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GENERAL CONFERENCE

DECISIONS AND RESOLUTIONS OF THE GENERAL CONFERENCE

Ninth regular session

Vienna, Austria

3-7 December 2001

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DECISIONS

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GC.9/Dec.12	Payment plan for Ukraine (GC.9/9 and Add.1; GC.9/L.1; GC.9/SR.7, paras. 16-17)	10 (b)	5
GC.9/Dec.13	Working Capital Fund (GC.9/4; GC.9/L.1; GC.9/SR.7, paras. 18-19)	10 (c)	5
GC.9/Dec.14	Financial regulations (GC.9/4; GC.9/L.1; GC.9/SR.7, paras. 20-21)	10 (d)	5
GC.9/Dec.15	Introduction of the euro (GC.9/4; GC.9/L.1; GC.9/SR.7, paras. 22-23)	10 (e)	5
GC.9/Dec.16	Appointment of external auditor (GC.9/L.1/Add.1; GC.9/SR.8, paras. 1-14)*	10 (f)	6
GC.9/Dec.17	Programme and budgets, 2002-2003 (IDB.24/3; GC.9/4; GC.9/L.1/Add.1; GC.9/SR.8, paras. 30-31)	12	6

* The External Auditor was elected by a secret ballot of 53 votes to 31.

DECISIONS (*continued*)

<i>Decision No.</i>	<i>Title</i>	<i>Item</i>	<i>Page</i>
GC.9/Dec.18	Vienna Convention on the Law of Treaties between States and International Organizations or between International Organizations of 21 March 1986 (GC.9/6; GC.9/L.1; GC.9/SR.7, paras. 26-27)	15	6
GC.9/Dec.19	UNIDO Staff Pension Committee (GC.9/CRP.1; GC.9/L.1; GC.9/SR.7, paras. 28-30)	16	6
GC.9/Dec.20	Appointment of the Director-General (GC.9/4; GC.9/SR.8, paras. 33-35)	18	7
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RESOLUTIONS*

<i>Resolution No.</i>	<i>Title</i>	<i>Item</i>	<i>Page</i>
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GC.9/Res.3	Financing for development and World Summit on Sustainable Development: The future role of UNIDO (GC.9/14; GC.9/L.1/Add.1; GC.9/SR.8, paras. 28-29)	11	11
GC.9/Res.4	International Centre for Science and High Technology (GC.9/12 and Add.1; GC.9/L.1; GC.9/SR.7, paras. 24-25)	14	11

* All resolutions were adopted by consensus. Discussion related to the adoption of the resolutions are reflected in the summary records cited in the present contents.

Introductory note

1. The decisions and resolutions adopted by the General Conference at its ninth regular session (2001) are reproduced in the present document.
2. The table of contents, for ease of reference, lists a serial number by which each decision or resolution may be cited, the title of each decision and resolution, the pertinent background document(s), a reference to the summary record of the plenary meeting at which the decision or resolution was adopted and the relevant agenda item. Decisions and resolutions are, as far as possible, set out in the order of the agenda.
3. The present document should be read in conjunction with the summary records of the General Conference, where details of the proceedings are provided.

AGENDA OF THE NINTH REGULAR SESSION

1. Opening of the session.
2. Election of officers.
3. Adoption of the agenda.
4. Organization of work.
5. Credentials of representatives to the Conference.
6. Elections to organs:
 - (a) Industrial Development Board;
 - (b) Programme and Budget Committee.
7. Annual reports of the Director-General on the activities of the Organization for 1999 and 2000.
8. Reports of the Industrial Development Board on the work of its twenty-second, twenty-third and twenty-fourth regular sessions.
9. Industrial development forum.
10. Financial matters:
 - (a) Scale of assessments of Member States;
 - (b) Financial situation of UNIDO;
 - (c) Working Capital Fund;
 - (d) Financial regulations;
 - (e) Introduction of the euro;
 - (f) Appointment of an external auditor.
11. Medium-term programme framework, 2002-2005.
12. Programme and budgets, 2002-2003.
13. The regional dimension.
14. International Centre for Science and High Technology.
15. Participation by UNIDO in the Vienna Convention on the Law of Treaties between States and International Organizations or between International Organizations of 21 March 1986.
16. UNIDO Staff Pension Committee.
17. Matters related to intergovernmental, non-governmental, governmental and other organizations.
18. Appointment of the Director-General.
19. Date and place of the tenth session.
20. Closure of the session.

DECISIONS

GC.9/Dec.1 INCLUSION OF MEMBER STATES IN THE LISTS OF STATES OF ANNEX I TO THE CONSTITUTION

The General Conference decided to move the Federal Republic of Yugoslavia from List A to List D of Annex I to the Constitution.

*1st plenary meeting
3 December 2001*

GC.9/Dec.2 ELECTION OF THE PRESIDENT

The General Conference elected by acclamation Mr. J. F. Reyes López (Guatemala) President of the Conference at its ninth session.

*1st plenary meeting
3 December 2001*

GC.9/Dec.3 ELECTION OF THE VICE-PRESIDENTS

The General Conference elected the following Vice-Presidents of the Conference at its ninth session: Mr. P. Šepalák (Czech Republic), Mr. R. Moss (Ecuador), Ms. N. A. Al-Mulla (Kuwait), Mr. M. M. Zafera (Madagascar), Mr. K. Jamodu (Nigeria), Mr. V. G. Garcia III (Philippines), Mr. G. V. Berdennikov (Russian Federation), Mr. M. Balkan (Turkey), Mr. P. Jenkins (United Kingdom of Great Britain and Northern Ireland).

