

2010-UNAT-035, Crichlow

UNAT Held or UNDT Pronouncements

The Administration paid the compensation ordered by UNDT and the Secretary-General subsequently filed his cross-appeal challenging UNDT's decision to award compensation. UNAT held that, by paying the compensation ordered, the Secretary-General accepted the UNDT judgment and that his cross-appeal was, therefore, moot.

Decision Contested or Judgment/Order Appealed

The staff member appealed the decision to reassign her to another post. UNDT held that the Administration provided balanced and objectively verifiable reasons for the decision to reassign the staff member from one post to another. However, UNDT found that the way the Administration handled the situation caused the staff member unnecessary stress and anxiety. Therefore, UNDT awarded a one-month net base salary as compensation for the suffering and stress.

Legal Principle(s)

Payment of compensation ordered by UNDT amounts to acceptance of the UNDT judgment. Therefore, the party's subsequent cross-appeal challenging the award of compensation is moot.

Outcome

Appeal dismissed on merits

Full judgment

[Full judgment](#)

Applicants/Appellants

Crichlow

Entity

UNFPA

Case Number(s)

2009-012

Tribunal

UNAT

Registry

New York

Date of Judgement

1 Jul 2010

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Compensation

Jurisdiction / receivability (UNAT)

Appeal

Related Judgments and Orders

UNDT/2009/028