RULES OF PROCEDURE OF THE INTERNATIONAL CRIMINAL POLICE ORGANIZATION'S EXECUTIVE COMMITTEE

Adopted by the General Assembly at its 63rd session

in Rome, 28 September to 4 October 1994

Resolution AGN/63/RES/15

Date of entry into force: 1 January 1995

ATTENDANCE AT EXECUTIVE COMMITTEE SESSIONS

Article 1

1. The following shall attend Executive Committee sessions:

   (a) the President of the Organization, the Vice-Presidents and the Delegates on the Executive Committee elected in conformity with Articles 15, 16 and 17 of the Organization's Constitution;

   (b) the Secretary General, in conformity with Article 29 of the Organization's Constitution, and any officials of the Organization he designates to present oral or written reports to the Executive Committee on any item under discussion, as well as those persons responsible for the Executive Committee's Secretariat;

   (c) the Organization's Advisers, appointed in conformity with Article 36 of the Organization's Constitution, and the External Auditors, in conformity with Article 25 of the Financial Regulations, if invited by the President to take part in the Executive Committee's discussions of agenda items coming within their specialist fields;

   (d) any other person whose presence the Executive Committee considers to be necessary for discussion of any item on the agenda for the session.

2. Only members of the Executive Committee shall have the right to vote.

SESSIONS

Article 2

1. In conformity with Article 20 of the Organization's Constitution, the Executive Committee shall meet at least once a year. A session shall be held immediately before the General Assembly session.

2. Unless the Executive Committee decides otherwise, its sessions shall be held at the Organization's Headquarters in Lyon. However, the Executive Committee session held immediately before the General Assembly session shall normally be held at or near the venue chosen for the Assembly.

3. The President of the Organization shall fix the dates for Executive Committee sessions following consultation with the Secretary General.

4. In conformity with Article 20 of the Organization's Constitution, Executive Committee sessions shall be convened by the President of the Organization. Under normal circumstances notices of convocation shall be sent out by the General Secretariat at least one month before the beginning of the session.

AGENDA

Article 3

1. The draft agenda for each Executive Committee session shall be drawn up by the President of the Organization in consultation with the Secretary General.

2. The first item on the agenda for each Executive Committee session shall be the adoption of the agenda.

3. The second item on the agenda for each Executive Committee session shall be the adoption of the minutes and abstract of decisions of the previous Executive Committee session.

FUNCTIONING OF THE EXECUTIVE COMMITTEE

Article 4

1. The Executive Committee shall take decisions only in session.

2. The Executive Committee may, within the limits of its powers, set up subsidiary consultative bodies whose composition and terms of reference it shall determine.

3. The Executive Committee may, within the limits of its powers, appoint one or more of its members to study specific items on the agenda. These rapporteurs shall submit their reports to the Executive Committee.

4. Should the Executive Committee consider proposing to the General Assembly that the Secretary General be removed from office in conformity with Article 28 of the Organization's Constitution, the Executive Committee shall examine the pertinent facts and take its decision with due respect for general legal principles.

ABSENCE OF THE PRESIDENT

Article 5

If the President is unable to attend, Article 41 of the Organization's General Regulations shall apply.

CONDUCT OF BUSINESS

Article 6

1. In application of Article 18(a) of the Organization's Constitution, the President of the Organization shall preside at sessions of the Executive Committee and direct the discussions.

2. Executive Committee sessions shall not be held in public.

3. No one may speak at an Executive Committee session without the prior authorization of the President of the Organization. The President may limit the amount of time allowed to each speaker.

4. During the discussion of any matter, a member of the Executive Committee may rise to a point of order, and the point of order shall immediately be decided by the President of the Organization. A member may appeal against the ruling of the President, in which case the appeal shall immediately be put to the vote. The President's decision shall be upheld unless the majority of members present and voting for or against decide otherwise. A member rising to a point of order may not speak on the substance of the matter under discussion.

5. A member of the Executive Committee may at any time move the adjournment or closure of the debate on the item under discussion, in which case only one speaker may speak against the motion and the motion for adjournment or closure of the debate shall then be put to the vote.

