



Before: Judge Teresa Bravo

Registry: Geneva

Registrar: René M. Vargas M.

AMARUTHANON

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER ON AN APPLICATION FOR
SUSPENSION OF ACTION PENDING
MANAGEMENT EVALUATION**

Counsel for Applicant:

Shubha Naik, OSLA

Counsel for Respondent:

Alan Gutman, AAS/ALD/OHRM, UN Secretariat

Introduction

1. By application filed on 25 January 2021, the Applicant, a staff member of the United Nations Department of Safety and Security (“UNDSS”), requests suspension of action, pending management evaluation, of the decision not to renew his fixed-term appointment beyond 31 January 2021.

2. The application for suspension of action was served on the Respondent, who filed his reply on 27 January 2021.

Consideration

3. In his reply, the Respondent advises the Tribunal that, on 26 January 2021, the Management Evaluation Unit notified the Applicant that UNDSS had extended his appointment during the pendency of the management evaluation process.

4. It follows from the above, that the request for suspension of action has become moot, and that the Tribunal does not need to examine if the three statutory requirements specified in art. 2.2 of its Statute and art. 13.1 of its Rules of Procedure, namely *prima facie* unlawfulness, urgency and irreparable damage are met in the case at hand.

Conclusion

5. In view of the foregoing, the Tribunal **DECIDES** that the present application for suspension of action is moot and, consequently, there is nothing further for the Tribunal to adjudicate.

Judge Teresa Bravo

(Signed)

Dated this 29th day of January 2021

Entered in the Register on this 29th day of January 2021

(Signed)

René M. Vargas M., Registrar, Geneva