

ASSEMBLY – 35TH SESSION

ADMINISTRATIVE COMMISSION

Agenda Item 5.1: Reference of agenda items to the Executive Committee and Commissions and directives concerning coordination of action by those bodies

AGENDA ITEMS REFERRED TO THE ADMINISTRATIVE COMMISSION

(Presented by the Secretary of the Administrative Commission)

REFERENCES

A35-WP/3, P/3
A35-WP/28, AD/10
A35-WP/29, AD/11
A35-WP/30, AD/12

1. **Appendix A** contains a suggested schedule in anticipation of action by the Executive Committee for referral of the items listed and is therefore subject to possible change.
2. Regarding the order in which the agenda items should be dealt with, the schedule attached to A35-WP/3, P/3 should be followed to the greatest extent possible in the interest of facilitating the work of the Commission and the Plenary. However, note that Agenda Item 5.1 should be added to the schedule and will be discussed on Thursday, 30 September before Agenda Item 39.1. Appendix A to the present paper shows the items in that order and also suggests which items should be referred to the working groups.
3. It has been the practice at previous Assemblies to establish working groups in order to facilitate the task of the Commission. It is assumed that the Commission will wish to follow this practice and establish the following working groups:
 - a) the Budget Working Group consisting of seven to eleven members; and
 - b) the Contributions Working Group consisting of five to seven members.

In accordance with Rule 22 of the Standing Rules of Procedure of the Assembly of ICAO (Doc 7600), each group would elect its own Chairman from among its members. The members of the Contributions Working Group would act in a personal capacity.

4. **Appendix B** contains draft terms of reference for the proposed working groups. The Commission may find it necessary to include certain specific instructions when the different items are referred to the groups.

5. **Appendix C** presents consolidated draft resolutions arising from Agenda Item 42 (reference A35-WP/28, AD/10; A35-WP/29, AD/11; and A35-WP/30, AD/12) which is usually acted on by the full Commission.

APPENDIX A

SUGGESTED SCHEDULE FOR THE ADMINISTRATIVE COMMISSION

<u>Agenda Item</u>	<u>Short Title</u>	<u>Working Papers</u>	Examine in Commission and refer to:		<u>Act on directly in Commission</u>
			<u>Budget WG</u>	<u>Contributions WG</u>	
5.1	Reference of agenda items to the Executive Committee and Commissions and directives concerning coordination of action by those bodies	WP/19, AD/1			X
39.1	Programme Budget - 2005, 2006, 2007	WP/20, AD/2	X		
39.2	Technical Cooperation Administrative and Operational Services Costs (AOSC)	WP/20, AD/2	X		
40.3	Assessments to the General Fund for 2005, 2006 and 2007	WP/24, AD/6		X	
7	Annual Reports of the Council to the Assembly for 2001, 2002 and 2003	Docs 9786, 9814, 9826 and Supplement			X
8	Programme Budget for 2005, 2006 and 2007	WP/20, AD/2			X
40.1	Confirmation of Council action in assessing the contributions to the General Fund and determining advances to the Working Capital Fund of States which have adhered to the Convention	WP/22, AD/4			X
40.2	Arrears of contributions of the former Socialist Federal Republic of Yugoslavia	WP/23, AD/5			X
41.1	Financial aspects of the question of	WP/21, EX/5, AD/3			X
41.2	contributions in arrears				
41.2	Incentive schemes for settlement of long-outstanding arrears – Report on Assembly Resolution A34-1	WP/25, AD/7			X
41.3	Report on the Working Capital Fund	WP/26, AD/8			X
41.4	Distribution of cash surplus	WP/27, AD/9			X

<u>Agenda Item Commission</u>	<u>Short Title</u>	<u>Working Papers</u>	<u>Examine in Commission and refer to:</u>		<u>Act on directly in</u>
			<u>Budget WG</u>	<u>Contributions WG</u>	
42	Review of expenditures, approval of accounts and examination of Audit Reports for the financial years 2001, 2002 and 2003	WP/28, AD/10 Doc 9825 WP/29, AD/11 Doc 9833 WP/30, AD/12 Doc 9834			X
43	Appointment of External Auditor	WP/31, AD/13			X
44	Report on the Use of the Information and Communication Technology (ICT) Fund	WP/32, AD/14			X
45	Assembly resolutions to be consolidated or to be declared no longer in force	WP/33, P/5			X

APPENDIX B

DRAFT TERMS OF REFERENCE OF THE BUDGET AND CONTRIBUTIONS WORKING GROUPS OF THE ADMINISTRATIVE COMMISSION

Budget Working Group

The Administrative Commission of the 35th Session of the Assembly requests the Budget Working Group:

- 1) to examine the Draft Programme Budget of the Organization for 2005, 2006 and 2007 (A35-WP/20, AD/2) and to make recommendations thereon to the Commission;
- 2) to take into account all views expressed by the Delegations in the Administrative Commission during its discussion on the item described above when reporting its findings to the Commission; and
- 3) to include in its report draft resolutions as appropriate.

