
UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/2011/040

Judgment No.: UNDT/2012/108

Date: 18 July 2012

Original: English

-Pelé Fomété

CHAWLA

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

JUDGMENT

Counsel for the Applicant:

Self-represented

Counsel for the Respondent:

Elizabeth Gall, Nairobi Appeals Unit, ALS/OHRM

Steven Dietrich, Nairobi Appeals Unit, ALS/OHRM

11. The Applicant argues that the FCRB should have reviewed all relevant facts rather than simply the evaluation made by the interview panel. Such matters would include the fact that the Applicant was working against a P-5 Chief Supply Officer post and had been Chief Supply Officer in Chad for three years, thus having substantial experience in the position. Further, whereas the panel found him deficient in the

12.

26. The above notwithstanding, the burden of establishing bias or the perception of bias which lies on the Applicant has not been fully established. Though it appears that the Respondent has made a minimal showing of regularity in the recruitment process in point,

interviewed by their immediate supervisor as part of an interview panel may raise a suspicion of bias in the mind of a person directly concerned. It would be wise if in such situations a panel member discloses the nature of the relationship he or she may have with a candidate to the other panel members and to the relevant Central Review Body.