



Case No.: UNDT/NY/2009/124

Judgment No.: UNDT/2011/001

Date: 6 January 2011

1. The Applicant, Ms. Arida, a former Programme Manager with the United Nations Development Programme (“UNDP”) in the Philippines appealed the decision of the Respondent to place an adverse letter in her official status file “for reference purposes” (since she was no longer a staff member and could not be subject to disciplinary measures).

2. By its Judgment No. UNDT/2010/176 of 8 October 2010, the Tribunal upheld Ms. Arida’s complaint that the Respondent could not impose such a measure on the basis of evidence that was improperly obtained in breach of Ms. Arida’s due process rights.

3. The Tribunal affirmed and applied the principle in the Judgment of the former UN Administrative Tribunal in para. XIV of Judgment No. 815, *Calin* (1997):

The Tribunal ... respects the Secretar

5. The Tribunal issued certain orders in preparation for a hearing on remedies and also gave the Parties the opportunity to discuss and agree the remedies to be afforded to Ms. Arida.

6. The Tribunal wishes to record its approval of the Parties' efforts in reaching an agreement to settle this matter.

7. Mr. Yap, for the Applicant, and Mr. Nadelson, for the Respondent, have informed the Tribunal that agreement had b