



THIRTEENTH ITEM ON THE AGENDA

Matters relating to the Administrative Tribunal of the ILO

Composition of the Tribunal

1. Article III, paragraph 2, of the Statute of the ILO Administrative Tribunal provides: “the judges shall be appointed for a period of three years by the Conference”. The Tribunal currently has the following composition:

Judges:

M. Michel Gentot (France), President: term of office expires in July 2001;

Ms. Mella Carroll (Ireland), Vice-President: term of office expires in July 2002;

Mr. Julio Barberis (Argentina): term of office expires in July 2001;

Mr. Seydou Ba (Senegal): term of office expires in July 2000;

Mr. Jean-François Egli (Switzerland): term of office expires in July 2001;

Mr. James K. Hugessen (Canada): term of office expires in July 2000;

Ms. Ruma Pal (India): term of office expires in July 2002.

2. Since the terms of office of Mr. Seydou Ba and Mr. James K. Hugessen will expire in July 2000, it is proposed to extend them by another three years.
3. Due to professional constraints that have emerged since her nomination, Ms. Ruma Pal, who was nominated in June 1999 by the 87th Session of the Conference following a recommendation by the Governing Body,¹ was unable to take up her duties. In addition, the Director-General has just been informed that another judge, Mr. Julio Barberis, will be unable to complete his mandate due to lack of availability resulting from his new functions in Argentina. There are therefore two vacancies within the Tribunal.

¹ Doc. GB.274/PFA/14/2.

4. In keeping with long-standing practice, the Director-General, after consultation with the Officers of the Governing Body, examines potential candidatures for the position of Judge of the Administrative Tribunal on the basis of several criteria: candidates must have experience as judges of a high national jurisdiction or equivalent status at the international level and must be representative of different systems of law. An overall balance at the linguistic and geographical level must also be ensured. The Director-General then recommends to the Governing Body, through its Programme, Financial and Administrative Committee, the names of persons that the Conference will be invited to nominate as judges in order to fill the vacant posts in the Tribunal.
5. As regards the first vacant post, the Director-General, after consultation with the Officers of the Governing Body, proposes the following appointment for a period of three years:
 - **Ms. Florida Ruth P. Romero** (Philippines, born in 1930). Recently retired as Senior Associate Justice of the Supreme Court of the Philippines, on which she had served for eight years since 1991. From 1986 to 1991 she was Special Assistant to the President of the Republic of the Philippines, Ms. Corazon Aquino. From 1964 to 1985 she was a Law Professor in the University of the Philippines. Having obtained her degree from that University, she also holds a Master's Degree in Law (labour and industrial relations) from Indiana University School of Law (United States). Author of works on labour relations law and other subjects, she has participated in many human rights activities, including at the international level, as well as in the context of the Office.
6. As regards the second vacant post, due to the date at which he was informed of Mr. Barberis' resignation, the Director-General was unable to carry out a search that would allow the Governing Body, in accordance with the usual practice, to propose a candidate to the Conference to fill the vacant post. *The Committee will no doubt wish to recommend to the Governing Body and, through it, to the Conference, that they convey to Mr. Barberis their appreciation for the services that he has rendered to the work of the Administrative Tribunal over the last five years.*
7. *The Committee may also wish to recommend to the Governing Body that it authorize its Officers to submit a proposal on its behalf direct to the Conference in order to fill the vacancy left by Mr. Barberis.*
8. *The Committee is accordingly invited to recommend to the Governing Body that it submit to the International Labour Conference, for adoption at its forthcoming session, the following resolution:*

The General Conference of the International Labour Organization,

Decides, in accordance with Article III of the Statute of the Administrative Tribunal of the International Labour Organization, to renew the appointment of Mr. Seydou Ba (Senegal) and that of Mr. James K. Hugessen (Canada) for a term of three years;

Expresses its appreciation to Mr. Juan Barberis for the services which he has rendered to the work of the Administrative Tribunal of the International Labour Organization over the last five years;

Decides, in accordance with Article III of the Statute of the Administrative Tribunal of the International Labour Organization, to appoint as Judges of the ILO Administrative Tribunal for a term of three

years with effect from July 2000, Ms. Florida Ruth P. Romero and [name of candidate to be directly submitted by the Officers of the Governing Body].

Geneva, 24 March 2000.

Points for decision: Paragraph 6;
Paragraph 7;
Paragraph 8.