

# **UNDT/2012/075, Diop**

## UNAT Held or UNDT Pronouncements

The Respondent is in breach of the first order for suspension of action (UNDT/2012/029) – merely providing a different reason for the non-renewal does not obviate the need to abide by the original order.

## Decision Contested or Judgment/Order Appealed

In February 2012 the Respondent informed the Applicant that his contract would not be renewed, without giving a specific reason, and the Applicant applied to the Tribunal for suspension of action. This was granted on 22 February 2012, pending the outcome of management evaluation. The Respondent now seeks not to renew the Applicant's contract by virtue of the coup d'état which occurred in the duty station on 22 March 2012.

## Legal Principle(s)

N/A

## Outcome

Judgment entered for Applicant in full or in part

## Outcome Extra Text

The application for a suspension of action was granted. The Respondent was ordered to suspend the decision not to renew the Applicant's contract pending management evaluation of the decision.

## Full judgment

[Full judgment](#)

## Applicants/Appellants

Diop

## Entity

UNODC

## Case Number(s)

UNDT/NBI/2012/032

## Tribunal

UNDT

## Registry

Nairobi

## Date of Judgement

28 May 2012

## Duty Judge

Judge Boolell

## Language of Judgment

English

## Issuance Type

Judgment

## Categories/Subcategories

Suspension of action / interim measures

Irreparable damage

Particular urgency

Prima facie unlawfulness

## Applicable Law

UN Charter

- Article 100

## Related Judgments and Orders

UNDT/2011/029

UNDT/2009/016

UNDT/2010/119

UNDT/2010/005

UNDT/2010/140