

## THE UNITED NATIONS APPEALS T

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Judgment No. 2012-UNAT-212

her for the medical costs that she had incurred and the days of medical leave that she had taken between 13 July 2005 and 21 March 2007. The Secretary-General decided to follow the ABCC's recommendation.

19. Ms. Edwards' application to the former Administrative Tribunal against the Secretary-General's above-referenced decision was transferred to the UNDT on 1 January 2010.

20. In Judgment No. UNDT/2011/022/Corr.1, the UNDT concluded that Ms. Edwards had not proven that the Administration had failed to take appropriate action on her

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28. The UNDT correctly concluded that the compensation that the Administration had paid to Ms. Edwards for medical costs and the re-crediting of 339 sick leave days represented the full compensation for her material damage. Ms. Edwards has not demonstrated any error on the part of the UNDT that would warrant a reconsideration of the compensation of two months' net base salary for moral damage and half a month's net base salary for the delay in addressing her appeal.

29. The fact that the UNDT did not mention in its Judgment each "action" that Ms. Edwards cited in her UNDT application does not mean that the UNDT ignored her submissions.

## Considerations

30. Ms. Edwards appeals the quantum of damages awarded by the UNDT, which upheld moral damages for suffering illness "partly caused by the Administration's breach of its duty to create working conditions conducive to [Ms. Edwards'] health", and awarded compensation equivalent to two months' net base salary.

31. Ms. Edwards also claims compensation for the excessive delay of more than four years, from the date she requested administrative review to the date of the UNDT Judgment. Under this head she has been awarded compensation equivalent to half a month's net base salary.

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Original and Authoritative Version: English Done this 16<sup>th</sup> day of March 2012 in New York, United States.

(Signed)	(Signed)	(Signed)
Judge Garewal, Presiding	Judge Adinyira	Judge Faherty

Entered in the Register on this 7<sup>th</sup> day of May 2012 in New York, United States.

(Signed)

Weicheng Lin, Registrar