

Introduction

1.

A. The 8ase 0as ass)g*e \$o \$+e &* ers)g*e %& ge o* 1A %&' (2016.

Case management

Joint submission

1. The Tr):&*a' 8o9 9e* s Co&*se' for :o\$+ 7ar\$)es for 7rese\$)*g 8o*8)se s&: 9)ss)o*s a88o97a*)e :(re'e3a*\$ o8&9e*\$s. There are se3era' as7e8\$s of \$+e 8ase \$+a\$ 9a(reB&)re f&r\$+er 8'ar)f)8a\$)o*. To \$+)s e* / \$+e Tr):&*a' 8o*s) ers)\$ a77ro7r)a\$e \$o or er \$+e 7ar\$)es \$o f)'e a (o)*\$ s&: 9)ss)o* ref'e8\$)*g \$+e)ss&es) e*\$)f)e :e'o0.

Scope of the case

6. As s\$a\$e)* \$+e a77')8a\$)o*/ \$+)s 8ase 8o*8er*s \$+e e8)s)o* <\$o \$er9)*a\$e A77')8a*\$e\$ e97'o(9e*\$ 0)\$+ 2 INUSTA .=. The A77')8a*\$ s&: 9)\$s \$+a\$ \$+e e8)s)o* \$o \$er9)*a\$e +)s a77o)*\$9e*\$ 0as &*a0f&' o* \$0o gro&* s: frs\$'(/ \$+e A 9)*s\$ra\$)o* fa)'e \$o \$a1e a*(s\$e7s \$o f)* +)9 a'\$er*a\$)3e 7os\$ a* / se8o* '(/ +e 0as)97ro7er'(se7ara\$e a77ro,)9a\$e'(\$e* a(s :efore \$+e e* of +)s 7a\$er*)\$('ea3e.

7. The A77')8a*\$)s *o\$)s7&\$)*g \$+e e8)s)o* \$o a:o')s+ +)s 7os\$)* %&' (2012.

Application of staff rule 9.6(e)

D. The 7ar\$)es)sagree as \$o 0+e\$+er \$+e A 9)*s\$ra\$)o* 8o97')e 0)\$+ \$+e 7ro3)s)o*s of s\$aff r&'e ?.6"e# 0)\$+ regar \$o \$+e A77')8a*\$ as a s\$aff 9e9 :er o* a

Case No. UNDT/NY/2016/007

Order No. 17! "NY/2016#

11. The respondent's failure to provide a copy of the original documents to the complainant, together with the respondent's failure to provide a copy of the original documents to the complainant, constitutes a violation of the complainant's right to a fair trial. The respondent's failure to provide a copy of the original documents to the complainant, together with the respondent's failure to provide a copy of the original documents to the complainant, constitutes a violation of the complainant's right to a fair trial.

1A. The respondent's failure to provide a copy of the original documents to the complainant, together with the respondent's failure to provide a copy of the original documents to the complainant, constitutes a violation of the complainant's right to a fair trial.

Factors of relief

11. The respondent's failure to provide a copy of the original documents to the complainant, together with the respondent's failure to provide a copy of the original documents to the complainant, constitutes a violation of the complainant's right to a fair trial.

16. The respondent's failure to provide a copy of the original documents to the complainant, together with the respondent's failure to provide a copy of the original documents to the complainant, constitutes a violation of the complainant's right to a fair trial.

17. The respondent's failure to provide a copy of the original documents to the complainant, together with the respondent's failure to provide a copy of the original documents to the complainant, constitutes a violation of the complainant's right to a fair trial.

informal resolution

1D. I* 3)e0 of \$+e 7ar\$)8&'ar 8)r8& 9s\$a*8es of \$+)s 8ase/ \$+e Tr):&*a')*3)\$es \$+e 7ar\$)es \$o 8o*s) er)*for9a' reso'&\$)o* of \$+e)s7&\$e. S+o&' \$+e 7ar\$)es e8) e \$o a\$e97\$)*for9a' reso'&\$)o* of \$+e 9a\$\$er/ \$+e(s+a'' 7ro97\$'()*for9 \$+e Tr):&*a' \$+ereof a* see1 s&s7e*s)o* of \$+e 7ro8ee)*gs.

