



## Facts

1. On 10 August 2014, the Applicant, a staff member of the 'International' (Administrative Organization) of the United Nations, filed a submission with the Geneva Office of the United Nations Dispute Tribunal, UNDT, entitled 'The Applicant's, in his view, seems to be contesting a series of decisions taken by the Office's legal staff sufficed after failing to (O)mit the on 15 February 2016, requesting, inter alia, the amendment of the 'Statement on the Applicant's status.

2. The submission was registered under Case No. UNDT/GVA/2014/062.

6. On 12 August 2014, the Geneva Office of the Tribunal advised the Applicant and informed the Applicant that the decisions taken by the Board of the United Nations Appeal Tribunal, UNAT, and not of the UNDT. The Applicant appealed the decisions to the UNDT, as the UNDT is not competent to deal with the contested decision and as a result of the appeal to the UNAT.

4. On 14 August 2014, the Applicant sent an email to the Geneva Office, asking for further information, and that the appeal was filed.

## Considerations

; . As a first step, the Tribunal as to determine if the Applicant is competent to appeal the decision against the (O)rganisation of the United Nations. The Tribunal notes that the Applicant's appeal is a matter of 'a...'. The main issue addressed herein is that of the appeal to the Independent Office of the United Nations and herein is not addressed by the Applicant's appeal. See Christensen 2016-UNAT-66;-. Accordingly, the Tribunal deems that the Applicant's appeal, at this point in time, is not admissible. The Applicant's appeal is not admissible as a result of the sum of the Tribunal's judgment, the Applicant's appeal is considered as an appeal to the Tribunal. The issues of the Applicant's appeal are: see Chahrour 2014-UNAT-406, Gehr 2016-UNAT-616-.

6. The sole effect of the Tribunal's decision is the determination and finding of article 2.1(a) and article 6.1(a) of the Statute, . . .

2.1. The Director's decision is a "sole prerogative" and is a judgment on a "discretionary" matter, as indicated for article 6, paragraph 1, of the present statute, against the "Geneva" as the Chief Administrative Officer of the United Nations.

(a) To allow an administrative decision to be appealed to the non-Sole Arbitration Panel of the United Nations is a matter of the substance of the appeal.

6.1 An appeal against article 2, paragraph 1, of the present statute may be filed . . .

(a) Any staff member of the United Nations, including the United Nations Secretary-General's administrative staff, may appeal the United Nations' decision . . .

A. The Tribunal notes that the Appeal is a staff member of the United Nations (O . . .) who is not a staff member of the United Nations Secretary-General or of the United Nations funds and programmes, and that she does not contest an administrative decision taken by the Secretary-General of the United Nations (UN), as the Chief Administrative Officer of the UN. Furthermore, the Tribunal

Case No. UNDT/GVA/2014/062

Judgment No. UNDT/2014/111