



Before: Duty Judge
Registry: New York
Registrar: Isaac Endeley

APPLICANT

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

ON CASE MANAGEMENT

Counsel for Applicant:
Self-represented

Counsel for Respondent:
Yun Hwa Ko, Legal Specialist, UNFPA

Note: This order has been corrected in accordance with Order No. 067 (NY/2023).

Introduction

1. On 21 December 2022, the Applicant, an Investigation Specialist with the United Nations Population Fund (“UNFPA”) filed an application in which he contests the “[r]efusal to approve and support [his] training proposal as part of [his] professional learning and development”.

2. On 11 January 2023, the Respondent filed his reply in which he contends that the application is without merit.

Consideration

3. The General Assembly has repeatedly reaffirmed that the informal resolution of conflict is a crucial element of the system of administration of justice. Having considered the issues arising in this case, the Tribunal is of the view that the case may be amenable to informal and amicable resolution. The Tribunal therefore considers it appropriate to provide the parties with an opportunity to resolve the case informally.

4. Accordingly, the parties are to discuss the possibility of informal resolution of the disputes arising in the case through the Office of the Ombudsman for the United Nations Funds and Programmes or via *inter partes* discussions. Should the parties decide to attempt informal resolution of the present case, they shall inform the Tribunal thereof and seek suspension of the proceedings.

5. In case the parties see no perspective of entering into amicable negotiations, having taken into consideration the pleadings of the parties, the Tribunal finds that the Applicant should be given an opportunity to respond to the Respondent’s reply. Unless otherwise ordered, the Tribunal will thereafter adjudicate on the matter before it and render its final judgment based on the papers on record.

6. Pursuant to art. 19 of the Dispute Tribunal’s Rules of Procedure and for a fair disposal of the case,

IT IS ORDERED THAT:

7. The Applicant and Counsel for the Respondent are to discuss the possibility of resolving the matters of the present case informally.

8. By **4:00 p.m. on Friday, 7 July 2023**, the parties shall file a jointly-signed statement informing the Tribunal whether they agree to attempt informal resolution. If so, they are to request a suspension of the proceedings.

9. If the parties do not agree to attempt informal resolution, by **4:00 p.m. on Monday, 31 July 2023**, the Applicant shall file a rejoinder to the Respondent's reply. The submission shall not exceed five pages, using Times New Roman, font 12 and 1.5 line spacing. Unless otherwise ordered, the Tribunal will thereafter adjudicate on the matters before it and deliver judgment based on the papers filed on record.

(Signed)

Judge Joelle Adda

Dated this 22nd day of June 2023

Entered in the Register on this 22nd day of June 2023

(Signed)

Isaac Endeley, Registrar, New York