

RESOLUTION 41 (REV. DUBAI, 2018)

Arrears and special arrears accounts

The Plenipotentiary Conference of the International Telecommunication Union (Dubai, 2018),

taking into account

- a) the report of the ITU Council to the Plenipotentiary Conference on the situation with regard to amounts owed to the Union by ITU members;
- b) Resolution 152 (Rev. Busan, 2014) of the Plenipotentiary Conference, which recognizes the need to increase the recovery of contributions and considerably reduce arrears of Sector Members and Associates, and which may provide the Secretary-General with flexibility in negotiating repayment plans with Sector Members and Associates,

noting

- a) that, in accordance with No. 168 of the ITU Constitution, Member States and Sector Members shall pay in advance their annual contributory shares;
- b) the level of the arrears,

considering

- a) that, in accordance with No. 160 of the Constitution, all ITU members shall be free to choose their class of contribution for defraying Union expenses;
- b) that it is in the interest of all ITU members to maintain the finances of the Union on a stable and sound footing,

considering further

- a) that debt restructuring is the main instrument for reduction of the total accumulated debt;
- b) that some ITU members for which special arrears accounts have been established have up to now not complied with their obligation to submit a repayment schedule to the Secretary-General, and to agree on such a schedule with the Secretary-General, and that their special account has accordingly been cancelled,

urges

ITU members in arrears, especially those for which special arrears accounts have been cancelled, to submit an arrears repayment schedule to the Secretary-General, and to agree on such a schedule with the Secretary-General,

confirms

the decision to open any new special arrears account only after the conclusion of an agreement with the Secretary-General establishing a specific repayment schedule at the latest within one year of the receipt of the request for such a special arrears account,

resolves

that the amounts due shall not be taken into account when applying No. 169 of the Constitution, provided that the Member States concerned have submitted their arrears repayment schedules to the Secretary-General, and agreed on those schedules with the Secretary-General, and for as long as they strictly comply with them and with the associated conditions, and that failure to comply with the repayment schedule and associated conditions shall result in the cancellation of the special arrears account,

instructs the ITU Council

1 to review the guidelines (Document C99/27) for repayment schedules, including a maximum duration, which would be up to five years for developed countries, up to ten years for developing countries and up to fifteen years for least developed countries, as well as up to five years for Sector Members and Associates, and to monitor the work of the ITU Secretary-General on implementation of this resolution;

2 to consider the following appropriate additional measures in exceptional circumstances:

- temporary reduction in class of contribution in conformity with No. 165A of the Constitution and No. 480B of the ITU Convention;
- the write-off of interest on overdue payments, subject to the debtors' complying with the agreed repayment schedule for settlement of the unpaid contributions;
- a repayment schedule for up to thirty years maximum for countries in special need due to natural disasters, civil conflicts or extreme economic hardship;
- an adjustment in the amount of the instalments, provided that the total accrued amount is the same at the end of the repayment schedule;

3 to take additional measures in respect of non-compliance with the agreed terms of settlement and/or arrears in payment of annual contributory shares not included in repayment schedules, in particular to include suspending ITU members' participation in the work of the Union;

4 to report to the Plenipotentiary Conference on the implementation of this resolution,

authorizes the Secretary-General

to negotiate and agree upon, with all Member States in arrears, especially those for which special arrears accounts have been cancelled, as well as with Sector Members, Associates and Academia in arrears, schedules for the repayment of their debts in accordance with the "Guidelines for repayment schedules for the settlement of arrears and special arrears accounts" (Document C99/27) and, where appropriate, to submit for decision by the Council proposals for additional measures as indicated under *instructs the ITU Council* above, including those related to non-compliance,

instructs the Secretary-General

1 to inform ITU members in arrears or having special arrears accounts or cancelled special arrears accounts of this resolution;

2 to report to the Council on the measures taken and progress made towards the settlement of debts in respect of special arrears accounts or cancelled special arrears accounts, as well as on any non-compliance with the agreed terms of settlement,

urges the ITU membership

to assist the Secretary-General and the Council in the implementation of this resolution.

*(Kyoto, 1994) – (Rev. Minneapolis, 1998) – (Rev. Marrakesh, 2002) –
(Rev. Antalya, 2006) – (Rev. Guadalajara, 2010) – (Rev. Busan, 2014) – (Rev. Dubai,
2018)*
