

Maria Pilar Barquero,
Applicant

v.

International Bank for Reconstruction and Development,
Respondent

Order No. 2002-2

1. The World Bank Administrative Tribunal, composed of Francisco Orrego Vicuña, President, Thio Su Mien and Bola A. Ajibola, Vice Presidents, and A. Kamal Abul-Magd, Robert A. Gorman, Elizabeth Evatt and Jan Paulsson, Judges, has been seized of an application, received on April 17, 2002, by Maria Pilar Barquero against the International Bank for Reconstruction and Development.

2. The Applicant contests her classification as a Non-Regular Staff (NRS) during the period from 1990 to 1998 and claims past pension credit for her service in that capacity. The Applicant fails, however, to meet the basic jurisdictional standards set forth by the Tribunal's Statute. Article II, paragraph 2(i), of the Tribunal's Statute provides that an application will be inadmissible if the applicant has not "exhausted all other remedies available within the Bank Group" prior to coming to the Tribunal, save in exceptional circumstances as decided by the Tribunal, or unless the applicant and the respondent have agreed to submit the application directly to the Tribunal.

3. It is obvious on the face of the present application that the Applicant did not meet these standards by exhausting in a timely manner "all other remedies available within the Bank Group," such as the Appeals Committee or Pension Benefits Administration Committee (PBAC). The Applicant has not presented any exceptional circumstances to justify her failure to exhaust prior internal remedies which are available. The application is on this basis clearly irreceivable.

Decision

The Tribunal decides that the application be summarily dismissed.

/S/ Francisco Orrego Vicuña
Francisco Orrego Vicuña
President

/S/ Nassib G. Ziadé
Nassib G. Ziadé
Executive Secretary

At London, England, May 24, 2002