

# UNDT/2020/069, Zervos

## UNAT Held or UNDT Pronouncements

The Tribunal found that the Applicant had not been selected by a Secretariat review body, which is a requirement under sec 2.1 of ST/SGB/2011/9. The Tribunal held that this was rational and consistent with General Assembly resolution 65/247 that for continuing appointments with the Secretariat, the requisite review be done by a Secretariat review body rather than other specialized review bodies. This condition was not satisfied in the Applicant's case. Accordingly, the impugned decision not to grant the Applicant the continuing appointment was correct. The application was thus dismissed.

## Decision Contested or Judgment/Order Appealed

The Applicant contested the Administration's decision not to grant him a continuing appointment.

## Legal Principle(s)

Staff members recruited in the professional category upon successful completion of a competitive examination may be granted a continuing appointment after two years on a fixed-term appointment, subject to satisfactory service and meeting other relevant requirements.

## Outcome

Dismissed on merits

Full judgment

[Full judgment](#)

Applicants/Appellants

Zervos

Entity

IRMCT

Case Number(s)

UNDT/NBI/2019/092

Tribunal

UNDT

Registry

Nairobi

Date of Judgement

8 May 2020

Language of Judgment

English

French

Issuance Type

Judgment

Categories/Subcategories

Appointment (type)

Continuing appointment

Applicable Law

Administrative Instructions

- ST/AI/2012/3

#### GA Resolutions

- A/RES/65/247

#### Secretary-General's bulletins

- ST/SGB/2011/9

#### Staff Rules

- Rule 4.14