



UNITED NATIONS APPEALS TRIBUNAL TRIBUNAL D'APPEL DES NATIONS UNIES

Case No. 2013-449

Tadonki
(Respondent)

v.

Secretary-General of the United Nations
(Appellant)

ORDER No. 126 (2013)

1. On 4 March 2013, the Secretary-General filed with the United Nations Appeals Tribunal (Appeals Tribunal) a motion to extend the page limit for his appeal against Judgment No. UNDT/2013/032, rendered by the United Nations Dispute Tribunal (UNDT or Dispute Tribunal) in Nairobi in the case of *Tadonki v. Secretary-General of the United Nations*.
2. Article 8 (2)(a) of the Rules of Procedure of the Appeals Tribunal limits the length of appellate briefs to 15 pages; Article 9 (2)(a) sets out the same limit for answers. The Secretary-General submits that it is not feasible to “adequately and meaningfully address the relevant factual and legal issues” within such a limit, advising that the UNDT Judgment extends to 104 pages, following two sets of oral hearings, and addresses “complex issues of law and fact”. He requests permission to submit a brief of 25 pages.
3. Whilst the limits set out in the Rules of Procedure serve the interests of justice in the vast majority of cases, I accept that, in a case of this magnitude, a waiver is appropriate. However, in the interests of justice, such waiver should extend to both parties.

4. Accordingly, pursuant to my powers under Article 14 of the Rules of Procedure of the Appeals Tribunal, I have decided to waive the requirements of Articles 8 (2)(a) and 9 (2)(a) in this matter and to permit both parties a brief of 25 pages.
5. The Registry is hereby instructed to provide Mr. Tadonki with a copy of the Secretary-General's motion and this Order.

Original and Authoritative Version: English

Dated 12th day of March 2013 in Montevideo, Uruguay.

(Signed)
Judge Luis María Simón, President

Entered in the Register on this 12th day of March
2013 in New York, United States.

(Signed)
Weicheng Lin, Registrar