

UNDT/2021/100, Larriera

UNAT Held or UNDT Pronouncements

The Tribunal held a case management discussion on 19 August 2021 during which the parties agreed that this application had been superseded by the decision of 12 November 2019 from the ABCC denying the Applicant's claim for benefits under Appendix D. At the time of filing the application, on 23 October 2019, the Applicant had not yet received this decision. In view of this development, the Tribunal found that the application was not receivable *ratione materiae* as indeed the application did not disclose a reviewable administrative decision. The Applicant did not establish that she was contesting an administrative decision within the meaning of article 2(1)(a) of the UNDT Statute.

Decision Contested or Judgment/Order Appealed

The Applicant filed an application on 23 October 2019, revised on 11 January 2021, challenging the refusal to acknowledge her civil status and to process her claim for compensation under Appendix D to the staff rules as a surviving spouse of a staff member killed in the course of official duties.

Outcome

Dismissed as not receivable

Full judgment

[Full judgment](#)

Applicants/Appellants

Larriera

Entity

UNS

Case Number(s)

UNDT/NBI/2019/149

Tribunal

UNDT

Registry

Nairobi

Date of Judgement

21 Aug 2021

Duty Judge

Judge Sikwese

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Administrative decision

Jurisdiction / receivability (UNDT or first instance)

Subject matter (*ratione materiae*)

Applicable Law

UNDT Statute

UNAT Statute

- Article 2.1(a)

Related Judgments and Orders

2012-UNAT-269

2013-UNAT-304

2014-UNAT-460

2014-UNAT-475

2014-UNAT-481

2015-UNAT-517

2015-UNAT-563