

March 2013



منظمة الأغذية
والزراعة للأمم
المتحدة

联合国
粮食及
农业组织

Food and
Agriculture
Organization
of the
United Nations

Organisation des
Nations Unies
pour
l'alimentation
et l'agriculture

Продовольственная и
сельскохозяйственная
организация
Объединенных
Наций

Organización
de las
Naciones Unidas
para la
Alimentación y la
Agricultura

CONFERENCE

Thirty-eighth Session

Rome, 15-22 June 2013

Amendments to Rules XXXVII and XL of the General Rules of the Organization (Draft Resolution)

Extract from the Report of the 145th Council Session (3-7 December 2012)

39. The Council approved the Report of the 95th Session of the Committee on Constitutional and Legal Matters (CCLM). In particular, the Council:

(...)

d) endorsed the Draft Conference Resolution on “Amendments to Rules XXXVII and XL of the General Rules of the Organization” [*below*], and requested that it be forwarded to the Conference for adoption.

Resolution ____/2013

Amendments to Rules XXXVII and XL of the General Rules of the Organization

THE CONFERENCE,

Recalling that the Conference at its Thirty-sixth Session, 18-23 November 2009, approved amendments to Rule XXXVII of the General Rules of the Organization and that the implementation of this Rule in 2011 underlined the desirability of further amendments thereto in order better to reflect the spirit of the Immediate Plan of Action for FAO Renewal (2009-11);

Recalling that the Committee on Constitutional and Legal Matters (CCLM) at its Ninety-fourth Session, from 19 to 21 March 2012, and at its Ninety-fifth Session, from 8 to 11 October 2012, proposed amendments to Rules XXXVII and XL of the General Rules of the Organization;

Noting that the Finance Committee at its Hundred and Forty-third Session, from 7 to 11 May 2012, and at its Hundred and Forty-sixth Session, from 5 to 9 November 2012, reviewed the financial implications of proposed new paragraph 6 of Rule XXXVII of the General Rules of the Organization;

*This document can be accessed using the Quick Response Code on this page;
a FAO initiative to minimize its environmental impact and promote greener communications.
Other documents can be consulted at www.fao.org*



mg106e

Noting that the Council, at its Hundred and Forty-fourth Session, from 11 to 15 June 2012, and at its Hundred and Forty-fifth Session, from 3 to 7 December 2012, endorsed the Conference Resolution containing amendments to Rules XXXVII and XL of the General Rules of the Organization;

Decides to adopt the following amendments to Rule XXXVII (Appointment of the Director-General) of the General Rules of the Organization: ¹

Rule XXXVII - Appointment of the Director General

1. In pursuance of paragraph 1 of Article VII of the Constitution, the Director-General of the Organization shall be appointed under the following conditions:

(...)

(b) In consideration of the expiry of the term of office of the Director-General, the Council shall set the dates for a period during which Member Nations may submit nominations for the office of Director-General. The nomination period shall have a duration of ~~not less than 12~~ 3 months and end at least ~~60~~ 30 days prior to the beginning of the session of the Council referred to in subparagraph (c) of this paragraph. The nomination period shall be communicated to all Member Nations and Associate Members by the Secretary-General of the Conference and Council. Nominations validly made in accordance with Rule XII, paragraph 5 of these Rules shall be communicated to the Secretary-General of the Conference and Council by the date set by the Council. The Secretary-General shall circulate these nominations to all Member Nations and Associate Members by the date likewise set by the Council, it being understood that in the case of an election taking place at a regular session of the Conference, such date set by the Council shall be not later than 30 days before the session of the Council provided for in subparagraph (c) of this paragraph.

(...)

6. The Director-General shall take such measures as required to ensure that, as far as possible prior to taking office, a Director-General Elect is duly informed of the policies, programmes, staffing and activities of the Organization. The Director-General shall make arrangements to ensure that the Director-General Elect shall have the benefit of technical and administrative support during that period".

Decides to adopt the following amendments to Rule XL (Provisions Relating to Staff) of the General Rules of the Organization:

Rule XL – Provisions Relating to Staff

1. The staff of the Organization shall be appointed by the Director-General, having regard to paragraph 3 of Article VIII of the Constitution. Selection and remuneration shall be made without regard to race, nationality, creed or sex. The terms and conditions of appointment shall be fixed in contracts concluded between the Director-General and each member of the staff. Appointments to the posts of Deputy Directors-General shall be made by the Director-General, subject to confirmation by the Council.

2. Appointments made by the Director-General during the last six months of his or her term of office to positions at grade D-2 and above shall expire not later than five months after the end of that term of office. The new Director-General may extend any such appointments.

2.3. The Director-General shall submit proposals to the Finance Committee on the scale of salaries and conditions of recruitment and service of the staff and shall report to the Finance Committee and the Council any decisions or recommendations of the International Civil Service Commission relating to such matters. He shall submit proposals to the Finance Committee on the general structure of the administrative and technical services of the Organization. He shall, insofar as may be feasible, arrange for public announcements of staff vacancies and shall fill vacancies in accordance with such competitive methods of selection as he may consider most suitable for various types of appointment.

(other sub-paragraphs renumbered)

(Adopted on 2013)

¹ Deletions are indicated using ~~strike out text~~ and insertions are indicated using underlined italics