



Case No.: UNDT/NY/2009/079/
JAB/2009/041
Judgment No.: UNDT/2009/082
Date: 25 November 2009

respondent has failed to identify the specific facts and

8. Furthermore, the Tribunal is vested with significant independent authority to undertake case management under article 19 of the Rules of Procedure which reads—

The Dispute Tribunal may at any time, either on an application of a party or on its own initiative, issue any order or give any direction which appears to a judge to be appropriate for the fair and expeditious disposal of the case and to do justice to the parties.

9. The Tribunal is disinclined to prevent the applicant from amending his earlier submission so long as the legal rights and interests of the respondent are not impaired. The respondent has not presented any arguments in this regard and nothing in the case suggests any.

10. Accordingly, the respondent's motion to strike out the applicant's submission is dismissed.

11. If the respondent considers that to do so is necessary or desirable in its interests, time for filing its response to the applicant's submission is extended until 18 December 2009, in which event a new date for the directions hearing currently scheduled for 15 December 2009 will be notified to the parties.

(Signed)

Judge Adams

Dated this 25th day of November 2009

Entered in the Register on this 25th day of November 2009

(Signed)

Hafida Lahiouel, Registrar, New York