

UNDT/2013/016, Malor

UNAT Held or UNDT Pronouncements

The Applicant considers that the disclosure requirements did not apply to him. The Respondent failed to establish that the Applicant was required to file a financial disclosure statement for 2006. The Tribunal rescinds the Applicant's written reprimand. Any record of it is to be removed from the Applicant's Official Status File.

Decision Contested or Judgment/Order Appealed

The Applicant contests the decision made by OHRM to impose on him the sanction of a written reprimand, and include it in his official status file ("OSF") following his failure to file a financial disclosure statement for 2006 within the imparted deadlines.

Legal Principle(s)

ST/SGB/2006/6 identifies two separate groups of staff members that are required to file a yearly financial disclosure: staff members at the D-1 or L-6 level (sec. 2.1(a)); and staff members identified by "[t]he relevant head of department or office" (sec. 2.2). The Respondent did not meet the required burden of proof as he was unable to produce the 2006 list that was provided to the Ethics Office identifying the Applicant as being a staff member required to file a financial disclosure statement for 2006.

Outcome

Judgment entered for Applicant in full or in part

Full judgment

[Full judgment](#)

Applicants/Appellants

Malor

Entity

DPI

Case Number(s)

UNDT/NY/2010/086

Tribunal

UNDT

Registry

New York

Date of Judgement

2 Dec 2013

Duty Judge

Judge Greceanu

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Disciplinary matters / misconduct

Disciplinary measure or sanction

Applicable Law

Secretary-General's bulletins

- ST/SGB/2006/6

UNDT Statute

- Article 8