

UNDT/2010/012, Roger

UNAT Held or UNDT Pronouncements

The Board of Examiners decided that the applicant did not satisfy the educational requirement. The applicant believed that she was qualified because she had obtained a vocational training from the Centre d'Ecriture et de Communication ("the Centre"), and that supportive remarks made about this by her supervisor and work colleagues confirmed her belief. The Centre was not a university or equivalent institution in the French educational system, and the applicant had not "five years of continuous service with the United Nations Secretariat by 31 December 1989". These prerequisites did not discriminate against persons educated in France. The requirements for language staff at the G-level, which applies for P-level positions up to P-3, as entailed in ST/AI/1998/7 and ST/AI/2003/7, are not coherent. Outcome: Application dismissed.

Decision Contested or Judgment/Order Appealed

The applicant, born and educated in France, applied to sit for the 2008 competitive examination for French-language proofreaders/copy preparers/production editors.

Legal Principle(s)

The prerequisites for taking the examination stated in ST/IC/2008/15 required that candidates must have a degree from a university or equivalent institution. For a statutory waiver to apply to the requirement of a minimum of three years of studies, the applicant must have had "five years of continuous service with the United Nations Secretariat by 31 December 1989".

Outcome

Dismissed on merits

Full judgment

[Full judgment](#)

Applicants/Appellants

Roger

Entity

DGACM

Case Number(s)

UNDT/NY/2009/041/JAB

Tribunal

UNDT

Registry

New York

Date of Judgement

1 Jan 2010

Duty Judge

Judge Adams

Language of Judgment

English

French

Issuance Type

Judgment

Categories/Subcategories

Staff selection (non-selection/non-promotion)

Eligibility

Applicable Law

Administrative Instructions

- ST/AI/1998/7
- ST/AI/2003/7