



UNITED NATIONS APPEALS TRIBUNAL
TRIBUNAL D 'APPEL DES NATIONS UNIES

Case No. 2010-136

Fröhler
(Appellant)

v.

Secretary-General of the United Nations
(Respondent)

JUDGMENT

Before: Judge Mary Faherty, Presiding
Judge Kamaljit Singh Garewal
Judge Inés Weinberg de Roca

Counsel for Appellant: Self-represented

Counsel for Respondent: Stephanie Cartier

JUDGE MARY FAHERTY , Presiding.

Synopsis

1. Peter Fröhler (Fröhler) was an unsuccessful candidate for the position of Director of the Services Infrastructure for Development and Trade Efficiency Division (SITETJ 87.0 0E the United Nations Conference 87.0 0n Trade 87.0 and Development (UNCTAD). 87.0 F87.0 0ll Fröhler's request for administrative review of the decision to appoint the selected candidate, the Secretary-General acknowledged that a flawed selection procedure had occurred, determined that Fröhler was entitled to be compensated, and measured the

panel considered that four candidates, including Fröhler, met the requirements of the post. The Senior Review Group recommended that a candidate other than Fröhler be selected for the post, and the Deputy Secretary-General approved the recommendation. After the appointment of the Director of SITE was announced in November 2006, Fröhler was reassigned to his former post.

8. Fröhler requested administrative review of the decision to appoint the selected

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26. While the Appeals Tribunal notes Fröhler's

approximately a year before his retirement and, on the other, to the reduction in his pension. The moral injury can only be considered minimal, since the damage to the reputation of a candidate shortlisted with five others from among 86 initial candidacies is necessarily very small.

The Dispute Tribunal determined that, by his award of six months' net base salary as compensation, the Secretary-General fairly evaluated the wrong done to Fröhler.

36. Having regard to all the matters of which the Dispute Tribunal was apprised, this Tribunal finds no error in the approach

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Judgment No. 2011-UNAT-141