

UNDT/2014/062, Parisi

UNAT Held or UNDT Pronouncements

The UNDT found that OHRM's decision not to consider (endorse) her for a temporary P-3 post in DM (Umoja) and to deny her conversion from the FS-6 level to the P-3 level was valid and lawful. The decision not to consider the applicant eligible for a temporary P-3 post was correct since she only fulfilled one of the mandatory and cumulative conditions – five years of professional experience – in November 2011. The Organization properly determined that the Applicant could not be converted from the FS-6 level to the P-3 level because there was no contractual relationship between the Applicant and DM. ST/AI/2010/4, which governs the “Administration of temporary appointments”, does not contain any provisions that would render the conversion of a staff member at the FS-6 level to that of a P-3 level possible during a loan.

Decision Contested or Judgment/Order Appealed

The Applicant contests the decision by the Office of Human Resources Management (“OHRM”) that she was not eligible for consideration or conversion from the FS-6 category to the P-3 level during the course of a temporary assignment from UNIFIL to DM (Umoja) as a Subject Matter Expert (“SME”).

Legal Principle(s)

N/A

Outcome

Dismissed on merits

Full judgment

[Full judgment](#)

Applicants/Appellants

Parisi

Entity

DM

Case Number(s)

UNDT/NY/2011/88

Tribunal

UNDT

Registry

New York

Date of Judgement

13 Jun 2014

Duty Judge

Judge Greceanu

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Appointment (type)

Temporary appointment

Staff selection (non-selection/non-promotion)

Eligibility

Applicable Law

Administrative Instructions

- ST/AI/2010/3
- ST/AI/2010/4

Staff Rules

- Rule 11.2(c)

Related Judgments and Orders

UNDT/2012/178