



## Introduction

1. The Applicant, a former staff member of the World Food Programme (“WFP”), who was loaned to the African Union/United Nations Hybrid Operation in Darfur (“UNAMID”) under a reimbursable loan agreement, is challenging the decision of UNAMID not to appoint him to the position of Deputy Director, Khartoum Liaison Office, at the D-1 level.

2. He asks to be promoted retroactively to the D-1 level as from June 2008 and to receive all the benefits and entitlements of

7. On 15 January 2009, WFP informed the Applicant that

13. The decision not to appoint him as Deputy Director





subject to the administrative supervision of UNAMID while continuing to be employed by WFP, governed by the WFP Staff Regulations and Rules and paid by WFP. The RLA also specifies that UNAMID is to reimburse WFP for all expenses in connection with his salaries and benefits at his P-5 step XI level.

28. It is therefore very clear from that loan agreement that, as of 3 June 2008, UNAMID undertook to reimburse WFP only for the aforesaid expenses, namely, those relating to the P-5 level. Furthermore, none of the documentation on file supplied by either UNAMID or WFP establishes that the Applicant could have





Conclusion

36. In view of the foregoing, the Tribunal DECIDES:

The application is rejected.

(Signed)

Judge Jean-François Cousin

Dated this 21<sup>st</sup> day of September 2011

Entered in the Register on this 21<sup>st</sup> day of September 2011

(Signed)

Anne Coutin, Officer-in-Charge, Geneva Registry