



WORLD HEALTH ORGANIZATION

FIFTY-EIGHTH WORLD HEALTH ASSEMBLY
Agenda item 17.3

A58/43
17 May 2005

Special arrangements for settlement of arrears

Members in arrears in the payment of their contributions to an extent which would justify invoking Article 7 of the Constitution

Third report of the Programme, Budget and Administration Committee of the Executive Board to the Fifty-eighth World Health Assembly

INTRODUCTION

1. The second meeting of the Programme, Budget and Administration Committee was held in Geneva on 14 May 2005 under the chairmanship of Dr A.A. Yoosuf (Maldives) to consider, inter alia, special arrangements for settlement of arrears (Members in arrears in the payment of their contributions to an extent which would justify invoking Article 7 of the Constitution), and to consider proposals by Chad, Georgia, Iraq, Republic of Moldova and Tajikistan for special arrangements for settlement of arrears.¹

2. The Committee noted that the voting privileges of 20 Members (Afghanistan, Antigua and Barbuda, Argentina, Armenia, Central African Republic, Chad, Comoros, Dominican Republic, Georgia, Guinea-Bissau, Iraq, Kyrgyzstan, Liberia, Nauru, Niger, Republic of Moldova, Somalia, Suriname, Tajikistan and Turkmenistan) remained suspended, and that suspension would continue at the Fifty-eighth and subsequent Health Assemblies until the arrears had been reduced to a level below the amount which would justify invoking Article 7 of the Constitution. Since 31 March, sufficient payment had been received from Chad to pay all arrears, and as a result of which the voting privileges of Chad were restored with immediate effect.

3. The Committee considered the four Member States with arrears at 31 March 2005 that would justify adoption of a resolution under which their voting rights would be suspended from the opening of the Fifty-ninth Health Assembly. Since 31 March, sufficient payments had been received from Guinea, Peru and Paraguay that they are no longer concerned by such a resolution.

4. In respect of the remaining Member, Uruguay, the Committee decided that a resolution should be drafted by which this Member's voting rights would be suspended from the opening of the Fifty-ninth Health Assembly, unless sufficient payments were received by the aforesaid opening.

¹ For list of participants, see document A58/27.

SPECIAL ARRANGEMENTS FOR SETTLEMENT OF ARREARS

5. As Chad has paid its arrears, it no longer requires the special arrangement, and the request has therefore been withdrawn. Chad is no longer affected by Article 7 of the Constitution.

6. In considering the remaining proposals, the Committee recalled the provision of Health Assembly resolution WHA54.6, which lays out a framework for the presentation of proposals for special arrangements. This is a flexible framework, which provides no fixed maximum period over which arrears may be paid, but which does require Member States making proposals to be realistic in their payment capacity, and to commit to repaying in full the outstanding arrears. The Committee also recalled the approval of the proposal made by Ukraine in 2004 for a period of 15 years, and which included a requirement that half the total amount should be repaid within half the 15-year period. The Committee concluded that this example could serve as a model for the maximum term permissible over which arrears may be repaid. In future the Secretariat should indicate to the Committee whether proposals fell within this time period, and whether they included commitment that half total amount would be repaid within half this 15-year period.

7. The Committee noted that it could agree to recommend the proposals made by Iraq, Republic of Moldova, and Tajikistan. In respect of Georgia, the Committee concluded that the proposal could be recommended to the Health Assembly in view of the exceptional circumstances outlined by the delegate of Georgia, while noting that this proposal commits the Member to lower repayments in the earlier years of the proposed 15-year term.

