	813.2	-196.7	-19.5
Overtime	296.4	159.2	455.6		455.6	282.5	120.7	403.2	252.5	138.8	391.3	-11.9	-3.0
Consultants	344.1	317.1	661.2	27.3	688.5	235.9	350.8	586.7	176.0	177.1	353.1	-233.6	-39.8
Subtotal other staff	5,316.8	9,108.9	14,425.7	2,740.4	17,166.1	4,279.3	9,068.5	13,347.8	3,818.0	9,588.2	13,406.2	58.4	0.4
Travel	1,064.8	2,784.2	3,849.0	317.5	4,166.5	851.6	3,711.6	4,563.2	946.4	3,599.0	4,545.4	-17.8	-0.4
Hospitality	52.4	141.7	194.1		194.1	32.0		32.0	61.0		61.0	29.0	90.6
Contractual services	1,722.1	1,346.1	3,068.2	327.9	3,396.1	2,770.8	1,616.1	4,386.9	2,677.7	2,011.1	4,688.8	301.9	6.9
Training	333.8	341.5	675.3		675.3	480.5	267.7	748.2	459.4	232.9	692.3	-55.9	-7.5
Counsel for Defence		3,323.1	3,323.1	521.6	3,844.7		1,950.8	1,950.8		3,117.4	3,117.4	1,166.6	59.8
Counsel for Victims		1,688.3	1,688.3	307.1	1,995.4		4,279.0	4,279.0		4,010.1	4,010.1	-268.9	-6.3
General operating expenses	5,227.1	5,365.1	10,592.2	336.2	10,928.4	6,059.3	6,500.6	12,559.9	12,637.0	4,670.4	17,307.4	4,747.5	37.8
Supplies and materials	627.7	360.1	987.8	10.5	998.3	756.3	340.9	1,097.2	765.4	283.5	1,048.9	-48.3	-4.4
Equipment including furniture	614.3	348.2	962.5	554.1	1,516.6	1,033.9	20.0	1,053.9	1,133.0	76.7	1,209.7	155.8	14.8
Subtotal non-staff	9,642.2	15,698.3	25,340.5	2,374.9	27,715.4	11,984.4	18,686.7	30,671.1	18,679.9	18,001.1	36,681.0	6,009.9	19.6
Total	48,972.3	53,838.8	102,811.1	5,115.3	107,926.4	51,106.3	57,693.7	108,800.0	59,001.2	59,752.2	118,753.4	9,953.4	9.1

Annex VII

Provisional Budget Independent Oversight Mechanism

Introduction

1. Should the Assembly resolve to add inspection and evaluation to the IOM's present mandate, the following is the minimum staffing complement which would be required in order to perform these tasks adequately.

Staff

P-5 (Chief of IOM)

2. Upon activation of additional mandates, it is necessary to have a Chief of the IOM with the capacity to provide supervision and oversight to Professional staff with both evaluation and investigative portfolios, as well as to organise the overall work programme of the IOM (evaluation planning and supervision, supervision of inspections and investigations, ad hoc requests, and all the administrative and financial activities of the Office). The Chief of the IOM would also be responsible for reporting to the Assembly on the work of the Office and personally undertaking particularly sensitive investigations which require enhanced expertise and/or confidentiality.

P-4 (Senior Evaluations Specialist)

3. The expansion of the mandate of the IOM to include inspection and evaluation would require that the Office be augmented by staff with professional qualifications and expertise in these areas. Additionally, as is the case with the Investigator, the compartmentalized nature of the Office's activities will necessitate that the evaluation professional act with significant independence. Additionally, as this individual is expected to function as a project manager for externally commissioned experts and high-level peer review panels on a case-by- case basis, the individual should be of sufficient seniority to function adequately in this role.

P-2 (Associate Investigator)

4. The primary responsibilities of the Associate Investigator would be to conduct internal investigations under the supervision of the Chief of the IOM. In addition, should there be periods where investigative duties were light, this post would support the activities of the Senior Evaluations Specialist with assistance in examination and research in relation to the Court's various offices and projects.

GS-OL (Administrative/Investigative Assistant)

5. The IOM has no administrative support staff. Once fully operational with a mandate of investigation, inspection and evaluation, it will be necessary for the Professional staff to be complemented by administrative support. Furthermore, a General-Service staff member with skills in investigation and/or evaluation would be able to provide substantive support in the Office's substantive work whilst also handling the general administrative requirements.

