

UNDT/2023/091, Otieno

UNAT Held or UNDT Pronouncements

The Applicant in this case did not requested a review of the impugned decision by management evaluation, thus depriving the Tribunal of the jurisdiction to consider this matter any further.

Decision Contested or Judgment/Order Appealed

The Applicant challenged the Respondent's decision to terminate his appointment on grounds of abolition of post.

Legal Principle(s)

In accordance with staff rules 11.2(a) and (c) and art.8(1)(c) of the Statute it is incumbent on an Applicant to challenge, in a timely manner, an underlying decision and any alleged effects it has on him/her.

A timely challenge has to be initiated by request for management evaluation within 60 days of the date of the impugned decision.

Outcome

Dismissed as not receivable

Full judgment

[Full judgment](#)

Applicants/Appellants

Otieno

Entity

UNON

Case Number(s)

UNDT/NBI/2023/065

Tribunal

UNDT

Registry

Nairobi

Date of Judgement

28 Aug 2023

Duty Judge

Judge Waktolla

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Termination

Management Evaluation

Abolition of post

Jurisdiction / receivability (UNDT or first instance)

Applicable Law

Staff Rules

- Rule 11.2(a)
- Rule 11.2 (c)

UNDT Statute

- Article 8.1

Related Judgments and Orders

2013-UNAT-293

UNDT/2019/158

UNDT/2021/101