

**ECONOMIC COMMUNITY OF WEST AFRICAN STATES
ECOWAS**

**REGULATION
ON THE ESTABLISHMENT OF SPECIAL FUNDS/SPECIAL ACCOUNTS
IN ECOWAS**

DECISION C/DEC.1/11/87 ON THE ADOPTION OF THE BUDGET OF THE EXECUTIVE SECRETARIAT FOR THE 1988 FINANCIAL YEAR.

THE COUNCIL OF MINISTERS

MINDFUL of Article 6 of the ECOWAS Treaty establishing the Council of Ministers and defining its composition and functions;

MINDFUL of the provisions of Article 53 of the Treaty on the budget of the Community;

HAVING CONSIDERED the draft budget proposed by the Committee of Finance Experts for the 1988 Financial Year;

DECIDES

Article 1

The budget of the Executive Secretariat for 1988 is balanced out at the sum of five million, nine hundred and eighty-nine thousand, one hundred and seventy-four Units of Account (5 989 174 U.A.)

Article 2

This Decision shall enter into force upon signature and shall be published in the Official Journal of the Community and in the National Gazette of each Member State.

DONE AT LAGOS, THIS 28TH DAY OF NOVEMBER 1987



DR. KALU I. KALU
Chairman

FOR THE COUNCIL

DECISION C/DEC.2/11/87 APPROVING THE ACCOUNTS OF THE COMMUNITY INSTITUTIONS FOR THE 1986 BUDGET YEAR.

THE COUNCIL OF MINISTERS

MINDFUL of Article 6 of the ECOWAS Treaty establishing the Council of Ministers and defining its composition and functions;

MINDFUL of the Recommendations of the Committee of Finance Experts on approval of the accounts and financial statements of the Community Institutions for the 1986 budget year;

DECIDES

Article 1

The accounts of the Community Institutions (the Executive Secretariat and the Fund) and their consolidated accounts for the 1986 budget year, are hereby approved.

Article 2

This Decision shall enter into force upon signature and shall be published in the Official Journal of the Community and the National Gazette of each Member State.

DONE AT LAGOS, THIS 28TH DAY OF NOVEMBER 1987



DR. KALU I. KALU
Chairman

FOR THE COUNCIL

DECISION C/DEC.3/11/87 ON THE ADOPTION OF PER DIEM RATES APPLICABLE WITHIN INSTITUTIONS OF THE COMMUNITY

THE COUNCIL OF MINISTERS

MINDFUL of Article 6 of the ECOWAS Treaty establishing the Council of Ministers and defining its composition and functions;

CONSIDERING the need to classify per diem rates applicable within Institutions of the Community into geographical zones;

DECIDES

Article 1

With effect from 1 January 1988, per diem rates applicable within Institutions of the Community shall be classified into geographical zones as follows:

	AFRICA/ ASIA LATIN AMERICA	EUROPE	USA, CANADA, JAPAN
Ministers	\$180	\$230	\$250
Executive Secretary & Director - General	\$180	\$210	\$220
Other Statutory Appointees	\$134.40	\$200	\$210
Professional Staff			
i) Directors	\$134.40	\$190	\$200
ii) Others	\$112.50	\$170	\$190
Consultants & Experts	\$112.50	\$170	\$190
General Services Staff	\$ 97.50	\$130	\$150
Auxiliary Service Staff	\$ 75	\$100	\$120

ARTICLE I

Establishment and Purpose of Special Funds/Special Accounts

- Section 1.1** The Council hereby authorize the President of ECOWAS Commission to set up through an Enabling Rule any Special Fund/Special Account that may be necessary. A Report on the reason of establishing the Fund/Account, its purpose, threshold, contributors, form of contribution, schedule of recovery, timeframe (Special Account) and administration and reporting framework is tabled to the next AFC meeting for consideration and endorsement. The report must be approved by the Council for the Special Fund/ Special Account to remain in ECOWAS books.
- Section 1.2** A Special Account is set for one-off project/activity while a Special Fund is aimed at covering multi-year activities and programmes.
- Section 1.3** The purpose a Special Fund/Special Account shall be to enable ECOWAS to make more effective contribution to the economic integration and social progress of West Africa, especially through regional integration programmes which fall within the mandate of ECOWAS but deriving from unforeseen, unplanned, unavoidable and urgent circumstances such as disaster, emergency situation, peace
- Section 1.4** The resources of the Fund/Account shall be devoted exclusively to the purpose for which the Fund/Account was set up.
- Section 1.5** In administering the Fund, the Community shall pay particular attention to **each** Community K p u v k v w v k q provided in the Revised " c u " Treaty as well as the sharing of responsibilities between the African Union, ECOWAS and its Member States.

