



DECISION

ESTABLISHMENT OF A SPECIAL FUND FOR OPCW SPECIAL MISSIONS AND WITHHOLDING OF THE DISTRIBUTION OF THE CASH SURPLUS FOR 2013

The Conference of the States Parties,

Noting the Note by the Director-General entitled “Request for Establishment of a Special Fund for OPCW Special Missions and Withholding of the Distribution of the Cash Surplus for 2013” (EC-80/DG.23, dated 5 October 2015), which states the purpose of the special fund;

Mindful that additional costs have been incurred in 2015 for certain unforeseen activities, such as fact-finding missions, and that such unforeseen activities may also arise in future years at relatively short notice to the OPCW and outside of the regular Programme and Budget cycle;

Recalling that Financial Regulation 6.3 states that the cash surplus shall be allocated among States Parties in accordance with the scale of assessments for the financial period to which the surplus relates;

Considering that a cash surplus of EUR 1,530,991 has arisen for the financial year ending 31 December 2013; and

Underlining the value of transparency and keeping States Parties informed;

Hereby:

1. **Approves** the establishment of a special fund for OPCW special missions in accordance with Financial Regulation 6.9, which shall be operated on the following basis:
 - (a) The fund shall start operating from the date of approval by the Conference of the States Parties (hereinafter “the Conference”) and exist for an initial period of 12 months, unless the Conference agrees with a recommendation of the Executive Council (hereinafter “the Council”) to extend it beyond this initial time period, taking due consideration of operational requirements. Any unused balances remaining in the fund at the time it expires shall be returned to States Parties, applying the relevant financial regulations for the return of surplus funds, unless the Conference agrees with a recommendation from the Council to dispose of these balances differently. Replenishment of the fund, in



accordance with subparagraph 1(b) below, after the initial period of 12 months is contingent upon a decision of the Conference to extend the fund. The annual reviews shall be conducted in the second half of the financial year;

- (b) Should the Conference decide to extend the fund, it shall be replenished from unspent amounts appropriated to cover the operational costs of the Organisation—other than inspection and laboratory supplies and inspection and laboratory equipment costs, whose unspent appropriation balances are credited to the Special Account for the OPCW Equipment Store and the Special Account for Designated Laboratories—during a relevant financial year;
 - (c) Financial Regulations 4.2, 4.3, and 4.4 shall not apply to the fund, and balances remaining in the fund at the end of a financial period shall be carried forward to subsequent financial periods;
 - (d) Costs incurred in 2015 may be charged against the fund retroactively; and
 - (e) The Director-General shall report to the Council and the Conference on the status and expenditures of the fund through the quarterly income and expenditure reports provided to the States Parties and through the annual audited financial statements of the OPCW;
2. **Approves** the suspension of the application of Financial Regulation 6.3 of the OPCW, on an exceptional basis, with regard to the allocation of the cash surplus for 2013 among States Parties; and
 3. **Authorises** the transfer of the cash surplus for 2013 to the fund to be established.

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