

004 (NBI/2025), Sakule Mathe Bubega

UNAT Held or UNDT Pronouncements

The Tribunal directed the Respondent to submit evidence of the legitimate investigative activity that was taken in connection with this case from the date on which the Administration received the report of possible misconduct until the date of the decision to withhold the Applicant's final entitlements and pension paperwork. In order to determine whether any delays in this case were an aberration or examples of systematic problems, the Tribunal also directed the Respondent to submit similar information for all of the 225 MONUSCO Medical Insurance Plan fraud investigations.

Decision Contested or Judgment/Order Appealed

The Applicant challenged the Respondent's decision to delay the payment of his pension benefit upon retirement on grounds that he was being investigated for medical insurance fraud. In its motion, the Respondent argued that logical and resource challenges have hamstrung the organization in completing investigations in more than 225 Medical Insurance Plan cases/allegations.

Legal Principle(s)

The Dispute Tribunal may order the production of evidence for either party at any time and may require any person to disclose any document or provide any information that appears to the Dispute Tribunal to be necessary for a fair and expeditious disposal of the proceedings.

Outcome

Other procedural decision without a motion

Full order

[Full order](#)

Individual Party

Sakule Mathe Bubega

Entity

MONUSCO

Case Number(s)

UNDT/NBI/2024/047 (Bubega, Sakule Mathe)

Tribunal

UNDT

Registry

Nairobi

Date of Order

15 Jan 2025

Duty Judge

Judge Wallace

Language of Order

English

Appeal Status

Appealed

Issuance Type

Order

Categories/Subcategories

Additional evidence

Applicable Law

UNDT RoP

- Article 18.2