

# 2013-UNAT-299, Gehr

## UNAT Held or UNDT Pronouncements

UNAT held that there was no merit in the appeal as UNDT correctly concluded that applications to UNDT were only receivable if the applicant had previously submitted the contested administrative decision for management evaluation and that management evaluation was a mandatory first step. UNAT dismissed the appeal and affirmed the UNDT judgment.

## Decision Contested or Judgment/Order Appealed

The Applicant contested the alleged decision not to allow a rebuttal process to be carried out in accordance with the applicable norms. UNDT rejected the application as not receivable, as the impugned decision had not been submitted for management evaluation.

## Legal Principle(s)

Requesting management evaluation is a mandatory first step in the appeals process.

## Outcome

Appeal dismissed on merits

Full judgment

[Full judgment](#)

Applicants/Appellants

Gehr

Entity

UNODC

Case Number(s)

2012-331

Tribunal

UNAT

Registry

New York

Date of Judgement

28 Mar 2013

President Judge

Judge Adinyira

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Jurisdiction / receivability (UNDT or first instance)

Subject matter (ratione materiae)

Applicable Law

Staff Rules

- Rule 11.2(a)

## UNDT Statute

- Article 2.1
- Article 3.1
- Article 8.1(c)

## Related Judgments and Orders

UNDT/2012/071