

5. *Stresses* that the acceptance of voluntary contributions in kind or in personnel, as well as voluntary financial contributions, must be consistent with the need to ensure the impartiality and independence of the International Tribunal at all times and that such contributions should be considered supplementary to the assessed contributions;

6. *Requests* the Secretary-General to report on the acceptance and use of voluntary contributions, particularly those in kind or in personnel, pursuant to paragraph 5 above, no later than 31 December 1994;

7. *Accepts* The Hague, the Netherlands, as the seat for the International Tribunal established by the Security Council in its resolution 827 (1993) of 25 May 1993 for the sole purpose of prosecuting persons responsible for serious violations of international humanitarian law committed in the territory of the former Yugoslavia between 1 January 1991 and a date to be determined by the Council upon the restoration of peace;

8. *Notes* that the Secretary-General has not yet submitted a detailed report on the requirements of the International Tribunal, in particular a justification of the number and levels of staff, post classification and the possibility of providing common administrative services, and requests him to submit complete detailed budget estimates for the operation of the Tribunal at the earliest opportunity during its forty-ninth session;

9. *Authorizes* the Secretary-General to enter into commitments for the International Tribunal in an amount not to exceed 11 million dollars, including the amount of 5.6 million dollars authorized by the Assembly in its decision 48/461, for the period from 1 January to 31 December 1994;

10. *Also authorizes* the Secretary-General to make the necessary arrangements, including the signing of the lease agreement for the premises of the International Tribunal, to ensure that it is provided with adequate facilities and necessary staff resources and to report thereon to the Assembly in the budget performance report;

11. *Requests* the Secretary-General to submit to the Assembly, through the Advisory Committee on Administrative and Budgetary Questions, a further report on the conditions of service of the judges, in the light of the provisions of article 13, paragraph 4, of the statute of the International Tribunal,⁶⁴ as the work of the Tribunal proceeds and the precise nature of its requirements clearly emerges;

12. *Also requests* the Secretary-General to report to the Assembly at its forty-ninth session on the financial performance of the International Tribunal and on its requirements on the basis of experience gained during 1994.

*93rd plenary meeting
14 April 1994*

48/252. Emoluments, pension scheme and conditions of service for the members of the International Court of Justice

A

EMOLUMENTS

The General Assembly,

Recalling its resolution 45/250 A of 21 December 1990 on the emoluments of the members of the International Court of Justice,

Having considered the report of the Secretary-General⁶⁵ and the related report of the Advisory Committee on Administrative and Budgetary Questions,⁶⁶

1. *Endorses* the observations and recommendations of the Advisory Committee on Administrative and Budgetary Questions, subject to the provisions of the present resolution;

2. *Decides* that, with effect from 1 January 1994, the annual salary of the members of the International Court of Justice shall remain at 145,000 United States dollars;

3. *Decides also* that, with effect from 1 January 1994, the ad hoc judges referred to in Article 31 of the Statute of the International Court of Justice shall continue to receive for each day they exercise their functions one three-hundred-and-sixty-fifth of the annual salary payable at the time to a member of the Court;

4. *Decides further* to continue, with effect from 1 January 1994, the system of floor/ceiling measures introduced and continued pursuant to section VI of its resolution 43/217 of 21 December 1988 and its resolution 45/250 A, in accordance with the recommendation contained in paragraph 5 of the report of the Advisory Committee;

5. *Decides* that, with effect from 1 January 1994, the special allowance of the President shall remain at 15,000 dollars per year and that the special allowance paid to the Vice-President when acting as President shall be at 94 dollars per day, up to a maximum of 9,400 dollars per year;

6. *Decides also* that the emoluments and other conditions of service for the members of the Court shall next be reviewed at its fiftieth session in the light of the recommendations contained in the report of the Secretary-General;

7. *Decides further* that the periodicity of review shall be determined at the fiftieth session.

*94th plenary meeting
26 May 1994*

B

PENSION SCHEME

The General Assembly,

Recalling its resolutions 1562 (XV) of 18 December 1960, 1925 (XVIII) of 11 December 1963, 2367 (XXII) of 19 December 1967, 2890 A (XXVI) of 22 December 1971, 3193 A (XXVIII) of 18 December 1973, 3537 A (XXX) of 17 December 1975, 38/239 of 20 December 1983, 40/257 B of 18 December 1985 and 45/250 B of 21 December 1990, on the pension scheme for the members of the International Court of Justice,

Having considered the report of the Secretary-General⁶⁵ and the related report of the Advisory Committee on Administrative and Budgetary Questions,⁶⁶

1. *Invites* the Secretary-General to undertake a study of the pension scheme for the members of the International Court of Justice and to report thereon to the General Assembly at its forty-ninth session;

2. *Requests* the Secretary-General to redraft the Pension Scheme Regulations for members of the Court reflecting the decisions taken by

⁶⁴ *Official Records of the Security Council, Forty-eighth Year, Supplement for January, February and March 1993, document S/25704, annex.*

⁶⁵ A/C.5/48/66.

