Introduction

Case No. UNDT/GVA/2018/026

!"g#e\$% No. UNDT/2020/0&8

!arties" su# \$ issions

&@. T*e A55,+)a\$%Es 5(+\$)+5a,)o\$%e\$%+o\$s a(e:

As to the decision not to renew the Applicant's fixed-term appointment

- a. T*e 1B Se5%e#3e(201> \$0\$1(e\$e; a, "e)+s+o\$ +s \$0% s!55o(%e" 3= %*e fa)%s4 +s s!5e(f,!o!s a\$" 5(e#a%!(e4 +s ultra vires a\$")a\$\$0% 3e 0!s%+f+e" 3= a\$= o5e(a%+o\$a, 5!(5ose?

As to the decision not to grant SLWOP

f. T*e A55,+)a\$\%\) '*a,,e\$ges a,so \%*e "e)+s+o\$ \$o\% \%o g(a\$\% *e(SL : OP4 asF+\$g fo("a#ages. T*e A55,+)a\$\% *o; e.e("oes \$o\% g+.e 5a(\%+)!,a((easo\$s a3o!\% \%*e a,,ege" !\$,a; f!,\$ess of \%*e "e)+s+o\$.

&A. T*e Res5o\$"e\$%Es 5(+\$)+5a,)o\$%e\$%+o\$s a(e:

As to the decision not to renew the Applicant's fixed-term appointment

- a. T*e)o\$\text{\text{No\text
- 3. T*e 3!"ge%a(= +ss!es 3e*+\$" %*a% "e)+s+o\$; e(e s*a(e" ; +%* %*e A55,+)a\$% ,o\$g 3efo(e %*e "e)+s+o\$; as %aFe\$ a\$"4 f!(%*e(#o(e4 %*e A" #+\$+s%(a%+o\$ +\$fo(#e" *e(of %*e \$o\$1(e\$e ; a, #o(e %*a\$ &0 "a=s 3efo(e %*e e<5+(a%+o\$ of *e()o\$%(a)%?

).

@8.

AA. T*e T(+3!\$a, +s a; a(e %*a\% +\$ ge\$e(a,4 5!(s!a\% \% o s\% aff (!,e @.1\% 6)74 a\\$ -TA "oes \$o\%)a((= a\\$= e<5e)\% a\\$)=4 ,ega, o(o\%*e(; +se4

AB. I\$ %*e 5(ese\$%) ase4 %*e A"#+\$+s%(a%+o\$ fa+,e" +\$ e.a,!a%+\$g 5(o#5%,= a\$") 0\$s+"e(+\$g %*e e.o,!%+o\$ of %*e f+\$a\$)+a, s+%!a%+o\$ 3efo(e %*e e<5+(a%+o\$ of %*e A55,+)a\$%Es -TA +\$ %*e ,as% #o\$%*s of %*e)o\$%(a)%4 %*!s fa+,+\$g %o 3a,a\$)e %*ose (es!,%s; +%* %*e 5(e.+o!s o\$e4 a\$" %*e 5os+%+o\$ e<5(esse" 3= %*e 'e#3e(S%a%es o\$ %*e s%aff+\$g of %*e ISU a\$" +%s) os%. T*e sa+" "e.e,o5#e\$%s a\$" fa)%s)o!," *a.e +\$f,!e\$)e" %*e "e)+s+o\$ 3= %*e A"#+\$+s%(a%+o\$ \$o% %o (e\$e; %*e)o\$%(a)%4; *+)* +s)o\$seG!e\$%,=!\$,a;f!,.

! emedies

60. T*e (e#e"= of (es)+ss+o\$ of a\$ a"#+\$+s\(a\(\)+.e "e)+s+o\$ ge\$e(a,,= e\$\(\)a+,s \(\)*e !\$"o+\$g of \(\)*e "e)+s+o\$. T*e T(+3!\$a, *as fo!\$" \(\)*a\(\) \(\)*e O(ga\(\)+Da\(\)+o\$ fa+,e" \(\)o \(\)!*f= \(\)*e \$0\$1(e\$e; a, of \(\)*e)0\$\(\)(a)\(\) of \(\)*e A55,+)a\$\(\)% a\$" \(\)*a\(\) \(\)*e "e)+s+o\$ \(\)o se5a(a\(\)*e *e(f(o#se(.+)e; as \(\)*e(efo(ef,a; e".)

61. T*e T(+(ef\$", o+\$s+").\$s!\$a,

)o#5e%+%+.e 5(o)ess4 %*e *ea" of "e5a(%#e\$%/off+)e s*a,, #aFe %*e se,e)%+o\$ "e)+s+o\$4 !5 %o a\$" +\$),!"+\$g %*e D11 ,e.e,.

6A. In (es!, is f(o# in the first in the fir

66.

6B. I\$ "a#\$ri 20121UNAT1200 s\\a\\epsilon\" \a\\\a\\:

&0. A,, %*e)a\$"+"a%es %*a% a55ea(3efo(e a\$ +\$%e(.+e ; 5a\$e, *a.e %*e (+g*% %o f!,, a\$" fa+()o\$s+"e(a%+o\$. A)a\$"+"a%e)*a,,e\$g+\$g %*e "e\$+a, of a 5(0#0%+o\$#!\$% 5(o.e %*(o!g*a 5(e5o\$"e(a\$)e of %*e))

>A. Shaff (!,e A.& o\$ \$5e)+a, ,ea.e shahes %*ah

6a7 6+7 S5e)+a, ,ea.e #a=3e g(a\$%e" a% %*e (eG!es% of a s%aff

Conclusion

80.