

UNDT/2024/021, Kamdem Souop

UNAT Held or UNDT Pronouncements

The Tribunal has no jurisdiction to determine this application on the merits as it challenges a decision that was not submitted for management evaluation in a timely manner.

The Tribunal also considered the merits of the Applicant's submissions in respect of the propriety of the impugned decision. The Applicant incurred expenses that were clearly communicated to him as unauthorised prior to his travel. There is nothing on the record to show that the decision was tainted, improperly made or otherwise unlawful. In other words, even if the application had been found to be receivable, it would have failed on the merits.

Decision Contested or Judgment/Order Appealed

The Applicant challenged the Respondent's decision to reject his request for medical evacuation ("MEDEVAC") and the request for reimbursement of his MEDEVAC costs.

Legal Principle(s)

The Applicant was required to challenge, in a timely manner, the impugned decision and any alleged effects it had on him. A timely challenge had to be initiated by a request for management evaluation within 60 days of the date of the impugned decision.

Repeated requests to reconsider the original decision do not reset the clock for filing a management evaluation request.

Outcome

Dismissed as not receivable

Full judgment

[Full judgment](#)

Applicants/Appellants

Kamdem Souop

Entity

OHCHR

Case Number(s)

UNDT/NBI/2023/046

Tribunal

UNDT

Registry

Nairobi

Date of Judgement

22 Apr 2024

Duty Judge

Judge Wallace

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Jurisdiction / receivability (UNDT or first instance
Management Evaluation

Applicable Law

Staff Rules

- Rule 11.2
- Rule 11.2(c)

Related Judgments and Orders

2014-UNAT-402

2016-UNAT-672

2015-UNAT-546

2013-UNAT-293