*1st plenary meeting
3 December 2001*

GC.9/Dec.4 ADOPTION OF THE AGENDA OF THE NINTH SESSION OF THE GENERAL CONFERENCE

The General Conference adopted the agenda of its ninth session as contained in document GC.9/1.

*1st plenary meeting
3 December 2001*

GC.9/Dec.5 ORGANIZATION OF WORK

The General Conference:

(a) Decided to cover agenda items 7 to 17 in the plenary in the form of a general debate;

(b) Also decided to establish, in accordance with rule 44 of its rules of procedure, one Main Committee,

under the chairmanship of Mr. C. Moreno (Italy), on which each Member participating in the Conference might be represented;

(c) Further decided to allocate agenda items 7 to 17 and 19 to the Main Committee for a more focused debate aimed at the preparation of consensus draft decisions and resolutions for submission to the plenary, and requested the Chairman of the Main Committee, in accordance with decision GC.3/Dec.11, to submit a written report to the Conference on the work of the Committee on 7 December 2001;

(d) Decided to suspend rule 103.3 of its rules of procedure for the appointment of the Director-General (agenda item 18).

*1st plenary meeting
3 December 2001*

GC.9/Dec.6 APPOINTMENT OF THE CREDENTIALS COMMITTEE

The General Conference appointed the following Members to serve on the Credentials Committee: China, Denmark, Germany, Lesotho, Peru, Russian Federation, Senegal, Thailand, Uruguay.

*1st and 4th plenary meetings
3 and 4 December 2001*

GC.9/Dec.7 CREDENTIALS OF THE REPRESENTATIVES OF THE NINTH SESSION OF THE GENERAL CONFERENCE

The General Conference,

(a) Having considered the report of the Credentials Committee and the recommendations contained therein,

(b) Approved the report of the Credentials Committee.

*7th plenary meeting
7 December 2001*

GC.9/Dec.8 ELECTION OF TWENTY-SEVEN MEMBERS TO THE INDUSTRIAL DEVELOPMENT BOARD

The General Conference, in pursuance of Article 9.1 of the Constitution, elected the following twenty-seven members to the Industrial Development Board to hold

office until the close of the eleventh session of the Conference in 2005:

(a) Eighteen members from States in Lists A and C of Annex I to the Constitution: Algeria, Bolivia, Côte d'Ivoire, Cuba, Ecuador, Egypt, India, Iran (Islamic Republic of), Jordan, Kenya, Lesotho, Nigeria, Philippines, Saudi Arabia, Sudan, Thailand, Uruguay, Venezuela;

(b) Seven members from States in List B of Annex I to the Constitution: Austria, Denmark, Greece, Luxembourg, Spain, Switzerland, Turkey;

(c) Two members from States in List D of Annex I to the Constitution: Hungary, Russian Federation.

*7th plenary meeting
7 December 2001*

As a result, the Industrial Development Board is composed of the following States: Algeria**, Austria**, Belarus*, Belgium*, Bolivia**, Bulgaria*, Burkina Faso*, Chile*, China*, Colombia*, Côte d'Ivoire**, Croatia*, Cuba* *, Denmark **, Ecuador**, Egypt**, Ethiopia*, France*, Germany*, Ghana*, Greece **, Guatemala*, Hungary **, India**, Indonesia*, Iran (Islamic Republic of)**, Ireland*, Italy*, Japan*, Jordan**, Kenya**, Lesotho**, Libyan Arab Jamahiriya*, Luxembourg**, Morocco*, Nigeria**, Pakistan*, Peru*, Philippines**, Republic of Korea*, Russian Federation**, Saudi Arabia**, Spain**, Sri Lanka*, Sudan**, Sweden*, Switzerland**, Thailand**, Tunisia*, Turkey**, United Kingdom of Great Britain and Northern Ireland*, Uruguay**, Venezuela**.

GC.9/Dec.9 ELECTION OF MEMBERS OF THE PROGRAMME AND BUDGET COMMITTEE

The General Conference, in pursuance of Article 10.1 of the Constitution, elected the following twenty-seven members of the Programme and Budget Committee to hold office until the close of the tenth regular session of the Conference in 2003:

(a) Fifteen members from States in Lists A and C of Annex I to the Constitution: Angola, Argentina, China, Côte d'Ivoire, Democratic People's Republic of Korea, Egypt, Mexico, Nigeria, Peru, Republic of Korea, Pakistan, Saudi Arabia, Sudan, Tunisia, Venezuela;

* Twenty-six States whose term of office expires at the end of the tenth regular session of the General Conference, in 2003 (see decision GC.8/Dec.8 of 3 December 1999).

** Twenty-seven States whose term of office expires at the close of the eleventh regular session of the General Conference, in 2005

(b) Nine members from States in List B of Annex I to the Constitution: Austria, Finland, France, Germany, Greece, Italy, Japan, Turkey, United Kingdom of Great Britain and Northern Ireland;

(c) Three members from States in List D of Annex I to the Constitution: Hungary, Poland, Russian Federation.

