

UNDT/2012/051, Belhachmi

UNAT Held or UNDT Pronouncements

The Tribunal found that the Applicant had submitted her request for management evaluation nearly three years after the events she was contesting occurred. The Tribunal, therefore, held that any blame for the failure of the Applicant's case rests firmly at her own door.

Decision Contested or Judgment/Order Appealed

The Applicant contested UNOCl's decision not to renew her contract and the concurrent loss of salary and entitlements as from 20 November 2007.

Legal Principle(s)

Pursuant to staff rule 11.2(c), a request for a management evaluation shall not be receivable by the Secretary-General unless it is sent within 60 calendar days from the date on which the staff member received the notification of the administrative decision to be contested. Pursuant to art. 8.3 of the Dispute Tribunal's Statute, the Tribunal has no power to waive or suspend the deadlines for management evaluation. As per the settled jurisprudence, the Dispute Tribunal may only review decisions that have been subject of a proper and timely request for management evaluation.

Outcome

Dismissed as not receivable

Full judgment

[Full judgment](#)

Applicants/Appellants

Belhachmi

Entity

UNOCI

Case Number(s)

UNDT/NBI/2011/027

Tribunal

UNDT

Registry

Nairobi

Date of Judgement

17 Apr 2012

Duty Judge

Judge Boolell

Language of Judgment

English

French

Issuance Type

Judgment

Categories/Subcategories

Appointment (type)

Fixed-term appointment

Jurisdiction / receivability (UNDT or first instance)

Management Evaluation

Applicable Law

Staff Rules

- Rule 11.2(c)

UNDT Statute

- Article 8