

UNDT/2012/071, Gehr

UNAT Held or UNDT Pronouncements

Receivability/administrative decision: It would be inconsistent with its standard of review to allow the Tribunal to interfere with the review of a performance appraisal before the rebuttal process has been finalised.

Decision Contested or Judgment/Order Appealed

The Applicant challenged the Administration's failure to conduct a rebuttal process in relation to his 2010-2011 performance appraisal in accordance with applicable rules. He submits that the rebuttal process is tainted by irregularities and complains about the delay in finalizing the process. The Tribunal rejects the application as irreceivable on two grounds: first, because the contested decision is not a final decision subject to appeal and second, because the Applicant failed to request management evaluation.

Legal Principle(s)

N/A

Outcome

Dismissed as not receivable

Full judgment

[Full judgment](#)

Applicants/Appellants

Gehr

Entity

UNODC

Case Number(s)

UNDT/GVA/2012/17

Tribunal

UNDT

Registry

Geneva

Date of Judgement

9 May 2012

Duty Judge

Judge Laker

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Jurisdiction / receivability (UNDT or first instance)

Management Evaluation

Performance management

Performance evaluation

Rebuttal

Related Judgments and Orders

2010-UNAT-035

2010-UNAT-049

UNDT/2010/203

UNDT/2010/206

UNDT/2010/208

UNDT/2011/211