RECOMMENDATIONS TO THE HEALTH ASSEMBLY

8. The Committee recommended the following resolutions for consideration by the Fifty-eighth Health Assembly:

The Fifty-eighth World Health Assembly,

Having considered the third report of the Programme, Budget and Administration Committee of the Executive Board to the Fifty-eighth Health Assembly on Special arrangements for settlement of arrears (Members in arrears in the payment of their contributions to an extent which would justify invoking Article 7 of the Constitution);¹

Noting that, at the time of opening of the Fifty-eighth Health Assembly, the voting rights of Afghanistan, Argentina, Antigua and Barbuda, Armenia, Central African Republic, Comoros, Dominican Republic, Georgia, Guinea-Bissau, Iraq, Kyrgyzstan, Liberia, Nauru, Niger, Republic of Moldova, Somalia, Suriname, Tajikistan and Turkmenistan remained suspended, such suspension to continue until the arrears of the Member State concerned have been reduced, at the present or future Health Assemblies, to a level below the amount that would justify invoking Article 7 of the Constitution;

Noting that Uruguay was in arrears at the time of the opening of the Fifty-eighth Health Assembly to such an extent that it is necessary for the World Health Assembly to consider, in

¹ Document A58/43.

accordance with Article 7 of the Constitution, whether or not the voting privileges of Uruguay should be suspended at the opening of the Fifty-ninth Health Assembly,

DECIDES:

- (1) that in accordance with the statement of principles set out in resolution WHA41.7 if, by the time of the opening of the Fifty-ninth Health Assembly, Uruguay is still in arrears in the payment of its contributions to an extent that would justify invoking Article 7 of the Constitution, Uruguay's voting privileges shall be suspended as from the said opening;
- (2) that any suspension that takes effect as aforesaid shall continue at the Fifty-ninth and subsequent Health Assemblies, until the arrears of Uruguay have been reduced to a level below the amount that would justify invoking Article 7 of the Constitution;
- (3) that this decision shall be without prejudice to the right of any Member to request restoration of its voting privileges in accordance with Article 7 of the Constitution.

9. The Committee further recommended the following resolutions in respect of requests for special arrangements by Georgia, Iraq, Republic of Moldova, and Tajikistan:

A. The Fifty-eighth World Health Assembly,

Having considered the third report of the Programme, Budget and Administration Committee of the Executive Board on Special arrangements for settlement of arrears (Members in arrears in the payment of their contributions to an extent which would justify invoking Article 7 of the Constitution),¹ with respect to the request of Georgia for the settlement of its outstanding contributions, and the terms of that proposal as set forth in the report on special arrangements for settlement of arrears,²

1. DECIDES to restore the voting privileges of Georgia at the Fifty-eighth World Health Assembly;
2. ACCEPTS that Georgia shall pay its outstanding contributions, totalling US\$ 4 439 163, in 15 annual instalments payable in each of the years 2006 to 2020, as set out below, subject to the provisions of Financial Regulation 6.4, in addition to the annual contributions due during the period:

¹ Document A58/43.

² Document EBPBAC2/3.

	US\$
2006	88 785
2007	88 785
2008	133 175
2009	221 960
2010	221 960
2011	221 960
2012	221 960
2013	221 960
2014	355 130
2015	443 915
2016	443 915
2017	443 915
2018	443 915
2019	443 915
2020	443 913
Total	4 439 163

3. DECIDES that, in accordance with Article 7 of the Constitution, voting privileges shall be automatically suspended again if Georgia does not meet the requirements laid down in paragraph 2 above;

4. REQUESTS the Director-General to report to the Fifty-ninth World Health Assembly on the prevailing situation;

5. REQUESTS the Director-General to communicate this resolution to the Government of Georgia.

...

B. The Fifty-eighth World Health Assembly,

Having considered the third report of the Programme, Budget and Administration Committee of the Executive Board on Special arrangements for settlement of arrears (Members in arrears in the payment of their contributions to an extent which would justify invoking Article 7 of the Constitution),¹ with respect to the request of Iraq for the settlement of its

¹ Document A58/43.

outstanding contributions, and the terms of that proposal as set forth in the report on special arrangements for settlement of arrears,¹

