



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2021/032

Order No.: 72 (NY/2021)

Date: 11 August 2021

Original: English

Before: Judge Joelle Adda

Registry: New York

Registrar: Nerea Suero Fontecha

SONGA KILAURI

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

ON CASE MANAGEMENT

Counsel for Applicant:

Julia Kyung Ming Lee, OSLA

Counsel for Respondent:

Federica Midiri, UNDP

Introduction

1. On 28 July 2020, the Applicant, a staff member of the United Nations Development Programme (“UNDP”), filed an application contesting the decisions to terminate his fixed-term appointment pursuant to staff regulation 9.3(v). This application was originally filed with the Nairobi Registry.

2. On 28 August 2020, the Respondent replied that the case is not receivable and, in any event, without merit.

3. On 19 July 2021, the case was transferred to the New York Registry and assigned to the undersigned Judge on 11 August 2021.

Consideration

4. The Tribunal notes from the parties’ submissions that the facts of the case do not appear to be in dispute and the determination of this case rests, therefore, on a determination of law.

5. The Tribunal further notes that the case is fully briefed, and the parties do not request the submission of any further evidence. The case may therefore be determined on the basis of the documents on record.

6. However, the Tribunal deems it appropriate to afford the Applicant an opportunity to respond to the Respondent’s reply, in particular, to the objection of receivability.

7. In light thereof,

IT IS ORDERED THAT:

8. By **4:00 p.m. on Tuesday, 31 August 2021**, the Applicant may submit a response to the Respondent’s reply. The submission shall not exceed five pages, using Times New Roman, font 12 and 1.5 line spacing.

9. Upon receipt of the Applicant's submissions, unless instructed otherwise, the Tribunal will proceed to adjudicate this matter on the papers before it.

(Signed)

Judge Joelle Adda

Dated this 11th day of August 2021