

UNDT/2013/017, Prakash

UNAT Held or UNDT Pronouncements

The UNDT found that the application was time-barred as the Applicant had failed to file it within 90 calendar days of receipt of the response to his request for management evaluation, as required by art. 8.1(d) of the Statute. The Applicant also failed to refer to any exceptional circumstances that would justify the delayed filing of his application and that would warrant a waiver or extension of the applicable time limits.

Decision Contested or Judgment/Order Appealed

The Applicant, a former staff member of the United Nations Children's Fund ("UNICEF"), filed an application contesting the non-renewal of his contract on the grounds of unsatisfactory performance.

Legal Principle(s)

Time limits: As the United Nations Appeals Tribunal stated in Mezoui 2010-UNAT-043, time limits are to be enforced strictly.

Outcome

Dismissed as not receivable

Full judgment

[Full judgment](#)

Applicants/Appellants

Prakash

Entity

UNICEF

Case Number(s)

UNDT/NY/2013/004

Tribunal

UNDT

Registry

New York

Date of Judgement

2 Dec 2013

Duty Judge

Judge Meeran

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Jurisdiction / receivability (UNDT or first instance)

Non-renewal

Separation from service

Applicable Law

Staff Rules

- Rule 11.4

UNDT Statute

- Article 8.1

Related Judgments and Orders

2010-UNAT-043

2010-UNAT-056

2010-UNAT-067