

UNDT/2020/034, Shah

UNAT Held or UNDT Pronouncements

Once he was notified that he would not be separated from the Organization, the Applicant was not entitled to a repatriation grant for his dependents. By allowing his family to travel back to his country of origin regardless, he incurred the liability of an overpayment of the repatriation grant to which he was not entitled. The Organization was entitled to recover the overpayment from the Applicant.

Decision Contested or Judgment/Order Appealed

Recovery of overpayment of repatriation entitlements.

Legal Principle(s)

Ignorance of the law is no excuse and every staff member is deemed to be aware of the regulations and rules.

Outcome

Dismissed on merits

Full judgment

[Full judgment](#)

Applicants/Appellants

Shah

Entity

UNIFIL

Case Number(s)

UNDT/NY/2018/057

Tribunal

UNDT

Registry

New York

Date of Judgement

4 Mar 2020

Duty Judge

Judge Honeywell

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Benefits and entitlements

Repatriation grant

Applicable Law

Staff Regulations

Administrative Instructions

- ST/AI/2009/1

Staff Rules

- Rule 1.5(a)
- Rule 7.1