



Before: Judge Jean-François Cousin
Registry: Geneva
Registrar: Víctor Rodríguez

CALVANI

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER ON DISCLOSURE OF
INFORMATION**

Counsel for Applicant:
François Lorient

Counsel for Respondent:
Adele Grant, ALU, UN Secretariat

1. Considering that by letter dated 7 December 2009, the Under-Secretary-General, Department of Management (USG/DM), informed Mr. Alessandro Calvani, Director of the United Nations Interregional Crime and Justice Research Institute (UNICRI), that the United Nations Office of Internal Oversight Services (OIOS) would “be initiating an investigation into the findings set out in” an audit report issued on 2 December 2009, entitled *Comprehensive audit of [UNICRI] – Poor governance and non-compliance with United Nations regulations and rules tainted significant areas of UNICRI’s activities*, and that the Applicant was placed on administrative leave without pay “for an initial period of three months, or until such time as the investigation is completed, and a decision is taken on whether or not to pursue the matter further, whichever is earlier”;

2. Considering that, in Judgment No. UNDT/2009/092 issued on 18 December 2009, the United Nations Dispute Tribunal (UNDT) rejected Mr. Calvani’s request for suspension of action on the decision to place him on administrative leave pursuant to provisional staff rule 10.4, while it ordered that the decision to deprive him of his salaries during his placement on administrative leave be suspended until the management evaluation had been completed;

3. Considering that on 1 March 2010, the Applicant received a letter from the USG/DM, informing him that “[g]iven the nature and gravity of the allegations made against [him] and given the fact that the investigation of the Office of Internal Oversight is still ongoing, [his] placement on administrative leave [was] extended for an additional period of three months, or until such time as the investigation is completed, and a decision is taken on whether or not pursue [his] case further, whichever is earlier”;

4. Considering that on 4 March 2010, the Applicant filed with the UNDT an application requesting the Tribunal to suspend the decision of 1 March 2010 to extend his placement on administrative leave with full pay for three months;

IT IS ORDERED THAT:

1. OIOS submit to the Tribunal a description of the investigative steps and activities that have been undertaken so far in the context of the investigation mentioned in paragraphs 1 and 3 above, including the dates

of interviews conducted and the titles of persons who have been interviewed, if any;

2. OIOS submit to the Tribunal a plan with respect to the outstanding investigative activities that remain to be undertaken in the context of the above-mentioned investigation and an estimated date of completion of the investigation;
3. The information requested under paragraphs 1 and 2 above be submitted to the Tribunal by no later than **Monday, 8 March 2010, EOB.**

The Tribunal will take all appropriate measures to preserve the integrity of the investigation and the confidentiality of the information provided by OIOS pursuant to this order.

(Signed)

Judge Jean-François Cousin

Dated this 4th day of March 2010

Entered in the Register on this 4th day of March 2010

(Signed)

Víctor Rodríguez, Registrar, UNDT, Geneva