



## **Introduction**

1. On 6 September 2011, the Applicant, then Officer-in-Charge in the United Nations Development Program (“UNDP”) Office, Turken-29(nistan, fild )an aplicanions

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apologized for his actions and [...] is currently working with the United Nations”. Counsel for the Applicant also informed the Tribunal that the Respondent did “would not object to this request to redact the Applicant’s name upon withdrawal of the application”.

18. The right to the protection of private and family life is a fundamental human right protected by art. 12 of the Universal Declaration of Human Rights, art.17 of the International Covenant on Civil and political Rights, art. 8 of the European Convention on Human Rights and art.17 of the American Convention on Human Rights.

19. The Tribunal will also apply, as expressed by the International Monetary Fund Tribunal in Judgment No. 2013-4, “the principle, supported by the international administrative jurisprudence, that anonymity generally is to be granted only in such cases as those involving alleged misconduct or matters of personal privacy such as health or family relations”.

20. Taking into consideration the particular circumstances of this case, and in order to respect the Applicant’s good faith during the proceedings as well as to prevent any prejudice to his professional reputation and his private and family life that might arise from the publication of the present decision, the Tribunal considers it appropriate for the Applicant’s name to be redacted from the Judgment.

21. With regard to the Applicant’s request to have his name redacted from the submissions “which otherwise may be made publicly available...”, the Tribunal notes that Practice Direction No. 6 “On Records of the Dispute Tribunal” states that submissions filed with the Tribunal can only be accessed by the public upon the granting of an order to that effect by a Judge. The Tribunal therefore considers that it is not necessary for it to order the redaction from “all Orders, responses to Orders, and submissions” which are maintained in the Tribunal’s case files.

**Conclusion**

In the light of the above considerations, the Tribunal DECIDES:

22. The Applicant has withdrawn the matter in finality, including on the merits and this application is dismissed in its entirety without liberty to reinstate.

23. The Applicant's request for redaction is granted in part and his name is to be redacted from the judgment.

*(Signed)*

Judge Alessandra Greceanu

Dated this 5<sup>th</sup> day of December 2013

Entered in the Register on this 5<sup>th</sup> day of December 2013

*(Signed)*

Hafida Lahiouel, Registrar, New York