

Judgement No. 8

Case No. 20 :
Alper

**Against: The Secretary-General
of the United Nations**

THE ADMINISTRATIVE TRIBUNAL OF THE UNITED NATIONS,

Composed of Lieutenant-General His Highness the Maharaja Jam Saheb of Nawanagar, President ; Mr. Rowland Andrews Egger, Vice-President ; Dr. Hamed Sultan ; Dr. Emilio Oribe, alternate member ;

Having been seized of the application filed by Mr. Benedict Alper on 23 July 1951 alleging the improper termination of his **fixed-term** contract and of the Respondent's answer of 17 August 1951 ;

Having, in its judgement delivered in open hearing on 25 August 1951, pronounced upon the legal issues respecting the two points common to the group of cases pending before it ;

Having conferred *in camera* on 30 August with Counsel for both parties and obtained agreement upon the conduct of proceedings in individual cases ;

Having considered the written evidence furnished by Counsel for the Applicants and Counsel for the Respondent in reply to the questions put by the Tribunal in public hearings on 25 August and 30 August 1951 :

Pronounced in public hearing on 4 September 1951 the following judgement :

The Tribunal finds that Mr. Alper suffered no injury in respect of which recovery upon his expired fixed-term contract could be reasonably claimed.

The Tribunal also finds that the history of Mr. Alper's contractual relationships to the United Nations is such that no reasonable expectancies of renewal of his fixed-term contract or of the award of a temporary-indefinite or of an indeterminate contract were raised.

The Tribunal finds that the application is not well founded and therefore, sustains the decision of the Administration and dismisses the case.

Judged and pronounced in public hearing on 4 September 1951, at New York, by the Administrative Tribunal composed of the members whose names are indicated above.

(Signatures)

Digvijaysinhji of NAWANAGAR

President

Mani SANASEN

Executive Secretary