



Before: Judge Vinod Boolell

Registry: Nairobi

Registrar: Abena Kwakye-Berko

NGOKENG

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER FOR FURTHER AND BETTER
PARTICULARS**

Counsel for the Applicant:
Self-represented

Counsel for the Respondent:
Steven Dietrich, ALS/OHRM
Alister Cumming, ALS/OHRM

Introduction

1. The Applicant is a Reviser in the Language Services Section (LSS) at the International Criminal Tribunal for Rwanda (ICTR). He serves on a fixed-term appointment at the P4/13 level.

The Application and Procedural History

2. On 3 January 2014, the Applicant filed an Application before the United Nations Dispute Tribunal in Nairobi challenging the decision of the Registrar of ICTR to not select him for the position of Chief of LSS and the selection of an ineligible candidate for that position.

3. The Respondent filed his Reply to the Application on 10 February 2014.

4. On 18 February 2014, the Applicant filed a motion seeking leave to respond to the Respondent's Reply.

5. On 19 February 2014, the Tribunal granted the Applicant's motion and issued Order No. 030 (NBI/2014) to that effect.

6. The Applicant filed his response to the Respondent's Reply on 27 February 2014.

7. On 9 April 2014, the Tribunal issued Order No. 071 (NBI/2014) directing the Parties to jointly submit on the agreed and disputed facts in this matter and to define the legal issues in contention. The Parties were also required to indicate whether this matter required an oral hearing.

8. On 2 May 2014, the Parties filed their submissions as directed in Order No. 071 (NBI/2014), and informed the Tribunal that this matter can be decided on the basis of the Parties' written submissions so that an oral hearing was not necessary.

ORDER

9. Having reviewed the Parties' submissions, the Tribunal find that further information required for its deliberations.

10. The Tribunal orders that by **16 October 2015**, the Respondent is to produce the following documents to the Tribunal:

- a. The *curriculum vitae* of the selected candidate Mr. Oscar Tanifum, as submitted for consideration in the impugned selection exercise;
- b. Interview records;
- c. Marked/corrected exam scripts, if a written assessment formed part of this selection exercise;
- d. Submissions as to why the Application was found ineligible for consideration following the vacancy announcement of 16 March 2012.

11. These documents are to be provided to the Tribunal **without redactions** and *ex parte* so as to preserve the confidentiality of third parties.

12. The Tribunal will issue further directions if a response from the Applicant is deemed necessary.

(Signed)

Judge Vinod Boolell

Dated this 1st day of October 2015

Entered in the Register on this 1st day of October 2015

(Signed)

Abena Kwakye-Berko, Registrar, Nairobi