Non-staff

Contractual services

6. Additional contractual expenses to support outsourcing of individual programme evaluations as determined by the Assembly on a case-by-case basis

Training

7. Expenses to provide Professional staff of the Office with training to upgrade substantive skills in the area of programme evaluation. Prices for these courses range from €2500 to 5000 depending of the topic and the number of days (3 days is an average).

Travel

8. Expenses to provide for travel to field offices to undertake elements of programme evaluation, on an as-needs basis, when the programmes evaluated involved field operations.

Table 1: Major Programme VII-5: Proposed budget for 2013

7500 Independent Oversight —			diture 201 nds of euro			Approved Budget 2012 (thousands of euro)			Proposed Budget 2013 (thousands of euro)			Resource growth 2013 vs 2012	
Mechanism	Basic	Situation- related	Total	Cont. Fund	Total incl.CF	Basic	Situation- related	Total	S Basic	ituation- related	Total	Amount	%
Professional staff						115.5		115.5	208.6		420.9	305.4	264.4
General Service staff													
Subtotal staff						115.5		115.5	208.6		420.9	305.4	264.4
General temporary assistance													
Temporary assistance for meetings													
Overtime													
Consultants													
Subtotal other staff													
Travel									4.7		4.7	4.7	
Hospitality													
Contractual services						40.0		40.0	60.0		60.0	20.0	
Training									8.5		8.5	8.5	
General operating expenses													
Supplies and materials						10.0		10.0	10.0		10.0		
Equipment including furniture						20.0		20.0	20.0		20.0		
Subtotal non-staff						70.0		70.0	81.2		81.2	33.2	16.0
Total					_	185.5		185.5	289.8	_	502.1	343.6	170.7

Table 2: Major Programme VII-5: Proposed staffing for 2013

Independent Oversight Mechanism		USG	ASG	D-2	D-1	P-5	P-4	P-3	P-2	Total P-staff P-1 and above G	SS-PL GS-OL	Total GS-staff	Total
	Basic	USG	ASG	D-2	<i>D-1</i>		r -4	1 - J	F -2	2	is-FL GS-OL	GS-stajj	staff 2
						1		1		2			2
Existing	Situation-related												
	Subtotal					1		1		2			2
	Basic						1			1	1	1	2
New/ Converted	Situation-related												
	Subtotal						1			1	1	1	2
Redeployed/	Basic												
Reclassified/	Situation-related												
Returned	Subtotal												
	Total					1	1	1		3	1	1	4

Annex VIII

Re-organization of Major Programme VII-1

A. Events and context leading up to the re-organization

- 1. The External Auditor's report for 2009, contained in the financial statements for the period 1 January to 31 December 2009,1 stated as Recommendation 1, in paragraph 26, that "following the initial period of operation, the Oversight Committee should review the governance arrangements relating to the Project, to confirm they are fit for purpose, and provide for full and clear accountability."
- 2. The External Auditor's report for 2010, contained in the financial statements for the period 1 January to 31 December 2010,2 stated as Recommendation 2, in paragraph 43,that there was a continued need for clear accountability structures to be established as soon as possible to ensure adequate project oversight, control and risk management. In Recommendation 3, in paragraph 46, the External Auditor noted that there still is no clarity over the roles and responsibilities of the Assembly of States Parties Project Director and the Court in regards to their administrative parts in the project such as finance and procurement.
- 3. In the 2010 report of the Office of Internal Audit, paragraph 15 found that the project's financial management framework and procurement processes lacked clear roles and responsibilities and that systems and controls were not fully developed. The financial framework needed to be clearly documented in order to clarify roles and responsibilities, identify resources required from Budget and Finance Section and Procurement, add transparency, and provide assurance to the Registrar and the ASP Project Director that the project had established adequate financial systems and controls that were consistent with the Financial Regulations and Rules, administrative procedures and ethical policies.
- 4. In their Peer Review Report of November 2010, the independent experts Ken Jeavons and Pierre Gilliot stated the following: "The unclear financial responsibilities in the project need to be clarified and made transparent. Information and data relating to State's contributions, Trust Fund, Special account, project allocations, i.e. Boxes 1-4, management of costs within project stages e.g. contingencies, "cushion", etc., is found in a variety of documents. There needs to be a comprehensive document that collates all this information, agreed by all three stakeholders, and this can then be used, especially by the Joint Oversight Committee, as the benchmark for assessing financial reports and making any necessary decisions." Furthermore, the implementation of a one-project approach will bring about significant benefits but firstly the budget will have to be clarified and agreed upon by all parties. Financial rules and regulations of the Court need to be respected and therefore the Registry will have the responsibility to sign off with the Project Director."
- 5. At its 15th session in June 2011, the Audit Committee noted the need for clear responsibilities for operations and financial control. The continued lack of clarity of who is the "financial controller" for the project was noted. The Committee members discussed the need for a mapping of the project's financial structures.
- 6. At its sixteenth session in April 2011, the Committee on Budget and Finance recommended that the issues of governance identified by the External and Internal auditors be addressed as quickly as possible to avoid any further delays.3

