

UNDT/2011/140, Gebre

UNAT Held or UNDT Pronouncements

Under art. 16(3) of the ICTR Statute, the Registrar of the ICTR is an Assistant Secretary-General. In his position as head of administration, he has the authority to make decisions on behalf of the Secretary-General in relation to the administration and operations of the ICTR. It was the Tribunal's finding that the Applicant had addressed his request for an administrative review to the ICTR Registrar, who was the person with the power to either review it on behalf of the Secretary-General or to forward it to the appropriate officer, within the applicable time limits. The Applicant had in essence complied with former staff rule 111.2(a).

Decision Contested or Judgment/Order Appealed

The Applicant was contesting the administrative decisions dated 8 April 2008 not allowing him an extension of his appointment beyond the mandatory age of retirement and denial of the opportunity to compete for a substantive FS-5 level position. He was also contesting the subsequent review of his case by the Administrative Law Unit.

Legal Principle(s)

A request for the administrative review of a decision already taken is meant to provide the administrator an opportunity to reconsider the impugned decision.

Outcome

Judgment entered for Applicant in full or in part

Outcome Extra Text

The application was held to be receivable

Full judgment

[Full judgment](#)

Applicants/Appellants

Gebre

Entity

ICTR

Case Number(s)

UNDT/NBI/2009/021

Tribunal

UNDT

Registry

Nairobi

Date of Judgement

11 Aug 2011

Duty Judge

Judge Izuako

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Jurisdiction / receivability (UNDT or first instance)

Management Evaluation

Management Evaluation

Applicable Law

Former Staff Rules

- Rule 111.2(a)

Laws of other entities (rules, regulations etc.)

- ICTR Statute