

Introduction

1. The Applicant is a staff member of the United Nations Mission in South Sudan (“UNMISS”). On 1 November 2021, he filed an application to contest the 19 October 2021 decision by the Regional Service Centre Entebbe (“RSCE”) to not reimburse the cost of his stay at a fee-paying facility during a government mandated quarantine while he was on home leave.

Considerations

2. The Tribunal finds that this application is not receivable for the reason outlined below.

3. Pursuant to staff rules 11.2(a) and 11.2(c), for an application to be receivable, the applicant must first submit a request for management evaluation to the Management Evaluation Unit (“MEU”) within the applicable time limit, which is “60 calendar days from the date on which the staff member received notification of the administrative decision to be contested”.

4. Article 8.1(c) of the UNDT Statute provides that an application shall be receivable if an applicant has previously submitted the requested administrative decision for management evaluation where required.

5. The purpose of the request for management evaluation is to give the Administration a chance to correct itself and/or provide an acceptable solution where necessary before a staff member resorts to litigation.

6. In the present matter, the Applicant has indicated at section VI, page 4, of his application that he has not requested management evaluation of the 19 October 2021 RSCE decision. The Applicant has not complied with one of the core requirements enunciated in article 8.1(c) of the UNDT Statute and in staff rules 11.2(a) and 11.2(c). The Tribunal does not therefore have the requisite jurisdiction to entertain this application.

JUDGMENT

7. The application is dismissed.