

UNDT/2018/052, Nadeau

UNAT Held or UNDT Pronouncements

Under sec. 3.2 of ST/SB/2008/5 and as a matter of good faith and fair dealing, by failing/omitting to review and consider an Applicant's complaint and informing him of the result, the Administration rendered an appealable administrative decision in accordance with art. 2.1 of the UNDT Statute and the Appeals Tribunal's consistent jurisprudence. The Tribunal finds that the application is receivable.

Decision Contested or Judgment/Order Appealed

The Applicant filed an application contesting the failure of the Under-Secretary-General for Internal Oversight Services to act in accordance with ST/SGB/2008/5 (Prohibition of discrimination, harassment, including sexual harassment, and abuse of authority) with respect to a complaint that he submitted.

Legal Principle(s)

For an application to be receivable, an applicant must identify a specific decision which had a direct and adverse impact on his/her contractual rights.

Outcome

Judgment entered for Applicant in full or in part

Full judgment

[Full judgment](#)

Applicants/Appellants

Nadeau

Entity

OIOS

Case Number(s)

UNDT/NY/2015/063

Tribunal

UNDT

Registry

New York

Date of Judgement

25 Apr 2018

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Jurisdiction / receivability (UNDT or first instance)

Applicable Law

Secretary-General's bulletins

- ST/SGB/2008/5

UNDT Statute

UNAT Statute

- Article 2.1(a)

Related Judgments and Orders

2014-UNAT-419

2010-UNAT-013

2011-UNAT-121

2014-UNAT-459