

2015-UNAT-520, Eng

UNAT Held or UNDT Pronouncements

UNAT considered an appeal by the Secretary-General. UNAT held that the UNDT's legal conclusion that the application was timely was erroneous. UNAT held that the application was not timely and not receivable *ratione temporis*. UNAT held that UNDT exceeded its competence or jurisdiction in receiving the application and addressing its merits. UNAT granted the appeal and vacated the UNDT judgment.

Decision Contested or Judgment/Order Appealed

The Applicant challenged the decision not to place her on a roster. UNDT found for the Appellant and awarded her compensation and moral damages.

Legal Principle(s)

UNDT has no inherent power to suspend or waive the statutory time limits for filing an application.

Outcome

Appeal granted

Full judgment

[Full judgment](#)

Applicants/Appellants

Eng

Entity

UNEP

Case Number(s)

2014-597

Tribunal

UNAT

Registry

New York

Date of Judgement

26 Feb 2015

President Judge

Judge Chapman

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Jurisdiction / receivability (UNDT or first instance)

Temporal (*ratione temporis*)

Applicable Law

UNDT RoP

UNDT Statute

- Article 8.1

- Article 8.1(d)(iv)
- Article 8.3

Related Judgments and Orders

UNDT/2014/014

2012-UNAT-275

2010-UNAT-005

2010-UNAT-043

2011-UNAT-118