



**Before:** Judge Vinod Boolell  
**Registry:** Nairobi  
**Registrar:** Abena Kwakye-Berko

YASIN

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

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**ORDER ON THE APPLICANT'S  
APPLICATION FOR SUSPENSION OF  
ACTION**

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**Counsel for applicant:**

Self-Represented

**Counsel for respondent:**

ALS/OHRM

## **Introduction**

1. The Applicant holds a permanent appointment with the United Nations. She is currently the Chief of Mission Support at the United Nations Assistance Mission in Iraq (UNAMI). She serves at the D1 level and is based in Baghdad.
2. On 19 January 2015, the Applicant filed the subject Application of this Order seeking an injunction against the decision of the Under-Secretary-General of the United Nations Department of Field Support, Ms Ammerah Haq, to terminate her contract with UNAMI as of 20 January 2015.
3. The Applicant submits that her appointment with UNAMI was up for renewal on 9 February 2015, and that the decision to terminate her appointment with the Mission was not communicated to her. She came to know of the impugned decision from the Administrative Assistant assigned to check her out of the Mission.
4. The Application for Suspension of Action has been served on the Respondent for a response by noon, **20 January 2015**.

## **Deliberations and Directions**

5. The Tribunal has considered the Applicant's submissions and takes the view that allowing an oral hearing would facilitate the fair conduct of proceedings in this matter.
6. While there is enough on the record at this stage to show that the impugned decision is at least *prima facie* unlawful, a hearing of the Parties would clarify the facts and submissions of *both* Parties and thereby facilitate the fair conduct of proceedings in this matter.

7. The Tribunal is also of the view that the services of counsel will assist the Applicant and the Tribunal in the management and conduct of this case.

8. To this end, the Applicant is advised to seek legal counsel for the conduct of her case. Information on legal assistance is available at <http://www.un.org/en/oaj/legalassist/howto.shtml>.

9. The Tribunal therefore makes the following **ORDERS**

- i. The Application for Suspension of Action is **GRANTED** and the impugned decision is **SUSPENDED** up to 23 January 2015.
- ii. The Parties are hereby **DIRECTED** to file their respective witness lists, if any, with a summary of the anticipated testimony by **0930hrs** (Nairobi time) on **21 January 2015**. Should the list include witnesses who will be testifying remotely, Parties are requested to provide the Registry with the relevant contact details.
- iii. **NOTICE** is hereby issued that the matter of *Yasin v Secretary-General of the United Nations* (UNDT/NBI/2015/025) is set down for hearing at 1100hrs (Nairobi time) on 21 January in the UNDT Courtroom (CR-12).
- iv. The Tribunal also **DIRECTS** the **IMMEDIATE** service of the present Order on the Office of Staff Legal Assistance to facilitate the process.

*(Signed)*

Judge Vinod Boolell

Dated this 19<sup>th</sup> day of January 2015

Entered in the Register on this 19<sup>th</sup> day of January 2015

*(Signed)*

Abena Kwakye-Berko, Registrar, Nairobi