

Resolution ICC-ASP/8/Res.7

Adopted at the 8th plenary meeting, on 26 November 2009, by consensus

ICC-ASP/8/Res.7

Programme budget for 2010, the Working Capital Fund for 2010, scale of assessments for the apportionment of expenses of the International Criminal Court, financing appropriations for the year 2010, the Contingency Fund, conversion of a GTA psychologist post to an established one, Legal aid (defence) and the Addis Ababa Liaison Office

The Assembly of States Parties,

Having considered the proposed programme budget for 2010 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 thirteenth session,¹

A. Programme budget for 2010

1. *Approves* appropriations totalling €103,623,300 for the following appropriation sections:

<i>Appropriation section</i>	<i>Thousands of euros</i>
Major programme I - Judiciary	10,743.7
Major programme II - Office of the Prosecutor	26,828.3
Major programme III - Registry	59,631.1
Major programme IV - Secretariat of the Assembly of States Parties	4,272.8
Major programme VI - Secretariat of the Trust Fund for Victims	1,221.6
Major programme VII - Other major programmes	
Major programme VII.1 - Permanent Premises Project Office	584.2
Major programme VII.5 - Independent Oversight Mechanism	341.6
Total	103,623.3

¹ *Official Records of the Assembly of States Parties to the Rome Statute of the International Criminal Court, Eighth session, The Hague, 18-26 November 2009* (International Criminal Court publication, ICC-ASP/8/20), vol.II, part B.2.

2. *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	Permanent Premises Project Office	Independent Oversight Mechanism	Total
USG		1						1
ASG		2	1					3
D-2								
D-1	1	2	4	1	1	1		10
P-5	3	11	17		1			32
P-4	3	30	38	3		1	1	76
P-3	21	44	67	1	3			136
P-2	5	47	58				1	111
P-1		17	9					26
<i>Subtotal</i>	33	154	196	5	5	2		395
GS-PL	1	1	16	2				20
GS-OL	16	63	269	2	2	1		353
<i>Subtotal</i>	17	64	285	4	2	1		373
Total	50	218	479	9	7	3	2	768

B. Working Capital Fund for 2010

The Assembly of States Parties,

Resolves that the Working Capital Fund for 2010 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.

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

The Assembly of States Parties,

Decides that, for the year 2010, 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 the year 2010 and adjusted in accordance with the principles on which that scale is based.²

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.

² Rome Statute of the International Criminal Court, article 117.

D. Financing appropriations for the year 2010

The Assembly of States Parties,

Resolves that, for the year 2010, budget appropriations amounting to €103,623,300 and the amount for the Working Capital Fund of €7,405,983, approved by the Assembly under part A, paragraph 1, and part B, 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.

Decides that the decisions taken during the session regarding the Independent Oversight Mechanism, the Review Conference and family visits for detainees be reflected in the budget.

E. 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 2010;
2. *Decides* that, should the Fund reach a level below €7 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 €7 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.

F. Conversion of a GTA psychologist post to an established one

The Assembly of States Parties,

Decides that the Registrar provide all pertinent information to the Committee so that it may discuss it at its fourteenth session in April 2010, and tasks the Committee to look at the Court's justification for the conversion, and revert back to the Assembly of States Parties.

G. Legal aid (defence)

The Assembly of States Parties,

Decides to endorse the recommendation of the Committee regarding the proposed budget for legal aid for defence. However, in case the Court needs additional funds, it was recalled that the Registry could afford itself of the flexibility to move funds within its major programme III. Moreover, the Registry can access the Contingency Fund in accordance with the Regulation 6.7 of the Financial Regulations and Rules.

H. Addis Ababa Liaison Office

The Assembly of States Parties,

Decides that the liaison office in Addis Ababa will perform all the duties entrusted by the Court and the Assembly, and will be staffed with one D-1 head of the Office, one GS-OL and one locally recruited GTA post as a driver, and that there will be no additional resources in the near future. Furthermore, the Court should report regularly to the Assembly on the performance of the Office.