6. When a proposal has been adopted or rejected it may not be reconsidered at the same session unless the Executive Committee so decides by a two-thirds majority of the members present and voting for or against.

7. The President of the Organization may decide that a proposal on an item under discussion is adopted by consensus when he notes that after discussion no speakers are against that proposal. A member of the Executive Committee may appeal against the ruling of the President, in which case the appeal shall immediately be put to the vote. The President's decision shall be upheld unless the majority of members present and voting for or against decide otherwise.

8. When a written proposal is being discussed and an amendment to the proposal is moved, the amendment shall be voted on first. If several amendments are moved, the President shall put them to the vote one after the other, beginning with the one furthest removed in substance from the original proposal.

VOTING

Article 7

1. Each member of the Executive Committee shall have one vote.

2. Decisions of the Executive Committee shall be made by simple majority of the members present and voting for or against, unless some other form of majority is required.

3. The Executive Committee shall normally vote by a show of hands, except if it decides otherwise before the vote. However, when the vote concerns the appointment of a particular person or the choice of a candidate for appointment by the General Assembly, the vote shall be held by secret ballot.

4. The decision to appoint a particular person or to propose a candidate for appointment by the General Assembly shall be taken in accordance with the following procedure:

   (a) If there are two candidates for the appointment, the candidate obtaining most votes shall be selected. If both candidates obtain the same number of votes, a second ballot shall be taken. If both candidates again obtain the same number of votes, lots shall be drawn to decide between them.

   (b) If there are more than two candidates and if no candidate obtains an overall majority, further ballots shall be taken and the candidate, or candidates in the event of a tie, obtaining the least number of votes shall be eliminated at each ballot. If only one candidate then remains, that candidate shall be selected. If two candidates remain, the procedure used shall be that outlined in (a) above.

5. A member of the Executive Committee shall not take part in a vote on the appointment of a particular person or the choice of a candidate for appointment by the General Assembly if he is himself a candidate for the post in question. A candidate eliminated in conformity with (4) above, shall once again be entitled to vote.

6. If the votes are equally divided on a matter other than cases covered by (4) above, the proposal shall be regarded as not adopted.

7. The quorum required for Executive Committee decisions shall be two-thirds of the members.

SECRETARIAT

Article 8

1. The Secretary General shall be responsible for the Secretariat of the Executive Committee. He may delegate these functions to any other member of the General Secretariat. He shall hire the staff required to carry out such duties.

2. Minutes shall be taken of sessions of the Executive Committee and an abstract of the decisions taken by the Executive Committee shall also be compiled.

3. The Secretariat of the Executive Committee shall prepare the minutes and the abstract of decisions in the languages covered by Article 9 of the present Rules of Procedure. Except in exceptional circumstances, it shall send them to the members of the Executive Committee at least one month before the beginning of the following session.

4. Members of the Executive Committee shall, after due consideration, adopt the minutes and abstract of decisions of the previous session at the beginning of the following session.

5. The abstract of the decisions of the Executive Committee, thus adopted, shall be sent to all Members of the Organization.

LANGUAGES

Article 9

The languages of the Executive Committee shall be the four working languages of the General Secretariat.

EXPENSES OF MEMBERS OF THE EXECUTIVE COMMITTEE

Article 10

The President, Vice-Presidents and Delegates on the Executive Committee shall be entitled to have the travel and living expenses resulting from their activities as members of the Executive Committee covered by the Organization in accordance with the procedures and limits decided by the Executive Committee.

APPLICATION OF THE PRESENT RULES OF PROCEDURE

Article 11

A member of the Executive Committee may ask that a decision taken by the President of the Organization in application of the present Rules of Procedure outside a session be reconsidered by the Executive Committee.

FINAL PROVISION

Article 12

1. The present Rules of Procedure, adopted in application of Article 8(d) of the Organization's Constitution, constitute an appendix to the Organization's General Regulations.

2. Should any provision of the present Rules of Procedure diverge from a provision of the Organization's Constitution or General Regulations, the latter shall prevail.

3. The present Rules of Procedure shall come into force on 1st January 1995.

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