1?. P&rs&a*\$ \$o ar\$. 1? of \$+e D)s7&\$e Tr):&*a'@s R&'es of Pro8e &re/ \$+e Tr):&*a' 8o*s) ers)\$ a77ro7r)a\$e a*)* \$+e)*\$eres\$s of a fa)r)s7osa' of \$+e 8ase \$o 9a1e \$+e fo''o0)*g or ers.

IT IS ORDERED T . AT:

20. B(\$:%% p& k' on (ednesday' !) August *%!+/ Co&*se' are \$o 8o*fer 0)\$+ a 3)e0 \$o reso'3)*g \$+e 9a\$\$er)*for9a''(. I* \$+e e3e*\$ \$+e 7ar\$)es agree \$o a\$e97\$)*for9a' reso'&\$)o* of \$+e 9a\$\$er/ \$+e(s+a'' f)'e a (o)*\$ s&: 9)ss)o* as1)*g for a s&s7e*s)o* of \$+e 7ro8ee)*gs.

21. I* \$+e e3e*\$ *o)*for9a' reso'&\$)o*)s 7oss):'e/ :(\$:%% p& k' (ednesday' *, August *%!+' \$+e 7ar\$)es s+a'' f)'e a (o)*\$(4s)g*e s&: 9)ss)o* res7o*)*g &* er se7ara\$e +ea)*gs \$o ea8+ of \$+e fo''o0)*g ss&es. - +ere \$+ere)s)sagree9e*\$ o3er a*)ss&e/ fa8\$ or s\$a\$e9e*\$/ \$+e s&: 9)ss)o* s+a'') e*\$)f(\$+e 7ar\$)es@ res7e8\$)3e 7os)\$o*s:

a. A 8o*so') a\$e ')\$ of agree 'ega')ss&es a* \$+e 7ar\$)es@ res7e8\$)3e 7os)\$o*s o* ea8+)ss&eG

:. A 8o*so') a\$e ')\$ of agree fa8\$s)* 8+ro*o'og)8a' or erG

8. A (o)*\$ 7ro7osa' as \$o \$+e a\$e"s# for a +ear)*g o* \$+e 9er)\$s/ e*s&r)*g a3a)'a:)'\$(of \$+e)r 7ro7ose 0)\$*essesG

. L)ss of 0)\$*esses \$+a\$ \$+e A77')8a*\$ a* \$+e Res7o* e*\$)*\$e* \$o
8a''/ 8o*f)r9)*g 0+e\$+er \$+e 0)\$*esses 0)' a77ear)* 7erso* a* 7ro3))*g
\$+e)r 8o*\$a8\$)*for9a\$)o* \$o \$+e Tr):&*a'. T+e 7ar\$)es s+a'' a'so)*8'& e
a 7ro7ose or er of a77eara*8e for \$+e)r 0)\$*esses

e. Br)ef s\$a\$e9e*\$s of \$+e e3) e*8e ea8+ 7ar\$()*\$e* s \$o e')8)\$ fro9 \$+e)r
res7e8\$)3e 0)\$*esses

f. A 8o*so') a\$e / 7ag)*a\$e :&* 'e of 'ega' a&\$+or)\$ (re')e &7o* :(
\$+e 7ar\$)es)* s&77or\$ of \$+e)r s&:9)ss)o*s/)*8'&)*g re'e3a*\$ 8ase 'a0 of
\$+e U*)\$e Na\$)o*s D)s7&\$e a* A77ea's Tr):&*a's/ as 0e'' as \$+e f&'' \$e,\$ of
a*(re'e3a*\$ a 9)*s\$ra - 2 (e)4(9) - 2 (e)44741(!) - 3) eses(&). 48 T dU [(.) 2 5 0] T J U/R