



S-0036-0011-003-00044

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Title

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Primary Contact

Home Location **S-0036-0011-003 (In Container)**

Assignee **In Container 'S-0036-0011-003 (Monika Tkacova)' since 14/11/2006 at 10:53 ,**

Priority

Local-container

Owner Location **Archives and Records Management Section**

Record Type **Archival Item**

Date Published

Document Details

Container **S-0036-0011; Personnel Matters - OHRM - Office of Human Resources Management**

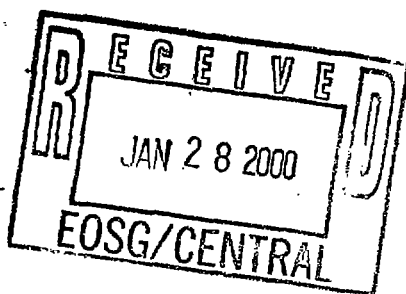
Notes

Record has no document attached.

Print Name of Person Submit Image

Signature of Person Submit





ICTY
LOHRM

27 January 2000

Dear Mr. President,

I have the honour to inform you that the Prosecutor of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1 January 1991, Ms. Carla Del Ponte, has requested my permission to accept gratis personnel during the current year to assist her in conducting forensic investigations in Kosovo.

You may recall that I had written a letter on 9 June 1999 to the President of the 53rd General Assembly (A/53/1000), after having received a similar request from the previous Prosecutor to accept gratis personnel. Following my endorsement of that request, forensic investigation teams from various countries were deployed in Kosovo and were able to complete the examination of approximately 290 sites in the period from mid-June to October 1999. In addition, there are approximately 300 further sites of interest which require forensic examination. Existing provisions allow for two exhumation teams composed of 66 personnel to examine an estimated 60 sites. However, resources and expertise are not available for the approximately 240 remaining sites.

Because of the large volume of work, the Prosecutor is again seeking a substantial amount of additional resources, comprised of gratis personnel with specialized, forensic skills. The Prosecutor has determined that approximately three hundred additional personnel, performing their work in teams on a rotational basis, would allow the remaining sites to be completed in 2000. This would entail about the same number of gratis experts that were used in 1999.

Mr. Theo-Ben Gurirab
President of the General Assembly
New York

I attach particular importance to the Prosecutor's conviction that the proper investigation of events in Kosovo, and the effective implementation of the mandate of the Tribunal, dictate that the remaining sites be investigated. This work cannot be accomplished during 2000 without the additional assistance of Member States.

As in 1999, I believe the acceptance of gratis personnel for this large but short-term project would be in accordance with the regime approved by the General Assembly for the use of gratis personnel. The Tribunal would utilize highly specialized personnel for discrete, strictly time-limited tasks to be carried out in the field. The relevant rules and procedures would be followed. In particular, this means that all Member States would be invited to consider the loan of suitable personnel, and that the selection of personnel would take place on the widest geographical basis possible. Administrative arrangements for the acceptance of such offers would involve the conclusion of a standard agreement and the payment by the donor country of a charge for costs incurred by the Tribunal in supporting the gratis personnel.

I recognize at the same time that the payment of an additional charge could be prohibitive for certain countries which are not able to bear expenses in addition to those incurred for the personnel themselves. In this connection, arrangements will be made by the UN to ensure that all potential donors may participate. This, I believe, would provide further assurance that the gratis personnel component would represent a broad geographical range, while upholding the principle that voluntary contributions may not impact on assessed budgetary resources.

In light of the above, I intend to approve the Prosecutor's request to accept expert gratis personnel for the purpose of conducting forensic investigations in Kosovo in 2000 for a limited period of six months.

Please accept, Mr. President, the assurances of my highest consideration.

A handwritten signature in black ink, appearing to read 'K. Annan', with a stylized flourish at the end.

- Kofi A. Annan

Note to Mr. Rolf Knutsson

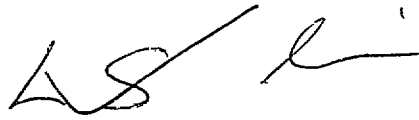
REQUEST FOR AUTHORIZATION OF GRATIS PERSONNEL-ICTY

I refer to your note of 27 January requesting urgent review of a draft letter from the Secretary-General to the President of the General Assembly regarding request for authorization of gratis personnel for ICTY.

Under the circumstances recited in the draft letter I see no objection to it from a legal point of view. In this connection, I assume that the need for the specialized expertise and its unavailability within the UN within the time-frame required, as well as the necessity that the investigation of the sites be completed expeditiously, recited in the Secretary-General's letter of 9 June 1999 (A/53/1000), continue to apply. In addition, with respect to the penultimate substantive paragraph of the draft letter, I assume that appropriate arrangements will be made with respect to the costs incurred by the Tribunal in supporting the gratis personnel.

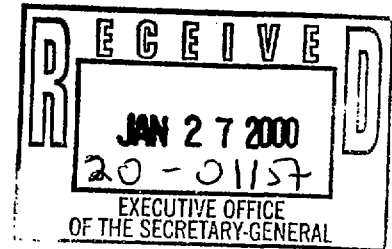


Hans Corell
27 January 2000



*For your attention, pls.
I trust you'll take
the necessary action*

RK 27/1




NOTE FOR THE SECRETARY-GENERAL

Request for Authorization of Gratis Personnel -ICTY

Further to your discussions with the Prosecutor of the International Criminal Tribunal for the Former Yugoslavia, Carla del Ponte, during one of her recent missions to New York - when you agreed in principle that the Tribunal would need to avail itself of specialized expertise in the field of forensic exhumations in Kosovo in order to successfully complete this important undertaking - the Prosecutor has now provided the necessary information to prepare the notification to the President of the General Assembly.

You will note that this notification has been prepared along the lines of those submitted by you for the initial request for such expertise by the then Prosecutor, Ms. Louise Arbour. We have reviewed most carefully the provisions of GA resolution 52/234, which governs the use of gratis personnel. In light of the temporary and urgent need for this extremely specialized expertise, and in consideration of the expanded need, established only as the work was progressing, it has been concluded that the use of gratis personnel, if administered under strict conditions, is warranted. It should be noted that the General Assembly, during its recent budgetary review of the Tribunal's budget, was apprised of the need for additional expertise, but did not address the matter as part of its review and when adopting the Tribunal's budgetary provisions for the current year.

Please find attached the draft of the notification for your signature.


Joseph E. Connor
26 January 2000

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