
UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2022/053

Order No.: 049 (NY/2023)

Date: 5 July 2023

Original: English

Duty Judge

New York

Isaac Endeley

ADUNDO

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

Self-represented

Jenny Kim, AS/ALD/OHR, UN Secretariat

1. On 31 October 2022, the Applicant, a Security Officer at the S-2 level in the Department of Safety and Security based in New York, filed an application in which he contests the decision “for the administration to place [him] on a half sick [leave] plus a half annual [leave] in order to remain at full pay until [his] entitlement to sick leave at full pay is revived, effective July /18/2022”.

2. On 1 December 2022, the Respondent filed a reply submitting that the application is not receivable and, in any event, has no merit.

3. On 19 December 2022, the Applicant filed a submission in which he redefines the contested decision as being “[t]he decision to place [him] at a half pay combined with half annual leave until [his] entitlement to sick leave at full pay is revived”.

4. The General Assembly has repeatedly reaffirmed that the informal resolution of conflict is a crucial element of the system of administration of justice. Having considered the issues arising in this case, the Tribunal is of the view that the case may be amenable to informal and amicable resolution. The Tribunal therefore considers it appropriate to provide the parties with an opportunity to resolve the case informally.

5. Accordingly, the parties are encouraged to attempt informal resolution of the disputes arising in the case through the United Nations Ombudsman and Mediation Services or via *inter partes* ~~and/or~~ ~~amicable~~ ~~dispute~~ ~~resolution~~ if the parties decide to (m)-2 ()-8 (a)2 (9M4 ())]

~~inter~~ ~~partes~~ ~~and/or~~ ~~amicable~~ ~~dispute~~ ~~resolution~~ ~~if~~ ~~the~~ ~~parties~~ ~~decide~~ ~~to~~ ~~(m)-2~~ ~~()-8~~ ~~(a)2~~ ~~(9M4~~ ~~(~~ ~~)~~ ~~]~~

7. Pursuant to art. 19 of the Dispute Tribunal's Rules of Procedure and for a fair disposal of the case,

8. The Applicant and Counsel for the Respondent are to confer with a view to