

# 2013-UNAT-335, Christensen

## UNAT Held or UNDT Pronouncements

UNAT held that the Appellant failed to establish any errors warranting the reversal of the UNDT judgment concerning her entitlements. UNAT held that the UNDT correctly concluded that the claim was not receivable. UNAT recalled that UNDT has no jurisdiction to waive the deadlines for management evaluation or administrative review. UNAT dismissed the appeal and affirmed the UNDT judgment.

## Decision Contested or Judgment/Order Appealed

ICAO Decision: The Applicant contested the decision not to pay her certain entitlements. UNDT found that the application was not receivable as the Applicant had failed to request administrative review. UNDT dismissed the application.

## Legal Principle(s)

UNDT has no jurisdiction to waive the deadlines for management evaluation or administrative review. UNDT is competent to review its own competence or jurisdiction, which can be exercised even if the parties or the administrative authorities do not raise the issue, because it constitutes a matter of law.

## Outcome

Appeal dismissed on merits

Full judgment

[Full judgment](#)

Applicants/Appellants

Christensen

Entity

ICTR

Case Number(s)

2012-367

Tribunal

UNAT

Registry

New York

Date of Judgement

28 Jun 2013

President Judge

Judge Simón

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Jurisdiction / receivability (UNDT or first instance)

Temporal (ratione temporis)

Applicable Law

## Former Staff Rules

- Rule 111.2(a)

## UNDT Statute

- Article 2.6

## Related Judgments and Orders

UNDT/2012/094

2011-UNAT-182

2010-UNAT-074

2012-UNAT-218