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¹ ICC-ASP/9/13.

² ICC-ASP/10/12

³ Official Records ... Tenth session ... 2011 (ICC-ASP/10/20), vol. II, part B.1, para. 91.

B. Need for re-organization of the team

1. Widening the scope of the project

- 7. The other costs related to the project but not directly related to the construction (known as "Box 4" costs) were identified only in 2011. These costs were estimated to be \in 42.2 million, in addition to the \in 190 million construction budget, of which \in 22.1 million belong to integrated user items ("3gv"), and \in 0.1 million to non-integrated user equipment and other costs ("2gv and other related costs").
- 8. The Oversight Committee set as target to the Project Director to find savings throughout the project in order to absorb the "3gv" costs of $\[mathcal{\in}\]$ 22.1 million into the $\[mathcal{\in}\]$ 190 million construction budget.4
- 9. The Project Director also identified the need for a new work-stream, namely the transition project. This stream is aimed at preparing the Court for assuming its role at end-2015 as owner of a new building.
- 10. The above stated activities widened the scope of the project significantly, resulting in additional financial control activities and co-ordination of activities such as procurement for 2gv elements.
- 11. Having analysed the existing situation and within the realm of the revised governance structure, the new Project Director has subsequently identified a need for a revised Project Team structure, with revised roles and responsibilities and more closely reflecting the true needs of the project

2. Change in responsibilities of Deputy Project Director

- 12. As a consequence of widening the project scope and identifying a revised financial framework, the responsibilities of the Deputy Project Director have been extended significantly. As well as financial reporting on the \in 190 million construction budget, and financial controlling of the Project Director's Office, in themselves two major programmes, a further major programme VII-2, Interest on the Host State Loan, and two further subprogrammes, ICC Staff and 2gv, have also been added to the Deputy Director's responsibilities. Due to the challenging target of incorporating the 3gv into the construction budget, stringent pro-active financial control is a pre-requisite, as is now the requirement to forecast the project cost to completion for all aspects of the project, as well as the impact for States Parties of interest, loan repayments and Total Cost of Ownership figures.
- 13. Furthermore, the function now includes significant additional responsibilities in relation to co-ordination and follow-up on procurement and audit activities, both of which have to be overseen by the Project Director's Office to ensure that the premises project's goals are met.

C. Justification for re-classification

- 14. The current position of Deputy Project Director at the P-4 level never underwent a work survey. Hence, the classification was done on the basis of the vacancy announcement.
- 15. As described in the section above, a need has been identified for stringent and proper financial control, in order to meet the project's goals. Furthermore the procurement responsibilities within the project have been led and identified by the Project Director's Office and need to be co-ordinated over the lifetime of the project.
- 16. In order to resolve the situation, the Project Director has investigated three possible options:

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⁴ ICC-ASP/10/22, Executive summary and paragraph 42.

Option 1: remain with the current situation. This option is the high-risk option. Due to resource constraints, the aspect of financial control might not be addressed properly. The current situation is furthermore not sustainable for the remainder of the project (another 3 years). Just 1% budget overrun would already lead to a $\[\in \] 2$ million extra cost to the Court and in turn to States Parties.

Option 2: to recruit a half-time P-3 Financial Officer. This alternative solution would come at a significantly higher cost to the annual budget of the Court.

