
UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2018/094
OrderNo.: 007 (NBI/2020)

Background

1. On 15 September 2018, the Applicant, a former FS6 Movement Control Section (MOVCON) Assistant with the United Nations Mission in Liberia (UNMIL), filed an application before the Dispute Tribunal. The Applicant describes the contested decision as “not obtaining” Field Central Review Board (FCRB) clearance for the position of FS6 MOVCON Officer during two rostering exercises Generic Job Opening (GJO) No. 425940 in 2013/2014 and GJO No. 76109 in 2017/2018.
2. The Respondent filed a reply on 18 October 2018, *inter alia*, that with respect to the decision on GJO 425940, the Application is not receivable because the Applicant did not timely request management evaluation as required by staff rule 11.2(c).
3. On 14 February 2019, the Tribunal issued Order No. 019 (NBI/2019) requiring the Applicant to provide a response solely to the issue of receivability raised in the reply. The Applicant filed the response on 25 February 2019.
4. In his reply the Applicant argued that he did not receive notification for the decision regarding GJO 425940 until 2018.

Considerations

5. The Tribunal has considered the application which contains two claims and more specifically the Tribunal has made preliminary findings on the first claim regarding GJO 425940 which findings dispose of that claim entirely.
6. The claim on GJO 425940 is not receivable because the Applicant did not

7. The Tribunal shall proceed to consider the merits of the application only on the claim pertaining to GJO 76109. The ensuing judgment shall also provide in detail the reasons for the finding that the claim for GJO 425940 is not receivable.

ORDER

- a. The application shall be decided on the papers and therefore the parties, if they wish to, shall file further and final submissions in relation to the contested decision regarding GJO 76109 by 14 February 2020.
- b. The Applicant is strongly encouraged to seek legal assistance in drafting his final submissions so that his factual allegations are aligned with the relevant applicable law and jurisprudence.

(Signed)

Judge Rachel Sophie Sikwese

Dated this 15th day of January 2020

Entered in the Register on this 15th day of January 2020

(Signed)