

ARTICLE 64

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TEXT OF ARTICLE 64

1. The Economic and Social Council may take appropriate steps to obtain regular reports from the specialized agencies. It may make arrangements with the Members of the United Nations and with the specialized agencies to obtain reports on the steps taken to give effect to its own recommendations and to recommendations on matters falling within its competence made by the General Assembly.

2. It may communicate its observations on these reports to the General Assembly.

INTRODUCTORY NOTE

1. The structure of this study is similar to that of Article 64 in the *Repertory* and its *Supplements Nos. 1* and *2*. Of the whole range of forms and subject matters which the reporting by the specialized agencies may present, under the provisions of the Agreements with them,¹ the present study continues to deal primarily with the annual reports by the agencies and modifications and expansions of these reports, while special reports by the agencies are dealt with only in so far as they pertain specifically to the implementation by them of recommendations of the General Assembly or the Council. Special reports, in general, and reports requested of the Secretary-General in co-operation with the specialized agencies continue to be dealt with primarily under Article 13 (1) (b) and (2) and under Article 62 (1). Reports on matters in the field of human rights, of which brief mention is made here, are dealt with more extensively under Article 62 (2).

¹ See *Repertory*, vol. III, under Article 64, 1-4.

I. GENERAL SURVEY

A. Reports from the specialized agencies

2. During the period under review, no change was made by the Economic and Social Council in the arrangements for obtaining regular reports from the specialized agencies and the International Atomic Energy Agency (IAEA). The Council, in accordance with the established procedure, considered their annual reports in the course of the general review of the development, co-ordination and concentration of the economic, social and human rights programmes and activities of the United Nations and the specialized agencies, taking note of them with appreciation.²

3. The Council continued its past practice of requesting one or more of the specialized agencies³ to include in their annual reports information on additional subjects. Most of these requests, particularly those addressed by the Council to all the

specialized agencies and IAEA, reflected the emphasis laid by the Council, in the years under review, upon concentration of activities and programmes on priority areas and upon systematic evaluation of programmes and projects, within the framework of the Development Decade.

4. At its thirtieth session, the Council, following its review of the consolidated report submitted by its Committee on Programme Appraisals⁴ and of the individual appraisals submitted by the participating organizations,⁵ invited⁶ the agencies which

⁴ *Five-year Perspective, 1960-1964. Consolidated report on the appraisals of the scope, trend and costs of the programmes of the United Nations, ILO, FAO, UNESCO, WHO, WMO and IAEA in the economic, social and human rights fields* (United Nations publication, Sales No.: 60.IV.14); see also *Repertory Supplement No. 2*, vol. 3, under Article 58, paras. 22-27, dealing with the Council's resolutions relating to the preparation and content of the consolidated report and the establishment of the Committee on Programme Appraisals.

⁵ *ILO (International Labour Office Official Bulletin, vol. XLIII, 1960, No. 1)*; *FAO (Forward Appraisal of FAO Programmes 1959-1964 (c. 59/21), Rome, 1959)*; *UNESCO (Appraisal of UNESCO's Programmes for the Economic and Social Council (11 C/12)*; *WHO (WHO/AD/87. 59)*; *WMO (E/3345, mimeographed)*; and *IAEA (GOV/INF/41)*. See also *E S C (XXX), Annexes, a. i. 3, E/3260/Rev. 1*.

⁶ *E S C resolution 791 (XXX)*.

² For example, *E S C resolution 844 (XXXII)*.

³ For example, *E S C resolutions 980 C, I (XXXVI)* and *980 C, II (XXXVI)*, under which the Council requested the International Telecommunication Union and the World Meteorological Organization (WMO), respectively, to include in their annual reports information on the development of their activities in the field of the peaceful uses of outer space.

participated in the appraisals to include in their annual reports a section indicating the extent to which the trends and emphases of their programmes, as outlined in their individual appraisals, were developing as anticipated. The Council also invited those specialized agencies which had not been invited to prepare individual appraisals to include in their annual reports a section containing, in the light of the consolidated report, comments on major trends in their activities and their relationship to the work of the United Nations and the other agencies.

5. At its thirty-sixth session, the Council requested⁷ the agencies to include in their annual reports information on the extent to which their activities corresponded to the priorities in various fields, as suggested by the Special Committee on Co-ordination.

