



IN THE MATTER OF:

F.M., Applicant

v.

Chairperson of the African Union Commission, Respondent

FOR APPLICANT: Rodgers Matsikidze, Esq.

FOR RESPONDENT: Namira Negm, Legal Counsel, African Union Commission

BEFORE: S. MAINGA, President, J. SEDQI, and P. COMOANE

HEARD ON: 30 November 2020

CONSENT JUDGMENT

1. On 21 October 2020, Applicant, a former staff member of the African Rehabilitation Institute (ARI), filed this application seeking unpaid salaries and benefits following the dissolution and winding down of ARI operations under EX.CL/Dec.750 (XXII).
2. On 12 November 2020, Respondent filed his Answer conceding that Applicant's claims are undisputed and Respondent is indebted to Applicant in the amount of \$115,244.76.
3. The Tribunal has before it a settlement agreement signed by Counsel for Respondent on 12 November 2020 and by Applicant on 13 November 2020, which stipulated as follows:

[...]

1. That the Applicant proceeds with the claim of his terminal benefits worth US \$115,244.76 as the total amount of salaries and gratuity uncontested.
2. That the parties settle as follows:
 - a. That the Respondent is indebted to the Applicant and has an obligation to the cost of suit ... [in] the amount of US \$10,000, which bring [sic] the Applicant's total claim to an amount of US \$125,244.76.
 - b. Should the Respondent fail to honour the terms of [this agreement] by not making payment on the due date granted by [the Tribunal], the Applicant will proceed to apply for judgment of the Tribunal on the basis of contempt of [the Tribunal].

Orders

4. The parties having concluded a settlement agreement, the Tribunal ORDERS as follows:
 - a. The settlement agreement is made an order of the Tribunal;

- b. Respondent shall pay Applicant \$125,244.76 no later than 1 February 2021, failing which a 5% interest per annum shall accrue and run until full payment.

Date: 9 December 2020

/signed/

SYLVESTER MAINGA, PRESIDENT
JAMILA B. SEDQI
PAULO D. COMOANE

Secretary:

Paulo D. Comoane