

2. *Requests* the Secretary-General to submit a final financial report on the project to the General Assembly at its forty-third session.

99th plenary meeting
21 December 1987

42/217. Feasibility of establishing a single administrative tribunal

The General Assembly,

Taking note of the report of the Secretary-General entitled "Feasibility of establishing a single administrative tribunal",⁴⁸

Noting that the International Labour Organisation has under consideration proposals corresponding to those appearing in the report of the Secretary-General,

1. *Requests* the Secretary-General:

(a) To arrange for consultations among Member States to take place in New York during the first part of 1988 for the purpose of examining the proposals included in his report entitled "Feasibility of establishing a single administrative tribunal", bearing in mind the technical, legal and administrative aspects of the matter;

(b) To invite the Director-General of the International Labour Office to be represented at such consultations;

(c) To report to the General Assembly at its forty-third session on the outcome of such consultations and to present proposals designed to enable the Assembly to conclude its consideration of this item at that session;

2. *Decides* to include in the provisional agenda of its forty-third session under the item entitled "Administrative and budgetary co-ordination of the United Nations with the specialized agencies and the International Atomic Energy Agency" a sub-item entitled "Harmonization of the statutes, rules and practices of the administrative tribunals of the International Labour Organisation and of the United Nations".

99th plenary meeting
21 December 1987

42/218. Joint Inspection Unit

The General Assembly,

Recalling its resolutions 40/259 of 18 December 1985 and 41/213 of 19 December 1986,

Having considered the report of the Joint Inspection Unit on its activities during the period 1 July 1986 to 30 June 1987,⁴⁹ welcoming the recommendations for self-improvement contained in section VI thereof, and noting the observations and suggestions of Member States thereon,

Recognizing the need to avoid duplication and overlapping in the activities of subsidiary organs of the General Assembly,

Convinced that the General Assembly should give the Joint Inspection Unit greater guidance on its programme of work with respect to the United Nations,

Convinced also that more systematic follow-up activity regarding the implementation of recommendations of the Joint Inspection Unit would increase the usefulness of the

inspection function, particularly in encouraging constructive dialogue between the Unit and the various organizations of the United Nations system,

Bearing in mind the recommendations regarding the Joint Inspection Unit in the report of the Group of High-level Intergovernmental Experts to Review the Efficiency of the Administrative and Financial Functioning of the United Nations,²²

1. *Invites* the Joint Inspection Unit to introduce immediately the improvements recommended in section VI of its report⁴⁹ in order to increase the quality and effectiveness of its reports;

2. *Calls upon* the Joint Inspection Unit to adopt a more collective approach in the preparation of its programme of work, in the conduct of its work and in the writing of individual reports;

3. *Requests* the Joint Inspection Unit to include in its annual report a section on its findings regarding the implementation of its recommendations;

4. *Invites* the Joint Inspection Unit, with due regard for its other responsibilities, to include in its proposed programme of work the provision of advice to participating organizations on their methods for internal evaluation and the conduct of more *ad hoc* evaluations of programmes and activities;

5. *Requests* the Joint Inspection Unit to include in its next report the guidelines it follows for selecting, conducting and reporting on its inspections;

6. *Also requests* the Joint Inspection Unit to ensure that its reports are co-ordinated, as far as possible, with the programmes of work of the various bodies of the United Nations and that they are submitted in a timely manner;

7. *Further requests* the Joint Inspection Unit, in exercising its functions, powers and responsibilities, to take fully into account the mandates of other relevant bodies, especially the Committee for Programme and Co-ordination, the Board of Auditors and the International Civil Service Commission;

8. *Invites* the Committee for Programme and Co-ordination and the Advisory Committee on Administrative and Budgetary Questions, within their respective mandates, to provide the General Assembly with their views on the future programme of work of the Joint Inspection Unit;

9. *Requests* the Committee for Programme and Co-ordination to advise the General Assembly on those cases in which the Joint Inspection Unit might perform *ad hoc* external evaluations of programmes and activities;

10. *Urges* Member States to apply the highest standards in selecting candidates for appointment as inspectors, to give special emphasis to relevant experience and qualifications in the fields of personnel management, public administration, inspection and evaluation, and to give consideration to different disciplines;

11. *Requests* the Secretary-General to bring to the attention of the appropriate bodies of the United Nations system all reports of the Joint Inspection Unit on matters within their respective areas of competence and to include reference to all reports of the Unit in the documentation listed in the annotated preliminary agendas of the General Assembly and other United Nations bodies under the most appropriate substantive agenda item;

12. *Requests* all bodies of the United Nations system to examine closely those reports of the Joint Inspection Unit which are within their respective areas of competence and

⁴⁸ A/42/328.

