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GENERAL ASSEMBLY
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Rome, 29 November 2012

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Item No. 10 on the Agenda:
Classification of member States in the UNIDROIT Contributions Chart

(Memorandum of the Secretariat)

<i>Summary</i>	<i>Reclassification of certain member States in the UNIDROIT Contributions Chart</i>
<i>Action to be taken</i>	<i>Adopt the draft Resolution No. 1/2012 with the revised contributions chart in accordance with article 16 of the UNIDROIT Statute</i>
<i>Related documents</i>	<i>UNIDROIT Statute; UNIDROIT 2010 F.C. (67) 3, UNIDROIT 1998 - A.G. (52) 8 rev., UNIDROIT 1998 - A.G. (52)13, UNIDROIT 2004 - A.G. (58) 10, UNIDROIT 2010 - A.G. (67)9 rev.; UNIDROIT 2011 - F.C. (69) 3; UNIDROIT 2011 - A.G. (69) 11</i>

1. At its 69th session (Rome, 1 December 2011), the General Assembly approved a number of recommendations by the Finance Committee concerning the reclassifications of certain member in the contributions chart of UNIDROIT, confirmed the methodology used for the classification of member States in the contributions chart and adopted the revised chart for the apportionment of the contribution of the member States to the ordinary UNIDROIT budget for the years 2012, 2013 and 2014, as set forth in Annex II of Resolution 69(1).
2. At that occasion, the Assembly agreed that "those member States that had been unable to vote in favour of the draft Resolution – and their consequent reclassification in the Unidroit contributions chart – might, once the Government of Italy, as Depositary of the UNIDROIT Statute, had notified member States of the Resolution, put forward objections against the same, in accordance with Article 16(6) of the UNIDROIT Statute, for consideration by the General Assembly at its 70th session" (UNIDROIT 2011 – A.G. (69) 11, Report on the session, para. 42).
3. By the time of the 72nd session of the Finance Committee, the Secretariat had received objections from Colombia, Portugal and Spain, which are reproduced in Annex I to the present document. The Finance Committee considered those objections and agreed to submit to the General Assembly, for approval, the draft resolution contained in Annex II to this memorandum.
4. *In the light of the above, the General Assembly may wish to consider the draft resolution contained in Annex II to this memorandum with a view to adopting it.*

ANNEX I**Objections to the reclassifications of member States in the UNIDROIT contributions chart****COLOMBIA**

"...In this regard this Diplomatic Mission permits itself to inform [...] that the Republic of Colombia accepts the reclassification provided for by the Resolution concerned, and at the same time, in accordance with what is provided for by Article 16, paragraph (6) of the [above-]mentioned Statute, expresses and notifies [...] its objection as regards the year of application of the increase [resulting from] the reclassification of its contribution as a State member of the organisation.

"The Government of Colombia will be able to accept the commitment of the new contribution quota from the year 2013, time which is the minimum necessary to fulfil the administrative procedures required by national law with a view to the updating of the sum of the contribution."

Embassy of Colombia – N.V. – 0044 – 31 January 2012

PORTUGAL

" The Embassy of Portugal [...] has the honour to inform it that, in conformity with Article 16, paragraph (6), of the Statute of UNIDROIT, the Portuguese Government objects to the reclassification of Portugal under Resolution (69) 1 adopted by the UNIDROIT General Assembly on 1 December 2011 with a view to the Portuguese contribution to the 2012 Budget. ... "

Embassy of Portugal – Proc. 7.2.2. N. 51 – 31 January 2012

SPAIN

" The Embassy of Spain [...] has the honour to inform the Ministry of Foreign Affairs that, in conformity with Article 16, paragraph 6, of the Statute of UNIDROIT, the Spanish Government objects to the reclassification of Spain under Resolution (69) 1 adopted by the UNIDROIT General Assembly on 1 December 2011 with a view to the Spanish contribution to the 2012 Budget.

Taking into account the current financial situation in Spain, with a decrease of 19% in public expenditure during 2012, and a further decrease of the same amount forecast for 2013, it is completely impossible for Spain to accept such an increase in its financial contribution to the UNIDROIT Budget. Therefore, Spain wishes to remain in Category II regarding its annual contribution to the UNIDROIT Budget. Will the UNIDROIT General Assembly not take into account the aforementioned situation and the Spanish request, and nevertheless confirm the reclassification of Spain from Category II to Category I, Spain will be forced to reconsider its position in UNIDROIT. ... "

ANNEX II**Draft RESOLUTION No. 1/2012**

(proposed for adoption by the General Assembly at its 71st session, on 29 November 2012)

The General Assembly,

Mindful of the obligation of all member States to bear the expenses of the Institute, as apportioned by the General Assembly, and to pay their contributions fully and in time, in accordance with Article 16 of the Statute of UNIDROIT,

Recalling that the current methodology for the classification of member States in the UNIDROIT contributions chart, which was approved by the General Assembly at its 52nd session, on 27 November 1998, provides for the classification of member States in eight categories plus a special category, each corresponding to a specific range of contributions payable by those States to the United Nations budget,

Recalling its resolution No. 1/2011, of 1 December 2011, which reaffirms the number of categories, the number of units corresponding to each category and the criteria currently used to classify member States, as set forth in Annex I to that Resolution,