Option 3: to recognise the additional functions within the current position of Deputy Project Director and to re-classify the position accordingly. The position of Deputy Project Director and Financial Controller at the P-5 level is a position that will remain for only a limited time, namely until completion of the permanent premises project, envisioned for the end of 2015. It is therefore not a position with a long-term career perspective and the post will be abolished (as will the remainder of the Project Director's Office) at the conclusion of the Permanent Premises Project.

- 17. The Project Director has concluded that Option 3 the re-classification of the position of Deputy Project Director from a P-4 to a P-5 level is the best option, on the basis that it exposes the Court to the least amount of operational risk.
- 18. The re-classification does not lead to a long-term financial impact on the Court's budget. The financial difference between a P-4 and P-5 position is minimal, hence has no negative repercussion on the budget. A cost-neutral approach is proposed for the budget years 2013, 2014 and 2015.

D. Conclusion

- 19. Based on the above, the Project Director has requested the Chief of the Human Resources Section to initiate the evaluation for the classification process of the position of Deputy Project Director, established at a P-4 level, so as to include the duties of Financial Controller.
- 20. This request for re-classification has currently not been actioned by the Court and has not been included in the proposed budget of MPVII.1, in light of the recommendation of the Committee that the Court freeze the number of permanent posts at its approved 2010 level until a comprehensive re-justification of all posts had been conducted;5 as well as of the fact that the Court has been working on the finalization of its reclassification policy considering the recommendations made by the Committee at its eighteenth session This reclassification is being considered separately via the Oversight Committee, and after confirmation by the classifier, it can be implemented in a budget neutral basis in 2013 should it be agreed by the Assembly.

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⁵ Official Records ... Ninth session ... 2010 (ICC-ASP/9/20), vol. II, part B.1, para. 56.

Annex IX

Proposed budget for 2013 for the African Union Liaison Office (AULO)

In line with resolution ICC-ASP/9/Res.4, IX, of the Assembly of States Parties, ¹ no resources have been allocated to the African Union Liaison Office in the 2013 Programme Budget. In the event that the African Union should agree to the Court's request to open a Liaison Office in Addis Ababa, the Court will notify the Committee of the need for access to the Contingency Fund up to the amount in the Court's proposed budget for 2013 of €436,700 for the purpose of proceeding with the establishment of the said Liaison Office.

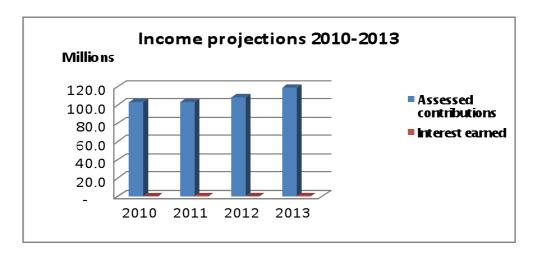
1320		penditure 2011 ousands of euro			ed Budget 201 sands of euro)	2	Proposed Budget 2013 (thousands of euro)		
African Union Liaison Office	Basic	Situation- related	Total	Basic	Situation- related	Total	Basic	Situation- related	Total
Judges									
Professional staff							169.1		169.1
General Service staff							63.2		63.2
Subtotal staff							232.3		232.3
General temporary assistance							70.3		70.3
Temporary assistance for meetings									
Overtime									
Consultants									
Subtotal other staff							69.9		69.9
Travel							15.2		15.2
Hospitality							1.0		1.0
Contractual services							15.6		15.6
Training									
General operating expenses							49.6		49.6
Supplies and materials							5.0		5.0
Equipment including furniture							47.7		47.7
Subtotal non-staff							134.1		134.1
Total							436.7		436.7

¹ Ibid., vol. I, part III, ICC-ASP/9/Res.4.

Annex X

Income projections 2010-2013 (millions of euros)

Total	103.9	104.0	109.1	119.2
Interest earned	0.3	0.4	0.3	0.4
Assessed contributions	103.6	103.6	108.8	118.8
Description	2010	2011	2012	2013



