



Before: Judge Agnieszka Klonowiecka-Milart

Registry: Nairobi

Registrar: Abena Kwakye-Berko

IBRAHIM

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER ON AN APPLICATION FOR
SUSPENSION OF ACTION
PURSUANT TO ARTICLE 2.2 OF THE
UNDT STATUTE**

Counsel for the Applicant:
Julia Kyung Min Lee, OSLA

Counsel for the Respondent:
Yuki Daijo, ECA
Amboko Wameyo, ECA

The Application and Procedural History

1. The Applicant is the Chief of the Economic Governance and Public Finance Section of the Economic Commission for Africa (ECA). He serves at the P-5 level and is based in Addis Ababa, Ethiopia.

2. On 22 February 2019, the Applicant filed a Management Evaluation Request (MER) challenging the decisions to remove him from his position of Chief of Economic Governance and Public Finance Section of the Macroeconomic Policy Division (MPD) and temporarily reassign him to the position of Chief of Development Planning Section of MPD without having any lien against his own position and to advertise his post of Chief of Economic Governance and Public Finance Section of MPD for recruitment for the purpose of filling it with a female professional (the contested decisions).

3. On 25 February 2019, he submitted a request for suspension of action requesting the Tribunal to order the suspension of the contested decisions.

4. The application for suspension of action was served on the Respondent on 26 February 2019 and the Respondent filed a reply on 28 February 2019.

5. In said reply, the Respondent submits,

... without prejudice to its position on the Contested Decisions, ECA Administration has decided to suspend the implementation of the Contested Decisions pending the completion of the management evaluation of the Contested Decisions, which was submitted to the Management Evaluation Unit on 25 February 2019.

6. The Respondent submits that the Applicant has been informed of ECA's decision to suspend the implementation of the contested decisions by letter dated 27 February 2019 a copy of which was annexed to the reply.¹

¹ Annex 1 to the reply.

Considerations

7. Given that the Applicant has obtained the relief he seeks, there is presently no case to answer before the Tribunal.

IT IS ACCORDINGLY ORDERED

8. The application for suspension of action is rejected as moot.

(Signed)

Judge Agnieszka Klonowiecka-Milart

Dated this 28th day of February 2019

Entered in the Register on this 28th day of February 2019

(Signed)

Eric Muli, Legal Officer, for,

Abena Kwakye-Berko, Registrar, Nairobi