

# UNDT/2014/103, Kifle

## UNAT Held or UNDT Pronouncements

Management evaluation: The Tribunal held that the Applicant nullified his request for management evaluation by asking the Management Evaluation Unit (MEU) to put his request on hold indefinitely and by not seeking reinstatement of said request later on. Administrative decision: The Tribunal concluded that although the Applicant filed a management evaluation request, there was no administrative decision within the meaning of article 2.1 of the UNDT Statute outstanding when this request was filed because his fixed term appointment had been extended to 30 June 2012.

## Decision Contested or Judgment/Order Appealed

The Applicant challenged the decisions by UNMISS not to: (a) renew his appointment beyond 30 September 2012; and (b) reinstate him to his original post of Strategic Planning Officer (SPO) when he was transitioned from the United Nations Mission in Sudan (UNMIS) to UNMISS on 8 July 2012.

## Legal Principle(s)

N/A

## Outcome

Judgment entered for Applicant in full or in part

Outcome Extra Text

The Tribunal found that the Applicant's challenges against: his reassignment in 2010 and 2011, the 2011/2012 selection process for UNMISS State Coordinator and the termination of his appointment as of 31 December 2011 were not receivable. The Tribunal held that his challenges against the non-renewal of his contract beyond 30 September and the failure to reinstate him as an SPO were receivable.

Full judgment

[Full judgment](#)

Applicants/Appellants

Kifle

Entity

UNMISS

Case Number(s)

UNDT/NBI/2013/22

Tribunal

UNDT

Registry

Nairobi

Date of Judgement

22 Jul 2014

Duty Judge

Judge Boolell

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Administrative decision

Jurisdiction / receivability (UNDT or first instance)

Management Evaluation

Applicable Law

Staff Rules

- Rule 11.2(a)
- Rule 11.2(c)

UNDT Statute

- Article 2.1
- Article 8.1(c)

Related Judgments and Orders

2010-UNAT-072

2010-UNAT-074

2011-UNAT-108