⁶⁶ A/48/7/Add.6

the Assembly in its resolution 45/250 B, so as to reflect gender neutrality.

94th plenary meeting
26 May 1994

C

CONDITIONS OF SERVICE

The General Assembly,

Recalling section XIV of its resolution 37/237 of 21 December 1982, section XVII of its resolution 38/234 of 20 December 1983 and section V of its resolution 39/236 of 18 December 1984 on conditions of service and compensation for officials other than Secretariat officials, as well as its resolutions 40/257 C of 18 December 1985, 43/226 of 21 December 1988, 45/250 C of 21 December 1990 and section IV of its resolution 47/216 of 23 December 1992,

Having considered the report of the Secretary-General⁶⁵ and the related report of the Advisory Committee on Administrative and Budgetary Questions,⁶⁶

1. *Decides* that, with effect from 1 January 1994, the President and the members of the International Court of Justice who have taken up residence at The Hague shall be reimbursed, up to a ceiling of 9,750 United States dollars, for the actual cost of educating their children in respect of each child each year up to the award of the first recognized degree and that provision shall be made for one related return journey per year in respect of each child between the place of scholastic attendance, when outside the Netherlands, and The Hague;

2. *Also decides* that, with effect from 1 January 1994, the President and the members of the Court who have taken up residence at The Hague shall be reimbursed, up to a ceiling of 13,000 dollars, for the actual cost of educating their disabled children in respect of each child each year up to the award of the first recognized degree and that provision shall be made for one related return journey per year in respect of each child between the place of scholastic attendance, when outside the Netherlands, and The Hague.

94th plenary meeting
26 May 1994

48/253. Financing of the United Nations Disengagement Observer Force

The General Assembly,

Having considered the report of the Secretary-General on the financing of the United Nations Disengagement Observer Force,⁶⁷ and the related report of the Advisory Committee on Administrative and Budgetary Questions,⁶⁸

Bearing in mind Security Council resolution 350 (1974) of 31 May 1974, by which the Council established the Observer Force, and the subsequent resolutions by which the Council extended the mandate of the Force, the latest of which was resolution 887 (1993) of 29 November 1993,

Recalling its resolution 3211 B (XXIX) of 29 November 1974 on the financing of the United Nations Emergency Force and the United Nations Disengagement Observer Force and its subsequent resolutions thereon, the latest of which was resolution 47/204 of 22 December 1992, and its decisions 48/463 A of 23 December 1993 and 48/463 B of 5 April 1994,

Reaffirming that the costs of the Observer Force are expenses of the Organization to be borne by Member States in accordance with Article 17, paragraph 2, of the Charter of the United Nations,

Recalling its previous decisions regarding the fact that, in order to meet the expenditures caused by the Observer Force, a different procedure is required from the one applied to meet expenditures of the regular budget of the United Nations,

Taking into account the fact that the economically more developed countries are in a position to make relatively larger contributions and that the economically less developed countries have a relatively limited capacity to contribute towards such an operation,

Bearing in mind the special responsibilities of the States permanent members of the Security Council, as indicated in General Assembly resolution 1874 (S-IV) of 27 June 1963, in the financing of such operations,

Mindful of the fact that it is essential to provide the Observer Force with the necessary financial resources to enable it to fulfil its responsibilities under the relevant resolutions of the Security Council,

Concerned that the surplus balances in the Special Account for the United Nations Disengagement Observer Force have been used up for meeting expenses of the Force in order to compensate for the lack of income resulting from non-payment and late payment by Member States of their contributions and have consequently been exhausted,

1. *Regrets deeply* the fact that the budget documents did not comply with its resolution 42/207 C of 11 December 1987 as regards the equal treatment of the official languages of the United Nations;

2. *Notes* the assurances given by the Secretariat that such a situation will not be repeated;

3. *Expresses deep concern* about the status of contributions to the United Nations Disengagement Observer Force as at 31 March 1994, including the contributions outstanding in the amount of 20,956,112 United States dollars;

4. *Expresses concern* about the adverse effect that the deteriorating financial situation has on reimbursement to troop contributors, placing an additional burden on these countries and putting at risk the continuing supply of troops to the Observer Force;

5. *Reaffirms* its resolution 48/227 of 23 December 1993, and stresses the need for the Secretariat to submit budget documents in time in order to allow for a proper and thorough review and approval by the General Assembly of the budgets before their implementation;

6. *Notes with satisfaction* an improvement in the compliance by the Secretariat with certain resolutions of the Assembly with regard to the form of budget documents concerning peace-keeping operations;

7. *Reaffirms* the importance of the role of the Advisory Committee on Administrative and Budgetary Questions as an advisory body to the Assembly in the budget process;

⁶⁷ A/48/700.

⁶⁸ See A/48/905.