

**Security Council**Distr.: General  
6 September 2016

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**Resolution 2306 (2016)****Adopted by the Security Council at its 7767th meeting, on  
6 September 2016**

*The Security Council,*

*Recalling* its resolutions 827 (1993) of 25 May 1993, 955 (1994) of 8 November 1994, 1503 (2003) of 28 August 2003 and 1534 (2004) of 26 March 2004, 1966 (2010) of 22 December 2010, and 2256 (2015) of 22 December 2015,

*Taking note* of the letter to the President of the Security Council from the Secretary-General dated 5 August 2016 (S/2016/693), transmitting a letter from the President of the International Tribunal for the former Yugoslavia (ICTY) dated 29 July 2016,

*Recalling* article 7 of the Transitional Arrangements set out in Annex 2 to Security Council resolution 1966 (2010), pursuant to which a judge of the International Residual Mechanism for Criminal Tribunals (Mechanism) may also hold the office of judge of the ICTY,

*Acting* under Chapter VII of the Charter of the United Nations,

1. *Decides* to amend the Statute of the ICTY by adding Article 13 *quinquies* as set out in the annex to this resolution;
2. *Decides* to remain seized of the matter.



## **Annex**

### **Article 13 *quinquies* Appointment of ad hoc judge**

If there is no permanent judge currently serving at the International Tribunal available for assignment to the Appeals Chamber, and all practical alternatives having been explored, the Secretary-General may, at the request of the President of the International Tribunal and after consultation with the President of the Security Council, appoint a former judge of the International Tribunal or of the International Criminal Tribunal for Rwanda who is also a judge of the International Residual Mechanism for Criminal Tribunals, as a judge of the International Tribunal, to be assigned on an ad hoc and temporary basis to the Appeals Chamber, notwithstanding article 12, paragraph 3 and article 14 paragraph 3 of the Statute. The terms and conditions of service of a judge appointed pursuant to this paragraph for each day on which he or she exercises functions for the Appeals Chamber shall be those of a judge ad hoc of the International Court of Justice.

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