6. In this same context, but presenting a particular character, since it actually referred to a new permanent feature of the annual reports of the agencies, was the request⁸ addressed by the Council, at its thirty-ninth session, to the specialized agencies and IAEA to submit, beginning with the forty-first session of the Council, in addition to their annual reports, an "introductory report" drawn up in an analytical and concise form and containing a short analysis of the major substantive and administrative developments and activities within each organization. Such a report was also to include, whenever deemed necessary, appropriate recommendations for action by the Council.

7. At its forty-first session, the Council further requested⁹ the specialized agencies and IAEA to follow, in preparing the analytical summaries, a substantially uniform pattern to be drawn up by the Administrative Committee on Co-ordination (ACC) in the light of the suggestions made by the Council, and to include in those summaries appropriate information on the cost of their programmes and main projects. The specialized agencies and IAEA were also requested to submit their annual reports and analytical summaries in time for consideration by the Committee for Programme and Co-ordination.

8. The nature of the arrangements for obtaining reports by the agencies on their implementation of recommendations of the General Assembly and the Council remained unchanged.¹⁰ With reference to the reports requested by the Council "on activities having as their purpose the aims of the United Nations Development Decade", the Council, at its thirty-ninth session, invited¹¹ the specialized agencies and IAEA to use, in the presentation and preparation of such reports, the framework of functional classification

submitted by the ACC,¹² at the request of the Council,¹³ and endorsed¹⁴ in principle at the thirty-seventh session by the Council's Co-ordination Committee.

9. In the field of human rights and freedom of information, the Council, in resolution 1074 C (XXXIX), invited the specialized agencies to continue their contributions to the periodic reports on human rights, in accordance with a schedule outlined in the resolution and with the provisions of Council resolution 624 B (XXII), by submitting reports as they deemed appropriate and by assisting the bodies examining the reports.

10. As for the International Development Association (IDA), brought into relationship with the United Nations on 27 March 1961,¹⁵ the arrangements for obtaining reports from the International Bank for Reconstruction and Development were applied, *mutatis mutandis*, to IDA.¹⁶

B. Reports from Members of the United Nations on steps taken to give effect to recommendations of the Economic and Social Council and of the General Assembly on economic and social matters

11. There were new developments in the arrangements for obtaining such reports. In the field of human rights, the Economic and Social Council, at its thirty-ninth session, expressed concern¹⁷ that, despite the terms of its resolution 888 B (XXXIV), which called upon Member States to submit reports on developments in the field of human rights relating, *inter alia*, to the right to self-determination and the right to independence, no information regarding implementation of these rights had yet been received from States administering dependent territories. The Council invited States Members of the United Nations or members of the specialized agencies to supply information regularly on human rights and fundamental freedoms in the territories under their jurisdiction within a continuing three-year cycle and according to a schedule outlined in the resolution. In various resolutions relating to human rights, the General Assembly invited Member States to inform the Secretary-General of action taken by them in compliance with the relevant resolutions.¹⁸

12. At its thirty-second session, the Council transmitted¹⁹ to the General Assembly the text of

¹² E S C (XXXVII), Annexes, a. i. 6, E/3886 and Add. 1, para. 14 and annex I.

¹³ E S C resolution 984 (XXXVI), section II.

¹⁴ E S C (XXXVII), Annexes, a. i. 7, E/3976, para. 7.

⁷ E S C resolution 984 II (XXXVI).

⁸ E S C resolution 1090 F (XXXIX); see also E S C resolution 1090 E, I (XXXIX).

⁹ E S C resolution 1172 (XLI).

¹⁰ For example, the Council in its resolution 1155 (XLI) entitled "Science and technology" invited the organizations of the United Nations system concerned to prepare, for 1 January 1968, detailed statements indicating the extent to which their current and planned programmes and activities were designed to intensify and accelerate the accomplishment of the objectives set forth in that resolution, together with pertinent financial data and proposals.

¹¹ E S C resolution 1090 D, II (XXXIX).

¹⁵ E S C resolution 807 (XXX), and G A resolution 1594 (XV); United Nations. *Treaty Series*, vol. 394, II, No. 582, pp. 221-225.

¹⁶ See this *Supplement* under Article 63.

¹⁷ E S C resolution 1074 C (XXXIX).

