

2017-UNAT-711, Krioutchkov

UNAT Held or UNDT Pronouncements

UNAT held that the appellant did not identify the alleged defects in the judgment and state the grounds relied upon in asserting that the judgment was defective. UNAT held that the Appellant merely reiterated allegations already thoroughly examined by UNDT. UNAT held that the Appellant failed to demonstrate any error in the UNDT findings such as to warrant its reversal. UNAT held that there was no merit in the appeal. UNAT dismissed the appeal and affirmed the UNDT judgment.

Decision Contested or Judgment/Order Appealed

The Applicant contested his non-selection for a position. UNDT rejected the application.

Legal Principle(s)

The appeals procedure is of a corrective nature and not an opportunity for a dissatisfied party to reargue his or her case. The appellant has the burden of satisfying UNAT that the judgment he or she seeks to challenge is defective, and it follows that the appellant must identify the alleged defect in the judgment and state the grounds relied upon in asserting that the judgment is defective.

Outcome

Appeal dismissed on merits

Full judgment

[Full judgment](#)

Applicants/Appellants

Krioutchkov

Entity

ESCAP

Case Number(s)

2016-946

Tribunal

UNAT

Registry

New York

Date of Judgement

31 Mar 2017

President Judge

Judge Raikos

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Staff selection (non-selection/non-promotion)

Selection decision

Applicable Law

UNAT RoP

- Article 18.1

UNAT Statute

- Article 8.3

UNDT Statute

- Article 2.1

Related Judgments and Orders

UNDT/2016/042