*7th plenary meeting
7 December 2001*

GC.9/Dec.10 SCALE OF ASSESSMENTS OF MEMBER STATES

The General Conference:

(a) Took note of documents IDB.24/5, GC.9/10 and of Board decision IDB.24/Dec.5;

(b) Decided to establish a scale of assessments for the regular budget expenditures of UNIDO for the fiscal period 2002-2003 as contained in columns 5 and 6 of the annex to document IDB.24/5;

(c) Noted with appreciation that Japan had renounced its shares of the unencumbered balances of appropriations, income from new Member States, and interest income in excess of budgetary estimates;

(d) Decided, as an exceptional measure and notwithstanding the provisions of the Financial Regulations and Rules of UNIDO, that the amounts arising from paragraph (c) of the present decision should be credited against the assessed contribution of Member States, as shown in the annex to the present decision;

(e) Also decided that the remaining share of the Member State referred to in paragraph (c) of the present decision should be used for technical cooperation activities of UNIDO;

(f) Strongly encouraged other Member States to consider renouncing voluntarily their shares of the balances and income referred to in paragraph (c) above, for the regular budget and/or for technical cooperation activities of UNIDO, at the earliest possible opportunity;

(g) Notwithstanding financial regulations 4.2(b) and 4.2(c), called upon the Director-General to solicit the intention of the Member States and to request them to specify the purposes for which their shares referred to in paragraph (f) above should be utilized;

(h) Requested the Director-General to report to the Industrial Development Board at its twenty-fifth session on the amounts renounced and purposes specified by Member States;

(i) Further decided that new Members should be assessed for the year in which they become Members on the basis of the United Nations scale of assessments, as applicable to UNIDO;

(j) Called on Member States, as well as States that are no longer members of UNIDO, to settle their arrears, and for Member States to fulfil their constitutional

obligations by paying their assessed contributions on time, in full and without conditions, thus enabling UNIDO to execute entirely its approved budgets, and increasing funds available for the Regular Programme of Technical Cooperation.

*8th plenary meeting
7 December 2001*

Annex

DISTRIBUTION OF UNENCUMBERED BALANCE OF APPROPRIATIONS, INCOME FROM NEW MEMBER STATES AND INTEREST INCOME IN EXCESS OF BUDGETARY ESTIMATES

Share of Japan

Member	Credit for 2002-2003* (€)	Member	Credit for 2002-2003* (€)
Afghanistan		El Salvador	1,338
Albania		Equatorial Guinea	
Algeria	5,348	Eritrea	
Angola		Ethiopia	1,338
Argentina	84,893	Fiji	1,338
Armenia		Finland	
Austria		France	
Azerbaijan	1,338	Gabon	1,336
Bahamas	1,338	Gambia	
Bahrain	1,338	Georgia	
Bangladesh		Germany	
Barbados	1,338	Ghana	
Belarus	1,336	Greece	
Belgium		Grenada	
Belize		Guatemala	1,336
Benin		Guinea	
Bhutan		Guinea-Bissau	
Bolivia		Guyana	
Bosnia and Herzegovina	1,338	Haiti	
Botswana		Honduras	669
Brazil	163,769	Hungary	9,358
Bulgaria		India	24,732
Burkina Faso		Indonesia	14,706
Burundi		Iran (Islamic Republic of)	18,047
Cambodia		Iraq	9,358
Cameroon	1,338	Ireland	
Cape Verde		Israel	30,748
Central African Republic		Italy	
Chad		Jamaica	1,338
Chile	14,037	Japan	
China	111,631	Jordan	
Colombia	13,368	Kazakhstan	2,005
Comoros		Kenya	
Congo		Kuwait	10,694
Costa Rica	1,338	Kyrgyzstan	
Côte d'Ivoire	1,338	Lao People's Democratic Republic	
Croatia	2,674	Lebanon	1,338
Cuba	2,674	Lesotho	
Cyprus		Liberia	

Member	Credit for 2002-2003* (€)	Member	Credit for 2002-2003* (€)
Czech Republic	14,037	Libyan Arab Jamahiriya	4,679
Democratic People's Republic of Korea	1,338	Lithuania	1,338
Democratic Republic of Congo	1,338	Luxembourg	
Denmark		Madagascar	
Djibouti		Malawi	
Dominica		Malaysia	17,380
Dominican Republic	2,674	Maldives	
Ecuador	2,006	Mali	
Egypt	6,017	Malta	
Mauritania		Sierra Leone	
Mauritius	1,336	Slovakia	2,674
Mexico	80,214	Slovenia	6,016
Mongolia		Somalia	
Morocco	2,674	South Africa	29,458
Mozambique		Spain	
Myanmar		Sri Lanka	1,336
Namibia		Sudan	1,336
Nepal	1,338	Suriname	
Netherlands		Swaziland	
New Zealand		Sweden	
Nicaragua		Switzerland	
Niger		Syrian Arab Republic	5,348
Nigeria	4,010	Tajikistan	
Norway		Thailand	20,053
Oman	4,012	The former Yugoslav Republic of Macedonia	1,336
Pakistan	4,680	Togo	
Panama	1,338	Tonga	
Papua New Guinea	1,336	Trinidad and Tobago	1,336
Paraguay	1,336	Tunisia	2,674
Peru	8,020	Turkey	
Philippines	8,022	Turkmenistan	
Poland	275,569	Uganda	
Portugal		Ukraine	4,010
Qatar	2,674	United Arab Emirates	14,706
Republic of Korea	135,695	United Kingdom	
Republic of Moldova		United Republic of Tanzania	1,338
Romania	4,010	Uruguay	5,348
Russian Federation	87,566	Uzbekistan	1,336
Rwanda		Vanuatu	
Saint Kitts and Nevis		Venezuela	16,044
Saint Lucia		Viet Nam	668
Saint Vincent and the Grenadines		Yemen	668
Sao Tomé and Príncipe		Yugoslavia	1,336
Saudi Arabia	40,774	Zambia	
Senegal		Zimbabwe	
Seychelles		TOTAL	1,372,545

* Half the amount will be credited in 2002, and half in 2003.

