



## Introduction

3 d. The applicant worked under a “Personnel Service “eAkcv,HHpéev mk

confirmed that she did not wish an oral hearing to be held. The respondent did not take any position.

#### Parties' contentions

8. The applicant's principal contentions are:
  - a. The type of contract (PSA) she held was not appropriate for the type of functions she occupied;
  - b. UNU abused the PSA in order to avoid paying benefits on a large scale;
  - c. UNU discriminated systematically against women, especially when it came to maternity leave: she was refused materni

- c. The General Assembly in paragraph 28 of its resolution 63/253 affirmed that the Dispute Tribunal “shall not have any powers beyond those conferred under their respective statutes”. The United Nations Appeals Tribunal confirmed that it would give full effect to the above-cited paragraph;
- d. Paragraph 17 of the Conditions of Service for Personnel Service Agreement provides clearly that any dispute arising from the PSA shall be submitted to arbitration.

### Considerations

- 10. Article 2.1 of the statute of the Dispute Tribunal provides:

The Dispute Tribunal shall be competent to hear and pass judgement on an appliAeo aafld pYpvpYvHFFLurkcv,pcYL rkôcvFz,zLdrk-vôFéFpLtrcvécHHYYzL

14. In Judgment UNDT/2010/098, Gabaldon