U

Introduction

1.   ! a""#$%at$on f$#ed on 20 &a'%(2017) t(e A""#$%ant) a *en$o' Coo'dnaton +ff$%e' ,P-./ of t(e Un$ted Nat$ons 0uman *ett#ements P'og'amme ,1UN-0a2$tat3/) 'e4uests e5e%ut$on of +'de' No. .6 ,GVA/2017/ of 28 7e2'ua'! 2017 8($%(sus"ended) "end$ng management e9a#uat$on) t(e de%$s$ons to 8$t(d'a8 t(e A""#$%ant:s de#egat$on of aut(o'$t! and a num2e' of ($s fun%t$ons.

2.   T(e ;es"ondent 'e"#$ed to t(e a""#$%at$on on 27 &a'%(2017.

Facts

3.   T(e A""#$%ant ‹o$ned t(e G#o2a# =ate' +"e'ato's Pa'tne's($"s A##$an%e ,1G=+PA3/) an a##$an%e of "a'tne's "'omot$ng t(e =ate' +"e'ato's Pa'tne's($" esta2#$s(ed 2! UN-0a2$tat) $n 2008) as a P'og'amme &anage'. ›t 8ou#d a""ea' t(at s$n%e t(en) (e (as 2een t(e (ead of t(e G=+PA *e%'eta'$at $n a'%e#ona.

4.   ! a memo'andum dated 1? 7e2'ua'! 2017) D'. Joan C#os) Unde'-*e%'eta'!-Gene'a# and @5e%ut$9e D$'e%to') UN-0a2$tat) $nfo'med t(e A""#$%ant as fo##o8s:

> BTC(e De#egat$on of Aut(o'$t! to s$gn UN-0a2$t Ag'eements and Dega# ›nst'uments) t(e De#egat$on of P'o%u'ement Aut(o'$t! and t(e De#egat$on of Aut(o'$t! to ;e%'u$t Consu#tants and ›nd$9$dua# Cont'a%to's g'anted to !ou t('oug(m! memo'anda dated 1? De%em2e' 2014 a'e (e'e2! tem"o'a'$#! 8$t(d'a8n 8$t($mmed$ate effe%t) "end$ng fu't(e' not$%e.

..   ! a se%ond memo'andum t(at da!) &'. ;afae# Tuts) t(e D$'e%to') P'og'amme D$9$s$on) UN-0a2$tat) $nfo'med t(e A""#$%ant t(at UN-0a2$tat (ad de%$ded to 1%ondu%t a management 'e9$e8 of G=+PA3. Conse4uent#!) (e $nst'u%ted t(e A""#$%ant as fo##o8s:

> Eou a'e $nst'u%ted to des$st f'om ente'$ng $nto an! f$nan%$a# %omm$tments fo' G=+PA 8$t(out m! e5"#$%$t a""'o9a#. D$s2u'sements aga$nst %u''ent %omm$tments and o2#gatons must 2e %#ea'ed t('oug(t(e D$'e%to' &anagement and +"e'at$ons. Eou ma! not nt$ate an! ne8 "'o%u'ements) ($'e of %onsu#tants) o' t'a9e# 8$t(out m! aut(o'$Fat$on) unt$# fu't(e' not$%e.

Unt$# e5"#$%$t#! aut(o'$Fed 2! me) !ou a'e $nst'u%ted not to engage
8$t(mem2e' states) UN agen%$es) t(e *tee'$ng Comm$ttee and t(e
8$de' mem2e's($" of G = +PA) med$a) ot(e' go9e'nments) o' ot(e'
"a'tne's on an! to"$%) and $f asGed) s$m"#! $nfo'm $n4u$'$ng "a't$es
t(at a management 'e9$e8 (as sta'ted 8$t(a 9$e8 to st'engt(en$ng
G = +PA) and t(at !ou a'e a8a$t$ng fu't(e' $nst'u%t$ons f'om me o'
t(e @5e%ut$9e D$'e%to'.

?.   +n 24 7e2'ua'! 2017) t(e A""#$%ant 'e4uested management e9a#uat$on of
t(e de%$s$ons %onta$ned $n t(e t8o memo'anda 'efe''ed to $n "a'as. 4 and . a2o9e.

7.   +n t(e same da! t(e A""#$%ant 'e4uested sus"ens$on) "end$ng management
e9a#uat$on) of UN-0a2$tat:s de%$s$ons to 8$t(d'a8 ($s de#egat$on of aut(o'$t! and
to 'emo9e t(e ma‹o'$t! of ($s fun%t$ons.