ARTICLE II

Utilization of Resources

- Section 2.1** The Community shall make a reasonable distribution of the resources of the Fund, taking into account, for this purpose, the economic and social circumstances of the countries in which the programmes are implemented, the financing received from donors and other resources.
- Section 2.2** The Community shall invest such resources of the Fund that are not immediately required for operations in term of deposits and other marketable investment instruments as the Community may deem appropriate. In so doing, the Community, using applicable guidelines, shall be guided by the same principles of security and profitability as applied to the investment of its ordinary resources.

ARTICLE III Administration of the Fund

Section 3.1 The Community shall manage the Fund through its own structures, services, facilities, staff and such other experts and consultants as may be necessary, in accordance with existing texts of the Community. Each Special Fund/Special Account shall be endowed with a Steering Committee comprised of relevant departments/institutions/agencies/field offices and a Fund Manager and a Fund Accountant appointed among ECOWAS staff.

Section 3.2 Each grant shall be approved by the President of the Commission upon recommendation of the Steering Committee.

Section 3.3 The annual allocation to the Special Fund/Special Account from the Community Levy proceeds shall be approved by the Council of Ministers.

ARTICLE IV Operating Principles

Section 4.1 In the administration of the Special Fund/Special Account, the Community shall apply the same principles and criteria that are applicable to funding of its own ordinary resources, particularly those related to multi-year programmes.

Section 4.2 In the operations of the Special Fund/Special Account, the Community shall apply Result-Based-Management principles as are applicable to its ordinary resources.

Section 4.3 Procurement shall be conducted according to the ECOWAS Procurement Code and Grant Code

Section 4.4 Supervision of the operations carried out with the resources of the Special Fund/Special Account shall be the exclusive responsibility of the Community Institutions unless stated otherwise in specific contract with a contributing donor.

Section 4.5 Any grant provided from the resources of a Special Fund/Special Account shall be denominated in Unit of Account and disbursed in the Member States currencies or other convertible currencies.

ARTICLE V Resources of the Fund/Account

Section 5.1 The resources of Special Fund/Special Account are made of:

- Contribution from the Community Levy proceeds
- Contributions from Member States
- Contributions from Donors
- others

Section 5.2 All sums received, including interest, fees, sales of assets or from other sources, shall be added to the Fund.

Section 5.3 Whenever it shall be necessary under this Regulation to determine the value of any currency in terms of another currency or currencies or of the Unit of Account, such valuation shall be made according to the table of monthly rate of exchange issued by EBID for ECOWAS Institutions.

Section 5.4 The annual threshold of the Special Fund/Special Account shall be set by the Council of Ministers

ARTICLE VI Terms of Financing

Section 6.1 The grants made from the resources of the Fund shall be subject to the following terms:

Project duration: Maximum 5 years.

Scope: National/Regional

ARTICLE VII Separation of Resources

Section 7.1 The resources of Special Fund/Special Account shall at all times be held, utilized, committed, invested or in any other way disposed of, completely independently of the resources of the Community itself, or of any other resources entrusted to the Community for management.

Section 7.2 The Community shall keep separate accounts and records of the resources and operations of Special Fund/Special Account in such a way as to permit the identification of the assets, liabilities, income, costs and expenses pertaining to the Fund/Account.

Section 7.3 The accounts of Special Fund/Special Account shall be kept in Units of Account.

ARTICLE VIII Consultation and Information

Section 8.1 The Commission shall provide the relevant Community Authorities with all required information for decision making and overall control over the use of resources of the Fund/Account.

ARTICLE IX Financial Year

Section 9.1 The financial year of the Fund/Account shall be in compliance with the financial year set for the Community Institutions.

ARTICLE X Management and Governance of Special Fund/Special Account

Section 10.1 The management of operations of Special Fund/Special Account is the responsibility of a designated staff of the relevant Community Institution/Department/Agency/Field Office as delegated by the President of ECOWAS Commission. The Accountant of the Fund shall be a designated accountant of the relevant Community Institution/Department/Agency/Field Office as delegated by the Commissioner Finance.

Section 10.2 The Steering Committee of Special Fund/Special Account is appointed by the President of ECOWAS Commission.

Section 10.3 A Technical Committee composed of experts sourced from the relevant institutions/department/agencies/field offices is responsible for the technical and financial assessment of the activities/projects/programmes tabled for consideration. Its membership is proposed by the Steering Committee and appointed by the President of ECOWAS Commission.

Section 10.4 The oversight of the Special Fund/Special Account is performed as provided in the Financial Regulations by the Auditor General and the External Auditors.

ARTICLE XI Diplomatic Immunities, Exemptions and Privileges

Section 11.1 Prior to any financing out of the Fund/Account's resources is made available to or for the benefit of a Member State or for a project in the territory of a Member State, the Community shall be satisfied that such Member State has taken all such administrative and legislative measures as is necessary to give effect to the provisions of the General Convention on Diplomatic Immunities, Exemptions and Privileges.