

UNDT/2010/017, Nwuke

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. The Tribunal cannot compel the Organization to investigate the Applicant's complaints against ECA's Senior Management as pleaded by the Applicant. An investigation is part of a disciplinary procedure as described at paragraph 2 of ST/AI/371 – Revised Disciplinary Measures and Procedures. The Applicant has recourse under the Staff Regulations and Rules to pursue his grievances in relation to his allegations of abuse of authority by ECA Management.

Decision Contested or Judgment/Order Appealed

The Applicant seeks an Order from the Tribunal to compel the ECA Administration to undertake investigations into his various complaints against ECA management and its administrative practices.

Legal Principle(s)

N/A

Outcome

Dismissed as not receivable

Full judgment

[Full judgment](#)

Applicants/Appellants

Nwuke

Entity

ECA

Case Number(s)

UNDT/NBI/2009/044

Tribunal

UNDT

Registry

Nairobi

Date of Judgement

28 Jan 2010

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

Administrative Instructions

- ST/AI/371

Secretary-General's bulletins

- ST/SGB/2005/22
- ST/SGB/2005/8

UNDT Statute

UNAT Statute

- Article 2.1(a)

Related Judgments and Orders

UNDT/2009/074

UNDT/2009/090