GC.9/Dec.11 FINANCIAL SITUATION OF UNIDO*The General Conference:*

(a) Took note of the information provided in document GC.9/10;

(b) Urged those Member States and former Member States that had not yet paid their assessed contributions, including advances to the Working Capital Fund and prior years' arrears, to do so without delay;

(c) Requested the Director-General to pursue his efforts and contacts with Member States to effect the collection of arrears.

*7th plenary meeting
7 December 2001*

GC.9/Dec.12 PROPOSED PAYMENT PLAN FOR UKRAINE*The General Conference:*

(a) Recalled the report of the open-ended discussion group on timely payment of assessed contributions (IDB.19/12 and Corr.1), in particular paragraphs 13 and 14;

(b) Also recalled Board decisions IDB.19/Dec.5 and IDB.24/Dec.3;

(c) Welcomed the commitment of Ukraine to settle its arrears;

(d) Decided to approve the payment plan negotiated with Ukraine as outlined in documents GC.9/9 and Add.1;

(e) Gave satisfaction to the request by Ukraine for the restoration of its voting rights in accordance with Article 5.2 of UNIDO's Constitution;

(f) Took note of the terms of the payment plan and encouraged Ukraine to pay regularly its instalments in line with the conditions therein.

*7th plenary meeting
7 December 2001*

GC.9/Dec.13 WORKING CAPITAL FUND*The General Conference:*

(a) Took note of decision IDB.24/Dec.6;

(b) Decided that the level of the Working Capital Fund for the biennium 2002-2003 should remain at the level \$6,610,000 (to be converted to euros in accordance with decision GC.9/Dec.15) and that the authorized purposes of the Fund for the biennium 2002-2003 should remain the same as for the biennium 2000-2001, i.e. as stipulated in decision GC.2/Dec.27, paragraph (b);

(c) Urged Member States to pay their outstanding assessed contributions as soon as possible to minimize the need to withdraw sums to meet shortfalls in the payment of assessed contributions.

*7th plenary meeting
7 December 2001*

GC.9/Dec.14 FINANCIAL REGULATIONS*The General Conference:*

(a) Took note of decision IDB.24/Dec.7;

(b) Expressed its appreciation to the Intersessional working group on proposed amendments to the financial regulations, under the chairmanship of Austria, for its work as reported to the Board in document IDB.24/11;

(c) Decided to create a special account for certain activities under Buildings Management Services and a special account for the Regular Programme of Technical Cooperation that would not be subject to financial regulations 4.2(b) and 4.2(c), it being understood that the Secretariat would strive to utilize to the fullest extent possible the funds budgeted for each biennium.

*7th plenary meeting
7 December 2001*

GC.9/Dec.15 INTRODUCTION OF THE EURO*The General Conference:*

(a) Took note of decision IDB.24/Dec.8;

(b) Noted that all assets, liabilities, reserves and fund balances that were in Austrian schillings would be converted into euros by applying the fixed rate of ATS 13.7603 = €1;

(c) Also took note that the Director-General would continue to keep extrabudgetary accounts in United States dollars, if required, but would convert all such assets, liabilities, reserves and fund balances for the purposes of the financial statements at the United Nations euro/dollar exchange rate in effect on the date of the statement;

(d) Decided to convert all dollar-based amounts of the assets, liabilities, reserves and fund balances of the General Fund, Working Capital Fund and other headquarters funds as at 31 December 2001, using the December 2001 United Nations euro/dollar exchange rate.

*7th plenary meeting
7 December 2001*

GC.9/Dec.16 APPOINTMENT OF EXTERNAL AUDITOR

The General Conference decided to appoint the Auditor General of South Africa as the External Auditor of UNIDO for a period of two years, from 1 July 2002 to 30 June 2004, under the terms of reference specified in the Financial Regulations of UNIDO.

*8th plenary meeting
7 December 2001*

GC.9/Dec. 17 PROGRAMME AND BUDGETS, 2002-2003

The General Conference:

(a) Approved the programme and budgets for 2002-2003 as contained in document IDB.24/3;

(b) Also approved estimates of gross expenditures of €137,922,300 to be financed from assessed contributions in the amount of €133,689,800 and other income of €4,232,500;

(c) Further approved estimates of gross expenditures totalling €22,372,600 for the purpose of the operational budget for the biennium 2002-2003 to be financed from voluntary contributions in the amount of €21,998,000 and other income amounting to €374,600 as may be provided for in the financial regulations.

