

# UNDT/2011/170, McCluskey

## UNAT Held or UNDT Pronouncements

The Tribunal took note of the fact that the management evaluation was completed on 29 September 2011, thus rendering moot the application for suspension of action filed on 28 September 2011. The application for suspension of action was thus rejected.

## Decision Contested or Judgment/Order Appealed

The Applicant requested the Tribunal to suspend, during the pendency of the management evaluation, the implementation of the decision not to extend his fixed-term appointment beyond its expiry on 30 September 2011.

## Legal Principle(s)

The Tribunal has no authority to order suspension of action on a decision once the management evaluation has been completed.

## Outcome

Dismissed as not receivable

Full judgment

[Full judgment](#)

Applicants/Appellants

McCluskey

Entity

UNHCR

Case Number(s)

UNDT/GVA/2011/062

Tribunal

UNDT

Registry

Geneva

Date of Judgement

29 Sep 2011

Duty Judge

Judge Laker

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Jurisdiction / receivability (UNDT or first instance)

Non-renewal

Suspension of action / interim measures

Mootness

Applicable Law

## UNDT Statute

- Article 2.2

## Related Judgments and Orders

2010-UNAT-005

2010-UNAT-008

2010-UNAT-011

2011-UNAT-159