

Considering that, in order to cover the substantial losses caused by inflation and monetary instability, there is a need for an additional procedure that would help meet the costs they account for in the regular budget of the United Nations,

1. *Requests* the Secretary-General to prepare a detailed study on the impact of inflation and monetary instability on the regular budget of the United Nations and to submit it to the General Assembly at its thirty-seventh session;

2. *Also requests* that the above-mentioned study should include the amounts which, over the last three bienniums, have resulted from inflation and monetary instability in the developed countries where United Nations organizations have their headquarters.

*105th plenary meeting
18 December 1981*

36/231. Scale of assessments for the apportionment of the expenses of the United Nations

A

The General Assembly,

Having examined the report of the Committee on Contributions,⁵⁴

Recalling its resolutions 14 (I) of 13 February 1946, 1927 (XVIII) of 11 December 1963, 2118 (XX) of 21 December 1965, 2961 C and D (XXVII) of 13 December 1972, 31/95 A and B of 14 December 1976 and 34/6 B of 25 October 1979,

Bearing in mind that the real capacity of Member States to pay is the fundamental criterion on which the scales of assessments are based,

Taking into account the difficult and even critical economic and financial situation of developing countries,

Mindful of the obligations of each Member State towards the Organization,

Recognizing once again the need for an improved methodology to assess the real capacity of Member States to pay, in order to increase the fairness and equity of the scale of assessments,

Considering the need to prevent extreme and excessive variations of individual rates of assessments between two successive scales,

Noting the views expressed in the Fifth Committee during the debate on the report of the Committee on Contributions,

1. *Reaffirms* its previous decisions that, in the measurement of the capacity of Member States to pay, the following elements should be taken into account, in order to prevent anomalous assessments resulting from the sole use of estimates of national income:

(a) Due consideration to developing countries, in general, and to the countries with the lowest per capita income, including the least developed countries, in particular, in view of their special economic and financial problems;

(b) The continuing disparities between the economies of developed and developing countries;

(c) Conditions or circumstances which adversely affect the capacity of Member States to pay;

(d) The particular situation of Member States whose earnings depend heavily on one or a few products;

(e) The ability of Member States to secure foreign currency;

(f) The concept of accumulated national wealth;

(g) The existence of different methods of national accounting of Member States, including the level of different inflation rates and their effects on the comparability of national income statistics;

2. *Requests* the Committee on Contributions to prepare a set of guidelines for the collection and presentation of data by Member States, in order to ensure that adequate data and statistical information are submitted to the Committee on a uniform and comparable basis;

3. *Requests* the Committee on Contributions to submit to the General Assembly at its thirty-seventh session a thorough study on alternative methods to assess the real capacity of Member States to pay that takes fully into account Assembly resolution 34/6 B, all the elements listed in paragraph 1 above, including a new statistical base period, a revised upper limit of the low per capita income allowance formula and a limit for increases between two successive scales of assessments;

4. *Decides* that, pending fulfilment by the Committee on Contributions of the directives set out in paragraph 3 above, the following criteria will be observed in the subsequent review of the scale of assessments:

(a) The statistical base period should be ten years;

(b) The upper limit of the low per capita income allowance formula will be raised from \$US 1,800 to \$US 2,100 and the gradient of the relief granted will be raised from 75 per cent to 85 per cent, so as to compensate at least partially for the effects of world inflation since the last revision of the values of the formula;

(c) Efforts should be made to limit the increase of individual rates of assessments to a reasonable level, and, in this context, special measures should be taken in favour of countries whose rates of assessments have already been increased at the previous review of the scale of assessments;

(d) In view of the extremely serious economic situation of the least developed countries, their individual rates of assessment should not in any way exceed the present level.

*105th plenary meeting
18 December 1981*

B

The General Assembly

Resolves that:

1. The rates of assessment for the following States, admitted to membership in the United Nations on 25 August and 16 September 1980, respectively, shall be as follows:

<i>Member State</i>	<i>Per cent</i>
Zimbabwe	0.02
Saint Vincent and the Grenadines	0.01

For 1982, these rates shall be added to the scale of assessments established under General Assembly resolution 34/6 A of 25 October 1979;

2. For the year 1980, Zimbabwe and Saint Vincent and the Grenadines shall contribute at the rate of one ninth of 0.02 and 0.01 per cent, respectively, such contributions to be taken into account as miscellaneous income under regulation 5.2 (c) of the Financial Regulations of the United Nations;

3. For the year 1981, Zimbabwe and Saint Vincent and the Grenadines shall contribute at the rate of 0.02 and 0.01 per cent, respectively, such contributions also to be taken into account as miscellaneous income under regulation 5.2 (c) of the Financial Regulations of the United Nations;

⁵⁴ *Official Records of the General Assembly, Thirty-sixth Session, Supplement No. 11 (A/36/11); and A/36/11/Add.1 and Add.1/Corr.1.*

