

# UNDT/2010/077, Sims

## UNAT Held or UNDT Pronouncements

The contested decision did not affect the applicant's terms of appointment derived from his status as a former staff member or from his status as a retiree. Furthermore, there is not a contractual relationship between the applicant and the Organization derived from his voluntary service as a member of the Panel of Counsel. The application was thus neither receivable before the UNAT nor before the UNDT. Outcome: The application was rejected.

## Decision Contested or Judgment/Order Appealed

The application deals with the decision taken by UNOV to restrict the applicant's access to the Vienna International Centre (VIC) to entry for pre-arranged appointments if accompanied by the staff member with whom he had the appointment. At the time the decision was taken, the applicant was a retired UN staff member and he was member of the Panel of Counsel. In February 2007, the applicant filed an appeal before the former UNAT; his case was transferred to the UNDT in January 2010.

## Legal Principle(s)

N/A

## Outcome

Dismissed as not receivable

Full judgment

[Full judgment](#)

Applicants/Appellants

Sims

Entity

DESA

Case Number(s)

UNDT/GVA/2010/007

Tribunal

UNDT

Registry

Geneva

Date of Judgement

30 Apr 2010

Duty Judge

Judge Cousin

Language of Judgment

English

French

Issuance Type

Judgment

Categories/Subcategories

Jurisdiction / receivability (UNDT or first instance)

Personal (ratione personae)

Applicable Law

## Former Staff Rules

- Rule 111.2(a)

## Former UNAT Statute

- Article 2