



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2021/020

Order No.: 52 (NY/2021)

Date: 26 May 2021

Original: English

Before: Judge Joelle Adda

Registry: New York

Registrar: Nerea Suero Fontecha

SPECKER

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

ON CASE MANAGEMENT

Counsel for Applicant:
Mohamed Abdou, OSLA

Counsel for Respondent:
Michael Appiateng, UNDP

Introduction

1. The Applicant, a former staff member of the United Nations Development Programme (“UNDP”) in Ankara, Turkey, contests the Administration’s decision to impose the disciplinary measure of separation from service with compensation in lieu of notice and with termination indemnity equivalent to four months’ salary.

Consideration

2. Having examined the application and the Respondent’s reply, the Tribunal is of the view that the matter can be determined on the papers before it, without holding a hearing.

3. However, the Tribunal is mindful of art. 16.2 of its Rules of Procedure which provides that a “hearing shall normally be held following an appeal against an administrative decision imposing a disciplinary measure”. The Tribunal will therefore allow the parties to present their views as to whether they object to the case being adjudicated on the papers to allow them the opportunity to provide detailed reasons if they consider that an oral hearing is necessary.

Conclusion

4. In view of the foregoing, it is ORDERED that:

a. By **4:00 p.m. on Friday, 4 June 2021**, the parties file their views, if any, concerning a judgment being rendered on the papers without an oral hearing providing detailed reasons if they think that an oral hearing is necessary; and

b. Should both parties agree with a judgment being rendered on the papers, the Applicant shall file a response to the Respondent’s reply by **4:00 p.m. on Monday, 14 June 2021**.

5. The Tribunal will thereafter adjudicate the case based on the papers before it.

(Signed)

Judge Joelle Adda

Dated this 26th day of May 2021