

Case No.: UNDT/NBI/2024/035  
Order No.: 80 (NBI/2024)  
Date: 2 July 2024

## **Introduction**

1. The Applicant is a Policy and Best Practices Officer working with the United Nations Interim Force in Lebanon (“UNIFIL”). On 19 May 2024, he filed an application contesting:

a. The decision to not disclose to him the investigation report of the fact-finding panel convened to assess his complaint against the Principal Coordinator Officer, UNIFIL (“first contested decision”); and

b. The decision to close his complaint against the Principal Coordinator Officer, UNIFIL, based on the findings of the Panel’s investigation report (“second contested decision”).

2. In his reply, the Respondent contends that the application has no merit, and that the contested decisions were lawful, rational and procedurally correct under ST/SGB/2019/8 (Addressing discrimination, harassment, including sexual harassment, and abuse of authority), and ST/AI/2017/1 (Unsatisfactory conduct, investigations and the disciplinary process).

## **Consideration**

### *Filing of a rejoinder*

3. Having perused the case file, the Tribunal considers it appropriate and in the interest of justice to direct the Applicant to file a rejoinder and address the Respondent’s arguments.

### *Amicable settlement*

4. Recalling that the General Assembly has consistently encouraged alternative dispute resolution, the Tribunal finds it also appropriate to encourage the parties to explore the possibility of having the dispute between them resolved without recourse to further litigation.

**Conclusion**

5. In view of the foregoing, it is ORDERED THAT:
- a. By **Wednesday, 24 July 2024**, the Applicant shall file a rejoinder, and
  - b. The parties shall explore resolving the dispute amicably and revert to the Tribunal in this respect by **Wednesday, 31 July 2024**.

*(Signed)*

Judge Sean Wallace

Dated this 2<sup>nd</sup> day of July 2024

Entered in the Register on this 2<sup>nd</sup> day of July 2024

*(Signed)*

René M. Vargas M., Officer-in-Charge, Nairobi