

UNDT/2019/136, Azar

UNAT Held or UNDT Pronouncements

The impugned decision did not fall under any of the exceptions; the Applicant, therefore, was required to submit a request for management evaluation. He did not do so. Thus, the application was not receivable.

Decision Contested or Judgment/Order Appealed

The Applicant challenged the calculation of his entitlements and pension remuneration.

Legal Principle(s)

Exceptions from the obligation to request management evaluation are defined in staff rule 11.2(b). Where a request for management evaluation is a mandatory first step in commencing proceedings, the Tribunal has no power to dispense with this requirement. Moreover, it is settled law that there is no power to waive the deadlines for requesting management evaluation.

Outcome

Dismissed as not receivable

Full judgment

[Full judgment](#)

Applicants/Appellants

Azar

Entity

UNMIL

Case Number(s)

UNDT/NBI/2019/132

Tribunal

UNDT

Registry

Nairobi

Date of Judgement

30 Aug 2019

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Jurisdiction / receivability (UNDT or first instance)

Management Evaluation

Applicable Law

Staff Rules

- Rule 11.2

UNDT Statute

- Article 8