



Before: Judge Eleanor Donaldson-Honeywell

Registry: Geneva

Registrar: René M. Vargas M.

WACHIRA

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER
ON CASE MANAGEMENT**

Counsel for Applicant:

Self-represented

Counsel for Respondent:

Sandra Baffoe-Bonnie, UNEP

Introduction

1. By application filed on 14 December 2023 and completed on 10 January 2024, the Applicant contests the decision not to apply to her the Salaries and Allowances Scale for General Service Category applicable only to eligible staff on board prior to 1 January 2000 (“GS Salary Scale 120b”).
2. On 15 February 2024, the Respondent filed his reply.
3. By Order No. 28 (GVA/2024), the Duty Judge instructed the Applicant to file a rejoinder, and asked the parties to explore resolving the dispute amicably instructing them to revert to the Tribunal in this respect.
4. The Applicant filed his rejoinder on 6 May 2024.
5. In his response to Order No. 28 (GVA/2024), filed on 13 May 2024, the Respondent informed the Tribunal that the parties were unable to settle the dispute amicably in this case.
6. The case was assigned to undersigned Judge on 17 September 2024.

Consideration

7. The Tribunal has reviewed the parties’ submissions and, having in mind art. 19 of its Rules of Procedure, takes the view that the relevant facts in the present case are clear, there is no need to conduct a hearing on the merits, and the matter can be determined based on the documents on record.
8. Therefore, in the interest of a fair and expeditious disposal of the case, the parties are directed to file closing submissions, addressing the points raised in each other’s filings.
9. The Respondent is specifically directed to include in his closing submission the policy document, definition section, authority or other document based on which the interpretation was made not to place the Applicant on par120b General Services Category. Additionally, the Respondent is directed to provide precedents as to how many staff members’ placement on par120a salary scale was determined

in the same way as the Applicant's. The Applicant has produced two examples of persons whose cases were treated differently from hers, so the Respondent is required, with examples, to rebut this Applicant's averment (see application, section VII, and para. 7 of the Applicant's rejoinder).

Conclusion

10. In view of the foregoing, it is ORDERED THAT:

- a. By **Friday, 11 October 2024**, the parties shall file their respective closing submission, which shall exclusively refer to the evidence already on file;
- b. In his closing submission, the Respondent shall particularly address the issue of the policy document relied on and provide relevant examples of other persons whose cases were treated in the manner that supports their case (see para. 9 above); and
- c. The closing submission shall not exceed five pages, in font Times New Roman, font size 12, line spacing of 1.5 lines.

(Signed)

Judge Eleanor Donaldson-Honeywell
Dated this 24th day of September 2024

Entered in the Register on this 24th day of September 2024

(Signed)

René M. Vargas M., Registrar, Geneva