Having considered the reports of the Finance Committee on its 71st and 72nd sessions,

1. *Postpones* the reclassification of Colombia in the contributions chart until 1 January 2013;
2. *Suspends* the reclassification of Portugal and Spain in the contributions chart until the next revision of the contributions chart by the General Assembly in accordance with Article 16 of the Statute of UNIDROIT;
3. *Adopts* the revised chart for the apportionment of the contributions of member States to the regular UNIDROIT budget, as set forth in the Appendix to this Resolution; and
4. *Requests* the Finance Committee, in accordance with its mandate, to review in 2014 the current methodology and consider possible enhancements, bearing in mind the principle of capacity to pay, and to make recommendations the General Assembly in due course.

Rome, 29 November 2012

APPENDIX

**REVISED CHART OF THE ANNUAL CONTRIBUTIONS TO UNIDROIT
OF MEMBER STATES (OTHER THAN ITALY) FOR 2013**

Category	Corresponding range in UN scale	State	UN budget assessment 2010-2012	No of units (2013)	Unit value	Contribution 2013
I	3% +	Canada	3.207	50	€ 2,450	€ 122,500
		China	3.189	50	€ 2,450	€ 122,500
		France	6.123	50	€ 2,450	€ 122,500
		Germany	8.018	50	€ 2,450	€ 122,500
		Japan	12.530	50	€ 2,450	€ 122,500
		United Kingdom	6.604	50	€ 2,450	€ 122,500
		United States	22.000	50	€ 2,450	€ 122,500
II	2%-3%	Republic of Korea	2.260	22	€ 2,450	€ 53,900
		Russian Federation	1.602	22	€ 2,450	€ 53,900
		Spain	3.177	22	€ 2,450	€ 53,900
III	1%-2%	Australia	1.933	18	€ 2,450	€ 44,100
		Belgium	1.075	18	€ 2,450	€ 44,100
		Brazil	1.611	18	€ 2,450	€ 44,100
		Netherlands	1.855	18	€ 2,450	€ 44,100
		Sweden	1.064	18	€ 2,450	€ 44,100
		Switzerland	1.130	18	€ 2,450	€ 44,100
IV	0.960%-0.99%	Mexico	2.356	13	€ 2,450	€ 31,850
V	0.5%-0.959%	Austria	0.851	11	€ 2,450	€ 26,950
		Denmark	0.736	11	€ 2,450	€ 26,950
		Finland	0.566	11	€ 2,450	€ 26,950
		Greece	0.691	11	€ 2,450	€ 26,950
		Norway	0.871	11	€ 2,450	€ 26,950
		Poland	0.828	11	€ 2,450	€ 26,950
		Saudi Arabia	0.830	11	€ 2,450	€ 26,950
VI	0.450%-0.499%	India	0.534	9	€ 2,450	€ 22,050
		Ireland	0.498	9	€ 2,450	€ 22,050
		Portugal	0.511	9	€ 2,450	€ 22,050
		South Africa	0.385	9	€ 2,450	€ 22,050
		Turkey	0.617	9	€ 2,450	€ 22,050
VII	0.115%-0.449%	Argentina	0.287	8	€ 2,450	€ 19,600
		Chile	0.236	8	€ 2,450	€ 19,600
		Colombia	0.144	8	€ 2,450	€ 19,600
		Czech Republic	0.349	8	€ 2,450	€ 19,600
		Indonesia	0.238	8	€ 2,450	€ 19,600
		Hungary	0.291	8	€ 2,450	€ 19,600
		Iran	0.233	8	€ 2,450	€ 19,600
		Israel	0.384	8	€ 2,450	€ 19,600
		Romania	0.177	8	€ 2,450	€ 19,600
		Slovakia	0.142	8	€ 2,450	€ 19,600
		Venezuela	0.314	8	€ 2,450	€ 19,600

VIII	0.005%-0.114%	Bulgaria	0.038	5	€ 2,450	€ 12,250
		Croatia	0.097	5	€ 2,450	€ 12,250
		Cyprus	0.046	5	€ 2,450	€ 12,250
		Egypt	0.094	5	€ 2,450	€ 12,250
		Estonia	0.040	5	€ 2,450	€ 12,250
		Latvia	0.038	5	€ 2,450	€ 12,250
		Lithuania	0.065	5	€ 2,450	€ 12,250
		Luxembourg	0.090	5	€ 2,450	€ 12,250
		Malta	0.017	5	€ 2,450	€ 12,250
		Nigeria	0.078	5	€ 2,450	€ 12,250
		Pakistan	0.082	5	€ 2,450	€ 12,250
		Paraguay	0.007	5	€ 2,450	€ 12,250
		Serbia	0.037	5	€ 2,450	€ 12,250
		Slovenia	0.103	5	€ 2,450	€ 12,250
		Tunisia	0.030	5	€ 2,450	€ 12,250
Uruguay	0.027	5	€ 2,450	€ 12,250		
Special	0.001%-0.004%	Holy See	0.001	1	€ 2,450	€ 2,450
		San Marino	0.003	1	€ 2,450	€ 2,450
				829		2.031,050