

Case No.: UNDT/NBI/2024/026
Order No.: 108 (NBI/2024)
Date: 19 August 2024

Introduction

1. On 16 April 2024, the Applicant filed an application contesting the decision of the Advisory Board on Compensation Claims to “deduct from [her] entitlement to compensation as a surviving spouse the amount of pension benefits being paid although she is not receiving any part of those benefits”.
2. In his reply filed on 17 May 2024, the Respondent requests the Tribunal to reject the application. He contends that the contested decision is legal, rational and procedurally fair.
3. The case was assigned to undersigned Judge on 5 August 2024.

Consideration

4. The Tribunal has reviewed the parties’ submissions and, having in mind art. 19 of its Rules of Procedure, takes the view that the relevant facts in the present case are clear, there is no need to conduct a hearing on the merits, and the matter can be determined on the basis of the documents on record.

Case No. UNDT/NBI/2024/026

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b. The closing submission shall not exceed 10 pages, in font Times New Roman, font size 12, line spacing of 1.5 lines.

Judge Francesco Buffa

Dated this 19th day of August 2024

Entered in the Register on this 19th day of August 2024

René M. Vargas M., Officer-in-Charge, Nairobi