

UNITED NATIONS

Introduction

1. T-e A99,+8a&'7 a fo*%e* s'aff %e% :e* of '-e U&+'e\$ Na'+o&s Ass+s'a&8e 'o '-e 5-%e* Ro#ge T*+a,s ;<UNA5RT=>7 8o&'es's '-e \$e8+s+o& 'o 'e*%+&a'e --s 9e*%a&e&' a99o+&'%e&' a&\$ s#:se?#e&',6 'o se9a*a'e -+% f*o% se* .+8e.

acts and procedural !ac''ground

2. S+&8e '-e T*+:#&a, \$+\$ &o' -o,\$ a -ea*+&g o& '-e %e*+'s +& '-e 9*ese&' 8ase7 '-e

1 .

Case No. UNDT/GVA/2018/0 !

"#\$%&' No. UNDT/2020/1(8

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23. I' s#ff+8es 'o %e&'+o& '-a' o& 3 A9*+, 201)7 '-e A99,+8a&' a88e9'e\$ a 9e*%a&e&' a99o+&'%e&' ,+%+'e\$ 'o se*.+8e @+' - UNA5RT7 effe8'+.e *e'*oa8'+.e,6 'o 30 "#&e 200B.

2!. 3#*'-e*%o*e7 '-e T*+:#&a, &o'es '-a' @-+,e '-e A99,+8a&' *e?#es'e\$ %a&age%e&' e.a,#a'+o& of '-e \$e8+s+o& 'o ,+%+' -s 9e*%a&e&' a99o+&'%e&' 'o se*.+8e @+' - UNA5RT7 'o @-+8- '-e A\$%+&+s*'a'+o& *e9,+e\$ o& 2 0 a6 201)7 -e \$:+\$ &o' 8-a,,e&ge sa+\$ \$e8+s+o& :efo*e '-s T*+:#&a,.

2(. Co&se?#e&',67 '-e ,+%+'a'+o& of '-e A99,+8a&'Gs 9e*%a&e&' a99o+&'%e&' 'o se*.+8e @+' - UNA5RT +s &o' a %a''e* :efo*e '-e T*+:#&a, a&\$ '-e s8o9e of A#\$+8+a, *e.+e@ +& '-e 9*ese&' 8ase +s ,+%+'e\$ 'o '-e 8o&'es'e\$ \$e8+s+o& as +&\$+8a'e\$ +& 9a*a. 20 a:o.e.

2 . T-e T*+:#&a, -as +\$e&'+f+e\$ '-e fo,,o@+&g ,ega, +ss#es fo* *e.+e@:

- a. E -a' @as '-e %o\$a,+6 of '-e A99,+8a&'Gs se9a*a'+o& f*o% se*.+8eI
- ∴ 4as '-e O*ga&+Da'+o& \$e%o&s*'a'e\$ 'o -a.e %a\$e <goo\$ fa'=- effo*'s 'o f+&\$ a& a,'e*&a'+.e 9os' fo* '-e A99,+8a&'I
- 8. Is '-e A99,+8a&' e&'+',e\$ 'o a&6 *e%e\$+esI

Modality of the Applicant's separation from service

2). S'aff *eg#,a'+o& B.3;a> 9*o.+\$es '-e ,ega, f*a%e@o*F fo* '-e 'e*%+&a'+o& of a& a99o+&'%e&' +& 8ases of 9os' a:o,+o&. I' *ea\$s +& +'s *e,e.a&' 9a*' as fo,,o@s:

;a> T-e Se8*e'a*62Ge&e*a, %a67 g+.+&g '-e *easo&s

2B. l&

3!. T-s se?#e&8e of e.e&'s 8,ea*,6 \$e%o&s'*a'es '-a' '-e *easo& fo* '-e a:o,+to& of '-e A99,+8a&'6s 9os' @as a ge&#:+&e *es'*#8'#+&g eCe*8+se +& ,+&e @+'- '-e +&'e*es' of '-e O*ga&+Da'+o& a&\$ +'s o9e*a'+o&a, &ee\$s.

3(. T-e T*+:#&a, &o'es '-a' '-e A99,+8a&' &e+'-e* 8o&'es's '-e ,a@f#,&ess of -+s 9os' a:o,+to& per se &o* '-e *es'*#8'#+&g eCe*8+se ,ea\$+&g 'o+'. l&s'ea\$7 -e 8,a+%s '-a' -e @as &o' %ea&+&gf#,,6 8o&s#,'e\$ a:o#' '-e a:o,+to& of -+s 9os'7 &o' g+.e& s#ff:8+e&' &o'+8e of '-e 'e*%+&a'+o& of -+s a99o+&'%e&'7 a&\$ '-a' '-e O*ga&+Da'+o&

!1. Rega*\$+&g '-e a,,ege\$ +&s#ff+8+e&' &o'+8e of 'e*%+&a'+o& of '-e A99,+8a&'Gs
a99o+&'%e&'7 '-e T*+:#&a, &o'es '-a' '-e A99,+8a&' @as fo*a,,6 &o'+f+e\$ o&
22 3e:*#a*6 2018 a:o#' '-e 'e*%+&a'+o& of -+s 9e*a&e&' a99o+&'%e&' effe8'+.e
28 3e:*#a*6 2018. 4e @as a,so +&fo*a\$ '-a' -e @o#,\$ *e8e+.e 'e*%+&a'+o&
+&\$e%&+'6 a&\$ '-*ee %o&' -s of 8o%9e&sa'+o& +& ,+e# of &o'+8e.

!2.

'-a'7+& '-e sa%e %o&' -7 UNA5RT es'a: ,+s-e\$ a 8o%%+'ee 'o *e .+e@ '-e UNA5RT
s'aff+&g 'a: ,e @+'- a .+e@ 'o +\$e&'+f6+&g a&6 .a8a&' s#+ 'a: ,e 9os's. T-e*e @e*e &o

Conclusion

3. I& .+e@ of '-e fo*ego+&g7 '-e T*+:#&a, *e!e8's '-e