Annex XI

2013 estimated income statements

Least-Developed Countries Trust Fund

Euros
60,000
60,000
52,200
7,800
60,000
0

Annex XII

Introduction to programme and sub-programme functions

- A. Major Programme I: Judiciary
- 1. Programme 1100: Presidency
 - (a) Administrative function: administration of the Court and coordination among the organs.
 - (b) Judicial function: support to Chambers, enforcement of sentences and other functions conferred upon the Presidency in accordance with the Statute and subsidiary texts.
 - (c) External relations function: broaden the understanding of the work of the Court, and coordinate the Court's external communication activities.
- 2. Programme 1200: Chambers
 - (a) Pre-trial Division
 - (b) Trial Division
 - (c) Appeals Division
- 3. Programme 1300: Liaison Offices
 - (a) New York Liaison Office: Enhance interaction and facilitate cooperation between the Court and the United Nations.
- B. Major Programme II: Office of the Prosecutor
- 1. Programme 2100: The Prosecutor
 - (a) Sub-programme 2110: Immediate Office of the Prosecutor / Legal Advisory Section
 - Strategic function: directs strategies underpinning the Prosecutorial Strategy; evaluation of legal standards and policy; human resource deployment strategy.
 - (ii) Advice function: legal advice to the operational divisions of the Office and coordination of the legal academic network.
 - (b) Sub-programme 2120: Services Section
 - General Administration Unit: budgetary and financial matters, human resources administration and operational support to joint teams and divisions.
 - (ii) Language Services Unit: translation and field interpretation services pertaining to OTP operations.
 - (iii) Knowledge-Base Unit: OTP-specific technology-based services.
 - (iv) Information and Evidence Unit: physical evidence, potential trial exhibits and referrals management.
- 2. Programme 2200: Jurisdiction, Complementarity and Cooperation Division
 - (a) Situation Analysis
 - (i) Operational function: analysis of situations of interest (new and existing) in terms of interests of justice, complementarity and admissibility issues; analyses of incoming communications and referrals under articles 15 and 53 of the Statute. Provides a dedicated situation analysis capacity to the joint teams for each situation.
 - (ii) Advice function: prepares substantive reports and recommendations for Executive Committee.

(b) International Cooperation

- (i) External relations function: international network building, cooperation agreements negotiations and situation-related cooperation. Coordinates requests for assistance.
- (ii) Judicial Cooperation: coordinates judicial assistance.
- (iii) International Cooperation and Arrest: implements international cooperation strategies, promotes national efforts and general cooperation on arrest issues.
- (iv) Provides dedicated international cooperation advisory capacity to each of the joint teams.

3. Programme 2300: Investigation Division

- (a) Sub-programme 2320: Planning and Operations Section
 - Operational and Investigative Support Unit: support and monitor field operations and security procedures. Provide forensic expertise and working and non-working-language transcriptions and metadata entry resources.
 - (ii) Gender and Children Unit: advice and support in relation to victim/witness issues.
 - (iii) Investigative Strategies and Analysis Unit: develops investigative strategies, conducts crime analysis. Develops investigative and analytical operating standards and further develops networks with national agencies and law enforcement bodies.

(b) Sub-programme 2330: Investigation Teams

- (i) Operational function: comprises the investigative and field operations capacity of the situation-specific joint teams responsible for evidence collection in the field and implementing the investigative strategies and plans.
- (ii) Dedicated resources collaborate with the Trial Team during the trial and appeals phases.

4. Programme2400: Prosecution Division

(a) Prosecution

- (i) Judicial function: litigates cases before the Pre-Trial and Trial Divisions, drafts documents containing charges under article 61, paragraph (3)(a), of the Statute and prepares legal submissions.
- (ii) Advice function: provides legal guidance to the joint teams in developing investigative strategies and case preparation.

(b) Appeals

- (i) Judicial function: litigates in appellate proceedings; prepares legal submissions concerning interlocutory and final appeals and presents oral arguments on appeal.
- (ii) Advice function: provides legal advice to the Office on appeals and potential appeals.

C. Major Programme III: Registry

- 1. Programme 3100: Office of the Registrar
 - (a) Sub-programme 3110: Immediate Office of the Registrar
 - (i) Advice function: legal advice to the Registrar and other Court organs. Prepares, negotiates and reviews legal instruments and internal policies and guidelines.

