Terms of Reference

Terms of Reference of the Arctic Council Secretariat  DMM02-15 May 2012-Stockholm, Sweden
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TERMS OF REFERENCE
of the Arctic Council Secretariat

1. Introduction

The Arctic Council was established in 1996 as a high level intergovernmental forum to promote cooperation, coordination and interaction among the Arctic states with the involvement of Arctic indigenous peoples and other Arctic inhabitants. The Arctic Council Chairmanship rotates every two years. The work of the Arctic Council is conducted by the Senior Arctic Officials (hereafter referred to as SAOs) in consultation with Permanent Participants between the Ministerial Meetings.

In order to strengthen the capacity of the Arctic Council it was decided at the 2011 Ministerial meeting in Nuuk to establish a standing Arctic Council Secretariat (hereafter referred to as the Secretariat). The Secretariat will enhance the work of the Arctic Council through the establishment of administrative capacity and by providing continuity, institutional memory, operational efficiency, enhanced communication and outreach, exchange of information with other relevant international organizations and to support activities of the Arctic Council.

The scope of the Secretariat’s work, in addition to the organizational setup and the financial arrangements, are described in these Terms of Reference.

The location of the Secretariat will be Tromsø, Norway.

In order to further strengthen the work of the Arctic Council and the participation of the Permanent Participants the Indigenous Peoples Secretariat (IPS), as recognized in the Ottawa declaration, will become an entity within the Secretariat as decided by the Permanent Participants and reaffirmed at the 2015 Ministerial meeting in Iqaluit.

2. Scope

2.1 The Secretariat shall perform secretarial and administrative service within the framework set forward in these Terms of Reference, and such other functions in support of the Arctic Council that are entrusted to it by the Arctic Council.

2.2 The Secretariat is to perform the following functions:

- Administrative and organizational support, including: arranging and servicing meetings as required; transmitting reports to and from Arctic states, Permanent Participants, Working Groups and Task Forces, other subsidiary bodies and Observers; assisting the Chair in drafting meeting documents including final reports; providing services to Permanent Participants and Working Groups without a secretariat; administrative services concerning general correspondence; and archiving of records.
- Communication and outreach, including: operating the Arctic Council website, including web pages of those Working Groups without a secretariat; facilitating and improving the quality and availability of information on the Arctic Council; recording, maintaining and posting, as
appropriate, the records of the Arctic Council; facilitating the exchange of information among
the Arctic states, Permanent Participants and Observers; and, at the request of SAOs and
Permanent Participants, developing strategic communication and outreach plans and other
documents under the direct supervision of the Chair, in support of the Arctic Council.

- Finance and Human Resources, including: managing budgets; recruiting staff; contracting for
  services and related activities; and liaising with the Host Country.

- Other services and functions as may be required and directed by the Arctic Council and its
  Chair.

- Recognizing that English is the working language of the Arctic Council, the Secretariat may
  possess the capability to translate important Arctic Council documents and communications
  and outreach material to and from the Russian language, but the resources necessary to fund
  such a capability must be provided outside the administrative budget as established by the
  Arctic Council.\(^1\)

3. The Indigenous Peoples Secretariat

3.1 The Indigenous Peoples Secretariat (IPS), as recognized in the Ottawa declaration, is an entity
within the Secretariat with its own board, and a designated budget and work plan and is to
perform the following functions, which shall be carried out within the framework of these
Terms of Reference and in accordance with Procedural Guidelines of the Indigenous Peoples
Secretariat:

- facilitate the participation of Indigenous Peoples’ organisations in the work of the Arctic
  Council, assist and provide Secretariat support functions to the Permanent Participants
  primarily in Arctic Council activities, facilitate and assist the Permanent Participants to
  prepare and submit proposals relevant to the work of the Arctic Council, facilitate the
  presentation of the perspectives of Indigenous Peoples in the Council’s Working Groups and
  in meeting of Senior Arctic Officials and Ministers;

- enhance the capacity of the Permanent Participants to pursue the objectives of the Arctic
  Council, assist the Permanent Participants develop their internal capacity to participate and
  intervene in the Arctic Council, and assist the Permanent Participants in the furtherance of
  their activities in relation to participation and full consultation within the Arctic Council, and
  assist them in how to best make contributions to the Council’s work;

- facilitate dialogue and communications among the Permanent Participants and among
  Permanent Participants and other Arctic Council and related bodies, provide opportunities for
  co-operative and co-ordinated activities among the Permanent Participants and IPS, facilitate
  meetings and communication between the Permanent Participants, and facilitate the translation
  of the communications between the Permanent Participants as far as possible;

- support the Permanent Participants in carrying out actions to maintain and promote the
  sustainable development of Indigenous Peoples cultures in the Arctic;

- gather and disseminate information on and provide and list sources of different forms of
  knowledge,

\(^1\) Norway will provide resources necessary for Russian translation.
• contribute to raising public awareness of Arctic Council issues through a regularly updated web site and regularly produced newsletters and other publications.

