

ECOSOC Resolution 2005/38

Statute of the Asian and Pacific Centre for Transfer of Technology

The Economic and Social Council,

Recalling Economic and Social Commission for Asia and the Pacific resolution 243 (XLI) of 29 March 1985 on the statute of the Asian and Pacific Centre for Transfer of Technology,

Recalling also the agreement regarding the headquarters of the Centre signed between the Government of India and the United Nations on 11 April 1994,

Noting with appreciation the significant financial resources and facilities that have been provided to the Centre since its establishment by the Government of India,

1. *Approves* the revised statute of the Asian and Pacific Centre for Transfer of Technology, as adopted by the Economic and Social Commission for Asia and the Pacific, the text of which is annexed to the present resolution;

2. *Requests* the Executive Secretary to seek regular budget resources for the Centre, including posts, within the proposed programme budget of the Economic and Social Commission for Asia and the Pacific for the biennium 2006-2007, to strengthen the research and analytical capacity of the Centre, while recognizing the primary role of the Advisory Committee on Administrative and Budgetary Questions and the Fifth Committee in this regard, and recognizing also the principle that the technical assistance activities of the Centre should be funded by voluntary contributions;

3. *Also requests* the Executive Secretary to seek additional voluntary resources to strengthen the financial stability of the Centre.

*39th plenary meeting
26 July 2005*

Annex

Statute of the Asian and Pacific Centre for Transfer of Technology

Establishment

1. The Asian and Pacific Centre for Transfer of Technology (hereinafter referred to as “the Centre” or “APCTT”), established on 16 July 1977 pursuant to Economic and Social Commission for Asia and the Pacific resolutions 159 (XXXI) of 6 March 1975 and 164 (XXXII) of 31 March 1976, shall continue in existence under the terms of the present statute.

2. The membership of the Centre is identical to the membership of the Economic and Social Commission for Asia and the Pacific (hereinafter referred to as “ESCAP” or “the Commission”).

3. The Centre has the status of a subsidiary body of ESCAP.

Objectives

4. The objectives of the Centre are to assist the members and associate members of ESCAP through strengthening their capabilities to develop and manage national innovation systems; develop, transfer, adapt and apply technology; improve the terms of transfer of technology; and identify and promote the development and transfer of technologies relevant to the region.

Functions

5. The Centre shall achieve the above objective by undertaking such functions as:

- (a) Research and analysis of trends, conditions and opportunities;
- (b) Advisory services;
- (c) Dissemination of information and good practices;
- (d) Networking and partnership with international organizations and key stakeholders;
- (e) Training of national personnel, particularly national scientists and policy analysts.

Status and organization

6. The Centre shall have a Governing Council (hereinafter referred to as “the Council”), a Director and staff, and a Technical Committee.

7. The Centre is located in New Delhi.

8. The activities of the Centre shall be in line with relevant policy decisions adopted by the General Assembly, the Economic and Social Council and the Commission. The Centre shall be subject to the Financial and Staff Regulations and Rules of the United Nations and the applicable administrative instructions.

Governing Council

9. The Governing Council shall consist of a representative designated by the Government of India and no fewer than eight representatives nominated by other members and associate members of ESCAP elected by the Commission. The members and associate members elected by the Commission shall be elected for a period of three years but shall be eligible for re-election. The Executive Secretary of ESCAP or his/her representative shall attend the meetings of the Council.

10. The Director of the Centre shall serve as Secretary of the Council.

11. Representatives of (a) States that are not members of the Council, (b) United Nations bodies and specialized and related agencies and (c) such other organizations as the Council may deem appropriate, as well as experts in fields of interest to the Council, may be invited by the Executive Secretary to attend meetings of the Council.

12. The Council shall meet at least once a year and adopt its own rules of procedure. Sessions of the Council shall be convened by the

Executive Secretary of ESCAP, who may propose special sessions of the Council at his/her own initiative and shall convene such special sessions at the request of a majority of Council members.

13. A quorum for meetings of the Council shall be a majority of its members.

14. Each member of the Council shall have one vote. Decisions and recommendations of the Council shall be made by consensus or, when that is not possible, by a majority of the members present and voting.

15. The Council shall, at each regular session, elect a Chairperson and Vice-Chairperson. They shall hold office until the next regular session of the Council. The Chairperson or, in his/her absence, the Vice-Chairperson shall preside at the meetings of the Council. If the Chairperson is unable to serve for the full term for which he/she has been elected, the Vice-Chairperson shall act as Chairperson for the remainder of that term.

16. The Council shall review the administrative and financial status of the Centre and the implementation of its programme of work. The Executive Secretary of ESCAP shall submit an annual report, as adopted by the Council, to the Commission at its annual sessions.

Director and staff

17. The Centre shall have a Director and staff, who shall be ESCAP staff members appointed under the appropriate United Nations regulations, rules and administrative instructions. The Director shall be appointed in a manner consistent with United Nations regulations and rules. The Council will be invited to nominate candidates for the position of Director, once the vacancy is announced, and provide advice, as appropriate. Other members and associate members of the Commission may also submit nominations for the post.

18. The Director shall be responsible to the Executive Secretary of ESCAP for the administration of the Centre and the implementation of its programme of work.

Technical Committee

19. The Centre shall have a Technical Committee consisting of experts from members and associate members of ESCAP and from intergovernmental and non-governmental organizations. Members of the Technical Committee shall be appointed by the Director in consultation with the Executive Secretary.

20. The Technical Committee shall be responsible for advising the Director on the formulation of the programme of work and on other technical matters concerning the Centre's operations.

21. Reports of meetings of the Technical Committee, and the Director's observations thereon, shall be submitted to the Council at its next session.

22. The Chairperson of the Technical Committee shall be elected by the Committee itself at each meeting.

Resources of the Centre

23. All members and associate members of ESCAP should be encouraged to make a regular annual contribution to the operations of the Centre. The United Nations shall administer a joint contribution trust fund in which those contributions shall be deposited.

24. The Centre will endeavour to mobilize sufficient resources to support its activities.

25. The United Nations shall maintain separate trust funds for voluntary contributions for technical cooperation projects or other extraordinary voluntary contributions for activities of the Centre.

26. The financial resources of the Centre shall be administered in accordance with the Financial Regulations and Rules of the United Nations.

Amendments

27. Amendments to the present statute shall be adopted by the Commission.

Matters not covered by the present statute

28. In the event of any procedural matter arising that is not covered by the present statute or rules of procedure adopted by the Governing Council under paragraph 12 of the present statute, the pertinent part of the rules of procedure of the Economic and Social Commission for Asia and the Pacific shall apply.

Entry into force

29. The present statute shall enter into force on the date of its adoption by the Commission.