⁴⁹ *Official Records of the General Assembly, Forty-second Session, Supplement No. 34 (A/42/34 and Corr.1).*

to comment, as appropriate, on the recommendations contained therein;

13. *Requests* the Joint Inspection Unit to report to the General Assembly at its forty-third session on the progress made in the implementation of the present resolution;

14. *Requests* the Secretary-General to bring the present resolution to the attention of the executive heads of the participating organizations of the Joint Inspection Unit.

99th plenary meeting
21 December 1987

42/219. Respect for the privileges and immunities of officials of the United Nations and the specialized agencies and related organizations

The General Assembly,

Recalling that, under Article 100 of the Charter of the United Nations, each Member of the United Nations undertakes to respect the exclusively international character of the responsibilities of the Secretary-General and the staff and not to seek to influence them in the discharge of their responsibilities,

Recalling that, under Article 105 of the Charter, all officials of the Organization shall enjoy in the territory of each of its Member States such privileges and immunities as are necessary for the independent exercise of their functions in connection with the Organization,

Recalling the Convention on the Privileges and Immunities of the United Nations,⁵⁰ the Convention on the Privileges and Immunities of the Specialized Agencies,⁵¹ the Agreement on the Privileges and Immunities of the International Atomic Energy Agency and the United Nations Development Programme Standard Basic Assistance Agreements,

Recalling also its resolution 76 (I) of 7 December 1946, in which it approved the granting of the privileges and immunities referred to in articles V and VII of the Convention on the Privileges and Immunities of the United Nations to all members of the staff of the United Nations,

Reiterating the obligation of all officials of the Organization in the conduct of their duties to observe fully the laws and regulations of Member States,

Mindful of the responsibilities of the Secretary-General to safeguard the functional immunity of all United Nations officials,

Mindful also of the importance in this respect of the provision by Member States of adequate and timely information concerning the arrest and detention of staff members and, more particularly, their granting of access to them,

Bearing in mind the wider considerations of the Secretary-General to guarantee minimum standards of justice and due process to United Nations officials,

Reaffirming its previous resolutions, in particular resolution 41/205 of 11 December 1986,

1. *Takes note with concern* of the report submitted by the Secretary-General,⁵² on behalf of the Administrative Committee on Co-ordination, and of a number of developments indicated therein, in particular those regarding new cases of arrest and detention and those regarding previously reported cases under this category;

2. *Also takes note with concern* of the information provided by the Secretary-General in his report regarding other questions involving the status, privileges and immunities of officials;

3. *Further takes note with concern* of the restrictions on duty travel of officials as indicated in the report;

4. *Deplores* the growing number of cases where the functioning, safety and well-being of officials have been adversely affected, including cases of detention in Member States and abduction by armed groups and individuals;

5. *Also deplores* the increasing number of cases in which the lives and well-being of officials have been placed in jeopardy during the exercise of their official functions;

6. *Calls upon* all Member States scrupulously to respect the privileges and immunities of all officials of the United Nations, the specialized agencies and related organizations and to refrain from any acts that would impede such officials in the performance of their functions, thereby seriously affecting the proper functioning of the Organization;

7. *Also calls upon* all Member States currently holding under arrest or detention officials of the United Nations, the specialized agencies and related organizations, as spelt out in the Secretary-General's report, to enable the Secretary-General or the executive head of the organization concerned to exercise fully the right of functional protection inherent in the relevant multilateral conventions and bilateral agreements, particularly with respect to immediate access to detained staff members;

8. *Further calls upon* all Member States otherwise impeding officials of the United Nations, specialized agencies and related organizations in the proper discharge of their duties to review the cases and to co-ordinate efforts with the Secretary-General or the executive head of the organization concerned to resolve each case with all due speed;

9. *Calls upon* the staff of the United Nations and the specialized agencies and related organizations to comply with the obligations resulting from the Staff Regulations and Rules of the United Nations, in particular regulation 1.8, and from the equivalent provisions governing the staff of the other agencies;

10. *Calls upon* the Secretary-General to use all such means as are available to him to bring about an expeditious solution of the cases still pending, which were referred to in the report;

11. *Also calls upon* the Secretary-General, as chief administrative officer of the United Nations, to continue personally to act as the focal point in promoting and ensuring the observance of the privileges and immunities of officials of the United Nations and the specialized agencies and related organizations by using all such means as are available to him;

12. *Urges* the Secretary-General to give priority, through the United Nations Security Co-ordinator and his other special representatives, to the reporting and prompt follow-up of cases of arrest, detention and other possible matters relating to the security and proper functioning of officials of the United Nations and the specialized agencies and related organizations;

13. *Requests* the Secretary-General, as Chairman of the Administrative Committee on Co-ordination, to review and appraise the measures already taken to enhance

⁵⁰ Resolution 22 A (I).

⁵¹ Resolution 179 (II).

⁵² A/C.5/42/14 and Corr.1.