¹⁸ See, for instance, G A resolutions 1779 (XVII) and 2019 (XX) relating to manifestations of racial prejudice and national and religious intolerance; and G A resolutions 1905 (XVIII) and 2017 (XX) relating to the implementation of the United Nations Declaration on the Elimination of All Forms of Racial Discrimination.

¹⁹ E S C resolution 821 III, B (XXXII).

a draft recommendation on consent to marriage, minimum age of marriage and registration of marriages adopted by the Commission on the Status of Women. The draft recommendation, subsequently adopted²⁰ by the General Assembly at its twentieth session, recalling, *inter alia*, the functions of the Council under Article 64 of the Charter, recom-

²⁰ G A resolution 2018 (XX).

mended that Member States report, at the end of three years, and thereafter at intervals of five years, on their law and practice with regard to the matters dealt with in the recommendation, showing the extent to which effect had been given or was proposed to be given to the provisions of the recommendation and such modifications of those provisions as had been found or might be found necessary in adapting or applying it.

II. ANALYTICAL SUMMARY OF PRACTICE

A. Reports from the specialized agencies

1. REGULAR REPORTS FROM THE SPECIALIZED AGENCIES

13. In its resolution 1090 F (XXXIX), the Economic and Social Council cited the need to ensure that the large volume of documentation submitted to the Council, including the annual reports of the specialized agencies and IAEA, could be carefully studied with a view to identifying the problems raised and assessing the progress achieved. The Council further pointed to the need to strengthen its relations with the specialized agencies and IAEA as the considerations underlying its request to the specialized agencies and IAEA to submit to the Council analytical reports in addition to their annual reports.

14. During its forty-first session, the Council considered,²¹ together with their annual reports, the analytical summaries submitted by the specialized agencies and IAEA. The members of the Council expressed in their statements²² their general satisfaction with these reports and the conviction that the summaries had helped the Council to understand better the work of the agencies. In the opinion of many delegations, however, their format could be improved and standardized and suggestions were made on a possible framework to be followed in their presentation.²³ The Council adopted²⁴ a resolution

²¹ See E S C resolution 1172 (XLI).

²² E S C (XLI), Co-ord. Com., E/AC. 24/SR. 292 and 293.

²³ The topics suggested included constitutional developments, activities of the major organs of the reporting agencies during the year under review, major new programme developments, a statement on the budget for the year under review and an estimate of future budgetary developments, co-ordination with the United Nations and other specialized agencies and other United Nations bodies, technical assistance activities, and a statement of developments in each of the major fields of activity of the reporting agency. A section on administrative questions was also suggested E S C (XLI), Co-ord. Com., E/AC. 24/SR. 292, pp. 8 and 9.

²⁴ E S C resolution 1172 (XLI).

in which it requested the specialized agencies and IAEA to use, in preparing their analytical summaries, a substantially uniform pattern to be drawn up by the ACC in the light of the above mentioned suggestions.

15. As regards a request to the specialized agencies and IAEA, in the same resolution, that they include in their analytical summaries appropriate information on the cost of their programmes and main projects, the sponsors of the draft noted²⁵ during the discussion that by requesting information on costs of projects the Council intended simply to be informed on the order of magnitude of such projects and not on the detailed costs which the projects involved.

16. As a result of its review of the functions of the Special Committee on Co-ordination, the Council found it necessary to emphasize that the agencies should submit their reports in time for consideration by the Committee for Programme and Co-ordination.²⁶

****2. REPORTS BY THE SPECIALIZED AGENCIES ON STEPS TAKEN TO GIVE EFFECT TO RECOMMENDATIONS OF THE ECONOMIC AND SOCIAL COUNCIL AND OF THE GENERAL ASSEMBLY**

****3. OBSERVATIONS OF THE ECONOMIC AND SOCIAL COUNCIL UNDER ARTICLE 64 (2)**

****B. Reports from Members of the United Nations on steps taken to give effect to recommendations of the Economic and Social Council and of the General Assembly on economic and social matters**

²⁵ E S C (XLI), Co-ord. Com., E/AC. 24/SR. 300, p. 9.

²⁶ The Council in its resolution 1172 (XLI) had revised the terms of reference of the Committee and changed its name to "Committee for Programme and Co-ordination". See also this *Supplement* under Article 58, paras. 11 and 12.