
Case No.: UNDT/GVA/2011/079

Judgment No.: UNDT/2012/048

Date: 13 April 2012

English



Translated from French

5. By letter dated 16 July 2010, the Applicant requested a management evaluation of the decision of 9 July 2010.
6. On 1 August 2010, the Applicant was granted the contested salary increment.
7. On 10 May 2011, the request for management evaluation was rejected as not receivable since the Applicant had received what she was requesting.
8. Following an extension of the relevant deadline, the present application was received by the New York Registry on 25 August 2011.
9. On 26 September 2011, the Respondent submitted his reply and requested the award of costs against the Applicant.
10. By Order No. 263 (NY/2011) of 8 November 2011, the judge handling the case at the New York Registry ordered that it should be transferred to the Geneva Registry.
11. On 3 April 2012, the Tribunal held a hearing on the case, in which the Applicant and Counsel for the Respondent participated by videoconference.

Parties' submissions

12. The Applicant's contentions are:
 - a. The decision of 9 July 2010, by which the Director of the Statistics Division informed her that her second reporting officer had requested him to withhold her within-grade salary increment, was taken in violation of the relevant rules, in particular administrative instruction ST/AI/2002/3;
 - b. The contested decision constitutes an act of harassment.
13. The Respondent's contentions are:
 - a. The application is moot because the vMLKM-4c4T dC [htIcLYcMçcvh IBMLHcH-KhsIBM

- b. The Statistics Division correctly followed the procedures provided for in section 16 of administrative instruction ST/

Dated this 13th day of April 2012

Entered in the Register on this 13th day of April 2012

(Signed)

René M. Vargas M., Registry, Geneva