*8th plenary meeting
7 December 2001*

GC.9/Dec.18 VIENNA CONVENTION ON THE LAW OF TREATIES BETWEEN STATES AND INTERNATIONAL ORGANIZATIONS OR BETWEEN INTERNATIONAL ORGANIZATIONS OF 21 MARCH 1986

The General Conference:

(a) Took note of the information provided in the note by the Director-General regarding the participation by UNIDO in the Vienna Convention on the Law of

Treaties between States and International Organizations or between International Organizations of 21 March 1986 (GC.9/6);

(b) Acknowledged that the General Assembly of the United Nations by its resolution 53/100 of 8 December 1998 encouraged international organizations that had signed the Convention to deposit an act of formal confirmation of the Convention, and other international organizations entitled to do so to accede to it at an early date;

(c) Encouraged the progressive development of international law and its codification as well as the acceptance of and respect for the principles of international law which were among the purposes of the United Nations Decade of International Law;

(d) Recognized that the Convention would contribute to the uniform application of the law of treaties between States and international organizations and to predictability and stability in treaty relations;

(e) Decided to authorize the Director-General to deposit with the Secretary-General of the United Nations an instrument of accession of UNIDO to the 1986 Vienna Convention on the Law of Treaties between States and International Organizations or between International Organizations.

*7th plenary meeting
7 December 2001*

GC.9/Dec.19 UNIDO STAFF PENSION COMMITTEE

The General Conference:

(a) Took note of decision IDB.24/Dec.10 and subsequent developments;

(b) Decided to elect the following two members and two alternate members of the UNIDO Staff Pension Committee for the biennium 2002-2003:

Members: Ms. Caroline Ziadé (Lebanon)
Mr. Constancio R. Vingno, Jr. (Philippines)

Alternate Members: Mr. Mlulani M. L. Singaphi (South Africa)
Mr. Cédric Janssens de Bisthoven (Belgium)

(c) Authorized the Industrial Development Board to proceed with the election for any of the above-mentioned posts that might become vacant before the General Conference holds its tenth session.

*7th plenary meeting
7 December 2001*

**GC.9/Dec.20 APPOINTMENT OF THE
DIRECTOR-GENERAL**

The General Conference adopted the recommendations contained in decision IDB.24/Dec.13 of the Industrial Development Board and decided to appoint by acclamation Mr. Carlos Magariños as Director-General of UNIDO for a period of four years from 8 December 2001 or until the Director-General appointed at the eleventh regular session of the General Conference assumes office, whichever is later.

*8th plenary meeting
7 December 2001*

**GC.9/Dec.21 TERMS AND CONDITIONS OF
APPOINTMENT OF THE
DIRECTOR-GENERAL**

The General Conference approved the contract annexed to the present decision establishing the terms and conditions of appointment of the Director-General, including the salary and emoluments attached to the office.

*8th plenary meeting
7 December 2001*

Annex

**DRAFT CONTRACT FOR APPOINTMENT OF
THE DIRECTOR-GENERAL**

THIS CONTRACT is made

between the United Nations Industrial Development Organization (hereinafter called the Organization) for the one part

and Carlos Magariños (hereinafter called the Director-General) for the other part.

WHEREAS

The Director-General, upon recommendation of the Board, has been duly appointed by the Conference at its ninth session held in December 2001.

IT IS HEREBY AGREED AS FOLLOWS:

1. Term of Office

The Director-General shall be appointed for a period of four years from the eighth day of December two thousand one (2001), or until the Director-General to be appointed at the eleventh regular session of the General Conference assumes office, whichever is later.

2. Official Duty Station

The official duty station for the Director-General shall be Vienna, Austria.

3. Official Duties

In accordance with Article 11 of the Constitution of the Organization, the Director-General shall be the chief administrative officer of the Organization.

4. Privileges and Immunities

The Director-General shall enjoy all the privileges and immunities in keeping with his/her office as determined by the Constitution of the Organization, Article 21, and any relevant legal instruments already in force or to be concluded in the future.

5. Staff Regulations

The Director-General shall be subject to the Staff Regulations of the Organization, together with such amendments as may be made thereto, in so far as they are applicable to him/her.

6. Assessable Salary and Allowances

(a) The annual gross salary of the Director-General shall be US dollars two hundred and five thousand three hundred and nine (205,309), corresponding to an annual net base salary equivalent to US dollars one hundred and thirty-seven thousand four hundred and ninety-two (137,492) (dependency rate) or US dollars one hundred and twenty-two thousand two hundred and sixty-eight (122,268) (single rate) respectively. The gross and net base salary shall be adjusted whenever the General Assembly decides to adjust the gross and net base salary levels of staff in the Professional and higher categories;

(b) He shall receive post adjustment, allowances and benefits, including social security benefits, for which a staff member in the Professional category of the UNIDO Secretariat would be eligible under the Staff Regulations and Staff Rules of the Organization, provided the purpose of such emolument, allowance or benefit has not already been met by other provisions of the present contract;

(c) The Director-General shall receive a representation allowance of Austrian schillings three hundred and sixty-one thousand two hundred (361,200) per annum; as of 1 January 2002, euros twenty-six thousand two hundred and forty-nine (26,249) per annum, adjusted for the budgeted annual inflation rate, to meet his/her share of the obligations which the Organization incurs in the form of representation and hospitality expenditure;

(d) He shall receive a housing allowance amounting to Austrian schillings six hundred and eleven thousand four hundred and sixty (611,460) per annum; as of 1 January 2002, euros forty-four thousand four hundred and thirty-seven (44,437) per annum adjusted for the budgeted annual inflation rate;

(e) The above salary, allowances and benefits to which the Director-General is entitled under this agreement shall be subject to adjustment by the Board, after consultations with the Director-General, to keep them in line with those of the executive heads of other specialized agencies within the common system of the United Nations.

