

2018-UNAT-828, Kallon

UNAT Held or UNDT Pronouncements

UNAT considered an application for execution filed by Mr Kallon, seeking the execution of the non-pecuniary aspects of the UNAT judgment. UNAT held that there was no need to order execution as the judgment had been executed in full since the order of rescission did not require execution by the Secretary-General. UNAT held that the rescission of the contested administrative decisions took effect as the direct consequence of the judgment. UNAT held that there was no merit in Mr Kallon's request for execution and, therefore, dismissed his request for costs against the Secretary-General for abuse of process. UNAT dismissed the application for execution of judgment.

Decision Contested or Judgment/Order Appealed

Previous UNAT judgment: The Applicant contested the decisions: 1) not to support his designation as Chief Procurement Officer (CPO) of the UN Interim Security Force for Abyei; 2) to withdraw his designation as CPO /of the UN Stabilization Mission in Haiti. UNDT issued a judgment on liability finding that the contested decisions were flawed and that the Applicant was entitled to compensation. Later, UNDT issued a judgment on relief in which it ordered the rescission of the contested decisions, removal of the decisions and related specific documents from the Applicant's Official Status File (OSF), and placement of its judgment therein. In a separate judgment, UNDT awarded compensation for non-pecuniary damages in the amount of USD 50,000, with interest. The Secretary-General appealed against both judgments on liability and relief. UNAT dismissed the appeals and affirmed the UNDT judgments.

Legal Principle(s)

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Outcome

Revision, correction, interpretation or execution

Full judgment

[Full judgment](#)

Applicants/Appellants

Kallon

Entity

MINUSTAH

Case Number(s)

2017-1117

Tribunal

UNAT

Registry

New York

Date of Judgement

22 Mar 2018

President Judge

Judge Knierim

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Judgment-related matters

Execution of Judgment

Applicable Law

UNAT Statute

- Article 11.4
- Article 9.2

Related Judgments and Orders

2017-UNAT-742