

UNDT/2019/114, Da Silva

UNAT Held or UNDT Pronouncements

The Tribunal dismissed the application. The Tribunal found that the contested decision was rescinded promptly after its issuance. In fact, the main claim of the application was rendered moot even before the commencement of the proceedings before the Tribunal.

Decision Contested or Judgment/Order Appealed

The Applicant contested MONUSCO's decision to not extend her appointment beyond 30 June 2018.

Legal Principle(s)

Pursuant to the settled jurisprudence of the Tribunal, an application becomes moot insofar as either the matter is resolved in a manner consistent with the thrust of the application, for example, if the administration withdrew from the decision, or the claim was otherwise satisfied to the effect that there is no gravamen on the part of the applicant or the claim cannot be satisfied for objective reasons.

Outcome

Dismissed as not receivable

Full judgment

[Full judgment](#)

Applicants/Appellants

Da Silva

Entity

MONUSCO

Case Number(s)

UNDT/NBI/2018/104

Tribunal

UNDT

Registry

Nairobi

Date of Judgement

24 Jun 2019

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Separation from service

Applicable Law

UNDT Statute

UNAT Statute

- Article 2.1(a)