1. DECIDES to restore the voting privileges of Iraq at the Fifty-eighth World Health Assembly;
2. ACCEPTS that Iraq shall pay its outstanding contributions, totalling US\$ 6 398 801, in 15 annual instalments payable in each of the years 2006 to 2020, as set out below, subject to the provisions of Financial Regulation 6.4, in addition to the annual contributions due during the period:

	US\$
2006	426 579
2007	426 579
2008	426 579
2009	426 579
2010	426 579
2011	426 579
2012	426 579
2013	426 579
2014	426 579
2015	426 579
2016	426 579
2017	426 579
2018	426 579
2019	426 579
2020	426 695
Total	6 398 801

3. DECIDES that, in accordance with Article 7 of the Constitution, voting privileges shall be automatically suspended again if Iraq does not meet the requirements laid down in paragraph 2 above;
4. REQUESTS the Director-General to report to the Fifty-ninth World Health Assembly on the prevailing situation;
5. REQUESTS the Director-General to communicate this resolution to the Government of Iraq.

¹ Document EBPBAC2/3.

...

C. The Fifty-eighth World Health Assembly,

Having considered the third report of the Programme, Budget and Administration Committee of the Executive Board on Special arrangements for settlement of arrears (Members in arrears in the payment of their contributions to an extent which would justify invoking Article 7 of the Constitution),¹ with respect to the request of Republic of Moldova for the settlement of its outstanding contributions, and the terms of that proposal as set forth in the report on special arrangements for settlement of arrears,²

1. DECIDES to restore the voting privileges of Republic of Moldova at the Fifty-eighth World Health Assembly;

2. ACCEPTS that Republic of Moldova shall pay its outstanding contributions, totalling US\$ 2 950 023, in 15 annual instalments payable in each of the years 2006 to 2020, as set out below, subject to the provisions of Financial Regulation 6.4, in addition to the annual contributions due during the period:

	US\$
2006	245 000
2007	200 000
2008	200 000
2009	192 088
2010	192 085
2011	192 085
2012	192 085
2013	192 085
2014	192 085
2015	192 085
2016	192 085
2017	192 085
2018	192 085
2019	192 085
2020	192 085
Total	2 950 023

¹ Document A58/43.

² Document EBPBAC2/3.

3. DECIDES that, in accordance with Article 7 of the Constitution, voting privileges shall be automatically suspended again if Republic of Moldova does not meet the requirements laid down in paragraph 2 above;

4. REQUESTS the Director-General to report to the Fifty-ninth World Health Assembly on the prevailing situation;

5. REQUESTS the Director-General to communicate this resolution to the Government of Republic of Moldova.

...

D. The Fifty-eighth World Health Assembly,

Having considered the third report of the Programme, Budget and Administration Committee of the Executive Board on Special arrangements for settlement of arrears (Members in arrears in the payment of their contributions to an extent which would justify invoking Article 7 of the Constitution),¹ with respect to the request of Tajikistan for the settlement of its outstanding contributions, and the terms of that proposal as set forth in the report on special arrangements for settlement of arrears,²

1. DECIDES to restore the voting privileges of Tajikistan at the Fifty-eighth World Health Assembly;

2. ACCEPTS that Tajikistan shall pay its outstanding contributions, totalling US\$ 514 604, in 10 annual instalments payable in each of the years 2006 to 2015, as set out below, subject to the provisions of Financial Regulation 6.4, in addition to the annual contributions due during the period:

	US\$
2006	51 460
2007	51 460
2008	51 460
2009	51 460
2010	51 460
2011	51 460
2012	51 460
2013	51 460
2014	51 460
2015	51 464
Total	514 604

¹ Document A58/43.

² Document EBPBAC2/3.

3. DECIDES that, in accordance with Article 7 of the Constitution, voting privileges shall be automatically suspended again if Tajikistan does not meet the requirements laid down in paragraph 2 above;
4. REQUESTS the Director-General to report to the Fifty-ninth World Health Assembly on the prevailing situation;
5. REQUESTS the Director-General to communicate this resolution to the Government of Tajikistan.

= = =