

UNDT/2019/151, Handy

UNAT Held or UNDT Pronouncements

The Tribunal dismissed the application as irreceivable. The Applicant had requested the Tribunal to order a rescission of the decision to permanently withdraw his MINUSCA's driver's permit. The Tribunal noted that this request had been satisfied by the Administration. The relief having been fully granted, there was no longer a justiciable matter before the Tribunal, thus rendering the application moot.

Decision Contested or Judgment/OrderAppealed

The Applicant contested MINUSCA's decision to permanently withdraw his driver's permit due to various curfew violations.

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

Handy

Entity

MINUSCA

Case Number(s)

UNDT/NBI/2019/131

Tribunal

UNDT

Registry

Nairobi

Date of Judgement

16 Oct 2019

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Jurisdiction / receivability (UNDT or first instance)

Applicable Law

UNDT Statute

UNAT Statute

- Article 2.1(a)