

Counsel for the Respondent:
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Introduction

1. On 10 February 2020, the Applicant, a former Political Affairs Officer, at P-4, step 9 level, working with the United Nations Mission for the Referendum in Western Sahara in Laayoune, filed an application before the Dispute Tribunal, contesting a disciplinary measure of separation from service, with compensation in lieu of notice and without termination indemnity, following charges of submitting false financial claims²
2. The Respondent filed a reply on 28 February 2020.
3. The Tribunal notes that the application and relief claimed do not extend over the decision on deductions; however, both the Applicant and the Respondent admit that among them were legitimate expenses incurred by the Applicant. More specifically, the Applicant, in his response to the questions, at para. 10, expressly states that “I

indicated in a table form against the amount claimed, amount spent and the proof referenced and attached.

6. The Applicant shall also clearly state the amounts that he received and which he acknowledges that he was not entitled to and thus were rightly recovered by the Organization

7. The Respondent shall state whether any of the Applicant's expenses those indicated by the Applicant would have been accepted as proven and reimbursable if properly and timely claimed.

8. The Applicant shall provide the information required in paragraphs 5 and 6 by 7 January 2021. Failure to comply with the Order will result in a rejection of any expense claimed as legitimate beyond what is presently acknowledged by the Respondent. The Respondent will file his response within 10 days from the Applicant's filing.

(Signed)

Judge Agnieszka Klonowicz Milart
Dated this 21st day of December 2020

Entered in the Register on the 21st day of December 2020

(Signed)

Abena Kwakye Berko, Registrar, Nairobi