

# UNDT/2017/077, Buckley

## UNAT Held or UNDT Pronouncements

The Tribunal found that several of the Applicant's claims were not receivable, granted his claim for assignment grant in part, and rejected his claims for security evacuation allowance; post adjustment; and compensation for financial hardship.

## Decision Contested or Judgment/Order Appealed

The Applicant, a Chief Supply Chain Management at the D-1 level, step 2, with the United Nations Organization Multidimensional Stabilization Mission in the Central Africa ("MINUSCA"), contests, inter alia, the Administration's decision "not to recognize, implement and pay entitlements, following the evacuation of staff and the abandonment of Camp Faouar (Almet Al Faouar), Syria (the Headquarters of the United Nations Disengagement Observer Force, ["UNDOF"]) on 15 September 2015".

## Legal Principle(s)

UNDT not review the management evaluation response but the underlying decision: The outcome of the management evaluation review, its considerations and/or the staff member's interpretations, views or critics in relation to it are not administrative decisions subject to legal review by the Dispute Tribunal. Security evacuation allowance: A security evacuation allowance, pursuant to the SPM in Chapter VI, sec. A, para. 8, is only to paid to staff members who are evacuated and not to those who are relocated. Assignment grant, on a prorated basis: An assignment grant consists of two elements: a daily subsistence allowance ("DSA") and a lump-sum portion. A staff member is entitled to receive lump-sum portion even if his or her assignment is less than one year to this duty station on a prorated basis in accordance with sec. 6.2 of of ST/AI/2012/1 Post adjustment: If relocated, a staff member is not entitled to more in post adjustment than the highest rate of the two duty stations.

## Outcome

Judgment entered for Applicant in full or in part

## Full judgment

[Full judgment](#)

## Applicants/Appellants

Buckley

## Entity

UNDOF

## Case Number(s)

UNDT/NY/2016/57

## Tribunal

UNDT

## Registry

New York

## Date of Judgement

25 Sep 2017

## Duty Judge

Judge Greceanu

## Language of Judgment

English

## Issuance Type

Judgment

## Categories/Subcategories

TEST -Rename- Benefits and entitlements-45

Jurisdiction / receivability (UNDT or first instance)

Management Evaluation

## Applicable Law

Administrative Instructions

- ST/AI/2011/7
- ST/AI/2012/1

UNDT Statute

- Article 2.1