

Case No. UNDT/NBI/2012/042

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6. The Tribunal afforded the Applicant the opportunity to respond to the Respondent's submissions on receivability, which response the Applicant filed on 7 January 2013.

Parties' Submissions

7. The Applicant submits that towards the latter part of 2010, he noticed he was being passed over for several positions in field missions in favour of women candidates who were less qualified and sometimes had no field experience. He approached the then Under-Secretary-General for the Department of Field Support, Ms Susana Malcorra for an explanation and justification on the policy. His queries were not responded to.

8. On 18 March 2012, the Applicant sought management evaluation of the "decision not to give [him] a decision". The Management Evaluation Unit issued its decision against the Applicant on 21 April 2012.

9. The Respondent contends that the present application must be dismissed because it does not identify the specific administrative decision that is being challenged. The Application, the Respondent submits, is defective on its face. On this ground alone, the Respondent moves the Tribunal to rule on the receivability of the Application as a preliminary issue.

Deliberations

10. The jurisdiction of the United Nations Dispute Tribunal is set out in the Statute. Article 2 of the Statute affords the Tribunal the authority to hear and pass judgment on an application filed by an individual to appeal an administrative decision that is alleged to be in non-compliance with the terms of appointment or the contract of employment.

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decision and therefore subject to challenge, those cases are distinguishable from the facts of his Application.

17. The case of Tabari 2011-UNAT-177, for example, is distinguishable from the present application. Mr Tabari had specifically requested the payment of hazard pay for a specified period. Two months after the request was made, he began the process

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