

**Twenty-second session**

New York, 4-14 December 2023

**Report of the Working Group on the 2024 proposed programme budget of the International Criminal Court****External audit, programme budget for 2024 and related documents****A. Introduction**

1. The Assembly of States Parties (the Assembly) had before it the 2024 proposed programme budget submitted by the Registrar of the International Criminal Court (the Court) on 31 July 2023,<sup>1</sup> the reports of the fortieth,<sup>2</sup> forty-first<sup>3</sup> and forty-second<sup>4</sup> sessions of the Committee on Budget and Finance (the Committee), the reports of the Audit Committee on its seventeenth and eighteenth sessions,<sup>5</sup> the financial statements of the Court for the period 1 January to 31 December 2022,<sup>6</sup> and the financial statements of the Trust Fund for Victims for the period 1 January to 31 December 2022.<sup>7</sup> In addition, the Assembly had before it annex V of the report of the Committee on the work of its forty-second session, in which the Court outlined the budgetary implications of the Committee's recommendations on the budgets of the major programmes.

2. The Assembly was provided with statements by the Registrar of the Court, Mr. Oswaldo Zavala Giler, the Chair of the Committee, Mr. Werner Druml, the Chair of the Audit Committee, Mr. Fayezul Choudhury, and the representative of the External Auditor (the Board of Audit and Inspection (Republic of Korea), Mr. Yang Chan Cho).

3. The Working Group on the Programme Budget met on 8 and 14 December 2023. During the meetings, the draft resolution was considered and finalized.

**B. External audit**

4. The Assembly noted with appreciation the reports of the External Auditor and the related comments of the Committee contained in the report on the work of its forty-second session.

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<sup>1</sup> *Official Records ... Twenty-second session ... 2023* (ICC-ASP/22/20), vol. II, part A.

<sup>2</sup> *Ibid.*, part B.1.

<sup>3</sup> *Ibid.*, part B.2.

<sup>4</sup> *Ibid.*, part B.3.

<sup>5</sup> Available on the website of the Assembly at [http://asp.icc-cpi.int/en\\_menus/asp/AuditCommittee/](http://asp.icc-cpi.int/en_menus/asp/AuditCommittee/).

<sup>6</sup> *Ibid.*, part C.1.

<sup>7</sup> *Ibid.*, part C.2.

### **C. Amount of appropriation**

5. The Court's 2024 proposed programme budget amounted to €200,412.1 thousand, including €3,585.1 thousand for Major Programme VII-2 (Host State Loan).

6. The Committee considered the Court's 2024 proposed programme budget at its forty-second session and concluded that there were a number of areas where savings could be made. Accordingly, the Committee recommended that the budget allocation be reduced to a total of €188,386.1 thousand, including €3,585.1 thousand for Major Programme VII-2 (Host State Loan).

7. The Assembly endorsed the recommendations contained in the report of the Committee, with the additional adjustments as reflected in resolution ICC-ASP/22/Res.4. The Assembly therefore approved a budget appropriation for 2024 of €187,084.3 thousand.

8. The Assembly noted that without Major Programme VII-2 (Host State Loan), the total level of assessed contributions for the 2024 programme budget amounted to €183,499.2 thousand.

### **D. Contingency Fund**

9. The Assembly decided to maintain the notional level of the Contingency Fund at €7.0 million. The Assembly also decided that the anticipated cash surplus from 2022<sup>8</sup> shall exceptionally be used to replenish the Contingency Fund.

10. The Assembly authorized the Court to transfer funds between major programmes at year end if the costs of unforeseen activities could not be absorbed within one major programme while a surplus existed in other major programmes, to ensure that all appropriations for 2023 were exhausted before accessing the Contingency Fund.

### **E. Working Capital Fund**

11. The Assembly, recalling its decision that the Working Capital Fund for each year shall be established in the amount of one-twelfth of the approved budget appropriations for the previous year,<sup>9</sup> decided that the Working Capital Fund for 2024 shall be established in the amount of €14.4 million. The Assembly also decided that the Court may only use the surplus funds and funds received from the payment of outstanding contributions to reach the established level of the Working Capital Fund.

### **F. Financing of appropriations for 2024**

12. The Assembly resolved that, for 2024, the total assessed contributions amounted to €187,084.3 thousand.

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<sup>8</sup> Approximately €3.6 million, subject to final audit.

<sup>9</sup> ICC-ASP/21/Res.1, section B, para 3.