



Before: Duty Judge

Registry: Geneva

Registrar: René M. Vargas M.

HASSAN

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER
ON CASE MANAGEMENT**

Counsel for Applicant:

Self-represented

Counsel for Respondent:

Fatuma Mninde-Silungwe, AS/ALD/OHR

Introduction

1. By application filed on 12 August 2023, the Applicant contests the decision not to select him for the P-4 post of Chief Finance and Budget Officer, United Nations Interim Security Force for Abyei (“UNISFA”), advertised under “Recruit from Roster” Job Opening No. 198446.
2. The Respondent filed his reply on 14 September 2023.
3. By Order No. 153 (GVA/2023) of 13 November 2023, the Tribunal ordered the Applicant to file a rejoinder by 13 December 2023. It also instructed the parties to explore resolving the dispute amicably and revert to the Tribunal in this respect by 20 December 2023.
4. On 5 December 2023, the Respondent filed a motion for leave to submit new evidence.
5. On 13 December 2023, the Applicant filed his rejoinder.
6. On 19 December 2023, the parties filed a joint submission informing the Tribunal that their discussion on a possible amicable settlement failed. They thus requested the Tribunal to proceed with the adjudication of the case and allow them the opportunity to file closing submissions.

Consideration

7. In support of his 5 December 2023 motion, the Respondent indicates, *inter alia*, that on 16 November 2023, the Management Evaluation Unit (“MEU”) informed him that there was a “procedural error in the Recruit-from-Roster exercise” for the P-4 position of Chief Finance and Budget Officer. Attached to his motion, the Respondent submitted a letter from the MEU dated 16 November 2023.
8. In view of this new evidence, the Respondent retracted certain facts contained in paras. 7 and 19 of his reply and amended a fact contained in para. 17 of his reply.

9. Considering that the Applicant contests the decision not to select him for the position of Chief Finance and Budget Officer UNISFA, the Tribunal deems the new evidence relevant and decides to grant the motion.

10. The Tribunal notes that the Applicant addressed the Respondent's motion in his rejoinder of 13 December 2023. It therefore finds that no further action is required in this respect.

11. The Tribunal also takes note of the parties' request to proceed with the adjudication of the case. The parties will be informed in due course of the next step in the proceedings.

Conclusion

12. In view of the foregoing, it is ORDERED THAT:

- a. The Respondent's motion to submit and admit new evidence is granted; and
- b. The parties shall wait for the Tribunal's further instructions concerning the adjudication of the case.

(Signed)

Judge Sun Xiangzhuang (Duty Judge)

Dated this 17th day of January 2024

Entered in the Register on this 17th day of January 2024

(Signed)

René M. Vargas M., Registrar, Geneva