4. The contributions of Zimbabwe and Saint Vincent and the Grenadines for 1980 and 1981 shall be applied to the same basis of assessment as for other Member States, except that in the case of appropriations or apportionments approved under General Assembly resolutions 34/7 C of 3 December 1979 and 35/45 A of 1 December 1980 for the financing of the United Nations Disengagement Observer Force, and resolution 35/115 A of 10 December 1980 for the financing of the United Nations Interim Force in Lebanon, the contributions of those States, as determined by the group of contributors to which they may be assigned by the Assembly, shall be calculated in proportion to the calendar year;

5. The advances of Zimbabwe and Saint Vincent and the Grenadines to the Working Capital Fund, under regulation 5.8 of the Financial Regulations of the United Nations, shall be calculated by the application of the rates of assessment of 0.02 and 0.01 per cent, respectively, to the authorized level of the Fund, such advances to be added to the Fund pending the incorporation of the new Members' rates of assessment in a 100 per cent scale.

*105th plenary meeting
18 December 1981*

36/232. Respect for the privileges and immunities of officials of the United Nations and the specialized agencies and related organizations

The General Assembly,

Recalling its resolution 35/212 of 17 December 1980,

Recalling the Convention on the Privileges and Immunities of the United Nations of 13 February 1946,⁵⁵ the Convention on the Privileges and Immunities of the Specialized Agencies of 21 November 1947,⁵⁶ the Agreement on the Privileges and Immunities of the International Atomic Energy Agency of 1 July 1959 and the agreements between the United Nations and the specialized agencies and related organizations and the respective host Governments,

Noting the report of the Secretary-General,⁵⁷

Noting also the position consistently upheld by the United Nations in the event of the arrest and detention of United Nations staff members by governmental authorities,

Reaffirming the responsibility and authority of the Secretary-General as the Chief Administrative Officer of the United Nations under the Charter,

Mindful of Article 100 of the Charter of the United Nations, under which each Member State has undertaken 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,

Mindful also of the fact that under the same Article of the Charter, the Secretary-General and the staff shall not, in the performance of their duties, seek or receive instructions from any Government or from any other authority external to the Organization,

Recalling that the International Court of Justice has held that international organizations have the power and responsibility to protect members of their staff,

Recalling also the obligations of the staff in the conduct of their duties to observe the laws and regulations of Member States,

Reaffirming the relevant staff regulations,

Aware of the absolute necessity that staff members be enabled to discharge their tasks as assigned to them by the Secretary-General without interference on the part of any Member State or any other authority external to the Organization,

Realizing that staff members of the specialized agencies and related organizations enjoy similar privileges and immunities in accordance with the instruments mentioned in the second preambular paragraph above,

1. *Appeals* to any Member State which has placed under arrest or detention a staff member of the United Nations or of a specialized agency or related organization to enable the Secretary-General or the executive head of the organization concerned, in accordance with the rights inherent under the relevant multilateral conventions and bilateral agreements, to visit and converse with the staff member, to apprise himself of the grounds for the arrest or detention, including the main facts and formal charges, to enable him also to assist the staff member in arranging for legal counsel and to recognize the functional immunity of a staff member asserted by the Secretary-General or by the appropriate executive head, in conformity with international law and in accordance with the provisions of the applicable bilateral agreements between the host country and the United Nations or the specialized agency or related organization concerned;

2. *Requests* the Secretary-General and the executive heads of the organizations concerned to ensure that the staff observe the obligations incumbent upon them, in accordance with the relevant staff rules and regulations, the Convention on the Privileges and Immunities of the United Nations, the Convention on the Privileges and Immunities of the Specialized Agencies and the Agreement on the Privileges and Immunities of the International Atomic Energy Agency;

3. *Requests* the Secretary-General to bring the present resolution to the attention of all specialized agencies and related organizations of the United Nations system, with the request that they furnish information to him on cases where there are clear indications that the principles expressed in paragraph 1 above or the status of the staff members of such an organization have not been fully respected;

4. *Requests* the Secretary-General to submit to the General Assembly at each regular session, on behalf of the Administrative Committee on Co-ordination, an updated and comprehensive annual report relating to cases in which the Secretary-General or the competent executive head has not been able to exercise fully his responsibility in respect of the protection of staff members of the United Nations or of a specialized agency or related organization in accordance with the multilateral conventions and applicable bilateral agreements with the host country.

*105th plenary meeting
18 December 1981*

36/233. Report of the International Civil Service Commission

The General Assembly,

Having considered the seventh annual report of the International Civil Service Commission,⁵⁸

Recalling that it established the Commission for the regulation and co-ordination of the conditions of service of the United Nations common system as set forth in article 1 of the statute of the Commission,

⁵⁵ Resolution 22 A (I).

⁵⁶ Resolution 179 (II).

⁵⁷ A/C.5/36/31.

⁵⁸ *Official Records of the General Assembly, Thirty-sixth Session, Supplement No. 30 (A/36/30 and Corr.1).*