7. Pension Arrangements

The Director-General shall not participate in the United Nations Joint Staff Pension Fund. Instead, he/she shall have an amount equal to 15.8 per cent of pensionable remuneration, corresponding to the Organization's contribution to the Pension Fund, paid as a supplement to his/her remuneration, in lieu of participation in the Pension Fund, in accordance with General Assembly resolution 47/203.

8. Currency of Payments

Payments will be effected in the currency applicable to staff in the Professional and higher categories serving at the official duty station Vienna, Austria.

9. Notice of Resignation

The Director-General may at any time give three months' notice of resignation in writing to the Board, which is authorized to accept his resignation on behalf of the General Conference, in which case, upon expiration of such period of notice, he shall cease to be Director-General of the Organization and this contract shall terminate.

10. Entry into Force

This contract shall enter into force as of the eighth day of December 2001.

SIGNED this seventh day of December 2001 at Vienna.

(J. F. Reyes López)
President of the Conference
acting on behalf of the
Organization

(Carlos Magariños)
Director-General

GC.9/Dec.22 DATE AND PLACE OF THE TENTH SESSION

The General Conference decided that its tenth session shall be held in Vienna from 1 to 5 December 2003.

*7th plenary meeting
7 December 2001*

RESOLUTIONS

GC.9/Res.1 INDUSTRIAL DEVELOPMENT FORUM

The General Conference,

Recalling decision IDB.24/Dec.15 of the Industrial Development Board,

Taking note with appreciation of the arrangements made to hold an industrial development forum during the ninth session of the General Conference,

Recognizing the contribution of the industrial development forum towards sharing a common understanding on development issues,

Reaffirming the need to continue the thematic examination of the fields relevant to UNIDO's technical cooperation activities that could contribute to the discussion on its medium- to long-term policy direction,

Encourages the Director-General to continue to hold industrial development forums from time to time, including, if appropriate, in conjunction with various sessions of the Organization's policy-making organs.

*8th plenary meeting
7 December 2001*

GC.9/Res.2 MEDIUM-TERM PROGRAMME FRAMEWORK, 2002-2005

The General Conference,

Recalling its resolution GC.7/Res.1 endorsing the Business Plan on the Future Role and Functions of UNIDO, which remains the basis for the organizational and programmatic transformation of the Organization and which grouped UNIDO activities into two areas of concentration:

- (a) The strengthening of industrial capacities,
- (b) Cleaner and sustainable industrial development,

Recalling also that while maintaining the universal character and vocation of UNIDO, a geographical, sectoral and thematic concentration of its activities would be pursued by giving added emphasis to the following:

- (a) Services to least developed countries, in particular in Africa, with special attention to the regional and subregional level,

- (b) Services in support of agro-based industries and their integration through subsectoral linkages into national industrial structures,

- (c) Services in support of small and medium enterprises and their integration into national industrial structures,

Recognizing the importance of the proposal for the medium-term programme framework 2002-2005 as contained in document GC.9/11, which also reports on progress in implementing the Business Plan,

Noting the developments in the implementation of the Business Plan, as reported in documents GC.8/10, Corr.1 and 2 and GC.9/11, aware that outstanding tasks remain, partly due to resource shortages,

Taking into account other innovative measures undertaken to bring about the programmatic and organizational transformation of UNIDO, as covered in the annual reports since 1997,

Acknowledging the need for a strong UNIDO presence and capability to provide services in middle-income developing countries and in countries with economies in transition, in addition to, and not at the expense of what is being done in Africa,

Stressing the importance of promoting South-South collaboration and cooperation activities, taking into account the interests of all relevant actors and stakeholders,

Acknowledging the dynamic nature of international development issues and the need for UNIDO to adapt to the changing industrial development requirements of developing countries, in particular least developed countries and countries with economies in transition,

Recognizing the contribution that UNIDO can make to the realization of international development agendas and targets, especially the goals contained in the United Nations Millennium Declaration and in the final document of the Third United Nations Conference on Least Developed Countries,

Considering the importance of technology for industrial development, and thus the necessary transfer of technology, as an essential element for the economic growth of developing countries in their fight against poverty and for connecting with the world economy,

Taking into account that technical barriers to trade are an impediment in the current international trade system and therefore recognizing that technical

cooperation can help developing countries and countries with economies in transition to overcome those barriers,

Underlining that UNIDO should bear in mind, while implementing the Business Plan, resource constraints and the need to adhere to the principles of comparative advantage and inter-agency coordination,

Convinced that poverty reduction is a key development challenge and that UNIDO can do much to address it,

1. *Confirms* that in the context of the ongoing reform process, the Business Plan remains the basis for enabling UNIDO to adapt its functions and priorities and to orient its activities to the new realities of the changing global economic environment and ensure its viability and efficiency;

2. *Takes* into account the proposals contained in document GC.9/11 based on experience and the need to consider and to respond to evolving circumstances;

3. *Encourages* the Director-General, in implementing the Business Plan in the period 2002-2005, to devote particular attention to the following:

A. Strengthening of Industrial Capacities

(a) Maintain and reinforce all the sectoral priorities and activities of UNIDO as defined in the Business Plan;

(b) Assist developing countries and countries with economies in transition to build up their institutional capacities, especially those relating to the preparation and application of technical regulations and standards, and conformity assessment procedures with a view to their benefiting from improvements in market access and promoting their rapid and full integration into the multilateral trading system;

(c) Promote investment and technology transfer, inter alia, through the network of Investment and Technology Promotion Offices and investment promotion forums, and pursue sectoral interaction with the private sector and interregional cooperation;