8.   ! memo'andum of 28 7e2'ua'! 2017) t(e @5e%ut$9e D$'e%to') UN-0a2$tat)
'em$nded t(e Coo'd$nato') U'2an as$% *e'9$%es 'an%() UN-0a2$tat) of ($s
su"e'9$so'! 'o#e o9e' t(e A""#$%ant. T($s memo'andum 8as %o"$ed to t(e
A""#$%ant.

6.   +n 28 7e2'ua'! 2017) t(e T'$2una# $ssued +'de' No. .6 ‚GVA/2017/) 8($%(
sus"ended) "end$ng management e9a#uat$on) t(e e5e%ut$on of t(e de%$s$on to
8$t(d'a8 t(e A""#$%ant:s de#egat$on of aut(o'$t! as 8e## as t(e de%$s$on to
8$t(d'a8 t(e A""#$%ant:s fun%t$ons st$"u#ated $n t(e memo'andum of
1? 7e2'ua'! 2017 f'om t(e D$'e%to') P'og'amme D$9$s$on) UN-0a2$tat.

10.   ! ema$# of 4 &a'%(2017) t(e Coo'd$nato') U'2an as$% *e'9$%es 'an%()
UN-0a2$tat) asGed t(e A""#$%ant to "ost"one a msson to Canada.

11.   ! memo'andum of 6 &a'%(2017 8($%(t(e A""#$%ant a""a'ent#! 'e%e$9ed
on 1? &a'%(2017) t(e Coo'd$nato') U'2an as$% *e'9$%es 'an%() UN-0a2$tat)
soug(t to 1esta2#$s(a 8o'G$ng a''angement3 8$t(t(e A""#$%ant. 0e ga9e t(e
A""#$%ant s"e%$f$% $nst'u%t$ons on t(e need to %onsu#t ($m and to Gee" ($m

1..   T(e ;es"ondent:s "'$n%$"a# %ontent$ons a'eA

    a.   T(e $m"ugned de%$s$ons 8e'e taGen $n a%%o'dan%e 8$t(t(e a""#$%a2#e 'u#es) 8$t(out u#te'$o' mot$9es and $n %om"#$an%e 8$t(+'de' No. .6 ,GVA/2017/⫚

    2.   ⟩t 8as 8$t($n t(e "u'9$e8 of t(e d$s%'eton of t(e @5e%ut$9e D$'e%to') UN-0a2$tat) to d'a8 attent$on to t(e su"e'9$so'! 'o#e of t(e A""#$%ant:s su"e'9$so') and to ad9$se t(e #atte' to send mo'e deta$#ed $nst'u%t$ons to t(e A""#$%ant 'e#at$ng to ($s %u''ent fun%t$ons as 0ead of G=+PA⫚

    %.   T(e memo'andum of 6 &a'%(2017 $s s$m"#! a 'e4uest fo' t(e A""#$%ant to %oo"e'ate and to esta2#$s(a 8o'G$ng a''angement 8$t(($s su"e'9$so' fo' t(e smoot(e5e'%$se of ($s fun%t$ons) $n %om"#an%e 8$t(staff 'u#e 1.2⫚

    d.

17.   T(e a""#$%at$on $s f$#ed "u'suant to a'ts. 32.2 and 3?.1 of t(e T'$2una#:s

21.   An e5amnaton of t(e s"e%f% 'emed$es soug(t 2! t(e A""#$%ant fu't(e' %onf$'m t(at t(e T'$2una# (as no ‹u'sd%t$on to g'ant t(e a""#$%at$on. T(e A""#$%ant 'e4uests t(e T'$2una# to d$'e%t t(e ;es"ondent to 1'es%$nd t(e 6 &a'%(memo and to 'esto'e ($s fun%t$ons and aut(o'$t! I and not to fu't(e' $nte'fe'e 8$t(($s %ont'a%t and fun%t$ons3.

22.   ›n ssung +'de' No. .6 ,GVA/2017/) t(e T'$2una# a%ted "u'suant to $ts "o8e's unde' a't. 2.2 of $ts *tatute) 8($%(8e'e #m$ted to sus"end$ng t(e

Judgment

2?.   T(e A""#$%at$on fo' e5e%ut$on of +'de' No. .6 ,GVA/2017/ $s 'e‹e%ted.

,Signed/

Judge Goo#am &ee'an

Dated t($s 4$^{t(}$ da! of A"'$# 2017

@nte'ed $n t(e ;eg$ste' on t($s 4$^{t(}$ da! of A"'$# 2017

,Signed/

;enJ &. Va'gas &.) ;eg$st'a') Gene9a