



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2018/090
Order No.: 037 (NBI/2020)
Date: 12 February 2020
Original: English

Before: Judge Rachel Sophie Sikwese

Registry: Nairobi

Registrar: Abena Kwakye-Berko

HASSAN

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER ON CASE MANAGEMENT

Counsel for the Applicant:
Self-represented

Counsel for the Respondent:
Yun Hwa Ko, UNFPA

Background

1. In a revised application dated 24 September 2019, the Applicant, a staff member of the United Nations Population Fund (UNFPA), is contesting UNFPA's decision not to consider the periods from 29 November 2016 to 12 February 2017 and 10 March to 29 April 2017 as sick leave.
2. The parties filed a joint motion on 22 October 2019 moving the Tribunal to suspend proceedings for 60 days to enable them to engage in informal resolution of the dispute and to extend the deadline for the Respondent's reply to 28 December 2019. The attempt at informal resolution was unsuccessful and the reply was filed on 26 December 2019.
3. On 2 February 2020, the Applicant filed her response to the reply.
4. The Tribunal held a case management discussion (CMD) on 11 February 2020.
5. At the CMD, the parties agreed that there was no need for an oral hearing. The Applicant stated that she had more documents to share related to her follow-up medical treatments and referrals.

ORDERS

6. The Tribunal has decided, pursuant to arts. 16.1 and 19 of its Rules of Procedure, that an oral hearing is not necessary for a fair and expeditious disposal of the case and shall rely on the parties' pleadings and supporting documentation.
7. The Applicant shall file the additional documents, whose relevance shall be explained by a brief submission, by 25 February 2020.
8. Thereafter the Respondent shall file a response by 4 March 2020.
9. The parties shall file their final submissions by or before 10 March 2020.

10. The Applicant is strongly encouraged to seek legal assistance in compiling her final submissions so that she can address her claims in relation to the applicable UNDP Sick Leave Policy, how it was applied in her case and if any, how it was applied to other staff members in similar situations.

(Signed)

Judge Rachel Sophie Sikwese

Dated this 12th day of February 2020

Entered in the Register on this 12th day of February 2020

(Signed)

Eric Muli, Legal Officer, for
Abena Kwakye-Berko, Registrar, Nairobi