

2014-UNAT-419, Reid

UNAT Held or UNDT Pronouncements

UNAT preliminarily rejected the request for an oral hearing finding no need for further clarification of the issues arising from the appeal. UNAT held that UNDT had correctly concluded that the Appellant failed to identify an administrative decision, having a direct and adverse impact on his contractual rights, capable of being reviewed. UNAT held that the Appellant was not challenging a specific administrative but had asked UNDT to overturn a policy. UNAT dismissed the appeal and affirmed the UNDT judgment.

Decision Contested or Judgment/Order Appealed

UNDT judgment: The Applicant challenged the Organisation's inaction in addressing his complaint of discrimination against men in the Organisation's hiring process in general and rostering process. UNDT held that the contested decision was not an administrative decision over which UNDT had jurisdiction. UNDT dismissed the application as not receivable *ratione materiae*.

Legal Principle(s)

An Applicant must identify an administrative decision capable of being reviewed and that has a direct and adverse impact on his contractual rights.

Outcome

Appeal dismissed on merits

Full judgment

[Full judgment](#)

Applicants/Appellants

Reid

Entity

UNSMIL

Case Number(s)

2013-471

Tribunal

UNAT

Registry

New York

Date of Judgement

2 Apr 2014

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Administrative decision

Definition

Jurisdiction / receivability (UNDT or first instance)

Subject matter (ratione materiae)

Applicable Law

UNAT Statute

- Article 2.5
- Article 8.3

Related Judgments and Orders

UNDT/2013/048

2010-UNAT-049