Introduction

1. By a !"#a\$"o% f"!ed o% 30 &ay 2014' \$(e A !"#a%\$' a%)#o%o * "# Affa"rs Off"#er (P+4) a%d Off"#er+"%+C(arge (,O-C.) of \$(e Tra%s or\$ /e#\$"o% (,T/.) "% \$(e Trade 0og"s\$"#s Bra%#(' (,T0B.)' D"1"s"o% o% Te#(%o!ogy a%d 0og"s\$"#s (,DT0.) a\$ \$(e U%"\$ed Na\$"o%s Co%fere%#e o% Trade a%d De1e!o *e%\$ (,UNCTAD.)' see2s s3s e%s"o% of a#\$"o% of ("s ,e4#!3s"o% fro * a re#r3"\$ *e%\$ e4er#"se as a res3!\$ of a 5 r"\$\$e% \$es\$. regard"%g \$(e os"\$"o% of /e%"or)#o%o * "# Affa"rs Off"#er+C("ef of T/ (P+6)' T0B/DT0/UNCTAD' 708 O e%"%g No. 13+) CO+UNCTAD+2819:+;+G) N) VA (;).

Facts

- 2. O% 1 <e8r3ary 2009' \$(e A !"#a%\$ 5 as a o"%\$ed \$0 \$(e os"\$"o% of)#o%o*"# Affa"rs Off"#er (P+4)' T0B/DT0/UNCTAD' a%d o% 1 7a%3ary 2010' (e 5 as des"g%a\$ed O-C of \$(e T/' a os"\$"o% a\$ \$(e P+6 !e1e!' fo!!o5"%g \$(e a o"%\$*e%\$ of \$(e re1"o3s "%#3*8e%\$ as O-C of \$(e T0B.
- 3. $O\% = \langle e8r3ary\ 2013'\ \$(e\ os"\$"o\%\ of\ C("ef\ of\ T/\ (P+6)\ 5\ as\ ad1er\$"sed\ "\%\ Inspira\ 3\%der\ 7o8\ O\ e\%"\%g\ No.\ 13+AD&+UNCTAD+2=288+;+G)N)VA\ (;)'\ 83\$$ 5 as !a\ser #a\#e!!ed.
- 4. O% 1: 73%e 2013' \$(e os\$ of C("ef of T/ (P+6) 5 as re+ad1er\$"sed 3%der a re1"sed 708 O e%"%g No. 13+) CO+UNCTAD+2819:+;+G)N)VA (;) (,\$(e os\$.)' a%d \$(e A !"#a%\$ a !"ed for "\$ o% 13 A3g3s\$ 2013. <o!!o5"%g \$(e #!os3re of \$(e > 08 o e%"%g' 9= #a%d"da\$es' "%#!3d"%g \$(e A !"#a%\$' 5 ere re!eased as ,e!"g"8!e. \$0 \$(e ?"r"%g &a%ager (,?&.)' \$(e ?ead' T0B/DT0/UNCTAD.
- 6. O% 1 De#e * 8er 2013' a!! s(or\$!"s\$ed #a%d"da\$es' "%#!3d"%g \$(e A !"#a%\$' 5 ere "%1"\$ed for a 5 r"\$\$e% assess * e%\$. T(ey 5 ere "%for * ed 8y e * a"! a8o3\$ \$(e \$es\$ ass"%g * oda!"\$"es a%d \$(e #o * os"\$"o% of \$(e Assess * e%\$ Pa%e!' 5 ("#("%#!3ded \$(ree * e * 8 ers. T(e A !"#a%\$ s#ored 62 o3\$ of 100 o"%\$s "% \$(e \$es\$' 5 ("#(5 as 8e!o5 \$(e ass"%g grade of =0' a%d 5 as \$(erefore %o\$ "%1"\$ed \$o \$(e "%\$er1"e5")

s\(\text{age} \) e"g(\(\text{o}\) (er #a\(\text{d}\) da\(\text{es}\) assed \(\text{es}\) a\(\text{d} \) 5 ere "\(\text{1}\) \(\text{ed}\) for a \(\text{d}\) \(\text{e}\) \(\text{e}\) \(\text{#y} + \text{8ased} \) \(\text{er} \) \(\text{1}\) \(\text{e} \) \(\text{e}\) \(\text{e}\

