

2014-UNAT-470, Kissila

UNAT Held or UNDT Pronouncements

The Appellant claimed that her interpretation of the advice given by the UNDT Registry was that an extension of time was not needed. UNAT noted that it has repeatedly and consistently strictly enforced the time limits for filing applications and appeals, which assures the goal of hearing cases and rendering judgments in a timely fashion. UNAT found that it was unreasonable for the Appellant, even as a layperson, to conclude that an extension of time would never be needed and that there was no limitation on the time for filing. UNAT held that the Appellant did not demonstrate any error of law or fact in UNDT's decision that her application was not receivable *ratione temporis*. UNAT dismissed the appeal and affirmed the UNDT judgment.

Decision Contested or Judgment/Order Appealed

The Applicant contested the decision not to renew her contract. UNDT dismissed her application as not receivable *ratione temporis*, as she delayed filing her application by about five and a half months.

Legal Principle(s)

UNAT repeatedly and consistently strictly enforces the time limits for filing applications and appeals. It is the staff member's responsibility to ensure that they are aware of the applicable procedure in the context of the administration of justice at the UN and ignorance cannot be invoked as an excuse.

Outcome

Appeal dismissed on merits

Full judgment

[Full judgment](#)

Applicants/Appellants

Kissila

Entity

ICTR

Case Number(s)

2013-543

Tribunal

UNAT

Registry

New York

Date of Judgement

17 Oct 2014

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Jurisdiction / receivability (UNDT or first instance)

Temporal (ratione temporis)

Applicable Law

UNDT Statute

- Article 8.1(d)(i)(a)
- Article 8.1(d)(i)(b)

Related Judgments and Orders

UNDT/2013/115

2011-UNAT-184

2012-UNAT-218

2011-UNAT-144

2010-UNAT-043

2012-UNAT-275