

CATIONS

UNITED NATIONS DISPUTE TRIBUNAL

Introduction

1. The Applicant was a Disarmament, Demobilization and Reintegration (DDR) Assistant at the GS-4/9 level working with the United Nations Organization Stabilization Mission in the Democratic Republic of the Congo (MONUSCO) in Goma.¹

2. By an application filed on 15 July 2019, which was registered as Case No. UNDT/NBI/2019/106, the Applicant seeks to suspend a decision by MONUSCO to not extend his Fixed-Term Appointment (FTA) effective 30 June 2019.²

Facts

3. The Applicant requested a management evaluation of the contested decision, on 30 May 2019.³ On 31 May 2019, the Management Evaluation Unit acknowledged receipt of the Applicant's request and advised him that the management evaluation in his case will be completed within 45 days of receipt of the request, or no later than 14 July 2019.⁴

4. The Applicant separated from the service of MONUSCO on 30 June 2019.⁵

Submissions

Applicant's submissions

5. The Applicant submits that the decision not to extend his FTA is unlawful because it violates United Nations Security Council resolution 2463 which provides that the downsizing process would take place in December 2019. The decision was also taken before the General Assembly approved the MONUSCO 2019-2020 budget.⁶ The

¹ Application, section I

² Application, section V

³ Application, Annex 3

⁴ Application, Annex 4

⁵ Application, section V

⁶ Application, section VIII

(Signed)

Judge Agnieszka Klonowiecka-Milart

Dated this 18th day of July 2019

Entered in the Register on this 18th day of July 2019

(Signed)

Abena Kwakye-Berko, Registrar, Nairobi