



Before: Judge Agnieszka Klonowiecka-Milart

Registry: Nairobi

Registrar: Abena Kwakye-Berko

BASSEY

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

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

Counsel for the Applicant:
Self-represented

Counsel for the Respondent:
Rosangela Adamo, AAS/ALD/OHR

Introduction

1. On 19 December 2019, the Applicant filed the current application, pending management evaluation, seeking suspension of his separation from service on 16 December 2019.

2. The Respondent filed a reply on 26 December 2019 asserting that the application is not receivable *ratione materiae* because the impugned decision has already been suspended pending management evaluation.

Facts

3. The Applicant serves as a Security Officer at the FS-5 level with the United Nations Stabilization Mission in the Democratic Republic of the Congo (“MONUSCO”). On 29 May 2019, he was notified of the non-extension of his fixed-term appointment (FTA) beyond 30 June 2019 due to the abolition of his post. On 27 June 2019, the MONUSCO Chief Human Resources Officer (“CHRO”) informed the Applicant that he had been identified for retention beyond 30 June 2019 and that his FTA would initially be extended until 31 July 2019 and then until 31 December 2019, subject to budget approval. It appears that the Applicant’s FTA was then extended until 30 June 2020 by the Regional Service Center in Entebbe.

4. The Applicant discovered on 16 December 2019 that his FTA was due to expire on 15 January 2020. His check-out commenced on 17 December 2019.

5. The Applicant requested management evaluation and suspension of action of the separation decision on 17 December 2019 and on 19 December 2019, the Management Evaluation Unit (“MEU”) informed the Applicant that his request for suspension of action pending management evaluation has been granted. The Applicant acknowledged receipt of MEU’s email on the same day.

6. As the MEU has suspended implementation of the impugned decision pending management evaluation, this application for suspension of action is moot and cannot be entertained by the Tribunal.

ORDER

7. This application for suspension of action is **DISMISSED**.

(Signed)

Judge Agnieszka Klonowiecka-Milart

Dated this 27th day of December 2019

Entered in the Register on this 27th day of December 2019

(Signed)

Abena Kwakye-Berko, Registrar, Nairobi