Contributions Working Group

The Administrative Commission of the 35th Session of the Assembly requests the Contributions Working Group:

- 1) to verify the accuracy of the mathematical interpretation, given by the Secretary General, of the principles set out in Clause 1 of Resolution A21-33, as amended by Resolutions A23-24 and A31-20, as reflected in A35-WP/24, AD/6;
- 2) to make recommendations for the apportionment among Contracting States of the expenses of the Organization for the years 2005, 2006 and 2007, on the basis of the principles in Clause 1 of A21-33, as amended by Resolutions A23-24 and A31-20, and such further directives as the Administrative Commission may give the working group;
- 3) to take into account all views expressed by the Delegations in the Administrative Commission when reporting its findings to the Commission; and
- 4) to present with its report draft resolutions as appropriate.

APPENDIX C

CONSOLIDATED DRAFT RESOLUTIONS ARISING FROM AGENDA ITEM 42

Resolution 42/1

Approval of the accounts of the Organization for the financial years 2001, 2002 and 2003 and examination of the Audit Reports thereon

Whereas the accounts of the Organization for the financial years 2001, 2002 and 2003 and the Audit Reports thereon, submitted by the Auditor General of Canada - a member of the Joint Panel of External Auditors of the United Nations and Specialized Agencies - as the External Auditor of ICAO, have been submitted to the Assembly after being circulated to Contracting States;

Whereas the Council has examined the Audit Reports and submitted them to the Assembly for its review; and

Whereas in accordance with Chapter VIII Article 49 (f) of the Convention, expenditures have been reviewed;

The Assembly:

1. *Notes* the Report of the External Auditor on the audited accounts for the financial year 2001 and the comments by the Secretary General in response to the recommendations in the Audit Report;
2. *Notes* the Report of the External Auditor on the audited accounts for the financial year 2002 and the comments by the Secretary General in response to the recommendations in the Audit Report;
3. *Notes* the Report of the External Auditor on the audited accounts for the financial year 2003 with related comments by the Secretary General in response to the recommendations in the Audit Report, and the report on the status of the implementation of the External Auditor's prior years' recommendations;
4. *Approves* the audited accounts for the financial year 2001;
5. *Approves* the audited accounts for the financial year 2002; and
6. *Approves* the audited accounts for the financial year 2003.

Resolution 42/2

Approval of those accounts with respect to the United Nations Development Programme activities administered by ICAO as Executing Agency for the financial years 2001, 2002 and 2003 and examination of the Audit Reports on the financial statements of the Organization which also cover the United Nations Development Programme accounts.

Whereas those accounts showing the status of funds allocated to ICAO by the Administrator of the United Nations Development Programme and administered by ICAO as Executing Agency for the financial years 2001, 2002 and 2003 as well as the Audit Reports on the financial statements of the Organization which also cover the United Nations Development Programme accounts submitted by the Auditor General of Canada, a member of the Panel of External Auditors of the United Nations and Specialized Agencies, as the External Auditor of ICAO have been submitted to the Assembly after being circulated to Contracting States;

Whereas the Council has examined the Audit Reports and submitted them to the Assembly for review and for submission to the Administrator of the United Nations Development Programme; and

Whereas the Financial Regulations and Rules of the United Nations Development Programme provide that Organizations of the United Nations system entrusted with the execution or implementation of UNDP Programme activities shall transmit to the Administrator for submission to the Executive Board accounts showing the status of funds allocated to them by the Administrator and that such accounts shall bear audit certificates from the External Auditors of the Organizations and shall be accompanied by their reports.

The Assembly:

1. *Notes* the Report of the External Auditor on the financial statements of the Organization, which also covers those accounts relating to the United Nations Development Programme administered by ICAO as Executing Agency, for the financial year 2001 and the comments by the Secretary General in response to the recommendations in the Audit Report;

2. *Notes* the Report of the External Auditor on the financial statements of the Organization, which also covers those accounts relating to the United Nations Development Programme administered by ICAO as Executing Agency, for the financial year 2002 and the comments by the Secretary General in response to the recommendations in the Audit Report;

3. *Notes* the Report of the External Auditor on the financial statements of the Organization, which also covers those accounts relating to the United Nations Development Programme administered by ICAO as Executing Agency, for the financial year 2003 and the comments by the Secretary General in response to the recommendations in the Audit Report;

4. *Approves* those accounts with respect to the United Nations Development Programme administered by ICAO as Executing Agency for the financial year 2001;

5. *Approves* those accounts with respect to the United Nations Development Programme administered by ICAO as Executing Agency for the financial year 2002;

6. *Approves* those accounts with respect to the United Nations Development Programme administered by ICAO as Executing Agency for the financial year 2003; and

7. *Directs* that the financial statements of the Organization, which also include accounts of the United Nations Development Programme administered by ICAO, and the Audit Reports be transmitted to the Administrator of the United Nations Development Programme for submission to the Executive Board.