

UNDT/2009/090, Teferra

UNAT Held or UNDT Pronouncements

The jurisdiction ratione materiae conferred on the Tribunal is set out in Article 2.1(a) of the Statute of the United Nations Dispute Tribunal. Given the nature of the decisions taken by the administration, there cannot be a precise and limited definition of such a decision. What is or is not an administrative decision must be decided on a case by case basis and taking into account the specific context of the surrounding circumstances when such decisions were taken. This is an administrative decision related to the applicant's contract of employment and is therefore receivable.

Decision Contested or Judgment/Order Appealed

An Advisory Selection Panel constituted to review applications for the post of Mail Assistant (Registry Supervisor) in the Division of Administration at the Economic Commission for Africa (ECA), recommended the Applicant as the most suitable candidate for the post. This recommendation was not accepted and instead ECA recirculated the vacancy for the post on 25 November 2008. It is this decision that the Applicant contests.

Legal Principle(s)

N/A

Outcome

Judgment entered for Applicant in full or in part

Full judgment

[Full judgment](#)

Applicants/Appellants

Teferra

Entity

ECA

Case Number(s)

UNDT/NBI/2009/018

Tribunal

UNDT

Registry

Nairobi

Date of Judgement

17 Dec 2009

Duty Judge

Judge Boolell

Language of Judgment

English

French

Issuance Type

Judgment

Categories/Subcategories

Administrative decision

Definition

Jurisdiction / receivability (UNDT or first instance)

Subject matter (ratione materiae)

Applicable Law

Former Staff Rules

- Chapter XI

UNDT Statute

UNAT Statute

- Article 2.1(a)

Related Judgments and Orders

UNDT/2009/074