

Organisation internationale du Travail  
*Tribunal administratif*

International Labour Organization  
*Administrative Tribunal*

*Registry's translation,  
the French text alone  
being authoritative.*

**119th Session**

**Judgment No. 3453**

THE ADMINISTRATIVE TRIBUNAL,

Considering the fourth complaint filed by Mr P. W. V. against the World Health Organization (WHO) on 4 August 2011 and corrected on 4 October 2011;

Considering Article II, paragraph 5, of the Statute of the Tribunal and Article 7 of its Rules;

Having examined the written submissions;

#### CONSIDERATIONS

1. Throughout his career the complainant was assigned to the WHO Regional Office for Africa in Brazzaville (Republic of the Congo). With effect from 1 September 1997, the Regional Office, which had been provisionally closed owing to the outbreak of civil war in that country, was temporarily set up in Harare (Zimbabwe) with some of the staff from Brazzaville. As the complainant's General Service post had been filled by local recruitment in Brazzaville, he was not transferred to Harare, but placed on special leave with full pay until the Office reopened in Brazzaville at the end of 2001.

2. The complainant taxes WHO with not having paid a war rehabilitation grant to the members of the local staff of the Regional Office who remained in Brazzaville.

3. Pursuant to Article II, paragraph 5, of its Statute, the Tribunal is competent to hear complaints alleging "non-observance, in substance

or in form, of the terms of appointment of officials and of the provisions of the Staff Regulations”. In this case, the Tribunal finds that the complainant, who asserts that he is acting as chairperson of the “Committee monitoring the payment of War Rehabilitation Grants”, does not allege any breach of his terms of appointment or of the Staff Regulations applicable to him. His complaint, which does not fall within the competence of the Tribunal, is therefore clearly irreceivable and must be dismissed in accordance with the summary procedure provided for in Article 7 of the Rules of the Tribunal.

#### DECISION

For the above reasons,  
The complaint is dismissed.

In witness of this judgment, adopted on 14 November 2014, Mr Claude Rouiller, Vice-President of the Tribunal, Mr Seydou Ba, Judge, and Mr Patrick Frydman, Judge, sign below, as do I, Dražen Petrović, Registrar.

Delivered in public in Geneva on 11 February 2015.

*(Signed)*

CLAUDE ROUILLER

SEYDOU BA

PATRICK FRYDMAN

DRAŽEN PETROVIĆ