

UNITED NATIONS

Case No. UNDT/NBI/2022/177

Order No.: 170 (NBI/2022)

6. On 27 July 2022, the Applicant filed an official complaint against her FRO pursuant to ST/SGB/2019/8 (Addressing discrimination, harassment, including sexual harassment, and abuse of authority) with the SRSG.⁴

7. On 11 September 2022, the Applicant emailed a contract extension recommendation form and her ePAS to her FRO for action.⁵ Her FTA was due to expire on 6 December 2022.⁶ She followed up on her contract extension with emails to SRS and the Human Resources Section (“HRS”) on 14 and 21 October 2022 to no avail.⁷

8. On 30 October 2022, the Applicant filed another ST/SGB/2019/8 complaint against her FRO with the SRSG and CDT.⁸

9. On 9 November 2022, a Human Resources Assistant based in Tombouctou sent a reminder to SRS Tombouctou about the paperwork for the Applicant’s FTA extension. SRS Tombouctou in turn followed up with SRS Bamako, Mali, on 16 November 2022.⁹

10. According to the Applicant, the Chief of the MINUSMA Human Resources Section (“Chief/HRS”) informed her on 17 November 2022 that the Senior Program Manager was to become her FRO. She also asserts that on 25 November 2022, the Senior Program Manager was announced as the new team leader for SRS Tombouctou, a role that she had previously performed.¹⁰

11. The Applicant emailed the SRS on 22 November 2022 seeking an update on her contract extension. SRS Bamako informed her the same day that her contract extension was “under process” and that they were expecting feedback from the Director/SRS “sometime soon”.¹¹

⁴ Application, annex 3.

⁵ Application, annex 4, p. 2.

⁶ Application, p. 3, para. 6.

⁷ Application, annex 4, p. 1.

⁸ Application, annex 5.

⁹ Application, annex 7, p. 2.

¹⁰ Application, p. 3, paras. 11 and 13.

¹¹ Application, annex 8.

12. On 28 November 2022, SRS Tombouctou sought an update from SRS Bamako regarding the Applicant's contract extension.¹²

13. On 6 December 2022, Counsel for the Applicant wrote to the Chief/HRS seeking confirmation of the extension of the Applicant's FTA and informing her that in the absence of a response, the Applicant would request management evaluation and file an application for suspension of action ("SOA").¹³ There was no response thus the Applicant sought management evaluation¹⁴ and filed her SOA application the same day.

14. The Respondent filed a reply on 7 December 2022 in which he submitted that the application is not receivable *ratione materiae* and is moot because MINUSMA had

sufficiently in advance of the expiry of the appointment.¹⁶ Such notice, apart from the fact that it informs against eventual expectations for an extension that a staff member

Entered in the Register on this 9th day of December 2022

(Signed)

Abena Kwakye-Berko, Registrar, Nairobi