

# UNDT/2019/086, Olowo-Okello

## UNAT Held or UNDT Pronouncements

UNDT held that supplying additional circumstances as reasons for not rehiring the Applicant in 2018 did not revive the contested decision of 2016. UNDT held that the Applicant failed to submit a request for management evaluation of the contested decision within the required deadlines. UNDT held that there was no evidence that the Applicant and the Administration were in any way involved in an Ombudsman-driven negotiation process which may have implicitly extended the management evaluation deadline. UNDT held that although the Applicant claims to have been blocked from rehiring, he did not request management evaluation of any decision not to select him for any specific position. UNDT held that although the Applicant stated that adverse material was included in his personnel file, he did not request management evaluation of any decision to place adverse material in his personnel file. UNDT dismissed the application as irreceivable.

## Decision Contested or Judgment/Order Appealed

The Applicant contested the termination of his appointment, having been separated for lack of the requisite medical clearance.

## Legal Principle(s)

UNDT cannot suspend or waive deadlines for management evaluation.

## Outcome

Dismissed as not receivable

Full judgment

[Full judgment](#)

Applicants/Appellants

Olowo-Okello

Entity

UNHCR

Case Number(s)

UNDT/NBI/2019/45

Tribunal

UNDT

Registry

Nairobi

Date of Judgement

17 May 2019

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Jurisdiction / receivability (UNDT or first instance)

Subject matter (ratione materiae)

Applicable Law

## Staff Rules

- Rule 11.2(c)

## UNDT Statute

- Article 8

## UNAT Statute

- Article 2.1(a)