(d) Contribute to the development of small and medium enterprises and assist Member States in the development and the implementation of effective policies, and in the establishment of a coherent set of specialized support institutions and programmes, paying special attention to rural entrepreneurship development as well as to women entrepreneurs, particularly in the poorest countries;

(e) Promote South-South cooperation and assistance, taking into account the dual role of middle-

income countries as recipients and donors, using their experience in advanced sectors to alleviate poverty in least developed countries;

(f) Promote transfer of technology with a view to enhancing the productivity, competitiveness and quality of the industrial base of all developing regions of the world, particularly in the following areas: agro-related technology, new information and communication technologies and biotechnologies, bearing in mind the special importance of biotechnology and related activities for those regions;

(g) Extend the technology foresight activities to all regions, taking into account the experience of the regional initiative in Latin America, as well as the new initiative for Central and Eastern Europe and NIS countries, which aims to address common issues related to regional development;

B. Cleaner and Sustainable Industrial Development

(a) Develop further cleaner production activities, especially in the agro-industrial sector, centred, among others, around the UNIDO/UNEP National Cleaner Production Centres, focusing on specific sub-sectors, including industrial waste and pollution control activities;

(b) Continue to focus the assistance programme on greenhouse gas reduction policies and increasing energy efficiency, as well as on renewable and alternative sources of energy in developing countries, particularly in the least developed countries and countries with economies in transition;

(c) Support programmes on environmentally sustainable industrial development strategies and technologies in agro-industrial sectors particularly textile, leather, food and wood-related activities;

(d) Assist Member States, in those aspects related to sustainable industrial development strategies and technologies, in the implementation of international instruments, such as the Stockholm Convention on Persistent Organic Pollutants, the Kyoto Protocol to the United Nations Framework Convention on Climate Change, the Cartagena Protocol on Biosafety of the Convention on Biological Diversity, inter alia, through the development of environmental norms and standards;

(e) Give special emphasis to initiatives, in coordination with other relevant actors and stakeholders, providing access to modern and efficient energy services for the poorest, with the goal of contributing to the international development targets;

(f) Continue to cooperate with the Global Environment Facility and to provide services to Member

States in all Global Environment Facility focal areas where UNIDO has a comparative advantage;

(g) Pursue activities related to the phasing-out of ozone depleting substances as defined in the Montreal Protocol;

C. Global Forum Activities

(a) Within each priority area, ensure that cost-effective and output-oriented analytical activities with clear objectives provide a strong analytical foundation for technical cooperation activities;

(b) Use and promote the global forum activities as an important tool to improve programmatic activities and to enhance common understanding on the contribution of industry to poverty alleviation and to the connection of national economies to the global economy;

(c) Participate, within its areas of competence, in major development conferences to make a visible and focused contribution;

D. Field Representation

(a) Establish an appropriate monitoring and evaluation system for the field structure;

(b) To optimize and strengthen, as appropriate, the field presence to ensure that it is well targeted, efficient and effective, and to promote regional integration through, inter alia, interaction and coordination with all relevant actors and stakeholders involved;

E. Human Resources Management

To encourage the further development of the Human Resources Management Framework while ensuring its effectiveness and efficiency;

4. *Requests* the Director-General to report to the Conference at its tenth session, through the Industrial Development Board, on the implementation of the present resolution.

*8th plenary meeting
7 December 2001*

GC.9/Res.3 FINANCING FOR DEVELOPMENT AND WORLD SUMMIT ON SUSTAINABLE DEVELOPMENT: THE FUTURE ROLE OF UNIDO

The General Conference,

Taking note of document GC.9/14 of the Director-General,

Stressing the importance of the forthcoming United Nations Conferences on Financing for Development (Monterrey, Mexico, 18-23 March 2002) and the World Summit on Sustainable Development (Johannesburg, South Africa, 26 August - 4 September 2002),

Confident that both conferences will lead to a more effective implementation of the goals set out in the Millennium Declaration,

Recognizing that the main role of UNIDO lies in providing technical cooperation to the developing countries, in particular the least developed countries, and the countries with economies in transition, in relation to those support functions in which the Organization has a competitive advantage, such as strengthening of industrial capacities and cleaner sustainable industrial development and also giving assistance to those countries to participate effectively in international trade,

1. *Calls upon* the UNIDO Secretariat in the preparatory stages of the conferences and beyond, to continue its efforts to liaise constructively with all relevant actors and stakeholders;

2. *Requests* the Director-General to inform Member States of the contribution UNIDO intends to make to the Conference on Financing for Development and the World Summit on Sustainable Development and to provide a follow-up report to the Industrial Development Board after each meeting.

*8th plenary meeting
7 December 2001*

GC.9/Res.4 INTERNATIONAL CENTRE FOR SCIENCE AND HIGH TECHNOLOGY

The General Conference,

Recognizing that the main objective that motivated the establishment of the Centre—the promotion of and the assistance in the development, selection, transfer and use of technology in favour of developing countries and economies in transition—is still pertinent and valid,

Recalling its resolution GC.7/Res.12 regarding the Institutional Agreement concluded on 9 November 1993 between UNIDO and the Government of Italy,

Acknowledging that during the last four years the activities of the Centre have been implemented under the responsibility of UNIDO as a result of a mutual and close cooperation with the Government of Italy,

1. *Took note* of the conclusion on 29 November 2001 of a Joint Communiqué between the Permanent Representative of Italy to UNIDO and the Director-General of UNIDO stating, inter alia, that subsequent to

the adoption of GC.7/Res.12 the related work programme of the Centre has been implemented de facto without interruption;

2. *Also took note* of the wish of the Government of Italy and of UNIDO to continue such collaboration in the future for which purpose the provisions of the Institutional Agreement would be applied;

3. *Requested* the Director-General to present to the General Conference at its next session a report highlighting the synergy and relevance of ICS activities to the UNIDO work programme.

