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

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Case No. 2020-1398

**Fraenkel**  
**(Applicant)**

**v.**

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

**ORDER No. 379 (2020)**

1. On 1 April 2020, the United Nations Dispute Tribunal (Dispute Tribunal or UNDT) in New York rendered Judgment No. UNDT/2020/047 in the case of *Fraenkel v. Secretary-General of the United Nations*, in which the Dispute Tribunal rejected as not receivable the application that Ms. Amy Fraenkel had filed against the decision to abolish her post within the Secretariat of the Convention on Biological Diversity of the United Nations Environment Programme.
2. On 29 May 2020, Ms. Fraenkel appealed the UNDT Judgment to the Appeals Tribunal and her appeal was registered as Case No. UNAT-2020-1398. On the same day, the appeal was transmitted to the Secretary-General for an answer, within 60 days, i.e. by close of business on 28 July 2020.
3. On 24 July 2020, the Secretary-General filed a request for extension of time limits to file his answer for 30 days to 28 August 2020 so as to facilitate the informal resolution discussions that the parties re-entered within the past week. On 28 July 2020, Order No. 376 was issued granting the Secretary-General an extension to file his answer no later than 28 August 2020.
4. On 28 August 2020, the Secretary-General once again filed a motion for extension in view of the final resolution efforts, and requested that the deadline to file an Answer to the Appeal be extended until Monday, 28 September 2020. The Secretary-General informed the Appeals Tribunal that Counsel for Ms. Fraenkel has

indicated support for this request for a one-month extension pending the final outcome of the informal resolution efforts.

5. Article 7(3) of the Statute of the Appeals Tribunal provides that “[t]he Appeals Tribunal may decide in writing, upon written request by the applicant, to suspend or waive the deadlines for a limited period of time and only in exceptional cases”. Article 30 of our Rules of Procedure allows this Tribunal to shorten or extend a time limit “when the interests of justice so require”.

6. As the parties are still engaged in informal resolution efforts and the Appellant does not object to the extension it will be in the interests of justice to again extend the deadline. Moreover, the extension will not delay the hearing of the appeal and there will accordingly be no prejudice to either party.

7. **IT IS HEREBY ORDERED** that the Secretary-General’s request for time limit extension is **GRANTED** and that he is to file his answer no later than Monday, 28 September 2020.

Original and Authoritative Version: English

Dated this 8<sup>th</sup> day of September 2020  
in Hamburg, Germany

*(Signed)*  
Judge Sabine Knierim,  
President

Entered in the Register on this 8<sup>th</sup> day  
of September 2020 in New York, United States.

*(Signed)*  
Weicheng Lin, Registrar