

**DECISION ON THE REPORT OF THE JOINT-SITTING OF THE MINISTERIAL
COMMITTEE ON SCALE OF ASSESSMENT AND CONTRIBUTIONS
AND THE COMMITTEE OF F15**

The Executive Council,

1. **TAKES NOTE** of the Report of the Joint Sitting of the Ministerial Committee on Scale of Assessment and Contributions and the Committee of Fifteen Ministers of Finance (F15).
2. **COMMENDS** Member States for contributing **US\$180,762,083.94** that is equivalent to **88%** of the **US\$204,784,571** and **URGES** Member States that are yet to pay, to do so in fulfillment of their financial obligations to the Union.
3. **ALSO COMMENDS** Member States for contributing since 2017, **US\$285,753,833.75** towards the AU Peace Fund, demonstrating a high level of commitment by the Union to fully operationalize the Fund.
4. **FURTHER COMMENDS** Member States that have made full contributions on their 2023 assessments.
5. **RECALLS** Decision **EX.CL/Dec.1071(XXXV)** of July 2019 which considered the security and political situation of Somalia and Libya and withheld the imposition of sanctions for non-payment of contributions, and which requested the Commission to consult with the two countries to agree on a payment plan to clear the arrears within four (4) years from the adoption of the Decision.
6. **ALSO RECALLS** Decision **Assembly/AU/Dec.752(XXXIII)** of February 2020 which took note of the requests from the Republic of Burundi and the challenges the country faced in meeting its annual contributions to the Union, and the request to the Commission to engage with Member States facing difficulties paying their contributions to the Union and those in arrears for two (2) or more years in order to agree on the payment plan for clearing their arrears.
7. **FURTHER RECALLS** Decision **EX.CL/Dec.1119(XXXVIII)** of February 2021 which took note of the request from the Republic of the Sudan on the need to review its assessed contribution and requested the Commission to consult with the Republic of Sudan based on the current Scale of Assessment to agree on a Payment plan to clear the arrears as soon as possible, within four (4) years from the adoption of the Decision.
8. **RECALLS** Decision **Assembly/AU/Dec.802(XXXIV)** of February 2021 which endorsed the payment plans for the Republic of Somalia and Republic of Burundi to clear their arrears.

9. **NOTES WITH APPRECIATION** the efforts made by the Republic of Burundi and the Republic of Somalia to clear their arrears and **ENCOURAGES** them to abide by the remittance schedules in accordance with the agreed payment plans.
10. **ALSO RECALLS** Decision **EX.CL/Dec.1138(XXXIX)** of October 2021 which urged the State of Libya and the Republic of the Sudan to conclude the engagements with the Commission to agree on their respective payment plans for settling their arrears and report back to the Executive Council in February 2022.
11. **RECALLS** Decision **Assembly/AU/Dec.838(XXXV)** of February 2022 which decided exceptionally and given the well-known long-standing complex situation in Libya that upon full payment by the State of Libya of 50% of their arrears, the Commission shall write-off the 50% of the contributions to the regular budget due to the organization.
12. **FURTHER RECALLS** Decision **EX.CL/Dec.1185(XLI)** of July 2022 which **COGNIZANT** of the lack of progress made in agreeing on a payment plan between the Commission and the Republic of the Sudan on the payment of the latter's arrears, urged both parties to urgently conclude on the matter and report back to the Executive Council in February 2023.
13. **NOTES WITH APPRECIATION** the effort made by the State of Libya to pay its arrears and **ENCOURAGES** the country to settle the 50% of its arrears as per Decision **Assembly/AU/Dec.838(XXXV)**, for the Commission to effect the necessary write-off of the remaining 50% of its arrears.
14. **NOTES WITH CONCERN** the accumulation of arrears of the Republic of the Sudan to the Union's budgets and **STRONGLY URGES** the Commission and the Republic of the Sudan to urgently agree on a payment plan and report back to the Executive Council in July 2023.
15. **DECIDES** to impose sanctions on the following Member States that have fallen back on the payment of their assessed contributions:
 - a. **Intermediate sanctions:** *Mali, Guinea, Sao Tome and Principe*
16. **RECALLS** Decision **EX.CL/Dec.1138(XXXIX)** of October 2021 which directed the Commission, supported by the Experts of the Committee of Fifteen Ministers of Finance (F15), to expedite the process of developing the new scale of assessment to be applied for the period 2023-2025 and present proposals for consideration and adoption by the Policy Organs in February 2022.
17. **FURTHER RECALLS** Decision **EX.CL/Dec.1162(XL)** of February 2022 which took note of the report of the Joint Sitting of the Ministerial Committee on Scale of Assessment and Contributions and Committee of Fifteen Ministers of Finance (F15) on the development of the new scale of assessments and the recommendation to give more time to the Commission and F15 Experts to gather

additional data that will, in the context of COVID-19 pandemic, better reflect Member States' capacity to pay and for the necessary regional consultations to be undertaken, and the recommendation to the Assembly to extend the 2020-2022 Scale by one year up to 2023.

