

UNDT/2021/003, Cherneva

UNAT Held or UNDT Pronouncements

The Tribunal rejected the application as not receivable on two grounds: 1) Ratione personae because at the date of the filing of the present application the Applicant was not a staff member and the contested decision has no bearing on her status as a former staff member or otherwise breached the terms of her former appointment or contract of employment, and 2) Because it is premature since at the time of the filing of the application, the relevant response period for the management evaluation was still running.

Decision Contested or Judgment/Order Appealed

The Applicant contests the decision not to select her as “UN Special Rapporteur [for] [F]reedom of [O]pinion and [E]xpression in 2020”.

Legal Principle(s)

A former staff member of the Organization has access to the Dispute Tribunal only in respect of an administrative decision affecting the terms of his or her former appointment or contract.

Outcome

Dismissed as not receivable

Full judgment

[Full judgment](#)

Applicants/Appellants

Cherneva

Entity

UNOG

Case Number(s)

UNDT/GVA/2021/007

Tribunal

UNDT

Registry

Geneva

Date of Judgement

26 Jan 2021

Duty Judge

Judge Bravo

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Jurisdiction / receivability (UNDT or first instance)