*7th plenary meeting
7 December 2001*

Annex**DOCUMENTS SUBMITTED TO THE GENERAL CONFERENCE
AT ITS NINTH REGULAR SESSION**

Symbol	Agenda item	Title
GC.9/1	3	Provisional agenda
GC.9/1/Add.1	3	Annotated provisional agenda
GC.9/2	8	Report of the Industrial Development Board on the work of its twenty-second session, 30-31 May 2000
GC.9/3 and Add.1	8	Report of the Industrial Development Board on the work of its twenty-third session, 14-16 November 2000
GC.9/4	8	Report of the Industrial Development Board on the work of its twenty-fourth session, 19-22 June 2001
GC.9/5	13	Participation of the private sector in the industrialization of Africa. Report by the Director-General
GC.9/6	15	Participation by UNIDO in the Vienna Convention on the Law of Treaties between States and International Organizations or between International Organizations of 21 March 1986. Note by the Director-General
GC.9/7	17	Matters related to intergovernmental, non-governmental, governmental and other organizations. Note by the Director-General
GC.9/8	13	Europe and NIS. Report by the Director-General
GC.9/9 and Add.1	10 (b)	Proposed payment plan for Ukraine. Report by the Director-General
GC.9/10	10 (b)	Financial situation of UNIDO. Report by the Director-General
GC.9/11	11	The Business Plan and medium-term programme development. Note by the Director-General
GC.9/12 and Add.1	14	International Centre for Science and High Technology. Note by the Secretariat
GC.9/13	9	Fighting marginalization through sustainable industrial development: Challenges and opportunities in a globalizing world. Theme paper submitted by the Secretariat
GC.9/14	11	UNIDO involvement in major international conferences. Note by the Director-General
GC.9/15	13	Fifteenth Conference of African Ministers of Industry. Note by the Director-General
GC.9/16	-	Lists of States included in Annex I to the Constitution of UNIDO. Note by the Secretariat
GC.9/17	-	Report of the Main Committee. Submitted by the Chairman of the Main Committee, Mr. Claudio Moreno (Italy)

Symbol	Agenda item	Title
GC.9/CRP.1	-	Report on the results of the informal consultations of Permanent Missions in Vienna for the preparation of the General Conference. Submitted by the President of the Industrial Development Board, H.E. Mr. P. Hosseini (Iran, Islamic Republic of)
GC.9/CRP.2	10 (b)	Status of assessed contributions. Note by the Secretariat
GC.9/CRP.3	11	Status of the integrated programmes. Submitted by the Secretariat
GC.9/CRP.4	9	Industrial Development Forum. Submitted by the Secretariat

GC.9/L.1 and Add.1	-	Draft decisions and resolutions submitted on behalf of the Main Committee by its Chairman
GC.9/L.2	5	Credentials of representatives to the Conference. Report of the Credentials Committee. Chairman: Ms. B. Poulsen (Denmark)
GC.9/L.3	10 (a)	Draft decision submitted by the President. Scale of assessments of Member States
GC.9/L.4	12	Draft decision submitted by the President. Programme and budgets, 2002-2003

GC.9/INF.1 and Add.1	-	Advance information for participants
GC.9/INF.2/Rev.1	-	List of participants
GC.9/INF.3	-	List of documents
GC.9/INF.4	-	Decisions and resolutions of the General Conference

IDB.22/2 and Corr.1 IDB.22/2/Add.1	7	Annual Report of UNIDO1999 (including programme performance report)

IDB.24/2 and Corr.1 IDB.24/2/Add.1	7	Annual Report of UNIDO 2000 (including programme performance report)
IDB.24/2 Chap.IV.A	13	Africa and least developed countries
IDB.24/2 Chap.IV.B	13	Arab countries
IDB.24/2 Chap.IV.C	13	Asia and the Pacific
IDB.24/2 Chap.IV.D	13	Europe and NIS
IDB.24/2 Chap.IV.E	13	Latin America and the Caribbean
IDB.24/3	12	Programme and budgets, 2002-2003. Proposals of the Director-General
IDB.24/5	10	Scale of assessments for the fiscal period 2002-2003. Note by the Secretariat

Documents prepared for the Industrial Development Forum

Panel 1	Economic and social development: How best can industry contribute to fighting poverty?
GC.9/FORUM//IP/I.1	Trade and industrial development—tools for fighting poverty
GC.9/FORUM//IP/I.2	Investment, technology and development
GC.9/FORUM//IP/I.3	Technology acquisition and mastering for development
GC.9/FORUM//IP/I.4	A UNIDO approach to fighting poverty
Panel 2	Global norms and local manufacturing: Challenges and opportunities
GC.9/FORUM/IP/II.1	International standards as a means of development
GC.9/FORUM/IP/II.2	International environmental conventions, civil society and industry—implications for local action
GC.9/FORUM/IP/II.3	Business activities and environmental issues in Africa
GC.9/FORUM/IP/II.4	International environmental frameworks and development—a case study of POPs