

# **UNDT/2013/180, Kalpokas Tari**

## UNAT Held or UNDT Pronouncements

The application is struck out as being inadmissible because under the terms of the contract that the Applicant voluntarily entered into she is not a staff member and the rules and regulations of the UN do not apply to her. She is employed under a service contract that confer on her rights akin to that of a consultant and the breach of any such rights is to be settled via binding arbitration. Consequently, she does not have standing to bring her claim to the Tribunal. In the alternative, even if the Applicant had standing to bring her claim, it is, in any event, not receivable as she did not request management evaluation.

## Decision Contested or Judgment/Order Appealed

The Applicant contested the termination of her contract.

## Legal Principle(s)

N/A

## Outcome

Dismissed as not receivable

## Full judgment

[Full judgment](#)

## Applicants/Appellants

Kalpokas Tari

## Entity

UN-WOMEN

## Case Number(s)

UNDT/NY/2013/117

## Tribunal

UNDT

## Registry

New York

## Date of Judgement

23 Dec 2013

## Duty Judge

Judge Meeran

## Language of Judgment

English

## Issuance Type

Judgment

## Categories/Subcategories

Jurisdiction / receivability (UNDT or first instance)

Personal (ratione personae)

## Applicable Law

## Secretary-General's bulletins

- ST/SGB/2013/3

## Staff Rules

- Rule 11.2

## UNDT RoP

- Article 10

## UNDT Statute

- Article 2
- Article 3
- Article 8

## Related Judgments and Orders

UNDT/2011/007

UNDT/2012/036

UNDT/2013/007

UNDT/2013/033

2012-UNAT-197

2012-UNAT-249

2013-UNAT-316