

UNDT/2011/213, Applicant

UNAT Held or UNDT Pronouncements

The Tribunal finds that the application is not receivable because the contested decision is not a disciplinary measure within the meaning of staff rule 11.2(b) and accordingly the time limits applicable under art. 8.1(d)(i) of the Tribunal's Statute should have been complied with. It clearly follows from staff rule 11.2(b) that the exemption from the requirement to request the management evaluation of a disciplinary measure only applies to disciplinary measures imposed following the completion of a disciplinary process.

Decision Contested or Judgment/Order Appealed

The Applicant, a staff member of the Office of Staff Legal Assistance ("OSLA"), filed on 31 October 2011 a request for management evaluation of the decision to remove her from her duties as counsel and on 1 November 2011 she filed an application on the merits against the same decision.

Legal Principle(s)

N/A

Outcome

Dismissed as not receivable

Full judgment

[Full judgment](#)

Applicants/Appellants

Applicant

Entity

OAJ

Case Number(s)

UNDT/GVA/2011/72

Tribunal

UNDT

Registry

Geneva

Date of Judgement

15 Dec 2011

Duty Judge

Judge Cousin

Language of Judgment

French

Issuance Type

Judgment

Categories/Subcategories

Disciplinary matters / misconduct

Disciplinary measure or sanction

Jurisdiction / receivability (UNDT or first instance)

Management Evaluation

Applicable Law

Staff Rules

- Rule 11.2(a)
- Rule 11.2(b)

UNDT Statute

- Article 8.1(d)

Related Judgments and Orders

UNDT/2011/187