3.2 The Secretariat’s work plan shall include a work plan for the IPS as approved by the Board of the IPS. Changes to the work plan for the IPS requires the consent of the Board.

3.3 The terms and conditions for employment of staff to the IPS shall be in accordance these Terms of Reference, the Staff Rules, the Financial Rules and the Procedural Guidelines of the IPS.

3.4 A Professional staff member designated as Executive Secretary shall head the IPS. The Director appoints the Executive Secretary with the approval of the Board. Appointment of other staff designated to IPS shall be done by the Director with the approval of the Chair of the Board of the IPS.

3.5 The costs relating to functions of the IPS shall be provided outside the Administrative Budget of the ACS

4. **Director of the Secretariat**

4.1 The Secretariat shall be headed by a Director who shall be appointed by the SAOs from among candidates who are nationals of Arctic states. The procedure for the selection of the Director shall be determined by SAOs.

4.2 The Director shall have overall responsibility for the management and administration of the Secretariat.

4.4 The Director reports to the SAOs through the SAO Chair. The Director shall receive tasks from and be under the direction of the SAO Chair. The Director shall consult the SAO Chair in all matters of importance.

4.4 The Director shall be responsible for the day-to-day functioning of the Secretariat and will represent the Secretariat externally when directed by the SAO Chair.

4.5 The Director shall be authorized by the SAO Chair to sign a Host Country Agreement with the Government of Norway. The Director shall also be authorized to sign any subsequent amendment to that agreement as approved by the SAOs.

4.6 The Director shall:

   a) prepare and submit to SAOs for their approval a biennial work plan for the activities of the Secretariat;
   b) prepare and submit to SAOs a draft biennial budget for approval by the Arctic Council;
   c) prepare and submit financial and other reports to SAOs as requested;
   d) submit biennial reports to SAOs;
   e) hire and manage the Secretariat staff;
   f) enter into and manage contracts regarding acquisition of goods and services as required to perform the functions of the Secretariat; and
   g) perform such other functions as may be required and directed by the SAOs and its Chair.
4.7 The appointment of the Director shall be offered for a period of up to four years with the possibility of prolongation for up to four years.

5. **Staff members**

5.1 The Secretariat shall be staffed commensurate to its tasks.

5.2 The Director, in consultation with the SAO Chair, shall appoint Staff members essential for the carrying out of the functions of the Secretariat. A geographical balance among the Arctic states should be taken into consideration when hiring the Staff members. The Director and other Staff members shall serve in accordance with the procedures, terms and conditions in the Staff rules.

5.3 Should the Director determine that he/she requires a Deputy Director, the Director shall draft a detailed position description with specific duties included, and shall submit it to the SAOs for their consensus agreement. Once the Director selects a candidate, he/she consults with and seeks the advice of the SAOs through the SAO Chair before the appointment is made.

5.4 Appointments for Professional staff members, as defined in the Staff rules, shall be offered for a period of up to four years, with a six month probation period, and with the possibility of prolongation for up to four years.

5.5 General staff members, as defined in the Staff rules, shall as a main rule not be given or offered fixed term contracts.

5.6 The Secretariat may host secondments from Arctic states. Acceptance of seconded personnel is subject to the condition that the sending government, regional administration or sponsoring institution covers all the expenses except the use of office facilities, which are covered by the Secretariat. Seconded personnel are considered legally employed by the sending entity.

5.7 Internships may be offered to young professionals or other individuals, in particular from Permanent Participants.

6. **Legal personality of the Secretariat**

6.1 The legal personality of the Secretariat in the Kingdom of Norway and the privileges and immunities necessary for the exercise of the functions of the Secretariat and its Staff members and their families shall be defined and provided for in the Host Country Agreement.

7. **Budget**

7.1 An administrative budget to cover the operating costs of the Secretariat, including inter alia, salaries, travel costs, web-site related costs and, if applicable, the costs of the Permanent Participant intern(s) is to be established and be determined every second year by the Ministerial meeting. Other costs are to be borne by the Chair as per current practice and the Rules of Procedure, including rooms rented for meetings and interpretation at meetings of SAOs, Deputy Ministers and Ministers.
7.2 The Host Country contribution shall be 42.5% of the administrative budget of the Secretariat and this contribution shall at no time exceed USD 739,130 unless otherwise agreed to by the Arctic states. The balance of the administrative budget will be shared equally by all Arctic states and shall at no time exceed USD 1 million unless otherwise agreed to by the Arctic states. Costs of secondments by Arctic states will be provided outside the administrative budget. In addition to contributions to the administrative budget, an Arctic state may make additional contributions to support approved functions of the Secretariat.

7.3 Funding for operations of the IPS shall not be covered by the administrative budget of the ACS.

8. Amendments to these Terms of Reference

8.1 The Terms of Reference may be amended by decision of the SAOs.

8.2 The overall operation of the Secretariat will be reviewed, unless otherwise decided by the SAOs, after 6 years from the date it is operational.