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Agenda items 138 and 47

Proposed programme budget for 2023

Israeli practices and settlement activities affecting the rights of the Palestinian people and other Arabs of the occupied territories

Israeli practices affecting the human rights of the Palestinian people in the Occupied Palestinian Territory, including East Jerusalem

Programme budget implications of draft resolution
[A/C.4/77/L.12/Rev.1](#)

Statement submitted by the Secretary-General in accordance with rule 153 of the rules of procedure of the General Assembly

I. Introduction

1. At its 26th meeting, on 11 November 2022, the Fourth Committee adopted draft resolution [A/C.4/77/L.12/Rev.1](#) by a recorded vote of 98 to 17, with 52 abstentions. A statement of the programme budget implications of the draft resolution was before the Committee ([A/C.4/77/L.16](#)).

II. Mandate contained in the draft resolution

2. Under the terms of operative paragraph 18 of draft resolution [A/C.4/77/L.12/Rev.1](#), the General Assembly would decide, in accordance with Article 96 of the Charter of the United Nations, to request the International Court of Justice, pursuant to Article 65 of the Statute of the Court, to render an advisory opinion on the following questions, considering the rules and principles of international law, including the Charter of the United Nations, international humanitarian law, international human rights law, relevant resolutions of the Security Council, the General Assembly and the Human Rights Council, and the advisory opinion of the Court of 9 July 2004:



(a) What are the legal consequences arising from the ongoing violation by Israel of the right of the Palestinian people to self-determination, from its prolonged occupation, settlement and annexation of the Palestinian territory occupied since 1967, including measures aimed at altering the demographic composition, character and status of the Holy City of Jerusalem, and from its adoption of related discriminatory legislation and measures?

(b) How do the policies and practices of Israel referred to in paragraph 18 (a) above affect the legal status of the occupation, and what are the legal consequences that arise for all States and the United Nations from this status?

III. Relationship between the mandate contained in the draft resolution and the proposed programme budget for 2023

3. The mandate contained in draft resolution [A/C.4/77/L.12/Rev.1](#) requires additional deliverables and activities under section 7, International Court of Justice ([A/77/6 \(Sect. 7\)](#)), of the proposed programme budget for 2023.

IV. Deliverables and activities required to implement the mandate contained in the draft resolution

4. Pursuant to the mandate contained in operative paragraph 18 of the draft resolution, it is envisaged that the International Court of Justice would render an advisory opinion on the questions reflected in the operative paragraph.

5. For the International Court of Justice, the implementation of the mandate would require additional requirements for 2023 for temporary assistance, notably translators, interpreters and text-processing assistants, to provide support during the public hearings, including written and oral proceedings with the participation of States and intergovernmental organizations, and private meetings of the Court, mainly for deliberation by the judges. Provisions would also be required for additional security support during the hearings and for the external translation and printing of documents for dissemination to all States Members of the United Nations. In addition, resources would be required for the rental of audiovisual equipment for the hearings and to set up a press room, as well as postage for the distribution of documents. Resources would also provide for supplies for internal reproduction, office supplies and photographs during the hearings.

V. Budgetary implications

6. Details of the additional requirements are provided in table 1.

Table 1
Additional resource requirements

(United States dollars)

	<i>Additional requirements 2023</i>	<i>Additional requirements 2024</i>	<i>Additional requirements 2025</i>	<i>Total additional requirements 2023–2025</i>
Section 7, International Court of Justice				
Other staff costs				
Interpretation services	93 600	—	—	93 600

	<i>Additional requirements 2023</i>	<i>Additional requirements 2024</i>	<i>Additional requirements 2025</i>	<i>Total additional requirements 2023–2025</i>
Documentation services	48 000	27 000	–	75 000
Contractual services				
External printing	20 000	30 000	30 000	80 000
External translation	35 000	–	–	35 000
Security services	4 000	–	–	4 000
General operating expenses				
Rental of furniture and equipment	21 800	–	–	21 800
Postage	2 500	–	–	2 500
Supplies and materials	9 000	–	–	9 000
Total	233 900	57 000	30 000	320 900

7. An additional amount of \$21,200 would be required in 2023 under section 36, Staff assessment.

8. There would be requirements in 2024 for temporary assistance for meetings for the preparation of the volume in the pleadings series and for the printing of the advisory opinion and judges' declarations and opinions for the reports of the International Court of Justice, and in 2025 for the printing of volumes in the pleading series (advisory opinion and annexes, written proceedings and oral proceedings). The requirements for 2024 and 2025, in the amounts of \$57,000 and \$30,000, respectively, would be reflected under section 7, International Court of Justice, of the proposed programme budgets for the respective budget period.

VI. Summary of resource requirements

9. The budgetary implications for 2023 amount to \$255,100, as shown in table 2.

Table 2

Additional resource requirements (before recosting)

(United States dollars)

	<i>Additional requirements 2023</i>
Section 7, International Court of Justice	233 900
Section 36, Staff assessment	21 200
Total, including staff assessment	255 100

VII. Potential for absorption during 2023

10. No provision has been made in the proposed programme budget for 2023 for the implementation of the mandate contained in the draft resolution. At this stage, it is not possible to identify activities within the relevant section of the proposed programme budget for 2023 that could be terminated, deferred, curtailed or modified during 2023. It is therefore necessary that the additional resources be provided through an additional appropriation for 2023.

VIII. Conclusion and action requested of the General Assembly

11. Should the General Assembly adopt draft resolution [A/C.4/77/L.12/Rev.1](#), additional resource requirements in the amount of \$233,900 would arise under section 7, International Court of Justice, of the proposed programme budget for 2023. The total amount of \$233,900 would require an additional appropriation for 2023 to be approved by the General Assembly and, as such, would represent a charge against the contingency fund.

12. Additional resource requirements in the amount of \$21,200 would arise under section 36, Staff assessment, of the proposed programme budget for 2023 and would require an additional appropriation by the General Assembly, to be offset by an equivalent increase of \$21,200 under income section 1, Income from staff assessment.
