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ECONOMIC COMMISSION FOR AFRICA

ANNUAL REPORT OF THE ECONOMIC COMMISSION FOR AFRICA

ADDENDUM

Add the following to Part III:  
RESOLUTIONS AND OTHER DECISIONS ADOPTED  
BY THE CONFERENCE OF MINISTERS AT ITS SECOND MEETING,  
on page 95 after resolution 242(XI)

Executive Secretary's reservations concerning the propriety  
of resolution 242(XI)

Before resolution 242(XI) was adopted, the Executive Secretary drew the attention of the Conference to the impropriety of the draft resolution and, in particular, of operative paragraph 4.

The Executive Secretary referred the Conference to certain provisions of the United Nations Charter, the terms of reference of the Commission and its rules of procedure, Commission resolution 188(IX) setting out the functions of the Executive Committee and the Staff Rules and Regulations of the United Nations. He explained that all staff of the United Nations, including those of the Commission, were governed by the United Nations Staff Regulations, which were established by the General Assembly in pursuance of Article 101 of the Charter, and that questions relating to the staff and administration of the United Nations Secretariat fell within the purview of the competent bodies of the United Nations, namely the General Assembly and the Fifth Committee.

The Executive Secretary therefore advised against the adoption of the draft resolution and indicated that, in the event that it was adopted by the Conference, he would seek confirmation of his interpretation of the United Nations Rules and Regulations from the Office of Personnel Services and the Office of Legal Affairs at Headquarters. This was done and the two Offices confirmed the impropriety of the resolution and, in particular, of operative paragraph 4. The Executive Secretary therefore recommends that, in taking action on Part IV of the report, the Council should decide to refer resolution 242(XI) back to the Conference of Ministers.