- =. -% a *e*ora%d3* da\$ed 2= &ay 2014 addressed \$o \$(e C("ef' ?3*a%; eso3r#es &a%age*e%\$ /e#\$"o%' UNCTAD' \$(e ?ead' T0B/DT0/UNCTAD as2ed for \$(e gra%\$ of a / e#"a! Pos\$ A!!o5a%#e (,/PA.) for \$(e A !"#a%\$ fro*17a%3ary 2014 3%\$"! 30 73%e 2014' "%d"#a\$"%g \$(a\$ \$(e ,-%s "ra ro#ess o% \$("s reg3!ar os\$ "s e%d"%g ?; &/A re1"e5 of \$(e "%\$er1"e5 e1a!3a\$"o%s.. T(e A !"#a%\$ 3%ders\$ood fro* \$(a\$ *e*ora%d3* \$(a\$ "%\$er1"e5s for \$(e os\$ (ad a!ready \$a2e% !a#e' a%d ded3#\$ed \$(a\$ (e (ad 8ee% e4#!3ded fro* f3r\$(er #o%s"dera\$"o% "% \$(e re#r3"\$*e%\$ ro#ess.
- 9. O% 28 &ay 2014' \$(e A !"#a%\$' \$(ro3g(("s Co3%se!' f"!ed a reB3es\$ for *a%age*e%\$ e1a!3a\$"o% of \$(e ,"* !"ed ad*"%"s\$ra\$"1e de#"s"o% \$o e4#!3de ("* fro* \$(e re#r3"\$*e%\$ e4er#"se for 7o8 O e%"%g No. 13+) CO+UNCTAD+2819:+;+G)N)VA(;) o% \$(e 8as"s of a 5 r"\$\$e% assess*e%\$.' a%d o% 30 &ay 2014 (e f"!ed

#o * os"\$"o% of \$(e Assess * e%\$ Pa%e!@ (e o%!y #a * e for 5 ard 5 (e% (e !ear%ed \$(a\$ (e d"d %o\$ ass \$(e \$es\$. <"%a!!y' #o%\$rary \$o \$(e A !"#a%\$As asser\$"o%s' ("s res o%ses \$o \$(e 5 r"\$\$e% \$es\$ B3es\$"o%s do %o\$ * a\$#(("s P?P "% s3#(a 5 ay as \$o a!!o 5 (" * 8e"%g "de%\$"f"ed@

- "". -% add"\$"o% \$0 \$(e a8o1e' \$(e e1a!3a\$"o% of \$(e 5r"\$\$e% \$es\$ 5 as %o\$ do%e 8y \$(e ? & a!o%e 83\$ 8y a% Assess *e%\$ Pa%e!' 5 ("#(5 as a s3ff"#"e%\$ safeg3ard for \$(e A !"#a%\$As r"g(\$ \$o f3!! a%d fa"r #o%s"dera\$"o%' a%d \$(e grades g"1e% \$o \$(e A !"#a%\$ 8y a!! \$(ree Pa%e! *e * 8ers do %o\$ #o%s"dera8!y 1ary or "%d"#a\$e a%y " * ro er "%f!3e%#e o% \$(e s"de of \$(e ? & o% \$(e A !"#a%\$As o1era!! s#ore@
- """. T(e #o%d"\$"o% of 3rge%#y "s %o\$ * e\$ s"%#e \$(e se!e#\$"o% ro#ess (as %o\$ ye\$ ro#eeded \$o \$(e C; B@ (e%#e' \$(ere "s %o e1"de%#e of a% "* * "%e%\$ se!e#\$"o% de#"s"o% a%d of "\$s " * !e * e%\$a\$"o% \$(ereof@
- "1. <"%a!!y' as regards \$(e reB3"s"\$e of "rre ara8!e da*age' \$(e A !"#a%\$ does %o\$ de*o%s\$ra\$e (o5 \$(e "* !e*e%\$a\$"o% 5o3!d #a3se ("* "rre ara8!e (ar*' s"%#e (e fa"!ed \$o s(o5 \$(a\$ (e 5o3!d 8e \$(e se!e#\$ed #a%d"da\$e s(o3!d (e 8e "%#!3ded "% \$(e %e4\$ s\$age of \$(e se!e#\$"o% ro#ed3re.

Consideration

- 11. Ar\$"#!e 2.2 of "\$s /\$a\$3\$e a%d ar\$. 13 of "\$s ; 3!es of Pro#ed3re ro1"de \$(a\$ \$(e D"s 3\$e Tr"83%a! *ay order \$(e s3s e%s"o%' d3r"%g \$(e e%de%#y of *a%age *e% e1a!3a\$"o%' of \$(e "* !e *e%\$a\$"o% of a #o%\$es\$ed ad * "%"s\$ra\$"1e de#"s"o% \$(a\$ "s \$(e s38>e#\$ of a% o%+go"%g *a%age *e% e1a!3a\$"o%' 5 (ere \$(e de#"s"o% a ears prima facie \$0 8e 3%!a5f3!' "% #ases of ar\$"#3!ar 3rge%#y a%d 5 (ere "\$s " * !e *e%\$a\$"o% 5 o3!d #a3se "rre ara8!e da *age.
- 12. -\$ fo!!o5s fro* \$(ese ro1"s"o%s \$(a\$ a% a !"#a\$"o% for s3s e%s"o% of a#\$"o% *ay o%!y 8e gra%\$ed "f "\$ #o%#er%s a% ,ad * "%"s\$ra\$"1e de#"s"o%.' 5 ("#((as %o\$ ye\$ 8ee% "* !e * e%\$ed a%d 5 ("#("s \$(e s38>e#\$ of a% o%+go"%g *a%age * e%\$ e1a!3a\$"o%. T(e A ea!s Tr"83%a! (see e.g. Al Surki et al. 2013+UNAT+304) (as

Case No. UNDT/GVA/2014/032

Case No. UNDT/GVA/2014/032 Order No. 80 (GVA/2014)