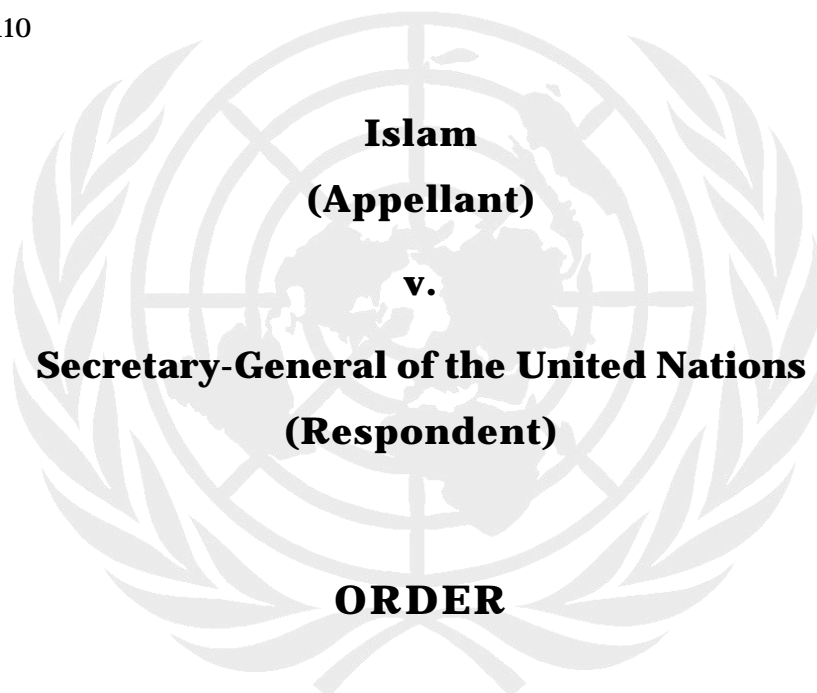




**UNITED NATIONS APPEALS TRIBUNAL
TRIBUNAL D'APPEL DES NATIONS UNIES**

Case No. 2010-110



**Islam
(Appellant)**

v.

**Secretary-General of the United Nations
(Respondent)**

ORDER

Before: Judge Jean Courtial, President

Order No.: 7 (2010)

Date: 9 September 2010

Registrar: Weicheng Lin

Counsel for Respondent: Stephen Mathias

RESPONDENT'S REQUEST FOR EXTENSION OF TIME TO FILE ANSWER

1. On 28 June 2010, Nazrul Islam (Islam) filed an appeal against UNDT Judgment No. 2010/091. By e-mail dated 1 July 2010, the Registry of the United Nations Appeals Tribunal (Appeals Tribunal) forwarded the appeal to the Secretary-General. On 31 August 2010, the Secretary-General requested an extension of time to file his answer to Islam's appeal on the grounds that, "due to an oversight, the appeal was not forwarded internally" and therefore "no action [had been] taken in this case". The Secretary-General stressed that the case would not be considered by the Appeals Tribunal during its fall 2010 session and expressed his regrets about his oversight.

2. Under Article 30 of the Appeals Tribunal's Rules of Procedure, "the President or the panel hearing a case may shorten or extend a time limit fixed under the rules of procedure or waive any rule when the interests of justice so require". The Appeals Tribunal recently held in *Mezoui*,¹ that it "has been strictly enforcing, and will continue to strictly enforce, the various time limits".

3. However, it will greatly assist the Appeals Tribunal in its deliberations to receive submissions from both parties in any given case. In the circumstances of the present case, the requested extension will have no impact on the scheduling of its hearing by the Appeals Tribunal and it will not prejudice Islam's rights.

¹ *Mezoui v. Secretary-General of the United Nations*, Judgment No. 2010-UNAT-043.

ORDER

4. For the foregoing reasons, I, Judge Jean Courtial, President of the Appeals Tribunal, exceptionally, grant the Secretary-General's request for an extension of time to file his answer; and order that his answer is due to be filed no later than 17 September 2010. I further order the Secretary-General to attach this Order to his answer.

Dated this 9th day of September 2010 in Paris, France.

Original: English

(Signed)

Judge Courtial, President

Entered in the Register on this 9th day of September 2010 in New York, United States.

(Signed)

Weicheng Lin, Registrar
United Nations Appeals Tribunal