- (ii) External relations function: liaises with host State on implementation of Headquarters Agreement. Monitors States Parties' cooperation and enactment of legislation.
- (b) Sub-programme 3130: Legal Advisory Services Section
 - (i) Operational function: ensure unified and coordinated approach to legal issues common to all organs of the Court; protect the legal interests of the Court and its staff and minimize legal exposure; negotiate and prepare legal instruments including contracts, international agreements and memoranda of understanding; draft and review internal policies and guidelines; represent the Court in legal proceedings.
 - (ii) Advice function: provide legal advice to the Registrar and the sections and/or units of the Registry, and other officials of the Court, on questions regarding the general legal framework which governs the work of the Court relevant to the duties of the Registrar.
- (c) Sub-programme 3140: Security and Safety Section
 - (i) Operational function: responsible for the Court's physical security.
 - (ii) Advice function: general safety advice.
- (d) Sub-programme 3180: Field Operations Section
 - (i) Operational function: coordinates field offices' activities and monitors their management.
 - (ii) Advice function: advice on field operations activities.
- (e) Sub-programme 3190: Counsel Support Section
 - (i) Operational function: assists persons seeking legal assistance and defence teams and legal teams for victims, ensures independence of defence teams and legal teams for victims and communicates with other organs and interlocutors outside the Court.
- 2. Programme 3200: Common Administrative Services Division
 - (a) Sub-programme 3210: Office of the Director
 - (b) Sub-programme 3220: Human Resources Section
 - (i) Recruitment Unit
 - (ii) Staff Administration and Monitoring Unit
 - (iii) Training and Development Unit
 - (iv) Health and Welfare Unit
 - (c) Sub-programme 3240: Budget and Finance Section
 - (i) Accounts Unit: financial management
 - (ii) Payroll Unit
 - (iii) Disbursements Unit
 - (iv) Treasury Unit
 - (v) Contributions Unit
 - (vi) Budget Unit: budget preparation and management
 - (d) Sub-programme 3250: General Services Section
 - (i) Travel Unit
 - (ii) Facilities Management Unit
 - (iii) Logistics and Transportation Unit

- (iv) Procurement Unit
- (e) Sub-programme 3260: Information and Communication Technologies Section
 - (i) Operations Unit: provides hardware, software, applications and communications infrastructure. Ensures customer support.
 - (ii) Information Service Unit: develops and supports information systems and applications.
- 3. Programme 3300: Division of Court Services
 - (a) Sub-programme 3310: Office of the Director
 - (b) Sub-programme 3320: Court Management Section
 - Operational function: organizes court hearings, provides fully operational courtrooms. Supports video links. Manages court hearing information.
 - (c) Sub-programme 3330: Detention Section
 - (i) Operational function: responsible for safe, secure and humane custody of persons detained under the authority of the Court.
 - (d) Sub-programme 3340: Court Interpretation and Translation Section
 - Operational function: responsible for translation and interpretation for Court hearings and other activities, and for field missions of Registry, Chambers and Presidency.
 - (e) Sub-programme 3350: Victims and Witnesses Unit
 - Operational function: facilitates interaction of victims and witnesses with the Court.
 - (ii) Advice function: advice to the Court on appropriate protective measures, security arrangements, counselling and assistance.
 - (f) Sub-programme 3360: Victims Participation and Reparations Section
 - (i) Operational function: assists victims and groups of victims. Raises awareness of victims regarding their rights under the Rome Statute. Liaises with the Secretariat of the Trust Fund for Victims regarding the implementation of orders relating to reparation.
- 4. Programme 3400: Public Information and Documentation Section
 - (a) Library and Documentation Centre
 - Operational function: print, non-print and electronic legal information resources.
 - (b) Public Information
 - (i) Operational function: publicizes activities of the Court. Promotes better understanding of the Court's principles. Maintains dialogue with communities where the Court is active.
- 5. Programme 3700: Independent Offices and Special projects
 - (a) Sub-programme 3540: Office of Public Counsel for the Defence
 - (i) Operational function: provides support and assistance to defendants and defence teams, and to Chambers.
 - (ii) Office independent of the Registrar.
 - (b) Sub-programme 3750: Office of Public Counsel for Victims
 - (i) Operational function: provides support and assistance to the victims and legal representatives of the victims.

- (ii) Functions independently of the Registrar.
- (c) Sub-programme 3760: Office of Internal Audit
 - (i) Operational function: determines if financial transactions are being used economically, efficiently, effectively and in compliance with the applicable legislative authority, regulations and rules.
- (d) Sub-programme 3570: Registry Permanent Premises Office
 - (i) Operational function: ensuring that the Court's requirements are met, including quality, schedule and financial control.
 - (ii) Advice function: architectural, functional and technical aspects of new premises.

