



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2025/029
Order No.: 082 (NY/2025)
Date: 24 September 2025
Original: English

Before: Judge Solomon Areda Waktolla

Registry: New York

Registrar: Isaac Endeley

GAKWANDI KUBWIMANA

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

ON WITHDRAWAL

Counsel for Applicant:
Self-represented

Counsel for Respondent:
Lucienne Pierre DAS/ALD/OHR, UN Secretariat
Fabian Preger DAS/ALD/OHR, UN Secretariat

Introduction

1. On 22 September 2025, the Applicant, a staff member with the Department of Political and Peacebuilding Affairs, New York, filed an application to suspend the implementation, pending management evaluation, of the “[d]ecision to recommend the abolishment of the Applicant’s post.”

2. On 23 September 2025, the Applicant filed a motion to withdraw his application.

Considerations

3. Under art. 2.2 of the Dispute Tribunal’s Statute and art. 13.1 of the Rules of Procedure, the Tribunal may suspend the implementation of a contested administrative decision during the pendency of management evaluation. For an application for suspension of action to be receivable, a response to a request for management evaluation must therefore be pending.

4. In his 23 September 2025 motion, the Applicant informed the Tribunal that on 23 September 2025, he received a response to his request for management evaluation dated 19 September 2025. As a consequence of receiving the response to his request for management evaluation, the Applicant states that he concedes that the contested decision cannot be suspended under art. 2.2 of the Dispute Tribunal’s Statute.

5. By this motion, the Tribunal finds that the Applicant has, in effect, withdrawn his 22 September 2023 application for suspension of action.

In light of the above,

IT IS ORDERED THAT:

6. As the Applicant has withdrawn the application, there being no matter remaining for adjudication by the Dispute Tribunal, Case No. UNDT/NY/2025/029 is hereby closed.

(Signed)

Judge Solomon Areda Waktolla

Dated this 24th day of September 2025

Entered in the Register on this 24th day of September 2025

(Signed)

Isaac Endeley, Registrar, New York