

UNITED NATIONS DISPUTE TRIBUNAL

Introduction and Procedural History

1. The Applicant is the Chief Resident Auditor, with the Office of Internal Oversight Services (“OIOS”) at

Case No.

Department of Management Strategy, Policy and Compliance (“DMSPC”) of the OIOS investigation report into the Applicant’s conduct.

11. On 13 July 2020, the Applicant sought management evaluation of the decision to place him on leave with pay. He failed in a subsequent application to the Tribunal for suspension of action of the leave with pay decision as it was dismissed by Order No.141 (NBI/2020). At paragraph 13 of the Order, it was noted that the Respondent informed the Tribunal that the OIOS investigation report into the Applicant’s conduct had not been referred to the ASG/OHR for consideration of whether a disciplinary process should be pursued under section 7.2 of ST/AI/2017/1.

12. The application was docketed to the instant Judge on 1 September 2021 for determination on the merits. The Tribunal held a case management discussion (“CMD”) with the parties on 15 September 2021.

13. The Tribunal began by enquiring into whether the parties are amenable to *inter partes* settlement discussions. The Respondent informed the Tribunal that a sanction decision on the conduct of the Applicant is imminent, so that he was not in a position to engage in settlement discussions.

14. The Tribunal informed the parties that this matter will be adjudicated on the basis of their written submissions.

Order

15. Having heard the parties on their respective positions, the Tribunal made the following ORDERS:

- a) The Respondent **to disclose to the Applicant the tape/transcript of the interview and meetings which were discussed at the CMD by 20 September 2021.**