D. Major Programme IV: Secretariat of the Assembly of States Parties

- (a) Operational function: provides administrative and technical assistance and legal and substantive secretariat services to the Assembly of States Parties, its Bureau and subsidiary bodies.
- (b) Advice function: assists and prepares texts and statements on financial and budgetary matters.

E. Major Programme VI: Secretariat of the Trust Fund for Victims

- (a) Operational function: provides assistance to the Board of Directors of the Trust Fund for Victims.
- (b) Office under full authority of the Board of Directors and attached to the Registry of the Court for administrative purposes.

F. Major Programme VII-1: Project Director's Office (permanent premises)

(a) Operational function: provides the best possible long-term accommodation for the Court at the lowest possible costs.

G. Major Programme VII-5: Independent Oversight Mechanism

(a) Operational function: provides independent, effective and meaningful oversight through investigations, evaluations and inspections.

Annex XIII

Glossary of budgetary terms

Appropriation Amount voted by the Assembly of States Parties for specified purposes for a financial

period, against which obligations may be incurred for those purposes and up to the amounts

so voted.

Appropriation section Largest subdivision of the budget of an organization within which transfers may be made

without prior approval by the Assembly of States Parties.

Basic costs Costs which are required to set up and sustain the Court as an organization with a basic

capacity to be ready to react to situations before an investigation is opened. Basic costs include the judges, the elected officials with their support, the essential services for maintaining the Court's basic administrative functions and its premises, and the necessary capacity to perform initial analysis, investigative, prosecutorial and judicial functions

before the opening of an investigation.

Budget A plan in financial terms for the carrying out of a programme of activities for a specific

period.

Budgetary control The control or management of an organization in accordance with an Proposed budget for

the purpose of keeping expenditures within the limitations of available appropriations and

available revenues.

Common staff costs Costs, other than salary costs, arising from conditions of employment of the staff.

Contingency Fund A fund providing for unforeseen expenses.

Extra budgetary resources All resources, other than those of the regular budget, administered by the organization.

Financial year The period from 1 January to 31 December inclusive.

Major Programme Major function of an organization for which one or more objectives may be set.

New requirement New items incorporated in the budget due to new activities or an increase in existing

activities.

Objective A desired state to be reached or maintained through one or more activities.

Post An authorization to employ a person, or a succession of persons, for the performance of

work required by the organization.

Previous commitment Commitment where the full impact of a decision with financial implications is not realized

until the second or subsequent year.

Programme A set of activities directed towards the attainment of one or more defined objectives.

In the programme structure, the next lower subdivision of a major programme contributing

to the objective or objectives of that major programme.

Programme budget A budget which focuses upon the work to be undertaken and the objectives sought through

that work: it emphasizes the ends to be achieved and translates them into the costs required for their implementation; decisions relate both to resource levels and to results to be

achieved.

Programme structure A hierarchical arrangement of programmes (e.g. major programmes, programmes, sub-

programmes and programme elements).

Results-based budgeting A budget process in which:

(a) organizational units formulate budgets around a set of pre-defined objectives and expected results;

(b) expected results justify the resource requirements which are derived from and linked to outputs required to achieve such results; and

(c) actual performance in achieving expected results is measured by performance indicators.

Standard costs Amounts used for budgeting and budgetary control purposes, representing either target or

estimated average unit costs.

Situation-related costs
Costs generated by activities when a decision to open an investigation into a situation has

been made (either by the Prosecutor under article 53, or by the Pre-Trial Chamber under

article 15, paragraph 4, of the Rome Statute).

Sub-programme In the programme structure, the next lower subdivision of a programme, contributing to the

objective or objectives of that programme.

Temporary posts Posts of limited duration Proposed by the appropriate authority within the budgetary

provisions therefore.

Trust fund Account established with specific terms of reference and under specific agreements to

record receipts and expenditure of voluntary contributions for the purpose of financing wholly or in part the cost of activities consistent with the organization's aims and policies.

Working Capital Fund A fund established by the appropriate legislative organ to finance budgetary appropriations

pending receipt of States Parties' contributions and for such other purposes as may be

authorized.

Zero growth As defined by the Committee on Budget and Finance, the numerical value of the item or

budget does not change. Inflation is not added. This is sometimes known as zero nominal

growth.

Zero growth in real terms Proposed budget for current year increased only due to inflation or other price increases for

next year, the underlying factors having remained constant.