

TWELFTH ORDINARY SESSION

***In re* ROVIRA ARMENGOL**

Judgment No. 74

THE ADMINISTRATIVE TRIBUNAL,

Considering the complaint against the World Health Organisation drawn up by Mr. José Rovira Armengol on 15 July 1963, and the reply of the Organisation of 30 January 1964;

A. Considering that the complainant requests the rescinding of the implicit rejection resulting from the silence maintained by the Administration of an appeal submitted on 21 February 1963 and requests the Tribunal, consequently, to order WHO to implement in the Region of the Americas the standards for the posts of translators introduced on 15 September 1958, to apply these standards to the post held by the complainant and to assign to it the level of grade P.4 at the step which the complainant would have had on the date of submission of the complaint if the standards had been implemented in 1958, and to grant him the back pay due for the intervening period;

B. Considering that the Organisation requests that the complaint be dismissed, in view of the impossibility of evaluating retroactively the level of the duties of the post occupied by the complainant during his period of service with WHO, and of the fact that, the complainant having subsequently transferred to the Pan American Sanitary Bureau, which is legally independent of, although associated with, WHO, the Tribunal was not competent to deal with his complaint inasmuch as it related to this latter period of service;

C. Considering that, by an instrument of 11 March 1964 filed with the Registrar, the complainant, who left the service of the Pan American Sanitary Bureau on 15 December 1965, stated that he withdrew any claim whatsoever with respect to the relief prayed for in his complaint;

DECISION:

The Tribunal notifies the parties that Mr. Rovira Armengol's withdrawal of suit is hereby recorded.

In witness of this judgment, delivered in public sitting in Geneva on 11 September 1964 by Mr. Maxime Letourneur, President, Mr. André Grisel, Vice-President, and Mr. Hubert Armbruster, Deputy Judge, the aforementioned have hereunto subscribed their signatures, as well as myself, Lemoine, Registrar of the Tribunal.

Signed:

M. Letourneur
André Grisel
H. Armbruster
Jacques Lemoine