18. **ALSO RECALLS** Decision Assembly/AU/Dec.838(XXXV) of February 2022 in which the Assembly decided to extend the application of the current scale of assessment 2020- 2022 by one year up to 2023.
19. **RECALLS** Decision **EX.CL/Dec.1185(XLI)** of July 2022 which took note of the roadmap agreed on by the Commission and F15 on the development of the new scale of assessment and in line with Decision Assembly/AU/Dec.838(XXXV), and requested the Commission with the support of the F15 to develop the new scale of assessment to be applied for the period 2024-2026 and, following the due process, present it to the Assembly for adoption in February 2023 including the relevant consultations.
20. **TAKES NOTE** of the three Options proposed for the AU successor Scale of Assessment for the period 2024-2026 and **APPROVES** the request by Member States for additional time to undertake further consultations with the relevant Experts at their respective Capitals, mindful of enduring social and economic challenges in the context of the COVID-19 pandemic, effects of the Russia-Ukraine conflict, inflationary pressures, debt surge, and the increasing negative effects of climate change among other factors, that impact on Member States' capacity to pay, and subsequently **REQUESTS** the Commission and F15 Experts to agree on a roadmap for undertaking the necessary regional consultations, and following due process, present a single option for consideration and adoption by the Executive Council in July 2023.
21. **RECOMMENDS** to the Assembly to delegate to the Executive Council its powers to adopt the new scale of assessment in July 2023.
22. **RECALLS** Decision EX.CL/Dec.1162(XL) of February 2022 which took note of the proposal made by the six Member States of the Northern Region that expressed reservations on Decision EX.CL/Dec.1100(XXXVII) on the use of scale of assessment for the regular budget to assess Member States to the AU Peace Fund and its implications on the total endowment of the Peace Fund, **DIRECTS** the Commission to work closely with the F15 and the Office of the Legal Counsel to analyze the proposals made and the implications thereof, and recommend solutions in accordance with legal frameworks of the African Union and **FURTHER DIRECTS** the Commission, guided by the solutions recommended thereof, to continue consultations with the concerned countries from the North and other regions to agree on a mechanism for contributions to the Peace Fund and report back to the Executive Council in July 2022.
23. **RECALLS** Decision **EX.CL/Dec.1185(XLI)** of July 2022 which took note of the progress made in analyzing the proposal of the six countries of the Northern

Region and urged the Commission and the F15 to finalize the analysis including the consultations as prescribed in Decision EX.CL/Dec.1162(XL) and report back to the Executive Council in February 2023.

24. **TAKES NOTE** of the outcome of the regional consultations undertaken by the Commission on the matter of assessing Member States to the Peace Fund and **EXPRESSES ITS APPRECIATION** to the F15 for the excellent work done to analyze the proposal of the six Countries of the Northern Region and the solutions recommended thereof in accordance with the legal frameworks of the African Union.
25. **ENDORSES** the recommendation to assess contributions to the Peace Fund, for Member States with reservations, in accordance with their proposal as noted by the Executive Council through its Decision EX.CL/Dec.1162(XL) of February 2022.
26. **REQUESTS** the Commission and the six (6) countries of the Northern Region to expeditiously agree on the payment plans for the outstanding contributions to the Peace Fund and submit the outcome report to the Executive Council in July 2023, following due process.
27. **NOTES** the proposal to seek voluntary contributions from Member States and contributions from the African private sector as a recommendation to fill the shortfall of \$28,136,379.12 on the \$400 million endowment.
28. **COMMENDS** the Commission for the progress made in the preparation of the AU investment and treasury policy and **RECALLS** Decisions EX.CL/Dec.1162(XL) of February 2022 and EX.CL/Dec.1185(XLI) of July 2022 on the need to finalize the African Union Treasury Policy and **REQUESTS** the Commission to present it for consideration by the PRC through its relevant Sub-Committees and F15 technical experts, before its adoption by the Chairperson of the Commission.